

**HECTOR CITY COUNCIL**  
**Regular Meeting Monday, May 20, 2024 at 6:30pm**  
**Hector City Hall**

Meeting called to order by/time: Mayor John Riley at 6:30pm

Council Members:	<u>Position</u>	<u>Name</u>	<u>Present / Absent</u>
	Alderman 1	Samantha Brashear	Absent
	Alderman 2	John Mosley	Present
	Alderman 3	Peggy Gregory	Present
	Alderman 4	Carey McGee	Present
	Alderman 5	Hannah D'Amato	Present

Attorney: Bill Smith Present via phone

Pledge of Allegiance

Meeting opened with prayer by: Peggy Gregory

04-15-24 Council Meeting Minutes: Reviewed & Accepted Motion made by: Hannah D'Amato  
Motion 2<sup>nd</sup> by: Peggy Gregory  
Vote: Passed 100% (4/4)

April 2024 Financial Report: Reviewed & Accepted Motion made by: John Mosley  
Motion 2<sup>nd</sup> by: Carey McGee  
Vote: Passed 100% (4/4)

Public comments:

- None

Police Department Report: Chief Phillip Hubbard Present

- Several traffic stops were made, along with DWI arrest.
- Letters sent to property owners in the city to clean up their property.

Streets/Parks Report

- A. Kubota Tractor clutch replacement
- B. HectorFest

- Natalie Brock contacted River Valley Tractor to look at the clutch; they are booked up and may not be available to look at it for a while.
- Mayor suggested to the council that one option is to check into trading off the tractor for one that is wider so the city could mow their own ditches for the city streets.
- Mayor Riley contacted Tri County to fix the area on Elm Street, the area that they patched has sunk in. Tri County will contact the county to see if they will help fix the patched area.
- Flags are being put up along the City of Hector Main Street.

**Old Business:**

Agenda Item A: HectorFest

1. Consideration of a resolution for an appropriation from the General Fund for entertainment in the amount of 2300.00
  2. Consideration of a resolution for an appropriation from the General Fund for waterslides in the amount of
- Jessica Kurtzo will be coordinating the HectorFest Events. HectorFest will be June 22, 2024, with festivities starting from 2:00pm – 10:00pm. Vendors may set up earlier in the day.
  - Around 14 vendors will be setting up, there will be no vendor fee, but the vendors must register. The registration form is available on the City of Hector website.
  - To help offset the cost, the city will offer sponsorships in the amount of \$250.00/\$150.00, the checks received will be deposited into the General Fund.
  - A fireworks display will start at the end of the event, around 9:30pm.
  - The big oak tree at Cecil Riley Park will need to be cut down, lighting may have struck the tree.
  - Several bands will be present for HectorFest: Seth Freeman (\$600.00), Changing Lanes (\$300.00), Mountain Boomers (\$200.00), Little Buffalo River Band (\$300.00), and Lindsey Watson (\$100.00). The cost for sound will be \$800.00. Mayor proposed resolution to council for HectorFest for the sound and entertainment in the amount of \$2300.00 from the General Fund.
  - Mayor will contact the AR Clinic and Hector Library to see if the city could section off parts of their parking lots for handicap parking.
  - **Resolution presented by council member:**      **Motion made by:**      **Motion 2<sup>nd</sup> by:**      **Vote:**  
Resolution 2024-9: to approve an      **Peggy Gregory**      **Carey McGee**      Passed  
appropriation from the General Fund in the                     100% (4/4)  
amount of \$2300.00 for the purposes of sound  
and entertainment for HectorFest. The  
community benefits will be increased  
economic activity within the City of Hector.
  - Mayor suggested the city has three options for waterslides this year.
  - Last year Insane Inflatables provided two waterslides in the amount of \$604, and Natalie Brock provided the kitty pool. Natalie Brock’s kitty pool pump no longer works.
  - This year the first option: Insane Inflatables provides two waterslides in the amount of \$604.00; second option: Insane Inflatables provides two waterslides with one kitty pool in the amount of \$851.00; or the third option: approve an appropriation from the general fund in an amount not to exceed \$851.00 and the mayor find a better deal for waterslides for HectorFest.
  - The Jr. Beta Club will supervise the waterslides.
  - **Resolution presented by council member:**      **Motion made by:**      **Motion 2<sup>nd</sup> by:**      **Vote:**  
Resolution 2024-10: to approve an      **Carey McGee**      **Hannah D’Amato**      Passed  
appropriation from the General Fund in the                     100% (4/4)  
amount not to exceed \$851.00 for the purpose  
of waterslides inflatables for HectorFest.

Agenda Item B: Animal Control Ordinance discussion

- The council members reviewed the draft animal control ordinance, several items discussed to remove/add to the draft ordinance. Council member Hannah D’Amato will take the items discussed and incorporate them into the draft file. The draft ordinance with comments incorporated will be discussed at the next scheduled council meeting in June. (See Exhibit A).

Agenda Item C: Sidewalk Project update.

- Arkansas Highway Department requested Trey Foster with Civil Engineering Associates (CEA) to correct some items on the prints. CEA has corrected the items and submitted them. CEA anticipates that in June the project will go out for bids.



**New Business:**

Agenda Item A: Property Maintenance Ordinance Discussion/Economic Development

- Mayor Riley expressed his concern with the local businesses closing and what to do to attract future businesses to the City of Hector.
- Mayor Riley stated that a lot of traffic flows through the town but there are not really any businesses for the commuters to stop in to shop or to dine.
- Mayor Riley provided each council member a draft copy of a property maintenance ordinance to review (See Exhibit B). This ordinance will help the city enforce property management within the City of Hector.
- The property maintenance ordinance will be discussed at the next scheduled council meeting in June.

Agenda Item B: Discussion of the feasibility of city trash services contract

- Mayor Riley discussed if the council members wanted to pursue this option for providing trash services for citizens within the city limits.
- Mayor Riley will put something on the city website to see if the citizens of Hector would be interested in this service.
- If the council decides to pursue this option, then the city would have to go through a formal bidding process and the contract would be a two-year contract.

Agenda Item C: Review of Chambers Bank proposal

- Mayor Riley provided each council member a copy of the Chambers Bank proposal to review.
- The proposal stated that the City of Hector accounts would receive an annual 3% on deposits, the city is currently not receiving this option. Another item that is good for the city and required by the Arkansas Municipal League, is that the bank would provide an account collateralization on the funds held in deposits in the bank.
- Chambers Bank will aid in the transition from Diamond Bank to Chambers Bank.
- All three accounts will transition from Diamond Bank to Chambers Bank. This will include the General, Street and ARP Accounts with authorized signature bearers being Mayor John Riley and Recorder/Treasurer Sandra Barton.
- **Resolution presented by council member:** Resolution 2024-11: authorizing the City of Hector to move financial services to Chambers Bank under the proposed contract offered by Chambers Bank, this would include General, Street and ARP accounts. **Motion made by:** Carey McGee **Motion 2<sup>nd</sup> by:** Peggy Gregory **Vote:** Passed 100% (4/4)

Agenda Item D: Fun Park Grant

- Mayor Riley provided prices for commercial benches, play equipment, grills, exercise equipment, etc. to get an idea of the cost of these items.
- Karen Barlow should be attending a meeting soon on the Fun Park Grant.

Agenda Item E: Hector Police Department MOU with Hector School District

- The Hector School has informed Mayor Riley that they are cancelling their School Resource Officer (SRO) memorandum of understanding (MOU) with the City of Hector effective June 30<sup>th</sup>, 2024.
- The school districts were approved through law enforcement standards to begin their own school district police departments, this will be effective for the school on July 1, 2024. The school will train and be responsible for this department and will have to provide all necessary items for the school officers.
- The City of Hector will no longer be responsible to provide items or expenses for the SRO.
- The SRO at the Hector School will render all items provided to him back to the City of Hector Police Department.
- Council member Hannah D'Amato asked about the LOPFI for the SRO. Mayor Riley explained that the LOPFI is a reciprocal system, and the officer will receive time credit; an officer can work for various locations

and receive retirement from each one. Example: an officer may work for one location for 10 years and another location for 5 years, the total time would be 15 years of service.

- Chief of Police Hubbard for the City of Hector provided an endorsement with conditions for arrest authorities 1,000 feet of school owned property.
- Hector Police Department can still provide mutual aid to the Hector School.
- The City of Hector will save around \$20,000 a year.
- The SRO officer will be using comp time acquired and be released from responsibilities from the Hector Police Department by June 30, 2024.

Additional Items discussed:

- Items planted in the community garden; this is the area behind the city hall.

City Council members review and approval of financial transactions.

Meeting adjourned:


Time: 8:33pm

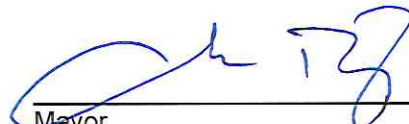
Motion made by: Peggy Gregory

Motion 2<sup>nd</sup> by: Hannah D'Amato

Vote: Passed 100% (4/4)

The next regularly scheduled council meeting will be held on June 17th, 2024, at 6:30pm.

  
\_\_\_\_\_  
Recorder/Treasurer

  
\_\_\_\_\_  
Mayor

By signing, I agree that pages 1-4 are true and correct copy of the meeting held by the Hector City Council on May 20, 2024.

# EXHIBIT A

- ANIMAL CONTROL ORDINANCE DISCUSSION - DRAFT

## Hector City Dog Ordinance - DRAFT

### Section I. Definitions

(a) As used in this ordinance, the following terms mean:

- Animal: Domesticated dog.
- Animal Control Authority: The person or persons designated to enforce this ordinance.
- At Large: An animal off the property of the owner and not under restraint, except when on the private property of someone other than the owner who has permitted the animal to be unrestrained or in a designated dog park.
- Dangerous/Vicious Dog: Any dog that exhibits aggressive behavior posing a threat to public safety, including attacks on people or other animals.
- Leash: A tether of no longer than 6 feet used to control a dog.
- Owner: A person having the right of property or custody of a dog or who keeps or harbors a dog.
- Under Restraint: An animal secured by a leash or within the real property limits of its owner or an authorized person.

### Section II. Leash Law

(a) All dogs within city limits must be under the control of their owner or handler and restrained by a leash when in public areas. The leash should be no longer than 6 feet in length.

(b) Punishment: Violation of the leash law will result in a fine of \$50 for the first offense, \$100 for the second offense, and \$200 for each subsequent offense.

### Section III. Vaccination and Rabies Vaccinations

(a) All dogs must receive regular vaccinations in accordance with the schedule recommended by a licensed veterinarian.

(b) Rabies shots are mandatory and should be administered in compliance with state and local laws.

(c) A certificate of vaccination, on a form recommended by the Compendium or containing the same information, shall be issued to the owner of each dog vaccinated for rabies. Each vaccinated dog should have a permanent means of identification.

(d) Punishment: Failure to comply with vaccination requirements will result in a fine of \$100 for each offense.

### Section IV. Spaying and Neutering

(a) All dogs must be spayed or neutered.

(b) Punishment: Failure to spay or neuter a dog will result in a fine of \$200.

### Section V. Vicious Dog Ordinance

(a) Any dog exhibiting aggressive behavior that poses a threat to public safety shall be classified as a vicious dog.

(b) Vicious dogs will be subject to immediate euthanization, and the owner will be fined \$150.

(c) The owner will also be held liable for any damages caused by the dog, as well as the associated euthanasia fees.

(d) Upon the third offense, the owner will be prohibited from owning animals within city limits.



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(e) Punishment: Fines for owning a vicious dog without proper precautions will be \$500 for the first offense, \$1000 for the second offense, and a permanent ban on owning animals within city limits for the third offense.

## Section VI. Collar and Identification

(a) Every dog must wear a collar with an attached tag displaying up-to-date owner information.

(b) Proof of vaccinations should be readily available upon request.

(c) Punishment: Failure to comply with collar and identification requirements will result in a fine of \$50.

## Section VII. Stray Dogs

(a) Stray dogs found within city limits will be captured and announced by the city authorities.

(b) If unclaimed within the legal timeframe specified by city regulations, these dogs will be subject to humane euthanization.

(c) If a stray dog is claimed, the claimant will be responsible for applicable hold fees and fined in accordance with the leash law.

(d) Punishment: Failure to claim a stray dog within the specified timeframe will result in a fine of \$100.

(e) Unclaimed animals, captured by the City of Hector, will be euthanized within 3 days of animal being captured, announced, and unclaimed by a designated veterinarian of the city's choosing.

## Section VIII. Interference

(a) No person shall interfere with, hinder, or molest any agent of the City of Hector in the performance of any duty as herein provided.

(b) Any person violating this section shall be deemed guilty of a misdemeanor and shall be subject to a penalty of \$50 to a maximum penalty of jail time.

## Section IX. Repeal of Conflicting Ordinances

(a) All other ordinances of the City of Hector that are in conflict with this ordinance are hereby repealed to the extent of such conflict.

## Section X. Severability

(a) If any part of this ordinance shall be held invalid, such part shall be deemed severable and the invalidity thereof shall not affect the remaining parts of this ordinance.

## Section XI. Safety Clause

(a) The City of Hector hereby finds, determines, and declares that this ordinance is necessary for the immediate preservation of the public health, safety, and welfare of the City of Hector and the inhabitants thereof.

## Section XII. - Interference with enforcement.

It shall be unlawful for any person to:

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- (a) Interfere in any manner with the City of Hector animal control worker while they have in their custody any animal.
- (b) Remove from the animal shelter any animal which is in the custody of the animal shelter unless the director or other person in charge of the animal shelter has authorized the release of such animal.
- (c) Knowingly obstruct, impair or hinder, directly or indirectly, the lawful performance of enforcement and animal control functions of the director or other appointed animal control officer.

Section XIII - Cruelty to animals.

(a) It shall be unlawful for any person to:

1. Overdrive, overload, overwork, torture, beat, mutilate, kill needlessly, carry or confine in a vehicle in an inhumane manner, or otherwise mistreat, any animal.
2. Fail to provide any animal with proper food, drink, protection from the weather and veterinary care.
3. Abandon any animal.
4. Intentionally poison any animal.
5. Allow or promote any fight between animals, or to allow or permit any such fight in or upon any premises in his possession or under his control.
6. Allow an animal to be kept in unsanitary conditions.
7. Keep or confine an animal in any other capacity than a humane manner.
8. Any owner of a dog, when confining such dog on a chain, shall confine such dog by a chain of at least ten feet, and the chain shall be affixed to the dog's collar and attached to some substantial stationary object adequate to prevent the dog from running at large.

(b) Animal control officers have the authority to remove any animal subject to cruelty and impound such animal. The animal(s) shall be humanely euthanized at the owner's expense.

State Law reference— Authority to prevent cruelty to animals, A.C.A. § 14-54-103(7); cruelty to animals, A.C.A. § 5-62-122.



# EXHIBIT B

- PROPERTY MAINTENANCE ORDINANCE - DRAFT

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CITY OF HECTOR, ARKANSAS  
ORDINANCE NO. 2024-

AN ORDINANCE REGARDING MAINTENANCE OF REAL PROPERTY WITHIN  
THE CITY OF HECTOR, ARKANSAS

BE IT ORDAINED by the City Council of the City of Hector, Arkansas:

Sections:

- 1 General intent and purpose
- 2 Interpretation
- 3 Definitions
- 4 Minimum property maintenance requirements and standards
- 5 Enforcement
- 6 Penalties

**Section 1. General intent and purpose:** The intent of this ordinance is to protect the public health, safety and welfare of the residents of Hector, Arkansas, with regard to residential and non-residential properties within the city limits of Hector by establishing minimum property maintenance requirements and standards to prevent blight, crime and disease, to preserve property values, to increase public confidence in safety, to enhance economic development, to facilitate the basic rights of adjacent property owners and citizens to enjoy their surroundings, to fix the responsibility of owners and occupants and to provide for administration, enforcement and penalties.

**Section 2. Interpretation:** This ordinance shall be construed liberally and justly in insure public health, safety and welfare insofar as they are affected by the continual use and maintenance of residential and non-residential properties.

**Section 3. Definitions:**

For the purposes of this Ordinance the following words and phrases shall have the meanings respectively ascribed to them:

(1) Code Official: Any person employed by the City of Hector, Police Department with the authority to issue non-compliance citations.

(2) Nuisance property: A nuisance property is one that unreasonably interferes with the use and enjoyment of lands of another, including the use of a structure which disturbs the peaceful, quiet, undisturbed use and enjoyment of nearby property. The definition of nuisance property shall also include but not be limited to, those properties found to be dilapidated, unsightly, unsafe, unsanitary, obnoxious, unfit for human occupancy, unlawful or detrimental to the public welfare.

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(3) Owners, occupants: Any person(s) whether owner(s) or occupants(s) under a lease agreement, shall be responsible for the care, maintenance and upkeep of the property owned or occupied.

(4) Property: For the intent and purpose of this Ordinance, "property" or "properties" shall be defined as any lot or parcel and its existing structures or buildings whether residential, commercial or industrial.

(5) Unfit for human occupancy: A structure is unfit for human occupancy or use whenever the Code Official determines that such structure is unsafe, unlawful or because of the degree in which the structure is in disrepair or lacks maintenance, is unsanitary, vermin or rat infested, contains filth and contamination or lacks water and sewer service or other utility services making the structure a hazard.

(6) Unlawful structure: A structure found in whole or in part to be a harbor for criminal activity, or one that constitutes a blighting problem due to a consistent lack of regular property maintenance, or is in such a structural state that the building constitutes a danger to anyone in, on or near said structure.

(7) Unsafe equipment: Equipment that is unsafe means any machinery that no longer functions in a manner consistent with its make and is openly and obviously displayed on property within the city limits.

(8) Unsafe property: An unsafe property is one in which all or part of the premises thereof is found to be dangerous to life, health, property, or the safety of the public or the occupants of the structure due to a state of non-repair, damage, decay, dilapidation, trash or fire hazard of such faulty construction or unstable foundation that would make the structure unsafe with partial or complete collapse likely.

(9) Unsanitary property: An unsanitary property is one in which the condition of the premises allows for infestation by rodents, vermin, pestiferous insects, mosquitoes or flies. An unsanitary property will include, but not be limited to, those allowing stagnant pools of water causing the breeding of mosquitoes.

(10) Unsightly property: Any residential, commercial or industrial lot, business, residential yard property within the city limits of Hector, Arkansas that allows weeds or grass to grow over 12 inches high. Unsightly properties shall include those allowing bagged or unbagged trash, garbage or refuse of any kind to accumulate on the premises. Unsightly properties shall include those allowing overgrown vegetation or conditions to exist that would have a potential to cause rat infestation or other vermin to occupy and breed on the property thereby causing infestation to spread to neighboring properties. Unsightly properties shall include those allowing inoperable, wrecked or "junked" vehicles, or vehicles on blocks, to remain on the property. Unsightly properties shall include those allowing non-trash items of any kind to accumulate on and around the premises, including but not limited to appliances, furniture or other household items. Unsightly properties shall include those that are not kept in good exterior repair.



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**Section 4. Minimum property maintenance requirements and standards:** It shall be unlawful for any person to keep, own or maintain any property, house, building, or other structure within the corporate limits of the City of Hector, Arkansas that constitutes a nuisance or that is unsightly, unsanitary, unsafe, unlawful or unfit for human occupancy. Property owners/occupants shall be held responsible for compliance to this Ordinance as follows:

A. Any equipment that is unsafe, inoperative, unfit for human use, or unlawful shall not openly and obviously displayed on Property within the city limits.

B. All properties, including but not limited to the primary structure, detached garages, fences and walls shall be kept in good repair and free from vines or other vegetation that may grow into the primary structure or onto an adjoining property.

C. A vacant structure unfit for human habitation, occupancy or use shall not be allowed to remain standing.

D. Long-term offensive odors shall not be permitted to emanate from the Property that unreasonably interfere with the ordinary use and enjoyment of neighboring property owners' land. This excludes naturally occurring odors beyond the control of the property owner.

E. Premises and exterior property shall be kept in good repair and free from all used or dismantled household appliances, furniture, vehicle parts, discarded personal property, garbage, junk, scrap, or refuse excepting those structures in the building, remodeling or demolition process.

**Section 5. Enforcement:** Any tenant and/or owner of real property within the City of Hector, Arkansas Police Department whose property violates this Ordinance shall be notified of the violation by the City of Hector and shall be given seven (7) days' notice to correct the ordinance violation. Said notice shall be sent by regular and certified mail and shall be sent to the following:

A. The occupant, if any, of the property, with notice sent to the physical address of the property;

B. The owner of the property, with notice sent to the owner's address of record at the office of Pope County Collector; and

C. Any lien holders of the property as reflected in the office of the Clerk and ExOfficio Recorder for Pope County, Arkansas.

If the owner, occupant or lien holder shall, after being sent notice as provided hereinabove, shall neglect or refuse to remove, abate or eliminate any condition as may be provided for in this Ordinance or fails to correct the ordinance violation, then the city may take any and all action necessary to correct the ordinance violation, and shall charge the costs thereof to the owner of the real property. As used herein, the term "costs" shall include the actual cost to correct the ordinance

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violation, as well as any administrative and collection costs incurred by the city. The city shall be entitled to a lien against the property for all such costs, provided that the lien shall be perfected, imposed and collected in the time and manner set forth in A.C.A. 14-54- 903 and 14-54-904.

**Section 6. Penalties:** Any person in violation of this ordinance shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined not less than Fifty Dollars (\$50.00) nor more than (\$100.00) per day. Each act of violation and every day upon which any such violation shall occur shall constitute a separate offense.

This ordinance shall be in full force and effect from and after the date of its passage and approval.

All ordinances or parts of ordinances in conflict herewith are hereby repealed.

DONE AND PASSED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2018.

\_\_\_\_\_  
Mayor Rick Shirron

Attest: \_\_\_\_\_  
Recorder/Treasurer