

**City of Bay Council Meeting  
220 Elder Street, Bay Arkansas  
Conference Room/Bay City Hall**

774

**July 22 2019**

**Mayor Kirby called the meeting to order**

Mayor Kirby reminded Council that as of this month all minutes were to be recorded and kept.

**INVOCATION:** Larry Hall

**ROLL CALL** : Councilmembers present. Larry Hall, Lori Robertson, Donnie Davis, and David Milam.  
Council Members absent: Philip VanWinkle and Curtis Hogan

**Department Roll Call:** Sgt T.J. Burns in for Chief Paul Keith (on vacation) and Street Supervisor Bobby Robertson  
Guests: Kevin McMasters, TJ Burns and Graham Eldridge

**APPROVAL OF MINUTES:** Motion to accept Minutes from June 10 as presented by Hall/Seconded by Davis/Discussion: Milam asked for a correction on the minutes. On the back page there is one minor error. "Main Street Drain should be inches, not feet". All agreed/Griffin said she would make that correction. No further discussion/All Ayes/Motion passed 4/0.

**POLICE AND 9\*11 REPORT:** All members received reports. No Discussion

**ORDINANCE 2019-2 RE: Bay city attorney Mayor** Kirby said that Warren Dupwe (our city attorney) was downsizing his practice, and is working on amending ordinance 2019-2 that will keep him as City Attorney, and we will keep him on a retainer as we have done all year, however he would not be in court, and we would need to take 3 bids for a prosecuting attorney to be in court. Dupwe has been the city attorney since 1971. Mayor asked for a vote to accept this action. Larry Hall made a motion to take bids for a prosecuting attorney to handle our cases in court/Milam made a second/no further discussion/All Ayes/Motion approved 4/0

**SRO** Mayor Kirby said he and Chief Keith had talked to Bay Superintendent Bobby Hutchison, and everything with the contract will remain the same, only changing the dates. The SRO for Bay School can be signed at next month's meeting. Discussion/Hall: didn't we agree all the city officers would take turns at the school so that they would all be familiar with the building and staff? Mayor: They all do go to the school at times. Milam: You can't have them all serving at the school because they would all have to take the classes (if they rotated). Bo Hickey can always fill in for Eddie Weems if need be. Hickey has had the training for SRO, however he is listed as a police reserve and so appreciation pay would all he could receive. No further discussion.

**PROPERTIES IN THE CITY:** Mayor Kirby said he had spoken to Jonesboro about how they handle back yard properties in bad condition. He said we were going to buckle down and take care of some of the properties in the city using Jonesboro as an example. Robertson asked about the properties on the highway going thru the city (463) and Hall asked about a property on Dent St. Mayor Kirby said those would all be taken care of as soon as we got a better ordinance passed.

**RESOLUTION F:** Rural Service Grant-This would be a grant to help get water and sewer to the new fire station construction sight. Motion to put the resolution on reading by Milam/Seconded by Davis/No further discussion/all ayes



4/0 Motion passed. Mayor Kirby read Resolution F. It includes "in kind donation" Motion to accept and pass Resolution 2019 F by Milam/Seconded by Hall/no further discussion/All Ayes/Motion passed 4/0.

**DUNNS NUMBER FOR SAMS** (Government agency) The "SAMS" has to be updated each year before the city can apply for any federal grants that may become available. Mayor Kirby said he needed the council's approval for updating (after they read the application) "SAMS". All members needed to sign. Everyone agreed.

**SECOND QUARTER FINANCIALS**: Griffin had the financials ready but the copy machine was down, and there was only one copy. It was passed around and she said they would get their own copies shortly. Hall said he felt like they did not get enough information on financials. Griffin asked what specifically he wanted. Hall just wants more detail. More information on line items. He particularly wants more detail so that budgets can be worked out in a committee. He wants each department head to tell the committee exactly what they think they will need for the up-coming year. *\*Hall wants to have a budget committee for the up-coming year. He asked if a committee could be formed next month at the meeting*

**DISTRICT COURT/STATE TROOPER INCOME**: Mayor Kirby said the judge assured him that the monies collected since last August for revenue from Trooper tickets would be paid to the city. For approximately one year, it is estimated the amount should be between \$30-\$40 thousand. Griffin told the Mayor that funds were needed to catch up on bills. Mayor suggested using \$40,000 from a General CD of \$51,000 and pay it back to the CD when the Trooper money came in. Motion to move \$40,000 out of the general CD and pay back with Trooper ticket revenue: by Davis/Seconded by Hall/No further discussion/all ayes/motion passed 4/0

**HEALTH INSURANCE**: Mayor Kirby said that Griffin had to sign up for Medicare and that the city's health insurance with the Municipal would become a secondary insurance. Griffin got quotes on insurance with supplemental, and other benefits and it falls much less than the cost of family insurance through ARML. She said since ARML would be secondary it would be senseless to pay a premium every month. (She will be losing several benefits but thinks this is the best solution. In past years, the city paid for insurance premiums and supplemental plans for Treasurer Wayne Hill and Mayor Quilon Vincent. Hall: money wise for the city, its better. He also asked about spousal coverage but Griffin didn't have amounts on that. (Griffin had been on the family plan from ARML). Motion to pay Griffin's insurance premiums and supplements approved by Davis/Seconded by Robertson/all ayes/motion passed 4/0. Mayor Kirby said he would ask Dupwe to write up a resolution on the matter.

*\*Mayor Kirby said he is back on the Executive Committee with ARML*

*\*Planning Commission Meeting Minutes and note that the Mayor and Police Chief will be getting more involved and will be attending some classes.*

**Breast Cancer Awareness Proclamation**: Mayor Kirby has a proclamation. They have to be renewed each year.

**Appealing of Ordinance 2016-1** "Transient Merchants" Since the law has changed on Transient Merchants, Ordinance 2016-1 needs to be appealed. Motion to appeal Ordinance 2016-1 by first reading by Robertson/Seconded by/ discussion: Hall if it's repealed we have to replace it right? Mayor: no, we cannot override state law. With that being said, the Chief ordered 1,000 "No Soliciting" stickers for the residents. If a merchant tries to sell to a resident with a sign on the door, they can be escorted out of town/No further discussion/all ayes/motion passed 4/0. Mayor Kirby read the heading of Ordinance 2016-1. Motion to appeal Ordinance 2016-1 by Robertson/Seconded by Davis/no further discussion/all ayes/Motion passed 4/0



**WATER RATES:** Communication with city atty has been made about water rates, and various city permits. Mayor Kirby he was hoping to get some figures in place by October to help with the 2020 budget. We will also be looking into how much it will cost to update our wastewater plant.

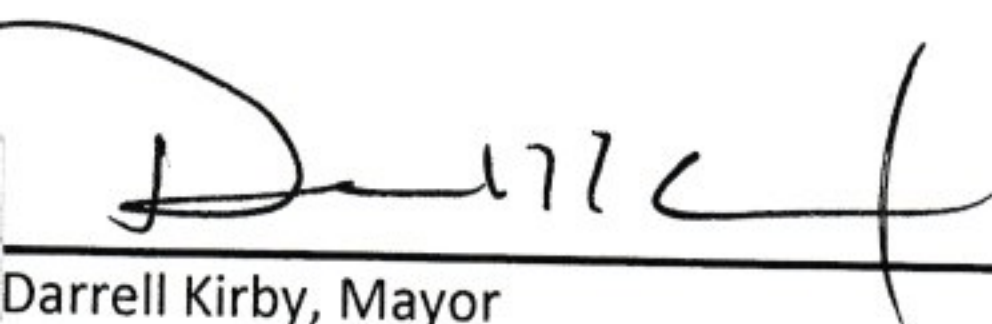
**MAIN STREET DRAINAGE:** Still working on this. We have to get a sidewalk pole down before starting to work on this project. Small discussion continued on how best to solve the drainage problem.

**SPEED BUMPS:** Mayor Kirby said that SRO along with Curtis Hogan were asking the city for 2 speed bumps to be put on school property. Mayor ordered the speed bumps and it was agreed that the Bay School would reimburse the city.

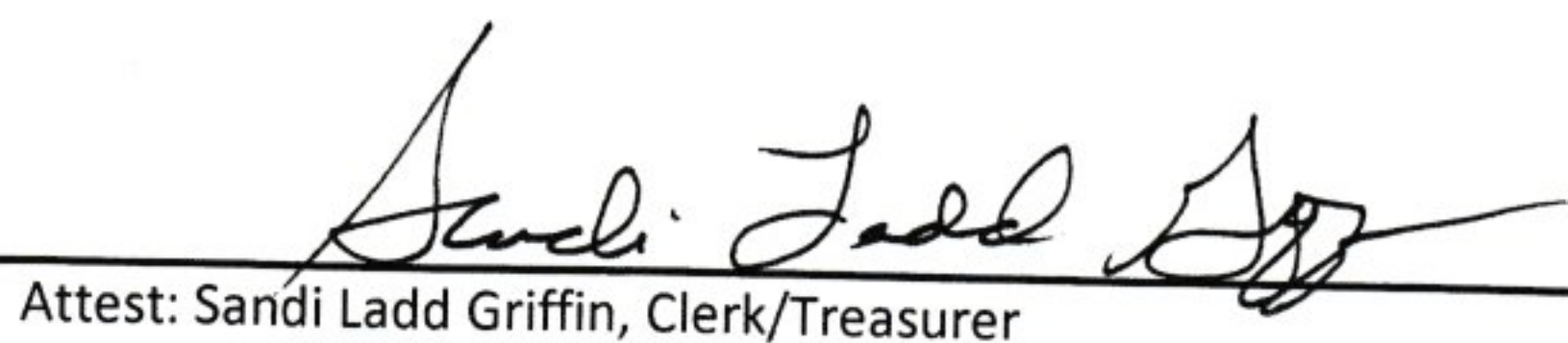
**TREE STUMPS AT SCHOOL:** Mayor Kirby said the land has been too wet to pull the stumps up but they will get them soon.

**SMOKE TESTS:** test are needed on sewer drain.

**There being no further business/Motion to adjourn by Milam/Seconded by Davis/No further discussion/all Ayes/Motion passed 4/0 Meeting adjourned.**



Darrell Kirby, Mayor



Attest: Sandi Ladd Griffin, Clerk/Treasurer