

**LAKEVIEW CITY COUNCIL  
REGULAR MEETING  
September 18, 2012**

**I Call to Order**

Mayor Dennis Behling called the meeting to order at 7:00 PM.

**II Responding to the roll call** were Bea Crites, Joe Gies, Bill Svehla, Wade Robson and Ken Fortier.

Excused absence: Chuck Birmes

**III APPROVAL –**

***August Council Meeting Minutes***

A. Ald. Crites moved to accept minutes as presented.

B. Ald. Fortier 2<sup>nd</sup> the motion.

C. Motion carried

***August Financials***

A. Ald. Gies moved to accept the records as presented.

B. Motion seconded by Ald. Svehla

C. Motion carried.

**IV. Police Report**

A. Mayor Behling stated that the August report was being presented and asked if there were any questions concerning the report, none asked. The Mayor stated that report would be available to the public.

**Building Inspector Report**

A. Mayor Behling stated that the report for 8/13 to 9/9/12 was being presented and asked if there were any questions concerning the report, none asked. The Mayor stated that report would be available to the public.

**V. OLD BUSINESS:**

A. Ordinance 12-05 re: Amending Procurement Procedures 3<sup>rd</sup> Reading

1. Ald. Gies made a motion to suspend the rules and read the Ordinance by title only, Ald. Crites 2<sup>nd</sup> the motion, motion approved with 5 yeas and 0 nays.

a. Mayor Behling read the title of Ordinance 12-05 and stated the Ordinance was now subject to passage with a motion to do so.

2. Ald. Svehla made a motion to adopt Ordinance 12-05, Ald. Fortier 2<sup>nd</sup> the motion, motion approved with 5 yeas and 0 nays.

B. City Policy Manual - Discussion

1. Mayor Behling stated that he had no negative responses from Council regarding the proposed policies, so at the next Council Meeting 10/16/12 he will present resolutions for those policies not already covered.

C. The Two Faces of Lakeview – What's Next?

1. Mayor Behling opened discussion on the issue brought forth by Beaman Realty in a letter distributed to the Council in August. He restated the options available per a meeting he had with City Attorney, Roger Morgan, were:

a. Do nothing

b. Legally pursue

c. Form an Ad Hoc Committee consisting of one Council Member, two business owners and two citizens to address the options open to the city.

2. Mayor Behling stated he would like to pursue the third option recognizing that the committee would be advisory to the Council. The committee's meetings would need to be advertised so as to be open to the public, minutes would need to be taken, and all actions of the committee would be subject to FOIA rules.

3. Comments from Ald. Gies addressed previous attempts by the city concerning condemnation of properties, which resulted in years before the demolition of those properties occurred and one which supposedly could not be demolished due to its proximity to other properties which might be damaged during this process.
4. Ald. Svehla questioned what directions would be given to the committee and had concerns regarding dissention in the Ad Hoc Committee and how that would be handled.
  - a. Ald. Svehla also mentioned that possibly the city could mow around properties, but as Mayor Behling stated, these are private properties and you would have to have permission from the property owners before doing this and it would still not address the issue of the deteriorating buildings.
4. Mayor Behling asked again for consensus as to procedure and with no response, asked if this meant that the Council simply wanted to do nothing, to which Council agreed.

## **VI. NEW BUSINESS:**

- A. Receipt of 2012 JAG Grant
  1. Mayor Behling stated the city had received a JAG Grant in the amount of \$4,200.
    - a. Police Chief David Manley stated that the monies would be used to upgrade the department's computers, radio equipment and other electronic equipment.
    - b. Chief Manley also state that contrary to reporting, Lakeview was the first department to go to the digital radio equipment now being used for the departments.
- B. Mayor Behling stated that the city had received a request by Baxter County to respond to the mil levy amount for the coming year.
  1. As stated by Mayor Behling that all indicators of the current budget would preclude increasing the mil rate and that the current 3 mil rate is sufficient for budgetary needs and asked for a motion from Council to continue the current 3 mil rate.
    - a. Ald. Crites made a motion to continue the mil rate at 3, Ald. Svehla 2<sup>nd</sup> the motion, motion was approved with 5 yeas and 0 nays.
- C. Setting Budget Meeting date
  1. Mayor Behling asked that Council bring their calendars to the October meeting in order to set up the Budget Workshop on either November 1<sup>st</sup> or November 8<sup>th</sup>, so that the draft would be available for distribution at the November Council Meeting, to comply with A.C.A. 14-58-201.

## **VII. Items from the Floor**

- A. Grace Haggart brought before Council a concern about Ordinance enforcement, with the possibility of a part time officer dedicated to this duty alone.
  1. As stated by Mayor Behling the cost to the city would be prohibitive and most likely entail an increase in the mil rate. The city is now responding to citizens' complaints regarding violations of City Ordinances, which are followed up with a contact by our Zoning Enforcement Officer/Building Inspector, Maynard Gadway, and if this is ineffective, a ticket is issued.

## **VIII. Adjourn**

- A. Ald. Svehla made a motion to adjourn
- B. Ald. Gies seconded
- C. Motion carried
- D. Meeting adjourned 7:25 PM