January 11, 2016
Six o-clock P.M.
North Little Rock City Hall Council Chambers
300 Main Street
North Little Rock, Arkansas

The regular meeting of the North Little Rock City Council scheduled for Monday, January 11, 2016, was called to order at 6:01 p.m. by the Honorable Mayor Joe A. Smith.

The roll having been called and the following Aldermen answered to their names: DEBI ROSS, MAURICE TAYLOR, LINDA ROBINSON, STEVE BAXTER, BRUCE FOUTCH, CHARLIE HIGHT and MURRY WITCHER (7/0). Alderwoman BETH WHITE was absent. City Clerk Diane Whitbey and City Attorney C. Jason Carter were also present.

Alderman Taylor introduced Pastor Mark Melton, United Pentecostal Church, Highway 165, North Little Rock who then led the prayer and pledge of allegiance.

On the motion of Alderman Witcher and seconded by Alderman Hight, and by consent of all members present, the minutes from the North Little Rock City Council held on Monday, December 28, 2015, were approved, accepted and filed as prepared by the City Clerk (7/0).

On the motion of Alderwoman Ross and seconded by Alderman Taylor, and by consent of all members present, communications 1, 2, and 3 were accepted and filed (7/0).

1. Glinda Craigmyle, Mayor's Office memorandum re: *Applicant for Restaurant Beer & Wine – NEW* for Dixie Café #116, 2724 Lakewood Village Drive, by Gordon G. Gondek.
2. Glinda Craigmyle, Mayor's Office memorandum re: *Application for Microbrewer – Restaurant – NEW* for Core Pubs, LLC, 411 Main Street, by Lee R. Forst .
3. Karen Scott, Chairman Energy Risk Management Committee/Finance Director memorandum to Diane Whitbey, City Clerk re: ECR Adjustment Factor for January, 2016 ($.0120 – CREDIT).

Mayor Smith announced the Special Call meeting scheduled this date.

January 11, 2016

Special Call Meeting of the North Little Rock City Council

Honorable Members of the North Little Rock City Council:

The purpose of this e-mail is to advise you that Mayor Smith has called a special meeting of the North Little Rock City Council at 6:00 p.m. Monday, January 11, 2016, at City Hall Council Chambers, North Little Rock, Arkansas. The following ordinance will be on the agenda:

> **R-16-04 – A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A FIRST AMENDMENT TO POWER SUPPLY AGREEMENT WITH WM RENEWABLE ENERGY, LLC; AND FOR OTHER PURPOSES. Sponsor: Mayor Joe A. Smith**
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> **O-16-01 – AN ORDINANCE AMENDING THE NON-UNIFORMED EMPLOYEES' POLICY AND PROCEDURE MANUAL; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES. Sponsor: Mayor Joe A. Smith**

Pursuant to Sec. 2-48(2) of the North Little Rock Municipal Code, you are entitled to 72 hours' *electronic* notice of this meeting. Please acknowledge receipt of this e-mail as soon as possible by replying to the same. A copy of your reply will automatically be sent to City Clerk Diane Whitbey.
C. Jason Carter
City Attorney

SPECIAL CALL

R-16-04 (RESOLUTION NO. 8914 – MAYOR SMITH)
A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A FIRST AMENDMENT TO POWER SUPPLY AGREEMENT WITH WM RENEWABLE ENERGY, LLC; AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Alderman Witcher and seconded by Alderwoman Ross. Mr. Carter said this refers to the Two Pines facility which is owned by Waste Management. The city purchases all of the power produced there. The city agrees to pay the market rate. This is about a 4.5 megawatt (producing) facility. Waste Management could negotiate a deal with someone else, however, it would be across the city's system. Alderwoman Ross asked if this would impact the city regarding EPA Clean Energy requirements. This facility was built prior to 2012. Alderman Witcher asked about the city's credits. Mr. Carter said the city has brokered to sell some credits. On the previous motion, and by consent of all members present, the resolution was adopted (7/0).

O-16-01 (ORDINANCE NO. 8783 – MAYOR SMITH)
AN ORDINANCE AMENDING THE NON-UNIFORMED EMPLOYEES' POLICY AND PROCEDURE MANUAL; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Alderwoman Ross and seconded by Alderman Baxter, and by consent of all members present, the readings were suspended (7/0). Mayor Smith said this amendment adds the name of the new insurance provider. On the motion of Alderman Witcher and seconded by Alderman

Baxter, and the roll having been called, and all members present, having voted in the affirmative, the ordinance was adopted (7/0). Emergency clause adopted (7/0).

No one signed in to speak during citizen public comment on legislation.

Mayor Smith asked Human Resources Director Betty Anderson to come forward. Ms. Anderson asked Mr. Jim Davis to come forward. She read a plaque and thanked him for his service on the Civil Service Commission. Mayor Smith also thanked Mr. Davis for his service. Mayor Smith also thanked Commissioner Bob Fleckenstine who was also present.

UNFINISHED BUSINESS

R-15-164

A RESOLUTION AUTHORIZING THE ACCEPTANCE OF A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF NORTH LITTLE ROCK AND THE INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS A.F.L.-C.I.O., LOCAL NO. 35; AND FOR OTHER PURPOSES, was called and held by the sponsor, Mayor Smith. Mayor Smith said the city has been unable to reach an agreement with the committee for the (Fire) Union. He has agreed to all items requested, with the exception of length of time for the policy changes related to overtime. He asked to implement the policy for 12 months and then review it. The request is for a permanent change to the policy (regarding overtime).

CONSENT AGENDA

None filed.

NEW BUSINESS

R-16-01 (RESOLUTION NO. 8915 – MAYOR SMITH, ALDERMEN ROSS AND WHITE)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO SELL VACANT LAND LOCATED EAST OF 3708 CENTERBROOK IN THE CITY OF NORTH LITTLE ROCK TO MICHAEL AND NATALIE WHITLOCK; AND FOR OTHER PURPOSES, was read. On the motion of Alderwoman Ross and seconded by Alderman Foutch, and by consent of all members present, the resolution was adopted (7/0). Mayor Smith thanked Mr. Whitlock who was present.

R-16-02 (RESOLUTION NO. 8916 – MAYOR SMITH)

A RESOLUTION AUTHORIZING DISPOSAL OF THE VESSEL "PATRIOT" PURSUANT TO ARK. CODE ANN. § 14-58-306; AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Alderman Witcher and seconded by Alderman Taylor. Mayor Smith said he was going to provide a letter this date. The city has a price ($15,000.00) from Paul Hastings to move the Patriot 3.5 miles down the river, where it will be moved ashore. They have to wait for the river to come down to a safe level to move the vessel. It is likely that this vessel will be given away for salvage. The Mark Twain (Riverboat) has been advised that after the 16th, they could be given a 24-hour notice to move.

Alderman Witcher asked if they had a place to go. Mayor Smith said temporarily, yes. Alderwoman Ross asked about moving it to dry storage. Mayor Smith said they will pay for the cranes that will also move the heavy walkways. Those will be loaded on a flatbed trailer. Alderwoman Ross referenced the bottom of Snake Hill and said there is no sidewalk. They have looked at ways to put in a bridge. She has talked to City Engineer Chris Wilbourn to see if there is a way to retrofit the walkways as a bridge. Mayor Smith said to look into it. The timeline is about 3 weeks. On the previous motion, and by consent of all members present, the resolution was adopted (7/0).

R-16-03 (RESOLUTION NO. 8917 – MAYOR SMITH)
A RESOLUTION APPROVING AND CERTIFYING AMOUNTS OF LIENS TO BE FILED WITH THE PULASKI COUNTY TAX COLLECTOR AGAINST CERTAIN REAL PROPERTIES IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS AS A RESULT OF GRASS CUTTING EXPENSES AND ABATEMENT OF OTHER NUISANCES; AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Alderman Baxter and seconded by Alderman Foutch. Mayor Smith convened a public hearing. There being no one present wishing to be heard, the public hearing was adjourned. On the previous motion, and by consent of all members present, the resolution as adopted (7/0).

PUBLIC COMMENT

Mr. John Richards, VI spoke regarding access to the Richards Cemetery. The road leading up to the cemetery is not accessible. It has been sodded and sprinkler systems installed. The council voted on this and closed the road. Mr. Richards had a photo. Council members said they had seen it. Mr. Richards then offered to provide a pot hole report on streets in Little Rock. Mr. James Ard said campaign signs are out. Mr. Ard then apologized to Alderman Hight regarding a statement he made previously. Regarding the Richards' Cemetery, he and a city representative drove across the access after it rained. There is SB2 under the grass and the sprinkler system runs along the side. He doesn't see a problem with access. Mayor Smith recognized Mrs. Becky Witcher who was present. Mayor Smith spoke regarding sink holes (in Dickey Stephens Park). Repairs are going to be approximately $350,000.00. The city is checking into insurance (if the area is covered). After checking, there is only $88,000.00 in Public Building Authority (PBA) Funds available. The PBA met today and agreed to spend the funds towards repairs. Mr. Wilbourn has been instructed to order parts that may be necessary. Between now and Tuesday, (January 19, 2016), something should be ready to be presented to the Council for approval. Mrs. Karen Scott, Finance Director is looking into accounts for available funds, including (2015) Sales Tax Capital. Mayor Smith then scheduled a Special Call meeting for Tuesday, January 19, 2016, at 5:00 p.m. Mr. Carter will also send out public notice regarding the same. Legislation will be presented to allow the city to hire Diamond Construction (DANCO) which are experts in underground/sewer line work.

There being no further business to come before the Council, and on the motion of Alderman Witcher and seconded by Alderman Taylor, and by consent of all members present, the meeting was adjourned

at 6:30 p.m. (7/0), until the next regularly scheduled meeting which will be held on Monday, January 25, 2016, at six o'clock p.m. in the City Council Chambers in City Hall, located at 300 Main Street, North Little Rock, Arkansas.

APPROVED:_____
MAYOR JOE A. SMITH

ATTEST:_____
DIANE WHITBEY, CITY CLERK