

Searcy City Council – Regular Session
Tuesday, January 14, 2014 7:00 p.m.
Minutes

Mayor David Morris called to order the Regular Session of the Searcy City Council. City of Searcy Chief of Police Jeremy Clark gave the Invocation, with the Pledge of Allegiance following, led by Dan Dawson, Manager for Searcy Water Utilities. City Clerk Jerry Morris called the roll with the following Aldermen answering “present”: Logan Cothorn, Mary Ann Arnett, JR Howard, Steve Sterling, Dale English, Don Raney, Dale Brewer and Mike Chalenburg. Also present was City Attorney Buck Gibson.

The minutes of the regular December 10, 2013 meeting of the Council and the minutes of the special meetings of December 2, 2013 and December 19, 2013 were presented for approval. A motion was made by Mr. Cothorn and seconded by Mr. Howard to approve the minutes. The following voted to approve: Arnett, Howard, Sterling, English, Raney, Brewer, Chalenburg, and Cothorn.

Clerk/Treasurer Jerry Morris presented and read the Treasurer’s Report which lists the following balances as of 12-31-13: General Fund: \$1,428,747.20; Street Fund \$1,491,588.87; Capital Equipment Fund \$13,056.84; LOPFI Fund \$79,177.33; Parks & Recreation Capital Fund \$0.00; Act 833 Fund \$9,825.96; Airport Projects Fund \$1,161.16; Special Highway Tax Fund \$8,054,964.49. He also reported a total of \$6,636,093.23 year-to-date in City and County Sales Tax revenues received, which is up \$222,314.00 from the same time in 2012. The total of all funds (excluding special highway tax fund) is \$3,023,557.36.

Item (5) on the agenda was for the reappointment of Dr. David Cole to the Searcy Airport Commission for a five (5) year term expiring on December 31, 2018. Motion was made by Mr. Howard, seconded by Mr. Sterling for the reappointment of Dr. David Cole to the Searcy Airport Commission for a five (5) year term expiring on December 31, 2018. Motion carried with the following voting “yes”: Howard, Sterling, English, Raney, Brewer, Chalenburg, Cothorn, and Arnett.

Item (6) on the agenda was for continued discussion regarding debris brought from out of the city limits of Searcy, AR to the Searcy Compost Center. Terry Rutherford, Manager of the Searcy Sanitation Department recommended to the Council that any action regarding the issue of debris being brought in from out of town be tabled to allow for further discussion and evaluation as to what actions, if any, need to be taken. Mayor Morris agreed that more discussion was needed before any action is taken. There was no objection expressed by the Council to tabling this issue pending further discussion. Mr. Rutherford also reported that repairs to the grinder at the Compost Center were not going to be as expensive as initially expected. Searcy City Engineer Mark Lane explained that initially it was believed that the roller bearings were going to have to be replaced, but that

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after dismantling and further inspection the roller bearings are in good shape and that a shattered bearing collar/housing was found to be the cause of the problem. The cost for replacement of the collar/housing is expected to be around \$3,000.00, which is much less than the cost of replacement bearings (at a cost of approximately \$10,000.00 per bearing).

Item (7) was a resolution to authorize the Mayor of Searcy to sign a Contract of Obligation regarding the additional financial assurance for the Searcy Compost Center as required by the Arkansas Department of Environmental Quality. The Contract of Obligation calls for an additional \$54,000.00 (in addition to \$51,000.00 already being held in the form of two (2) certificates of deposit - \$25,000.00 and \$26,000.00) to provide financial assurance for corrective actions, closure, or post-closure care of the site. Mr. Gibson read the resolution in full. A motion was made by Mr. Sterling and seconded by Mr. English to approve the resolution authorizing the Mayor to sign the Contract of Obligation regarding additional financial assurance for the Searcy Compost Center as required by the Arkansas Department of Environmental Quality. Motion carried with the following voting "yes": Sterling, English, Raney, Brewer, Chalenburg, Cothern, Arnett, and Howard. **Resolution 2014-01**

Item (8) on the agenda was an ordinance amending the Searcy Code of Ordinances and establishing rules for the governance of meetings of the Searcy City Council. 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 the following voting "yes": English, Raney, Brewer, Chalenburg, Cothern, Arnett, Howard, and Sterling. Mr. Gibson read the ordinance by title only. A motion was then made by Mr. Cothern, seconded by Mr. Sterling, to adopt the ordinance. The ordinance passed with the following voting "yes": Raney, Brewer, Chalenburg, Cothern, Arnett, Howard, Sterling, and English. Mr. Gibson then read the emergency clause of the ordinance. Motion was made by Mr. Chalenburg, seconded by Mr. English, to adopt the emergency clause, with the following voting "yes": Brewer, Chalenburg, Cothern, Arnett, Howard, Sterling, English, and Raney. **Ordinance 2014-01**

Item (9) on the agenda was a budget appropriation ordinance to:

Section 1. The following sums are appropriated in the absence of a budget for the City of Searcy, Arkansas:

- a. Appropriate \$33,436.84 to 'MUNICIPAL 4-LANE HIGHWAY CONSTRUCTION DISTRIBUTION' revenue account (02 4-000-10-05) for receipt of November 2013 turnback revenue and appropriate \$36,133.64 to 'MUNICIPAL 4-LANE HIGHWAY CONSTRUCTION DISTRIBUTION' revenue account (02 4-000-10-05) for receipt of December 2013 turnback revenue;
- b. Appropriate \$119,906.84 to '2013 BOOM LOADER BRUSH TRUCK' expenditure account (04 5-890-53-15) for purchase of Sanitation brush truck;

- c. Appropriate \$125,000.00 to 'TRANSFER TO LOPFI' expenditure account (01 5-190-05-14) in the General Fund and appropriate \$125,000.00 to 'TRANSFER FROM GENERAL FUND' revenue account (05 4-000-80-02) in the LOPFI Fund;
- d. Appropriate \$17,600.00 to 'TRANSFER TO ACT 833 FUND' expenditure account (01 5-190-05-12) in the General Fund and appropriate \$17,600.00 to 'TRANSFER FROM GENERAL FUND' revenue account in the Act 833 Fund. [This will allow for fire truck payments to be made through March 2014] ;
- e. Appropriate \$4,750.73 to Code Enforcement 'BUILDING MAINTENANCE/REPAIRS' expenditure account (01 5-120-02-01) for replacement of building furnace;
- f. Appropriate \$54,000.00 to 'SECURITY FOR MULCH CENTER CLEAN-UP' expenditure account (01 5-010-05-17) for additional security for possible clean-up expenses at the Compost Center as required by the Arkansas Department of Environmental Quality (ADEQ);

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

- a. \$36,667.90 to Stephenson Oil Company for fuel for all departments;
- b. \$44,646.25 to Admit Computer Services, Inc. for Police Software Annual Maintenance for 2014;
- c. \$64,664.67 to U.S. Bank for the first installment of three toward 2014 APERMA Program invoice (due January 15, 2014; total due - \$193,994.00);
- d. \$58,807.25 to the Municipal League Workers' Compensation Trust for the first installment of four for the year 2014 (total due - \$235,229.00);
- e. \$4,750.73 to Billy Ellis Service Company for furnace/heating unit for Code Enforcement building;
- f. \$54,000.00 to First Community Bank for the acquisition of a Certificate of Deposit as security for possible clean-up expenses at the Compost Center, as required by the Arkansas Department of Environmental Quality;

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": Chalenburg, Cothorn, Arnett, Howard, Sterling, English, Raney, and Brewer. Mr. Gibson read the ordinance by title only. A motion was then made by Mr. Sterling, seconded by Mr. Howard, to adopt the ordinance. The ordinance passed with the following voting "yes": Cothorn, Arnett, Howard, Sterling, English, Raney, Brewer, and Chalenburg. Mr. Gibson then read the emergency clause of the ordinance. Motion was made by Mr. Raney, seconded by Mr. Chalenburg, to adopt the emergency clause, with the following voting "yes": Arnett, Howard, Sterling, English, Raney, Brewer, Chalenburg, and Cothorn. **Ordinance 2014-02**

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The Mayor announced:

- A proposed 2014 budget for the City of Searcy will be presented to the City Council at a Committee of the Whole meeting to be held on Tuesday, January 21, 2014 at 5:00 p.m.
- A reminder that the completed 'Statement of Financial Interest' should be returned to the City Clerk's office by January 31, 2014

A motion was made and seconded to adjourn.

Minutes Approved: February 11, 2014

/s/ David Morris
MAYOR

ATTEST:

/s/ Jerry Morris
CITY CLERK

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