



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: August 11, 2026

The following committee meetings will be held on **Tuesday, August 11, 2026** prior to the City Council Meeting:

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

Committee Room #1 OR <https://us02web.zoom.us/j/85315749689> OR (312)626-6799 ID: [853 1574 9689](https://us02web.zoom.us/j/85315749689)

- To Discuss:
- (a) A Resolution Authorizing The City Clerk To File A Clean-Up Lien For Removal Of Tall Grass And Weeds At W. Poplar Street Parcel #02-00861-111 Rogers, Benton County, Arkansas
 - (b) A Resolution Authorizing The City Clerk To File A Clean-Up Lien For Removal Of Brush And Debris At 2442 W. Magnolia Street Rogers, Benton County, Arkansas
 - (c) A Resolution Authorizing The City Clerk To File A Clean-Up Lien For Removal Of Tall Grass And Weeds At 101 S. 8th Street Rogers, Benton County, Arkansas
 - (d) A Resolution Authorizing The Mayor And City Clerk To Enter Into An Agreement With Superior Automotive Group Of Siloam Springs, Arkansas For The Purchase Of Five Chevrolet Tahoes For Use By The Rogers Police Department

06:00 p.m. - RESOURCES & POLICY COMMITTEE: (Hayes*, Reithemeyer, Brashear)

Committee Room #2 OR <https://us02web.zoom.us/j/89749812238> OR (312)626-6799 ID: [897 4981 2238](https://us02web.zoom.us/j/89749812238)

- To Discuss:
- (a) A Resolution Declaring Certain Real Property As Surplus; Authorizing The Mayor And City Clerk To Enter Into A Real Estate Sales Agreement With Elkhead, LLC Of Rogers, Arkansas For The Sale Of Certain Real Property Owned By The City Of Rogers

06:00 p.m. - TRANSPORTATION COMMITTEE: (Kendall*, Surly, Minor)

Committee Room #1 OR <https://us02web.zoom.us/j/85315749689> OR (312)626-6799 ID: [853 1574 9689](https://us02web.zoom.us/j/85315749689)

- To Discuss:
- (a) An Ordinance Vacating Of A Twenty Foot "Reserve" Alley Abutting East Poplar Street

- (b) A Resolution Authorizing The Mayor And City Clerk To Enter Into A Memorandum Of Agreement With U.S. Customs And Border Protection For Reimbursement Of Information Technology Equipment And Associated Expenses At The Rogers Executive Airport; Increasing Airport Customs Revenue Account #315-15-48010; Appropriating The Sum Of Sixty-Three Thousand Seven Hundred Fifty-Five Dollars And Forty-Seven Cents (\$63,755.47) From Airport Reserves Into Customs Expense Account #315-15-70745
- (c) A Resolution Authorizing The Mayor And City Clerk To Enter Into An Agreement With Pinnacle Fence And Outdoors, LLC Of Rogers, Arkansas For The Purchase And Installation Of Noise Barrier Fencing At The Rogers Executive Airport

06:10 p.m. - FINANCE COMMITTEE: (Reithemeyer*, Wolf, Kendall)

Committee Room #2 OR <https://us02web.zoom.us/j/89749812238> OR (312)626-6799 ID: [897 4981 2238](https://us02web.zoom.us/j/89749812238)

To Discuss:

- (a) A Resolution Amending The City Of Rogers' 2026 Budget To Appropriate \$30,000.00 From Court Automation Fund Reserves Into Account #338-38-80100 Capital Expenditures
- (b) A Resolution Authorizing The Mayor And City Clerk To Enter Into A Grant Agreement With The Best Friends Animal Society To Cover Adoption Fees At The Rogers Animal Shelter; Amending The 2026 Budget To Recognize \$6,000.00 Into The Animal Shelter Kennel Fund Account #360-60-45600 Grants And Donations

06:10p.m. - COMMUNITY ENVIRONMENT & WELFARE COMMITTEE: (Minor*, Townzen, Hayes)

Committee Room #1 OR <https://us02web.zoom.us/j/85315749689> OR (312)626-6799 ID: [853 1574 9689](https://us02web.zoom.us/j/85315749689)

To Discuss:

- (a) An Ordinance Amending The City Of Rogers Unified Development Code Section 1.4.3 By Re-Zoning Certain Lands From T2 To T5.2 (Shermin)
- (b) An Ordinance Amending The City Of Rogers Unified Development Code Section 1.4.3 By Re-Zoning Certain Lands From T5.2 To HC (PWX)
- (b) An Ordinance Amending The City Of Rogers Unified Development Code Section 1.4.3 By Re-Zoning Certain Lands From T2 To T4.1 And T4.2 (GDM)



Office of the City Clerk-Treasurer
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ROGERS CITY COUNCIL

AGENDA

AUGUST 11, 2026

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 HEARING:

1. RES. Re: Authorizing The City Clerk To File A Clean-Up Lien For Removal Of Tall Grass And Weeds At W. Poplar Street Parcel #02-00861-111 Rogers, Benton County, Arkansas
2. RES. Re: Authorizing The City Clerk To File A Clean-Up Lien For Removal Of Brush And Debris At 2442 W. Magnolia Street Rogers, Benton County, Arkansas
3. RES. Re: Authorizing The City Clerk To File A Clean-Up Lien For Removal Of Tall Grass And Weeds At 101 S. 8th Street Rogers, Benton County, Arkansas
4. ORD. Re: Vacating Of A Twenty Foot "Reserve" Alley Abutting East Poplar Street

PUBLIC FORUM:

PLEDGE OF ALLEGIANCE:

ROLL CALL:

ACTION ON MINUTES:

1. June 28, 2026

REPORTS OF BOARDS AND STANDING COMMITTEES:

1. RES. Re: Authorizing The City Clerk To File A Clean-Up Lien For Removal Of Tall Grass And Weeds At W. Poplar Street Parcel #02-00861-111 Rogers, Benton County, Arkansas Public Safety Committee
2. RES. Re: Authorizing The City Clerk To File A Clean-Up Lien For Removal Of Brush And Debris At 2442 W. Magnolia Street Rogers, Benton County, Arkansas Public Safety Committee
3. RES. Re: Authorizing The City Clerk To File A Clean-Up Lien For Removal Of Tall Grass And Weeds At 101 S. 8th Street Rogers, Benton County, Arkansas Public Safety Committee
4. RES. Re: Authorizing The Mayor And City Clerk To Enter Into An Agreement With Superior Automotive Group Of Siloam Springs, Arkansas For The Purchase Of Five Chevrolet Tahoes For Use By The Rogers Police Department Public Safety Committee
5. RES. Re: Declaring Certain Real Property As Surplus; Authorizing The Mayor And City Clerk To Enter Into A Real Estate Sales Agreement With Elkhead, Llc Of Rogers, Arkansas For The Sale Of Certain Real Property Owned By The City Of Rogers Resources and Policy Committee
6. ORD. Re: Vacating Of A Twenty Foot “Reserve” Alley Abutting East Poplar Street Transportation Committee
7. RES. Re: Authorizing The Mayor And City Clerk To Enter Into A Memorandum Of Agreement With U.S. Customs And Border Protection For Reimbursement Of Information Technology Equipment And Associated Expenses At The Rogers Executive Airport; Increasing Airport Customs Revenue Account #315-15-48010; Appropriating The Sum Of Sixty-Three Thousand Seven Hundred Fifty-Five Dollars And Forty-Seven Cents (\$63,755.47) From Airport Reserves Into Customs Expense Account #315-15-70745 Transportation Committee
8. RES. Re: Authorizing The Mayor And City Clerk To Enter Into An Agreement With Pinnacle Fence And Outdoors, LLC Of Rogers, Arkansas For The Purchase And Installation Of Noise Barrier Fencing At The Rogers Executive Airport Transportation Committee
9. RES. Re: Amending The City Of Rogers’ 2026 Budget To Appropriate \$30,000.00 From Court Automation Fund Reserves Into Account #338-38-80100 Capital Expenditures Finance Committee
10. RES. Re: Authorizing The Mayor And City Clerk To Enter Into A Grant Agreement With The Best Friends Animal Society To Cover Adoption Fees At The Rogers Animal Shelter; Amending The 2026 Budget To Recognize \$6,000.00 Into The Animal Shelter Kennel Fund Account #360-60-45600 Grants And Donations Finance Committee

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| 11. | ORD. Re: | Amending The City Of Rogers Unified Development Code Section 1.4.3 By Re-Zoning Certain Lands From T2 To T5.2 (Shermin) | Community Environment & Welfare Committee |
| 12. | ORD. Re: | Amending The City Of Rogers Unified Development Code Section 1.4.3 By Re-Zoning Certain Lands From T5.2 To HC (PWX) | Community Environment & Welfare Committee |
| 13. | ORD. Re: | Amending The City Of Rogers Unified Development Code Section 1.4.3 By Re-Zoning Certain Lands From T2 To T4.1 And T4.2 (GDM) | Community Environment & Welfare Committee |

OLD BUSINESS:

1. ORD. Re: Calling A Special Election In The City Of Rogers, Arkansas On The Questions Of Issuing Bonds Under Amendment No. 62 To The Constitution Of The State Of Arkansas For The Purpose Of Refinancing And Financing The Cost Of Capital Improvements; Levying A One Percent (1%) Sales And Use Tax For The Purpose Of Retiring Such Bonds

NEW BUSINESS:

1. ORD. Re: Accepting A Final Plat Of 1707 N C St, Rogers, Benton County, Arkansas
2. ORD. Re: Accepting A Final Plat Of 3853 W. Pat Lee Pkwy, Rogers, Benton County, Arkansas

APPOINTMENTS:

1. Appointment of Megan Brown to the Rogers Planning Commission to fill the unexpired term of Ed McClure, with a term to expire on September 7, 2028.
2. Appointment of Kathryn Heller to the Parks and Recreation Advisory Committee with a term to expire on August 11, 2031

ANNOUNCEMENTS:

RESOLUTION NO. R26-_____

A RESOLUTION AUTHORIZING THE CITY CLERK TO FILE A CLEAN-UP LIEN FOR REMOVAL OF TALL GRASS AND WEEDS AT W. POPLAR STREET PARCEL #02-00861-111 ROGERS, BENTON COUNTY, ARKANSAS; AND FOR OTHER PURPOSES.

WHEREAS, the following real property located in Rogers, Benton County, Arkansas, is owned as follows:

PROPERTY OWNER: KITE HOLDINGS, LLC

LEGAL DESCRIPTION: TRACT 5 PART OF THE NORTHEAST QUARTER (NE 1/4) OF THE SOUTHWEST QUARTER (SW 1/4) OF SECTION NINE (9), TOWNSHIP NINETEEN (19) NORTH, RANGE THIRTY (30) WEST OF THE FIFTH PRINCIPAL MERIDIAN, CITY OF ROGERS, BENTON COUNTY ARKANSAS, BEING PART OF TRACT 3 OF A LOT SPLIT FOR "STEVEN & KELLYE SMITH TRUST" AS RECORDED IN FILE NO. L201923488 OF THE BENTON COUNTY RECORDS AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHEAST CORNER OF SAID TRACT 3 OF SAID LOT SPLIT, SAID POINT BEING A FOUND IRON PIN WITH CAP "PLS 1156' THENCE ALONG THE EAST LINE OF SAID TRACT 3, S02*29'42"W A DISTANCE OF 333.46 FEET TO A FOUND IRON PIN WITH CAP, "PLS 1156" ON THE NORTHERLY RIGHT OF WAY LINE OF W. POPLAR STREET; THENCE ALONG SAID NORTHERLY RIGHT OF WAY LINE AND THE SOUTH LINE OF SAID TRACT 3, ALONG A CURVE TO THE LEFT, SAID CURVE HAVING A RADIUS OF 250.00 FEET, AN ARC LENGTH OF 16.33 FEET, AND A CHORD BEARING & DISTANCE OF N83*42'43"W 16.32 FEET; THENCE N86*47'11"W A DISTANCE OF 191.64 FEET TO A SET IRON PIN WITH CAP, "PLS 1156' THENCE LEAVING SAID NORTHERLY RIGHT OF WAY LINE AND THE SOUTH LINE OF TRACT 3, N02*29'42"E A DISTANCE OF 332.58 FEET TO A SET IRON PIN WITH CAP, "PLS 1156" ON SAID NORTH LINE OF TRACT 3; THENCE ALONG SAID NORTH LINE, S86*47'11"E A DISTANCE OF 207.93 FEET TO THE POINT OF BEGINNING, CONTAINING 1.59 ACRES (69,155 SQUARE FEET), MORE OR LESS, AND SUBJECT TO ALL RIGHTS OF WAY, EASEMENTS AND RESTRICTIVE COVENANTS OF RECORD OR FACT.

LAYMAN'S DESCRIPTION: LOCATED ON W. POPLAR ST.

PARCEL NO.: 02-00861-111

WHEREAS, the owner was given notice, pursuant to Ark. Code Ann. §14-54-903, of the unsightly and unsanitary conditions on the property described above, and instructed to clean the property in accordance with Section 18-94 of the City of Rogers Code of Ordinances;

WHEREAS, the property owner of record did not abate the situation on this property, and as a result, the City of Rogers was required to abate the conditions on this property and incurred costs as follows:

\$ 273.32 clean-up costs

\$ 20.88 certified mail fee

\$ 15.00 filing fee costs
TOTAL: \$309.20

WHEREAS, the property owner has been given at least 30 days' written notice of the public hearing in accordance with Ark. Code Ann. §14-54-903; and

WHEREAS, Ark. Code Ann. §14-54-904 authorizes the City Council to assert a clean-up lien on this property to collect the amounts expended by the City in cleaning up the property.

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

Section 1: Pursuant to Ark. Code Ann. §14-54-904, the City Council of the City of Rogers, Arkansas certifies that the following real property is subject to a valid municipal clean-up lien which shall be placed on the tax books of the Benton County Tax Collector as delinquent taxes and collected accordingly:

\$309.20 plus 10% for collection –W. Poplar Street, Rogers, Benton County, Arkansas, Parcel 02-00861-111

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 _____, 2026.

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: Public Safety Committee

RESOLUTION NO. R26-_____

A RESOLUTION AUTHORIZING THE CITY CLERK TO FILE A CLEAN-UP LIEN FOR REMOVAL OF BRUSH AND DEBRIS AT 2442 W. MAGNOLIA STREET ROGERS, BENTON COUNTY, ARKANSAS; AND FOR OTHER PURPOSES.

WHEREAS, the following real property located in Rogers, Benton County, Arkansas, is owned as follows:

PROPERTY OWNER: Gamaliel Rodriguez

LEGAL DESCRIPTION: THE EAST 10 FEET OF LOT 1 AND ALL OF LOT 2, BLOCK 3, OAKHILL III, PHASE I, ROGERS, BENTON COUNTY, ARKANSAS AS SHOWN ON PLAT RECORD 4 AT PAGE 184

LAYMAN'S DESCRIPTION: 2442 W. Magnolia Street Rogers, Arkansas 72756

PARCEL NO.: 02-06576-000

WHEREAS, the owner was given notice, pursuant to Ark. Code Ann. §14-54-903, of the unsightly and unsanitary conditions on the property described above, and instructed to clean the property in accordance with Section 18-94 of the City of Rogers Code of Ordinances;

WHEREAS, the property owner of record did not abate the situation on this property, and as a result, the City of Rogers was required to abate the conditions on this property and incurred costs as follows:

\$ 1,760.32 clean-up costs

\$ 20.88 certified mail fee

\$ 15.00 filing fee costs

TOTAL: \$1,796.20

WHEREAS, the property owner has been given at least 30 days' written notice of the public hearing in accordance with Ark. Code Ann. §14-54-903; and

WHEREAS, Ark. Code Ann. §14-54-904 authorizes the City Council to assert a clean-up lien on this property to collect the amounts expended by the City in cleaning up the property.

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

Section 1: Pursuant to Ark. Code Ann. §14-54-904, the City Council of the City of Rogers, Arkansas certifies that the following real property is subject to a valid municipal clean-up lien which shall be placed on the tax books of the Benton County Tax Collector as delinquent taxes and collected accordingly:

\$1,796.20 plus 10% for collection – 2442 W. Magnolia Street, Rogers, Benton County, Arkansas, Parcel 02-06576-000

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 _____, 2026.

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: Public Safety Committee

RESOLUTION NO. R26-_____

A RESOLUTION AUTHORIZING THE CITY CLERK TO FILE A CLEAN-UP LIEN FOR REMOVAL OF TALL GRASS AND WEEDS AT 101 S. 8TH STREET ROGERS, BENTON COUNTY, ARKANSAS; AND FOR OTHER PURPOSES.

WHEREAS, the following real property located in Rogers, Benton County, Arkansas, is owned as follows:

PROPERTY OWNER: KSBD, LLC

LEGAL DESCRIPTION: PART OF THE NW/4 OF THE SE/4 OF SECTION 12 TOWNSHIP 19 NORTH RANGE 30 WEST AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS TO WIT BEGINNING AT THE NORTHEAST CORNER OF A TRACT CONVEYED BY G. W. MARTIN TO MAGNOLIA PETROLEUM COMPANY BE DEED DATED MAY 27 1935 AND RECORDED IN BOOK 216 PAGE 162 OF THE RECORDS OF THE CIRCUIT CLERK AND EX-OFFICIO RECORDER OF BENTON COUNTY ARKANSAS A 3/4 INCH IRON PIPE FOR CORNER IN THE SOUTH LINE OF WEST WALNUT STREET SAID POINT BEING WEST A DISTANCE OF 464.10 FEET (RECORD 484.5) FROM A 3 INCH IRON PIPE AT THE NORTH WEST CORNER OF LOT 3 BLOCK 2 OF JW STROUD'S ADDITION TO THE CITY OF ROGERS THENCE EAST 40.0 FEET TO A T-BAR FOR CORNER IN THE SOUTH LINE OF WEST WALNUT STREET THENCE SOUTH 00°49'09" EAST (RECORD SOUTH) 150.0 FEET TO AN IRON PIN (RECORD T-BAR) FOR CORNER THENCE NORTH 89°51'38" WEST (RECORD WEST) 110 FEET TO AN AXLE IN THE EAST LINE OF US HIGHWAY NO 71 THENCE NORTH 00°58'01" WEST (RECORD NORTH) WITH THE EAST LINE OF US HIGHWAY NO 71 1275 FEET TO AN "X" CHIPPED IN CONCRETE THENCE NORTH 26°20'17" EAST 24.81 FEET (RECORD N26°45'E 25.0 FEET) TO A RAILROAD SPIKE (RECORD X CHIPPED IN CONCRETE) THENCE EAST WITH THIL SOUTH LINE OF WEST WALNUT STREET 60.0 FEET TO THE PLACE OF BEGINNING SUBJECT TO AN EASEMENT FOR GAS LINE AS DESCRIBID IN DEED RECORD 199 PAGE 220 AND ALSO SUBJECT TO AN EASEMENT FOR RIGHT OF WAY FOR HIGHWAY PURPOSES ON STATE HIGHWAY NO 62-JOB NO 9575 AS DESCRIBED IN DEED RECORD 543 PAGE 354 LESS & EXCEPT: PART OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 12, TOWNSHIP 19 NORTH, RANGE 30 WEST, BENTON COUNTY, ARKANSAS, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT A 1 1/2 INCH PIPE BEING USED AS THE NORTHWEST CORNER OF LOT 3, BLOCK 2 OF J.W. STROUDS PARK ADDITION AS SHOWN ON THE PLAT OF J.W. STROUDS PARK ADDITION RECORDED IN PLAT BOOK Y AT PAGE 225; THENCE NORTH 86°28'40" WEST A DISTANCE OF 46.18 FEET TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF WEST WALNUT STREET AS ESTABLISHED BY THE PLAT OF THE CITY OF ROGERS DATED OCTOBER 1928; THENCE NORTH 86°42'17" WEST ALONG SAID RIGHT OF WAY LINE A DISTANCE OF 398.04 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 02°28'56" WEST A DISTANCE OF 7.10 FEET TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF WEST WALNUT STREET AS ESTABLISHED BY AHTD JOB 090338; THENCE SOUTH 78°01'18" WEST ALONG SAID RIGHT OF WAY LINE A DISTANCE OF 37.96 FEET TO A POINT; THENCE SOUTH 47°44'48" WEST ALONG SAID RIGHT OF WAY LINE A DISTANCE OF 48.46 FEET TO A POINT

ON THE EAST RIGHT OF WAY LINE OF U.S. HIGHWAY 71B (SOUTH 8TH STREET) AS ESTABLISHED BY AHTD JOB 090338; THENCE SOUTH 24°17'45" WEST ALONG SAID RIGHT OF WAY LINE A DISTANCE OF 26.93 FEET TO A POINT; THENCE SOUTH 02°29'39" WEST ALONG SAID RIGHT OF WAY LINE A DISTANCE OF 50.00 FEET TO A POINT; THENCE SOUTH 11°01'30" WEST ALONG SAID RIGHT OF WAY LINE A DISTANCE OF 22.96 FEET TO A POINT; THENCE NORTH 86°19'15" WEST A DISTANCE OF 16.60 FEET TO A POINT ON THE EAST RIGHT OF WAY LINE OF U.S. HIGHWAY 71B (SOUTH 8TH STREET) AS ESTABLISHED BY AHTD JOB 459; THENCE NORTH 02°29'39" EAST ALONG SAID RIGHT OF WAY LINE A DISTANCE OF 121.58 FEET TO A POINT ON THE EAST RIGHT OF WAY LINE OF U.S. HIGHWAY 71B (SOUTH 8TH STREET) AS ESTABLISHED BY AHTD JOB 9575; THENCE NORTH 26°53'40" EAST ALONG SAID RIGHT OF WAY LINE A DISTANCE OF 30.44 FEET TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF WEST WALNUT STREET AS ESTABLISHED BY THE PLAT OF THE CITY OF ROGERS DATED OCTOBER 1928; THENCE SOUTH 86°42'17" EAST ALONG SAID RIGHT OF WAY LINE A DISTANCE OF 88.61 FEET TO THE POINT OF BEGINNING AND CONTAINING 0.12 ACRES (5,048 SQUARE FEET) MORE OR LESS, AS SHOWN ON PLANS REFERENCED AS AHTD JOB 090338. JOB 090338 TRACT 83

LAYMAN'S DESCRIPTION: 101 S. 8th Street Rogers, Arkansas 72756

PARCEL NO.: 02-01393-000

WHEREAS, the owner was given notice, pursuant to Ark. Code Ann. §14-54-903, of the unsightly and unsanitary conditions on the property described above, and instructed to clean the property in accordance with Section 18-94 of the City of Rogers Code of Ordinances;

WHEREAS, the property owner of record did not abate the situation on this property, and as a result, the City of Rogers was required to abate the conditions on this property and incurred costs as follows:

\$ 250.70 clean-up costs
\$ 31.32 certified mail fee
\$ 15.00 filing fee costs
TOTAL: \$297.02

WHEREAS, the property owner has been given at least 30 days' written notice of the public hearing in accordance with Ark. Code Ann. §14-54-903; and

WHEREAS, Ark. Code Ann. §14-54-904 authorizes the City Council to assert a clean-up lien on this property to collect the amounts expended by the City in cleaning up the property.

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

Section 1: Pursuant to Ark. Code Ann. §14-54-904, the City Council of the City of Rogers, Arkansas certifies that the following real property is subject to a valid municipal clean-up lien which shall be placed on the tax books of the Benton County Tax Collector as delinquent taxes and collected accordingly:

\$297.02 plus 10% for collection – 101 S. 8th Street, Rogers, Benton County, Arkansas, Parcel 02-01393-000

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 _____, 2026.

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: Public Safety Committee

RESOLUTION NO. R26-_____

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

WHEREAS, the Rogers Police Department desires to purchase five (5) Chevrolet Tahoes from Superior Automotive Group of Siloam Springs, Arkansas for use by that department;

WHEREAS, the Rogers Police Department is requesting that City Council waive the requirements for competitive bidding for this purchase due to Superior Automotive Group's ability to provide necessary fleet vehicles and modifications at state procurement pricing; and

WHEREAS, this purchase is included in the \$330,845.00 budgeted amount for line item #100-03-84002 Fleet of the City's 2026 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 hereby authorized to enter into an agreement with Superior Automotive Group of Siloam Springs, Arkansas for the purchase of five (5) Chevrolet Tahoes for use by the Rogers Police Department for an amount not to exceed the budgeted amount set aside in the City's 2026 budget;

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 five (5) Chevrolet Tahoes 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 _____, 2026.

APPROVED:

C. GREG HINES, Mayor

Attest:

JESSICA RUSH, City Clerk

Requested by: Johnathan Best, Chief, Rogers Police Department

Prepared by: John M. Pesek, Senior Staff Attorney

For Consideration By: Public Safety Committee

RESOLUTION NO. R26-_____

**A RESOLUTION DECLARING CERTAIN REAL PROPERTY AS SURPLUS;
AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A REAL
ESTATE SALES AGREEMENT WITH ELKHEAD, LLC OF ROGERS, ARKANSAS
FOR THE SALE OF CERTAIN REAL PROPERTY OWNED BY THE CITY OF
ROGERS; AND FOR OTHER PURPOSES.**

WHEREAS, The City of Rogers is the record owner of a certain portion of land originally platted as a twenty foot “reserve” alley abutting property on East Poplar Street which has been vacated and is no longer needed or used by the City, and which is and more accurately described herein:

THAT PART OF A RESERVE LYING SOUTH OF LOT 4, LOT 5, AND LOT 9 OF BLOCK 3 OF OAK PARK ADDITION TO THE CITY OF ROGERS, AS SHOWN ON PLAT BOOK A, PAGE 106, FILED FOR RECORD IN THE BENTON COUNTY CIRCUIT CLERK’S OFFICE, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT A FOUND CAR AXLE FOR THE SOUTHWEST CORNER OF THE NORTHEAST QUARTER (NE/4) OF THE SOUTHWEST QUARTER (SW/4) OF SECTION 7, TOWNSHIP 19 NORTH, RANGE 29 WEST OF THE FIFTH PRINCIPAL MERIDIAN, ROGERS, BENTON COUNTY, ARKANSAS; THENCE ALONG THE SOUTH LINE OF SAID NE/4 SW/4, SOUTH 88°23’53” EAST A DISTANCE OF 83.14 FEET TO THE POINT OF BEGINNING OF THE HEREIN DESCRIBED VACATION; THENCE NORTH 06°50’02” EAST A DISTANCE OF 20.31 FEET TO THE NORTH LINE OF SAID RESERVE; THENCE ALONG SAID NORTH LINE, SOUTH 88°23’53” EAST A DISTANCE OF 255.83 FEET TO A CURVE TO THE RIGHT ON THE WEST RIGHT-OF-WAY OF OAK PARK BOULEVARD; THENCE 21.87 FEET ALONG THE ARC OF SAID CURVE, HAVING A RADIUS OF 160.00 FEET, AND BEING SUBTENDED BY A CHORD BEARING SOUTH 23°51’06” WEST A DISTANCE OF 21.85 FEET TO THE SOUTH LINE OF SAID NE/4 SW/4; THENCE ALONG SAID SOUTH LINE, NORTH 88°23’53” WEST A DISTANCE OF 249.40 FEET TO THE POINT OF BEGINNING, CONTAINING 0.12 ACRES, MORE OR LESS, AND BEING SUBJECT TO ANY EASEMENTS OR RIGHTS-OF-WAY OF RECORD OR FACT.

WHEREAS, the City of Rogers desires to enter into an agreement for the sale of the surplus property as allowed under Ark. Code Ann. § 14-54-302(a)(1) to Elkhead, LLC of Rogers, Arkansas;

WHEREAS, the property has been appraised by an Arkansas licensed appraiser for four thousand nine hundred dollars (\$4,900.00); and

WHEREAS, the City desires to sell the property for a total of four thousand nine hundred dollars (\$4,900.00).

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

Section 1: The City of Rogers is the record owner of a certain portion of land originally platted as a twenty foot “reserve” alley abutting property on East Poplar Street and more accurately described herein, which is hereby declared surplus;

Section 2: The Mayor and City Clerk are hereby authorized to enter into a real estate sales contract with Elkhead, LLC of Rogers, Arkansas, and sign all necessary documents for the sale of a certain portion of land originally platted as a twenty foot “reserve” alley abutting property on East Poplar Street and more accurately described herein, at a purchase price of four thousand nine hundred dollars (\$4,900.00);

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, in conflict with this Resolution are repealed to the extent of such conflict.

RESOLVED this _____ day of _____, 2026.

APPROVED:

C. GREG HINES, Mayor

Attest:

JESSICA RUSH, City Clerk

Requested by: C. Greg Hines, Mayor

Prepared by: John M. Pesek, Senior Staff Attorney

**AN ORDINANCE VACATING OF A TWENTY FOOT “RESERVE” ALLEY
ABUTTING PROPERTY ON EAST POPLAR STREET; PROVIDING FOR THE
EMERGENCY CLAUSE; AND FOR OTHER PURPOSES.**

WHEREAS, pursuant to Ark. Code Ann. § 14-301-301 a request by the adjoining property owner has been made to vacate certain portions of platted and unused “reserve” alley having the legal description as follows:

THAT PART OF A RESERVE LYING SOUTH OF LOT 4, LOT 5, AND LOT 9 OF BLOCK 3 OF OAK PARK ADDITION TO THE CITY OF ROGERS, AS SHOWN ON PLAT BOOK A, PAGE 106, FILED FOR RECORD IN THE BENTON COUNTY CIRCUIT CLERK’S OFFICE, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT A FOUND CAR AXLE FOR THE SOUTHWEST CORNER OF THE NORTHEAST QUARTER (NE/4) OF THE SOUTHWEST QUARTER (SW/4) OF SECTION 7, TOWNSHIP 19 NORTH, RANGE 29 WEST OF THE FIFTH PRINCIPAL MERIDIAN, ROGERS, BENTON COUNTY, ARKANSAS; THENCE ALONG THE SOUTH LINE OF SAID NE/4 SW/4, SOUTH 88°23’53” EAST A DISTANCE OF 83.14 FEET TO THE POINT OF BEGINNING OF THE HEREIN DESCRIBED VACATION; THENCE NORTH 06°50’02” EAST A DISTANCE OF 20.31 FEET TO THE NORTH LINE OF SAID RESERVE; THENCE ALONG SAID NORTH LINE, SOUTH 88°23’53” EAST A DISTANCE OF 255.83 FEET TO A CURVE TO THE RIGHT ON THE WEST RIGHT-OF-WAY OF OAK PARK BOULEVARD; THENCE 21.87 FEET ALONG THE ARC OF SAID CURVE, HAVING A RADIUS OF 160.00 FEET, AND BEING SUBTENDED BY A CHORD BEARING SOUTH 23°51’06” WEST A DISTANCE OF 21.85 FEET TO THE SOUTH LINE OF SAID NE/4 SW/4; THENCE ALONG SAID SOUTH LINE, NORTH 88°23’53” WEST A DISTANCE OF 249.40 FEET TO THE POINT OF BEGINNING, CONTAINING 0.12 ACRES, MORE OR LESS, AND BEING SUBJECT TO ANY EASEMENTS OR RIGHTS-OF-WAY OF RECORD OR FACT.

WHEREAS, notice was placed on the above-described land as required by law and notice was published in a newspaper having general circulation in the city for two (2) consecutive weeks, and the Council has, at the time and place mentioned in the notice, heard all persons desiring to be heard on the question; and

WHEREAS, the City Council has ascertained that the above-described portions of public rights-of-way should be vacated under Ark. Code Ann. § 14-301-301.

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

Section 1: The City Council finds, after proper notice and hearing, that the above described alley has been unused for a period of five (5) years prior to this request and all adjoining property owners have consented to this vacation;

Section 2: The City Council orders that the twenty foot “reserve” alley abutting property on East Poplar Street described hereinabove is vacated under Ark. Code Ann. § 14-301-301;

Section 3: Emergency Clause: The need to vacate a twenty foot “reserve” alley abutting property on East Poplar Street as described above is immediate; therefore, in order to protect the public peace, health, safety and welfare, an emergency is deemed to exist, and this Ordinance shall become effective upon its passage and approval;

Section 4: Severability Provision: If any part of this Ordinance is held to be invalid, the remainder of this Ordinance shall continue in effect as if such invalid portion never existed; and

Section 5: 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 _____ 2026.

APPROVED:

C. GREG HINES, Mayor

Attest:

JESSICA RUSH, City Clerk

Requested By: John McCurdy, Director Community Development Department
Prepared By: John M. Pesek, Senior Staff Attorney

RESOLUTION NO. R26-_____

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A MEMORANDUM OF AGREEMENT WITH U.S. CUSTOMS AND BORDER PROTECTION FOR REIMBURSEMENT OF INFORMATION TECHNOLOGY EQUIPMENT AND ASSOCIATED EXPENSES AT THE ROGERS EXECUTIVE AIRPORT; INCREASING AIRPORT CUSTOMS REVENUE ACCOUNT #315-15-48010; APPROPRIATING THE SUM OF SIXTY-THREE THOUSAND SEVEN HUNDRED FIFTY-FIVE DOLLARS AND FORTY-SEVEN CENTS (\$63,755.47) FROM AIRPORT RESERVES INTO CUSTOMS EXPENSE ACCOUNT #315-15-70745; AND FOR OTHER PURPOSES.

WHEREAS, the current Customs and Border Protection Office located on the Rogers Executive Airport is being relocated to accommodate Airport expansion; and

WHEREAS, the Rogers Executive Airport desires to enter into a Memorandum of Agreement with the U.S. Customs and Border Protection for the associated costs of information technology equipment and associated expenses to be reimbursed by users of the international flight clearance services offered.

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 Memorandum of Agreement with U.S. Customs and Border Protection for information technology equipment and associated expenses at the Rogers Executive Airport in an amount not to exceed sixty-three thousand seven hundred fifty-five dollars and forty-seven cents (\$63,755.47), plus applicable taxes, if any;

Section 2: The sum of sixty-three thousand seven hundred fifty-five dollars and forty-seven cents (\$63,755.47) is hereby appropriated from Airport Reserves Account into Customs Expense Account #315-15-70745;

Section 3: The 2026 Fiscal Year Budget of the City of Rogers Airport is hereby amended as follows: Airport Customs Revenue Account #315-15-48010 shall be increased by the sum of sixty-three thousand seven hundred fifty-five dollars and forty-seven cents (\$63,755.47);

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 _____, 2026.

APPROVED:

C. GREG HINES, Mayor

Attest:

JESSICA RUSH, City Clerk

Requested by: David Krutsch, Airport Director, Rogers Executive Airport

Prepared by: John M. Pesek, Senior Staff Attorney

For Consideration By: Transportation Committee

RESOLUTION NO. R26-_____

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO AN AGREEMENT WITH PINNACLE FENCE AND OUTDOORS, LLC OF ROGERS, ARKANSAS FOR THE PURCHASE AND INSTALLATION OF NOISE BARRIER FENCING AT THE ROGERS EXECUTIVE AIRPORT; WAIVING COMPETITIVE BIDDING; AND FOR OTHER PURPOSES.

WHEREAS, the Rogers Executive Airport previously selected Pinnacle Fence and Outdoors, LLC of Rogers, Arkansas to install a noise barrier fence as a part of the bidding process for the federal AIP 48 Westside Taxilane Phase 1 project;

WHEREAS, the airport desires an additional two hundred feet of fencing costing approximately thirty-nine thousand two hundred eighty-eight dollars and thirty-eight cents (\$39,288.38) outside the parameters of the federal project;

WHEREAS, this additional cost is included in Account #315-15-70155.005 Building and Grounds Maintenance CAT B of the 2026 Budget; and

WHEREAS, the Rogers Executive Airport is requesting that City Council waive the requirements for competitive bidding for this agreement due to Pinnacle Fence and Outdoors, LLC having been selected to complete the federal portion of the project.

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 an agreement with Pinnacle Fence and Outdoors, LLC of Rogers, Arkansas for the purchase and installation of two hundred (200) feet of noise barrier fencing at the Rogers Executive Airport not to exceed the budgeted amount set aside in the City's 2026 budget;

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 and installation of an additional two hundred feet of noise barrier fencing at the Rogers Executive Airport;

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 _____, 2026.

APPROVED:

C. GREG HINES, Mayor

Attest:

JESSICA RUSH, City Clerk

Requested by: David Krutsch, Airport Director, Rogers Executive Airport

Prepared by: John M. Pesek, Senior Staff Attorney

For Consideration By: Transportation Committee

RESOLUTION NO. R26-_____

A RESOLUTION AMENDING THE CITY OF ROGERS' 2026 BUDGET TO APPROPRIATE THIRTY THOUSAND DOLLARS (\$30,000.00) FROM COURT AUTOMATION FUND RESERVES INTO ACCOUNT #338-38-80100 CAPITAL EXPENDITURES; AND FOR OTHER PURPOSES.

WHEREAS, the City of Rogers desires to increase security measures at the Criminal Justice Building Courts Facility; and

WHEREAS, the City desires to remodel the interior of the District Court area of the building for added security and to secure the current staff parking area by adding fencing and a gated entrance.

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

Section 1: The City of Rogers' 2026 Budget is amended to appropriate thirty thousand dollars (\$30,000.00) from Court Automation Fund Reserves into Account #338-38-80100 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 that are in conflict with this Resolution are repealed to the extent of such conflict.

RESOLVED this _____ day of _____, 2026.

APPROVED:

Attest:

C. GREG HINES, Mayor

JESSICA RUSH, City Clerk

Requested By: Chris Griffin, District Court Judge
Prepared By: John M. Pesek, Senior Staff Attorney
For Consideration By: Finance Committee

RESOLUTION NO. R26-_____

**A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO
A GRANT AGREEMENT WITH THE BEST FRIENDS ANIMAL SOCIETY TO
COVER ADOPTION FEES AT THE ROGERS ANIMAL SHELTER; AMENDING THE
2026 BUDGET TO RECOGNIZE SIX THOUSAND DOLLARS (\$6,000.00) INTO THE
ANIMAL SHELTER KENNEL FUND ACCOUNT #360-60-45600 GRANTS AND
DONATIONS; AND FOR OTHER PURPOSES.**

WHEREAS, the City of Rogers desires to enter into a grant agreement with the Best Friends Animal Society of Kanab, Utah for a total of six thousand dollars (\$6,000.00) to cover adoption fees for dogs and cats being adopted from the Rogers Animal Shelter;

**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 Best Friends Animal Society of Kanab, Utah to receive a total of six thousand dollars (\$6,000.00) to cover adoption fees for dogs and cats being adopted from the Rogers Animal Shelter;

Section 2: The City of Rogers' 2026 budget is amended to recognize six thousand dollars (\$6,000.00) into the Animal Shelter Kennel Fund Account #360-60-45600 Grants and Donations;

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 _____, 2026.

APPROVED:

C. GREG HINES, Mayor

Attest:

JESSICA RUSH, City Clerk

Requested by: Matt Coslton, Director of Animal Services
Prepared by: John M. Pesek, Senior Staff Attorney
For Consideration By: Finance Committee

ORDINANCE NO. 26-____

AN ORDINANCE AMENDING THE CITY OF ROGERS UNIFIED DEVELOPMENT CODE SECTION 1.4.3 BY RE-ZONING CERTAIN LANDS FROM T2 TO T5.2; PROVIDING FOR THE EMERGENCY CLAUSE; AND FOR OTHER PURPOSES.

WHEREAS, pursuant to the provisions of the City of Rogers' Unified Development Code § 2.8, *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 T5.2 zoning.

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

Section 1: Section 1.4.3 of the City of Rogers Unified Development Code as well as the City of Rogers Official Zoning Map shall be amended as provided herein;

Section 2: The land described herein shall be zoned as T5.2 and that said lands being in Benton County, Arkansas, are described as:

PROPERTY DESCRIPTION:

A PART OF THE NW/4 OF THE NW/4 OF SECTION 21 T-19-N R-30-W BENTON COUNTY ARKANSAS BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS BEGINNING AT THE SW CORNER OF SAID 40 ACRE TRACT AND THEN RUNNING EAST 70 YARDS THENCE NORTH 140 YARDS THENCE WEST 70 YARDS THENCE SOUTH 140 YARDS TO THE PLACE OF BEGINNING CONTAINING 2.02 ACRES MORE OR LESS SUBJECT TO A STREET RIGHT-OF-WAY DRAINAGE AND UTILITY EASEMENT IN FAVOR OF THE PUBLIC RECORDED DECEMBER 17 1998 AS LAND DOCUMENT 1998-136831 SURVEYS: 10/31/2016 2016 -813(SEE ADMIN NTS) 3

LAYMAN'S DESCRIPTION:

02-01671-218

Section 3: Zoning: The above described lands are better suited for T5.2 (City Medium-Intensity) than T2 (Rural) zoning and same should be and are hereby zoned T5.2;

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 _____, 2026.

APPROVED:

C. GREG HINES, Mayor

Attest:

JESSICA RUSH, City Clerk

Requested by: John McCurdy, Director of Community Development

Reviewed by: John M. Pesek, Senior Staff Attorney

Prepared by: Laural Scates, Planner

For Consideration By: Community Environment & Welfare Committee

ORDINANCE NO. 26-____

AN ORDINANCE AMENDING THE CITY OF ROGERS UNIFIED DEVELOPMENT CODE SECTION 1.4.3 BY RE-ZONING CERTAIN LANDS FROM T5.2 TO HC; PROVIDING FOR THE EMERGENCY CLAUSE; AND FOR OTHER PURPOSES.

WHEREAS, pursuant to the provisions of the City of Rogers' Unified Development Code § 2.8, *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 HC zoning.

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

Section 1: Section 1.4.3 of the City of Rogers Unified Development Code as well as the City of Rogers Official Zoning Map shall be amended as provided herein;

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

PROPERTY DESCRIPTION

Lot 4, The Grove Phase 1 Subdivision, City of Rogers, AR

PLAT 02/02/2007 2007-121, CORRECTION PLAT 02/02/2007 2007-128 & ESMT PLAT 3/13/2025 L202513327

LAYMAN'S DESCRIPTION:

1755 W Pleasant Grove Road
02-21542-000

Section 3: Zoning: The above described lands are better suited for HC (Highway Commercial) than T5.2 (City Medium-Intensity) zoning and same should be and are hereby zoned HC;

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 _____, 2026.

APPROVED:

C. GREG HINES, Mayor

Attest:

JESSICA RUSH, City Clerk

Requested by: John McCurdy, Director of Community Development

Reviewed by: John M. Pesek, Senior Staff Attorney

Prepared by: Christina Moore, Planner

For Consideration By: Community Environment & Welfare Committee

ORDINANCE NO. 26-____

AN ORDINANCE AMENDING THE CITY OF ROGERS UNIFIED DEVELOPMENT CODE SECTION 1.4.3 BY RE-ZONING CERTAIN LANDS FROM T2 TO T4.1 AND T4.2; PROVIDING FOR THE EMERGENCY CLAUSE; AND FOR OTHER PURPOSES.

WHEREAS, pursuant to the provisions of the City of Rogers' Unified Development Code § 2.8, *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 T4.1 and T4.2 zoning.

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

Section 1: Section 1.4.3 of the City of Rogers Unified Development Code as well as the City of Rogers Official Zoning Map shall be amended as provided herein;

Section 2: The land described herein shall be zoned as T4.1 and T4.2 and that said lands being in Benton County, Arkansas, are described as:

PROPERTY DESCRIPTION:

ZONE T4.2 DESCRIPTION:

A PART OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (SE1/4 SE1/4) OF SECTION 32, TOWNSHIP 19 NORTH, RANGE 30 WEST, CITY OF ROGERS, BENTON COUNTY, ARKANSAS, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF SAID SE1/4 SE1/4, THENCE N 87°23'25" W A DISTANCE OF 1327.74 FEET; THENCE N 02°39'58" E A DISTANCE OF 748.15 FEET TO THE POINT OF BEGINNING, THENCE N 02°39'58" E A DISTANCE OF 572.21 FEET; THENCE S 86°53'37" E A DISTANCE OF 460.95 FEET; THENCE S 41°41'35" W A DISTANCE OF 732.01 FEET TO THE POINT OF BEGINNING, WITH AN AREA OF 131876.38 SQUARE FEET, OR 3.027 ACRES, MORE OR LESS, AND SUBJECT TO ALL RIGHTS-OF-WAY, EASEMENTS AND RESTRICTIVE COVENANTS OF RECORD OR FACT.

ZONE T4.1 DESCRIPTION:

A PART OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (SE1/4 SE1/4) OF SECTION 32, TOWNSHIP 19 NORTH, RANGE 30 WEST, CITY OF ROGERS, BENTON COUNTY, ARKANSAS, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF SAID SE1/4 SE1/4, THENCE N 87°23'25" W A DISTANCE OF 1327.74 FEET; THENCE N 02°39'58" E A DISTANCE OF 748.15 FEET TO THE POINT OF BEGINNING, THENCE N 41°41'35" E A DISTANCE OF 732.01 FEET; THENCE S 86°53'37" E A DISTANCE OF 202.70 FEET; THENCE S 04°18'29" W A DISTANCE OF 667.68 FEET;

THENCE N 87°46'05" W A DISTANCE OF 644.52 FEET; THENCE N 02°39'58" E A DISTANCE OF 105.18 FEET TO THE POINT OF BEGINNING, WITH AN AREA OF 307916.22 SQUARE FEET, OR 7.069 ACRES, MORE OR LESS, AND SUBJECT TO ALL RIGHTS-OF-WAY, EASEMENTS AND RESTRICTIVE COVENANTS OF RECORD OR FACT.

LAYMAN'S DESCRIPTION:

6253 S MT. HEBRON RD
Parcel No. 02-14174-230

Section 3: Zoning: The above described lands are better suited for T4.1 (Neighborhood Medium-Intensity) and T4.2 (Neighborhood High-Intensity) than T2 (Rural) zoning and same should be and are hereby zoned T4.1 and T4.2;

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 _____, 2026.

APPROVED:

C. GREG HINES, Mayor

Attest:

JESSICA RUSH, City Clerk

Requested by: John McCurdy, Director of Community Development

Reviewed by: John M. Pesek, Senior Staff Attorney

Prepared by: Amber Long, Planner

For Consideration By: Community Environment & Welfare Committee

ORDINANCE NO. _____

AN ORDINANCE CALLING A SPECIAL ELECTION IN THE CITY OF ROGERS, ARKANSAS ON THE QUESTIONS OF ISSUING BONDS UNDER AMENDMENT NO. 62 TO THE CONSTITUTION OF THE STATE OF ARKANSAS FOR THE PURPOSE OF REFINANCING AND FINANCING THE COST OF CAPITAL IMPROVEMENTS; LEVYING A ONE PERCENT (1%) SALES AND USE TAX FOR THE PURPOSE OF RETIRING SUCH BONDS; AND PRESCRIBING OTHER MATTERS PERTAINING THERETO.

WHEREAS, the City Council of the City of Rogers, Arkansas (the "City") has determined that the City is greatly in need of the following capital improvements of a public nature, including new facilities and/or improvements to existing facilities: (a) streets, roads, trails and bridges, including any curb, gutter, drainage, flood control and other related improvements, equipment and land acquisition to accomplish such improvements, and street lighting, utility adjustments, sidewalks and traffic signals related thereto (the "Street Improvements"); (b) park and recreational facilities and improvements and any necessary land acquisition and parking, furnishings, equipment, drainage, flood control, lighting, road, trail, and utility improvements therefor (the "Park and Recreational Improvements"); (c) fire department facilities, equipment and apparatus and parking, furnishings, drainage, flood control, lighting, road, and utility improvements therefor (the "Fire Improvements"); (d) police department facilities, equipment and apparatus and parking, furnishings, drainage, flood control, lighting, road, and utility improvements therefor (the "Police Improvements"); and (e) animal services facilities, equipment and apparatus and parking, furnishings, drainage, flood control, lighting, road, and utility improvements therefor (the "Animal Services Improvements") and

WHEREAS, pursuant to a special election held August 14, 2018, the City has outstanding its Sales and Use Tax Bonds, Improvement Series 2018B and Sales and Use Tax Bonds, Series 2022 (collectively, the "2018 Voter Approved Bonds"); and

WHEREAS, the 2018 Voter Approved Bonds financed various capital improvements and are secured by and payable from collections of a 1% City-wide sales and use tax levied pursuant to Ordinance No. 18-26 of the City adopted May 22, 2018 (the "2018 Tax"); and

WHEREAS, the City Council has determined that the Street Improvements, the Park and Recreational Improvements, the Fire Improvements, the Police Improvements and the Animal Services Improvements (collectively, "Capital Improvements") can be immediately financed without a tax increase if the 2018 Voter Approved Bonds are refunded; and

WHEREAS, the City Council proposes to finance all or a portion of the costs of the refunding of the 2018 Voter Approved Bonds (the "Refunding") and the Capital Improvements by the issuance of capital improvement bonds (the "Bonds") under the authority of Amendment No. 62 to the Constitution of the State of Arkansas ("Amendment 62") and Title 14, Chapter 164, Subchapter 3 of the Arkansas Code of 1987 Annotated (the "Authorizing Legislation"), allocated as follows: \$195,500,000 in maximum aggregate principal amount for the Street Improvements; \$81,500,000 in maximum aggregate principal amount for the Park and Recreational

Improvements; \$32,750,000 in maximum aggregate principal amount for the Fire Improvements; \$20,750,000 in maximum aggregate principal amount for the Police Improvements; \$8,750,000 in maximum aggregate principal amount for the Animal Services Improvements; and \$118,000,000 in maximum aggregate principal amount for the Refunding; and

WHEREAS, the City can pay the principal of and interest on the Bonds from the proceeds of a City-wide 1% sales and use tax to be levied under the authority of the Authorizing Legislation that will replace the 2018 Tax; and

WHEREAS, the purpose of this Ordinance is to submit to the electors of the City the questions of issuing the Bonds for the Capital Improvements and for the Refunding under Amendment 62 and the Authorizing Legislation at a special election to be called for that purpose and to levy a sales and use tax at the rate of one percent (1%) on the receipts from the sales at retail within the City of all items which are subject to taxation under the Arkansas Gross Receipts Act of 1941, as amended (A.C.A. §§26-52-101, et seq.), and the receipts from storing, using, distributing or consuming within the City tangible personal property under the Arkansas Compensating Tax Act of 1949, as amended (A.C.A. §§26-53-101, et seq.) (collectively, the "2026 Tax" or the "Sales and Use Tax").

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

Section 1: There is hereby called a special election to be held on November 3, 2026, at which election there shall be submitted to the electors of the City the questions of issuing the Bonds under Amendment 62 and the Authorizing Legislation to pay all or a portion of the costs of accomplishing the Refunding and the Capital Improvements in the maximum aggregate principal amounts described above, to be payable from collections of the Sales and Use Tax remaining after deduction of the administrative charges of the State of Arkansas and required rebates;

Section 2: In order to provide for the payment of the principal of and interest on the Bonds and all obligations of the City in connection therewith, there is hereby levied the Sales and Use Tax. The levy of the Sales and Use Tax shall not become effective until the special election called in Section 1 above has been held and the issuance of the Bonds for one or more of the purposes is approved by the voters; provided, however, that no Bonds will be issued unless the issuance of the Bonds for the refunding of the 2018 Voter Approved Bonds is approved. The effective date of the 2026 Tax will be the day following the date the 2018 Tax expires. The Sales and Use Tax shall be levied and collected on the gross receipts, gross proceeds or sales price in the maximum amount allowed from time to time by Arkansas law, subject to rebates and limitations as from time to time required by Arkansas statutes for certain single transactions;

Section 3: The questions of issuing the Bonds shall be placed on the ballot for the election in substantially the following form:

The bonds described below that are approved may be combined into a single issue or may be issued in series from time to time. If the bonds for one or more of the purposes are approved and one of such purposes is the Refunding Bonds, there will

be levied a new 1% sales and use tax, the net collections of which remaining after deduction of the administrative charges of the State of Arkansas and required rebates will be used solely to retire the bonds and obligations of the City with respect thereto. The tax will replace the City's existing 1% sales and use tax levied in 2018 for the sole purpose of retiring bonds. The effective date of the new tax will be the day following the date the existing tax expires. The rate of taxation will be 1% even if bonds for more than one purpose are approved. No bonds will be issued for any purpose unless the Refunding Bonds are also approved. The 1% sales and use tax will expire after the bonds have been paid or provision is made therefor in accordance with Arkansas statutes.

REFUNDING BONDS

Bonds of the City of Rogers in the maximum aggregate principal amount of \$118,000,000 for the purpose of refunding the City's outstanding Sales and Use Tax Bonds, Improvement Series 2018B and Sales and Use Tax Bonds, Series 2022 and, in order to pay the bonds, the levy and pledge of a 1% local sales and use tax within the City.

FOR..... ☐

AGAINST ☐

STREET IMPROVEMENT BONDS

Bonds of the City of Rogers in the maximum aggregate principal amount of \$195,500,000 for the purpose of financing all or a portion of the costs of streets, roads, trails and bridges, including any curb, gutter, drainage, flood control and other related improvements, equipment and land acquisition to accomplish such improvements, and street lighting, utility adjustments, sidewalks and traffic signals related thereto and, in order to pay the bonds, the levy and pledge of a 1% local sales and use tax within the City.

FOR..... ☐

AGAINST ☐

PARK AND RECREATIONAL IMPROVEMENT BONDS

Bonds of the City of Rogers in the maximum aggregate principal amount of \$81,500,000 for the purpose of financing all or a portion of the costs of park and recreational facilities and improvements and any necessary land acquisition and parking, furnishings, equipment, drainage, flood control, lighting, road, trail, and utility improvements therefor and, in order to pay the bonds, the levy and pledge of a 1% local sales and use tax within the City.

FOR..... ☐
AGAINST ☐

FIRE IMPROVEMENT BONDS

Bonds of the City of Rogers in the maximum aggregate principal amount of \$32,750,000 for the purpose of financing all or a portion of the costs of fire department facilities, equipment and apparatus and parking, furnishings, drainage, flood control, lighting, road, and utility improvements therefor and, in order to pay the bonds, the levy and pledge of a 1% local sales and use tax within the City.

FOR..... ☐
AGAINST ☐

POLICE IMPROVEMENT BONDS

Bonds of the City of Rogers in the maximum aggregate principal amount of \$20,750,000 for the purpose of financing all or a portion of the costs of police department facilities, equipment and apparatus and parking, furnishings, drainage, flood control, lighting, road, and utility improvements therefor and, in order to pay the bonds, the levy and pledge of a 1% local sales and use tax within the City.

FOR..... ☐
AGAINST ☐

ANIMAL SERVICES IMPROVEMENT BONDS

Bonds of the City of Rogers in the maximum aggregate principal amount of \$8,750,000 for the purpose of financing all or a portion of the costs of animal services facilities, equipment and apparatus and parking, furnishings, drainage, flood control, lighting, road, and utility improvements therefor and, in order to pay the bonds, the levy and pledge of a 1% local sales and use tax within the City.

FOR..... ☐
AGAINST ☐

Section 4: The election shall be held and conducted and the vote canvassed and the results declared under the law and in the manner now provided for municipal elections unless otherwise provided in the Authorizing Legislation and only qualified voters of the City shall have the right to vote at the election;

Section 5: The results of the election shall be proclaimed by the Mayor, and his Proclamation shall be published one time in a newspaper having a general circulation in the City, which Proclamation shall advise that the results as proclaimed shall be conclusive unless attacked in the courts within thirty days after the date of publication;

Section 6: A copy of this Ordinance shall be filed with the Benton County Clerk at least 70 days prior to the date of the special election. A copy of this Ordinance shall be given to the Benton County Board of Election Commissioners so that the necessary election officials and supplies may be provided. A certified copy of this Ordinance shall also be provided to the Commissioner of Revenues of the State of Arkansas as soon as practical;

Section 7: The Mayor and City Clerk, for and on behalf of the City are hereby authorized and directed to do any and all things necessary to call and hold the special election as herein provided and to perform all acts of whatever nature necessary to carry out the authority conferred by this Ordinance;

Section 8: When provision has been made for the retirement of the 2018 Voter Approved Bonds as a result of the issuance of the Refunding Bonds, the 2018 Tax shall be abolished at the proper time so that the 2018 Tax and the 2026 Tax are not in effect at the same time. Collections of the 2018 Tax received after the date the Bonds are issued shall be used if necessary or appropriate, to provide for the payment of the Bonds;

Section 9: If the Bonds are approved, the City intends to negotiate with Stephens Inc. and Crews & Associates, Inc., which have assisted the City in preparation of the Bond size and repayment structure, for the sale of the Bonds;

Section 10: The provisions of this Ordinance are hereby declared to be separable and if any provision shall for any reason be held illegal or invalid, such holding shall not affect the validity of the remainder of this Ordinance;

Section 11: All ordinances and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

PASSED this _____ day of _____, 2026.

APPROVED:

C. GREG HINES, Mayor

Attest:

JESSICA RUSH, City Clerk

(SEAL)

CERTIFICATE

The undersigned, City Clerk of the City of Rogers, Arkansas (the "City"), hereby certifies that the foregoing pages are a true and correct copy of Ordinance No. _____, passed at a _____ session of the City Council of the City, held at the regular meeting place of the City Council, at _____ o'clock p.m. on the _____ day of _____, 2026, and that the Ordinance is of record in Ordinance Record Book No. _____ at Page _____, now in my possession.

GIVEN under my hand and seal this _____ day of _____, 2026.

City Clerk

(SEAL)

ORDINANCE NO. 26- _____

AN ORDINANCE ACCEPTING A FINAL PLAT OF 1707 N C ST, ROGERS, BENTON COUNTY, ARKANSAS; THE DEDICATION OF EASEMENTS AND RIGHTS OF WAY THEREIN; PROVIDING FOR THE EMERGENCY CLAUSE; AND FOR OTHER PURPOSES.

WHEREAS, a Final Plat has been submitted for 1707 N. C St, Rogers, Benton County, Arkansas which is more particularly described as follows, to-wit:

PARENT TRACT PARCEL #02-00067-000:

A PART OF SOUTHEAST QUARTER OF THE NORTHWEST QUARTER (SE 1/4 NW 1/4) OF SECTION 6, TOWNSHIP 19 NORTH, RANGE 29 WEST, IN BENTON COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS: COMMENCING AT THE SOUTHEAST CORNER OF THE NORTHWEST QUARTER OF SAID SECTION 6, TOWNSHIP 19 NORTH, RANGE 29 WEST, THENCE N2°36'12"E 631.06' TO THE POINT OF BEGINNING; THENCE N88°10'04"W 814.33' TO A POINT; THENCE S3°39'19"W 99.94 FEET TO A POINT; THENCE N88°34'19"W 100.00' TO A POINT; THENCE N2°50'41"E 100.56' TO A POINT; THENCE S88°10'04"E 6.24" TO A POINT; THENCE N1°00'25"E 208.83' TO A POINT; THENCE S89°38'25"E 52.38' TO A POINT; THENCE N3°42'02"E 169.54' TO A POINT; THENCE S86°59'16"E 863.36' TO A POINT; THENCE S3°11'14"W 361.93' TO THE POINT OF BEGINNING; CONTAINING SOME 7.83 ACRES, SUBJECT TO ANY EASEMENTS OR RIGHTS-OF-WAY OF "C" STREET, AS DEDICATED IN THIS PLAT.

WHEREAS, the City Council finds that said Final Plat is in conformance with the Ordinances of the City of Rogers, Arkansas; and

WHEREAS, the City Council finds that it is in the best interest of the citizens of Rogers, Arkansas that said Final Plat be approved and the dedication of the utility easements and other public ways be accepted and confirmed.

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

Section 1: The Final Plat of 1707 N C St, Rogers, Benton County, Arkansas, as described in the Plat thereof, is hereby accepted, approved, and confirmed;

Section 2: All dedication of easements and rights-of-way as set forth in the Plat are hereby accepted by the City. The Mayor and City Clerk are authorized and directed to certify the aforesaid approval and acceptance upon the face of the Plat;

Section 3: Emergency Clause: As the facilities to be constructed within this subdivision will promote the economy of the City and will promote the public health and welfare, an emergency is declared to exist and this Ordinance shall be in full force and effect from the date of passage and approval;

Section 4: 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 5: 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 _____, 2026.

APPROVED:

C. GREG HINES, Mayor

Attest:

JESSICA RUSH, City Clerk

Requested By: John McCurdy, Director Community Development
Prepared by: John M. Pesek, Senior Staff Attorney

ORDINANCE NO. 26- _____

AN ORDINANCE ACCEPTING A FINAL PLAT OF 3853 W. PAT LEE PKWY, ROGERS, BENTON COUNTY, ARKANSAS; THE DEDICATION OF EASEMENTS AND RIGHTS OF WAY THEREIN; PROVIDING FOR THE EMERGENCY CLAUSE; AND FOR OTHER PURPOSES.

WHEREAS, a Final Plat has been submitted for 3853 W. Pat Lee Pkwy, Rogers, Benton County, Arkansas which is more particularly described as follows, to-wit:

PARENT TRACT PARCEL #02-14353-000:

PART OF THE NW 1/4 OF THE NW 1/4 OF SECTION 34, TOWNSHIP 19 NORTH, RANGE 30 WEST, BENTON COUNTY, ARKANSAS, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF THE NW 1/4 OF THE NW 1/4 OF SAID SECTION 34; THENCE S87°26'02"E 24.78 FEET TO THE POINT OF BEGINNING ON THE SOUTH LINE OF LEGACY ESTATES SUBDIVISION AS PER PLAT RECORD 2005-379; THENCE ALONG SAID SOUTH LINE S87°26'02"E 387.59 FEET TO THE WEST LINE OF HAWTHORNE GROVE PHASE 2 AS PER PLAT RECORD L202433140; THENCE ALONG SAID WEST LINE S02°40'46"W 221.84 FEET; THENCE LEAVING SAID WEST LINE N87°29'37"W 373.39 FEET TO THE EAST RIGHT-OF-WAY OF SOUTH BELLVIEW ROAD; THENCE ALONG SAID RIGHT-OF-WAY N02°39'42"W 152.75 FEET; THENCE ALONG SAID RIGHT-OF-WAY N02°41'52"E 70.12 FEET TO THE POINT OF BEGINNING, CONTAINING 1.95 ACRES, MORE OR LESS AND SUBJECT TO ANY AND ALL EASEMENTS OF RECORD OR FACT.

WHEREAS, the City Council finds that said Final Plat is in conformance with the Ordinances of the City of Rogers, Arkansas; and

WHEREAS, the City Council finds that it is in the best interest of the citizens of Rogers, Arkansas that said Final Plat be approved and the dedication of the utility easements and other public ways be accepted and confirmed.

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

Section 1: The Final Plat of 3853 W. Pat Lee Pkwy, Rogers, Benton County, Arkansas, as described in the Plat thereof, is hereby accepted, approved, and confirmed;

Section 2: All dedication of easements and rights-of-way as set forth in the Plat are hereby accepted by the City. The Mayor and City Clerk are authorized and directed to certify the aforesaid approval and acceptance upon the face of the Plat;

Section 3: Emergency Clause: As the facilities to be constructed within this subdivision will promote the economy of the City and will promote the public health and welfare, an

emergency is declared to exist and this Ordinance shall be in full force and effect from the date of passage and approval;

Section 4: 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 5: 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 _____, 2026.

APPROVED:

C. GREG HINES, Mayor

Attest:

JESSICA RUSH, City Clerk

Requested By: John McCurdy, Director Community Development
Prepared by: John M. Pesek, Senior Staff Attorney