

MINUTES OF THE REGULAR MEETING OF
THE BOARD OF DIRECTORS OF THE
CITY OF SILOAM SPRINGS, BENTON COUNTY,
ARKANSAS, HELD SEPTEMBER 01, 2009

The Board of Directors of the City of Siloam Springs, Arkansas, met in regular session at the City of Siloam Springs Administration Building September 01, 2009.

The meeting was called to order by Mayor Allen.

Roll Call:

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

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 Turner.

Mayor Allen led the Pledge of Allegiance.

A copy of the August 18, 2009, 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 August 18, 2009, 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 Ordinance No. 09-19. A motion was made by Fuller and seconded by Nation to place Ordinance No. 09-19, Amend Code for H-1 District, on its third reading suspending the rules and reading title only. A motion was made by Turner and seconded by Nation to amend Ordinance No. 09-19 to establish the H-1DT zone district with boundaries as indicated by the map included in the packet as “Exhibit A”. Kameron Slater, 306 S. College, thanked the City for this ordinance, but is still uncertain of the bulk and how it will be enforced. Mike Butler, 309 South College, questioned if this were a rental, would the neighbors have any say. David Cameron responded to this question.

Roll Call: (Amended)

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

No Nay.

Seven Ayes. No Nays. Motion Carried.

Roll Call:

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

No Nay.

Seven Ayes. No Nays. Motion Carried.

An ordinance entitled:

AN ORDINANCE AMENDING SECTION 102-50 AND 102-21 (ZONING MAP) OF THE
SILOAM SPRINGS CODE WITH RESPECT TO THE H-1 (HISTORIC)
OVERLAY DISTRICT; ADDING SECTION “B” RELATING TO NON-CONFORMING
LAND USES ON SUBDIVIDED LOTS AND CREATING SECTION 105-51,
ESTABLISHING THE H-1DT ZONE DISTRICT.

was read for its third reading.

A motion was made by Smiley and seconded by Wasson to adopt Ordinance No. 09-19, Amend Code for H-1 District.

Roll Call:

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

No Nay.

Seven Ayes. No Nays. Motion Carried.

The next agenda item was Ordinance No. 09-20. A motion was made by Smiley and seconded by Nation to place Ordinance No. 09-20, Amend Code Pertaining to Industrial Pretreatment Programs, on its third reading suspending the rules and reading title only.

Roll Call:

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

No Nay.

Seven Ayes. No Nays. Motion Carried.

An ordinance entitled:

AN ORDINANCE AMENDING ARTICLE V. OF CHAPTER 98
OF THE SILOAM SPRINGS CODE TO COMPLY WITH U.S.
ENVIRONMENTAL PROTECTION AGENCY REGULATORY
CHANGES PERTAINING TO INDUSTRIAL PRETREATMENT PROGRAMS.

was read for its third reading.

A motion was made by Nation and seconded by Smiley to adopt Ordinance No. 09-20, Amend Code Pertaining to Industrial Pretreatment Programs.

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. 32-09. A motion was made by Wasson and seconded by Turner to adopt Resolution No. 32-09, Purchase Land for Electric Substation/Electric Department. Art Farine, Electric Director, stated he felt this is the best site, and is an ideal location. They have looked at other locations.

Roll Call:

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

Fuller – Nay.

Six Ayes. One Nay. Motion Carried.

The next agenda item was Resolution No. 33-09. A motion was made by Turner and seconded by Smiley to adopt Resolution No. 33-09, Adopt Multi-Jurisdictional Hazard Mitigation Plan for Benton County. Jimmy Harris, Fire Chief, explained the basis of this plan.

Roll Call:

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

No Nay.

Seven Ayes. No Nays. Motion Carried.

The next agenda item was Resolution No. 34-09. A motion was made by Smiley and seconded by Nation to adopt Resolution No. 34-09, Significant Development Permit 20610 Smith Field Drive/City of Siloam Springs. Paul Calloway, Finance Director, stated this is grant money with an 80/20 grant. 20 percent from the City. There will be six hangars which each rents for \$250.00 per month. There is a commitment for each.

Roll Call:

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

No Nay.

Seven Ayes. No Nays. Motion Carried.

The next agenda item was review of bids. A motion was made by Wasson and seconded by Nation to approve the bid to Williams Tractor, Inc for one new U80 Turbo Tractor loader with Woods TPR 7200 Rake in the amount of \$35,370.00 for the Electric Department. Art Farine, Electric Director, addressed questions of the Board.

Roll Call:

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

No Nay.

Seven Ayes. No Nays. Motion Carried.

The next agenda item was approval of easements. A motion was made by Wiles and seconded by Long to approve the four waterline easements to SWEPCO. David Cameron stated this is housekeeping, and these easements are for the old pump station and water lines.

Roll Call:

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

No Nay.

Seven Ayes. No Nays. Motion Carried.

The next agenda item was presentation of 2008 audit report. Paul Calloway, Finance Director, addressed the Board reporting on the 2008 Independent Comprehensive Financial Audit Report. Calloway stated this was a clean report. We also received an unqualified audit opinion which is the highest quality opinion.

The next agenda item was the Administrator's Report:

Cameron stated everyone did a good job on the audit. Cameron stated there is a notice of vacancy on the Planning Commission and Parks Advisory Board, and there are three positions on each one. We received a \$20,000 grant for recycling. We have purchase a 2009 pickup for \$18,500.00 with this grant. This vehicle is used for hauling cardboard trailers. We opened bids last week for the Tahlequah Street project and Tulsa Street overlay. These will be coming to the Board for their consideration at the next meeting. The State will put the Hwy 412 project out to bid on December 15th, and we are still on schedule for utility relocation. The JBU trail is started and the bid will be presented to the Board in the next two weeks. There is a lot of work going on at JBU right now.

The next agenda item was the Open Hearing for Directors:

Mayor Allen stated he was pleased to see those who came out for the health care rally last night.

Wasson thanked those who are giving our dumpsters a face lift. This is thanks to those at the Adult Development Center and Brad DeZurik.

Long asked David Cameron to discuss with the State the timeline of the Hwy 412 completion with penalty.

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 E. Allen, Mayor

(SEAL)

ATTEST:

Peggy Woody, City Clerk, MMC