

MINUTES

The Rogers City Council met in *regular session* in the Council Chambers of the Maurice H. Kolman City Hall Building on Tuesday, February 27, 2018 at 6:30 p.m. The meeting was called to order by Mayor Greg Hines. The Invocation was given by Rev. James Dixon, Chaplain for Benton County Jail. Those in attendance were led in the Pledge of Allegiance.

PUBLIC FORUM:

Parks and Recreation Director Jim White and Parks Superintendent Stan Weaver presented Certificates of Appreciation to Parks employees Justin Evans and Joshua Smart in recognition of their 5 years of service with the city.

Museum Director John Burroughs presented a Certificate of Appreciation to Monte Harris in recognition of her 20 years of service with the city.

There were no other comments.

The Public Forum was declared closed.

COUNCIL MEMBERS PRESENT:

Mark Kruger, Buddy Wright, Betsy Reithemeyer, Gary Townzen, Marge Wolf, Jerry Carmichael, and Barney Hayes. Clay Kendall was absent.

OTHER OFFICIALS PRESENT:

City Clerk-Treasurer Peggy David, City Attorney Andrew Hatfield, Senior Staff Attorney Jennifer Waymack, Director of Finance Casey Wilhelm, Water Utilities, Superintendent Earl Rausch, Water Utilities Operations Manager Brent Dobler, Director of Parks & Recreation Jim White, Fire Battalion Chief Bryan Hinds, Police Chief Hayes Minor, Community Development Director John McCurdy, Public Relations Specialist Ben Cline, City Planner Ethan Hunter, Project Engineer Nathan Becknell, Museum Director John Burroughs, Library Director Judy Casey, Main Street Director Shey Bland, and Assistant to the Mayor Carey Anderson.

ACTION ON MINUTES:

(February 13, 2018)

Motion by Wright, second by Townzen to approve the minutes of February 13, 2018 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 by title only, on a single reading and bundling agenda items #2 & #3 and #5 through #9.
Roll call: Unanimous – Yes. ***Motion carried.***

REPORTS OF BOARDS AND STANDING COMMITTEES:

(Agenda Item #1)

ORD. #18-10 Amending Provisions of Code of Ordinances, City of Rogers, Arkansas Concerning Competitive Bidding; Declaring an Additional Professional Service for Section 2-468 of the Code of Ordinances, City Of Rogers, Arkansas

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

Hayes, chair of the Resources and Policy Committee, reported the committee had met, recommended a “Do pass” and recognized Senior Staff Attorney Jennifer Waymack.

Waymack explained that state law allows for certain professional services to be adopted by city council to be exempt from competitive bidding. This ordinance adds two additional professional services (Consulting Services for land development and Cleaning Services) to the list in the city code.

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)

RES. #R18-15 Amending the 2018 Budget; Recognizing Grant Funds from the Arkansas Department of Health in the Amount of \$15,979 into Acct. #100-04-45305; Appropriating that Same Amount into Acct. #100-04-70105

The resolutions were introduced by Councilmember Reithemeyer and read by title by Hatfield.

Reithemeyer, chair of the Finance Committee reported the committee had met, recommended a “Do pass” and recognized Battalion Chief Bryan Hinds.

(Agenda Item #3)

RES. #R18-16 Amending the 2018 Budget; Recognizing Grant Funds from the National Development Research Institute in the Amount of \$20,000 into Acct. #100-04-45600; Appropriating that Same Amount into Acct. #100-04-70020

Hinds explained the first grant is from the Dept. of Health as a part of the Trauma System, which is received every year and requires no matching funds. The second grant is from the National Development Research Institute which studies fire fighters health and wellness. There is no matching fund requirement for this grant.

Motion by Reithemeyer, second by Hayes to adopt the resolutions.

Voice vote: Unanimous – Yes. ***The resolutions are adopted.***

(Agenda Item #4)

RES. #R18-17 Amending the 2017 Budget to Appropriate General Fund Reserves in the Amount of \$114,963.00 to Various Accounts

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

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

Wilhelm explained that this resolution will amend the 2017 budget to account for two line items that were over spent due to unexpected expenses such as retirement of employees where sick/vacation was paid out.

Hinds also reported that two ambulances required motor replacements which were unforeseen.

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

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

(Agenda Item #5)

RES. #R18-18 Amending the 2018 Budget to Appropriate Street Fund Reserves in the Amount of \$1,572,813.00 to Various Account

The resolutions (#5 through #9) were introduced by Reithemeyer read by title by Hatfield.

(Agenda Item #6)

RES. #R18-19 Amending the 2018 Budget to Recognize Grant Proceeds in the Amount of \$2,083,151.00 and Appropriate said Grant Proceeds and Airport Fund Reserves in the Amount of \$2,227,406.00 to Various Accounts

(Agenda Item #7)

RES. #R18-20 Amending the 2018 Budget to Appropriate General Fund Reserves in the Amount of \$5,948,814.00 to Various Accounts

(Agenda Item #8)

RES. #R18-21 Amending the 2018 Budget to Appropriate Animal Kennel Fund Reserves in the Amount of \$9,000.00 to Acct. #360-60-80100

(Agenda Item #9)

RES. #R18-22 Amending the 2018 Budget to Appropriate ACT 988 Fund Reserves in the Amount of \$78,000.00 to Acct. #339-39-80100

(Agenda Item #10)

RES. #R18-23 Authorizing a Contract with Gateway Planning of Dallas, TX in an Amount Not to Exceed \$60,000.00 for Professional Consulting Services Associated with the Updating of the Comprehensive Growth Map and the Creation of a Pinnacle Hills Overlay District; Amending the 2018 Budget to Appropriate Up to \$60,000 from General Fund Reserves to Acct. #100-18-70830

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

Wilhelm explained these resolutions are for approved projects in the various departments that were budgeted in 2017, but not completed, so the funds need to be carried over into the 2018 budget. Each resolution represents a separate fund.

Mayor Hines noted that because of the way that we title our funds when the year ends, those unused funds go back into the Reserve Funds. These resolutions represent specific accounts and funds for projects to be completed, and we are not using Reserve Funds. Since 2011 the Reserve Funds have increased by 70% from what had previously happened prior to that.

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

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

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

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

McCurdy reported in November 2017, the City Council directed the Planning Commission and staff to update the Comprehensive Growth Map and develop an overlay district around the Pinnacle Hills area. Staff and Planning Commission’s Planning Committee has been working on it. This contract represents the consulting services which will help to finalize

the Comprehensive Growth Map, to develop the exhibits and to codify the changes.

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

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

None.

OLD BUSINESS:

NEW BUSINESS:

(Agenda Item #1)

ORD. #18-11 Accepting the Final Plat of Fox Briar Subdivision, Phase 2

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

Jerry Hawkins, developer for the project, requested approval of the final plat.

McCurdy reported all requirements have been met.

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. #18-12 Rezoning from A-1 to R-O, 5.43 Acres North of the Intersection of Arapaho Drive and New Hope Road (Thomas L. Moore Living Trust)

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

Bill Watkins, representing the property owner, requested approval of the rezoning as recommended by the Planning Commission.

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:

Mayor Hines recommended the appointment of Annette Nichols to the Advertising and Promotion Commission to fill the expired term of Matt Disheroon. Ms. Nichols term will expire November 1, 2021

Approves the appointment of *Annette Nichols* to the **Advertising and Promotion Commission**, term will expire November 1, 2021

Motion by Kruger, second by Townzen to approve the reappointment of Travis Greene to the Rogers Water Utilities Commission as recommended.

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

ANNOUNCEMENTS:

Council member Carmichael reported the annual report of the Board of Adjustments has been distributed to the council for their review.

There being no further business, motion by Kruger, second by Wolf to adjourn the meeting. Meeting adjourned at 6:41 p.m.

ATTEST:

APPROVED:

Peggy David, City Clerk-Treasurer

C. Greg Hines, Mayor