

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

Tuesday, June 3 2014

Board Chambers, City Hall

**Invocation by Matt Scully**

**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 Amend the Agenda**

Director Becca Clark made a motion, duly seconded by Director Suzanne Davidson to amend the agenda by removing *Item #17 Consider Resolution No. R-14-108 A Resolution Approving A Bid To Rivercity Hydraulics For A Roll Off Collection Vehicle For The Sanitation Department*, from the agenda.

**Roll Call** Mayor Carney called for a vote on the Motion to Amend the 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.

Director Randy Fale made a motion, duly seconded by Director Elaine Jones to further amend the agenda by removing *Item #25 City Manager Review* from the agenda.

**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 and Fale, total 6. Voting "no" Mayor Carney, total 1; motion carried 6-1.

**Motion to Approve the Agenda as Amended**

Director Randy Fale made a motion, duly seconded by Director Suzanne Davidson to approve the agenda as amended.

**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 and Fale, total 6. Voting "no" Mayor Carney, total 1; motion carried 6-1.

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

- Regular Meeting held on May 20, 2014

**Motion to Approve the Minutes as Presented.**

Director Randy Fale made a motion, duly seconded by Director Becca Clark 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:

- The recent Grand Re-Opening of Kimery was a success. Mr. Watkins then read a letter from the director of the Turf Wars tournament held this past weekend, expressing how great the new fields are to play on.
- The Planning department has informed City Administration that as of the end of May, we have almost 41 million dollars of new projects.
- The EPA has selected Hot Springs to host a Brownfield informational meeting on June 5, 9:30 at the Hot Springs Convention Center.

**6. Board of Directors Announcements**

**Director Karen Garcia**

- 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 Randy Fale**

- At 2:00 tomorrow, the Downtown Game plan will present their findings on the Lawn of the Convention center.

**Director Suzanne Davidson**

- Reminded the public that the Hot Springs Music Festival is occurring this week.

**Mayor Ruth Carney**

- Flavor of the Park will be held this Thursday evening and tickets are still available.

**CONSENT AGENDA**

**Motion to Approve the Consent Agenda**

A motion was made by Director Karen Garcia, duly seconded by Director Suzanne Davidson, 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-14-98 A Resolution Authorizing The Filing Of A Grant Applications With The Federal Aviation Administration (FAA) And The Arkansas Department Of Aeronautics For Certain Airport Improvements (Expand; Rehabilitate & Construct Terminal Apron And Taxiway 'G'). **\$571,000 Grant Funds**
8. Consider Resolution No. R-14-99 A Resolution Authorizing The Filing Of A Grant Application With The Arkansas Department Of Aeronautics For Certain Airport Improvements (South Ramp Improvements Phase III).**\$162,300 (State-\$129,840, City Match \$32,460)**
9. Consider Resolution No. R-14-100 A Resolution Awarding A Contract For Engineering Services For Development Of Plans And Oversight Of Project To Excavate Land; Relocate Fence; And Install Drainage Improvements South Ramp Area To Grimes Consulting Engineers, Inc. **\$18,000**
10. Consider Resolution No. R-14-101 A Resolution Accepting A Certified Local Government Grant From The Arkansas Historic Preservation Program To Provide Funding For Historic District Commissioners And Staff Training And Conduct A Public Training Session On The International Existing Building Code And The Thermal Basin District. **\$13,500 Grant Funds**
11. Consider Resolution No. R-14-102 A Resolution Awarding An Annual Supply Contract (ASC) To Redstone Construction Group For Asphalt Paving. **Not To Exceed Budgetary Constraints.**
12. Consider Resolution No. R-14-103 A Resolution Approving The Purchase Of Caterpillar 910K Wheeled Loader From Riggs Cat Pursuant To The State Of Arkansas Cooperative Purchasing Program And The Intergovernmental Association With The National Joint Powers Alliance (NJPA).**\$88,710**
13. Consider Resolution No. R-14-104 A Resolution Awarding An Annual Supply Contract (ASC) Contract To Redmond Environmental For E-One Pump Parts. **Not To Exceed Budgetary Constraints.**
14. Consider Resolution No. R-14-105 A Resolution Awarding An Annual Supply Contract (ASC) To DNS Equipment, LLC) For Sodium Aluminate. **Not To Exceed Budgetary Constraints.**
15. Consider Resolution No. R-14-106 A Resolution Awarding An Annual Supply Contract (ASC) To Ecotech Enterprises Inc. For Aluminum Sulfate. **Not To Exceed Budgetary Constraints.**
16. Consider Resolution No. R-14-107 A Resolution Approving A Bid To Rivercity Hydraulics For A Side Loading Collection Vehicle For The Sanitation Department. **\$83,000**
17. Consider Resolution No. R-14-108 A Resolution Approving A Bid To Rivercity Hydraulics For A Roll Off Collection Vehicle For The Sanitation Department. **\$174,900**

## PUBLIC HEARINGS

18. Consider A Public Hearing On Vacating A Portion Of Certain Street Right Of Way Located Along Valley Street.

This being the time and date set for a public hearing on vacating a portion of certain street right of way located along Valley Street, Mayor Carney declared the public hearing open.

**Discussion:** Chris Polychron

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

19. Consider A Public Hearing On Vacating A Portion Of Certain Street Right Of Way Located Along Bath House Alley.

This being the time and date set for a public hearing vacating a portion of certain street right of way located along Bath House Alley, Mayor Carney declared the public hearing open.

**Discussion:** Chris Polychron

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

## NEW BUSINESS

20. Proposed Ordinance No. O-14-42

**Motion to Suspend Rules and Read by Title Only:** A motion was made by Director Becca Clark, 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 Vacating A Portion Of Certain Street Right Of Way Located Along Valley Street,*" 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 Pat McCabe.

**Discussion:** Lance Spicer, Asst. City Manager spoke to the item.

**Speakers:** Karen Garcia

**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-14-43**

**Motion to Suspend Rules and Read by Title Only:** A motion was made by Director Randy Fale, 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 Vacating A Portion Of Certain Street Right Of Way Located Along Bath House Alley,*" 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 Elaine Jones, duly seconded by Director Becca Clark.

**Discussion:** Lance Spicer, Asst. City Manager 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.

**22. Proposed Ordinance No. O-14-44**

**Motion to Suspend Rules and Read by Title Only:** A motion was made by Director Karen Garcia, 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 Accepting The Annexation Of Certain Territory, Known As "Carter Dairy Addition", To The City Of Hot Springs, Arkansas; Making Same A Part Of The City Of Hot Springs; Assigning Said Lands To A Zoning District; Revising The Future Land Use Map; Assigning Said Lands To A Board District; 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 Becca Clark, duly seconded by Director Elaine Jones.

**Discussion:** Kathy Sellman, Planning and Development Director spoke to the item.

**Speakers:** Speaking for the item: Chris Polychron, Speaking Against the item: Penny Fires, Carol Strange, David Clark, John McFerrin, Bill Wilson, Randy Talbert, Tom Ellsworth, Clint Tucker, Mary Bournival.

**Directors** Randy Fale, Pat McCabe, Becca Clark, Karen Garcia

**Motion to Amend the Ordinance:** Director Pat McCabe made a motion, duly seconded by Director Karen Garcia to amend the Ordinance to approve the annexation but not assign a zone district which then defaults to the R-1 zoning district.

**Discussion:** Brian Albright, City Attorney, Chris Polychron  
Directors Randy Fale,

**Roll Call:** Mayor Carney called for a vote on the Motion to Amend; 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.

**Roll Call:** Mayor Carney called for a vote on the Motion to adopt as amended; 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.

**23. Proposed Ordinance No. O-14-45**

**Motion to Suspend Rules and Read by Title Only:** A motion was made by Director Karen Garcia, 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 Accepting The Annexation Of Certain Territory, Known As Bayshore Lighthouse Treehouse Annexation, To The City Of Hot Springs, Arkansas; Making Same A Part Of The City Of Hot Springs; Assigning Said Lands To A Zoning District; Revising The Future Land Use Map; Assigning Said Lands To A Board District; 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:** Kathy Sellman, Planning and Development Director, spoke to the item.

**Speakers:** Ray Owen

**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.

**24. Proposed Ordinance No. O-14-46**

**Motion to Suspend Rules and Read by Title Only:** A motion was made by Director Karen Garcia, 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 Waiving The Requirements Of Competitive Bidding; Awarding A Contract To Grubbs, Hoskyn, Barton, And Wyatt, Inc. For Certain Professional Services (Engineering Services For Geotechnical Investigation); 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 Elaine Jones, duly seconded by Director Randy Fale.

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

**Speakers:** Brian Albright, City Attorney  
Director Randy Fale

**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.

### BOARD COMMENTARY

#### 25. Board of Directors' Items for Discussion

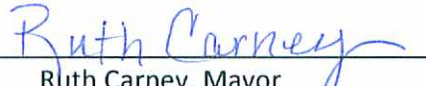
#### 26. ADJOURNMENT

There being no further business to come before the Board, a motion was made by Director Elaine Jones, duly seconded by Director Suzanne Davidson, that the meeting be adjourned; and upon voice vote, the motion unanimously carried 7-0. The Meeting adjourned at 9:00 p.m. to meet again on Tuesday, June 17, 2014, at 7:00 p.m.

ATTEST:

  
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Lance Spicer, City Clerk

APPROVED:

  
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Ruth Carney, Mayor