

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 Monday, August 21, 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)
	Don Hanks	Councilman (3-2)
	James Hale III	City Attorney
	David W. Rikard	City Treasurer
	Patty James	City Clerk
Others		
Present:	Ed Cain	City Planning Consultant
	Gordon Floyd	Streets and Sanitation
	Andy Rawls	Parks Superintendent
	Jerry Kelley	Building Inspector
	Mark Randall	Evening Times
Absent:	Bryan Jackson	Councilman (3-1)
	Gary Kelley	Police Chief
	Jim Shempert	Water Superintendent
	Woody Wheelless	Fire Chief

I.

Councilman Wood made a motion, seconded by Councilman Hanks, to approve the minutes of the July 25, 2017, Council meeting. All present voted in favor of the motion.

Councilman Wood made a motion, seconded by Councilman Hanks, to approve the minutes of the August 1, 2017, Special Council meeting. All present voted in favor of the motion.

Mayor Fogleman advised that some Cub Scouts were in attendance tonight. They are working on their citizenship and community service merit badges.

Mayor Fogleman met with them prior to the Council meeting and explained to them how the City functions and encouraged them to be good citizens in their community.

II.

Citizens' Concerns: Councilman Spence advised that he had been contacted by Ms. Proffitt, of Judge Smith Drive, concerning the possibility of installing a three way stop sign at LP Mann and Judge Smith Drive. Council members agreed this would be a matter to consider.

III.

Planning Commission: The Planning Commission met on August 1, 2017. The grading/drainage plan for Interstate Body Shop and Auto Sales was reviewed and approved. However, questions and contingencies from the April 2017 meeting and review of the site plan for this project remained unresolved, primarily due to the absence of the owner/developer from the meeting. Final approval of the project was held in abeyance pending the resolution of these questions.

Also at the August 1, 2017 meeting, the grading/drainage plan for the new Restoration Life Church building at Pine and Oak Streets was reviewed and approved.

A special meeting was conducted on August 14, 2017 to complete review and approval of the site plan for the Interstate Body Shop and Auto Sales. The owner/developer was present and all pending questions were answered satisfactorily. Final approval of the site Plan was granted.

There is an agenda for the September 5, 2017 meeting.

Water and Sewer: No Report

Parks and Recreation: No Report

Streets and Drainage: Gordon Floyd's department is continuing to lay asphalt. Crews are going to be working in Pleasant Plains the next two weeks. They have completed work on Eastlake Drive, Trigg Drive, and Riverbend Drive.

Sanitation: In Councilman Jackson's absence, Mayor Fogleman gave the report. Fogleman advised the deal with Riverside Hydraulics to buy back the two knuckle boom trucks has been rescinded.

Building Inspector: Jerry Kelley reported 4 new house permits, 1 commercial permit, and 15 miscellaneous permits were issued in August. That brings year to date totals to 26 new house permits, 4 commercial permits, and 149 miscellaneous permits.

Police and Fire: No Report

IV.

Old Business: Mayor Fogleman reported that the City is going to use the ANRC loan proceeds to fund the pump station improvements. There is a balance of \$190,000.00 and the project will cost \$232,000.00 which leaves a shortfall of approximately \$42,000.00. The contract has been signed with the contractor, B & B Utility, and the city has opened bids for the sewer force main from the Sartini Road station. Jack Bond is working on a permit to bore under Airport Road and Highway 118.

During the August 1, 2017, Special Council Meeting there was discussion regarding raises for the Mayor and City Attorney. It was decided to table the discussion until the regular Council meeting.

Mayor Fogleman, City Attorney Hale, and City Treasurer Rikard left the meeting momentarily for the Council to discuss the raises.

The Mayor's current salary is \$61,250.00 and the City Attorney's salary is \$50,750.00. It has been four years since their last raises. Councilman Wood requested that before raises are made that the Council commits to establishing a pay grade/pay scale for a non-experienced Mayor and non-experienced City Attorney; a new starting pay for those two positions. He would like the Council to work on getting this in place before July 2018. All Council members agreed to work on this agenda. After much discussion, Councilman Bigger made a motion, seconded by Councilman Spence, to increase/raise the Mayor and City Attorney's salaries by five percent. Four Councilman voted aye and Councilman O'Neal voted nay. The motion was approved.

V.

New Business: Mayor Fogleman met with four representatives of the Highway Department concerning the Military Road project. Fogleman impressed upon them the need for the City to know their plans as soon as possible, being that this may impact the Water Department, City Hall and other City entities. Fogleman also gave his pitch on a compromise of three lanes. There is a possibility of giving the road to the City at some point. The Highway Department requested that the City write them a letter expressing the City's desires and plans.

August 15, 2017 was the deadline for turning in qualifications for the design build for the Fire Department and a storage building for the Police Department as well as the re-location of Fire Department Number One.

VI.

Resolutions and Ordinances: Councilman Wood moved that the ordinance be read by title only. Councilman Spence seconded. All Council members present voted in favor of the motion.

City Attorney Hale read the following Ordinance by title only:

AN ORDINANCE TO AMEND THE COMPENSATION FOR THE MAYOR AND THE CITY ATTORNEY OF THE CITY OF MARION.

Councilman Spence made a motion, seconded by Councilman Hanks, that the ordinance be adopted on the first reading. On roll call the following votes were recorded: O'Neal-aye, Bigger-aye, Spence-aye, Wood-aye, Hanks-aye.

Councilman Wood made a motion, seconded by Councilman Spence, that the rules be suspended and the ordinance be read by title only a second time. All Council members voted in favor of the motion.

AN ORDINANCE TO AMEND THE COMPENSATION FOR THE MAYOR AND THE CITY ATTORNEY OF THE CITY OF MARION.

Councilman Spence made a motion, seconded by Councilman Hanks, that the ordinance be adopted on the second reading. On roll call the following

votes were recorded: Bigger-aye, Spence-aye, Wood-aye, Hanks-aye, O'Neal-nay.

Councilman Spence made a motion, seconded by Councilman Hanks, that the rules be suspended and the ordinance be read by title only a third time. All Council members voted in favor of the motion.

AN ORDINANCE TO AMEND THE COMPENSATION FOR THE MAYOR AND THE CITY ATTORNEY OF THE CITY OF MARION.

Councilman Hanks made a motion, seconded by Councilman Spence, that the ordinance be adopted on the third reading. On roll call the following votes were recorded: Spence-aye, Wood-aye, Hanks-aye, O'Neal-nay, Bigger-aye.

Councilman Spence made a motion, seconded by Councilman Hanks, that the ordinance be adopted on the emergency clause. On roll call the following votes were recorded: Wood-aye, Hanks-aye, O'Neal-nay, Bigger-aye, Spence-aye.

The Ordinance was numbered 582.

VII.

Financial Report: Treasurer Rikard reported that the July financials have been previously distributed to the Council. Rikard noted that sales tax revenue collections for July are worse than budget by 2.6% for the City and better than budget by .8% for the County. 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 \$39,000.00 and year-to-date general expenditures are worse than budget by approximately \$143,000.00. Rikard then opened the floor for questions.

VIII.

Departmental Reports:

Ed Cain had nothing further to report.

Gordon Floyd had nothing further to report.

Jerry Kelley had nothing further to report.

Andy Rawls had nothing further to report.

There being no further business to come before the Council an upon proper motion, the meeting was adjourned at 8:02 p.m.

Mayor

Attest: _____
City Clerk

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