

**CITY OF CENTERTON
CITY COUNCIL MEETING
OCTOBER 14, 2014**

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, Skye Petty, Misty Elam, Robin Reed and Tommy Laird. Josie Reed was absent. Those present and not answering roll call were Todd Wright, Jennifer Robinson, Brian Rabal, Police Chief Lance Johnson, Water & Sewer Superintendent Frank Holzkamper, Planning Director Lorene Burns, Fire Chief Delton Bush, Street Superintendent Rick Hudson, Animal Control Supervisor Terry Sanchez and Building Inspector Robert Coffelt.

Public Hearing- Oak Tree Easement Vacations- Mayor Edwards addressed the council and audience and detailed the need for this public hearing for easement vacations in the Oak Tree subdivision. Skye Petty made a motion to open the public hearing with a 2nd from Misty Elam. All council members voted in favor and the motion carried. Mayor Edwards asked if there was anyone in attendance that wanted to speak on the subject of the easement vacations. There was no persons present to speak on the matter. Keith Higginbotham made a motion to close the public hearing with a 2nd from Skye Petty. All council members voted in favor and the motion carried.

- (1) **Council Minutes-** Robin Reed made a motion to adopt the minutes from the September 9, 2014 city council meeting with a 2nd from Misty Elam. All council members voted in favor and the motion carried.

- (2) **Planning, Board of Zoning and Water & Sewer Minutes-** Keith Higginbotham made a motion to acknowledge receipt of the August 26, 2014 Planning minutes, August 26, 2014 Board of Zoning Adjustments minutes and the August 21 , 2014 Water & Sewer minutes with a 2nd from Skye Petty. All council members voted in favor and the motion carried.

- (3) **City and Court Financials-** Mayor Edwards stated that we are 75% through the year and that we have received 86% of our revenue. He stated that our expenditures are at 63%. He stated that he has gone through all of the department budgets and that everyone was under budget. Keith Higginbotham made a motion to accept the September 2014 City and Court financials with a 2nd from Skye Petty. All council members voted in favor and the motion carried.

(4) **Department Reports- Building Inspection-** Robert Coffelt addressed the council. He pointed out the report that he had prepared for the council that was in their packets and asked if there were any questions. There were none. He stated that they have been busy. He said that he and Cherie had gone to the Plumbing Inspector Certification last week and would be going through Electrical Inspector Certification next week. He said that the Electrical Certification requires 16 hours of training per year. Robert detailed the progress on some of the local projects. He told the council that he got a new computer for his desk with current software, and that it is also a tablet. **Planning-** Lorene Burns addressed the council and stated that she included a Project status Report in the council's packets on Dropbox and detailed how to read the report. She stated that there have been about 30 applicants for the Planning Assistant opening and that 2 of those have Planning experience. She said she will be conducting interviews. She said there has been a submittal for a commercial project on Hwy 72 out by the Street Department. She said there is a 24-unit gated Senior Living Community on Bliss Street that has come back to the Planning Commission. She mentioned the Bliss Meadows subdivision that is before the council later in this meeting. She stated that they will be working on updating the Land Use/Zoning Map. Lorene stated that Carol Parker resigned from the Planning Commission. **Police-** Police Chief Lance Johnson addressed the council and pointed out the stats for September 2013 and 2014. He said that a couple things that have caught his attention are that Suspicious People/Suspicious Circumstances, Drug Arrests and Traffic Stops are all up. He attributed a part of that to having additional officers and that they are getting out there and doing their jobs. Lance stated that Alex Wallace has been promoted to CID and that he got his feet wet pretty early with a couple of pretty big cases. He stated that Alex will be out on his own pretty soon, and won't require anyone shadowing him. Lance stated that the drug arrests are mainly marijuana and are mainly from traffic stops with small amounts. Lance stated that Cody Harper has been promoted to Lieutenant, 2nd in charge, and that he is over Patrol and Stats and is still overseeing CID. He said that Cody has brought some fresh ideas to the PD. Lance stated that all of the cars had radar certification today and that they all passed. Lance said they have had a roof leak from the recent rains and that a roofer will be coming out to look at it on Monday. He said that the PD is beyond the 1 year Warranty period. Lance stated that the officer they are looking to hire full-time is certified in-state and that the officer that they are looking at for part-time is out-of-state certified and will have to go through a 40-hour refresher here. Lance was questioned by Misty Elam about some E-mail/Social Media complaints. Lance stated that he has not been able to verify any of them. He said they are going to set up an e-mail specifically for complaints. He said he will not monitor Facebook or other Social Media complaints. He stated that there are 12 officers in the city, with 2, maybe 3 officers on a shift. He said there are 65 miles of road to patrol. He said that his priority is patrolling the schools in the morning and afternoons, while still answering calls. He said they will make adjustments as needed. Mayor Edwards mentioned that we use the Speed Sign as a deterrent at times. **Street-** Rick Hudson addressed the council and pointed out his report in the council's packets and went through that report

with them. Rick complimented the P&R and A&P for their efforts in providing for city parks this year. Rick stated that we bought a 6300 gallon tank for manufacturing salt brine to aid in winter weather protection for our city streets. He said the Seba Road Project is about 90% done, with a couple weeks of work left to do. He said that the A Street Project is complete. He gave the council an update on the McKissick Walking Trail Project and the Thompson Park basketball court. He said they are in the designing process on the Gamble Road Project and that the County is going to design their end. Rick said we should be on our budget target, even with the traffic signal at Seba and Gamble. Rick stated that the ASHD approved the Traffic Study we submitted and are willing to start on the Hwy 72 and Main Street project now. They are just requiring that we pay for ½ of the asphalt cost, which is \$13,000.00. He said Seba Road and Main Street will be more involved, with easement and right-of-way acquisition. He said that will be an 80/20 funded project with the State. Rick stated that the Overlay Grant Project should start any time. He said that Kimmel Road is under design process right now. Rick stated that they are already starting to prepare for winter weather on our roads, with the brine tank and beet juice and rock salt. Rick stated that the High School and Forest Park II both failed recent Street inspections, but are making corrections. He stated that he and Lorene both attended the Fall Flood Plain Management Conference. Keith asked if there was any more signage that could be put up on Hwy 102 to cut down on accidents by the corner. Rick said he would ask about it. **Fire-** Fire Chief Delton Bush stated that they have had 574 fire runs for the year and that they have 40 firefighters at this time. He said we haven't had any swift water rescues with the recent rains and flooding. Delton pointed out that he was not having to wear his neck brace all the time. He says he still has to wear it when he drives, in case of an accident. Delton stated that it is Fire Prevention Month and that they will be at Centerton-Gamble on 10/21/14 and Lifeway Christian on 10/20/14. **Water-** Frank Holzkamper stated that he didn't have a lot to report. He said that construction will begin on the new sewer line on Monday. He said that they had a little over a mile of pipe already laid out at this time in Decatur. He said some of the materials have been delivered for the Allen Lift Station as well. He said there will be On-line Access flyer in the next water bill. He said every city has to have a cross-connection control ordinance in place and detailed the ordinance that is before the council tonight. **Animal Control-** Terry Sanchez addressed the council and stated that everything was going well at the shelter. He said they are working on reducing heating costs at the Shelter for the winter. He said that there were 8 dogs currently at the shelter. **Administration-** Jennifer Robinson addressed the council and stated that she has given the department heads their budget worksheets. She said that she, the Mayor and Robin Reed are going to a Human Resource Workshop in Little Rock in the morning. She said there is an AML Health and Benefits Workshop next month. **Mayor-** Mayor Edwards stated that he will be meeting with the department heads to go over their budget worksheets prior to our council budget meeting.

- (5) Ordinance 2014-31- AN ORDINANCE ESTABLISHING CENTERTON MUNICIPAL CODE 13.05 TITLED PLANNING FEE SCHEDULE AND MODIFYING EXISTING SECTIONS THAT PERTAIN TO SAID FEES.** Mayor Edwards addressed the council and explained the need for this ordinance. Keith Higginbotham made a motion to read the ordinance by title only with a 2nd from Robin Reed. All council members voted in favor and the motion carried. Brian Rabal read the ordinance by title only. Tommy Laird made a motion to suspend the rule requiring the reading the ordinance on 3 separate occasions with a 2nd from Keith Higginbotham. All council members voted in favor. Keith Higginbotham made a motion to adopt the ordinance with a 2nd from Skye Petty. All council members voted in favor and the motion carried.
- (6) Ordinance 2014-32- AN ORDINANCE VACATING THE EASEMENTS LOCATED BETWEEN LOTS 134 AND 135 OF THE OAK TREE SUBDIVISION AS RECORDED IN PLAT BOOK 2007, PAGE 868-872 IN THE RECORD OF BENTON COUNTY, ARKANSAS; ACCEPTANCE OF UTILITY EASEMENT DEDICATION; DECLARING AN EMERGENCY AND FOR OTHER PURPOSES.** Mayor Edwards addressed the council and explained the need for this ordinance. Keith Higginbotham made a motion to read the ordinance by title only with a 2nd from Tommy Laird. All council members voted in favor and the motion carried. Brian Rabal read the ordinance by title only. Tommy Laird 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 Skye Petty. All council members voted in favor and the motion carried. Brian Rabal read the Emergency Clause. Tommy Laird made a motion to approve the emergency clause with a 2nd from Robin Reed. All council members voted in favor and the motion carried.
- (7) Ordinance 2014-33- AN ORDINANCE VACATING THE EASEMENTS LOCATED BETWEEN LOTS 138 AND 139 OF THE OAK TREE SUBDIVISION AS RECORDED IN PLAT BOOK 2007, PAGE 868-872 IN THE RECORD OF BENTON COUNTY, ARKANSAS; ACCEPTANCE OF UTILITY EASEMENT DEDICATION; DECLARING AN EMERGENCY AND FOR OTHER PURPOSES.** Mayor Edwards addressed the council and explained the need for this ordinance. Keith Higginbotham made a motion to read the ordinance by title only with a 2nd from Skye Petty. All council members voted in favor and the motion carried. Brian Rabal read the ordinance by title only. Tommy Laird made a motion to suspend the rule requiring the reading of the ordinance on 3 separate occasions with a 2nd from Skye Petty. All council members voted in favor and the motion carried. Tommy Laird made a motion to

adopt the ordinance with a 2nd from Keith Higginbotham. All council members voted in favor and the motion carried. Brian Rabal read the Emergency Clause. Tommy Laird made a motion to approve the emergency clause with a 2nd from Misty Elam. All council members voted in favor and the motion carried.

(8) Ordinance 2014-34- AN ORDINANCE ACCEPTING THE EASEMENT DEDICATION PER LOT COMBINATION PLAT OF THE GREENHOUSE ADDITION LOT 1A, CITY OF CENTERTON, BENTON COUNTY, ARKANSAS; AND DECLARING AN EMERGENCY. Mayor Edwards addressed the council and explained the need for this ordinance. Tommy Laird made a motion to read the ordinance by title only with a 2nd from Robin Reed. All council members voted in favor and the motion carried. Brian Rabal 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 2nd from Tommy Laird. All council members voted in favor and the motion carried. Tommy Laird made a motion to adopt the ordinance with a 2nd from Keith Higginbotham. All council members voted in favor and the motion carried. Brian Rabal read the Emergency Clause. Tommy Laird made a motion to approve the emergency clause with a 2nd from Keith Higginbotham. All council members voted in favor and the motion carried.

(9) Ordinance 2014-35- AN ORDINANCE TO REZONE CERTAIN LANDS WITHIN THE CENTERTON CITY LIMITS BELONGING TO STEELE DEVELOPMENT, INC. FROM AGRICULTURAL (A-1) TO HIGH DENSITY RESIDENTIAL (R-3) FOR SINGLE FAMILY HOMES; DECLARING AN EMERGENCY. Mayor Edwards addressed the council and explained the need for this ordinance. Tommy Laird made a motion to read the ordinance by title only with a 2nd from Robin Reed. All council members voted in favor and the motion carried. Brian Rabal read the ordinance by title only. Tommy Laird made a motion to suspend the rule requiring the reading of the ordinance on 3 separate occasions with a 2nd from Skye Petty. All council members voted in favor and the motion carried. Tommy Laird made a motion to adopt the ordinance with a 2nd from Keith Higginbotham. All council members voted in favor and the motion carried. Brian Rabal read the Emergency Clause. Keith Higginbotham made a motion to approve the emergency clause with a 2nd from Skye Petty. All council members voted in favor and the motion carried.

(10) Ordinance 2014-36- AN ORDINANCE AMENDING CENTERTON MUNICIPAL CODE, CHAPTER 11.08 TITLED “PLUMBING CODE”; ADDING A CHAPTER TO NUMBER 10.18 TITLED “CROSS-CONNECTION; BACKFLOW”; AND FOR OTHER PURPOSES. Frank Holzkammer addressed the council and explained the need for this ordinance. Keith Higginbotham made a motion to read the ordinance by title only with a 2nd

from Tommy Laird. All council members voted in favor and the motion carried. Brian Rabal read the ordinance by title only. Tommy Laird made a motion to suspend the rule requiring the reading of the ordinance on 3 separate occasions with a 2nd from Skye Petty. All council members voted in favor and the motion carried. Tommy Laird made a motion to adopt the ordinance with a 2nd from Robin Reed. All council members voted in favor and the motion carried.

(11) Resolution 2014-16- A RESOLUTION AUTHORIZING THE RATE OF PROPERTY TAX FOR THE CITY OF CENTERTON FOR THE YEAR 2014 TO BE COLLECTED IN 2015. Mayor Edwards addressed the council and explained the need for this resolution to set the rate of property tax for the city for collections for next year. He stated that there were no changes. Keith Higginbotham made a motion to read the resolution by title only with a 2nd from Misty Elam. All council members voted in favor and the motion carried. Brian Rabal read the Resolution by title only. Tommy Laird made a motion to adopt the resolution with a 2nd from Skye Petty. All council members voted in favor and the motion carried.

(12) Resolution 2014-17- A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE ON BEHALF OF THE CITY AN AGREEMENT WITH MORRISON SHIPLEY ENGINEERS FOR ENGINEERING SERVICES FOR THE CITY OF CENTERTON, ARKANSAS. Rick Hudson addressed the council and explained the need for this resolution, stating that this will authorize the city engineers, Morrison Shipley to engineer Gamble Road improvements. Tommy Laird made a motion to read the resolution by title only with a 2nd from Misty Elam. All council members voted in favor and the motion carried. Brian Rabal read the Resolution by title only. Tommy Laird made a motion to adopt the resolution with a 2nd from Skye Petty. All council members voted in favor and the motion carried.

(13) Resolution 2014-18- CENTERTON, ARKANSAS IN OPPOSITION TO U.S. EPA'S PROPOSED GREENHOUSE GAS EMISSION GUIDELINES FOR EXISTING FOSSIL-FUELED POWER PLANTS. Mayor Edwards addressed the council and explained the need for this resolution to oppose these guidelines. There was discussion. Skye Petty made a motion to read the resolution by title only with a 2nd from Keith Higginbotham. All council members voted in favor, except for Tommy Laird, who voted against, and the motion carried. Brian Rabal read the Resolution by title only. Skye Petty made a motion to adopt the resolution with a 2nd from Misty Elam. All council members

voted in favor, except for Tommy Laird, who voted against, and the motion carried.

- (14) **Resolution 2014-19- A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK, AS REPRESENTATIVES OF THE CITY OF CENTERTON, ARKANSAS, TO ENTER INTO AN AGREEMENT WITH DECCO CONTRACTORS AND PAVING, ROGERS, ARKANSAS, FOR IMPROVEMENTS TO THE WALKING TRAIL AT CENTERTON LAKE.** Mayor Edwards and Rick Hudson addressed the council and explained the need for this resolution. Keith Higginbotham made a motion to read the resolution by title only with a 2nd from Robin Reed. All council members voted in favor and the motion carried. Brian Rabal read the Resolution by title only. Tommy Laird made a motion to adopt the resolution with a 2nd from Misty Elam. All council members voted in favor and the motion carried.
- (15) **Bond Issue Presentation-** Jim Fowler of Raymond James handed the council members a Proposed 2015 Sales Tax Bonds packet made a presentation to them. There was discussion. Keith Higginbotham made a motion to with a 2nd from Skye Petty. All council members voted in favor and the motion carried.
- (16) **Accept resignation of Carol Parker from Planning Commission-** Mayor Edwards read the Letter of resignation of Carol Parker from the Planning Commission. Skye Petty made a motion to accept the resignation of Carol Parker from the Planning Commission with a 2nd from Misty Elam. All council members voted in favor and the motion carried.
- (17) **Accept Parks and Recreation Advisory Board New Members-** Mayor Edwards addressed the council and recommended the acceptance of Buddy Routt, Travis Creasey, Craig Overton and John Box to the Parks and Recreation Advisory Board. Tommy Laird made a motion to accept Buddy Routt, Travis Creasey, Craig Overton and John Box to the Parks and Recreation Advisory Board with a 2nd from Robin Reed. All council members voted in favor and the motion carried.
- (18) **Set Date for Budget Meeting, November 12th or 13th** – Mayor Edwards addressed the council and asked to schedule a budget meeting for either 11/12/14 or 11/13/14. There was discussion. The council agreed to have the budget meeting on 11/13/14 at 6:00 p.m.

(19) Accept Tips/Taps for Purchasing Playground Equipment- Mayor Edwards asked for the council's approval to use Tips/Taps to purchase playground equipment. Tommy Laird made a motion to allow the use of Tips/Taps to purchase playground equipment with a 2nd from Robin Reed. All council members voted in favor and the motion carried.

(20) Other Business- There was no other business.

Tommy Laird made a motion to adjourn with a 2nd from Skye Petty. All council members voted in favor and the motion carried.

Bill Edwards, Mayor

Todd Wright, City Clerk

