

**2006**

**Beaver City Council Agenda**  
**Monday, January 9, 2006 – 7pm, Beaver Community Center**

**Call to Order**

- Roll Call
- Approval of Minutes & Financial Reports

**Old Business**

- Alderman Appointment
- Park Improvements

**New Business**

- 2006 City Budget
- Financial Interest Statements
- Beaver Municipal Code Chapters 1&2

**Other Business**

- To Be Determined

**Next Regular Meeting: Monday, February 6, 2006 – 7p.m., Beaver Community Center**

**TOWN OF BEAVER  
COUNCIL MEETING  
DECEMBER 5, 2005**

The meeting was called to order at 7:05 p.m.. All those present recited the Pledge of Allegiance to the Flag. The following answered roll call: Mayor Chad Hipps, Recorder/Treasurer Mary Hill, Aldermen: Tim Adams, Chris Lester, Duane Kriesel, and Wayne Hennis.

Others present were: Dale McCurry, Lovely County Citizen reporter, Tammy Hipps, Sherrell Dikes, Jim Kikes, Bill Padgett, B.J. Baldrige, Tom Sterling, Bill Hill, Eugene Walden, and Kate Lucarello, Carroll County News.

The minutes and treasurer's reports of the October meeting were approved as written. The Treasurers report for November was approved as written.

Bridge discussion: Mayor Hipps read a letter from the AR Highway Commissioner. See attached for details.

Fire Wise: December 11, 2005 was set as the Fire Wise Date. At this time the assessments will be handed out by the Assessor and a clean up project will be completed at the park. Assessments will be available from 1-3pm at the Park.

Municipal Code: Mayor Hipps announced that the Council will review Sections 1 and 2 at the January meeting.

Park Improvements: The Council reviewed and rejected the two bids presented for the improvements at the Park. Both were considered too high for the work to be done. Council approved writing the Corps of Engineers to ask that the Town be allowed to install sewer lines for direct hook ups to 12 sites.

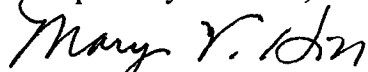
Alderman appointment: A motion to accept Bill Padgett to fill the seat vacated by Bob Ames was made by Wayne Hennis, Seconded by Duane Kriesel, passed unanimously. Mr. Padgett will be sworn by the Eureka Springs Clerk of Court and will take his seat at the January meeting.

Other Business: The Park Committee will meet after the council meeting.  
The Beaver Bridge will be featured on AETN Thursday, December 8, at 7pm


Mayor Hipps proclaimed December 11<sup>th</sup> as Arbor Day for the Town of Beaver. A tree will be purchased and planted at the Park and a downed tree will be cleaned up. The resulting fire wood will be stacked and saved for campers next season. Activities will begin at 1pm and end at 3 pm.

The meeting adjourned at 8pm. The next meeting will be January 9, 2006.

Respectfully submitted,



Mary V. Hill  
Recorder/Treasurer

Approved:   
Chad Hipps, Mayor

TOWN OF BEAVER  
COUNCIL MEETING AGENDA  
FEBRUARY 6, 2006

- 7 P.M. PLEDGE OF ALLEGIENCE
- 7:05 ROLL CALL
- 7:06 REVIEW OF MINUTES
- 7:10 REVIEW OF TREASURER'S REPORT
- 7:15 OLD BUSINESS
- PARK REPORT RECENT PURCHASES  
STATUS OF BOAT RAMP  
STATUS OF BASKETBALL COURT
- 7:30 NEW BUSINESS
- GENERAL ELECTION 2006 HANDOUTS  
ESTABLISH ARBOR DAY 2006  
ESTABLISH PARK CLEAN-UP DAY  
DUANE KEPFORD ON THE BRIDGE
- 8:00 REVIEW OF BEAVER CODE CHAPTERS 3 AND 4
- TBD ADJOURN

**TOWN OF BEAVER  
COUNCIL MEETING  
JANUARY 9, 2006**

The meeting was called to order at 7:00 pm. All those present recited the Pledge of Allegiance to the Flag. The following answered roll call: Mayor, Chad Hipps, Recorder/Treasurer, Mary Hill, Aldermen: Tim Adams, Wayne Hennis, Chris Lester, Bill Padgett. Alderman Duane Kriesel was absent due to illness.

Others Present: Sherrell and Jim Dikes, and members of the Press, Dale McCurry and Kathryn Lucarello.

The minutes and treasurers reports of the December meeting were approved as written.

**New Business:**

1. Park Improvements were reported on by Jim and Sherrell Dikes. The following actions were approved:

Internet : A motion was made by Bill Padgett and seconded by Chris Lester to contract with Cox Cable for internet connections at a cost of \$75.00 plus \$39.95/month. Motion passed unanimously.

Park Web Page: A motion was made by Wayne Hennis and seconded by Chris Lester to contract with Digital Creative Services at a one time fee of \$750.00 plus a hosting annual fee of \$250.00 and a \$250.00 one time add-on fee for a total of \$1250.00. Motion passed unanimously.

Gate for Park: After discussion, this action was tabled.

2. 2006 Budget : A motion to pass was made by Chris Lester and seconded by Tim Adams. Motion passed unanimously. A question was raised concerning the annual fee to the Beaver Cemetery Board and was referred to the City Attorney to report on at the February meeting.

**Old Business**

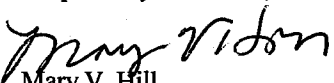
Review of the Beaver Municipal Code Chapters 1 and 2 was made and there were no changes to the existing chapters.

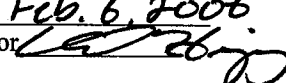
**Other Business:**

Boat ramp repair and basketball court: A motion was made by Wayne Hennis and seconded by Bill Padgett to "look into the costs" of each project. Motion passed unanimously.

Meeting adjourned at 8 p.m.

Respectfully submitted,

  
Mary V. Hill  
Recorder/Treasurer

Approved On Feb. 6, 2006  
Chad Hipps, Mayor 

There was no council meeting in March 2006 because the Mayor was out of town and the Recorder/Treasurer was ill.

Incorporated Town of Beaver, Arkansas,

FINANCIAL STATEMENT JULY 1, 2005 - DECEMBER 31, 2005

GENERAL FUND

|                                   |            |             |
|-----------------------------------|------------|-------------|
| Balance July 1, 2005              |            | \$13,446.08 |
| Cash Receipts                     |            |             |
| County Sales & Use Tax Funds      | \$3248.93  |             |
| Municipal General Funds           | \$ 747.74  |             |
| Total Receipts                    |            | \$ 3,996.67 |
| Total General Fund Available      |            | \$17,442.75 |
| Expenditures                      |            |             |
| Salaries                          | \$3,750.00 |             |
| Utilities                         | 254.87     |             |
| Supplies                          | 659.63     |             |
| Other                             | \$2,191.25 |             |
| Total Expenditures                |            | \$ 6,855.75 |
| Balance General Fund Dec 31, 2005 |            | \$10,587.00 |

STREET FUND

|                                  |            |             |
|----------------------------------|------------|-------------|
| Balance July 1, 2005             |            | \$20,556.80 |
| State Highway Revenue            | \$2,263.98 |             |
| Total Street Revenues            |            | \$ 2,263.98 |
| Total Available Street Fund      |            | \$22,820.78 |
| Expenditures                     | \$ -0-     |             |
| Total Expenditures               |            | \$ -0-      |
| Balance Street Fund Dec 31, 2005 |            | \$22,820.78 |

BONDED INDEBTEDNESS

None

All financial records for the Town of Beaver, Arkansas, are public records and are open for public inspection by appointment at the Town Office located in the Beaver Firehouse. Please call 253-7078 for an appointment.

If the record is in active use or in storage and, therefore, not available at the time a citizen asks to examine it, the custodian shall certify this fact in writing to the applicant and set a date and hour within three (3) days at which time the record will be available for inspection and copying.

*original for file*

**TOWN OF BEAVER  
COUNCIL MEETING  
FEBRUARY 6, 2006**

The meeting was called to order at 7 p.m. and all present recited the Pledge of Allegiance to the Flag. The following answered roll call: Chad Hipps, Mayor, Mary Hill, Recorder/Treasurer, Tim Adams, Duane Kriesel, Bill Padgett. Wayne Hennis and Chris Lester were absent. Others present were Duane and Beverly Kepford, JP Harvey, Smith Truer, Bill Hill, Members of the Press, Kathryn Lucarello and Dale McCurry, and one unnamed person from Holiday Island.

A motion to approve the Minutes and the Treasurer's Report was made by Bill Padgett and seconded by Tim Adams. Motion passed unanimously.

Park Improvements: Jim Dikes reported that the website will be operational by March 1, 2006. That improvements in the Park are progressing and hope to be completed by opening day. Approval was given to improve the boat ramp nearest the Bridge and to install a basketball court.

Town Attorney: Bill Hill reported that he had spoken with Mabel Walden about the cemetery. He learned that payment from the Town was not solicited nor was any present or future payment expected by Mrs. Walden. (See attached letter)

General Election 2006: Handouts were given to all present about the upcoming General Election. All Council Members, the Mayor, and the Recorder/Treasurer and anyone else interested in holding public office must declare their intention to be a candidate to the Carroll County Clerk, Shirley Doss.

Arbor Day: A motion was made by Duane Kriesel and seconded by Tim Adams to proclaim March 20<sup>th</sup> as Arbor Day for the Town of Beaver. Motion passed unanimously.

FireWise Day: A motion was made by Duane Driesel and seconded by Tim Adams to proclaim March 20<sup>th</sup> as FireWise Day for the Town of Beaver. Motion passed unanimously.

Park Clean Up Day: A motion was made by Bill Padgett and seconded by Duane Kriesel to proclaim March 18<sup>th</sup> as clean up day for the Park. Motion passed unanimously.

Bridge Update: Duane Kepford asked that the Council support the "no action" campaign on the Bridge. He passed out forms asking for people to gather signatures and send the forms to the State Hwy Department.

Review of Beaver Code sections 3 and 4: No changes were made to the Code.

The next meeting will be March 6, 2006.

The meeting adjourned at 8:30p.m.

Respectfully submitted,  
*Mary V. Hill*  
Mary V. Hill  
Recorder/Treasurer

Approved: *[Signature]*  
Chad Hipps, Mayor



**THE TOWN OF BEAVER**  
**TOWN ATTORNEY**

P.O. BOX 97, 1006 THOMAS LANE, BEAVER, AR 72613-0097  
PHONE: (501) 253-7074 • FAX: (501) 253-7078 • EMAIL: WAHILL@IPA.NET

**Mayor**  
*Chad Hipps*  
**Clerk/Recorder**  
*Mary V. Hill*

February 6, 2006



Memo For Mayor Hipps

RE: 1. Donation to Beaver Cemetery

**1. Donation to Beaver Cemetery**

The Recorder/Treasurer told me that the Town Council wanted a legal opinion concerning the propriety of giving funds to the Beaver Cemetery, a privately-owned cemetery controlled by Ms. Mabel Walden.

In general, of course, no town or city can give public funds to any private entity or charitable entity, except as consideration for some contractually-provided good or service which is of general public utility. I do not know the basis for any previous donations to the cemetery fund, but I surmise that if it was believed to be in return for a promise to make the cemetery available to any Beaver decedent then I would not think it objectionable.

This afternoon, I spoke to Ms. Walden by phone. I learned payment from the town was not solicited nor was any present or future payment expected by Ms. Walden.

She told me that the number of remaining plots is very limited and the status of the proposed donation of some additional land by Mr. John Ratliff to the cemetery is still legally uncertain (given the fact that the gift land is owned by the Kafka Trust and evidently not all the beneficiaries have agreed to the gift). Because of the limited space presently available, Ms. Walden has adopted a policy that no one may be buried in the cemetery unless the decedent has relatives already buried there. She encourages those wanting to be buried there to speak to her now to reserve their plots.

Ms. Walden told me that private donations for cemetery maintenance will be accepted and placed into a fund for that purpose, although there is no cemetery maintenance association as yet. She stated that she intends to make a substantial bequest for cemetery maintenance.

I trust this information will be helpful. Please feel free to contact me again if you want on either subject.

William A. Hill  
Town Attorney

There was no council meeting in March 2006 because the Mayor was out of town and the Recorder/Treasurer was ill.

February 16, 2006

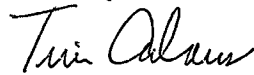
To: Mayor Chad Hipps

Re: Resignation

Dear Mayor Hipps,

Please accept this as my official letter of resignation as alderman of the town of Beaver, Arkansas. I would like to thank you for allowing me the experience of participating in our local government. I have enjoyed my time on the council, but I must now concentrate on other matters and new endeavors that have come up. I wish the council the best, and it is my hope that the town of Beaver will continue to prosper.

Sincerely,



Tim Adams

**Beaver City Council Agenda**  
**Monday, May 8, 2006 – 7pm, Beaver Community Center**

**Call to Order**

- 1 Roll Call
- 2 Approval of Minutes & Financial Reports

**Old Business**

- 1 Lawn Mower for Park
- 2 Golden Gate Bridge Celebration
- 3 Beaver Town Flag & Patch
- 4 Vacant Alderman Position

**New Business**

- 1 Maturing CD
- 2 Video Camera for Park

**Other Business**

- 1 To Be Determined

Next Regular Meeting: Monday, June 5, 2006 – 7p.m., Beaver Community Center

**TOWN OF BEAVER  
COUNCIL MEETING  
April 4, 2006**

The meeting was called to order at 7:30p.m. and all present recited the Pledge of Allegiance to the Flag. The following answered roll call: Chad Hipps, Mayor, Mary Hill, Recorder/Treasurer, Wayne Hennis, Duane Kriesel, and Bill Padgett. Tim Adams and Chris Lester were absent. Others present were members of the Press, JP Harley Barnum, Jim Dikes and Ladonna Padgett.

A motion to approve the Minutes and the Treasurer's Reports was made by Bill Padgett and seconded by Duane Kriesel. Passed Unanimously.

Old Business:

The Mayor and Park Attendants reported that all went well with the Arbor Day, FireWise and Clean-up Day. Thirty-three people participated in the event and much was accomplished. Wayne Hennis dug out the boat ramp area and it looks very nice. Discussion insued about moving the swimming area and re-establishing the boat dock in that area.

New Business:

Discussion was had about the purchase of a lawn mower for the Park with the Park Attendant doing the mowing as stated in his contract. A motion was made by Bill Padgett to purchase the Grasshopper, Zero turning, 41" blade, mower and was seconded by Duane Kriesel. Motion passed unanimously.

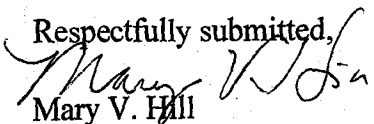
Discussion was had about the separation of Park funds from Town funds. A motion was made by Wayne Hennis to loan the Park \$10,000 to establish a new checking account . Motion was seconded by Bill Padgett and passed unanimously.

Other Business:

The Mayor read the resignation statement from Tim Adams (Position No. 1) and the Council accepted the resignation.

Meeting adjourned at 7:40pm. Next meeting is May 8, 2006.

Respectfully submitted,

  
Mary V. Hill  
Recorder, Treasurer

Approved

  
Chad Hipps, Mayor

May 1, 2006

To Whom it may Concern:

Proposal to install & wire 6 new 50 amp pedestals complete.

Sheldon's labor only approximately \$1700<sup>00</sup> barring any unforeseen complications.

Sheldon Knuth

Signed

Signed

Material needed to partially up electric in  
Beavertown RV Park.

400' - 4/0 Underground Triplex (aluminum)

300' - 2" PVC Conduit

12 - 2" 90° Sweeps

12 - 2" PVC Couplings

400' - Pull Rope

2 gts - White Lube

1 - 200 AMP Circuit Breaker - Model # <sup>GE</sup> TQDL21200

There was no meeting in the month of May 2006



**Beaver City Council Agenda**  
**Monday, July 10, 2006 – 7PM, Beaver Community Center**

**Call to Order**

- Roll Call
- Approval of Minutes and Financial Reports

**Old Business**

- Bridge Celebration
- July 4<sup>th</sup> Celebration

**New Business**

- Mayor Purchase Fund
- Disposal of Park Equipment
- Relief Attendants
- Kayak Rally
- Election

**Committee Reports**

- Park Committee
- Planning and Zoning Commission (Meet with Sue)

**Other Business**

- To Be Determined  
CD - 59880 \$ 30,175.41

Next Regular Meeting: Monday, August 7, 2006-7PM, Beaver Community Center

**TOWN OF BEAVER  
COUNCIL MEETING  
JUNE 14, 2006**

The meeting was called to order at 7 p.m. by Mayor Hipps. All present recited the Pledge of Allegiance. The following answered roll call: Mayor Hipps, Recorder/Treasurer Mary Hill, Council members Wayne Hennis, Duane Kriesel, and Bill Padgett. There are currently two (2) vacancies on the Council that need to be filled.

Others Present were LaDonna Padgett and Sherrell and Jim Dikes.

Old Business: Golden Gate Bridge Celebration : Celebration committee, LaDonna Padgett and Sherrell Dikes, presented ideas for the bridge celebration (see attached). After discussion, it was decided that the party would start at noon and end at four p.m.

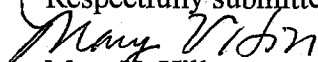
We did not discuss the vacant council positions or the maturing CD.

New Business: Mayor Hipps read a proposal to change Chapter 3.08.01 of the Ordinances to state that he could make purchases of \$ 1000.00 or less without Council approval. Duane Kriesel made a motion to amend the ordinances, seconded by Bill Padgett. The motion passed unanimously. Language amending the ordinance was read by Town Attorney, Bill Hill. This was the amendment's first reading. The Town Attorney will bring a formal amendment to the next meeting for the second reading.

Duane Kriesel made a motion to pass a resolution to allow spending \$300 to purchase food and or any material we need for the celebration. Motion was seconded by Bill Padgett and passed unanimously.

The meeting adjourned at 8 pm and the next meeting will be July 10<sup>th</sup> at 7 p.m.

Respectfully submitted,

  
Mary Hill  
Recorder/Treasurer

Approved   
Chad Hipps, Mayor

John R. Ratliff  
501 Squire Beaver Road  
P. O. Box 173  
Beaver, Arkansas 72613

Arkansas State Highway and Transportation Department  
P. O. Box 2261  
Little Rock, Arkansas 72303-2261

July 1, 2006

Dear Sir:

During the latest meeting conducted by the AHTD, held at the Beaver Fire Department and Community Building on April 4, 2006. It was announced that our historical suspension bridge at Beaver across Table Rock Lake on Highway 187 would remain as is, also the bridges at Butler and Leatherwood Creeks would also remain as is.

Mr Dan Fowler, Director of the ATHD said in a news release that social, environmental and economic impacts of replacing the Carroll County bridge were all considered in the recommendation. It went on to say "We believe the best course of action at this time is to continue to maintain the existing Beaver bridge and not build a new structure nearby. We will continue to maintain the existing bridge just as we have done since its construction in 1949."

We, the citizens of Beaver, are thankful for this latest decision to spare our pictorial and unique bridge at Beaver. But our bridge as indicated by Mr Randy Ort, a Highway Department spokesman, does not meet current design standards. The bridge is safe for motorists as long as their vehicles are within limits set by the bridge.

The weight limit on the Beaver bridge is clearly posted as a 10 ton limit, as well as signs at the junction of Highways 62 and 23N. Although the 18 wheel sign has been removed I would suggest that a larger sign be erected indicating that NO 18 WHEEL TRACTOR TRAILERS would be allowed on Highway 187 West of the Beaver bridge and highway 62. This portion of the highway is very narrow and is unsafe for large vehicles to navigate.

During the aforementioned meeting it was suggested that a bar be installed at each end of the bridge to prohibit larger vehicles from crossing the Beaver bridge. There are light poles installed at each end of the bridge that once were used for signal lights. A cross bar could be installed indicating a clearance of 11 feet 6 inches. I have checked this clearance with UPS, FedEx and the mail truck that delivers mail to the Beaver Post Office is under this height limit. I would suggest that a height limit be installed in the middle of this cross bar and a weight limit on one side and a sign prohibiting 18 Wheel vehicles on the bridge.

page two, Ltr to AHTD from John R Ratliff of Beaver, AR

We recently caught two 18 wheel tractor trailers crossing our bridge, one was late in the day around dark. These two vehicles were stopped by our local Beaver Marshal. One received citations but the other was stopped across the Missouri State line and did not receive citations but was warned not to take this route in the future, this vehicle was in excess of 60,000 pounds. There have been others that cross the bridge during night time that we are unable to stop. For many years I have personally stopped many 18 wheel vehicles as well as other overweight vehicles and helped them turn around and suggested an alternate route.

Years ago I wrote letters to all the stores and lumber companies that made deliveries to Holiday Island and Eureka Springs that used the Beaver Bridge when the weight changed from 22 ton to 10 ton as suggested by myself and the Bridge Crew. These letters have prevented many delivery vehicles from using our bridge and using the suggested alternate routes. If our request is approved similar letters could be prepared by the present Mayor indicating vehicles in excess height of 11 ft 6 inches and over the 10 ton limit would be prohibited and an alternate route suggested.

We realize that is an unusual request to install a clearance bar across a State Highway Bridge but it is one way for us to prevent large vehicles in excess height and weight to cross the bridge.

We, the citizens of Beaver, are committed in the preservation of our bridge and will do everything in our power to protect it from abuse.

Very truly yours



JOHN R. RATLIFF

Former Mayor of Beaver, Arkansas

cc: Ralph Fulton, Harrison  
Glenn Cheatham, Maint Div  
Kit Core, Berryville

**Beaver City Council Agenda**  
**Monday, August 7, 2006 – 7PM, Beaver Community Center**

15

**Call to Order**

- Roll Call
- Approval of minutes and Financial Reports

**Old Business**

- Mayor Purchase Fund
- Disposal of Park Equipment
- Relief Attendants
- Kayak Rally

**New Business**

- Maturing CD
- Election
- Selection of New Council Person

**Committee Reports**

- Park Committee
- Planning and Zoning Committee

**Other Business**

- To Be Determined

Next Regular Meeting: Monday, September #, 2006-7PM, Beaver Community Center

**TOWN OF BEAVER  
COUNCIL MEETING  
JULY 10, 2006**

The meeting was called to order by the Mayor at 7pm and all present recited the Pledge of Allegiance. Present were: Chad Hipps, Mayor, Mary Hill, Recorder/Treasurer, and Council Members Wayne Hennis, Duane Kriesel, and Bill Padgett. Chris Lester was absent and Position Number 1 is vacant.

Others Present were Cathy Shusta, LaDonna Padgett, Tom and Sandy Sterling, John Ratliff, Bill Hill, Jim and Sherrell Dikes, Trina Steele and Mr. Danner. Members of the Press were Kathryn Lucarello, CCN and Dale McCurry from the Lovely County Citizen.

A motion was made by Bill Padgett and seconded by Duane Kriesel to accept the Minutes and Treasurer Reports as written. Motion passed unanimously.

A motion to re-invest CD 59880 in the amount of \$28,878.69 at the highest rate available was made by Duane Kriesel and seconded by Bill Padgett. Motion passed unanimously.

Old Business: Mayor Hipps thanked everyone who had helped with the Bridge celebration on June 23<sup>rd</sup>. He said we served approximately 400 people judging by the number of hamburgers and hot dogs he cooked. Thanks went to WalMart in Berryville and Rogers for food and to Arvest Bank for the use of the cooker. The T-shirts purchased for the occasion have paid for themselves in sales.

The Recorder read for the second time the proposed amendment to the Beaver Code , 3.08.10, The Mayor's Purchase Fund. A motion was made by Wayne Hennis and seconded by Duane Kriesel to approve the second reading. Motion passed unanimously.

Disposal of Park Equipment. The Mayor read the ordinance concerning the disposal of government property considered to be less than \$5000 in value. A motion was made by Bill Padgett and seconded by Duane Kriesel to accept the one bid on the property( old mower and golf cart) and sell it for \$200. Motion passed unanimously.

The new Relief Attendants for the Park arrived on July 6<sup>th</sup> and are eager to go to work. The Mayor welcomed Mr and Mrs Jim and Carolyn Stuhan.

Kyak Rally: Sherrell Dikes reported that all is in place for the kyak rally to be held July 28-30. However volunteers are needed to prepare and serve breakfast both days. Two vendors, Splash and Eurekan Jerky, will be available to sell their products and an EMT from the Fayetteville Fire Department is volunteering his time for emergency care, if needed.

Election: Mayor Hipps announced that he had talked to Shirley Doss, Carroll County Clerk, who stated that if no one runs against the incumbent Beaver doesn't need to hold an election. Chad

will bring registration forms to the next meeting and those wishing to run can collect the required ten signatures of registered voters at that time. Mayor Hipps went on to say that he feared that since the Bridge was no longer an issue people would lose interest in the Town activities. He hopes that those currently serving would continue to do so.

In other business, Cathy Shusta of 116 Feather Creek, Beaver, volunteered to fill the vacant position on the Council. Duane Kriesel moved to accept her on the Council, seconded by Wayne Hennis. Motion passed unanimously. Ms Shusta will take her seat in September when she returns from vacation.

Park Committee: Mayor Hipps reported that a 19 inch vegetation eating Piranha was pulled from the Lake over the weekend. There is no need for alarm.

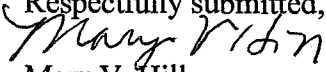
Sherrell Dikes reported that the Side Car Association would occupy the Park this weekend and members were already arriving. In view of the large number of campers, the Dikes requested assistance in putting shower partitions so each shower would have two stalls. Duane Kriesel and Wayne Hennis volunteered to help.

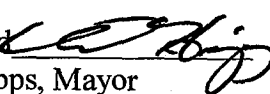
Planning & Zoning: Susan Simler, 1116 Squire Beaver Rd, has asked for a permit to build a house on her property. The trailer she is currently occupying will then be removed. The building inspector, Duane Kriesel, and P&Z members will talk to her and review the plans for the building before issuing a permit.

Former Mayor, John Ratliff, presented a letter he had written to Arkansas Highway and Transportation Department regarding the bridge. Cathy Shusta suggested that a fine amount be posted on all signs for the bridge.

The Recorder Treasurer asked the Council to consider hiring a bookkeeper for the Park or leasing the Park. The bookkeeping duties for the Park are a burden to the Recorder/Treasurer and one of the reasons it's so hard to get someone to fill the position of Recorder/Treasurer.. Duane Kriesel said he would work with the R/T to prepare a job description for bookkeeper. The Council decided not to lease out the Park.

Bill Padgett made a motion to adjourn, seconded by Wayne Hennis, passed unanimously. The meeting adjourned at 8pm. The next scheduled meeting is August 7, 2006.

Respectfully submitted,  
  
Mary V. Hill  
Recorder/Treasurer

Approved  8/15/06  
Chad Hipps, Mayor

**TOWN OF BEAVER  
COUNCIL MEETING  
AUGUST 14, 2006**

The meeting was called to order by the Mayor at 7:10 p.m. and all present recited the Pledge of Allegiance. Present were: Chad Hipps, Mayor, Mary Hill, Recorder/Treasurer, Council Members Wayne Hennis, Duane Kriesel, and Bill Padgett. Cathy Shusta was absent and Position No 4 is vacant.

Others Present were Jim and Carolyn , relief Park Attendants, Kathryn Lucarello, CCN, and Bill Hill, Town Attorney.

A motion was made by Duane Kriesel and seconded by Bill Padgett to accept the Minutes and the Treasurer report as written. Motion passed unanimously.

The Recorder read for the third and final time the proposed amendment to the Beaver Code, 3.08.10, The Mayor's Purchase Fund. A motion was made by Wayne Hennis and seconded by Duane Kriesel to approve the third and final reading. Motion passed unanimously and amendment will be posted in five public places.

Mayor Comments: The Mayor commented on the election filing deadline and stated that no one had filed to oppose sitting members of the Council. He also stated that he had received a letter of resignation from Chris Lester.(Position No.4)

Council discussed the appointment of a new member and a proposed change to the meeting night. It was decided to postpone a decision until the next meeting.

The Mayor stated that he would be out of town much of September and a motion was made by Duane Kriesel and seconded by Bill Padgett to not meet during the month of September. Motion passed unanimously.

Duane Kriesel discussed proposed changes to the Building Code ordinances and asked for a motion to purchase three CD's containing the International Building Code for \$221.50 each as opposed to \$1500 for the printed version. Motion was seconded by Bill Padgett and passed unanimously.

Discussion ensued to change the Planning and Zoning Ordinance and the Attorney agreed to write a proposed amendment change.

Mary Hill asked that she be authorized to spend \$500 on the flower bed in front of the Fire House and the Butterfly Garden. A motion was made by Duane Kriesel and seconded by Wayne Hennis to approve the funding as requested. Motion passed unanimously.

Questions were raised as to the disposal of a shed behind the firehouse. Council adjourned to look at the shed and it was decided to postpone a decision until Duane Kriesel could contact



someone who might be interested in it.

**\*** Mary Hill requested that a council approve removing Jim Young and Tammy Hipps as authorized signers on the Community First Bank account for the Park and replace them with herself and Chad Hipps. A motion to take such action was made by Wayne Hennis and seconded by Duane Kriesel. Motion passed unanimously.

Discussion centered on the Park and problems with dogs and security. Bill Padgett asked that security be placed on the agenda for the next meeting.

There being no further business, the Mayor called for a motion to adjourn. Bill Padgett moved that the meeting be adjourned, seconded by Duane Kriesel. Motion passed unanimously and the meeting adjourned at 8:06 p.m.

Respectfully submitted,

*Mary V. Hill*

Mary V. Hill  
Recorder/Treasurer

Approved

*Chad Hipps*  
Chad Hipps, Mayor

# PUBLIC NOTICE

AT THE AUGUST 15<sup>TH</sup>, 2006  
MEETING THE TOWN  
COUNCIL VOTED TO  
SUSPEND THE SEPTEMBER  
2006 MEETING .

THE NEXT TOWN COUNCIL  
MEETING WILL BE

OCTOBER 2, 2006 AT 7 P.M.

PUBLISHED BY THE  
MAYOR

Proposal to Give Mayor Discretionary Small Purchase Authority

**Proposed  
AMENDMENT TO THE BEAVER CODE**

1 – Three Readings: motion and second to suspend the rule of three readings, full debate and consideration of public comments, and a necessary vote of FOUR members of the elected Town Council, the rule SHALL or SHALL NOT be suspended.

2 – Immediate Effect: motion and second to find the existence of any emergency, full debate and consideration of public comments, and a necessary vote of FOUR members of the elected Town Council, an emergency justifying placing the Amendment – if later passed after reading and debate – into immediate effect upon its posting in the five most public places in Beaver, an emergency SHALL or SHALL NOT be found.

3 – After full debate (and three readings, if rule not suspended) and consideration of public comments, approval by a majority of the elected Town Council and approval by the Mayor, **IT IS HEREBY ORDAINED** : that section 3.08 of the **Beaver Municipal Code is hereby amended by** adding a new subsection 3.08.10 to read as follows:

3.08.10 Mayor's purchase fund

3.08.10 Mayor's purchase fund The Mayor of his duly authorized agent may approve for payment any purchase of goods or services for any valid, necessary public purpose up to \$1,000 with total purchases not to exceed \$5,000 between Town Council meetings.

- A. Purchases for the Beaver Park shall be paid from available Beaver Park funds.
- B. Purchases for the Town of Beaver shall be paid from the Beaver General Fund.
- C. The Mayor shall submit supporting invoices or receipts for each purchase to the Town Council at the next regular meeting.
- D. Purchases made from the Mayor's purchase fund shall have a memo-line entry, "Mayor's purchase fund" to permit separate aggregation.
- E. There is hereby authorized and appropriated a permanent, indefinite appropriation for the Mayor's purchase fund to replenish the fund to maintain available funds at \$5,000.


STATE LAW REFERENCES – See Police power statute, ACA 14-55-102; ACA 14-58-303 (Act 508 of 2001 legislatively overruling *Burke v. Elmore*, No. 99-1376 (Ark. 2000)); Petty cash funds, ACA 14-59-106); City council's management and control of finances, ACA 14-43-502 (Act 1 of 1875)

Passed and Adopted this 15<sup>th</sup> day of August 2006.

SIGNED:

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
Clerk/Recorder

**STATE LAW REFERENCES - A.C.A. 14-55-206, Publishing or posting requirements**

**Administrative notes --**

Date emergency found (2/3): \_\_\_\_\_ (14-55-203)

Date motion to suspend reading rule (2/3): \_\_\_\_\_

1<sup>st</sup> reading: June 14, 2006 (Subsequent readings obviated by suspension of rule vote (14-55-202))

2d reading: July 10, 2004

3d reading: Aug 15, 2006

Date(s) of Minutes, acted upon: 8/15/06; \_\_\_\_\_

Date Posted in Five Public Places: 8/15/06

Mayor - Hips And people of Beaver

I Chris Lester would like  
to, At this time submit  
my Resanation As Alderman,

Due to my physical Condition  
And The Fishing Conditions  
I would like to let some one  
Elce who would do a Better  
Job. Spend more time.  
Come To more Mettings  
New broom Sweep Clean  
And I am a Old broom

Thank yall, for The yr's  
Spent on the Concl

C 2 Lester

July 10, 06

# PROCLAMATION

WHEREAS

June 24, 2006, is Bridge Celebration Day in Beaver, Arkansas; and

WHEREAS,

The Town of Beaver, Arkansas, is proud to celebrate what is considered the heart and soul of this community. The Little Golden Gate Bridge, also know as The Bridge to Nostalgia, has been a part of this town since 1949 and continues to represent our way of life.

NOW, THEREFORE,

I, Chad Hipps, Mayor, of the Town of Beaver, Arkansas do hereby proclaim, June 24, 2006,

## “BRIDGE CELEBRATION DAY”

And thank all those individuals for their tireless efforts in preserving our little piece of history.

  
Chad Hipps, Mayor

**TOWN OF BEAVER  
SPECIAL COUNCIL MEETINGS  
SEPTEMBER 8, 9, AND 10, 2006**

The meeting was called to order by Mayor Higgs at 7:10p.m. Members present were Mayor Higgs, Mary Hill Recorder/Treasurer, Council Members: Duane Kriesel, Cathy Shusta, and Bill Padgett. Wayne Hennis was out of town and one position is vacant.

The Town of Beaver Council met in special session to approve the adoption of the following change to the Beaver Municipal Code: "that Title 14, Chapter 14.08, Art. 4.18 of the Beaver Municipal Code be amended by deleting subsections 4.18.A.1.,2.,3.,4, and substituting subsections 4.18A.1.,2.,3.,4.,5.

After discussion, it was decided to delete subsections 4.18A.,2.,3.,4., and 6 and to adopt only 4.18A.1., and 5.

Because of the lack of a majority of members, it was necessary to meet for a second and third reading of the proposal.

Duane Kriesel made a motion to approve the adoption of International Construction Code and the International Residential Code, seconded by Cathy Shusta and passed by a unanimous vote.

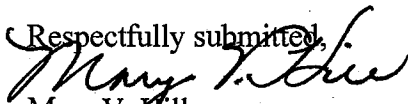
In other business on September 8<sup>th</sup>: Mayor Higgs announced that due to family priorities, he would be placing his home on the market and moving to Berryville whenever it sold.

Also in other business, Nick Cross requested that the Council consider allowing him to operate a rock climbing business for beginners along Poker Bluff. See attached proposal. Mr. Cross will return to discuss this with the Council at the November meeting.

The second reading took place on September 9<sup>th</sup> at 10a.m. Members present were Chad Higgs, Mayor, Mary Hill Recorder/Treasurer, and Council Members Duane Kriesel, Cathy Shusta, and Bill Padgett. The Recorder read the proposed amendment for the second time by title only and a motion was made by Duane Kriesel, seconded by Bill Padgett to accept as read. Motion passed unanimously. Meeting adjourned at 10:05a.m.

The third reading took place on September 10<sup>th</sup> at 2p.m. Members present were Mary Hill, Recorder/Treasurer, and Council Members Duane Kriesel, Cathy Shusta, and Bill Padgett. The Recorder read the proposed amendment for the third time by title only and a motion was made by Bill Padgett and seconded by Duane Kriesel to accept as read. Motion passed unanimously and meeting adjourned at 2:05p.m.

Respectfully submitted,

  
Mary V. Hill  
Recorder/Treasurer

Approved   
Chad Higgs, Mayor

**Beaver City Council Agenda**  
**Monday, October 2, 2006 – 7pm, Beaver Community Center**

**Call to Order**

- Roll Call
- Approval of Minutes & Financial Reports

**Old Business**

- Building Codes
- ~~Maturing CD~~
- Gate and Video Equipment for Park

**New Business**

- New Council Person
- New Mayor

**Other Business**

- To Be Determined *Nick*

Next Regular Meeting: Monday, November 6, 2006 – 7p.m., Beaver Community Center



Nick  
244-5775 MT

September 8, 2006

**Rock Climbing Management Plan Proposal – Poker Bluff, Beaver Arkansas**

**Objective:** To initiate dialogue with land managers regarding the development of a management plan for rock climbing at Poker Bluff

**Proposed Land Use:** To allow the development of Poker Bluff to facilitate bolted climbs

**Potential Benefits:** The addition of a developed climbing area in Beaver has many potential benefits.

- These benefits include:
- an added recreational activity that the community has to offer to visitors and residents
  - increased economic activity in the area
  - the further promotion of the area as an outdoor recreation destination
  - potential for new future events

**Potential Concerns:** A developed climbing area in Beaver does raise some areas for concern that need to be addressed in a formal management plan.

- These concerns include:
- risk management and liability issues
  - environmental impact
  - development protocol
  - impact on other users

**Resources:** <http://www.accessfund.org/resources/pubs.php>

Other grants are available for work such as rehabilitation. For example, within the Indian Creek corridor in Utah, grants were provided for restoring redundant trails and camping areas with native plants. See Access Fund Climbing Grants Program and guidelines at the website: <http://www.accessfund.org>.

## **LIABILITY**

Although climbing has a very reasonable safety record, it is perceived as a high-risk activity. Some types of climbing, such as mountaineering, are statistically much more dangerous than others, such as bouldering or sport climbing (See **Appendix I – Types of climbing – defined**, page 68). The opportunity to experience climbing through the full spectrum of risk is appealing to climbers. One of the most common management concerns about climbing is over the landowner's and land managers' liability in the case of accidents.

Common law principles regarding assumption of risk suggest that climbers assume all responsibility for their safety and well being while climbing. At the federal level, the Federal Tort Claims Act 1998, 28 U.S.C. sec. 1346-2680, protects resource managers from liability. With few exceptions, states provide protection from liability through recreational use statutes and/or landowner liability statutes.

The perceived riskiness of climbing is, in fact, good news for land managers concerned about liability. In the cases that have gone to trial, the courts have applied the "assumption of risk" doctrine, ruling that climbers are engaged in a recreational activity with known safety hazards, and are responsible for their own safety. Climbers cannot win damages against landowners or managers for simply allowing climbing to occur.

Relevant to such rulings is the fact that the hazards derive from the direct interaction of the visitor with the natural environment, rather than with man-made facilities, and that land managers and private property owners have made their lands available for recreation, without any fee for service and without acting negligently. On the other hand, where a land owner or manager has developed an infrastructure to facilitate a recreational use, for example, ski areas on national forest lands, the owner or permittee may be liable for damages for accidents suffered as a result of use of that infrastructure, where negligence has been shown.

### **LIABILITY AND FIXED ANCHORS**

So-called "fixed anchors" (see next section) are standard components of a climber's safety system that remain in place on the cliff face or mountain. See the glossary in **Appendix II**, page 72, for a more complete description. These tools have historically been placed, inspected, and replaced if necessary by the climbers who use them, and not by land-managing agencies. Such an arrangement protects managers from liability.

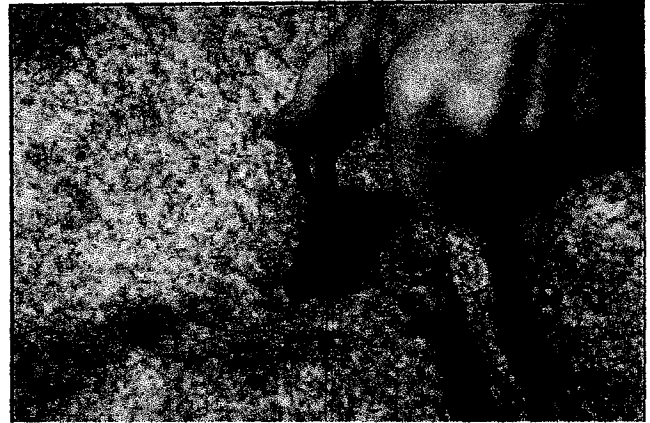
Under both federal and most state law, the government has no "duty of care" provided there is no "fee for service," no interference with climbers' ability to use standard safety equipment, and no administrative "improvements" to the climbing environment. However, if managers attempt to mitigate risks in climbing by intervening in fixed-anchor placement, this action could increase exposure to liability. Management alternatives for agencies with concerns about safety standards include working with local or national climbing organizations, which may be able to replace and upgrade aging fixed safety anchors. For example, the American Safe Climbing Association has replaced fixed anchors in Yosemite National Park, California, and Zion National Park, Utah. In North Carolina, the Carolina Climbers Coalition has upgraded anchors at Stone Mountain State Park. In New Hampshire, the Rumney Climbers Association in a partnership (defined through a Memorandum of Understanding) with White Mountain National Forest has sole responsibility for overseeing fixed-anchor use.

Some field units - such as City of Rocks National Reserve, Idaho, and the Mohonk Preserve in New York - form an exception to the general rule and have assumed responsibility for fixed-anchor standards, their placement, and safety-monitoring procedures.

### **SEARCH AND RESCUE CONCERNS**

Like hikers, fishermen, and boaters, climbers sometimes find themselves the subjects of search-and-rescue operations. The courts have ruled that public lands managers have no "duty to rescue" climbers or other visitors who are lost, injured, or killed through engagement in their activity. See *Johnson v. United States, Department of Interior*, 949 F.2d 332, 335 (10th Circuit 1991) and *Kiehn v. United States*, 984 F.2d 1100, 1108 (10th Cir. 1993). Even though the government may regularly carry out search-and-rescue (SAR) operations for lost or injured visitors on public lands, it has been found not liable for ineffective or unsuccessful rescues. Examples of such operations include those carried out by the National Park Service in national parks, and volunteer SAR organizations in conjunction with local law enforcement agencies and/or land management agencies in other areas.

For further information on climbing management and liability see *Risk Management for Climbing* (The Access Fund, 2000).



**Photo of a weathered fixed safety anchor over 30 years old. Old anchors can be removed cleanly and the same hole used to place a new anchor of a higher standard of safety. If use of the anchor is redundant the hole can be filled with a resin and natural rock dust mixture so as to be indiscernible.**

**Photo: Access Fund collection**

**Beaver City Council Agenda**  
**Monday, November 6, 2006 – 7pm, Beaver Community Center**

**Call to Order**

- Roll Call
- Approval of Minutes & Financial Reports

**Old Business**

- *Security for Park*
- Mayor and Council Person Position

**New Business**

- Rock Climbing at Poker Bluff
- Park Closing Reports
- Signature card on accounts

**Other Business**

- To Be Determined

Next Regular Meeting: Monday, December 11, 2006 – 7p.m., Beaver Community Center

*Cathy*

Phone  
*353 6658*

email  
*CRUZNGRAM@Cox.net*

*Rich*

*981-0767*

*rickpen@Cox.net*

**TOWN OF BEAVER  
COUNCIL MEETING  
OCTOBER 2, 2006**

The meeting was called to order at 7p.m. by the Recorder Treasurer Mary V. Hill.

Members Present were Mary V. Hill, Recorder/Treasurer and Council Members Wayne Hennis, Duane Kriesel, and Cathy Shusta. The Mayor was absent due to the demands of his "day job". Two positions are vacant on the Council.

Others Present: Jim and Sherrell Dikes, Rick and Renee Pennington, Kathryn Lucreciello and Mr. Shirley.

A motion was made by Duane Kreisel and seconded by Cathy Shusta to accept the minutes and the treasurer's reports as written. Motion passed unanimously. Some discussion followed about the format of the Treasurer's Report and the Treasurer stated she would attempt to modify it for the November meeting.

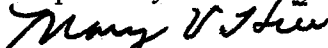
Old Business: Duane Kriesel discussed the ICC and said that there are 3 copies which can be loaded on personal computers.

New Business: Rick Pennington volunteered to be on the Council. A motion was made by Duane Kriesel and seconded by Cathy Shusta, to accept him as a member of the council. Motion passed unanimously. Rick will take his seat at the November meeting.

Other Business: The Council discussed but took no action on the following items: Nick Cross' proposal to conduct climbing classes on the Walking Trail; Camping Cabins vs. Tents at the Park; Frost free water faucets at the Park and a courtesy dock.


The meeting adjourned at 8 p.m.

Respectfully submitted,



Mary V. Hill

Recorder/Treasurer

  
Mayor

**THE TOWN OF BEAVER  
OFFICE OF MAYOR**

**P.O. BOX 15, BEAVER, ARKANSAS 72613-0015**

**Mayor  
Chad Hipps**

**Recorder/Treasurer  
Mary V. Hill**

**To: Town Council & Residents of Beaver**

**From: Chad Hipps, Mayor**

***I am tendering my resignation effective at the conclusion of the council meeting on Monday, November 6, 2006. I appreciate the privilege of serving as mayor and have enjoyed the opportunity of working with each of you. I would like to extend a special gratitude to Recorder/Treasurer, Mary Hill for her dedication and support.***

***My family has enjoyed living here and forming long lasting friendships with many of you. We wish you the best and continued success of the town.***

**Sincerely,**

  
**Chad Hipps, Mayor**

Date 09-Sep-06

To: Chad Hipps

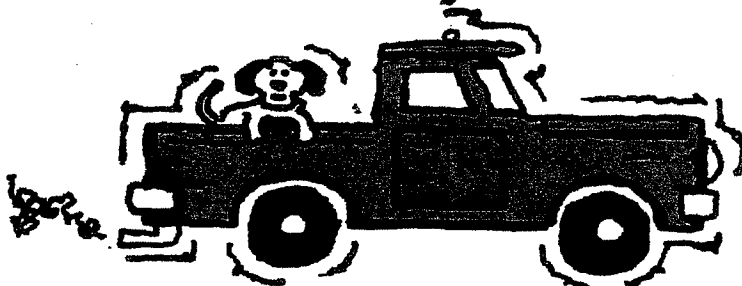
From: Bill Padgett

Chad, please accept this letter as a formal notice of resignation from the position of Alderman City of Beaver Arkansas. Due to reasons that are personal and other activities that are currently consuming much of my free time, I feel that I can no longer serve on the City council. This resignation is effective as of 30\_Sep-06.

Thank you,  
Billie R. Padgett

*Billie R. Padgett*

**Load Up Your Pickup Day!**  
**Saturday, November 18th**  
**9:00 am until 1:00 pm**  
**River Lake Exxon**  
**Highway 62 & 187 Near the Dam**  
***For Carroll County Residents Only***



Keep Carroll County Beautiful and the Carroll County Solid Waste Authority invites you to participate in this  
*free of charge*

**BULKY WASTE COLLECTION EVENT**

Rid yourself of ugly "yard warts" (large items needing disposed of) and help beautify Carroll County!

**Items Accepted**

- old appliances
- old furniture
- mattresses & springs
- items too large to fit in a 30 gallon bag
- up to 10 tires (small truck/passenger tires only)
- electronics
- bags of roadside litter
- sinks, toilets, tubs

**Items Absolutely Not Accepted**

- yard waste (limbs, leaves, grass clippings, etc.)
- household garbage
- hazardous waste

**No Commercial or Agricultural Waste**

*People with old car bodies can call Tom Barr Recycling  
423-3380*



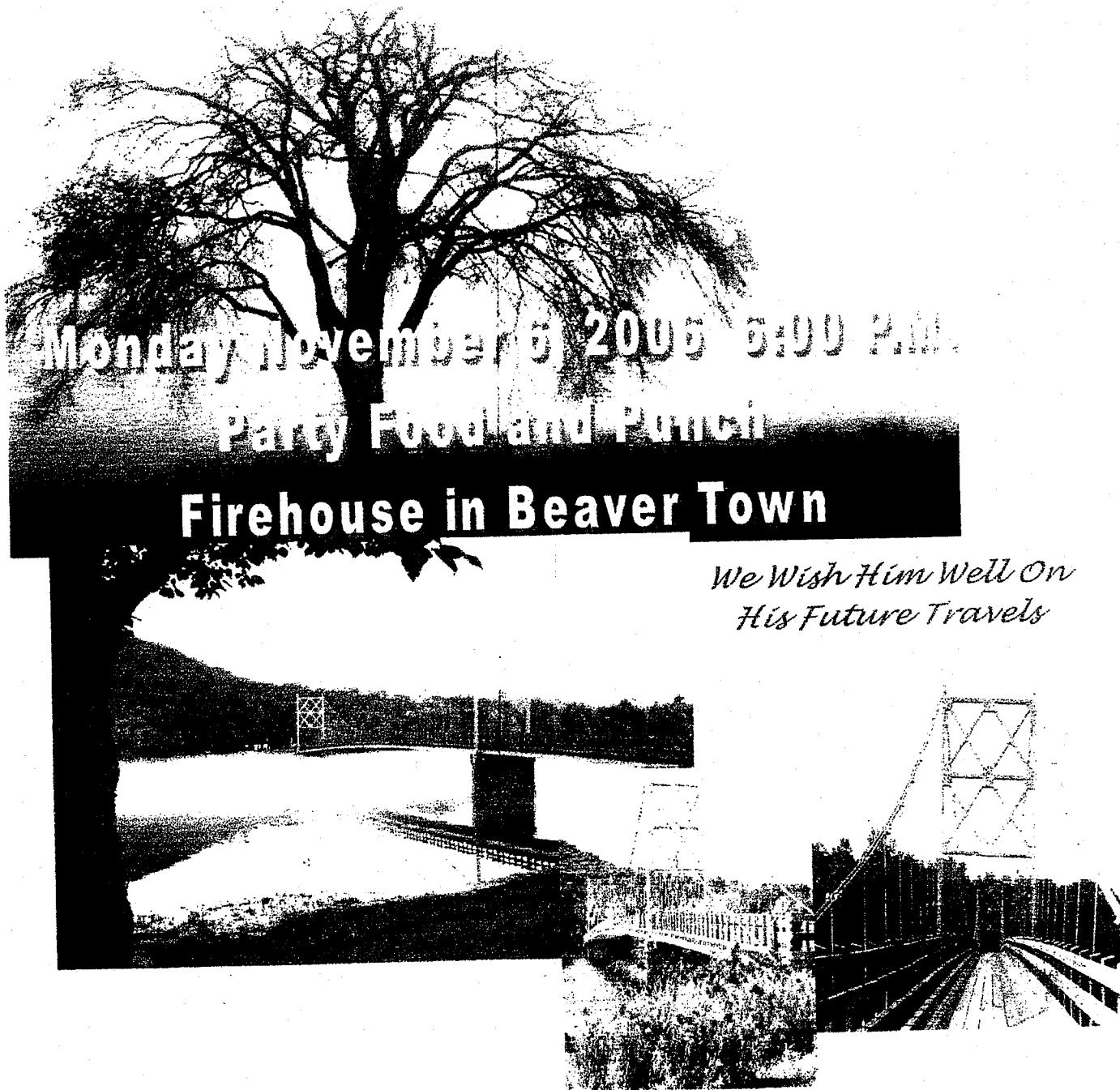
*Farewell Reception for the Honorable  
Mayor Chad Hipps of Beaver  
November 6, 6:00 P.M. before the  
Town of Beaver Council Meeting*

**Monday November 6, 2006 6:00 P.M.**

**Party Food and Punch**

**Firehouse in Beaver Town**

*We Wish Him Well On  
His Future Travels*



**TOWN OF BEAVER  
COUNCIL MEETING  
NOVEMBER 6, 2006**

The meeting was called to order at 7p.m.

Members present: Chad Hipps, Mayor, Mary V. Hill, Recorder/Treasurer, Council Members: Duane Kriesel, Cathy Shusta, and Rick Pennington. Wayne Hennis was absent and one seat is vacant.

Others present: Sherrell and Jim Dikes, Ladonna and Bill Padgett, Tammy Hipps, Janette Hennis, Roger Shoffit, Kathryn Lucriello (CCN) Nick Cross, Heather Quinney, Mr. And Mrs. Danner and B. J. Baldrige.

Duane Kriesel moved and Cathy Shusta seconded a motion to accept the minutes of the October meeting and the Financial Statement for the Town. Motion passed unanimously.

Old Business: Roger Shoffitt volunteered to replace Chad Hipps as Mayor. Council members said they would rather wait until they "got to know him" better and then possibly have a Town meeting to appoint a new mayor.

Security for Park: Duane Kriesel reported on his research for security cameras at the Park during the Winter Season. He recommends four cameras in strategic locations after other Council members have reviewed the data. Duane Kriesel made a motion seconded by Cathy Shusta to approve the purchase of four cameras not to exceed \$1000. Motion passed unanimously.

Signature Card for bank accounts: Motion was made by Cathy Shusta and seconded by Rick Pennington to replace Chad Hipps on all accounts with Duane Kriesel. Motion passed unanimously.

New Business: Nick Cross and Heather Quinney presented a power point presentation on the feasibility of rock climbing at Poker Bluff. Council tabled the matter for further study.

Park end of year report. Jim Dikes presented a comprehensive report of the Park to included capitol improvements, operating expenses, 2006 summary and comparison to 2005. See attached pages. A motion was made by Cathy Shusta and seconded by Duane Kriesel to accept the report and applaud the managers for a job well done. Motion passed unanimously.

Park issues to be worked on this winter are : re-plumbing the water into three zones, cabins, and exhaust fans in the showers and bathrooms.

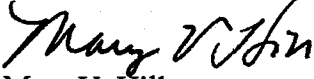
Sherrell Dikes asked for approval for herself and a Council member to attend the Eureka Outdoor Seminar in Eureka Springs December 7 at the Inn of the Ozarks. Council gave approval.

Duane asked for approval to remove the shed which is falling down behind the firehouse and all

debris for the November 18<sup>th</sup> Fill Up Your Pickup day. Council approved.

Chad Hipps presented his letter of resignation effective immediately. The meeting adjourned at 9 p.m.

Respectfully submitted,



Mary V. Hill  
Recorder/Treasurer