



**CITY OF CENTERTON
CITY COUNCIL MEETING
SEPTEMBER 12, 2017**

The city council was called to order by Mayor, Bill Edwards. The Pledge of Allegiance was recited. The prayer was offered by Todd Wright. Those Present and answering roll call were Mayor Bill Edwards, Keith Higginbotham, Josie Reed, Robin Reed, Keith Higginbotham, Wayne Low, Darren Warren and Misty Elam. Those present and not answering role call were City Clerk Todd Wright, Financial Director Pam Grant, City Attorney Brian Rabal, Street Superintendent Rick Hudson, Police Chief Cody Harper, Fire Chief Delton Bush, Planning Director Lorene Burns, Water & Sewer Superintendent, Chief Building Inspector Robert Coffelt and Court Clerk Elizabeth Hulse. Animal Control Supervisor Terry Sanchez was absent.

- (1) Council Minutes-** Josie Reed made a motion to approve the August 15th, 2017 City Council and August 23rd, 2017 Special city Council minutes with a 2nd from Misty Elam. All council members voted in favor and the motion carried.

- (2) Planning and Water & Sewer Minutes-** Keith Higginbotham made a motion to acknowledge receipt of the July 18th, 2017 CWSD meeting minutes and July 25th, 2017 Planning Commission meeting minutes, with a 2nd from Wayne Low. All council members voted in favor and the motion carried.

- (3) City and Court Financials-** Mayor Edwards stated that 67% through the year we have received 68.65% of our budgeted revenue. He stated that our expenditures were at 60.31%. He highlighted some of the financials for the council. Wayne Low made a motion to accept the August 2017 City and Court financials, with a 2nd from Darren Warren. All council members voted in favor and the motion carried.

(4) **Department Reports- Building Inspection-** Robert Coffelt's report was in the council member's Dropbox packets. **Planning-** Lorene Burns' Planning Project Status Report was in the council member's Dropbox packets. **Police-** Cody Harper's report was in the council member's Dropbox packets. **Streets / Parks & Rec-** Rick Hudson's reports were in the council member's Dropbox packets. **Fire-** Delton Bush's report was in the council member's Dropbox packets. **Water & Sewer-** Frank Holzkamper's report was in the council member's Dropbox packets. **Animal Control-** Terry Sanchez's report was in the council member's Dropbox packets.

(5) **Ordinance 2017-50- AN ORDINANCE TO ACCEPT RIGHT-OF-WAY ALONG KIMMEL ROAD DEDICATED BY EDWARD AND WANDA J. ADKINS PER WARRANTY DEED RECORDED IN BOOK 2017 PAGES 50852-50856.** Mayor Bill Edwards addressed the council and explained the need for this ordinance to accept right-of-way dedication of certain lands. He asked if there were any questions. There were none. Josie Reed made a motion to read the ordinance by title only, with a 2nd from Misty Elam. All council members voted in favor and the motion carried. Brian Rabal read the ordinance by title only. Wayne Low made a motion to suspend the rule requiring the reading of the ordinance on 3 separate occasions with a 2nd from Keith Higginbotham. All council members voted in favor and the motion carried. Josie Reed made a motion to adopt the ordinance with a 2nd from Darren Warren. All council members voted in favor and the motion carried.

(6) **Ordinance 2017-51- AN ORDINANCE VACATING PORTIONS OF THE PLATTED UTILITY AND DRAINAGE EASEMENTS; ON LOT 115 OF THE COPPER OAKS SUBDIVISION, CITY OF CENTERTON, AS RECORDED IN BOOK 2005 AT PAGES 350-351 IN THE RECORD OF BENTON COUNTY, ARKANSAS.** Mayor Bill Edwards addressed the council and explained the need for this ordinance to vacate utility and drainage easements. Mayor Edwards asked if there were any questions. There were none. Keith Higginbotham made a motion to read the ordinance by title only, with a 2nd from Wayne Low. All council members voted in favor and the motion carried. Brian Rabal read the ordinance by title only. Wayne Low made a motion to suspend the rule requiring the reading of the ordinance on 3 separate occasions with a 2nd from Misty Elam. All council members voted in favor and the motion carried. Keith

Higginbotham made a motion to adopt the ordinance with a 2nd from Josie Reed. All council members voted in favor and the motion carried.

(7) Resolution 2017-17- A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK, AS REPRESENTATIVES OF THE CITY OF CENTERTON, ARKANSAS, TO ACCEPT A WARRANTY DEED FOR THE LIFT STATION TENDERED BY CAN-ARK DIAMOND REALTY-DIAMOND ESTATES LLC.

Mayor Edwards addressed the council and explained the need for this resolution to accept a warranty deed for a lift station. Mayor Edwards asked if there were any questions. There were none. Wayne Low made a motion to read the resolution by title only with a 2nd from Josie Reed. All council members voted in favor and the motion carried. Brian Rabal read the resolution by title only. Robin Reed made a motion to adopt the resolution with a 2nd from Wayne Low. All council members voted in favor and the motion carried.

(8) Resolution 2017-20- A RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION AND USE OF A PRELIMINARY OFFICIAL STATEMENT IN CONNECTION WITH THE MARKETING OF THE CITY OF CENTERTON'S SALES TAX AND USE TAX REFUNDING AND IMPROVEMENT BONDS, SERIES 2017 AND AUTHORIZING THE EXECUTION OF A BOND PURCHASE AGREEMENT; ENGAGING PROFESSIONALS FOR THAT PURPOSE; AND FOR RELATED PURPOSES.

Jim Fowler of Rose Law Firm addressed the council and explained the need for this non-binding resolution to authorize the underwriters to go out and market the bonds. He stated that the council will have the opportunity to approve the bond sale at a special City Council meeting scheduled for 5:30 p.m. on 9/28/17. Jim stated that if we have a good result from tonight's election, we will publish the mayor's proclamation of the tax and go forward with the issuance of a preliminary official statement, which is the prospectus that the bond buyers will get, and then the underwriter will establish a rate that will be presented back to council as rate of the bonds, size of the bonds and the maturity dates at the 9/28/17 meeting, with the passage of a Bond Ordinance. Daniel Allen addressed the council, stating that if the vote passes tonight he and the city officials have a call tomorrow with Standard & Poor, a rating agency that evaluates the ability for the city to repay the debt, based on sales tax collections. He stated that the city currently has an "A" rating and expects no problems. Daniel stated documentation has been forwarded to bond insurers, as a 3rd party between the investors and the city and allowing the city to get a lower borrowing cost. Daniel stated that an offering document (POS) would be distributed to investors next Wednesday and sell bonds on Thursday 9/28/17. Daniel stated that the money would be in the bank November 1st, 2017. There was discussion. Mayor Edwards asked if there were any questions. There were none. Robin Reed made a motion to read the

resolution by title only with a 2nd from Wayne Low. All council members voted in favor and the motion carried. Brian Rabal read the resolution by title only. Darren Warren made a motion to adopt the resolution with a 2nd from Robin Reed. All council members voted in favor and the motion carried.

(9) Accept Resignation of Bethy Slyter from the Planning Commission- Mayor Edwards addressed the council and presented a letter of resignation from Bethy Slyter from the Planning Commission, effective September 7th, 2017. Mayor Edwards asked if there were any questions. There were none. Robin Reed made a motion to accept the resignation of Bethy Slyter from the Planning Commission with a 2nd from Misty Elam. All council members voted in favor and the motion carried.

(10) Appoint Ty Manning to the Centerton Planning Commission- Mayor Edwards addressed the council and asked for their approval to appoint Ty Manning to the Centerton Planning Commission. Wayne Low made a motion to appoint Ty Manning to the Centerton Planning Commission with a 2nd from Josie Reed. All council members voted in favor and the motion carried.

(11) Discuss Initial Bond Amounts for September 28, 2017 Meeting- Mayor Edwards asked for the council's approval to set bond amounts at the 9/28/17 meeting as follows:

Total -	\$8,000,000.00
City Hall/Court -	\$4,000,000.00 (up to 25% for eng. / arch. Costs)
Streets -	\$2,500,000.00
Parks -	\$1,500,000.00

There was discussion. Robin Reed made a motion to approve the initial Bond amounts as discussed and agreed upon above, with a 2nd from Josie Reed. All council members voted in favor and the motion carried.

(12) Other Business- None.

- (13) **Announcements-** Mayor Edwards stated that the Arkansas Municipal League Conference will be held in Ft. Smith, Ar. January 10-12, 2018 and that “Coffee with the Mayor” would be this Saturday, September 16th, 2017 at 9:00 a.m. Mayor Edwards gave a detailed follow-up on another successful Centerton Day.

Darren Warren made a motion to adjourn with a 2nd from Wayne Low. All council members voted in favor and the motion carried.

Bill Edwards, Mayor

Todd Wright, City Clerk