

# ASH FLAT CITY COUNCIL

## MEETING

March 12, 2019

### Present:

Larry Fowler, Mayor

Charlotte Goodwin, Recorder

**Council Members Present:** D. Neil Camden, Fred Goodwin, Sean Himschoot, Mike Nix, Danny Traw, and Annette Wolverton

**Officials Present:** Police Chief Anthony Wiles, Code Enforcement Officer William Myers, Parks Supt. Regan Nicholson, Street Supt. Harry Herron, W/S Supt. Tracy Breckenridge, and Ash Flat Librarian Susan Funnell

**Officials Absent:** Fire Chief Stacy Horton, and City Attorney Larry Kissee

**Guests Present:** Dana Wiest, AFFD Officer S. A. Bates, AFPD Jeremy Stevens, and Philip Cole

### MEETING CALLED TO ORDER/PLEDGE OF ALLEGIANCE

The Ash Flat City Council met in regular session Tuesday, March 12<sup>th</sup> at 7:00 p.m. in the council chambers of Ash Flat City Hall. The Honorable Mayor Larry Fowler, the presiding officer, declared a quorum was present and called the meeting to order. Recorder Charlotte Goodwin called the roll by wards. Council members answering the call by their respective wards were Ward 1-Fred Goodwin, Mike Nix; Ward 2-Sean Himschoot, Danny Traw; Ward 3-Neil Camden, Annette Wolverton. (6/0) Mayor Fowler led the Pledge of Allegiance to the Flag of our country, and a moment of silence was observed.

### AGENDA APPROVAL

Mayor Fowler called for a motion to approve the March 12, 2019 agenda as presented. *Council member Annette Wolverton made the motion, seconded by Council member Sean Himschoot, the roll having been called, and by consent of all the members present, to approve*

*the agenda as presented.* A roll call vote was taken. The following voice votes were recorded: *Vote Yea: Goodwin, Nix, Himschoot, Traw, Camden, and Nix* *Vote Nay: None*

The motion carried with a roll call vote of 6-Yeas/0-Nays.

### MINUTES OF FEBRUARY 12, 2019

Mayor Fowler called for a motion to approve the minutes of the regular council meeting held February 12, 2019 as written. *Council member Danny Traw made the motion, seconded by Council member Neil Camden, the roll having been called, and by consent of all the members present, to approve the minutes of the regular council meeting as corrected.* A roll call vote was taken. The following voice votes were recorded: *Vote Yea: Wolverton, Camden, Traw, Himschoot, Nix, & Goodwin* *Vote Nay: None*

The motion carried with a roll call vote of 6-Yeas/0-Nays.

### DEPARTMENT REPORTS

*All department reports are part of the council packet and filed with the official minutes*

FIRE DEPARTMENT-Chief Stacy Horton was absent. Officer S. A. Bates gave the report. Bates stated the department sponsored an “In Woods Rescue for First Responders and had approximately 54 attendees.

POLICE DEPARTMENT-Chief Anthony Wiles reviewed the department report. Chief Wiles stated the in car camera equipment from Watchguard was received. Wiles stated he and Allen have been drafting a department policy regarding their in-car and body-cam video use. Also, they’ve been reworking the racial profiling policy due to the requirements regarding the in-car/body-cam video. Wiles stated he’d budgeted \$12,000.00 for financing a new vehicle. See ‘Other Business’ for the council vote.

PARKS DEPT.-Supt. Regan Nicholson reviewed the department report. Request to purchase sod...See ‘Other Business’ for vote

STREET DEPT. - Supt. Harry Herron reviewed the department report.

WATER/SEWER DEPT.-Supt. Tracy Breckenridge reviewed the department report. Tracy stated he'd hung address signs on all pump stations, and removed and replaced clarifier curtain in clarifier #1.

CITY HALL MONTHLY LOG- The report was part of the council packet.

CODE ENFORCEMENT- Bill Myers presented the department report.

PLANNING COMMISSION- No report available.

LIBRARY REPORT- Librarian Susan Funnell presented the library report. Book Brigade book sale is set for the second week in May. State Farm Insurance in Highland has begun a campaign to collect books for the library to sell or use.

SCRAA & TCSWA-Sharp County Regional Airport, and Tri-County Solid Waste meeting minutes were in the council packets.

### UNFINISHED BUSINESS

#### REQUEST TO EXTEND WATER (A)

Tracy Breckenridge, W/S Superintendent, stated Roger & Karen Nicholson requested water be extended to their property on Dougherty Lane. Ordinance #9-1-94, Section 2. states the property owner/builder of such new construction is required to bear the expense of running streets, water, and sewer lines from the nearest main line to the new construction.

#### ASH FLAT LIBRARY CERTIFICATION (B)

Terry Hill previously discussed that the citizens of Ash Flat are already paying a one mil real estate tax to the Sharp County Library that only benefits the libraries at Hardy, Evening Shade, Cave City, and Williford. None of this tax goes to the Ash Flat Library. Mayor Fowler stated he spoke with Terry Hill regarding the steps necessary to get the library certification on the ballot, and by the time all was said and done it would only be 3 months until the general election so the city will get everything ready and get the initiative put on the ballot for the general election.

## NEW BUSINESS

### SIGN PERMIT CHOKDEE THAI KITCHEN (C)

Mayor Fowler introduced a sign permit application from Steven Masters to install a new 6x8 non-illuminated sign for the Chokdee Thai Kitchen. Following further discussion, *Council member Fred Goodwin made the motion, seconded by Council member Anette Wolverton, the roll having been called, and by consent of the members present, approved the sign permit as presented.* A roll call vote was taken. The following voice votes were recorded: *Vote Yea: Nix, Traw, Wolverton, Camden, Goodwin, and Himschoot*

*The motion carried with a roll call vote of 6-Yeas/0-Nays*

### SIGN PERMIT TRIPLE R PAWN (C)

Mayor Fowler introduced a sign permit application from Triple R Pawn to install a new 4x8 non-illuminated sign at Triple R Pawn. Mayor Fowler asked the Code Enforcement Officer to check with Triple R Pawn and find out if this will be a permanent sign or not. To be addressed at the April council meeting.

### ASH FLAT CEMETERY (E)

Mayor Fowler stated he'd been contacted by Jack Haskins, deed holder, to the Ash Flat Cemetery. Haskins concern is if the Ash Flat Cemetery Committee is selling plots on something they don't own. Haskins is proposing to deed the cemetery to the city in exchange for the city paying the recording fees. Following further discussion, *Council member Sean Himschoot made the motion, seconded by Council member Fred Goodwin, the roll having been called, and by consent of the members present, to table a decision regarding the cemetery property until next month to give the mayor time to speak with Jack Haskins.* A roll call vote was taken. The following voice votes were recorded: *Vote Yea: Traw, Wolverton, Camden, Goodwin Himschoot, and Nix*

*The motion carried with a roll call vote of 6-Yeas/0-Nays*

### HANDBOOK-REVIEW (F)

R/T Goodwin had questions on the handbook. Mayor Fowler stated on Page 30 regarding notifying employees during inclement weather. Mayor Fowler stated he would notify the employees by phone. On page 49 All employees have the right to appeal their termination, administrative leave, or disciplinary action to the city council.

### RESOLUTION 3-A-2019 AMENDING 12-2-2017 (2018) BUDGET (G)

Mayor Fowler introduced a resolution entitled: “A RESOLUTION PROVIDING FOR THE ADOPTION OF AN AMENDED BUDGET FOR THE CITY OF ASH FLAT, ARKANSAS, FOR THE TWELVE (12) MONTHS BEGINNING JANUARY 1, 2018, AND ENDING DECEMBER 31, 2018, APPROPRIATING MONEY FOR EACH ITEM OF EXPENDITURE THEREIN PROVIDED FOR; AND FOR OTHER PURPOSES.” Recorder Charlotte Goodwin read the resolution in full. *Council member Fred Goodwin made the motion, seconded by Council member Anette Wolverton, the roll having been called, and by consent of the members present, approved Resolution 3-A-2019 as presented.* A roll call vote was taken. The following voice votes were recorded: *Vote Yea: Wolverton, Camden, Goodwin, Himschoot, Nix, and Traw,*

*The motion carried with a roll call vote of 6-Yeas/0-Nays*

### LEGISLATIVE AUDIT 12/31/2017 & 2016 (H)

Mayor Fowler introduced the Arkansas Legislative Joint Auditing Committee Financial and Compliance Report for the period of December 31, 2017, and 2016. (§10-4-418) The findings contained in the section relate to the following officials who held office during 2017 and 2016. The offices cited were Mayor Larry Fowler, R/T Charlotte Goodwin, and Police Chief Anthony Wiles. Recorder Charlotte Goodwin stated she was very proud of the written statement in the report “Our procedures indicated that the above offices were in substantial compliance with Arkansas fiscal and financial laws.” There were no comments or questions from the council.

### PAY BILLS

Mayor Fowler called for a motion to pay bills. *Council member Annette Wolverton made the motion, seconded by Council member Neil*

*Camden, the roll having been called, and by consent of members present, approved paying the bills.* A roll call vote was taken. The following voice votes were recorded: *Vote Yea: Camden, Goodwin, Himschoot, Nix, Traw, and Wolverton*

*The motion carried with a roll call vote of 6-Yeas/0-Nays*

### OTHER BUSINESS

#### FLAGS/CITY HALL SIGN

Council member Fred Goodwin stated city hall has been at this location for over 2 years and asked why there isn't a city hall sign or flags. Mayor Fowler suggested putting the city hall sign on the roof since there's no room for a sign between the city property and state right-of-way. Mayor Fowler stated as soon as it dries up the city crew can finish the dirt work so the employee memorial, with the Ash Flat School bell, can be built. And, we'll start making preparations to pave the parking lot. Creating another entrance to city hall was discussed.

#### REZONE QUESTION

Phillip Cole, owner at 929 Ash Flat Drive, requested information on how to proceed to get their property zoned commercial. Mayor Fowler stated the Bill of Assurance for that subdivision may not allow that to happen. Mr. Cole was advised he needs to get a petition drawn up and go visit the owners in the area and ask their blessings.

#### SOD FOR THE BALLPARK

Regan Nicholson, Parks Superintendent, stated he failed to include sod for the ball park in the budget. Nicholson estimated the cost for the sod was \$1,100.00. *Council member Sean Himschoot made the motion, seconded by Council member Fred Goodwin, the roll having been called, and by consent of the members present, approved \$1,100.00 for sod.* A roll call vote was taken. The following voice votes were recorded: *Vote Yea: Himschoot, Nix, Traw, Wolverton, Camden, and Goodwin*

*The motion carried with a roll call vote of 6-Yeas/0-Nays*

## POLICE TRUCK

Police Chief Wiles stated he'd budgeted \$12,000.00 for finance charges on a new police truck. Wiles stated he'd like to order the truck unless the council had objections. Wiles stated he plans to use the silver car as the part-time vehicle, and trade or sell the blue car. Following further discussion, *Council member Sean Himschoot made the motion to move forward with ordering the Dodge 1500 crew cab truck. The motion died for lack of a second.*

*Following further discussion, Council member Neil Camden made motion, seconded by Council member Danny Traw, the roll having been called, to table ordering the police vehicle until more information is received, the following votes were recorded.* A roll call vote was taken. The following voice votes were recorded:

*Vote Yea: Traw, Nix, Camden, and Goodwin*

*Vote Nay: Himschoot, & Wolverton*

*The motion carried with a roll call vote of 4-Yeas/2-Nays*

## ADJOURNMENT

Having no further business to come before the council, *Council member Neil Camden made the motion to adjourn, seconded by Council member Fred Goodwin, and hearing no objections, the meeting adjourned at 8:00 p.m.*

## CERTIFICATE

We, the undersigned Mayor and Recorder/Treasurer for the City of Ash Flat, do hereby certify the forgoing pages to be a true and correct record for the proceedings of the Ash Flat City Council meeting held in regular session at 7:00 p. m., Tuesday, March 12, 2019.

PASSED and APPROVED this 9<sup>th</sup> day of April, 2019.

LRF

LARRY FOWLER, MAYOR

ATTEST:

Charlotte Goodwin

CHARLOTTE GOODWIN, RECORDER



(City Seal)



A G E N D A  
ASH FLAT CITY COUNCIL  
MARCH 12, 2019

*"The City of Ash Flat is an equal opportunity employer and provider"*

- I. Determination of a Quorum
- II. Call To Order/Roll Call
- III. Welcome Guests
- IV. Pledge of Allegiance/Moment of Silence (Optional)
- V. Approval of March 12, 2019 Agenda
- VI. Approval of February 12, 2019 Minutes
- VII. Department Reports:
  - (a) Fire Department
  - (b) Police Department
  - (c) Parks Department
  - (d) Street Department
  - (e) Water/Sewer Department
  - (f) City Hall Report
  - (g) Code Enforcement/Planning
  - (h) Library Report
  - (i) SCRAA/TCSWA Minutes-Committee Reports
- VIII. UNFINISHED BUSINESS:
  - A. Extend Water Ord #9/1/94 & 2005/4/1
  - B. Note from Terry Hill-Re: Certification of Library
  - C.
- IX. NEW BUSINESS:
  - D. Sign Permit-Chokdee Thai Kitchen/Triple R Pawn
  - E. Mayor-Ash Flat Cemeteries \*
  - F. Handbook-Review
  - G. Resolution 3-A-2019 Amending 12-0-2017 Budget
  - H. Legislative Audit 12/31/2017 & 2016 (Audit Tab)
- IX. Pay Bills
- X. Other Business/Correspondence (See packet contents)
- XI. Announcements/Comments (2 minute limit)
- XII. Adjourn

*NOTE: Please turn all radios down or off. Switch cell phones to vibrate/silent. Thank you!*

**PACKET CONTENTS**  
**ASH FLAT CITY COUNCIL MEETING**  
**7:00 P.M.**  
**MARCH 12, 2019**

**“The City of Ash Flat is an equal opportunity employer and provider”**

**AGENDA for MARCH 12, 2019**

**MINUTES for FEBRUARY 12, 2018**

**BANK RECONCILIATION REPORTS**

**DEPARTMENT REPORTS**

**COMMITTEE REPORTS**

**UNFINISHED BUSINESS:**

- A. Ordinance 9/1/94 & 2005/4/1
- B. Note from Terry Hill RE: Certification of Library
- C.

**NEW BUSINESS:**

- D. Sign Permit-Chokdee Thai Kitchen & Triple R Pawn
- E. \*
- F. Handbook- Please Review
- G. Resolution 3-A-2019 Amending 12-0-2017 Budget
- H. Legislative Audit 12/31/2017 & 2016 (Audit Tab)

**OTHER BUSINESS/CORRESPONDENCE:**

- Yearly Financial Statement 1/1/18-12/31/18
- ADoL-Results of PS Safety/Health Consultation

