

**Little Rock Board of Directors Meeting
October 15, 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; Webb; Peck; Hines; Wright; Kumpuris; Fortson; Adcock; Vice-Mayor Wyrick; and Mayor Scott. Director Lance Hines delivered the invocation followed by the Pledge of Allegiance.

PRESENTATIONS

City Beautiful Landscape Awards

ADDITIONS:

Mayor Scott stated that he would like for Item M-1 to be added to the agenda for discussion; however, he would propose for the meeting to be recessed to provide the Board Members with additional time to review the proposal at the October 29, 2019, Agenda Meeting.

M-1 RESOLUTION: To authorize an agreement with United Healthcare, in an amount not to exceed \$15,000,000.00, to provide Healthcare Insurance for City of Little Rock Employees and Retirees, for a period beginning January 1, 2020, to December 31, 2020; and for other purposes. *Staff recommends approval.*

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

CONSENT AGENDA (Items 1 – 12)

1. RESOLUTION NO. 15,072: To authorize the City Manager to enter into a contract with FTN Associates, Ltd., in an amount not to exceed \$212,000.00, to provide Engineering Services for the construction of Cell 5 West of the Little Rock Landfill; and for other purposes. *Staff recommends approval.*

Synopsis: A resolution to authorize the City Manager to execute an agreement with FTN Associates, Ltd., to provide Construction Quality Assurance Engineering Services for the construction of Cell 5 West of the Little Rock Landfill.

2. RESOLUTION NO. 15,073: To authorize the City Manager to enter into a contract with James A. Rogers Excavating, Inc., in an amount not to exceed \$4,440,575.23, for the City of Little Rock Class 1 Landfill Cell West 5 Construction; and for other purposes. *Staff recommends approval.*

Synopsis: A resolution to authorize the City Manager to execute an agreement with James A. Rogers Excavating, Inc., for City of Little Rock Class 1 Landfill Cell 5 West Construction, Bid No. 617.

3. RESOLUTION NO. 15,074: To authorize the City Manager to enter into a contract with Rivercity Hydraulics, in the amount of \$2,172,720.00, for the purchase of eight (8) Freightliner Model M2-106 Refuse Trucks for the Public Works Department; and for other purposes. *Staff recommends approval.*

Synopsis: A resolution to authorize the City Manager to enter into a contract with Rivercity Hydraulics, Inc., for the purchase of eight (8) Freightliner Model M2-106 Refuse Trucks for the Public Works Department.

4. RESOLUTION NO. 15,075: To authorize the City Manager to enter into a contract with D.J. Red Iron & Aggregates, Ltd., in an amount not to exceed \$133,296.00, for the North Lookout Road Sidewalk Replacement Project; and for other purposes. *(Funding from the 2012 3/8-Cent Capital Improvement Sales Tax and the 2013 Limited Tax General Obligation Capital Improvement Bonds) Staff recommends approval.*

Synopsis: A resolution to authorize the City Manager to execute an agreement with D. J. Red Iron & Aggregates, Ltd., for the North Lookout Road Sidewalk Replacement Project, Bid No. 613. (Located in Ward 3)

5. RESOLUTION NO. 15,076: To authorize the City Manager to enter into a contract with Redstone Construction Group, Inc., in an amount not to exceed \$226,779.60, for Spring Valley Drainage Phase 2; and for other purposes. *(Funding from the 2012 3/8-Cent Capital Improvement Sales Tax and the 2013 Limited Tax General Obligation Capital Improvement Bonds) Staff recommends approval.*

Synopsis: A resolution to authorize the City Manager to execute an agreement with Redstone Construction Group, Inc., for Spring Valley Drainage Phase 2, Project No. 06-17-DR-228, Bid No. 618. (Located in Ward 6)

6. RESOLUTION NO. 15,077: To authorize the City Manager to enter into a contract with Positive Resolutions Lawn Service, Inc., in an amount not to exceed \$123,984.00, for the Maryland Avenue Reconstruction Project; and for other purposes. *(Funding from the 2012 3/8-Cent Capital Improvement Sales Tax and the 2013 Limited Tax General Obligation Capital Improvement Bonds) Staff recommends approval.*

Synopsis: A resolution to authorize the City Manager to execute an agreement with Positive Results Lawn Service, Inc., for the Maryland Avenue Reconstruction Project, Project No. 02-17-ST-83, Bid No. 619. (Located in Ward 2)

7. RESOLUTION NO. 15,078: To transfer title to Brittany Hobbs via Quitclaim Deed for property sold by the City of Little Rock, Arkansas, to be used for Neighborhood Revitalization Programs; and for other purposes. *Land Bank Commission: 6 ayes, 0 nays and 4 absent. Staff recommends approval.*

Synopsis: In an effort by the Land Bank to maximize the City's revitalization efforts, staff would like to transfer the lots located at 1011 South Woodrow Street (5,500 square-foot vacant lot with no structure), 1021 South Woodrow Street (4,250 square-foot vacant lot with no structure) and 2818 West 11th Street (4,356 square-foot vacant lot with not structure) to Brittany Hobbs. (Located in Ward 1)

8. RESOLUTION NO. 15,079: To transfer title 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. *Land Bank Commission: 6 ayes, 0 nays and 4 absent. Staff recommends approval.*

Synopsis: In an effort by the Land Bank to maximize the City's revitalization efforts, staff would like to transfer the lots located at 1705 South Cedar Street (3,036 square-foot vacant lot), 1709 South Cedar Street (6,072 square-foot vacant lot), 1719 South Cedar Street (6,072 square-foot vacant lot), 1919 South Cedar Street (3,036 square-foot vacant lot), 1921 South Cedar Street (4,620 square-foot vacant lot), 1923 South Cedar Street (4,356 square-foot vacant lot), 3316 Maryland Avenue (6,300

square-foot vacant lot) & 2311 West 10th Street (7,500 square-foot vacant lot) to Springer & Springer, LLC. (Located in Ward 1)

9. RESOLUTION NO. 15,080: To transfer title to Toya Smith via Quitclaim Deed for property sold by the City of Little Rock, Arkansas, to be used for Neighborhood Revitalization Programs; and for other purposes. *Land Bank Commission: 6 ayes, 0 nays and 4 absent. 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/structure located at 2101 South Valentine Street, a 7,000 square-foot lot with a structure, to Toya Smith.

10. RESOLUTION NO. 15,081: To authorize the City Manager to enter into a contract with North America Fire Equipment Company, Inc., for the total amount of \$181,670.02, for the purchase of Firefighting Protective Coats and Pants for the Little Rock Fire Department; and for other purposes. *Staff recommends approval.*

Synopsis: The Little Rock Fire Department is requesting the approval of a resolution to authorize the City Manager to enter into a contract with North America Fire Equipment Company, Inc., for the purchase of eighty-three (83) PBI Coats and eighty-four (84) PBI Pants.

11. RESOLUTION NO. 15,082: To authorize the City Manager to enter into a contract with Drager Safety, Inc., for the amount of \$87,000.00, for the purchase of a Mobile SCBA Maze Training Gallery for the Little Rock Fire Department; and for other purposes. *Staff recommends approval.*

Synopsis: The Little Rock Fire Department is requesting approval to authorize the City Manager to enter into a contract with Drager Safety, Inc., for the purchase of a Mobile SCBA Maze Training Gallery.

12. RESOLUTION NO. 15,083: To authorize the Mayor to execute a Lease Agreement between the City of Little Rock, Arkansas, and Women and Children First: The Center Against Family Violence, within park property located in the Southwest Community Park; and for other purposes. *Staff recommends approval.*

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

GROUPED ITEMS (Items 13 - 18)

13. ORDINANCE NO. 21,788; LU19-16-01: To amend the Land Use Plan in the Stagecoach Road Planning District, 10101 Stagecoach Road, from Neighborhood Commercial to Commercial; and for other purposes. *Planning Commission: 6 ayes; 0 nays; 4 absent; and 1 open position. Staff recommends approval.*

Synopsis: To approve Land Use Plan amendment in the Otter Creek Planning District, 10101 Stagecoach Road, northeast edge of a commercial business center at the Otter Creek Road & Stagecoach Road intersection from Neighborhood Commercial to Commercial. (Located in Ward 7).

14. ORDINANCE NO. 21,789; Z-9450: To reclassify property located in the City of Little Rock, Arkansas, amending the Official Zoning Map of the City of Little Rock, Arkansas; and for other purposes. *Planning Commission: 6 ayes; 0 nays; 4 absent; and 1 open position. Staff recommends approval.*

Synopsis: The owner of the six (6)-acre property located at 10101 Stagecoach Road is requesting that the property be reclassified from R-2, Single-Family District, to C-3, General Commercial District. (Located in Ward 7)

15. ORDINANCE NO. 21,790: To amend Little Rock, Arkansas, Ordinance No. 21,576 (April 3, 2018) to remove a residential property from the list to condemn certain structures in the City of Little Rock, Arkansas, as structural, fire and health hazards; to provide for summary abatement procedures; to direct City Staff to take such action as to remove said structure; **to declare an emergency;** and for other purposes. *Staff recommends approval.*

Synopsis: Staff is recommending that the structure located at 6722 Sandpiper Drive be removed from Ordinance No. 21,576 that was passed on April 3, 2018. All Notices have been mailed in accordance with Arkansas State Law.

16. ORDINANCE NO. 21,791: To amend Little Rock, Arkansas, Ordinance No. 21,749 (June 18, 2019) to remove a residential property from the list to condemn certain structures in the City of Little Rock, Arkansas, as structural, fire and health hazards; to provide for summary abatement procedures; to direct City Staff to take such action as to remove said structure; **to declare an emergency;** and for other purposes. *Staff recommends approval.*

Synopsis: Staff is recommending that the structure located at 7911 Woodhaven Drive be removed from Ordinance No. 21,749 that was passed on June 18, 2019. All Notices have been mailed in accordance with Arkansas State Law.

17. ORDINANCE NO. 21,792: To establish the Rate of Taxation of property for the City of Little Rock, Arkansas, to be collected the year 2020 for various funds of the City of Little Rock; **to declare an emergency;** and for other purposes. *Staff recommends approval.*

Synopsis: Adoption of the ordinance levying Property Taxes to be paid on real and personal property located within the City of Little Rock, Arkansas.

18. ORDINANCE NO. 21,793: To amend a portion of the provisions of Chapter 18, Article II, Offenses Involving Public Peace and Noises Prohibited Generally, § 18-52 (B) of the Revised Code of Ordinances (1988) of the City of Little Rock, Arkansas, **to declare an emergency;** and for other purposes.

The ordinances were read the first time. Director Adcock made the motion, seconded by Director Hines, 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.** By unanimous voice vote of the Board Members present, **the emergency clause for Item 15 was approved.** By unanimous voice vote of the Board Members present, **the emergency clause for Item 16 was approved.** By unanimous voice vote of the Board Members present, **the emergency clause for Item 17 was approved.** By unanimous voice vote of the Board Members present, **the emergency clause for Item 18 was approved.**

SEPARATE ITEMS (Item 19 and Item M-1)

19. ORDINANCE NO. 21,794; Z-3451-D: To approve a Planned Zoning Development and establish a Planned Office District titled Bennett Davis Group Revised Short-Form POD, located at 1300 North Shackelford Road, Little Rock Arkansas, amending the Official Zoning Map of the City of Little Rock, Arkansas; and for other purposes. *Planning Commission: 6 ayes; 1 nay; 3 absent; and 1 open position. Staff recommends denial.*
Synopsis: The applicant is requesting a revision to the approved POD, Planned Office Development, to allow for the use of the former church space as an event center and to increase hours of operation for existing dance studio/clubs currently operating in the facility. (Located in Ward 4)

The ordinance was read the first time. Director Adcock made the motion, seconded by Director Hines, to suspend the rules and place the ordinance on second reading. By unanimous voice vote of the Board Members present, the rules were suspended and the ordinance was read a second time. Director Adcock made the motion, seconded by Director Hines, 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.

Robert Walker, 3224 West Capitol Avenue: Stated that he was associated with the Little Rock Bob Club, the Ballroom, Latin and Swing Social Dance Association and the Little Rock Country Dancers they had outgrown their current location. Mr. Walker stated that the clubs had entered into an agreement with the owner of the building to utilize his facility for their competitive dancing clubs.

Kermit Gray, 704 Ruth Drive, Bryant, AR: Stated that he participated in dancing at the proposed club and that he was in support of the application.

Michael Bennett, 12423 Pleasant View Drive: Stated that he was the applicant for the rezoning request and that he had purchased the former church building in 2015 to house his printing, copying and graphic design business. Mr. Bennett stated that in 2018, he had entered into an agreement with the dance clubs to allow them to utilize the former sanctuary space in the building as a dance facility. Mr. Bennett stated that the sanctuary area had been converted into a competition level ballroom dance floor and reception area. Mr. Bennett stated that he was requesting a revision to the approved POD, Planned Office Development, zoning to be able to utilize the former sanctuary spaces as an event center. Mr. Bennett stated that there would be no in-house alcohol sales; however, guests that wanted to serve alcohol at their event would need to gain prior approval from the venue staff. Mr. Bennett asked that the Board support the rezoning request.

Director Adcock asked if the midnight closing time was a firm request. Mr. Bennett stated that since he had submitted the application, he had decided that on weeknights, the hours of operation would be from 8:00 AM - 11:00 PM, and on the weekends the closing time would be Midnight.

Director Richardson made the motion, seconded by Director Hines, to call the question on the vote. By voice vote of the Board Members present, with Director Adcock voting in opposition, **the question to vote was called.**

By unanimous voice vote of the Board Members present, **the ordinance was approved.**

M-1 RESOLUTION: To authorize an agreement with United Healthcare, in an amount not to exceed \$15,000,000.00, to provide Healthcare Insurance for City of Little Rock Employees and Retirees, for a period beginning January 1, 2020, to December 31, 2020; and for other purposes. *Staff recommends approval.*

Director Kumpuris asked if he would need to leave the Board Chambers for the duration of the discussion. City Attorney Tom Carpenter stated that since Director Kumpuris was not an owner, or an Officer, of United Healthcare, it was not a conflict of interest and he could participate in the discussion.

Mayor Scott stated that the decision was made to continue the City's healthcare for its employees with United Healthcare, at a 15% increase, and to develop a relationship with CHI St. Vincent to help manage wellness in some capacity. Mayor Scott stated that intent to move towards a self-funded model in 2021. Mayor Scott stated that the decision was made to wait a year to provide the City with time to build reserves towards the expected cost of \$13 million dollars.

Director Hines stated that his concern was that the Board had not yet been provided with a pharmacy bid that could potentially provide cost savings. Director Hines asked when the pharmacy bid would be released. Tom Cain, the City's consultant with Stephens Insurance, stated that if the City voted to remain with United Healthcare, the pharmacy benefit would be included. Director Hines asked how the contract negotiations with the unionized labor would be affected since employees would now be required to pay a portion of their healthcare premiums. Human Resources Director Stacey Witherell stated that the current Union Contracts would expire on December 31st, and that the requirement would be included in the contract negotiations. Director Hines asked how the Board could pass a resolution for a future contract when the City was still under contract with the three (3) Unions. City Manager Bruce Moore stated that typically when negotiations for new Union Contracts were taking place, the Board had passed a Budget before the negotiations were complete. City Attorney Carpenter stated that the Policy decision being made that night was to proceed with United Healthcare at a cost of \$15,000,000.00, with employees assisting in making up the 15% increase.

Director Adcock asked if the physicians of retired employees who might live out of state would be included in the preventative care since they could possibly be out-of-network. Mr. Cain stated that United Healthcare was one of the largest provider networks in the country, and they had healthcare providers in every market.

Richard Morehead, 210 South Gaines Street: Stated that he was the President of the Little Rock Firefighters Local 34. Mr. Morehead stated that during the negotiations, there had not been much information provided regarding the proposed healthcare.

EXECUTIVE SESSION (Item 20)

20. RESOLUTION: To make an appointment as a Commissioner on the Little Rock Housing Authority Board of Commissioners; and for other purposes. *Staff recommends approval.*

Synopsis: Appointment of Leta Anthony to serve her second five (5)-year term, said term to expire on September 30, 2024.

Director Hendrix asked if action regarding the appointment could be deferred until the next Board Meeting. City Attorney Carpenter stated that the deferment would be a decision of the Board. Mayor Scott stated that since that night's meeting was going to be recessed, the item would be placed on the Recessed Meeting Agenda for October 29, 2019.

CITIZEN COMMUNICATION

Kerry Muhammad, 4224 Malloy Street: Police Harassment.

LaJoy Person, 9600 Satterfield Road: Youth Programming.

Keyon Neely, 5408 Halifax Drive: Youth Programming.

Robert Webb: Policing.

Russ Racop, 301 Alamo Drive: Current LRPD Issues.

Director Richardson made the motion, seconded by Director Kumpuris, to recess the meeting until October 29, 2019. By unanimous voice vote of the Board Members present, **the meeting was recessed until October 29, 2019.**

ATTEST:

APPROVED:

Susan Langley, City Clerk

Frank Scott, Jr., Mayor