

December 27, 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, December 26, 2022, and rescheduled to Tuesday, December 27, 2022, due to the Christmas holiday was called to order at 6:01 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, MAURICE TAYLOR, LINDA ROBINSON, STEVE BAXTER, RON HARRIS, JANE GINN and CHARLIE HIGHT (8/0). Chief Deputy City Clerk/Treasurer Katelyn Thomas, Deputy City Clerk/ Treasurer Talor Shinn, and Deputy City Attorney Rick Hogan were also present.

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

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, December 12, 2022, were approved, accepted and filed as prepared by City Clerk Diane Whitbey (8/0).

On the blanket motion of Council Member Baxter and seconded by Council Member Taylor, and by consent of all members present, communications #1 and 2 were accepted and filed (8/0).

1. Anita Paul, Mayor's Office – memorandum re: *Restaurant Mixed Drink Minimum Permit – New Application for Yancy's Wingz & Thingz*, 4601 E Broadway, by Lashanda Tucker.
2. Ember Strange – Chief Financial Officer / Chair Energy Risk Management Committee – memorandum to City Clerk Diane Whitbey re: Power Cost Adjustment (PCA) rate for January, 2023 - \$0.0134/kwh (positive).

PRESENTATIONS

None.

SCHEDULED PUBLIC HEARING

None.

UNFINISHED BUSINESS

None.

CONSENT AGENDA

By voice vote and all members present having voted in the affirmative, consent items R-22-270, R-22-271, R-22-272, R-22-273, R-22-274, R-22-275 and R-22-277 were adopted (8/0). R-22-276 was pulled and called under new business.

R-22-270 (RESOLUTION NO. 10449 – MAYOR HARTWICK)

A RESOLUTION CONFIRMING THE APPOINTMENT OF BRAYAN MCFADDEN TO THE NORTH LITTLE ROCK ADVERTISING AND PROMOTION COMMISSION; AND FOR OTHER PURPOSES, was adopted (8/0).

R-22-271 (RESOLUTION NO. 10450 – MAYOR HARTWICK)

A RESOLUTION REAPPOINTING CITY COUNCIL MEMBER CHARLIE HIGHT TO THE NORTH LITTLE ROCK SENIOR CITIZENS COMMISSION; AND FOR OTHER PURPOSES, was adopted (8/0).

R-22-272 (RESOLUTION NO. 10451 – MAYOR HARTWICK)

A RESOLUTION REAPPOINTING ROBERT BARNES TO THE NORTH LITTLE ROCK SENIOR CITIZENS COMMISSION; AND FOR OTHER PURPOSES, was adopted (8/0).

R-22-273 (RESOLUTION NO. 10452 – MAYOR HARTWICK)

A RESOLUTION REAPPOINTING MARLENE CALVIN TO THE NORTH LITTLE ROCK SENIOR CITIZENS COMMISSION; AND FOR OTHER PURPOSES, was adopted (8/0).

R-22-274 (RESOLUTION NO. 10453 – MAYOR HARTWICK)

A RESOLUTION REAPPOINTING ED COLEMAN TO THE NORTH LITTLE ROCK SENIOR CITIZENS COMMISSION; AND FOR OTHER PURPOSES, was adopted (8/0).

R-22-275 (RESOLUTION NO. 10454 – MAYOR HARTWICK)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO AN ENHANCED COMMUNITY SERVICES AGREEMENT WITH ARGENTA ARTS FOUNDATION DBA ARGENTA DOWNTOWN COUNCIL; AND FOR OTHER PURPOSES, was adopted (8/0).
(\$227,000.00)

R-22-277 (RESOLUTION NO. 10455 – MAYOR HARTWICK)

A RESOLUTION AMENDING THE 2022 BUDGET FOR THE CITY OF NORTH LITTLE ROCK TO INCLUDE ADDITIONAL REVENUES AND EXPENSES IN CERTAIN DEPARTMENTAL

BUDGETS; AND FOR OTHER PURPOSES, was adopted (8/0). (*General Fund, Parks Fund, Sales Tax Capital Improvement Fund, and 2017 Sales Tax Capital Improvement Fund*)

NEW BUSINESS

R-22-276 (RESOLUTION NO. 10456 – MAYOR HARTWICK)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ACCEPT THE DONATION OF CERTAIN REAL PROPERTY LOCATED IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS FROM NORTH BLUFFS DEVELOPMENT CORPORATION; AND FOR OTHER PURPOSES, was read. Council Member Ross asked why this parcel was being donated to the city. Mr. Jim Jackson advised the area is for drainage. Exhibit “A” (letter from Jim Jackson to Mayor Terry Hartwick) indicates two Parcels with a levee that is maintained by the City of North Little Rock. On the motion of Council Member Ross and seconded by Council Member Taylor, and by consent of all members present, the resolution was unanimously adopted (8/0).

Mayor Hartwick convened a public hearing on the following items: R-22-278 – 108 Marvin Street, R-22-279 – 1724 North Poplar Street, R-22-280 – 606 Gardenia Street and R-281 – 204 Healy Street. There being no one present wishing to be heard, the public hearing was adjourned.

R-22-278 (RESOLUTION NO. 10457 – 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 108 MARVIN 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 Taylor, and by consent of all members present, the resolution was unanimously adopted (8/0). (*\$5,096.38*)

R-22-279 (RESOLUTION NO. 10458 – 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 1724 NORTH POPLAR STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; AND FOR OTHER PURPOSES, was read. On the motion of Council Member Taylor and seconded by Council Member Baxter, and by consent of all members present, the resolution was unanimously adopted (8/0). (*\$6,213.80*)

R-22-280 (RESOLUTION NO. 10459 – 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 606 GARDENIA AVENUE IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; AND FOR OTHER PURPOSES, was read. On the motion of Council Member Hight and seconded by Council Member Baxter, and by consent of all members present, the resolution was

amended as follows: *ATTACH PROOF OF PUBLICATION DATED 12/20/2022 (8/0)*. On the motion of Council Member Baxter and seconded by Council Member Harris, and by consent of all members present, the resolution was unanimously adopted (8/0). (*\$5,111.76*)

R-22-281 (RESOLUTION NO. 10460 – 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 204 HEALY STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; 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 resolution was unanimously adopted (8/0). (*\$14,696.56*)

O-22-118 (ORDINANCE NO. 9531 – COUNCIL MEMBER ROBINSON)

AN ORDINANCE REZONING CERTAIN PROPERTY LOCATED AT 4712 ALPHA STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS, FROM C3 TO R3 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 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 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: TCB Investments, LLC*)

O-22-119 (ORDINANCE NO. 9532 – COUNCIL MEMBER ROSS)

AN ORDINANCE REZONING CERTAIN PROPERTY LOCATED AT 904 WEST 25TH STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS, FROM C3 TO R4 ZONING CLASSIFICATION, BY AMENDING ORDINANCE NO. 9263; 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). On the motion of Council Member Ross and seconded by Council Member Taylor, and 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: TCB Investments, LLC*)

O-22-120 (ORDINANCE NO. 9533 – COUNCIL MEMBER TAYLOR)

AN ORDINANCE REZONING CERTAIN PROPERTY LOCATED AT 712 AND 716 OLIVE STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS, FROM R4 TO C6 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

(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: Vernon Williams of Garnat Engineering*)

O-22-121 (ORDINANCE NO. 9534 – COUNCIL MEMBER TAYLOR)
AN ORDINANCE REZONING CERTAIN PROPERTY LOCATED AT 816 OLIVE STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS, FROM R4 TO C6 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 Baxter, 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: Vernon Williams of Garnat Engineering*)

O-22-122 (ORDINANCE NO. 9535 – COUNCIL MEMBER TAYLOR)
AN ORDINANCE REZONING CERTAIN PROPERTY LOCATED AT 902 NORTH POPLAR STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS, FROM R4 TO C6 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 (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: Vernon Williams of Garnat Engineering*)

O-22-123 (ORDINANCE NO. 9536 – COUNCIL MEMBER TAYLOR)
AN ORDINANCE REZONING CERTAIN PROPERTY LOCATED AT 910 NORTH POPLAR STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS, FROM R4 TO C6 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 (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: Vernon Williams of Garnat Engineering*)

O-22-124 (ORDINANCE NO. 9537 – COUNCIL MEMBERS HIGHT AND GINN)
AN ORDINANCE GRANTING A SPECIAL USE TO ALLOW A CHILD CARE IN AN R2 ZONE FOR CERTAIN REAL PROPERTY LOCATED AT 1 EAST 52ND PLACE IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. Without objection, Council Member Ginn was added as a cosponsor. 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). Council Member Baxter said “Pre-K” needed to be removed from the legislation to prevent it from having to be amended at a later date. On the motion of Council Member Baxter and seconded by Council Member Hight, and by consent of all members present, the ordinance was amended as follows:: *first whereas, strike through Pre-K* (8/0). 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 as amended (8/0). Emergency clause unanimously adopted (8/0). *Note: after adoption, Deputy City Attorney Hogan advised Section 1 should have also been amended.* A motion to expunge was made by Council Member Baxter and seconded by Council Member Hight. On the previous motion and by consent of all members present, the motion to adopt and emergency clause votes were expunged (8/0). On the motion of Council Member Baxter and seconded by Council Member Harris, and by consent of all members present, the ordinance was again amended to include all references to “Pre-K” be removed as follows:: *first whereas and Section 1: strike through Pre-K* (8/0). On the motion of Council Member Baxter and seconded by Council Member Hight, and the roll having been called, the ordinance was unanimously adopted as amended (8/0). Emergency clause unanimously adopted (8/0). (*applicant: Tammy Fletcher of North River Christian Academy*)

O-22-125 (ORDINANCE NO. 9438 – COUNCIL MEMBERS HIGHT AND GINN)
AN ORDINANCE GRANTING A SPECIAL USE TO ALLOW AN ADULT DAYCARE IN AN I1 ZONE FOR CERTAIN REAL PROPERTY LOCATED AT 5309 MCCLANAHAN DRIVE, SUITE F3, IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. Without objection, Council Member Ginn was added as a cosponsor. On the motion of Council Member Hight 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 Hight 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: Always Promoting Independence Home Care - Toshua Shelton Wiggins*)

PUBLIC COMMENT

Mayor Hartwick presented Council Member Ginn a plaque in appreciation of her four (4) years of public service as a member of the North Little Rock City Council. Council Member Ginn thanked Mayor Hartwick and former Mayor Joe A. Smith, City Council Members, the City Attorney and staff and the City Clerk and staff. She expressed her appreciation in being able to participate as a member

of the council and wished Council Member-elect Vince Insalaco, III well when he assumes the Ward 4 seat in January, 2023. Mayor Hartwick wished everyone a Happy New Year and reminded everyone City Offices will be closed, Monday, January 2, 2023 in observance of New Year's Day. There will be a Swearing In Ceremony in the lobby of City Hall, Tuesday, January 3, 2023, at 10:00 a.m. Everyone is invited to attend. Council Member Baxter said Mr. James Ard wished everyone a Happy New Year from Batesville.

There being no further business to come before the Council, and on the motion of Council Member Hight and seconded by Council Member Ross, and by consent of all members present, the meeting was adjourned at 6:26 p.m. (8/0), until the next regularly scheduled meeting to be held on Monday, January 9, 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