

Pea Ridge City Council  
Regular Meeting  
December 27, 2021

The Pea Ridge City Council met in a Regular Meeting on Monday, December 27, 2021, at 7:00 p.m., in the Council Room at the City Hall Administration Building.

Those present were: Mayor Jackie Crabtree, City Clerk Sandy Button, Council Members Ginger Larsen, Merrill White, Steve Guthrie, and Cody Keene. Also, present was City Attorney Shane Perry.

Others present were: Nathan See, Lynn Hahn, Annette Beard, Stephanie Henson, Shane Henson, Jared Powell, Nick Larsen, Mike Adams, Fred Johnson, Angie Jennings, Travis Jennings, Karen Sherman, Tony Byars, and Starla Billington.

Mayor Jackie Crabtree called the meeting to order.

Mayor Jackie Crabtree opened the meeting in prayer and led those present in the Pledge of Allegiance.

Alderman Keene moved, seconded by Alderman Guthrie to approve the minutes of the November 16, 2021, Regular Meeting, and the December 2, 2021, Special Meeting. The roll being called, the vote was as follows: Ginger Larsen voted aye; Merrill White voted aye; Steve Guthrie voted aye; and Cody Keene voted aye. Motion passed.

The Council discussed a request from John Butler to vacate a right of way easement at 1341 N. Davis Street. Alderman Keene moved, seconded by Alderman Guthrie to have City Attorney Perry prepare an ordinance to vacate this right of way easement at 1341 N. Davis Street. The roll being called, the vote was as follows: Ginger Larsen voted aye; Merrill White voted aye; Steve Guthrie voted aye; and Cody Keene voted aye. Motion passed.

Fred Johnson addressed the Council concerning the purchase of City property adjacent to his property on Slack Street. This property has been appraised and Mr. Johnson is prepared to offer the value of the approximate 1/3 acre in the amount of \$30,000.00. Alderman Keene moved, seconded by Alderman White to sell the City property on Slack Street to Mr. Johnson for \$30,000.00. The roll being called, the vote was as follows: Ginger Larsen voted nay; Merrill White voted aye; Steve Guthrie voted aye; and Cody Keene voted aye. Motion passed. In addition, Alderman Keene moved, seconded by Alderman White to add a revision to the contract in the sale of this property that if the property is not developed within five years the City has an option to purchase the 1/3 acre back for the same price of \$30,000.00. The roll being called, the vote was as follows: Ginger Larsen voted aye; Merrill White voted aye; Steve Guthrie voted aye; and Cody Keene voted aye. Motion passed. Because of a conflict with this property and City Attorney Perry, the City will ask Attorney Jay Williams to do all necessary documents for this sale.

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Street Supt. Nathan See stated that five bids were received for the Hazelton Road Improvement Project. MCE Consulting Engineers, Inc. have reviewed and recommended awarding the bid in the amount of \$1,244,301.53 to Arco Excavation and Paving, Inc., Bentonville, AR. Alderman Keene recused from any decision or voting on this project due to a conflict of interest. Alderman Guthrie moved, seconded by Alderwoman Larsen to accept the bid in the amount of \$1,244,301.53 from Arco Excavation and Paving, Inc., Bentonville, AR. The roll being called, the vote was as follows: Ginger Larsen voted aye; Merrill White voted aye; and Steve Guthrie voted aye. Motion passed. Supt. See further stated the project is scheduled to begin the first of January and will take approximately 6 months to complete.

Supt See also informed the Council that the City of Pea Ridge has been awarded \$300,000.00 from the State Aid Street Fund. This money will go towards the overlay projects on Peck Road, It'll Do Road and Patton Street.

Mayor Crabtree read Ordinance Number 741, which is entitled:

AN ORDINANCE AMENDING PEA RIDGE MUNICIPAL  
CODE SECTION 2.20, TITLED "CITY COUNCIL;"  
AND FOR OTHER PURPOSES

Alderman Keene, seconded by Alderman Guthrie, moved that the rule requiring the reading of an ordinance on three different days be suspended. Mayor Crabtree put the question on the adoption of the motion and the roll being called, the vote was as follows: Ginger Larsen voted aye; Merrill White voted aye; Steve Guthrie voted aye; and Cody Keene voted aye. Motion passed.

Thereupon Mayor Crabtree declared that at least two-thirds of all members of the council have voted in favor of the motion to suspend the rule. The motion was carried, and the rule suspended. Mayor Crabtree then read the Ordinance by title only.

Alderman Guthrie, seconded by Alderwoman Larsen, moved that the Ordinance be adopted. The question was put by Mayor Crabtree on the adoption of the motion and the roll being called, the vote was as follows: Ginger Larsen voted nay; Merrill White voted aye; Steve Guthrie voted aye; Cody Keene voted nay; and Jackie Crabtree voted aye. Motion passed.

The Mayor thereupon declared the Ordinance adopted and signed the Ordinance, which was attested by the City Recorder and sealed with the Seal of the City.

Alderwoman Larsen, seconded by Alderman White, moved to introduce Ordinance Number 742 by title only. The roll being called, the vote was as follows: Ginger Larsen voted aye; Merrill White voted aye; Steve Guthrie voted aye; and Cody Keene voted aye. Motion passed.

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Mayor Crabtree read Ordinance Number 742 by title only, which is entitled:

AN ORDINANCE AMENDING PEA RIDGE MUNICIPAL  
CODE SECTION 14.04; AND FOR OTHER PURPOSES

Alderman White, seconded by Alderman Keene, moved that the rule requiring the reading of an ordinance by title only on three different days be suspended. Mayor Crabtree put the question on the adoption of the motion and the roll being called, the vote was as follows: Ginger Larsen voted aye; Merrill White voted aye; Steve Guthrie voted aye; and Cody Keene voted aye. Motion passed.

Thereupon Mayor Crabtree declared that at least two-thirds of all members of the council have voted in favor of the motion to suspend the rule. The motion was carried, and the rule suspended. Mayor Crabtree then read the Ordinance by title only.

Alderman Keene, seconded by Alderwoman Larsen, moved that the Ordinance be adopted. The question was put by Mayor Crabtree on the adoption of the motion and the roll being called, the vote was as follows: Ginger Larsen voted aye; Merrill White voted aye; Steve Guthrie voted aye; and Cody Keene voted aye.

The Mayor thereupon declared the Ordinance adopted and signed the Ordinance, which was attested by the City Recorder and sealed with the Seal of the City.

Alderman Keene, seconded by Alderman Guthrie, moved to introduce Ordinance Number 743 by title only. The roll being called, the vote was as follows: Ginger Larsen voted aye; Merrill White voted aye; Steve Guthrie voted aye; and Cody Keene voted aye. Motion passed.

Mayor Crabtree read Ordinance Number 743 by title only, which is entitled:

AN ORDINANCE AMENDING PEA RIDGE MUNICIPAL  
CODE, TITLE 14, THE OFFICIAL ZONING ATLAS MAP  
OF PEA RIDGE, ARKANSAS, TO REZONE CERTAIN  
LAND BELONGING TO WINTER PARK PARTNERS, LLC  
FROM AGRICULTURAL (A-1) TO RESIDENTIAL (R-2)

Alderman Guthrie, seconded by Alderwoman Larsen, moved that the rule requiring the reading of an ordinance by title only on three different days be suspended. Mayor Crabtree put the question on the adoption of the motion and the roll being called, the vote was as follows: Ginger Larsen voted aye; Merrill White voted aye; Steve Guthrie voted aye; and Cody Keene voted aye. Motion passed.

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Thereupon Mayor Crabtree declared that at least two-thirds of all members of the council have voted in favor of the motion to suspend the rule. The motion was carried, and the rule suspended. Mayor Crabtree then read the Ordinance by title only.

Alderman White, seconded by Alderman Guthrie, moved that the Ordinance be adopted. The question was put by Mayor Crabtree on the adoption of the motion and the roll being called, the vote was as follows: Ginger Larsen voted aye; Merrill White voted aye; Steve Guthrie voted aye; and Cody Keene voted aye.

The Mayor thereupon declared the Ordinance adopted and signed the Ordinance, which was attested by the City Recorder and sealed with the Seal of the City.

Alderman Keene, seconded by Alderman Guthrie, moved to introduce Ordinance Number 744 by title only. The roll being called, the vote was as follows: Ginger Larsen voted aye; Merrill White voted aye; Steve Guthrie voted aye; and Cody Keene voted aye. Motion passed.

Mayor Crabtree read Ordinance Number 744 by title only, which is entitled:

AN ORDINANCE AMENDING PEA RIDGE MUNICIPAL  
CODE, TITLE 14, THE OFFICIAL ZONING ATLAS MAP  
OF PEA RIDGE, ARKANSAS, TO REZONE CERTAIN  
LAND BELONGING TO CHUCK AND DIANNE BURNETT FROM  
A-1 AGRICULTURE TO R-3 MEDIUM DENSITY RESIDENTIAL

Alderman Keene, seconded by Alderman Guthrie, moved that the rule requiring the reading of an ordinance by title only on three different days be suspended. Mayor Crabtree put the question on the adoption of the motion and the roll being called, the vote was as follows: Ginger Larsen voted aye; Merrill White voted aye; Steve Guthrie voted aye; and Cody Keene voted aye. Motion passed.

Thereupon Mayor Crabtree declared that at least two-thirds of all members of the council have voted in favor of the motion to suspend the rule. The motion was carried, and the rule suspended. Mayor Crabtree then read the Ordinance by title only.

Alderman Guthrie, seconded by Alderman Keene, moved that the Ordinance be adopted. The question was put by Mayor Crabtree on the adoption of the motion and the roll being called, the vote was as follows: Ginger Larsen voted aye; Merrill White voted aye; Steve Guthrie voted aye; and Cody Keene voted aye.

The Mayor thereupon declared the Ordinance adopted and signed the Ordinance, which was attested by the City Recorder and sealed with the Seal of the City.

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Alderman Keene, seconded by Alderwoman Larsen, moved to introduce Ordinance Number 745 by title only. The roll being called, the vote was as follows: Ginger Larsen voted aye; Merrill White voted aye; Steve Guthrie voted aye; and Cody Keene voted aye. Motion passed.

Mayor Crabtree read Ordinance Number 745 by title only, which is entitled:

AN ORDINANCE ACCEPTING THE FINAL PLAT OF MARILYN'S ORCHARD,  
PHASE 1 SUBDIVISION PEA RIDGE, BENTON COUNTY, ARKANSAS:  
THE DEDICATION OF UTILITY EASEMENTS, STREETS AND OTHER  
PUBLIC WAYS THEREIN.

Alderman Keene, seconded by Alderman Guthrie, moved that the rule requiring the reading of an ordinance by title only on three different days be suspended. Mayor Crabtree put the question on the adoption of the motion and the roll being called, the vote was as follows: Ginger Larsen voted aye; Merrill White voted aye; Steve Guthrie voted aye; and Cody Keene voted aye. Motion passed.

Thereupon Mayor Crabtree declared that at least two-thirds of all members of the council have voted in favor of the motion to suspend the rule. The motion was carried, and the rule suspended. Mayor Crabtree then read the Ordinance by title only.

Alderman Guthrie, seconded by Alderman Keene, moved that the Ordinance be adopted. The question was put by Mayor Crabtree on the adoption of the motion and the roll being called, the vote was as follows: Ginger Larsen voted aye; Merrill White voted aye; Steve Guthrie voted aye; and Cody Keene voted aye.

Alderman Keene, seconded by Alderman Guthrie, moved that the Emergency Clause be adopted. The question was put by Mayor Crabtree on the adoption of the motion and the roll being called, the vote was as follows: Ginger Larsen voted aye; Merrill White voted aye; Steve Guthrie voted aye; and Cody Keene voted aye. Motion passed.

The Mayor thereupon declared the Ordinance and Emergency Clause were adopted and signed the Ordinance, which was attested by the City Recorder and sealed with the Seal of the City.

The 2021 Amended Budget was presented with the total receipts/expenditures for each department effected as follows:

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CITY GENERAL	\$5,799,760.00
CITY PARK	62,700.00
FIRE DEPARTMENT	782,800.00
FIRE DEPARTMENT ACT 833	30,000.00
IMPACT FEES	672,000.00
LIBRARY	67,680.00
STREET DEPARTMENT	1,034,900.00
	\$8,449,840.00

Mayor Crabtree read Resolution Number 473, which is entitled:

A RESOLUTION AMENDING THE BUDGET FOR OPERATION OF THE CITY OF  
PEA RIDGE FOR THE CALENDAR YEAR 2021

Alderman Keene moved, seconded by Alderman Guthrie to approve Resolution Number 473 as read. The roll being called, the vote was as follows: Ginger Larsen voted aye; Merrill White voted aye; Steve Guthrie voted aye; and Cody Keene voted aye. Motion passed.

Mayor Crabtree stated that he is working with City Attorney Perry concerning the legality of using ARPA funds for premium pay for all employees. This should be determined in the first few months of 2022.

Mayor Crabtree read Resolution Number 474, which is entitled:

A RESOLUTION APPOINTING AN ATTORNEY FOR THE  
CITY OF PEA RIDGE, ARKANSAS

Alderman White moved, seconded by Alderman Keene to approve Resolution Number 474 as read. The roll being called, the vote was as follows: Ginger Larsen voted aye; Merrill White voted aye; Steven Guthrie voted aye; and Cody Keene voted aye. Motion passed.

Mayor Crabtree read Resolution Number 475, which is entitled:

A RESOLUTION APPOINTING A CITY PROSECUTING  
FOR THE CITY OF PEA RIDGE, ARKANSAS

Alderman White moved, seconded by Alderman Keene to approve Resolution Number 475 as read. The roll being called, the vote was as follows: Ginger Larsen voted aye; Merrill White voted aye; Steven Guthrie voted aye; and Cody Keene voted aye. Motion passed.

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On a recommendation from Mayor Crabtree Alderman Keene moved, seconded by Alderman Guthrie to give all employees a 6% increase per year. The roll being called, the vote was as follows: Ginger Larsen voted aye; Merrill White voted aye; Steven Guthrie voted aye; and Cody Keene voted aye. Motion passed.

Alderman Keene moved, seconded by Alderman Guthrie to adjourn the meeting. Motion passed unanimously.

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Jackie Crabtree, Mayor

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Sandy Button, City Clerk