

**CITY OF EUREKA SPRINGS  
COUNCIL MEETING MINUTES  
, 2000**

The January 6, 2000 meeting was called to order at 7:05 p.m. by Mayor Beau Satori. It was held in the courtroom of the Western District Courthouse.

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

ALSO PRESENT: Susan Loume, Bob McVey, Diane Murphy, Dan Collins, Lola and Darrel Bunch, Jack Holly, Nikki Cherry, Kirby Murray, Libby Freeland, David White, Jeff Pratt, Don Matt, Kim Dickens, City Attorney Tom Laub, and Clerk Lee.

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

**APPROVAL OF THE AGENDA:**

Alderman Schrader asked to postpone discussion of the Noise Ordinance. There was discussion by the Council to take New Business first and then Old Business because of the people waiting. The motion was made and seconded to approve the agenda as amended. All were in favor, 5/0/0.

**APPROVAL OF THE MINUTES:**

The motion was made and seconded to approve the minutes of the December 16<sup>th</sup>, 1999, City Council Meeting. The amendments were duly noted. The vote to approve the amended minutes was 5/0/0.

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

Planning Commission-Position 1- Expires July 1, 2002, Ann Armstrong.

The motion was made and seconded to approve Ann Armstrong. Several Council Members said they had phone calls saying that there was no objection to Ms. Armstrong, but that all of the members of the Planning Commission live in the Historic District, and that there needs to be some representation from the rest of the town. Ms. Armstrong lives in the Historic District. Everyone agreed she is very well qualified and nobody said a word against her. The vote was 2/3/0. Aldermen Schrader and Freeland voted yes. Aldermen Jeffrey, Stoppel, and Sumpter voted no.

**DEPARTMENT HEAD COMMENTS:**

Fire Chief Bob McVey said they had not brought in as much revenue as he had predicted, but that it was in the neighborhood of \$220,000. He said they realized that there was no line item listing the money paid to the vendors who collect the money. The money is paid out of the money collected. He did say that the collection rate is now 77 %. He said that he believes that the collections will continue to get better.

**CITY ADMINISTRATIVE ASSISTANT'S REPORT:**

Ms. Dickens made sure that everyone had received the CAPC Budget for 2000.

She said that SWEPCO will be trimming trees in the area of the hospital, and that she and the Mayor would be meeting with them sometime within the next two weeks.

She said that the Census people are looking for people to be hired to work the 2000 Census. The wage scale is from \$9.00 to \$10.50 per hour. The number to contact is on the television Channel 5. Also anyone interested can call City Hall for information.

**NEW BUSINESS:****Discussion regarding the 2000 Fuel Bids. (Kim Dickens):**

K-Way Texaco and Bunch's Quick Chek quoted identical prices. The point was made, however, that K-Way does not sell diesel fuel and Bunch's does. Chief McVey said most of the Fire Department vehicles burn diesel fuel. The motion was made and seconded to accept Bunch's bid. All were in favor, 5/0/0.

**Discussion regarding construction of the Police Facility. (Kim Dickens):**

Ms. Dickens said the Mayor would be signing the contract. The Nystoms and Mr. Johnson still have to sign, and the Clerk will notarize the signatures. She said that Mr. Johnson was drawing up the preliminary plans and gathering geo-technical information for the City. She wanted to update the Council's information on what is happening.

**UNFINISHED BUSINESS:****Discussion regarding the Jazz Festival. (Jack Holly):**

There was another discussion regarding procedures and whether Mr. Holly was following them. Mr. Laub said Mr. Holly needed to get his financial report to the CAPC, and also to put up the money for the Auditorium.

The motion was made and seconded for Mr. Holly to go back to the CAPC and sit down and try to work out the situation. The vote was 5/0/0.

Alderman Sumpter said that if the rules and procedures are not clear in regards to the Auditorium, they should be rewritten and made clear so that a situation like this never happens again.

**Ordinance No. 1828, and ordinance repealing Ordinance No. 1756, creating a Performing Arts Department (Second Reading):**

The motion was made and seconded to suspend the rules and place Ordinance No. 1828 on its second reading by title only. All were in favor, 5/0/0.

Ms. Dickens read the ordinance by title only.

The motion was made and seconded to approve. All were in favor, 5/0/0.

The motion was made and seconded to further suspend the rules and place Ordinance No. 1828 on its third and final reading by title only. All were in favor, 5/0/0.

Ms. Dickens read the ordinance by title only.

The motion was made and seconded to approve. All were in favor, 5/0/0.

**Discussion regarding the 2000 Budget:**

Diane Murphy had handed out the sheets that had the changes on them. Kim Dickens explained the revisions and the Council went over each one.

It was explained that Arkansas Emergency Transport, Berryville's ambulance service pulled out. Now, the City has a mutual aid agreement with Berryville. Ms. Dickens was asked if that will impact the City. She said only in a matter of people who might not pay.

Alderman Stoppel explained that the eastern boundaries are the GrandView area, the airport and the end of Rock House Road.

Alderman Schrader wanted the City, the CAPC, and the merchants to each put in \$10,000 to hire David White for the free Taxi service for the year 2000. The rest of the Council wanted to know where the money from the City would come from. Mr. Schrader said the money that was to be used for a new phone system at City Hall could be used. Diane Murphy said that Capital money cannot be used, which is what will pay for the phone system. The money would have to come from operating money.

After more discussion, the Council voted unanimously to approve the 2000 Budget.

Ms. Dickens and the Council commended Diane Murphy for the beautiful job she did on the budget, and how effective and simple it was to read. No one on the Council had ever seen as nice a presentation,.

**COUNCIL COMMENTS:**

Alderman Schrader said that the state statutes expressly forbid organizations 501-C3 organizations from collecting CAPC tax. It was his opinion that any moneys collected by the Smith Foundation would be illegal, and should be put in a separate escrow account.

He will be asking to put the repeal of Ordinance No. 1824-A on the next agenda.

Ms. Dickens said she has been in contact with Municipal League for several weeks on this subject and is now waiting for an opinion from the Attorney General's office. Ms. Dickens

Asked Alderman Schrader to put this subject on a later agenda.

Alderman Schrader said he has had a tremendous amount of calls about Parks personnel matters, and the matters pertaining to the running of the Parks Commission. He said he is on the Citizen Advisory Committee, and that is about the Sportsplex.

**MAYOR'S COMMENTS:**

With regards to the Mayor's New Years Eve fireworks, the Mayor said that every time he thought he had everything lined up something happened. The bottom line is that the pyrotechnician changed his mind at the last minute. Until the pyrotechnician is locked in, the State Fire Marshal will not sign off

on a project.

The motion was made and seconded to adjourn. All were in favor, 5/0/0. The meeting was adjourned at 8:59 p.m. The Mayor had promised Don Matt that for a wedding present, he would try to have the meeting over before 9 p.m.

APPROVED:

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Beau Zar Satori, Mayor

ATTEST:

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Mary Ann Lee, City Clerk-Treasurer