

**LOWELL CITY COUNCIL MINUTES
REGULAR COUNCIL MEETING
APRIL 18, 2017 - 6:30PM**

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 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, Lonnie Jones, Kendell Stucki, Todd Fenix, Linda Vannoy, David Adams, Dean Bitner. Delia Ingle was absent. Deputy Attorney Kieklak was present, also.** There was quorum. A roster of all others in attendance is on file with these minutes.

Motion was made to amend the agenda and accept the resignation of Planning Commissioner Mitch Wright – Item 7.

Motion: Kendell Stucki

Second: Todd Fenix

Voice Vote Aye: Unanimous

Voice Vote Nay: None

Motion to amend the agenda and accept the resignation of Planning Commissioner Mitch Wright – Item 7 was approved.

Motion was made to amend the agenda and add appointment of Carla Butler to Planning Commission – Item 8.

Motion: Kendell Stucki

Second: Todd Fenix

Voice Vote Aye: Unanimous

Voice Vote Nay: None

Motion to amend the agenda and add appointment of Carla Butler to Planning Commission – Item 8 was approved.

CONSENT AGENDA:

Lowell City Council Minutes Regular Meeting – March 21, 2017

Financial Statement – March, 2017

Motion was made to accept the Consent Agenda as presented.

Motion: Todd Fenix

Second: Dean Bitner

Voice Vote Aye: Unanimous

Voice Vote Nay: None

Motion to accept Consent Agenda was approved.

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

Motion was made to suspend the procedural motion and to read ordinances three times.

Motion: Linda Vannoy

Second: Kendell Stucki

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

Voice Vote Nay: None

Motion to suspend the procedural motion and to read ordinances three times was approved.

PUBLIC FORUM: Open: 6:39PM Close: 7:39PM

PRESENTATION OF ORDINANCES AND RESOLUTIONS:

OLD BUSINESS:

1. **ORDINANCE TO RECIND ORDINANCE NO. 204 AND ORDINANCE NO. 858, AND ORDINANCE NO. 89 AND TO AMEND THE CITY OF LOWELL CODE OF ORDINANCES SECTION 24, SECTION II PARK RULES, SECTION 24-9.**

The decision was made to use the first draft of this ordinance and put it on the May, 2017 agenda for third and final reading. The mayor asked that the sale of alcohol be permitted only in Ward Nail Park.

Motion was made to read Ordinance on second reading by title only.

Motion: Kendell Stucki

Second: Dean Bitner

Vote Aye: Fenix, Adams, Vannoy, Bitner, Stucki

Vote Nay: Jones, Evers

Abstain: Evers

Motion to read Ordinance on second reading by title only was approved.

City Attorney read Ordinance by title only.

NEW BUSINESS:

1. **ORDINANCE TO PERMIT CITY COUNCIL MEMBER TODD FENIX TO DO BUSINESS WITH THE CITY OF LOWELL BY PROVIDING CERTAIN CUSTOM PRINTING ADVERTISEMENT THROUGH HIS BUSINESS, FENIX ASSOCIATED CORPORATION, AND FOR OTHER PURPOSES.**

When a councilman does business with the City of Lowell, it must be approved by the council.

Motion was made to approve Ordinance as presented.

Motion: Kendell Stucki

Second: Dean Bitner

Vote Aye: Stucki, Vannoy, Adams, Bitner

Vote Nay: Jones, Evers

Abstain: Fenix

Motion to read Ordinance as presented was approved.

Ordinance is assigned No. 987.

2. **RESOLUTION APPROPRIATING FUNDING FOR ON-GOING PROJECTS FROM THE FIRE ACT 833 UNASSIGNED RESERVES DURING THE FISCAL YEAR 2017.**

From Fire Act 833 to Transfer Expense (\$113,363.00).

Motion was made to approve the Resolution as presented.

Motion: Dean Bitner

Second: David Adams

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

Vote Nay: None

Motion to approve the Resolution as presented was approved.

Resolution was assigned No. 17-14.

3. RESOLUTION APPROPRIATING FUNDING FOR ON-GOING PRJECTS INTO THE GENERAL FUND REVENUES DURING THE FISCAL YEAR OF 2017.

Revenues from Fire Act 833 into General Fund Revenues (\$113,363.00).

Motion was made to approve Resolution as presented.

Motion: Dean Bitner

Second: Kendell Stucki

Vote Aye: Fenix, Bitner, Vannoy, Evers, Ingle, Stucki, Jones

Vote Nay: None

Motion to approve Resolution as presented was approved.

Resolution was assigned No. 17-15.

4. RESOLUTION APPROPRIATING FUNDING FOR ON-GOING PROJECTS FROM THE GENERAL FUND UNASSIGNED RESERVES DURING THE FISCAL YEAR OF 2017.

From General Fund Unassigned Reserves for expenditures (\$113,363.00).

Motion was made to approve Resolution as presented.

Motion: Todd Fenix

Second: David Adams

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

Vote Nay: None

Motion to approve Resolution as presented was approved.

Resolution was assigned No. 17-16.

5. RESOLUTION EXPRESSING THE WILLINGNESS OF THE CITY OF LOWELL, ARKANSAS TO UTILIZE FEDERAL-AID RECRATIONAL TRAILS PROGRAM FUNDS.

Apply for RTP Grant, Federal Aid 80/20 match to add restrooms and parking area to KJMP.

Motion was made to approve Resolution as presented.

Motion: Tomas Evers

Second: Kendell Stucki

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

Vote Nay: None

Motion to approve Resolution as presented was approved.

Resolution was assigned No. 17-17.

6. RESOLUTION EXPRESSING THE WILLINGNESS OF THE CITY OF LOWELL, ARKANSS TO UTILIZE FEDERAL-AID TRANSPORTATION ALTERNATIVES PROGRAM FUNDS.

Funds are for trails connecting KJMP to Razorback Greenway (80/20 match – Mills Lane to park).

Motion was made to approve Resolution as presented.

Motion: Kendell Stucki

Second: Thomas Evers

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

Vote Nay: None

Motion to approve Resolution as presented was approved.

Resolution was assigned No. 17-18.

7. ACCEPTIING RESIGNATION OF PLANNING COMMISSIONER MITCH WRIHT.

Mitch Wright, Planning Commission Chair, has moved out of City of Lowell.

Motion was made to approve resignation as presented.

Motion: Tomas Evers
Second: Dean Bitner
Vote Aye: Unanimous
Vote Nay: None
Motion to approve resignation as presented was approved.

7. ACCEPTING MAYOR'S APPOINTMENT OF CARLA BUTLER TO PLANNING COMMISSION, POSITION 3, TO FULFILL MITCH WRIGHT'S REMAINING TERM EXPIRING 6/3/18.

Carla Butler has been appointed to fill Position 3 on the Planning Commission.

Motion was made to approve appointment as presented.
Motion: Todd Fenix
Second: Dean Bitner
Vote Aye: Unanimous
Vote Nay: None
Motion to approve appointment as presented was approved.

COMMITTEE REPORTS:

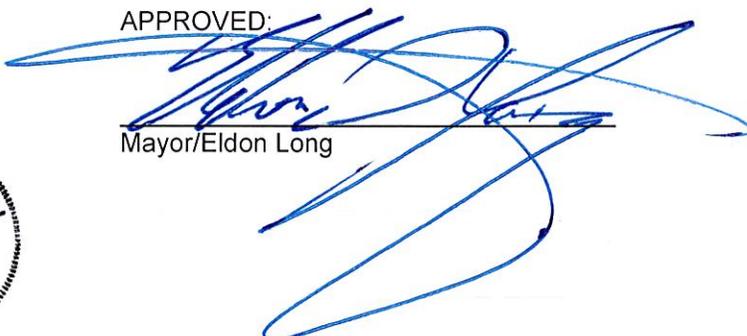
Ordinance Committee Report: Dean Bitner – Committee didn't meet. No business to discuss.
Kathleen Johnson Memorial Park Committee Meeting – Minutes attached.

ANNOUNCEMENTS:

1. Arkansas Municipal League Annual Conference – June 14-16, 2017.
2. Mudtown Days scheduled for June 2-3, 2017. Volunteers needed.
3. The First Tee Spring Spring Festival will be April 29, 2017.
4. National Day of Prayer – May 4, 2017 will be at Ward Nail Park at noon.
5. Pinwheel Rally – each pinwheel represents a child abuse case and there were 435 cases in Benton County.

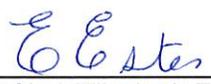
ADJOURNMENT: Motion to adjourn; motion by Dean Bitner and second by Kendell Stucki. There being no objections, the meeting adjourned at 7:45PM.

APPROVED:



Mayor/Eldon Long

ATTEST:



City Clerk/Elizabeth Estes



City of Lowell

Minutes of the Regular Council Meeting

April 18, 2017