



City of Jonesboro

Municipal Center
300 S. Church Street
Jonesboro, AR 72401

Meeting Minutes City Council

Tuesday, August 16, 2022

5:30 PM

Municipal Center, 300 S. Church

PUBLIC SAFETY COUNCIL COMMITTEE MEETING AT 5:00 P.M.

1. CALL TO ORDER BY MAYOR HAROLD COPENHAVER AT 5:30 P.M.

2. PLEDGE OF ALLEGIANCE AND INVOCATION

3. ROLL CALL BY CITY CLERK APRIL LEGGETT

Present 10 - Charles Frierson; Chris Moore; John Street; Mitch Johnson; Chris Gibson; Charles Coleman; Joe Hafner; David McClain; LJ Bryant and Brian Emison

Absent 1 - Bobby Long

4. SPECIAL PRESENTATIONS

Mayor Harold Copenhaver said, well good evening Council and community of the City of Jonesboro. I bring before you this evening a gentleman that I think we all need to give a round of applause to after he gets here and give him a big Jonesboro welcome. But, more importantly, this is Dr. Shields. He is the new Chancellor at Arkansas State University. So, I would like to say a few comments before I turn the podium over to you for a few words, okay. Dr. Shields is an academic administrator. He is nationally known and he is an unabashed champion for students, faculty and staff. Dr. Shields was recently named Chancellor at Arkansas State University and I was proud to serve on that search committee. Sir, you are top quality. Let me tell you that we are very thrilled to have you with us. Prior to ASTATE, Dr. Shields led some of the most visible areas of the University of Arkansas, notably as the Dean of the Fulbright College of Arts and Sciences, Dean of the Graduate School and International Education, Interim Director of the Clinton School of Public Service and founder of the Diane Blair Center for Southern Politics and an accomplished researcher in Political Science with three books and numerous journal publications. Dr. Shields was recently appointed by Asa Hutchison, Governor of the State of Arkansas, to serve on the newly reinstated Arkansas Commission on the Status of Women where he serves as co-chair of the subcommittee on research and writing alongside ASTATE Graduate School Dean Dr. Cherisse Jones-Branch. As a fundraiser, he generated over \$230 million toward academic programs at the previous institution and another \$90 million in software and equipment to support the work of scholars who worked with him. We are proud to have you and your wife. And, he has two adult children, Savvy and Dane. I just want to say to you, thank you for being here this evening. We are looking forward to you and your wife and your children becoming a part of this community. It is the best community in Arkansas. Dr. Shields said, seriously. Mayor Copenhaver said, we are excited about you being here. We are looking forward to the University and the City continually

working together and striving for a lot of great things. Dr. Shields said, absolutely, me too. Mayor Copenhagen said, absolutely. Dr. Shields said, thank you so much. Mayor Copenhagen said, it is our pleasure. Dr. Shields said, thank you. Mayor Copenhagen said, absolutely and here is a small gift and token. Dr. Shields said, oh, my goodness. Mayor Copenhagen said, so, go ahead and say a few words.

ASTATE Chancellor Dr. Todd Shields said, thank you all very much. I am honored to be here and I just can't wait to work with you all and get to know you better. Please let me know if there is anything I can do. I have heard of a few things that are happening and I am really excited about it. Coach Jones told me this afternoon, he said, congratulations, you made it two days and you're not fired and you are still undefeated. And, I was like that sounds great, but then Bill Smith reminded me that it hasn't even been 48 hours yet so I had better check my email and make sure that everything is okay. But, I am very excited. I am very proud and honored to be here and I just can't thank you enough for the great welcome. Thank you so much.

5. CONSENT AGENDA

Approval of the Consent Agenda

A motion was made by Councilperson Chris Gibson, seconded by Councilperson Chris Moore, to Approve the Consent Agenda. The motioned PASSED

Aye: 11 - Ann Williams; Charles Frierson; Chris Moore; John Street; Mitch Johnson; Chris Gibson; Charles Coleman; Joe Hafner; David McClain; LJ Bryant and Brian Emison

Absent: 1 - Bobby Long

[MIN-22:068](#)

MINUTES FOR THE CITY COUNCIL MEETING ON AUGUST 2, 2022

Attachments: [CC Minutes 08022022](#)

This item was passed on the Consent Agenda.

[RES-22:118](#)

A RESOLUTION TO EXECUTE A TRAFFIC CONTROL DEVICE AGREEMENT TO MAINTAIN A CONTROL DEVICE

Attachments: [Traffic Control Device Agreement - Job 1000657](#)

This item was passed on the Consent Agenda.

Enactment No: R-EN-119-2022

[RES-22:133](#)

A RESOLUTION TO WAIVE COMPETITIVE BIDDING AND AUTHORIZE APPROPRIATION OF FUNDING FOR ASSESSMENT SERVICES FOR THE POLICE DEPARTMENT PROMOTIONAL PROGRAM

This item was passed on the Consent Agenda.

Enactment No: R-EN-120-2022

[RES-22:134](#)

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF JONESBORO TO WAIVE COMPETITIVE BIDDING AND AUTHORIZE PURCHASE OF LAW ENFORCEMENT

BULLET PROOF VEST SYSTEMS FOR THE POLICE DEPARTMENT

Attachments: [Estimate 2957 Jonesboro PD 7.5.2022](#)
 [Sole Source Letter 2957 Jonesboro PD 7.5.2022](#)

This item was passed on the Consent Agenda.

Enactment No: R-EN-121-2022

[RES-22:135](#)

RESOLUTION AUTHORIZING CITY OF JONESBORO, ARKANSAS TO SUBMIT THE 2023 OUTDOOR RECREATION MATCHING GRANT APPLICATION FROM THE ARKANSAS DEPARTMENT OF PARKS, HERITAGE AND TOURISM

Attachments: [2023 Outdoor Rec Grant Budget](#)

This item was passed on the Consent Agenda.

Enactment No: R-EN-122-2022

[RES-22:137](#)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JONESBORO, ARKANSAS, TO AMEND THE SALARY AND ADMINISTRATION PLAN

Attachments: [Sr. Deputy Clerk - City Clerk's Office](#)
 [Jr. Deputy Clerk - City Clerk's Office](#)
 [Electrical Technician Job description](#)
 [2022 Non-Uniform Grades and Steps effective 1-1-22](#)
 [Salary Plan & Administration Policy](#)

This item was passed on the Consent Agenda.

Enactment No: R-EN-123-2022

RESOLUTIONS REMOVED FROM THE CONSENT AGENDA[RES-22:110](#)

RESOLUTION BY THE CITY COUNCIL OF THE CITY OF JONESBORO, ARKANSAS TO CONDEMN PROPERTY LOCATED AT: 710 Cate Ave. Parcel # 01-144184-29400. OWNER: Samuel Siegel & William Tanner Siegel

Attachments: [710 Cate Inspection Report](#)
 [710 CATE MAP](#)
 [710 Cate Pre-Condemnation Notice](#)
 [710 Cate 1](#)
 [710 Cate 2](#)
 [710 Cate 3](#)
 [710 Cate 4](#)
 [710 Cate 5](#)

A motion was made by Councilperson Chris Moore, seconded by Councilperson Chris Gibson, that this matter be Passed. The motion PASSED with the following vote.

Aye: 11 - Ann Williams; Charles Frierson; Chris Moore; John Street; Mitch Johnson; Chris Gibson; Charles Coleman; Joe Hafner; David McClain; LJ Bryant and Brian Emison

Abstain: 1 - Bobby Long

Enactment No: R-EN-124-2022

[RES-22:111](#)

RESOLUTION BY THE CITY COUNCIL OF THE CITY OF JONESBORO, ARKANSAS TO CONDEMN PROPERTY LOCATED AT: 1014 S. Culberhouse St. Jonesboro, AR 72401 Parcel # 01-144192-21300 OWNER: Charles Edward Noell Jr.

- Attachments:**
- [1014 S Culberhouse Pre-condemnation Notice](#)
 - [1014 S. Culberhouse Inspection Report](#)
 - [1014 S. CULBERHOUSE MAP](#)
 - [1014 S. Culberhouse 1](#)
 - [1014 S. Culberhouse 2](#)
 - [1014 S. Culberhouse 3](#)
 - [1014 S. Culberhouse 4](#)
 - [1014 S. Culberhouse 5](#)
 - [1014 S. Culberhouse 6](#)
 - [1014 S. Culberhouse 7](#)
 - [1014 S. Culberhouse 8](#)
 - [1014 S. Culberhouse 9](#)
 - [1014 S. Culberhouse 10](#)

A motion was made by Councilperson Chris Gibson, seconded by Councilperson Chris Moore, that this matter be Passed. The motion PASSED with the following vote.

Aye: 11 - Ann Williams;Charles Frierson;Chris Moore;John Street;Mitch Johnson;Chris Gibson;Charles Coleman;Joe Hafner;David McClain;LJ Bryant and Brian Emison

Absent: 1 - Bobby Long

Enactment No: R-EN-125-2022

[RES-22:112](#)

RESOLUTION BY THE CITY COUNCIL OF THE CITY OF JONESBORO, ARKANSAS TO CONDEMN PROPERTY LOCATED AT: 1107 ½ Cartwright St. Jonesboro, AR 72401. Parcel # 01-144073-10200 OWNER: Arthur Henry

- Attachments:**
- [1107 1.2 CARTWRIGHT Inspection Report](#)
 - [1107 1.2 Cartwright Pre-condemnation Notice](#)
 - [1107 1.2 CARTWRIGHT](#)
 - [1107 1.2 Cartwright 1](#)
 - [1107 1.2 Cartwright 2](#)
 - [1107 1.2 Cartwright 3](#)
 - [1107 1.2 Cartwright 4](#)
 - [1107 1.2 Cartwright 5](#)

A motion was made by Councilperson Chris Gibson, seconded by Councilperson Chris Moore, that this matter be Passed. The motion PASSED with the following vote.

Aye: 11 - Ann Williams;Charles Frierson;Chris Moore;John Street;Mitch Johnson;Chris Gibson;Charles Coleman;Joe Hafner;David McClain;LJ Bryant and Brian Emison

Absent: 1 - Bobby Long

Enactment No: R-EN-126-2022

[RES-22:113](#)

RESOLUTION BY THE CITY COUNCIL OF THE CITY OF JONESBORO, ARKANSAS TO CONDEMN PROPERTY LOCATED AT: 1305 N Floyd St. Jonesboro, AR 72401. Parcel # 01-143123-01500 OWNER: County View MHP LLC

- Attachments:**
- [1305 N FLOYD Inspection Report](#)
 - [1305 N Floyd Map](#)
 - [1305 N Floyd Pre-condemnation Notice](#)
 - [1305 N Floyd 1](#)
 - [1305 N Floyd 2](#)
 - [1305 N Floyd 3](#)
 - [1305 N Floyd 4](#)
 - [1305 N Floyd 5](#)
 - [1305 N Floyd 6](#)
 - [1305 N Floyd 7](#)
 - [1305 N Floyd 8](#)
 - [1305 N Floyd 9](#)
 - [1305 N Floyd 10](#)
 - [1305 N Floyd 11](#)
 - [1305 N Floyd 12](#)
 - [1305 N Floyd 13](#)
 - [1305 N Floyd 14](#)

A motion was made by Councilperson Chris Gibson, seconded by Councilperson Chris Moore, that this matter be Passed. The motion PASSED with the following vote.

Aye: 11 - Ann Williams;Charles Frierson;Chris Moore;John Street;Mitch Johnson;Chris Gibson;Charles Coleman;Joe Hafner;David McClain;LJ Bryant and Brian Emison

Absent: 1 - Bobby Long

Enactment No: R-EN-127-2022

[RES-22:114](#)

RESOLUTION BY THE CITY COUNCIL OF THE CITY OF JONESBORO, ARKANSAS TO CONDEMN PROPERTY LOCATED AT: 1403 Oakhurst St, Jonesboro, Arkansas 72401. Parcel: 01-143133-23700 . OWNER: Kevin and Tonya Lyles

- Attachments:** [1403 Oakhurst Inspection Report](#)
[1403 Oakhurst Map](#)
[1403 Oakhurst Pre-condemnation Notice](#)
[1403 Oakhurst 1](#)
[1403 Oakhurst 2](#)
[1403 Oakhurst 3](#)
[1403 Oakhurst 4](#)
[1403 Oakhurst 5](#)
[1403 Oakhurst 6](#)
[1403 Oakhurst 7](#)
[1403 Oakhurst 8](#)
[1403 Oakhurst 9](#)
[1403 Oakhurst 10](#)
[1403 Oakhurst 11](#)
[1403 Oakhurst 12](#)
[1403 Oakhurst 13](#)
[1403 Oakhurst 14](#)
[1403 Oakhurst 15](#)
[1403 Oakhurst 16](#)

Mayor Harold Copenhaver said, Director Roper, you have been working overtime. Good work.

A motion was made by Councilperson Chris Gibson, seconded by Councilperson Brian Emison, that this matter be Passed. The motion PASSED with the following vote.

Aye: 11 - Ann Williams; Charles Frierson; Chris Moore; John Street; Mitch Johnson; Chris Gibson; Charles Coleman; Joe Hafner; David McClain; LJ Bryant and Brian Emison

Absent: 1 - Bobby Long

Enactment No: R-EN-128-2022

6. NEW BUSINESS

ORDINANCES ON FIRST READING

[ORD-22:035](#)

AN ORDINANCE TO AMEND CHAPTER 117, KNOWN AS THE ZONING ORDINANCE PROVIDING FOR CHANGES IN ZONING BOUNDARIES FROM C-3 TO RM-16 FOR PROPERTY LOCATED AT SOUTHWEST DRIVE AND THOMPSON DRIVE AS REQUESTED BY JEREMY MOORE

Attachments: [SWdrivePlat \(2\) \(5\)](#)
[Application](#)
[Certified Letters](#)
[Invoice Paid](#)
[Letter from Valley View School](#)
[Rezoning Plat](#)
[Signed Notification](#)
[Staff Summary - C.C.](#)

Councilmember John Street motioned, seconded by Councilmember Charles Frierson to suspend the rules and offer ORD-22:035 by title only. All voted aye.

Councilmember Chris Moore stated, let the record reflect that I will abstain from discussion and voting on this item. Jeremy Moore is my brother

Held at one reading

[ORD-22:036](#)

AN ORDINANCE FOR A PRIVATE CLUB PERMIT FOR ZRW Properties, Inc.

Attachments: [ZRW Properties Private Club Application Redacted USE THIS](#)

Councilmember John Street motioned, seconded by Councilmember Brian Emison, to suspend the rules and offer ORD-22:036 by title only. All voted aye.

James Elwyn Hinds, 508 Ridgecrest, said, I noticed there were several alcohol permit things on the agenda. Folks, this is really getting out of hand. I remember when, you know, when Jonesboro was the place to go to a restaurant to eat because we had restaurants that had really good food. There was a birthday dinner that I was a part of earlier this month. And, you know what, we actually considered driving over, leaving town because there was no place in Jonesboro to eat that had good food unless you wanted burgers or pizza. It is destroying the quality of our restaurants. It is raising our crime rate. And, at what point are we going to say enough is enough? If people want to eat some place and want to have a glass of wine or something with it, there are plenty of options already. We need to put a cap on it. And, I am urging you on all of these to vote against them. Mayor Harold Copenhaver said, thank you for sharing your concerns Mr. Hinds and we will make sure those are noted.

Held at one reading

[ORD-22:037](#)

AN ORDINANCE FOR A PRIVATE CLUB PERMIT FOR THE HIGHER HEIGHTS LEARNING ACADEMY, LLC., DBA JW'S CIGAR LOUNGE AND GRILL TO BE LOCATED AT 3006 S. CARAWAY RD, JONESBORO, AR.

Attachments: [J.W. Cigar Lounge Redacted](#)

Councilmember John Street motioned, seconded by Councilmember Brian Emison, to suspend the rules and offer ORD-22:037 by title only. All voted aye.

Held at one reading

7. UNFINISHED BUSINESS

ORDINANCES ON SECOND READING

[ORD-22:034](#)

AN ORDINANCE TO AMEND ORDINANCE CHAPTER 10 ARTICLE I SECTION 10 OF THE JONESBORO CODE OF ORDINANCES TO ADD SUBSECTION 13 PROVIDING FOR GUIDELINES ON THE HANDLING, DISPLAYING, OR GIVING AWAY OF ANIMALS IN THE CITY OF JONESBORO

Chief Administrative Officer Brian Richardson said, after speaking with Ms. Duncan and a couple of Councilmembers and also hearing some feedback and some confusion from some of the members of the public, we kind of worked together on clarifying a couple of things. I passed around a highlighted document and I believe Ms. Leggett has probably got it pulled up too for everybody to read, but it just clarifies that this, the insurance policy, is not meant to, I guess, interfere with individuals trying to sell or give away animals, that is for the animal activities more so. But, Ms. Duncan, you are a better reader than I am, so do you want to tackle that? City Attorney Carol Duncan asked, do you want me to read it to them? Mr. Richardson said, yeah. Ms. Duncan said, so basically, what it does, under Section 10-13, it took anything to do with giving away animals from Section A and put it in Section B. So, Section B would now read: (b) Any vendor, group, person or business involved in the selling or giving away of animals in a public location on property they do not own must possess written permission personal endorsed by the property owner or legally responsible party for the property on which they are located. Said endorsement must include a valid contact number for verification. And, the others bumped down and (b) became (c) and (c) became (d). That is the addition. Mr. Richardson said, I think basically, the main point we are trying to make with that is if you are going to be having some sort of adoption event on somebody's property, we are just asking you to get their permission to be there. Ms. Duncan said, or, if you are going to be handing out puppies from a box, we are asking that you get permission of the owners to be there. Mr. Richardson said, exactly.

Councilmember Mitch Johnson motioned, seconded by Councilmember John Street, to amend ORD-22:034 to add a new clause into Sec. 10-13 to read as follows: "(b) Any vendor, group, person or business involved in the selling or giving away of animals in a public location on property they do not own must possess written permission personally endorsed by the property owner or legally responsible party for the property on which they are located. Said endorsement must include a valid contact number for verification." This will be (b) and the other items below will be renamed accordingly to (c) and (d). All voted aye.

Wannda Turner, Executive Director for Northeast Arkansans for Animals, said, I have property at 1708 Clayhill, but I currently live in Brookland. Believe it or not, I am not up here to complain. I am actually up here to say thank you. I am up here to praise the Mayor, Jonesboro Animal Control, and the Council for trying to make life better for the animals. You all don't realize how many times we are called out after someone had a giveaway of puppies on the Walmart or Kroger parking lot or empty parking lots. And, then they either don't give them away, so there are puppies left, and they just leave them in a basket on the parking lot or they don't have proper shade or water or the necessities that they need for inclement weather. One of the other things that happens and this happened not long ago, puppies were handed out, given out that had ringworm, a very bad case of ringworm. There was no place, no way to contact the people on the parking lot. Ringworm is a zoonotic disease. For some people, it is very painful and for other people, it is not. So, to do this, to try to limit this, is not only best for the animals, but I think it is one of the better things for the community as a whole. And, it will make us, hopefully, a little bit more responsible. I also want to say that there have been some negative things said, but I can tell you that twenty different organizations in Texas, Oklahoma, Tennessee, Louisiana, Alabama, and Kentucky have all reached

out to say that they want their city to do something like this. Additionally, the entire State of California already has an ordinance just like this. The whole state cannot have, county, city, it doesn't matter and there are dozens of those that stop the parking lots. They stop animal rides or displays or exhibits that could potentially harm the public or cause nuisance in the street. So, not everybody realizes how hard it is for you guys to take the guff you take and I personally and as the Director for NAFA want to tell you how much I appreciate each and every one of you. But, especially you, Mayor, Larry Rogers and Public Safety. You guys are great. Thank you. Mayor Copenhaver said, thank you Ms. Turner. We appreciate your comments.

Lori Cartwright, 228 CR 309, said, I would like to thank Mayor Copenhaver, Mr. Larry Rogers, and the Jonesboro City Council for letting me have this opportunity to voice my opinion on this ordinance. Please forgive me, I am not always the most eloquent speaker. Two weeks ago, I pulled over to the side of the road to watch the City Council meeting on my phone. I honestly did not understand this ordinance. I didn't understand what it meant. So, in my world, I did lots of research. I asked lots of questions and I went down a lot of rabbit holes. So, my reason for being here tonight is actually twofold, first as a mother and second as a volunteer with animal rescue. And, actually, there is one more reason because of all of the misinformation that has been floating around social media pertaining to this topic. So, as a mother, I am 100% in favor of any person, group, or business that profits or seeks donations for activities associated with animal rights, handling, or displaying any animal within the city limits of Jonesboro to possess current proof of liability insurance of a minimum of \$1 million. And, as again, as a mother, I would want peace of mind that if something happened that there would be funds available for medical purposes. And, again, in my opinion, injuries happen. So, protection and safety are a number one priority. I also understand now that after a lot of research that this does not apply the \$1 million policy to legitimate breeders, people that have animals that have had babies that are trying to give them away and people that have taken in stray, pregnant animals and want to do the best for them. Second, I am here as a person that volunteers with many animal rescues. I give my time and I personally rescue. I always say right now my ark is full. I say that jokingly. Those that know me know that this is always up for discussion. I have adopted many animals from rescues and shelters. Many have been abused and tortured and I won't go into deep details because it is disgusting what human beings will do. I have adopted the neglected and starved and surrendered and of course, the ones that have been dumped out in the county. I am not patting myself on the back because there are so many people out there that are just like me. Since becoming an empty nester, animal rescue has given me a purpose in life and a whole lot of unconditional love. And, let me tell you, it is a learning process and I am so lucky to have learned from the best. So, also, I am 100% in favor of any person or persons selling or giving away animals in a public location to have written endorsement from the property owner and to have that endorsement on their person at that given time. Again, this circles back around to protection and safety and in those cases for the welfare of the animals. So, all that being said, I am in favor of this ordinance. So, thank you all for giving me this moment to speak my mind. Mayor Copenhaver said, thank you for your comments Ms. Cartwright.

Held at second reading

ORDINANCES ON THIRD READING

[ORD-22:030](#)

AN ORDINANCE TO THE CITY OF JONESBORO TO PLACE VARIOUS TRAFFIC SIGNS AT DESIGNATED LOCATIONS AS DETERMINED BY THE TRAFFIC CONTROL COMMITTEE

A motion was made by Councilperson John Street, seconded by Councilperson Mitch Johnson, that this matter be Passed. The motion PASSED with the following vote.

Aye: 11 - Ann Williams; Charles Frierson; Chris Moore; John Street; Mitch Johnson; Chris Gibson; Charles Coleman; Joe Hafner; David McClain; LJ Bryant and Brian Emison

Absent: 1 - Bobby Long

Enactment No: O-EN-035-2022

[ORD-22:032](#)

AN ORDINANCE REGARDING THE ABANDONMENT OF A UTILITY EASEMENT LOCATED ON PART OF LOT 1 OF HB MEDICAL HOLDINGS APACHE DRIVE MINOR PLAT AS REQUESTED BY HB MEDICAL HOLDINGS, LLC

Attachments: [Petition](#)
[Plat](#)
[Resolution](#)
[Letters](#)
[city letter](#)

Keith Inman with the Jonesboro Sun stated he thought the second reading had been skipped on ORD-22:030 and ORD-22:032. Mayor Harold Copenhaver said, we will have to go back and look. City Attorney Carol Duncan said, 08/02/2022 is when they show the second reading. Councilmember Chris Moore said, we should be able to look at the minutes from the last meeting and quickly determine that. Mayor Copenhaver said, we will look back. Ms. Duncan stated the Legislative History shows the first reading for both to be on 7/19/2022 and the second reading for both to be on 8/02/2022 if that helps. City Clerk April Leggett verified that both ORD-22:030 and ORD-22:032 had been read at the first and second readings on 07/19/2022 and 08/02/2022, respectively. Mayor Copenhaver said, they have both been held on the first and second readings and that has been verified.

A motion was made by Councilperson John Street, seconded by Councilperson Chris Moore, that this matter be Passed. The motion PASSED with the following vote.

Aye: 11 - Ann Williams; Charles Frierson; Chris Moore; John Street; Mitch Johnson; Chris Gibson; Charles Coleman; Joe Hafner; David McClain; LJ Bryant and Brian Emison

Absent: 1 - Bobby Long

Enactment No: O-EN-036-2022

[ORD-22:033](#)

AN ORDINANCE FOR A PRIVATE CLUB PERMIT FOR ASSISTING OTHERS, INC., D/B/A THE EDGE COFFEE SHOP TO BE LOCATED AT 1900 AGGIE ROAD, JONESBORO, ARKANSAS

Attachments: [Assisting Others, Inc. DBA The Edge Coffee Shop_Redacted](#)

A motion was made by Councilperson John Street, seconded by Councilperson Mitch Johnson, that this matter be Passed. The motion PASSED with the following vote.

Aye: 11 - Ann Williams; Charles Frierson; Chris Moore; John Street; Mitch Johnson; Chris Gibson; Charles Coleman; Joe Hafner; David McClain; LJ Bryant and Brian Emison

Absent: 1 - Bobby Long

Enactment No: O-EN-037-2022

ITEMS THAT HAVE BEEN HELD IN COUNCIL

[ORD-22:028](#)

AN ORDINANCE FOR A PRIVATE CLUB PERMIT FOR MAI OF JONESBORO DBA AS VALENTINE NAILS LOCATED AT 1841 E. HIGHLAND DRIVE

Attachments: [Ordinance](#)
[Valentine Nails Highland Drive Redacted-USE THIS ordinance revised received 08032022](#)

City Attorney Carol Duncan asked, this wasn't tabled, right? It was automatically to come back today. Mayor Harold Copenhaver said, it was automatically moved to this date. Ms. Duncan said, okay. Ms. Duncan asked, did we get an amended ordinance? City Clerk April Leggett said, yes. Mayor Copenhaver said, that should be in I believe. It is amended. Ms. Duncan said, okay. Mayor Copenhaver said, we amended this ordinance and it was postponed temporarily to the next city council date and it is on the third reading. Councilmember Chris Moore asked, so we are not waiting for any other documentation? Is that what you are saying? Ms. Duncan said, I was just double checking that the text was correct. That was my concern last time was that the text was correct and it looks like it is correct now. Councilmember Moore said, okay. Councilmember David McClain said, I have a question real quick. You said it is at the third reading. We held it at the first reading, so are we at the second or third reading? Mayor Copenhaver said, we actually held it at the second reading which was 7/19/2022 and we temporarily postponed it including the addendum that we made at the second meeting which would mean that this is at the third reading. Councilmember McClain said, okay. I didn't know. Mayor Copenhaver said, we made the change at the second reading. Councilmember McClain said, okay, so it doesn't come back at the second reading, it comes back on the third? Mayor Copenhaver said, that is correct. Councilmember McClain said, okay. Councilmember Moore said, it was my understanding there were some problems with the verbiage in the ordinance and I notice on my agenda that we received a revised ordinance so all of the paperwork is correct. Ms. Duncan said, right, the biggest issue that I had at the last one was that there was not a THEREFORE clause because as you know, the WHEREAS's are just explaining what is there, but what you adopt is actually what follows the NOW THEREFORE BE IT ORDAINED. Councilmember Moore stated, that is correct. Ms. Duncan said, that was missing from the last one and it is now there. So, I don't have the clerical problem anymore.

Councilmember Chris Moore motioned, seconded by Councilmember Mitch Johnson, to adopt ORD-22:028.

James Elwyn Hinds, 508 Ridgecrest, said, folks, you really need to not pass this. And, the reason is, in the past, we know about the restaurants and we know when a restaurant comes in, many of you, where do we stop? We said this one can. Now, are we going to tell the next one that we can't? This is going into a whole new area. One of the questions that I have is what kind of businesses are we going to allow to sell alcohol? Are we going to allow every business in the City of Jonesboro to sell alcohol?

Because you are fixing to get into a thing of where do you stop. If we expand and say, you know, this kind of business and, by the way, I don't know if you all read the article about the council meeting where this was discussed in the paper, there were things like, well you know, the first one might be free. You know, there are some people that sell some other drugs. I will just call it what it is, in this city. I understand the first one may be free, but you know what the purpose of that is. We don't need that kind of thing. It is wrong to do it in a building. It is wrong to do it in a business. It is wrong to do it on the streets. Before you pass this, you need to think, where is that line going to be drawn and say that no this business cannot sell alcohol because this is not one of our restaurants, you know, a glass of wine with supper, you know. This is a business that wants to sell alcohol at a thing that is not food oriented. We need to say no.

Councilmember Moore said, I had inquired about that exact subject with Carol. Carol, would you tell the council the answer you gave me about the requirement of the City of Jonesboro to serve food with alcohol? Ms. Duncan said, I had actually, because this is unusual for all of us, right? We have not had a nail salon before. And, so, Derrel Smith and I were discussing it and going through the application process and so I decided to reach out to the ABC Commission in Little Rock. And, my question was, I had always understood in a private club in a dry county that they had to serve food and there was some question as to whether they had to or not. And, the answer from the ABC is that in a dry county you don't have to serve food, but if you don't serve food, you can't allow anyone into your business that is under 21. So, you can have a liquor permit according to their regulations in a dry county without serving food. It just limits the people that can be present in the business. So, they have two choices. They cannot serve food and only have people 21 and older inside of the nail salon or they can serve food and then other people can be allowed in. But, it is not like it used to be where food had to be your primary source of business which was a surprise to me as well.

Councilmember Moore said, it was a surprise to me also because originally when it came around, food service was a requirement. Ms. Duncan said, and that had to be your main source of income. Councilmember Moore said, in fact, income had to be produced to show that food was a requirement. But, at some point, that has changed at the state. Ms. Duncan said, apparently, that changed because the ABC said that is no longer something that they have to look at. Now, they did say they would vet it for, you know, making sure that the Health Department was fine. And, that is why I asked that question if the Health Department was fine with food service in a nail salon and apparently, they dealt with the Health Department and they are fine. So, that was my only other question that I had the last time. Councilmember Moore said, thank you. That was the only other clarification and I wanted to make sure. Councilmember Joe Hafner said, I have a question. So, the food just has to be offered? It doesn't ever have to be ordered? It just has to be offered for them to be able to bring in people under 21? Ms. Duncan said, they just have to have food service. I don't know whether ABC comes in and checks to see if they are actually serving any food, but they have to have a kitchen with a menu and items for sale for food. Councilmember Moore stated, and that is what I checked with the Health Department last week. They will have to be licensed as a food service provider. Ms. Duncan said, right. Councilmember Hafner asked, do we have any idea if this business has a menu already printed? Councilmember Moore said, I don't think that is a requirement of applying to be a food service. Ms. Duncan said, I don't think that is a requirement. Mayor Copenhagen said, it is not required. Ms. Duncan said, but, yeah, my understanding because it is next door to Larry's Pizza, right. The location is something that they own still, but it is not in business anymore. That is the kitchen and they have opened up in between the two, the nail salon. That was mine and Derrel's discussion. That is where the kitchen is.

Chrystle Mommasen, 2205 Indian Trails, said, they do have a kitchen. They do have a

menu. They do have a separate place where the food will be served. They will offer a menu to anyone that comes in. Whether someone wants to order food or not, it is available. It has been approved by the Health Department. Mayor Copenhaver said, alright. Thank you for your comments.

Councilmember Charles Frierson asked for a Roll Call vote.

The vote was as follows: McClain (aye); Hafner (aye); Bryant (nay); Johnson (aye); Street (nay); Gibson (nay); Williams (aye); Moore (nay); Coleman (nay); Emison (aye); Frierson (nay). The vote was 5 aye and 6 nay. So, the motion FAILED.

A motion was made by Councilperson Chris Moore, seconded by Councilperson Mitch Johnson, that this matter be Passed. The motion FAILED with the following vote.

Aye: 5 - Ann Williams; Mitch Johnson; Joe Hafner; LJ Bryant and Brian Emison

Nay: 6 - Charles Frierson; Chris Moore; John Street; Chris Gibson; Charles Coleman and David McClain

Absent: 1 - Bobby Long

8. MAYOR'S REPORTS

Mayor Harold Copenhaver reported on the following:

I would like to start off tonight telling Council and those in the Council Chambers and the Community, the City of Jonesboro has been having a lot of events here lately and especially here in the last couple of weeks which shows me the impact of decisions that have been made and how our Convention Centers are really addressing and adapting as our city grows as we return to normalcy. I welcomed the statewide Early Childhood Education Conference. It was the 50th anniversary. There were over 300 educators that taught from six months of age to six years of age in our community for three days. The Arkansas Federation of Garden Clubs statewide community meeting also met here. The Arkansas Prevention Summit about substance abuse, there were many facilitators from our police agencies and other agencies in our state that were all here. These are all visitors taking advantage of what the city has and what it does and they are allowing our community to offer as a retreat and conventions. One thing that I always do when I meet with these individuals and new committees that come to our community is I want to know how many are here for the first time. I am seeing anywhere from about 20-25% of hands that are raised at a meeting. That means that people have not been to Jonesboro or Northeast Arkansas ever and this is the first time they are coming here. This is good for our future. So, the bottom line is people are coming here. They are spending money in our hotels, shops and restaurants.

I was really pleased this morning. And, Regina, if you would, please stand. I want you to be recognized, you and your entire group. It wasn't but nine months ago or so that we asked Council to partner and to grant us the opportunity for a grant application on no-emission trolley style buses for our JETS system. We were awarded that yesterday evening. That amount will total with our 15% as a partnership of \$878,584. Folks, that is Federal taxpayer money coming back to our community. This includes the 15% match from the city and it was one of only 150 that was awarded nationwide. It is a complement to Ms. Burkett and her Grants team. Over 530 cities applied throughout the country. So, without resounding, I can say that there is less than 30% of the applicants awarded in the country. This is a win for the future more than it is today. But, we are not doing our jobs if we are not making Jonesboro brighter for the future.

Thank you Ms. Burkett.

I went to Little Rock about a week and a half ago and met with several agencies. I told Secretary Mike Preston of some of the stuff that AEDC staff including Arkansas that we are doing with broadband. We met the new Director of Broadband. His name is Glen Howie. We told them about our plans of making and expanding the City of Jonesboro to one gig to every home and business in Jonesboro. They understand our needs. And, we are working together on planning this as we move down the road.

I also met with ARDOT Director Lorie Tudor about ongoing projects in our area and potential new ones.

I dropped in on the AML Deputy Director Whitney Bullerwell and we indicated her of all of the city projects that we are doing. It is clear that we are leading the way in many areas. I want to say that it is important that we keep abreast of what other cities are doing in our state.

I want to thank Beverly Parker and Our Keep Jonesboro Beautiful team for continuing to work and they keep Arkansas beautiful. I met with the Keep Arkansas Beautiful Director Colbie Jones here in Jonesboro this past week on how too we can receive funding. Her comment to me was Northwest and Central Arkansas are receiving funding from the Keep Arkansas Beautiful Federation, but not Northeast Arkansas. Well, it is time we get our funds up here for beautification for Northeast Arkansas.

The Jonesboro Exchange Club celebrated their 75th Anniversary this week. I think they demonstrate the importance of civic clubs in our community. They are growing as a civic club which is wonderful. I addressed their group and I want to thank them for being supporters of law enforcement, local schools and youth programs.

I want to finish by saying a special thank you to two of the city's most important partners. One of which is NEA Baptist and St. Bernards Medical Center is the other. They donated 50 bag valve masks for our Police Department. These are masks that help people who need CPR or breathing reestablished and stabilized until EMS arrives. The donations are profound and will no doubt save lives in Jonesboro.

[COM-22:034](#)

CITY OF JONESBORO, ARKANSAS FINANCIAL STATEMENTS OVERVIEW, JUNE 2022

Attachments: [June 2022 Financials](#)

Filed

9. CITY COUNCIL REPORTS

Councilmember LJ Bryant said, it feels like fall outside and it is just amazing at how time is getting away from us. I say that kind of in reference to I guess I am jealous of our friends in Conway getting that RAISE grant this week. But, nonetheless, it is going to take them 10 years to do it. And, so, it has had me think some on how long is it going to take us to do what we need to do and find the money to do what we need to do and I know you are working on it. It will be budget time before we know it. Fall is in the air. I hope that is something we can take a hard look at as budget time approaches. Mayor Copenhaver said, thank you for your comments. And, if I may, I would like to take that one step further. We are working on it again for next year immediately on ways. We are very proud of the grant request that we had and we will be following up

with the federal agency to see how we can again improve on that. But, more importantly, they had been working on theirs for about four years and so it takes time and progress, but trust me, we were disappointed we didn't receive it. But, we are going to fight even harder to get it again. So, we are already working on that application. Thank you councilman.

Councilmember Dr. Charles Coleman said, I would like to put a motion on the floor. October 4, 2022 is National Night Out. We would like to move the date for City Council from October 4th to October 6th so that everybody will be able to attend in the community and also the Council. Councilmember Chris Moore said, I will second that motion. Councilmember John Street said, that is the first Tuesday, the first meeting of October. I would also move that we move Public Works from the 4th to the 6th at our normal time of 5:00 p.m. Councilmember Moore said, I will amend my second to reflect Council and Public Works. All voted aye.

10. PUBLIC COMMENTS

James Elwyn Hinds, 508 Ridgecrest, said, first let me state this. One thing I think the city needs to do is to make sure that all of these microphones are working because I think some of them may not be. Some people are hard to hear with them. And, if our City Council says something, it is important and we need to be able to hear it. The thing I want to mention though is about recreational opportunities for our young people. I saw a thing in the Sun about a proposed place for a facility that may include an aquatics center. I have no objection to that site and don't know the site too well. I also saw a thing on KAIT about a splash park pad at Joe Mack Campbell. I have no objection to that. However, I wanted to mention that there is a part of this city where the young people are terribly underserved and no it is not the community I live in. I haven't lived in it for over a quarter of a century, but I did live in that area for 27 years. I know it and it is an area and I will give you streets as a boundary. It is between Caraway and Culberhouse and North of Johnson. Now, yes, we do have some parks, some facilities like Parker Park and Lewellen Park. If you go and look at them, it is really not what those areas need. I mean, it is better than nothing. They also have a good community park or something. We need to take a look at that area. For example, the skate park. If they want to use the skate park, they have to go all the way over to Allen Park. I have got nothing against Allen Park, but the folks in this area that I am talking about, its not realistic for those kids to make it over to Allen Park. We need to have things in different parts of this community and the young people in that area are tremendously underserved. Mayor Copenhaver said, thank you for your comments.

Tommy Nesmith, 4133 Lynx Lane, said, we just recently moved back here from Gulf Shores, Alabama. I've been a resident of Jonesboro for over 66 years. I went to school here. But, my concerns today is my wife and I just recently been back here from Gulf Shores for about four months now and I have noticed here in the last month to month and a half, driving down Main Street, you see an influx of panhandlers living underneath what used to be prominent businesses. One of them used to be Joe's Footwear. It was one of the nicest shoe stores in Jonesboro. But, there are people camping out there in the nighttime. I saw a lady the other day, her and her two children were on the Walmart parking lot. Two children sitting out there. They were begging for money or food or whatever. You know, there comes a time and a place for this stuff. I remember when Jonesboro, at one time, we used to be ranked like #5 in the state of Arkansas for beauty, cleanliness. But, when we came back, I was really surprised when we came back this last time. Like I said, we live here now. I retired after 27 years in the army as a Lieutenant Colonel. But, I just wish that they would take a look at this and you know kind of give these people some place other than right on Main Street in Jonesboro.

Mayor Copenhaver said, thank you Mr. Nesmith. Number one, thank you for your service. Number two, I would like to go ahead and say that we are aware and we are working with Downtown Jonesboro and many other organizations to address the issues that you just mentioned. So, thank you for your concerns.

Bill Smith, 102 Academic Circle, said, at the request of Councilmember Moore and several other august members of the Council, it has been pointed out that one of your staff members Mr. Mayor has had a clothing issue here of late. And, when we pointed that out, he said, I don't have an ASTATE shirt. So, Derrel, if you would be so happy to come down and claim your shirt. Mayor Copenhaver said, come on down and claim your shirt Derrel. Mr. Bill Smith said, we want to make sure that you are properly attired for future meetings. City Attorney Carol Duncan said, I think it is funny that everybody knew it was Derrel. Mr. Bill Smith said, I rest my case. (An ASTATE shirt was given to Planning Director Derrel Smith.) Councilmember Chris Moore said, what the best part of that was for four straight Council meetings in a row, Mr. Derrel Smith has worn a razorback shirt. And, on the night of Bill's presentation, he doesn't have one. Someone must have leaked that to him. That is all I can say. Mayor Copenhaver said, well, thank you all for Council.

11. ADJOURNMENT

A motion was made by Councilperson Chris Gibson, seconded by Councilperson Joe Hafner, that this meeting be Adjourned . The motion PASSED with the following vote.

Aye: 11 - Ann Williams;Charles Frierson;Chris Moore;John Street;Mitch Johnson;Chris Gibson;Charles Coleman;Joe Hafner;David McClain;LJ Bryant and Brian Emison

Absent: 1 - Bobby Long

_____ **Date:** _____

Harold Copenhaver, Mayor

Attest:

_____ **Date:** _____

April Leggett, City Clerk