

December 12, 2011
Seven 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 12, 2011, was called to order at 7:00 p.m. by the honorable Mayor PATRICK HENRY HAYS. 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), a quorum was declared. City Clerk Diane Whitbey and City Attorney C. Jason Carter were also present.

The invocation was given by Alderman Baxter, followed by the pledge of allegiance to the flag which was led by Alderman Foutch.

On the motion of Alderman Witcher and seconded by Alderman Hight, and by consent of all members present, the minutes of a regular council meeting and Special Call meeting held on Monday, November 28, 2011, were approved, accepted and filed as prepared by the City Clerk (8/0).

On the motion of Alderman Taylor and seconded by Alderwoman Ross, and by consent of all members present, communications #1, 2, 3, 5, and 6, were not read, accepted and filed (8/0).

1. Dan M. Scheiman, Ph.D Bird Conservation Director/Conservation Director Audubon Arkansas email re: Canada Geese at Burns Park.
2. Ed Williams, Deputy Phillips County Sheriff's Office email re: Geese (offering permanent home to 20, and 100-120 for a short time).
3. Jennifer B. Duke, RN email re: heavy heart pertaining to goose population reduction in Burns Park.
5. Glinda Craigmyle, Mayor's Office memorandum re: *Restaurant Mixed Drink – Change of Manager from Tina Dickerson* for The Olive Garden Restaurant #189, 2943 Lakewood Village Drive, by Leslie Sandberg.
6. C. Jason Carter, City Attorney letter to Mayor Hays and City Council members re: Position Designations on Petitions for persons running for the office of Alderman. (*i.e. 1st seat – Presidential Election year; 2nd seat – non-Presidential Election year*).

On the motion of Alderman Hight and seconded by Alderman Taylor, and by consent of all members present, communication #4 was read, accepted and filed (8/0).

4. Pam Adcock, email to Mayor Hays re: Burns Park Geese and requesting time for complete discussion regarding the same.

On the motion of Alderwoman White and seconded by Alderman Taylor, and by consent of all members present, communication #7 was read, accepted and filed (8/0).

7. Alderman White, email including Facebook post dated November 30, 2011, and communication between Desiree Bender and the Arkansas Game and Fish Commission re: proposed goose hunt in Burns Park.

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

8. Lynsey White Dasher, Urban Wildlife Specialist, letter to Mayor Hays and City Council re: suspending Canada goose kill program and implement more humane and effective solutions.

On the motion of Alderman Hight and seconded by Alderman Taylor, and by consent of all members present, communication #9 was read, accepted and filed (8/0).

9. Scott White, (online) petitions Forbidding Killing of Geese in Burns Park. (*1,376 total names – 960 from Arkansas, 336 from other U.S. States, and 80 from other nations*) (*note: 159 reflect North Little Rock*).

On the motion of Alderman Hight and seconded by Alderwoman Ross, and by consent of all members present, communication #10 was read (by Mayor Hays), and after discussion (see below) accepted and filed (8/0).

10. Mayor Hays letter to Members of the City Council re: intent to temporarily delay, and possibly forego, the goose hunt in Burns Parks in order to receive written proposals about the cost and benefit of alternative population reduction methods; and determine whether an alternate method is practical for the City to pursue. (*Note: a photo of a woman feeding the geese in Burns Park was circulated among council members and is attached to this communication in the clerk's office*).

Mayor Hays said he recognizes there are different opinions regarding this matter. However, the geese (feces) in the park has become a health concern due to potential diseases. The safety and health of the public is a concern. Mayor Hays said the hunt is temporarily suspended. Anyone with suggestion(s) on how to resolve the issue, along with costs associated with the same, and where the funds will come from, may submit the same in writing to the City Clerk's Office by noon on Thursday (December 15, 2011). A meeting will be held at 4:00 p.m. that date and those who submit proposals will be invited to attend and provide a presentation regarding the same. Mayor Hays said individuals who are caught feeding the geese (*or any wildlife*) in Burns Park will be prosecuted. Alderwoman Ross asked if there was a deadline. Mayor Hays said it would depend on the suggestion(s). If a viable suggestion is not received, then the hunt will resume before the close of (Goose) hunting season. Mayor Hays referenced a communication from an individual who has volunteered to take some of the geese. Alderman Hight asked the status of the ordinance the council adopted authorizing the hunt. Mr. Carter said the council suspended the rule regarding the discharge of firearms in the city and set rules pertaining to a (one-time) hunt.

Mayor Hays invited anyone present who signed up to speak regarding the geese in Burns Park to come forward. Mr. Scott White spoke on behalf of the Coalition to Save the Burns Park Geese. He thanked the mayor and council for reconsidering the issue in a more structured and systematic way. Their concern was that all options had not been reviewed. They desire to end human and goose conflicts in the park and make the park an enjoyable and safe place for both humans and wildlife. Mr. Wayne Hogan thanked the council for its decision regarding this matter. Alderman Baxter asked about signage in the park regarding feeding the animals. Mr. Carter said he is working with Parks personnel on the same. Alderwoman Robinson asked about actions against violators. Mayor Hays has talked with Animal Control personnel and will submit legislation regarding the same. Mark Warford, North Little Rock Firefighters Local #35 reminded everyone they are still collecting bicycles and money to provide bicycles to children in need. The deadline is Friday, December 16, 2011.

Mayor Hays said he does not intend to call O-11-82 regarding a Hillside Cut along Skyline Drive until the second council meeting in January (2012).

Mayor Hays recessed the meeting at 7:42 p.m. The meeting reconvened at 7:52 p.m.

UNFINISHED BUSINESS

R-11-194 (RESOLUTION NO. 7973 – MAYOR HAYS)

A RESOLUTION ENDORSING THE GENERAL CONCEPT AND PLAN FOR A LODGE IN BURNS PARK; AND FOR OTHER PURPOSES.

Mayor Hays asked Mr. Bob Rhoads, Parks and Recreation Director to come forward and introduce the proposal. The Burns Park Master Plan (2006) included the idea of a Lodge in the park. It would provide housing for people participating in tournaments, family reunions, etc. in the park. Request for Proposals (RFP's) were requested. Burns Park is a land and water fund grant park, meaning it is primarily designated for outdoor recreation. A land conversion would be required consisting of 12 acres (of equal or greater value). The purpose of this legislation is to get approval of this concept, and then proceeding. Alderman Foutch asked what impact this lodge (with 200 units) would have on local hotels and motels. Mr. Todd Larson, Economic Development Director said they have been sensitive to the impact this will have on local businesses. This lodge would be primarily directed towards families and teams, weekend retreats, etc. Alderman Foutch said the lodge would be utilized during summer activities (soccer, etc). But what would happen during winter months? Mr. Larson, said guests might stay to watch the seasons change or wildlife in the park, with an emphasis on using the park. This would not be city owned or operated. The city would lease the land. Alderwoman Ross said people don't want to see taxes collected from other hotels being used to build this one. Mr. Larson said there may be infrastructure costs. Mayor Hays referenced other projects in the city including Caterpillar and McCain Mall. Projects are reviewed on a case by case basis. Alderwoman Robinson asked who would approve the lease. Mr. Rhoads said it would be the City Council. Alderman Taylor asked how many jobs would be created. Mr. Larson advised between 200 and 300. Alderman Foutch asked about a future fall-back plan if the property is no longer profitable for the vendor. Mr. Carter said the city owns the land. A business plan will be required. Mr. Larson said Advertising and Promotion, Parks and Recreation Commission and

Chamber of Commerce resources would be used to promote the facility. The Soccer Association requires 200 rooms for their hotel accommodations. Mr. Rhoads said North Little Rock has lost guests in local hotels due to a lack of capacity. Mayor Hays convened a public hearing. There being no one present wishing to be heard, the public hearing was adjourned. The legislation was then read. On the motion of Alderman Witcher and seconded by Alderman Hight, and by consent of all members present, the resolution was unanimously adopted (8/0). Alderman Hight said he and Alderwoman Robinson are on the Advertising and Promotion Commission where he asked what kind of discussion had taken place with existing hotels and motels and found favorable comments. Alderman Taylor said he spoke with a couple of people with concerns.

Mayor Hays asked Mr. Bob Sisson, Finance Director to come forward to present discussion on the proposed 2012 Budget. A public hearing was convened this date. The budget is available on the city's website for viewing. Mr. Sisson said the budget was filed November 30 and a packet was provided to council members last Monday. There are very little changes in revenue and expenditures. If you remove the funding to offset employee insurance deductibles, Central Arkansas Transit Authority (CATA), and the Homeless Center request, the budget increase reduces to ½ percent. Under staffing, there is a request for two additional employees. One in dispatch and a Collections Secretary in the Legal Department. The city writes off a lot of bad debts for unpaid utilities, fines, taxes, etc. The Street and Parks departments have a lot of project requests, however, funding is not available. The General Fund will not provide any money to the Airport this year. Alderwoman Robinson said there have been cuts and shifting of funds in the proposed budget. She asked if cuts were necessary in Ward funding. Ward 2 needs a fire station in the Willow Beach area. Alderwoman Robinson said she is opposed to giving money to the City of Sherwood. Mr. Mike Russ, General Manager North Little Rock Electric Department said the city has a Franchise Agreement with the City of Sherwood. By extending the Franchise Agreement the city has a better position when approaching the energy market. The City of Sherwood represents 17 percent of North Little Rock Electric's customer base. Alderwoman Ross has opposed the money to Sherwood for some time. Alderwoman Ross asked if the council could have an informational/working meeting with Mr. Sisson. A meeting was then scheduled for 6:00 p.m. Monday, December 19, 2011, in the City Council Chambers. This will be an informal meeting and the public is invited to attend. If any council member has requests for additional information to be discussed during the meeting, they were asked to contact Mr. Sisson prior to the meeting so he would have the material or information available. Alderman Foutch said it appears that funds have been moved from one line item to another within each department. Mr. Sisson said Department Heads submitted budget requests earlier this year. Alderman Foutch asked about the 2011 pay raises and FICA and Medicare, etc. which were not calculated accurately in the budget. He asked if Department Heads are held to the amount of the line item. Mr. Sisson said they are expected to be held to the line item, however the bottom line is the main issue. Mayor Hays said there are things you cannot anticipate such as a flood, (or lightening strike) that could destroy something essential and have to be addressed, possibly requiring an unplanned expenditure of funds. Alderman Foutch said some departments could be applying janitorial or office supplies in other ways. Those funds could be used for sidewalks or roadwork. Mayor Hays said North Little Rock has one of the largest budgets in the

state, which includes the Electric Department. Alderman Foutch asked about CATA funding. Mayor Hays said the city has representatives on the CATA Board of Directors. CATA is funded primarily by the cities of Little Rock and North Little Rock and divided by group miles. Mr. Sisson said the proposed budget is \$190 million, which was comparable with the City of Little Rock's in the past. Mayor Hays then recessed the public hearing until Tuesday, December 27, 2011, at 7:05 p.m.

O-11-82

AN ORDINANCE APPROVING A HILLSIDE CUT FOR DEVELOPMENT OF A PARKING LOT ON PROPERTY LOCATED ON CALVARY ROAD IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read one time on Monday, November 28, 2011, was read a second time this date. Mayor Hays continued a public hearing from the previous meeting. Ms. Deanna Montgomery is a retired State employee. She lives on Skyline Drive and has an investment in the community. She is opposed to a hillside cut which would destroy the urban hardwood forest. The area is in the heart of the city. It will impact property values and quality of life. She then referenced some of the history of the neighborhood and the number of homes on the National Register of Historic Places. Their neighborhood is both exercise and pet friendly. Residents along Starfield, Cedar Street and parts of Skyline Drive have been impacted by previous cuts, erosion, loss of trees, which have also caused exposure to noise, light and air pollution. This has resulted in a decline in property values. Ms. Montgomery said the hill is her home and encouraged officials to protect the homes by voting against the hillside cut. Mr. Larry McGrew lives on Skyline Drive and is a retired Civil Engineer. When I-40 was widened below Cherry Hill at Levy, the Federal Government did a noise study in the area. When traffic noise levels exceed 66 decibels, certain measurers are warranted. In the area of John F. Kennedy, the noise levels were at 62 decibels. The study projected that the interstate project would raise noise levels to 66 or 70 decibels which is above the level allowed. The proposed church parking lot would increase noise levels due to a large reduction in the buffering effect of trees on the interstate and access road. Currently, there are between 270 feet to over 500 feet of trees in the area. The proposed lot would reduce that to 96 feet (as a result of a lawsuit). The flat, hard surface of a parking lot would reflect noise up into their neighborhood which would increase the noise decibels in the neighborhood to above the nuisance level. The best way to minimize noise will be to maximize the buffer zone. Landscaping above the edge of the retaining wall could minimize noise. He urged the council to include the landscaping requirement in any parking area with or without a hillside cut. Mr. Michael Gerfen lives on Dooley Road, he is an engineer and homeowner. The residents do not have an opportunity to make a choice with regard to the proposed hillside cut. Risks in the area include erosion, loss of trees, increased noise, loss of property value, etc. The church is a non-profit organization that does not pay taxes. They have a responsibility to the community and need to be sensitive to the concerns of the residents. (According to the church) the parking lot would only be used three or four times a year. He asked the council to vote against the hillside cut. Mr. Charles Friedman lives on Skyline Drive. He encouraged other forms of transportation, including buses. He rides the bus and has found it to be very efficient. Carpooling is an option (for church members) and would save money on fuel. For Church Camp meetings, shuttles could run between the North Little Rock High School East Campus and the church.

Mr. Joe Reynolds does not live on Parkhill and is not a member of the church. The church is a beautiful icon. The people who own property on either side have a right to develop it. Shuttling from one place to another won't work. He supports the churches request. If the parking lot does not go in, someone will develop the property at some point in the future. Mr. Mike (David) Phillips lives on Skyline Drive. The proposed 45 degree cut will create a wall. Taking the trees out will scalp the area. He will have a parking lot behind his home which will reduce his view and property value. He said there doesn't appear to be any provisions requiring the applicant to keep any trees. The public hearing will be continued at the next meeting. The legislation was then held by the sponsor, Mayor Hays. (*applicant: Thomas Engineering Company*)

Alderman Foutch asked if it was possible to get a decibel survey of the area while the geological survey is under way. Mayor Hays said the property is privately owned.

O-11-83

AN ORDINANCE GRANTING A CONDITIONAL USE TO ALLOW A CAR SALES LOT IN A C-5 ZONE FOR CERTAIN REAL PROPERTY LOCATED AT 701 EAST BROADWAY IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was called and held at the request of the sponsor, Alderman Taylor, on behalf of one of the applicants. (*applicant: Wanda Brainard*)

O-11-89

AN ORDINANCE GRANTING A SPECIAL USE TO ALLOW A TRANSITIONAL HOME IN AN R-3 ZONE FOR CERTAIN REAL PROPERTY LOCATED AT 1418 WEST 20TH STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. Alderwoman Robinson said the applicant lives in Jacksonville and asked if she had a Transitional Home there. She asked about the type of convictions the residents would have, specifically: murderers, sex offenders, etc. The applicant Ms. Ragland said they would not have serious offenders. Alderwoman Robinson asked if additional people would be coming to the location to provide services and referenced the 5 to 6 women who live in the home. Alderwoman Robinson then asked if this was a "halfway house". Ms. Ragland, advised it was not. Some of the women are in need of changes such as getting out of an abusive relationship. Ms. Ragland said she has been through the program. She will help women who transition through the program (which lasts between 90 to 120 days) try to find permanent housing through the first time homebuyers program, get an apartment or back with their family members. Alderwoman Robinson asked if this would set a precedence. Mr. Carter advised all of the decisions of the council do in some way. Alderwoman Ross asked the size of the home. Ms. Ragland said there are three bedrooms and two full baths. A large den area has also been converted into a bedroom. The original request was for occupancy of eight. Alderwoman Ross said the legislation reflects six women (including staff). Outside support people could also come in. During the day, the women are working, attending parole meetings, etc. Alderwoman Ross said this is a residential area and asked about parking. Alderwoman Robinson is familiar with the Access to Recovery (ATR) program. Alderman Baxter asked if any neighbors

objected during the Planning Commission meeting regarding this matter. Mr. Robert Voyles, Planning Director advised there was one. Ms. Ragland and Alderman Taylor have attempted to contact her to meet and review her concerns. Ms. Ragland's home is not certified with the state yet. Concerns were expressed regarding the proximity to other neighbors. Ms. Ragland said she has been operating at this location since May, 2011. Alderwoman Ross asked if the resident women work. One is disabled and does not. Two are looking for jobs and one is on a waiting list for a job. Alderman Foutch asked on average how many people are processed during a week. Alderwoman Ross asked about funding. Ms. Ragland said they are a non-profit. Residents pay rent once they get jobs, Ms. Ragland also applies for grants and other funding. On the motion of Alderman Taylor and seconded by Alderman Witcher, and by consent of all members present, with the exception of Alderwoman Robinson, who voted no, the rules were suspended and the ordinance was placed on its second reading (7/1). On the motion of Alderman Taylor and seconded by Alderman Hight, and by consent of all members present, with the exception of Alderwoman Robinson, who voted no, the rules were again suspended and the ordinance was placed on its third and final reading (7/1). The ordinance was read a third and final time. Ms. Belinda Collins was a resident at Eve's House for 90 days. She learned stability and how to live. She is a drug addict, but she goes to school now, and she has her family now. Eve's House changed her life. Alicia hasn't been in trouble with the law. She was in an abusive relationship. Eve's House and Ms. Ragland helped her escape. Ms. Debra Dunham lives at Eve's House. It is one of the best things that has happened to her. She has learned responsibility and how to care for others. They sit at the dinner table together as a family and they live as a family. Ms. Jessica Sexton lives at Eve's House. She has been in and out of rehab centers and transitional homes. For the first time, she has learned how to be responsible for herself. She is enrolled in college now and has reunited with her family. Karen lives at Eve's House. This is the first time she's been given a chance to do something with her life and a chance to heal. She encouraged council members to come by and see the program. Alderman Foutch asked about the relapse rate. Ms. Ragland said she has had two relapse. She said most of the ladies know each other through incarceration, rehab, etc. Alderwoman Robinson said a similar program operated in the city and there were problems. Mr. Mike Rose asked council members to consider this from Ms. Ragland's position and encouraged the council to support the request. Alderman Taylor said based on comments he would hold the legislation to allow council members an opportunity to visit the site. (*applicant: Daphany Ragland*)

NEW BUSINESS

R-11-199 (RESOLUTION NO. 7974 – MAYOR HAYS)

A RESOLUTION APPROVING AMOUNTS OF LIEN TO BE CERTIFIED TO THE PULASKI COUNTY TAX COLLECTOR AGAINST CERTAIN REAL PROPERTIES IN THE CITY OF NORTH LITTLE ROCK 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 Alderwoman Robinson and seconded by Alderman Foutch. Mayor Hays 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).

R-11-200

A RESOLUTION ADOPTING A BUDGET FOR THE 2012 FISCAL YEAR FOR THE CITY OF NORTH LITTLE ROCK, ARKANSAS; AND FOR OTHER PURPOSES, was read. A public hearing was convened during this meeting. The public hearing will reconvene at the next meeting, Tuesday, December 27, 2011. The legislation was then held by the sponsor, Mayor Hays.

R-11-201 (RESOLUTION NO. 7975 – MAYOR HAYS)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A FOURTH AMENDMENT TO EXCHANGE AGREEMENT BETWEEN MAPLE HOLDINGS, LLC AND THE CITY OF NORTH LITTLE ROCK; AND FOR OTHER PURPOSES, was read. Mayor Hays said arsenic was discovered and environmental testing will be done. A motion to adopt was made by Alderman Witcher and seconded by Alderwoman Robinson. Mr. Carter distributed an amendment which he reviewed with the council. A motion to amend was made by Alderwoman Ross and seconded by Alderwoman Robinson. Alderwoman Ross asked if the city had a financial responsibility for remediation. Mayor Hays said arsenic is not considered a hazardous material. Alderwoman Ross asked if there was any consideration in the event the property value increases before the exchange takes place. Mr. Joe Smith, Director of Commerce and Governmental Affairs (Purchasing) advised Phase I and II have been completed. The city applied for a grant through Pulaski County (Brownfield fund). A \$500,000.00 loan has been approved at 0 percent interest, \$200,000.00 would be forgiven upon sale of the property. The Arkansas Department of Environmental Control and Environmental Protection Agency are involved in the process as well. On the previous motion to amend, and by consent of all members present, the resolution was amended as follows: *substitute copy provided this date*) (8/0). On the motion of Alderman Witcher and seconded by Alderman Hight, and by consent of all members present, the resolution was unanimously adopted as amended (8/0).

R-11-202 (RESOLUTION NO. 7976 – MAYOR HAYS)

A RESOLUTION APPROVING THE 2012 ANNUAL ACTION PLAN FOR THE CITY OF NORTH LITTLE ROCK, INCLUDING THE 38TH YEAR (2012) COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AND HOME PROGRAM PROJECTS AND BUDGETS; AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Alderman Taylor and seconded by Alderwoman Robinson. Mayor Hays introduced Ms. Joan Bohannon, Community Development Director. Mayor Hays convened a public hearing. There being no one present wishing to be heard, the public hearing was adjourned. On the previous motion, and all members present having voted in the affirmative, the resolution was unanimously adopted (8/0).

O-11-91 (ORDINANCE NO. 8399 – MAYOR HAYS)

AN ORDINANCE ACCEPTING THE ANNEXATION OF LANDS COMMONLY DESCRIBED AS LANDS TO BE TITLED THE “RH SOUTHWIND ANNEXATION” TO THE CITY OF NORTH LITTLE ROCK, ARKANSAS, AND MAKING RH SOUTHWIND ANNEXATION A PART OF THE CITY OF NORTH LITTLE ROCK; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Alderwoman Robinson and seconded by Alderman Taylor,

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 Taylor and seconded by Alderwoman Robinson, and by consent of all members present, the rules were again suspended and the ordinance was placed on its second reading (8/0). The ordinance was read a third and final time. Alderman Foutch asked about this annexation. Mr. Voyles said this is a voluntary petition to bring in one parcel to the city. Mr. Carter said this lot is adjacent to the city. Mr. Voyles advised the property is contiguous to the current city limits. On the motion of Alderman Witcher and seconded by Alderman Hight, 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. (*Petitioners: Ronald and Vikki Harris*)

O-11-92 (ORDINANCE NO. 8400 – MAYOR HAYS)

AN ORDINANCE AUTHORIZING A LEASE-PURCHASE AGREEMENT WITH MOTOROLA SOLUTIONS CREDIT COMPANY, LLC UNDER AMENDMENT NO. 78 TO THE ARKANSAS CONSTITUTION FOR THE UPGRADE AND REPLACEMENT OF 9-1-1- DISPATCHING EQUIPMENT; PROVIDING FOR THE PAYMENT THEREOF; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Alderwoman Robinson and seconded by Alderman Taylor, 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 Alderwoman Robinson, and seconded by Alderman Taylor, and by consent of all members present, the rules were again suspended and the ordinance was placed on its third and final reading (8/0). The ordinance was read a third and final time. On the motion of Alderman Witcher and seconded by Alderman Foutch, and by consent of all members present, the ordinance was amended as follows:: *replace Exhibit “C” with Exhibit “C” provided this date reflecting changes on page 1 and the next to the last page as reviewed by Mr. Carter* (8/0). A motion to adopt as amended was made by Alderman Witcher and seconded by Alderman Hight. Alderwoman Ross asked if North Little Rock police vehicles, fire vehicles and other equipment (911 Center) will be current. Mayor Hays said the city will be able to piggy-back on the City of Little Rock’s upgrade, which will in essence defer some funds because they will be bearing the majority of the infrastructure expenses. Alderman Foutch asked where the funds would come from. Mayor Hays said there is no other option, the upgrade has to be done. The city has to move to digital equipment. The State of Arkansas will take over maintenance of the infrastructure. Mr. Rick Ezell, Office of Emergency Services/9-1-1- Director said equipment is being acquired. There will be warranties on the front end and service agreements after that. Mr. Carter said this is a lease-purchase agreement with no built in financing expenses. Mr. Ezell said Little Rock’s system should be in service in about 13 months. On the motion of Alderman Taylor and seconded by Alderwoman Robinson, and the roll having been called, and all members present having voted in the affirmative, the ordinance was unanimously adopted as amended (8/0). Emergency clause unanimously adopted (8/0).

O-11-93 (ORDINANCE NO. 8401 – MAYOR HAYS)

AN ORDINANCE WAIVING FORMAL BIDDING REQUIREMENTS FOR ELECTRONIC TICKETING SOFTWARE AND HARDWARE FOR NORTH LITTLE ROCK DISTRICT COURT,

2ND DIVISION; APPROPRIATING FUNDS (\$20,971.16 – Court Technology Funds); DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Alderwoman Ross and seconded by Alderman Taylor, 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 Alderwoman Ross and seconded by Alderman Taylor, and by consent of all members present, the rules were again suspended and the ordinance was placed on its third and final reading (8/0). The ordinance was read a third and final time. Mr. Sisson advised these units would be in police vehicles, allowing officers to scan driver's licenses. Ms. Judy West, Chief Clerk, North Little Rock District Court Second Division and Gail (inaudible), Computer Specialist were present. The backbone is in place for this technology with two existing handheld units and three in vehicles. Alderman Foutch asked where the funds are coming from. Mr. Sisson said the courts collect a separate fee on fines not paid within 30 days, which goes into a Court Technology Fund. This money will be from 2011 (revenue) funds. On the motion of Alderman Hight and seconded by Alderwoman 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).

PUBLIC COMMENT

Alderman Baxter said Electric Department customers are still receiving calls from scammers requesting credit/debit card information. Mr. Sisson said a customer received a call this evening and provided their credit card number which was used almost immediately at Target. The City of North Little Rock will never call a customer and ask for credit card or debit card information on the phone. Mayor Hays said all media outlets have been contacted and encouraged people to spread the word. If a customer receives such a call, they need to report it to the Electric Department or Police Department immediately. Alderwoman Ross reminded everyone that no reputable company would call and ask for such information. Citizens were advised not to provide such information over the phone. Alderman Taylor referred to a program provided by the National League of Cities (NLC) wherein residents can join and pay a monthly fee to offset future sewer line repairs. The fee is approximately \$2 or \$3 a month. The value could be as much as \$6,000.00. Alderman Taylor also commended Alderman Witcher for his efforts to retain CDBG funds through the NLC. Alderwoman Ross said *Shop With a Cop* was held last Sunday and will be again this Sunday, December 18, 2011, at Wal-Mart on McCain Boulevard. Volunteers are needed to assist youth with shopping and to wrap their presents. Volunteers need to arrive by 7:30 a.m. Mayor Hays wished everyone a blessed holiday season. He reminded everyone the next City Council meeting will be held on Tuesday, December 27, 2011, at 7:00 p.m. City offices will be closed Friday, December 23, and Monday, December, 26, 2011, in observance of Christmas Eve and Christmas day which fall on Saturday and Sunday this year. Offices will also be closed on Monday, January 2, 2012, in observance of New Year's Day which falls on Sunday this year. There will be no delay in garbage, trash and recycling pickup.

There being no further business to come before the Council, and on the motion of Alderwoman Ross and seconded by Alderman Baxter, and by consent of all members present, the meeting was adjourned at 10:06 p.m. (8/0), until the next regularly scheduled meeting to be held on *Tuesday*, December 27,

2011, at seven o'clock p.m. in the City Council Chambers in City Hall, located at 300 Main Street, North Little Rock, Arkansas.

APPROVED: _____
MAYOR PATRICK HENRY HAYS

ATTEST: _____
DIANE WHITBEY, CITY CLERK