

March 26, 2018

REGULAR MEETING 1

The City Council of the City of Sherwood met for a regular meeting on March 26, 2018, at 6:00 p.m. in the Council Chambers. Those present were Mayor Virginia R. Young, City Attorney Steve Cobb, City Clerk Angela Nicholson, Council Members Brooks, Harmon, Lilly, McMinn, Heye, Keplinger, Sanders and Williams.

Council Member McMinn led in prayer, and the Pledge of Allegiance was given to the flag.

Council Member Brooks, seconded by Council Member Keplinger, made a motion, to approve the minutes of the regular meeting on February 26, 2018, as transcribed. The roll call vote was unanimous.

Mayor Young opened discussion for the February 2018 financials. No comments were made.

City Attorney Steve Cobb was asked by Council Member Harmon that the reading requirements not be waived for items on the agenda.

Sonny Janssen, Director of the Parks and Recreation Department, and Darren Austin, Assistant Director, presented Blake Calloway and Tommy Smith with a plaque for being voted by the Kid's Directory as the Best Choice for Basketball registration.

Council Member Brooks, Chairman of the Advertising and Promotion Commission stated the commission did meet. The next meeting will be Wednesday, April 4, 2018 at 3:00 p.m. The meeting will be held at Sherwood Forest. Sonny Janssen announced there will be a groundbreaking ceremony for the new splash pad before the Advertising and Promotion Commission meeting on April 4, 2018.

**Ordinance No. 2194, entitled, "AN ORDINANCE AMENDING A PORTION OF ORDINANCE NO. 1996 REGARDING SEASONAL VENDORS; AND FOR OTHER PURPOSES"** was read. Council Member Brooks stated the Advertising and Promotion Commission was in full support of this ordinance. The ordinance will allow seasonal vendors to be open for six (6) months instead of five (5). Council Member Heye, seconded by Council Member 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. Council Member Brooks, seconded by Council Member Heye, 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. Council Member Heye, seconded by Council Member McMinn, made a motion to adopt the ordinance. The roll call vote was unanimous.

Council Member Harmon, Chairman of the Parks and Recreation Committee, stated the committee did meet. The next meeting will be April 9, 2018 at 6:00 p.m. at the Bill Harmon Recreation Center.

Council Member Sanders, Chairman of the Personnel Committee, stated the committee did meet. The next meeting will be April 5, 2018 at 5:30 p.m. at the Bill Harmon Recreation Center.

City Attorney Steve Cobb asked to substitute the following ordinance. Council Member Brooks, seconded by Council Member Harmon, made a motion to substitute the following ordinance. The roll call vote was unanimous.

**Ordinance No. 2195, entitled, "AN ORDINANCE AMENDING THE EXISTING CONTROL OF DEVELOPMENT AND SUBDIVISION OF LAND CODE WITH RESPECT TO SUBMISSION REQUIREMENTS AND FOR OTHER PURPOSES"** was read as substituted. Rob Middleton, Chairman of the Planning Commission, addressed the council stating that the Pulaski Area Geographic Information System (PAGIS) will provide funding to map or update the storm water drainage facilities, but the city has to meet PAGIS' requirements to keep data updated and current. Council

March 26, 2018

REGULAR MEETING 2

Member Harmon, seconded by Council Member Lilly, 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 as substituted. Council Member Brooks, seconded by Council Member Heye, 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 as substituted. Council Member McMinn, seconded by Council Member Brooks, made a motion to adopt the ordinance as substituted. The roll call vote was unanimous.

A proposed ordinance entitled, "*An ordinance amending Ordinance 729, known as the Sherwood Zoning Regulations, with respect to Planned Unit Development Zoning, repealing conflicting ordinance; and for other purposes*" was read one time. Discussion took place.

A proposed ordinance entitled, "*An ordinance amending Ordinance 729, known as the Sherwood Zoning Regulations, with respect to regulating the paving of driveways, repealing conflicting ordinances; and for other purposes*" was read one time. Discussion took place.

Council Member Harmon, seconded by Council Member Lilly, made a motion to substitute the following ordinance. The roll call vote was unanimous.

**Ordinance No. 2196, entitled, "AN ORDINANCE AMENDING THE EXISTING ZONING CODE WITH RESPECT TO SUBMISSION REQUIREMENTS AND FOR OTHER PURPOSES"** was read as substituted. Council Member Harmon, seconded by Council Member Williams, 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 as substituted. Council Member Brooks, seconded by Council Member Heye, 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 as substituted. Council Member McMinn, seconded by Council Member Williams, made a motion to adopt the ordinance as substituted. The roll call vote was unanimous.

**Resolution No. 9-2018, entitled, "A RESOLUTION AGREEING TO THE TERMS OF A CONSENT ADMINISTRATIVE ORDER WITH THE ARKANSAS POLLUTION CONTROL AND ECOLOGY COMMISSION"** was read. City Engineer Richard Penn addressed the council regarding findings. Council Member Harmon, seconded by Council Member Heye, made a motion to adopt the resolution. The roll call vote was unanimous.

Council Member Lilly, Chairman of the Street Committee, stated the committee did meet. The next meeting will be April 12, 2018 at 5:30 p.m. at the Bill Harmon Recreation Center.

A proposed resolution entitled, "*A resolution authorizing the purchase by the City of Sherwood certain real property for road expansion; and for other purposes*" was read. City Engineer Richard Penn informed the council that this was the result of property around the Jacksonville Cato Road area that continuously floods. The Federal Emergency Management Agency (FEMA) will help fund the acquisition of the property. Council Member Harmon, seconded by Council Member Brooks, made a motion to amend the resolution to read in Section 1 "The City of Sherwood hereby approves the acquisition of 8307 Jacksonville Cato Road from Pattie Terrell for the city's portion of the purchase price of \$15,000.00." The roll call vote was unanimous. **Resolution No. 10-2018, entitled, "A RESOLUTION AUTHORIZING THE PURCHASE BY THE CITY OF SHERWOOD CERTAIN REAL PROPERTY FOR ROAD EXPANSION; AND FOR OTHER PURPOSES"** was read as amended. Council Member Harmon, seconded by Council Member Brooks, made a motion to adopt the resolution as amended. The roll call vote was unanimous.

March 26, 2018

REGULAR MEETING 3

A proposed resolution entitled, "*A resolution approving the proposed contract for remodeling of the old Amy Sanders Library building*" was read. Discussion took place. Council Member Harmon, seconded by Council Member Brooks, made a motion to table the ordinance. The roll call vote was unanimous.

**Resolution No. 11-2018, entitled, "A RESOLUTION APPROVING EXECUTION OF AN EXPENSE SHARING AGREEMENT BETWEEN THE CITY OF SHERWOOD, ARKANSAS, AND CENTRAL ARKANSAS LIBRARY SYSTEM"** was read. Nate Coulter, Director of the Central Arkansas Library Systems (CALs), was available for questions from the council. Council Member McMinn, seconded by Council Member Harmon, made motion to adopt the resolution. The roll call vote was unanimous.

**Ordinance No. 2197, entitled, "AN ORDINANCE AUTHORIZING BUSINESS TO BE CONDUCTED BETWEEN THE CITY OF SHERWOOD AND A SPOUSE OF A COUNCIL MEMBER CONCERNING WORK TO BE DONE AT THE ROUNDTOP STATION; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES"** was read. Council Member Williams, seconded by Council Member Keplinger, made a motion to suspend the rules and place the ordinance on the second reading. The roll call vote was 7 ayes. Council Member Brooks abstained. The ordinance was read for the second time. Council Member McMinn, seconded by Council Member Lilly, made a motion to suspend the rules and place the ordinance on the third and final reading. The roll call vote was 7 ayes. Council Member Brooks abstained. The ordinance was read for the third and final time. Council Member Keplinger, seconded by Council Member Williams, made a motion to adopt the ordinance. The roll call vote was 7 ayes. Council Member Brooks abstained. The emergency clause passed with a roll call vote of 7 ayes. Council Member Brooks abstained.

**Resolution No. 12-2018, entitled, "A RESOLUTION EXPRESSING THE WILLINGNESS OF THE CITY OF SHERWOOD, TO UTILIZE FEDERAL-AID SURFACE TRANSPORTATION PROGRAM (STPGP) FUNDS"** was read. Council Member Brooks, seconded by Council Member Heye, made a motion to adopt the resolution. The roll call vote was unanimous.

Under new business: City Attorney Steve Cobb stated that Wright, Lindsey & Jennings LLP (WLJ) has been contacted by McKesson Corp. and Linden Care, LLC to represent them in a lawsuit filed by the many governmental bodies, which includes the City of Sherwood, Arkansas, in the Circuit Court of Crittendon County, Arkansas. Bill Spivey, Walter McSpadden and Kirby Miraglia of WLJ represents the city in an unrelated bond election. WLJ has asked the city to sign a waiver of potential conflict of interest. Council Member Harmon, seconded by Council Member Brooks, made a motion to sign the waiver of potential conflict of interest. The roll call vote was unanimous.

Mayor Young made the following announcements:

- Sherwood City Clerk-Treasurer Angela Nicholson has obtained her certificate for Certified Arkansas Municipal Clerk (CAMC) through the Arkansas City Clerks, Records, and Treasurers Association (ACCRTA)
- Sherwood annual Easter Egg Hunt, Sunday, April 1, 2018 at 2 p.m. NEW LOCATION: Sherwood Sports Complex Soccer Field, 511 Bear Paw Road, Sherwood
- Splash Pad Groundbreaking, April 4, 2018, at 3 p.m. at Sherwood Forest, 1111 W. Maryland Avenue
- Sherwood Animal Shelter Events: Annual "Pet Fair & Fund Raiser" Saturday, April 7<sup>th</sup> 10 am – 3 pm at Sherwood Forest; Monday April 30<sup>th</sup> National Adopt a Shelter Pet Day: free adoption 11 a.m. to 4:30 p.m.; April is National Heartworm Awareness Month
- Opening Ceremonies April 14, 2018 at 9 a.m. at the Sherwood Sportscomplex, 511 DJ Hudson Drive
- Sherwood Mayor's Youth Council sponsoring Father Daughter Dance, Thursday, April 19, 2018 from 6:30-8:30 p.m. at Sherwood Forest, 1111 W. Maryland Ave.,

March 26, 2018


REGULAR MEETING 4

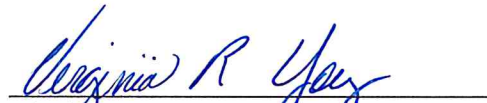
- advanced tickets \$20/couple + \$5 additional daughter; at the door \$30/couple + \$10 additional daughter
- Sherwood Shred-A-Thon, Saturday, April 21, 2018, 9 a.m. to 1 p.m. at Wal-Mart Neighborhood Market
- Sherwood Senior Citizen Center Fish Fry, Saturday, April 28, 2018 at 2301 Thornhill Drive, Sherwood. Doors open @ 10 a.m. serving begins at 11 a.m. Tickers \$10/person and \$3/children under 10
- Sherwood Citizens Police Academy Alumni Association (SCPAAA): On the Border will donate 20% of your ticket to SCPAAA on the following dates: April 19, May 17, June 21, July 19, August 16, September 20, October 18, November 15, and December 20, 2018; and Papa Murphy's will donate a percentage of your purchase to the SCPAAA on the following dates: March 29, April 26, May 31, June 28, July 26, August 30, September 27, October 25, November 29, and December 27, 2018
- Sherwood Farmer's Market begins May 1, 2018 at 1111 W. Maryland Avenue, Sherwood
- Groundbreaking for Health Care Express on Tuesday, March 27, 2018 at 11:00 a.m. located on Country Club

Council Member Heye announced that tryouts for the Sherwood Sharks Swim Team will be April 14, 2018 from 10:00 a.m. to 12:00 p.m. and April 15, 2018 from 2:00 p.m. to 4:00 p.m. at the Bill Harmon Recreation Center.

No further business, Council Member Brooks, made a motion to adjourn at 7:34 p.m.

ATTEST:

  
Angela Nicholson, City Clerk

  
Virginia R. Young, Mayor