

April 20, 2015
Six o'clock P.M.
North Little Rock City Hall Council Chambers
300 Main Street
North Little Rock, Arkansas

A Special Call meeting of the North Little Rock City Council scheduled for Monday, April 20, 2015, was called to order at 6:00 p.m. by the honorable Mayor JOE A. SMITH.

The roll having been called and the following Aldermen answered to their names: DEBI ROSS, BETH WHITE, MAURICE TAYLOR, LINDA ROBINSON, STEVE BAXTER, BRUCE FOUTCH, CHARLIE HIGHT and MURRY WITCHER (8/0). Assistant City Clerk Linda Marshall and City Attorney C. Jason Carter were also present.

The invocation and pledge of allegiance were led by Alderwoman White.

Mayor Smith announced the Special Call meeting scheduled this date.

April 17, 2015

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, April 20, 2015, at City Hall Council Chambers, North Little Rock, Arkansas. Old business from the previous regularly scheduled meeting will be on the agenda as announced. Additionally, the following ordinance will be added:

O-15-30 – AN ORDINANCE AMENDING CHAPTER 6 (ALCOHOLIC BEVERAGES) OF THE NORTH LITTLE ROCK MUNICIPAL CODE REGARDING TAXES AND FEES ASSESSED FOR SALE OF ON-PREMISES CONSUMPTION AND RETAIL SALES AND/OR DISTRIBUTION OF ALCOHOL; AND FOR OTHER PURPOSES. Sponsor: Mayor Joe A. Smith.

A copy of the proposed Ordinance is attached hereto for your reference.

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

O-15-30 (ORDINANCE NO. 8726 – MAYOR SMITH)

AN ORDINANCE AMENDING CHAPTER 6 (ALCOHOLIC BEVERAGES) OF THE NORTH LITTLE ROCK MUNICIPAL CODE REGARDING TAXES AND FEES ASSESSED FOR SALE OF ON-PREMISES CONSUMPTION AND RETAIL SALES AND/OR DISTRIBUTION OF ALCOHOL; AND FOR OTHER PURPOSES, was called. On the motion of Alderman Witcher and

seconded by Alderwoman Ross, and by consent of all members present, the rules were suspended and ordinance was placed on its second reading (8/0). The ordinance had not been read yet, so the previous vote is void. The ordinance was read. On the motion of Alderman Taylor and seconded by Alderman Witcher, and by consent of all members present, the rules were suspended and the ordinance was placed on its second reading (8/0). Mayor Smith said the current ordinance does not allow for a partial (prorated) payment of license fees for new liquor licenses. Alderwoman Robinson is on the Advertising and Promotion Commission and said she was unaware of this legislation. She asked that the ordinance be held to allow time to talk to hotel and restaurant owners. Mr. Carter said an applicant brought this matter to attention, requesting to follow State laws concerning the proration of licenses. The City Attorney's Office and City Clerk's Office have been working on other elements in the ordinance for a while. Legislation on the other items were scheduled to be filed on the next council agenda. Alderman Witcher asked if any fees were going up. Mr. Carter said the ordinance does not include an increase in fees, however provisions for a late fee are included. Alderwoman Ross said this is an advantage to businesses. Mr. Mark Rogers, Deputy City Clerk/Revenue Officer said the ordinance needs to be adopted to allow time to publish the ordinance and send the same out with (beer/liquor) renewals notices July 1. A motion to suspend the rules was made by Alderman Witcher and seconded by Alderwoman Ross. The ordinance was read a third and final time. On the motion of Alderwoman Ross and seconded by Alderman Foutch, and the roll having been called, and all members present having voted in the affirmative, the ordinance was unanimously adopted (8/0). There was no emergency clause, the ordinance will go into effect in 60 days.

Mayor Smith opened public comment regarding O-15-22. Doctor Mike Zweifler owns commercial property adjacent to the proposed Lindsey Apartments. He referenced neighboring properties along with the costs of building roads and infrastructures. He asked that the council act in the interest of the area and the city's best interest. Mr. Alan Hope distributed photos to the council. His company has 136 employees and customers from around the state. His business is the last one on the road. Emergency access would be limited during heavy traffic periods. A connector road is needed to relieve traffic congestion. He plans to hire an additional 40 – 50 people. Mr. Bob Hardin represents the Pfeifer Family Partnership who are proponents to keep the current Master Street Plan. He referenced other speakers who would provide information obtained through a traffic study and financial plan. Mr. Ernie Peters did a study in the area including the proposed development. He referenced the focus areas and reviewed data including conditions, etc. As a result of his study, he said

there was no reason to change the current Master Street Plan. Mr. John Tull, Attorney at Law said Mr. Peters submitted the hard facts. There are alternatives. This change will affect the safety of school children in the area. Mr. Gene Pfeifer wants a win-win for the City and Lindsey Development. Numerous business owners have contacted the city regarding the intersection and stress on the same. Mr. Pfeifer opposes this legislation. At Mr. Pfeifer's request, Mr. Peters discussed the configuration of turn lanes, signals, etc. Mr. Matt Chandler spoke in support of amending the Master Street Plan. Mr. Hugh Jarrett said North Little Rock has been great to work with. They have offered to cooperate as long as costs stay within their scope. They have contracts in place and time is running out. Mr. Bart Patton works in the office park. He said the current intersection is insufficient for the volume of traffic. Mayor Smith said a secondary access is needed and the Lindsey Group has agreed to provide that.

O-15-22 (ORDINANCE NO. 8727 – MAYOR SMITH)

AN ORDINANCE AMENDING THE MASTER STREET PLAN (ORDINANCE NO. 8601) TO REALIGN THE PROPOSED COLLECTOR STREET OF NORTHSORE LANE IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Alderwoman Ross and seconded by Alderman Taylor, and by consent of all members present, with the exception of Alderwoman Robinson, who voted no, the rules were suspended and the ordinance was placed on its second reading (8/0). On the motion of Alderwoman Ross and seconded by Alderwoman White, and by consent of all members present, the rules were again suspended and the ordinance was placed on its third and final reading (8/0). The ordinance was read a third and final time. A motion to adopt was made by Alderman Witcher and seconded by Alderwoman Ross. Alderman Taylor asked about the traffic light that was referenced. Mr. Peters said a light is more likely under the current plan. Alderman Foutch asked how far Young Road (Northshore Drive) was from the light. He then asked how far the school was from Young Road. Alderman Hight said the distance from the school to North Shore Business Park is about a quarter of a mile. Alderman Foutch referenced Scenic Hill and Tech Drive and said since the apartments went in he has seen an increase in traffic. The volume of traffic on Young Road will increase. Alderwoman Robinson asked what has changed in the last year. She is not opposed to development in the area. Mr. Pfeifer said he and Mr. Jarrett have been negotiating for a while. The people in the business park need another entrance. Alderman Taylor asked Mr. Chris Wilbourn, Traffic Services Director his opinion. Mr. Wilbourn said he supports the legislation. He has reviewed the traffic study prepared by Mr. Peters, but disagreed with his findings. He referenced options including a (road) widening project from Crystal Hill to Young Road with a dedicated right turn lane. This is a state highway. On the previous motion, and the roll having been called, and all members present having voted in the affirmative, with the exception of Aldermen Robinson and Foutch, the ordinance was adopted (6/2). On the emergency clause, all members voted in the affirmative, with the exception of Aldermen Robinson and Foutch, the emergency clause was adopted (6/2).

O-15-21 (ORDINANCE NO. 8728 – MAYOR SMITH)

AN ORDINANCE RECLASSIFYING CERTAIN PROPERTY LOCATED IN THE 7500 YOUNG BLOCK OF YOUNG ROAD IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS FROM C-3 TO R-4 CLASSIFICATION BY AMENDING ORDINANCE NO. 7697 OF THE CITY OF NORTH LITTLE ROCK, ARKANSAS; ADOPTING AN AMENDED LAND USE PLAN FOR THE SUBJECT PROPERTY; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Alderwoman Ross and seconded by Alderman Hight, and by consent of all members present, the readings were suspended (8/0). On the motion of Alderman Witcher and seconded by Alderwoman White, and the roll having been called, and all members present, having voted in the affirmative, with the exception of Alderman Foutch, who voted no, the ordinance was adopted (7/1). On the emergency clause, all members voted in the affirmative, with the exception of Alderman Foutch, the emergency clause was adopted (7/1). (*applicant: Hugh Jarrett*)

There being no further business to come before the Council, and on the motion of Alderwoman Ross and seconded by Alderwoman White, and by consent of all members present, with the exception of Alderwoman Robinson who left the council chambers, the meeting was adjourned at 6:57 p.m. (7/0), until the next regularly scheduled meeting which will be held on Monday, April 27, 2015, 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