

Mayor Dani Joy called the regular meeting of the Eureka Springs City Council to order at 6 p.m. Monday, Nov. 10, 2008, in the jury room on the second floor of the Western District Carroll County Courthouse.

PRESENT: Mayor Dani D. Joy, Aldermen Patrick Brammer, Eric Scheunemann, Rae Hahn, Joyce Zeller, City Attorney Tim Weaver, Finance Director Yvonne Kline, Mayor's Assistant Diane Wilkerson, Public Works Director Dwayne Allen. Alderman Kathy Harrison was absent.

In observation of Veterans' Day, members of American Legion Post #9 Larry Schoenhofer and Jim Weatherford posted the colors and led the Pledge of Allegiance to the Flag.

PROCLAMATION OF GIS WEEK:

Mayor Joy read a proclamation for National Geographic Information System (GIS) Day on Nov. 19, 2008. On hand from the Eureka Springs High School EAST Lab to receive the proclamation were Brandon Jacobs, James Reed, Joey Chatterton and Facilitator Mila Floro.

APPROVAL OF THE AGENDA:

Mr. Scheunemann moved to approve the agenda. Mr. Brammer seconded.

Ms. Hahn asked Mr. Brammer for an update on the sidewalk proposals. Mayor Joy said Planning Commissioner Ken Pownall would update the Council during commission reports. She said New Business items #2, discussion of engineering study for Black Bass Dam, and #3, discussion of tree management program, will be sent to the Planning Commission for study.

On the motion to approve the agenda as amended, all voted aye. Motion passed 4/0/0

APPROVAL OF THE MINUTES: Aug. 11 and 25, Sept. 8, Oct. 13 and 27, 2008

Aug. 11 – Mr. Scheunemann moved to approve the minutes of the regular City Council meeting of Aug. 11, 2008. Mr. Brammer seconded. Ms. Hahn said she had amendments, which she read out loud. Mr. Scheunemann moved to approve the minutes as amended. Mr. Brammer seconded. All voted aye. Motion passed 4/0/0

Aug. 25 – Mr. Scheunemann moved to approve the minutes of the regular City Council meeting of Aug. 25, 2008. Mr. Brammer seconded. Ms. Hahn said she had amendments, which she read out loud. Mr. Scheunemann moved to approve the minutes as amended. Mr. Brammer seconded. All voted aye. Motion passed 4/0/0

Sept. 8 – Mr. Scheunemann moved to approve the minutes of the regular City Council meeting of Sept. 8, 2008. Mr. Brammer seconded.

Ms. Hahn moved to postpone the reading of the minutes for Sept. 8, Oct. 13 and 27 because she has not reviewed the video recordings of the meetings. Mr. Scheunemann withdrew his motion. Mr. Brammer withdrew his second and seconded Ms. Hahn's motion.

DEPARTMENT HEAD AND COMMISSION REPORTS: None**PUBLIC AGENDA REQUESTS:** None

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COMMISSION, COMMITTEE, AUTHORITY REPORTS AND VACANCIES:

Planning—Position 2 - expires 1/1/11 Position 7 – expires 1/1/09

Position 3 – expires 7/1/10

CAPC –Position 3 lodging – expires 6/30/11

Planning – Mr. Pownall said the Planning Commission cannot meet this week because of a lack of a quorum. He

urged the Council to appoint a full Commission as soon as possible. He has taken recent training classes and explained he had decided he is not in favor of impact fees for a town as small as Eureka Springs.

Building – Mayor Joy announced that Building Official Marion Chrysler has resigned. Applications are being taken for a replacement.

OLD BUSINESS

1. **Discussion of Ordinance 2093, mid-year budget revisions, (3rd reading)** (Harrison, Hahn)

Ms. Kline explained a proposed amendment to restore \$8,853 to the Public Works street department line item. Mr. Allen said he wanted the money to repair Magnetic Spring Road and other streets.

Ms. Zeller moved to suspend the rules and place Ordinance 2093 on its third reading by title only. Mr. Brammer seconded. By roll call, Ms. Zeller, Mr. Brammer voted aye. Ms. Hahn voted no. Mr. Scheunemann voted present. Motion failed 2/2/0

Mr. Brammer moved to postpone the third reading to the next regular meeting of Nov. 24. Ms. Hahn seconded. All voted aye. Motion passed 4/0/0

Sidewalks – Mr. Allen said the city has received approval from the Arkansas Highway Department to construct the sidewalk from the entrance of the Planer Hill Park and Ride Lot to the Days Inn, 120 W. Van Buren. He said he wanted to look at redesigning the proposed crosswalk across Highway 23/South Main Street so it wouldn't disturb the planter/divider in the street.

2. **Discussion of revisions to Resolution 555, free holiday parking** (Mayor)

Mayor Joy presented two versions of the revised resolutions for consideration. She said The number of the new resolution will be 556.

Mr. Brammer moved to read and Resolution 556 allowing free parking on Spring and Main streets from Nov. 10 through Dec. 31, 2008. Ms. Zeller seconded. Three voted aye. Mr. Scheunemann voted present. Mayor Joy voted aye. Motion passed 4/1/0

Mayor Joy read Resolution 556 aloud.

3. **Discussion of spraying of herbicides** (Scheunemann, Brammer)

Ms. Hahn moved to discuss. Mr. Scheunemann seconded.

Mr. Scheunemann said he has been researching the topic and has found information from the state of Maine which he will e-mail to everyone.

NEW BUSINESS: None

AGENDA SETTING: None

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PUBLIC COMMENTS: None

ADJOURNMENT:

Ms. Hahn moved to adjourn at 7:30 p.m. Mr. Brammer seconded. All voted aye. Motion passed 4/0/0

This is the signature page for the minutes of the regular meeting of the Eureka Springs City Council on November 10, 2008.

Mayor Dani D. Joy

