Office of the City Clerk-Treasurer
301 W. Chestnut
Rogers, Arkansas 72756
479-621-1117
www.rogersar.gov

COMMITTEE SCHEDULE

TO: MAYOR
CITY COUNCIL
DEPARTMENT HEADS
PRESS

FROM: Jessica Rush, CITY CLERK-TREASURER

DATE: April 12, 2022

The following committee meetings will be held on **Tuesday, April 12, 2022** prior to the City Council Meeting:

05:30 p.m. - TRANSPORTATION COMMITTEE: (Kruger*, Legere, Townzen) **Community Room OR https://us02web.zoom.us/j/83669286298 OR (312)626-6799 ID: 836 6928 6298**

To Discuss:
(a) Street Closure Request - Splash, Pedal, and Sprint Request Report
(b) Street Closure Request - DDX3X Request Report
(c) Street Closure Request - PurpleStride Request Report

05:45 p.m. - PUBLIC SAFETY COMMITTEE: (Wolf*, Kruger, Legere) **Community Room OR https://us02web.zoom.us/j/83669286298 OR (312)626-6799 ID: 836 6928 6298**

To Discuss:
(a) An Ordinance Amending Certain Fee Schedules Found In Appendix B Of The City Of Rogers' Code Of Ordinances To Provide For Separate Billing For Fire, Rescue, Ambulance Services, And Other Emergency Services Both Inside And Outside The City Limits Of Rogers
(b) A Resolution Amending The 2022 Budget To Recognize A Grant From The Arkansas Department Of Health In The Amount Of $21,541.80 Into Account #100-04-45305 State Grant Revenue

05:55 p.m. - FINANCE COMMITTEE: (Reithemeyer*, Wolf, Kendall) **Community Room OR https://us02web.zoom.us/j/83669286298 OR (312)626-6799 ID: 836 6928 6298**

To Discuss:
(a) A Resolution Amending The 2022 Budget To Appropriate $6,500.00 From General Fund Reserves Into Account #100-13-70780 Animal Food Expense
(b) A Resolution Authorizing The Mayor And City Clerk To Enter Into An Agreement With The Excellerate Foundation; Amending The 2022 Budget To Appropriate $485,000.00 From American Rescue Fund Reserves Into Account #348-48-73320 Education Assistance
(c) A Resolution Amending The 2022 Budget To Appropriate $795,620.00 From General Fund Reserves Into Account #100-18-70330 Stormwater Expense

06:05 p.m. - COMMUNITY ENVIRONMENT & WELFARE COMMITTEE: (Legere*, Townzen, Hayes) **Community Room OR https://us02web.zoom.us/j/83669286298 OR (312)626-6799 ID: 836 6928 6298**

To Discuss:
(a) An Ordinance Amending Rogers Code Section 14-675 By Re-Zoning Certain Lands From A-1 To RMF-6B (Snack Gurus; 1626 S. Dixieland) Staff Report
(b) An Ordinance Amending Rogers Code Section 14-675 By Re-Zoning Certain Lands From A-1 To C-2 (Goad Springs; 6507 N. Goad Springs Street) Staff Report

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ROGERS CITY COUNCIL AGENDA

APRIL 12, 2022
6:30 PM IN CITY COUNCIL CHAMBERS

CONNECT VIA ZOOM HTTPS://US02WEB.ZOOM.US/J/83014989489
OR (312) 626-6799 ID: 830 1498 9489

Chamber Night at Rogers City Hall
Tuesday, April 12, 2022
Reception 5:00 p.m. – 6:00 p.m.

PUBLIC FORUM:

PLEDGE OF ALLEGIANCE:

ROLL CALL:

ACTION ON MINUTES:

1. March 30, 2022

REPORTS OF BOARDS AND STANDING COMMITTEES:

1.	ORD. Re:	Amending Certain Fee Schedules Found In Appendix B Of The City Of Rogers' Code Of Ordinances To Provide For Separate Billing For Fire, Rescue, Ambulance Services, And Other Emergency Services Both Inside And Outside The City Limits Of Rogers	PUBLIC SAFETY COMMITTEE
2.	RES. Re:	Amending The 2022 Budget To Recognize A Grant From The Arkansas Department Of Health In The Amount Of $21,541.80 Into Account #100-04-45305 State Grant Revenue	PUBLIC SAFETY COMMITTEE
3.	RES. Re:	Amending The 2022 Budget To Appropriate $6,500.00 From General Fund Reserves Into Account #100-13-70780 Animal Food Expense	FINANCE COMMITTEE
4.	RES. Re:	Authorizing The Mayor And City Clerk To Enter Into An Agreement With The Excellerate Foundation; Amending The	FINANCE COMMITTEE

		2022 Budget To Appropriate $485,000.00 From American Rescue Fund Reserves Into Account #348-48-73320 Education Assistance	
5.	RES. Re:	Amending The 2022 Budget To Appropriate $795,620.00 From General Fund Reserves Into Account #100-18-70330 Stormwater Expense	FINANCE COMMITTEE
6.	ORD. Re:	Amending Rogers Code Section 14-675 By Re-Zoning Certain Lands From A-1 To RMF-6B (Snack Gurus; 1626 S. Dixieland)	COMMUNITY ENVIRONMENT & WELFARE COMMITTEE
7.	ORD. Re:	Amending Rogers Code Section 14-675 By Re-Zoning Certain Lands From A-1 To C-2 (Goad Springs; 6507 N. Goad Springs Street)	COMMUNITY ENVIRONMENT & WELFARE COMMITTEE

OLD BUSINESS:

NEW BUSINESS:

APPOINTMENTS:

Appointment of Debbie Woehr to the Library Board of Trustees; term to expire April 12, 2027

Appointment of Peter Farmer to the Water & Sewer Commission; term to expire April 12, 2030

ANNOUNCEMENTS:

ORDINANCE NO. 22_____

AN ORDINANCE AMENDING CERTAIN FEE SCHEDULES FOUND IN APPENDIX B OF THE CITY OF ROGERS' CODE OF ORDINANCES TO PROVIDE FOR SEPARATE BILLING FOR FIRE, RESCUE, AMBULANCE SERVICES, AND OTHER EMERGENCY SERVICES BOTH INSIDE AND OUTSIDE THE CITY LIMITS OF ROGERS; PROVIDING FOR THE EMERGENCY CLAUSE; AND FOR OTHER PURPOSES.

WHEREAS, the Rogers Fire Department desires to update its emergency medical fee schedule as stated in Appendix B of the City of Rogers' Code of Ordinances; and

WHEREAS, the need for the update to the fee schedule for emergency medical services both inside and outside the corporate limits of Rogers is immediate due to increase costs incurred by the City.

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

Section 1: Emergency medical fees as stated in Rogers' Code of Ordinance §20-184 and found in Appendix B of the Code of Ordinances are updated as follows:

Inside the City Limits of Rogers:

Transport to Hospital BLS Level……$550.00
Transport to Hospital ALS Level 1…….……$650.00
Transport to Hospital ALS Level 2…….....$875.00
Transport to Helicopter…….....$200.00
Treat patient with no transport to hospital...…….……..…. $200.00
Assistance with No Transport or Medical Aid Rendered (billed to caller/requestor)…….……..$100.00
Nursing Home Facility (patient assistance)……. $150.00
Extrication Provided…….....…. $250.00
Mileage (per patient loaded mile)…….……....$17.50
Standby time per hour for ambulances……..……..... ..$200.00
Standby time per hour for fire company..…..……..... ..$200.00
Supplies and/or drugs used for non-transport.....billed accordingly

Outside the City Limits of Rogers:

Rural Fire Annual Property Owner Subscription……..……. $125.00
Rural Fire Response (No Subscription)…….…. $250.00
Transport to Hospital BLS Level……$600.00
Transport to Hospital ALS Level 1…….……$700.00
Transport to Hospital ALS Level 2…….....$900.00
Transport to Helicopter…….……..$250.00
Extrication Provided…….…….…….....$250.00
Mileage (per patient loaded mile)…….……...…$17.50
Supplies and/or drugs used for non-transport……...…billed accordingly

Section 2 - Emergency Clause: It is hereby declared an emergency exists and this ordinance, being necessary for the preservation of health, safety and welfare of the citizens of Rogers, Arkansas, shall be in effect upon 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 _____, 2022.

APPROVED:

_____
C. GREG HINES, Mayor

Attest:

_____
JESSICA RUSH, City Clerk

Request By: Tom Jenkins, Fire Chief
Prepared By: John M. Pesek, Senior Staff Attorney
For Consideration By: Public Safety Committee

RESOLUTION NO. R22-_____

A RESOLUTION AMENDING THE 2022 BUDGET TO RECOGNIZE A GRANT FROM THE ARKANSAS DEPARTMENT OF HEALTH IN THE AMOUNT OF TWENTY ONE THOUSAND FIVE HUNDRED FORTY-ONE DOLLARS AND EIGHTY CENTS ($21,541.80) INTO ACCOUNT #100-04-45305 STATE GRANT REVENUE; APPROPRIATING THAT SAME AMOUNT INTO ACCOUNT #100-04-80100 CAPITAL EXPENDITURES; AND FOR OTHER PURPOSES.

WHEREAS, the City of Rogers' Fire Department received a grant from the Arkansas Department of Health to purchase two ventilators; and

WHEREAS, the total grant received from the Arkansas Department of Health is for twenty one thousand five hundred forty-one dollars and eighty cents ($21,541.80) and does not require the City to match any of those funds.

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

Section 1: The City of Rogers' 2022 Budget is amended to recognize twenty one thousand five hundred forty-one dollars and eighty cents ($21,541.80) into Account #100-04-45305 State Grant Revenue;

Section 2: The City of Rogers' 2022 Budget is amended to appropriate twenty one thousand five hundred forty-one dollars and eighty cents ($21,541.80) into Account #100-04-80100 Capital Expenditures;

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 that are in conflict with this Resolution are repealed to the extent of such conflict.

RESOLVED this _____ day of _____, 2022.

APPROVED:

_____
C. GREG HINES, Mayor

Attest:

_____
JESSICA RUSH, City Clerk

Requested By: Tom Jenkins, Fire Chief
Prepared By: John M. Pesek, Senior Staff Attorney
For Consideration By: Public Safety Committee

RESOLUTION NO. R22-_____

A RESOLUTION AMENDING THE 2022 BUDGET TO APPROPRIATE SIX THOUSAND FIVE HUNDRED DOLLARS ($6,500.00) FROM GENERAL FUND RESERVES INTO ACCOUNT #100-13-70780 ANIMAL FOOD EXPENSE; AND FOR OTHER PURPOSES.

WHEREAS, the City of Rogers' Animal Services Department desires additional funds to purchase food for the animals at its shelter.

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

Section 1: The City of Rogers' 2022 Budget is amended to appropriate six thousand five hundred dollars ($6,500.00) from general fund reserves into Account #100-13-70780 Animal Food Expense;

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 that are in conflict with this Resolution are repealed to the extent of such conflict.

RESOLVED this _____ day of _____, 2022.

APPROVED:

_____
C. GREG HINES, Mayor

Attest:

_____
JESSICA RUSH, City Clerk

Requested By: Bud Norman, Director, Animal Services Department
Prepared By: John M. Pesek, Senior Staff Attorney
For Consideration By: Finance Committee

RESOLUTION NO. R22-_____

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO AN AGREEMENT WITH THE EXCELLERATE FOUNDATION; AMENDING THE 2022 BUDGET TO APPROPRIATE FOUR HUNDRED EIGHTY FIVE THOUSAND DOLLARS ($485,000.00) FROM AMERICAN RESCUE FUND RESERVES INTO ACCOUNT #348-48-73320 EDUCATION ASSISTANCE; AND FOR OTHER PURPOSES.

WHEREAS, the City of Rogers' desires to enter into an agreement with the Excellerate Foundation d/b/a Upskill NWA in which it would be a sub-recipient of certain American Rescue Plan Act funds to support job training for lower-income residents of Rogers; and

WHEREAS, the City will provide American Rescue Plan Act funds to the Excellerate Foundation in an amount not to exceed four hundred eighty five thousand dollars ($485,000.00).

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

Section 1: The Mayor and City Clerk are hereby directed to enter into an agreement with the Excellerate Foundation d/b/a Upskill NWA for the purpose of providing funds from the American Rescue Plan Act to support job training for lower-income residents of Rogers;

Section 2: The City of Rogers' 2022 Budget is amended to appropriate four hundred eighty five thousand dollars ($485,000.00) from American Rescue Fund Reserves into Account #348-48-73320 Education Assistance;

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 that are in conflict with this Resolution are repealed to the extent of such conflict.

RESOLVED this _____ day of _____, 2022.

APPROVED:

_____
C. GREG HINES, Mayor

Attest:

_____
JESSICA RUSH, City Clerk

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

RESOLUTION NO. R22-_____

A RESOLUTION AMENDING THE 2022 BUDGET TO APPROPRIATE SEVEN HUNDRED NINETY FIVE THOUSAND SIX HUNDRED TWENTY DOLLARS ($795,620.00) FROM GENERAL FUND RESERVES INTO ACCOUNT #100-18-70330 STORMWATER EXPENSE; AND FOR OTHER PURPOSES.

WHEREAS, the City of Rogers' Community Development Department has contracted with Crafton, Tull & Associates to conduct a stormwater infrastructure study for the City; and

WHEREAS, the 2022 budget did include a part of the money to fund the study, but the remainder of the funds needed were unknown at the budget meetings for the 2022 budget.

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

Section 1: The City of Rogers' 2022 Budget is amended to appropriate seven hundred ninety five thousand six hundred twenty dollars ($795,620.00) from general fund reserves into Account #100-18-70330 Stormwater Expense;

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 that are in conflict with this Resolution are repealed to the extent of such conflict.

RESOLVED this _____ day of _____, 2022.

APPROVED:

_____
C. GREG HINES, Mayor

Attest:

_____
JESSICA RUSH, City Clerk

Requested By: John McCurdy, Director, Community Development Department
Prepared By: John M. Pesek, Senior Staff Attorney
For Consideration By: Finance Committee

ORDINANCE NO. 22-_____

AN ORDINANCE AMENDING ROGERS CODE SECTION 14-675 BY RE-ZONING CERTAIN LANDS FROM A-1 TO RMF-6B, 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 April 05th, 2022, the City Council has found that certain lands hereinafter described are better suited for RMF-6B 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 RMF-6B and that said lands being in Benton County, Arkansas, are described as:

PROPERTY DESCRIPTION:

Legal Description of Parcel 02-01570-000

PART OF THE NE/4 OF THE SW/4 OF SECTION 14, TOWNSHIP 19 NORTH, RANGE 30 WEST, BENTON COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING at the NE CORNER of the said NE/4 SWI4; Thence South 03°02'54" West along the East line NE/4 SW/4, a distance of 512.60 feet to the POINT OF BEGINNING;

Thence continuing South 03°02'54" West along the East line of said NE/4 SW/4 161.80 feet; Thence North 87°04'26" West 660.69 feet to a point lying on the East line of Block II of Eagle Glen Subdivision; Thence North 03*00'13" East along the East line of said Eagle Glen Subdivision, 159.60 feet; Thence South 87°15'51" East 660.82 feet to the POINT OF BEGINNING, containing 2.44 acres, more or less. Subject to the right of way of Dixieland Road and existing utility easements along the East side thereof.

LAYMAN'S DESCRIPTION:
1626 S Dixieland Rd

SECTION 3: **Zoning**. That the above described lands are better suited for RMF-6B than A-1 zoning and same should be and are hereby zoned RMF-6B.

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 _____, 2022.

APPROVED:

_____
C. GREG HINES, MAYOR

ATTEST:

_____
JESSICA RUSH, CLERK

Request By: Jared Dey
Prepared By: Justin Couch, Planner
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-2, 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 April 5, 2022, the City Council has found that certain lands hereinafter described are better suited for C-2 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-2 and that said lands being in Benton County, Arkansas, are described as:

PROPERTY DESCRIPTION:

Legal Description of Parcel 02-14823-000

PART OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 2, TOWNSHIP 18 NORTH, RANGE 30 WEST, BENTON COUNTY, ARKANSAS, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

STARTING at the southeast corner of the north half of the northwest quarter of section 2;

Thence S89°19’24”W along the south line thereof a distance of 2033.60 feet for the point of beginning; thence continue S89°19’24”W along the south line of the north half of the northwest quarter of section 2 a distance of 130.85 feet to a point on the westerly proposed right of way line of relocated U.S. highway #71;
thence N00°10’11”W along said proposed right of way line a distance of 47.06 feet to a point;
thence N89°39’52”E along said proposed right of way line a distance of 124.90 feet to a point;
thence N24°14’35”E along said proposed right of way line a distance of 11.85 feet to a point;
thence S01°13’27”E a distance of 57.06 feet to the point of beginning and containing 0.11 acre, more or less, which includes 0.11 acre, more or less, being used as a public road

LAYMAN'S DESCRIPTION:
6507 North Goad Springs Street

SECTION 3: **Comprehensive Growth Map.** That the City’s Comprehensive Growth Map has been amended by Planning Commission to classify the entirety of parcel 02-14823-000 as the “Commerce Corridor” Growth Designation rather than the “Neighborhood” Growth Designation.

SECTION 4: **Zoning**. That the above described land is better suited for C-2 than A-1 zoning and same should be and are hereby zoned C-2.

SECTION 5: **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 6: **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 7: **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 _____, 2022.

APPROVED:

_____
C. GREG HINES, MAYOR

ATTEST:

_____
JESSICA RUSH, CLERK

Request By: Ali Karr
Prepared By: Zachary Birdsong, Planner
For Consideration By: Community Environment & Welfare Committee