

**Little Rock Board of Directors Meeting  
December 17, 2013  
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: Hendrix; Hurst; Cazort; Hines; Wyrick; Kumpuris; Fortson; Adcock; Vice-Mayor Wright; and Mayor Stodola. Directors absent: Richardson. Director Erma Hendrix delivered the invocation, which was followed by the Pledge of Allegiance.

**CONSENT AGENDA: (Items 1 – 7)**

**1. RESOLUTION NO. 13,815; G-24-043:** To set January 7, 2014, as the date of public hearing on the request to abandon a twenty (20)-foot wide easement located on the common lot line of Lot 1 Love Addition and Lot 1R Campbell Replat Number 2, in the City of Little Rock, Arkansas; and for other purposes. *Staff recommends approval.*

**2. RESOLUTION NO. 13,816:** To authorize the City Manager to enter into a contract with Sunbelt Fire, in the amount of \$596,265.00, for the purchase of one (1) E-One Cyclone II Fire Rescue Unit, utilizing the Houston-Galveston Area Council Cooperative Purchasing Agreement; and for other purposes. *Staff recommends approval.*  
**Synopsis:** Approval of a resolution authorizing the City Manager to enter into a contract with Sunbelt Fire in the amount of \$596,265.00 to purchase one (1) E-One Cyclone II Fire Rescue Unit that will replace the current Urban Search and Rescue unit for the Little Rock Fire Department.

**3. RESOLUTION NO. 13,817:** To require the 2013 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 2013 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.

**4. RESOLUTION NO. 13,818:** To accept title to property located in Section 33, Township 1 North Range 13 West located within the City of Little Rock, Pulaski County, Arkansas, to be donated to the City of Little Rock, Arkansas, by the International Union of Operating Engineers by warranty deed, to be used for public purposes; and for other purposes. *Staff recommends approval.*  
**Synopsis:** A resolution to authorize the acceptance of a land donation from International Union of Operating Engineers for the purpose of improving trail access in Fourche Creek Area and watershed protection.

**5. RESOLUTION NO. 13,819:** To award a contract to River City Construction, PLLC, for the renovation of the Chimp Exhibit at the Little Rock Zoo; to authorize the City Manager to enter into a contract with River City Construction, PLLC, for such services; and for other purposes. *Staff recommends approval.*  
**Synopsis:** The resolution authorizes the City Manager to execute a contract in the amount of \$289,988.95, plus 10% authorized for possible change orders, with River City Construction, PLLC, for

renovation and upgrades to the chimp exhibit including the installation of artificial fabricated gunite pools, pond liners, earthwork, masonry walls, climbing structure and landscaping.

**6. RESOLUTION NO. 13,820:** To award a contract to 21<sup>st</sup> Century Lawn Care, Little Rock, to provide mowing and grounds maintenance services at the Oakland & Fraternal Historic Cemetery Park; to authorize the City Manager to enter into a contract with 21<sup>st</sup> Century Lawn Care for such services; and for other purposes. *Staff recommends approval.*  
**Synopsis:** This resolution awards a contract to 21<sup>st</sup> Century Lawn Care, Little Rock, for lawn mowing and grounds maintenance services at the Oakland & Fraternal Historic Cemetery Park. The resolution authorizes the City Manager to enter into a contract, in a form acceptable to the City Attorney, for such services to 21<sup>st</sup> Century Lawn Care, Little Rock.

**7. RESOLUTION NO. 13,821:** To authorize the Mayor City Clerk and City Manager to execute any documents needed for the City to lease certain property located at 3719 Batesville Pike, North Little Rock, Arkansas, for emergency communications purposes; and for other purposes. *Staff recommends approval.*  
**Synopsis:** The resolution authorizes the Mayor, Clerk and City Manager to execute, as appropriate, any documents needed for the City to lease from Ron Gangluff a certain tower site property located at 3719 Batesville Pike in North Little Rock for Emergency Radio Communications Purposes.

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

**GROUPED ITEMS: (Items 8 - 17)**

**8. ORDINANCE NO. 20,820; Z-5513-D:** To repeal Ordinance No. 16,183 titled Thomas E. Jones Short-Form OD-C and revoking a Planned Zoning District; and for other purposes. *Planning Commission: 8 ayes; 0 nays; 2 absent; and 1 open position. Staff recommends approval.*  
**Synopsis:** The request is a revocation of the existing PD-C, Planned Development – Commercial, zoning and the restoration of the underlying R-2, Single-Family, Zoning District.

**9. ORDINANCE NO. 20,821; Z-6015-A:** To approve a Planned Zoning Development and establish a Planned Commercial Development titled Arkansas Systems Tract 4 Revised PCD, located on the southeast corner of Arkansas Systems Drive and Chenal Parkway, Little Rock, Arkansas, amending the Official Zoning Map of the City of Little Rock, Arkansas; and for other purposes. *Planning Commission: 8 ayes; 0 nays; 2 absent; and 1 open position. Staff recommends approval.*  
**Synopsis:** The request is a rezoning from POD, Planned Office District, Expired to PCD, Planned Commercial District, to allow for the creation of a two (2)-lot plat and the development of office/retail buildings on each of the individual lots.

**10. ORDINANCE NO. 20,822; Z-6973-F:** To approve a Planned Zoning Development and establish a Planned Commercial Development titled The Village at Colonel Glenn Lot 4PD-C, located at the 12600 block of Lawson Road, Little Rock, Arkansas, amending the Official Zoning Map of the City of Little Rock, Arkansas; and for other purposes. *Planning Commission: 8 ayes; 0 nays; 2 absent; and 1 open position. Staff recommends approval.*  
**Synopsis:** The request is a rezoning from O-3, General Office District, to PD-C, Planned Development – Commercial, to add medical appliance fitting and sales as an allowable use for the site.

**11. ORDINANCE NO. 20,823; Z-8194-A:** To approve a Planned Zoning Development and establish a Planned Residential Development titled TL Addition Short-Form PD-R, located on Taylor Loop Road, just north of Hinson Road, Little Rock, Arkansas, amending the Official Zoning Map of the City of Little Rock, Arkansas; and for other purposes. *Planning Commission: 8 ayes; 0 nays; 2 absent; and 1 open position. Staff recommends approval.*

**Synopsis:** The request is a rezoning from R-2, Single-Family, to PD-R, Planned Development – Residential, to allow for the development of twenty-seven (27) detached single-family homes.

**12. ORDINANCE NO. 20,824; Z-8892:** To approve a Planned Zoning Development and establish a Planned Residential Development titled Gray Short-Form PD-R, located at 1012 North Beechwood Street, Little Rock, Arkansas, amending the Official Zoning Map of the City of Little Rock, Arkansas; and for other purposes. *Planning Commission: 8 ayes; 0 nays; 2 absent; and 1 open position. Staff recommends approval.*

**Synopsis:** The request is a rezoning from R-2, Single-Family, to PD-R, Planned Development - Residential to allow for the construction of a breezeway eleven (11) feet in width which creates a structural tie to the residence and reduces the rear-yard setback from twenty-five (25) feet to five (5) feet.

**13. ORDINANCE NO. 20,825:** To fix and impose the aggregate amount of fees and charges to be paid to the City of Little Rock, Arkansas, by Entergy Corporation, and the method of payment thereof; amending Section 9 of Ordinance No. 11,683; and for other purposes. *Staff recommends approval.*

**Synopsis:** Approval of an ordinance levying a franchise fee to be paid by Entergy Corporation. This franchise fee should remain in effect until otherwise amended by the Board of Directors.

**14. ORDINANCE NO. 20,826:** To amend in part Ordinance No. 11,366 to provide for levying a franchise fee to be paid by CenterPoint Energy ARKLA; to provide for payment thereof; and for other purposes. *Staff recommends approval.*

**Synopsis:** Approval of an ordinance levying a franchise fee to be paid by CenterPoint Energy ARKLA. This franchise fee should remain in effect until otherwise amended by the Board of Directors.

**15. ORDINANCE NO. 20,827:** To fix and impose the amount of fees and charges to be paid to the City of Little Rock, Arkansas, by all companies that provide interstate or intrastate long distance telecommunication service, and all business incidental to or connected with the conducting of such telephone business in the City of Little Rock, Arkansas; amending Section 3 of Ordinance No. 15,706; and for other purposes. *Staff recommends approval.*

**Synopsis:** Approval of an ordinance levying a franchise fee for companies providing long distance telephone service in Little Rock for 2014.

**16. ORDINANCE NO. 20,828:** To levy franchise fees to be paid by all carriers providing local access telephone services; providing for the payment thereof; and for other purposes. *Staff recommends approval.*

**Synopsis:** Approval of an ordinance levying a franchise fee to be paid by all carriers providing local access telephone service. This franchise fee should remain in effect until otherwise amended by the Board of Directors.

**17. ORDINANCE NO. 20,829:** To provide for and to adopt the 2014 Budget for the City of Little Rock, Arkansas, for the period beginning January 1, 2014, and ending December 31, 2014; to appropriate resources and uses for every expenditure item and fund; **to declare an emergency;** and for other purposes.

The ordinances were read a first time. Director Adcock made the motion, seconded by Vice-Mayor 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. Director Adcock made the motion, seconded by Director Hurst, 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 17 was approved.**

### **SEPARATE ITEMS (Item 18)**

**18. ORDINANCE NO. 20,830:** To condemn certain structures in the City of Little Rock, Arkansas, as structural, fire and health hazards; to provide for summary abatement procedures; to direct City Staff to take such action as is necessary to raze and remove said structures; **to declare an emergency;** and for other purposes. *Staff recommends approval.*

**Synopsis: Thirteen (13) residential structures in a severely dilapidated, deteriorated and/or burned condition causing a negative environmental impact on the residential neighborhoods in which it is located. All Notices have been mailed in accordance with Arkansas State Law.**

The ordinance was read a first time. Director Adcock made the motion, seconded by Director Hurst, 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 Hurst, 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 Hendrix stated that she would like for staff to obtain photographs of the interior of the structure located 221 East 22<sup>nd</sup> Street. Director Hendrix stated that she was aware the roof needed to be replaced; however, she didn't think the interior was in bad condition.

Director Hendrix made the motion, seconded by Director Hurst, to remove the property located at 221 East 22<sup>nd</sup> Street from the Condemnation Ordinance until staff could inspect the interior to determine if it was salvageable. Director Cazort stated that there was not an owner present to make the request and staff would not be able to enter the structure to obtain photographs without permission from the owner. Director Hendrix stated that the owners were deceased. Director Hurst asked for a history of code enforcement action associated with the property. Housing & Neighborhood Programs Department Director Andre Bernard stated that staff began sending notices to the address on October 16, 2011; however, all the notices had been returned. Director Hendrix withdrew her motion and Director Hurst withdrew her second of the motion.

Mayor Stodola asked if there were any current liens on the property. Mr. Bernard stated that he wasn't aware of any liens; however, he would have to check the files.

Director Hendrix made the motion, seconded by Director Hurst, to remove the property located at 221 East 22<sup>nd</sup> Street from the Condemnation Ordinance until staff could inspect the interior to determine if it was salvageable. By voice vote of the Board Members present, with Directors Cazort and Kumpuris voting in opposition, **the motion was approved.** By unanimous voice vote of the Board Members present, **the ordinance was approved as amended.** By unanimous voice vote of the Board Members present, **the emergency clause was approved.**

### **PUBLIC HEARING (Items 19)**

**19. ORDINANCE NO. 20,831:** To adopt a project plan for Redevelopment District No. 1 (Bass Pro) of the City of Little Rock, Arkansas; **to declare an emergency;** and for other purposes.

Mayor Stodola opened the public hearing and asked if there were individuals present that wished to speak for or against the item.

The ordinance was read a first time. Director Adcock made the motion, seconded by Director Hurst, 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 Hurst, 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.

There being no one present to speak for or against the item, Mayor Stodola closed the public hearing.

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.**

### **EXECUTIVE SESSION (Item 20)**

**20. RESOLUTION NO. 13,822:** Appointments and Re-Appointments to the various City Boards and Commissions

City Beautiful Commission: Appointment of Edward Peek to serve his first three (3)-year At-Large Representative term, said term to expire on October 19, 2016. Director Cazort made the motion, seconded by Director Hurst, to approve the appointment. By unanimous voice vote of the Board Members present, **the appointment was approved.**  
Land Bank Commission: Re-Appointment of Odessa Darrough to serve her second four (4)-year term, said term to expire on March 19, 2018. Appointment of Jarrod Woodley to serve his first second four (4)-year Community Housing Advisory Board Representative term, said term to expire on March 19, 2018. Director Cazort made the motion, seconded by Vice-Mayor Wright, to approve the appointments. By unanimous voice vote of the Board Members present, **the appointments were approved.**

Parks & Recreation Commission: Re-Appointment of Marjorie Lacy to serve her second three (3)-year term, said term to expire on January 31, 2017. Director Adcock made the motion, seconded by Director Cazort, to approve the appointment. By unanimous voice vote of the Board Members present, **the appointment was approved.**

Racial & Cultural Diversity Commission: Appointment of Cynthia Taylor to serve her first three (3)-year At-Large Representative term, said term to expire on March 31, 2016. Director Adcock made the motion, seconded by Director Hendrix, to approve the appointment. By unanimous voice vote of the Board Members present, **the appointment was approved.**

Sister Cities Commission: Appointment of Porsha Hart to serve her first five (5)-year At-Large Representative term, said term to expire on January 5, 2019. Director Adcock made the motion, seconded by Director Hurst, to approve the appointment. By unanimous voice vote of the Board Members present, **the appointment was approved.**

Little Rock Zoo Board of Governors: Appointment of William F. Knight to serve his first five (5)-year At-Large Representative term, said term to expire on February 16, 2017. Director Cazort made the motion, seconded by Director Hendrix, to approve the appointment. By unanimous voice vote of the Board Members present, **the appointment was approved.**

#### **CITIZEN'S COMMUNICATION**

There were no individuals present that wanted to speak during Citizen's Communication.

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

**ATTEST:**

**APPROVED:**

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**Susan Langley, City Clerk**

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**Mark Stodola, Mayor**