

MINUTES OF A MEETING OF THE  
COUNCIL OF THE CITY OF MARION, ARKANSAS

The Council of the City of Marion, Arkansas, met in regular session Tuesday, July 25, 2017, at 7:00 p.m. at Marion City Hall.

Present:	Frank A. Fogleman	Mayor
	Kelly O'Neal	Councilman (1-1)
	David Bigger	Councilman (1-2)
	Cliff Wood	Councilman (2-1)
	Jim Spence	Councilman (2-2)
	Bryan Jackson	Councilman (3-1)
	Don Hanks	Councilman (3-2)
	James Hale III	City Attorney
	David W. Rikard	City Treasurer
	Patty James	City Clerk

Others Present:	Gary Kelley	Police Chief
	Ed Cain	City Planning Consultant
	Jim Shempert	Water Superintendent
	Gordon Floyd	Streets and Sanitation
	Andy Rawls	Parks Superintendent
	Jerry Kelley	Building Inspector
	Woody Wheelless	Fire Chief
	Mike Demster	Marion C of C
	Mark Randall	Evening Times

I.

Councilman Hanks made a motion, seconded by Councilman Spence, to approve the minutes of the June 27, 2017, Council meeting. All present voted in favor of the motion.

II.

Citizens' Concerns: Debbe Davenport, Crittenden County Librarian addressed the Council. Davenport advised that the library would be holding a pizza party on Saturday, July 29, 2017 from 10:00 a.m. – 11:30 a.m. The pizza party will be celebrating the end of the Summer Reading Program.

Davenport requested the Currie Street be closed from 9:00 a.m. – 12:00 p.m., for the safety of any children attending the pizza party. Councilman Spence made a motion, seconded by Councilman Hanks, to close Currie Street from 9:00 a.m. – 12:00 p.m. on Saturday, July 29, 2017. All Council members present voted in favor of the motion. Chief Kelley advised that his department would take care of closing Currie Street for the pizza party.

### III.

Planning Commission: Ed Cain reported that the Planning Commission did not meet during July. The next meeting is scheduled for Tuesday, August 1, 2017 at 6:30 p.m. at City Hall. There is an agenda for this meeting.

Water and Sewer: Covered under New Business.

Parks and Recreation: Councilman Wood reported that the Parks and Recreation Committee met on June 11, 2017. The committee discussed prioritizing projects to be completed with the bond money that was approved by voters in March.

Streets and Drainage: Councilman Hanks reported that he had driven around the City looking at the asphalt work that has been completed thus far. He stated that Gordon Floyd's people did a good job and the paving looks great. Floyd's crew is currently doing asphalt work on Geelan Drive. Floyd advised his department had laid 1,000 tons of asphalt in the old part of town and currently in the process of installing 600 tons on Geelan Drive. When work is finished on Geelan Drive there would be a total 850 tons of asphalt laid on Geelan Drive. His crews will move onto Westlake Drive and then come back to the end of Trigg Drive. Then the crews will move onto Bayou Vista, Pleasant Woods and Pleasant Plains subdivisions to finish out the year. Floyd advised he has a map of all the streets his department has been paving.

Sanitation: No report.

Building Inspector: Jerry Kelley reported 7 new house permits, 0 commercial permits, and 27 miscellaneous permits were issued in July. That brings year to date totals to 22 new house permits, 3 commercial permits, and 134 miscellaneous permits.

Fire and Police: Councilman O'Neal reported that the City would re-advertise for Statements of Qualifications for design/build work for both the fire department and the police department. O'Neal advised that hopefully there would be a response by the August 15, 2017 deadline.

#### IV.

Old Business: Mayor Fogleman advised that the contract with B & B Utility Contractors, Inc. for the pump station improvements has been signed. Fogleman stated that signing the contract would get the improvement work started- and that the Bayou Vista station will receive a very minor modification, the Sartini pumps will be upsized to accommodate the force main and the work planned for the Neely Street pump station will remain as initially anticipated.

Next under Old Business, a reminder to all Council Members, the Special Council Meeting next Tuesday, August 1, 2017 at 5:30 p.m. at City Hall. The City will need to pass an ordinance pertaining to the sale of the City's bonds on that day. These bonds are related to the debt financing authorized by the voters on March 14, 2017.

#### V.

New Business: Councilman Spence reported that the Water and Sewer Committee met on July 18, 2017. Councilman Spence advised the committee is recommending to the Council, in the form of a motion, to accept the bid from B & B Utility Contractors, Inc. for \$293,736.00 for the sewer improvement work of installing the force main from the Sartini Road station to the sewer pond and to authorize the signing of all necessary paperwork. Councilman O'Neal seconded the motion. All Council members present voted in favor of the motion.

Secondly, under New Business, is a Memorandum of Understanding between a local developer, Kenny Farrell, and the City concerning the need for a fire lane to serve the southside of the new Fairfield Inn by Marriott. The City is withholding the building permit for this new hotel until all this paperwork is in place. Councilman O'Neal made a motion, seconded by Councilman Hanks, to authorize the Mayor to sign the approved memorandum of understanding, once the City Attorney has the proper verbiage in the agreement. All Council members present voted in favor of the motion.

Next, under New Business, Mayor Fogleman advised that he had received a phone call from Riverside Hydraulics offering to buy back the City's two currently in use knuckle boom trucks and to give the City two new trucks for the same payments and lease terms that are currently in place. Councilman O'Neal made a motion, seconded by Councilman Wood, to authorize the Mayor to sign all necessary paperwork for a new two year buy back contract on the two new knuckle boom trucks if the Riverside Hydraulics deal comes to fruition. All Council members present voted in favor of the motion.

Lastly, under New Business, Mayor Fogleman brought before the Council the possibility of changing the Council meetings in August and September to Monday nights. The new dates would be August 21, 2017, and September 25, 2017. Councilman Spence made a motion, seconded by Councilman Wood, to approve the change of Council dates. All Council members voted in favor of the motion.

#### VI.

Resolutions and Ordinances: Mayor Fogleman brought to the floor the Resolution to renew the 5 mill tax to be levied against real property in the City of Marion for calendar year 2018. Councilman O'Neal made a motion, seconded by Councilman Wood to approve the 5 mill property tax rate. All Council members present voted in favor of the motion.

#### VII.

Financial Report: Treasurer Rikard reported that the June financials have been previously distributed to the Council. Rikard noted that sales tax revenue collections for June are better than budget by 11.1% for the City and worse than budget by 3.5% for the county. Rikard also noted that the July numbers just came out and the actual collections for July were worse than budget for the City by 2.6%, but better than budget for the County by .8%. The year-to-date sales tax collections through July are better than budget by 8.5% for the City portion and worse than budget by 0.2% for the County portion. Year-to-date general revenues are better than budgeted revenues by approximately \$84,000 and year-to-date general expenditures are worse than budget by approximately \$138,000. Rikard then opened the floor for questions.

#### VIII.

Departmental Reports:

Ed Cain had nothing further to report.

Gordon Floyd had nothing further to report.

Andy Rawls had nothing further to report.

Jim Shempert had nothing further to report.

Jerry Kelley had nothing further to report.

Gary Kelley had nothing further to report.

Councilman Wood made a motion, seconded by Councilman O'Neal, to suspend the meeting at 7:35 p.m. All Council members present voted in favor of the motion.

Following the Executive Committee meeting, Councilman Wood made a motion, seconded by Councilman Bigger, to reconvene the Council meeting. All Council members present voted in favor of the motion. Mayor Fogleman called the meeting to order and asked if there was any other business to be considered by the Council.

Councilman Wood made a motion, seconded by Councilman O'Neal, to approve the raises as presented. All Council members vote in favor of the motion.

There being no further business to come before the Council and upon proper motion, the meeting was adjourned at 8:22 p.m.

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Mayor

Attest: \_\_\_\_\_  
City Clerk