



Mayor Ernie Penn

City Attorney Jay Moore

City Clerk Kelly Penn

City Council Member Sherry Mathews
Ward 1 Position 1

Council Member Keith Lipford
Ward 2 Position 1

Council Member Brenda Cunningham
Ward 3 Position 1

Council Member Diane Bryant
Ward 4 Position 1

Council Member Hunter Carnahan
Ward 1 Position 2

Council Member Linda Bell
Ward 2 Position 2

Council Member Bobby Morgan
Ward 3 Position 2

Council Member Kara Gardenhire
Ward 4 Position 2

A meeting of the Farmington City Council was held on October 14th, 2024, at 6:00 p.m. in the Council Chambers at Farmington City Hall, located at 354 West Main Street, Farmington Arkansas. Mayor Ernie Penn called the meeting to order.

PRESENT: Council Members Diane Bryant, Keith Lipford, Brenda Cunningham, Sherry Mathews, Hunter Carnahan, Bobby Morgan, Kara Gardenhire, City Attorney Jay Moore, City Clerk Kelly Penn, City Business Manager Melissa McCarville, Press and Audience Members. Council Member Linda Bell was absent.

Pledge of Allegiance

Comments from Citizens – All comments will be taken under advisement with no action taken.

Special Public Comment

Prairie Grove Mayor David Faulk asked to address the council to thank Farmington for assistance, he specifically thanked Melissa McCarville & Leann Tolleson for helping them in an administrative emergency today. He thanked Mayor Penn for always being a good neighbor and looked forward to the two cities working together in the future.

Approval of September 9th, 2024, City Council Minutes

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 minutes were approved as presented by a vote of 7-0.

Financial Reports

Mayor Penn presented the financial reports to the City Council. The monthly city sales tax increased by 1.051%. The monthly state/county sales tax increased by 1.046%.

Entertain a motion to read all Ordinances and Resolutions by title only.

On the motion of Council Member Lipford and a second by Council Member Mathews 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 7-0.

Proclamations, Special Announcements, Committee/Commission Appointments - Mayor Penn reminded the city council that the November City Council meeting will be Tuesday, November 12th due to the Veterans Day holiday.

Committee Reports – None.

Items to be removed from the City of Farmington Inventory – None.

Old Business

City Clerk Kelly Penn advised the council members that the four items under unfinished business were the same four items the council considered and voted on in the September meeting. The action taken for the next four items is to correct the procedural error and the original vote will not change.

Ordinance No. 2024-06 An ordinance amending Ordinance No. 2023-09 regarding the 2021 Arkansas Fire Prevention Code, providing for an emergency clause and for other purposes.

A motion was made by Council Member Carnahan and a second by Council Member Bryant to suspend the rules and place Ordinance 2024-06 on its second and third reading by title only, and by the consent of all Council Members present after a roll call vote, the motion was approved 7-0. City Attorney Moore read Ordinance No. 2024-06 by title only. Mayor Penn asked "Shall the ordinance pass?". After a roll call vote, the motion to pass Ordinance No 2024-06 was approved 7-0. A motion was made by Council Member Carnahan and seconded by Council Member Morgan to approve the emergency clause for Ordinance No. 2024-06. After a roll vote, the Emergency Clause was approved 7-0.

Ordinance No. 2024-07 An Ordinance rezoning property at 9 Locust Street, Parcel 760-00851-0002 from C-2, Highway Commercial to R-O, Residential Office as requested by Jill Storlie.

Council Member Bryant made a motion, with a second by Council Member Carnahan to suspend the rule requiring the reading of an ordinance in full on three different dates to be suspended and for Ordinance No. 2024-07 to be read one time by title only, and by the consent of all Council Members present after a roll call vote, the motion was approved 7-0. City Attorney Moore read Ordinance No. 2024-07 by title only. Mayor Penn Morgan asked "Shall the ordinance pass?". After a roll call vote, the motion to pass Ordinance No 2024-07 was approved 7-0. A motion was made by Council Member Bryant and seconded by Council Member Lipford to pass Ordinance No. 2024-07 with an Emergency Clause and after a roll vote the Emergency Clause was approved 7-0.

Ordinance No. 2024-08 An ordinance rezoning 175 W. Vine, from R-2, Residential Single Family to R-O, Residential Office, as requested by Pedal Pops/Mike Thompson.

Council Member Bryant made a motion, with a second by Council Member Carnahan to suspend the rule requiring the reading of an ordinance in full on three different dates to be suspended and for Ordinance No. 2024-08 to be read one time by title only, and by the consent of all Council Members present after a roll call vote, the motion was approved 7-0. City Attorney Moore read Ordinance No. 2024-08 by title only. Mayor Penn asked "Shall the ordinance pass?". After a roll call vote, the motion to pass Ordinance No 2024-08 was approved 7-0. A motion was made by Council Member Carnahan and seconded by Council Member Bryant to pass Ordinance No. 2024-08 with an Emergency Clause and after a roll vote the Emergency Clause was approved 7-0.

Ordinance No. 2024-09 An ordinance to appeal of Planning Commission denial for Silo Trails Development for rezoning of property located at 275 E. Old Farmington Road, from R-1 to PUD.

Council Member Carnahan made a motion, with a second by Council Member Morgan to suspend the rule requiring the reading of an ordinance in full on three different dates to be suspended and for Ordinance No. 2024-09 to be read one time by title only, and by the consent of all Council Members present after a roll call vote, the motion was approved 7-0. City Attorney Moore read Ordinance No. 2024-09 by title only. Mayor Penn asked "Shall the ordinance pass?". After a roll call vote, the motion to pass Ordinance No 2024-08 failed by a vote of 6-1, with Council Member Carnahan voting yes.

New Business

Ordinance No 2024-10

An ordinance levying a tax on the real and personal property within the city of Farmington Arkansas for the year 2024 fixing the rate therefore at 4.5 mils and certifying the same to the County Clerk of Washington County, Arkansas.

City Clerk Penn advised the council that the mils have been decreased this year by the county, the previous rate was 4.6, it has decreased to 4.5. Council Member Carnahan made a motion, with a second by Council Member Cunningham to suspend the rule requiring the reading of an ordinance in full on three different dates to be suspended and for Ordinance No. 2024-10 to be read one time by title only, and by the consent of all Council Members present after a roll call vote, the motion was approved 7-0. City Attorney Moore read Ordinance No. 2024-10 by title only. Mayor Penn asked "Shall the ordinance pass ?." After a roll call vote, the motion to pass Ordinance No 2024-10 was approved 7-0. A motion was made by Council Member Carnahan and seconded by Council Member Bryant to pass Ordinance No. 2024-10 with an Emergency Clause and after a roll vote the Emergency Clause was approved 7-0.

Ordinance No. 2024-11

An Ordinance to repeal and replace Ordinance No. 3.3 of 2004, which prohibited portable basketball goals for the city of Farmington.

City Attorney Jay Moore presented the updated ordinance at the request of citizens. Council Member Carnahan made a motion, with a second by Council Member Lipford to suspend the rule requiring the reading of an ordinance in full on three different dates to be suspended and for Ordinance No. 2024-11 to be read one time by title only, and by the consent of all Council Members present after a roll call vote, the motion was approved 7-0. City Attorney Moore read Ordinance No. 2024-11 by title only. Mayor Penn asked "Shall the ordinance pass ?." After a roll call vote, the motion to pass Ordinance No 2024-11 was approved 6-1, with Council Member Bryant voting no. A motion was made by Council Member Carnahan and seconded by Council Member Morgan to pass Ordinance No. 2024-11 with an Emergency Clause and after a roll vote the Emergency Clause was approved 7-0.

Ordinance No. 2024-12

An Ordinance ordering the razing (demolition) and the removal of certain structure(s) within the city of Farmington, Arkansas, located at 1152 Club House Parkway; to declare an emergency and for other purposes.

City Attorney Moore advised the council that the citizens in Valley View had requested the property be demolished due to inactivity since the original request was made in 2023. There were six citizens,(Ryan Crawford, Ty Pawley, Mr. Moore, Regina Shaffer, Brandon Pellham and Phillip Miley) who spoke to the council in favor of the demolition, three (Hal Henson, Lisa Bell Henson, and property owner Kenneth Lipsmeyer) against and one citizen (Justin Coyne) asking if the city could build something there.

Council Member Carnahan made a motion, with a second by Council Member Lipford to suspend the rule requiring the reading of an ordinance in full on three different dates to be suspended and for Ordinance No. 2024-12 to be read one time by title only, and by the consent of all Council Members present after a roll call vote, the motion was approved 7-0. City Attorney Moore read Ordinance No. 2024-12 by title only. Mayor Penn asked "Shall the ordinance pass ?." After a roll call vote, the motion to pass Ordinance No 2024-12 was approved 7-0. A motion was made by Council Member Carnahan and seconded by Council Member Morgan to pass Ordinance No. 2024-12 with an Emergency Clause and after a roll vote the Emergency Clause was approved 7-0.

Due to the large number of citizens at the meeting for Ordinance No. 2024-12, Mayor Penn called for a brief recess at 6:53 pm to allow citizens that wished to leave the meeting to do so. Mayor Penn called the meeting back to order at 6:57 pm.

Ordinance No 2024-13

An Ordinance rezoning property at 229 N. Broyles Street, from A-1 Agriculture, to MF-2, Residential Multi Family as requested by MRS enterprises.

Council Member Carnahan made a motion, with a second by Council Member Mathews to suspend the rule requiring the reading of an ordinance in full on three different dates to be suspended and for Ordinance No. 2024-13 to be read one time by title only, and by the consent of all Council Members present after a roll call vote, the motion was approved 7-0. City Attorney Moore read Ordinance No. 2024-13 by title only. Mayor Penn asked "Shall the ordinance pass?." After a roll call vote, the motion to pass Ordinance No 2024-13 was approved 4-3 with Council Members Bryant, Morgan and Gardenhire voting no. Because the motion did not pass with a two thirds majority, it will be placed on the November City Council agenda on its second reading & third reading by title only.

There being no further business to come before the council, a motion to adjourn the meeting was made by Council Member Morgan and seconded by Council Member Lipford was approved 7-0, The meeting adjourned at 7:11 until the next regularly scheduled meeting to be held Tuesday, November 12th, 2024, in the City Council Chambers at City Hall, located at 354 West Main Street, Farmington, Arkansas.

Mayor Ernie Penn



Kelly Penn, City Clerk

