

December 12, 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 was called to order at 6:00 p.m. by the Honorable Mayor Terry C. Hartwick.

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 entered the council chambers at 6:10 p.m. City Clerk/Treasurer Diane Whitbey, Deputy City Clerk/Revenue Officer Jim Scott, 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, November 28, 2022, were approved, accepted and filed as prepared by City Clerk Diane Whitbey (7/0).

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

1. Anita Paul, Mayor's Office – memorandum re: *Restaurant Mixed Drink Minimum Permit – New Application* for Brood & Barley, 411 Main Street, by Braylan McFadden.
2. Ember Strange, North Little Rock Chief Financial Officer memorandum to Mayor Terry C. Hartwick and City Clerk Diane Whitbey re: October 2022 Financial Update.
4. Derrell Hartwick, President/CEO North Little Rock Chamber of Commerce Economic Development Report Q4 2022.

On the motion of Council Member Hamilton and seconded by Council Member Ross, and by consent of all members present, communication #3 was read, accepted and filed (7/0).

3. Bill Sosebee (via email) to Mayor Terry C. Hartwick and North Little Rock City Council Members re: Levy and Parkhill Jump Start Projects.

PRESENTATIONS

None.

SCHEDULED PUBLIC HEARING

None.

UNFINISHED BUSINESS

O-22-106

AN ORDINANCE APPROVING THE APPLICATION OF THE ARGENTA COMMUNITY THEATER FOR A PRIVATE CLUB TO BE LOCATED AT 315 MAIN STREET, SUITE B, NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was withdrawn by the sponsor, Mayor Hartwick. (*applicant: Argenta Community Theater (ACT)*)

CONSENT AGENDA

By voice vote and all members present having voted in the affirmative, consent items R-22-259, R-22-260, R-22-261, R-22-262, R-22-263, R-22-264, R-22-265, R-22-266, R-22-267 and R-22-268 were adopted (7/0).

R-22-259 (RESOLUTION NO. 10438 – MAYOR HARTWICK)

A RESOLUTION CONFIRMING THE REAPPOINTMENT OF RAYMOND WELLS TO THE NORTH LITTLE ROCK HOUSING AUTHORITY BOARD OF COMMISSIONERS; AND FOR OTHER PURPOSES, was adopted (7/0).

R-22-260 (RESOLUTION NO. 10439 – MAYOR HARTWICK)

A RESOLUTION REAPPOINTING JIM LEWIS TO THE NORTH LITTLE ROCK SENIOR CITIZENS COMMISSION; AND FOR OTHER PURPOSES, was adopted (7/0).

R-22-261 (RESOLUTION NO. 10440 – MAYOR HARTWICK)

A RESOLUTION REAPPOINTING JULIE FISHER TO THE NORTH LITTLE ROCK NON-UNIFORM RETIREMENT BOARD (PENSION BOARD) AND FOR OTHER PURPOSES, was adopted (7/0).

R-22-262 (RESOLUTION NO. 10441 – MAYOR HARTWICK)

A RESOLUTION APPOINTING JASON RHODES TO THE NORTH LITTLE ROCK NON-UNIFORMED EMPLOYEES RETIREMENT BOARD (PENSION BOARD); AND FOR OTHER PURPOSES, was adopted (7/0).

R-22-263 (RESOLUTION NO. 10442 – MAYOR HARTWICK)

A RESOLUTION DECLARING CERTAIN CITY-OWNED ITEMS AND OTHER EQUIPMENT AS SURPLUS; PROVIDING FOR AUCTION THEREOF; AND FOR OTHER PURPOSES, was adopted (7/0).

R-22-264 (RESOLUTION NO. 10443 – MAYOR HARTWICK)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A REAL ESTATE CONTRACT TO SELL CERTAIN REAL PROPERTY LOCATED ON GRIBBLE STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS TO STEPHEN E. WHITWELL; AND FOR OTHER PURPOSES, was adopted (7/0). (\$3,000.00)

R-22-265 (RESOLUTION NO. 10444 – MAYOR HARTWICK)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A REAL ESTATE CONTRACT TO SELL CERTAIN REAL PROPERTY LOCATED ON EAST 12TH STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS TO STEPHEN E. WHITWELL; AND FOR OTHER PURPOSES, was adopted (7/0). (\$3,000.00)

R-22-266 (RESOLUTION NO. 10445 – MAYOR HARTWICK)

A RESOLUTION WAIVING FORMAL BIDDING REQUIREMENTS AND AUTHORIZING PAYMENT TO USEDSALES.COM FOR THE PURCHASE OF RIDES FOR THE NORTH LITTLE ROCK FUNLAND AMUSEMENT PARK; AND FOR OTHER PURPOSES, was adopted (7/0). (\$66,000.00)

R-22-267 (RESOLUTION NO. 10446 – MAYOR HARTWICK)

A RESOLUTION WAIVING FORMAL BIDDING REQUIREMENTS AND AUTHORIZING PAYMENT TO AXON ENTERPRISE, INC., A SOLE SOURCE VENDOR, FOR THE PURCHASE OF TASER ENERGY WEAPONS FOR THE NORTH LITTLE ROCK POLICE DEPARTMENT; AND FOR OTHER PURPOSES, was adopted (7/0). (\$897,774.35)

R-22-268 (RESOLUTION NO. 10447 – MAYOR HARTWICK)

A RESOLUTION AMENDING THE 2022 BUDGET FOR THE CITY OF NORTH LITTLE ROCK TO REALLOCATE EXPENSES IN THE ARPA FUND; AND FOR OTHER PURPOSES, was adopted (7/0).

NEW BUSINESS

R-22-269 (RESOLUTION NO. 10448 – 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 1322 EAST WASHINGTON AVENUE IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Council

Member Baxter and seconded by Council Member Hamilton. Mayor Hartwick 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 adopted (7/0).

O-22-110 (ORDINANCE NO. 9523 – MAYOR HARTWICK)

AN ORDINANCE AMENDING THE 2022 QUOTA ORDINANCE (ORDINANCE NO. 9423) FOR THE COMMUNITY PLANNING DEPARTMENT OF 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 Robinson, 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 Hamilton, and by consent of all members present, the ordinance was adopted (7/0). Emergency clause unanimously adopted (8/0).

Note: Council Member Taylor entered the council chambers at 6:10 p.m. and voted on the Emergency Clause on the above item.

O-22-111 (ORDINANCE NO. 9524 – COUNCIL MEMBER BAXTER)

AN ORDINANCE ESTABLISHING THE 55TH STREET RESTRICTED PARKING DISTRICT; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Council Member Baxter 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 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 unanimously adopted (8/0). (*requested by Marian B. Dinkins-Armstrong*)

O-22-112 (ORDINANCE NO. 9525 – MAYOR HARTWICK)

AN ORDINANCE GRANTING A SPECIAL USE TO ALLOW A TEMPORARY CONCRETE PLANT IN A C4 ZONE FOR CERTAIN REAL PROPERTY LOCATED AT 10101 HIGHWAY 70 IN THE PLANNING JURISDICTION OF 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 Taylor and seconded by Council Member Robinson, 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: Steve Horton – Razorback Concrete*)

O-22-113 (ORDINANCE NO. 9526 – COUNCIL MEMBERS HARRIS AND BAXTER)

AN ORDINANCE GRANTING A CONDITIONAL USE TO ALLOW A MIXED USE DEVELOPMENT IN A C3 ZONE FOR CERTAIN REAL PROPERTY LOCATED AT 6820 CRYSTAL HILL ROAD IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. At the request of Council Member

Harris and without objection, Council Member Baxter was added as a cosponsor. On the motion of Council Member Harris and seconded by Council Member Baxter, and by consent of all members present, the readings were suspended (8/0). On the motion of Council Member Baxter 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: Thomas Pownall – Thomas Engineering*)

O-22-114 (ORDINANCE NO. 9527 – COUNCIL MEMBER TAYLOR)

AN ORDINANCE REZONING CERTAIN PROPERTY LOCATED AT 220 PIKE AVENUE IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS, FROM C6 TO PLANNED UNIT DEVELOPMENT (PUD) 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 Robinson, and by consent of all members present, the readings were suspended. Questions were asked about additional parking in this area. Mr. Thomas Pownall came forward and advised the parking may be needed. On the motion of Council Member Taylor and seconded by Council Member Robinson, and by consent of all members who voted in the affirmative, with the exception of Council Member Ross, who passed, the ordinance was adopted (7/0). Emergency clause unanimously adopted (8/0). (*applicant: Thomas Pownall – Thomas Engineering*)

O-22-115 (ORDINANCE NO. 9528 – MAYOR HARTWICK)

AN ORDINANCE WAIVING CERTAIN SECTIONS OF ARTICLE 15 OF THE SUBDIVISION ORDINANCE (ORDINANCE NO. 7946) FOR CERTAIN REAL PROPERTY LOCATED WITHIN THE PLANNING JURISDICTION OF THE CITY OF NORTH LITTLE ROCK TO ALLOW THE WAIVER OF HALF STREET REQUIREMENTS; 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 Taylor and seconded by Council Member Hamilton, and the roll having been called, and all members having voted in the affirmative, the ordinance was unanimously adopted (8/0). Emergency clause unanimously adopted (8/0). (*applicant: John R. Pownall – Thomas Engineering*)

O-22-116 (ORDINANCE NO. 9529 – COUNCIL MEMBER HAMILTON *for consideration only* AND COUNCIL MEMBER ROSS)

AN ORDINANCE GRANTING A SPECIAL USE TO ALLOW A CONTRACTOR'S OFFICE WITH WAREHOUSING AND OUTDOOR STORAGE IN A C3 ZONE FOR CERTAIN REAL PROPERTY LOCATED AT 705 WEST 29TH STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. Council Member Ross asked to be added as a sponsor. The applicant, Mr. Michael Garner said they would like to keep the existing chain link and barbed wire fence on the back and back sides of the

property. He requested a new chain link fence and security gate (facing 29th Street). Council Members shared concerns with regard to the barbed wire remaining and the appearance of the fence and gate at the front entrance. They also discussed outdoor storage and the visibility and/or screening of the same. After additional discussion, and on the motion of Council Member Ross and seconded by Council Member Hamilton, and by consent of all members present, the readings were suspended (8/0). Council Member Ross recommended an iron gate or something more appealing than chain link on the front side. On the motion of Council Member Ross and seconded by Council Member Taylor, and by consent of all members, with the exception of Council Member Hamilton, who voted no, the ordinance was amended as follows:: *New Section 2: 8. DECORATIVE IRON FENCE AND GATE ARE REQUIRED ON THE FRONT OF THE PROPERTY FACING 29TH STREET, and renumber previous Section 2: 8 to 9 (7/1).* On the motion of Council Member Ross and seconded by Council Member Taylor, and the roll having been called, and all members present having voted in the affirmative, with the exception of Council Member Hamilton, who voted no, the ordinance was adopted (7/1). Emergency clause unanimously adopted (8/0). (*applicant: Michael Garner – PRO Service Builders*)

O-22-117 (ORDINANCE NO. 9530 – COUNCIL MEMBER TAYLOR)

AN ORDINANCE AMENDING THE MASTER STREET PLAN (ORDINANCE NO. 8601) TO REMOVE THREE ROUNDABOUTS LOCATED ALONG THE EAST BROADWAY CORRIDOR AREA 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 Taylor and seconded by Council Member Robinson, 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 Robert Birch, North Little Rock Economic Development Director*)

PUBLIC COMMENT

Mr. Tony Gordon spoke on behalf of the American Legion Post 74. He said they want to be more active in the community and will be working with the city and Mayor Hartwick on how to become more involved in the future. Mayor Hartwick announced upcoming City Holidays. Mayor Hartwick said due to Christmas Day holiday being observed on Monday, December 26, 2022, the City Council meeting scheduled for that day will be held Tuesday, December 27, 2022.

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 6:47 p.m. (8/0), until the next regularly scheduled meeting to be held on *Tuesday*, December 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

Note: both methods for recording the Council Meeting held on Monday, December 12, 2022, failed. Those methods were through Facebook Live and YouTube. Per John Barber, North Little Rock IT Director. DW