

**April 26, 2010**

**REGULAR MEETING 1**

The City Council of the City of Sherwood met for a regular meeting on April 26, 2010, at 7:00 p.m. in the Council Chambers. Those present were Mayor Virginia R. Hillman, City Clerk Angela Nicholson, Aldermen Vassar, Fender, Davis, Sulcer, Brooks, Harmon, Lilly and McMinn. City Attorney Steve Cobb absent.

Purnell Maxwell, Pastor of Clayton Chapel, led in prayer, and the Pledge of Allegiance was given to the flag.

Alderman Brooks, seconded by Alderman Vassar, made a motion, to approve the minutes of the regular meeting on March 22, 2010, as transcribed. The roll call vote was unanimous.

Jon Swanson, Director of MEMS, presented a check for \$5,475.00 to refund the City the financial support MEMS received at the beginning of the year because Medicare reinstated the adjustments for last year.

Alderman Sulcer, Chairman of the Advertising and Promotion Commission, stated the commission did not meet. The commission will meet on Wednesday, May 5, 2010 at 3:00 p.m. at the Bill Harmon Recreation Center.

Alderman Harmon, Chairman of the Parks and Recreation Committee, stated the committee did not meet.

Alderman Vassar, Chairman of the Personnel Committee, stated the committee met and listened to a presentation on how to deal with employment time.

Alderman Davis, Chairman of the Street Committee, stated the committee met. Alderman Davis stated that Brockington is coming along fine. The second phase should be completed by September 2011.

An ordinance entitled, **“AN ORDINANCE RENAMING JOHNSON AVENUE IN THE CITY OF SHERWOOD, ARKANSAS, TO HILLCREST ROAD, DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES”** was read. Alderman Davis asked Jon Swanson with MEMS and Chief Teague of the Sherwood Fire Department to speak on this ordinance. Mr. Swanson stated that streets with the same names create confusion for emergency response personnel decreasing the time it takes to respond to an emergency. Chief Teague agreed with Mr. Swanson. Alderman Harmon stated that the fire fighters at Fire Station No. 2, which is located in front of Sylvan Hills School, were familiar with the street, but that other stations in the area may not be familiar with it. Alderman Sulcer stated she believed this issue needed to go before the Planning Commission. Ellen Norvell, City Engineer, stated that this ordinance was not discussed at the Street Committee. Mrs. Norvell further commented that she is concerned with public safety to have two streets so close together with the same name. Jim Coors of 118 Johnson, and Ronald Clements of 116 Johnson, stated they are against the name change and would like for the city to change the name of Johnson Avenue to Bear Paw Road. Alderman Vassar stated she would like the city attorney to write an ordinance stating that when streets are named they cannot duplicate any other street names already in existence. Alderman McMinn asked what the policy was on renaming a street. Alderman Harmon stated that statute allows the council to amend the master street plan without a public hearing. Alderman McMinn asked how much time before the street name is changed that the residents are notified. Mayor Hillman stated that there were three (3) letters to be mailed out and they were mailed at the same time. Alderman McMinn stated his point was that if a street name was to be changed there should be a period of time for notification to the residents. Alderman Fender recommended that the ordinance only be read one time.

**Resolution No. 9-2010, entitled, “A RESOLUTION FINDING THE STRUCTURE LOCATED ON PARCEL #23S-003-00-001-29, COMMONLY KNOWN AS 353 CHERRIE AVENUE, ALSO KNOWN AS LOT 353 OF THE SUNWOOD MOBILE HOME COURT TO CONSTITUTE A PUBLIC NUISANCE”** was read.

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**REGULAR MEETING 2**

Alderman Vassar seconded by Alderman Davis, made a motion to adopt the resolution. The roll call vote was unanimous.

An ordinance entitled, **“AN ORDINANCE APPROPRIATING FUNDS FOR THE DEMOLITION OF THE CONDEMNED STRUCTURE COMMONLY KNOWN AS THE NORTH HILLS SHOPPING CENTER”** was read. Alderman Fender stated he had legal questions about this ordinance and requested the ordinance be read one time until the City Attorney could be available. Alderman Harmon asked Code Enforcement Officer Scott Kelley when the demolition was scheduled to be done. Mr. Kelley stated that the funds needed to be appropriated to continue on to the demolition. The owners of the property have not moved forward to demolish the property. Alderman Sulcer asked could the city get a court order to have the structure torn down. Alderman Sulcer asked if bids had been received for the demolition. Mr. Kelley stated yes, and the highest bid was \$98,000.00 and the cheapest was \$48,000.00. Alderman Vassar stated she understood the city could get it done for less. Alderman Sulcer asked why the city couldn't get a court order to get it done. Mr. Kelley stated that the city has never had to get a court order on any structure that has been demolished. Alderman Harmon stated the city did not need to set the precedence that a court order is needed to demolish buildings. Alderman Fender asked if there was asbestos or mold surrounding this structure. Mr. Kelley stated that there was minor asbestos found. Alderman Fender stated he was surprised at the amount that it would be to demolish the structure. Alderman Harmon stated it was for the whole building and that was a good price. Alderman Sulcer stated she would still like to see a court order before the property is demolished.

An ordinance entitled, **“AN ORDINANCE AMENDING ORDINANCE 177 TO ALLOW THE SALE OF ICE CREAM AND SIMILAR PRODUCTS FROM MOBILE UNITS IN RESIDENTIAL AREAS OF THE CITY OF SHERWOOD AND FOR OTHER PURPOSES”** was read. Michael Clayton addressed the council stating he was against the ordinance because of the safety of the children. Mr. Clayton also asked if this was regulated by the Health Department. Mr. Clayton asked the council to reconsider the proposal. Mike Anderson of 2507 Bearskin addressed the council and advised he was against this ordinance. Mr. Anderson is concerned for the safety of the children. Michelle Crain, a representative for Frosty Treats Ice Cream, addressed the council and gave the following facts: 1) in central Arkansas, no child has been hit by an ice cream truck, 2) there has never been an injury accident involving the ice cream trucks in central Arkansas. Ms. Crain stated that background checks are required for employment at Frosty Treats. Ms. Crain stated she brought a truck for the council to see and it has signage on it and sales are made curbside only. Ms. Crain addressed the question about health department regulations, stating that the items are pre-packaged. Alderman Fender asked what other city in Pulaski County are the trucks operating in. Ms. Crain stated every city except Sherwood. Alderman Sulcer stated she was concerned with a child running after the ice cream truck and getting struck by a vehicle. Ms. Crain stated that they train their drivers to make three (3) complete stops on a street. The trucks are usually not driven more than five (5) mph while vending. Alderman Sulcer asked how much liability is on the vehicles. Ms. Crain stated \$1 or \$2 million dollars. Alderman Vassar asked if there was a regular schedule the ice cream trucks run so that the children know when the ice cream truck will be on their street. Ms. Crain stated that each ice cream vendor makes his or her own schedule, but a schedule is encouraged. Mike Anderson addressed the council about the time the trucks are allowed to run after sunset, he would like to see this changed. Alderman Harmon stated he would like having Section 3 of the ordinance changed to say a street 25 or 30 mph or less instead of arterial or collector streets.

Don Hindman, Director of the Senior Citizen Center, addressed the council and stated that the Senior Citizen Fish Fry raised \$3,178.00

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**REGULAR MEETING 3**

Mayor Hillman made the following announcements:

- Sherwood's Mayor Youth Council Fish Fry and Silent Auction, Thursday, April 29, 2010, Sherwood Forest, 5:30 p.m. to 7:30 p.m. Tickets \$10 adults, \$7 children, 3 and under free
- Sherwood Annual Pet Fair & Fun-Raiser, Saturday, May 1, 2010, 9:30 a.m. to 3:30 p.m. at the Sherwood City Municipal Complex
- Sherwood Mayor's Prayer Breakfast, Tuesday, May 4, 2010, 7:00 a.m. at Sherwood Forest, tickets \$8 each and may be purchased at the door
- Update on the census showing Sherwood to be ahead of any city in the area with 75% of residents returning census forms

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

**ATTEST:**

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Angela Nicholson, City Clerk

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Virginia R. Hillman, Mayor