

**MONDAY, MAY 6, 2019**

Meeting Called to Order  
Invocation  
Roll Call  
Review of Minutes: April 1, 2019 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 Senior Activity Center – Maxine Foster
4. Gentry Public Schools – Terrie Metz

**UNFINISHED BUSINESS**

1. Dawn Hill East Bridge Update
2. Park Master Plan Update
3. Water Storage Facility Update
4. Feral Cat Ordinance w/ Emergency Clause
5. Sign Ordinance
6. Clean-Up Event Report

**NEW BUSINESS**

1. Disposal of Property (Various Items)
2. General Fund Budget Amendment Resolution (Inspection Software)
- 3.

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, May 16, 2019 @ 7pm

	<u>2017</u>	<u>2018</u>	<u>2019</u>
City Sales & Use	\$45,471.19	\$54,054.24	\$56,740.97
County Tax	\$55,697.01	\$54,948.04	\$56,961.08

**CITY OF GENTRY  
REGULAR CITY COUNCIL MEETING  
MONDAY, APRIL 1, 2019**

The City Council of the City of Gentry, Arkansas, met in a regular session at the Council Chambers at 6:30 p.m. on April 1, 2019. Mayor Kevin Johnston called the meeting to order. City Attorney Joel Kurtz gave the invocation.

**COUNCIL MEMBERS ANSWERING ROLL CALL:**

Janice Arnold	Jason Barrett	Michael Crawford	Dan Erskin
Cindy Philpott	Kristi Reams	Jimmy Thorburn	Jason Williams

**Others in attendance:** City Clerk Jenny Trout, Fire Chief Vester Cripps, City Attorney Joel Kurtz, Mayor Kevin Johnston, Janie Parks, Maxine Foster, Donna Dennis, Charlie Wilmoth, Ray Arnold and others.

**REVIEW OF MINUTES: March 4 2019- Regular Council Meeting**

**Motion:** Janice Arnold- to approve minutes as presented

**Second:** Cindy Philpott

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

**Motion approved.**

**COMMUNITY COMMENTS**

- 1. Public Comment (Items Not on Presented Agenda)** No new comments
- 2. Main Street Gentry Chamber of Commerce – Janie Parks** presented the calendar of events including the Easter Egg Hunt; Fishing Derby and Freedom Fest 2019- which is set for Thursday, July 4 from 12:00-10:00p.m. in the City Park.
- 3. Gentry Senior Activity Center- Maxine Foster** Presented the March calendar of events including the Day of Giving which is to assist with providing meals to senior citizens. Everyone was encouraged to attend.
- 4. Gentry Public Schools –Terrie Metz** voiced her thanks to Fire Chief Vester Cripps for the “Stop the Bleed” training provided and mentioned ag sales.

**UNFINISHED BUSINESS**

- 1) Dawn Hill East Bridge Update:** Progress continues to move forward.
- 2) Park Master Plan Update –** Mayor Johnston stated we are still waiting on final numbers regarding phasing estimates and construction management options may be presented at a later date. Park Advisory and Park Committee meetings will be held soon.

- 3) **Water Storage Facility Update-** Mayor Johnston stated the easement has been secured regarding the 36” main line for Phase 1 which will supply water to the new water tower. Everything appears to be in order for review of funding requests.
- 4) **Walton Family Foundation Tree Grant:** Regarding additional funds remaining from the tree grant, a Community Christmas tree was purchased and has been planted in the City Park. The remaining funds will be used to purchase a few more trees to be planted throughout the City at a later date. It is possible we could receive a second grant in the fall.
- 5) **Sign Ordinance Update:** Meetings to discuss this issue will be set in the near future.
- 6) **Feral Cats:** Meetings to discuss this issue further will be set in the near future.

**NEW BUSINESS:**

- 1) **Records Destruction Affidavits:** A records list was presented to the Council for review and approval of destruction during the upcoming Earth Day shredding.

**Motion:** Jason Barrett- to accept the list as presented and proceed with destruction of said items.

**Second:** Kristi Reams

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

**Motion approved.**

- 2) **Disposal of Equipment and/or Materials:** Mayor Johnston stated suggestions would be welcomed regarding better ways of disposing of these materials. He will be researching and gathering additional information to be presented to the Council at a future date. Fire Chief Vester Cripps did comment that fire hydrants are not to be included in the disposal.

- 3) **Conflict of Interest Policy Resolution:** Mayor Johnston stated that from time to time the City is required to have such a resolution in place. The resolution was presented to the Council along with time to review.

**Motion:** Janice Arnold- to accept the Resolution as presented

**Second:** Michael Crawford

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

**Motion approved.**

**ANNOUNCEMENTS AND COMMENTS**

\* City wide beautification event is set for April 6<sup>th</sup> & 7<sup>th</sup> from 8:00a.m. to 4:00p.m.

\* Curbside Limb Pick Up, Beginning Week of April 8, 2019

\* Curbside Bagged Yard Waste, April 10, 2019

\* Planning Commission Meeting, April 18, 2019 @ 7:00p.m.

\* Earth Day Shred Event, April 22, 2019, 12-4pm @ Grand Savings Bank

**There being no other new business the Mayor entertained a motion to adjourn.**

**Motion:** Barrett- to adjourn this meeting

**Second:** Crawford

**All in favor. None opposed.**

**Meeting adjourned.**

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**CITY CLERK:  
JENNY TROUT**

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**MAYOR: KEVIN JOHNSTON  
CITY OF GENTRY**

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

**AN ORDINANCE AMENDING THE GENTRY MUNICIPAL CODE  
TO PROHIBIT THE FEEDING OF FERAL CATS WITHIN CITY LIMITS;  
REPEALING ALL ORDINANCES IN CONFLICT; DECLARING AN EMERGENCY;  
AND FOR OTHER PURPOSES.**

WHEREAS, the City of Gentry finds that there is an overabundant population of feral cats within the City; and

WHEREAS, the feeding of feral cats within the City increases the population of said cats, thereby increasing the likelihood of harm to birds and other wildlife, damage to personal property, and spread of disease; and decreasing the general aesthetic appeal of the City; and

WHEREAS, the City finds that discouraging and prohibiting the feeding of feral cats is in the best interest of the health, safety, and welfare of the community;

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

**Section 1**

Chapter 6.12 of the Gentry Municipal Code as it currently exists is hereby amended by creating sections 6.12.06 through 6.12.09, to read as follows:

6.12.06 Definitions.

For the purposes of this Chapter:

“**Cat**” means a domestic animal of the species *Felis catus*

“**Feed**” means to intentionally make food available for animal consumption, such as by placing it on or near the ground within reach of said animal.

“**Feral cat**” means a free-roaming cat that is not owned.

6.12.07 Feeding of feral cats prohibited.

Except as provided in Section 6.12.7, no person shall feed feral cats within the city limits of the City of Gentry.

6.12.08 Exceptions; Affirmative Defenses.

The prohibition in Section 6.12.07 does not apply to a City employee, veterinarian, or federal or state official who is acting pursuant to a lawfully authorized program to treat, manage, capture, trap, or remove animals.

It is an affirmative defense to prosecution under Section 6.12.07 if a person, in good faith, places food on residential property in which said person has a possessory

interest for the purpose of feeding domestic pets, livestock, birds, or squirrels, or for legitimate gardening or agricultural purposes.

6.12.09 Penalties

A person who violates Section 6.12.07 shall be guilty of a misdemeanor and subject to a fine of \$25. Each subsequent offense shall be punished by a fine of not less than \$50 nor more than \$500.

**Section 2**

All ordinances or parts thereof in conflict herewith are repealed to the extent of such conflict.

**Section 3**

**Emergency Clause.** Because the population of feral cats is increasing, along with the burden, nuisance, and health issues they create for the citizens of Gentry, an emergency is declared to exist. Accordingly, this ordinance, being immediately necessary for the preservation and protection of the public peace, health, safety and welfare of the City and its citizens, shall become effective on the date of its passage and approval by the Mayor.

PASSED and APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

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

ATTEST:

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

ORDINANCE \_\_\_\_\_

AN ORDINANCE AMENDING SECTION 14.04.09 OF THE  
GENTRY MUNICIPAL CODE REGARDING SIGNS  
AND FOR OTHER PURPOSES

WHEREAS, it has come to the attention of the City of Gentry that there is need to amend the Gentry Municipal Code by adopting a more comprehensive sign Ordinance.

NOW, therefore, be it ordained by the City Council of the City of Gentry, Arkansas;

**Section 14.04.09. Signs.**

1. **Intent and purpose.** The City Council of the City of Gentry recognizes the valid use of signs for advertising and identifying locations within the community. The city council also recognizes that unrestricted use of signs can create visual pollution, traffic hazards and general disarray of the community, and for these reasons feels it necessary to limit the use of signs within Gentry. The intent and purpose of this section is to provide for the use of signs in a way that will accommodate the use while at the same time protect the public interest and the community.

2. **Definitions.**

*Applicant* means any person or entity submitting an application for a sign permit.

*Area identification/subdivision sign* means a sign only identifying, without other message, a common area containing a group of structures, or a single structure on a minimum site of three acres, typically consisting of a residential subdivision, apartment complex, industrial park, mobile home park, or shopping center, located at the entrance or entrances of the area.

*Awning* means a frame mounted on a permanent structure with a covering of material that serves as a shelter, as over a storefront, window, door, or deck. For the purposes of this chapter, awnings with signage shall be treated as wall or projecting signs (depending on placement).

*Banner* means any sign printed or displayed upon cloth or other flexible material, without frames.

*Beacon* means a structure-mounted stationary or revolving light which flashes or projects illumination, single color or multicolored, in any manner which is intended to attract or divert attention; except, however, this term is not intended to include any kind of lighting device which is required or necessary under the safety regulations described by the Federal Aviation Agency or similar agencies.

*Billboard* means a surface 150 square feet or larger, on which advertisements or notices are displayed.

*Building construction sign* means a sign that identifies the general contractor and the on-site project name only, without other message.

*Bulletin board/changeable copy sign* means any sign having changeable copy and used only to give public notice of varying events which are held on the premises.

*City* means the City of Gentry, its city mayor, and the mayor's designees.

*Highway* means any state or federal numbered highway.

*Directional sign* means a sign of a noncommercial nature which, without other message, directs the reader to the location of public or educational institutions, or to the location of historical structures or areas open to the public, or to the location of public parks or buildings.

*Display surface area/sign face area* means the net geometric area of the sign plane; provided, display surface area shall not include the structural supports and only one face of a double-faced sign shall be considered in determining the display surface area.

*District or zoning district* means the zoning districts of the city as shown by the zoning map.

*Electronic message board/LED sign* means any sign that uses changing lights, LEDs, or pixels, to form a sign message or image.

*Erect* means to build, construct, attach, hang, place, suspend, or affix, and shall also include the painting of wall signs.

*Flag* means a piece of flexible material usually attached at one edge to a staff or cord.

*Flashing sign* means an illuminated sign in use with light source that is intermittent, or flashing, or otherwise varying in projected color or intensity.

*Freestanding sign* means a sign which is attached to or a part of a completely self-supporting structure affixed to the ground.

*Illuminated sign* means any sign which has characters, letters, figures, designs or outline illuminated by electric lights or luminous tubes as a part of the sign design or use.

*Illumination, direct* means illumination which is so arranged that the light is directed into the eyes of the viewer from the light source.

*Illumination, indirect* means illumination so arranged that the light is reflected from the sign to the eyes of the viewer.



## **DIRECT ILLUMINATION**



## **INDIRECT ILLUMINATION**



*Inflatable sign* means any sign that is either expanded or supported by gasses contained within the sign, or sign parts, at a pressure greater than atmospheric pressure.

*Joint identification sign* means a sign which, without other message, provides only common or collective identification for a group of persons or businesses operating on the same or adjacent lot(s) (e.g., shopping center, or business complex, etc.).

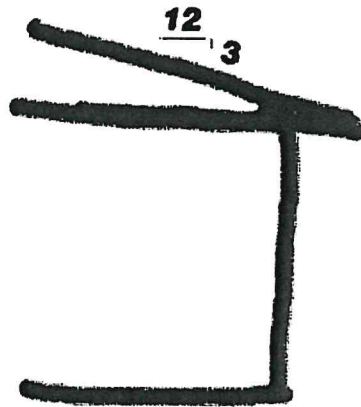
*Logo* means a graphic representation or symbol of a business or company name, trademark, or abbreviation.

*Lot* means a parcel of land, whether described by metes and bounds or as a platted lot.

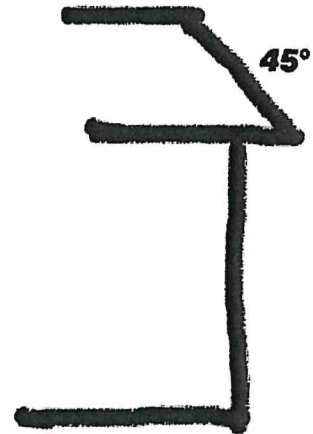
*Mall* means any concentration of retail stores and/or services establishments which share customer parking areas and are located within an enclosure having public walkways whereby a customer in one store or establishment may walk to another store or establishment without leaving the enclosure.

*Mansard roof* means any roof that has an angle greater than 45 degrees and which derives part of its support from the building wall and is attached to (but not necessarily a part of) a low slope roof and which extends along the full length of the front wall. For purposes of this chapter, a low slope roof shall mean any roof with a pitch less than three inches rise per 12 inches horizontal.

### **LOW SLOPE ROOF**



### **MANSARD ROOF**



*Monument sign* means a freestanding sign that is permanently affixed to the ground and does not utilize a pole or support structure.

*Nonconforming sign* means a sign existing at the effective date of the provisions of this chapter which could not be built under those terms.

*Parking informational sign* means a wall sign or a freestanding sign indicating, without other message, only the location of a motor vehicle parking lot, or designating the persons authorized to park in said lot.

*Person* means any person, firm, partnership, association, corporation, organization, or other legal entity of any kind.

*Platform sign* means a single or double-face portable sign attached to a supporting base placed on the ground surface.

*Portable swinger 'A' frame attraction sign* means a single or double face sign, which is temporary in nature. The sign may (without limitation) be constructed in a frame, or mounted on wheels, or held by a person to attract attention of the viewer, are easily movable, and are not permanently attached at any location.

*Projecting sign* means any sign affixed at an angle or perpendicular to the wall of any building.

*Property line* means the boundary of a property, and shall be deemed to abut the right-of-way on any street frontage.

*Public notice signs* mean a sign required or erected by a governmental agency for the purpose of informing the general public of a public hearing or information; or a sign (not exceeding 300 sq. in.) that identifies a non-for-profit civic organization.

*Real estate sign* means a temporary sign which, without other message, advises the public of the availability of, and contact information for, the sale or lease of the property where the sign is located.

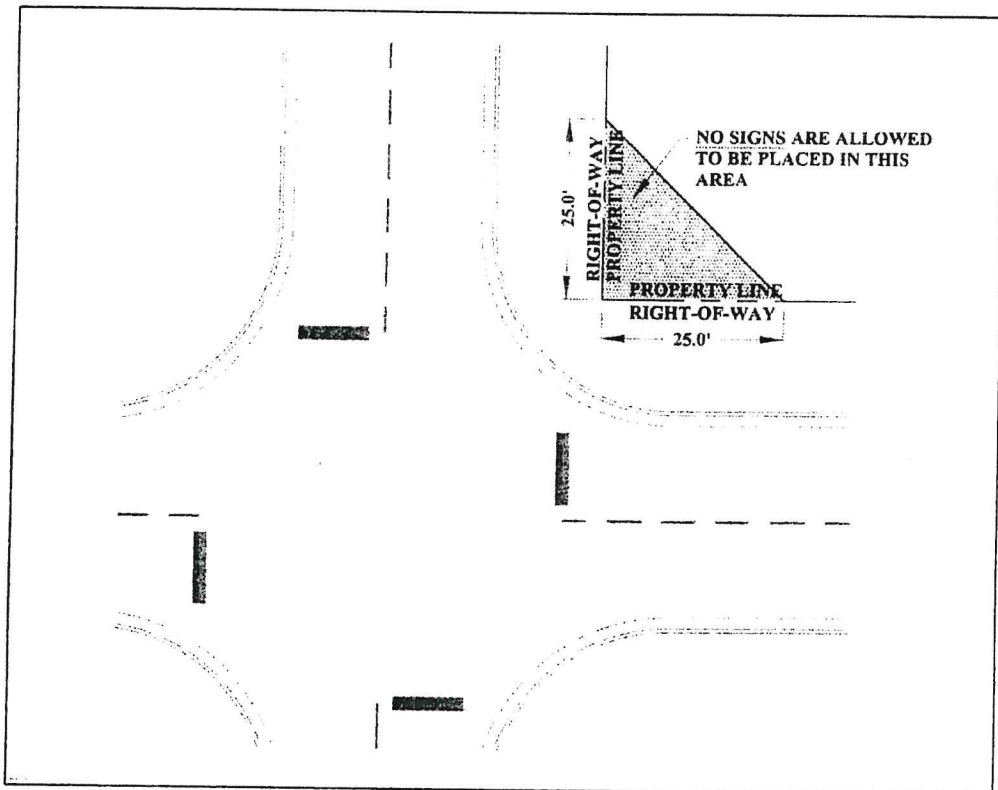
*Roof sign* means any sign erected, constructed or maintained on the roof structure or parapet wall of any building.

*Shopping center* means any combination of two or more retail stores and/or service establishments, which share any customer parking area,

regardless of whether the businesses occupy separate structures or are under separate ownership.

*Sign (signage)* means any device visible from the exterior of a structure where it's essential purpose and design is to convey to the general public either commercial or noncommercial messages by means of graphical presentation of alphabetic or pictorial symbols or representations. For the purpose of determining number of signs, a sign shall be considered to be a single display surface or display device containing elements organized, related, and composed to form a unit. Where matter is displayed in a random manner, without organized relationship to elements, or where there is a reasonable doubt as to the relationship of elements, each element shall be considered to be a single sign.

*Sight distance triangle* means a triangular area at the corner between any two intersecting streets, where: (1) the apex of the triangle is the point of intersection of the two rights-of-way; and (2) the legs of the triangle extend 25 feet from the apex along each of the two rights-of-way; and (3) the hypotenuse joins the ends of the triangle legs. Signs are generally not allowed in this area – although placement may be allowed on a building if the building itself is within the sight distance triangle.



*Sign owner* means any one or combination of the following: (a) the owner of the real property upon which the sign is located, (b) the owner of the

sign structure, and (c) any lessee or other person that, for consideration, is benefited by the sign.

*Sign setback* means the measurement required from the property line to the sign structure.

*Temporary sign* means a sign typically displayed for a short period of time, not permanently attached to any structure, motor vehicle, or the ground; and including (without limitation) a display, informational sign, banner, or other advertising device, and decorative displays for holidays or public demonstrations.

*Wall sign* means any sign affixed parallel to the wall or printed on the wall of any building in such a manner as to read parallel to the wall on which it is mounted, and shall include any sign display surface that is affixed flat against the sloping surface of a mansard roof, and any sign that is affixed to the face of a building marquee, building awning, or a building canopy.

*Wind-assisted sign* means any flag, pennant, or sign consisting of a balloon, spinner, or blimp.

### **3. Sign illumination.**

Direct illumination shall be restricted to lightbulbs rated according to the sign manufacturer's specifications. Signs shall not be erected or illuminated in such a manner as to obscure or otherwise interfere with an official traffic sign, signal or device, or to obstruct or otherwise interfere with the driver's view of approaching, merging or intersecting traffic.

### **4. Spot lights and beacons prohibited; electronic signs.**

(a) *Spot lights and beacons.* It shall be unlawful for any person to operate or erect any attraction device or sign which contains a beacon of any type and/or contains a spot light providing direct illumination to the public.

(b) *Electronic message boards.* "Electronic message board" shall include any sign or structure which provides for text or background color changes, or the illusion of action, motion, or movement, through illumination via sequencing bulbs, light emitting diodes or other electronic means.

An electronic message display board that is readily visible to drivers of vehicles on any public way must have characters not less than 4" in height, and must not constitute a safety hazard by distraction of drivers.

Blinking, flashing or pulsing illumination, or display of continuously moving pictures via electronic message boards shall not be allowed; provided, however, that the following shall not be deemed a violation of this section:

- Displays of vertically or horizontally scrolling text.
- Variation of background luminescent intensity or color at intervals of greater than once per second.

Nighttime displays shall be dimmed to one-half or less of the daytime display wattage.

Electronic message boards shall not be permitted within 200 feet of any residence.

No more than one electronic message board with two sides shall be permitted per lot of record.

(c) *Warning and official signs, lights and beacons.* Nothing in this section shall be construed to prohibit any flashing or alternating signs, beacons, warning signals or similar devices required by the Federal Aviation Administration, Department of Transportation, or other governmental entity.

**5. Portable swinger or temporary attraction sign boards; banners.**

(a) *Portable signs.* It shall be unlawful for any person to display or erect any portable swinger, "A" frame, sandwich or temporary attraction sign board in the city, except within the downtown on Main Street, between the Gentry Boulevard and Collins Avenue. Permitted signs shall be limited to no more than six square feet, weighted in order to prevent errant movement, and positioned in order to not unduly interfere with pedestrian accessibility.

(b) *Banners.* Persons may display no more than three banners, for up to 45 consecutive days. The banner:

- (1) Must not obstruct line of sight distances;
- (2) Must not exceed 100 square feet; and
- (3) Must be installed securely according to manufacturer's specifications.

**6. Certain signs prohibited or restricted.**

(a) *Revolving, rotating, or moving signs.* It shall be unlawful for any person to erect or to continue using any sign the exterior of which revolves, rotates or otherwise moves, in whole or in part.

(b) *Temporary freestanding signs.* Except where permit-exempted, it shall be unlawful for any person to display or erect any temporary freestanding sign in the city.

(c) *Wind-assisted signs.* It shall be unlawful for any person to display or erect any wind-assisted signs in agricultural, commercial, and industrial districts. This provision shall have no application to permitted flags.

(d) *Joint identification signs.* Joint identification signs shall be limited to business name(s), and shall carry no other advertising matter.

**7. Roof signs.**

Roof signs shall be permitted on mansard roofs, but shall not otherwise be permitted except by resolution of the board of adjustment. The board of adjustment may grant a variance for a non-mansard roof sign only where the applicant demonstrates unusual practical difficulties in utilizing a wall sign. The sign variance must be in keeping with the spirit and intent of this chapter.

**8. Use of a vehicle as sign.**

It shall be unlawful to use a stationary vehicle or trailer as a sign or sign structure. Logos on operational vehicles are excluded from this prohibition. Signs may not be placed:

- (1) On inoperable vehicles; or
- (2) To project vertically on the horizontal roof surface of a nonoperating vehicle.

**9. Freestanding signs.**

It shall be unlawful to erect any freestanding sign of total height greater than the height limitation of the zoning district in which the sign is located. Freestanding sign setback must be measured from the property line to the closest edge of the sign or sign structure. Each freestanding sign must be setback 25 feet from the side property line. Freestanding signs must be located a minimum of twenty feet from all fire hydrants and power lines. Freestanding bulletin boards shall be set back a minimum of ten feet from street right-of-way. Any bulletin board having a display surface area in excess of 16 square feet shall be set back from street right-of-way an additional one foot for each two square feet of display surface area in excess of 16 square feet.

A. Signs are permitted within zoning districts as follows:

(1) All districts.

- a. Those signs excluded from the definition of signs in this Ordinance; and
- b. Any sign used in conjunction with or necessary for the provisions of a public facility.

(2) R-1, R-2, R-3, R-4 and R-E districts.

- a. Real estate and building construction signs not to exceed 32 square feet and ten feet in height; and
- b. Subdivision name signs when used as an architectural or landscape feature of the subdivision.

(3) *C-1 and C-2 districts.*

- (1) Real estate and building construction signs not to exceed 32 square feet and ten feet in height;
- (2) Business signs attached to and within two feet of any wall housing the business. Such signs shall not protrude above the roofline or more than 12 inches beyond any wall surface (unless on a mansard roof, in which case the sign shall not extend above the highest part of the roofline);
- (3) One freestanding onsite sign not to exceed 150 square feet and the height limitations of the district in which it is located;
- (4) Signs, murals and other painted building surfaces shall be allowed in this district; and
- (5) Temporary signs (including wind assisted or inflatable signs or objects).

Such signs shall not obstruct [the] vision of incoming or outgoing traffic.

(4) *I District.*

- (1) Real estate and building construction signs not to exceed 32 square feet and ten feet in height;
- (2) Business signs attached to and within two feet of any wall housing the business. Such signs shall not protrude above the roofline or more than 12 inches beyond any wall surface; and
- (3) One freestanding onsite sign not to exceed 150 square feet and the height limitations of the district in which it is located.

(5) *A-1 District.*

1. Only one freestanding sign shall be permitted on a lot or at a business operating on two or more adjoining lots.
2. Display surface area shall not exceed 16 square feet.
3. Sign may be illuminated by indirect illumination only.
4. Sign shall be set back 25 feet from existing street right-of-way and 25 feet from any R or R-O District and a minimum of 25 feet from adjoining property.  
Such signs shall not obstruct [the] vision of incoming or outgoing traffic.

**10. Exemptions.**

Exemptions shall not be construed as relieving the sign owner from the responsibility of complying with all other provisions of the section. The exemptions shall apply to the requirement for sign permit only, and no sign permit shall be required for the erection of the following signs:

- (1) *Professional nameplates.* Professional nameplates erected flat on walls of building and not exceeding four square feet of display surface area.
- (2) *Building construction signs.* One building construction sign on each construction-site in any zoning district provided that:  
Maximum display surface area shall be eight square feet or less in R Zoning District; 32 square feet or less in other zoning district.
- (3) *Real estate signs.* On a lot in any district, there may be erected one unanimated real estate sign; provided, when a lot is listed simultaneously with two real estate firms, one such sign per firm shall be permitted. Provided further, such signs shall be limited to wall signs, freestanding signs or platform signs; and freestanding signs or platform signs shall be set back a minimum of ten feet from the street right-of-way boundary. Real estate signs shall not be illuminated. The maximum display surface area for a real estate sign shall be as follows:  
A-1 District--32 square feet.  
R-1, R-2, R-3, R-E and R-0 District -- 8 square feet.  
C and I District--32 square feet.
- (4) *Public notice signs.*
- (5) *Memorial signs, name signs.* Memorial signs or tablets, names of buildings and date of erection when cut into any masonry surface or when constructed of bronze or other materials.

(6) *Temporary sign*. Limited to one and only allowed on-site in a residential district for a period not to exceed 45 days in a 12-month period.

(7) *Traffic signs, etc.* Traffic or other municipal signs, legal notices, railroad crossing signs, danger, and such temporary, emergency or public safety signs as may be approved by the City Council.

(8) *Posting bills, repainting signs*. Posting of bills on signs, repainting of signs, or the changing of letters or numbers on signs designed for changeable lettering or numbering which were legally erected and maintained for such purposes.

(9) *Election campaign signs*. Election campaign signs are permitted to be placed on private property in any district, subject to the following conditions: the sign shall be removed within 15 days following the final election to which it applies; the owner of the property on which said sign is placed shall be responsible for its removal.

(10) *Time and temperature displays*. Time and temperature displays without advertising matter, providing all clearances prescribed herein for signs similarly located are maintained.

(11) *Banners*. Banners shall be exempted when used in conjunction with public and private events as follows:

a. *Election campaigns*. Election campaign banners when said banners are to be removed within 15 days following the election to which the banner applies.

b. *Public events*. Public event banners shall be removed within 15 days following the event to which the banner applies.

c. *Private sales events*. Banners placed on private property for advertising a special sales event must be removed 72 hours after the sales event.

(12) *Flags*. Up to five (5) different flags containing a commercial message or representing a company name or logo, may be posted per lot as follows:

a. Standard flag sizes (2 x 3 feet, 3 x 5 feet, 4 x 6 feet, 5 x 8 feet, and 6 x 10 feet).

b. The total area of all flags may not exceed 200 square feet.

c. Flags not containing a commercial message are exempt from regulation.

(13) *Accessibility signs*. Signs identifying facilities accessible to people with disabilities which comply with federal law regarding character proportion, color contrast, raised or indented characters or symbols, and mounting location and height.

PASSED and APPROVED this \_\_\_ day of \_\_\_\_\_ 2011.

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

Attest:

\_\_\_\_\_  
JoEllen Martin, Clerk



14.04.03 Definitions For the purpose of this ordinance, certain terms and words are hereby defined; words used in the present tense shall include the future (and past tenses), words used in the singular number shall include the plural number, and the plural the singular; the word “building” shall include the word “structure;” and the word “lot” shall include the word “plot;” and the word “shall” is mandatory and not directory.

**Billboard** Any structure or portion thereof upon which signs or advertisements are used on an outdoor display. This definition does not include any bulletin boards used to display official court or public office notices, or signs advertising the sale or lease of the premises on which the sign is located.

**Sign** A sign is any structure or part thereof, or any device attached to, painted on, or represented on a building or other structure, upon which is displayed or included any letter, work, model, banner, flag, pennant, insignia, decoration, device, or representation used as, or which is in the nature of an announcement, direction, advertisement, or other attention directing device. The following shall not be included in the application of the regulations herein:

- A. Signs not exceeding one square foot in area in bearing only property numbers, post box number(s), names of occupants, or premises or other identification of premises not having commercial connotations;
- B. Flags and insignia of any government except when displayed in connection with commercial promotion;
- C. Legal notices, identification, informational or directional signs erected or required by governmental bodies;
- D. Integral decorative or architectural features of buildings, except letters, trademarks, moving parts, or moving lights;
- E. Signs directing and guiding traffic and parking on private property but bearing no advertising matter.

**Sign area** The area within a line including the outer extremities of all letters, figures, characters, and delineations, or within a line including the outer extremities of the framework or background of the sign, whichever line includes the larger area. The support for the sign background, whether it be columns, a pylon, or a building or part thereof, shall not be included in the sign area.

**Sign, off-site** A sign other than an on-site sign.

**Sign, on-site** A sign relating in its subject matter to the premises on which it is located, or to products, accommodations, services or erected by the outdoor advertising industry in the conduct of the outdoor advertising business.

#### 14.04.09 Signs

A. Intent and purpose The City Council of the city of Gentry recognizes the valid use of signs for advertising and identifying locations within the community. The City Council also recognizes that unrestricted use of signs can create visual pollution, traffic hazards and general disarray of the community, and for these reasons feels it necessary to limit the use of signs within Gentry. The intent

and purpose of this section is to provide for the use of signs in a way that will accommodate the use while at the same time protect the public interest and the community.

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B. Signs permitted within zoning districts

1. All districts

- a. Those signs excluded from the definition of signs in this ordinance,
- b. Any sign used in conjunction with or necessary for the provisions of a public facility.
- c. Any sign lawfully posted pursuant to the provisions of 7.28.05 of the city of Gentry Municipal Code (pertaining to garage sale signs). (Ord. No. 2011-679, Sec. 2.)

2. R-1, R-2 and F-3 districts

- a. Real estate and building construction signs not to exceed 32 sq. ft. and ten (10) feet in height, and
- b. Subdivision name signs when used as an architectural or landscape feature of the subdivision.

3. C-1 and C-2 districts

- a. Real estate and building construction signs not to exceed 32 sq. ft. and ten (10) feet in height, and
- b. Business signs attached to and within two (2) feet of any wall housing the business. Such signs shall not protrude above the roofline or beyond any wall surface, and
- c. One freestanding onsite sign not to exceed 100 sq. ft. and the height limitations of the district in which it is located. Such signs shall not obstruct the vision of incoming or outgoing traffic.

4. I District

- a. Real estate and building construction signs not to exceed 32 sq. ft. and ten (100 feet in height;
- b. Business signs attached to and within two (2) feet of any wall housing the business. Such signs shall not protrude above the roofline or beyond any wall surface, and
- c. One freestanding onsite sign not to exceed 150 sq. ft. and the height limitations of the district.

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Such signs shall not obstruct the vision of incoming or outgoing traffic.

(Ord. No. 308, Sec. IX.)

E. Home occupations

2. **Type A – Home Occupations, subject to initial administrative approval** In the event a proposed home occupation meets all of the following requirements, the permit will initially be approved by the City Clerk, Mayor or other city staff.

h. The home occupation has no more than one non-illuminated business identification sign mounted flush to the dwelling unit, not more than two square feet in area.

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## CHAPTER 7.28

### YARD SALES

7.28.05 Signs Any person conducting a yard sale, carport sale, garage sale, porch sale, patio sale or any similar properly permitted sale from a residence, may post a sign or signs advertising such sale on the day or days of such sale, on condition that any sign posted include the address of the sale, and otherwise comply with the following requirements and conditions:

A. Such sign(s) may be posted in the following locations on the day(s) of such sale:

1. One the premises of the sale;

2. On city of Gentry right-of-way property or on other city-owned property, except that such may not be placed or posted on any public building, vehicle, fence or other improvement, and/or

3. On other private property in the city, on condition that the person conducting such sale has written permission for placement of the sign on such private property.

B. Such sign(s) may not be posted:

1. On any state highway right-of-way;
2. On any public utility pole or street sign;
3. On any tree, shrub or other plant located in the right-of-way of any public road, street or highway.

71.1 S-1

C. The dimensions of any such sign shall not exceed six (6) square feet. Neither the sign nor its supporting post may be taller than 48" from the ground. Placement of any sign may be on a 2" x 2" stake, but shall not be accomplished by use of a "T" post. Placement of any such sign shall not be in such a manner to obstruct the view of any intersection.

D. Any posted garage sale sign shall include the name(s) of the person(s) holding the garage sale permit and shall reflect the street address of the sale.

E. Each garage sale sign shall be removed by the person holding such sale no later than midnight on the day of or the last day of such sale, whichever is later.

(Ord. No. 2011-679, Sec. 1.)

## CHAPTER 8.28 OBSTRUCTION OF VIEW

Sections:

8.28.01 Prohibition

8.28.02 Penalty

8.28.01 Prohibition It is hereby declared to be unlawful to construct, maintain, or permit to remain any sign, any fence, or structure or bushes or other plants, or any other object or thing of any nature whatsoever on any property within the city of Gentry, Arkansas, that obstructs the view, at a height more than three (3) feet above the level of the adjacent street pavement of any motorist traveling on the street or any motorist trying to enter the street. (Ord. No. 367, Sec. 1.)

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### ORDINANCE 16-742

#### AN ORDINANCE AMENDING SECTION 7.28.05 AND SECTION 14.04.09 OF THE GENTRY MUNICIPAL CODE REGARDING SIGNS AND FOR OTHER PURPOSES

WHEREAS, it has come to the attention of the City of Gentry that there is a need to amend the Gentry Municipal Code with respect to signs allowed within the City limits of the City of Gentry, Arkansas.

NOW, therefore, be it ordained by the City Council of the City of Gentry, Arkansas;

Section 1. **Gentry Code Section 7.28.05 is repealed.**

Section 2. **Gentry Code Section 14.04.09. Signs is amended by adding the following provisions.**

**C. No Discrimination against Non-Commercial Signs or Speech.** The owner of any sign which is otherwise allowed within the City of Gentry may substitute non-commercial copy in lieu of any other commercial or noncommercial copy. This substitution of copy may be made without any

additional approval or permitting. The purpose of this provision is to prevent any inadvertent favoring of commercial speech over non-commercial speech, or favoring of any, particular non-commercial message over any other noncommercial message. This provision shall prevail over any more specific provision to the contrary. This provision does not create a right to increase the total amount of signage on a parcel or to allow the substitution of an off-site commercial message in place of an on-site commercial message.

**D. Severability.** If any portion of the Gentry Municipal Code or any regulation contained therein is held to be invalid or unconstitutional by a court of competent jurisdiction, it is the City of Gentry's specific legislative intent that such provision or regulation is deemed severed from the City of Gentry's Municipal Code and such provision should in no way affect or diminish the validity of the remainder of the City Code or any other sign regulation set forth therein.

PASSED and APPROVED this 1st day of August 2016.

#### **ORDINANCE 16-746**

#### **AN ORDINANCE REGULATING CERTAIN SIGNS WITHIN THE CITY OF GENTRY, ARKANSAS AND FOR OTHER PURPOSES**

**WHEREAS**, it has come to the attention of the City of Gentry that there is need to amend the Gentry Municipal Code to regarding certain additional signs.

**NOW**, therefore, be it ordained by the City Council of the City of Gentry, Arkansas;

**1. Swinging Sign.** A hinged or swinging sign attached to a building; and installed on an arm, spar, mast frame or similar appendage.

**2. 90° Sign.** A sign installed on a building that is not "flat" against the building surface; but is turned at approximately 90° from the face of the building.

**3. Installation.** Swinging and 90° signs are allowed by right in all commercial and industrial zones, provided:

a. Such sign shall not exceed one per building unless:

i. when a building has multiple tenant or customer entrances – in which case such sign shall not exceed one per entrance); or

ii. when a building is on a corner with 2 streets fronting the building, a sign may be installed along each street.

b. Such signs shall not exceed eight (8) square feet in sign area;

c. There shall be not less than 80" of clearance from the bottom of a swinging sign or 8' from the bottom of a fixed 90° sign to the ground beneath the sign (whether concrete, asphalt, gravel, dirt, etc.); and

d. No swinging or 90° sign may extend over the street surface.

PASSED and APPROVED this 7th day of November 2016.

#### **ORDINANCE 17-756**

#### **AN ORDINANCE AMENDING PORTIONS OF SECTION 14.04.09 OF THE**

**CITY OF GENTRY MUNICIPAL CODE, DECLARING AND EMERGENCY  
AND FOR OTHER PURPOSES**

**WHEREAS**, it has come to the attention of the City of Gentry that there is need to amend the Gentry Municipal Code to allow certain additional signs.

**NOW**, therefore, be it ordained by the City Council of the City of Gentry, Arkansas:

*Section 1.* City Code Section 14.04.09 is amended to provide the following B.

1. All districts - Those signs excluded from the definition of signs in this ordinance:

a. Any sign used in conjunction with or necessary for the provisions of a public facility; a public or private school; or a church.

b. Any sign lawfully posted pursuant to the provisions of 7.28.05 of the city of Gentry Municipal Code (pertaining to garage sale signs).

4. A-1 districts

a. One freestanding onsite sign for an existing or allowed onsite business, not to exceed 100 square feet and the height limitations of the district in which it is located. Such signs shall not obstruct the vision of incoming or outgoing traffic.

*Section 2. Emergency.* This Ordinance is required to alleviate certain hardships regarding properties in need of signage. Accordingly, the immediate operation of the provisions of this Ordinance is therefore necessary and proper for the preservation of the peace, health, safety, and welfare of the residents of Gentry, Arkansas; and, therefore, an emergency is declared to exist, and this Ordinance shall be in full force and effect from and after its passage and approval.

PASSED and APPROVED this 6th day of March 2017.



DIGITAL FULL COLOR MULTIFUNCTIONAL  
SYSTEM

MX-2300N

RATING: 120V~ 60Hz 12A 1440W

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DP-410



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C11



MACHINE No.AHL3 290489  
CODE NO. NOVEMBER 2006

DC 5V  
DC 24V



This device complies with Part 15 of the FCC Rules. Operation is subject to the following two conditions:  
(1) This device may not cause harmful interference, and (2) this device must accept any interference received,  
including interference that may cause undesired operation.

This Class B digital apparatus complies with Canadian ICES-003.  
Cet appareil numérique de la classe B est conforme à la norme NMB-003 du Canada.

**Please see applicable installation instruction to install the unit.**

KYOCERA MITA Corporation 京セラ ミタ株式会社 MADE IN CHINA >PS<









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

**A RESOLUTION AMENDING THE CITY OF GENTRY'S 2019 BUDGET  
RESOLUTION TO APPROPRIATE FUNDS FOR CODE ENFORCEMENT  
SOFTWARE AND HARDWARE; AND FOR OTHER PURPOSES.**

WHEREAS, it has come to the attention of the City of Gentry that the City needs to modify its 2019 Budget by this Budget Amendment Resolution;

WHEREAS, this Resolution is made to insure the City complies with the terms of its Budget and applicable law with respect to its 2019 Budget.

NOW, therefore, be it Resolved by the City Council of the City of Gentry, Arkansas:

Section 1: The City of Gentry's 2019 Budget is hereby amended by appropriating an additional \$6,000.00 to the Police Computers line-item of the General Fund.

Passed and approved this 6<sup>th</sup> day of May, 2019.

\_\_\_\_\_  
Kevin Johnston, Mayor

Attest:

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



**Proposal for The City of  
Gentry, Arkansas**

**iWorQ**

*Community Development & Public Works Software*

## Executive Summary

Thank you for considering iWorQ Systems! We have been providing government software solutions since 2001 and serve more than 1,300 customers throughout the United States and Canada. iWorQ Systems leads the industry in delivering hosted web-based solutions.

To access iWorQ all you need is an internet connection and your choice of device including desktops, laptops, smartphones (iPhone, Android) and tablet devices (iPad, Galaxy, etc.) The system's graphical user interface, including all screens and dashboards, is natively touch screen enabled allowing your staff the flexibility to determine which device to utilize inside the office or in the field.

We are confident in providing a solution that can improve your internal communication as well as increase your responsiveness to your citizens and customers while reducing the time and effort from your staff. We do this by streamlining your processes through our applications inside the office, out in the field, and provide additional access through our Citizen Engagement mobile app and web portal for internal staff and citizens.

We will follow up with you to review any questions you may have about this proposal and the next steps in our consultative sales process.

*Best Regards,*

A handwritten signature in black ink that reads "Scott Jardine". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Scott Jardine  
VP | Sales & Marketing





<b>Gentry</b>	<b>Quote creation: 5/2/2019</b>
<b>PO Box 730, Gentry, AR</b>	<b>Prepared by: Scott Jardine</b>

## 1. QUOTE

Gentry - hereafter known as "Customer", enters into the following Service Agreement with iWorQ Systems, "iWorQ" headquartered in Logan, UT. Customer will pay an annual fee for the services and a one-time setup fee detailed below:

Population: 3,500

<u>Public Works Applications and Services</u>	<u>Package Price</u>	<u>Billing</u>
<b>Community Development Package</b> Package Includes: <i>*Permit Management</i> <i>*Code Enforcement Management</i>  - Available on any computer, tablet, or mobile device using Chrome browser - Code Enforcement with OpenStreetMap - Permit Management with OpenStreetMap - Quarterly parcel upload - Contractor tracking capabilities - Free forms, letters, and / or permits utilizing iWorQ's template library, and up to 3 custom letters / forms. -Configurable dashboard, fields, and reports	<b>\$3,500</b>	Annual
<b>Premium Data Package</b> -Allows for 25MB file upload size -Gives you 100GB of total storage	<b>\$500</b> <i>*Included</i>	Annual
<b>ANNUAL TOTAL</b>	<b>\$ 3,500</b>	

Setup, training, and system configuration	\$2,000	Once
<b>Grand total due</b>	<b>\$5,500</b>	

### 1.1. Notes

- 1- Invoices for amount due will be sent out 2 weeks after signature. Terms of the invoicing is Net 30 days.
- 2- Invoices may be prorated upon customer request.
- 3- This quote is provided at the customer's request and is good for 30 days.



## 2. ADDITIONAL SERVICES

iWorQ provides additional applications and services that can be purchased as part of the Public Works solution. These can be added to the customer's annual cost, upon request. The services listed below may already be included in the quote in Section 1.

<b>iWorQ Online Portal</b> - Configurable online portal for ease of applying for permits online, submitting code cases, and renewing licenses. Also allows you to see current permits & code cases in the city. Allows for easy communication between citizens & city, with built-in automatic workflow capabilities.	\$2,500	Annual
<b>iWorQ Fleet Management</b> – Manage fleets effectively with work-order tracking, vehicle maintenance schedules, and custom fuel upload.	Price based on Population	Annual
<b>iWorQ Facilities Management</b> – Manage facilities and track work orders, employee costs, and maintenance schedules.	Price based on Population	Annual
<b>iWorQ Stormwater Management</b> – Manage a MS4 system with work order tracking, maintenance history, and stormwater asset tracking.	Price based on Population	Annual
<b>Asset Management</b> – price based on assets to be tracked and centerline miles of pavement.	Quote required	Annual
<b>Onsite Backup</b> – iWorQ will send a *.BAK on a scheduled basis to an FTP server maintained by the customer.	\$500	Annual
<b>Premium Data Package</b> - 25 MB file upload size and 100 GB total storage.	\$1000	Annual

*\*Additional services are subject to setup fees which are 2/3 of the annual cost.*

## 3. GUIDELINES

### 3.1 Getting started

iWorQ will assign an account manager to your account to begin the setup and training process upon contract signature.

**Send the signed service agreement to iWorQ Systems:**

**Email:** [sales@iworq.com](mailto:sales@iworq.com)

**Fax:** 1 (866) 379-3243



**Mailing address:**  
PO Box 3784  
Logan, UT 84323

**Physical address:**  
1125 W. 400. N. Suite 102  
Logan, UT 84321

### **3.2 Billing information**

iWorQ will invoice Customers on an annual basis. Customers reserves the right to cancel service at any time after the initial year, by providing iWorQ a 30-day written notice.

### **3.3 Data conversion**

As part of the project set up, iWorQ provides a data conversion service. This service consists of importing data, sent by the Customer, in an electronic (relational database) format. iWorQ provides contact information and an upload site where the electronic data can be sent. Additional costs apply for data that does not meet the criteria listed above.

## **4. SERVICES and SUPPORT**

### **4.1 Data ownership**

All customer data remains the property of the customer. Customer can request data electronically or on disk, upon cancellation of Service Agreement.

### **4.2 FREE training**

iWorQ provides FREE training and support. iWorQ provides webinars, phone support, written manuals, web videos, documentation and help files. Training is available to any Customer with a login.

### **4.3 FREE updates**

All updates, bug fixes, and upgrades are FREE to the Customer. iWorQ is a web-based application. Customer only needs to login to get any updates to the applications.

### **4.4 FREE support**

Customer support and training are FREE and available from 6:00 A.M. to 5:00 p.m. Mountain Standard Time.

### **4.5 FREE data back up**

iWorQ does back-ups twice weekly and offsite once weekly.

### **4.6 Proprietary letters/forms**

Letters and forms, including permits, certificates, or other documents must be owned by the customer and have a clear copyright.

### **4.7 Data upload and storage limits**

Standard data plan includes uploads of up to 3 MB per file and 10 GB total storage. iWorQ offers a premium data plan available for an additional annual cost.



