



Legislation Text

File #: MIN-05:126, **Version:** 1

Minutes for the City Council meeting on December 6, 2005

PUBLIC HEARING - 6:15 P.M. - A public hearing was conducted for the purpose of granting a permit to operate a limousine service in the City of Jonesboro as requested by Mr. Randall Kisling. Mr. Kisling stated he wanted to operate his limousine service on the side, because he currently has another business. He explained he would be getting a 1999 Lincoln that would carry fewer than 15 passengers, and would leave from one location unlike a taxi service. City Attorney Crego stated even though the Jonesboro Code references "Vehicles for Hire" the intent by the City Council at the time was for taxi cab services, not limousine services. It was explained there are other limousine services operating in the City of Jonesboro and all they were required to do was get a business license from the City Collector's Office. Mr. Kisling explained he had tried to get a license from the City Collector's Office who referred him to the Jonesboro Code regarding "Vehicles for Hire".

CITY COUNCIL MINUTES - December 6, 2005

The Jonesboro City Council met Tuesday, December 6, 2005, at 6:30 p.m. Members present were: Mayor Doug Formon, City Clerk, Donna K. Jackson, City Attorney Phillip Crego and ten council members. Those members were: Province, Hargis, Moore, Williams, Perrin, Street, Johnson, Dover, McCall, and Ashley. Councilman Farmer and Councilwoman Furr were unable to attend.

Councilman Perrin moved, seconded by Councilman Moore for the adoption of the City Council minutes from November 15, 2005, as provided. A voice vote was taken resulting in all members voting aye. Those members were: Province, Hargis, Moore, Williams, Perrin, Street, Johnson, Dover, McCall, and Ashley.

Mr. Flowers stated as requested by Councilman Farmer, council members were mailed a revised financial report and if they have questions they should contact him and he would provide more detailed information. He explained the report was set up similar to the budget report containing four fund categories. He stated revenues are above projections for this year's budget and while expenditures are below the projections. Mr. Flowers further stated if this trend continues we will exceed the budget expectations and be better off financially at the end of the year.

The following ordinance was on the second reading:

ORDINANCE TO REZONE PROPERTY FROM R-1 TO C-3, LOCATED ON THE NORTH SIDE OF EAST HIGHLAND JUST WEST OF GRISHAM ROAD. (Leslie Burse and Karen Boyd)

Councilman Moore moved, seconded by Councilman Ashley to suspend with the third and final reading. A voice vote was taken resulting in all members voting aye. Those members were: Province, Hargis, Moore, Williams, Perrin, Street, Johnson, Dover, McCall, and Ashley. Councilman Moore 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: Province, Hargis, Moore, Williams, Perrin, Street, Johnson, Dover, McCall, and Ashley. Councilman Perrin moved, seconded by Councilman Dover for the adoption of the emergency clause. A roll call vote was taken resulting in all members voting aye. Those members were: Province, Hargis, Moore, Williams, Perrin, Street, Johnson, Dover, McCall, and Ashley. The ordinance was assigned number 3595.

Councilman Perrin offered the following ordinance for first reading:

ORDINANCE TO APPROPRIATE FUNDS FOR CAPITAL IMPROVEMENT FUND FIXED ASSET PURCHASES

Councilman Perrin moved, seconded by Councilman Moore to suspend with the second and third readings. A voice vote was taken resulting in all members voting aye. Those members were: Province, Hargis, Moore, Williams, Perrin, Street, Johnson, Dover, McCall, and Ashley. Councilman Perrin moved, seconded by Councilman Dover for the adoption of the ordinance. A voice vote was

taken resulting in all members voting aye. Those members were: Province, Hargis, Moore, Williams, Perrin, Street, Johnson, Dover, McCall, and Ashley. Councilman Perrin moved, seconded by Councilwoman Williams for the adoption of the emergency clause. A roll call vote was taken resulting in all members voting aye. Those members were: Province, Hargis, Moore, Williams, Perrin, Street, Johnson, Dover, McCall, and Ashley. The ordinance was assigned ordinance number 3596.

Councilman Moore moved, seconded by Councilman Dover for the adoption of a resolution to proceed with condemnation action at 520 Huntington, and 705 Huntington in Jonesboro, Arkansas. A voice vote was taken resulting in all members voting aye. Those members were: Province, Hargis, Moore, Williams, Perrin, Street, Johnson, Dover, McCall, and Ashley. The resolution was assigned number 2005:141.

Councilman Moore moved, seconded by Councilman Street for the adoption of a resolution establishing criteria for unfinished subdivisions located within the city limits of the City of Jonesboro, Arkansas. A voice vote was taken resulting in all members voting aye. Those members were: Province, Hargis, Moore, Williams, Perrin, Street, Johnson, Dover, McCall, and Ashley. The resolution was assigned number 2005:142.

Councilman Moore moved, seconded by Councilman Dover for the adoption of a resolution accepting temporary construction easements at the 2001 Valley View Drive from Ray and Laura Rankin, and at 2021 Valley View Drive from Jane and Larry Cook. A voice vote was taken resulting in all members voting aye. Those members were: Province, Hargis, Moore, Williams, Perrin, Street, Johnson, Dover, McCall, and Ashley. The resolution was assigned number 2005:143.

Councilman Street moved, seconded by Councilman Perrin for the adoption of a resolution accepting a temporary construction easement located at 5002 Southwest Drive, from Sara Hitt, Bobby Hitt, and Claude Smith. The resolution was assigned number 2005:144.

Councilman Perrin moved, seconded by Councilman Moore for the adoption of a resolution accepting a 30 foot temporary drainage easement located at Valley Ridge Trail from Mr. Andy Peeler. A voice vote was taken resulting in all members voting aye. Those members were: Province, Hargis, Moore, Williams, Perrin, Street, Johnson, Dover, McCall, and Ashley. The resolution was assigned number 2005:145.

Councilman Moore moved, seconded by Councilman Street to move the City Council meeting to Monday December 19, 2005, due to several council members planning to attend the ASU game on the 20th. A voice vote was taken resulting in all members voting aye. Those members were: Province, Hargis, Moore, Williams, Perrin, Street, Johnson, Dover, McCall, and Ashley.

Councilman Perrin moved, seconded by Councilman Street for the adoption of a resolution setting a public hearing for December 19, 2005, at 6:00 p.m. for the purpose of vacating a portion of drainage easement located in Lot 41 of Mardis 2nd Addition, Jonesboro, Arkansas as requested by Mr. Roy D. Jackson. A voice vote was taken resulting in all members voting aye. Those members were: Province, Hargis, Moore, Williams, Perrin, Street, Johnson, Dover, McCall, and Ashley. The resolution was assigned number 2005:146.

Based on City Attorney Crego's legal opinion given earlier, Councilman Moore moved, seconded by Councilman Street to pull item 12 from the agenda regarding a decision on a limousine permit for Mr. Randall Kisling. A voice vote was taken resulting in all members voting aye. Those members were: Province, Hargis, Moore, Williams, Perrin, Street, Johnson, Dover, McCall, and Ashley.

Councilman Perrin moved seconded by Councilman Dover to set an appeal hearing for 6:10 p.m. on December 19, 2005, regarding a rezoning from R-1 to C-3, located on the south side of Highway 49 just east of Old Bridger Road as requested by Ray and Alice Bridger. A voice vote was taken resulting in all members voting aye. Those members were: Province, Hargis, Moore, Williams, Perrin, Street, Johnson, Dover, McCall, and Ashley.

Councilman Perrin moved, seconded by Councilman Ashley to set an appeal hearing for 6:20 p.m. on December 19, 2005, regarding a rezoning from R-1 to C-3, located on the east side of Highway 141 just south of Philadelphia road as requested by Richard and Patsy Foster. A voice vote was taken resulting in all members voting aye. Those members were: Province, Hargis, Moore, Williams, Perrin, Street, Johnson, Dover, McCall, and Ashley.

Under new business, Councilman Dover requested Mayor Formon and Mr. Larry Flowers review and report back to the full council by the next City Council meeting regarding the fireman's pension prior to 1984. Mayor Formon explained the actuarial study would not be done till February, 2004.

Councilman Perrin moved, seconded by Councilman Johnson to place a resolution on the agenda for consideration by the full council. A voice vote was taken resulting in all members voting aye with the exception of Councilman McCall who abstained from voting. Those members were: Province, Hargis, Moore, Williams, Perrin, Street, Johnson, Dover, and Ashley.

Councilman Moore moved, seconded by Councilman Perrin for the adoption of a resolution accepting the bid from Arkansas Blue Cross, Blue Shield for medical coverage, and the bid from Ameritas, Value Source Plan for dental coverage. A voice vote was taken resulting in all members voting aye with the exception of Councilman McCall who abstained from voting. Those members were: Province, Hargis, Moore, Williams, Perrin, Street, Johnson, Dover, and Ashley. The resolution was assigned number 2005:147.

Mr. Dan Melton, retired fire fighter addressed members of the Jonesboro City Council. He questioned if the actuarial study had been ordered from LOPFI. Mr. Flowers stated he had spoken to LOPFI who instructed him to send in a formal written request and they would provide him a cost estimate. Mr. Flowers further explained he was told due to LOPFI's work load they would not be able to start work on the study till February. Mr. Flowers explained based on the information received he plans to send a letter of request tomorrow. Discussion followed regarding the process for funding and the laws that govern the pension funds. Mr. Melton provided for the record, financial statements of payments to LOPFI for monthly contributions. He asked that the Mayor and council members start an accounting process to determine who has and has not received the funds and where the money has gone. It was explained that Attorney, Ralph Ohm would provide a legal opinion regarding the split between the old and new plan since 1997.

With no further business, Councilman Moore moved, seconded by Councilman Ashley to adjourn the meeting. A voice vote was taken resulting in all members voting aye. Those members were: Province, Hargis, Moore, Williams, Perrin, Street, Johnson, Dover, McCall and Ashley.