

**CITY OF CABOT, ARKANSAS**  
**Council Meeting Minutes**  
**April 20, 2020**

In response to the 2020 COVID-19 outbreak and restrictions placed on social distancing by the Centers for Disease Control, the City of Cabot moved the monthly Council Meeting to the Veterans Park Event Center, 508 N. Lincoln, as advertised. This allowed for ten feet of spacing between chairs, as suggested. The meeting was both open to the public and an online meeting with video through the web-based video conferencing tool Zoom. The City experienced technical difficulties during the meeting and was unable to broadcast through Facebook Live consistently.

**Call to Order**

Mayor Ken Kincade called to order the regular meeting of the Cabot City Council at 7:00 p.m. on April 20, 2020 in the Veterans Park Event Center. The opening prayer was given and the Pledge of Allegiance was led by Mayor Kincade.

**Roll Call**

A roll call was conducted. The following Council Members were present: Ronald Waymack and Doug Warner attended the meeting in person and via Zoom. Council Members Damon Bivins, Norma Naquin, James Reid, Matt Webber, Kevin Davis and Ed Long all attended the meeting via Zoom. Also in attendance were City Attorney Ben Hooper (via Zoom), City Clerk & Treasurer Tammy Yocom, IT Director Roger Self and HR Director Matthew Hood. Several members of the public were also in attendance.

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

The minutes of the March 30, 2020 Council Meeting were approved with a motion by Mr. Davis and second by Mr. Bivins. Motion passed unanimously by a Roll Call Vote.

Motion to read legislation by title only by Mr. Warner, second by Mr. Bivins. Motion passed unanimously by a Roll Call Vote.

**City Council**

**OLD BUSINESS:** ORDINANCE NO. 9 OF 2020 – AN ORDINANCE TO REZONE TWO ACRES OF LAND LOCATED NEXT TO CENTENNIAL BANK WITH CAMPGROUND FRONTAGE IN THE CITY OF CABOT, LONOKE COUNTY, ARKANSAS, FROM R-1 TO 0-1; AMENDING THE LAND USE PLAN; AND FOR OTHER PURPOSES was read by City Clerk/Treasurer Tammy Yocom. Second reading. No action.

ORDINANCE NO. 10 OF 2020 – ORDINANCE OF THE CITY OF CABOT, ARKANSAS AMENDING ORDINANCE NO. 1-1963 TO CHANGE THE ANNUAL PAYMENT RECEIVED FROM TELEPHONE COMPANY FOR USE OF PUBLIC RIGHTS OF WAYS was read by City Clerk/Treasurer Tammy Yocom. Second reading. No action.

ORDINANCE NO. 11 OF 2020 – AN ORDINANCE AMENDING ORDINANCE NO. 4-1978, TO CHANGE THE FRANCHISE FEE ASSESSED FROM \$2.00 PER METER TO 4.25% OF THE GROSS ANNUAL REVENUES COLLECTED AND FOR OTHER PURPOSES was read by City Clerk/Treasurer Tammy Yocom. Second reading. No action.

RESOLUTION NO. 13 OF 2020 – A RESOLUTION IN SUPPORT OF A MURAL PROJECT BY CABOT FOUNDATION FOR ARTS AND CULTURE; AND FOR OTHER PURPOSES was read by City Clerk/Treasurer Tammy Yocom. Mayor Kincade explained this item was read during the March Council Meeting and a unanimous vote was recorded. However, a motion to adopt and a second was not made or recorded. Discussion. Mr. Warner declared he would not vote for this the second time because of the concern others have with the art already on display (behind the mini mall). When asked, Mr. Warner explained it was the pride rainbow and other symbols found in the current murals. Mr. Warner would like to see art guidelines in place before voting on murals. Mr. Reid voiced his approval of diversity for Cabot. Discussion. It was determined the A&P Commission, through a funding request from Cabot Foundation for Arts and Culture, will be paying for the mural. Motion to adopt by Mr. Reid, second by Ms. Naquin. Motion passed with a vote of 7-1. Mr. Warner voted no.

**NEW BUSINESS:** ORDINANCE NO. 12 OF 2020 - AN ORDINANCE TO AMEND ARTICLE IV: ZONING CODE OF THE UNIFIED DEVELOPMENT CODE § 4.2.3 YARD, SIZE, AND AREA REQUIREMENTS; AND FOR OTHER PURPOSES was read by City Clerk/Treasurer Tammy Yocom. First reading. No action

ORDINANCE NO. 13 OF 2020 - AN ORDINANCE TO AMEND ARTICLE IV: ZONING CODE OF THE UNIFIED DEVELOPMENT CODE § 4.9 SPECIAL PROVISIONS; AND FOR OTHER PURPOSES was read by City Clerk/Treasurer Tammy Yocom. Laura Nobles, Planning & Environmental Director, requested the second and third reading be waived and the Emergency Clause be adopted. She explained several people had requested a permit already. This would allow those having to be home during these COVID-19 days with stimulus money to spend to be able to benefit from this change and the City benefit from the tax dollars. Motion to suspend second and third readings by Mr. Davis, second by Mr. Reid. Phil Robinson, 12 Shenandoah Way, addressed the council with concern over this legislation. Discussion regarding the size of accessory buildings allowed. It was determined the buildings will still have to follow code but have a new, easier to understand, chart regarding allowable sizes. Discussion. It was determined this legislation went before the Planning Commission already. Ms. Naquin wanted to remind all that it is up to the homeowner to comply with the Bill of Assurance. Motion passed with a unanimous Roll Call Vote. Motion to adopt by Mr. Davis, second by Ms. Naquin. Motion passed with a unanimous Roll Call Vote. Motion to amend the legislation to include the Emergency Clause by Mr. Davis, second by Mr. Bivins. Mr. Reid voiced his opposition to including the Emergency Clause. He stated there was no need for it. Motion passed by a Roll Call vote of 7-1. Mr. Reid voted no. Motion to adopt the Emergency Clause by Mr. Warner, second by Mr. Waymack. Motion passed with a unanimous Roll Call Vote.

ORDINANCE NO. 14 OF 2020 - AN ORDINANCE TO AMEND ARTICLE V: SUBDIVISION AND DEVELOPMENT CODE OF THE UNIFIED DEVELOPMENT CODE § 5.5.1 REQUIRED PUBLIC IMPROVEMENTS; AND FOR OTHER PURPOSES was read by City Clerk/Treasurer Tammy Yocom. Motion to waive the second and third readings by Ms. Naquin, second by Mr. Reid. Motion passed with a unanimous Roll Call Vote. Motion to adopt by Ms. Naquin, second by Mr. Long. Motion passed with a unanimous Roll Call Vote.

ORDINANCE NO. 15 OF 2020 – AN ORDINANCE TO AMEND ARTICLE VI: 6.1 DEFINITIONS OF THE UNIFIED DEVELOPMENT CODE; AND FOR OTHER PURPOSES was read by City Clerk/Treasurer Tammy Yocom. First reading. No action.

RESOLUTION NO. 15 OF 2020 – A RESOLUTION IN SUPPORT OF POSTPONING THE PUBLIC EVENT FOR THE MAYOR’S STATE OF THE CITY ADDRESS was read by City Clerk/Treasurer Tammy Yocom. Motion to adopt by Mr. Davis, second by Mr. Warner. Motion passed with a unanimous Roll Call Vote.

RESOLUTION NO. 16 OF 2020 – A RESOLUTION IN SUPPORT OF THE MAYOR SUSPENDING ENFORCEMENT OF CERTAIN SECTIONS OF THE SIGN CODE was read by City Clerk/Treasurer Tammy Yocom. Discussion. Motion to amend the withdrawn date from June 1<sup>st</sup> to August 31<sup>st</sup> by Mr. Warner, second by Ms. Naquin. Motion passed with a unanimous Roll Call Vote. Motion to adopt as amended by Mr. Long, second by Mr. Bivins. Motion passed with a unanimous Roll Call Vote.

RESOLUTION NO. 17 OF 2020 – A RESOLUTION IN SUPPORT OF THE MAYOR SUSPENDING ENFORCEMENT OF CERTAIN SECTIONS OF THE CITY CODE REGARDING THE KEEPING OF CHICKENS was read by City Clerk/Treasurer Tammy Yocom. Discussion. Motion to amend the withdrawn date from June 1<sup>st</sup> to August 31<sup>st</sup> by Mr. Davis, second by Mr. Webber. Motion passed with a unanimous Roll Call Vote. Motion to adopt as amended by Mr. Davis, second by Mr. Bivins. Motion passed with a unanimous Roll Call Vote. There were three citizens who addressed the council with concern over an end date of allowing chickens and other foreseen problems. Mr. Long and Mr. Davis expressed their desire to discuss allowing chickens permanently with guidelines at the next work session. Two citizens commented via Facebook in support of allowing chickens. One citizen commented via Facebook in opposition.

RESOLUTION NO. 18 OF 2020 – A RESOLUTION IN SUPPORT OF THE MAYOR SUSPENDING ENFORCEMENT OF CERTAIN SECTIONS OF THE CITY’S CODE REGARDING FEES FOR NEW BUSINESS LICENSES AND RENEWALS was read by City Clerk/Treasurer Tammy Yocom. Motion to adopt by Mr. Davis, second by Mr. Reid. Motion passed with a unanimous Roll Call Vote.

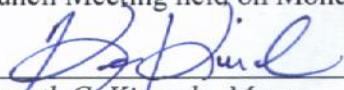
**Community Input:** Phil Robinson asked that the great effort the City is making toward broadcasting the public meetings continue until citizens are successfully able to participate.

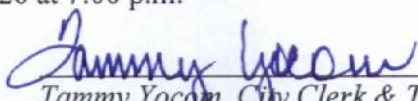
**Mayor Input:** Mayor Kincade announced he may have something on curfew legislation at the May 4<sup>th</sup> Work Session if our current legislation isn’t working.

**Council Member Input:** Mr. Davis started a discussion regarding Suddenlink and their service. Mayor Kincade advised all that the City is in communication with Suddenlink and had already advised them of numerous citizen complaints. Ben Hooper, City Attorney, will follow up with them.

**Adjournment:** There being no further business, the meeting was adjourned at 8:53 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 Council Meeting held on Monday, April 20, 2020 at 7:00 p.m.

  
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Kenneth C. Kincade, Mayor

  
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Tammy Yocum, City Clerk & Treasurer

