CITY OF EUREKA SPRINGS
COUNCIL MEETING
Monday, October 12, 2015 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: September 28, 2015

COMMISSION, COMMITTEE, AUTHORITY REPORTS AND EXPIRED TERMS:

Planning
CAPC – Vote on Ken Ketelsen – Pos. 3
Hospital
Parks – Pos. 6 – vacant -- expires 5/1/19
HDC
Cemetery – Pos. 2 – vacant – expired 2/15/15

PUBLIC COMMENTS:

UNFINISHED BUSINESS:

1. Ordinance No. 2229 – Amending Code re: Alcohol sales -- 2nd reading – amended version
2. Date for CAPC/City Council meeting re: the Auditorium

NEW BUSINESS:

1. Monthly budget update – Mayor Berry
2. Ordinance for financing new tram – Mayor Berry
3. Resolution amending Transit budget – Mayor Berry
4. Update on Public Works building – Mr. Thomas and Mr. DeVito
5. Discussion of Community Center Funds account – Ms. Schneider and Ms. Zeller
6. Resolution for spending Christmas decoration funds – Mayor Berry
7. Discussion of combining Indigenous People Day with Columbus Day

AGENDA SETTING
CITY COUNCIL COMMENTS
MAYOR'S COMMENTS
ADJOURNMENT

CITY OF EUREKA SPRINGS
CITY COUNCIL
REGULAR MEETING **MONDAY** **OCTOBER 12, 2015**

Mayor Robert "Butch" Berry called the regular meeting of the Eureka Springs City Council to order at 6 p.m. Monday, October 12, 2015 in the jury room in the Western District Carroll County Courthouse.

PRESENT: Mayor Berry, Aldermen Joyce Zeller, David Mitchell, Bob Thomas, James DeVito, Mickey Schneider, City Attorney Tim Weaver, and City Clerk Treasurer Ann Armstrong. (Terry McClung arrived at 6:10 p.m.)

PLEDGE OF ALLEGIANCE TO THE FLAG:

Mayor Berry led the Pledge.

APPROVAL OF THE AGENDA:

Mr. DeVito moved to approve. Mr. Mitchell seconded. Mayor Berry postponed items 2 and 3 under New Business until mid-November. For the next agenda, he added discussion of combining Indigenous Peoples Day with Columbus Day. Mr. Thomas noted an amended version of Ordinance No. 2229 was ready for discussion. A vote on the amended agenda followed.

Motion carried 5/0/0.

APPROVAL OF THE MINUTES: September 28, 2015

Mr. DeVito moved to approve. Mr. Mitchell seconded.

Motion carried 4/0/1 with Ms. Schneider abstaining due to absence.

COMMISSION, COMMITTEE, AUTHORITY REPORTS AND EXPIRED TERMS:

Planning – No report

CAPC – No report

Hospital – No report

Parks – Steven Foster reapplied for Position 6. Ms. Schneider moved to accept. Mr. DeVito seconded.

Motion carried 5/0/0.

HDC – No report

Cemetery – Mayor Berry noted Mary Ann Pownall has been appointed as the Sexton.

PUBLIC COMMENTS:

Beau Satori encouraged everyone to learn about the history of Columbus Day. He favored a Native Americans Day instead. Mr. Satori asked again if certain Christmas wreaths had been located and said he's looking forward to a better performance with decorations this year.

UNFINISHED BUSINESS:

1. **Ordinance No. 2229 – Alcohol sales, amended version**

Ms. Schneider moved to discuss. Mr. Thomas seconded. It was confirmed the City Attorney agreed with the amended version of the ordinance. Mr. DeVito moved to read the ordinance in total. Ms. Schneider seconded. Following discussion, a voice vote was taken.

Motion carried 6/0/0. Ms. Armstrong read the amended **ORDINANCE NO. 2229 AN ORDINANCE AMENDING TITLE 7 SUBSECTION .08 REGARDING THE SALE OF ALCOHOLIC BEVERAGES**. Mr. DeVito moved to approve Ordinance No. 2229 on its second reading. Mr. McClung seconded. A voice vote followed.

Motion carried 6/0/0. Mr. DeVito moved to suspend the rules and place Ordinance No. 2229 on its third reading by title only. Ms. Schneider seconded. A roll call vote followed.

Motion carried 6/0/0. Ms. Armstrong read the Ordinance title. Mr. Thomas moved to invoke the emergency clause. Mr. McClung seconded. A roll call vote followed.

Motion carried 6/0/0. Ms. Armstrong read the emergency clause.

2. **Date for CAPC/City Council meeting re: the Auditorium**

Mr. DeVito moved to discuss. Mr. McClung seconded. Mayor Berry suggested October 28 at 6:00 p.m. at the Auditorium. The workshop is open to the public. Mr. McClung moved to hold the meeting on the 28th at 6:00. Ms. Schneider seconded.

Motion carried 6/0/0.

NEW BUSINESS:

1. **Monthly budget update**

Mayor Berry summarized financials as of the end of August. Although there were two line item overages in Fire/EMS, the Department was within projections overall. The Police Department was slightly over in Uniforms and Professional Services but within total budget. Transit, Building and Finance were within budget. Of the three departments within Public Works, Street numbers were within range while Water and Wastewater were over in expenses. The impact of the Carroll Boone rate increase and water meters purchase was noted.

Discussion followed regarding the water meter installations, the bond debt ratio, and metering water as it comes into the City for comparison with what the City is billed. Further discussion included testing fluoride levels, testing for lead, and funding infrastructure improvements.

2. **Ordinance for financing new tram**

Postponed during approval of the agenda until November

3. **Resolution amending Transit budget**

Postponed during approval of the agenda until November

4. **Update on the Public Works building**

Mr. Thomas moved to discuss. Mr. DeVito seconded. Mayor Berry said McClelland Engineering will be doing soil borings to ensure the foundation will be good. Then the project will be put out for bids. Discussion followed about the probable building cost and it was noted the first estimate was for more of a light gauge metal with a 4 in. concrete slab floor.

Discussion followed regarding possibly refinancing the remaining Police station loan and combining it at a lower interest with a note for constructing the Public Works building. It was noted the money for various franchise fees is used to pay the note on the Police station loan. Mayor Berry agreed to speak with the Public Works Director about tightening up the existing building for the winter.

5. **Discussion of Community Center Funds**

Ms. Schneider moved to discuss. Ms. Zeller seconded. Mayor Berry spoke about general revenue funds he recalled as having been set aside for "Eureka Kids," all of which was not spent. It was Ms. Schneider's position the money and building were for children. She spoke about the recent agreement to invest money in a new ladder truck and objected strongly to using community center funds for Christmas lights instead of for the truck.

Mr. Mitchell called point of order. There was no vote.

6. **Resolution for spending Christmas decoration funds**

Mr. Mitchell moved to discuss. Mr. DeVito seconded. Following discussion about decorations, the fund, and a new location for storage, Mr. DeVito moved to assign the resolution a number and read it for passage. Mr. McClung seconded.

Motion carried 5/1/0 with Ms. Schneider voting "No." Ms. Armstrong read **RESOLUTION NO. 668 A RESOLUTION TO AUTHORIZE USE OF CERTAIN FUNDS FOR HOLIDAY DECORATION OF THE CITY.**

7. **Discussion of combining Indigenous People Day with Columbus Day**

Mayor Berry spoke about Fayetteville's combining of Columbus Day with Indigenous People Day. He requested that Council think about a resolution for the same purpose. Mr. DeVito made a motion to ask the City Attorney to draft a resolution signifying that October 12 be celebrated as "Indigenous American Day." Mr. Mitchell seconded.

Motion carried 6/0/0.

AGENDA SETTING:

No new items were added.

CITY COUNCIL COMMENTS:

Ms. Zeller noted she will not be at the next Council meeting.

Mr. DeVito expressed pleasure with the weather, number of visitors, and brisk business.

Mr. McClung spoke about having enjoyed Rita Coolidge at the Auditorium and about the "Voices of the Silent City" performances at the Cemetery.

MAYOR'S COMMENTS:

Mayor Berry noted Eureka will host the Parks and Tourism Commission. He read a list of upcoming events.

ADJOURNMENT:

Mr. DeVito moved to adjourn. Mr. McClung seconded.

Motion carried 6/0/0. The meeting adjourned at 7:15 p.m.

APPROVED:

Mayor Robert "Butch" Berry

ATTEST:

Ann Armstrong

Clerk Treasurer Ann Armstrong