

City of Bella Vista Regular City Council Meeting June 22, 2015 Minutes

Call: The meeting was called to order by Mayor Peter Christie at 6:35PM

Invocation was given by Pastor Mark Voll, Village Bible Evangelical Church.

Pledge of Allegiance was recited by all.

City Clerk Jertson called the Roll; Alderman Anderson, Flynn, Morgan, Wozniak and Wilson were present. Alderman King was absent.

Citizen Input: Dawn Harpell, 17 Miller Drive in Bella Vista spoke about issues that her and her neighbors were experiencing with the blasting taking place during the building of the Bella Vista By-Pass. She has contacted the State Hwy Dept. but has received no real response. The residents are experiencing damage in their homes caused by the blasting. She asked the Alderman for their help in this matter.

There were 3 sets of Council minutes submitted for approval.

April 27, 2015- Motion to approve by Alderman Anderson, seconded by Alderman Morgan. Vote was 5 in favor, 0 opposed, Approved.

May 18, 2015- Motion to approve by Alderman Anderson, seconded by Alderman Wozniak. Vote was 5 in favor, 0 opposed, Approved.

June 15, 2015- Motion to approve by Alderman Anderson, seconded by Alderman Wozniak. Vote was 5 in favor, 0 opposed, Approved.

Next item of business was a review of the City Finances. Mayor Christie showed graphs that depicted the April and May income and expense of the City. He pointed out that there were 3 payrolls in May with one taking place at the end of April. He also pointed out that the variance in the Streets Dept. was caused by the settlement of the Insurance claim from the Fire that happened in March. He also mentioned that the City made an \$80,000.00 deposit on a new Fire Truck to be delivered in 2016.

Much of the expense is yet to be paid for the Fire recovery. All in all, the City is in a good position at this time. He cautioned that many items related to fire loss have yet to be purchased.

A Motion to Suspend the Rules and read all proposed Ordinances and Resolutions on the agenda by title only was made by Alderman Morgan, seconded by Alderman Wilson. Roll call vote; 5 ayes, 0 nays. Motion carried.

ORDINANCE 2015-13 BUCKSTONE DR, ACCEPTING AND CONFIRMING RIGHTS-OF-WAY AND EASEMENTS DEDICATED TO THE PUBLIC AND FOR OTHER PURPOSES.

This proposed Ordinance was explained by Planner Suneson. He talked about the review by Planning Commission and what the Ordinance will accomplish. He clarified the location of this property. A motion was made by Alderman Flynn, seconded by Alderman Wilson to suspend rules and move to 3rd and final reading. Roll call vote 5: Ayes, 0: Nays. Carried.

The Mayor then read the Ordinance once more. It was moved by Alderman Flynn and seconded by Alderman Wilson to adopt the Ordinance. Vote - 5: Ayes, 0: Nays. Adopted.

ORDINANCE 2015-14- TANYARD CREEK, ACCEPTING AND CONFIRMING RIGHTS-OF-WAY AND EASEMENTS DEDICATED TO THE PUBLIC AND FOR OTHER PURPOSES.

This proposed Ordinance was explained by Planner Suneson. He explained the location and the effect of this Ordinance. This parcel is primarily the Tanyard Creek Driving Range. The Planning Commission has reviewed and recommends approval. A motion was made by Alderman Anderson, seconded by Alderman Wozniak to suspend rules and move to third and final reading. Roll call vote resulted in 5: ayes, 0: nays. Carried. The Ordinance was read a final time by the Mayor. At this point it was moved by Alderman Wilson, seconded by Alderman Flynn to adopt. Roll call vote- 5: ayes 0: nays. Ordinance adopted.

ORDINANCE 2015-15- AN ORDINANCE AMENDING THE CITY OF BELLA VISTA ZONING ORDINANCE AND MAP BY REZONING CERTAIN LANDS COMMONLY KNOWN AS LOTS 12-15, BLOCK 2 OF COOPERSHARES SUBDIVISION (PARCEL 16-34119-000) FROM P-1 TO R-3, AND FOR OTHER PURPOSES.

Again the property in question was explained by Planner Suneson. The goal for the landowner is to build an office bldg. on the property. Motion to suspend the rules and move to 3rd and final reading was made by Alderman Anderson, seconded by Alderman Wozniak. Vote of 5: ayes, 0: nays. Carried. A motion was made to adopt the Ordinance by Alderman Anderson, seconded by Alderman Wozniak. Vote 5: ayes, 0: nays. Adopted.

ORDINANCE 2015- AMENDING THE CODE OF ORDINANCES OF THE CITY OF BELLA VISTA BY ADDING ARTICLE III VEHICLE TOWING TO CHAPTER 26 TRAFFIC AND VEHICLES TO COMPLY WITH STATE LAW CONCERNING THE ANNUAL REPORTING OF TOWING AND STORAGE RATES.

This ordinance was explained by Staff Attorney Kelley. He talked about the state requirements to have this in the code of ordinances. Questions were asked and answered about how towing companies get on the list and some discussion was held concerning the rate difference between companies. The rotation between companies was explained. This issue of fair rates was brought up by council. This will move to July for second reading.

RESOLUTION-R2015-41- APPROVING AMOUNTS OF LIENS TO BE CERTIFIED TO THE BENTON COUNTY TAX COLLECTOR AGAINST CERTAIN REAL PROPERTIES AS A RESULT OF GRASS CUTTING EXPENSES AND ABATEMENT OF OTHER NUISANCES BY THE CITY OF BELLA VISTA; AND FOR OTHER PURPOSES.

Planner Suneson explained the properties covered by this Resolution. He talked about the reason for this lien request. Alderman Flynn asked about the success of collection of these liens when they happen. Planner Suneson was not sure but would check on this with Treasurer Fusillo on that information. It was moved for approval by Alderman Anderson and seconded by Alderman Wozniak. Roll call vote 5: ayes, 0: nays. Adopted.

RESOLUTION-R2015-42- ACCEPTING THE FINANCIAL AUDIT REPORT PRESENTED BY THE ARKANSAS DIVISION OF LEGISLATIVE AUDIT FOR THE YEAR ENDING DECEMBER 31, 2013.

This was explained by the Mayor and had gone through public and State review without comment or correction. Alderman Anderson recommended approval, seconded by Alderman Wozniak. Vote was 5: ayes, 0: nays. Adopted.

RESOLUTION-R2015-43- AWARDING BIDS RELATED TO THE 2015 STREET RESURFACING PROGRAM AND AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A CONTRACTS WITH HUTCHENS CONSTRUCTION FOR ASPHALT OVERLAY IN THE AMOUNT OF \$557,593.65 AND VANCE BROTHERS, INC. IN THE AMOUNT OF \$407,001.00 FOR SLURRY SEAL, AND FOR OTHER PURPOSES.

This final item of business was presented by the Mayor. Alderman Anderson moved approval, second by Alderman Wozniak. Roll call vote – 5: ayes, 0: nays.

The Mayor asked if there were any more items to be discussed. There being none he went over the upcoming meetings. It was noted that there would be no meetings of the Planning Commission in July.

MEETINGS AND ANNOUNCEMENTS:

- The next City Council Work Session will be **Monday July 20, 2015 @ 5:30PM in the City Hall Conference Room.**
- The next Regular meeting of the City Council, **Monday July 27, 2015 at 6:30 PM at the Bella Vista American Legion Hall.**

Meeting was adjourned at 7:00 PM by Mayor Christie.

City Clerk Wayne Jertson

Mayor Peter Christie

