

MINUTES

Employee Anniversary Certificates

Chief Jenkins recognizes Dan Pauley for 15 years at Risk Reduction.
Lesli Ossenfort recognizes Brandy Conyers for 10 years at the Adult Wellness Center.
Hannah Milligan recognizes Evan Day for 15 years at the Rogers Public Library.
Jonathan Best recognizes Holly Medina for 10 years at the Rogers Police Department.

The Rogers City Council met in *regular session* in the Council Chambers of the Maurice H. Kolman City Hall Building on Tuesday, December 14, 2021 at 6:30 p.m. The meeting was called to order by Mayor Greg Hines.

PUBLIC FORUM:

Invocation provided by Pastor Wade Allen.

Carrie Perrien Smith, 1200 N. Maldard Lane. A fan of the \$50 million surplus funds the city has grown. Mayor Womack's vision was to reduce property tax and that wasn't fulfilled. Asking to turn back some property tax especially during a time of 6% inflation rates. This is what we need, more than a project for all the bells and whistles. Rogers has put \$17 million back into a city surplus and concerned with the jail over population.

Ashley Pledger, 110 ½ W. Walnut Street. Appreciates the mileage rate the city enforces to keep schools functioning and teachers paid. Urges to not vote on the parklet program tonight and otherwise address op

Julie Lewis, 121 N. 6th Street. Parklet program was denied one month ago by all council members. All concerns are the same as they were a month ago. The parking spaces are more valuable to the retailers than the fee being requested. The parklet program would only hurt the growing Downtown Rogers.

David Hamshire, 111 W. Walnut Street. As a business owner, if you pass the parklet program the option needs to be given to retailers to purchase the parking spots for business consumers.

Julie Zimmerman, 416 W. Maple Street. As an operations owner of The Rail, the patio we have only occupies patrons 20% of the time. The parklets being empty will have the opposite affect and will not activate positive business.

David Davis, 421 W. Chestnut. The alterations to the parklet program did not address the deep issues. After the last meeting, I researched the San Francisco reference and the reviews from local business owners were mostly negative.

ROLL CALL:

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

OTHER OFFICIALS PRESENT:

Staff Attorney John Pesek, Director of Finance Casey Wilhelm, Director of Parks & Recreation Jim White, Water Utilities Director Brent Dobler, Rogers Fire Chief Tom Jenkins, Rogers Police Chief Jonathan Best, Financial Administrator Jennifer Slingsby, Public Relations Manager Peter Masonis, and Records Administrator Jennifer Moore.

ACTION ON MINUTES:

November 23, 2021

Motion by Townzen, second by Wolf to approve the minutes of the November 23, 2021 as presented.

Voice vote: 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 on a single reading.

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

REPORTS OF BOARDS AND STANDING COMMITTEES:

(Agenda Item #1.)

RES. R21-74 Adopting The City Of Rogers' 2022 Budget; Appropriating Funds And Authorizing Expenditures For Items Included Within The City Of Rogers' 2022 Budget

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 Director of Finance Casey Wilhelm.

No questions from the council.

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

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

(Agenda Item #2.)

ORD. #21-79 Authorizing The Adoption Of Certain Provisions Of The City Of Rogers' 2022 Budget

The ordinance 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 Director of Finance Casey Wilhelm.

No questions from the council.

The Mayor asked, "Shall the ordinance pass?"

Roll call: **Unanimous – Yes.**

The Mayor asked, "Shall the emergency clause pass?"

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

(Agenda Item #3.)

ORD. #21-80 Amending Rogers Code Section 48-86 By Providing For Specific Collection And Enforcement Procedures For The Collection Of The 3% Tax Upon Gross Proceeds Of Hotel And Motel Accommodation In The City Of Rogers For Advertising And Promotion Of The City And Its Environs In Conformity With A.C.A. § 26-75-603

The ordinance 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 Bill Watkins.

No questions from the council.

The Mayor asked, "Shall the ordinance pass?"

Roll call: **Unanimous – Yes.**

The Mayor asked, "Shall the emergency clause pass?"

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

(Agenda Item #4.)

RES. R21-75 Authorizing The Mayor And City Clerk To Enter Into A Contract With NWA Entertainment, LLC In The Amount Of \$35,000.00 For The City's 2022 Fourth Of July Fireworks Display

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 Mayor Greg Hines.

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 #5.)

RES. R21-76 Authorizing The Destruction Of Certain Records Of The City Of Rogers Police Department

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

Hayes, chair of Resources & Policy Committee, reported the committee had met, recommended to "Do pass" and recognized Police Chief Jonathan Best.

No questions from the council.

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

(Agenda Item #6.)

RES. R21-77 Waiving Competitive Bidding For The Purchase Of A New Type 1 Ambulance From Braun Ambulance Corporation Of Van Wert, Ohio, For Use By The Rogers Fire Department

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

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 Fire Chief Tom Jenkins.

No questions from the council.

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

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

(Agenda Item #7.)

RES. R21-78 Waiving Competitive Bidding For The Purchase Of A Records Management Software From ESO Software Of Austin, Texas, For Use By The Rogers Fire Department

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 Fire Chief Tom Jenkins.

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 #8.)

ORD. #21-__ Amending Chapter 38 Of The City Of Rogers Code Of Ordinances; Adding Section 38-62. – Parklet Program; Amending Appendix B – Fee Schedule

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

Legere, chair of Community Environment & Welfare Committee, reported the committee had met, and recommended “no recommendation” and recognized Community Development Director John McCurdy.

Legere moved to table the ordinance until more detailed information could be reviewed, second by Kendall. Voice vote: **Legere, Kendall – Yes. Kruger, Wolf, Reithemeyer, Townzen, Hayes, Brashear – No.**

The Mayor asked, “Shall the ordinance pass?”
Roll call: **Kendal – Yes. Kruger, Wolf, Reithemeyer, Townzen, Hayes, Brashear, Legere – No.**

The ordinance is fails.

(Agenda Item #9.)

ORD. #21-81 Amending Rogers Code Section 14-675 By Re-Zoning Certain Lands From RMF-9A (PUD) To RMF-12B, Accepting The Density Concept Plan (Shadowbroke)

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

Legere, chair of Community Environment & Welfare Committee, reported the committee had met, recommended to “Do pass” and recognized Adam Osweiler.

No questions from the council.

The Mayor asked, “Shall the ordinance pass?”

Roll call: **Unanimous – Yes.**

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

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

(Agenda Item #10.)

ORD. #21-82 Amending Rogers Code Section 14-675 By Reaffirming The Zone Of Certain Lands As RMF-9.5B, Accepting The Density Concept Plan (The Grove)

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

Legere, chair of Community Environment & Welfare Committee, reported the committee had met, recommended to “Do pass” and recognized Adam Osweiler.

No questions from the council.

The Mayor asked, “Shall the ordinance pass?”

Roll call: **Unanimous – Yes.**

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

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

OLD BUSINESS:

ORD. #21-83 Amending Rogers Code Section 14-675 By Re-Zoning Certain Lands From C-2 To C-4 (Goff)

The ordinance was introduced in November 23, 2021 meeting.

Legere, chair of Community Environment & Welfare Committee, reported the committee had met, recommended to “Do pass” and recognized Donna Welsh.

No questions from the council.

The Mayor asked, “Shall the ordinance pass?”

Roll call: **Unanimous – Yes.**

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

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

NEW BUSINESS:

APPOINTMENTS:

Reappointment of Caroline Smith to the Library Board of Trustees; term to expire on December 31, 2026

Motion by Kruger, second by Wolf. The reappointment is confirmed.

Reappointment of Greg Lindley to the Parks and Recreation Commission; term to expire on December 31, 2026

Motion by Hayes, second by Kruger. The reappointment is confirmed.

Appointment of John Sampier to the Northwest Arkansas Conservation Authority to replace the position previously held by Jack McHaney; term to expire on December 14, 2027

Motion by Kruger, second by Townzen. The appointment is confirmed.

ANNOUNCEMENTS:

Mayor, correction on comments made during the public forum. The City of Rogers has grown due to the work of many people coming together for the greater good, not because of an idea by one person. We currently have a lower property tax and will continue to support and build up our city.

Brashear, thanks to the Rogers Police Department for their love and support of the Shop with a Cop program. A thank you to all city employees and public servants for all their hard work and dedication to our city. Thanks to the council members and looking forward to a great year ahead.

Hayes, great job by the Parks department on the holiday decorations around the city. Thoughts and prayers for all those affected by the tornado last weekend in NE Arkansas and adjoining states.

Reithemeyer, Merry Christmas.

Legere, the mileage comments made in the public forum were without context and were uneducated. I open my doors to all citizens of Rogers to know who is representing our city and county and I welcome the

opportunity to speak & provide useful resources to educate and gain a greater knowledge.

Wolf, Merry Christmas & proud to be a resident of Rogers.

Kruger, Merry Christmas & Happy New Year.

Kruger, move to adjourn the meeting at 7:24pm, second by Wolf.

ATTEST:

Jessica Rush, City Clerk-Treasurer

APPROVED:

C. Greg Hines, Mayor