



City of Jonesboro

900 West Monroe
Jonesboro, AR 72401

Meeting Minutes City Council

Tuesday, June 2, 2009

6:30 PM

Huntington Building

PUBLIC WORKS COMMITTEE MEETING AT 5:30 P.M.

PUBLIC HEARING AT 6:15 P.M.

Regarding the abandonment of part of Leroy Street lying east of Donald Street and north of Oliver Street as requested by Nettleton Public Schools

No opposition was voiced.

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 9 - Darrel Dover; Jim Hargis; Chris Moore; John Street; Mitch Johnson; Tim McCall; Chris Gibson; Rennell Woods and Mikel Fears
Absent 3 - Ann Williams; Charles Frierson and Gene Vance

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. A motion was made that these files be approved by consent voice vote.

Aye: 9 - Darrel Dover; Jim Hargis; Chris Moore; John Street; Mitch Johnson; Tim McCall; Chris Gibson; Rennell Woods and Mikel Fears

Absent: 3 - Ann Williams; Charles Frierson and Gene Vance

MIN-09:052 Minutes for the City Council meeting on May 19, 2009.

Attachments: [Minutes](#)

This item was PASSED on the consent agenda.

RES-09:084 A RESOLUTION OF THE CITY OF JONESBORO, ARKANSAS TO APPROVE A CONTRACT WITH DD&F CONSULTING GROUP TO DEVELOP A COMPREHENSIVE CONTINUITY PLAN.

Sponsors: Mayor's Office

Attachments: [2009 Business Continuity Plan Retainer revised 5-7-09](#)

This item was PASSED on the consent agenda.

Enactment No: R-EN-053-2009

6. New Business

Ordinances To Be Introduced

ORD-09:034 AN ORDINANCE TO VACATE AND ABANDON A PART OF LEROY STREET RIGHT OF WAY AS REQUESTED BY NETTLETON PUBLIC SCHOOLS

Attachments: [Plats](#)
[Petitions](#)
[City Staff Letter Leroy Street Abandonment](#)
[Utility Letters](#)

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

Councilman Dover abstained from voting and discussion because he is employed by Nettleton Schools.

Councilman Moore motioned, seconded by Councilman Street, to suspend the rules and waive second and third readings. All voted aye, with the exception of Councilman Dover who abstained from voting.

A motion was made by Councilman Chris Moore, seconded by Councilman John Street, that this Ordinance be Passed. The motion CARRIED by a Voice Vote.

Aye: 8 - Jim Hargis;Chris Moore;John Street;Mitch Johnson;Tim McCall;Chris Gibson;Rennell Woods and Mikel Fears

Absent: 3 - Ann Williams;Charles Frierson and Gene Vance

Abstain: 1 - Darrel Dover

Enactment No: O-EN-028-2009

Resolutions To Be Introduced

RES-09:091 RESOLUTION TO SET A PUBLIC HEARING REGARDING THE ABANDONMENT OF AN EXISTING DRAINAGE AND UTILITY EASEMENT LOCATED NORTH OF PINNACLE POINT AS REQUESTED BY PETE AND SARAH MURPHY

Attachments: [Utility Letters](#)
[Plat](#)
[Petition](#)
[Letter from City of Jonesboro](#)

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

Aye: 9 - Darrel Dover; Jim Hargis; Chris Moore; John Street; Mitch Johnson; Tim McCall; Chris Gibson; Rennell Woods and Mikel Fears

Absent: 3 - Ann Williams; Charles Frierson and Gene Vance

Enactment No: R-EN-054-2009

COM-09:068

Request by Robert Sartin to set an appeal hearing regarding the decision by the Board of Zoning Adjustment concerning property located at 2918 Casey Springs Road.

Attachments: [Appeal Letter](#)
[BZA Minutes](#)

Councilman Moore asked for a legal opinion on the hearing because it was his understanding appeals from the BZA were to be directed to the Circuit Court, not the City Council. City Attorney Phillip Crego agreed, stating the provisions of the City's ordinances state appeals of the BZA should go to the Circuit Court and are not subject to review by the City Council.

Councilman Moore motioned, seconded by Councilman Johnson, to deny the appeal hearing. All voted aye.

This item was Read.

7. Unfinished Business

Ordinances on Second Reading

ORD-09:024

AN ORDINANCE TO AMEND TITLE 14, KNOWN AS THE ZONING ORDINANCE PROVIDING FOR CHANGES IN ZONING BOUNDARIES LOCATED ON THE SOUTHEAST CORNER OF STATE HIGHWAY 91 AND LACY DR., AS REQUESTED BY THE CITY OF JONESBORO, ARKANSAS.

Sponsors: Public Works and Mayor's Office

Attachments: [LACY REZONE PLAT](#)
[Rezoning Application_City of JBORO_Lacy Rd](#)
[MAPC Report](#)

Councilman Street motioned, seconded by Councilman Fears, to suspend the rules and waive the third reading. All voted aye.

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

Aye: 9 - Darrel Dover; Jim Hargis; Chris Moore; John Street; Mitch Johnson; Tim McCall; Chris Gibson; Rennell Woods and Mikel Fears

Absent: 3 - Ann Williams; Charles Frierson and Gene Vance

Enactment No: O-EN-029-2009

ORD-09:032 AN ORDINANCE TO AMEND TITLE 14, KNOWN AS THE ZONING ORDINANCE PROVIDING FOR CHANGES IN ZONING BOUNDARIES LOCATED AT 4800 E. JOHNSON AVE. (49N) FROM R-1 RESIDENTIAL AND C-3 GENERAL COMMERCIAL TO PD-C PLANNED DEVELOPMENT COMMERCIAL FOR PROPERTY LOCATED ON THE NORTH SIDE OF HIGHWAY 49N WEST OF BRIDGER ROAD AS REQUESTED BY NEA BAPTIST MEMORIAL HEALTH

Attachments: [Rezoning Plat](#)
[MAPC Report](#)
[NEA Baptist Criteria and Covenants by MAPC](#)
[CD2 Conceptual Development Plan](#)
[CD3 Development Conditions](#)
[CD4 Conceptual Grading Plan](#)
[CD5 Conceptual Utility Plan](#)
[Conceptual Masterplan](#)
[Conceptual PD_m-color](#)
[Development Conditions](#)
[Project Narrative](#)
[Zoning](#)
[Zoning Application](#)
[Parking Lot Information](#)

Councilman Johnson abstained from voting and discussion due to being employed by NEA Clinic. Councilman Dover also abstained from voting and discussion because his wife is employed by NEA.

Councilman Hargis questioned whether anything had been resolved regarding the concerns brought up by the neighbors at the last meeting. Mr. Ed Harcourt of A2H Engineers, which represents NEA Baptist Clinic, stated they have reached an agreement with the opposition and a fence will be provided. He added they have to work out a few details, but they are in complete agreement.

Councilman Moore motioned, seconded by Councilman Street, to suspend the rules and waive the third reading. All voted aye, with the exception of Councilmen Johnson and Dover who abstained from voting.

Under Mayor's Reports, Mayor Perrin noted on ORD-09:032 there were two abstentions so he voted in order to waive the third reading.

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: 7 - Jim Hargis;Chris Moore;John Street;Tim McCall;Chris Gibson;Rennell Woods and Mikel Fears

Absent: 3 - Ann Williams;Charles Frierson and Gene Vance

Abstain: 2 - Darrel Dover and Mitch Johnson

Enactment No: O-EN-030-2009

8. Mayor's Reports

COM-09:069 Presentation by Chief Building Inspector Terry Adams to the City Council on June 2, 2009.

Attachments: [Presentation](#)

Chief Building Inspector Terry Adams stated Inspections and Code Enforcement are back under the same department. He discussed the departments.

Councilman Hargis questioned whether Inspections handles sidewalks. Mr. Adams answered no, that falls under the Engineering Department. He explained Inspections takes care of buildings and houses from the ground to completion to make sure all codes are met.

This item was Read.

COM-09:056

Jonesboro Airport Commission financial statements for the four months ended April 30, 2009, and 2008

Sponsors: Municipal Airport Commission

Attachments: [Airport Finance Statements](#)

This item was Read.

Mayor Perrin stated the City met with Legacy Landfill to discuss a composte facility at their facility. He explained they are looking at feasibility and some City employees are looking at other composte facilities in the state. He further explained they appointed five members of their Board to work with the City on the project. He stated the project could cost \$1.5 million. He noted City Engineer Craig Light has contacted ADEQ to let them know about the yard waste stacked at the City's facility.

After a short recess, Mayor Perrin noted on ORD-09:032 there were two abstentions so he voted in order to waive the third reading.

Mayor Perrin stated the DFIRM map went out on time and they are waiting on FEMA's answer.

Mayor Perrin explained sidewalk construction will start tomorrow by Hillcrest and they will go down Wilkins. He further explained after they receive the additional funding from HUD they will proceed with more projects.

Mayor Perrin stated there are 30 tornado sirens up with only three left to put up. He added D&J has started chipping the ice storm debris. He explained the City has paid D&J \$1,238,571. He noted Mr. Tony Thomas and Public Works Director Erick Woodruff are working with FEMA in order for the City to start getting reimbursed.

Mayor Perrin explained the fleet maintenance software is in and will be implemented in the Police Department. He stated after working with the software it will be implemented in the rest of the City. He added they will be taking bids for cell phone service and data lines. He asked for comments regarding the proposed computer policy.

Councilman Moore discussed a previous proposal to hire a company to look at sales tax revenue. He stated the quicker the City can review it, then the further back the City can look. Mayor Perrin explained at the next Council meeting they should have something ready.

9. City Council Reports

Councilman Hargis announced the Library will have local talent on the front lawn every Tuesday in June.

Councilman Gibson motioned, seconded by Councilman Moore, to suspend the rules and add a resolution to the agenda. All voted aye.

RES-09:089

A RESOLUTION CONFIRMING THE APPOINTMENT AND REAPPOINTMENT OF THE MEMBERS OF THE CITY OF JONESBORO, ARKANSAS RESIDENTIAL HOUSING AND HEALTH CARE FACILITIES BOARD

Sponsors: Mayor's Office

Attachments: [Proclamation Residential Housing and Health Care Facilities Board](#)

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

Aye: 9 - Darrel Dover; Jim Hargis; Chris Moore; John Street; Mitch Johnson; Tim McCall; Chris Gibson; Rennell Woods and Mikel Fears

Absent: 3 - Ann Williams; Charles Frierson and Gene Vance

Enactment No: R-EN-055-2009

Councilman Gibson motioned, seconded by Councilman Fears, to suspend the rules to add another resolution to the agenda. All voted aye.

RES-09:090

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

Sponsors: Mayor's Office

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

Aye: 9 - Darrel Dover; Jim Hargis; Chris Moore; John Street; Mitch Johnson; Tim McCall; Chris Gibson; Rennell Woods and Mikel Fears

Absent: 3 - Ann Williams; Charles Frierson and Gene Vance

Enactment No: R-EN-056-2009

Councilman Gibson stated 911 fielded about 21,700 calls with only approximately 4,000 being emergency situations.

Councilman McCall announced a Trout Fishing in America concert being held this weekend, sponsored by the Friends of the Library and the A&P Commission. He noted it's the first event for the sesquicentennial celebration. He stated it would be at the Valley View Performing Arts Center on Saturday, June 6, 2009, at 2 p.m.

Mayor Perrin commended the Police and Fire Departments for their work during some events over the past few weeks.

COM-09:070 Budget report summary by department and fund year to date 5/31/09 as provided to the City Council by Finance Director Jim Barksdale at the meeting on June 2, 2009.

Attachments: [Budget Report](#)

Mayor Perrin noted Legislative Audit is at City Hall and he has visited with them. He stated things seem to be going well and they should be leaving around the end of July. He also reminded the Council that the Finance Committee meeting will be held on Tuesday, June 9, 2009, at 4:00 p.m.

This item was Read.

10. Public Comment

11. Adjournment.

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

Aye: 9 - Darrel Dover; Jim Hargis; Chris Moore; John Street; Mitch Johnson; Tim McCall; Chris Gibson; Rennell Woods and Mikel Fears

Absent: 3 - Ann Williams; Charles Frierson and Gene Vance

Harold Perrin, Mayor **Date:** _____

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