

**BAY CITY HALL COUNCIL ROOM
OCTOBER 09, 2023**

MAYOR KEITH CALLED THE MEETING TO ORDER AT 6:00

ALL JOINED FOR THE PLEDGE OF ALLEGIANCE

COUNCIL MEMBERS IN ATTENDANCE WERE:

WADE HAMILTON
ROB BURGESS
GRAHAM ELDRIDGE
DARRELL KIRBY
DAVID MILAM
CURTIS HOGAN

COUNCIL MEMBERS NOT IN ATTENDANCE:

ALL PRESENT*

CITY ATTORNEY IN ATTENDANCE: ZACH MORRISON

CHIEF OF POLICE IN ATTENDANCE: KEITH MILAM

GUESTS:

BECKY KEITH
DANIEL NIX
POLICE OFFICER SCHULL
SHANNON TODD

AUGUST MINUTES WERE READ

DAVID MILAM MADE THE MOTION TO ACCEPT THE MINUTES AS READ.
ROB BURGESS 2ND

OLD BUSINESS:

SHANNON TODD
PROJECT MANAGER
WATER
HORNER SHIFRIN

MADE A PRESENTATION TO THE COUNCIL IN REGARD TO THE WATER/WASTEWATER POTENTIAL PROJECT.

MAYOR KEITH PASSED OUT COPIES OF ALL THE PRESENTATIONS THAT WERE SUBMITTED TO HIM INQUIRING FOR THE PROJECT. AFTER REVIEWING THE COPIES, THE COUNCIL CHOSE FISHER ARNOLD OF JONESBORO.

SOME OF THE DECIDING FACTORS:

BUSINESS LOCATION

PAST WORK WITH THE CITY

FUNDING SOURCES

HAVING WORKED WITH SIMILAR SIZE CITY

CURTIS HOGAN STATED THAT ALL FIRMS WERE EQUAL AND ALL WERE CAPITABLE.

CURTIS HOGAN MADE THE MOTION TO SELECT FISHER ARNOLD

GRAHAM ELDRIDGE 2ND

MOTION PASSED 6-0

WATER BOARD TRAINING HOURS:

FOUR COUNCILMEN MUST HAVE COMPLETED THE WATER BOARD TRAINING HOURS.

WADE HAMILTON-COMPLETED

DARRELL KIRBY-COMPLETED

DAVID MILAM -COMPLETED

ROB BURGESS-IN PROCESS

WITCHER AUTCION:

MAYOR KEITH HAS A LIST OF 12 ITEMS. THIS INCLUDES THE 2 TRACTORS. HE WOULD LIKE TO PLACE A MINIMUM ACCEPTING OFFER OF \$20000.00 ON THE JOHN DEERE TRACTOR.

MOTION TO ACCEPT THE ADDITION OF THE JOHN DEERE AND THE KUBOTA TRACTORS FOR SALE.

WADE HAMILTON MADE MOTION TO ACCEPT THE ADDITION OF THE JOHN DEERE AND THE KUBOTA TRACTORS FOR SALE

ROB BURGESS 2ND

MOTION CARRIED 6-0

NEW BUSINESS:

CHIEF KEITH MILAM MADE THE PRESENTATION FOR THE NEED OF A NEW VEHICLE TO BE ADDED TO THE POLICE FLEET. OFFICER WEEMS SUV IS A 2014 WITH EXCESSS MILEAGE. THE VEHICLE AVAILABLE IS THE LAST ONE, AS OF NOW AND FORD IS THE ONLY COMPANY OFFERING VEHICLES. FORD ANTICIPATES UP TO A YEAR BEFORE MORE VEHICLES ARE AVAILABLE THROUGH THE STATE PROGRAM.

ESTIMATED:

PRICE - \$45000

SETUP - 19000

TOTAL -\$64000

WAITING ON COMPARABLE INTEREST RATES

MOTION TO PURCHASE CURRENT VEHICLE AVAILABLE.

ROB BURGESS MADE MOTION

GRAHAM ELDRIDGE 2ND

MOTION CARRIED 6-0

BLAKE, HENNARD SUPPLY FAILED TO ATTEND MEETING BUT DANIEL NIX WAS AVAILABLE TO MAKE A BRIEF PRESENTATION CONCERNING THE FUNCTIONS AND ABILITIES THE ELECTRONIC WATER METERS WOULD PROVIDE. WE CURRENTLY HAVE APPROX 800 METERS IN THE GROUND AND 773 ACTIVE CUSTOMERS. A WATER RATE STUDY IS TO BE REQUIRED SOON BY THE ARKANSAS NATIONAL RESOURCES, THEREFORE THERE WOULD BE NO NEED FOR A SPECIAL WATER RATE STUDY. MR. NIX SUGGEST PURCHASING 36 ELECTRONIC METERS AND SOFTWARE IN THE BEGINNING.

THE COUNCIL DECIDED TO LOOK INTO OTHER AVENUES FOR COMPARIBLE PRICES.

RESOLUTION 2023-E

A RESOLUTION AUTHORIZING THE CITY OF BAY TO ENTER INTO A CONSENT ADMINISTRATIVE ORDER WITH THE ARKANSAS DEPARTMENT OF ENERGY & ENVIRONMENT, DIVISION OF ENVIRONMENTAL QUALITY (DEQ)

TO PUT MOTION ON READING:

GRAHAM ELDRIDGE-MOTION

DARRELL KIRBY-2ND

6-0 MOTION PASSED

MOTION TO PUT 2023-E ON READING:

DARRELL KIRBY-MOTION

DAVID MILAM-2ND

6-0 MOTION PASSED

MOTION TO ACCEPT CONSENT ORDER 3031-2

ROB BURGESS-MOTION

CURTIS HOGAN-2ND

6-0 MOTION PASSED

ORDINANCE 2023-7

AN ORDINANCE ESTABLISHING THE DEADLINE FOR FILING REFERENDUM PETITIONS UPON ORDINANCE OR OTHER LOCAL MEASURES ALL WITHIN THE CITY OF BAY, ARKANSAS AND FOR OTHER PURPOSES.

MOTION TO PUT ORDINANCE 2023-7 ON READING:

DAVID MILAM-MOTION

CURTIS HOGAN-2ND

6-0 MOTION PASSED

MOTION TO ACCEPT ORDINANCE 2023-7:

WADE HAMILTON-MOTION

GRAHAM ELDRIDGE-2ND

6-0 MOTION PASSED

MOTION TO PUT ORDINANCE 2023-7 ON SECOND READING BY TITLE ONLY:

DARRELL KIRBY-MOTION

CURTS HOGAN-2ND

6-0 MOTION PASSED

MOTION TO ACCEPT ORDINANCE 2023-7:

DARRELL KIRBY-MOTION

GRAHAM ELDRIDGE-2ND

6-0 MOTION PASSED

MOTION TO PLACE ORDINANCE 2023-7 ON THIRD READING:

DAVID MILAM-MOTION

DARRELL KIRBY-2ND

6-0 PASSED

MOTION TO ACCEPT THIRD READING OF ORDINANCE 2023-7:

GRAHAM ELDRIDGE-MOTION

CURTIS HOGAN-2ND

PASSED 6-0

MOTION TO SUSPEND RULES DUE TO TIME FRAME GETTING THE ORDINANCE ON BALLOT:

DAVID MILAM-MOTION

GRAHAM ELDRIDGE-2ND

6-0 MOTION PASSED

ORDINANCE 2023-8

AN ORDINANCE PROVIDING FOR THE LEVY OF AN ADDITIONAL ONE PER CENT (1%) SALES AND USE TAX WITHIN THE CITY OF BAY, ARKANSAS IN ADDITION TO EXISTING ONE PERCENT (1 %) SALES AND USE TAX ALREADY IN EFFECT IN THE CITY OF BAY, ARKANSAS; AND PRESCRIBING OTHER MATTERS PERTAINING THERETO.

MOTION TO PLACE ORDINANCE 2023-8 ON FIRST READING:

CURTIS HOGAN-MOTION

WADE HAMILTON

6-0 MOTION PASSED

MOTION MADE TO ACCEPT FIRST READING OF ORDINANCE 2023-8:

GRAHAM ELDRIDGE-MOTION

ROB BURGESS-2ND

6-0 MOTION PASSED

MOTION TO PLACE ORDINANCE 2023-8 ON SECOND READING BY TITLE ONLY:
ROB BURGESS-MOTION
DAVID MILAM-2ND
6-0 MOTION PASSED

MOTION TO ACCEPT SECOND READING OF TITLE 2023-8
GRAHAM ELDRIDGE-MOTION
CURTIS HOGAN-2ND
6-0 MOTION PASSED

MOTION TO PLACE ORDINANCE 2023-8 ON THIRD READING BY TITLE ONLY:
DAVID MILAM-MOTION
DARRELL KIRBY-2ND
6-0 MOTION PASSED

MOTION TO ACCEPT THIRD READING OF TITLE 2023-8:
ROB BURGESS-MOTION
CURTIS HOGAN-2ND
6-0 MOTION PASSED

ORDINANCE 2023-9

AN ORDINANCE CALLING FOR A SPECIAL ELECTION IN THE CITY OF BAY, ARKANSAS ON THE QUESTION OF LEVYING AN ADDITIONAL ONE PERCENT (1%) SALES AND USE TAX WITHIN THE CITY OF BAY, ARKANSAS IN ADDITION TO EXISTING ONE PERCENT (1%) SALES AND USE TAX ALREADY IN EFFECT IN THE CITY OF BAY, ARKANSAS: PRESCRIBING OTHER MATTERS PERTAINING THERETO; AND DECLARING AN EMERGENCY.

MOTION TO PLACE ORDINANCE 2023-9 ON FIRST READING
CURTIS HOGAN-MOTION
DARRELL KIRBY-2ND
6-0 MOTION PASSED

MOTION TO ACCEPT FIRST READING OF ORDINANCE 2023-9
GRAHAM ELDRIDGE-MOTION
DARRELL KIRBY-2ND
6-0 MOTION PASSED

MOTION TO PLACE ORDINANCE 2023-9 ON 2ND READING
ROB BURGESS-MOTION
CURTIS HOGAN-2ND
6-0 MOTION PASSED

MOTION TO ACCEPT SECOND READING OF ORDINANCE 20023-9
CURTIS HOGAN-MOTION
ROB BURGESS-2ND
6-0 MOTION PASSED

MOTION TO PLACE THIRD READING OF ORDINANCE 2023-9 BY TITLE ONLY

CURTIS HOGAN-MOTION
GRAHAM ELDRIDGE-2ND
6-0 MOTION PASSED

MOTION TO PLACE ORDINANCE 2023-9 ON THIRD AND FINAL READING
CURTIS HOGAN-MOTION
DARRELL KIRBY-2ND
6-0 MOTION PASSED

RESOLUTION 2023-G
A RESOLUTION AUTHORIZING MAYOR AND CITY ATTORNEY TO FILE COMPLAINT FOR INJUNCTION AND ORDER FOR ABATEMENT AGAINST OWNERS AND OCCUPANTS AND PREMISES OF 206 TERR DIRVE, BAY ARKANSAS AS PUBLIC NUISANCE.

MOTION TO SUSPEND READING OF RESOLUTION 2023-G BY TITLE ONLY
DAVID MILAM-MOTION
CURTIS HOGAN-2ND
6-0 MOTION PASSED

MOTION TO READ RESOLUTION 2023-G BY TITLE ONLY
DAVID MILAM-MOTION
ROB BURGESS-2ND
6-0 MOTION PASSED

MOTION TO ACCEPT READING OF RESOLUTION 2023-G BY TITLE ONLY
DAVID MILAM-MOTION
GRAHAM ELDRIDGE-2ND
6-0 MOTION PASSED

WATER AUDIT WILL BE AVAILABLE FOR THE NOVEMBER COUNCIL MEETING.

MOSQUITO CHARGE REMAINING ON WATER BILL EACH MONTH OF THE YEAR.
MOTION TO PLACE MOSQUITO CHARGE MONTHLY INSTEAD OF ONLY 6 MONTHS A YEAR
DUE TO NEEDED REPAIRS AND PRICE INCREASES FOR CHEMICALS.
DARRELL KIRBY-MOTION
GRAHAM ELDRIDGE-2ND
6-0 MOTION PASSED

COUNCIL PAY TABLED TO CHECK WITH OTHER CITY COUNCILS

PRELIMINARY 2024 BUDGET PRESENTED TO COUNCILMEN. COUNCILMEN OFFERED COPIES OF ALL FINANCIALS AND DETAILED REPORTS BUT DECLINED IN OPTION OF E-MAILED PROFIT AND LOSS STATEMENTS.

MOTION TO ADJOURN
WADE HAMILTON-MOTION
DAVID MILAM-2ND
6-0 MOTION PASSED

Paul Keith, Mayor