



City of Jonesboro
Meeting Minutes
City Council

900 West Monroe
Jonesboro, AR 72401

Tuesday, April 17, 2007

6:30 PM

Council Chambers

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

PUBLIC HEARING - 6:15 P.M.

No opposition was voiced.

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

2. Pledge of Allegiance and Invocation

Councilman Province gave the invocation.

3. Roll Call by the City Clerk

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

Absent 1 - Mitch Johnson

4. Special Presentations

5. Consent Agenda

A motion was made by Councilperson Faye McCall, seconded by Councilperson Ann Williams, to suspend the rules and allow for a temporary Consent Agenda. The motion CARRIED.

Approval of the Consent Agenda

A motion was made by Councilperson Chris Moore, seconded by Councilperson Judy Furr, to approve all of the Consent Agenda items with the exception of RES-07:29. The motion CARRIED.

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

Absent: 1 - Mitch Johnson

MIN-07:003

Attachments: 040307

This matter was Approved on the Consent Agenda

MIN-07:004

Attachments: 040407

This matter was Approved on the Consent Agenda

RES-07:20

A RESOLUTION TO APPROVE PROVIDER SERVICE AGREEMENT BETWEEN JONESBORO ECONOMICAL TRANSPORTATION SYSTEM AND MICHAEL H. TEAGUE, MSW, LADAC, CCS

Sponsors: JETS

Attachments: TeagueContract

This matter was Approved on the Consent Agenda

Enactment No: R-EN-001-2007

RES-07:23

A RESOLUTION OF THE CITY OF JONESBORO, ARKANSAS TO CONTRACT WITH NRS CONSULTING ENGINEERS FOR DESIGN OF THE CEMETERY MAINTENANCE FACILITY AND INSPECTION OF CEMETERY EXCAVATION

Sponsors: Cemeteries

This matter was Approved on the Consent Agenda

Enactment No: R-EN-002-2007

RES-07:32

A RESOLUTION TO CONTRACT WITH OPTUS FOR SPONSORSHIP OF A BASEBALL FIELD AT JOE MACK CAMPBELL PARK

Sponsors: Parks & Recreation

Attachments: OptusJoeMackContract

This matter was Approved on the Consent Agenda

Enactment No: R-EN-003-2007

RES-07:24 **A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN AGREEMENT TO TERMINATE THE LEASE OF CITY PROPERTY AND ACCEPT THE IMPROVEMENTS LOCATED AT STRAWFLOOR DRIVE.**

Sponsors: Mayor's Office

Attachments: LandfillLease

This matter was Approved on the Consent Agenda

Enactment No: R-EN-004-2007

RES-07:21 **A RESOLUTION REQUESTING FREE UTILITIES AT 2407 QUALITY WAY AND 1620 STRAWFLOOR DRIVE FOR THE CITY OF JONESBORO.**

Sponsors: Mayor's Office

This matter was Approved on the Consent Agenda

Enactment No: R-EN-005-2007

6. New Business

RES-07:29 **A RESOLUTION OF THE CITY OF JONESBORO, ARKANSAS TO CONTRACT WITH BRACKETT-KRENNERICH AND ASSOCIATES, P.A. FOR DESIGN OF A NEW BATHHOUSE AT CRAIGHEAD FOREST PARK**

Sponsors: Parks & Recreation

Attachments: BKBathhouseContract

A motion was made by Councilperson Chris Moore, seconded by Councilperson Ann Williams, that this matter be Tabled. The motion CARRIED.

ORD-07:06 **AN ORDINANCE TO VACATE AND ABANDON A 60' RIGHT OF WAY AS REQUESTED BY NEA CLINIC**

Attachments: Petition
 Plat
 UtilityLetters

Councilman Moore introduced this ordinance for first reading by title only.

A motion was made by Councilperson Moore, seconded by Councilperson Street to suspend with the second and third readings by title only. The motion CARRIED.

A motion was made by Councilperson Judy Furr, seconded by Councilperson Chris Moore, that this matter be Passed. The motion CARRIED.

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

Absent: 1 - Mitch Johnson

Enactment No: O-EN-001-2007

ORD-07:04 AN ORDINANCE TO AMEND TITLE 14, KNOWN AS THE ZONING ORDINANCE PROVIDING FOR CHANGES IN ZONING BOUNDARIES AS REQUESTED BY FLOYD WALKER

Attachments: Plat
MAPCReport

Councilperson Street introduced this ordinance for first reading.

A motion was made by Councilperson Chris Moore, seconded by Councilperson Harold Perrin, to Waive Second Reading by title only. The motion CARRIED

ORD-07:03 AN ORDINANCE TO AMEND TITLE 14 OF THE JONESBORO MUNICIPAL CODE KNOWN AS THE ZONING ORDINANCE PROVIDING FOR A CHANGE IN ZONING DISTRICT BOUNDARIES AS REQUESTED BY DENNIS JOHN BURKS

Attachments: Plat
MAPCReport

Councilperson Perrin introduced this ordinance.

A motion was made by Councilperson Chris Moore, seconded by Councilperson Harold Perrin, to Waive Second Reading by title only. The motion CARRIED.

7. Unfinished Business

8. Mayor's Reports

Mayor Formon gave an update on two city employees, Brian Wadley and David Eagele stating they were doing better, but would be out of the office for a couple of months.

9. City Council Reports

Councilperson Furr provided a letter of condolence to the City of Blacksburg, Virginia in the wake of the shooting at Virginia Tech. All elected officials signed the letter which was read by City Attorney Crego.

Councilperson Province questioned the progress of the City Water and Light property, and expressed concern for the back-log this was causing. Mayor Formon responded saying Mr. Teddy Hooton had been in contact with City Water and Light but they were waiting for the new Public Works Director, Erick Woodruff. Mayor Formon stated there was no rush on the part of City Water and Light since they would not be in their new facility for 18 to 24 months. He explained maintenance personnel has looked at the DSA building to determine what was needed to make it a temporary facility for the street, planning and sanitation departments.

Councilperson Hargis again questioned the progress on drainage improvements for north French Street, Windover, Bradley Street, and behind Kohl's Department Store toward Caraway Road. He also mentioned a street improvement on Parker Road Annex.

Councilperson Moore inquired about ditch improvements behind Hays Grocery on Nettleton Avenue explaining notches needed to be cut in the berms for the prevention of mosquito.

Councilperson Williams questioned the status of the widening of north Patrick. Mayor Formon stated a presentation would be provided in May which would address all the capital improvement projects including North Patrick and Race Street.

Councilperson Perrin requested an update on the Master Drainage Plan for the next City Council meeting. Mr. Kelly Pannick stated he would provide the information.

Councilperson Furr reported City Attorney Crego has rewritten the ordinance pertaining to pawnshops to coincide with legislative action to the State Code. She explained this resulted from a lawsuit filed by a pawn shop owner. Councilperson Furr stated this was presented to the Public Safety Committee, and she had a copy for everyone on the City Council.

Councilperson Dover reminded everyone on the Finance Committee about the meeting on Thursday, April 19, 2007 at 4:00 p.m.

Councilperson Street questioned the progress of the detention on the Jonesboro School Property. Mayor Formon stated they were holding off on it until the season is right so not to effect the school band. Councilperson Street stated they were waiting on the Sharp Street improvements due to the requirement for additional land, with goes back to facilities planning.

Councilperson Perrin requested City Engineer, Kelly Panneck to check on the Pines Apartments for drainage problems resulting from MAPC approval of a major apartment complex. Mayor Formon stated with the proper detention there should be no run off. City Engineer Kelly Panneck introduced his Assistant Chief Engineer, Mr. Craig Light.

10. Public Comment

COM-07:001

Attachments: EatonMessage

Mr. and Mrs. John Eaton addressed the Jonesboro City Council regarding their pet, Rutty, a pot bellied pig. They requested a revision to the Jonesboro Code of Ordinances, Chapter 6.04.07 which pertains to the keeping of swine in the city limits of Jonesboro. The Eatons contended that pot bellied pigs were not livestock, since the ordinance was adopted in 1958, but pot bellied pigs were introduced to the United States in 1985. Mr. Eaton stated the USDA classify pot bellied pigs as a pets. Councilman Moore stated he was opposed to changing the ordinance due to the size pot bellied pigs can get to. He explained his uncle raises pot bellied pigs for consumption, and is allowed to do so because the land was grandfathered into Jonesboro by annexation. Councilman Moore stated he would not want pigs raised next to his home. Mr. and Mrs. Eaton stated they had a petition which showed 90% of their neighbors did not know they had a pig. Councilman Dover questioned if the ordinance could be written to allow for one pot bellied pig per house hold. City Attorney Crego stated the ordinance could be amended to allow for one per house hold but clarified this was a policy decision. Mr. Crego corrected a statement made by the Eaton's which quoted him as instructing them to get a letter from a veterarian saying it was O.K. Attorney Crego stated he instructed the Eaton's to get a letter from an expert stating Rutty was not swine. He stated none of the letters provided that information, and they were in violation of the current ordinance. The decision was made to refer the matter to the Public Safety Committee. Mr. Eaton asked for an extension for keeping Rutty while this matter is pending. City Attorney Crego explained there was no such provision that would allow for an extension to the law, without new legislation. Police Chief Yates explained they were not in a position to not enforce the ordinance, and recommended the citation be issued, and have the Eaton's to request a continuance from the court. Councilman McCall motioned, seconded by Councilman Moore to refer the matter to Public Safety.

11. Adjournment.

A motion was made by Councilperson Chris Moore, seconded by Councilperson Harold Perrin, that the meeting be Adjourned. The motion CARRIED