

Two sides of retail tax increase

BECKY GILLETTE

Local businessman Ken Foggo, owner of EureKan Art on Main St., addressed city council recently in strong opposition to a proposed two percent retail sales tax increase saying it would hurt businesses like his to have higher city sales tax rates than other cities.

Mayor Butch Berry has floated the idea of a sales tax increase, which would have to

"When I give them the total, the first thing they say is, 'My God, what is your tax rate here?"" - Ken Foggo be approved by voters, to help repair the city's aging water and sewer system. Berry said improvements are needed largely because the town of about 2,000 has more than a million visitors per year, which puts a strain on the water and sewer infrastructure. He recently instituted a hiring freeze, stating that the city was

behind on revenues and needed to reduce expenses.

During public comments at a recent council meeting, Foggo said he had the following concerns:

• In September 2015 aldermen were shocked to learn the city had not set aside reserves.

• In October 2015, the city budgeted \$125,000 for a Public Works building, which is now estimated to cost \$225,000.

• Spent \$34,000 for Christmas decorations.

• Raised water rates, but did not have enough money to build a testing facility, which would save \$2,000 a month.

• Found out that expected revenue for the ambulance service was about

RETAIL TAX continued on page 2



A little nudge out the door – These brave souls jumped into their personas as they traversed the realm of Dungeons & Dragons during free time at the Carnegie Library Lock-In on Saturday night/Sunday morning. (L.-r.) The man with many names, Ian, ever charismatic Tyrone, careful and curious Emily, the wacky and incredible BrimbleBanks, and Iast but not least, the experienced Meinhart.

Photo by Jeremiah Alvarado

This Week's INDEPENDENT Thinker

Kids are doing remarkable things. In past issues we've featured teenagers who insisted on doing things their way – saving part-time paychecks to buy Valentine's flowers for every girl in school, building small shelters for the homeless, surviving numerous gunshot wounds and winning a Nobel Peace Prize – young people



who made something out of nothing by using their heads and hearts.

And now we have another – nine-year old Tyler Fugett of Montgomery County, Tennessee, saved his allowance, bought about a hundred books at sales, and took them to the sheriff's office where he donated them to prisoners.

"When I'm thinking bad thoughts, I like to read," Tyler explained to his mom. "Maybe if they read they won't think about doing bad things."

Carroll County Detention Center does not have a library, although law books and Gideon Bibles are available.

Photo from Montgomery County Sheriff's Office

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It's not what we're against, it's what we're about.

RETAIL TAX continued from page 1

\$180,000 shy.

• The finance director announced the total in all city accounts dropped from \$10 million to \$3 million over the past few years.

• The council approved \$14,350 for storm warning sirens

"Now you propose a two percent additional tax on retail," Foggo said. "Additional tax without responsibility will just lead to more indiscriminant spending. They need to do something different."

Foggo said he already has customers complain about the high tax rate. "When I give them the total, the first thing they say is, 'My God, what is your tax rate here?""

Currently the sales and use tax on retail in Eureka Springs includes a city tax of 2.375, state tax of 6.5 percent and the Carroll County tax of .5 percent. That totals 9.375 percent on retail except for the grocery sales, which don't have the full state tax. Currently the city tax rates for Berryville, Springdale, Rogers and Huntsville are two percent, and Hot Springs and Little Rock are at 1.5 percent. Foggo said if Eureka adds another two percent, the city tax would be two to three times higher than other cities. Mayor Berry responded it isn't that the city is being reckless.

"The truth is our water and sewer is needing help," Berry said. "When we built that sewer plant, I don't think there were any projections about what it would cost for operations and maintenance. No one ever mentioned it would cost 'x' amount to use that facility. Those are items we are finding through experience. We've known we have had water leaks. For a while we were paying more for our water than we were charging. No business can operate paying more for merchandise than you are selling it for. We have 110-year old water lines leaking water. Finally, it is costing us \$300,000 to replace water meters to get accurate gauges on how much water customers are using."

Berry said it is tourists who buy most of the retail here and who use most of the water and generate the most wastewater. So he said it would make sense to have visitors pay for upgrading the water and sewer systems.

"How would he [Foggo] like to add \$400 a month to the bill for water and sewer charges?" Berry asks.

Foggo also questions spending on the police department at more than \$1 million and what he feels is high spending for the fire department.

"When you look at the total we pay for everything, it is well over half of our budget for police and fire," Foggo said. "Do we need protection that much, or do we need protection from city council spending? What has happened over a period of time is there are more and more and more people on city payroll. Do we need that many people? Do we need to be the ambulance service for the whole county? We might not can afford a new public works building and now they're wanting a new water and sewer system. Where do you get off this buying spree?"

Berry said the fire and police budgets are larger than normal for a town this size because it is necessary to take care of a million visitors per year.

"We have pretty good fire insurance rates for everyone," Berry said. "We have one of the safest towns in America. The police department has done a great job of managing its budget, and the fire department is in the process of managing its budget, too."

Berry pointed out that Berryville has a Walmart that generates a large amount of sales tax. Tyson's, with plants in Berryville and Green Forest, pays a large portion for the water department with the amount of water they use in those towns for chicken processing plants. Eureka has neither of those.

Berry said the reason why totals in city accounts have gone down from \$10 million to \$3 million in recent years is largely that the city has been borrowing to supplement the water and sewer department. And there was a \$200,000-\$300,000 rock fall near Grotto Spring that had to be repaired.

"So, emergencies happen," he said.

Higher taxes, Foggo said, will send more people to Holiday Island, Berryville and Missouri to shop. Gasoline prices are also often significantly less in those areas.

Foggo said retail has declined in Eureka Springs since 2008, and that a number of local retailers are struggling, especially art galleries. He also found that sales taxes revenues to the city have increased from \$2 million in 2010 to \$2.5 million in 2015.

"This year through April they have collected \$677,455 in sales taxes compared to \$639,821 for the same time period in 2015," Foggo said. "You are six percent ahead. But the mayor was quoted as saying we are falling behind in revenues. It all points to an unrealistic budget and overspending."



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Planning tackles Code perplexity

NICKY BOYETTE

At a workshop June 28, the Planning Commission undertook the tedious task of combing through sections of City Code regarding lodgings to correct contradictions, remedy omissions and massage nuances to bring definitions up to date.

Commissioner Melissa Greene right away took on the problematic "same or similar" phrase by suggesting they delete it and instead require any application for a Conditional Use Permit for a property within 200 ft. of any other CUP or legally nonconforming (grandfathered) property to ask for a variance. She also proposed they look again at what is allowed in the R-1 zone.

"We've become a vacation home," she stated. She said properties have become too expensive for folks who want to live here for their jobs.

Commissioner James Morris commented population density should be a factor in determining whether a CUP should be approved. He said he might be okay with two Bed & Breakfasts with only one unit each being closer than 200 ft., but not if they had three or four units each. He wondered if the 200-foot rule had not been adopted from some bigger city with straight streets. He contended Eureka Springs Code should be more reflective of its unique geography and three-dimensional landscape.

Commissioner Susan Harman said she preferred an easily identifiable radius instead of a density calculation, but commented, "Whatever it is, it needs to be an easy read."



Commissioner Pat Lujan, who chaired the meeting, pointed out there is plenty of commercial property in town that can be developed. He said their intention should be to protect residential neighborhoods as they work through Code corrections. "We want our own people working in our businesses, and places for families who send their kids to our schools." He maintained the six-month moratorium on licenses for B&Bs imposed by city council allows Planning plenty of time for a careful review of City Code.

Food in the fridge

Greene pointed out when existing Code was written, meals in B&Bs were important, but apparently times have changed. Some B&Bs leave food in a refrigerator for guests to prepare themselves.

Morris noted Code says meals "may be provided." Lujan demurred with the concept. He said meals should be served and Harman agreed. "Otherwise, you're a Bed & Muffin," she commented. Harman owns a B&B, and said she would save \$1,500 every month if she did not have to serve a breakfast. She said the different interpretations of what Code requires "is same or similar all over again."

Consensus was to amend Code for B&Bs to say, "lodging and breakfast is served."

Commissioners also worked over whether the B&B owner should be allowed to have a manager on site because apparently some owners have tiptoed around the definition by having a nearby neighbor act as manager. Harman suggested there be a percentage of the year the owner is actually present, but she, as a B&B owner, was aware there are situations in which the owner might need to be away.

Greene restated her belief a B&B should be a home-based business, so the owner should claim the address as a primary domicile.

Morris said there would need to be **PLANNING WORKSHOP** continued on page 13



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INDEPENDENTNews

"The rules are

stupid as hell...

and you're

acting stupid."

- Attorney Tim Parker

Planning addresses CUP violations, endures backlash

NICKY BOYETTE

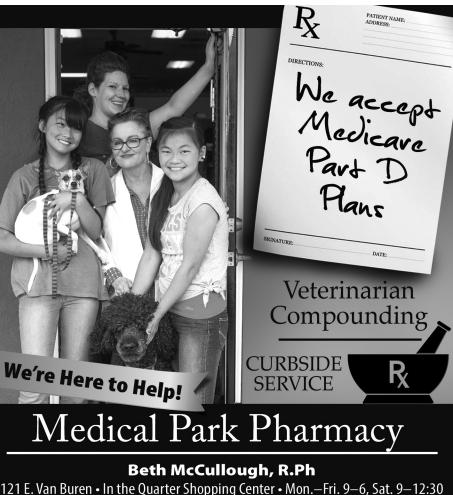
In response to concerns there are violations of the requirements of having a Conditional Use Permit or a legally non-conforming status in Eureka Springs, city hall conducted a

thorough review of all conditional use permitted properties and found there were indeed 10 properties which appeared to be operating in violation of City Code. Letters were sent to property owners by Glenna Booth, city economic development officer, pointing out the

apparent violations, and five property owners settled their cases. At its June 28 meeting, the Planning Commission held Show Cause Hearings for the other five properties.

4 Armstrong

Booth's letter regarding the B&B at 4 Armstrong stated, "... advertising gives no indication this is a Bed and Breakfast lodging that meets the stated requirements



121 E. Van Buren • In the Quarter Shopping Center • Mon.—Fri. 9—6, Sat. 9—12:3 Fax 479.253.7149 • **479. 253.9751** • Emergency 870.423.6162 of serving meals and having an innkeeper on site."

Owner Beth Martin Smith showed commissioners the contract with the onsite manager as evidence there is someone

on site. Smith also stated since some guests prefer privacy to having meals served to them, guests are asked if they want breakfast cooked for them, but meals were indeed available. Also, although the CUP is for a one-unit B&B and the advertisement offers three bedrooms, Smith said she

rents all three rooms as one unit to guests, usually a family.

Commissioner Melissa Greene was satisfied conditions of the CUP were being met and moved to close the hearing. Other commissioners agreed.

6 Douglas

Issues at 6 Douglas included whether an innkeeper lived on site or whether meals were being served. Also advertising referred to the lodging as a condo and there was no signage indicating the B&B was open and in business.

There was a question the owner actually received Booth's letter in time to respond or be present at the hearing. Greene reported a neighbor had claimed the owner, Damon Henke, did actually reside at the property, but commissioners decided to defer the hearing until the next meeting to give him a chance to respond.

105 Jordan

Booth's letter regarding the B&B at 105 Jordan Dr., called A Garden of Dreams, stated there had been no CAPC tax collections submitted since October 2015, which indicates being delinquent and discontinued use for more than the allowable 180 days. In addition, Internet research revealed advertising offered a "hotel status" option which would violate the CUP.

Co-owner Denise Gallia told commissioners she had altered her website to clear up the status of her establishment. She maintained she had restored her standing with the CAPC. She also said she had been out of state for a family necessity during which time her computer and all business-related files were stolen. In addition, she was a victim of identity theft. Gallia said she normally is closed November through February because it is difficult to get to her cottage during the winter.

Commissioners agreed to leave her case open pending clearance from the CAPC verifying she is up-to-date with her collections.

19 Judah

The letter to owners William and Virginia Voiers stated, "Internet research indicates the Gaslight Inn is advertising six rental units with an innkeeper living next door." Lujan pointed out the CUP was issued for five units, so the Voiers cannot advertise for six units. The Voiers tried to explain that more than one bedroom is rented as one unit, but commissioners reiterated the advertising must be brought into compliance with what the CUP allows.

Lujan stated their decision would be held in abeyance pending proof of corrected advertising.

38 Prospect

This property was being scrutinized because no CAPC tax collection reports or **PLANNING** continued on page 19



Foundation shifts into high gear; Parks collects ideas

NICKY BOYETTE

A crowd of more than 50 gathered at the cafeteria of the old high school for a town meeting and exchange ideas among the Parks Commission, the Community Center Foundation, and the community regarding use of the property in general, but in particular as a hub for the urban trail system.

Foundation Chair Diane Murphy broke the news that the Foundation had met its initial fundraising goal of raising \$200,000 which would enable it to "launch the lease" and take over possession of the property from the Eureka Springs School Board as soon as the final few legal obstacles are resolved. She said \$40,000 of the total has been dedicated to creating a trail hub at the community center.

Bill Featherstone, Parks chair, said intent of the urban trail system is to connect sections of trails in town with those around Black Bass Lake and eventually out to the 25 miles of trails at Lake Leatherwood City Park so one could start in town, make the loop and get back to town. His goal is for the trail system to be designated as an "epic trail," a special category of which there are only five in Arkansas.

Featherstone introduced Guy Hedlund, landscape architect and National Parks Service employee who deals with rivers, trails and conservation. Hedlund narrated a slideshow highlighting features being proposed for the community center:

• Trail hub, with access to trails in all directions along with maps and shelter

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• Solar panels that not only power the community center, but can be constructed to provide mobile charging stations and shade for someone needing to rest

• An ADA-accessible perimeter trail around the community center grounds

- Fitness components along the way
- Native plant gardens
- Bike parking and repair stations
- Water stations

• Picnic tables and group areas

Attendees then gathered at five stations to brainstorm for 30 minutes. Each group had a facilitator who recorded ideas and suggestions. Comments include:

• Consider the impact of possible widening of US 62 through the area

- Music or movies under the stars
- Water park
- After school programs

- Bike rentals (moneymaker)
- · Bike racks on public transit
- Dig a well and build a water tower
- · Rickshaw business
- No spray zone
- Pet way stations
- Non-invasive plants • Appeal to students
- Permeable parking lots

· Design contest for the various features

• Adventure park - learn to ride a mountain bike

- Sustainability at every level
- Connect trails to the schools
- Food truck at the trail hub
- Cooking classes
- Security for the trails

· Interpretative panels for plants and animals

FOUNDATION – PARKS continued on page 13

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Tick Talk – Send in ticks for research

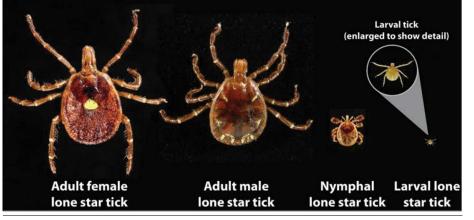
BECKY GILLETTE

Finding ticks never used to be this fun. As anyone who spends much time outdoors in Northwest Arkansas knows, ticks are plentiful. They are also potentially dangerous as tick bites can transmit serious illnesses.

Exactly what disease pathogens are in the area's tick population isn't currently known. But the University of Arkansas Department of Entomology has started a study that includes a citizen science component where volunteers collect ticks to be tested in the laboratory for diseases harmful to humans.

Dr. Ashley Dowling, an entomology professor, got particularly interested in the issue of tick diseases after contracting a tickborne disease a few years ago.

"I had an up close and personal experience with it, and was contacted by people with various diseases or problems associated with tick bites," Dowling said. "I went through the records for the Arkansas Department of Health and found the incidence of some tick diseases is



up 100 to 300 percent. It may be partly because doctors are better at recording these illnesses, but everything shows this is a hotspot for tick diseases and there is no recent research found in the area. We decided if no one else is doing it, then we should be doing it."

According to the Centers for Disease Control and Prevention website, the Ozarks' region ranks number one or two in terms of three different tick diseases: Rocky Mountain spotted fever, ehrlichiosis, and tularemia.

"That is a list you don't want to be on the top of," Dowling said.

According to the National Institute of Allergy and Infectious Disease, "Tickborne diseases are becoming a serious problem in this country as people increasingly build homes in formerly uninhabited wilderness areas where ticks and their animal hosts live. Tickborne diseases can be caused by viruses, bacteria, or parasites. Most people become infected through tick bites during the spring and summer months."



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Dowling said the only research done into the disease(s) carried by local ticks was done 15 years ago, and the only ticks were from deer hunters and veterinarians. Using a broader population, researchers hope to get a more representative sample.

So far they have handed out more than 1,000 tick kits. Those include a special "ticked off" plastic spoon for removing ticks. There are five small plastic vials with different colored lids. Citizens collect the tick, put it in the vial, and record the date and place it was found. After being mailed in a pre-addressed, stamped envelope, the ticks are screened for pathogens known to cause human disease.

A hot question is whether Lyme disease is found in the area. The Arkansas Department of Health says Lyme disease isn't found in the state, while the national Institutes of Health says Lyme is found in every state in the country except Hawaii. A number of local residents believe they have contracted Lyme disease here.

"The black legged tick is what vectors Lyme disease and we will screen them for Lyme and other diseases," Dowling said. "I know Lyme is controversial. Some say there is no Lyme in the state. If it pops up in our samples, it will show there is Lyme in ticks."

He said one reason quite a few people may believe they have contracted Lyme is that it causes similar symptoms to Rocky Mountain spotted fever and ehrlichiosis. Since most diseases are treated with the same antibiotic, sometimes doctors don't test but just go ahead and prescribe the antibiotic when someone has symptoms after a tick bite.

"A lot of people get a tick bite, have a bull's eye rash, don't feel good, and **TICK TALK** continued on page 15



Kendrick seeks council seat

Attorney Kristi Kendrick has submitted her name for the Ward 3 Position 2 city council seat vacated due to the unexpected death of alderman Joyce Zeller.

Kendrick was Chief Deputy City Attorney in New Orleans with an emphasis on housing, neighborhood development and real estate issues, during which time she obtained passage of 15 Louisiana statutes and numerous city ordinances. She managed eight programs encouraging redevelopment of abandoned property in New Orleans, earning the city more than \$2 million.

After moving to Eureka Springs following Hurricane Katrina, Kendrick managed real estate for Walmart. She now practices law in Eureka Springs, and she and her husband, Owen, operate a tourist lodging. Kendrick has been on the Inspiration Point Fire Department board and is currently on the Clear Spring School board.

Council is expected to appoint a replacement for Zeller at the July 25 meeting. Parks commissioner Fergie Stewart has also applied for the vacancy.









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Five Alive! - Robbie Slaton, 89, of Holiday Island had some family over recently to talk about his favorite subject, the Arkansas Razorbacks. Pictured are Robbie's daughter, Donna Slaton, who also lives here; her daughter, Hollie Hendrickson of Graham, Texas; her son, Zac Hendrickson of Oklahoma City, and his son, fourmonth old Matthew. Just think, Matthew could sign with the Hogs in 2034 and put this five-generation picture in his locker instead of just having it on his phone. Talk about inspiration! Go Hogs!

INDEPENDENTMail

All INDEPENDENTMail must be signed and include address and phone number for confirmation. Letters to the Editor should be limited to 200 words or so. We reserve the right to edit submissions. Send your INDEPENDENTMail to: ES Independent, 103 E. Van Buren, #134, Eureka Springs, AR 72632 or Editor.Indie@gmail.com

Council decision regrettable

Editor,

Concerning the *Independent's* article, "New B&Bs on suspension" (June 29), I lament the Eureka Springs City Council's lack of basic fairness in banning future bed-and-breakfast establishments for a period of six months.

Who benefits directly from this decision to stop new competition? How about the already existing B&Bs and motels? Clearly, it is in the economic

interest of those establishments to favor this moratorium at the expense of other establishments that may never see the light of day. But, is this decision morally acceptable in a free country that cherishes private property rights and free enterprise?

The *Independent* does not report much discussion of the fairness or morality of this issue at the Council meeting. As reported, the main argument in favor was alderman James DeVito's: Too many B&Bs cause a lack of affordable housing.

Say what? I agree with alderman Mickey Schneider's remark, as reported,

"I don't get it." Do the aldermen now purport to dabble in the economic planning of Eureka Springs, with grandiose plans of "affordable housing," ruling on private economic decisions in the best tradition of the old Soviet commissars? If so, we continue down the terrible, tyrannical slope where our government of laws sinks to the level of a government of men.

Ms. Schneider deserves our thanks for her reported spirited opposition to Mr. DeVito's argument and the Council's regrettable decision. *Alan Joseph Keck*

WEEK'STopTweets

@bradbroaddus: My aunt's exboyfriend's mailman's brother said it on Facebook so I don't think any further research is necessary.

@mrgeorgewallace: Why are they

called overalls when you can still see arms and the head? That ain't over all. Those are oversomes and whatnot.

@dubstep4dads: Bury me in a dog park so I can be some dog's treasure.

@thesulk: The speed at which you walk into the liquor store says a lot about you as a person.

@donni: You can't teach an old dog new tricks. You can't

teach a cat anything, ever.

@shariv67: I only entered the witness protection program for the free plastic surgery.

@RexHuppke: There's a spider on my calculator. Must be an arachnerd.

@trevsoelectric: Excuse me, waiter. Is my order almost ready to Instagram?

@erased: I'm sitting in a booster seat in the back of a minivan because I want to teach my kids right and my 8yo called shotgun fair & square.

@bailey: Ugh, I have to write an autobiography? Story of my life!

INDEPENDENTEditorial

It has been an interesting couple of months if you've been following the multiple councils/commissions of Eureka Springs. This week a local businessman, Ken Foggo, spoke to City Council in opposition to the proposed two percent retail sales tax increase.

Getting to work here at the *Independent* I have been getting a front row seat to two of the major ideals that drive how Eureka Springs operates.

The first ideal is the idea of staying the way you are and attempting to keep the revenue of Eureka Springs the same and attempting to lessen risk while reward is lessened, also. The second ideal is increasing risk for increase of reward. The tax would increase revenue coming into the city per unit of bought "item(s)" within the town, but it risks hurting businesses within town and driving customers away from the city, and Foggo argues that point.

During the meeting, Foggo compared sales tax rates of Eureka Springs to Berryville, Springdale, Rogers, Hot Springs, Little Rock, and Huntsville. He said if Eureka adds 2 more percent the city tax would be 2-3 times higher than other cities. But would it? Incoming math! Take cover!

It isn't that taxing

Okay, maybe not that much math. If you break down the taxes within those cities the city of Eureka Springs takes out for itself about 75% more than those cities, and Foggo is right in saying that the addition of 2% tax taken out by the city would be 2-3 times more than most cities.

What about overall?

We will use the two biggest tourist towns nearby and the ones that the city of Eureka Springs has been compared to throughout the years, Branson and Hot Springs. The total retail sales tax in Eureka Springs is 9.375 % with exception for grocery sales, which don't have the full State sales tax. With the addition of the two percent increase total retail sales tax will increase to 11.375%.

With the help of Google and the City of Branson's website I found that the general retail sales tax within the city is 8.6% with the Branson Hills District being 9.1% and the Branson Landing District at 9.6%. Hot Springs on the other hand has anywhere between 8.5% - 9.5% retail sales tax depending on your zip code within the city.

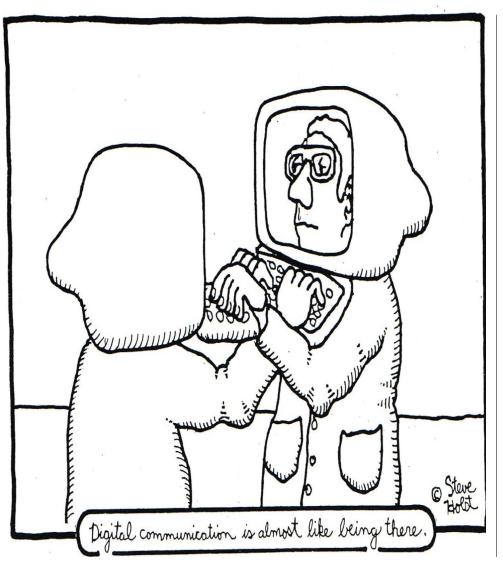
Our city's total retail sales tax now is in line with our city's two biggest competitors and there are those who argue that it is too much already!? Now what about Rogers and Berryville? Little Rock and Harrison? Let's take them in order. Rogers -9.5%, Berryville -9%, Little Rock -9%, Harrison 9%. The City of Eureka Springs is not that much higher or lower than any other of these cities. Adding 2% to what the city of Eureka Springs takes for retail sales tax isn't going to be that detrimental to our tourists. Out of \$1 it will be twelve cents from 9 cents. Out of \$100 it will be \$12 instead of \$9.

For the assurance of my water not containing dangerous amounts of lead, the assurance that our Auditorium is not going to fall out from under us, let the sales tax increase. In the end it is not that much more than what is already there and not that much more than what is everywhere else.

I say take the increase in tax and open up to it. It's not going to be that detrimental and if the tax results in a huge amount of added dollars, then by the power of math, the cost of the item(s) added up to be a lot of money in the first place. Expect the tax to reflect that.

This has been Jeremiah Alvarado, wishing all of you a wonderful week.

Jeremiah Alvarado



The Pursuit Of HAPPINESS by Dan Krotz

Like to celebrate Independence Day in the broadest sense of the words. I became homeless the morning after my 18^{th} birthday, and I usually think of that day as Independence Day. Other days are in the running, though. When I was 10 my family moved to Canada and we lived in a two-room log cabin – 6 kids – without electricity or plumbing for three years.

That familial segue sticks in my mind as a candidate for Independence Day because there was no television or radio. The only escape was in books. While there, I went to school on an Indian reservation run by nuns from Ireland. I spoke okay English, and consequently, the nuns treated me like I was a smart kid. That had never happened before. And I read and escaped and became Independent.

In the 7th grade a guy named Fred Olson agreed to answer my questions about algebra. I had always been a poor math student, but Fred spent two hours with me and helped me figure it out. After that, I thought that math was interesting and exciting. Hallelujah, and talk about Independence Day!

When I enrolled in college in the Fall of '67, I answered a Roommate Wanted ad run by two guys who were graduate students in the School of Physics. I was so widely read I could sort of fake an understanding of their world – science, classical music, Goethe, dinner parties, political history – and we got along okay. Meeting and living with them was class mobility on steroids, and I learned that thinking is fun. Every day is Independence Day for thinkers.

The most curious thing about my homeless period is that I didn't know I was homeless. I lived in a 1953 Chrysler Imperial for several months. But because my family was so FUBAR my standard of living went up. I got a full-time job at night, and graduated from high school and went to college. I went to mass every day – because I needed a family – and went on my first date. And I was Independent.

I hope your Independence Days have all been happy ones. Mine have been pretty good.

A little help from our friends:

• *Carroll County Domestic Violence Hotline*: 1-844-247-3223 (844-24PEACE) is available 24/7. The Purple Flower Domestic Violence Resource and Support Center of Carroll County is open Tuesdays and Thursdays from 10 a.m. – 3 p.m. at 103 West Church St. in Berryville. (479) 981-1676. The Purple Flower will also have free and confidential Domestic Violence Empowerment Support Group on every 1st and 3rd Thursday of the Month at the Berryville Community Center from 6 – 7:30 p.m.

• 24-hour NWA Crisis Line for Women – NWA Women's Shelter serving Carroll County – "Empowering families to live free of violence." (800) 775-9011 www.nwaws.org

• *Cup of Love free soup lunches* – Cup of Love provides soup lunches at Flint Street Fellowship Mondays and Wednesdays from 11 a.m. – 1 p.m. and at First Baptist (Penn) Church on Fridays, 11 a.m. – 1 p.m. (479) 363-4529

• *Flint Street Fellowship food pantry, lunch, free clothing* – Pantry open 10 a.m. – 2 p.m. Mondays and Wednesdays. Free lunch Tuesdays and Thursdays, 10 a.m. – 12:30 p.m. Free clothes/shoes closet, books and household items. (479) 253-9491 or 253-4945. Leave donations in barrel at entrance if facility is closed.

• *Wildflowers one-dollar, furniture barn/thrift store* US 62E across from Hill County Hardware. One-dollar store in the yellow building every Friday from 10 a.m. – 4 p.m. Thrift store, furniture bank in big blue barn behind the chapel open Wednesdays – Saturdays from 10:30 a.m. – 4 p.m. Donation drop offs Thursday – Saturday between 11 a.m. – 3 p.m. Healing and delivery outreach in chapel Saturdays at 7:30 p.m.

• *Shamatha and Tonglen meditations Monday* – A meditation group will meet every Monday at 6:30 p.m. to focus on Shamatha, learning how to focus to achieve peace of mind, and Tonglen, a practice of love and compassion on all beings. The meetings will alternate these two practices so that one is the focus on each Monday with coffee and tea afterward. Call Alece at (479) 244-6841 or Gary at (479) 244-6840.

Celebrate Recovery – Soul Purpose Ministries, 801 S. Springfield, Green Forest, 6:30 p.m. each Wednesday. Potluck followed by 12-step Christ-centered meetings for those suffering from addiction, habit, hang-up or hurt.
No high school diploma? Free GED classes in the Carnegie Library Annex every Monday, Tuesday, and Wednesday from 9 a.m. - noon with study and tutoring for the GED test. Open to ages 18 and up. GED classes also in Berryville at Carroll County Center. Some open to ages 16 and 17 per educational requirements. For info: Kathy Remenar (417) 342-8498, Carnegie Library (479) 253-8754, Carroll County Center (870) 423-4455). Offered by North Arkansas College with Carnegie Library support.

• *Grief Share,* A Bible-based, 13-week program for those who have lost a loved one will begin on Sunday, Feb. 21 from 1 - 3 p.m. at Faith Bible Church, Suite C, 3 Parkcliff Drive, Holiday Island. Share with others experiencing similar circumstances in an informal, confidential setting. Call (479) 253-8925 or email lardellen@gmail.com.

• Overeaters Anonymous – Thursdays, 10:30 a.m. Barbara (479) 244-0371 • Narcotics Anonymous – Fridays, 5:30 p.m. (903) 278-5568. Meetings held at Eureka Springs Coffee Pot Group behind Land O' Nod Victorian Inn.

 Coffee Break Al-Anon Family Group Women – Tuesdays, 9:45 a.m., Faith Christian Family Church, Hwy. 23S, (479) 363- 9495.
 Al-Anon Family Group (AFG) – Sundays, 11:30 a.m., Mondays and Tuesdays 7 p.m. • Eureka Springs Coffee Pot AA Groups Monday – Saturday 12:30 p.m.; Sunday 10 a.m.; Sunday – Thursday, Saturday, 5:30 p.m.; Tuesday and Friday, 8 p.m. (479) 253-7956 • Al-Anon Wednesday, 5:30 p.m. Meetings held at Eureka Springs Coffee Pot Group behind Land O' Nod Victorian Inn. All other meetings: See www.nwarkaa.org

• St. Vincent De Paul Thrift Store – First Tuesdays – provide assistance with medical help, utilities, clothing, emergency shelter, shoes, etc. Annual charity Christmas Gift & Food Program. Mon-Sat 10 a.m. – 4 p.m. 1844 Hwy. 62W Berryville.

INDEPENDENT ConstablesOnPatrol

JUNE 27

10:31 a.m. – There was a private property traffic accident.

12:10 p.m. – Delivery truck driver told ESPD he had difficulty navigating a street in the northwest part of town because of the way two vehicles were parked. Responding constable determined the vehicles were parked appropriately, it was just a narrow roadway.

12:57 p.m. – Individuals came to the station to report child abuse.

2:00 p.m. – Renter called for constable assistance because she claimed the landlord was trying to remove her from her residence.

3:16 p.m. – Person bleeding from the head told the constable he had fallen and was okay.

6:52 p.m. – Suspicious male with a dog was making residents uncomfortable. He was gone when the constable arrived.

JUNE 28

7:19 p.m. – Patient at ESH left the facility after she received intravenous medications. Constables searched for but did not encounter her.

JUNE 29

12:47 a.m. – Alarm was triggered at a business, but the constable found no reason for it.

3:43 a.m. – Gas station attendant asked for a constable to check on two vehicles parked nearby. Constable complied.

9:51 a.m. – Observer claimed a car had been parked in the same spot for five days, and the owner was now laying on it with the music turned up. Constable advised the music lover she needed to pay to park there.

10:40 a.m. – Concerned witness reported what appeared to be a disoriented driver near downtown. Constable discovered the driver was lost and could not find a particular address.

12:54 p.m. - A van without a driver was parked in the middle of a downtown street. Constable found the driver and cleared the roadway.

2:43 p.m. – Tree fell across a street just north of downtown. Constable notified Public Works and the utility company.

7:56 p.m. – Employee of a business reported what appeared to be a vehicle in a ditch with a female standing beside it. Turns out the woman was taking photographs.

9:40 p.m. – Another tree came down across a roadway, but this time it was out of city limits. County authorities were notified.

10:06 p.m. – Traffic stop resulted in the arrest of the driver for driving left of center and driving on a suspended license.

11:37 p.m. – Passerby noticed a possibly intoxicated person on stairs behind a bank. Constables found him unresponsive and called EMS.

JUNE 30

12:25 a.m. - Resident near downtown reported

hearing someone behind her house. Constables discovered a male between her house and the hillside. They helped extricate him and took him to his motel.

12:57 a.m. – Benton County deputies picked up an individual on a Eureka Springs warrant for failure to appear for driving on a suspended license and no seat belt. The individual was transferred to a constable at the county line.

12:51 p.m. – Constable complied with a request for a welfare check. The person was okay.

2:23 p.m. – Constable on patrol came upon a parked vehicle at a vacant building. Upon further investigation, he found a male trying to climb the building. The climber claimed he was practicing climbing brick buildings. Constable told him to leave and don't come back.

JULY 1

5:07 p.m. – An ex-employee not allowed on the premises of this former worksite went back anyway. Constable told him he would be arrested if he returned again.

5:19 p.m. – Fayetteville PD ask for constable assistance in conducting field interviews with two suspects. Constable spoke with one of the suspects and passed along the information.

6:41 p.m. – Constable assisted a motel owner return items belonging to a deceased person to the family.

8:39 p.m. – Constable responded to the report of a theft from a vehicle.

10 p.m. – There was a private property accident, and the parties did not want a report.

10:19 p.m. – Person was arrested on a warrant out of Fayetteville PD.

10:48 p.m. – Constable followed up on a 911 hang up call. Everyone was okay.

JULY 2

5:11 a.m. – There was a report of an explosion near a business on US 62. Constable determined it had been fireworks.

9:58 a.m. – Constable on patrol was flagged down because a motorcycle was on its side along US 62. The driver was uninjured, and he picked up his bike and left.

11:42 a.m. – Passerby was concerned about a dog in a parked vehicle on Main Street. Constable discovered the vehicle was in the shade, the dog had water and food and was not in distress.

11:51 a.m. – Patron at a restaurant reported several people using illegal pipes to smoke a possibly illegal substance. Constable went to the scene but found nothing illegal going on.

1:00 p.m. – Merchant downtown claimed a person had been sitting on a bench all morning trying to sell items. Constable asked the huckster to move along.

4:00 p.m. – Person came to the station to file a harassment report.

Sixth Annual Fleur Delicious July 5-10

Bonnes Périodes!

The sixth annual Fleur Delicious Weekend with restaurants, bars, art galleries, boutiques, and music venues participating in French inspired indulgences from July 5 - 10.

For a full list of events see page four of this pull-out or go to www.fleurdeliciousweekend.com.



Enjoy Eureka Springs, Fine Food, Wine, Art and Entertainment!

-FARM to TABLE FRESH Open Thursday - Monday

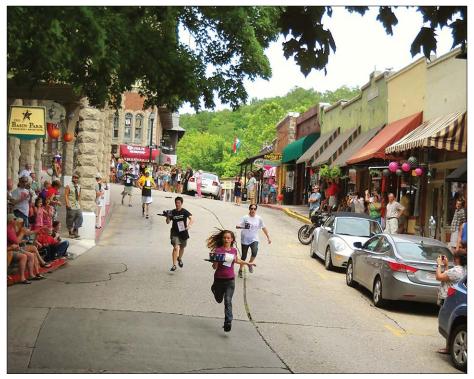
Join us for

Fleur Delicious!

179 North Main St. | 479.253.9300 freshanddeliciousofeurekasprings.com Saturday, July 9 · 8:45 a.m. Nom Nom Nomaste Yoga & Brunch with Melonlight Dance

Sat. & Sun. Brunch, July 9 & 10 Crawfish & Gulf Shrimp Boil with local corn on the cob & andouille sausage, crawfish etouffe & brown rice

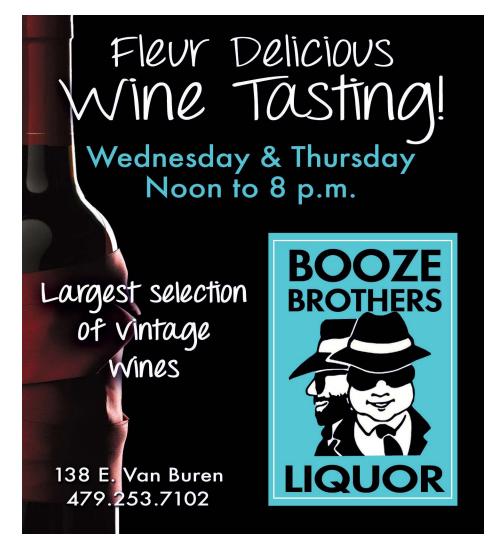




Ready, Set, Race!

The Fleur Delicious Weekend Spring Street Waiters' Race will take place at 3 p.m. on Saturday, July 9 starting at Eureka Grill, 71 Spring Street and finishing at Basin Spring Park. Participating waiters should be in front of the Eureka Grill by 2:30 p.m. to sign in for the race and are required to bring their own trays.

For more information go to www.FleurDeliciousWeekend.com or Fleur Delicious Weekend on Facebook.



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Tues-Thur: 10am-5pm

Fri-Sat: 10am-6pm

Sun: 11am-4pm

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Fine Food, Spirits, Wine, Art and Entertainment in Eureka Springs! July 5-10

Tuesday, July 5

5pm - 7pm: Writer's Colony "Sips and Samplings" homemade breads and cheeses from the Kent Walker Cheese Company in Little Rock - 515 Spring St.

Tuesday thru Saturday, July 5 - 10

10am - 5pm: Fresh Harvest tasting tours - 512 Village Circle 10am - 5pm: The Spice Boat sniffing tours - 512 Village Circle

 Throughout Fleur Delicious Weekend: Keels Creek Winery wine tastings - 3185 E. Van Buren
 Railway Winery wine tastings - 4937 Highway 187 • The Stone House French wine flights and cheese pairings - 89 S. Main St. • Crescent Hotel Crystal Dining Room and SkyBar Gourmet Pizzeria - Featured Champagne Veuve Clicquot bottle and by the glass specials.
 All weekend in all Crescent Hotel restaurants and Sunday Brunch! Wine enthusiasts will enjoy our award winning cellar selections including Premier Cru wines from the Bordeaux and Burgundy regions of France - 75 Prospect Avenue • Crescent Hotel Crystal Dining Room - Breakfast: Marscarpone stuffed French Toast - 75 Prospect Ave.

Wednesday, July 6

5pm to 7pm: Bossa Screwanova artist reception at DeVito's of Eureka Springs - 5 Center St.

Wednesday thru Friday, July 6 - 8

11am-12pm & 2pm-3pm: Keels Creek Winery wine pairings - 3185 E. Van Buren

Thursday, July 7

9am -11am: Eureka Springs Farmers Market - several events featuring local chefs - 2075 E. Van Buren St. 6pm to 9pm: Palette to Palate: "Watercolor & Wine" with Julie Hop at Basin Park Hotel - 12 Spring St.

Thursday thru Saturday, July 7 - 9

5pm to 9pm: Grand Taverne "Celebrating the Senses" offering FDW Specials - 37 N. Main Street

Thursday thru Sunday, July 7 - 10

5pm to 9pm: French themed dinner at Caribe featuring Railway Winery Wine pairings

Friday thru Saturday, July 8 - 9

Crescent Hotel SkyBar Gourmet Pizzeria - Duck Wings L'Orange! VIVA LA CONFIT - 75 Prospect Ave.

Friday thru Sunday, July 8-10

Crescent Hotel Crystal Dining Room Dinner offering Duck Confit & Steak au Pouvre with Pomme Frites seasoned with Fleur de Sel, Dulce ~ Pistachio Crème Brulee - 75 Prospect Ave. • DeVito's of Eureka Springs Offering weekend cocktail flights+ FDW signature cocktails - 5 Center Street • Grotto Wood-Fired Grill and Wine Cave - Grotto Short Ribs 72 hour Sou Vide in red wine, garlic, thyme and herbs de provence demi glaze so tender it falls off the bone. Served with a glass of Roskam Red French Bordeaux - 10 Center St.

Saturday, July 9

8:45am: Nom Nom Namaste Yoga + Brunch at Fresh - 179 N. Main • 9am: White Street Saturday Market cooking demo with Chef David Gilderson - 26 White St. • 11am: Saturday lunch at Fresh, crawfish and shrimp - 179 N. Main • 12pm to 7pm: Delicious Art Market at Basin Spring Park • 2:30pm: Waiters' Race down Spring Street • 4pm: Melonlight Dance will perform "Tango a Paris" in Basin Spring Park • 5pm-7pm: Second Saturday Music in the Park with Brave Combo - Basin Spring Park • 5:30pm & 8:30pm: 7-course FDW tasting menu & wine flight at Le Stick Nouveau - 65A Spring St. • 5:30pm, 6:30pm & 7:30pm: Guided Art Walk Tour - Basin Spring Park • 6pm-9pm: Second Saturday Gallery Stroll - Throughout Eureka

You

Tube

Sunday, July 10

10am - 2pm: Sunday Brunch at Fresh, crawfish and shrimp - 179 N. Main • 7pm: French Wine Dinner at Cottage Inn

 450 W. Van Buren • Crescent Hotel Crystal Dining Room featuring French dishes: Coq au Vin,
 Beef Tips Bordelaise, Ratatouille, Dauphinois Potatoes, Buckwheat Crepes with Marscapone & strawberries,
 assorted french themed salads and assorted Petit Fours products of France - 75 Prospect Ave.

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Our day at the parade – The Independent got to enjoy the cool Monday morning as we awaited the start of the July 4 parade. We tossed bouncy balls towards the crowds with a beach ball here and there to up the ante. Pictured – Chip, Mary Pat and the Fun Guide Girls, Rylee Kay and Perlinda.

Photos by Jeremiah Alvarado

Meditation, reading and discussion

The Eureka Springs Buddhist Study Group will gather for 30 minutes of meditation followed by reading and discussion on Thursday, July 7 at 4 p.m. at Heart of Many Ways, 68 Mountain Street. All are welcome.

The power of sound at Metafizzies

Rebekah Clark will lead the Eureka Springs Metaphysical Society meeting in a session of Divine Singing and Sound Meditation on Monday July 11. No vocal experience is necessary. Chants and mantras from multiple traditions will be used. The gathering will begin at 7 p.m. at the Heart of Many Ways, 68 Mountain Street. All are welcome.

Singing the message of gospel

The Missourians, a gospel music group, will be in concert at Faith Bible Church, 3 Parkcliff Drive at Holiday Island, on Saturday, July 16 at 6 p.m. Hear the group present the gospel message through song and testimony. Refreshments will be provided.

Everybody's a winner – In the parking lot

between the Auditorium and the Courthouse, 4th of July visitors were given watermelon and apple pie. Eureka Live also sponsored hot dog eating contests categorized by men, women and kids, 10 dogs in five minutes being the high bar. The men's winner from Kansas City scarfed down seven, and a girl from Texas ate one-and-a-half, but her local competitor, a boy of 13, liked her spirit so he gave her his trophy and ribbon.

PHOTO BY JAY VRECENAK



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479.253.9572 www.eurekatrolley.org/adaparatransit_share_a_ride.htm

ESOTERICAstrology as news for week July 6-13 by Risa

Crab, Scarab, Tortoise, Cherubim & the Family of Man

e are in the month and sign of Cancer. Looking around our world we might see images that pertain to Cancer; crab, scarab, tortoise, gates, waters, mother with child, angels (the Cherubim who protect mothers and children).

There are always three levels to everything in our world – personality, Soul, and Spirit. For the sign Cancer, on the personality-building level, Cancer is about mother, birth, family, nurturing and nourishment of all life.

On the Soul level, Cancer is about developing the mind (lower and higher) and intelligently working

in harmony and Right Relations with all Earth's kingdoms (mineral, plant, animal, human). These are the foundations upon which the new culture and civilization, the Aquarian new world, is created.

Because Cancer is the sign of humanity (the masses, ruled by the moon) and the sign where Spirit (new ideas) enters matter (the "Gate In"), during the month of Cancer reviewing all aspects of life, we ponder upon world events as they affect the people of the Earth. We also prepare for the coming seasons (autumn and winter).

With Sun, Moon Mercury and Venus in Cancer,

we find we are imitating the crab. We're in and out of water. We retreat into the salty brine, but cannot survive there. We're deeply sensitive, feeling intensely the world's psychic currents. Unconsciously, we seek our mother's womb (collective waters of life). Yet greater is the urge to cultivate our personal individual self.

We hear ourselves saying repeatedly, "*I want, I need,*" *feeling* hunger on many levels. We swim, glide and dance, part of the Family of Man (Sanskrit for the "thinking ones"). The Moon rules us (at first). Then Neptune with His Trident.

ARIES: The sign Cancer focuses Aries on home and family, past and present and future. You are to build a lighted house wherever you live. A spiritually oriented house filled with light and love, creating a new environment. Assume kitchen duties – nurturing others through food. Aries works fast in the kitchen or interest and energy are lost. Don't give up. Make contact with family far away. Build, tend to or fix a gate. **TAURUS:** You have family memories especially of mother. Memories help us

better understand and appreciate our origins. Although still influenced by childhood patterns (we all are), a new sense of self-liberation is also occurring. You may find yourself in a car driving somewhere far away, seeking a new natural and balanced way of life. Keep driving. **GEMINI:** Are you pondering upon finances? New ideas appear on how to use resources wisely and for a future goal. Create an Imagination Journal. Write down that each day you receive one thousand dollars. That's \$31,000 a month. Each day you must spend \$500. What would you spend it on? It's always good, with money, to tithe first. With so much suffering in the world today, where would you tithe?

CANCER: Cancer always seeks to expand self-identity. What would expand your self-awareness, self-identity and self-esteem? Do you need new clothes, shoes, a new style? Does daily life need plans reorganized,

initiating a new phase of life? When environments are ordered a new fertile field appears, and Spirit enters matter more easily. During this month a gate opens. Plant happy flowers. Happy Birthday.

LEO: You may have been in a sort of solitude. Gradually you realize your need for closer contacts, for communication and love in your life. A seed is being planted concerning Goodwill toward others, something that's in your heart but not always in your actions. Sometimes you're shy. Allow yourself a little phase of moodiness and non-discipline. Then be willing to activate Love/Wisdom. From a loving open heart.

VIRGO: Have new ideas been impressing your mind with new possibilities? Remember to balance your mind's activity with physical activity. After daily walks





looking at gardens, consider a change of appearance – clothes, hair, shoes. Inner and outer apparel. Find the finest, the most well-made, the best and most comfortable. This is a part of your new, well-dressed creative self.

LIBRA: There's so much to do behind the scenes. Each day accomplish one task at a time. Eventually everything will be completed and you feel pride of accomplishment.

You're so busy, travel may be an unavailable luxury. However, should you



take to the road, share information, take photos, write about what you see, experience, discover, like, don't like, include parks, people, architecture and foods you eat. Everyone's interested. You're interesting.

SCORPIO: Deep within, where no one really sees or understands, you have a perennial question. You wonder where and what your purpose and place are. As you observe others they seem to know something you don't (not true). Is there someone in your life who listens deeply? Now is the time to speak with them. It's actually a good time to take short trips, absorbing new ideas, towns, people and cities. Instead of you finding the answer, what you are seeking finds you.

SAGITTARIUS: Careful with spending as you could assume a large debt or overspend very easily. On the other hand, you may finally begin to be more practical concerning how to use money and resources. When you

do so, a lifetime-after-lifetime lesson will have been learned. Know at first we stumble and simply overdo things. Then we finally learn how to balance and harmonize all that we have. You're in between.

CAPRICORN: Do you feel a desire to travel, to expand, to study and learn new things? Your life's focus is on those close to you. They are your responsibility. And Capricorns are the zodiac's responsible ones. It's most important now to offer greater nurturance, kindness and care through practical discipline. Discipline can be given calmly, words spoken over and over. Discipline nurtures. Sometimes others don't know how to nurture. Well, then, you're to teach them. One more task toward freedom.

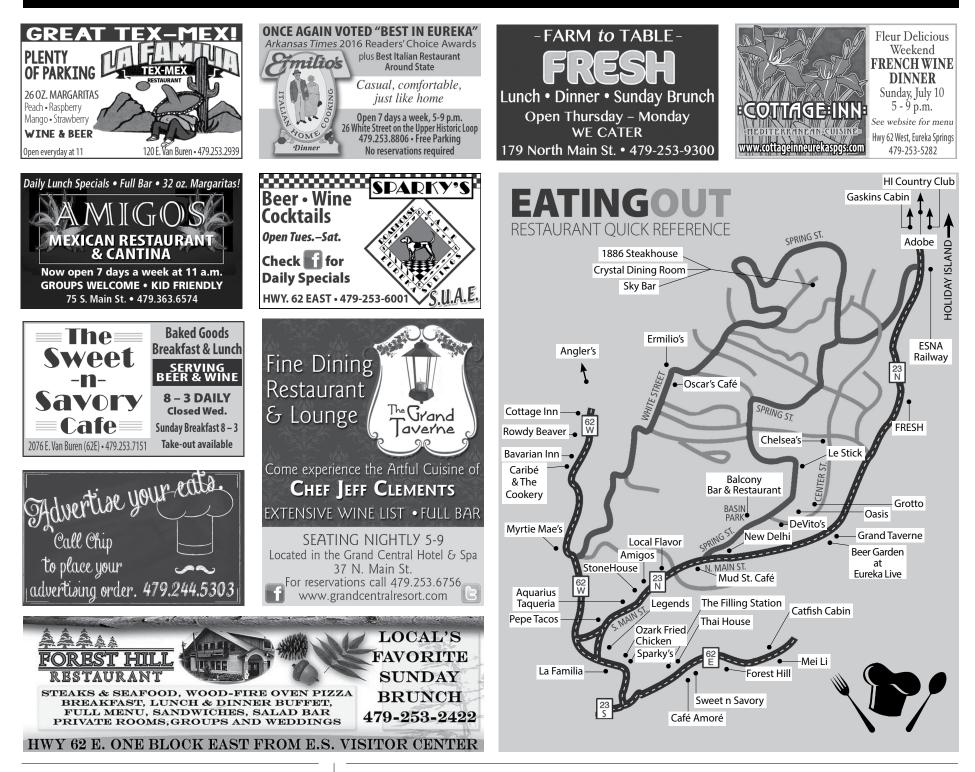
AQUARIUS: Your life is most likely very unusual with a unique sort of reality and different ways of doing things. You've taken the road less traveled, which is courageous to some, but for you, your only choice. While freedom is your priority, friendships offer significant meaning to your life. They're your resource and when giving to them, you're nurtured. It's good to know and recognize this. Goodness sheds your Aquarian values all over everyone.

PISCES: Ask yourself what plans make the most sense concerning your future care and safety. You will experience new revelations concerning your self-identity and as new needs arise, new realizations concerning how you live will become relevant. In the meantime, you need a daily environment that includes balance and beauty. Create a Home Journal. Place in it photos of all that you love. Include a garden surrounding a warm natural pool. Surround all your hopes, wises and dreams with Goodwill.

Risa – writer, teacher, counselor, astrologer, esotericist, Founder & Director – Esoteric & Astrological Studies, Art & Research Institute, a contemporary Wisdom School in the Ancient Mysteries tradition. Seeking to create a community and build a college. Email: risagoodwill@gmail.com Website: www.nightlightnews.org/Facebook: Risa D'Angeles

EATINGOUT in our cool little town

Area restaurants are ready for you. EAT OUT OFTEN. Take a break and enjoy a good meal.



PLANNING WORKSHOP continued from page 3

enforcement, and Lujan answered Planning must do its part first.

There were nuances and shadings of definitions as well as important tangential rabbit holes to explore, but Lujan kept the conversation moving within the parameters of progress. "We'll take items one at a time or else we won't accomplish anything. We have six months," he said. He proposed they prepare and rework drafts until satisfactory, but stay focused and give the task due diligence.

FOUNDATION – PARKS continued from page 5

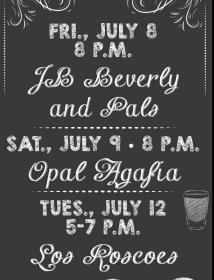
- Continuing education classes
- City meetings on site
- Sculpture garden
- Pollinator garden
- Tennis courts
- · Business incubators for community development
- Trails Weekend event (like other festivals in town).

Murphy said the intention of the Foundation is to work with Parks, the Trails Committee and the community to prioritize the list. "First comes the big vision and then all the components. This is just the start," she said.

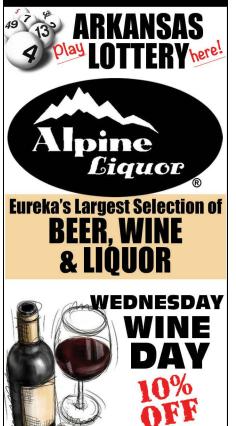
Soon, the Foundation can launch the lease, and the first order of business will be to create a management structure to put the vision in motion. The school district will raze B-100, improvements will begin, the farmers' market can relocate to the site, for example, and, as buildings are ready, programming can begin.

But, Murphy pointed out, it will take volunteers in leadership roles to get things started, and the Foundation will have to find a way to effectively communicate its needs to the community.









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INDYSoul by Reillot Weston

Brave Combo polkas around the Park, Jeff Fox spreads Sweet Jams at Chelsea's rave Combo, world travelling polka aficionados, plays Saturday in the Park, returning to Eureka Springs after a long break.

B rave Combo, world travelling polka aficionados, plays Saturday in the Park, returning to Eureka Springs after a long break. Opal Agafia, tiny, sweet, twirling Arkansas girl with a huge voice, sings soulfully at the Cathouse on Saturday; she's a gem. Jeff Fox brings his band to Chelsea's Saturday, too. He's a wily one with a golden voice and might even have a hidden secret weapon.

THURSDAY, JULY 7 BALCONY RESTAURANT – Catherine Reed, Singer/Songwriter, 5

p.m. CHELSEA'S – *Chris Harp*, Singer/ Songwriter, 9 p.m. EUREKA LIVE! – *Green Screen Karaoke*, 9 p.m. GRAND TAVERNE – *Jerry Yester*, Singer/Songwriter, 6:30 p.m. FRIDAY, JULY 8 BALCONY RESTAURANT – Steve Jones, Singer/Songwriter, 12 and 6 p.m. BREWS – Wini Rubi, Folk, 7 p.m. CATHOUSE LOUNGE – JB Beverly and Pals, Rock, 8 p.m. CHELSEA'S – American Lyons, Americana, 9 p.m.



Brave Combo play in Basin Park Saturday, July 9.



EUREKA LIVE! – *DJ and Dancing*, 9 p.m. GRAND TAVERNE – *Arkansas Red*, Guitar Dinner Music, 6:30 p.m. ROWDY BEAVER – *2 Dog 2 Karaoke*, 8 p.m. ROWDY BEAVER DEN – *Septemberss End Duo*, Rock, 9 p.m. STONE HOUSE – *Jerry Yester*, Singer/ Songwriter, 5 p.m. <u>SATURDAY, JULY 9</u> BALCONY RESTAURANT – *Jeff Lee*,

Folk, 12 and 6 p.m. **BASIN PARK** – *Brave Combo*, World Polka, 5 p.m.

BREWS – Voxana, Americana, 7 p.m. CATHOUSE LOUNGE – Opal Agafia and the Sweet Nothings, Soul Folk, 8 p.m.

CHELSEA'S – *Jeff Fox Band*, Rock, 9 p.m.

EUREKA LIVE! – *DJ & Dancing*, 9 p.m.

GRAND TAVERNE – Jerry Yester, Singer/Songwriter, 6:30 p.m. LE STICK – Pete Maiella, Singer/ Songwriter, 7 p.m. ROWDY BEAVER – Steve Moeller

Band, Rock, 8 p.m. ROWDY BEAVER DEN – Jason Kinney Duo, Rock, 1 – 5 p.m., Jason Kinney Band, Rock, 9 p.m.

SUNDAY, JULY 10 BALCONY RESTAURANT – Michael Dimitri, Singer/Songwriter, 12 p.m., Drew Smyth, Singer/Songwriter, 5 p.m. INDY SOUL continued on next page

EXPLORING the fine art of ROMANCE... by Leslie Meeker

A male friend and I are both single, in our mid-30s and not interested in committed relationships right now. The chemistry's great and we've discussed pursuing a casual-sex friendship but we know it can be tricky. Guidance please?

espite continued academic progress regarding human sexuality our cultural mores lag desperately behind. Most equate casual sex with drunken one-night stands or shameful moralistic mistakes. "Mistakes" can range from ex-sex to drivethrough sex, in and out for a quickie, much like bootycall sex, typically arranged by text after midnight and a lot of alcohol.

Then there's mercy-sex with that friend who's down on their luck and of course comfort-sex, akin to a Ben & Jerry's binge following a professional insult, nasty break up or the tragic loss of a pet. There's even occasion-sex, whether it be New Year's Eve or a power outage – it's a reason to romp. A shortage of reasons to befriend and

bed-down will never be found.

The hook-up, booty-call culture that's upon us holds a definitively bad rap. Call me a harlot, but I call B.S. on the bad rap. It's an undeserved perspective sustained by misinformation and misogyny.

To exemplify, I've paraphrased one of a zillion likeminded advice blogs: "Friends with benefits ain't so bad... for *him*. He's got a hot girl (you), a gal pal and sex all the time without the stress of living together, the nagging, having to meet your family or spending copious amounts of money on dinner dates and gifts. He's got it made and you could too if that's what you wanted, but *you don't. You want more.* So here's what to do to become the woman he wants *emotionally*..."

This immature, sexist drivel for advice infuriates me, yet it permeates Adult Advice forums like the plague. Why do we continue promulgating the destructive, not to mention idiotic premise that by having sex men are *getting* something whereas women are *giving* something up? Let's stop now and take a moment to adopt the enlightened premise that like men, women are equally sexual creatures who experience needs, desires and downright burning lust. Hook-ups and booty-calls



aside, a casual-sex *friendship* between mature adults is possible. Friendships are based upon mutual respect, so why can't sex be included?

Part 2: Navigating a Healthy Friends-with-Benefits Relationship. Stay tuned!

Questions? Email leslie@esindependent.com. Leslie Meeker, M.A., L.P.C., is a psychotherapist who has specialized in relational and sex therapy, sexual compulsivity and sexual trauma for the past 17 years, after receiving extensive training in human sexuality at the Masters and Johnson Institute in St. Louis, Mo.

Help the Elks fight drug abuse

The Holiday Island Elks Lodge 1042 will hold a BBQ on Saturday, July 9 to raise money to fund its Drug Awareness Program. The BBQ will be from 11 a.m. – 3 p.m. in the Cornerstone Bank parking lot in Holiday Island. The cost is \$5 for a burger or brat, chips, and a soft drink or iced tea. Proceeds will be used to purchase packets, rulers, pencils, and pens that children receive from the Holiday Island Elks three part Drug Awareness Program.

INDY SOUL continued from previous page

BREWS – Blues Soul Jazz Group, 2 p.m. EUREKA LIVE! – Green Screen Karaoke, 7 p.m. ROWDY BEAVER DEN – Michael Tisdale Duo, Rock, 1 – 5 p.m.

MONDAY, JULY 11

AQUARIUS TAQUERIA – Buffalo Gals, Americana, 5:30 p.m. THE AUDITORIUM – Opera in the Ozarks Orchestra, 7:30 p.m. CHELSEA'S – Sprungbilly, Bluegrass, 9 p.m.

TUESDAY, JULY 12

CATHOUSE LOUNGE – Los Roscoes, Blues, 6 p.m. CHELSEA'S – Open Mic, 9 p.m. <u>WEDNESDAY, JULY 13</u>

CHELSEA'S – *Barnyard Stompers*, Americana, 9 p.m.

TICK TALK continued from page 6

assume they have Lyme disease," Dowling said. "But the bull's eye only shows up in a small percentage of people infected with Lyme except for some places in the Northeast. Others tick diseases can give you a similar bull's eye, fatigue, aches, and fevers."

Dowling said besides getting broader samples, a good thing about using citizen scientists to help with the study is that it helps raise awareness about tick diseases in the state.

"What better way to raise awareness than getting citizens involved," Dowling said. "Most people realize we have lots of ticks, but may not realize there are a lot of pathogens in those ticks that can cause disease. If people are aware of it, get bitten and have the symptoms, it is easy to get treated with an antibiotic. And they can be vigilant about wearing insect repellant and removing ticks at the end of the day. Our research is not just about getting people to collect ticks from different areas, but raising awareness."

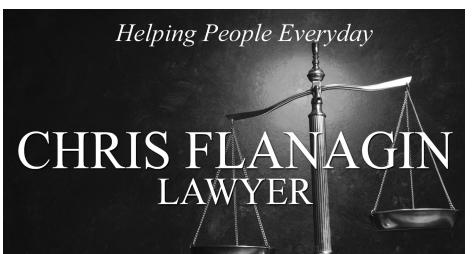
When misdiagnosed and not treated, there can be serious health consequences. There is a three percent fatality rate with untreated ehrlichiosis, and untreated Lyme disease can cause arthritis-type symptoms.

"Short-term, none of the illnesses are that bad," Dowling said. "Tick diseases are only a problem when they go untreated a long period of time."

Some people have an adverse reaction to a bite from a Lone Star tick and can no longer eat red meat. Lone Star ticks carry a sugar called alpha-gal, which is also found in red meat. Alpha-gal in the blood of people can cause an allergic reaction when red meat is eaten.

Dowling said they are looking for way to test for alpha-gal, which is becoming more common.

"We don't know much about it," he said. "If we could figure out way to test it, we would throw that into the mix and see what we could find out." So far kits have been passed out at various outdoor stores, and farmers' markets. Anyone interested in receiving a tick kit can email Dowling at uatickproject@gmail.com. Dowling plans to have tick kits available at locations in Eureka Springs, including Granny's at 75 Spring St.



CRIMINAL/DWI DEFENSE AUTOMOBILE INJURY FAMILY LAW • WILLS AND ESTATES

Thurman & Flanagin Attorneys at Law 41 Kingshighway Eureka Springs, AR 72632 (479) 253-1234 Fayetteville Office 3739 N. Steele Blvd., Suite 380 Fayetteville, AR 72703 (479) 442-6400 chris@ozarkjustice.com

INDEPENDENTArt

Second Saturday artist reception

The Eureka Fine Art Gallery will feature new paintings by Barbara Robinson and sculpture by John Stalling for the month of July. An artist's reception will be held on July 9 from 6 - 9p.m. during the regular

Second Saturday Gallery Stroll. Refreshments will be served. For questions call (479) 363-6000.



"Autumn Medley" oil on canvas by Barbara Robinson

DEPARTURES

Kathy Fornof Oct. 12, 1952 – July 4, 2016

Kathy Fornof of Eureka Springs was born October 12, 1952 in Erie, Pa., a daughter of John "Jack" and Phoebe "Pat" (Smathers) Murray. She departed this life Monday, July 4, 2016 in Eureka Springs, Arkansas at age 63.

On February 14, 1980 she was united in marriage with Harvey Fornof who survives her of their home. She is also survived by three children, son, Harvey Fornof, III of Bakersfield, Calif.; daughter, Melissa Smoot and husband, Mikey, of Argyle, Texas; son, Mike Fornof and wife, Tonya, of Argyle, Texas; brother, Jack Murray and wife, Mary, of Chandler, Ariz.; brother Rick Murray and wife, Lori, of Valencia, Calif.; seven grandchildren, several nieces, nephews, and a host of friends and loved ones.

Sculpture by John Stalling

She is preceded in death by her parents,

Film fest August 5 and 6

The second Eureka Springs Human Rights Art and Film Fest will be held at the Auditorium on Friday and Saturday, August 5 and 6. The festival is free to all and the call for entries is open. Entry forms may be downloaded from the Eureka Springs Indie Film Fest website www.esfilmfest.org.

Universal Worship starting

On Sunday, July 10 at 9:45 a.m., Universal Worship will be held in the meeting room at Heart of Many Ways, 68 Mountain Street. All are welcome.

Tours and banquet at Cadet World

Aviation Cadet World will hold Grand Cousin, Relations, Friends and Aviation Cadet reunion July 19 - 21. Tours will be conducted and there will be a banquet for all on July 20. Go to www.aviationcadet.org or call (479) 253-5008 for more information. This event is in conjunction with the opening and dedication of a new 2200 sq. ft. hangar at Aviation Cadet World.

Jack and Pat (Smathers) Murray.

Memorial service will be held at a later date in Texas. Arrangements are under the direction of Nelson Funeral Service, Inc. Memorial donations may be made to Circle of Life Hospice, 901 Jones Road, Springdale, Arkansas 72762. Online condolences may be sent to the family at nelsonfuneral.com. © Nelson Funeral Service, Inc. 2016



Martell Lewis Petermann Sept. 5, 1954 – June 30, 2016

Martell Lewis Petermann of Bentonville, Ark., was born September 5, 1954 in Powell, Wyoming, a son of Nelse Walter and Norman Elaine (Martell) Petermann. He departed this life Wednesday, June 30, 2016 in Eureka Springs, Ark., at age 61.

He enjoyed spending time in Eureka Springs, and going fishing when he could.

He loved telling his stories to family and friends.

Martell is survived by his three children, son, Tyler Petermann of Kennewick, Wash.; daughter, Amanda Whitehead and husband, Bryan, of Kennewick, Wash.; daughter, Tasha Petermann of San Francisco, Calif. He is also survived by his granddaughter, Zoey Whitehead of Kennewick, Wash.; sister, Patricia Simon and husband, Carl, of Everett, Wash.; sister, Paula Ray of Stockton, Calif.; sister, Pamela McBride of Walla Walla, Wash., and brother, Daniel Smith of Kennewick, Wash., several nieces and nephews, other family and friends.

Martell was preceded in death by his parents, Nelse Walter and Norma

Elaine Petermann and one brother, Nelse Petermann, Jr.

A private family memorial service will be held in Washington State at a later date. Arrangements were under the direction of Nelson Funeral Service. Online condolences may be sent to the family at nelsonfuneral.com. © Nelson Funeral Service, Inc. 2016

Danna Jean Owen Shook Sept. 6, 1929 – July 3, 2016

Danna Jean Owen Shook of Eureka Springs, Ark., departed this life July 3, 2016, at age 86. She was born Sept. 6, 1929, in Hazen, Ark., to the late Dan C. and Ethel M. Owen. On July 4, 1947, she was united in marriage to Dr. Clayton Forrest Shook who preceded her in death.

She is survived by two daughters, Danna and husband, Ronn Hearn, of Eureka Springs, and Sandra and husband, Bryan Simoneaux, of Enterprise, Ala.; four grandchildren, Jennie Hearn Wetterman, Benjie Jean Hearn Tinonga, Bart Simoneaux and Brent Simoneaux; and six great grandchildren, Arden, Melissa, Tanner, Sydney, Noah and Everett.

She served faithfully in the ministry as

a minister's wife for 53 years. She managed the Louisiana Missionary Baptist Institute and Seminary Bookstore in Minden, La., for 20 years.

After moving to Eureka Springs in 2002, she was member of the St. John's Berryville Hospital Auxiliary and served as Chaplain. She was a member of the First Baptist Church of Berryville. At her death she was a resident of Brighton Ridge Nursing Center where she was named Ms. Brighton Ridge in 2014.

Visitation will be held from 5:30 – 7:30 p.m., Thursday, July 7, at Westbrook Funeral Home in Hazen, Ark.. The funeral service will be at Calvary Baptist Church in Hazen, Friday, July 8, at 10 a.m., with Rev. Glen L. Hamilton,

Rev. Bryan Simoneaux, Rev. Ron Province, Rev. Jewel Vance, and Rev. Freddie Holmes officiating. Pallbearers are Ronn Hearn, Gregg Wetterman, Matt Tinonga, Bart Simoneaux, Brent Simoneaux, and Johnny Kee. Burial will be at Center Point Cemetery.

Memorials can be made to First Baptist Church of Berryville and Center Point Cemetery of Hazen. Local arrangements are under the direction of Westbrook Funeral Home of Hazen, Arkansas. Online condolences may be sent to the family at westbrookfuneralhomehazen. com.

DROPPINGA Line by Robert Johnson



Joe Anderson is from Derby, Kansas, and caught a nice striper Saturday. This one hit a frisky 7-in. shad down about 24 ft., close to Starkey Marina. Stripers are being caught from the dam to the Rocky Branch area as they move into their summer pattern, which means adding weight to get the bait between 20 and 40 ft. Most fish making it into our boat we caught on lines running between 20 and 28 feet deep in water 40 to 60 feet deep. Look for them off the flats and river bends.

You can still get on top early mornings and evenings and through the night. They can't stay in the warmer surface water very long. Shad is still the number one bait but we got three today with the biggest caught on a perch at 24 ft. deep.

Both lakes are running about 83° so most fish are in the deeper water off the flats. Some walleye can be found between Holiday Island and Beaver with plenty of small shad to eat all the way up to Houseman Access. If you like catching white bass, we do still have a lot in the river that like the water about 1/2 way up where the water cools down into the 70s. Crappie have moved a little deeper holding over the deeper brush 8 - 20 ft. in the creek arms and standing timber from Holiday Island on up to Butler Creek, just up river from Beaver.

Big perch are in the shoreline brush 3 -8 ft. deep. That's your best bet if you want to show a kid that fishing is more fun than a Gameboy. Our green fish (bass) are also going shallow chasing bait in the cooler hours of the day, then hanging in the deeper shade being caught all the way down to 20 ft. deep when the sun is high. Spoons and jigs can get you some in the boat.

Well, that's it for this week. I do have a trout trip this week, a walleye, crappie trip and a couple striper trips, so no telling what kind of pic we will have for you next week. Enjoy the Ozarks.

Robert Johnson, fishofexcellence.com (479) 253-2258



Charity to the schools – The Holiday Island Elks Lodge #1042 donated \$2,500 on June 23 to the Eureka Springs Elementary and Middle School to provide clothing and shoes to needy students. The money was obtained using a Gratitude Grant from the Elks National Foundation in Chicago. Pictured (I.-r.) Elks Officers Jackie Eis and Wally Kratzer, ES Schools Counselor Patty Brill and Elk Officer Dan Kees.

INDEPENDENTCrossword

by Mike Boian with extensive help from his wife, Ann

Solution on page 19

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LAUGHING HANDS MASSAGE is back from a ten day Lomi Lomi retreat and is ready to come to your home or cabin on an out call basis. Reasonable rates for a great Hawaiian service. Call Mary Sue at (479) 244-5954.

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the gently-used book store featuring vintage, modern & classic reads on the Berryville Sq. www.itsmystery.net.

"This is SO helpful; been in therapy off/ on and never got this before." I've heard it humbly countless times and would love this to be you; learning a different experience in life, self, relationships whatever your "symptoms" of Depression, Anxiety, Self-Worth, Trauma, Grief, Moods, Adjustment & Relationships. Simplicity Counseling "It's your time." (479) 244-5181 in Eureka Springs since 2008, being a unique therapist. Licensed, Respectful, Professional

EUREKA SPRINGS FARMERS' MARKET Open Tuesdays and Thursdays only, 7 a.m.–noon. Vegetables and fruits, cheese, meat, eggs, honey and so much more. Come for the food, music and to be with your friends. Catch us on Facebook.

BREAD ~ SOURDOUGH ~ LOCAL Ivan's Art Bread ~ Summer! Focaccia, Rye, Onion Buns! Tuesday & Thursday Farmers' Market BBQ Catering – Prize winning Ribs and more by Ivan of the Ozarks & Anglers Grill. Sample free ribs every Friday afternoon, 3 sharp at Anglers – Request Line (479) 244-7112

PERSONALS

HKP – Saving my \$'s for Lanai. Tell me when to stop.

PERSONALS

Dear Mother & Father, Next visit will be even better. Love, your daughtert

ANTIQUES

WONDERLAND ANTIQUES buys/sells antiques, primitives, unique vintage items. Open 10–5. Closed Tuesday & Wednesday. Hwy 62 east of Eureka 3 miles. (479) 244-0943

FOR SALE

INFLATABLE STAND-UP PADDLE BOARD FOR SALE with electric pump. Used once. \$200 firm. Call (479) 244-5954.

VEHICLES FOR SALE

2005 TAHOE 4-WHEEL DRIVE, high mileage, very well maintained, very dependable, clean vehicle. \$5,500. (479) 264-3356

30 MPG Mini Camper – 2008 Honda fit conversion, room for queen mattress, stand up behind seat to change clothes, wardrobe system below bed. \$9,500. (479) 253-2090

HELP WANTED

ROCKIN' PIG now hiring experienced host or hostess. Apply in person only. Gaskin Switch Center, US62.

NOW HIRING PREP AND LINE COOKS. Apply in person at Pied Piper/ Cathouse, 82 Armstrong.

FARM TO TABLE FRESH is seeking a line cook, prep person, and server part time/full time. Apply in person at 179 N. Main St.

Gazebo Restaurant located in Eureka Springs is seeking hospitality team members for the positions of A.M. waitstaff & dishwasher. Full-time or Part-time positions available. Applicants please apply at the front desk of Best Western Eureka Inn located at the intersection of Hwy. 62 & 23 N. at the entrance to downtown Eureka Springs.

HELP WANTED

A&M ROOFING IS EXPANDING! We are interviewing qualified candidates for full-time employment. Experience in carpentry is required. Please contact at (479) 244-7439

STORE CLERKS White Oak Station Convenience Stores

Exciting opportunity for outgoing customer service oriented individuals to join a leading regional convenience store chain. We are currently seeking store clerks and cooks for the store in Holiday Island. We offer an above industry pay plan, fuel and merchandise discounts, opportunities for advancement and flexible work schedules for qualified candidates.

Must be able to pass a drug test.

Seniors – We need you, set your hours. Please pick up an application at: 2 Parkwood Drive, Holiday Island (479) 253-7556 Ask for Barbara

PART-TIME KITCHEN, back of the house. Inquire at Sweet 'N Savory, 2076 E. Van Buren after 2 p.m. Any day but Wednesday.

PARTS UNKNOWN, Eureka Spring's destination for a broad assortment of fine men's and women's fashions and accessories, is hiring Part-Time Sales Professionals. If you are a service driven, energetic fashion enthusiast, we'd like to meet with you. Please email your résumé to eureka@partsunknown.com or call (479) 363-6415.

EMPLOYMENT OPPORTUNITY for Gift Shop Attendant at Blue Spring Heritage Center/Trading Post. Apply in person or email your résumé to bluespringheritage@gmail.com.

TAKING APPLICATIONS for parttime/full-time front desk positions. Apply in person at the Land O Nod Inn or send résumé to conciergepalacehotel@yahoo. com.

AQUARIUS TAQUERIA – Experienced line cook for night position, Thursday through Monday. Submit résumés or applications to 91 S. Main.

REAL ESTATE

HOMES FOR SALE

DARLING UPDATED 2 BR BUILT 2003. Expansive Ozark views in serene Holiday Island location. Bright & cheery has open concept living with soaring vaults. 802 SF, garage, porch & deck, all appliances, laundry room. New 40 yr. metal roof. Fresh paint. Enjoy golf, pools, marina, tennis + more. See details at http://www.zillow. com/homedetails/8-Blackfoot-Dr-Holiday-Island-AR-72631/2146048454_ zpid/?view=public

Only \$89,900 possible owner financing with \$10k down. (763) 244-7707

RENTAL PROPERTIES APARTMENTS FOR RENT

HOLIDAY ISLAND VILLAS & TOWNHOUSES near lake and marina. Peaceful and quiet, ample parking. From \$400/mo. (479) 253-4385

SHARE BIG BEAUTIFUL HOUSE. Ten minutes out of town. Lots of parking, lovely setting, washer and dryer. \$400/ mo. + electric. (479) 981-6049

COMMERCIAL FOR LEASE

1,000 SQ. FT. – 99 SPRING. Studio/ workshop next to post office. Mountain Street access. (479) 244-5100, (479) 253-4314.

2,500 SQ. FT. – 99 SPRING – Entire second floor next to post office. Great studio/workshop. Mountain Street access. (479) 244-5100, (479) 253-4314.

CAFE OR RETAIL BUSINESS with deck overlooking creek on North Main. Beautiful location! All utilities paid but electric. (479) 981-9811

RETAIL SPACE FOR RENT ON NORTH MAIN. Wall of windows overlooking creek. All utilities paid but electric. (479) 981-9811

DOWNTOWN 125 Spring Street space. Great for gallery or office. Call (479) 253-9481 or email dan@twilight. arcoxmail.com

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RENTAL PROPERTIES HOMES FOR RENT

FOR LEASE - Newly renovated - 4 bedroom, 3 bath home on Holiday Island, all season room, double oversized garage with work bench, extra storage, close to amentities. \$975/month, plus security and cleaning deposits. Phone (479) 253-8893 or (479) 981-1055.

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CHIMNEY WORKS Complete chimney services: sweeps, repairs, relining and installation. Call Bob Messer (479) 253-2284

SERVICE DIRECTORY

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TREE WORKS Skilled tree care: trimming, deadwooding and removals. Conscientious, professional arborist and sawmiller. Bob Messer (479) 253-2284

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CONSTABLES continued from page 10

4:21 p.m. - Constable cited a vehicle blocking a street near downtown.

5:20 p.m. - Person parked in a downtown parking lot found herself blocked in. Constable came to the rescue.

8:19 p.m. – Gas station attendant reported an inebriated person, but the constable learned the person was not drunk after all. 9:34 p.m. - Constables issued a noise citation to a bar downtown.

11:06 p.m. – Constable went in search of a possibly intoxicated driver. He found the vehicle, but it was unoccupied.

JULY 3

2:12 a.m. – Traffic stop resulted in the arrest of the driver for DWI, implied consent, possession of a controlled substance, possession of drug paraphernalia and careless driving.

10:16 a.m. - Constable checked on an

alarm at a building and spoke with the owner.

12:21 p.m. - Concerned passerby reported smelling gas at the top of Planer Hill. Constables checked all around but found no gas smell.

1:58 p.m. - Constable retrieved found property.

9:47 p.m. - Individual told ESPD about receiving harassing communications but did not want to press charges at the time.

10:22 p.m. - Someone reported loud music at a motel, and the constable asked the guests to turn it down.

10:40 p.m. - There was a complaint someone set off fireworks near a bar on US 62. Constable found no evidence of fireworks at the site but spread the word about no fireworks in city limits.

JULY 4

3:50 a.m. - Alarm rang out at a business on US 62, the constable found it secure.

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tax collections had been submitted since May 2015, nor was there any evidence of advertising or signage to show the B&B was still in business and accepting guests. Also there did not appear to be an owner or manager living on site.

Attorney Tim Parker represented the owners who live out of town. Parker distributed a sheet showing a list of expenses incurred by the owners during remodeling of the premises. He said there had been no tenants because repairs were in process so the property could be operated again.

Lujan told Parker the owners must communicate to the CAPC that they are not operating. Because they did not, they have been out of compliance with requirements for keeping the legally nonconforming status and could lose it. Lujan stated the owners need a letter from the CAPC to clear this up.

Greene commented that owners must still turn in tax forms even when not operating.

Parker replied the CAPC taxes collected had been zero because the property was being renovated. He did not see why not reporting zero collections should be a concern to anyone, but this oversight could be easily corrected. Parker again pointed out his clients had been renovating the property during this time as the list of expenses indicated.

Harman commented reporting is a condition of being able to keep the legally non-conforming status. Regardless of repairs, license holders should know the rules, so they either forgot them or chose to ignore them. Nevertheless, to keep the permit, the owners must abide by the rules.

Lujan stated a letter from the CAPC would be needed to clear up the tax delinquency.

Parker was not satisfied with objections being raised while his clients were trying to bring their business back into operation.

There was also the matter of no owner or manager on site, a requirement of maintaining legal status. Parker commented, "Why would you have an onsite manager if you're not open for business? That's the stupidest thing I've ever heard in my life."

Again, commissioners pointed out what City Code stipulates regarding keeping a CUP or a legally nonconforming status, and Lujan finally remarked, "They [the owners] have not complied as far as we can see."

Harman stated there are rules to

follow for holding a CUP.

"The rules are stupid as hell... and you're acting stupid," Parker remarked.

Lujan at this point called for a halt to the discussion, and commissioners voted unanimously to revoke the legally nonconforming status of the property at 38 Prospect.

Parker remarked his clients would appeal the decision. "You wonder why people don't come here and spend money, and you get this horseshit," he said.

That being settled, Parker slammed the door behind him as he left.

Public comments

Susan Porter reiterated concerns for preserving the residential nature of neighborhoods, and urged the commission to continue to update City Code. She commented when commissioners are considering an application for a CUP they look at whether it is good for the city, not just whether it is good for the applicant.

Alderman Bob Thomas told commissioners he appreciated the challenge they accept being on Planning. "I very much respect the time and effort each of you puts into arriving at any decision." He also asserted, "I have no doubt... you always have the needs of the city and the city's best interests foremost in your minds."

Other matters

• Luian announced there is a seat vacant on Planning.

• Lujan said he was very upset at comments he considered "rude" made three times during Monday evening's city council meeting that Planning would not be able to handle the task of satisfactorily revising City Code to bring it up to date. He pointed out their work during the meeting as an example of what they can accomplish.

Next meeting will be Tuesday, July12, at 6 p.m. There will be another workshop on revising City Code at 5 p.m. preceding the regular meeting.





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