

THE TOWN OF
FOUNTAIN LAKE, ARKANSAS
7148 PARK AVENUE
FOUNTAIN LAKE, ARKANSAS 71901.

MINUTES FROM THE 134th SPECIAL TOWN COUNCIL MEETING THIS WAS HELD ON
NOVEMBER 23, 2015.

THE MEETING WAS CALLED TO ORDER BY MAYOR JACK FIELDS. MEMBERS
PRESENT WERE JIMMY ATTEBURY, JAMES DRIVER AND RICK QUALLS. MEMBER
ABSENT WAS PETE DOW. ATTORNEY JOHN HOWARD WAS ALSO PRESENT.

MAYOR JACK FIELDS BROUGHT BEFORE THE BOARD A RESOLUTION ABOUT
BUYING SAID PROPERTY AT 7059 PARK AVENUE. MAYOR JACK FIELDS
PRESENTED AN APPRAISAL FROM BANK OF THE OZARKS FOR \$95,000 DOLLARS
AND THAT WAS THE ASKING PRICE FOR SAID PROPERTY FROM MR, PHENENGER.
ATTORNEY JOHN HOWARD ASKED THE BOARD QUESTIONS AND GAVE
SUGGESTIONS PERTAINING TO THE PURCHASE OF PROPERTY. HE ASKED WAS
THERE A PUBLIC PURPOSE FOR THIS LAND, HAD A TITLE SEARCH BEEN DONE,
HAD THE PROPERTY BEEN CHECKED FOR HAZARDOUS MATERIAL AND WASTE.
THAT AN ORDINANCE MIGHT NEED TO BE DONE TO PURCHASE THE LAND FROM
MR. PHENENGER DUE TO HIM BEING A RECENT BOARD MEMBER AND MAKING
SURE TOWN WAS NOT BUYING THE PROPERTY AS A FAVOR. THAT A NOTICE BE
PUT IN THE PAPER FOR PUBLIC COMMENT AT NEXT TOWN MEETING.

DISCUSSION WAS MADE BY BOARD MEMBERS ABOUT MR. HOWARDS
RECOMMENDATIONS, THE SAID VALUE OF PROPERTY AND LIABILITY ISSUES
ABOUT HAVING A PARK IF THE LAND WAS PURCHASED.

DOCUMENTS PRESENTED TO THE BOARD SHOWED THE COUNTY HAS MARKET
VALUE OF SAID LAND AT \$83,750 DOLLARS AND MR. HOWARD STATED THAT
GOVERNMENT ENTITIES ARE IMMUNE FROM LAW SUITS.

AFTER MORE DISCUSSION THE BOARD DECIDED TO MAKE A COUNTER OFFER OF
\$85,000 DOLLARS FOR THE PROPERTY AT 7059 PARK AVE AND THE OTHER
RECOMMENDATIONS BY ATTORNEY HOWARD WILL HAVE FURTHER DISCUSSON
IF LAND IS PURCHASED. MAYOR JACK FIELDS SAID HE WOULD CALL MR.
PHENENGER WITH COUNTER OFFER AND IT WOULD BE DISCUSSED AT NEXT
MEETING AFTER NOTICE IS PUT IN PAPER.

A MOTION WAS MADE BY JIMMY ATTEBURY AND 2ND BY RICK QUALLS TO
ADJOURN. ALL WERE IN FAVOR NONE OPPOSED


MAYOR JACK FIELDS


TRACIE TAYLOR/CLERK/TREASURER

