

**Searcy City Council – Regular Session**  
**Tuesday, January 8, 2013 7:00 p.m.**  
**Minutes**

Mayor David Morris called to order the Regular Session of the Searcy City Council. The Reverend Kade Curry of the Searcy First Presbyterian Church gave the Invocation, with the Pledge of Allegiance following, led by Alderman Steve Sterling. City Clerk Jerry Morris called the roll with the following Aldermen answering “present”: Logan Cothorn, Mary Ann Arnett, Jim Dixon, Steve Sterling, Dale English, Don Raney, Dale Brewer and Mike Chalenburg. Also present was City Attorney Buck Gibson.

Mayor Morris asked the Council for the consideration of suspending the rules and amending the agenda to include new items consisting of a resolution regarding an agreement with Main Street Searcy pertaining to the parking lot sign at Main Street and Market Street (agenda item #5) and the approval of a transfer of funds from the Capital Equipment Fund to the Airport Projects Funds (agenda item #13-1-c). A motion was made by Mr. Brewer and seconded by Mr. Dixon to suspend the rules and amend the agenda to include the new items. Motion carried with the following voting “yes”: Arnett, Dixon, Sterling, English, Raney, Brewer, Chalenburg and Cothorn.

The minutes of the regular December 11, 2012 meeting of the Council and the minutes of the special sessions of December 6, 2012 and December 20, 2012 were presented for approval. A motion was made by Mr. Cothorn and seconded by Mr. Sterling to approve the three (3) sets of minutes. The following voted to approve: Dixon, Sterling, English, Raney, Brewer, Chalenburg, Cothorn and Arnett.

Clerk/Treasurer Jerry Morris presented and read the Treasurer’s Report which lists the following balances as of 12-31-12: General Fund: \$816,978.24; Street Fund \$796,539.43; Capital Equipment Fund \$109,245.74; LOPFI Fund \$367,298.22; Parks & Recreation Capital Fund \$212.40; Act 833 Fund \$18,332.78; Airport Projects Fund \$47,875.31; Special Highway Tax Fund \$3,709,009.10. He also reported a total of \$6,413,779.23 year-to-date in City and County Sales Tax revenues received, which is up \$165,574.47 from the same time in 2011. The total of all funds (excluding special highway tax fund) is \$2,156,482.12.

Item (5) on the agenda was a resolution to authorize the Mayor and City Clerk/Treasurer to negotiate and execute a use agreement with Main Street Searcy, Inc., associated with a certain sign located on Main Street in Searcy, Arkansas. Mr. Gibson read the resolution in full. A motion was made by Mr. Raney and seconded by Mr. Chalenburg to approve the resolution authorizing the execution of the agreement between the City of Searcy and Main Street Searcy, Inc. associated with a certain sign located on Main Street in Searcy,

Arkansas. Motion carried with the following voting “yes”: Sterling, English, Raney, Brewer, Chalenburg, Cothorn, Arnett and Dixon. **Resolution 2013-01**

Item (6) on the agenda was for the consideration of the reappointment of three (3) members currently serving on the City of Searcy Planning Commission to 3-year terms expiring on February 8, 2015. The three (3) members presented for consideration of reappointment to the Searcy Planning Commission are: 1) Mr. Charles Green, 2) Mr. Jim Wilbourn, and 3) Mr. Ronnie McFarland. A motion was made by Mr. Cothorn and seconded by Mrs. Arnett to approve the reappointment Mr. Green, Mr. Wilbourn, and Mr. McFarland to 3-year terms expiring on February 8, 2015 on the City of Searcy Planning Commission. Motion carried with the following voting “yes”: English, Raney, Brewer, Chalenburg, Cothorn, Arnett, Dixon and Sterling.

Item (7) on the agenda was for the consideration of the reappointment of three (3) members currently serving on the City of Searcy Tree Board to 3-year terms expiring on December 31, 2015. The three (3) members presented for consideration of reappointment to the Searcy Tree Board are: 1) Ms. Freda Morgan, 2) Ms. Sue Ekdahl, and 3) Mr. Mike Cleveland. A motion was made by Mr. Raney and seconded by Mr. Chalenburg to approve the reappointment of Ms. Morgan, Ms. Ekdahl, and Mr. Cleveland to 3-year terms expiring on December 31, 2015 on the City of Searcy Tree Board. Motion carried with the following voting “yes”: Raney, Brewer, Chalenburg, Cothorn, Arnett, Dixon, Sterling and English.

Item (8) on the agenda was for the consideration of the reappointment of Ms. Jean Ann Bell to the City of Searcy Public Library Board for a 6-year term to expire on December 31, 2018. A motion was made by Mr. Cothorn, seconded by Mr. Brewer, to reappoint Ms. Bell to the City of Searcy Public Library Board for a 6-year term to expire on December 31, 2018. Motion carried with the following voting “yes”: Brewer, Chalenburg, Cothorn, Arnett, Dixon, Sterling, English and Raney.

Item (9) on the agenda was for the consideration of the appointment of Ms. Sharon Carder to fill the unexpired term of Ms. Susie Boyett (who resigned due to relocation) on the City of Searcy Public Library Board, with the term set to expire on December 31, 2016. A motion was made by Mr. Raney, seconded by Mr. Dixon, to appoint Ms. Carder to fill the unexpired term on the City of Searcy Public Library Board, to expire on December 31, 2016. Motion carried with the following voting “yes”: Chalenburg, Cothorn, Arnett, Dixon, Sterling, English, Raney and Brewer.

Item (10) on the agenda was a resolution regarding a revision to the City of Searcy future land use plan concerning a re-zone request for real property located at 1811 South Highway 267 (the intersection of Booth Road and Highway 267). Mr. Gibson read the resolution in full. A motion was made by Mr. Raney, seconded by Mr. Sterling, to approve the resolution regarding a revision to the City of Searcy future land use plan concerning certain real property located at 1811 South Highway 267. Motion carried

with the following voting “yes”: Cothorn, Arnett, Dixon, Sterling, English, Raney, Brewer and Chalenburg. **Resolution 2013-02**

Item (11) on the agenda was an ordinance regarding a re-zone request from UT to C3 for real property located at 1811 South Highway 267. A motion was made by Mr. Cothorn, seconded by Mr. Brewer, to suspend the rules and allow reading of the ordinance by title only. Motion carried with the following voting “yes”: Arnett, Dixon, Sterling, English, Raney, Brewer, Chalenburg and Cothorn. Mr. Gibson read the ordinance by title only. A motion was then made by Mr. Raney, seconded by Mr. Dixon, to adopt the ordinance regarding the request for re-zoning real property located at 1811 South Highway 267 from UT to C3. The ordinance passed with the following voting “yes”: Dixon, Sterling, English, Raney, Brewer, Chalenburg, Cothorn and Arnett. Mr. Gibson then read the emergency clause of the ordinance. Motion was made by Mr. Chalenburg, seconded by Mr. Sterling, to adopt the emergency clause, with the following voting “yes”: Sterling, English, Raney, Brewer, Chalenburg, Cothorn, Arnett and Dixon. **Ordinance 2013-01**

Item (12) on the agenda was a request by Mayor Morris for the acknowledgement of the City Council’s review of the City of Searcy 2011 Audit Report from the State of Arkansas Legislative Audit Committee and for the approval of the City of Searcy 2011 Audit Report. A motion was made by Mr. Sterling, seconded by Mrs. Arnett, acknowledging the review of the City of Searcy 2011 Audit Report and also the approval of the said 2011 Audit Report. Motion carried with the following voting “yes”: English, Raney, Brewer, Cothorn, Arnett, Dixon and Sterling. Mr. Chalenburg chose to abstain from voting for the approval of the City of Searcy 2011 Audit Report, explaining that due to being a new member of the Searcy City Council, he had not had sufficient time to review the 2011 Audit Report.

Item (13) on the agenda was a budget appropriation ordinance to:

- a. Appropriate \$100,121.40 to Airport Donations revenue account (#12 4-000-01-01), and appropriate \$100,121.40 to Airport Terminal grant expenditure account (#12 5-040-56-01): [James H. Cone, contractor’s December 31, 2012 invoice for work completed];
- b. Appropriate \$295.12 to Airport Donations revenue account (#12 4-000-01-01), and appropriate \$236.10 (80%) to Airport Terminal grant expenditure account (#12 5-040-56-01), and \$59.02 (20%) to Sitework/Pavement grant expenditure account (#12 5-040-56-02): [SCM Architects services November 30, 2012 invoice];
- c. Authorize a transfer of \$65,000.00 from Capital Equipment Fund to Airport Projects Fund as a loan with reimbursement to the Capital

Equipment Fund upon receipt of 2012 grant money from Arkansas Aeronautics Commission: (#04 5-800-05-04 Transfer to Airport Projects Fund) to (#12 4-000-01-04 Transfer from Capital Equipment Fund);

- d. Appropriate \$26,000.00 from unappropriated reserves to Mayor's expenditure account "Security for Compost (Mulch) Center Cleanup" (01 5-010-05-17)

**Section 2.** The Mayor and City Clerk are authorized to expend the following sums:

- a. \$100,121.40 to James H. Cone, Inc., for December 31, 2012 invoice;
- b. \$295.12 to SCM Architects PLLC, for November 30, 2012 invoice;
- c. \$16,447.30 to Stephenson Oil Company for fuel for all departments;
- d. \$42,896.25 to Admit Computer Services, Inc. for Police Software Annual Maintenance for 2013;
- e. \$64,664.33 to U.S. Bank for the first installment of three toward 2013 APERMA Program invoice (due January 15, 2013; total due - \$193,993.00);
- f. \$41,638.00 to the Municipal League Workers' Compensation Trust for the first installment of four for the year 2013 (total due - \$166,552.00);
- g. \$26,000.00 to First Community Bank for CD for additional financial assurance pertaining to the Searcy Compost Center.

A motion was made by Mr. Raney, seconded by Mr. Dixon, to suspend the rules and allow reading of the ordinance by title only. Motion carried with the following voting "yes": Raney, Brewer, Chalenburg, Cothorn, Arnett, Dixon, Sterling and English. Mr. Gibson read the ordinance by title only. A motion was then made by Mr. Cothorn, seconded by Mr. Dixon, to adopt the ordinance. The ordinance passed with the following voting "yes": Brewer, Chalenburg, Cothorn, Arnett, Dixon, Sterling, English and Raney. Mr. Gibson then read the emergency clause of the ordinance. Motion was made by Mr. Chalenburg, seconded by Mrs. Arnett, to adopt the emergency clause, with the following voting "yes": Chalenburg, Cothorn, Arnett, Dixon, Sterling, English, Raney and Brewer. **Ordinance 2013-02**

The Mayor announced the awarding of a State of Arkansas outdoor recreation grant for the year 2013 in the amount of \$29,685.00, to be used in updating the playground equipment at Yancey Park.

Statements of Financial Interest should be returned to the City Clerk by January 31, 2013.

The Arkansas Municipal League Winter Conference in Little Rock, Arkansas is upcoming on the dates of January 16 – 18, 2013.

A motion was made and seconded to adjourn.

Minutes Approved: February 12, 2013

/s/ David Morris  
MAYOR

ATTEST:

/s/ Jerry Morris  
CITY CLERK

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