



City of Jonesboro

300 S. Church Street
Jonesboro, AR 72401

Meeting Minutes City Council

Tuesday, September 17, 2013

5:30 PM

Municipal Center

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

APPEAL HEARING AT 5:25 P.M.

Regarding the denial by the MAPC to approve a site plan request for 41 one-bedroom and two-bedroom units located on approximately 2.5 acres at the end of Prairie Dunes Lane as requested by The Reserve at Sage Meadows

Attorney Don Parker withdrew his request for an appeal hearing.

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; Tim McCall; Gene Vance; Chris Gibson; Rennell Woods; Mikel Fears and Charles Coleman

Absent 1 - Mitch Johnson

4. SPECIAL PRESENTATIONS

[COM-13:070](#)

Proclamation for Pink for the Cure to Jane McDaniel

Sponsors: Mayor's Office

Mayor Perrin presented the proclamation to Ms. McDaniel. He proclaimed October 4th as Go Pink for the Cure Day. Ms. McDaniel thanked the Mayor and encouraged everyone to wear pink on October 4th. She announced St. Bernard's will be doing free mammograms on October 4th from 8 a.m. - 3 p.m. at Temple Baptist Church for uninsured women.

This item was Read.

[COM-13:071](#)

Presentation from State Representatives Harold Copenhaver, Homer Lenderman and Butch Wilkins to the Miracle League

Sponsors: Mayor's Office

Mr. Copenhaver and Mr. Lenderman presented the Mayor with a \$50,000 check for the Miracle League. Mayor Perrin thanked them for the money and stated the field will be a shining star for the City. Mr. Wilkins was unable to attend.

This item was Read.

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. The motioned PASSED

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

Absent: 1 - Mitch Johnson

MIN-13:080

Minutes for the City Council meeting on September 3, 2013

Attachments: [Minutes](#)

This item was PASSED on the consent agenda.

MIN-13:081

Minutes for the special called City Council meeting on September 11, 2013

Attachments: [Minutes](#)

This item was PASSED on the consent agenda.

RES-13:127

A RESOLUTION TO ACCEPT A MAINTENANCE AGREEMENT FOR STORMWATER MANAGEMENT FACILITIES FOR HILL PARK ADDITION PHASE 1 & 2, A COMMERCIAL DEVELOPMENT

Sponsors: Engineering

Attachments: [Maintenance Agreement.pdf](#)
[Hill Park Addition - Phase 1 2](#)

This item was PASSED on the consent agenda.

Enactment No: R-EN-139-2013

RES-13:130

RESOLUTION BY THE CITY COUNCIL REPEALING RESOLUTION NO. 10:161, REINSTATING THE PROCEDURE FOR ABANDONMENT SET OUT IN STATE CODE.

This item was PASSED on the consent agenda.

Enactment No: R-EN-140-2013

RES-13:134

RESOLUTION BY THE CITY COUNCIL OF THE CITY OF JONESBORO, ARKANSAS TO ACCEPT A SIDEWALK CONNECTION FROM THE JONESBORO HUMAN DEVELOPMENT CENTER'S TRACK TO THE MIRACLE LEAGUE COMPLEX

Sponsors: Mayor's Office

Attachments: [Engineering letter \(HKB\) Miracle League](#)

This item was PASSED on the consent agenda.

Enactment No: R-EN-141-2013

RES-13:136

A RESOLUTION REQUESTING FREE UTILITIES AT 1618 STRAWFLOOR DRIVE FOR THE CITY OF JONESBORO

Sponsors: Engineering

This item was PASSED on the consent agenda.

Enactment No: R-EN-142-2013

RES-13:151

A RESOLUTION OF THE CITY OF JONESBORO, ARKANSAS, REQUESTING FREE UTILITIES AT 207 CATE AVENUE FOR THE CITY OF JONESBORO

Sponsors: Mayor's Office

This item was PASSED on the consent agenda.

Enactment No: R-EN-143-2013

6. NEW BUSINESS

ORDINANCES ON FIRST READING

ORD-13:055

AN ORDINANCE TO AMEND CHAPTER 117, KNOWN AS THE ZONING ORDINANCE PROVIDING FOR CHANGES IN ZONING BOUNDARIES FROM R-1 TO C-3 LUO FOR PROPERTY LOCATED AT 5710 EAST JOHNSON AVENUE AND 2006 GREENWAY LANE AS REQUESTED BY LOWELL FRENCH AND STEVE PRESTIDGE

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

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

Councilman Moore asked if there has been any opposition to the rezoning. Mayor Perrin answered no.

A motion was made by Councilman Chris Moore, seconded by Councilman Darrel Dover, to Waive Second Reading . The motion PASSED with the following vote:

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

Absent: 1 - Mitch Johnson

ORD-13:056

AN ORDINANCE TO AMEND CHAPTER 117, KNOWN AS THE ZONING ORDINANCE PROVIDING FOR CHANGES IN ZONING BOUNDARIES FROM R-1 TO C-3 LUO FOR PROPERTY LOCATED AT 4200 EAST JOHNSON AVENUE AS REQUESTED BY PROSPECT MISSIONARY BAPTIST CHURCH

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

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

Councilman Moore asked if there has been any opposition to the rezoning. Mayor Perrin answered no.

A motion was made by Councilman Chris Moore, seconded by Councilman John Street, to Waive Second Reading . The motion PASSED with the following vote:

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

Absent: 1 - Mitch Johnson

7. UNFINISHED BUSINESS

ORDINANCES ON THIRD READING

ORD-13:049

AN ORDINANCE TO VACATE AND ABANDON A PART OF CRAIGHEAD ROAD BY THE PROPERTY OWNERS KUM & GO, L.C., TROPHY WIFE HOLDING LLC, AND FIRST PRESBYTTERIAN CHURCH OF JONESBORO, ARKANSAS, CRAIGHEAD COUNTY, JONESBORO, ARKANSAS.

Attachments: [Exhibit A](#)
 [Planning & Engineering Letter](#)
 [Utility Letters](#)
 [Petitions](#)

Councilman Fears asked if all the issues have been worked out concerning this ordinance and ORD-13:050. Mayor Perrin answered yes.

A motion was made by Councilman John Street, 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; Tim McCall;Gene Vance;Chris Gibson;Rennell Woods;Mikel Fears and Charles Coleman

Absent: 1 - Mitch Johnson

Enactment No: O-EN-045-2013

ORD-13:050

AN ORDINANCE TO VACATE AND ABANDON A PART OF CRAIGHEAD ROAD BY THE PROPERTY OWNER(S) KUM & GO, L.C CRAIGHEAD COUNTY, JONESBORO, ARKANSAS.

Attachments: [Exhibit A](#)
 [Planning & Engineering Letter](#)
 [Utility Letters](#)
 [Petitions](#)

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

vote:

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

Absent: 1 - Mitch Johnson

Enactment No: O-EN-046-2013

8. MAYOR'S REPORTS

Mayor Perrin reported on the following items:

He sent out a report to the Council members concerning his recent trip to Washington D.C. with Grants Administrator Heather Clements. The trip was very beneficial and they found some new possible grants. They also were informed that some grants can be used to match funds for other grants, which they were not aware of.

The winter conference for the Municipal League will be in Rogers in January. If anyone would like to attend, they can call his office manager, Chrystal Glisson, to register.

They will be finishing with improvements to Stadium soon. There will be a dedicated right-hand turn lane in front of First Security Bank to turn onto Nettleton. They will also be working on a right-hand turn lane to turn onto Highland. They have extended the deceleration lane on Stadium to allow more cars to turn into the mall. The lane will now hold 12 to 14 vehicles.

They will be adding meeting information to the television screens in the lobby of the Municipal Center. They would also like to add pictures of the Council members, as well as their name, contact information and ward information so citizens can see it on the televisions.

He recently had a call with the Highway Department. They received a verbal commitment that they will be transferring money so the City can extend Parker Road from Strawfloor to Washington and to do work on the clover leafs along Highway 63. They have also formally requested a study concerning an overpass on Highland at Highway 18. Recently, Siloam Springs spent \$2 million for an overpass with the Highway Department paying the balance out of safety funds from their budget. Jonesboro will be applying for safety funds to help fund the overpass. He referred to an accident this morning where emergency personnel were delayed in getting to the scene due to a train blocking the tracks on Highland.

On October 30th, the Highway Department will be opening bids for the Clinton School Road light project.

Councilman Street questioned the status of the light at Darr Hill and Highway 49. Mayor Perrin answered that project is currently in the design phase.

9. CITY COUNCIL REPORTS

Councilman Street asked for an update concerning the citizen who wanted to sell hot dogs out of his hot dog cart. City Planner Otis Spriggs answered they are working with the downtown association to figure out locations for him to do business. They will be taking an ordinance the Public Works Committee to allow for the vending. Councilman Moore noted the barbecue stand he questioned at a previous meeting is

still in business. He asked why that barbecue stand is still open, but this citizen isn't able to do business with his hot dog cart. Mr. Spriggs answered the barbecue stand is allowed under city ordinance and the owner has met all requirements in order to do business. He added the owner of the hot dog cart has been given a privilege license but has not been granted a location permit. He is allowed to work at special events. Mayor Perrin noted Mr. Carson has indicated there are areas he would like to be at frequently, such as daily, weekly or just for special events.

Councilman Fears encouraged all of the citizens to travel to Memphis this weekend to support the Red Wolves at their football game. He then questioned whether the City can ask the railroad to pay for the overpass on Highland. Mayor Perrin explained the railroad can pay up to 5% of the total cost of the overpass at their discretion. The railroad administration will be visiting in two to three weeks and they will be showing the officials the questionable intersections in order to receive help.

Councilman Gibson asked when the inmates will be at Country Club Terrace to do ditch work. Chief Operating Officer LM Duncan answered next week. Councilman Gibson then asked when they will do something about the rip. Mr. Duncan stated he wasn't sure.

Councilwoman Williams announced she has received positive comments from citizens who are pleased that the Mayor is doing something to try and help with the trains blocking intersections problem. Mayor Perrin explained this is a serious matter and they are working to resolve the problem.

Councilman Moore motioned, seconded by Councilman Street, to suspend the rules and place ORD-13:053 on the agenda. All voted aye.

ORD-13:053

AN ORDINANCE TO AMEND CHAPTER 30, SECTION 30-1 THROUGH 30-10, KNOWN AS THE ENVIRONMENT ORDINANCE, REPEALING CONFLICTING SECTIONS WITHIN CHAPTERS 54 AND 66, AND PROVIDING FOR CHANGES IN THE ENFORCEMENT AND RULES AND DECLARING AN EMERGENCY TO PROVIDE CLARITY IN THE EXISTING ORDINANCES AND THE PRESERVATION OF PUBLIC PEACE, HEALTH AND SAFETY WITHIN OUR COMMERCIAL AND RESIDENTIAL NEIGHBORHOODS

Sponsors: Code Enforcement and Planning

Attachments: [Existing Code Section 30 Text Amendment Mark-up Copy](#)

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

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

After passage of the ordinance, Councilman Gibson motioned, seconded by Councilman Moore, to adopt the emergency clause. All voted aye, with the exception of Councilman Vance who voted nay.

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

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

Absent: 1 - Mitch Johnson

Enactment No: O-EN-047-2013

10. PUBLIC COMMENTS

11. ADJOURNMENT

A motion was made by Councilman Chris Moore, seconded by Councilman John Street, that this meeting be Adjourned . The motion PASSED with the following vote:

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

Absent: 1 - Mitch Johnson

_____ **Date:** _____

Harold Perrin, Mayor

Attest:

_____ **Date:** _____

Donna Jackson, City Clerk