

**LOWELL CITY COUNCIL MINUTES
REGULAR COUNCIL MEETING
DECEMBER 20, 2022**

INVOCATION: Council Member Rosenbaum

PLEDGE OF ALLEGIANCE: Mayor Chris Moore

CALL TO ORDER OF REGULAR COUNCIL MEETING: The Regular Meeting of the Lowell City Council was called to order at 6:32pm.

ROLL CALL: Mayor Chris Moore asked City Clerk for a verbal roll call. Council Members present were Steve Whitehead, Eri Schein, Lisa DeGifford, Bill Adams, Bethany Rosenbaum, Kendell Stucki, Marin Miller and David Adams. Deputy Attorney Kieklak was present. A roster of all others in attendance is on file with these minutes.

CONSENT AGENDA ITEMS:

Lowell City Council Minutes Regular Meeting – November 15, 2022
Financial Statement – November 2022

Motion to approve the Consent Agenda.

Motion: Steve Whitehead

Second: David Adams

Vote Aye: B. Adams, Rosenbaum, DeGifford, Schein, Stucki, Whitehead, Miller, D. Adams

Vote Nay: None

Motion to approve the Consent Agenda approved.

Motion to amend the agenda to add Resolution for sale of surplus equipment for Fire Department as Item No 5.

Motion: Lisa DeGifford

Second: Steve Whitehead

Vote Ay: D. Adams, Stucki, Rosenbaum, B. Adams, DeGifford, Whitehead, Schein, Miller

Vote Nay: None

Motion to amend the agenda to add Resolution for sale of surplus equipment for Fire Department as Item No. 5 approved.

PUBLIC FORUM: Open: 6:36PM Close: 6:36PM

EMPLOYEE RECOGNITION – Chief Pete Melnicki presented a plaque to Suzanne Shope for ten years of service with the Fire Department. Deputy Chief Jamie Baggett was recognized for achieving accreditation through the Center for Public Safety.

PLANNING COMMISSIONERS RE-APPOINTMENT

Mayor Moore reappointed Tony Kaczoroski and Michael Phillips as Planning Commissioners until 2025.

Motion to approve Planning Commissioners.

Motion Lisa DeGifford

Second: Eric Schein

Vote Aye: Unanimous

Vote Nay: None

Motion to approve Planning Commissioners approved.

PROCEDURAL MOTION TO DISPENSE WITH THE RULE AND READ ALL ORDINANCES ONE TIME BY TITLE ONLY.

Motion to approve Procedural Motion as presented.

Motion: D. Adams

Second: Schein

Vote Aye: D. Adams, Schein, Rosenbaum, DeGifford, B. Adams, Whitehead, Stucki, Miller

Vote Nay: None

Motion to approve Procedural Motion as presented approved.

OLD BUSINESS: None

NEW BUSINESS:

1 – ORDINANCE – ACCEPTING THE ANNEXATION OF CERTAIN TERRITORY TO THE CITY OF LOWELL, ARKANSAS; APPROVING THE SCHEDULE OF SERVICES TO BE EXTENDED TO SAID AREA; AND ASSIGNING SUCH WARDS.

The property described in the petition are annexed in accordance with the County Judge's requirement, annexes all of the dedicated public roads and rights of way traversing the property to be annexed; said property shall be made part of Ward 2 of the City of Lowell and shall be zoned Urban Neighborhood (R-3) and Urban Thoroughfare Commercial (C-2).

Bethany Rosenbaum recommended to the Council:

- 1 – prioritize and conduct pay study
- 2 – prioritize in-house attorney
- 3 – prioritize community services
- 4 – museum – trails – x-walk

Motion to call the question.

Motion: Schein

Second: DeGifford

Vote Aye: D. Adams, Schein, Rosenbaum, Miller, DeGifford, Whitehead, Stucki

Vote Nay: B. Adams

Motion to call the question approved.

Motion to approve Ordinance.

Motion: Schein

Second: Whitehead

Vote Aye: Schein, B. Adams, Rosenbaum, Miller, D. Adams, Whitehead, Stucki, DeGifford

Vote Nay: None

Motion to approve Ordinance approved.

City Clerk read Ordinance one time by title only.

Ordinance Assigned No. 1113

2 – RESOLUTION TO AMEND THE FEE SCHEDULE IN APPENDIX B OF THE LOWELL MUNICIPAL CODE.

It has been brought before the City Council the need to amend the fee schedule in Appendix B of the Lowell Municipal Code in order to provide an updated and refined list of fees for use by the City of Lowell, AR.

Motion to amend the Fee Schedule in Appendix B of the Lowell Municipal Code.

Motion: D. Adams

Second: Whitehead

Vote Aye: Schein, B. Adams, Rosenbaum, Miller, D. Adams, Whitehead, Stucki, DeGifford

Vote Nay: None

Motion to amend the Fee Schedule in Appendix B of the Lowell Municipal Code approved.

Resolution is assigned No. 22-49.

3 – RESOLUTION TO AMEND THE 2022 GENERAL BUDGET FOR ACTUAL REVENUE AND EXPENDITURES IN THE CITY OF LOWELL, ARKANSAS.

This is a housekeeping item to amend the 2022 Budget in order to reconcile the actual expenditures and receipts with the 2022 budget predictions.

Motion to approve Resolution.

Motion: D.

Second: Schein

Vote Aye: D. Adams, B. Adams, Rosenbaum, DeGifford, Schein, Whitehead, Stucki, Miller

Vote Nay: None

Motion to approve Resolution approved.

Resolution assigned No. 22-50.

4 – RESOLUTION TO APPROVE THE 2023 BUDGET FOR THE CITY OF LOWELL, ARKANSAS.

After thorough consideration, the City Council, in the best interest of the citizens, approved the 2023 Budget.

Motion to approve Resolution.

Motion: DeGifford

Second: D. Adams

Vote Aye: DeGifford, B. Adams, D. Adams, Schein, Whitehead, Stucki

Vote Nay: Rosenbaum

Vote Abstain: Miller

Motion to approve Resolution approved.

Resolution assigned No. 22-51.

5 – RESOLUTION TO DECCLARE SURPLUS AND AUTHORIZE THE SALE OF CERTAIN FIRE DEPATMENT EQUIPMENT FOR THE CITY OF LOWELL, ARKANSAS.

City Council has been advised by the Fire Chief of the City of Lowell, AR that a 1997 HME Fire Truck should be declared surplus and to authorize the sale of said fire truck to City of Paris, AR fire department.

Motion to approve Resolution.

Motion: D. Adams

Second: DeGifford

Vote Aye: D. Adams, DeGifford, Stucki, Rosenbaum, B. Adams, Miller, Whitehead, Schein

Vote Nay: None

Motion to approve Resolution approved.

Resolution assigned No. 22-52.

6 – APPEAL: PLANNING COMMISSION REVOCATION OF CONDITIONAL USE PERMIT – USA METAL RECYCLING.

Tom Smith, USA Metal Recycling, was given opportunity to tell why he felt the Planning Commission should not have revoked the conditional use permit. His written appeal is included with the minutes.

Karen Davis, Community Development Director, spoke as to why the conditional use permit was revoked. Her written comments are included with the minutes.

Motion to affirm Planning Commission's decision to revoke conditional use permit.

Motion: D. Adams

Second: Stucki

Vote Aye: Whitehead, Stucki, Schein, DeGifford, D. Adams

Vote Nay: B. Adams, Rosenbaum, Miller

Motion to affirm Planning Commission's decision to revoke conditional use permit.

ANNOUNCEMENTS / DISCUSSION:

Lisa DeGifford gave a report that all monies remaining in A&P Commission will be allocated at December meeting. Funds went for banners for the city; trail bench; two repair stations; advertising video of City of Lowell; touch a truck, Easter, Christmas Parade; any remaining will be applied to splash pad at Ward Nail Park.

PRESENTATION TO OUTGOING CITY COUNCIL MEMBERS:

Outgoing Council Members were presented with a plaque for their service: David Adams - 2015-2022; Bethany Rosenbaum – January 2021 – December 2022; Marin Miller filled in June 2022 – December 2022.

ADJOURNMENT: Entertain a motion to adjourn. Motion: Eric Schein. Second: David Adams. There being no objections, the meeting adjourned at 8:57pm.

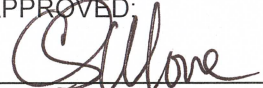
ATTEST:



City Clerk/Elizabeth Estes



APPROVED:



Mayor/Chris Moore

City of Lowell

Minutes of the Regular Council Meeting

December 20, 2022