

COUNCIL MEETING

April 12, 2021

The Paragould City Council met in regular session on Monday, April 12, 2021 at 6:00 p.m. in the Council Room of City Hall with Mayor Agee presiding.

Invocation was led by Reverend Matthew Richardson of All Saints Episcopal Church.

The meeting was called to order followed by the Pledge of Allegiance

Those present were Mark Rowland, Susan Williams, Neal Adams, Randy Aden, Brad Baine, Jeremy Biggs, Lindsey Boggs and Aaron Camp.

City Attorney Allen Warmath and City Clerk Andrea Williams were present.

Councilmember Williams moved minutes from previous council meeting of March 22, 2021 be approved as transcribed; seconded by Councilmember Camp. All in favor.

REPORTS FROM BOARDS AND STANDING COMMITTEES:

Public Service - None

Finance - None

Parks and Recreation - None

Police - None

Public Health and Ordinances - None

Fire - None

Sanitation - None

Street/Cemetery - Councilmember Adams stated the committee met at 5:30 this evening to discuss bids for a tractor truck, lowboy trailer and excavator.

Public Works Director, Terry McAbee, was present and explained to the council that the low bid on the tractor truck was from Doggett Freightliner out of Little Rock for

\$115,745 but he was requesting to accept the bid from Tag Truck Center out of Jonesboro for \$119,000 due to the difference in location for service.

The low bid on the lowboy trailer was from Crow's for \$55,484 and from Heartland Case on the excavator for \$247,000.

Motion made by Councilmember Williams to accept the bids from Tag, Crow's and Heartland; seconded by Councilmember Baine.

Roll Call: Rowland, yes; Williams, yes; Adams, yes; Aden, yes; Baine, yes; Biggs, yes; Boggs, yes; and Camp, yes. Motion carried eight to zero. Bids accepted.

Committee of the Whole

- Councilmember Rowland stated that the committee met at 5:45 this evening to review a bid for the mowing and lawn maintenance at Rotary Park.

Mayor Agee stated that one bid was received from N.E. Arkansas Turf Care for \$39,000 (\$3250 monthly). The bid includes mowing, trimming, edging, clean-up, shrub and bed maintenance, weed control and fertilizer, tree and shrub care, trash pick-up, irrigation check and more. This would be a one year agreement. Mayor Agee stated that N.E. Arkansas Turf Care already maintains the grounds at Bland Park/Threlkeld Fields and does a good job.

Motion made to accept the bid from N.E. Arkansas Turf Care for \$39,000 for Rotary Park made by Councilmember Rowland; seconded by Councilmember Biggs.

Roll Call: Rowland, yes; Williams, yes; Adams, yes; Aden, yes; Baine, yes; Biggs, yes; Boggs, yes; and Camp, yes. Motion carried eight to zero. Bid accepted.

UNFINISHED BUSINESS:

None

NEW BUSINESS:

ITEM #1

PRESENTATION OF PROCLAMATION – BRAXTON BURNSIDE

Mayor Agee signed and presented a proclamation proclaiming April 18, 2021 Braxton Burnside day. Miss Burnside is a graduate of Paragould High School and is currently a senior softball player at The University of Arkansas. On April 1, 2021 Miss Burnside hit her 18th homerun to break the state homerun record.

ITEM #2

PRESENTATION – PAT AUSTIN

Mayor Agee and Councilmember Aden presented retiree Pat Austin a plaque recognizing her 46 plus years of service to the city as the Parks and Recreation Director.

ITEM # 3

AN ORDINANCE TO AMEND THE ZONING ORDINANCE OF THE CITY OF PARAGOULD, ARKANSAS – APPLICATION OF JASON AND EVA CAMP

Motion was made that the ordinance be offered by Councilmember Rowland; seconded by Councilmember Williams.

Roll Call: Rowland, yes; Williams, yes; Adams, yes; Aden, yes; Baine, yes; Biggs, yes; Boggs, yes; and Camp, yes.

Attorney Roger Colbert was present representing Jason and Eva Camp. Mr. Camp was also present. The Camp's are requesting to rezone property in the 2900 block of Cozy Lane from C-3 to R-2. Mr. Colbert stated the rezone was presented to the planning commission on April 1, 2021. Five members of the commission were present and all five voted in favor of this rezone. No opposition appeared.

Motion made to place the ordinance on the first reading by Councilmember Biggs; seconded by Councilmember Adams.

Roll Call: Rowland, yes; Williams, yes; Adams, yes; Aden, yes; Baine, yes; Biggs, yes; Boggs, yes; and Camp, yes. Motion made to suspend the rules and place the ordinance on the second reading by Councilmember Camp; seconded by Councilmember Baine.

Roll Call: Rowland, yes; Williams, yes; Adams, yes; Aden, yes; Baine, yes; Biggs, yes; Boggs, yes; and Camp, yes.

Motion made to suspend the rules and place the ordinance on the third and final reading by Councilmember Williams; seconded by Councilmember Adams.

Roll Call: Rowland, yes; Williams, yes; Adams, yes; Aden, yes; Baine, yes; Biggs, yes; Boggs, yes; and Camp, yes.

Motion made that the ordinance be adopted by Councilmember Rowland; seconded by Councilmember Biggs.

Roll Call: Rowland, yes; Williams, yes; Adams, yes; Aden, yes; Baine, yes; Biggs, yes; Boggs, yes; and Camp, yes. Motion carried eight to zero. Ordinance adopted. (Ordinance No. 2021-12)

ITEM #4

A RESOLUTION TO AUTHORIZE AND DIRECT THE ISSUANCE OF A COMMERCIAL BUILDING PERMIT – APPLICATION OF BOBBY AND STACY RYALL

Motion made that the resolution be offered by Councilmember Biggs; seconded by Councilmember Williams.

Roll Call: Rowland, yes; Williams, yes; Adams, yes; Aden, yes; Baine, yes; Biggs, yes; Boggs, yes; and Camp, yes.

Attorney Roger Colbert was present representing Bobby and Stacy Ryall, who were also present. Mr. Ryall is purchasing property from Hagood Investments, LLC behind 210 South Rockingchair Road. A lot-split approval will be necessary in connection with the sale therefore the commercial building access will be from Maxwell Drive which is a private drive. Permission is needed from the council to build more than one structure on a private drive. Mr. Colbert stated this matter was presented to the planning commission on April 1, 2021. Five members were present and all five voted in favor. No opposition appeared.

Mrs. Goins, owner of the property at the end of Maxwell Drive, was present and told the council that she was not aware of this request until just before this meeting and she was in opposition of the issuance of a commercial building permit being issued. Mr. Colbert explained to the council that Mr. Ryall had talked with Mrs. Goins son and understood that this would not be an issue.

Motion made by Councilmember Rowland to table this matter until April 26th, so things could be worked out with Mrs. Goins; seconded by Councilmember Aden.

Roll Call: Rowland, yes; Williams, yes; Adams, yes; Aden, yes; Baine, yes; Biggs, yes; Boggs, yes; and Camp, yes. Resolution tabled.

ITEM # 5

AN ORDINANCE AMENDING ORDINANCE NO. 92-9; DEFINING CERTAIN TERMS; ESTABLISHING REQUIREMENTS FOR PORTABLE STORAGE CONTAINERS; AND FOR OTHER PURPOSES

Motion made that the ordinance be offered by Councilmember Rowland; seconded by Councilmember Williams.

Roll Call: Rowland, yes; Williams, yes; Adams, yes; Aden, yes; Baine, yes; Biggs, yes; Boggs, yes; and Camp, yes.

Councilmember Biggs stated the ordinance committee has met several times regarding this ordinance. This ordinance is to regulate the use of portable storage containers. Lance Liddell, owner of Liddell Storage has been consulted and helped draft this ordinance.

Motion made that the ordinance be placed on the first reading by Councilmember Rowland; seconded by Councilmember Aden.

Roll Call: Rowland, yes; Williams, yes; Adams, yes; Aden, yes; Baine, yes; Biggs, yes; Boggs, yes; and Camp, yes.

Motion made to suspend the rules and place the ordinance on the second reading by Councilmember Biggs; seconded by Councilmember Adams.

Roll Call: Rowland, yes; Williams, yes; Adams, yes; Aden, yes; Baine, yes; Biggs, yes; Boggs, yes; and Camp, yes.

Motion made to suspend the rules and place the ordinance on the third and final reading by Councilmember Aden; seconded by Councilmember Williams.

Roll Call: Rowland, yes; Williams, yes; Adams, yes; Aden, yes; Baine, yes; Biggs, yes; Boggs, yes; and Camp, yes.

Motion to adopt the ordinance made by Councilmember Williams; seconded by Councilmember Biggs.

Roll Call: Rowland, yes; Williams, yes; Adams, yes; Aden, yes; Baine, yes; Biggs, yes; Boggs, yes; and Camp, yes. Motion carried eight to zero. Ordinance adopted. (Ordinance No. 2021-13)

ITEM #6

**A RESOLUTION TO AUTHORIZE CLOSING AND USE OF CERTAIN STREETS –
PARAGOULD FARMER’S MARKET**

Motion made that the resolution be offered by Councilmember Rowland; seconded by Councilmember Adams.

Roll Call: Rowland, yes; Williams, yes; Adams, yes; Aden, yes; Baine, yes; Biggs, yes; Boggs, yes; and Camp, yes.

Main Street Director, Gina Jarrett, and Assistant Director, Miranda Reynolds, were present to address the council. Mayor Agee explained to the council that this street closing is a yearly event to host the farmer’s market on the 100 block West Emerson Street. The 100 block of South Pruett may be closed if needed.

Motion made that the resolution be adopted by Councilmember Biggs; seconded by Councilmember Camp.

Roll Call: Rowland, yes; Williams, yes; Adams, yes; Aden, yes; Baine, yes; Biggs, yes; Boggs, yes; and Camp, yes. Motion carried eight to zero. Resolution adopted. (Resolution No. 2021-16)

ITEM #7

**A RESOLUTION TO DECLARE A BUILDING AND/OR STRUCTURE WITHIN THE
CORPORATE LIMITS OF THE CITY OF PARAGOULD, ARKANSAS A NUISANCE
IN ACCORDANCE WITH THE CITY CODE OF ORDINANCES, CHAPTER 10,
ARTICLE VIII. CONDEMNATION OF BUILDING SEC 10-240 THROUGH 10-247 –
PROPERTY LOCATED AT 1201 EAST LAKE STREET**

Motion made that the resolution be offered by title, owners name, address and legal description only by Councilmember Rowland; seconded by Councilmember Biggs.

Roll Call: Rowland, yes; Williams, yes; Adams, yes; Aden, yes; Baine, yes; Biggs, yes; Boggs, yes; and Camp, yes.

Code enforcement officers, J.D. Stephenson and Omer Overbay were present and provided the council with photographs and documentation of the property. No one appeared in opposition.

Motion made that the resolution be adopted by Councilmember Biggs; seconded by Councilmember Boggs.

Roll Call: Rowland, yes; Williams, yes; Adams, yes; Aden, yes; Baine, yes; Biggs, yes; Boggs, yes; and Camp, yes. Motion carried eight to zero. Resolution adopted. (Resolution No. 2021-17)

ITEM #8

A RESOLUTION TO DECLARE A BUILDING AND/OR STRUCTURE WITHIN THE CORPORATE LIMITS OF THE CITY OF PARAGOULD, ARKANSAS A NUISANCE IN ACCORDANCE WITH THE CITY CODE OF ORDINANCES, CHAPTER 10, ARTICLE VIII. CONDEMNATION OF BUILDING SEC 10-240 THROUGH 10-247 – PROPERTY LOCATED AT 419 NORTH END AVENUE

Motion made that the resolution be offered by title, owners name, address and legal description only by Councilmember Rowland; seconded by Councilmember Biggs.

Roll Call: Rowland, yes; Williams, yes; Adams, yes; Aden, yes; Baine, yes; Biggs, yes; Boggs, yes; and Camp, yes.

Code enforcement officers, J.D. Stephenson and Omer Overbay were present and provided the council with photographs and documentation of the property. Owner Maria Frias appeared with her daughter, Claudia. Claudia stated that her mother does not speak English therefore she would be speaking for her. She stated that her mother has gone to the bank to secure a loan to tear the current house down and build apartments on the property. She does not have the money at this time to tear down the property. Ms. Frias agreed to let the city condemn and tear down the property and she would pay the lien when funding was received.

Motion made that the resolution be adopted by Councilmember Camp; seconded by Councilmember Williams.

Roll Call: Rowland, yes; Williams, yes; Adams, yes; Aden, yes; Baine, yes; Biggs, yes; Boggs, yes; and Camp, yes. Motion carried eight to zero. Resolution adopted. (Resolution No. 2021-18)

ITEM #9

A RESOLUTION TO DECLARE A BUILDING AND/OR STRUCTURE WITHIN THE CORPORATE LIMITS OF THE CITY OF PARAGOULD, ARKANSAS A NUISANCE IN ACCORDANCE WITH THE CITY CODE OF ORDINANCES, CHAPTER 10, ARTICLE VIII. CONDEMNATION OF BUILDING SEC 10-240 THROUGH 10-247 – PROPERTY LOCATED AT 805 EAST LAKE STREET

Motion made that the resolution be offered by title, owners name, address and legal description only by Councilmember Rowland; seconded by Councilmember Biggs.

Roll Call: Rowland, yes; Williams, yes; Adams, yes; Aden, yes; Baine, yes; Biggs, yes; Boggs, yes; and Camp, yes.

Code enforcement officers, J.D. Stephenson and Omer Overbay were present and provided the council with photographs and documentation of the property. No one appeared in opposition.

Motion made that the resolution be adopted by Councilmember Rowland; seconded by Councilmember Camp.

Roll Call: Rowland, yes; Williams, yes; Adams, yes; Aden, yes; Baine, yes; Biggs, yes; Boggs, yes; and Camp, yes. Motion carried eight to zero. Resolution adopted. (Resolution No. 2021-19)

ITEM # 10

**A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK OF
PARAGOULD, ARKANSAS TO ATTACH LIENS TO CERTAIN PROPERTIES
LOCATED AT THE ADDRESSES SPECIFIED IN THIS RESOLUTION FOR THE
PURPOSE OF COLLECTING MONIES WHICH ARE OWED THE CITY OF
PARAGOULD FOR ENFORCEMENT OF CHAPTER 18 OF THE CITY'S CODE OF
ORDINANCES**

Motion made that the resolution be offered by title, name, address, parcel number and amount only by Councilmember Rowland; seconded by Councilmember Biggs.

Roll Call: Rowland, yes; Williams, yes; Adams, yes; Aden, yes; Baine, yes; Biggs, yes; Boggs, yes; and Camp, yes.

Code enforcement officers, J.D. Stephenson and Omer Overbay, were present and provided the council with photographs and documentation of the property.

Motion made that the resolution be adopted by Councilmember Biggs; seconded by Councilmember Camp.

Roll Call: Rowland, yes; Williams, yes; Adams, yes; Aden, yes; Baine, yes; Biggs, yes; Boggs, yes; and Camp, yes. Motion carried eight to zero. Resolution adopted. (Resolution No. 2021-20)

ITEM #11

PRESENTATION OF SKY COP

Mayor Agee presented a camera system that was built by IT Director, Shane Stovall, to be placed in the parks and other areas of the city to be use by the Police Department. Mayor Agee explained to the council that to purchase a camera system comparable to this would cost approximately \$8,000. Mr. Stovall built this system for \$1,800.

ANNOUNCEMENTS:

Mayor Agee presented the bids for the Eight Mile Trail project to the council. The low bid from a qualified bidder was from Tate General Contractors for \$1,570,400.75. Mayor Agee stated the start date for the project is June 1st with a completion of 365 days.

ADJOURNMENT:

There being no further business to come before the council, Councilmember Williams moved the meeting be adjourned; seconded by Councilmember Adams. All in favor. Meeting adjourned 6:25 p.m.

Josh Agee, Mayor

ATTEST:

Andrea Williams, City Clerk