

COUNCIL MEETING

February 8, 2021

The Paragould City Council met in regular session on Monday, February 8th, 2021 at 6:00 p.m. in the Council Room of City Hall with Mayor Agee presiding.

Invocation was led by Pastor Michael Meredith of Centerhill Church of Christ.

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

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

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

Councilmember Williams moved minutes from previous council meeting of January 25, 2021 be approved as transcribed; seconded by Councilmember Adams. All in favor.

REPORTS FROM BOARDS AND STANDING COMMITTEES:

Public Service	- None
Finance	- None
Parks and Recreation	- None
Police	- Councilmember Camp stated the committee met at 5:30 this evening and have item number six on tonight's agenda.
Public Health and Ordinances	- Councilmember Biggs stated the committee met at 5:15 this evening and have item number three on tonight's agenda. Councilmember Biggs stated the committee also discussed an ordinance pertaining to storage containers and roll off trash containers. Councilmember Biggs stated the committee would bring this back at a later date.
Fire	- None
Sanitation	- None

Street/Cemetery

- None

UNFINISHED BUSINESS:

None

NEW BUSINESS:

ITEM #1

AN ORDINANCE TO ADOPT REGULATIONS TO GOVERN THE CONSTRUCTION, INSTALLATION, MAINTENANCE AND REMOVAL OF SMALL WIRELESS COMMUNICATION FACILITIES IN THE RIGHT-OF-WAY; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES

A committee of the whole met at 5:45 this evening to discuss this ordinance.

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

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

Paragould Light Water and Cable General Manager and C.E.O, Darrell Phillips and General Counsel for the Arkansas Municipal Power Association, Jason Carter were present and addressed the council.

Mr. Carter explained to the council that “small cell” is the next step in wireless communications. It relies on smaller antennas that are placed closer to the user and are being built across the country in the right-of-ways, rather than on tall remote towers. This ordinance is needed to facilitate small cell installations in the City of Paragould. Those requirements include permits, information required, application fees, engineering cost, new poles regulations, time constraints, post installation inspection, annual fees, wireless provider continuing obligations, city’s continuing obligations and aesthetic standards.

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

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

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

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

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

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

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

Roll Call: Baine, yes; Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes. Motion carried eight to zero. Ordinance adopted. (Ordinance No. 2021-06)

Motion made that the emergency clause be adopted separately by Councilmember Rowland; seconded by Councilmember Camp.

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

ITEM #2

AN ORDINANCE TO AMEND THE ZONING ORDINANCE OF THE CITY OF PARAGOULD, ARKANSAS – PROPERTY LOCATED AT 2907 MCDANIEL ROAD

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

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

Attorney James F. Gramling was present representing Prateek Gera. Property owners Alton Ray and Myna Hunt were also present. Mr. Gramling told the council that this property is located at 2907 McDaniel Road and they are requesting a rezone from R-2 to C-3. He stated that his client currently owns the property to the east and is in the process of purchasing this contingent on this rezone.

Mr. Gramling stated this rezone was presented to the planning commission on February 4th, 2021. There was some opposition present but their concerns were addressed. The planning commission approved this rezone six to zero.

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

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

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

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

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

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

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

Roll Call: Baine, yes; Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes. Motion carried eight to zero. Ordinance adopted. (Ordinance No. 2021-07)

ITEM #3

AN ORDINANCE SETTING FORTH PROFESSIONAL SERVICES TO INCLUDE TECHNOLOGICAL NEEDS AND SERVICE RELATED AGREEMENTS IN THE CITY OF PARAGOULD, ARKANSAS, AND FOR OTHER PURPOSE

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

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

Councilmember Biggs stated the ordinance committee met at 5:15 this evening regarding this ordinance. Mayor Agee explained this ordinance allows the city to obtain a request for qualifications and hire a technology company based on needs and qualifications.

Motion made that the ordinance be placed on the first reading by Councilmember Biggs; seconded by Councilmember Camp.

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

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

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

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

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

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

Roll Call: Baine, yes; Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes. Motion carried eight to zero. Ordinance adopted. (Ordinance No. 2021-08)

ITEM #4

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 1402 RECTOR ROAD

Motion made that the resolution be offered by owner's name, address and legal description by Councilmember Rowland; seconded by Councilmember Baine.

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

Code Enforcement Officers, J.D. Stephenson and Omer Overbay, were present and presented the council with photographs and documentation of the property.

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

Roll Call: Baine, yes; Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes. Motion carried eight to zero. Resolution adopted. (Resolution No. 2021-07)

ITEM # 5

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 906 WIRT STREET

Motion made that the resolution be offered by owner's name, address and legal description by Councilmember Rowland; seconded by Councilmember Baine.

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

Code Enforcement Officers, J.D. Stephenson and Omer Overbay, were present and presented the council with photographs and documentation of the property.

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

Roll Call: Baine, yes; Biggs, yes; Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; and Aden, yes. Motion carried eight to zero. Resolution adopted. (Resolution No. 2021-08)

ITEM #6

PRESENTATION OF BIDS – POLICE DEPARTMENT

Captain Brad Snyder and Captain Brent McCain presented the council with bids received for a fingerprint machine and equipment needed for police cars.

Captain Snyder stated the department advertised for bids for a fingerprint machine and received bids from ImageWare Systems, Inc. and Idemia. The bid from ImageWare was for 25,125.82 with an annual maintenance fee of \$1,376.82. The bid from Idemia was for \$20,028 with an annual maintenance cost of \$2,672. Captain Snyder stated that with a five-year maintenance agreement the price is less than \$300 difference but the Idemia machine is compatible with and will interface with the Arkansas State Police fingerprint system where the ImageWare machine is not.

Captain McCain told the council that the department advertised for bids to equip the patrol units with needed equipment such as lights, radio, speakers, barrier, etc. The only bid received was from Paragould Communications for \$14,181.

Motion made to except the bids from Idemia and Paragould Communication by Councilmember Rowland; seconded by Councilmember Adams.

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

ITEM #7

APPOINTMENT TO ADA COMMISSION

Mayor Agee presented the following for appointment:

ADA Commission (2-year term)

Karen Cooper (term expires 12/31/2022)

Motion to accept this appointment made by Councilmember Biggs; seconded by Councilmember Camp. All in favor.

ANNOUNCEMENTS:

None

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 6:30 p.m.

Josh Agee, Mayor

ATTEST:

Andrea Williams, City Clerk