

**Little Rock Board of Directors Meeting
December 18, 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. City Clerk Susan Langley called the roll with the following Directors present: Richardson; Peck; Hines; Wright; Wyrick; Kumpuris; Fortson; Adcock; Vice-Mayor Webb; and Mayor Stodola. Directors Absent: Hendrix. Director Doris Wright delivered the invocation followed by the Pledge of Allegiance.

PRESENTATIONS

Little Rock Christian Academy
5A Football State Champions
NUSA Christmas Drawing
Centennial of the Birth of Charles Bussey, Jr. Proclamation

Mayor Stodola read into the record a proclamation honoring the 100th Birthday of former Mayor Charles E. Bussey, Jr.

Know Ye All People by These Present Greetings

WHEREAS, Charles E. Bussey, Jr., was born on December 18, 1918, in Stamps, Arkansas, and moved to Little Rock after attending Bishop College and serving in the Army in World War II; and,

WHEREAS, Mr. Bussey worked to encourage other African-American veterans of the war to be engaged in Little Rock's civic life; and,

WHEREAS, Mr. Bussey was the first African-American Sherriff's Deputy in Pulaski County, serving from 1950 to 1969 and helped organize and manage the Junior Deputy Baseball Program; and,

WHEREAS, in November 1981, Charles E. Bussey, Jr., was named Mayor of Little Rock, becoming the first African-American to ever hold that position; and,

WHEREAS, Mr. Bussey served a total of twenty (20) years on the City of Little Rock Board of Directors, including a record 8½ years as Assistant Mayor; and,

WHEREAS, Charles E. Bussey, Jr., counted among his friends everyone from U.S. Senator Ted Kennedy, Congressman Wilbur Mills and poet Maya Angelou, to the thousands of youth who participated in programs he championed; and,

WHEREAS, Mr. Bussey organized and produced the "Center Stage" television show and was influential in negotiating the formation of the Black Access Channel 14 in Little Rock, he was active in numerous civic and fraternal organizations; and,

WHEREAS, Charles E. Bussey, Jr., married Maggie B. Clark on October 6, 1945. The couple had two (2) sons and were married for over fifty (50) years until his passing on June 15, 1996; and,

WHEREAS, among the accolades received since his passing are induction into the Arkansas Black Hall of Fame, inclusion in the Arkansas Civil Rights Heritage Trail and the August 2005 renaming of 20th Street in Little Rock to Charles Bussey Avenue; and,

WHEREAS, December 18, 2018, marks 100 years since the birth of the trailblazing public servant who was Charles Bussey, Jr.

NOW, THEREFORE, We, Mark Stodola, Mayor of the City of Little Rock, Arkansas, and Bruce T. Moore, City Manager of the City of Little Rock, Arkansas, do hereby proclaim this day as a commemoration of the

“Centennial of the Birth of Charles E. Bussey, Jr.”

In the City of Little Rock and call upon the citizens to join in expressing appreciation of the life and legacy of this man who was described as “A man for his time, in extraordinary times.”

IN WITNESS THEREOF, we have hereunto set our hands and caused the seal of the City of Little Rock to be affixed on this 18th day of December, in the year of our Lord, 2018.

Mark Stodola, Mayor

Bruce T. Moore, City Manager

ADDITIONS:

M-1 ORDINANCE: To clarify that Prevention, Intervention and Treatment Programs for youth can be provided in a manner that limits a specific program to one (1) gender if it is determined by the Commission on Children, Youth and Families that it is appropriate to do so; **to declare an emergency**; and for other purposes.

Director Adcock made the motion, seconded by Director Wright, to add Item M-1 to the Grouped Items. By unanimous voice vote of the Board Members present, **Item M-1 was added to the Grouped Items.**

CONSENT AGENDA (Items 1 - 13)

1. RESOLUTION NO. 14,906; Z-9369: To set January 22, 2019, as the date of public hearing on an appeal of the Planning Commission's action in denying a Conditional Use Permit to allow a Subdivision Management Office/Community Building to be located on R-2, Single-Family District, zoned property located within the Valley Springs Cottages Subdivision, located at the southwest corner of Geyer Springs Road and Valley Drive, in the City of Little Rock, Arkansas; and for other purposes.

2. RESOLUTION NO. 14,907: To require the 2018 Audit to be performed in accordance with the guidelines and format prescribed by the Governmental Accounting Standards Board, the American Institute of Certified Public Accountants and the United States Government Accountability Office; and for other purposes. *Staff recommends approval.*

Synopsis: The resolution requires that the 2018 Audit be performed in accordance with guidelines and formats prescribed by the Governmental Accounting Standards Board, the American Institute of Certified Public Accountants and the United States Government Accountability Office.

3. RESOLUTION NO. 14,908: To authorize the City Manager to enter into an agreement with BKD, LLP, to provide Certified Public Accounting Services to the City of Little Rock, Arkansas, for the period ended 2018 - 2022; and for other purposes. *Staff recommends approval.*

Synopsis: Adoption of a resolution to authorize the City Manager to enter into an agreement with BKD, LLP, to provide Certified Public Accounting Services to the City for 2018 with annual contract renewals from 2019-2022. Upon successful completion of the 2022 Fiscal Year Audit, the Board of Directors may exercise an option to extend the agreement for two (2) additional Fiscal Years, 2023 and 2024.

4. RESOLUTION NO. 14,909: To authorize the City Manager to enter into a contract with the Pulaski County Special School District, for a School Resource Officer Program in the Pulaski County Special School District, for the 2018-2019 School Year beginning July 1, 2018, and ending June 30, 2019; and for other purposes. *Staff recommends approval.*

Synopsis: The Little Rock Police Department seeks approval to authorize the City Manager to enter into a contract with the Pulaski County Special School District for a School Resource Officer Program in the Pulaski County Special School District at Joe T. Robinson Middle and High Schools, for the 2018-2019 school year. Absent termination by the City or Pulaski County Special School District, the Agreement shall be renewed for an additional one (1)-year term.

5. RESOLUTION NO. 14,910: To authorize the City Manager to enter into a contract with Landscape Structures, Inc., for a total contract amount of \$464,078.56, for the construction and installation of four (4) new playgrounds located at Hanger Hill, Kanis, Ottenheimer and Reservoir Parks; and for other purposes. *Staff recommends approval.*

Synopsis: A resolution to authorize the City Manager to execute a contract with Landscape Structures, Inc., for the construction of four (4) new playgrounds located at Hanger Hill, Kanis, Ottenheimer and Reservoir Parks.

6. RESOLUTION NO. 14,911: To authorize the City Manager to enter into a Public Agency Service Agreement to provide Fleet Maintenance, Repair and Fueling Services for Little Rock Convention and Visitors Bureau Vehicles and Equipment; and for other purposes. *Staff recommends approval.*

Synopsis: A resolution to authorize the City Manager to execute a Public Agency Service Agreement with the Little Rock Convention and Visitors Bureau to provide fleet maintenance, mechanical repairs, body work and fueling service for their fleet of eight (8) vehicles. This

agreement will have a term of one (1)-year, with the option to renew for five (5) additional one (1)-year terms.

7. RESOLUTION NO. 14,912: To authorize the City Manager to enter into contracts to provide Prevention and Intervention and Treatment Funds for After-School/Out-of-School Time Positive Prevention Programs for 2019, as endorsed by the Commission on Children, Youth and Families; and for other purposes. *Staff recommends approval.*
Synopsis: A resolution authorizing the City Manager to enter into a contract with one (1) non-profit organization to provide After-School/Out-of-School Time Positive Prevention Programs.

8. RESOLUTION NO. 14,913: To authorize the City Manager to enter into contracts to provide Prevention and Intervention and Treatment Funds for After-School/Out-of-School Time Youth Intervention Programs for 2019, as endorsed by the Commission on Children, Youth and Families; and for other purposes. *Staff recommends approval.*
Synopsis: A resolution authorizing the City Manager to enter into Enter into contracts with two (2) non-profit organizations to provide After-School/Out-of-School Time Youth Intervention Programs.

9. RESOLUTION NO. 14,914: To certify Local Government Endorsement of United Parcel Service, Inc., located at 5501 Fourche Dam Pike, Little Rock, Arkansas, to participate in the Arkansas Tax Back Program, as authorized by Ark. Code Ann. § 15-4-2706(D) of the Consolidated Incentive Act of 2003; and for other purposes.

10. RESOLUTION NO. 14,915: To authorize the City Manager to enter into a contract with American Structure, Inc., in an amount not to exceed \$161,331.50, to build a Quarantine Area as an additional to the Little Rock Animal Village; and for other purposes. *Staff recommends approval.*
Synopsis: A resolution to authorize the City Manager to enter into a contract with American Structure, Inc., for the addition of a Quarantine Area at the Little Rock Animal Services Facility.

11. RESOLUTION NO. 14,916: To authorize the City Manager to execute a contract with Enterprise FM Trust in an amount not to exceed \$1,885,000.00, plus applicable taxes and fees, for an Annual Purchase Order to lease seventy-one (71) vehicles for Year 2 of the Five (5)-Year Replacement Plan for the Little Rock Police Department; and for other purposes. *Staff recommends approval.*
Synopsis: A resolution to authorize the City Manager to award an Annual Purchase Order to Enterprise Fleet Management, Inc., for the leasing of seventy-one (71) vehicles to be used by the Little Rock Police Department.

12. RESOLUTION NO. 14,917: To ratify reappointments to the Central Arkansas Library Systems Board of Trustees; and for other purposes.
Synopsis: Reappointment of John Bush to serve his second three (3)-year term. Reappointment of Nancy Rousseau to serve her second three (3)-year term.

13. RESOLUTION NO. 14,918: To ratify an appointment to the Little Rock Advertising and Promotion Commission; and for other purposes.
Synopsis: Appointment of Yogesh Asudani to serve his first four (4)-year Industry Position term.

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 – 18 and Item M-1)

14. ORDINANCE NO. 21,678; A-333: To accept the CP&T Lawson Annexation, to add certain lands to the City of Little Rock, Arkansas; and for other purposes. *Planning Commission: 6 ayes; 0 nays; and 5 absent. Staff recommends approval.*

Synopsis: The annexation of some 0.65 acres plus or minus behind 12620 Lawson Road to the City of Little Rock. The area is wooded and undeveloped. It is the back portion of a tract within the City on which the owner wishes to locate his extermination business. (Located in Ward 6)

15. ORDINANCE NO. 21,679; LU18-19-01: To amend the Land Use Plan in the Chenal Planning District northeast of Rahling Road and Kirk Road intersection from RL, Residential Low Density to O, Office; and for other purposes. *Planning Commission: 6 ayes; 0 nays; and 5 absent. Staff recommends approval.*

Synopsis: To approve Land Use Plan amendments in the Chenal Planning District at northeast of Rahling Road and Kirk Road Intersection from Residential Low Density to Office Use for future development. (Located in Ward 5)

16. ORDINANCE NO. 21,680; Z-9372: 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: 6 ayes; 0 nays; and 5 absent. Staff recommends approval.*

Synopsis: The owner of the 5.9-acre property located on the north side of Rahling Road, east of Kirk Road is requesting that the property be reclassified from R-2, Single-Family District, to O-3, General Office District. (Located in Ward 5)

17. ORDINANCE NO. 21,681; Z-9370: 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: 6 ayes; 0 nays; and 5 absent. Staff recommends approval.*

Synopsis: The owner of the 0.685-acre property located at 8900 South Heights Road is requesting that the property be reclassified from R-2, Single-Family District, to C-1, Neighborhood Commercial District. (Located in Ward 2)

18. ORDINANCE NO. 21,682: To abolish and dissolve the Little Rock, Arkansas (Heifer International Project) Public Facilities Board; prescribing other matters relating thereto; **to declare an emergency**; and for other purposes.

M-1 ORDINANCE NO. 21,685: To clarify that Prevention, Intervention and Treatment Programs for youth can be provided in a manner that limits a specific program to one (1) gender if it is determined by the Commission on Children, Youth and Families that it is appropriate to do so; **to declare an emergency**; and for other purposes.

The ordinances were read the 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**. By unanimous voice vote of the Board Members present, **the emergency clause for Item 16 was approved**.

SEPARATE ITEMS (Items 19 - 21)

19. RESOLUTION NO. 14,919: To extend a contract with the Little Rock Regional Chamber of Commerce, in an amount not to exceed \$300,000.00, to provide Economic Development Consulting Services; and for other purposes.

Jay Chesshir, President & CEO of the Little Rock Regional Chamber of Commerce, provided an overview to the Board regarding the Chamber's on-going efforts concerning Economic Development. Mr. Chesshir stated that the Chamber's approach focused on the following five (5) areas:

1. Business Expansion and Retention
 - 112 Company visits, representing over 35,000 employees.
 - Three (3) industry surveys completed in 2018 and three (3) industry surveys planned in 2019 (Advances Manufacturing & Distribution; Healthcare; Information Technology; Financial Services; Entergy Technologies; and Constriction.
2. Business Attraction
 - Forty-Nine (40) Total Prospects – Thirty-four (34) new locations and fifteen (15) Expansions.
 - Forty-Three (43) Prospect Visits
 - Seventeen (17) Marketing Trips – Site Selection Conference; Trade Shows; and Trips to Corporate Headquarters & Consultant Offices.
 - Fifteen 15 Projects Completed.
3. Small Business Growth and Entrepreneurship
 - Graduation of 3rd FinTech Accelerator Powered by FIS and funding commitment for 4th cohort from Governor & FIS.
 - Announcement of ICBA ThinkTECH Network.
 - Remix Ideas Pitch Competition.
 - Full Occupant of Little Rock Tech Park.
 - Bond.AI wins Finovate 2018.
 - Major FinTech Company Announcements – BankLabs; LumoXchange; and Gas Pos.
4. Regionalism
 - Representing twelve (12)-county Central Arkansas economic development area.
 - Primarily focused on lead generation to increase business attraction.
 - Board made up of economic development professionals with a committee structure for decision making.
 - 2018 Achievements: DCI Regional Brand Study and Marketing Blueprint; Site Consultant Familiarization Tour.
5. Workforce Development & Education
 - Caterpillar.
 - ✓ Press announcement for expansion of two (2) new lines and 250 employees.
 - ✓ Coordination between CAT, the Chamber, two (2) Workforce Boards and UA-Pulaski Tech to market and promote the job opportunities.

- ✓ Multiple informational sessions for potential employees within the region with resume assistance provided by local workforce agencies – 100 applicants attended.
- ✓ On-site hiring even on Saturday morning with resume assistance provided by local workforce agencies – 550 applicants attended.
- Manufacturing Hiring Event.
 - ✓ Chamber Economic Development Team coordinated fourteen (14) manufacturers collaborated and hosted a manufacturing hiring even representing more than 200 available job opportunities.
 - ✓ The Chamber coordinated the even in partnership with the two (2) Workforce Boards, Goodwill of Arkansas and UA-Pulaski Tech to market and promote the job opportunities.
 - ✓ Hiring Event held on October 31, 2018, and 613 applicants attended.
 - ✓ Resume assistance was provided and many job seekers left with interviews scheduled for that same week.

Russ Racop, 301 Alamo Drive: Stated that he didn't agree with providing the Chamber with City funds.

Director Kumpuris made the motion, seconded by Director Wright, to call the question on the vote. By voice vote of the Board Members present, with Director Richardson and Vice-Mayor Webb voting in opposition, **the question to vote was called.**

Director Adcock made the motion, seconded by Director Wright, to approve the resolution. By voice vote of the Board Members present, with Vice-Mayor Webb voting in opposition and Director Richardson voting Present, **the resolution was approved.**

20. ORDINANCE NO. 21,683: To provide for and to adopt the 2019 Budget for the City of Little Rock, Arkansas, for the period beginning January 1, 2019, and ending December 31, 2019; to appropriate resources and uses for every expenditure item and fund; **to declare an emergency**; and for other purposes. *(1st & 2nd Reading was held on December 11, 2018) Staff recommends approval.*

The ordinance was read for 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 for was approved.**

The Mayor turned the gavel over to Vice-Mayor Webb and left the Board Chambers.

21. ORDINANCE NO. 21,684: To establish parameters for the Retirement Benefits for the Mayor of the City of Little Rock, Arkansas; to provide Spousal Benefits for the widow of a Little Rock Mayor; **to declare an emergency**; and for other purposes. *(1st Reading was held on December 11, 2018) Staff recommends approval.*

Synopsis: To establish that the retirement program for the Mayor will be the 2014 Defined Benefit Plan.

The ordinance was read for a second time. Director Hines made the motion, seconded by Director Kumpuris, 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 Adcock asked that City Attorney Tom Carpenter provide an explanation of the proposed ordinance. City Attorney Carpenter stated that Arkansas State Law mandated that a person that had served as a Mayor for a period of ten (10) years, upon reaching the age of sixty (60), would be entitled to a ½-salary benefit, or a minimum of \$250. City Attorney Carpenter, stated that in 2007, the Board referred to the people an ordinance that provided the Mayor with added powers and the Statutes associated with the ordinance stated that the Mayor would receive salary and benefits comparable to the highest paid Municipal Official. City Attorney Carpenter stated that in 2007 after the ordinance went into effect, a private Retirement Plan was started for Mayor Stodola and he made contributions that were matched by the City. City Attorney Carpenter stated that after an internal review, it was determined that Mayor Stodola's Retirement Plan should be administered through the Defined Benefit Plan that was adopted by the Board in 2014. City Attorney Carpenter stated that an amendment to the plan documents would be required to set up a sub chapter for the position of Mayor. City Attorney Carpenter stated that mid-year a report would be made that stated that the earnings on the plan met a certain target trigger that dealt with the Consumer Price Index, and if it did, then a Cost of Living Adjustment (COLA) of up to 5% would be awarded.

City Attorney Carpenter stated that if the ordinance was approved, then the \$400,000 that the City had put into the Mayor's Retirement Plan since 2007 would be transferred to the City's Defined Benefit Plan. Director Adcock asked what would be the cost to the City. Jodi Carreiro, the Actuary for the Pension Trust that provides the Defined Benefit Plan for all non-uniform employees, stated that the cost of the Statutory Benefit would be approximately \$800,000. Mr. Carreiro stated that the proposed ordinance included the base Statutory Benefit, the COLA that was in the Defined Benefit Plan and the Survivor Benefit, which was paid for through an actuarial deduction. Mr. Carreiro stated that with the COLA that was included in the plan, the total cost would be approximately \$890,000 less the \$400,000 from the Mayor's current Retirement Plan, for a total of \$490,000 for which the City would be responsible. Director Kumpuris stated that the current plan could be maintained and funded out of the General Fund at a greater cost, or the funds could be transferred into the City's Defined Benefit Plan.

Director Kumpuris made the motion, seconded by Director Wright, to call the question on the vote. By roll call vote, the vote was as follows: Ayes: Hines; Wright; Kumpuris; and Fortson. Nays: Richardson; Peck; Wyrick; Adcock; and Vice-Mayor Webb. Absent: Hendrix. By a vote of four (4) ayes, five (5) nays and one (1) absent, **the question to call the vote failed.**

Russ Racop, 301 Alamo Drive: Stated that he felt that any decisions that were made needed to be done so in the best interest of the City and not the Mayor.

Director Hines made the motion, seconded by Director Wright, to call the question on the vote. By voice vote of the Board Member present, with Director Richardson voting in opposition, **the question to call the vote passed.**

By roll call vote, the vote was as follows: Ayes: Peck; Hines; Wright; Kumpuris; Fortson; and Adcock. Nays: Wyrick and Vice-Mayor Webb. Present: Richardson. Absent: Hendrix. When asked if he would like to change his Present vote, Director Richardson stated that he would like for his vote to remain Present. The final roll call vote was as follows: Ayes: Peck; Hines; Wright; Kumpuris; Fortson; and Adcock. Nays: Wyrick and Vice-Mayor Webb. Present: Richardson. Absent: Hendrix. By a vote of six (6) ayes, two (2) nays, one (1) Present and one (1) absent, **the ordinance was approved**. By voice vote of the Board Members present, with Director Wyrick voting in opposition, **the emergency clause for was approved**.

Director Wright asked when the subject regarding the Mayor's Vacation Payout would be discussed and would the Board vote on the payout. City Attorney Carpenter stated the State Statute indicated that the Mayor would receive comparable to what the City Manager received in terms of vacation buyout at the end of employment. City Attorney Carpenter stated that if there was not question regarding the buyout, then the Mayor would be paid accordingly; however, if there were a question, a Board Member would need to bring it up for discussion.

Director Wright stated that she would like to change her vote on the previous ordinance to Nay. City Attorney Carpenter stated that due to the fact that the ordinance had just been passed, the request to change a vote would require unanimous consent from the Board Members present.

Director Peck stated that she would like to defer any discussion on the Mayor's Vacation Payout until the Vacation Payout for the District Judges was resolved. Director Peck made the motion, seconded by Director Wright, to table the discussion regarding the Mayor's Vacation Payout until the January 29, 2019, Board of Directors Agenda Meeting. By unanimous voice vote of the Board Members present, **the motion was approved**.

The Mayor returned to the Board Chambers.

REPORTS (Item 22)

22. REPORT: 3rd Quarter Financial Report – Sara Lenehan, Finance Department Director.

Director Hines made the motion, seconded by Director Wright, to defer the 3rd Quarter Financial Report until the January 15, 2019, Board of Directors Agenda Meeting. By unanimous voice vote of the Board Members present, **the report was deferred until January 15, 2019**.

CITIZEN COMMUNICATION

Russ Racop, 301 Alamo Drive: Mayor's Legacy.

Little Rock Board of Directors Meeting
December 18, 2018
6:00 PM

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

ATTEST:

APPROVED:

Susan Langley, City Clerk

Frank Scott, Jr., Mayor