



City of Jonesboro

900 West Monroe
Jonesboro, AR 72401

Council Agenda City Council

Tuesday, February 5, 2013

5:30 PM

Huntington Building

PUBLIC WORKS COMMITTEE MEETING AT 5:00 P.M.

City Council Chambers, Huntington Building

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

2. PLEDGE OF ALLEGIANCE AND INVOCATION

3. ROLL CALL BY CITY CLERK DONNA JACKSON

4. SPECIAL PRESENTATIONS

COM-13:001 Presentation by Mark Nichols, Traffic Engineer

Sponsors: Mayor's Office

COM-13:008 Proclamation by the Mayor to the ASU Football Team for winning the GoDaddy.com Bowl Game

Sponsors: Mayor's Office

COM-13:009 Proclamation by the Mayor honoring Ryan Aplin of the ASU Football Team

Sponsors: Mayor's Office

COM-13:010 Proclamation by the Mayor to the ASU Rugby Team

Sponsors: Mayor's Office

5. CONSENT AGENDA

All items listed below will be voted on in one motion unless a council member requests a separate action on one or more items.

MIN-13:010 Minutes for the City Council meeting on January 22, 2013

Attachments: [Minutes](#)

RES-13:001 RESOLUTION AUTHORIZING THE CITY OF JONESBORO GRANTS DEPARTMENT TO ENTER INTO A GRANT AGREEMENT WITH THE ARKANSAS HUNGER RELIEF ALLIANCE

Sponsors: Grants

Attachments: [Partner Stipend Agreement](#)
[Satellite Partnership Agreement \(2\)](#)

Legislative History

1/22/13 Finance & Administration Recommended to Council
 Council Committee

RES-13:006 A RESOLUTION TO MAKE APPOINTMENTS/REAPPOINTMENTS TO BOARDS AND COMMISSIONS AS RECOMMENDED BY THE MAYOR

Sponsors: Mayor's Office

Legislative History

1/22/13 Nominating and Rules Recommended to Council
 Committee

RES-13:007 A RESOLUTION AUTHORIZING THE CITY OF JONESBORO GRANTS AND COMMUNITY DEVELOPMENT DEPARTMENT TO SUBMIT AN APPLICATION FOR THE FY 2012 SAFE ROUTES TO SCHOOL GRANT PROGRAM

Sponsors: Grants

Legislative History

1/22/13 Finance & Administration Recommended to Council
 Council Committee

6. NEW BUSINESS

ORDINANCES ON FIRST READING

ORD-13:003 AN ORDINANCE TO WAIVE COMPETITIVE BIDDING AND AUTHORIZE CITY OF JONESBORO TO PURCHASE (3) MACK AUTO DUMP TRUCKS FROM TRISTATE TRUCK CENTER FOR STREET DEPARTMENT

Sponsors: Finance

EMERGENCY CLAUSE

Legislative History

1/22/13 Finance & Administration Recommended to Council
 Council Committee

7. UNFINISHED BUSINESS

ORDINANCES ON THIRD READING

ORD-13:002 AN ORDINANCE TO AMEND CHAPTER 117, KNOWN AS THE ZONING ORDINANCE PROVIDING FOR CHANGES IN ZONING BOUNDARIES FROM R-1 TO C-3 LUO FOR PROPERTY LOCATED NORTH OF HIGHWAY 49, WEST OF CLINTON SCHOOL ROAD AS REQUESTED BY JOHN KENNETT

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

Legislative History

1/22/13 City Council Waive Second Reading

8. MAYOR'S REPORTS

[COM-13:002](#) Mayor to discuss Master Land Use Committee and Master Street Plan Committee

Sponsors: Mayor's Office

9. CITY COUNCIL REPORTS

10. PUBLIC COMMENTS

Public Comments are limited to 5 minutes per person for a total of 15 minutes.

11. ADJOURNMENT



City of Jonesboro

515 West Washington
Jonesboro, AR 72401

Legislation Details (With Text)

File #: COM-13:001 **Version:** 1 **Name:** Presentation by Traffic Engineer Mark Nichols
Type: Other Communications **Status:** To Be Introduced
File created: 1/3/2013 **In control:** City Council
On agenda: **Final action:**
Title: Presentation by Mark Nichols, Traffic Engineer
Sponsors: Mayor's Office
Indexes: Presentations
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
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title
Presentation by Mark Nichols, Traffic Engineer



City of Jonesboro

515 West Washington
Jonesboro, AR 72401

Legislation Details (With Text)

File #: COM-13:008 **Version:** 1 **Name:** Proclamation to the ASU Football Team
Type: Other Communications **Status:** To Be Introduced
File created: 1/28/2013 **In control:** City Council
On agenda: **Final action:**
Title: Proclamation by the Mayor to the ASU Football Team for winning the GoDaddy.com Bowl Game
Sponsors: Mayor's Office
Indexes: Mayor's Commendations
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
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title

Proclamation by the Mayor to the ASU Football Team for winning the GoDaddy.com Bowl Game



City of Jonesboro

515 West Washington
Jonesboro, AR 72401

Legislation Details (With Text)

File #: COM-13:009 **Version:** 1 **Name:** Proclamation honoring Ryan Aplin of the ASU Football Team

Type: Other Communications **Status:** To Be Introduced

File created: 1/28/2013 **In control:** City Council

On agenda: **Final action:**

Title: Proclamation by the Mayor honoring Ryan Aplin of the ASU Football Team

Sponsors: Mayor's Office

Indexes: Mayor's Commendations

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
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title
Proclamation by the Mayor honoring Ryan Aplin of the ASU Football Team



City of Jonesboro

515 West Washington
Jonesboro, AR 72401

Legislation Details (With Text)

File #: COM-13:010 **Version:** 1 **Name:** Proclamation to the ASU Rugby Team
Type: Other Communications **Status:** To Be Introduced
File created: 1/29/2013 **In control:** City Council
On agenda: **Final action:**
Title: Proclamation by the Mayor to the ASU Rugby Team
Sponsors: Mayor's Office
Indexes: Mayor's Commendations
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
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title
Proclamation by the Mayor to the ASU Rugby Team



City of Jonesboro

515 West Washington
Jonesboro, AR 72401

Legislation Details (With Text)

File #: MIN-13:010 **Version:** 1 **Name:**
Type: Minutes **Status:** To Be Introduced
File created: 1/29/2013 **In control:** City Council
On agenda: **Final action:**
Title: Minutes for the City Council meeting on January 22, 2013
Sponsors:
Indexes:
Code sections:
Attachments: [Minutes](#)

Date	Ver.	Action By	Action	Result
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title
Minutes for the City Council meeting on January 22, 2013



City of Jonesboro

900 West Monroe
Jonesboro, AR 72401

Meeting Minutes City Council

Tuesday, January 22, 2013

6:30 PM

Huntington Building

Special Called Meeting

FINANCE COMMITTEE MEETING AT 5:00 P.M.

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

NOMINATING & RULES COMMITTEE MEETING AT 6:00 P.M.

PUBLIC WORKS COMMITTEE MEETING AT 6:15 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 10 - Darrel Dover; Ann Williams; Charles Frierson; John Street; Mitch Johnson; Tim McCall; Gene Vance; Chris Gibson; Mikel Fears and Charles Coleman

Absent 2 - Chris Moore and Rennell Woods

4. SPECIAL PRESENTATIONS

COM-13:001 Presentation by Mark Nichols, Traffic Engineer

Sponsors: Mayor's Office

Mayor Perrin informed the Council that Mr. Nichols' wife recently had a baby, so he asked that the presentation be held until the next Council meeting.

Introduction of Marsha Guffey

Mayor Perrin introduced Ms. Marsha Guffey, the new MPO Director. She is from Little Rock, where she worked with the MPO Commission in the Little Rock area.

5. CONSENT AGENDA

Approval of the Consent Agenda

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

Aye: 10 - Darrel Dover; Ann Williams; Charles Frierson; John Street; Mitch Johnson; Tim McCall; Gene Vance; Chris Gibson; Mikel Fears and Charles Coleman

Absent: 2 - Chris Moore and Rennell Woods

MIN-13:001 Minutes for the City Council meeting on December 18, 2012

Attachments: [Minutes](#)

This item was PASSED on the consent agenda.

MIN-13:004 Minutes for the City Council meeting on January 3, 2013

Attachments: [Minutes](#)

This item was PASSED on the consent agenda.

RES-12:218 A RESOLUTION TO THE CITY OF JONESBORO, ARKANSAS TO CONTINUE A JOINT FUNDING AGREEMENT WITH THE U.S. GEOLOGICAL SURVEY, UNITED STATES DEPARTMENT OF THE INTERIOR FOR THE OPERATION AND MAINTENANCE OF TWO STREAMGAGES IN JONESBORO

Sponsors: Engineering

Attachments: [Agreement.pdf](#)

This item was PASSED on the consent agenda.

Enactment No: R-EN-004-2013

RES-12:223 A RESOLUTION TO THE CITY OF JONESBORO, ARKANSAS TO ACCEPT THE LOW BID AND ENTER INTO A CONTRACT WITH PREWETT ENTERPRISES, INC. dba B & P ENTERPRISES FOR THE INDUSTRIAL RAIL LEAD MAINTENANCE CONTRACT - JOB NO. 2012:44

Sponsors: Engineering

Attachments: [Contract Documents 2012 44.pdf](#)
[Bid Tab.pdf](#)

This item was PASSED on the consent agenda.

Enactment No: R-EN-005-2013

RES-12:227 RESOLUTION BY THE CITY COUNCIL OF THE CITY OF JONESBORO, ARKANSAS TO CONTRACT WITH THE ROTARY CLUBS OF JONESBORO

Sponsors: Finance

Attachments: [Rotary Contract](#)

This item was PASSED on the consent agenda.

Enactment No: R-EN-006-2013

RES-12:228 RESOLUTION BY THE CITY COUNCIL OF THE CITY OF JONESBORO, ARKANSAS FOR THE CITY OF JONESBORO TO ENTER INTO A CONTRACT WITH NORTHEAST ARKANSAS INDUSTRIAL DEVELOPMENT COMMISSION FOR FUNDING OF ECONOMIC DEVELOPMENT SERVICES.

Sponsors: Finance

Attachments: [NAIDC 2013 contract](#)

This item was PASSED on the consent agenda.

Enactment No: R-EN-007-2013

RES-12:229 A RESOLUTION REQUESTING FREE UTILITY SERVICE FROM CITY WATER AND LIGHT FOR A TRAFFIC SIGNAL

Sponsors: Engineering

This item was PASSED on the consent agenda.

Enactment No: R-EN-008-2013

RES-12:231 A RESOLUTION TO ACCEPT A MAINTENANCE AGREEMENT FOR STORMWATER MANAGEMENT FACILITIES FOR SOUTHBEND SUBDIVISION PHASE III, A RESIDENTIAL SUBDIVISION

Sponsors: Engineering

Attachments: [Maintenance Agreement.pdf](#)

This item was PASSED on the consent agenda.

Enactment No: R-EN-009-2013

RES-12:232 RESOLUTION AUTHORIZING THE FIRST AMENDMENT TO THE GRANICUS SERVICES AGREEMENT KNOWN AS THE GRANICUS GOVERNMENT TRANSPARENCY SUITE, BETWEEN GRANICUS, INC. AND THE CITY OF JONESBORO, ARKANSAS

Sponsors: City Clerk

Attachments: [Jonesboro 12.18 amendment](#)
 [Jonesboro OP GT only 12.18 extension](#)

This item was PASSED on the consent agenda.

Enactment No: R-EN-010-2013

RES-12:233 A RESOLUTION TO ACCEPT A MAINTENANCE AGREEMENT FOR STORMWATER MANAGEMENT FACILITIES FOR BAXLEY'S SECOND MINOR PLAT, A RESIDENTIAL PLAT

Sponsors: Engineering

Attachments: [Maintenance Agreement.pdf](#)

This item was PASSED on the consent agenda.

Enactment No: R-EN-011-2013

6. NEW BUSINESS

ORDINANCES ON FIRST READING

ORD-13:002 AN ORDINANCE TO AMEND CHAPTER 117, KNOWN AS THE ZONING ORDINANCE PROVIDING FOR CHANGES IN ZONING BOUNDARIES FROM R-1 TO C-3 LUO FOR PROPERTY LOCATED NORTH OF HIGHWAY 49, WEST OF CLINTON SCHOOL ROAD AS REQUESTED BY JOHN KENNETT

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

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

Councilman Street asked if there was any opposition. City Planner Otis Spriggs answered no.

A motion was made by Councilman John Street, seconded by Councilman Mitch Johnson, to Waive Second Reading . The motion PASSED by a unanimous vote

Aye: 10 - Darrel Dover;Ann Williams;Charles Frierson;John Street;Mitch Johnson;Tim McCall;Gene Vance;Chris Gibson;Mikel Fears and Charles Coleman

Absent: 2 - Chris Moore and Rennell Woods

RESOLUTIONS TO BE INTRODUCED

RES-12:220 RESOLUTION BY THE CITY COUNCIL OF THE CITY OF JONESBORO, ARKANSAS to condemn property at 519 Krewson, Owner: Brenda Richards

Sponsors: Code Enforcement

Attachments: [CONDEMNATION CHECKLIST](#)
[Inspection Report001](#)
[100E1859](#)
[100E1866](#)
[100E1858](#)
[100E1863](#)
[100E1862](#)

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

Aye: 10 - Darrel Dover;Ann Williams;Charles Frierson;John Street;Mitch Johnson;Tim McCall;Gene Vance;Chris Gibson;Mikel Fears and Charles Coleman

Absent: 2 - Chris Moore and Rennell Woods

Enactment No: R-EN-012-2013

RES-12:221

RESOLUTION BY THE CITY COUNCIL OF THE CITY OF JONESBORO, ARKANSAS to condemn property at 207 Gordon, Owner: Martha Watson Swift

Sponsors: Code Enforcement

Attachments: [CONDEMNATION CHECKLIST](#)
[Inspection Report001](#)
[100E1806](#)
[100E1801](#)
[100E1787](#)
[100E1789](#)
[100E1795](#)

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

Aye: 10 - Darrel Dover;Ann Williams;Charles Frierson;John Street;Mitch Johnson;Tim McCall;Gene Vance;Chris Gibson;Mikel Fears and Charles Coleman

Absent: 2 - Chris Moore and Rennell Woods

Enactment No: R-EN-013-2013

7. UNFINISHED BUSINESS

ORDINANCES ON THIRD READING

ORD-12:067

AN ORDINANCE TO AMEND CHAPTER 117 OF THE CODE OF ORDINANCES KNOWN AS THE ZONING ORDINANCE FOR CHANGES IN ZONING BOUNDARIES AND FOR OTHER PURPOSES FROM R-1 TO I-1 FOR PROPERTY LOCATED AT 5712 C.W. POST ROAD AS REQUESTED BY JUDY HASS

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

Councilman Street asked if there had been any opposition since the last meeting. Mr. Spriggs answered no.

Councilman Vance asked why the rezoning is for I-1 and not I-2. Mr. Spriggs explained the applicant originally asked for C-3 due to uses they were wanting to promote for the property. But, he recommended industrial as opposed to commercial. Councilman Vance noted that there may be some requirements in the I-2 zoning that are not in I-1, such as landscaping and green areas. Mr. Spriggs stated the landscaping code is per the parking, regardless of the uses. I-2 zoning is for heavy industrial and I-1 is light industrial.

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

Absent: 2 - Chris Moore and Rennell Woods

Enactment No: O-EN-002-2013

ITEMS THAT HAVE BEEN HELD IN COUNCIL

RES-12:189 RESOLUTION PLACING STOP SIGNS AT CERTAIN LOCATIONS AND MAKING ADJUSTMENTS TO RIGHT-OF-WAY

Sponsors: Police Department

Mayor Perrin noted the resolution went back to the committee and they agreed that there should be two stop signs on Arrowhead.

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

Absent: 2 - Chris Moore and Rennell Woods

Enactment No: R-EN-014-2013

8. MAYOR'S REPORTS

Mayor Perrin reported on the following items:

The Vision 2030 hearings have been rescheduled for January 28th and February 4th. The meetings are at 6:00 p.m. at the Huntington Building.

The Arkansas Municipal League held their winter conference. Two aldermen have received certification for their continuing education. Those aldermen were Councilman Coleman and Councilman Gibson. He noted Councilman Street also has the hours needed for certification.

They are working with CUSI concerning space across the hall from their offices in the Mercantile Center. They hope to have a lease for that space. CUSI will be doing the improvements.

He met with the legislators during the winter conference and AEDC to go over some items.

The departments goals and objectives will be sent out electronically after they are finished.

The financial reports will be sent out tomorrow.

In 2012, the City spent \$1,111,850 on fuel. Actual figures were \$32,000 lower than the budgeted figure. He reminded the Council that the reports are on a cash basis.

They hope to have a report for 2012 in March.

He also reminded the Council members to contact Mr. Jack Turner to update their presentations for Channel 24.

City Clerk Donna Jackson added the Statements of Financial Interest are also due as well as the Ethics Disclosures. City Attorney Phillip Crego noted the Ethics Commission will contact you if the form isn't turned in.

9. CITY COUNCIL REPORTS

Councilman Street motioned, seconded by Councilman Johnson, to suspend the rules and add RES-13:009 to the agenda. All voted aye.

RES-13:009 A RESOLUTION TO THE CITY OF JONESBORO, ARKANSAS TO ENTER INTO AN AGREEMENT WITH GARVER, LLC TO PERFORM PROFESSIONAL ENGINEERING SERVICES FOR THE SOUTHWEST JONESBORO ORIGIN & DESTINATION STUDY (JOB NO. 100787)

Sponsors: Engineering

Attachments: [Agreement.pdf](#)

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

Aye: 10 - Darrel Dover;Ann Williams;Charles Frierson;John Street;Mitch Johnson;Tim McCall;Gene Vance;Chris Gibson;Mikel Fears and Charles Coleman

Absent: 2 - Chris Moore and Rennell Woods

Enactment No: R-EN-015-2013

Councilman Street noted the City received two awards at the winter conference. Mayor Perrin stated the City was awarded the City of Distinction for downtown Jonesboro improvements. The other award was a volunteerism award from HUD. He added Ms. Chrystal Glisson and Mr. Turner worked hard to put in the hours for those awards.

Councilman Fears motioned, seconded by Councilman Dover, to suspend the rules and add ORD-13:001 to the agenda. All voted aye.

ORD-13:001 AN ORDINANCE TO AMEND THE JONESBORO CODE OF ORDINANCES CHAPTER 2 ARTICLE 3, ENTITLED CITY COUNCIL; ESTABLISHING CITY COUNCIL RULES AND PROCEDURES; NAMING A PRESIDENT PRO TEMPORE; DECLARING AN EMERGENCY AND FOR OTHER PURPOSES

Sponsors: City Council

Attachments: [14-43-501](#)
[Proposed 2013 City Council Procedures](#)

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

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

After passage of the ordinance, Councilman Gibson motioned, seconded by Councilwoman Williams, to adopt the emergency clause. All voted aye.

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

Aye: 10 - Darrel Dover;Ann Williams;Charles Frierson;John Street;Mitch Johnson;Tim McCall;Gene Vance;Chris Gibson;Mikel Fears and Charles Coleman

Absent: 2 - Chris Moore and Rennell Woods

Enactment No: O-EN-003-2013

10. PUBLIC COMMENTS

COM-13:005 Mr. Tom Reeves to speak concerning Vision 2030 and Agenda 21

Attachments: [Statement](#)

Mr. Reeves read his prepared statement (see attached).

This item was Read.

COM-13:006 Ms. Debbie Pelley to speak regarding Vision 2030

Ms. Pelley did not speak at the meeting.

This item was Read.

11. ADJOURNMENT

A motion was made by Councilman Chris Gibson, seconded by Councilwoman Ann Williams, that this meeting be Adjourned . The motion PASSED by a unanimous vote

Aye: 10 - Darrel Dover;Ann Williams;Charles Frierson;John Street;Mitch Johnson;Tim McCall;Gene Vance;Chris Gibson;Mikel Fears and Charles Coleman

Absent: 2 - Chris Moore and Rennell Woods

Harold Perrin, Mayor Date: _____

Attest:

Donna Jackson, City Clerk Date: _____



Legislation Details (With Text)

File #:	RES-13:001	Version:	1	Name:	Grant agreement with the Arkansas Hunger Relief Alliance
Type:	Resolution	Status:		Status:	Recommended to Council
File created:	1/7/2013	In control:		In control:	Finance & Administration Council Committee
On agenda:		Final action:		Final action:	
Title:	RESOLUTION AUTHORIZING THE CITY OF JONESBORO GRANTS DEPARTMENT TO ENTER INTO A GRANT AGREEMENT WITH THE ARKANSAS HUNGER RELIEF ALLIANCE				
Sponsors:	Grants				
Indexes:	Grant				
Code sections:					
Attachments:	Partner Stipend Agreement Satellite Partnership Agreement (2)				

Date	Ver.	Action By	Action	Result
1/22/2013	1	Finance & Administration Council Committee		

Title

RESOLUTION AUTHORIZING THE CITY OF JONESBORO GRANTS DEPARTMENT TO ENTER INTO A GRANT AGREEMENT WITH THE ARKANSAS HUNGER RELIEF ALLIANCE

Body

Whereas, the City of Jonesboro has received a private grant from the Arkansas Hunger Relief Alliance in the amount of \$1,100, and

Whereas, the City of Jonesboro will be serving as a satellite partner for the "Share our Strengths Cooking Matters" program, and

Whereas, the total amount of said program will cost \$3,200, and the remaining balance is allocated in the CDBG FY 2013 Action Plan, and

Whereas, the program will be of no cost to the City of Jonesboro, and

Whereas, the program is a core strategy of the North Jonesboro Neighborhood Initiative, "Healthy Futures."

THEREFORE, be it resolved by the City Council of the City of Jonesboro, Arkansas, that:

Section 1: The City of Jonesboro Grants Department will enter into a grant agreement with the Arkansas Hunger Relief Alliance to serve as a satellite partner for the "Share our Strengths Cooking Matters" program, and

Section 2: The City of Jonesboro will receive \$1,100 from the Arkansas Hunger Relief Alliance for said program, and

Section 3: The Grants Department will designate said amount in the Grants Administration Budget, and will maintain all financial records attached to said line item, and

Section 4: The Mayor and City Clerk are hereby authorized to issue all documents necessary to effectuate said agreement.



**Share Our Strength's Cooking Matters®
Arkansas Hunger Relief Alliance
Acceptance of Requirements
Cooking Matters Course Stipend**

Please initial each statement on the line provided and return to Arkansas Hunger Relief Alliance.

As a stipend recipient, on behalf of my organization, I agree to:

_____ Implement 3 Cooking Matters courses by June 31, 2013 that reach a minimum of 45 Cooking Matters graduates.

_____ Implement the courses with low income children, teens, adults, and/or families only.

_____ Offer the courses without compensation from participants.

_____ Use these funds to support the implementation and/or growth of the Cooking Matters program only (i.e. food purchases, equipment costs, childcare expenses, transportation expenses, coordinator expenses, etc.).

_____ Use these funds by June 31, 2013.

Please submit a written request in advance if you wish to change the purpose of the stipend or if funds are not expected to be expended within this time frame. By cashing the stipend check, you agree to abide by the guidelines and conditions set forth in this document and the Satellite Partner Agreement.

Please read the following statement and sign below.

On behalf of my organization, I agree to comply with the requirements set forth in this document and the Satellite Partner Agreement.

Printed Name of Agency Director or Authorized Representative

Signature of Agency Director or Authorized Representative

Date

Name of Partner Agency

Agency Mailing Address

Federal Tax ID

Name on Check

Office Use Only
\$ <u>1100</u>
Stipend Amount

Check Number



COOKING MATTERS SATELLITE PARTNERSHIP AGREEMENT

This **AGREEMENT** (the “Agreement”) is by and between the Arkansas Hunger Relief Alliance (“Cooking Matters Lead Partner”) and the City of Jonesboro, Arkansas (“Satellite Partner”).

This Agreement authorizes Satellite Partner to run Share Our Strength’s Cooking Matters program (the “Program”) in the Northeast Arkansas region for the period January 2013 to June 2013.

Satellite Partner agrees to run the Program, which is defined in the Share Our Strength Satellite Partner Implementation Guidelines (the “Guidelines”) under the below terms and conditions.

DEFINITION OF SUCCESS

The Satellite Partner and the Cooking Matters Lead Partner affirm that they will strive to meet Cooking Matters’ standards of success.

- Courses serve participants from low-income households.
- Each course has between 10-15 regularly attending participants who have not previously taken the same Cooking Matters course
- 85% of participants who start a course graduate; participants must attend at least four out of six classes to be considered graduates.
- Both Cooking Matters and the Satellite Partner fulfill their respective roles and responsibilities as outlined in this document

ROLES AND RESPONSIBILITIES

Cooking Matters Lead Partner Responsibilities:

1. Provide curricula and other program materials necessary to run the Program (as described in the Guidelines).
2. Provide Cooking Matters paperwork including attendance sheets, participant evaluations, and participation waivers.
3. Communicate with Satellite Partner in a timely and collaborative manner on coordination and implementation of the Program.

4. Provide training and technical assistance needed to run and expand Program:
 - a. Provide in-person or remote training for Satellite Partner staff and volunteers including all training materials.
 - b. Be available by phone and email to respond to specific needs and concerns and address them as able.
 - c. Provide site visits as needed.
 - d. Assist with the identification of appropriate course sites for the Program.
5. Support the recruitment, training and retention of culinary and nutrition professionals as volunteer course instructors.
6. Support Satellite Partner in developing and maintaining relationships within the culinary and nutrition community in area to support volunteer and programmatic goals.
7. Serve as a liaison with Share Our Strength's national Cooking Matters team for materials, trainings, evaluation results, questions, and general concerns.
8. Submit Share Our Strength, Cooking Matters Partner, and Satellite Partner information to media covering the Program.
9. Pay for program costs as agreed upon with the Satellite Partner. See Addendum for specifics.

Satellite Partner Responsibilities:

1. Provide 3 Cooking Matters courses or 45 course graduates (courses as defined in the attached Guidelines).
2. Designate at least one employee to manage the Program and serve as the contact person with Cooking Matters staff. The person is Emma Agnew, Coordinator of the North Jonesboro Neighborhood Initiative.
3. Communicate with Cooking Matters Lead Partner in a timely and collaborative manner for coordination and implementation of the Program.
4. Take primary responsibility for recruiting and retaining a sufficient number of volunteer chefs, nutritionists, and classroom assistants to staff all courses.
5. Participate fully in the evaluation of Cooking Matters by completing paperwork as requested and administering participant surveys as directed.
6. Ensure program materials are used properly and submit inventory three times per year as requested.
7. Develop and maintain relationships within the culinary and nutrition community in your area to support volunteer and programmatic goals.
8. Provide Cooking Matters Lead Partner with photographs, quotes or stories from participants or volunteers who have been involved in the program.
9. Fully represent Cooking Matters Lead Partner in all communications and to all media covering the Program, and share any media covering the Program with Cooking Matters Lead Partner.
10. Pay for program costs as agreed upon with the Cooking Matters Partner.

PROMOTION

Cooking Matters is a national program wholly owned by Share Our Strength. Satellite Partner agrees to describe the Program as a program of Share Our Strength and Cooking Matters Lead Partner on all program and promotional materials, including but not limited to newsletters, fact sheets, annual reports, brochures, press kits, advertisements, publicity material and press releases.

SPONSORSHIP

The ConAgra Foods Foundation is the *sole national sponsor* of Share Our Strength's Cooking Matters. All materials produced by Share Our Strength will recognize the ConAgra Foods Foundation's sponsorship. No other sponsor may be integrated into the Cooking Matters logo.

To the extent that Satellite obtains any local sponsor, they shall notify Cooking Matters Partner and Share Our Strength in writing. Local sponsors must be clearly defined as such in all program and promotional materials. Local sponsorship recognition plans need to be submitted to Share Our Strength for approval; Share Our Strength will respond within 5 business days.

LICENSE OF INTELLECTUAL PROPERTY

Share Our Strength owns the copyright for all Cooking Matters curricula and printed materials. All rights in and to such materials shall be held solely by Share Our Strength.

In accordance with a separate Program Agreement with the Cooking Matters Lead Partner, Share Our Strength hereby grants to Satellite Partner a non-exclusive, non-transferable, non-sublicensable, revocable license to use the following Share Our Strength name, logo, and other trademarks, trade names, and service marks: SHARE OUR STRENGTH[®], U.S. Reg. No. 1,894,313, COOKING MATTERS[™], SHARE OUR STRENGTH and apple core designSM, U.S. Reg. No. 3522092, and COOKING MATTERS, U.S. Serial No. 85148570, and SHOPPING MATTERS, U.S. Serial No. 85160043 (collectively, the "Share Our Strength Marks"), in connection with Cooking Matters and in accordance with this Agreement. Satellite Partner hereby authorizes Share Our Strength to use Satellite Partner name, logo, and trademark in connection with Cooking Matters and in accordance with this Agreement.

TERMINATION

This Agreement shall terminate on June 30, 2013 unless earlier terminated by the Cooking Matters Partner, Satellite Partner, or Share Our Strength only as provided in this Agreement. The Cooking Matters Partner may terminate this Agreement for any material breach of this Agreement by Satellite Partner, provided that Cooking Matters partner gives Satellite Partner written notice of such breach and an opportunity to cure the breach within sixty (60) days of receipt of such notice. Satellite Partner may also terminate this Agreement upon sixty (60) days written notice. Satellite Partner will return any unused program materials to Cooking Matters partner within fifteen (15) days of the termination of this Agreement.

INDEMNIFICATION, REPRESENTATIONS, AND WARRANTIES

Satellite Partner shall indemnify and hold harmless Cooking Matters Partner, Share Our Strength, and any sponsors of the Program from all claims, liability, damages and expenses with respect to any third party claims relating to Satellite Partner's performance of and actions in connection with the Program.

Each party represents and warrants to the other (A) that it has the authority to enter into this Agreement and perform its obligations hereunder in full compliance with all applicable federal, state and local laws and regulations, (B) that this Agreement constitutes a valid, binding and enforceable obligation, and (C) that it is under no disability, restriction or prohibition affecting its ability to execute this Agreement and to perform its obligations hereunder.

This Agreement can be amended by either party with 60 days notification.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be duly executed by their respective authorized representatives as of the date first above written.

Ashley Wright
Director, Cooking Matters

Mayor Harold Perrin
City of Jonesboro, Arkansas

Arkansas Hunger Relief Alliance

Attested by: _____
Donna Jackson
City Clerk

Date _____

Date _____



Legislation Details (With Text)

File #:	RES-13:006	Version:	1	Name:	Appointments/reappointments to various boards and commissions
Type:	Resolution	Status:			Recommended to Council
File created:	1/9/2013	In control:			Nominating and Rules Committee
On agenda:		Final action:			
Title:	A RESOLUTION TO MAKE APPOINTMENTS/REAPPOINTMENTS TO BOARDS AND COMMISSIONS AS RECOMMENDED BY THE MAYOR				
Sponsors:	Mayor's Office				
Indexes:	Appointment/Reappointment, Board/Commission				
Code sections:					
Attachments:					

Date	Ver.	Action By	Action	Result
1/22/2013	1	Nominating and Rules Committee		

title
A RESOLUTION TO MAKE APPOINTMENTS/REAPPOINTMENTS TO BOARDS AND COMMISSIONS AS RECOMMENDED BY THE MAYOR

body
WHEREAS, the following appointments and/or reappointments have been recommended by Mayor Harold Perrin.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF JONESBORO, ARKANSAS, that the following boards and commissions appointments be confirmed:

AUDITORIUM COMMISSION

Appointment of Trey Stafford to fill the unexpired term of Wendy Stotts expiring April 30, 2017

COMPREHENSIVE PLANNING ADVISORY COMMITTEE (CPAC)

Reappointment of Emma Agnew, Pam Alexander, Terry Bare, Sherri Beatty, Joshua Brown, Mike Cameron, Heather Clements, Davy Crockett, Darrel Dover, James Dunivan, Steve Ewart, Ann Garner, Stephen Goad, Greg Haag, Jerry Halsey, Jr., Susan Hanrahan, Gary Harpole, Ruth Hawkins, Wixson Huffstetler, Kevan Inboden, Glen Jones, Kenneth Jones, Darrell Kirby, Craig Light, Ed Martin, Alan McVey, Kevin Miller, Lee Morgan, Beverly Nix, Beverly Parker, Sharon Poe, Otis Spriggs, Ken Stacks, Phillip Steed, Billie Stevens, Henry Torres, Jack Turner, Gene Vance, Paul Waits, Ed Way, Jason Willett, Erick Woodruff, Mike Yates, Clay Young and Mark Young to a one-year term ending February 1, 2014

JONESBORO PARKS & RECREATION PLANNING AND ADVISORY COMMITTEE

Appointment of Christy Valentine to a three-year term ending January 15, 2016

Appointment of David Daniel to fill the unexpired term of Henry Turner expiring December 31, 2013

Reappointment of Jarrod Woodard to a three-year term ending January 15, 2016

JONESBORO URBAN FORESTRY COUNCIL

Reappointment of Pam Alexander, Mike Donahue and Todd Smith to three-year terms ending January 15, 2016

REVENUE ENHANCEMENT COMMITTEE

Reappointment of Terry Adams, Ben Barylske, Heather Clements, LM Duncan, Steve Ewart, Wixson Huffstetler, Royce Leonard, Craig Light, Kevin Miller, Becky Sharp, Otis Spriggs, Ann Williams, Erick Woodruff and Mike Yates to a one-year term ending February 1, 2014

TRANSPORTATION MANAGEMENT BOARD

Reappointment of Jake Rice, Steve May and Darrell King to two-year terms ending January 15, 2015



Legislation Details (With Text)

File #: RES-13:007 **Version:** 1 **Name:** Application for 2012 Safe Routes to School Grant
Type: Resolution **Status:** Recommended to Council
File created: 1/11/2013 **In control:** Finance & Administration Council Committee
On agenda: **Final action:**

Title: A RESOLUTION AUTHORIZING THE CITY OF JONESBORO GRANTS AND COMMUNITY DEVELOPMENT DEPARTMENT TO SUBMIT AN APPLICATION FOR THE FY 2012 SAFE ROUTES TO SCHOOL GRANT PROGRAM

Sponsors: Grants, Grants

Indexes: Grant

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
1/22/2013	1	Finance & Administration Council Committee		

Title

A RESOLUTION AUTHORIZING THE CITY OF JONESBORO GRANTS AND COMMUNITY DEVELOPMENT DEPARTMENT TO SUBMIT AN APPLICATION FOR THE FY 2012 SAFE ROUTES TO SCHOOL GRANT PROGRAM

Body

Whereas, the City of Jonesboro will apply for federal funding through the Arkansas Safe Routes to School Program to construct sidewalks near schools in Jonesboro School District, Valley View School District, and Nettleton School District; and

Whereas, the requested amount is \$300,000 and is allocated in the FY 2013 City of Jonesboro budget, and

Whereas, this is a 100% grant and the project will be of no cost to the City of Jonesboro.

NOW THEREFORE BE IT RESOLVED BY THE CITY OF JONESBORO, ARKANSAS THAT:

Section 1: The City of Jonesboro Grants and Community Development Department will apply for the FY 2012 Safe Routes to School Grant, and

Section 2: If the City of Jonesboro City Council pledges its full support of this application.



Legislation Details (With Text)

File #: ORD-13:003 **Version:** 1 **Name:** Waive bidding to purchase dump trucks from Tristate Truck Center

Type: Ordinance **Status:** First Reading

File created: 1/14/2013 **In control:** Finance & Administration Council Committee

On agenda: **Final action:**

Title: AN ORDINANCE TO WAIVE COMPETITIVE BIDDING AND AUTHORIZE CITY OF JONESBORO TO PURCHASE (3) MACK AUTO DUMP TRUCKS FROM TRISTATE TRUCK CENTER FOR STREET DEPARTMENT

Sponsors: Finance

Indexes: Property purchase - personal, Waive competitive bidding

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
1/22/2013	1	Finance & Administration Council Committee		

Title
AN ORDINANCE TO WAIVE COMPETITIVE BIDDING AND AUTHORIZE CITY OF JONESBORO TO PURCHASE (3) MACK AUTO DUMP TRUCKS FROM TRISTATE TRUCK CENTER FOR STREET DEPARTMENT

Body
BE IT ORDAINED by the City Council for the City of Jonesboro, Arkansas that:

WHEREAS, THE CITY OF JONESBORO STREET DEPARTMENT NEEDS TO PURCHASE (3) NEW DUMP TRUCKS TO UPGRADE THEIR STREET DEPARTMENT. SAID TRUCKS CAN BE OBTAINED FROM TRISTATE TRUCK CENTER, JONESBORO, ARKANSAS FOR A TOTAL OF \$414,447.00.

2014 Mack GU713 14 YD Auto Dump New; Price \$138,149.00
2014 Mack GU713 14YD Auto Dump New ; Price \$138,149.00
2014 Mack GU713 14YD Auto Dump New; Price \$138,149.00

WHEREAS, THE FOLLOWING TRUCKS WILL BE TRADED IN:

2007 Mack CV713 w/Wet Kit Dump Body VIN #M059235 Price \$80,250.00
2007 Mack CTP713 w/Wet Kit Dump Body VIN #M002889 Price \$80,250.00
2007 Mack CTP713 w/Wet Kit Dump Body VIN # M002898 Price \$80,250.00
For a total of \$240,750

1994 Mack CH613 w/Wet Kit Dump Body Vin #W041490 Price \$12,000.00
1994 Mack CH613 w/Wet Kit Dump Body Vin #W041494 Price \$12,000.00
1994 Mack CH613 w/Wet Kit Dump Body Vin #W041492 Price \$12,000.00
For a total of \$36,000.00

Total Trade In \$276,750.00

WITH TRADE IN AMOUNT OF \$276,750.00 LEAVING A NET DIFFERENCE OF \$137,697.00.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF JONESBORO, ARKANSAS:

SECTION 1: THAT THE CITY COUNCIL IN ACCORD WITH THE TERMS OF A.C.A. SECTION 14-58-302 HEREBY WAIVES THE REQUIREMENT OF COMPETITIVE BIDDING AND DIRECTS THE PURCHASING OFFICER TO PURCHASE THE ABOVE DESCRIBED TRUCKS FOR THE PRICE SET FORTH ABOVE due to a need to acquire the new equipment and Tristate Truck Center being the sole source vendor willing to offer a trade in option on the city's current equipment.

SECTION 2. THAT MAYOR HAROLD PERRIN AND CITY CLERK DONNA JACKSON ARE HEREBY AUTHORIZED TO EXECUTE SUCH DOCUMENTS AS ARE NECESSARY TO EFFECTUATE THIS AGREEMENT.

SECTION 3: IT IS FURTHER FOUND THAT DUE TO THE IMMEDIATE NEED TO ACQUIRE THIS EQUIPMENT AND MAINTAIN THE LEVEL OF SERVICES AN EMERGENCY IS DECLARED TO EXIST AND THIS ORDINANCE BEING NECESSARY FOR THE PRESERVATION OF THE PUBLIC PEACE, HEALTH, AND SAFETY SHALL TAKE EFFECT FROM AND AFTER ITS PASSAGE AND APPROVAL.



Legislation Details (With Text)

File #: ORD-13:002 **Version:** 1 **Name:** Rezoning by John Kennett
Type: Ordinance **Status:** Third Reading
File created: 1/10/2013 **In control:** City Council
On agenda: **Final action:**
Title: AN ORDINANCE TO AMEND CHAPTER 117, KNOWN AS THE ZONING ORDINANCE PROVIDING FOR CHANGES IN ZONING BOUNDARIES FROM R-1 TO C-3 LUO FOR PROPERTY LOCATED NORTH OF HIGHWAY 49, WEST OF CLINTON SCHOOL ROAD AS REQUESTED BY JOHN KENNETT
Sponsors:
Indexes: Rezoning
Code sections:
Attachments: [Plat](#)
[MAPC Report](#)

Date	Ver.	Action By	Action	Result
1/22/2013	1	City Council		

title
AN ORDINANCE TO AMEND CHAPTER 117, KNOWN AS THE ZONING ORDINANCE PROVIDING FOR CHANGES IN ZONING BOUNDARIES;
body
BE IT ORDAINED BY THE CITY COUNCIL OF JONESBORO, ARKANSAS:

SECTION 1: CHAPTER 117, KNOWN AS THE ZONING ORDINANCE OF THE CITY OF JONESBORO, ARKANSAS BE AMENDED AS RECOMMENDED BY THE METROPOLITAN AREA PLANNING COMMISSION BY THE CHANGES IN ZONING CLASSIFICATION AS FOLLOWS:

FROM: Residential, R-1
TO: Commercial C-3, Limited Use Overlay (LUO)

THE FOLLOWING DESCRIBED PROPERTY:

LEGAL DESCRIPTION:

Part of the East half of the Southwest Quarter of Section 1, Township 14 North, Range 4 East, all in Craighead County, Jonesboro, Arkansas, and being more particularly described as follows:

From the Southeast corner of the East half of the Southwest Quarter of said Section 1, run N00°49'08"E a distance of 455.87 feet to a point; thence run S89°01'44"W a distance of 30.00 feet to a point, said point being the POINT OF BEGINNING;
thence continue S89°01'44"W a distance of 155.47 feet to a point;
thence S00°49'08"W a distance of 32.42 feet to a point;
thence S89°01'44"W a distance of 138.25 feet to a point;
thence S00°37'54"W a distance of 314.22 feet to a point along the Northern right-of-way of Johnson

Avenue (a.k.a. Arkansas Highway no. 49);
thence along said right-of-way, S85°56'58"W a distance of 255.19 feet to a point; thence S89°10'02"W a distance of 485.48 feet to a point; thence leaving said right-of-way, N00°37'54"E a distance of 326.76 feet to a point;
thence S89°01' 44"W a distance of 258.31 feet to a point;
thence N00°37'54"E a distance of 1061.12 feet to a point along the centerline of Bridger Creek;
thence along said centerline the following courses and distances:
S15°53'50"E a distance of 26.88 feet; S22°39'37"E a distance of 42.46 feet;
S29°26'36"E a distance of 84.66 feet; S59°11'49"E a distance of 132.33 feet; N75°01'19"E a distance 95.93 feet; S57°13'01"E a distance of 74.49 feet; S74°18'32"E a distance of 46.48 feet; N74°12'11"E a distance of 143.07 feet; S77°00'11"E a distance of 25.37 feet; N83°27' 45"E a distance of 64.49 feet; S40°11'00"E a distance of 54.80 feet to a point; S84°03'47"E a distance of 57.92 feet; N57°33'09"E a distance of 25.92 feet; N00°33'36"W a distance of 27.69 feet; N32°26'31"E a distance of 10.61 feet; N77°26'31"E a distance of 22.83 feet; S85°01'59"E a distance of 25.44 feet; S50°39'31"E a distance of 68.37 feet; S55°29'39"E a distance of 32.56 feet; S75°10'07"E a distance of 45.18 feet; S70°12'23"E a distance of 101.51 feet; S66° 41'14"E a distance of 43.42 feet; N84°36' 42"E a distance of 123.84 feet; S80°14'48"E a distance of 28.65 feet; S48°49'19"E a distance of 31.06 feet; S27°12'58"E a distance of 31.92 feet; S82°11'14"E a distance of 68.70 feet to a point along the Western right-of-way of Clinton School Road;
thence leaving said Bridger Creek centerline S00°49'08"W along the Western right-of-way of Clinton School Road a distance of 641.92 feet to a point, said point being the POINT OF BEGINNING, said tract containing 29.67 acres, and being subject to any easements of record.

SECTION 2: THE REZONING OF THIS PROPERTY SHALL ADHERE TO THE FOLLOWING STIPULATIONS:

- 1) The proposed development shall satisfy all requirements of the City Engineer, including all requirements of the current Stormwater Drainage Design Manual.
- 2) Future Site Development Plans shall be submitted and reviewed by the Metropolitan Area Planning Commission.
- 3) The applicant agrees to comply with the Master Street Plan recommendations for the Clinton School Road and Johnson Avenue right-of-way (i.e. forty feet from center-line of Clinton School Road and sixty feet from center-line of Johnson Avenue).
- 4) Fencing details and landscape plan shall include fencing and a twenty-five foot buffer area between the proposed development and the residential areas to the west and north.
- 5) A lighting photo-metrics plan shall be submitted with the building permit application to assure no lighting spillage onto abutting residential properties.
- 6) The following uses shall be prohibited:
 - 1) Animal care, general,
 - 2) Animal care, limited,
 - 3) Cemetery,
 - 4) Construction sales and service,
 - 5) Day care, limited (family home),
 - 6) Day care, general,
 - 7) Funeral Home,
 - 8) Nursing Home,
 - 9) Pawn Shop,
 - 10) Golf Course,
 - 11) Recreational Vehicle Park,
 - 12) Adult Entertainment,

- 13) Off premises advertising (bill boards),
- 14) Mini-storage warehouses

City of Jonesboro City Council
Staff Report – RZ 12-25: Kennett Rezoning – HWY 49N
Huntington Building - 900 W. Monroe
For Consideration by the Council on January 15, 2013

REQUEST: To consider a rezoning of a parcel of land containing 29.70 acres more or less.

PURPOSE: A request to consider a recommendation to Council for a rezoning from R-1 Single Family Residential to C-3 - L.U.O. District, with a specifically prohibited list of uses as approved by the MAPC on January 8, 2013 (See Record of Proceeds below).

**APPLICANT/
OWNER:** John Kennett, 420 W. Court St. Paragould, AR 72450

LOCATION: Site is north of Highway 49, and west of Clinton School Road.
Property located between

SITE DESCRIPTION: **Tract Size:** Approx. 1,293,526 S.F. – 29.70 Acres
Frontage: Total of 740.67 feet along Highway 49
Total of 641.92 feet along Clinton School Road
Topography: Predominately flat with little topographic relief, and drains generally to the north, to Bridger Creek. There is existing vegetation along the northern side of the site.
Existing Development: The site is currently under agricultural use.

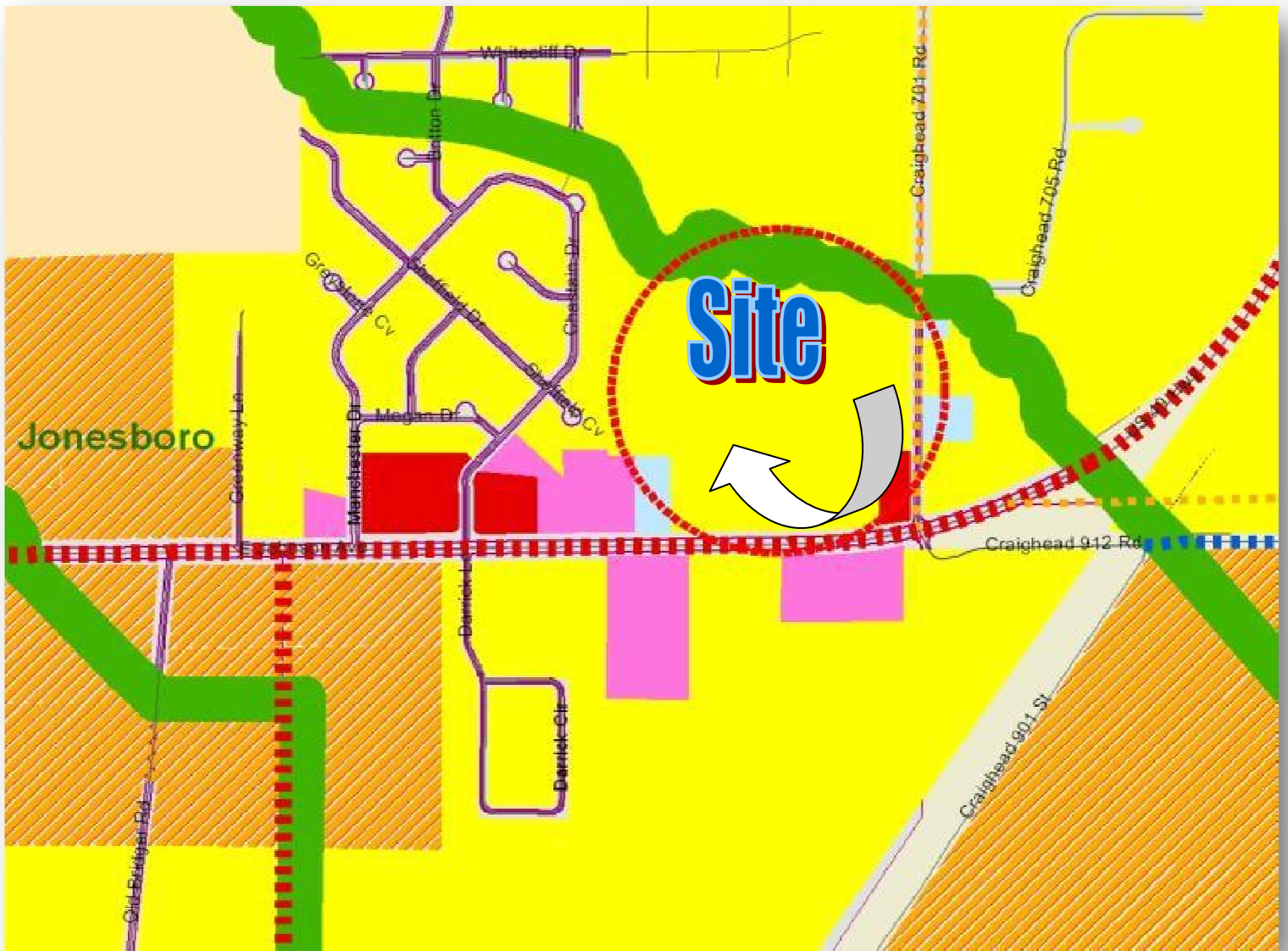
SURROUNDING CONDITIONS:	<u>ZONE</u>	<u>LAND USE</u>
North:	R-1	Part of Windsor Landing Subdivision
South:	R-1	Industrial Use
East:	R-1A	Storage Warehouses
West:	R-1, R-3	Single Family & Existing church

HISTORY: None.

ZONING ANALYSIS: City Planning Staff has reviewed the proposed Zone Change and offers the following findings.

COMPREHENSIVE PLAN FUTURE LAND USE MAP

The Current/Future Land Use Map recommends this location as Medium Density Residential. While the Land Use Plan recommends this site for future uses as single family, it is not ideal that the single family uses will be in demand along the Highway 49N frontage, due to expanded commercial growth in the area and along this arterial. The proposed rezoning is not consist with the adopted Land Use map; however, Staff feels that the applicant makes a good argument that the area is conducive for commercial uses along the highway frontage. The existing topography and ditch forms a good natural buffer of where the commercial should end and the residential can be preserved to the north. Consideration for enhanced buffers should occur where residential is to remain.

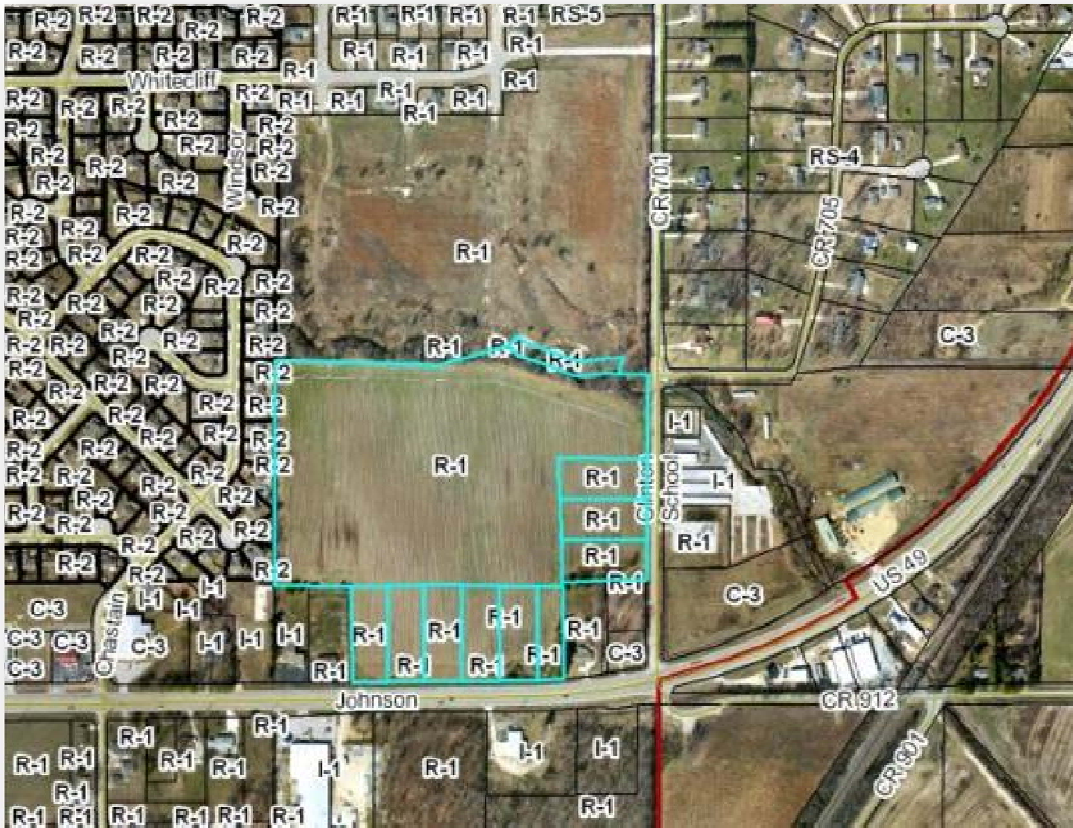


Adopted Land Use Map

Approval Criteria Checklist- Section 117-34- Amendments:

The criteria for approval of a rezoning are set out below. Not all of the criteria must be given equal consideration by the Planning Commission or City Council in reaching a decision. The criteria to be considered shall include, but not be limited to the following list. Staff has reviewed each and offers explanations and findings as listed in the rezoning checklist below:

Criteria	Consistent (Yes or No)	Explanation
(a) Consistency of the proposal with the Comprehensive Plan	No.	See Land Use Section Above.
(b) Consistency of the proposal with the purpose of the zoning ordinance.	Commercial uses exists to the east and west of the site which fronts a major arterial.	Spot Zoning does not apply.
(c) Compatibility of the proposal with the zoning, uses and character of the surrounding area;	Commercial uses exists to the east and west of the site which fronts a major arterial.	Service and supportive commercial will prove compatible with the vicinity.
(d) Suitability of the subject property for the uses to which it has been restricted without the proposed zoning map amendment;	Not suitable for single family along the highway frontage.	
(e) Extent to which approval of the proposed rezoning will detrimentally affect nearby property including, but not limited to, any impact on property value, traffic, drainage, visual, odor, noise, light, vibration, hours of use/operation and any restriction to the normal and customary use of the affected property; (f) Length of time the subject property has remained vacant as zoned, as well as its zoning at the time of purchase by the applicant; and	The existing topography and ditch forms a good natural buffer of where the commercial should end and the residential can be preserved to the north. Consideration for enhanced buffers should occur where residential is to remain. Property has never been developed.	Architectural treatment and site design can address any adverse impact or nuisance issues listed.
(g) Impact of the proposed development on community facilities and services, including those related to utilities, streets, drainage, parks, open space, fire, police, and emergency medical services.	Applicant states no major impacts. Access management should be coordinated.	



Vicinity/Zoning Map

Findings:

Master Street Plan/Transportation

The subject site is served by Clinton School Road on the Master Street Plan, which defines the road as a collector, which has a proposed right of way totaling 60 ft., where 80 ft. is required, thus requiring an additional 20 ft. The site is also served by E. Johnson Ave. (HWY 49 N), which is designated as a major arterial requiring 120 ft. right of way, where an existing 55 ft. right of way from center of road is shown. Staff does not anticipate any state widening to occur in the near future along E. Johnson Ave.

According to the County Recorder, the property is also served by two 40 ft. right-of-ways to the south from E. Johnson (Kennett and Everett St.). Depending on future site plan development plans these right-of-ways may require abandonments through the City Council.

Zoning Code Compliance Review:

This requested rezoning is intended to be a Limited Use Overlay (LUO). The applicant requests a zoning classification of C-3 L.U.O., with the proposed prohibited uses being listed below:

- 1) Animal care, general, 2) Animal care, limited, 3) Cemetery, 4) Construction sales and service, 5) Day care, limited (family home), 6) Day care, general, 7) Funeral Home, 8) Nursing Home, 9) Pawn Shop, 10) Golf Course, 11) Recreational Vehicle Park.

All other uses stipulated as allowable or as conditional use will apply to this proposed rezoning petition.

As noted above regarding future site plan development plans, right-of-way abandonments may be necessary through action by the City Council.

Buffering/Screening:

All parking areas shall be screened or buffered. All dumpster locations shall be properly shielded per Section 117-326 of the Jonesboro Code of Ordinances. Perimeter privacy fencing or solid landscaped buffering should be considered to minimize impact on abutting single family residences. Exterior lighting shall be designed to minimize light spilling onto surrounding properties.

Department/Agency	Reports/ Comments	Status
Engineering	No further Comments.	Present at Meeting
Streets/Sanitation	No issues with the proposal.	
Police	No Comments Received	No comments to date
Fire Department	No issues with the proposal.	
Utility Companies	No Comments received.	No comments to date

MAPC Record of Proceedings: Public Hearing held January 8, 2013

Applicant:

Mr. George Hamman presented the rezoning case on behalf of the Applicant. He stated that he prepared the application and plat. He reviewed the staff report and made a few observations. Mr. Hamman agreed with the recommended right-of-way preservation widths along Highway 49N and Clinton School Road. His client is happy to give 40 ft. from centerline on Clinton School Road and agreed with the additional right-of-way needed on Highway 49, to be 60 ft. from the centerline.

Regarding the Staff comments on the two undeveloped streets: 40 ft. right-of-ways to the south from E. Johnson (Kennett and Everett St.), they agree to deal with the platted right-of-ways, though the required abandonment process through the City Council; which would accommodate the overall plan of the site.

Mr. Hamman suggested eliminating Condition No. 2, Future site development plans being required to be reviewed by the MAPC. He suggested staff review only. Concerning buffering plans for the landscaping plan, he requested fencing only.

Mr. Spriggs gave staff summary comments. **Mr. Spriggs**, referring to the adopted Land Use Plan noted that the proposed rezoning is not consistent with the recommended Single Family use along Highway 49 at this location. **Mr. Spriggs** added that when the Land Use Plan was adopted certain changes to the area had not occurred, such as the new hospital construction and the fairgrounds relocation. Such changes would make the suitability for residential along the highway to be highly unlikely. The existing topography and ditch, forms a good natural buffer of where the commercial should end, and the residential can be preserved to the north. Consideration for enhanced buffers should occur where residential is to remain.

Mr. Spriggs continued: The master street plan commitments were discussed by the applicant. The proposal is compatible with the area. The conditions for approval were read. It was requested by that applicant that the site plan not come back to the Planning Commission. Due to the nature of the C-3 uses and accessibility along Highway 49N and traffic and access management concerns, Staff recommends that a site plan is reviewed and approved by the MAPC in the future. The specific prohibited list of uses was read.

Mr. Tomlinson asked that the buffering be addressed where it abuts residential. **Mr. Spriggs** stated that during the site plan review we could consider the buffer implementation. Twenty-five foot buffers (25 ft.) were suggested. **Mr. Tomlinson** asked how many parcels would get replatted. **Mr. Hamman**: Noted 2 parcels.

Public Input:

Mr. Carlos Wood stated that Mr. Chastain has proceed with his expansion of Windsor Landing to the east which is directly above the ditch that buffers this property.

Commission Deliberation:

Mr. Hoelscher asked for clarification on staff's comments that the commercial uses could be limited to the extent of the northern ditch boundary. Is that noted on the Land Use Plan?

Mr. Spriggs stated that it is not covered in the Land Use Plan; however, the comments concerning Windsor Landing make this a mute issue, because the single family is being implemented to the north of this property.

Ms. Nix asked for clarification on the prohibited list of uses as opposed to what would be allowed under the C-3 General Commercial Uses.

Mr. Spriggs read the list as follows: Automated Teller Machine, Bank, Carwash, Church, College, Communication Towers by Conditional Use, Convenience Store, Adult Entertainment, Government Service, Hospital, Hotel, Motel, Library, Medical Service/Office, Office General, Parking Lots, Parks and Recreation, Post Office, Indoor/ Outdoor Entertainment, Fast Food/General Restaurant, Safety Services, General Retail Services, Schools, Service Station, Off Premise Signs, Utility Major or Minor, Vehicular Sales, Vehicle Repair Limited and General Vocational School, Mini Warehouse by Conditional Use, Farmers Market, Agricultural by Conditional Use, and Research Services by Conditional Use.

Mr. Tomlinson stated that Adult Entertainment and Off-premise signage should be prohibited.

Mr. Hoelscher: They have a lot of additional depth compared to the other uses along Highway 49N. He noted concerns on the uses that would adjoin the residential as read. **Mr. Spriggs** added that most of the uses that would be an issue are by conditional use.

After reviewing the aerial map, **Mr. Tomlinson** removed the inclusion of Billboard signs on the prohibited use list. **Mr. Spriggs** stated that one is directly in the vicinity; therefore it is a mute issue. **Mr. Hamman** concurred.

Mr. Kelton made a motion with the stipulations as noted and to place Case: RZ-12-25 on the floor for consideration and for recommendation to City Council for a rezoning from "R-1 to "C-3" General Commercial, L.U.O. District, subject to the Staff conditions. The MAPC finds that the use will be compatible and suitable with the zoning, uses and character of the surrounding area. Motion was seconded by **Mr. Scurlock**.

THE REZONING OF THIS PROPERTY SHALL ADHERE TO THE FOLLOWING STIPULATIONS:

- 1) The proposed development shall satisfy all requirements of the City Engineer, including all requirements of the current Stormwater Drainage Design Manual.
- 2) Future Site Development Plans shall be submitted and reviewed by the Metropolitan Area Planning Commission.

- 3) The applicant agrees to comply with the Master Street Plan recommendations for the Clinton School Road and Johnson Avenue right-of-way (i.e. forty feet from center-line of Clinton School Road and sixty feet from center-line of Johnson Avenue).
- 4) Fencing details and landscape plan shall include fencing and a twenty-five foot buffer area between the proposed development and the residential areas to the west and north.
- 5) A lighting photo-metrics plan shall be submitted with the building permit application to assure no lighting spillage onto abutting residential properties.
- 6) The following uses shall be prohibited:
 - 1) Animal care, general,
 - 2) Animal care, limited,
 - 3) Cemetery,
 - 4) Construction sales and service,
 - 5) Day care, limited (family home),
 - 6) Day care, general,
 - 7) Funeral Home,
 - 8) Nursing Home,
 - 9) Pawn Shop,
 - 10) Golf Course,
 - 11) Recreational Vehicle Park,
 - 12) Adult Entertainment,
 - 13) Off premises advertising (bill boards),
 - 14) Mini-storage warehouses

Roll Call Vote:

Aye: 7 - Jim Scurlock, Kim Elmore, Joe Tomlinson, Brian Dover, Paul Hoelscher; Ron Kelton, Beverly Nix. Absent was Jerry Reece. Recommended to unanimously to Council with a 7-0 vote.

Conclusion:

The MAPC and the Planning Department Staff finds that the requested Zone Change submitted by John Kennett should be evaluated based on the above observations and criteria, of Case RZ 12-25 noted above, a request to rezone property from “R-1” to “C-3” General Commercial District L.U.O. The above recommended conditions apply.

Respectfully Submitted for Council Consideration,



Otis T. Spriggs, AICP
 Planning & Zoning Director

Site Photographs



View looking Southeast on Sheffield Dr. (Cul-de-sac) – Windsor Landing Subdivision



View looking East from the intersection of Sundown Lane and Clinton School Road towards site



View looking south on Clinton School Road, Storage units are east of site



View looking south towards the intersection of HWY 49N and Clinton School Road



View looking easterly from Clinton School Rd. towards the Farville curve



View from Clinton School Road, looking West at neighboring property



View from south side of HWY 49 N looking Northwest towards the Site



View looking easterly toward subject site frontage along HWY 49 N



View looking westerly toward subject site (On right) along the frontage of HWY 49 N



View from adjacent property 5922 N. Johnson looking toward site



View looking west from adjacent property located at 5922 N. Johnson



View from adjacent property 5922 N. Johnson looking toward site



View looking west towards the intersection approach of Clinton School Road and HWY 49 N.



City of Jonesboro

515 West Washington
Jonesboro, AR 72401

Legislation Details (With Text)

File #: COM-13:002 **Version:** 1 **Name:** Discussion concerning Master Land Use Committee and Master Street Plan Committee

Type: Other Communications **Status:** To Be Introduced

File created: 1/3/2013 **In control:** City Council

On agenda: **Final action:**

Title: Mayor to discuss Master Land Use Committee and Master Street Plan Committee

Sponsors: Mayor's Office

Indexes: Misc. communications

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
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Title
Mayor to discuss Master Land Use Committee and Master Street Plan Committee