



# MINUTES

## Board of Directors Meeting

7:00 PM - Tuesday, April 16, 2019

Board Chambers, City Hall

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Invocation by Pastor Don Crossley  
Pledge of Allegiance led by Mayor Pat McCabe  
Call to Order

### A. ROLL CALL OF BOARD OF DIRECTORS

**Present:** Directors Suzanne Davidson-District 1, Elaine Jones-District 2, Becca Clark-District 3, Carroll Weatherford-District 4, Karen Garcia-District 5, Randy Fale-District 6 and Pat McCabe-Mayor.

**Not Present:** None

**Also Present:** Brian Albright-City Attorney, Bill Burrough-City Manager and Lance Spicer-Asst. City Manager/City Clerk

### B. CONSIDER APPROVAL OF THE AGENDA

#### Motion to Approve the Agenda

Director Garcia made a motion, duly seconded by Director Fale to approve the agenda as presented. Upon voice vote, the motion unanimously carried 7-0.

### C. CONSIDER APPROVAL OF MINUTES

> Regular Meeting held on Tuesday, April 2, 2019

#### Motion to Approve the Minutes as Presented

Director Jones made a motion, duly seconded by Director Clark, to approve the minutes as presented. Upon a voice vote, the motion carried 7-0.

### D. RECOGNITION OF GUESTS

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- Proclamation: National Arbor Day presented to Urban Forester Allen Bates
  - Guy Washburn, Cranford Construction
  - Angelica Perkins, Ms. University of Arkansas Pine Bluff; and University of Arkansas Pine Bluff Alumni

- Troop 2 Quapaw Area Boy Scouts

#### E. **CONSIDER CITY MANAGER'S REPORT**

City Manager Bill Burrough reported on the following items:

- Parks and Trails staff dedicated a bench that was donated by the Garland County Master Gardeners through their yearly plant sale funds, and is located at the Utility Service Center trail.
- There will be a removal of trees at Family Park due to the Federal Aviation Administration's guidelines for tree height near the airport. Fruit bearing trees will be replanted in place of the trees being removed.
- Interviews are taking place for key positions within the City; Public Information Director and City Clerk. Public Information Director, Terry Payne retired on April 12th leaving a vacancy.
- The DeGray Water Supply Storage Agreement signing was held on April 3rd at DeGray Lake.

#### F. **BOARD OF DIRECTORS ANNOUNCEMENTS REGARDING UPCOMING EVENTS**

##### **CONSENT AGENDA SECTION**

##### **Motion to Approve the Consent Agenda**

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

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

1. Consider Resolution R-19-57 To Award A Contract to Cranford Construction For Cold Milling And Installing Hot Mix Asphalt.
2. Consider Resolution R-19-58 A Resolution Awarding A Bid To Cate, Inc. For 2018 CDBG Improvements On Park Avenue, Cedar Street And Specific Bus Shelter Pads.
3. Consider Resolution R-19-59 A Resolution Acknowledging The Resignation Of Director Suzanne Davidson; Declaring A Vacancy On The Hot Springs Board Of Directors, Position One (District 1); Prescribing The Procedure For Application And Appointment.

##### **NEW BUSINESS**

1. **Consider Resolution R-19-60**

A Resolution Approving Dam Improvements - Contract No. 2 - Repairs to

Sanderson and Ricks Dams - Bid Award to All Pro Contracting, Inc. of Glenwood, AR

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

**Discussion:** none

**Speakers:** Gary Carnahan

**Staff:** none

**Roll Call:** Mayor Pat McCabe called for a vote on the motion to adopt; and upon roll call, the following voted "aye" Directors Davidson, Jones, Clark, Garcia, Fale and McCabe, total 6. Voting "no", none, total 0. Recusal Director Weatherford; motion passed 6-0-1.

2. **Consider Resolution R-19-61**

A Resolution Approving an Amendment to the Agreement with ARDOT (Project 060432) - Highway 7 South Widening - Cranford Construction of Hamilton Oaks Drive

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

**Discussion:** none

**Speakers:** Gary Carnahan

**Staff:** none

**Roll Call:** Mayor Pat McCabe called for a vote on the motion to adopt; and upon roll call, the following voted "aye" Directors Davidson, Jones, Clark, Weatherford, Garcia, Fale and McCabe, total 7. Voting "no", none, total 0; motion passed 7-0.

3. **Consider Resolution R-19-62**

A Resolution Condemning Certain Real Property Pursuant To Ordinance No 6069 (108 Portland). Parcel ID # 35405

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

**Discussion:** Tracy Brown of Bryant, Ar

**Speakers:** Mike Scott

**Staff:** none

**Roll Call:** Mayor Pat McCabe called for a vote on the motion to adopt; and upon roll call, the following voted "aye" Directors Davidson, Jones, Clark, Weatherford, Garcia, Fale and McCabe, total 7. Voting "no", none, total 0; motion passed 7-0.

4. **Consider Resolution R-19-63**

A Resolution Condemning Certain Real Property Pursuant To Ordinance No 6069 (113 Snyder). Parcel ID# 40558

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

**Discussion:** none

**Speakers:** Mike Scott

**Staff:** none

**Roll Call:** Mayor Pat McCabe called for a vote on the motion to adopt; and upon roll call, the following voted "aye" Directors Davidson, Jones, Clark, Weatherford, Garcia, Fale and McCabe, total 7. Voting "no", none, total 0; motion passed 7-0.

5. **Consider Resolution R-19-64**

A Resolution Condemning Certain Real Property Pursuant To Ordinance No 6069 (206 Golf Links). Parcel ID# 83395

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

**Discussion:** none

**Speakers:** Mike Scott

**Staff:** none

**Roll Call:** Mayor Pat McCabe called for a vote on the motion to adopt; and upon roll call, the following voted "aye" Directors Davidson, Jones, Clark, Weatherford, Garcia, Fale and McCabe, total 7. Voting "no", none, total 0; motion passed 7-0.

6. **Consider Resolution R-19-65**

A Resolution Condemning Certain Real Property Pursuant To Ordinance No 6069 (220 Eddy). Parcel ID# 34823

**Motion to Adopt as Read:** Thereafter, a motion to adopt as read was made by Director Fale, duly seconded by DirectorClark.

**Discussion:** none

**Speakers:** Mike Scott

**Staff:** none

**Roll Call:** Mayor Pat McCabe called for a vote on the motion to adopt; and upon roll call, the following voted "aye" Directors Davidson, Jones, Clark, Weatherford, Garcia, Fale and McCabe, total 7. Voting "no", none, total 0; motion passed 7-0.

7. **Consider Resolution R-19-66**

A Resolution Condemning Certain Real Property Pursuant To Ordinance No 6069 (308 Lowery). Parcel ID# 42032

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

**Discussion:** none

**Speakers:** Mike Scott

**Staff:** none

**Roll Call:** Mayor Pat McCabe called for a vote on the motion to adopt; and upon roll call, the following voted "aye" Directors Davidson, Jones, Clark, Weatherford, Garcia, Fale and McCabe, total 7. Voting "no", none, total 0; motion passed 7-0.

8. **Consider Resolution R-19-67**

A Resolution Condemning Certain Real Property Pursuant To Ordinance No 6069 (310 Jacob). Parcel ID# 44786

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

**Discussion:** none

**Speakers:** Mike Scott

**Staff:** none

**Roll Call:** Mayor Pat McCabe called for a vote on the motion to adopt; and upon roll call, the following voted "aye" Directors Davidson, Jones, Clark, Weatherford, Garcia, Fale and McCabe, total 7. Voting "no", none, total 0; motion passed 7-0.

9. **Consider Resolution R-19-68**

A Resolution Condemning Certain Real Property Pursuant To Ordinance No 6069 (324 Ozark). Parcel ID# 56271

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

**Discussion:** none

**Speakers:** Mike Scott

**Staff:** none

**Roll Call:** Mayor Pat McCabe called for a vote on the motion to adopt; and upon roll call, the following voted "aye" Directors Davidson, Jones, Clark, Weatherford, Garcia, Fale and McCabe, total 7. Voting "no", none, total 0; motion passed 7-0.

10. Consider Resolution R-19-69

A Resolution Condemning Certain Real Property Pursuant To Ordinance No 6069 (412 Cones). Parcel ID# 42568

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

**Discussion:** none

**Speakers:** Mike Scott

**Staff:** none

**Roll Call:** Mayor Pat McCabe called for a vote on the motion to adopt; and upon roll call, the following voted "aye" Directors Davidson, Jones, Clark, Weatherford, Garcia, Fale and McCabe, total 7. Voting "no", none, total 0; motion passed 7-0.

11. **Consider Resolution R-19-70**

A Resolution Condemning Certain Real Property Pursuant To Ordinance No 6069 (504 Mt Valley). Parcel ID# 37378

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

**Discussion:** none

**Speakers:** Mike Scott

**Staff:** none

**Roll Call:** Mayor Pat McCabe called for a vote on the motion to adopt; and upon roll call, the following voted "aye" Directors Davidson, Jones, Clark, Weatherford, Garcia, Fale and McCabe, total 7. Voting "no", none, total 0; motion passed 7-0.

12. **Consider Resolution R-19-71**

A Resolution Condemning Certain Real Property Pursuant To Ordinance No 6069 (521 Gaines). Parcel ID# 35907

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

**Discussion:** none

**Speakers:** Mike Scott

**Staff:** none

**Roll Call:** Mayor Pat McCabe called for a vote on the motion to adopt; and upon roll call, the following voted "aye" Directors Davidson, Jones, Clark, Weatherford, Garcia, Fale and McCabe, total 7. Voting "no", none, total 0; motion passed 7-0.

13. **Consider Resolution R-19-72**

A Resolution Condemning Certain Real Property Pursuant To Ordinance No 6069 (809 School). Parcel ID# 40325

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

**Discussion:** none

**Speakers:** Mike Scott

**Staff:** none

**Roll Call:** Mayor Pat McCabe called for a vote on the motion to adopt; and upon roll call, the following voted "aye" Directors Davidson, Jones, Clark, Weatherford, Garcia, Fale and McCabe, total 7. Voting "no", none, total 0; motion passed 7-0.

14. **Consider Resolution R-19-73**

A Resolution Condemning Certain Real Property Pursuant To Ordinance No 6069 (1017 Spring). Parcel ID# 38401

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

**Discussion:** none

**Speakers:** Mike Scott

**Staff:** none

**Roll Call:** Mayor Pat McCabe called for a vote on the motion to adopt; and upon roll call, the following voted "aye" Directors Davidson, Jones, Clark, Weatherford, Garcia, Fale and McCabe, total 7. Voting "no", none, total 0; motion passed 7-0.

15. **Consider Ordinance O-19-16**

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

A Motion entitled, "An Ordinance To Grant A Franchise To Occupy Public Rights-Of-Way And Provide Telecommunications Services By E. Ritter Communications Holdings, Inc., And Its Subsidiary (E. Ritter Communications, Inc.) (d/b/a Ritter Communications); To Set Forth The Terms And Conditions For The Use And Rental Of Such Rights-Of-Way; 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 Jones and duly seconded by Director Davidson.

**Discussion:** none

**Speakers:** Lance Spicer

**Staff:** none

**Roll Call:** Mayor Pat McCabe called for a vote on the Motion to adopt; and upon roll call, the following voted "aye" Directors Davidson, Jones, Clark, Weatherford, Garcia, Fale and McCabe, total 7. Voting "no", none, total 0; motion passed 7-0.

**BOARD COMMENTARY (NO ACTION)**

**G. BOARD COMMENTARY**

- Director Garcia publicly thanked Officer Joey Williams for communicating the



activities of the Police Department at a meeting at the Centre at Forest Lakes.

- Director Fale gave recognition to retiring Board Director Suzanne Davidson.
- Director Jones mentioned Park Avenue has come a long way since Director Davidson has taken over the district.
- Director Davidson gave a farewell speech.
- Director Jones thanked Minnie Lennox for giving a speech at a neighborhood meeting.
- Mayor McCabe mentioned the gumbo competition upcoming on Saturday, April 20th at Hill Wheatley Plaza, as well as the Corvette Convention that will be taking place the same weekend.
- Mayor McCabe also The Hot Springs Metro Partnership Annual Awards luncheon, Bill Burrough was recognized by the group for the Economic Development Leadership Award.

**H. ADJOURNMENT**

There being no further business to come before the Board, a motion was made by Director Davidson, duly seconded by Director Jones, that the meeting be adjourned; and upon voice vote, the motion unanimously carried 7-0. The meeting adjourned at 8:02 p.m. to meet again on Tuesday, May 7, 2019 at 7:00 p.m.

DATE: \_\_\_\_\_

ATTEST: \_\_\_\_\_  
Lance Spicer, City Clerk

APPROVED: \_\_\_\_\_  
Pat McCabe, Mayor