

**MINUTES OF THE REGULAR SESSION
OF THE ANNA CITY COUNCIL
SEPTEMBER 7TH, 2021**

The Anna City Council met in regular session at Anna City Hall at 5:00 p.m. on September 7th, 2021. The meeting was called to order by Mayor Steve Hartline. The roll call went as follows: Present were Commissioner Michael Bigler, Commissioner Kathy Bryan, Commissioner Bryan Miller, Commissioner Martha Ann Webb and Mayor Steve Hartline.

Mayor Hartline reminded the council of the TIF public hearing September 21st, 2021 at 4pm.

A motion was made by Commissioner Bigler and seconded by Commissioner Bryan that it be **RESOLVED TO APPROVE THE AUGUST 17, 2021 ANNA CITY COUNCIL REGULAR SESSION MINUTES AS THE OFFICIAL MINUTES OF SAID MEETING.** A vote was taken upon the motion with the following results. Commissioner Bigler, Commissioner Bryan, Commissioner Miller, Commissioner Webb and Mayor Hartline voted yea. Nay – none. Mayor Hartline declared the motion carried.

City Administrator Dori Bigler gave each of the council members a handout showing the tax revenue received this year as well as previous years, comparing this to our current budget. Commissioner Bryan asked where the cannabis tax money fell on the chart and Administrator Bigler explained it was included in the sales tax and put in the general fund.

City Administrator Dori Bigler submitted project updates to the council. (1) Unfortunately, no water was found during the recent drilling at the landfill. Drilling has now been done on all sides of the landfill. There will be a follow up call with the EPA regarding the findings and the report is due in November. (2) Follow up research was conducted in response to a previous conversation regarding businesses being able to offer free alcohol to customers. This is legal in limited circumstances. (3) On August 31st the new legislative maps were released. Anna will no longer be split, we will be in the 59th and 118th Districts. (4) Currently both Shawnee Mass Transit and Ms. Casner are interested in lots at the Anna Business Park. The extension of mains to this area would cost roughly \$550,000.00. There is an EDA grant for economic development. The extension of mains would also help any future water issues on

the east side of town due to higher usage with the new buildings and usage. (5) There have been some unforeseen issues come up with the 146 project including water leaks. These issues have been taken care of and hopefully there is only one week remaining until the project is complete. (6) Rail Safety Week is September 21-27th. City Administrator Bigler and Public Works Manager Dahmer discussed what the City of Anna could do to help promote this and are looking into stencils and repainting the crossing areas. (7) The TIF public hearing is scheduled for September 21st at 4pm. City Administrator Bigler asked for anyone who has questions or needs additional material to let her know. (8) There is a small equipment grant that Administrator Bigler has been working on; she has forwarded questions to Fire Chief Mike Dammerman and will submit the application before the October 22nd deadline. (9) The OSLAD grant application was submitted August 31st. Ms. Bigler informed the council she has sent them all the updated photos of the Hadley's Haven plan via email. (10) Currently the E. Davie sidewalk project has cost \$3,664 in FY21 and YTD \$5,196.75 in FY22. The light pole is now scheduled to be installed next week. Mayor Hartline stated the project needs to be completed by October for Color Fest. Commissioner Bigler asked if the project is done yet. Public Works Manager Dahmer informed the council the project is not yet complete, there is finishing work still needed to do.

City Administrator Bigler informed the council the Pay Estimate #1 for ET Simonds is not yet ready; but it will be presented when it is.

Administrator Bigler reminded the council that the lots that were being sold were owned by the City of Anna and that they had passed resolutions to accept bids for these properties. Commissioner Bigler asked if any of them were demo properties. Administrator Bigler responded that one of the properties is. Ms. Bigler informed the council one bid was received for the 104 Casey Street Property. The bid was opened and announced the bid was for the amount of \$200.00 and was submitted by Brad and Heather Shipley.

A motion was made by Commissioner Bigler and seconded by Commissioner Bryan that it be **RESOLVED TO APPROVE AWARDING BID FOR 104 CASEY STREET TO BRAD & HEATHER SHIPLEY IN THE AMOUNT OF \$200.00.** A vote was taken upon the motion with the following results. Commissioner Bigler, Commissioner Bryan, Commissioner Miller, Commissioner Webb and Mayor Hartline voted yea. Mayor Hartline declared the motion carried.

City Administrator Bigler opened the sealed bid for 305 Sycamore Street. She announced one bid was received for this property and the amount of the bid was \$417.00 and it was submitted by Kent Weber.

A motion was made by Commissioner Bryan and seconded by Commissioner Webb that it be **RESOLVED TO APPROVE AWARDING BID FOR 305 SYCAMORE STREET TO KENT WEBER IN THE AMOUNT OF \$417.00.** A vote was taken upon the motion with the following results. Commissioner Bigler, Commissioner Bryan, Commissioner Miller, Commissioner Webb and Mayor Hartline voted yea. Mayor Hartline declared the motion carried.

Administrator Bigler informed the council that no bids were received for the 623 E. High Street property.

The awarding bid for demolition of 109 Casey Street was tabled by Mayor Hartline.

Discussion was held regarding the need for speed bumps on the 600 block of E. High Street. Mayor Hartline stated this has been an issue for some time; especially since there is no stop sign at the end of the street. Commissioner Bryan asked if the City of Anna has received any requests for speed bumps to be installed in this area. Police Chief Watkins responded that he had received complaints and requests from a few people. He stated he thinks it's a good idea and that unfortunately there is no good place for a stop sign. Chief Watkins suggested installing two sets of speed bumps. Mayor Hartline commented that the speed bumps that were installed in the Anna City Park are working and asked if the same type of speed bumps would be installed. Public Works Manager Dahmer informed the council the speed bumps if installed would have to be removed for snow plowing. Commissioner Miller asked Public Works Manager Dahmer how difficult removing and reinstalling the speed bumps was. Mr. Dahmer responded that it was not an ideal situation but it could be done. Mayor Hartline stated the high school would need to be notified as well as a sign be posted; he advised Public Works Manager Dahmer and Police Chief Watkins go ahead with handling the installation.

City Administrator Bigler informed the council that the two special event liquor license applications were for the Color Fest event sponsored by the City of Anna. Mayor Hartline asked if these are the only two vendors that have shown interest.

Administrator Bigler said that these two vendors are two different vendors from the last City sponsored event and that all vendors were reached out to. Mayor Hartline asked if a vendor asks if they can be apart would they be able to. Administrator Bigler said their application would be put on the agenda for the next meeting for council approval. Commissioner Bigler asked if bars located in the festival area will still be able to sell and serve. Administrator Bigler responded yes; bars will still be able to serve during this time. Police Chief Watkins asked if there will be a contained area for alcohol consumption. Administrator Bigler responded yes, the area will be on East Davie and Lafayette; individuals will not be able to take alcohol across to W. Davie or any other streets other than the designated two. Commissioner Webb asked if the City of Anna was contacted by Lou Boswell regarding whether she can serve drinks in the area across from Boswell's lounge. Administrator Bigler responded that she did speak with Ms. Boswell and informed her the ordinance states you must be on the street the "block party" is taking place; therefore, unfortunately her business is not located on the street of the block party. Commissioner Bigler asked if we should have bracelets for those individuals 21 and older that are partaking in alcohol. Commissioner Bryan asked how they would deal with bracelets for those buying drinks for others. Administrator Bigler asked if the vendors would pay for the cost of the bracelets. Mayor Hartline stated the bracelets would make it easier for the police officers and they could then question those without wristbands. Commissioner Bryan stated since this is a City of Anna sponsored event, we should try to eliminate underage consumption. Commissioner Bryan said she will get with Administrator Bigler to discuss further details and ideas.

A motion was made by Commissioner Miller and seconded by Mayor Hartline that it be **RESOLVED TO APPROVE SPECIAL EVENT LIQUOR LICENSE FOR STARVIEW VINEYARDS FOR OCTOBER 9TH, 2021.** A vote was taken upon the motion with the following results. Commissioner Bigler, Commissioner Miller, Commissioner Webb and Mayor Hartline voted yea. Commissioner Bryan abstained. Mayor Hartline declared the motion carried.

A motion was made by Commissioner Miller and seconded by Mayor Hartline that it be **RESOLVED TO APPROVE SPECIAL EVENT LIQUOR LICENSE FOR PEACH BARN FOR OCTOBER 9TH, 2021.** A vote was taken upon the motion with the following results. Commissioner Bigler, Commissioner Miller, Commissioner Webb and Mayor Hartline voted yea. Commissioner Bryan abstained. Mayor Hartline declared the motion carried.

A motion was made by Commissioner Miller and seconded by Mayor Hartline that it be **RESOLVED TO APPROVE WAIVING FEES FOR SPECIAL EVENT LIQUOR LICENSE APPLICATIONS FOR STARVIEW VINEYARDS AND PEACH BARN FOR OCTOBER 9TH, 2021.** A vote was taken upon the motion with the following results. Commissioner Bigler, Commissioner Miller, Commissioner Webb and Mayor Hartline voted yea. Commissioner Bryan abstained. Mayor Hartline declared the motion carried.

A motion was made by Commissioner Bigler and seconded by Commissioner Miller that it be **RESOLVED TO APPROVE RESOLUTION 2021-34; CONCERT PERFORMANCE AGREEMENT WITH STEVE HORNBEAK.** A vote was taken upon the motion with the following results. Commissioner Bigler, Commissioner Miller, Commissioner Webb and Mayor Hartline voted yea. Commissioner Bryan abstained. Mayor Hartline declared the motion carried.

City Administrator Bigler informed the council there will be two solo acts and two bands performing at the Color Fest event.

Mayor Hartline asked what event the Anna-Jonesboro Elks Lodge was having on September 18th, 2021. Discussion was held that a band was performing. Mayor Hartline asked Administrator Bigler to find out what type of event was being held.

A motion was made by Commissioner Bigler and seconded by Commissioner Miller that it be **RESOLVED TO APPROVE SPECIAL EVENT LIQUOR LICENSE FOR ANNA-JONESBORO ELKS LODGE #1641.** A vote was taken upon the motion with the following results. Commissioner Bigler, Commissioner Miller, Commissioner Webb and Mayor Hartline voted yea. Commissioner Bryan abstained. Mayor Hartline declared the motion carried.

City Administrator Bigler handed out documents to the council that included a quote for new fencing for the ball fields at the City of Anna Park. She explained that the quote was only good for three days and the quote was for \$79,675.00. Commissioner Miller stated he spoke with Matt Denny and Mr. Denny along with his union crew would install the fencing at no cost, the City of Anna would need to purchase the materials. City Administrator Bigler stated she suggests doing only Denny Field at this time. Commissioner Bigler said he thinks we should do all of them that we can now if the labor is being covered completely. He said it's ridiculous we

have waited this long to get estimates; that's what employees are paid for; Commissioner Miller got the quote with no issue. City Administrator Bigler stated that we did get quotes but they were for pieces not the entirety. Commissioner Bigler said it seems like we have not all been on the same page. Administrator Bigler informed the council she did not receive the full quote until the end of the work day, today and she would like direction on what the council wanted to do. Commissioner Bryan asked if Terrace Fencing gave a quote. Commissioner Miller said that none of the companies want to sell the materials only, they want to install as well. Administrator Bigler said now is not a good time to order materials due to material cost. Commissioner Bigler agreed but said that the City of Anna would be getting free labor. City Attorney Foley said the City of Anna needs to get written communication from the Laborer's Union and we need to check with our insurance company. He also asked who is overseeing the project and that the individuals installing the fence need to be aware of whom is overseeing the work. Mr. Foley also stated when we bid jobs out, we give a specification and asked if we had received a total that was broken down by the cost of each field; and, do the offering individuals want to do the entire field or other certain spots. Discussion was held regarding regulation sizes for fields for different age groups and organizations. It was mentioned that many Anna-Jonesboro games are played at other locations due to the lack of accommodations of the fields. Mayor Hartline stated that is all the more reason to get the fields fixed. Commissioner Bigler said calls need to be made to the school's athletic directors to see exactly what their needs are and hopefully we can find a balance between. Discussion was held regarding portable fencing and if we utilize this, who is responsible for putting up and taking down and the ability to mow around. Follow up calls will be made to SIBSA and Rick Livesay at AJCHS. It was determined to move forward with replacing the fencing on Denny Field and E Field.

A motion was made by Commissioner Bigler and seconded by Commissioner Miller that it be **RESOLVED TO AUTHORIZE SPENDING UP TO \$49,925.00 ON FENCING AT DENNY FIELD AND E FIELD AT THE ANNA CITY PARK.** A vote was taken upon the motion with the following results. Commissioner Bigler, Commissioner Bryan, Commissioner Miller, Commissioner Webb and Mayor Hartline voted yea. Mayor Hartline declared the motion carried

City Administrator Bigler explained to the council that Bill Halter retired effective August 31st, 2021. Mr. Halter was the street department foreman. Four current employees signed the bid sheet for the street department foreman. Interviews were

conducted with Administrator Bigler, Commissioner Bryan and Public Works Manager Dahmer. Administrator Bigler informed council of their recommendation for Bill Sharp to be appointed as Street Department Foreman. Mayor Hartline asked what Mr. Sharp's current title is. City Administrator Bigler stated that Bill Sharp is currently a laborer. Commissioner Bryan stated Mr. Sharp has the longest running time in the street department and that he is very qualified.

A motion was made by Commissioner Bryan and seconded by Commissioner Miller that it be **RESOLVED TO APPROVE APPOINTMENT OF BILL SHARP AS STREET FOREMAN EFFECTIVE SEPTEMBER 12TH, 2021.** A vote was taken upon the motion with the following results. Commissioner Bigler, Commissioner Bryan, Commissioner Miller, Commissioner Webb and Mayor Hartline voted yea. Mayor Hartline declared the motion carried

City Administrator Bigler informed council of the new Rolling Fork Mobile Food Park located within city limits. Ms. Bigler explained that currently the City of Anna offers 10 mobile food vendor licenses each year, listed in Ordinance 2021-18. She asked if the council would like to increase the number of licenses offered; currently 7 of the 10 licenses are held. Commissioner Bigler asked if there are designated areas or spots. Administrator Bigler explained that you had to list the area you will be located on the application and cannot just "pop up" anywhere. Commissioner Bryan stated she would like to hold off on increasing the number due to the potential negative effects this could have on the sit-down restaurants in our area. Discussion was held that if in the future all licenses are obtained and an individual would like to apply the council will then be informed and the number of licenses will be addressed at that time.

Mayor Hartline asked if the idea of establishing a three-way stop intersection at the intersection of Kohler Street and Warren Street had been discussed with the Chief of Police. Administrator Bigler informed him it had been discussed with both Chief Watkins as well as Commissioner Miller. Mayor Hartline asked Chief Watkins what his recommendation was. Chief Watkins said he did not see an issue with it.

A motion was made by Commissioner Miller and seconded by Commissioner Bryan that it be **RESOLVED TO APPROVE ORDINANCE 2021-19; ESTABLISHING A THREE-WAY STOP INTERSECTION AT THE INTERSECTION OF KOHLER STREET AND WARREN STREET.** A vote was taken upon the motion with the following results. Commissioner

Bigler, Commissioner Bryan, Commissioner Miller, Commissioner Webb and Mayor Hartline voted yea. Mayor Hartline declared the motion carried.

A motion was made by Commissioner Webb and seconded by Commissioner Bryan that it be **RESOLVED TO APPROVE ZONING PERMIT FOR ANNA STATE BANK AT 100 E. VIENNA STREET.** A vote was taken upon the motion with the following results. Commissioner Bigler, Commissioner Bryan, Commissioner Miller, Commissioner Webb and Mayor Hartline voted yea. Mayor Hartline declared the motion carried.

A motion was made by Commissioner Bryan and seconded by Commissioner Webb that it be **RESOLVED TO APPROVE ZONING PERMIT FOR JERRY HASE AT 2000 APPLEWOOD LANE.** A vote was taken upon the motion with the following results. Commissioner Bigler, Commissioner Bryan, Commissioner Miller, Commissioner Webb and Mayor Hartline voted yea. Mayor Hartline declared the motion carried.

A motion was made by Commissioner Bigler and seconded by Commissioner Bryan that it be **RESOLVED TO APPROVE ZONING PERMIT FOR ESTRELLA GODINEZ AT 847 E. VIENNA ST.** A vote was taken upon the motion with the following results. Commissioner Bigler, Commissioner Bryan, Commissioner Miller, Commissioner Webb and Mayor Hartline voted yea. Mayor Hartline declared the motion carried.

A motion was made by Commissioner Miller and seconded by Commissioner Bryan that it be **RESOLVED TO APPROVE ZONING PERMIT FOR FRIENDSHIP DEVELOPMENT AT 89 RICHVIEW DR.** A vote was taken upon the motion with the following results. Commissioner Bigler, Commissioner Bryan, Commissioner Miller, Commissioner Webb and Mayor Hartline voted yea. Mayor Hartline declared the motion carried.

A motion was made by Commissioner Webb and seconded by Commissioner Miller that it be **RESOLVED TO APPROVE ZONING PERMIT FOR ANNA CCSD #37 AT 301 S. GREEN ST.** A vote was taken upon the motion with the following results. Commissioner Bigler, Commissioner Bryan, Commissioner Miller, Commissioner Webb and Mayor Hartline voted yea. Mayor Hartline declared the motion carried.

Commissioner Bryan asked where mobile food vendor tax sales go. Administrator Bigler stated they are based on where the sales take place and are reported.

Administrator Bigler read a thank you letter received from Anna District 37 thanking the City of Anna for the road improvements by Lincoln School.

Mayor Hartline asked if there were anymore TIF Joint Review Board meetings. He said he would like for Commissioner Bryan and Commissioner Miller to be involved in any future TIF meetings. Administrator Bigler stated the only TIF meeting planned is the TIF public hearing scheduled for September 21st, 2021 at 4pm and the entire council will be present. Commissioner Miller asked if we didn't think it was a good idea to have another meeting to discuss concerns brought in after the last TIF Joint Review Board meeting. Administrator Bigler said that a meeting could be scheduled. Commissioner Bigler said he did not think it was a good idea. Commissioner Bryan said that one of the questions she was asked was what the plan was and who recruits. Commissioner Bryan said she was told Mr. Moran did not do a good job of explaining this. Administrator Bigler said she spoke with Mr. Moran after the meeting and he said he was not going to argue with individuals. Commissioner Webb said she thought the entire council was involved in TIF. Mayor Hartline reassured Commissioner Webb that the entire council was involved and that any TIF decisions would and had to be decided on by the entire council. Administrator Bigler stated the TIF map is only 7% of the County's taxing area. Commissioner Bryan said she heard there were concerns with how the money was going to be spent. Administrator Bigler stated the council votes on everything TIF related. Mayor Hartline said that Administrator Bigler did a good job following up with TIF concerns.

A motion was made by Mayor Hartline and seconded by Commissioner Webb that it be **RESOLVED TO ENTER CLOSED SESSION TO DISCUSS PERSONNEL ISSUES AT 6:21 PM.** A vote was taken upon the motion with the following results. Commissioner Bigler, Commissioner Bryan, Commissioner Miller, Commissioner Webb and Mayor Hartline voted yea. Mayor Hartline declared the motion carried.

A motion was made by Commissioner Bryan and seconded by Commissioner Bigler that it be **RESOLVED TO EXIT CLOSED SESSION AT 7:26 PM.** A vote was taken upon the motion with the following results. Commissioner Bigler, Commissioner Bryan, Commissioner Miller, Commissioner Webb and Mayor Hartline voted yea. Mayor Hartline declared the motion carried.

A motion was made by Commissioner Bigler and seconded by Commissioner Miller that it be **RESOLVED TO APPROVE THE CLOSED SESSION MINUTES OF SEPTEMBER**

7TH, 2021 AS PREVIOUSLY READ AS THE OFFICAL CLOSED SESSION MINUTES OF SAID MEETING. A vote was taken upon the motion with the following results. Commissioner Bigler, Commissioner Bryan, Commissioner Miller, Commissioner Webb and Mayor Hartline voted yea. Mayor Hartline declared the motion carried.

A motion was made by Commissioner Webb and seconded by Commissioner Miller that it be RESOLVED THAT THE REGULAR SESSION OF THE ANNA CITY COUNCIL MEETING OF SEPTEMBER 7TH, 2021 BE ADJOURNED AT 7:27 P.M. A vote was taken upon the motion with the following results. Commissioner Bigler, Commissioner Bryan, Commissioner Miller, Commissioner Webb and Mayor Hartline. voted yea. Nay – none. Mayor Hartline declared the motion carried.