

May 27, 2014  
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, May 26, 2014, (Memorial Day Holiday) and held on Tuesday, May 27, 2014, was called to order at 6:04 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 Assistant City Attorney Matt Fleming were also present.

The invocation and pledge of allegiance were lead by Alderman Baxter.

A motion to approve the minutes from the previous meeting was made by Alderman Witcher and seconded by Alderman Hight. Alderman Taylor advised a correction needed to be made to the minutes. The council did not vote to reschedule the meeting scheduled for Monday, May 26, 2014, to Tuesday, May 27, 2014. On the motion of Alderwoman Ross and seconded by Alderman Foutch, and by consent of all members present, the North Little Rock City Council meeting scheduled for Monday, May 26, 2014, at 6:00 p.m. was rescheduled to Tuesday, May 27, 2014, (this date) at 6:00 p.m. 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, May 12, 2014, were corrected, approved, accepted and filed as prepared by the City Clerk (8/0).

On the blanket motion of Alderwoman Robinson and seconded by Alderwoman Ross, and by voice vote of all members present communications #2, 3, and 4, were accepted and filed without being read (8/0).

2. Glinda Craigmyle, Mayor's Office memorandum re: *Retail Beer off Premises – Replacement from Hyon M. Ha* for Sunny Mart (fka) I.H.L., 700 E. Broadway, by So Yeon Kim.
3. Glinda Craigmyle, Mayor's Office memorandum re: *Restaurant Beer & Wine – Replacement from Corey Irwin* for Newk's Eatery, 4317 Warden Road, by Corey Irwin.
4. Glinda Craigmyle, Mayor's Office memorandum re: *Retail Beer off Premises & Small Farm Wine – Replacement from Sean Laughlin* for Superstop (fka) T & G Enterprises LLC, 3100 JFK (John F. Kennedy) Boulevard by Anthony Tabor.

On the motion of Alderwoman Ross and seconded by Alderwoman White, and by consent of all members present, communication #1 was read, accepted and filed (8/0).

1. Tom Wadley, Code Enforcement Director letter to Mayor Smith re: Gloryland Family Fellowship Church.

Alderwoman Ross said the reason the city has not demolished the previously condemned building is due to the expense (estimated between \$103,573.00 and \$162,550.00 in 2012). Alderman Taylor said the cost will not decrease and asked why the city wasn't moving forward with the demolition. Mayor Smith said Pastor Hays approached the city about trying to restore his congregation. That didn't happen. Mayor Smith said the problem now is coming up with \$130,000.00. The city will continue to secure the building and cut the grass.

Communication #5 was read. There was no motion to accept or file, therefore, this item will not be part of the permanent record.

5. Glinda Craigmyle, Mayor's Office memorandum re: *Private Club & Retail Beer On Premises – NEW* for The Enjoy Life, Inc., 500 Karrott, by Nikki Killingsworth.

Mayor Smith said North Little Rock Police Chief Mike Davis and Police Officer Andrew Miles are aware of this request.

On the motion of Alderwoman Ross and seconded by Alderman Foutch, and by consent of all members present, communication #6 was read, accepted and filed (8/0).

6. Mayor Smith letter to City Council members re: North Little Rock Health Department and recommendation to remove as city department and reassign employees.

Mayor Smith said North Little Rock was the only remaining city in the state to fund a Health Department. This location provided 3,400 immunizations and 5,000 TB Skin tests last year. WIC (Women and Infant Children) participation was 25,940 and over \$1.7 million in vouchers were issued from this site alone. The State Health Department assured Mayor Smith these services would continue. Negotiations are underway regarding use of the building and utilities. Mosquito Control services would move to a city department. This could save the city between \$200,000.00 and \$250,000.00. The Director, Carey Woods is retiring in June.

Mayor Smith said two (2) new pavilions in Burns Park will be dedicated May 31, 2014, at 10:30 a.m. He invited Zachary Baxla to come forward and explain his Eagle Scout Service Project in the park. Mr. Baxla said one of the pavilions will be dedicated to the Wounded Warriors of Arkansas. The second pavilion will be dedicated to the Native Americans of Arkansas and the Historical Trail of Tears. Mr. Baxla said businesses that helped by donating items including over \$13,000.00 in materials were Baldwin & Shell Construction Company, Home Depot, Kaufman Lumber Company, Razorback Concrete Company, Reed's Metals of Benton, Signs & Lines Graphic Art, Brenda's Portable Toilets, Brundage-Bone Concrete Pumping, Jugg & Hall Mobile Storage, and Hum's Hardware & Rental. Donated labor brought the value of the donations up to \$40,000.00. Mr. Baxla said he chose this project because he had family members who serve and have served in the military. He also met a woman at Pinnacle Mountain named Shining Star who shared many stories about Native Americans. Mayor Smith invited Alderwoman White to join him at the podium where he presented a Proclamation

to Mr. Baxla making May 26, 2014, his day in the City of North Little Rock and commended him for his efforts. Alderman Hight said some of the local cyclists have been using the pavilions as a resting area.

Mayor Smith announced a Special Call scheduled for Tuesday, May 27, 2014, at 6:01 p.m.

May 23, 2014 (via email)

Subject: Special Call (R-14-82, R-14-83, R-14-84, O-14-54, O-14-55, O-14-56)

Honorable Members of the North Little Rock City Council:

The purpose of this email is to advise you that Mayor Smith has called a special meeting of the North Little Rock City Council at 6:01 p.m. on Tuesday, May 27, 2014, at City Hall Council Chambers, North Little Rock, Arkansas. The following will be on the agenda:

- 1) R-14-82 – AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO AN AGREEMENT WITH GARVER, LLC TO PROVIDE ENGINEER CONSULTING SERVICES RELATED TO MAJOR MAINTENANCE OF UNIT 2 OF THE MURRAY HYDROELECTRIC PLANT IN THE LUMP SUM AMOUNT NOT TO EXCEED \$19,500.00; AND FOR OTHER PURPOSES. Sponsor: Mayor Smith.
- 2) R-14-83 – AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A MODIFIED EEI MASTER AGREEMENT WITH NEXTERA ENERGY POWER MARKETING, LLC; AND FOR OTHER PURPOSES. Sponsor: Mayor Smith.
- 3) R-14-84 – AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A MODIFIED EEI MASTER AGREEMENT WITH \_\_\_\_\_; AND FOR OTHER PURPOSES. Sponsor: Mayor Smith.
- 4) O-14-54 – AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN AMENDMENT TO THE CITY’S POWER SUPPLY AGREEMENT WITH NRG POWER MARKETING LLC; AND FOR OTHER PURPOSES. Sponsor: Mayor Smith.
- 5) O-14-55 – APPROVING A CONTRACT TO PURCHASE TEMPORARY ELECTRIC POWER; WAIVING COMPETITIVE BIDDING; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES. Sponsor: Mayor Smith.

- 6) O-14-56 – RECLASSIFYING CERTAIN PROPERTY LOCATED IN THE 1500 BLOCK OF ROCKWATER BOULEVARD IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS, FROM TRADITIONAL NEIGHBORHOOD DEVELOPMENT (TND) TO R-2 TO ALLOW A SINGLE FAMILY SUBDIVISION AND C-6 TO ALLOW COMMERCIAL, BY AMENDING ORDINANCE NO. 7697; DECLARING AN EMERGENCY. Sponsor: Mayor Smith.

Also attached is an amendment to R-14-81 to change the appropriation of funds from the General Fund to the Sales Tax Capital Improvement Fund.

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

Without objection, O-14-56 was called and Alderman Taylor and Robinson were inserted as sponsors.

SPECIAL CALL O-14-56 (ORDINANCE NO. 8642 – ~~MAYOR SMITH~~ ALDERMEN TAYLOR AND ROBINSON)  
AN ORDINANCE RECLASSIFYING CERTAIN PROPERTY LOCATED IN THE 1500 BLOCK OF ROCKWATER BOULEVARD IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS, FROM TRADITIONAL NEIGHBORHOOD DEVELOPMENT (TND) TO R-2 TO ALLOW COMMERCIAL, BY AMENDING ORDINANCE NO. 7697; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Alderwoman Robinson and seconded by Alderman Hight, 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 Alderwoman Robinson 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). A motion to adopt was made by Alderman Hight and seconded by Alderman Foutch. On the motion of Alderwoman Robinson and seconded by Alderwoman White, and by consent of all members present, the ordinance was amended as follows:: *delete Mayor Smith as sponsor and insert* ALDERMEN MAURICE TAYLOR AND LINDA ROBINSON (8/0). A motion to adopt as amended was made by Alderman Hight and seconded by Alderman Witcher. Alderwoman Ross asked why an R-2 was requested instead of R-1. Mrs. Lisa Ferrell said R-2 was the recommendation from the Planning Department due to smaller setbacks. These will be Patio type homes. 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: Jim Jackson*)

SPECIAL CALL R-14-82 (RESOLUTION NO. 8547 – MAYOR SMITH)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO AN AGREEMENT WITH GARVER, LLC TO PROVIDE ENGINEER CONSULTING SERVICES RELATED TO MAJOR MAINTENANCE OF UNIT 2 OF THE MURRAY HYDROELECTRIC PLANT IN THE LUMP SUM AMOUNT NOT TO EXCEED \$19,500.00; AND FOR OTHER PURPOSES, was 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).

SPECIAL CALL R-14-83 (RESOLUTION NO. 8548 – MAYOR SMITH)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A MODIFIED EEI MASTER AGREEMENT (EDISON ELECTRIC INSTITUTE MASTER POWER PURCHASE & SALE AGREEMENT) WITH NEXTERA ENERGY POWER MARKETING, LLC; AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Alderman Taylor and

seconded by Alderman Foutch. North Little Rock Electric Department Acting General Manager C. Jason Carter advised there was a (mechanical) failure at the Plum Point Power Plant. In the past, the city had no decisions if there was an outage. If there was an outage, the city purchased (replacement) power at \$53.96 per megawatt hour. The city now has the option of purchasing power through the market place. Plum Point will be down for at least 45 days. The city has to decide whether or not to purchase power daily or enter into a contract that would provide more predictability. Mr. Carter then reviewed the Modified EEI Master Agreement, cover sheet and remaining contracts included in the remaining Special Call items. The Base Term Agreement will be with Nextera Energy. The Energy Authority, Inc. would be inserted in the blanks in R-14-84. There are similarities and differences between the two companies (Nextera and Energy Authority) which are based on the type of organization. O-15-54 is an amendment to the existing NRG Agreement. O-14-55 agrees to a transaction. Mr. Carter referenced the Risk Management Committee which is chaired by North Little Rock Finance Director Karen Scott. The purpose of the committee is to evaluate risk and price and enter into the most favorable agreements for the city. The price would not exceed \$45.00 per megawatt hour and not to exceed 45 days. Alderman Foutch asked how this will affect electric customers. Mr. Carter said a similar event occurred last year. Replacement power was at a fixed price of \$53.96 per megawatt hour. The monetary effect should be half as much as last year. Mayor Smith said the ECR (Energy Cost Recovery) is averaged over six (6) months. Alderman Hight noticed his electric bill went up about \$6.00 to \$8.00 a month. Mr. Carter said that was due to the pervious outage. On the previous motion, and by consent of all members present, the resolution was unanimously adopted (8/0).

SPECIAL CALL R-14-84 (RESOLUTION NO. 8549 – MAYOR SMITH)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A MODIFIED EEI MASTER AGREEMENT WITH *THE ENERGY AUTHORITY, INC.*; AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Alderman Hight and seconded by Alderman Foutch. On the motion of Alderman Baxter and seconded by Alderwoman Ross, the

resolution was amended as follows:: *insert THE ENERGY AUTHORITY INC. into blanks in resolution and title and attach EXHIBIT “B”* (8/0). On the motion of Alderman Hight and seconded by Alderman Baxter, and by consent of all members present, the resolution was unanimously adopted as amended (8/0).

SPECIAL CALL O-14-54 (ORDINANCE NO. 8643 – MAYOR SMITH)

AN ORDINANCE AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN AMENDMENT TO THE CITY’S POWER SUPPLY AGREEMENT WITH NRG POWER MARKETING LLC; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Hight

and seconded by Alderman Foutch, and by consent of all members present, all readings were suspended (8/0). On the motion of Alderman Witcher and seconded by Alderman Foutch, 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).

SPECIAL CALL O-14-55 (ORDINANCE NO. 8644 – MAYOR SMITH)

AN ORDINANCE APPROVING A CONTRACT TO PURCHASE TEMPORARY ELECTRIC POWER; WAIVING COMPETITIVE BIDDING; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Hight and seconded by Alderman Taylor,

and by consent of all members present, all 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 convened a public hearing regarding O-14-45 and the item was read (see below). Mr. James Ard spoke in support of the legislation and said it would provide more tax income for the city. He said there need to be rules and referred to people smoking in snow cone trucks. There being no one else wishing to be heard, the public hearing was adjourned.

O-14-45

AN ORDINANCE AMENDING CHAPTER 74 OF THE NORTH LITTLE ROCK MUNICIPAL CODE TO ADD REGULATIONS FOR “MOBILE FOOD VENDORS” DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read two times May 12, 2014, was read a third

and final time this date. A scheduled public hearing was held this date. The legislation was then held by the sponsor, Alderwoman White.

Mayor Smith convened a public hearing regarding O-14-46 and the item was read (see below). There being no one present wishing to be heard, the public hearing was adjourned.

O-14-46

AN ORDINANCE AMENDING CHAPTER 8 (NUISANCE ABATEMENT AND PROPERTY MAINTENANCE) OF THE NORTH LITTLE ROCK MUNICIPAL CODE REGARDING OUTDOOR STORAGE; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read two times May 12, 2014, was read a third and final time this date. A scheduled public hearing was held this date. The legislation was then held by sponsor Alderman Baxter.

Mayor Smith announced citizen public comment.

Without objection O-14-53 was called.

O-14-53 (ORDINANCE NO. 8645 – ALDERMAN TAYLOR)

AN ORDINANCE RECLASSIFYING CERTAIN PROPERTY LOCATED AT 1118 WEST 18<sup>TH</sup> STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS FROM R-3 TO C-3 CLASSIFICATION BY AMENDING ORDINANCE NO. 7697 OF THE CITY OF NROTH LITTLE ROCK, ARKANSAS; ADOPTING AN AMENDED LAND USE PLAN FOR THE SUBJECT PROPERTY; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Taylor and seconded by Alderman Foutch, and by consent of all members present, all readings were suspended (8/0). Alderman Taylor said this legislation is to correct zoning for the property. On the motion of Alderman Taylor and seconded by Alderman Foutch, 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: Esther Yang Chang*)

### UNFINISHED BUSINESS

R-14-70 (RESOLUTION NO. 8550 – MAYOR SMITH)

A RESOLUTION APPOINTING RANDY JOHNSON TO THE NORTH LITTLE ROCK PUBLIC BUILDING AUTHORITY; AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Alderman Witcher and seconded by Alderwoman Ross. On the motion of Alderman Hight and seconded by Alderman Witcher, and by consent of all members present, the resolution was amended as follows: *attach Personal Information Sheet* (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). Mayor Smith thanked Sheriff Johnson for his service.

Alderwoman Ross asked when residents could apply to serve on boards and commissions online. Mayor Smith said the new website will be up July 1, 2014.

O-14-43 (ORDINANCE NO. 8646 – MAYOR SMITH)

AN ORDINANCE VACATING AND ABANDONING PORTIONS OF ALLEYWAYS LOCATED WEST OF POPLAR STREET, ONE BETWEEN EAST 23<sup>RD</sup> AND EAST 24<sup>TH</sup> STREETS, AND THE

SECOND BETWEEN EAST 22<sup>ND</sup> AND EAST 23RD STREETS, IN THE CITY OF NORTH LITTLE ROCK; DECLARING AN EMERGENCY; AND FOR OTHER PUPROSES, was read. On the motion of Alderwoman Ross and seconded by Alderman Baxter, and by consent of all members present, all readings were suspended (8/0). On the motion of Alderman Taylor and by consent of Alderman Witcher, 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). *(requested by Brad Peterson of Crafton Tull on behalf North Little Rock School District)*

O-14-45 was called during public hearing (see above).

O-14-46 was called during public hearing (see above).

### **CONSENT AGENDA**

None filed.

### **NEW BUSINESS**

R-14-77 (RESOLUTION NO. 8551 – ALDERWOMAN WHITE)

A RESOLUTION AMENDING THE CITY OF NORTH LITTLE ROCK HEALTHY FOOD OPTION GUIDELINES AT CITY-OWNED FACILITIES OR CITY-SPONSORED MEETINGS AND EVENTS; AND FOR OTHER PURPOSES,

was read. A motion to adopt was made by Alderman Baxter and seconded by Alderwoman Ross. Alderman Foutch was opposed to dictating (the contents of) commercial vending machines. The vendors know what sales and doesn't. Fit 2 Live Coordinator Bernadette Rhodes said in 2012 the city council passed a resolution to provide fifty-percent "go and slow" food in snack and drink machines and that the guidelines may be reviewed annually. She then referenced the types of items included. Surveys were circulated among city employees. Alderwoman Robinson asked about the reference to city events and if vendors would be allowed to provide food other than healthy snacks. Mrs. Rhodes said if the city is purchasing the food for an event then a variety of healthy food options should need to be included. On the previous motion, and by consent of all members present, with the exception of Aldermen Taylor and Foutch who voted no, the resolution was adopted (6/2).

R-14-78 (RESOLUTION NO. 8552 – MAYOR SMITH)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO AN EASEMENT AGREEMENT FOR ACCESS ACROSS LAND LOCATED ALONG COLONEL MAYNARD ROAD IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS, FOR THE CONSTRUCTION, MAINTENANCE, USE, AND TRANSMISSION OF ELECTRICAL UTILITIES; AND FOR OTHER PURPOSES,

was read. On the motion of Alderwoman Robinson and seconded by Alderman Foutch, and by consent of all members present, the resolution was unanimously adopted (8/0). *(property owned by Floyd and Brenda Fulkerson)*



R-14-79 (RESOLUTION NO. 8553 – 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 1920 NORTH POPLAR STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; AND FOR OTHER PURPOSES, was read.

A motion to adopt was made by Alderman Hight and seconded by Alderman 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 unanimously adopted (8/0). (*amount - \$3,820.50*)

R-14-80 (RESOLUTION NO. 8554 – 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 1823 EAST 2<sup>ND</sup> STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; AND FOR OTHER PURPOSES, was read.

A motion to adopt was made by Alderwoman Robinson and seconded by Alderman Foutch. Mayor Smith convened a public hearing. There being no one present wishing to be heard, the public hearing was adjourned. On the motion of Alderman Taylor and seconded by Alderwoman Ross, and by consent of all members present, the resolution was amended as follows:: *first whereas strike 1920 North Poplar Street and insert 1823 EAST 2<sup>ND</sup> STREET* (8/0). On the motion of Alderwoman Ross and seconded by Alderwoman White, and by consent of all members present, the resolution was unanimously adopted as amended (8/0). (*amount - \$2,402.05*)

R-14-81 (RESOLUTION NO. 8555 – MAYOR SMITH)

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN INTERLOCAL AGREEMENT BETWEEN PULASKI COUNTY, ARKANSAS, THE CITY OF NORTH LITTLE ROCK AND THE CITY OF MAUMELLE FOR AN ADAPTIVE SIGNAL CONTROL PROJECT FOR ARKANSAS STATE HIGHWAY 100 (MAUMELLE BOULEVARD); AND FOR OTHER PURPOSES, was read.

A motion to adopt was made by Alderman Witcher and seconded by Alderman Baxter. On the motion of Alderman Baxter and seconded by Alderman Witcher, and by consent of all members present, the resolution was amended as follows:: *substitute copy provided this date striking through General Fund and inserting SALES TAX CAPITAL IMPROVEMENT FUND* (8/0). A motion to adopt as amended was made by Alderman Witcher and seconded by Alderman Hight. Mayor Smith advised this is a large project including (Pulaski) County, the City of Maumelle and the City of North Little Rock. North Little Rock's portion is 5/13 of 20 percent. On the previous motion, and by consent of all members present, the resolution was unanimously adopted (8/0). (*\$40,000.00*)

O-14-50 (ORDINANCE NO. 8647 – MAYOR SMITH)

AN ORDINANCE ADOPTING AN UPDATED DRAINAGE BASIN MAP; RESTATING THAT STORM WATER IMPACT FEES SHALL BE EXPENDED WITHIN THE DRAINAGE BASIN FROM WHICH COLLECTED; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES,

was read. On the motion of Alderman Baxter and seconded by Alderman Foutch, 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 Baxter, 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. Alderman Witcher said the drainage funds never accumulate much money and inquired if there was a requirement for the city to do this. City Engineer Mike Smith said repairs need to be made to a pipe along Colonel Maynard Road. After an extensive study, it was determined to be in the Faulkner Lake Drainage Basin which has \$95,000.00. Alderman Taylor said the map indicates the Dark Hollow Basin goes across the railroad tracks and near Scott. He then asked why that basin runs that far down the east side of the city. Mr. Smith said that is the direction the water drains. Alderwoman Ross said there is nothing in this legislation regarding requiring the council's approval of use of funds. On the motion of Alderman Hight and seconded by Alderman Baxter, and the roll having been called, and all members present having voted in the affirmative, with the exception of Alderman Taylor, who voted no, the ordinance was adopted (7/1). On the emergency clause, all members voted in the affirmative, with the exception of Alderman Taylor, who voted no, emergency clause adopted (7/1).

O-14-51 (ORDINANCE NO. 8648 – MAYOR SMITH)

AN ORDINANCE VACATING AND ABANDONING PLATTED AND UNDEVELOPED PORTIONS OF 51<sup>ST</sup> STREET AND MARGARET STREET (A/K/A 52<sup>ND</sup> STREET) IN THE CITY OF NORTH LITTLE ROCK; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES,

was read. On the motion of Alderman Baxter and seconded by Alderman Foutch, and by consent of all members present, all readings were suspended (8/0). On the motion of Alderman Hight and seconded by Alderman Foutch, 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). (*requested by Habitat for Humanity*)

O-14-52

AN ORDINANCE GRANTING A SPECIAL USE TO ALLOW CAR SALES IN A C-3 ZONE FOR CERTAIN REAL PROPERTY LOCATED AT 4620 EAST BROADWAY IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES,

was read. There was no motion, therefore the item was held on the agenda. (*applicant: Steffanie Mahaney*)

O-14-53 called earlier in meeting, see above.

### **PUBLIC COMMENT**

Mr. Ard referenced The House of Three and a possible lawsuit and fees to cover the same. Alderman Taylor asked if the city has a Strategic Plan, Mission Statement of List of Goals. Alderman Hight said members of the Old Mill Master Gardeners wanted him to thank the Parks Department for their work at the Old Mill recently. Alderwoman White said Arkansas Trails Day will be Saturday, May 31,

2014, at Burns Park. There will be a presentation at 1:30 p.m. along with a lot of events throughout the day. Alderwoman Ross said students with the East Initiative need votes for their project. They are competing for 100 volunteer hours and \$5,000.00. To vote on Facebook, go to North Little Rock Community Farm or [regionsbanknews.com/vote](http://regionsbanknews.com/vote) and scroll down to North Little Rock Community Garden to vote. Alderman Baxter participated in the Special Olympics Torch Run last week with members of the North Little Rock Police Department. Mayor Smith said Traffic Services set up a traffic count in Burns Park recently on a weekend. There were four (4) different locations. One heads towards the Golf Course and Soccer Fields. Another location headed towards the ball parks and tennis courts. Both locations had 5,500 vehicles each day at each location. The count did not include Military Drive. Mayor Smith said there were several events including a Soccer Tournament and Dragon Boat Races.

There being no further business to come before the Council, and on the motion of Alderwoman Ross and seconded by Alderman Foutch, and by consent of all members present, the meeting was adjourned at 7:15 p.m. (8/0), until the next regularly scheduled meeting which will be held on Monday, June 9, 2014, 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