



# City of Jonesboro

900 West Monroe  
Jonesboro, AR 72401

## Meeting Minutes City Council

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Tuesday, June 1, 2010

6:30 PM

Huntington Building

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### PUBLIC WORKS COMMITTEE MEETING AT 5:30 P.M.

### SPECIAL CALLED FINANCE 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** 12 - Darrel Dover; Ann Williams; Charles Frierson; Jim Hargis; Chris Moore; John Street; Mitch Johnson; Tim McCall; Gene Vance; Chris Gibson; Rennell Woods and Mikel Fears

#### 4. SPECIAL PRESENTATIONS

**COM-10:054** Presentation by City Clerk Donna Jackson regarding Legistar and Municode

**Sponsors:** City Clerk

*Ms. Jackson demonstrated the Municode website that has the City's Code of Ordinances. She explained the website lists recent ordinances passed by Council that change the code book. She further explained this allows the City to amend the code book once a year, instead of twice, which will cut costs. She noted this will also allow the code book to constantly stay up to date. The website is [http://library2.municode.com/default-now/home.htm?infobase=14521&doc\\_action=whatsnew](http://library2.municode.com/default-now/home.htm?infobase=14521&doc_action=whatsnew).*

*Councilman Frierson questioned whether the original ordinance that was amended will be tagged, so users will know it has been amended and they will look for the amendment. Ms. Jackson answered she will contact Municode to verify, but she believes they do tag the original ordinances.*

**This item was Read.**

**COM-10:055** Presentation by Mrs. Sherry Beatty from the Foundation of Arts

**Sponsors:** Mayor's Office

*Ms. Beatty discussed the Foundation of Arts. She explained they are a non-profit organization that offers quality, family-oriented arts programming for northeast Arkansas and southeast Missouri. She further explained they offer programs in*

community theater, arts education and outreach services. She discussed the Foundation of Arts and the impact of arts education on the citizens. She stated the Foundation of Arts holds five theatrical shows per year with 35 to 40 performances per year. She added last year the five shows attracted more than 8,000 people from all over the country. Ms. Beatty stated 4,000 students come in from districts all over north Arkansas. Their arts education department teaches about 200 classes per year with over 1,100 enrolled in 2009. She then discussed their community outreach services. She explained they are assisted financially by CDBG, donations and partnerships. She continued discussing the Foundation of Arts.

**This item was Read.**

## **5. CONSENT AGENDA**

**A motion was made by Councilman Chris Moore, seconded by Councilwoman Ann Williams, to Approve the Consent Agenda. A motion was made that these files be approved by consent voice vote**

**MIN-10:051** Minutes for the City Council meeting on May 18, 2010.

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

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

## **6. NEW BUSINESS**

### *ORDINANCES ON FIRST READING*

**ORD-10:049** AN ORDINANCE TO AMEND TITLE 14, KNOWN AS THE ZONING ORDINANCE PROVIDING FOR CHANGES IN ZONING BOUNDARIES FROM R-1 TO C-3 LUO FOR PROPERTY LOCATED AT 5930/5934 EAST HIGHLAND DRIVE AS REQUESTED BY CIVILOGIC, ELAM ENTERPRISES AND YATES LIVING TRUST  
*Councilman Dover offered the ordinance for first reading by title only.*

*Councilman Dover questioned whether there has been any opposition to the rezoning. City Planner Otis Spriggs answered no.*

**A motion was made by Councilman Chris Moore, seconded by Councilman Darrel Dover, to Waive Second Reading . The motion PASSED by a unanimous vote**

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

## **7. UNFINISHED BUSINESS**

### *ORDINANCES ON SECOND READING*

**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 Gibson, Councilman Frierson and Councilman Vance abstained from discussion and voting due to their personal connections with St. Bernard's.*

*Councilman Street motioned, seconded by Councilman Moore, to suspend the rules and waive second and third readings. All voted aye, with the exception of Councilmen Gibson, Vance and Frierson who all abstained from voting.*

*Councilman Dover questioned whether there has been any opposition to the rezoning. Mr. Spriggs answered no.*

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

**Aye:** 9 - Darrel Dover;Ann Williams;Jim Hargis;Chris Moore;John Street;Mitch Johnson;Tim McCall;Rennell Woods and Mikel Fears

**Abstain:** 3 - Charles Frierson;Gene Vance and Chris Gibson

Enactment No: O-EN-029-2010

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

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

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

Enactment No: O-EN-030-2010

**ORDINANCES ON THIRD 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

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

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

Enactment No: O-EN-031-2010

**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

*Councilman Hargis started reading his statement, COM-10:056. During Councilman Hargis' statement, Councilman Moore called a point of order and stated his discussion doesn't pertain to the ordinance; rather, Councilman Hargis' statement is concerning the vote. He noted the rules and guidelines state discussion has to pertain to the matter on the floor. City Attorney Phillip Crego stated Councilman Moore's concern is well taken and Councilman Hargis will have an opportunity during City Council Reports to read his statement.*

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

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

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

Enactment No: O-EN-032-2010

## **8. MAYOR'S REPORTS**

*Mayor Perrin gave the following report:*

*He gave the Council the new format for the financial reports. He discussed the new format and noted the budget reflects the O&M account being \$1.3 million under budget. He added more expenses will be coming up through the rest of the year.*

*Governor Beebe and Colonel Phillip from the Arkansas State Police attended a press conference with the Jonesboro Police Department concerning internet crime concerning children. City & Town Magazine recently had a story in it concerning the Police Department's new website.*

*The electricity is being set up for the incinerator. Within a week or two, burning should begin.*

*Bids were taken on several pieces of property. Those bids were taken to the Building Committee and they rejected all of the bids. The committee will get appraisals on some of the parcels and possibly taken more bids that have minimum and maximum amounts.*

*A meeting was recently held with the District Engineer for the Highway Department. They discussed a double left-hand turn lane from Stadium onto Johnson. The City has received permission for the double left-hand turn lane, but due to the cost it will be done in 2011. They also discussed a right-hand turn lane on Parker Road at the intersection with Caraway. It will be striped tomorrow.*

*The Highway Department will be cleaning out the drainage boxes along the bypass.*

*He will be attending the Highway Commission meeting in Little Rock tomorrow. He*

*will be taking proposals down there. One is concerning the bypass exit at Stadium near Phillips Drive, possibly putting in a curve to join southbound Stadium so drivers will not need to make a left-hand turn onto Stadium anymore.*

*Information has been received from two cities in Florida who withdrew their money from their Principal pension plans. Human Resources Director Gloria Roark will be sending the form out to all retirees for them to sign and return in order to transfer the funds.*

*This Thursday will begin another round of public meetings to discuss the sales tax. The meetings will be held every Thursday in June at 6:30 p.m. in City Council Chambers. They have already spoken with the Lion's Club and plan to meet at the Senior Centers.*

## **9. CITY COUNCIL REPORTS**

*Councilman Street motioned, seconded by Councilwoman Williams, to suspend the rules and add RES-10:070 to the agenda. All voted aye.*

### **RES-10:070**

RESOLUTION TO SET A PUBLIC HEARING REGARDING THE ABANDONMENT OF LOGAN AVENUE BETWEEN HOUGHTON STREET AND ROLAND STREET (50' PUBLIC ROAD RIGHT OF WAY) AS REQUESTED BY ST. BERNARD'S

*Councilman Gibson, Frierson and Vance abstained from discussion and voting due to their personal connections with St. Bernard's.*

**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; Jim Hargis; Chris Moore; John Street; Mitch Johnson; Tim McCall; Rennell Woods and Mikel Fears

**Abstain:** 3 - Charles Frierson; Gene Vance and Chris Gibson

Enactment No: R-EN-050-2010

*Councilman Street commended the Foundation of Arts for their work for the citizens of Jonesboro.*

*Councilman Woods stated many applications have been received concerning the Parks Director position. They are hoping to make a final selection soon. Councilman Hargis questioned how the vacant position has affected the current baseball season. Councilman Woods stated Parks employee Jeff Owens has been doing a great job to help.*

*Councilman Gibson stated he has received emails concerning the hand painted signs on Caraway Road. He stated he's not certain what committee needs to hear that concern. Councilman Street stated the City passed a signage ordinance. Mr. Spriggs explained they are aware of the concern and are handling it. He added they have contacted the owners and are working with them to take care of the problem. Councilman Gibson added a little more than 17,000 calls have been received over the last month by E-911.*

*Councilwoman Williams motioned, seconded by Councilman Street, to suspend the rules and place RES-10:069 and RES-10:071 on the agenda. All voted aye.*

- RES-10:069** A RESOLUTION AUTHORIZING A CONTRACT ADDENDUM WITH GARRY AND CAROLYN MEADOWS FOR LEASE OF 108 AND 110 GEE STREET;
- Sponsors:** Mayor's Office
- A motion was made by Councilman Darrel Dover, seconded by Councilwoman Ann Williams, that this matter be Passed . The motion PASSED by a unanimous vote**
- Aye:** 12 - Darrel Dover;Ann Williams;Charles Frierson;Jim Hargis;Chris Moore;John Street;Mitch Johnson;Tim McCall;Gene Vance;Chris Gibson;Rennell Woods and Mikel Fears
- Enactment No: R-EN-051-2010
- RES-10:071** A RESOLUTION AUTHORIZING A LEASE WITH LAKESIDE CONTRACTORS, LLC
- Sponsors:** Mayor's Office
- 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:** 12 - Darrel Dover;Ann Williams;Charles Frierson;Jim Hargis;Chris Moore;John Street;Mitch Johnson;Tim McCall;Gene Vance;Chris Gibson;Rennell Woods and Mikel Fears
- Enactment No: R-EN-052-2010
- COM-10:056** Statement regarding the proposed sales tax as read by Councilman Hargis at the City Council meeting on June 1, 2010.
- This item was Read.**

## **10. PUBLIC COMMENTS**

*Mr. Jim Burton thanked the Council for their vote to place the sales tax on the ballot. He stated he hopes the Council members who are truly for it will speak out, so the tax will be passed. He explained Police Chief Michael Yates and Fire Chief Leonard Jadrich do what they can to stretch the money in their budgets. He further explained citizens should look at the police and fire reports to see what is being reported, which is a function of growth. He noted if the City wants to continue to grow, then they will have to pay for it. Mr. Burton added there cannot be growth without police and fire security.*

## **11. ADJOURNMENT**

**A motion was made by Councilman Chris Moore, seconded by Councilman Mitch Johnson, that this meeting be Adjourned. The motion CARRIED by a Voice Vote.**

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