



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: June 11, 2024

The following committee meetings will be held on **Tuesday, June 11, 2024** prior to the City Council Meeting:

05:35 p.m. - TRANSPORTATION COMMITTEE: (Surly*, Townzen)

Committee Room #1 OR <https://us02web.zoom.us/j/82371836321> OR (312)626-6799 ID: 823 7183 6321

To Discuss: (a) Street Closure Request - Splash, Pedal, and Sprint Youth Triathlon
[Request Form](#) & [Map](#)

05:45 p.m. - PUBLIC WORKS COMMITTEE: (Townzen*, Brashear, Kendall)

Committee Room #1 OR <https://us02web.zoom.us/j/82371836321> OR (312)626-6799 ID: 823 7183 6321

To Discuss: (a) Trash contract discussion

06:05 p.m. - COMMUNITY SERVICES COMMITTEE: (Brashear*, Hayes)

Committee Room #1 OR <https://us02web.zoom.us/j/82371836321> OR (312)626-6799 ID: 823 7183 6321

To Discuss: (a) A Resolution Authorizing The Mayor And City Clerk To Enter Into A Contract For The Purchase Of Accutab Blue Water Solution From Walden Chemical, Inc. Of Little Rock, Arkansas For Use By The Rogers Parks Department; Waiving Competitive Bidding

06:05 p.m. - PUBLIC SAFETY COMMITTEE: (Wolf*, Reithemeyer)

Committee Room #2 OR <https://us02web.zoom.us/j/86837844005> OR (312)626-6799 ID: 868 3784 4005

To Discuss: (a) An Ordinance Authorizing The Mayor To Issue Temporary Use Permits To Businesses Needing To Relocate To A Temporary Facility As A Result Of The Memorial Day Tornado

06:15 p.m. - FINANCE COMMITTEE: (Reithemeyer*, Wolf, Kendall)

Committee Room #2 OR <https://us02web.zoom.us/j/86837844005> OR (312)626-6799 ID: 868 3784 4005

To Discuss: (a) A Resolution Amending The 2024 Budget To Appropriate Funds In The Amount Of \$8,500,000.00 From General Fund Reserves Into Various Accounts

(b) A Resolution Amending The 2024 Budget To Appropriate General Fund

Reserves In The Amount Of \$50,000.00 Into Account #100-18-70335
Planning Expense

06:15 p.m. - COMMUNITY ENVIRONMENT & WELFARE COMMITTEE: (Townzen, Hayes)
Committee Room #1 OR <https://us02web.zoom.us/j/82371836321> OR (312)626-6799 ID: 823 7183 6321

To Discuss: (a) An Ordinance Amending Rogers Code Section 14-675 By Re-Zoning
Certain Lands From C2-Cu And Ro-Cu To Rmf-32.5b; Accepting The
Density Concept Plan (Hamilton) [Staff Report](#)



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ROGERS CITY COUNCIL **AGENDA**

JUNE 11, 2024
6:30 PM

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In Person Rogers City Council Chambers

OR via [ZOOM LINK](#) OR By Phone (312) 626-6799 ID: 874 1104 8687

PUBLIC FORUM:

PLEDGE OF ALLEGIANCE:

ROLL CALL:

ACTION ON MINUTES:

1. May 28, 2024

REPORTS OF BOARDS AND STANDING COMMITTEES:

- | | | | |
|----|----------|---|------------------------------------|
| 1. | RES. Re: | Amending The 2024 Budget To Appropriate Funds In The Amount Of \$8,500,000.00 From General Fund Reserves Into Various Accounts | FINANCE
COMMITTEE |
| 2. | RES. Re: | Amending The 2024 Budget To Appropriate General Fund Reserves In The Amount Of \$50,000.00 Into Account #100-18-70335 Planning Expense | FINANCE
COMMITTEE |
| 3. | RES. Re: | Authorizing The Mayor And City Clerk To Enter Into A Contract For The Purchase Of Accutab Blue Water Solution From Walden Chemical, Inc. Of Little Rock, Arkansas For Use By The Rogers Parks Department; Waiving Competitive Bidding | COMMUNITY
SERVICES
COMMITTEE |
| 4. | ORD. Re: | Authorizing The Mayor To Issue Temporary Use Permits | PUBLIC SAFETY |

- | | | |
|----|--|---|
| | To Businesses Needing To Relocate To A Temporary Facility As A Result Of The Memorial Day Tornado | COMMITTEE |
| 5. | ORD. Re: Amending Rogers Code Section 14-675 By Re-Zoning Certain Lands From C2-Cu And Ro-Cu To Rmf-32.5b; Accepting The Density Concept Plan (Hamilton) | COMMUNITY ENVIRONMENT & WELFARE COMMITTEE |

OLD BUSINESS:

NEW BUSINESS:

APPOINTMENTS:

ANNOUNCEMENTS:

RESOLUTION NO. R24-_____

A RESOLUTION AMENDING THE 2024 BUDGET TO APPROPRIATE FUNDS IN THE AMOUNT OF EIGHT MILLION FIVE HUNDRED THOUSAND DOLLARS (\$8,500,000.00) FROM GENERAL FUND RESERVES INTO VARIOUS ACCOUNTS; AND FOR OTHER PURPOSES.

WHEREAS, the City of Rogers was hit by severe storms and tornados in the early morning hours on May 26, 2024 that caused extensive damage throughout the City;

WHEREAS, to protect the health, welfare, and safety of citizens and property, the City has begun debris removal and emergency protective measures;

WHEREAS, the City has created a separate Grant Fund and Grant Account for the proper tracking of all revenues and expenditures.

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

Section 1: The 2024 Budget is amended to appropriate eight million five hundred thousand dollars (\$8,500,000.00) from general fund reserves into the following accounts:

<u>Fund</u>	<u>Account</u>	<u>Account Title</u>	<u>In the Amount of</u>
Grant Fund	349-49-74788.300	Debris Removal	\$ 8,000,000.00
Grant Fund	349-49-74788.305	Emergency Protective Measures	500,000.00
Total			<u><u>\$ 8,500,000.00</u></u>

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 34: 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 _____, 2024.

APPROVED:

C. GREG HINES, Mayor

Attest:

JESSICA RUSH, City Clerk/Treasurer

Requested By: Casey Wilhelm, Director of Finance
Drafted By: John M. Pesek, Senior Staff Attorney
For Consideration By: Finance Committee

RESOLUTION NO. R24-_____

A RESOLUTION AMENDING THE 2024 BUDGET TO APPROPRIATE GENERAL FUND RESERVES IN THE AMOUNT OF FIFTY THOUSAND DOLLARS (\$50,000.00) INTO ACCOUNT #100-18-70335 PLANNING EXPENSE; AND FOR OTHER PURPOSES.

WHEREAS, certain areas of the City were severely damaged by the Memorial Day Tornado and will need to rebuild and the City plans to adopt a Unified Development Code this summer; and

WHEREAS, the City desires to provide education opportunities through its consultants to the public regarding rebuilding under its proposed Unified Development Code.

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

Section 1: The 2024 Budget is amended to appropriate fifty thousand dollars (\$50,000.00) from General Fund Reserves into Account #100-18-70335 Planning 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 _____, 2024.

APPROVED:

C. GREG HINES, Mayor

Attest:

JESSICA RUSH, City Clerk/Treasurer

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

RESOLUTION NO. R24-_____

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A CONTRACT FOR THE PURCHASE OF ACCUTAB BLUE WATER SOLUTION FROM WALDEN CHEMICAL, INC. OF LITTLE ROCK, ARKANSAS FOR USE BY THE ROGERS PARKS DEPARTMENT; WAIVING COMPETITIVE BIDDING; AND FOR OTHER PURPOSES.

WHEREAS, the Rogers Parks Department desires to purchase Accutab blue water solution to be used to care for the pools located in the Rogers Aquatic Center;

WHEREAS, Walden Chemical, Inc. of Little Rock, Arkansas d/b/a Bluewater Commercial Aquatic Services can provide the Accutab blue water solution to the Rogers Parks Department for an amount not to exceed one hundred three thousand nine hundred ninety-six dollars and nine cents (\$103,996.09); and

WHEREAS, the Rogers Parks Department is requesting that City Council waive the requirements of competitive bidding for this purchase as this solution is unique in its ability to fit in the current dispensers used in the pools by the Parks Department.

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 Walden Chemical, Inc. of Little Rock, Arkansas d/b/a Bluewater Commercial Aquatic Services in an amount not to exceed one hundred three thousand nine hundred ninety-six dollars and nine cents (\$103,996.09) for the purchase of the Accutab blue water solution for use by the Rogers Parks 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 Accutab blue water solution for use by the Rogers Parks 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 _____, 2024.

APPROVED:

C. GREG HINES, Mayor

Attest:

JESSICA RUSH, City Clerk

Requested by: Quinton Harris, Parks and Recreation Director

Prepared by: John M. Pesek, Senior Staff Attorney

For Consideration By: Community Services Committee

ORDINANCE NO. 24-_____

AN ORDINANCE AUTHORIZING THE MAYOR TO ISSUE TEMPORARY USE PERMITS TO BUSINESSES NEEDING TO RELOCATE TO A TEMPORARY FACILITY AS A RESULT OF THE MEMORIAL DAY TORNADO; PROVIDING FOR THE EMERGENCY CLAUSE; AND FOR OTHER PURPOSES.

WHEREAS, the City of Rogers was hit by severe storms and tornados in the early morning hours on May 26, 2024 that caused extensive damage throughout the City;

WHEREAS, certain business facilities received extensive damage so that they are no longer able to operate and the businesses must relocate to a temporary facility;

WHEREAS, the City desires to assist in allowing certain businesses to relocate to a temporary facility in certain zones throughout the City in which the business may not normally comply with the City's Zoning Ordinance or Comprehensive Growth Map; and

WHEREAS, the City, through its Department of Community Development, will work to establish criteria for the issuance of these one-year temporary use permits.

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

Section 1: The Rogers City Council authorizes the Mayor, and his designated representative, to establish criteria for the issuance of one-year temporary use permits to businesses that are relocating do to its main business structure being damage by the Memorial Day 2024 storm. The temporary use permits shall automatically expire one-year after their issuance and are not eligible for extensions.

Section 2: Emergency Clause: The need to make the designations provided for herein is immediate and an emergency is hereby declared to exist and this Ordinance shall be in full force and effect from and after the date of its passage;

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 Ordinances and Resolutions 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 _____ 2024.

C. GREG HINES, Mayor

ATTEST:

JESSICA RUSH, City Clerk

Requested by: C. Greg Hines, Mayor

Reviewed by: John M. Pesek, Senior Staff Attorney

For Consideration By: Public Safety Committee

ORDINANCE NO. 24__

AN ORDINANCE AMENDING ROGERS CODE SECTION 14-675 BY RE-ZONING CERTAIN LANDS FROM C2-CU AND RO-CU TO RMF-32.5B; 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, the City Council has found that certain lands hereinafter described are better suited for RMF-32.5B (Residential Multifamily, 32.5 units per acre, rental) 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: That the land described herein shall be zoned as RMF-32.5B and that said lands being in Benton County, Arkansas, are described as:

PROPERTY DESCRIPTION:

A PART OF TRACT 2, AS RECORDED IN CIRCUIT CLERK'S OFFICE FOR BENTON COUNTY, ARKANSAS, AT PLAT RECORD P3-699, BEING PART OF THE SW1/4 NE1/4 OF SECTION 35, TOWNSHIP 19 NORTH, RANGE 30 WEST, BENTON COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE CENTER ¼ CORNER OF SAID SECTION 35, AS SHOWN ON PLAT RECORD P3-699, LOCATED ON THE EAST RIGHT-OF-WAY LINE OF PLEASANT CROSSING PARKWAY (NOW DIXIELAND ROAD), AS SHOWN ON PLAT RECORD 2005-434; THENCE ALONG SAID EAST RIGHT-OF-WAY LINE THE FOLLOWING TWO COURSES: N 02°38'12" E, A DISTANCE OF 682.34 FEET; N 02°36'13" E, A DISTANCE OF 43.84 FEET TO THE POINT OF BEGINNING THENCE CONTINUING ALONG SAID EAST RIGHT-OF-WAY LINE N 02°36'03" E, A DISTANCE OF 416.35 FEET; THENCE LEAVING SAID EAST RIGHT-OF-WAY LINE N02°36'36" E, A DISTANCE OF 178.05 FEET TO THE NW CORNER OF THE SW1/4 NE1/4 OF SAID SECTION 35; THENCE S 86°53'47" E ALONG THE NORTH LINE OF THE SW1/4 NE 1/4 OF SAID SECTION 35, A DISTANCE OF 1046.53 FEET; THENCE S 02°35'55" W, A DISTANCE OF 474.02 FEET; THENCE N 87°18'54" W, A DISTANCE OF 119.93 FEET; THENCE S 02°34'47" W, A DISTANCE OF 118.48 FEET; THENCE N 86°57'34" W, A DISTANCE OF 926.68 FEET TO THE POINT OF BEGINNING, CONTAINING 13.94 ACRES MORE OR LESS; THE ABOVE DESCRIBED LAND BEING SHOWN AS TRACT A OF LOT LINE ADJUSTMENT OF TRACT 6 OF TRACT SPLIT PLAT#201921258 & PART OF TRACT 2 OF PLAT#P3-699, FILED FOR RECORD AS INSTRUMENT NO. L202272739, OF THE RECORDS OF BENTON COUNTY, ARKANSAS.

LAYMAN'S DESCRIPTION:

Northeast of the junction of South Pleasant Crossing Boulevard and South Dixieland Road.
Parcel number: 02-14400-111

Section 3: Zoning: That the above described lands are better suited for RMF-32.5B than C2-CU and RO-CU zoning and are hereby zoned RMF-32.5B;

Section 4: Density Concept Plan: That the Density Concept Plan entered into by and between Rees Commercial, and the City of Rogers, as approved by the Rogers Planning Commission on June 4, 2024, 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: 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 _____, 2024.

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

For Consideration By: Community Environment & Welfare Committee