

AGENDA

BRANSON LANDING TRANSPORTATION DEVELOPMENT DISTRICT

MEETING OF THE BOARD OF DIRECTORS

Date: October 22, 2020

Time: 12:35 p.m. (central daylight time), or as soon as possible thereafter

Place: Branson City Hall, Council Chambers, 110 W. Maddux Street, Branson, Missouri 65616

I. CALL TO ORDER

II. ROLL CALL

III. APPROVAL OF MINUTES

1. July 18, 2019 meeting

IV. NEW BUSINESS

1. Resolution 2020-01: Elect Interim Directors
2. Resolution 2020-02: Appoint Officers
3. Resolution 2020-03: Approve budget for fiscal year ending December 31, 2021

V. OTHER BUSINESS (none scheduled)

VI. ADJOURN MEETING

MINUTES

MEETING OF THE BOARD OF DIRECTORS THE BRANSON LANDING TRANSPORTATION DEVELOPMENT DISTRICT July 18, 2019

The Board of Directors for the Branson Landing Transportation Development District met in the Council Chambers of the City Hall on July 18, 2019, at 12:38 p.m. with the following Directors present:

Edd Akers, Kevin McConnell, Brian Clonts, Bob Simmons, Bill Skains, Larry Milton and Rick Castillon.

Also present: Stan Dobbins and Lisa Westfall.

Mayor Akers asked for a motion to approve the TDD Board Meeting Minutes of July 19, 2018. Director Skains so moved, seconded by Director McConnell. Mayor Akers asked for comments from the Board of Directors. No discussion. Voting aye: McConnell, Simmons, Skains and Castillon. Nays: None. Motion carried. Not Eligible to Vote: Alderman Clonts, Alderman Milton and Mayor Akers.

Secretary Westfall read by title Resolution 2019-01, a Resolution of the Board of Directors of the Branson Landing Transportation Development District electing an Interim Director to fill vacated terms. Mayor Akers asked for a motion electing Edd Akers, Larry Milton and Brian Clonts as Interim Directors and adopting Resolution 2019-01. Director Skains so moved, seconded by Director Simmons. Mayor Akers asked for comments from the Board of Directors. No discussion. Voting aye: McConnell, Simmons, Skains and Castillon. Nays: None. Motion carried. Not Eligible to Vote: Alderman Clonts, Alderman Milton and Mayor Akers.

Secretary Westfall read by title Resolution 2019-02, a Resolution of the Board of Directors of the Branson Landing Transportation Development District appointing Officers of the District. Mayor Akers asked for a motion appointing Officers and adopting the Resolution. Director Castillon moved to appoint Edd Akers as Chairperson and Executive Director, Rick Castillon as Vice-Chairperson, Bob Simmons as Secretary and Brian Clonts as Treasurer and adopt Resolution 2019-02, seconded by Director McConnell. Mayor Akers asked for comments from the Board of Directors. No discussion. Voting aye: McConnell, Clonts, Simmons, Akers, Skains, Milton and Castillon. Nays: none. Motion carried.

Secretary Westfall read by title Resolution 2019-03, a Resolution of the Board of Directors of the Branson Landing Transportation Development District approving the budget for the fiscal year ending December 31, 2020, and a staff report was presented by Finance Director Jamie Rouch. Chairperson and Akers asked for a motion adopting Resolution 2019-03. Director Skains so moved, seconded by Director Clonts. Chairperson Akers asked for comments from the Board of Directors. Discussion. Voting aye: McConnell, Clonts, Simmons, Akers, Skains and Castillon. Nays: none. Abstain: Milton. Motion carried.

Chairperson Akers stated having no other business to come before the Board of Directors, that concludes the meeting of the Board of Directors for the Branson Landing Transportation Development District and he entertained a motion to adjourn the meeting. Director Skains so moved, seconded by Director Clonts. Voting aye: McConnell, Clonts, Simmons, Akers, Skains, Milton and Castillon. Nays: none. Motion carried. Meeting adjourned at 12:51 p.m.

E. Edd Akers
Chairperson

Lisa K. Westfall
Secretary

RESOLUTION 2020-01

**THE BRANSON LANDING
TRANSPORTATION DEVELOPMENT DISTRICT**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE BRANSON LANDING
TRANSPORTATION DEVELOPMENT DISTRICT ELECTING INTERIM DIRECTORS TO
FILL VACATED TERMS.**

WHEREAS, the Branson Landing Transportation Development District (the “**District**”), which was formed on March 17, 2005, by order of the Circuit Court of Taney County, is a political subdivision of the State of Missouri and is transacting business and exercising powers granted pursuant to the Transportation Development District Act, Sections 238.200 through 238.275, RSMo (“**TDD Act**”); and

WHEREAS, Director Rick Castillon, who had been serving a term commencing April 11, 2019, which will expire April 10, 2022, was disqualified and removed from office pursuant to the District Bylaws; and

WHEREAS, Director Brian Clonts, who had been serving a term commencing April 11, 2018, which will expire April 10, 2021, was disqualified and removed from office pursuant to the District Bylaws; and

WHEREAS, Section 238.220.2(3), RSMo, and the District Bylaws provide that the remaining directors shall nominate and elect an interim director to complete any unexpired term of a director caused by resignation or disqualification; and

WHEREAS, the District’s Board of Directors desires to nominate and elect interim directors to fill the unexpired, vacated terms of Rick Castillon and Brian Clonts.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE BRANSON LANDING TRANSPORTATION DEVELOPMENT DISTRICT, AS FOLLOWS:

1. Jeff Seay is hereby nominated and elected as interim director to fill the unexpired term of Rick Castillon, which expires on April 10, 2022.
2. Jamie Whiteis is hereby nominated and elected as interim director to fill the unexpired term of Brian Clonts, which expires on April 10, 2021.
3. The officers of the Board of Directors are authorized to take all further actions necessary to carry out the purpose and intent of this Resolution.
4. This Resolution shall take effect immediately.

PASSED by the Board of Directors of the Branson Landing Transportation Development District on October 22, 2020.

E. Edd Akers, Chairperson

RESOLUTION 2020-02

BRANSON LANDING TRANSPORTATION DEVELOPMENT DISTRICT

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE BRANSON LANDING TRANSPORTATION DEVELOPMENT DISTRICT APPOINTING OFFICERS OF THE DISTRICT.

WHEREAS, the Branson Landing Transportation Development District (the “**District**”), which was formed on March 17, 2005, by order of the Circuit Court of Taney County, is a political subdivision of the State of Missouri and is transacting business and exercising powers granted pursuant to the Transportation Development District Act, Sections 238.200 through 238.280, RSMo; and

WHEREAS, Section 238.222 of the Revised Statutes of Missouri requires that the board of directors of a transportation development district appoint a chairman, executive director, secretary, treasurer and such other officers or employees as it deems necessary; and

WHEREAS, the Board of Directors of the District desires to appoint a chairman, vice-chairman, secretary, treasurer and executive director as the officers of the District in accordance with the requirements of Section 238.222 of the Revised Statutes of Missouri.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE BRANSON LANDING TRANSPORTATION DEVELOPMENT DISTRICT, AS FOLLOWS:

1. _____ is appointed Chairman of the District.
2. _____ is appointed Vice-Chairman of the District.
3. _____ is appointed Secretary of the District.
4. _____ is appointed Treasurer of the District.
5. _____ is appointed Executive Director of the District.
6. Each officer of the district shall exercise those powers and perform those duties as set forth in the Bylaws of the District.
7. This Resolution shall take effect immediately.

PASSED by the Board of Directors of the Branson Landing Transportation Development District on October 22, 2020.

E. Edd Akers, Chairperson

RESOLUTION 2020-03

BRANSON LANDING TRANSPORTATION DEVELOPMENT DISTRICT

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE BRANSON LANDING TRANSPORTATION DEVELOPMENT DISTRICT APPROVING THE BUDGET FOR THE FISCAL YEAR ENDING DECEMBER 31, 2021.

WHEREAS, the Branson Landing Transportation Development District (the “**District**”), which was formed on March 17, 2005, by order of the Circuit Court of Taney County, is a political subdivision of the State of Missouri and is transacting business and exercising powers granted pursuant to the Transportation Development District Act, Sections 238.200 through 238.280, RSMo; and

WHEREAS, pursuant to Section 67.010, RSMo and the District Bylaws, the Board of Directors of the District (the “**Board**”) shall adopt a budget for the ensuing fiscal year; and

WHEREAS, the District desires to adopt a proposed budget and budget message for the District for fiscal year 2020 and the District shall submit such proposed budget to the City for review and consent; and

WHEREAS, the District desires to adopt an annual budget for the operation of the District for fiscal year 2021, but, if appropriate, the District may reconsider such annual budget pursuant to any written comments received from the City or if the District fails to receive written consent from the City.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE BRANSON LANDING TRANSPORTATION DEVELOPMENT DISTRICT, AS FOLLOWS:

1. The District hereby adopts as its proposed annual budget and budget message for the fiscal year ending December 31, 2021 the budget and budget message which are attached hereto as **Exhibit A** and which are incorporated herein by reference.
2. The Board will review and consider any written comments or consent received from the City in response to submission of the proposed budget.
3. Subject to the condition in Section 2 of this Resolution, the District hereby adopts as its annual budget for the fiscal year ending December 31, 2021, the budget which is attached hereto as **Exhibit A** and which is incorporated herein by reference. In the event the District receives written comments from the City or fails to receive written consent from the City to adopt the proposed budget as the final budget and the Board deems amendments to the annual budget are necessary, the Board may amend the annual budget by further resolution. If such amendment does not occur, then the action taken by this Section 3 shall be final unless otherwise amended.
4. This Resolution shall take effect immediately upon its execution.

PASSED by the Board of Directors of the Branson Landing Transportation Development District on October 22, 2020.

E. Edd Akers, Chairperson

EXHIBIT A

2021 BUDGET AND BUDGET MESSAGE

[see attached]

**Branson Landing
Transportation Development District**

Fiscal Year 2021

Budget

**Branson Landing
Transportation Development District**

Fiscal Year 2021 Budget

Budget Message

Branson Landing Transportation Development District (the "District") was formed as a political subdivision of the State of Missouri on March 17, 2005 by virtue of an order entered by the Circuit Court of Taney County, Missouri.

Important Budget Features

The District's source of revenue is a Transportation Development District ("TDD") Sales Tax, a special purpose tax levied pursuant to the Missouri Transportation Development District Act, Sections 238.200 to 238.280 of the Missouri statutes.

The District has been formed for the purpose of funding and assisting in the funding of certain transportation improvements that were constructed in connection with the Branson Landing development project, and for the costs incurred in the administration and operation of the District. Half of all District Sales Tax Revenues generated are captured in the Special Allocation fund that has been created by the City of Branson for the Branson Landing Tax Increment Financing Plan. The District has agreed to contribute all remaining District Sales Tax Revenues to the City to pay for eligible District Project Costs that have been incurred by the City, and for costs incurred in the administration of the District.

Major Changes

Revenues continue to be impacted by the general economic conditions of the county, city and district.

	2019 (Actual)	2020 Budget (Original)	2020 Budget (YTD)*	2021 Budget
Collections				
Sales Tax Revenue	\$ 1,355,938.00	\$ 1,250,000.00	\$ 691,446.00	\$ 1,360,000.00
Other Contribution	-	-	-	-
Interest	-	-	-	-
	<u>1,355,938.00</u>	<u>1,250,000.00</u>	<u>691,446.00</u>	<u>1,360,000.00</u>
Total Collections	<u>1,355,938.00</u>	<u>1,250,000.00</u>	<u>691,446.00</u>	<u>1,360,000.00</u>
Disbursements				
Legal Fees	-	-	-	-
EATS	677,969.00	625,000.00	345,723.00	680,000.00
Audit Fees	-	-	-	-
Administrative	-	-	-	-
Insurance	-	-	-	-
Miscellaneous	-	-	-	-
Debt Service	677,969.00	625,000.00	345,723.00	680,000.00
	<u>1,355,938.00</u>	<u>1,250,000.00</u>	<u>691,446.00</u>	<u>1,360,000.00</u>
Total Disbursements	<u>1,355,938.00</u>	<u>1,250,000.00</u>	<u>691,446.00</u>	<u>1,360,000.00</u>
Increase (decrease) in cash from operations:	-	-	-	-
Cash balance at beginning of period	-	-	-	-
	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>
Cash balance at end of period	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>

*Through 5/31/20