

5:00 Workshop for 2015 budget, with Fire Chief Rhys Williams

**CITY OF EUREKA SPRINGS
COUNCIL MEETING
Monday, November 24, 2014 6 p.m.
AGENDA**

CALL TO ORDER

ROLL CALL, ESTABLISH QUORUM

PLEDGE OF ALLEGIANCE TO THE FLAG

APPROVAL OF THE AGENDA

APPROVAL OF THE MINUTES: November 10, 2014

COMMISSION, COMMITTEE, AUTHORITY REPORTS AND EXPIRED TERMS:

Planning – Pos. 1 – Steve Beacham – expired 7/1/14. Pos. 2 – Mickey Schneider (temp.) – expires 1/1/17.

CAPC –

Hospital – Pos. 2 – Suzanne Tourtelot – expired 6/1/14

Parks – Pos. 6 – vacant -- expires 5/1/19

HDC –

Cemetery – Pos. 2 – vacant – expires 2/15/15. Pos. 4 – Henry Romanski – expired 2/15/14.

PUBLIC COMMENTS:

UNFINISHED BUSINESS:

1. Ordinance No. 2219 – Prohibiting Traveling Exotic/Wild Animal Exhibitions – Mr. Mitchell and Ms. Zeller
2. Dwayne Allen's (emailed) recommendations for yard waste – Mr. DeVito and Mr. McClung

NEW BUSINESS:

1. Appraisal for two fire stations – **pending scheduling** -- Ms. Schneider and Mr. Mitchell
2. Ordinance allowing an at-large seat from within Carroll County to serve on the CAPC – Mr. DeVito and Ms. Schneider
3. Discussion of metered parking spaces for Special Events – Mr. DeVito and Mr. Purkeypile
4. Resolution for American Civil Liberties Union (ACLU) to step in on the fluoride issue – Ms. Zeller and Mr. McClung
5. Ordinance for amending the Personnel Policy Handbook – Mayor Pate

AGENDA SETTING

CITY COUNCIL COMMENTS

MAYOR'S COMMENTS

ADJOURNMENT

**CITY OF EUREKA SPRINGS
CITY COUNCIL
REGULAR MEETING**

MONDAY

NOVEMBER 24, 2014

Mayor Pate called the regular meeting of the Eureka Springs City Council to order at 6 p.m. Monday, November 24, 2014, in the jury room in the Western District Carroll County Courthouse.

PRESENT: Mayor Pate, Aldermen Joyce Zeller, David Mitchell, Dee Purkeypile, Terry McClung, James DeVito, Mickey Schneider, City Attorney Tim Weaver, and City Clerk/Treasurer Ann Armstrong

PLEDGE OF ALLEGIANCE TO THE FLAG:

Mayor Pate led the Pledge of Allegiance.

APPROVAL OF THE AGENDA:

Mr. Mitchell moved to approve. Mr. Purkeypile seconded. Mayor Pate added discussion of an ordinance to amend the Personnel Policy Handbook as New Business #5. Mr. Mitchell moved to delete Unfinished Business #1. Ms. Schneider seconded. Ms. Schneider moved to postpone Unfinished Business #2. Mr. Mitchell seconded. Mr. McClung moved to delete New Business item #1. Ms. Schneider seconded. Mayor Pate called for a vote on the amended agenda.

Motion carried 6/0/0.

APPROVAL OF THE MINUTES: November 10, 2014

Mr. Purkeypile moved to approve. Mr. McClung seconded.

Motion carried 6/0/0.

COMMISSION, COMMITTEE, AUTHORITY REPORTS AND EXPIRED TERMS:

Mayor Pate read the list of expired and vacant positions.

Planning – no report

CAPC – no report

Hospital – no report

Parks – no report

HDC – no report

Cemetery – no report

PUBLIC COMMENTS:

Kristin Parra, co-owner of the Carson and Barnes Circus, suggested having an application process rather than a ban. She said there are several cities that require permits for animals. Ms. Parra provided photos of local children with the elephants and said she hoped the children will help to save elephants in the wild.

UNFINISHED BUSINESS:

1. Ordinance No. 2219 -- Prohibiting Traveling Exotic/Wild Animal Exhibitions

Deleted during approval of the agenda

2. Dwayne Allen's (emailed) recommendations for yard waste

Postponed during approval of the agenda

NEW BUSINESS:

1. Appraisal for two fire stations – pending scheduling

Deleted during approval of the agenda

2. Ordinance allowing an at-large seat from within Carroll County to serve on the CAPC

Mr. McClung moved to discuss. Mr. Purkeypile seconded. Mr. McClung spoke about the ordinance proposed by Mr. Ragsdell and Mr. Richie that would allow all CAPC positions to be open to County residents. He moved to give the ordinance a number and read it. Mr. Mitchell seconded.

Motion carried 6/0/0. Ms. Armstrong read **ORDINANCE NO. 2220 AN ORDINANCE AMENDING CHAPTER 2.56 OF THE MUNICIPAL CODE PERTAINING TO THE ADVERTISING AND PROMOTION COMMISSION.**

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Mr. DeVito moved to approve Ordinance No. 2220 on its first reading. Ms. Schneider seconded. Discussion followed regarding wording that indicates the entire membership can live outside of the City limits. Ms. Schneider moved to amend by adding language to specify tourism industries within Eureka Springs city limits. Ms. Zeller seconded.

Motion carried 6/0/0. Extensive discussion continued regarding three or four members who are owners or managers of hotels, motels or restaurants.

Mr. McClung moved to amend by changing "At least three (3)" to "Four (4)" of these members shall be owners or managers of hotels, motels, or restaurants... Mr. Mitchell seconded.

Motion carried 6/0/0. A vote on approval of the first reading followed.

Motion carried 6/0/0.

3. Discussion of metered parking spaces for special events

Mr. DeVito moved to discuss. Mr. Purkeypile seconded. Mr. DeVito spoke about three weekends in October when parking lots near the Courthouse were reserved but little used. He provided photos of festival activities on Center St. and favored developing a protocol for parking decisions. Discussion followed regarding purview for decisions, recent decreases in lot rentals for car shows, and some possible changes in staging areas for The Eureka.

4. Resolution for American Civil Liberties Union (ACLU) to step in on the fluoride issue

Ms. Schneider moved to discuss. Mr. Purkeypile seconded. Laura Coker noted the practice of Medicine is performed by individuals and read from the Arkansas Medical Practices Act. The requirement for "a license to diagnose, treat, prescribe for, palliate, or prevent any human disease" prohibits the State Legislature from imposing prescription on mass population. She favored having the community request assistance from the ACLU or any other appropriate public law advocacy group to file an injunction immediately against wrong dose, wrong route, and toxins that do not meet Water Standard 60.

Ms. Coker provided background on regulations that prohibit use of compounds that interfere with neural or hormonal balances in the body and the history of fluoride use and impact. She noted the 49 inquiries from Carroll Boone, none of which resulted in a single pharmaceutical-quality, non-contaminated product to provide fluoride.

Mr. DeVito suggested that Ms. Coker bring a resolution to the Council table. Ms. Coker said she would offer the public, through the newspapers, exemptions and seek legal assistance for an injunction. Following discussion, Council and Mr. Weaver indicated they saw no problem with a citizen sending the Resolution already passed to the ACLU.

5. Ordinance to amend the Employee Handbook

Mr. Purkeypile moved to discuss. Mr. McClung seconded. Mr. McClung moved to place a number and read the ordinance. Mr. Purkeypile seconded.

Motion carried 6/0/0. Ms. Armstrong read **ORDINANCE NO. 2221 AMENDING THE CITY OF EUREKA SPRINGS PERSONNEL POLICY HANDBOOK**. Mr. DeVito moved to approve Ordinance No. 2221 on its first reading. Mr. Purkeypile seconded. Mayor Pate said reimbursement is for an overnight stay. Mayoral Assistant Diane Wilkerson noted it applies to food, not mileage. Mr. McClung favored approval of the first reading, and amendment on the second reading. Mr. Weaver recalled previous Handbook amendments made by resolution. A vote on approval of the first reading followed.

Motion carried 6/0/0.

AGENDA SETTING:

Mr. McClung requested having the proposed budget before the next meeting. Mr. Purkeypile seconded.

Mr. Mitchell requested a status report from Commissions, Department Heads and the Building Inspector on how 2014 went and what they plan for 2015. Mr. Purkeypile seconded.

CITY COUNCIL COMMENTS:

Mr. DeVito wished everyone a Happy Thanksgiving.

Mr. McClung said, "Happy Thanksgiving and safe travel."

Mr. Mitchell agreed.

Mr. Purkeypile noted, "Purkey has a Turkey birthday... Happy Thanksgiving!"

Ms. Schneider wished all a Happy and safe Thanksgiving and quipped her retired husband needs a good home.

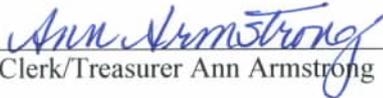
MAYOR'S COMMENTS:

Mayor Pate said Billy Summers will be the interim Fire Chief until the first of the year. He read a list of upcoming Community events.

ADJOURNMENT:

Mr. DeVito moved to adjourn. Mr. Purkepile seconded.
Motion carried 6/0/0. The meeting ended at 7:10 p.m.

ATTEST:


Clerk/Treasurer Ann Armstrong

APPROVED:


Mayor Morris Pate

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