

August 24, 2009

REGULAR MEETING 1

The City Council of the City of Sherwood met for a regular meeting on August 24, 2009, at 7:00 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, Brooks, Harmon and Lilly.

Fred Harris, of Abundant Life Ministries led in prayer, and the Pledge of Allegiance was given to the flag.

Alderman Vassar, seconded by Alderman Rankin, made a motion, to approve the minutes of the regular meeting on July 27,2009, as transcribed. The roll call vote was unanimous.

State Representative Barry Hyde District 40 spoke on general improvement money that legislation passed by an act to benefit the city of Sherwood. General improvement funds consist of the general revenue surplus. The budget surplus this year was approximately \$354 million dollars. About \$100 million of the surplus was used to even out the state budget to prevent budget cuts and layoffs. The governor received \$113 million in general improvement funds to be used at his discretion on projects with statewide interest. The total money effecting Sherwood is \$156 thousand. The large sum going to Pulaski County is \$105,000. The Sylvan Hills Fire Department will receive \$8,796.00, Gravel Ridge Fire Department \$1,720.00, Sherwood Senior Citizen Center \$5,000.00, Sherwood Fire Department \$4,139.00. The City of Sherwood, through general turnbacks will receive \$29,505.00. The general improvement grant money will provide for new computers for the Senior Citizen Center, and the Animal Shelter will receive \$5000.00 through general improvement grant. The Sherwood Library will receive Wireless Internet. State Representative Jim Nickels updated the council on legislation that was passed in the form of bills. Mr. Nickels briefly went over some of the bills that were passed.

Don Hindman, Director of the Senior Citizen Center, reported to the council that the Senior Citizen Center received a grant for a new 2010 van with a ramp for the senior program. The amount for the van is \$38,990.00, and the city will pay \$7,798.00.

Alderman Rankin, Chairman of the Parks and Recreation Committee stated the committee met and made rule changes. One change is that hats may now be worn in the Bill Harmon Recreation Center.

Alderman Harmon stated it had been sixty days since there was talk about the vending business ordinance. Ellen Norvell, City Engineer, stated that there has been work done on this, but there is terminology that needs to be added. Ms. Norvell suggested a workshop be set up for discussion on the vending businesses before the ordinance is brought before the council. Alderman Harmon, seconded by Alderman Rankin, made a motion to continue the stay on issuing permits on vending businesses for another thirty days. The roll call vote was unanimous.

Alderman Fender, Chairman of the Street Committee, stated the committee met and discussed the automated garbage pickup that will begin this fall. The city ordered 10,500 trashcans to be distributed throughout the city. Alderman Fender stated the council is not planning on increasing the garbage rates this year, and yard waste will still be collected.

Ordinance No. 1835, entitled, "AN ORDINANCE AMENDING AND SUPPLEMENTING THE CITY OF SHERWOOD ARKANSAS' EXISTING WASTE ORDINANCE, DELCARING AN EMERGENCY AND FOR OTHER PURPOSES" was read. Alderman Vassar stated there is concern from citizens in the city who are concerned with the CPI. This figure is unknown and it is determined annually. There is more understanding to fuel cost but not understanding on the dump expense fee that is paid by the city. The city has supplemented this cost without passing the fees onto the citizens. If citizens want the services provided, then they will have to pay for them. The twelve-dollar fee per month is the least amount paid in the central area. The city is attempting to give the citizens the best service for garbage pickup available. There needs to be an understanding of what the increase is for. Alderman Vassar

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suggests the department head and Mayor work close together and present the exact cost of increase for sanitation during budgeting. This would be a total combined cost of garbage, yard waste and other pickup services. Alderman Fender stated there was a workshop held and it was the consensus of the council not to raise the fees this year. The sanitation department has already used 96% of their budget for dump expenses. It is becoming more expensive each year. Alderman Vassar stated if the majority of the people in the city want recycling this would need to be included in the increase of rates. Alderman Harmon, seconded by Alderman Sulcer, made a motion to amend the ordinance to omit Section 3 E, the roll call vote was unanimous. The ordinance was read as amended. Alderman Vassar, seconded by Alderman Brooks, made a motion to suspend the rules and place the ordinance on the second reading as amended. The roll call vote was unanimous. The ordinance was read for the second time as amended. Alderman Harmon, seconded by Alderman Sulcer, made a motion to suspend the rules and place the ordinance on the third and final reading as amended. The roll call vote was unanimous. The ordinance was read for the third time as amended. Alderman Brooks, seconded by Alderman Lilly, made a motion to adopt the ordinance as amended. The roll call vote was unanimous. The emergency clause passed with a unanimous roll call vote.

Steve Cobb, City Attorney asked for a motion to suspend the rules to place two more ordinances on the agenda. Alderman Harmon, seconded by Alderman Brooks, made a motion to suspend the rules and place the following two ordinances on the agenda. The roll call vote was unanimous.

Ordinance No. 1836, entitled, "AN ORDINANCE APPROPRIATING FUNDS FROM THE GENERAL FUND TO PAY THE LEASE OBLIGATION OF THE CITY OF SHERWOOD, ARKANSAS TO BANCORPSOUTH EQUIPMENT FINANCE, A DIVISION OF BANCORPSOUTH BANK, FOR THE LEASE PAYMENTS FOR THE REMAINDER OF 2009; DECLARING AN EMERGENCY AND FOR OTHER PURPOSES" was read. Alderman Vassar, seconded by Alderman Harmon, 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 Sulcer, seconded by Alderman Davis, 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 Rankin, seconded by Alderman Brooks, made a motion to adopt the ordinance. The roll call vote was unanimous. The emergency clause passed with a unanimous roll call vote.

Ordinance NO. 1837, entitled, "AN ORDINANCE AUTHORIZING AND APPROVING EXECUTION OF AN EQUIPMENT LEASE-PURCHASE AGREEMENT WITH BANCORPSOUTH EQUIPMENT FINANCE, A DIVISION OF BANCORPSOUTH BANK FOR THE PURPOSE OF LEASE-PURCHASING CERTAIN EQUIPMENT" was read. Alderman Vassar, seconded by Alderman Rankin, 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 Lilly, seconded by Alderman Sulcer, 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 Brooks, seconded by Alderman Rankin, made a motion to adopt the ordinance. The roll call vote was unanimous.

Ordinance No. 1838, entitled, "AN ORDINANCE REGULATING THE OPEN STORAGE OF INOPERABLE VEHICLES, SETTING FORTH PROCEDURES FOR ENFORCEMENT, AND PRESCRIBING PENALTIES FOR VIOLATIONS" was read. Scott Kelly, Code Enforcement Officer, informed the council this ordinance would cover all enforcement for inoperable vehicles. Mr. Kelley included in this ordinance that inoperable vehicles parked in the back yard could only be there for a certain number of days. There are many public safety issues when vehicles are parked for an extended period. Alderman Vassar stated this would operate on complaints and what is found will be dealt with accordingly. Alderman Sulcer, seconded by Alderman Rankin, 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

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Vassar, seconded by Alderman Brooks, 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 Rankin, seconded by Alderman Sulcer, made a motion to adopt the ordinance. The roll call vote was unanimous.

Steve Cobb, City Attorney advised that items number 10 and 11 on the agenda are tabled until next month's council meeting.

Resolution No. 23-2009, entitled, "A RESOLUTION APPOINTING EDDIE MCCLAIN, REPLACING CLINT BELL, TO THE SEWER COMMITTEE" was read. Mayor Hillman introduced Mr. McClain to the council. Alderman Vassar, seconded by Alderman Sulcer, made a motion to adopt the resolution. The roll call vote was unanimous.

Alderman Vassar stated that she received a thank you note from the teachers for their luncheon.

Mayor Hillman made the following announcement(s):

- Introduction of the Mayor's Youth Council present at the meeting
- Sherwood Fest, Saturday, September 19, 2009, 8:00 a.m. to 5:00 p.m. at Sherwood Forest.

Mrs. Mitchell Davis, a resident that lives at the end of Helen Drive adjacent to Storer Park, addressed the council and stated she was concerned with the street that the city is creating for the turn around of the garbage trucks. Ms. Davis believes there could have been better options. Ms. Davis felt that this was kept from the residents. Mayor Hillman advised that the issue went before the Parks and Recreation Committee and Ms. Davis was aware of the trees coming down. Ms. Davis stated she is dissatisfied with this decision and wanted to let her feelings be known before the council.

Alderman Vassar, seconded by Alderman Sulcer, made a motion to adjourn at 7:57 p.m.

ATTEST:

Angela Nicholson, City Clerk

Virginia R. Hillman, Mayor