

November 28, 2017 Agenda

Call to order 7pm

Roll Call Alderman: Brown

Staton

Porter

Fry

Smith

Tillery

1. Approval of Septembers Minutes: (amended) Motion made by _____ Seconded by _____ Yea's _____ Nay's _____.

2. Approval of October's Minutes: Motion made by _____ . Seconded By _____
Yea's _____ Nay's _____

3. Approval of November's 2nd Special Meeting: Motion made by _____ . Seconded by _____
Yea's _____ Nay's _____

4. Approval of October Financials: Motion made

by _____ . Seconded by

_____ Yea's _____ Nay's _____

Public Forum—Robert Harness (3 minutes)

Mayor's report: Budget 2018 if needed a resolution is prepared.

Motion made to approve budget 2018 by _____

Seconded by _____

Yea's _____ Nay's _____

Clean Up Order's City Attorney Letter: Possible Resolutions available

Report on River Road: Bridge Budget Labor \$2023.83

Concrete \$ \$3900.26 (32yds)

Meadors \$1035.00 (Rebar forms)

Trac Hoe \$4500.00

Fuel: \$350.00

Total: \$11,809.09

Trac Hoe will be used until Dec 6th we have 4 trees's left to take down.

Admin/Public works Veronica Robins Report:

1. EOL report accepted by health department
2. EOL Report again came back High will have to do another report

Chief Police Report: Jeff Ramsey

Chief of Fire Report: Jim Dapson

New Business:

Announcements: Donations needed for elderly (widows/widowers)

Christmas Parade Dec 16th 7Pm

Adjournment : Motion made by _____ Seconded

By: _____ Yea's _____ Nay's _____

September 25th Meeting Minutes

Meeting started at 7 pm with Pledge.

Mayor called meeting to order.

Lynn Hubbard Secretary/Treasurer gave role call:

Alderman Porter here, Fry here, Smith here, Brown here, Staton here and Tillery here.

A motion was made by Alderman Porter to approve August 2017 Meeting minutes and Alderman Fry seconded. All yea.

A motion made by Alderman Brown to approve Financials with Alderman Staton seconding the motion. All yea.

Public Forum: John Wilkerson Attorney with Municipal League gave update on the upcoming Hackler vs. City of Dyer law suit.

Administrator Water Works Report: Not available.

Police Report: Not available.

Fire Department Report: Chief Jim Dapson states the city will be taking sealed BIDs for the expedition being advertised to sell. The department went on 8 calls this past month 5 being medical calls, 1 motorcycle accident, 1 tree across road and assisted Mulberry Fire Department with a structure fire.

Alderman Porter report on Street committee includes mandating appropriate culvert sizes in proportion to ditch size city wide.

Ordinance 2017-09-26-01 Creating Street Tiles.

1. Alderman Staton made motion to suspend the reading of the Rule of Street Ordinance. Seconded by Alderman Fry. All yea. Roll call vote: Smith yea, Tillery yea, Brown yea and Porter yea. The street ordinance will require any persons owning or building a private or public driveway over any public ditch to provide adequate means by tile or other construction to allow continued flow of water through said ditch and to be approved by the street superintendent.
2. Alderman Staton made the motion to adopt Ordinance # 2017-09-26-01. Alderman Porter seconded the Motion. Vote: all yea.
3. Alderman Staton made the motion to declare an emergency and put into effect Ordinance 2017-09-26-01. Alderman Porter seconded the motion. Voted: all yea. Roll call vote: Smith yea, Tillery yea, Brown yea and Fry yea.

A motion was also made to appoint Reynolds "Beck" Beckham to serve on the Street Committee by Alderman Brown and seconded by Alderman Porter.

Old Business: Clean up orders have been issued and mostly complied with except for a few and the City is moving forward with the action to be taken on no response to clean up order.

New Business: Resolution made to correct the spelling of Rosella's Way plaques and signs. Motion made by Alderman Staton to adopt resolution 2017-09-26-01 correcting the spelling of Rosella's Way. All yea.

Alderman Porter made a motion to rescind \$54000 originally allocated to be used on the south end of River Road to be applied to the full length. Alderman Fry seconded. Vote: all yea. Crawford County to provide labor and equipment to chip and seal River Road provided City of Dyer pay for materials. All dirt and gravel work to be completed from Line Street South before any new materials purchased north of Line Street.

Motion to adjourn made by Alderman Porter and seconded by Alderman Tillery.

Mayor_____

Secretary/Treasurer_____

October 24th 2017 City of Dyer City Council Meeting Minutes

Pledge: Meeting called to order at 7pm by Mayor Morse with the Pledge.

Roll Call: Lynn Hubbard Secretary/Treasurer gave roll call:

Alderman Porter here, Fry, here, Brown here, Tillery here, Smith here, Staton absent.

Approval of Financial Report: Motion to approve by Alderman Fry and seconded by Alderman Tillery. All yea.

Approval of September 2017 meeting minutes tabled pending discussion of minutes. Motion made by Alderman Porter and seconded by Alderman Brown. All yea.

Mayor Report:

Jeff Ramsey new Police chief introduced to council.

State Aid: discusses for Red Hill, Cemetery and Line Streets.

Estimates were obtained for the rental of Trac Hoe. The least expensive being \$4500.00 monthly with an \$800.00 move in and out cost.

Tiles: Cost of tiles was \$4500.00. These have been purchased and we are going to see if they can be returned with re-stocking fee.

South River Road dirt work is almost complete. Ditches will need to be cleaned out and the road widened and we can move onto Bridge and the use of tiles.

Discussion of the already purchased tiles and obtaining TRAC Hoe bids.

Mayor Morse requested the following statement be added on record in the October 24th 2017 City Council Meeting Minutes, "I will discontinue all my efforts to repair River Road."

Alderman Tillery made a motion for no future road project outside of what is currently underway on River Road until funds are available. Alderman Porter seconded motion.

More discussion ensued about Road projects.

Alderman Tillery withdrew his motion for no new road projects outside of what is currently underway.

Alderman Tillery made a motion instead to halt all road work until street committee comes up with a plan to present to council. Alderman Porter seconded. Vote: All yea.

Alderman Porter made a motion that the street committee meet in the next 5 days to formulate a plan to present to the City Council. Meeting set October 30 at 6 pm with an Emergency Meeting November 2 at 6 pm to review street committee plan. Alderman Tillery seconded motion. Vote: all yea.

Admin Assist/Public Works: Veronica Robins reported the city received a bad water report from Arkansas Department of Health and have 90 days to report back to ADH.

Budget Questions: Bridge work. To be voted on in January 2018 No salary increases.

Sale of Fire Rescue: BIDS on Expedition were submitted. Angela Dapson submitted the winning BID. Mayor to sign over title this week.

Police Report: Jeff Ramsey- Paid working hours 321.25 with 18 volunteer hours. 29 calls for service. 4 reports filed. 30 stops 7 of

those being citations and 23 warnings. Miles driven on all 4 cars was 2345 miles. Chief still working on issuing clean up orders.

Fire Report: Jim Dapson- 5 calls, 1 MVA without injury, 2 medical calls, 1 grass fire and 1 smoke investigation at the Dollar General store.

Old Business:

Sean Brister reported that the clean-up orders are going along. One went to court and the land owner was fined and is slowly complying with the judge's orders.

New Business:

Tax Levy Resolution- Every year property and personal property taxes go before the Quorum court. 5 mil is the maximum tax that can be charged. It was asked of the council to decide if they wanted to remain at 5 mil or reduce the tax. Alderman Tillery made a motion to keep it at 5 mil. Alderman Fry seconded. Vote: Smith yea, Porter yea, Brown Nay. Motion Passes 5-1

Motion made to adjourn made by Alderman Fry and seconded by Alderman Porter.

Mayor_____ Recorder/Treasurer_____

Special Meeting called to order 6pm November 2nd @6pm

Roll call Present was Alderman Brown, Staton, Fry, Porter, Smith, Tillery

Agenda was river Road and Clean up orders

Alderman Fry made a motion to NOT stop any work such as ditch digging, tree clearing and gravel on river road. Seconded by Nancy Smith. Yea's were Porter, smith, Fry, Staton and Brown. Nay's were Alderman Tillery. Motion passes 5-1

Street committee report was read a motion was made by Alderman Fry to accept street committee's proposal 1-5. Seconded by Robert Porter all voted yea

Steps : 1st. Trac hoe, Bridge, Gravel

2nd Big Bridge

3rd Tree's

Motions made by Alderman Paul Brown rescinded

Motion made by Donna Staton to allow the mayor at his discretion due to the circumstances of the trac hoe and time to allow Lonnie to roll over PTO up to 6 months. Alderman Robert Porter Seconded. All voted yea!

Motion made by Alderman Kathy Fry to adjourn

Seconded By alderman Brown all voted yea.

Mayor _____

Recorder/Treasure _____

	A	B	C	D	F
1	General				
2					
3	Revenue				
4					
5	Community Building Rental		\$2,125.00		
6	State Arkansas MLM100 General		\$10,371.66		
7	State of Arkansas MLM200 Special		\$1,793.11		
8	State of Arkansas City Tax		\$34,204.30		
9	State of Arkansas County Tax		\$80,536.43		
10	Crawford County Tax		\$41,062.89		
11	Franchise Fee		\$16,727.99		
12					
13	Total				\$186,821.38
14					
15					
16					
17	Expense				
18	Payroll				
19	Police Chief	Salary	\$31,500.00		
20	Part-time police	45hrs	\$26,910.00	TAX 17.5%	\$16,150.70
21	City employee's		\$33,879.68		
22	Fire Department		\$2,200.00		
23	Council Pay		\$18,000.00		
24	TOTAL				\$112,489.68
25					
26					\$128,640.38
27	Insurance				
28	Health		\$12,126.00		
29	Building		\$3,200.00		

	A	B	C	D	F
30	Vehicle		\$2,500.00		
31	Municipal League		\$5,532.52		
32					
33	TOTAL				\$23,358.52
34					
35					
36	Attorney Fee		\$13,800.00		
37	Supplies				
38	Office		\$1,500.00		
39	Fuel		\$1,500.00		
40	Utilities		\$6,000.00		
41					\$22,800.00
42					\$174,798.90
43	Surplus				\$12,022.48

	A	B	C
1	Police		
2			
3			
4	Ticket Revenue		\$21,030.25
5			
6	Expenses		
7			
8	Fuel		\$7,000.00
9	Verizon Hot Spot		\$1,440.00
10	MDT's 1 time match		\$1,500.00
11	Vehichle Maintenance		\$2,000.00
12	Vehicle Equipment		\$3,000.00
13	Office Supplies		\$1,000.00
14	Office Equipment		\$1,000.00
15	Uniform Training		\$1,456.00
16			
17			\$18,396.00
18			
19	Surplus		\$2,634.25

	A	B	C
1	STREET		
2			
3	REVENUE		
4			
5	State of Arkansas Four Lane		\$17,265.85
6	State of Arkansas Highway Severance		\$2,558.09
7	State of Arkansas Municipal Special		\$35,903.36
8	County Street		\$8,347.94
9			
10			
11			
12			\$64,075.25
13			
14	EXPENSES		
15	Payroll		\$33,879.68
16	Fuel		\$6,000.00
17	Utilities		\$3,500.00
18			
19			\$43,379.68
20			
21	Surplus		\$20,695.57

	A	B	C
1	Water		
2	Revenue		205,150.00
3			
4			
5	Expenses		
6	Payroll		40,000.68
7	FHA		8,064.00
8	Depriciation		3,000.00
9	Water Reserve		10,050.00
10	Utilities		3,000.00
11	Fuel		4,000.00
12	Clothing		2,500.00
13	Metron Meters		34,799.88
14	Water Supplies		18,000.00
15	Water Purchase		62,914.10
16	Excise Tax		16,500.00
17			
18			
19			
20			
21			
22			
23			
24			
25			202,828.66
26			
27	SURPLUS		2,321.34

	A	B	C
1	SEWER		
2			
3			
4	Revenue		79,865.63
5			
6			
7			
8	Payroll		40,000.00
9	Fuel		1,900.00
10	Supplies		10,000.00
11	Sewer pumping		27,883.00
12			
13			
14			
15			
16			
17			79,783.00
18			
19	Surplus		82.63

	A	B	C
1	Sanitation		
2			
3			
4	Revenue		\$34,000.00
5			
6			
7	Fort Smith Landfill		\$9,600.00
8	Sanitation Reserve		\$6,000.00
9	Fuel		\$3,000.00
10	Payroll		\$15,000.00
11			
12			
13			
14			
15			
16			
17			\$33,600.00
18			
19			
20	Surplus		\$400.00



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November 17, 2017

VIA HAND DELIVERY

Dyer City Council
P.O. Box 149
Dyer, AR 72935

RE: Status of Clean Up Orders

Dear Councilmembers:

This letter is meant to provide an update on the status of the cleanup orders that I have been working on for the City of Dyer:

Watteau - Taken to Trial (FOUND GUILTY) Judge ordered to continue cleaning and filling pool with monthly updates to be provided to the Police Chief

Dugger - Criminal charges pending; Set for criminal trial December 13, 2017; Notice has been provided as required. The City can begin mowing and trash removal if so desired with costs recouped from lien. Remediation and criminal trial can proceed independently if so desired.

Croft - Notice has been provided as required. Taken to Trial prior to owners death. Agreed order to clean up; Owner has now died. Mowing and trash removal can be done by city with costs recouped from lien. On Mayor's request will move forward to remediate the abandoned structures on the property. Resolutions to be presented at next council meeting.

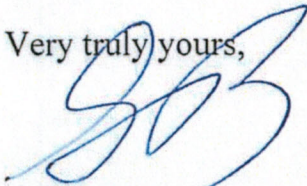
Brown - Ownership has changed. New owner has begun cleaning. City employees will monitor and may proceed if clean up not progressing satisfactorily.

Alvarado - Notice has been provided; City may now and recoup costs with lien.

Hatley - Notice has not been provided; City will need to take additional steps for constitutional requirements of due process; May need to institute a court action to allow for remediation of house. Resolutions to be presented at next council meeting.

Thank you for your attention to this matter. If you have any questions do not hesitate to contact me.

Very truly yours,

A handwritten signature in blue ink, appearing to be 'S. Brister', written over the text 'Very truly yours,'.

M. Sean Brister