

MINUTES OF THE REGULAR MEETING OF
THE CITY BOARD OF DIRECTORS OF THE
CITY OF SILOAM SPRINGS, BENTON COUNTY,
ARKANSAS, HELD JANUARY 02, 2007

The Board of Directors of the City of Siloam Springs, Arkansas, met in regular session at the City of Siloam Springs Administration Building, January 02, 2007.

The meeting was called to order by Mayor Van Poucke.

Attendance Roll Call:

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

Opening prayer was led by Wasson.

Mayor Van Poucke led the Pledge of Allegiance.

A copy of the minutes of the December 19, 2006, regular meeting had previously been given to each director. A motion was made by Wasson and seconded by Nation that the minutes of the December 19, 2006, 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 election of Vice-Mayor. A motion was made by Nation and seconded by Long to appoint Carol Smiley as Vice-Mayor for the next two years. There being no other nominations, Mayor Van Poucke called for a voice vote on the motion, and it was approved unanimously.

The next agenda item was Ordinance No. 06-38. A motion was made by Nation and seconded by Long to place Ordinance No. 06-38, Rezone Development Permit C-2 to R-4 1500 Block East Tulsa/Lincoln Village/Barnett, on its third reading suspending the rules and reading title only.

Roll Call:

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

Fuller – Nay.

Six Ayes. One Nay. Motion Carried.

An ordinance entitled:

AN ORDINANCE AMENDING SECTION 102-21 OF THE
SILOAM SPRINGS MUNICIPAL CODE (CITY ZONING MAP);
REZONING (FROM C-2 TO R-4) THE PROPERTY
DESCRIBED AS THE 1500 BLOCK OF EAST TULSA STREET.

was read for its third and final reading.

A motion was made by Smiley and seconded by Wasson to adopt Ordinance No. 06-38, Rezone Development Permit C-2 to R-4 1500 Block East Tulsa/Lincoln Village/Barnett.

Roll Call:

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

Fuller – Nay.

Six Ayes. One Nay. Motion Carried.

The next agenda item was Ordinance No. 06-40. A motion was made by Long and seconded by Nation to place Ordinance No. 06-40, Rezone Development Permit A-1 to C-2 3402 Hwy 412 East/Walker, on its third reading 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 AMENDING SECTION 102-21 OF THE
SILOAM SPRINGS MUNICIPAL CODE (CITY ZONING MAP);
REZONING (FROM A-1 TO C-2) THE PROPERTY
DESCRIBED AS THE 3402 BLOCK OF U.S. HIGHWAY 412 EAST.

was read for its third and final reading.

A motion was made by Smiley and seconded by Fuller to adopt Ordinance No. 06-40, Rezone Development Permit A-1 to C-2 3402 Hwy 412 East/Walker.

Roll Call:

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

No Nays.

Seven Ayes. No Nays. Motion Carried.

The next agenda item was Ordinance No. 06-43. The Mayor stated that before asking for a motion, he gave several options the Board could consider regarding this Ordinance. This could fail for lack of a motion, it could fail for lack of a second, or could be tabled indefinitely, and possibly other options. A motion was made by Turner and seconded by Wasson to place Ordinance No. 06-43, Amend Municipal Code for Compensation for Directors and Mayor's Travel, on its second reading not suspending the rules and being read in its entirety. Long requested this be brought to a work session to study and be discussed. A motion was made by Long and seconded by Wiles to table Ordinance No. 06-43 indefinitely. Mayor asked for comments. Don Cundiff, 601 West Tahlequah, stated he and others are against this ordinance. Jack Jackson, 20997 Hwy 16, spoke against this ordinance and submitted a petition opposing a pay raise at this time. John Vest, 1314 Villa View Dr., spoke against this ordinance. David Allen, 1600 Villa View Dr., stated he was against the pay increase, but also against a lot of the comments stated by others here tonight. Wasson stated he felt there was no one on this Board that could or would use a vote to retaliate against someone, and hopes the public believes that. Wiles stated that workshop meetings are important, and encourage the public to attend these meetings as well.

Roll Call: (to table)

Wiles, Long, Smiley – Aye.

Nation, Wasson, Fuller, Turner – Nay.

Three Ayes. Four Nays. Motion Failed.

Roll Call: (Ordinance)

Long – Aye.

Wiles, Wasson, Smiley, Fuller, Turner, Nation – Nay.

One Aye. Six Nays. Motion Failed.

The next agenda item was Ordinance No. 07-01. A motion was made by Nation and seconded by Smiley to place Ordinance No. 07-01, Rezone Development Permit R-3 to R-4 1600 Block West Quarter Rd/Darby Place/Hemm, on its first reading suspending the rules and reading title only. Bill Hemm, Developer, was present to address any questions. Cassandra Olverson, Current Planner, stated staff did recommend denial of the proposal due to the density that would be located next to single-family properties. The concern is density, not the number of driveways. Cassandra Olverson stated that if this rezone is approved, staff will recommend we make some concessions to the developer (Steve Young) to the west. This would include an amended final plat to include duplexes instead of single-family on Holly Street, and review the driveway spacing. Stitt stated if new information is entered to this Board, then it should be remanded to Planning Commission for them to review first. After further discussion, a motion was made by Long and seconded by Smiley to remand Ordinance No. 07-01 back to the Planning Commission for further revision. J.C. Kelly, 516 E. Franklin, owner of this property, has this for sale for development. He requested a fair hearing and for this to stand on its own merit.

Roll Call: (Remand)

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

Wasson, Turner – Nay.

Five Ayes. Two Nays. Motion Carried.

The next agenda item was Ordinance No. 07-02. A motion was made by Long and seconded by Nation to place Ordinance No. 07-02, Rezone Development Permit R-2 to P-D 1900 Block Hwy 412 East/Second Baptist Church, on its first reading suspending the rules and reading title only.

Roll Call:

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

Fuller – Nay.

Six Ayes. One Nay. Motion Carried. (Fuller later changed vote to Aye.)

An ordinance entitled:

AN ORDINANCE AMENDING SECTION 102-21 OF THE
SILOAM SPRINGS MUNICIPAL CODE (CITY ZONING MAP);
REZONING (FROM R-2 TO P-D) THE PROPERTY
DESCRIBED AS THE 1900 BLOCK OF HWY 412 EAST.

was read for its first reading.

The next agenda item was Resolution No. 54-06. A motion was made by Wasson and seconded by Nation to adopt Resolution No. 54-06, Significant Development Permit 1500 Block East Tulsa/Lincoln Village/Barnett.

Roll Call:

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

Fuller, Nation – Nay.

Five Ayes. Two Nays. Motion Carried.

Mayor Van Poucke changed the order for the next two resolutions. The next agenda item was Resolution No. 07-02, Final Plat Development Permit 1700 Block N. Mt. Olive/Copper Leaf Addition Phase I/Krein Development. There being no motion, Mayor Van Poucke stated this resolution failed.

Mayor Van Poucke stated that Resolution No. 01-07, Significant Development Permit 1700 Block N. Mt. Olive/Copper Leaf Apartments/Krein Development, was moot because Resolution No. 02-07 failed.

The next agenda item was Resolution No. 03-07, Significant Development Permit 670 Heritage Ct/Manna Center/Arkansas State Bank. Mayor Van Poucke requested this be tabled until January 16, 2007, so that the Manna Center can own this property before deeding to the City. A motion was made by Long and seconded by Nation to table Resolution No. 03-07 until the January 16th meeting.

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. 04-07. A motion was made by Fuller and seconded by Nation to adopt Resolution No. 04-07, Accept Annexation 3760 Hwy 412 E/Robert East.

Roll Call:

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

No Nay.

Seven Ayes. No Nays. Motion Carried.

Mayor requested a motion to place Resolution No. 05-07 on the agenda. A motion was made by Long and seconded by Nation to place Resolution No. 05-07, Authorize Execution of Quit Claim Deed for Easement/Springfield Holdings Group, LLC. Mayor Van Poucke called for a voice vote on the motion, and it was approved unanimously.

A motion was made by Long and seconded by Smiley to adopt Resolution No. 05-07, Authorize Execution of Quit Claim Deed for Easement/Springfield Holdings Group, LLC. David Cameron, City Administrator, read the resolution in full.

Roll Call:

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

The next agenda item was the Administrator's Report:

David Cameron stated it is a privilege to have a community where there is open communication. We are continuing to meet with Swepco and negotiations. The brokers for the Hospital have received all of the information from the staff. The objective is to have a meeting by the first of February with the Board and Hospital Board with their findings on what the market analysis is for the Hospital. We look forward to this meeting so that you can gain more insight as to what they have found. We have the bids in for the Master Street Plan. City Treasurer has been working on the best financial plan to present to you. Then you will be able to decide which streets you want to proceed with. The bid will go out this month for Hico Street. The bid results should come to this Board on March 6th. We are working on the 2008, not the 2007, appropriation request for the Wastewater Treatment Plant. We will be asking for about \$5.2 million to fund this facility. We have started that process again. The Mayor's been speaking with those representatives. We will be speaking with them early and frequently. I'm happy to introduce our new City Engineer, Gary Wilfong. We hired Joe Garrett as our new Police Chief at the last meeting, and I'd like to welcome Joe in his new job.

The next agenda item was the Open Hearing for Directors:

Mayor thanked the Sanitation Department for working hard on two Holidays. We do appreciate you folks. I am extremely proud of all employees for the City. And the City appreciates each and every one of you. Thank you Gary for being here.

Turner thanked the voters of Ward 1 for putting their trust in him. I look forward to working with this Board and the employees. We lost a great resident, Edna Gilliland. Our prayers are with her family.

Wasson welcomed Gary Wilfong and also Joe Garrett. Wasson thanked the Hospital for taking care of his Dad who broke his foot.

Fuller requested to change his vote on Ordinance No. 07-02 to yes.

Smiley also welcomed Gary and Joe.

Long welcomed Gary.

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

APPROVED:

(SEAL)

M. L. Van Poucke, Jr., Mayor

ATTEST:

Peggy Woody, City Clerk, MMC