

BELLA VISTA CITY COUNCIL REGULAR MEETING MINUTES – NOVEMBER 16, 2020

Meeting Called to order by Mayor Christie at 6:30PM.

Pledge of Allegiance recited.

City Clerk Jertson called the Roll of Council; Council members Wozniak, Flynn, Lloyd, Fowler, Bourke and Wilms present.

A motion to approve the Minutes from the October 26 was made by John Flynn, seconded by Doug Fowler. Roll call vote was unanimous to approve.

Mayor Christie went over the September Financial report for the city. All council members had received the report and it is available to the public by calling City Hall. The city remains in a very good financial situation.

A Motion to suspend the rules and read all Ordinances and Resolutions on the agenda by title only made by Jim Wozniak, second by John Flynn. Vote was unanimous to approve.

ORDINANCE NO. 2020- AMENDING THE CODE OF ORDINANCES OF THE CITY OF BELLA VISTA TO ADD AN ARTICLE IV-UNSAFE AND HAZARDOUS TREES TO CHAPTER 20-NUISANCES TO REQUIRE THE REMOVAL OF DEAD OR HAZARDOUS TREES. (Tabled to third reading from October 26 meeting) *Council member Doug Fowler presented an amendment to the Ordinance to make a slight change to the wording in the Ordinance. This amendment had been submitted in writing and had been distributed to council prior to the meeting. Council member Linda Lloyd seconded the amendment.*

Mayor Christie asked each Council member to comment on their thoughts on this Ordinance as amended. Council member Wozniak feels that this is not an area that the city should be involved in. He is concerned that this could lead to other problems and disagreements between neighbors about responsibility. He does not support the Ordinance. Council member Fowler then spoke about his support for the Ordinance with his amendment. He feels that it is a necessary law and will be an assist to property owners. He believes that there is sufficient protocol in the law to protect the rights of property owners on either side of this issue. Council member Bourke is opposed to the Ordinance, he feels that this is an area that the city should not be involved in. He will oppose the Ordinance. Council member Lloyd feels strongly that this is something that should be in place to assist property owners. She supports it totally. Council member Flynn stated his support for this Ordinance, he agrees that this is something that the City should be involved in. He has confidence that Community Development will apply this law in a proper way to assist property owners. Council member Wilms had one concern about the time frame of implementation. He thinks that some time frame should be in the Ordinance. Staff Attorney Kelly commented that the time concern is addressed in the proper application of the rule. CDS Director Doug Tapp commented that they will work very closely with property owners in carrying out this Ordinance. Council member Wozniak made one more comment on the fact that this can be a costly item for the property owner to deal with. It can get expensive removing a tree.

A roll call vote taken on the amendment. Council members Lloyd, Fowler, Wilms, and Flynn voted Aye. Council members Wozniak and Bourke voted nay. Amendment approved. A motion to approve the Ordinance as amended made by Linda Lloyd, seconded by Doug Fowler. Roll call vote as follows; Ayes: Fowler, Flynn, Wilms, Lloyd. Nays: Bourke and Wozniak. Ordinance adopted.

NEW BUSINESS:

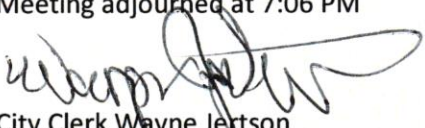
R2020-RESOLUTION- AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO AN EIGHTH AMENDED ANIMAL SERVICES CONTRACT FOR ANIMAL SHELTERING SERVICES WITH BELLA VISTA ANIMAL SHELTER, INC. *The Mayor explained the changes in the Resolution for 2021 and stated his support for the Animal shelter and the great job they have done for the City. Council member Wilms made a motion to approve, Council member Lloyd seconded. The Mayor then asked council members if they had any comments and each member of council expressed support! Roll call vote was taken and was passed 6 ayes, 0 nays.*

R2020-RESOLUTION- AWARDING RFP AND AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A CONTRACT WITH TISCHLERBISE, INC. IN THE AMOUNT OF \$46,920.00 FOR AN IMPACT FEE CONSULTATION AND STUDY. *Mayor Christie read the Resolution and asked Council member Flynn to comment on the contract and about the time line of the project. He stated that the time line is spelled out in the contract and is going to be conducted in a fairly short timeframe. He is very pleased with the proposal. Council member Bourke also stated that he feels that this is important for Bella Vista and wants to see it implemented as soon as it can be. Council member Wilms would like to have seen a clearer definition of the areas the impact fee will be applied. He does support it in principle and wants to go ahead. Council member Fowler feels that this is an needed item. He would like to see if it can be applied to something, new such as an organic disposal site which we desperately need in Bella Vista. Council member Wilms had a question about storm water management and if this could be considered an area of impact? After some additional discussion the roll call vote was taken and was supported by all council members. Resolution adopted.*

MEETINGS AND ANNOUNCEMENTS:

- **Special City Council Meeting to accept Cares Act money for Covid-19 reimbursements. 3:00PM November 30, prior to Budget Work Session.**
- **City Council Budget Work Session will be November 30, 2020 at 3:30PM by Zoom.**
- The next City Council Work Session will be Monday December 7, 2020-at 5:30PM by Zoom meeting.
- The next Regular meeting of the City Council, Monday December 14, 2020 at 6:30 PM by Zoom meeting.
- Planning Commission Work Session will be December 3, 2020 at 4:30PM by Zoom meeting.
- Planning Commission Regular Meeting will be December 14, 2020 at 4:30PM by Zoom meeting.
- Board of Zoning Adjustment will be December 15, 2020 at 5:30PM by Zoom meeting.
- Board of Construction Appeals will be December 8, 2020 by Zoom meeting.

Meeting adjourned at 7:06 PM



City Clerk Wayne Jertson



Mayor Peter Christie