



City Council Meeting Minutes September 7, 2021

Sammy Hartwick, Mayor	Present
Stephen Ferguson	Present
Mark Hardin	Present
Ty Kelso	Present
Larry Johnson	Present
Richard Snuggs	Present
Matt Reynolds	Present

Roll call indicated a quorum was present.

Richard Snuggs made a motion to approve the minutes from the August meeting, Mark Hardin seconded. Motion passed 6-0.

Public Meeting – Special Use Permit for Kiddieville – Tim Tyler

Tim Tyler informed the council that public hearings are usually held at Planning Commission meetings, but the deadline for a public hearing of fifteen days notice was missed for the August Planning Commission meeting, so the owners requested that it be held at the City Council meeting in September due to time constraints. Kiddieville owners were under the understanding that the property was designated as a C-2 zoning, and has operated as such for several decades. In the process of closing on the property in a sale, they found out that they were actually under an R-1 zoning, which requires a special use permit to operate a daycare. There were three individuals to speak for the special use permit in the public hearing:

Diane Payton, the current owner of Kiddieville at 7 Tyler St.

Ron Goodman, who is the attorney representing Diane Payton and Kiddieville.

A representative from the company wishing to buy the Kiddieville property – Child Development Schools Inc.

There were none present at the public hearing to speak against the special use permit.

A motion to close the public hearing was made by Ty Kelso, seconded by Matt Reynolds, and passed 6-0.

Ordinance #11-21 – A Special Use Permit for the Kiddieville Property – Tim Tyler
The proposed ordinance was a special use permit to operate a daycare in an R-1 zoning on the Kiddieville property. A request from Mr. Tyler and the future property owners was made to apply the special use permit to the property as a whole instead of just with the future owners of the property, because the buildings are specifically designed to be a daycare facility. A motion to apply the special use permit to the property as a whole was made by Mark Hardin, seconded by Ty Kelso, and passed 6-0. A motion to suspend the rules was made by Mark Hardin, seconded by Matt Reynolds, and passed unanimously. A motion to approve Ordinance 11-21 was then made by Richard Snuggs, seconded by Matt Reynolds, and passed 6-0. A motion to approve the emergency clause was made by Mark Hardin, seconded by Matt Reynolds, and passed 6-0.

Audit Report

Mayor Hartwick informed the council that the audit report was not yet ready, so this item was moved to the October agenda.

Water Line Bid Opening – Mayor Hartwick

The bid opening was for a water line project from Lieblong Rd. to Blaire Rd. There were two bids that were presented at the meeting – one from Johnson & Sons for \$76,350, and another from Paladino-Nash for over \$158,000. A motion to accept the Johnson & Sons bid was made by Mark Hardin, seconded by Matt Reynolds, and passed unanimously.

Ordinance #12-21 – To Modify and Regulate Setback Distances for Properties Facing Collector Streets – Tim Tyler

Mr. Tyler explained that the Planning Commission makes it a common practice to not allow driveways to empty directly onto collector streets. This ordinance would put this common practice into the City Code. The ordinance would not allow residential driveways to empty directly onto collector streets if the lot falls under one of these rules: If the width of the lot is under 150 feet, if the setbacks of the lot are under 100 feet, if the lot has a depth under 200 feet, or if there is less than 150 feet between two driveways on the same or separate lots. The definition of a collector street is in the code book and is clarified on the master street plan. There are three classes of streets in the city: local streets, collector streets, and highway streets. A motion to suspend the rules was made by Mark Hardin, seconded by Richard Snuggs, and passed 6-0. A motion to approve Ordinance 12-21 was made by Mark Hardin, seconded by Richard Snuggs, and passed unanimously. A motion to approve the emergency clause was made by Mark Hardin, seconded by Richard Snuggs, and passed 6-0.

Resolution #04-21 – To Repeal Resolution 05-11 & Withdrawing Request to Remain a Second Class City – Mayor Hartwick

Mayor Hartwick stated that the census for Greenbrier has come back with the city now having a population of over 5,000. Because of that, the City of Greenbrier can no longer remain a City of the Second Class. This resolution would withdraw the request made in 2011. A motion to approve Resolution 04-21 was made by Richard Snuggs after the resolution was read by the heading only. The motion was seconded by Mark Hardin and passed 6-0.

Ordinance #13-21 – Amending Ordinance 14-18 to Extend the Dates of Sale for Firework Stands

This ordinance would expand the dates of sale around the Fourth of July holiday to be from June 20 through July 7. A motion to suspend the rules was made by Richard Snuggs, seconded by Mark Hardin, and passed 6-0. A motion to approve Ordinance 13-21 was made by Matt Reynolds, seconded by Richard Snuggs, and passed 6-0. A motion to approve the emergency clause was made by Larry Johnson, seconded by Matt Reynolds, and passed 6-0.

Chamber of Commerce – Ashton Pruitt

The Chamber of Commerce has several new members, and over 60 new members in 2021 so far. The Teacher Breakfast and Expo was a great success at the beginning of August. The August Business of the Month was Hometown Party Rentals. “Pets in the Park” is coming up on October 2nd at Matthews Park. Money made from vendors will go back into the park fund. September 16th will be the ribbon cutting and open house at Edward Jones on Lois Lane. November will begin the Hometown Holiday and the other Greenbrier Holiday events. The Junk and Drive on 65 is scheduled for May 6-7, 2022.

Mayor Hartwick informed the council that the City will be awarded two awards at the Arkansas State Parks banquet in Hot Springs on September 16th. One will be for Matthews Park, and the other for the Art Jam event.

On September 18, the Game and Fish will be sponsoring a fishing derby at Matthews Park.

Mr. Hayden Thrasher was present to introduce himself to the City Council and announce his candidacy for Justice of the Peace for District 2.

A motion to adjourn into executive session was made by Mark Hardin, seconded by Matt Reynolds, and passed 6-0.

Results from Executive Session: Richard Snuggs made a motion to approve bonuses for each City employee. The bonus will be \$350 for employees with less than 20 years of tenure, and \$500 for those with over 20 years of tenure. Larry Johnson seconded and the motion passed 6-0.

When the council returned from executive session, a motion to approve the Mayor's recommendation and adjourn was made by Matt Reynolds, seconded by Mark Hardin, and passed 6-0.

Sammy Hartwick, Mayor

Hunter Thrasher, Recorder/Treasurer