

MINUTES OF THE REGULAR MEETING OF
THE CITY BOARD OF DIRECTORS OF THE
CITY OF SILOAM SPRINGS, BENTON COUNTY,
ARKANSAS, HELD JANUARY 06, 2009

The Board of Directors of the City of Siloam Springs, Arkansas, met in regular session at the City of Siloam Springs Administration Building, January 06, 2009.

The meeting was called to order by Mayor Allen.

Attendance Roll Call:

Smiley, Fuller, Turner, Nation, Wiles, Long – Present.

Wasson – Absent.

Mayor David Allen, City Administrator David Cameron, City Clerk Peggy Woody, City Attorney Jay Williams, Police Chief Joe Garrett – Present.

Opening prayer was led by Fuller.

Mayor Allen led the Pledge of Allegiance.

A copy of the December 16, 2008, minutes of the regular meeting had previously been given to each Director. A motion was made by Long and seconded by Smiley that the minutes of the December 16, 2008, meeting be approved. Mayor Allen called for a voice vote on the motion, and it was approved unanimously.

The next agenda item was the open hearing for citizens present. There being none, Mayor Allen continued with the agenda.

The next agenda item was election of Vice Mayor. A motion was made by Fuller and seconded by Nation to appoint Mark Long as Vice Mayor. A motion was made by Smiley and seconded by Wiles to cease nominations. Mayor Allen called for a voice vote on the motion, and it was approved unanimously that Mark Long be appointed Vice Mayor.

The next agenda item was Ordinance No. 08-25. A motion was made by Fuller and seconded by Wiles to place Ordinance No. 08-25, Amend Code Establishing the H-1 Overlay District, on its third reading suspending the rules and reading title only.

Roll Call:

Smiley, Fuller, Turner, Nation, Wiles, Long – Aye.

No Nay.

Six Ayes. No Nays. Motion Carried.

An ordinance entitled:

AN ORDINANCE AMENDING CERTAIN ZONING DISTRICT
REGULATIONS OF THE CITY; ESTABLISHING THE H-1 (HISTORIC)
OVERLAY DISTRICT; AMENDING SECTIONS 102-50 (H-1 DISTRICT)
AND 102-21 (ZONING MAP) OF THE MUNICIPAL CODE.

was read for its third reading.

A motion was made by Nation and seconded by Turner to adopt Ordinance No. 08-25, Amend Code Establishing the H-1 Overlay District.

Roll Call:

Fuller, Turner, Nation, Wiles, Long, Smiley – Aye.

No Nay.

Six Ayes. No Nays. Motion Carried.

The next agenda item was Ordinance No. 08-26. A motion was made by Smiley and seconded by Nation to place Ordinance No. 08-26, Amend Code for General Zoning Regulations, on its third reading suspending the rules and reading title only.

Roll Call:

Turner, Nation, Wiles, Long, Smiley, Fuller – Aye.
No Nay.
Six Ayes. No Nays. Motion Carried.

An ordinance entitled:

AN ORDINANCE AMENDING GENERAL ZONING
REGULATIONS OF THE CITY; AMENDING SECTION 102 OF
THE MUNICIPAL CODE.

was read for its third reading.

A motion was made by Nation and seconded by Fuller to adopt Ordinance No. 08-26, Amend Code for General Zoning Regulations.

Roll Call:

Nation, Wiles, Long, Smiley, Fuller, Turner – Aye.
No Nay.
Six Ayes. No Nays. Motion Carried.

The next agenda item was Ordinance No. 08-28. A motion was made by Fuller and seconded by Long to place Ordinance No. 08-28, Rezone Development Permit C-1A to C-2 1600 East Cheri Whitlock/Sager Creek Community Church, on its third reading suspending the rules and reading title only.

Roll Call:

Wiles, Long, Smiley, Fuller, Turner, Nation – Aye.
No Nay.
Six Ayes. No Nays. Motion Carried.

An ordinance entitled:

AN ORDINANCE AMENDING SECTION 102-21 OF
THE SILOAM SPRINGS MUNICIPAL CODE (CITY
ZONING MAP); REZONING FROM C-1A TO C-2
THE PROPERTY DESCRIBED AS 1600 EAST
CHERI WHITLOCK DRIVE.

was read for its third reading.

A motion was made by Nation and seconded by Smiley to adopt Ordinance No. 08-28, Rezone Development Permit C-1A to C-2 1600 East Cheri Whitlock/Sager Creek Community Church.

Roll Call:

Long, Smiley, Fuller, Turner, Nation, Wiles – Aye.
No Nay.
Six Ayes. No Nays. Motion Carried.

The next agenda item was Ordinance No. 09-01. Cameron requested this be tabled to allow staff further time to do research with the County. A motion was made by Nation and seconded by Turner to table Ordinance No. 09-01, Legal Correction on Rezone 831 South Mt. Olive, to the February 03, 2009, meeting.

Roll Call:

Smiley, Fuller, Turner, Nation, Wiles, Long – Aye.
No Nay.
Six Ayes. No Nays. Motion Carried.

The next agenda item was Resolution No. 01-09. A motion was made by Smiley and seconded by Nation to adopt Resolution No. 01-09, Significant Development Permit 1950 Highway 412 East/Second Baptist Church.

Roll Call:

Fuller, Turner, Nation, Wiles, Long, Smiley – Aye.

No Nay.
Six Ayes. No Nays. Motion Carried.

The next agenda item was Resolution No. 02-09. A motion was made by Smiley and seconded by Long to adopt Resolution No. 02-09, Authorize Reduction in Required On-Site Parking 1950 Highway 412 East/Second Baptist Church.

Roll Call:
Turner, Nation, Wiles, Long, Smiley, Fuller – Aye.
No Nay.
Six Ayes. No Nays. Motion Carried.

The next agenda item was review of bids. Mayor Allen requested this item be tabled for his further review until the next meeting. A motion was made by Long and seconded by Wiles to table the bid award for East Tahlequah Street Construction/Street Department to the January 20, 2009, meeting.

Roll Call:
Nation, Wiles, Long, Smiley, Fuller – Aye.
Turner – Nay.
Five Ayes. One Nay. Motion Carried.

The next agenda item was review of bids. A motion was made by Long and seconded by Nation to award the bid for the Wastewater Treatment Plant Improvements to Branco Enterprises of Neosho, Missouri for \$21,110,000.00. Cameron stated the engineers and the contractor believe there is potential in the construction phase to look for ways to decrease some costs. We will continue to look for a funding source, and work with different agencies to find additional funding.

Roll Call:
Wiles, Long, Smiley, Fuller, Turner, Nation – Aye.
No Nay.
Six Ayes. No Nays. Motion Carried.

The next agenda item was review of bids. A motion was made by Nation and seconded by Long to approve the bid for the Sager Creek Restoration to Cove Creek Construction of Clarksville, Arkansas in the amount of \$42,500.00. Trevor Bowman, Water/Wastewater Director, explained the discrepancy between the two bids received. Bowman stated these plans were reviewed by the Sager Creek Advisory Commission. This is a partially funded grant project for \$250,000, and the City is to provide approximately \$150,000. This is the first phase of the Sager Creek reconstruction. The section of the creek that we are working on with this project starts at the low-water bridge, then downstream of the low-water bridge for 2,000 ft along Henry Park. We are waiting on a permit from the Corp of Engineers. The target completion date is by the Dogwood Festival.

Roll Call:
Long, Smiley, Fuller, Turner, Nation, Wiles – Aye.
No Nay.
Six Ayes. No Nays. Motion Carried.

The next agenda item was approval of purchase of property/Bond. A motion was made by Wiles and seconded by Fuller to approve the purchase of one acre from Johnny Bond at 403 East Helena in the amount of \$28,169.00. This is the appraised value. This property is to be used for drainage detention.

Roll Call:
Smiley, Fuller, Turner, Nation, Wiles, Long – Aye.
No Nay.
Six Ayes. No Nays. Motion Carried.

The next agenda item was the Administrator's Report:

Cameron reported that the Library applied for and received a grant from the Arkansas State Library in the amount of \$5,000 for computers. Staff has been working on a mapping project which will benefit us greatly. We just started another phase of this mapping with aerial imagery which cost \$5,900. On January 29th, the Arkansas Highway & Transportation Dept. will be in Siloam to look at reconstruction of Kenwood and the University Street bridge. We received a letter from the NWA

Regional Planning to apply for grant funding for various public works projects. We have submitted for the Wastewater Treatment Plant, Tahlequah Street, drainage projects, and bridge projects. We were not shy in requesting those funds. We even submitted for Hwy 412 Widening for reimbursement on our utilities. Cameron congratulated the Board members that will be serving with us for another four years and our new Mayor. He enjoys working with all of them.

The next agenda item was the Open Hearing for Directors:

Turner welcomed David Allen as Mayor and looks forward to working with him. He gave his condolences to Danny Wasson.

Fuller echoed Turner's statement to Danny Wasson.

Nation welcomed David Allen. She also extended her condolences to Danny Wasson.

Wiles stated he appreciates the opportunity to serve on this Board for another four years. He also expressed his condolences to the Wasson family.

Smiley thanked the citizens of Siloam Springs for giving her the opportunity to serve another four years. She also expressed her condolences for the Wasson family.

Allen stated he does miss Danny Wasson tonight, and he is sorely missed. We will be praying for him and his family. Allen thanked Moose Van Poucke for everything he has done to help him in the transition. He has been a big resource of information. Moose Van Poucke has agreed to stay on as the Siloam Springs representative for the NWA Regional Mobility Authority. This will be an agenda item at the next meeting. Allen also thanked Bob Stephenson for his many years of service to the City by serving on the Hospital Board of Governors. Allen stated he appreciates the chance to serve the City in this role for the next four years. He greatly appreciates the efforts of those who supported him, and appreciates this Board of Directors in allowing him to work with them. He ask for everyone's patience while learning and getting full knowledge of some things.

There being no other business to come before this Board, a motion was made by Long and seconded by Nation that this meeting be adjourned. A voice vote was called for on the motion, and it was approved unanimously.

APPROVED:

David Allen, Mayor

(SEAL)

ATTEST:

Peggy Woody, City Clerk, MMC