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: February 11, 2025

The following committee meetings will be held on **Tuesday, February 11, 2025** prior to the City Council Meeting:

05:55 p.m. - PUBLIC SAFETY COMMITTEE: (Wolf*, Reithemeyer, Minor)
Committee Room #1 OR https://us02web.zoom.us/j/89152852697 OR (312)626-6799 ID: 891 5285 2697

To Discuss:
(a) An Ordinance Declaring A Nuisance Structure And Ordering The Razing And Removal Of Said Structure Within The City Of Rogers, Arkansas, Located At 425 W. Walnut Street

(b) An Ordinance Declaring A Nuisance Structure And Ordering The Razing And Removal Of Said Structure Within The City Of Rogers, Arkansas, Located At 1231 W. Walnut Street

06:05 p.m. - FINANCE COMMITTEE: (Reithemeyer*, Wolf, Kendall)
Committee Room #1 OR https://us02web.zoom.us/j/89152852697 OR (312)626-6799 ID: 891 5285 2697

To Discuss:
(a) A Resolution Authorizing The Use Of Funds From The 2022 Bond General Account For Street Improvements

(b) A Resolution Authorizing The Mayor And City Clerk To Enter Into An Agreement With McLarty Daniel Ford Of Bentonville, Arkansas; Waiving Competitive Bidding For The Purchase Of A 2024 Ford Explorer For Use By The City's Administration; Authorizing The Disposal Of A 2009 Toyota Camry

(b) A Resolution Authorizing The Mayor And City Clerk To Enter Into An Agreement With Superior Automotive Group Of Siloam Springs, Arkansas; Waiving Competitive Bidding For The Purchase Of Two Chevrolet Vehicles For Use By The Rogers Fire Department

06:15 p.m. - TRANSPORTATION COMMITTEE: (Kendall*, Surly, Minor)
Committee Room #1 OR https://us02web.zoom.us/j/89152852697 OR (312)626-6799 ID: 891 5285 2697

To Discuss:
(a) A Resolution Amending The 2025 Budget To Appropriate $14,169,056.00 From Street Infrastructure Reserves Into Various Accounts For Capital Improvements Street Projects

(b) Street Closure Request - Self Care Fair **Request Form**

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ROGERS CITY COUNCIL AGENDA

FEBRUARY 11, 2025
6:30 PM

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.

In Person Rogers City Council Chambers

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

PUBLIC HEARING:

1. An Ordinance Declaring A Nuisance Structure And Ordering The Razing And Removal Of Said Structure Within The City Of Rogers, Arkansas, Located At 425 W. Walnut Street

2. An Ordinance Declaring A Nuisance Structure And Ordering The Razing And Removal Of Said Structure Within The City Of Rogers, Arkansas, Located At 1231 W. Walnut Street

PUBLIC FORUM:

PLEDGE OF ALLEGIANCE:

ROLL CALL:

ACTION ON MINUTES:

1. January 28, 2025

REPORTS OF BOARDS AND STANDING COMMITTEES:

1.	ORD. Re:	Declaring A Nuisance Structure And Ordering The Razing And Removal Of Said Structure Within The City Of Rogers, Arkansas, Located At 425 W. Walnut Street	PUBLIC SAFETY COMMITTEE
2.	ORD. Re:	Declaring A Nuisance Structure And Ordering The Razing And Removal Of Said Structure Within The City Of Rogers, Arkansas, Located At 1231 W. Walnut Street	PUBLIC SAFETY COMMITTEE
3.	RES. Re:	Amending The 2025 Budget To Appropriate $14,169,056.00 From Street Infrastructure Reserves Into Various Accounts For Capital Improvements Street Projects	TRANSPORTATION COMMITTEE
4.	RES. Re:	Authorizing The Use Of Funds From The 2022 Bond General Account For Street Improvements	FINANCE COMMITTEE
5.	RES. Re:	Authorizing The Mayor And City Clerk To Enter Into An Agreement With McLarty Daniel Ford Of Bentonville, Arkansas; Waiving Competitive Bidding For The Purchase Of A 2024 Ford Explorer For Use By The City's Administration; Authorizing The Disposal Of A 2009 Toyota Camry	FINANCE COMMITTEE
6.	RES. Re:	Authorizing The Mayor And City Clerk To Enter Into An Agreement With Superior Automotive Group Of Siloam Springs, Arkansas; Waiving Competitive Bidding For The Purchase Of Two Chevrolet Vehicles For Use By The Rogers Fire Department	FINANCE COMMITTEE

OLD BUSINESS:

NEW BUSINESS:

APPOINTMENTS:

ANNOUNCEMENTS:

ORDINANCE NO. 25-_____

AN ORDINANCE DECLARING A NUISANCE STRUCTURE AND ORDERING THE RAZING AND REMOVAL OF SAID STRUCTURE WITHIN THE CITY OF ROGERS, ARKANSAS, LOCATED AT 425 W. WALNUT STREET; PROVIDING FOR THE EMERGENCY CLAUSE; AND FOR OTHER PURPOSES.

WHEREAS, RHL Mott Properties LLC, are the owners of certain real property situated in Rogers, Benton County, Arkansas, more particularly described as follows:

> **LEGAL DESCRIPTION:** OUTLOT 145 IN SECTION 12, TOWNSHIP 19 NORTH, RANGE 30 WEST, IN THE CITY OF ROGERS, BENTON COUNTY, ARKANSAS, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING 40 FEET NORTH OF THE SW CORNER OF THE SE 1/4 OF THE NE 1/4 OF SAID SECTION 12, THENCE NORTH 79 DEGREES EAST 72 FEET AND 8 INCHES TO THE SW CORNER OF BLOCK 35 OF B.F. SIKES ADDITION TO ROGERS; THENCE NORTH ON THE BEARING WITH THE TOWN OF ROGERS 150 FEET; THENCE WEST ON BEARING WITH THE ORIGINAL TOWN OF ROGERS 84 FEET MORE OR LESS TO THE WEST LINE OF THE SE 1/4 OF THE NE 1/4 OF SAID SECTION 12, THENCE SOUTH 164 1/2 FEET TO THE POINT OF BEGINNING. SUBJECT TO COVENANTS, EASEMENTS AND RIGHT OF WAYS, IF ANY.

Layman's Description: 425 W. Walnut Street, Rogers, AR 72756

Tax Parcel No. 02-01156-000

WHEREAS, the structure on the property is unfit for human habitation, constitutes a fire hazard, and is otherwise a dangerous to human life, or constitutes a hazard to safety or health by reason of inadequate maintenance, dilapidation, obsolescence, or abandonment, and further is unsightly, and is considered an unsafe and unsightly structure in violation of City of Rogers' Code of Ordinance, §§ 18-55 through 18-68; more specifically, the following violations have been found to exist in violation of the International Property Maintenance Code, which is a adopted by reference in the Rogers' Code of Ordinances §§ 10-32 and 10-33:

2021 IPMC- Section 111.1.5 Dangerous Structure or Premises

1. Any door, aisle, passageway, stairway, exit or other means of egress that does not conform to the *approved* building or fire code of the jurisdiction as related to the requirements for existing buildings.

2. The walking surface of any aisle, passageway, stairway, exit or other means of egress is so warped, worn loose, torn or otherwise unsafe as to not provide safe and adequate means of egress. **Inspection Finding: The property itself has not been secured as to safeguard the general public from entering.**

3. Any portion of a building, *structure* or appurtenance that has been damaged by fire, earthquake, wind, flood, *deterioration*, *neglect*, abandonment, vandalism or by any other cause

to such an extent that it is likely to partially or completely collapse, or to become *detached* or dislodged. **Inspection Finding: The structure has been damaged beyond repair from a tornado that occurred 05/26/2024.**

4. Any portion of a building, or any member, appurtenance or ornamentation on the exterior thereof that is not of sufficient strength or stability, or is not so *anchored*, attached or fastened in place so as to be capable of resisting natural or artificial loads of one and one-half the original designed value. **Inspection Finding: Exterior walls are damaged to the extent that collapse is eminent and need shored until demo or repair can take place.**

5. The building or *structure*, or part of the building or *structure*, because of dilapidation, *deterioration*, decay, faulty construction, the removal or movement of some portion of the ground necessary for the support, or for any other reason, is likely to partially or completely collapse, or some portion of the foundation or underpinning of the building or *structure* is likely to fail or give way. **Inspection Finding: The structure has partially collapsed and presents a dangerous situation. The windows have been broken out from storm damage, as well. There is significant roof damage to the extent that collapse is eminent and further damage will occur from weather events. Debris from the weather event is strewn throughout the premises and surrounding area presenting a public hazard.**

6. The building or *structure*, or any portion thereof, is clearly unsafe for its use and *occupancy*.

7. The building or *structure* is *neglected*, damaged, dilapidated, unsecured or abandoned so as to become an attractive nuisance to children who might play in the building or *structure* to their danger, becomes a harbor for vagrants, criminals or immoral persons, or enables persons to resort to the building or *structure* for committing a nuisance or an unlawful act.

8. Any building or *structure* has been constructed, exists or is maintained in violation of any specific requirement or prohibition applicable to such building or *structure* provided by the *approved* building or fire code of the jurisdiction, or of any law or ordinance to such an extent as to present either a substantial risk of fire, building collapse or any other threat to life and safety.

9. A building or *structure*, used or intended to be used for dwelling purposes, because of inadequate maintenance, dilapidation, decay, damage, faulty construction or arrangement, inadequate light, *ventilation*, mechanical or plumbing system, or otherwise, is determined by the *code official* to be unsanitary, unfit for human habitation or in such a condition that is likely to cause sickness or disease.

10. Any building or *structure*, because of a lack of sufficient or proper fire-resistance-rated construction, fire protection systems, electrical system, fuel connections, mechanical system, plumbing system or other cause, is determined by the *code official* to be a threat to life or health.

11. Any portion of a building remains on a site after the demolition or destruction of the building or *structure* or whenever any building or *structure* is abandoned so as to constitute such building or portion thereof as an attractive nuisance or hazard to the public.

WHEREAS, the owner has been notified by the City of Rogers prior to the consideration of this Ordinance, that the structure on the property is in violation of various ordinances of the City of Rogers;

WHEREAS, pursuant to City of Rogers' Code of Ordinances § 18-57, the owner was given fourteen (14) calendar days from September 9, 2024 to abate or correct documented violations;

WHEREAS, pursuant to City of Rogers' Code of Ordinances § 18-57, a follow up inspection was conducted on September 25, 2024;

WHEREAS, the owner has failed, neglected, or refused to comply with the Notice to correct the documented violations, and as such, the matter of condemning, razing and removing the building may be referred to the City Council pursuant to City of Rogers' Code of Ordinances § 18-58;

WHEREAS, pursuant to City of Rogers' Code of Ordinances § 18-59(d); a Compliance Inspection was conducted by the Office of Building Inspections on February 11, 2025, which concluded that violations currently exist; and

WHEREAS, pursuant to Ark. Code Ann. § 14-56-203 and City of Rogers' Code of Ordinances Chapter 18, Article III, if repair or removal is not done within the required time frame, the City shall have the power to order the removal or razing of, or to remove or raze any buildings that in the opinion of the Council have become dilapidated, unsightly, unsafe, unsanitary, obnoxious, or detrimental to the public welfare.

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

Section 1: The structure located at 425 W. Walnut Street, Rogers, Arkansas, is dilapidated, unsightly, and unsafe; and is in the best interest of the City of Rogers to proceed with the removal of this dilapidated, unsightly, and unsafe structure;

Section 2: The owner is hereby ordered to raze (demolish) and remove the dilapidated, unsightly, and unsafe structure located on the aforesaid property; and, is further ordered to abate the unsightly conditions on the property. Said work shall be completed within thirty (30) days from the passage of this Ordinance. The manner of razing (demolishing) and removing said structure shall be to dismantled by hand or bulldoze and then disposed of all debris, completely cleaning up the property to alleviate any unsightly conditions, in a manner consistent with City of Rogers' Code of Ordinances Chapters 10, 18, and 20, and all other state laws and regulations pertaining to the demolition or removal of residential structures;

Section 3: If the aforesaid work is not completed within thirty (30) days, the Mayor, or the Mayor's authorized representative, is hereby directed to cause the aforesaid structure to be razed

(demolished) and removed; and the unsafe, unsanitary and unsightly conditions abated; and the City of Rogers shall have a lien upon the aforesaid described real property for the cost of razing (demolishing) and removing said structure and abating said aforementioned conditions, said costs to be determined at a hearing before the City Council;

Section 4: Emergency Clause: The need to raze and remove a certain structure is immediate and 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 and after its 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 Ordinances and Resolutions: 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 _____, 2025.

APPROVED:

_____
C. GREG HINES, Mayor

Attest:

_____
JESSICA RUSH, City Clerk

Requested By: John Vanetta, Deputy Fire Chief- Risk Reduction
Prepared By: John M. Pesek, Senior Staff Attorney
For Consideration By: Public Safety Committee

ORDINANCE NO. 25-_____

AN ORDINANCE DECLARING A NUISANCE STRUCTURE AND ORDERING THE RAZING AND REMOVAL OF SAID STRUCTURE WITHIN THE CITY OF ROGERS, ARKANSAS, LOCATED AT 1231 W. WALNUT STREET; PROVIDING FOR THE EMERGENCY CLAUSE; AND FOR OTHER PURPOSES.

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

> **LEGAL DESCRIPTION:** Part of the SW ¼ of the NW ¼ of Section 12, Township 19 North, Range 30 West, Benton County Arkansas, being more particularly described as follows: Beginning at a point 264.00 feet North of the SW corner of the said SW ¼ of the NW ¼; thence North 174.00 feet; thence East 308.23 feet; thence South 174.00 feet; thence West to the Point of Beginning. Subject to the right of way of North 13th Street across the West side thereof. ALSO SUBJECT TO street and highway easements, both municipal and state, leasehold interests of record which the Grantor assigns all of its right, title, and interest in and to; ALSO SUBJECT to easements, reservations, restrictions, encumbrances, and liens of record to all of the above described properties.
> A part of the SW ¼ of the NW ¼ of Section 12, Township 19 North, Range 30 West, Benton County, Arkansas, described as follows: Beginning at the SW corner of said forty acres, run thence North 264 feet; thence East 309 feet; thence South 264 feet; thence West 309 feet to the point of beginning. Subject to Highway 71 on the South side and 13th Street on the West side thereof; ALSO, SUBJECT to easements and leases of record.

Layman's Description: 1231 W. Walnut Street, Rogers, AR 72756

Tax Parcel No. 02-01242-000

WHEREAS, the structure on the property is unfit for human habitation, constitutes a fire hazard, and is otherwise a dangerous to human life, or constitutes a hazard to safety or health by reason of inadequate maintenance, dilapidation, obsolescence, or abandonment, and further is unsightly, and is considered an unsafe and unsightly structure in violation of City of Rogers' Code of Ordinance, §§ 18-55 through 18-68; more specifically, the following violations have been found to exist in violation of the International Property Maintenance Code, which is a adopted by reference in the Rogers' Code of Ordinances §§ 10-32 and 10-33:

2021 IPMC- Section 111.1.5 Dangerous Structure or Premises

1. Any door, aisle, passageway, stairway, exit or other means of egress that does not conform to the *approved* building or fire code of the jurisdiction as related to the requirements for existing buildings.

2. The walking surface of any aisle, passageway, stairway, exit or other means of egress is so warped, worn loose, torn or otherwise unsafe as to not provide safe and adequate means of

egress. **Inspection Finding: The property itself has not been secured as to safeguard the general public from entering.**

3. Any portion of a building, *structure* or appurtenance that has been damaged by fire, earthquake, wind, flood, *deterioration*, *neglect*, abandonment, vandalism or by any other cause to such an extent that it is likely to partially or completely collapse, or to become *detached* or dislodged. **Inspection Finding: The structure has been damaged beyond repair from a tornado that occurred 05/26/2024.**

4. Any portion of a building, or any member, appurtenance or ornamentation on the exterior thereof that is not of sufficient strength or stability, or is not so *anchored*, attached or fastened in place so as to be capable of resisting natural or artificial loads of one and one-half the original designed value. **Inspection Finding: Exterior walls are damaged to the extent that collapse is eminent and need shored until demo or repair can take place.**
5. The building or *structure*, or part of the building or *structure*, because of dilapidation, *deterioration*, decay, faulty construction, the removal or movement of some portion of the ground necessary for the support, or for any other reason, is likely to partially or completely collapse, or some portion of the foundation or underpinning of the building or *structure* is likely to fail or give way. **Inspection Finding: The structure has partially collapsed and presents a dangerous situation. The windows have been broken out from storm damage, as well. There is significant roof damage to the extent that collapse is eminent and further damage will occur from weather events. Debris from the weather event is strewn throughout the premises and surrounding area presenting a public hazard.**

6. The building or *structure*, or any portion thereof, is clearly unsafe for its use and *occupancy*.

7. The building or *structure* is *neglected*, damaged, dilapidated, unsecured or abandoned so as to become an attractive nuisance to children who might play in the building or *structure* to their danger, becomes a harbor for vagrants, criminals or immoral persons, or enables persons to resort to the building or *structure* for committing a nuisance or an unlawful act.

8. Any building or *structure* has been constructed, exists or is maintained in violation of any specific requirement or prohibition applicable to such building or *structure* provided by the *approved* building or fire code of the jurisdiction, or of any law or ordinance to such an extent as to present either a substantial risk of fire, building collapse or any other threat to life and safety.

9. A building or *structure*, used or intended to be used for dwelling purposes, because of inadequate maintenance, dilapidation, decay, damage, faulty construction or arrangement, inadequate light, *ventilation*, mechanical or plumbing system, or otherwise, is determined by the *code official* to be unsanitary, unfit for human habitation or in such a condition that is likely to cause sickness or disease.

10. Any building or *structure*, because of a lack of sufficient or proper fire-resistance-rated construction, fire protection systems, electrical system, fuel connections, mechanical system,

plumbing system or other cause, is determined by the *code official* to be a threat to life or health.

11. Any portion of a building remains on a site after the demolition or destruction of the building or *structure* or whenever any building or *structure* is abandoned so as to constitute such building or portion thereof as an attractive nuisance or hazard to the public.

WHEREAS, the owner has been notified by the City of Rogers prior to the consideration of this Ordinance, that the structure on the property is in violation of various ordinances of the City of Rogers;

WHEREAS, pursuant to City of Rogers' Code of Ordinances § 18-57, the owner was given fourteen (14) calendar days from September 9, 2024 to abate or correct documented violations;

WHEREAS, pursuant to City of Rogers' Code of Ordinances § 18-57, a follow up inspection was conducted on September 25, 2024;

WHEREAS, the owner has failed, neglected, or refused to comply with the Notice to correct the documented violations, and as such, the matter of condemning, razing and removing the building may be referred to the City Council pursuant to City of Rogers' Code of Ordinances § 18-58;

WHEREAS, pursuant to City of Rogers' Code of Ordinances § 18-59(d); a Compliance Inspection was conducted by the Office of Building Inspections on February 11, 2025, which concluded that violations currently exist; and

WHEREAS, pursuant to Ark. Code Ann. § 14-56-203 and City of Rogers' Code of Ordinances Chapter 18, Article III, if repair or removal is not done within the required time frame, the City shall have the power to order the removal or razing of, or to remove or raze any buildings that in the opinion of the Council have become dilapidated, unsightly, unsafe, unsanitary, obnoxious, or detrimental to the public welfare.

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

Section 1: The structure located at 1231 W. Walnut Street, Rogers, Arkansas, is dilapidated, unsightly, and unsafe; and is in the best interest of the City of Rogers to proceed with the removal of this dilapidated, unsightly, and unsafe structure;

Section 2: The owner is hereby ordered to raze (demolish) and remove the dilapidated, unsightly, and unsafe structure located on the aforesaid property; and, is further ordered to abate the unsightly conditions on the property. Said work shall be completed within thirty (30) days from the passage of this Ordinance. The manner of razing (demolishing) and removing said structure shall be to dismantled by hand or bulldoze and then disposed of all debris, completely cleaning up the property to alleviate any unsightly conditions, in a manner consistent with City of Rogers' Code of Ordinances Chapters 10, 18, and 20, and all other state laws and regulations pertaining to the demolition or removal of residential structures;

Section 3: If the aforesaid work is not completed within thirty (30) days, the Mayor, or the Mayor's authorized representative, is hereby directed to cause the aforesaid structure to be razed (demolished) and removed; and the unsafe, unsanitary and unsightly conditions abated; and the City of Rogers shall have a lien upon the aforesaid described real property for the cost of razing (demolishing) and removing said structure and abating said aforementioned conditions, said costs to be determined at a hearing before the City Council;

Section 4: Emergency Clause: The need to raze and remove a certain structure is immediate and 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 and after its 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 Ordinances and Resolutions: 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 _____, 2025.

APPROVED:

_____
C. GREG HINES, Mayor

Attest:

_____
JESSICA RUSH, City Clerk

Requested By: John Vanetta, Deputy Fire Chief- Risk Reduction
Prepared By: John M. Pesek, Senior Staff Attorney
For Consideration By: Public Safety Committee

RESOLUTION NO. R25-_____

A RESOLUTION AMENDING THE 2025 BUDGET TO APPROPRIATE FOURTEEN MILLION ONE HUNDRED SIXTY-NINE THOUSAND FIFTY-SIX DOLLARS ($14,169,056.00) FROM STREET INFRASTRUCTURE RESERVES INTO VARIOUS ACCOUNTS FOR CAPITAL IMPROVEMENTS STREET PROJECTS; AND FOR OTHER PURPOSES.

WHEREAS, the City of Rogers received fourteen million one hundred sixty-nine thousand fifty-six dollars ($14,169,056.00) in funds from various federal, state, and local grants for the completion of specific projects as required by the grant obligations; and

WHEREAS, these projects include Poplar Street improvements, 13th Street improvements, Hudson Road Sidewalks as related to safe routes to schools and alternate transportation.

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

Section 1: The City of Rogers' 2025 Budget is hereby amended to appropriate fourteen million one hundred sixty-nine thousand fifty-six dollars ($14,169,056.00) from Street Infrastructure Reserves into the following accounts:

Fund	Department	Account	Account Title	In the Amount of
Street Fund	Street Development	200-25-85051.100	13th St. -New Hope to Walnut- Engineering	$ 320,227.00
Street Fund	Street Development	200-25-85051.400	13th St. -New Hope to Walnut- Construction	2,610,479.00
Street Fund	Street Development	200-25-85051.404	Poplar St/13th Street-Imp (Cherry to Poplar)-Construction	10,253,948.00
Street Fund	Street Development	200-25-85082.100	Hudson Rd Sidewalk-Engineering	57,771.00
Street Fund	Street Development	200-25-85082.400	Hudson Rd Sidewalk-Construction	926,631.00
			Total	$14,169,056.00

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 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 _____, 2025.

APPROVED:

_____
C. GREG HINES, Mayor

Attest:

_____
JESSICA RUSH, City Clerk

Requested by: Casey Wilhelm, Finance Director
Prepared by: John M. Pesek, Senior Staff Attorney
For Consideration By: Transportation Committee

RESOLUTION NO. R25- _____

A RESOLUTION AUTHORIZING THE USE OF FUNDS FROM THE 2022 BOND GENERAL ACCOUNT FOR STREET IMPROVEMENTS; AND FOR OTHER PURPOSES.

WHEREAS, Pursuant to Ordinance No. 22-49, adopted August 23, 2022 ("Ordinance No. 22-49"), the City of Rogers, Arkansas (the "City") issued its Sales and Use Tax Bonds, Improvement Series 2022 (the "Bonds");

WHEREAS, Section 9 of Ordinance No. 22-49 established the following Construction Funds into which the proceeds of the Bonds were deposited: 2022 Street Construction Fund and 2022 Park and Recreational Construction Fund (collectively, the "2022 Construction Funds");

WHEREAS, Section 10(b) of Ordinance No. 22-49 provides that all interest earnings and profits realized from the investment of moneys in the 2022 Construction Funds shall be deposited into a General Account and used at such times and in such amounts as designated by the City Council for one or more of the following purposes: Street Improvements or Park and Recreational Improvements, as such terms are defined in Ordinance No. 22-49;

WHEREAS, the City expects to incur brokerage fees relating to the investment of moneys in the 2022 Construction Funds ("Brokerage Fees"), which fees should be paid from the General Account;

WHEREAS, after payment of all Brokerage Fees from the General Account, the City requests that interest earned from investment of moneys in the 2022 Construction Funds and credited into the General Account be designated by the City Council for Street Improvements in accordance with Section 10(b) of Ordinance No. 22-49; and

WHEREAS, the projects in progress, which include, but are not limited to, improvements to Poplar Street, 13th Street, Oak Street, 28th Place, and Dodson Road, should be funded from the interest earned and credited to the General Account.

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

Section 1: After payment from the General Account of any Brokerage Fees incurred, the City Council hereby directs the Finance Director to use all interest accrued from the 2022 Construction Funds to pay for Street Improvements.

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 _____, 2025.

APPROVED:

_____
C. GREG HINES, Mayor

Attest:

_____
JESSICA RUSH, City Clerk

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

RESOLUTION NO. R25-_____

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO AN AGREEMENT WITH MCLARTY DANIEL FORD OF BENTONVILLE, ARKANSAS; WAIVING COMPETITIVE BIDDING FOR THE PURCHASE OF A 2024 FORD EXPLORER FOR USE BY THE CITY'S ADMINISTRATION; AUTHORIZING THE DISPOSAL OF A 2009 TOYOTA CAMRY; AND FOR OTHER PURPOSES.

WHEREAS, the City of Rogers desires to purchase a 2024 Ford Explorer for use by the City's administration;

WHEREAS, McLarty Daniel Ford of Bentonville, Arkansas can provide the vehicle with the specifications necessary to the City's administration, and there is currently a limited bid selection through state procurement contracts;

WHEREAS, The City desires to dispose of a 2009 Toyota Camry pursuant to Ark. Code Ann. § 14-54-302(c) as a trade in to offset the price of the 2024 Ford Explorer by two thousand five hundred dollars ($2,500.00); and

WHEREAS, this purchase is included in the 2025 budget.

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 an agreement with McLarty Daniel Ford of Bentonville, Arkansas for the purchase of a 2024 Ford Explorer for use by the City's Administration;

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 a 2024 Ford Explorer;

Section 3: The City of Rogers may dispose of the 2009 Toyota Camry pursuant to Ark. Code Ann. § 14-54-302(c) by trading the vehicle in to McLarty Daniel Ford of Bentonville, Arkansas for a total of two thousand five hundred dollars ($2,500.00); and

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 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 _____, 2025.

APPROVED:

_____
C. GREG HINES, Mayor

Attest:

_____
JESSICA RUSH, City Clerk

Requested by: Casey Wilhelm, Director, Finance Department
Prepared by: John M. Pesek, Senior Staff Attorney
For Consideration By: Finance Committee

RESOLUTION NO. R25-_____

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO AN AGREEMENT WITH SUPERIOR AUTOMOTIVE GROUP OF SILOAM SPRINGS, ARKANSAS; WAIVING COMPETITIVE BIDDING FOR THE PURCHASE OF TWO CHEVROLET VEHICLES FOR USE BY THE ROGERS FIRE DEPARTMENT; AND FOR OTHER PURPOSES.

WHEREAS, the Rogers Fire Department desires to purchase a 2025 Chevrolet Traverse and a 2025 Chevrolet Colorado from Superior Automotive Group of Siloam Springs, Arkansas for use by that department;

WHEREAS, Superior Automotive Group of Siloam Springs, Arkansas can provide the vehicles with the specifications necessary to the Rogers Fire Department, and there is currently a limited bid selection through state procurement contracts; and

WHEREAS, this purchase is included in the 2025 budget.

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 an agreement with Superior Automotive Group of Siloam Springs, Arkansas for the purchase of a 2025 Chevrolet Traverse and a 2025 Chevrolet Colorado;

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 a 2025 Chevrolet Traverse and a 2025 Chevrolet Colorado;

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 _____, 2025.

APPROVED:

_____
C. GREG HINES, Mayor

Attest:

_____
JESSICA RUSH, City Clerk

Requested by: William Hyde, Chief, Rogers Fire Department
Prepared by: John M. Pesek, Senior Staff Attorney
For Consideration By: Finance Committee