

**Searcy City Council – Regular Session**  
**Tuesday, April 9, 2019 6:00 p.m.**  
**Minutes**

A public hearing had been advertised to be held at 6:00 p.m. on April 9, 2019. The purpose for this public hearing was for the consideration of any public input regarding amending Chapter 28 of the Code of Ordinances, providing for a modification of sewer rates for residential, commercial, and industrial users. Mayor Kyle Osborne opened the public hearing. No person requested to speak. Mayor Osborne closed the public hearing.

Mayor Kyle Osborne called to order the Regular Session of the Searcy City Council. Karl McLarty gave the Invocation, with the Pledge of Allegiance following, led by Rodger Cargile. City Clerk/Treasurer Jerry Morris called the roll with the following Council members answering “present”: Logan Cothorn, Mary Ann Arnett, Chris Howell, Rodger Cargile, Dale English, Don Raney, Dale Brewer and Mike Chalenburg. Also present was City Attorney Buck Gibson.

Item (3) on the agenda was for a motion to suspend the rules and amend the agenda to add items: (9) resolution authorizing the execution and performance under the terms of a certain agreement for the provision of video monitoring equipment for use by the Searcy Police Department, (12-1-e) budget adjustment ordinance appropriation for a donation to the Searcy Fire Department, (12-1-f) budget adjustment ordinance appropriation for relocation of power lines/poles for the Country Club Road improvement project, (12-1-g) budget adjustment ordinance appropriation for engineering services for the North Main Street improvement project, (12-1-h) budget adjustment ordinance appropriation for construction services for the Country Club Road improvement project, (12-2-e) budget adjustment ordinance authorization to expend funds for relocation of power lines/poles for the Country Club Road improvement project, (12-2-f) budget adjustment ordinance authorization to expend funds for engineering services for the North Main Street improvement project, and (12-2-g) budget adjustment ordinance authorization to expend funds for construction services for the Country Club Road improvement project. A motion was made by Mr. Raney and seconded by Mr. Brewer to suspend the rules and amend the agenda to add the items. Mayor Osborne asked if there was any discussion regarding the motion. There was none. Motion carried with the following voting “yes”: Arnett, Howell, Cargile, English, Raney, Brewer, Chalenburg, and Cothorn.

The minutes of the regular March 12, 2019 meeting of the Council were presented for approval. A motion was made by Mr. Cothorn and seconded by Mrs. Arnett to approve the minutes. The following voted to approve: Howell, Cargile, 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 3-31-2019: General Fund: \$1,602,161.11; Street Fund \$1,425,569.00; Capital Equipment Fund \$17,745.43; LOPFI Fund \$159,841.31; Act 833 Fund \$27,578.98; Airport Fund \$35,989.73. The total of all of the preceding funds is

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\$3,268,885.56. He also reported the following balances as of 3-31-2019: Special Highway Connector Route Tax Fund \$4,043,785.41; 2014 Eight Year Plan Fund \$7,608,784.86; Information Technology Projects Fund \$29,776.96; Special Projects Fund \$2,562.42; 0.25% Fire Protection Services County Sales Tax Fund \$203,034.44. He also reported a total of \$1,624,922.70 year-to-date in City and County Sales Tax revenues received, which is down \$53,114.29 from the same time in 2018.

Item (6) on the agenda was for the consideration of an approval of a change order for the type of water pipe for the Country Club Road improvement project. The change order was for an increase in project cost in the amount of \$56,350.00, due to the requirement of the use of ductile iron pipe instead of the PVC pipe originally proposed. A motion was made by Mr. Raney and seconded by Mr. Cothorn to approve the change order for an increase in the amount of \$56,350.00 for the use of ductile iron water pipe on the Country Club Road improvement project. Motion carried with the following voting “yes”: Cargile, English, Raney, Brewer, Chalenburg, Cothorn, Arnett, and Howell.

Item (7) on the agenda was for the setting of a date and time for a public hearing regarding the application for a private club permit that has been submitted by Central Arkansas Soccer Academy, Inc., D/B/A Whole Hog Café – Searcy, Arkansas. A motion was made by Mr. Raney and seconded by Mr. Cargile to set the date and time of May 14, 2019 at 6:00 p.m. at City Hall for a public hearing regarding the application for a private club permit submitted by Central Arkansas Soccer Academy, Inc., D/B/A Whole Hog Café – Searcy, Arkansas. Motion carried with the following voting “yes”: English, Raney, Brewer, Chalenburg, Cothorn, Arnett, Howell, and Cargile.

Item (8) was a resolution to authorize the application for a 90/10 grant from the Arkansas Department of Aeronautics (ADA), in the amount of up to \$150,000.00, for drainage improvements and surface repairs at the Searcy Municipal Airport. Mr. Gibson read the resolution in full. A motion was made by Mr. Howell and seconded by Mrs. Arnett to approve the resolution to authorize the application for a 90/10 grant from the Arkansas Department of Aeronautics (ADA), in the amount of up to \$150,000.00, for drainage improvements and surface repairs at the Searcy Municipal Airport. Motion carried with the following voting “yes”: Raney, Brewer, Chalenburg, Cothorn, Arnett, Howell, Cargile, and English. **Resolution 2019-10**

Item (9) was a resolution authorizing the execution and performance under the terms of a certain agreement with Watchguard, Inc. for the provision of video monitoring equipment for use by the Searcy Police Department. Mr. Gibson read the resolution in full. Motion was made by Mr. Cothorn and seconded by Mr. Chalenburg to pass the resolution. Motion carried with the following voting “yes”: Brewer, Chalenburg, Cothorn, Arnett, Howell, Cargile, English, and Raney. **Resolution 2019-11**

Item (10) on the agenda was the third reading of an ordinance authorizing Great White Holdings, D/B/A Guacamole Grill of Searcy to file for a private club permit with the Alcohol Beverage Control Division under the provisions of the City of Searcy private club permit ordinance and Arkansas law. Mr. Gibson read the ordinance in full. A

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motion was made by Mr. Raney, seconded by Mr. Cargile, to adopt the ordinance. The adoption of the ordinance passed with a vote of six (6) “yes” and two (2) “no”. The following voting “yes”: Cothorn, Arnett, Howell, Cargile, English, and Raney. The following voting “no”: Brewer and Chalenburg. Motion was made by Mr. English, seconded by Mr. Raney, to adopt the emergency clause. Mayor Osborne asked if there was any discussion regarding the motion to adopt the emergency clause. Mr. Brewer stated that he is not in favor of adopting the emergency clause and does not see the need to declare an emergency. Motion failed with a vote of one (1) “yes” and seven (7) “no”. Voting “yes” was English and voting “no” was Cothorn, Arnett, Howell, Cargile, Raney, Brewer, and Chalenburg. **Ordinance 2019-10**

Item (11) was an ordinance amending Chapter 28 of the Code of Ordinances providing for a modification of sewer rates for residential, commercial, and industrial users. 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”: Arnett, Howell, Cargile, English, Raney, Brewer, Chalenburg, and Cothorn. Mr. Gibson read the ordinance by title only. A motion was then made by Mr. Cothorn, seconded by Mrs. Arnett, to adopt the ordinance. The ordinance passed with the following voting “yes”: Howell, Cargile, English, Raney, Brewer, Chalenburg, Cothorn, and Arnett. **Ordinance 2019-11**

Item (12) 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 \$150,000.00 from 2014 Eight Year Plan Fund unappropriated reserves to ‘TRANSFER TO LOPFI FUND’ expenditure account (#14 5-190-05-04) for payment of LOPFI retirement obligation;
- b. Appropriate \$1,500.00 to ‘FIRE DONATIONS’ revenue account (#01 4-000-90-07) and appropriate \$1,500.00 to the Fire Department ‘DONATIONS EXPENDED’ expenditure account (#01 5-070-05-07) for the receipt and use of a donation from Walmart for carbon monoxide alarms;
- c. Appropriate \$255.00 from Special 1% Connector Route Tax Fund unappropriated reserves to ‘NORTH MAIN STREET IMPROVEMENT’ expenditure account (#13 5-900-54-03) for recording fees associated with the North Main Street improvement project;
- d. Appropriate \$11,284.50 from 2014 Eight Year Plan Fund unappropriated reserves to ‘ROLLING MEADOWS/CLOVERDALE DRAINAGE’ expenditure account (#14 5-130-05-02) for Rolling Meadows/Cloverdale Addition drainage improvement project engineering services;

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- e. Appropriate \$1,000.00 to 'FIRE DONATIONS' revenue account (#01 4-000-90-07) and appropriate \$1,000.00 to the Fire Department 'DONATIONS EXPENDED' expenditure account (#01 5-070-05-07) for the receipt and use of a donation from the Blue & You Foundation for an automated external defibrillator;
- f. Appropriate \$13,687.63 from 2014 Eight Year Plan Fund unappropriated reserves to the 'COUNTRY CLUB ROAD IMPROVEMENT' expenditure account (#14 5-900-54-01) for relocation of power poles/lines on the Country Club Road improvement project;
- g. Appropriate \$19,175.00 from 1% Special Tax Connector Route Fund unappropriated reserves to 'NORTH MAIN STREET IMPROVEMENTS' expenditure account (#13 5-900-54-03) for engineering services on North Main Street improvement project;
- h. Appropriate \$73,435.00 from 2014 Eight Year Plan Fund unappropriated reserves to the 'COUNTRY CLUB ROAD IMPROVEMENT' expenditure account (#14 5-900-54-01) for construction services on the Country Club Road improvement project;

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

- a. \$19,410.92 to Stephenson Oil Company for fuel for all departments;
- b. \$108,217.06 to Regions Bank for payment on the loan for the construction of the Searcy Swim Center (#14 5-085-05-01);
- c. Transfer \$150,000.00 from the City of Searcy 2014 Eight Year Plan Fund to the City of Searcy LOPFI Fund for payment of LOPFI Retirement obligation (#14 5-190-05-04);
- d. \$11,284.50 to Morrison – Shipley Engineers Inc. for Rolling Meadows/Cloverdale Addition drainage improvement project engineering services (#14 5-130-05-02);
- e. \$13,687.63 to Entergy Arkansas, LLC., for relocation of power poles/lines on the Country Club Road improvement project (#14 5-900-54-01);
- f. \$19,175.00 to Pickering Firm, Inc. for engineering services on the North Main Street improvement project (#13 5-900-54-03);

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- g. \$73,435.00 to RL Persons Construction, Inc., for construction services on the Country Club Road improvement project (#14 5-900-54-01);

A motion was made by Mr. Raney, seconded by Mr. Brewer, to suspend the rules and allow reading of the ordinance by title only. Motion carried with the following voting “yes”: Cargile, English, Raney, Brewer, Chalenburg, Cothorn, Arnett, and Howell. 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, Howell, and Cargile. Mr. Gibson then read the emergency clause of the ordinance. Motion was made by Mr. Cothorn, seconded by Mrs. Arnett, to adopt the emergency clause, with the following voting “yes”: Raney, Brewer, Chalenburg, Cothorn, Arnett, Howell, Cargile, and English. **Ordinance 2019-12**

The Mayor announced:

- The Spring county-wide cleanup will be April 25-27, 2019: Thursday/Friday 7:30 a.m. until 5:00 p.m. and Saturday 8:00 a.m. until 2:00 p.m. at the White County Fairgrounds

A motion was made and seconded to adjourn.

Minutes Approved: May 14, 2019

/s/ Kyle Osborne  
MAYOR OF SEARCY

ATTEST:

/s/ Jerry Morris  
CITY CLERK

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