



## Legislation Text

---

**File #:** MIN-02:190, **Version:** 1

---

Minutes for the City Council meeting on February 18, 2002

**PUBLIC HEARING 6:00 P.M.** - A public hearing was conducted for the purpose of vacating Lutterloh Street, a part of Hope Ave. and an alley located in Elder's Addition as requested by Jonesboro Real Estate Holdings Company. No opposition was voiced.

**APPEAL HEARING 6:15 P.M.** - An appeal hearing was conducted regarding a recommendation by the Metropolitan Area Planning Commission to deny approval for a conditional use permit for emergency helicopter operations by Medic One. Attorney Glenn Lovett representing the Latourette Family spoke in opposition to the zoning change. Attorney Lovett stated the classification was for an air strip which is not permitted in C-3 zoning. He explained the zoning change would not be beneficial to the health and welfare of the public due to noise, air pollution and other safety risks. Mr. Don Latourette explained they were developing eighty acres in the area and the zoning change would adversely affect property values. President of Medic One, Ryan Kibler addressed the City Council speaking for the zoning change. He stated no one opposed the request when the process started, and everyone signed the required conditional-use petition. He explained there would be no financial gain for Medic One, but could mean life or death for some patients. Mr. Kibler stated the Federal Aviation Administration declared the air space safe for a helipad. A lengthy discussion defining the terms "safety service" versus "air stripe" and their respective regulations was heard. City Planner, Glenn Batten was of the opinion that the emergency helicopter operation was not a safety service and instructed Medic One to follow the process for conditional use. City Attorney, Phillip Crego questioned if this was not in fact a safety service and if the City Council needed to even hear the request. Mr. Kibler stated he had just followed the instructions of City Planner, Glenn Batten. The owner of Air Evac stated he would rather locate somewhere else rather than create a problem, and noted moving Air Evac from the Municipal Airport would diminish operational costs.

### CITY COUNCIL MINUTES - FEBRUARY 18, 2002

The Jonesboro City Council met Monday, February 18, 2002. The meeting was delayed until 7:20 p.m. due to discussion pertaining to the Medic One appeal hearing. A full quorum was in attendance. Present were: Mayor Brodell, City Attorney Phillip Crego, City Clerk, Donna K. Jackson, and twelve council members. Those members were: Kelton, Tate, Rorex, Crockett, McCall, Rega, Province, Moore, Perrin, Copeland, and Roddy.

Councilman Young moved, seconded by Councilman Roddy to approve the minutes of February 4, 2002, as previously delivered. A voice vote was taken resulting in all members voting aye. Those members were: Kelton, Tate, Rorex, Crockett, McCall, Rega, Province, Moore, Young, Perrin Copeland and Roddy.

Councilman Kelton offered the following ordinance for first reading:

### ORDINANCE TO AMEND ORDINANCE NO. 3266, THE 2001 BUDGET ORDINANCE

Councilman Young moved, seconded by Councilman Perrin to suspend the rules and place on second reading. A voice vote was taken resulting in all members voting aye. Those members voting aye were: Kelton, Tate, Rorex, Crockett, McCall, Rega, Province, Moore, Young, Perrin, Copeland and Roddy. Councilman Young moved, seconded by Councilman Moore to further suspend the rules and place on third and final reading. A voice vote was taken resulting in all members voting aye. Those members voting aye were: Kelton, Tate, Rorex, Crockett, McCall, Rega, Province, Moore, Young, Perrin, Copeland and Roddy. Councilman Perrin moved, seconded by

Councilman Roddy for the adoption of the ordinance. A voice vote was taken resulting in all members voting aye. Those members voting aye were: Kelton, Tate, Rorex, Crockett, McCall, Rega, Province, Moore, Young, Perrin, Copeland and Roddy. The ordinance was assigned ordinance number 3343.

Councilman Moore moved, seconded by Councilman Tate to pull the original ordinance to amend the Jonesboro Code of Ordinances, Chapter 2.20, "City Council Rules of Order and Procedure." A voice vote was taken resulting in all members voting aye. Those members voting aye were: Kelton, Tate, Rorex, Crockett, McCall, Rega, Province, Moore, Young, Perrin, Copeland and Roddy.

Councilman Rega offered the following ordinance for first reading:

**ORDINANCE TO AMEND THE JONESBORO CODE OF ORDINANCES, CHAPTER 2.20 FOR THE PURPOSE OF ESTABLISHING RULES OF ORDER AND PROCEDURE IN COUNCIL MEETINGS (REVISED)**

Councilman Rega moved, seconded by Councilman Crockett to suspend the rules and place on second reading. A voice vote was taken resulting in all members voting aye. Those members voting aye were: Kelton, Tate, Rorex, Crockett, McCall, Rega, Province, Moore, Young, Perrin, Copeland and Roddy. Councilman Rega moved, seconded by Councilman Crockett to further suspend the rules and place on third and final reading. A voice vote was taken resulting in all members voting aye. Those members voting aye were: Kelton, Tate, Rorex, Crockett, McCall, Rega, Province, Moore, Young, Perrin, Copeland and Roddy. Councilman Perrin moved, seconded by Councilman Moore for the adoption of the ordinance. A voice vote was taken resulting in all members voting aye. Those members voting aye were: Kelton, Tate, Rorex, Crockett, McCall, Rega, Province, Moore, Young, Perrin, Copeland and Roddy. The ordinance was assigned ordinance number 3344.

The decision was made by Medic One to pull its appeal regarding a recommendation by the Metropolitan Area Planning Commission to deny approval for a conditional use permit for emergency helicopter operations.

Councilman Kelton moved, seconded by Councilman Young for the adoption of a resolution documenting the review of the annual audit for the year ended December 31, 2000, and providing for appropriate action on audit findings and recommendations. A voice vote was taken resulting in all members voting aye. Those members voting aye were: Kelton, Tate, Rorex, Crockett, McCall, Rega, Province, Moore, Young, Perrin, Copeland and Roddy. The resolution was assigned number 2002:12.

Councilman Moore moved, seconded by Councilman Kelton for the adoption of a resolution to proceed with condemnation action of the following properties: 238 N. Bridge, Mike Lanier; 409 E. Allen, Mike Lanier; 402 N. Fisher, David Rogers; and 219 Nisbett, Joe Von Lesley. A voice vote was taken resulting in all members voting aye. Those members voting aye were: Kelton, Tate, Rorex, Crockett, McCall, Rega, Province, Moore, Young, Perrin, Copeland and Roddy. The resolution was assigned number 2002:13.

Councilman Kelton moved, seconded by Councilman Roddy for the adoption of a resolution requesting City Water and Light to provide free utility service to 1405 W. Nettleton for the Optimist Park. A voice vote was taken resulting in all members voting aye. Those members voting aye were: Kelton, Tate, Rorex, Crockett, McCall, Rega, Province, Moore, Young, Perrin, Copeland and Roddy. The resolution was assigned number 2002:14.

Mayor Brodell closed the city council meeting, and the Street Committee meeting was reconvened in order to correct two separate votes made by Councilman Young (not a member of the Street Committee) in the previously held Street Committee meeting. The Street Committee meeting was then closed, and Mayor Brodell called the regularly scheduled council meeting back to order.

Under new business by the Council, Councilman Young moved, seconded by Councilman Tate to refer to the Personnel Committee the establishment of the position of Public Works Director, and the position to be held by a licensed engineer. A voice vote was taken resulting in all members voting aye. Those members voting aye were: Kelton, Tate, Rorex, Crockett, McCall, Rega, Province, Moore, Young, Perrin, Copeland and Roddy.

Councilman Tate moved, seconded by Councilman Moore to instruct City Attorney, Phillip Crego to proceed with legal action against subdivision owners pertaining to the completion of the final course of asphalt and to obtain approval by the City of Jonesboro. City Attorney, Phillip Crego stated he is willing to proceed with legal action, but had not been provided any information in order to proceed. Mr. Crego requested a list of the subdivisions, developers and the deficiencies. Alderman Tate stated it was his understanding he had been provided a list by the City Planner. Mr. Crego explained all he had received from the previous City Planner was list of developers. He stated he was not provided the requirements for the subdivisions nor what the deficiencies were. Mayor Brodell stated the information would be provided by the engineering and planning departments. Councilman Rega questioned if that was the function of the City Council or did it fall under the authority of the Mayor as the day-to-day operations of the city. Mayor Brodell

stated the Jonesboro City Council needs to be aware of what is going on. The decision was made to vote on the matter. A voice vote was taken resulting in all members voting aye. Those members voting aye were: Kelton, Tate, Rorex, Crockett, McCall, Rega, Province, Moore, Young, Perrin, Copeland and Roddy.

With no further business, the meeting was adjourned.