

**CITY OF EUREKA SPRINGS  
COUNCIL MEETING MINUTES 485  
FEBRUARY 18, 1999**

The February 18th 1999 meeting was called to order at 7 p.m. Mayor Beau Satori presided over the meeting, which was held in the Courtroom of the Western District Courthouse.

PRESENT: Mayor Satori, and Alderpersons Jeffrey, Stoppel, Taylor, Schrader, Sumpter, and Freeland.

ALSO PRESENT: Robert McVey, Alan Long, Sue Ely, Kirty Murray, Kathie Alway, Jack Muzio, Royal Alcott, Terry McClurg, Ashley Lechtenberger, Nikki Salazar, Kim Dickens, Tom Laub, Butch Berry, Stanley Shaw, K. J. Zumwalt, Clarey Perez and Clerk Lee.

PLEDGE OF ALLEGIANCE: Ms. Dickens led in the Pledge of Allegiance.

APPROVAL OF THE AGENDA: Alderman Jeffrey commented that there should be place on the agenda for Council Comments. Mr. Laub said that there could be no action taken at that time but otherwise a subject could be commented upon. The motion was made and seconded that City Council Comments be added right after Mayor's Comments. All were in favor, 6/0/0.

The motion was made and seconded to approve the amended agenda. All were in favor, 6/0/0.

APPROVAL OF MINUTES: The motion was made and seconded to approve the City Council Minutes of the special meeting held on January 28th, 1999. All were in favor, 6/0/0.

The motion was made and seconded to approve the City Council Minutes of February 4th 1999. Alderman Schrader did some editing of the list of attendees, and he said that on page four, fifth paragraph, some of the roll call vote was not noted. Also, on page five, he asked that the cost of the land use attorney be listed. Alderman Sumpter asked that on page six, the very top of the page, that the concerns of Mr. Schrader's Resolution be listed before his statement is made. The corrections were duly noted. The motion was made and seconded to approve the minutes as amended. All were in favor, 6/0/0. The clerk was asked to E-mail the amended minutes to the Council and also to mail them to Mr. Schrader.

Mayor Satori said that State Law required the State of the City Address was to be presented at the second meeting of the year. That is why he gave an informal address then. He felt, however, that the real address was at the present meeting, because the real birthday of Eureka Springs, was February 14th, 1880. The State of the City Address will follow these minutes in the minute book, for the record.

**UNFINISHED BUSINESS:**

Council Procedures for 1999, Televising Parking Authority:

Alderman Taylor made the motion to televise the Parking Authority Meetings. Alderman Schrader seconded. All were in favor, 6/0/0.

Restructuring the City's Information Channel 5 (Don Matt):

Mr. Matt reported that at this time, what we have is the best we can hope for. It will take quite a bit more equipment than the City has to add much to the channel at this time. The City doesn't have enough room to store more equipment if we had it.

This Channel goes into every tourist lodging and residence in the community. There could possibly be a program formulated that would take tourist information and special information about the town into those areas of our community during the day. Then, the meetings could be televised in the evening hours. Once a meeting room is set up it will be a lot simpler, because the equipment will not need to be broken down and set up each time. Also, the CAPC may have some advertisements of the City from our ad agency that could be played.

The City could play meetings around the clock if we had enough decks. As it is, someone has to switch tapes, and a certain amount of maintenance is involved to do what we are doing now.

If we are talking about public access it is a whole different project. You are talking about much more sophisticated equipment, personnel, and the liability to the City. It should be studied to find out how much money would be involved. The City can plan towards this.

Alderman Schrader said that some of the input he has received suggests that the studio be in the Auditorium. There was quite a lot of discussion. It was established that Don Matt is the only person responsible for the channel now, and when there are less time constraints, he can keep better track of what needs to be removed and added.

Alderman Jeffrey said that he feels that this subject should be studied carefully and that a task force should be formed because there may be an area of expertise that will have to come from another source. It is a complex subject. We are a small town with limited resources, and we could easily get in over our head.

Purchase of new trolleys. Charles Fargo

Lisa Liggett addressed the issue. In November of 1998 the State Highway Department~~~~~ missing portion

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Purchase of new trolley. Charles Fargo:

Lisa Liggett addressed the issue. In November of 1998, the State Highway Department contacted the Transit Department and let it for a new trolley are available, and that they would fund up to \$250,000, and the \$40,000 plus would be provided by the City, the Co the understanding that the City could sell vehicle #1. The Transit Department has put it out for bid twice this year and the best bid will not pay for the City's share of the trolley. The State has been notified that we would accept the grant under those conditions. M that is interested in the trolley. They just could not come in under the deadline for the bid. Does the City want to go ahead with this? Several questions came up, such as: How does the Transit Department come up with the price to sell the vehicle for? The answer according to the year and the mileage of the vehicle. Also, the trolley to be sold is generally used when they need an extra vehicle busy. Vehicle #1 was new in 1984, and was retired in 1993. The State retires them when they reach a certain mileage. The vehicle department to use as extra vehicles. The Transit Department has always taken advantage of these grants when they could. There grants will always be around, and the equipment needs to be upgraded wherever it is possible. Alderman Sumpter made the motion balance of the cost of the trolley and to keep Vehicle #1 in case we need it for another year.

Alderman Jeffrey seconded. The unanimous vote was 6/0/0.

Public Restroom/Modifying Parks Responsibilities. Nikki Salazar:

The Council had added a certain amount of money to the Parks, thinking they could hire another person, and part of that person's c the restrooms at Pendergast Corner. The Parks declined, on the grounds that it does not fall under their jurisdiction. After much dis Stoppel made the motion to direct Ms. Dickens to draw up some kind of job description. Alderwoman Taylor seconded. All were in Schrader said that obviously, the Parks & Recreation Commission does not want the job. The Auditorium could do it also.

The motion was made and seconded to take a break. All were in favor, 6/0/0. The meeting was recessed at 9:25 p.m., and reconve

There was no new business.

The television sound went off at this time. Mr. Matt stated that this might be a comment for new equipment. He got the television sc

**CITY COUNCIL COMMENTS:**

Alderwoman Taylor brought up the speeding problems. She saw an article in the Morning News about a company that will loan the tells the police how fast a vehicle is going. They are doing this as a community service. You can put it on any road and it will clock it going by. They will loan it to us for a month. This developed into quite a long discussion.

Alderman Jeffrey left at 9:55 p.m.

Mayor Satori said he would have Chief Hyatt contact the company and find out if it will be something that can work for us.

The discussion continued until finally Alderman Sumpter said that Council Comments should be comments, not long discussions. It was discussed that having four meetings a month instead of two might alleviate some of the late meetings, and Mayor Satori said just as long.

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

**CEMETERY COMMISSION:** Positions 4 & 5 expired on February 15<sup>th</sup> 1999. The

Mayor suggested Jane LaRue for Position 4 and Joe Head for Position 5.

Alderman Stoppel made the motion to approve Joe Head for Position 5. Alderwoman Taylor seconded. All were in favor, 5/0/0.

Alderwoman Taylor made the motion to approve Jane LaRue for Position 4. Alderman Schrader seconded. All were in favor, 5/0/0.

**PLANNING COMMISSION:** The Mayor had appointed Elaine VanNatta for Position 1, which expires on July 1, 1999. Alderman Freed approve and Alderwoman Taylor seconded. The roll call vote was 4/1/0, with Alderman Sumpter voting no.

Alderwoman Taylor made the motion to approve Royal Alcott for Position 6, which expires January 1, 2001. Alderman Schrader se favor, 5/0/0.

**CITY ADVERTISING AND PROMOTION COMMISSION:**

Alderman Schrader made the motion and Alderman Freedland seconded that Calvin cotton be approved for position 1 on the CAPC 4/1/0, with Alderman Sumpter voting no.

Alderman Schrader made the motion and Alderman Freeland seconded that Sue Ely be approved for position 3 on the CAPC. The roll call vote was 4/1/0 to approve with

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**SOLID WASTES ADVISORY COMMITTEE:**

Alderman Sumpter nominated David Stoppel to be the Council Representative to this committee. Alderwoman Taylor seconded. All were in favor, 5/0/0. This committee meets once a month and its purpose is to hear any problems that need to be settled between the solid wastes collectors, and the customer.

The motion was made and seconded to adjourn. All were in favor, 5/0/0. The meeting was adjourned at 10:50 p.m.

ATTEST:

1999 State of the City Address, Mayor Beau Satori:

This address was given during the February 18th, 1999 Council Meeting.

The Mayor said that State Law requires that a State of the City Address be given at the second meeting of every year, which was January 21, 1999. He gave an off the cuff description of where the City was at that time with promises to give a more substantial report during this meeting.

One of the reasons he wanted to do this was he was in the process of researching the actual origin of the incorporation of the City. It was believed for some years that the actual date was Valentine's Day, but he wanted to pursue it. The Clerk and Deputy Clerk found papers and copies of papers from 1966, and he went to the vault in Berryville and found the handwritten version of our incorporation papers dated February 14, 1880. A petition to incorporate the City was presented and filed on January 9, 1880, with 20 signatures. He has not located the petition. There was a map left on his desk that was a photo image of 1849, and it was a hand written map of all of the creeks in the City, and where everything was in the undeveloped area that we know of as Eureka Springs.

The City could make copies of that if anyone is interested. The one thing that stood out was that Leatherwood Creek was described as Deer Creek, East and West. They all came together to what we know now as Leatherwood Dam.

Another reason for wanting to confirm the definite date for incorporation was because it was the Mayor's desire to dedicate his term of office to the memory of Dr. Charles Davis.

Dr. Davis, his wife Mena, and his daughter Crystal moved to Eureka Springs in 1881, and built the home at #4 Crystal Terrace. Dr. Davis was involved in the purchasing, development and design of the City's original water system, and the purchase of the original equipment for the Fire Department. He drew the bridges across the Kings and Osage Rivers. He laid out the road from Eureka Springs to Berryville, which was essentially the Berryville Turnpike. The Mayor has all of the original drawings in pencil of the bridges, and all of the reports from Tulsa that helped him to design and draw the bridges. Some of the bridges are still in existence.

Dr.

Davis was also involved with Pswell Clayton in the location of the Crescent Hotel. The original site



**Planning Commission:**

It is in a state of reorganization. They will be taking on new responsibilities. They will be asked to develop a more comprehensive plan for the City. The City will be asking the commission to sharpen their skills in this area, so that they will be more than just jury for everyone's variances and requests for exceptions, but will start applying a vision for development.

**Historic District Commission:**

Again there is a new correction in the Historic District Map. The new map includes the depot, and expands farther east. In the South East corner, are the Holiday Inn Express, Forest Hill Restaurant, and Holiday Plaza. It will also include the Inn of the Black Bass Lake, Bunch's Quick Chek, and Harts. This is the map we were recently given from the Department of the Interior were accepted on the National Register of Historic Places. There will be a lot more discussion and debate now that these are recognized as being included in the Historic District. The City has not expanded the Historic District. They have more carefully area that was described in 1970. By this definition the duties of the HDC are expanding. The HDC and the Planning Commission to safeguard our property values and quality of life. Every effort that the citizens can make to understand and comply with the will make it easier on the commissioners who serve us.

**Transit Department:**

It has been brought to the Mayor's attention that Charles Fargo has resigned as Director of Transit. He is willing to continue as an employee and a driver and will be available as an advisor. His continued involvement is certainly appreciated. He said the City to have Lisa Liggett who has acted as his assistant for several years. So these people's expertise will not be lost. When Charles took over, the City had something like \$5000 in rolling assets at that time. Right now, the Transit Department has something in assets. We can be very proud of the assets of our City.

**Auditorium Department:**

The Mayor said he would like to see the CAPC take over responsibility for the Auditorium. It can't be addressed until the CAPC meet and address some of these things. They have it within their budget to address their air conditioning problems. There are events there on a monthly basis. He feels that it can become self-supporting within this next year. It should not be drain on the CAPC. It has the power to bring in its own revenues. It needs the vision to get to that capability.

**City Advertising and Promotion Commission:**

The Mayor intends to persuade the Commissioners to make certain changes in the marketing and promotion of the City. He said his ideas are suggestions and advice not dictates.

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**Parks and Recreation Commission:**

They have their own source of revenue plus they have the support of the CAPC and the support of the City. The money raised in tax revenue is for the building and development of the Sportsplex. A lot of the Citizens haven't gone out and explored Lake Leatherwood. There are trails, the Beachum and Fuller Trails, and they have remodelled their main office. They have remodelled their cabins, and some of our citizens might want to go out and have a "get-away" some week-end. He said friends and he took a seven mile hike and never left the city limits. He said the quality of scenery was great. It needs to be marketed so that more people can take advantage of the park. He said this time of year is perfect for hiking when the days are nice. Within their budget, they have maintenance and capital improvements planned for most of the spring reservations in the City. They are committed to making them attractive because of their high visibility in the City. One area that is lacking in attention is the Black Bass Lake. One of the reasons that it has not been addressed is because the dam itself needs some serious repair. It is a big project and is almost as much of a challenge as Lake Leatherwood, although there are only about 40 acres there. One of the things the Mayor would like to do is this spring organize a Black Bass Lake cleanup. We can't clean up all of it at once, but we could clean up the tires. The gas stations lining the highway had a bad habit of just pitching them over the embankment. There is no way that this could be addressed without the help of the citizens. Cash prizes and canoe prizes will be available for whoever collects the most tires. There will be new developments for Harmon Park. There is quite an extended acreage there. Parks and Recreation have a big job ahead of them.

One way in which the Mayor would like to encourage greater participation in development and improvement of Eureka Springs, is initiating what he is calling the Dr. Charles Davis Challenge 2000. For those of the community who would like to accept this challenge, this is a method recognizing the contributions of volunteers and the donations of citizens and people outside of our community to the development of our city. Our Museum has need of our support. They are rebuilding the Cora Pinkley Call cabin and some of their other developmental projects. The Library has expansion needs. They have need for volunteers, for donations and for cash contributions. The City as a whole has needs. The Dr. Charles David Challenge 2000 will be a method by which over the next couple of years volunteers will get a record of their time from

whichever entity they are working with, to keep up with the amount of time donated. This could be considered a donation by the amount of money one would ordinarily be paid for their time for any given job. The challenge is to donate either time or money to total \$2000, over the next two years. Once the method is organized by which you Sn volunteer, it can and will make a serious difference for our City.

The Mayor mentioned the SWEPCO cutting of trees. It was a big disappointment to see so many trees gone, that have been landmarks. He met with SWEPCO and told them that they were not to remove anymore trees, and that if the trees interfered with the power lines, they should bury the power lines. He said that the utility lines should be buried and he has instructed the company to make immediate plans to start burying existing utility lines. If the City can convince the utilities to bury their lines it would go a long way to add to the ambiance of this City.

The Mayor said he has just skimmed the surface of what goes on in the City. It is amazing the depth that exists. He invited the community to continue to give input. He said it is important that we don't complain to one another but make the City aware if there is a problem. The City is keeping a list so that problems within the City are addressed. He promised that the Council and the Administration would do their best to prepare for the new century.