



# City of Jonesboro

300 S. Church Street  
Jonesboro, AR 72401

## Meeting Minutes City Council

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Tuesday, October 15, 2013

5:30 PM

Municipal Center

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### NOMINATING & RULES COMMITTEE MEETING AT 5:10 P.M.

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

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#### 2. PLEDGE OF ALLEGIANCE AND INVOCATION

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#### 3. ROLL CALL BY CITY CLERK DONNA JACKSON

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

#### 4. SPECIAL PRESENTATIONS

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#### Proclamation regarding Domestic Violence Awareness Month

*Mayor Perrin proclaimed October as Domestic Violence Awareness Month. He also presented Ms. Sherri Cothem with a Key to the City for her work with Domestic Violence Awareness.*

#### COM-13:074

Check presentation to Mayor Perrin for the Miracle League from Michael Garriga, Executive Director, State Government Affairs, BNSF Railway

[play video](#)

**Sponsors:** Mayor's Office

*Mr. Garriga presented a check to the Mayor for the Miracle League in the amount of \$26,448. Mayor Perrin thanked Mr. Garriga for the donation.*

**This item was Read.**

#### COM-13:081

Jason Franken of Foster & Foster Actuaries and Consultants will give a presentation

on our frozen Non-uniform Pension Plan with Principal and Stephens.

[play video](#)

**Sponsors:** Finance

**Attachments:** [January 1 2013 Actuarial Valuation](#)

*Mr. Franken discussed the non-uniform pension plan. He explained they have evaluated the plan. It covers 292 people with a total liability of \$7.1 million. The current asset value is \$9.1 million due to an almost 11% return last year, which is higher than they expected. They do not anticipate any contributions to the plan. This could change due to life expectancy changes or if the plan doesn't perform as they expect. Councilman Dover questioned how many people are currently receiving benefits. Mr. Franken answered about 54 people are receiving benefits. The payments cost about \$300,000 per year. He added there are about 25 more individuals who qualify for retirement, but are still working.*

**This item was Read.**

## **5. CONSENT AGENDA**

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### *Approval of the Consent Agenda*

**A motion was made by Councilman Chris Gibson, seconded by Councilman Chris Moore, to Approve the Consent Agenda. The motioned PASSED**

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

### **MIN-13:087**

Minutes for the special called City Council meeting on September 27, 2013

[play video](#)

**Attachments:** [Minutes](#)

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

### **MIN-13:090**

Minutes for the City Council meeting on October 3, 2013

[play video](#)

**Attachments:** [Minutes](#)

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

### **RES-13:156**

A RESOLUTION TO ACCEPT A MAINTENANCE AGREEMENT FOR STORMWATER MANAGEMENT FACILITIES FOR LINDEL TURNER'S 2ND APT DRIVE MINOR PLAT, A COMMERCIAL DEVELOPMENT

[play video](#)

**Sponsors:** Engineering

**Attachments:** [Maintenance Agreement.pdf](#)  
[Plat.pdf](#)

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

Enactment No: R-EN-151-2013

**RES-13:157**

A RESOLUTION TO THE CITY OF JONESBORO, ARKANSAS TO AUTHORIZE THE MAYOR AND CITY CLERK TO ACCEPT PROPERTY FROM DAVID D. CONRAD & EMILY S. CONRAD FOR USE AS PUBLIC RIGHT-OF-WAY ALONG SOUTH MATTHEWS AVENUE

[play video](#)

**Sponsors:** Engineering

**Attachments:** [Dedication Deed.pdf](#)  
[David Conrad - R-W Dedication Map.pdf](#)  
[Donation Acknowledgement.pdf](#)

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

Enactment No: R-EN-152-2013

**RES-13:160**

A RESOLUTION TO ACCEPT A MAINTENANCE AGREEMENT FOR STORMWATER MANAGEMENT FACILITIES FOR ARKANSAS BAPTIST CHILDREN'S HOME MINOR PLAT, A COMMERCIAL DEVELOPMENT

[play video](#)

**Sponsors:** Engineering

**Attachments:** [Maintenance Agreement.pdf](#)  
[Plat.pdf](#)

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

Enactment No: R-EN-153-2013

**RES-13:163**

A RESOLUTION AUTHORIZING AN AGREEMENT TO RELOCATE STRAWFLOOR ROAD

[play video](#)

**Sponsors:** Engineering

**Attachments:** [Agreement.pdf](#)

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

Enactment No: R-EN-154-2013

**RES-13:166**

RESOLUTION BY THE CITY COUNCIL OF THE CITY OF JONESBORO, ARKANSAS AUTHORIZING THE MAYOR AND CITY CLERK TO SELL PROPERTY LOCATED AT 417 SOUTH PATRICK, JONESBORO, ARKANSAS TO MARMAC CONSTRUCTION.

[play video](#)

**Sponsors:** Mayor's Office

**Attachments:** [Building Facilities Minutes](#)

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

Enactment No: R-EN-155-2013

**RES-13:167**

A RESOLUTION OF THE CITY OF JONESBORO, ARKANSAS TO ENTER INTO AN AGREEMENT WITH GARVER, LLC TO PERFORM PROFESSIONAL ENGINEERING SERVICES

[play video](#)

**Sponsors:** Engineering

**Attachments:** [Agreement](#)

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

Enactment No: R-EN-156-2013

**6. NEW BUSINESS**

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*ORDINANCES ON FIRST READING*

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**ORD-13:057**

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 AT GREENWAY LANE AS REQUESTED BY DENNIS GAMBILL

[play video](#)

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

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

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

**A motion was made by Councilman John Street, seconded by Councilman Chris Moore, that this matter be Held at second reading . The motion PASSED with the following vote.**

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

**7. UNFINISHED BUSINESS**

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**8. MAYOR'S REPORTS**

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*Mayor Perrin asked for RES-13:178 to be placed on the agenda. Councilman Johnson motioned, seconded by Councilman Street, to place RES-13:178 on the agenda. All voted aye.*

**RES-13:178**

RESOLUTION BY THE CITY COUNCIL OF THE CITY OF JONESBORO, ARKANSAS AUTHORIZING A SETTLEMENT WITH REALTY ASSOCIATES BROKERAGE AND T. BRUCE BURROW

**Sponsors:** Mayor's Office

**Attachments:** [Jonesboro Sun Article](#)  
[Oct. 8, 2013 Email](#)

*APERMA Attorney Burt Newell discussed the lawsuit. He explained they were ordered into mediation on September 27th and arrived at a settlement. The settlement does not acknowledge any wrongdoing and is lower than the amount that was being asked for. He noted there is some risk with a trial, so they feel like this is a good business solution. Councilman Street stated he thinks this is a reasonable settlement. Councilman Moore also noted the price of the retention pond probably exceeds the amount being paid. He clarified that the settlement does not mean the City is acknowledging any wrongdoing. Mr. Newell answered that is true. The case will be dismissed with no acknowledgement of fault or wrongdoing and they do not anticipate any other litigation from this lawsuit. Councilman Moore then asked if City Attorney Phillip Crego is in agreement with the settlement. City Attorney Crego answered yes. Mr. Newell noted Mayor Perrin and City Attorney Crego were present at the mediation on September 27th.*

**A motion was made by Councilman Chris Moore, seconded by Councilman John Street, that this matter be Passed . The motion PASSED with the following vote:**

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

Enactment No: R-EN-157-2013

*Mayor Perrin reported on the following items:*

*The tower at the Services Center will be going up this week. The equipment is about 80% complete and some space will be rented out to other companies in order to generate some revenue.*

*In the morning, Engineering, Planning and Inspections will move into the Municipal Center. He thanked the Council for their support with the new Municipal Center. They are planning an open house on November 17th from 2-5 p.m. Once the move is*

*finished, they will provide the Council with a report detailing how much the move cost.*

*E-911, Police Department and Fire Department will have a training session at Valley View Schools on October 16th to discuss safety. He added the Fire Department also had lunch with some students at Westside Schools recently.*

*He attended a meeting of the Economic Development Committee with the Municipal League. Ms. Becky Thompson, director of AEDC, indicated the number one factor company's look at when they are considering a move to a city is energy. Energy is followed by quality of life, infrastructure, work force training, business retention and friendly business environment.*

*E-911 Director Jeff Presley just returned from Nixle training. He will be training other individuals in the community.*

*They held the Ward 3 meeting last night. The Ward 4 meeting will be held this Monday at the Nettleton fire station.*

*They have invited Union Pacific Railroad to visit the City.*

*The Downtown Jonesboro Association is now a member of the Main Street program. This will allow them to ask for professional help with grant writing. They will make a presentation at the next Council meeting.*

## **9. CITY COUNCIL REPORTS**

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*Councilwoman Williams stated last night's ward meeting was very informative and the citizens who attended were very grateful for the information they received.*

*Councilman Moore explained the Planning Department had prepared an ordinance regarding mobile vending units, but it was not on the agenda due to time constraints. It will be on the next Council agenda.*

## **10. PUBLIC COMMENTS**

[play video](#)

## **11. ADJOURNMENT**

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**A motion was made by Councilman Chris Gibson, seconded by Councilman Mitch Johnson, that this meeting be Adjourned . The motion PASSED with the following vote:**

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

\_\_\_\_\_ Date: \_\_\_\_\_

**Harold Perrin, Mayor**

**Attest:**

\_\_\_\_\_ Date: \_\_\_\_\_

**Donna Jackson, City Clerk**