

## Minutes of the Regular Farmington City Council Meeting November 19th, 2018

The regular meeting of the Farmington City Council scheduled for Monday, November 19<sup>th</sup>, 2018 was called to order at 6:00 pm by Mayor Ernie Penn. City Clerk Kelly Penn called the roll and the following Council Members answered to their names: Patsy Pike, Sherry Mathews, Keith Lipford, Linda Bell, Brenda Cunningham, Bobby Morgan, Diane Bryant and Shelly Parsley. Also present were City Business Manager Melissa McCarville and City Attorney Tennant. Mayor Penn led the Pledge of Allegiance.

### **Comments from Citizens**

Jim Duffy 11324 Frisco Drive – Mr. Duffy stated the city council knew of the flooding and the potential development issues in the Valley View area and that the city had commissioned with FEMA for a study. He asked that all development be halted in that area until the survey could be completed. The flooding causes issue with the property, and property value. It could have a financial impact on the city and taxpayers if this is allowed to continue.

Phillip Miley, 12043 Riviera Place – Mr. Miley congratulated Council Member Parsley on winning the election and running a clean campaign. He would like to see the city monitor R-1 residential subdivisions. He stated our code enforcement officer does not have sufficient time to do his job with property inspections, trash areas and overgrown grass on properties. This makes property values go down, you need residents to make your town grow. He would like to see more code enforcement staff members. He would like an organizational chart of the city officials and staff on the website. He asked if we had any relatives employed at city hall.

**Approval of the minutes for the October 8th, 2018 regular meeting of the city council.** On the motion of Council Member Bryant and a second by Council Member Lipford and by the consent of all Council Members present after a roll call vote, the minutes for the meeting were approved as presented 8-0.

**Financial Reports** – Mayor Penn presented the financial reports. City Clerk Penn presented the 2017 Legislative Audit to the council. She informed the council that we had an excellent financial audit with no deficiencies or internal control issues. The 3 areas the city was cited for have already been corrected. Item 1, the City Attorney will make sure that if any city employee is also doing contract work, that an Ordinance notating the employment & contract will be prepared and put before the city council. Item 2, City Clerk Penn advised that Legislative Audit requires the council to acknowledge the receipt and presentation of the audit in the form of a motion. This is a different format than was required by a private audit. We have done so with the 2016 audit in October of this year and the 2017 audit at this meeting. Item 3, the Court Clerk has designated new reconciliation procedures for electronic ticket books. They are now reconciled by the City Clerk and then reviewed and signed off by the Court Clerk, Mayor and

District Judge. On the motion of Council Member Lipford and a second by Council Member Morgan and by the consent of all Council Members present after a roll call vote, the motion acknowledge the presentation of the 2017 Legislative audit and corrective steps taken was approved 8-0.

**Entertain a motion to read all Ordinances and Resolutions by title only.** On the motion of Council Member Bryant and a second by Council Member Parsley and by the consent of all Council Members present after a roll call vote, the motion to read all Ordinances and Resolutions by title only was approved 8-0.

**Proclamations, Special Announcements, Committee/Commission Appointments. Committee Reports** - Mayor Penn advised there would be a special city council meeting on November 27<sup>th</sup> at 6:00pm to approve Park bids. He advised the Christmas Parade and Tree Lighting Ceremony would be held Saturday December 1<sup>st</sup> at 6:00pm. City Clerk Penn advised that Oaths of Office for elected officials would be arriving soon and they could be sworn in at the County Courthouse on January 1 or before the January 2019 meeting.

**Committee Reports** – All committee reports were included in the council packets.

#### **Items to be removed from City of Farmington Inventory**

##### **Request Removal of Equipment from Police Department**

Police Chief Hubbard asked for the removal of 4 electronic ticket books and printers that were outdated and non-working. On the motion of Council Member Morgan and a second by Council Member Bryant and by the consent of all Council Members present after a roll call vote, the motion to approve the removal of 4 Electronic Ticket Books and Printers, SN: 26000701390, 35000703593, 10020927009, AZRC08-49-5030, AZRC08-49-5069, AZRC09-01-5104, AZRCJ1122500633. City Tags 579, 580, 581, 582, 589, 609, 610, was approved 8-0.

##### **Request Removal of Hustler 60" mower from Inventory**

On the motion of Council Member Bryant and a second by Council Member Morgan and by the consent of all Council Members present after a roll call vote, the motion to approve the removal of the Hustler Super Z 60" mower from Public Works Inventory, SN 11091321 was approved 8-0.

## **New Business**

### **Request approval to accept bid from DECCO Contractors-Paving Inc. for the North Hawkins Lane Widening**

David Gilbert with Plymouth Engineering PLLC gave the council a brief overview of the project and we had received 5 bids and he recommended they accept the bid by DECCO Contractors – Paving, Inc. in the amount of \$63,586.75.

On the motion of Council Member Bell and a second by Council Member Bryant and by the consent of all Council Members present after a roll call vote, the city council approved the DECCO Contractors-Paving, Inc. in the amount of \$63,586.75 by a vote of 8-0.

### **Request Approval to purchase and replace 30 SCBA air pack bottles for the Fire Department.**

On the motion of Council Member Bell and a second by Council Member Parsley and by the consent of all Council Members present after a roll call vote, the motion to approve the purchase of 30 SCBA air pack bottles in the amount of \$25,000.00 was approved 8-0.

### **Request approval for the renewal of the School Resource Officer Contract with the Farmington School District.**

On the motion of Council Member Lipford and a second by Council Member Bryant and by the consent of all Council Members present after a roll call vote, the motion to approve the renewal of the current contract with the Farmington School District for the School resource Officer was approved 8-0.

### **Ordinance No. 2018-12 An Ordinance to adopt a revised Personnel Policy for the City of Farmington, Arkansas.**

Council Member Lipford made a motion to suspend the rule requiring the reading of an ordinance in full on 3 different dates and for Ordinance 2018-12 be read 1 time by title only. It was seconded by Council Member Parsley, and by the consent of all Council Members present after a roll call vote, the motion was approved 8-0. City Attorney Tennant read Ordinance 2018-12 by title only. Mayor Penn asked shall the Ordinance pass? After a roll call vote it was approved 8-0. City Attorney Tennant read Ordinance 2018-12 by title only. Council Member Bell made a motion to approve an Emergency Clause for Ordinance 2018-12, it was seconded by council Member Lipford. After a roll call vote, it was approved by all those present by a vote of 8-0.

**Ordinance No. 2018-14 An Ordinance to amend Ordinance 72-5.5 to establish a curfew in the city of Farmington, and for other purposes.**

After much discussion the city council offered these amendments be made to Ordinance 2018-14. **Section 2** – Hours shall be 10:00 pm thru 5:00 am Sunday thru Thursday and 11:00 pm thru 5:00 am Friday and Saturday. **Section 5** – First offense fine shall be \$100.00 plus court costs. Second offense shall be a \$500.00 fine plus court cost. Third Offense shall be up to \$1000.00 fine plus court costs and up to thirty (30) days in jail at the discretion of the District Court Judge. Council Member Lipford made a motion to suspend the rule requiring the reading of an ordinance in full on 3 different dates and for Ordinance 2018-14 be read 1 time by title only. It was seconded by Council Member Parsley, and by a roll call vote of all Council Members present, the motion was approved with the amendments 7-1, with Alderman Bryant voting No. She asked that it be noted she voted no because comments were not vetted. City Attorney Tennant read Ordinance 2018-14 by title only. Mayor Penn asked shall the Ordinance pass? After a roll call vote it was approved 7-1, with Alderman Bryant voting No. City Attorney Tennant read Ordinance 2018-05 by title only. A motion to approve Ordinance 2018-14 with an emergency clause was made by Council Member Bell and seconded by Council Member Parsley, after a roll call vote, it was approved 7-1 with Council Member Bryant voting no.

**Resolution No. 2018-07 A Resolution for the adoption of a budget for the City of Farmington, Arkansas, for the twelve (12) months beginning January1, 2019 and ending December 31,2019 appropriating money for each item of expenditure therein provided for: and other expenses.** On the motion of Council Member Bryant and a second by Council Member Parsley and by the consent of all Council Members present after a roll call vote, Resolution 2018-07 was approved 8-0.

There being no further business to come before the council and on the motion of Council Member Lipford and seconded by Council Member Bryant and by the consent of all members present, the meeting adjourned at 7:44 pm until the next regularly scheduled meeting to be held Monday December 10th, 2018 at in the City Council Chambers in City Hall, located at 354 West Main Street, Farmington, Arkansas.

Approved;



City Clerk Kelly Penn



Mayor Ernie Penn