

June 26, 2023
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 26, 2023, 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, MAURICE TAYLOR, LINDA ROBINSON, STEVE BAXTER, RON HARRIS, VINCE INSALACO, III, and CHARLIE HIGHT (8/0). Council Member Hight participated via telephone. Chief Deputy City Clerk/Treasurer Katelyn Thomas, Deputy City Clerk Talor Shinn, Deputy City Clerk/Revenue Enforcement Officer Jim Scott, and Deputy City Attorney Rick Hogan were also present.

The prayer and pledge of allegiance were led by Council Member Insalaco, III.

On the motion of Council Member Ross and seconded by Council Member Insalaco, III, and by consent of all members present, the minutes from the North Little Rock City Council meeting held Monday, June 12, 2023, were approved, accepted and filed as prepared by City Clerk Diane Whitbey (8/0).

On the motion of Council Member Hight and seconded by Council Member Insalaco, and by consent of all members present, communications #1, 2, 3, 4, 5, 6, 7, 8, 9 and 10, were accepted and filed (8/0).

1. North Little Rock Chamber of Commerce President Derrell Hartwick (via email) Economic Development Activity Report Q2 2023.
2. Anita Paul, Mayor's Office memorandum re: *Restaurant Mixed Drink Minimum Permit – Replacement/ New Owner #40731*, for Lakewood Fish & Seafood, 4801 North Hills Boulevard, Suite C, by Gabriela Romero Gutierrez.
3. Anita Paul, Mayor's Office memorandum re: *Native Beer, Restaurant Mixed Drink minimum permit – NEW* for Mugs Café, 515 Main Street, by Paul Novicky.
4. Anita Paul, Mayor's Office memorandum re: *Retail Beer off Premises – Retail Liquor – replacement/new owner* for Red Devil Liquor, 6012 Crystal Hill Road by Rajinderpal Singh Chahal.
5. Pastor Billy Simmons – Petition for Speed Hump Evaluation Study on Rogers Street from Middle Street to East Broadway. (11 signatures for)

6. Victoria Campo and K Gates emails expressing support of O-23-43, to allow a Type 2 Short Term Rental for property at 440 Maple Street.
7. Ember Strange, Chief Financial Officer/Chair Energy Risk Management Committee memorandum re: Power Cost Adjustment (PCA) rate for July, 2023 - \$0.0166 kWh (positive).
8. Melany Shelton and Debra Davis emails expressing support of O-23-43, to allow a Type 2 Short Term Rental for property at 440 Maple Street.
9. Anita Paul, Mayor's Office memorandum re: Combination of Restaurant beer & wine, Private Club Class A – New Application #40786 – for Brewski's Pub & Grub, 2800 Lakewood Village Drive, by Bard McCray.
10. Susanna Creed email in support of O-23-43, to allow a Type 2 Short Term Rental for property at 440 Maple Street.

PRESENTATIONS

None.

UNFINISHED BUSINESS

R-23-84

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO AN AMENDED AGREEMENT TO REHABILITATE PROPERTY FOR CERTAIN REAL PROPERTY LOCATED AT 4209 CORAL STREET IN THE CITY OF NORTH LITTLE ROCK; AND FOR OTHER PURPOSES, was called and held by the sponsor, Council Member Hamilton. *Note: sixth time on the agenda, City Clerk will remove from agenda.*

CONSENT AGENDA

By voice vote and all members present having voted "aye", consent agenda items R-23-122, R-23-123, R-23-124, R-23-125 and R-23-126 were adopted (8/0).

R-23-122 (RESOLUTION NO. 10577 – MAYOR HARTWICK)

A RESOLUTION CONFIRMING THE REAPPOINTMENT OF JAY HARTMAN TO THE BOARD OF COMMISSIONERS OF CENTRAL ARKANSAS WATER; AND FOR OTHER PURPOSES, was adopted (8/0).

R-23-123 (RESOLUTION NO. 10578 – MAYOR HARTWICK)

A RESOLUTION APPOINTING MARCIE FINNEY TO THE NORTH LITTLE ROCK PUBLIC COMMUNITY GARDEN ADVISORY COMMITTEE; AND FOR OTHER PURPOSES, was adopted (8/0)

R-23-124 (RESOLUTION NO. 10579 -- MAYOR HARTWICK)

A RESOLUTION APPOINTING RACHELLE KELLY TO THE NORTH LITTLE ROCK PUBLIC COMMUNITY GARDEN ADVISORY COMMITTEE; AND FOR OTHER PURPOSES, was adopted (8/0).

R-23-125 (RESOLUTION NO. 10580 – MAYOR HARTWICK)

A RESOLUTION APPOINTING SYLVIA BLAIN TO THE NORTH LITTLE ROCK PUBLIC COMMUNITY GARDEN ADVISORY COMMITTEE; AND FOR OTHER PURPOSES, was adopted (8/0).

R-23-126 (RESOLUTION NO. 10581 – MAYOR HARTWICK)

A RESOLUTION WAIVING FORMAL BIDDING REQUIREMENTS AND AUTHORIZING THE PAYMENT TO SAFETYCOM, INC. FOR THE PURCHASE OF A TORNADO SIREN FOR THE CITY OF NORTH LITTLE ROCK, ARKANSAS; AND FOR OTHER PURPOSES, was adopted (8/0). (*amount - \$56,792.48*)

NEW BUSINESS

Mayor Hartwick convened a public hearing on the following items:

R-23-127 – 901 North G Street, R-23-128 – 214 West 14th Street, R-23-129 – 1721 West Short 17th Street, R-23-130 – 211 East 17th Street, R-23-131 – 703 West 16th Street and R-23-132 – 311 7th Street.

Mayor Hartwick convened a public hearing on all of the above items. There being no one present wishing to be heard, the public hearing was adjourned.

R-23-127 (RESOLUTION NO. 10582 – MAYOR HARTWICK)

A RESOLUTION DECLARING CERTAIN BUILDINGS, HOUSES AND OTHER STRUCTURES LOCATED AT 901 NORTH G STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS 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 Ross and seconded by Council Member Hamilton, and by consent of all members present, the resolution was unanimously adopted (8/0). (*owner: Vernon Parker*)

R-23-128 (RESOLUTION NO. 10583 – MAYOR HARTWICK)

A RESOLUTION DECLARING CERTAIN BUILDINGS, HOUSES AND OTHER STRUCTURES LOCATED AT 214 WEST 14TH STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS 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 Ross and seconded by

Council Member Baxter, and by consent of all members present, the resolution was unanimously adopted (8/0). (*owners: Bruce and Helen Tate*)

R-23-129 (RESOLUTION NO. 10584 – MAYOR HARTWICK)

A RESOLUTION DECLARING CERTAIN BUILDINGS, HOUSES AND OTHER STRUCTURES LOCATED AT 1721 WEST SHORT 17TH STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS 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: KE Rental Properties LLC*)

R-23-130 (RESOLUTION NO. 10585 – MAYOR HARTWICK)

A RESOLUTION DECLARING CERTAIN BUILDINGS, HOUSES AND OTHER STRUCTURES LOCATED AT 211 EAST 17TH STREET IN THE CITY OF NORTH LITTLE ROCK TO CONSTITUTE A PUBLIC NUISANCE AND CONDEMNING SAID STRUCTURES; PROVIDING A PERIOD OF TIME FOR PROPERTY OWNERS TO ABATE SAID NUISANCE; 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). (*owner: Jose Rodriguez*)

R-23-131 (RESOLUTION NO. 10586 – MAYOR HARTWICK)

A RESOLUTION DECLARING CERTAIN BUILDINGS, HOUSES AND OTHER STRUCTURES LOCATED AT 703 WEST 16TH STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS 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 Baxter and seconded by Council Member Taylor, and by consent of all members present, the resolution was unanimously adopted (8/0). (*owner: Marian Mensie*)

R-23-132 (RESOLUTION NO. 10587 – MAYOR HARTWICK)

A RESOLUTION DECLARING CERTAIN BUILDINGS, HOUSES AND OTHER STRUCTURES LOCATED AT 311 7TH STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS 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 Baxter, and by consent of all members present, the resolution was unanimously adopted (8/0). (*owner: Coleman Property Management Inc c/o Henry Coleman*)

R-23-133 (RESOLUTION NO. 10588 – 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. 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).

O-23-41 (ORDINANCE NO. 9575 – MAYOR HARTWICK *for consideration only*)

AN ORDINANCE ~~REZONING ALLOWING A SPECIAL USE FOR CERTAIN PROPERTY LOCATED AT 201 EAST G STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS, FROM R2 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 Hamilton, and by consent of all members present, the readings were suspended (8/0). Mrs. Deborah Roy said she understood the request to change the property to a Special Use instead of rezoning. Council Member Taylor said if the current owners sell the property it would revert back to an R2 zone. Council Member Ross said the Special Use will apply to the unit (garage) in the back of the property. On the motion of Council Member Ross and seconded by Council Member Taylor, and by consent of all members present, the ordinance was amended as follows: *strike through rezoning and from R2 to R4 Zoning Classification by amending Ordinance No. 9263* (8/0). On the motion of Council Member Hamilton 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: Deborah and Denver Roy*)

O-23-42 (ORDINANCE NO. 9576 – COUNCIL MEMBERS BAXTER AND HARRIS)

AN ORDINANCE REZONING CERTAIN PROPERTY LOCATED AT 5220 NORTHSORE DRIVE IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS, FROM PUBLIC INSTITUTIONAL (PI) TO C3 ZONING CLASSIFICATION, BY AMENDING ORDINANCE NO. 9263; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Council Member Insalaco, III and seconded by Council Member Harris, and by consent of all members present, the readings were suspended (8/0). Council Member Baxter said he made the applicant aware there is only one ingress and one egress to the business park. Mr. Brian Dale and the applicant are aware of this. Mr. Shawn Spencer, Planning Director said a PI zone would include this like a fire station, etc. On the motion of Council Member Baxter and seconded by Council Member Harris, 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: Brian Dale of Joe White and Associates*)

O-23-43 (ORDINANCE NO. 9577 – COUNCIL MEMBER TAYLOR)

AN ORDINANCE GRANTING A SPECIAL USE TO ALLOW A TYPE 2 SHORT TERM RENTAL IN A PLANNED UNIT DEVELOPMENT (PUD) ZONE FOR CERTAIN REAL PROPERTY LOCATED AT 440 MAPLE 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). The applicant, Mr. Race Shelby said they will only allow five guests at a time. Council Member Ross thanked Mr. Shelby for being the first applicant to go through the process to obtain a Special Use for a Short Term Rental property. 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). (*applicants: Danielle and Race Shelby*)

O-23-44 (ORDINANCE NO. 9578 – COUNCIL MEMBER ROSS)

AN ORDINANCE VACATING AND ABANDONING A CERTAIN UNUSED EASEMENT ON PROPERTY LOCATED BETWEEN 1600 AND 1606 WATERSIDE DRIVE 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). Council Member Ross said the plan is to replat the two lots into one. The applicant, Mr. Thomas Spears said the intent is to build a new home across the property line. There are existing easements that had to be vacated and abandoned. Mr. Spears family has owned the two lots for some time. Mayor Hartwick convened a public hearing. There being no one present wishing to be heard, the public hearing was adjourned. On the motion of Council Member Ross 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). (*requested by: Thomas Spears trustee of the Spears Living Trust*)

PUBLIC COMMENT

Council Member Hamilton said the North Little Rock Electric Department is working hard to get the largest number of customers' power back on (following significant damage due to high winds over the weekend). The department has been able to restore power to 22,000 customers within the past 24 hours. There are still 6,000 customers without power. Council Member Baxter said the city has had a stream of weather related events recently. The City of North Little Rock was recently recognized by the Wellness Council of America and received the Bronze Award for how the city has approached wellness in our community. He commended Fit2Live Director LaKaisha Shelby for her efforts. Mayor Hartwick said Governor Sarah Huckabee Sanders is considering an Emergency Declaration due to the widespread wind damage across the state. He said we had about 15,000 North Little Rock Electric customers without power following the March 31, 2023, tornado. The wind damage from this past weekend left over 27,000 customers without power. Mayor Hartwick thanked the crews from

Jonesboro, Bentonville and Conway who are in North Little Rock helping with restoration. Council Member Baxter said the city should be able to pick up wind debris. Mayor Hartwick said over 12,000 trees were lost in Burns Park (due to the Marcy 31, 2023 tornado). This provides an opportunity for future growth in the park. Teams are playing ball, golf is up and running as is the Tennis Center. Disc Golf will take a little while longer to get back up. Soccer field parking lots were used for tornado debris storage and mulching. This will delay the use of those fields until early Fall. Mayor Hartwick thanked all of the city employees for their efforts. Mayor Hartwick reminded the public of the upcoming Independence Day holiday. Council Member Ross reminded everyone fireworks are not allowed in the city.

There being no further business to come before the Council, and on the motion of Council Member Ross and seconded by Council Member Hamilton, and by consent of all members present, the meeting was adjourned at 6:28 p.m. (8/0), until the next regularly scheduled meeting to be held on Monday, July 10, 2023, 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