



City of Jonesboro

Municipal Center
300 S. Church Street
Jonesboro, AR 72401

Meeting Agenda Public Works Council Committee

Tuesday, February 3, 2015

5:00 PM

Municipal Center

1. Call To Order

2. Roll Call by City Clerk Donna Jackson

3. Approval of minutes

[MIN-15:003](#)

Minutes for the Public Works Committee meeting on January 6, 2015

Attachments: [Minutes](#)

4. New Business

Resolutions To Be Introduced

[RES-15:006](#)

A RESOLUTION TO ACCEPT A MAINTENANCE AGREEMENT FOR STORMWATER MANAGEMENT FACILITIES FOR SON-TINA BROWN'S LANE MINOR PLAT, A COMMERCIAL DEVELOPMENT

Sponsors: Engineering and Planning

Attachments: [Maintenance Agreement](#)
[Plat](#)

5. Pending Items

6. Other Business

7. Public Comments

8. Adjournment



City of Jonesboro

300 S. Church Street
Jonesboro, AR 72401

Legislation Details (With Text)

File #: MIN-15:003 **Version:** 1 **Name:**
Type: Minutes **Status:** To Be Introduced
File created: 1/7/2015 **In control:** Public Works Council Committee
On agenda: **Final action:**
Title: Minutes for the Public Works Committee meeting on January 6, 2015
Sponsors:
Indexes:
Code sections:
Attachments: [Minutes](#)

Date	Ver.	Action By	Action	Result
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Minutes for the Public Works Committee meeting on January 6, 2015



City of Jonesboro

Municipal Center
300 S. Church Street
Jonesboro, AR 72401

Meeting Minutes - Draft Public Works Council Committee

Tuesday, January 6, 2015

5:00 PM

Municipal Center

ELECTION OF A CHAIR

Councilman Dover motioned, seconded by Councilman Johnson, that Councilman Street be elected as chair of the Public Works Committee. All voted aye.

1. Call To Order

Mayor Perrin was also in attendance.

2. Roll Call by City Clerk Donna Jackson

Present 6 - Gene Vance;Chris Moore;John Street;Mitch Johnson;Darrel Dover and Charles Coleman

Absent 1 - Ann Williams

3. Approval of minutes

[MIN-14:146](#)

Minutes for the Public Works Committee meeting on December 2, 2014

Attachments: [Minutes](#)

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

Aye: 5 - Gene Vance;Chris Moore;Mitch Johnson;Darrel Dover and Charles Coleman

Absent: 1 - Ann Williams

4. New Business

Resolutions To Be Introduced

[RES-14:224](#)

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](#)

Chairman Street noted this is a continuing project the city has.

Mayor Perrin explained the city has to have this so they can give it to the Corps of Engineers for the drainage study that is being done.

Chairman Street noted this is to help mitigate flooding problems from several years ago.

Councilman Johnson asked if this can wait till the next Council meeting. Mayor Perrin answered yes.

A motion was made by Councilman Gene Vance, seconded by Councilman Chris Moore, that this matter be Recommended to Council . The motion PASSED with the following vote.

Aye: 5 - Gene Vance;Chris Moore;Mitch Johnson;Darrel Dover and Charles Coleman

Absent: 1 - Ann Williams

RES-14:226

A RESOLUTION TO THE CITY OF JONESBORO, ARKANSAS TO ACCEPT THE LOW BID AND ENTER INTO A CONTRACT WITH SHELBY RAILROAD SERVICE, INC. FOR THE INDUSTRIAL RAIL LEAD MAINTENANCE CONTRACT - JOB NO. 2014:36

Sponsors: Engineering

Attachments: [Contract Documents 2014 36](#)
[Bid Tab](#)

Councilman Moore inquired if this is the city's annual agreement. Chairman Street answered yes.

A motion was made by Councilman Chris Moore, seconded by Councilman Darrel Dover, that this matter be Recommended to Council . The motion PASSED with the following vote.

Aye: 5 - Gene Vance;Chris Moore;Mitch Johnson;Darrel Dover and Charles Coleman

Absent: 1 - Ann Williams

RES-14:227

A RESOLUTION TO THE CITY OF JONESBORO, ARKANSAS TO AUTHORIZE THE MAYOR AND CITY CLERK TO ACCEPT RIGHT-OF-WAY FROM PHILLIPS INVESTMENTS & CONSTRUCTION, INC., FOR ROADWAY IMPROVEMENTS

Sponsors: Engineering

Attachments: [Dedication Deed](#)

Chairman Street stated this is for the bus stop at the new Bill's Fresh Market. Mayor Perrin noted they are giving the city this property.

A motion was made by Councilman Chris Moore, seconded by Councilman Gene Vance, that this matter be Recommended to Council . The motion PASSED with the following vote.

Aye: 5 - Gene Vance;Chris Moore;Mitch Johnson;Darrel Dover and Charles Coleman

Absent: 1 - Ann Williams

RES-14:232

A RESOLUTION EXPRESSING THE WILLINGNESS OF THE CITY OF JONESBORO TO UTILIZE FY 2014 TIGER VI DISCRETIONARY GRANT FUNDING FOR THE FOLLOWING PROJECT: RAILROAD CORRIDOR HIGHWAY CROSSING PLAN

Sponsors: Engineering

Attachments: [Agreement](#)

Councilman Moore asked if this grant is for \$1.5 million dollars. Mayor Perrin answered yes. He added this is the contract between the city and the Arkansas Highway Transportation Department. He added once legal counsel signs off on it then the city will be able to approve the contract for the funds. He explained AHTD will be over the project, but the city will be able to pick who they want as the engineering company. He added the city contributed \$300,000 to the project and AHTD will pay \$1.2 million for the project.

Councilman Vance asked if this needs to be placed on tonight's Council agenda. Mayor Perrin answered no.

A motion was made by Councilman Gene Vance, seconded by Councilman Chris Moore, that this matter be Recommended to Council . The motion PASSED with the following vote.

Aye: 5 - Gene Vance;Chris Moore;Mitch Johnson;Darrel Dover and Charles Coleman

Absent: 1 - Ann Williams

5. Pending Items

6. Other Business

7. Public Comments

8. Adjournment

A motion was made by Councilman Darrel Dover, seconded by Councilman Chris Moore, that this meeting be Adjourned . The motion PASSED with the following vote.

Aye: 5 - Gene Vance;Chris Moore;Mitch Johnson;Darrel Dover and Charles Coleman

Absent: 1 - Ann Williams



Legislation Details (With Text)

File #:	RES-15:006	Version:	1	Name:	Maintenance agreement for Son-Tina Brown's Lane Minor Plat
Type:	Resolution	Status:		Status:	To Be Introduced
File created:	1/26/2015	In control:		In control:	Public Works Council Committee
On agenda:		Final action:			
Title:	A RESOLUTION TO ACCEPT A MAINTENANCE AGREEMENT FOR STORMWATER MANAGEMENT FACILITIES FOR SON-TINA BROWN'S LANE MINOR PLAT, A COMMERCIAL DEVELOPMENT				
Sponsors:	Engineering, Planning				
Indexes:	Contract				
Code sections:					
Attachments:	Maintenance Agreement Plat				

Date	Ver.	Action By	Action	Result
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A RESOLUTION TO ACCEPT A MAINTENANCE AGREEMENT FOR STORMWATER MANAGEMENT FACILITIES FOR SON-TINA BROWN'S LANE MINOR PLAT, A COMMERCIAL DEVELOPMENT WHEREAS, the Section 112-157 of the Jonesboro Municipal code requires a maintenance agreement assuring perpetual maintenance of Stormwater Management Improvements and drainage easements to be dedicated to the City be agreed upon by the City and the developer prior to final plat approval;

WHEREAS, Sontina Enterprises, Inc. has submitted a Maintenance Agreement for Stormwater Management Facilities for Son-Tina Brown's Lane Minor Plat;

WHEREAS, the City Engineer and City Attorney have reviewed the attached Maintenance Agreement and find it to be in compliance with the Stormwater Management Regulations.

WHEREAS, the Maintenance Agreement and the final plat are to be filed concurrently with the Craighead County Circuit Clerk, upon final approval of the plat.

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

Section 1: The City of Jonesboro accepts the attached maintenance agreement with Sontina Enterprises, Inc. for Son-Tina Brown's Lane Minor Plat and authorizes the Mayor and City Clerk to execute all documents necessary to effectuate the agreement.

Section 2: The executed agreement is to be retained by the City Clerk until such time as the Clerk is provided with the approved final plat of the development by the Planning Department so that both documents can be filed concurrently with the Craighead County Circuit Clerk.

**MAINTENANCE AGREEMENT
FOR STORMWATER MANAGEMENT FACILITIES**

Property Identification

Project Name: Son-Tina Brown's Lane Minor Plat
Project Address: 2750 Brown's Lane
Owner(s): Sontina Enterprises, Inc.
Owner Address: P.O. Box 576
City: Bono **State:** AR **Zip Code:** 72416

In accordance with Section 112-157 of the Jonesboro Municipal Code, this agreement is made and entered into this ___ day of _____, 20___, by and between the City of Jonesboro, an Arkansas municipal corporation, hereinafter called the "City" and Sontina Enterprises, Inc., hereinafter called the "Developer".

WITNESSTH, that:

WHEREAS, The Developer is proceeding to build on and develop the property in accordance with the Stormwater Management Plan (the "Plan") approved by the City and the recorded plat (the "Plat") for Son-Tina Brown's Lane Minor Plat as recorded in the records of Craighead County, Arkansas.

WHEREAS, the City and the Developer, its successors and assigns, including any property owners' association or homeowners' association, agree that the health, safety, and welfare of the residents of the City of Jonesboro, Arkansas require that on-site stormwater runoff management facilities be constructed and maintained on the property.

WHEREAS, the City requires that on-site stormwater runoff management facilities as shown on the plan be constructed and adequately maintained by the Developer, its successors and assigns, including any homeowner association.

WHEREAS, adequate maintenance is defined herein as the general upkeep of the facilities, specifically the mowing and trimming of grasses or other vegetative cover and the removal of litter and other minor debris that could impact the functionality of the facility or that would otherwise be considered unsightly or a nuisance.

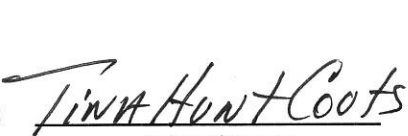
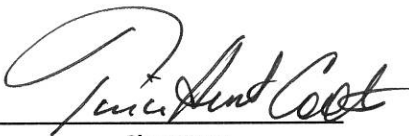
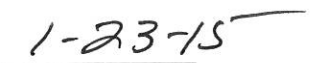
WHEREAS, the City of Jonesboro shall be responsible, after construction and final acceptance of the development, for the operation and long-term maintenance of all drainage structures and improved watercourses which are part of the City of Jonesboro Stormwater Management System, are within a dedicated public drainage easement; and, which are not constructed and maintained by or under the jurisdiction of any State or Federal agency.

WHEREAS, Long-term maintenance is defined herein as the removal of sediment deposits, re-grading or shaping of embankments, drainage channels, and detention areas, and the repair or replacement of piping networks, and other underground drainage structures.

NOW, THEREFORE, in consideration of the foregoing premises, the mutual covenants contained herein, and the following terms and conditions, the parties agree as follows:

1. The on-site stormwater runoff management facilities shall be constructed by the Developer, its successors and assigns, in accordance with the plans and specifications identified in the Plan.

2. The Developer, its successors and assigns, including any property owners' association or homeowners' association, shall adequately maintain the on-site stormwater runoff management facilities.
3. The Developer, its successors and assigns, hereby grant permission to the City, its authorized agents and employees, to enter upon the Property to inspect and perform long-term maintenance of the on-site stormwater runoff management facilities whenever the City deems necessary.
4. In the event the Developer, its successors and assigns, fails to adequately maintain the stormwater runoff management facilities, the City may enter upon the Property upon thirty (30) days written notification or earlier, if deemed an emergency, and take whatever steps necessary to correct the deficiencies and charge the costs of such corrective action to the Developer, its successors and assigns. The Developer, its successors and assigns, shall reimburse the City upon demand, within thirty (30) days of receipt thereof for all actual costs incurred by the City including all labor, equipment, supplies, materials, and the like. This provision shall not be construed to allow the City to erect any structure of permanent nature on the land of the Developer outside of the easement for the on-site stormwater runoff management facilities. It is expressly understood and agreed that the City is under no obligation to routinely maintain or repair said facilities, and in no event shall this agreement be construed to impose any such obligation on the City.
5. This agreement shall be recorded among the land records of Craighead County, Arkansas and shall constitute a covenant running with the land, and shall be binding on the Developer, its administrators, executors, assigns, heirs and any other successors in interests, including any property owners' association or homeowners' association.
6. This Agreement is binding upon and inures to the benefit of the City, and the Developer, the Developer's successors and assigns, any property owners' association or homeowners' association created which pertains to all or any part of the property and any individual lot owner who has purchased all or any part of the property referred to in this Agreement. The terms of this Agreement are enforceable on all of the above parties.
7. In the event any party to this Maintenance Agreement must employ a lawyer to enforce the terms and obligations set out in this Agreement and litigation ensue, the prevailing party, as determined under Arkansas Law, shall be entitled to recover not only court costs as defined under Arkansas Law but all costs of litigation, including a reasonable attorney's fee.
8. This Agreement is the complete agreement and understanding between the parties who have executed this Agreement. There are no other agreements, either oral or written. All prior or contemporaneous statements, representations, or guarantees are declared void. This Agreement may be amended only by a written document signed by all parties.

Owner/Agent:	 _____ Printed Name	 _____ Signature	 _____ Date
Owner/Agent:	_____ Printed Name	_____ Signature	_____ Date

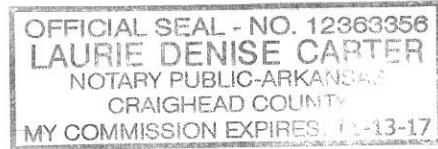
COUNTY OF CRAIGHEAD

On this day before me, the undersigned officer, personally appeared Tina Coats, to me well known to be the person whose name is subscribed to the foregoing instrument, and acknowledged that he had executed the same for the purposes therein stated and set forth.

WITNESS my hand and seal this 23rd day of January, 2015.

Laurie Denise Carter Hester
Notary Public (Printed Name)

Laurie Denise Carter Hester
Notary Public (Signature)



My Commission Expires: 11-13-17

Accepted by:

Mayor

Date

City Clerk

Date

DESCRIPTION



PART OF THE WEST HALF OF THE SOUTHEAST QUARTER OF SECTION 29, TOWNSHIP 14 NORTH, RANGE 4 EAST, CRAIGHEAD COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE CENTER OF SECTION 29, TOWNSHIP 14 NORTH, RANGE 4 EAST: THENCE NORTH 89°28'49" EAST, ALONG THE QUARTER SECTION LINE, 50.00 FEET TO THE EAST RIGHT-OF-WAY OF BROWNS LANE: THENCE SOUTH 00°40'29" WEST, ALONG SAID RIGHT-OF-WAY, 528.09 FEET TO THE CENTER OF A DRAINAGE CHANNEL, POINT OF BEGINNING PROPER: THENCE SOUTH 65°43'42" EAST, ALONG SAID DRAINAGE CHANNEL, 254.31 FEET TO THE WEST RIGHT-OF-WAY OF McCLELLAN DRIVE: THENCE SOUTH 00°40'29" WEST, ALONG SAID RIGHT-OF-WAY, 139.60 FEET: THENCE SOUTH 89°28'49" WEST, 233.15 FEET TO THE EAST RIGHT-OF-WAY OF BROWNS LANE: THENCE NORTH 00°40'29" EAST, ALONG SAID RIGHT-OF-WAY, 246.28 FEET TO THE POINT OF BEGINNING PROPER.

CONTAINING IN ALL 44,974 SQ. FT. OR 1.03 ACRES, MORE OR LESS.

SUBJECT TO ALL EASEMENTS, RESTRICTIONS, RESERVATIONS, AND RIGHTS-OF-WAY OF RECORD.

LEGEND

-  = BOUNDARY LINE
-  = ADJACENT LOT LINE
-  = EASEMENT LINE
-  F.I.P. = FOUND IRON PIPE



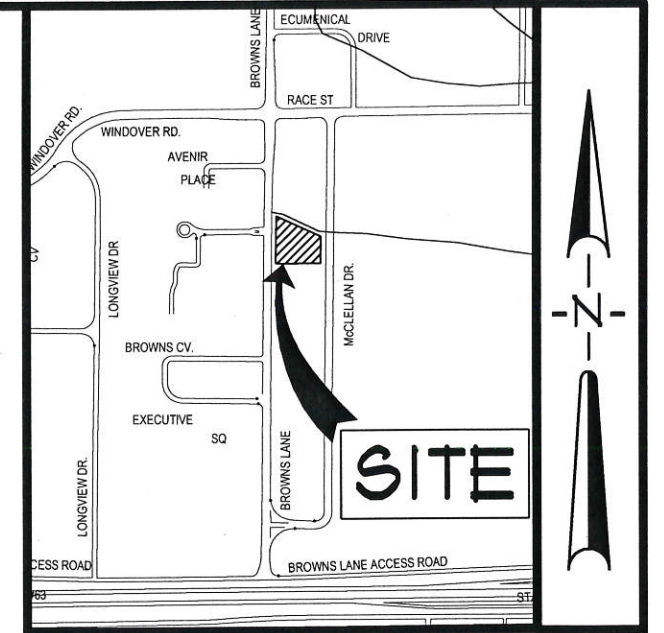
BEARING BASIS
(STATE PLANE COORDINATES - ARKANSAS NORTH ZONE)

100' 50' 0' 100' 200'



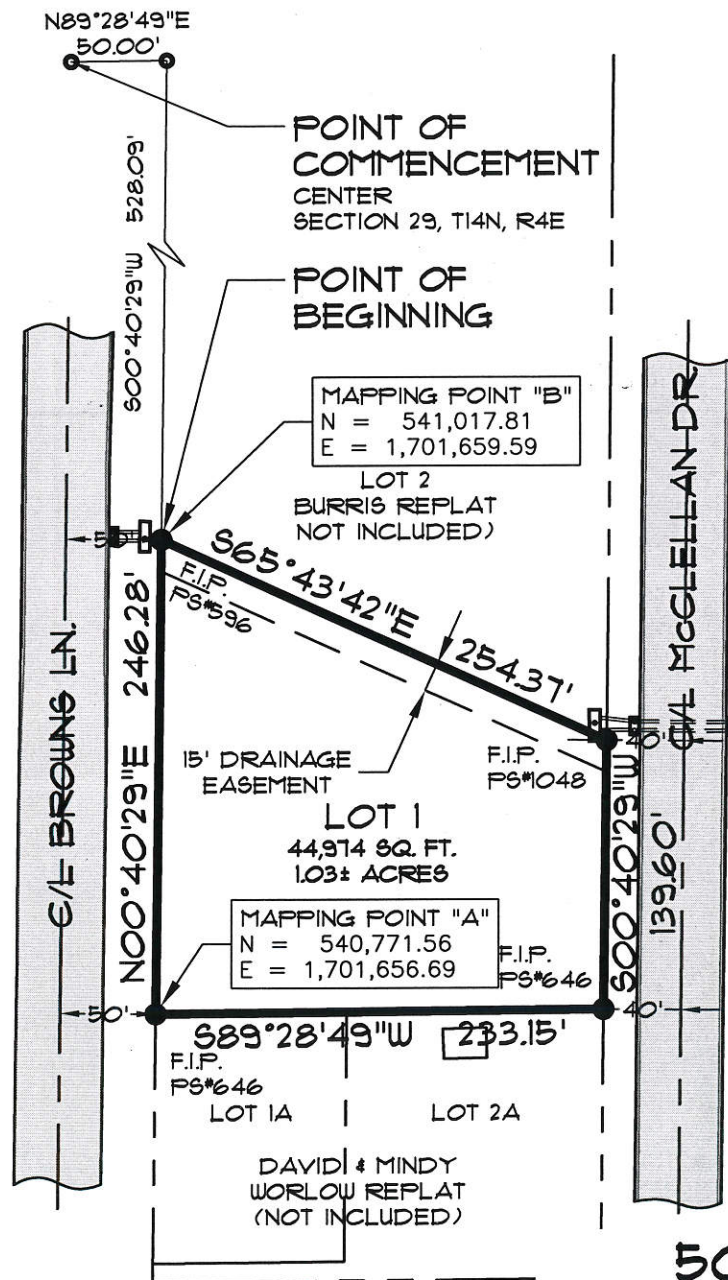
GRAPHIC SCALE

IN FEET



VICINITY SKETCH

NOT TO SCALE



City of Jonesboro ARKANSAS

DATE 1/16/15
FILE # MP15-05

CITY PLANNER _____
CITY ENGINEER _____
CITY SURVEYOR _____
CITY WATER & LIGHT _____

OWNER'S CERTIFICATION

I HEREBY CERTIFY THAT I AM THE OWNER OF THE PROPERTY AS DESCRIBED HEREON, THAT I ADOPT THE PLAN OF SUBDIVISION AND DEDICATE THE PERPETUAL USE OF ALL STREETS AND EASEMENTS AS NOTED.

Tina Hunt Coats

SON-TINA ENTERPRISES, INC.
TINA COATS, PRESIDENT

SURVEYOR'S NOTES

1. THIS DRAWING WAS PREPARED FOR SON-TINA ENTERPRISES, INC.
2. NO SEARCH OF THE PUBLIC RECORDS HAS BEEN MADE BY THIS SURVEYOR FOR EASEMENTS, RESTRICTIONS, RESERVATIONS OR RIGHTS-OF-WAY AFFECTING THIS PROPERTY.
3. SUBJECT PROPERTY IS CURRENTLY ZONED C-3 ZONING, GENERAL COMMERCIAL DISTRICT. THE SURROUNDING PROPERTY IS ZONED C-3. THE BUILDING SETBACKS FOR C-3 ZONING ARE:
FRONT = 25' SIDE = 10' REAR = 20'
4. SUBJECT PROPERTY IS LOCATED WITHIN "ZONE X", AREAS DETERMINED TO BE OUTSIDE 500-YEAR FLOODPLAIN, AS DESIGNATED BY FEDERAL EMERGENCY MANAGEMENT AGENCY FLOOD INSURANCE RATE MAP FOR THE CITY OF JONESBORO, COMMUNITY PANEL 05031C0132C (PANEL 132 OF 200). EFFECTIVE DATE - SEPTEMBER 27, 1991. REVISED DATE - JUNE 25, 2007.
5. THE FOLLOWING DOCUMENTS WERE USED TO PREPARE THIS SURVEY:
 - A. GLO MAP/NOTES FOR T14N, R4E, CRAIGHEAD COUNTY, ARKANSAS.
 - B. RECORD PLAT OF BURRIS REPLAT OF LOT 2 CAMERON'S PROFESSIONAL ADDITION, RECORDED IN PLAT CABINET "C", PAGE 173 AT JONESBORO, ARKANSAS.
 - C. RECORD PLAT OF DAVID & MINDY WORLOW REPLAT, RECORDED IN PLAT CABINET "C", PAGE 170 AT JONESBORO, ARKANSAS.
 - D. PLAT OF SURVEY BY DAN MULHOLLEN PS#646, DATED MARCH 25, 1999.
 - E. WARRANTY DEED TO SON-TINA ENTERPRISES, INC. RECORDED IN CRAIGHEAD COUNTY, ARKANSAS, IN DEED BOOK 554, PAGES 858-860.

SURVEYOR'S CERTIFICATION

I HEREBY CERTIFY THAT ASSOCIATED ENGINEERING AND TESTING, LLC HAS THIS DATE MADE A BOUNDARY SURVEY OF THE ABOVE DESCRIBED PROPERTY AS SHOWN HEREON AND THAT SAID SURVEY IS ACCURATE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF. THERE ARE NO APPARENT ABOVE GROUND ENCROACHMENTS OTHER THAN AS SHOWN OR STATED HEREON AND THAT THIS SURVEY WAS MADE IN ACCORDANCE WITH THE "ARKANSAS MINIMUM STANDARDS FOR PROPERTY SURVEYS AND PLATS" IN EFFECT ON THIS DATE.

DATE OF BOUNDARY SURVEY: 01/16/2015



NOTE: TO BE VALID, COPIES MUST HAVE ORIGINAL SURVEYOR'S SIGNATURE AND SURVEYOR'S SEAL.

ASSOCIATED ENGINEERING AND TESTING, LLC

CIVIL ENGINEERING AND LAND SURVEYING SERVICES
103 SOUTH CHURCH STREET - P.O. BOX 1462 - JONESBORO, AR 72403
PH: 870-932-3594 FAX: 870-935-1263

SON-TINA BROWNS LANE MINOR PLAT IN THE SOUTHEAST QUARTER OF SECTION 29, T14N, R4E JONESBORO, ARKANSAS

500-14N-04E-0-29-240-16-0766

REV	DATE	REVISIONS	DRAWN	CHK'D	DRAWN: CCH	CHECKED: KLS	DATE: 01/16/15	SHEET
					SCALE: 1" = 100'	CADD FILE: 15102-001	DWG#: 0414292.0031	1 OF 1