

**Little Rock Board of Directors Meeting
April 15, 2014
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 (enrolled at 6:10 PM); Hines; Cazort; Kumpuris; Fortson; Adcock; Vice-Mayor Wright; and Mayor Stodola. Directors absent: Richardson and Wyrick. Director Cazort delivered the invocation, which was followed by the Pledge of Allegiance.

PRESENTATIONS

CDBG 40th Anniversary Proclamation

ADDITIONS:

M-1 MOTION: To approve the minutes from the December 3, 2013, December 17, 2013, January 7, 2014, January 21, 2014, February 11, 2014, February 18, 2014, and March 4, 2014, Board of Directors Meetings.

M-2 RESOLUTION: To authorize an increase to the contract amount for Melchor Construction, Inc., for the Pulaski Heights Elementary Safe Routes to School (2013) Sidewalk Improvements, Arkansas Highway and Transportation Department Job No. 061366; and for other purposes. *Staff recommends approval.*

Synopsis: Authorizes the City Manager to execute a change order agreement with Melchor Construction, Inc., for the Pulaski Heights Elementary Safe Routes to School (2013) Arkansas Highway and Transportation Department Job No. 061366 Sidewalks Improvements, Bid No. 12-295.

M-3 RESOLUTION: To appoint Jack East, III, to the Board of Commissioners for the Riverdale Levee District No. 134; and for other purposes.

DEFERRAL:

12. ORDINANCE; G-24-045: To abandon a ten (10)-foot wide drainage and utility easement located on Lot 1 Love Addition and a fifteen (15)-foot utility easement located on Lot 1R Campbell Replat Number 2, in 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. (Deferred from April 1, 2014) (Deferred at the applicant request)*

Synopsis: The request is to abandon a ten (10)-foot wide drainage and utility easement located on Lot 1 Love Addition and a fifteen (15)-foot utility easement located on Lot 1R Campbell Replat Number 2.

Director Cazort made the motion, seconded by Director Hines, to add Items M-1 – M-3 to the Consent Agenda and to defer Item 12 until the May 6, 2014, Board of Directors Meeting. By unanimous voice vote of the Board Members, **Items M-1 – M-3 were**

added to the Consent Agenda and Item 12 was deferred until the May 6, 2014, Board of Directors Meeting.

CONSENT AGENDA: (Items 1 – 3 & 5 – 9 and Items M-1 – M-3)

Mayor Stodola stated that he had received cards from individuals that wanted to speak in regards to Item 4 and that it would be read separately

1. MOTION: To approve the minutes from the November 5, 2013, and November 19, 2013, Board of Directors Meetings.

2. RESOLUTION NO. 13,865: To authorize the City Manager to renew the contract with Lincoln Financial Group to provide Long-Term Disability Insurance coverage for Non-Uniform City Employees at no change in the premium rate for a twelve (12)-month period effective May 1, 2014; and for other purposes. *Staff recommends approval.*

Synopsis: Lincoln Financial Group, the incumbent provider of Long-Term Disability Coverage, has offered a renewal effective May 1, 2014, at no change in premium rate.

3. RESOLUTION NO. 13,866: To authorize the City Manager to extend the existing contract with Risk Management Resources to provide Third-Party Administrator Services for the self-funded Worker' Compensation Program for a three (3)-year period effective July 1, 2014; and for other purposes. *Staff recommends approval.*

Synopsis: Risk Management Resources, the incumbent provider of Third-Party Administrator Services, has proposed a renewal of their contract at a rate lower than other options.

5. RESOLUTION NO. 13,868: To authorize the City Manager to enter into a contract with Fire Trucks Unlimited, to refurbish one (1) Hazmat Truck and one (1) Fire Pumper at a cost of \$515,563.00, for the Little Rock Fire Department; and for other purposes. **(A portion of the funding from the 2012 3/8-Cent Capital Improvement Sales Tax Funding)** *Staff recommends approval.*

Synopsis: Approval of a resolution authorizing the City Manager to enter into a contract with Fire Trucks Unlimited, in the amount of \$515,563.00 to refurbish one (1) Fire Hazmat Truck and one (1) Fire Pumper for the Little Rock Fire Department.

6. RESOLUTION NO. 13,869: To authorize the City Manager to enter into a contract with Sunbelt Fire, in the amount of \$492,500.00, for the purchase of one (1) E-ONE Custom Pumper on a Cyclone II Chassis for the Little Rock Fire Department, utilizing the Houston-Galveston Area Council Cooperative Purchasing Agreement; and for other purposes. **(Funding from the 2012 3/8-Cent Capital Improvement Sales Tax Funding)** *Staff recommends approval.*

Synopsis: Approval of a resolution authorizing the City Manager to enter into a contract with Sunbelt Fire in the amount of \$492,500.00 to purchase an E-ONE Custom Pumper on a Cyclone II Chassis for the Little Rock Fire Department.

7. RESOLUTION NO. 13,870: To amend Little Rock, Ark. Resolution No. 13,527 (July 3, 2012), to clarify the type of easements that may be acquired by the City for the 3/8-Cent Drainage System Improvements located at various locations throughout the City of Little Rock, Arkansas; and for other purposes. *Staff recommends approval.*

Synopsis: Amends Resolution No. 13,527 (July 3, 2012) in order to clarify the authority granted by the Board of Directors to acquire temporary and permanent construction easements for the benefit of the 2012 3/8-Cent Drainage System Improvements at various locations throughout the City of Little Rock.

8. RESOLUTION NO. 13,871: To authorize the City Manager to enter into a contract with RockMonsters, LLC, for the purchase of one (1) Track-Mounted Portable Screen Plant, in the amount of \$227,000.00, for the Public Works Department; and for other purposes. *Staff recommends approval.*

Synopsis: Approval of a resolution authorizing the City Manager to enter into a contract with RockMonsters, LLC, in the amount of \$227,000.00 to purchase one (1) Track-Mounted Portable Screen Plant for the Public Works Department.

9. RESOLUTION NO. 13,874: To authorize the appropriation of \$95,000.00 from the proceeds of the 3/8-Cent Sales and Compensating Use Tax for use by the Arkansas Livestock Show Commission for improvements to Barton Coliseum; and for other purposes. *(Funding from the 2012 3/8-Cent Capital Improvement Sales Tax Funding) Staff recommends approval.*

Synopsis: This resolution authorizes a \$95,000.00 payment from the capital sales tax proceeds to the Arkansas State Fairgrounds for improvements to the Administration Building and to Barton Coliseum.

M-1 MOTION: To approve the minutes from the December 3, 2013, December 17, 2013, January 7, 2014, January 21, 2014, February 11, 2014, February 18, 2014, and March 4, 2014, Board of Directors Meetings.

M-2 RESOLUTION NO. 13,872: To authorize an increase to the contract amount for Melchor Construction, Inc., for the Pulaski Heights Elementary Safe Routes to School (2013) Sidewalk Improvements, Arkansas Highway and Transportation Department Job No. 061366; and for other purposes. *Staff recommends approval.*

Synopsis: Authorizes the City Manager to execute a change order agreement with Melchor Construction, Inc., for the Pulaski Heights Elementary Safe Routes to School (2013) Arkansas Highway and Transportation Department Job No. 061366 Sidewalks Improvements, Bid No. 12-295.

M-3 RESOLUTION NO. 13,873: To appoint Jack East, III, to the Board of Commissioners for the Riverdale Levee District No. 134; and for other 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.**

SEPARATE ITEM (Item 4)

4. RESOLUTION NO. 13,867: To authorize entry into a contract with Riverfest, Inc., to lease the Julius C. Breckling Riverfront Park during the Memorial Day weekend each year for a festival; and for other purposes. *Staff recommends approval.*

Synopsis: This resolution authorizes a formal agreement between the City and Riverfest, Inc., for the lease of the Julius C. Breckling Riverfront Park during the Memorial Day period each year.

Joe Arnold, 14010 Napoleon Road: Stated that he was in support of Riverfest; however, he would like to see the policy regarding Smoke Free City Parks be enforced during the festival.

Katherine Donald, 4 Shadywood Court: Stated that she was in support of the festival lease; however, she wanted to echo Mr. Arnold's comments about adhering to the Smoke Free City Parks Policy.

Assistant City Manager Bryan Day reported that there was a clause in the lease that stated that Riverfest would develop a set of rules for the park and would present them to the City ten (10) days prior to the festival. Assistant City Manager Day stated that staff's recommendation was to adopt the lease as it was and staff would work with Riverfest Staff to have the rules put into place. Vice-Mayor Wright stated that since Riverfront Park was part of the City's Park System, she thought the City's Policy regarding Smoke Free Parks would have applied and would not need to be included in a lease. Chief Deputy City Attorney Bill Mann stated that according to the lease agreement, and during the actual festival itself, Riverfest controlled the park and it was not available to the public as it was normally; therefore, they would make the rules.

Deanna Korte: Stated that she was the Director of Riverfest and that they did adhere to the Smoke Free Park policy and that information regarding the policy was included on all their informational brochures, on the festival website and included in the emcee announcements that were made from the stage. Ms. Korte stated that they asked their volunteers to remind participants of the No Smoking Policy. Director Adcock asked if the information regarding the Smoke Free Parks Policy could be placed into the lease before the Board voted on the issue. Chief Deputy City Attorney Mann stated if the Board chose to do so, language could be included in the resolution that referenced City Park rules and regulations. Ms. Korte stated that would be fine with the Riverfest organization.

Director Adcock made the motion, seconded by Director Hines, to approve the resolution as amended. By unanimous voice vote of the Board Members present, **the resolution was approved as amended.**

GROUPED ITEMS (Items 10 – 11)

Assistant City Manager Day stated that the properties located at 218 South Schiller Street had been involved in Estate Court and that staff had received notification that the Judge had released the estate and there had been an offer received and accepted to buy the nine (9) properties. Assistant City Manager Day stated the new owners had presented a timeline for completion and staff was recommending that the properties be removed from the demolition list so the repairs and rehabilitation could be made. Director Hurst asked what the name was of the individual that was in the process of purchasing the structures and what was the timeline for rehabilitation. Assistant City Manager Day stated that Jarod Woodley was the name of the individual that had contacted staff regarding his intent and that Mr. Woodley had stated that his plan was to have work started on all the properties by the end of the summer. Housing & Neighborhood Programs Code Enforcement Manager Ed Garland stated that the previous day, Mr. Woodley had presented staff with a detailed-specific timeline.

Director Adcock made the motion, seconded by Director Hurst, to remove the properties located at 218 South Schiller Street from the condemnation ordinance. By unanimous

voice vote of the Board Members present, **218 South Schiller Street was removed from the condemnation ordinance.**

10. ORDINANCE NO. 20,865; Z-3218-A: To approve a Planned Zoning Development and establish a Planned Commercial District titled 10th and McMath Short-Form PCD, located on the southeast corner of 10th Street and McMath Avenue, 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; and 1 absent. Historic District Commission: 4 ayes; 0 nays; 2 absent; and 1 open position. Staff recommends approval.*

Synopsis: The request is to rezone the site from UU, Urban Use District, to PCD, Planned Commercial District, to allow for the development of this site with a mixed use development containing, office, commercial and residential uses.

11. ORDINANCE NO. 20,866: 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: Six (6) 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 ordinances were read a first time. Director Adcock made the motion, seconded by Director Cazort, 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 Cazort, 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, **Ordinance 10 and Ordinance 11 as amended were approved.** By unanimous voice vote of the Board Members present, **the emergency clause for Ordinance 11 was approved.**

CITIZEN'S COMMUNICATION

Brandon Mathews, 5524 B Street: Invitation to Recommendations on Active Transportation at the Clinton School of Public Service.

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

ATTEST:

APPROVED:

Susan Langley, City Clerk

Mark Stodola, Mayor