

COUNCIL MEETING

November 22, 2021

The Paragould City Council met in regular session on Monday, November 22, 2021, at 6:00 p.m. in the Council Room of City Hall with Mayor Agee presiding.

Invocation was led by Councilmember Mark Rowland.

The meeting was called to order followed by the Pledge of Allegiance

Those present were Jeremy Biggs, Lindsey Boggs, Aaron Camp, Mark Rowland, Susan Williams, Neal Adams, and Randy Aden. Brad Baine was absent.

City Attorney Robert Thompson and City Clerk Andrea Williams were present.

Councilmember Williams moved minutes from previous council meeting of November 8, 2021, be approved as transcribed; seconded by Councilmember Adams. All in favor.

REPORTS FROM BOARDS AND STANDING COMMITTEES:

Public Service	- None
Finance	- Councilmember Rowland stated the finance committee met last week with Mark Miller of Mark Miller Insurance regarding employee insurance. The committee has decided to leave the insurance choice up to administration.
Parks and Recreation	- None
Police	- None
Public Health and Ordinances	- Councilmember Biggs stated the committee met at 5:30 this evening and has item number two on tonight's agenda.
Fire	- None
Sanitation	- None

Street/Cemetery

- Councilmember Adams stated the committee met at 5:15 this evening and have item number six on tonight's agenda.

UNFINISHED BUSINESS:

None

NEW BUSINESS:

ITEM #1

AN ORDINANCE TO AMEND THE ZONING ORDINANCE OF THE CITY OF PARAGOULD, ARKANSAS – APPLICATION OF CHARLES PARLOW

Motion made that the ordinance be presented by Councilmember Rowland; seconded by Councilmember Williams.

Roll call: Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes.

Jimmy McFarland was present to answer any questions the council may have. This rezone was presented to the planning commission on November 4, 2021. Six members were present, and all six members voted in favor of the rezone. No opposition appeared.

Motion made to place the ordinance on the first reading by Councilmember Rowland; seconded by Councilmember Boggs.

Roll call: Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes.

Motion made to suspend the rules and place the ordinance on the second reading by Councilmember Biggs; seconded by Councilmember Aden.

Roll call: Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes.

Motion made to suspend the rules and place the ordinance on the third and final reading by Councilmember Adams; seconded by Councilmember Camp.

Roll call: Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes.

Motion made that the ordinance be adopted by Councilmember Rowland; seconded by Councilmember Williams.

Roll call: Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes. Motion carried seven to zero. Ordinance adopted. (Ordinance No. 2021-35)

ITEM #2

AN ORDINANCE PROVIDING FOR THE CREATION OF A NET-METERING POLICY CREATING SECTIONS 42-59 THROUGH 42-63 OF THE PARAGOULD CODE

Motion made that the ordinance be presented by Councilmember Biggs; seconded by Councilmember Adams.

Roll call: Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes.

Paragould Light Water and Cable General Manager and CEO, Darrell Phillips and COO Brett Bradford and Arkansas Municipal Power Association Attorney Jason Carter were present to answer questions the council may have. Mr. Phillips stated this ordinance is needed to establish rules and regulations for renewable (solar) energy.

Councilmember Biggs stated the ordinance committee met at 5:30 this evening regarding this ordinance. The committee recommends approval of this ordinance.

Motion made to place the ordinance on the first reading by Councilmember Rowland; seconded by Councilmember Adams.

Roll call: Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes.

Motion made to suspend the rules and place the ordinance on the second reading by Councilmember Williams; seconded by Councilmember Boggs.

Roll call: Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes.

Motion made to suspend the rules and place the ordinance on the third and final reading by Councilmember Camp; seconded by Councilmember Aden.

Roll call: Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes.

Motion made that the ordinance be adopted by Councilmember Rowland; seconded by Councilmember Adams.

Roll call: Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes. Motion carried seven to zero. Ordinance adopted. (Ordinance No. 2021-36)

ITEM #3

AN ORDINANCE TO ACCEPT MEDICAL PARK DRIVE ALL IN MEDICAL PARK SUBDIVISION

Motion made that the ordinance be presented by Councilmember Biggs; seconded by Councilmember Camp.

Roll call: Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes.

Mayor Agee explained to the council that this street was inspected and approved in 2014 and the bond was released. The developer failed to bring an ordinance to the council for acceptance at that time. Another business is wanting to build along this street, and it needs to be accepted before they can build on this property. Public Works Assistant Director, Wayne Ellenburg, was present and stated that he has inspected the street again and it meets requirements.

Motion made to place the ordinance on the first reading by Councilmember Rowland; seconded by Councilmember Williams.

Roll call: Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes.

Motion made to suspend the rules and place the ordinance on the second reading by Councilmember Adams; seconded by Councilmember Boggs.

Roll call: Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes.

Motion made to suspend the rules and place the ordinance on the third and final reading by Councilmember Biggs; seconded by Councilmember Aden.

Roll call: Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes.

Motion made that the ordinance be adopted by Councilmember Camp; seconded by Councilmember Rowland.

Roll call: Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes. Motion carried seven to zero. Ordinance adopted. (Ordinance No. 2021-37)

ITEM #4

AN ORDINANCE AMENDING ORDINANCE 78-19 AND 21-32; TO MODIFY THE PER METER TAX TO BE PAID BY SUPPLIERS OF NATURAL GAS; AND FOR OTHER PURPOSES

Motion made that the ordinance be presented by Councilmember Williams; seconded by Councilmember Biggs.

Roll call: Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes.

Mayor Agee explained that the council passed ordinance 2021-32 to raise that franchise fee to 5% earlier this year. The city attorney was contacted by Centerpoint Energy, which explained that the council can only raise the fee to 4.25%. Anything higher would have to be raised by a vote of the residents. This ordinance is needed to correct 2021-32.

Motion made to place the ordinance on the first reading by Councilmember Rowland; seconded by Councilmember Adams.

Roll call: Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes.

Motion made to suspend the rules and place the ordinance on the second reading by Councilmember Adams; seconded by Councilmember Williams.

Roll call: Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes.

Motion made to suspend the rules and place the ordinance on the third and final reading by Councilmember Rowland; seconded by Councilmember Williams.

Roll call: Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes.

Motion made that the ordinance be adopted by Councilmember Biggs; seconded by Councilmember Camp.

Roll call: Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes. Motion carried seven to zero. Ordinance adopted. (Ordinance No. 2021-38)

ITEM #5

AN ORDINANCE TO WAIVE THE REQUIREMENTS OF A COMPETITIVE BIDDING FOR POLICE BODY CAMERA AND RELATED SOFTWARE; AND FOR OTHER PURPOSES

Motion made that the ordinance be presented by Councilmember Adams; seconded by Councilmember Boggs.

Roll call: Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes.

The police committee met on November 8, 2021, with Captain Brad Snyder to discuss the purchase of body cameras and software from Visiologix, Inc. Captain Snyder explained that Visiologix, Inc. has provided him with a quote for a five-year agreement for \$158,112.32. This quote included all new body cameras, software and docking station with a warranty for the entire five years. He also stated that after three years they would replace all the cameras at no extra charge. The police committee unanimously recommended approval of this purchase.

Motion made to place the ordinance on the first reading by Councilmember Rowland; seconded by Councilmember Adams.

Roll call: Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes.

Motion made to suspend the rules and place the ordinance on the second reading by Councilmember Williams; seconded by Councilmember Adams.

Roll call: Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes.

Motion made to suspend the rules and place the ordinance on the third and final reading by Councilmember Biggs; seconded by Councilmember Aden.

Roll call: Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes.

Motion made that the ordinance be adopted by Councilmember Camp; seconded by Councilmember Boggs.

Roll call: Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes. Motion carried seven to zero. Ordinance adopted. (Ordinance No. 2021-39)

ITEM #6

AN ORDINANCE TO WAIVE THE REQUIREMENTS OF A COMPETITIVE BIDDING FOR A DUMP TRUCK; AND FOR OTHER PURPOSES

Motion made that the ordinance be presented by Councilmember Adams; seconded by Councilmember Williams.

Roll call: Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes.

Public Works Assistant Director, Wayne Ellenburg, was present and told the council that this is a 16 yard truck and it is needed to use with the new excavator cleaning out ditches. The trucks that they currently have are seven yard trucks and have to make several trips when cleaning out Eight Mile. This will allow them to work more efficiently and use the smaller trucks for other jobs.

Motion made to place the ordinance on the first reading by Councilmember Rowland; seconded by Councilmember Williams.

Roll call: Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes.

Motion made to suspend the rules and place the ordinance on the second reading by Councilmember Williams; seconded by Councilmember Biggs.

Roll call: Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes.

Motion made to suspend the rules and place the ordinance on the third and final reading by Councilmember Adams; seconded by Councilmember Camp.

Roll call: Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes.

Motion made that the ordinance be adopted by Councilmember Rowland; seconded by Councilmember Biggs.

Roll call: Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes. Motion carried seven to zero. Ordinance adopted. (Ordinance No. 2021-40)

ITEM #7

A RESOLUTION AUTHORIZING THE PURCHASE OF REAL PROPERTY WITHIN THE CITY LIMITS OF PARAGOULD, ARKANSAS, AUTHORIZING THE MAYOR AND THE CITY CLERK TO TAKE SUCH ACTION AS NECESSARY TO

**ACCOMPLISH SAME, AND FOR OTHER PURPOSES – PURCHASE FROM
CARRIAGE HILL FARMS, LLC**

Motion made that the resolution be offered by Councilmember Rowland; seconded by Councilmember Williams.

Roll call: Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes.

Paragould Light Water and Cable General Manager and CEO, Darrell Phillips, was present and explained to the council that this purchase is needed to build a substation south of the Carriage Hills Subdivision for property that is being developed from Carriage Hills to the south city limits.

Motion made that the resolution be adopted by Councilmember Rowland; seconded by Councilmember Biggs.

Roll call: Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes. Motion carried seven to zero. Resolution adopted. (Resolution No. 2021-92)

ITEM #8

**A RESOLUTION AUTHORIZING THE PURCHASE OF REAL PROPERTY WITHIN
THE CITY LIMITS OF PARAGOULD, ARKANSAS, AUTHORIZING THE MAYOR
AND THE CITY CLERK TO TAKE SUCH ACTION AS NECESSARY TO
ACCOMPLISH SAME, AND FOR OTHER PURPOSES – PURCHASE FROM
LEMMONS ENTERPRISES, INC.**

Motion made that the resolution be offered by Councilmember Rowland; seconded by Councilmember Williams.

Roll call: Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes.

Paragould Light Water and Cable General Manager and CEO, Darrell Phillips, was present and explained to the council that this purchase is needed to build a substation south of the Carriage Hills Subdivision for property that is being developed from Carriage Hills to the south city limits.

Motion made that the resolution be adopted by Councilmember Rowland; seconded by Councilmember Biggs.

Roll call: Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes. Motion carried seven to zero. Resolution adopted. (Resolution No. 2021-93)

ITEM #9

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK OF PARAGOULD, ARKANSAS TO ATTACH LIENS TO CERTAIN PROPERTIES LOCATED AT THE ADDRESSES SPECIFIED IN THIS RESOLUTION FOR THE PURPOSE OF COLLECTING MONIES WHICH ARE OWED THE CITY OF PARAGOULD FOR ENFORCEMENT OF CHAPTER 18 OF THE CITY'S CODE OF ORDINANCES

Motion made by Councilmember Rowland that the resolution be offered by owner, parcel number and amount only; seconded by Councilmember Aden.

Roll call: Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes.

Code Enforcement Officer, Omer Overbay, provided the council with photographs and documentation of the properties. No one appeared in opposition.

Motion made that the resolution be adopted by Councilmember Biggs; seconded by Councilmember Camp.

Roll call: Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes. Motion seven eight to zero. Resolution adopted. (Resolution No. 2021-94)

ANNOUNCEMENTS/PUBLIC COMMENT:

Mayor Agee stated that the report from Vector Disease Control was handed out to the council.

Mayor Agee also told the council that the city has received one reimbursement on the Eight Mile Trail project and another check has been mailed. The trail should be complete by May of 2022.

ADJOURNMENT:

There being no further business to come before the council, Councilmember Williams moved the meeting be adjourned; seconded by Councilmember Adams. All in favor. Meeting adjourned 6:46 p.m.

Josh Agee, Mayor

ATTEST:

Andrea Williams, City Clerk