

MINUTES

The Rogers City Council met in *regular session* in the Council Chambers of the Maurice H. Kolman City Hall Building on Tuesday, June 25, 2019 at 6:30 p.m. The meeting was called to order by Mayor Greg Hines. The invocation was given by David Hadsell, Chaplain for Rogers Police and Fire Depts. Those in attendance were led in the Pledge of Allegiance.

PUBLIC FORUM:

There were no comments from anyone in the audience.

The Public Forum was declared closed.

COUNCIL MEMBERS PRESENT:

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

OTHER OFFICIALS PRESENT:

City Clerk-Treasurer Peggy David, City Attorney Andrew Hatfield, Staff Attorney Bonnie Bridges, Deputy Fire Chief Bill Hyde, Police Chief Hayes Minor, Water Utilities Superintendent Brent Dobler, Water Utilities Shared Services Manager Jené Huffman, Director Finance Casey Wilhelm, Director of Parks and Recreation Jim White, Street Superintendent Frankie Guyll, Community Development Director John McCurdy and City Planner Ethan Hunter

ACTION ON MINUTES:

(June 11, 2019)

Motion by Townzen, second by Reithemeyer to approve the minutes of June 11, 2019 as submitted.

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

Approves the suspending of rules for the meeting.

Motion by Kruger, second by Wolf to suspend the rules to consider all items on the agenda on a single reading and by title only and tabling Agenda Item #7 until the next meeting.

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

REPORTS OF BOARDS AND STANDING COMMITTEES:

(Agenda Item #1)

RES. #R19-49 Amending the 2019 Budget; Appropriating \$68,500 from General Fund Reserves to Acct. #100-08-70460; Appropriating \$31,000 from General Fund Reserves to Acct. #100-08-70465

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 Parks and Recreation Director Jim White.

White explained that the Parks Department has taken over some landscaping and maintenance/mowing of areas from the Street Dept. which has impacted their budget. This appropriation will cover the expense for the remainder of the year.

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

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

(Agenda Item #2)

RES. #R19-50 Amending the 2019 Budget to appropriate \$6,000 from General Fund Reserves to Acct. #100-09-70268 for Use by the Finance Dept. to Purchase Server Upgrades

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 Finance Director Casey Wilhelm.

Wilhelm explained this appropriation is needed for a new server to complete the upgrade of New World software, which will not work with the old server.

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

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

(Agenda Item #3)

RES. #R19-51 Creating the Positions of Planner I and Engineer for the Department of Community Development; Amending the 2019 Budget to Appropriate \$71,939 from General Fund Reserves to the Accounts Listed to Fund the New Positions

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

Kendall, chair of the Internal Affairs Committee, reported the committee had met, recommended a “Do pass” and recognized Community Development Director John McCurdy.

McCurdy explained this resolution adds two new positions to the Community Development department. One position is for an Engineer who will oversee bond projects and the other is for an entry level planner.

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

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

(Agenda Item #4)

RES. #R19-52 Scheduling a Hearing Concerning the Vacation of a Certain Portion of Valley West Drive; Directing Notice of the Hearing

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

Kruger, chair of the Transportation Committee reported the committee had met and recommended a “Do pass” to set a public hearing date for August 13, 2019 and recognized Staff Attorney Bonnie Bridges.

Bridges explained this resolution sets a public hearing date for a street vacation to fix a mistake that was made previously.

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

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

(Agenda Item #5)

RES. #R19-53 Amending the 2019 Budget to Recognize Funds from SWEPCO’s Arkansas Energy Efficiency Program in the Amount of \$11,388 into Acct. #200-16-49710; Appropriating the Same Amount to Acct. #200-16-70155

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

Kruger reported the Transportation Committee had met, recommended a “Do pass” and recognized Street Superintendent Frankie Guyll.

Guyll reported that due to the retrofitting of digital lighting in one of the Street Department buildings SWEPCO has rebated the expense in the amount of \$11,388.

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

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

(Agenda Item #6)

RES. #R19-54 Authorizing More Than One Professional Services Contract with Crafton, Tull & Associates, Inc. and CEI Engineering Associates in an Cumulative Amount Not to Exceed \$72,000 for Professional Consulting Services Associated with Community Development Planning Reviews; Amending the 2019 Budget to appropriate Up to \$72,000 from General Fund Reserves to Acct. #100-18-70830

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

Hayes, a member of the Community Environment & Welfare Committee reported the committee had met, recommended a “Do pass” and recognized Community Development Director John McCurdy.

McCurdy explained that due to a recent engineering position vacancy this resolution would allow contracts with Crafton & Tull and CEI’s to use their engineers to review plans that are submitted for projects that are submitted to the city. These contracts would be in effect until another engineer is hired.

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

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

(Agenda Item #7)

ORD. #19- Granting the Director of the City of Rogers Community Development Department the Authority to Approve Waivers of Building and Structure Dispositions Standards, Street Cross Sections and All Related Storm Water Utility Standards, and Sign Placement, Which Would Otherwise be Governed by the City of Rogers Code of Ordinances Chapters 14 and 44, for All Acquisitions Relating to the Walnut Widening Project

This ordinance was tabled in the Community Environment & Welfare Committee meeting.

(Agenda Item #8)

ORD. #19-43 Rezoning from C-2 and R-O to C-3, Accepting the Density Concept Plan, 7.7 Acres at the northeast corner of S. Bellview and S. Hampton Place (Great Northwest Development LLC and Creekside Development LLC) - represented by Charlie Baverman

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

Hayes reported the Community Environment and Welfare Committee had tabled this item because there was not one present to represent it, but understands that someone is now here.

Mayor Hines announced that the developers were present and recognized them.

Charlie Baverman and Bob Lewis representing Resort Lifestyles Communities provided a brief presentation of the project and rezoning.

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***

ADDED TO THE AGENDA:

(Agenda Item #9)

ORD. #19-44 Amending Various Sections of Chapter 50 of the City of Rogers Code of Ordinances and Amending Appendix B – Fee Schedule of the City of Rogers Code of Ordinances to Follow the Same

Mayor Hines announced that this ordinance has been added to the agenda and has been signed off by himself and three councilmembers.

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

Hayes reported the Community Environment and Welfare Committee had met, recommended a “Do pass” and recognized Staff Attorney Bridges.

Bridges explained that state law has recently passed that will overhaul the current small cell requirements. In light of that legislation which will not go into effect until September 1, 2019, this ordinance would allow pending applications for small cell facilities to proceed and will update our city code to comply with the state law that has been amended. This ordinance sets fees and protects the city to ensure that right-of-ways and easements affected with the installation of equipment are maintained and/or repaired. A more comprehensive overhaul of the city code regarding small cell will have to be considered sometime after the state law is in effect.

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***

Mayor Hines recognized Cathy Foraker, of AT&T, who was present tonight and commented that this has been in the works for the past three years.

OLD BUSINESS:

None.

NEW BUSINESS:

None.

APPOINTMENTS:

Mayor Hines announced he had three reappointments as follows:

Recommendation to reappoint John Carney to the Historic District Commission, term to expire June 30, 2022.

Approves the reappointment of *John Carney* to the **Historic District Commission**, term to expire June 30, 2022.

Motion by Kruger, second by Reithemeyer to approve the reappointment of John Carney to the Historic District Commission as recommended.

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

Hines recommended the reappointment of John Hagan to the Historic District Commission, term to expire June 30, 2022.

Approves the reappointment of *John Hagan* to the **Historic District Commission**, term to expire June 30, 2022.

Motion by Kruger, second by Reithemeyer to approve the reappointment of John Hagan to the Historic District Commission as recommended.

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

Mayor Hines also recommended the reappointment of Kelli Roberts to the Historic District Commission, term to expire June 30, 2022.

Approves the reappointment of *Kelli Roberts* to the **Historic District Commission**, term to expire June 30, 2022.

Motion by Kruger, second by Reithemeyer to approve the reappointment of Kelli Roberts to the Historic District Commission as recommended.

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

ANNOUNCEMENTS:

XZ

Mayor Hines announced the Rogers-Lowell Area Chamber of Commerce has launched Vision 100, a visioning process to further enhance the community's quality of life and ensure readiness for the future in anticipation of the Rogers-Lowell Area population reaching 100,000 in less than 15 years. The visioning process happens in five stages that involves city government, businesses and community representatives for strategic planning processes to implement the tactics that achieve the vision. There will be meeting times to access information and an online survey for everyone to participate in.

Mayor Hines also announced that the LPGA is in town this week at Pinnacle Country Club and encouraged everyone to go out see the finest female golfers on the planet.

There being no further business, motion by Kruger, second by Wolf to adjourn the meeting. Meeting adjourned at 6:50 p.m.

ATTEST:

APPROVED:

Peggy David, City Clerk-Treasurer

C. Greg Hines, Mayor