

**MINUTES OF THE REGULAR MEETING OF THE TOWN COUNCIL
OF THE TOWN OF HIGHFILL, BENTON COUNTY, ARKANSAS
HELD ON TUESDAY, JANUARY 12, 2010**

The Town Council of the Town of Highfill, Benton County, Arkansas, met in regular session at the Highfill Community Building, Tuesday, January 12, 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: Richard Boles, James "Butch" Wiand, and Sandy Evans. Alderman Toby Lester arrived during the discussion of the Financial Reports, before consideration of the Ordinances on the Agenda. Alderman Keven Varner 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 December 15, 2009 were presented. The Mayor asked if there was any discussion. Alderman Richard Boles made a motion to waive the reading and accept the minutes for that meeting in their present form. Alderman James Wiand seconded the motion. Boles, Wiand and Evans voted yes. There were no votes in opposition. 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 Insco
Fire Department Report	Chief Jeremy Jackson
Police Department Report	Chief Jack Sanders
Parks Commission Report	NONE SUBMITTED
Water & Wastewater Report	Frank Holtzkamper
Building Inspection /Code Enforcement Report	Rob Holland

Chris told the council that Rob Holland had been working with Carroll Electric to find all the city street lights. He said there were a few that they might recommend removing and a few lights might be added.

Richard Boles asked how much the dump truck repair cost. The mayor said it was approximately \$1908. Richard also asked about the progress of the agreement with the City of Centerton to purchase some water lines.

Frank Holtzkamper addressed the council regarding his report. He discussed the status of the agreement where Centerton was offering to purchase a portion of the Town's waterlines that run along Highway 102 within the Centerton city limits. He noted that Centerton had received approval with certain conditions from the Arkansas Natural Resource Commission and that Highfill would be submitting a letter to Arkansas Soil and Water Conservation Commission for approval. Proceeds from the purchase would be applied to ANRC Loan No. 00276-WSSW-D, which is a deferred loan that will be due in December 2013. At this point, he was going to gather information to submit to the city's attorney to prepare the necessary agreement and then an Ordinance would be brought back to the council for approval of the sale at the next meeting. Frank also presented the council with 3 bids received from local dealers for the purchase of a compact tractor. He recommended approval of the bid from Tatum Motor Company for the purchase of the Mahindra Tractor with cutter, finish mower and box blade, in the total amount of \$18,565.00. This would be financed over a 5 year period with a zero percent interest rate and would come with a 5 year warranty. Alderman Richard Boles made a motion to approve of Frank proceeding with the purchase from Tatum Motor Company, with the understanding that the Short Term Financing Ordinance would be brought back before the council for final approval. In connection therewith, the motion was seconded by Alderman James Wiand. Boles, Wiand and Evans voted in favor of the motion. There were no votes in opposition. Motion carried.

Open Hearing

The Mayor opened the floor to the public. La Joyce Vann voiced concern about drainage and run-off at the site of the new city offices. She recommended a swale be placed on the west side of the Town Hall property. Alderman Sandy Evans noted that the lights on Highfill's sign at the west side of town were out and asked about replacing those. She also asked if the street signs, showing the way to the park, could be installed. There was a brief discussion regarding the sign locations. The Mayor said he would get the sign lights repaired and the park signs mounted. There was no further discussion from the public. The Mayor declared the hearing closed.

Agenda Amendment

The Mayor noted that two Aldermen were absent, but that Alderman Toby Lester was due to arrive shortly, and asked the council if they wished to amend the Agenda to consider the Ordinances after the Financial Report. A motion to do so was made by Alderman James Wiand and seconded by Alderman Richard Boles. Boles, Wiand and Evans voted in favor of the motion. There were no votes in opposition. Motion carried.

New Business

The first item of new business on the amended Agenda 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 James Wiand and seconded by Alderman Richard Boles. Boles, Wiand and Evans voted in favor of the motion. There were no votes in opposition. Motion carried. The Resolution was given No. 01-2010.

Financial Report

Alderman Toby Lester arrived during the Financial Report. The Financial Report for the month of December 2009 was presented for review (see attached). A motion was made by Alderman James Wiand to approve the Financial Report. The motion was seconded by Alderman Richard Boles. Lester, Boles, Wiand and Evans voted in favor of the motion. There were no votes in opposition. Motion carried.

Old Business

The only item under old business was the Ordinance Fixing Rates for Services Rendered by the Water System of the Town of Highfill, Repealing Ordinance No. 2004-15, as amended, and other matters relating thereto. A motion was made by Alderman Toby Lester 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, Boles, 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 FIXING RATES FOR SERVICES RENDERED BY THE WATER SYSTEM OF THE TOWN OF HIGHFILL, ARKANSAS; REPEALING ORDINANCE NO. 2004-15, AS AMENDED BY ORDINANCES NOS. 2004-29, 2007-21, 2008-09 AND 2009-14 OF THE TOWN OF HIGHFILL, ARKANSAS; AND PRESCRIBING OTHER MATTERS RELATING THERETO.”

was then read by title only.

Next, a motion was made by Alderman Richard Boles to adopt said ordinance and the motion was seconded by Alderman Toby Lester. Lester, Boles, Wiand and Evans voted in favor of the motion. There were no votes in opposition. The motion carried. The Mayor then noted that the Ordinance contained an emergency clause. A motion was made by Alderman James Wiand and seconded by Alderman Toby Lester to approve the emergency clause of the Ordinance. Lester, Boles, Wiand and Evans voted yes and there were no votes in opposition. 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. 2010-01.

New Business (continued)

The next item under new business was the Ordinance to Amend Ordinance No. 2009-21, that provided for, approved and adopted the Year 2010 Budget for the Town. The change was to approve employee raises and to hire another

office assistant. Alderman Evans stated that she did not want to give any raises with the exception of Gary Harcrow. She also told the council she thought the maintenance trucks should be parked at the office at night, and not driven home. There was a discussion by the council about raises. A motion was made by Alderman Toby Lester 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 Richard Boles. Lester, Boles, 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 TO AMEND ORDINANCE NO. 2009-21, THAT PROVIDED FOR, APPROVED AND ADOPTED A BUDGET FOR THE TOWN OF HIGHFILL, ARKANSAS, FOR THE TWELVE (12) MONTHS BEGINNING JANUARY 1, 2010 AND ENDING DECEMBER 31, 2010.”

was then read by title only.

Next, a motion was made by Alderman Richard Boles to adopt said ordinance and the motion was seconded by Alderman James Wiand. Lester, Boles and Wiand voted in favor of the motion. Evans voted no. 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. 2010-02.

Mayor's Report

Rob Holland arrived and told the council he had located 25 of the 47 lights the city was paying for.

The Mayor presented the bids for the Town Hall Project for review by the council. The Mayor told the council Adams Investments was the low bidder on the construction of the new Town Hall. The Mayor and James Wiand had met with the owner and discussed ways to reduce the cost. They determined that they could reduce the cost to \$240,624.00 by making a few minor changes. They were then quoted \$8,930.00 to brick the whole building instead of half-way up. The Mayor recommended acceptance of the bid submitted by Adams Investments with a change to add full brick to the building, rather than partial brick, which brought the final bid to \$249,554.00, which the council approved along with the changes to the plans for the building that were noted on the bid.

Discussion

There was no discussion.

Adjournment

There being no further business to come before the Council, a motion to adjourn was made by Alderman Richard Boles and seconded by Alderman Toby Lester. All voted in favor. Motion carried. Meeting adjourned.

APPROVED:

ATTEST:

Chris Holland, Mayor

Stacy Digby, Town Recorder

(SEAL)