Bryant City Council REGULAR City Council Meeting
September 27, 2022 - 6:30 PM
Boswell Municipal Complex - City Hall Court Room
210 SW 3rd Street Bryant, Arkansas
YouTube: https://www.youtube.com/c/bryantarkansas

UNAPPROVED MINUTES

Prior to the Council Meeting, a prayer was given by Council Member Higginbotham. The prayer was followed by the Pledge of Allegiance to the Flag led by Butch Higginbotham.

Call to Order by Mayor Scott at 6:30 pm

Roll Call – Council Members Present: Star Henson, Butch Higginbotham, Lisa Meyer, Jack Moseley, Wade Permenter. Absent: RJ Hawk, Rob Roedel, Ronda Sanders. City Attorney Clancy Ashley were also present.

Quorum Present

APPROVAL OF MINUTES

1. **Approval of the August 30, 2022 Regular Council Meeting Minutes**
   Motion to approve by Council Member Higginbotham, second by Council Member Meyer. Voice Vote. Motion Passed 5-3. [YT 3:45]
2. **Approval of the September 7, 2022 Special Council Meeting Minutes**
   Motion to approve by Council Member Meyer, second by Council Member Henson. Voice Vote. Motion Passed 5-3. [YT 4:05]

PRESENTATIONS AND ANNOUNCEMENTS

3. **Proclamation for 130th Anniversary of City of Bryant** –
   The Mayor read a Proclamation celebrating the 130th Anniversary of the City of Bryant which was presented to Joyce Boswell and members of the Bryant Historical Society. [YT 4:50]

Directors Report –

Public Works Director's Report – Presented by Tim Fournier, Director of Public Works gave an update on the water meter progress including the installation of new repeaters and the pilot meter project. [YT 17:00]

PUBLIC COMMENTS

Debbie Broadway of Bryant offered prayers for the injured Bryant Police Officers. Asked about meter read dates and encouraged the completion of the meter project.

Carol Permenter of Bryant asked for Burn Ordinance be reconsidered for 2 acre burns to occur at any time.

NEW BUSINESS

Finance – presented by Joy Black, Director of Finance

4. **Monthly Ending July Finance Report** – Presentation
   Presentation and Approval of the Monthly Finance Report for period ending August, 2022, see attachment.
   Motion to approve by Council Member Higginbotham, second by Council Member Henson.
   Voice vote. Motion Passed 5-3. [YT 23:40]

5. **Budget Adjustment Resolution** – August Budget Adjustments List
   Resolution to amend the city budget, see attachment.
   Motion to approve by Council Member Higginbotham, second by Council Member Permenter.
   Voice vote. Motion Passed 5-3. [YT 24:00]
   RESOLUTION 2022- 26

6. **Conversion Reclass –** Conversion Reclass via budget adjustments
   Approval and Acceptance of conversion budget reclasses for Planning and Water/Wastewater, see attached listing that zeros out the affect.
   Short discussion followed.
   Motion to approve by Council Member Meyer, second by Council Member Moseley.
   Voice vote. Motion Passed 5-3. [YT 28:30]

7. **Record Destruction Acceptance** – Affidavit of Record Destruction Acceptance
   Resolution to accept the affidavit certifying record destruction, see attachment.
   Motion to approve by Council Member Meyer, second by Council Member Permenter.
   Voice vote. Motion Passed 5-3. [YT 29:30]
   RESOLUTION 2022- 27

8. **Personal Mills Ordinance**
   An ordinance to levying a tax on all personal property; see attached.
   Motion to suspend the rules and read 1st, 2nd, and 3rd reading by title only by Council Member Higginbotham, second by Council Member Meyer.
   Voice vote. Motion Passed 5-3. [YT 30:20]
   Ordinance title read by Mayor Scott.
   Motion to adopt by Council Member Permenter, second by Council Member Henson.
   Roll Call Vote. YEAS: Permenter, Moseley, Higginbotham, Meyer, Henson.
   ABSENT: Roedel, Sanders, Hawk.
   Motion Passed 5-3. [YT 31:00]
   Clerk Note: No Emergency Clauses were considered during this meeting for lack of enough Council Members present.
   ORDINANCE 2022- 20

9. **Real Property Mills Ordinance**
   An ordinance to levying a tax on all real property; see attached.
   Motion to suspend the rules and read 1st, 2nd, and 3rd reading by title only by Council Member Higginbotham, second by Council Member Meyer.
   Voice vote. Motion Passed 5-3. [YT 32:00]
   Ordinance title read by Mayor Scott.
   Motion to adopt by Council Member Higginbotham, second by Council Member Henson.
   Roll Call Vote. YEAS: Meyer, Higginbotham, Moseley, Henson, Permenter.
   ABSENT: Hawk, Sanders, Roedel.
   Motion Passed 5-3. [YT 32:30]
   ORDINANCE 2022- 21

City Attorney – presented by Ashley Clancy, city attorney

10. **City of Bryant PSAP Ordinance –** Ordinance to merge Bryant's PSAP with the County PSAP. See attached.
    Clerk Note: PSAP stands for public safety answering points- 911.
    Mayor Scott explained that this process will take a year and that Bryant will be added to the previous agreement.
    Motion to suspend the rules and read 1st, 2nd, and 3rd reading by title only by Council Member Higginbotham, second by Council Member Meyer.
    Voice vote. Motion Passed 5-3 . [YT 35:50]
    Ordinance title read by Mayor Scott.
    Motion to adopt by Council Member Higginbotham, second by Council Member Permenter.
    Roll Call Vote. YEAS: Moseley, Permenter, Higginbotham, Henson, Meyer.
    ABSENT: Roedel, Hawk, Sanders.
    Motion Passed 5-3. [YT 37:10]
    ORDINANCE 2022- 22

11. **Saline County Detention Center-** Operational Cost Sharing Agreement
    An agreement to establish a formal binding relationship between the City and County, for the detention of persons charged with, or convicted of, violation of state or local law, or held as material witness at the Detention Center. See attached.
    Mayor Scott indicated the agreement will provide a known budget amount each year rather than fluctuating yearly.
    Motion to approve by Council Member Higginbotham, second by Council Member Henson.
    Voice vote. Motion Passed 5-3. [YT 38:40]

Community Development – presented by Truett Smith, Director of Planning and Community Development

12. **Cypress Valley Annexation –** An Ordinance Accepting the Annexation of Certain Territory to the City of Bryant's Approving the Schedule of Services to be Extended to Said Area; And Assigning Such to Wards.
    This ordinance approves the annexation of Phase 2 of Cypress Valley. Phase 2 has preliminary plat approval from Planning Commission. It also comes recommended by the commission. See attached.
    Motion to suspend the rules and read 1st, 2nd, and 3rd reading by title only by Council Member Higginbotham, second by Council Member Henson.
    Voice vote. Motion Passed 5-3. [YT 39:55]
    Ordinance title read by Mayor Scott.
    Motion to adopt by Council Member Higginbotham, second by Council Member Permenter.
    Roll Call Vote. YEAS: Henson, Permenter, Moseley, Higginbotham, Meyer.
    ABSENT: Hawk, Sanders, Roedel.
    Motion Passed 5-3. [YT 40:30]
    ORDINANCE 2022- 23

13. **Annexation of Saratoga into Improvement District No. 108 –** An Ordinance Approving Annexation of lands to Bryant Municipal Property Owners' Multipurpose Improvement District No. 108 (Kensington Place Subdivision-Saratoga Place Subdivision).
    The annexation of the Saratoga Place Subdivision into the existing Kensington Place Subdivision No. 108. Also renaming the district to Kensington Place Subdivision-Saratoga Place Subdivision. See attached.
    Motion to suspend the rules and read 1st, 2nd, and 3rd reading by title only by Council Member Higginbotham, second by Council Member Permenter.
    Voice vote. Motion Passed 5-3. [YT 41:40]
    Ordinance title read by Mayor Scott.
    Motion to adopt by Council Member Higginbotham, second by Council Member Henson.
    Roll Call Vote. YEAS: Higginbotham, Meyer, Moseley, Henson, Permenter.
    ABSENT: Hawk, Sanders, Roedel.

Motion Passed 5-3. [YT 42:15]
ORDINANCE 2022- 24

14. **Creekside Subdivision-** Requesting Sidewalk Waiver and Master Transportation Change
Comes recommended by Planning Commission. See attached.
Motion to suspend the rules and read 1st, 2nd, and 3rd reading by title only by Council Member Higginbotham, second by Council Member Permenter.
Voice vote. Motion Passed 5-3. [YT 46:50]
Ordinance title read by Mayor Scott.
Motion to adopt by Council Member Permenter, second by Council Member Henson.
Roll Call Vote. YEAS: Meyer, Henson, Higginbotham, Moseley, Permenter.
ABSENT: Hawk, Sanders, Roedel.
Motion Passed 5-3. [YT 47:20]
ORDINANCE 2022- 25

Engineering/Construction – presented by Ted Taylor, City Engineer

15. **Stormwater Project Item Updates**
    A. **Northlake Culvert Replacement.**
    Discussion followed.
    Motion to approve by Council Member Meyer, second by Council Member Higginbotham.
    Vote. Motion Passed 5-3. [YT 52:00]
    RESOLUTION 2022-28

    B. **Raintree Project Street Drainage Improvements.**
    Motion to approve by Council Member Higginbotham, second by Council Member Meyer.
    Vote. Motion Passed 5-3. [YT 55:10]
    RESOLUTION 2022-29

    C. **Dogwood Phase 2B Drainage Repair/Improvements; Stone Pine Drainage Improvements**
    See attached. Update only.

Fire Department – presented by Fire Chief JP Jordan

16. **Update to Open Burning Ordinance –** An Ordinance Amending the Defining and Limiting Conditions for Open Burning Within the City Limits of the City of Bryant; Providing for Enforcement; and for Other Purposes.
See amended pdf (2) revisions.
Lengthy discussion.
Council Member Higginbotham asked for no burning to be extended to the days of Thanksgiving, Christmas and New Years as well as adjoining days.

Council Member Permenter had additional comments on burn policy on two acre lots.
Motion to Table until next month by Council Member Permenter, second by Council Member Meyer.
Voice Vote. Motion Passed 5-3. [YT 1:11:40]

Human Resources – presented by Charlotte Rue, Human Resources Director

17. **Ordinance –** An Ordinance to amend the Ordinance No. 2007-26 and 2021-20 to change the City Clerk position from full-time to part-time
Amended to include insurance options that will be offered as of January 1, 2023 when the position goes to part-time. See attached.
Council Member Higginbotham, second by Council Member Meyer.
Voice vote. Motion Passed 5-3. [YT 1:12:30]
Ordinance title read by Mayor Scott.
Motion to adopt by Council Member Higginbotham, second by Council Member Meyer.
Roll Call Vote. YEAS: Moseley, Higginbotham, Meyer, Henson, Permenter.
ABSENT: Sanders, Hawk, Roedel.
Motion Passed 5-3. [YT 1:13:10]
ORDINANCE 2022- 26

Police Department – presented by Police Chief Carl Minden

18. **Ordinance** - An Ordinance to Amend the Police Sick Leave Accrual Policy
Ordinance to amend the Police sick leave accrual policy, with emergency clause. Making the sick leave pay out at death or retirement equal for all shifts. Written in compliance with state statue. See attached.
Discussion followed.
Council Member Higginbotham, second by Council Member Meyer.
Voice vote. Motion Passed 5-3. [YT 1:16:55]
Ordinance title read by Mayor Scott.
Motion to adopt by Council Member Higginbotham, second by Council Member Meyer.
Roll Call Vote. YEAS: Permenter, Moseley, Higginbotham, Meyer, Henson.
ABSENT: Roedel, Hawk, Sanders.
Motion Passed 5-3. [YT 1:17:30]
ORDINANCE 2022- 27

Chief Minden thanked the Council for the gifts for the officers that were injured while on duty, September 24, 2022. The Chief said Officer Peck was able to leave the hospital and go home today and Officer Davis is no longer on a ventilator but still has additional surgeries to come. He also thanked the State Police, Saline County Sheriff and the Bryant Fire Department for their assistance in saving the officer's lives following the accident. Council Member

Higginbotham reminded everyone of the accounts established in each officer's name at Centennial Bank.

Council Comments

Council Member Meyer said that the public needs to be better educated on Code Violations and Penalties if the Police are going to be called out during disputes.

Council Member Higginbotham stated that the owner of the Starlight Village which was approved by Council now wants to make the homes rentals and he asked if the owner will have to come back to Council for approval of the change. Director of Planning and Community Development, Truett Smith, said that as long as the approved plans are adhered to, further approval would not be necessary.

Mayor Comments

Prayer Circle and Blood Drive to be held at the Bryant Police Department on Thursday, September 29, 2022 at Noon.

Coffee with the Mayor will include donuts and will be held at Bishop Park, Saturday, September 31, 2022 at 9 AM.

Adjournment

Motion to Adjourn by Council Member Higginbotham, second by Council Member Meyer.
Adjourned time: 7:52 pm.