

Bull Shoals City Council

Meeting Minutes

March 29, 2018

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 29, 2018 at 706 CS Woods Dr. Bull Shoals, AR 72619. Everyone stood and gave Pledge of Allegiance to the United States Flag.

Tina Bailey conducted the roll call. The following persons were present: Mayor David Nixon, Mr. Graley, Mr. Traylor, Mr. Nickels, Mr. Lindman, Ms. Rhodes, and Mr. Giannini. Ms. Bailey announced we have a quorum to conduct business.

Mayor announced that Mr. Williams donated a new flag for the Triangle Project corner due to the storm.

II. Accepting of the Minutes

Mayor Nixon asked the council members if they had read the minutes from the February meeting. Mayor asked for motion to approve the minutes. Mr. Giannini made the motion to approve and Mrs. Rhodes seconded. The minutes were adopted by acclamation.

III. Treasurer Report

Mr. Doshier presented the February financials. He reported the city sales tax for February was up about \$4500.00 and the county was up by \$3500. He reported the new sales tax for the sewer plant will be coming in at the end of March for the first quarter. It will come into the General fund and then be transferred to the Waste Water Treatment Plant Fund. He also reported the Water/Sewer fees are up about \$50,000. He reported that other than the large engineering fee we are in the black about \$30,000. Mayor reported the engineering funds will mostly be returned to us. Mr. Doshier commented that all of the Departments are doing well with managing their budgets. Mr. Graley commented how well Mr. Doshier is doing with the accounting and Mr. Doshier commented how well the departments were doing their job. Mrs. Rhodes motioned to accept the report and Mr. Traylor seconded. The report was accepted by acclamation.

IV. Department Reports –

- a) Police Department – Chief Kuchenbecker announced the report stands as read. New officers started this month and the code enforcement officer has started if anyone wants to make a complaint.

- b) Fire Department Report –Chief Mitchell apologized for the report being late. He read his report that is attached.
- c) Public Works – Mr. McConnell reported the workers are cleaning the culverts and ditches from leaves and debris. Mr. Traylor asked about the dog calls and the bails of aluminum. Mr. McConnell responded that the dog calls are up and we should be selling the aluminum soon.
- d) Parks- The Chairman Dawn Lagerstedt was not in attendance. Mayor Nixon reported the Dam Site Park Hosts (Molly & Bill Fryman) are here. The campgrounds are opening on April 1, 2018. He reported the Easter Egg Hunt would be this Saturday, at 1 pm., at Danhauser Park and hosted by the Fire Department.

Mayor called for a motion for all of the reports to be accepted. Mr. Giannini motioned for the acceptance of the reports. Mr. Nickels seconded. The reports are accepted by acclamation.

- e) Planning and Zoning Commission-
 - a. Mr. Heimbach reported the meeting was the day before and the commission decided not to recommend underground electric fencing for the control of animals in yards.
 - b. BRBO- They were not able to vote on a finished plan for this project.
 - c. Mr. Heimbach mentioned with Carol Short's help they are going to make a form for citizen's to fill out for a meeting with the commission.

Mr. Traylor motioned to accept the report and Mr. Lindman seconded. The report was accepted by acclamation.

V. Old Business

- a) Mayor Nixon reported that the Wastewater Plant Project is getting closer. We do not have parity for the bonds; however, this does not stop the process of funding. The EDA wanted a description of meets and bounds of the easements and we found that the document does not exist. Ms. Happy (from Washington) has decided we did not need this document.

- b) City Website- We are in the process with our new tech people to have our domain transferred back to the city. Once this is taken care of we can build the new Website that will be taken care of by Sophicity.
- c) 3rd Reading (title only) of Ordinance 2018-02 – Park Fee’s Mr. Traylor made the motion to accept the ordinance and Mr. Nickels seconded. A roll call vote was taken and all said yes except for Mrs. Rhodes. The motion carries 5/1 in accepting the ordinance.
- d) 2018-R-01-Internet Fairness Act- Mr. Nickels made the motion to take off the table the Internet Fairness Act and Mrs. Rhodes seconded. Mr. Traylor objects to the consideration of the question. Mayor read No.23 of Roberts Rule of Order. Mayor called for a 2/3rds vote to take it off of the table. A roll call vote was taken and Mr. Graley said yes, Mr. Traylor said yes, Mr. Nickels said no, Mr. Lindman said no, Mrs. Rhodes said no, and Mr. Giannini said no. The vote carries 4/2 to discuss the resolution. Mr. Traylor made the motion to limit speaking time to 5 minutes. Mr. Nickels seconded. The debate is limited to 5 minutes. Mayor called for a roll call vote of the resolution. Mr. Giannini said yes, Mrs. Rhodes said yes, Mr. Lindman said yes, Mr. Nickels said yes, Mr. Traylor said no, and Mr. Graley said no. The motion carries 4/2 in accepting the resolution.

VI. New Business

- a) Solid Waste Ordinance 2018-03- Raising the Solid Waste Fee- 13.50 a month. Mayor read the ordinance. Mr. Giannini made the motion to approve the motion and Mr. Traylor seconded. A roll call vote was taken and everyone said yes except Mrs. Rhodes whom said no. The motion carried 5/1.

Mr. Giannini made the motion to have the 2nd reading by title only of the Ordinance 2018-03 and Mrs. Rhodes seconded. A roll call vote was taken and everyone said yes.

Mr. Traylor made the motion to have the 3rd and final reading by title only of the Ordinance 2018-03 and Mr. Giannini seconded. A roll call vote was taken and everyone said yes except Mrs. Rhodes whom said no. The motion carried 5/1.

Mr. Lindman motioned to adopt the Ordinance 2018-03 and Mr. Nickels seconded. A roll call vote was taken all said yes except Mrs. Rhodes whom said no. The motion carried 5/1. The adoption of Ordinance 2018-03 passed.

- b) Library Proclamation- Mayor read the proclamation. Mr. Traylor made the motion to accept the Proclamation and Mrs. Rhodes seconded. The motion was accepted by acclamation.

VII. Citizen Comments

- a) Mr. Jerry Eagan at 135 Atwater Cove asked about his driveway surface. He stated that he put in a new driveway that costs over \$900. He was then informed that other subdivisions driveways were beveled but not his. He stated that the homes in the other subdivisions were more expensive.

Mayor stated that the location of the homes were not the reason for the beveling. Mr. McConnell stated that the city did not do any beveling on any driveways.

VIII. Adjournment

Mr. Traylor motioned to adjourn the meeting. Mr. Giannini seconded.
Mayor Nixon adjourned the meeting at 7:34 PM.

Minutes submitted by: Tina Bailey *Tina M. Bailey* 4/26/20
Minutes approved by: [Name] *David L. Nixon*