

MINUTES

The Rogers City Council met in *regular session* in the Council Chambers of the Maurice H. Kolman City Hall Building on Tuesday, February 13, 2007 at 7:30 p.m. The meeting was called to order by Mayor Steve Womack. The Invocation was given by Councilman Barney Hayes. Those in attendance were led in Pledge of Allegiance.

PUBLIC HEARING:

To Vacate a Portion of Old Pleasant Grove Road

The Public Hearing was opened by Mayor Womack.

There were no comments from anyone in the audience either for or against the vacating of a portion of Old Pleasant Grove Road.

The Public Hearing was declared closed.

PUBLIC FORUM:

There were no comments from anyone in the audience.

Mayor Womack recognized James Hales of Rogers.

Hales presented a copy of his recently published book "*Rogers, Arkansas 1881- 2006*", to each of the council members and said it had taken 1½ years to research and write this book which includes 100 historical sites and information with pictures of buildings, people and businesses in Rogers.

The Public Forum was declared closed.

COUNCIL MEMBERS PRESENT:

Bob Goodwin, Barney Hayes, Greg Hines, Larry Daniel, Buddy Wright, Jim Clark and Betsy Reithemeyer were present. Mark Kruger was absent.

OTHER OFFICIALS PRESENT:

City Clerk Peggy David, City Attorney Ben Lipscomb, Police Chief Steve Helms, Fire Chief Wesley Lewis, Parks & Recreation Director Rick Stocker, Superintendent of Parks Stan Weaver, Senior Planner Derrel Smith, Director of Planning and Transportation Steve Glass, Treasurer Jerry Hudlow, Director of Code Management and Inspections James Willett, Water Utilities Engineer Mark Johnson,

Street Superintendent Frankie Gyll, Main Street Director Marge Wolf, and Airport Manager David Krutsch.

ACTION ON MINUTES:

January 23, 2007

Motion by Hines, second by Daniel to approve the minutes of January 23, 2007 as submitted. Voice vote: Unanimous. ***Motion carried.***

Motion by Hines, second by Daniel to suspend the rules and consider all items on a single reading and by title only.

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

REPORTS OF BOARDS AND STANDING COMMITTEES:

(Agenda Item #1)

ORD. #07-19 Appropriating \$15,459 from Street Reserves to Development Trust Acct. #200-16-70975 to Refund Funds Held on Deposit until Project Completion

Councilman Hayes introduced Agenda Items #1 & #2 together.

The ordinances were read by City Attorney Ben Lipscomb by title only.

(Agenda Item #2)

ORD. #07-20 Appropriating \$12,547 from General Fund Reserves to Acct. #100-12-80100, Inspection Department Capital

Hayes, chairman of the Finance Committee, reported the committee had met and recommended a “Do pass” on these items and recognized Derrel Smith, Senior Planner, for explanation of Item #1.

Smith reported that in 2004, when Liberty Bell Subdivision was being developed, there was a small amount of drainage that was not completed and the developer posted a cash bond for that part of the drainage. Since that time, the subdivision has been completed and the drainage improvements have been made and the developer has requested the bond money be refunded.

Hayes recognized James Willett, Director of Code Management, in regard to Item #2.

Willett reported that shortly after the first of the year, one of the Inspection trucks, a 1997 Chevrolet Pickup with 84,000 miles, began having mechanical problems. The estimate to fix the vehicle was \$4500.00 for a new motor, but in checking with the State bids, a new truck could be procured for \$12,547. Willett requested the council consider a new vehicle rather than put money into an older vehicle with high mileage.

The Mayor asked, “Shall the ordinances pass?”
Roll call: Unanimous. ***The ordinances are adopted.***

The Mayor asked, “Shall the emergency clauses pass?”
Roll call: Unanimous. ***The emergency clauses are adopted.***

(Agenda Item #3)

ORD. #07-21 Authorizing a Contract with Delta Airport Consultants, Inc. for Design/Bidding Services for the Parallel Taxiway Project at Airport; Appropriating \$60,031

The ordinance was introduced by Councilman Hines and read by title only by Lipscomb.

Hines, chairman of the Transportation Committee, reported the committee had met and recommended a “Do pass” and recognized Airport Manager David Krutsch.

Krutsch reported this contract will allow for the continuation of development on the east side of the Airport with 95% of the funding to be paid with Federal grant money and the remaining 5% from State grant money.

The Mayor asked, “Shall the ordinance pass?”
Roll call: Unanimous. ***The ordinance is adopted.***

The Mayor asked, “Shall the emergency clause pass?”

Roll call: Unanimous. ***The emergency clause is adopted.***

(Agenda Item #4)

ORD. #07-22 Vacating a Portion of Old Pleasant Grove Road

The ordinance was introduced by Councilman Hines and read by title only by Lipscomb.

Hines, chairman of the Transportation Committee, reported the committee had met and recommended a “Do pass” and there were no comments at the Public Hearing.

The Mayor asked, “Shall the ordinance pass?”
Roll call: Unanimous. ***The ordinance is adopted.***

The Mayor asked, “Shall the emergency clause pass?”
Roll call: Unanimous. ***The emergency clause is adopted.***

(Agenda Item #5)

ORD. #07-23 Accepting Highway 102, (Olrich Street) Section 4, into the Street System for the City of Rogers from the Arkansas State Highway & Transportation

The ordinance was introduced by Councilman Hines and read by title only by Lipscomb.

Hines, chairman of the Transportation Committee, reported the committee had met and recommended a “Do pass” and recognized Director of Planning & Transportation Steve Glass.

Glass explained the city’s request was made to the Highway Dept. to take over the maintenance of this section of Olrich Street from Hwy. 71B to Mountie Blvd. to facilitate with the construction of the school projects.

Hines repeated the explanation as heard during the committee meeting that this section was originally designated a state highway in order to get funding for improvements for industries (Tyson) with accessed to the state highway system.

The Mayor asked, “Shall the ordinance pass?”

Roll call: Unanimous. ***The ordinance is adopted.***

The Mayor asked, “Shall the emergency clause pass?”

Roll call: Unanimous. ***The emergency clause is adopted.***

(Agenda Item #6)

RES. #R07-07 Authorizing a Contract with Shipley Motor Equipment Co. of Lowell, AR for the Purchase of Three Dump Trucks for the Street Dept

The resolution was introduced by Councilman Hines and read by Lipscomb.

Hines, chairman of the Transportation Committee, reported the committee had met and recommended a “Do pass” and recognized Street Superintendent Frankie Gyll.

Gyll reported that Shipley Motors was the only bidder, but they submitted three options with the Option 2 as the one that meets the specifications. Each vehicle would cost \$104,514.99, which is less than what was budgeted.

Motion by Hines, second by Daniel to adopt the resolution.

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

Mayor Womack requested advice from the council and City Attorney Lipscomb on how to best contact an engineering or architecture firm to prepare drawings for improvements to the Rogers Cemetery office and storage area and an addition to the Street Department’s Break room area as proposed in the State of the City Address, but not addressed in the budget.

Womack said once the drawings are prepared, then analysis can be made on the cost, the issues can be voted up or down and appropriations can be made.

Lipscomb advised Womack that since professional services are not competitively bid, no action would be required by the council.

Councilman Clark noted that he thought that Requests for Proposals for Professional Services would be needed and requested that City Attorney research the issue.

Councilmen expressed agreement that Mayor Womack should proceed with the procurement of engineering or architectural firms for drawings for the projects.

OLD BUSINESS:

None.

NEW BUSINESS:

(Agenda Item #1)

ORD. #07-24 Rezone from R-DP to W-O, Approximately 7 Acres behind 420 E. New Hope (Charles & Betsy Snider)

The ordinance was introduced by Councilman Hines.

Lipscomb read the ordinance by title only.

Bill Watkins presented the rezoning request.

The Mayor asked, “Shall the ordinance pass?”
Roll call: Unanimous. ***The ordinance is adopted.***

The Mayor asked, “Shall the emergency clause pass?”
Roll call: Unanimous. ***The emergency clause is adopted.***

(Agenda Item #2)

ORD. #07-25 Rezone from C-2 to C-4, the west side of South 8th Street, North of Banz Road, Previously Addressed as 2204 S. 8th Street (Robert & Marilyn Leslie)

The ordinance was introduced by Councilman Hines.

Lipscomb read the ordinance by title only.

Fred Wanger presented the rezoning request for the property owners.

The Mayor asked, “Shall the ordinance pass?”
Roll call: Unanimous. ***The ordinance is adopted.***

The Mayor asked, “Shall the emergency clause pass?”
Roll call: Unanimous. ***The emergency clause is adopted.***

ANNOUNCEMENTS:

Womack announced that he would be bringing before the council items that be dealing with litter, landscaping of areas along the interstate and recycling issues that were mentioned in the State Of City Address in the next few weeks.

There being no further business, motion by Wright, second by Reithemeyer to adjourn the meeting.
Meeting adjourned at 7:58 p.m.

ATTEST:

Peggy David, City Clerk

APPROVED:

Steve Womack, Mayor