

**LOWELL CITY COUNCIL MINUTES
REGULAR COUNCIL MEETING
AUGUST 20, 2019 - 6:30PM**

INVOCATION: Richard Stone

PLEDGE OF ALLEGIANCE: Liz Estes, City Clerk

Jerry Hudlow introduced Darci Richard.

Mayor Chris Moore was absent.

Motion made to nominate Councilwoman Linda Vannoy as President Pro-Temp.

Motion: Chasity Taylor

Second: Lisa DeGifford

Voice Vote Aye: Unanimous

Voice Vote Nay: None

Motion to nominate Councilwoman Linda Vannoy as President Pro-Temp. approved.

CALL TO ORDER OF REGULAR COUNCIL MEETING: The Regular Meeting of the Lowell City Council was called to order at 6:32pm by **Linda Vannoy, President Pro-Temp.** at the Lowell Council Chambers.

ROLL CALL: Linda Vannoy, President Pro-Temp asked the City Clerk for a verbal roll call. Council Members present were Linda Vannoy, David Adams, Chasity Taylor, Dean Bitner, Thomas Evers, Eric Schein, Todd Fenix and Lisa DeGifford. Mayor Chris Moore 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 – July 16, 2019, 2019
Financial Statement – July 2018**

Motion to approve the Consent Agenda.

Motion: Dean Bitner

Second: Todd Fenix

Voice Vote Aye: Unanimous

Voice Vote Nay: None.

Motion to approve Consent Agenda approved.

PRESENTATION: Karen Davis presented James Milner with a plaque for his 12 years of service to the City of Lowell.

PUBLIC FORUM: Open: 6:35PM Close: 6:37PM

Ray Saldivar, 800 Grandy Place, Lowell, discussed parking issues; sidewalks on Honeysuckle; street lines that were painted on McClure Street; and police presence in his neighborhood and asked the city to judge Halloween and Christmas decorations in his neighborhood.

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: Dean Bitner

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

Vote Nay: None

Motion to approve Procedural Motion approved.

TABLED ITEM: RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A PROPOSAL BY AND BETWEEN THE CITY OF LOWELL AND MOTOROLA SOLUTIONS, INC. FOR THE PURPOSE OF UPDATING DISPATCH HARDWARE, SOFTWARE AND SERVICES FOR THE LOWELL POLICE DEPARTMENT.

Resolution was removed from the agenda permanently.

Motion to remove Resolution from the agenda permanently.

Motion: Dean Bitner

Second: Todd Fenix

Voice Vote Aye: Unanimous

Voice Vote Nay: None

Motion to remove Resolution from the agenda approved.

OLD BUSINESS:

1. ORDINANCE AMENDING THE CITY OF LOWELL CODE OF ORDINANCES, SECTION 16-59, BY REZONING CERTAIN LANDS FROM SINGLE FAMILY RESIDENTIAL 15,000 SQUARE FOOT LOTS (R-C) TO NEIGHBORHOOD SERVICES (NS).

Ordinance was tabled at the July council meeting and by unanimous decision of the council this evening, it was moved to Old Business for discussion and action. At the July 9, 2019 Planning Commission meeting James Crabtree presented a plan to develop a wedding venue. He asked the 28 acres of property at Dogwood and Honeysuckle be rezoned from Residential to Commercial. The Planning Commissioners voted rezoning the property from Residential to Neighborhood Services.

Public Hearing: Open: 6:41pm Close: 7:08pm

Matthew Miller, Honeysuckle, was opposed to rezoning and he couldn't see the difference between commercial and neighborhood services. He listed the following concerns: safety, sewage options, terrain, existing utilities, environment and eco system.

Ray Saldivar, 800 Grandy Place, opposed rezoning based on increased noise.

Dave Johnson, 626 Tucker Place, just built a new home and didn't want the environment to change from the peaceful way it currently is. He cited increased traffic as a concern and the noise from the wedding venue.

Korin Moore lives next to the proposed wedding venue. She opposed rezone because the next thing they would want would be a liquor license and she wanted to keep her privacy and didn't want more noise.

Maureen Moore, 1100 Honeysuckle was opposed the rezone because the person presenting the project was not the owner of the property and he wasn't a resident of Lowell.

Bryan Lee, Martin Lane, one of three sellers of the property, explained the property was in probate and if it does not sell, it will be divided into three parts.

Trent Sullivan, 401 Goodman Place, has been in Lowell 12 years. He bought six acres close to this property two months ago. Any event will increase traffic and he was opposed to anything commercial.

James Crabtree defended his wedding venue plan, promising to landscape it and keep the project in such a manner that the neighbors wouldn't be hindered.

Ordinance failed due to lack of motion.

NEW BUSINESS:

1. ORDINANCE AMENDING THE CITY OF LOWELL CODE OF ORDINANCES, SECTION 16-59, BY REZONING CERTAIN LANDS FROM SINGLE FAMILY RESIDENTIAL (R-A) TO SINGLE FAMILY RESIDENTIAL 8,000 SQUARE FOOT LOTS (R-E).

Because of an oversight, this piece of property with a home on it was excluded from the previous rezone request to the Planning Commission on July 23, 2019. By including this piece of property at 803 Concord Street, the entire parcel can be developed as planned.

Motion to approve Ordinance as presented.

Motion: Dean Bitner

Second: Eric Schein

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

Vote Nay: None

Motion to approve Ordinance passed.

City Clerk read the Ordinance by title only.

Ordinance assigned No. 1038.

2. ORDINANCE ESTABLISHING STANDARDS FOR SMALL WIRELESS FACILITIES WITHIN THE CITY OF LOWELL, ARKANSAS DECLARING AN EMERGENCY AND FOR OTHER PURPOSES.

The City of Lowell desires to enact regulations pertaining to the placement of small wireless facilities within the City that are in line with applicable state and federal law, regulations and guidelines.

Motion to approve Ordinance as presented.

Motion: Dean Bitner

Second: David Adams

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

Vote Nay: None

Motion to approve Ordinance as presented approved.

City Clerk read the Ordinance by title only.

Ordinance was assigned No. 1039.

Motion to approve Emergency Clause as presented.

Motion: Todd Fenix

Second: Dean Bitner

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

Vote Nay: None


Motion to approve Emergency Clause as presented approved.

ANNOUNCEMENTS:

1. The Lowell Veterans Memorial Dedication ceremony is scheduled for Friday, September 13th at 1:00pm at the Kathleen Johnson Memorial Park. Following the dedication, the KJMP Steering Committee will meet in the City Council Chambers. 2. A&P Kickoff event scheduled for Tuesday, August 27th at 2:00pm in the Lowell City Council Chambers. 3. Dean Bitner passed out Senate Bill 170 to the council for their them to see how it will impact the City of Lowell.

ADJOURNMENT: Motion to adjourn by Dean Bitner and second by Chasity Taylor. There being no objections, the meeting adjourned at 7:16pm.

ATTEST:


City Clerk/Elizabeth Ester



APPROVED:


Mayor/Chris Moore