

COUNCIL MEETING

March 8, 2021

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

Invocation was led by Pastor Dane Womack of First United Methodist Church.

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

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

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

Councilmember Williams moved minutes from previous council meeting of February 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 to discuss transferring ownership of K-9 Duex, length of time to retain body camera video and establishing a response to resistance (less lethal) policy.

A resolution will be presented to transfer ownership of K-9 Duex to Matthew Pruett; the length of time to keep a non-evidentiary body camera video will change from 90 days to 30 days; and a response to resistance (less lethal) policy will be added to the police department policy.

Motion to accept the changes to the police policy made by Councilmember Rowland; seconded by Councilmember Baine. All in favor.

Public Health and Ordinances	- Councilmember Biggs stated the committee met at 5:45 this evening to discuss an ordinance concerning portable storage containers. Councilmember Biggs stated the committee will meet again at 5:15 on March 22 nd to continue this matter.
Fire	- None
Sanitation	- None
Street/Cemetery	- None

UNFINISHED BUSINESS:

None

NEW BUSINESS:

ITEM #1

AN ORDINANCE TO AMEND THE ZONING ORDINANCE OF THE CITY OF PARAGOULD, ARKANSAS – APPLICATION OF DP FAMILY VENTURES, LLC – LOCATION 1021 SOUTH PORTER AND 100 EAST SCOTT STREETS

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

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

Attorney Roger Colbert was present representing DP Family Ventures, LLC. David Snodgrass with DP Family Ventures, LLC. was also present. Mr. Colbert stated they are requesting the property be rezoned from C-3 to R-2. The property is all of Block One of Middleton’s Addition to the City of Paragould which contains 1021 South Porter and 100 East Scott Streets.

Mr. Colbert stated this rezone was presented to the planning commission on March 4, 2021. Six members were present and all six voted in favor of this rezone. No opposition appeared.

Motion made to place the ordinance on the first reading by Councilmember Rowland; seconded by Councilmember Aden.

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

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

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

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

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

Motion to adopt made by Councilmember Rowland; seconded by Councilmember Baine.

Roll call: Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; Aden, yes; Baine, yes; and Biggs, yes. Motion carried eight to zero. Ordinance adopted. (Ordinance No. 2021-09)

ITEM #2

A RESOLUTION SETTING THE DATE OF HEARING ON THE PETITION OF DP FAMILY VENTURES, LLC TO VACATE AND CLOSE A PLATTED ALLEY SITUATED IN BLOCK ONE OF MIDDLETON'S ADDITION TO THE CITY OF PARAGOULD, ARKANSAS

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

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

Attorney Roger Colbert was present representing DP Family Ventures, LLC. and is requesting a public hearing on March 22, 2021 at 5:45 p.m. regarding closing a platted alley in Block One of Middleton's Addition to the city of Paragould.

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

Roll call: Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; Aden, yes; Baine, yes; and Biggs, yes. Motion carried eight to zero. Resolution adopted. (Resolution No. 2021-10)

ITEM #3

A RESOLUTION TO AUTHORIZE CLOSING AND USE OF CERTAIN STREETS – SAINTS AND SINNERS 10TH ANNUAL ANGEL RUN

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

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

Mayor Agee explained to the council that the Saints and Sinners Angel Run is an annual event to raise money for Arkansas Children's Hospital.

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

Roll call: Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; Aden, yes; Baine, yes; and Biggs, yes. Motion carried eight to zero. Resolution adopted. (Resolution No. 2021-11)

ITEMS #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 623 WEST COURT STREET

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

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

Property owner, Nanetta Gunn, was present and addressed the council. Ms. Gunn stated this residence is a family home that she was living in before she moved to Poplar Bluff, Missouri for work. She stated that she has hired someone to help clean up and restore the house and would like more time to correct the situation before the house is condemned.

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

Motion made to table the resolution for sixty (60) days to give Ms. Gunn an opportunity to restore the house but will not be continued again by Councilmember Biggs; seconded by Councilmember Camp.

Roll call: Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; Aden, yes; Baine, yes; and Biggs, yes. Motion carried eight to zero. Resolution tabled.

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 701 SOUTH 6TH AVENUE

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

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

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

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

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

ITEM #6

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

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

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

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

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

ITEM #7

PRESENTATION OF QUOTE FROM CIVICPLUS FOR WEBSITE DESIGN

Mayor Agee presented the council with a quote from CivicPlus for a new website design for \$37,000.02. He explained that the website would be very user friendly and interactive. The website will have a page for the police department, fire department, Chamber of Commerce and Mainstreet Paragould. Included will be things such as a crime map, electronic payment center for permits, license and fees, yard sale registration with a location map, a map of Linwood Cemetery where users can locate family members or available grave spaces and much more.

Motion made to accept the quote from CivicPlus for \$37,000.02 made by Councilmember Biggs; seconded by Councilmember Aden.

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

ITEM #9

APPOINTMENT TO PARKS AND RECREATION COMMISSION – JENNILEE ROGERS – TERM EXPIRES 12/31/2021

Mayor Agee made the recommendation to appoint Jennilee Rogers to the Parks and Recreation Commission for one year. Term will expire 12/31/2021.

Motion made to accept the recommendation and appoint Jennilee Rogers to the Parks and Recreation Commission for one year, term to expire 12/31/2021 made by Councilmember Baine; seconded by Councilmember Williams.

Roll call: Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; Aden, yes; Baine, yes; and Biggs, yes. Motion carried eight to zero. Appointment confirmed.

Motion made to amend the agenda and add item #10 a resolution to authorize the retirement of police K-9 Duex and transfer ownership and item #11 a resolution to authorize the transfer of real property that is to revert back to original owner if not used as a park and to provide for the execution of a deed conveying real property to Carriage Hills Subdivision, Addition Four, LLC and for other purposes; seconded by Councilmember Biggs. All in favor.

ITEM #10

A RESOLUTION TO AUTHORIZE THE RETIREMENT OF POLICE K-9 DUEX AND TRANSFER OWNERSHIP

Motion to offer made by Councilmember Williams; seconded by Councilmember Adams.

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

Police Chief, Todd Stovall, was present and stated that K-9 Duex is nine years old and is ready for retirement. Matt Pruett has expressed a desire to provide for Duex's continued care and housing. Mr. Pruett has experience with training and maintaining police K-9's. The city feels it would be in the best interest to place the K-9 with someone who knows how to properly handle him.

Motion made that the resolution be adopted by Councilmember Aden; seconded by Councilmember Adams.

Roll call: Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; Aden, yes; Baine, yes; and Biggs, yes. Motion carried eight to zero. Resolution adopted. (Resolution No. 2021-14)

ITEM #11

A RESOLUTION TO AUTHORIZE THE TRANSFER OF REAL PROPERTY THAT IS TO REVERT BACK TO ORIGINAL OWNER IF NOT USED AS A PARK AND TO PROVIDE FOR THE EXECUTION OF A DEED CONVEYING REAL PROPERTY TO CARRIAGE HILL SUBDIVISION, ADDITION FOUR, LLC AND FOR OTHER PURPOSES.

Motion to offer made by Councilmember Williams; seconded by Councilmember Adams.

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

Mayor Agee explained to the council that Danny Stafford had deeded a lot in Carriage Hills to the city to be used for a park (See Resolution 2008-01). The city has not used this lot for this purpose and wants to return it to Mr. Stafford.

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

Roll call: Boggs, yes; Camp, yes; Rowland, yes; Williams, yes; Adams, yes; Aden, yes; Baine, yes; and Biggs, yes. Motion carried eight to zero. Resolution adopted. (Resolution No. 2021-15)

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 6:51 p.m.

Josh Agee, Mayor

ATTEST:

Andrea Williams, City Clerk