THE TOWN OF FOUNTAIN LAKE, 7059 PARK AVENUE, FOUNTAIN LAKE, AR 71901

MINUTES FROM THE 236TH TOWN COUNCIL MEETING. THIS WAS HELD ON FEBRUARY 10, 2025.

THE MEETING WAS CALLED TO ORDER BY MAYOR JACK FIELDS.

MEMBERS PRESENT WERE MAYOR JACK FIELDS BY PHONE, KARL LOWRY, NICK LOWRY AND SHAWNA BOWEN. MEMBERS ABSENT WERE HAROLD JAMES AND JIMMY ATTEBURY. ATTORNEY JUSTIN HURST AND A MEMBER FROM THE COMMUNITY WERE ALSO PRESENT.

THE MINUTES WERE HANDED OUT. A MOTION WAS MADE BY NICK LOWRY TO ACCEPT THEM AS WRITTEN AND IT WAS 2ND BY KARL LOWRY ALL WERE IN FAVOR NONE OPPOSED.

THE FINANCIAL TOTALS WERE GIVEN OUT. A MOTION WAS MADE BY KARL LOWRY AND 2ND BY SHAWNA BOWEN TO ACCEPT THEM AS WRITTEN. ALL WERE IN FAVOR. NONE OPPOSED.

FINANCIAL COMMITTEE: NONE

ROAD COMMITTEE: NONE

OLD BUSINESS:

MR. HURST SENT A DRAFT LETTER OUT ABOUT ELK MEADOWS GATE. MAYOR JACK FIELDS ASK THE BOARD MEMBERS TO READ THE LETTER AND IF THEY APPROVE LET MR. HURST KNOW IT IS GOOD TO BE SENT OUT.

THE ORDINANCE FOR NOISE PREVENTION & PROHIBITING THE PRACTICE KNOWN AS "JAKE-BRAKING" (MOTOR BRAKING), PROVIDING FOR PENALTIES FOR SUCH WAS READ BEFORE THE BOARD FOR THE 2ND TIME.

MR. LOWRY STATED THAT THE SCOUTS ARE NO LONGER MEETING AT TOWN HALL.

NEW BUSINESS: NONE

PUBLIC COMMENT: MR. RIGSBY ASKED WHAT WAS GOING TO HAPPEN WITH THE GATE AT ELK MEADOWS TO ATTORNEY JUSTIN HURST.

MR. HURST STATED THAT A LETTER WILL BE SENT OUT WITH A TIME FRAME TO COMPLY WITH THE TOWN WANTING THE GATE OPENED OR TAKEN DOWN. MORE DISCUSSION WAS MADE AND ATTORNEY JUSTIN HURST STATED THE TOWNS POSITION WAS THAT THERE WERE SOMEWHAT OF NEGOTIATIONS MADE ABOUT THAT AREA BEING ANNEXED INTO THE TOWN AND THAT THE TOWN SPENT FUNDS ROUGHLY NORTH OF $80,000 DOLLARS TO MAINTAIN AND STARTED PAVING THOSE ROADS AND THAT THE TOWN CAN'T MAINTAIN THE ROADS NOW AND WERENT REALLY SUPPOSE TO SPEND THOSE TYPE OF FUNDS ON PRIVATE ROADS. SO, THE TOWNS POSITION IS THAT THE GATE MUST BE OPEN AT ALL TIMES OR TAKEN DOWN AND THE ROADS DECLARED PUBLIC ROADS WITH PUBLIC ACCESS AT ALL TIMES. SINCE YOU MR. RIGSBY ARE THE OWNER OF THAT SUB-DIVISION AND THAT IS WHY YOU WILL BE BROUGHT INTO THIS LITIGATION. MORE DISCUSSION WAS MADE WITH REGARD WITH THE PAVING PREVIOUSLY DONE ON EITHER SIDE OF THE ELK MEADOW GATE. MR. RIGBSY ALSO MENTIONED THE GATE AT THE TOWN HALL BEING CLOSED AND ATTORNEY JUSTIN HURST STATED THAT WAS A DRIVEWAY NOT A ROAD WITH MORE DISCUSSION BE HAD.

MAYOR JACK FIELDS INFORMED MR. HURST TO GO FORWARD WITH SENDING THE LETTER OUT TO MR. RIGSBY.

THE ORDINANCE FOR NOISE PREVENTION & PROHIBITING THE PRACTICE KNOWN AS "JAKE-BRAKING" (MOTOR BRAKING), PROVIDING FOR PENALTIES FOR SUCH WAS READ BEFORE THE BOARD FOR THE FIRST TIME.

NEW BUSINEESS:

MAYOR JACK FIELDS BROUGHT BEFORE THE BOARD ABOUT A FUEL TANK FOR THE TOWN HALL.

NICK LOWRY IS ASKING FOR ONE DUE TO THE TIME, DIFFICULTY, AND MONEY IT TAKES TO GET FUEL FOR THE EQUIPMENT. KARL LOWRY ALSO SPOKE ABOUT HIS AGREEMENT IN NEEDING ONE. MAYOR JACK FIELDS ASKED NICK TO CHECK WHAT A 100 GALLON TANK WOULD COST FROM LOWES.

MAYOR JACK FIELDS TALKED TO THE FENCE GUY TO SEE WHAT IT WOULD COST TO PUT A FENCE UP AROUND THE TANK AND HIS QUOTE WAS OVER $14,000 DOLLARS MAYOR JACK FIELDS WOULD LIKE TO GET SOME MORE BIDS. NICK SAID HE COULD PUT A FENCE UP AND HE WOULD GET SOME PRICING ON FENCE FOR THE NEXT MEETING

MAYOR JACK FIELDS REQUESTED IT BE TABLED UNTIL THE NEX MEETING NICK LOWRY MADE A MOTION AND IT WAS 2ND BY SHAWNA BOWEN. ALLWERE IN FAVOR NONE OPPOSED.

PUBLIC COMMENT: MR. RIGSBY ASKED WHAT WAS GOING TO HAPPEN WITH THE GATE AND MR. HURST SAID HE WOULD SEND A FORMAL LETTER FROM THE TO TOWN TO MR. RIGSBY TO OPEN THE GATE BUT NOT TO REMOVE IT. I THINK I UNDERSTAND YOUR POSITION AND THEN AT SOME POINT THE TOWN WILL MORE THAN LIKELY WILL VOTE TO SEEK A LITIGATION LAWSUIT TO FORCE YOU TO LEAVE THE GATE OPEN AT ALL TIME.

MR. RIGSBY ASKED WHY THE ASPHALT WAS PUT DOWN WITH THE GATE UP BY THE BOARD

THAT IT WASN'T THEIR FAULT AND THAT NO ONE IN THE SUB-DIVISON OR HIM ASKED FOR IT AND CLERK/TREASURER INFORMED HIM THAT SHE WAS NOT AWARE AND THE BOARD WAS NOT AWARE THAT IT WAS AGAINST THE LAW TO PAVE IN A GATED COMMUNITY OR IT WOULD NOT HAVE BEEN DONE.

MR. LOWRY STATED THAT MR. RIGSBY ASKED JACK AND THEN CAME TO THE BOARD TO BE ANNEXED IN FOR THE PURPOSE OF PAVING THE ROADS. MORE DISCUSSION WAS HAD BY THE BOARD.

MAYOR JACK FIELDS INFORMED ALL BOARD MEMBERS TO FORWARD ALL QUESTIONS ABOUT THE ELK MEADOWS GATE ISSUE TO MR. HURST FROM THIS POINT FORWARD.

A MOTION WAS MADE BY SHAWNA BOWEN AND 2ND BY HAROLD JAMES TO ADJOURN. ALL WERE IN FAVOR NONE OPPOSED.

MAYOR JACK FIELDS

SEAL OF THE MAYOR OF TOWN INCORPORATED 1999

TRACIE TAYLOR/ CLERK-TREASURER