

BELLA VISTA CITY COUNCIL MEETING MINUTES – MAY 21, 2018

Called to order at 6:30 PM by Mayor Peter Christie

Pledge of Allegiance recited by all.

City Clerk Wayne Jertson called the roll of Council: Bahr, Lloyd, Flynn, Wozniak, Anderson and Fowler all present. Quorum achieved.

Citizen Input: Christian Henning spoke in favor of the salary adjustment for the elected officials which is on the agenda.

Approval of the minutes of the April 23, 2018 regular meeting was next on the agenda. There were no corrections or additions and a motion to approve as presented was made by Doug Fowler, seconded by John Flynn. Vote was 6 ayes, 0 nays. Approved.

Next was the minutes of the special meeting of the Council from May 14, 2018. There were no corrections or additions and a motion to approve was made by John Flynn and seconded by Doug Fowler. Vote was 6 ayes, 0 nays. Approved.

Mayor Christie discussed the financial report that had been sent to Council. He talked about the improvements made in the layout of the report and thanked those who had contributed suggestions as to that layout.

Motion to suspend the rules and read all Ordinances and Resolutions on the agenda by title only. Motion by John Flynn, second by Linda Lloyd. Roll call vote was 6 ayes, 0 nays. Approved.

ORDINANCE 2018- AMENDING SECTION 18-20 CLEARANCE OF UNSIGHTLY OR UNSANITARY CONDITIONS ON REAL PROPERTY OF THE CODE OF ORDINANCES OF THE CITY OF BELLA VISTA TO PERMIT PLACING PLAYGROUND EQUIPMENT OR TRAMPOLINES IN THE FRONT YARD OF A RESIDENCE UNDER CERTAIN CIRCUMSTANCES, AND FOR OTHER PURPOSES. (2nd reading)

Discussion was held on this Ordinance and an amendment was offered by Linda Lloyd that would limit the size of playground equipment to a maximum of 64 square feet. She offered a Motion to amend the Ordinance to this effect. It was seconded by Frank Anderson. After some discussion and input from various council members. Frank Anderson expressed his thoughts that no playground equipment should be allowed in the front yard. Council member Fowler felt the same on this issue. A roll call vote was held on the amendment and was defeated. Voting aye was Linda Lloyd. Voting no were Fowler, Flynn, Bahr, Anderson and Wozniak.

At this point Doug Fowler made a motion to move to 3rd and final reading on this ordinance, it was seconded by Brian Bahr. Council member Wozniak asked why? Mr. Fowler said that he thought there no need to wait. He felt it was time. The motion was defeated. Linda Lloyd voted no, Jim Wozniak voted no. John Flynn abstained. Anderson, Fowler and Bahr voted yes. The Mayor choose not to vote so it will go to 3rd and final reading at the June meeting.

ORDINANCE 2018- CREATING A TREE ADVISORY BOARD, DEFINING ITS PURPOSE AND MEMBERSHIP, AND FOR OTHER PURPOSES. (2nd reading) This will move to 3rd reading at the June meeting.

ORDINANCE 2018- REPEALING SECTION 16-26 SOLICITATION FROM PERSONS DRIVING MOTOR

VEHICLES PROHIBITED OF THE CODE OF ORDINANCES OF THE CITY OF BELLA VISTA.

Staff attorney Kelley explained his reasons why this should be done to avoid any conflict that could arise from this being on the books. Frank Anderson asked if there have been any successful attempts at doing this by cities in Arkansas. There are cities looking at a way to deal with this. Mr. Kelley suggested that we take this off the book at this time to avoid potential problems for the city. John Flynn asked why we not just wait and let it run its course. Staff Attorney Kelley explained that he has asked the Police Department to not enforce this issue because of the potential problems. Frank Anderson said he thought there was no reason to have it on the books if we are not enforcing it anyway. A motion to move to 3rd and final reading was made by Jim Wozniak, second by Linda Lloyd. Voting aye were; Lloyd, Wozniak, Bahr, Fowler and Anderson. John Flynn voted no. Motion passed.

The Mayor then read this for the 3rd and final time. A motion to approve was made by Jim Wozniak, second by Frank Anderson. Approved by a vote of 6-0.

R2018-RESOLUTION- APPROVING THE RE-APPOINTMENT OF JANELLE REDLACZYK TO THE BELLA VISTA ARTS COUNCIL. A motion to approve by Frank Anderson, second by Jim Wozniak. Approved by a vote of 6-0.

R2018-RESOLUTION- AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A CONTRACT WITH BREEDEN DODGE CHRYSLER JEEP INC. OF FORT SMITH, PURSUANT TO A STATE PROCUREMENT CONTRACT, FOR THE PURCHASE OF ONE (1) 2017 RAM 1500 TRADESMAN CREW CAB 4X4 PICKUP IN THE AMOUNT OF \$27,445.00 FOR USE BY THE COMMUNITY DEVELOPMENT SERVICES DEPARTMENT.

Jim Wozniak expressed some concern that this vehicle was larger than was needed. After some discussion a motion to approve was made by John Flynn, second by Doug Fowler. Frank Anderson asked if this was needed at this time or if there was some time to wait on this purchase. The Mayor explained that this vehicle will be for a new hire that is starting soon. Roll call vote was taken and approved by a vote of 6-0.

R2018-RESOLUTION- ESTABLISHING SALARIES FOR MAYOR, CITY COUNCIL MEMBER, AND CITY CLERK.

Council member Wozniak offered an amendment to change one line in Section 1 to make the City Clerks increase effective July 1, 2018 instead of January 1, 2019. A roll call vote on the amendment only was taken and was supported by all 6 council members. Amendment was approved. John Flynn made a comment on the work that HR manager Cruise put into this study on all elected officials was very thorough and he felt it definitely helped him in his decision. Brian Bahr thought that the city clerk salary was still too low and he proposed that it move to \$20,000 as of July 1, 2018 prorated for the rest of the year. After clarification that it was indeed prorated for the rest of the year a vote was held on this 2nd amendment and it was passed by vote of 6 ayes and 0 nays.

At this point Frank Anderson brought up the increase for the Mayor and expressed concern that some of the comparable salaries used to determine were not reflective of the responsibilities of the Bella Vista Mayor. Council member Anderson that made a motion to amend the Current proposal to \$85,000 as of July 1, 2018 and then up 4% on January 1, 2019 (\$88,400). This was seconded by Jim Wozniak. Doug Fowler then expressed that the amount in the original Resolution was proper and should not be reduced. He explained that there is great rationale in play to make the improvement for this position. He strongly urged the passage of this original proposal. John Flynn talked about the difference in the

benefit package offered in Bella Vista versus the one that Bentonville. He expressed that the plan we are on is much more prudent. At this time a vote was called on the amendment to the Mayor's compensation. Council members Bahr, Flynn and Fowler voted no. Council members Anderson, Wozniak and Lloyd voted yes. Mayor choose not to vote so the amendment failed. Back to the original Resolution as earlier amended. Doug Fowler again expressed that this is a very important position for the city. Frank Anderson made some additional comments. A motion to approve was made by Doug Fowler, second by John Flynn. Roll call vote resulted in Anderson, Wozniak & Lloyd voted nay. Fowler, Bahr & Flynn voted yea. The Mayor then voted to approve and the Resolution was adopted.

R2018-RESOLUTION- ADOPTING AN OFFICIAL FLAG FOR THE CITY OF BELLA VISTA.

The Mayor thanked the Art Council for their work on this project. Doug Fowler also thanked the Art Council and the kids of Cooper Elementary who participated in this endeavor. The flag will represent Bella Vista very well. Motion to approve by Doug Fowler, second by Jim Wozniak. Vote was unanimous. Resolution approved.

MEETINGS AND ANNOUNCEMENTS:

- The next City Council Work Session will be Monday June 18, 2018 at 5:30PM in the Bella Vista District Court Building.
- The next Regular meeting of the City Council, Monday June 25, 2018 at 6:30 PM at the Bella Vista District Court Building.
- Planning Commission Work Session will be Thursday May 23, 2018 at 4:30PM in the Bella Vista District Court Building.
- Planning Commission Regular Meeting will be June 11, 2018 at 6:30PM in the Bella Vista District Court Building.
- Board of Zoning Adjustment will be June 19, 2018 at 5:30PM in the Bella Vista District Court Building.

Meeting was adjourned at 7:14PM

City Clerk Wayne Jertson

Mayor Peter Christie