

COUNCIL OF THE CITY OF MARION, ARKANSAS

The Council of the City of Marion, Arkansas, met in regular session Monday, August 27, 2018, at 5:30 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
	Patty James	City Clerk

Others

Present:	Ed Cain	City Planning Consultant
	Gordon Floyd	Streets and Sanitation
	Jim Shempert	Water Superintendent
	Andy Rawls	Parks Superintendent
	Dennis Burns	Asst. Police Chief
	Woody Wheelless	Fire Chief
	Jerry Kelley	Building Inspector

Absent:	Bryan Jackson	Councilman (3-1)
	David W. Rikard	City Treasurer
	Gary Kelley	Police Chief

I.

Councilman Hanks made a motion, seconded by Councilman Spence, to approve the minutes of the July 24, 2018, Council meeting. All Council members present voted in favor of the motion.

II.

Citizens' Concerns: Marion resident Devin Griggs introduced himself to the Council and advised the Council that he would be running for the position of County Treasurer.

Former City Councilwoman, Sherry Holliman addressed the Council with two requests. Her first request to the City Council was for the Council to pass an ordinance to put on the ballot for the November election, a referendum to allow citizens the option of voting for Council positions by ward only or to continue to vote at large for all wards. Her second request was to put on the upcoming November ballot, a referendum on "wet" or "dry" for the City of Marion. Holliman would like for citizens to have the opportunity to vote to change the current law on these topics. Mayor Fogleman advised that City Attorney James Hale would discuss all the legalities with Holliman about her two requests, and Hale would let the Council know what needs to be done and the time-frame involved to accomplish her request.

III.

Planning Commission: Ed Cain reported that the Planning Commission met on August 7, 2018. During the meeting, the Planning Commission approved a preliminary plat for The Reserve Subdivision which was formerly referred to as Phase III Riverwest Estates Subdivision. The preliminary plat proposes 43 lots, and these lots meet current requirements for the R-1 Single-Family Residential zoning district. No rezoning is required. No age limitations, gated areas nor private streets were proposed.

The Planning Commission also recommended to the City Council approvals of a substitute final plat for the Third Addition, Rustling Oaks Subdivision, and a final plat for the Fourth Addition, Rustling Oaks Subdivision.

There is an agenda for the September Planning Commission meeting which was rescheduled from Tuesday, September 4, to Tuesday, September 11, 2018.

Water and Sewer: No report

Parks and Recreation: Covered under New Business

Streets and Drainage: Councilman Hanks reported that Gordon Floyd's department had cleaned out many of the ditches around the City, and completed all the work at the schools. Floyd will put a notice in the newspaper and on the City website regarding the holiday garbage schedule.

Police and Fire: No report

Building Inspector: Jerry Kelley reported 3 new house permits, 1 commercial permit, and 20 miscellaneous permits were issued for the month of August. That brings year-to-date totals to 21 new house permits, 7 commercial permits, and 262 miscellaneous permits. Kelley reported the total dollar value for permits for the month of August was \$690,000.00 and total dollar value for the year is \$15,000,000.00.

IV.

Old Business: City Attorney Hale reported there was no new information on the Comcast Agreement Renewal.

Mayor Fogleman advised Council members of the date change for the September Council Meeting. City Council will meet on Monday, September 24, 2018 at 7:00 p.m.

V.

New Business: Councilman Wood reported that the Parks and Recreation Committee met on August 24, 2018 concerning the lake repairs at the Complex. Wood made a motion, seconded by Councilman O'Neal, to authorize Andy Rawls to enter into an agreement with Bond Engineering to advertise for repair to the erosion of the lake bank(s) primarily along the western and northern banks of the lake at the Sports Complex. All Council members present voted in favor of the motion.

Mayor Fogleman reported that Gordon Floyd had previously mentioned at June's Council meeting the need for a truck. Floyd has located two Freightliner Bob-Trucks. His plan is to use one to replace his old chipper truck and use the second one for spare parts when repairs need to be done on the first truck. Both trucks are 2007 models with over 200,000 miles and have maintenance reports. They are in good condition. The City could purchase both trucks for \$23,000.00. Councilman Spence made a motion, seconded by Councilman Bigger, to authorize Gordon Floyd to proceed with the purchase of both Freightliner Bob-Trucks. All Council members present voted in favor of the motion.

Councilman O'Neal made a motion, seconded by Councilman Wood, to approve the final subdivision plat for addition III to Rustling Oaks Subdivision and the final subdivision Plat for addition IV to Rustling Oaks Subdivision. All Council members present voted in favor of the motion.

VI.

Resolutions and Ordinances: Councilman O'Neal made a motion, seconded by Councilman Wood, to accept the Proclamation to make October 5, 2018, **GO PINK FOR THE CURE DAY**. All Council members present voted in favor of the motion.

VII.

Financial Report: In Treasurer Rikard's absence, Mayor Fogleman reported that the Financial Report had been previously distributed. Fogleman advised if anyone had any questions or concerns regarding the Financial Report to contact David Rikard, and he would answer any questions and/or concerns.

VIII.

Department Reports:

Ed Cain had nothing further to report.

Jim Shempert had nothing further to report.

Gordon Floyd had nothing further to report.

Andy Rawls had nothing further to report.

Asst. Chief Burns had nothing further to report.

Jerry Kelley had nothing further to report.

Chief Wheelless reported that September 5, 2018, that Motorola will have a meeting with AWIN to discuss the possibility of allowing the Crittenden County Sherriff's Office, the Marion Fire Department and the Marion Police Department to take possession of hand held AWIN radios and allow the hand held radios to be on the AWIN system now. Chief Wheelless reported that he had not been advised of a decision to date.

Councilman O'Neal made a motion, seconded by Councilman Hanks, to suspend the meeting at 6:03 p.m. All Council members voted in favor of the motion.

Following the Executive Committee meeting, Councilman O'Neal made a motion, seconded by Councilman Spence 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 O'Neal made a motion, seconded by Councilman Bigger, 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 6:24 p.m.

Mayor

Attest: _____
City Clerk