

MINUTES OF COUNCIL
JANUARY 26, 2010

The Batesville City Council met in regular session on January 26, at 5:30 PM at the Municipal Building. Mayor Elumbaugh called the meeting to order. Councilmember Matthews gave the invocation. Upon roll call, the following council answered present; Tommy Bryant, Margaret Henley, Davy Insell, Fred Krug, Doug Matthews, Matt McDonald, Richard O'Neal and David Shetron. The City Clerk and City Attorney were also present.

Councilmember Insell moved to approve the minutes from the previous meeting. Councilmember Henley seconded and all voted for.

Councilmember Bryant moved to approve the prepared agenda and Councilmember O'Neal seconded. All voted for.

CITIZENS COMMENTS

None

UNFINISHED BUSINESS

None

NEW BUSINESS

A) MR. ED MABRY WITH THE ECONOMIC DEVELOPMENT COMMISSION

Mr. Ed Mabry with the Economic Development Commission addressed the council with an update on Economic Development in Batesville and Independence County. Mr. Mabry said the land acquisition for the new Call Center is in process. Unemployment in Independence County is down from 9.3% last year to around 7%. The commission is currently working on a new marketing and promotion plan for Independence County. Mr. Mabry thanked the council

for the City support and said he would be glad to come to the council with a monthly report.

B) RECOGNIZE CENTRAL MAGNET SCHOOL FIRST LEGO LEAGUE ROBOTICS TEAM.

Mayor Elumbaugh introduced Ms. Debra Smith with Central Magnet School. Ms. Smith told the council about a competition that the Lego League Robotics Team recently won. Mayor Elumbaugh read a proclamation recognizing their accomplishment and as each team member was introduced, they were given a copy of the proclamation.

C) ENGINEER'S REPORT

City Engineer Damon Johnson reported to the council and gave a brief status report on the Utilities and Street departments. He asked for permission to travel to Kansas City with Wastewater Treatment Plant Supervisor Eugene Townsley to look at another type of Blower for the WWTP upgrade. Councilmember Bryant moved to approve the out of state travel and Councilmember McDonald seconded. All voted for.

D) CONSIDER AN ORDINANCE TO INCREASE THE SPEED LIMIT TO 30 MILES PER HOUR ON CITY STREETS

Mayor Elumbaugh said the proposed ordinance was not ready at council time and will be considered at the next meeting.

E) A RESOLUTION TO RECOGNIZE THE ARKANSAS SCHOOL BOARD MEMBER RECOGNITION WEEK

Mayor Elumbaugh read a resolution recognizing Arkansas School Board Member Recognition Week.

F) REVIEW DECEMBER, 2009 FINANCIALS

The council was given a copy of the year end December, 2009 financials.

G) CONSIDER AN ORDINANCE TO AMEND THE 2009 BUDGET

Councilmember Bryant introduced an ordinance to amend the 2009 Budget.

Councilmember Bryant moved to suspend the rules and read the ordinance by title only and suspend the second and third readings. Councilmember O'Neal seconded and the roll call count was 7 for and 0 against (Ms. Henley had to leave the meeting early). Mr. Stalker read the ordinance by title only.

Councilmember Bryant moved to adopt the ordinance and Councilmember O'Neal seconded. The roll call count was 7 for and 0 against. The ordinance was given #2010-1-3.

MAYOR COMMENTS

Mayor Elumbaugh asked the council to approve out of state travel for him to attend the National League of Cities conference in Washington, DC. Councilmember Bryant moved to approve the out of state travel. Councilmember Shetron seconded and all voted for.

The Mayor told the council that a second lawsuit has been filed against several county employees and officials and our City Attorney Scott Stalker. Shortly after the first suit was filed, a second individual filed the same lawsuit. Mr. Stalker notified the Municipal League to represent him, as in the first suit, not realizing that an additional fee would be billed. Mr. Stalker said he was going to talk to the League and see if they would waive the second fee. Councilmember Shetron moved to pay the additional \$3,000 to the League if they do not waive the fee. Councilmember Bryant seconded and all voted for.

LIAISON REPORTS

None

COUNCIL COMMENTS

Councilmember Bryant said the three stop light rehab projects, St. Louis and Meyers, Lawrence and College were set to be let March 10th.

ADJOURNMENT

There being no further business, Councilmember Insell moved that the meeting be adjourned. Councilmember O'Neal seconded and all voted for.

RICK ELUMBAUGH, MAYOR

DENISE M. JOHNSTON, CITY CLERK