

MINUTES  
City Council Meeting  
6 pm City Council Chambers  
May 19, 2016

**Welcome and Call to Order:** Mayor Randy Horton

**Invocation** was given by Pastor William Flynn, Grace Chapel

**Roll Call:** Alderman present and quorum declared. Alderman Richard Harris, Alderman Tripp, Alderwoman Freddie Harris, Alderman Eaton, Alderman Brown and Alderman Wiley, Alderman Westcott, and Alderman Steuber. Other Officials present Mayor Horton, City Attorney Trey Smith and City Clerk-Treasurer Kathy Collins.

**Guests present:** Rita Richardson KARV, Brian Holstein, Barbara Kumpe, Autumn Hurst, Ann Combs Chastain, Robert Chastain, Sergio Picado, Cynthia Picado, William B. Swetnam, Bucky Croom, Dana Warren, Steve Hefner, Jill Balaster, Ray Balaster, Teresa Gallegos, Kevin Massey, Cliff Goodin, Connie Holstein, Richard Setian, Keith Frazier, Leslie Teaff and Johnny Story.

**Minutes:** Alderman Wiley made the motion to approve the Minutes for April 21, 2016 Alderman Westcott seconded the motion. Motion carries unanimously on a voice vote.

Finance Report: Month Ended April 30, 2016

|   |                  |
|---|------------------|
| General Fund Balance                      | \$ 342,194.35    |
| El Paso Loan                              | \$ 430,253.48    |
| Street Fund Balance                       | \$ 3,389,769.21  |
| Street Sales Tax Fund                     | \$ 4,902,710.54  |
| 2003 Economic Development Fund            | \$ 2,932,631.71  |
| 2007 Economic Development Fund            | \$ 4,682,900.75  |
| 2014 Economic Development Fund            | \$ 722,325.67    |
| Convention Center                         | \$ 2,441,163.06  |
| Capital Assets Fund Balance               | \$ 10,679,434.53 |
| Special Funds Balance                     | \$ 1,312,105.73  |
| Emergency Reserve – General               | \$ 1,000,000.00  |
| Public Works - Bank CD                    | \$ 4,000,000.00  |
| Cemetery Association Trust – Market Value | \$ 204,948.94*   |

Special Funds Balances: Month Ended April 31, 2016

|                                    |               |
|------------------------------------|---------------|
| 12 District Court Costs Fund       | \$ 86,631.11  |
| 13 No Vehicle Insurance Fund       | \$ 41,278.21  |
| 14 Parks & Recreation Special Fund | \$ 132,728.70 |
| 15 Police Training Fund            | \$ 46,908.22  |
| 16 Police Pension Fund             | \$ 48,803.79  |

|    |                                 |    |                  |
|----|---------------------------------|----|------------------|
| 17 | Court Automation Fund           | \$ | 385,567.70       |
| 18 | Administration of Justice Fund  | \$ | 92.17            |
| 19 | Criminal Justice Ordinance Fund | \$ | 369,839.88       |
| 20 | Fire Contingency Fund           | \$ | 29,272.39        |
| 21 | Fire Insurance Premiums Fund    | \$ | 108,603.91       |
| 22 | Fire Pension Fund               | \$ | 2,138.95         |
| 24 | Russellville Oakland Cemetery * | \$ | <u>58,240.70</u> |
|    | TOTAL                           | \$ | 1,312,105.73     |

Russellville Oakland Cemetery April 31, 2016

- Has an investment of IShares \$114,196.99 Genworth \$ 80,000.00 and \$ 10,751.95 cash.

**Mayor's Report:**

1. Change date for June Council Meeting due to AML Conference, suggested June 23<sup>RD</sup>. Alderman Eaton made the motion to reschedule the meeting with a second by Alderman Westcott. Motion carries on an 8-0 voice vote.
2. Autumn Hurst Tobacco Prevention.
3. Memorial Day Celebration, May 23<sup>rd</sup> at the new Pavilion at the Depot Park.

**Department Report:** Animal Control - Mike Vernon

Mr. Vernon gave a year to date report and praised the Rotary Club for their contribution of two sheltered pens. This will allow potential animals to get to interact with their prospective new owners.

**Committee Reports:**

**Finance Committee:** Chairman Alderman Tripp, Alderman Eaton, Alderwoman Harris and Alderman Wiley.

1. Appropriation:  
 Department: Administration  
 Expenditure: 01-101-5201 Utilities \$ 70,000.00  
 (Water and Sewer for Phoenix Project)  
 Alderman Tripp made the motion to approve. Motion carried on an 8-0 roll call vote.
2. Appropriation:  
 Department: Police Department  
 Expenditure: 01-111-5214 Vehicle Maintenance \$ 924.96  
 (Repair 2011 Dodge Charger *Insurance Pass through*)  
 Alderman Tripp made the motion to approve. Motion carried on an 8-0 voice call vote.

3. Appropriation:  
 Department: Capital Aquatic Center Fund  
 Expenditure: 04-109-511 Aquatic Center \$500,000.00  
 (Building Cost).  
 Alderman Tripp made the motion to approve. Motion carried on a 8-0 voice call vote
  
4. Consideration of Ordinance **# 2241** waiving competitive bidding: employing a grinding company to grind all organic Materials at the City Yard Waste Compost Facility; Authorizing the Mayor and City Clerk-Treasurer to sign all necessary Documents to employ the grinding company.  
 Alderman Tripp made the motion to suspend the rules and read the Ordinance one time by title only with a short explanation. Alderman Eaton seconded the motion. Motion carries on an 8-0 voice vote. City Attorney Trey Smith read the Ordinance as instructed. Alderman Tripp made the motion to adopt with a second by Alderman Westcott. Motion carries on an 8-0 roll call vote.
  
5. Discussion of funding of Gas and Electric Service for Aquatic Center.  
 Gas--\$11,000.00 Electric--\$49,400.00  
 Appropriation:  
 Department: Building Fund  
 Expenditure: 04-101-5510 Building \$60,400.00  
 (Electricity and Gas Service to the Aquatic Center).  
 Alderman Tripp made the motion to approve the appropriation. Motion carries on an 8-0 voice vote.
  
6. Consideration of Ordinance **# 2242** waiving competitive bidding: employing Entergy to perform soccer lights transformer installations; Authorizing the Mayor and City Clerk-Treasurer to sign all necessary Documents to employ Entergy.  
 Alderman Tripp made the motion to suspend the rules and read the Ordinance one time by title only with a short explanation. Alderman Eaton seconded the motion. Motion carries on an 8-0 voice vote. City Attorney Trey Smith read the Ordinance as instructed. Alderman Tripp made the motion to adopt with a second by Alderman Westcott. Motion carries on an 8-0 roll call vote.  
 Alderman Wiley made the motion to adopt the emergency clause with a second by Alderman Tripp. Motion carries on an 8-0 roll call vote.
  
7. Appropriation:  
 Department: Parks Special Sales Tax  
 Expenditure: 04-209-5250 Capital Improvements \$65,500.00  
 (Building Cost)  
 Alderman Tripp made the motion to approve. Motion carries on an 8-0 voice vote.

8. Reimbursement for Main Street Russellville per invoice submitted in the amount of \$10,176.77.  
Alderman Tripp made the motion to approve. Motion carries on an 8-0 voice vote.

*(Items recommended 05/19/16)*

1. Consideration of Ordinance # **2243** to Amend Ordinance # 2222 Ritter Communications Franchise Fee.  
Alderman Tripp made the motion to suspend the rules and read the Ordinance one time by title only with a short explanation. Alderman Wiley seconded the motion. Motion carries on a 7-1 voice vote. Alderman Eaton voting nay. City Attorney Trey Smith read the Ordinance as instructed. Alderman Tripp made the motion to adopt with a second by Alderman Wiley. Motion carries on a 5-3 roll call vote. Alderman Eaton, Westcott and Richard Harris voting nay. Aldermen Steuber, Brown Wiley Tripp and Alderwoman Freddie Harris voting in favor.
2. Appropriation:  
Department: Police Training Fund  
Revenue: 15-111-4046 Seizure Revenue \$70,561.14  
Expenditure: 15-111-5239 CIP Fund \$70,561.14  
(The US Marshals Service, E/Arkansas Equitable Sharing disbursement related to ASID: 15-DEA-614671).  
Alderman Tripp made the motion to approve. Motion carries on an 8-0 voice vote.
3. Consideration of Resolution # **1565** accepting a bid from Van Horn Construction, Inc. for construction of the New Central Fire Station for the City of Russellville, and Authorizing the Mayor and City Clerk-Treasurer to enter into an Agreement with Van Horn Construction for Construction of the New Central Fire Station.  
Alderman Tripp made the motion to adopt. Motion carries on a 5-3 roll call vote. Aldermen Steuber, Brown, Eaton, Wiley, and Alderwoman Freddie Harris voting in favor. Aldermen Westcott, Richard Harris and Tripp voting nay.

**Personnel Committee:** Chairman Alderman Steuber, Alderman Richard Harris, Alderman Westcott and Alderman Larry Brown.

No report.

**Unfinished (Old) Business:**

None

## **New Business:**

1. Consideration of Ordinance **# 2244** Repealing Ordinance #'s 1853 and 1890 Concerning Wrecker Call Services-RPD.

Alderman Wiley made the motion to suspend the rules and read the Ordinance one time by title only with a short explanation. Alderman Westcott seconded the motion. Motion carries on an 8-0 voice vote. City Attorney Trey Smith read the Ordinance as instructed. Alderman Wiley made the motion to adopt with a second by Alderman Westcott. Motion carries on a 7-1 roll call vote. Alderman Steuber voting nay.

2. Consideration of Ordinance **# 2245** Rezoning Certain Realty in the City of Russellville located at 200 West Tacoma Ave, 106 West Tacoma Ave and West Main and 201 West Tacoma Ave—Planning Commission.

Alderman Westcott made the motion to suspend the rules and read the Ordinance one time by title only with a short explanation. Alderwoman Harris seconded the motion. Motion carries on an 8-0 voice vote. City Attorney Trey Smith read the Ordinance as instructed. Alderman Wiley made the motion to adopt with a second by Alderman Westcott. Motion carries on an 8-0 roll call vote.

3. Consideration of Resolution **# 1566** granting a Special Use Permit for a Temporary Large Equipment Storage and House Impound Area located at the corner of Hwy 7T and Jimmy Lile Road—Planning Commission.  
(Voted unanimously to recommend approval with conditions)

Alderman Wiley made the motion to adopt with a second by Alderman Tripp. Motion carries on a 7-1 roll call vote. Alderman Eaton voting nay. Alderman Eaton stated he disapproved due to the fact the Russellville High School Fine Arts Building and residential homes were in the area. The area will be seen by people visiting Russellville for concerts or other functions at the Fine Arts Building.

4. Consideration of Ordinance **# 2246** Rezoning certain Realty in the city of Russellville located at 200 Block of Lakefront Drive from C-4 to R-3—Planning Commission.

Alderman Wiley made the motion to suspend the rules and read the Ordinance one time by title only with a short explanation. Alderman Steuber seconded the motion. Motion carries on an 8-0 voice vote. City Attorney Trey Smith read the Ordinance as instructed. Alderman Wiley made the motion to adopt with a second by Alderman Steuber. Motion carries on an 8-0 roll call vote.

5. Consideration of Resolution **# 1567** granting a Special Use Permit to operate a Pre-School and Child Care Center located at 2005 East Fairway Blvd—Planning Commission.

Alderman Wiley made the motion to adopt with a second by Alderman Westcott. Motion carries on an 8-0 roll call vote.

6. Consideration of Ordinance **# 2247** to Approve the Final Plat for Shiloh Manor Phase V Subdivision located north of Shiloh Road submitted by Dave Garza of Barrett & Associates on behalf of Bucky Croom d/b/a Croom Construction, Inc.—Planning Commission.

Alderman Steuber made the motion to suspend the rules and read the Ordinance one time by title only with a short explanation. Alderman Wiley seconded the motion. Motion carries on an 8-0 voice vote. City Attorney Trey Smith read the Ordinance as requested. Alderman Wiley made the motion to adopt with a second by Alderman Steuber. Alderman Eaton asked Mr. Jones if the new phase had and/or met adequate drainage. Mr. Jones stated it met the City regulations that are in place. He also told the Council that Mr. Croom had provided a line of credit to be used to finish the streets and drainage if it was warranted. There was some concern that phase IV's street did not meet requirements and were already in disrepair. Mr. Croom stated he was in the process of correcting those problems. Motion carries on a 6-2 roll call vote. Aldermen Brown and Eaton voting nay. Alderman Tripp made the motion to adopt the emergency clause with a second by Alderman Wiley. Motion carries on a 6-2 roll call vote. Aldermen Brown and Eaton voting nay.

7. Consideration of a Resolution requiring the Rehabilitation by Agreement or Removal or Razing of a unoccupied, dilapidated structure located at 300 ½ North Hartford Ave; restoring the property up to the Arkansas Fire Prevention Code and City Codes; thereby protecting the Health, Safety and Welfare of the Public, Providing for lien on the property to recover costs associated with removal of structure upon nonpayment—Alderman Eaton.

Alderman Richard Harris made the motion to table the item. Alderman Wiley told the Council he was in the process of razing the building. He would have it down within the next 30 days.

8. Consideration of Resolution **# 1568** setting a public hearing at the June Regular City Council Meeting for an ordinance to Vacate a Twenty (20') foot alley, lying South of Lots 5 – 8 and North of Lots 9 – 12, Block 61, J L Shinn Addition to the City of Russellville, Arkansas.

Alderman Wiley made the motion to adopt with a second by Alderman Westcott. Motion carries on an 8-0 roll call vote.

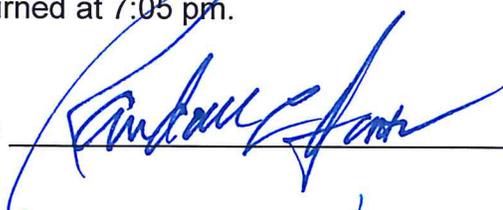
9. Passed to City Council by the Finance Committee 5/10/2016 - Discussion regarding damage to a vehicle on Nordin Lane—Kurt Jones, Public Works, Alderman Tripp.

Failed for lack of a motion or any action.

Adjournment:

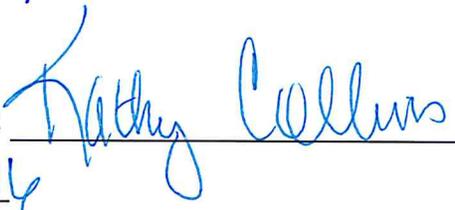
Alderman Wiley made the motion to adjourn with a second by Alderman Steuber.  
Meeting adjourned at 7:05 pm.

Mayor Randy Horton



ATTEST:

Kathy Collins City Clerk-Treasurer, CMC



Date approved by Council:

6/23/14

