

# ***Bull Shoals City Council***

## ***Meeting Minutes***

November 18, 2021

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

Mayor Nixon called to order the regular meeting of the Bull Shoals City Council at 6:31 pm on November 18, 2021 at 706 CS Woods Dr. 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 David Nixon, Council members: Dino Giannini, Daryl Lindman, Joey Grede, Chuck Kinler, David McBee and Dr. Kirby Davenport. Ms. Bailey announced we have a quorum to conduct business.

- II. Minutes** – Mayor asked if everyone had read the October 28, 2021 minutes. Mr. Giannini motioned to accept the minutes. Mr. McBee seconded. The minutes were approved by acclamation.

- III. Treasurer Report**-Mr. Doshier reported the bank reconciliation balances as of October 31, 2021 are \$2,141,753, up \$374,933 from a year ago. That total includes all monies for the city in 20 accounts, but does not include the \$201,063 received for Arkansas Rescue Plan. Those monies have been deposited into their own account. City sales tax collections were \$39,070 against last years \$43,055, a decrease of \$3,985. For the ten months ending October 31, 2021 sales tax collections are \$372,089 against last years \$374,385, a decrease of \$2,296. Total income for the city for October was \$201,247. Total expenses over that same time frame are \$141,931, which results in a net income for October of \$59,316. Year to date income is \$2,106,133 with expenses of \$1,642,916. This results in a net income from operations of \$463,218 through ten months. Mr. Grede motioned to accept the treasurer's report and Mr. Kinler seconded. The report was approved by acclamation.

### **IV. Department Reports -**

- a. Police**- Sargent John Ainsworth stated the report stands as written and is attached.
- b. Fire**-Chief Mitchell stated the report stands as submitted and is attached. He also attached the reimbursement sheet for the 2021 calls.

- c. **Public Works-** Mayor Nixon reported the lawn mowing season is coming to an end and the leaf blowing season has begun. We have repaired the old 57 Chevy Water Truck to help clean up culverts and ditches. We are cleaning up the city yard. The oil has been cleaned up.

Mr. Giannini motioned to accept all the reports and Mr. McBee seconded. The reports were approved by acclamation.

#### V. Commission Reports-

- a. **Planning & Zoning Commission-** Ms. Bonnie Sumner stated their minutes stand as submitted. The commission recommends in order to build a pole-barn home, it needs to be centralized on a minimum of a 3 acre lot. There would not be a meeting in December.

Mr. Kinler motioned to accept the report and Dr. Davenport seconded. The report was approved by acclamation.

#### VI. Continuing Business -

- a. **Awards-** City Clerk/Recorder Tina Bailey was recognized for receiving her CAMC (Certified Arkansas Municipal Clerk) & her CMC (Certified Municipal Clerk) certifications. Mayor commented that no one has found any records that anyone has received these before and that it has taken 120 classroom hours to complete these and it is not an easy task.
  - a) **Signatory** – Mr. Giannini motioned to add Jessica Wilkinson (Court Clerk) to the two checking accounts 9806 & 0315 as a signatory, and Mr. Grede seconded. A roll call vote was taken and all said yes. 6/0 The motion carried.
- b. **Water Valve/Vault Project-** Everything is going well and Phase Two is about to be finished. We are waiting for the telemetry to be finished. It should be completed by the end of the week.
- c. **Street Paving-**There is a preliminary list to prepare the streets for resurfacing and the estimate is \$20,000. Mr. Lindman has provided us with another vendor but, we have not received the quote. Mayor is requesting the councilmembers to provide their suggestions at the December workshop.

- d. **Sidewalk Update-** We have received another TAP grant from ARDOT for the Sidewalk Project Phase 2 for \$273,000. Mayor stated, according to our project engineer, phase one is almost ready to go to bid.
- e. **Condemnations-** Mayor stated the Lake Forest Terrace property has stalled due to the lack of contractors. We are still waiting to serve the other property owner of the mobile home. Mr. Lindman made the motion to authorize the city attorney to draw up an order for an inspection of the Old Village Mart and Mr. McBee seconded. Mayor Nixon read the entire Ordinance 2021-03, “which Arkansas Code Annotated 14-56-203 authorizes the City of Bull Shoals to remove or raze any buildings that have become dilapidated, unsafe, unsanitary, obnoxious or detrimental to the public welfare;” Mr. Giannini motioned to declare an emergency exists. Mr. Lindman seconded. A roll call was taken for the emergency, and everyone said yes. 6/0 A roll call vote was taken to adopt Ordinance 2021-03, after its first reading, and everyone said yes. 6/0 Mr. Grede motioned to read Ordinance 2021-03 by title only for the second time and Mr. McBee seconded. A roll call vote was taken, and everyone said yes. 6/0 Mayor read the Ordinance 2021-03 by title only for the second time. Mr. Kinler motioned to approve Ordinance 2021-03 and Mr. Giannini seconded. A roll call vote was taken and everyone said yes. 6/0 Mr. Lindman motioned to read Ordinance 2021-03 by title only for the third and final time and Mr. Kinler seconded. Mayor Nixon read the Ordinance 2021-03 by title only for the third time. A roll call vote was taken, and everyone said yes. 6/0 Mr. Grede motioned to approve the Ordinance 2021-03, and Mr. McBee seconded. A roll call vote was taken, and everyone said yes. 6/0

## **VII. New Business**

- a. **Income Tax Resolution for Law Enforcement-** This resolution was presented and withdrawn this afternoon at 5:00 pm.
- b. **Marion County Regional Water District Contract –** Mayor Nixon presented the contract from the water district with the new language from our city attorney. Our city attorney has advised to wait to sign the contract until the other cities are on board. Chairman Carol Short gave a summary as to why the Marion County Regional Water District exists and why the contract needs to be updated.

- c. **Solid Waste Fee-** Mr. Lindman motioned for the city to absorb the 2% of the CPI increase from Waste Connections for the next 12 months. Mr. Giannini seconded. A roll call vote was taken, and everyone said yes. 6/0 The motion carried.
- d. **Comp Time Pay-Outs-** Mayor Nixon stated we need to move forward to pay out the compensatory and vacation funds according to the handbook by the end of the year. To disburse the funds. Mr. Giannini motioned to disburse the compensatory and vacation funds according to the handbook by the end of the year and Mr. McBee seconded. 6/0 The motion carried.
- e. **Certification raise-** Mr. Giannini motioned to raise Ms. Bailey's pay for .30 per hour, per certification (CAMC and CMC). Mr. McBee seconded. The motioned carried.

#### VIII. Citizen Comments-

- a. **Jerry Eagin-** 135 Atwater Cove-Mr. Eagin doesn't believe the discussion of the bank building should have been put on hold and it should be pursued.
- b. **Gary Hiembach-** 112 Ferncliff Pt.-He has a recommendation to consider other restrictions for the pole-barns.
- c. **Mike Savu-** 137 Falltime -- He gave a definition of a pole-barn. He also commented that he was against the Arvest Bank. He also asked about the compensatory time.
- d. **Charles Bailey-** He asked about the comp time and made a comment about the compensatory time of his former employment.

#### IX. Adjournment-

Mr. Kinler motioned to adjourn the meeting and Mr. Giannini seconded. The motion carried and Mayor Nixon adjourned the meeting at 7:55 PM.

Minutes submitted by Tina Bailey *Tina M Bailey 12/30/21*

Minutes approved by: [Name] *David L. [Signature]*