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**CITY OF EUREKA SPRINGS  
COUNCIL MEETING**

Monday, July 25, 2022

6 p.m.

**AGENDA**

**CALL TO ORDER**

**ROLL CALL, ESTABLISH QUORUM**

**PLEDGE OF ALLEGIANCE**

**APPROVAL OF THE AGENDA**

**APPROVAL OF THE MINUTES: July 11, 2022**

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

**Planning**

**CAPC** – Pos. 2 – **expired** – 6/30/22. Pos. 7 – **expired** 6/30/22. 2<sup>nd</sup> quarter financial report

**Hospital**

**Parks** – Pos. 3 – **vacant** – expires 5/1/24. Pos. 4 – **vacant** – expires 5/1/25. Pos. 7 – **vacant** – expires 5/1/25. 2<sup>nd</sup> quarter financial report

**HDC**

**Cemetery** – 2<sup>nd</sup> quarter financial report

**PUBLIC COMMENTS -- 3 minutes for each citizen**

**UNFINISHED BUSINESS:**

1. Estimate of revenue lost from broken parking meters – Mayor Berry

**NEW BUSINESS:**

1. Discussion of camping on private property – Ms. Greene and Mr. Meyer
2. Lease of City property to Kolin Paulk/55 S. Main – Mayor Berry
3. Code of Conduct – Ms. Greene

**AGENDA SETTING**

**CITY COUNCIL COMMENTS**

**MAYOR'S COMMENTS**

**ADJOURNMENT**

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

**MONDAY**

**JULY 25, 2022**

Mayor Robert "Butch" Berry called the regular meeting of the Eureka Springs City Council to order at 6:00 p.m. Monday, July 25, 2022, in the Auditorium at 36 S. Main St.

**PRESENT:** Mayor Berry, Council members Terry McClung, Melissa Greene, Nick Roberts, Bill Ott, Autumn Slane, City Attorney Forrest Jacobi, and City Clerk Treasurer Ann Armstrong. Harry Meyer arrived at 6:04.

**PLEDGE OF ALLEGIANCE**

Mayor Berry led the Pledge of Allegiance.

**APPROVAL OF THE AGENDA**

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

Ms. Greene removed New Business item 3. Following clarification that active lawsuits are not to be discussed at the table and that private citizens are (not answerable to Council), a vote on the amended agenda was taken.

Motion carried 5/1/0 with Ms. Slane voting "No."

**APPROVAL OF THE MINUTES: July 11, 2022**

Mayor Berry requested a motion to approve the minutes. Mr. Ott said he so moved. Mr. McClung seconded.

Motion carried 6/0/0.

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

**Planning**

**CAPC**

**Hospital**

**Parks** – Applications from Laurie Crammond and Charissa Litherland were provided. The second quarter financial report was also in packets.

**HDC**

**Cemetery** – The second quarter financials were provided.

**PUBLIC COMMENTS**

**LauraJo Smole** spoke in favor of sidewalks on Pivot Rock Rd. and encouraged Council to consider raising their salaries before the end of the year to encourage people to run for office.

**UNFINISHED BUSINESS**

**1. Estimate of revenue lost from broken parking meters**

The Mayor called for a motion to discuss. Mr. McClung said he so moved. Mr. Meyer seconded.

Assistant Director of Finance Michael Akins reviewed the summary prepared to show the revenue stream from parking meters. He noted 2020 figures were not included because of COVID irregularities. The years 2019, 2021 and half of 2022 were represented with graphs for parking meters and for the "passport" system designed for remote payment. The chart with combined information indicated clearly decreased revenue from meters.

A letter from Police Chief Brian Young listed 45 meters (of the 152 total) as not working. Discussion followed about removing the functional meter heads from parking lots for installation on broken street meters, about people who do and do not use smartphones, and installing machines that have credit card/"app"/cash options.

Mr. McClung moved to approve the Chief's proposal for (switching meter heads now and purchasing payment machines next year). Ms. Greene seconded.

Motion carried 6/0/0.

## **NEW BUSINESS**

### **1. Discussion of camping on private property**

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

Ms. Greene favored ordinance language that included access to water and sewer services. She moved to give the ordinance a number and put it (on the first reading). The Mayor indicated he'd first like a decision on the number of allowable days.

Ms. Greene moved to say seven. Mr. McClung seconded. That number was generally accepted.

Following discussion, Mr. Ott called the question. Ms. Greene said she'd had her hand up. Mr. Ott retracted his motion to end discussion. Discussion continued about the current trend to "boondock" camp, disturbances in neighborhoods, and (non-existing) Code about public property.

The Mayor welcomed a motion to assign a number. Ms. Greene said she had made the motion. Mr. Meyer said he had seconded.

Motion carried 5/1/0 with Ms. Slane voting "No." The Clerk Treasurer read **ORDINANCE NO. 2326 AN ORDINANCE TO LIMIT CAMPING ON PRIVATE PROPERTY.**

Mr. McClung moved to approve Ordinance No. 2326 on the first reading. Mr. Meyer seconded.

Mr. McClung moved to amend the Ordinance to have the fine be (not greater than) \$50 per day. Ms. Greene seconded. A vote on the amendment followed.

Motion carried 5/1/0 with Ms. Slane voting "No." A vote on approving the first reading was taken.

Motion carried 5/1/0 with Ms. Slane voting "No."

### **2. Lease of City property to Kolin Paulk/55 S. Main**

A summary of the request and purpose was provided. Mr. Paulk noted there is a grease trap in the wastewater system and the request was for a grease storage container specifically.

Ms. Greene moved to assign the resolution a number and read it for passage. Following discussion about making lease decisions on a case-by-case basis and the smell of grease in a residential area, Mr. Paulk provided photos of the grease storage area when he began operating there, and the current state with debris removed.

Mr. Jacobi confirmed maintenance of the leased property was addressed in the lease that will be attached to the resolution.

A roll call vote was taken.

Motion carried 6/0/0. **RESOLUTION NO. 821 A RESOLUTION FOR A LEASE FOR A GREASE STORAGE CONTAINER SITE ON CITY OWNED PROPERTY BEHIND 55 S. MAIN** was read.

### **3. Code of Conduct**

Removed during approval of the agenda

## **AGENDA SETTING**

Fire Department public safety and budget concerns – Mr. Roberts

City Council

7/25/22

2



Update on the 2010 drainage tunnel engineering report – Mr. Roberts  
Update on the BKD audit – Ms. Slane

### **COUNCIL COMMENTS**

Mr. Ott was hopeful for less heat and some rain.

Ms. Greene apologized for laughing about preventing lawsuits and noted Council is not to discuss active litigation.

Ms. Slane spoke about topics of concern to her being found inappropriate for discussion at the table.

Mr. Meyer noted the importance of not getting emotional or “jumping on other people” such as City employees.

Mr. McClung spoke about the great crowd and time with the Three Dog Night concert in the AUD.

### **MAYOR’S COMMENTS**

Mayor Berry spoke about the low-income energy assistance program for energy bills through Our Healthy Communities at 479-636-7301, or through the web site <http://www.adeq.state.ar.us/energy/assistance/>


The Balm of Life music series schedule was summarized.

### **ADJOURNMENT**

The Mayor called for a motion to adjourn. Mr. McClung said he so moved. Mr. Meyer seconded.

Motion carried 6/0/0. The meeting ended at 7:01 p.m.

### **ATTEST:**

  
City Clerk Treasurer Ann Armstrong

### **APPROVED:**

  
Mayor Robert “Butch” Berry

City Council      7/25/22      3