

March 28, 2022

REGULAR MEETING 1

The City Council of the City of Sherwood met for a regular meeting on March 28, 2022, at 6:00 p.m. in the Council Chambers. Those present were Mayor Virginia R. Young, City Attorney Steve Cobb, City Clerk Angela Nicholson, Council Members Brooks, Harmon, Lilly, McMinn, Heye-Townsell, Sanders, Williams, and Broderick.

Council Member Tim McMinn led in prayer, and the Pledge of Allegiance was given to the flag.

Council Member Brooks, seconded by Council Member Heye-Townsell, made a motion to approve the February 28, 2022, council minutes as transcribed. The roll call vote was unanimous.

Mayor Young opened discussion for the February 2022 financials. No comments were made.

Council Member Brooks, Chairman of the Advertising and Promotion Commission, stated the commission did meet. The next meeting will be Wednesday, April 6, 2022, at 3:00 p.m. at the Bill Harmon Recreation Center.

Council Member Harmon, Chairman of the Parks and Recreation Committee, stated the committee did meet. The next meeting will be Monday, April 11, 2022, at 6:00 p.m. at the Bill Harmon Recreation Center. Council Member Williams asked if the new rule changes needed to be voted on by the council. Council Member Harmon stated no.

Mayor Young presented a proclamation for Kids to Parks Day as May 21, 2022.

Council Member Sanders, Chairman of the Human Resources Committee, stated the committee did meet. There is an ordinance on the agenda regarding the duties and salary of the elected City Clerk.

A proposed ordinance entitled, "*An ordinance amending the Official Zoning Districts Map; and for other purposes (Lot A Wandering Ridge Subdivision)*" was read for the third time. Council Member Williams stated that Rob Middleton, Chairman of the Sherwood Planning Commission received information at the last council meeting that the Planning Commission was unaware of. The information was regarding the development of the mini-storage facility in phases. Council Member Williams inquired if the ordinance needed to be referred back to the Sherwood Planning Commission. Mr. Middleton stated the information on the phases was not presented to the Sherwood Planning Commission. This could have had an effect on the planning commission's decision. Council Member Harmon stated the argument to deny the zoning request is the health, safety, and welfare of the citizens of Sherwood. Council Member Harmon stated the welfare of the citizens is for the council to restrict what is placed on property zoned C-3. It is the council that must decide how C-3 property is used. Council Member Harmon stated the citizens of Sherwood have voiced they do not want more mini storages. The city is almost entirely funded by a sales tax and mini storages do not bring in a sales tax. Council Member Lilly inquired what the difference would be in doing nothing or rejecting the request. City Attorney Steve Cobb stated that a rejection would be the rezoning request could not be brought back before the council for twelve months. Council Member Brooks, seconded by Council Member Harmon, made a motion to approve the ordinance. Josh Minton, Civil Engineer on the project, inquired if constructing the mini storages in phases would be better and how mini storages have an effect on the welfare of Sherwood citizens. Mr. Minton stated there is a need in Sherwood for mini storages, that people deployed from the Little Rock Air Force Base (LRAFB) use

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mini storages. Council Member Harmon stated the LRAFB is not inside the city limits, and the citizens of Sherwood have spoken out that they do not want any more mini-storage units. There are plenty of storage units for people who live inside the city limits. Mr. Minton inquired if there was anyone to speak against the rezoning and if there are emails. Council Member Harmon stated there were emails and Mr. Minton could FOIA the emails. Council Member Heye-Townsell called the question. Mr. Jez owner of the property addressed the council stating that mini storages will draw people to Sherwood, and that he is being put in a predicament. Council Member Harmon stated that C-3 conditional requires council approval. Mr. Jez stated he is being discriminated against because he cannot build mini storages on his property, but mini storages can be built on Kiehl Avenue. The roll call vote was 7 nays. Council Member Brooks aye.

A proposed ordinance entitled, "*An ordinance amending the official Zoning Districts Map and for other purposes (9900 Highway 107)*" was read one time. Rob Middleton, Chairman of the Sherwood Planning Commission, stated that this property is located behind the Subway and Chang Thai Restaurant on Highway 107. Mr. Middleton stated the property is 165' wide and 660' deep and the elevation is slightly higher. Mr. Middleton stated the site plan review would need to make sure that the elevation would not create a problem. Council Member Harmon inquired if the entire lot was owned by the developer. Mr. Middleton stated that it is his understanding that the entire lot is owned by same person. The rezone request is only for the front portion of the property. If the developer decides to develop more of the property it would require a separate approval of the site and development plans. Council Member Broderick inquired if the R-1 property owners were notified. Shelby Schmittou, Sherwood City Planner, confirmed notification was sent out. Council Member Broderick asked the ordinance to be read one time. Council Member Williams asked that the ordinance be amended to a conditional requiring that there is a buffer between the R-1 and C-3 zoning. Mr. Middleton stated that a 40' buffer is required between C-3 and R-1 development.

Council Member McMinn, Chairman of the Senior Citizen Committee, stated the annual Fish Fry will be Saturday, April 30, 2022. Doors will open at 10:30 and serving will begin at 11:30. Tickets are \$10 for adults and \$5 for children 10 and under. There will not be a silent auction. Funds will be raised through the auction of deserts. The Senior Center is encouraging tickets to be purchased prior to the event.

Council Member Lilly, Chairman of the Street Committee, stated the committee did meet. There was a workshop, a special called meeting and Sales & Use Tax Project update. The next meeting will be April 14, 2022, at 5:30 p.m. at the Bill Harmon Recreation Center.

Resolution No. 5-2022, entitled, "A resolution transferring unspent funds from the 2021 Street Fund Budget to the 2022 Street Fund Budget; and for other purposes" was read. Council Member Williams, seconded by Council Member Heye-Townsell, made a motion to adopt the resolution. The roll call vote was unanimous.

A proposed resolution entitled, "*A resolution approving and granting authorization to Mayor Young and other officials to enter into a service agreement with Rock Region Metropolitan Transit Authority; and for other purposes*" was read. Mayor Young asked Council Member Broderick if she was able to get information for the council. Council Member Broderick stated she would like the resolution to be passed one more month. Council Member Broderick has asked Sherwood Chamber Director Kelli Wall to meet with

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businesses in Sherwood and inquire if this service would be beneficial for employees that may have problems with transportation to and from work. Council Member Broderick stated that the current age for a rider is as young as seven and the twelve-hour service period is flexible. Council Member Heye-Townsell stated at the Senior Citizen monthly luncheon discussion was on transportation service for senior citizens. Robert Campbell, Director of the Senior Citizen Center, addressed the council and stated that the center provides transportation to seniors to doctor appointments, hair appointments, and grocery stores. Council Member McMinn asked that consideration be taken in the needs of transportation for those that may not have funds to pay for transportation to meet their needs for food, doctors' visits, and other essential needs. Council Member Harmon wanted to verify if delaying the agreement would cause an increase in the service due to the rise in fuel prices.

Ordinance No. 2408, entitled, "An ordinance amending the 2021 General Fund Budget Ordinance No. 2326, the 2021 Street Fund Budget Ordinance No. 2327, the 2021 Wastewater Budget Ordinance No. 2328, and the 2021 Advertising and Promotion Commission Budget Ordinance No. 2323; declaring an emergency; and for other purposes" was read. Council Member Harmon, seconded by Council Member Brooks, made a motion to suspend the rules and place the ordinance on the second reading. The roll call vote was unanimous. The ordinance was read for the second time. Council Member Heye-Townsell, seconded by Council Member McMinn, made a motion to suspend the rules and place the ordinance on the third and final reading. The roll call vote was unanimous. The ordinance was read for the third time. Council Member McMinn, seconded by Council Member Brooks, made a motion to adopt the ordinance. The roll call vote was unanimous. The emergency clause passed with a unanimous vote.

A proposed ordinance entitled, *"An ordinance to provide the duties of the Sherwood City Clerk, set the salary of said position, designate the position as part-time and for other purposes"* was read. There were three amendments to the ordinances. Council Member Harmon, seconded by Council Member Brooks, made a motion to amend Section 2, Item I to read "Other duties as needed". The roll call vote was unanimous. Council Member Brooks, seconded by Council Member Heye-Townsell, made a motion to amend the ordinance to strike out the wording "part-time." The roll call vote was unanimous. Council Member Harmon, seconded by Council Member Brooks, made a motion to change the salary to \$18,000 annually. The roll call vote was unanimous. **Ordinance No. 2409, entitled, "An ordinance to provide the duties of the Sherwood City Clerk, set the salary of said position, and for other purposes"** was read as amended. Council Member Harmon, seconded by Council Member Brooks, made a motion to suspend the rules and place the ordinance on the second reading as amended. The roll call vote was unanimous. The ordinance was read for the second time as amended. Council Member Brooks, seconded by Council Member Lilly, made a motion to suspend the rules and place the ordinance on the third and final reading as amended. The roll call vote was unanimous. The ordinance was read for the third time as amended. Council Member Brooks, seconded by Council Member Harmon, made a motion to adopt the ordinance as amended. The roll call vote was unanimous.

Resolution No. 6-2022, entitled, "A resolution requesting the Sherwood Planning Commission consider amendments to the existing Zoning Code with respect to mini-storage facilities" was read. Council Member Lilly, seconded by Council Member Harmon, made a motion to adopt the resolution. The roll call vote was unanimous.

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Under new business Council Member Williams presented a POW flag that had been donated by Senator Jane English to the Sherwood Parks and Recreation Center to replace the POW flag at Sherwood Forest.

Mayor Young made the following announcements:


- City Clerk Treasurer Angela Nicholson and Grant Writer William Beasley received certification through the Arkansas Municipal League for Basic Grant Writing and Management
- Council Members Marina Brooks and Beverly Williams completed continuing education for 2021 Municipal Officials and Personnel Certification through Arkansas Municipal League. Council Member Lilly also attended the Arkansas Municipal League Winter Conference
- Animal Shelter Events: April 11th – 15th free adoption of sterilized pets in honor of Easter; April 22nd free adopt in honor of Earth Day
- Sherwood Easter Egg Hunt – Saturday April 16th various locations
- Sherwood Heritage Museum opening April 22, 2022, at 10:00 a.m.
- Pavement Management Group will have a demonstration for the council at 5:00 p.m. on Monday, April 25, 2022, on how the company evaluates the city's streets

Council Member Brooks announced that Keep Sherwood Beautiful will have a Shred A Thon on April 23, 2022, from 9 a.m. to 12 p.m. at the Sherwood Senior Citizen Center. Only five (5) boxes are allowed, no magazines, and no ads

Council Member Sanders announced Friday, April 1, 2022, Sylvan Hill Athletic Club will have the opening ceremony on Field 1 at 6 p.m.

No further business, Council Member Brooks, seconded by Council Member Heye-Townsell, made a motion to adjourn at 7:17 p.m.

ATTEST:



Angela Nicholson, City Clerk



Virginia R. Young, Mayor