



**CITY OF CENTERTON  
CITY COUNCIL MEETING  
JUNE 8, 2021  
6:00 PM**

- (1) **Pledge** – The Pledge Allegiance was recited.
  
- (2) **Prayer** – Todd Wright offered the prayer.
  
- (3) **Roll Call** - Those answering Roll Call were Mayor Bill Edwards, Keith Higginbotham, Darren Warren, Misty Elam, Josie Reed and Amy Rochette. Wayne Low was absent. Those present in-person or via Zoom, and not answering Role Call were City Clerk Todd Wright, City Attorney Brian Rabal, Shannon Zappettini, Planning Director Lorene Burns, Senior Planner Nicole Gibbs, Police Chief Cody Harper, Police Captain Chris Kelley, Fire Chief Matt Thompson, Director of Public Works Rick Hudson, Chief Building Inspector Robert Coffelt and Animal Control Director Cody Wilson.

(4) **Council Minutes** –

**Josie Reed made a motion to Approve the Minutes of the May 11, 2021 & May 19, 2021 City Council Meetings, with a 2<sup>nd</sup> from Amy Rochette. All Council Members voted in favor and the motion carried.**

**Planning Commission & Water & Sewer Minutes** –

**Keith Higginbotham made a motion to Acknowledge Receipt of the Minutes of the May 4, 2021 & May 18, 2021 Planning Commission Meetings & the April 20, 2021 CWSD Meeting, with a 2<sup>nd</sup> from Misty Elam. All Council Members voted in favor and the motion carried.**

- (5) **City and Court Financials**- Mayor Edwards stated that 41.67 % through the year we have received 46.65 % of our Budgeted Revenue. He stated that our Expenditures were at 37.82 %. He detailed some of the city financials, stating that City Sales Tax was up, County Turnback was up, and we did receive our Property Taxes last month. He said all

of our departments were at or below budget. He said the Street Fund revenue is at 51.56% and the expenditures were at 35%.

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

**Keith Higginbotham made a motion to Accept the May, 2021 City & Court Financials, with a 2<sup>nd</sup> from Jose Reed. All Council Members voted in favor and the motion carried.**

**(6) Department Reports -**

The Department Reports were in the Council Packet.

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

**(7) Ordinances –**

**Keith Higginbotham made a motion to Read Ordinances 2021-39, 2021-40, 2021-41, 2021-43 and 2021-44 and Resolution 2021-14 by Title only, with a 2<sup>nd</sup> from Amy Rochette. 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 2021-39, 2021-40, 2021-41, 2021-43 and 2021-44, with a 2<sup>nd</sup> from Josie Reed. All Council Members voted in favor and the motion carried.**

Darren Warren requested that we address Ordinance 2021-43 first, so that any zoning changes would be applicable to Ordinances 2021-39 and 2021-40. Council was in agreement.

- **Ordinance 2021-43 - AN ORDINANCE AMENDING CENTERTON MUNICIPAL CODE TITLE 14, SECTION 14.04.04 TITLED “ZONING DISTRICTS”, CREATING MEDIUM-HIGH DENSITY AND HIGH-DENSITY RESIDENTIAL DISTRICTS OF R3-SF, R3-D, R3-M6, AND R4-MF, RENUMBERING SUBSEQUENT SECTION NUMBERS, AND REZONING VARIOUS LANDS WITHIN THE CITY OF CENTERTON CITY LIMITS.**

Mayor Edwards addressed the Council, stating that this Ordinance is to amend Municipal Code 14.04.04, Zoning Districts.

Senior Planner Nicole Gibbs addressed the City Council, stating that the Council gave the Planning Staff directive in April, 2021 to look at our R-3 zoning and to split out Single-Family Duplex and Multi-Family from that district. She said they were given a target of

the June, 2021 City Council meeting, to present those changes for approval. She said this did go before the Planning Commission, and a Public Hearing was held on 6/01/2021, where PC recommended it to City Council for approval. She provided Council with an exhibit containing the proposed changes; as a Text of the Changes, a Revised Schedule of Uses, and a Revised Zoning Map (some of the zones on the ground would need to change, as R-3 would no longer be in existence). She said the changes to these changes also affect the order of operation found in the Ordinance, so Section 3 shows how the subsequent Titles were shifted. She listed the new districts as presented in the exhibit:

**R3-SF (Medium-High Density Single-Family)**

**R3-D (Medium-High Density Duplex)**

**R3-M6 (Medium-High Density Multiplex)**

**R4-MF (High Density Multi-Family)**

Gibbs said they tried to pull out the districts relatively consistent with how the Code reads today. She said the Single-Family and Duplex districts were pretty easy to do that with, but the Multi-Family districts needed a little bit more “meat” to them, because today’s Multi-Family Code does not function very well. She said they also wanted to create a lower density Multi-Family district for appropriate areas in our community like our downtown. She said there were some changes in the districts, regarding building height, accessory structures, and separation of Multi-Family buildings. She said the intent was to get these districts separated as efficiently and clearly as possible, but we realize that the Multi-Family needs some more work; so the plan is to present this change tonight as Phase 1, to accomplish what the Council’s directive was, but also to continue to work through the R-3 districts a little bit more, especially the Multi-Family districts. She said the over-arching plan is to work through the Zoning Audit, for more comprehensive revisions to Title 14. She said tonight is really a first step to getting our Zoning Code a little more functional.

**Keith Higginbotham** asked about landscape buffers in the open space, specifically the mention of “long shrubs or trees”. He asked if we are leaving that up to the developers, or are we going to dictate what has to be provided. **Gibbs** said the developer will typically present or propose a Landscape Plan to the Planning Staff, followed by the Planning Commission for approval. She said species rarely get discussed, unless it is an evergreen. She said like the other items in a Development Plan, the developer will make proposals to Planning and we work it out together. Higginbotham questioned our ability to “require” a certain type of landscaping, if it is not specific in the Code. **City Clerk Todd Wright** pointed out that a lot of these things are situational, depending on the type or location of the development, and what type of screening is needed. He said this portion of the Code is not where you would find those specifics. **Higginbotham** said he is not aware of specifics in any part of our Code. **Wright** said Title 14 is a Zoning Code and the Landscape specifics will eventually be found in a portion of Title 15 Development Regulations, which we will be discussing in our Joint Work Session on the 6/24/21. **Gibbs** said what currently gives us guidance is the Tree Board Ordinance, which states that “the Planning Commission shall consider a Landscape Plan as part of its review of any Subdivision Plat, Development Plan or Site Plan application”. She said that leaves it

pretty open, and is why we need to get a Landscape Plan in place. She said the language that Higginbotham is questioning, is only for the R4-MF District, and is intended to be relatively vague, as Todd Wright stated. She said will be looking more into open space and screening in Phase 2.

**Rick Hudson** said this is just the first step in the process and we have a long way to go. He said he would like to see the public involved in the Zoning Audit process. He said we are on the right track.

**Darren Warren** thanked the Staff for their efforts in getting this zoning issue resolved.

**Jack Butt, Attorney representing Rausch Coleman Homes**, stated that this change in zoning would affect 12 acres belonging to Rausch Coleman, which are open and ready for development. He said it currently exists as R-3 zoning, which is what it was when they bought it 3 years ago, and the proposed zoning change would be to R3-SF, precluding them to develop this property with apartments. He said the current R-3 zoning allows for the development of apartments, but the proposed R3-SF does not. He said that reduces the density they would be allowed to develop, thereby devaluing the land. He said Rausch Coleman asks that the City take more time to study this issue, rather than passing the Ordinance tonight. He said that these 12 acres are on the south end of 60 acres already developed by Rausch Coleman (Morningside Estates). He said that development has been a collaborative effort between Rausch Coleman and the City of Centerton. He said when they purchased the 12 acres in 2018 they anticipated developing it for its best and highest Use under the R-3 zoning. He said they initially looked at building Single-Family homes, but found that due to circumstances of the lay of the land and street layout, it was not going to be the most efficient use of the property, so they began concept plans for duplexes. He said ultimately, they decided to develop plans for apartments. He said they have put considerable time, effort, and resources into this concept. He said with the Planning Department undertaking this proposed revision of the Zoning Code; it designates this property as R3-SF, in which apartments are prohibited. He said although there was the legally required notification of this proposal, there was no direct notification to Rausch Coleman, which didn't find out until the day before the Planning Commission Meeting (and Public Hearing). He said he felt the Planning Commission's decision was made without the input of Rausch Coleman. He said Rausch Coleman is not interested in overturning this proposal, but rather an opportunity to work with Staff and present these concerns. He briefly touched on Due Process. He mentioned the possible option of grandfathering this property in, or making an exception, but stated that this may also affect other property owners.

**City Attorney Brian Rabal** said he would defer back to the Planning Department, but would be happy to answer any legal questions if necessary.

**Mayor Edwards** stated that if this Ordinance were to be approved, Rausch Coleman would still have the option to come back and request a rezone. He said we are just trying to make the zoning compatible with the surrounding zoning and he is pleased with the efforts of the Staff. He said the adjacent properties are all Single-Family Residential Use.

He said the Planning Commission would still look at the compatibility of apartments in this area, as they would if it were being proposed today. He said he was unaware that Rausch Coleman had plans for apartments coming to us. **Jesse Fulcher, Rausch Coleman Director of Land Planning**, stated that they purchased the land in 2018, and the initial discussion about apartments with Staff would have been in 2019, with 2020 being shut down due to COVID-19. He said he feels a Rezone Request would be an uphill battle. **Edwards** said it would still be an option and feels that the city would be willing to work with them. **Keith Higginbotham** questioned our notification requirements. **Nicole Gibbs** said we have two (2) sections in the Ordinance, one for individual property owners and one for the public body, and they do have different notification requirements. She detailed those requirements. **City Attorney Brian Rabal** said the City Council created the notification requirements in the Code. He said they would also have to be the ones to draft an Ordinance for change. He said the newspaper notification is dictated by State Statute. He also said any change to the Zoning Ordinance being presented tonight would likely require another notification. **Todd Wright** reminded the Council that it was the Council who made this request of the Planning Staff, and there was a Public Hearing held on 6/01/2021. **Planning Director Lorene Burns** stated that the swiftness of this Ordinance being presented was due to the request of the City Council to have this ready for the June City Council Meeting. She said there was a Public Hearing and this Ordinance is the recommendation from the Planning Commission to the City Council for their approval. She said the City Council has the decision to make, of whether to adopt, amend, or deny it. She said they can also send it back to the Planning Commission with recommendations. She said Staff followed all of the required guidelines. She said this was also done previously, when we established the current Zoning Map. **Rick Hudson** said everything the Planning Staff and Planning Commission has done is following the legal code requirements. He said the only way to correct this R-3 Zoning District is to start from the beginning, and we have a long way to go. He said this is only the first step. **Amy Rochette** clarified that there was a Public Hearing, and asked Mr. Fulcher when he found out about the change. He said he spoke to Staff the day of the meeting (his attorney stated that Rausch Coleman found out the day before). She asked if Planning could look at it again. She asked Nicole Gibbs if Staff knew that Rausch Coleman was planning for apartments on this property. **Gibbs** said they have had discussions with them previously, but we have received no application for development. She said an application is the official request, as we have concept meetings and pre-development meetings for people all of the time, for all sorts of things and some pan out and some don't. She said Planning Staff consideration last week was for any property that didn't have a clear-cut designation, as well as the ones that were pretty clear-cut. She said they went back and pulled the Ordinance approving the rezone, and this particular property came in as part of 40 acres, and it came in as R-3. She said everything around this property is single-family residential and our Land Use Plan designates this area as Medium-High Residential Use, which the R3-SF fits. **Keith Higginbotham** read through some of the Planning Commission Criteria Questions for compatibility, and said he didn't know if the Planning Commission would allow apartments with the current zoning, based on the answers to those questions. **Fulcher** said it would be simpler to address the development items than zoning items, when dealing with findings-of-fact. He gave examples. He said they have been working on plans and they were not notified, so they

are asking for an opportunity to be a part of the discussion. **Mayor Edwards** asked if they had any issues notifying the neighbors, should this become a Rezone Request. **Fulcher** said they would notify them throughout the development process and they are willing to work with the neighbors. He said there is a two-step process with zoning and development. He said currently the zoning is already being met, and this change would require them to start all over with that process. He said he doesn't feel that they will get through that process, as all of the neighbors will come out against it, and the majority usually wins in these types of situations. He said he doesn't want to start the zoning process over again. **Todd Wright** again said that the urgency for the Planning Commission came from the request and timeline of the City Council. **Misty Elam** said she agreed, and with what Lorene Burns said, feels like we should give Planning some more time. She said it sounds like they are not even happy with it. **Lorene Burns** gave a brief history of the rezoning and multiple development concepts for the 40 acre property. She said if there is something about this property which will not allow them to develop it as R3-SF that is something they can bring back to the PC for consideration. **Keith Higginbotham** asked when they could have plans to the city. **Fulcher** said LSD would probably take until fall of this year. **Burns** asked about a Concept Plan. **Fulcher** said they can provide the last Site Plan Concept, which Morrison Shipley completed, as well as Elevation Drawings. **Gibbs** asked again about options for tonight, as far as this property and the Brimwoods property, as they did not have clear designations on their Rezone Ordinances. She asked if there was a way to move forward with this proposal, and striking these two properties from the Ordinance, and leaving the R-3 zoning in place for both properties. **Rabal** said it may be a possibility, but he would not recommend it, as it could cause more problems than it solves. There was discussion. **Burns** said it is the City Council's responsibility to establish the zoning. She said the Planning Commission only makes the recommendation. She said the City Council needs to decide what the best Use for this property is currently. She said the city is not creating a hardship on the Rausch Coleman property.

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

**Brian Rabal read the Ordinance by title only. Amy Rochette made a motion to adopt the Ordinance with a 2<sup>nd</sup> from Darren Warren. Darren Warren and Amy Rochette voted YES. Misty Elam, Keith Higginbotham and Josie Reed voted NO, and the motion failed.**

**Keith Higginbotham made a motion to send this Ordinance back to the Planning Commission for the review of the Rausch Coleman and Brimwoods properties, with a 2<sup>nd</sup> from Josie Reed. All Council Members voted in favor and the motion carried.**

- **Ordinance 2021-39 - AN ORDINANCE TO REZONE CERTAIN LANDS WITHIN THE CENTERTON CITY LIMITS, BELONGING TO SCHUBER MITCHELL HOMES FROM AGRICULTURE (A-1) TO HIGH DENSITY SINGLE-FAMILY RESIDENTIAL (R-3 SF)**

Mayor Edwards addressed the Council, stating that this Ordinance is to rezone certain land on Walters Road from A-1 to R-3 SF, and was recommended for approval by the Planning Commission at their 5/18/2021 meeting. He said there was a public hearing held, and there were no public comments.

Mayor Edwards asked the Council if there were any questions. Lorene Burns asked if we are requesting the rezone to R-3 or R3-SF, which doesn't exist. Brian Rabal recommended continuing to rezone with designations as we have been, with the understanding that those designations are meaningless.

**Brian Rabal read the Ordinance by title only. Keith Higginbotham made a motion to adopt the Ordinance with a 2<sup>nd</sup> from Josie Reed. All Council Members voted in favor, except Darren Warren who voted NO, and the motion carried.**

- **Ordinance 2021-40 - AN ORDINANCE TO REZONE CERTAIN LANDS WITHIN THE CENTERTON CITY LIMITS, BELONGING TO RLP DEVELOPMENTS LLC. FROM AGRICULTURE (A-1) TO HIGH DENSITY SINGLE- FAMILY RESIDENTIAL (R-3 SF)**

Mayor Edwards addressed the Council, stating that this Ordinance is to rezone certain land off of Edgewood Road from A-1 to R-3 SF. He said this was recommended for approval by the Planning Commission at their 5/18/2021 meeting, and there were no public comments during the Public Hearing.

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 2<sup>nd</sup> from Amy Rochette. All Council Members voted in favor, except for Darren Warren who voted NO, and the motion carried.**

Brian Rabal recommended that the property owners for both Ordinance 2021-39 and 2021-40 receive notice of the city's intent of changing the Zoning Code for R-3, so that they are aware of how their approval tonight will be affected.

- **Ordinance 2021-41 - AN ORDINANCE ACCEPTING THE FINAL SUBDIVISION PLAT OF BARRINGTON PLACE SUBDIVISION, CREATING LOTS 1-114 AND DETENTION LOTS A AND B, CITY OF CENTERTON, BENTON COUNTY, ARKANSAS.**

Mayor Edwards addressed the Council, stating that this Ordinance is to approve the Final Plat of the Barrington Place Subdivision on Wolverine Drive. He said the Planning Commission recommended approval at their meeting on 6/01/2021. He listed the bond amounts as presented.

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

**Brian Rabal read the Ordinance by title only. Darren Warren made a motion to adopt the Ordinance with a 2<sup>nd</sup> Keith Higginbotham. All Council Members voted in favor and the motion carried.**

- **Ordinance 2021-44 - AN ORDINANCE WAIVING BIDDING REQUIREMENTS FOR THE PURCHASE OF A 2021 DODGE DURANGO FROM SUPERIOR AUTOMOTIVE, SILOAM SPRINGS, ARKANSAS, FOR THE CENTERTON POLICE DEPARTMENT.**

Mayor Edwards addressed the Council, stating that this Ordinance is to waive bidding requirements for a 2021 Dodge Durango for the Police Department at \$33,566.00, which is \$260 over the State Bid price. He said this car would replace a 2014 K-9 Dodge Charger that needs a new engine. He said the car only has 60,000 miles, but has 9000 hours of use on it. Chief Harper answered some questions from Council regarding our K9 program. Edwards said we will surplus the 2014 Dodge Charger.

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 waive the bidding requirements for the purchase of a 2021 Dodge Durango, with a 2<sup>nd</sup> from Darren Warren. All Council Members voted in favor and the motion carried.**

**(8) Resolutions –**

- **Resolution 2021-14 - A RESOLUTION SETTING A PUBLIC HEARING TO DISCUSS THE VACATION OF THE REAR UTILITY EASEMENT LOCATED ON LOT 80 OF THE KENSINGTON HILLS SUBDIVISION, CITY OF CENTERTON, BENTON COUNTY, ARKANSAS.**

Mayor Edwards addressed the Council, stating that this Resolution is to set a date of 7/08/2021 for a Public Hearing to discuss the Vacation of the Rear Utility Easement on Lot 80 of the Kensington Hills 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 2<sup>nd</sup> from Josie Reed. All Council Members voted in favor and the motion carried.**



**(9) Reappoint Jeff Seyfarth, Jerry Harris and Tony Davis to the Centerton Planning Commission, Term Expiring June 30, 2024 -**

Mayor Edwards addressed the Council, asking for their approval to reappoint Jeff Seyfarth, Jerry Harris and Tony Davis to the Centerton Planning Commission, Term Expiring June 30, 2024. Misty Elam asked if these positions are ever posted as being open. Edwards said we post when a position is vacated. Keith Higginbotham recommended looking at posting the positions as open, when a term is ending, since they are not elected positions. Misty Elam asked if there were by-laws. Edwards said there were. He explained the current process for posting an opening, and interviewing applicants. Amy Rochette asked how someone could move into our city and find out about an opening. Edwards said we post openings on our city website and our social media pages. Higginbotham said he felt there were people currently in place that are set in their ways and won't let anything into the city that they don't want. City Clerk Todd Wright said that he disagrees and feels that is unfair to say. He recommended that if anyone on the Council does not wish for a term to be extended, to vote NO. Mayor Edwards said he felt we have a really good Planning Commission at this time. Higginbotham said right now some of the commissioners don't have to do anything but show up and collect a paycheck. Darren Warren said that is when the City Council would rely on the Planning Staff for a recommendation to Council. City Attorney Brian Rabal said it is the City Council which has appointed these Commissioners in the first place, and they have the same power to not re-appoint. Misty Elam asked that we possibly look at changing the by-laws. Darren Warren said there are already things in place to cover when a Commissioner is not fulfilling their duties, and hopes we don't run off good Commissioners, because they feel like they have to fight for their position. Rabal said we could possibly look at posting a notification of sorts, allowing for applications for the Council to review and decide whether to reappoint or not. Wright reminded them that the vote in front of Council tonight is to reappoint these three (3) individuals, and if you wish for a change, then don't vote in favor, whether it is as a group or as individuals. He said as far as the citizens are concerned, they have elected the City Council members to represent them in these types of votes. He said otherwise, if you have an issue with a Commissioner, then come and speak to Staff about it. He recommended attending Planning Commission meetings on a regular basis, to get an unbiased opinion about the Commissioners. He explained some of the Planning Commission process and recommended that Council Members really start paying attention to these rezones and other items, because the City Council ultimately has the final vote. He said it is not fair to the citizens or the Planning Commission for them to spend two 4-hour meetings or more on an item, just to have a City Council Member vote NO, without having any of the shared information.

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

**Darren Warren made a motion to reappoint Jeff Seyfarth, Jerry Harris and Tony Davis to the Centerton Planning Commission, Term Expiring June 30, 2024, with a 2<sup>nd</sup> from Josie Reed. All Council Members voted in favor and the motion carried.**

**(10) Reappoint Nathan Bice, Justin Rushing, Levey Williams and Don Casteel to the Parks and Recreation Advisory Board, Term Expiring July 31, 2023 -**

Mayor Edwards addressed the Council, asking for their approval to reappoint Nathan Bice, Levey Williams to the Parks and Recreation Advisory Board, Term Expiring July 31, 2023. He said they are having quarterly meetings at this point.

City Clerk Todd Wright pointed out that both the Planning Commission and Parks & Recreation Advisory Board were smaller at one time, and we have expanded them to allow for more opportunities for people to serve and to give us a broader perspective.

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

**Keith Higginbotham made a motion to reappoint Nathan Bice, Justin Rushing, Levey Williams and Don Casteel to the Parks and Recreation Advisory Board, Term Expiring July 31, 2023, with a 2<sup>nd</sup> from Amy Rochette. All Council Members voted in favor and the motion carried.**

**(11) Purchase Kustom Signals Smart 18 HP Radar Trailer –**

Mayor Edwards addressed the Council, stating that speeding is an issue in our community. He asked the blessing of the Council to purchase a radar trailer. He detailed the benefits of the trailer. He said the cost would be \$12,068.00, delivered with options. There was discussion.

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

**Keith Higginbotham made a motion to approve the purchase of a Kustom Signals Smart 18HP Radar Trailer, with a 2<sup>nd</sup> from Josie Reed. All Council Members voted in favor and the motion carried.**

**(12) Acknowledge Resignation of Council Member Wayne Low –**

Mayor Edwards addressed the Council, presenting a Letter of Resignation from Councilman Wayne Low for Ward 3 - Position 1. He said there are 3 ½ years left on his term. He said if we were a city with a population of 20,000 or more, we could hold a Special Election to fill the open seat, but because we are under that 20, 000 threshold, the position is required to be filled by appointment.

Edwards said Darren Warren is in Ward 3 – Position 2, and has 1 ½ years left on his term. He said due to the length of the remaining open position term; he has spoken to the County Clerk, Municipal League and to Darren Warren, and after those discussions, recommends that we accept the resignation of Darren Warren from Ward 3 – Position 2, followed by an immediate appointment of Warren to the seat vacated by Wayne Low (Ward 3 – Position 1).

He said this is completely admissible, is being discussed in an open meeting, and will leave the newly open seat (Ward 3 – Position 2) with a 1 ½ year term. There was discussion, and Council agreed to the recommendation. Mayor Edwards said he is prepared to post the opening for Ward 3 – Position 2, and detailed the processed of interviews for appointment.

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

**Misty Elam made a motion to Acknowledge the Resignation of Council Member Wayne Low from Ward 3 – Position 1, with a 2<sup>nd</sup> from Keith Higginbotham. All Council Members voted in favor and the motion carried.**

Darren Warren offered his immediate resignation from Ward 3 – Position 2.

**Misty Elam made a motion to Acknowledge the Resignation of Council Member Darren Warren from Ward 3 – Position 2, with a 2<sup>nd</sup> from Amy Rochette. All Council Members voted in favor and the motion carried.**

Mayor Edwards addressed the Council, recommending the appointment of Darren Warren to Ward 3 – Position 1.

**Josie Reed made a motion to Appoint Darren Warren to Ward 3 – Position 1, with a 2<sup>nd</sup> from Misty Elam. There was a roll call. All Council Members voted in favor and the motion carried.**

Mayor Edwards swore Darren Warren in for Ward 3 – Position 1, Term ending 12/31/2024.

Mayor Edwards said he would post the opening for Ward 3 – Position 2.

**(13) Acknowledge Receipt of the Water and Sewer Commission Audit –**

Mayor Edwards addressed the Council, asking them to acknowledge receipt of the Centerton Water & Sewer Commission Audit. The Audit was in the Council packets.

**Keith Higginbotham made a motion to Acknowledge Receipt of the Water and Sewer Commission Audit, with a 2<sup>nd</sup> from Misty Elam. All Council Members voted in favor and the motion carried.**

**(14) Public Comments – None**

**(15) Other Business –**

- **Brush Truck for Fire Department** – Mayor Edwards addressed the Council, stating that we have been having informal discussions about purchasing a Brush Truck for

the Fire Department and plan to account for it in the 2022 Budget. He said we do plan to finance it, and would be able to do so, likely for 5-years with ACT78. He said Chief Thompson has been shopping around in preparation for this purchase. He said we are looking at spending \$200,000.00 or less, would like to get feedback from the Council, in case we find one available prior to Budget time. City Attorney Brian Rabal recommended calling a Special City Council Meeting, should we find a truck prior to the Budget Meeting.

Fire Chief Matt Thompson addressed the Council, expressing his wish for a Brush Truck for the Fire Department, to aid in swift-water rescues, limited-access fire fighting, etc. He presented an example of a truck to Council, and detailed its capabilities. There was discussion.

Council agreed to allow Chief Thompson to continue looking for a Brush Truck, and also agreed to hold a Special Council Meeting if necessary.

- **Planning Commission - In-Person Meetings, starting 7/20/2021** – Mayor Edwards said he has been in discussions with Planning Commission Chairman Jeff Seyfarth and Planning Director Lorene Burns and they have agreed to transition back to in-person meetings on 7/20/2021. There were questions from both Keith Higginbotham and Misty Elam, about why they are waiting until 7/20. Mayor Edwards and City Clerk Todd Wright addressed their questions.

**(16) Announcements -**

- **6/15/2021 - Planning Commission (Virtual) @ 6:00pm**
- **6/19/2021 – Coffee with the Mayor (Virtual) @ 9:00am**
- **6/24/2021 – Joint Work Session @ 5:30 pm @ Centerton Utilities Bldg.**
- **7/06/2021 - Planning Commission (Virtual) @ 6:00pm**
- **7/08/2021 – City Council Meeting @ 6:00 pm**
- **7/20/2021 – Planning Commission @ 6:00 pm**

**(17) Adjourn -**

**Amy Rochette made a motion to Adjourn at 8:49 pm with a 2<sup>nd</sup> from Misty Elam. All Council members voted in favor and the motion carried.**

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Bill Edwards, Mayor

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Todd Wright, City Clerk