

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

The Council of the City of Marion, Arkansas, met in special session on
Thursday, December 15, 2022, at 5:00 p.m. at the City Annex.

Present:	Frank A. Fogleman	Mayor
	Kelsey Hensley	Councilwoman (1-1)
	David Bigger	Councilman (1-2)
	Bryan Jackson	Councilman (3-1)
	Sherry Holliman	Councilwoman (3-2)
	James C. Hale III	City Attorney
	David W. Rikard	City Treasurer
	Patty James	City Clerk

Others

Present:	Brannon Hinkle	Police Chief
	Gordon Floyd	Streets Superintendent
	Fred Thorne, Jr.	Building Inspector
	Jerry Kelley	Water Superintendent
	Danny Bolden	Water Department
	Rickey Johnson	Water Department
	Tracy Brick	Mayor-Elect
	Adam Cupples	Councilman-Elect
	Chris Crain	City Attorney-Elect
	Jack Bond	Bond Engineering

Absent:	Cliff Wood	Councilman (2-1)
	Jim Spence	Councilman (2-2)

I.

Councilwoman Hensley made a motion, seconded by Councilman Bigger, to suspend the reading and approval of the minutes from the previous Council meeting. All Council members present voted in favor of the motion.

II.

New Business: Mayor Fogleman brought before the Council a resolution titled **A RESOLUTION PROVIDING FOR AND ADOPTING THE BUDGET FOR THE CITY OF MARION, ARKANSAS, FOR THE TWELVE (12) MONTH**

PERIOD BEGINNING JANUARY 1, 2023, AND ENDING DECEMBER 21, 2023, AND APPROPRIATING MONEY FOR EACH AND EVERY ITEM OF EXPENDITURE THEREIN which established the budget for calendar year 2023. Councilman Jackson made a motion, seconded by Councilman Bigger to approve the 2023 City Budget. Councilwoman Holliman had not yet arrived, therefore, Mayor Fogleman voted to make the fourth vote and the motion passed.

The Resolution was numbered 2022-09.

Councilman Bigger made a motion, seconded by Councilwoman Hensley, to accept the Marion Lake Estates 6th addition infrastructure. All Council members present voted in favor of the motion.

Mayor Fogleman brought before the Council a Resolution by the Delta Regional Authority. This Resolution must be approved by the City Council for a \$500,000.00 grant available for the Sultana Museum. Councilwoman Hensley made a motion, seconded by Councilman Bigger, to approve the Resolution for the City to receive the \$500,000.00 grant for the Sultana Museum. All Council members present voted in favor of the motion. Councilwoman Hensley made a motion, seconded by Councilman Bigger, to approve Tracy Brick, Mayor-Elect, as the Successor Administrator. All Council members present voted in favor of the motion.

The Resolution was numbered 2022-10.

Jerry Kelley reported that he believes that he needed to make an emergency repair and possible replacement of the sewer line that exits the Trotter Pump Station along the I-55 East side Service Road. Because of the emergency nature of the repair, he requested that the Council consider waiving competitive bidding for this project. He estimated the repair cost at \$30,000.00. Following discussion, Councilman Jackson made a motion, seconded by Councilman Bigger, to waive competitive bidding and go with the lowest bid of the bids that Jerry Kelley had solicited and presented to the Council. There is approximately 500 feet of the Trotter Pump Station sewer line that would be replaced. All Council members present voted in favor of the motion.

Mayor Fogleman reported to the Council, approximately a month ago one of the garbage trucks had been damaged from diesel fume cleaner being put in it. It will cost \$41,29.03 to fix this truck. Councilwoman Holliman made a

motion, seconded by Councilman Bigger to authorize the repair of this vehicle. All Council members present voted in favor of the motion.

Mayor Fogleman brought to the floor for consideration an ordinance to establish water rates for wholesale water customers and to establish an annual cost of living adjustment pursuant to the consumer price index.

Councilman Bigger made a motion, seconded by Councilman Jackson, that the proposed ordinance be read by title only.

City Attorney Hale read the proposed ordinance by title only:

AN ORDINANCE TO ESTABLISH WATER RATES FOR WHOLESALE WATER CUSTOMERS AND ESTABLISH AN ANNUAL COST OF LIVING ADJUSTMENT PURSUANT TO THE CONSUMER PRICE INDEX.

Councilman Bigger made a motion, seconded by Councilman Jackson, that the proposed ordinance be adopted on the first reading. On roll call, the following votes were recorded: Hensley-aye, Bigger-aye, Jackson-aye, and Holliman-aye.

Councilman Hensley made a motion, seconded by Councilwoman Holliman, that the proposed ordinance be read a second time by title only. All Council members present voted in favor of the motion.

City Attorney Hale read the proposed ordinance by title only:

AN ORDINANCE TO ESTABLISH WATER RATES FOR WHOLESALE WATER CUSTOMERS AND ESTABLISH AN ANNUAL COST OF LIVING ADJUSTMENT PURSUANT TO THE CONSUMER PRICE INDEX.

Councilwoman Hensley made a motion, seconded by Councilman Bigger, that the proposed ordinance be adopted on the second reading. On roll call, the following votes were recorded: Bigger-aye, Jackson-aye, Holliman-aye, and Hensley-aye.

Councilman Bigger made a motion, seconded by Councilman Jackson, that the proposed ordinance be read a third time by title only. All Council members present voted in favor of the motion.

City Attorney Hale read the proposed ordinance by title only:

AN ORDINANCE TO ESTABLISH WATER RATES FOR WHOLESALE WATER CUSTOMERS AND ESTABLISH AN ANNUAL COST OF LIVING ADJUSTMENT PURSUANT TO THE CONSUMER PRICE INDEX.

Councilman Jackson made a motion, seconded by Councilman Bigger, that the proposed ordinance be adopted on the third reading. On roll call, the following votes were recorded: Jackson-aye, Holliman-aye, Hensley-aye, and Bigger-aye.

The Ordinance was numbered 605.

Councilman Bigger made a motion, seconded by Councilman Jackson, to authorize Mayor Fogleman to sign the necessary loan paperwork for the two knuckleboom trucks that were approved for purchase in February 2022, from RiverCity Hydraulics. All Council members present voted in favor of the motion.

Councilwoman Hensley made a motion, seconded by Councilman Jackson, to suspend the meeting at 4:51 p.m. All Council members present voted in favor of the motion.

Following the Executive session, Councilman Jackson made a motion, seconded by Councilwoman Hensley, to reconvene the Council meeting. All Council members present voted in favor of the motion.

Upon reconvening the meeting, Mayor Fogleman asked for other business. There was no other business. Noting there was no other business to come before the Council, Mayor Fogleman asked for a motion to adjourn.

Councilman Bigger made a motion, seconded by Councilman Jackson to adjourn. The meeting was adjourned at 5:13 p.m.

Mayor

Attest: _____
City Clerk