City of Hot Springs, Arkansas
Board of Directors
Regular Meeting Minutes

Tuesday, May 20 2014 Board Chambers, City Hall

Invocation by Pastor Fred Nicholson
Pledge of Allegiance to the Flag led by Mayor Ruth Carney
Call to Order

Meeting called to Order by Mayor Ruth Carney at 7:00 p.m.

1. **Roll Call by City Clerk Lance Spicer**

Present 7- Directors Suzanne Davidson-District 1, Elaine Jones-District 2, Becca Clark-District 3, Pat McCabe-District 4, Karen Garcia-District 5, Randy Fale-District 6 and Mayor Ruth Carney. Absent 0. Also present City Manager David Watkins and City Attorney Brian Albright.

2. **Consider Approval of the Agenda**

Motion to Approve the Agenda
Director Pat McCabe made a motion, duly seconded by Director Karen Garcia to approve the agenda as presented.

Upon voice vote, the motion unanimously carried 7-0

3. **Consider Minutes of the Board of Directors Meeting:**

- Regular Meeting held on May 6, 2014

Motion to Approve the Minutes as Presented.
Director Becca Clark made a motion, duly seconded by Director Elaine Jones to approve the minutes as presented. Upon voice vote, the motion unanimously carried 7-0.

4. **Recognition of Guests**

- Mayor Carney welcomed those in attendance.

5. **City Manager's Report**

City Manager David Watkins reported on the following items:
- Invited the public to the Grand Re-Opening of Kimery Park on May 29 at 1:00 p.m.
- We Have 104 teams signed up for the Spring Softball league. There are also weekend tournaments scheduled thru September.
- Senior Olympics will be held this weekend at Kimery Park
- Improvements are ongoing at the Airport.

- The EPA has selected Hot Springs to host a Brownfield informational meeting on June 5, 9:30 at the Hot Springs Convention Center.
- The Hot Springs School District awarded Director Pat McCabe the Ellars Volunteer of the Year Award at the recent Sports Banquet.

6. **Board of Directors Announcements**

Mayor Ruth Carney

- Christian Medical Clinic will be sponsoring a Bridges out of Poverty workshop on June 6 and 7, 2014 at the Arlington Hotel.
- Carry the Load will be in Hot Springs Wednesday morning at 8:00 a.m. honoring Adam Brown.
- Staff my now utilize summer attire at the Board meetings.

Director Karen Garcia

- On Saturday, the 24th, the Sister City Foundation will be hosting a 5K Run/Walk to raise funds for Sister City programs.
- On June 5, there will be a District 5 Community Meeting at the Forest Lakes Clubhouse with the Director of Mid America Museum as the guest speaker.

Director Pat McCabe

- On May 26, there will the annual Du for the Parks at the Transportation Depot.

CONSENT AGENDA

Motion to Approve the Consent Agenda

A motion was made by Director Karen Garcia, duly seconded by Director Becca Clark, that the Consent Agenda be approved.

Roll Call Mayor Carney called for a vote on the Motion to Approve the Consent Agenda; and upon roll call, the following voted "aye" Directors Davidson, Jones, Clark, McCabe, Garcia, Fale and Mayor Carney, total 7. Voting "no" none, total 0; motion carried 7-0.

The Consent Agenda consisted of the following:

7. Consider Resolution No. R-14-88 A Resolution Authorizing The Mayor To Execute Lease Addendum No. 1 Between N. V. International Investments, INC., And The City Of Hot Springs, Arkansas, For Certain Property At The Airport. **$1,350 in additional revenue**

8. Consider Resolution No. R-14-89 A Resolution Applying And Accepting A Grant Application With The U. S. Department Of Justice Pursuant To The Edward Byrne Memorial Local Justice Assistance Grant (JAG) Program For Certain Law Enforcement Equipment. **$45,363 Grant Funds** (City $28,491, County $16,872)

9. Consider Resolution No. R-14-90 A Resolution Applying And Accepting A Grant With The State Of Arkansas (National Highway Traffic Safety Administration) For Two Full-Time Probation Officers; One

Part-Time File Clerk; And Various Supplies (D.W.I. Court Operations). **$110,774 Grant Funds** (with $55,387 local match)

10. Consider Resolution No. R-14-91 A Resolution Repealing Resolution No. 6674, (Exchange Street Plaza Parking Deck, Parking Meters And Parking Permits) In Its Entirety.

11. Consider Resolution No. R-14-92 A Resolution Naming A Certain Private Roadway Located In Forest Lakes Subdivision, Section 2, Phase 2A, As Apple Blossom Place.

12. Consider Resolution No. R-14-93 A Resolution Approving A Final Contract Extension With Redstone Construction Group, Inc., For Annual Supply Contract (ASC) For Asphalt Pavement Roto-Milling.

13. Consider Resolution No. R-14-94 A Resolution Fixing A Time And Date For A Hearing To Vacate A Portion Of Certain Street Right-Of-Way Located Along Valley Street.

14. Consider Resolution No. R-14-95 A Resolution Fixing A Time And Date For A Hearing To Vacate A Portion Of Certain Street Right-Of-Way Located Along Bath House Alley.

PUBLIC HEARING

15. **Consider A Public Hearing On The Renaming Of Oversight Street To Marriott Court**

This being the time and date set for a public hearing on the renaming of Oversight Street to Marriott Court, , Mayor Carney declared the public hearing open.

Discussion: none

There being no further comments, Mayor Carney declared the public hearing closed.

NEW BUSINESS

16. **Consider Resolution No. R-14-96**

A Resolution entitled, *"A Resolution Adding Certain Water And Wastewater Assets Into The Hot Springs Municipal Utility Water And Wastewater System Fixed Asset Register"*, was taken from the agenda and read by title only (City Attorney).

Motion to Adopt as Read: Thereafter, a motion to adopt as read was made by Director Karen Garcia, duly seconded by Director Elaine Jones.

Discussion Gary Carnahan, City Engineer spoke to the item.

Speakers: none
Directors: Becca Clark, Randy Fale and Mayor Carney

Roll Call: Mayor Carney called for a vote on the Motion to Adopt; and upon roll call, the following voted "aye" Directors Davidson, Jones, Clark, McCabe, Garcia, Fale and Mayor Carney, total 7. Voting "no", none, total 0; motion carried 7-0
Whereupon the Resolution was declared adopted

17. Proposed Ordinance No. O-14-37

Motion to Suspend Rules and Read by Title Only: A motion was made by Director Elaine Jones, duly seconded by Director Becca Clark, that the rules be suspended and the Ordinance be read once by title only; and upon voice vote, the motion unanimously carried 7-0.

An Ordinance entitled, *"An Ordinance Amending Ordinance No. 2577 Regulating Parking On City Streets; And For Other Purposes,"* was taken from the agenda and read by title only (City Attorney).

Motion to Adopt as Read: Thereafter, a motion to adopt as read was made by Director Elaine Jones, duly seconded by Director Becca Clark.

Discussion: Brian Albright, City Attorney spoke to the item.

Speakers: Randy Fale, Karen Garcia and Suzanne Davidson

Roll Call: Mayor Carney called for a vote on the Motion to adopt; and upon roll call, the following voted "aye" Directors Davidson, Jones, Clark, McCabe, Garcia Fale and Mayor Carney, total 7. Voting "no", none, total 0; motion carried 7-0.
Whereupon the Ordinance was declared adopted.

18. Proposed Ordinance No. O-14-38

Motion to Suspend Rules and Read by Title Only: A motion was made by Director Karen Garcia, duly seconded by Director Pat McCabe, that the rules be suspended and the Ordinance be read once by title only; and upon voice vote, the motion unanimously carried 7-0.

An Ordinance entitled, *"An Ordinance Renaming Oversite Street To Marriott Court In Hot Springs, Arkansas, Located In 20-3S-19W Unplatted Subdivision; And For Other Purpose,"* was taken from the agenda and read by title only (City Attorney).

Motion to Adopt as Read: Thereafter, a motion to adopt as read was made by Suzanne Davidson, duly seconded by Director Elaine Jones.

Discussion: Denny McPhate, Public Works Director spoke to the item.

Speakers: none

Roll Call: Mayor Carney called for a vote on the Motion to adopt; and upon roll call, the following voted "aye" Directors Davidson, Jones, Clark, McCabe, Garcia, Fale and Mayor Carney, total 7. Voting "no", none, total 0; motion carried 7-0.
Whereupon the Ordinance was declared adopted.

19. <u>Proposed Ordinance No. O-14-39</u>

Motion to Suspend Rules and Read by Title Only: A motion was made by Director Becca Clark, duly seconded by Director Elaine Jones, that the rules be suspended and the Ordinance be read once by title only; and upon voice vote, the motion unanimously carried 7-0.

An Ordinance entitled, *"An Ordinance Authorizing Eminent Domain Condemnation Proceedings For The Acquisition Of A Utility Easement On Certain Real Property Located At 900 Seventh Street; And For Other Purposes,"* was taken from the agenda and read by title only (City Attorney).

Motion to Adopt as Read: Thereafter, a motion to adopt as read was made by Director Elaine Jones, duly seconded by Director Suzanne Davidson.

Discussion: Gary Carnahan, City Engineer, spoke to the item.

Speakers: none

Roll Call: Mayor Carney called for a vote on the Motion to adopt; and upon roll call, the following voted "aye" Directors Davidson, Jones, Clark, McCabe, Garcia, Fale and Mayor Carney, total 7. Voting "no", none, total 0; motion carried 7-0.
Whereupon the Ordinance was declared adopted.

20. <u>Proposed Ordinance No. O-14-40</u>

Motion to Suspend Rules and Read by Title Only: A motion was made by Director Elaine Jones, duly seconded by Director Pat McCabe, that the rules be suspended and the Ordinance be read once by title only; and upon voice vote, the motion unanimously carried 7-0.

An Ordinance entitled, *"An Ordinance Waiving The Requirements Of Competitive Bidding; Awarding A Contract to United States Geological Survey (USGS) For Stream Flow Measurements and Low Flow Calculations; And For Other Purposes,"* was taken from the agenda and read by title only (City Attorney).

Motion to Adopt as Read: Thereafter, a motion to adopt as read was made by Director Elaine Jones, duly seconded by Director Karen Garcia.

Discussion: Gary Carnahan, City Engineer, spoke to the item.

Speakers: Director Karen Garcia, Pat McCabe
Staff: City Attorney Brian Albright

Roll Call: Mayor Carney called for a vote on the Motion to adopt; and upon roll call, the following voted "aye" Directors Davidson, Jones, Clark, McCabe, Garcia, Fale and Mayor Carney, total 7. Voting "no", none, total 0; motion carried 7-0.
Whereupon the Ordinance was declared adopted.

21. Proposed Ordinance No. O-14-41

Motion to Suspend Rules and Read by Title Only: A motion was made by Director Karen Garcia, duly seconded by Director Suzanne Davidson, that the rules be suspended and the Ordinance be read once by title only; and upon voice vote, the motion unanimously carried 7-0.

An Ordinance entitled, *"An Ordinance Waiving The Requirements Of Competitive Bidding; Awarding A Contract To McCourt & Sons Equipment, Inc. For Purchase Of A McCloskey Wheeled Rotary Trommel And Vacuum System; Certifying Emergency Actions By The City Manager; Declaring An Emergency; And For Other Purposes,"* was taken from the agenda and read by title only (City Attorney).

Motion to Adopt as Read: Thereafter, a motion to adopt as read was made by Suzanne Davidson, duly seconded by Director Elaine Jones.

Discussion: Scott Bundy, Utility Director, spoke to the item.

Speakers: none

Roll Call: Mayor Carney called for a vote on the Motion to adopt; and upon roll call, the following voted "aye" Directors Davidson, Jones, Clark, McCabe, Garcia, Fale and Mayor Carney, total 7. Voting "no", none, total 0; motion carried 7-0.
Whereupon the Ordinance was declared adopted.

City Attorney Brian Albright then read the Emergency Clause located in Section 3. Upon completion Director Elaine Jones made a motion, duly seconded by Director Becca Clark to approve the Emergency Clause. Upon roll call, the following voted "aye" Directors Davidson, Jones, Clark, McCabe, Garcia, Fale and Mayor Carney, total 7. Voting "no", none, total 0; motion carried 7-0.

BOARD COMMENTARY

22. Board of Directors' Items for Discussion

23. ADJOURNMENT

There being no further business to come before the Board, a motion was made by Director Elaine Jones, duly seconded by Director Becca Clark, that the meeting be adjourned; and upon voice vote, the motion unanimously carried 7-0. The Meeting adjourned at 7:45 p.m. to meet again on Tuesday, June 3, 2014, at 7:00 p.m.

ATTEST: _____
Lance Spicer, City Clerk

APPROVED: Ruth Carney
Ruth Carney, Mayor