

**LOWELL CITY COUNCIL MINUTES
REGULAR COUNCIL MEETING
JUNE 19, 2018 - 6:35PM**

CALL TO ORDER OF REGULAR COUNCIL MEETING: The Regular Meeting of the Lowell City Council was called to order at 6:33PM by **Mayor Long** at the Lowell Council Chambers.

INVOCATION: The Invocation was given by Councilman Kendell Stucki.

PLEDGE OF ALLEGIANCE: The Pledge of Allegiance was led by Mayor Eldon Long.

ROLL CALL: **Mayor Long** asked for roll call. City Clerk made a verbal roll call. Council Members present were **Thomas Evers, Shawn Cheney, Kendell Stucki, Linda Vannoy, David Adams, Lonnie Jones, Todd Fenix and Dean Bitner. 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 – May 15, 2018
Financial Statement – May 2018

Motion made to accept the Consent Agenda.

Motion: Dean Bitner

Second: Kendell Stucki

Voice Vote Aye: Unanimous

Voice Vote Nay: None

Motion to accept Consent Agenda approved

PUBLIC FORUM: Open: 6:35PM Close: 6:38PM

David Boatright asked if the sewer was going through the backside of his property and if there had been a public hearing. The Mayor said there had not been a public hearing and the surrounding properties were in the STEP System and Recharge area and were not on the Springdale Sewer System.

PRESENTATIONS: Chief Mike Morris promoted three firemen to position of lieutenant: Justin Pelletier, Nathan Warrell and Micah Talley.

APPOINTMENTS: Frank Jameson was nominated to the A & P Commission.

Motion to approve Frank Jameson.

Motion: Mayor Long

Second: Dean Long

Voice Vote Aye: Unanimous

Voice Vote Nay: None

Motion to approve Frank Jameson approved.

PRESENTATION OF ORDINANCES AND RESOLUTIONS

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

Motion made to suspend the rule and to read ordinances one time by title only.

Motion: Todd Fenix

Second: Kendell Stucki

Vote Aye: Bitner, Cheney, Fenix, Jones Stucki, Vannoy, Evers, Adams

Vote Nay: None

Motion to suspend the rule and to read ordinances one time by title only approved.

TABLED: Resolutions remained tabled.

1. **RESOLUTION ACCEPTING THE BLACK HILLS ENERGY UTILITY WORK AGREEMENT APROPRIATING FUNDING FOR ON-GOING PROJECTS FROM THE GENERAL FUND RESERVES DURING THE FISCAL YEAR OF 2018.**

2. **RESOLUTION APPROVING AND ADOPTING AN UPDATED PERSONNEL POLICY MANUAL FOR THE CITY OF LOWELL, ARKANSAS.**

Motion made to take Resolution off the tabled items and add it to the Agenda and to adopt the Personnel Policy Manual as amended by the Personnel & Ordinance Committees.

Motion: Dean Bitner

Second: Kendell Stucki

Vote Aye: Evers, Cheney, Fenix, Adams, Jones, Stucki, Bitner, Vannoy

Vote Nay: None

Motion to approve Resolution was approved.

Resolution is assigned No. 18-15.

OLD BUSINESS: None.

1. **ORDINANCE AMENDING ORDINANCE NO. 643 ESTABLISHING PARKING RESTRICTIONS AND AMENDING CHAPTER 28 OF THE CODE OF ORDINANCES OF LOWELL, ARKANSAS.**

Tabled Ordinance No. 642 was sent back to Ordinance Committee for consideration. It was changed and recommended to City Council for approval.

Motion to approve Ordinance as presented.

Motion: Linda Vannoy

Second: David Adams

Vote Aye: Fenix, Adams, Vannoy, Jones, Ever, Bitner, Cheney, Stucki

Vote Nay: None

Motion to approve Ordinance as presented approved.

City Clerk read Ordinance by title only.

Ordinance assigned No. 1016.

NEW BUSINESS:

1. **RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF LOWELL TO EXECUTE AN AGREEMENT OF UNDERSTANDING BETWEEN THE CITY OF LOWELL AND THE ARKANSAS DEPARTMENT OF TRANSPORTATION.**

Agreement is for the Bellview Road & Spring Creek Road intersection improvements. Monies outside of budget for Hwy 264 are encumbered. It is hoped to have the traffic light in place by the end of the year.

Motion made to approve Ordinance as presented.

Motion: Kendell Stucki

Second: David Adams

Vote Aye: Evers, Adams, Vannoy, Jones, Fenix, Stucki, Cheney, Bitner

Vote Nay: None

Motion to approve Resolution was approved.

Resolution assigned No. 18-16.

2. **RESOLUTION CERTIFYING LOCAL GOVERNMENT ENDORSEMENT OF BUSINESS TO PARTICIPATE IN THE TAX BACK PROGRAM (AS AUTHORIZED BY SECTION 15-4-2706(d) OF THE CONSOLIDATED INCENTIVE ACT OF 2003.**

J B Hunt will recoup tax dollars from construction of their new IT building.

Motion made to approve Resolution as presented.

Motion: Dean Bitner

Second: Kendell Stucki

Vote Aye: Bitner, Evers, Vannoy, Jones, Fenix, Adams, Cheney, Stucki

Vote Nay: None

Motion to approve Resolution was approved.

Resolution is assigned No. 18-17.

3. RESOLUTION APPROPRIATING GENERAL FUNDS RESERVE FOR THE PURPOSE OF PURCHASING NEW POLICE CAR EQUIPMENT FOR THE POLICE DEPARTMENT OF THE CITY OF LOWELL, ARKANSAS.

The police department needs to purchase new police car equipment. It meets eligibility requirement to apply for a matching grant fund to be used to purchase police car equipment. Matching funds are available for this purpose.

Motion to approve Resolution as presented.

Motion: Linda Vannoy

Second: Kendell Stucki

Vote Aye: Fenix, Adams, Vannoy, Jones, Evers, Bitner, Cheney, Stucki

Vote Nay: None

Motion to approve Resolution as presented approved.

Resolution assigned No. 18-18.

4. RESOLUTION AUTHORIZING THE DISPOSAL OF CERTAIN SURPLUS POLICE VEHICLES PURSUANT TO ARKANSAS CODE ANNOTATD 14-58-306.

The following police vehicles are for sale: 2002 Dodge Durango, 2004 Ford Crown Victoria, 2005 Ford Crown Victoria, 2007 Dodge Charger, 1996 Nissan Maxima.

Motion to approve Resolution as presented.

Motion: Linda Vannoy

Second: Kendell Stucki

Vote Aye: Evers, Fenix, Bitner, Vannoy, Adams, Jones, Cheney, Stucki

Vote Nay: None

Motion to approve Resolution as presented approved.

Resolution assigned No. 18-19.

5. RESOLUTION APPROPRIATING FUNDING FOR THE FIRE STATION PROJECT EXPENSES INTO GENRAL FUND REVENUES DURING THE FISCAL YEAR OF 2018.

Final sum payment including furnishings and equipment has been appropriated.

Motion to approve Resolution as presented.

Motion: Dean Bitner

Second: Kendell Stucki

Vote Aye: Fenix, Adams, Vannoy, Jones, Evers, Bitner, Cheney, Stucki

Vote Nay: None

Motion to approve Resolution as presented approved.

Resolution assigned No. 18-20.

6. RESOLUTION AUTHORIZING THE MAYOR AND THE CITY CLERK OF THE CITY OF LOWELL TO ACCEPT A BID FROM AND ENTER INTO CONTRACT WITH ARCO EXCAVATION AND PAVING, INC. FOR THE SABRE HEIGHTS DRAINAGE IMPROVEMENTS.

Due to flooding behind Sabre Heights Subdivision in April 2018, the drainage structure serving the subdivision was destroyed. Repairs are necessary to help prevent flooding and to handle storm water in the city. The City of Lowell applied for FEMA assistance.

Motion to approve Resolution as presented.

Motion: Todd Fenix

Second: Thomas Evers

Vote Aye: Bitner, Evers, Vannoy, Jones, Fenix, Adams, Cheney, Stucki

Motion to approve Resolution as presented approved.

Resolution assigned No. 18-21.

COMMITTEE REPORTS: Ordinance Committee met 5/24/18 and notes are filed with the minutes.

ANNOUNCEMENTS:

1. Mudtown Days Report
2. Update on A & P Collections
3. Fireworks, July 3, 9:30pm, Walker Network Services using Atwoods' parking lot.
4. Lloyd Showalter, former Planning Commissioner, passed away today.
5. Ice Cream at Dairy Queen.

ADJOURNMENT: Motion to adjourn; motion by Dean Bitner and second by David Adams. There being no objections, the meeting adjourned at 7:34PM.

ATTEST:



City Clerk/Elizabeth Estes



APPROVED:



Mayor/Eldon Long

City of Lowell

Minutes of the Regular Council Meeting

June 19, 2018