

February 23, 2009
Seven 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, February 23, 2009, was called to order at 7:00 p.m. by the honorable Mayor PATRICK HENRY HAYS. The roll having been called, and the following Aldermen answered to their names: DEBI ROSS, BETH WHITE, MAURICE TAYLOR, LINDA ROBINSON, CARY GAINES, SAM BAGGETT, CHARLIE HIGHT, and MURRY WITCHER (8/0). City Clerk Diane Whitbey and City Attorney C. Jason Carter were also present.

The invocation was given by Alderwoman White, followed by the pledge of allegiance to the flag which was led by Alderwoman Ross.

On the motion of Alderman Witcher and seconded by Alderman Hight, and by consent of all members present, the minutes of a regular council meeting held on Monday, February 9, 2009, were approved, accepted and filed as prepared by the City Clerk (8/0).

On the blanket motion of Alderwoman Robinson and seconded by Alderman Taylor, and by consent of all members present, communications #2 and 3, were accepted and filed (8/0).

2. Sharon Tedford, Mayor's Office memorandum re: *Retail Beer Off Premises - Replacement from John Henderson* for Nick's Super Stop 978 (fka) H L H Convenience, 11000 Highway 165, by Nadeem Siddique.
3. Sharon Tedford, Mayor's Office memorandum re: *Retail Beer Off Premises - Change of Manager from Ronald Keltner*, Lakewood Exxon, 2501 McCain Boulevard by Matthew Amos Enderlin.

A motion to accept and file communication #1 was made by Alderman Hight and seconded by Alderwoman Ross. The communication was read by title only. After discussion (see below) and on the motion of Alderwoman Robinson and seconded by Alderman Gaines, and by consent of all members present, the council voted to accept, file and oppose the application (8/0).

1. Sharon Tedford, Mayor's Office memorandum re: *application for New Retail Beer Off Premises* permit for Broadway Donuts and More, 4008 East Broadway, by Ismail Ibis. Mr. Emanuel Banks operates All For Kids Child Development Center (day care) 4000 East Broadway. There have been problems in the past with people drinking beer in the area. He has talked to Police Chief Danny Bradley who agreed this would not be a good location for off premise beer sales. Mr. Banks has also talked with Alderwoman Robinson regarding his concerns. Alderman Hight asked what type of business was at the location. Mr. Banks said the facility used to be a car dealership. He has not been inside the building. The permit is for off premise beer sales.

On the motion of Alderwoman Ross and seconded by Alderman Taylor, and by consent of all members present, communication #4 was read by title only, accepted and filed (8/0).

4. Mary Ann Hodge, President Main Street Argenta Board of Directors letter to Mayor Hays re: reorganization plans and possible name change for Main Street Argenta.

Mayor Hays said the creation and success of the Argenta Downtown Council (ADC), has decreased the roll of Main Street Argenta. The Main Street Argenta Board will meet this week to formally dissolve its relationship with Main Street Arkansas effective February 28, 2009. Mr. Michael Drake, Director will continue to work with the city and assist with the acquisition of Federal Economic Stimulus funds.

Mayor Hays discussed a proposed Moratorium (R-09-18) regarding dumpster screening.

Presentation of 2008 North Little Rock Sertoma Club Christmas Parade Trophies. Mayor Hays invited Mr. Jim Scott, North Little Rock Sertoma Club to come forward and assisted him with distribution of trophies for the 2008 parade. Listed below are the categories and winners:

Mayor's Cup

North Little Rock Stars

Sertoma Special Award

Ms. Karen's Dance School

Best Church Float

1st Wizards of Christmas

2nd Universal Place

Best Club Entry

1st Red Hat Glitzy Girls

2nd Post 2935 VFW

3rd North Little Rock Citizen Police Academy Alumni

Best Marching Band

1st North Little Rock High School Marching Band
and Color Guard

2nd North Little Rock East Campus Freshman Band

3rd Leap Forward Academy

Best School Presentation

1st North Little Rock High School Spirit Truck

2nd North Little Rock High School Army JR ROTC

3rd North Little Rock East Campus Student Council

Best Business / Commercial Float

1st Pulaski Bank "Let There Be Peace On Earth"

2nd Citadel Broadcasting

3rd Royal Repair

Best Miscellaneous Entry

1st Broadway Joe Video Show

Chairman's Choice

Union Pacific Railroad

Special Recognition Award

Glover Towing and Recovery

Best Community Entry

1st Salvation Army

2nd Arkansas Queen Boatmobile

3rd MEMS

Best Dance Performing Float

1st Lisa Academy Dance Team

Best Sorority

1st Zeta Phi Beta - Ms Blue
Revue

2nd Zeta Amicae North Little
Rock Chapter

Best Boy Scout Entry

1st Cub Scout #87

Best Civic Organization

1st North Little Rock Elks Lodge
1004

2nd North Little Rock Lions Club

3rd Scimitar Shriners

Honorable Mention - North
Little Rock Sertoma Club

Best Sport Team

1st North Little Rock Girls
Softball

2nd Arkansas Travelers Baseball Club

Best Non School Performing Group

1st North Little Rock Police Athletic League
Taekwondo

2nd Melrose Community Outreach

3rd All Star Youth Queen of Queens

Best Fire Department

1st North Little Rock Fire Department

Best Car Club

1st Rock City Cruisers

Best Musical Presentation

1st Good Hair Day and APA

Best Horse Drawn Entry

1st Little Rock Horse and Carriage

2nd North Little Rock High
School Swim Team

3rd North Little Rock Panthers
Football and Cheerleaders

Best Decorated Commercial Service

1st Easter Scrap Metal

2nd Razorback Concrete
“Twinkle Truck”

3rd Phillips Brothers Towing

Best Rural Fire Department

1st McAlmont Fire Department

2nd East Pulaski County Fire
Department

Best Antique Car

1st Chevy Convertible (Tom
Brown)

2nd 1949 Studebaker (Farrell
Roberts)

3rd Antique Police Car (Tom
Brown)

Best NLR Municipal Float

1st North Little Rock Animal
Control / Friends of Animals

2nd North Little Rock Electric
Department

Best Horse and Riders

1st Wild Bunch

2nd Down to Earth Riders

3rd B & M Riding Club

4th Rick’s Recycled Horses

Mayor Hays once again thanked the North Little Rock Sertoma Club and Bob and Pat Carl for all of their hard work.

Without objection, Mayor Hays asked that R-09-18 be called and convened a public hearing regarding the same at 7:50 p.m. Alderman Gaines reminded everyone the proposed legislation would put off the enforcement date. Mr. Dennis Toland is with the John Toland Company. He owns and manages 210 apartments. He has built an enclosure, but the tenants won’t use it properly. This has caused a security problem too. He said businesses which are not complying should be penalized, not everyone else. Mr. Rob Callahan owns a business on John F. Kennedy. The dumpster enclosure ordinance was hastily put together. The cost of enclosing a dumpster can range from \$800 - \$3,000. Mr. James Ard said he observed a couple coming out of a dumpster enclosure. The male was putting his clothes on. Mr. Marvin Key is with Arkansas Industry on 38th Street. He said an enclosure will cost him more money because the dumpster company charges extra if they have to unlock the dumpster or get out of their truck. Ms. Claudia Gravett said they have complied with the ordinance. The safety of their residents is their primary

focus. She is Mr. Toland's sister. Those who do not keep their dumpster areas clean should be fined. Mr. Tony Runions owns The Gettin' Place and another business in the city. He has dumpsters. Ms. Becky Scott visited 57 businesses with dumpsters last week. She found that most businesses were unaware of the dumpster enclosure requirement. They may have to have their dumpster removed. She has talked to the (3) dumpster companies. Each advised they are losing business in the city. There being no one else wishing to be heard, Mayor Hays adjourned the public hearing at 8:05 p.m. Alderman Gaines referenced the dumpster enclosure requirements could be 1, 2, 3 or 4 sided. The intent of the screening ordinance was not to cause a financial hardship. Alderwoman Ross asked about the requirement of a concrete pad. Mr. Robert Voyles, Planning Director said that applies to new construction. Alderman Hight referenced an ordinance from 2004 which addressed keeping the lid to dumpsters closed and the cleanliness of the area surrounding it. He has visited with Mr. Wayne Rathbun (Waste Management) regarding hours of the dumpsters being serviced.

R-09-18 (RESOLUTION NO. 7399 - MAYOR HAYS)

A RESOLUTION DECLARING A MORATORIUM ON ENFORCEMENT OF SECTION 12.24.B OF ORDINANCE NO. 7697 (THE ZONING ORDINANCE) REGARDING SCREENING REQUIREMENTS FOR EXISTING DUMPSTERS UNTIL JULY 1, 2009; AND FOR OTHER PURPOSES, was read. A public hearing was convened and adjourned this date (see above). On the motion of Alderman Witcher and seconded by Alderwoman Ross, and by consent of all members present, the resolution was unanimously adopted (8/0).

Mayor Hays recessed the meeting at 8:21 p.m. The meeting was reconvened at 8:25 p.m.

Mayor Hays updated the council on his recent visit to Washington, DC. Approximately 80 mayors from around the country met with United States President Barack Obama and Vice President Joe Biden regarding the Economic Stimulus package. During meetings with officials, various grant opportunities were discussed including several pertaining to police and fire departments, transportation, etc. Various state governors are meeting in Washington this week. Allocations to states will be based on different formulas. Mayor Hays encouraged council members to attend the National League of Cities Conference where the stimulus package will be discussed in more detail.

Mayor Hays convened a public hearing at 8:48 p.m. regarding O-09-11, amending Ordinance No. 7697 (the Zoning Ordinance) regarding Electronic Changeable Signs. Mr. James Ard thanked Alderman Gaines for bringing this to everyone's attention. Mr. Ard said business owners should be able to use their signs the way they want to. There being no one else wishing to be heard, the public hearing was adjourned at 8:50 p.m.

Mayor Hays asked if anyone had signed up to speak during Agenda Item Citizen Comment. Mr. Nick (Nicholas) Dudley lives on Nannette Street. He spoke regarding R-09-20 condemning property located at 1516 - 1516 ½ Phyllis. Mr. Dudley's property is adjacent to it. He has been visiting with Code Enforcement Director, Tom Wadley regarding the proposed condemnation, liens, etc. Mr. Wadley said Code Enforcement won't raze the building until after the tax sale. Mr. Dudley said the lot appraised at \$1,000.00. There being no one else wishing to be heard, Mayor Hays closed Agenda Item Citizen Comment.

UNFINISHED BUSINESS

R-09-09

A RESOLUTION DIRECTING THE NORTH LITTLE ROCK PUBLIC WORKS DEPARTMENT TO PREPARE PLANS AND SPECIFICATIONS FOR THE 2009 SIDEWALK AND DRAINAGE PROGRAM AND ADVERTISE FOR BIDS; AND FOR OTHER PURPOSES, was called and held by the sponsor, Alderman Gaines.

O-09-02

AN ORDINANCE VACATING AND ABANDONING AN ALLEY IN BLOCK 4 OF THE UNION HEIGHTS ADDITION TO THE CITY OF NORTH LITTLE ROCK (*alley runs north/south on a block bounded by West 25th Street, Division Street, West 24th Street and Franklin Street*); DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read one time January 12, 2009, was called and held by the sponsor, Mayor Hays.

O-09-11

AN ORDINANCE AMENDING ORDINANCE NO. 7697 (THE ZONING ORDINANCE) REGARDING ELECTRONIC CHANGEABLE COPY SIGNS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read one time February 9, 2009, was read a second time this date and held by sponsor, Alderman Gaines. A public hearing was held this date (see above). At the request of sponsor, Alderman Gaines, the legislation was read a second time and held.

O-09-12 (ORDINANCE NO. 8149 - ALDERMEN GAINES AND BAGGETT)

AN ORDINANCE GRANTING A CONDITIONAL USE TO ALLOW A SELF-SERVE ICE MACHINE IN A C-3 ZONE FOR CERTAIN REAL PROPERTY LOCATED AT 3621 CAMP ROBINSON ROAD IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read one time January 12, 2009, was read a second time. On the motion of Alderman Gaines and seconded by Alderman Baggett, 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 third and final reading (7/1). The ordinance was read a third and final time. Alderwoman Robinson asked where the entrance would be located. Mr. Voyles said this is a corner lot and would have its own driveway. Alderwoman Robinson asked if the building was a trailer. Mr. Voyles provided illustrations of the building. Alderman Gaines said the proposed building would improve the appearance of the area. On the motion of Alderman Gaines and seconded by Alderman Baggett, and by consent of all members present, the ordinance was amended as follows: *attach illustrations provided this date* (8/0). Alderwoman Ross asked about the entrance and traffic flow around the snowcone end of the building. Mr. Voyles said there is an existing driveway. He then reviewed the traffic flow plan. The applicant, Mr. Bill Looper said the illustrations did not reflect the driveway correctly. Traffic will enter and go around the ice machine end of the building and then back out. The snowcone end has parking slots which will not require motorists to back up. This will make the area safer for children. Mayor Hays is familiar with the location and said the proposed flow is better than what was there. Mr. Looper said an awning around the top will extend to cover the refrigeration units. He is looking at fabric and metal awnings. Alderwoman White asked about trash. Mr. Looper said he has a dumpster at another location and would remove the

trash daily. Alderman Witcher asked about the signage proposed for the awning and if it exceeded that allowed by the sign ordinance. Alderman Hight asked why this had not been before the Planning Commission. Mr. Voyles said this has been referred to the commission regarding the circulation issue. After further discussion, and on the motion of Alderman Gaines and seconded by Alderman Baggett, and the roll having been called and all members present having voted in the affirmative, with the exception of Alderwoman Robinson and Alderman Hight, the ordinance was adopted as amended (6/2). On the emergency clause, all members present voted in the affirmative, with the exception of Alderwoman Robinson, who voted no, emergency clause adopted (7/1). (*applicant: Bill Looper*)

NEW BUSINESS

R-09-17 (RESOLUTION NO. 7400 - MAYOR HAYS)

A RESOLUTION EXPRESSING SUPPORT OF AND CONGRATULATIONS TO THE ARKANSAS TWISTERS ON COMMENCEMENT OF THEIR 10TH SEASON AT ALLTEL ARENA IN THE CITY OF NORTH LITTLE ROCK; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Hight and seconded by Alderwoman Robinson, and by consent of all members present, the resolution was unanimously adopted (8/0). Mayor Hays said the new owners of the team are committed to their success and encouraged everyone to attend the arena football games.

R-09-19 (RESOLUTION NO. 7401 - MAYOR HAYS)

A RESOLUTION DECLARING CERTAIN BUILDINGS, HOUSES AND OTHER STRUCTURES LOCATED AT 1120 . SHORT 17TH STREET IN THE CITY OF NORTH LITTLE ROCK TO CONSTITUTE A PUBLIC NUISANCE AND CONDEMNING SAID STRUCTURES; PROVIDING A PERIOD OF TIME FOR PROPERTY OWNER TO ABATE SAID NUISANCE; AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Alderman Hight and seconded by Alderman Baggett. Mayor Hays convened a public hearing. There being no one present wishing to be heard, the public hearing was adjourned. On the previous motion, and all members present having voted in the affirmative, the resolution was unanimously adopted (8/0). (*owner: Economy Heat & Air of Arkansas, Inc.*)

R-09-20 (RESOLUTION NO. 7402 - MAYOR HAYS)

A RESOLUTION DECLARING CERTAIN BUILDINGS, HOUSES AND OTHER STRUCTURES LOCATED AT 1516 - 1516 ½ PHYLLIS IN THE CITY OF NORTH LITTLE ROCK TO CONSTITUTE A PUBLIC NUISANCE AND CONDEMNING SAID STRUCTURES; PROVIDING A PERIOD OF TIME FOR PROPERTY OWNER TO ABATE SAID NUISANCE; AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Alderman Hight and seconded by Alderman Gaines. Mayor Hays convened a public hearing. There being no one present wishing to be heard, the public hearing was adjourned. On the previous motion, and all members present, having voted in the affirmative, the resolution was unanimously adopted (8/0). (*owner: Bobbie Anita Jenkins and Juanita Virginia Jenkins*)

R-09-21 (RESOLUTION NO. 7403 - MAYOR HAYS)

A RESOLUTION DECLARING CERTAIN BUILDINGS, HOUSES AND OTHER STRUCTURES LOCATED AT 318 SHORT STREET IN THE CITY OF NORTH LITTLE ROCK TO CONSTITUTE A PUBLIC NUISANCE AND CONDEMNING SAID

STRUCTURES; PROVIDING A PERIOD OF TIME FOR PROPERTY OWNER TO ABATE SAID NUISANCE; AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Alderman Gaines and seconded by Alderman Hight. Mayor Hays convened a public hearing. There being no one wishing to be heard, the public hearing was adjourned. On the previous motion, and all members present having voted in the affirmative, the resolution was unanimously adopted (8/0). (*owner: Larry Davis*)

The following items were called out of order:

O-09-14 (ORDINANCE NO. 8150 - ALDERMEN GAINES AND BAGGETT)
AN ORDINANCE AUTHORIZING THAT CERTAIN SPOUSES OF ELIGIBLE RETIRED MEMBERS OF THE NORTH LITTLE ROCK FIREMEN'S PENSION AND RELIEF FUND ARE ENTITLED TO BENEFITS UNDER THE PLAN PROVIDED THAT SAID RETIRED MEMBERS HAVE MARRIED AFTER RETIREMENT AND HAVE BEEN MARRIED FOR AT LEAST FIVE (5) YEARS TO THE SPOUSE; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. At the request of sponsor Alderman Gaines, Alderman Baggett was added as a cosponsor. On the motion of Alderman Gaines and seconded by Alderman Baggett, the rules were suspended and the ordinance was placed on its second reading (8/0). On the motion of Alderman Gaines and seconded by Alderman Taylor, 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. Alderman Witcher discussed the number of employees under the old plan and the current plan. Alderwoman Ross asked if the number of years could be amended to ten (10) years. Mr. Carter discussed the requirements as stated in the state statute (Ark. Code Ann. § 24-11-820(b)(5)). On the motion of Alderman Gaines and seconded by Alderman Taylor, and the roll having been called, and all members present having voted in the affirmative, the ordinance was unanimously adopted (8/0). Emergency clause unanimously adopted (8/0).

O-09-16 (ORDINANCE NO. 8151 - ALDERMAN HIGHT)
AN ORDINANCE TO RECLASSIFY CERTAIN PROPERTY LOCATED AT 14 MARTIN DRIVE IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS, FROM THE PRESENT R-2 TO R-3 CLASSIFICATION BY AMENDING ORDINANCE NO. 7697; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Hight 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). On the motion of Alderman Hight and seconded by Alderman Witcher, and by consent of all members present, the rules were suspended and the ordinance was placed on its third and final reading (8/0). The roll having been called, and all members present having voted in the affirmative, the ordinance was unanimously adopted (8/0). Emergency clause adopted (8/0). (*applicant: A. R. Gardner*)

O-09-17 (ORDINANCE NO. 8152 - ALDERWOMEN ROSS AND WHITE)
AN ORDINANCE TO RECLASSIFY CERTAIN PROPERTY LOCATED AT 4020 CAMP ROBINSON ROAD IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS, FROM THE PRESENT R-3 TO C-3 CLASSIFICATION BY AMENDING ORDINANCE NO. 7697; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Alderwoman Ross and seconded by Alderwoman Robinson, and by consent of all members

present, 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 Robinson, 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 roll having been called, and all members present having voted in the affirmative, the ordinance was unanimously adopted (8/0). Emergency clause unanimously adopted (8/0). (*applicant: Reginald Hayes*)

O-09-15 (ORDINANCE NO. 8153 - ALDERMAN TAYLOR)

AN ORDINANCE RECLASSIFYING CERTAIN PROPERTY LOCATED AT 2809 EAST WASHINGTON AVENUE IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS FROM R-4 TO C-2 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 Alderman Taylor and seconded by Alderman Gaines, and by consent of all members present, the rules were suspended and the ordinance was placed on its second reading (8/0). On the motion of Alderman Taylor and seconded by Alderwoman Robinson, and by consent of all members present, the rules were suspended and the ordinance was placed on its third and final reading (8/0). The ordinance was read a third and final time. Alderwoman Robinson said she is concerned about parking on Redwood and a residence in the area. Asphalt will be put behind the building for parking. The applicant is also looking at a vacant lot next to this location for parking. On the motion of Alderman Gaines and seconded by Alderman Witcher, and by consent of all members present, the ordinance was amended as follows: *third whereas and in Section 1: change C-3 to C-2* (8/0). On the motion of Alderman Witcher and seconded by Alderman Gaines, and the roll having been called, and all members present having voted in the affirmative, the ordinance was unanimously adopted as amended (8/0). Emergency clause unanimously adopted (8/0). (*applicant: Antimoore Jackson*)

O-09-18 (ORDINANCE NO. 8154 - ALDERWOMEN ROSS AND WHITE *for consideration only*)

AN ORDINANCE GRANTING A SPECIAL USE TO ALLOW A MOBILE CONCESSION TRUCK IN A C-3 ZONE FOR CERTAIN REAL PROPERTY LOCATED AT 915 WEST 22ND STREET 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 Baggett, and by consent of all members present, the rules were suspended and the ordinance was placed on its second reading (8/0). Alderman Hight said this was a temporary special use while the owner is remodeling his building. Mr. Voyles said it will expire June 30, 2009. On the motion of Alderman Hight and seconded by Alderman Baggett, 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. The applicant was present along with a friend of the family who acted as an interpreter. The mobile unit will be moved to their home at night. Alderwoman Ross asked if it could be parked in a residential neighborhood. After approval, the applicant will request a health inspection. Alderwoman Robinson wanted to make sure the owner understood the requirements under Section 2. He indicated he did. On the motion of Alderwoman Ross and seconded by Alderman Taylor, and the roll having been called, and all members present having voted in the affirmative, the

ordinance was unanimously adopted (8/0). Emergency clause unanimously adopted (8/0).
(*applicant: Rosio Dominguez*)

R-09-22 (RESOLUTION NO. 7404 - MAYOR HAYS)

A RESOLUTION CERTIFYING THE AMOUNT OF A CLEAN UP LIEN TO BE FILED WITH THE PULASKI COUNTY TAX COLLECTOR AGAINST CERTAIN REAL PROPERTY LOCATED AT 2209 ½ POPLAR STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Alderman Witcher and seconded by Alderwoman Ross. Mayor Hays convened a public hearing. There being no one present wishing to be heard, the public hearing was adjourned. On the previous motion, and all members present having voted in the affirmative, the resolution was unanimously adopted (8/0). (*owner: Christiana Bank & Trust Company as trustee for the Sequoia Funding Trust - \$7,047.88*)

R-09-23 (RESOLUTION NO. 7405 - MAYOR HAYS)

A RESOLUTION CERTIFYING THE AMOUNT OF A CLEAN UP LIEN TO BE FILED WITH THE PULASKI COUNTY TAX COLLECTOR AGAINST CERTAIN REAL PROPERTY LOCATED AT 410 AND 412 COLLEGE PARK DRIVE IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Alderman Witcher and seconded by Alderwoman Ross. Mayor Hays convened a public hearing. There being no one present wishing to be heard, the public hearing was adjourned. On the previous motion, and all members present having voted in the affirmative, the resolution was unanimously adopted (8/0). (*owner: Dorean D. and Nancy Gibbs - \$2,966.67*)

R-09-24 (RESOLUTION NO. 7406 - MAYOR HAYS)

A RESOLUTION CERTIFYING THE AMOUNT OF A CLEAN UP LIEN TO BE FILED WITH THE PULASKI COUNTY TAX COLLECTOR AGAINST CERTAIN REAL PROPERTY LOCATED AT 1020 NORTH E STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Alderman Witcher and seconded by Alderwoman Ross. Mayor Hays convened a public hearing. There being no one present wishing to be heard, the public hearing was adjourned. On the previous motion, and all members present having voted in the affirmative, the resolution was unanimously adopted (8/0). (*owner: Arthur Lee and Anna Mayweather - \$2,984.19*)

R-09-25 (RESOLUTION NO. 7407 - MAYOR HAYS)

A RESOLUTION CERTIFYING THE AMOUNT OF A CLEAN UP LIEN TO BE FILED WITH THE PULASKI COUNTY TAX COLLECTOR AGAINST CERTAIN REAL PROPERTY LOCATED AT 313 BOGGS IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Alderman Witcher and seconded by Alderwoman Ross. Mayor Hays convened a public hearing. There being no one present wishing to be heard, the public hearing was adjourned. On the previous motion, and all members present having voted in the affirmative, the resolution was unanimously adopted (8/0). (*owner: Violet Garrison - \$2,893.06*)

R-08-26 (RESOLUTION NO. 7408 - MAYOR HAYS)

A RESOLUTION CERTIFYING THE AMOUNT OF A CLEAN UP LIEN TO BE FILED WITH THE PULASKI COUNTY TAX COLLECTOR AGAINST CERTAIN REAL PROPERTY LOCATED AT 1112 PARK DRIVE IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Alderman Witcher and seconded by Alderwoman Ross. Mayor Hays convened a public hearing. There being no one present wishing to be heard, the public hearing was adjourned. On the previous motion, and all members present having voted in the affirmative, the resolution was unanimously adopted (8/0). (*owner: Phillip Pope*)

R-09-27 (RESOLUTION NO. 7409 - MAYOR HAYS)

A RESOLUTION CERTIFYING THE AMOUNT OF A CLEAN UP LIEN TO BE FILED WITH THE PULASKI COUNTY TAX COLLECTOR AGAINST CERTAIN REAL PROPERTY LOCATED AT 1524 MARION STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Alderman Witcher and seconded by Alderwoman Ross. Mayor Hays convened a public hearing. There being no one present wishing to be heard, the public hearing was adjourned. On the previous motion, and all members present having voted in the affirmative, the resolution was unanimously adopted (8/0). (*owner: Nancy Wimberly - \$2,799.52*)

R-09-28 (RESOLUTION NO. 7410 - MAYOR HAYS)

A RESOLUTION CERTIFYING THE AMOUNT OF A CLEAN UP LIEN TO BE FILED WITH THE PULASKI COUNTY TAX COLLECTOR AGAINST CERTAIN REAL PROPERTY LOCATED AT 801 NORTH F STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Alderman Witcher and seconded by Alderwoman Ross. Mayor Hays convened a public hearing. There being no one present wishing to be heard, the public hearing was adjourned. On the previous motion, and all members present having voted in the affirmative, the resolution was unanimously adopted (8/0). (*owner: Garcia Investment LLC - \$2,898.08*)

R-09-29 (RESOLUTION NO. 7411 - MAYOR HAYS)

A RESOLUTION CERTIFYING THE AMOUNT OF A CLEAN UP LIEN TO BE FILED WITH THE PULASKI COUNTY TAX COLLECTOR AGAINST CERTAIN REAL PROPERTY LOCATED AT 1610 EAST 2ND STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Alderman Witcher and seconded by Alderwoman Ross. Mayor Hays convened a public hearing. There being no one present wishing to be heard, the public hearing was adjourned. On the previous motion, and all members present having voted in the affirmative, the resolution was unanimously adopted (8/0). (*owner: Dolly Williams (c/o David Hall) - \$2,756.04*)

R-09-30

A RESOLUTION CERTIFYING THE AMOUNT OF A CLEAN UP LIEN TO BE FILED WITH THE PULASKI COUNTY TAX COLLECTOR AGAINST CERTAIN REAL PROPERTY LOCATED AT 1508 HIGHWAY 70 IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; AND FOR OTHER PURPOSES, was called and withdrawn at the request of the city attorney. The bill has been paid. (*owner: Alley Dev Co-Protho - \$2,270.18*)

R-09-31 (RESOLUTION NO. 7412 - MAYOR HAYS)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER AN ENERGY ATTRIBUTES SALE AGREEMENT WITH L'OREAL USA; AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Alderman Taylor and seconded by Alderwoman Robinson. Mayor Hays explained what green tags were (the price being \$2.50 each). Mr. Mike Russ, General Manager North Little Rock Electric Department said the number of tags the city has is based on generation at the Hydro Plant. On the previous motion, and by consent of all members present, the resolution was unanimously adopted (8/0).

O-09-13 (ORDINANCE NO. 8155 - MAYOR HAYS)

AN ORDINANCE WAIVING FORMAL BIDDING REQUIREMENTS FOR INSURANCE ON THE MURRAY HYDROELECTRIC PLANT; AUTHORIZING A CONTRACT WITH REGIONS INSURANCE (not to exceed \$318,430.00 with Business Interruption Coverage); DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Alderwoman Robinson and seconded by Alderman Taylor, and by consent of all members present, the rules were suspended and the ordinance was placed on its second reading (8/0). On the motion of Alderwoman Robinson and seconded by Alderman Baggett, 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. Mayor Hays said this is the best coverage available to the city. The city could save money on the premium if acts of terrorism were exempted. Mayor Hays said he was not comfortable with that exclusion. On the motion of Alderman Hight and seconded by Alderman Baggett, and the roll having been called, and all members present having voted in the affirmative, the ordinance was unanimously adopted (8/0). Emergency clause unanimously adopted (8/0).

PUBLIC COMMENTS-----

Alderman Gaines said the first meeting of the Veterans Memorial Advisory Committee will be this Thursday, February 26, 2009, at the Hays Center at 6:30 p.m. Alderwoman Ross reminded everyone the leaf vacuums are on an on-call status until March 6, 2009, which will be the last day of the program for the season. Mayor Hays announced the annual North Little Rock Police and Fire Awards Ceremony, this Friday, February 27, 2009, from 3:00 - 4:00 p.m. Everyone is invited. Mr. Bobby Taylor continues to have a code problem in his neighborhood. Mr. Taylor said a property across from Sonic in Rose City looks like a junk yard. Alderwoman Robinson has requested a list of code violations and citations in Ward 2. She will share the information with Mr. Taylor when it is available. She said the car repair location on Highway 161 Mr. Taylor mentioned was rezoned without conditions. Mr. Ard said after a house was demolished (inaudible), standing water has become a problem. Mr. Ard commended an electric department employee for her assistance. He asked if anything was being done about the noise coming from ice cream trucks. Mr. Ard said the dumpster behind the police station is open and wanted to know why the city doesn't have to keep its dumpsters closed. Mr. Ard said the live internet streaming of the council meeting does not include audio.

There being no further business to come before the Council, and on the motion of Alderwoman Robinson and seconded by Alderman Witcher, and by consent of all members present, the meeting adjourned at 10:30 p.m. (8/0), until the next regularly scheduled meeting to be held on

March 9, 2009, at seven o'clock p.m. in the City Council Chambers in City Hall, located at 300 Main Street, North Little Rock, Arkansas.

APPROVED: MAYOR PATRICK HENRY HAYS

ATTEST: DIANE WHITBEY, CITY CLERK