

**LOWELL CITY COUNCIL MINUTES
REGULAR COUNCIL MEETING
APRIL 16, 2013 - 6:30 p.m.**

CALL TO ORDER OF REGULAR COUNCIL MEETING: The Regular Meeting of the Lowell City Council was called to order at 6:30 p.m. by **Mayor Long** at the Lowell Council Chambers.

INVOCATION: The Invocation was offered by **Jerry Hudlow**.

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

ROLL CALL: **Mayor Long** asked for roll call. City Clerk made a verbal roll call. Council Members present were: **Thomas Evers, Eric Schein, Matthew Yeager, Janette Lasater, Keith Williams, Kendell Stucki, Dean Bitner, Ronnie Breland**. There was quorum. **Deputy Attorney Kieklak** was also present. A roster of all others in attendance is on file with these minutes.

CONSENT AGENDA:

**Lowell City Council Minutes Regular Meeting – March 19, 2013
Financial Statement – March 2013**

Motion was made to approve Consent Agenda.

Motion: Eric Schein

Second: Janette Lasater

Voice Vote Aye: Unanimous

Voice Vote Nay: None

Motion to accept Consent Agenda was approved.

PUBLIC FORUM: Public Forum Opened at 6:35PM - Closed at 7:55PM

Dane Sutherland, 314 Eclipse St. (Summer Meadows) – He had questions concerning the new Deffenbaugh Contract, specifically his rate rose 70%.

Mayor Long and councilmen answered his questions. A full report will be given in the May 2013 City Council Meeting.

Lloyd Caldwell, Jr., 319 Center – Presented his views on the appropriation for the funding for the city planning director. He also addressed his current situation concerning building codes, etc. as they applied toward the storage building in his backyard.

Councilmen and Deputy Attorney Kieklak discussed comments made by **Lloyd Caldwell, Jr.**

Councilwoman **Janette Lasater** announced **Jeanie Smith** as the new Director of the Lowell Senior Center.

PROCLAMATIONS: **Mayor Long** presented the proclamations for Building Safety Month – May 2013 and National Historic Preservation Month May 2013. Councilmen accepted them with a unanimous voice vote.

OLD BUSINESS:

1. ORDINANCE AMENDING LIVESTOCK ORDINANCE TO PROHIBIT CHICKENS.

Salena Wright-Brown, Chairperson of Planning Commission clarified the Ordinance is already in place and this is a request from Ordinance Committee, Planning Commission, Planning Department for some wording changes in this ordinance to clarify the definition of "chicken" and type of birds addressed in the ordinance.

Motion was made to suspend the rule and place the Ordinance on third and final reading by title only.

Motion: Kendell Stucki

Second: Janette Lasater

Vote Aye: Stucki, Evers, Williams, Yeager, Schein, Bitner, Lasater

Vote Nay: Breland

Motion to suspend the rule and place the Ordinance on third and final reading by title only was approved.

City Clerk read the ordinance by title only.

Motion was made to approve the Ordinance as presented.

Motion: Janette Lasater

Second: Kendell Stucki

Vote Aye: Yeager, Williams, Lasater, Evers, Bitner, Stucki

Vote Nay: Breland, Schein

Motion to approve the Ordinance as presented was approved.

Ordinance was assigned No. 931.

NEW BUSINESS:

1. AN ORDINANCE ADOPTING THE CITY OF LOWELL 2013 MASTER STREET/TRAIL PLAN AND FOR OTHER PURPOSES.

Salena Wright-Brown, Chairperson of Planning Commission, explained the changes made to the 2013 Master Street/Trail Plan. Councilman Schein asked about Monroe Street going over to Old Wire and it doesn't show connecting. Salena said it had been corrected.

Motion was made to suspend the rule and place Ordinance on third and final reading by title only.

Motion: Keith Williams

Second: Janette Lasater

Vote Aye: Yeager, Stucki, Breland, Williams, Bitner, Evers, Schein, Lasater

Vote Nay: None

Motion to suspend the rule and place Ordinance on third and final reading by title only was approved.

City Clerk read the Ordinance by title only.

Motion was made to approve the Ordinance as presented.

Motion: Janette Lasater

Second: Eric Schein

Vote Aye: Stucki, Yeager, Breland, Williams, Lasater, Schein, Evers, Bitner

Vote Nay: None

Motion to approve the Ordinance as presented was approved.

Ordinance was assigned No. 932.

2. ORDINANCE AMENDING THE LOWELL ZONING ORDINANCE TO PERMIT MANUFACTURED HOUSING IN THE "R-A" ZONE.

Salena Wright-Brown, Chairperson of Planning Commission, passed two pictures (attached) to the councilmen to frame her discussion. This ordinance will clean up an issue in our current ordinances. By law, we must have a zoning ordinance that shall allow the placement of manufactured homes on individually owned lots in at least one or more residential districts or zones within the municipality. Manufactured homes are not trailer houses. They are mobile only to the point they are constructed elsewhere brought in on a trailer and then set on a slab. They must be same type regulations as a site built home and these homes are built per the definition in the code after 1976. A public hearing has been held on March 18, 2013. The Planning Commission voted to request you to change our code to allow manufactured housing in "R-A" zoning. Those are the largest residential lots we have of at least an acre or larger.

Motion was made to suspend the rule and place Ordinance on first reading by title only.

Motion: Dean Bitner

Second: Janette Lasater

Vote Aye: Schein, Stucki, Yeager, Evers, Williams, Lasater, Bitner

Vote Nay: Breland

Motion to suspend the rule and place Ordinance on first reading by title only was approved.

City Clerk read the Ordinance by title only.

3. RESOLUTION APPROPRIATING FUNDING IN ORDER TO FILL THE VACANT POSITION OF PLANNING DIRECTOR.

Mayor Long announced the appointment of Kris Sullivan to Director of the Planning Department.

Motion was made to approve Resolution as presented.

Motion: Dean Bitner

Second: Ronnie Breland

Vote Aye: Lasater, Williams, Bitner, Yeager, Stucki, Breland, Schein, Evers

Vote Nay: None

Motion to accept Resolution as presented was approved.

Resolution was assigned No. 13-07.

4. COMMITTEE REPORTS:

Ordinance Committee – Dean Bitner – Met April 3rd and discussed parking, streets, yards, vicious animals, nuisances. Next meeting will be April 22, 2013, 6PM.

Budget Committee – Keith Williams – Discussed appropriation of funds for planning director position; health insurance.

Motion was made to add Health Insurance Changes Effective May 1, 2013 to the Agenda.

Motion: Keith Williams

Second: Janette Lasater

Vote Aye: Unanimous

Vote Nay: None

Motion to add Health Insurance Changes Effective May 1, 2013 to the Agenda was approved.

Motion to approve the Health Insurance Changes Effective May 1, 2013 as presented.

Motion: Janette Lasater

Second: Eric Schein

Vote Aye: Unanimous

Vote Nay: None

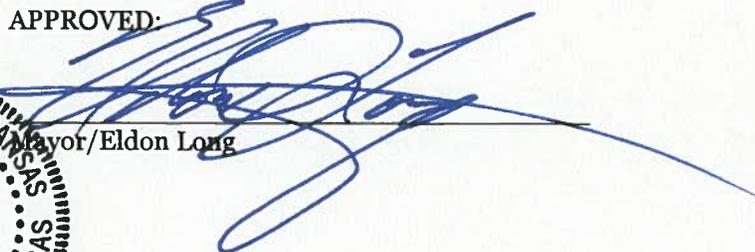
Motion to accept the Health Insurance Changes Effective May 1, 2013 was approved.

5. ANNOUNCEMENTS:

Employee Group Health Insurance Carrier Change
City Wide Garage Sale April 26-27th
National Day of Prayer – May 2, 2013
Mudtown Days Festival – May 31st, June 1st

ADJOURNMENT: Motion to adjourn was made by Councilman Bitner and seconded by Councilwoman Lasater. There being no objections, the meeting adjourned at 8:14 p.m.

APPROVED:



Mayor/Eldon Long

ATTEST:



City Clerk/Elizabeth Estes



City of Lowell

Minutes of the Regular Council Meeting

April 16, 2012