

# ***Bull Shoals City Council***

## ***Meeting Minutes***

March 31, 2022

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

Mayor Nixon called to order the regular meeting of the Bull Shoals City Council at 6:30 pm on March 31, 2022 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 March Special minutes and the Regular March minutes. Mr. Giannini motioned to accept the minutes. Mr. Kinler seconded. The Special minutes were approved by acclamation. The Regular minutes were approved by acclamation.

- III. Treasurer Report**-Mr. Doshier reported the bank reconciliation balances as of February 28, 2022 are \$2,160,037, up \$225,722 from a year ago. This includes all monies in the cities 20 accounts, but does not include the monies in the USDA Wastewater account or the Arkansas Rescue Plan account. City sales tax collections for February were \$37,651 which are up \$5,308 from last February. Collections for the first two months are up \$7,731 from last year. YTD collections are \$71,401 versus \$63,670 a year ago. Total income for the city for February was \$162,280 which is down \$1,923 from a year ago. Total expenses over that same time frame are \$112,337, which is up \$13,622 from last year. Year to date income is \$375,959, with expenses of \$305,795. This results in a net income from operations of \$70,200. Mr. McBee motioned to accept the treasurer's report and Mr. Lindman seconded. The report was approved by acclamation.

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

- a. Police**- Chief John Ainsworth stated the report stands as written and attached. He also reported the police truck was in a minor accident.
- b. Fire**-Chief Mitchell stated the report stands as submitted and is attached.

- c. **Public Works**-Mayor Nixon reported we are working on vehicles and drainage issues. There was a few glitches during the rain storm but Rivercliff was not flooded thanks to the work this past winter.

Mr. McBee motioned to accept all the reports and Mr. Kinler seconded. The report was approved by acclamation.

## V. Commission Reports-

- a. **Planning & Zoning Commission**- Chairman Bonnie Sumner stated over this winter has been quiet. Doing research on annexation issues. The report stands as submitted.

Mr. Lindman motioned to approve the report and Dr. Davenport seconded. The report was approved by acclamation.

## VI. Continuing Business -

- a. **Comdemnation**-Trailer on Dam Site Blvd.-We have a court order to mitigate this property. Mayor also announced that we have a court date of May 10, 2022, for the Old Village Mart to determine if it is a health issue.
- b. **Streets Funding**- Atlas Asphalt has put a bid in for the first tier of streets for \$134,925. Mr. Giannini motioned to accept the bid for the first tier of streets and Mr. McBee seconded. A roll call vote was taken, and everyone voted yes. Mayor is meeting with them tomorrow for the second tier of the list. A roll call vote was taken, and everyone said yes. 6/0 The motion carries.
- c. **Disbursement Certification**- Resolution 2022-05 is to correct Resolution 2022-02. Resolution 2022-02 stated the purchase was not to exceed \$33,250. Resolution 2022-05 corrects that number with \$33,950. Mayor Nixon read the entire resolution. Mr. Kinler motioned to approve Resolution 2022-05 which corrects Resolution 2022-02. Mr. Giannini seconded. A roll call vote was taken, and everyone said yes. 6/0 The motion carries.

## VII. New Business

- a. **Animal Control Equipment**- Mayor Nixon stated we have had dog issues and the police force needs equipment for their vehicles. We also need kennels. Mr. Kinler motioned for the Mayor to move within discrecinary authority to spend what is needed for the equipment and

kennels. Mr. Lindman seconded. A roll call vote was taken, and everyone said yes. 6/0 The motion carries.

- b. **Tree Removal-** A lot of trees have been cut in the parks. The forester for the Corp of Engineers marked the trees that had to come down. In the process of the cutting of the trees an employee was hurt and the lift bucket was damaged.

**VIII. Mayor Announcement** –Mayor announced the engineer award for the Waste Water Project.

Mr. Kinler motioned to make the pistol available for Ex-Chief Jim Kuchenbecker and Dr. Davenport seconded. Mayor Nixon read the state statute 14-52-112 stating gun issue is a Mayor privilege by statute. He also stated Mr. Kuchenbecker did not retire from the city but was terminated. He read the document from the EEOC, so stating upon receipt of retirement letter the gun issue would be considered. Mr. Kinler withdrew his motion until Mayor Nixon receives further notice of retirement.

**IX. Citizen Comments-**

- a. **Jim Kuchenbecker-** 112 Edgewood Dr.- Mr. Kuchenbecker thanked the Mayor for giving him his badge and will submit his letter of retirement tomorrow. He also thanked the council for trying to give him his gun.
- b. **Mike Savu-**137 Falltime Dr.- He stated that some of the FOIA request was not fulfilled. He also asked about a High-Water Ramp project. Mayor Nixon responded with an explanation of the High-Water ramp is not doing anything at this time. Mayor also stated he spoke with someone about the Sidewalk project at Arkansas Municipal League.
- c. **Keith Hilburn-**107 Hardtime Circle- He stated he was here on behalf of Bill Johnson and annexation. He stated there was a Case in the 80's that was one with the 14<sup>th</sup> amendment. Mayor Nixon stated there is a new law that has changed the annexation of properties and we will look into it.
- d. **Bob Reinhardt-**111 Canterbury-He asked if his street is on the list to be paved? Mayor Nixon said yes.
- e. **Lynn Nickels-**102 Swiss Lane- She asked for a list of streets to be paved. Mayor Nixon said yes as soon as the list is ready.

**X. Adjournment-**

Mr. Kinler motioned to adjourn the meeting and Mr. Giannini seconded. The motion carried and Mayor Nixon adjourned the meeting at 7:43 PM.

Minutes submitted by Tina Bailey *Tina M. Bailey* 4/28/22

Minutes approved by: [Name]

*David L. Nixon*