

**CITY OF CABOT, ARKANSAS**  
**Council Meeting Minutes**  
**February 25, 2019**

**Call to Order**

Mayor Ken Kincade called to order the regular meeting of the Cabot City Council at 7:00 p.m. on February 25, 2019, in the Cabot City Annex Council Chambers. Opening prayer was given by James Bennett, New Life Church, Cabot Campus Pastor, and the Pledge of Allegiance was led by Council Member Matt Webber.

**Roll Call**

A roll call was conducted. The following persons were present: Council Members Matt Webber, Ronald Waymack, Doug Warner, Damon Bivins, Ed Long, Norma Naquin, James Reid and Kevin Davis. Also in attendance were Mayor Ken Kincade, City Attorney Jimmy Taylor and City Clerk & Treasurer Tammy Yocom.

**Approval of Minutes from Last Meeting and Other Matters**

The minutes of the January Regular Council Meeting were approved with a motion by Mr. Davis, and second by Ms. Naquin. Motion passed unanimously by a voice vote.

The Council voted unanimously to create a Military Affairs Committee.

The Council voted unanimously to release the lien on 15 Morgan.

Motion to read legislation by title only by Ms. Naquin, second by Mr. Bivins. All voted yes by a Roll Call Vote.

**Planning Commission**

**OLD BUSINESS:** None

**NEW BUSINESS:** None

**City Council**

**OLD BUSINESS:** None

**NEW BUSINESS:** ORDINANCE NO. 4 OF 2019 – AN ORDINANCE TO ADOPT THE 2009 INTERNATIONAL ENERGY CONSERVATION CODE, FOR RESIDENTIAL STRUCTURES WITH AMENDMENTS HEREIN; TO AMEND CABOT CODE OF ORDINANCES; AND FOR ALL OTHER PURPOSES was read by City Clerk/Treasurer Tammy Yocom. Motion to suspend second and third readings by Mr. Long, second by Mr. Davis. During a Roll Call Vote Bivins, Reid, Long, and Davis voted yes and Naquin,

Webber, Waymack and Warner voted no. Motion failed. Discussion on when members of the audience should speak. During Community Input those in favor or against will be allowed to voice their concerns. (See Community Input for more information and council action regarding this ordinance.)

ORDINANCE NO. 5 OF 2019 – AN ORDINANCE TO ACCEPT THE DONATION OF REAL PROPERTIES LOCATED AT 68 PHEASANT RUN; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES was read by City Clerk/Treasurer Tammy Yocom. Motion to suspend second and third readings by Mr. Reid, second by Mr. Warner. By a Roll Call Vote motion passed unanimously. Motion to adopt by Mr. Davis, second by Mr. Webber. By a Roll Call Vote motioned passed unanimously.

ORDINANCE NO. 6 OF 2019 – AN ORDINANCE CREATING AND CERTIFYING TAX LIENS AGAINST REAL PROPERTIES AT VARIOUS LOCATIONS WITHIN THE CITY OF CABOT FOR FUNDS EXPENDED TO PAY FOR SERVICES RENDERED DUE TO CODE VIOLATIONS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES was read by City Clerk/Treasurer Tammy Yocom. Motion to suspend second and third readings by Mr. Warner, second by Mr. Reid. By a Roll Call Vote motion passed unanimously. Motion to adopt by Mr. Davis, second by Mr. Warner. By a Roll Call Vote motioned passed unanimously. Motion to adopt the Emergency Clause by Ms. Naquin, second by Mr. Davis. By a Roll Call Vote motioned passed unanimously.

ORDINANCE NO. 7 OF 2019 – AN ORDINANCE TO ABANDON SUDA STREET; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES was read by City Clerk/Treasurer Tammy Yocom. Motion to suspend second and third readings by Mr. Warner, second by Mr. Long. During a Roll Call Vote Long, Davis and Warner voted yes and Webber, Waymack, Bivins and Naquin voted no. James Reid abstained from voting. Motion failed.

ORDINANCE NO. 8 OF 2019 – AN ORDINANCE ESTABLISHING A VIDEO SERVICE PROVIDER FEE; AND FOR OTHER PURPOSES was read by City Clerk/Treasurer Tammy Yocom. Motion to suspend second and third readings by Mr. Davis, second by Ms. Naquin. By a Roll Call Vote motion passed unanimously. Motion to adopt by Mr. Davis, second by Mr. Waymack. By a Roll Call Vote motioned passed unanimously.

RESOLUTION NO. 4 OF 2019 – A RESOLUTION ADOPTING THE LONOKE COUNTY HAZARD MITIGATION PLAN FOR THE CITY OF CABOT, LONOKE COUNTY, ARKANSAS AND FOR OTHER PURPOSES was read by City Clerk/Treasurer Tammy Yocom. Motion to adopt by Mr. Davis, second by Mr. Reid. By a Roll Call Vote motion passed unanimously.

RESOLUTION NO. 5 OF 2019 – A RESOLUTION APPROVING THE DESTRUCTION OF CERTAIN OUTDATED DOCUMENTS OF THE CABOT POLICE DEPARTMENT; AND FOR OTHER PURPOSES was read by City Clerk/Treasurer Tammy Yocom. Motion to adopt by Mr. Davis, second by Mr. Webber. By a Roll Call Vote motion passed unanimously.

RESOLUTION NO. 6 OF 2019 – A RESOLUTION TO ACCEPT THE BID BY HJ LAWN & LANDSCAPING; TO AUTHORIZE THE MAYOR AND CITY CLERK /TREASURER



TO EXECUTE ANY DOCUMENTS NECESSARY TO DO BUSINESS WITH HJ LAWN & LANDSCAPING; AND FOR OTHER PURPOSES was read by Clerk/Treasurer Tammy Yocom. Motion to adopt by Mr. Davis, second by Mr. Waymack. Discussion on HJ Lawn Care. It was determined, if the job was not completed satisfactorily, the City would move on to the next lowest bidder. By a Roll Call Vote motion passed unanimously.

RESOLUTION NO. 7 OF 2019 – A RESOLUTION TO AUTHORIZE THE MAYOR AND CITY CLERK & TREASURER TO SELL A 0.13 ACRE TRACT OF LAND TO THE ARKANSAS HIGHWAY TRANSPORTATION DEPARTMENT (AHTD); AUTHORIZE THE MAYOR AND CITY CLERK & TREASURER TO ENTER INTO A CONTRACT FOR SAID TRANSACTION; AND FOR OTHER PURPOSES was read by City Clerk/Treasurer Tammy Yocom. Motion to adopt by Mr. Warner, second by Ms. Naquin. By a Roll Call Vote motion passed unanimously.

**Community Input:** Two representatives from Hillenburg Heat & Air, LLC, spoke in opposition of Ordinance No. 4. Discussion. Jay O'Neal, owner of Lynn Development, spoke in opposition of Ordinance 4. Monty Havens, Building Inspector, City of Cabot, spoke in favor of Ordinance No. 4. Discussion. Greg Stockton, a RESNET certified energy rater with HERS, Inc. spoke in favor of Ordinance No. 4. Discussion. Kip Beaudry, owner of RGB Appraisals, spoke in opposition of Ordinance No. 4. Discussion. Mr. Long motioned to table Ordinance No. 4 until the April Council Meeting, second by Mr. Reid. At that time, it will resume as the second reading, which was clarified by Mr. Warner. By a Roll Call Vote motion passed unanimously.

Rich Thiele, 26 Valley Road, addressed the Council. He asked for an update on the sidewalk project near Central Elementary. Joe Gunderman, Municipal Services Director, explained it would be going out to bid in March. Mr. Thiele also spoke in opposition of an Airbnb next to his daughter's property on Earnhardt. He cited City codes against there being a bed & breakfast, tourist homes, or commercial upgrades in a residential area. Mr. Gunderman explained an Airbnb is not classified as a bed & breakfast per City Planner.

**Council Member Input:** Doug Warner thanked Parks and Rec for doing a good job.

**Adjournment** - There being no further business, the meeting was adjourned at 8:35 p.m.

We, the undersigned Mayor and City Clerk/Treasurer for the City of Cabot, do hereby certify the foregoing to be a true and correct record of the proceedings of the City of Cabot Regular Meeting held on Monday, February 25, 2019 at 7:00 p.m.

  
Kenneth C. Kincade, Mayor

  
Tammy Yocom, City Clerk & Treasurer

