

MINUTES OF THE REGULAR MEETING OF
THE BOARD OF DIRECTORS OF THE
CITY OF SILOAM SPRINGS, BENTON COUNTY,
ARKANSAS, HELD DECEMBER 15, 2009

The Board of Directors of the City of Siloam Springs, Arkansas, met in regular session at the City of Siloam Springs Administration Building, December 15, 2009.

The meeting was called to order by Mayor Allen.

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 01, 2009, minutes of the regular meeting had previously been given to each Director. A motion was made by Long and seconded by Turner that the minutes of the December 01, 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. 09-29. A motion was made by Smiley and seconded by Turner to place Ordinance No. 09-29, Amend Municipal Code Article II of Chapter 98 with Respect to Rates and Conditions of Electrical Service, on its third reading suspending the rules and reading title only. Cameron stated he received a letter from GRDA of the actual PCA adjustment going down. It was a 4 mill decrease which is substantial. Cameron stated he appreciates their effort. The average bill will equate to about \$4.00, which will make the average customer increase about \$10.00 or \$11.00. This PCA adjustment is for six (6) months, and there will another review in July. What is going on in the electric market is that the demand for power nation-wide and in our region has declined. They have to cover their debt service to these larger power companies. Don Cundiff, 601 West Tahlequah, spoke against the power rate increase. Art Farine, Electric Director, explained the GRDA power increase rates, and stated this will now be about a 12% increase. You can not go just by percentages to figure out the rate increase to the customer. Cameron stated the City has to come up with \$1.2 million to cover the increase in cost from GRDA.

Roll Call:

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

Fuller – Nay.

Five Ayes. One Nay. Motion Carried.

An ordinance entitled:

AN ORDINANCE AMENDING ARTICLE II OF CHAPTER 98
OF THE SILOAM SPRINGS CITY CODE BY AMENDING RATES AND
CHARGES, UPDATING DEPARTMENT SUPERVISOR'S TITLE,
EXPANDING HOURS FOR CERTAIN SERVICES, PROVIDING A DISCOUNT
FOR DISABLED AND SENIOR CITIZENS AND
DECLARING AN EMERGENCY.

was read for its third reading.

A motion was made by Turner and seconded by Long to adopt Ordinance No. 09-29, Amend Municipal Code Article II of Chapter 98 with Respect to Rates and Conditions of Electrical Service.

Roll Call:

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

Fuller – Nay.

Five Ayes. One Nay. Motion Carried.

A motion was made by Long and seconded by Smiley to adopt the emergency clause for Ordinance No. 09-29, Amend Municipal Code Article II of Chapter 98 with Respect to Rates and Conditions of Electrical Service, with the rate increase effective January 01, 2010.

Roll Call:

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

Fuller – Nay.

Five Ayes. One Nay. Motion Carried.

The next agenda item was Ordinance No. 09-30. A motion was made by Smiley and seconded by Fuller to place Ordinance No. 09-30, Rezone Development Permit A-1 to R-2 1803 Dawn Hill Road/Stewart, on its second reading suspending the rules and reading title only. A motion was made by Nation and seconded by Smiley to amend the motion to place Ordinance No. 09-30, Rezone Development Permit A-1 to R-2 1803 Dawn Hill Road/Stewart, on its second and third readings suspending the rules and reading title only.

Roll Call: (Amendment)

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

No Nay.

Six Ayes. No Nays. Motion Carried.

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 A-1 TO R-2 THE
PROPERTY DESCRIBED AS 1803 DAWN HILL ROAD.

was read for its second and third readings.

A motion was made by Long and seconded by Nation to adopt Ordinance No. 09-30, Rezone Development Permit A-1 to R-2 1803 Dawn Hill Road/Stewart.

Roll Call:

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

No Nay.

Six Ayes. No Nays. Motion Carried.

A motion was made by Turner and seconded by Nation to adopt the emergency clause for Ordinance No. 09-30, Rezone Development Permit A-1 to R-2 1803 Dawn Hill Road/Stewart, effective on signing. Long explained why he was not objecting to the third reading and emergency clause.

Roll Call:

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

No Nay.

Six Ayes. No Nays. Motion Carried.

The next agenda item was Ordinance No. 09-31. A motion was made by Nation and seconded by Fuller to place Ordinance No. 09-31, Rezone Development Permit R-2 to C-2 200-300 Block Hwy 412 West/Leach, Trans, Tan, on its second reading suspending the rules and reading title only.

Roll Call:

Fuller, Turner, Nation, Wiles, Long, Smiley – 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 R-2 TO C-2 THE
PROPERTY DESCRIBED AS THE 200 AND 300 BLOCK
OF HIGHWAY 412 WEST.

was read for its second reading.

The next agenda item was Resolution No. 38-09. A motion was made by Turner and seconded by Nation to adopt Resolution No. 38-09, Suspend Fees for Drop-off Bagged Trash December 26 to December 31, 2009. Nation requested information on how much money is raised by Solid Waste from citizens bringing bagged trash to the Transfer Station. Randy Atkinson, Solid Waste/Street Director, stated he would bring this information back to them. Nation stated just strictly bagged trash is what she is interested in knowing about. Long thanked Randy Atkinson and his staff for the job they do.

Roll Call:

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

No Nay.

Six Ayes. No Nays. Motion Carried.

The next agenda item was Resolution No. 39-09. A motion was made by Smiley and seconded by Nation to adopt Resolution No. 39-09, Rename East Villa View Drive to East Copper Leaf Drive.

Roll Call:

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

No Nay.

Six Ayes. No Nays. Motion Carried.

The next agenda item was Resolution No. 40-09. A motion was made by Smiley and seconded by Nation to adopt Resolution No. 40-09, Authorize City Administrator to Apply for Parks and Recreation Grant.

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 Long and seconded by Smiley to approve the recommendation of Adam Roark, City Engineer/Water-Wastewater Director, for the annual chemical bids for 2010. Adam Roark stated these are the low bids.

Roll Call:

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

No Nay.

Six Ayes. No Nays. Motion Carried.

The next agenda item was approval of contract. A motion was made by Fuller and seconded by Turner to approve the service contract with the Boys and Girls Club. Cameron gave an explanation of the services provided by the Boys and Girls Club to the City.

Roll Call:

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

No Nay.

Six Ayes. No Nays. Motion Carried.

The next agenda item was approval of contract. A motion was made by Fuller and seconded by Smiley to approve the service contract with the Siloam Springs Museum.

Roll Call:

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

No Nay.

Six Ayes. No Nay. Motion Carried.

The next agenda item was the Administrator's Report:

Cameron thanked Chris Shimer, Director of the Boys and Girls Club, for his work, and thanked Don Warden, Director of the Museum, for his work. Cameron stated he received notification from Fire Chief Jimmy Harris that he is retiring in December 2010. We will start the middle of the year to find his replacement. Cameron wished everyone a Merry Christmas and Happy New Year. He is looking forward to 2010.

The next agenda item was the Open Hearing for Directors:

Mayor Allen congratulated Jimmy Harris for his 30 years of dedication. Allen thanked KCS who brought the Holiday Express train last weekend, and their donation of Wal-Mart gift cards to The Salvation Army of Siloam Springs in the amount of over \$3,000. Allen expressed his best wishes for a wonderful holiday Christmas season to the Board, City staff, and all citizens of this community.

Turner stated Jimmy Harris will be hard to replace, and has been a great Fire Chief. Turner also wished everyone a Merry Christmas and Happy New Year.

Fuller noted that some elderly people have no one to spend Christmas with, and asked if you know someone like this to do what you can for them at Christmas. Jimmy Harris has been a great Fire Chief. Merry Christmas to everyone.

Nation stated that Jimmy Harris has done a really good job, and she appreciates that. Nation invited everyone to the Bank of Siloam Springs open house this Friday, the 18th from 9 – 4. She wished everyone Merry Christmas and a thank you to everyone for allowing her the privilege of sitting on this Board and serving.

Wiles also wished everyone a Merry Christmas. Wiles requested consideration of an extra day off for City employees on Monday, December 28th. A motion was made by Wiles and seconded by Long to place on the agenda to approve Monday, December 28, 2009, as a holiday for City employees.

Roll Call:

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

No Nay.

Six Ayes. No Nays. Motion Carried.

A motion was made by Smiley and seconded by Long to approve December 28, 2009, as a day off for City employees. Jay Williams recommended this be set by the Administrator so that he can take care of any scheduling issues that might arise for various departments. Cameron stated there would not be any additional cost to the City, and this would not affect the revised 2009 budget. Turner stated he could not support this. Nation stated concerns about being closed for five consecutive days. Long stated his reasons for supporting this motion. Fuller stated he appreciates the employees, but has a problem voting for this.

Roll Call:

Wiles, Long, Smiley – Aye.

Nation, Fuller, Turner – Nay.

Three Ayes. Three Nays. Motion Failed.

Smiley wished everyone a Merry Christmas, and thanked each and every employee that has worked for the City this year. It has been a challenging year. They have worked very hard for us. Smiley thanked the citizens for allowing her to serve on this Board. Merry Christmas to everybody.

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