

January 19, 2016  
Five o'clock P.M.  
North Little Rock City Hall Council Chambers  
300 Main Street  
North Little Rock, Arkansas

A Special Call meeting of the North Little Rock City Council scheduled for Tuesday, January 19, 2016, was called to order at 5:00 p.m. by the honorable Mayor JOE A. SMITH.

The roll having been called and the following Aldermen answered to their names: DEBI ROSS, BETH WHITE, MAURICE TAYLOR, LINDA ROBINSON, STEVE BAXTER, BRUCE FOUTCH, CHARLIE HIGHT and MURRY WITCHER (8/0). City Clerk Diane Whitbey and City Attorney C. Jason Carter were also present.

Mayor Smith announced the Special Call meeting.

January 15, 2016

Special Meeting of the North Little Rock City Council

Honorable Members of the North Little Rock City Council:

The purpose of this e-mail is to advise you that Mayor Smith has called a special meeting of the North Little Rock City Council at 5:00 p.m. on Tuesday, January 19, 2016, at City Hall Council Chambers, North Little Rock, Arkansas. The following will be on the agenda:

**O-16-02 – AN ORDINANCE WAIVING FORMAL BIDDING REQUIREMENTS FOR DRAINAGE REHABILITATION AT DICKEY-STEPHENS BALLPARK; APPROPRIATING FUNDS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES. Sponsor: Mayor Joe A. Smith**

Pursuant to Sec. 2-48(2) of the North Little Rock Municipal Code, you are entitled to 72 hours' *electronic* notice of this meeting. Please acknowledge receipt of this e-mail as soon as possible by replying to the same. A copy of your reply will automatically be sent to City Clerk Diane Whitbey.

C. Jason Carter  
City Attorney

Mayor Smith referenced the issue and time restraints for repairing the sink holes at Dickey Stephens Park. City Engineer Chris Wilbourn spent most of last week finalizing the details.

Special Call O- 16-02 (ORDINANCE NO. 8783 – MAYOR SMITH)

AN ORDINANCE WAIVING FORMAL BIDDING REQUIREMENTS FOR DRAINAGE REHABILITATION AT DICKEY-STEPHENS BALLPARK; APPROPRIATING FUNDS

(\$375,000.00); DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. A motion to suspend the readings was made by Alderman Hight and seconded by Alderman Foutch. Alderwoman Ross asked if there was a warranty. Mayor Smith said providing a warranty on something underground would be difficult. He said the water is pulling the ground and subsoil out. Problems were discovered in 2008. The city then went into mediation with the contractors, engineers and architects. There were many variables. A settlement was reached (\$130,000.00) for future issues. The (current) contractor was not involved with the initial project. Terracon Engineering was the consultant. Alderwoman White went to the site with Mr. Wilbourn and saw how bad the issue was. She asked what will happen if the contract exceeds 44 days. Mr. Wilbourn said dates are set and cannot go over in order to have the ball field ready for (scheduled) games. All of the (600') of pipe may not be rehabilitated before the season opens. Alderman Foutch has had several calls as to why the formal bidding requirement is being waived and asked what the normal time frame is to seek bids. Mayor Smith said it is difficult to come up with plans for an underground project. It could take more than a year to be ready for bids. Alderman Hight asked if the legislation was approved, when would Diamond Construction be able to begin work. Mr. Wilbourn said the next day. Alderman Hight then asked if this could happen in other areas. Mr. Wilbourn said there may be problems in the full length of the system. Mayor Smith said most of the damage is in the area closer to the (Arkansas) River (the area under the wall, left center field, the batting cages, and where the pumps are located in center field) are in jeopardy. An insurance claim has been filed. Alderman Baxter asked what will happen if the ballpark is not ready by opening day. Mr. Carter said a usable field is the basis of the contract. So far, the city has been fortunate to not have to put any significant funds into the ballpark. Alderwoman Ross asked if construction has to stop before the contractor is finished, will there be an additional cost later. Mr. Wilbourn said the city is purchasing the materials. Diamond Construction is providing labor and equipment at a daily rate. The daily rate should be maintained. On the previous motion, and by consent of all members present, the rules were suspended and the ordinance was placed on its second reading (8/0). On the motion of Alderman Hight and seconded by Alderman Foutch, the remaining readings were suspended (8/0). On the motion of Alderman Hight and seconded by Alderman 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). Mayor Smith asked Mr. Wilbourn to keep everyone updated.

There being no further business to come before the Council, and on the motion of Alderman Baxter and seconded by Alderman Taylor, and by consent of all members present, the meeting was adjourned at 5:15 p.m. (8/0), until the next regularly scheduled meeting which will be held on Monday, January

25, 2016, 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