

**MINUTES OF COUNCIL**  
**MARCH 23, 2010**

The Batesville City Council met in regular session on March 23, at 5:30 PM at the Municipal Building. Mayor Elumbaugh called the meeting to order. Councilmember Insell gave the invocation. Upon roll call, the following councilmembers answered present; Tommy Bryant, Margaret Henley, Davy Insell, Fred Krug, Douglas Matthews, Matt McDonald, Richard O'Neal and David Shetron. Also present were the City Clerk and the City Attorney. Councilmember Insell moved to approve the minutes from the previous meeting. Councilmember O'Neal seconded and all voted for.

Councilmember O'Neal moved to approve the prepared agenda. Councilmember Insell seconded and all voted for.

**CITIZENS COMMENTS**

None

**UNFINISHED BUSINESS**

None

**NEW BUSINESS**

**A) SANITATION DEPARTMENT REPORT FROM SUPERVISOR MARTY THOMPSON**

Sanitation Supervisor Mr. Marty Thompson addressed the council with an update for the Sanitation Department. Mr. Thompson said we recently received the new front loader sanitation truck and the new chipper truck and both are doing great. He said we had several items he was going to sell on GovDeals. He is currently working on another recycling grant to hopefully help buy another chipper truck next year. Mr. Thompson said he got word from the Highway Department that they were going to upgrade our downtown stoplights all to LED lights.

**B) CONSIDER ACCEPTANCE OF BIDS FOR INDEPENDENT AUDIT**

Mr. Stephen Davis with Davis Business Planning addressed the council and gave them a step by step process that the city went through to acquire bids and finally choose an independent audit firm. The City received 9 bids and narrowed the field down to four which were all interviewed. A committee comprised of Mr. Davis, City Engineer Damon Johnson and City Clerk Denise Johnston has recommended Frazer Frost Certified Public Accountants. Frazer Frost has offices in Little Rock and Fayetteville. Mr. Davis explained that Frazer Frost will perform an audit for the City for 2008 and for the City and Utilities for 2009. The 2010 through 2012 audits will be single audits and combined reports for both entities. The total cost for all five years \$109,700.

Councilmember McDonald moved to accept the recommendation for Frazer Frost to perform the 2008 through 2012 audits for the City. Councilmember Krug seconded and all voted for.

**C) CONSIDER AN ORDINANCE TO WAIVE COMPETITIVE BIDDING FOR A MINI-EXCAVATOR FOR THE UTILITIES DEPARTMENT**

Councilmember Bryant introduced an ordinance to waive competitive bidding on a mini-excavator for the Utilities Department. Councilmember Bryant moved to suspend the rules and read the ordinance by title only. Councilmember Insell seconded and the roll call count was 8 for and 0 against. City Attorney Stalker read the ordinance by title only. City Engineer Damon Johnson said this is the same piece of equipment that they discussed at the last meeting. He said at the time, knowing that the excavator is a 2007 model he was thinking that it was used equipment and did not have to be bid out, but later realized the equipment has never been sold therefore is considered new. Councilmember Insell moved to further suspend the rules and waive the second and third readings. Councilmember McDonald seconded and the roll call count was 8 for

and 0 against. Councilmember Matthews moved to adopt the ordinance and councilmember O'Neal seconded. The roll call count was 8 for and 0 against. The ordinance was given #2010-03-05. Mr. Stalker read the emergency clause and Councilmember Bryant moved to adopt. Councilmember Matthews seconded and the roll call count was 8 for and 0 against.

#### **D) ENGINEER'S REPORT**

City Engineer Damon Johnson addressed the council with the city engineer's report. Mr. Johnson said the flood levee inspection was going to cost an additional \$2,500 to do some additional testing. The roofing crew for the Municipal Building has started and weather permitting should be finished by the end of the week. He gave an update on construction projects and said the tunnel project was underway and was about 28 feet deep. He said they will go 40 feet deep then turn and go about 1700 feet. Mr. Johnson said he would have pictures for the council soon. He also told the council that it looked like the Wastewater Treatment Plant would not make permit for the month of March.

#### **E) EXECUTIVE SESSION**

Councilmember O'Neal moved to go into executive session and Councilmember Bryant seconded. All voted for.

Upon returning from executive session, Councilmember Matthews moved to appoint Mr. Cord Davidson to the Public Facilities Board. Councilmember Shetron seconded and all voted for. Mr. Davidson's term will expire 11/10/2014.

#### **F) REVIEW FINANCIALS**

The council was given a copy of the February, 2010 financials for review. After a discussion, the council set a budget meeting after the next council meeting on April 13.

### **MAYOR COMMENTS**

Mayor Elumbaugh reminded everyone that they should have already received their 2010 census in the mail. He urged everyone to complete their census and mail it back in a timely manner. The Mayor said the grant that we applied for to help in the cost to move the dispatch department was not approved, but he did say there were enough funds in the CMRS fund and he would like the council's approval to start the work. The council agreed to start the construction to relocate the Dispatch Department.

The Mayor announced that there will be a vacancy on the Parks Commission. He encouraged anyone interested in serving on the Parks Commission should contact City Hall. The vacancy is a City position.

### **LIAISON REPORTS**

None

### **COUNCIL COMMENTS**

Councilmember Henley said her church was looking to do a community project on April 24<sup>th</sup> and asked the public to notify her with any suggestions.

### **ADJOURNMENT**

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

**RICK ELUMBAUGH, MAYOR**

**DENISE M. JOHNSTON, CITY CLERK**