

**TURN OFF ALL ELECTRONIC DEVICES, AS THEY INTERFERE WITH THE
RECORDING EQUIPMENT**

**CITY OF EUREKA SPRINGS
COUNCIL MEETING**

Monday, December 9, 2019

6 p.m.

AGENDA

CALL TO ORDER

ROLL CALL, ESTABLISH QUORUM

PLEDGE OF ALLEGIANCE

APPROVAL OF THE AGENDA

APPROVAL OF THE MINUTES: November 25, 2019

COMMISSION, COMMITTEE, AUTHORITY REPORTS AND EXPIRED TERMS:

Planning – Pos. 3 – **vacant** – expires 7/1/20

CAPC -- Pos. 1 – **vacant** – expires 6/30/21

Hospital

Parks

HDC

Cemetery

PUBLIC COMMENTS -- 3 minutes for each citizen

UNFINISHED BUSINESS:

1. Ordinance No. 2290 Animal care on unoccupied property – 2nd reading
2. Ordinance No. 2291 Rezoning 187 Huntsville Rd. – 3rd reading
3. Ordinance for Permanent Entertainment District, with sunset clause – Mr. McClung and Ms. Harman
4. Discussion of feral cats in the City – Ms. Greene and Ms. Harman

NEW BUSINESS:

1. Discussion of additional budget meetings and setting dates – Mr. Thomas and Ms. Greene
2. Discussion of Auditorium finances – Mr. Thomas and Ms. Schneider

AGENDA SETTING

CITY COUNCIL COMMENTS

MAYOR'S COMMENTS

ADJOURNMENT

revised 1-8-20

MONDAY

DECEMBER 9, 2019

Mayor Robert “Butch” Berry called the regular meeting of the Eureka Springs City Council to order at 6 p.m. Monday, December 9, 2019 in the Auditorium lobby at 36 S. Main St.

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

PLEDGE OF ALLEGIANCE:

Mayor Berry led the Pledge of Allegiance.

APPROVAL OF THE AGENDA:

Ms. Harman moved to approve the agenda. Ms. Greene seconded. Mr. Thomas added discussion of Auditorium finances. Ms. Schneider seconded. A vote on the amended agenda followed.

Motion carried 6/0/0.

APPROVAL OF THE MINUTES: November 25, 2019

Ms. Harman 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 – No report

Parks – No report

HDC – No report

Cemetery – No report

PUBLIC COMMENTS:

Robert Burgess, co-owner of Red's Pizzeria, said he would like to have the restaurant included in the Entertainment District as soon as possible. He said his wife and he find it frustrating to not be included and having to answer to customers.

Damon Henke announced the following day's Morning Brew topic and welcomed all to participate. He favored moving forward with the Entertainment District and the expiration date listed in the draft ordinance.

UNFINISHED BUSINESS:

1. Ordinance No. 2290 Animal care on unoccupied property – 2nd reading

Ms. Harman moved to discuss. Ms. Greene seconded. Ms. Greene moved to suspend the rules and read Ordinance No. 2290 by title only. Ms. Harman seconded. A roll call vote followed.

Motion carried 6/0/0.

The title was read. Ms. Greene moved to approve Ordinance No. 2290 on its second reading. Ms. Harman seconded.

Discussion followed about the need for someone to testify in court regarding the length of time a property owner has been present.

The motion carried 6/0/0.

2. Ordinance No. 2291 Rezoning 187 Huntsville Rd. – 3rd reading

Mr. McClung moved to discuss. Ms. Harman seconded. Mr. McClung moved to suspend the rules and read Ordinance No. 2291 by title only. Mr. Meyer seconded. A roll call vote followed.

Motion carried 6/0/0. The Clerk Treasurer read the Ordinance title. Mr. McClung moved to pass Ordinance No. 2291 on its third and final reading. Ms. Harman seconded. A roll call vote was taken.

Motion carried 6/0/0.

3. Ordinance for Permanent Entertainment District, with sunset clause

Ms. Harman moved to discuss. Mr. McClung seconded. Mr. Meyer read the results of the survey he conducted with business owners within the boundaries of the proposed Permanent Entertainment District. Discussion followed about the percentage of supportive alcohol beverage vendors, Act 812, and Council's agreement to hold a second Town Hall workshop.

Mr. Thomas moved to postpone consideration of the proposed ordinance until the first Council meeting after the second Town Hall workshop, and to make this postponement a special order (first item of business). Ms. Schneider seconded.

Discussion followed about checking in person with business owners, written and signed responses, attendance at Town Hall meetings, anonymous responses, and two or three people working toward designing the workshop. A vote on the motion followed.

Motion carried 6/0/0.

Ms. Harman moved to set up a workshop date for the Permanent Entertainment District on January 6, 2020 at 6:00. Ms. Greene seconded. Discussion followed about emailing the draft ordinance to bar and restaurant owners/publishing it.

Mr. Thomas amended the motion to ask Ms. Harman to design a questionnaire she would feel comfortable handing out at the workshop, and Mr. McClung to send out the information to the bars, and (Ms. Schneider) whatever she wants to do before the workshop. Ms. Schneider seconded. Ms. Harman favored communicating the information through the public announcement.

Mr. Thomas withdrew his amendment. Ms. Schneider withdrew the second. A vote followed on the motion for a January 6 workshop.

Motion carried 6/0/0.

4. Discussion of feral cats in the City

Ms. Harman moved to discuss. Ms. Greene seconded. Ms. Greene said the Humane Society does have a catch and release (program) but spay and neuter fees have gone up. She was in support of having the Animal Control Officer help the Humane Society with traps. The Humane Society could apply for grants to get costs down.

Ms. Greene moved to postpone until next year, until she's spoken with the Animal Control Officer and (Police Chief Young.) Ms. Schneider seconded.

Motion carried 6/0/0.

NEW BUSINESS:

1. Discussion of additional budget meetings and setting dates

Mr. Thomas moved to discuss. Ms. Harman seconded. Mr. Thomas asked if another meeting is scheduled and what the process would be. Discussion followed about an email the Finance Director sent to Council, how other cities approach budget development, including more details in budgets, micromanagement, and Code requirements. Ms. Harman favored written recaps of proposed departmental budget changes. Mr. Meyer was in support of better wages

for the Public Works crew. Mayor Berry agreed to ask the Police Chief to attend the next Council meeting, and to have a (2020 proposed budget discussion) on the agenda.

2. Discussion of Auditorium finances

Mr. Thomas moved to discuss. Ms. Harman seconded. Mr. Thomas recalled the CAPC (City Advertising and Promotion Commission) setting aside funds in a separate account for music festivals. He made a motion to have the \$50,000 that was budgeted for the Auditorium in 2019 put into an account so that, with the \$60,000 for 2020, \$110,000 would be available for remodeling. Ms. Greene seconded.

Ms. Haman recalled a discussion of having \$145,000 in the 2020 budget for that purpose. More discussion followed about the figure as having been reduced to \$60,000, the bids being ready to go out in January, and waiting to make the recommendation at the January (13) meeting.

AGENDA SETTING: No additional items were added by Council.

CITY COUNCIL COMMENTS:

Mr. Thomas spoke about the process other councils use to develop budgets and work with mayors. He also objected to the second scheduled workshop time (5:15, November 25) having been changed without a Council vote.

Ms. Greene said Happy Holidays.

Ms. Schneider added Happy Safe Holidays.

Mr. Meyer said Merry Christmas.

Mr. McClung said it's going to be a good Christmas. Town looks great and good things are happening.

MAYOR'S COMMENTS:

Mayor Berry read an extensive list of upcoming events.

ADJOURNMENT:

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

Motion carried 6/0/0.

ATTEST:


City Clerk Treasurer Ann Armstrong

APPROVED:


Mayor Robert "Butch" Berry