



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 August 12th, 2024, at 6:00 p.m. in the Council Chambers at Farmington City Hall, located at 354 West Main Street, Farmington Arkansas. Vice Mayor Morgan called the meeting to order.

PRESENT: Council Members Diane Bryant, Keith Lipford, Brenda Cunningham, Sherry Mathews, Hunter Carnahan Linda Bell, Bobby Morgan, City Attorney Jay Moore, City Clerk Kelly Penn, City Business Manager Melissa McCarville, Staff, Press and Audience Members. Mayor Penn and Council Member Gardenhire were not in attendance.

Pledge of Allegiance

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

Approval of the July 8th, 2024, City Council Minutes

On the motion of Council Member Carnahan and a second by Council Member Bryant 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

City Clerk Penn presented the financial reports to the City Council. The monthly city sales tax decreased by 1.00%. The monthly state/county sales tax decreased by .003%.

Catastrophic Leave Fund

City Clerk Penn advised the city council that during our recent 2023 legislative audit, the auditors requested that we move the Catastrophic Leave Fund into the General Fund; it is no longer required to be a separate line item. On the motion of Council Member Lipford and a second by Council Member Carnahan and by the consent of all Council Members present after a roll call vote, the motion to consolidate the Catastrophic Leave Fund, approximately \$141,980.08, into the General Fund was approved 7-0.

Legislative Audit Report

City Clerk Penn advised that all council members should have received the completed Legislative Audit Report for 2023, the report will be presented in full to the city council at the September 2024 city council meeting, according to Arkansas Code §10-4-418, which requires the city council to review the report at the next regularly scheduled council meeting upon receipt. The City Clerk advised the council there was a finding in the audit that was regarding a criminal case regarding fraud at an Arvest Bank in September of 2023. It is still an ongoing investigation, but it was a failure by Arvest Bank, not the city of Farmington and all funds were reimbursed to the city the following business day.

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

On the motion of Council Member Carnahan and a second by Council Member Bryant and by the consent of all Council Members present after a roll call vote, the motion to read all Ordinances and Resolutions by title was approved 7-0.

Proclamations, Special Announcements, Committee/Commission Appointments

Detective Justin Collins recognized three members of the Farmington Police Department for their exemplary service during an August 5th police call that ended in the apprehension of a federal fugitive. Those recognized were Sergeant Cooper, Corporal Long and Sergeant Bocchino.

City Clerk Penn advised that the election filing date has closed and that the city would have a vacancy in Ward 2, Position 1. The procedure to fill that seat will be as follows per Arkansas Code § 14-43-411, a vacancy will be declared at the January 2025 meeting, letters of interest will be accepted, and the city council will vote on an appointment at the February 2025 meeting.

HAMMREC Update – Josh Fry gave the council a brief update on the HAMMRC committee.

Committee Reports – There were no committee reports given at the meeting. The Library Committee report was included in the agenda packet.

Items to be removed from the City of Farmington Inventory – Police Department -Police Chief Hubbard

On the motion of Council Member Carnahan a second by Council Member Bryant and by the consent of all Council Members present after a roll call vote, the motion to remove from inventory and sell to Prairie Grove Police Department one (1) EC/IR II serial number 11210, city tag number 601 and two (2) Gith Simulators serial numbers G6967 and G6968, city tag numbers 941 & 942, for \$4000.00 was approved 7-0.

Items to be removed from the City of Farmington Inventory – Police Department – Sergeant Brotherton

On the motion of Council Member Carnahan, a second by Council Member Lipford and by the consent of all Council Members present after a roll call vote, the motion to remove one (1) Cannon Camera DS126151, serial number 1721165921, city tag number 0567 and one (1) CHUWI Hero Box, serial number BCZ1H220301866, city tag number 1107 from city inventory was approved 7-0.

Items to be removed from the City of Farmington Inventory – Public Works Department – Public Works Director Shelley

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 motion to remove from inventory and destroy one (1) Dell Optiplex 7050 Computer Processing Unit, serial number 5ZJNCH2, city tag number 727, was approved 7-0.

Items to be removed from the City of Farmington Inventory – Administration- City Business Manager McCarville

On the motion of Council Member Carnahan and a second by Council Member Bryant and by the consent of all Council Members present after a roll call vote, the motion to remove from inventory and destroy one (1) Dell Latitude E5530 Laptop Computer Processing Units, serial number B7H4XYI, city tag number 91, was approved.

Old Business – None.

New Business

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

After a brief presentation from Fire Chief Hellard, a motion was made by Council Member Bell and a second by Council Member Lipford and by the consent of all Council Members present after a roll call vote, the motion to place Ordinance No. 2024-06 on its first reading by title was only approved 7-0. City Attorney Moore read Ordinance No. 2024-06 by title only.

Resolution No. 2024-10 A Resolution waiving requirements of competitive bidding for the purchase of one (1) 2024 Chevrolet Tahoe and the equipment to outfit the vehicle if awarded the 2025 Public Safety Equipment Grant for the Farmington Police Department pursuant to A.C.A. §14-58-303 (b) (2) (B)

After a brief presentation by Sgt. Brotherton, on the motion of Council Member Carnahan and a second by Council Member Lipford and by the consent of all Council Members present after a roll call vote, the motion to approve Resolution No. 2024-10 was approved 7-0. City Attorney Moore read Resolution No. 2024-10 by title only.

Accept the bid from Southern Building Services, Inc for Creekside Park Pickleball Courts

Aaron Behmler with Burns and McDonnell informed the council they had received three (3) bids regarding the Creekside Pickleball project. The low bid was disqualified because they did not meet the bid requirements. He recommended the next lowest bidder, Southern Building Services, in the amount of \$397,000.00. 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 motion to approve the bid from Southern Building Services, Inc. in the amount of \$397,000.00 was approved 7-0.

Accept the bid from Tomlinson Asphalt Company Inc for Jimmy DeVault Road Resurfacing

Public Works Director Floyd Shelley informed the council they received one bid for the project. He was happy to recommend Tomlinson Asphalt due to the work previously done for the city of Farmington. On the motion of Council Member Carnahan and a second by Council Member Lipford and by the consent of all Council Members present after a roll call vote, the motion to approve the bid from Tomlinson Asphalt INC. in the amount of \$220,355.80 was approved 7-0.

There being no further business to come before the council, a motion to adjourn the meeting was made by Council Member Lipford and seconded by Council Member Mathews was approved after a roll call vote 7-0, The meeting adjourned at 6:48 until the next regularly scheduled meeting to be held Monday, September 9th, 2024, in the City Council Chambers at City Hall, located at 354 West Main Street, Farmington, Arkansas.

Vice Mayor Bobby Morgan



Kelly Penn, City Clerk

