

June 13, 2022
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 13, 2022, was called to order at 5:58 p.m. by the Honorable Mayor Terry C. Hartwick.

Due to the rise in COVID-19 cases and Arkansas Governor Asa Hutchinson reinstating a state-wide public health emergency, council members had the option of attending the council meeting in person or participate virtually. The Council Chambers were open to the public.

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). Council Member MAURICE TAYLOR was absent. City Clerk/Treasurer Diane Whitbey and City Attorney Amy Fields were also present.

The prayer and pledge of allegiance were led by Council Member Harris.

On the motion of Council Member Hight 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, May 23, 2022, were approved, accepted and filed as prepared by the City Clerk, Diane Whitbey (7/0).

On the blanket motion of Council Member Baxter and seconded by Council Member Hamilton, and by consent of all members present, communications #1, 2, 3, 4, 5 and 6, were accepted and filed (7/0).

1. Ember Strange, Chief Financial Officer / Chairman Energy Risk Management Committee Power Cost Adjustment rate (PCA) for June, 2022 - .0048/kwh (positive).
2. Anita Paul, Mayor's Office memorandum re: *Restaurant Mixed Drink Permit – Maximum – Replacement/New Owner for TGI Fridays, 2820 Lakewood Village Drive, by Michael Bolding.*
3. Courtney Jones, Petition for Speed Hump Evaluation Study for Shamrock between Lee and Galway (13 signatures – for).
4. Anita Paul, Mayor's Office memorandum re: *application for Grocery Store Wine, Retail Beer Off Premises, Small Farm Winery – Retail Permit – Replacement/New Owner for Goodstop by Casey's #4253, at 3401 John F. Kennedy Boulevard, by Linsey Rogers.*
5. Anita Paul, Mayor's Office memorandum re: *Retail Beer Off Premises Permit – Replacement/ New Owner, for Exxon Fuel Mart, at 3800 Camp Robinson road, by Adbo Yafi.*
6. Derrell Hartwick, President and CEO North Little Rock Chamber of Commerce – Economic Development Report Q2 – 2022.

On the motion of Council Member Hight and seconded by Council Member Hamilton, and by consent of all members present, communication #7 was read, accepted and filed (7/0).

7. Council Member Hight email re: support for Dickey Stephens Ballpark – Arkansas Travelers Baseball.

PRESENTATIONS

Mrs. Strange, Chief Financial Officer introduced Ms. Rachel Ormsby – BKD CPAs and Advisors, Dallas, Texas. Ms. Ormsby is the Audit Director for the city’s external audit. The city received a clean, unmodified opinion for the 2021 Financials. This is the highest level of assurance that can be made. When a city spends more than \$750,000.00 in Federal Expenditures a separate, single audit is required. The City of North Little Rock spent approximately \$5.2 million in Federal Expenditures. The bulk was ARPA (American Rescue Plan Act) funds. The city received a clean opinion on internal control for financial reporting and compliance with federal guidelines. The City of North Little Rock has received the highest level of recognition for financial reporting from GFOA (Government Finance Officers Association) for two consecutive years. The future of accounting includes a GASB (Government Accounting Standards Board) accounting standard on leases. This will include buildings, vehicles, or any type of lease asset to be included in financial statements. This will fall under a “right-to-use” asset and corresponding financial liability. In 2023, this will include IT subscription based arrangements across the city. Ms. Ormsby advised governments are susceptible to cyber security risks and this needs to be kept at the forefront. Council Member Harris commended Mrs. Strange for her efforts and team.

Mayor Hartwick said last week was Waste and Recycle Workers Week. He presented a Proclamation and commended North Little Rock Sanitation Director Condo Breedlove and his team for their work in North Little Rock.

UNFINISHED BUSINESS

O-22-38

AN ORDINANCE WAIVING FORMAL BIDDING REQUIREMENTS AND AUTHORIZING PAYMENT TO 4MOST SPORTS, A SOLE SOURCE VENDOR, FOR THE FIELD IMPROVEMENTS AT DICKEY STEPHENS PARK; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was withdrawn by the sponsor, Mayor Hartwick. *(not to exceed \$700,000.00)*

O-22-43

AN ORDINANCE REZONING CERTAIN PROPERTY LOCATED AT 1710 WEST 18TH STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS FROM R3 TO R4 ZONING CLASSIFICATION, BY AMENDING ORDINANCE NO. 9263; ADOPTING AN AMENDED LAND USE PLAN FOR THE SUBJECT PROPERTY; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was called and held for the sponsor, Council Member Taylor. *(applicant: TCB Investments LLC)*

CONSENT AGENDA

On the motion of Council Member Ross and seconded by Council Member Robinson, and by voice vote, consent agenda items R-22-106, R-22-107, R-22-108, R-22-109, R-22-110, R-22-111, R-22-113, and R-22-114 were adopted (7/0). R-22-112 was pulled and called under new business.

R-22-106 (RESOLUTION NO. 10288 – MAYOR HARTWICK)

A RESOLUTION CONFIRMING THE REAPPOINTMENT OF KANDI HUGHES TO THE BOARD OF COMMISSIONERS OF CENTRAL ARKANSAS WATER; AND FOR OTHER PURPOSES, was adopted (7/0).

R-22-107 (RESOLUTION NO. 10289 – MAYOR HARTWICK)

A RESOLUTION REAPPOINTING DON CHAMBERS TO THE NORTH LITTLE ROCK PLANNING COMMISSION, AND FOR OTHER PURPOSES, was adopted (7/0).

R-22-108 (RESOLUTION NO. 10290 – MAYOR HARTWICK)

A RESOLUTION REAPPOINTING EDWARD WALLACE TO THE NORTH LITTLE ROCK PLANNING COMMISSION; AND FOR OTHER PURPOSES, was adopted (7/0).

R-22-109 (RESOLUTION NO. 10291 – MAYOR HARTWICK)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO AN AGREEMENT TO REHABILITATE PROPERTY FOR CERTAIN REAL PROPERTY LOCATED AT 1202 EAST 17TH STREET IN THE CITY OF NORTH LITTLE ROCK; AND FOR OTHER PURPOSES, was adopted (7/0). (*Arkansas Homes and Rentals*)

R-22-110 (RESOLUTION NO. 10292 – MAYOR HARTWICK)

A RESOLUTION AUTHORIZING THE MAYOR TO SUBMIT AN APPLICATION ON BEHALF OF THE CITY OF NORTH LITTLE ROCK FOR 2022 TRANSPORTATION ALTERNATIVES PROGRAM (TAP) GRANT FUNDS FOR THE RECYCLE BIKES FOR KIDS PROGRAM; AND FOR OTHER PURPOSES, was adopted (7/0).

R-22-111 (RESOLUTION NO. 10293 – MAYOR HARTWICK)

A RESOLUTION AMENDING THE 2022 BUDGET FOR THE CITY OF NORTH LITTLE ROCK TO INCLUDE ADDITIONAL EXPENSES IN CERTAIN BUDGETS; AND FOR OTHER PURPOSES, was adopted (7/0).(*General Fund - \$800,000.00*)

R-22-113 (RESOLUTION NO. 10294 – MAYOR HARTWICK)

A RESOLUTION WAIVING FORMAL BIDDING REQUIREMENTS AND AUTHORIZING PAYMENT TO JLC COMMUNICATIONS, INC. TO INSTALL FIBER OPTIC CABLE AT 515 WEST PERSHING BOULEVARD; AND FOR OTHER PURPOSES, was adopted (7/0). (*not to exceed \$190,000.00*)

R-22-114 (RESOLUTION NO. 10295 – MAYOR HARTWICK)

A RESOLUTION WAIVING FORMAL BIDDING REQUIREMENTS AND AUTHORIZING PAYMENT TO ESO SOLUTIONS FOR THE RENEWAL OF A DAILY OPERATION SOFTWARE SUBSCRIPTION FOR THE NORTH LITTLE ROCK FIRE DEPARTMENT; AND FOR OTHER PURPOSES, was adopted (7/0). (\$42,919.25)

NEW BUSINESS

R-22-112 (RESOLUTION NO. 10296 – MAYOR HARTWICK)

A RESOLUTION WAIVING FORMAL BIDDING REQUIREMENTS AND AUTHORIZING PAYMENT TO 4MOST SPORTS, A SOLE SOURCE VENDOR, FOR THE FIELD IMPROVEMENTS AT DICKEY STEPHENS PARK; AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Council Member Hight and seconded by Council Member Hamilton. City Attorney Fields said the contract has been sent to 4MOST Sports for comments or suggested edits. Council Member Ross asked if this item is approved would the contract come back before council members. City Attorney Fields said the contract will be reviewed and approved by the City Attorney. Council Member Hamilton asked if the material terms were included in the legislation. Ms. Fields said there were. Council Member Baxter asked if this was for the turf for the playing surface as required under the new Major League Baseball (MLB) contract. Chief of Staff Mike Davis said the city had made the initial deposit and the sod has been ordered. Other items include what is under the field like irrigation, etc. Council Member Ross said the resolution indicates “improvements” not sod, etc. Mr. Davis said irrigation within the field is included in this legislation. City Attorney Fields said the contract would include design and planning for the field, root zone selection and oversight, sod selection and oversight, and irrigation design and installation. Mayor Hartwick referenced R-22-111 which was previously adopted. Mr. Davis said that \$800,000.00 is for damage related to previous flooding (and damage to wells). On the motion of Council Member Ross and by Council Member Ginn, and by consent of all members present, the resolution was amended as follows: *Section 1, insert after 4Most Sports*, WAIVE FORMAL BIDDING IN CONNECTION WITH MLB MANDATED IMPROVEMENTS TO DICKEY STEPHENS PARK BY 4MOST SPORTS FOR DESIGN AND INSTALLATION OF IRRIGATION AND SOD TO THE DICKEY STEPHENS PARK FIELD. (7/0). On the motion of Council Member Hamilton and seconded by Council Member Baxter, and by consent of all members present, the resolution was adopted as amended (7/0). (*not to exceed \$700,000.00*)

R-22-115 (RESOLUTION NO. 10297 – COUNCIL MEMBERS ROBINSON AND ROSS)

A RESOLUTION AMENDING THE 2022 BUDGET FOR THE CITY OF NORTH LITTLE ROCK TO INCLUDE ADDITIONAL EXPENSES IN CERTAIN BUDGETS; AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Council Member Hight and seconded by Council Member Hamilton. Without objection, Council Member Ross was added as a cosponsor. On the previous motion, and by consent of all members present, the resolution was adopted (7/0). (*General Fund - \$100,000.00*)

Mayor Hartwick invited Ms. Liza Godwin, a representative from Ozark Mission Project (OMP) to come forward. Ms. Godwin said the main need of many residents in North Little Rock is a new roof on their homes, which have deteriorated due to rot, etc. The OMP received 39 applications, which were solicited through neighborhood associations. They were able to complete 9 homes in North Little Rock. Construction costs have gone up which includes the cost of shingles and lumber.

R-22-116 (RESOLUTION NO. 10298 – COUNCIL MEMBERS ROBINSON AND ROSS)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO AN AMENDMENT TO AN AGREEMENT BETWEEN THE CITY OF NORTH LITTLE ROCK, ARKANSAS AND OZARK MISSION PROJECT; AND FOR OTHER PURPOSES, was read. A

motion to adopt was made by Council Member Hight and seconded by Council Member Hamilton. Without object, Council Member Ross was added as a cosponsor. On the previous motion, and by consent of all members present, the resolution was adopted (7/0). (\$100,000.00)

R-22-117 (RESOLUTION NO. 10299 – MAYOR HARTWICK)

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. Mayor Hartwick convened a public hearing. There being no one present wishing to be heard, the public hearing was adjourned. A motion to adopt was made by Council Member Baxter and seconded by Council Member Hamilton. Council Member Ross questioned a parcel owned by Gloryland Baptist Church Inc. Mrs. Felicia McHenry, Code Enforcement Director said this parcel is actually owned by the Pastor and his wife. Other Gloryland parcels were signed over to the city. On the previous motion, and by consent of all members present, the resolution was unanimously adopted (7/0).

O-22-45 (ORDINANCE NO. 9464 – MAYOR HARTWICK)

AN ORDINANCE REPEALING ORDINANCE NO. 9277 TO REVOKE A CONDITIONAL USE FOR A MINOR AUTO REPAIR LOCATED AT 11921 MAUMELLE BOULEVARD IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER

PURPOSES, was read. A motion to suspend the readings was made by Council Member Baxter and seconded by Council Member Ross. Mr. Shawn Spencer, Planning Director said these applicants never obtained a business license. Owners have been contacted and have no interest in pursuing their business at these locations (see also O-22-46, O-22-47, and O-22-48). On the previous motion, and by consent of all members present, the readings were suspended (7/0). On the motion of Council Member Baxter and seconded by Council Member Ross, and the roll having been called, and all members present having voted in the affirmative, the ordinance was adopted (7/0). Emergency clause adopted (7/0).

O-22-46 (ORDINANCE NO. 9465 – MAYOR HARTWICK)

AN ORDINANCE REPEALING ORDINANCE NO. 9278 TO REVOKE A CONDITIONAL USE FOR A TIRE SHOP LOCATED AT 11921 MAUMELLE BOULEVARD IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Council Member Baxter and seconded by Council Member Ross, and by consent of all members present, the readings were suspended (7/0). On the motion of Council Member Baxter and seconded by Council Member Robinson, and the roll having been called, and all members present having voted in the affirmative, the ordinance was adopted (7/0). Emergency clause adopted (7/0).

O-22-47 (ORDINANCE NO. 9466 – MAYOR HARTWICK)

AN ORDINANCE REPEALING ORDINANCE NO. 9283 TO REVOKE A CONDITIONAL USE FOR A CONTRACTOR’S OFFICE WITH OUTDOOR STORAGE LOCATED AT 7718 MACARTHUR DRIVE IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Council Member Baxter and seconded by Council Member Robinson, and by consent of all members present, the readings were suspended (7/0). On the motion of Council Member Baxter and seconded by Council Member Robinson, and the roll having been called, and all members present having voted in the affirmative, the ordinance was adopted (7/0). Emergency clause adopted (7/0).

O-22-48 (ORDINANCE NO. 9467 – MAYOR HARTWICK)

AN ORDINANCE REPEALING ORDINANCE NO. 9285 TO REVOKE A CONDITIONAL USE FOR A CAR LOT LOCATED AT 2001 EAST BROADWAY STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Council Member Robinson and seconded by Council Member Baxter, and by consent of all members present, the readings were suspended (7/0). On the motion of Council Member Baxter and seconded by Council Member Robinson, and the roll having been called, and all members present having voted in the affirmative, the ordinance was adopted (7/0). Emergency clause adopted (7/0).

O-22-49 (ORDINANCE NO. 9468 – MAYOR HARTWICK)

AN ORDINANCE AMENDING THE 2022 QUOTA ORDINANCE (ORDINANCE NO. 9423) FOR CERTAIN DEPARTMENTS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Council Member Baxter and seconded by Council Member Hight, and by consent of all members present, the readings were suspended (7/0). On the motion of Council Member Ross and seconded by Council Member Baxter, and the roll having been called, and all members present having voted in the affirmative, the ordinance was adopted (7/0). Emergency clause adopted (7/0). (*Neighborhood Services, Parks and Recreation, and Traffic Services*)

Mayor Hartwick commended Neighborhood Services Director Mr. Dan Scott and Mrs. Shirley Abel for their efforts. Both work long hours attending after hours neighborhood meetings in addition to time spent in their office.

O-22-50 (ORDINANCE NO. 9469 – MAYOR HARTWICK)

AN ORDINANCE ACCEPTING THE ANNEXATION OF CERTAIN TERRITORY TO THE CITY OF NORTH LITTLE ROCK, ARKANSAS APPROVING THE SCHEDULE OF SERVICES TO BE EXTENDED TO SAID AREA; ASSIGNING SAID TERRITORY TO WARD 2; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Council Member Robinson and seconded by Council Member Ross, and by consent of all members present, the readings were suspended (7/0). A motion to adopt was made by Council Member Robinson and seconded by Council Member Ross. Mrs. Colleen Bailey, North Little Rock Director of Small Business/Retail Attraction introduced Mr. Connor Sutton, Assistant Development Manager with Colliers Arkansas. Mr. Sutton referenced the Central Commerce Center in Galloway. This annexation, which would include about 4 acres, would allow auxiliary trailer parking to serve the existing development. The original 20 acres was annexed about one (1) year ago. On the previous motion, and the roll having been called, and all members present having voted in the affirmative, the ordinance was adopted (7/0). Emergency clause adopted (7/0). (*Colliers Arkansas – Connor Sutton*)

O-22-51 (ORDINANCE NO. 9470 – COUNCIL MEMBER HARRIS)

AN ORDINANCE REZONING CERTAIN PROPERTY LOCATED IN COUNTRY CLUB OF ARKANSAS PHASE XXV-C IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS, FROM C3 TO RU ZONING CLASSIFICATION, BY AMENDING ORDINANCE NO. 9263; ADOPTING AN AMENDED LAND USE PLAN FOR THE SUBJECT PROPERTY; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Council Member Harris and seconded by Council Member Baxter, and by consent of all members present, the readings were suspended (7/0). On the motion of Council Member Harris and seconded by Council Member Baxter, and the roll having been called, and all members present having voted in the affirmative, the ordinance was adopted (7/0). Emergency clause adopted (7/0). (*applicant: Eric Holloway of Holloway Engineering*)

O-22-52

AN ORDINANCE GRANTING A CONDITIONAL USE TO ALLOW AN AUTO SALES LOT IN A C4 ZONE FOR CERTAIN REAL PROPERTY LOCATED AT 1815 EAST BROADWAY STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was called and held for the sponsor, Council Member Taylor. (*Brooks Autoplex*)

O-22-53

AN ORDINANCE GRANTING A CONDITIONAL USE TO ALLOW AN AUTO SALES LOT IN A C4 ZONE FOR CERTAIN REAL PROPERTY LOCATED AT 1723 EAST BROADWAY STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was called and held for the sponsor, Council Member Taylor. (*applicant: Amilcar and Mirian Guzman*)

PUBLIC COMMENT

Mayor Hartwick announced the upcoming Boots and Badges Blood Drive, June 17, 2022, at the Justice Center in North Little Rock. Mayor Hartwick asked Council Member Robinson to provide an update regarding voting precincts in Ward 2. Council Member Robinson attended five (5) meetings with the Pulaski County Election Commission, in addition to numerous messages with and for constituents regarding recent changes to voting precincts in Ward 2. She commended the residents of Ward 2 who were also involved. Voters who used to vote at City Hall will now vote at the Argenta Branch Library, one block up the street. Voters who were at the Glenview Community Center will vote at the Rose City Recreation Center. In addition, the Glenview Community Center will now be an additional Early Voting site. This gives the City of North Little Rock two early voting sites: one at Laman Library and one at the Glenview Community Center. Council Member Robinson said she has received requests to meet with individuals and their attorneys to discuss city business. City Attorney Fields said she would recommend city officials, department heads, etc. only meeting with someone (and their attorney) if the City Attorney or a staff member is also present.

There being no further business to come before the Council, and on the motion of Council Member Ross and seconded by Council Member Baxter, and by consent of all members present, the meeting was adjourned at 6:43 p.m. (7/0), until the next regularly scheduled meeting to be held on Monday, June 27, 2022, 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