



City of Jonesboro

Municipal Center
300 S. Church Street
Jonesboro, AR 72401

Meeting Minutes Nominating and Rules Committee

Tuesday, April 7, 2020

4:45 PM

Municipal Center

SPECIAL CALLED MEETING

1. Call To Order

2. Roll Call by City Clerk Donna Jackson

Present 6 - David McClain; Bobby Long; Joe Hafner; LJ Bryant; Mitch Johnson and John Street

3. Approval of minutes

[MIN-20:025](#)

MINUTES FOR THE SPECIAL CALLED NOMINATING AND RULES COMMITTEE MEETING ON MARCH 3, 2020

Attachments: [NandR Minutes 03032020](#)

A motion was made by Councilperson John Street, seconded by Councilperson Joe Hafner, that this matter be Passed . The motion PASSED with the following vote.

Aye: 5 - Bobby Long; Joe Hafner; LJ Bryant; Mitch Johnson and John Street

4. New Business

RESOLUTIONS TO BE INTRODUCED

[RES-20:044](#)

A RESOLUTION ESTABLISHING MEETING PROTOCOL FOR THE CITY OF JONESBORO DURING TIMES OF NATIONAL OR STATEWIDE EMERGENCY

Sponsors: City Attorney's Office

City Attorney Carol Duncan, said before we move on. I would like to make a correction under section two, number A. Attorney Duncan explained that each Officials Designee was added. That was not a big change. But needed to be added, that way if any one of us, Mayor, City Clerk or City Attorney, Committee Chair, and or Committee Commission Chair was unavailable their Designee would be the Official in attendance. It's on the agenda version in legistar, just not on the printed version that Chair David McClain is reading from. Chair David McClain said, okay, and did everybody hear the comment by City Attorney Carol Duncan?

A motion was made by Councilperson John Street, seconded by Councilperson LJ Bryant, that this matter be Recommended to Council . The motion PASSED with the following vote.

Aye: 5 - Bobby Long; Joe Hafner; LJ Bryant; Mitch Johnson and John Street

ORDINANCES TO BE INTRODUCED

[ORD-20:013](#)

AN ORDINANCE TO AMEND CHAPTER 26-21 TO ALLOW THE MAYOR TO DECLARE AN EMERGENCY CURFEW PURSUANT TO STATE LAW AND TO REMOVE THE REQUIREMENT OF CITY COUNCIL VOTE TO EXTEND WITHIN 48 HOURS

Sponsors: City Attorney's Office

Chairman David McClain said, Mayor if I may, just a couple of questions about this, and said that Mayor Harold Perrin or City Attorney Carol Duncan can answer these questions. Would this also cover the Mayor in a city to extend a curfew even though it's not COVID 19 in the future? It could be a tornado, ice storm, or any other natural disaster like that? This does give them that permission to extend the curfew correct? City Attorney Carol Duncan said, it would be in any emergency. Mayor Harold Perrin said, that is correct. Attorney Duncan said any declared emergency. Mayor Perrin repeated the same, any declared emergency. Attorney Duncan said, so any emergency declared, Federally, State wide, or locally. Chair David McClain said, okay.

Councilperson Bobby Long said, City Attorney Carol Duncan and I had talked about an amendment to that, that I would like for her to read. I would like to amend that based on what City Attorney Duncan and I had discussed. I believe she has version two that she has there ready to read. Chair David McClain asked City Attorney Carol Duncan what section it would change. Attorney Duncan said I am just going to start after the "Be It Ordained" language, it starts with section 1, and that's the primary change. "And shall now allow the Mayor to place an emergency curfew in effect pursuant to state law for no longer than 120 days or until the next regularly scheduled meeting". Then I took out what was the existing section 2 and I just moved everything else up. So section 2 became the "Any Ordinance". Councilperson Bobby Long said so in essence that says? Mayor Harold Perrin explained that he will let City Attorney Carol Duncan explain that.

City Attorney Carol Duncan said, so in essence what it does is the Mayor can declare an emergency curfew, but at the next regularly scheduled meeting, Council will act on it. If we still need it at that point then Council would be asked to consider it, either approve the Mayor for a certain amount of time, approve it to the next meeting or whatever you all decide at that meeting. But, it gives the Mayor the authority to continue it until the next meeting of City Council whenever that might be. Mayor Harold Perrin explained that he had no problem with that. What we would do is, if I call one Wednesday or Thursday, and I will say it again tonight at the council meeting, I am meeting tomorrow with Dr. Shane Speights, our Medical Director, to discuss COVID 19 numbers and social distancing. If we call another one say, this Thursday or Friday, it would be presented as a resolution, on the next Council Agenda. Then again on that Resolution you all would have to approve the continuance of a curfew or change it.

City Attorney Carol Duncan explained the reason she left the 120 days in is that State Law says it can't go past that. That is a State Law, so it needed that language in there. But, this basically says the Mayor can declare a curfew until the next regularly schedule

A motion was made by Councilperson John Street, seconded by Councilperson LJ Bryant, that this matter be Recommended to Council . The motion PASSED

with the following vote.

Aye: 5 - Bobby Long;Joe Hafner;LJ Bryant;Mitch Johnson and John Street

5. Pending Items

6. Other Business

7. Public Comments

8. Adjournment

A motion was made by Councilperson Joe Hafner, seconded by Councilperson Bobby Long, that this meeting be Adjourned . The motion PASSED with the following vote.

Aye: 5 - Bobby Long;Joe Hafner;LJ Bryant;Mitch Johnson and John Street