



Legislation Text

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Minutes for the City Council meeting on October 5, 1998

PUBLIC HEARING - 6:15P.M. - A public hearing was held regarding the vacating and abandonment of the 300 and 400 Block of East Novak. Mr. Craft began by stating the positive aspects of having a guarded community. As discussion continued Council realized the wrong legal description had been placed in the notice, resolution, and ordinance. City Clerk, Donna Jackson explained she had typed the forms for Mr. Craft from information provided by the Inspection Department. Questions were asked regarding the legal process that needed to be followed in order to correct the problem. The decision was made to begin the process over.

CITY COUNCIL MINUTES - October 5, 1998

The Jonesboro City Council met Monday, October 5, 1998, at 6:30 p.m. A full quorum was in attendance. Present were: Mayor Hubert Brodell, City Clerk, Donna K. Jackson, City Attorney, Phillip Crego and 10 council members. Those members were: Kelton, Rorex, Province, Davis, Tate, Crockett, Pratt, Perrin, Bowers, and Roddy. Councilman Rega and Councilman Young were unable to attend.

Councilman Pratt moved seconded by Councilman Davis, to correct the agenda, amending the meeting date, and to approve the minutes as delivered. A voice vote was taken resulting in all council members voting aye. Those members voting aye were: Kelton, Rorex, Province, Davis, Tate, Crockett, Pratt, Perrin, Bowers, and Roddy.

Mayor Brodell presented a "Certificate of Appreciation" to Coach Dickey Nutt for his work with the ASU Men's Basket Ball Team for winning the Sun Belt Conference for the 1997-98 season. Coach Nutt, and his team received a standing ovation from Council and others present at the meeting.

The following ordinance was on 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 (Wayne Hugg)

Councilman Kelton moved, seconded by Councilman Perrin for the adoption of the ordinance. A voice vote was taken resulting in all members voting aye. Those members were: Kelton, Rorex, Province, Davis, Tate, Crockett, Pratt, Perrin, Bowers, and Roddy. The ordinance was assigned number 3087.

Councilman Kelton moved, seconded by Councilman Tate to adopt a new resolution setting a public hearing for the vacating and abandonment of the 300 and 400 Block of East Novak and Bridge Street from Pine Street north to the north property line on North Acres Addition. The public hearing was scheduled for October 19, 1998, at 6:15 p.m. The new resolution was drafted by City Attorney Phillip Crego who received a new legal description from Councilman Tate. This corrected the problem discovered in the previous public hearing. A voice vote was taken resulting in all members voting aye. Those members were: Kelton, Rorex, Province, Davis, Tate, Crockett, Pratt, Perrin, Bowers, and Roddy. The resolution was assigned number 1998:57.

Councilman Tate moved, seconded by Councilman Perrin to proceed with condemnation action on property located at 506 Krewson, owned by Harold Wells. The condemnation of property on 1619 Easley Lane was removed due to a death in the family. A voice vote was taken resulting in all members voting aye. Those members were: Kelton, Rorex, Province, Davis, Tate, Crockett, Pratt, Perrin, Bowers, and Roddy. The resolution was assigned number 1998:58.

Councilman Perrin moved, seconded by Councilman Roddy for the adoption of a resolution expressing the willingness of the City of Jonesboro to cooperate in a program regarding warning signs at bridges. A voice vote was taken resulting in all members voting aye. Those members were: Kelton, Rorex, Province, Davis, Tate, Crockett, Pratt, Perrin, Bowers, and Roddy. The resolution was assigned number 1998:59.

Councilman Bowers moved, seconded by Councilman Roddy to set an appeal hearing regarding a denial by the Metropolitan Area Planning Commission to rezone property from Residential (R-1) to Commercial (C-3) for October 19, 1998, at 6: 00 p.m. The request for an appeal hearing was made by Mr. Jay Gunter. A voice vote was taken resulting in all members voting aye. Those members were: Kelton, Rorex, Province, Davis, Tate, Crockett, Pratt, Perrin, Bowers, and Roddy.

Councilman Davis moved, seconded by Councilman Rorex for the adoption of a resolution to set a public hearing for the issuance of revenue bonds for the purpose of financing certain industrial facilities for Haworth, Inc. The hearing was set for 5:45 p.m. on October 19, 1998. A voice vote was taken resulting in all members voting aye. Those members were: Kelton, Rorex, Province, Davis, Tate, Crockett, Pratt, Perrin, Bowers, and Roddy.

The resolution was assigned number 1998:60.

Mayor Brodell announced a request had been made for traffic counts on Madison Street between Southwest Drive and Highland; also between Stone and Bittle Street. He explained the count began on September 15, 1998, at 7:30 a.m. through September 16, 1998, at 11:00 a.m. resulting in a count of 856.

Councilman Kelton announced a committee meeting for October 19, 1998, immediately following the regular council meeting in order to discuss concerns of the newly appointed position of city treasurer. Members previously chosen for the committee were: Mayor Brodell (ex-officio member), Councilman Kelton (Chairman), Councilman Bowers, Councilman Province, and Councilman Pratt. Councilman Pratt had requested the attendance of City Attorney Phillip Crego, and City Clerk Donna Jackson at the meeting. Councilman Kelton requested Councilman Perrin be included as a member of the committee since the Mayor serves as an ex-officio member of all committees.

Councilman Perrin moved, seconded by Councilman Kelton for the adoption of a resolution amending the name of B. B. Vance, Inc. to Los Dos Vaqueros, Inc. for lots 4 and 5 of the Industrial Mini-Park. A voice vote was taken resulting in all members voting aye. Those members were: Kelton, Rorex, Province, Davis, Tate, Crockett, Pratt, Perrin, Bowers, and Roddy. The resolution was assigned number 1998:61.

City Clerk, Donna Jackson announced the initiative petition, to eliminate smoking in enclosed places within the city of Jonesboro, Arkansas was sufficient. She explained the total number of signatures found to be sufficient were 2,119, a surplus of 106 signatures. Mrs. Jackson stated she had referred several legal questions to City Attorney, Phillip Crego regarding her responsibility in determining sufficiency, and requested him to respond to Council. Mr. Crego explained a legal challenge was being planned regarding the legal content of the petition. He further explained Amendment 7 and Arkansas Statutes requires the Clerk to determine the sufficiency of the petition, however specific cases interpreting those statutes provide that the legal validity of the document is

solely the purview of the court to determine. Mr. Crego stated he had advised Mrs. Jackson to continue to determine the sufficiency of the petition based on the signatures.

With no further business the meeting was adjourned.