

**December 27, 2005**

**REGULAR MEETING 1**

The City Council of the City of Sherwood met for a regular meeting on December 27, 2005, at 7:00 p.m. in the Council Chambers. Those present were Mayor Bill Harmon, City Attorney Steve Cobb, City Clerk Virginia Hillman, Aldermen Vassar, Rankin, Fender, Davis, Sulcer, Stedman, Henry, and Brooks.

Alderman Sulcer led in prayer and the Pledge of Allegiance was given to the flag.

A motion was made by Alderman Vassar to approve the minutes of the regular meeting on November 28, 2005, as transcribed. Alderman Brooks seconded the motion and the roll call was unanimous to approve the minutes.

Chief of Police Kel Nicholson presented Sergeant Doug Belcher with a shadow box. Sergeant Belcher was forced to medically retire.

Alderman Sheila Sulcer, Chairman of the Advertising and Promotion Commission, announced that the Trail of Lights has been very successful this year. More than \$23,000 has been donated with more than 6,000 cars. Many thanks to everyone who helped to make it successful.

Alderman Vassar, Chairman of the Personnel Commission, stated that the personnel commission is proposing changes to the annual leave policy and also the creation of one custodian position in the administration department.

**Ordinance No. 1691 entitled, "AN ORDINANCE ADOPTING THE ATTACHED AMENDMENTS TO THE CITY OF SHERWOOD'S ANNUAL LEAVE POLICY, AND FOR OTHER PURPOSES"** was read for the first time. A motion was made by Alderman Sulcer, seconded by Alderman Davis, to suspend the rules and place the ordinance on the second reading. The roll call vote was unanimous. The ordinance was read for the second time. A motion was made by Alderman Vassar, seconded by Alderman Rankin to suspend the rules and place the ordinance on the third and final reading. The roll call vote was unanimous. The ordinance was read for the third time. A motion was made by Alderman Sulcer, seconded by Alderman Brooks, to adopt the ordinance. The roll call vote was unanimous to adopt the ordinance.

**Ordinance No. 1692 entitled, "AN ORDINANCE CREATING ONE CUSTODIAN POSITION FOR THE ADMINISTRATION DEPARTMENT; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES"** was read for the first time. A motion was made by Alderman Rankin, seconded by Alderman Davis, to suspend the rules and place the ordinance on the second reading. The roll call vote was unanimous. The ordinance was read for the second time. A motion was made by Alderman Sulcer, seconded by Alderman Henry to suspend the rules and place the ordinance on the third and final reading. The roll call vote was unanimous. The ordinance was read for the third time. A motion was made by Alderman Brooks, seconded by Alderman Davis, to adopt the ordinance. The roll call vote was unanimous to adopt the ordinance. The roll call vote was unanimous to adopt an emergency clause.

**Ordinance No. 1693 entitled, "AN ORDINANCE REZONING THE PROPERTY AT 411 MANSON ROAD (Lot 1, GUS BRADY ADDITION) FROM C-3 COMMERCIAL TO C-4 COMMERCIAL WITH A CONDITIONAL USE TO ALLOW FOR LIGHT MANUFACTURING; AMENDING THE ZONING AND LAND USE MAP; AND FOR OTHER PURPOSES"** was read for the first time. Initially there will be five employees with plans for approximately twenty to thirty. Clarification was made that the use of the property would be for the manufacturing of aircraft locks. There will be no outside storage and the zoning is conditional. A motion was made by Alderman Vassar, seconded by Alderman Davis, to suspend the rules and place the ordinance on the second reading. The roll call vote was unanimous. The ordinance was read for the second time. A motion was made by Alderman Sulcer,

seconded by Alderman Stedman to suspend the rules and place the ordinance on the third and final reading. The roll call vote was unanimous. The ordinance was read for the third time. A motion was made by Alderman Davis, seconded by Alderman Henry, to adopt the ordinance. The roll call vote was unanimous to adopt the ordinance.

**Ordinance No. 1694 entitled, "AN ORDINANCE AMENDING ORDINANCE NO. 1432, SECTION 2, AND ORDINANCE NO. 729, SECTION 12, GOVERNING THE BOARD OF ADJUSTMENT; ESTABLISHING NOTIFICATION OF PROCEDURES FOR VARIANCE REQUEST; ELIMINATING OF SENTENCE "LETTERS MUST BE HAND-DELIVERED WITH A SIGNED RECEIPT"** was read for the first time. Michael Clayton, City Engineer, explained that a notification of variance would be better served if all were required to be notified by certified mail rather than including the option of hand delivery. A motion was made by Alderman Stedman, seconded by Alderman Rankin, to suspend the rules and place the ordinance on the second reading. The roll call vote was unanimous. The ordinance was read for the second time. A motion was made by Alderman Sulcer, seconded by Alderman Brooks to suspend the rules and place the ordinance on the third and final reading. The roll call vote was unanimous. The ordinance was read for the third time. A motion was made by Alderman Brooks, seconded by Alderman Vassar, to adopt the ordinance. The roll call vote was unanimous to adopt the ordinance.

Price McMillan, 826 Trammel Road addressed the Council regarding the sewer update in the Trammel Road area. Mr. McMillan stated that the pipe is in the ground and the pump station work is in progress. Alderman Sulcer asked what the sewer rate would be per resident. Mr. McMillan said he would have to research the amount.

**Ordinance No. 1695 entitled, "AN ORDINANCE PROVIDING FOR THE ADOPTION OF AN ADVERTISING AND PROMOTIONS COMMISSION BUDGET FOR THE CITY OF SHERWOOD, ARKANSAS. FOR THE TWELVE MONTH PERIOD BEGINNING JANUARY 1, 2006 AND ENDING DECEMBER 31, 2006; APPROPRIATING MONEY FOR EACH AND EVERY ITEM OF EXPENDITURE THEREIN PROVIDED FOR; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES"** was read for the first time. A motion was made by Alderman Sulcer, seconded by Alderman Brooks, to suspend the rules and place the ordinance on the second reading. The roll call vote was unanimous. The ordinance was read for the second time. A motion was made by Alderman Vassar, seconded by Alderman Henry to suspend the rules and place the ordinance on the third and final reading. The roll call vote was unanimous. The ordinance was read for the third time. A motion was made by Alderman Sulcer, seconded by Alderman Brooks, to adopt the ordinance. The roll call vote was unanimous to adopt the ordinance. The roll call vote was unanimous to adopt an emergency clause.

**Ordinance No. 1696 entitled, "AN ORDINANCE PROVIDING FOR THE ADOPTION OF A WASTEWATER BUDGET FOR THE CITY OF SHERWOOD, ARKANSAS. FOR THE TWELVE MONTH PERIOD BEGINNING JANUARY 1, 2006 AND ENDING DECEMBER 31, 2006; APPROPRIATING MONEY FOR EACH AND EVERY ITEM OF EXPENDITURE THEREIN PROVIDED FOR; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES"** was read for the first time. A motion was made by Alderman Sulcer, seconded by Alderman Vassar, to suspend the rules and place the ordinance on the second reading. The roll call vote was unanimous. The ordinance was read for the second time. A motion was made by Alderman Vassar, seconded by Alderman Davis to suspend the rules and place the ordinance on the third and final reading. The roll call vote was unanimous. The ordinance was read for the third time. A motion was made by Alderman Sulcer, seconded by Alderman Stedman, to adopt the ordinance. The roll call vote was unanimous to adopt the ordinance. The roll call vote was unanimous to adopt an emergency clause.

**Ordinance No. 1697 entitled, "AN ORDINANCE AMENDING THE 2005 GENERAL FUND BUDGET ORDINANCE NO. 1651 AND THE 2005 STREET FUND BUDGET ORDINANCE NO 1652; DECLARING AN EMERGENCY; AND**

December 27, 2005

REGULAR MEETING 3

**FOR OTHER PURPOSES**” was read for the first time. A motion was made by Alderman Sulcer, seconded by Alderman Brooks, to suspend the rules and place the ordinance on the second reading. The roll call vote was unanimous. The ordinance was read for the second time. A motion was made by Alderman Vassar, seconded by Alderman Rankin to suspend the rules and place the ordinance on the third and final reading. The roll call vote was unanimous. The ordinance was read for the third time. A motion was made by Alderman Sulcer, seconded by Alderman Henry, to adopt the ordinance. The roll call vote was unanimous to adopt the ordinance. The roll call vote was unanimous to adopt an emergency clause.

**Resolution No. 23-2005 entitled “A RESOLUTION FINDING THE STRUCTURES LOCATED AT LOT 30, BLOCK 0, INDIANHEAD LAKES ESTATES SUBDIVISION, COMMONLY KNOWN AS 309 INDIANHEAD DRIVE, TO CONSTITUTE A PUBLIC NUISANCE”** was read. Michael Clayton stated that a Meth lab was located in a shed on the property. Residual of Meth and cocaine was found in the shed and the house, with the levels being safe. Condemnation proceedings will allow the property owner 30 days to ensure the structure is safe. Mr. Clayton is recommending the condemnation for the record to prevent future contamination. Alderman Fender recommends that the City be proactive and research a policy to be implemented for future structures. The Council was very receptive of a policy to ensure the safety of structures. Alderman Vassar seconded by Alderman Rankin, made a motion to adopt the resolution. The resolution was adopted by a unanimous roll call vote. Doris Anderson addressed the Council and encouraged them to adopt a policy to ensure the safety of structures previously used for illegal drugs.

Mayor Harmon introduced Sarah Longwell, Sarah Stevens, and Blake Calloway, members of the Mayor’s Youth Council. The Youth Council presented three winners of Christmas lights with a check. The winners were: Third place– Mr. And Mrs. Kozij, 1312 Coolhurst; Second place- Ronald Williams, 1323 Country Club; First place – Ed Pilkington, 6757 Austin Bay Court.

Alderman Davis asked if in the event of a two-day holiday could the garbage be picked up the following day rather than picking it up a day prior. Bill Miller, Public Works Director, addressed the Council and felt the current policy should remain in place.

Mayor Harmon announced that Robin Breaux has been named Animal Services Director for the City of Sherwood. Mayor Harmon stated that Robin has been with the City for several years and will do a fantastic job.

Alderman Vassar announced that Cody Peavey, Troop No. 18, is working on his merit badge and is fulfilling a requirement by attending a Council meeting.

Alderman Vassar made a motion to adjourn, seconded by Alderman Davis.

ATTEST:

Virginia Hillman  
City Clerk

Bill Harmon  
Mayor