

**Little Rock Board of Directors Meeting  
June 15, 2021  
4:00 PM**

The Board of Directors of the City of Little Rock, Arkansas, met in a regular meeting with Mayor Frank Scott, Jr., presiding. Deputy City Clerk Allison Segars called the roll with the following Directors present: Hendrix; Richardson; Webb; Peck; Wright; Wyrick; Kumpuris; Phillips; Adcock; Vice-Mayor Hines; and Mayor Scott. Director Antwan Phillips delivered the invocation followed by the Pledge of Allegiance.

Mayor Scott stated that former Little Rock Mayor Buddy Benefield had recently passed away. Mayor Scott stated that Mr. Benefield was a tremendous leader and servant to not only the City of Little Rock, but also to the State of Arkansas as a former Arkansas State Highway Commissioner. Mayor Scott asked for a moment of silence to recognize Mr. Benefield's service and legacy.

**ADDITIONS:**

**M-1 RESOLUTION:** To authorize an appropriation to the Museum of Discovery in the amount of \$175,000.00; to authorize the City Attorney to seek reimbursement, payment or appropriate legal action from any potentially responsible party for the cost of mold remediation at the Museum property; to authorize the City Attorney to seek reimbursement, payment or appropriate legal action as necessary for damages caused by the February 2021 snow storm; and for other purposes. *Staff recommends approval.*  
**Synopsis:** A resolution to allow the reimbursement of the costs of mold remediation expenses, and to permit the City Attorney to seek appropriate reimbursement for these expenses, as well as for the expenses for damages caused by the February 2021 snow storm.

**M-2 RESOLUTION:** To authorize the City Manager to enter into a contract with Travelers Insurance Company, in the total amount of \$848,373.00, for Property and Casualty Insurance for City Buildings and Structures; and for other purposes. *Staff recommends approval.*  
**Synopsis:** A resolution authoring the City Manager to enter into a contract with Travelers Insurance Company to provide Property Insurance for City Facilities for the term of July 1, 2021, to June 30, 2022.

**M-3 ORDINANCE:** To approve the action of Club Sway, Inc., located at 412 South Louisiana Street, Little Rock, Arkansas, in filing an application for operation as a Private Club permitted from the Arkansas Alcohol Beverage Control Division of the Arkansas Department of Finance and Administration; to comply with Ark., Code Ann. § 3-9-222(a)(1); **to declare an emergency;** and for other purposes. *Staff recommends approval.*  
**Synopsis:** The property located at 412 South Louisiana Street with business of Club Sway, Inc., is seeking Board of Directors approval of a Private Club License as defined by the Arkansas Alcohol Beverage Control. (Located in Ward 1)

**M-4 ORDINANCE:** To call a special election in the City of Little Rock, Arkansas, for September 14, 2021, on the question to levy a 1% Sales and Use Tax within the City of Little Rock, Arkansas, to provide that they levy shall commence on January 1, 2022; to prescribe other matters that pertain to the election; **to declare an emergency;** and for other purposes. *Staff recommends approval (1<sup>st</sup> Reading held on April 20, 2021)(2<sup>nd</sup> Reading held*

*on April 27, 2021)(Deferred from May 4, 2021)(3<sup>rd</sup> Reading held on May 11, 2021)(Tabled from May 11, 2021)*

**M-5 ORDINANCE:** To levy a 1% Sales and Use Tax within the City of Little Rock, Arkansas; to provide that the levy will commence on January 1, 2022; to prescribe other matters that pertain to the election; **to declare an emergency**; and for other purposes. *Staff recommends approval (1<sup>st</sup> Reading held on April 20, 2021)(2<sup>nd</sup> Reading held on April 27, 2021)(Deferred from May 4, 2021)*

**M-6 RESOLUTION:** To state the uses of the 1% Rebuild the Rock Sales and Compensating Use Tax Funds upon approval of the Tax Levy by the voters at an election to be held September 14, 2021; and for other purposes. *Staff recommends approval.*

Mayor Scott stated that there were six (6) additions to be added to that evening's agenda. Director Webb made the motion, seconded by Director Peck, to take from the table Item M-4. By roll call vote, the vote was as follows: Ayes: Richardson; Webb; Peck; Wyrick; Kumpuris; and Phillips. Nays: Hendrix; Wright; Adcock; and Vice-Mayor Hines. By a vote of six (6) ayes and four (4) nays, **the motion was approved.**

Mayor Scott stated that Items M-1 – M-2 would be placed on the Consent Agenda and Items M-3 - M-6 would be added to the Separate Items. By unanimous voice vote of the Board Members present, **Items M-1 – M-2 were added to the Consent Agenda and Items M-3 – M-6 were added to the Separate Items.**

**DEFERRALS:**

**21. ORDINANCE; Z-7091-C:** To reclassify property located in the City of Little Rock, Arkansas, amending the Official Zoning Map of the City of Little Rock, Arkansas; and for other purposes. *(Planning Commission: 7 ayes; 3 nays; 0 absent; and 1 open position) Staff recommends approval. (Deferred until July 6, 2021, at applicant's request)*  
**Synopsis:** The owner of the 11.66-acre property located at 810 Brookside Drive is requesting that the property be reclassified from PRD, Planned Residential Development, to MF-24, Multifamily District. (Located in Ward 4)

**22. ORDINANCE; Z-8531-B:** To reclassify property located in the City of Little Rock, Arkansas, amending the Official Zoning Map of the City of Little Rock, Arkansas; and for other purposes. *(Planning Commission: 7 ayes; 3 nays; 0 absent; and 1 open position) Staff recommends approval. (Deferred until July 6, 2021, at applicant's request)*  
**Synopsis:** The owner of the 11.66-acre property located at 810 Brookside Drive is requesting that the property be reclassified from PRD, Planned Residential Development, to MF-24, Multifamily District. (Located in Ward 4)

Mayor Scott stated that the applicants for Item 21 and Item 22 were requesting a deferral until the July 6, 2022, Board of Directors Meeting. Director Peck made the motion, seconded by Director Wright, to deny the deferral for Item 21 and to place it on that evening's agenda for Board consideration.

Vice-Mayor Hines asked for a Point of Order and stated that he had requested to speak on the motion. Mayor Scott stated that there had already been a motion and a second on the floor. City Attorney Tom Carpenter stated that it was a debatable motion; therefore, a member should be recognized if they sought recognition to debate the

motion. Mayor Scott stated that the Chair did not see the request and asked that Deputy City Clerk Allison Segars proceed with a roll call.

Vice-Mayor Hines made the motion to overrule the Chair. The motion failed due to the lack of a second.

By roll call vote, the vote was as follows: Ayes: Hendrix; Richardson; Webb; Peck; Wright; Wyrick; Kumpuris; Phillips; and Adcock. Nays: Vice-Mayor Hines. By a vote of nine (9) ayes and one (1) nay, **the motion was approved and the deferral for Item 21 was denied and placed on the agenda for Board action.**

Director Wyrick made the motion, seconded by Vice-Mayor Hines, to defer Item 22 until the July 6, 2021, Board of Directors Meeting. By unanimous voice vote of the Board Members present, **Item 22 was deferred until July 6, 2021.**

### **CONSENT AGENDA (Items 1 – 11 and Items M-1 & M-2)**

**1. RESOLUTION NO. 15,464; G-23-476:** To set July 6, 2021, as the date of public hearing on the request to abandon that portion of the Cottondale Lane right-of-way located west of Riverfront Drive, more specifically west of the existing trail crossing in the City of Little Rock, Arkansas; and for other purposes. *Staff recommends approval.*

**2. RESOLUTION NO. 15,465; G-25-225-A:** To extend the South Main (SOMA) Temporary Entertainment District, for approximately thirteen (13) consecutive weeks, starting on June 19, 2021, and ending on September 19, 2021; and for other purposes. *Staff recommends approval.*

**Synopsis:** The South Main (SOMA) District of Downtown Little Rock is seeking Board approval to extend a Temporary Entertainment District to support outdoor dining areas not adjacent to the associated restaurant facility. (Located in Ward 1)

**3. RESOLUTION NO. 15,466:** To approve the amended uses of 2021 CDBG Entitlement Funds; and for other purposes. *Staff recommends approval.*

**Synopsis:** Approval of the sources and uses of projected 2021 CDBG, HOME, and HOPWA Funds is required prior to completion of the City's Annual Plan, which must be submitted to HUD by July 1, 2021.

**4. RESOLUTION NO. 15,467:** To authorize the City Manager to submit the 2021-2025 Consolidated Plan and the 2021 Annual Action Plan for CDBG, HOME and HOPWA Entitlement Funds to the U.S. Department of Housing & Urban Development, and to execute agreements with the approved applicants; and for other purposes. *Staff recommends approval.*

**Synopsis:** The Five-Year Consolidated Plan outlines the goals and objectives for Housing and Community Development activities during the 2021-2025 program years. The Annual Action Plan delineates the uses of the CDBG, HOME and HOPWA Entitlements for the 2021 Program Year (January 1, 2021 - December 31, 2021). This Board action approves the submission of the Consolidated Plan and Action Plan to the Department of Housing and Urban Development.

**5. RESOLUTION NO. 15,468:** To authorize the City Manager to enter into a contract with Safety National Casualty Corporation for excess Workers' Compensation Coverage for one (1)-year effective July 1, 2021; and for other purposes. *Staff recommends approval.*

**Synopsis:** The City's Excess Worker's Compensation Insurance Broker has solicited quotes for the Excess Worker's Comp Insurance and received a renewal quote. It is the Broker's and Staff's recommendation to bind the renewal quote from Safety National Casualty Corporation for the term of July 1 2020, to June 30, 2021.

**6. RESOLUTION NO. 15,469:** To amend Little Rock, Ark., Resolution No. 13,821 (December 17, 2013), to authorize the Mayor and City Clerk to execute any documents needed for the City of Little Rock, Arkansas, to extend the lease for certain property located at 3719 Batesville Pike, North Little Rock, Arkansas, for emergency communications purpose; and for other purposes. *Staff recommends approval.*

**Synopsis:** A resolution to authorize the renewal of Contract No. 2276 (Resolution NO. 13,821) with Mr. Ron Gangluff for the lease of property for the Batesville Pike Tower Site. Previous terms and conditions shall remain the same.

**7. RESOLUTION NO. 15,470:** To authorize the City Manager to enter into a contract with Utility Associates, Inc., for a total amount not to exceed \$96,686.00, for the renewal of modems for the Little Rock Police Department; and for other purposes. *Staff recommends approval.*

**Synopsis:** A resolution to authorize the renewal of Contract 588 for modems. This renewal will put all modems on the same renewal cycle. The service will provide continued support to the modems, which provide Internet connectivity inside vehicles, move video from the vehicles to the servers and provide GPS for the Computer-Aided Dispatch.

**8. RESOLUTION NO. 15,471:** To authorize the City Manager to enter into an agreement with Wittenberg, Delony & Davidson Architects, in an amount not to exceed \$179,483.00, to provide Architectural Design Services for the Willie L. Hinton Neighborhood Resource Center Renovation Project; and for other purposes. *Staff recommends approval.*

**Synopsis:** A resolution to authorize the City Manager to enter into an Architectural Design Services Agreement with Wittenberg, Delony & Davidson Architects for the Willie L. Hinton Neighborhood Resource Center Renovation Project. (Located in Ward 2)

**9. RESOLUTION NO. 15,472:** To authorize the City Manager to execute a Construction Management Services Agreement with East-Harding, Inc., in an amount not to exceed \$155,735.00, for Pre-Construction and Full Construction Management Services for the Willie L. Hinton Neighborhood Resource Center Renovation Project; and for other purposes. *Staff recommends approval.*

**Synopsis:** A resolution to authorize the City Manager to enter into a Construction Management Services Agreement with East-Harding, Inc., for the Willie L. Hinton Neighborhood Resource Center Renovation Project. (Located in Ward 2)

**10. RESOLUTION NO. 15,473:** To authorize the City Manager to enter into a contract with BMD Builders, LLC, in an amount not to exceed \$175,806.00, to construct a Boat Ramp and supporting facilities at Interstate Park; and for other purposes. *Staff recommends approval.*

**Synopsis:** A resolution to authorize City Manager to enter into a contract with BMD Builders, LLC, to construct a Boat Ramp and supporting facilities at Interstate Park. (Located in Ward 1)

**11. RESOLUTION NO. 15,474:** To authorize the City Manager to enter into a contract with Marking Systems, LLC, in an amount not to exceed \$108,910.30, to construct a parking lot at River Mountain and Two Rivers Parks; and for other purposes. *Staff recommends approval.*

**Synopsis:** A resolution to authorize City Manager to enter into a contract with Marking Systems, LLC, to construct a parking lot at River Mountain and Two Rivers Parks. (Located in Ward 4)

**M-1 RESOLUTION NO. 15,475:** To authorize an appropriation to the Museum of Discovery in the amount of \$175,000.00; to authorize the City Attorney to seek reimbursement, payment or appropriate legal action from any potentially responsible party for the cost of mold remediation at the Museum property; to authorize the City Attorney to seek reimbursement, payment or appropriate legal action as necessary for

damages caused by the February 2021 snow storm; and for other purposes. *Staff recommends approval.*

**Synopsis: A resolution to allow the reimbursement of the costs of mold remediation expenses, and to permit the City Attorney to seek appropriate reimbursement for these expenses, as well as for the expenses for damages caused by the February 2021 snow storm.**

**M-2 RESOLUTION NO. 15,476:** To authorize the City Manager to enter into a contract with Travelers Insurance Company, in the total amount of \$848,373.00, for Property and Casualty Insurance for City Buildings and Structures; and for other purposes. *Staff recommends approval.*

**Synopsis: A resolution authoring the City Manager to enter into a contract with Travelers Insurance Company to provide Property Insurance for City Facilities for the term of July 1, 2021, to June 30, 2022.**

Director Richardson made the motion, seconded by Director Webb, to approve the Consent Agenda. By unanimous voice vote of the Board Members present, **the Consent Agenda was approved.**

#### **GROUPED ITEMS (Items 12 - 15)**

Director Wyrick made the motion, seconded by Director Adcock, to remove Item 16 from the Grouped Items and have it read separately. By unanimous voice vote of the Board Members present, **Item 16 was removed from the Grouped Items and added to the Separate Items.**

**12. ORDINANCE NO. 22,003; LU2021-19-01:** To amend the Land Use Plan in the Chenal Planning District, just west of the southwest intersection of Chenonceau Boulevard and Cantrell Road from Suburban Office to Commercial; and for other purposes. *(Planning Commission: 10 ayes; 0 nays; 0 absent; and 1 open position) Staff recommends approval.*

**Synopsis: To approve Land Use Plan amendment in the Chenal Planning District from Suburban Office (SO) to Commercial (C) with a fifty (50)-foot buffer area running perpendicular to the western most property line being designated Park/Open Space (PK/OS). (Located in Ward 5)**

**13. ORDINANCE NO. 22,004; Z-6258-B:** To reclassify property located in the City of Little Rock, Arkansas, amending the Official Zoning Map of the City of Little Rock, Arkansas; and for other purposes. *(Planning Commission: 10 ayes; 0 nays; 0 absent; and 1 open position) Staff recommends approval.*

**Synopsis: The owner of the four (4)-acre property located at 17815 Cantrell Road is requesting that the property be reclassified from O-1, Quiet Office District, to C-3, General Office District (with condition). (Located in Ward 5)**

**14. ORDINANCE NO. 22,005; Z-7898-D:** To repeal Ordinance No. 19,406 (September 20, 2005), Ordinance No. 19,612 (October 17, 2006) and Ordinance No. 19,875 (December 4, 2007), to revoke a Planned District Residential titled Cross Street Elderly Housing Short-Form PD-R, to reclassify property located AT 1012 South Cross Street, in the City of Little Rock, Arkansas; and for other purposes. *(Planning Commission: 10 ayes; 0 nays; 0 absent; and 1 open position) Staff recommends approval.*

**Synopsis: The property owner is requesting that the PD-R, Planned District – Residential, zoning for the property located at 1012 South Cross Street be revoked and the previous R-4, Two-Family District, zoning be restored. (Located in Ward 1)**

**15. ORDINANCE NO. 22,006; Z-9561:** To reclassify property located in the City of Little Rock, Arkansas, amending the Official Zoning Map of the City of Little Rock,

Arkansas; and for other purposes. *(Planning Commission: 10 ayes; 0 nays; 0 absent; and 1 open position) Staff recommends approval.*

**Synopsis:** The owner of the 3.73-acre property located at 18601 Cooper Orbit Road is requesting that the property be reclassified from R-2, Single-Family District, to AF, Agriculture and Forestry District. (Located within the City's Extraterritorial Jurisdiction)

The ordinances were read the first time. Vice-Mayor Hines made the motion, seconded by Director Wright, to suspend the rules and place the ordinances on second reading. By unanimous voice vote of the Board Members present, the rules were suspended and the ordinances were read a second time. Vice-Mayor Hines made the motion, seconded by Director Wright, to suspend the rules and place the ordinances on third reading. By unanimous voice vote of the Board Members present, the rules were suspended and the ordinances were read a third time. By unanimous voice vote of the Board Members present, **the ordinances were approved.**

### **SEPARATE ITEMS (Items 16 – 21, Item 23, Item M-3 & Items M-5 - M-6)**

**16. ORDINANCE: Z-9576:** To reclassify property located in the City of Little Rock, Arkansas, amending the Official Zoning Map of the City of Little Rock, Arkansas; and for other purposes. *(Planning Commission: 8 ayes; 2 nays; 0 absent; and 1 open position) Staff recommends approval.*

**Synopsis:** The owner of the 0.39-acre property located on the south side of Lee Summit Drive, between Wren Road and Cardinal Road is requesting that the property be reclassified from R-2, Single-Family District, to R-4, Two-Family District. (Located in Ward 7)

The ordinance was read the first time. Vice-Mayor Hines made the motion, seconded by Director Wright, to suspend the rules and place the ordinance on second reading. By unanimous voice vote of the Board Members present, the rules were suspended and the ordinance was read a second time. Vice-Mayor Hines made the motion, seconded by Director Wright, to suspend the rules and place the ordinance on third reading. By unanimous voice vote of the Board Members present, the rules were suspended and the ordinance was read a third time.

**Anthony Chambers:** Stated that he lived in the Western Hills Neighborhood and was against duplexes being built in the area for fear that it would lower the property values for the residents in the area. He stated that the neighborhood was quiet and the residents would like to keep it that way; free from crime.

**Lavita Wills-Hale:** Stated that she had been a homeowner in the Western Hills Neighborhood for over twenty (20) years. Ms. Wills-Hale stated that if the application were approved it would change the historic zoning pattern from a single-family, low density area to a two (2)-family, which was worrisome as many residents expected that it would open the door for future multi-family development.

**Brian Sanders:** Stated that they had conducted a survey of the neighborhood regarding the concerns of the proposed development, 95% of the residents stated that they were opposed to the development, and the remaining 5% were undecided.

By unanimous voice vote of the Board Members present, **the ordinance failed.**

**17. RESOLUTION:** To transfer title of the property located at 7909 Mann Road, from the City of Little Rock, Arkansas, to Lashawnda Adams, to be used for Neighborhood Revitalization Programs; and for other purposes. *Staff recommends approval.*

**Synopsis:** In an effort by the Land Bank to maximize the City's revitalization efforts, staff would like to transfer the property located at 7909 Mann Road, Little Rock, Arkansas, to Lashawnda Adams. The property is a 16,240 square-foot commercial building with seven (7) units. (Located in Ward 2)

By unanimous voice vote of the Board Members present, **the resolution was approved.**

Director Wyrick asked if there were any cards from individual that wanted to address the Board regarding the item. Mayor Scott stated that yes, there were cards that had been submitted and had overlooked them. Vice-Mayor Hines made the motion, seconded by Director Phillips, to expunge the vote. By unanimous voice vote of the Board Members present, **the vote for Item 17 was expunged.**

Melody Floyd: Stated that she was in favor of transferring the property to Lashawnda Adams, who worked as an advocate for foster care.

Lashawnda Adams: Stated that she was the Founder and CEO of In Blessed Hands, and was recently approved to purchase the property from the Land Bank. Ms. Adams stated that she wanted to utilize the property for the placement of female teenaged-youth.

Leta Anthony: Stated that she was the Chairman of the Land Bank Commission and that all applications for the transfer of Land Bank property were vetted by the Commission, and that the proposal that Ms. Adams had submitted met all the vetting criteria.

Director Wyrick stated that she had been contacted by the closest Neighborhood Association and that the proposal had been presented to the residents via a Zoom Call earlier in the year; however, it looked nothing like the application that was approved by the Land Bank Commission. Director Wyrick stated that she would like for the current application to be presented to the Neighborhood Association so that they would be able to meet with the applicant so that they could be made aware of the intended use.

Director Wyrick made the motion, seconded by Director Wright, to table Item 17 until the July 20, 2022, Board of Directors Meeting. By roll call vote, the vote was as follows: Ayes: Webb; Peck; Wright; Wyrick; Kumpuris; Adcock; and Vice-Mayor Hines. Nays: Richardson and Phillips. Present: Hendrix. When asked if she would like to change her Present vote, Director Hendrix indicated that she would like to change her vote from Present to Nay. The final roll call vote was as follows: Ayes: Webb; Peck; Wright; Wyrick; Kumpuris; Adcock; and Vice-Mayor Hines. Nays: Hendrix; Richardson; and Phillips. By a vote of seven (7) ayes and three (3) nays, **Item 17 was deferred until July 20, 2022.**

**18. ORDINANCE NO. 22,007:** To condemn a certain structure in the City of Little Rock, Arkansas, as a structural, fire and health hazard; to provide for summary abatement procedures; to direct City Staff to take such action as is necessary to raze and remove said structure; **to declare an emergency;** and for other purposes. *Staff recommends approval.*

**Synopsis:** The commercial structure located at 4102 Asher Avenue has become run-down, dilapidated, unsightly, dangerous and detrimental to the public welfare of the citizens of the City of Little Rock.

The ordinance was read the first time. Director Adcock made the motion, seconded by Vice-Mayor Hines, to suspend the rules and place the ordinance on second reading. By

unanimous voice vote of the Board Members present, the rules were suspended and the ordinance was read a second time. Director Adcock made the motion, seconded by Vice-Mayor Hines, to suspend the rules and place the ordinance on third reading. By unanimous voice vote of the Board Members present, the rules were suspended and the ordinance was read a third time. By unanimous voice vote of the Board Members present, **the ordinance was approved.** By unanimous voice vote of the Board Members present, **the emergency clause was approved.**

**19. ORDINANCE NO. 22,008; LU2021-15-01:** To amend the Land Use Plan in the Geyer Springs West Planning District, on the west side of the 7500 block of North Chicot Road from Residential Low Density to Residential Medium Density; and for other purposes. *(Planning Commission: 10 ayes; 0 nays; 0 absent; and 1 open position) Staff recommends approval.*

**Synopsis:** To approve Land Use Plan amendment in the Geyer Springs West Planning District from Residential Low (RL) Density to Residential Medium (RM) Density. (Located in Ward 7)

The ordinance was read the first time. Director Adcock made the motion, seconded by Vice-Mayor Hines, to suspend the rules and place the ordinance on second reading. By unanimous voice vote of the Board Members present, the rules were suspended and the ordinance was read a second time. Director Adcock made the motion, seconded by Vice-Mayor Hines, to suspend the rules and place the ordinance on third reading. By unanimous voice vote of the Board Members present, the rules were suspended and the ordinance was read a third time.

Director Wyrick stated that the item had been previously denied by the Board and the applicant was resubmitting the application and she would like to know what changes were made from the original application. Planning & Development Director Jamie Collins stated that the previous application had been for eight (8) units and the revised application was for six (6) units. Mr. Collins stated that the revised application addressed several of the initial concerns raised regarding drainage issues.

By unanimous voice vote of the Board Members present, **the ordinance was approved.**

**20. ORDINANCE; Z-9529-A:** To approve a Planned Zoning Development and establish a Planned District – Residential titled Ali Apartments PD-R, located at 7420 North Chicot Road, Little Rock, Arkansas, amending the Official Zoning Map of the City of Little Rock, Arkansas; and for other purposes. *(Planning Commission: 10 ayes; 0 nays; 0 absent; and 1 open position) Staff recommends approval.*

**Synopsis:** The applicant is requesting that the property at 7420 North Chicot Road be rezoned from R-2, Single-Family District, to PD-R, Planned District – Residential, to allow a six (6)-unit apartment development. (Located in Ward 7)

The ordinance was read the first time. Director Adcock made the motion, seconded by Vice-Mayor Hines, to suspend the rules and place the ordinance on second reading. By voice vote of the Board Members present, with Director Wyrick voting in opposition, the rules were suspended and the ordinance was read a second time. Director Adcock made the motion, seconded by Vice-Mayor Hines, to suspend the rules and place the ordinance on third reading. By voice vote of the Board Members present, with Director Wyrick voting in opposition, the rules were suspended and the ordinance was read a third time.



Deshaun O'Neal: Stated that the area in question was an old, quiet neighborhood with low traffic. Ms. O'Neal stated that the site was small in nature and she did not see how they would be able to place six (6) units on the space and she feared that it would affect their property values.

Syed Ali: Stated that he was the applicant and had lived in the neighborhood for approximately fifteen (15) years. Mr. Ali stated that the proposed development was a nice project and not low-income housing. Mr. Ali stated that they had addressed the drainage issue and that he had complied with every recommendation from the City.

Steven Mann: Stated that he was the President of the Meadowcliff/Brookwood/Ponderosa Neighborhood Association and they had initially voted against the proposed development due to inadequate parking; however, the applicant had made alterations to the parking layout and they were satisfied with the changes. Mr. Mann stated that although they were satisfied with the changes, he would have preferred that the item would have been tabled so that the applicant could make a presentation that included the changes to the area residents in an effort to gain their support.

By roll call vote, the vote was as follows: Ayes: None. Nays: Hendrix; Webb; Peck; Wright; Wyrick; Kumpuris; Phillips; Adcock; and Vice-Mayor Hines. Present: Richardson. When asked if he would like to change his Present vote, Director Richardson indicated that he would like to change his vote from Present to Nay. The final roll call vote was as follows: Ayes: None. Nays: Hendrix; Richardson; Webb; Peck; Wright; Wyrick; Kumpuris; Phillips; Adcock; and Vice-Mayor Hines. By a vote of zero (0) ayes and ten (10) nays, **the ordinance failed.**

**21. ORDINANCE; Z-7091-C:** To reclassify property located in the City of Little Rock, Arkansas, amending the Official Zoning Map of the City of Little Rock, Arkansas; and for other purposes. *(Planning Commission: 7 ayes; 3 nays; 0 absent; and 1 open position) Staff recommends approval.*

**Synopsis:** The owner of the 11.66-acre property located at 810 Brookside Drive is requesting that the property be reclassified from PRD, Planned Residential Development, to MF-24, Multifamily District. (Located in Ward 4)

The ordinance was read the first time. Director Adcock made the motion, seconded by Director Wright, to suspend the rules and place the ordinance on second reading. By unanimous voice vote of the Board Members present, the rules were suspended and the ordinance was read a second time. Director Adcock made the motion, seconded by Vice-Mayor Hines, to suspend the rules and place the ordinance on third reading. By unanimous voice vote of the Board Members present, the rules were suspended and the ordinance was read a third time.

Brian Dell: Stated that he was with Joe White & Associates, who represented the applicant. Mr. Dell stated that the applicant was requesting to withdraw the application.

Vice-Mayor Hines made the motion, seconded by Director Webb, to withdraw Item 21 for Board consideration at the applicant's request. By unanimous voice vote of the Board Members present, **the motion was approved and Item 21 was withdrawn.**

**23. ORDINANCE; Z-9562:** To reclassify property located in the City of Little Rock, Arkansas, amending the Official Zoning Map of the City of Little Rock, Arkansas; and for other purposes. *(Deferred from April 20, 2021) (Planning Commission: 11 ayes; 0 nays; and 0 absent) Staff recommends approval. Staff recommends approval.*

**Synopsis: The owner of the 3.74-acre property located at 5804/5808 Baseline Road is requesting that the property be reclassified from R-2, Single-Family District, to C-3, General Commercial District. (Located in Ward 2)**

The ordinance was read the first time. Director Adcock made the motion, seconded by Vice-Mayor Hines, to suspend the rules and place the ordinance on second reading. By unanimous voice vote of the Board Members present, the rules were suspended and the ordinance was read a second time. Director Adcock made the motion, seconded by Vice-Mayor Hines, to suspend the rules and place the ordinance on third reading. By roll call vote, the vote was as follows: Ayes: Vice-Mayor Hines; Nays: Richardson; Webb; Peck; Wright; Wyrick; Kumpuris; Phillips; and Adcock. Present: Hendrix. When asked if she would like to change her Present vote, Director Hendrix indicated that she would like to change her vote from Present to Nay. The final roll call vote was as follows: Ayes: Vice-Mayor Hines; Nays: Hendrix; Richardson; Webb; Peck; Wright; Wyrick; Kumpuris; Phillips; and Adcock. By a vote of one (1) aye and nine (9) nays, **the motion failed and the ordinance was held on 2<sup>nd</sup> Reading.**

**M-3 ORDINANCE NO. 22,009:** To approve the action of Club Sway, Inc., located at 412 South Louisiana Street, Little Rock, Arkansas, in filing an application for operation as a Private Club permitted from the Arkansas Alcohol Beverage Control Division of the Arkansas Department of Finance and Administration; to comply with Ark., Code Ann. § 3-9-222(a)(1); **to declare an emergency;** and for other purposes. *Staff recommends approval.*

**Synopsis: The property located at 412 South Louisiana Street with business of Club Sway, Inc., is seeking Board of Directors approval of a Private Club License as defined by the Arkansas Alcohol Beverage Control. (Located in Ward 1)**

The ordinance was read the first time. Director Adcock made the motion, seconded by Director Wright, to suspend the rules and place the ordinance on second reading. By unanimous voice vote of the Board Members present, the rules were suspended and the ordinance was read a second time. Director Adcock made the motion, seconded by Director Wright, to suspend the rules and place the ordinance on third reading. By unanimous voice vote of the Board Members present, **the ordinance was approved.** By unanimous voice vote of the Board Members present, **the emergency clause was approved.**

Mayor Scott stated that the Chair entertained a recess of seven (7) minutes, and the Board went into recess for seven (7) minutes.

**M-4 ORDINANCE NO. 22,010:** To call a special election in the City of Little Rock, Arkansas, for September 14, 2021, on the question to levy a 1% Sales and Use Tax within the City of Little Rock, Arkansas, to provide that they levy shall commence on January 1, 2022; to prescribe other matters that pertain to the election; **to declare an emergency;** and for other purposes. *Staff recommends approval (1<sup>st</sup> Reading held on April 20, 2021)(2<sup>nd</sup> Reading held on April 27, 2021)(Deferred from May 4, 2021)(3<sup>rd</sup> Reading held on May 11, 2021)(Tabled from May 11, 2021)*

City Attorney Tom Carpenter stated that the ordinance had been read three (3) times to set the election for July 13, 2021; however the ordinance that was before the Board suggested that the election would be held on September 14, 2021. City Attorney Carpenter stated that when a matter was taken off the table, as it was at the beginning of the meeting, it came back to the Board in the same form that it was when it was placed on the table. Therefore, if the desire was to have the election on September 14, 2021,

there needed to be a motion made to amend the date before the vote was taken, or the Special Election would be set for July 13, 2021.

Director Webb made the motion, seconded by Director Richardson, to amend the ordinance to set September 14, 2021, as the date for the Special Election. By roll call vote, the vote was as follows: Ayes: Hendrix; Richardson; Webb; Peck; Wyrick; Kumpuris; and Phillips. Nays: Wright; Adcock; and Vice-Mayor Hines. By a vote of seven (7) ayes and three (3) nays, **the ordinance was amended to reflect September 14, 2021, as the date for the Special Election.**

Mayor Scott asked for the vote. Vice-Mayor Hines asked for a Point of Order regarding whether there would be discussion regarding the ordinance. Mayor Scott stated that the Chair would not entertain discussion and called for the vote.

By roll call vote, the vote was as follows: Ayes: Webb; Peck; Wyrick; Kumpuris; and Phillips. Nays: Wright; Adcock; and Vice-Mayor Hines: Present: Hendrix and Richardson. When asked if she would like to change her Present vote, Director Hendrix indicated that she would like to change her vote from Present to Aye. When asked if he would like to change his Present vote, Director Richardson indicated that he would like for his vote to remain as Present. The final roll call vote was as follows: Ayes: Hendrix; Webb; Peck; Wyrick; Kumpuris; and Phillips. Nays: Wright; Adcock; and Vice-Mayor Hines: Present: Richardson. By a vote of six (6) ayes, three (3) nays and one (1) Present, **the ordinance was approved.**

By roll call vote, the vote was as follows: Ayes: Webb; Peck; Wyrick; Kumpuris; and Phillips. Nays: Wright and Adcock. Present: Hendrix; Richardson; and Vice-Mayor Hines. When asked if she would like to change her Present vote, Director Hendrix indicated that she would like for her vote to remain as Present. When asked if he would like to change his Present vote, Director Richardson indicated that he would like for his vote to remain as Present. When asked if he would like to change his Present vote, Vice-Mayor Hines indicated that he would like to change his vote from Present to Nay. The final roll call vote was as follows: Ayes: Webb; Peck; Wyrick; Kumpuris; and Phillips. Nays: Wright; Adcock; and Vice-Mayor Hines: Present: Hendrix and Richardson. By a vote of five (5) ayes, three (3) nays and two (2) Present, **the emergency clause failed.**

City Attorney Carpenter stated that as a result of the emergency clause failing, the City Clerk would be delayed sending the ordinance to Pulaski County until July 14, 2021.

**M-5 ORDINANCE NO. 22,011:** To levy a 1% Sales and Use Tax within the City of Little Rock, Arkansas; to provide that the levy will commence on January 1, 2022; to prescribe other matters that pertain to the election; **to declare an emergency;** and for other purposes. *Staff recommends approval (1<sup>st</sup> Reading held on April 20, 2021)(2<sup>nd</sup> Reading held on April 27, 2021)(Deferred from May 4, 2021)*

City Attorney Carpenter stated that an amendment needed to be made in order to have the timeframe for the expiration of the tax to be in place.

Director Webb made the motion, seconded by Director Peck, to add a ten (10)-year sunset clause to the ordinance.

By roll call vote, the vote was as follows: Ayes: Hendrix; Webb; Peck; Wyrick; Kumpuris; Phillips; and Vice-Mayor Hines. Nays: Wright and Adcock. Present: Richardson. When asked if he would like to change his Present vote, Director Richardson indicated that he would like for his vote to remain as Present. The final roll call vote was as follows: Ayes: Hendrix; Webb; Peck; Wyrick; Kumpuris; Phillips; and Vice-Mayor Hines. Nays: Wright and Adcock. Present: Richardson. By a vote of seven (7) ayes, two (2) nays and one (1) Present, **the motion was approved and the ordinance was amended.**

By roll call vote, the vote was as follows: Ayes: Hendrix; Richardson; Webb; Peck; Wyrick; Kumpuris; and Phillips. Nays: Wright; Adcock; and Vice-Mayor Hines: By a vote of seven (7) ayes and three (3) nays, **the ordinance was approved as amended.**

By roll call vote, the vote was as follows: Ayes: Hendrix; Richardson; Webb; Peck; Wyrick; Kumpuris; and Phillips. Nays: Wright; Adcock; and Vice-Mayor Hines: By a vote of seven (7) ayes and three (3) nays, **the emergency clause failed.**

The Mayor called for a recess. Vice-Mayor Hines asked for a Point of Order regarding the fact that a recess must be voted on by the governing body. City Attorney Carpenter stated that it was a privilege motion.

Director Richardson made the motion, seconded by Director Webb, for the Board to take a short recess. By roll call vote, the vote was as follows: Ayes: Hendrix; Richardson; Webb; Peck; Wyrick; Kumpuris; and Phillips. Nays: Wright; Adcock; and Vice-Mayor Hines: By a vote of seven (7) ayes and three (3) nays, **the Board took a ten (10) minute recess.**

**M-6 RESOLUTION:** To state the uses of the 1% Rebuild the Rock Sales and Compensating Use Tax Funds upon approval of the Tax Levy by the voters at an election to be held September 14, 2021; and for other purposes. *Staff recommends approval.*

Vice-Mayor Hines made the motion, seconded by Director Wright, to table action on the resolution until July 6, 2021. By roll call vote, the vote was as follows: Ayes: Hendrix; Wright; Adcock; and Vice-Mayor Hines. Nays: Richardson; Webb; Peck; Wyrick; Kumpuris; and Phillips. By a vote of four (4) ayes and six (6) nays, **the motion failed.**

By roll call vote, the vote was as follows: Ayes: Webb; Peck; Wyrick; Kumpuris; and Phillips. Nays: Hendrix; Wright; Adcock; and Vice-Mayor Hines. Present: Richardson. When asked if he would like to change his Present vote, Director Richardson indicated that he would like for his vote to remain as Present. The final roll call vote was as follows: Ayes: Webb; Peck; Wyrick; Kumpuris; and Phillips. Nays: Hendrix; Wright; Adcock; and Vice-Mayor Hines. Present: Richardson. By a vote of five (5) ayes, four (4) nays and one (1) Present, **the resolution failed.**

City Attorney Carpenter stated that the Mayor could speak to vote when there was a tie; however, the Present vote would keep the vote from being registered as a tie vote. City Attorney Carpenter stated that once the vote had been announced, the vote could only be changed by a majority vote of the Board.

Director Phillips made the motion, seconded by Director Richardson, to expunge the vote. By roll call vote, the vote was as follows: Ayes: Richardson; Webb; Peck; Wyrick;

Kumpuris; and Phillips. Nays: Wright; Adcock; and Vice-Mayor Hines. Present: Hendrix. When asked if she would like to change her Present vote, Director Hendrix indicated that she would like for her vote to be changed from Present to Aye. The final roll call vote was as follows: Ayes: Hendrix; Richardson; Webb; Peck; Wyrick; Kumpuris; and Phillips. Nays: Wright; Adcock; and Vice-Mayor Hines. By a vote of seven (7) ayes and three (3) nays, **the motion to expunge the vote failed.**

Director Peck made the motion, seconded by Director Phillips, for the Board to go into Executive Session for the purpose of Board & Commission appointments. By unanimous voice vote of the Board Members present, **the Board went into Executive Session.**

#### **EXECUTIVE SESSION (Item 24)**

**24. RESOLUTION NO. 15,477:** A resolution to make appointments and reappointments to various City of Little Rock Boards and Commissions; and for other purposes.

**Synopsis:** Age-Friendly Commission (5 Positions); Animal Services Advisory Board (4 Positions); Arts & Culture Commission (2 Positions); Board of Adjustment (2 Positions); City Beautiful Commission (1 Position); Commission on Children, Youth and Families (3 Positions); Community Housing Advisory Board (8 Positions); Historic District Commission (3 Positions); Little Rock Port Authority (3 Positions); Little Rock Sustainability Commission (1 Position); Little Rock Water Reclamation Commission (2 Positions); MacArthur Military History Museum Commission (3 Positions); Oakland and Fraternal Historic Cemetery Park Board (4 Positions); Racial and Cultural Diversity Commission (2 Positions); and Rock Region Metropolitan Transit Authority Board of Directors (1 Position).

Age-Friendly Commission: Appointment of Debra Redding to serve her first four (4)-year At-Large Representative Term, said term to expire on May 21, 2025. By unanimous voice vote of the Board Members present, **the appointment was approved.**

Board of Adjustment: Reappointment of James Bertram to serve his second three (3)-year Little Rock Real Estate Board Representative Term, said term to expire on February 19, 2024. Reappointment of Austin Grinder to serve his second three (3)-year At-Large Term, said term to expire on February 19, 2024. By unanimous voice vote of the Board Members present, **the appointments were approved.**

City Beautiful Commission: Appointment of Robert Winchester to fill the unexpired At-Large Term of Robert Cushman, said term to expire on October 19, 2022. By unanimous voice vote of the Board Members present, **the appointment was approved.**

Commission on Children, Youth and Families: Appointment of Veletta Brown to serve her first three (3)-year At-Large Representative Term, said term to expire on May 31, 2024. By unanimous voice vote of the Board Members present, **the appointment was approved.**

Community Housing Advisory Board: Reappointment of Karyn B. Coleman to serve her second three (3)-year At-Large Term, said term to expire on June 2, 2024. Reappointment of Tiffany Meyers to serve her second three (3)-year Neighborhood Association Representative Term, said term to expire on June 2, 2024. Appointment of Andrea Fresh to serve her first three (3)-year For-Profit Corporation Representative Term, said term to expire on June 2, 2024. By unanimous voice vote of the Board Members present, **the appointments were approved.**

Historic District Commission: Appointment of Christina E. Aleman to serve her first three (3)-year MacArthur Park Historic District Representative Term, said term to expire on June 15, 2024. Appointment of Jonathan Nunn to serve his first three (3)-year At-Large

Term, said term to expire on June 15, 2024. By unanimous voice vote of the Board Members present, **the appointments were approved.**

Little Rock Port Authority: Reappointment of Robert Brown to serve his second five (5)-year term, said term to expire on July 6, 2026. Appointment of Tamika Edwards to serve her first five (5)-year term, said term to expire on July 6, 2026. By unanimous voice vote of the Board Members present, **the appointments were approved.**

Little Rock Sustainability Commission: Appointment of Ann Morshedi to fill the unexpired term of Miki Evansingston, said term to expire on February 5, 2022. By unanimous voice vote of the Board Members present, **the appointment was approved.**

Little Rock Water Reclamation Commission: Reappointment of Ganelle Blake to serve her second five (5)-year term, said term to expire on August 1, 2026. Appointment of Jonathan Semans to serve his first five (5)-year term, said term to expire on August 1, 2026. By unanimous voice vote of the Board Members present, **the appointments were approved.**

Oakland and Fraternal Historic Cemetery Park Board: Appointment of Mary McGehee to serve her first three (3)-year term, said term to expire on June 1, 2024. By unanimous voice vote of the Board Members present, **the appointment was approved.**

Racial and Cultural Diversity Commission: Appointment of Tim Campbell to serve his first three (3)-year Ward 1 Representative Term, said term to expire on March 31, 2024. By unanimous voice vote of the Board Members present, **the appointment was approved.**

Rock Region Metropolitan Transit Authority Board of Directors: Appointment of Heather Davis to fill the unexpired term of Jimmy Moses, said term to expire on August 26, 2023. By unanimous voice vote of the Board Members present, **the appointment was approved.**

## CITIZEN COMMUNICATION

There were no cards received from individuals wanting to speak during Citizen Communication.

Director Phillips made the motion, seconded by Director Peck, to adjourn the meeting. By unanimous voice vote of the Board Members present, **the meeting was adjourned.**

**ATTEST:**

**APPROVED:**

\_\_\_\_\_  
**Allison Segars, Deputy City Clerk**

\_\_\_\_\_  
**Frank Scott, Jr., Mayor**