

Searcy City Council – Regular Session
Tuesday, May 14, 2013 7:00 p.m.
Minutes

Mayor David Morris called to order the Regular Session of the Searcy City Council. Reverend David Orr of the Searcy, Arkansas First United Methodist 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 announced that additional items were added to the Budget Adjustment Ordinance [specifically items section 1-e (appropriation of \$50,000.00 to Parks and Recreation Capital Fund expenditure account 10 5-080-05-07 ‘*Transfer to General Fund*’; and appropriation of \$50,000.00 to General Fund revenue account 01 4-000-10-13 ‘*Transfer from Parks and Recreation Capital Fund*’), section 1-j (the appropriation for receipt of \$2,950.00 to Airport Donations revenue account [01 4-000-90-13] and the appropriation of \$2,950.00 to the Airport Furnishings expenditure account [01 5-040-05-09], and section 2-e (authorization of payment of \$28,244.00 to SHI International Corporation)] and would entertain a motion to suspend the rules and amend the agenda. A motion was made by Mr. Raney and seconded by Mr. Brewer to suspend the rules and amend the agenda. Motion carried with the following voting “yes”: Arnett, Dixon, Sterling, English, Raney, Brewer, Chalenburg, and Cothorn.

The minutes of the regular April 9, 2013 meeting of the Council were presented for approval. A motion was made by Mr. Brewer and seconded by Mrs. Arnett to approve the 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 4-30-13: General Fund: \$1,036,496.98; Street Fund \$860,689.10; Capital Equipment Fund \$107,638.06; LOPFI Fund \$152,863.97; Parks & Recreation Capital Fund \$151.04; Act 833 Fund \$3,926.91; Airport Projects Fund \$2,824.77; Special 1% Highway Tax Fund \$5,844,191.55. He also reported a total of \$2,131,997.76 year-to-date in City and County Sales Tax revenues received, which is down \$17,985.95 from the same time in 2012. The total of all funds (excluding special highway tax fund) is \$2,164,590.83.

Item (6) on the agenda was for the approval of a memorandum to draw upon the short-term financing agreement regarding the Airport Terminal Project in the amount of \$50,000.00 in order to satisfy the payment of invoices received for construction and architect services for the month of April 2013. A motion was made by Mr. Raney and seconded by Mr. Dixon to approve the memorandum to draw upon the short-term financing agreement for the Airport Terminal Project in the amount of \$50,000.00.

Motion carried with the following voting “yes”: Sterling, English, Raney, Brewer, Chalenburg, Cothorn, Arnett, and Dixon.

Item (7) was a resolution for Council approval for a disc golf association to proceed with the establishment of a proposed disc golf course to be located at Riverside Park in the City of Searcy, Arkansas. Mr. Gibson read the resolution in full. Motion was made by Mr. Cothorn and seconded by Mr. Brewer to pass the resolution regarding the installation of a disc golf course at Riverside Park. Motion carried with the following voting “yes”: English, Raney, Brewer, Chalenburg, Cothorn, Arnett, Dixon, and Sterling. **Resolution 2013-10**

Item (8) was a resolution regarding the transfer of ownership of improvements of a certain hangar lot (parcel #016-11006-000-COM35) located at the Searcy Municipal Airport. After explanation of the request by the interested party (Blansett Enterprises, Inc.) and discussion regarding the resolution that was prepared by City Attorney Gibson, a motion was made to table the resolution until the June 2013 regular meeting of the Searcy City Council. Motion was made by Mr. Brewer and seconded by Mr. Chalenburg to table the resolution until the regular June 2013 meeting of the Searcy City Council. Motion carried with the following voting “yes”: Raney, Brewer, Chalenburg, Cothorn, Arnett, Dixon, Sterling, and English.

Item (9) was a resolution for Council approval for the City of Searcy to enter into an administrative agreement with White River Planning and Development District, Inc. (WRPDD) for them (WRPDD) to provide administrative services to the City of Searcy, Arkansas regarding grant funding of recreation improvements at Yancey Park located in the City of Searcy, Arkansas. Approval of grant funding has been received from the Department of Parks and Tourism for these recreation improvements. Mr. Gibson read the resolution in full. Motion was made by Mr. Chalenburg and seconded by Mr. Cothorn to pass the resolution. Motion carried with the following voting “yes”: Brewer, Chalenburg, Cothorn, Arnett, Dixon, Sterling, English, and Raney. **Resolution 2013-11**

Item (10) was a resolution for the declaration of a nuisance property located at 1106 West Arch Avenue in the City of Searcy, Arkansas. After explanation by City Attorney Gibson that actual ownership of the property has not been established it was recommended by him to table this resolution until the regular June 2013 meeting of the Council. Motion was made by Mr. Raney and seconded by Mr. Sterling to table the resolution until the June 2013 regular meeting of the Council, dependent upon the establishment of proper ownership of the said property. Motion carried with the following voting “yes”: Chalenburg, Cothorn, Arnett, Dixon, Sterling, English, Raney, and Brewer.

Item (11) on the agenda was an ordinance amending Section 2-2 of the Code of Ordinances regarding the expenditure/bid threshold that requires Council approval. The ordinance sets the threshold to be equal to or less than the limit imposed by and

consistent with Arkansas Code Annotated § 14-58-303 without the necessity of procuring competitive bidding. A motion was made by Mr. Raney, seconded by Mrs. Arnett, to suspend the rules and allow reading of the ordinance by title only. Motion carried with the following voting “yes”: Cothorn, Arnett, Dixon, Sterling, English, Raney, Brewer, and Chalenburg. Mr. Gibson read the ordinance by title only. A motion was then made by Mr. Cothorn, seconded by Mr. Sterling, to adopt the ordinance. The ordinance passed with the following voting “yes”: Arnett, Dixon, Sterling, English, Raney, Brewer, Chalenburg, and Cothorn. Mr. Gibson then read the emergency clause of the ordinance. Motion was made by Mr. Raney, seconded by Mrs. Arnett, to adopt the emergency clause, with the following voting “yes”: Dixon, Sterling, English, Raney, Brewer, Chalenburg, Cothorn, and Arnett. **Ordinance 2013-15**

Item (12) on the agenda was an ordinance amending Ordinance Number 683 with respect to the zoning classification concerning a re-zoning of property located immediately west of 3015 West Beebe-Capps Expressway from U-T (Urban Transitional) to C-2 (Commercial) as recommended by the Planning Commission for the City of Searcy, Arkansas. A motion was made by Mr. Raney, seconded by Mr. Chalenburg, to suspend the rules and allow reading of the ordinance by title only. Motion carried with following voting “yes”: Sterling, English, Raney, Brewer, Chalenburg, Cothorn, Arnett, and Dixon. Mr. Gibson read the ordinance by title only. A motion was then made by Mr. Chalenburg, seconded by Mr. Brewer, to adopt the ordinance. The ordinance passed with the following voting “yes”: English, Raney, Brewer, Chalenburg, Cothorn, Arnett, Dixon, and Sterling. Mr. Gibson then read the emergency clause of the ordinance. Motion was made by Mr. Brewer, seconded by Mr. Chalenburg, to adopt the emergency clause, with the following voting “yes”: Raney, Brewer, Chalenburg, Cothorn, Arnett, Dixon, Sterling, and English. **Ordinance 2013-16**

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

Section 1. The budget for the City of Searcy, Arkansas, is amended in the following manner:

- a. Appropriate \$121,161.11 to ‘Airport Donations’ revenue account (#12 4-000-01-01), and appropriate \$62,976.81 to ‘Airport Terminal Grant’ expenditure account (#12 5-040-56-01), and \$58,184.30 to ‘Sitework/Pavement Grant’ expenditure account (#12 5-040-56-02): [James H. Cone, Inc. contractor’s services April 30, 2013 invoice];
- b. Appropriate \$959.16 to ‘Airport Donations’ revenue account (#12 4-000-01-01), and appropriate \$767.33 (80%) to ‘Airport Terminal Grant’ expenditure account (#12 5-040-56-01), and \$191.83 (20%) to ‘Sitework/Pavement Grant’ expenditure account (#12 5-040-56-02): [SCM

Architects services March 31, 2013 invoice];

- c. Appropriate \$2,775.77 to 'Airport Donations' revenue account (12 4-000-01-01) and appropriate \$2,775.77 to 'Airport Terminal Grant' expenditure account (#12 5-040-56-01): [for lettering on the terminal building at the Searcy Municipal Airport];
- d. Appropriate \$64,550.00 to '2012 Ball Field Lighting Project' revenue account (10 4-000-98-01) for receipt of grant reimbursement;
- e. Appropriate an expenditure of \$50,000.00 to Parks and Recreation Capital Equipment Fund expenditure account 'Transfer to General Fund' (10 5-080-05-07) and appropriate revenue of \$50,000.00 to General Fund revenue account 'Transfer from Parks & Recreation Capital Fund' (01 4-000-10-13);
- f. Transfer \$50,000.00 from the Parks and Recreation Capital Fund expenditure account (10 5-080-05-07 'Transfer to General Fund') to the General Fund revenue account (01 4-000-10-13 'Transfer from Parks & Recreation Capital Fund') for reimbursement of loan that was authorized by Ordinance 2012-29;
- g. Appropriate \$5,000.00 to Parks and Recreation Capital Fund expenditure account '2012 Ball Field Lighting Project' (10 5-085-56-01): for payment to White River Planning and Development District for administrative services regarding Parks and Tourism grant project #05-00809-11 (2012 Ball field Lighting Project);
- h. Appropriate \$15,000.00 to General Fund expenditure account (01 5-190-05-14 'Transfer to LOPFI') and \$15,000.00 to the LOPFI Fund revenue account (05 4-000-80-02 'Transfer from General');
- i. Transfer \$15,000.00 from the General Fund (01 5-190-05-'Transfer to LOPFI') to the LOPFI Fund revenue account (05 4-000-80-02 'Transfer from General') for payment of June 2013 LOPFI obligation;
- j. Appropriate \$2,950.00 to 'Airport Donations' revenue account (01 4-000-90-13) for receipt of donations made for airport terminal furniture

purchases and appropriate \$2,950.00 to 'Airport Furniture' expenditure account (01 5-040-05-09);

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

- a. \$121,161.11 to James H. Cone, Inc., for April 30, 2013 invoice regarding contractor's services for the month on April 2013;
- b. \$3,734.93 to SCM Architects PLLC, for March 31, 2013 invoice (\$959.16 for architect service fee and \$2,775.77 for Searcy Municipal Airport lettering on the terminal building);
- c. \$54,787.05 to Stephenson Oil Company for fuel for all departments and other miscellaneous expenditures (\$27,934.50 for gasoline for all departments, \$22,676.43 for diesel fuel for all departments, \$3,785.64 for diesel fuel for mulch center, \$383.51 for oil for mulch center, \$6.97 for fuel additive for Fire department);
- d. \$5,000.00 to White River Planning and Development District for administration of Parks and Tourism grant project #05-00809-11 (2012 Ball field lighting project), to be paid out of Parks and Recreation Capital Fund expenditure account (10 5-085-56-01 '2012 Ball Field Lighting Project');
- e. \$28,244.00 TO SHI International Corporation for the annual Microsoft computer software agreement for the City of Searcy - (01 5-160-05-01 'Software Support');

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

and Brewer. Mr. Gibson then read the emergency clause of the ordinance. Motion was made by Mr. Cothorn, seconded by Mr. Dixon, to adopt the emergency clause, with the following voting "yes": Cothorn, Arnett, Dixon, Sterling, English, Raney, Brewer, and Chalenburg. **Ordinance 2013-17**

The Mayor announced and reiterated that the fundraising effort and activity being conducted in the City of Searcy is not in any way associated with the Searcy Fire Department or the City of Searcy. Both the Fire Department and City Hall are still getting telephone calls regarding this fundraising effort.

The Mayor announced that the street closures located on East Pleasure Avenue and Dr. Jimmy Carr Drive have been implemented in the area of the Legacy Park on the Harding University campus and will be in effect for approximately the next three weeks. These street closures are being done for public safety and the construction workers' safety while construction work is in progress.

The Mayor announced that the annual Law Enforcement Memorial Ceremony will take place at the White County Sheriff's Office/Detention Center on May 15, 2013 at 2:00 p.m.

The Mayor announced a ceremony honoring retiring personnel of the Searcy School District will take place May 15, 2013 at the Searcy School District Administration Building at 3:00 p.m.

The Mayor announced a reception will be held in honor of national EMS week will be held on May 20, 2013 at the NorthStar Headquarters at 2:00 p.m.

A motion was made and seconded to adjourn.

Minutes Approved: June 11, 2013

/s/ David Morris
MAYOR

ATTEST:

/s/ Jerry Morris
CITY CLERK

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