



## Legislation Text

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**File #:** MIN-93:023, **Version:** 1

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Minutes for the City Council meeting on November 15, 1993

PUBLIC HEARING - 6:45 P.M. - A public hearing was held for the purpose of determining the sufficiency of petitions regarding Kellers Chapel Improvement District No. 6. Skip Mooney Jr. represented residents in the matter. Mr. Mooney submitted a verification of the petition which claimed 59% of the assessed property value. This verification was certified by Ms. Kathy Woods a licensed abstractor. However, Mr. Jim Keller, spokesman for the opposition to the improvement district stated the petition should also include majority in area and in number. Mr. Keller listed several residents who wish to have their name removed from the petition because they were given misleading information. Mr. Keller then submitted un-certified petitions, claiming a majority in value, who were opposed to the improvement district. Discussion followed regarding the procedure for adding and deleting names. Mayor Brodell stated they would consult the City Attorney, Pam Honeycutt prior to the regularly scheduled meeting.

PUBLIC HEARING - 7:10 P.M. - A public hearing was held with regard to the vacation and abandonment of a portion of McClure Street. Jon Coleman, Attorney represented Mr. Anthony and Tony Rampley along with Mr. Jim Hardin. No opposition was voiced regarding this matter.

CITY COUNCIL MINUTES - NOVEMBER 15, 1993

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 Vance who was unable to attend.

The minutes of November 1, 1993, were approved as mailed out by motion of Councilman Perrin seconded by Councilman Harpole. A roll call vote was taken resulting in all council members voting aye.

Councilman Bowers offered the following ordinance for the first reading:

AN ORDINANCE TO VACATE AND ABANDON A PORTION OF MCCLURE STREET BETWEEN JOHNSON AVENUE AND WORD STREET

Councilman Harpole moved, seconded by Councilman Bowers to suspend the rules and place the ordinance on the second reading. A roll call vote was taken resulting in all council members voting aye. No further action was taken.

The following ordinance was on the third reading:

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

Councilman Hannah moved, seconded by Councilman Mays for the adoption of the ordinance. A roll call vote was taken resulting in all council members voting aye. The ordinance was given the number 2522.

The following ordinance was on the third reading:

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

Councilman Hannah moved, seconded by Councilman Mays for the adoption of the ordinance. A roll call vote was taken resulting in all council members voting aye. The ordinance was given the number 2521.

The following ordinance was on the third reading:

IN THE MATTER OF VACATING AND ABANDONING A STREET EASEMENT IN HIGHLAND FOREST SUBDIVISION TO THE CITY OF JONESBORO, ARKANSAS (JIM BURTON/JERRY CRAFT)

Attorney Jim Burton reported that his client, Jerry Craft had met all the requirements of the MAPC and as a matter of law, entitled to the closure of the streets. Mr. Burton emphasized to the Council, that this was not a rezoning but a matter of abandonment. Attorney Skip Mooney Sr. represented the opposition to the abandonment. Mr. Mooney stated the rezoning is contingent on the abandonment and submitted petitions of over 190 signatures of residents opposed to the rezoning issue. Mr. Mooney gave a history of the case by reading from the MAPC minutes which stated what must be done in order to have the property rezoned. These were the following stipulations to the MAPC's recommendation for the rezoning: 1. Vacate street easements 2. Revised subdivision plans (replat) 3. Commercial buildings should maintain a residential character. Mr. Mooney explained if the abandonment is granted then Mr. Craft will request the rezoning because he would have no access to the property except off Highland, making it difficult to sell as residential lots. Mr. Clay Kenward stated the wrong plat was filed by the MAPC and questioned why the second plat was not filed. Mr. Kenward answered several questions and explained the 200 feet in question was acting as a commercial buffer for the residential area. Councilman Hannah moved, seconded by Councilman Harpole for the adoption of the ordinance. A roll call vote was taken resulting in all council members voting nay with the exception of Councilman Mays who voted aye. The motion was denied by a 10 to 1 vote.

Mayor Brodell broke for a five minute recess, then called the meeting back to order.

Councilman Harpole offered the following ordinance for the first reading:

AN ORDINANCE ESTABLISHING THE KELLERS CHAPEL ROAD STREET IMPROVEMENT DISTRICT NUMBER 6; AND FOR OTHER PURPOSES

Discussion followed questioning the sufficiency of both petitions. Councilman Bowers moved, seconded by Councilman Evans to table the ordinance and findings decision until December 6, 1993, to allow Mr. Keller to do further research regarding signatures on the two petitions.

A roll call vote was taken resulting in a six to five vote in favor of the motion. Those voting aye are as follows: Ingram, Province, Mullenix, Bowers, Perrin and Kelton. Those voting nay are as follows: Wise, Evans, Harpole, Mays and Hannah. The motion carried.

Councilman Kelton 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. (HUBERT SPENCE JR.)

Councilman Kelton moved, seconded by Councilman Bowers to suspend the rules and place on the second reading. A roll call vote was taken resulting in all council members voting aye. No further action was taken.

Councilman Mays moved, seconded by Councilman Bowers to reallocate funds from the Street Department fixed asset budget to purchase two pick-up trucks from state bid at \$12,900.00 each. A roll call vote was taken resulting in all council members voting aye.

Bid number 93:52 - New Building - Parks Department was tabled till the Parks Committee could review it.

Under new business Mayor Brodell welcomed Floyd Johnson the newly appointed Police Chief. Mr. Johnson stated he was pleased with the Police Department, that it was a good department and it was his desire to make it better.

Councilman Mullenix moved, seconded by Councilman Province to recognize the "Teacher of the Year" from every participating school in the Jonesboro area during Education Week every year. A roll call vote was taken resulting in all council members voting aye.

With no further business the meeting was adjourned at 9:45 p.m.