

**LOWELL CITY COUNCIL MINUTES  
REGULAR COUNCIL MEETING  
JULY 17, 2018 - 6:35PM**

**CALL TO ORDER OF REGULAR COUNCIL MEETING:** The Regular Meeting of the Lowell City Council was called to order at 6:31PM by **Mayor Long** at the Lowell Council Chambers.

**INVOCATION:** The Invocation was given by Richard Stone.

**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, Lonnie Jones, Todd Fenix and Dean Bitner. David Adams 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 (as corrected)– June 19, 2018  
Financial Statement – June 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: 6:55PM

Dr. Amy Adams, 821 Paradise Place, had a complaint against Animal Welfare Officer Ray Drummond and Animal Welfare Secretary Becky Drummond. The annual inspection was not completed because of the altercation between Dr. Adams and city employees. Councilmen asked Ray Drummond to respond to Dr. Adams' complaint. The mayor asked Dr. Adams to make an appointment with him so he could resolve the issues.

**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:** Dean Bitner

**Second:** Todd Fenix

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

**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.**

Item will remain tabled since Black Hills has not responded to our calls.

**OLD BUSINESS:** None.

**NEW BUSINESS:**

**1. ORDINANCE AMENDING THE CITY OF LOWELL CODE OF ORDINANCES, SECTION 16-59, BY REZONING CERTAIN LANDS FROM RESIDENTIAL-E (R-E) TO MANUFACTURED HOUSING PARK (MHP).**

Dave Gallo, 2411 Mary Lane Drive, Rogers, AR 72756, presented a plan to place small manufactured homes on concrete pads on 12 acres. It would turn the area from blighted to beautiful; peaceful and affordable; offer freedom and flexibility to customers; ownership of their homes; apply rules and regulations the same for everyone and have onsite management.

Planning Commissioners voted 5-1 to approve rezoning on June 11, 2018.

**Motion made to approve Ordinance as presented.**

**Motion:** Kendell Stucki

**Second:** Dean Bitner

**Vote Aye:** Fenix, Bitner, Stucki

**Vote Nay:** Vannoy, Jones, Cheney, Evers

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

**Motion to approve Ordinance was failed.**

**2. ORDINANCE TO AMEND CITY PARK REGULATIONS IN LOWELL TO PROHIBIT HORSES AND OTHER LIVESTOCK FROM THE PARKS AND OTHER PURPOSES.**

Because citizens are beginning to ride horses in Ward Nail Park and the animals can pose problems for other people, fouling the ground and damaging park areas, council was asked to pass an ordinance prohibiting them from all city parks except for events which are approved by the mayor.

**Motion made to approve Ordinance as presented.**

**Motion:** Dean Bitner

**Second:** Kendell Stucki

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

**Vote Nay:** None

**Motion to approve Ordinance was approved.**

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

**Ordinance assigned No. 1017.**

**3. RESOLUTION TO CREATE THE POSITION OF HUMAN RESOURCES DIRECTOR FOR THE CITY OF LOWELL, ARKANSAS.**

Due to the duties of the Finance Director having increased to include management of the STEP Sewer system billing and collections, overseeing the IT department, serving as the liaison for the newly formed A&P Commission it is necessary to create a new position, Human Resources Director.

**Motion to approve Resolution as presented.**

**Motion:** Linda Vannoy

**Second:** Kendell Stucki

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

**Vote Nay:** Jones

**Motion to approve Resolution as presented approved.**

**Resolution assigned No. 18-22.**

**4. RESOLUTION APPROVING THE CONTRACT FOR ENGINEERING SERVICES BY AND BETWEEN GARVER, LLC, AND THE CITY OF LOWELL, ARKANSAS.**



Chris Buntin, Garver Engineer, asked the council to approve a contract for construction management to extend a 12-inch ductile iron water line from the intersection of Bellevue Street and Zion Church Avenue.

**Motion to approve Resolution as presented.**

**Motion:** Kendell Stucki

**Second:** Dean Bitner

**Vote Aye:** Evers, Fenix, Bitner, Jones, Cheney, Stucki

**Vote Nay:** Vannoy

**Motion to approve Resolution as presented approved.**

**Resolution assigned No. 18-23.**

**5. RESOLUTION APPROVING AMENDMENT NO. 1 TO THE CONTRACT FOR ENGINEERING SERVICES BY AND BETWEEN GARVER, LC, AND THE CITY OF LOWELL.**

Chris Buntin, Garver Engineer, explained that when FEMA became involved in this project, the scope of work and contract costs were altered and increased, causing the engineering costs to increase as well.

**Motion to approve Resolution as presented.**

**Motion:** Thomas Evers

**Second:** Lonnie Jones

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

**Vote Nay:** None

**Motion to approve Resolution as presented approved.**

**Resolution assigned No. 18-24.**

**COMMITTEE REPORTS:** None.

**ANNOUNCEMENTS:**

1. Report on Elza's 100<sup>th</sup> Birthday Party, July 15, 2018 hosted by First Baptist Church of Lowell and Lowell Historical Museum;
2. Carol Kick, President, LHM of NWA updated the council;
3. Various museum events planned for next five months;
4. Mar's Block Party, sponsored by NWA Space, July 20<sup>th</sup>, at KJMP;
5. Mrs. Martin passed away and our prayers are with the family;
6. A&P Commission will meet Tuesday, July 24<sup>th</sup>, 6:00pm in Council Chambers.

**ADJOURNMENT:** Motion to adjourn; motion by Dean Bitner and second by Kendell Stucki. There being no objections, the meeting adjourned at 8:07PM.

ATTEST:

City Clerk/Elizabeth Estes

City of Lowell

APPROVED:

Mayor/Eldon Long

Minutes of the Regular Council Meeting

July 17, 2018