



City of Jonesboro

900 West Monroe
Jonesboro, AR 72401

Meeting Minutes City Council

Tuesday, August 5, 2008

6:30 PM

Council Chambers

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

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

Councilwoman Judy Furr presided over the meeting in the absence of Mayor Formon.

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; Chris Moore; John Street; Mitch Johnson and Tim McCall

Absent 1 - Harold Perrin

4. Special Presentations

5. Consent Agenda

Approval of the Consent Agenda

A motion was made by Councilman Chris Moore, seconded by Councilman John Street, to Approve the Consent Agenda with the exception of RES-08:123. The motion PASSED with a unanimous vote.

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

Absent: 1 - Harold Perrin

MIN-08:161

Minutes for the City Council meeting on July 15, 2008.

Attachments: [Minutes](#)

This item was passed on the consent agenda.

RES-08:116

A RESOLUTION TO ACCEPT THE LOW BID AND ENTER INTO A CONTRACT WITH STONEBRIDGE CONSTRUCTION, LLC. FOR THE CONSTRUCTION OF THE UNION STREET AND CATE STREET PARKING IMPROVEMENT PROJECT;

Sponsors: Public Works

Attachments: [Contract Documents 073008](#)
[Union Street Parking Modifications](#)
[Cate Street Parking Modifications](#)
[Union Cate Bid Tab](#)

This item was passed on the consent agenda.

Enactment No: R-EN-102-2008

RES-08:119

A RESOLUTION TO AMEND THE CITY OF JONESBORO EMPLOYEE HANDBOOK

Sponsors: Finance & Administration Council Committee

Attachments: [2008 FMLA Policy](#)

This item was passed on the consent agenda.

Enactment No: R-EN-103-2008

RES-08:123

A RESOLUTION TO AMEND THE CITY OF JONESBORO PAY PLAN

Sponsors: Public Works

Attachments: [Drainage Supervisor information](#)

Councilman Hargis stated there was no real explanation of the pay increase. He expressed concern about the timeliness of the increase and noted there is already someone on staff working for the current salary. He added a new budget is right around the corner. Councilman Street explained the individual currently in the position will be leaving and whoever is going to replace that person will make considerably less money. He further explained there is no adequate base for the position. Street Superintendent Tony Davis stated one person has been selected for the position. He further explained it is not a pay increase; rather, it is a promotion because the person is being promoted to a different level. He added the person will be taking on a tremendous amount of responsibility.

Councilman Moore questioned how many more items similar to this one will be presented. He stated he understands Councilman Hargis' concerns. He noted in the past several meetings they have had to address issues with pay without addressing the bigger problem. Councilwoman Furr asked Human Resources Director Gloria Roark what is happening with bringing in another company to look at the salary survey. She questioned whether it would be better to look at increasing this position's salary when the salary survey is looked at as opposed to doing it now. Ms. Roark explained they originally thought the salary survey could be looked at in time for the 2009 budget, but now they don't think there's any way it can be done before the budget cycle for next year. She added Johansson Group is tentatively scheduled to come up for a special Finance meeting on August 27th. She further noted they are researching whether an RFP will have to be done after the meeting. She stated it might be the 2010 budget before anything can be done. She also stated she is not aware of any other increases coming forward. She discussed the position. She explained all of the applicants indicated they would not accept the current salary because the people under them are making more. Councilman Johnson noted the City will still be saving \$3,000.

A motion was made by Councilman Mitch Johnson, seconded by Councilman Darrel Dover, to that the resolution be Passed. The motion PASSED with the

following vote:

Aye: 9 - Judy Furr;Darrel Dover;Faye McCall;Ann Williams;Charles Frierson;Chris Moore;John Street;Mitch Johnson and Tim McCall

Nay: 2 - Cecil Province and Jim Hargis

Absent: 1 - Harold Perrin

Enactment No: R-EN-104-2008

6. New Business*Ordinances on First Reading***ORD-08:035**

AN ORDINANCE TO ADOPT THE CITY OF JONESBORO FIRE DEPARTMENT EDUCATIONAL/TRAINING INCENTIVE PLAN

Sponsors: Fire Department

Attachments: [educational-incentive plan](#)

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

Councilman Moore motioned, seconded by Councilman Street to suspend the rules and waive second and third reading. All voted aye, with the exception of Councilman Hargis, Councilman Province and Councilwoman Furr.

A motion was made by Councilman Chris Moore, seconded by Councilman Darrel Dover, that this matter be Passed . The motion PASSED by an unanimous vote

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

Absent: 1 - Harold Perrin

Enactment No: O-EN-039-2008

COM-08:098

Statement from Councilman Harold Perrin as submitted for the City Council meeting on August 5, 2008.

Attachments: [Perrin Statement](#)

Councilman Dover read a statement from Councilman Perrin regarding RES-08:035.

This Other Communications was Read.

ORD-08:054

AN ORDINANCE PROVIDING FOR THE APPOINTMENT OF THE FINANCE DIRECTOR AS TREASURER FOR THE CITY OF JONESBORO AND FOR OTHER PURPOSES.

Sponsors: Mayor's Office

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

Councilwoman Williams motioned, seconded by Councilman Street, to susped the rules and place the ordinance on second and third reading. All voted aye.

Councilman Johnson motioned, seconded by Councilwoman Williams, to adopt the emergency clause. All voted aye.

A motion was made by Councilman John Street, seconded by Councilman Tim McCall, that this matter be Passed . The motion PASSED by an unanimous vote

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

Absent: 1 - Harold Perrin

Enactment No: O-EN-040-2008

ORD-08:056

AN ORDINANCE TO APPROPRIATE MONEY FROM THE UNALLOCATED PARKING METER FUND FOR THE PURCHASE OF MATERIALS AND LABOR TO IMPROVE DOWNTOWN PARKING LOTS IN THE 2008 BUDGET

Sponsors: Engineering

Attachments: [Estimated Cost](#)

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

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

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

A motion was made by Councilman Chris Moore, seconded by Councilman John Street, that this matter be Passed . The motion PASSED by an unanimous vote

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

Absent: 1 - Harold Perrin

Enactment No: O-EN-041-2008

ORD-08:060

AN ORDINANCE TO AMEND THE 2008 ANNUAL BUDGET FOR THE CITY OF JONESBORO

Sponsors: Finance and Mayor's Office

Attachments: [Appropriation Adjustment 2008-7-7-08](#)

Councilwoman Williams offered the ordinance for first reading by title only.

Councilman Dover asked for further clarification concerning the ordinance. Finance Director Jim Barksdale explained the ordinance is the same as what was done for 2007 clean-up ordinance. He further explained they wanted to go ahead and appropriate the money so the City wouldn't get written up for it in the next legislative audit. He stated most of the changes are Capital Improvement items, where money was appropriated but the project was completed in a different year without the money being re-appropriated. Councilwoman Williams asked whether the ordinance could be held at one reading. Mr. Barksdale stated there is no time pressure.

A motion was made by Councilwoman Ann Williams, seconded by Councilman

Chris Moore, that this matter be Held at one reading . The motion PASSED by an unanimous vote

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

Absent: 1 - Harold Perrin

ORD-08:062

AN ORDINANCE CONFIRMING MATTERS PERTAINING TO INDUSTRIAL DEVELOPMENT REVENUE BONDS PREVIOUSLY ISSUED; AUTHORIZING AND PRESCRIBING OTHER MATTERS RELATING THERETO; AND DECLARING AN EMERGENCY

Sponsors: Mayor's Office

Attachments: [Clerks Certification](#)
[First Amendment to Lease](#)
[Assignment and Assumption](#)
[Estoppel Agreement](#)
[Ordinance](#)

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

Councilman Moore asked for clarification concerning the ordinance. Attorney Thomas Leggett explained Millard Refrigerated Services is wanting to sign over their leasehold interest to the property to Nestle. He further explained Milard will still operate it, but the ownership will change to Nestle. He added the ordinance will allow the Mayor and City Clerk to sign three documents. He discussed the documents. Councilman Moore questioned whether there is any risk to the City. Mr. Leggett answered no, that the way the documents are worded City approval is not needed, but Nestle wanted City approval.

Councilman Frierson motioned, seconded by Councilman Hargis, to suspend the rules and place the ordinance on second and third reading. All voted aye.

Councilman Johnson motioned, seconded by Councilman Frierson, to adopt the emergency clause. All voted aye.

A motion was made by Councilman John Street, seconded by Councilman Charles Frierson, that this matter be Passed . The motion PASSED by an unanimous vote

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

Absent: 1 - Harold Perrin

Enactment No: O-EN-042-2008

Resolutions To Be Introduced

RES-08:141

RESOLUTION SETTING A PUBLIC HEARING REGARDING ABANDONING ALL OF THE 7.5 FOOT DRAINAGE AND UTILITY EASEMENT ALONG THE WEST LINE OF LOTS 5R AND 6R AND ALL OF THE 15 FOOT DRAINAGE AND UTILITY EASEMENT ALONG THE WEST LINE OF LOTS 2R AND 3R OF CRAIGHILLS FOURTH ADDITION AS REQUESTED BY PDW PROPERTIES, LLC

Attachments: [Petition](#)
[Plats](#)
[Utility Letters](#)

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

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

Absent: 1 - Harold Perrin

Enactment No: R-EN-105-2008

RES-08:142

RESOLUTION TO SET A PUBLIC HEARING TO VACATE AND CLOSE THAT PORTION OF OLIVER STREET WEST OF LEROY STREET AND EAST OF DUDLEY STREET AS REQUESTED BY NETTLETON PUBLIC SCHOOLS

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

A motion was made by Councilman Chris Moore, seconded by Councilman Mitch Johnson, that this matter be Passed . The motion PASSED by an unanimous vote

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

Absent: 1 - Harold Perrin

Enactment No: R-EN-106-2008

7. Unfinished Business

8. Mayor's Reports

Operations Director Misty Micenhamer informed the Council the RFP for the tornado siren system is out and will be opened on August 27 at 2:00 p.m.

9. City Council Reports

Councilman Moore motioned, seconded by Councilman Frierson, to add a resolution to the agenda. All voted aye.

RES-08:146

RESOLUTION TO SET A PUBLIC HEARING FOR THE ABANDONMENT OF A PORTION OF MAIN STREET LOCATED NORTH OF ROSE STREET IN SUGARLOAF KEY SECOND ADDITION AS REQUESTED BY C&O ENTERPRISES

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

A motion was made by Councilman Chris Moore, seconded by Councilman Jim Hargis, 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;Chris Moore;John Street;Mitch Johnson and Tim McCall

Absent: 1 - Harold Perrin

Enactment No: R-EN-107-2008

Councilwoman Williams discussed moving forward with the audit with Crowe Chizek. She noted there are several issues that need to be addressed, including Springbrook. Councilwoman Williams motioned, seconded by Councilman Hargis, to proceed with the audit. Councilwoman Williams noted Councilman Perrin indicated he would like to proceed with a full audit due to a new mayor coming in. Councilman Dover stated he has no faith in Crowe Chizek and stated the City needs to look at the company. Councilwoman Williams stated the issue with the furniture during the preliminary audit has been addressed, but other issues have not been addressed. She expressed concern about answering to the citizens of Jonesboro. She added the money spent on an audit is small compared to the amount spent on Springbrook. Mr. Barksdale explained they are still doing reconciliation work and still finding flaws in the system. He added Legislative Audit is also still working on the 2007 audit. Councilman Dover asked for Mr. Barksdale's recommendation regarding Springbrook. Mr. Barksdale answered he is not ready to make a recommendation. Councilman McCall questioned whether the Finance Committee would set the parameters for the audit. Councilman Frierson stated a list of things to be done needs to be made before moving forward with a company. Councilman Moore questioned whether the motion is being made with the understanding the Finance Committee would set the parameters for the audit. Councilwoman Furr answered yes. Councilwoman Williams noted the preliminary report had four serious issues and that would be a starting point for a further audit. Councilman Province also noted the figures concerning the furniture were given to Crowe Chizek by the City. He added the City needs a good audit before the new administration starts. Councilman Dover asked the Council to be specific with the word "audit" because a full audit could cost half a million dollars. Councilman Frierson stated he would like to see the whole list of items to be looked at by Crowe Chizek. Councilman Dover reiterated he wasn't impressed with Crowe Chizek and what the City got for \$80,000 wasn't much. Further discussion was held concerning what would be covered in the audit.

Councilwoman Williams motioned, seconded by Councilman Moore, to proceed with the second phase of the audit with parameters to be set by the Finance Committee. All voted aye, with the exception of Councilman Frierson.

Councilman Street commended Attorney Skip Mooney Jr. for his recent public awareness meeting concerning drugs.

10. Public Comment

Dr. Charles Coleman asked whether anyone had looked at Word Street. He asked what was happening. Councilman Province stated he drove down Word Street twice. He stated the road is narrow, there are a lot of kids and numerous cars stopping side by side. Public Works Director Erick Woodruff stated Police Chief Michael Yates suggested proposing a resolution to decrease the speed limit. He added they are meeting on Friday with Streets and Engineering to discuss what can be done. Councilwoman Furr questioned whether Word Street meets the criteria of even being an alley. Mr. Woodruff answered parts of it probably would. He indicated they need to determine where the right of way is in order to widen the street. Councilman Moore asked Mr. Woodruff to forward the results of their meeting to Dr. Coleman. Further discussion was held concerning the traffic on Word Street.

Mr. Jacob Holloway, a junior at the University of Arkansas, discussed Optimist Park at the YMCA. He stated he hopes there is more thought put into the re-creation of Optimist Park to accommodate not only young children, but people his age who want to

go to the park without spending money. Councilwoman Furr asked for a meeting to be set with Mr. Holloway, Mayor Formon, Fire Chief Aaron Keller and Parks Director Jason Wilkie to discuss the issue. She asked for Ms. Micenhamer to set up the meeting.

Mr. Woodruff stated they will be reporting what is going on in Public Works with the Council on a monthly basis.

Mr. Larry Jackson referred to Mr. Holloway's comments concerning Optimist Park and noted the park has to meet ADA regulations. He stated the playground wasn't torn down because they wanted to do it, but due to federal regulations. Councilwoman Furr asked Mr. Jackson to meet with Mr. Holloway.

COM-08:099

Financial reports as provided to the City Council by Finance Director Jim Barksdale at the meeting on August 5, 2008.

- Attachments:** [Appropriation Amendment](#)
 [Cash Statement - June 30, 2008](#)
 [Consolidated Account Interest Allocation - June, 2008](#)

Mr. Barksdale presented the Council with financial reports and stated he will be making them available through the public website.

Read

11. Adjournment.

A motion was made by Councilman Mitch Johnson, seconded by Councilwoman Faye McCall, 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;Chris Moore;John Street;Mitch Johnson and Tim McCall

Absent: 1 - Harold Perrin

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

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