

The Town of  
Fountain Lake, Arkansas  
7148 Park Avenue  
Fountain Lake, Arkansas 71910

Minutes of the 67th Special Council Meeting  
April 13, 2010

The special meeting was called to order at 7:00 PM by Mayor Frank Pfenenger. Members present included Kathy Raab, Donna Belote, Jane Tuma, Carl Rader, Jack Fields, Tracie Taylor and Jerry Wright.

Meeting Purpose – The main purpose of the meeting was for the road committee to present bids for road work and any other business if needed.

Minutes- The reading of the past Minutes were motioned by Carl Rader and seconded by Donna Belote not to be presented at this meeting but to wait and have them read at the next general meeting. Motion passed with all in favor, none opposed.

Committee Reports:

Road Committee – Jack Fields reported that the only bid received for the work to be done was from Cranford Construction on the following roads: Needham for \$4,897.00, Hillvale Garden Trail for \$2,062.00, Bud McKinley Road for \$29,014.00 and Zander Trail for \$5,296.00 for paving which totals \$41,269.00. The Road Committee Has agreed these roads are a priority and need to be done. Jerry Wright informed the board that Hillvale Garden Trails bid was for the wrong end of the road and would have to be switched. Jack Fields or Carl Rader would call to inform them of the mistake but the footage was correct so the outcome would be the same. The Road Committee will ask for bids from Spa for chip-n-seal but recommends Cranford Construction to do the paving. Carl Rader gave background on Cranford Construction as to why he recommends them to the committee members. Mayor Frank Pfenenger had questions about other roads that had problems and if the 4 bids we had for the 4 roads were separate contracts or one contract. Jack Fields reported that they were one contract and that the road committee would get other bids for fixing the pot holes, bush hogging, drainage problems and prep work on the other roads. It would be nice to have the county do them but we are not a priority on their list. Jack Fields made a motion to accept all bids offered from Cranford Construction and to proceed with the road improvements. Carl Rader seconded. Motion passed with all in favor, none opposed. Mayor Frank Pfenenger asked if there was anymore discussion and Jack Fields informed the board that the Budget needed to be amended to increase the maintenance and contractual services to cover this project and any future projects that will be needed during the year.

Budget and Finance Committee – The reading of the Financials were motioned by Karl Rader and seconded by Jack Fields not to be presented at this meeting but to wait and have them read at the next general meeting. Motion passed with all in favor, none opposed. Discussion was held about

the current budget and what needed to be moved to cover what was needed at this time and for future maintenance. Mayor Frank Pfeneger suggested that \$70,000.00 be moved to the maintenance and contractual service budget. Donna Belote motioned to move the \$70,000.00 out of the APEX savings account and be placed into the maintenance and contractual service budget. Jack Fields seconded. All were in favor, none opposed. Mayor Frank Pfeneger reminded the board that the Road Committee can only spend up to \$5,000.00 on an emergency basis for the roads. He informed the board that they can spend funds through the mayor because it is part of the law in which he could appropriate a certain amount of money without getting an approval from the board. He also informed the board that the lawyer stated the law states that the treasurer has to give the board a monthly report of the financials. As of right now the board has only been meeting once every two months and that it would have to be changed to accommodate the law to every month. It was motioned by Donna Belote to give the mayor the ability to dispense appropriate spending up to \$5,000.00 from all the budgeted items without the board approval. It was seconded by Jack Fields. All were in favor, none opposed. It was brought before the board that the Arkansas Municipal League Annual Conference budgeted line item needed to be amended to increase it by \$361.74 for a new balance of \$961.74. Jack Fields made a motion. Carl Rader seconded. All in favor none opposed. The treasurer informed the board that a safety deposit box was rented by the city for \$50.00 a year. The treasurer would give a complete list of contents at next general meeting. Mayor Frank Pfeneger brought up the discussion about adding a 3<sup>rd</sup> person to all bank accounts, ~~and~~ <sup>safety deposit</sup> ~~and~~ <sup>Box</sup> CD's that the city of Fountain Lake has and he recommends Donna Belote be added. Jack Fields made a motion to add Donna Belote. Carl Rader seconded. All were in favor, none opposed.

Activities Committee – no report

Old Business – Leo and Levita Johnson's gate that was damaged during bush hogging is under discussion because of the size of gate. At the time Kathy informed the Johnson's that the city would replace the gate exactly with what was already installed with no charge to them. The gate was a 16 footer that the city measured and when Mr. Johnson called Kathy she inform him the city would replace it. Mr. Johnson stated he just wanted a 12 footer gate. Kathy informed him that it would leave a 4 foot gap. He stated he was going to work on some fencing, so that was fine. Kathy informed the board that she purchased the 12 foot gate as requested by Mr. Johnson and that it was hung by Tim. Kathy informed the board that she received a call from Mrs. Johnson questioning why they 12 foot gate was hung and not the 16 foot gate. Kathy informed her that her husband requested the 12 foot gate. Mrs. Johnson questioned when she spoke with Mr. Johnson. Kathy informed Mrs. Johnson that she spoke to him when he called about the bush hogging on the highway. Kathy stated that was private property and the city could not perform the bush hogging. It was recommended that all future agreements have a signed release form stating what the city will do and at the completion of the job verify that all parties are satisfied. Mayor Frank Pfeneger requested that Jack Fields oversee the gate issue.

With no other discussion Mayor Frank Pfeneger asked for a motion to be adjourned. Carl Rader motioned. Jack Fields seconded. All in favor none opposed.

Maie Taylor  
Town Clerk

Frank Pfeneger  
Mayor

