



# City of Jonesboro

900 West Monroe  
Jonesboro, AR 72401

## Meeting Minutes City Council

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Tuesday, December 6, 2011

6:30 PM

Huntington Building

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### PUBLIC WORKS COMMITTEE MEETING AT 5:30 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

*Councilman Dover left the meeting at 7:10 p.m. at the beginning of the City Council Reports.*

**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

##### Fire Department awards

*Mayor Perrin recognized recent award recipients in the Fire Department. Fireman Jason Olson was honored as 2011 Firefighter of the Year. Battalion Chief Jerry McCormick was chosen as 2011 Officer of the Year. Firefighter Brian Shannon was honored as 2011 Rookie of the Year.*

##### COM-11:086

Presentation by Assistant Parks Director Wixson Huffstetler regarding Miracle League

**Sponsors:** Parks & Recreation

*Mr. Huffstetler discussed the Miracle League. He noted this will benefit not only the City of Jonesboro, but the surrounding communities. The players are partnered with individuals to help the players get around the bases and move around the fields. He explained they have visited Springdale and Little Rock who both participate in the Miracle League. Playgrounds for mentally and physically disabled children are also constructed. He further discussed the playgrounds and fields. He added the funding will come from CDBG and grants, but will also come from private donations. After a short video, Mr. Huffstetler explained on the consent agenda there is a contract for the softball fields that includes a clause requiring the City to build a Miracle Field within the next 5 years in order to extend the contract another 50 years. For the City to be able to receive grant funding for the fields, the lease has to be at least 50 years for most of the grants. He asked the Council to pass the resolution in order to benefit the community.*

*Councilman Gibson questioned what the cost is associated with the construction. Mr.*

Huffstetler explained they would like to build one, big field in order to play baseball, soccer and other sports on it in addition to having birthday parties. They estimate the cost to be between \$500,000 and \$750,000. He stated they want to be sure to build the playground big enough for kids to play on. Mayor Perrin added the field will be located next to Southside Ballpark, not far from DHS so they could also use it regularly. He explained engineers and other professionals have offered to donate some services towards the project. He also noted there have been several big entities who have expressed interest in naming rights for the field. He stressed the need for making the playground big enough in order for the kids to use. Mr. Huffstetler stated he would like to add on to the playground every year to make it bigger and better.

Read

## 5. CONSENT AGENDA

### *Approval of the Consent Agenda*

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

#### MIN-11:100

Minutes for the City Council meeting on November 15, 2011

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

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

#### RES-11:195

A RESOLUTION AUTHORIZING A LEASE EXTENSION ON SOUTHSIDE SOFTBALL COMPLEX

**Sponsors:** Mayor's Office

**Attachments:** [Lease Extension](#)

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

Enactment No: R-EN-144-2011

#### RES-11:197

A RESOLUTION TO ENTER INTO CONTRACT WITH THE ARKANSAS HIGHWAY AND TRANSPORTATION DEPARTMENT FOR THE RECREATIONAL TRAIL GRANT

**Sponsors:** Grants

**Attachments:** [AHTD Agreement of Understanding](#)

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

Enactment No: R-EN-145-2011

**RES-11:199**

A RESOLUTION TO CONTRACT WITH UNILEVER FOR SPONSORSHIP OF SOCCER FIELDS AT JOE MACK CAMPBELL PARK

**Sponsors:** Parks & Recreation

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

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

Enactment No: R-EN-146-2011

**RES-11:201**

A RESOLUTION TO ACCEPT INSURANCE PROPOSALS FROM BLUE CROSS BLUE SHIELD AND DELTA DENTAL TO PROVIDE INSURANCE COVERAGE FOR CITY EMPLOYEES

**Sponsors:** Mayor's Office and Human Resources

**Attachments:** [Airport ABCBS contract](#)  
[COJ ABCBS contract](#)  
[COJ ABCBS Medipak supp RX](#)  
[JURH ABCBS contract](#)  
[Library ABCBS contract](#)

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

Enactment No: R-EN-147-2011

**RES-11:205**

A RESOLUTION TO ESTABLISH THE REQUIRED MINIMUM FINANCIAL RESERVES IN THE RESTRICTED FUNDS

**Sponsors:** Finance

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

Enactment No: R-EN-148-2011

**6. NEW BUSINESS**

*ORDINANCES ON FIRST READING*

**ORD-11:086**

AN ORDINANCE TO AMEND CHAPTER 117, ARTICLE III, KNOWN AS THE ZONING ORDINANCE PROVIDING FOR CHANGES IN ZONING BOUNDARIES FROM R-1 TO C-3 LUO FOR PROPERTY LOCATED AT 5600 EAST JOHNSON AS REQUESTED BY JIM AND JUDY FURR

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

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

**This ordinance was Held at one reading.**

**ORD-11:087**

AN ORDINANCE TO AMEND CHAPTER 117, ARTICLE III, KNOWN AS THE ZONING ORDINANCE OF THE CITY OF JONESBORO, ARKANSAS, PROVIDING FOR CHANGES IN ZONING BOUNDARIES FROM R-3 TO C-3 LUO FOR PROPERTY LOCATED AT 2100 AND 2124 STADIUM BLVD AND 3010, 3012 AND

3014 SUN AVENUE AS REQUESTED BY LARRY BRIMHALL, BILLIE ALEXANDER, MT. ZION BAPTIST ASSOCIATION, MARY PAYTON AND KENNETH SMITH

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

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

*Councilman Vance questioned how deep they will be going to the east on Stadium and if there will be barrier like Brazos. He stated he's not looking for an answer now, but he would like to know the other zonings in this particular area.*

**This ordinance was Held at one reading.**

#### RESOLUTIONS TO BE INTRODUCED

##### **RES-11:214**

RESOLUTION TO SET A PUBLIC HEARING TO ABANDON A 15 FOOT UTILITY EASEMENT AT 2416 SEA ISLAND DRIVE AS REQUESTED BY MURRAY BENTON

**Attachments:** [Petition](#)  
[Plat](#)  
[Utility Letters](#)  
[Planning Letter](#)

**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;Chris Moore;John Street;Mitch Johnson;Tim McCall;Gene Vance;Chris Gibson;Rennell Woods;Mikel Fears and Charles Coleman

Enactment No: R-EN-149-2011

## **7. UNFINISHED BUSINESS**

#### ORDINANCES ON SECOND READING

##### **ORD-11:088**

AN ORDINANCE TO AMEND CHAPTER 117, ARTICLE III, KNOWN AS THE ZONING ORDINANCE PROVIDING FOR CHANGES IN ZONING BOUNDARIES FROM R-1 TO C-3 LUO FOR PROPERTY LOCATED AT 1075/1709 AIRPORT ROAD AS REQUESTED BY PHILLIPS INVESTMENTS

**Attachments:** [Plat](#)  
[Concept Plan](#)  
[Layout](#)  
[MAPC Report](#)  
[Revised ordinance submitted 11/28/11](#)  
[Revised plat submitted 11/28/11](#)

*Mayor Perrin noted there has been a change to the ordinance, so the new ordinance needs to be put on the agenda.*

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

**ORD-11:091**

AN ORDINANCE TO AMEND CHAPTER 117, ARTICLE III, KNOWN AS THE ZONING ORDINANCE PROVIDING FOR CHANGES IN ZONING BOUNDARIES FROM R-1 TO C-3 FOR PROPERTY LOCATED AT 1709 AIRPORT ROAD AS REQUESTED BY PHILLIPS INVESTMENTS

**Attachments:**     [Plat](#)  
                              [Layout](#)  
                              [Concept Plan](#)  
                              [MAPC Report](#)

*Councilman Street motioned, seconded by Councilman Moore, to suspend the rules and add ORD-11:091 to the agenda. All voted aye.*

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

*Mayor Perrin explained the original request was to have both tracts of land rezoned to C-3 LUO. But, the new request is for Tract 1 to be rezoned C-3 LUO and Tract 2 will stay R-1. Councilman Moore clarified Tract 2 is the one with the retention pond. Mayor Perrin stated that is correct. City Planner Otis Spriggs explained in the new ordinance the rezoning request is for C-3 for 1709 Airport and there will be no L.U.O.*

*A resident clarified the rezoning is for C-3 with no limited use overlay. Mayor Perrin agreed, stating the rezoning will be C-3 with the other tract of land staying R-1. The resident then questioned the need for the change. Mr. Spriggs stated the building will overlap the tract, so they wanted to rezone the property in order to make the proper changes on the zoning map. He noted there will be no buildings on the R-1 tract, so it will remain residential. He added the detention is allowed in R-1. The resident stated she thought the original property to which the rezoning is being attached to was rezoned C-3 LUO in order to restrict businesses on the property to things such as professional businesses. Mr. Spriggs stated the original property is C-3 and they verified that with the ordinance. He noted the rezoning was authorized with Ordinance 1031 in April, 2000. He added the adjoining Gillespie property is zoned C-3 LUO, which could be what property the resident is thinking of.*

**This ordinance was Held at one reading.**

**ORDINANCES ON THIRD READING**

**ORD-11:083**

AN ORDINANCE REPEALING ORDINANCE 11:044 AND ADOPTING BY REFERENCE CHAPTER 66 SECTION 5 ENTITLED SPECIAL EVENT PERMIT, FOR THE REGULATION OF SPECIAL EVENTS AND STREET CLOSINGS IN THE CITY OF JONESBORO, ARKANSAS

**Sponsors:**        Mayor's Office

**Attachments:**     [Special Event Permit](#)  
                              [ORD 11 044](#)  
                              [Special Event Assembly Permit old version](#)

**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:** 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: O-EN-070-2011

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

*Mayor Perrin reported on the following items:*

*They are surveying the Edwards property and will also get an appraisal in order to put it up for sale.*

*Improvements will be made to Highway 63 at Stadium, Highway 1 and Southwest Drive. Two of the contracts have been let. There will be an extended right-hand turn lane at Southwest Drive.*

*They have received permission from the Highway Department to extend Parker Road from Strawfloor to Washington Avenue. The estimated cost is \$1.1 million. They will be using federal funds to help pay for the project.*

*They met with ADEQ to discuss the landfill post-closure. They are concerned about gas mitigation. But, they have received a letter stating the City can take care of the gas mitigation itself without having to contract the services out. He would like to do the gas mitigation one more year.*

*They inspected the Wolverine building and there was evidence of trespassing. They have secured the building. If a condemnation is done on the building, the City will have to maintain it. Wolverine had indicated the City owned the building, but City Attorney Phillip Crego proved Wolverine owns it.*

*Winter Wonderland is open. They are averaging 140 children per night.*

*They found out today that the asbestos has been removed from the old Indian Mall. A 30-day contract has been signed for demolition. Within the next 35 days, the building will be coming down. The City will receive the brick. Councilman Moore suggested seeing if the County will help with hauling the brick since some of it will be used for ditch work.*

*He recommended everyone look at the public works facility on Lacy Drive. The low bid for the fencing was \$71,000 and it will be started as soon as possible.*

*He has been speaking with City Attorney Crego concerning property liens. He will be speaking at the next meeting concerning liens.*

*Current ordinances regarding towing need to be reviewed to reflect current economic standards. He will ask the Public Safety Committee to discuss the issue.*

### **COM-11:089**

Financial reports for November, 2011

**Attachments:** [2011 City Sales Tax Revenue - Cash Basis](#)  
[2011 Combined Sales Tax Revenue - Cash Basis](#)  
[2011 County Sales Tax Revenue - Cash Basis](#)  
[2011 Franchise Fees Period Comparison](#)  
[2011 Hotel tax \(cash \) Comparison Report](#)  
[2011 Hotel tax \(cash \) Report](#)  
[2011 Oct State Turnback Budget Comparison](#)  
[2011Oct State Turnback Report](#)  
[Deposit collateralization report](#)  
[October Expenses](#)  
[October Revenues](#)  
[Publicsafetytax](#)  
[Required Reserves 10-31-11](#)  
[Statement of changes Fund Balance 10-31-11](#)

This item was Read.

## **9. CITY COUNCIL REPORTS**

*Councilman Street questioned when the light at Highway 49 and Kellers Chapel will be turned on. Mayor Perrin stated he has told Engineering to activate it as soon as possible.*

*Councilman Gibson stated Nominating & Rules will need to meet on December 20th before the next Council meeting to take care of current business and pass the committee membership to the other members for 2012.*

*Councilwoman Williams motioned, seconded by Councilman Moore, to suspend the rules and place RES-11:211 and RES-11:212 on the agenda. All voted aye.*

### **RES-11:211**

RESOLUTION TO AUTHORIZE A CONTRACT WITH 1ST SECURITY BANK, INTRUST, N.A. AND NESTEGG CONSULTING INC TO PROVIDE ADMINISTRATIVE SERVICES FOR THE CITY OF JONESBORO NON-UNIFORM EMPLOYEES 457 (b) PROGRAM

**Sponsors:** Finance

**Attachments:** [City of Jonesboro 457\(b\) Retirement Saving Plan](#)  
[457 \(b\) Plan Administrative Services Agreement](#)

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

**Aye:** 11 - Ann Williams;Charles Frierson;Chris Moore;John Street;Mitch Johnson;Tim McCall;Gene Vance;Chris Gibson;Rennell Woods;Mikel Fears and Charles Coleman

**Absent:** 1 - Darrel Dover

Enactment No: R-EN-150-2011

### **RES-11:212**

RESOLUTION TO AUTHORIZE A CONTRACT WITH 1st SECURITY BANK, INTRUST, N.A. AND NESTEGG CONSULTING INC. TO PROVIDE SERVICES FOR THE CITY OF JONESBORO NON UNIFORMED EMPLOYEES 401 (a) DEFINED

## CONTRIBUTION PLAN AND 457 (b) RETIREMENT SAVINGS PLAN AND TRUST

**Sponsors:** Finance

**Attachments:** [City of Jonesboro 401\(a\) Defined Contribution Plan](#)  
[401\(a\) Plan Administrative Services Agreement](#)

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

**Aye:** 11 - Ann Williams;Charles Frierson;Chris Moore;John Street;Mitch Johnson;Tim McCall;Gene Vance;Chris Gibson;Rennell Woods;Mikel Fears and Charles Coleman

**Absent:** 1 - Darrel Dover

Enactment No: R-EN-151-2011

*Councilman Moore asked that a meeting be called to discuss the towing services as Mayor Perrin had previously discussed. He noted the towing service companies are used by the Police Department, so the ordinances need to be reviewed.*

## **10. PUBLIC COMMENTS**

*Employee Representative Chairman Larry Jackson discussed the non-uniform pension plan contracts the Council just approved. He noted the difficult transition due to the employees contributing to the plan now. He added the system may have to be changed sometimes, but it's a good system.*

*Mr. Pat Austin read a statement from the Code of Ethics, stating official business transactions must be subject to public scrutiny. He noted he's asked questions during past meetings, but was given the answers by City Clerk Donna Jackson via an FOI request. He explained the citizens are paying for the new non-uniform pension plan. He questioned whether the City is borrowing money from a bank to pay bills, just months after receiving a public safety tax. Mayor Perrin answered the money is to be used for long-range capital improvement projects, such as the building of facilities, and will not be used to pay operating bills. He also noted the City has plenty of reserve fund money. Mr. Austin then questioned whether the City will pay interest on the bank loan. Mayor Perrin answered yes. Mr. Austin stated the officials gave themselves a raise, then borrowed money to pay bills. He added he's watching what is going on and he doesn't like what he sees.*

*Mr. Jackson noted the new non-uniform pension plan will be saving the City money. The plan will cost the City 5% or less, depending on how much the employee invests.*

*Ms. Brook Crane, from Sensational Kids Pediatric Therapy, spoke in favor of the Miracle Field program at Southside Ballpark. She stated they do a special needs kickball program, so she knows there is a need for the facility.*

## **11. ADJOURNMENT**

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



**Aye:** 11 - Ann Williams; Charles Frierson; Chris Moore; John Street; Mitch Johnson; Tim McCall; Gene Vance; Chris Gibson; Rennell Woods; Mikel Fears and Charles Coleman

**Absent:** 1 - Darrel Dover

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**Harold Perrin, Mayor**                      **Date:** \_\_\_\_\_

**Attest:**

\_\_\_\_\_  
**Donna Jackson, City Clerk**                      **Date:** \_\_\_\_\_