



**CITY OF CENTERTON  
CITY COUNCIL MEETING  
MARCH 10, 2020  
6:00 PM**

- (1) **Pledge** - The Pledge of Allegiance was recited.
  
- (2) **Prayer** - The prayer was offered by Keith Higginbotham.
  
- (3) **Roll Call** - Those Present and answering Roll Call were Mayor Bill Edwards, Keith Higginbotham, Wayne Low, Darren Warren, Misty Elam, Robin Reed and Josie Reed. Those present and not answering Role Call were City Clerk Todd Wright, Attorney Tina Adcock-Thomas, Financial Director Pam Grant, Senior Planner Director Nicole Gibbs, Police Chief Cody Harper, Fire Chief Matt Thompson, Director of Public Works Rick Hudson, Chief Building Inspector Robert Coffelt and Cody Wilson from the Centerton Animal Shelter.
  
- (4) **Council Minutes** –  
  
**Robin Reed made a motion to Approve the Minutes of the February 11, 2020 City Council Meeting, with a 2<sup>nd</sup> from Josie Reed. All Council Members voted in favor and the motion carried.**

**Planning Commission, Water & Sewer and Parks & Recreation Minutes –**

**Keith Higginbotham made a motion to Acknowledge Receipt of the Minutes of the February 4, 2020 and February 18, 2020 Planning Commission Meetings; February 10, 2020 Parks & Recreation Meeting; and January 21, 2020 CWSD Meeting, with a 2<sup>nd</sup> from Wayne Low. All Council Members voted in favor and the motion carried.**

- (5) **City and Court Financials-** Mayor Edwards stated that 16.67% through the year we have received 16.59% of our Budgeted Revenue. He stated that our Expenditures were at 15.77%. Edwards highlighted Building Permits and City and County Sales Tax.

**Wayne Low made a motion to Accept the February, 2020 City Financials and Court Financials, with a 2<sup>nd</sup> from Keith Higginbotham. All Council Members voted in favor and the motion carried.**

(6) **Department Reports-**

The Department Reports were in the Council Packet.

- **Police-** First of 3 new Dodge Durango's came in.

(7) **Ordinances -**

- **Ordinance 2020-12- AN ORDINANCE TO REZONE CERTAIN LANDS WITHIN THE CENTERTON CITY LIMITS, BELONGING TO JIMMY & SHAUNA THOMPSON AND THE DALE & REBECCA J. THOMPSON TRUST, FROM LIGHT INDUSTRIAL (I-1) AND AGRICULTURAL (A-1) TO HIGH DENSITY RESIDENTIAL SINGLE FAMILY (R-3 SF).**

Mayor Edwards addressed the Council, stating that this Ordinance is to approve a Rezone property off of Tycoon Road and Bush Road from (I-1) & (A-1) to (R-3 SF). He said there was a Public Hearing at the 2/18/20 Planning Commission Meeting, where the Planning Commission recommended it to City Council for approval. He said there was one public comment, expressing concern with density in that area, but the PC explained that there was already compatible use near this property.

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

**Robin Reed made a motion to read the Ordinance by title only, with a 2<sup>nd</sup> from Darren Warren. All Council Members voted in favor and the motion carried. Tina Adcock-Thomas read the Ordinance by title only. Robin Reed made a motion to suspend the rule requiring the reading of the Ordinance on 3 separate occasions with a 2<sup>nd</sup> from Josie Reed. All Council Members voted in favor and the motion carried. Wayne Low made a motion to adopt the Ordinance with a 2<sup>nd</sup> from Darren Warren. All Council Members voted in favor, and the motion carried.**

- **Ordinance 2020-13- AN ORDINANCE TO REZONE CERTAIN LANDS WITHIN THE CENTERTON CITY LIMITS, BELONGING TO PAUL PINKLY CONSTRUCTION, INC., , FROM AGRICULTURAL (A-1) TO HIGH DENSITY RESIDENTIAL SINGLE FAMILY (R-3 SF).**

Mayor Edwards addressed the Council, stating that this Ordinance is to approve a Rezone property off of Brookside Road and rainbow Farm Road from (A-1) to (R-3 SF). He said there was a Public Hearing at the 2/18/20 Planning Commission Meeting, where the Planning Commission recommended it to City Council for approval. He stated that there were 5 public comments, generally concerned with existing drainage issues in the area. He said PC explained that this request was just for a Rezone, and those other concerns would be addressed during the Large Scale Development Plan. He said the engineer stated that they were aware of the existing drainage issues.

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

**Wayne Low made a motion to read the Ordinance by title only, with a 2<sup>nd</sup> from Misty Elam. All Council Members voted in favor and the motion carried. Tina Adcock-Thomas read the Ordinance by title only. Keith Higginbotham made a motion to suspend the rule requiring the reading of the Ordinance on 3 separate occasions with a 2<sup>nd</sup> from Darren Warren. All Council Members voted in favor and the motion carried. Josie Reed made a motion to adopt the Ordinance with a 2<sup>nd</sup> from Keith Higginbotham. All Council Members voted in favor, and the motion carried.**

- **Ordinance 2020-14- AN ORDINANCE TO REZONE CERTAIN LANDS WITHIN THE CENTERTON CITY LIMITS, BELONGING TO STEELE DEVELOPMENT INC, FROM AGRICULTURAL (A-1) TO HIGH DENSITY RESIDENTIAL SINGLE-FAMILY USE (R-3 SF).**

Mayor Edwards addressed the Council, stating that this Ordinance is to approve a Rezone property off of Bliss Street from (A-1) to (R-3 SF). He said there was a Public Hearing at the 2/18/20 Planning Commission Meeting, where the Planning Commission recommended it to City Council for approval. He said there was one public comment, asking if it was going to be developed for a single structure or for apartments, and expressed concern about the possibility of septic systems. PC explained that it was a Rezone Request for Single-Family Homes, which would be tied to adjacent sewer, but there were no plans for development at this time.

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

**Robin Reed made a motion to read the Ordinance by title only, with a 2<sup>nd</sup> from Josie Reed. All Council Members voted in favor and the motion carried. Tina Adcock-Thomas 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 2<sup>nd</sup> from Darren Warren. All Council Members voted in favor and the motion carried. Keith Higginbotham made a motion to adopt the Ordinance with a 2<sup>nd</sup> from Darren Warren. All Council Members voted in favor, and the motion carried.**

- **Ordinance 2020-15- AN ORDINANCE TO REZONE CERTAIN LANDS WITHIN THE CENTERTON CITY LIMITS, BELONGING TO VFAM GROUP INC, FROM AGRICULTURAL (A-1) TO SINGLE FAMILY HIGH DENSITY RESIDENTIAL FOR SINGLE FAMILY USE (R-3 SF).**

Mayor Edwards addressed the Council, stating that this Ordinance is to approve a Rezone property off of Bush Road from (A-1) to (R-3 SF). He said there was a Public Hearing at the 2/18/20 Planning Commission Meeting, where the Planning Commission recommended it to City Council for approval.

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

**Josie Reed made a motion to read the Ordinance by title only, with a 2<sup>nd</sup> from Misty Elam. All Council Members voted in favor and the motion carried. Tina Adcock-Thomas read the Ordinance by title only. Keith Higginbotham made a motion to suspend the rule requiring the reading of the Ordinance on 3 separate occasions with a 2<sup>nd</sup> from Misty Elam. All Council Members voted in favor and the motion carried. Wayne Low made a motion to adopt the Ordinance with a 2<sup>nd</sup> from Josie Reed. All Council Members voted in favor, and the motion carried.**

- **Ordinance 2020-16- AN ORDINANCE TO REZONE CERTAIN LANDS WITHIN THE CENTERTON CITY LIMITS, BELONGING TO JACOB AND CHRISTINA GUERIN, FROM AGRICULTURAL (A-1) TO HIGH DENSITY RESIDENTIAL SINGLE FAMILY (R-3 SF).**

Mayor Edwards addressed the Council, stating that this Ordinance is to approve a Rezone property north of Bush Road from (A-1) to (R-3 SF). He said there was a Public Hearing at the 2/18/20 Planning Commission Meeting, where the Planning Commission recommended it to City Council for approval. He said there was one public comment asking about a timeline for planned Keller Road extending from

Bush Road extending north to Centerton Blvd. PC explained that it would come with development in that area.

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

**Robin Reed made a motion to read the Ordinance by title only, with a 2<sup>nd</sup> from Darren Warren. All Council Members voted in favor and the motion carried. Tina Adcock-Thomas read the Ordinance by title only. Keith Higginbotham made a motion to suspend the rule requiring the reading of the Ordinance on 3 separate occasions with a 2<sup>nd</sup> from Wayne Low. All Council Members voted in favor and the motion carried. Keith Higginbotham made a motion to adopt the Ordinance with a 2<sup>nd</sup> from Misty Elam. All Council Members voted in favor, and the motion carried.**

**(8) Resolutions -**

- **Resolution 2020-01- A RESOLUTION BY THE CITY OF CENTERTON SUPPORTING THE HOUSE JOINT RESOLUTION 1018 OF 2019 (HR1018 OF 2019), PROPOSING AN AMENDMENT TO THE ARKANSAS CONSTITUTION TO CONTINUE A LEVY OF A ONE-HALF PERCENT SALES AND USE TAX FOR STATE HIGHWAYS AND BRIDGES; COUNTY ROADS, BRIDGES, AND OTHER SURFACE TRANSPORTATION; AND CITY STREETS, BRIDGES, AND OTHER SURFACES TRANSPORTATION AFTER THE RETIREMENT OF THE BONDS AUTHORIZED IN ARKANSAS CONSTITUTION, AMENDMENT 91, AS SPECIAL REVENUE TO BE DISTRIBUTED UNDER THE ARKANSAS HIGHWAY REVENUE DISTRIBUTION LAW.**

Mayor Edwards addressed the Council, stating that this Resolution is to show support as a Council, for the continuation of existing half-cent Sales and Use Tax. He said it still goes to the voters in November 2020. He pointed out that \$221,000.00 of our \$600,000.00 Road Budget comes from this tax. There was brief discussion.

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

**Keith Higginbotham made a motion to read the Resolution by title only, with a 2<sup>nd</sup> from Robin Reed. All Council Members voted in favor and the motion carried. Tina Adcock-Thomas read the Resolution by title only. Keith Higginbotham made a motion to adopt the Resolution, with a 2<sup>nd</sup> from Robin Reed. All Council Members voted in favor and the motion carried.**

- **Resolution 2019-20- A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK, AS REPRESENTATIVES OF THE CITY OF CENTERTON, ARKANSAS, TO ENTER INTO AN AGREEMENT WITH MORRISON SHIPLEY ENGINEERS, BENTONVILLE, ARKANSAS FOR CIVIL DESIGN AND SURVEYING SERVICES TO PREPARE CONSTRUCTION PLANS FOR THE VAUGHN ROAD PROJECT IN THE CITY OF CENTERTON, ARKANSAS.**

Mayor Edwards addressed the Council, stating that this Resolution is to enter into an agreement with Morrison Shipley to engineer plans to replace a Box Culvert on Vaughn Road.

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

**Wayne Low made a motion to read the Resolution by title only, with a 2<sup>nd</sup> from Darren Warren. All Council Members voted in favor and the motion carried. Tina Adcock-Thomas read the Resolution by title only. Wayne Low made a motion to adopt the Resolution, with a 2<sup>nd</sup> from Misty Elam. All Council Members voted in favor and the motion carried.**

**(9) Moving Permit- Thompson Property -**

Mayor Edwards addressed the Council, stating that this Moving Permit is to allow Jimmy Thompson to move his Modular Home about a ½ mile from 9300 N. Tycoon Road to 13251 Shady Acres Road. He said both properties are owned by Mr. Thompson. He said this item is coming to the Council for approval because of how the Code reads. He said it was approved by the Planning Commission at their 3/3/20 meeting. He said that he, Planning Director Lorene Burns, Chief Building Inspector Robert Coffelt and City Attorney Brian Rabal are going to meet to review and make changes to the Code, to streamline it. Coffelt gave a history of how the Code became what it is today. Edwards said Thompson has paid his \$100.00 Permit Fee, and agrees to pay a \$500.00 Completion Deposit. He said the City will come back and do a Utilities Inspection. Director of Public Works Rick Hudson agreed to waive the Damage to Streets Bond

**Wayne Low made a motion to Approve the Moving Permit for Jimmy Thompson, with a 2<sup>nd</sup> from Robin Reed. All Council members voted in favor and the motion carried.**

**(10) Appoint Cody Wilson as Centerton Animal Control Director -**

Mayor Edwards addressed the Council, stating that Cody Wilson has been the Interim Animal Control Director for 90 days, and stated that he is prepared to go ahead and Appoint him permanently to the position.

**Robin Reed made a motion to Approve the Appointment of Cody Wilson to Animal Control Director, with a 2<sup>nd</sup> from Keith Higginbotham. All Council members voted in favor and the motion carried.**

**(11) Acknowledge Receipt of Police Department Seat Belt Policy -**

Mayor Edwards addressed the Council, stating that as we are again participating in the STEP Program, we need to adopt this policy.

**Misty Elam made a motion to Acknowledge Receipt of the Centerton Police Department Seat Belt Policy, with a 2<sup>nd</sup> from Josie Reed. All Council members voted in favor and the motion carried.**

**(12) Remove Police Card Printer and Software, and John Deere Aerator from Capital Asset List -**

Mayor Edwards addressed the Council, stating that we are asking to remove these two items from our Capital Asset List.

**Keith Higginbotham made a motion to Remove Police Card Printer and Software (No Serial # associated), and John Deere Aerator (Serial# 1TC800ACJHT120020) from Capital Asset List, with a 2<sup>nd</sup> from Robin Reed. All Council members voted in favor and the motion carried.**

**(13) State Aid Grant Update-**

Mayor Edwards addressed the Council, stating that 191 Municipalities applied for this Grant, and 77 were approved at the meeting he attended. He said he was told we were still on the list and it will go in the same order as applied. He said he felt there was a good chance we get it next year or the year after.

**(14) Public Comment - None**

**(15) Other Business - None**

**(16) Announcements -**

- **3/21/2020 – Coffee with the Mayor**

**(17) Adjourn -**

**Wayne Low made a motion to adjourn at 6:40 PM with a 2<sup>nd</sup> from Josie Reed. 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