

October 14, 2019
Six o'clock P.M.
North Little Rock City Hall Council Chambers
300 Main Street
North Little Rock, Arkansas

The regular meeting of the North Little Rock City Council scheduled for Monday, October 14, 2019, was called to order at 6:03 p.m. by the Honorable Mayor JOE A. SMITH.

The roll having been called and the following Council Members answered to their names: DEBI ROSS, BETH WHITE, MAURICE TAYLOR, LINDA ROBINSON, STEVE BAXTER, RON HARRIS, JANE GINN and CHARLIE HIGHT (8/0), a quorum was declared. Chief Deputy City Clerk/Treasurer Katelyn Thomas, Deputy City Clerk/Treasurer Talor Shinn, and City Attorney Amy Fields were also present.

The prayer and pledge of allegiance were led by Mayor Smith.

On the motion of Council Member Hight and seconded by Council Member Ross, and by consent of all members present, the minutes from the North Little Rock City Council meeting and a Special Call meeting held on Monday, September 23, 2019, were approved, accepted and filed as prepared by the City Clerk (8/0).

On the motion of Council Member Robinson and seconded by Council Member Baxter, and by consent of all members present, communications #1, and #2, were accepted and filed (8/0).

1. Ember Strange, Energy Risk Management Committee Chair/Finance Director memorandum to City Clerk Diane Whitbey re: Power Cost Adjustment rate for October, 2019 (.0022/kwh) negative.
2. Anita Paul, Mayor's Office memorandum re: Restaurant Mixed Drink Minimum - *NEW, for Grill on the Hill*, at 3724 John F Kennedy Blvd, by William Grubbs.

Mayor Smith announced citizen comments on legislation. Ms. Marie Hill spoke regarding R-19-174. Ms. Hill said the property located at 4210 Baucum Pike is in her deceased husband's name. She is waiting for a Judge's signature to change it over to her name and has sold the property. The new owner plans to demolish the home. Once the Judge signs the petition the purchase transaction and structure demolition should be within two or three weeks. City Attorney Amy Fields advised moving forward with legislation in case the new owner fails to follow through with the demolition. Council Member Ross asked if condemning the property would cause issues at the title company when making the sale. Ms. Fields stated Ms. Hill could file a quitclaim deed and remove her interest in the property if she chooses to go through a title company. Ms. Fields said she could not answer whether the condemnation would affect the sale of the property without knowing all the factors. Mayor Smith said he would call the legislation and Ms. Hill would have thirty days before the City took action.

UNFINISHED BUSINESS

R-19-174 (RESOLUTION NO. 9754 – MAYOR SMITH)

A RESOLUTION DECLARING CERTAIN BUILDINGS, HOUSES AND OTHER STRUCTURES LOCATED AT 4210 BAUCUM PIKE IN THE CITY OF NORTH LITTLE ROCK TO CONSTITUTE A PUBLIC NUISANCE AND CONDEMNING SAID STRUCTURES; PROVIDING A PERIOD OF TIME FOR PROPERTY OWNER TO ABATE SAID NUISANCE; AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Council Member Taylor and seconded by Council Member Robinson. Mayor Smith convened a public hearing. There being no one present wishing to be heard, the public hearing was adjourned. On the previous motion, and by consent of all members present, the resolution was adopted (8/0). (*owner: John Hill*)

CONSENT AGENDA

All members present having voted “aye” consent items R-19-178, R-19-179, R-19-180, and R-19-182 were adopted (8/0). R-19-181 was pulled and called under new business.

R-19-178 (RESOLUTION NO. 9755 – MAYOR SMITH)

A RESOLUTION DECLARING CERTAIN CITY-OWNED ITEMS AND OTHER EQUIPMENT AS SURPLUS; PROVIDING FOR AUCTION THEREOF; AND FOR OTHER PURPOSES, was adopted (8/0).

R-19-179 (RESOLUTION NO. 9756 -- MAYOR SMITH)

A RESOLUTION REAPPOINTING MARLEENE CALVIN TO THE NORTH LITTLE ROCK SENIOR CITIZENS COMMISSION; AND FOR OTHER PURPOSES, was adopted (8/0).

R-19-180 (RESOLUTION NO. 9757 – MAYOR SMITH)

A RESOLUTION REAPPOINTING DICK BLANKENBEKER TO THE NORTH LITTLE ROCK SENIOR CITIZENS COMMISSION; AND FOR OTHER PURPOSES, was adopted (8/0).

R-19-182 (RESOLUTION NO. 9758 – MAYOR SMITH)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A CONTRACT WITH FRALEY ROOFING, INC. FOR THE ROOF REPLACEMENT OF FIRE STATIONS NO. 2 AND 10 IN THE AMOUNT OF \$59,000.00; APPROPRIATING FUNDS; AND FOR OTHER PURPOSES, was adopted (8/0).

NEW BUSINESS

R-19-181 (RESOLUTION NO. 9759 – MAYOR SMITH)

A RESOLUTION AUTHORIZING THE INSTALLATION OF A VETERANS MEMORIAL SIGN ON THE BROADWAY BRIDGE (US. HIGHWAY 70); AND FOR OTHER PURPOSES, was read. Mayor Smith thanked the Veterans for their support. On the motion of Council Member Ross and

seconded by Council Member Baxter, and by consent of all members present, the resolution was adopted (8/0).

R-19-183 (RESOLUTION NO. 9760 – MAYOR SMITH)

A RESOLUTION REPEALING RESOLUTION NO. 8148 WHICH DECLARED 11 BAKER CIRCLE IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS TO BE A PUBLIC NUISANCE AND CONDEMNED IT; AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Council Member Taylor and seconded by Council Member Baxter. Mayor Smith convened a public hearing. There being no one present wishing to be heard, the public hearing was adjourned. On the previous motion, and by consent of all members present, the resolution was adopted (8/0).

R-19-184 (RESOLUTION NO. 9761 – MAYOR SMITH)

A RESOLUTION CERTIFYING THE AMOUNT OF A CLEAN UP LIEN TO BE FILED WITH THE PULASKI COUNTY TAX COLLECTOR AGAINST CERTAIN REAL PROPERTY LOCATED AT 421 WEST 24TH STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Council Member Taylor and seconded by Council Member Robinson. Mayor Smith convened a public hearing. There being no one present wishing to be heard, the public hearing was adjourned. On the previous motion, and by consent of all members present, the resolution was adopted (8/0).

R-19-185 (RESOLUTION NO. 9762 – MAYOR SMITH)

A RESOLUTION DECLARING CERTAIN BUILDINGS, HOUSES, AND OTHER STRUCTURES LOCATED AT 315 NORTH HICKORY STREET IN THE CITY OF NORTH LITTLE ROCK TO CONSTITUTE A PUBLIC NUISANCE AND CONDEMNING SAID STRUCTURES; PROVIDING A PERIOD OF TIME FOR PROPERTY OWNER TO ABATE SAID NUISANCE; AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Council Member Taylor and seconded by Council Member Robinson. Mayor Smith convened a public hearing. There being no one present wishing to be heard, the public hearing was adjourned. On the previous motion, and by consent of all members present, the resolution was adopted (8/0). (*owner: Lottie Pratt (deceased) c/o Beverly Dreher and all other interested heirs*)

R-19-186 (RESOLUTION NO. 9763 – MAYOR SMITH)

A RESOLUTION APPROVING AND CERTIFYING AMOUNTS OF LIENS TO BE FILED WITH THE PULASKI COUNTY TAX COLLECTOR AGAINST CERTAIN REAL PROPERTIES AS A RESULT OF GRASS CUTTING EXPENSES AND ABATEMENT OF OTHER NUISANCES; AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Council Member Taylor and seconded by Council Member Hight. Mayor Smith convened a public hearing. There being no one present wishing to be heard, the public hearing was adjourned. On the previous motion, and by consent of all members present, the resolution was adopted (8/0).

O-19-114 (ORDINANCE NO. 9174 – MAYOR SMITH)

AN ORDINANCE LEVYING A TAX ON ALL REAL AND PERSONAL PROPERTY WITHIN THE CITY OF NORTH LITTLE ROCK FOR THE POLICE PENSION AND RELIEF FUND, THE FIRE PENSION AND RELIEF FUND, THE MUNICIPAL LIBRARY FUND, AND THE NORTH LITTLE ROCK GENERAL FUND; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Council Member Baxter and seconded by Council Member Taylor, and by consent of all members present, the readings were suspended (8/0). On the motion of Council Member Hight and seconded by Council Member Taylor, and the roll having been called, and all members present having voted in the affirmative, the ordinance was unanimously adopted (8/0). Emergency clause unanimously adopted (8/0).

O-19-115 (ORDINANCE NO. 9715 – MAYOR SMITH)

AN ORDINANCE DEFINING “ELECTRIC COST OF SERVICE AND RATE DESIGN CONSULTANT” TO BE A PROFESSIONAL SERVICE UNDER ARKANSAS LAW; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Council Member Taylor and seconded by Council Member Baxter, and by consent of all members present, the readings were suspended (8/0). On the motion of Council Member Hight and seconded by Council Member Baxter, and the roll having been called, and all members present having voted in the affirmative, the ordinance was unanimously adopted (8/0). Emergency clause unanimously adopted (8/0).

O-19-116 (ORDINANCE NO. 9176– MAYOR SMITH)

AN ORDINANCE RECLASSIFYING CERTAIN PROPERTY LOCATED AT 10101 HIGHWAY 70 IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS FROM R-2 TO C-4 CLASSIFICATION BY AMENDING ORDINANCE NO. 7697 OF THE CITY OF NORTH LITTLE ROCK, ARKANSAS; GRANTING A CONDITIONAL USE TO ALLOW TRAILER SALES IN A C-4 ZONE; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Council Member Taylor and seconded by Council Member Robinson, and by consent of all members present, the readings were suspended (8/0). On the motion of Council Member Hight and seconded by Council Member Taylor, and the roll having been called, and all members present having voted in the affirmative, the ordinance was unanimously adopted (8/0). Emergency clause unanimously adopted (8/0). (*applicant: John and Randy Staton*)

O-19-117 (ORDINANCE NO. 9177 – COUNCIL MEMBER BAXTER)

AN ORDINANCE ALLOWING A SPECIAL USE TO ALLOW A DAYCARE CENTER IN A C-1 ZONE FOR CERTAIN REAL PROPERTY LOCATED AT 2001 FENDLEY DRIVE IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Council Member Baxter and seconded by Council Member Taylor, and by consent of all members present, the readings were suspended (8/0). On the motion of Council Member Baxter and seconded by Council Member Taylor, and the roll having been called, and

all members present having voted in the affirmative, the ordinance was unanimously adopted (8/0).
Emergency clause unanimously adopted (8/0). (*applicant: Carmell Boyd*)

O-19-118 (ORDINANCE NO. 9178 – COUNCIL MEMBERS TAYLOR AND ROBINSON)
AN ORDINANCE RECLASSIFYING CERTAIN PROPERTY LOCATED AT ROCKWATER
BOULEVARD IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS, FROM C-6 ZONING
CLASSIFICATION TO RU ZONING CLASSIFICATION BY AMENDING ORDINANCE NO.
7697; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion
of Council Member Taylor and seconded by Council Member Robinson, and by consent of all
members present, the readings were suspended (8/0). On the motion of Council Member Taylor and
seconded by Council Member Baxter, and the roll having been called, and all members present having
voted in the affirmative, the ordinance was unanimously adopted (8/0). Emergency clause
unanimously adopted (8/0). (*applicant: Thomas Engineering*)

O-19-119 (ORDINANCE NO. 9179 – COUNCIL MEMBERS TAYLOR AND ROBINSON)
AN ORDINANCE RECLASSIFYING PROPERTY LOCATED AT ROCKWATER BOULEVARD
IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS, FROM C-6 ZONING CLASSIFICATION
TO THE R-4 ZONING CLASSIFICATION BY AMENDING ORDINANCE NO. 7697; ADOPTING
AN AMENDED LAND USE PLAN FOR THE SUBJECT PROPERTY; DECLARING AN
EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Council Member
Robinson and seconded by Council Member Taylor, and by consent of all members present, the
readings were suspended (8/0). On the motion of Council Member Taylor and seconded by Council
Member Robinson, and the roll having been called, and all members present having voted in the
affirmative, the ordinance was unanimously adopted (8/0). Emergency clause adopted (8/0).

O-19-120 (ORDINANCE NO. 9180 – COUNCIL MEMBER HARRIS)
AN ORDINANCE GRANTING A WAIVER OF SECTIONS 14.19 AND 14.103 OF THE ZONING
ORDINANCE TO ALLOW AN ELECTRONIC CHANGEABLE COPY SIGN ON CERTAIN REAL
PROPERTY LOCATED AT 8800 MAUMELLE BOULEVARD IN THE CITY OF NORTH LITTLE
ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read.
On the motion of Council Member Robinson and seconded by Council Member Taylor, and by consent
of all members present, the readings were suspended (8/0). Planning Director Shawn Spencer
described the dimensions of the sign request. Council Member Baxter referenced new technology with
regard to electronic signs. A motion to adopt was made by Council Member Taylor and seconded by
Council Member Robinson. Council Member Ross referenced current regulations and the intent for all
signs to come into compliance. Mayor Smith said in this case, it could create an undue burden as the
current sign would have to be removed and replaced. Council Member Harris said his consideration
would be case by case. On the previous motion, and the roll having been called, and all council
members present having voted in the affirmative, with the exception of Council Member Ross who

passed and Council Member White who voted no, the ordinance was adopted (6/2). Emergency clause unanimously adopted (8/0).

PUBLIC COMMENT

Mr. James Ard thanked the Waste Water Department for their assistance with an issue he had. Council Member Harris said the traffic issue in Maumelle at the interchange could be reduced. Council Member Ginn announced the 33rd Annual Friendly Chapel Fish Fry to be held Friday October 18, 2019, at Simmons Bank Arena.

There being no further business to come before the Council, and on the motion of Council Member Ross and seconded by Council Member Baxter, and by consent of all members present, the meeting was adjourned at 6:29 p.m. (8/0), until the next regularly scheduled meeting to be held on Monday, October 28, 2019, at six o'clock p.m. in the City Council Chambers in City Hall, located at 300 Main Street, North Little Rock, Arkansas.

APPROVED: _____
MAYOR JOE A. SMITH

ATTEST: _____
DIANE WHITBEY, CITY CLERK