

City of Hawk Point
Minutes of Regular Meeting
Monday, April 1, 2019

The Board of Aldermen of the City of Hawk Point held a regular meeting on Monday, April 1, 2019, at the Hawk Point Civic Center, pursuant to the agenda posted Thursday, March 28, 2019.

Mayor Robert Henebry called the meeting to order at approximately 6:00 p.m. Present were Aldermen Jennifer Crigger, Brenda Bryant, Tom Boling, and Johnnie Baker. Mayor Henebry determined a quorum was present.

Staff present: City Clerk Samantha Shelton, City Attorney Cindy Davenport, Police Chief Bob Bone, Assistant Chief of Police Wayne Mueller, Public Works Terry Stuck and Public Works Shawn Ellis.

Guests in Attendance: Daniel Cunningham (McClure Engineering), Vic Ellis, Adam Stanek, Paul Wideman, Milton Cullins, Vicki Ifland, Jeremy Hoel and Shaunna Hoel.

APPROVAL OF AGENDA

Alderman Bryant moved and Alderman Crigger seconded the motion to approve the agenda.

Roll Call Vote:

<i>Alderman Baker</i>	<i>AYE</i>	<i>Alderman Crigger</i>	<i>AYE</i>
<i>Alderman Bryant</i>	<i>AYE</i>	<i>Alderman Boling</i>	<i>AYE</i>

AYES 4 NAYS 0 ABSENT 0

MOTION PASSED 4 TO 0.

APPROVAL OF THE MINUTES

Alderman Crigger moved and Alderman Boling seconded the motion to approve the minutes for the previous Regular Meeting.

Roll Call Vote:

<i>Alderman Baker</i>	<i>AYE</i>	<i>Alderman Crigger</i>	<i>AYE</i>
<i>Alderman Bryant</i>	<i>AYE</i>	<i>Alderman Boling</i>	<i>AYE</i>

AYES 4 NAYS 0 ABSENT 0

MOTION PASSED 4 TO 0.

PETITIONS & BUSINESS BROUGHT BEFORE THE COUNCIL BY THE PUBLIC

Item 4.A. Milton Cullins – 751 Washington

Mr. Cullins advised the Board of his interest in purchasing the property of 751 Washington. City Attorney Cindy Davenport provided answers to Mr. Cullins' questions.

Motion to put a hold on the Lawsuit at 751 Washington to allow Mr. Cullins sixty (60) days to close on the property with all liens, attorneys' fees and outstanding balances being paid at closing; Additionally allowing (30) days after the closing for Mr. Cullins to bring the property back up to city code was made by Alderman Bryant and seconded by Alderman Crigger.

Roll Call Vote:

<i>Alderman Baker</i>	<i>AYE</i>	<i>Alderman Crigger</i>	<i>AYE</i>
<i>Alderman Bryant</i>	<i>AYE</i>	<i>Alderman Boling</i>	<i>AYE</i>

AYES 4 NAYS 0 ABSENT 0

MOTION PASSED 4 TO 0.

Item 4.B. Mirkon Properties – 778 Washington

No one was present from Mirkon Properties at this time.

Item 4.C. Vicki Ifland – 848 Washington – Fence & Dogs

City Attorney Cindy Davenport explained the incident that occurred at the property of 848 Washington with the owner’s dogs and Officer Wayne Mueller. She then explained the City Ordinances and Procedures regarding dog bites.

Motion to classify both dogs involved in the biting incident at 848 Washington as Dangerous Animals, to follow through with the City’s procedures, and to await a written Appeal from Ms. Vicky Ifland by three o’clock (3:00) p.m. on Tuesday, April 9, 2019, was made by Alderman Bryant and seconded by Alderman Crigger.

Roll Call Vote:

<i>Alderman Baker</i>	<i>AYE</i>	<i>Alderman Crigger</i>	<i>AYE</i>
<i>Alderman Bryant</i>	<i>AYE</i>	<i>Alderman Boling</i>	<i>AYE</i>
AYES 4	NAYS 0	ABSENT 0	

MOTION PASSED 4 TO 0.

Mayor Henebry asked if anyone in the public had anything else to discuss.

Mr. Paul Wideman requested an Easement for access to the south side of his building. The matter was tabled to the May 6, 2019 meeting for further discussion.

NEW BUSINESS

Item 5.A. Lincoln County School – Building Permit

Mayor Henebry stated that the school’s building permit was approved by the Public Works Department as the structure being built would fall under the size required for Board approval.

UNFINISHED BUSINESS

Item 6.A. Wastewater Project

Daniel Cunningham (McClure Engineering) gave an update of the Wastewater Project.

Motion to approve Pay Request 04-01-2019 in the amount of \$156,948.12 was made by Alderman Bryant and seconded by Alderman Crigger.

Roll Call Vote:

<i>Alderman Baker</i>	<i>AYE</i>	<i>Alderman Crigger</i>	<i>AYE</i>
<i>Alderman Bryant</i>	<i>AYE</i>	<i>Alderman Boling</i>	<i>AYE</i>
AYES 4	NAYS 0	ABSENT 0	

MOTION PASSED 4 TO 0.

REPORT OF OFFICERS, BOARDS AND COMMITTEES

Item 7.A. Police Report – Chief Bob Bone

City Wide Clean Up – Dumpster

Chief Bone recommended having another City Wide Clean Up and bring in another Dumpster.

Motion to have a City Wide Clean Up on Saturday, June 1, 2019, from 9:00 AM to 3:00 PM, and to bring in a 40 yard roll off dumpster for the residents of the City Limits, was made by Alderman Boling and seconded by Alderman Crigger.

Roll Call Vote:

<i>Alderman Baker</i>	<i>AYE</i>	<i>Alderman Crigger</i>	<i>AYE</i>
<i>Alderman Bryant</i>	<i>AYE</i>	<i>Alderman Boling</i>	<i>AYE</i>
AYES 4	NAYS 0	ABSENT 0	

MOTION PASSED 4 TO 0.

Ordinance to Require Active Utilities to Reside

Chief Bone recommended having and Ordinance that requires residents to have active utilities to reside in a home. City Attorney Cindy Davenport stated that the matter would fall under our current Nuisance Ordinance.

Nuisance Violations

Discussed in Closed session.

Item 7.B. Public Works Report – Terry Stuck

Public Works Terry Stuck gave his monthly water and sewer report. Mr. Stuck also reported that B&G Lawn Care increased their cost for mowing by \$20.00 per mow for the new season.

Mr. Stuck also reviewed the first of three bids received for removal of the trees in one of the city’s alley ways.

Motion to approve the lowest tree removal bid received by Friday, April 12, 2019, was made by Alderman Baker and seconded by Alderman Bryant.

Roll Call Vote:

<i>Alderman Baker</i>	<i>AYE</i>	<i>Alderman Crigger</i>	<i>AYE</i>
<i>Alderman Bryant</i>	<i>AYE</i>	<i>Alderman Boling</i>	<i>AYE</i>
AYES 4	NAYS 0	ABSENT 0	

MOTION PASSED 4 TO 0.

Item 7.C. City Clerks Report – Samantha Shelton

Monthly Financial Reports

Alderman Bryant moved and Alderman Crigger seconded the motion to approve the February 2019 Financial Reports.

Roll Call Vote:

<i>Alderman Baker</i>	<i>AYE</i>	<i>Alderman Crigger</i>	<i>AYE</i>
<i>Alderman Bryant</i>	<i>AYE</i>	<i>Alderman Boling</i>	<i>AYE</i>
AYES 4	NAYS 0	ABSENT 0	

MOTION PASSED 4 TO 0.

Monthly Utility Revenue Transfer

Motion to approve the Monthly Utility Revenue Transfer from the Water Account into the Sewer Account in the amount of \$14,830.63 was made by Alderman Bryant and Seconded by Alderman Crigger.

Roll Call Vote:

<i>Alderman Baker</i>	<i>AYE</i>	<i>Alderman Crigger</i>	<i>AYE</i>
<i>Alderman Bryant</i>	<i>AYE</i>	<i>Alderman Boling</i>	<i>AYE</i>
AYES 4	NAYS 0	ABSENT 0	

MOTION PASSED 4 TO 0.

Motion to approve the Monthly Utility Revenue Transfer from the Water Account into the Trash Account in the amount of \$3,170.82 was made by Alderman Bryant and Seconded by Alderman Crigger.

Roll Call Vote:

<i>Alderman Baker</i>	<i>AYE</i>	<i>Alderman Crigger</i>	<i>AYE</i>
<i>Alderman Bryant</i>	<i>AYE</i>	<i>Alderman Boling</i>	<i>AYE</i>
AYES 4	NAYS 0	ABSENT 0	

MOTION PASSED 4 TO 0.

Purging Records

City Clerk Samantha Shelton asked for the guidelines of purging of outdated records in the City. City Attorney Cindy Davenport stated that the guidelines can be sound with the Secretary of States office.

Item 7.D Mayor and Aldermen’s Report

Alderman Crigger discussed the Community Park’s recent vandalism.

Alderman Crigger discussed the Fence Ordinance

Mayor Henebry – Police Department Building

Mayor Henebry discussed his proposal of a New Police Department, City Meeting Room and Storage Building. Alderman Bryant requested the size of the meeting room be wider than what the plans show. *Motion to approve Mayor Henebry to have plans for the Building produces for around \$1,000.00 and to get bids for the take down of the existing Police Department Building and construction of the new Building was made by Alderman Bryant and seconded by Alderman Crigger.*

Roll Call Vote:

Alderman Baker AYE Alderman Crigger AYE
Alderman Bryant AYE Alderman Boling AYE
AYES 4 NAYS 0 ABSENT 0

MOTION PASSED 4 TO 0.

Alderman Nomination – Victor Ellis

Mayor Henebry stated that at this time, the city cannot make or accept a nomination for an Alderman’s position.

Item 7.E. City Attorneys Report

Discussed in closed session.

Item 7.F. Cemetery Board

Alderman Bryant stated that the Booster Club had scheduled a Cemetery Clean Up Day for the Last Saturday in April (Saturday, April 27, 2019).

Motion to Close Open Session and Open Closed Session was made by Alderman Crigger and seconded by Alderman Bryant.

Roll Call Vote:

Alderman Baker AYE Alderman Crigger AYE
Alderman Bryant AYE Alderman Boling AYE
AYES 4 NAYS 0 ABSENT 0

MOTION PASSED 4 TO 0.

CLOSED SESSION

Motion to Close Closed Session and Open Open Session was made by Alderman Crigger and seconded by Alderman Bryant.

Roll Call Vote:

Alderman Baker AYE Alderman Crigger AYE
Alderman Bryant AYE Alderman Boling AYE
AYES 4 NAYS 0 ABSENT 0

MOTION PASSED 4 TO 0.

Alderman Bryant requested an extension for her building permit due to weather. The Board agreed and excision was fine due to the circumstances of raining weather and wet ground.

Motion to pay bills was made by Alderman Crigger and seconded by Alderman Bryant.

Roll Call Vote:

Alderman Baker AYE Alderman Crigger AYE
Alderman Bryant AYE Alderman Boling AYE
AYES 4 NAYS 0 ABSENT 0

MOTION PASSED 4 TO 0.

Motion to Adjourn was made by Alderman Crigger and Seconded by Alderman Bryant.

Roll Call Vote:

Alderman Baker AYE Alderman Crigger AYE

Alderman Bryant AYE Alderman Boling AYE

AYES 4 NAYS 0 ABSENT 0

MOTION PASSED 4 TO 0.

Meeting Adjourned.

Next regular meeting scheduled Monday, May 6, 2019, at 6:00 p.m.

Respectfully Submitted: Samantha Shelton, City Clerk

APPROVED: _____ ATTESTED: _____ DATE: _____