



## Legislation Text

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Minutes for the City Council meeting on March 21, 1994  
CITY COUNCIL MINUTES - MARCH 21, 1994

The Jonesboro City Council met in regular session at 7:30 p.m. Present were the Mayor, City Clerk, City Attorney, and all council members with the exception of Councilman Province who was unable to attend.

The minutes of March 7, 1994, were approved as mailed by motion of Councilman Bowers seconded by Councilman Mullenix. A roll call vote was taken resulting in all council members voting aye. Those voting aye were: Wise, Evans, Ingram, Mullenix, Bowers, Perrin, Kelton, Vance, Harpole, Mays and Hannah.

Councilman Mullenix offered the following ordinance for the first reading:

AN ORDINANCE TO AMEND ORDINANCE NO. 954 KNOWN AS THE ZONING ORDINANCE, PROVIDING FOR CHANGES IN ZONING BOUNDARIES AND OTHER PURPOSES. (KENWARD/NOELL)

Councilman Evans moved, seconded by Councilman Wise to suspend the rules and place on the second reading. A roll call vote was taken resulting in all council members voting aye. Those voting aye were: Wise, Evans, Ingram, Mullenix, Bowers, Perrin, Kelton, Vance, Harpole, Mays and Hannah. Councilman Evans moved to suspend the rules and place on the third and final reading. Mayor Brodell declared the motion "lost for want of a second."

Councilman Mullenix offered the following ordinance for the first reading:

AN ORDINANCE TO AMEND ORDINANCE NO. 954 KNOWN AS THE ZONING ORDINANCE, PROVIDING FOR CHANGES IN ZONING BOUNDARIES AND OTHER PURPOSES. (DAVID CONRAD/LUCILLE BOOTHE)

Mr. David Conrad addressed the Council regarding a change in the rezoning request. Originally, the ordinance was for two rezonings: from Residential One to Commercial Three, and from Residential One to Residential Three. However, it was changed to two separate ordinances with this particular ordinance requesting rezoning from Residential One to Commercial Five, a more restrictive zoning. Mr. Bill Shelton spoke in opposition to the rezoning stating the rezoning would decrease property values.

Councilman Evans, seconded by Councilman Harpole to suspend the rules and place on the second reading. A roll call vote was taken resulting in all council members voting aye. Those voting aye were: Wise, Evans, Ingram, Mullenix, Bowers, Perrin, Kelton, Vance, Harpole, Mays and Hannah. Councilman Kelton moved, seconded by Councilman Bowers to further suspend the rules and place on the third and final reading. A roll call vote was taken resulting in a six to five vote in favor of the motion. Those council members voting aye were: Wise, Evans, Ingram, Bowers, Perrin, and Kelton. Those council members voting nay were: Mullenix, Vance, Harpole, Mays and Hannah. However, the motion was denied for lack of a two-thirds vote of the whole

elected body.

Councilman Vance offered the following ordinance for the first reading:

AN ORDINANCE TO AMEND ORDINANCE NO. 954 KNOWN AS THE ZONING ORDINANCE, PROVIDING FOR CHANGES IN ZONING BOUNDARIES AND OTHER PURPOSES. (DAVID CONRAD/LUCILLE BOOTHE)

Councilman Vance seconded by Councilman Harpole to suspend the rules and place on the second reading. A roll call vote was taken resulting in all council members voting aye. Those voting aye were: Wise, Evans, Ingram, Mullenix, Bowers, Perrin, Kelton, Vance, Harpole, Mays and Hannah. Councilman Kelton moved, seconded by Councilman Wise to further suspend the rules and place on the third and final reading. A roll call vote was taken resulting in a six to five vote in favor of the motion. Those council members voting aye were: Wise, Evans, Ingram, Bowers, Perrin, and Kelton. Those council members voting nay were: Mullenix, Vance, Harpole, Mays and Hannah. However, the motion was denied for lack of a two-thirds vote of the whole elected body.

The following ordinance was on the second reading:

AN ORDINANCE TO AMEND TITLE 2.20 ADDING SECTION 2.20.10 TO ESTABLISH PROCEDURES FOR BRINGING ORDINANCES BEFORE THE CITY COUNCIL

No further action was taken on this particular ordinance.

The following ordinance was on the third reading:

AN ORDINANCE AMENDING ORDINANCE NO. 2532 ADOPTING THE 1994 BUDGET, TO REMOVE ALL APPROPRIATED FUNDS FOR THE POSITION OF CITY PLANNER FROM THE PLANNING AND INSPECTION BUDGET TO FUND THE OFFICE OF CITY PLANNER ESTABLISHED BY ORDINANCE NO. 2119

Councilman Kelton clarified that the City Planner would be expected to assist in a Comprehensive Land Use Plan as well as head up the Planning and Inspection Department. Councilman Kelton reported he had randomly contacted several Planning Consultants and asked their opinion on whether the City of Jonesboro should hire a City Planner to assist in developing a Comprehensive Land Use Plan or to hire a City Planner after a Comprehensive Land Use Plan was in place. Of the eight Consultants mentioned, one firm stated it did not matter either way and another explained they would provide a temporary City Planner. The rest recommended the City Planner be hired prior to adopting a Comprehensive Land Use Plan. Councilman Vance stated he was in support of a Comprehensive Land Use Plan, but he felt a City Planner could be detrimental to the adoption of the Plan. Councilman Vance stressed that a nay vote against hiring a City Planner at this time, was in no way a nay vote for progress in the City of Jonesboro. Mr. Jay Gamblin, a Real Estate Broker, expressed his concern by questioning where the leadership will come from if it does not come from the City Planner. Councilman Kelton moved, seconded by Councilman Bowers for the adoption of the ordinance. A roll call vote was taken resulting in a six to five vote in favor of the ordinance. Those voting aye were as follows: Wise, Ingram, Mullenix, Bowers, Kelton and Hannah. Those voting nay were as follows: Evans, Perrin, Vance, Harpole, and Mays. However, the motion was denied for lack of a two-thirds vote of the whole elected body.

Councilman Vance offered the following ordinance for the first reading:

AN ORDINANCE TO WAIVE COMPETITIVE BIDDING AND AUTHORIZE PURCHASE OF REPAIRS ON FORUM BROILER

Councilman Perrin moved, seconded by Councilman Harpole to suspend the rules and place on the second reading. A roll call vote was taken resulting in all council members voting aye. Those members voting aye were as follows: Wise, Evans, Ingram, Mullenix, Bowers, Perrin, Kelton, Vance, Harpole, Mays and Hannah. Councilman Bowers moved, seconded by Councilman Harpole to further suspend the rules and place on the third and final reading. A roll call vote was taken resulting in all council members voting aye. Those members voting aye were as follows: Wise, Evans, Ingram, Mullenix, Bowers, Perrin, Kelton, Vance, Harpole, Mays and Hannah. Councilman Harpole moved, seconded by Councilman Vance for the adoption of the ordinance. A roll call vote was taken resulting in all council members voting aye. Those members voting aye were as follows: Wise, Evans, Ingram, Mullenix, Bowers, Perrin, Kelton, Vance, Harpole, Mays and Hannah. The ordinance was given the number 2541.

The following ordinance was up for the second reading:

AN ORDINANCE TO PROVIDE A SMOKE FREE ENVIRONMENT FOR ALL MUNICIPAL BUILDINGS

No further action was taken on this ordinance at this time.

Councilman Vance moved, seconded by Councilman Perrin to approve a hardship mobile home placement, located at 1821 E. Parker Road at the request of Mr. Waymon J. Perkins. A roll call vote was taken resulting in all council members voting aye. Those members voting aye were as follows: Wise, Evans, Ingram, Mullenix, Bowers, Perrin, Kelton, Vance, Harpole, Mays and Hannah.

Councilman Vance moved, seconded by Councilman Perrin to set a public hearing for April 4, 1994, at 7:10 p.m. regarding the vacating and abandonment of an unimproved street between Belmont and Concord streets. A roll call vote was taken resulting in all council members voting aye. Those members voting aye are as follows: Wise, Evans, Ingram, Mullenix, Bowers, Perrin, Kelton, Vance, Harpole, Mays and Hannah. Councilman Vance reminded the Council that we need to reserve public easements regarding this abandonment. The resolution was given the number 1994:14.

Councilman Vance offered a traffic resolution to change a four-way intersection to a two-way intersection as recommended by the Metropolitan Area Planning Commission. Councilman Vance moved, seconded by Councilman Perrin for the adoption of the resolution. A roll call vote was taken resulting in an eight to three vote in favor of the motion. Those council members voting aye were: Wise, Evans, Ingram, Bowers, Perrin, Vance, Harpole and Mays. Those council members voting nay were: Mullenix, Kelton (after passing his first vote), and Hannah. The resolution was given the number 1994:15.

Councilman Vance moved, seconded by Councilman Harpole for the adoption of a resolution to place "NO PARKING" signs on both sides of Race Street from Brown's Lane to Caraway Road. A roll call vote was taken resulting in all council members voting aye. Those members voting aye were as follows: Wise, Evans, Ingram, Mullenix, Bowers, Perrin, Kelton, Vance, Harpole, Mays and Hannah. The resolution was given the number 1994:16.

The following bids were reviewed:

94:05 - Mosquito Chemicals - Mosquito Control

Councilman Mullenix moved, seconded by Councilman Harpole to accept the low bid which met specifications. A roll call vote was taken resulting in all council members voting aye. Those members voting aye were as follows: Wise, Evans, Ingram, Mullenix, Bowers, Perrin, Kelton, Vance, Harpole, Mays and Hannah.

94:07 - Hydraulic Track Excavator - Street Department

Councilman Mays moved, seconded by Councilman Bowers to accept the low bid which met specifications. A roll call vote was taken resulting in all council members voting aye. Those members voting aye were as follows: Wise, Evans, Ingram, Mullenix, Bowers, Perrin, Kelton, Vance, Harpole, Mays and Hannah.

94:08 - Mobile Radios - Street Department

Councilman Bowers moved, seconded by Councilman Mays to accept the low bid which met specifications. A roll call vote was taken resulting in all council members voting aye. Those members voting aye were as follows: Wise, Evans, Ingram, Mullenix, Bowers, Perrin, Kelton, Vance, Harpole, Mays and Hannah.

94:09 - Street Sweeper - Street Department

Councilman Mays moved, seconded by Councilman Harpole to reject and rebid due to the bids not meeting specifications. A roll call vote was taken resulting in all council members voting aye. Those members voting aye were as follows: Wise, Evans, Ingram, Mullenix, Bowers, Perrin, Kelton, Vance, Harpole, Mays and Hannah.

94:10 - Asphalt - Street Department

Councilman Bowers moved, seconded by Councilman Perrin to accept the low bid which met specifications. A roll call vote was taken resulting in all council members voting aye. Those members voting aye were as follows: Wise, Evans, Ingram, Mullenix, Bowers, Perrin, Kelton, Vance, Harpole, Mays and Hannah.

94:11 - Ready Mix Concrete - Street Department

Councilman Bowers moved, seconded by Councilman Harpole to accept the low bid which met specifications. A roll call vote was taken resulting in all council members voting aye. Those members voting aye were as follows: Wise, Evans, Ingram, Mullenix, Bowers, Perrin, Kelton, Vance, Harpole, Mays and Hannah.

94:12 - Concrete/Corrugated Pipe & Boxes - Street Department

Councilman Mays moved, seconded by Councilman Harpole to accept a split low bid both meeting specifications. A roll call vote was taken resulting in all council members voting aye. Those members voting aye were as follows: Wise, Evans, Ingram, Mullenix, Bowers, Perrin, Kelton, Vance, Harpole, Mays and Hannah.

94:13 - Concrete Blocks - Street Department

Councilman Evans moved, seconded by Councilman Harpole to accept the low bid which met specifications. A roll call vote was taken resulting in all council members voting aye. Those members voting aye were as follows: Wise, Evans, Ingram, Mullenix, Bowers, Perrin, Kelton, Vance, Harpole, Mays and Hannah.

94:14 - Glass Spheres - Street Department

Councilman Mays moved, seconded by Councilman Evans to accept the low bid which met specifications. A roll call vote was taken resulting in all council members voting aye. Those members voting aye were as follows: Wise, Evans, Ingram, Mullenix, Bowers, Perrin, Kelton, Vance, Harpole, Mays and Hannah.

94:15 - Sand & Gravel - Street Department

Councilman Harpole moved, seconded by Councilman Evans to accept the low bid which met specifications. A roll call vote was taken resulting in all council members voting aye. Those members voting aye were as follows: Wise, Evans, Ingram, Mullenix, Bowers, Perrin, Kelton, Vance, Harpole, Mays and Hannah.

94:16 - Yellow & White Paint - Street Department

Councilman Bowers moved, seconded by Councilman Wise to accept the low bid which met specifications. A roll call vote was taken resulting in all council members voting aye. Those members voting aye were as follows: Wise, Evans, Ingram, Mullenix, Bowers, Perrin, Kelton, Vance, Harpole, Mays and Hannah.

94:17 - Rip Rap - Street Department

Councilman Harpole moved, seconded by Councilman Evans to accept the low bid which met specifications. A roll call vote was taken resulting in all council members voting aye. Those members voting aye were as follows: Wise, Evans, Ingram, Mullenix, Bowers, Perrin, Kelton, Vance, Harpole, Mays and Hannah.

94:18 - Recap & Section Repair - Street Department

Councilman Wise moved, seconded by Councilman Perrin to accept the low bid which met specifications. A roll call vote was taken resulting in all council members voting aye. Those members voting aye were as follows: Wise, Evans, Ingram, Mullenix, Bowers, Perrin, Kelton, Vance, Harpole, Mays and Hannah.

94:19 - Labor for sidewalk, driveway and curb & gutter work

Councilman Harpole moved, seconded by Councilman Perrin to accept the low bid which met specifications. A roll call vote was taken resulting in a ten to one vote in favor of the motion. Those members voting aye were as follows: Wise, Evans, Ingram, Mullenix, Bowers, Perrin, Kelton, Harpole, Mays and Hannah. Councilman Vance voted nay.

94:20 - Hydraulic Fluid & Motor Oil - Street Department

Councilman Mays moved, seconded by Councilman Ingram to accept the low bid which met specifications. A roll call vote was taken resulting in all council members voting aye. Those members voting aye were as follows: Wise, Evans, Ingram, Mullenix, Bowers, Perrin, Kelton, Vance, Harpole, Mays and Hannah.

Under new business, Councilwoman Ingram offered the following ordinance for the first reading:

**AN ORDINANCE TO WAIVE COMPETITIVE BIDDING FOR ACTUARIAL WORK NEEDED FOR A DEFINED BENEFIT RETIREMENT PLAN**

Councilman Bowers moved, seconded by Councilman Perrin to suspend the rules and place on the second reading. A roll call vote was taken resulting in all council members voting aye. Those voting aye were: Wise, Evans, Ingram, Mullenix, Bowers, Perrin, Kelton, Vance, Harpole and Mays (Councilman Hannah had to leave the meeting early). Councilman Bowers moved, seconded by Councilman Perrin to further suspend the rules and place on the third and final reading. A roll call vote was taken resulting in all council members voting aye. Those voting aye were: Wise, Evans, Ingram, Mullenix, Bowers, Perrin, Kelton, Vance, Harpole and Mays. Councilwoman Ingram moved, seconded by Councilman Mullenix for the adoption of the ordinance. The ordinance was given the number 2542.

Councilman Mullenix offered the following ordinance for the first reading:

**ORDINANCE TO AMEND CODE BOOK SECTION 8.44.14, ORDINANCE NUMBER 1930 TO**

TEMPORALLY CHANGE FROM TWO HOUR PARKING TO ONE HOUR PARKING UNTIL COMPLETION OF THE ANNEX TO THE CRAIGHEAD COUNTY COURT HOUSE.

Councilman Bowers moved, seconded by Councilman Harpole to suspend the rules and place on the second reading. A roll call vote was taken resulting in all council members voting aye. Those voting aye were: Wise, Evans, Ingram, Mullenix, Bowers, Perrin, Kelton, Vance, Harpole, and Mays. Councilman Vance moved, seconded by Councilman Bowers to amend the ordinance as follows: Changing "NO PARKING" to "ONE HOUR PARKING". A roll call vote was taken resulting in all council members voting aye. Those voting aye were: Wise, Evans, Ingram, Mullenix, Bowers, Perrin, Kelton, Vance, Harpole and Mays. Councilman Vance moved, seconded by Councilman Perrin to further suspend the rules and place on the third and final reading as amended. A roll call vote was taken resulting in all council members voting aye. Those voting aye were: Wise, Evans, Ingram, Mullenix, Bowers, Perrin, Kelton, Vance, Harpole and Mays. Councilman Harpole moved, seconded by Councilman Vance for the adoption of the ordinance. The ordinance was given the number 2543.

Human Resource Director, Andre' Houser gave each council member a rough draft of the new Personnel Handbook and requested everyone's input.

Councilman Harpole moved, seconded by Councilman Perrin for the adoption of a resolution appropriating \$20,000.00 from the unappropriated sales tax for King Dirt Hauling. A roll call vote was taken resulting in all council members voting aye. Those voting aye were: Wise, Evans, Ingram, Mullenix (After passing his vote one time), Bowers, Perrin, Kelton, Vance, Harpole and Mays. The resolution was given the number 1994:17.

With no further business the meeting was adjourned.