

DIAMOND CITY REGULAR COUNCIL MEETING AGENDA
DIAMOND CITY, ARKANSAS
January 23, 2018 6:00 p.m.
Diamond City Community Center
232 Grand Avenue, Diamond City, AR 72644
www.diamondcityar.org

1. Invocation and Pledge of Allegiance
2. Call to Order: Mayor Hudson (Please silence all cell phones)
3. Roll Call: Tina Jackson, City Recorder
4. Comments from the Public (Agenda Items) *If you wish to speak to an agenda item, please put your name and topic on the paper provided and turn them into the Recorder. - 3 minutes)*
5. Approve Agenda Council
6. Approval of Minutes: Council
 1. November 28, 2017 – Regular Monthly Meeting Corrected Version
 2. Special Meeting – Duncan Variance * December 12, 2017 6:00 p.m.
 3. Special Meeting – Sugarloaf Lawsuit * December 12, 2017 6:30 p.m.
 4. December 19, 2017 – Regular Monthly Meeting
7. Reports

<input checked="" type="checkbox"/>	a. Public Works	Duane Horton	PW Director
<input checked="" type="checkbox"/>	b. Police	Chris Patrick	Chief of Police
<input checked="" type="checkbox"/>	c. Community Center	Wanda Van Dyke	President
<input checked="" type="checkbox"/>	d. Finance Report	Ed Zehr	Finance Officer
	1. Approval of Finance Report		Council
<input checked="" type="checkbox"/>	e. Committee Meetings Reports		None
<input checked="" type="checkbox"/>	f. Sugarloaf Wastewater Report	Greg Wilson/Jacob Powell	Committee
	g. Planning & Zoning Report		Committee
	h. Mayor's Report		Mayor
8. Old Business

 	a. Community Center – Removal of Comm. Ctr. Board Members	Gina Whited
<input checked="" type="checkbox"/>	b. Duncan Variance appeal <i>via skype / Jacob Powell and Duncan</i>	Council
9. New Business

	a. EXECUTIVE SESSION- Personnel Promotion <i>@ 7:10 return</i>	Council/Mayor
	b. Resolution #01-2018 State Aid City Street Program	Council
	c. Ordinance #01-2018 2018 Organizational Ordinance	Council
	d. 2018 Budget Approval	Council
10. Comments from the Public. (Any Issue related to City Business - 3 minutes)

Shawnee Blair - Sewer & water rate increase)
11. Announcements – Next Regular Council Meeting will be February 26, 2018 @ 6PM
27
12. Adjourn

REGULAR MEETING MINUTES OF THE DIAMOND CITY CITY COUNCIL
January 23, 2018 6:00 P.M.
DIAMOND CITY COMMUNITY CENTER
232 Grand Ave., Diamond City, AR 72644

Invocation: Gina Whited

Pledge of Allegiance: Don Bennett

Present: Jan Hudson, Mayor
Ed Zehr, Finance Director
Grant Ragland, City Attorney

Call to order: The meeting was called to order at 6:01 P.M. by Mayor Jan Hudson.

Roll Call: Tina Jackson, City Recorder

Jacob Powell	Present
Don Bennett	Present
Larry Brown	Present
Gina Whited	Present
Jim Wisnieski	Present
Vacancy	

Amend agenda: Mayor Hudson made a request to amend the agenda. She asked to remove item 8a.

Approval of the Agenda: Don Bennett made a motion to approve the agenda as amended and was second by Jim Wisnieski. All in favor by voice vote. Motion passed.

Approval of Minutes: Mayor Hudson asked for a motion to approve the meeting minutes of 11/28/17, 12/12/17 @ 6:00 p.m., 12/12/17 @ 6:30 p.m., and 12/19/17. Jim Wisnieski made the motion to accept all sets of the minutes and was seconded by Don Bennett. All in favor by voice vote. Motion passed.

REPORTS

PUBLIC WORKS

Duane (Cappie) Horton gave the report for Public Works.

D. Horton asked the Council if there were any questions about his report. D. Horton then stated they had been working on adjusters. He requested from the public to please put handi-wipes in the trash due to the effect it has on the sewer system. He stated the grader was down but should be back up by next week. He also stated that he could not access the Sugarloaf Plant due to road wash out.

POLICE DEPARTMENT

Officer Mark Rice was called upon to give the Police report.

Officer Rice report that the Police Department had flooded due to a busted water pipe. He stated everything else was going real well.

COMMUNITY CENTER

Mayor Hudson asked President, Wanda Van Dyke to give the Community Center report. Wanda stated she would like to provide documents to the Council. She stated she has the requested proposed budget and financial report available. She reported the Community Center would no longer use the debit card and only checks will be used. She stated that she was elected as the Community Center President as of January 3rd. She then referenced a letter she received from Jan Hudson dated December 19, 2017. She stated that there had been accusations that particular Community Center Board members were involved in the breaking in of the Police Department. She recommended that if there was any wrong doing, then she agreed to move forward with prosecution, but that she had witnessed herself on January 3rd, that the Police Department was not secure. She stated that there were no door knobs or locks on the metal doors. She stated that she felt confident that the Community Center members did not break in the Police Department, as accused. She also referenced paragraph 2 of the letter received from Mayor Jan Hudson. She admitted that an accurate financial report was not submitted, but that in September or October there was confiscation of the Community Center financial records. She stated that there had been an audit of financial records for The Diamond City Community Center and commented that there had been written protocol changes made. She stated that in the audit findings, there had been a purchase of a "truck" in the records by the previous administration and she would be working on locating this vehicle. In addition, there had never been any 1099's issued to the people that were paid over \$600, but would be making appropriate corrections. After Ms. Van Dyke gave her report, Jacob Powell commented "job well done".

FINANCIAL REPORT

Mr. Ed Zehr gave the financial report. He reported the yearly overview a higher balance in the bank account of \$23,000.00. He stated an increase balance of \$228,000.00 from January 1, 2015 thru present which is a 25% increase. Also, operations result for the year was \$97,000.00 and was \$32,000.00 positive to the budget. After large maintenance and capital outlay, there was a decrease in funds of \$14,000.00. Jacob Powell made a motion to approve Financial Report and was seconded by Jim Wisnieski . A roll call vote was made and all present voted yes. Motion passed.

SUGARLOAF WASTEWATER REPORT

The Mayor called upon Greg Wilson to give the Sugarloaf Wastewater report. Greg told the council that their budget had been approved and passed. He advised everyone that there would be a Town Hall Meeting for Sugarloaf and encouraged the public to attend. Greg also commented that he had some concerns regarding the debt to income ratio. Because of two outstanding loans with the USDA, he had recommended to rework the loans and that could potentially lower payments approximately \$200 per month. He stated that this week there had been a compliance audit done. He also stated that there had not been any audits from 2012 to present and that it is costing roughly \$35,000 to catch up.

NO PLANNING AND ZONING REPORT

NO MAYOR REPORT

OLD BUSINESS

DUNCAN VARIANCE

The Duncan's were present via Skype. They were appealing the variance approval for water and sewer access. Jacob stated they had voted on this issue twice before and believes the variance should be granted to allow a well and septic system or the next step would be unannexing from the city. He also recommended that Diamond City needs to provide move-in ready lots and suggests submitting for grants.

Jacob made the motion to accept a one-time variance to allow a well and septic system, Larry Brown second the motion. Council vote: Don Bennett – nay, Larry Brown – yes, Jim Wisnieski – yes, Gina Whited – nay, Jacob Powell - yes. The Mayor made the quorum and voted “no”. Jacob Powell advised the Duncan’s that the motion “failed”. Mayor Hudson stated the city would run the first 300 ft. Grant Ragland stated he would check into deannexing property from the city.

NEW BUSINESS

Mayor Hudson called an Executive Session at 7:10 p.m. to discuss personnel promotion. Mayor and Council returned from Executive session at 7:57 p.m.

The Mayor asked Jacob Powell to let the public know what was decided. Jacob stated they would offer Mark Rice a \$25,000 annual salary for part time officer, code enforcer and building inspector positions. Mayor stated she would get with Mark to see if that salary would be acceptable to him.

Resolution 1-2018 State Aid Street Program Project was adopted and approved. Don Bennett made a motion and Jacob Powell second the motion. All were in favor by roll call vote. Motion passed. Resolution adopted 1/23/18.

Mayor Hudson commented that the State is funding \$290,000.00. Paving consist of Skyline Dr., Greenwood Dr to Hwy 7, Dove to Blackjack, Sherwood to Gateway on East side.

Ordinance 01-2018 Organizational Ordinance 2018 was adopted and approved.

First reading Don Bennett made the motion to accept with noted changes, Larry second. All were in favor by roll call vote. Motion passed.

Approval to read by title only -Second reading was approved and passed. Don Bennett made the motion and Jacob second. All were in favor by roll call vote. Motion passed.

Second reading by title only Don Bennett made the motion, Larry second. Roll call vote and all were in favor. Motion passed.

Mayor asked to suspend 3rd reading with 2/3 vote.

Motion to suspend 3rd reading vote. Jim Wisnieski made the motion and Jacob second. All were in favor. Motion passed.

Motion to accept Emergency clause. Jim Wisnieski made the motion, Don Bennett second. Roll call vote was taken and all were in favor. Motion passed.

BUDGET APPROVAL

Ed Zehr explained what the rate impact would be. Budget did not include sewer increase and would not know what the offset cost would be. Jacob Powell made a motion to approve amended at a later date. Don Bennett second. All were in favor by roll call vote. Motion passed.

PUBLIC COMMENTS

Sharlene Blair requested to comment on agenda line item 8b.

She questioned if there was a typo in the December, 2017 meeting minutes where it states that the cost to provide water and sewer to the Duncan’s would be \$3,000.00, at \$17 per 1000 ft.

She recommended the city needs to find a way to meet the Dunkin’s half way.

Sharlene also wanted verification that what was stated regarding the Water and Sewer account being under budget. Ed Zehr responded, stating the Sewer account was \$6,000 in the positive in, but the Water account was in the negative \$42,000 cash flow, due to capital expenditures and large maintenance. Ed stated that the funds are weak and needed an overall plan.

Sharlene ask if it was necessary to increase the water and sewer rates. The Mayor responded that there was an Ordinance in place for an automatic annual 3% increase.


Don Bennett made a motion to adjourn and was seconded by Jacob Powell. All were in favor and meeting was adjourned at 8:45 p.m.

ATTEST:



Tina Jackson, City Recorder

APPROVED:



Jan Hudson, Mayor
Tina Jackson / acting Mayor