



City of Jonesboro

900 West Monroe
Jonesboro, AR 72401

Meeting Minutes City Council

Tuesday, July 19, 2011

6:30 PM

Huntington Building

PUBLIC SAFETY COMMITTEE MEETING AT 5:30 P.M.

1. CALL TO ORDER AT 6:30 P.M.

In the absence of Mayor Perrin, Councilman Moore presided over the meeting.

2. PLEDGE OF ALLEGIANCE AND INVOCATION

3. ROLL CALL BY CITY CLERK DONNA JACKSON

Present 12 - Darrel Dover; Ann Williams; Charles Frierson; Chris Moore; John Street; Mitch Johnson; Tim McCall; Gene Vance; Chris Gibson; Rennell Woods; Mikel Fears and Charles Coleman

4. SPECIAL PRESENTATIONS

5. CONSENT AGENDA

Approval of the Consent Agenda

A motion was made by Councilman John Street, seconded by Councilman Gene Vance, to Approve the Consent Agenda. A motion was made that these files be approved by consent voice vote

Aye: 12 - Darrel Dover; Ann Williams; Charles Frierson; Chris Moore; John Street; Mitch Johnson; Tim McCall; Gene Vance; Chris Gibson; Rennell Woods; Mikel Fears and Charles Coleman

[MIN-11:058](#)

Minutes for the City Council meeting on July 5, 2011.

Attachments: [Minutes](#)

This item was PASSED on the consent agenda.

[RES-11:106](#)

A RESOLUTION TO ACCEPT A MAINTENANCE AGREEMENT FOR STORMWATER MANAGEMENT FACILITIES FOR HORSESHOE TRAIL ESTATES, PHASE 1, A RESIDENTIAL SUBDIVISION

Sponsors: Engineering

Attachments: [Maintenance Agreement.pdf](#)

This item was **PASSED** on the consent agenda.

Enactment No: R-EN-078-2011

RES-11:115

A RESOLUTION REQUESTING FREE UTILITIES AT 2609 DAN AVENUE, 2611 DAN AVENUE, AND 2613 DAN AVENUE FOR THE CITY OF JONESBORO

Sponsors: Engineering

This item was **PASSED** on the consent agenda.

Enactment No: R-EN-079-2011

RES-11:116

A RESOLUTION TO ACCEPT A MAINTENANCE AGREEMENT FOR STORMWATER MANAGEMENT FACILITIES FOR PIERCE-BARCO MINOR PLAT, A RESIDENTIAL SUBDIVISION

Sponsors: Engineering

Attachments: [Maintenance Agreement.pdf](#)

This item was **PASSED** on the consent agenda.

Enactment No: R-EN-080-2011

RES-11:117

A RESOLUTION TO ACCEPT A MAINTENANCE AGREEMENT FOR STORMWATER MANAGEMENT FACILITIES FOR VADEN REPLAT, A COMMERCIAL SUBDIVISION

Sponsors: Engineering

Attachments: [Maintenance Agreement.pdf](#)

This item was **PASSED** on the consent agenda.

Enactment No: R-EN-081-2011

RES-11:118

A RESOLUTION OF THE CITY OF JONESBORO, ARKANSAS TO ACCEPT THE LOW BID AND ENTER INTO A CONTRACT WITH BAILEY CONTRACTORS, INC. FOR THE CONSTRUCTION OF THE CITY OF JONESBORO - ADMINISTRATION OFFICE BUILDING - JOB NO. 2011:24

Sponsors: Engineering

Attachments: [Contract](#)
[Bailey - Proposal.pdf](#)
[BidTab.pdf](#)

This item was **PASSED** on the consent agenda.

Enactment No: R-EN-082-2011

RES-11:119

A RESOLUTION OF THE CITY OF JONESBORO, ARKANSAS TO ACCEPT THE LOW BID AND ENTER INTO A CONTRACT WITH BAILEY CONTRACTORS, INC. FOR THE CONSTRUCTION OF THE CITY OF JONESBORO - FUELING DEPOT FACILITY - JOB NO. 2011:23

Sponsors: Engineering

Attachments: [Contract](#)
[Proposal.pdf](#)
[Bid tab](#)

This item was **PASSED** on the consent agenda.

Enactment No: R-EN-083-2011

RES-11:120

A RESOLUTION OF THE CITY OF JONESBORO, ARKANSAS TO ACCEPT THE LOW BID AND ENTER INTO A CONTRACT WITH TRAC WORKS, INC. FOR THE INDUSTRIAL RAIL SPUR FACILITY - SECTION II/TRACK CONSTRUCTION - JOB NO. 2011:27

Sponsors: Engineering

Attachments: [Contract](#)
[Proposal](#)
[Letter of Recommendation.pdf](#)
[Bid Tab.pdf](#)

This item was **PASSED** on the consent agenda.

Enactment No: R-EN-084-2011

RES-11:121

A RESOLUTION OF THE CITY OF JONESBORO, ARKANSAS TO ACCEPT THE LOW BID AND ENTER INTO A CONTRACT WITH GARRY MEADOWS CONSTRUCTION CO., INC. FOR THE INDUSTRIAL PARK RAIL SPUR EXPANSION - SECTION I/SUBGRADE WORK - JOB NO. 2011:27

Sponsors: Engineering

Attachments: [Contract](#)
[Proposal](#)
[Bid Tab.pdf](#)
[Letter of Recommendation.pdf](#)

This item was **PASSED** on the consent agenda.

Enactment No: R-EN-085-2011

6. NEW BUSINESS

7. UNFINISHED BUSINESS

8. MAYOR'S REPORTS

Councilman Moore read a letter sent by Mayor Perrin to Senator Bookout concerning funding from the Safe Routes to School Grant. The City recently was awarded full funding of \$236,000.

COM-11:054

Financial reports as provided at the City Council meeting on July 19, 2011.

Sponsors: Finance

Attachments: [2011 Franchise Fees Period Comparison](#)
[2011 Hotel tax \(cash \) & Comparison Report](#)
[2011 Hotel tax occupancy \(cash \)](#)
[City Sales Tax Revenue - Cash Basis](#)
[Combined Sales Tax Revenue - Cash Basis](#)
[County Sales Tax Revenue - Cash Basis](#)
[Deposit Collateralization Report](#)
[June Expense Report](#)
[June Revenue Report](#)
[Public Safety Sales Tax Revenue - Cash Basis](#)
[Required Reserves-6-30-11](#)
[State Turnback Comparison Report](#)
[Stmt of Rev Exp and Changes in FB-6-30-11](#)

This item was Read.

9. CITY COUNCIL REPORTS

ORD-11:042

AN ORDINANCE TO AMEND CHAPTER 117, ARTICLE III, KNOWN AS THE ZONING ORDINANCE OF THE CITY OF JONESBORO, ARKANSAS, PROVIDING FOR CHANGES IN ZONING BOUNDARIES FROM R-1 TO C-4 LUO LOCATED AT 3406 SOUTH CULBERHOUSE STREET AS REQUESTED BY THE FOOD BANK OF NEA

Attachments: [Plat](#)
[MAPC Report](#)

Councilman Moore explained this ordinance needed to be brought up under City Council Reports.

Councilman Vance motioned, seconded by Councilman Johnson, to remove this ordinance from Unfinished Business. All voted aye.

Under City Council Reports, Councilman Johnson motioned, seconded by Councilman Street, to suspend the rules and place ORD-11:042 on the agenda. All voted aye, with the exception of Councilman Woods who abstained from voting.

Councilman Dover motioned, seconded by Councilman Street, to amend the ordinance. All voted aye, with the exception of Councilman Woods who abstained from voting. City Attorney Phillip Crego clarified the amended ordinance was presented to the Council via email on July 12 which made a change to Section 2 to specify the only uses being warehouse/storage with office, retail service only and low volume parts assembly. He then clarified the ordinance is on first reading as amended.

Councilman Moore and Councilman Vance expressed interest in having the ordinance come up during one more meeting. City Clerk Donna Jackson stated due to the amended ordinance having not minor changes, the ordinance should have three readings.

After the vote to waive the first and second readings, Councilman Frierson expressed

concern over delaying a final decision until the next meeting. Councilman Frierson motioned, seconded by Councilman Dover, to suspend the rules and waive the third reading. Those voting aye were: Frierson, Coleman, Gibson, Street, Dover, McCall. Those voting nay were: Vance, Moore, Williams, Johnson, Fears. Councilman Woods abstained from voting.

City Attorney Crego noted it takes a two-thirds vote of the whole in order to waive a reading. Due to there only being six ayes, the motion failed.

Ms. Christie Jordan, executive director of the Food Bank, stated she thinks the public has had ample time to respond to the ordinance and there has been no opposition. She added she will respect the Council's decision to not move forward with adoption tonight.

Councilman Moore clarified the ordinance will be on third reading at the next meeting.

Councilman Johnson asked if the amended ordinance will take care of the Council's concerns regarding no on-site sales. City Planner Otis Spriggs answered yes, they feel confident it will be verified and clarified during site plan review by the Planning Commission and they will make sure the ordinance is followed.

A motion was made by Councilman Gene Vance, seconded by Councilman John Street, to Waive the First and Second Readings as amended. The motion PASSED by a unanimous vote.

Aye: 11 - Darrel Dover; Ann Williams; Charles Frierson; Chris Moore; John Street; Mitch Johnson; Tim McCall; Gene Vance; Chris Gibson; Mikel Fears and Charles Coleman

Abstain: 1 - Rennell Woods

Councilman McCall announced on Saturday, October 1, the 3rd Annual Downtown Jonesboro Barbecue Contest will be held. He added the event will be exceptional this year and Grammy Award winner Rick Springfield will be performing. He explained after they attend an event in Memphis this weekend, they will be officially sanctioned by the Kansas City Barbecue Society.

Councilwoman Williams reminded everyone of the Finance Committee meeting on July 26th. The non-uniform pension plan will be discussed. Chief Financial Officer Ben Barylske added RFPs for investment advisors will be turned in on Friday, July 22, and will also be discussed during the Finance Committee meeting.

10. PUBLIC COMMENTS

Parks employee Larry Jackson stated Craighead Forest Park Pavilion 5 is up and Pavilion 1 will be done August 10. He then discussed the goose problem at Craighead Forest and stated they found out it is against the law to feed the geese. He explained they are hoping if the geese aren't fed, then maybe they'll go somewhere else.

11. ADJOURNMENT

A motion was made by Councilman Mitch Johnson, seconded by Councilman Mikel Fears, that this meeting be Adjourned . The motion PASSED by a unanimous vote

Aye: 12 - Darrel Dover; Ann Williams; Charles Frierson; Chris Moore; John Street; Mitch Johnson; Tim McCall; Gene Vance; Chris Gibson; Rennell Woods; Mikel Fears and Charles Coleman

_____ **Date:** _____
Harold Perrin, Mayor

Attest:

_____ **Date:** _____
Donna Jackson, City Clerk