

**Little Rock Board of Directors Meeting
July 23, 2019
6:00 PM**

The Board of Directors of the City of Little Rock, Arkansas, met in a regular meeting with Mayor Frank Scott, Jr., presiding. City Clerk Susan Langley called the roll with the following Directors present: Hendrix; Richardson (enrolled at 7:05 PM); Webb; Peck; Hines; Wright; Fortson; Kumpuris; Adcock; Vice-Mayor Wyrick; and Mayor Scott. Director Joan Adcock delivered the invocation followed by the Pledge of Allegiance.

ADDITIONS:

M-1 RESOLUTION: To transfer title of 3620 Maryland Avenue to Springer & Springer, LLC, via Quit Claim Deed for property sold by the City of Little Rock, Arkansas, 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 lot located at 3620 Maryland Avenue to Springer & Springer, LLC.

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

CONSENT AGENDA (Items 1 – 11 and Item M-1)

1. **MOTION:** To accept the 2018 Audit.

2. **RESOLUTION NO. 15,019:** To authorize the City Manager to enter into a contract with Hugg and Hall Equipment, in the amount of \$399,812.00, for the purchase of one (1) Volvo Articulated Dump Truck for the Public Works Department Solid Waste Division; and for other purposes. *Staff recommends approval.*

Synopsis: Approval of a resolution authorizing the City Manager to enter into a contract with Hugg and Hall Equipment for the purchase of one (1) Volvo Articulated Dump Truck for the Public Works Department Solid-Waste Division.

3. **RESOLUTION NO. 15,020:** To amend Little Rock, Ark., Resolution No. 14,835 (August 7, 2018), and Little Rock, Ark., Resolution No. 14,856 (September 18, 2018), to reflect the proper account as to the source of funds; to authorize a contract with River City Hydraulics, Inc., in an amount not to exceed \$35,180.00, to provide warranties for the Rear-Loader Sanitation Trucks as authorized in Resolution No. 14,835; and for other purposes. *Staff recommends approval.*

Synopsis: Approval of an amendment to Resolution No. 14,835 to include an Extended Warranty Agreement for two (2) Rear-Loader Sanitation Trucks purchased for the Public Works Department from River City Hydraulic Company. In addition, an amendment to Resolutions No. 14,835 and 14,856 to reflect updated account information.

4. **RESOLUTION NO. 15,021:** To authorize the City Manager to enter into a contract with D&J Red Iron and Aggregates, LTD., in an amount not to exceed \$61,176.35, for

Raised Crosswalks on Sawgrass Drive at Dorado Beach Drive; and for other purposes. *(Funding from the 2012 3/8-Cent Capital Improvement Sales Tax) Staff recommends approval.*

Synopsis: Authorizes the City Manager to execute an agreement with D&J Red Iron and Aggregates, LTD., for Raised Crosswalks on Sawgrass Drive at Dorado Beach Drive, Bid Event No. 507. (Located in Ward 5)

5. RESOLUTION NO. 15,022: To authorize the City Manager to enter into a contract with Contact Network, LLC, d/b/a/ Inline Construction, in an amount not to exceed \$2,512,043.14, for the University Avenue Traffic Operations Improvements; and for other purposes. *Staff recommends approval.*

Synopsis: Authorizes the City Manager to execute an agreement with Contact Network, LLC, d/b/a/ Inline Construction for installation of an Adaptive Traffic Signal Control System, Bid Event No. 523. (Located in Wards 2, 3, 6 & 7)

6. RESOLUTION NO. 15,023: To transfer property located at 1415 Valmar Street and 3420 West 15th Street by Quitclaim Deed under the Land Bank Side Lot Program; and for other purposes. *Land Bank Commission: 8 ayes and 0 nays. Staff recommends approval.*

Synopsis: In an effort to by the Land Bank and maximize the City's revitalization efforts, staff would like to transfer the side lots located at 1415 Valmar Street & 3420 West 15th Street, Little Rock, Arkansas, to Jacqueline Willis. The property located at 1415 Valmar Street (Parcel No. 34L0920028400) is a 7,000+/- square-foot vacant lot with no structure. The property located at 3420 West 15th Street (Parcel No. 34L0920028500) is also a 7,000 +/- square-foot vacant lot with no structure.

7. RESOLUTION NO. 15,024: To transfer property located at 2806 West 13th Street by Quitclaim Deed under the Land Bank Side Lot Program; and for other purposes. *Land Bank Commission: 8 ayes and 0 nays. Staff recommends approval.*

Synopsis: In an effort to by the Land Bank and maximize the City's revitalization efforts, staff would like to transfer the side lot located at 2806 West 13th Street to Yolanda Wright. The parcel is a 6,000+/- square-foot vacant lot with no structure.

8. RESOLUTION NO. 15,025: To authorize the Mayor and City Clerk to execute any documents necessary to accept a donation of property located at 3519 West 11th Street, Little Rock, Arkansas; and for other purposes. *Land Bank Commission: 8 ayes and 0 nays. Staff recommends approval.*

Synopsis: In an effort to by the Land Bank and maximize the City's revitalization efforts, staff would like to accept the donation of the property located at 3519 West 11th Street. The parcel is a 4,795 +/- square-foot lot with no structure.

9. RESOLUTION NO. 15,026: To authorize the City Manager to submit the approved 2019 Annual Action Plan for CDBG, HOME and HOPWA Entitlement Funds to the U.S. Department of Housing & Urban Development; and for other purposes. *Staff recommends approval.*

Synopsis: The Annual Action Plan delineates the uses of the CDBG, HOME and HOPWA Entitlements for the 2019 Program Year (January 1, 2019 - December 31, 2019). This Board action approves the submission of the Action Plan to the U.S. Department of Housing and Urban Development.

10. RESOLUTION NO. 15,027: To authorize the City Manager to execute a one (1)-year Lease Agreement with Crain Investments, LP, and Kelley Commercial Realty, LLC, in the amount of \$214,831.32), for Office and Storage Space, for the Little Rock Police Department; and for other purpose. *Staff recommends approval.*

Synopsis: The Little Rock Police Department is requesting approval to enter into a one (1)-year Lease Agreement with Crain Investments, LP, and Kelley Commercial Realty, LLC, for Office and

Storage Space, with the option to renew the lease for six (6) additional one (1)-year terms. The lease term will be August 1, 2019, through July 31, 2020.

11. RESOLUTION NO. 15,028: To authorize the City Manager to enter into a seventh renewal contract for Worker's Compensation Stop-Loss Coverage with Safety National Casualty Corporation for one (1)-year, effective July 1, 2019; and for other purposes. *Staff recommends approval.*

Synopsis: Approval of a resolution granting the City Manager the authority to approve the remaining terms of the contract with Safety National Casualty Corporation.

M-1 RESOLUTION NO. 15,029: To transfer title of 3620 Maryland Avenue to Springer & Springer, LLC, via QuitClaim Deed for property sold by the City of Little Rock, Arkansas, 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 lot located at 3620 Maryland Avenue to Springer & Springer, LLC.

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.**

SEPARATE ITEMS (Items 12 - 16)

12. RESOLUTION NO. 15,030: To ratify the entry into contracts to provide PIT Funds for Summer Academic Enrichment and Recreation Programs for 2019, as endorsed by the Commission on Children, Youth and Families; and for other purposes. *Staff recommends approval.*

Synopsis: Approval to enter into contracts with eleven (11) non-profit organizations to provide Summer Academic Enrichment and Recreation Programs.

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

13. ORDINANCE NO. 21,760: To amend Little Rock, Ark., Rev. Code § 36-203(g) (1988) to extend the Sunset Provision for an additional five (5) years to July 19, 2024, for Portable Classroom Buildings utilized by the Little Rock School District; and for other purposes. *Staff recommends approval.*

Synopsis: The Little Rock School District is requesting approval of an amendment to the Zoning Ordinance that will extend the Sunset Provision for Portable Classroom Buildings an additional five (5) years, through July 19, 2024.

The ordinances were read the first time. Director Adcock 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. 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.**

14. ORDINANCE NO. 21,763: To establish a Citizen's Review Board for certain matters in the Little Rock Police Department; ***to declare an emergency***; and for other purposes.

The ordinance was read the first time. Director Richardson made the motion, seconded by Director Wright, to suspend the rules and read the ordinance a second time.

Director Peck made the motion to table Item 14 until August 20, 2019, to give the Board the opportunity to review the prepared information that was just received that evening. **The motion failed due to the lack of a second.**

By unanimous voice vote of the Board Members present, the rules were suspended and the ordinances were read a second time. Director Richardson 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.

Sgt. Rodney Lewis: Stated that he was the President of Black Police Officer's Association (BPOA) and that they had met with the Fraternal Order of Police (FOP) regarding the proposed ordinance. Sgt. Lewis stated that he would like allow the FOP to address the Board before he finished his comments.

Chad Cumming, 13209 Laurel Oaks Drive: Stated that he represented the FOP and BPOA regarding the proposed ordinance. Mr. Cumming stated that both organizations had concluded that the Citizen's Review Board (CRB) was not appropriate and asked that the Board vote against the establishment of the CRB. Mr. Cumming stated that both organizations felt that there was not a need for the CRB, in that there were already several types of citizen review processes in place, and that the issue was the lack of public education and knowledge regarding the amount of civilian review options present. Mr. Cumming stated that there were five (5) existing agencies and investigative bodies that reviewed Police action with existing forms of appeal, due process and jurisdictional processes. Mr. Cumming stated that the Officers were not against civilian oversight; however, there were several details that needed to be worked out.

Sgt. Lewis stated that BPOA would support a CRB; however, there was language included in the proposed ordinance in which they did not agree. Sgt. Lewis stated that both organizations would like to meet with the City Attorney's Office, Mayor and City Manager to collaborate on some of the wording.

Eve Jorgensen, 112 Crystal Court: Stated that she was a Gun Violence Prevention Advocate and was supportive of the proposed CRB.

Amy Pritchard, 330 Valmar Street: Stated that she was an attorney and worked with many of the disenfranchised individuals and urged the Board to approve the propose CRB.

Sen. Joyce Elliott: Stated that she was very supportive of the proposed CRB and asked that the Board pass the ordinance for the establishment of the Board.

Judge Olly Neal, 2020 South Gaines Street: Stated that he was retired Arkansas Court of Appeals Judge and had served as a Circuit Court Judge. Mr. Neal stated that as a result of his background, he was very supportive of the proposed CRB and ask the Board to approve the formation.

Director Webb asked how the members would be selected and trained. Mayor Scott stated that he as the Mayor would make the appointments, which would then be ratified by the Board. Mayor Scott stated that once the members were approved, they would receive training on the Little Rock Police Department Policies and Procedures, and the City Attorney's Office would ensure that any Bylaws were legal, ethical and constitutional.

Director Adcock stated that many of the Directors had asked questions at the previous week's Agenda Meeting, and they had only received the answers when they arrived at that evening's meeting. Director Adcock stated that she had not had time to read all the follow-up information and could not support the ordinance at that time. Director Kumpuris stated that in principle, the CRB was a great idea and given the time to properly study the information, he felt he could be very supportive; however, there needed to be a time to work through the process to arrive at a result that everyone could support.

By roll call vote, the vote was as follows: Ayes: Hendrix; Richardson; Webb; Peck; and Wright. Nays: Hines; Kumpuris; Fortson; Adcock; and Vice-Mayor Wyrick. With the vote tied at five (5) ayes and five (5) nays, Mayor Scott cast the tie breaker vote. By a vote of six (6) ayes and five (5) nays, **the ordinance was approved.**

By roll call vote, the vote was as follows: Ayes: Hendrix; Richardson; Webb; Peck; and Wright. Nays: Hines; Kumpuris; Fortson; Adcock; and Vice-Mayor Wyrick. By a vote of five (5) ayes and five (5) nays, **the emergency clause failed.**

15. ORDINANCE NO. 21,761: To authorize the creation of Entertainment Districts within the City of Little Rock, Arkansas, to establish standards for the creation of Permanent or Temporary Entertainment Districts; **to declare and emergency**; and for other purposes.

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

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

Mayor Scott stated that he had misplaced a card from a citizen that had wanted to address the Board to speak in opposition to the Entertainment District. City Attorney Tom Carpenter stated that in order to reconsider the vote for Item 15, a motion would need to be made by one of the Board Members that voted in favor of the ordinance; however, the second of the motion could come from any of the Board Members, regardless of how they voted.

Director Webb made the motion, seconded by Director Richardson, to reconsider the vote on Item 15.

City Attorney Carpenter stated that he was unclear as to whether the reconsideration of the vote at the same meeting took a simple majority and needed a few minutes to consult *Robert's Rules of Order*.

Director Hines made the motion, seconded by Director Adcock, for the Board to take a ten (10) minute recess in order for City Attorney Tom Carpenter to consult *Robert's Rules of Order*. By roll call vote, the vote was as follows: Ayes: Hendrix; Webb; Peck; Hines; Kumpuris; Fortson; and Adcock. Nays: Richardson; Wright; and Vice-Mayor Wyrick.

As roll call vote was concluding, City Attorney Carpenter stated that he had found the reference that he needed regarding the reconsideration of a vote.

Director Hines made the motion, seconded by Director Wright, to withdraw the motion for a ten (10) minute recess. By unanimous voice vote of the Board Members present, **the motion for a ten (10)-minute recess was withdrawn.**

City Attorney Carpenter stated that a majority vote was needed in order to reconsider the vote for Item 15.

Director Webb again made the motion, seconded by Director Richardson, to reconsider the vote on Item 15. By voice vote of the Board Members present, **the motion was approved.**

Teresa Belew, 6 Old Delmonte Drive: Stated that she was the previous President of Mother's Against Drunk Driving and currently on the Board for Speak Up About Drugs. Ms. Belew stated that she was against the establishment of Entertainment Districts within the City of Little Rock. Ms. Belew stated that the downtown area was growing, with more people living in the area, and was a safe and enjoyable area for all to enjoy. Ms. Belew stated that the establishment of these Districts could change that factor.

Gabe Holmstrom, 1010 East Capitol Avenue: Stated that he was the Executive Director of the Downtown Little Rock Partnership. Mr. Holmstrom stated that they had met with staff from the Arkansas Beverage Control and worked to address any potential issues that could potentially arise with the establishment of such a District.

Vice-Mayor Wyrick stated that the previous weekend, she had the opportunity to spend some time in the River Market area and there were several special events occurring in the area. Vice-Mayor Wyrick stated that as they were leaving the area after dinner, she observed large groups of kids that appeared to be underage. Vice-Mayor Wyrick asked

what steps were being taken to ensure that the underage kids were not drinking alcohol. Mr. Holmstrom stated that if an individual purchased a beverage in a restaurant that was to be taken outside of the facility, it would be poured in a branded cup.

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

16. ORDINANCE NO. 21,672: To create the permanent River Market Entertainment District pursuant to the Entertainment District Ordinance; **to declare an emergency;** and for other purposes.

City Attorney Carpenter stated that due to the fact that the emergency clause for Item 15 failed, there was not a need to have an emergency clause for Item 16.

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

By roll call vote, the vote was as follows: Ayes: Webb; Peck; Hines; Wright; Kumpuris; and Fortson. Nays: Hendrix; Richardson; Adcock; and Vice-Mayor Wyrick. By a vote of six (6) ayes and four (4) nays, **the ordinance was approved.**

CITIZEN COMMUNICATION

Ronnie Jackson, 900 Apperson Street: NUSA – Neighborhood Tours.

Henry Draughter, 1608 South Taylor Street: Complaints Follow-Up.

Dr. Julius Larry, III, 2615 West 12th Street: Exhibit 'A' – Black Contractors.

Mayor Scott recognized Boy Scout Nama Sutar from Troop 24 – Asbury United Methodist Church, who was in attendance working on his Citizenship in the Community Merit Badge.

Little Rock Board of Directors Meeting
July 23, 2019
6:00 PM

Director Wright 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:

Susan Langley, City Clerk

Frank Scott, Jr., Mayor