



City of Jonesboro

900 West Monroe
Jonesboro, AR 72401

Meeting Minutes City Council

Tuesday, May 18, 2010

6:30 PM

Huntington Building

PUBLIC SAFETY COMMITTEE MEETING AT 5:15 P.M.

1. CALL TO ORDER BY MAYOR PERRIN AT 6:30 P.M.

2. PLEDGE OF ALLEGIANCE AND INVOCATION

3. ROLL CALL BY CITY CLERK DONNA JACKSON

Present 9 - Darrel Dover; Ann Williams; Charles Frierson; Jim Hargis; John Street; Mitch Johnson; Tim McCall; Gene Vance and Rennell Woods

Absent 3 - Chris Moore; Chris Gibson and Mikel Fears

4. SPECIAL PRESENTATIONS

COM-10:052 Advertising and Promotions Committee presentation by Mr. Thom Beasley

Mr. Thom Beasley discussed the Advertising & Promotion Commission. He explained the 3% hotel tax goes towards the A&P. He further explained the funds are used for advertising and promotion of the City, as well as other duties concerning convention centers and tourist promotion facilities. He noted since the tax went up to 3% they have had more money, but have been cautious in case of future events they might have to help with at attract more tourists. He stated in 2006, when they were still collecting 1%, they collected \$122,729. He added in 2009 they collected \$375,000 to \$400,000, but with the economy being down this year there are fewer people occupying rooms and prices have decreased. Mr. Beasley stated for this fiscal year they had \$800,000 in requests, but only \$400,000 that they could fund.

Councilman Hargis questioned whether there was any resistance to the increased rate. Mr. Beasley answered no. He explained the hotel owners, the City and the A&P all wanted the tax increase. He noted Jonesboro has no hamburger tax, so the A&P can't do things like other cities, such as Hot Springs, who collect millions with a hamburger tax.

This item was Read.

5. CONSENT AGENDA

Approval of the Consent Agenda

A motion was made by Councilman John Street, seconded by Councilman

Mitch Johnson, to Approve the Consent Agenda.A motion was made that these files be approved by consent voice vote

Aye: 9 - Darrel Dover;Ann Williams;Charles Frierson;Jim Hargis;John Street;Mitch Johnson;Tim McCall;Gene Vance and Rennell Woods

Absent: 3 - Chris Moore;Chris Gibson and Mikel Fears

MIN-10:044 Minutes for the City Council meeting on May 4, 2010.

This item was PASSED on the consent agenda.

RES-10:045 A RESOLUTION TO THE CITY OF JONESBORO, ARKANSAS TO AUTHORIZE THE MAYOR AND CITY CLERK TO ACCEPT A PERMANENT DRAINAGE EASEMENT FROM MICHAEL HAMILTON FOR THE MAINTENANCE OF DRAINAGE IMPROVEMENTS

Sponsors: Engineering

This item was PASSED on the consent agenda.

Enactment No: R-EN-044-2010

RES-10:046 A RESOLUTION TO THE CITY OF JONESBORO, ARKANSAS TO AUTHORIZE THE MAYOR AND CITY CLERK TO ACCEPT A PERMANENT DRAINAGE EASEMENT FROM STEVE STROUD FOR THE MAINTENANCE OF DRAINAGE IMPROVEMENTS

Sponsors: Engineering

This item was PASSED on the consent agenda.

Enactment No: R-EN-045-2010

RES-10:048 A RESOLUTION TO THE CITY OF JONESBORO, ARKANSAS TO APPROVE A CHANGE ORDER WITH CAMERON CONSTRUCTION COMPANY, INC. FOR NETTLETON AVENUE DRAINAGE IMPROVEMENTS - 2009:30

Sponsors: Engineering

This item was PASSED on the consent agenda.

Enactment No: R-EN-046-2010

RES-10:050 A RESOLUTION TO THE CITY OF JONESBORO, ARKANSAS TO APPROVE SUPPLEMENTAL AGREEMENT NO. 2 FOR SURVEY OF PIPE INVENTORY THROUGHOUT THE CITY OF JONESBORO - JOB NO. 100614

Sponsors: Engineering

This item was PASSED on the consent agenda.

Enactment No: R-EN-047-2010

RES-10:055 A RESOLUTION EXPRESSING THE WILLINGNESS OF THE CITY OF JONESBORO TO UTILIZE FEDERAL AID MONEYS TO CONSTRUCT SECTION SIX OF PHASE I OF THE TURTLE CREEK GREENWAY

Sponsors: Parks & Recreation

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

Enactment No: R-EN-048-2010

6. NEW BUSINESS

ORDINANCES ON FIRST READING

ORD-10:028 AN ORDINANCE WAIVING COMPETITIVE BIDDING AND AUTHORIZING THE MAYOR OF JONESBORO TO ENTER INTO A MOWING CONTRACT ALONG U.S. HIGHWAY 63.

Sponsors: Engineering

Councilman Street offered the ordinance for first reading by title only.

Councilman Street motioned, seconded by Councilwoman Williams, to suspend the rules and waive second and third readings. All voted aye.

Councilwoman Williams motioned, seconded by Councilman Johnson, to adopt the emergency clause. All voted aye.

A motion was made by Councilman John Street, seconded by Councilman Mitch Johnson, that this matter be Passed . The motion PASSED by a unanimous vote

Aye: 9 - Darrel Dover;Ann Williams;Charles Frierson;Jim Hargis;John Street;Mitch Johnson;Tim McCall;Gene Vance and Rennell Woods

Absent: 3 - Chris Moore;Chris Gibson and Mikel Fears

Enactment No: O-EN-020-2010

ORD-10:029 AN ORDINANCE TO AMEND SECTION 117-32 OF CHAPTER 117 OF THE JONESBORO CODE OF ORDINANCES OF THE CITY OF JONESBORO, ARKANSAS FOR THE PURPOSE OF CLARIFICATION ON THE PERMIT DRAWING REQUIREMENTS AS IT RELATES TO MULTI-FAMILY AND COMMERCIAL APPLICATIONS

Sponsors: Planning and Inspections

Councilman Street offered the ordinance for first reading by title only.

City Attorney Phillip Crego noted, before the first reading, that the ordinance as contained the Council member's packets showed the project cost to be \$75,000. He explained the way the ordinance will be read it will be for a project cost of \$100,000.

Councilman Street motioned, seconded by Councilwoman Williams, to suspend the rules and waive second and third readings. All voted aye.

Councilman Johnson motioned, seconded by Councilman Frierson, to adopt the emergency clause. All voted aye.

A motion was made by Councilman John Street, seconded by Councilwoman Ann Williams, that this matter be Passed . The motion PASSED by a unanimous vote

Aye: 9 - Darrel Dover;Ann Williams;Charles Frierson;Jim Hargis;John Street;Mitch Johnson;Tim McCall;Gene Vance and Rennell Woods

Absent: 3 - Chris Moore;Chris Gibson and Mikel Fears

Enactment No: O-EN-021-2010

ORD-10:030 AN ORDINANCE TO WAIVING COMPETITIVE BIDDING AND AUTHORIZING THE PURCHASE OF TWO USED RENTAL RADAR RECORDER KITS

Sponsors: Engineering

Councilman Street offered the ordinance for first reading by title only.

Councilman Street motioned, seconded by Councilman Johnson, to suspend the rules and waive second and third readings. All voted aye.

Councilman Johnson motioned, seconded by Councilman Dover, to adopt the emergency clause. All voted aye.

A motion was made by Councilman John Street, seconded by Councilman Mitch Johnson, that this matter be Passed . The motion PASSED by a unanimous vote

Aye: 9 - Darrel Dover;Ann Williams;Charles Frierson;Jim Hargis;John Street;Mitch Johnson;Tim McCall;Gene Vance and Rennell Woods

Absent: 3 - Chris Moore;Chris Gibson and Mikel Fears

Enactment No: O-EN-022-2010

ORD-10:031 AN ORDINANCE ADOPTING THE CREATION OF THE TRANSPORTATION MANAGEMENT BOARD

Sponsors: Engineering

Councilman Street offered the ordinance for first reading by title only.

Councilman Street motioned, seconded by Councilman Frierson, to suspend the rules and waive second and third readings. All voted aye.

Councilman Johnson motioned, seconded by Councilwoman Williams, to adopt the emergency clause. All voted aye.

A motion was made by Councilman Mitch Johnson, seconded by Councilman John Street, that this matter be Passed . The motion PASSED by a unanimous vote

Aye: 9 - Darrel Dover;Ann Williams;Charles Frierson;Jim Hargis;John Street;Mitch Johnson;Tim McCall;Gene Vance and Rennell Woods

Absent: 3 - Chris Moore;Chris Gibson and Mikel Fears

Enactment No: O-EN-023-2010

ORD-10:039 AN ORDINANCE TO AMEND THE 2010 ANNUAL BUDGET AND THE CITY SALARY & ADMINISTRATION PLAN FOR THE CITY OF JONESBORO TO ADD AN ADDITIONAL CODE ENFORCEMENT OFFICER TO THE INSPECTIONS DEPARTMENT

Sponsors: Community Development, Human Resources and Code Enforcement

Councilwoman Williams offered the ordinance for first reading by title only.

Councilwoman Williams motioned, seconded by Councilman Hargis, to suspend the

rules and waive second and third readings. All voted aye.

Councilman Street noted the salary for the position will be 100% funded by CDBG and will not be funded with City of Jonesboro monies. Mayor Perrin added they are looking to hire someone who is bilingual.

Councilwoman Williams motioned, seconded by Councilman Johnson, to adopt the emergency clause. All voted aye.

A motion was made by Councilwoman Ann Williams, seconded by Councilman Darrel Dover, that this matter be Passed . The motion PASSED by a unanimous vote

Aye: 9 - Darrel Dover;Ann Williams;Charles Frierson;Jim Hargis;John Street;Mitch Johnson;Tim McCall;Gene Vance and Rennell Woods

Absent: 3 - Chris Moore;Chris Gibson and Mikel Fears

Enactment No: O-EN-024-2010

ORD-10:040 AN ORDINANCE TO AMEND THE 2010 BUDGET OF THE CITY OF JONESBORO, ARKANSAS TO PROVIDE FOR ADDITIONAL COSTS OF UNEMPLOYMENT INSURANCE

Sponsors: Finance

Councilman Dover offered the ordinance for first reading by title only.

Councilwoman Williams motioned, seconded by Councilman Harigs, to suspend the rules and waive second and third readings. All voted aye.

Councilwoman Williams motioned, seconded by Councilman Johnson, to adopt the emergency clause. All voted aye.

A motion was made by Councilwoman Ann Williams, seconded by Councilman John Street, that this matter be Passed . The motion PASSED by a unanimous vote

Aye: 9 - Darrel Dover;Ann Williams;Charles Frierson;Jim Hargis;John Street;Mitch Johnson;Tim McCall;Gene Vance and Rennell Woods

Absent: 3 - Chris Moore;Chris Gibson and Mikel Fears

Enactment No: O-EN-025-2010

ORD-10:041 AN ORDINANCE TO WAIVE COMPETITIVE BIDDING AND AUTHORIZE PURCHASE OF MEDIAEDGE VIDEOCASTING SYSTEM FOR THE INFORMATION SYSTEMS DEPARTMENT

Sponsors: Information Systems

Mayor Perrin explained ORD-10:041, ORD-10:042 and ORD-10:043 are regarding state money Senator Paul Bookout was able to get for the City for training purposes and for Channel 24.

Councilman Dover offered the ordinance for first reading by title only.

Councilman Street motioned, seconded by Councilwoman Williams, to suspend the rules and waive second and third readings. All voted aye.

Councilman Johnson motioned, seconded by Councilman Street, to adopt the emergency clause. All voted aye.

A motion was made by Councilman John Street, seconded by Councilwoman Ann Williams, that this matter be Passed . The motion PASSED by a unanimous vote

Aye: 9 - Darrel Dover;Ann Williams;Charles Frierson;Jim Hargis;John Street;Mitch Johnson;Tim McCall;Gene Vance and Rennell Woods

Absent: 3 - Chris Moore;Chris Gibson and Mikel Fears

Enactment No: O-EN-026-2010

ORD-10:042

AN ORDINANCE TO WAIVE COMPETITIVE BIDDING AND AUTHORIZE PURCHASE OF AUDIO RECORDING EQUIPMENT FOR THE INFORMATION SYSTEMS DEPARTMENT

Sponsors: Information Systems

Councilwoman Williams offered the ordinance for first reading by title only.

Councilwoman Williams motioned, seconded by Councilman Hargis, to suspend the rules and waive second and third readings. All voted aye.

Councilwoman Williams motioned, seconded by Councilman Frierson, to adopt the emergency clause. All voted aye.

A motion was made by Councilwoman Ann Williams, seconded by Councilman Mitch Johnson, that this matter be Passed . The motion PASSED by a unanimous vote

Aye: 9 - Darrel Dover;Ann Williams;Charles Frierson;Jim Hargis;John Street;Mitch Johnson;Tim McCall;Gene Vance and Rennell Woods

Absent: 3 - Chris Moore;Chris Gibson and Mikel Fears

Enactment No: O-EN-027-2010

ORD-10:043

AN ORDINANCE TO WAIVE COMPETITIVE BIDDING AND AUTHORIZE PURCHASE OF VIDEO EQUIPMENT FOR THE INFORMATION SYSTEMS DEPARTMENT

Sponsors: Information Systems

Councilwoman Williams offered the ordinance for first reading by title only.

Councilwoman Williams motioned, seconded by Councilman Hargis, to suspend the rules and waive second and third readings. All voted aye.

Councilwoman Williams motioned, seconded by Councilman Dover, to adopt the emergency clause. All voted aye.

A motion was made by Councilwoman Ann Williams, seconded by Councilman Darrel Dover, that this matter be Passed . The motion PASSED by a unanimous vote

Aye: 9 - Darrel Dover;Ann Williams;Charles Frierson;Jim Hargis;John Street;Mitch Johnson;Tim McCall;Gene Vance and Rennell Woods

Absent: 3 - Chris Moore;Chris Gibson and Mikel Fears

Enactment No: O-EN-028-2010

ORD-10:044

AN ORDINANCE TO AMEND TITLE 14 OF THE JONESBORO MUNICIPAL CODE

KNOWN AS THE ZONING ORDINANCE PROVIDING FOR A CHANGE IN ZONE DISTRICT BOUNDARIES FROM R-2 LOW DENSITY MULTI-FAMILY TO C-3 GENERAL COMMERCIAL DISTRICT FOR PROPERTY LOCATED AT 1405 EAST WASHINGTON AS REQUESTED BY JONESBORO REAL ESTATE HOLDINGS

Councilman Vance and Councilman Frierson abstained from discussion and voting due to their relationships with the company asking for the rezoning.

Councilman Street offered the ordinance for first reading by title only.

This ordinance was Held at one reading.

ORD-10:045

AN ORDINANCE TO AMEND TITLE 14, KNOWN AS THE ZONING ORDINANCE PROVIDING FOR CHANGES IN ZONING BOUNDARIES FOR TIM REDDEN LOCATED AT 5701 JOHNSON AVE./HWY. 49N FROM R-1 TO C-3 L.U.O./GENERAL COMMERCIAL

Councilman Johnson offered the ordinance for first reading by title only.

This ordinance was Held at one reading.

RESOLUTIONS TO BE INTRODUCED

RES-10:037

A RESOLUTION TO condemn property at 304 N Rogers; property owner Charles E. Chamberlain, Jr.

Sponsors: Code Enforcement

No one spoke in opposition to this condemnation.

A motion was made by Councilwoman Ann Williams, seconded by Councilman Charles Frierson, that this matter be Passed . The motion PASSED by a unanimous vote

Aye: 9 - Darrel Dover; Ann Williams; Charles Frierson; Jim Hargis; John Street; Mitch Johnson; Tim McCall; Gene Vance and Rennell Woods

Absent: 3 - Chris Moore; Chris Gibson and Mikel Fears

Enactment No: R-EN-049-2010

7. UNFINISHED BUSINESS

ORDINANCES ON SECOND READING

ORD-10:036

AN ORDINANCE PROVIDING FOR THE LEVY OF A ONE-HALF PERCENT SALES AND USE TAX WITHIN THE CITY OF JONESBORO, ARKANSAS; ALL PROCEEDS DERIVED FROM THE SALES AND USE TAX WILL BE FOR PROVIDING POLICE AND FIRE SERVICES.

Sponsors: Mayor's Office

Mayor Perrin asked for the third readings of ORD-10:036 and ORD-10:037 be held until the next meeting.

This ordinance was Held at second reading.

ORD-10:037

AN ORDINANCE CALLING A SPECIAL ELECTION IN THE CITY OF JONESBORO,

ARKANSAS, ON THE QUESTION OF LEVYING A ONE-HALF PERCENT SALES AND USE TAX WITHIN THE CITY OF JONESBORO, ARKANSAS; DEFINING THE TERM SINGLE TRANSACTION; PRESCRIBING OTHER MATTERS PERTAINING THERETO; AND DECLARING AN EMERGENCY

Sponsors: Mayor's Office

This ordinance was Held at second reading.

8. MAYOR'S REPORTS

Mayor Perrin gave the following report:

The second of the community meetings concerning the sales tax was held last night, Monday, May 17th. He noted they will have four more meetings in June held every Thursday night after the Council approves the sales tax ordinances. He noted information regarding the budget and the proposed sales tax is on the City's website.

He has been visiting with City Engineer Craig Light concerning the railroad contract. Mr. Light has been in contact with the regional manager for Burlington Northern. Mayor Perrin explained the City has constructed one spur and is working on another. He further explained after this contract comes up they will be visiting with the railroad company to see if they will absorb the expense of maintaining the spurs.

The City has been taking bids on several pieces of property. He will be taking that information back to the Building Facilities Committee and then on to the Council if any pieces of property can be sold. The bids should be in May 20th.

He visited with the legislative auditors via phone today. He anticipates the exit interview being held the second week of June. He will be requesting permission for Councilwoman Williams, who is chair of the Finance Committee, to attend that meeting.

COM-10:053

Legal report as given by City Attorney Phillip Crego to the City Council on May 18, 2010.

Sponsors: City Attorney's Office

City Attorney Crego discussed the King's Ranch lawsuit. He noted APERMA coverage is in place and they have filed an answer on the City's behalf. He explained a time schedule has been sent out regarding how the judge anticipates the lawsuit to progress.

He also discussed an email from Scott McGlasson from Linebarger Goggan Blair and Sampson concerning collection of delinquent fines. He stated the company is getting ready to send out the letters.

This item was Read.

9. CITY COUNCIL REPORTS

Councilman Street complimented Mayor Perrin and his staff for providing the citizens with the information regarding the proposed sales tax. He stated he thinks the administration has received additional support from citizens after reading the information.

10. PUBLIC COMMENTS

Mr. Larry Jackson, Parks & Recreation employee, stated he has attended both sales tax meeting and the information has been presented very well. He explained a citizen who was initially against the tax became in favor of it after hearing the information. Mr. Jackson stated if the citizens want their current level of support, then they need to pass the tax.

11. ADJOURNMENT

A motion was made by Councilman Darrel Dover, seconded by Councilman Rennell Woods, that this meeting be Adjourned. The motion CARRIED by a Voice Vote.

Aye: 9 - Darrel Dover; Ann Williams; Charles Frierson; Jim Hargis; John Street; Mitch Johnson; Tim McCall; Gene Vance and Rennell Woods

Absent: 3 - Chris Moore; Chris Gibson and Mikel Fears

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

Attest:

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