

MINUTES

The Rogers City Council met in *regular session* in the Council Chambers of the Maurice H. Kolman City Hall Building on Tuesday, September 24, 2019 at 6:30 p.m. The meeting was called to order by Mayor Greg Hines. The Invocation was given by Rev. Alan Johnson of First Church of the Nazarene. Those in attendance were led in the Pledge of Allegiance.

PUBLIC FORUM:

Steven Stellwagen, 4101 W. Huntington Drive, reported the area where he lives, Promenade Apartments, has 14 street lights installed, but none are connected. He has lived there for four years with over 500 people living in the area, which is very dark without street lights. He has talked with Carroll Electric who has told him that the developer, Hunt Ventures, has never requested an application for service for those lights. Stellwagen said with the development of the area which includes restaurants, car wash, medical clinic, and the Marriott Hotel that is going in there, the lighting will definitely be needed.

Mayor Hines responded that he has reached out to Hunt Ventures to inform them of the concerns which will hopefully result in the lights being connected.

David Hawkins, 15600 Hawkins Drive, spoke in regard to a lease extension for a hangar at the Rogers Executive Airport that was denied by Airport Manager David Krutsch. He feels that he has been discriminated against because other hanger owners have been allowed the lease extension.

Hawkins said he had previously tried to speak at the Airport Commission meeting but has been denied the opportunity and now is reaching out the mayor and city council to be heard.

Hawkins said he is prepared to file a discrimination claim with the FAA which could result in the city having to pay back millions of dollars of grant monies received.

There were no other comments from anyone in the audience.

The Public Forum was declared closed.

Betsy Reithemeyer, Gary Townzen, Marge Wolf, Clay Kendall, Jerry Carmichael, Barney Hayes, and Mandy Brashear were present. Mark Kruger was absent.

City Clerk-Treasurer Peggy David, City Attorney Andrew Hatfield, Staff Attorney Bonnie Bridges, Fire Chief Tom Jenkins, Battalion Fire Chief Cliff Thompson, Water Utilities Superintendent Brent Dobler, Water Utilities Shared Services Manager Jene Huffman, Director of Finance Casey Wilhelm, City Planner Ethan Hunter, Parks and Recreation Director Jim White, Parks Superintendent Wendell Brewer, Airport Manager David Krutsch, Records Manager Jennifer Moore, Airport Commissioners Ray Hobbs and Gary Jackson, and PR Specialist Ben Cline.

COUNCIL MEMBERS PRESENT:

OTHER OFFICIALS PRESENT:

ACTION ON MINUTES:

(September 10, 2019)

Motion by Hayes, second by Reithemeyer to approve the minutes of September 10, 2019 as submitted.

Voice vote: Unanimous - Yes. ***Motion carried.***

Approves the suspending of rules for the meeting.

Motion by Reithemeyer, second by Wolf to suspend the rules to consider all items on the agenda on a single reading and by title only.

Roll call: Unanimous – Yes. ***Motion carried.***

REPORTS OF BOARDS AND STANDING COMMITTEES:

(Agenda Item #1)

RES. #R19-72 Authorizing a Grant Agreement with the Walton Family Foundation to Receive Up to \$497,000; Amending the 2019 Budget to Recognize Grant Funds in the Amount of \$497,000 into Acct. #200-16-45600; Appropriating the Same to Acct. #200-16-85051

The resolution was introduced by Councilmember Reithemeyer and read by title only by City Attorney Andrew Hatfield.

Reithemeyer, chair of the Finance Committee, reported the committee had met, recommended a “Do pass” and recognized Project Engineer Lance Jobe.

Jobe explained the Walton Foundation has awarded the city a grant in the amount of \$497,000 for the 13th Street Bike Enhancement project design. A study by Regional Planning identified this corridor for possible improvement as a trail route. The city’s match for this grant will be the Poplar Street Project, which is part of the 2018 Bond projects.

Motion by Hayes, second by Brashear to adopt the resolution.

Voice vote: 6-Yes; 1-No. ***The resolution is adopted.***

(Agenda Item #2)

RES. #R19-73 Authorizing the Transfer of Funds from the General Project Account of the 2018 Construction Fund to Various Components of the 2018 Construction Fund for Reimbursement

The resolution was introduced by Reithemeyer and read by title only by Hatfield.

Reithemeyer reported the Finance Committee had met, recommended a “Do pass” and recognized Director of Finance Casey Wilhelm.

Wilhelm reported this resolution will clarify some bond language on how the construction fund brokerage fees for the 2018 Bond Issue will be handled.

Motion by Reithemeyer, second by Wolf to adopt the resolution.

Voice vote: Unanimous – Yes. ***The resolution is adopted.***

(Agenda Item #3)

RES. #R19-74 Amending the 2019 Budget to Reflect Funds in the Amount of \$181,818 from the Assistance to Firefighters Grant Program from the U.S. Department of Homeland Security to Acct. #100-04-45110; Appropriating \$200,000 to Acct. 100-04-80100

The resolution was introduced by Reithemeyer and read by title only by Hatfield.

Reithemeyer, reported the Finance Committee had met, viewed the items to be purchased, recommended a “Do pass” and recognized Fire Chief Tom Jenkins.

Jenkins reported this federal grant is a 90/10 matching grant and will allow for the purchase of 5 lifting cots for the front-line ambulances and ready reserve fleet.

Motion by Reithemeyer, second by Townzen to adopt the resolution.

Voice vote: Unanimous – Yes. ***The resolution is adopted.***

(Agenda Item #4)

RES. #R19-75 Amending the 2019 Budget to Recognize an Insurance Reimbursement in the Amount of \$94,439.97 into Acct. #100-01-49195; Appropriating \$94,439.97 into Acct. #100-08-70430

The resolution was introduced by Councilmember Reithemeyer and read by title only by Hatfield.

Reithemeyer reported the Finance Committee had met, recommended a “Do pass” and recognized Facilities Manager David Hook.

Hook reported 13-months ago a large lightning strike at the Rogers Aquatics Center caused damage in the amount of \$179,000. This is the second payment and final insurance check for completed repairs, less the \$5,000 deductible.

Motion by Reithemeyer, second by Wolf to adopt the resolution.

Voice vote: Unanimous – Yes. ***The resolution is adopted.***

(Agenda Item #5)

RES. #R19-76 Authorizing a Contract with DEMX, of Fayetteville, AR for Design Services

The resolution was introduced by Councilmember Wolf and read by title only by Hatfield.

Wolf, chair of the Public Safety Committee, reported the committee had met, recommended a “Do pass” and recognized Fire Chief Tom Jenkins.

Jenkins reported this contract with DEMX will provide architectural design services for the renovation of the Emergency Training Center on W. Oak Street, which is part of the 2018 Bond Issue.

Motion by Wolf, second by Reithemeyer to adopt the resolution.

Voice vote: Unanimous – Yes. ***The resolution is adopted.***

(Agenda Item #6)

RES. #R19-77 Authorizing a Contract with Milestone Construction Co., LLC, of Springdale, AR for the Construction Management Services

The resolution was introduced by Wolf and read by title only by Hatfield.

Wolf, reported the Public Safety Committee had met, recommended a “Do pass” and recognized Chief Jenkins.

Jenkins reported this resolution compliments the previous resolution for the construction management services at the Emergency Training Center on W. Oak Street, also included in the 2018 Bond projects.

Motion by Wolf, second by Reithemeyer to adopt the resolution.

Voice vote: Unanimous – Yes. ***The resolution is adopted***

(Agenda Item #7)

ORD. #19-63 Amending Various Sections of Chapter 14 of the City of Rogers Code of Ordinances

The resolution was introduced by Councilmember Carmichael and read by title only by Hatfield.

Carmichael reported the Community Environment & Welfare Committee had met, recommended a “Do pass” and recognized City Planner Ethan Hunter.

Hunter presented the changes in the various sections of Chapter 14 creating new code for “Cottage Court or Cluster Housing”.

Councilmember Reithemeyer asked if a density concept plan is required.

Hunter responded, “In most cases, yes, but not always.”

Carmichael reported the Plans and Policy Committee of the Planning Commission and Planning Commission have recommended approval.

The Mayor asked, “Shall the ordinance pass?”
Roll call: Unanimous – Yes. ***The ordinance is adopted.***

The Mayor asked, “Shall the emergency clause pass?”
Roll call: Unanimous – Yes. ***The emergency clause is adopted.***

(Agenda Item #8)

ORD. #19-64 Rezone from C-2 to C-4, .99 ± Acres at 1201 N. 2nd Street (Lissett Flores) – Represented by Lissett Flores

The ordinance was introduced by Carmichael and read by title only by Hatfield.

Carmichael reported the Community Environment & Welfare Committee had met, recommended a “Do pass” and recognized Lissett Flores, the rezoning applicant.

The Mayor asked, “Shall the ordinance pass?”
Roll call: Unanimous – Yes. ***The ordinance is adopted.***

The Mayor asked, “Shall the emergency clause pass?”
Roll call: Unanimous – Yes. ***The emergency clause is adopted.***

OLD BUSINESS:

None.

NEW BUSINESS:

None.

APPOINTMENTS:

Mayor Hines recommended the appointment of Roger Bullock to the Airport Commission; to fill the expired term of Mike Hudson. The expiration of the term shall be March 11, 2022.

Approves the appointment of ***Roger Bullock*** to the **Airport Commission**; to fill the expired term of Mike Hudson, term to expire March 11, 2022.

Motion by Hayes, second by Brashear to approved the appointment of Roger Bullock to the Airport Commission as recommended.
Voice vote: Unanimous – Yes. ***Motion carried.***

ANNOUNCEMENTS:

Mayor Hines also announced that tonight's meeting will be the last one for PR Specialist Ben Cline. Ben will be moving to Little Rock to continue his career with the Arkansas Municipal League.

There being no further business, motion by Wolf, second by Reithemeyer to adjourn the meeting. Meeting adjourned at 6:53 p.m.

ATTEST:

APPROVED:

Peggy David, City Clerk-Treasurer

C. Greg Hines, Mayor