

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

MONDAY

FEBRUARY 22, 2016

Mayor Robert "Butch" Berry called the regular meeting of the Eureka Springs City Council to order at 6 p.m. Monday, February 22, 2016 in the jury room in the Western District Carroll County Courthouse.

PRESENT: Mayor Berry, Aldermen James DeVito, Mickey Schneider, Bob Thomas, Joyce Zeller, Terry McClung, David Mitchell, City Attorney Tim Weaver, and City Clerk Treasurer Ann Armstrong

PLEDGE OF ALLEGIANCE:

Mayor Berry led the Pledge of Allegiance.

APPROVAL OF THE AGENDA:

Mr. DeVito moved to approve. Mr. McClung seconded. Mr. Thomas added discussion of the budget workshop. Ms. Schneider seconded. Mayor Berry called for a motion to approve the agenda as amended. Motion carried 6/0/0.

APPROVAL OF THE MINUTES: February 8, 2016

Mr. DeVito moved to approve. Mr. McClung seconded. Motion carried 6/0/0.

COMMISSION, COMMITTEE, AUTHORITY REPORTS AND EXPIRED TERMS:

Planning – No report

CAPC – No report

Hospital – Commission Chair Michael Merry confirmed there is not a large likelihood of seeing a new hospital in Eureka Springs. The current management company, Allegiance, has the lease for two more years and a five-year auto-renewal option. Mr. Merry praised the hospital staff and noted the Commission will begin to meet quarterly – on the third Monday of the month at 1:00 p.m. at Echo Clinic. He noted there is one position open on the Commission and there may be two more by June. Commissioners do not need to be City residents.

Parks – A new director has been hired, Justin Huss. One commission seat is open.

HDC – No report

Cemetery – Mayor Berry noted the unexpected passing of Ken Fugate. Only two of the commission positions are filled. He indicated commissioners must be City residents.

Ms. Zeller moved to approve Peg Adamson's nomination. Ms. Schneider seconded.

Motion carried 6/0/0.

PUBLIC COMMENTS:

Enid Swartz spoke about polyurethane shopping bags that are hazardous for animals and a visual mess. She favored a petition to ban their use and suggested bringing recycled shopping bags or using paper sacks purchased for 10 cents each.

UNFINISHED BUSINESS:

1. Ordinance No. 2236 – Home Occupation CUPs – 3rd reading

Mr. Mitchell moved to discuss. Ms. Schneider seconded. Mr. McClung moved to suspend the rules and place Ordinance No. 2236 on its third reading by title only. Mr. DeVito seconded. A roll call vote followed.

Motion carried 6/0/0. Ms. Armstrong read the Ordinance title.

Mr. DeVito moved to approve Ordinance No. 2236 on its third reading. Mr. McClung seconded. A roll call vote followed.

Motion carried 6/0/0.

2. Ordinance No. 2237 – Home Storage of Contractor Materials – 3rd reading

Mr. McClung moved to discuss. Ms. Schneider seconded. Mr. McClung motioned to suspend the

rules and place Ordinance No. 2237 on its third reading by title only. Mr. DeVito seconded. A roll call vote followed.

Motion carried 6/0/0. Ms. Armstrong read the Ordinance title.

Mr. DeVito moved to approve Ordinance No. 2237 on its third reading. Mr. McClung seconded. A roll call vote followed.

Motion carried 6/0/0.

3. Ordinance No. 2238 -- Re-zoning 120 S. Main to C-1 – 3rd reading

Mr. McClung moved to discuss. Ms. Schneider seconded. Mr. McClung moved to suspend the rules and place Ordinance No. 2238 on its third reading by title only. Mr. DeVito seconded. A roll call vote followed.

Motion carried 6/0/0. Ms. Armstrong read the Ordinance title.

Mr. DeVito moved to approve Ordinance No. 2238 on its third reading. Mr. McClung seconded. A roll call vote followed.

Motion carried 6/0/0.

4. Ordinance No. 2239 -- adjusting EMS fees – 2nd reading

Mr. McClung moved to discuss. Ms. Schneider seconded. Mr. McClung motioned to suspend the rules and to place Ordinance No. 2239 on its second reading by title only. Ms. Schneider seconded. A roll call vote followed.

Motion carried 6/0/0. Ms. Armstrong read the Ordinance title.

Mr. DeVito moved to approve Ordinance No. 2239 on its second reading. Mr. McClung seconded.

Motion carried 6/0/0.

NEW BUSINESS:

1. 2015 4th quarter financial report

Ms. Armstrong provided the December 31, 2015 bank balances, disbursements, receipts, and payroll reports as required by State law. She noted the debt service book could be reviewed in the Finance Director's office. Records presented will be retained in the Clerk Treasurer's office for Council or public review.

2. Discussion of the upcoming workshop on financials

Mr. Mitchell moved to discuss. Ms. Schneider seconded. Discussion followed regarding the workshops now scheduled for 5:30 prior to the second Council meeting each month, and the ongoing agenda item for budget updates during the first meeting each month. Mr. Thomas expressed interest in having the bank balances and long term debt updates monthly rather than quarterly.

Discussion continued regarding "Budget 101" sessions for new Council members early in their terms. Mr. McClung also favored attendance at Council meetings and budgeting workshops prior to being sworn in.

AGENDA SETTING:

Mr. Thomas confirmed having budget updates on the first meeting of month agendas. Mr. Mitchell seconded.

CITY COUNCIL COMMENTS:

Mr. DeVito read Public Works Director Dwayne Allen's report on water testing. It addressed lead pipes and fittings to be replaced on both the public and private sides. Mr. Allen also noted the City lab improvements for testing for fluoride, lead and pH. He requested contact from those who would like their water to be included in testing already begun for public schools and several daycares. (Report attached)

Mr. Mitchell spoke of other states that have begun to have success in addressing the plastic bag problem.

Ms. Schneider said Hart's gives recycled shopping bags to those who purchase \$100+ in groceries. She also wished her mother-in-law Happy Birthday.

MAYOR'S COMMENTS:

Mayor Berry offered an update on January financials, noting Workers Compensation is paid at the first of the year. He said Finance, Police, EMS, Building, Streets, and Water and Sewer are within budget. January revenues are running slightly under expectations. Transit appears to be a bit off with the new tram.

**CITY OF EUREKA SPRINGS
COUNCIL MEETING
Monday, February 22, 2016 6 p.m.
AGENDA**

**CALL TO ORDER
ROLL CALL, ESTABLISH QUORUM
PLEDGE OF ALLEGIANCE
APPROVAL OF THE AGENDA
APPROVAL OF THE MINUTES: February 8, 2016**

COMMISSION, COMMITTEE, AUTHORITY REPORTS AND EXPIRED TERMS:

Planning

CAPC

Hospital – Pos. 1 – vacant – expires 6/1/18

Parks – Pos. 1 – vacant -- expires 5/1/17

HDC

Cemetery – Pos. 2 – vacant – expired 2/15/18 – **application from Peg Adamson**

Pos. 4 – vacant – expires 2/15/17. Pos. 5 – vacant – expires 2/15/17.

PUBLIC COMMENTS:

UNFINISHED BUSINESS:

1. Ordinance No. 2236 – Home Occupation CUPs – 3rd reading
2. Ordinance No. 2237 – Home Storage of Contractor Materials – 3rd reading
3. Ordinance No. 2238 – Re-zoning 120 S. Main to C-1 – 3rd reading
4. Ordinance for adjusting EMS fees – 2nd reading

NEW BUSINESS:

1. 2015 4th quarter financial report – A.C.A 14-43-506
2. Discussion of the budget workshop – Mr. Thomas and Ms. Schneider

AGENDA SETTING

CITY COUNCIL COMMENTS

MAYOR'S COMMENTS

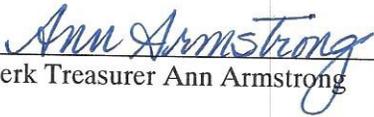
ADJOURNMENT

Mayor Berry said the letter from Dwayne Allen would be posted on the City web site and 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 6:50 p.m.

ATTEST:


Clerk Treasurer Ann Armstrong

APPROVED:


Mayor Robert "Butch" Berry

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