

Mayor: Ethan J. Barnes
Recorder-Treasurer: Mitchell Sparks
Council Members: Penny Allen, Tony Berry
Mark Gordon, Laura Smith
Sue Taylor, Herbert Wise
City Attorney: Joe Grider

City of Hardy, Arkansas

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**Minutes of Regular Meeting
Hardy City Council
August 14, 2023 · 6:00 p.m.
Hardy City Hall**

Mayor Ethan Barnes called the meeting to order at 6:05 p.m. Monday, August 14 at Hardy City Hall, 124 Woodland Hills Road, Hardy, Arkansas. Councilman Wise led all in the pledge of allegiance to the flag of our country. Councilman Berry gave the invocation. Recorder-Treasurer Darlene Wilson called the roll. The following council members answered to their names: Penny Allen, Tony Berry, Mark Gordon, Laura Smith, Sue Taylor and Herbert Wise. With all six council members present, there was a quorum. Attorney Joe Grider was also present.

Councilman Gordon made a motion to approve the minutes of the regular meeting on July 10, 2023. Councilwoman Smith seconded the motion. All in favor; motion passed.

Mayor Barnes requested a change to the proposed agenda. He asked that State Representative Trey Steimel's Legislative Update be moved ahead on the agenda. Councilman Berry made a motion to adjust and approve the agenda as it's presented at the meeting. Councilwoman Smith seconded the motion. All in favor; motion passed. Steimel presented the legislative update to the council at this time. He spoke primarily on the Arkansas LEARNS Act. Steimel provided his business card and cell phone number to the council and audience encouraging them to contact him when necessary. Mayor Barnes thanked him for his presentation and the council continued with the approved presented agenda.

REPORTS

Mayor Barnes then called for committee reports.

Fire Chief Josh Moore reported there were 40 calls in the past month, 18 medical, nine wrecks, and two grass fires. They have made a few purchases of safety vests, new signs, medical bags, and lights for the helipad. On September 1 and 2, they will hold a "fill the boot" fundraiser.

Mayor Barnes read the police report texted to him by Police Chief Scott Rose. The report stated the crime rate was low, but they were busy with increased traffic flow.

Public Works Superintendent Steven Morris reported that four lift stations were down from the storms with a few leaks, but nothing major. A sweeper is in for the Bobcat, but hasn't been used, yet.

Mayor Barnes reported that the P&Z Commission denied four billboard applications last month.

Mayor Barnes reported on the Solar Eclipse Preparedness July meeting and stated the meetings are held at 5:00 p.m. prior to the city council regular meeting and are open to the public.

Mayor Barnes reported that the Sharp County Regional Airport is expecting increased traffic for next year's eclipse. They will be hosting a Fly-In event that day.

Mayor Barnes reported that Tri-County Recycling has received a letter of resignation from Peggy Long effective December 31, 2023.

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Hardy Advertising and Promotion Commission (HAPC) Chairwoman Tracie Moore reported that Hardy had been recognized by KOLR 10 TV station and Ozark Gateway. She said the Music on Main was going really well. The tram is now at the Civic Center, and they are considering selling it. The Carl Acuff Jr. concert sold 100 tickets at \$20 per ticket.

Mayor Barnes reported that he attended a solar eclipse preparedness meeting at Ozark College in Ash Flat.

UNFINISHED BUSINESS

Councilwoman Smith made a motion to accept the resignation of Recorder-Treasurer Darlene Wilson. Councilwoman Taylor seconded the motion. All in favor. Motion passed. Mayor Barnes presented Wilson with a plaque to recognize her service to the City of Hardy.

Mayor Barnes read two letters of interest for the vacant Recorder-Treasurer position, one from Mitchell Sparks and the other from Nimmi Desai. Councilman Berry made a motion to appoint Sparks as Recorder-Treasurer. Councilman Wise seconded the motion. Mayor Barnes called for a roll call vote. Allen - yes; Berry - yes; Gordon - abstain; Smith - yes; Taylor - yes; Wise - yes. Five votes in favor; motion passed.

NEW BUSINESS

A license request was made for an animal kennel business within the city limits of Hardy. Matthew and Katie Miles explained their business and stated they were looking for a location for the business. Councilman Wise made a motion to table this request until a location is found. Councilwoman Allen seconded the motion. All in favor; motion passed.

Mayor Barnes presented Resolution 23-17, A Resolution to Establish Signatories for Bank Transactions for the City of Hardy, Arkansas. Councilwoman Smith made a motion to read Resolution 23-17. Councilman Gordon seconded the motion. All in favor; motion passed. Attorney Grider read Resolution 23-17. Councilman Berry made a motion to approve Resolution 23-17. Councilman Gordon seconded the motion. Mayor Barnes called for a roll call vote. Allen - yes; Berry - yes; Gordon - yes; Smith - yes; Taylor - abstain; Wise - yes. Five in favor; motion passed.

Mayor Barnes presented Resolution 23-18, A Resolution Authorizing the Mayor to Submit an Application for Grant Funding to the Arkansas Department of Public Safety for an Equipment Grant, and for Other Purposes. Councilwoman Smith made a motion to read Resolution 23-18. Councilman Gordon seconded the motion. All in favor; motion passed. Attorney Grider read Resolution 23-18. Councilwoman Smith made a motion to approve Resolution 23-18. Councilman Gordon seconded the motion. All in favor; motion passed.

Mayor Barnes presented Resolution 23-19, A Resolution Authorizing the Mayor to Sign the Attached Agreement for Automatic Mutual Aid Between the City of Hardy Fire Department and the Ozark Acres Volunteer Fire Department. Councilwoman Smith made a motion to read Resolution 23-19. Councilwoman Taylor seconded the motion. All in favor; motion passed. Attorney Grider read Resolution 23-19. Councilman Berry made a motion to approve Resolution 23-19. Councilwoman Taylor seconded the motion. All in favor; motion passed.

Mayor Barnes presented Ordinance 23-5, An Ordinance Authorizing Conner Keith to Serve as a Volunteer Fireman While Also Providing Park Ranger and Janitorial Services to the City of Hardy, Declaring an Emergency and for Other Purposes. Councilman Gordon made a motion to read Ordinance 23-5 and waive the second and third readings and to read the ordinance by title only. Councilwoman Smith seconded the motion. All in favor; motion passed. Attorney Grider read Ordinance 23-5. Councilman Gordon made a motion to adopt Ordinance 23-5. Councilwoman Smith seconded the motion. All in favor; motion passed. Councilwoman Smith made a motion to enact the emergency clause. Councilman Wise seconded the motion. All in favor; motion passed.

Mayor Barnes presented Ordinance 23-6, An Ordinance Amending Chapter 3.04 Section 3.04.01 and 3.04.02 of the Hardy Municipal Code of Ordinances, Declaring an Emergency and for Other Purposes. Councilwoman Smith

made a motion to read Ordinance 23-6 and waive the second and third readings and to read the ordinance by title only. Councilman Berry seconded the motion. All in favor; motion passed. Attorney Grider read Ordinance 23-6. Councilwoman Smith made a motion to adopt Ordinance 23-6. Councilman Gordon seconded the motion. All in favor; motion passed. Councilman Gordon made a motion to enact the emergency clause. Councilman Wise seconded the motion. All in favor; motion passed.

Mayor Barnes presented Ordinance 23-7, An Ordinance Amending Chapter 3.04 Section 3.04.04 of the Hardy Municipal Code of Ordinances, Declaring and Emergency and for Other Purposes. Councilman Berry made a motion to read Ordinance 23-7 and waive the second and third readings and to read the ordinance by title only. Councilwoman Smith seconded the motion. All in favor; motion passed. Attorney Grider read Ordinance 23-7. Councilwoman Smith made a motion to adopt Ordinance 23-7. Councilman Berry seconded the motion. All in favor; motion passed. Councilman Gordon made a motion to enact the emergency clause. Councilwoman Smith seconded the motion. All in favor; motion passed.

Mayor Barnes presented Ordinance 23-8, An Ordinance Adopting Certain Regulations Concerning External Noise Attenuation of Data Centers and to Prevent Noise Disturbance Within the City Limits, to Declare an Emergency, and for Other Purposes. Councilwoman Smith made a motion to read Ordinance 23-8 and waive the second and third readings and to read the ordinance by title only. Councilman Gordon seconded the motion. All in favor; motion passed. Attorney Grider read Ordinance 23-8. Councilman Berry made a motion to adopt Ordinance 23-8. Councilwoman Smith seconded the motion. All in favor; motion passed. Councilwoman Smith made a motion to enact the emergency clause. Councilman Gordon seconded the motion. All in favor; motion passed.

ADJOURN

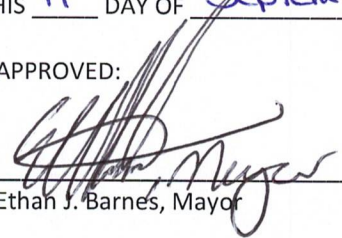
Councilman Wise made a motion to adjourn the meeting. Councilman Berry seconded the motion. All in favor; motion passed, and Mayor Barnes declared the meeting adjourned at 7:36 p.m.

The next regular meeting of the Hardy City Council is scheduled for Monday, September 11 at 6:00 p.m. at Hardy City Hall, 124 Woodland Hills Road in Hardy, Arkansas.

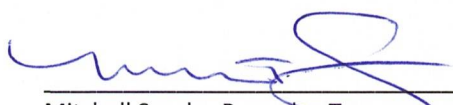
Respectfully submitted,
Mitchell Sparks, Recorder-Treasurer

PASSED AND APPROVED THIS 11 DAY OF September, 2023

APPROVED:


Ethan J. Barnes, Mayor

ATTEST:


Mitchell Sparks, Recorder-Treasurer

