

COUNCIL OF THE CITY OF MARION, ARKANSAS

The City of Marion, Arkansas, met in special session on Thursday, September 6, 2018, at 5:30 p.m. at the City Annex.

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

I.

Councilman Wood made a motion, seconded by Councilman Spence, to suspend the reading and approval of the minutes of the August 27, 2018, Council Meeting. All Council members present voted in favor of the motion.

II.

New Business: Mayor Fogleman advised that the purpose of the Special Council Meeting was to discuss the letter from Ms. Sara Monaghan, Arkansas Municipal League Attorney, advising the City of her recommendation to accept a settlement offer in the amount of \$10,000.00 in the Wood vs. the City of Marion lawsuit. In accepting the proposed settlement of this lawsuit, the City admits no liability and the City will be responsible for 50% of the settlement amount. Councilman Wood made a motion, seconded by Councilman Hanks, to accept Ms. Monaghan's recommendation. All present voted in favor of the motion.

Mayor Fogleman advised that a 72" culvert under Trigg Drive at Marion Lake has deteriorated and Gordon Floyd recommends that it be replaced. Floyd has located two box culverts and estimates to do all the necessary work to repair the bad culvert will be approximately \$30,000.00 - \$40,000.00. Councilman Wood made a motion, seconded by Councilman Spence, to

waive competitive bidding to do the repair work internally. 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 5:47 p.m.

Mayor

Attest: _____
City Clerk

DRAFT