• CITY OF EUREKA SPRINGS COUNCIL MEETING AGENDA
TUESDAY, MARCH 11, 1997
9:00 AM

AGENDA

CALL TO ORDER
ROLL CALL, ESTABLISHMENT OF QUORUM
PLEDGE OF ALLEGIANCE TO THE FLAG
APPROVAL OF THE AGENDA:
APPROVAL OF THE MINUTES: Regular Council Meeting February 25, 1997

OLD BUSINESS

1. Ordinance No. 1737, Parade Permit Fees, (for 3rd reading 3-11-97)

NEW BUSINESS

1. Authorizing for signage to Historical District at 23 Nat Flanor Hill.
2. St. Patrick's Day Parade, March 16th 3 P.M.
3. Authorization for May Festival
4. Ordinance No. 1752, Re-zoning part of the NE 1/4 Section 22, Township 20 North, R-26-W Described as Tracts 1-5, from R-2 Contemporary Residential to G-2 Contemporary Commercial, Mr. Wade Williams, (first reading)
5. Street Light, Stonegate Inn, Mr. Murray
6. Amend the Budget for purchase of Compactor Truck, Mr. Murray
7. Ordinance No. 1753 Trolly Stops, Mr. Fargo, (first reading)
8. Ordinance No. 1750, amending the Parking Code, (first reading)

MAYORS COMMENTS

ADMINISTRATIVE ASSISTANT'S REPORT:

COMMISSION, COMMITTEE, AND AUTHORITY REPORTS:

1. Auditorium Commission,
2. C.A.P.C. Commission,
3. Cemetery Commission, Re-appointment of Tom Beck Position 1; Reappointment of Bennie Clark, Position 2.
4. Historic District Commission.
5. Hospital Commission,
6. Parking Authority
7. Parks and Recreation Commission
8. Planning Commission
9. Carroll County Solid-Wastes Authority
10. Four-County Solid-Wastes Management District
11. Eureka Springs Solid-Wastes Advisory Committee
12. Tourism Advisory Committee:

ANNOUNCEMENTS:

Public hearing 3-13-97, 6 P.M.; proposed annexation of Lake Leatherwood, Planning Commission.

CITY OF EUREKA SPRINGS
CITY COUNCIL MINUTES, REGULAR MEETING
TUESDAY, MARCH 11th, 1997

Mayor Barbara A. O'Harris called the regularly scheduled City Council Meeting to order at 9 a.m. on Tuesday, March 11, 1997. The meeting was held in the jury room of the Western District Courthouse.

PRESENT:
Mayor O'Harris, and Aldermen persons Jeffrey, Dickers, Scratt, Freeland, and

Watson. Alderman Christman was absent.

ALSO PRESENT:
Wade Williams, Earl Hyatt, David McNeal, Kirby Murray, Marvin Shepard,
Rex A. Gustin, Gene Bland, Jack F. Byrne, David Anderson, Charley Fargo,
Pat Corcelli, Jay Miner, Don Matt, Don Young and Clerk Lee.

APPROVAL OF THE AGENDA:
The motion was made and seconded to approve the agenda as it is. The vote was 5/0/0.

APPROVAL OF THE MINUTES:
Mr. Jeffrey pointed out two cajun words that were spelled incorrectly. On page four, near the bottom, the words were "cajun" and "zydeco". There were no more corrections. The motion was made and seconded to approve the minutes as corrected. All were in favor, 5/0/0.

OLD BUSINESS:
1. Ordinance #1737, Parade Permit Fees, Third reading. The motion was made and seconded to suspend the rules and place Ordinance #1737 on its third and final reading by title only. The vote was in favor, 5/0/0.
Mr. Young read the ordinance by title only.
The motion was made and seconded to approve. With no discussion, the vote was 5/0/0. Ordinance #1737 unanimously passed on the final reading.
Sheila Seratt asked that the parades that have been approved be somewhere on the agendas so that the Council knows when there will be one.

NEW BUSINESS:
1. Authorizing for signage to Historic District to be placed at the top of Planer Hill:
Marvin Shepard was present and he explained to the listeners that the signs will be sixteen feet long and two feet high, and the plan is to place them at the top, on each side, of Planer Hill. Traffic coming from either direction will then be aware of the Historic District down the hill on Highway 23. Mr. Shepard has been to the Parking Authority meeting, the Planning Commission, and the HDC and the idea has been approved by all of them, even though the property in question is not a part of the Historic District. The funds will come from the private sector.
Once the signs are placed, they will become City property and will be maintained by the City. Mr. Shepard still has to convince the State Highway Department, and if necessary, get a waiver from them to place the signs on their right-of-way.
The motion was made and seconded to approve Mr. Shepard's endeavor. The vote was unanimous, 5/0/0.
Mr. Freeland asked to re-open the discussion, in that he wanted to be sure that the final signs were in keeping with the Historic District. The Mayor asked that a committee be formed of Mr. Freeland, Mr. Murray, and Mr. Shepard. That way there will be no doubt that the signs will be suitable.

2. St. Patrick's Day Parade:
The motion was made and seconded to waive the fee and permit the St Patrick Day Parade to be held. All were in favor, 5/0/0.

I was suggested that since the Parade Ordinance passed, the application for permit be changed.

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a. Authorization for May Festival:
The motion was made and seconded to postpone the subject of the May Fine Arts Festival until March 25, 1997, with more discussion at the March 18th Agenda-setting meeting.

4. Ordinance #1752, Re-zoning part of the NE 1/4, Section 22, Township 20 and Range 26W, described as Tracts 1-5, from R-2 Contemporary Residential to C-2 Contemporary Commercial, Mr. Wade Williams, (first reading):
The motion was made and seconded to place Ordinance #1752 on its first reading in its entirety. All were in favor, 5/0/0.
Mr. Young read the ordinance in its entirety.
The motion was made and seconded to approve. All were in favor, 5/0/0. Mr. Freeland said that all of the meetings and hearings were in favor of this.

5. Street Light, Stonegate Inn, Mr. Murray:

The question was, where, at Stonegate Inn, would the street light put up?
Mr. Murray said on the parking lot side, because it is dark on that side.
The pole is already there, so its not a large undertaking.
The motion was made and seconded to approve the street light. The vote was unanimous, 5/0/0.

6. Ordinance #1754, Amend the Public Works budget for Purchase of a Compactor Truck
The motion was made and seconded to place Ordinance #1754 on its first reading in its entirety. The vote was 5/0/0.
Mr. Young read the ordinance in its entirety.
The motion was made and seconded to approve.
Mr. Murray explained about the equipment that they are using now, and why the truck would be such a help. Everything has to be lifted over people's
heads to load and it is very hard on bodies. The city has a $40,000 grant from the Solid Waste Authority, and a $10,000 matching grant from
WalMart, which means the City needs to match the grant with $10,000.
The truck in question should come out at about $63,000 and if they add the special box to the bed, that should bring it in at $65,000.
Alderwoman Watson called for the vote. It was unanimous, 5/0/0.

The motion was made and seconded to suspend the rules and place
Ordinance #1754 on its second reading by title only. All were in favor,
5/0/0.
Mr. Young read the ordinance by title only.
The motion was made and seconded to approve. It was unanimous, 5/0/0.

The motion was made and seconded to suspend the rules and place
Ordinance #1754 on its third and final reading. Vote was 3/2/0, with
Alderpersons Dickens and Freeland voting no. The third reading will take
place at the March 25th, 1997, Council Meeting.

Mr. Jeffrey asked about the Auditorium Restrooms, and the Mayor told him that the subject will come up for discussion again at the March 18, 1997

8. Ordinance #1750, Amending the Parking Code:
The motion was made and seconded to place Ordinance #1750 on its first reading in its entirety. All were in favor, 5/0/0.
Mr. Young read the ordinance in its entirety.
The motion was made and seconded to approve.
Alderwoman Dickens suggested that the Commercial Club might organize a meeting of the downtown merchants to discuss and come up with ideas about where to park, for both employers and employees.
Alderwoman Watson said that we have parking that is not being rented by the Café Santa Fe, and we could utilize that as perimeter parking, also. The Council discussed the offer the Transit Department has made, which is to have employees park at Planer Hill and be bused downtown to their place of business. The hours would be adjusted as to what was needed.

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Finally, Alderwoman Serratt made the motion to postpone until the March 25th, 1997 Council Meeting and discuss it some more at the March 18th, 1997 Agenda-setting Meeting. Alderwoman Dickens seconded and the vote was 5/0/0.

7. Ordinance #1 753, Trolley Stops:
The motion was made and seconded to place Ordinance #1753 on its first reading in its entirety. All were in favor, 5/0/0.
Mr. Young read the ordinance in its entirety.
The motion was made and seconded to approve. All were in favor, 5/0/0.

Alderman Freeland asked if the trolleys would be going along the whole Historic Loop, because of the concerns of the Rosalie House owners.
Mr. Fargo said that they would follow the whole route which goes by the Rosalie House.

The motion was made and seconded to suspend the rules and place Ordinance #1753 on its second reading by title only. All were in favor, 5/0/0.
Mr. Young read the ordinance by title only.
The motion was made and seconded to approve. The vote was 5/0/0, in favor.

The motion was made and seconded to suspend the rules and place Ordinance #1753 on its third and final reading. The vote was 3/2 with Alderpersons Freeland and Dickens voting negatively. The ordinance will be read for the third time on March 25, 1997 at the Council Meeting.

MAYOR'S COMMENTS:
Linda Clark said that collections for fines and fees for the Municipal Court are up 44.63%.

ADMINISTRATIVE ASSISTANT:
Mr. Young reminded us that next month is National Fair Housing Law month.
The anniversary of this law is April 19th and it is the 29th anniversary.
He read a Proclamation declaring April the Fair Housing Month.

Police Chief Earl Hyatt brought a name to be hired for the Police Department to take the place of Archie Rousey. He excused himself from interviews because he knows the applicants, so he had Sam Durham, Martin Fortenberry and Morris Pate review the applicants. They recommended Albert Frost to be the new officer. Mr. Hyatt, and the City Attorney, Jay Miner, gave Mr. Frost a high recommendation. They said that one of his greatest strengths is that he has the ability to defuse bad situations.
Alderman Jeffrey made the motion to hire Mr. Frost. Alderwoman Watson seconded. The vote was unanimous, 5/0/0.
Alderwoman Scratt asked that the name be given to the council in advance of the meetings, so that they know ahead of time who will be named.

The Mayor reminded the council that two positions are open on the Cemetery Commission and that the people have agreed to serve again.

The motion was made and seconded to approve Tom Beck for position #1. By roll call, the vote was 5/0/0.

The motion was made and seconded to approve Bennie Clark for position #2 on the Cemetery Commission. By roll call, the vote was 5/0/0.

At the point Pat Corcelli came in and wanted the Council to discuss buying tents for the festivals. Ms. Corcelli had brought handouts to the Cou9ncil Meeting as it was starting, and generally the Council discusses these things at an agenda setting meeting before they are brought to Council.

Mr. Miner told her that even though he thought the idea was great, the City cannot buy tents to be used for the festivals because they do not benefit every person in the City. However, that is what the CAPC does and that they should take the proposals to them for consideration.

With no further business, the motion was made and seconded to adjourn. The vote was 5/0/0. The meeting was adjourned at 10:35 a.m.