



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: December 12, 2023

The following committee meetings will be held on **Tuesday, December 12, 2023** prior to the City Council Meeting:

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

Committee Room #2 OR <https://us02web.zoom.us/j/84938197697> OR (312)626-6799 ID: 849 3819 7697

- To Discuss:
- (a) A Resolution Scheduling A Public Hearing To Determine A Nuisance Structure On Certain Property Located In Rogers, Arkansas
(415 N. 14th Street)
 - (b) A Resolution Scheduling A Public Hearing To Determine A Nuisance Structure On Certain Property Located In Rogers, Arkansas
(1300 N. D Street)
 - (c) A Resolution Amending The 2023 Budget To Appropriate \$1,300,000.00 From CMRS Fund Reserves Into Account #352-52-80100 Capital Expenditures For The Purchase Of A Geo Redundant Prime Site That Is Needed For The Rogers Police Department's Radio System

05:50 p.m. - PUBLIC WORKS COMMITTEE: (Townzen*, Brashear, Kendall)

Committee Room #1 OR <https://us02web.zoom.us/j/84132884177> OR (312)626-6799 ID: 841 3288 4177

- To Discuss:
- (a) LRS Quarterly Report

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

Committee Room #2 OR <https://us02web.zoom.us/j/84938197697> OR (312)626-6799 ID: 849 3819 7697

- To Discuss:
- (a) A Resolution Amending The 2023 Budget To Recognize Settlement Proceeds In The Amount Of \$16,512.58 Into Account #100-68-49195 Insurance Reimbursement; Appropriating That Same Amount Into Account #100-04--70165 Vehicle Maintenance
 - (b) A Resolution Authorizing The Mayor And City Clerk To Enter Into A Contract With NWA Entertainment, LLC In The Amount Of \$40,000.00 For The City's 2024 Fourth Of July Fireworks Display

60:00 p.m. - COMMUNITY ENVIRONMENT & WELFARE COMMITTEE: (Legere*, Townzen, Hayes)
Committee Room #1 OR <https://us02web.zoom.us/j/84132884177> OR (312)626-6799 ID: 841 3288 4177

To Discuss: (a) An Ordinance Amending Rogers Code Section 14-675 By Re-Zoning Certain
Lands From RMF-8A And C-2 To RMF-8A-CU, And C2-CU, Accepting The
Density Concept Plan [Staff Report](#)



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ROGERS CITY COUNCIL **AGENDA**

DECEMBER 12, 2023
6:30 PM

In Person Rogers City Council Chambers

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

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.

PUBLIC FORUM:

PLEDGE OF ALLEGIANCE:

ROLL CALL:

ACTION ON MINUTES:

1. November 28, 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 (415 N. 14 th Street) | PUBLIC SAFETY COMMITTEE |
| 2. | RES. Re: | Scheduling A Public Hearing To Determine A Nuisance Structure On Certain Property Located In Rogers, Arkansas (1300 N. D Street) | PUBLIC SAFETY COMMITTEE |
| 3. | RES. Re: | Amending The 2023 Budget To Appropriate \$1,300,000.00 From CMRS Fund Reserves Into Account #352-52-80100 Capital Expenditures For The Purchase Of A Geo Redundant Prime Site That Is Needed For The | PUBLIC SAFETY COMMITTEE |

Rogers Police Department's Radio System

- | | | | |
|----|----------|---|--|
| 4. | RES. Re: | Amending The 2023 Budget To Recognize Settlement Proceeds In The Amount Of \$16,512.58 Into Account #100-68-49195 Insurance Reimbursement; Appropriating That Same Amount Into Account #100-04--70165 Vehicle Maintenance | FINANCE
COMMITTEE |
| 5. | RES. Re: | Authorizing The Mayor And City Clerk To Enter Into A Contract With NWA Entertainment, LLC In The Amount Of \$40,000.00 For The City's 2024 Fourth Of July Fireworks Display | FINANCE
COMMITTEE |
| 6. | ORD. Re: | Amending Rogers Code Section 14-675 By Re-Zoning Certain Lands From RMF-8A And C-2 To RMF-8A-CU, And C2-CU, Accepting The Density Concept Plan | COMMUNITY
ENVIRONMENT &
WELFARE
COMMITTEE |

OLD BUSINESS:

NEW BUSINESS:

APPOINTMENTS:

1. The reappointment of Brice Wagner to the Rogers Public Library Board of Trustees; term to expire December 31, 2028.

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, Mary Katheryn Rosetta Dee is the owner of certain real property situated in Rogers, Benton County, Arkansas, more particularly described as follows:

LEGAL DESCRIPTION: Lot 2, Block 5, Western Terrace, Unit 2, a Subdivision to the City of Rogers, Benton County Arkansas as shown in Plat Record "O" at page 320

LAYMAN'S DESCRIPTION: 415 N. 14th Street, Rogers, AR 72756
PARCEL NO.: 02-08784-000

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, January 9th, 2024 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: John M. Pesek, Senior Staff Attorney

For Consideration By: Public Safety Committee

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, Rashaan & Anita Pierre, are the owners of certain real property situated in Rogers, Benton County, Arkansas, more particularly described as follows:

LEGAL DESCRIPTION: Lot 15 and 16, Block, 5 S.H. Cole Addition, City of Rogers, Benton County, Arkansas

LAYMAN’S DESCRIPTION: 1300 N. D. Street, Rogers, AR 72756

PARCEL NO.: 02-07594-000

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, January 9th, 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: John M. Pesek, Senior Staff Attorney

For Consideration By: Public Safety Committee

RESOLUTION NO. R23-_____

A RESOLUTION AMENDING THE 2023 BUDGET TO APPROPRIATE ONE MILLION THREE HUNDRED THOUSAND DOLLARS (\$1,300,000.00) FROM CMRS FUND RESERVES INTO ACCOUNT #352-52-80100 CAPITAL EXPENDITURES FOR THE PURCHASE OF A GEO REDUNDANT PRIME SITE THAT IS NEEDED FOR THE ROGERS POLICE DEPARTMENT'S RADIO SYSTEM; AND FOR OTHER PURPOSES.

WHEREAS, the Rogers Police Department needs a Geo Redundant Prime Site for their radio system; and

WHEREAS, this secondary tower site would be located in a different location than the equipment at the prime site located on Dixieland Road. This would allow radio operations to continue without interruption should the prime site become inoperable.

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

Section 1: The City of Rogers' 2023 Budget is hereby amended to appropriate one million three hundred thousand dollars (\$1,300,000.00) from CMRS Fund Reserves into Account #352-52-80100 Capital Expenditures;

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, 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

RESOLUTION NO. R23-_____

A RESOLUTION AMENDING THE 2023 BUDGET TO RECOGNIZE SETTLEMENT PROCEEDS IN THE AMOUNT OF SIXTEEN THOUSAND FIVE HUNDRED TWELVE DOLLARS AND FIFTY-EIGHT CENTS (\$16,512.58) INTO ACCOUNT #100-04-49195 INSURANCE REIMBURSEMENT; APPROPRIATING THAT SAME AMOUNT INTO ACCOUNT #100-04-70165 VEHICLE MAINTENANCE; AND FOR OTHER PURPOSES.

WHEREAS, the City of Rogers' Fire Department received sixteen thousand five hundred twelve dollars and fifty-eight cents (\$16,512.58) in insurance proceeds for repairs to Medic 2 from an accident it was involved in on November 11, 2023.

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

Section 1: The City of Rogers' 2023 Budget is amended to recognize sixteen thousand five hundred twelve dollars and fifty-eight cents (\$16,512.58) in settlement proceeds into Account #100-04-49195 Insurance Reimbursement;

Section 2: The City of Rogers' 2023 Budget is amended to appropriate sixteen thousand five hundred twelve dollars and fifty-eight cents (\$16,512.58) from Account #100-04-49195 Insurance Reimbursement into Account #100-04-70165 Vehicle Maintenance;

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 _____, 2023.

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: Finance Committee

RESOLUTION NO. R23-_____

**A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO
A CONTRACT WITH NWA ENTERTAINMENT, LLC IN THE AMOUNT OF FORTY
THOUSAND DOLLARS (\$40,000.00) FOR THE CITY'S 2024 FOURTH OF JULY
FIREWORKS DISPLAY; AND FOR OTHER PURPOSES.**

WHEREAS, the City of Rogers annually provides a public fireworks display celebrating the Fourth of July;

WHEREAS, the NWA Entertainment, LLC previously provided the fireworks display in past years, including 2020, 2021, 2022, and 2023 and has been deemed the most appropriate event promotion provider for 2024;

WHEREAS, the 2024 contract terms remain identical to that approved in 2023; and

WHEREAS, the price for the fireworks display is forty thousand dollars (\$40,000.00) and this expense is included in the 2024 Budget for the City of Rogers.

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

Section 1: The Mayor and City Clerk may enter into an agreement with NWA Entertainment, LLC in an amount not to exceed forty thousand dollars (\$40,000.00) for its event promotion services for the annual Fourth of July Fireworks display;

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

ORDINANCE NO. 23-_____

AN ORDINANCE AMENDING ROGERS CODE SECTION 14-675 BY RE-ZONING CERTAIN LANDS FROM RMF-8A AND C-2 TO RMF-8A-CU, AND C2-CU, 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 the consideration of the report and recommendations of the Planning Commission of the City of Rogers, Benton County, Arkansas, on December 5, 2023, the City Council has found that certain lands hereinafter described are better suited for RMF-8A-CU (Residential Multi-Family, 8 units per acre, to own, Condominium Unit District) and C2-CU (Highway Commercial, and Condominium Unit District) 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-8A-CU and C2-CU and that said lands being in Benton County, Arkansas, are described as:

PROPERTY DESCRIPTION:

To be rezoned from RMF-8A to RMF-8A-CU:

PART OF THE SW 1/4 OF THE SW 1/4 OF SECTION 22, TOWNSHIP 19 NORTH, RANGE 30 WEST, BENTON COUNTY, ARKANSAS, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHEAST CORNER OF THE SW 1/4 OF THE SW 1/4 OF SECTION 22; THENCE ALONG THE SOUTH LINE THEREOF N 86°48'42" W 461.04 FEET; THENCE LEAVING SAID SOUTH LINE N 02°44'59" E 296.22 FEET; THENCE S 86°48'33" E 127.26 FEET; THENCE N 02°44'59" W 367.10; THENCE N 86°49'43" W 296.77 FEET; THENCE N 02°43'00" E 613.19 FEET; THENCE S 86°57'51" E 631.32 FEET TO THE EAST LINE OF THE SW 1/4 OF THE SW 1/4 OF SAID SECTION 22; THENCE ALONG SAID EAST LINE S 02°46'08" W 1278.09 FEET TO THE POINT OF BEGINNING, CONTAINING 14.84 ACRES, MORE OR LESS, AND SUBJECT TO ANY AND ALL EASEMENTS OF RECORD OR FACT. BEING SHOWN AS TRACT 1 OF A PROPERTY LINE ADJUSTMENT PLAT FILED FOR RECORD IN/AS DOCUMENT NO. L202203886 OF THE RECORDS OF BENTON COUNTY, ARKANSAS. THIS LEGAL DESCRIPTION INCLUDES PARCELS: 02-01694-264 & 02-01694-231

To be rezoned from C-2 to C2-CU:

PART OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER (NW1/4 NW1/4) OF SECTION 27, TOWNSHIP 19 NORTH, RANGE 30 WEST, OF THE FIFTH PRINCIPAL MERIDIAN, BENTON COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT A ONE-HALF INCH (1/2") REBAR BESIDE A SIX INCH BY FIVE INCH BY TWENTY-TWO INCH (6" X 5" X 22") STONE MARKING THE NORTHEAST CORNER OF THE NORTHWEST QUARTER OF

THE NORTHWEST QUARTER (NW1/4 NW1/4) OF SECTION 27; THENCE BY BEARING AND DISTANCE (BASIS OF BEARING, GRID NORTH), SOUTH 02°29'07" WEST ALONG THE EAST LINE OF SAID NORTHWEST QUARTER OF THE NORTHWEST QUARTER (NW1/4 NW1/4) A DISTANCE OF 274.97 FEET TO A FIVE-EIGHTHS INCH (5/8") REBAR AT THE NORTH CORNER OF A TRACT ORIGINALLY CONVEYED BY CORRECTION WARRANTY DEED, FILED FOR RECORD IN BOOK 2006 AT PAGE 1109, JANUARY 6, 2006; THENCE LEAVING SAID EAST LINE, SOUTH 33° 11'46" WEST ALONG THE WESTERLY LINE THEREOF A DISTANCE OF 280.41 FEET TO A ONE-HALF INCH (1/2") REBAR WITH PS #1507 CAP ON THE NORTHERLY RIGHT-OF-WAY LINE OF AJAX AVENUE, CONVEYED BY STREET RIGHT-OF-WAY DEED, FILED FOR RECORD IN BOOK 2004 AT PAGE 37468, AUGUST 13, 2004; THENCE LEAVING SAID WESTERLY LINE AND ALONG SAID NORTHERLY RIGHT-OF-WAY LINE THE FOLLOWING SIX COURSES, (1) NORTH 20°10'55" WEST 30.23 FEET, (2) 275.57 FEET ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 330.00 FEET AND SUBTENDED BY A CHORD BEARING AND DISTANCE OF NORTH 44°06'15" WEST 267.63 FEET, (3) NORTH 68°01'37" WEST 190.06 FEET, (4) 159.84 FEET ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 270.00 FEET AND SUBTENDED BY A CHORD BEARING AND DISTANCE OF NORTH 51°04'03" WEST 157.52 FEET, (5) NORTH 34°06'29" WEST 107.06 FEET, (6) 101.63 FEET ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 330.00 FEET AND SUBTENDED BY A CHORD BEARING AND DISTANCE OF NORTH 42°55'49" WEST 101.23 FEET TO A ONE-HALF INCH (1/2") REBAR WITH PS #1507 CAP ON THE NORTH LINE OF SAID NORTHWEST QUARTER OF THE NORTHWEST QUARTER (NW1/4 NW1/4); THENCE LEAVING SAID NORTHERLY RIGHT-OF-WAY LINE, SOUTH 86°48'27" EAST ALONG SAID NORTH LINE OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER (NW1/4 NW1/4) A DISTANCE OF 791.13 FEET TO THE POINT OF BEGINNING. KNOWN AS TRACT 1 OF SURVEY L202172744.

LAYMAN'S DESCRIPTION:

20.59 acres south of W. Perry Road & north of W. Ajax Avenue
Parcels (02-01694-264, 02-01694-231, 02-02087-315)

Section 3: Zoning. That the above described lands are better suited for RMF-8A-CU and C2-CU than RMF-8A and C-2 zoning and same should be and are hereby zoned RMF-8A-CU and C2-CU.

Section 4: Density Concept Plan. That the Density Concept Plan entered into by and between Cottages at Pinnacle Hills, LLC, and the City of Rogers, as approved by the Rogers Planning Commission on January 4, 2022, is hereby approved and made binding upon future development of the property described above, 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. That because the City is herein zoning property which is subject to a present use and said use should be brought into conformity with the zoning laws of the City of Rogers, Arkansas, 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: 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, 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