



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

COMMITTEE SCHEDULE

DISCLAIMER: The City of Rogers makes no claims, promises, or guarantees regarding the participants ability to attend any public meeting virtually. Technology resources, virtual meeting platforms, and the Internet may occasionally be interrupted or made unavailable by causes beyond the City's reasonable control. The City cannot guarantee that participants will have the opportunity to participate virtually at all times. Public Forums, Public Hearings, and scheduled items of business will not be tabled or postponed due to technological issues. If you are representing a published item of business or wish to speak at a public hearing, in person attendance is required.

TO: MAYOR
CITY COUNCIL
DEPARTMENT HEADS
PRESS

FROM: Jessica Rush, CITY CLERK-TREASURER

DATE: July 11, 2023

The following committee meetings will be held on **Tuesday, July 11, 2023** prior to the City Council Meeting:

05:50 p.m. - PUBLIC SAFETY COMMITTEE: (Wolf*, Reithemeyer, Legere)

Committee Room #1 OR <https://us02web.zoom.us/j/85861412755> OR **(312)626-6799 ID: 858 6141 2755**

To Discuss: (a) A Resolution Scheduling A Public Hearing To Determine A Nuisance
Structure On Certain Property Located In Rogers, Arkansas; 1108 W. Walnut

06:00 p.m. - FINANCE COMMITTEE: (Reithemeyer*, Wolf, Kendall)

Committee Room #1 OR <https://us02web.zoom.us/j/85861412755> OR **(312)626-6799 ID: 858 6141 2755**

To Discuss: (a) A Resolution Authorizing The Mayor And City Clerk To Enter Into A Grant
Agreement With The Walton Family Foundation To Receive Up To
\$283,242.32; Amending The 2023 Budget To Recognize Grant Funds In That
Amount Into Account #100-08-45600 Grants And Donations

(b) 3D Housing Project Introduction



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ROGERS CITY COUNCIL
***AMENDED* AGENDA**

JULY 11, 2023
6:30 PM

In Person Rogers City Council Chambers

OR via [ZOOM LINK](#) OR By Phone (312) 626-6799 ID: 892 6938 0398

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PUBLIC FORUM:

PLEDGE OF ALLEGIANCE:

ROLL CALL:

ACTION ON MINUTES:

1. June 27, 2023

REPORTS OF BOARDS AND STANDING COMMITTEES:

1. RES. Re: Scheduling A Public Hearing To Determine A Nuisance Structure On Certain Property Located In Rogers, Arkansas; 1108 W. Walnut PUBLIC SAFETY COMMITTEE
2. RES. Re: Authorizing The Mayor And City Clerk To Enter Into A Grant Agreement With The Walton Family Foundation To Receive Up To \$283,242.32; Amending The 2023 Budget To Recognize Grant Funds In That Amount Into Account #100-08-45600 Grants And Donations FINANCE COMMITTEE

OLD BUSINESS:

NEW BUSINESS:

APPOINTMENTS:

1. Appointment of Andrew Branch to replace David Faulkner on the A&P Commission; term to expire November 01, 2023.

ANNOUNCEMENTS:

RESOLUTION NO. R23-_____

**A RESOLUTION SCHEDULING A PUBLIC HEARING TO DETERMINE A
NUISANCE STRUCTURE ON CERTAIN PROPERTY LOCATED IN ROGERS,
ARKANSAS; AND FOR OTHER PURPOSES.**

WHEREAS, LJ Remainder, LLC is the owner of certain real property situated in Rogers, Benton County, Arkansas, more particularly described as follows:

LEGAL DESCRIPTION: Part of the NW1/4 of the SW1/4 of Section 12, Township 19 North, Range 30 West, described as beginning at the NE corner of said NW1/4 of the SW1/4 and running thence South 178.57 feet; thence North 87°56' West 150 feet; thence North to the North line of the said NW1/4 of the SW1/4; thence East along the North line of said NW1/4 of the SW1/4 to the place of beginning; subject to the right of way of U.S. Highway 71 on the North side thereof. Less and except: Part of the NW1/4 of the SW1/4 of Section 12, Township 19 North, Range 30 West, Benton County, Arkansas, more particularly described as follows: Commencing at a point being used as the Center West Sixteenth Corner of said Section 12; thence South 02°23'32" West a distance of 30.00 feet to a point on the South right of way line of U.S. Highway 71B (West Walnut Street) as established by the plat of Tract 1A of the Lot Split for Braum's of Rogers as shown on the plat recorded in Plat Book 17 at Page 118 for the POINT OF BEGINNING; thence continuing South 02°23'32" West along said right of way line a distance of 5.00 feet to a point on the West line of said tract 1A; thence continuing South 02°23'32" West along said West line a distance of 10.00 feet to a point on the South right of way line of U.S. Highway 71B (West Walnut Street) as established by AHTD Job 090338; thence North 86°42'26" West along said right of way line a distance of 149.49 feet to a point; thence North 02°16'53" East a distance of 15.00 feet to a point on the South right of way line of U.S. Highway 71B (West Walnut Street) as established AHTD Job 481; thence South 86°42'26" East along said right of way line a distance of 149.52 feet to the POINT OF BEGINNING and containing 0.05 acres (2,243 square feet) more or less, as shown on plans referenced as AHTD Job 090338.

LAYMAN'S DESCRIPTION: 1108 W Walnut St, Rogers, AR
PARCEL NO.: 02-01308-000

WHEREAS, the owners were given proper notice of numerous violations of the standards provided for in the Rogers' Code of Ordinances, including the International Property Maintenance Code ("IPMC") as adopted by reference in Rogers' Code of Ordinances §§ 10-32 and 10-33, which constitute life, health, or safety violations, located on the property described above, and were instructed to abate the nuisance in accordance with § 18-58 of the Code of Ordinances;

WHEREAS, the property owners of record did not abate the dilapidated, unsightly, unsafe, and unsanitary conditions on this property, and as a result, the City of Rogers requests a hearing to seek a finding that the structure is a nuisance structure in accordance with § 18-59 of the Code of Ordinances; and

WHEREAS, to make a finding that the structure is a nuisance, this City Council shall set a date and time for a public hearing before the City Council for consideration of the dilapidated, unsightly, unsafe, and unsanitary conditions on the above described property.

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

Section 1: A hearing to determine if the structure shall be deemed a nuisance is scheduled for and shall be held along with the regularly scheduled City Council meeting on Tuesday, August 22nd, 2023 at 6:30 p.m.;

Section 2: The City's Legal Department will send a copy of this Resolution and its request for clean-up costs to the property owner as required under Ark. Code Ann. § 14-54-903;

Section 3: Severability Provision: If any part of this Resolution is held to be 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 Ordinances, Resolutions, or Orders of the City Council, or parts of the same, 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: William Hyde, Deputy Fire Chief – Risk Reduction

Prepared By: Bailey Crossett, Staff Attorney

For Consideration By: Public Safety Committee

RESOLUTION NO. R23-_____

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A GRANT AGREEMENT WITH THE WALTON FAMILY FOUNDATION TO RECEIVE UP TO TWO HUNDRED EIGHTY-THREE THOUSAND TWO HUNDRED FORTY-TWO DOLLARS AND THIRTY-TWO CENTS (\$283,242.32); AMENDING THE 2023 BUDGET TO RECOGNIZE GRANT FUNDS IN THAT AMOUNT INTO ACCOUNT #100-08-45600 GRANTS AND DONATIONS; APPROPRIATING THAT SAME AMOUNT INTO ACCOUNT #100-08-70995 DONATION AND GRANT EXPENSES; AND FOR OTHER PURPOSES.

WHEREAS, the City of Rogers will receive up to two hundred eighty-three thousand two hundred forty-two dollars and thirty-two cents (\$283,242.32), from the Walton Family Foundation to be used for the City of Rogers tree planting initiative; and

WHEREAS, there is no matching provision in this grant.

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 authorized to enter into a grant agreement with the Walton Family Foundation in which the City will receive up to two hundred eighty-three thousand two hundred forty-two dollars and thirty-two cents (\$283,242.32) in grant funds;

Section 2: The 2023 Budget is hereby amended to recognize grant funds in the amount of two hundred eighty-three thousand two hundred forty-two dollars and thirty-two cents (\$283,242.32) into Account #100-08-45600 Grants and Donations;

Section 3: The 2023 Budget is further amended to appropriate said two hundred eighty-three thousand two hundred forty-two dollars and thirty-two cents (\$283,242.32) into Account #100-08-70995 Donation and Grant Expenses;

Section 4: 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 5: Repeal of Conflicting Resolutions: All resolutions of the City Council, or parts 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: Andrea VonBrinton, Deputy Director of Parks and Recreation

Prepared By: John M. Pesek, Senior Staff Attorney

For Consideration By: Finance Committee