

MINUTES OF THE REGULAR MEETING OF  
THE CITY BOARD OF DIRECTORS OF THE  
CITY OF SILOAM SPRINGS, BENTON COUNTY,  
ARKANSAS, HELD JUNE 03, 2008

The Board of Directors of the City of Siloam Springs, Arkansas, met in regular session at the City of Siloam Springs Administration Building, June 3, 2008.

The meeting was called to order by Mayor Van Poucke.

Attendance Roll Call:

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

Opening prayer was led by Long.

Mayor Van Poucke led the Pledge of Allegiance.

A copy of the minutes of the May 20, 2008, regular meeting had previously been given to each director. A motion was made by Long and seconded by Smiley that the minutes of the May 20, 2008, meeting be approved. Mayor Van Poucke called for a voice vote on the motion, and it was approved unanimously.

The next agenda item was the open hearing for citizens present. Don Bunker, 403 East University, addressed the Board regarding impact fees being assessed on new homes built in older sections of the City. He objected to free building permits being issued to the Habitat for Humanity by the City Administrator. Bunker stated difficulties in getting building permits in Siloam Springs. Bunker spoke regarding slum lords allowed in this town. Mayor Van Poucke continued with the agenda.

The next agenda item was Ordinance No. 08-07. A motion was made by Long and seconded by Smiley to place Ordinance No. 08-07, Retirement Benefits for Mayor and City Clerk, on its second reading suspending the rules and reading title only. Turner stated this concerns him because certain employees are singled out to receive this benefit but not all City employees. A motion was made by Turner and seconded by Fuller to table Ordinance No. 08-07 until there can be a workshop for discussion. The motion to table was withdrawn. A motion was made by Turner and seconded by Fuller to amend the ordinance to remove the 3% cost of living increase and the spousal death benefit. A motion was made by Long and seconded by Wasson to amend the motion to change the 3% cost-of-living increase to the normal cost-of-living increase the same as employees are given based upon the Southern Region Consumer Price Index not to exceed 3%.

Roll Call: (amendment cost-of-living increase)

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

Turner – Nay.

Six Ayes. One Nay. Motion Carried.

Roll Call: (amendment to remove the spousal death benefit)

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

Long, Wasson – Nay.

Five Ayes. Two Nays. Motion Carried. (Fuller changed vote to aye)

Roll Call: (as amended)

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

Turner – Nay.

Six Ayes. One Nay. Motion Carried.

An ordinance entitled:

AN ORDINANCE APPROVING RETIREMENT  
BENEFITS FOR MAYOR AND CITY CLERK

was read for its second reading.

The next agenda item was Resolution No. 19-08. A motion was made by Smiley and seconded by Turner to approve Resolution No. 19-08, Final Plat Development Permit 14500 Block North Hico/City Lake View Estates/Haxel. David Williams, Community Development Director, addressed questions of the Board.

Roll Call:

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

No Nay.

Seven Ayes. No Nays. Motion Carried.

The next agenda item was Resolution No. 20-08. A motion was made by Fuller and seconded by Wasson to approve Resolution No. 20-08, Final Plat Development Permit 20605 Keck Rd/Prairie Meadow/LDK, LLC. David Williams, Community Development Director, addressed questions of the Board. David Cameron, City Administrator, addressed the utility service agreements being signed. He recommended that the provision be attached to the approval of the final plat. Cameron directed City staff and the Attorney to draft a policy for consideration that we can get away from the utility service agreement, and create a contract at the beginning on the preliminary plat with the developer.

Roll Call:

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

No Nay.

Seven Ayes. No Nays. Motion Carried.

The next agenda item was Resolution No. 21-08. A motion was made by Wiles and seconded by Fuller to approve Resolution No. 21-08, Authorize Design, Easement, Acquisitions, Bids and Construction of Water Lines/Hwy 412 East Project. Trevor Bowman, Water/Wastewater Director, addressed questions with an explanation that this is on the east side of town, and they have struggled with fire flows for some time. This project would be on the south side of Hwy 412. This will be paid from the remaining funds in the bond account.

Roll Call:

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

No Nay.

Seven Ayes. No Nays. Motion Carried.

The next agenda item was review of bids. A motion was made by Nation and seconded by Wiles to approve the bid for a Bucket Truck/Electric Department to Terex Utilities for one Hi-Ranger 2009 Ford F750 bucket truck in the amount of \$149,995.00 with a 1992 F700 trade-in. Nation noted this came in under the budgeted amount of \$165,000.00.

Roll Call:

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

No Nay.

Seven Ayes. No Nays. Motion Carried.

The next agenda item was review of bids. A motion was made by Nation and seconded by Fuller to approve the bid for a Chipper Truck/Electric Department to Shipley Motors for a Hino 2009 Ford F-750 chipper dump bed truck for \$63,067.00. This is under the budgeted amount of \$65,000.00.

Roll Call:

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

No Nay.

Seven Ayes. No Nays. Motion Carried.

The next agenda item was the Administrator's Report:

Cameron reported a purchase of another mosquito fogger for \$7,140 which will be beneficial for those living near the wastewater treatment plant. There are some problems with the air conditioner at the Library and will replace some of the condensers which may exceed \$5,000. The Hwy 412 utility relocates have 17 marked for purchase of easement to provide for future street widening and approximately 6 more properties to add. This will be around \$225,000 for easements. These are for the electric department. We are making progress on this project. We are going to be having public meetings with these residents and businesses. We are using the same formula that we have used in the past to come up with this method. There will be other expenses associated with this, which some are reimbursable by the Highway Department. There is another expense in the amount of \$9,250 for the revised FEMA map which will come from the professional fees. This will be updating the flood map and a contract for engineering services to do this. Cameron gave a street project update for

Hico, Autumn Glen, Dogwood, S. Country Club Rd. and Carl Street. He commended the contractor on Dogwood which should have this project done sooner than August. The turn signal light at Main and Lincoln is waiting on Highway Department approval. FEMA will be in Siloam Springs at Fire Station I, and will be there for the next two days for anyone with storm damage from the May 2<sup>nd</sup> storm. Limb pickup has been behind since the storm, but they are back in their normal areas. Cameron stated he had told the Board that Habitat for Humanity is coming to town and that he would work with them on their fees. He did not want anyone to feel that he had done something for a special deal for anyone. Cameron wanted to be clear that he did in a meeting fully disclose that we would work with Habitat for Humanity. The Hospital land, thanks to the Mayor's help, is to the point where we have the FAA's approval on that land which was the final restriction on the purchase. The FDIC did take over that piece of property in receivership. The contract we had with the bank was taken over by the FDIC and honored by them. The Mayor worked with Senator Pryor's office, and the FAA in Dallas also worked to get this done. Cameron thanked the Mayor and Senator Pryor's office for their help. We hope to have the closing by June 16<sup>th</sup>.

The next agenda item was the Open Hearing for Directors:

Nation questioned the Dogwood Street project and how close it is to the Heritage Heights area. Nation asked if there was going to be a privacy fence. Cameron stated this would be a consideration as we came in under budget on this project. Cameron will proceed and report to the Board the cost of the fence at the next meeting. This would not be the City's maintenance. Nation stated she has received calls that their street has not been swept by the street sweeper, and when they called were told that the City no longer is going to use our sweeper on streets that have no curb and guttering. Cameron stated he thought this was not true, but would talk to the staff before answering. Nation requested this be checked in to, as she would hate to think this is what we are telling people because we have a lot of streets that have no curbs and gutters.

Long stated he would like to address the impact fee issue that was brought up earlier. We have not voted or even had a session on this, but defined what an impact fee is. It is the impact of a new home on existing services, like Fire Dept. and the Police Dept. It is the impact that it has on the existing citizens, and is not a punishment for building a home. It is charging somebody the impact that they will make on hiring new policemen and hiring new firemen.

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:

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M. L. Van Poucke, Jr., Mayor

(SEAL)

ATTEST:

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Peggy Woody, City Clerk, MMC