

May 10, 2021  
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 10, 2021, was called to order at 6:00 p.m. by the Honorable Mayor Terry C. Hartwick.

The roll having been called and the following Council Members answered to their names: DEBI ROSS, NATHAN HAMILTON, LINDA ROBINSON, STEVE BAXTER, RON HARRIS, JANE GINN, and CHARLIE HIGHT (7/0). Chief Deputy City Clerk/Treasurer Katelyn Thomas, and City Attorney Amy Fields were also present.

*Note: the majority of the Council Members participated in the meeting electronically. Mayor Hartwick, Chief Deputy City Clerk/Treasurer Katelyn Thomas, City Attorney Fields, Council Members Ross, Hamilton, and Ginn were present in the council chambers.*

Council Member Taylor joined the meeting electronically at 6:01 p.m.

The prayer was led by Council Member Hight.

On the motion of Council Member Hamilton and seconded by Council Member Ross, and by consent of all members present, the minutes from the North Little Rock City Council meeting scheduled for Monday, April 26, 2021, were approved, accepted and filed as prepared by the City Clerk (8/0).

On the motion of Council Member Baxter and seconded by Council Member Harris, and by consent of all members present, communication #1, was accepted and filed (8/0).

1. Tawanna Thomas – Petition requesting Speed Hump at 1509 Chandler (*3 signatures for*).

### **PRESENTATIONS**

The Rose City Focus presentation was pulled. It will be presented at the May 24<sup>th</sup> City Council Meeting by Tracy Roulston.

### **UNFINISHED BUSINESS**

*None.*

### **CONSENT AGENDA**

*None.*

## NEW BUSINESS

### RESOLUTIONS

R-21-58 (RESOLUTION NO. 10036 – MAYOR HARTWICK)

A RESOLUTION CERTIFYING LOCAL GOVERNMENT ENDORSEMENT OF ALTECH RECYCLING, LLC TO PARTICIPATE IN THE TAX BACK PROGRAM AS AUTHORIZED BY SECTION 15-4-2706(D) OF THE CONSOLIDATED INCENTIVE ACT OF 2003; AND FOR OTHER PURPOSES, was read. Mayor Hartwick requested that Mr. Todd Larson, Director of Workforce Development, come forward to answer questions. Council Member Hight asked Mr. Larson to advise the term for the Tax Back Program legislation. Mr. Larson said the program stays open for two years. It is rare that a construction project takes that long. An extension can be granted for the program if needed. He further explained that once the project is over, the business will send in the sales tax and receipts for construction that includes materials, labor, and any equipment they purchased. If an expansion occurs after the initial two years, the business can go before the ADC and apply for an additional two years with the same resolution passed by City Council. If it's after forty-eight months a new resolution must be passed. Mayor Hartwick asked Mr. Larson to name a few businesses that were previously a part of the program. Mr. Larson stated the following: Caterpillar Inc., Koppers Inc., Safe Foods Corporation, Solo Management, CFO Network, Westrock Coffee, First Orion, and Ben E. Keith. On the motion of Council Member Ross and seconded by Council Member Hamilton, and by consent of all members present, the resolution was unanimously adopted (8/0).

Mayor Hartwick convened a public hearing regarding R-21-59, 2541 Highway 161, R-21-60, 4929 Atkins Street, R-21-61, 304 North Palm Street, R-21-62, 2305 East 2<sup>nd</sup> Street, R-21-63, 1601 West 18<sup>th</sup> Street, for individuals to speak regarding clean-up liens filed against the properties. There being no one present wishing to be heard, the public hearing was adjourned.

R-21-59 (RESOLUTION NO. 10037 – MAYOR HARTWICK)

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 2541 HIGHWAY 161 IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; AND FOR OTHER PURPOSES, was read. On the motion of Council Member Ross and seconded by Council Member Hamilton, and by consent of all members present, the resolution was unanimously adopted (8/0). (*amount: \$9,247.09*)

R-21-60 (RESOLUTION NO. 10038 – MAYOR HARTWICK)

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 4929 ATKINS STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; AND FOR OTHER PURPOSES, was read. On the motion of Council Member Hamilton and seconded by Council Member Ross, and by consent of all members present, with the exception of

Council Member Harris who was participating via electronic media and had technical difficulties, the resolution was unanimously adopted (7/0/1). (*amount: \$5,814.94*)

R-21-61 (RESOLUTION NO. 10039 – MAYOR HARTWICK)

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 304 NORTH PALM STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; AND FOR OTHER PURPOSES, was read. On the motion of Council Member Hamilton and seconded by Council Member Taylor, and by consent of all members present, the resolution was unanimously adopted (8/0). (*amount: \$5,716.27*)

R-21-62 (RESOLUTION NO. 10040 – MAYOR HARTWICK)

A RESOLUTION CERTIFYING THE AMOUNT OF A CLEAN UP LIEN LIEN TO BE FILED WITH THE PULASKI COUNTY TAX COLLECTOR AGAINST CERTAIN REAL PROPERTY LOCATED AT 2305 EAST 2<sup>ND</sup> STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; AND FOR OTHER PURPOSES, was read. On the motion of Council Member Ross and seconded by Council Member Hamilton, and by consent of all members present, the resolution was unanimously adopted (8/0). (*amount: \$186.00*)

R-21-63 (RESOLUTION NO. 10041 – MAYOR HARTWICK)

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 1601 WEST 18<sup>TH</sup> STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; AND FOR OTHER PURPOSES, was read. On the motion of Council Member Ross and seconded by Council Member Hamilton, and by consent of all members present, the resolution was unanimously adopted (8/0). (*amount: \$2,086.53*)

O-21-38

AN ORDINANCE GRANTING A SPECIAL USE TO ALLOW FOR A FOOD TRUCK COURT IN A C6 ZONE FOR CERTAIN REAL PROPERTY LOCATED AT 601 WEST 4<sup>TH</sup> STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was held by the sponsor, Council Member Taylor. Mayor Hartwick asked Council Member Taylor if the two applicants that had joined the meeting by telephone wished to speak. Council Member Taylor could not advise. Mayor Hartwick said the legislation was being held and did not need to proceed further. Council Member Hight said it was his understanding that the Food Truck Court was operating currently. Mayor Hartwick confirmed this. Council Member Hight asked why the Council is reviewing the legislation at this time if the Food Truck Court had already been in business without approval. City Attorney, Amy Fields, said it was her understanding that food trucks had been present at the address and fell within the City's food truck ordinance. She said the business had not operated as a food truck court and were allowed to have a food truck present under

the current City legislation. The legislation presented before City Council would expand the use for additional operation. Council Member Hight made a comment that the private owner of the business invited food trucks to operate at the address and would like to group together as a food truck court going forward. Shawn Spencer, Planning Director, said two or more food trucks would be a food court. The applicants plan on having about a dozen food trucks present at one time. The ordinance would allow this operation. Mayor Smith confirmed with Council Member Taylor that the legislation would be held until the following City Council Meeting. Council Member Robinson asked Mr. Spencer what the area was zoned. Mr. Spencer said C6. He further explained food truck courts anywhere in the City require a special use. Council Member Robinson stated there was a business overlay for the area. Mr. Spencer confirmed the statement. He advised the business was located in the Argenta Quiet Commercial District that surrounds the neighborhood. Council Member Robinson asked if the zoning was different than downtown Main Street because of the district. Mr. Spencer stated the zoning was the same, however the overlay over the business had more conditions in addition to the zone regulations. Council Member Robinson said the owners should be made aware of the regulations and be provided a copy of the guidelines of the overlay. Mayor Hartwick asked Jim Scott, Revenue Enforcement Officer/Deputy City Clerk, to provide the business a copy of the information. Council Member Hight asked if the business would provide accommodations like tables and chairs for customers to sit and eat in the area. Council Member Ross stated the legislation was not called and is not for discussion. She felt it was unfair to the applicants. Council Member Taylor agreed. Ms. Fields confirmed it was not on the floor for discussion.

O-21-39 (ORDINANCE NO. 9351 – COUNCIL MEMBER TAYLOR)

AN ORDINANCE REZONING CERTAIN PROPERTY LOCATED AT 9401 DIAMOND DRIVE IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS, FROM I1 TO I2 ZONING CLASSIFICATION, BY AMENDING ORDINANCE NO. 9263; DECLARING AN EMERGENCY; 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 readings were suspended (8/0). Council Member Ross asked if the maps for the legislation could be shown on screen since the city had the capability. Brady McCoy, SR. Systems Engineer with the City of North Little Rock, advised they did not have any attachments to show for the legislation. A motion to adopt was made by Council Member Taylor and seconded by Council Member Hamilton. Mr. Phillip Lewis with Phillip Lewis Engineering Inc. joined the meeting by telephone wishing to speak in support of the legislation. Mr. Lewis advised a two-hundred thousand square foot warehouse had been approved by the Planning Commission at the address. A rezone of the property would allow the applicant to combine two lots into one piece. On the previous motion of Council Member Taylor and seconded by Council Member Hamilton, 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 was Colliers International*)

O-21-40 (ORDINANCE NO. 9352 – COUNCIL MEMBER TAYLOR)

AN ORDINANCE VACATING AND ABANDONING A CERTAIN UNUSED EASEMENT ON PROPERTY LOCATED AT 9401 DIAMOND DRIVE 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 Ross, 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 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 was Phillip Lewis Engineering*)

O-21-41 (ORDINANCE NO. 9353 – COUNCIL MEMBER HIGHT)

AN ORDINANCE VACATING AND ABANDONING A CERTAIN UNUSED EASEMENT ON PROPERTY LOCATED AT 4700 RANDOLPH ROAD IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Council Member Hight 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 Hight 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 was Thomas Engineering*)

### PUBLIC COMMENT

Mayor Hartwick said he will update everyone after Arkansas Governor (Asa Hutchinson) updates the public regarding COVID procedures. He stated there may be a three foot social distancing rule. Mayor Hartwick added that he would be in touch with Council Members soon. There is a possibility Council Members would be attending meetings in person. Council Member Ross asked if individuals who did not feel comfortable would be required to attend in person. Mayor Hartwick clarified they would not be required at this time. He would continue to follow the lead of the Arkansas Governor as they've done for the past year and a half. Chief Patrick Thessing advised there would be a North Little Rock Police Memorial Service held at the North Little Rock Police Department Administration Building on May 13<sup>th</sup>, 2021 at 10:00 A.M. It will be the last Memorial at the building before moving into the new location. Council Member Ross thanked the City of North Little Rock IT department on their efforts in making the Council Meetings look professional. Mayor Hartwick said Jeff Caplinger, Communications Department, would fly over the Interstate to show an update at the next City Council meeting. ARDOT would be shutting down lanes the coming Friday. It is going from four lanes to ten lanes based on the last communication from ARDOT. The Riverfront house to the RV Park is shut down to accommodate the construction. He expressed his intentions to show video for those who had not seen the progress.

There being no further business to come before the Council, and on the motion of Council Member Hamilton and seconded by Council Member Ross, and by consent of all members present, with the exception of Council Member Harris who was participating via electronic media and had technical difficulties, the meeting was adjourned at 6:28 p.m. (7/0/1), until the next regularly scheduled meeting

to be held on Monday, May 24, 2021, 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 TERRY C. HARTWICK

ATTEST: \_\_\_\_\_  
DIANE WHITBEY, CITY CLERK