

City of Shannon Hills, Arkansas  
Special City Council Meeting  
June 28, 2007

Mayor Davis called the meeting to order at 6:30pm.

**Roll Call:** Present were Mayor Davis, Aldermen Robin Baker, Mike Kemp, Toni Cobb, James Smith, and Evelyn Cador and Recorder-Treasurer Curt Wilson. Alderman Dave Holsomback and City Attorney Patrick Benca were absent.

**Item 1: Ordinance 2007-11 Annexation of Edwards Land, Including Daycare Center and Adjoining Land on Sardis Road.**

First Reading:

A motion was made by Alderman Kemp that Ordinance 2007-11 be approved as presented. A second was provided by Alderman Baker. In a roll call vote, Aldermen Baker, Kemp, Cobb, Smith, and Cador voted "Yes." There were no opposing votes. The motion is approved.

Suspend Rules for Second Reading:

There was a motion from Alderman Kemp to suspend the rules and bring Ordinance 2007-11 to the floor for a second reading, invoking the emergency clause and reading only the title. Alderman Smith provided a second. Motion was approved by voice vote. There was no opposition.

Second Reading:

Alderman Kemp moved that Ordinance 2007-11 be approved. Alderman Baker provided a second. Mayor Davis read the ordinance title. Following the reading in a roll call vote, Aldermen Kemp, Cobb, Smith, Cador and Baker voted "Yes". The Motion was approved with 5 "Yes" votes, 0 "No" votes.

Suspend rules for third reading:

There was a motion from Alderman Kemp to suspend the rules and bring Ordinance 2007-11 to the floor for a third reading, invoking the emergency clause and reading only the title. Alderman Baker provided a second. Motion was approved by voice vote. There was no opposition.

Third Reading:

Alderman Kemp moved that Ordinance 2007-11 be approved. Alderman Smith provided a second. Mayor Davis read the ordinance title. Following the reading in a roll call vote, Aldermen Cobb, Smith, Cador, Baker and Kemp voted "Yes". The motion was approved with 5 "Yes" votes, 0 "No" votes. With this third reading and vote Ordinance 2007-11 is Approved.

**Item 2: Discussion Concerning Arkansas Digital Systems**

Alderman Kemp recommended terminating the contract with Arkansas Digital Systems on the basis of breach of contract, for the following reasons:

- Installation of unauthorized equipment on the water tower
- Failure to pay franchise fees in a timely fashion
- Billing the city for services that were contracted as free services

Following several minutes of discussion a motion was made by Alderman Kemp to:

- Deem the current contract with Arkansas Digital System (ADS) null and void
- Authorize City Attorney Benca to take action, if necessary
- Demand reimbursement of funds paid to ADS, paid by the city
- Demand payment of unpaid franchise fees
- Renegotiate a new non-exclusive contract, if interested.

The second was provided by Alderman Baker. In a roll call vote, Aldermen Smith, Cador, Baker, Kemp, and Cobb voted “Yes”. There was no opposition. The motion is approved.

**Item 3: Discussion Concerning Aristotle Proposal of Internet Service**

Elizabeth Boles, President of Aristotle, presented the Internet Services they could offer the city, and explained the process.

A motion was made by Alderman Baker to take the proposed contract to City Attorney Benca for review and if found acceptable the Mayor shall be authorized to sign and implement the contract. The second was provided by Alderman Cobb. In a roll call vote, Aldermen Cador, Baker, Kemp, Cobb, and Smith voted “Yes”. There was no opposition. The motion is approved.

**A Motion to Adjourn** was made by Alderman Baker. A second was supplied by Alderman Cobb. Motion was approved by voice vote with no opposition. The motion is approved.

The Meeting Adjourned at 7:45pm.

Date: \_\_\_\_\_

Approved: \_\_\_\_\_  
Larance Davis, Mayor

Attest: \_\_\_\_\_  
Curt Wilson, Recorder-Treasurer