



**CITY OF CENTERTON
VIRTUAL
CITY COUNCIL MEETING
APRIL 13, 2021
6:00 PM**

- (1) Pledge** – The Pledge Allegiance was recited.

- (2) Prayer** – Todd Wright offered the prayer.

- (3) Roll Call** - Those Present, via Zoom, and answering Roll Call were Mayor Bill Edwards, Keith Higginbotham, Wayne Low, Darren Warren, Misty Elam, Josie Reed and Amy Rochette. Those present and not answering Role Call were City Clerk Todd Wright, City Attorney Brian Rabal, Financial Director Pam Grant, HR Director Jocelyn Diaz, Planning Director Lorene Burns, Police Chief Cody Harper, Fire Chief Matt Thompson, Fire Marshal Paul Higginbotham, Director of Public Works Rick Hudson, Chief Building Inspector Robert Coffelt, Animal Control Director Cody Wilson, Centerton Utilities Director Frank Holzkamper and City Engineer John Wary..

- (4) Public Hearing – Vacate Easements Lot 71 Tamarron Subdivision –**

Mayor Edwards introduced the item to the Council, stating that this Public Hearing is for the Vacation of Utility and Drainage Easements for Lot 71 Tamarron Subdivision.

Misty Elam made a motion to Open the Public Hearing, with a 2nd from Darren Warren. All Council Members voted in favor and the motion carried.

Mayor Edwards asked if there were any public comments.

Public Comments – None

Mayor Edwards asked the Council if there were any other questions or comments. There were none.

Wayne Low made a motion to Close the Public Hearing, with a 2nd from Josie Reed. All Council Members voted in favor and the motion carried.

(5) Council Minutes –

Josie Reed made a motion to Approve the Minutes of the March 9, 2021 City Council Meeting, with a 2nd from Wayne Low. All Council Members voted in favor and the motion carried.

Planning Commission & Water & Sewer Minutes –

Wayne Low made a motion to Acknowledge Receipt of the Minutes of the March 2, 2021 & March 16, 2021 Planning Commission Meetings & the February 23, 2021 CWSD Meeting, with a 2nd from Amy Rochette. All Council Members voted in favor and the motion carried.

(6) City and Court Financials- Mayor Edwards stated that 25 % through the year we have received 24.46 % of our Budgeted Revenue. He stated that our Expenditures were at 20.94 %. He detailed some of the city financials.

Mayor Edwards asked the Council if there were any questions. There were none.

Wayne Low made a motion to Accept the March, 2021 City & Court Financials, with a 2nd from Keith Higginbotham. All Council Members voted in favor and the motion carried.

(7) Department Reports -

The Department Reports were in the Council Packet.

Mayor Edwards asked the Council if there were any questions. There were none.

(8) Ordinances –

Keith Higginbotham made a motion to Read Ordinances 2021-19, 2021-20, 2021-21, 2021-22, 2021-23 and 2021-24 and Resolutions 2021-08, 2021-09, 2021-10 and 2021-11 by Title only, with a 2nd from Wayne Low. All Council Members voted in favor and the motion carried.

Josie Reed made a motion to Suspend the Rule Requiring the Reading on three (3) Separate Occasions for Ordinances 2021-19, 2021-20, 2021-21, 2021-22, 2021-23,

2021-24, with a 2nd from Keith Higginbotham. All Council Members voted in favor and the motion carried.

- **Ordinance 2021-19 - AN ORDINANCE ACCEPTING THE ANNEXATION OF CERTAIN TERRITORY BELONGING TO GAVIN AND GINA EDWARDS TO THE CITY OF CENTERTON; APPROVING THE SCHEDULE OF SERVICES TO BE EXTENDED TO SAID AREA; ASSIGNING SUCH AREA TO WARD 1; AND ZONING AS AGRICULTURAL (A-1).**

Mayor Edwards addressed the Council, stating that this Ordinance is to accept Annexation of property on Walters Road into the City of Centerton. He detailed the location on a map, and said this is proposed to be another phase of the Big Sky Subdivision.

Mayor Edwards asked the Council if there were any other questions.

Brian Rabal read the Ordinance by title only. Keith Higginbotham made a motion to adopt the Ordinance with a 2nd from Misty Elam. All Council Members voted in favor and the motion carried.

- **Ordinance 2021-20 - AN ORDINANCE TO REZONE CERTAIN LANDS WITHIN THE CENTERTON CITY LIMITS, BELONGING TO KATIE R. BLUE AND JESSICA E. BLUE, FROM MEDIUM DENSITY RESIDENTIAL (R-2) AND HIGH DENSITY RESIDENTIAL (R-3) TO HIGH DENSITY MULTI-FAMILY RESIDENTIAL (R-3 MF)**

Mayor Edwards addressed the Council, stating that this Ordinance is to rezone certain land on Fair Street from R-2 and R-3 to R-3 MF, and was recommended for approval by the Planning Commission at their 3/16/2021 meeting. He said there were public comments in opposition during the meeting, regarding privacy and property values, multi-family development in that area, traffic, and effects on plants and wildlife.

Mayor Edwards asked the Council if there were any questions.

Darren Warren questioned the rezone of an R-3 to an R-3 MF, stating that it is already R-3 and our Zoning Code only controls density by Lot Size. He recommended that Planning Staff look at revising the Zoning Code. City Attorney Brian Rabal stated that they are in that process. There was a brief discussion.

Brian Rabal read the Ordinance by title only. Josie Reed made a motion to adopt the Ordinance with a 2nd from Wayne Low. All Council Members voted in favor, except Amy Rochette, who voted NO, and the motion carried.

- **Ordinance 2021-21 - AN ORDINANCE TO REZONE CERTAIN LANDS WITHIN THE CENTERTON CITY LIMITS, BELONGING TO CASA AMERICANA INC., FROM AGRICULTURE (A-1) TO HIGH DENSITY RESIDENTIAL SINGLE-FAMILY (R-3 SF)**

Mayor Edwards addressed the Council, stating that this Ordinance is to rezone certain land on Bliss Street from A-1 to R-3 SF. He said this was recommended for approval by the Planning Commission at their 3/16/2021 meeting, and there was no public opposition.

Mayor Edwards asked the Council if there were any questions. There were none.

Brian Rabal read the Ordinance by title only. Keith Higginbotham made a motion to adopt the Ordinance with a 2nd from Amy Rochette. All Council Members voted in favor and the motion carried.

- **Ordinance 2021-22 - AN ORDINANCE TO REZONE CERTAIN LANDS WITHIN THE CENTERTON CITY LIMITS, BELONGING TO ANGLIN PROPERTIES LLC., FROM AGRICULTURE (A-1) TO HIGH DENSITY RESIDENTIAL SINGLE-FAMILY (R-3 SF)**

Mayor Edwards addressed the Council, stating that this Ordinance is to rezone 80 acres on Vaughn Road from A-1 to R-3 SF. He said it was originally a 100 acre Rezone Request, but was reduced to 80 acres. He said a Public Hearing was held before the Planning Commission on 4/06/202, with a concern from an adjacent property owner, regarding safety and a buffer for his cattle operation, but not a concern with development. Edwards said the property is located in the Safety Zone of the XNA Airport. He said 20 acres were removed from the request, to remove the portion of land directly in the flight path of the runway. He said XNA asked for 3 provisions, should the Rezone Request be approved: **1) The granting of a Navigation Easement from this property to the airport. 2) Plat Notification of the property being in an Over-Flight Zone of an airport. 3) Any residential structures on the property be constructed to where there is Sound Attenuation of 30 decibels from outside noise levels to inside noise levels.** He said the result of PC discussion was a reduction of the 100 acre request, down to 80 acres.

Frank Holzkamper – Centerton Utilities Director – He said Centerton Utilities has a significant investment in the Utilities in this area of the city. He said this area is shown as Industrial Use on the Adopted Comprehensive Plan, which limits the property owner's ability to sell their property, and limits what CWSD can have on the Water & Sewer system in that area. He said the Water & Sewer Commission is concerned about their ability to recoup their investment. He said he is not in favor of that entire area being zoned for Industrial Use, as it could be 20-25 years before that area would likely have that type of development. He said there is likely going to be more Residential Use requests coming into that area of our city. Mayor Edwards agreed. Mayor Edwards said that the Planning Commission voted YES on all of the criteria questions, except for the

question asking if the request was consistent with the Adopted Comprehensive Plan. He said PC voted unanimously to approve the amended Rezone Request, including the three (3) provisions from XNA.

City Attorney Brian Rabal stated that his position is that these recommended provisions would be asking for something from this potential developer that we are not asking of other developers. He stated; that being said, these homes could be on the center-line and in the direct path of an airport runway, with planes passing within 450-500 feet overhead. He said he has spoken with the XNA attorney in Tulsa, Ok. and the Director of XNA and they believe that Residential Use is completely incompatible with an airport, due to noise and safety. He said they feel XNA and the City of Centerton could be inundated with citizen complaints, without these provisions being in place. Rabal said he did not think the three (3) provisions should be part of a Rezone approval, but feels that they should be considered for the “soon to be” Centerton residents. He said he felt it could be done in the Development Phase of the project.

City Clerk Todd Wright said the Engineer for the potential developer asked the representative from XNA, what could be done from a construction standpoint and was given some suggestions (which are included in the 4/06/2021 PC Minutes). Wright cautioned that we could potentially have property owners coming to us, stating that “Our Real Estate Agent didn’t tell us there would be airplanes flying over our home”, as a comparison of some of the complaints we currently get, where homeowners “didn’t know”. He recommended that the City do whatever we can to inform the property owners and also protect ourselves.

Darren Warren asked that we look at updating our Land Use Plan before granting Rezone Requests in the future.

Todd Wright stated that we have the Arkansas Economic Development Committee coming to us for some training and hopefully some recommendations on May 6th. He said we realize that “rooftops” do not bring much Tax Revenue to our city, and we need to protect certain land for Commercial and Industrial Development, even if it is going to be 20 years down the road. He pointed out that nobody could have predicted where we currently are 20 years ago. He said if this is not the right place for Industrial Use at this time, although we currently have some Industrial Use already in that area, with the Concrete Plant, the Armory, etc., we need to be mindful of that need, and where to place it. He said we worked on the Comprehensive Plan for two (2) years, and the Water & Sewer Commission was a part of those discussions. He said this is not something that was necessarily just snuck in. He said we knew that the Bella Vista Bypass was coming and we knew that we had the Airport, and we knew we needed to have a place for Industrial Development somewhere. He said hopefully the AEDC can help us with that. He said R-3 zoning is KING right now, for anyone buying or selling land in our area, due to rising land cost, and we need to be able to manage that somehow. He said we have to have a Comprehensive Plan for our city, in order to secure grants and to be able to attract Commercial and Industrial development and to grow our tax base.

Keith Higginbotham asked where these concerns were, for the existing homes, when the airport was built. He said the hotel is definitely in the flight path. **Brian Rabal** said that he understood there had been discussion about litigation regarding the hotel.

Higginbotham said they were condemning and taking land to build the airport and now they are trying to tell property owners what they can and can't do with their land. He said those property owners didn't have a choice when it was built, and they have had to live with it for all of these years. **Todd Wright** said it is not possible for us to know what may have been offered. **Brian Rabal** said there very well could have been some compensation offered, but we don't know. Rabal said XNA realizes that it is possible that many people will purchase homes, not knowing what they are getting into, and are trying to protect themselves and the City. **Misty Elam** asked if it was not the builder's responsibility to notify the homeowner. **Rabal** said that is why we want something in the Plat. He said the Recorded Plat puts the property owner on notice, and anything else, whether oral or otherwise is not binding. **Todd Wright** pointed out that we have had citizens coming in often recently, wanting to build a pool, and stating that their builder or real estate agent didn't tell them that there was a Utility Easement in their back yard. He said that is on the homeowner to know what they are buying. He said a good real estate agent is likely only going to show the houses when planes aren't flying around. He said the reason the airport is speaking up now, is that likely there is the possibility of up to 300 houses being built in this development, and with another development already being approved to the south, that is the potential for up to 600 houses right next to the airport runway. He said the odds are a bit greater that XNA and the City are likely to get a few more phone calls than we have in the last 22 years.

Wayne Low was concerned with the safety of residential homes this close to the runway of the airport. He said his personal home is in one of the flight paths of the airport, although he is further away, and the planes are much higher.

Robert Coffelt pointed out that we are talking about XNA, who is in the Highfill City Limits, who are interfering in our City business. He said he lives out in this area. He said you hear the planes, and you eventually get used to it. He said putting something on the Plat doesn't tell someone how to build a home, and our Code doesn't cover it. He said he can and will only enforce the Codes that we have.

Dan Mitchell with Schuber Mitchell Homes (potential developer) cautioned the City Council about placing conditions on this development that were not placed on the adjacent development to the south, which was rezoned in October 2020. He said that could create an unfair condition of development. He said he doesn't think they would have to follow the rules of Bentonville's Overlay District, and said they have allowed Residential development in Zone 4 previously. He complimented the work of the Centerton Planning Staff up to this point. He pointed out to the City Council that there is no R-3 "SF" zoning in the Centerton City Code. He said he understands that the City wants to know what is being planned, and said that is something that needs to be cleared up in the city. He said he needs for a decision to be made tonight, so that he and Mr. Anglin can come to terms on a contract, and is only asking that a decision be made based on how the City Code reads.

Todd Wright reminded Council that this is only a Rezone Request, not a Development Request, which would come later, and that this property belongs to Mr. Anglin, not anyone else, at this point. He said that is what the Planning Commission had to vote on as well. He pointed out that the adjacent property to the south, which was rezoned in October 2020, came to us prior to the Comprehensive Plan being approved. He said there was a bit of a timing situation there, and we did not have a leg to stand on at that time. He said this request is subject to the Adopted Comprehensive Plan. He said even though there is only a few months between the requests, there was something that took place (the adopting of the Comp Plan) that changed the answers to the questions, and that happens.

Dam Mitchell said his concerns were more with the XNA provisions, as he would have to pay the price, as a developer, whereas the developer to the south may not have to pay the price. He recommended that there be some continuity between the developments.

Robert Coffelt said XNA is not going to dictate what we do. He said our Code is based on State Law.

Rick Hudson said he used to live in the flight path previously, and this is nothing new. He said Single-Family Developments tend to come to him first, due to him operating with the Master Street Plan. He said we have Single Family Homes coming in everywhere, and there is not much Industry coming to him at this time. He said understands the City planning for the future, but it seems like we are just becoming more of a “Bedroom Community”.

Ryan Anglin said he removed the 20 acres from the request to remove any development in the path of the runway. He said no planes currently fly over the remaining 80 acres. He said he has never had any offers of compensation from XNA regarding Noise Abatement. He said he has an opportunity to sell this property and would appreciate the support of the City Council.

Melvin Coffelt said he owns property in this area and has owned it since before XNA was built. He said he lives in that area now. He said XNA did come to the property owners they thought might be in the flight path, back when they were building the airport, stating that would improve the homes if they did not meet certain standards. He said he never heard from them again. He agreed that you do get used to the noise from the planes. He stated that CWSD already had plans in place and had borrowed the money for extending service to this area before the Comp Plan was approved and this area was designated for Industrial Use. He said he just found out last week, and none of his neighbors have received any notice to that effect. He recommended that the City consider each of the property owners when making these types of decisions. He said he thought the law required that these things are to be negotiated to where each party is satisfied. He said the land he owns in this area is worth a lot of money, but there is not a current demand for Industrial Use, so designating this area for Industrial Use affects his ability to sell his property. He said the City needs to be flexible with its Comprehensive Plan.

Judy Coffelt said that every homeowner in the city should have received a letter regarding the Comprehensive Plan. She said they were completely unaware of any

meetings until these two (2) properties were rezoned. **Melvin Coffelt** said CWSD did have a representative working with the Comp Plan, but feels it had already kind of gotten out of hand by then, and the representative didn't know what was going on. **Judy Coffelt** said a Comprehensive Plan should be worked out with the community, coming out with a Plan that would satisfy the community and what needs to be done. She said there are property owners down the road that know nothing about the plan. She said she feels it was not shared with the community. She said they will do whatever they have to do when selling their property. **Todd Wright** said one thing we talked about when presenting the Comprehensive Plan, and Keith Higginbotham was a big help in this, was that we have people that live in the community and are involved in the community on a regular basis, and some that are not. He said we knew that not everybody has internet or Social media. He said we knew that some people come out to Coffee with the Mayor and/or other Public Meetings. He said we knew that we had some people that would only come out when something in the City directly affects them, but choose to stay out otherwise, as both Melvin and Judy Coffelt know, from their experience and positions with the city. He said we knew that we had covered the Comprehensive Plan in our Public Meetings, on Social Media, posted it in Public Places, we also had Community Outreach Meetings. He said we talked about how to reach the rest of the citizens and voted to put a notice in the monthly Water Bill, with help from CWSD, for the entire community. He said we also recognized that some people pay their water bill online, and don't read their bill. He said we even had a City Council Member (Robin Reed) volunteer to go door- to- door to the people on well water. **Judy Coffelt** said they had to notify all surrounding property owners affected by their Rezone Request, and felt they should have gotten a personal letter regarding the Comp Plan. **Todd Wright** said that a big part of our discussion was around how we get ahold of those people in the outlying areas that are not involved. He said that decision also had to include our budget. He said our goal was to satisfy our legal obligation, which we did, and to go beyond that, which we also did. **Judy Coffelt** said the solution is simple; you just get ahold of them. She said if they have to fight to sell their land, it could get very costly.

Ryan Anglin recommended sending a certified letter to every citizen in the city, as there are still people that don't know. He said he doesn't consider being notified until he receives a certified letter.

Robert Coffelt stated that he argued for the certified letters from the beginning, regardless of the legal obligations of the city.

Keith Higginbotham said he did not support the Comprehensive Plan, and was told it was just a piece of paper, by someone.

Mayor Edwards recommended that the Council attend the Planning & Zoning Training, as it talks about the Comprehensive Plan. He said it is a working document.

Darren Warren said the Comprehensive Plan is not written in stone. He said it should be a guiding light, but it doesn't mean that you have to follow it off of a cliff.

John Wary said that anybody that lives around an airport is going to hear planes. He said XNA has day/night average sound level contours around the airport, and the further you are from the airport, the decibel level lowers. He said 65 decibel contour line extends to within a mile of the requested property, so it is outside of this noise level. He said the Federal Government and the FAA consider anything lower than 65 decibels compatible with Residential Development. He said according to this guideline, this property falls within compatible noise levels. He said the XNA representative said although that is currently true, as the airport continues to grow; the 65 decibel contour line could eventually reach this property. He said at that point the property would no longer be compatible for residential development.

Mayor Edwards asked the Council if there were any questions. There were none.

Brian Rabal read the Ordinance by title only. Keith Higginbotham made a motion to adopt the Ordinance, without the three (3) XNA provisions, with a 2nd from Misty Elam. All Council Members voted in favor and the motion carried.

- **Ordinance 2021-23 - AN ORDINANCE VACATING A PORTION OF THE SOUTH THIRTEEN FEET (13') OF THE TWENTY FIVE FOOT (25') REAR YARD PUBLIC UTILITY AND DRAINAGE EASEMENT LOCATED ALONG THE NORTH PROPERTY LINE OF LOT 71 IN THE TAMARRON SUBDIVISION, CITY OF CENTERTON, AS SHOWN ON PLAT RECORD BOOK 2005 PAGES 1023 THRU 1026, BENTON COUNTY, ARKANSAS; AKA 1710 SWEETBRIAR WAY**

Mayor Edwards addressed the Council, stating that this Ordinance is to vacate a 13' portion of the 25' rear Utility & Drainage Easements on Lot 71 of the Tamarron Subdivision, AKA 1710 Sweetbriar Way. He said there are no utilities in this area of the easement. He said the difference between this request and a previous request (Penner), is that there is another 25' UE behind this one, giving a total of 50' of UE. He said the Planning Commission recommended approval at their meeting on 4/02/2021.

Mayor Edwards asked the Council if there were any other questions. There were none.

Brian Rabal read the Ordinance by title only. Keith Higginbotham made a motion to adopt the Ordinance with a 2nd from Misty Elam. All Council Members voted in favor and the motion carried.

- **Ordinance 2021-24 - AN ORDINANCE WAIVING BIDDING REQUIREMENTS FOR THE PURCHASE OF PALM LIVE FINGERPRO ID KIOSK SYSTEM AND ACCESSORIES FOR THE CENTERTON POLICE DEPARTMENT.**

Mayor Edwards addressed the Council, stating that this Ordinance is to waive the competitive bidding requirement for a fingerprinting system for the Police Department, as

there are only two (2) companies that service the State of Arkansas. He said Chief Harper did get bids from both of the companies, and we selected the Palm Live System. Chief Harper was in agreement, as they were the most local. Mayor Edwards said the funds will come out of the Incarceration Fund.

Mayor Edwards asked the Council if there were any questions. There were none.

Brian Rabal read the Ordinance by title only. Wayne Low made a motion to adopt the Ordinance with a 2nd from Josie Reed. All Council Members voted in favor and the motion carried.

(9) Resolutions –

- **Resolution 2021-08 - A RESOLUTION APPROVING AN ANIMAL SERVICES AGREEMENT BETWEEN THE CITY OF CENTERTON, ARKANSAS AND THE CITY OF BENTONVILLE, ARKANSAS, REGARDING ANIMAL CONTROL SERVICES.**

Mayor Edwards addressed the Council, stating that this Resolution is to approve an extension of the agreement for animal control services with the City of Bentonville. He said we currently have an Animal Services Agreement with the City of Bentonville, and they are building their own facility in the near future. He said this is to extend the current agreement for \$7000.00/month for 18 months. Ali Worley, the Bentonville Animal Services Manager and Cody Wilson, the Centerton Animal Control Director, were on the Zoom Meeting call and were both complimentary of working with each other's departments.

Mayor Edwards asked the Council if there were any questions. There were none.

Brian Rabal read the Resolution by title only. Keith Higginbotham made a motion to adopt the Resolution, with a 2nd from Darren Warren. All Council Members voted in favor and the motion carried.

- **Resolution 2021-09 - A RESOLUTION SETTING A PUBLIC HEARING TO DISCUSS THE 8' VACATION OF SIDE UTILITY EASEMENTS LOCATED ON LOT 96 OF VERSAILLES SUBDIVISION CITY OF CENTERTON, BENTON COUNTY, ARKANSAS.**

Mayor Edwards addressed the Council, stating that this Resolution is to set a date of 5/11/2021 for a Public Hearing to discuss the Vacation of Utility Easements on Lot 96 of the Versailles Subdivision.

Mayor Edwards asked the Council if there were any questions. There were none.

Brian Rabal read the Resolution by title only. Misty Elam made a motion to adopt the Resolution, with a 2nd from Wayne Low. All Council Members voted in favor and the motion carried.

- **Resolution 2021-10 - A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK, AS REPRESENTATIVES OF THE CITY OF CENTERTON, ARKANSAS, TO PURCHASE EQUIPMENT WITH PRECISION RESCUE, HARRISON, ARKANSAS FOR THE CENTERTON FIRE DEPARTMENT.**

Mayor Edwards addressed the Council, stating that this Resolution is to approve the purchase of extrication equipment for the Fire Department. He said they are on the HGAC Buying Contract, so we don't have to put it out to bid, and they are local. He said Chief Thompson came to him, asking for this equipment as we have a need for it at times.

Mayor Edwards asked the Council if there were any questions. There were none.

Brian Rabal read the Resolution by title only. Amy Rochette made a motion to adopt the Resolution, with a 2nd from Wayne Low. All Council Members voted in favor and the motion carried.

- **Resolution 2021-10 - A RESOLUTION SETTING THE PUBLIC HEARING TO DISCUSS THE VACATION OF UTILITY EASEMENTS LOCATED ON LOTS 176A AND 177A OF WILLOW CROSSINGS PHASE 1 SUBDIVISION, CITY OF CENTERTON, BENTON COUNTY, ARKANSAS.**

Mayor Edwards addressed the Council, stating that this Resolution is to set a Public Hearing for 5/11/2021, for an Easement Vacation on Lot 176A AND 177A of the Willow Crossing Subdivision.

Mayor Edwards asked the Council if there were any questions. There were none.

Brian Rabal read the Resolution by title only. Josie Reed made a motion to adopt the Resolution, with a 2nd from Amy Rochette. All Council Members voted in favor and the motion carried.

(10) Update on AWIN Radio System and Costs -

Mayor Edwards addressed the Council, stating that the AWIN Radio System is up and running and is working well. He gave an example of its performance during a fire call in Decatur this past weekend. Keith Higginbotham detailed some of the capabilities of the radios. Mayor Edwards said we did finance the radios and we have a balance of \$29,299.84 for Sales Tax. He said we will take it out of the General Fund and split it between the department budgets.

Mayor Edwards asked the Council if there were any other questions. There were none.

Wayne Low made a motion to Approve the payment of \$29,299.84 for the balance due on the AWIN radios, with a 2nd from Amy Rochette. All Council Members voted in favor and the motion carried.

(11) Acknowledge Receipt of Tow Policy – Centerton Police Department –

Mayor Edwards addressed the Council, stating that the Centerton Police Department has a new Tow Policy and the City Attorney has reviewed it.

Mayor Edwards asked the Council if there were any other questions. There were none.

Josie Reed made a motion to Acknowledge Receipt of the Tow Policy for the Centerton Police Department, with a 2nd from Misty Elam. All Council Members voted in favor and the motion carried.

(12) Update on State Aid Grant –

Mayor Edwards addressed the Council, stating that the City applied for a State Aid Grant from the ½ cent Sales Tax. He said this grant is for City Street Projects. He said the grant is up to \$300,000.00 and we apply every 2 years. He said we were not selected this time, but we are moving up on the list, and will eventually be selected. He said if we are selected, we would like to use the funds to continue paving Tycoon Road, down to Motley Road and then to Dorsey Lee Road. He said we may have to work with the City of Bentonville on some of that work. He said we made some improvements to Tycoon Road, Bush Road and Shady Acres Road the last time we received this grant.

Mayor Edwards asked the Council if there were any other questions. There were none.

(13) Position Amendment Request – Centerton Fire Department –

Mayor Edwards addressed the Council, stating that Chief Thompson has an opening at the Fire Department. He said we have been taking applications and have found a qualified applicant. He said Chief Thompson would like to amend the position from Firefighter/EMT at \$14.29/hour to Firefighter/Paramedic at \$17.46/hour. He said that would give us two (2) paramedics on each shift.

Mayor Edwards asked the Council if there were any other questions. There were none.

Wayne Low made a motion to Approve the Position Amendment for the Centerton Fire Department, as presented, with a 2nd from Misty Elam. All Council Members voted in favor and the motion carried.

(14) Schedule Special City Council Meeting – April 21, 2021 –

Mayor Edwards addressed the Council, stating that the Blossom Hills Subdivision is coming before the Planning Commission on 4/20/2021 and if it is recommended for approval, they have requested and is willing to pay for a Special City Council Meeting on 4/21/2021.

Council agreed to a time of 5:30pm for the Special City Council Meeting on 4/21/2021 if necessary.

Mayor Edwards asked the Council if there were any other questions. There were none.

(15) Public Comments –

Judy Coffelt thanked the City Council for allowing them to speak this evening.

Chief Cody Harper presented an opportunity to serve a local family, which were affected by a recent home fire.

(16) Other Business – Executive Session

Wayne Low made a motion to enter into Executive Session to discuss a Personnel Issue, with a 2nd from Misty Elam. All Council Members voted in favor and the motion carried. The time was 7:49 pm

Keith Higginbotham made a motion to exit Executive Session and return to the City Council Meeting, with a 2nd from Misty Elam. All Council Members voted in favor and the motion carried. The time was 9:14 pm

Mayor Edwards stated that there was no action taken at this time.

(17) Announcements -

- **4/14/2021 – City Hall Top Out Ceremony (Municipal Complex) @ 2:00pm**
- **4/17/2021 – Coffee with the Mayor (Virtual) @ 9:00am**
- **4/20/2021 - Planning Commission (Virtual) @ 6:00pm**
- **4/20/2021 – AML Planning and Zoning Training (Virtual) @ 3:00pm**
- **5/04/2021 – Planning Commission (Virtual) @ 6:00 pm**

- **5/06/2021 – ADEC Training (Centerton Utilities Admin) @ 4:00pm**

(18) Adjourn -

Wayne Low made a motion to Adjourn at 9:23 pm with a 2nd from Misty Elam. All Council members voted in favor and the motion carried.

Bill Edwards, Mayor

Todd Wright, City Clerk