

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 19, 2019, 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)
	Sherry Holliman	Councilwoman (3-2)
	James C. 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
	Jim Shempert	Water Superintendent
	Gary Kelley	Police Chief
	Woody Wheelless	Fire Chief
	Andy Rawls	Parks Superintendent
	Jerry Kelley	Building Inspector

I.

Councilman Jackson made a motion, seconded by Councilwoman Holliman, to approve the minutes of the July 23, 2019, Council meeting. All Council members present voted in favor of the motion.

II.

Citizens' Concerns: On behalf of the Arkansas Municipal League and the City Council, Mayor Fogleman represented Representative Debra Ferguson with a plaque recognizing her work representing communities across the State of Arkansas.

Casandra Meyer of Lakeshore addressed the Council, thanking the Council for listening to her concerns and the positive comments in the newspaper. Ms. Meyer advised that she did not have a date scheduled yet for the protest, but she does have a corrected address for residents of Lakeshore to use to mail their water payments. Ms. Meyers asked Mayor Fogleman if the City has the information she requested under the Freedom of Information Act. Mayor Fogleman advised the City has the original contract but that there was an extension to the contract, and the City is currently searching for the extension. Lastly, Ms. Meyer asked about the \$4,000.00 charge for the water meters. Fogleman advised that when the old meters were changed out Mr. Burgess did purchase some of the old meters from the City of Marion.

Bill Joiner, 332 Shiloh Drive, addressed the Council with his concerns of speeding drivers near the intersection of Shiloh Drive and Judge Smith Drive. Mayor Fogleman advised a possible solution would be to have a Police car sitting there to monitor the situation and serve as a deterrent.

III.

Planning Commission: Ed Cain reported that the Planning Commission met on August 6, 2019. A public hearing was conducted for a Special-Use Permit to operate a child daycare center at 93 Military Road. At the conclusion of the public hearing, the Planning Commission voted to recommend to the City Council that the Special-Use Permit be granted. This item is on tonight's agenda for the Council's consideration.

The Planning Commission approved a final subdivision plat for the Fifth Addition, Bella Terra Subdivision. The final plat replaced a previously approved final plat for this addition which was not recorded. Acceptance of public infrastructure improvements is on tonight's agenda for the Council's approval.

Additional items approved were a minor subdivision plat for subdividing the Evolve Bank property, the site plan for a used-car lot at 3963 I-55 Service Road West, and the site plan for a RV park to be located along the West I-55 Service Road south of the Golf Course and Lindsey apartments.

Lastly, the Planning Commission voted to initiate the process for hiring a consultant to prepare an update to the Marion Comprehensive Plan.

There is an agenda for the September 3, 2019, meeting.

Water and Sewer: Covered under New Business

Parks and Recreation: No Report

Streets and Drainage: No Report

Sanitation: No Report

Building Inspector: Jerry Kelley reported 2 new house permits, 0 commercial permits and 21 miscellaneous permits were issued for the month of August. That brings year-to-date totals to 22 new house permits, 6 commercial permits and 183 miscellaneous permits.

Police and Fire: No Report

IV.

Old Business: Jerry Kelley reported that Gordon Floyd's department would be pouring the parking lot August 20th, for the Police Station's new addition. He reported that the slab and plumbing is completed on the Fire Station #2 addition. The power for the two new bays at Fire Station #2 is ready and the framing on the new addition will be started this week.

Mayor Fogleman reported that the Railroad has given tentative approval for the 90% design completion for the Overpass Project.

V.

New Business: Councilman O'Neal made a motion, seconded by Councilman Spence, to approve the issue of a Special-Use Permit to Jennifer Geter located at 93 Military Road for a Child Daycare Center. All Council members present voted in favor of the motion.

Councilman O'Neal made a motion, seconded by Councilman Bigger, to accept the Mitchell Subdivision infrastructure, contingent on the drainage being corrected to the City's specifications. All Council members present voted in favor of the motion.

Councilman Wood made a motion, seconded by Councilman O'Neal, to accept the infrastructure improvements to the Bella Terra Fifth Addition Plat. All Council members present voted in favor of the motion.

Councilman Wood made a motion, seconded by Councilman Spence, to authorize Jim Shempert to purchase the pump, motor, and base panel package with Tencarva for the Hardin Village sewer station upgrade. All Council members present voted in favor of the motion.

VI.

Resolutions and Ordinances: None

VII.

Financial Report: Treasurer Rikard reported that the July financials have been previously distributed to the Council. Rikard pointed out that sales tax revenue collections for July were better than budget by 6.4% for the City portion and the County portion was worse than budget by 3.1%. That results in the year-to-date collections through July better than budget by 5.4% for the City portion and worse by 0.4% for the County portion. Rikard further pointed out that the general fund revenue collections through July were worse than budget by approximately \$23,000.00 while the general fund expenditures are better than budget by approximately \$125,000.00.

Rikard then opened the floor for questions.

VIII.

Departmental Reports:

Ed Cain had nothing further to report.

Jerry Kelley had nothing further to report.

Gary Kelley had nothing further to report.

Andy Rawls had nothing further to report.

Jim Shempert had nothing further to report.

Woody Wheelless had nothing further to report.

Councilman Spence made a motion, seconded by Councilman Wood, to suspend the meeting at 7:38 p.m. All Council members voted in favor of the motion.

Following the Executive Committee meeting, Councilman Spence made a motion, seconded by Councilman Wood, to approve the raises as presented. All Council members present voted in favor of the motion.

There being no further business to come before the Council and upon proper motion, the meeting was adjourned at 8:53 p.m.

Mayor

Attest: _____
City Clerk