

July 21, 2008

CALLED MEETING 1

The City Council of the City of Sherwood met for a called meeting on July 21, 2008, at 1:30 p.m. in the Council Chambers. Those present were Mayor Virginia R. Hillman, City Attorney Steve Cobb, City Clerk Angela Nicholson, Aldermen Vassar, Rankin, Fender, Davis, Sulcer, Henry, Brooks and Harmon.

Ordinance No. 1785, entitled, “AN ORDINANCE AUTHORIZING THE SETTLEMENT OF ALL LITIGATED CLAIMS RELATED TO THE PROPERTY AND STRUCTURES COMMONLY REFERRED TO AS NORTH HILLS COUNTRY CLUB, DECLARING AN EMERGENCY AND FOR OTHER PURPOSES” was read. Steve Cobb, City Attorney, advised the council that this was a settlement of the state and federal lawsuit. This will be a settlement on claims against the City, the Council individually, in their official capacity, and all parties named as defendants. All parties will be signing waivers relinquishing all claims in respect to any of these issues. This will follow the financing the public facilities board has already in place. Mayor Hillman inquired if the past due property taxes would be taken care of. Mr. Cobb replied it would be at closing. Alderman Fender stated he did not see anything in the ordinance that states the lawsuit will be dismissed with prejudice. Mr. Cobb stated this would be in the pleading that will be filed. Mr. Cobb further stated he anticipated that the condemnation would have an agreed upon judgment because there is a tax benefit that the owners will received if it is a condemnation opposed to an agreed upon sale. Alderman Rankin, seconded by Alderman Henry, made a motion 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. Alderman Vassar, seconded by Alderman Rankin, made a motion 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. Alderman Vassar, seconded by Alderman Henry, made a motion to adopt the ordinance. The roll call vote was unanimous. The emergency clause passed with a unanimous roll call vote.

Alderman Harmon made a motion to adjourn.

ATTEST:

Angela Nicholson, City Clerk

Virginia R. Hillman, Mayor