

August 13, 2012
Seven 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 meeting scheduled for Monday, August 13, 2012, was called to order at 7:00 p.m. by the honorable Mayor PATRICK HENRY HAYS. The roll having been called and the following Aldermen answered to their names: DEBI ROSS, BETH WHITE, MAURICE TAYLOR, LINDA ROBINSON, STEVE BAXTER, BRUCE FOUTCH, CHARLIE HIGHT and MURRY WITCHER (8/0), a quorum was declared. City Clerk Diane Whitbey and City Attorney C. Jason Carter were also present.

The invocation was given by Alderman Witcher, followed by the pledge of allegiance to the flag which was led by Alderman Hight.

On the motion of Alderman Witcher and seconded by Alderman Taylor, and by consent of all members present, the minutes of a regular council meeting held on Monday, July 23, 2012, and a Special Call meeting held on Thursday, July 26, 2012, were approved, accepted and filed as prepared by the City Clerk (8/0).

On the blanket motion of Alderman Taylor and seconded by Alderwoman Ross, and by consent of all members present, communications #1, 2, 3, 4 and 5, were not read, accepted and filed (8/0).

1. Glinda Craigmyle, Mayor's Office memorandum re: *Application for Restaurant Beer & Wine NEW* for Mr. Dunderbak's, 3929 McCain Mall, by Laura C. Stanley.
2. Glinda Craigmyle, Mayor's Office memorandum re: *Application for Retail Beer off Premises & Small Farm Wine – Retail – NEW* for Kum & Go #153, 8801 Maumelle Boulevard, by Cory A. Boyd.
3. Glinda Craigmyle, Mayor's Office memorandum re: *Application for Retail Beer off Premises Change of Manager from O K Johnson* for O K Food Mart, 5524 Fairfax, by Jacqueline D. Covey.
4. Alderwoman Ross email from Stuart and Rita Vess re: O-12-72, Event Center, and opposition to the same.
5. Sandra Taylor Smith, North Little Rock Historic District Commission memorandum re: Demolition of Buildings at 122 E. 4th Street (fka Checkmate Club).

Mayor Hays asked Mr. Terry Sligh, Arkansas Department of Environmental Quality to come forward. He acknowledged city employees Mr. Robert Voyles, Planning Director and Mr. Ron Osborne, North Little Rock Electric Department for their efforts in seeing the Recreational Vehicle Park project (Ott Park) to completion. Mr. Sligh advised sites like Ott Park are underutilized because of hazardous

substance contamination or the stigma of contamination. Thanks to the efforts of the city, people will be able to fish, picnic, ride 4-wheelers, etc. in the park. A Certificate of Completion indicates that all work has been completed to make the (Brownfield) site safe for use. This location was formerly a landfill.

Mrs. Margaret Powell advised a delegation of youth from North Little Rock recently returned from a trip to our Sister City, Uiwang City, South Korea. Delegates were Adam Bliss, Tina Chung, Megan Chung, Taylor Fleming, Heather Henning, Drayson Hill, Christopher Leirer, Leila Kerr, Jessica Nguyen, Spencer Soule, and Grant Strobel. Each of the youth introduced themselves and their parents who were present. Mrs. Kendra Leirer and Mona Fleming participated as parent chaperons. A gift was presented to Mayor Hays from Mayor Kang, Sang Sup. Both parents said this was a great experience for the group. They had the opportunity to learn about another country and their way of life. Several youth spoke of their experiences as well and thanked the Mayor and City Council for the opportunity to go to Uiwang City. The youth presented each council member with a booklet containing Essays they wrote regarding their experience. Mrs. Powell said recruitment will begin soon for host families for 2013. Mrs. Powell said each youth raised funds to cover the cost of half of their trip.

Mr. Wayne Rathbun, Waste Management, provided an update on the North Little Rock curbside recycling program. Since going to a Single Stream method, volume by weight has increased significantly over the past four months. Participation has gone from under 40 percent to between 60 and 80 percent for the same period of time. From 2004 through 2011, North Little Rock has recycled over 35,000,000 pounds of material. If the current rate (April through July) continues, North Little Rock will recycle over 50,000,000 pounds over the next eight years. This represents a 42.9% increase. Materials processed through Waste Management's facility include Fibers (corrugated cardboard, phone books, newspaper and inserts, mixed office paper, cereal boxes, magazines, junk mail and soft cover books and missed residential papers including ledger pages, non-foil gift wrap, greeting cards and shredded paper in clear tied off bags). The paper products are turned into pulp, printing papers, roofing felt backing and newspapers. Metals collected include household metals (old pots and pans, metal cookware, tin-coated steel food and beverage containers, aluminum foil and pie tins, empty aerosol cans and aluminum food and beverage containers). The metals are turned into aluminum foil, sheet metal, drinking containers and various types of steel. Other items collected include plastic bottles and containers (#1 thru 7), including tubs, lids and caps, aseptic drink boxes, gable top containers (like orange juice containers). Mixed rigid plastics (bulk grade plastics – include laundry baskets, large plastic tubs, containers from potted plants), and glass food and beverage containers (all colors). These items are recycled into sleeping bags, drainage culverts, truck bed liners, plastic lumber and fiberglass insulation. Mr. Rathbun mentioned the Recycle Awards Program and encourage residents to participate. The website is www.recyclebank.com/wmregister. Residents who sign up and participate receive points which entitle participants to take part in promotions etc. The value nationwide averaged \$165.00 per year. Mayor Hays asked if plastic grocery store bags were still being recycling. Mr. Rathbun said they are. Alderman Foutch asked if the increased volume in recycling has resulted in a

reduction in items going to the landfill. Mr. Rathbun said at least a load a week less which is equivalent to 10 tons. Alderman Baxter asked if there were issues with people placing garbage in the containers. Mr. Rathbun said initially there was a lot, however, it has reduced. Their drivers are being vigilant. Alderwoman Ross asked about residents getting a second cart. Mr. Rathbun said residents would have to contact Sanitation and pay an additional \$2.00 per month. Alderwoman Ross said several disabled residents have been discouraged because they cannot handle the 65-gallon cart. Mr. Rathbun said they are working on those special pickups. Residents can also call 501-565-0191 for assistance. Alderman Hight asked about excess recycling boxed on top of the container. Mr. Rathbun said the trucks are designed to pick up items contained within the cart. Alderman Hight said a similar cart costs \$65.00 to \$75.00. The new carts have reduced the amount of loose debris. Mr. Rathbun said Jacksonville and Maumelle are considering curbside recycling as well. Other participating cities in Pulaski County include Little Rock and Sherwood.

Without objection. O-12-72 was called.

O-12-72

AN ORDINANCE GRANTING A SPECIAL USE TO ALLOW AN EVENT CENTER IN A C-1 ZONE FOR CERTAIN REAL PROPERTY LOCATED AT 2525 WILLOW STREET, SUITE 2, IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Hight and seconded by Alderman Witcher, and by consent of all members present, the rules were suspended and the ordinance was placed on its second reading (8/0). On the motion of Alderman Hight and seconded by Alderman Taylor, and by consent of all members present, the rules were again suspended and the ordinance was placed on its third and final reading (8/0). The ordinance was read a third and final time. Mayor Hays announced citizen public comment on this item. Ms. Charlene King spoke for the Panache Event Center. She is a client there and lives in the area. She said this would be good for the community. Ms. Donnita McGee is one of the owners of Panache Event Center. They sent letters to all of the neighbors and held a neighborhood meeting regarding the center. She had letters and signatures from people waiting for the center to open. They have changed their hours and dates. Ms. Monica Brewster is the other owner of the event center. She has had a salon (Panache) at the location for three years and was unaware of any issues. Ms. Brewster lives here and is a graduate of Ole Main. She has been doing hair for 20 years. Ms. Diane Trent Bateman lives in the neighborhood on 25th Street. They do not want the event center. There are enough people walking up and down the street. Ms. Bateman brought a letter from Sgt. Major Val R. Rideout, Retired which she gave to Ms. Whitbey. Sgt. Major Rideout lives on 25th Street and also opposed the center. Shaneca Summge is a Registered Nurse at Arkansas Children's Hospital. She has been a client at Panache for over a year. She supports the event center. She is a member of an association which often seeks a location to accommodate small meetings. This event center would be ideal. This would be a place where she could bring her child as well. Dr. Peter Singer, North Little Rock Dermatology Clinic is next door to the event center. There have been a lot of changes in the neighborhood. Until now, it consisted of physicians offices, pharmacy's, etc. There is a parking situation with the salon, which is in the old North Little Rock

Times building which has about 26 parking slots. The salon is busy during the week and their customers overflow into Dr. Singer's parking lot. Most of his patients are elderly and use walkers, canes and wheelchairs. They cannot compete for parking. Dr. Singer provided a photograph of Panache customers parking in front of his business. Unacceptable behavior has also occurred. Carwashes have been held on weekends by Jones & Sons which appears to be a commercial business. Music is played loudly. This does not fit in the neighborhood. Mr. Stuart Vess is a former Alderman and State legislator. His law practice is across the street from this location. The Planning Commission voted against the Special Use eight to zero. The ordinance states there will be "no alcoholic beverages sold on the premises". Mr. Vess spoke with Mr. Don Bennett, the Chief Attorney for the State Alcohol Beverage and Control Board (ABC) who advised anyone renting the event center could bring in liquor to be distributed and consumed on the premises without a permit. Mr. Vess provided photos of vehicles parked at the existing salon and the proposed event center which isn't open. The spots were already filled. The ordinance does not include hours of operation. Mr. Vess said there are plenty of event centers, Community Center, motels and more that can be used. Alderwoman Robinson asked if the event center would be rented during the daytime. Mr. Eric Wood spoke in support of the event center. He supports small business. Ms. Delzie Lambert lives and owns property in the neighborhood. She appreciates what the applicants are doing but is opposed to it in this neighborhood. A lot of senior citizens live in the neighborhood and they like it quiet. There being no one else wishing to be heard, Mayor Hays adjourned citizen comment. Alderwoman Ross asked about the change in hours of operation and what nights they would be open during the week. Ms. Brewster said events would begin at 6:00 p.m. and end at 11:00 p.m. Security will also be provided. The salon is usually closed by 2:00 p.m. on Saturdays. Ms. Brewster said they would like to have events on Thursdays and Saturdays. They were not aware that they needed permission and zoning for the center. They have invested their money and have loans. Alderwoman Robinson is sympathetic to the neighborhood. When the high school has events (ball games, etc), there are problems with youth activity in the neighborhood. Mr. Voyles said neighbors attended the Planning Commission and voiced their opinions. Commission members voted against the use. Alderwoman White asked how many parking spaces are required by planning. Mr. Voyles said a church requires one spot for every five seats. Alderman Foutch asked how often the Planning Commission unanimously denies a request. On the motion of Alderman Taylor and seconded by Alderman Foutch, and the roll having been called, and all members present, having voted no, the ordinance failed (0/8). (*applicant: Monica Brewster*)

Mayor Hays then called for a brief recess after which, the meeting was then reconvened.

Mayor Hays announced Citizen Public Comment on Agenda items. Mr. Glen Miller spoke regarding R-12-139 and thanked Mayor Hays for putting this before the public. He referred to the constitution and spoke of the difference between corporations and people. Ms. Abbie Wilson also thanked Mayor Hays for including R-12-139 on the city council agenda and encouraged everyone to vote for the resolution. Mr. Abel Tomlinson is with Move to Amend Arkansas and worked with the cities of Fayetteville and Eureka Springs to pass similar legislation. He provided background regarding other cities (250) around the nation that have passed similar legislation. Mr. Tomlinson said this effort dates

back to the 1800's. Mr. Chuck Pugh also spoke in favor of R-12-139. Mr. Mark Clinton spoke regarding Move to Abolish. He referenced free speech and money. This resolution seeks to affirm the rights that only free individuals have. People choose where they work, where they go to church, etc. Mr. Kenny Wallis, Arkansas Tea Party Little Rock Immigration Examiner spoke regarding R-12-141. He asked the council to consider that the United States is in debt, involved in a war, etc. North Little Rock needs Police and Fire services, a new Fire Station, 911 System, sewage cleanup, street repairs, etc. Mr. Clinton spoke against O-12-60. The ordinance does not indicate whether the duplexes would be owned or rented. This area of the city lacks public service and needs more fire protection. Mr. Clinton referenced criminal activity in the area. Mr. Michael Archdeacon spoke against O-12-60. A meeting to include the neighbors, developer and council members has not occurred. Alderman Taylor advised O-12-60 will be held until they meet with residents. Mrs. Alice Archdeacon spoke against O-12-60. She attended a meeting at which time she was told the (property) developer would meet with residents of Stonelinks and Faulkner Crossing Subdivision. They have not heard from anyone. Dwellings in the area are single-family. Rental property is not allowed. Mayor Hays advised agenda items are on the agenda for six consecutive meetings. If the item is not voted on by the sixth meeting, it is removed from the agenda and has to be refiled.

UNFINISHED BUSINESS

R-12-105

A RESOLUTION ACCEPTING THE LOW BID (\$166,800.00 – Sales Tax Capital Improvement Fund) OF JIMMY A. PATTON CONTRACTING FOR DEMOLITION AND SITE CLEARANCE AT 122 EAST 4TH STREET, NORTH LITTLE ROCK, ARKANSAS; AND FOR OTHER PURPOSES, was called and held by the sponsor, Mayor Hays.

O-12-52

AN ORDINANCE AMENDING ARTICLE NINETEEN (BOARDS) AND ADDING ARTICLE TWENTY-THREE (SMART CODE ZONING DISTRICT) TO ORDINANCE NO. 7697 (THE ZONING ORDINANCE); DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read three times May 29, 2012, and amended, was read again July 23, 2012, and amended. The item was called and held. Ms. Whitbey advised this is the sixth time the legislation has been on the agenda. Mayor Hays asked Mr. Carter to refile the legislation for the next agenda.

O-12-60

AN ORDINANCE RECLASSIFYING CERTAIN PROPERTY LOCATED AT THE SOUTHEAST CORNER OF THE FAULKNER LAKE ROAD AND HIGHWAY 391 INTERSECTION IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS FROM R-2 / C-2 TO R-3 CLASSIFICATION BY AMENDING ORDINANCE NO. 7697 OF THE CITY OF NORTH LITTLE ROCK, ARKANSAS; ADOPTING AN AMENDED LAND USE PLAN FOR THE SUBJECT PROPERTY; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read one time June 25, 2012, was held at the request of the sponsor, Alderman Taylor. (*applicant: Brett Watts*)

NEW BUSINESS

R-12-136 (RESOLUTION NO. 8121 – MAYOR HAYS)

A RESOLUTION APPOINTING ELIZABETH SNIFF TO THE POSITION PREVIOUSLY HELD BY EVELYN LOVELACE ON THE SENIOR CITIZENS COMMISSION; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Taylor and seconded by Alderwoman Ross and by consent of all members present, the resolution was unanimously adopted (8/0).

R-12-137 (RESOLUTION ON. 8122 – MAYOR HAYS)

A RESOLUTION APPOINTING RICHARD (DICK) GIDDINGS TO THE POSITION PREVIOUSLY HELD BY JOSEPH SAVOY ON THE SENIOR CITIZENS COMMISSION; AND FOR OTHER PURPOSES, was read. On the motion of Alderwoman Ross and seconded by Alderman Taylor, and by consent of all members present, the resolution was unanimously adopted (8/0).

R-12-138 (RESOLUTION NO. 8123 – MAYOR HAYS)

A RESOLUTION APPROVING AMOUNTS OF LIENS TO BE CERTIFIED TO 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. A motion to adopt was made by Alderwoman Ross and seconded by Alderman Baxter. Mayor Hays 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 unanimously adopted (8/0).

R-12-139 (RESOLUTION NO. 8124 – MAYOR HAYS)

A RESOLUTION EXPRESSING THE CITY OF NORTH LITTLE ROCK'S SUPPORT OF THE "MOVE TO AMEND" CAMPAIGN CALLING FOR AN AMENDMENT TO THE UNITED STATES CONSTITUTION TO ABOLISH CORPORATE PERSONHOOD, ENSURING THAT ONLY HUMAN BEINGS HAVE CONSTITUTIONALLY PROTECTED FREE SPEECH RIGHTS; AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Alderwoman Ross and seconded by Alderman Taylor. Mr. Carter briefly explained the issue regarding corporations and the first amendment. Alderman Foutch said corporations do not vote. Citizen human beings do. They are the ones who elect the politicians who enact taxes, rules, regulations and laws, etc. This allows corporations to put their voice alongside all of the other voices. On the previous motion, and the following members having voted in the affirmative: Alderman Ross, Taylor, Robinson, Hight and Witcher, and the following members having voted no: White and Foutch, and the following member having passed: Baxter, the resolution was adopted (5/2/1).

R-12-140 (RESOLUTION NO. 8125 – MAYOR HAYS)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO AN AMENDMENT TO THE CITY'S SERVICE APPLICATION CONTRACT FOR ENHANCED 9-1-1 UNIVERSAL EMERGENCY NUMBER SERVICE WITH AT&T; AND FOR OTHER PURPOSES,

was read. A motion to adopt was made by Alderman Taylor and seconded by Alderwoman Robinson. Mr. Rick Ezell, Director Office of Emergency Services / 911 advised this is part of the initial 911 Service Countywide. Every five years software has to be upgraded. Alderman Witcher said he doesn't think the city is collecting all of the Franchise Fees it is due for phone services. On the previous motion, and by consent of all members present, the resolution was unanimously adopted (8/0).

R-12-141 (RESOLUTION NO. 8126 – MAYOR HAYS)

A RESOLUTION AUTHORIZING APPLICATION TO THE ARKANSAS STATE HIGHWAY AND TRANSPORTATION DEPARTMENT FOR GRANT FUNDS AVAILABLE UNDER THE RECREATIONAL TRAILS PROGRAM; AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Alderman Witcher and seconded by Alderwoman Ross. Alderwoman Ross asked for an explanation of “in-kind”. Mr. Voyles said it is equivalent to money. An example would be the value of time, labor, use of equipment, etc. On the previous motion, and all members present having voted in the affirmative, the resolution was unanimously adopted (8/0).

R-12-142 (RESOLUTION NO. 8127 – MAYOR HAYS)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A REAL ESTATE CONTRACT FOR THE PURCHASE OF CERTAIN REAL PROPERTY ON FAULKNER LAKE LOCATED ON THE WEST SIDE OF HWY 391, SOUTH OF HWY 70, IN PULASKI COUNTY, ARKANSAS; APPROPRIATING FUNDS (\$35,000.00 – 2010 Short Term Financing); AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Alderman Witcher and seconded by Alderman Hight. Mr. Voyles advised this will help add 43 acres to Ott Park. The city has been negotiating a land swap with the Arkansas Game and Fish Commission. This would allow that to happen. On the previous motion, and by consent of all members present, the resolution was unanimously adopted (8/0).

R-12-143 (RESOLUTION NO. 8128 – MAYOR HAYS)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A LEASE AGREEMENT (7 years at \$1,000.00 per year) WITH DOW BUILDING SERVICES FOR UNIMPROVED PROPERTY LOCATED BEHIND THE ELECTRIC DEPARTMENT 43RD STREET SUBSTATION; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Hight and seconded by Alderman Witcher, and by consent of all members present, the resolution was unanimously adopted (8/0).

R-12-144

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A REAL PROPERTY PURCHASE AND SALE AGREEMENT WITH REAL ESTATE COMMERCIAL 1, INC. FOR THE SALE OF PROPERTY LOCATED ON THE ARKANSAS RIVER (valued at \$1.2 million); AND FOR OTHER PURPOSES, was read. Mayor Hays asked Mr. Joe Smith, Director of Commerce and Government Affairs and Mr. Todd Larson, Director of Economic Development to come forward. Mayor Hays said the city purchased the land several years ago, which has since

increased in value. There are issues regarding utilities, ingress and egress to the property. The riverbank in this area is part of the bicycle river trail system. Mr. Smith said he and Mr. Larson meet with and recruit developers and encourage them to invest in the city. A local developer is interested in this area. Engineering studies, etc., will be required. The property has been appraised at \$1.7 million without utilities. Alderwoman Ross asked if a value was placed on the River Trail and if all of the property was usable. Mr. Smith said the area by the cliff and an area west is not included. Mr. Jerry Currence, President Taggart Architects, said they are mindful of the environment in this area. The site will handle a number of apartments, an eight story building and townhomes (total approximately 476 units). Regarding the bike path, he referenced an illustration and highlighted an overpass and underpass. Mr. Currence said the North Little Rock Police Department had safety concerns, which have been addressed in the design. Mayor Hays asked Mr. Currence if the illustrations could be left on display at City Hall. Alderman Hight asked if while cycling the River Trail would have to cross the road in this area to continue on the trail. Going east you would go under the road, going west, you would go over. Alderman Baxter asked about runners using the trail. Mr. Currence said the passage way is designed more for cycling. Alderwoman Ross asked if there will be any subsidized housing. The answer was no. She then asked if they would be able to have a building built within 36 months. Mr. Currence said yes, and that the project would be in phases. Mr. Carter referred to page 2 of the contract which expressly excludes the River Trail from the sale. The trail can be relocated as long as it is within 200 feet of its original location. The trail would also remain open during construction and an alternate route would be provided. The width of the easement would not diminish. Where vehicles cross, a differential grade would be used. Alderwoman Ross asked about a reversion clause. Mr. Carter said that has been included in the contract. If the terms are not met, the city would repurchase the property for the price of the sale. Alderwoman White has heard from people concerned about the environmental impact. Mayor Hays said the project should be LED certifiable. Alderwoman Ross asked a TIF would be involved on this site. Mayor Hays said anything within the North Little Rock School District is no long eligible following a recent school millage increase election. Alderwoman Ross said Firehouse Subs has a foundation that donates fire equipment to cities and towns. With this development, it should be investigated. Alderman Hight asked how this construction would affect the hillside of the quarry. Mr. Currence said they are building out from the wall of the quarry and will not be excavating the cliff. Alderman Taylor said they are doing a great job on this project. Alderwoman Ross asked if any of the property was in the flood plain. Mr. Currence said it is not prone to flood. There were also concerns that this land was part of the city parks system. Mayor Hays said it is not and never has been. A public hearing will be held on Monday, August 27, 2012, at 7:05 p.m. The legislation was then held by the sponsor, Mayor Hays.

R-12-145 (RESOLUTION NO. 8129 – MAYOR HAYS)

A RESOLUTION APPROVING THE FINANCIAL MANAGEMENT PLAN FOR TRANSFERRING FUNDS AND ADJUSTING BUDGET AMOUNTS IN THE 2008, 2009, AND 2011 AND 2012 CDBG PROGRAMS; AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Alderwoman Ross and seconded by Alderman Taylor. On the motion of Alderwoman Ross and seconded by Alderman Taylor, and by consent of all members present, the resolution was amended as

follows:: *in title and Section 2: strike through and 2012 and insert between 2009 2011* AND (8/0). On the motion of Alderwoman Ross and seconded by Alderman Taylor, and by consent of all members present, the resolution was unanimously adopted as amended (8/0).

R-12-146 (RESOLUTION NO. 8130 – MAYOR HAYS, ALDERMEN ROSS AND WHITE)
A RESOLUTION ACCEPTING THE LOW BID AND AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A CONTRACT WITH TANKERSLEY COMPANY, INC. FOR CHANDLER STREET IMPROVEMENTS, FROM 16TH TO 18TH STREETS, IN THE AMOUNT OF \$247,259.00; APPROPRIATING \$210,194.00 FROM 36TH YEAR (2010), 37TH YEAR (2011) AND 38TH YEAR (2012 CDBG PROGRAM FUNDS, \$30,065.00 FROM SALES TAX CAPITAL IMPROVEMENT FUND AND \$7,000.00 FROM WARD 1 DRAINAGE FUNDS; AND FOR OTHER PURPOSES, was read. On the motion of Alderwoman Ross and seconded b Alderwoman White, and by consent of all members present, the resolution was unanimously adopted (8/0).

R-12-147

A RESOLUTION APPROPRIATING \$3,7600.00 FROM ACT 833 FUNDS FOR REGISTRATION FEES TO SEND FOUR (4) NORTH LITTLE ROCK FIRE FIGHTERS TO THE FDIC CONFERENCE (*Fire Department Instructors*) IN INDIANAPOLIS, INDIANA; AND FOR OTHER PURPOSES, was called and held by the sponsor, Mayor Hays.

O-12-71 (ORDINANCE NO. 8467 – MAYOR HAYS)

AN ORDINANCE DEFINING “INFORMATION TECHNOLOGY (IT) SECURITY AUDIT” TO BE PROFESSIONAL SERVICES UNDER ARKANSAS LAW; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Witcher and seconded by Alderman Taylor, and by consent of all members present, the rules were suspended and the ordinance was placed on its second reading (8/0). On the motion of Alderman Taylor and seconded by Alderman Witcher, and by consent of all members present, the rules were again suspended and the ordinance was placed on its third and final reading (8/0). 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).

O-12-72 was called earlier in meeting, see above.

O-12-73 (ORDINANCE NO. 8468 – MAYOR HAYS)

AN ORDINANCE APPROVING VARIANCES FOR A MONUMENT SIGN ON CERTAIN REAL PROPERTY LOCATED AT 11827 MAUMELLE BOULEVARD IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Baxter and seconded by Alderman Foutch, and by consent of all members present, the rules were suspended and the ordinance was placed on its second reading (8/0). On the motion of Alderman Baxter and seconded by Alderman Foutch, and by consent of all members present, the rules were again suspended and the ordinance was placed on its third and final reading

(8/0). The ordinance was read a third and final time. A motion to adopt was made by Alderman Baxter and seconded by Alderman Taylor. On the motion of Alderman Baxter and seconded by Alderman Foutch, and by consent of all members present, the ordinance was amended as follows: *2nd Whereas and Section 1: (a) strike through 16 and insert 14.66* (8/0). On the motion of Alderman Baxter and seconded by Alderman Taylor, and the roll having been called, and all members present, having voted in the affirmative, with the exception of Aldermen Hight and Witcher, the ordinance was adopted as amended (6/2). On the emergency clause, all members present voted in the affirmative, with the exception of Alderman Witcher, who voted no, the emergency clause was adopted (7/1).
(applicant: Christy and David Wright)

PUBLIC COMMENT

Alderwoman White said a second viewing of *Weight of the Nation* will be shown at the Laman Library on August 14 at 6:30 p.m. She thanked everyone for their condolences on the recent death of her father. Alderman Taylor said this Friday, August 18, from 5:00 p.m. until 7:00 p.m. tours will be held at the new Art Connections project he has been working on. Alderman Hight wished his wife Becky a happy birthday. He then announced he is a candidate for reelection as Alderman, Ward 4. He has enjoyed serving his constituents and residents of the City of North Little Rock. Mayor Hays said candidates are welcome to address the council during any meeting.

There being no further business to come before the Council, and on the motion of Alderwoman Ross and seconded by Alderwoman Robinson, and by consent of all members present, the meeting was adjourned at 10:01 p.m. (8/0), until the next regularly scheduled meeting to be held on Monday, August 27, 2012, at seven o'clock p.m. in the City Council Chambers in City Hall, located at 300 Main Street, North Little Rock, Arkansas.

APPROVED: _____
MAYOR PATRICK HENRY HAYS

ATTEST: _____
DIANE WHITBEY, CITY CLERK