



Office of the City Clerk-Treasurer
301 W. Chestnut
Rogers, Arkansas 72756
479-621-1117 · (Fax) 479-936-5401
www.rogersar.gov

COMMITTEE SCHEDULE

TO: MAYOR
CITY COUNCIL
DEPARTMENT HEADS
PRESS

FROM: PEGGY DAVID, CITY CLERK-TREASURER

DATE: October 17, 2019

The following committee meetings will be held on **Tuesday, October 22, 2019** prior to the City Council Meeting:

5:45 p.m. - PUBLIC SAFETY COMMITTEE: (Wolf, Kruger, and Carmichael) **Committee Room #1**

To Discuss: (a) An Ordinance Waiving Competitive Bidding for the Purchase of an Omni-Alert Siren System for Use by the Rogers Police Department

5:45 p.m. - PUBLIC WORKS COMMITTEE: (Townzen, Kendall, and Brashear) **Committee Room #2**

To Discuss: (a) Monthly report from RWU

6:00 p.m. - COMMUNITY ENVIRONMENT & WELFARE COMMITTEE: (Carmichael, Townzen, and Hayes) **Committee Room #1**

To Discuss: (a) An Ordinance Rezone from R-SF and C-2 to R-SF, 1.65 ± Acres at 107 N. 30th Street (Benjamin Ryder) – Represented by Peter and Lan Vu

6:00 p.m. - FINANCE COMMITTEE: (Reithemeyer, Wolf, and Kendall) **Committee Room #2**

To Discuss: (a) A Resolution Authorizing a Contract with SafetyCom, Inc., of Little Rock, AR to Purchase an Omni-Alert Siren System; Amending the 2019 Budget to Appropriate \$405,063 from General Fund Reserves into Acct. # 100-01-80100

(b) A Resolution Authorizing the Mayor to Apply for a Grant From the Arkansas Rural Development Commission for Wastewater Infrastructure Improvements at Rogers City Hall

6:15 p.m. - TRANSPORTATION COMMITTEE: (Kruger, Townzen and Carmichael) **Committee Room #1**

To Discuss: (a) A Resolution Authorizing the Purchase of Runway Deicing Equipment for the Rogers Executive Airport; Amending the 2019 Budget to Appropriate Airport Fund Reserves in the Amount of \$63,267 to Acct. # 315-15-80100

(b) A Resolution Authorizing the Purchase of a Storage Tank for the Rogers Executive Airport to Hold Liquid Deicer; Amending the 2019 Budget to Appropriate Airport Fund Reserves in the Amount of \$10,000 to Acct. # 315-15-80100



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ROGERS CITY COUNCIL

AGENDA

OCTOBER 22, 2019

6:30 P.M.

PUBLIC FORUM:

INVOCATION & PLEDGE OF ALLEGIANCE:

ROLL CALL:

ACTION ON MINUTES: October 08, 2019

REPORTS OF BOARDS AND STANDING COMMITTEES:

- 1. ORD. Re: Waiving Competitive Bidding for the Purchase of an Omni-Alert Siren System for Use by the Rogers Police Department - Public Safety Committee
- 2. RES. Re: Authorizing a Contract with SafetyCom, Inc., of Little Rock, AR to Purchase an Omni-Alert Siren System; Amending the 2019 Budget to Appropriate \$405,063 from General Fund Reserves into Acct. # 100-01-80100 - Finance Committee
- 3. RES. Re: Authorizing the Mayor to Apply for a Grant From the Arkansas Rural Development Commission for Wastewater Infrastructure Improvements at Rogers City Hall - Finance Committee
- 4. RES. Re: Authorizing the Purchase of Runway Deicing Equipment for the Rogers Executive Airport; Amending the 2019 Budget to Appropriate Airport Fund Reserves in the amount of \$63,267 to Acct. # 315-15-80100 -Transportation Committee

ROGERS CITY COUNCIL AGENDA

OCTOBER 22, 2019

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5. RES. Re: Authorizing the Purchase of a Storage Tank for the Rogers Executive Airport to Hold Liquid Deicer; Amending the 2019 Budget to Appropriate Airport Fund Reserves in the amount of \$10,000 to Acct. # 315-15-80100 -Transportation Committee
6. ORD. Re: Rezone from R-SF and C-2 to R-SF, 1.65 ± Acres at 107 N. 30th Street (Benjamin Ryder) – Represented by Peter and Lan Vu - Community Environment & Welfare Committee

OLD BUSINESS:

NEW BUSINESS:

1. ORD. Re: Accepting the Final Plat of Savannah Estates - Geoff Bates

APPOINTMENTS:

ANNOUNCEMENTS:

ORDINANCE NO. 19-_____

AN ORDINANCE WAIVING COMPETITIVE BIDDING FOR THE PURCHASE OF AN OMNI-ALERT SIREN SYSTEM FOR USE BY THE ROGERS POLICE DEPARTMENT; PROVIDING FOR THE EMERGENCY CLAUSE; AND FOR OTHER PURPOSES.

WHEREAS, the City's storm warning system is out of date and the parts needed to repair the system are no longer available;

WHEREAS, in order to ensure that citizens have adequate and timely notification of severe weather, this system needs to be replaced; and

WHEREAS, that SafetyCom, Inc. is the only authorized Whelen distributor and can therefore make use of some of the equipment and poles from the current system in building a new storm warning system for the City thereby saving the City a significant amount on this project which is estimated to cost Four Hundred Five Thousand and Sixty-Three Dollars (\$405,063.00).

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROGERS, ARKANSAS THAT:

Section 1: There exists an exceptional circumstance whereby the requirements of competitive bidding are neither practical nor feasible and the City Council, therefore, waives the requirements of competitive bidding for the purchase of an Omni-Alert Siren System for use by the Rogers Police Department;

Section 2: Competitive bidding is waived for the purchase of the Omni-Alert Siren System from SafetyCom, Inc., a Little Rock, Arkansas company, for the 2019 calendar year;

Section 3 - Emergency Clause: The need to acquire an effectively working storm warning system is immediate and in order to protect the public peace, health, safety, and welfare an emergency is hereby declared to exist and this Ordinance shall be in full force and effect from the date of its passage and approval;

Section 4 - Severability Provision: If any part of this Ordinance is held invalid, the remainder of this Ordinance shall continue in effect as if such invalid portion never existed; and

Section 5 - Repeal of Conflicting Provisions: All ordinances, resolutions or orders of the City Council, or parts of the same, in conflict with this Ordinance are repealed to the extent of such conflict.

PASSED this _____ day of _____, 2019.

APPROVED:

C. GREG HINES, Mayor

Attest:

PEGGY DAVID, City Clerk
Requested By: Hayes Minor, Chief of Police
Prepared By: Bonnie Bridges, Staff Attorney
For Consideration By: Public Safety Committee

RESOLUTION NO. R-19-_____

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A CONTRACT WITH SAFETYCOM, INC., OF LITTLE ROCK, ARKANSAS TO PURCHASE AN OMNI-ALERT SIREN SYSTEM; AMENDING THE 2019 BUDGET TO APPROPRIATE FOUR HUNDRED FIVE THOUSAND SIXTY-THREE DOLLARS (\$405,063.00) FROM GENERAL FUND RESERVES TO ACCOUNT #100-01-80100 CAPITAL EXPENDITURES FOR SAID PURCHASE; AND FOR OTHER PURPOSES.

WHEREAS, the City of Rogers needs a functioning and repairable storm siren system to better serve its citizens in times of severe weather;

WHEREAS, the City of Rogers will contract with SafetyCom, Inc. located in Little Rock, Arkansas, to provide this storm siren system as this company can use some of the equipment and poles from our current system to reduce the cost of this project; and

WHEREAS, this need for this project is immediate and the contract will be paid for out of General Fund Reserves.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ROGERS, ARKANSAS THAT:

Section 1: The Mayor and City Clerk are authorized to enter into a contract with SafetyCom, Inc., of Little Rock, Arkansas, to purchase an Omni-Alert Siren System;

Section 2: The 2019 Budget is hereby amended to appropriate four hundred five thousand sixty-three dollars (\$405,063.00) from General Fund Reserves to Account #100-01-80100 Capital Expenditures;

Section 3 - Severability Provision: If any part of this Resolution is held invalid, the remainder of this Resolution shall continue in effect as if such invalid portion never existed; and

Section 4 - Repeal of Conflicting Resolutions: All Resolutions of the City Council, or parts of Resolutions of the City Council, in conflict herewith are hereby repealed to the extent of such conflict.

RESOLVED this _____ day of _____, 2019.

APPROVED:

C. GREG HINES, Mayor

Attest:

PEGGY DAVID, City Clerk

Requested by: Hayes Minor, Chief of Police
Prepared by: Bonnie Bridges, Staff Attorney
For Consideration by: Finance Committee

RESOLUTION NO. R-19-_____

A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR A GRANT FROM THE ARKANSAS RURAL DEVELOPMENT COMMISSION FOR WASTEWATER INFRASTRUCTURE IMPROVEMENTS AT ROGERS CITY HALL BUILDING; AND FOR OTHER PURPOSES.

WHEREAS, the City of Rogers has plans to make much needed wastewater infrastructure improvements to the City Hall building and recognizes the need for this project as well as its importance;

WHEREAS, the grant application amount is estimated at twenty-seven thousand five hundred dollars (\$27,500.00); and

WHEREAS, the City Council determines that the City meets eligibility requirements necessary to apply for this grant.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ROGERS, ARKANSAS THAT:

Section 1: The Mayor is hereby authorized to submit an application of formal request to the Arkansas Rural Development Commission for the purpose of securing state grant funds in the approximate amount of twenty-seven thousand five hundred dollars (\$27,500.00) to aid the City in effectuating wastewater infrastructure improvements at Rogers City Hall;

Section 2 - Severability Provision: If any part of this Resolution is held invalid, the remainder of this Resolution shall continue in effect as if such invalid portion never existed; and

Section 3 - Repeal of Conflicting Resolutions: All Resolutions or orders of the City Council, or parts of Resolutions or orders of the City Council, in conflict with this Resolution are repealed to the extent of such conflict.

RESOLVED this _____ day of _____, 2019.

APPROVED:

C. GREG HINES, Mayor

Attest:

PEGGY DAVID, City Clerk

Requested by: David Hook, Facilities Manager

Prepared by: Bonnie Bridges, Staff Attorney

For Consideration by: Finance Committee

RESOLUTION NO. R-19-_____

A RESOLUTION AUTHORIZING THE PURCHASE OF RUNWAY DEICING EQUIPMENT FOR THE ROGERS EXECUTIVE AIRPORT; AMENDING THE 2019 BUDGET TO APPROPRIATE AIRPORT FUND RESERVES IN THE AMOUNT OF SIXTY-THREE THOUSAND TWO HUNDRED SIXTY-SEVEN DOLLARS (\$63,267.00) TO ACCOUNT #315-15-80100 CAPITAL EXPENDITURES; AND FOR OTHER PURPOSES.

WHEREAS, additional runway deicing equipment is needed for the Rogers Executive Airport;

WHEREAS, the ability to dispense liquid runway deicers will enhance the safety and efficiency of operations during inclement winter weather; and

WHEREAS, this equipment is available from Wausau-Everest L.P. (a.k.a. Wausau Everest Equipment Company) under the Sourcewell Cooperative Purchasing Alliance, Contract #080114-WAS.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ROGERS, ARKANSAS THAT:

Section 1: The Mayor and City Clerk are authorized to enter into a contract with Wausau-Everest L.P. to purchase a liquid runway deicer under the Sourcewell Cooperative Purchasing Alliance, Contract #080114-WAS at a cost not to exceed sixty-three thousand two hundred sixty-seven dollars (\$63,267.00) including applicable taxes;

Section 2: The 2019 Budget is amended to appropriate sixty-three thousand two hundred sixty-seven dollars (\$63,267.00) from Airport Reserves into Account #315-15-80100 Capital Expenditures, for this purchase;

Section 3: Severability Provision- If any part of this Resolution is held invalid, the remainder of this Resolution shall continue in effect as if such invalid portion never existed; and

Section 4: Repeal of Conflicting Resolutions- All resolutions or orders of the City Council or parts of resolutions or orders of the City Council that are in conflict with this Resolution are repealed to the extent of such conflict.

RESOLVED this _____ day of _____, 2019.

APPROVED:

C. GREG HINES,
Mayor

Attest:

PEGGY DAVID, City Clerk

Requested By: David Krutsch, Airport Director
Prepared By: David Krutsch, Airport Director
Reviewed By: Bonnie Bridges, Staff Attorney
Reviewed By: Transportation Committee

RESOLUTION NO. R-19-_____

A RESOLUTION AUTHORIZING THE PURCHASE OF A STORAGE TANK FOR THE ROGERS EXECUTIVE AIRPORT TO HOLD LIQUID DEICER; AMENDING THE 2019 BUDGET TO APPROPRIATE AIRPORT FUND RESERVES IN THE AMOUNT OF TEN THOUSAND DOLLARS (\$10,000.00) TO ACCOUNT #315-15-80100 CAPITAL EXPENDITURES; AND FOR OTHER PURPOSES.

WHEREAS, additional runway deicing equipment is needed for Rogers Executive Airport;

WHEREAS, the ability to dispense liquid runway deicers will enhance the safety and efficiency of Airport operations during winter weather; and

WHEREAS, a storage tank is required to accommodate the addition of liquid deicer capability.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ROGERS, ARKANSAS THAT:

Section 1: The Mayor and City Clerk are authorized to enter into a contract with ProTank, Inc. of Olive Branch, Mississippi, for the purchase of a heavy duty storage tank compatible with liquid runway deicer at a cost not to exceed ten thousand dollars (\$10,000.00) including applicable taxes;

Section 2: The 2019 Budget is amended to appropriate ten thousand dollars (\$10,000.00) from Airport Reserves into Account #315-15-80100 Capital Expenditures for the purchase of the storage tank;

Section 3: Severability Provision- If any part of this Resolution is held invalid, the remainder of this Resolution shall continue in effect as if such invalid portion never existed; and

Section 4: Repeal of Conflicting Resolutions- All resolutions or orders of the City Council or parts of resolutions or orders of the City Council that are in conflict with this Resolution are repealed to the extent of such conflict.

RESOLVED this _____ day of _____, 2019.

APPROVED:

C. GREG HINES,
Mayor

Attest:

PEGGY DAVID, City Clerk

Requested By: David Krutsch, Airport Director
Prepared By: David Krutsch, Airport Director
Reviewed By: Bonnie Bridges, Staff Attorney
For Consideration By: Transportation Committee

ORDINANCE NO. _____
CITY OF ROGERS, ARKANSAS

AN ORDINANCE AMENDING ROGERS CODE SECTION 14-675 BY RE-ZONING
CERTAIN LANDS FROM R-SF AND C-2 TO R-SF, PROVIDING FOR
THE EMERGENCY CLAUSE AND FOR OTHER PURPOSES

WHEREAS, pursuant to the provisions of Rogers Code Section Rogers Code Section 14-725, et seq, and upon the consideration of the report and recommendations of the Planning Commission of the City of Rogers, Benton County, Arkansas, the City Council has found that certain lands hereinafter described are better suited for R-SF than R-SF and C-2 zoning.

NOW, THEREFORE, BE IT ORDAINED, BY THE CITY COUNCIL OF THE CITY OF ROGERS, ARKANSAS:

SECTION 1: That Section 14-675 of the code of Ordinances, City of Rogers, should be and the same hereby is amended as hereinafter provided.

SECTION 2: That the land hereinafter described should be and the same is hereby zoned as R-SF and that said lands being in Benton County, Arkansas, are described as:

Property to be zoned R-SF:

TRACT 2 OF A PROPERTY LINE ADJUSTMENT RECORDED AS PLAT 2005-605, PLAT RECORDS OF BENTON COUNTY ARKANSAS, AND BEING MORE PARTICULARLY DESCRIBED AS: PART OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 10, TOWNSHIP 19 NORTH, RANGE 30 WEST OF THE FIFTH PRINCIPAL MERIDIAN. BENTON COUNTY. ARKANSAS. DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 10, BEING A COTTON SPINDLE IN THE INTERSECTION OF WEST WALNUT AND SOUTH 28TH STREET AS SHOWN ON PLATS L-34, Q-238, G-186, Q-310, 4-17.1-28, 17-53, 28-251, K-136 AND W-223; THENCE ALONG THE SOUTH LINE OF SAID SOUTH EAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 10, NORTH 86 DEGREES, 51 MINUTES, 56 SECONDS WEST 478.00 FEET; THENCE ALONG THE WEST LINE OF THE REPLAT OF VALLEY WEST SUBDIVISION AS SHOWN ON PLAT G-186, ALSO BEING ALONG THE EAST LINE OF PLATS L-34 AND Q-238, NORTH 2 DEGREES, 42 MINUTES, 53 SECONDS EAST 381.52 FEET TO A REBAR PIN FOR THE TRUE POINT OF BEGINNING; THENCE NORTH 88 DEGREES, 44 MINUTES, 01 SECONDS WEST 291.08 FEET TO A REBAR PIN, AS SHOWN ON PLATS Q-238, 17-53, 23L-170 AND O-131; THENCE ALONG THE WEST LINE OF SAID PLATS Q-238. 23L-170 AND 17-53 NORTH 1 DEGREE, 34 MINUTES, 06 SECONDS EAST 255.74 FEET TO A REBAR PIN AT THE NORTHWEST CORNER OF SAID PLATS Q-238, 17-53 AND 23L-170; THENCE ALONG THE NORTH LINE OF SAID PLAT Q-238, 23L-170 AND 17-53, SOUTH 84 DEGREES, 31 MINUTES, 05 SECONDS EAST 296.50 FEET TO A REBAR PIN AT THE NORTHEAST CORNER OF SAID PLATS Q-238, 17-53 AND 23L-170, SAID REBAR PIN ALSO BEING ON THE WEST LINE OF THE REPLAT OF VALLEY WEST SUBDIVISION AS SHOWN ON PLAT G-186; THENCE ALONG THE WEST LINE OF SAID PLAT G-186, SOUTH 2 DEGREES, 43 MINUTES, 27 SECONDS WEST 234.02 FEET TO THE POINT OF BEGINNING CONTAINING 1.65 ACRES MORE OR LESS AND SUBJECT TO ALL EASEMENTS OF RECORD OR OF FACT. TOGETHER WITH AN ACCESS EASEMENT AS SHOWN ON A PROPERTY LINE ADJUSTMENT RECORDED AS PLAT 2005-605, PLAT RECORDS OF BENTON COUNTY ARKANSAS.

LAYMAN'S DESCRIPTION: 107 N. 30th St.

SECTION 3: That it is necessary to bring proposed uses of the property into conformance with the Rogers City Zoning Ordinances and because of such an emergency is declared to exist and in order to protect the public peace, health, safety and welfare, this ordinance shall be in full force and effect from the date of its passage and approval.

SECTION 4: Severability Provision- In the event that any section, paragraph, subdivision, clause, phrase, or other provision or portion of this Ordinance shall be adjudged invalid or unconstitutional, the same shall

not affect the validity of this Ordinance as a whole, or any part or provision, other than the part so decided to be invalid or unconstitutional, and the remaining provisions of this Ordinance shall be construed as if such invalid, unenforceable or unconstitutional provision or provisions had never been contained herein.

SECTION 5: Repeal of Conflicting Ordinances and Resolutions- All ordinances, resolutions or orders of the City Council, or parts of ordinances, resolutions or orders of the City Council in conflict herewith are hereby repealed to the extent of such conflict.

PASSED THIS _____ DAY OF _____, 2019.

ROGERS, ARKANSAS

APPROVED:

ATTEST:

PEGGY DAVID, CLERK

C. GREG HINES, MAYOR

For Consideration By: Community Environment & Welfare Committee

ORDINANCE NO. _____

CITY OF ROGERS, ARKANSAS

**AN ORDINANCE ACCEPTING THE FINAL PLAT OF
SAVANNAH ESTATES
ROGERS, BENTON COUNTY, ARKANSAS,
THE DEDICATION OF UTILITY EASEMENTS AND OTHER PUBLIC WAYS THEREIN;
AND DECLARING AN EMERGENCY**

WHEREAS, the Final Plat has been submitted for Savannah Estates, Rogers, Benton County Arkansas which is more particularly described as follows, to-wit:

A PART OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER AND A PART OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 32, TOWNSHIP 19 NORTH, RANGE 30 WEST, BENTON COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO-WIT: BEGINNING AT THE NORTHWEST CORNER OF SAID NORTHWEST QUARTER OF THE NORTHEAST QUARTER AND RUNNING THENCE S87°12'31"E 669.62', THENCE S02°42'16"W 1367.99', THENCE N87°21'16"W 668.08', THENCE N02°38'24"E 1369.69', TO THE POINT OF BEGINNING, CONTAINING 21.02 ACRES, MORE OR LESS. SUBJECT TO THAT PORTION IN SOUTH WALLIS ROAD RIGHT-OF-WAY ON THE NORTH SIDE OF HEREIN DESCRIBED TRACT AND SUBJECT TO ALL OTHER EASEMENTS AND RIGHTS-OF-WAY OF RECORD.

WHEREAS, the City Council finds that said Final Plat is in conformance with the Ordinances of the City of Rogers, Arkansas; and

WHEREAS, the City Council finds that it is in the best interest of the citizens of Rogers, Arkansas that said Final Plat be approved and the dedication of the utility easements and other public ways be accepted and confirmed;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROGERS, ARKANSAS:

SECTION 1: The Final Plat of Savannah Estates, Rogers, Benton County, Arkansas, as described in the Plat thereof, is hereby accepted, approved and confirmed.

SECTION 2: All dedication of utility easements and other public ways as set forth in the Plat are hereby accepted by the City. The Mayor and City Clerk are authorized and directed to certify the aforesaid approval and acceptance upon the face of the Plat.

SECTION 3: As the facilities to be constructed within this subdivision will promote the economy of the City and will promote the public health and welfare, an emergency is declared to exist and this Ordinance shall be in full force and effect from and after the date of its passage.

SECTION 4: Severability Provision- In the event that any section, paragraph, subdivision, clause, phrase, or other provision or portion of this Ordinance shall be adjudged invalid or unconstitutional, the same shall not affect the validity of this Ordinance as a whole, or any part or provision, other than the part so decided to be invalid or unconstitutional, and the remaining provisions of this Ordinance shall be construed as if such invalid, unenforceable or unconstitutional provision or provisions had never been contained herein.

SECTION 5: Repeal of Conflicting Ordinances and Resolutions- All ordinances, resolutions or orders of the City Council, or parts of ordinances, resolutions or orders of the City Council in conflict herewith are hereby repealed to the extent of such conflict.

PASSED: _____, 2019

CITY OF ROGERS, ARKANSAS

APPROVED:

C. GREG HINES, MAYOR

ATTEST:

PEGGY DAVID, CITY CLERK