

**AN ORDINANCE AMENDING CHAPTER 2 OF THE BRANSON MUNICIPAL CODE
PERTAINING TO PUBLIC COMMENT, ADDRESSING THE BOARD, DECORUM AND
MEETING JOURNAL.**

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE
CITY OF BRANSON, MISSOURI, AS FOLLOWS:**

Section 1: It is the intention of the Board of Aldermen, and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Branson Municipal Code, and the sections of this ordinance may be renumbered to accomplish such intention.

Section 2: That Chapter 2 – *Administration*; Article II. – *Mayor and Board of Aldermen*; Division 2. – *Procedure*; Sec. 2-70. – *Order of business; consent agenda*; and Sec.2-73. – *Addressing the board*; Sec. 2-76. – *Decorum*; Article III. – *Officers and Employees*; Division 4. – *City Clerk*; Sec. 2-181. – *Appointment, duties, term and compensation; deputy city clerk* of the Branson Municipal Code is hereby amended to read as follows:

**CHAPTER 2 – ADMINISTRATION
ARTICLE II. – MAYOR AND BOARD OF ALDERMEN
DIVISION 2. - PROCEDURE**

Sec. 2-70. - Order of business; consent agenda.

(a) The order of business at all regular meetings shall ordinarily be as follows:

(1) Call to order.

(2) Pledge of Allegiance.

(3) Invocation.

~~[(4)]~~(5) Awards/recognitions.

~~[(5)]~~(4) Roll call.

(6) Public comment.

(7) Consent agenda.

(8) Regular agenda.

(9) Mayor/aldermen/administrator's reports.

(10) Adjournment.

(b) The presiding officer may consider items out of sequence from the printed agenda upon a motion and the affirmative vote of two-thirds of the members of the board present.

(c) The purpose of the public comment is to accommodate members of the public who have comments regarding city business that the board has jurisdiction or authority to take action on. ~~[Any person wishing to appear and speak during public comment shall sign the speaker sign-up sheet located at the front door of the council chambers.]~~ Each person wishing to speak during public comment must personally sign **up** ~~[the speaker sheet]~~ prior to the opening of the board meeting and shall provide their name~~[-address]~~ and topic(s) to bring before the board. No person shall be allowed to speak who did not personally sign **up** ~~[the sheet]~~ requesting the opportunity to speak. ~~[If any person signs the speaker sheet on behalf of another person, such action shall be a breach of the decorum of the public meeting and shall be dealt with accordingly.]~~ Each speaker must present comments regarding city business only and shall have a total of five minutes within which to make their comments. **Any meeting where ten or more speakers sign up to speak during Public Comment, the time shall be reduced to a three-minute limit.** The mayor or board may address any issues raised by any speaker at any point during the meeting without counting against the speaker's ~~[five-minute]~~ time limit. There may be ~~[an]~~ additional ~~[five-minutes]~~ **time added** for comments and questions from the mayor, board or city staff directed to the speaker for the speaker's response. A person may only speak one time per public comment **period**. Items raised under public comment may be referred to the city ~~[staff]~~ **administrator, who shall diligently work to provide answers back to the constituent or board after consulting with appropriate staff.** No questions shall be asked a board member except through and with the permission of the presiding officer.

(d) All second readings will be handled under consent agenda. The consent agenda matters are routine and may be adopted by one motion. There will be no discussion of separate items, unless members of the board or staff request that a specific item be removed from the consent agenda for individual consideration and discussion and placed on the regular agenda. ~~[Any citizen that would like to have an item removed from the consent agenda so discussion can occur should notify a board member requesting that item be moved for discussion.]~~

Sec. 2-73. - Addressing the board.

Interested persons addressing the board must do so from the podium and prior to speaking must state their name **for the record** ~~[and address]~~.

Sec. 2-76. - Decorum.

While the board is in session, the ~~[members]~~ **presiding officer** must preserve order and

79 decorum. No person shall either, by conversation or otherwise, delay or interrupt the proceedings
80 or the peace of the board, nor disturb any member while speaking or refuse to obey the orders of
81 the board or its presiding officer, except as otherwise provided in this section. Any person
82 making personal, impertinent, or slanderous remarks, or who becomes boisterous while
83 addressing the board, or who interferes with the order of business before the board, and who
84 fails, upon request of the presiding officer, to cease such activity, shall be barred from further
85 ~~[or future]~~ audience before the board, unless permission to continue is granted by a majority vote
86 of the board. Upon instructions of the presiding officer, an individual may be removed for
87 violation of the order and decorum of the meeting. ~~[An individual may be barred from further~~
88 ~~meetings if interrupting the order and decorum of a meeting by the presiding officer. However,~~
89 a] A majority vote of the elected board members may allow[s] the individual to return.

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92 **ARTICLE III. – OFFICERS AND EMPLOYEES**
93 **DIVISION 4. – CITY CLERK**
94

95 **Sec. 2-181. - Appointment, duties, term and compensation; deputy city clerk.**
96

97 (a) Appointment. The board shall elect a clerk for such board, to be known as "the city clerk,"
98 whose duties and term of office shall be fixed by ordinance, and shall serve at the pleasure
99 of the board.

100
101 (b) Duties. The duties of the city clerk are as follows:

- 102
103 (1) The city clerk shall keep a true and correct journal of the proceedings of the board, and
104 shall be the general accountant for the city. General accountant shall refer to the
105 maintaining of the bank signature cards for the city. The journal shall include all
106 information required by state law and ~~[a brief synopsis of comments]~~ **the names and**
107 **topics of** ~~[made by]~~ interested members of the community **who speak during public**
108 **comment**. There shall not be any record of comments or discussion by the mayor, board,
109 **the public** or city staff under all regularly and specially called meetings unless the
110 mayor, alderman or city staff member requests ~~[his]~~ **their** statement(s) be read into the
111 record and there will be a synopsis of the mayor and board reports.

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113
114 NOTE: LANGUAGE WHICH IS **BOLD, UNDERLINED** HAS BEEN ADDED; LANGUAGE
115 WHICH IS [BRACKETED, STRICKEN] HAS BEEN REMOVED.

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117
118 Section 3: This ordinance shall be in full force and effect from and after its passage by the
119 Board of Aldermen and approval by the Mayor.

120
121 Section 4: That should any section, sentence or clause of this Ordinance be declared invalid
122 or unconstitutional, such declaration shall not affect the validity of the remaining
123 sections, sentences or clauses.

124
125 Section 5: That the City Clerk is authorized by this Ordinance to correct any scrivener's errors

identified within this Ordinance.

Read, this first time on this _____ day of _____, 20____.

Read, this second time, passed, and truly agreed to by the Board of Aldermen of City of Branson,
Missouri this _____ day of _____, 20____.

Larry D. Milton
Mayor

ATTEST:

APPROVED AS TO FORM:



Hillary Briand
City Clerk

City Attorney