

## MINUTES

The Rogers City Council met in *regular session* in the Council Chambers of the Maurice H. Kolman City Hall Building and via virtual meeting space ZOOM on Tuesday, August 25, 2020 at 6:33 p.m. The meeting was called to order by Mayor Greg Hines.

### **PUBLIC HEARING:**

None

### **PUBLIC FORUM:**

Teresa Dominguez, not in favor of an apartment complex being built on the property in question. Expressed concern about property value.

Charlie Plummer, appreciates the opportunity to express opinions in his city. Not in favor of an apartment complex due to traffic concerns on Olive Street.

James Cole, not in favor of an apartment complex due to traffic concerns on Olive Street.

Cleo Wright, not in favor of an apartment complex due to traffic concerns on Olive Street.

JD Davis, not in favor of an apartment complex due to traffic concerns on Olive Street.

Aaron Clarke, currently running for City Council seat in Ward 1. Not in favor of an apartment complex being built on the property in question.

Sarah Draine, not in favor of an apartment complex being built on the property in question. Expressed concern about property value & proximity to elementary school.

Aaron Babyar, not in favor of an apartment complex due to traffic concerns on Olive Street.

Jessica Meyer, not in favor of an apartment complex due to traffic concerns on Olive Street & proximity to elementary school.

Cathleen Davis, not in favor of an apartment complex due to traffic concerns on Olive Street.

Gabbie Velasco, not in favor of an apartment complex being built on the property in question. Representing many other neighbors with the same feeling. Expressed concern about property value.

Donna Boyd, not in favor of an apartment complex due to traffic concerns on Olive Street and proximity to elementary school.

William Evans, not in favor of an apartment complex due to traffic concerns on Olive Street.

Byron Hernandez, not in favor of an apartment complex due to traffic concerns on Olive Street.

John Adams, not in favor of an apartment complex due to traffic concerns on Olive Street.

**COUNCIL MEMBERS PRESENT:**

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

**OTHER OFFICIALS PRESENT:**

Staff Attorney Bonnie Bridges, City Attorney Andrew Hatfield, Director of Community Development John McCurdy, Fire Chief Tom Jenkins, Human Resources Director Thomas Dunlap, Water Utilities Superintendent Brent Dobler, Director of Finance Casey Wilhelm, Director of Parks & Recreation Jim White, Police Chief Hayes Minor, Project Engineer Lance Jobe, Airport Manager David Krutsch, City Planner Ethan Hunter, Planning Administrator Lori Ericson, Planning Commissioner Eriks Zvers, Planning Commissioner Mandel Samuels, RFD Battalion Chief BJ Hyde, Assistant to the Mayor Carey Anderson and Records Administrator Jennifer Moore.

**ACTION ON MINUTES:**

(August 11, 2020)

Motion by Townzen, second by Kruger to approve the minutes of August 11, 2020 as submitted.

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

**Approves** the suspending of rules for the meeting, moving item #12 to the front and combined reading for agenda item 3 & 4.

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. Request to move item #12 to the front of the agenda and a combined reading for item 3 & 4.

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

## **REPORTS OF BOARDS AND STANDING**

### **COMMITTEES:**

(Agenda Item #12)

**ORD. #20-\_\_**. Amending Rogers Code Section 14-675 By Re-Zoning Certain Lands From R-O, C2-CU, And PUD To C-3 (Scottsdale)

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

Carmichael, chair of Community Environment & Welfare Committee, reported the committee had met, and did not come out with a recommendation. The representative first asked the item be tabled, then requested it be pulled, and lastly remanded back to Planning Commission. Recognized representative Daniel Ellis.

Kendall, motion to remand back to Planning Commission. No second to the motion.

Call of the question. Wolf to second.

The Mayor asked, “Shall the ordinance pass?”  
Roll call: 7 – No; 1 – Yes. The ordinance is ***defeated.***

(Agenda Item #1)

**RES. R20-61**. Authorizing Payment For Upgrades To The County Wide 911 System, Amending The 2020 Budget To Appropriate CMRS Fund Reserves In The Amount Of \$52,888.50 To Account #352-52-70252 Communications Equipment

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

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

No questions from the council.

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

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

(Agenda Item #2)

**RES. R20-62.** Accepting The Donation Of A Twin Engine Jet Aircraft From The Arkansas Air And Military Museum In Fayetteville, Arkansas

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

Wolf, chair of Public Safety Committee, reported the committee had met, recommended to “Do pass” and recognized Chief Jenkins.

No questions from the council.

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

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

(Agenda Item #3)

**RES. R20-63.** Authorizing The Mayor And City Clerk To Grant An Easement To Southwestern Electric Power Company North

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

Kruger, chair of Transportation Committee reported the committee had met, recommended to “Do pass” and recognized David Krutsch.

No questions from the council.

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

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

(Agenda Item #4)

**RES. R20-64.** Authorizing The Mayor And City Clerk To Grant An Easement To Southwestern Electric Power Company South

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

Kruger, chair of Transportation Committee reported the committee had met, recommended to “Do pass” and recognized David Krutsch.

No questions from the council.

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

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

(Agenda Item #5)

**ORD. #20-73.** Authorizing The Mayor And City Clerk To Enter Into An Agreement With Carroll Electric Cooperative Corporation Of Berryville, Arkansas, In The Amount Of \$161,950.35, For Utility Relocation At Garrett Road.

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

Kruger, chair of Transportation Committee, reported the committee had met, recommended to “Do pass” and recognized Lance Jobe.

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 #6)

**RES. R20-65.** Amending The 2020 Budget To Appropriate General Fund Reserves In The Amount Of \$230,000.00 To Account #100-01-70982 Covid Expense

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

Reithemeyer, chair of Finance Committee reported the committee had met, recommended to “Do pass” and recognized Casey Wilhelm.

No questions from the council.

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

(Agenda Item #7)

**RES. R20-66.** Authorizing The Mayor And City Clerk To Enter Into A Grant Agreement With The Walmart Foundation To Receive \$180,000.00; Amending The 2020 Budget To Recognize Said Grant Funds Into Account #100-06-45600 Grants And Donations

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

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

No questions from the council.

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

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

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

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

No questions from the council.

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

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

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

Carmichael, chair of Community Environment & Welfare Committee, reported the committee had met, recommended to “Do pass” and recognized representative Chris Bakunas.

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*.

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

(Agenda Item #8)

**RES. R20-67.** Amending The 2020 Budget To Recognize Grant Revenue From The Covid-19 Ambulance Worker Payment In The Amount Of \$256,542.00 Into Account #100-04-45110 Federal Revenue

(Agenda Item #9)

**ORD. #20-74.** Amending Rogers Code Section 14-675 By Re-Zoning Certain Lands From R-O To U-COM (Hatchem Investments)

Agenda Item #10)

**ORD. #20-75.** Amending Rogers Code Section 14-675 By Re-Zoning Certain Lands From I-1 To NBT (Vinson Square LLC)

Carmichael, chair of Community Environment & Welfare Committee, reported the committee had met, recommended to “Do pass” and recognized representative Will Kellstrom.

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. #20-76.** Amending Rogers Code Section 14-675 By Reaffirming The Zone Of Certain Lands As RMF-9A, Accepting The Density Concept Plan (Shadowbrooke)

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

Carmichael, chair of Community Environment & Welfare Committee, reported the committee had met, recommended to “Do pass” and recognized representative Geoff Bates.

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*.

**APPOINTMENTS:**

None

**ANNOUNCEMENTS:**

None

There being no further business, motion by Kruger, second by Wolf to adjourn the meeting. Meeting adjourned at 7:54 p.m.

**ATTEST:**

**APPROVED:**

\_\_\_\_\_  
Jessica Rush, City Clerk-Treasurer

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C. Greg Hines, Mayor