



**CITY OF CENTERTON  
CITY COUNCIL MEETING  
MAY 14, 2019**

- (1) **Pledge** - The Pledge of Allegiance was recited.
  
- (2) **Prayer** - The prayer was offered by Todd Wright.
  
- (3) **Roll Call** - Those Present and answering roll call were Mayor Bill Edwards, Keith Higginbotham, Wayne Low, Darren Warren, Josie Reed, Misty Elam and Robin Reed. Those present and not answering roll call were City Clerk Todd Wright, City Attorney Brian Rabal, Director of Public Works Rick Hudson, Police Chief Cody Harper, Fire Chief Delton Bush, Planning Director Lorene Burns, Animal Control Supervisor Terry Sanchez and Chief Building Inspector Robert Coffelt. Financial Director Pam Grant and Centerton Utilities Director Frank Holzkamper were not present.
  
- (4) **Council Minutes** –  
  

**Josie Reed made a motion to approve the Minutes of the February April 9<sup>th</sup>, 2019 and April 30<sup>th</sup>, 2019 City Council Meeting, with a 2<sup>nd</sup> from Robin Reed. All Council Members voted in favor and the motion carried.**

**Planning, Board of Zoning Adjustments, Water & Sewer, Parks and Recreation Advisory Board, and Advertising and Promotion Commission Minutes –**

**Wayne Low made a motion to Acknowledge Receipt of the Minutes of the April 2<sup>nd</sup>, 2019 Planning Commission Meeting, April 2<sup>nd</sup>, 2019 Board of Zoning Adjustment Meeting, March 26<sup>th</sup>, 2019 CWSD Meeting, April 8<sup>th</sup>, 2019 Parks and Recreation Advisory Board Meeting, and November 15<sup>th</sup>, 2018 Advertising and Promotion Commission Meeting, with a 2<sup>nd</sup> from Misty Elam. All Council Members voted in favor and the motion carried.**

- (5) **City and Court Financials-** Mayor Edwards stated that 33% through the year we have received 42.67% of our Budgeted Revenue. He stated that our Expenditures were at 42.72%. Mayor Edwards detailed some of the April revenue and expenditures for the Council:

**Wayne Low made a motion to Accept the April, 2019 City and Court Financials, with a 2<sup>nd</sup> from Darren Warren. All Council Members voted in favor and the motion carried.**

(6) **Department Reports-**

**Building Inspection-** The Building Inspection Report was in the Council member's Dropbox packets. **Planning-** The Planning Project Status Report was in the Council member's Dropbox packets. **Police-** The Police Department Report was in the council member's Dropbox packets. **Public Works Division-** The Public Works Division Report was in the council member's Dropbox packets. **Fire-** The Fire Department Report was in the council member's Dropbox packets. **Water & Sewer-** The CWSD Report was in the council member's Dropbox packets. **Animal Control-** The Animal Control Report was in the council member's Dropbox packets.

Police Chief Cody Harper addressed the Council on the following:

- **Officer Complaints-** Chief Harper said he is reviewing three (3) officer complaints. He said one of the reviews is almost complete, lacking talking to one other person, so he can get everything combined into one document; as he speaks to individuals, and gathers e-mails. He said he is in communication with the officers that have made the complaints. He said things are going as well as can be, going through these complaints.
- **Recording Policy-** Chief Harper said they are working on a Policy for recording personal and work conversations. He said the Arkansas Department of Health has a very good Policy, which states that to record a conversation, everybody is aware that it is being recorded, or it is recorded in plain view. He said he hopes to have the Policy ready for approval at the next City Council Meeting. Mayor Edwards stated that it will need to be reviewed by the City Attorney, and will be a City-Wide Policy, included in the Employee Manual, covered by all Department Heads.
- **Miscellaneous Expense-** Chief Harper addressed a question from Robin Reed about a \$2000.00 Miscellaneous Expense showing on the April Police Budget. Harper said the expense was to reimburse Washington County for partial Training Academy Expense for an Officer that came to work for the Centerton Police Department.

- **Miscellaneous Excess Inventory Surplus-** Chief Harper presented the Council with a list of items, including serial numbers, not on the Capital Asset List that he would like to remove from the Police Department Inventory. On the list were Body Cams (11) and Tasers X26 (3) that were no longer serviceable; Taser X26 Cartridges (9), Holster (1), Batteries (3) and Charging Ports (2), that he would like to donate to the Sulfur Springs PD; and a Swat Vest (1), Black Helmets (3) and Tan Plate Carriers (3) that he would like to donate to the Decatur PD.

Misty Elam asked if the Detectives wore Body Cams. Chief Harper said that CID has one (1) Body Cam. It was agreed that each CID officer would benefit from having a Body Cam as well as one for the City Code Enforcement Officer.

Misty Elam asked if everyone at the PD was currently certified on Tasers and if everyone had a Taser on-hand. He said he knows for sure that the two (2) newest officers are not, and he is actively looking for a class anywhere in the State of Arkansas, to get them certified. He said Lt. Keck is not certified on the new X2 Taser.

Misty Elam asked if Chief Harper has amended the Policy for the mileage for take-home vehicles, as opposed to having exceptions. Harper said he has not, but will look at amending the policy, which will likely be a response-time from the PD.

**Keith Higginbotham made a motion to Approve the removal of the listed Police Department Items, and Approve the Donation to the Sulfur Springs and Decatur Police Departments, with a 2<sup>nd</sup> from Wayne Low. All Council Members voted in favor and the motion carried.**

#### **(7) Ordinances -**

- **Ordinance 2019-16- AN ORDINANCE ACCEPTING THE FINAL SUBDIVISION PLAT OF PARK PLACE SUBDIVISION, A SINGLE-FAMILY SUBDIVISION BEING IN THE CENTERTON PLANNING AREA, INCLUDING DEDICATION OF PUBLIC ROW ALONG HERBAUGH ROAD AND CUTBERTH LANE, S29-T20N-R30W, BENTON COUNTY, ARKANSAS, AND OTHER PURPOSES.**

Mayor Edwards addressed the Council, stating that this Ordinance is to approve the Final Plat of the Park Place Subdivision, located in the County, but in the

Centerton Planning Area. He said it was recommended for City Council Approval at the 5/7/19 Planning Commission Meeting.

Owner/Developer Michael Harris addressed the Council, detailing his plans for the 11-Lot Subdivision. He said there were a few line items affected by weather that he has agreed to a \$2000.00 Bond for completion.

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 2<sup>nd</sup> from Misty Elam. 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 2<sup>nd</sup> from Wayne Low. All Council Members voted in favor and the motion carried. Robin Reed made a motion to adopt the Ordinance with a 2<sup>nd</sup> from Wayne Low. All Council Members voted in favor and the motion carried.**

**(8) Resolutions -**

- **Resolution 2019-10- A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK, AS REPRESENTATIVES OF THE CITY OF CENTERTON, ARKANSAS, TO ENTER INTO AN AGREEMENT WITH ELECTRICAL RESOURCES CENTERTON, ARKANSAS FOR INSTALLATION OF LIGHTING AT KINYON SPORTS COMPLEX.**

Mayor Edwards addressed the Council, stating that this Resolution is to approve an agreement with Electrical Resources for installation of lighting at the Kinyon Sports Complex. He said they were the Low Bid at \$59,567.00. He said the City Attorney will review the Agreement.

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 2<sup>nd</sup> from Josie Reed. 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 2<sup>nd</sup> from Wayne Low. All Council Members voted in favor and the motion carried.**

- **Resolution 2019-11- A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK, AS REPRESENTATIVES OF THE**

**CITY OF CENTERTON, ARKANSAS, TO ENTER INTO AN AGREEMENT WITH INVOICE CLOUD BRAINTREE, MASSACHUSETTS FOR BILLING SERVICE SOFTWARE FOR THE BUILDING SAFETY DEPARTMENT.**

Mayor Edwards addressed the Council, stating that this Resolution is to approve an agreement with Invoice Cloud for Billing Software for the Building Safety Department. He said this allows for on-line Invoicing and Payments. Chief Building Inspector Robert Coffelt said this agreement is for one (1) year, and if we are happy with it, we can extend it for three (3) years.

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 2<sup>nd</sup> from Josie Reed. All Council Members voted in favor, and the motion carried. Brian Rabal read the Resolution by title only. Josie Reed made a motion to adopt the Resolution with a 2<sup>nd</sup> from Misty Elam. All Council Members voted in favor and the motion carried.**

- **Resolution 2019-12- A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK, AS REPRESENTATIVES OF THE CITY OF CENTERTON, ARKANSAS, TO ENTER INTO AN AGREEMENT WITH NORM BARNWARTH BENTONVILLE, ARKANSAS TO MAINTAIN PROPERTY ON KELLER ROAD.**

Mayor Edwards addressed the Council, stating that this Resolution is to approve an agreement with Norm Barnwarth to maintain (mow for Hay) the newly acquired City property on Keller Road. He said the City Attorney is going to draw up the Agreement.

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

**Keith Higginbotham made a motion to read the Resolution by title only with a 2<sup>nd</sup> from Darren Warren. All Council Members voted in favor, and the motion carried. Brian Rabal read the Resolution by title only. Josie Reed made a motion to adopt the Resolution with a 2<sup>nd</sup> from Misty Elam. All Council Members voted in favor and the motion carried.**

**(9) Accept Resignation of Joel Edwards from Parks & Recreation Advisory Board -**

Mayor Edwards addressed the Council, stating that he received a Letter of Resignation from the Parks & Recreation Advisory Board from Joel Edwards.

**Robin Reed made a motion to Accept the Resignation of Joel Edwards from the Parks & Recreation Advisory Board, with a 2<sup>nd</sup> from Misty Elam. All Council Members voted in favor and the motion carried.**

**(10) Appoint Justin Rushing to Parks & Recreation Advisory Board –**

Mayor Edwards addressed the Council, stating that the resignation of Joel Edwards leaves an opening on the Parks & Recreation Advisory Board. He said that Justin Rushing was listed as the next- in- line for the Board, should there be an opening, and recommended his appointment.

**Wayne Low made a motion to Appoint Justin Rushing to Parks & Recreation Advisory Board, with a 2<sup>nd</sup> from Josie Reed. All Council Members voted in favor, except for Robin Reed, who abstained, and the motion carried.**

**(11) Other Business- None**

**(12) Announcements -**

- **5/16/19- Master Streets and Trails Presentation- Public Input Meeting 5:00-7:00 PM**

**(13) Adjourn -**

**Wayne Low made a motion to adjourn at 6:34 PM with a 2<sup>nd</sup> from Darren Warren. All Council members voted in favor and the motion carried.**

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Bill Edwards, Mayor

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Todd Wright, City Clerk