June 22, 2020
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, June 22, 2020, was called to order at 6:02 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, and City Attorney Amy Fields were also present.

*Note: Council Members participated in the meeting electronically. Mayor Smith, City Clerk Whitbey and City Attorney Fields were present in the council chambers.*

The prayer was led by Council Member Hight.

On the motion of Council Member Ross and seconded by Council Member Robinson and by consent of all members present, the minutes from the North Little Rock City Council meeting scheduled for Monday, June 8, 2020, 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 Hight, and by consent of all members present, communications #1, 2, 3, and 4, were accepted and filed (8/0).

1. C. Tad Bohannon, Chief Executive Officer – Central Arkansas Water letter to Mayor Smith re: Reappointment of Jim McKenzie to Board of Commissioners of Central Arkansas Water.
2. Lisa Brown, Petition requesting Speed Hump on West 16th Street (*21 signatures for*).
3. John Owens, President/CEO, North Little Rock Chamber of Commerce, email re: 2nd Quarter Economic Development Report for services performed for the City of North Little Rock and COVID-19 Impact Survey (partial and completed).
4. Terry Hartwick, Director North Little Rock Parks and Recreation email re: Notice of Public Hearing for Parks and Recreation Department Monday, July 20, 2020, 5:20 p.m. at North Little Rock Community Center, 2700 Willow Street.

*Note: those wishing to speak during public comment were allowed to call into the meeting and placed in a call-waiting room. They will be called upon as or if needed when legislation is called.*

**UNFINISHED BUSINESS**

*None.*

**CONSENT AGENDA**

On the motion of Council Member Ross and seconded by Council Member White, and by voice vote and all members present having vote "aye", consent items, R-20-78, R-20-79, R-20-80, R-20-81, and R-20-82, were unanimously adopted (8/0).

R-20-78 (RESOLUTION NO. 9867 – MAYOR SMITH)
A RESOLUTION APPOINTING ANITA CAMERON TO THE POSITION PREVIOUSLY HELD BY WILL LEMASTER ON THE NORTH LITTLE ROCK CIVIL SERVICE COMMISSION; AND FOR OTHER PURPOSES; was adopted (8/0).

R-20-79 (RESOLUTION NO. 9868 – MAYOR SMITH)
A RESOLUTION DECLARING CERTAIN CITY-OWNED ITEMS AND OTHER EQUIPMENT AS SURPLUS; PROVIDING FOR AUCTION THEREOF; AND FOR OTHER PURPOSES, was adopted (8/0).

R-20-80 (RESOLUTION NO. 9869 – MAYOR SMITH)
A RESOLUTION EXPRESSING THE WILLINGNESS OF THE CITY OF NORTH LITTLE ROCK TO UTILIZE ARKANSAS RECREATIONAL TRAIL PROGRAM (RTP) FUNDS FOR THE OTT PARK EMERGENCY SERVICE ROAD IMPROVEMENTS AND FENCING PROJECT; AUTHORIZING THE MAYOR TO SUBMIT AN APPLICATION ON BEHALF OF THE CITY FOR GRANT FUNDS; AND FOR OTHER PURPOSES, was adopted (8/0).

R-20-81 (RESOLUTION NO. 9870 – MAYOR SMITH AND COUNCIL MEMBER HIGHT)
A RESOLUTION AUTHORIZING THE MAYOR TO SUBMIT AN APPLICATION ON BEHALF OF THE CITY OF NORTH LITTLE ROCK FOR 2020 TRANSPORTATION ALTERNATIVES PROGRAM (TAP) GRANT FUNDS FOR THE RECYCLE BIKES FOR KIDS PROGRAM; AND FOR OTHER PURPOSES, was adopted (8/0). Without objection, Council Member Hight was added as a cosponsor and the legislation was read by title only. Council Member Hight said this program is located near Scipio Jones High School in a warehouse (717 E 10th Street). The program gives away numerous bikes each year.

R-20-82 (RESOLUTION NO. 9871 – MAYOR SMITH)
A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO AN AGREEMENT TO REHABILITATE PROPERTY LOCATED AT 4700 BOYER STREET IN THE CITY OF NORTH LITTLE ROCK; AND FOR OTHER PURPOSES, was adopted (8/0). (*MFB Investments – Tina Wood and Matt Bell - $2,900.00*)

**NEW BUSINESS**

R-20-83 (RESOLUTION NO. 9872 – MAYOR SMITH)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A SECOND AMENDMENT TO THE RESIDENTIAL RECYCLABLE MATERIAL COLLECTION AND PROCESSING AGREEMENT WITH WASTE MANAGEMENT OF ARKANSAS, INC., THE CITY OF LITTLE ROCK, THE CITY OF SHERWOOD, AND THE REGIONAL RECYCLING AND WASTE REDUCTION DISTRICT; AND FOR OTHER PURPOSES, was read. Mayor Smith said the city has been working with Waste Management on this agreement for a while. The current contract is scheduled to end in March, 2021. This proposal extends the contract for three (3) years. City staff have been researching the market and what is available. The city has to make a commitment as the Agreement also includes the cities of Sherwood and Little Rock. Council Member Hight said adding glass will be a change. The current rate is $4.29 per month. Council Member Ross said the new rate will increase by $1.10 per month. The second year the increase will be $.19 per month. The third year increase will be $.20 per month. Mayor Smith reiterated this agreement will include glass. Council Member Robinson said residents in Ward 2 are happy glass recycling will be coming back. On the motion of Council Member Hight and seconded by Council Member Taylor, and by consent of all members present, the resolution was unanimously adopted (8/0).

Mayor Smith convened a public hearing regarding 314 and 316 E. 20th Street and 905 Cypress Street. Mr. Nau Moreno owns 905 Cypress Street and has a permit to begin work on the structure. He can start work tomorrow. Mayor Smith asked if this was a structure that had burned. Mr. Moreno said it was. Mayor Smith advised Mr. Moreno he will need to contact the City Attorney's Office and post a bond which would include the city working out a contract for renovations with him. Mr. Moreno said he is a general contractor. Mayor Smith said if the council votes to condemn the property, he will need to contact the city attorney to work out a rehabilitation agreement. There being no one else present to be heard, the public hearing was adjourned.

R-20-84 (RESOLUTION NO. 9873 – MAYOR SMITH)
A RESOLUTION DECLARING CERTAIN BUILDINGS, HOUSES AND OTHER STRUCTURES LOCATED AT 314 AND 316 E. 20TH 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 PUROSES, was read. On the motion of Council Member Taylor and seconded by Council Member Ross, and by consent of all members present, the resolution was unanimously adopted (8/0). (*owner: Herman Lewis*)

R-20-85 (RESOLUTION NO. 9874 – MAYOR SMITH)
A RESOLUTION DECLARING CERTAIN BUILDINGS, HOUSES AND OTHER STRUCTURES LOCATED AT 905 CYPRESS 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 read. On the motion of Council Member Taylor and seconded by Council

Member Ross, and by consent of all members present, the resolution was unanimously adopted (8/0). (*owner: Hope Rental Properties, LLC – Nau Moreno*)

R-20-86 (RESOLUTION NO. 9875 – MAYOR SMITH)
A RESOLUTION APPROVING AND CERTIFYING AMOUNTS OF 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 Hight and seconded by Council Member 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).

O-20-58
AN ORDINANCE TO REPEAL PORTIONS OF THE OLD ZONING ORDINANCE (ORDINANCE NO. 7697) AND ALL AMENDMENTS THERETO; ADOPTING A NEW ZONING ORDINANCE; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read one time and held at the request of sponsors, Mayor Smith and Council Member Baxter. Council Member Baxter said the Planning Department has done a great job updating the ordinance by removing a lot of Tables of Use that no longer exist, among other things. Mayor Smith convened a scheduled public hearing. There being no one present wishing to be heard, the public hearing was recessed until Monday, July 13, 2020, at 6:00 p.m. At the request of Council Member Hight, and by agreement, all council members were added as cosponsors.

O-20-59 (ORDINANCE NO. 9259 – COUNCIL MEMBER ROSS)
AN ORDINANCE AMENDING ORDINANCE NO. 9245 WHICH GRANTED A SPECIAL USE TO A DAYCARE IN AN R-3 ZONE FOR PROPERTY LOCATED AT 2015 MAIN STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; 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 readings were suspended (8/0). Mayor Smith convened a public hearing. There being no one present wishing to be heard, the public hearing was adjourned. Council Member White was concerned about children crossing the street. She said DHS (Department of Human Services) has a plan in place that allows the daycare workers to carry children across the street. Council Member Ross said the City Council approved this Special Use with a playground. The previous daycare operator also took children across the street. Regarding the playground approval, there were too many drainage issues with regard to the proposed location of a (new) playground. On the motion of Council Member Ross and seconded by Council Member White, 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).

O-20-60 (ORDINANCE NO. 9260 – COUNCIL MEMBER ROBINSON)
AN ORDINANCE REZONING CERTAIN PROPERTY LOCATED AT ESPLANADE CIRCLE IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS, FROM R-3 AND R-4 ZONING CLASSIFICATION TO THE C-6 ZONING CLASSIFICATION, BY AMENDING ORDINANCE NO 7697; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Council Member Robinson and seconded by Council Member Taylor, and by consent of all members present, the readings were suspended (8/0). On the motion of Council Member Taylor and seconded by Council Member Baxter, 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*)

O-20-61 (ORDINANCE NO. 9261 – COUNCIL MEMBER HIGHT)
AN ORDINANCE REZONING CERTAIN PROPERTY LOCATED AT 5101 MCCLANAHAN DRIVE IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS, FROM R-4 ZONING CLASSIFCIATION TO THE C-4 ZONING CLASSIFICATION, BY AMENDING ORDINANCE NO. 7697; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Council Member Hight and seconded by Council Member Ross, and by consent of all members present, the readings were suspended (8/0). Council Member Hight said this is a commercial building in a Residential Zone. The purpose of this legislation is to clean up the zoning. Council Member Ginn said she spoke to Ms. Staci Medlock who advised this was originally church property. On the motion of Council Member Hight, 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). (*applicant: Medlock Realty, Inc.*)

O-20-62 (ORDINANCE NO. 9262 – COUNCIL MEMBER ROBINSON)
AN ORDINANCE GRANTING A WAIVER OF SIDEWALK REQUIREMENTS OF SECTION 12.21.A OF THE ZONING ORDINANCE FOR CERTAIN REAL PROPERTY LOCATED AT 1601 E. 5TH 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). On the motion of Council Member Robinson and seconded by Council Member 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). (*applicant: Jason Bouwknegt of Halff Associates, Inc.*)

**PUBLIC COMMENT**

Council Member Robinson asked Mayor Smith to address requests by residents to mandate face mask use in the city. Mayor Smith said under the State Constitution, the Governor has the authority to make this decision. Several cities have passed legislation requiring residents to wear face masks, however, they are invalid. We will continue to do what the governor allows or recommends that we do. Council Member Taylor commended Mayor Smith and his staff for their handling of the pandemic situation

and other issues. Council Member Ross said the Amboy Food Pantry is holding a cereal drive. They have a goal of collecting 1,000 boxes of cereal and are already half-way there. Donations of cereal can be dropped off at the Dollar General on MacArthur. Monetary donations are also being accepted. Mayor Smith said City Offices will be closed Friday, July 3, 2020, in observance of Independence Day. Garbage and trash pickup will not be delayed. Council Member Robinson reminded residents that it is illegal to possess or discharge fireworks in the City of North Little Rock. Council Member Hight asked if the next council meeting would be a Zoom meeting (or in person). Mayor Smith said the decision will be made following the 4th of July. Possibly half the council could attend the meeting in person and half participate from home via Zoom. This would allow adequate social distancing in the council chambers between council member seats. Council Members Robinson, White and Ross volunteered to stay home. Council Member Hight asked if there had been any complaints. Mayor Smith was not aware of any. Mayor Smith wished everyone a good (and safe) holiday next week.

There being no further business to come before the Council, and on the motion of Council Member Ross and seconded by Council Member Taylor, and by consent of all members present, the meeting was adjourned at 6:38 p.m. (8/0), until the next regularly scheduled meeting to be held on Monday, July 13, 2020, 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