

**GENTRY CITY COUNCIL AGENDA**

**MONDAY, DECEMBER 5, 2022**

Meeting Called to Order  
Invocation  
Roll Call  
Review of Minutes: November 7, 2022 Regular Council Meeting

**COMMUNITY COMMENTS**

1. Public Comment (Item(s) Not on Presented Agenda)
2. Main Street Gentry Chamber of Commerce – Janie Parks
3. Gentry Public Schools – Terrie DePaola

**UNFINISHED BUSINESS**

1. Water Storage Facility Update
  - a. Arkansas Dept of Agriculture ARPA Grant
2. Wastewater Master Plan Update
  - a. Arkansas Dept of Agriculture ARPA Grant
3. Ambulance Service Update
4. Safety/Street Committee Recommendations Update
  - a. Stop Signs along N. Otis Ave.
  - b. Pioneer Ln. Improvements
5. CDBG Grant Update (West Main St. Drainage Project Bid Tabulation)
6. 2023 Budget Resolution

**NEW BUSINESS**

1. Police Dept. Vehicle Purchase Resolution
2. Elected Official & Planning Commission Salary Ordinance w/ Emergency
3. City Clerk Announcement

Any items that may arise after the publication of this Agenda must be voted on, to be heard, by the majority of the City Council.

**ANNOUNCEMENTS**

- Planning Commission Meeting, December 15, 2022 @ 7pm
- Water Board Training

	<u>2020</u>	<u>2021</u>	<u>2022</u>
City Sales & Use	\$117,919.64	\$152,028.71	\$33,987.36
County Tax	\$82,181.98	\$80,128.75	\$75,269.73



1. **Main Street Gentry Chamber of Commerce – Janie Parks** presented her monthly report to the council which included: The Veteran’s Day Ceremony to be held Friday, November 11, 2022 at 10:45 a.m. at the Gentry Police Department. The Christmas parade is scheduled for December 10, 2022 at 6:30 p.m. and the Gentry Chamber of Commerce Quilt Show will be January 13th - 20th, 2023 in the McKee Room of the Gentry Public Library.

Janie also mentioned that this year’s trick or treat on Main Street was another success, having 1,140 children this year. She also expressed her gratitude to all of the city workers for replacing the flags along Main Street prior to Veteran’s Day.

2. **Gentry Public Schools-** Terrie DePaola was unavailable as she was at this evening's Honor Society Induction. Jason Barrett announced the High School football team is headed to the State playoffs at River Crest High School in Wilson, AR and, schools will be closed the week of Thanksgiving, November 21st -25th for break.

**UNFINISHED BUSINESS:**

- 1) **Water Storage Facility Update:** Larry Gregory with Garver stated site issues were still being addressed and progressing. He also announced that though the contest wasn’t won for tank of the year, Gentry’s water tank placed 5th in the nation in the contest. Mr. Gregory also said the Arkansas Department of Agriculture ARPA Grant deadline was last Friday and that the Y City Rd. project had been submitted for consideration.
- 2) **Wastewater Master Plan Update:** Larry said the progress continues. He stated the smoke test reports were in and there were some issues that would be addressed. He also mentioned a request for the Arkansas Department of Agriculture ARPA Grant, had been submitted for installation of a parallel sewer system.
- 3) **Ambulance Service Update: Agreement Approval Resolution:** A Resolution Authorizing the Mayor and Director of Finance to Enter into a Service Contract with Pafford Medical Services, Inc., was presented for review and consideration.

**Motion:** Barrett- to accept the resolution

**Second:** Page

**Roll Call:** Page-yes

Philpott-yes

Thorburn-yes

Williams-yes

Arnold-yes

Barrett-yes

Crawford-yes

Erskin-yes

**Motion passed.**

4) **Safety/Street Committee Recommendations:**

a. **Stop Signs along N. Otis Ave. Ordinance:** An Ordinance Establishing Stop Signs on North Otis Avenue at the Intersections with East Arkansas Street and East Crawford Street; and for Other Purposes, was presented for review and consideration.

**Motion:** Crawford- to suspend the rules and read by heading only

**Second:** Erskin

**Roll Call:** Philpott-yes      Thorburn-yes      Williams-yes      Arnold-yes  
                         Barrett-yes      Crawford-yes      Erskin-yes      Page-yes

**Motion passed.** City Attorney Joel Kurtz read by heading only

**Motion:** Crawford- to pass on three readings with a single vote

**Second:** Barrett

**Roll Call:** Philpott-yes      Thorburn-yes      Williams-yes      Arnold-yes  
                         Barrett-yes      Crawford-yes      Erskin-yes      Page-yes

**Motion passed.**

b. **Speed Limit Designation along Pioneer Ln. Ordinance:** An Ordinance Establishing a 25-Mile-Per-Hour Speed Limit on Pioneer Lane; and for Other Purposes, was presented for review and consideration.

**Motion:** Erskin- to suspend the rules and read by heading only

**Second:** Williams

**Roll Call:** Thorburn-yes      Williams-yes      Arnold-yes      Barrett-yes  
                         Crawford-yes      Erskin-yes      Page-yes      Philpott-yes

**Motion passed.** City Attorney Joel Kurtz read by heading only

**Motion:** Arnold- to pass on three readings with a single vote

**Second:** Williams

**Roll Call:** Thorburn-yes      Williams-yes      Arnold-yes      Barrett-yes  
                         Crawford-yes      Erskin-yes      Page-yes      Philpott-yes

**Motion passed.**

5) **CDBG Grant Update (West Main Street Drainage Project):** Mayor Johnston stated closing for bids will be at 2:00 p.m. November 15, 2022. Mayor Johnston will bring this matter back to council in December with updates.

6) **Water Advisory Committee:** Mayor Johnston reminded council members the deadline To complete the required training is the end of December.

**NEW BUSINESS:**

1. **Rezone Ordinance/SVM22 Homes, LLC:** An Ordinance Amending Appendix B of the City of Gentry Municipal Code Regarding Zoning of Certain Lands Owned by SVM22 Homes, LLC, and Located within the City; and for Other Purposes, was presented for review and consideration; having been approved by planning and zoning commission.

**Motion:** Williams- to suspend the rules and read by heading only

**Second:** Thorburn

**Roll Call:** Erskin-yes            Page-yes            Philpott-yes            Thorburn-yes  
                 Williams-yes            Arnold-yes            Barrett-yes            Crawford-yes

**Motion passed.** City Attorney Joel Kurtz read by heading only

**Motion:** Williams- to pass on three readings with a single vote

**Second:** Philpott

**Roll Call:** Erskin-yes            Page-yes            Philpott-yes            Thorburn-yes  
                 Williams-yes            Arnold-yes            Barrett-yes            Crawford-yes

**Motion passed.**

2. **Rezone Ordinance/ Munoz:** An Ordinance Amending Appendix B of the City of Gentry Municipal Code Regarding Zoning of Certain Lands Owned by Jose Manuel and Ruth Noemi Munoz, and Located within the City; and for Other Purposes, was presented for review and consideration; having been approved by planning and zoning commission:

**Motion:** Crawford- to suspend the rules and read by heading only

**Second:** Page

**Roll Call:** Crawford-yes            Erskin-yes            Page-yes            Philpott-yes  
                 Thorburn-yes            Williams-yes            Arnold-yes            Barrett-yes

**Motion passed.** City Attorney Joel Kurtz read by heading only

**Motion:** Crawford- to pass on three readings with a single vote

**Second:** Philpott

**Roll Call:** Crawford-yes            Erskin-yes            Page-yes            Philpott-yes  
                 Thorburn-yes            Williams-yes            Arnold-yes            Barrett-yes

**Motion passed.**

3. **Door to Door Sales:** After lengthy discussion and insight and advice from City Attorney Joel Kurtz, about what can and cannot be done with regard to door-to-door sales, as well as input from citizen Sam Katz, it was decided this matter would be tabled.



**Attachment C**  
**Bid for Unit Price “Line-Item” Contract**

City of Gentry, Arkansas  
West Main Street Drainage Project  
West Main Street at Collins Avenue  
Grant # #790-09198-21 ACEDP Project Number

As bidder, DIAMOND C CONSTRUCTION (Insert name of corporation, partnership or individual), in accordance with your invitation for bids for the construction of the above-identified project, having examined all contract documents and the site of the proposed work, and being familiar with all of the conditions surrounding the construction of the proposed project including the availability of materials and labor, hereby proposes to furnish all labor, materials, and supplies, and to construct the project in accordance with the contract documents, within the time set forth therein, and at the prices as stated below. These prices are to cover all expenses incurred in performing the work required under the contract documents, of which this proposal is a part.

The bidder agrees to perform all work identified above for the following unit prices:

Item Number	Estimated Quantity	Description	Unit Price Each*	Total*
1.	1 L.S.	Bonds, Insurance, and Mobilization for Twenty eight thousand seven hundred fifty dollars and zero cents.	\$28,750.00	\$28,750.00
2.	1,495 L.F.	30” RCP Pipe complete in place for One hundred sixty one dollars and Fifty four cents.	\$161.54	\$241,502.30
3.	40 L.F.	24” HE RCP Pipe complete in place for Three hundred ten dollars and Fifty cents.	\$310.50	\$12,420.00
4.	2 EA.	4’ Concrete Curb Inlet complete in place for Seven thousand four hundred seventy five dollars and zero cents.	\$7,475.00	\$14,950.00
5.	6 EA.	4’ Concrete Junction Box complete in place for Seven thousand four hundred seventy five dollars and zero cents.	\$7,475.00	\$44,850.00

\* The unit prices and total price must be specified in both words and figures, e.g., \$100.00, one-hundred dollars. In case of discrepancy, the amount shown in words will govern.

Item Number	Estimated Quantity	Description	Unit Price Each*	Total*
6.	1 EA.	4' x 8' Concrete Junction Box complete in place for <u>Nine thousand two hundred</u> dollars and <u>zero</u> cents.	\$9,200.00	\$9,200.00
7.	1 EA.	4' x 9' Concrete Junction Box complete in place for <u>ten thousand nine hundred twenty five</u> dollars and <u>zero</u> cents.	\$10,925.00	\$10,925.00
8.	1 L.S.	Demolish existing grate inlet box complete for <u>Six thousand three hundred twenty five</u> dollars and <u>zero</u> cents.	\$6,325.00	\$6,325.00
9.	1 EA.	30" RCP Flared End Section (FES) complete in place for <u>Two thousand twelve</u> dollars and <u>Fifty</u> cents.	\$2,012.50	\$2,012.50
10.	3 EA.	Lower existing 6" water main complete for <u>Thirteen thousand four hundred sixteen</u> dollars and <u>Sixty seven</u> cents.	\$13,416.67	\$40,250.01
11.	1 EA.	Lower existing 2" water main complete for <u>Seven thousand four hundred seventy five</u> dollars and <u>zero</u> cents.	\$7,475.00	\$7,475.00
12.	1 EA.	Lower existing 1" water service complete for <u>Five thousand one hundred seventy five</u> dollars and <u>zero</u> cents.	\$5,175.00	\$5,175.00
13.	1 EA.	Lower existing 4" sanitary sewer service complete for <u>Five thousand seven hundred fifty</u> dollars and <u>zero</u> cents.	\$5,750.00	\$5,750.00
14.	1 L.S.	Pavement Repair complete in place for <u>Fifty one thousand seven hundred fifty</u> dollars and <u>zero</u> cents.	\$51,750.00	\$51,750.00
15.	1 L.S.	Topsoil, Seed and Straw complete in place for <u>Seven thousand four hundred seventy five</u> dollars and <u>zero</u> cents.	\$7,475.00	\$7,475.00
16.	1 L.S.	Erosion Control complete for <u>Five thousand seven hundred fifty</u> dollars and <u>zero</u> cents.	\$5,750.00	\$5,750.00







RESOLUTION NO. \_\_\_\_\_

CITY OF GENTRY, ARKANSAS

**A RESOLUTION ACCEPTING AND ADOPTING A BUDGET FOR THE CITY OF GENTRY FOR THE YEAR COMMENCING JANUARY 1, 2023, AND ENDING DECEMBER 31, 2023, AND APPROPRIATING MONEY FOR EACH AND EVERY ITEM OF EXPENDITURE THEREIN PROVIDED FOR, AND FOR OTHER PURPOSES.**

WHEREAS, the City Council of the City of Gentry has made a comprehensive study and review of the proposed budget; and

WHEREAS, it is the opinion of the City Council that the schedules and exhibits of financial information prepared and reviewed revealing anticipated revenues and expenditures for the calendar year appear to be as accurate as possible for budgetary purposes.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the City Council for the City of Gentry, Arkansas:

**Section 1.** This Resolution shall be known as the Budget Resolution for the City of Gentry, Arkansas, for the twelve (12) month period beginning January 1, 2023, and ending December 31, 2023, reflecting estimated revenues and expenditures as hereinafter set forth on the succeeding pages. All revenues herein are estimated and subject to change and all appropriations are calculated upon available revenues.

**Section 2.** The respective amounts of funds for each and every item of expenditure classification herein proposed in the budget for 2023 are hereby approved by the City of Gentry, Arkansas, and are hereby authorized and appropriated for the purposes set forth for the calendar year ending December 31, 2023.

**Section 3.**

**(a)** The Mayor or his duly authorized representative may approve for payment out of funds hereby appropriated for that purpose, or disapprove any bills, debts, or liabilities asserted as claims against the City;

**(b)** The maximum amount allowable under the laws of the State of Arkansas is hereby authorized for such expenditure, subject to any more restrictive Ordinance previously enacted. The payment or disapproval of any bills, debts, or liabilities exceeding the statutory amount as in effect from time to time shall require the confirmation of the governing body.

PASSED AND APPROVED this 5th day of December, 2022.

\_\_\_\_\_  
Kevin D. Johnston, Mayor

Attest:

\_\_\_\_\_  
Tonya Carney, Director of Finance

RESOLUTION NO. \_\_\_\_\_

CITY OF GENTRY, ARKANSAS

**A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF GENTRY TO EXECUTE PURCHASE AGREEMENTS TO PURCHASE TWO USED POLICE PATROL VEHICLES; AND FOR OTHER PURPOSES.**

WHEREAS, the City of Gentry is in need of two additional patrol vehicles;

WHEREAS, the City has located a 2014 Chevy Tahoe and a 2019 Dodge Charger (the "Vehicles") from Chicago Motors that are currently available for purchase at reasonable prices (draft bills of sale attached);

WHEREAS, sufficient funds to purchase the Vehicles are included in the 2023 Budget, but market conditions are such that it is not prudent to wait until January 2023 to purchase the Vehicles; and

WHEREAS, the competitive bidding is waived for used motor vehicles under Ark. Code Ann. § 14-58-104(11).

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Gentry, Arkansas:

Section 1. The Mayor or his designee is hereby authorized to execute purchase agreements with Chicago Motors for the purchase of the Vehicles in the amounts of \$16,995 for the 2014 Chevy Tahoe and \$18,995 for the 2019 Dodge Charger, together with ancillary taxes and fees.

Section 2. In the event one or both of the Vehicles are no longer available upon approval of this Resolution, the Mayor or his designee is authorized to purchase two similarly specced patrol cars from Chicago Motors, provided the aggregate purchase price for said vehicles does not exceed \$40,000.

PASSED and APPROVED this 5<sup>th</sup> day of December, 2022.

\_\_\_\_\_  
Kevin D. Johnston, Mayor

Attest:

\_\_\_\_\_  
Director of Finance



# Bill of Sale

CHICAGO MOTORS INC.  
2553 W. CHICAGO AVE.  
CHICAGO, IL 60622  
Office Phone: 773-235-6500  
sales@chicagomotors.com

**Bill of Sale Number:** 1221129732  
**Bill of Sale Date:** 11/29/2022  
**Payment Terms:** Due Prior to  
Delivery  
**Bill of Sale Amount:** 16,995.00

**Register & Title To**  
CITY OF GENTRY, AR  
101 WEST MAIN ST  
GENTRY, AR 72734  
Office Phone: 479-233-2233  
clay.stewart@cityofgentry.com

**Ship To**  
CITY OF GENTRY, AR  
628 EAST 3RD ST  
GENTRY, AR 72734  
Office Phone: 479-233-2233  
clay.stewart@cityofgentry.com

Item Name	Quantity	Unit Price	Total
R-7368 - 2014 Chevrolet Tahoe 2WD VIN: 1GNLC2E09ER179934 - MILEAGE: 68,788 - COLOR: BLACK	1.00	16,345.00	16,345.00
SHIPPING TO 72734	1.00	650.00	650.00

**Comments:**

**TERMS & CONDITIONS:**

1. Vehicles are sold AS-IS-WHERE-IS, with no implied warranty or guarantee.
2. Full Payment is due PRIOR to delivery.
3. If paying by Check, please make it payable to Chicago Motors Inc.
4. If paying by Check, please send it via UPS or FedEx to Chicago Motors Inc. 2553 W. Chicago Ave. Chicago, IL 60622

**Subtotal:** \$ 16,995.00

**Bill of Sale Amount** \$ 16,995.00

\_\_\_\_\_  
Customer Signature & Date

\_\_\_\_\_  
Seller Signature & Date



# Bill of Sale

CHICAGO MOTORS INC.  
2553 W. CHICAGO AVE.  
CHICAGO, IL 60622  
Office Phone: 773-235-6500  
sales@chicagomotors.com

**Bill of Sale Number:** 1221129731  
**Bill of Sale Date:** 11/29/2022  
**Payment Terms:** Due Prior to  
Delivery  
**Bill of Sale Amount:** 18,995.00

**Register & Title To**  
CITY OF GENTRY, AR  
101 WEST MAIN ST  
GENTRY, AR 72734  
Office Phone: 479-233-2233  
clay.stewart@cityofgentry.com

**Ship To**  
CITY OF GENTRY, AR  
628 EAST 3RD ST  
GENTRY, AR 72734  
Office Phone: 479-233-2233  
clay.stewart@cityofgentry.com

Item Name	Quantity	Unit Price	Total
R-8405 - 2019 Dodge Charger 3.6L V6 Police VIN: 2C3CDXAG2KH645080 - MILEAGE: 12,913 - COLOR: WHITE	1.00	18,345.00	18,345.00
SHIPPING TO 72734	1.00	650.00	650.00

**Comments:**  
TERMS & CONDITIONS:

**Subtotal:** \$ 18,995.00  
**Bill of Sale Amount** \$ 18,995.00

1. Vehicles are sold AS-IS-WHERE-IS, with no implied warranty or guarantee.
2. Full Payment is due PRIOR to delivery.
3. If paying by Check, please make it payable to Chicago Motors Inc.
4. If paying by Check, please send it via UPS or FedEx to Chicago Motors Inc. 2553 W. Chicago Ave. Chicago, IL 60622

\_\_\_\_\_  
Customer Signature & Date

\_\_\_\_\_  
Seller Signature & Date

Customer Name	Date	Number	Subtotal	Tax Total	Total	Balance
CITY OF GENTRY, AR	11/29/2022	I221129732	16,995.00	0.00	16,995.00	16,995.00
CITY OF GENTRY, AR	11/29/2022	I221129731	18,995.00	0.00	18,995.00	18,995.00
<b>Totals</b>			<b>35,990.00</b>	<b>0.00</b>	<b>35,990.00</b>	<b>35,990.00</b>

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE SETTING THE SALARIES OF THE ELECTED OFFICIALS AND PLANNING COMMISSION MEMBERS OF THE CITY OF GENTRY, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.**

WHEREAS, Arkansas law requires that the salaries of certain elected officials in cities of the first class be established by ordinance;

NOW, THEREFORE, be it ordained by the City Council for the City of Gentry, Arkansas:

Section 1. Effective January 1, 2023, the annual compensation for Gentry elected officials and Planning Commission members shall be as shown below:

<u>Position</u>	<u>Pay</u>
City Council Members	\$3,726.87 plus \$155.29 per special meeting attended
Planning Commission Members	\$271.75 per meeting attended plus \$135.88 per special meeting attended
Mayor	\$75,000
City Clerk	\$6,732.99
City Attorney	\$37,890.85 for City Prosecutor duties; \$150 per hour for City Attorney duties and criminal appeals

Section 2. All Ordinances or Resolutions in conflict with the provisions of this Ordinance are hereby repealed to the extent of said conflict.

Section 3. Emergency Clause. It is hereby declared that an emergency exists, and this ordinance being necessary for the immediate preservation of the health, safety, and welfare of the citizens of Gentry, Arkansas, shall be effective January 1, 2023.

PASSED AND APPROVED this 5th day of December 2022.

\_\_\_\_\_  
Kevin D. Johnston, Mayor

ATTEST:

\_\_\_\_\_  
Tonya Carney, Director of Finance

This publication was paid for by the City of Gentry clerk's office, in the amount of \$\_\_\_\_\_





**Jenny Trout**  
City Clerk

November 17, 2022

Dear Mayor Johnston, City Council Members, Planning and Zoning Commissioners and, citizens of the City of Gentry, Arkansas:

Thank you for allowing me the opportunity to serve as your city clerk for the last 4 years, it has been my privilege. That being said, my term ends at midnight, December 31, 2022, at which time I will resign my position.

Thank you for your understanding. I wish all of you the very best.

Sincerely,

Jenny Trout, City Clerk