



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

6:00 P.M. STATE OF THE CITY PRESENTATION - Mayor Greg Hines
City Hall Council Chambers

COMMITTEE SCHEDULE

TO: MAYOR
CITY COUNCIL
DEPARTMENT HEADS
PRESS

FROM: Jessica Rush, CITY CLERK-TREASURER

DATE: February 28, 2023

The following committee meetings will be held on **Tuesday, February 28, 2023** prior to the City Council Meeting:

05:15p.m. - PUBLIC WORKS COMMITTEE: (Townzen*, Brashear, Kendall)

Committee Room #1 OR <https://us02web.zoom.us/j/89764798950> OR (312)626-6799 ID: 897 6479 8950

To Discuss: (a) RWU Monthly Report

05:25 p.m. - TRANSPORTATION COMMITTEE: (Kruger*, Legere, Townzen)

Committee Room #1 OR <https://us02web.zoom.us/j/89764798950> OR (312)626-6799 ID: 897 6479 8950

To Discuss: (a) Street Closure Request - Rogers Short Film Festival **Request & Map**

05:35 p.m. - PUBLIC SAFETY COMMITTEE: (Wolf*, Kruger, Legere)

Committee Room #1 OR <https://us02web.zoom.us/j/89764798950> OR (312)626-6799 ID: 897 6479 8950

To Discuss: (a) A Resolution Authorizing The Mayor And City Clerk To Enter Into A Contract For The Purchase Of A Virtual Reality Training System From Govred Technology, Inc. Of Las Vegas, Nevada For Use By The Rogers Police Department; Waiving Competitive Bidding

05:45 p.m. - FINANCE COMMITTEE: (Reithemeyer*, Wolf, Kendall)

Committee Room #2 OR <https://us02web.zoom.us/j/85432105959> OR (312)626-6799 ID: 854 3210 5959

To Discuss: (a) A Resolution Amending The 2023 Budget To Appropriate General Fund Reserves In The Amount Of \$171,780.00 Into Account #100-18-70268 Professional Services

05:45 p.m. - COMMUNITY ENVIRONMENT & WELFARE COMMITTEE: (Legere*, Townzen, Hayes) **Committee Room #1** OR <https://us02web.zoom.us/j/89764798950> OR (312)626-6799 ID: 897 6479 8950

To Discuss: (a) An Ordinance Amending Rogers Code Section 14-675 By Re-Zoning Certain Lands From N-R To NBT – 507, 509, and 613 S. 7th Street **Staff Report**
(b) An Ordinance Amending Rogers Code Section 14-675 By Re-Zoning Certain Lands From R-O To RMF-12B; Accepting The Density Concept Plan – 1639 N. Arkansas Street **Staff Report**



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6:00 P.M. STATE OF THE CITY PRESENTATION - Mayor Greg Hines
City Hall Council Chambers

ROGERS CITY COUNCIL
AGENDA

FEBRUARY 28, 2023
6:30 PM

via ZOOM <https://us02web.zoom.us/j/85269304208> OR By Phone (312) 626-6799 ID: 852 6930 4208

PUBLIC HEARING:

PUBLIC FORUM:

PLEDGE OF ALLEGIANCE:

ROLL CALL:

ACTION ON MINUTES:

1. February 14, 2023

REPORTS OF BOARDS AND STANDING COMMITTEES:

- | | | | |
|----|----------|--|---|
| 1. | RES. Re: | Amending The 2023 Budget To Appropriate General Fund Reserves In The Amount Of \$171,780.00 Into Account #100-18-70268 Professional Services | FINANCE COMMITTEE |
| 2. | RES. Re: | Authorizing The Mayor And City Clerk To Enter Into A Contract For The Purchase Of A Virtual Reality Training System From Govred Technology, Inc. Of Las Vegas, Nevada For Use By The Rogers Police Department; Waiving Competitive Bidding | PUBLIC SAFETY COMMITTEE |
| 3. | ORD. Re: | Amending Rogers Code Section 14-675 By Re-Zoning Certain Lands From N-R To NBT – 507, 509, and 613 S. 7 th Street | COMMUNITY ENVIRONMENT & WELFARE COMMITTEE |

4. ORD. Re: Amending Rogers Code Section 14-675 By Re-Zoning
Certain Lands From R-O To RMF-12B; Accepting The
Density Concept Plan – 1639 N. Arkansas Street

COMMUNITY
ENVIRONMENT &
WELFARE
COMMITTEE

OLD BUSINESS:

NEW BUSINESS:

APPOINTMENTS:

ANNOUNCEMENTS:

RESOLUTION NO. R23-_____

A RESOLUTION AMENDING THE 2023 BUDGET TO APPROPRIATE GENERAL FUND RESERVES IN THE AMOUNT OF ONE HUNDRED SEVENTY-ONE THOUSAND SEVEN HUNDRED EIGHTY DOLLARS (\$171,780.00) INTO ACCOUNT #100-18-70268 PROFESSIONAL SERVICES; AND FOR OTHER PURPOSES.

WHEREAS, the City of Rogers reviewed the 2022 final budget for professional services related to a Garver agreement for planning review services;

WHEREAS, the City Council approved an initial contract with Garver for three hundred thousand dollars (\$300,000.00) for on-call planning services in 2021;

WHEREAS, Garver has provided on-call services to the planning department, including, but not limited to, training new planning staff and new planning commissioners, as well as long term planning by assisting in the future comprehensive growth and land use map; and

WHEREAS, the Department of Community Development has identified appropriations approved in 2022 where the payment of the expense will not occur until 2023, as well as future work that will be performed in 2023.

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

Section 1: The 2023 Budget is amended to appropriate one hundred seventy-one thousand seven hundred eighty dollars (\$171,780.00) from general fund reserves into Account #100-18-70268 professional services for carryover and future projects;

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 _____, 2023.

APPROVED:

C. GREG HINES, Mayor

Attest:

JESSICA RUSH, City Clerk/Treasurer

Requested/Drafted By: John McCurdy, Director of Community Development
Reviewed By: John M. Pesek, Senior Staff Attorney
For Consideration By: Finance Committee

RESOLUTION NO. 23-_____

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A CONTRACT FOR THE PURCHASE OF A VIRTUAL REALITY TRAINING SYSTEM FROM GOVRED TECHNOLOGY, INC OF LAS VEGAS, NEVADA FOR USE BY THE ROGERS POLICE DEPARTMENT; WAIVING COMPETITIVE BIDDING; AND FOR OTHER PURPOSES.

WHEREAS, the Rogers Police Department desires to purchase the Apex virtual reality system for more realistic law enforcement training simulations to be used in that department;

WHEREAS, Govred Technology, Inc. of Las Vegas, Nevada can provide the Apex virtual reality system to the Rogers Police Department for an amount not to exceed seventy-three thousand nine hundred thirteen dollars (\$73,913.00); and

WHEREAS, the Rogers Police Department is requesting that City Council waive the requirements of competitive bidding for this purchase as this system is unique in its ability to create a more realistic virtual reality training simulation than traditional training programs.

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

Section 1: The Mayor and City Clerk are authorized to enter into a contract with Govred Technology, Inc. in Las Vegas, Nevada in an amount not to exceed seventy-three thousand nine hundred thirteen dollars (\$73,913.00) for the purchase of the Apex virtual reality training system for use by the Rogers Police Department;

Section 2: There exists an exceptional circumstance whereby the requirements of competitive bidding are neither practical nor feasible and the City Council, therefore, waives the requirements of competitive bidding for the purchase of the Apex virtual reality training system for use by the Rogers Police Department;

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 resolutions of the City Council, or part of resolutions of the City Council in conflict with this Resolution are repealed to the extent of such conflict.

RESOLVED this _____ day of _____, 2023.

APPROVED:

C. GREG HINES, Mayor

Attest:

JESSICA RUSH, City Clerk

Requested by: Jonathan Best, Chief of Police
Prepared by: John M. Pesek, Senior Staff Attorney
For Consideration By: Public Safety Committee

ORDINANCE NO. 23-_____

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

WHEREAS, pursuant to the provisions of Rogers Code Section 14-725, et seq., and upon consideration of the report and recommendations of the City of Rogers Planning Commission, the City Council finds it to be in the best interests of the City that certain lands hereinafter described are better suited for NBT zoning.

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

Section 1: Chapter 14, Article VI, Section 14-675—Zoning shall be amended in the City of Rogers Code of Ordinances as provided herein;

Section 2: The land described herein shall be zoned as NBT and that said lands being in Benton County, Arkansas, are described as:

PROPERTY DESCRIPTION:

Lots 16, 17, 18 and 19, Block 1, Duckworth's Addition to Rogers, Benton County, Arkansas.

LAYMAN'S DESCRIPTION:

507, 509, and 613 S.7th St.

Section 3: Zoning: That the above described lands are better suited for NBT than N-R zoning and same should be and are hereby zoned NBT;

Section 4: Emergency Clause: The need to bring the proposed use of the property into conformance with the Rogers City Zoning Ordinances is immediate 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 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 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 _____, 2023.

APPROVED:

C. GREG HINES, Mayor

Attest:

JESSICA RUSH, City Clerk

Requested by: John McCurdy, Director Community Development
Reviewed by: John M. Pesek, Senior Staff Attorney
Prepared by: Kyle Belt, Planner I
For Consideration By: Community Environment & Welfare Committee

ORDINANCE NO. 23-_____

AN ORDINANCE AMENDING ROGERS CODE SECTION 14-675 BY RE-ZONING CERTAIN LANDS FROM R-O TO RMF-12B; ACCEPTING THE DENSITY CONCEPT PLAN; PROVIDING FOR THE EMERGENCY CLAUSE; AND FOR OTHER PURPOSES

WHEREAS, pursuant to the provisions of Rogers Code Section 14-725, et seq., and upon consideration of the report and recommendations of the City or Rogers Planning Commission, the City Council finds it to be in the best interest of the City that certain lands hereinafter described are better suited for RMF-12B zoning.

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

Section 1: Chapter 14, Article VI, Section 14-675—Zoning shall be amended in the City of Rogers Code of Ordinances as provided herein;

Section 2: The land described herein shall be zoned as RMF-12B (Residential Multi-Family, 12 units/acre, for rent) and that said lands being in Benton County, Arkansas, are described as:

PROPERTY DESCRIPTION:

A PART OF THE FRACTIONAL WEST 1/2 OF THE FRACTIONAL NW 1/4 OF SECTION 6, TOWNSHIP 19 NORTH, RANGE 29 WEST, BENTON COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO- WIT: COMMENCING AT THE SOUTHEAST CORNER OF BLOCK 10, OF S.H. COLE ADDITION, AND RUNNING THENCE S88°00'46"E 40.00', THENCE N01°59'46"E 352.14', THENCE N88°00'46"W 203.75, THENCE S01°59'24"W 15.00', THENCE N88°00'46"W 128.25' TO THE TRUE POINT OF BEGINNING, THENCE N88°00'46"W 155.76' TO A FOUND IRON PIN, THENCE N07°15'32"E 337.58' TO A FOUND IRON PIN, THENCE S88°05'25"E 124.30' TO FOUND IRON PIN, THENCE S01°54'45"W 336.32' TO THE POINT OF BEGINNING, CONTAINING 1.08 ACRES MORE OR LESS. SUBJECT TO EASEMENTS AND RIGHTS-OF-WAY OF RECORD, IF ANY.

LAYMAN'S DESCRIPTION:

1639 North Arkansas Street / Parcel Number 02-00071-000

Section 3: Zoning: The above described lands are better suited for RMF-12B than R-O zoning and same should be and are hereby zoned RMF-12B;

Section 4: Density Concept Plan: The Density Concept Plan entered into by and between SPAM INVESTMENTS, LLC and the City of Rogers, as approved by the Rogers Planning Commission on February 21, 2023, is hereby approved and made binding upon future development of the property described above, with the condition placed by the Rogers Planning Commission requiring that small-scale landscaping requirements be met along the frontage of the site, unless

otherwise modified or amended by this Council, and the Mayor of the City of Rogers is authorized and directed to execute same;

Section 5: Emergency Clause: The need to bring the proposed use of the property into conformance with the Rogers City Zoning Ordinances is immediate 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 passage and approval;

Section 6: 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 7: 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 _____, 2023.

APPROVED:

C. GREG HINES, Mayor

Attest:

JESSICA RUSH, City Clerk

Requested by: John McCurdy, Director Community Development

Reviewed by: John M. Pesek, Senior Staff Attorney

Prepared by: Zachery Birdsong, Planner I

For Consideration By: Community Environment & Welfare Committee