



**CITY OF CENTERTON
VIRTUAL
CITY COUNCIL MEETING
APRIL 14, 2020
6:00 PM**

(1) Roll Call - Those Present, via Zoom, and answering Roll Call were Mayor Bill Edwards, Keith Higginbotham, Wayne Low, Darren Warren, Misty Elam, Robin Reed and Josie Reed. Those present and not answering Role Call were City Clerk Todd Wright, City Attorney Brian Rabal, Financial Director Pam Grant, Planning Director Lorene Burns, Police Chief Cody Harper, Fire Chief Matt Thompson, Director of Public Works Rick Hudson, Chief Building Inspector Robert Coffelt, Centerton Utilities Director Frank Holzkamper and Animal Control Director Cody Wilson.

(2) Council Minutes –

Robin Reed made a motion to Approve the Minutes of the March 10, 2020 and March 18, 2020 City Council Meetings, with a 2nd from Josie Reed. All Council Members voted in favor and the motion carried.

Planning Commission, Water & Sewer and Parks & Recreation Minutes –

Keith Higginbotham made a motion to Acknowledge Receipt of the Minutes of the March 3, 2020 and March 17, 2020 Planning Commission Meetings; March 9, 2020 Parks & Recreation Meeting; and February 18, 2020 CWSD Meeting, with a 2nd from Wayne Low. All Council Members voted in favor and the motion carried.

(3) City and Court Financials- Mayor Edwards stated that 25 % through the year we have received 23.73% of our Budgeted Revenue. He stated that our Expenditures were at 24.62%. Edwards stated that he has been communicating regularly with Staff and Council. He said the Sales Tax Revenue will likely see a

downturn in the next two months and Staff is committed to watching our expenses.

Keith Higginbotham made a motion to Accept the March, 2020 City Financials and Court Financials, with a 2nd from Robin Reed. All Council Members voted in favor and the motion carried.

(4) Department Reports-

The Department Reports were in the Council Packet.

- **Planning** – Mayor Edwards recognized Planning Director Lorene Burns for becoming a Certified Flood Plain Manager.

(5) Ordinances -

- **Ordinance 2020-20- AN ORDINANCE ACCEPTING PUBLIC DEDICATION OF RIGHT-OF-WAY ALONG TYCOON ROAD BY WILBUR A JR & JERRIE D CARTER, PER LOT SPLIT PLAT FOR PROPERTY LOCATED IN S6-T19N-R31W, CITY OF CENTERTON, BENTON COUNTY, ARKANSAS.**

Mayor Edwards addressed the Council, stating that this Ordinance is to accept Right-of-Way on Tycoon Road. He said it was approved by the Planning Commission.

Mayor Edwards asked the Council if there were any questions. There were none.

Wayne Low made a motion to read the Ordinance by title only, with a 2nd from Darren Warren. All Council Members voted in favor and the motion carried. Brian Rabal read the Ordinance by title only. Keith Higginbotham 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. Wayne Low made a motion to adopt the Ordinance with a 2nd from Darren Warren. All Council Members voted in favor, and the motion carried.

- **Ordinance 2020-21- AN ORDINANCE TO REZONE CERTAIN LANDS WITHIN THE CENTERTON CITY LIMITS, BELONGING TO WILBUR A. JR & JERRIE D. CARTER, FROM AGRICULTURE (A-1) TO LOW DENSITY RESIDENTIAL (R-1).**

Mayor Edwards addressed the Council, stating that this Ordinance is to approve a Rezone for property on Tycoon Road from (A-1) to (R-1). He said there was a Public Hearing at the 3/17/20 Planning Commission Meeting, where the Planning Commission recommended it to City Council for approval. He stated that there were no public comments.

Mayor Edwards asked the Council if there were any questions. There were none.

Robin Reed made a motion to read the Ordinance by title only, with a 2nd from Josie Reed. All Council Members voted in favor and the motion carried. Brian Rabal read the Ordinance by title only. Keith Higginbotham made a motion to suspend the rule requiring the reading of the Ordinance on 3 separate occasions with a 2nd from Robin Reed. All Council Members voted in favor and the motion carried. Josie Reed made a motion to adopt the Ordinance with a 2nd from Misty Elam. All Council Members voted in favor, and the motion carried.

- **Ordinance 2020-22- AN ORDINANCE TO REZONE CERTAIN LANDS WITHIN THE CENTERTON CITY LIMITS, BELONGING TO STEELE DEVELOPMENT, INC. FROM MEDIUM DENSITY RESIDENTIAL (R-2) TO HIGH DENSITY RESIDENTIAL FOR SINGLE-FAMILY USE (R-3 SF).**

Mayor Edwards addressed the Council, stating that this Ordinance is to approve a Rezone for property on Holloway Road from (R-2) to (R-3 SF). He said there was a Public Hearing at the 4/07/20 Planning Commission Meeting, where the Planning Commission recommended it to City Council for approval. He said there were no public comments.

Mayor Edwards asked the Council if there were any questions. There were none.

Robin Reed made a motion to read the Ordinance by title only, with a 2nd from Wayne Low. All Council Members voted in favor and the motion carried. Brian Rabal read the Ordinance by title only. Keith Higginbotham 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. Wayne Low made a motion to adopt the Ordinance with a 2nd from Robin Reed. All Council Members voted in favor, and the motion carried.

- **Ordinance 2020-23- AN ORDINANCE TO REZONE CERTAIN LANDS WITHIN THE CENTERTON CITY LIMITS, BELONGING TO CARL W & LEIGH ANN WALKER, FROM AGRICULTURE**

(A-1) TO MEDIUM DENSITY RESIDENTIAL FOR SINGLE FAMILY USE (R-2 SF).

Mayor Edwards addressed the Council, stating that this Ordinance is to approve a Rezone for property on Vaughn Road from (A-1) to (R-2 SF). He said there was a Public Hearing at the 4/07/20 Planning Commission Meeting, where the Planning Commission recommended it to City Council for approval. He said there were no public comments.

Mayor Edwards asked the Council if there were any questions. There were none.

Josie Reed made a motion to read the Ordinance by title only, with a 2nd from Darren Warren. 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 Wayne Low. All Council Members voted in favor and the motion carried. Wayne Low made a motion to adopt the Ordinance with a 2nd from Misty Elam. All Council Members voted in favor, and the motion carried.

- **Ordinance 2020-24- AN ORDINANCE TO REZONE CERTAIN LANDS WITHIN THE CENTERTON CITY LIMITS, BELONGING TO CENTERTON WATER & SEWER DEPARTMENT, A DIVISION OF THE CITY OF CENTERTON, ARKANSAS, FROM HIGH DENSITY RESIDENTIAL (R-3) TO CENTRAL BUSINESS DISTRICT (C-1).**

Mayor Edwards addressed the Council, stating that this Ordinance is to approve a Rezone for property on North Main Street from (R-3) to (C-1), for construction of a new Water & Sewer Office. He said there was a Public Hearing at the 4/07/20 Planning Commission Meeting, where the Planning Commission recommended it to City Council for approval. He said there were no public comments.

Mayor Edwards asked the Council if there were any questions. There were none.

Robin Reed made a motion to read the Ordinance by title only, with a 2nd from Keith Higginbotham. All Council Members voted in favor and the motion carried. Brian Rabal read the Ordinance by title only. Josie Reed 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 Wayne Low. All Council Members voted in favor, and the motion carried.

(6) Resolutions -

- **Resolution 2020-04- A RESOLUTION APPROVING AN AGREEMENT OF UNDERSTANDING BETWEEN THE CITY OF CENTERTON, ARKANSAS, AND THE CITY OF BENTONVILLE, ARKANSAS, REGARDING IMPROVING GREENHOUSE ROAD.**

Mayor Edwards addressed the Council, stating that this Resolution is for an Agreement of Understanding between Centerton and Bentonville, for roadwork on Greenhouse Road. Director of Public Works Rick Hudson stated that this agreement is for a simple overlay on Greenhouse Road, for the section from Kimmel Road to Highway 102. Hudson said we are doing this under the overlay contract previously approved for this year, and that we are paying for our portion and Bentonville is paying for their portion.

Mayor Edwards asked the Council if there were any questions. There were none.

Robin Reed made a motion to read the Resolution by title only, with a 2nd from Darren Warren. All Council Members voted in favor and the motion carried. Brian Rabal read the Resolution by title only. Robin Reed made a motion to adopt the Resolution, with a 2nd from Josie Reed. All Council Members voted in favor and the motion carried.

- **Resolution 2020-05- A RESOLUTION APPROVING AN AGREEMENT OF UNDERSTANDING BETWEEN THE CITY OF CENTERTON, ARKANSAS, AND BENTON COUNTY, ARKANSAS, REGARDING THE USE OF THE PUBLIC SAFETY SUITE SOFTWARE.**

Mayor Edwards addressed the Council, stating that this Resolution is to enter into an Agreement of Understanding with Benton County regarding use of the Public Safety Suite Software. Police Chief Cody Harper stated that this agreement is for the new reporting software discussed in our Budget Meeting in 2019. He said the only difference in the cost of the software is an additional \$50.00/year per user to go toward the cost of the increase in VPN capacity. He said the contract has been reviewed by the City Attorney.

Mayor Edwards asked the Council if there were any questions. There were none.

Wayne Low made a motion to read the Resolution by title only, with a 2nd from Josie Reed. All Council Members voted in favor and the motion carried. Brian Rabal read the Resolution by title only. Wayne Low made a motion to adopt the Resolution, with a 2nd from Darren Warren. All Council Members voted in favor and the motion carried.

- **Resolution 2020-06- A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK, AS REPRESENTATIVES OF THE CITY OF CENTERTON, ARKANSAS, TO ENTER INTO AN AGREEMENT WITH MORRISON SHIPLEY ENGINEERS, BENTONVILLE, ARKANSAS FOR CIVIL DESIGN AND SURVEYING SERVICES TO PREPARE CONSTRUCTION PLANS FOR THE MCKISSIC TRAIL PROJECT IN THE CITY OF CENTERTON, ARKANSAS.**

Mayor Edwards addressed the Council, stating that this Resolution is to enter into an agreement with Morrison Shipley Engineers for Design, Survey and Construction Plan services for the McKissic Trail Project. Director of Public Works Rick Hudson stated that we already have a Grant from Northwest Arkansas Regional Planning in place, but it does not pay for Design, Right-of-Way or Utility Relocation. He said the Arkansas Trailblazers have asked for a 10' Trail, and will pretty much match our investment on this project next year. He said this will work towards a connection to the Regional Trails in Bentonville, along the south side of Town Vu Road. He said we will be required to do some drainage improvements along Allen Road.

Mayor Edwards asked the Council if there were any questions. There were none.

Wayne Low made a motion to read the Resolution by title only, Contingent upon City Attorney Review, with a 2nd from Misty Elam. All Council Members voted in favor and the motion carried. Brian Rabal read the Resolution by title only. Keith Higginbotham made a motion to adopt the Resolution, Contingent upon City Attorney Review, with a 2nd from Josie Reed. All Council Members voted in favor and the motion carried.

- **Resolution 2020-07- A RESOLUTION EXPRESSING THE WILLINGNESS OF THE CITY OF CENTERTON TO UTILIZE FEDERAL-AID TRANSPORTATION ALTERNATIVES PROGRAM FUNDS.**

Mayor Edwards addressed the Council, stating that this Resolution is to apply for a \$500,000.00 Grant for next year's Grant Cycle, to be used for the McKissic Trail. Rick Hudson said the Arkansas Trailblazers have pretty much agreed to match us dollar for dollar, and he would like to have a trail from the west side of town, all the way through town, possibly with a couple of trailheads for people to park, and to be able to connect into the Regional Trail System.

Mayor Edwards asked the Council if there were any questions. There were none.

Wayne Low 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. Keith Higginbotham made a motion to adopt the Resolution, with a 2nd from Josie Reed. All Council Members voted in favor and the motion carried.

(7) Acknowledge Receipt of Updated Police Policy Manual -

Mayor Edwards addressed the Council, stating that this is to acknowledge receipt of the updated Police Policy Manual. Police Chief Cody Harper said the Policy has been reviewed by the City Attorney. He said it was mostly best practice updates and small tweaks to the Policy, but also includes some Federal Mandates, that are required for Grant Funding. He said the Officers will receive a copy for sign-off, after approval by City Council.

Keith Higginbotham made a motion to Acknowledge Receipt of the Updated Centerton Police Policy Manual, with a 2nd from Darren Warren. All Council members voted in favor and the motion carried.

(8) Waste Management Solid Waste Services CPI Increase -

Mayor Edwards addressed the Council, stating that our contract with Waste Management allows for an annual rate adjustment, based on a Consumer Price Index Increase. He provided a spreadsheet from Waste Management for Council. He said there will be a \$.35 per month increase, starting on the next bill. He said the Green and Yellow Bag fees will remain the same. Robin Reed asked about the price of the bags. Mayor Edwards said the Green Bags are \$6.00 for a bundle of 5, and a roll of 30 is \$36.00. He said the Yellow Bags are \$13.50 for 10 bags.

Robin Reed made a motion to Approve the Waste Management Solid Waste Services CPI Increase, with a 2nd from Keith Higginbotham. All Council members voted in favor and the motion carried.

(9) Remove Two (2) Fire Department Light Bar Strips from Capital Asset List -

Mayor Edwards addressed the Council, stating that Fire Chief Matt Thompson is asking to remove these two (2) Light Bar Strips, from the sale of an old Support Truck (#652), from our Capital Asset List.

Keith Higginbotham made a motion to Remove two (2) Light Bar Strips from Capital Asset List, with a 2nd from Josie Reed. All Council members voted in favor and the motion carried.

(10) National Public Safety Telecommunicator Proclamation-

Mayor Edwards read the National Safety Telecommunicator Proclamation.

(11) Public Comment - None

(12) Other Business - None

(13) Announcements -

- **4/18/2020 – Coffee with the Mayor (Virtual Meeting)**
- **4/16/2020 & 4/17/2020 – Tree Giveaway 8:00am-4:00pm**
- **Gov Deals – We have 2 Water & Sewer Trucks and a Police Tahoe for sale**

(14) Adjourn -

Keith Higginbotham made a motion to Adjourn at 6:50 PM with a 2nd from Wayne Low. All Council members voted in favor and the motion carried.

Bill Edwards, Mayor

Todd Wright, City Clerk