

**MINUTES OF THE CITY COUNCIL MEETING OF  
THE CITY OF NASHVILLE, ARKANSAS ON  
August 28, 2012**

The City Council of the City of Nashville met on August 28, 2012 at 6:00 p.m. in the City Hall Council Chambers.

Presiding Officer Mayor Billy Ray Jones called the meeting to order.

The Council was led in prayer by Financial Director Jimmy Dale.

Following the pledge of allegiance, roll call was given with 7 answering as there names were called. Alderman Anderson, Alderwoman Mitchell, Alderman Davis, Alderman Smith, and Alderman Brown were absent.

Other persons present were, City Attorney Nate Steel, Public Works Director Larry Dunaway, Finance Director Jimmy Dale, Park Director Nikki Cherry, Freddie Horn, Police Chief Dale Pierce, Officer Ty Basilaire, Code Enforcement Officer David Johnson, Joe Scoggins, Charles Goodin w/ Nashville News, Jonathan Canady w/ Southwest Arkansas Radio, and Louie Graves w/Nashville Leader.

After a review of the July 24, 2012 minutes, a motion was made by Alderwoman Clark and seconded by Alderwoman Kirkpatrick to accept the minutes. On roll call vote, the motion passed with all yeas and no yeas. (7-0).

Financial Director Dale gave this report:

“Extraordinary Expense – July, 2012

Three (3) payrolls were expensed in July although the employees and Council received the checks in August. This totaled \$73000.00 extra which is all salaries and related expenses.

The Fire Dept spent \$ 15,357.00 on various things that were paid for by Act 833 money. This results in two expense lines being used the same month. (One line to transfer the money to General and the second line to actually pay the Disbursement Account for the bill being paid.) This is skewed also by the fact that the Revenue doesn't match the Expenditure on a month to month basis.

Wilf & Henderson, our water auditors, were paid \$ 6257.00 for services rendered.

The two new water towers had to have a cathode wire place in them to prohibit rust. These were installed at a cost of \$16,262.00.

All utilities were up for the month as was the cost of purification at the treatment plant.

There were two transfers made from Franchise Fees in July. \$40,000 to General and \$10,000.00 to Street.

Sales tax was down in the City by 4% and down in the County by 1%. The drawdown for Sales Tax rebate concluded last month.”

A motion to accept the minutes of July 24, 2012 was made by Alderwoman Kirkpatrick and seconded by Alderwoman Wright. On roll call vote the motion passed with all yeas (7) and no nays.

Next on the agenda is Larry Dunaway, Public Works Director.

Larry stated that Monday, Labor Day, Waste Management will not be here to pick up trash so they will be here on Tuesday.

He stated that we have been cleared to go to bid by Rural Development on the Waste Treatment project. The plant bid will be September 19th, 2012 and after that we will go to bid on the rehab project and possibly the trunk line.

He stated that regarding the “Main Street Project”, we are still on the red-tape from the Arkansas Highway Department. The traffic light change on Main Street and Hempstead was not made because of complaints from citizens so it will stay like it is.

The other Grant from Southwest Planning and Development for \$30,000 which Dunaway called, “The Rip Rap Project” and is also at the Wastewater plant, placing 1,000 ft. of rip rap around the inside of the levy of the big lagoon where the aerators are, is going to bid September 11<sup>th</sup>, 2012.

He stated that on the River Project, the pump is here or at Texarkana and it was spec’d correctly but assembled wrong. They have to go back and add 6 ft. to the column pipe and 6 ft. to the shaft because they built it too short. It will take about a week and in the meantime we are working with the contractors and when the pump is ready to be installed they will be here to do the work.

Dunaway stated that we are spraying 3 times a week for mosquitoes since the West Nile virus problem has developed. He said that we have enough spray to last but if we keep spraying three times a week, we may have to get more.

He informed the Council that Ordinance 919 in New Business is the result of an Audit by Allen Gilliam from Arkansas Department of Environmental Quality of our Pretreatment permit.

Next on the agenda is Nikki Cherry, Parks Director. She told of all the activities that went on at the park in August including, softball tournaments, archery shoots, and soccer registration. In September we have 17 teams registered for Softball tournament, fishing derby, archery shoot, fishing lure craft, car and truck show, Rusty Relic show, and a visit from the Little Rock Zoo, also a Daisy BB gun shoot.

She informed the Council of other projects and grants that are in the works at the park. The last thing they are working on is a Grant application for 2013 Recreation Grant and she explained the request that we get year after year from Arkansas Parks and Recreation for playground improvement. The Park Commission voted to pursue the grants funds for 2013 with the Councils approval. Nikki had a map of the Park for the Council to observe the different areas of grant involvement and explained the improvements to the different areas.

Next Police Chief Dale Pierce spoke on “J” turns on Main Street. He stated the Police department is getting a lot of complaints and he had talked to the Judge about it and how

to enforce not turning left on Main Street into parking spaces. He said there are several options to go with and he would like for the Council to talk about an Ordinance to enforce this violation. (turning left into a parking space) He said they would put up signs saying” no left turn” so people will know they are breaking the law if they do. City Attorney Steel is to work up an Ordinance for the Council to vote on. Chief Pierce said the SOS program for senior citizens who are shut in is a huge success and everybody loves it.

#### NEW BUSINESS:

#### RESOLUTION 2012-24: - A RESOLUTION OF THE CITY COUNCIL OF NASHVILLE, ARKANSAS TO MAKE APPLICATION TO THE ARKANSAS DEPARTMENT OF PARKS AND TOURISM FOR ASSISTANCE TO DEVELOP RECREATIONAL FACILITIES IN NASHVILLE CITY PARK

After Clerk McDaniel read the Resolution, Alderwoman Clark made a motion to pass Resolution 2012-24 and it was seconded by Alderwoman Wright. On roll call vote it passed with all yeas and no nays. (7-0)

The Mayor stated next is ORDINANCE NO 919 – AN ORDINANCE AMENDING CHAPTER 10.12 OF THE NASHVILLE MUNICIPAL CODE CONCERNING THE USE OF PUBLIC AND PRIVATE SEWERS, PRIVATE SEWAGE DISPOSAL, THE INSTALLATION, CONSTRUCTION, MAINTENANCE AND CONNECTION OF BUILDING SEWERS; THE DISCHARGE OF WATERS AND WASTES INTO THE PUBLIC SEWER SYSTEM; PROVIDING PENALTIES FOR THE VIOLATION THEREOF; REPEALING ALL ORDINANCES IN CONFLICT THEREWITH; AND FOR OTHER PURPOSES, ALL PERTAINING TO THE SEWER SYSTEM WITHIN THE JURISDICTION OF THE CITY OF NASHVILLE, ARKANSAS

Alderman Parker made a motion to wave the reading of Ordinance 919 and put it on reading the title only and it was seconded by Alderwoman Gathright.

Alderman Milum had concerns regarding certain areas of the Ordinance on page 13. No. 3, Section (a). Dunaway read the section and stated it has been our policy and was in the old ordinance. It doesn't mean a plumber can't make a tap but they must go through the City beforehand. There was lengthy discussion on this topic.

Clerk McDaniel read Ordinance 919 title only twice. Alderwoman Wright made a motion to pass Ordinance 919 and it was seconded by Alderwoman Clark. After discussion, and by the instruction of Attorney Steel, Clerk McDaniel read Ordinance 919 by title again. Alderwoman Wright made a motion to pass Ordinance 919 and Alderwoman Clark seconded the motion. On roll call vote the ordinance passed with 6 yeas and 1 nay.

There was some discussion of concerns of the Council members.

Alderman Parker made a motion to adjourn and it was seconded by Alderwoman Kirkpatrick. Mayor Jones declared the meeting adjourned at 7:20 pm.

Passed and approved this \_\_\_\_\_ day of \_\_\_\_\_, 2012

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Mayor Billy Ray Jones

ATTEST:

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Liz McDaniel, City Clerk/Treasurer