



City of Jonesboro

900 West Monroe
Jonesboro, AR 72401

Meeting Minutes City Council

Tuesday, April 15, 2008

6:30 PM

Council Chambers

PUBLIC SAFETY COMMITTEE MEETING AT 5:15 P.M.

1. Call to order by the Mayor at 6:30 P.M.

2. Pledge of Allegiance and Invocation

3. Roll Call by the City Clerk

Present 11 - Judy Furr; Darrel Dover; Faye McCall; Ann Williams; Charles Frierson; Cecil Province; Jim Hargis; Harold Perrin; John Street; Mitch Johnson and Tim McCall

Absent 1 - Chris Moore

4. Special Presentations

COM-08:029 Spatial Analysis Presentation for April 15, 2008

Sponsors: Mayor's Office and Planning

Attachments: [Memo Cover Spatial Analysis](#)
[Spatial Analysis_Jonesboro-sppa](#)

Mr. Byron Emas from PGAV Architects discussed his company and the results of the spatial analysis. Mayor Formon asked for City Planner Otis Spriggs to give an update on the Long Range Facilities Planning Committee. Mr. Spriggs explained they are setting priorities and noted there are issues with facilities such as the Justice Complex and a permanent location for the Public Works Departments. Mayor Formon questioned who was on the committee. Mr. Spriggs stated he, Mayor Formon, City Engineer Craig Light, Operations Director Misty Micehamer, Public Works Director Erick Woodruff and Councilman McCall are on the committee. Councilman Perrin questioned whether anyone outside of City employees is on the committee. Mr. Spriggs stated no, they do not have someone from the community on the committee. Councilman Perrin suggested they may want to put someone from a related area of expertise on the committee to be able to utilize the experience. Councilwoman Furr asked for an update on the Justice Complex. Ms. Micehamer stated Dr. Parsons indicated there are a few minor cosmetic changes that are needed. She also noted the report was provided in February and is annual. She added there are no structural compromises at the present time. Councilman Street asked for a copy of the spatial analysis study.

This item was Read.

5. Consent Agenda

Approval of the Consent Agenda

A motion was made by Councilman Harold Perrin, seconded by Councilman Darrel Dover, to Approve the Consent Agenda. A motion was made that these files be approved by consent voice vote

Aye: 11 - Judy Furr; Darrel Dover; Faye McCall; Ann Williams; Charles Frierson; Cecil Province; Jim Hargis; Harold Perrin; John Street; Mitch Johnson and Tim McCall

Absent: 1 - Chris Moore

MIN-08:101 Minutes for the City Council meeting on March 27, 2008.

Attachments: [Minutes](#)

This item was APPROVED on the consent agenda.

MIN-08:102 Minutes for the special called City Council meeting on March 27, 2008.

Attachments: [Minutes](#)

This item was APPROVED on the consent agenda.

MIN-08:105 Minutes from the April 1, 2008, City Council meeting.

Attachments: [Minutes](#)

This item was APPROVED on the consent agenda.

RES-08:020 A RESOLUTION TO Condemn property at 6605 Cottage Home

Attachments: [6605 Cottage Home.doc](#)
[100_1586.JPG](#)
[100_1587.JPG](#)
[100_1590.JPG](#)
[100_1591.JPG](#)

This item was APPROVED on the consent agenda.

Enactment No: R-EN-048-2008

RES-08:021 A RESOLUTION TO Condemn property at 4402 Ingles Rd

Attachments: [4402 Ingles.doc](#)
[100_8909.JPG](#)
[100_8910.JPG](#)
[100_8916.JPG](#)
[100_8917.JPG](#)

This item was APPROVED on the consent agenda.

Enactment No: R-EN-049-2008

RES-08:023 A RESOLUTION TO Condemn property at 502 N Miller

Attachments: [502 Miller.doc](#)
[100_8875.JPG](#)
[100_8876.JPG](#)
[100_8877.JPG](#)
[100_8882.JPG](#)

This item was APPROVED on the consent agenda.

Enactment No: R-EN-050-2008

RES-08:025 A RESOLUTION TO Condemn property at 3509 Longcrest Dr

Attachments: [3509 Longcrest.doc](#)
[100_2245.JPG](#)
[100_2244.JPG](#)
[100_2243.JPG](#)
[100_2242.JPG](#)

This item was APPROVED on the consent agenda.

Enactment No: R-EN-051-2008

RES-08:026 A RESOLUTION TO Condemn property at 1011 Lawrence Dr

Attachments: [1011 Lawrence.doc](#)
[100_9205.JPG](#)
[100_9207.JPG](#)
[100_9210.JPG](#)
[100_9214.JPG](#)

This item was APPROVED on the consent agenda.

Enactment No: R-EN-052-2008

RES-08:027 A RESOLUTION TO Condemn property at 735 W Matthews

Attachments: [735 W Matthews.doc](#)
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[100_2255.JPG](#)
[100_2253.JPG](#)
[100_2252.JPG](#)

This item was APPROVED on the consent agenda.

Enactment No: R-EN-053-2008

RES-08:050 A RESOLUTION TO THE CITY OF JONESBORO, ARKANSAS TO AUTHORIZE THE MAYOR AND CITY CLERK TO ACCEPT PROPERTY (PERMANENT EASEMENT) DESCRIBED AS A PERMANENT EASEMENT OF THE SOUTH 55 FEET OF THE WEST 5 FEET PARALLEL AND ADJACENT TO ANNE ST AND THE SOUTH 15 FEET OF LOT 59 OF SIMS 2nd FOR CONSTRUCTION AND MAINTENANCE OF DRAINAGE IMPROVEMENTS;

Sponsors: Mayor's Office and Public Works

Attachments: [Permanent Easement Lot 59](#)

This item was APPROVED on the consent agenda.

Enactment No: R-EN-054-2008

RES-08:052 A RESOLUTION TO OF THE CITY OF JONESBORO, ARKANSAS TO AUTHORIZE THE MAYOR AND CITY CLERK TO ACCEPT PROPERTY (PERMANENT DRAINAGE EASEMENT) DESCRIBED AS PART OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 25, TOWNSHIP 14 NORTH, RANGE 3 EAST, CRAIGHEAD COUNTY, ARKANSAS FOR CONSTRUCTION AND MAINTENANCE;

Sponsors: Mayor's Office and Public Works

Attachments: [Drainage Easement](#)

This item was APPROVED on the consent agenda.

Enactment No: R-EN-055-2008

RES-08:057 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JONESBORO, ARKANSAS AUTHORIZING THE MAYOR AND CITY CLERK TO PURCHASE PROPERTY LOCATED AT 206 FLOYD STREET, JONESBORO, ARKANSAS FOR THE PURPOSE OF ESTABLISHING A DETENTION POND.

Sponsors: Mayor's Office and Public Works

Attachments: [Mayor's Letter](#)
[Offer and Acceptance](#)
[Appraisal](#)

This item was APPROVED on the consent agenda.

Enactment No: R-EN-056-2008

RES-08:058 A RESOLUTION TO THE CITY COUNCIL OF THE CITY OF JONESBORO, ARKANSAS AUTHORIZING THE MAYOR AND CITY CLERK TO PURCHASE PROPERTY LOCATED AT 1203 W. HUNTINGTON AVENUE, JONESBORO, ARKANSAS FOR THE PURPOSE OF ESTABLISHING A DETENTION POND.

Sponsors: Mayor's Office and Public Works

Attachments: [Mayor's Letter](#)
[Moving Expenses](#)
[Offer and Acceptance](#)
[Appraisal](#)

This item was APPROVED on the consent agenda.

Enactment No: R-EN-057-2008

RES-08:061 A RESOLUTION TO THE CITY COUNCIL OF THE CITY OF JONESBORO TO CONDEMN CERTAIN REAL PROPERTY LOCATED IN THE CITY OF JONESBORO AT 1415 CURTIS ROAD FOR THE PURPOSE OF CREATING A DETENTION POND.

Sponsors: Mayor's Office and Public Works

Councilman Perrin questioned the appraisals on the property. Mayor Formon stated there have been three appraisals, two paid for by the City and one paid for by the property owners. Councilman Street noted the City has complied with the standards. He added they need to move forward with the project due to the court mandated deadline.

This item was APPROVED on the consent agenda.

Enactment No: R-EN-058-2008

RES-08:063

A RESOLUTION AMENDING RESOLUTION 2006:62 WHICH ESTABLISHED STANDARDS FOR ACQUISITION OF REAL PROPERTY

Sponsors: Mayor's Office and Public Works

This item was APPROVED on the consent agenda.

Enactment No: R-EN-059-2008

6. New Business

Discussion concerning gang violence

Police Chief Michael Yates stated he spoke with the Public Safety Committee earlier concerning the blossoming gang issues in Jonesboro and the surrounding areas. He explained he would like to hire five additional officers beyond the authorized strength with no appropriation to the budget due to natural attrition. He further explained he would like to hire, at least on a temporary basis, an intelligence analyst to help them manage all the data. He added he would like to get assistance to install a language line in the 911 Department to help with the problems due to language barriers. He stated he will make a resolution to present to the Finance Committee on Thursday.

COM-08:035

Request by Dr. & Mrs. Eddie Cooper and King's Ranch (Noyl Houston, Attorney) to set an appeal hearing regarding the denial by the MAPC for a conditional use permit for a Christian children's home.

Attachments: [Appeal Letter](#)
[Conditional Use Application](#)
[Plat](#)
[February 12, 2008 MAPC Minutes](#)
[March 11, 2008 MAPC Minutes](#)

Mayor Formon noted Attorney Houston asked for hearing to be set for May 20th due to a conflict on May 6th.

Councilman Perrin motioned, seconded by Councilman Johnson, to set the appeal hearing for May 20 at 6:00 p.m.

Aye: 11 - Judy Furr; Darrel Dover; Faye McCall; Ann Williams; Charles Frierson; Cecil Province; Jim Hargis; Harold Perrin; John Street; Mitch Johnson and Tim McCall

Absent: 1 - Chris Moore

Ordinances on First Reading

ORD-08:025

AN ORDINANCE ACCEPTING CERTAIN LANDS ANNEXED TO THE CITY OF JONESBORO, ARKANSAS, BY ORDER OF THE COUNTY COURT OF CRAIGHEAD COUNTY, ARKANSAS; ASSIGNING SAID ANNEXED TERRITORIES

TO WARD 4; DECLARING THE ZONING FOR THE ANNEXED TRACT;
DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

Attachments: [Plat](#)
[MAPC Report](#)
[Order of Confirmation of Annexation](#)
[Order of Annexation](#)

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

City Attorney Phillip Crego questioned whether there was a ward assigned, noting there was a blank in the title of the ordinance. Mr. Adam Saulsbury stated they were not given a ward. Several Council members agreed the property would be in Ward 4.

Mayor Formon questioned whether there was a way to allow annexation to be brought before Public Works or another committee before being brought to Council. City Attorney Crego noted annexations are taken to MAPC before being brought to Council. Councilman Perrin asked for a checklist to be included that would address issues such as Fire, Police and the size of the property. Mr. Spriggs explained the various departments have become part of the review process, but annexations go by the State of Arkansas code with an outline of various annexations and what has to be done. He added he's not sure of anything else that would need to be done other than taking annexations to the Public Works Committee to make sure everything was done. Mayor Formon stated he thinks annexations need to go through some committee. Mr. Spriggs noted as part of the MAPC process the department heads are included and the MAPC staff report for this annexation includes the input from the Fire Marshall. Councilman Street stated it would be good practice to go ahead and take the items to Public Works so there can be discussion. Mr. Spriggs asked whether they would have to modify their procedures. City Attorney Crego stated according to what the Council is saying after the annexation is approved by MAPC then it will be put on the committee agenda before moving forward to Council.

Councilman Hargis questioned what the property owner has done to qualify for annexation. Mr. Saulsbury stated there are two homes with septic systems and would like to be annexed into the City. He added the land is already developed for their homes and do not plan on doing any other development. He noted the homes on the other side of the street are in the city limits, stating he lives on Wood Springs Road. Councilman Hargis questioned whether issues had been addressed concerning city services. Mr. Saulsbury stated sanitation already goes by his home due to the city limits being across the street and fire and police already go down the road if needed.

A motion was made by Councilman John Street, seconded by Councilman Mitch Johnson, to suspend the rules and Waive Second Reading . The motion PASSED by an unanimous vote.

Aye: 11 - Judy Furr;Darrel Dover;Faye McCall;Ann Williams;Charles Frierson;Cecil Province;Jim Hargis;Harold Perrin;John Street;Mitch Johnson and Tim McCall

Absent: 1 - Chris Moore

ORD-08:027

AN ORDINANCE TO AMEND TITLE 14, KNOWN AS THE ZONING ORDINANCE PROVIDING FOR CHANGES IN ZONING BOUNDARIES FROM R-1 SINGLE FAMILY MEDIUM DENSITY TO C-3 GENERAL COMMERCIAL DISTRICT LOCATED ON WEST WASHINGTON SPUR AS REQUESTED BY HENRY FEILD

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

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

This Ordinance was Held at one reading.

ORD-08:028 AN ORDINANCE TO AMEND TITLE 14 OF THE JONESBORO MUNICIPAL CODE KNOWN AS THE ZONING ORDINANCE PROVIDING FOR A CHANGE IN ZONING DISTRICT BOUNDARIES FROM R-1 SINGLE FAMILY MEDIUM DENSITY DISTRICT TO C-3 GENERAL COMMERCIAL DISTRICT LOCATED ON MATTHEWS AVENUE BETWEEN HALTOM STREET AND PATRICK STREET AS REQUESTED BY BURROW FAMILY TRUST

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

City Clerk Donna Jackson explained the location on the agenda for the rezoning was inaccurate due to an error on the MAPC Report. She added the ordinance is correct. Mr. Spriggs stated the location is on Johnson Avenue by Airport Road.

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

This Ordinance was Held at one reading.

ORD-08:029 AN ORDINANCE TO AMEND TITLE 14 OF THE JONESBORO MUNICIPAL CODE KNOWN AS THE ZONING ORDINANCE PROVIDING FOR A CHANGE IN ZONE DISTRICT BOUNDARIES FROM R-1 SINGLE FAMILY MEDIUM DENSITY TO C-3 LIMITED USE OVERLAY GENERAL COMMERCIAL DISTRICT LOCATED AT 2442 WEST MATTHEWS AVENUE AS REQUESTED BY DAVID RODGERS

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

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

This Ordinance was Held at one reading.

ORD-08:030 AN ORDINANCE TO AMEND TITLE 14 OF THE JONESBORO MUNICIPAL CODE KNOWN AS THE ZONING ORDINANCE PROVIDING FOR A CHANGE IN ZONE DISTRICT BOUNDARIES FROM R-1 MULTI-FAMILY LOW DENSITY DISTRICT TO C-1 LIMITED USE OVERLAY DOWNTOWN CORE COMMERCIAL DISTRICT LOCATED ON EAST WASHINGTON AVENUE AS REQUESTED BY ST. BERNARD'S

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

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

This Ordinance was Held at one reading.

7. Unfinished Business

8. Mayor's Reports

COM-08:039 Statement as read by Public Works Director Erick Woodruff at the City Council meeting on April 15, 2008.

Attachments: [Woodruff Statement](#)

Public Works Director Erick Woodruff read his statement to the City Council.

Mayor Formon addressed a recent editorial in the Jonesboro Sun. He stated the editorial indicated he called two executive sessions recently, which is untrue. He explained Councilman Moore called for the first executive session and he called for the second. He further explained the session was to discuss the issues concerning Mr. Andrews. He added at the meeting on March 27th Councilwoman Furr indicated wrongdoing by a former employee and stated she would take the information to the prosecuting attorney. Mayor Formon explained he spoke with Prosecuting Attorney Brent Davis' office that she has not met with him. He added during the executive session it was implicated that a Council member asked for the information regarding Mr. Woodruff. He noted during and after that executive session Councilwoman Furr never stepped forward to tell anyone that she had asked for and received the information. Mayor Formon then stated Councilwoman Furr is chair of the Police subcommittee and, after reviewing the cell phone bills of Police Chief Yates for January through March, he found Councilwoman Furr had contacted Chief Yates 50 times in 64 working days. He questioned why Councilwoman Furr didn't speak with Chief Yates about the allegations toward Mr. Woodruff. He stated he's disappointed greatly by the situation. He then referred to a Powerpoint presentation given by Attorney General Dustin McDaniel. He explained the presentation stated employees' dates of birth should not be given out. He stated Mr. Andrews asked to be reinstated for his job, but he will not reinstate Mr. Andrews. Mayor Formon apologized to Mr. Woodruff and the other employees of the City of Jonesboro and added it's time to move on.

This item was Read.

9. City Council Reports

Councilman Street announced a Stormwater Management Board meeting at 8:30 a.m. tomorrow.

Councilman Johnson referred to a past presentation concerning tornado sirens and asked for an update. Mayor Formon stated they will be taking the information to Public Works.

Councilwoman Furr welcomed back City Clerk Jackson.

Councilman McCall motioned, seconded by Councilman Dover, to suspend the rules and place two resolutions on the agenda. All voted aye.

RES-08:017

A RESOLUTION TO MAKE APPOINTMENTS TO BOARDS AND COMMISSIONS AS RECOMMENDED BY THE MAYOR

Sponsors: Mayor's Office

A motion was made by Councilman John Street, seconded by Councilman Mitch Johnson, that this Resolution be Passed. The motion CARRIED by a Voice Vote.

Aye: 11 - Judy Furr; Darrel Dover; Faye McCall; Ann Williams; Charles Frierson; Cecil Province; Jim Hargis; Harold Perrin; John Street; Mitch Johnson and Tim McCall

Absent: 1 - Chris Moore

Enactment No: R-EN-060-2008

RES-08:065

A RESOLUTION TO MAKE APPOINTMENTS TO BOARDS AND COMMISSIONS AS RECOMMENDED BY THE MAYOR

Sponsors: Mayor's Office and Community Development

A motion was made by Councilman John Street, seconded by Councilman Harold Perrin, that this Resolution be Passed. The motion CARRIED by a Voice Vote.

Aye: 11 - Judy Furr;Darrel Dover;Faye McCall;Ann Williams;Charles Frierson;Cecil Province;Jim Hargis;Harold Perrin;John Street;Mitch Johnson and Tim McCall

Absent: 1 - Chris Moore

Enactment No: R-EN-061-2008

Councilwoman Williams reminded everyone of the Finance Committee meeting on Thursday at 4:00 p.m. She stated the legislative auditors will be conducting their exit interview Thursday morning, so there should be some information presented at the meeting. Ms. Micenhamer explained the exit will be preliminary and it'll be six to eight weeks before a final report and final exit interview is done. She noted it will be for the 2006 budget year. Mayor Formon noted that about a month after things are wrapped up with the 2006 audit the auditors will begin working on the 2007 audit.

Councilman Hargis stated he gets most of his information about the City in the newspaper. He questioned the planned trip for Springbrook training for the IT Director. He explained it's a waste of money since the company comes out here. Mayor Formon stated when someone travels to the company for training they get more one-on-one, personal training; rather, when the company is here the Finance or IT Director won't get as much personal attention. Councilman Hargis stated it's his opinion that hasn't worked in the past.

Councilman Province proposed no hiring, firing or terminating of city employees until the end of Mayor Formon's term because of the black eye that is put on the City. Mayor Formon stated if anyone needs to be fired between now and the end of the year then it'll happen.

Councilman Frierson motioned, seconded by Councilman Perrin, to suspend the rules and place two resolutions on the agenda. All voted aye. He explained one of the resolutions has a May 1 deadline and the other also has a deadline.

RES-08:067

A RESOLUTION OF THE CITY OF JONESBORO, ARKANSAS TO CONTRACT WITH NRS CONSULTING ENGINEERS FOR THE DEVELOPMENT OF A COMPREHENSIVE MASTER PLAN FOR TURTLE CREEK GREENWAY SECTIONS, ENGINEERING DESIGN AND CONSTRUCTION INSPECTION

Sponsors: Parks & Recreation

Attachments: [Contract with NRS for Comprehensive Plan for Phase I and Engineering Sectic Engineer Score Sheets for Phase I Comprehensive Plan Project 4-1-2008](#)

A motion was made by Councilman Harold Perrin, seconded by Councilwoman Ann Williams, that this Resolution be Passed. The motion CARRIED by a Voice Vote.

Aye: 11 - Judy Furr;Darrel Dover;Faye McCall;Ann Williams;Charles Frierson;Cecil Province;Jim Hargis;Harold Perrin;John Street;Mitch Johnson and Tim McCall

Absent: 1 - Chris Moore

Enactment No: R-EN-062-2008

RES-08:068

A RESOLUTION EXPRESSING THE WILLINGNESS OF THE CITY OF JONESBORO TO UTILIZE FEDERAL AID MONEYS TO CONSTRUCT SECTION FOUR THROUGH SIX OF THE TURTLE CREEK GREENWAY

Sponsors: Parks & Recreation

A motion was made by Councilman Harold Perrin, seconded by Councilman Charles Frierson, that this Resolution be Passed. The motion CARRIED by a Voice Vote.

Aye: 11 - Judy Furr;Darrel Dover;Faye McCall;Ann Williams;Charles Frierson;Cecil Province;Jim Hargis;Harold Perrin;John Street;Mitch Johnson and Tim McCall

Absent: 1 - Chris Moore

Enactment No: R-EN-063-2008

10. Public Comment

Ms. Felecia Parks stated it's disheartening to read about the discord between the people elected to serve the City of Jonesboro. She added everyone should act as one body, united.

Code Enforcement Ronnie Shaver explained the consent agenda passed a condemnation at 735 West Matthews and the property owners were in attendance to speak. City Clerk Jackson stated the condemnations should not be put on the agenda. Mayor Formon asked Mr. Shaver to walk up to the microphone and let them know before they pass the consent agenda that property owners would like to speak. Rev. Cranberry stated they have been given a loan to tear down the house and are waiting on the money. He added he has a letter from the Vice President of Regions stating they have been given the loan. Mayor Formon noted they have 45 days from tonight to have the house torn down. Mr. Shaver stated he didn't know until this afternoon that the property would be torn down. Mr. Samuel Rosse of 3509 Longcrest stated he's cleaned it up and worked on it as much as possible due to the weather. He noted he got a building permit on February 15th. Mr. Shaver stated the property was not torn down in the time he was told, but some of the trash and debris has been cleaned up. He noted the permits are issued for six months if progress is being made. He explained the structure is still standing and only the loose trash has been picked up. He further explained they have given him the opportunity to clean the property up. Mr. Shaver stated Mr. Rosse still has six months from February 15 to bring it up to code. Mr. Rosse stated the reason he didn't do anything before is because someone else was looking at purchasing the property. He added the property has been gutted. Mayor Formon stated he has until August 15th to make progress with the house.

City Clerk Jackson expressed her appreciation for the support she's received recently due to the loss of her husband. She stated she could not name everyone individually, but thanked the community, Mayor Formon, the department heads and the City Council, particularly Councilwoman Furr.

11. Adjournment.

A motion was made by Councilman Mitch Johnson, seconded by Councilman Harold Perrin, that this meeting be Adjourned. The motion CARRIED by a Voice Vote.

Aye: 11 - Judy Furr;Darrel Dover;Faye McCall;Ann Williams;Charles Frierson;Cecil Province;Jim Hargis;Harold Perrin;John Street;Mitch Johnson and Tim McCall

Absent: 1 - Chris Moore

_____ **Date:** _____
Doug Formon, Mayor

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