



## Legislation Text

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Minutes from the City Council meeting on April 3, 2000.

PUBLIC HEARING 6:15 P. M -The public hearing was again rescheduled for April 17, 2000 at 6:15 p.m. Mr. George Hamman requested the delay on behalf of his client, Ms. Teresa L. Brimhall. Councilman Kelton explained to Mr. Hamman that responses were needed from all utility companies. Mr. Hamman stated he had received a response from all utility companies with the exception of Southwestern Bell. Mr. Hamman explained his letter stated if no response is provided then it would be assumed there was no objection. Councilman Kelton stated that was insufficient because it did not protect the Council against any claims from the utility companies, and requested Mr. Hamman to provide a response from Southwestern Bell.

### CITY COUNCIL MINUTES - April 3, 2000

The Jonesboro City Council met Monday, April 3, 2000 at 6:37 p.m. A full quorum was in attendance. Present were: City Clerk Donna Jackson, and 11 council members. Those members were: Kelton, Tate, McCall, Young, Crockett, Rorex, Rega, Province, Moore, Perrin and Roddy. Vice Mayor Rega presided over the meeting in the absence of Mayor Brodell who was in California on city business. Councilman Copeland was unable to attend due to the adoption of his new son. City Attorney, Phillip Crego was out of town and unable to attend.

Councilman Tate moved, seconded by Councilman Kelton to amend the minutes on page 5 from the word "Parks" to the word "Parking." A voice vote was taken resulting in all members voting aye. Those members voting aye were: Kelton, Tate, McCall, Young, Crockett, Rorex, Rega, Province, Moore, Perrin and Roddy. Councilman Perrin moved, seconded by Councilman Roddy for approval of the minutes as amended. A voice vote was taken resulting in all members voting aye. Those members voting aye were: Kelton, Tate, McCall, Young, Crockett, Rorex, Rega, Province, Moore, Perrin and Roddy.

The following ordinance was never offered:

ORDINANCE TO VACATE A PORTION OF LOUIE LANE, BETWEEN COVEY ROAD AND NEELY ROAD. (Teresa L. Brimhall)

Councilman Perrin moved, seconded by Councilman Roddy to table the ordinance until April 17, 2000 at 6:15 p.m. A voice vote was taken resulting in all members voting aye. Those members voting aye were: Kelton, Tate, McCall, Young, Crockett, Rorex, Rega, Province, Moore, Perrin and Roddy.

The following ordinance was on third reading:

ORDINANCE TO AMEND ORDINANCE NO. 954 KNOWN AS THE ZONING ORDINANCE PROVIDING FOR CHANGES IN ZONING BOUNDARIES AND FOR OTHER PURPOSES (Phillips Investments)

Mr. C. M. Mooney, Sr. was the attorney representing Mr. Barry Phillips in this matter. He explained the property was appraised as commercial property. Mr. Mooney explained his client, Mr. Phillips is a member of the Metropolitan Area Planning Commission, but at all times excused himself from any discussion regarding

this matter. Mr. Mooney went on record to say the property would not be used for multi-family housing, and would provide a buffer. There was an appeal hearing request listed as Item 6 on the agenda pertaining to this rezoning. The request had been filed by Stacy Schratz of 3104 Maplewood Terrace, in opposition to the MAPC recommendation to rezone property from residential to commercial. However, Ms. Schratz later withdrew her request stating that Mr. Phillips had assured them that the property would not be used for apartments, would provide a buffer, and would abide by the “Bill of Assurance.” Councilman Kelton explained to Ms. Schratz that the City Council cannot enforce a “Bill of Assurance” should a discrepancy develop. He stated it would have to be settled in a court of law between the home owners and the one in violation of the “Bill of Assurance.” In closing, Ms. Schratz requested Council to consider rezoning the property to Commercial C-5, instead of Commercial C-3 and questioned if Commercial C-3 zoning allows for Planned Unit Development (PUD). Councilman Kelton stated currently Commercial 3 zoning allows for PUD, but the Metropolitan Area Planning Commission (MAPC) would be asked to review a drafted ordinance that would restrict PUD to residential zoned property. Mr. Kelton explained based on the MAPC recommendations it would come before the City Council for consideration. Mr. Jim Carter of 3013 Maplewood Terrace expressed his appreciation to the Council for their help in this matter. Vice Mayor Rega thanked all parties involved for their cooperation. Councilman Tate moved, seconded by Councilman Young for the adoption of the ordinance. A voice vote was taken resulting in all members voting aye. Those members voting aye were: Kelton, Tate, McCall, Young, Crockett, Rorex, Rega, Province, Moore, Perrin and Roddy. The ordinance was assigned ordinance number 3212.

Vice Mayor Rega along with Mr. Larry Johnson, Assistant to the Mayor recognized Mr. Dave Field, Plant Manager of Haworth Corporation for their many contributions to the City of Jonesboro. Vice Mayor Rega explained that the council chairs and tables were provided by the Haworth Corporation and to show appreciation the council’s meeting room would be named the Haworth Room. Mr. Field received a standing ovation by all members of the City Council.

The following ordinance was on the third and final reading:

ORDINANCE TO AMEND ORDINANCE NO. 954 KNOWN AS THE ZONING ORDINANCE PROVIDING FOR CHANGES IN ZONING BOUNDARIES AND FOR OTHER PURPOSES (Buddy Bogan)

Councilman Young moved, seconded by Councilman Perrin for the adoption of the ordinance. A voice vote was taken resulting in all members voting aye. Those members voting aye were: Kelton, Tate, McCall, Young, Crockett, Rorex, Rega, Province, Moore, Perrin and Roddy. The ordinance was assigned ordinance number 3213.

The following ordinance was on the third and final reading:

ORDINANCE TO AMEND ORDINANCE NO. 954 KNOWN AS THE ZONING ORDINANCE PROVIDING FOR CHANGES IN ZONING BOUNDARIES AND FOR OTHER PURPOSES (Buddy Bogan)

Councilman Young moved, seconded by Councilman Perrin for the adoption of the ordinance. A voice vote was taken resulting in all members voting aye. Those members voting aye were: Kelton, Tate, McCall, Young, Crockett, Rorex, Rega, Province, Moore, Perrin and Roddy. The ordinance was assigned ordinance number 3214.

Councilman Perrin offered the following ordinance for first reading:

ORDINANCE TO AMEND ORDINANCE NO. 954 KNOWN AS THE ZONING ORDINANCE PROVIDING FOR CHANGES IN ZONING BOUNDARIES AND FOR OTHER PURPOSES (Alec Farmer & George Stem)

Councilman Perrin moved, seconded by Councilman Roddy 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, McCall, Young, Crockett, Rorex, Rega, Province, Moore, Perrin and Roddy. Councilman Perrin moved, seconded by Councilman Roddy 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, McCall, Young, Crockett, Rorex, Rega, Province, Moore, Perrin and Roddy. Councilman Kelton moved, seconded by Councilman Young for the adoption of the ordinance. The ordinance was assigned ordinance number 3215.

Council reviewed the following bids:

•2000:11 - Ready Mix Concrete - Street Department

Councilman Tate moved, seconded by Councilman Perrin to accept the low bid meeting bid specifications of Hedger Brothers. A voice vote was taken resulting in all members voting aye. Those members voting aye were: Kelton, Tate, McCall, Young, Crockett, Rorex, Rega, Province, Moore, Perrin and Roddy.

•2000:20 - Existing and New Sidewalks, Curbing and Gutters - Street Department

Councilman Tate moved, seconded by Councilman Moore to accept the bid of Barnett Concrete. A voice vote was taken resulting in all members voting aye. Those members voting aye were: Kelton, Tate, McCall, Young, Crockett, Rorex, Rega, Province, Moore, Perrin and Roddy.

Councilman Kelton moved, seconded by Councilman Perrin for the adoption of a resolution setting a public hearing on April 17, 2000 at 6:20 p.m. for the purpose of vacating a ten foot alley located north of Lots 3 and 4 of Cobb Survey and Lots 6 and 7 of Gambill Addition. A voice vote was taken resulting in all members voting aye. Those members voting aye were: Kelton, Tate, McCall, Young, Crockett, Rorex, Rega, Province, Moore, Perrin and Roddy. The resolution was assigned resolution number 2000:17.

Under new business, Councilman Kelton offered the following ordinance for first reading:

ORDINANCE TO WAIVE COMPETITIVE BIDDING AND AUTHORIZE PURCHASE OF A FIRE TRUCK FOR THE FIRE DEPARTMENT

Councilman Tate moved, seconded by Councilman Kelton to amend Section Two of the ordinance to read A\$224,893" instead of \$224,000. A voice vote was taken resulting in all members voting aye. Those members voting aye were: Kelton, Tate, McCall, Young, Crockett, Rorex, Rega, Province, Moore, Perrin and Roddy. Councilman Kelton 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, McCall, Young, Crockett, Rorex, Rega, Province, Moore, Perrin and Roddy. Councilman Kelton moved, seconded by Councilman Tate 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, McCall, Young, Crockett, Rorex, Rega, Province, Moore, Perrin and Roddy. Councilman Perrin moved, seconded by Councilman Roddy for the adoption of the ordinance. The ordinance was assigned ordinance number 3216.

Councilman Tate stated he had received more calls regarding the Harold Kaffka property, located on Nettleton Ave. and inquired about its progress. Mr. Larry Johnson, Assistant to the Mayor, stated a certified letter had been sent to Mr. Kaffka, and request four different times for the letter to be picked up, but the letter was never

picked up. Councilman Tate questioned if a letter had been sent to Mr. Kaffkas attorney. Mr. Johnson responded saying the attorney was aware of a meeting scheduled for Wednesday April 5, 2000. Councilman Tate requested a report be provided to the full Council on April 17, 2000 regarding the meeting.

Councilman Kelton moved, seconded by Councilman Perrin for the adoption of a resolution requesting City Water & Light to provide for the installation and electricity of two emergency siren locations (Valley View and Sage Meadows). A voice vote was taken resulting in all members voting aye. Those members voting aye were: Kelton, Tate, McCall, Young, Crockett, Rorex, Rega, Province, Moore, Perrin and Roddy. The resolution was assigned number 2000:18.

With no further business, the meeting was adjourned.