

SHERWOOD CITY COUNCIL
January 27, 2014
7:00 P.M.

1. Prayer
2. Pledge of Allegiance
3. Roll Call
4. Approval of minutes of the regular meeting on December 16, 2013, as transcribed.
5. Sherwood Police Department Awards
6. Committees and/or Commissions:

Advertising & Promotion Commission: Alderman Brooks, Chairman
Civil Service Commission: Herb Moore, Chairman
Parks & Recreation Committee: Alderman Harmon, Chairman
Personnel Committee: Alderman Butler, Chairman
Planning Commission: Lucien Gillham, Chairman
Senior Citizen Committee: Jean Harrison, Chairman
Sewer Committee: Amy Sanders, Chairman
Street Committee: Alderman Lilly, Chairman
 - (a) A resolution re-appointing Walter Barnhardt to the Sherwood Street Committee (Mayor Hillman)
 - (b) An ordinance providing for the appropriation of \$763,500 to the Street Fund Budget; declaring an emergency; and for other purposes (Alderman Lilly)
7. An ordinance re-adopting Ordinance 1976 with respect to the establishment of Rules and Procedures for Sherwood City Council meetings for 2014 (Mayor Hillman)
8. An ordinance approving the appropriation of funds for payment to Central Arkansas Risk Management Association; declaring an emergency and for other purposes (Mayor Hillman)
9. State of the City
10. Old Business
 - Update on sign ordinance revision
11. New Business

12. Announcement(s)

February 25, 2014 – World Spay Day (February is “Spay/Neuter Awareness Month”

13. Adjourn

ORDINANCE NO. _____

AN ORDINANCE APPROVING THE APPROPRIATION OF FUNDS FOR PAYMENT TO CENTRAL ARKANSAS RISK MANAGEMENT ASSOCIATION; DECLARING AN EMERGENCY AND FOR OTHER PURPOSES.

Whereas, Central Arkansas Risk Management Association has filed an action in the Pulaski County Circuit Court against the City of Sherwood claiming an outstanding indebtedness, and the City has timely responded denying the claim, and

Whereas, it having been determined that a compromise and settlement of claims is preferable to the needless expense of protracted litigation, and

Whereas, Subject to City Council approval, the parties have reached a compromise and settlement of all claims;

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF SHERWOOD, ARKANSAS;

Section 1. The sum of \$175,000.00 is hereby appropriated from the General Fund as payment to CARMA.

Section 2. The City Attorney is directed to deliver said sums to Counsel for CARMA and to execute all necessary pleadings to dismiss, with prejudice, Pulaski Circuit 600CV-13-4781.

Section 3. It having been determined that time is of the essence in the settlement of the existing litigation, an emergency is hereby declared. The Ordinance shall be in effect from and after its passage.

ADOPTED on this ___ day of **January 2014**.

Virginia R. Hillman, Mayor

ATTEST:

Angela Nicholson, City Clerk

APPROVED AS TO FORM:

Stephen Cobb, City Attorney

ORDINANCE NO. _____

AN ORDINANCE RE-ADOPTING ORDINANCE 1976 WITH RESPECT TO THE ESTABLISHMENT OF RULES AND PROCEDURES FOR SHERWOOD CITY COUNCIL MEETINGS FOR 2014

BE IT ORDAINED BY THE CITY COUNCIL OF SHERWOOD, ARKANSAS

Pursuant to A.C.A. 14-43-501, Ordinance 1976 is hereby re- adopted as the Rules and Procedures for meetings of the Sherwood City Council for 2014.

ADOPTED on this ____ day of **January 2014**.

Virginia R. Hillman, Mayor

ATTEST:

Angela Nicholson, City Clerk

APPROVED AS TO FORM:

Stephen Cobb, City Attorney

ORDINANCE NO. 1976
AN ORDINANCE ESTABLISHING MEETING TIMES, PROCEDURES AND RULES FOR CITY COUNCIL MEETINGS FOR THE CITY OF SHERWOOD, ARKANSAS AND FOR OTHER PURPOSES

WHEREAS, Pursuant to Ark. Code Sec. 14-43-501 The City Council of Sherwood, Arkansas adopts the following rules and procedures;

Section 1. Regular Meeting City Council meetings shall commence at 7:00 p.m. beginning with the February 2013, meeting and continue to meet at that time hereinafter. Regular council meetings shall be the fourth Monday of each month. All City Council meetings, except as otherwise provided, shall be held in the City Council Chambers in City Hall.

Section 2. Agenda Items for the Council Meeting agenda shall be due to the City Clerk no later than noon the Tuesday prior to the meeting. Items can be added after the agenda deadline only upon a Council 2/3's vote to suspend the rules.

Section 3. Voting Procedure City Clerk shall call roll in a random order on all votes of the council.

Section 4. Meeting Chairman (a) The Mayor shall be the presiding officer at all City Council meetings unless he/she is absent at which case a member of the Council be elected to serve as chair for that meeting. The Mayor/Chair will be the responsible party with respect following the agenda, the recognition of Council members when requested to speak or to regulate and moderate citizen comment during the meeting.

(b) During the City Council meetings the City Council members shall assist in preserving order and decorum and will follow the procedures of the Council.

(c) A City Council member desiring to speak shall address the Mayor or Chairman and upon recognition by the presiding officer shall confine discussion to the question under debate or discussion.

Section 5. Public attendance Citizens and other visitors are welcome to attend all public meetings of the City Council and will be admitted to City Council Chambers or any other room in which the City Council is meeting up to the fire safety capacity of the room. Everyone attending the meeting shall refrain from private conversation while the City Council is in session.

Section 6. Meeting Decorum (a) Citizens and other visitors attending City Council meetings shall observe the same rules of propriety, decorum and good conduct applicable to members of the City Council. Any person making personal, impertinent, profane or slanderous remarks or who becomes boisterous while addressing the City Council or while attending the City Council meeting shall be removed from the room at the request of the Chair and that person shall be barred from further attendance before the City Council during that session of the City Council. If the Mayor or presiding officer fails to act, any member of the City Council may move to require enforcement of the rules and an affirmative vote or majority of City Council shall require the Mayor or Chair to act.

(b) Unauthorized remarks from the audience, stamping of feet, whistles, yells and similar demonstrations shall not be permitted by the Mayor/Chair who will direct the removal of the offenders from the room.

Section 7. Public Comment (a) Public comments concerning specific items for the City Council meetings shall be made at the time that issue has been reached upon the agenda. The City Clerk shall make available a sign in sheet to include name and address of person(s) addressing council. Speakers shall be limited to 5 minutes each in their address to the Council and it shall be the discretion of the Mayor or City Council that if speakers are repeating the same information or otherwise providing redundant information, that public comment on the issue will cease.

(b) Other public comment regarding items that are not on the agenda shall be made at the conclusion of the meeting after the recognition of the speaker by the Mayor or Chair. Citizens likewise are restricted to 5 minutes in their address to the City Council.

(e) All citizens comments to the City Council shall be comments to the Council by citizens and will not be a discussion between City Council members and the citizens speaking.

Section 8. Revocation of Prior Ordinances All previous Ordinances found to be in conflict with this Ordinance are hereby repealed to the extent of the conflict. Any portion of this Ordinance found to be void or invalid shall not affect the remaining portions.

Section 9. Emergency It having been determined that this Ordinance is necessary for the proper organization of City government, an emergency is hereby declared. This Ordinance shall be in immediate effect from and after its passage.

ADOPTED on this 28th day of January 2013.


Virginia R. Hillman, Mayor

ATTEST:


Angela Nicholson, City Clerk

APPROVED AS TO FORM:


Stephen Cobb, City Attorney

ORDINANCE NO. _____

AN ORDINANCE PROVIDING FOR THE APPROPRIATION OF \$763,500 TO THE STREET FUND BUDGET; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, the City of Sherwood has several important street improvement projects that need to be completed and there are surplus funds available in the Street Fund Account.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SHERWOOD, ARKANSAS, THAT:

Section 1. This ordinance shall appropriate an additional \$763,500 to the Street Fund Budget to allow the City to accomplish the following projects.

- a. Professional Fees and Purchasing Costs associated with the Purchase of Right-of-Way for the Maryland Avenue Project.
- b. Construction Costs for the Highway 107//Johnson Turn Lane Improvements.
- c. Design Costs for the Oakbrooke Connection.

Section 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 3. Now, therefore, an emergency is hereby declared to exist; and this ordinance, being necessary for the orderly development, shall take effect and be in force immediately upon its passage and approval.

ADOPTED on this ____ day of **January 2014**.

Virginia R. Hillman, Mayor

ATTEST:

Angela Nicholson, City Clerk

APPROVED AS TO FORM:

Stephen Cobb, City Attorney

RESOLUTION NO. _____

A RESOLUTION RE-APPOINTING WALTER BARNHARDT TO THE SHERWOOD STREET COMMITTEE

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF SHERWOOD, ARKANSAS, THAT:

The following person is re-appointed to the Sherwood Street Committee for the term as set forth:

Walter Barnhardt

Term to expire: **12/31/2017**

ADOPTED on this ____ day of **January 2014**.

Virginia R. Hillman, Mayor

ATTEST:

Angela Nicholson, City Clerk

APPROVED AS TO FORM:

Stephen Cobb, City Attorney