

August 28, 2006

REGULAR MEETING 1

The City Council of the City of Sherwood met for a regular meeting on August 28, 2006, 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 Brooks to approve the minutes of the regular meeting on July 24, 2006, as transcribed. Alderman Henry seconded the motion and the roll call was unanimous to approve the minutes.

Alderman Sulcer advised the Advertising and Promotion Commission did not meet. The next meeting will be September 6th, at 3:00 p.m. at Sherwood Forest.

Alderman Rankin of the Parks and Recreation Committee announced that September 15th, they would have the Women's Masters Tournament, made up of 35 plus teams.

Alderman Vassar reported that the Personnel Commission will meet on September 7th.

Ordinance No. 1710 entitled, "AN ORDINANCE RENAMING INTEGRA DRIVE, THE INTEGRA GROUP ADDITION, IN THE CITY OF SHERWOOD, ARKANSAS, TO SHERWOOD WAY, AND FOR OTHER PURPOSES, AND DELCARING AN EMERGENCY" was read. Mayor Harmon stated this was a street located by Sonic and Advanced Auto Parts. This street will go from Warden Road to Kiehl Avenue. A motion was made by Alderman Vassar, 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 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 Rankin, seconded by Alderman Sulcer to adopt the ordinance. The roll call vote was unanimous. The emergency clause passed with a unanimous roll call vote.

Alderman Fender stated the Street Commission met. The commission has established a priority list for work to be done on streets in Sherwood. The work now is being done on Maryland Phase I, running from Robin Lane to Overcup. Bids will soon be taken for this job. Alderman Fender stated the Street Commission was trying to draft an ordinance for when they found problems with the streets the City would not have to wait two years to sue the bond company. The problem with the streets in question has been with the contractors and subcontractors doing substandard jobs. Alderman Sulcer asked the commission to address when the streets are dedicated to the City. Mayor Harmon stated that the City is working on getting the problem with the streets solved. Also, that a requirement for a two-year maintenance bond to replace the one-year bond that is used at this time. Alderman Sulcer would like for testing of the materials as they are pouring it. Alderman Sulcer reported that CenterPoint Energy Arkla did a street repair on Country Club and the job was well done. Alderman Vassar asked if the utility repair problems with Terry Paff's property has been corrected. Michael Clayton, City Engineer addressed this concern stating the problem is the utility companies not wanting to install any utilities until they see some houses being built. In years past, the utility companies had all the utilities in before final plat. Alderman Vassar asked if there was an ordinance that required the utility companies to return and repair the work area. Attorney Steve Cobb advised there was an ordinance that requires them to do this. Alderman Rankin asked if the maintenance requirement was under a bond. Steve Cobb advised that it was, but he and Michael Clayton were looking at going to a Letter of Credit, given by the contractor of the property. A form will be placed in the council's packet next month to show what is suggested to be done. Alderman Stedman asked if the Street Commission along with the City Engineer would look at the master street plan on Brockington Road to determine an alternate route to be in place for when construction starts on this road. Mayor Harmon advised that he spoke with Andy Collins, who owns Cypress Property, there are two alternatives available, one to get Maryland completed, and the other is completing

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Hemphill from Maryland over to the Witts addition. This would get people out of the area on Brockington Road to Kiehl and Lantrip, leading them to the freeway. Mr. Collins is going to speak with the area residents to help determine what can be done. Alderman Vassar stated that an alternate route is needed for emergency personnel.

Resolution No. 12-2006 entitled, "A RESOLUTION RE-APPOINTING RESIDENTS TO THE PUBLIC BUILDING AUTHORITY BOARD" was read. A motion was made by Alderman Brooks, seconded by Alderman Henry, to adopt the resolution. The roll call vote was unanimous.

Resolution No. 13-2006, entitled, "A RESOLUTION BY THE CITY OF SHERWOOD SUPPORTING THE PASSAGE OF A ONE-QUARTER PERCENT COUNTYWIDE SALES TAX TO PROVIDED ADDITIONAL FUNDING FOR THE JAIL" was read. A motion was made by Alderman Davis, seconded by Alderman Sulcer to adopt the resolution. The roll call vote was unanimous.

A motion was made by Alderman Vassar to suspend the rules to place the shielding lights ordinance on the agenda. A motion was made by Alderman Sulcer, seconded by Alderman Rankin, to suspend the rules and place the ordinance on the agenda.

Ordinance No. 1711, entitled, "AN ORDINANCE DETERMINING THAT THE COST OF REQUIRING SHIELDED LIGHTING FIXTURES IS PROHIBITED AND DECLARING AN EMERGENCY" was read. Mayor Harmon stated the Legislature in 2005 passed an act that required any outdoor lighting had to be put up shielded. Any lighting or public funds will not be used to install outdoor lighting fixtures that is not shielded. They did state it is costly, and smaller cities cannot afford to spend a lot of money. This ordinance opts us out after the city found that it is cost prohibited. The City doesn't anticipate doing any outdoor lighting that would require us to do this other than a plan in the future for a legions baseball field. This only applies to lights put up with public funds, not individuals or businesses. A motion was made by Alderman Sulcer, 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 Rankin, 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 Vassar, to adopt the ordinance. The roll call vote was unanimous. The emergency clause passed with an unanimous roll call vote.

Alderman Sulcer stated that some citizens would like to address the council about a speaker system at a car dealership. Mr. Allen Berry of 705 Beaconsfield, along with a few neighbors, stated that their homes are near several dealerships on Warden Road and across the freeway on Landers Road. He stated that for at least three years he has been tolerating a loudspeaker system coming from the dealership, which also plays music all night. On the 4th of July, he could hear country music coming through very loud. He found this to be coming from North Point Mazda VW. He wrote a letter to them and hand delivered it, asking them to correct this problem. He gave them a month to respond, receiving no response. He sent a letter to the Mayor, and Alderman Stedman, to see if the City could intervene. A code enforcement officer was sent to check this out. They still didn't correct the problem. Mr. Berry stated he did receive a letter today from North Point VW apologizing for the situation. They did finally respond to his request, with the manager requesting his patience, stating they have ordered equipment that they hope will resolve this situation.

Mayor Harmon announced that early voting on the jail tax would start at the Senior Citizens Center, September 5th - 8th.

Alderman Vassar announced that the Teachers Luncheon that the Education Committee held was sponsored by Twin City Bank and that it was very successful. Twin City Bank

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has agreed to sponsor this event again next year. Alderman Vassar would like to make this an annual event.

Mayor Harmon introduced the presence of Lance Green and Jill Jacobs, who are members of the Sherwood Youth council.

Mayor Harmon announced that Chief Kel Nicholson advised that gang activity is resurfacing. Steve Nawojczyk, a reputable speaker on gangs, is going to be speaking at the Sylvan Hills Community Church on September 5th, at 7:00 p.m.

Mike Anderson with the Pulaski County Fire District No. 5 known as the Sherwood Fire Department, advised that the citizens of Sherwood are assessed a tax to support this fire district. Pulaski County has recently re-assessed all the housing in Pulaski County, increasing the tax for the upcoming year. The Sherwood District No. 5 Board voted that the Sherwood Fire Department would not accept this increase. Plans are being made for one more fire station sometime in the future, but they believe they can sufficiently maintain the way they are operating now with the funds currently available to them.

Alderman Sulcer gave an update on the Roundtop Station, she stated that Linda Nickels is working on getting information about getting grants to fix this area up and to get it listed as an historical structure. Mayor Harmon stated that this is the last one standing in the state of Arkansas. Alderman Sulcer would like to see a COPPS station in this area.

Mayor Harmon announced that the school board election will be September 19th for voting.

A motion was made by Alderman Vassar to adjourn.

ATTEST:

Virginia Hillman
City Clerk

Bill Harmon
Mayor