



City of Jonesboro

Meeting Minutes

City Council

900 West Monroe
Jonesboro, AR 72401

Tuesday, July 17, 2007

6:30 PM

Council Chambers

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

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 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 Councilperson Chris Moore, seconded by Councilperson John Street, for the adoption of the Consent Agenda. The motion CARRIED

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-07:210 Minutes for the July 3, 2007, City Council meeting.

Attachments: [070307](#)

The minutes were approved and adopted under the Consent Agenda.

RES-07:168 Resolution for Condemnation properties at: 104 N. Drake, Jonesboro, Arkansas

Sponsors: Code Enforcement

Attachments: [104 N Drake.doc](#)
[100_7979.JPG](#)
[100_7981.JPG](#)
[100_7982.JPG](#)
[100_7984.JPG](#)

This matter was Passed by roll call vote under the Consent Agenda.

Enactment No: R-EN-058-2007

RES-07:169 A RESOLUTION TO: Condemn the property located at 1807 Irby.

Sponsors: Code Enforcement

Attachments: [1807 Irby.doc](#)
[100_7556.JPG](#)
[100_7557.JPG](#)
[100_7558.JPG](#)
[100_7562.JPG](#)

This matter was Passed by consent rollcall

Enactment No: R-EN-059-2007

RES-07:170 A RESOLUTION FOR the condemnation of the property located at 406 E. Gordon in Jonesboro, Arkansas.

Sponsors: Code Enforcement

Attachments: [100_9769.JPG](#)
[100_9770.JPG](#)
[406 E Gordon.doc](#)

This matter was Passed by consent rollcall

Enactment No: R-EN-060-2007

RES-07:171 A RESOLUTION FOR the condemnation of the property located at 1103 French Street in Jonesboro, Arkansas.

Sponsors: Code Enforcement

Attachments: [1103 French.doc](#)
[100_7966.JPG](#)
[100_7967.JPG](#)
[100_7968.JPG](#)
[100_7969.JPG](#)

This matter was Passed by consent rollcall

Enactment No: R-EN-061-2007

RES-07:172 A RESOLUTION FOR the condemnation of the property located at Parcel # 01-144073-19500 W. Forrest Street in Jonesboro, Arkansas.

Sponsors: Code Enforcement

Attachments: [W Forrest Jimmy Broadaway.doc](#)
[100_8654.JPG](#)
[100_8655.JPG](#)
[100_8656.JPG](#)
[100_8659.JPG](#)

This matter was Passed by consent rollcall

Enactment No: R-EN-062-2007

RES-07:173 A RESOLUTION FOR the condemnation of the property located at 1109 Cottonbelt in Jonesboro, Arkansas.

Sponsors: Code Enforcement

Attachments: [1109 Cottonbelt.doc](#)
[100_7612.JPG](#)
[100_7614.JPG](#)
[100_7615.JPG](#)
[100_7613.JPG](#)

This matter was Passed by consent rollcall

Enactment No: R-EN-063-2007

RES-07:174 A RESOLUTION FOR the condemnation of the property located at 900 Hoover A & B in Jonesboro, Arkansas.

Sponsors: Code Enforcement

Attachments: [900 Hoover A & B.doc](#)
[100_0993.JPG](#)
[100_0994.JPG](#)
[100_0995.JPG](#)
[100_0996.JPG](#)
[100_0997.JPG](#)
[100_0998.JPG](#)

This matter was Passed by consent rollcall

Enactment No: R-EN-064-2007

RES-07:180 RESOLUTION OF THE CITY COUNCIL FOR THE CITY OF JONESBORO TO CONDEMN CERTAIN REAL PROPERTY LOCATED IN THE CITY OF JONESBORO FOR THE PUPOSE OF ESTABLISHING A DETENTION POND

Sponsors: Public Works and Mayor's Office

This matter was Passed by consent rollcall

Enactment No: R-EN-065-2007

RES-07:194 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JONESBORO, ARKANSAS AUTHORIZING THE MAYOR AND CITY CLERK TO PURCHASE PROPERTY (EASEMENT) LOCATED AT STRAWFLOOR RD., JONESBORO, ARKANSAS FOR THE PURPOSE OF ESTABLISHING A GAS EXTRACTION

Sponsors: Public Works and Mayor's Office

Attachments: [Strawfloor Rd Nabors Complete](#)
[Strawfloor Rd-Regina Nabors \(revised\)](#)

This matter was Passed by consent rollcall

Enactment No: R-EN-066-2007

RES-07:201 A RESOLUTION EXPRESSING THE WILLINGNESS OF THE CITY OF JONESBORO,

CRAIGHEAD COUNTY TO UTILIZE FEDERAL-AID MONIES FOR THE INSTALLATION OF A TRAFFIC SIGNAL AT HIGHWAY 463 & HIGHWAY 351 (Nettleton Avenue & Industrial Drive)

Sponsors: Mayor's Office and Public Works

Attachments: [AHTD \(Hwy 351 463\)](#)

This matter was Passed by consent rollcall

Enactment No: R-EN-067-2007

RES-07:209

RESOLUTION OF THE CITY OF JONESBORO, ARKANSAS APPROVING THE 2007-2011 FIVE YEAR CONSOLIDATED AND 2007 ACTION PLAN FOR THE CITY, DATED JULY 17, 2007 INCLUDING THE 2007 COMMUNITY DEVELOPMENT BLOCK GRANT PROJECTS AND BUDGET

Sponsors: Community Development and Mayor's Office

Attachments: [Attachment A](#)
[Chapter 1](#)
[Chapter 2](#)
[Chapter 3](#)
[Chapter 4](#)
[Chapter 5](#)
[Chapter 6](#)
[Chapter 7](#)
[Chapter 8](#)
[MAPS](#)
[Publications-Con Plan](#)
[Table of Contents](#)
[Cover Page](#)
[CERTIFICATIONS](#)
[Cover Page-Action Plan](#)
[Letters-Action Plan](#)
[Publication-Action Plan](#)
[Standard Form 424](#)
[Table 3-Plan Listings](#)
[Table of Contents](#)
[CouncilCom](#)
2007 Projected Use of Funds Recap
2007 Action Plan Draft--revised 7-12-07

This matter was Passed by consent rollcall

Enactment No: R-EN-068-2007

RES-07:210

RESOLUTION APPROVING AMENDMENT TO THE 2005 AND 2006 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAMS, JONESBORO, ARKANSAS

Sponsors: Community Development and Mayor's Office

Attachments: [Attachment A](#)
[CDBG Amendment](#)

This matter was Passed by consent rollcall

Enactment No: R-EN-069-2007

RES-07:212 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JONESBORO, ARKANSAS AUTHORIZING THE MAYOR AND CITY CLERK TO PURCHASE PROPERTY LOCATED AT 1012 FREEMAN, JONESBORO, ARKANSAS FOR THE PURPOSE OF ESTABLISHING A DETENTION POND.

Sponsors: Mayor's Office and Public Works

Attachments: [1012 Freeman \(Complete\)](#)

This matter was Passed by consent rollcall

Enactment No: R-EN-070-2007

RES-07:214 A RESOLUTION TO ENTER INTO A GRANT AGREEMENT WITH THE ARKANSAS FORESTRY COMMISSION

Sponsors: Parks & Recreation

Attachments: [ARKANSAS FORESTRY COMMISSION Contract and Documents](#)

This matter was Passed by consent rollcall

Enactment No: R-EN-071-2007

RES-07:215 A RESOLUTION TO AMEND THE CONTRACT WITH NRS ENGINEERING FOR CONSTRUCTION OF THE TURTLE CREEK GREENWAY

Sponsors: Parks & Recreation

Attachments: [ADMENDMENT TO AGREEMENT with NRS Engineering for Greenway](#)

This matter was Passed by consent rollcall

Enactment No: R-EN-072-2007

RES-07:218 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JONESBORO, ARKANSAS AUTHORIZING THE MAYOR AND CITY CLERK TO PURCHASE PROPERTY(PERMANENT EASEMENT) LOCATED AT 1017 OWENS, JONESBORO, ARKANSAS FOR THE PURPOSE OF ESTABLISHING A DETENTION POND.

Sponsors: Mayor's Office and Public Works

Attachments: [1017 Owens \(Complete\)](#)

This matter was Passed by consent rollcall

Enactment No: R-EN-073-2007

RES-07:220 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JONESBORO, ARKANSAS AUTHORIZING THE MAYOR AND CITY CLERK TO PURCHASE PROPERTY LOCATED AT 1302 OAKHURST ST., JONESBORO, ARKANSAS FOR THE PURPOSE OF ESTABLISHING A DETENTION POND.

Sponsors: Mayor's Office and Public Works

Attachments: [1302 Oakhurst \(Complete\)](#)

This matter was Passed by consent rollcall

Enactment No: R-EN-074-2007

- RES-07:221** RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JONESBORO, ARKANSAS AUTHORIZING THE MAYOR AND CITY CLERK TO PURCHASE PROPERTY(PERMANENT EASEMENT) LOCATED AT 805 OWENS, JONESBORO, ARKANSAS FOR THE PURPOSE OF ESTABLISHING A DETENTION POND.

Sponsors: Mayor's Office and Public Works

Attachments: [805 Owens \(Complete\)](#)

This matter was Passed by consent rollcall

Enactment No: R-EN-075-2007

- RES-07:285** RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JONESBORO, ARKANSAS AUTHORIZING THE MAYOR AND CITY CLERK TO PURCHASE PROPERTY LOCATED AT 1040 FERRELL ST., JONESBORO, ARKANSAS FOR THE PURPOSE OF ESTABLISHING A DETENTION POND.

Sponsors: Mayor's Office and Public Works

Attachments: [1040 Ferrell \(Complete\)](#)

This matter was Passed by consent rollcall

Enactment No: R-EN-076-2007

- RES-07:331** RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JONESBORO, ARKANSAS AUTHORIZING THE MAYOR AND CITY CLERK TO PURCHASE PROPERTY LOCATED AT 1316 OAKHURST ST., JONESBORO, ARKANSAS FOR THE PURPOSE OF ESTABLISHING A DETENTION POND.

Sponsors: Mayor's Office and Public Works

Attachments: [1316 Oakhurst \(Complete\)](#)

This matter was Passed by consent rollcall

Enactment No: R-EN-077-2007

- RES-07:332** RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JONESBORO, ARKANSAS AUTHORIZING THE MAYOR AND CITY CLERK TO PURCHASE PROPERTY LOCATED AT 1314 OAKHURST ST., JONESBORO, ARKANSAS FOR THE PURPOSE OF ESTABLISHING A DETENTION POND.

Sponsors: Mayor's Office and Public Works

Attachments: [1314 Oakhurst \(Complete\)](#)

This matter was Passed by consent rollcall

Enactment No: R-EN-078-2007

6. New Business

Ordinances on First Reading

- ORD-07:221** AN ORDINANCE TO AMEND TITLE 14 KNOWN AS THE ZONING ORDINANCE PROVIDING FOR THE CHANGE IN ZONING BOUNDARIES LOCATED AT 3707 S. CULBERHOUSE AS REQUESTED BY R&R INVESTMENTS

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

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

A motion was made by Councilperson Chris Moore, seconded by Councilperson John Street, to Waive the Second Reading. The motion CARRIED by a Voice Vote.

- ORD-07:258** ORDINANCE TO AMEND TITLE 14, KNOWN AS THE ZONING ORDINANCE OF THE CITY OF JONESBORO, ARKANSAS, PROVIDING FOR CHANGES IN ZONING BOUNDARIES

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

City Attorney Crego explained an amended version of the ordinance had been provided by Attorney Bobby Gibson which included Subsection O, in Section II of the ordinance. The additional restriction prohibits a Car Wash.

Councilman Moore offered the ordinance as amended by title only.

A motion was made by Councilperson Chris Moore, seconded by Councilperson Mitch Johnson, to Waive the Second Reading. The motion CARRIED by a Voice Vote.

- ORD-07:262** AN ORDINANCE TO AMEND TITLE 14, KNOWN AS THE ZONING ORDINANCE PROVIDING FOR CHANGES IN ZONING BOUNDARIES LOCATED ON LATOURETTE DRIVE BETWEEN LATOURETTE LANE AND MEDALLION CIRCLE AS REQUESTED BY CAMTRI ROSS INVESTMENTS

Attachments: [MAPC Report](#)
[Application With Plat](#)
[Scan-20-Jul-2007:11:11:22](#)
[Scan-20-Jul-2007:11:23:06](#)

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

Attorney Don Parker, representing CamTri Ross, provided a packet of information, stating MAPC and the Planning Office had recommended stipulations. He explained the stipulation was that the multi-family development be limited to 4 units per lot or 10 units per acre, with no further multi-family zoning to the east. Mr. Parker explained due to a recommendation by the MAPC staff, their original request for 24 acres was scaled back to 7 acres to address concerns of density for CR-1 multi-family zoning. He stated if approved, 17 lots would be replated, limited to four units per lot for a total of 64 added multi-family units which will serve as a buffer into the existing C-3 Commercial. Attorney Parker stated the Lattourettes agreed to donate three acres along the northern boundary line as a park. Concerns had been expressed that Pop Stricklin Park would be moved, however he stated Mr. Jason Wilkie, Parks Director had stated this would not happen. Also, Attorney Parker reported that the Lattourettes agreed to do a 50/50 match up to

\$5,000 to upgrade equipment in Pop Stricklin Park. The packet provided by Attorney Parker consisted of property values, crime reports, and a traffic study commissioned by Mr. Lattourette. Mr. Parker stated there has been concern that this would become a huge apartment complex. He explained that has not been the history with other Lattourette developments, and would be upper scale multi-family if approved by Council.

Mr. Curtis D. Shatley of 1341 Medallion Drive, submitted a newspaper article, pictures, and a report in opposition to the rezoning. Reading from his report, Mr. Shatley explained Medallion Acres is surrounded by 330 apartments, with 1800 apartments within a one mile radius. He noted that most attend the Nettleton School District. Citing numbers from Police and Fire records, Mr. Shatley stated the increase in traffic, accidents, and crime leave residents in the area very concerned. Mr. Shatley read an article from the Jonesboro Sun regarding an attack on a female at 1604 Lattourette Lane, stating with the density of apartments comes crime.

Mr. Jim Hall stated while he does not live at Medallion Acres, he has family and friends who do. He stated he attends Central Baptist Church which is located across the street from the rezoning. Mr. Hall reported the State of Arkansas had conducted a study of Harrisburg Road which showed 7500 cars per day, saying figures don't lie, but liars figure. Mr. Hall contended that even though the number of multi-family dwellings was decreased, it still contributes to the problems in the area.

Councilman Dover questioned Attorney Parker, stating it had been indicated that the community was in agreement with the zoning change. Attorney Parker stated Mr. Lattourette had met individually with members of the community, but was not invited to the meeting whereby it was discussed. Mr. Shatley stated he had spoken to Mr. Lattourette but at no time gave any indication they would not oppose the rezoning. Mayor Formon stated it was his understanding that everything had been worked out as well. Attorney Parker explained Mr. Lattourette had spoken with individuals who had indicated they were aware at some point they would have to come to a compromise. He gave a history of the property stating four or five years ago they offered the previous mayor a right of way across the southern part from Harrisburg Road to Caraway to alleviate traffic concerns, which was declined by the prior administration. Councilwoman Furr stated in conversations with Attorney Parker she was lead to believe a compromise had been reached, however she was contacted by a female resident who was extremely upset that council members were being told this. Attorney Parker stated he had indicated what had come out of meetings with individual residents and Mr. Lattourette, but as a group the Medallion Acres Association was 100 percent opposed to the zoning change. Councilman Dover questioned if 100 percent are opposed what percentage was in favor of the rezoning, and asked who Mr. Lattourette had spoken to. In response, Attorney Parker stated the individuals wished to remain anonymous.

Police Chief Yates stated the national recommendation when planning for police protection is 3 officers per 1000 residents, and for every 300 apartments, the population grows by a 1000 people. He stated long range planning is essential in keeping infrastructure up with the growth in population. Chief Yates explained when there is an increase in population density and in rented space, there is a greater risk for criminal activity. Regarding traffic issues he stated consideration should be given to the infrastructure and long range needs when considering multi-family dwellings.

Mayor Formon recongnized Mr. John Fowler. He stated Mr. Bill Lattourette had reported he had been meeting with Mayor Formon regarding the zoning request. Mayor Formon responded saying they had one meeting, and was under the impression everyone was in agreement. Mr. Fowler stated enough is enough regarding the zoning change.

Attorney Parker stated he did not want the Council to think they were misrepresenting anything, and as a property owner, Mr. Lattourette has made effort to reach a compromise with the residents of Medallion Acres, but there is no compromise.

Councilman Street stated it was his understanding that City Planner, Otis Spriggs had indicated a compromise had been reached. Mr. Spriggs stated he did not meet with the opposition personally, but speaking on behalf of the MAPC, he stated it was their intent to narrow the project down, making it low intensity and less compatible with the Links, Meadows, and other properties to the east. Mr. Spriggs stated it was his understanding that the MAPC offered a compromise by stipulating no more multi-family dwellings to the east of zoning area and the opposition was in agreement with the compromise. He stated he could have been mistaken.

A motion was made by Councilperson Darrel Dover, seconded by Councilperson Mitch Johnson, that they Waive the Second Reading by title only. The motion CARRIED by a Voice Vote.

7. Unfinished Business

Items that have been held in Council

Ordinances on First Reading

ORD-07:15 AN ORDINANCE TO ADOPTING BY REFERENCE CHAPTER 8 CONCERNING DOWNTOWN PARKING REPLACING THE DOWNTOWN CODE WITH A REVISED OFFICIAL CODE AND MOVING ENFORCEMENT OF DOWNTOWN IMPROVEMENT DISTRICT PARKING VIOLATIONS TO THE JONESBORO POLICE DEPARTMENT.

Sponsors: Police Department

Attachments: [Parking Codified 2](#)

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

Held at one reading

Ordinances on Third Reading

ORD-07:73 AN ORDINANCE TO AMEND TITLE 14 OF THE JONESBORO CODE OF ORDINANCES, KNOWN AS THE ZONING ORDINANCE OF THE CITY OF JONESBORO, ARKANSAS LOCATED ON KATHLEEN STREET BETWEEN MORTON DRIVE AND PACIFIC ROAD AS REQUESTED BY TROY COLEMAN/JAY HARMON

Attachments: [Harmon Plat](#)
[MAPC - Harmon](#)
[MAPCReport](#)
[Opposition Petition](#)

Mayor Formon addressed this matter first, allowing those who wanted to leave the meeting early to do so since the matter was still being negotiated.

A motion was made by Councilperson Charles Frierson, seconded by Councilperson Darrel Dover, that this Ordinance be Tabled. The motion CARRIED by a Voice Vote.

8. Mayor's Reports

Discussion was held regarding the sound system. Mayor Formon stated he had contacted Sound Systems, and even though they are not under contract, they would be willing to come in to look at the system. Councilman Hargis stated Mark Taylor with Professional Audio requested council members to provide a list of criteria of what they were looking for in terms of improving the audio. In response, several council members stated no one can hear. Mayor Formon stated since Professional Audio has looked at the sound system several times, he would prefer Sound Systems to evaluate the current system.

At Mayor Formon's request, Councilman Moore reported the Public Safety Committee recommended sending Clarke Mosquito a thirty day notice along with Mayor Formon's recommendation to cancel the City of Jonesboro contract. Councilman Moore explained the contract was being terminated because the mosquito problem is horrible and in an effort to get abatement under control. Councilman Frierson moved, seconded by Councilman Moore to accept the Public Safety's recommendation. Mayor Formon opened the floor for public comment. Mr. Max Parker, a resident of Ridge Point, spoke in favor of Vector Mosquito Control. Ms. Sue Cone who lives at the corner of Wilkins and Bernard, stated the mosquitos are worse than they have ever been. A voice vote was taken resulting in all members voting aye with the exception of Councilwoman Furr who voted nay. Mayor Formon stated he would get with City Attorney Crego and move forward with contracting with VDCI.

9. City Council Reports

Councilman Dover announced the regularly scheduled Finance Committee meeting for Thursday, July 19th, 2007 at 4:00 p.m. in the City Council Conference room.

Councilwoman Furr stated she and Councilman McCall both received documents from a citizen of Ward 6 relative to a letter that was received by a resident who lives in the Turtle Creek area. Ms. Furr explained the letter was from a company called Flood Premium Reduction Services, Inc. who are able to access information from the FEMA website, as it relates to individuals being removed from the flood plain. She explained this company offers a service to residents at a costly rate, that they themselves could do simply by contacting their lender. Councilwoman Furr stated, a Mr. Russell brought the letter to Mayor Formon's Office, and spoke with Mr. Tony Thomas. She questioned why the public was not provided information that could possibly help prevent them from being taken advantage of. Mayor Formon explained he personally did not see the letter, and numerous sales letters are sent to the Mayor's Office at any given time. Councilman McCall stated he had sent the letter to Mayor Formon on Friday, and contended there is a serious communications problem in the Mayor's Office. Mayor Formon questioned City Attorney Crego if there was anything illegal about the services Flood Premium Reduction Service, Inc. was providing. City Attorney Crego responded saying not based on the recitation, even though he did not know if it was a good business practice. City Attorney Crego further stated the City of Jonesboro is going to be limited as to what they can do to protect an individual from a private company doing lawful business. Mr. Tony Thomas explained when Mr. Russell dropped the letter off, he spoke with him about the validity of the letter, and recommended not to do business over the phone. He stated he kept a copy of the letter, and checked the company's website, but that was the extent of it. Councilman Province contended there should have been a statement of the City's position on the matter, letting citizens know the City of Jonesboro is aware of it. City Attorney Crego stated if the Mayor ever questions if the City should recommend or not recommend a private business he would tell him no. Councilwoman Furr read a letter from FEMA to Mayor Formon dated May 25th regarding the LOMR, "We will not print and

distribute this LOMR to primary users such as local insurance agents, or mortgage lenders. Instead the community will serve as a repository for new data. We encourage you to disseminate this information in this LOMR by preparing a news release for publication in your community's newspaper that describes the revision and explains how your community will provide the data and help interpret the NFIP maps. In that way interested persons such as property owners, insurance agents and mortgage lenders can benefit from this information." Councilwoman Furr contended had the Mayor's Office done what was recommended in the letter from FEMA, the letter from Flood Premium Reduction Services, Inc. would have never been sent out. Ms. Christy Gibson, addressed the Jonesboro City Council stating she was a concerned citizen of Ward 6. She explained Mr. Russell went to City Hall looking for Mr. Bernie Auld, in order to find out if he was out of the flood plain, and to inquire about the letter from Flood Premium Reduction Services, Inc., but instead found Mr. Tony Thomas. Ms. Gibson stated Mr. Thomas showed Mr. Russell a map and informed him it did not appear that he was out of the flood plain. She stated Mr. Russell provided Mr. Thomas a copy of the letter from Flood Premium Reduction Services, Inc., and Mr. Thomas stated he would look into it, however, Mr. Russell never heard anymore. Ms. Gibson stated she did research this company, finding that citizens are not provided a contract until they have paid \$400.00 and their payment has cleared. She further informed the City Council, should an individual decide to terminate the contract there is a \$175.00 cancellation fee, but should they decide to proceed with the contract they move to Phase II which is an additional \$350.00. In Phase II, Ms. Gibson explained there are survey and engineering costs that can range from \$200.00 to \$1,200.00. She stated, the bottom line is, unsuspecting citizens could be paying what would amount to two or three years flood insurance for something they could do for free, had somebody explained what they needed to do. Councilman Frierson questioned Ms. Gibson if she or her organization reported this to the news media. Ms. Gibson stated she had received the information at the end of last week, and spoke with Mr. Russell yesterday. Councilman Frierson stated the City Attorney has said to which he agreed, that the City of Jonesboro is not in a legal position to tell people they should not do business with Flood Premium Reduction Services, Inc. Ms. Gibson clarified, she was not saying the City of Jonesboro should recommend or not recommend doing business with Flood Premium Reduction Services, Inc., but rather Mayor Formon had an obligation to do as the letter from FEMA recommended, that being to advise the community of the flood map revisions and how to proceed with being removed from the flood plain. Ms. Gibson stated had that been done the letter from Flood Premium Reduction Services, Inc. would not have been an issue. She further stated had Mr. Thomas provided Mr. Russell with the procedures for being removed from the flood plain, and Mr. Russell proceeded anyway that would have been a different story. Mr. Tony Thomas explained they were getting conflicting information from the people who issued the LOMR and from FEMA personnel over compliance, and therefore were waiting to see what FEMA recommended. Councilwoman Furr pointed out the letter dated May 25th outlined what needed to be done, and had that been done, the public would have been made aware of the Letter of Map Revision. Mr. Thomas contended while the letter dated May 25th stated to do things one way, other correspondence conflicted with that information. Several members of the city council asked for a copy of those letters. Mayor Formon addressing Ms. Gibson asked if this was such a pressing issue why didn't she bring the matter to his attention. Ms. Gibson again stated she just found out about it at the end of last week, and just spoke with Mr. Russell yesterday. Ms. Gibson stated what she found out was that no one from the Mayor's Office was helping Mr. Russell. An exchange between Mayor Formon and Ms. Gibson took place with Mayor Formon informing Ms. Gibson he was in charge of the meeting and it was his turn to speak. Mayor Formon stated they could "Monday morning quarter back" this all day long but there is no guarantee that it would have stopped Flood Premium Reduction Services, Inc. from sending out the letter. Mayor Formon stated they have already admitted they

wished they had handled the notification process differently, but it is not everyday that a LOMR removes 400 homes from the flood plain. He stated maybe they were misinformed by Mr. Auld or maybe he misunderstood what Mr. Auld had told him about the letter of notification, in either case it was time to move on. He explained he can not tell someone not to engage with Flood Premium Reduction Services, Inc., and they do not have the man power or personnel to research every consumer report letter. Mayor Formon stated apparently, since Mr. Russell did not engage with Flood Premium Reduction Services, Inc., his office did help Mr. Russell. Ms. Gibson, disagreeing, stated after leaving the Mayor's Office, Mr. Russell sought out Mr. Bernie Auld stating maybe he should contact Flood Premium Reduction Services, Inc., and provided the letter to Mr. Auld who was going to be out of town. She stated she ended up with the letter because Mr. Russell lives one street over from her, and as a neighbor she was trying to help him if possible. Councilman McCall questioned if the letter of notification had been sent out yet. Mayor Formon responded saying it had been sent out that morning. Councilman McCall questioned if there was a contact person mentioned in the letter because he had taken calls from individuals who stated they were not provided accurate information. Mr. Thomas stated the letter references Teddy Hooton, the Flood Plain Administrator.

Councilman Jim Hargis stated he did not receive a response to an email he sent dealing with a rumor regarding a particular ambulance who was being dispatched from a faulty location. He stated he had requested this matter be researched because it involved public safety. Mayor Formon stated Mr. Bob Andrews responded to his email the next day, because he (Mayor Formon) was copied on it. Councilman Hargis questioned if there was any truth to the rumor. Mr. Andrews stated no it was not true, because any ambulance that moves(or does not move) they are able to see it go from point A to point B using the AVL system.

Councilman Cecil Province stated he has served on the City Council a long time and he has not seen such a mess with the flood plain situation. He said all he can do is make a public apology to the citizens that have been affected by it. He stated the problem continues to go on and on with no resolution.

Councilwoman Ann Williams stated her fear was that Mr. Russell is one of many that could be having problems as a result of a vacuum of information that was provided. She stated regardless of the legality of Flood Premium Reduction Services, Inc., the issue is that individuals are having to make decisions in a vacuum, because they are not receiving information that should have been provided by City Hall. She expressed concern over the delay in the letter going out.

RES-07:329 A RESOLUTION TO APPOINT AND REAPPOINT BOARD MEMBERS TO THE CRAIGHEAD COUNTY SOLID WASTE DISPOSAL AUTHORITY

Sponsors: Mayor's Office

Councilman McCall moved, seconded by Councilman Moore to place a resolution on the agenda which was being recommended by the Nominating and Rules Committee. The motion carried by voice vote.

A motion was made by Councilperson Darrel Dover, seconded by Councilperson Mitch Johnson, that this Resolution be Passed. The motion CARRIED by a Voice Vote.

Enactment No: R-EN-079-2007

RES-07:211 A RESOLUTION FOR THE APPOINTMENT AND REAPPOINTMENT OF MEMBERS TO THE STORMWATER MANAGEMENT BOARD

Sponsors: Mayor's Office

Councilman Johnson moved, seconded by Councilman Dover to add the resolution to the agenda which was being recommended by the Nominating and Rules Committee. The motion Carried by voice vote.

A motion was made by Councilperson Jim Hargis, seconded by Councilperson Darrel Dover, that this Resolution be Passed. The motion CARRIED by a Voice Vote.

Enactment No: R-EN-080-2007

10. Public Comment

An individual came forward regarding a condemnation for 900 Hoover Street. It was explained the resolution had been adopted and she would have an opportunity to purchase a permit and bring the property up to code.

11. Adjournment.