

August 23, 2010
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, August 23, 2010, 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, SAM BAGGETT, JIMMY PHILLIPS, MURRY WITCHER and CHARLIE HIGHT (8/0), a quorum was declared. City Clerk Diane Whitbey and City Attorney, C. Jason Carter were also present.

The invocation was given by Alderman Taylor, followed by the pledge of allegiance to the flag which was led by Alderwoman Robinson.

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 and a Special Call meeting held on Monday, August 9, 2010, were approved, accepted and filed as prepared by the City Clerk (8/0).

On the blanket motion of Alderman Taylor and seconded by Alderman Baggett, and by consent of all members present, communications #1, 2, 3, 4, 5, and 6 were accepted and filed (8/0).

1. Joe Smith, (Purchasing Director) North Little Rock Public Building Authority President letter to Mayor Hays and City Council re: property to be deeded to the city.
2. Paula Storeygard, Attorney at Law - letter to Mayor Hays and City Council re: Sister Cities Exchange trip to Uiwang, South Korea.
3. Allison Storeygard - letter to City Council members re: trip to Uiwang City, South Korea.
4. C. Jason Carter, City Attorney letter to Members of the City Council re: R-10-139, advising that property is subject to purchasing option.
5. Bob Reynolds, PE, CEM, Systems Engineer, North Little Rock Electric Department email to Mr. Mike Russ, General Manager, North Little Rock Electric Department re: unappropriated expenditure pertaining to Unit #1 Generator, Murray Hydroelectric Plant in the amount of \$111,850.00.
6. Frank Fletcher, Jr., email to Mayor Hays re: proposed land exchange valued at \$2.2 million and questions regarding the same.

Mayor Hays invited Mr. Doug McDowall to come forward. Mr. McDowall announced an upcoming tour of a Ford Tri-Motor Aircraft, which will be at the North Little Rock Airport over the Labor Day Holiday weekend. The aircraft was built in 1929 by the Ford Motor Company. Residents are encouraged to visit the craft. Rides are also available.

Mayor Hays invited Mrs. Margaret Powell, Community Relations Director to come forward. Mayor Hays said ten youth and two adult chaperones represented the City of North Little Rock during a Sister Cities Exchange with Uiwang City, South Korea. Mrs. Powell said this trip celebrates 10 years of student exchange. Several of the youth and the chaperones were present to share their experiences and thank the city council for this opportunity. The following were part

of the delegation: Paula Storeygard, Michael Strobel, Grant Strobel, Allison Storeygard, (inaudible), Ian Kerr, Mitchell Meyer, Connor Ratliff, Elizabeth Harris, Derick Dailey, Chaz Antonio, and (inaudible) Sorrell. Mrs. Powell thanked the city council for their continued support of this program.

Mayor Hays announced citizen public comment on numbered agenda items. Mr. Jack Finnegan, Baring Cross Neighborhood Association spoke regarding R-10-113 through R-10-126. Several proposed projects have been delayed. However, these resolutions provide for redevelopment. Mr. James Ard spoke regarding O-10-53. The Atkinson family needs a street with their name. He again suggested renaming another street for them. Mr. K. C. Lowery spoke regarding the property purchases in R-10-113 through R-10-126. He referenced a previous purchase of property (former Checkmate Club location). He is happy for the expansion but doesn't want to see it sit dormant. Pastor Victor Moore spoke regarding O-10-53, and reiterated the request to rename Atkinson Street to Mt. Olive. Mayor Hays asked if anyone else wished to speak on O-10-53. Without objection, the legislation was called.

O-10-53 (ORDINANCE NO. 8279 - ALDERWOMAN ROBINSON)
AN ORDINANCE CHANGING THE NAME OF ~~ATKINSON~~ RHODES STREET TO MT. OLIVE BOULEVARD IN THE CITY OF NORTH LITTLE ROCK; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read one time on July 26, 2010, and a public hearing was held that date. The ordinance was read a second time. On the motion of Alderman Hight 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. On the motion of Alderwoman Robinson and seconded by Alderman Phillips, and by consent of all members present, the ordinance was amended as follows: *Section 1: strike through ~~Atkinson~~ and insert RHODES; and strike through ~~Boulevard~~ and insert STREET; and, insert NEW SECTION 2: THAT ATKINSON STREET IS HEREBY NAMED ATKINSON RHODES STREET.; and, renumber subsequent sections accordingly* (8/0). On the motion of Alderman Hight 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 as amended (8/0). Emergency clause unanimously adopted (8/0).

Mayor Hays then continued citizen public comment on numbered agenda items. There being no one else present wishing to be heard, Mayor Hays called for unfinished business.

UNFINISHED BUSINESS

R-10-113 (RESOLUTION NO. 7698 - MAYOR HAYS)
A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO AN AGREEMENT WITH THE ARKANSAS DEVELOPMENT FINANCE AUTHORITY FOR NEIGHBORHOOD STABILIZATION PROGRAM 1 FUNDING TO PURCHASE PROPERTIES AND CONSTRUCT SINGLE-FAMILY HOMES; AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Alderwoman Robinson and seconded by Alderman Taylor. On the motion of Alderman Taylor and seconded by Alderwoman Robinson, and by consent of all members present, except for Alderman Baggett who replied "present", the resolution was amended as follows: *attached addition to Exhibit A (legal description, and replace Exhibit B and Exhibit C with copy provided this date* (7/1). Mayor Hays said this will

provide Federal Funding for low to moderate income housing. On the motion of Alderman Taylor and seconded by Alderman Robinson, and by consent of all members present, with the exception of Alderman Baggett who replied “present”, the resolution was adopted as amended (7/1).

R-10-114 (RESOLUTION NO. 7699 - MAYOR HAYS)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO PURCHASE CERTAIN REAL PROPERTY LOCATED AT 314 PARKER IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; APPROPRIATING FUNDS (\$5,445.00 General Fund); AND FOR OTHER PURPOSES, was read. On the motion of Alderman Taylor and seconded by Alderwoman Robinson, and by consent of all members present, with the exception of Alderman Baggett who replied “present”, the resolution was adopted (7/1). (*Seller” North Bluffs Development Corporation*)

R-10-115 (RESOLUTION NO. 7700 - MAYOR HAYS)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO PURCHASE CERTAIN REAL PROPERTY LOCATED AT 707 PARKER STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; APPROPRIATING FUNDS (\$10,890.00 - General Fund); AND FOR OTHER PURPOSES, was read. On the motion of Alderwoman Robinson and seconded by Alderman Taylor, and by consent of all members present, with the exception of Alderman Baggett who replied “present”, the resolution was adopted (7/1). (*Seller: NLR Parker Street Properties, LLC*).

R-10-116 (RESOLUTION NO. 7701 - MAYOR HAYS)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO PURCHASE CERTAIN REAL PROPERTY LOCATED AT 711-A AND 711-B PARKER IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; APPROPRIATING FUNDS (\$25,740.00 - General Fund); AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Alderwoman Robinson and seconded by Alderman Taylor. On the motion of Alderman Taylor and seconded by Alderwoman Robinson, and by consent of all members present, with the exception of Alderman Baggett who replied “present” the resolution was amended as follows: *change amount from \$25,740.00, and insert \$26,235.00* (7/1). On the motion of Alderwoman Robinson and seconded by Alderman Taylor, and by consent of all members present, with the exception of Alderman Baggett who replied “present”, the resolution was adopted as amended (7/1). (*Seller: NLR Parker Street Properties, LLC*).

R-10-117 (RESOLUTION NO. 7702 - MAYOR HAYS)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO PURCHASE CERTAIN REAL PROPERTY LOCATED AT 808 PARKER IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; APPROPRIATING FUNDS (\$5,940.00 - General Fund); AND FOR OTHER PURPOSES, was read. On the motion of Alderwoman Robinson and seconded by Alderman Taylor, and by consent of all members present, with the exception of Alderman Baggett who replied “present”, the resolution was adopted (7/1). (*Seller: NLR Parker Street Properties, LLC*).

R-10-118 (RESOLUTION NO. 7703 - MAYOR HAYS)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO PURCHASE CERTAIN REAL PROPERTY LOCATED AT 812 PARKER IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; APPROPRIATING FUNDS (\$4,950.00 - General Fund); AND FOR OTHER PURPOSES, was read. On the motion of Alderwoman Robinson and seconded by Alderman Taylor, and by consent of all members present, with the exception of Alderman Baggett who replied “present”, the resolution was adopted (7/1). (*Seller: North Bluffs Development Corporation*).

R-10-119 (RESOLUTION NO. 7704 - MAYOR HAYS)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO PURCHASE CERTAIN REAL PROPERTY LOCATED AT 818 PARKER IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; APPROPRIATING FUNDS (\$5,445.00 - General Fund); AND FOR OTHER PURPOSES, was read. On the motion of Alderwoman Robinson and seconded by Alderman Taylor, and by consent of all members present, with the exception of Alderman Baggett who replied “present”, the resolution was adopted (7/1). (*Seller: NLR Parker Street Properties, LLC*).

R-10-120 (RESOLUTION NO. 7705 - MAYOR HAYS)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO PURCHASE CERTAIN REAL PROPERTY LOCATED AT 1023 PARKER IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; APPROPRIATING FUNDS (\$19,800.00 - General Fund); AND FOR OTHER PURPOSES, was read. On the motion of Alderwoman Robinson and seconded by Alderman Taylor, and by consent of all members present, with the exception of Alderman Baggett who replied “present”, the resolution was adopted (7/1). (*Seller: Baring Cross Restoration, LLC*).

R-10-121 (RESOLUTION NO. 7706 - MAYOR HAYS)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO PURCHASE CERTAIN REAL PROPERTY LOCATED AT 1208 WEST 8TH STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; APPROPRIATING FUNDS (\$5,940.00 - General Fund); AND FOR OTHER PURPOSES, was read. On the motion of Alderwoman Robinson and seconded by Alderman Taylor, and by consent of all members present, with the exception of Alderman Baggett who replied “present”, the resolution was adopted (7/1). (*Seller: North Bluffs Development Corporation*).

R-10-122 (RESOLUTION NO. 7707 - MAYOR HAYS)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO PURCHASE CERTAIN REAL PROPERTY LOCATED AT ~~1210~~ 1212 WEST 8TH STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; APPROPRIATING FUNDS (\$5,940.00 - General Fund); AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Alderwoman Robinson and Alderman Taylor. On the motion of Alderwoman Ross and seconded by Alderwoman Robinson, and by consent of all members present, with the exception of Alderman Baggett who replied “present”, the resolution was amended as follows: *change address from ~~1210~~ to 1212* (7/1). On the motion of Alderwoman Ross and seconded by Alderman Taylor, and by consent of all members present, with the exception of Alderman

Baggett, who replied “present”, the resolution was adopted as amended (7/1). (*Seller: North Bluffs Development Corporation*).

R-10-123 (RESOLUTION NO. 7708 - MAYOR HAYS)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO PURCHASE CERTAIN REAL PROPERTY LOCATED AT 1214 WEST 8TH STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; APPROPRIATING FUNDS (\$5,940.00 - General Fund); AND FOR OTHER PURPOSES, was read. On the motion of Alderman Taylor and seconded by Alderwoman Robinson, and by consent of all members present, with the exception of Alderman Baggett who replied “present”, the resolution was adopted (7/1). (*North Bluffs Development Corporation*).

R-10-124 (RESOLUTION NO. 7709 - MAYOR HAYS)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO PURCHASE CERTAIN REAL PROPERTY LOCATED AT 1223 WEST 7TH STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; APPROPRIATING FUNDS (\$9,900.00 - General Fund); AND FOR OTHER PURPOSES, was read. On the motion of Alderwoman Robinson and seconded by Alderwoman Ross, and by consent of all members present, with the exception of Alderman Baggett who replied “present”, the resolution was adopted (7/1). (*Seller: North Bluffs Development Corporation*).

R-10-125 (RESOLUTION NO. 7710 - MAYOR HAYS)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO PURCHASE CERTAIN REAL PROPERTY LOCATED AT 1234 WEST 8TH STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; APPROPRIATING FUNDS (\$5,940.00 - General Fund); AND FOR OTHER PURPOSES, was read. On the motion of Alderwoman Robinson and seconded by Alderman Taylor, and by consent of all members present, with the exception of Alderman Baggett who replied “present”, the resolution was adopted (7/1). (*Seller: NLR Parker Street Properties, LLC*)

R-10-126 (RESOLUTION NO. 7711 - MAYOR HAYS)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO PURCHASE CERTAIN REAL PROPERTY LOCATED AT 1218 WEST 9TH STREET IN THE CITY OF NORTH LITTLE ROCK; ARKANSAS; APPROPRIATING FUNDS (\$5,445.00 - General Fund); AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Alderwoman Robinson and seconded by Alderman Taylor. On the motion of Alderwoman Ross and seconded by Alderwoman Robinson, and by consent of all members present, with the exception of Alderman Baggett who replied “present”, the resolution was amended as follows: *in the Offer and Acceptance, change the legal name of the seller from ~~McClellan Engineers~~ to JMB INVESTMENTS, LLC* (7/1). On the motion of Alderman Taylor and seconded by Alderwoman Robinson, and by consent of all members present, with the exception of Alderman Baggett who replied “present”, the resolution was adopted as amended (7/1).

NEW BUSINESS

R-10-129 (RESOLUTION NO. 7712 - MAYOR HAYS)

A RESOLUTION DECLARING CERTAIN BUILDINGS, HOUSES AND OTHER STRUCTURES LOCATED AT 800 EAST BROADWAY 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 Alderwoman Ross and seconded by Alderman Taylor. 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: James Robert Fisher*).

R-10-130 (RESOLUTION NO. 7713 - MAYOR HAYS)

A RESOLUTION DECLARING CERTAIN BUILDINGS, HOUSES AND OTHERS STRUCTURES LOCATED AT 112 COLLEGE PARK CIRCLE (AKA 621 WEST 18TH 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 Alderwoman Ross and seconded by Alderwoman Robinson. 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: Entropy Systems, Inc.*).

R-10-131 (RESOLUTION NO. 7714 - MAYOR HAYS)

A RESOLUTION DECLARING CERTAIN BUILDINGS, HOUSES AND OTHER STRUCTURES LOCATED AT 1623 SCHAER 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 Alderwoman Ross and seconded by Alderwoman Robinson. Mayor Hays convened a public hearing this date. Mrs. Jean Dozier said they were going to tear their house down. Mayor Hays suggested she meet with the city attorney and code enforcement this Thursday at 8:30 a.m. (Ralph) Cooper Baggett said he's been working on the property every day. He tries to keep it clean. Mr. Baggett said they need some time. He has two dogs keeping an eye on things. On the previous motion, and all members present having voted in the affirmative, with the exception of Alderman Baggett who passed, the resolution was adopted (7/1). (*owners: Jean Dozier and (Ralph) Cooper Baggett*).

R-10-132 (RESOLUTION NO. 7715 - MAYOR HAYS)

A RESOLUTION DECLARING CERTAIN BUILDINGS, HOUSES AND OTHER STRUCTURES LOCATED AT 5411 FAIRFAX (AKA 118 FAIRFAX) 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 Alderwoman Ross and seconded by Alderwoman White. 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).

R-10-133 (RESOLUTION NO. 7716 - MAYOR HAYS)

A RESOLUTION APPROVING AMOUNTS OF LIENS TO BE CERTIFIED TO THE PULASKI COUNTY TAX COLLECTOR AGAINST CERTAIN REAL PROPERTIES AS A RESULT OF GRASS CUTTING EXPENSES AND ABATEMENT OF OTHER NUISANCES IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; AND FOR OTHER PURPOSES,

was read. A motion to adopt was made by Alderwoman Robinson and seconded by Alderman Baggett. On the motion of Alderman Hight and seconded by Alderwoman Robinson, Exhibit "A" was amended as follows: *per Tom Wadley, Code Enforcement Director, remove 33N252001430, William Ivory, 1515 W. 16th and 23N0460042300, Isaac and Addie J. Maxon - both paid this date (8/0).* On the motion of Alderman Witcher and seconded by Alderwoman Robinson, and by consent of all members present the resolution was unanimously adopted as amended (8/0).

R-10-134 (RESOLUTION NO. 7717 - MAYOR HAYS)

A RESOLUTION URGING THE ARKANSAS CONGRESSIONAL DELEGATION TO SUPPORT LEGISLATION THAT CLEARLY GUARANTEES LOCAL GOVERNMENTS THE RIGHT TO ASSESS SPECIAL TAXES FOR CLEAN ENERGY PROGRAMS AND RESTORE THE PROMISE OF PACE (PROPERTY ASSESSED CLEAN ENERGY); AND FOR OTHER PURPOSES,

was read. A motion to adopt was made by Alderman Taylor and seconded by Alderman Hight. Mayor Hays said PACE is not really active in Arkansas. The program provides for property owners to voluntarily add energy efficient improvements to their home, they can then have that assessed as taxes. This does not give the council any assessment rights. On the previous motion, and by consent of all members present, the resolution was unanimously adopted (8/0).

R-10-135 (RESOLUTION NO. 7718 - MAYOR HAYS)

A RESOLUTION APPROPRIATING \$7,020.00 FROM ACT 833 FUNDS FOR THE PURCHASE AND INSTALLATION OF FIBER OPTIC CABLE TO FIRE STATION NO. 3; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Witcher and seconded by Alderman Hight, and by consent of all members present, the resolution was unanimously adopted (8/0).

R-10-136 (RESOLUTION NO. 7719 - MAYOR HAYS)

A RESOLUTION APPROPRIATING \$2,411.00 FROM ACT 833 FUNDS FOR THE 20% LOCAL SHARE OF A FEMA GRANT AWARDED TO THE NORTH LITTLE ROCK FIRE DEPARTMENT FOR ITS FIRE PREVENTION & SAFETY PROGRAM; AND FOR OTHER PURPOSES, was read. On the motion of Alderwoman Robinson and seconded by Alderman Baggett, and by consent of all members present, the resolution was unanimously adopted (8/0).

R-10-137 (RESOLUTION NO. 7720 - MAYOR HAYS)

A RESOLUTION APPROVING PARTICIPATION BY THE CITY OF NORTH LITTLE ROCK UNDER THE ARKANSAS DEPARTMENT OF PARKS AND TOURISM'S OUTDOOR RECREATION GRANT PROGRAM FOR IMPROVEMENTS AT SHERMAN PARK AND BURNS PARK; 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 resolution was unanimously adopted (8/0).

R-10-138 (RESOLUTION NO. 7721 - MAYOR HAYS)

A RESOLUTION EXPRESSING THE WILLINGNESS OF THE CITY OF NORTH LITTLE ROCK, ARKANSAS TO UTILIZE FEDERAL AID FUNDS FOR IMPLEMENTATION OF THE LEVY UNION PACIFIC RAILROAD (UPRR) SPUR BIKEWAY; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Hight and seconded by Alderman Phillips, and by consent of all members present, the resolution was unanimously adopted (8/0).

R-10-139

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE DOCUMENT TO EXCHANGE CERTAIN REAL PROPERTY OWNED BY THE CITY FOR OTHER REAL PROPERTY OF EQUAL VALUE; AND FOR OTHER PURPOSES, was read.

Mayor Hays said there has been development of new hotels and redevelopment of existing hotels in recent years in Little Rock. When there are events in North Little Rock a lot of visitors have to stay in Little Rock due to a lack of lodging here. This legislation does not guarantee a hotel development and/or parking deck on the former Rye Furniture property, but it is a big step in that direction. Mayor Hays and Mr. Robert Voyles, Planning Director then reviewed the properties to be exchanged and referenced maps handed out this date. The Downtown Master Plan does not commit this council to anything and does not bind this council or subsequent councils to anything. Mayor Hays referenced several recent uses of the Rye Furniture building. Mayor Hays referenced the appraisal amounts on the city property. Alderwoman Ross said she hasn't had a chance to review the options on the property and asked if the legislation could be held. Mayor Hays said the Rye property is subject to a buy-back of 2/3 of the land, conditioned on a hotel development. This option would be available for 12 months. An option for an additional 12 months would cost the buyer an additional \$10,000.00. The remaining 1/3 could be a parking deck. Mayor Hays referenced a letter from Mr. Fletcher (see communication #6) regarding financing, TIF Funds, etc. If a hotel is not built, the property could be used for a convention site. Mayor Hays referenced parking decks (4 or 5) in Little Rock and said they are managed by the Little Rock Advertising and Promotion Commission. Mr. John Gaudin said his group has an interest in the property north of the bus station as it is adjacent to the old James Brothers property, which they own. He also referenced property in the vicinity of the old feed mill. A possible hotel investor said the option would make it easier for them to move forward. Alderman Baggett said he wants to see the city grow. Parking downtown is an issue, more is needed. A lot of people are coming downtown and spending money. More hotels and motels are needed to accommodate them. The legislation was then held by the sponsor, Mayor Hays.

O-10-58 (ORDINANCE NO. 8280 - MAYOR HAYS)

AN ORDINANCE ANNEXING A POCKET OF LAND LOCATED ALONG DEWAFFELBAKKER DRIVE TO BE TITLED "DEWAFFELBAKKER POCKET ANNEXATION" TO THE CITY OF NORTH LITTLE ROCK, ARKANSAS, AND MAKING THE "DEWAFFELBAKKER POCKET ANNEXATION" A PART OF THE CITY OF NORTH LITTLE ROCK; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Alderwoman Robinson and seconded by Alderman Phillips, 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 Phillips, 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 unanimously adopted (8/0).

O-10-59 (ORDINANCE NO. 8281 - ALDERMEN TAYLOR AND ROBINSON)
AN ORDINANCE ACCEPTING STREETS AND DRAINAGE INFRASTRUCTURE WITHIN FAULKNER CROSSING PHASE THREE IN THE CITY OF NORTH LITTLE ROCK; 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 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 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-10-60 (ORDINANCE NO. 8282 - ALDERMAN TAYLOR)
AN ORDINANCE GRANTING A CONDITIONAL USE TO ALLOW A CUSTOM CABINET SHOP IN A C-4 ZONE FOR CERTAIN REAL PROPERTY LOCATED ON THE EAST SIDE OF MICHAELA COURT IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; 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 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 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: Scot Kerr*).

O-10-61 (ORDINANCE NO. 8283 - ALDERMAN HIGHT)
AN ORDINANCE RECLASSIFYING CERTAIN PROPERTY LOCATED AT THE END OF 46TH STREET ON THE NORTH SIDE IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS FROM I-1 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 Alderman Hight 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 Alderman Hight 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. Mr. Voyles advised Mr. Burkhalter is proposing an apartment complex on 46th Street south of North Point Ford and north of the Weaver Bailey Concrete Plant. Alderman Hight said the apartments to be developed are similar to the ones on Maumelle Boulevard. On the motion of Alderman Witcher and seconded by Alderman Hight, 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: Robert Holloway*).

O-10-62 (ORDINANCE NO. 8284 - ALDERMAN HIGHT)

AN ORDINANCE APPROVING WAIVER REQUESTS FOR CERTAIN REAL PROPERTY LOCATED AT THE END OF 46TH STREET ON THE NORTH SIDE IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Hight and seconded by Alderman Phillips, 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 Phillips, 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. Mr. Voyles said the applicant is proposing an 8' brick wall and waiver regarding screening on the north and west side of the property. On the motion of Alderman Hight and seconded by Alderman Phillips, 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: Mark Redder, The Holloway Firm, Inc.*)

O-10-63 (ORDINANCE NO. 8285 - ALDERMAN HIGHT *for consideration only*)

AN ORDINANCE APPROVING A REQUEST TO WAIVE THE REQUIREMENTS OF THE MASTER STREET PLAN TO PROVIDE HALF STREET IMPROVEMENTS FOR THE FOUNTAINE BLUE NORTH DEVELOPMENT ON 46TH STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. Mr. Voyles said the developer has proposed to provide full street improvements from the intersection of Smokey Land and 46th Street, past the entrance to the complex. Fire access would be provided on the remainder of 46th Street. On the motion of Alderman Hight 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). On the motion of Alderman Hight and seconded by Alderman Phillips, and by consent of all members present, the rules were again suspended and the ordinance was placed on its third and final reading. Alderwoman Ross said the developer would develop both sides of the street (as illustrated in the attached Exhibit "A".) She inquired who would develop the remainder of the street in the future. Mr. Voyles said the city would be the likely candidate to develop it. Alderman Taylor said the exhibit indicated that the remainder of the street would be gravel. The applicant said the base would be gravel with a green (grass) top. Mr. Robert Holloway said the developer will provide a whole street which is above what is required. Mr. Voyles said the Master Street Plan includes the standard improvements required. Alderman Phillips said the bridge is out past this property so the road can't go any further. Mr. Voyles said the bridge washed out about 15 years ago. The gravel road would provide the fire department access to the property. Alderman Baggett said he visited another of Mr. Holloway's properties. It is a unique development which is an asset to the area. Alderwoman Ross asked who would maintain the gravel road. Mayor Hays asked Mr. Holloway to provide a letter indicating the apartment complex will maintain the property. The grass will beautify the area. Mr. Holloway said grass streets are a common practice. Mr. Voyles could not recall any other grass streets. On the motion of Alderman Witcher and seconded by

Alderman Hight, and the roll having been called, and all members present having voted in the affirmative, with the exception of Alderwoman White who vote no, the ordinance was adopted (7/1). Emergency clause unanimously adopted (8/0). (*applicant: Mark Redder, The Holloway Firm, Inc.*).

O-10-64 (ORDINANCE NO. 8286 - ALDERMEN BAGGETT AND PHILLIPS)

AN ORDINANCE RECLASSIFYING CERTAIN PROPERTY LOCATED NORTH OF FRENCHMEN LOOP ON WEST SIDE OF COUNTS MASSIE IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS FROM R-4 TO C-3 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 Baggett and seconded by Alderman Phillips, 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 Baggett and seconded by Alderman Phillips, and by consent of all members present the rules were again suspended and the ordinance was place on its third and final reading (8/0). The ordinance was read a third and final time. Alderman Baggett said the area is already zoned commercial. Under 300 apartments will be in the area. Alderwoman Ross asked if they are market rate. On the motion of Alderman Hight and seconded by Alderman Phillips, and the roll having been called, and all members present having voted in the affirmative, with the exception of Alderwoman Ross who voted no, the ordinance was adopted (7/1). On the emergency clause, all members present voted in the affirmative, with the exception of Alderwoman Ross who voted no, emergency clause adopted (7/1). (*applicant: Robert Holloway*).

PUBLIC COMMENTS-----

Alderman Baggett and Alderman Phillips met recently with several department heads regarding the park on Camp Robinson Road. They requested sidewalks and a four foot chain link fence. Mr. Jim Ard thanked the council for keeping Atkinson Street. Mr. Ard thanked Alderwoman Robinson for cleaning up a place on the old England Highway. Mr. Ard said he will not be running against Alderman Phillips. Mr. Lowery spoke regarding a sensorred traffic light at Parkway and Military Drive coming off of Interstate 40. He also mentioned drainage on his property during heavy downpours. Mr. Lowery thanked the city for Burns Park. Mr. Steve Baxter announced he is a candidate for Alderman Ward 3. Alderwoman Ross announced Dark Hollow Days, Saturday, September 11, 2010. Mr. Carter advised the public can put up a “no solicitation” sign or tell people to leave their property. If they refuse to leave, it is then considered trespassing and residents can call the police. Chief Steve Smith, Fire Department announced an upcoming event Saturday, August 28, 2010 at the Clinton Library. The event is Easter Seals Walk with Me which is an opportunity for anyone and everyone to make a difference in the lives of children and adults with disabilities.

There being no further business to come before the Council, and on the motion of Alderman Witcher and seconded by Alderwoman Robinson, and by consent of all members present, the meeting was adjourned at 8:58 p.m. (8/0), until the next regularly scheduled meeting to be held on Monday, September 13, 2010, 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