

Bay City Council Meeting
Conference Room
220 Elder St, Bay Arkansas
September 9, 2019 7:00 PM

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Mayor Kirby called the meeting to order at 7:00 pm

Invocation: Larry Hall

Roll Call: Donnie Davis, Lori Robertson, Larry Hall, Philip VanWinkle, David Milam, Curtis Hogan - all present

Other Dept Roll call: Paul Keith, James Robertson, Bobby Robertson
Guests: TJ Burns, Allen Pillow (of MPO)

Approval of Minutes from August 12 2019 A "typo" was fixed on resolutions from last month. Ordinance on penalties-city already had a copy; City attorney said it was fine. Copy of contract with school and contract for city prosecutor. (In packet) Motion to accept minutes as presented by VanWinkle/Seconded by Milam/No further discussion/all ayes/motion passed 6/0.

Add to Agenda: Mayor Kirby failed to add Speaker Allen Pillows from MPO that wanted to address the council. Mayor asked members to vote to add to the agenda. Motion to add Pillows to agenda by Robertson/Seconded by Milam/no further discussion/all ayes/motion passed 6/0

Pillow gave presentation. Long range transportation is the goal and asking what people would like to see. He had a little exercise to show where people wanted to see the money spent.

Police Report/911 no questions

Committee on Census: about 3 people in town that would like to be involved in it. Mayor, Treasurer, Police Chief and Secretary have to be involved per title 3. David Milam and James Robertson volunteered to help. Mayor Kirby said they paid \$15/hour. Cards will be sent to residents 3 times and if there is still not a response, someone will go to the home.

Ordinance 2019-9: "An ordinance designating five of the most public places in the city of Bay for purposes of Arkansas Code Annotated Section 14-55-206; and declaring an emergency". Motion to waive the reading by VanWinkle/Seconded by Davis/no further discussion/all ayes/motion passed 6/0 *subject was interrupted and picked up later in the session.

*Mayor alerted the council that new water/sewer rates and city tax rates were being worked on. Short discussion on raising rate for city property tax. It hasn't been raised in many years. It is still 1.6 mills

Sr. Citizens van is going back into the shop. It is still having problems. Could be a wheel censor or something in the computer.

Municipal League Policy changes on vehicles: The Municipal League is getting a bit tougher on riders in city vehicles. All passengers must sign a waiver every time they get into a city vehicle. This includes the senior bus and the police department. This will start October 1, 2019. It will have to be signed each time they ride. The Police Department already has a waiver. Need to work one up for Sr. Citizen Bus stating the City Policy. VanWinkle: Is Midge driving now or is Tonya still driving? Midge will be back driving next week. Mayor said he had talked to Midge about the driving and keeping the van in the shop. VanWinkle and Robertson said they would like to see a schedule for taking the van out, i.e. certain days at certain time. Mayor said they could be added to the policy. VanWinkle: Draw up a policy for the bus, pass it and put it out.

LOPFI: Griffin said that one of our firemen retired and is requesting disability. He had a w/c claim in June 28, 2015 and he is requesting retirement disability. LOPFI wants a letter from the city stating if they do or don't support this. It will not be part of their determination, but they want an answer. The only thing we know is that he did injure his shoulder, but we have no other information. Chief Keith said the policy says in order to draw disability, you have to still be employed, and he was not. Keith said he double check the rules. Also, he doesn't have enough time in to draw retirement. (He has to be at least 55). So technically he did not retire, he quit. He made runs up to June 2019. Larry: did he actively participate after the date he was hurt? "yes". The letter just has to state if the city supports it or not. Motion by VanWinkle not to support the claim/seconded by Milam/no further discussion/all ayes/motion passed 6/0.

Rental for Sr. Citizens and Community Center needs to be raised. They are currently \$45 & \$35. It was proposed to raise both to \$50.00 per rental, with the exception of anyone that already booked an event. Motion by VanWinkle to raise rent to \$50/day for either building/seconded by Davis/ discussion: deposits? Yes, we still charge a deposit to be sure they clean it up. Most of the time it is. Davis suggested that if it was left dirty to ban them from renting it again. Hall wanted to know when it was checked. Mayor said every Monday. Problem would be if someone didn't clean it on Saturday and renters had a mess for Sunday. Davis suggested someone check the buildings in between the week end rentals. Mayor said people will tell if they got there and it wasn't cleaned. Holly tells everyone to take before and after pics if this happens. Griffin said it has not been a big problem. No further discussion/all ayes/motion passed 6/0/

Crisis Plan for the school: Mayor Kirby said they did submit one, and he (the mayor) made a few changes on the front page. He forgot to make copies, but passed around what he had. Most of their contacts were out of date. Map of property? Yes. Every building is in the paper work. Chief, yes it is but you can't tell which building is which. Water and Sewer should be on there too. Ambulance numbers were out of service for about 10 years. Griffin left to make copies for everyone. Mayor put local numbers on for electric/gas, etc. There were many numbers left off but the Mayor filled them in. Buildings still need to be numbered. Chief would like to have it blown up and laminated to keep in police department. It would be too difficult to explain to Sheriff's office what building might need help without the identification of the building. Hogan said a year ago they (the school) was supposed to number each building i.e. gym would be #1, etc. But it hasn't been done yet. Davis said when they get a fire call they have to go to every building and check it because the building is never identified. VanWinkle said 911 dispatch also needed copies of updated info. Hogan said to just ask for a complete update. The shop is not on the plan. Mayor showed the council our crisis book.

Last Audit: Mayor Kirby said he had to go to Little Rock after the city's last audit. It was over spouse plane ticket, another spouses room, which were both reimbursed but according to audit, not in a timely manner. Also firemen rooms that added a spouse had to be paid back. As for the fire convention, no one was aware of an extra charge for a spouse. That will be taken care of in the future. The meeting the Mayor has to attend is this Thursday.

Resolution 2019-H 1.6 mills. No change from previous years. Motion to read resolution 2019-H by VanWinkle/seconded by Davis/no further discussion/all ayes/motion passed 6/0. Mayor read the resolution. (Will be sent to county clerk). Motion to accept and pass resolution 2019-H by VanWinkle/seconded by Davis/all ayes/motion passed 6/0

Resolution 2019-I: Going to \$450 for water sewer connection and \$650 for commercial hook ups for each service. Motion to read by VanWinkle/seconded by Robertson/no further discussion/all ayes/motion passed 6/0. Mayor Kirby read out loud resolution 2019-I. Motion to accept and pass Resolution 2019-I by VanWinkle/second by Davis/no further discussion/all ayes/motion passed 6/0.

Resolution 2019-J: For Arkansas community Assistant Program grant for the school. Filled out by Superintendent Bobby Hutchison. (All grants have to go thru the city). It is for a street for school hours or emergency exit. It may or may not be a "through street". Possibly will be used only for school traffic. By state law, they do not have to dedicate it to the city, but they will have to maintain it. It will be an extension of School St. Hogan asked about drainage, etc. if it is not dedicated to the city. Discussion about what will be needed. But it is definitely needed especially for an emergency exit plan. Tentative plans are to make it behind the ball field at the school. VanWinkle thought the process had not been thought through enough. Mayor said grant doesn't have to be turned in until October, so we still had time to talk about it. All agreed school traffic was a problem and police were working hard on it. Hogan stated if the school grew, the traffic would only get worse. Mayor suggested to table the item until the October meeting. After looking over the grant, Mayor said it needed a little work to be considered by the state. He said he could help fill it out. Motion to table until next meeting by VanWinkle/seconded by Hogan/no further discussion/all ayes/motion passed 6/0

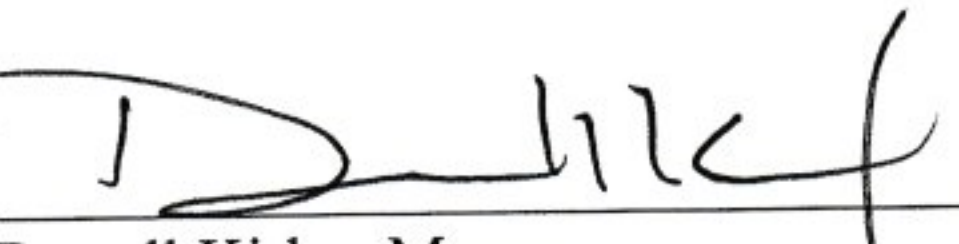
Ordinance 2019-9: Since we are now a first class city, we only have to post our ordinances in 5 places in the city, but it has to be in an ordinance. Motion to suspend all 3 readings and read by title only by Milam/seconded by VanWinkle/no further discussion/all ayes/motion passed 6/0. Motion to read emergency clause by Davis/seconded by VanWinkle/no further discussion/all ayes/motion passed 6/0. Motion to accept emergency clause by Milam/seconded by Robertson/no further discussion/all ayes/motion passed 6/0. Mayor Kirby read the ordinance by title only. Motion to first reading by title only by Davis/seconded by VanWinkle/no further discussion/all ayes/motion passed 6/0. Motion for 2nd reading of Ordinance 2019-9 by title only by Hall/seconded by Hogan/all ayes. Mayor Kirby read title only/motion to accept 2nd reading by VanWinkle/seconded by Robertson/all ayes/motion passed. Motion for 3rd and final reading by title only of Ordinance 2019-9 by Davis/seconded by VanWinkle/motion passed/Mayor Read 3rd and final reading by title only. Motion to accept and pass Ordinance 2019-9 by Davis/seconded by Milam/no further discussion/all ayes/motion passed/6/0.

Ordinance 2019-10: raising water deposits from \$75 to \$150. People are leaving bills and we need enough in the meter account to cover the cost when people leave without paying their bill. Right now it's \$75 refundable, and \$10 non-refundable for sanitation. It was recommended to only charge the \$150 and not add the \$10 for sanitation. The new deposit should take care of sanitation bill left. Short discussion about the amount. Next month we will have an ordinance on penalties and rules for being shut off for non-payment. Motion to read by title only and suspend the 3 readings by Davis/seconded by Robertson/all ayes/motion passed. Motion to read emergency clause by Hall/seconded by Davis/all ayes/motion passed. Mayor read the emergency clause. Motion to pass and accept by Milam/seconded by Robertson/all ayes/motion passed 6/0. Mayor read the ordinance by title only. Motion to accept first reading by title only by Milam/seconded by VanWinkle/motion passed/6/0. Motion to put on second reading title only by Hogan/seconded by Milam/motion passed 6/0. Mayor Kirby read by title only for the 2nd reading. Motion to accept second reading by Milam seconded by

Robertson/ all ayes/motion passed 6/0. Motion for 3rd and final reading by Hogan seconded by Hall all **785**
ayes/motion passed 6/0 Motion to accept 3rd reading and pass Ordinance 2019-10 by Milam seconded by Hall
no further discussion/all ayes/motion passed 6/0.

Mayor announced we would have a budget meeting at 6:00 pm on October 7th.

There being no further business/Motion to adjourn by Milam/seconded by Robertson/no further discussion/all
ayes/motion passed 6/0 Meeting adjourned.



Darrell Kirby, Mayor



Attest: Sandi Ladd Griffin, Clerk Treasurer