

Bull Shoals City Council

Meeting Minutes

January 25, 2024

I. Call to order, Pledge of Allegiance, & Roll Call

Mayor Savu called to order the regular meeting of the Bull Shoals City Council at 6:30 pm on January 25, 2024 at 706 CS Woods Blvd., Bull Shoals, AR 72619. Everyone stood and gave Pledge of Allegiance to the United States Flag. Recorder Tina Bailey conducted the roll call. The following persons were present: Mayor Michael Savu, Council members: Joey Grede, Wesley Phelan, Michael Castagna, Dino Giannini, Daryl Lindman and Dale Forbus. Ms. Bailey announced we have a quorum to conduct business.

II. Minutes

– Mayor Savu asked if everyone had read the December minutes. Mr. Grede motioned to accept the minutes. Mr. Forbus seconded. Everyone said yes. The motion carried.

III. Treasurer Report

Mr. Doshier was absent and Mayor Savu read the report which stated the bank reconciliation balances as of December 31, 2023 are \$3,013,449, up \$417,393 from a year ago. City sales tax collections for December were \$38,120 which are up \$540 from last December. Sales tax collections for the year are \$472,268 against last years \$464,800. That is an improvement of \$7,468. Total income for the city for December was \$154,708, which is down \$15,799 from a year ago. Total expenses over that same time frame are \$134,952, versus last years \$260,781. This results in a net income of \$19,756 for December, which is up from a loss of \$90,274, December 2022. That is an improvement of \$110,030. Total income for the time period ending December 31, 2023 is \$2,621,516 which is down from last years \$2,665,266. A difference of \$43,750. Total expenses over the same time frame are \$1,993,109 versus \$2,295,537 for 2022. That's down \$302,428 from last year. Net income year to date is \$628,407, against last years net income of \$369,729, an improvement of \$258,678. Mr. Grede stated Mr. Doshier should be here at every meeting. Mr. Lindman motioned to accept the treasurer's report and Mr. Giannini seconded. Everyone said yes except for Mr. Grede and Mr. Forbus. The motion carried. 4/0

IV. Department Reports -

- a. Police-** Chief John Ainsworth was on a call and Mayor Savu stated the report stands as submitted and is attached.

- b. **Fire-Chief Brent Mitchell** stated the report stands as submitted and is attached. He was asked about staff and stated we have a few that had to be removed from the roster due to lack of training but will be back soon.
- c. **Public Works-** Mayor Savu stated the reports are submitted as written and are attached. Mayor Savu reported the pumps are in for Lift Station #6. Mr. Lindman stated we should look into a backup to have on hand.

Mr. Lindman motioned to accept all the reports and Mr. Grede seconded. The reports were approved. The motion carried. 6/0

- V. **Commission Reports-Planning & Zoning Commission-** Chairman Carol Duss stated the report stands as submitted. She stated they covered subdivision covenants and temporary parking permits during the eclipse for a two-week period. She stated there is someone interested in being a member of the board. They also spoke about a resort becoming a multi-family dwelling. Mr. Lindman motioned to accept the report and Mr. Giannini seconded. Mr. Forbus brought into question a statement from Ms. Duss about a loan and the zoning of the Del's 50/50 co-op. Ms. Duss replied according to the August 22nd meeting she understood this was Mr. Forbus request. Mr. King stated he has not given a final opinion on this matter. There was further discussion about the property and Mayor Savu stated they will move forward and work with Mr. King. Mr. Lindman motioned to accept the report and Mr. Giannini seconded. The report was approved. The motion carried. 6/0

VI. **Citizen Comments (related to agenda)-**

- a. **Phil Friese**-He spoke about the planning and zoning meeting which addressed the different resorts. He brought up the commercial zone-C4 and other commercial properties. He also brought up C2.
- b. **Bill Howell**-He brought up speed bumps for his neighborhood Lakewood subdivision. He is concerned about the speeding during the tourism season.

VII. **Continuing Business –**

- a. **Legislative Audit 2022 Review**-Mayor Savu stated per Arkansas State Code the council is required to review, take action, and record in the minutes on each finding of the audit. Mayor Savu read the mayor's finding which states, "General fund disbursements exceeded total appropriations by \$703,896 (93.3%) in non-compliance with

Ark. Code Ann. 14-58-203. The recommendations are “Budgets and actual expenses should be reviewed and amended as necessary.” Mayor Savu asked what action we plan to take. Mr. Grede recommended to get the software discussed. In a letter from Mr. Doshier to Mayor Savu strongly suggest getting the CSA software. Mr. Castagna motioned to implement a fund accounting software in house with a licensed CPA firm to oversee with fund accounting experience. Mr. Phelan asked about the funds to pay for this software and Mayor Savu stated we could use the General Fund or ARPA Grant Funds. Mr. Forbus seconded the motion. The reportable finding of the Recorder/Treasurer was: “Cash receipts and disbursements journals were not properly classified or reconciled to bank deposits and withdrawals, in non-compliance with Ark. Code Ann. 14-59-108, -110, -111. A similar finding was issued in the previous two reports dating back to 2020”. The recommendations are: “City management should implement procedures to ensure financial records prepared by the City’s accountant are properly posted and transactions are properly classified”. Mr. Grede motioned to implement fund accounting software in house with a licensed CPA firm to oversee with fund accounting experience. Mr. Forbus seconded. The motioned carried. 6/0

- b. Statement of Financial Interests due by January 31, 2024.**
- c. Water Provider Board Training-Act 605 reminder**

VIII. New Business-

- a. Ordinance – 2024-01-“An ordinance to repeal and replace Ord: 2023-01 which is an ordinance to establish rules of procedure for the City Council, City of Bull Shoals, Marion County, Arkansas.”**

Mayor Savu presented two versions and stated Version A was to have citizen comments pertaining to the agenda left in place and Version B was to remove the citizen comments on agenda items. Mr. Phelan motioned to approve Version B and Mr. Giannini seconded. Mr. Giannini motioned to suspend the rules and read by title only and Mr. Phelan seconded. Mayor Savu read Version B of Ordinance 2024-01 by title only. Mr. Lindman made a motion. The city attorney William King suggested to start over. Mayor Savu read Version B in its entirety. Mr. Giannini motioned to accept the reading and Mr. Phelan seconded. There was a discussion about the difference

between Version B and Version A. A roll call vote was taken and everyone said no except for Mr. Giannini and Mr. Phelan. Mr. Castagna motioned to suspend the rules and read Version A by title only and Mr. Grede seconded. A roll call vote was taken and everyone said yes. Mayor Savu read Version A by title only. Mr. Lindman made a motion and Mr. Grede seconded. A roll call vote was taken and everyone said yes except for Mr. Phelan. Mr. Grede motioned to suspend the rules and read Version A by title only for the second reading and Mr. Phelan seconded. A roll call vote was taken and everyone said yes. Mayor read the ordinance by title only for the second time. Mr. Grede made a motion and Mr. Forbus seconded. A roll call vote was taken and everyone said yes. There was a call to question of the vote for Version A. The city attorney stated all we had to do is to confirm or not Version A. A roll call vote was taken and everyone said yes except for Mr. Phelan. The motion carried. 5/1 Mr. Grede motioned to invoke the emergency clause and place the ordinance in full effect upon its passage and Mr. Castagna seconded. A roll call vote was taken and all said yes. 6/0

IX. Citizen Comments- (to 3 minutes per citizen wishing to speak)

- a. **David McBee**- Thank you to the city for getting him out of a bind during the ice storm.
- b. **Tim Curtis**-He appreciates all the work the city did during the ice storm and snow. He also reminded everyone about the bees.
- c. **Phil Friese**- He recommends everyone to come to the workshop.
- d. **Bill Stallman**-He made the suggestion of getting asphalt for the speed humps.
- e. **Keith Hilburn**-He would like to look into the tax rate for the Dels.
- f. **Bill Howell**-He asked about when the councilmembers were going to take action about the speed bumps.

X. Adjournment-

Mr. Lindman motioned to adjourn the meeting and Mr. Phelan seconded. The motion carried and Mayor Savu adjourned the meeting at 7:57 PM.

Minutes-submitted by Tina Bailey

Tina M. Bailey

Mark Am

2/29/2024

