

MINUTES

The Rogers City Council met in *regular session* in the Council Chambers of the Maurice H. Kolman City Hall Building on Tuesday, March 27, 2018 at 6:30 p.m. The meeting was called to order by Mayor Greg Hines. The Invocation was given by Rev. Wade Allen of Temple Baptist Church. Those in attendance were led in the Pledge of Allegiance.

PUBLIC HEARING:

Vacating a Certain Portion of Pecan Street

There were no comments from anyone in the audience either for or against the vacating of portion of Pecan Street.

The Public Hearing was declared closed.

PUBLIC HEARING:

Notice of Razing and Removal of Certain Structure Located at 704 W. Olrich

There were no comments from anyone in the audience either for or against the razing and removal of the structure at 704 W. Olrich..

The Public Hearing was declared closed.

PUBLIC FORUM:

There were no comments.

The Public Forum was declared closed.

COUNCIL MEMBERS PRESENT:

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

OTHER OFFICIALS PRESENT:

City Clerk-Treasurer Peggy David, City Attorney Andrew Hatfield, Senior Staff Attorney Jennifer Waymack, Water Utilities Operations Manager Brent Dobler, Water Utilities Jené Huffman, Director of Parks & Recreation Jim White, Fire Chief Tom Jenkins, Police Chief Hayes Minor, Community Development Director John McCurdy, Public Relations Specialist Ben Cline, Parks Superintendent Stan Weaver, Director of Human Resources Thomas Dunlap, City Planner Lori Ericson and Assistant to the Mayor Carey Anderson.

ACTION ON MINUTES:

(March 13, 2018)

Approves the suspending of rules for the meeting.

Motion by Wright, second by Townzen to approve the minutes of March 13, 2018 as submitted.

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

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

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

REPORTS OF BOARDS AND STANDING COMMITTEES:

(Agenda Item #1)

ORD. #18-13 Vacating a Certain Portion of Pecan Street

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

Kruger, chair of the Transportation Committee, reported the committee had met, recommended a “Do pass” and recognized Rogers Water Utilities Engineer Brian Sartain.

Sartain said this street vacation was to clean up property records for Rogers Water.

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. #18-14 Ordering the Razing and Removal of a Certain Structure Within the City of Rogers, AR, Located at 704 W. Olrich Street

The ordinance 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 Staff Attorney Jennifer Waymack.

Waymack reported that Risk Reduction and Fire Department have done many inspections of the 704 W. Olrich Street property where it has been determined to be a health and safety issue. Notifications have been mailed to the property owner with no response received. If the property is not cleaned up by the property owner after 30 days, the city will clean it and place a lien on it for the cost of the clean-up.

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)

RES. #R18-25 Authorizing a Mutual Aid Agreement Between the Benton County’s Sheriff’s Office and the Rogers Fire Department

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

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

Jenkins reported this mutual aid agreement deals with the county’s Dive Team for water rescues and searches.

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

(Agenda Item #4)

ORD. #18-15 Waiving Competitive Bidding for the Purchase of Conducted Electrical Weapons for Use by the Rogers Police Department

The ordinance was introduced by Wolf, and read by Hatfield by title only.

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

Minor reported this purchase of Tasers which is a budgeted item is only available through a sole source vendor, which requires the 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 #5)

ORD. #18-16 Adopting the Changes to the Schedule of Uses Promulgated by the Rogers Planning Commission Since January of 2017; Amending Certain Provisions Concerning Zoning

The ordinance was introduced by the Councilmember Jerry 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 City Planner Lori Ericson.

Ericson reported this ordinance represents the changes in the schedule of uses that the Planning Commission has made during 2017.

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 #6)

RES. #R18-26 Authorizing the Purchase of an Employee Performance Management Software Program from CRG emPerform for Use the City of Rogers Human Resource Department; Amending the 2018 Budget to Appropriate General Fund Reserves in the Amount of \$27,802

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 Director of Human Resources Thomas Dunlap.

Dunlap explained this software will move the HR Department into a new generation of tracking HR issues and evaluations.

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

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

(Agenda Item #7)

ORD. #18-17 Waiving Competitive Bidding for the Purchase of an Employee Performance Management Software Program from CRG emPerform for Use by the City of Rogers

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

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

Dunlap said the ordinance waives the competitive bidding for the new software.

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)

RES. #R18-27 To Assist Certain Cave Springs Residents in Resolving Questions as to Their Residency; To Clarify the Results of the November 2017 Annexations into Rogers and Cave Springs; To Express the Intent of the City of Rogers

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

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

Waymack reported that when the election for the property East of Hwy 112 was called, there was a simultaneous request to annex three parcels into Cave Springs that were included in the Rogers annexation area. She and the attorney for Cave Springs have discussed this

issue and agree that the three parcels should be annexed into Cave Springs. This resolution provides the language for Cave Springs to annex the three parcels that they had previously annexed.

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

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

None.

OLD BUSINESS:

NEW BUSINESS:

(Agenda Item #1)

ORD. #18-18 Rezone from A-1 to R-E, 7.15 Acres at the Southwest Corner of W. Pleasant Grove Road and N. Main Street

Deigo Garcia, from Crafton, Tull & Associates, presented the rezoning request that was unanimously approved 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.***

(Agenda Item #2)

ORD. #18-19 Rezone from C-2 to I-1, 6.39 Acres at 1019 N. 2nd Street

Grady Matthews, of Sage Partners, presented the rezoning request that was unanimously approved 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.***

Proclamation presented to **Abigail Gearhart** as a *Prudential Spirit of Community Award Honoree*

Mayor Hines presented a Proclamation to Abigail Gearhart for being named a *Prudential Spirit of Community Award Honoree* for her outstanding volunteer contribution to others and our community.

ANNOUNCEMENTS:

None.

There being no further business, motion by Kruger, second by Wolf to adjourn the meeting. Meeting adjourned at 6:55 p.m.

ATTEST:

APPROVED:

Peggy David, City Clerk-Treasurer

C. Greg Hines, Mayor