

**Little Rock Board of Directors Meeting
April 17, 2018
6:00 PM**

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

PRESENTATIONS:

5A Boys Basketball State Champions – Parkview Arts and Science Magnet High School

CONSENT AGENDA (Items 1 - 13)

1. **MOTION:** To approve the minutes of the January 16, 2018, February 6, 2018, and February 20, 2018, Little Rock City Board of Directors Meetings.

2. **RESOLUTION NO. 14,760:** To authorize the City Manager to execute a contract with KForce Government Solutions, for a total amount of \$85,990.00, for the purchase of one (1) Trauma FX Whole Body Trauma Simulator to be utilized by the Little Rock Fire Department, the Little Rock Police Department and Metropolitan Emergency Medical Services; and for other purposes. *Staff recommends approval*

Synopsis: Authorizes the City Manager to enter into a contract with Force Government Solutions for the purchase of one (1) Trauma FX Whole Body Trauma Simulator to be utilized by the Little Rock Fire Department, the Little Rock Police Department and Metropolitan Emergency Medical Services.

3. **RESOLUTION NO. 14,761:** To authorize the City Manager to enter into a contract with Cruse Uniforms and Equipment, for the total amount of \$98,440.00, for the purchase of nine (9) L3 Night Vision Devices and Mounts for the Little Rock Police Department; and for other purposes. *Staff recommends approval*

Synopsis: Authorizes the City Manager to enter into a contract with Cruse Uniforms and Equipment for the purchase of nine (9) L3 Night Vision Devices and Mounts for the Little Rock Police Department.

4. **RESOLUTION NO. 14,762:** To authorize the City Manager to enter into a contract with Gene Summers Construction, Inc., in an amount not to exceed \$75,432.00, for the construction of improvements to 18th Street, from Washington Street to Peyton Street; and for other purposes. *(Funding from the 2012 3/8-Cent Capital Improvement Sales Tax) Staff recommends approval*

Synopsis: To authorize the City Manager to execute an agreement with Gene Summers Construction, Inc., for construction of improvements to 18th Street, Washington Street to Peyton Street, Project No. 16-1-ST-8, Bid No. 18008. (Located in Ward 1)

5. **RESOLUTION NO. 14,763:** To authorize the City Manager to enter into a contract Gene Summers Construction, Inc. in an amount not to exceed \$301,132.20, for Otter

Creek at Stagecoach Road Drainage Improvements; and for other purposes. *(Funding from the 2012 3/8-Cent Capital Improvement Sales Tax) Staff recommends approval*

Synopsis: To authorize the City Manager to execute an agreement with Gene Summers Construction, Inc., for Otter Creek at Stagecoach Road Drainage Improvements, Project No. 16-7-ST-140, Bid No. 18009. (Located in Ward 7)

6. RESOLUTION NO. 14,764: To express the willingness of the City of Little Rock, Arkansas, to utilize Federal-Aid Recreational Trail Funds and to authorize the Mayor and City Manager to execute any and all necessary agreements and contracts for its administration; and for other purposes. *Staff recommends approval*

Synopsis: To authorize the City Manager to apply for a Recreational Trails Program Non-Motorized Trails Grant from the Arkansas Department of Transportation for trail enhancements at Boyle Park. (Located in Ward 6)

7. RESOLUTION NO. 14,765: To express the willingness of the City of Little Rock, Arkansas, to utilize Federal-Aid Transportation Alternative Programs Funds and to authorize the Mayor and City Manager to execute any and all necessary agreements and contracts for its administration; and for other purposes. *Staff recommends approval*

Synopsis: A resolution authorizing the City Manager to utilize Federal-Aid Transportation Alternatives Program funds for a Multi-Use Trail Connection Project through Allsopp Park from the Arkansas River Trail to Kavanaugh Boulevard. (Located in Ward 3)

8. RESOLUTION NO. 14,766: To express the willingness of the City of Little Rock, Arkansas, to utilize Federal-Aid Transportation Alternative Programs Funds and to authorize the Mayor and City Manager to execute any and all necessary agreements and contracts for its administration; and for other purposes. *Staff recommends approval*

Synopsis: Authorizes the City Manager or his designated representative to apply for and if received, execute agreements with the Arkansas Department of Transportation for a Transportation Alternative Program Grant for bicycle and pedestrian improvements from Cedar Hill Road, between Allsopp Park and Riverfront Drive. (Located in Ward 3)

9. RESOLUTION NO. 14,767: To express the willingness of the City of Little Rock, Arkansas, to utilize Federal-Aid Transportation Alternative Programs Funds and to authorize the Mayor and City Manager to execute any and all necessary agreements and contracts for its administration; and for other purposes. *Staff recommends approval*

Synopsis: Authorizes the City Manager, or his designated representative, to apply for an Arkansas Department of Transportation for a Transportation Alternative Program Grant to fund a Master Complete Streets Plan that will inform the implementation of the Complete Streets Ordinance (Ordinance No. 21,029).

10. RESOLUTION NO. 14,768: To authorize the City Manager to enter into a contract with Mark McLarty Ford Lincoln, for a total purchase price of \$84,361.20, for the purchase of one (1), Three (3) Cubic-Yard Dump Truck for the Public Works Department; and for other purposes. *Staff recommends approval*

Synopsis: To authorize the City Manager to enter into a contract with Mark McLarty Ford Lincoln for the purchase of a Three (3) Cubic-Yard Dump Truck for the Public Works Department.

11. RESOLUTION NO. 14,769: To authorize the City Manager to enter into an agreement with American Structure, Inc., in an amount not to exceed \$1,316,240.40, for the construction of the Colobus/Serval Exhibit at the Little Rock Zoo; and for other purposes. *(Funding from the 2012 3/8-Cent Capital Improvement Sales Tax) Staff recommends approval.*

Synopsis: To authorize the City Manager to execute a contract with American Structure, Inc. to perform Construction of the Colobus/Serval Building at the Little Rock Zoo.

12. RESOLUTION NO. 14,770: To authorize entry into a Contractual Agreement with the Arkansas State Fair Association for the use and expenditure of Capital Improvement Sales and Compensating Use Tax proceeds; and for other purposes. *(Funding from the 2012 3/8-Cent Capital Improvement Sales Tax) Staff recommends approval.*

Synopsis: To formalize in writing the agreement between the City and the Arkansas State Fair Association for the use of up to \$3 million in Capital Improvement Sales and Compensating Use Tax proceeds.

13. RESOLUTION NO. 14,771: To authorize the City Manager to enter into a lease for property owned by the Institute of Basic Life Principals, Inc., in the amount of \$148,400.00, to provide downtown office space for the Little Rock Police Department for a period of one (1)-year; and for other purposes. *Staff recommends approval.*

Synopsis: The Little Rock Police Department is requesting approval to enter into a one (1)-year lease agreement for office space located at 300 East Roosevelt Road for use by the Special Operations Division.

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

GROUPED ITEMS (Items 14 - 15)

14. ORDINANCE NO. 21,579: To authorize the City Manager to dispense with the requirement of competitive bidding and enter into a Sole-Source Contract with Socrata, Inc., in an amount not to exceed \$90,871.20, plus applicable taxes and fees, for the Annual Software Subscription and Maintenance Renewal; and for other purposes. *Staff recommends approval*

Synopsis: To authorize City Manager to dispense with competitive bids and enter into a Sole-Source Contract with Socrata, Inc.

15. ORDINANCE NO. 21,580: To declare it impractical and unfeasible to bid; to authorize the City Manager to issue a Purchase Order to Axcon Enterprises, Inc., in the amount of \$72,062.73, for the purchase of eighteen (18) Less-Than-Lethal Electronic Control Devices for the Little Rock Police Department; and for other purposes. *Staff recommends approval*

Synopsis: The Little Rock Police Department is requesting approval to award a Sole-Source Ordinance to Axon Enterprise, Inc., as the sole manufacturer for Less-Than-Lethal Electronic Control Devices and to purchase eighteen (18) Tasers, 700 cartridges, and 100 training cartridges.

The ordinances were read a first time. Director Adcock made the motion, seconded by Director Wright, to read the ordinances a second time. By unanimous voice vote of the Board Members present, the ordinances were read a second time. Director Adcock 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.**

DISCUSSION ITEMS (Item 16)

16. DISCUSSION: Discussion of whether to appeal City of Little Rock versus the Arkansas Ethics Commission.

Director Adcock asked City Attorney Tom Carpenter to outline the Board's options. City Attorney Carpenter stated that the Judgement was filed on March 26, 2018, which meant that the Notice of Appeal had to be filed by April 25, 2018 (or thirty (30) days). City Attorney Carpenter stated that if it was not filed by April 25, 2018, then there would be no basis, or ability, for Appeal. City Attorney Carpenter stated that Judge Tim Fox ruled that notwithstanding the State Law's definition that a person became a candidate for office when they took a substantial step towards seeking that office, which could include the raising of funds, neither of the individuals in question were considered candidates. City Attorney Carpenter stated that he felt the ruling was erroneous and that it could possibly trigger the City's ordinance; however, he did not feel like it would be treated as an election case, nor would it be decided beforehand. City Attorney Carpenter stated that the Board had the option of appealing to see if the City could win on that argument. City Attorney Carpenter stated that if the City won, the case would be sent back for a trial to determinate if the individuals in question were candidates and whether or not the Declaratory Judgement applied. City Attorney Carpenter stated that there was concern regarding what action to take on the City's current ordinance, i.e, amending, appealing, or passing a new ordinance all together. City Attorney Carpenter stated that there were some changes that could be made to the ordinance that would make clear what constituted a candidate.

Director Wyrick made the motion, seconded by Director Wright, to amend the ordinance at a later date. By roll call vote, the vote was as follows: Ayes: Peck; Hines; Wright; Wyrick; Fortson; and Adcock. Nays: Hendrix and Vice-Mayor Webb. Present: Richardson. Absent: Kumpuris. When asked if he would like to change his Present vote, Director Richardson indicated that he would not like to change his Present vote. The final roll call vote was as follows: Ayes: Peck; Hines; Wright; Wyrick; Fortson; and Adcock. Nays: Hendrix and Vice-Mayor Webb. Present: Richardson. Absent: Kumpuris. By a vote of six (6) ayes, two (2) nays, one (1) Present, and one (1) absent, **the motion was approved.**

Jim Lynch, 16 Lenon Drive: Stated that he supported amending the City's current ordinance to force the issue and get clean elections back on track.

Russ Racop, 301 Alamo Drive: Stated that he would like to see the amendment made that candidates for Mayor and the Board of Directors could not accept funds from Political Action Committees.

CITIZEN COMMUNICATION

Russ Racop, 301 Alamo Drive: LRPD

Little Rock Board of Directors Meeting
April 17, 2018
6:00 PM

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

ATTEST:

APPROVED:

Allison Segars, Deputy City Clerk

Mark Stodola, Mayor