

Mayor Robert "Butch" Berry called the regular meeting of the Eureka Springs City Council to order at 6:00 p.m. Monday, August 14, 2023, in the Auditorium at 36 S. Main St.

**PRESENT:** Mayor Robert "Butch" Berry, Council members Melissa Greene, Steve Holifield, Harry Meyer, David Avanzino, Terry McClung, Autumn Slane, City Attorney Forrest Jacobi, and Clerk Treasurer Ida Meyer.

**ABSENT:** None.

**PLEDGE OF ALLEGIANCE**

Mayor Berry led the Pledge of Allegiance.

**APPROVAL OF THE AGENDA**

Mr. McClung moved to approve the agenda. Ms. Greene seconded.

Mr. McClung moved to move the item for New Business #4 to Unfinished Business #1. Ms. Greene seconded.

Motion carried 6/0/0 by voice vote.

**APPROVAL OF THE MINUTES: July 24, 2023**

Mr. Meyer moved to approve the July 24, 2023 minutes. Mr. Avanzino seconded.

Motion carried 6/0/0 by voice vote.

**COMMISSION, COMMITTEE, AUTHORITY REPORTS AND EXPIRED TERMS:**

**Planning** – Pos. 6 – **vacant** – expires 1/1/24

**CAPC** – Pos. 1 – **vacant** – expires 6/30/25; Pos. 3 – **vacant** – expires 6/30/23

**Hospital** – Pos. 4 – **vacant** – expires 6/1/26

**Parks** – No report

**HDC** – No report

**Cemetery** – Pos. 1 – **vacant** – expires 2/15/24; Pos. 5 – **vacant** – expires 2/15/26

Mr. McClung moved to approve Retha Lawler for Cemetery Position 5. Ms. Greene seconded.

Motion carried 6/0/0 by voice vote.

Mayor Berry recognized Terry Long for his achievement as Wastewater Manager of the Year.

**PUBLIC COMMENTS**

The following citizens made public comments:

1. Karen Lindblad, 17 Vaughn St
2. Pat Matsukis, 5 Mountain

Clerk Treasurer Meyer read a written comment submitted by John and Sharon Williams near 127 Breezy Point.

**UNFINISHED BUSINESS**

**1. Solar Year 1 Review with Entegrity Solar Partners – Mayor Berry**

John Coleman of Entegrity Solar Partners presented a 1-year solar review and answered questions from the table.

**2. Ordinance amending fee structure for street/alley vacations – Mayor Berry**

Mr. McClung made a motion to discuss. Mr. Meyer seconded.

Mr. McClung moved to suspend the rules and read Ordinance 2343 on its third reading by title only. Mr. Meyer seconded.  
Motion carried 6/0/0 by roll call vote.  
Clerk Treasurer Meyer read the ordinance title.  
Ms. McClung moved to approve Ordinance 2343 on its third and final reading. Mr. Avanzino seconded.  
Motion carried 6/0/0 by roll call vote.

**3. Ordinance to amend the Tree Preservation code submitted by the Planning Commission – Mayor Berry**

Mr. Avanzino made a motion to discuss. Mr. Meyer seconded.  
Table discussed the proposed tree ordinance with Building Inspector Jacob Coburn.  
Mr. Holifield made a motion to schedule another workshop to discuss the tree ordinance. Ms. Greene seconded.  
Motion carried 6/0/0 by voice vote.

**4. Water leak remediation plans – Terry McClung**

Mr. McClung made a motion to discuss. Mr. Meyer seconded.  
Simon Wiley gave an update on water leak remediation plans to the table.

**5. Ordinance vacating a portion of Maine Ave and Fuller St – A.C.A. 14-301-302**

Mr. McClung made a motion to discuss. Mr. Meyer seconded.  
Table discussed the site visit to the proposed street being vacated.  
Mr. Avanzino made a motion to defer to the first meeting of November. Mr. McClung seconded.  
Motion carried 4/2/0 by roll call vote.

**NEW BUSINESS**

**1. Resolution for B&B moratorium submitted by the Planning Commission – Mayor Berry**

Mr. Avanzino made a motion to discuss. Ms. Greene seconded.  
Table discussed B&B moratorium with Planning Director Kyle Palmer and Commissioners Ann Sallee and Susan Harmon.  
Mr. Meyer moved to extend the proposed B&B moratorium from a 6-month to a 1-year moratorium. Ms. Greene seconded.  
Motion carried 5/1/0 by voice vote.  
Ms. Greene moved to assign the resolution a number and read it for passage. Mr. Holifield seconded.  
Motion carried 5/1/0 by roll call vote.  
Clerk Treasurer Meyer assigned the resolution number 845 and read it for passage.

**2. Resolution for temporary entertainment district for Bikes, Blues, and BBQ – Mayor Berry**

Mr. Holifield made a motion to discuss. Mr. McClung seconded.  
Mr. McClung moved to assign the resolution a number and read it for passage. Mr. Meyer seconded.  
Motion carried 6/0/0 by roll call vote.  
Clerk Treasurer Meyer assigned the resolution number 846 and read it for passage.

**3. Resolution for Pedestrian Tunnel TAP Grant – Mayor Berry**

Mr. McClung made a motion to discuss. Mr. Meyer seconded.  
Table discussed the pedestrian tunnel TAP grant resolution.  
Mr. Meyer moved to assign the resolution a number and read it for passage. Mr. Avanzino

seconded.

Motion carried 6/0/0 by roll call vote.

Clerk Treasurer Meyer assigned the resolution number 847 and read it for passage.

#### **AGENDA SETTING**

None.

#### **COUNCIL COMMENTS**

Mr. Avanzino thanked Jay Wilks and crew for Diversity Weekend. He also thanked everyone who made public comments.

Ms. Slane asked everyone to lead with their heart going into Bikes, Blues, and BBQ weekend.

Mr. Meyer welcomed members of the public to schedule a meeting with their council member to discuss issues one-on-one.

Mr. McClung enjoyed the Dave Mason concert.

#### **MAYOR'S COMMENTS**

Mayor Berry announced upcoming events.

#### **ADJOURNMENT**

Mr. Avanzino motioned to adjourn. Ms. Greene seconded.

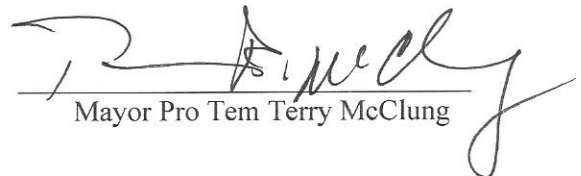
Voice vote carried 6/0/0.

The meeting was adjourned at 7:56 pm.

#### **ATTEST:**

  
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City Clerk/Treasurer Ida Meyer

#### **APPROVED:**

  
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Mayor Pro Tem Terry McClung

