



**CITY OF CENTERTON
CITY COUNCIL MEETING
SEPTEMBER 10, 2019**

- (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, Josie Reed, Robin Reed and Misty Elam. Darren Warren was absent. Those present and not answering Role Call were City Clerk Todd Wright, City Attorney Brian Rabal, Katie Reynolds, City Planner Nicole Gibbs, Police Chief Cody Harper, Fire Chief Matt Thompson and Animal Control Supervisor Terry Sanchez. Financial Director Pam Grant, Director of Public Works Rick Hudson, Planning Director Lorene Burns, Chief Building Inspector Robert Coffelt and Centerton Utilities Director Frank Holzkamper were absent.

- (4) **Council Minutes** –

Wayne Low made a motion to Approve the Minutes of the August 13th, 2019 City Council Meeting, with a 2nd from Josie Reed. All Council Members voted in favor and the motion carried.

Planning and Water & Sewer Minutes –

Keith Higginbotham made a motion to Acknowledge Receipt of the Minutes of the August 6th, 2019 and August 20th, 2019 Planning Commission Meetings, and June 16th, 2019 CWSD Meeting, with a 2nd from Misty Elam. All Council Members voted in favor and the motion carried.

- (5) **City and Court Financials**- Mayor Edwards stated that 67% through the year we have received 79.16% of our Budgeted Revenue. He stated that our

Expenditures were at 76.06%. Mayor Edwards detailed some of the July revenue and expenditures for the Council:

Josie Reed made a motion to Accept the July, 2019 City and Court Financials, with a 2nd from Misty Elam. All Council Members voted in favor and the motion carried.

(6) Department Reports-

The Department Reports were in the Council Packets.

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

(7) Ordinances -

- **Ordinance 2019-26- AN ORDINANCE TO REZONE CERTAIN LANDS WITHIN TH CENTERTON CITY LIMITS, BELONGING TO BRENT WOBSER, FROM AGRICULTURAL (A-1) TO NEIGHBORHOOD COMMERCIAL (C-3).**

Mayor Edwards addressed the Council, stating that this Ordinance is to Rezone land on Gamble Road. He said it was recommended to Council for approval at the 9/3/19 Planning Commission Meeting. There was discussion.

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 2nd from Josie Reed. 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.

- **Ordinance 2019-27- AN ORDINANCE ACCEPTING THE AMENDED FINAL PLAT OF ORCHARD PARK PH 1 SUBDIVISION, CREATING LOTS 1-34, LOT "A" & TRACT "A", BEING IN THE CENTERTON PLANNING AREA, S16-T20N-R31W, BENTON COUNTY, ARKANSAS, AND OTHER PURPOSES.**

Mayor Edwards addressed the Council, stating that this Ordinance is to accept the amended Final Plat for Orchard Park Phase 1, adding a statement from Carrol Electric and Black Hills Energy.

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 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. Robin Reed made a motion to adopt the Ordinance with a 2nd from Josie Reed. All Council Members voted in favor and the motion carried.

- **Ordinance 2019-28- AN ORDINANCE AUTHORIZING THE ISSUANCE OF A GENERAL REVENUE PROMISSORY NOTE (RADIO PROJECT), SERIES 2019; PROVIDING FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON THE NOTE; AUTHORIZING THE EXECUTION AND DELIVERY OF A SECURITY AGREEMENT PROVIDING SECURITY FOR THE NOTE; DECLARING AN EMERGENCY; AND PRESCRIBING OTHER MATTERS RELATING THERETO.**

Mayor Edwards addressed the Council, stating that this Ordinance is to authorize funding for radios, in the amount of \$314,367.18. He said he proposed radios for Administration, Police, Fire, Code Enforcement and Animal Control, at the last Council meeting. He said after the storm we had the other night, he decided to purchase 10 more hand-held radios, to be able to be handed out at City Hall to the Street Department, as well as others that might need them. He said this still keeps us within the \$325,000.00 that was approved by Council. He detailed the capabilities of the radios, as well as options for their use.

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 2nd from Josie Reed. 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. Robin Reed made a motion to adopt the Ordinance with a 2nd from Misty Elam. All Council Members voted in favor and the motion carried. Brian Rabal read the Emergency Clause. Josie Reed made a motion to adopt the Emergency Clause with a 2nd

from Misty Elam. All Council Members voted in favor and the motion carried.

(8) Resolutions -

- **Resolution 2019-17- A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK, AS REPRESENTATIVES OF THE CITY OF CENTERTON, ARKANSAS, TO ACCEPT IRREVOCABLE STANDBY LETTERS OF CREDIT 2019-08 AND 2019-09 FROM CHAMBERS BANK, FAYETTEVILLE, ARKANSAS ON BEHALF OF CAN-ARK DIAMOND REALTY GREENHOUSE LLC FOR DEFERMENT OF IMPROVEMENTS ON THE WATERCOLOR APARTMENTS PROJECT.**

Mayor Edwards addressed the Council, stating that this Resolution is to accept two Letters of Credit from Chambers Bank on behalf of Can-Ark Diamond Realty, for the Watercolors Apartment Project. He said we had already approved the Letters of Credit, but the Developer changed banks, so we are asking for approval for the Letters of Credit from the new bank. There was discussion about accepting Bonds versus Letters of Credit.

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

(9) Reappoint Craig Langford and Amber Beale to the Centerton Planning Commission with Term Expiring 6/30/2022 -

Mayor Edwards addressed the Council, asking that Council reappoint Craig Langford and Amber Beale to the Planning Commission, with term expiring 6/22/2022.

Robin Reed made a motion to Reappoint Craig Langford and Aber Beale to the Planning Commission with term expiring 6/30/2022, with a 2nd from Wayne Low. All Council Members voted in favor and the motion carried.

(10) Shred-It Fee Update -

Mayor Edwards addressed the Council, stating that he was asked by the Council to check on pricing for a Paper Shredding Event/Fundraiser. He said we did reach out to Shred-It and were given a price of \$950.00 for 3 hours. He said we might be able to get Shred-It to put a shredder in the lobby for a more reasonable price. Keith Higginbotham said he thought that was more than he would support spending at this time. He said he researched other options that individuals could use. He also said we may be able to shop it between other vendors and get a better price. Robin Reed suggested having the A&P Commission fund the event, as a City Promotion. There was discussion.

No Action was Taken.

(11) Discuss Adding 1 Part-Time and 1 Auxiliary Officer to the Centerton Police Department -

Police Chief Cody Harper addressed the Council, stating that he would like to fill 2 positions at the Police Department:

- 1) Part-Time Position that will have primary duties of Property and Evidence, up to 20 hours a week.
- 2) Reserve Officer with CID investigation and computer/electronic device forensics training and experience.

Mayor Edwards provided the Council with an e-mail from Chief Harper detailing the positions.

Chief Harper described the duties of each position to Council, as well as the qualifications of the two people he has in mind to fill the positions. Harper recommended Dennis Schumacher for the Reserve Officer Position at \$20.00/month and Jerry Harper for the Part-Time Officer Position (Likely as a Civilian Employee) at \$14.00/hr. Harper said the Part-Time Officer would report directly to Detective Nicholson. There was discussion.

Keith Higginbotham made a motion to Approve the Reserve Officer Position at \$20/month and Part-Time Officer Position at \$14.00/hr. with duties as presented by Chief Harper, with a 2nd from Wayne Low. All Council Members voted in favor and the motion carried.

(12) Other Business-

- **Remove Fire Department Vending Machine (Value: \$3158.52, Serial # 16126288PE) from the Capital Assets List and dispose.** Mayor Edwards

addressed the Council, stating that Chief Thompson told him the plastic internal parts to the vending machine are broken and it is no longer working. He asked that we allow him to dispose of it and remove it from the Capital Assets List. There was discussion.

Robin Reed made a motion to dispose of Vending Machine (Serial #16126288PE) and remove it from the Capital Assets List, with a 2nd from Wayne Low. All Council Members voted in favor and the motion carried.

(13) Announcements -

- **Centerton Day 9/14/19**
- **Coffee with the Mayor 8/17/19 9:00 AM**

(14) Adjourn -

Misty Elam made a motion to adjourn at 6:59 PM with a 2nd from Josie Reed. All Council members voted in favor and the motion carried.

Bill Edwards, Mayor

Todd Wright, City Clerk