

**MINUTES OF THE CITY COUNCIL MEETING OF  
THE CITY OF NASHVILLE, ARKANSAS ON  
June 26, 2012**

The City Council of the City of Nashville met on Tuesday, June 26, 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 10 answering as their name was called. Alderwoman Mitchell was absent and Alderman Smith hadn't arrived yet.

Other persons present were, City Attorney Nate Steel, Finance Director Jimmy Dale, Parks Director Nikki Cherry, Code Enforcement Officer David Johnson, Fire Chief Jerry Harwell, Sandra Jones, Joe Scoggins, Minuen May, Charles Goodin w/ Nashville News, Jonathan Canady w/ Southwest Arkansas Radio, and Louie Graves w/Nashville Leader.

After a review of the May 29, 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. (10-0).

Financial Director Dale gave this report: "Extraordinary Expense – May, 2012- There was one expense that was out of the ordinary that occurred in May. The police bought and outfitted a car:

Dodge Durango \$25,721.00

Watchguard Video 5,361.29.

All other expenses were normal. The park had several events which caused their supplies line to increase but that resulted in a big sales month."

Alderwoman Kirkpatrick made a motion to accept the financial report for May, 2012 and it was seconded by Alderwoman Wright. On roll call vote the motion carried with all yeas and no nays (11-0). (Alderman Smith arrived before the vote)

Public Works Director Larry Dunaway was sick so Mayor Jones gave his report. He stated that the River Pump project is done. The wet well is in and the pump will be set in about 2 weeks and the piping will be hooked up to the lines.

He also stated that the generator we are getting from Tyson's has been removed from there and is on a trailer where it will stay so that we can use it there or somewhere else if needed. This will be very convenient if a pump goes out in the rural water district or we could use it at Carter Day if necessary.

Also, the "Downtown Project" could go to bid in 2 or 3 weeks according to Jeremy Stone.

Next is Nikki Cherry, Park Director: Nikki gave this report to the City Council:

Past Month

# Of Visitors in May approximately 26,652

# Of Visitors for 2012 approximately 83,529

June 2<sup>nd</sup> Dinosaur Festival (Baseball Tournament)  
June 7<sup>th</sup> Teen Adventure Trip – Crater of Diamonds State Park -4 Kids  
June 11-15<sup>th</sup> 3<sup>rd</sup> Annual Food, Fun & Fitness Camp – 14 Kids

Upcoming Events

June 28<sup>th</sup> Teen Adventure Trip – Timber Lodge Ranch (Zipline)  
June 30<sup>th</sup> Outdoor Expo Archery Series Shoot  
July 5<sup>th</sup> Teen Adventure Trip-Cossatot River State Park (snorkeling)  
July 6<sup>th</sup> Sticks for Kids Golf Registration Deadline-\$20 Ages 7 to 15.  
July 9<sup>th</sup>-August 2<sup>nd</sup>.  
July 6-9<sup>th</sup> Dixie Big Town Baseball Tournament  
July 7<sup>th</sup> Stand Up for America & Softball Tournament  
July 13-15<sup>th</sup> Dixie Boys & Jr. Boys Tournament  
July 19<sup>th</sup> Teen Adventure Trip – Texarkana (Bowling)

Current Projects

- Clean up and seeding of additional parking area. – Public Works Completed clean up.
- 50% of funds received for wildlife grant \$44,200. Must start project in 6 months and complete in 2 years.
- Working on a report to complete a community assessment for Economic Development.
- Reviewing museum project and costs for the next park commission meeting.
- Preparing for Outdoor Expo – Sept 15<sup>th</sup> and Golden Gathering Oct. 11<sup>th</sup>.
- Fall sports.

**NEW BUSINESS:**

Greg Furr addressed the Council regarding closing an alley that actually isn't streets or alleys. The location, between Washington and Mill will be used to build some units or sell some of the property. He stated he owns the property around the "alley". These alleys were originally platted in for accessibility of trash trucks. Alderwoman Clark asks if the street and alleys have ever been accessible and the reply was "no". "They are shown on the official plat at the Courthouse so we need an ordinance to close them", stated Mr. Johnson. The property is zoned R-3.

Mr. Johnson stated that an Ordinance needs to be drawn up and voted on. Alderwoman Wright made a move to table the request until the City Attorney draws up an ordinance and Alderwoman Clark seconds the motion.

Next is ORDINANCE NO 917 – AN ORDINANCE TO REZONE CERTAIN TRACTS IN NASHVILLE TO R-3

This Ordinance is recommended by the Planning and Zoning Commission after a Public Hearing on June 18, 2012 to rezone the property at 311 Henderson from Neighborhood Commercial to Residential-3. Clerk McDaniel read the Ordinance and Alderwoman Clark made a motion to pass Ordinance No. 917. Alderwoman Wright seconded the motion. On roll call vote the motion passed with all yeas and no nays. (11-0). Alderwoman Clark made a motion to waive the reading and put the Ordinance on final reading. The motion was seconded by Alderwoman Wright. On roll call vote the motion passed with all yeas and no nays. (11-0).

Next is ORDINANCE NO 918 – AN ORDINANCE TO REZONE CERTAIN TRACTS IN NASHVILLE TO R-3.

Mr. Johnson explained that on July 17, 2008, the Planning and Zoning Commission held a Public Notice Hearing to rezone Property located at 1015, 1017, and 1019 Price Street. The motion passed and the Ordinance was never done. City Clerk McDaniel read Ordinance No 918. Alderwoman Kirkpatrick made a motion to put Ordinance 918 on final reading. Alderwoman Clark seconded the motion. On roll call vote the motion passed with all yeas and no nays. (11-0). Clerk McDaniel read the title only. Alderwoman Kirkpatrick made a motion to accept Ordinance No 918 and Alderwoman Gathright seconded the motion. On roll call vote Ordinance No 918 passed with all yeas and no nays. (11-0).

Next on the agenda is RESOLUTION 2012-23 – A RESOLUTION OF THE CITY COUNCIL OF NASHVILLE, ARKANSAS DECLARING THE EXISTENCE OF A NUISANCE UPON CERTAIN PROPERTY WITHIN THE CORPORATE LIMITS FOR THE PURPOSES OF PROVIDING FOR CONDEMNATION AND REMOVAL OF THE NUISANCE. Code Enforcement Officer Johnson presented a slideshow of pictures taken of a property at Lot 8, S Mill Street which is owned by Minuen May.

He stated that after receiving complaints about the property, Mr. Johnson contacted Mr. May and since Mr. May had told Mayor Jones in April, 2012 that he would fix the property but didn't, it's being brought up for condemnation again today.

Mr. May spoke to the Council and told them that he was working on the house and assured them that he was going to fix the house to meet code requirements. Mr. May ask for 60 days to fix the house. Alderwoman Wright asks Mr. May if he thinks he can fix the house in 60 days and he said, "Yes". He said he was going to rewire the house and get it up to code. Mayor Jones said the house can't be burned because the house next to it has siding and would be damaged so it has to either be rehabilitated or condemned and torn down. Mr. May said he would rather use the money to fix the house than pay someone to tear it down. Alderman Davis asks Mr. May if someone is helping him and he said no. Alderwoman Kirkpatrick said that she would like to see him fix the house in 60 days.

Alderwoman Wright said she thought 60 days is not enough time to fix it and he should be given 90 days. Mayor Jones said that he has 90 days to fix it and that's it. After 90 days if it isn't fixed, there's no discussion, the house will be condemned and the City will tear it down. Alderwoman Wright made a motion to give Mr. May 90 days to fix the house and Alderwoman Kirkpatrick seconded it. On September 25<sup>th</sup>, 2012 the house must meet code or be torn down. Resolution 2012-23 was tabled until then. On roll call vote, the motion to give Mr. May 90 days carried with all yeas and no nays. (11-0). Next Mayor Jones discussed the fact that since there is a burn ban should we sell fireworks or be able to pop fireworks. Alderman Brown said he thinks we should ban the sale of fireworks while the burn ban is on. Fire Marshall Harwell addressed the Council and basically said that during a burn ban the shooting of fireworks isn't allowed. The fireworks show at the Park for the 4<sup>th</sup> of July presentation will be controlled by the Fire Department. The Council decided there could be no fireworks sales during the burn ban.

Mayor Jones then explained to the Council why there had been phone calls to citizens of Nashville saying that he is supporting something that will cost the State 8,000 to 10,000 jobs. He stated that he spoke at the Arkansas Municipal League Convention at Hot Springs, Ar in June and spoke in favor of a getting on the ballet a Severance Tax regarding natural gas in the State, which would give extra money for streets in Arkansas. He said that every Mayor who spoke favorably of the Tax was having phone calls made in his town saying negative things about them.

A motion was made by Alderman Brown to adjourn and seconded by Alderman Parker. Mayor Jones declared the meeting adjourned at 7:23 p.m.

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