



City of Jonesboro

900 West Monroe
Jonesboro, AR 72401

Meeting Minutes City Council

Tuesday, March 5, 2013

5:30 PM

Huntington Building

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

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

Councilman Fears left at 5:54 p.m.

Present 12 - Darrel Dover; Ann Williams; Charles Frierson; Chris Moore; John Street; Mitch Johnson; Tim McCall; Gene Vance; Chris Gibson; Rennell Woods; Mikel Fears and Charles Coleman

4. SPECIAL PRESENTATIONS

COM-13:019

Special presentation by Paul Phillips from Crews & Associates to Mayor Perrin for the 2012 City of Distinction Award

Sponsors: Mayor's Office

Mayor Perrin explained at the Municipal League Winter Conference in January the City of Jonesboro received the City of Distinction Award for downtown improvements. Mr. Phillips from Crews & Associates, the current sponsor for the City of Distinction Award, explained the award is a competition that recognizes outstanding achievements in initiatives in cities throughout the state. A panel of judges determine the winners. He presented the award and congratulated the City for the achievement.

This item was Read.

5. CONSENT AGENDA

Approval of the Consent Agenda

A motion was made by Councilman Chris Gibson, seconded by Councilman John Street, to Approve the Consent Agenda. A motion was made that these files be approved by consent voice vote

Aye: 12 - Darrel Dover; Ann Williams; Charles Frierson; Chris Moore; John Street; Mitch Johnson; Tim McCall; Gene Vance; Chris Gibson; Rennell Woods; Mikel Fears and Charles Coleman

MIN-13:019

Minutes for the City Council meeting on February 19, 2013

Attachments: [Minutes](#)

This item was **PASSED** on the consent agenda.

MIN-13:020

Minutes for the special called City Council meeting on February 22, 2013

Attachments: [Minutes](#)

This item was **PASSED** on the consent agenda.

RES-13:008

A RESOLUTION TO CONTRACT WITH NEA BAPTIST CLINIC FOR SPONSORSHIP OF A BASEBALL FIELD AT JOE MACK CAMPBELL PARK

Sponsors: Parks & Recreation

Attachments: [Nea Baptist Clinic](#)

This item was **PASSED** on the consent agenda.

Enactment No: R-EN-030-2013

6. NEW BUSINESS

ORDINANCES ON FIRST READING

ORD-13:011

AN ORDINANCE WAIVING COMPETITIVE BIDDING AND ENTERING INTO A CONTRACT WITH MOTOROLA FOR THE INSTALLATION AND ONE YEAR MAINTENANCE SUPPORT FOR RADIO CONSOLE UPGRADES TO THE ARKANSAS WIRELESS INFORMATION SYSTEM AKA AWIN FOR THE JONESBORO E911 DEPARTMENT

Sponsors: E911

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

Councilman Moore questioned whether this is considered to be a sole source. Mayor Perrin answered yes.

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

After passage of the ordinance, Councilman Gibson motioned, seconded by Councilwoman Williams, to adopt the emergency clause. All voted aye.

A motion was made by Councilman John Street, seconded by Councilman Chris Moore, that this matter be Passed . The motion PASSED by a unanimous vote

Aye: 12 - Darrel Dover;Ann Williams;Charles Frierson;Chris Moore;John Street;Mitch Johnson;Tim McCall;Gene Vance;Chris Gibson;Rennell Woods;Mikel Fears and Charles Coleman

Enactment No: O-EN-008-2013

*RESOLUTIONS TO BE INTRODUCED***RES-13:041**

RESOLUTION TO SET A PUBLIC HEARING REGARDING THE VACATION AND ABANDONMENT OF TWENTY FOOT (20') DRAINAGE EASEMENT IN LOT 9 AND 10, BLOCK 'E' IN PHASE II IN ROSSLAND HILLS SUBDIVISION AS REQUESTED BY STEVE MITCHELL

Attachments: [Petition](#)
[Plats](#)
[Planning letter](#)
[Engineering letter](#)
[Application](#)
[Adjacent owner forms](#)

A motion was made by Councilman Mitch Johnson, seconded by Councilman Chris Gibson, that this matter be Passed . The motion PASSED by a unanimous vote

Aye: 12 - Darrel Dover;Ann Williams;Charles Frierson;Chris Moore;John Street;Mitch Johnson;Tim McCall;Gene Vance;Chris Gibson;Rennell Woods;Mikel Fears and Charles Coleman

Enactment No: R-EN-031-2013

7. UNFINISHED BUSINESS*ORDINANCES ON SECOND READING***ORD-13:007**

AN ORDINANCE TO AMEND CHAPTER 117, KNOWN AS THE ZONING ORDINANCE PROVIDING FOR CHANGES IN ZONING BOUNDARIES FROM C-3 TO PD-R FOR PROPERTY LOCATED ON THE SOUTH SIDE OF MACEDONIA ROAD, EAST SIDE OF HIGHWAY 351 AS REQUESTED BY K&G PROPERTIES

Attachments: [Plat](#)
[MAPC Report](#)
[Letter from Sage Meadows Association](#)
[Agreement with Sage Meadows Board](#)
[Opposition letter and plat](#)
[Newspaper article from opposition](#)
[Opposition petition and plat](#)
[Signed petition](#)

Ms. Sue Winstead, 4949 Winged Foot Lane, spoke in opposition to the rezoning due to the street connecting with the roundabout. She asked for the street to run parallel to Western Gales. She presented the Council with a petition that has 145 signatures asking for the street to run next to Western Gales. She discussed the road and noted if the road is put where they are requesting, they will be able to access areas faster than going through the roundabout.

Councilman Gibson questioned whether City Engineer Craig Light has been out there to look at the ingress/egress situation. Mr. Light explained he saw a drawing of the road attaching to the roundabout. He stated he is not sure the roundabout was made to be a roundabout; rather, the fountain was placed there as a feature. They have not

received any formal plans due to this being a rezoning. Councilman Vance asked for Mr. Light to elaborate more concerning the Council's responsibility versus the MAPC's responsibility at the next step. Mr. Light noted this is just a rezoning request and they have not received any formal plans on what they are planning to do at the site. He added he has seen two drawings concerning road connections, but when the formal plans are submitted they will review those plans to figure out what is best with the connection. Mr. Light further explained the island feature at the entrance of Sage Meadows is not necessarily a roundabout. It's more of a circle drive with a fountain for aesthetics, but if the developers decide to connect to that area they will have to make some changes in order to make that area a true roundabout in order to meet the geometric standards of a roundabout. He noted it will be expensive for the developer to do that. Mr. Light stated his personal preference is not to connect to the roundabout area. He explained he prefers the straight route connecting the two points and as a right-in/right-out only, which would make it a little harder for some residents to get to the clubhouse area but they could still access it other ways. Once the plans are submitted, they will review the plans, make their recommendations and submit them to the MAPC, who will ultimately make the decision.

Councilman Fears clarified they are voting on a rezoning, but without the knowledge of how the final layout will be. Councilman Vance noted that is the standard way rezonings are approved. He explained before the developer will spend the money on a subdivision design, they need to know what the zoning will be. The developer asks for a rezoning, then draws up plans with the engineer for preliminary and final approval by the MAPC, which is when the street access will be looked at by the Engineering and Planning Departments. He noted the Council can let the MAPC know they are concerned about the access. City Attorney Phillip Crego agreed, noting the Council can pass their concerns on to the MAPC, but the final layout is not part of this rezoning request. Councilman Moore then questioned what options the Council has if they do not like the final plans of the subdivision. City Attorney Crego explained the neighborhood would have appeal options with the Circuit Court. Councilman Vance then questioned if the Council has the right, in city ordinances, to require certain street access. City Attorney Crego answered no, he does not think the Council has that right.

Kevin Kessinger, property owner, stated he met with the homeowner's association and has indicated to them that the street access will occur wherever the City Engineer tells him. He is not set on any location and wants the best for the neighborhood. They agreed to do residential development instead of commercial and will put the street wherever the City decides it should go.

Councilman Moore asked if the letter showing Mr. Kessinger's agreement to put the street wherever the Engineer Department states could be added on as a condition of the rezoning. City Attorney Crego answered no, because it is under the responsibility of the MAPC, not the Council. He reiterated the neighborhood has recourse with the Circuit Court, but he doesn't think the concerns will be ignored by the MAPC. Mayor Perrin explained they met regarding this rezoning and the layout they are looking at is not the best option for the street. He added their concerns will be heard by the MAPC and Mr. Kessinger has agreed to do whatever the City wants.

This item was Held at second reading.

ORD-13:008

AN ORDINANCE TO AMEND CHAPTER 117, KNOWN AS THE ZONING ORDINANCE PROVIDING FOR CHANGES IN ZONING BOUNDARIES FROM C-3 TO RS-8 FOR PROPERTY LOCATED ON THE SOUTH SIDE OF MACEDONIA ROAD, EAST SIDE OF HIGHWAY 351 AS REQUESTED BY K&G PROPERTIES

Attachments: [Plat](#)
[MAPC Report](#)
[Lot layout](#)
[Letter from Sage Meadows Association](#)
[Agreement with Sage Meadows Board](#)
[Opposition letter and plat](#)
[Newspaper article from opposition](#)
[Opposition petition and plat](#)
[Signed petition](#)

This item was Held at second reading.

8. MAYOR'S REPORTS

Mayor Perrin reported on the following items:

He, along with Chief Financial Officer Ben Barylske, Chief Operating Officer LM Duncan, Grants Administrator Heather Clements and City Clerk Donna Jackson will be leaving in the morning for Washington, DC on the Chamber of Commerce trip. They will be meeting with several entities regarding grants.

He will do the State of the City Address at the next meeting.

He has not received any response from Wolverine concerning their property on Aggie Road, so another letter was sent to both attorneys. He will follow up with a telephone call and trip to Michigan, if needed.

He met with Burlington Northern Railroad today concerning the crossing on Patrick. It should be fixed within the next three weeks. Union Pacific has taken care of their crossing, so once Burlington Northern is finished the crossing will be smoother. The crossing is near the Salvation Army office. Councilman Coleman noted the crossing at Aggie and Kitchen is still bad. Mayor Perrin corrected himself, noting the crossing at Fisher is the one that is being fixed. Councilman Coleman noted he went by there yesterday and you can barely get your car over it. Mayor Perrin stated they are working on it and are onsite today.

9. CITY COUNCIL REPORTS

Councilman Johnson thanked the Mayor for his help in the speed limit reduction on Highway 49 north. He noted it has been moved to Bridger Road and the speed limit is down to 50 mph.

Councilwoman Williams motioned, seconded by Councilman Gibson, to place ORD-13:005, RES-13:014, RES-13:035 and RES-13:045 on the agenda. All voted aye.

ORD-13:005

AN ORDINANCE TO AMEND THE 2013 ANNUAL BUDGET KNOWN AS ORDINANCE NUMBER O-EN-049-2012 AND TO AMEND RESOLUTION NUMBER 09:201 ADOPTING THE CITY SALARY & ADMINISTRATION PLAN; FOR THE PURPOSE OF CREATING A STORMWATER PROGRAM MANAGER; FOR THE APPROPRIATION OF FUNDS; AND DECLARING AN EMERGENCY FOR THE CONTINUITY OF SERVICES IN THE ENGINEERING DEPARTMENT

Sponsors: Engineering

Attachments: [Stormwater Program Manager](#)

Councilwoman Williams offered the ordinance for first reading by title only.

Councilman Street motioned, seconded by Councilwoman Williams, to suspend the rules and waive the second and third readings. All voted aye.

After passage of the ordinance, Councilwoman Williams motioned, seconded by Councilman Gibson, to adopt the emergency clause. All voted aye.

A motion was made by Councilwoman Ann Williams, seconded by Councilman Chris Gibson, that this matter be Passed . The motion PASSED by a unanimous vote

Aye: 12 - Darrel Dover;Ann Williams;Charles Frierson;Chris Moore;John Street;Mitch Johnson;Tim McCall;Gene Vance;Chris Gibson;Rennell Woods;Mikel Fears and Charles Coleman

Enactment No: O-EN-009-2013

RES-13:014

RESOLUTION BY THE CITY COUNCIL OF THE CITY OF JONESBORO, ARKANSAS TO PARTICIPATE IN THE TAPS COOPERATIVE PURCHASING PROGRAM.

Sponsors: Finance

Councilwoman Williams explained this resolution will allow the City to purchase equipment at a cheaper price for the Mercantile Building. She noted the City has done this before. Mayor Perrin agreed.

A motion was made by Councilwoman Ann Williams, seconded by Councilman Chris Gibson, that this matter be Passed . The motion PASSED by a unanimous vote

Aye: 12 - Darrel Dover;Ann Williams;Charles Frierson;Chris Moore;John Street;Mitch Johnson;Tim McCall;Gene Vance;Chris Gibson;Rennell Woods;Mikel Fears and Charles Coleman

Enactment No: R-EN-032-2013

RES-13:035

RESOLUTION BY THE CITY COUNCIL OF THE CITY OF JONESBORO, ARKANSAS CERTIFYING LOCAL GOVERNMENT ENDORSEMENT OF BUSINESS TO PARTICIPATE IN THE TAX BACK PROGRAM (AS AUTHORIZED BY SECTION 15-4-2706(d) OF THE CONSOLIDATED INCENTIVE ACT OF 2003)

Sponsors: Mayor's Office

A motion was made by Councilwoman Ann Williams, seconded by Councilman John Street, that this matter be Passed . The motion PASSED by a unanimous vote

Aye: 12 - Darrel Dover;Ann Williams;Charles Frierson;Chris Moore;John Street;Mitch Johnson;Tim McCall;Gene Vance;Chris Gibson;Rennell Woods;Mikel Fears and Charles Coleman

Enactment No: R-EN-033-2013

RES-13:045

A RESOLUTION TO AMEND RESOLUTION NUMBER 09:201 ADOPTING THE CITY SALARY & ADMINISTRATION PLAN FOR THE PURPOSE OF CREATING A MECHANICS HELPER POSITION IN THE JETS DEPARTMENT

Sponsors: JETS

Attachments: [Mechanics Helper](#)

Councilwoman Williams stated the position is budget neutral.

A motion was made by Councilwoman Ann Williams, seconded by Councilman Chris Gibson, that this matter be Passed . The motion PASSED by a unanimous vote

Aye: 12 - Darrel Dover;Ann Williams;Charles Frierson;Chris Moore;John Street;Mitch Johnson;Tim McCall;Gene Vance;Chris Gibson;Rennell Woods;Mikel Fears and Charles Coleman

Enactment No: R-EN-034-2013

Councilman Vance stated he was on Stadium Boulevard yesterday and went from Parker Road towards the northern city limits on Highway 49 and wasn't stopped at a red light until he hit the city limits. He also noted coming back all the traffic lights were green from the city limits to the Highway 63 on-ramp. He thanked the traffic engineer for his work to help with the traffic problem. Mayor Perrin added the Grants Department secured the loan that paid for the device and software being used by the traffic engineer to work on traffic flow in the city.

10. PUBLIC COMMENTS

Ms. Winstead, who spoke during the rezoning earlier in the meeting, questioned whether she needed to come back at the next meeting. Mayor Perrin stated she can, but he feels like the concerns they and the Council have will be passed on to the MAPC. He added it was nice that the developer stated publically that he would do whatever the City Engineer recommends. Councilman Gibson noted if any more concerns come up, he will voice them at the next meeting.

11. ADJOURNMENT

A motion was made by Councilman John Street, seconded by Councilman Mitch Johnson, that this meeting be Adjourned . The motion PASSED by a unanimous vote

Aye: 12 - Darrel Dover;Ann Williams;Charles Frierson;Chris Moore;John Street;Mitch Johnson;Tim McCall;Gene Vance;Chris Gibson;Rennell Woods;Mikel Fears and Charles Coleman

_____ Date: _____

Harold Perrin, Mayor

Attest:

_____ Date: _____

Donna Jackson, City Clerk