



Office of the City Clerk-Treasurer  
301 W. Chestnut  
Rogers, Arkansas 72756  
479-621-1117  
[www.rogersar.gov](http://www.rogersar.gov)

### COMMITTEE SCHEDULE

TO: MAYOR  
CITY COUNCIL  
DEPARTMENT HEADS  
PRESS

FROM: Jessica Rush, CITY CLERK-TREASURER

DATE: November 10, 2020

The following committee meetings will be held on **Tuesday, November 10, 2020** prior to the City Council Meeting:

**05:30 p.m. - FINANCE COMMITTEE:** (Reithemeyer\*, Wolf, Kendall)

<https://us02web.zoom.us/j/87057979956> OR (312)626-6799 ID: 870 5797 9956

- To Discuss:
- (a) A Resolution Recognizing \$10,000.00 From State Senator Cecile Bledsoe; Amending The 2020 Budget To Accept Said Funds Into Account #100-04-45600 Grants And Donations

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  - (b) An Ordinance Waiving Competitive Bidding For The Provision Of Health Insurance Coverage For City Of Rogers Employees For Calendar Year 2021

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  - (c) A Resolution Authorizing The Mayor And City Clerk To Enter Into A Contract With Blue Cross Blue Shield For Employee Health Insurance For 2021

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  - (d) A Resolution Amending The City Of Rogers 2020 Budget To Provide For Additional Compensation To City Employees

**05:30 p.m. - COMMUNITY ENVIRONMENT & WELFARE COMMITTEE:** (Carmichael\*, Townzen,

Hayes) <https://us02web.zoom.us/j/86055780042> OR (312)626-6799 ID: 860 5578 0042

- To Discuss:
- (a) An Ordinance Amending Rogers Code Section 14-675 By Re-Zoning Certain Lands From A-1 To N-R (Bespoke) [Staff Report](#)

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  - (b) An Ordinance Amending Rogers Code Section 14-675 By Re-Zoning Certain Lands From A-1 To R-SF (Sanders) [Staff Report](#)

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  - (c) An Ordinance Amending Rogers Code Section 14-675 By Re-Zoning Certain Lands From A-1 To C-3 (Warren) [Staff Report](#)

**05:45 p.m. - PUBLIC SAFETY COMMITTEE:** (Wolf\*, Kruger, Carmichael)

<https://us02web.zoom.us/j/86055780042> OR (312)626-6799 ID: 860 5578 0042

- To Discuss:
- (a) An Ordinance Ordering The Razing And Removal Of A Certain Structure Within The City Of Rogers, Arkansas, Located At 1602 South 1st Street

**06:00 p.m. - TRANSPORTATION COMMITTEE:** (Kruger\*, Carmichael, Townzen)

<https://us02web.zoom.us/j/86055780042> OR (312)626-6799 ID: 860 5578 0042

- To Discuss:
- (a) A Resolution Authorizing The Mayor And City Clerk To Enter Into A Temporary Encroachment And Usage Agreement Within The Public Right Of Way, To D & R Hobbs Properties, LLC And Daisy Airgun Museum



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**ROGERS CITY COUNCIL**  
**AGENDA**

**NOVEMBER 10, 2020**  
**6:30 PM**

**<https://us02web.zoom.us/j/82411250203> OR (312)626-6799 ID: 824 1125 0203**

**PUBLIC HEARING:**

1. Razing And Removal Of A Certain Structure Within The City Of Rogers, Arkansas, Located At 1602 South 1st Street

**PUBLIC FORUM:**

**INVOCATION:**

**ROLL CALL:**

**ACTION ON MINUTES:**

1. October 27, 2020

**REPORTS OF BOARDS AND STANDING COMMITTEES:**

- |    |   |                             |
|----|---|-----------------------------|
| 1. | ORD. Re: Ordering The Razing And Removal Of A Certain Structure Within The City Of Rogers, Arkansas, Located At 1602 South 1st Street   | PUBLIC SAFETY<br>COMMITTEE  |
| 2. | RES. Re: Authorizing The Mayor And City Clerk To Enter Into A Temporary Encroachment And Usage Agreement Within The Public Right Of Way, To D & R Hobbs Properties, LLC And Daisy Airgun Museum | TRANSPORTATION<br>COMMITTEE |
| 3. | RES. Re: Recognizing \$10,000.00 From State Senator Cecile Bledsoe; Amending The 2020 Budget To Accept Said Funds Into Account #100-04-45600 Grants And Donations                               | FINANCE<br>COMMITTEE        |

- |    |          |  |  |
|----|----------|--|--|
| 4. | ORD. Re: | Waiving Competitive Bidding For The Provision Of Health Insurance Coverage For City Of Rogers Employees For Calendar Year 2021   | FINANCE<br>COMMITTEE                               |
| 5. | RES. Re: | Authorizing The Mayor And City Clerk To Enter Into A Contract With Blue Cross Blue Shield For Employee Health Insurance For 2021 | FINANCE<br>COMMITTEE                               |
| 6. | RES. Re: | Amending The City Of Rogers 2020 Budget To Provide For Additional Compensation To City Employees                                 | FINANCE<br>COMMITTEE                               |
| 7. | ORD. Re: | Amending Rogers Code Section 14-675 By Re-Zoning Certain Lands From A-1 To N-R (Bespoke)   | COMMUNITY<br>ENVIRONMENT &<br>WELFARE<br>COMMITTEE |
| 8. | ORD. Re: | Amending Rogers Code Section 14-675 By Re-Zoning Certain Lands From A-1 To R-SF (Sanders)  | COMMUNITY<br>ENVIRONMENT &<br>WELFARE<br>COMMITTEE |
| 9. | ORD. Re: | Amending Rogers Code Section 14-675 By Re-Zoning Certain Lands From A-1 To C-3 (Warren)  | COMMUNITY<br>ENVIRONMENT &<br>WELFARE<br>COMMITTEE |

**OLD BUSINESS:**

**NEW BUSINESS:**

1. ORD. Re: Accepting The Final Plat Of Cadence Place, Phase 2 Subdivision Rogers, Benton County, Arkansas

**APPOINTMENTS:**

**ANNOUNCEMENTS:**

ORDINANCE NO. 20-\_\_\_\_\_

**AN ORDINANCE ORDERING THE RAZING AND REMOVAL OF A CERTAIN STRUCTURE WITHIN THE CITY OF ROGERS, ARKANSAS, LOCATED AT 1602 SOUTH 1<sup>ST</sup> STREET; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.**

**WHEREAS**, the Estate of Germaine A. Christiansen, is the owner of certain real property situated in Rogers, Benton County, Arkansas, more particularly described as follows:

PART OF THE NE 1/4 OF THE SE 1/4 OF SECTION 13, TOWNSHIP 19 NORTH, RANGE 30 WEST, DESCRIBED AS FOLLOWS: BEGINNING AT THE NE CORNER OF SAID 40 ACRES, RUN THENCE SOUTH 136 FEET; THENCE WEST 220 FEET; THENCE NORTH 136 FEET; THENCE EAST 220 FEET TO THE POINT OF BEGINNING. SUBJECT TO STREET ON THE NORTH AND EAST SIDES THEROF. LESS AND EXCEPT: BEING A PORTION OF THE LAND DESCRIBED IN DOCUMENT AT BOOK99 PAGE 113791 IN THE OFFICE OF THE CIRCUIT CLERK AND EX-OFFICIO RECORDER OF BENTON COUNTY, ARKANSAS BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS: PART OF THE NE 1/4 OF THE SE 1/4 OF SECTION 13, TOWNSHIP 19 NORTH, RANGE 30 WEST, CITY OF ROGERS, BENTON COUNTY, ARKANSAS MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF SAID SE 1/4; THENCE S 02\*17'03" E 24.45 FEET ALONG THE EAST LINE THEREOF; THENCE LEAVING SAID EAST LINE N 87\*42'57" W 69.82 FEET TO THE POINT OF BEGINNING ON THE EXISTING WEST RIGHT-OF-WAY LINE OF SOUTH FIRST STREET, THENCE ALONG SAID EXISTING WEST RIGHT-OF-WAY THE FOLLOWING TWO COURSES: 62.65 FEET ALONG A CURVE TO THE RIGHT HAVING A 40.00 FOOT RADIUS AND A S42\*35'00" E 56.4 FOOT CHORD; THENCE S 02\*17'03"W 71.19 FEET; THENCE N87\*30'15"W 27.00 FEET; THENCE N01\*50'25"E 89.59 FEET; THENCE N46\*11'50" W 32.52 FEET; THENCE S 87\*27'0"E 12.23 FEET TO SAID EXISTING WEST RIGHT-OF-WAY AND THE POINT OF BEGINNING, CONTAINING 0.07 ACRES, MORE OR LESS.

Layman's Description: 1602 South 1<sup>st</sup> Street, Rogers, Benton County, Arkansas.

Tax Parcel No. 02-01498-000

**WHEREAS**, the structure on the property is unfit for human habitation, constitutes a fire hazard, and is otherwise a danger to human life, or constitutes a hazard to safety or health by

reason of inadequate maintenance, dilapidation, obsolescence, or abandonment, and further is unsightly, and is considered an unsafe and unsightly structure in violation of City of Rogers' Code of Ordinance, §§ 18-55 through 18-68; more specifically, the following violations have been found to exist in violation of the International Property Maintenance Code, which is adopted by reference in the Rogers' Code of Ordinances §§ 10-32 and 10-33:

1. **2012 IPMC - § 302.1 – Sanitation: All exterior property and premises shall be maintained in a clean, safe and sanitary condition. The occupant shall keep that part of the exterior property which such occupant occupies or controls in a clean and sanitary condition.** Inspection findings: There is trash, appliances, and debris strewn throughout the property.
2. **2012 IMPC – § 302.4 – Weeds: All premises and exterior property shall be maintained free from weeds or plant growth. All noxious weeds shall be prohibited. Weeds shall be defined as all grasses, annual plants and vegetation, other than trees or shrubs provided; however, this term shall not include cultivated flowers and gardens.** Inspection findings: The yard has not been maintained in some time as the whole yard is overgrown with weeds and other vegetation.
3. **2012 IMPC – § 302.5 – Rodent harborage: All structures and exterior property shall be kept free from rodent harborage and infestation. Where rodents are found, they shall be promptly exterminated by approved processes which will not be injurious to human health. After pest elimination, proper precautions shall be taken to eliminate rodent harborage and prevent re-infestation.** Inspection findings: There is vegetation growing up around the exterior of the house and a large brush pile on the property. The amount of piles of limbs and trash around the yard could allow rodents and snakes.
4. **2012 IMPC – § 302.7– Accessory structures: All accessory structures, including detached garages, fences, and walls, shall be maintained structurally sound and in good repair.** Inspection findings: There is an accessory building on the property that is full of trash and what appears to be appliances; the building is open and appears to be in disrepair.
5. **2012 IMPC – § 304.6 – Exterior walls: All exterior walls shall be free from holes, breaks, and loose or rotting materials; and maintained weatherproof and properly surface coated where required to prevent deterioration.** Inspection findings: The exterior of this structure is not being maintained in good repair as there are multiple places where the structures siding is rotting.
6. **2012 IMPC – § 304.9 – Overhang extensions: All overhang extensions including, but not limited to canopies, marquees, signs, metal awnings, fire escapes, standpipes and exhaust ducts shall be maintained in good repair and be properly anchored so as to be kept in a sound condition. When required, all exposed surfaces of metal or wood shall be protected from the elements and against decay or rust by periodic application of weather-coating materials, such as paint or similar surface treatment.** Inspection

findings: There is a canopy on the south side that has collapsed and is hanging from the house.

7. **2012 IMPC – §§ 304.13 and 304.13.1 – Window, skylight, and door frames: Every window, skylight, door and frame shall be kept in sound condition, good repair and weather tight. Glazing: All glazing materials shall be maintained free from cracks and holes.** Inspection findings: There is a window that is broken on the south side of the structure.
8. **2012 IMPC – § 308.1 – Accumulation of rubbish or garbage: All exterior property and premises, and the interior of every structure, shall be free from any accumulation of rubbish or garbage.** Inspection findings: There is an accumulation of garbage on the property.
9. **2012 IMPC – § [P] 504.3 – Plumbing system hazards: Where it is found that a plumbing system in a structure constitutes a hazard to the occupants or the structure by reason of inadequate service, inadequate venting, cross connection, backsiphonage, improper installation, deterioration or damage or for similar reasons, the code official shall require the defects to be corrected to eliminate the hazard.** Inspection findings: There is exposed plumbing and what appears to be either a shower or bathtub drain. The exposed plumbing could become a health hazard.
10. **2012 IMPC – § 604.3 – Electrical system hazards: Where it is found that the electrical system in a structure constitutes a hazard to the occupants or the structure by reason of inadequate service, improper fusing, insufficient receptacle and lighting outlets, improper wiring or installation, deterioration or damage, or for similar reasons, the code official shall require the defects to be corrected to eliminate the hazard.** Inspection findings: The electrical meters mast has come off the exterior wall, is no longer being supported, and poses a hazard for electrocution or fire.

**WHEREAS**, the owner has been notified by the City of Rogers prior to the consideration of this Ordinance, that the structure on the property is in violation of various ordinances of the City of Rogers;

**WHEREAS**, pursuant to City of Rogers' Code of Ordinances § 18-57, the owner was given fourteen (14) calendar days from September 16, 2020 to abate or correct documented violations;

**WHEREAS**, pursuant to City of Rogers' Code of Ordinances § 18-57, a follow up inspection was conducted on October 1, 2020;

**WHEREAS**, the owner has failed, neglected, or refused to comply with the Notice to correct the documented violations, and as such, the matter of condemning, razing and removing the building may be referred to the City Council pursuant to City of Rogers' Code of Ordinances § 18-58;

**WHEREAS**, pursuant to City of Rogers' Code of Ordinances § 18-59(d); a Compliance Inspection was conducted by the Office of Building Inspections on November 10, 2020, which concluded that violations do currently exist; and

**WHEREAS**, pursuant to Ark. Code Ann. § 14-56-203 and City of Rogers' Code of Ordinances Chapter 18, Article III, if repair or removal is not done within the required time frame, the City shall have the power to order the removal or razing of, or to remove or raze any buildings that in the opinion of the Council have become dilapidated, unsightly, unsafe, unsanitary, obnoxious, or detrimental to the public welfare.

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

Section 1: The structure located at 1602 South 1<sup>st</sup> Street, Rogers, Arkansas, is dilapidated, unsightly, and unsafe; and is in the best interest of the City of Rogers to proceed with the removal of this dilapidated, unsightly, and unsafe structure;

Section 2: The owner is hereby ordered to raze (demolish) and remove the dilapidated, unsightly, and unsafe structure located on the aforesaid property; and, is further ordered to abate the unsightly conditions on the property. Said work shall be completed within thirty (30) days from the passage of this Ordinance. The manner of razing (demolishing) and removing said structure shall be to dismantled by hand or bulldoze and then disposed of all debris, completely cleaning up the property to alleviate any unsightly conditions, in a manner consistent with City of Rogers' Code of Ordinances Chapters 10, 18, and 20, and all other state laws and regulations pertaining to the demolition or removal of residential structures;

Section 3: If the aforesaid work is not completed within thirty (30) days, the Mayor, or the Mayor's authorized representative, is hereby directed to cause the aforesaid structure to be razed (demolished) and removed; and the unsafe, unsanitary and unsightly conditions abated; and the City of Rogers shall have a lien upon the aforesaid described real property for the cost of razing (demolishing) and removing said structure and abating said aforementioned conditions, said costs to be determined at a hearing before the City Council;

Section 4: Emergency Clause: The need to raze and remove a certain structure is immediate and in order to protect the public peace, health, safety and welfare an emergency is hereby declared to exist and this Ordinance shall be in full force and effect from and after its passage and approval;

Section 5: Severability Provision: 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 6: Repeal of Conflicting Ordinances and Resolutions: 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.

APPROVED:

\_\_\_\_\_  
C. GREG HINES, Mayor

Attest:

\_\_\_\_\_  
JESSICA RUSH, City Clerk

Requested By: William Hyde, Community Risk Reduction Division

Prepared By: John M. Pesek, Staff Attorney

For Consideration By: Public Safety Committee



**RESOLUTION NO. R20-\_\_\_\_\_**

**A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A TEMPORARY ENCROACHMENT AND USAGE AGREEMENT WITHIN THE PUBLIC RIGHT OF WAY, TO D & R HOBBS PROPERTIES, LLC AND DAISY AIRGUN MUSEUM; AND FOR OTHER PURPOSES.**

**WHEREAS**, D &R Hobbs and Daisy Airgun Museum are constructing a sculpture of a Daisy Red Ryder BB gun, that will be positioned and displayed within the City’s public right-of-way;

**WHEREAS**, D &R Hobbs and Daisy Airgun Museum request use of the City’s public right-of-way in order to display the above-mentioned sculpture; and

**WHEREAS**, this placement has been approved by the Planning Commission, Historic District Commission, and the Transportation Committee of the City Council; therefore, the City is willing to temporarily permit use of the public right-of-way on the terms and conditions contained within the negotiated Agreement.

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

Section 1: D &R Hobbs Properties, LLC and Daisy Airgun Museum have agreed to the City’s terms in the Agreement Permitting Temporary Encroachment and Usage within the Public Right-Of-Way for placement of its sculpture;

Section 2: The Mayor and City Clerk are hereby authorized to enter into said Agreement authorizing temporary use of the public right-of-way for this purpose;

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 Provisions: All Ordinances, Resolutions, or Orders of the City Council, or parts of the same, 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, Staff Attorney  
Prepared by: Bonnie Bridges, Staff Attorney  
For Consideration By: Transportation Committee

**RESOLUTION NO. R20-\_\_\_\_\_**

**A RESOLUTION RECOGNIZING TEN THOUSAND DOLLARS (\$10,000.00) FROM STATE SENATOR CECILE BLEDSOE; AMENDING THE 2020 BUDGET TO ACCEPT SAID FUNDS INTO ACCOUNT #100-04-45600 GRANTS AND DONATIONS; APPROPRIATING THE SAME TO EXPENSE ACCOUNT #100-04-70830 CONTRACT SERVICES; AND FOR OTHER PURPOSES.**

**WHEREAS**, Arkansas State Senator Cecile Bledsoe is donating ten thousand dollars (\$10,000.00) from her re-election surplus funds so that the Rogers Fire Department may purchase a newborn safety device from Safe Haven Baby Boxes, Inc. an Indiana nonprofit corporation; and

**WHEREAS**, this donation of surplus campaign funds is made under Ark. Code Ann. § 7-6-203(g)(1)(D) & (g)(4)(A).

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

Section 1: The 2020 Budget is hereby amended to recognize grant funds in the amount of ten thousand dollars (\$10,000.00) to account #100-04-45600 Grants and Donations;

Section 2: The 2020 Budget is further amended to appropriate said ten thousand dollars (\$10,000.00) to account #100-04-70830 Contract 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 Ordinances, Resolutions, or Orders of the City Council, or parts of the same, 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: Tom Jenkins, Chief – Rogers Fire Department

Prepared By: John M. Pesek, Staff Attorney

For Consideration By: Finance Committee

**ORDINANCE NO. 20-\_\_\_\_\_**

**AN ORDINANCE WAIVING COMPETITIVE BIDDING FOR THE PROVISION OF HEALTH INSURANCE COVERAGE FOR CITY OF ROGERS EMPLOYEES FOR CALENDAR YEAR 2021; PROVIDING FOR THE EMERGENCY CLAUSE; AND FOR OTHER PURPOSES.**

**WHEREAS**, the City of Rogers provides health insurance coverage to city employees and will do so in 2021; and

**WHEREAS**, the City of Rogers City Council has previously waived competitive bidding for the contract with Blue Cross Blue Shield to provide that health insurance coverage, because Blue Cross Blue Shield has a quality professional reputation, provides a low cost to employees, has technological advantages over its competitor, and there is a limited field of competitors from which to choose.

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

Section 1: Pursuant to Ark. Code Ann. §14-58-303(b)(2)(b), the requirements of competitive bidding are neither practical nor feasible and the City Council, therefore, waives the requirements of competitive bidding;

Section 2: Emergency Clause - The need to contract for Health Insurance is immediate and in order to protect the public peace, health, safety, and welfare an emergency is hereby declared to exist and this Ordinance shall be in full force and effect from the date of its passage and approval;

Section 3: Severability Provision - 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 4: 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.

APPROVED:

\_\_\_\_\_  
C. GREG HINES, Mayor

Attest:

\_\_\_\_\_  
JESSICA RUSH, CITY CLERK

Requested By: Thomas Dunlap, Director of Human Resources  
Prepared By: John M. Pesek, Staff Attorney  
For Consideration By: Finance Committee

**RESOLUTION NO. R20 \_\_\_\_\_**

**A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO  
A CONTRACT WITH BLUE CROSS BLUE SHIELD FOR EMPLOYEE HEALTH  
INSURANCE FOR 2021; AND FOR OTHER PURPOSES.**

**WHEREAS**, the City of Rogers provides health insurance coverage to city employees and will do so in 2021; and

**WHEREAS**, the City of Rogers City Council has previously waived competitive bidding for the contract with Blue Cross Blue Shield to provide that health insurance coverage, because Blue Cross Blue Shield has a quality professional reputation, provides a low cost to employees, has technological advantages over its competitor, and there is a limited field of competitors from which to choose.

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

Section 1: The Mayor and City Clerk may enter into a contract with Blue Cross Blue Shield for employee health insurance for the 2021 calendar year;

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: Thomas Dunlap, Director of Human Resources  
Prepared By: John M. Pesek, Staff Attorney  
For Consideration By: Finance Committee

**RESOLUTION NO. R20- \_\_\_\_\_**

**A RESOLUTION AMENDING THE CITY OF ROGERS 2020 BUDGET TO PROVIDE FOR ADDITIONAL COMPENSATION TO CITY EMPLOYEES; APPROPRIATING THE FUNDS FROM GENERAL, STREET, AND AIRPORT RESERVES TO VARIOUS ACCOUNTS; AND FOR OTHER PURPOSES.**

**WHEREAS**, the Mayor and City Council appreciate the hard work and dedication of each employee of the City of Rogers as this commitment has contributed greatly to the continued economic and social advancement of the City and its citizens; and

**WHEREAS**, it is in the best interest of the City of Rogers to reward that hard work and dedication, and encourage its continuance.

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

Section 1: The Mayor may make a one-time gross payment of in accordance with Exhibit "A" to each City employee who was employed with the City of Rogers on November 3, 2020;

Section 2: The funds shall be appropriated from General Reserves, Street Reserves, and Airport Fund Reserves to the following accounts as shown in Exhibit "A."

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: C. Greg Hines, Mayor  
Prepared By: John M. Pesek, Staff Attorney  
For Consideration By: Finance Committee

Christmas Bonus													
2020	\$ -												
2019	\$ 300.00												
2018	\$ 300.00												
2017	\$ 300.00												
2016	\$ 300.00												
2015	\$ 375.00												
2014	\$ 200.00												
2013	\$ 300.00												
2012	\$ 300.00												
2011	\$ -												
2010	\$ -												
2009	\$ -												
2008	\$ 300.00												
2007	\$ 300.00												
2006	\$ 200.00												
2005	\$ 200.00												
<b>DEPARTMENTS</b>	<b>Number</b>	<b>Position #</b>	<b>\$ 100</b>	<b>\$ 200</b>	<b>\$ 250</b>	<b>\$ 275</b>	<b>\$ 300</b>	<b>\$ 325</b>	<b>\$ 350</b>	<b>\$ 375</b>	<b>\$ 400</b>	<b>\$ 425</b>	
		<b>2020</b>											
Administration	01	25	\$3,074	\$6,149	\$7,686	\$8,454	\$9,223	\$9,991	\$10,760	\$11,528	\$12,297	\$13,066	
Risk Reduction	02	9	\$1,107	\$2,213	\$2,767	\$3,044	\$3,320	\$3,597	\$3,874	\$4,150	\$4,427	\$4,704	
Police	03	120	\$15,738	\$31,476	\$39,345	\$43,280	\$47,214	\$51,149	\$55,083	\$55,337	\$62,952	\$66,887	
		47	\$5,780	\$11,559	\$14,449	\$15,894	\$17,339	\$18,784	\$20,229	\$21,673	\$23,118	\$24,563	
Fire	04	136	\$16,993	\$33,986	\$42,483	\$46,731	\$50,980	\$55,228	\$59,476	\$59,553	\$67,973	\$72,221	
		5	\$615	\$1,230	\$1,537	\$1,691	\$1,845	\$1,998	\$2,152	\$2,306	\$2,459	\$2,613	
Library	06	40	\$4,919	\$9,838	\$12,297	\$13,527	\$14,756	\$15,986	\$17,216	\$18,446	\$19,675	\$20,905	
Cemetery	07	2	\$246	\$492	\$615	\$676	\$738	\$799	\$861	\$922	\$984	\$1,045	
Parks & Recreation	08	49	\$6,026	\$12,051	\$15,064	\$16,570	\$18,077	\$19,583	\$21,089	\$22,596	\$24,102	\$25,609	
IT	09	5	\$615	\$1,230	\$1,537	\$1,691	\$1,845	\$1,998	\$2,152	\$2,306	\$2,459	\$2,613	
Museum	10	9	\$1,107	\$2,213	\$2,767	\$3,044	\$3,320	\$3,597	\$3,874	\$4,150	\$4,427	\$4,704	
Adult Wellness	11	10	\$1,230	\$2,459	\$3,074	\$3,382	\$3,689	\$3,997	\$4,304	\$4,611	\$4,919	\$5,226	
District Court	12	10	\$1,230	\$2,459	\$3,074	\$3,382	\$3,689	\$3,997	\$4,304	\$4,611	\$4,919	\$5,226	
Animal Services	13	9	\$1,107	\$2,213	\$2,767	\$3,044	\$3,320	\$3,597	\$3,874	\$4,150	\$4,427	\$4,704	
Community Develop	18	18	\$2,213	\$4,427	\$5,534	\$6,087	\$6,640	\$7,194	\$7,747	\$8,300	\$8,854	\$9,407	
Recycling	68	6	\$738	\$1,476	\$1,845	\$2,029	\$2,213	\$2,398	\$2,582	\$2,767	\$2,951	\$3,136	
Airport	15	4	\$492	\$984	\$1,230	\$1,353	\$1,476	\$1,599	\$1,722	\$1,845	\$1,968	\$2,090	
Street	16	31	\$3,812	\$7,624	\$9,530	\$10,483	\$11,436	\$12,389	\$13,342	\$14,295	\$15,248	\$16,201	
		535	\$67,040	\$134,080	\$167,600	\$184,360	\$201,119	\$217,879	\$234,639	\$243,547	\$268,159	\$284,919	

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE AMENDING ROGERS CODE SECTION 14-675 BY RE-ZONING CERTAIN LANDS FROM A-1 TO N-R, PROVIDING FOR THE EMERGENCY CLAUSE AND FOR OTHER PURPOSES**

**WHEREAS**, pursuant to the provisions of Rogers Code Section Rogers Code Section 14-725, et seq, and upon the consideration of the report and recommendations of the Planning Commission of the City of Rogers, Benton County, Arkansas, on November 3, 2020, the City Council has found that certain lands hereinafter described are better suited for N-R zoning.

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

**SECTION 1:** That Section 14-675 of the Code of Ordinances, City of Rogers, should be and the same hereby is amended as hereinafter provided.

**SECTION 2:** That the land hereinafter described should be and the same is hereby zoned as N-R and that said lands being in Benton County, Arkansas, are described as:

**PROPERTY DESCRIPTION:**

PART OF THE SE 1/4 OF THE NW 1/4 OF SECTION 26, TOWNSHIP 19 NORTH, RANGE 30 WEST OF THE 5TH PRINCIPAL MERIDIAN, BENTON COUNTY, ARKANSAS, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NE CORNER OF SAID SE 1/4 OF THE NW 1/4, AS SHOWN UPON PLATS RECORDED IN BENTON COUNTY PLAT RECORD 13 AT PAGES 190 AND 191; THENCE S00°39'58"E 494.30 FEET ALONG THE EAST LINE OF SAID SE 1/4 OF THE NW 1/4, BEING IN DIXIELAND ROAD, FOR THE POINT OF BEGINNING; THENCE CONTINUING ALONG SAID EAST LINE S00°39'58"E 264.53 FEET TO THE NE CORNER OF LANDS DESCRIBED IN SAID PLAT 13 AT PAGE 191; THENCE ALONG THE NORTH LINE OF SAID LANDS DESCRIBED IN PLAT 13 AT PAGE 191, S89°57'06"W 660.00 FEET TO THE NW CORNER OF SAID PLAT 13 AT PAGE 191, SAME BEING AN IRON PIN; THENCE N00°39'58"W 264.25 FEET TO AN IRON PIN BEING THE SW CORNER OF SAID PLAT 13 AT PAGE 190; THENCE ALONG THE SOUTH LINE OF LANDS DESCRIBED IN PLAT RECORD 13 AT PAGE 190, N89°55'38"E 660.00 FEET TO THE POINT OF BEGINNING. SUBJECT TO A 30 FEET RIGHT-OF-WAY EASEMENT BEING 30 FEET IN WIDTH FROM THE CENTERLINE OF DIXIELAND ROAD AS DESCRIBED IN DEED

**LAYMAN'S DESCRIPTION:**

4.01 ± Acres at 2720 S. Dixieland Rd.

**SECTION 3: Zoning.** That the above described lands are better suited for N-R than A-1 zoning and same should be and are hereby zoned N-R.

**SECTION 4: Emergency Clause.** That it is necessary to bring proposed uses of the property into conformance with the Rogers City Zoning Ordinances and because of such an emergency is declared to exist and in order to protect the public peace, health, safety and welfare, this ordinance shall be in full force and effect from the date of its passage and approval.

**SECTION 5: Severability Provision.** In the event that any section, paragraph, subdivision, clause, phrase, or other provision or portion of this Ordinance shall be adjudged invalid or unconstitutional, the same shall not affect the validity of this Ordinance as a whole, or any part or provision, other than the part so decided to be invalid or unconstitutional, and the remaining provisions of this Ordinance shall be

construed as if such invalid, unenforceable or unconstitutional provision or provisions had never been contained herein.

**SECTION 6: Repeal of Conflicting Ordinances and Resolutions.** All ordinances, resolutions or orders of the City Council, or parts of ordinances, resolutions or orders of the City Council in conflict herewith are hereby repealed to the extent of such conflict.

**PASSED THIS** \_\_\_\_\_ **DAY OF** \_\_\_\_\_, 2020.

ROGERS, ARKANSAS

ATTEST:

APPROVED:

\_\_\_\_\_  
JESSICA RUSH, CLERK

\_\_\_\_\_  
C. GREG HINES, MAYOR

Requested by: Gary Still

Prepared by: Amber Long, Planner I

For Consideration By: Community Environment & Welfare Committee



**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE AMENDING ROGERS CODE SECTION 14-675 BY RE-ZONING CERTAIN LANDS FROM A-1 TO R-SF, PROVIDING FOR THE EMERGENCY CLAUSE AND FOR OTHER PURPOSES**

**WHEREAS**, pursuant to the provisions of Rogers Code Section Rogers Code Section 14-725, et seq, and upon the consideration of the report and recommendations of the Planning Commission of the City of Rogers, Benton County, Arkansas, on November 3, 2020, the City Council has found that certain lands hereinafter described are better suited for R-SF zoning.

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

**SECTION 1:** That Section 14-675 of the Code of Ordinances, City of Rogers, should be and the same hereby is amended as hereinafter provided.

**SECTION 2:** That the land hereinafter described should be and the same is hereby zoned as R-SF and that said lands being in Benton County, Arkansas, are described as:

**PROPERTY DESCRIPTION:**

PT E/2 NW SW BEG SW/C E/2 NW SW S87\*E296.68' N368.26' NW/C 587\*E199.99' S367.19' N87\*W199.90' POB LESS AND EXCEPT A PART OF SECTION 22, TOWNSHIP 19 NORTH, RANGE 30 WEST. OF THE FIFTH PRINCIPAL MERIDIAN AND BEING A VARIABLE WIDTH RIGHT-OF-WAY DEDICATION FOR PERRY ROAD FOR A TRACT OF LAND CONVEYED TO DOYLE E. WHITTEN AND VIRGINIA I. WHITTEN, TRUSTEES, OF THE DOYLE E. WHITTEN, LIVING TRUST, PARCEL NO. 02-01694-190, PER DEED BOOK 2004, PAGE 31000 IN THE RECORDS OF BENTON COUNTY, ARKANSAS, BEING DESCRIBED BY METES AND BOUNDS AS FOLLOWS: BEGINNING AT A POINT ON THE NORTH LINE OF AN EXISTING PRESCRIPTIVE EASEMENT FOR PERRY ROAD. AND THE WEST LINE OF SAID TRACT. FOR THE SOUTHWEST CORNER OF THE HEREIN DESCRIBED RIGHT-OF-WAY DEDICATION, SAID POINT ALSO BEING AT STATION 20+31.50 AT 21.39 FEET LEFT; THENCE ALONG THE WEST LINE OF SAID TRACT NORTH 00°50'17" EAST. A DISTANCE OF 18.62 FEET; THENCE LEAVING SAID WEST LINE SOUTH 86°54'57" EAST. A DISTANCE OF 199.96 FEET TO A POINT ON THE EAST LINE OF SAID TRACT; THENCE ALONG SAID EAST LINE SOUTH 00°49'38" WEST. A DISTANCE OF 19.24 FEET TO A 5/8 INCH REBAR ON THE NORTH LINE OF SAID EXISTING PRESCRIPTIVE EASEMENT; THENCE ALONG SAID PRESCRIPTIVE EASEMENT LINE NORTH 86°44'25" WEST, A DISTANCE OF 199.99 FEET TO THE POINT OF BEGINNING CONTAINING 3,783 SQUARE FEET MORE OR LESS. AND ALSO A PORTION OF THE EXISTING PRESCRIPTIVE ROADWAY EASEMENT OF PERRY ROAD AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE NORTH LINE OF AN EXISTING PRESCRIPTIVE EASEMENT FOR PERRY ROAD. AND THE WEST LINE OF SAID TRACT. FOR THE NORTHWEST CORNER OF THE HEREIN DESCRIBED RIGHT-OF-WAY DEDICATION; THENCE SOUTH 00°50'17" WEST ALONG SAID WEST LINE, A DISTANCE OF 15.75 FEET TO THE SOUTH LINE OF THE NW1/4 OF THE SW1/4 OF SAID SECTION 22; THENCE SOUTH 86°51'55" EAST ALONG SAID SOUTH LINE, A DISTANCE OF 199.98 FEET TO THE EAST LINE OF SAID TRACT; THENCE NORTH 00°49'38" EAST ALONG SAID EAST LINE, A DISTANCE OF 15.31 FEET TO A 5/8" REBAR AT THE NORTH LINE OF SAID PRESCRIPTIVE EASEMENT LINE; THENCE NORTH 86°44'25" WEST ALONG SAID NORTH LINE, A DISTANCE OF 199.99 FEET TO THE POINT OF BEGINNING AND CONTAINING 3103 SQUARE FEET, MORE OR LESS. SURVEYS: 9/23/2010 2010-398 THRU 403

**LAYMAN'S DESCRIPTION:**

1.6 ± Acres NW of intersection of Perry Rd. and Sam Davis Rd.

**SECTION 3: Zoning.** That the above described lands are better suited for R-SF than A-1 zoning and same should be and are hereby zoned R-SF.

**SECTION 4: Emergency Clause.** That it is necessary to bring proposed uses of the property into conformance with the Rogers City Zoning Ordinances and because of such an emergency is declared to exist and in order to protect the public peace, health, safety and welfare, this ordinance shall be in full force and effect from the date of its passage and approval.

**SECTION 5: Severability Provision.** In the event that any section, paragraph, subdivision, clause, phrase, or other provision or portion of this Ordinance shall be adjudged invalid or unconstitutional, the same shall not affect the validity of this Ordinance as a whole, or any part or provision, other than the part so decided to be invalid or unconstitutional, and the remaining provisions of this Ordinance shall be construed as if such invalid, unenforceable or unconstitutional provision or provisions had never been contained herein.

**SECTION 6: Repeal of Conflicting Ordinances and Resolutions.** All ordinances, resolutions or orders of the City Council, or parts of ordinances, resolutions or orders of the City Council in conflict herewith are hereby repealed to the extent of such conflict.

**PASSED THIS** \_\_\_\_\_ **DAY OF** \_\_\_\_\_, 2020.

ROGERS, ARKANSAS

ATTEST:

APPROVED:

\_\_\_\_\_  
JESSICA RUSH, CLERK

\_\_\_\_\_  
C. GREG HINES, MAYOR

Requested by: Perry Butcher  
Prepared by: Amber Long, Planner I  
For Consideration By: Community Environment & Welfare Committee

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE AMENDING ROGERS CODE SECTION 14-675 BY RE-ZONING  
CERTAIN LANDS FROM A-1 TO C-3, PROVIDING FOR  
THE EMERGENCY CLAUSE AND FOR OTHER PURPOSES**

**WHEREAS**, pursuant to the provisions of Rogers Code Section 14-725, et seq, and upon the consideration of the report and recommendations of the Planning Commission of the City of Rogers, Benton County, Arkansas, on November 3, 2020, the City Council has found that certain lands hereinafter described are better suited for C-3 zoning.

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

SECTION 1: That Section 14-675 of the Code of Ordinances, City of Rogers, should be and the same hereby is amended as hereinafter provided.

SECTION 2: That the land hereinafter described should be and the same is hereby zoned as C-3 and that said lands being in Benton County, Arkansas, are described as:

**PROPERTY DESCRIPTION:**

Part of the SW ¼, SW ¼, and part of the NW ¼, SW ¼, Section 28, Township 19 North, Range 30 West of the 5th P.M., City of Rogers, Benton County, Arkansas, more particularly described as follows:  
Beginning at the NW corner of said SW ¼, SW ¼; thence North 3°13'28" East, 143.33 feet along the West line of said NW ¼, SW ¼ to a point on the South right of way of West Pleasant Grove Road; thence along said South right of way around a non-tangent curve to the left having a radius of 797.37 feet, an arc length of 19.42 feet, a chord bearing of South 53°48'46" East and a chord length of 19.42 feet; thence continuing along said South right of way around a tangent curve to the left having a radius of 1079.00 feet, an arc length of 245.42 feet, a chord bearing of South 61°01'35" East and a chord length of 244.89 feet; thence continuing along said South right of way South 64°43'24" East, 63.63 feet; thence continuing along said South right of way South 67°34'17" East, 63.73 feet; thence around a tangent curve to the right having a radius of 50.00 feet, an arc length of 79.28 feet, a chord bearing of South 22°09'04" East and a chord length of 71.23 feet to a point on the West right of way of S. Pinnacle Hills Parkway; thence along said West right of way South 23°16'21" West, 226.44 feet; thence continuing along said West right of way around a tangent curve to the right having a radius of 415.50 feet, an arc length of 153.98 feet, a chord bearing of South 33°53'20" West and a chord length of 153.10 feet; thence South 44°30'19" West, 210.30 feet along said West right of way; thence continuing along said West right of way around a tangent curve to the left having a radius of 400.00 feet an arc length of 165.71 feet, a chord bearing of South 32°38'15" West and a chord length of 164.53 feet to a point on the West line of said SW ¼ SW ¼; thence North 2°20'10" East, 728.69 feet along said West line to the point of beginning.

Contains 188,348 square feet or 4.324 acres of land, more or less.

**LAYMAN'S DESCRIPTION:**

4.32 ± Acres at the SW corner of the intersection of Pinnacle Hills Parkway and W. Pleasant Grove Rd.

SECTION 3: **Zoning.** That the above described lands are better suited for C-3 than A-1 zoning and same should be and are hereby zoned C-3.

SECTION 4: **Emergency Clause.** That it is necessary to bring proposed uses of the property into conformance with the Rogers City Zoning Ordinances and because of such an emergency is declared to exist and in order to protect the public peace, health, safety and welfare, this ordinance shall be in full force

and effect from the date of its passage and approval.

**SECTION 5: Severability Provision.** In the event that any section, paragraph, subdivision, clause, phrase, or other provision or portion of this Ordinance shall be adjudged invalid or unconstitutional, the same shall not affect the validity of this Ordinance as a whole, or any part or provision, other than the part so decided to be invalid or unconstitutional, and the remaining provisions of this Ordinance shall be construed as if such invalid, unenforceable or unconstitutional provision or provisions had never been contained herein.

**SECTION 6: Repeal of Conflicting Ordinances and Resolutions.** All ordinances, resolutions or orders of the City Council, or parts of ordinances, resolutions or orders of the City Council in conflict herewith are hereby repealed to the extent of such conflict.

**PASSED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2020.**

ROGERS, ARKANSAS

ATTEST:

APPROVED:

\_\_\_\_\_  
JESSICA RUSH, CLERK

\_\_\_\_\_  
C. GREG HINES, MAYOR

Requested by: David Warren

Prepared by: Elizabeth Johnson, Planner III

For Consideration By: Community Environment & Welfare Committee

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE ACCEPTING THE FINAL PLAT OF  
CADENCE PLACE, PHASE 2 SUBDIVISION  
ROGERS, BENTON COUNTY, ARKANSAS,  
THE DEDICATION OF UTILITY EASEMENTS AND OTHER PUBLIC WAYS  
THEREIN; AND DECLARING AN EMERGENCY**

**WHEREAS**, the Final Plat has been submitted for the subdivision of Cadence Place, Phase 2, Rogers, Benton County Arkansas which is more particularly described as follows, to-wit:

**PART OF TRACT ELEVEN (11) OF THE P.G. SMITH SUBDIVISION IN THE CITY OF ROGERS, BENTON COUNTY, ARKANSAS AS SHOWN IN THE RECORDS OF BENTON COUNTY, ARKANSAS IN PLAT BOOK “A” AT PAGE 43, ALSO BEING DESCRIBED AS FOLLOWS:**

**BEGINNING** AT THE SOUTHWEST CORNER OF SAID TRACT 11, SAID POINT BEING A FOUND ONE HALF (1/2) INCH PIPE; THENCE ALONG THE WEST LINE OF SAID TRACT 11, N02°31'11”E A DISTANCE OF 592.40 FEET TO A SET IRON PIN WITH CAP “PLS 1156”; THENCE S87°31'20”E A DISTANCE OF 331.00 FEET TO A SET IRON PIN WITH CAP “PLS 1156”, LOCATED ON THE EAST LINE OF SAID TRACT 11; THENCE ALONG SAID EAST LINE, S02°07'28”W A DISTANCE OF 598.22 FEET TO A SET MAG NAIL, LOCATED IN W. LILAC STREET; THENCE LEAVING SAID EAST LINE AND ALONG THE SOUTH LINE OF SAID TRACT 11, N86°31'42”W A DISTANCE OF 335.17 FEET TO THE **POINT OF BEGINNING**, CONTAINING 4.55 ACRES (198,268 SQUARE FEET), MORE OR LESS.

WHEREAS, the City Council finds that said Final Plat is in conformance with the Ordinances of the City of Rogers, Arkansas; and

WHEREAS, the City Council finds that it is in the best interest of the citizens of Rogers, Arkansas that said Final Plat be approved and the dedication of the utility easements and other public was be accepted and confirmed;

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

**SECTION 1:** The Final Plat of Cadence Place, Phase 2, Rogers, Benton County, Arkansas, as described in the Plat thereof, is hereby accepted, approved and confirmed.

**SECTION 2:** All dedication of utility easements and other public ways as set forth in the Plat are hereby accepted by the City. The Mayor and City Clerk are authorized and directed to certify the aforesaid approval and acceptance upon the face of the Plat.

**SECTION 3:** As the facilities to be constructed within this subdivision will promote the economy of the City and will promote the public health and welfare, an

emergency is declared to exist and this Ordinance shall be in full force and effect from and after the date of its passage.

**SECTION 4: Severability Provision-** In the event that any section, paragraph, subdivision, clause, phrase, or other provision or portion of this Ordinance shall be adjudged invalid or unconstitutional, the same shall not affect the validity of this Ordinance as a whole, or any part or provision, other than the part so decided to be invalid or unconstitutional, and the remaining provisions of this Ordinance shall be construed as if such invalid, unenforceable or unconstitutional provision or provisions had never been contained herein.

**Section 5: Repeal of Conflicting Ordinances and Resolutions-** All ordinances, resolutions or orders of the City Council, or parts of ordinances, resolutions or orders of the City Council in conflict herewith are hereby repealed to the extent of such conflict.

**PASSED:** \_\_\_\_\_, 2020

**CITY OF ROGERS, ARKANSAS**

**APPROVED:**

\_\_\_\_\_  
**C. GREG HINES, MAYOR**

**ATTEST:**

\_\_\_\_\_  
**JESSICA RUSH, CITY CLERK**

Requested by: Blake Murray  
Prepared by: Lori Ericson, Zoning Administrator