

5:15 – June 2020 budget review

<https://www.youtube.com/user/cityofeurekasprings/live>

**CITY OF EUREKA SPRINGS
COUNCIL MEETING
Monday, July 27, 2020
6 p.m.
AGENDA**

CALL TO ORDER

ROLL CALL, ESTABLISH QUORUM

PLEDGE OF ALLEGIANCE

APPROVAL OF THE AGENDA

APPROVAL OF THE MINUTES: July 13, 2020

COMMISSION, COMMITTEE, AUTHORITY REPORTS AND EXPIRED TERMS:

Planning

CAPC –

Hospital

Parks – Second quarter written report. Pos. 6 – vacant -- expires 5/1/24. Pos. 7 – vacant – expires 5/1/25.

HDC –Pos. 1 – vacant – expires 11/30/21

Cemetery – Second quarter written report

PUBLIC COMMENTS: 3 minutes per speaker

UNFINISHED BUSINESS:

1. Final contract for solar project – Mayor Berry

NEW BUSINESS:

1. Ordinance for Bed and Breakfast definition changes – Mr Meyer and Ms. Harman
2. Ordinance for Level III HDC application fees – Ms. Greene and Ms. Schneider
3. Resolution for Code of Conduct – Mr. Meyer and Ms. Schneider
4. Resolution to Governor for enforcement of mandatory face masks – Ms. Greene and Ms. Harman
5. Ordinance for a Permanent Entertainment District – Mayor Berry
6. Setting time and date for mid-year budget review – Mr. Thomas and Ms. Greene

AGENDA SETTING

CITY COUNCIL COMMENTS

MAYOR'S COMMENTS

ADJOURNMENT

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

MONDAY

July 27, 2020

Mayor Robert "Butch" Berry called the regular meeting of the Eureka Springs City Council to order at 6:00 p.m. Monday, July 27, 2020 in the Auditorium at 36 S. Main St.

PRESENT in person: Mayor Berry, Council members Harry Meyer, Melissa Greene, Bob Thomas, Susan Harman, Mickey Schneider, Terry McClung, and City Clerk Treasurer Ann Armstrong

PRESENT remotely: City Attorney Tim Weaver

PLEDGE OF ALLEGIANCE:

Mayor Berry led the Pledge of Allegiance.

APPROVAL OF THE AGENDA:

Ms. Harman moved to approve the agenda. Ms. Greene seconded. Mayor Berry added discussion of an ordinance for a permanent entertainment district to go before the voters. Mr. Thomas added City Council establishing the time and date for the mid-year budget review. Ms. Greene seconded. New Business item 4 was deleted. A vote on the amended agenda followed.

Motion carried 6/0/0.

APPROVAL OF THE MINUTES: July 13, 2020

The Mayor called for a motion to approve. Ms. Greene said she so moved. Ms. Harman seconded.

Motion carried 6/0/0.

COMMISSION, COMMITTEE, AUTHORITY REPORTS AND EXPIRED TERMS:

Planning – No report

CAPC – No report

Hospital – No report

Parks – No report

HDC – No report

Cemetery – The second quarter report for 2020 was provided.

PUBLIC COMMENTS:

Damon Henke said he was excited to hear that there will be an actual vote on having a Permanent Entertainment District.

UNFINISHED BUSINESS:

1. Final contract for solar project

The Mayor called for a motion to discuss. Ms. Greene said she so moved. Ms. Schneider seconded. John Coleman, Regional Director for Entegriety Energy Partners, summarized the process of reviewing fourteen municipal facilities for energy efficiency, water conservation and HVAC upgrades. The solar project is almost 500 KW and will provide approximately \$17,000 year in savings. LED lights will be installed in over 600 fixtures and over 100 water conservation fixtures will be installed. Ten older HVAC units will be replaced.

The projects will generate just over \$42,000 in savings annually and that will be used to pay for the project itself. The guaranteed maximum cost is \$458,602 and the contract has been reviewed by the Mayor, Finance Director and City Attorney.

Ms. Schneider moved to sign the contract. Ms. Greene seconded. Mr. Meyer objected to voting without having read the details in the 200 page document.

Motion carried 5/1/0 with Mr. Meyer voting "No."

NEW BUSINESS:

1. Ordinance for Bed and Breakfasts definition changes

Postponed

2. Ordinance for Level III HDC application fees

Ms. Greene moved to discuss. Ms. Schneider seconded. Mr. Meyer moved to assign the ordinance a number and read it for the first time. Ms. Greene seconded.

Motion carried 6/0/0. The Clerk Treasurer read **ORDINANCE NO. 2296 AN ORDINANCE AMENDING SECTION 2.64 OF THE EUREKA SPRINGS ARKANSAS MUNICIPAL CODE AS TO LEVEL III HISTORIC DISTRICT APPLICATIONS AND FEES.**

Ms. Greene moved to approve Ordinance No. 2296 on its first reading. Ms. Schneider seconded.

Motion carried 6/0/0.

3. Resolution for Code of Conduct

The Mayor asked for a motion to discuss. Ms. Schneider said she so moved. Ms. Greene seconded. Ms. Greene moved to assign the resolution a number and read it for passage. Ms. Harman seconded. A roll call vote followed.

Motion carried 6/0/0. **RESOLUTION NO. 782 A RESOLUTION ESTABLISHING A CODE OF CONDUCT** was read.

4. Resolution to Governor for enforcement of mandatory face masks

Deleted during approval of the agenda

5. Ordinance for a Permanent Entertainment District

Mayor Berry called for a motion to discuss. Ms. Greene said she so moved. Ms. Harman seconded. The ordinance would put the issue to a vote of the people. Mr. McClung moved to assign the ordinance a number and read it. Ms. Harman seconded. Mr. Meyer gained confirmation the emergency clause would allow it to be on the November ballot. A voice vote followed.

Motion carried 6/0/0. The Clerk Treasurer read **ORDINANCE NO. 2297 AN ORDINANCE CALLING FOR AN ELECTION TO REFER THE ISSUE OF ALLOWING USE OF THE ACT 812 OF 2019 OF THE ARKANSAS LEGISLATURE TO CREATE A PERMANENT ENTERTAINMENT DISTRICT TO THE VOTERS OF THE CITY OF EUREKA SPRINGS, ARKANSAS; DECLARING AN EMERGENCY TO EXIST; AND FOR OTHER PURPOSES.**

Mr. Thomas moved to pass Ordinance No. 2297 on its first reading. Ms. Greene seconded.

Motion carried 6/0/0. Ms. Greene moved to suspend the rules and place Ordinance No. 2297 on its second reading by title only. Ms. Schneider seconded. A roll call vote followed.

Motion carried 6/0/0. The Ordinance title was read. Mr. Thomas moved to pass Ordinance No. 2297 on its second reading. Ms. Schneider seconded. A voice vote followed.

Motion carried 6/0/0. The ballot language was then read. Ms. Greene moved to suspend the rules and to place Ordinance No. 2297 on its third reading by title only. Ms. Schneider seconded. A roll call was taken.

Motion carried 6/0/0. The Ordinance title was read. Mr. Thomas moved to approve Ordinance No. 2297 on its third reading. Ms. Schneider seconded. A roll call vote followed.

Motion carried 6/0/0. Mr. Meyer moved to read the emergency clause. Ms. Greene seconded. A roll call vote was taken.

Motion carried 6/0/0. The emergency clause was read.

6. Setting time and date for mid-year budget review

Mr. Thomas moved for the time and date to be set for the mid-year budget review as being the second Monday in August at 4:45. Ms. Greene seconded. It was confirmed the July financials will

not be ready until after August 15. The motion and second were withdrawn. Mayor Berry said it will be done as soon as possible and everyone will be notified.

AGENDA SETTING:

Ms. Harman added discussion of updating the employee handbook. Ms. Greene seconded.

CITY COUNCIL COMMENTS:

Mr. McClung expressed concern about land being cleared and asked Mayor Berry to look into whether permits were issued.

Ms. Greene spoke about innovative business changes and said a \$25,000 grant has been awarded to help businesses downtown.

Mr. Thomas noted that by having a Code of Conduct, a member can call point of order and refer back to the Code of Conduct. He asked everyone to please get the Chair's attention before making a motion.

Ms. Schneider announced that she will resigning at the end of the term and said she is backing LauraJo (Smole) and Autumn Slane for Ward I.

MAYOR'S COMMENTS:

Mayor Berry reminded everyone of the upcoming COVID testing at the Community Center in Berryville on August 7 from 4 until 8 p.m. He emphasized the importance of completing 2020 census forms.

ADJOURNMENT:

Mr. McClung moved to adjourn. Ms. Greene seconded.

Motion carried 6/0/0. The meeting ended at 6:50 p.m.

ATTEST:



City Clerk Treasurer Ann Armstrong

APPROVED:



Mayor Robert "Butch" Berry