

City of Jonesboro

Municipal Center 300 S. Church Street Jonesboro. AR 72401

Meeting Minutes City Council

Tuesday, April 21, 2015 5:30 PM Municipal Center

PUBLIC SAFETY COMMITTEE MEETING AT 5:00 P.M.

NOMINATING & RULES COMMITTEE MEETING AT 5:20 P.M.

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

2. PLEDGE OF ALLEGIANCE AND INVOCATION

3. ROLL CALL BY CITY CLERK DONNA JACKSON

Present 11 - Darrel Dover; Ann Williams; Charles Frierson; Chris Moore; John Street; Mitch Johnson; Tim McCall; Gene Vance; Chris Gibson; Rennell

Woods and Charles Coleman

Absent 1 - Todd Burton

4. SPECIAL PRESENTATIONS

COM-15:025 Proclamation presented by the Mayor for Motorcycle Awareness Month

Sponsors: Mayor's Office

Mayor Perrin proclaimed the month of May as Motorcycle Awareness Month. Long serving members of the group were also recognized for their years of service.

This item was Filed.

5. CONSENT AGENDA

Approval of the Consent Agenda

Mayor Perrin asked that RES-15:062 be pulled from the consent agenda and placed under New Business. Councilman Dover motioned, seconded by Councilman Johnson, to pull RES-15:062 off the consent agenda and to hear it under New Business. All voted aye.

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

Aye: 11 - Darrel Dover; Ann Williams; Charles Frierson; Chris Moore; John Street; Mitch Johnson; Tim McCall; Gene Vance; Chris Gibson; Rennell

Woods and Charles Coleman

Absent: 1 - Todd Burton

MIN-15:039 Minutes for the City Council meeting on April 7, 2015

Attachments: Minutes

This item was APPROVED on the consent agenda.

RES-15:020 A RESOLUTION TO ACCEPT A MAINTENANCE AGREEMENT FOR

STORMWATER MANAGEMENT FACILITIES FOR BROOKSTONE SUBDIVISION

PHASE 4B, A RESIDENTAL SUBDIVISION

<u>Sponsors:</u> Engineering

Attachments: Maintenance Agreement

Plat

This item was APPROVED on the consent agenda.

Enactment No: R-EN-049-2015

RES-15:030 A RESOLUTION TO ACCEPT A MAINTENANCE AGREEMENT FOR

STORMWATER MANAGEMENT FACILITIES FOR AIRGAS USA, LLC, A

COMMERICAL DEVELOPMENT

Sponsors: Engineering

<u>Attachments:</u> <u>Maintenance Agreement</u>

<u>Plat</u>

This item was APPROVED on the consent agenda.

Enactment No: R-EN-050-2015

RES-15:037 RESOLUTION BY THE CITY COUNCIL OF THE CITY OF JONESBORO,

ARKANSAS TO REPEAL RESOLUTION 14:122 WHICH ESTABLISHED A

SUDDENLINK COMPLAINT COMMITTEE

Sponsors: Mayor's Office

Attachments: Suddenlink Franchise Letter

RES 14 122

This item was APPROVED on the consent agenda.

Enactment No: R-EN-051-2015

RES-15:039 A RESOLUTION TO TO ACCEPT A MAINTENANCE AGREEMENT FOR

STORMWATER MANAGEMENT FACILITIES FOR NIX PARKER ROAD ADDITION,

A COMMERCIAL SUBDIVISION

Sponsors: Engineering

<u>Attachments:</u> <u>Maintenance Agreement</u>

<u>Plat</u>

This item was APPROVED on the consent agenda.

Enactment No: R-EN-052-2015

RESOLUTION BY THE CITY COUNCIL OF THE CITY OF JONESBORO,

ARKANSAS TO ESTABLISH AND APPOINT A SALARY/LONGEVITY COMMITTEE

Sponsors: Mayor's Office

This item was APPROVED on the consent agenda.

Enactment No: R-EN-053-2015

RESOLUTION TO FILL THE UNEXPIRED TERM OF RON KELTON ON THE

BOARD OF ZONING ADJUSTMENTS

Sponsors: Mayor's Office

This item was APPROVED on the consent agenda.

Enactment No: R-EN-054-2015

RES-15:050 A RESOLUTION TO CONTRACT WITH W.O. QUALLS FAMILY FARM FOR

SPONSORSHIP OF A OUTFIELD SIGN AT SOUTHSIDE SOFTBALL COMPLEX

Sponsors: Parks & Recreation

Attachments: W.O. Qualls Family Farm.pdf

This item was APPROVED on the consent agenda.

Enactment No: R-EN-055-2015

RES-15:051 A RESOLUTION TO CITY OF JONESBORO, ARKANSAS TO ACCEPT THE LOW

BID AND ISSUE A PURCHASE ORDER TO SYNDER ENVIRONMENTAL & CONSTRUCTION, INC. FOR ASBESTOS ABATEMENT OF STRUCTURES

LOCATED 1020 AND 1229 AGGIE ROAD (2015:16)

Sponsors: Engineering

<u>Attachments:</u> <u>Bid - Abatement</u>

Bid Tab - Abatement

This item was APPROVED on the consent agenda.

Enactment No: R-EN-056-2015

RES-15:052 A RESOLUTION TO THE CITY OF JONESBORO, ARKANSAS TO ACCEPT THE

LOW BID AND ISSUE A PURCHASE ORDER TO GOOLSBY, INC. FOR THE DEMOLITION OF STRUCTURES LOCATED 1020 AND 1229 AGGIE ROAD

(2015:17)

Sponsors: Engineering

Attachments: Bid - Demo

Bid Tab - Demolition

This item was APPROVED on the consent agenda.

Enactment No: R-EN-057-2015

RES-15:053

A RESOLUTION TO THE CITY OF JONESBORO, ARKANSAS TO ENTER INTO A SIDEWALK EASEMENT AGREEMENT WITH TRAMONTANA GROUP I, LLC,1666 NORTH AVALON LLC,4K'S LLC, AND MARTINI-PACE, LLC FOR AN EASEMENT FOR SIDEWALK CONSTRUCTION

Sponsors: Engineering

Attachments: Sidewalk Easement Agreement

Schedule B

This item was APPROVED on the consent agenda.

Enactment No: R-EN-058-2015

RES-15:054

A RESOLUTION TO THE CITY OF JONESBORO TO CONDEMN CERTAIN REAL PROPERTY LOCATED IN THE CITY OF JONESBORO AT TRACT 1, HWY 351/AGGIE ROAD INTERSECTION (AHTD 100790 - TRACT 1), JONESBORO, ARKANSAS FOR THE PURPOSE OF ROADWAY IMPROVEMENTS

Sponsors: Engineering

Attachments: Offer & Acceptance - Cooper Land & Dev Co - 100790 Tract 1

This item was APPROVED on the consent agenda.

Enactment No: R-EN-059-2015

RES-15:055

A RESOLUTION TO THE CITY OF JONESBORO TO CONDEMN CERTAIN REAL PROPERTY LOCATED IN THE CITY OF JONESBORO AT TRACT 4, HWY 351/AGGIE ROAD INTERSECTION (AHTD 100790 - TRACT 4), JONESBORO, ARKANSAS FOR THE PURPOSE OF ROADWAY IMPROVEMENTS

Sponsors: Engineering

Attachments: Signed Offer & Acceptance - Kimberly A. Clayton - 100790 Tract 4

This item was APPROVED on the consent agenda.

Enactment No: R-EN-060-2015

RES-15:061

RESOLUTION BY THE CITY COUNCIL OF THE CITY OF JONESBORO, ARKANSAS AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT ADDENDUM WITH TOTAL LIFE HEALTHCARE FOR TRANSPORTATION SCHEDULING

<u>Sponsors:</u> JETS

Attachments: Addendum 2 to Contract between JETS and TLH for scheduling services 3-2

This item was APPROVED on the consent agenda.

Enactment No: R-EN-061-2015

RES-15:063

RESOLUTION BY THE CITY COUNCIL OF THE CITY OF JONESBORO, ARKANSAS, CERTIFYING LOCAL GOVERNMENT ENDORSEMENT OF BUSINESS TO PARTICIPATE IN THE TAX BACK PROGRAM (AS AUTHORIZED BY SECTION 15-4-2706 (d) OF THE CONSOLIDATED INCENTIVE ACT OF 2003).

Sponsors: Finance

This item was APPROVED on the consent agenda.

Enactment No: R-EN-062-2015

RES-15:064

A RESOLUTION TO THE CITY OF JONESBORO, ARKANSAS TO ACCEPT THE LOW BID AND ENTER INTO A CONTRACT WITH ALVIN CRABTREE DBA ALVIN CRABTREE & SON FOR THE RACE STREET DRAINAGE IMPROVEMENTS (BID NO. 2015:21)

Sponsors: Engineering

Attachments: Specifications 2015 21

Bid Tab

This item was APPROVED on the consent agenda.

Enactment No: R-EN-063-2015

6. NEW BUSINESS

ORDINANCES ON FIRST READING

ORD-15:020

AN ORDINANCE TO AMEND THE 2014 BUDGET ORDINANCE FOR THE CITY OF JONESBORO

Sponsors: Finance

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

This ordinance was Held at one reading.

ORD-15:021

AN ORDINANCE TO AUTHORIZE THE CITY OF JONESBORO TO AMEND THE 2015 GENERAL FUND BUDGET TO ADD \$2,689,691 FOR EARLY DEBT RETIREMENT

Sponsors: Finance

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

Councilman Street motioned, seconded by Councilman Moore, 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 Councilman John Street, seconded by Councilman Darrel Dover, that this matter be Passed . The motion PASSED with the following vote.

Aye: 11 - Darrel Dover;Ann Williams;Charles Frierson;Chris Moore;John

Street;Mitch Johnson;Tim McCall;Gene Vance;Chris Gibson;Rennell

Woods and Charles Coleman

Absent: 1 - Todd Burton

Enactment No: O-EN-016-2015

ORD-15:022

AN ORDINANCE AUTHORIZING THE CITY OF JONESBORO TO AMEND THE 2015 GENERAL FUND TO ADD \$49,500 AND TO HIRE EDGEWATER TECHNOLOGY, INC. TO PERFORM AN INFORMATION TECHNOLOGY AUDIT

Sponsors: Finance

Attachments: Edgewater 3-30-15

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

Councilman Woods asked for details regarding the audit. Mayor Perrin explained the audit will look at several areas of the city's information technology. They interviewed several firms and chose Edgewater. They will look at the landscape of IT and will assess the city's best practices as well as assess people and policies within IT. They are expecting to audit the policies every three to five years.

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

A motion was made by Councilman John Street, seconded by Councilwoman Ann Williams, that this matter be Passed . The motion PASSED with the following vote.

Aye: 11 - Darrel Dover; Ann Williams; Charles Frierson; Chris Moore; John

Street; Mitch Johnson; Tim McCall; Gene Vance; Chris Gibson; Rennell

Woods and Charles Coleman

Absent: 1 - Todd Burton

Enactment No: O-EN-017-2015

ORD-15:023

AN ORDINANCE TO AMEND CHAPTER 117, KNOWN AS THE ZONING ORDINANCE PROVIDING FOR CHANGES IN ZONING BOUNDARIES FROM RESIDENTIAL R-1 TO RESIDENTIAL MULTI-FAMILY RM-8 LUO FOR PROPERTY LOCATED AT 3905 HILL DRIVE AS REQUESTED BY ERIC BURCH

Attachments: Plat

MAPC Report

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

This ordinance was Held at one reading.

RESOLUTIONS TO BE INTRODUCED

RES-15:068

RESOLUTION TO SET A PUBLIC HEARING REGARDING THE ABANDONMENT OF A FIFTEEN FOOT DRAINAGE EASEMENT IN SAGE 2C SUBDIVISION LOCATED ON CLUBHOUSE DRIVE AS REQUESTED BY LEGACY HOMES OF NEA, LLC

<u>Attachments:</u> <u>Petition</u>

<u>Plats</u>

Engineering & Planning Letter

Utility Letters

A motion was made by Councilman John Street, seconded by Councilman Mitch Johnson, that this matter be Passed . The motion PASSED with the

following vote.

Aye: 11 - Darrel Dover; Ann Williams; Charles Frierson; Chris Moore; John

Street; Mitch Johnson; Tim McCall; Gene Vance; Chris Gibson; Rennell

Woods and Charles Coleman

Absent: 1 - Todd Burton

Enactment No: R-EN-064-2015

RES-15:069

RESOLUTION TO SET A PUBLIC HEARING REGARDING THE ABANDONMENT A PORTION OF A PUBLIC ALLEY LOCATED NORTH OF ELDRIDGE STREET AND SOUTH OF EAST JOHNSON AVENUE AS REQUESTED BY DAVID BOGAN, CHARLES & PHOEBE HYMAN AND WASH & STORE, LLC

<u>Attachments:</u> <u>Petitions</u>

Engineering & Planning Letter

Utility Letters

Plat

A motion was made by Councilman Chris Gibson, seconded by Councilwoman Ann Williams, that this matter be Passed . The motion PASSED with the following vote.

Aye: 11 - Darrel Dover; Ann Williams; Charles Frierson; Chris Moore; John

Street:Mitch Johnson;Tim McCall;Gene Vance;Chris Gibson;Rennell

Woods and Charles Coleman

Absent: 1 - Todd Burton

Enactment No: R-EN-065-2015

7. UNFINISHED BUSINESS

ORDINANCES ON SECOND READING

ORD-15:017

AN ORDINANCE TO MODIFY ARTICLE 1, SECTION 101-1 OF THE JONESBORO CODE OF ORDINANCES AND ADOPT THE FUTURE LAND USE PLAN FOR THE CITY OF JONESBORO, ARKANSAS BY REFERENCE AS RECOMMENDED BY THE METROPOLITAN AREA PLANNING COMMISSION FOR THE PURPOSE OF GUIDING THE GROWTH AND DEVELOPMENT OF THE CITY AS PART OF THE COMPREHENSIVE PLANNING PROCESS, AND DECLARING AN EMERGENCY TO CAUSE THE PLAN TO BECOME EFFECTIVE IMMEDIATELY UPON PASSAGE

Sponsors: Planning

<u>Attachments:</u> Land Use Map

Land Use Plan Narrative

MAPC Record of Proceedings

Presentation

This ordinance was Held at second reading.

ORD-15:018

AN ORDINANCE AMENDING THE JONESBORO CODE OF ORDINANCES, AND ADOPTING THE CITY OF JONESBORO MASTER STREET PLAN; PROVIDING FOR AMENDMENTS OF ARTICLE III, CHAPTER 101, AND ADOPTING SUCH AMENDMENTS TO THE MASTER STREET PLAN BY REFERENCE AND

ESTABLISHING AN EMERGENCY TO CAUSE THE PLAN TO BECOME EFFECTIVE IMMEDIATELY UPON PASSAGE

Sponsors: Engineering and Planning

<u>Attachments:</u> <u>Master Street Plan Master Street Plan Map With Aerial</u>

Master Street Plan_Map Without Aerial

Master Street Plan_Narrative
MAPC Record of Proceedings

Presentation

Attorney Don Parker, representing James Carr, explained Mr. Carr owns property north of the intersection of University Loop and Johnson Avenue. He has entered into a contract to sell the property to his neighbor, Willis Gray, who is looking to develop student housing near the ASU campus. But, the Master Street Plan proposes a north/south corridor to go through Mr. Carr's property, leaving it undevelopable. After they met with the Planning and Engineering Departments, they ask that the Council modify the Master Street Plan prior to adoption to move the north/south corridor to an existing street 200 yards to the east on Pierce Street. Mr. Parker further explained it is his understanding that City Planner Otis Spriggs is going to reconvene the Master Street Plan Committee in order to look at the issue, but he wanted to inform the Council of the problem.

This ordinance was Held at second reading.

ORDINANCES ON THIRD READING

ORD-15:011

ORDINANCE TO AMEND ORDINANCE SECTION 2-576 AND ADD GRANTS CONSULTING AS A PROFESSIONAL SERVICE; AND TO DECLARE AN EMERGENCY

Sponsors: Grants

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 Councilman Darrel Dover, seconded by Councilman Chris Moore, that this matter be Passed . The motion PASSED with the following vote.

Aye: 11 - Darrel Dover; Ann Williams; Charles Frierson; Chris Moore; John

Street; Mitch Johnson; Tim McCall; Gene Vance; Chris Gibson; Rennell

Woods and Charles Coleman

Absent: 1 - Todd Burton

Enactment No: O-EN-018-2015

RES-15:062

RESOLUTION AUTHORIZING THE CITY OF JONESBORO TO ENTER INTO AGREEMENT WITH SAGELY SOLUTIONS, LLC FOR GRANTS CONSULTING

Sponsors: Grants

Attachments: Jonesboro 2015 03.pdf

Mayor Perrin explained they have already made contact with Mr. Sagely and will be leaving tomorrow morning for Washington, D.C. They will be meeting with four foundations, including one with a major interest in the Miracle League field for which they are still looking for naming rights for the field. They will also be visiting with

Walmart Foundation and Anheuser-Busch.

A motion was made by Councilman Darrel Dover, seconded by Councilman Gene Vance, that this matter be Passed . The motion PASSED with the following vote:

Aye: 11 - Darrel Dover; Ann Williams; Charles Frierson; Chris Moore; John

Street; Mitch Johnson; Tim McCall; Gene Vance; Chris Gibson; Rennell

Woods and Charles Coleman

Absent: 1 - Todd Burton

Enactment No: R-EN-066-2015

8. MAYOR'S REPORTS

Mayor Perrin reported on the following items:

He, along with Chief Financial Officer Ben Barylske and Grants Administrator Heather Clark will be leaving in the morning to fly to Washington, D.C. They will be visiting with numerous agencies the city receives grant funding from, including the Department of Justice and HUD. This is an annual visit through the Chamber of Commerce.

AHTD has signed contracts with Bridgefarmer for the environmental and design work for the overpass on Highway 18. They will be visiting with the company next week concerning the contract and will have a future press conference regarding the project.

They have equipment moved in for the Caraway Road bridge replacement project, but due to the rainy weather haven't been able to start work yet.

The JETS transfer station lot has been cleared and will hopefully be fully completed by October 1st.

He attended the Arkansas Municipal League Executive Committee meeting last Friday. They reviewed several acts and bills that became law. He has shared laws with the city staff. He discussed the current law concerning tax rebates. Currently, businesses can wait six months before sending in their tax money so it can be rebated to the cities. But, the law will change in June to allow businesses a year before sending in their tax money. This will affect when the cities will receive their sales tax rebates. They will be pulling more money back in reserves in case they need the money at another time.

The Municipal League will have their summer conference from June 24-26. If anyone is interested in attending, let his office know and they will help with registration.

At the next Council meeting, the Grants Department will have a presentation to show the money that comes in, where it's from and who is benefitting from the funding.

The Miracle League had their first games this past weekend. There was a big crowd for opening weekend.

He will be speaking at the Arkansas Transportation Conference this year on April 29th.

COM-15:028

Statement by Mayor Perrin regarding RES-15:071, a resolution to amend the City of Jonesboro Employee Handbook

Sponsors: Mayor's Office

Attachments: Statement

This item was Read.

9. CITY COUNCIL REPORTS

Councilman Street noted he attended an Advisory Council meeting last week. If there's any legislation that wasn't presented during this legislative session, it can be taken to the Municipal League for consideration during the next legislative session.

Councilman Street asked for an update concerning Darr Hill. Mayor Perrin stated it is scheduled for the end of May.

Councilman Street stated he has spoken with the mosquito control company due to all of the rainy weather. He encouraged everyone to contact the company if they need services.

Councilman Dover reminded everyone of the Finance Committee meeting on Tuesday at 4 p.m.

Councilman McCall asked for an update about the roundabout project. City Engineer Craig Light explained they are still working on finalizing the property acquisitions. Gas companies are out there now getting preliminary work done so the work can begin after school is out. Mayor Perrin is working with a property owner near the school to see if they can get a road built to go from Airport Road to the school.

Councilman Gibson motioned, seconded by Councilman Street, to suspend the rules and place RES-15:065 on the agenda. All voted aye.

RES-15:065

RESOLUTION TO MAKE APPOINTMENTS/REAPPOINTMENTS TO VARIOUS BOARDS AND COMMISSIONS AS RECOMMENDED BY MAYOR PERRIN

Sponsors: Mayor's Office

A motion was made by Councilman Chris Gibson, seconded by Councilwoman Ann Williams, that this matter be Passed . The motion PASSED with the following vote:

Aye: 11 - Darrel Dover;Ann Williams;Charles Frierson;Chris Moore;John Street;Mitch Johnson;Tim McCall;Gene Vance;Chris Gibson;Rennell

Woods and Charles Coleman

Absent: 1 - Todd Burton

Enactment No: R-EN-067-2015

Councilman Gibson noted that recently there has been discussion concerning a rules and procedures audit concerning the Council's current rules and procedures. He asked all of the Council members to review those procedures. They will have a meeting on Wednesday, May 13, 2015, at 4:00 p.m. to start discussing the procedures. They will be reviewing what is in place at the first meeting, then changes can be submitted in writing to be reviewed at another meeting. Reasons will also

need to be stated as to why a change is being requested. Councilman McCall asked what the purpose is of the highlighted portions of the code that was provided to them. Councilman Gibson stated there is no importance; he would like the Council to review the entire document.

10. PUBLIC COMMENTS

Mr. Herman Ridge, 3185 CR 945, explained he thinks the transit facility is inappropriately placed. There aren't a lot of businesses in the area open after 5 p.m. and there is no future for that area due to being surrounded by a golf course and railroad tracks. He also expressed concern about safety. He asked that the Council consider constructing the building in a different location that would be a better site for the transit riders. He further stated Jonesboro doesn't have a great working environment. There are a lot of low-end workers. The city needs more small business entrepreneurs. Mr. Ridge then discussed road construction that is needed. He noted the Mayor recently indicated the city will be debt free, but there is a lot of road work that needs to be done. He discussed some improvements he would like to see take place.

Mr. Phillip Cook, 5216 Richardson Drive, noted the city will be paying of \$2.6 million in debt. He asked where the city is getting the money to pay off the note and why the city didn't use that money in the first place instead of taking out debt. Mayor Perrin stated the money is being taken out of the reserve fund, which took seven years to build up. Mr. Cook clarified the city has \$33.6 million in reserves. Mayor Perrin agreed. Mr. Cook questioned why so much money is needed in reserves and how much interest is being charged on the money that was borrowed. Mayor Perrin stated 2.37% interest is being charged on the amount borrowed. Mr. Cook stated he thinks the city is doing the right thing by paying off the debt. Mayor Perrin explained at least six months operating expense is needed in reserves in case any emergencies come up that the city will have to fund, for instance in the case of severe weather hitting the city. It may take 12 months for reimbursements to come in, yet the city can't wait long to perform work if it's needed. Mr. Cook reiterated the city needs to get out of debt and should stay out of debt. He added he doesn't think the city needs that much money in reserves.

Mr. Ryan Carter, 701 East Stone Street, spoke on behalf of the group Indiscrimination in Jonesboro in regards to RES-15:071. He stated they think gender identity and sexual orientation needs to be expressly protected in the city employee handbook. For them not to be listed indicates they are not important enough to be expressly stated. He added he doesn't think the city discriminates; rather, they think everything just needs to be put down on paper.

11. ADJOURNMENT

A motion was made by Councilman Mitch Johnson, seconded by Councilman Rennell Woods, that this meeting be Adjourned . The motion PASSED with the following vote.

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

Absent: 1 - Todd Burton

	Date:	
Harold Perrin, Mayor		
Attest:		
	Date:	
Donna Jackson, City Clerk		