CITY OF EUREKA SPRINGS COUNCIL MEETING

Monday, April 12, 2021 6 p.m. AGENDA

CALL TO ORDER
ROLL CALL, ESTABLISH QUORUM
PLEDGE OF ALLEGIANCE
APPROVAL OF THE AGENDA
APPROVAL OF THE MINUTES: March 22, 2021

COMMISSION, COMMITTEE, AUTHORITY REPORTS AND EXPIRED TERMS:

Planning – Pos. 4 – **vacant** – expires 7/1/21

CAPC

Hospital -- Pos. 3 - vacant - expires 6/1/25

Parks – Pos. 5 – expires 5/1/21. Susan Hubbard is interested in continuing until

5/1/26. Pos. 7 – **vacant** – expires 5/1/25

HDC

Cemetery

PUBLIC COMMENTS: 3 minutes per speaker

UNFINISHED BUSINESS: none

NEW BUSINESS:

1. Discussion of Vision Plan update - Mayor Berry

2. Discussion of having only one alderman suggest an agenda item – Ms. Smole and Mr.

Ott

3. Ordinance for face masks – Mayor Berry

AGENDA SETTING
CITY COUNCIL COMMENTS
MAYOR'S COMMENTS
ADJOURNMENT

Mayor Robert "Butch" Berry called the regular meeting of the Eureka Springs City Council to order at 6:00 p.m. Monday, April 12, 2021 in the Auditorium at 36 S. Main St.

PRESENT: Mayor Berry, Council members Autumn Slane, Terry McClung, Melissa Greene, Harry Meyer, LauraJo Smole, City Attorney Tim Weaver, and City Clerk Treasurer Ann Armstrong **ABSENT:** Bill Ott (with notice)

PLEDGE OF ALLEGIANCE:

Mayor Berry led the Pledge of Allegiance.

APPROVAL OF THE AGENDA:

Mayor Berry called for a motion to approve the agenda. Ms. Smole said she moved. Mr. Meyer seconded.

Motion carried 5/0/0.

APPROVAL OF THE MINUTES: March 22, 2021

Ms. Greene moved to approve the minutes of March 22, 2021. Mr. McClung seconded. Motion carried 5/0/0.

COMMISSION, COMMITTEE, AUTHORITY REPORTS AND EXPIRED TERMS:

Planning – One seat is open.

CAPC - No report

Hospital – One vacancy

Parks – Ms. Greene moved to re-nominate Susan Hubbard to position 5 until May of '26. Ms. Smole seconded.

Motion carried 5/0/0. One seat remains open.

HDC - No report

Cemetery – No report

PUBLIC COMMENTS: none

UNFINISHED BUSINESS: none

NEW BUSINESS:

1. Discussion of the Vision Plan update

Ms. Greene moved to discuss. There was no second.

Mayor Berry noted (Planning Commission) Chair Ann Sallee is going to come to the next meeting. He suggested sending written questions which will be forwarded to her for discussion at that meeting.

Mr. McClung favored having a workshop with Council and Planning. Mayor Berry indicated a workshop could follow the meeting.

2. Discussion of having only one alderman suggest an agenda item

Ms. Smole moved to discuss. Ms. Slane seconded.

Ms. Smole spoke about the zoom training put on by the Municipal League. She expressed her understanding that it was suggested for councils of 12 people or less, only one alderperson might be

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needed to put an item on the agenda rather than the usual two.

Mr. McClung concurred, noting that when the motion is made to discuss, it would die anyway if no one seconded. It was agreed to continue with the current Monday (a week prior to a meeting) afternoon cutoff for adding items so the complete agenda can be published.

Motion carried 5/0/0.

3. Ordinance for face masks

Mr. Meyer moved to discuss. Ms. Smole seconded.

Mayor Berry spoke about areas where the number of virus cases is going back up, new variants, and some people who are choosing to not get vaccinations.

Following Mr. McClung's question about whether the proposed ordinance had any "teeth," Mayor Berry said it was to give the shop keepers more consideration and a means to have Police Officers educate.

Discussion continued regarding an end date for the ordinance. Mr. Weaver wrote an additional section listing June 30, 2021, unless Council takes further action. He confirmed the ordinance would support shop keepers in curbing trespass.

Ms. Greene moved to assign the ordinance a number, along with the amendment, and read it into passage. Mr. Meyer seconded. Ms. Greene amended by moving to assign a number and read it for its first reading. Mr. Meyer seconded.

Motion carried 4/2/0 with Mr. McClung and Ms. Smole voting "No" and Mayor Berry adding an "Aye" to carry.

The Clerk Treasurer read ordinance no. 2307 an ordinance by the city of Eureka springs, arkansas regarding the use of masks in relation to the covid-19 pandemic; providing for the emergency clause; and for other purposes.

Mr. Weaver read the additional section with the sunset clause.

Ms. Greene moved to approve amending the first reading by putting a sunset clause of June 30, 2021, unless further action is taken. Mr. Meyer seconded.

Motion carried 4/2/0 with Mr. McClung and Ms. Smole voting "No" and Mayor Berry adding an "Aye" to carry.

Ms. Greene moved to approve Ordinance No. 2307 on its first reading, as amended. Mr. Meyer seconded.

Motion carried 4/2/0 with Ms. Smole and Mr. McClung voting "No" and Mayor Berry adding an "Aye" to carry.

Ms. Greene moved to suspend the rules and read Ordinance No. 2307 with the (amendment) for its second reading by title only. Ms. Slane seconded. A roll call vote followed.

Motion carried 4/2/0 with Mr. McClung and Ms. Smole voting "No" and Mayor Berry adding an "Aye" to carry. The Ordinance title was read.

Ms. Greene moved to (approve) Ordinance No. 2307 on the second reading, as amended. Mr. Meyer seconded. A roll call vote was taken.

Motion carried 4/2/0 with Ms. Smole and Mr. McClung voting "No" and Mayor Berry adding an "Aye" to carry.

Ms. Greene moved to suspend the rules and read Ordinance No. 2307 on its third reading by title only, as amended. Mr. Meyer seconded. A roll call vote followed.

Motion carried 4/2/0 with Mr. McClung and Ms. Smole voting "No" and Mayor Berry adding an "Aye" to carry. The Ordinance title was read.

Ms. Greene moved to approve Ordinance No. 2307 on its third reading. Ms. Slane seconded. A roll call vote was taken.

Motion carried 4/2/0 with Mr. McClung and Ms. Smole voting "No" and Mayor Berry adding an "Aye" to carry.

Ms. Greene moved to enact the emergency clause on Ordinance No. 2307. Ms. Slane

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seconded. A roll call vote followed.

Motion carried 4/2/0 with Ms. Smole and Mr. McClung voting "No" and Mayor Berry adding an "Aye" to carry.

The emergency clause was read.

AGENDA SETTING: No new items were added.

CITY COUNCIL COMMENTS:

Ms. Smole said she was looking forward to moving forward with the Vision Plan as a starting point to make some major moves into the 21st century.

Ms. Greene agreed she was looking forward to discussing the Vision Plan, and called for people to respect one another.

Mr. Meyer spoke of fatigue over the restrictions and added that, with the variants out there, we could still have a surge.

Mr. McClung said he was longing to listen to live music in this beautiful old Auditorium.

MAYOR'S COMMENTS:

Mayor Berry echoed the comments around the table and said he was looking forward to live performances in the Auditorium and in Basin Park. He said the Ordinance was for our own protection and also for visitors' and thanked Council for passing it.

ADJOURNMENT:

ATTEST:

The Mayor said he'd take a motion to adjourn. Ms. Greene moved to adjourn. Mr. McClung seconded.

Motion carried 5/0/0. The meeting ended at 6:38 p.m.

City Clerk Treasurer Ann Armstrong

Mayor Robert "Butch" Berry

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APPROVED: