

MINUTES

The Rogers City Council met in *regular session* in the Council Chambers of the Maurice H. Kolman City Hall Building on Tuesday, January 14, 2020 at 6:30 p.m. The meeting was called to order by Mayor Greg Hines. The Invocation was given by Mary Hanes of Joppa House. Those in attendance were led in the Pledge of Allegiance.

PUBLIC HEARING:

Opened hearing for a notice of razing and removal of a certain structure located at S. 15th Street. Rachel Chapla resident at 1918 S. 15th Street expressed concern for the safety of children she's seen in and around the structure and is in favor of the razing and removal.

PUBLIC FORUM:

Cristina Zepeda, resident of Rogers, AR. Approached the Council with a request to ban the use of plastic bags and Styrofoam due to the high amounts of debris the liter produces within the city. Lack of biodegradability of products will continue to fill our landfills if action is not taken. Encourage businesses to defer to more environmentally friendly options.

There were no other comments from anyone in the audience.

The Public Forum was declared closed.

COUNCIL MEMBERS PRESENT:

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

OTHER OFFICIALS PRESENT:

City Attorney Andrew Hatfield, City Clerk-Treasurer Jessica Rush, Staff Attorney John Pesek, Police Chief Hayes Minor, Deputy Fire Chief BJ Hyde, Battalion Fire Chief Cliff Thompson, Director of Finance Casey Wilhelm, Parks and Recreation Director Jim White, Parks Superintendent Wendell Brewer, Director of Rogers Public Library Judy Casey, Assistant Director of Rogers Public Library Hannah Milligan, Library Systems Manager Hisham Makki, Water Utilities Superintendent Brent Dobler, Water Utilities Shared Services Manager Jené Huffman-Gilreath ,

Community Development Director John McCurdy, City Planner Ethan Hunter, Parks Commissioner Paul O'Rourke, Tree Board Member Betty Evans, Tree Board Member Greg Lindley, Tree Board Member Nathan Gairhan, Executive Assistant to the Mayor Carey Anderson, Public Relations Specialist Hanna Lairy, Records Administrator Jennifer Moore

ACTION ON MINUTES:

(December 10, 2019)

Approves the suspending of rules for the meeting.

REPORTS OF BOARDS AND STANDING COMMITTEES:

(Agenda Item #1)

ORD. #20-01 Ordering The Razing And Removal Of A Certain Structure Within The City Of Rogers, Arkansas, Located At 1917 S 15TH Street

Motion by Townzen, second by Kruger to approve the minutes of December 10, 2019 as submitted.

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

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.

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

The ordinance was introduced by Wolf and read by title only by City Attorney Andrew Hatfield.

Wolf, chair of the Public Safety Committee, reported the committee had met, recommended a “Do pass” and recognized Rogers Fire Department Deputy Fire Chief BJ Hyde.

Hyde reports the property has been deemed unsafe and the property owner has been unwilling to take any action.

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 #2)

ORD. #20-02 Waiving Competitive Bidding For The Purchase Of Sixteen New Police Patrol Vehicles For The Rogers Police Department; Allowing the Mayor and City Clerk To Enter Into A Contract For Said Purchase

The ordinance was introduced by Wolf and read by title only by City Attorney Andrew Hatfield.

Wolf, chair of the Public Safety Committee, reported the committee had met, recommended a “Do pass” and recognized Rogers Police Chief Hayes Minor.

Annual purchase of fleet vehicles, part of the 2020 Budget. No state bid this year lends to reasoning for waiving of competitive bidding.

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 #3)

ORD. #20-03 Waiving Competitive Bidding For The Purchase Of A New Chevy Tahoe For Use By The Rogers Fire Department; Allowing the Mayor and City Clerk To Enter Into A Contract For Said Purchase

The ordinance was introduced by Wolf and read by title only by City Attorney Andrew Hatfield.

Wolf, chair of the Public Safety Committee, reported the committee had met, recommended a “Do pass” and recognized Rogers Fire Department Deputy Fire Chief BJ Hyde.

Purchase of single Tahoe vehicle, part of the 2020 Budget. No state bid this year lends to reasoning for waiving of competitive bidding.

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 #4)

RES. R20-01 Amending Resolution No. R-19-27 Expressing The City’s Intent To Issue Industrial Development Revenue Bonds

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

Reithemeyer, chair of the Finance Committee, reported the committee had met, recommended a “Do pass” and recognized Rogers-Lowell Chamber of Commerce President Raymond Burns.

Burns restating a previous ordinance to endorse Industrial Program and change in development pricing.

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

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

(Agenda Item #5)

RES. R20-02 Certifying Local Government Endorsement Of Anonymous Coffee Roasters LLC To Participate In The Tax Back Program

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

Reithemeyer, chair of the Finance Committee, reported the committee had met, recommended a “Do pass” and again recognized Rogers-Lowell Chamber of Commerce President Raymond Burns.

Burns tax back resolution incentive for Oynx Coffee Roasters move of their corporate headquarters and manufacturing facility to Downtown Rogers.

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

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

(Agenda Item #6)

RES. R20-03 Authorizing A Contract With Booksystems Atrium System, Inc., To Purchase An ILS System For The Rogers Public Library

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

Reithemeyer, chair of the Finance Committee, reported the committee had met, recommended

a “Do pass” and recognized Director of Rogers Public Library Judy Casey.

Casey reported the Ingratiated Library System update is in the 2020 Budget and Booksystems Atrium System, Inc. was the lowest bidder. Saving the City of \$30,000/year over the next 3 years. Haven’t been provided the best service by the current company.

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

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

(Agenda Item #7)

ORD. #20-04 Rezoning from C2 to C3, 200 & 204 W Hudson Road (Kum & Go) – represented by John Sewell

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

Carmichael, chair of the Community Environment & Welfare Committee, reported the committee had met, recommended a “Do pass” and recognized John Sewell.

Kruger confirmed the request was only a rezone, no change to the building. Sewell confirmed.

Sewell described the location at 200 & 204 Hudson will be a Kum & Go.

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.***

Approves the reading of items 8-16.

Motion by Carmichael, second by Kendall to read items 8-16 in one motion due to length of items on agenda.

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

(Agenda Item #8)

ORD. #20-05 Rezoning from RMF-9A PUD To RMF-9A with a Density Concept Plan, W. Everest Ave and East of S. Kilimanjaro Way (Shadowbrooke) – represented by Jake Chavis of Bates & Associates

Introduced and read by title only by Hatfield.

Carmichael, chair of the Community Environment & Welfare Committee, reported the committee had met, recommended a “Do pass” and recognized Jake Chavis.

Carmichael confirmed unanimous pass in committee. No questions from the Council.

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 #9)

ORD. #20-06 Rezoning from A-1 To R-Sf, between West Shores Ave and city limits (Crescent View) – represented by Dirk Thibodaux

Introduced and read by title only by Hatfield.

Carmichael, chair of the Community Environment & Welfare Committee, reported the committee had met, recommended a “Do pass” and recognized Dirk Thibodaux.

Carmichael confirmed unanimous pass in committee. No questions from the Council.

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 #10)

ORD. #20-07 Rezoning from R-O and C-2 to U-COM, 2225 S. Bellview Road (Bellview Urban Center) – represented by Bill Watkins

Introduced and read by title only by Hatfield.

Carmichael, chair of the Community Environment & Welfare Committee, reported

the committee had met, recommended a “Do pass” and recognized Bill Watkins.

Watkins added staff support and unanimous approval by the Planning Commission. No questions from the Council.

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 #11)

ORD. #20-08 Rezoning from A-1 To R-SF, 100± acres east of Gaston Road, west of Scissortail Subdivision (ABS Option Company) – represented by Bill Watkins

Introduced and read by title only by Hatfield.

Carmichael, chair of the Community Environment & Welfare Committee, reported the committee had met, and resulted in a 2-1 vote and again recognized Bill Watkins.

Watkins added staff support and unanimous approval by the Planning Commission. No questions from the Council.

The Mayor asked, “Shall the ordinance pass?”
Roll call: 6-2 Kruger, Wolf, Kendall, Carmichael, Hayes, Brashear – Yes. Townzen, Reithemeyer – No. ***The ordinance is adopted.***

The Mayor asked, “Shall the emergency clause pass?”
Roll call: 6-2 Kruger, Wolf, Kendall, Carmichael, Hayes, Brashear – Yes. Townzen, Reithemeyer – No. ***The emergency clause is adopted.***

(Agenda Item #12)

ORD. #20-09 Rezoning from A-1 To RMF-9A with a Density Concept Plan, 5715 W. Stoney Brook Road (Village View) – represented by Josh Porter

Introduced and read by title only by Hatfield.

Carmichael, chair of the Community Environment & Welfare Committee, reported

No questions from the Council.

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 #13)

ORD. #20-10 Rezoning from R-DP to NBT, 326 N. 4th Street (Valley View) - represented by Bill Watkins

Introduced and read by title only by Hatfield.

Carmichael, chair of the Community Environment & Welfare Committee, reported the committee had met, recommended a “Do pass” and again recognized Bill Watkins.

Watkins added staff support and unanimous approval by the Planning Commission. No questions from the Council.

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 #14)

ORD. #20-11 Rezoning from C-2 to U-COR, 1.29 acres northwest of West Park Ave. & S. Pinnacle Hills Parkway (Pinnacle Corner, LLC)- represented by Reed Hill

Introduced and read by title only by Hatfield.

Carmichael, chair of the Community Environment & Welfare Committee, reported the committee had met, recommended a “Do pass” and recognized Reed Hill.

No questions from the Council.

The Mayor asked, “Shall the ordinance pass?”

the committee had met, recommended a “Do pass” and recognized Josh Porter.

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 #15)

ORD. #20-12 Rezoning from C-2 to U-COR, 6.66 acres between S. Pinnacle Hills Parkway & JB Hunt Drive (Pinnacle Corner, LLC)- represented by Reed Hill

Introduced and read by title only by Hatfield.

Carmichael, chair of the Community Environment & Welfare Committee, reported the committee had met, recommended a “Do pass” and recognized Reed Hill.

No questions from the Council.

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 #16)

ORD. #20-13 Rezoning from C-2 to U-COR, 5.68 acres northwest of West Park Ave. & S. Pinnacle Hills Parkway (Pinnacle Corner, LLC)- represented by Reed Hill

Introduced and read by title only by Hatfield.

Carmichael, chair of the Community Environment & Welfare Committee, reported the committee had met, recommended a “Do pass” and recognized Reed Hill.

No questions from the Council.

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.***

None.

OLD BUSINESS:

NEW BUSINESS:

(Agenda Item #17)

ORD. #20-14 Accepting The Final Plat Of The Groves Neighborhood Phase II – Phil Swope

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

Phil Swope present to answer questions from the Council. The final plat was provided to the Council for reference and has been approved by all requirements of the Community Development Department. Rogers Water Utility has also signed off.

No questions or comments from the Council.

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.***

APPOINTMENTS:

Reappointment of David Hale to the Parks and Recreation Commission for a term to expire on December 31, 2024
Motion by Kruger, second by Reithemeyer to adopt the resolution.
Voice vote: Unanimous – Yes. ***The appointment is adopted.***

Reappointment of Paul O’Rourke to the Parks and Recreation Commission for a term to expire on December 31, 2024
Motion by Reithemeyer, second by Kruger to adopt the resolution.
Voice vote: Unanimous – Yes. ***The appointment is adopted.***

Reappointment of Betty Evans to the Parks and Recreation Commission for a term to expire on December 31, 2024
Motion by Hayes, second by Kruger to adopt the resolution.
Voice vote: Unanimous – Yes. ***The appointment is adopted.***

Reappointment of Greg Lindley to the Tree Board for a term to expire on December 31, 2022

Motion by Kruger, second by Wolf to adopt the resolution. Voice vote: Unanimous – Yes. *The appointment is adopted.*

Reappointment of Nathan Gairhan to the Tree Board for a term to expire on December 31, 2022

Motion by Hayes, second by Kruger to adopt the resolution. Voice vote: Unanimous – Yes. *The appointment is adopted.*

ANNOUNCEMENTS:

The Mayor introduced Hannah Lairy and welcomed her to our team as the Public Relations Manager.

Hatfield reminds Council Members pursuant to Arkansas Code and our ordinance they need to meet in the month of January for committee assignments for the year.

Kruger, welcome back Marge Wolf.

There being no further business, motion by Kruger, second by Kendall to adjourn the meeting. Meeting adjourned at 6:58 p.m.

ATTEST:

APPROVED:

Jessica Rush, City Clerk-Treasurer

C. Greg Hines, Mayor