

December 9, 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, December 9, 2019, was called to order at 6:00 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). City Clerk/Treasurer Diane Whitbey, Deputy City Clerk/Revenue Enforcement Officer Shannon Carroll, and City Attorney Amy Fields were also present.

The prayer and pledge of allegiance were led by Council Member Taylor.

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 held on Monday, November 25, 2019, were approved, accepted and filed as prepared by the City Clerk (8/0).

On the blanket motion of Council Member Baxter and seconded by Council Member Ross, and by consent of all members present, communications #1 and 3 were not read, but were accepted and filed (8/0).

1. Anita Paul, Mayor's Office, memorandum re: *Restaurant Mixed Drink – Maximum – Change of Manager from Carl Sandberg*, for The Olive Garden Restaurant #189, 2943 Lakewood Village Drive, by Amanda A. Adams.
3. Anita Paul, Mayor's Office, memorandum re: *Restaurant Mixed Drink – Maximum – Change of Manager from Brian Biggs*, for Carino's Italian Kitchen, 4221 Warden Road, by George J. Stalter.

On the motion of Council Member Hight and seconded by Council Member Ross and by consent of all members present, communication #2 was read, accepted and filed (8/0).

2. C. Tad Bohannon, CEO Central Arkansas Water letter to Mayor Smith and City Council Members re: Appointment to Board of Commissioners (Kevin Newton).

No one signed in to speak under citizen comments on legislation.

### **UNFINISHED BUSINESS**

O-19-128

AN ORDINANCE ALLOWING A SPECIAL USE TO ALLOW A DAYCARE CENTER IN A R-3 ZONE FOR CERTAIN REAL PROPERTY LOCATED AT 2001 PARKER STREET IN THE CITY

OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was held by the sponsor, Council Member Taylor. (*applicant: Anthony Pettigrew*)

**CONSENT AGENDA**

*None filed.*

**NEW BUSINESS**

R-19-212 (RESOLUTION NO. 9789 – MAYOR SMITH)

A RESOLUTION CONFIRMING THE APPOINTMENT OF KEVIN NEWTON TO THE BOARD OF COMMISSIONERS OF CENTRAL ARKANSAS WATER; AND FOR OTHER PURPOSES, was read. On the motion of Council Member Ross and seconded by Council Member Taylor, and by consent of all members present, the resolution was unanimously adopted (8/0). Mayor Smith thanked Mr. Newton for his service and invited him to come forward to receive the Oath of Office administered by City Clerk Whitbey. Mr. Newton then thanked the Mayor and City Council for their support.

R-19-213 (RESOLUTION NO. 9790 – MAYOR SMITH)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN OFFER AND ACCEPTANCE WITH CARLISLE/BRAY VENTURES LTD. AND TO PURCHASE CERTAIN REAL PROPERTY LOCATED ON ORANGE STREET IN THE CITY OF NORTH LITTLE ROCK; APPROPRIATING FUNDS; AND FOR OTHER PURPOSES, was read. On the motion of Council Member Ross and seconded by Council Member Robinson, and by consent of all members present, the resolution was unanimously adopted (8/0). (\$38,000.00)

R-19-214 (RESOLUTION NO. 9791 – MAYOR SMITH)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO PAY AN INCREASED PURCHASE PRICE TO JOE WICKLIFFE AND MARY LOU WICKLIFFE AND TO PURCHASE CERTAIN REAL PROPERTY LOCATED EAST OF BURNS PARK BASEBALL FIELDS IN THE CITY OF NORTH LITTLE ROCK; APPROPRIATING FUNDS; AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Council Member Hight and seconded by Council Member Baxter. Mayor Smith said this property is being purchased to add to acreage to Burns Park so Fire Station No. 8 can be built (within the park). Mayor Smith thanked the National Parks Department for waiting on the approval. On the previous motion, and by consent of all members present, the resolution was unanimously adopted (8/0). (\$157,000.00)

R-19-215 (RESOLUTION NO. 9192 – COUNCIL MEMBERS BAXTER AND HARRIS)

A RESOLUTION ACCEPTING THE BID OF AND AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A CONTRACT WITH GENE SUMMERS CONSTRUCTION, INC. FOR 50<sup>TH</sup> STREET IMPROVEMENTS – FROM CAMP ROBINSON ROAD TO ALLEN STREET, IN THE AMOUNT OF \$885,710.34; AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Council Member Baxter and seconded by Council Member Taylor. Mayor Smith said this

project (funding) was phased in for over the past three years. On the previous motion and by consent of all members present, the resolution was unanimously adopted (8/0).

R-19-216 (RESOLUTION NO. 9793 – MAYOR SMITH)

A RESOLUTION APPROVING AND CERTIFYING LIENS TO BE FILED WITH THE PULASKI COUNTY TAX COLLECTOR AGAINST CERTAIN REAL PROPERTIES IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS 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 Ross 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 unanimously adopted (8/0).

O-19-135 (ORDINANCE NO. 9194 – MAYOR SMITH)

AN ORDINANCE WAIVING FORMAL BIDDING REQUIREMENTS AND AUTHORIZING PAYMENT TO MEHAFFY CONSTRUCTION COMPANY, INC. FOR FLOOD DAMAGE REPAIR SERVICES AT THE HYDROELECTRIC PLANT; 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). Mayor Smith said the service was needed to get the Hydro Plant running following flooding earlier this year. This is not associated with the major damage caused by the flood in May, 2019. On the motion of Council Member Taylor and seconded by Council Member Ross, 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). (*\$127,816.46*)

O-19-136 (ORDINANCE NO. 9195 – COUNCIL MEMBER TAYLOR)

AN ORDINANCE GRANTING A CONDITIONAL USE TO ALLOW A RESTAURANT WITH A DRIVE – THRU IN A C-6 ZONE FOR CERTAIN REAL PROPERTY LOCATED AT 418 EAST BROADWAY STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; 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). A motion to adopt was made by Council Member Taylor and seconded by Council Member Ross. Council Member Ross asked if this was a Starbucks with a drive-thru only. Mayor Smith said it was and would have very limited outdoor dining space. On the previous motion, 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: Holloway Engineering*)

**PUBLIC COMMENT**

Council Member Baxter thanked the City Engineer and Community Development Director for their work on the 50<sup>th</sup> Street Improvements and with the Corp of Engineers. Council Member Taylor welcomed Mayor Smith back and commended Council Member Robinson for chairing the previous meeting. Mayor Smith said the next meeting will be held on December 23, 2019. There will be no change due to the upcoming Christmas Holidays.

There being no further business to come before the Council, and on the motion of Council Member Robinson and seconded by Council Member Ross, and by consent of all members present, the meeting was adjourned at 6:14 p.m. (8/0), until the next regularly scheduled meeting to be held on Monday, December 23, 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