

**MINUTES OF THE REGULAR MEETING OF THE TOWN COUNCIL  
OF THE TOWN OF HIGHFILL, BENTON COUNTY, ARKANSAS  
HELD ON THURSDAY, FEBRUARY 11, 2010**

The Town Council of the Town of Highfill, Benton County, Arkansas, met in regular session at the Highfill Community Building, Thursday, February 11, 2010 at 6:30 p.m.

Mayor Chris Holland called the Town Council meeting to order.

**Attendance Roll Call:**

The following were present: Mayor Chris Holland, Recorder-Treasurer Stacy Digby, and Aldermen: Toby Lester, Keven Varner, James "Butch" Wiand, and Sandy Evans. Alderman Richard Boles was absent. The city's attorney Steve Miller was also present. See attendance sheet for others attending.

The minutes of the regular meeting of the Town Council dated January 12, 2010 were presented. The Mayor asked if there was any discussion. Alderman Toby Lester made a motion to waive the reading and accept the minutes for that meeting in their present form. Alderman Keven Varner seconded the motion. Lester, Wiand and Evans voted yes. Varner abstained. Motion carried.

**Review of Department and Commission Reports**

Written reports were submitted by the following persons for the following departments and commissions, and copies of each are attached:

<u>Department / Commission</u>	<u>Report Submitted By</u>
Street and Maintenance Department Report	Kently Insko
Fire Department Report	Chief Jeremy Jackson
Police Department Report	Chief Jack Sanders
Parks Commission Report	NONE SUBMITTED
Water & Wastewater Report	Frank Holzkamper
Building Inspection /Code Enforcement Report	Rob Holland

The Mayor noted that Rob Holland, the Building Inspection/Code Enforcement Officer, had been working with Carroll Electric to locate all the city street lights that the Town currently had in place, and that his Report contained the information that the council had requested regarding the street lights for the Town. The Mayor said Rob had gotten a reimbursement from Carroll Electric on a couple of lights that have not been in place for over a year. Rob submitted a list of approximately 47 locations and he recommended the Town keep about 35 of those and remove about 11 of the existing lights. He submitted a list of about 11 locations that he proposed could be removed. Rob requested that the council allow him to work with the Planning Commission to eliminate up to 11 lights based on those recommendations, keeping at least 35 in place, with authority in the future to add up to 5 additional lights as they should determine. The council agreed. He also said he had made an application for residents to fill out to recommend a light be placed at a certain location. La Joyce Vann asked if Rob had checked with the county to see if they were paying for any lights that the city was also paying for.

The Mayor discussed the road situation for the Town, especially in light of all the snow and ice. He noted the roads were in serious condition and needed a lot of work. The Mayor told the council that Kently had talked to the county and state road departments about what to do for road damage. He was told he needed to wait until it thaws and dries out. The Mayor proposed that the Town purchase a road grader, if one can be located for no more than \$20,000.00. The Mayor suggested using the remaining funds in the Street Department Budget for road grading toward the purchase of a road grader, and then asking the council to allocate additional funds for the balance. The council requested the Mayor look into locating a road grader or possibly renting one, and then bringing proposals back to them to review.

Alderman Varner inquired about patrol hours and citations on the Police report.

## Open Hearing

The Mayor opened the floor to the public. The Mayor noted that the grant that had been submitted by Rob Holland for funds to purchase warning sirens for the Town of Highfill was not yet final, but it did appear that the Town might receive up to \$35,000.00 in grant funds for this purpose. He proposed utilizing the funds to place as many sirens as possible, and then in the future look to possibly purchasing and adding additional sirens to the system. He thought it might be enough for two sirens. Alderman Varner discussed the clearing of the roads for snow and ice conditions. He was concerned mainly about intersections and hills and seeing that those were cleared first and as quickly as possible. He also asked that the right of ways be mowed before spring. There was no further discussion from the public. The Mayor declared the hearing closed.

## Old Business

There was no old business to be discussed.

## New Business

The first item of new business was an Ordinance authorizing the sale of a portion of Highfill's Water Supply Distribution System and Water Service Area to the City of Centerton, approving an Agreement providing for said sale, and authorizing the Mayor to execute the Agreement and take such actions as may be necessary to effect the sale, and authorizing the application of the proceeds of the sale to repay a portion of the existing indebtedness to the Arkansas Natural Resource Commission, and other matters. A motion was made by Alderman Keven Varner to suspend and dispense with the rule requiring the reading of an ordinance, in full, on three different days and read said Ordinance by title only, and the motion was seconded by Alderman James Wiand. Lester, Varner and Wiand voted in favor of the motion. Evans voted no. Therefore, the Mayor cast the fourth vote in favor of motion. The Mayor declared that at least two-thirds of the members of the council voted in favor of the motion, the rule was suspended and an ordinance entitled:

**“AN ORDINANCE AUTHORIZING THE SALE OF A PORTION OF HIGHFILL’S WATER SUPPLY DISTRIBUTION SYSTEM AND WATER SERVICE AREA TO THE CITY OF CENTERTON, ARKANSAS; APPROVING AN AGREEMENT PROVIDING FOR SAID SALE AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT AND TAKE SUCH ACTIONS AS ARE NECESSARY TO EFFECT THE SALE; AUTHORIZING THE APPLICATION OF THE PROCEEDS OF THE SALE TO REPAY A PORTION OF THE EXISTING INDEBTEDNESS TO THE ARKANSAS NATURAL RESOURCE COMMISSION WHICH WAS INCURRED IN HIGHFILL’S ACQUISITION OF THE WATER SUPPLY DISTRIBUTION SYSTEM; AND AUTHORIZING AND PRESCRIBING OTHER MATTERS PERTAINING THERETO.”**

was then read by title only.

Next, a motion was made by Alderman Toby Lester to adopt said ordinance and the motion was seconded by Alderman Keven Varner. Lester, Varner, Wiand and Evans voted in favor of the motion. There were no votes in opposition. The motion carried. The Mayor then declared the Ordinance adopted and signed the Ordinance, which was later attested by the Town Recorder and sealed with the seal of the Town. The Ordinance was given No. 2010-03.

The next item of new business was an Ordinance authorizing the purchase of certain Equipment and the execution of a Retail Installment Contract and Security Agreement pursuant to Amendment No. 78, and other matters relating thereto. A motion was made by Alderman James Wiand to suspend and dispense with the rule requiring the reading of an ordinance, in full, on three different days and read said Ordinance by title only, and the motion was seconded by Alderman Keven Varner. Lester, Varner and Wiand voted in favor of the motion. Evans voted no. Therefore, the Mayor cast the fourth vote in favor of motion. The Mayor declared that at least two-thirds of the members of the council voted in favor of the motion, the rule was suspended and an ordinance entitled:

**“AN ORDINANCE AUTHORIZING THE PURCHASE OF CERTAIN EQUIPMENT AND THE EXECUTION OF A RETAIL INSTALLMENT CONTRACT AND SECURITY AGREEMENT PURSUANT TO AMENDMENT NO. 78 OF THE ARKANSAS CONSTITUTION AND CERTAIN DOCUMENTS RELATED THERETO.”**

was then read by title only.

Next, a motion was made by Alderman Keven Varner to adopt said ordinance and the motion was seconded by Alderman James Wiand. Lester, Varner, Wiand and Evans voted in favor of the motion. There were no votes in opposition. The motion carried. The Mayor then declared the Ordinance adopted and signed the Ordinance, which was later attested by the Town Recorder and sealed with the seal of the Town. The Ordinance was given No. 2010-04.

The next item of new business was a Resolution authorizing the Mayor to transfer excess sales tax revenue from the Water Improvement Fund to the General Fund. A motion to approve the Resolution was made by Alderman Toby Lester and seconded by Alderman Keven Varner. Lester, Varner, Wiand and Evans voted in favor of the motion. There were no votes in opposition. Motion passed. The Resolution was given No. 02-2010.

#### **Financial Report**

The Financial Report for the month of January 2010 was presented for review (see attached). A motion was made by Alderman Toby Lester to approve the Financial Report. The motion was seconded by Alderman James Wiand. Lester, Varner and Wiand voted in favor of the motion. Evans abstained. There were no votes in opposition. Motion passed.

The Semi-Annual Financial Statement for the Town of Highfill covering the period of July 1, 2009 through December 31, 2009 was presented to the council. It was noted that this report was a compilation of the monthly financial reports for that period that had already been approved by the council. The Mayor asked if there were any questions or objections to the Semi-Annual Financial Statement and the council had no objections or questions.

#### **Mayor's Report**

The Mayor noted that the construction contract for the Town Hall Project had been worked out between the Town and the Contractor, and that the contract had been or would be signed shortly. He said the pad had passed the compaction test. He also noted that the start date for the project would depend on the weather.

#### **Discussion**

There was no discussion.

#### **Adjournment**

There being no further business to come before the Council, a motion to adjourn was made by Alderman Keven Varner and seconded by Alderman James Wiand. All voted in favor. Motion carried. Meeting adjourned.

APPROVED:

ATTEST:

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Chris Holland, Mayor

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Stacy Digby, Town Recorder

(SEAL)