



City of Jonesboro

Municipal Center
300 S. Church Street
Jonesboro, AR 72401

Meeting Agenda Public Works Council Committee

Tuesday, April 4, 2023

5:00 PM

Municipal Center, 300 S. Church

1. Call To Order

2. Roll Call by City Clerk April Leggett

3. Approval of minutes

[MIN-23:023](#)

Minutes for the Public Works Committee meeting on Tuesday, March 07, 2023

Attachments: [Minutes](#)

4. New Business

ORDINANCES TO BE INTRODUCED

[ORD-23:016](#)

AN ORDINANCE ACCEPTING THE ANNEXATION OF CERTAIN TERRITORY TO THE CITY OF JONESBORO, ARKANSAS AND FOR OTHER PURPOSES

Sponsors: Mayor's Office

Attachments: [CO-2023-1 \(ORDER\)](#)
[CO-2023-1 hearing minutes](#)
[overhead view close up](#)
[overhead view](#)
[Petition](#)
[Checklist](#)

RESOLUTIONS TO BE INTRODUCED

[RES-23:060](#)

A RESOLUTION BY THE CITY OF JONESBORO TO ENTER INTO AN INDEMNIFICATION AGREEMENT WITH CIRCA 1859, INC., d/b/a THE DOWNTOWN JONESBORO ALLIANCE (DJA)

Sponsors: Mayor's Office

Attachments: [Indemnification Agreement - DJA](#)

[RES-23:066](#)

A RESOLUTION BY THE JONESBORO CITY COUNCIL DECLARING AN EXCEPTIONAL SITUATION AND WAIVE COMPETITIVE BIDDING TO REPAIR DAMAGE TO CITY-OWNED INDUSTRIAL TRACK

Sponsors: Engineering

Attachments: [Eastside Rice LLC](#)

5. Pending Items

6. Other Business

7. Public Comments

8. Adjournment



City of Jonesboro

300 S. Church Street
Jonesboro, AR 72401

Text File

File Number: MIN-23:023

Agenda Date:

Version: 1

Status: To Be Introduced

In Control: Public Works Council Committee

File Type: Minutes

Minutes for the Public Works Committee meeting on Tuesday, March 07, 2023



City of Jonesboro

Municipal Center
300 S. Church Street
Jonesboro, AR 72401

Meeting Minutes Public Works Council Committee

Tuesday, March 7, 2023

5:00 PM

Municipal Center, 300 S. Church

1. Call To Order

2. Roll Call by City Clerk April Leggett

Present 7 - John Street; Mitch Johnson; Charles Coleman; LJ Bryant; Ann Williams; Janice Porter and Anthony Coleman

Absent 1 - Chris Moore

3. Approval of minutes

[MIN-23:013](#)

Minutes for the Public Works Committee meeting on February 07, 2023

Attachments: [Minutes](#)

A motion was made by LJ Bryant, seconded by Charles Coleman, that this matter be Passed . The motion PASSED with the following vote.

Aye: 6 - Mitch Johnson; Charles Coleman; LJ Bryant; Ann Williams; Janice Porter and Anthony Coleman

Absent: 1 - Chris Moore

4. New Business

Chairman John Street said, in case you were wondering why we were meeting today without anything on the agenda, we have one item to put into the record. L.J. Bryant will be stepping down from the Stormwater Management Board and I'll be replacing him with Janice Porter. We need that to be officially put into the record and that's the only reason we did have to meet.

Councilmember Ann Williams motioned, seconded by Councilmember Dr. Charles Coleman, to approve the replacement of L.J. Bryant with Janice Porter on the Stormwater Management Board. All voted aye.

5. Pending Items

6. Other Business

7. Public Comments

8. Adjournment

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

Aye: 6 - Mitch Johnson; Charles Coleman; LJ Bryant; Ann Williams; Janice Porter and Anthony Coleman

Absent: 1 - Chris Moore



City of Jonesboro

300 S. Church Street
Jonesboro, AR 72401

Text File

File Number: ORD-23:016

Agenda Date:

Version: 1

Status: To Be Introduced

In Control: Public Works Council Committee

File Type: Ordinance

AN ORDINANCE ACCEPTING THE ANNEXATION OF CERTAIN TERRITORY TO THE CITY OF JONESBORO, ARKANSAS AND FOR OTHER PURPOSES

Whereas, a petition was filed with the County Court of Craighead County, Arkansas, pursuant to A.C.A. § 14-40-602, for the annexation of certain territory into the City of Jonesboro, Arkansas; and

Whereas, on February 17, 2023, the County Court of Craighead County, Arkansas found that the Petition was signed by the majority of the real estate owners in said territory; that said territory was depicted on an accurate map of said territory, filed with and made a part of the Petition, showing the property to be contiguous and adjoining the present corporate limits of the City of Jonesboro, Arkansas; that proper notice had been given for the time and in the manner prescribed by law, and in all things pertaining thereto had been done in a manner prescribed by law, and that said land and territory should be annexed to and made a part of the City of Jonesboro, Arkansas, subject to the acceptance of same by the City Council of Jonesboro at the proper time as provided by law; and

Whereas, the time fixed by law for appealing from said order of annexation made by the County Court has expired and no appeal has been taken from said order; and

Whereas, it is the desire of the City of Jonesboro that said territory be annexed.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF JONESBORO, ARKANSAS:

Section 1: That the following described territory, contiguous to the City of Jonesboro, Arkansas, be and the same hereby accepted as part of, and annexed to and made part of the City of Jonesboro, Arkansas:

Part of the Southeast Quarter of the Southeast Quarter of Section 33, Township 15 North, Range 4 East, Craighead County, Arkansas, more particularly described as follows: Commence at the East Quarter Corner of said Section 33, thence South 00°17'20" East 1531.0 feet to the point of beginning; thence continue South 00°17'20" East 402.92 feet; thence North 88°39'37" West 113.78 feet to the East right-of-way of State Highway No. 351; thence North 01°18'37" East along said right-of-way 402.76 feet; thence South 88°39'37" East 102.52 feet to the point of beginning, containing 1.0 acre, more or less. Subject to assessments, building lines, easements, mineral reservations and/or conveyances, restrictions, and any other matters of record or fact.

Section 2: That the following schedule of services shall be extended to the area by the City of Jonesboro after the date of annexation becomes final:

- (1) Police Services;
- (2) Fire protection services;
- (3) Residential solid waste disposal services;
- (4) City planning and code enforcement services; and
- (5) Street and storm water system maintenance on city streets and drainage easements.

Section 3: That the above-described territory shall be annexed to and made a part of Ward 3 of the City of Jonesboro, and the same shall henceforth be a part of said ward as fully as existing parts of said ward.

Section 4: That thirty days after the passage and publication or posting of this Ordinance as authorized by law, the annexation shall be final and the property shall be within the corporate limits of the City of Jonesboro, Arkansas.

Section 5: That all ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 6: That the provisions of this Ordinance are hereby declared to be severable and if any section, phrase or provision shall be declared or held invalid, such invalidity shall not affect the remainder of the sections, phrases or provisions.

FILED IN THE COUNTY COURT OF CRAIGHEAD COUNTY, ARKANSAS

FEB 16 2023

Case No. CO-2023-1

COUNTY & PROBATE COURT CLERK
**ORDER APPROVING ANNEXATION OF CERTAIN LANDS
INTO THE CITY OF JONESBORO, ARKANSAS**

On this 17th day of February, 2023, the Petition for Approval to Annex Certain Lands into the City of Jonesboro, Arkansas (the “Petition”) filed by James Turner and Brandy Turner was presented to the Craighead County Court (the “Court”). The Court finds as follows:

1. The Petition was filed on January 13, 2023 by James and Brandy Turner asking that the following lands located in Craighead County, Arkansas be annexed into the City of Jonesboro, Arkansas (the “Real Property”):

Part of the Southeast Quarter of the Southeast Quarter of Section 33, Township 15 North, Range 4 East, Craighead County, Arkansas, more particularly described as follows: Commence at the East Quarter Corner of said Section 33, thence South 00°17’20” East 1531.0 feet to the point of beginning; thence continue South 00°17’20” East 402.92 feet; thence North 88°39’37” West 113.78 feet to the East right-of-way of State Highway No. 351; thence North 01°18’37” East along said right-of-way 402.76 feet; thence South 88°39’37” East 102.52 feet to the point of beginning, containing 1.0 acre, more or less. Subject to assessments, building lines, easements, mineral reservations and/or conveyances, restrictions, and any other matters of record or fact.

2. This matter was set for public hearing on February 17, 2023.

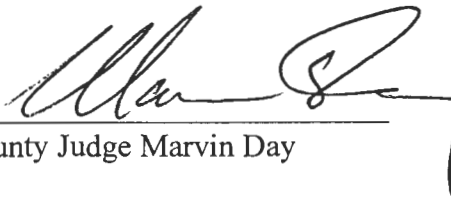
3. On February 14, 2023, James and Brandy Turner filed in the Court a Proof of Publication, showing that notice of the hearing was published in *The Jonesboro Sun*, a newspaper of general circulation in Craighead County, once a week for three weeks prior to the hearing. The Court finds that the notice and publication thereof satisfy the requirements of A.C.A. 14-40-602.

4. At the hearing, all interested persons were provided an opportunity to speak for or against the Petition and the relief requested therein.

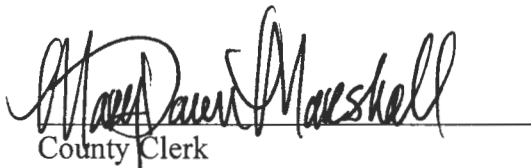
AA/B
436

5. After hearing all evidence for and against the Petition, the Court finds that the relief requested in the Petition should be granted, and the annexation of the Real Property described above into the City of Jonesboro should be approved.

IT IS THEREFORE, CONSIDERED, ORDERED AND ADJUDGED that the Petition is granted and the Real Property described above shall be considered annexed into the City of Jonesboro, Arkansas upon its acceptance thereof by proper ordinance. This Order shall be recorded by the County Clerk.


County Judge Marvin Day

Attest:


County Clerk

AA13
437

CO 2023-1

Re: JONESBORO ANNEXATION HEARING
February 17, 2023

In attendance was Jim Gramling and James Turner.
Judge Day called hearing to order at 1:30pm.

Judge Day stated that petition for annexation was filed January 13, 2023.
Notice of Hearing was published once a week, three consecutive times.
No opposition to annexation.

Judge Day approved the annexation.
Annexation order signed and filed 02/16/2023.

Hearing adjourned at 1:37pm.

FILED
FEB 21 2023
COUNTY & PROBATE COURT CLERK

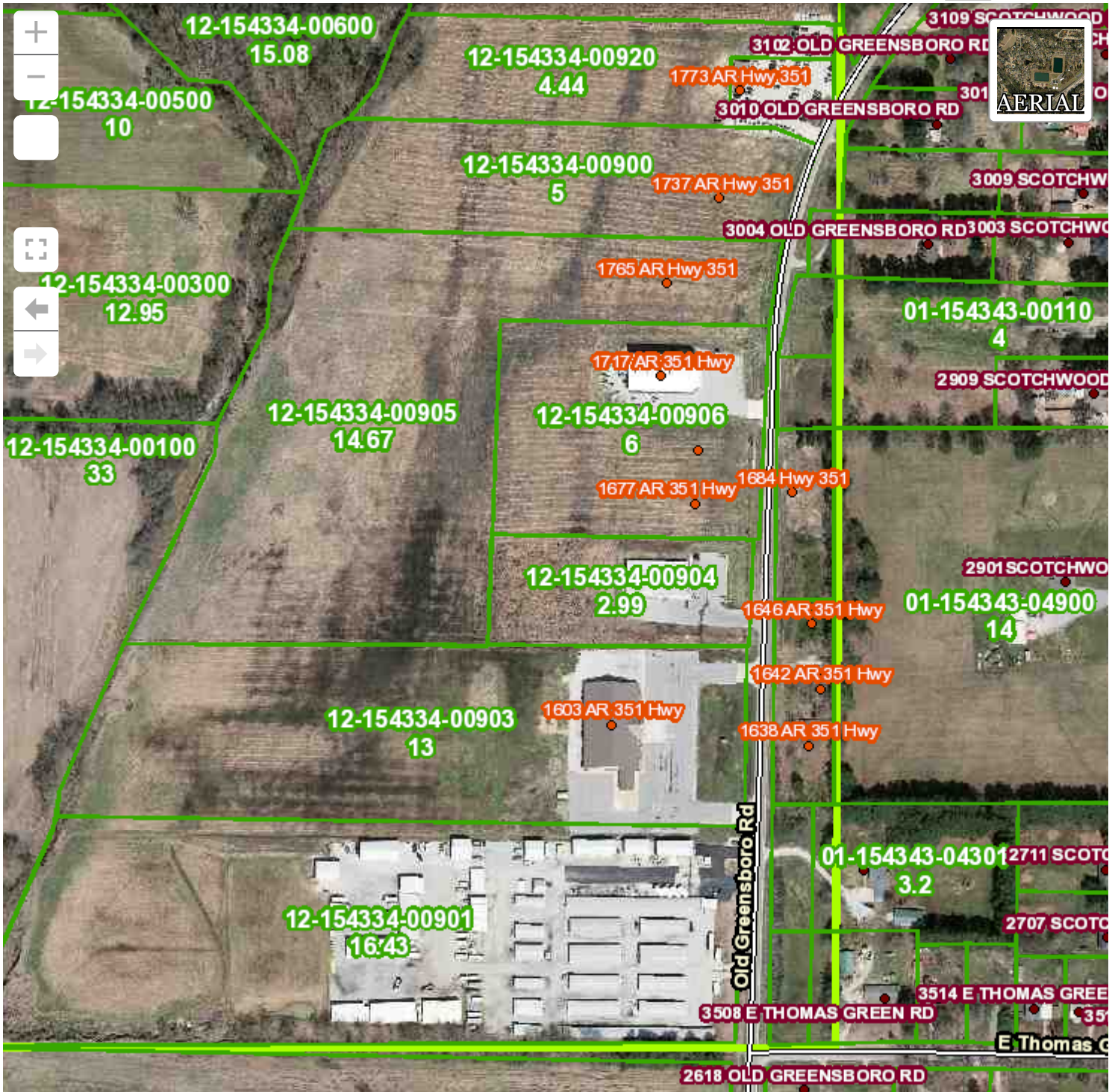


35.882 -90.657 Degrees

1 : 1,128



Enter Address or Parcel number



RECEIPT

1125837

Mary Dawn Marshall
Craighead County Clerk
P. O. Box 1167
Jonesboro, AR 72403
(870)933-4520

Date: 01/13/2023

Paid By: Gramlin Law Firm, PLC

Received: 30.00

Qty	Description	Unit Price	Amount
1	County Court Case	30.00	30.00

Paid With	Amount	Reference
Check	30.00	Check #1384

CO-2023-1

Katheenya Willis

Mary Dawn Marshall, County Clerk

JAN 13 2023

IN THE COUNTY COURT OF CRAIGHEAD COUNTY, ARKANSAS COUNTY & PROBATE COURT CLERK

CO-2023-1

PETITION FOR APPROVAL TO ANNEX CERTAIN LANDS INTO THE CITY OF JONESBORO, ARKANSAS

James Turner and Brandy Turner, by their attorney, Gramling Law Firm, PLC, petition this Court to approve the annexation of the lands described below in Craighead County, Arkansas, into the city limits of the City of Jonesboro, Arkansas, and states as follows:

1. James and Brandy Turner are the owners of the following described real property located in Craighead County, Arkansas (the "Real Property"):

Part of the Southeast Quarter of the Southeast Quarter of Section 33, Township 15 North, Range 4 East, Craighead County, Arkansas, more particularly described as follows: Commence at the East Quarter Corner of said Section 33, thence South 00°17'20" East 1531.0 feet to the point of beginning; thence continue South 00°17'20" East 402.92 feet; thence North 88°39'37" West 113.78 feet to the East right-of-way of State Highway No. 351; thence North 01°18'37" East along said right-of-way 402.76 feet; thence South 88°39'37" East 102.52 feet to the point of beginning, containing 1.0 acre, more or less. Subject to assessments, building lines, easements, mineral reservations and/or conveyances, restrictions, and any other matters of record or fact.

2. The Real Property is depicted in an Annexation Plat conducted and prepared by M² Surveying and a true and correct copy of that plat is attached hereto as Exhibit A.

3. The Turners petition this Court to annex the Real Estate into the City of Jonesboro to protect his family and home.

4. This annexation is unique, and corrects part of a cutout in the current City Limits.

5. Due to the great proximity to the city limits of Jonesboro, Arkansas, the highest and best use of the Real Property is realized within the city limits of Jonesboro, Arkansas.

6. The Turners request that this Court set a date for public hearing on this petition, to be conducted not less than thirty (30) days from the date of the filing of this petition pursuant to A.C.A. § 14-40-602.

7. Upon the date of the hearing being set, the Turners shall cause notice of the hearing to be published in the *Jonesboro Sun* one (1) time per week for three (3) consecutive weeks before the hearing.

8. The Turners respectfully request that the Craighead County Court approve the annexation of the Real Property into the City of Jonesboro and request an Order granting its petition.

9. Petitioner has coordinated this application with the Arkansas Geographic Information Systems office, and a duplicate of the coordination materials is attached to this petition as Exhibit B.

Respectfully submitted,

Gramling Law Firm, PLC
2500 Alexander Drive, Suite B
Jonesboro, AR 72401
870-938-0288

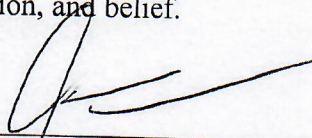
By: 

James F. Gramling, Jr. 97237
Attorney for Plaintiff

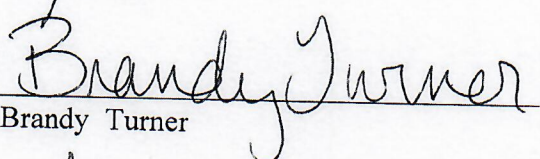
VERIFICATION

STATE OF ARKANSAS
COUNTY OF Craighead

The undersigned on oath states that the facts set forth in the foregoing are true and accurate to the best of his knowledge, information, and belief.

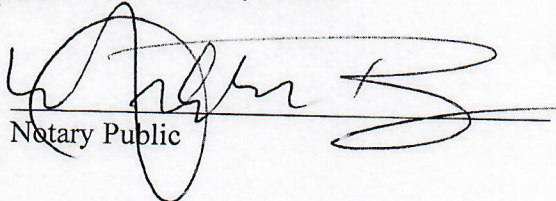


James Turner



Brandy Turner

Subscribed and sworn to before me this 3rd day of January, 2023.



Notary Public

My Commission Expires: 4-7-23

OFFICIAL SEAL - #12392695
HEATHER BELS
NOTARY PUBLIC-ARKANSAS
CRAIGHEAD COUNTY
MY COMMISSION EXPIRES: 04-07-23

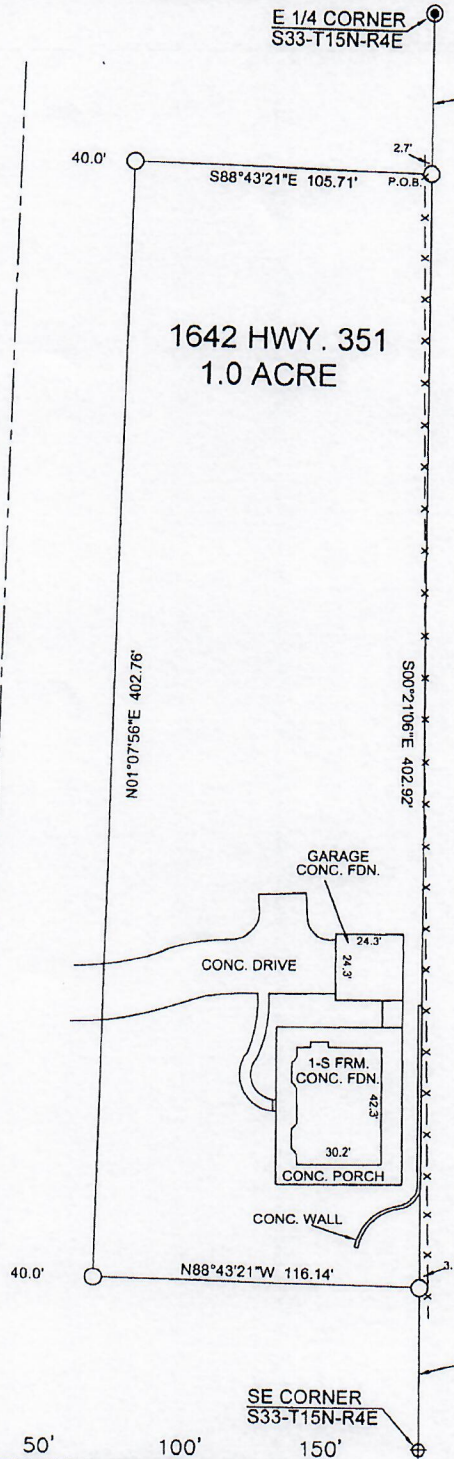
PLAT OF SURVEY

DESCRIPTION:

Part of the Southeast Quarter of the Southeast Quarter of Section 33, Township 15 North, Range 4 East, Craighead County, Arkansas, more particularly described as follows: Commencing at the East Quarter Corner of said Section 33, thence S00°21'06"E, 1531.01 feet to the point of beginning; thence continue S00°21'06"E, 402.92 feet; thence N88°43'21"W, 116.14 feet to the East Right-of-Way Line of Arkansas Highway #351; thence N01°07'56"E along said right-of-way line, 402.76 feet; thence S88°43'21"E, 105.71 feet to the point of beginning, containing 1.0 acre, more or less. Subject to any easements that may affect said lands.

1642 HWY. 351
1.0 ACRE

C/L ARK. HWY. #351



BEARINGS ARE BASED ON SURVEY BY H & S HIME PROFESSIONAL SURVEYING SERVICE FOR: SPEARS ESTATES DATED: MAY 20, 2006.

Douglas Moore



#200808270063

M² Surveying
 Doug Moore, Licensed Surveyor
 114 S. Rockingchair Road, Suite B
 Paragould, Ar. 72450
 Office: 870-236-7701 Cell: 870-240-3589 VAL Cell: 870-450-5053

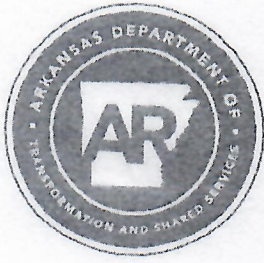
CLIENT
 CREY-LIEKE

SCALE: 1" = 50' DRAWN TDM CHECKED VMK DATE 6-17-08
 JOB# 08070 CRD#: 08070 DWG# 08070-1 REV#

- LEGEND**
- ⊙ FOUND IRON PIPE
 - SET IRON PIN
 - ⊕ FOUND MAG NAIL
 - x - WIRE FENCE
 - P.O.B. POINT OF BEGINNING

REV.	DATE	REVISION	BY

ARKANSAS SURVEYOR'S CODE
500-15N-4E-0-33-200-16-1293



Department of Transformation and Shared Services
Governor Asa Hutchinson
Secretary Mitch Rouse
Director Shelby Johnson

December 16, 2022

Mr. James F. Grambling, Jr.
Gramling Law Firm
2500 Alexander Drive, Suite B.
Jonesboro, AR 72401

RE: City of Jonesboro Annexation Coordination Requirement

Mr. Grambling,

Thank you for coordinating with our office as you seek to annex property into the City of Jonesboro, AR located in Section 33, Township 15 North, Range 4 East. This letter represents confirmation that you have coordinated with our office (Arkansas GIS Office) as specified in § 14-40-101 (Act 914 of 2015) of the 90th General Assembly.

Our office will wait completion of additional steps necessary for the proposed boundary change, which normally comes from the Arkansas Secretary of State Elections Division after the appropriate filing by your County Clerk.

Sincerely,

A handwritten signature in black ink, appearing to be 'JW'.



Jennifer Wheeler, Sr. GIS Analyst

Attachments:
GIS Office Map of Proposed Annexation
Legal Description
Secretary of State Municipal Change Checklist

H:\City_Annexations\Cities\Jonesboro\20221216\Doc\20221216_Jonesboro_Annexation_Coordination_Letter.docx

Arkansas Geographic Information Systems
501 Woodlane Street, Suite G-04 * Little Rock, AR 72201 * 501.682.2767
TRANSFORM.AR.GOV

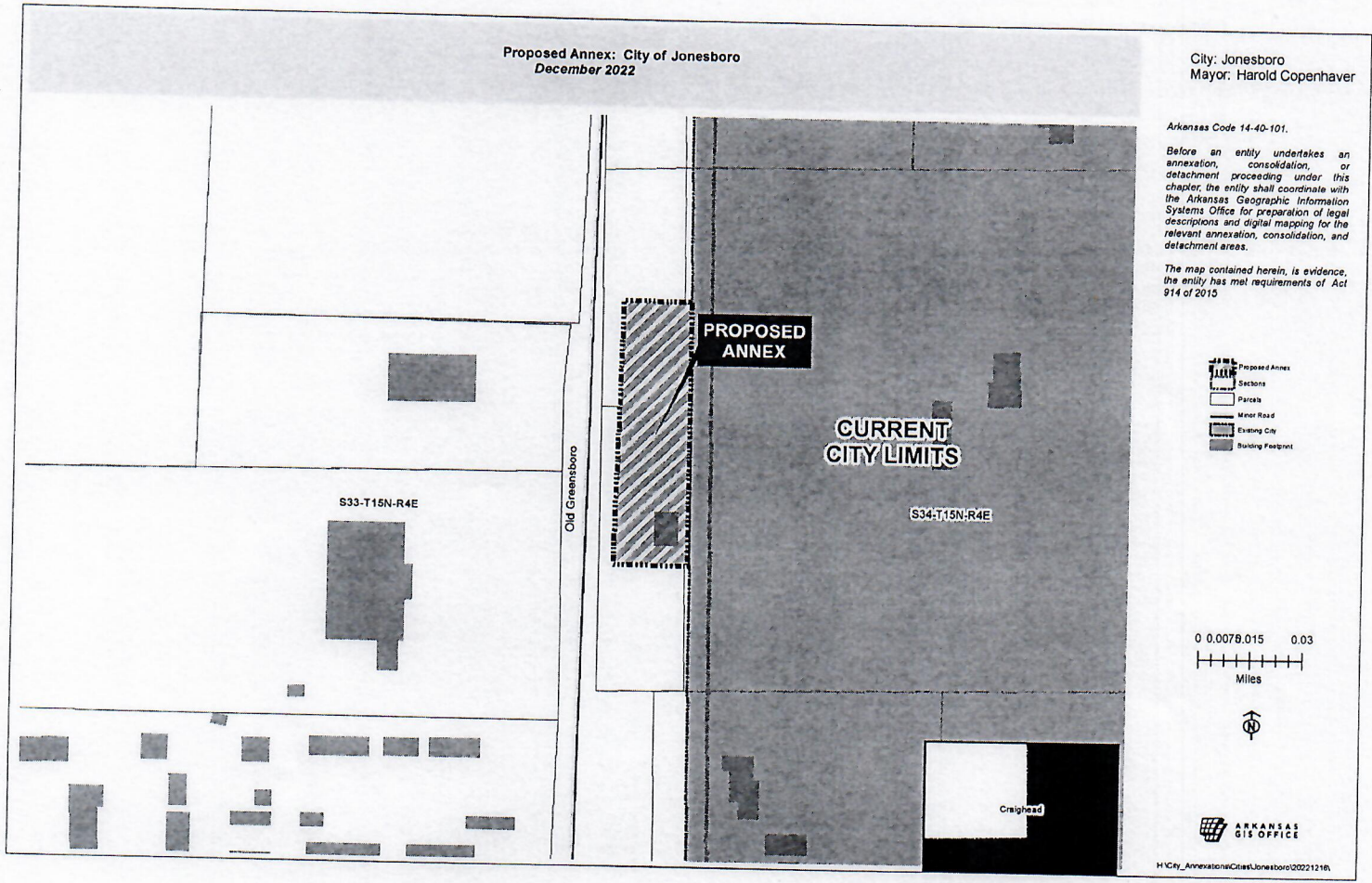
Proposed Annex: City of Jonesboro
December 2022

City: Jonesboro
Mayor: Harold Copenhaver

Arkansas Code 14-40-101.

Before an entity undertakes an annexation, consolidation, or detachment proceeding under this chapter, the entity shall coordinate with the Arkansas Geographic Information Systems Office for preparation of legal descriptions and digital mapping for the relevant annexation, consolidation, and detachment areas.

The map contained herein, is evidence, the entity has met requirements of Act 914 of 2015.



- Proposed Annex
- Sections
- Parcels
- Major Road
- Existing City
- Building Footprint

0 0.0075 0.015 0.03
Miles



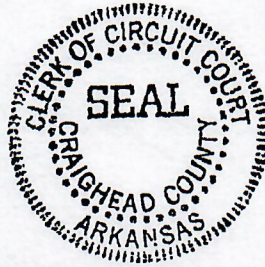
ARKANSAS
GIS OFFICE

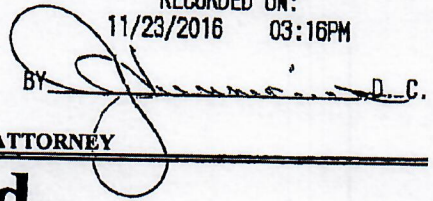
H:\City_Annexations\Cities\Jonesboro\2022\1216

Nix



JB2016R-018256
CANDACE EDWARDS
CRAIGHEAD COUNTY
RECORDED ON:
11/23/2016 03:16PM



BY  D.C.

THIS INSTRUMENT PREPARED BY: J. ROBIN NIX, II, ATTORNEY

Warranty Deed

(WITH RELINQUISHMENT OF DOWER & CURTESY)

KNOW ALL MEN BY THESE PRESENTS:

THAT WE, **Kyle Daniel Reeves and Veronica Mae Reeves, husband and wife**, for and in consideration of the sum of **\$209,000.00**, and other good and valuable considerations to us in hand paid by the **Grantees** herein, the receipt of which is hereby acknowledged, do hereby grant, bargain, sell, and convey unto **James D. Turner and Brandy Turner, husband and wife, as tenants by the entirety**, and unto **their heirs** and assigns forever, the following lands lying in the County of **Craighead** and State of **Arkansas**, to wit:

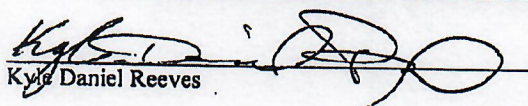
Part of the Southeast Quarter of the Southeast Quarter of Section 33, Township 15 North, Range 4 East, Craighead County, Arkansas, more particularly described as follows: Commence at the East Quarter Corner of said Section 33, thence South 00°17'20" East 1531.01 feet to the point of beginning; thence continue South 00°17'20" East 402.92 feet; thence North 88°39'37" West 113.78 feet to the East right-of-way of State Highway No. 351; thence North 01°18'37" East along said right-of-way 402.76 feet; thence South 88°39'37" East 102.52 feet to the point of beginning, containing 1.0 acre, more or less. Subject to assessments, building lines, easements, mineral reservations and/or conveyances, restrictions, and any other matters of record or fact.

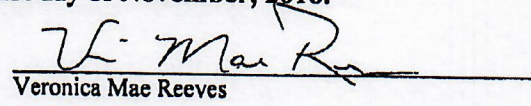
To have and to hold the same unto the said **Grantees** and unto **their heirs** and assigns forever, with all appurtenances hereunto belonging.

And we hereby covenant with said **Grantees** that we will forever warrant and defend the title to the said lands against all claims whatsoever.

And we, **Kyle Daniel Reeves and Veronica Mae Reeves, husband and wife**, for and in consideration of the said sum of money, do hereby release and relinquish unto the said **Grantees** our rights of dower, courtesy, and possibility of Homestead in and to said lands.

WITNESS our hands and seals on this **21st** day of **November, 2016**.


Kyle Daniel Reeves


Veronica Mae Reeves

Warrenty Deed, 2 Sellers



Arkansas Secretary of State

Mark Martin Arkansas Secretary of State, 500 Woodlane Ave, Little Rock, AR 72201-1094

Municipal Boundary Change Checklist

County: _____ City/Town: _____

City Ordinance/Resolution No: _____ Date approved: _____

County Court Case No: _____ Date of Order: _____

Type: Click down arrow at right to select from a list of Arkansas Code municipal boundary filing types

Date Change Effective: _____ Emergency clause: Yes No

For Circuit Court Challenge: Date Filed: _____ Upheld Overturned Other (attach explanation)

Initiating party:

All Landowners Majority Landowners Municipal Governing Body State Other _____

Supporting Documentation attached (check all that apply):

- File marked copy of City Ordinance/Resolution (not required for A.C.A §14-40-1801)
- File marked copy of County Court Order (not required for A.C.A. §14-40-501)
- Proof of Publication for all Legal Notices (Hearing, Election, City Ordinance/Resolution)
- Copy of Arkansas GIS approved printed map and certification letter
- File marked copy of Petition Part or File marked copy of the certified special election results (if applicable)
- File marked copy of Complaint and final Circuit Court Order (Court Challenge only)

Municipal Contact:

Name: _____ Title: _____

Street Address: _____

City: _____ St: _____ Zip code: _____

City/County Official:

Signature: _____ Title: _____

Date: _____

Complete one form for each ordinance/resolution and attach it as a cover page to the supporting document set. Submit the documents to Arkansas Secretary of State, Atten: Municipal Boundary Filing, 500 Woodlane Ave, Little Rock, AR 72201-1094

Office of the Arkansas Secretary of State use only

Received by: _____



City of Jonesboro

300 S. Church Street
Jonesboro, AR 72401

Text File

File Number: RES-23:060

Agenda Date:

Version: 1

Status: To Be Introduced

In Control: Public Works Council Committee

File Type: Resolution

A RESOLUTION BY THE CITY OF JONESBORO TO ENTER INTO AN INDEMNIFICATION AGREEMENT WITH CIRCA 1859, INC., d/b/a THE DOWNTOWN JONESBORO ALLIANCE (DJA)

WHEREAS, DJA wishes to install string lights in the City right of way; and,

WHEREAS, the City of Jonesboro wishes to enter into an agreement with DJA to indemnify the City of Jonesboro from and against any and all claims against the City of Jonesboro for any damages as a result of the installation of string lights in the City right of way on Main Street from Cate/Burke to Washington.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF JONESBORO, ARKANSAS THAT:

Section 1. The City of Jonesboro shall enter into an agreement with DJA. to indemnify the City of Jonesboro from and against any claims against the City of Jonesboro for any damages resulting from the strings lights being placed in the City right of way on Main Street from Cate/Burke to Washington.

Section 2. The Mayor and City Clerk are hereby authorized by the City Council for the City of Jonesboro to execute all documents necessary to effectuate this agreement.

STATE OF ARKANSAS
COUNTY OF CRAIGHEAD

INDEMNIFICATION AGREEMENT

Now comes Circa 1859, Inc., d/b/a the Downtown Jonesboro Alliance (“DJA”), who agrees to indemnify the City of Jonesboro (the “City”) from and against any and all claims against the City from any damages resulting from the String lights being placed in the City right of way on Main Street from Cate/Burke to Washington.

The String lights installed herein shall be maintained by the DJA and any subsequent business owners until such time that the improvements are no longer needed and have been permanently removed to the City’s satisfaction.

The City may remove the improvements at any time if said improvements are not being adequately maintained, or at any other time it is determined to be necessary, and the DJA and/or any subsequent owner shall receive no compensation for such removal. However, the City shall promptly return the property to the DJA in the condition it was in immediately prior to its removal.

The City of Jonesboro shall not be responsible for the improvements or any damages to the improvements caused by itself or any third party.

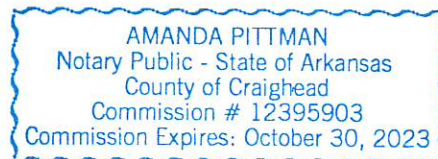
This Indemnification Agreement shall not waive, limit, or otherwise affect any defenses or immunity that the City and/or the DJA may have against any claims covered by this Agreement, including, but not limited to, any defense of governmental or charitable immunity. Furthermore, this Agreement shall not constitute an admission of liability on the part of the City or the DJA. The DJA shall have the right to participate in the defense of any claim or suit, and the City shall cooperate with the DJA in such defense.

Sarah Doss
Sarah Doss
Executive Director
CIRCA 1859, INC.,
d/b/a Downtown Jonesboro Alliance

Sworn to and subscribed before me on this 13th day of March, 2023.

Amanda Pittman
Notary Public

Harold Copenhaver
Mayor



Attested by:

April Leggett
City Clerk



City of Jonesboro

300 S. Church Street
Jonesboro, AR 72401

Text File

File Number: RES-23:066

Agenda Date:

Version: 1

Status: To Be Introduced

In Control: Public Works Council Committee

File Type: Resolution

A RESOLUTION BY THE JONESBORO CITY COUNCIL DECLARING AN EXCEPTIONAL SITUATION AND WAIVE COMPETITIVE BIDDING TO REPAIR DAMAGE TO CITY-OWNED INDUSTRIAL TRACK

WHEREAS, Eastside Rice LLC damaged the City-Owned industrial track on March 18, 2023;

WHEREAS, Shelby Railroad Services, Inc., the on-call contractor for rail services, accessed the damages and the cost to mobilize and repair the damaged rail to be \$34,343.00;

WHEREAS, Eastside Rice LLC has agreed to reimburse the City of Jonesboro all expenses related to repairing the damaged rail; and,

WHEREAS, bidding is impractical due to nature of the damage and the immediate need to repair the damaged rail.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF JONESBORO, ARKANSAS THAT:

Section 1: An exceptional situation exists requiring the waiving of the conditions of competitive bidding, so that competitive bidding requirements are hereby waived, and Shelby Railroad Services, Inc. was mobilized to repair damages to City-Owned industrial track.

Section 2: Eastside Rice LLC has acknowledged the damages and will reimburse the City of Jonesboro all expenses related to repairing the damages that resulted from the March 18, 2023 accident.



Shelby Railroad Service, Inc.

3021 Shelby Drive
 Memphis, TN 38118

BILL TO

City of Jonesboro
 300 S Church
 P O Box 1845
 Jonesboro, AR 72403

Invoice

DATE	INVOICE #
3/21/2023	00 8502

Established 1974

P.O. NO.	TERMS	DUE DATE	PROJECT
	NET 30 Days	4/20/2023	Emergency Derailment

	DESCRIPTION	QUA...	U of M	RATE	AMOUNT
	Location- Eastside Rice Mill / New City Railyard				
	March 18, 2023- Saturday				
1 Each	Track Foreman OT	8	Hrs	198.00	1,584.00
1 Each	Track Foreman, Assistant OT	8	Hrs	168.00	1,344.00
1 Each	Machine Operator OT	8	Hrs	129.00	1,032.00
3 Each	Truck Driver OT - 3 Each at 8hrs each	24	Hrs	85.50	2,052.00
2 Each	Track Laborer OT- 2 Each at 8hrs each	16	Hrs	78.00	1,248.00
1 Each	Truck, Road Tractor	8	Hrs	280.00	2,240.00
1 Each	Truck, Tool with Special Railroad Track Tools	8	Hrs	265.00	2,120.00
1 Each	Truck, Crew	8	Hrs	105.00	840.00
1 Each	Backhoe Machine & Forks	8	Hrs	195.00	1,560.00
1 Each	Air Compressor & Accessories	1	Week	425.00	425.00
	March 20, 2023- Monday				
1 Each	Track Foreman	8	Hrs	132.00	1,056.00
1 Each	Track Foreman, Assistant	8	Hrs	112.00	896.00
1 Each	Machine Operator	8	Hrs	86.00	688.00
3 Each	Truck Driver- 3 Each at 8hrs each	24	Hrs	57.00	1,368.00
1 Each	Truck, Crew	8	Hrs	105.00	840.00
1 Each	Truck, Road Tractor	8	Hrs	280.00	2,240.00
1 Each	Truck, Tool with Special Railroad Track Tools	8	Hrs	265.00	2,120.00
1 Each	Backhoe Machine & Forks	8	Hrs	195.00	1,560.00
MATERIAL					
1 Each	Switch Point	1	Each	4,380.00	4,380.00
1 Each	Switch Stand - #22 (Easy Three Handle)	1	Each	4,100.00	4,100.00
2 Each	Rod, Connecting	2	Each	325.00	650.00
				DUE	\$34,343.00

Terms: Net 30, if late add 3% Late Charge per month

Phone #	Fax #	E-mail	<i>Get on the Right Track</i>
901-365-1068	901-365-1075	shelbyrr@shelbyrr.com	