



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

AMENDED COMMITTEE SCHEDULE

TO: MAYOR
CITY COUNCIL
DEPARTMENT HEADS
PRESS

FROM: JESSICA RUSH, CITY CLERK

DATE: January 27, 2020

The following committee meetings will be held on **Tuesday, January 28, 2020** prior to the City Council Meeting:

5:45 p.m. – COMMUNITY ENVIRONMENT & WELFARE COMMITTEE: (Carmichael, Townzen, and Hayes) **Committee Room #1**

- (a) Adopting Changes To The Schedule Of Uses Promulgated By The Rogers Planning Commission Since April Of 2018; Amending Certain Provisions Related To The Schedule Of Uses

5:55 p.m. - COMMUNITY SERVICES COMMITTEE: (Brashear, Kruger, and Hayes) **Committee Room #1**

- (a) Authorizing The Mayor And City Clerk To Enter Into A Contract With Natural State Streams, LLC, Of Little Rock, Arkansas, For Restoration Work Associated With The Pinnacle Hills Open Space Project; Accepting The Lowest Qualified Bid For \$164,910.00
- (b) Authorizing a Contract with NWA Entertainment, LLD in the Amount of \$35,000 for the City’s 2020 July Fourth Fireworks Display

6:05 p.m. – PUBLIC SAFETY COMMITTEE: (Wolf, Kruger and Carmichael) **Committee Room #2**

- (a) Accepting The Lowest Qualified Bid For Towing Services; Authorizing The Mayor And City Clerk To Enter Into A Contract With Roadside Services, Of Rogers, Arkansas, For Towing

6:05 p.m. – RESOURCES & POLICY COMMITTEE: (Hayes, Reithemeyer and Brashear) **Committee Room #1**

- (a) Authorizing the Destruction of Certain Records of the Rogers Legal Department

6:10 p.m. – PUBLIC WORKS COMMITTEE: (Townzen, Kendall and Brashear) **Committee Room #1**

- (a) Monthly report from RWU



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ROGERS CITY COUNCIL

AGENDA

JANUARY 28, 2020

6:30 P.M.

PUBLIC HEARING:

PUBLIC FORUM:

INVOCATION & PLEDGE OF ALLEGIANCE:

ROLL CALL:

ACTION ON MINUTES: January 14, 2020

REPORTS OF BOARDS AND STANDING COMMITTEES:

- 1. ORD. Re: Adopting Changes To The Schedule Of Uses Promulgated By The Rogers Planning Commission Since April Of 2018; Amending Certain Provisions Related To The Schedule Of Uses - Community Environment & Welfare Committee
- 2. RES. Re: Authorizing The Mayor And City Clerk To Enter Into A Contract With Natural State Streams, LLC, Of Little Rock, Arkansas, For Restoration Work Associated With The Pinnacle Hills Open Space Project; Accepting The Lowest Qualified Bid For \$164,910.00 - Community Services Committee
- 3. RES. Re: Authorizing a Contract with NWA Entertainment, LLD in the amount of \$35,000 for the City’s 2020 July Fourth Fireworks Display - Community Services Committee
- 4. RES Re: Accepting The Lowest Qualified Bid For Towing Services; Authorizing The Mayor And City Clerk To Enter Into A Contract With Roadside Services, Of Rogers, Arkansas, For Towing Services -Public Safety Committee

ROGERS CITY COUNCIL AGENDA

JANUARY 28, 2020

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5. RES. Re: Authorizing the Destruction of Certain Records of the Rogers Legal Department - Resources & Policy Committee

OLD BUSINESS:

NEW BUSINESS:

APPOINTMENTS:

ANNOUNCEMENTS: City Council Committee Selection

ORDINANCE NO. 20_____

AN ORDINANCE ADOPTING CHANGES TO THE SCHEDULE OF USES PROMULGATED BY THE ROGERS PLANNING COMMISSION SINCE APRIL OF 2018; AMENDING CERTAIN PROVISIONS RELATED TO THE SCHEDULE OF USES; PROVIDING FOR THE EMERGENCY CLAUSE; AND FOR OTHER PURPOSES.

WHEREAS, under the Code of Ordinances, City of Rogers, Arkansas §14-721(g) the Planning Commission may update the schedule of uses throughout the year; and

WHEREAS, the Planning Commission has approved several updates to the schedule of uses that need ratification by the City Council to be codified the Code of Ordinances;

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

SECTION 1: The use classification “Real Estate Office” is adopted as a conditional use in the R-AH, N-R, and R-DP zoning districts;

SECTION 2: The use classification “Multifamily Residential (above the first floor)” is adopted as a conditional use in the C-2, C-3, C-4, O, and R-O zoning districts;

SECTION 3: The use classifications “Finance, insurance, and real estate establishments including banks, credit unions, real estate, and property management services, with drive through facilities,” “Food service uses such as full-service restaurants, cafeterias, bakeries catering and snack bars with drive through facilities,” and “Retail sales or service with drive through facilities” are adopted as permitted by right in the U-COM zoning district;

SECTION 4: The use classification “Commercial Assembly, Recreation, and Entertainment” is adopted as a conditional use in the C-3 zoning district;

SECTION 5: All commercial uses in the Downtown and Uptown Rogers Development Codes are adopted as conditional uses in the NBT and U-NBT zoning districts;

SECTION 6: The use classification “Clubs and Lodges” is adopted as permitted by right in the C-2 and C-4 zoning districts;

SECTION 7: The use classification “Cottage Court/Cluster Housing” is adopted as permitted by right in the N-R zoning district, and the use classifications “Manufactured Housing Unit” and “Mobile Home” are removed from the N-R zoning district;

SECTION 8: The use classification “Accessory building residential unit” is adopted as permitted by right in the COR and COM zoning districts with the use criteria that “Any legally nonconforming detached single-family use may add an accessory unit without violating nonconformity standards.”;

SECTION 9: Municipal Code Corporation is directed to codify Sections 1 through 8 of this Ordinance by making the appropriate changes to the use classification tables and related code sections contained within Chapter 14, Article 6, Division 2 of the City of Rogers, Arkansas Code of Ordinances;

SECTION 10 – Emergency Clause: The need to adopt these changes is immediate and in order to protect the public peace, health, safety, and welfare and emergency is declared to exist and this Ordinance shall be in full force and effect from the date of its passage and approval;

SECTION 11 – Severability Provisions: 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 12 – 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** _____, 2020.

ROGERS, ARKANSAS

APPROVED:

ATTEST:

JESSICA RUSH, CLERK

C. GREG HINES, MAYOR

Requested by: Department of Community Development

Prepared by: Department of Community Development

RESOLUTION NO. R20-_____

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A CONTRACT WITH NATURAL STATE STREAMS, LLC, OF LITTLE ROCK, ARKANSAS, FOR RESTORATION WORK ASSOCIATED WITH THE PINNACLE HILLS OPEN SPACE PROJECT; ACCEPTING THE LOWEST QUALIFIED BID FOR ONE HUNDRED SIXTY-FOUR THOUSAND NINE HUNDRED TEN DOLLARS (\$164,910.00); AND FOR OTHER PURPOSES.

WHEREAS, bids were lawfully requested and submitted for the Osage Creek Natural Area Stream Restoration;

WHEREAS, Natural State Streams, LLC, of Little Rock, Arkansas, submitted the lowest qualified bid in the amount of one hundred sixty-four thousand nine hundred ten dollars (\$164,910.00); and

WHEREAS, this contract is part of the Pinnacle Hills Open Space Project which was authorized and funded by R-17-72, it will be paid for out of grant funds received.

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

Section 1: Natural State Streams, LLC, of Little Rock, Arkansas, is the lowest qualified bid for the Osage Creek Natural Area Stream Restoration;

Section 2: The Mayor and City Clerk are authorized to enter into a contract with Natural State Streams, of Little Rock, Arkansas, for restoration work for this portion of the Pinnacle Hills Open Space Project in the amount of one hundred sixty-four thousand nine hundred ten dollars (\$164,910.00);

Section 3: The Mayor may execute all agreements necessary for the design, construction, inspection, observation, acquisition, materials, testing, and surveying necessary for or attendant to the Osage Creek Natural Area Stream Restoration;

Section 4 - 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 5 - 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 _____, 2020.

APPROVED:

C. GREG HINES, Mayor

Attest:

JESSICA RUSH, City Clerk
Requested by: Jaime Kemp, Project Manager, Community Development
Prepared by: Bonnie Bridges, Staff Attorney

RESOLUTION NO. R20-_____

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF ROGERS AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH NWA ENTERTAINMENT, LLC IN THE AMOUNT OF THIRTY-FIVE THOUSAND DOLLARS (\$35,000.00) FOR THE CITY'S 2020 JULY FOURTH FIREWORKS DISPLAY; AND FOR OTHER PURPOSES.

WHEREAS, the City of Rogers annually provides a public fireworks display celebrating the July Fourth holiday;

WHEREAS, the NWA Entertainment, LLC previously provided the fireworks display in past years, including 2017, 2018, and 2019 and it has been deemed the most appropriate provider for 2020;

WHEREAS, the 2020 contract terms and the 2020 contract amount of thirty-five thousand dollars (\$35,000.00) remain identical to that approved in 2019; and

WHEREAS, this expense is included in the 2020 Budget for the City of Rogers.

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

Section 1: The Mayor may execute an agreement between with NWA Entertainment, LLC in an amount not to exceed thirty-five thousand dollars (\$35,000.00) for provision of the annual July Fourth Fireworks display;

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 _____, 2020.

APPROVED:

C. GREG HINES, Mayor

Attest:

JESSICA RUSH, City Clerk

Prepared By: Bonnie Bridges, Staff Attorney
Requested By: C. Greg Hines, Mayor of Rogers

RESOLUTION NO. R20-_____

**A RESOLUTION ACCEPTING THE LOWEST QUALIFIED BID FOR TOWING SERVICES;
AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A CONTRACT WITH
ROADSIDE SERVICES, OF ROGERS, ARKANSAS, FOR TOWING SERVICES; AND FOR OTHER
PURPOSES.**

WHEREAS, bids were lawfully requested and submitted for towing services as needed by the City of Rogers Police Department; and

WHEREAS, Roadside Services, of Rogers, Arkansas submitted the lowest qualified bid.

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

Section 1: Roadside Services, of Rogers, Arkansas, is the lowest qualified bid for towing services needed by the City of Rogers Police Department;

Section 2: The Mayor and City Clerk are authorized to enter into a contract with Roadside Services, of Rogers, Arkansas to provide towing services;

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, in conflict with this Resolution are repealed to the extent of such conflict.

RESOLVED this _____ day of _____, 2020.

APPROVED:

C. GREG HINES,
Mayor

Attest:

JESSICA RUSH, City Clerk

Requested by: Hayes Minor, Chief of Police

Prepared by: Bonnie Bridges, Staff Attorney

RESOLUTION R20- _____

A RESOLUTION AUTHORIZING THE DESTRUCTION OF CERTAIN RECORDS OF THE ROGERS LEGAL DEPARTMENT; AND FOR OTHER PURPOSES.

WHEREAS, the City of Rogers Legal Department desires to destroy certain archived court records to create space for current court records; and

WHEREAS, the list of records to be destroyed is set out in the attached Affidavit of Destruction.

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

Section 1: The City of Rogers Senior Staff Attorney may destroy the following records of the Rogers Legal Department, pursuant to Arkansas Code Annotated §16-10-211:

- (a) Audited records four years or older: bank reconciliations, check book registers and check listings, cancelled checks, bank statements, deposit collection records, receipt and disbursement journals, time payment records, citation books from the police department, served arrest warrants, copies of citations, alternate service or community service time sheets, uniform filing fees collection remittance forms and fine reports, miscellaneous fee and fine collection reports, and served or unexecuted search warrants.
- (b) Audited records seven years or older: completed case files and written exhibits, show cause orders, case information including arrest reports and affidavits, files concerning cases resulting in a suspended imposition of sentence.

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 _____, 2020.

APPROVED:

C. GREG HINES, Mayor

Attest:

JESSICA RUSH, City Clerk

Requested by: Bonnie Bridges, Rogers Legal Department

Prepared by: Bonnie Bridges, Staff Attorney

AFFIDAVIT OF DESTRUCTION OF LEGAL DEPARTMENT RECORDS

I, Bonnie Bridges, do hereby certify that the following records of the Rogers Legal Department, have been retained for at least seven (7) years as specified under Ark. Code Ann. § 16-10-211 and have been audited as required by law. The records listed below, covering the time period stated, are to be destroyed in February 2020 by burning/shredding said records.

TYPE OF RECORDS	TIME PERIOD
Staff attorney/city attorney closed case files	2012
Receipts/Receipt listings	2012



Staff Attorney

Bonnie Bridges

Subscribed and Sworn to me this 21 day of January, 2020.


Notary Public

