

July 23, 2012  
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 meeting scheduled for Monday, July 23, 2012, 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, MAURICE TAYLOR, LINDA ROBINSON, STEVE BAXTER, BRUCE FOUTCH, CHARLIE HIGHT and MURRY WITCHER (7/0), a quorum was declared. Alderwoman BETH WHITE was absent due to the death of her father. City Clerk Diane Whitbey and City Attorney C. Jason Carter were also present.

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

On the motion of Alderman and seconded by Alderman , and by consent of all members present, the minutes of a regular council meeting Monday, July 9, 2012, were approved, accepted and filed as prepared by the City Clerk (7/0).

On the blanket motion of Alderman Taylor and seconded by Alderwoman Robinson, and by consent of all members present, communications #1, 2, 3, 4, and were not read, accepted and filed (7/0).

1. Glinda Craigmyle, Mayor's Office memorandum re: *Retail Beer off Premises – Replacement from Niral H. Patel Small Farm Wine – NEW* for Pioneer Express, 300 Lake Lane, by Skjalal U. Ahmed.
2. Glinda Craigmyle, Mayor's Office memorandum re: *Restaurant Mixed Drink – Change of Manager from Corey Irwin* for Applebee's Neighborhood Grill & Bar of LR, by Teak Daniele.
3. Glinda Craigmyle, Mayor's Office memorandum re: *Restaurant Beer and Wine – NEW* for Hong Kong Inn, 4206 E. McCain Boulevard by Shao Q. Ma.
4. Glinda Craigmyle, Mayor's Office memorandum re: *Restaurant Beer and Wine – NEW* for Mr. Dunderbak's, 3929 McCain Mall, by Richard E. Davidson.
5. Alderman Beth White, absent July 23, 2012, City Council meeting due to the death of her father and thanking everyone for their notes and calls of condolence.

Mayor Hays announced a Special Call scheduled for this date.

July 20, 2012 (via email)

Subject: Special Call for Monday, July 23, 2012

Honorable Members of the North Little Rock City Council:

The purpose of this e-mail is to advise you that Mayor Hays has called a special meeting of the North Little Rock City Council at 7:05 p.m. on Monday, July 23, 2012, at City Hall Council Chambers, North Little Rock, Arkansas. The following will be on the agenda:

- 1) R-12-133 – Certifying the amount of a Cleanup Lien to be filed with the Pulaski County Tax Collector against certain real property located at 509 and 511 West 16<sup>th</sup> Street in the City of North Little Rock, Arkansas; and for other purposes. Sponsor: Mayor Hays
- 2) R-12-134 – Authorizing application to the Arkansas Department of Human Services, Division of Youth Services, for Grant Funds Available under the 2012 Juvenile Accountability Block Grant Program for the North Little Rock Teen Court; and for other purposes. Sponsor: Mayor Hays.

Also attached is an amendment to R-12-129 (re: next phase of Levy Multi-Use Trail Project to attach a map as Exhibit “A” indicating the location of the Phase II work and an amendment to O-12-52 (amending Exhibit “B” – Article Twenty Three, Smart Code Zoning District).

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.

Respectfully,  
C. Jason Carter  
City Attorney

Special Call 1) R-12-133

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 509 AND 511 WEST 16<sup>TH</sup> STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; AND FOR OTHER PURPOSES, was

Special Call 2) R-12-134

A RESOLUTION AUTHORIZING APPLICATION TO THE ARKANSAS DEPARTMENT OF HUMAN SERVICES, DIVISION OF YOUTH SERVICES, FOR GRANT FUNDS AVAILABLE UNDER THE 2012 JUVENILE ACCOUNTABILITY BLOCK GRANT PROGRAM FOR THE NORTH LITTLE ROCK TEEN COURT; AND FOR OTHER PURPOSES, was

**UNFINISHED BUSINESS**

R-12-105

A RESOLUTION ACCEPTING THE LOW BID (\$166,800.00 – Sales Tax Capital Improvement Fund) OF JIMMY A. PATTON CONTRACTING FOR DEMOLITION AND SITE CLEARANCE AT 122 EAST 4<sup>TH</sup> STREET, NORTH LITTLE ROCK, ARKANSAS; AND FOR OTHER PURPOSES, was

O-12-52

AN ORDINANCE AMENDING ARTICLE NINETEEN (BOARDS) AND ADDING ARTICLE TWENTY-THREE (SMART CODE ZONING DISTRICT) TO ORDINANCE NO. 7697 (THE ZONING ORDINANCE); DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read three times May 29, 2012, and amended,

O-12-59

AN ORDINANCE AMENDING ORDINANCE NO. 7697 (“THE ZONING ORDINANCE”) TO ADD SECTION 12.29 (ICE VENDING MACHINES); DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read two times June 25, 2012, was read a third and final time on July 9, 2012.

O-12-60

AN ORDINANCE RECLASSIFYING CERTAIN PROPERTY LOCATED AT THE SOUTHEAST CORNER OF THE FAULKNER LAKE ROAD AND HIGHWAY 391 INTERSECTION IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS FROM R-2 / C-2 TO R-3 CLASSIFICATION BY AMENDING ORDINANCE NO. 7697 OF THE CITY OF NORTH LITTLE ROCK, ARKANSAS; ADOPTING AN AMENDED LAND USE PLAN FOR THE SUBJECT PROPERTY; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read one time June 25, 2012, was  
(applicant: Brett Watts)

O-12-62

AN ORDINANCE AMENDING ORDINANCE NO. 8128 TO PROHIBIT PARKING IN FRONT OR SIDE YARDS OF RESIDENTIAL PROPERTY; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read two times June 25, 2012, was read a third and final time, and amended, July 9, 2012.

## **NEW BUSINESS**

R-12-115

A RESOLUTION CONFIRMING THE REAPPOINTMENT OF EDDIE POWELL TO THE BOARD OF COMMISSIONERS OF CENTRAL ARKANSAS WATER; AND FOR OTHER PURPOSES, was

R-12-116

A RESOLUTION APPOINTING KRISTAL CLARK TO THE POSITION PREVIOUSLY HELD BY ELAINE CARPENTER ON THE HISTORY COMMISSION; AND FOR OTHER PURPOSES, was

R-12-117

A RESOLUTION APPROVING AMOUNTS OF LIENS TO BE CERTIFIED TO 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

R-12-118

A RESOLUTION DECLARING CERTAIN BUILDINGS, HOUSES AND OTHER STRUCTURES LOCATED AT 904/906 WEST 23<sup>RD</sup> 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 (*applicant: Joe Lindsey*)

R-12-119

A RESOLUTION DECLARING CERTAIN BUILDINGS, HOUSES AND OTHER STRUCTURES LOCATED AT 1710 WEST LONG 17<sup>TH</sup> 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 (*owner: Choice Equity Investment*)

R-12-120

A RESOLUTION DECLARING CERTAIN BUILDINGS, HOUSES AND OTHER STRUCTURES LOCATED AT 2708 GRIBBLE 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 (*owner: Gean Pearson*)

R-12-121

A RESOLUTION DECLARING CERTAIN BUILDINGS, HOUSES AND OTHER STRUCTURES LOCATED AT 1215 WEST 8<sup>TH</sup> 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 (*owner: James Ricky Young*)

R-12-122

A RESOLUTION DECLARING CERTAIN BUILDINGS, HOUSES AND OTHER STRUCTURES LOCATED AT 2101 MOSS 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 (*owner: Mike Meinert*)

R-12-123

A RESOLUTION DECLARING CERTAIN BUILDINGS, HOUSES AND OTHER STRUCTURES LOCATED AT 904 NORTH "G" 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 (*owner: Wilma Jean Keel*)

R-12-124

A RESOLUTION DECLARING CERTAIN BUILDINGS, HOUSES AND OTHER STRUCTURES LOCATED AT 2013 SCHAER 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 (*owner: Pike Avenue Baptist Church, aka Gloryland Family Fellowship Church, Inc.*)

R-12-125

A RESOLUTION DECLARING CERTAIN BUILDINGS, HOUSES AND OTHER STRUCTURES LOCATED AT 4900 ROGERS STREET (1, 2, AND 3) 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 (*owner: Citi Financial Mortgage Company, Inc.*)

R-12-126

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A LEASE AGREEMENT WITH OWNERS OF PROPERTY LOCATED SOUTH OF HWY. 165 NEAR I 440 IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; AND FOR OTHER PURPOSES, was (*for Ott Park*)

R-12-127

A RESSOLUTION DESIGNATING THAT THE NEW MOTORIZED RECREATIONAL VEHICLE PARK, LOCATED SOUTH OF HWY. 165 NEAR THE ARKANSAS RIVER, SHALL BE NAMED "OTT PARK"; AND FOR OTHER PURPOSES, was

R-12-128

A RESOLUTION ACCEPTING THE LOW BID OF BALE CHEVROLET FOR TWO 2013 ½-TON CREW CAB PICKUP TRUCKS AND ONE 4-DOOR IMPALA AUTOMOBILE FOR THE NORTH LITTLE ROCK FIRE DEPARTMENT; APPROPRIATING FUNDS (\$71,971.00 PLUS TAS – Sales Tax Improvement Fund); AND FOR OTHER PURPOSES, was

R-12-129

A RESOLUTION EXPRESSING THE WILLINGNESS OF THE CITY OF NORTH LITTLE ROCK, ARKANSAS TO UTILIZE FEDERAL AID RECREATIONAL TRAILS FUNDS FOR THE NEXT PHASE OF THE LEVY MULTI-USE TRAIL PROJECT; AND FOR OTHER PURPOSES, was

R-12-130

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A RELEASE OF LIENS ON CERTAIN PROPERTY LOCATED AT 1301 WEST 10<sup>TH</sup> STREET IN THE CITY OF NORTH LITTLE ROCK; AND FOR OTHER PURPOSES, was

R-12-131

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A RELEASE OF LIENS ON CERTAIN PROPERTY LOCATED AT 1513 EAST 2<sup>ND</sup> STREET IN THE CITY OF NORTH LITTLE ROCK; AND FOR OTHER PURPOSES, was

R-12-132

A RESOLUTION ENDORSING A JOINT USE AGREEMENT POLICY DEVELOPED BY NORTH LITTLE ROCK PARKS AND RECREATION DEPARTMENT, COMMUNITIES PUTTING PREVENTION TO WORK (CPPW) AND FIT 2 LIVE STAFF TO ENCOURAGE HEALTHIER LIFE STYLES IN THE CITY OF NORTH LITTLE ROCK; AND FOR OTHER PURPOSES, was

O-12-67

AN ORDINANCE GRANTING A CONDITIONAL USE TO ALLOW A WAREHOUSE IN A C-4 ZONE FOR CERTAIN REAL PROPERTY LOCATED AT THE NORTHWEST END OF MICHAELA DRIVE IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was (*applicant: Mark Redder*)

O-12-68

AN ORDINANCE GRANTING A CONDITIONAL USE TO ALLOW A DAYCARE CENTER IN A C-5 ZONE FOR CERTAIN REAL PROPERTY LOCATED AT 320 NORTH LOCUST STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was (*applicant: Jessica Dobbins*)

O-12-69

AN ORDINANCE GRANTING A CONDITIONAL USE TO ALLOW A SELF-SERVE ICE VENDING UNIT IN A C-3 ZONE FOR CERTAIN REAL PROPERTY LOCATED AT 4107 E. BROADWAY IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was (*applicant: Mark Griffin*)

O-12-70

AN ORDINANCE GRANTING A SPECIAL USE TO ALLOW A ONE-CHAIR HAIR SALON IN AN R-3 ZONE FOR CERTAIN REAL PROPERTY LOCATED AT 3500 MARION STREET IN

THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was (applicant: Kathy Joseph)

**PUBLIC COMMENT**

There being no further business to come before the Council, and on the motion of Alderwoman Ross and seconded by Alderman Witcher, and by consent of all members present, the meeting was adjourned at : p.m. (7/0), until the next regularly scheduled meeting to be held on Monday, August 13, 2012, 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