

MINUTES OF THE REGULAR MEETING OF  
THE CITY BOARD OF DIRECTORS OF THE  
CITY OF SILOAM SPRINGS, BENTON COUNTY,  
ARKANSAS, HELD SEPTEMBER 16, 2008

The Board of Directors of the City of Siloam Springs, Arkansas, met in regular session at the City of Siloam Springs Administration Building, September 16, 2008.

The meeting was called to order by Mayor Van Poucke.

Attendance Roll Call:

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

Mayor M. L. Van Poucke, Jr., City Administrator David Cameron, City Clerk Peggy Woody, City Attorney Jay Williams, Police Chief Joe Garrett – Present.

Opening prayer was led by Turner.

Mayor Van Poucke led the Pledge of Allegiance.

A copy of the September 02, 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 September 02, 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. There being none, Mayor Van Poucke continued with the agenda.

The next agenda item was Ordinance No. 08-08. Mayor Van Poucke stated he had been requested to table this indefinitely. A motion was made by Long and seconded by Turner to table indefinitely Ordinance No. 08-08, Prohibited Use Development Permit 205 East Jefferson/Hospital.

Roll Call:

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

No Nays.

Seven Ayes. No Nays. Motion Carried.

The next agenda item was Ordinance No. 08-13. A motion was made by Fuller and seconded by Wasson to place Ordinance No. 08-13, Rezone Development Permit R-2 to R-4 1596 North Lincoln/Ellis, on its second reading suspending the rules and reading title only. David Williams, Community Development Director, stated the City is going to require that a drainage study be done on this property before any building permits or any development is done. The owner is aware of this requirement. Cameron stated for the record that the caution that we need to put is that the City may be bringing more water through that area because it already has got a drainage issue behind the property. Cameron just wants to make sure that even before George Ellis builds a house back there that you might want to make sure the drainage does not cause an impact to him, even if the City were to allow more water through there. I want to make sure that we make it as a matter of record that if it is built, the City would not be responsible to go back in there and spend a lot of money to correct it. George Ellis, 21135 Arkotex Rd, stated the City cleaned out the ditch on this property and made it much wider than it had been. This area is draining well even after the heavy rain a few weeks ago and showed pictures. A motion was made by Long and seconded by Nation to table Ordinance No. 08-13, Rezone Development Permit R-2 to R-4 1596 North Lincoln/Ellis, to the next meeting for a drainage study.

Roll Call: (Table)

Fuller Turner, Nation, Wiles, Long – Aye.

Wasson, Smiley – Nay.

Five Ayes. Two Nays. Motion Carried.

The next agenda item was Ordinance No. 08-14. A motion was made by Smiley and seconded by Nation to place Ordinance No. 08-14, Amend Code to Combine Offices of City Clerk and Treasurer to City Clerk/Treasurer, on its second reading suspending the rules and reading title only. A motion was made by Wiles and seconded by Smiley to place Ordinance No. 08-14, Amend Code to Combine

Offices of City Clerk and Treasurer to City Clerk/Treasurer, on its second and third readings suspending the rules and reading title only.

Roll Call:

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

No Nay.

Seven Ayes. No Nays. Motion Carried.

An ordinance entitled:

AN ORDINANCE COMBINING THE OFFICES OF CITY  
CLERK AND CITY TREASURER

was read for its second and third readings.

A motion was made by Fuller and seconded by Nation to adopt Ordinance No. 08-14, Amend Code to Combine Offices of City Clerk and Treasurer to City Clerk/Treasurer.

Roll Call:

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

No Nay.

Seven Ayes. No Nays. Motion Carried.

The next agenda item was Ordinance No. 08-15. A motion was made by Smiley and seconded by Nation to place Ordinance No. 08-15, Street Closing for Downtown Trick-or-Treat, on its first and final reading suspending the rules and reading title only.

Roll Call:

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

No Nay.

Seven Ayes. No Nays. Motion Carried.

An ordinance entitled:

AN ORDINANCE CLOSING DOWNTOWN PORTIONS OF  
UNIVERSITY, BROADWAY, AND MAIN STREETS  
DURING CERTAIN HOURS ON OCTOBER 31, 2008.

was read for its first and final reading.

A motion was made by Fuller and seconded by Nation to adopt Ordinance No. 08-15, Street Closing for Downtown Trick-or-Treat.

Roll Call:

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

No Nay.

Seven Ayes. No Nays. Motion Carried.

The next agenda item was Ordinance No. 08-16. A motion was made by Nation and seconded by Fuller to place Ordinance No. 08-16, Street Closing for Community Health Fair/Hospital, on its first and final reading suspending the rules and reading title only.

Roll Call:

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

No Nay.

Seven Ayes. No Nays. Motion Carried.

An ordinance entitled:

AN ORDINANCE DIRECTING THAT EAST JEFFERSON  
STREET, FROM SOUTH BROADWAY TO SOUTH MAXWELL,  
SHALL BE CLOSED DURING CERTAIN HOURS ON OCTOBER 18, 2008.

was read for its first and final reading.

A motion was made by Smiley and seconded by Turner to adopt Ordinance No. 08-16, Street Closing for Community Health Fair/Hospital.

Roll Call:

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

No Nay.

Seven Ayes. No Nays. Motion Carried.

The next agenda item was Ordinance No. 08-17. A motion was made by Wiles and seconded by Fuller to place Ordinance No. 08-17, Amend Code for Sign Regulations, on its first reading suspending the rules and reading title only. David Williams, Community Development Director, gave a review of the changes to the sign ordinance, and thanked several individuals for their help with this project.

Roll Call:

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

No Nay.

Seven Ayes. No Nays. Motion Carried.

An ordinance entitled:

AN ORDINANCE AMENDING SIGN REGULATIONS OF THE  
CITY; AMENDING CHAPTER 81 OF THE MUNICIPAL CODE.

was read for its first reading.

The next agenda item was Resolution No. 36-08. A motion was made by Nation and seconded by Smiley to adopt Resolution No. 36-08, Tax Levy for Taxes Collected 2009.

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 the 2007 Audit Report. Paul Calloway, Finance Director, reported this is the City's 2007 independent comprehensive annual audit report completed by Moore Stephens Frost, our contracted certified public accountants. Calloway stated we received another clean unqualified audit opinion.

Mayor Van Poucke requested two items be added to the agenda. Mayor requested to entertain a motion to approve a Planning Commission appointment of Evan Vohs to finish Jake Naramore's term ending on December 31, 2008. and a \$2,000 request for funding for Main Street Siloam Springs. A motion was made by Long and seconded by Nation to add to the agenda approval of appointment to the Planning Commission and Main Street funding. Mayor Van Poucke called for a voice vote on the motion, and it was approved unanimously.

A motion was made by Nation and seconded by Wasson to approve Evan Vohs to fill the remaining term of Jake Naramore expiring 12-31-08.

Roll Call:

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

No Nay.

Seven Ayes. No Nays. Motion Carried.

A motion was made by Nation and seconded by Fuller to approve the expenditure of \$2,000 to Main Street Siloam Springs.

Roll Call:

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

No Nay.

Seven Ayes. No Nays. Motion Carried.

The next agenda item was the Administrator's Report:

Cameron gave an update with sewer work on Progress Ave. where we have partnered with CPG. This work will also benefit the proposed Hospital. The area near where Tractor Supply will be is nearing completion, Cameron commended staff for the in-house work which saves us significantly. East Tahlequah is getting ready to go out to bid from Country Club to Progress Ave. This will be a 3 lane road. This will eventually go through to Hwy 59 and give us access on that side of town to the new school. We are working on the right-of-way acquisitions for these properties. We have \$3.1 million in that account that is remaining. We also have about \$1.8 in funds from the economic development grant. We have a time line in which to spend this. Fall Clean up is the week of October 6<sup>th</sup>. Cameron stated that Steve Stitt worked very hard on the sign ordinance, and also thanked our staff for their hard work. Cameron thanked Moore Stephens Frost for the excellent job on the audit. This has been one of the best groups to work with. Cameron stated he appreciated Paul Calloway and staff for their work with the auditors. We did contact the Highway Department as to when Progress Ave would be done, and they are projecting this winter.

The next agenda item was the Open Hearing for Directors:

Mayor Van Poucke stated that in reviewing the Electric Department comprehensive mid-year report, he was extremely pleased and honored that the Electric Dept. came up with such a great report for us to make all of us aware of what has been going on. He thanked each one of them. The other item was that he attended the first NWA Regional Mobility Authority meeting which was to allow them to organize this committee. He will keep us informed.

Turner also thanked the electric department and department heads. He is proud of the City for having the two clean up weeks each year.

Wasson stated he had attended a benefit for the St. Francis Clinic, and thanked everyone who was involved.

Wiles thanked the staff and the work that they do. They make the Board proud.

Smiley stated she also appreciates the staff. She congratulated the Boys and Girls Club for their new facility.

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