

**COUNCIL MEETING AGENDA  
TUESDAY, MARCH 25, 1997  
9:00 AM**

**AGENDA**

**ADMINISTRATIVE ASSISTANT'S REPORT:**

**COMMISSION, COMMITTEE, AND AUTHORITY REPORTS:**

1. Auditorium Commission,
2. C.A.P.C. Commission
3. Cemetery Commission,
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**

**ADJOURNMENT**

**CITY OF EUREKA SPRINGS  
CITY COUNCIL MINUTES, REGULAR MEETING  
TUESDAY, March 25th, 1997**

Mayor Barbara A. O'Harris called the regularly scheduled City Council Meeting to order at 9 a.m. on Tuesday, March 25th, 1997. The meeting was held in the jury room of the Western District Courthouse.

**PRESENT:**

Mayor O'Harris, and Alderpersons Jeffrey, Dickens, Freeland, and Watson. Alderpersons Christman and Seratt were absent. Alderman Christman had triple by-pass heart surgery and Alderwoman Seratt had a badly sprained ankle.

**ALSO PRESENT:**

Earl Hyatt, David McNeal, Francie Miller, Lisa Liggett, Charles Fargo, Gayle Larimer, Donna Spittler, Jack Moyer, Pat Matsukis, Mr. & Mrs. Ernst Schrader, Jay Miner, Don Young, Don Matt and Clerk Lee.

**PLEDGE OF ALLEGIANCE:**

Mr. Young led in the Pledge of Allegiance.

#### APPROVAL OF THE AGENDA:

The motion was made and seconded to approve the agenda. All were in favor, 4/0/0.

#### APPROVAL OF THE MINUTES:

The motion was made and seconded to approve the March 11th Council Meeting Minutes. All were in favor, 4/0/0.

The Council voted, 4/0/0, to postpone approval of the Special meeting minutes from March 18th, two meetings, and March 20th, until the April 8th, 1997, Council Meeting.

#### OLD BUSINESS:

##### 1. Ordinance #1700A to amend Ordinance #1700, Zoning:

After some discussion the motion was made and seconded to postpone until the April 8th meeting, and discuss it again at the Agenda-setting Meeting. The vote was 4/0/0.

##### 2. Ordinance #1750, Parking, First Reading:

The motion was made and seconded to place the ordinance on its first reading in its entirety. The vote was 4/0/0.

Mr. Young read it in its entirety.

The vote was made and seconded to approve. After a short discussion, the vote was 4/0/0, to approve the first reading.

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#### 3. May Fine Arts Festival

The Council voted on each item that the Festival Committee asked for:

#1. Permission to set up a tented Art Show in the Epley & Epley parking lot, Epley Abstract parking lot at 7 Pine St. and the front and side lawn of the Eureka Springs Post Office, pending permission. The show would be on May 10th, which is "Arts Are Elegant" weekend, from 10 am to 6 pm. The motion was made and seconded that the Council approve. The vote to approve was 4/0/0.

#2. Permission to close off Spring Street from Howell/German Alley to Main Street for the "Arts Are Outrageous" Parade. It should take about an hour from start to finish which will be about 10 am to 11 am and will be held Saturday, May 3, 1997.

#3. Goes with #2 in that they are asking for a place between the Court House and the Auditorium to park the a couple of the floats until 3 p.m., so that they can be viewed by everyone.

The motion was made and seconded to approve. The favorable vote was 4/0/0.

#4. Permission for Festive decoration throughout the town to include inflated balloons, festival banners, and strolling musicians, clowns and entertainers. There are several ordinances involved in this request. Mr. Jeffrey said that the Council has temporarily waived the ordinance banning banners in other cases. Mr. Miner said the Council can waive the ordinance for a month if it so desires. The general understanding was that Jay Miner would meet with Earl Hyatt and decide whether or not some of these things can be done.

#5. Permission to close off a portion of Center Street and so some refreshment tents.~ There was some controversy because there are snack places within easy walking distance.

The motion was made and seconded to turn items 4 & 5 over to Jay and Earl to work on and they will come back with a recommendation. The vote was 4/0/0.

#6. Appropriation of funds to purchase pavilion tents for the City's many events. The City cannot, by law, purchase the tents. It was suggested at the agenda-setting meeting that the idea be presented to the CAPC because they are allowed to spend their money (or things that can promote Eureka Springs.

#7. Purchase festival banners. The same answer applies. As far as placing them Jay Miner and Earl Hyatt will research that.

#### 4. Old Police Building:

Plans are not finished. We will keep it on the agenda.

5. Ordinance #1752, Re-zoning part of the NE1/4 Section 22, Township 2 north, Range 26 West, described as Tracts 1-5, From R-2 Contemporary Residential to C-2 Contemporary Commercial, Wade Williams, second reading:

The motion was made and seconded to suspend the rules and place Ordinance #1752 on its second reading by title only. The vote was 4/0/0. Mr. Young read the ordinance by title only.

The motion was made and seconded to approve. The vote was 4/0/0.

The motion was made and seconded to suspend the rules and place Ordinance #1752 on its third and final reading by title only. The vote was 4/0/0

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Mr. Young read the ordinance by title only.

The motion was made and seconded to approve. Since nobody had come forward to oppose the re-zoning and the Planning Commission had given it their blessing, the vote was 4/0/0. Ordinance #1752 passed on its third reading.

**6. Auditorium restrooms:**

Mr. Jeffrey made the motion to give the Auditorium Commission \$6000 to cover the cost of the restrooms located on the outside of the building. Alderwoman Watson seconded, and the vote was 4/0/0. It was also discussed that the city could possibly provide 7 day janitorial service to those restrooms.

**7. Ordinance #1754, Amending the Public Works Budget, Third reading:**

The motion was made and seconded to suspend the rules and place Ordinance #1754 on its third and final reading by title only. The vote was 4/0/0.

Mr. Young read Ordinance #1754 by title only.

The motion was made and seconded to approve. With no discussion, the ordinance passed, 4/0/0.

**8. Authorization for signage to Historical District at 23 North, Planer Hill, Committee Report**

There was no report. The motion was made and seconded to postpone until the April 8th meeting and the vote was 4/0/0.

**NEW BUSINESS:**

**1. Trams Appropriation, Mr. Jeffrey:**

There was quite a long discussion about ordering another tram now. Mr. Jeffrey believes that we will need another tram before the year is out. Mr. Freeland says he still has not seen any figures to show that we should buy another tram. Finally, the Council asked that the Transit Department do a projection on how much money the trams could make, based on what we already know. That will be brought to the next Agenda-setting Meeting

on April 1st. The motion was made and seconded to postpone this item until the April 8th Council Meeting. The vote was 4/0/0.

There was no Administrative Assistant's Report.

The Mayor asked the Tourism Advisory Committee to do consider a request by the Rosalie House conflicting with Ordinance #1708A, the Large Vehicle Ordinance, and also, on the Sidewalk Ordinance #1698. There are new products on the market that would not be so cost prohibitive. Also, some of the organizations in town might work with them.

The motion was made and seconded to adjourn. All were in favor, 4/0/0. The City Council meeting was adjourned at 10:02 a.m.

APPROVED:

ATTEST:

Mary Ann Lee, City Clerk -Treasurer