

City of Elm Springs Council Meeting August 24, 2017

The Elm Springs City Council met on August 24, 2017 at 6:30 p.m. Mayor Douthit called the meeting to order followed by prayer, led by Gary Burney, and the pledge of allegiance. Roll call was taken and the following members were present: Sarah Downum, Roberta Peters, Jeannie Burks, Derl Howerton, Steve Roberts, and Allan Huddleston. City Attorney Jay Williams was also present.

The Minutes from the July 27, 2017 meeting were presented. A motion to approve the July minutes was made by Derl Howerton and seconded by Steve Roberts. The July minutes were approved. The July Financials, including Sewer, were presented for approval. Sarah Downum made a motion to approve the Financials and Jeannie Burks seconded the motion. All approved.

Reports

Police- Included in packet

Inspection-Included in packet

Sewer-Included in packet

Elm Springs/Cave Springs Fire Dep't.- Included in packet (rate increase in the coming year most likely)

Ambulance-Included in packet

Mayoral Update

1. The November City Council meeting will be November 30, 2017 because of the holiday.
2. Mayor Douthit and David Gilbert attended the Springdale Water and Sewer Commission Meeting. Elm Springs was approved for the Ball St. reconnect. The next steps will be to go before the Springdale Sewer Committee and then to Springdale City Council for approval. The Mayor expects very strict wording and penalties in the contract. We will request an 18 month contract. The City Attorney will review the contract before anything is agreed upon and signed.
3. A Water St. accident occurred, which destroyed the guardrail in front of Ted Downums' property. The Insurance Company of the insured driver will pay for the repair, by reimbursing the city. There was also damage to the railings near Churchill Downs. We are expecting FEMA and State money to assist with repairs.
4. City Audit complete. Connie Newman has done an outstanding job.
5. Grants applied for must have correct wording to avoid being turned down. 1 was awarded, 1 did not qualify, 1 was turned down, but has been reworded and resubmitted. As a 50/50 grant, the city's cost is \$15,900.00 and will need to be appropriated by the Council when the time comes.
6. An 80/20 % cost sharing project with Federal Government to repair the bridge at Churchill Downs is in progress. It takes 2 years to approve.
7. Terry Franks has resigned. David Sullins (Ozarks Electric employee for 20 yrs), has been part time with the city, and has assumed that position. Charles Lindleys' position still needs to be filled. 2 individuals are scheduled for interviews.
8. Mayor Douthit was told the Penny Lane subdivision, of 3 acre lots, (Wind farm land) is before the County Judge for deannexation, from county into the city. If approved, it would then come before Elm Springs City Council for approval. But no news of that yet.
9. A new Dodge truck will be in the budget for 2018. The Council will need to approve, so that it can be ordered in October and delivered in January of 2018.

Police- Chief Hiatt stated business is consistent; accidents have increased this year. Changes have been made to improve safety at an intersection on Elm Springs Rd. Mayor Douthit stated we are trying the least invasive action at the curve until more strenuous actions are needed.

Planning-Matt Casey reported there was a full agenda

1. Home Occupation in Pinkley
2. A lot split
3. Penny Lane 37 lots (2) 30 acre plats approved
4. Forwarded a rezoning request for recommendation and approval from commercial to residential on Gumm St. C1 to RSF
5. Still working on code changes

New Business

Rezone Gumm St.

An Ordinance to rezone 209, 244 and 255 Gumm St. from commercial to residential was presented to the Council. A motion to suspend the rule and read by title only was made by Derl Howerton and seconded by Jeannie Burks. All approved. A motion to invoke the emergency clause was made by Sarah Downum and seconded by Roberta Peters. All approved. A motion to pass the ordinance was made by Sarah Downum and seconded by Jeannie Burks. All approved.

Mayor Douthit requested a resolution giving authority to sign a temporary contract for the Sewer with the City of Springdale. Sept. 14th is date to review penalty provisions. City Attorney advised the contract be presented to the Council and approved before authority for signing is given. The resolution was tabled until the contract can be reviewed.

Cassie Elliott has assisted with grants, and acquisition of land easements for Elm Springs previously. The contracts need authorization from the Council to enter into an agreement to acquire those.

The contract with David Gilbert will continue.

Force Main engineering design \$50,518.00

Each document \$150.00 per easement document (Approximately 6)

Construction phase services \$4,230.00

Construction staking \$5110.00

Record drawing \$1,800.00

Approximate cost \$62558.00 + easement prep.

The Mayor stated he is very pleased with David Gilbert and requested approval to accept the presented contract. Jeannie Burks made a motion to accept the contract as presented and

Derl Howerton seconded the motion. All approved.

Old Business

NACA Resolution- Adopt codes as Council

PH restrictions, aeration, etc. Contract won't change but codes need to be adopted.

Deals with toxic material, chemicals, excess grease, alkalines, poultry waste, etc.

A Resolution to authorize Mayor Douthit to execute, pending approval from City Attorney and

David Gilbert was presented. A motion to approve the Resolution was made by Steve Roberts and seconded by Sarah Downum. All approved.

Other Business

1. Transfer from General Funds to Sewer

A motion to approve transferring \$20,000.00 from the General Fund to Sewer was made by Jeannie Burks and seconded by Roberta Peters. All approved.

2. Sewer line washed out at Brush Creek during the last flood. Boring will begin with bore estimate of \$24,000.00. It is not in the budget but will be reimbursed by FEMA 75%. A motion to spend up to \$30,000.00 for repair of the Brush Creek crossing was made by Derl Howerton and seconded by Jeannie Burks. All approved.

3. Document, for the minutes, the letter requesting the assignment of treasury duties be transferred from Twila Taylor to Connie Newman dated November 7. 2016.

4. A complaint was made about people speeding on East Lake Rd. Yellow stripes will be added 8/25/17. We have a solar powered portable sign that will be moved around the city to curtail the problem.

5. A complaint was made about a truck running through town. Matt Casey stated that fill dirt being

- hailed in may be a violation. It will be investigated by Mayor and Planning Commissioner Matt Casey.
6. Resident Brad Newby stated he is unable to fix the problem affecting Camelot. The Mayor stated he is willing to help do the work, and it will take both cities, and residents to alleviate this problem.
 7. Allan Huddleston asked if Council could look at preliminary budget in October. Jay Williams recommended the city notify newspaper of a budget workshop to be attended by City Council members.
 8. \$25,000.00 has been spent on flood damage.

With no further questions or comment, a motion to adjourn was made by Jeannie Burks and seconded by Sarah Downum. Meeting adjourned.