



City of Jonesboro

900 West Monroe
Jonesboro, AR 72401

Meeting Minutes City Council

Tuesday, December 20, 2011

6:30 PM

Huntington Building

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

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

PUBLIC HEARING AT 6:15 P.M.

SPECIAL CALLED FINANCE COMMITTEE MEETING AT 6:25 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 11 - Darrel Dover; Ann Williams; Charles Frierson; John Street; Mitch Johnson; Tim McCall; Gene Vance; Chris Gibson; Rennell Woods; Mikel Fears and Charles Coleman

Absent 1 - Chris Moore

4. SPECIAL PRESENTATIONS

[COM-11:087](#) Special recognition presentation by the Mayor

Sponsors: Mayor's Office

Mayor Perrin presented a Mayor's Citation for Distinguished Service to Building Maintenance Director Keith Sanders for his years of service and his commitment to the job.

This item was Read.

[COM-11:088](#) City of Distinction presentation to Mayor Perrin from Paul Phillips of Crews & Associates

Sponsors: Mayor's Office

Mr. Phillips announced the City of Jonesboro won the Workforce Development Award in the 2011 Arkansas Business City of Distinction Awards. The program recognizes financial innovations, improved public service, resourceful efficiencies and overall enhanced public support and trust. He presented Mayor Perrin with an award plaque.

This item was Read.

Tracy Rogers from KAIT

Mayor Perrin announced the hiring of Tracy Rogers as the new General Manager of KAIT. She previously worked in Memphis, Huntsville, Paducah and Nashville.

5. CONSENT AGENDA

Approval of the Consent Agenda

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

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

Absent: 1 - Chris Moore

MIN-11:105

Minutes for the City Council meeting on December 6, 2011

Attachments: [Minutes](#)

This item was PASSED on the consent agenda.

RES-11:202

A RESOLUTION TO THE CITY OF JONESBORO, ARKANSAS TO ACCEPT THE LOW BID AND ENTER INTO A CONTRACT WITH ASPHALT PRODUCERS, LLC FOR THE VINEY SLOUGH TRIBUTARY STRUCTURES - JOB NO. 2011:41

Sponsors: Engineering

Attachments: [Specifications.pdf](#)
[Bid Tab.pdf](#)

This item was PASSED on the consent agenda.

Enactment No: R-EN-152-2011

RES-11:203

A RESOLUTION TO ACCEPT A MAINTENANCE AGREEMENT FOR STORMWATER MANAGEMENT FACILITIES FOR JAMESTOWN PHASE III, A RESIDENTIAL SUBDIVISION

Sponsors: Engineering

Attachments: [Maintenance Agreement.pdf](#)

This item was PASSED on the consent agenda.

Enactment No: R-EN-153-2011

RES-11:204

A RESOLUTION TO ACCEPT A MAINTENANCE AGREEMENT FOR STORMWATER MANAGEMENT FACILITIES WILLIAMS REPLAT OF LOT 2, HURST ACRES, A COMMERCIAL DEVELOPMENT

Sponsors: Engineering

Attachments: [Maintenance Agreement.pdf](#)

This item was PASSED on the consent agenda.

Enactment No: R-EN-154-2011

RES-11:206

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: [2012 Agreement.pdf](#)

This item was PASSED on the consent agenda.

Enactment No: R-EN-155-2011

RES-11:207

A RESOLUTION TO AUTHORIZE A CONTRACT WITH DISABLED AMERICAN VETERANS, CHAPTER 26 FOR TRANSPORTATION OF LOCAL VETERANS

Sponsors: Mayor's Office and Finance

Attachments: [DAV & COJ Contract](#)

This item was PASSED on the consent agenda.

Enactment No: R-EN-156-2011

RES-11:209

A RESOLUTION TO ACCEPT A MAINTENANCE AGREEMENT FOR STORMWATER MANAGEMENT FACILITIES FOR NEA BAPTIST CLINIC/FLOYRED COMMONS OFF-SITE DETENTION, A COMMERCIAL SUBDIVISION

Sponsors: Engineering

Attachments: [Maintenance Agreement.pdf](#)

This item was PASSED on the consent agenda.

Enactment No: R-EN-157-2011

RES-11:210

A RESOLUTION TO ACCEPT A MAINTENANCE AGREEMENT FOR STORMWATER MANAGEMENT FACILITIES FOR ST. BERNARDS HEALTH AND WELLNESS INSTITUTE OFF-SITE DETENTION, A COMMERCIAL DEVELOPMENT

Sponsors: Engineering

Attachments: [Maintenance Agreement.pdf](#)

This item was PASSED on the consent agenda.

Enactment No: R-EN-158-2011

RES-11:213 A RESOLUTION 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: [PBC NAIDC 2012](#)

This item was PASSED on the consent agenda.

Enactment No: R-EN-159-2011

RES-11:220 A RESOLUTION OF THE CITY OF JONESBORO, ARKANSAS APPROVING A CONTRACT FOR PROFESSIONAL SERVICES BY BRACKETT, KRENNERICH & ASSOCIATES TO PERFORM A SPATIAL STUDY

Sponsors: Mayor's Office

Attachments: [Brackett-Krennerich](#)

This item was PASSED on the consent agenda.

Enactment No: R-EN-160-2011

6. NEW BUSINESS

ORDINANCES ON FIRST READING

ORD-11:085 AN ORDINANCE TO AMEND SECTIONS, 117-2 AND 117-31 OF CHAPTER 117 OF THE JONESBORO CODE OF ORDINANCES OF THE CITY OF JONESBORO, ARKANSAS FOR THE PURPOSE OF ESTABLISHING A REASONABLE ACCOMMODATION POLICY AND PROVIDE CLARITY TO THE DEFINITION OF FAMILY, DECLARING AN EMERGENCY FOR THE PURPOSE OF EXPEDITING A PROCEDURE TO BRING THE CODE INTO COMPLIANCE WITH THE FAIR HOUSING ACT (FHA)

Sponsors: Planning

Attachments: [StaffMemo_Fair Housing Jonesboro](#)
[MAPC_RecordOfProceedings](#)
[April52011_KingsRanchJudgement](#)
[FairHousingActPowerpointPresentation](#)
[JointStatement HUD_DeptJustice](#)

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

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

City Planner Otis Spriggs explained the ordinance updates existing ordinances for compliance with the Fair Housing Act. They will also be able to issue King's Ranch their reasonable accomodation.

After adoption of the ordinance, Councilman Street motioned, seconded by

Councilman Johnson, to adopt the emergency clause. All voted aye.

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

Absent: 1 - Chris Moore

Enactment No: O-EN-071-2011

ORD-11:089

AN ORDINANCE FOR THE ADOPTION OF A BUDGET FOR THE CITY OF JONESBORO, ARKANSAS, FOR THE TWELVE (12) MONTHS BEGINNING JANUARY 1, 2012 AND ENDING DECEMBER 31, 2012, APPROPRIATING MONEY FOR EACH ITEM OF EXPENDITURE THEREIN PROVIDED FOR, ADOPTION OF THE EMERGENCY CLAUSE FOR THE EFFICIENT OPERATION OF CITY GOVERNMENT, AND FOR THE FINANCIAL CONTINUITY OF 2012, AND FOR OTHER PURPOSES.

Sponsors: Finance

Attachments: [2012 Budget](#)

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

Councilwoman Williams noted the proposed 2012 budget was handed out almost four weeks ago, so the Council members have had time to review it. She also stated this is the second year in a row the City will have a balanced budget ending with a surplus.

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

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

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

Absent: 1 - Chris Moore

Enactment No: O-EN-072-2011

ORD-11:090

AN ORDINANCE TO WAIVE COMPETITIVE BIDDING AND AUTHORIZE PURCHASE OF TEN (10) NEW 2011 FORD CROWN VICTORIA POLICE CARS AND TO DECLARE AN EMERGENCY BECAUSE THE AVAILABILITY OF THE CARS IS EXTREMELY LIMITED SINCE THEY ARE NO LONGER PRODUCED

Sponsors: Finance

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

Councilman Street motioned, seconded by Councilman Johnson, to suspend the

rules and waive the second and third readings. All voted aye.

Councilman Dover asked for clarification as to where the cars will be allocated. Police Chief Michael Yates explained they will primarily be going to the patrol division. He further explained they are saving money by purchasing the vehicles since the current equipment will still fit these vehicles.

After adoption of the ordinance, Councilman Johnson motioned, seconded by Councilman Dover, to adopt the emergency clause. All voted aye.

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

Absent: 1 - Chris Moore

Enactment No: O-EN-073-2011

ORD-11:093

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 C-3 TO RS-4 FOR PROPERTY LOCATED AT 5213 EAST NETTLETON AS REQUESTED BY ARTHUR WALLACE

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

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

This ordinance was Held at one reading.

ORD-11:094

AN ORDINANCE TO VACATE AND ABANDON A 15' UTILITY EASEMENT AND DECLARING AN EMERGENCY FOR THE PURPOSE OF EXPEDITING CONSTRUCTION BY THE PROPERTY OWNER.

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

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

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

After adoption of the ordinance, Councilman Street motioned, seconded by Councilman Johnson, to adopt the emergency clause. All voted aye.

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

Absent: 1 - Chris Moore

Enactment No: O-EN-074-2011

7. UNFINISHED BUSINESS

ORDINANCES ON SECOND 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 Street questioned whether there has been any opposition to the rezoning request. Mr. Spriggs answered no.

Councilman Street motioned, seconded by Councilwoman Williams, to suspend the rules and waive the third reading. All voted aye.

Councilman Fears questioned the emergency clause on the ordinance. City Clerk Donna Jackson explained the petitioner asked for the emergency clause to be removed because it wasn't needed.

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

Absent: 1 - Chris Moore

Enactment No: O-EN-075-2011

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 questioned whether there was any opposition to the rezoning. Mr. Spriggs answered no.

Councilman Street motioned, seconded by Councilman Frierson, to suspend the rules and waive the third reading. All voted aye.

Mayor Perrin stated he has spoken with Mr. Spriggs concerning a declerated lane from Cheddar's Restaurant to Parkwood Road in order to relieve traffic congestion on Stadium. He added they will start requesting right-of-way from developers in the area to help with the traffic problem.

A motion was made by Councilman John Street, seconded by Councilwoman

Ann Williams, that this matter be Passed . The motion PASSED by a unanimous vote

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

Absent: 1 - Chris Moore

Enactment No: O-EN-076-2011

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 asked if there has been any new developments with this rezoning. Mr. Spriggs answered no.

Councilman Street motioned, seconded by Councilman Dover, to suspend the rules and waive the third reading. All voted aye.

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

Absent: 1 - Chris Moore

Enactment No: O-EN-077-2011

8. MAYOR'S REPORTS

Mayor Perrin reported on the following items:

Mayor Perrin announced Fire Chief Leonard Jadrich will be retiring January 31, 2012. He stated he has enjoyed working with Chief Jadrich and he has done an outstanding job with the Fire Department. He also announced Assistant Fire Chief Kevin Miller will be appointed to be Fire Chief effective February 1, 2012. Chief Jadrich stated it has been an honor and a privilege to work for the City of Jonesboro for 24 years. He added they have been able to accomplish a lot in the past few years and he expects the department to do even better under Assistant Fire Chief Miller.

He, along with Assistant Parks Director Wixson Huffstetler, Chief Financial Officer Ben Barylske and a few others, will be going to Springfield tomorrow to visit their Miracle Field. He noted he has a number of volunteers offer their services for dirt work and engineering.

He attended a meeting with ADEQ and they asked for a 90-day extension in order to clear the leaves. They were unable to get the leaves cleared due to recent rain.

He met with the Highway Department. The City has \$192,000 available with the

Highway Department. The money has restrictions, which they will be looking into so they can determine what the money will be used for.

They re-surveyed and re-platted the Dr. Edwards property. He added they have not signed on the property yet due to encroachments. They will get an appraisal. Two companies have expressed interest in the property.

A spatial study will be done quickly in order to get the offices in the Huntington Building and the MPO/Grants building relocated. They hope to have it done by the beginning of February.

He thanked the Council for passing the 2012 budget. He thanked Mr. Barylske and the Finance employees for their work to put the budget together. He noted the budget shows every line item of every grant and how it will be spent throughout the year.

COM-11:092

Information regarding property liens as presented by City Attorney Phillip Crego

Sponsors: City Attorney's Office

Attachments: [Property liens information](#)

City Attorney Crego discussed the process of filing property liens against homeowners in the City. He noted collections may take up to five years and there is a small amount of time in which the City may get left out if a mortgage is taken out before the lien is in the tax books. He explained the City can foreclose the lien, although they have not pursued that option in years due to additional monies that would have to be spent versus the value of the property.

This item was Read.

9. CITY COUNCIL REPORTS

Councilman Street commended the Mayor for his leadership and work on the 2012 budget.

Councilman Johnson wished everyone a Merry Christmas and stated it is an honor to serve with everyone and serve the citizens of Jonesboro.

Councilman Dover also wished everyone a Merry Christmas.

Councilman Gibson congratulated Chief Jadrich on his retirement and wished luck to Assistant Fire Chief Miller.

Councilwoman Williams motioned, seconded by Councilman Gibson, to suspend the rules and place RES-11:228 on the agenda. All voted aye.

RES-11:228

A RESOLUTION APPROVING AN AMENDMENT TO FREEZE THE PRINCIPAL BENEFITS PLAN

Sponsors: Finance

Attachments: [City of Jonesboro - Amendment to Freeze the DB plan](#)

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

Absent: 1 - Chris Moore

Enactment No: R-EN-161-2011

10. PUBLIC COMMENTS

Employee Representative Chairman Larry Jackson thanked Councilman Gene Vance for his work with the new public works facility on Lacy Drive. He then discussed the new non-uniform pension plan and stated he has enjoyed working with the Council and the Mayor this year as chairman of the Employee Representative Committee.

11. ADJOURNMENT

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

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

Absent: 1 - Chris Moore

_____ **Date:** _____
Harold Perrin, Mayor

Attest:

_____ **Date:** _____
Donna Jackson, City Clerk