

**LOWELL CITY COUNCIL MINUTES  
REGULAR COUNCIL MEETING  
VIRTUAL MEETING  
SEPTEMBER 15, 2020 - 6:30PM**

**INVOCATION:** Sgt. Aaron Pile

**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 6:31pm by **Mayor Chris Moore** at the Lowell Council Chambers.

**ROLL CALL:** Mayor Chris Moore asked the City Clerk for a verbal roll call. Council Members present were Linda Vannoy, David Adams, Chasity Taylor, Dean Bitner, Thomas Evers, Todd Fenix, Lisa DeGifford. Eric Schein was absent. Deputy Attorney Kieklak was present, also. There was quorum. A roster of all others in attendance is on file with these minutes.

**CONSENT AGENDA:**

Lowell City Council Minutes Regular Meeting – August 18, 2020  
Financial Statement – August 2020

**Motion to approve the Consent Agenda.**

Motion: Dean Bitner

Second: David Adams

Voice Vote Aye: Unanimous

Voice Vote Nay: None

**Motion to approve Consent Agenda approved.**

**PUBLIC FORUM:** Open: 6:32PM Close: 6:34PM

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

**Motion to approve Procedural Motion.**

Motion: Todd Fenix

Second: Linda Vannoy

Vote Aye: Vannoy, DeGifford, Adams, Fenix, Bitner, Evers, Taylor

Vote Nay: None

**Motion to approve Procedural Motion passed.**

**OLD BUSINESS:**

**1. TABLED ITEM – RESOLUTION TO ADOPT AND APPROVE AMENDMENTS TO THE 2020 BUDGET FOR THE CITY OF LOWELL, ARKANSAS. (APERMA)**

City staff recommends tabling this resolution. Municipal League is working with city on this item.

**Motion to table Resolution.**

Motion: Dean Bitner

Second: David Adams

Vote Aye: Adams, Fenix, Vannoy, Taylor, Bitner, Evers, DeGifford

Vote Nay: None

**Motion to table Resolution passed.**

**NEW BUSINESS:**

**1. ORDINANCE AMENDING LOWELL MUNICIPAL CODE SECTION 16-64 TO ADD THE DEFINITION OF A FULFILLMENT CENTER AND A MULTI-TENANT OFFICE DEVELOPMENT AND FOR OTHER PURPOSES**

Fulfillment Center means a logistics warehouse where incoming orders are received, processed and filled. An Office Development, multi-tenant means a freestanding building in which one or more businesses are conducted or professions practiced.

**Motion to approve Ordinance as presented.**

**Motion:** David Adams

**Second:** Dean Bitner

**Vote Aye:** Evers, Adams, Vannoy, Taylor, Fenix, DE Gifford, Bitner

**Vote Nay:** None

**Motion to approve Ordinance passed.**

**City Clerk read the Ordinance one time by title only.**

**Ordinance assigned No. 1058**

**2. ORDINANCE AMENDING THE CITY OF LOWELL LAND DEVELOPMENT CODE MINIMUM DIMENSION REQUIREMENTS, NON-RESIDENTIAL DISTRICTS.**

Commercial structures will be limited to 45 feet unless the development structure has the following uses: Hotel, warehouse distribution center, multi-tenant office development. These listed developments shall be limited to 150 feet.

**Motion to approve Ordinance.**

**Motion:** Todd Fenix

**Second:** David Adams

**Vote Aye:** Adams, Evers, DeGifford, Fenix, Taylor, Bitner, Vannoy

**Vote Nay:** None

**Motion to approve Ordinance passed.**

**City Clerk read Ordinance one time by title only.**

**Ordinance assigned No. 1059**

**3. ORDINANCE AMENDING ARTICLE IV: DESIGN OVERLAY DISTRICT (I-49) AND STATE HIGHWAY 264, 71B AND E. MONROE AVENUE OF CHAPTER 10: COMMUNITY DEVELOPMENT OF THE LOWELL MUNICIPAL CODE OF ORDINANCES IN THE CITY OF LOWELL, ARKANSAS AND FOR OTHER PURPOSES.**

Proposed changes to Overlay District ordinance: (1) Exterior appearance to be architecturally designed to have front facades facing all street and highway R-O-W unless structure is in excess of 45 feet in height, at which time the restriction shall not apply. (2) Exterior of buildings shall be wood, masonry, or natural looking materials. No metal side walls are allowed unless metal siding is similar in appearance to wood, masonry, or natural looking material, unless structure is in excess of 45 feet in height, at which time restriction will not apply.

**Motion to approve Ordinance as presented.**

**Motion:** David Adams

**Second:** Chasity Taylor

**Vote Aye:** Adams, Fenix, Vannoy, Taylor, Bitner, Evers, DeGifford

**Vote Nay:** None

**Motion to approve Ordinance passed.**

**City Clerk read the Ordinance one time by title only.**

**Ordinance assigned No. 1060.**

**Motion to approve Emergency Clause.**

Motion: Todd Fenix

Second: David Adams

Vote Aye: Vannoy, DE Gifford, Adams, Fenix, Bitner, Evers, Taylor

Vote Nay: None

**Motion to approve Emergency Clause approved.**

**4. RESOLUTION AUTHORIZING THE RATE OF PROPERTY TAX FOR THE CITY OF LOWELL, ARKANSAS FOR THE YEAR 2020 TO BE COLLECTED IN 2021.**

An increase of 1.5 mil to include police and fire departments to make us going into the future for retirements for police and fire departments.

**Motion to approve Resolution.**

Motion: Linda Vannoy

Second: Chasity Taylor

Vote Aye: Adams, Fenix, Vannoy, Taylor, Bitner, Evers, DeGifford

Vote Nay: None

**Motion to approve Resolution passed.**

Resolution assigned No. 20-17

**5. RESOLUTION AUTHORIZING THE MAYOR AND THE CITY CLERK OF THE CITY OF LOWELL, ARKANSAS TO ACCEPT A BID FROM AND ENTER INTO CONTRACT WITH CROSSLAND HEAVY CONSTRUCTION, INC. FOR THE CONSTRUCTION OF THE LOWELL GREENWAY CONNECTOR TRAIL.**

This is the Kathleen Johnson Memorial Park Trailhead.

**Motion to approve Resolution subject to ArDOT concurrence.**

Motion: Linda Vannoy

Second: Lisa DeGifford

Vote Aye: Fenix, DeGifford, Vannoy, Evers, Adams, Bitner, Taylor

Vote Nay: None

**Motion to approve resolution subject to ArDOT concurrence passed.**

Resolution assigned No. 20-18

**6. RESOLUTION APPROPRIATING FUNDING FOR THE LOWELL GREENWAY CONNECTOR TRAIL FROM THE GENERAL FUND RESERVES DURING THE FISCAL YEAR OF 2020.**

The amount of \$2,136,000.00 is appropriated out of General Fund Reserves into Parks Department, KJMP Property Expenses.

**Motion to approve Resolution.**

Motion: Linda Vannoy

Second: David Adams

Vote Aye: Adams, Evers, Vannoy, DeGifford, Fenix, Taylor, Bitner

Vote Nay: None

**Motion to approve Resolution passed.**

Resolution assigned No. 20-19.

**7. DISCUSSION – AGREEMENT BETWEEN CITY OF LOWELL, ARKANSAS AND CRAFTON TULL FOR PROFESSIONAL SERVICE FOR SIDEWALK ON HONEYSUCKLE STREET.**

Design contract for sidewalk on Honeysuckle Street. No action taken.

**ANNOUNCEMENTS:**

1 - Jerry Hudlow presented Legislative Joint Auditing Committee Report, December 31, 2018.

2 - Jerry Hudlow announced that money will be acquired from Cares Act to pay for COVID-19 expenses and money will be documented and presented to council at October meeting. Arkansas Municipal League is heading this up.

3 – Jerry Hudlow presented Mayor Moore with Government Finance Officers Association *Distinguished Budget Presentation Award* for the fiscal year beginning January 1, 2020.

**ADJOURNMENT:** Motion to adjourn by David Adams and second by Linda Vannoy. There being no objections, the meeting adjourned at 7:02pm.

ATTEST:

  
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City Clerk/Elizabeth Estes



APPROVED:

  
\_\_\_\_\_  
Mayor/Chris Moore

City of Lowell

Minutes of the Regular Council Meeting

September 15, 2020