

SCHEDULED COMMITTEE MEETINGS to be held in the Multi-Purpose Room #236, second floor of the City Administration Building, 201 Spring Street:

- Monday, Aug 17th, 5:30 p.m. is the next Committee meetings.
 - Committee agendas will be available on Friday, 14st, 2015.

SPRINGDALE CITY COUNCIL
REGULAR MEETING
TUESDAY, August 11th, 2015

5:55 p.m. Pre Meeting Activities

Pledge of Allegiance
Invocation – **Mike Overton**

6:00 p.m. **OFFICIAL AGENDA**

1. *Large Print* agendas are available at the back of the room, next to the main entrance.
2. Call to Order - Mayor Doug Sprouse
3. Roll Call – City Clerk Denise Pearce

Recognition of a Quorum.

4. Economic Development Report; presented by Scott Edmondson, Springdale Chamber of Commerce.

5. Comments from Citizens

The Council will hear brief comments from citizens during this period on issues not on the agenda. No action will be taken tonight. All comments will be taken under advisement.

6. Approval of Minutes

a) July 28th, 2015 (3-10)

7. Procedural Motions

A. Entertain Motion to read all Ordinances and Resolutions by title only.

B. Entertain Motion to dispense with the rule requiring that ordinances be fully and distinctly read on three (3) different days for ordinances listed on this agenda as *item numbers....9; 12a; 13a; 14;* (Motion must be approved by two-thirds (2/3) of the council members).

8. Human Resources update by Director Gina Lewis

9. **An Ordinance** releasing, vacating, and abandoning a utility easement located on property in Springdale, Benton County, Arkansas to declare an emergency and for other purposes (4806 Hickory Street); presented by: Ernest Cate, City Attorney (11-13)

10. **A Resolution** endorsing participation in the Sales and Use Tax Refund Program authorized by the Consolidated Incentive Act of 2003 and ARK. Code Ann. 15-4-2706(d). Presented by: Ernest Cate, City Attorney. (14-15)

11. Heath, Sanitation, & Property Maintenance Report and Recommendations by Chairman Jim Reed.

A. **A Resolution** setting a hearing date, pursuant to ARK. Code Ann 14-235-223, on a proposed ordinance establishing and setting rates for sanitary sewer service in the City of Springdale, Arkansas. (Committee Recommended Approval) (16-19)

12. Planning Commission Committee Report and Recommendations by Patsy Christie, Planning Director:
 - A. **An Ordinance** accepting the replat of Lots 13, 14, and 15 of the Springdale Industrial Park II, Phase III, an industrial subdivision to the City of Springdale, Arkansas, and declaring an emergency. (Committee Recommended Approval). (20-22)
13. Street & CIP Committee Report and Recommendations by Chairman Rick Evans:
 - A. **An Ordinance** to waive competitive bidding for consulting services to develop a long-range library plan. (Committee Recommended Approval) (23-24)
 - B. **A Resolution** expressing the willingness of the City of Springdale to participate in the ANRC Floodplain mapping project. (Committee Recommended Approval) (25-32)
 - C. **A Resolution** expressing the willingness of the City of Springdale, Arkansas, to utilize Federal- Aid Transportation Alternatives Program (TAP) funds administered by the Northwest Arkansas Regional Planning Commission for the construction of Dean's Trail Phase I. (Committee Recommended Approval). (33-35)
14. **An Ordinance** authorizing the City Clerk to file a Clean-up lien for the removal of overgrown brush and debris on the property located within the City of Springdale, Washington County, Arkansas. (4403 Atchison Avenue, 514 W. Center, 505 Clearwood Ave., 1913 W. Emma). Presented by: Ernest Cate, City Attorney. (36-68)
15. **A Resolution** authorizing the temporary operation of a circus, presented by: Wyman Morgan, Director of Administration and Finance. (69-75)
16. Comments from Department Heads.
17. Comments from Council Members.
18. Comments from City Attorney.
19. Comments from Mayor Sprouse.
20. Adjournment.

**SPRINGDALE CITY COUNCIL
JULY 28, 2015**

The City Council of the City of Springdale met in regular session on July 28, 2015, in the City Council Chambers, City Administration Building. Mayor Sprouse called the meeting to order at 6:00 p.m.

Roll call was answered by:

Doug Sprouse	Mayor
Rick Culver	Ward 3
Jeff Watson	Ward 3
Mike Overton	Ward 2
Eric Ford	Ward 1
Mike Lawson	Ward 4
Rick Evans	Ward 2 (Arrived Late)
Jim Reed	Ward 1
Kathy Jaycox	Ward 4
Ernest Cate	City Attorney
Denise Pearce	City Clerk/Treasurer

Department heads present:

Wyman Morgan	Director of Finance & Admin.
Mike Peters	Interim Police Chief
Patsy Christie	Planning Director
Mike Irwin	Fire Chief
Sam Goade	Public Works Director
Brad Baldwin	Engineering Director
Bill Mock	Parks & Recreation Director

BOY SCOUT TROOPS RECOGNIZED

Mayor Sprouse acknowledged Boy Scout Troops #107 and #777 who were attending the City Council meeting working towards earning badges.

APPROVAL OF MINUTES

Alderman Overton moved the minutes of the July 14, 2015 City Council meeting be approved as presented. Alderman Jaycox made the second.

There was a voice vote of all ayes and no nays.

ORDINANCES AND RESOLUTIONS READ BY TITLE ONLY

Alderman Reed made the motion to read all Ordinances and Resolutions by title only and to dispense with the rule requiring that ordinances be fully and distinctly read on three (3) different days for all items listed on this agenda. Alderman Jaycox made the second.

The vote:

Yes: Reed, Jaycox, Culver, Watson, Overton, Ford, Lawson

No: None

**RESOLUTION NO. 73-15 – SETTING A HEARING DATE ON A PETITION BY
NORTHWEST TECHNICAL INSTITUTE TO VACATE A PORTION OF A
DEDICATED STREET IN SPRINGDALE INDUSTRIAL PARK NUMBER TWO**

City Attorney Ernest Cate presented a Resolution setting a hearing date for August 25, 2015, on a petition by Northwest Technical Institute to vacate a portion of a dedicated street in Springdale Industrial Park Number Two.

RESOLUTION NO. ____

**A RESOLUTION SETTING A HEARING DATE ON A PETITION
TO VACATE A PORTION OF A DEDICATED PUBLIC STREET
IN SPRINGDALE INDUSTRIAL PARK NUMBER TWO.**

WHEREAS, Northwest Technical Institute has petitioned for the abandonment of a portion of a dedicated public street described as follows:

A Part of The Springdale Industrial Park Number Two, a Subdivision to the City of Springdale, Washington County, Arkansas being more particularly described as commencing at the Southeast Corner of Lot Four (4) in Block Four (4) of said subdivision; thence South 05°23'24" West a distance of 60.29 feet to a point; thence South 89°46'15" West a distance of 660.00 feet to a point on a non tangent curve to the right having a radius of 80.00 feet, a central angle of 134°13'16", and an arc length of 187.41 feet, the long chord of which bears South 89°46'15" West for a distance of 147.40 feet to a point; thence South 89°46'15" West a distance of 55.06 feet to a point on the West Line of said Subdivision; thence along said West Line North 03°17'00" East a distance of 60.11 feet to a point; thence leaving said West Line North 89°46'15" East a distance of 50.47 feet to a point on a non tangent curve to the right having a radius of 80.00 feet, a central angle of 137°40'16", and an arc length of 192.23 feet, the long chord of which bears North 89°46'15" East for a distance of 149.21 feet to a point; thence North 89°46'15" East a distance of 665.00 feet to the POINT OF BEGINNING containing in all 62,549 square feet or 1.436 acres, more or less.

WHEREAS, the City Council for the City of Springdale, Arkansas, finds that a hearing date should be set on the petition;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that August 25, 2015, at 6:00 p.m. be set as the date and time for the City Council to hear the petition; that the City Clerk shall give notice of the date and time, as required by law.

PASSED AND APPROVED this ____ day of July, 2015.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, CITY CLERK

APPROVED AS TO FORM:

Ernest B. Cate, CITY ATTORNEY

Alderman Reed moved the Resolution be adopted. Alderman Jaycox made the second.

The vote:

Yes: Jaycox, Culver, Watson, Overton, Ford, Lawson, Reed

No: None

The Resolution was numbered 73-15.

ORDINANCE NO. 4942 – AUTHORIZING THE CITY CLERK TO FILE A CLEAN-UP LIEN FOR THE REMOVAL OF OVERGROWN BRUSH AND DEBRIS ON PROPERTY LOCATED WITHIN THE CITY OF SPRINGDALE, WASHINGTON COUNTY, ARKANSAS

City Attorney Ernest Cate presented an Ordinance authorizing the City Clerk to file a clean-up lien for the removal of overgrown brush and debris located at 3909 Clark Ave., 517 Mountain View, 303 Park St., 1100 S. Thompson and 1001 Wilkinson Ln., located within the City of Springdale, Washington County, Arkansas.

After the reading the title of the Ordinance, Alderman Reed moved the Ordinance “Do Pass”. Alderman Lawson made the second.

The vote:

Yes: Culver, Watson, Overton, Ford, Lawson, Reed, Jaycox

No: None

Alderman Reed moved the Emergency Clause be adopted. Alderman Jaycox made the second.

The vote:

Yes: Watson, Overton, Ford, Lawson, Reed, Jaycox, Culver

No: None

The Ordinance was numbered 4942.

ORDINANCE NO. 4943 – REPEALING ORDINANCE NO. 4936; DECLARING AN EMERGENCY AND FOR OTHER PURPOSES

City Attorney Ernest Cate presented an Ordinance repealing Ordinance No. 4936 and declaring an emergency.

On July 14, 2015, the City Council for the City of Springdale passed Ordinance No. 4936, which amended Section 34-2 of the Code of Ordinances of the City of Springdale, Arkansas. Ordinance No. 4936 was passed due to Act 1093 of the 2015 Arkansas General Assembly, to be codified at Ark. Code Ann. §14-55-303, and to extend the time period for the filing of a municipal referendum petition. There is a possible conflict between Ark. Code Ann. §14-55-303 and the Arkansas Constitution, and this issue needs to be resolved before the City of Springdale amends Section 34-2 of the Code of Ordinances of the City of Springdale, Arkansas.

After the reading the title of the Ordinance, Alderman Reed moved the Ordinance “Do Pass”. Alderman Jaycox made the second.

The vote:

Yes: Overton, Ford, Lawson, Reed, Jaycox, Culver, Watson

No: None

Alderman Reed moved the Emergency Clause be adopted. Alderman Jaycox made the second.

The vote:

Yes: Ford, Lawson, Reed, Jaycox, Culver, Watson, Overton

No: None

The Ordinance was numbered 4943.

RESOLUTION NO. 74-15 – AUTHORIZING EXECUTION OF AN ENGINEERING DESIGN CONTRACT FOR 56TH STREET FROM DON TYSON PARKWAY TO JOHNSON MILL BOULEVARD

Alderman Jim Reed presented a Resolution authorizing execution of an engineering design contract for 56th Street from Don Tyson Parkway to Johnson Mill Boulevard.

RESOLUTION NO. ____

A RESOLUTION AUTHORIZING EXECUTION OF AN ENGINEERING DESIGN CONTRACT FOR 56TH STREET FROM DON TYSON PARKWAY TO JOHNSON MILL BOULEVARD

WHEREAS, the Cities of Springdale and Johnson have received STP-A funding for up to 80% of cost of design for the 56th St Widening from Don Tyson Parkway to Johnson Mill Boulevard,

WHEREAS, using the procurement procedures required by State Law, the program management team has selected the most qualified firm and has negotiated design fees with Engineering Services, Inc. in the not exceed amount of \$503,549.63.

WHEREAS, the City of Springdale is responsible for 70% of the 20% local match and the City of Johnson is responsible for 30% of the 20% local match,

Funding Source	Percent Share	Cost Share
Federal Aid	80%	\$ 402,839.70
City of Springdale	14%	\$ 70,496.95
City of Johnson	6%	\$ 30,212.98
Project Totals	100%	\$ 503,549.63

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that the Mayor and City Clerk/Treasurer are hereby authorized to execute a contract with Engineering Services, Inc. in the not exceed amount of \$503,549.63.

PASSED AND APPROVED this ____ day of July, 2015.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, CITY CLERK

APPROVED AS TO FORM:

Ernest B. Cate, CITY ATTORNEY

Alderman Ford moved the Resolution be adopted. Alderman Lawson made the second.

The vote:

Yes: Lawson, Reed, Jaycox, Culver, Watson, Overton, Ford

No: None

The Resolution was numbered 74-15.

RESOLUTION NO. 75-15 – EXPRESSING THE WILLINGNESS OF THE CITY OF
SPRINGDALE TO APPLY FOR STP-A FUNDING FOR DESIGN OF DON TYSON
PARKWAY FROM 56TH STREET TO HIGHWAY 112

Alderman Jim Reed presented a Resolution expressing the willingness of the City of Springdale to apply for STP-A funding for design of Don Tyson Parkway from 56th Street to Highway 112.

RESOLUTION NO. ____

**A RESOLUTION EXPRESSING THE WILLINGNESS OF THE
CITY OF SPRINGDALE TO APPLY FOR STP-A FUNDING FOR
DESIGN OF DON TYSON PARKWAY FROM 56TH STREET TO
HIGHWAY 112**

WHEREAS, the City of Springdale sees the need to extend Don Tyson Parkway from 56th St to Highway 112, and

WHEREAS, the extension of Don Tyson Parkway west to Highway 112 is regionally important to improve east – west access from Highway 112 to I49, Highway 71B and Highway 265, and

WHEREAS, due to the regional significance of the project, STP-A funding may be available, and

WHEREAS, of the estimated design cost of \$375,000.00, the City intends to submit an application requesting 80% STP-A funding (\$300,000.00) and provide the required match of 20% (\$75,000.00);

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that:

- The City of Springdale is committed to the Don Tyson Parkway extension project and recognizes its regional significance.
- The required matching funds are committed in an amount not to exceed \$75,000.00.

PASSED AND APPROVED this ____ day of July, 2015.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, CITY CLERK

APPROVED AS TO FORM:

Ernest B. Cate, CITY ATTORNEY

Alderman Ford moved the Resolution be adopted. Alderman Lawson made the second.

The vote:

Yes: Reed, Jaycox, Culver, Watson, Overton, Ford, Lawson

No: None

The Resolution was numbered 75-15.

RESOLUTION NO. 76-15 – AUTHORIZING EXECUTION OF A CONTRACT FOR
ACO PARKING LOT IMPROVEMENTS

Alderman Jim Reed presented a Resolution authorizing execution of a contract for ACO parking lot improvements.

RESOLUTION NO. ____

**A RESOLUTION AUTHORIZING EXECUTION OF A
CONTRACT FOR ACO PARKING LOT IMPROVEMENTS**

WHEREAS, in April of 2015 the City Council authorized a lease with the Art Center of The Ozarks and appropriated \$150,000.00 to provide a public parking lot ,

WHEREAS, the City of Springdale staff prepared plans for the necessary improvements,

WHEREAS, City of Springdale solicited competitive bids for the concrete improvements,

WHEREAS, the low bid for the concrete improvements was submitted by KB Strucural LLC in the amount of \$58,751.50, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that the Mayor and City Clerk/Treasurer are hereby authorized to execute a contract with KB Strucural LLC, for construction of concrete improvements for the ACO Parking Lot in the amount of \$58,751.50.

PASSED AND APPROVED this ____ day of July, 2015.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, CITY CLERK

APPROVED AS TO FORM:

Ernest B. Cate, CITY ATTORNEY

Alderman Jaycox moved the Resolution be adopted. Alderman Reed made the second.

The vote:

Yes: Jaycox, Culver, Watson, Overton, Ford, Lawson, Reed

No: None

The Resolution was numbered 76-15.

ORDINANCE NO. 4944 – REZONING PROPERTY OWNED BY DONNA LUCKETT-WILSON LOCATED AT 787 N. 40TH STREET, FROM SF-2 TO C-2

Planning Director Patsy Christie presented an Ordinance rezoning property owned by Donna Lockett-Wilson located at 787 N. 40th Street, from SF-2 to C-2.

Planning Commission recommended approval at their July 7, 2015 meeting.

After the reading the title of the Ordinance, Alderman Reed moved the Ordinance “Do Pass”. Alderman Jaycox made the second.

The vote:

Yes: Culver, Watson, Overton, Ford, Lawson, Reed, Jaycox

No: None

Alderman Reed moved the Emergency Clause be adopted. Alderman Jaycox made the second.

The vote:

Yes: Watson, Overton, Ford, Lawson, Reed, Jaycox, Culver

No: None

The Ordinance was numbered 4944.

NATIONAL NIGHT OUT

Police Chief Peters announced the Police Department will be hosting National Night Out which is a program held across the country to build partnerships between law enforcement and the community. It will be held at Murphy Park on Tuesday, August 4, 2015 from 6:00 p.m. to 10:00 p.m.

SPRINGDALE CITY COUNCIL
JULY 28, 2015

ADJOURNMENT

Alderman Jaycox made the motion to adjourn. Alderman Overton made the second.

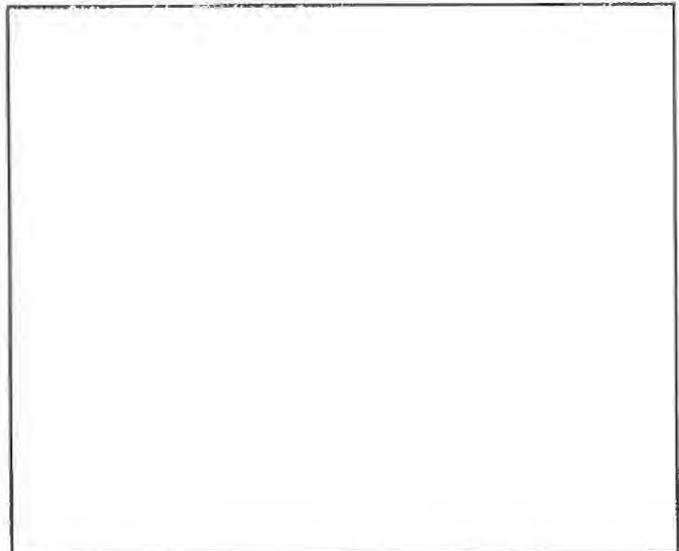
After a voice vote of all ayes and no nays, the meeting adjourned at 6:11 p.m.

Doug Sprouse, Mayor

Denise Pearce, City Clerk/Treasurer

ORDINANCE NO. _____

**AN ORDINANCE RELEASING,
VACATING, AND ABANDONING A
UTILITY EASEMENT LOCATED ON
PROPERTY IN SPRINGDALE,
BENTON COUNTY, ARKANSAS TO
DECLARE AN EMERGENCY AND
FOR OTHER PURPOSES.**



WHEREAS, Justin Gregory and Natalie Gregory petitioned the City Council for the City of Springdale, Arkansas, to release, vacate and abandon a utility easement more particularly described in Section 1 below;

WHEREAS, after legal notice of the hearing was published as required by law, a hearing was held on the matter in front of the Springdale City Council, and at the hearing the City Council made the following findings: That all utility companies have filed their written consents to the releasing, vacating and abandoning a portion of the utility easement as shown on the copy of the plat incorporated by reference and said copy and consents are on file in the office of the City Clerk for the City of Springdale, Arkansas;

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

Section 1: That the City of Springdale, Arkansas hereby releases, vacates and abandons all of their rights, together with the rights of the public generally, in the property described as follows:

Part of Lot 7, Block 2, Oak Valley Subdivision to the City of Springdale, Benton County, Arkansas, beginning at a point 30 feet west of the northeast corner of said Lot 7, thence west 100 feet, thence south 25 feet, thence east 100 feet, thence north 25 feet to the point of beginning.

LAYMAN'S DESCRIPTION: 4806 Hickory Street
Springdale, Benton County, Arkansas

PARCEL NO.: 21-00371-000

A survey showing the property abandoned is hereby incorporated by reference.

Section 2: Emergency Clause. It is hereby declared that an emergency exists and this ordinance, being necessary for the preservation of the health, safety and welfare of the citizens of Springdale, Arkansas, shall be in effect immediately upon its passage and approval.

PASSED AND APPROVED this 11th day of August, 2015.

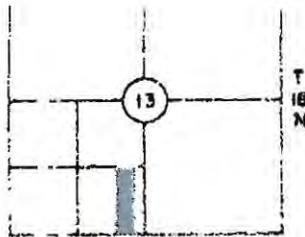
Doug Sprouse, Mayor

ATTEST:

Denise Pearce, CITY CLERK

APPROVED AS TO FORM:

Ernest B. Cate, CITY ATTORNEY



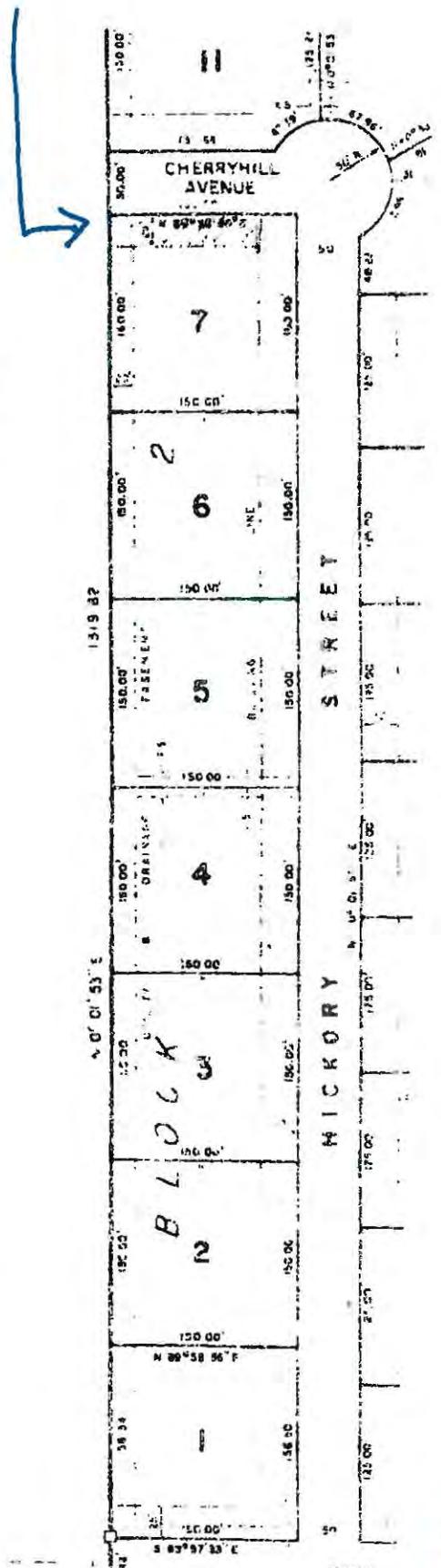
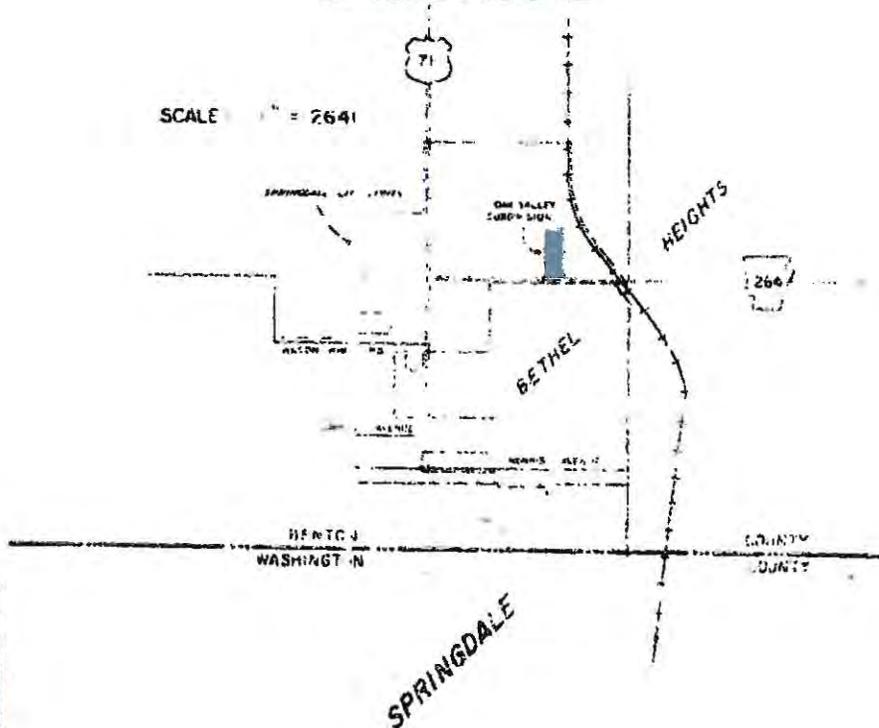
LOCATION MAP

□ = MONUMENT

ZONING R-1

NOTE
SIDEWALKS ARE TO BE INSTALLED IN
THE SUBDIVISION ACCORDING TO THE
SPRINGDALE CITY ORDINANCE

VICINITY MAP



RESOLUTION NO. _____

**A RESOLUTION ENDORSING PARTICIPATION IN
THE SALES AND USE TAX REFUND PROGRAM
AUTHORIZED BY THE CONSOLIDATED INCENTIVE
ACT OF 2003 AND ARK. CODE ANN. §15-4-2706(d).**

WHEREAS, in order for a business to be eligible for the investment tax incentives contained in Ark. Code Ann. §15-4-2706(d), the governing body of the municipality in which the business is located must pass a resolution endorsing the participation of the business in the tax refund program; and

WHEREAS, Ark. Code Ann. §15-4-2706(d) provides that the governing body of the municipality must specify that the Department of Finance and Administration is authorized to refund local sales taxes to a business participating in the tax refund program; and

WHEREAS, American Tubing Arkansas, LLC, of 2191 Ford Avenue, wishes to participate in, and be eligible for, the investment tax incentives contained in Ark. Code Ann. §15-4-2706(d), due to the expansion of its facility in the City of Springdale, Arkansas; and

WHEREAS, American Tubing Arkansas, LLC, has agreed to furnish the City of Springdale all information necessary for its participation in the tax refund program.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that the participation of American Tubing Arkansas, LLC, in the tax refund program contained in Ark. Code Ann. §15-4-2706(d) is hereby endorsed, and the Department of Finance and Administration is authorized to refund local sales taxes to American Tubing Arkansas, LLC, and this resolution shall take effect immediately.

PASSED AND APPROVED this _____ day of _____, 2015.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, CITY CLERK

APPROVED AS TO FORM:

Ernest B. Cate, CITY ATTORNEY

RESOLUTION NO. _____

**A RESOLUTION SETTING A PUBLIC HEARING DATE,
PURSUANT TO ARK. CODE ANN. §14-235-223, ON A
PROPOSED ORDINANCE ESTABLISHING AND SETTING
RATES FOR SANITARY SEWER SERVICE IN THE CITY
OF SPRINGDALE, ARKANSAS.**

WHEREAS, the City of Springdale, Arkansas, has found it necessary to consider an increase in sanitary sewer rates in order to maintain the operation and maintenance of wastewater facilities, and to provide the revenue required for future expansion and improvements to the city's wastewater facilities;

WHEREAS, attached hereto as Exhibit "A" and incorporated herein by reference is a proposed ordinance, entitled "An Ordinance Establishing and Setting Rates for Sanitary Sewer Service; Repealing Ordinance 3038, and Pertaining to Other Matters Relating Thereto" ("the Ordinance"), which is hereby introduced for consideration by the City Council for the City of Springdale, Arkansas;

WHEREAS, Ark. Code Ann. §14-235-223 provides that no sewer rates or charges shall be established until after a public hearing, at which all the users of the works and owners of property served or to be served by them and others interested shall have opportunity to be heard concerning the proposed sewer rates or changes; and

WHEREAS, Ark. Code Ann. §14-235-223 provides that after the introduction of the Ordinance, and before the enactment of the Ordinance, that notice of the public hearing, setting forth the proposed schedule of the rates or charges, shall be given by one (1) publication in a newspaper published in or having general circulation in the municipality at least ten (10) days before the date fixed for the public hearing.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that August 25, 2015, at 6:00 p.m. be set as the date and time for the City Council to hold a public hearing on the Ordinance; that the City Clerk shall give notice of the date and time of the public hearing as required by Ark. Code Ann. §14-235-223; and such notice shall also contain the proposed schedule of the rates or charges contained in the Ordinance.

PASSED AND APPROVED this _____ day of August, 2015.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, CITY CLERK

APPROVED AS TO FORM:

Ernest B. Cate, CITY ATTORNEY

ORDINANCE NO. _____

AN ORDINANCE ESTABLISHING AND SETTING RATES FOR SANITARY SEWER SERVICE; REPEALING ORDINANCE 3038, AND PERTAINING TO OTHER MATTERS RELATING THERETO.

WHEREAS, the City of Springdale has found it necessary to increase sanitary sewer rates in order to maintain the operation and maintenance of wastewater facilities and to provide the revenue required for future expansion and improvements to the city's wastewater facilities; and

WHEREAS, after introduction of this ordinance, a public hearing was held by the City Council on August 25, 2015, after notice of said hearing was published as required by Ark. Code Ann. §14-235-223.

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

SECTION 1: That Ordinance No. 3038 of the City of Springdale, Arkansas is hereby specifically repealed as of the effective date of the schedule herein established and that all other ordinances and parts of ordinances establishing schedules of rates for sanitary sewer supplied or to be supplied by the Springdale Water Department are also repealed.

SECTION 2: That all customers whose premises are connected to and use the sanitary sewer system of the City of Springdale, or whose premises are in any way served by the Springdale sanitary sewer system are hereby classified as Domestic or Industrial Users. A Domestic User is defined as a user whose wastewater from residential property flows into and is treated by the Springdale sanitary sewer system. An Industrial User is defined as a user whose liquid waste from commercial, industrial, manufacturing, processing, trade or business, except domestic waste, that flows into and is treated by the Springdale sanitary sewer system.

SECTION 3: That the following schedule of rates are hereby established for sanitary sewer service furnished by the City of Springdale Water and Sewer Commission. The charges for all sewer collection and treatment shall be determined each month in accordance with Schedule (A) below. In addition, Industrial Users are subject to monthly surcharges for excessive Biochemical Oxygen Demand (BOD) and Total Suspended Solids (TSS) as established in Schedule (B) below.

SCHEDULE A:

The following charges shall be based on water metered, or approved direct sewer meters, for each Domestic and Industrial User, except as otherwise specifically provided below in Section 5 paragraph (b). The following monthly rates are hereby fixed as rates to be charged for sewer service and shall become effective for sewer services billed on or after October 1, 2015.

		<u>Inside City</u>	<u>Outside City</u>
Minimum	1,500 Gallons	\$5.43	\$6.70
Next	23,500 Gallons	\$3.17	\$3.48
Next	225,000 Gallons	\$3.13	\$3.40
Next	350,000 Gallons	\$3.04	\$3.27
Next	400,000 Gallons	\$2.91	\$3.24
All Over	1,000,000 Gallons	\$2.76	\$2.86

SCHEDULE B:

All Industrial Users are subject to an additional monthly sewer service charge (surcharge) to defray the long or short term costs associated with the treatment of high strength wastewater.

Monthly average discharges of Biochemical Oxygen Demand (BOD) of 289 mg/L and Total Suspended Solids (TSS) of 300 mg/L shall not be exceeded without incurring a surcharge.

(a) A surcharge shall be added to the monthly sewer bill of any Industrial User whose wastewater discharge exceeds the allowable base established herein. Such surcharge shall be calculated using the following formula:

FORMULA FOR CALCULATING SURCHARGES:

$$S = V_{ww} \times 8.34 [Y (TSS - 300) + Z (BOD - 289)]$$

Where:

- S = Surcharge in Dollars (monthly)
- V_{ww} = Volume wastewater in million gallons (monthly)
- 8.34 = Pounds per gallon of water

Y	=	Unit charge of TSS in dollars per pound
TSS	=	Total Suspended Solids strength index in milligrams per liter by weight (300 mg/L or more)
300	=	Maximum TSS strength in milligrams per liter by weight
Z	=	Unit charge for BOD in dollars per pound
BOD	=	Five day Biochemical Oxygen Demand strength index in milligrams per liter by weight (289 mg/L or more)
289	=	Maximum BOD strength in milligrams per liter

Current charges for Y = \$0.407
 Current charges for Z = \$0.440

- (b) The Springdale Water and Sewer Commission is authorized to suspend part or all of the surcharge based upon preapproved authorization to make scheduled repairs or installation of equipment.
- (c) The current unit charge for Total Suspended Solids (Y) and the current unit charge for Biochemical Oxygen Demand (Z), as listed above, shall remain effective for sewer service billed. The Springdale Water and Sewer Commission shall review annually on a fiscal year basis the actual cost of treating high strength waste and shall increase or decrease the unit charge for Y and Z of the Formula for Calculating Surcharges in accordance with the finding of such review.

SECTION 4: That no free facilities or sewer services shall be furnished. In the event that the city or any department, agency or instrumentality thereof shall avail itself of the facilities or services afforded by the sanitary sewer service of the City of Springdale, the reasonable value of the service or facilities so afforded shall be charged against the city or such department, agency or instrumentality and shall be paid for as the charges therefore accrue at industrial rates.

SECTION 5: That the above schedule of rates be, and they are hereby fixed as rates to be charged for services to be rendered and benefits to be received from the wastewater collection and treatment facilities, to-wit:

- (a) All bills for sewage collection and treatment shall be rendered to the user monthly, such statements to be rendered and collected by the City of Springdale, and shall cover the same period and collection procedures as corresponding water bills. All bills shall be rendered in the net amount due and the charge shall be determined by each thousand gallons of water, or portion thereof, furnished to each user.
- (b) The gallonage of sewage collected and treated shall be based on water metered to each Domestic and Industrial User, exclusive of seasonal water and other water uses metered separately which do not directly or indirectly discharge flows into the sanitary sewer system. Direct sewer meters may also provide monthly treatment if approved in advance by Springdale Water.
- (c) All users shall be connected to the Springdale water system and the discharge of all liquid waste to the sanitary system shall be derived from metered water supplied by the City of Springdale. The discharge of seasonal water, storm water, surface water, groundwater, roof runoff, or water from other sources which are not metered for sewer charges are prohibited.

SECTION 6: Any user who feels that their user charge is unjust and inequitable may make written application to the business office of Springdale Water Utilities (the assumed name under which the Springdale Water and Sewer Commission does business) requesting a review of the user's charge. Said written request shall, where necessary, show the actual or estimated average flow and/or strength of the user's wastewater in comparison with the values upon which the charge is based, including how the measurements or estimates were made. Review of the request shall be made by the Office Manager or a designated representative of Springdale Water Utilities. If the user's request for an adjustment of the billing charges is substantiated, the sewer charges for that user may be adjusted in conformance with the adjustment policy of the Springdale Water and Sewer Commission. Billing adjustments shall be based on the revised flow and/or strength data.

SECTION 7: That if any section, sub-section, sentence, clause or phrase of this ordinance is for any reason declared unconstitutional or invalid, such unconstitutionality or invalidity shall not affect the validity of the remaining sections of this ordinance. This ordinance shall take precedence over any terms or conditions or agreements or contracts which are inconsistent with the requirements of Section 204 (b) (1) (A) of the Clean Water Act, as amended or 40 CFR Part 35, Subpart I, Section 35.2140 promulgated by the United States Environmental Protection Agency on February 17, 1984.

SECTION 8: That the Springdale City Council, after investigation, finds that the above rates are reasonable and necessary rates to be charged for sewer service by the City of Springdale, Arkansas. The Council further specifically finds that said rates are sufficient to provide for the operation and maintenance of the Springdale sewer system and are necessary for the payment of principal and interest on bonds to be issued to finance sewer works construction and to expand such system as may from time to time be required, and to provide depreciation funds for replacement of the sewer system.

PASSED AND APPROVED THIS ___ DAY OF _____, 2015.

APPROVED:

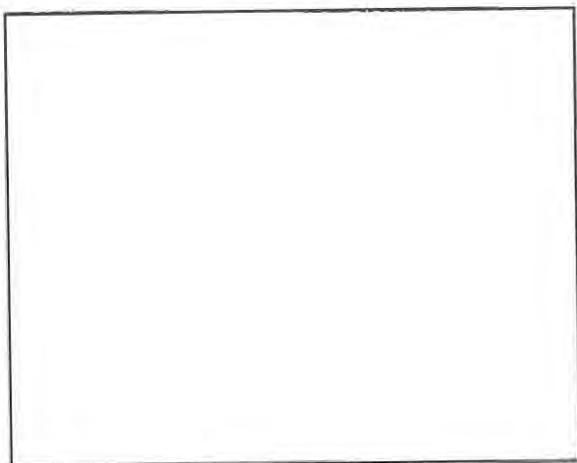
DOUG SPROUSE, MAYOR

ATTEST:

DENISE PEARCE, CITY CLERK

APPROVED AS TO FORM:

ERNEST CATE, CITY ATTORNEY



ORDINANCE NO. _____

AN ORDINANCE ACCEPTING THE REPLAT OF LOTS 13, 14, AND 15 OF THE SPRINGDALE INDUSTRIAL PARK II, PHASE III, AN INDUSTRIAL SUBDIVISION TO THE CITY OF SPRINGDALE ARKANSAS, AND DECLARING AN EMERGENCY.

BE IT KNOWN BY THE CITY OF SPRINGDALE, ARKANSAS:

WHEREAS, there has been duly presented to the City Planning Commission of Springdale, Arkansas, a plat of certain lands in the City of Springdale, Washington County, Arkansas, being more particularly described as follows, to-wit:

All of Lots 13, 14, and 15 of the Springdale Industrial Park II, Phase III, to the City of Springdale, Washington County, Arkansas, as shown in Plat Book 15, at Page 44 in the Office of the Circuit Clerk and Ex-Officio Recorder of Washington County, Arkansas.

AND WHEREAS, said Planning Commission, after conducting a public hearing, has approved the replat as presented by petitioner, and has approved the dedication of streets, rights-of-way and utility easements as shown upon said replat and join with the said petitioner in petitioning the City Council to accept the said Replat Lots 13, 14, and 15 of the Springdale Industrial Park II, Phase III.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SPRINGDALE, ARKANSAS, that the Replat Lots 13, 14, and 15 of the Springdale Industrial Park II, Phase III, as shown on the replat approved by the City Planning Commission, a copy of which is attached to this Ordinance and made a part hereof as though set out herein word for word, be and the same is hereby accepted by the City of Springdale, Washington County, Arkansas, and the City hereby accepts for use and benefit to the public the dedications contained therein.

EMERGENCY CLAUSE: It is hereby declared that an emergency exists and this ordinance, being necessary for the preservation of the health, safety and welfare of the citizens of Springdale, Arkansas, shall be in effect immediately upon its passage and approval.

PASSED AND APPROVED this _____ day of _____, 2015.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, CITY CLERK

APPROVED AS TO FORM:

Ernest B. Cate, CITY ATTORNEY

ORDINANCE NO. _____

**AN ORDINANCE TO WAIVE COMPETITIVE
BIDDING FOR CONSULTING SERVICES TO
DEVELOP A LONG-RANGE LIBRARY PLAN**

WHEREAS, the last long-range library plan was developed in 1994, and

WHEREAS, the Library Board has undergone a professional services selection process and recommends retaining Godfrey's Associates, and

WHEREAS, the 2016 library budget does not include funds for this study and the Librarian has requested funds from the Capital Improvement Fund, and

WHEREAS, Arkansas Code 14-58-303 states, "The governing body, by ordinance, may waive the requirements of competitive bidding in exceptional situations where this procedure is deemed not feasible or practical";

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL
FOR THE CITY OF SPRINGDALE, ARKANSAS, that**

Section 1. This Council finds that due to the selection process for selecting firms for professional services used competitive bidding is not feasible and is hereby waived for the retaining of Godfrey's Associates to develop a long-range library plan for a fee not to exceed \$48,895.

Section 2. Funds in the amount of \$48,895 are hereby appropriated from the Capital Improvement Fund for the project and the Mayor is authorized to execute the necessary contract with Godfrey's Associates.

Section 3. Emergency Clause. Due to the need for the development of the long-range library plan it is hereby declared that an emergency exists, and this ordinance being necessary for the immediate preservation of the health, safety, and welfare of the citizens of Springdale, Arkansas, shall be effective immediately upon passage and approval.

PASSED AND APPROVED this 11th day of August, 2015.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM

Ernest B. Cate, City Attorney

MEMO

July 27, 2015

TO: Wyman Morgan, Director of Finance and Administration
City of Springdale

FR: Marcia Ransom, Director of Springdale Public Library
City of Springdale

RE: Funding of a Long-Range Strategic Plan for the Library

As we began discussions last fall about the growth of library services over the coming years, it became obvious that we needed to consider the development of a new long-range plan. The last plan, developed in 1994, laid the groundwork for the facility expansion of 1999/2000 and for automating and generally embracing technology to improve all internal processes and for providing online access to the general public. It recommended improved and enlarged collections throughout and to provide spaces and programs for children and young adults. It also encouraged the hiring of more staff with library science degrees in an effort to raise the professionalism of services. This plan provided a clear path for many years and remained the guiding inspiration behind the implementation of RFID technology in 2007/2008 and the renovation of 2013/2014, which was essential in maintaining the condition and appeal of the premises. Nevertheless, growth and change in our community require adaptation and anticipation in the form of considered and informed assessment and planning.

To this end, we issued a Request for Proposal for consulting services that would consider growth and development for the next 30 years. That RFP process is complete and we have chosen the proposal that we feel best suits our needs. Godfrey's Associates, a library consulting firm based in Dallas, proposes to complete a study that will engage members of the community, the Library Board and staff, to make recommendations for the expansion of services as our population continues to grow and our needs evolve and change. Godfrey's Associates has proposed that Richard Waters, one of the firm's principals, along with two consultants, will make three site visits for a total of 20 on-site days and with a total of 56.25 days for the project. Their rate, including fees and expenses, will be \$108.65/hour, not to exceed a total amount of \$48,895. The end product will be an actionable plan that has been well discussed and developed within the community and will set a course for the growth of library services over the next 30 years.

As this planning is essential to the library's role in the community over an extended period of time, we request CIP funding for these services. Concurrently, we have enlisted Multi-Craft to assess the HVAC, electrical and plumbing systems in our facility and will make that report with any recommendations to City administration and Council. We will also have a report on the condition of the roof, the public restrooms and all other systems and furnishings.

RESOLUTION NO. _____

**A RESOLUTION EXPRESSING THE WILLINGNESS OF
THE CITY OF SPRINGDALE TO PARTICIPATE IN THE
ANRC FLOODPLAIN MAPPING PROJECT**

WHEREAS, the City of Springdale participates in the National Flood Insurance Program and sees the need to have accurate Flood Insurance Rate Maps within its City limits, and

WHEREAS, FEMA has given priority to updating the Flood Insurance Studies and associated Rate Maps within Washington County, and

WHEREAS, the total project cost is \$725,209 and FEMA has provided funding for studies and mapping services in the amount of \$612,657, and

WHEREAS, the Arkansas Natural Resources Commission is requesting a local cost match from the City of Springdale in the amount of \$37,014;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that:

- The City of Springdale is committed to the Washington County, AR Flood Insurance Study Update.
- The required matching funds are committed in an amount not to exceed \$37,014.00.

PASSED AND APPROVED this ____ day of August, 2015.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:

Ernest B. Cate, City Attorney



Arkansas Natural Resources Commission



J. Randy Young, PE
Executive Director

101 East Capitol, Suite 350
Little Rock, Arkansas 72201
<http://www.anrc.arkansas.gov/>

Phone: (501) 682-1611
Fax: (501) 682-3991
E-mail: anrc@arkansas.gov

Asa Hutchinson
Governor

July 28, 2015

bbaldwin@springdalear.gov

Mr. Bradley Baldwin, P.E.
Director, Engineering Department
City of Springdale
201 Spring Street
Springdale, AR 72764

Re: Washington County, AR Flood Insurance Study Update
ANRC / FEMA Grant – Risk MAP Phase 2 Mapping Activity Statement 13

Dear Mr. Baldwin:

Recently, Arkansas Natural Resources Commission (ANRC), in partnership with the Federal Emergency Management Agency (FEMA), initiated Phase 1 of the Risk Mapping, Assessment, and Planning (Risk MAP) Program, which is the Discovery Phase. In preparation for and during the Discovery Phase, Washington County, including all incorporated and unincorporated areas, was identified as a strong candidate for a Risk MAP Phase 2 project, which includes engineering and mapping to update the current effective Washington County, AR Flood Insurance Study (FIS) and Flood Insurance Rate Maps (FIRMs), referred to collectively as an FIS update. In preparation for a Phase 2 Risk MAP project in late 2014, FEMA, in conjunction with the US Geological Survey (USGS), funded aerial LIDAR acquisition and processing for Washington County. LIDAR is a remote sensing technology used to collect data to prepare a map or model of the ground surface. This model of the ground surface is often referred to as topography and will provide the quality base for the updated engineering and mapping proposed for the Phase 2 Risk MAP project. The LIDAR project was initiated in late 2014 and will be completed in the fall of 2015. The 2015 LIDAR data will be available from FEMA without restriction.

The updated engineering and mapping developed in the proposed Phase 2 Risk MAP project would be based on the newer aerial topographic data recently acquired by FEMA, updated hydrology and hydraulics for the streams currently mapped as approximate, the addition of published Base Flood Elevations (BFEs) added to the FIRMs for some select streams, that are currently mapped as approximate, and updated or new detailed hydrologic and hydraulic analysis for select streams in the Cities of Fayetteville and Springdale.

The proposed Phase 2 Risk MAP project would be funded using a grant from FEMA to ANRC that will require local cost share. The total project costs for the 2015 LIDAR acquisition and FIS update are \$250,000 and \$475,209 respectively, or \$725,209 for the total project. FEMA's contribution to the total project will be \$612,657 and the community cost share needed is \$112,552. We are requesting the City of Springdale contribute \$37,014, which is 5.1% of the total project cost, to help us meet the cost share requirements.

The proposed Phase 2 Risk MAP tasks of a countywide FIS update project will involve several different types of stream analyses and resulting mapping. The following summarizes the types of analyses and stream mileages within your community that are identified to receive new floodplain mapping as part of the proposed FIS update.

- The proposed FIS update will include performing updated approximate hydrologic and hydraulic analyses and updated floodplain mapping of over 436 miles of streams using the 2015 collected LIDAR (topography) throughout the incorporated and unincorporated areas of Washington County. The resulting special flood hazard area (SFHA) mapping will be supported by GIS and engineering data that will be provided to the communities for use in assisting residents/property owners in defining the BFE for their property. In the City of Springdale 7.8 miles will be updated with a new approximate analysis.
- The FIS update will include updating the SFHA designation from Zone A to Zone AE on approximately 38 miles of streams within the incorporated and unincorporated areas of Washington County. Floodplain mapping that is designated as Zone AE will have BFEs published on the FIRMs. These specific stream miles were studied previously using a methodology referred to as Limited Detail Study (LDS) as part of the Washington County FIS completed in 2008. These models will also be updated with the 2015 LIDAR data that will allow for recent man-made changes in and around the LDS streams to be accounted for in the model without requiring the filing of individual Letters of Map Change. In the City of Springdale 2.3 miles of LDS streams will be updated.
- The FIS update will include what is referred to as redelineation for over 100 stream miles of current effective Zone AE floodplain mapping on the FIRMs. Redelineation retains the results of the previously studied current effective stream model, meaning the established BFEs and floodway remain unchanged with respect to elevation; however the SFHA boundaries will be adjusted to be consistent with the 2015 LIDAR. For example, if the BFE on Big Creek is 1,110 ft, the elevation will remain 1,110 ft; however the boundary of the SFHA will be reviewed and revised against the new LIDAR data to match the ground elevation of 1,110 ft using the new LIDAR. In the City of Springdale 18.5 miles of existing detailed streams will be redelineated using the new topography.
- The FIS Update will include new detailed studies of several streams within the Cities of Fayetteville and Springdale where significant changes in the drainage basin and/or the stream channel warrant a revised analysis, or where Zone A areas are present and development pressures exist and a detailed Zone AE SFHA with a designated floodway is warranted. Approximately 13 miles of detailed study will be performed overall which includes 5.6 miles within the City of Springdale.

The stream names and associated mileage for the LDS and detailed study are provided as an attachment in addition to a figure providing an overview of the streams to be included in the proposed Phase 2 Risk MAP FIS Update in Washington County and the subsequent level of analysis that will be applied.

The proposed FIS update will provide many benefits to the communities in Washington County. The LIDAR collected during the winter months of 2014-2015 provides an improved level of vertical accuracy, supporting elevations to within $\pm \frac{1}{2}$ ft, as compared to the topographic base data on the current FIRMs of $\pm 2 \frac{1}{2}$ ft. This improved accuracy will enhance the quality of the SFHA mapping and will help reduce the risk for those property owners who wish to develop safely and soundly in areas in/near SFHAs. A better-defined risk area will aid property owners in making sound judgments on development opportunities, rather than having to invest hundreds of dollars in trying to define the risk themselves. Additional benefits will be realized with the distribution of the GIS and engineering data that will be made available to the communities. This engineering support data will provide established base hydraulic condition for

Washington County, AR Flood Insurance Study Update
July 28, 2015
Page 3

many of the streams in the county, allowing communities and/or property owners to evaluate engineering options such as new hydraulic structures (bridges or culverts) less expensively.

In addition to the updated FIRMs and FIS Report, new products intended to assist communities in the communication of risk to individual homeowners, local businesses, and emergency managers are part of the Risk MAP project. These products will include depth and velocity grids which can be used to identify the depth of water, or the speed of the water, at a given point, such as a flooding roadway. Probability grids can be used to demonstrate what the chance of flooding is for a location over a 30-year period, which is consistent with the period of a typical home mortgage. These new products and related GIS and engineering data also allow communities to customize their own products, such as utilizing new aerial photography, topography, parcel data, 911 data, and building footprints to assist in protecting people and their property and establishing a sound floodplain management program.

Once FEMA confirms the proposed Phase 2 Risk MAP project cost-share requirements have been satisfied, the Washington County FIS Update is expected to begin October 1, 2015 and culminate December 31, 2016 with the delivery of draft FIRMs for community review.

During the community review of the draft FIRMs, ANRC and FEMA will work with the communities to confirm their agreement to proceed to Risk MAP Phase 3, which involves converting the draft FIRMs to formal preliminary FIRMs for publication and public review, and the subsequent regulatory processes required for FIRM adoption. Risk MAP Phase 3 is funded entirely by FEMA. This process generally takes approximately 1 year and will be initiated once the communities, ANRC, and FEMA agree to move forward.

The community participation and commitment to Risk MAP is extremely important, especially during the critical FIS Update engineering and mapping production phase. By collaborating on the engineering and mapping phase, FEMA, ANRC, and our community partners have the opportunity to develop a relationship whereby we all can take ownership of the FIS update process and participate in the development and delivery of quality final products.

We need to complete our grant application, which includes documentation confirming that we have secured our cost-share commitments, by August 21, 2015. Therefore, we respectfully request your confirmation of your level of participation on/before August 20, 2015.

Sincerely,



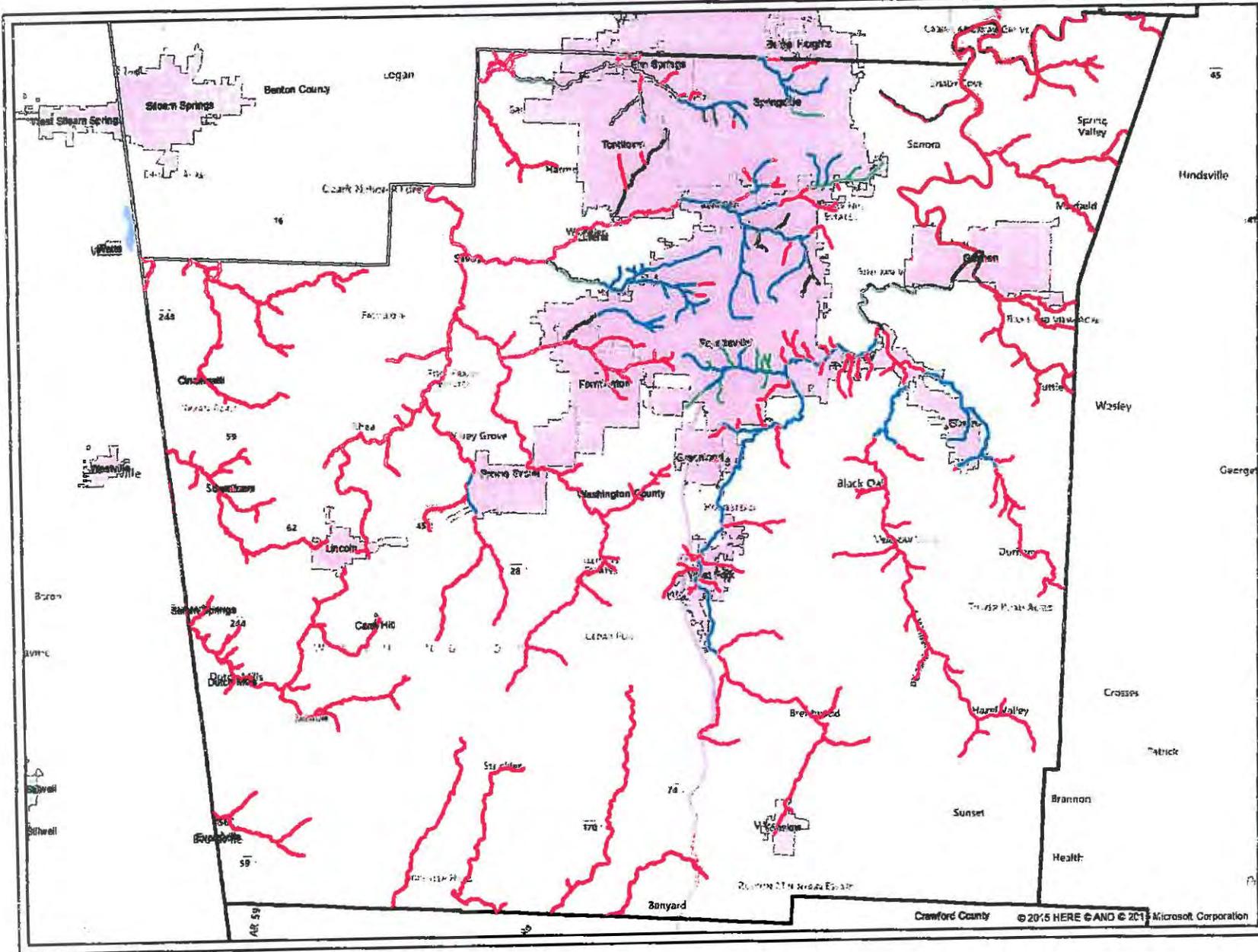
Michael Borengasser, CFM
NFIP Coordinator
Arkansas Natural Resources Commission

Enclosures: Summary of Stream Names and Mileage
Washington County Study Streams

Cc: MaryBeth Breed, FTN Associates, Ltd

Summary of Stream Names and Study Method Mileage – City of Springdale

ID	Floodplain Source Name	Current Study Method (Approximate/LDS, Detailed)	Proposed Study Method (Approximate/LDS, Detailed)	Total Mileage (miles)
1a	Clear Creek (Crossover/Old Missouri to Hylton Rd)	Detailed	Detailed	2.2
1b	Clear Creek (upstream of Hylton Rd)	Approximate	Detailed	1.2
2	Clear Creek Tributary 2	Detailed	Detailed	0.9
3a	Spring Creek (Huntsville Rd to Old Missouri)	Detailed	Detailed	1.2
3b	Spring Creek (upstream of Old Missouri)	Approximate	Detailed	0.3
4	Brush Creek (Lake)	LDS – Zone A	LDS – Zone AE	1.0
5	Brush Creek Tributary 1	LDS – Zone A	LDS – Zone AE	0.5
6	Brush Creek Tributary 2	LDS – Zone A	LDS – Zone AE	0.8

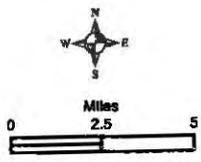


Washington County Study Streams Map

Legend

- Zone A Restudies
- Limited Detail A to AE
- Zone AE Restudies
- Redelineation AE
- Counties
- City Limits

Background: (c) 2010 Microsoft Corporation and its data suppliers.



ATI Associates Ltd
 Map Created - July 28, 2016
 Map Coordinate System: NAD 1983 MapPlane Azimuth North Foot 0001 Feet



Memorandum

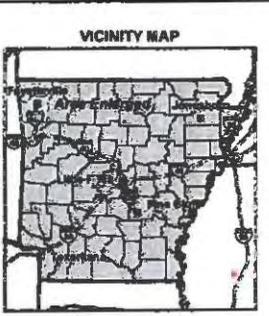
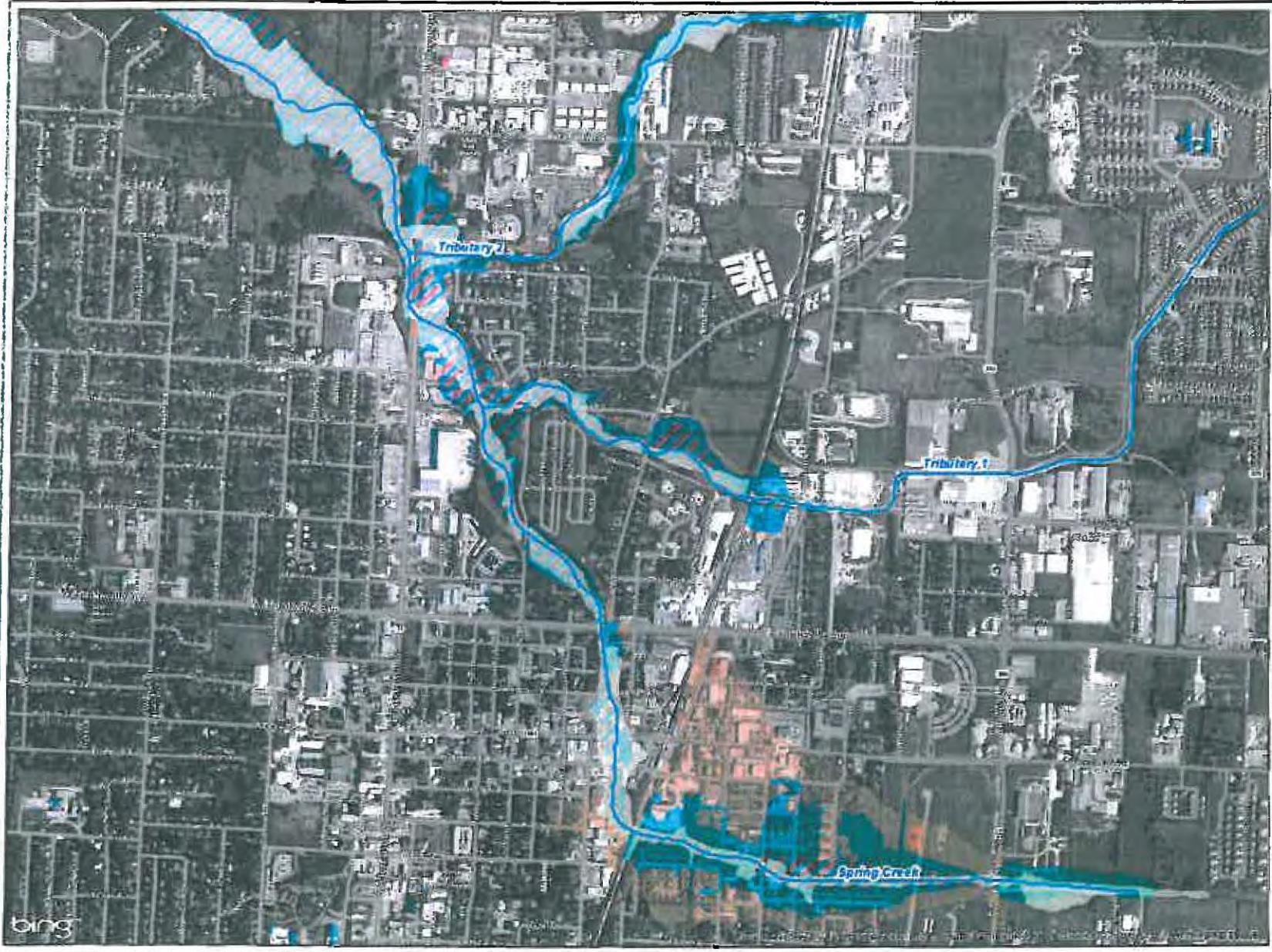
Engineering Department
Brad Baldwin, Director

To: Mayor and City Council
From: Brad Baldwin
Date: July 29, 2015
Re: Floodplain Mapping - FEMA

201 Spring Street
Springdale, AR 72764
(479) 750-8105
(479) 750-8539 fax
www.SpringdaleAR.gov

The Arkansas Natural Resources Commission (ANSC) in conjunction with FEMA is planning to revise the Flood Insurance Rate Maps for Washington County. Preliminary studies indicate that parts of Springdale will benefit from the proposed detailed studies and map revisions. Downtown Springdale, particularly east of the railroad tracks, has been identified as one of those benefit areas (map attached). Additionally, Spring Creek channel improvements made in conjunction with the Greenway project need to be incorporated into the Rate Maps for downtown. A representative of Tyson was in our office on Wednesday looking at the Flood Insurance maps for their properties downtown. Some of their development property is currently encumbered by the Spring Creek floodplain. Remapping may be able to remove these properties from the floodplain and flood insurance requirements. Also, up to date, detailed flood maps of Spring Creek would be important information to be incorporated into the Downtown Master plan.

The total project cost is \$725,209 for the new flood studies and mapping updates. Of that total, Springdale is being asked to commit to a \$37,014 local cost share. The funds would be committed now and actually contributed in 2016. Other communities in Washington County are being asked to cover the remaining \$75,538 of the local cost share.



**Illinois Watershed
First Order Approximation
Comparison Map**

-  STREAMS
-  FIRST ORDER APPROXIMATION MAPPING (1 PCT ANNUAL CHANCE FLOOD HAZARD)
-  1 PCT ANNUAL CHANCE FLOOD HAZARD*
-  FLOODWAY*
-  0.2 PCT ANNUAL CHANCE FLOOD HAZARD*

*Effective flood information taken from FEMA's National Flood Hazard Layer (NFHL) dataset



 ifm Associates Ltd.
Aerial Imagery Provided by GeoEye

Map Created - July 27, 2018
Map Coordinate System: NAD 1983 UTM Zone 18N
Map Scale: 1:10,000

RESOLUTION NO. _____

A RESOLUTION EXPRESSING THE WILLINGNESS OF THE CITY OF SPRINGDALE, ARKANSAS TO UTILIZE FEDERAL-AID TRANSPORTATION ALTERNATIVES PROGRAM (TAP) FUNDS ADMINISTERED BY THE NORTHWEST ARKANSAS REGIONAL PLANNING COMMISSION FOR THE CONSTRUCTION OF DEAN'S TRAIL PHASE 1

WHEREAS, the City of Springdale understands Federal-aid Transportation Alternatives Program Funds are available at 80% federal participation and 20% local match for construction of Dean's Trail Phase 1, and

WHEREAS, the City of Springdale understands that Federal-aid Funds are available for this project on a reimbursable basis, required work to be accomplished and proof of payment prior to actual monetary reimbursement; and

WHEREAS, the City of Springdale understands that there will be no reimbursement for any work accomplished prior to the issuance by the Arkansas Highway and Transportation Department of an official Notice to Proceed, and

WHEREAS, this project, using federal funding, will be open and available for use by the general public and maintained by the City.

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

SECTION 1: The City of Springdale will participate in accordance with its designated responsibility, including maintenance of this project.

SECTION 2: The Mayor is hereby authorized and directed to execute all appropriate agreements and contracts necessary to expedite the construction of the above stated project.

SECTION 3: That trail funds identified in the Public Works Department Budget are hereby set aside to provide the required match.

PASSED AND APPROVED THIS _____ DAY OF _____, 2015.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:

Ernest Cate, City Attorney



**PHASE 1
DEAN'S TRAIL - SHILOH TRAIL TO DICK SMITH STREET
8,245 L.F.**

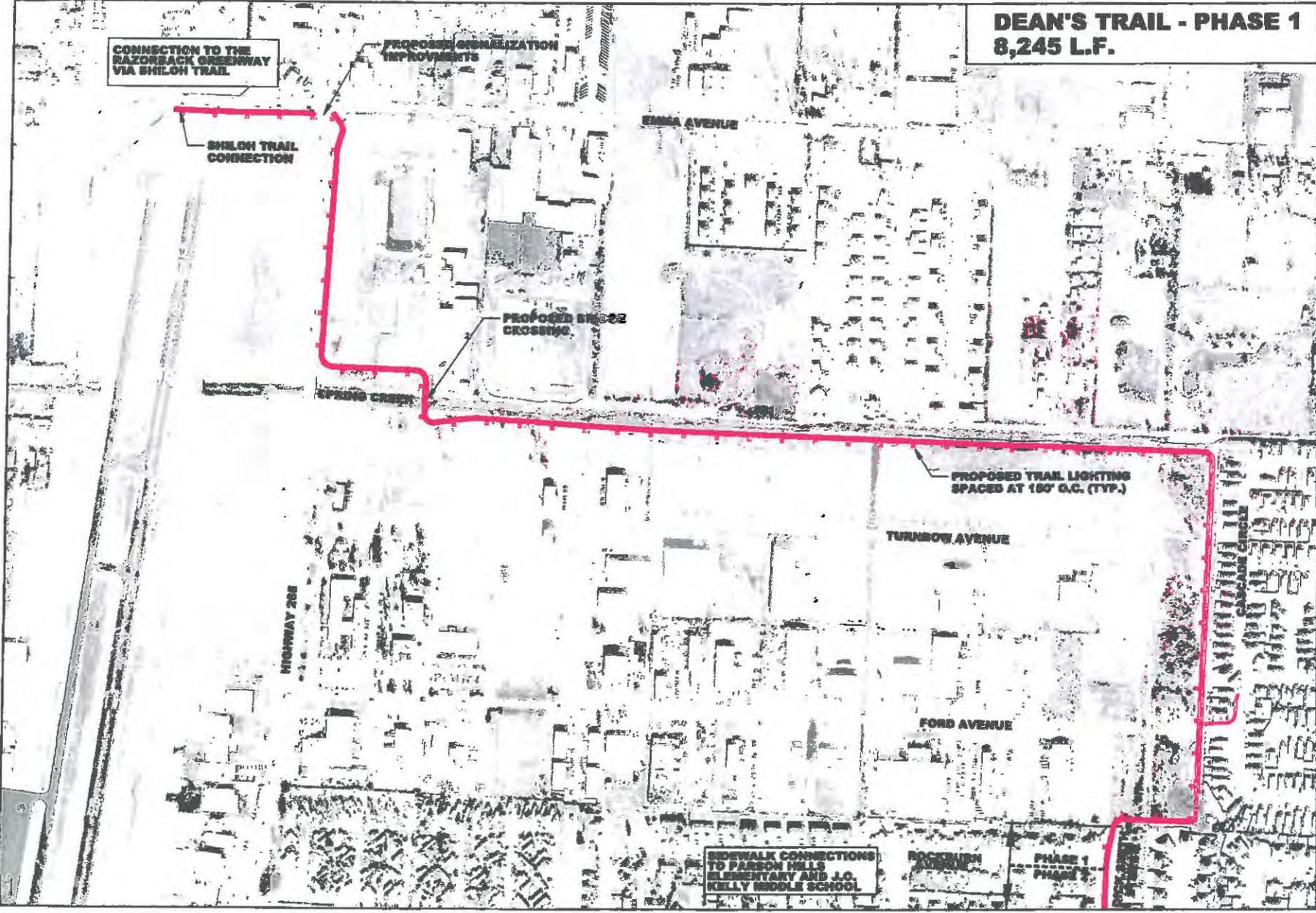
ITEM NO.	DESCRIPTION	UNIT	ESTIMATED QUANTITY	Engineer's Opinion of Probable Construction Cost	
				UNIT PRICE	AMOUNT
1	Unclassified Excavation	CY	4,530	\$10.00	\$45,300.00
2	Embankment	CY	400	\$15.00	\$6,000.00
3	6" Aggregate Base Course	SY	12,815	\$9.00	\$115,335.00
4	Mobilization	LS	1	\$15,000.00	\$15,000.00
5	Prefabricated Steel Bridge (14' wide)	LF	110	\$1,800.00	\$198,000.00
6	Concrete Driveway Apron and Extension	SY	684	\$45.00	\$30,780.00
7	Sidewalk Connections	SY	151	\$35.00	\$5,285.00
8	Concrete Trail (12' wide, 8,245 L.F.)	SY	10,994	\$40.00	\$439,760.00
9	Signalization Upgrades (Hwy 265 / Emma Ave.)	LS	1	\$7,000.00	\$7,000.00
10	Curb and Gutter	LF	140	\$20.00	\$2,800.00
11	Erosion Control	LS	1	\$13,000.00	\$13,000.00
12	Clearing and Grubbing	LS	1	\$13,000.00	\$13,000.00
13	Traffic Control	LS	1	\$7,000.00	\$7,000.00
14	Drainage Improvements	LS	1	\$110,000.00	\$110,000.00
15	Fence	LF	896	\$45.00	\$40,320.00
16	Lighting	LS	1	\$283,000.00	\$283,000.00

Note: Cost does not include property acquisition or franchise utility relocations.

Sub-Total \$1,331,580.00

30% Contingency \$399,474.00

Total Engineer's Opinion of Probable Construction Cost- Phase 1 \$1,731,054.00



DEAN'S TRAIL - PHASE 1
8,245 L.F.



NO.	DATE	DESCRIPTION



CITY OF SPRINGDALE
 SPRINGDALE, ARKANSAS
 DEAN'S TRAIL - PHASE 1
 SHILOH TRAIL TO
 DICK SMITH STREET

PHASE 1 LAYOUT

JOB NO.: 1407190
 DATE: MARCH 2016
 DESIGNED BY: DAC
 DRAWN BY: EJC

DATE OF THE WORK ON WHICH THIS DRAWING IS BASED
 IF NOT THE WORK ON WHICH THIS DRAWING IS BASED
 DRAWING NUMBER

SHEET NUMBER

CONNECTION TO THE
 RAZORBACK GREENWAY
 VIA SHILOH TRAIL

SHILOH TRAIL
 CONNECTION

PROPOSED SIGNALIZATION
 IMPROVEMENTS

EMMA AVENUE

PROPOSED BRIDGE
 CROSSING

PROPOSED TRAIL LIGHTING
 SPACED AT 150' O.C. (TYP.)

TURBOW AVENUE

HIGHWAY 208

FORD AVENUE

SIDEWALK CONNECTIONS
 TO PARSON HILLS
 ELEMENTARY AND J.C.
 KELLY MIDDLE SCHOOL

ROCKWELL
 AVENUE

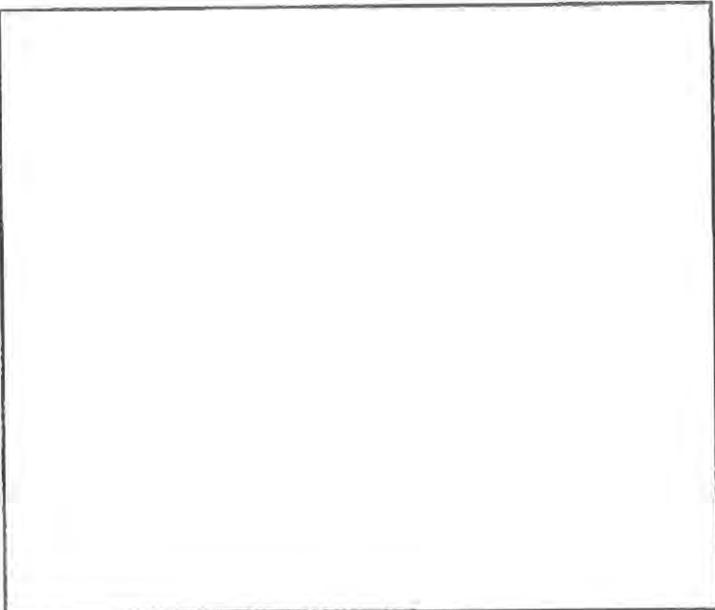
PHASE 1
 PHASE 2

CASCADE CIRCLE

DATE: 03/11/16 08:50 AM
 PROJECT: DEAN'S TRAIL - PHASE 1
 DRAWING: PHASE 1 LAYOUT

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING THE CITY CLERK TO FILE A CLEAN-UP LIEN FOR THE REMOVAL OF OVERGROWN BRUSH AND DEBRIS ON PROPERTY LOCATED WITHIN THE CITY OF SPRINGDALE, WASHINGTON COUNTY, ARKANSAS.



WHEREAS, the following real property located in Springdale, Washington County, Arkansas, is owned as set out below:

PROPERTY OWNER: Ronald A. Taylor and Diana M. Taylor
LEGAL DESCRIPTION: Lot 6, in Block 3, in Peaceful Valley Estates, Phase 4 in the City of Springdale, Washington County, Arkansas, as per plat of said Subdivision on file in the Office of the Circuit Clerk and Ex-Officio Recorder of Washington County, Arkansas.

LAYMAN'S DESCRIPTION: 4403 Atchison Avenue
Springdale, Arkansas
PARCEL NO.: 815-24799-000

PROPERTY OWNER: Maxcyne Gangstad
LEGAL DESCRIPTION: Part of the Northeast Quarter (NE1/4) of the Southeast Quarter (SE1/4) of Section Thirty-six (36) in Township Eighteen (18) North of Range Thirty (30) West, described as follows: Beginning at a point six hundred fifteen (615) feet East and one hundred fifty-five (155) feet South of the Northwest corner of said forty acre tract, and running thence South fifty (50) feet; thence East one hundred five (105) feet; thence North fifty (50) feet; thence West one hundred five (105) feet to the place of beginning, being designated as Lot Numbered Seven (7) of the County Court Plat of said subdivision in the City of Springdale.

AND
Part of the NE1/4, SE1/4 of Section 36, Township 18 North, Range 30 West, a portion of Lot 6, 50x105, Springdale County Court, more specifically described as the Southern 1/2 or South 25 feet of said Lot 6.

LAYMAN'S DESCRIPTION: 514 W. Center St.
Springdale, Arkansas
PARCEL NO.: 815-25107-000

PROPERTY OWNER: US Bank Trust, NA
LEGAL DESCRIPTION: Lot 31, Walnut Grove Addition, to the City of Springdale, Arkansas, as shown on plat of record in Plat Book 14, at Page 37, plat of record of Washington County, Arkansas.

LAYMAN'S DESCRIPTION: 505 Clearwood Ave.

PARCEL NO.: Springdale, Arkansas
815-32902-000

PROPERTY OWNER: Rutilio Henriquez
LEGAL DESCRIPTION: Lot 7, in Block 6 of the re-plat of part of Newell Addition
to the City of Springdale, Washington County, Arkansas
LAYMAN'S DESCRIPTION: 1913 W. Emma Ave.
Springdale, Arkansas

PARCEL NO.: 815-23974-000

WHEREAS, the owner was given notice, pursuant to Ark. Code Ann. §14-54-903, of the unsightly and unsanitary conditions on the properties described above, and instructed to clean the properties in accordance with Sections 42-77 and 42-78 of the Springdale Code of Ordinances;

WHEREAS, the property owner of record did not abate the situation on these properties, and as a result, the City of Springdale was required to abate the conditions on these properties and incurred cost as follows, and as shown in the attached Exhibits:

\$859.84 clean-up costs and \$27.96 administrative costs – 4403 Atchison Ave.
\$612.85 clean-up costs and \$21.48 administrative costs – 514 W. Center St.
\$406.42 clean-up costs and \$21.48 administrative costs – 505 Clearwood Ave.
\$434.42 clean-up costs and \$27.96 administrative costs – 1913 W. Emma Ave.

WHEREAS, the property owners have been given at least 30 days written notice of the public hearing in accordance with Ark. Code Ann. §14-54-903, as shown in the attached Exhibits;

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

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, pursuant to Ark. Code Ann. §14-54-904, the City Council certifies that the following real property shall be placed on the tax books of the Washington County Tax Collector as delinquent taxes and collected accordingly:

\$887.80, plus 10% for collection – 4403 Atchison Ave. (Parcel #815-24799-000)
\$634.33, plus 10% for collection – 514 West Center St. (Parcel #815-25107-000)
\$427.90, plus 10% for collection – 505 Clearwood Ave. (Parcel #815-32902-000)
\$462.38, plus 10% for collection – 1913 W. Emma Ave. (Parcel #815-23974-000)

Emergency Clause. It is hereby declared that an emergency exists and this ordinance, being necessary for the preservation of the health, safety and welfare of the citizens of Springdale, Arkansas, shall be in effect immediately upon its passage and approval.

PASSED AND APPROVED this _____ day of August, 2015.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, CITY CLERK

APPROVED AS TO FORM:



Ernest B. Cate, CITY ATTORNEY



Office Of The City Attorney

201 Spring Street
Springdale, Arkansas 72764
Phone (479) 756-5900
Fax (479) 750-4732
www.springdalear.gov
ssparkman@springdalear.gov

June 30, 2015

CERTIFIED MAIL
RETURN RECEIPT REQUESTED
AND REGULAR MAIL

Diana M. Taylor
9609 Martling Rd.
Albertville, AL 35951

The Bank of New York Mellon
(fka The Bank of New York Mellon as Trustee for the Certificateholders of CWABS, Inc.,
Asset-Backed Certificates, Series 2007-BC1
101 Barclay St., - 4W
New York 10286
CERTIFIED MAIL
RETURN RECEIPT REQUESTED

RE: Notice of clean-up lien on property located at 4403 Atchison Ave.,
Springdale, Washington County, Arkansas, Tax Parcel No. 815-
24799-000

Dear Property Owner/Lienholder:

On April 10, 2015, notice was posted on property located at 4403 Atchison Ave.,
Springdale, Arkansas, that the property was in violation of Springdale City
Ordinance 42-77 and 42-78, and needed to be remedied within seven (7) days.
Notice was mailed to the owner of record on May 13, 2014, that the City intended
to seek a clean-up lien on this property pursuant to Ark. Code Ann. §14-54-903 if
the violations were not remedied.

No action was taken by the owner to clean up the property within seven (7)
business days. As a result, the City of Springdale took action to remedy the
violations on the property, as is allowed by Ark. Code Ann. §14-54-903, on or
about April 24, 2015 and May 27, 2015. As of this date, the total costs incurred
by the City of Springdale to clean this property are \$859.84. I have enclosed an
invoice evidencing the abatement costs incurred and paid by the City of
Springdale to clean this property. Also, in accordance with Ark. Code Ann. §14-
54-903(c)(4), administrative fees may be added to the total costs incurred by the
City of Springdale, which will include certified mailing fee in the amount of
\$6.48 per letter and a filing fee in the amount of \$15.00 to the Washington County
Circuit Court.

- Ernest B. Cate
City Attorney
Taylor Samples
Senior Deputy
City Attorney
Sarah Sparkman
Deputy City Attorney
David D. Phillips
Deputy City Attorney
Lynda Belvedere
Case Coordinator/
Victim Advocate
Steve Helms
Investigator
Cindy Horlick
Administrative Legal
Assistant/Paralegal

This is to notify you that in the event this amount is not paid to the City of Springdale on or before August 11, 2015, a hearing will be held before the Springdale City Council pursuant to Ark. Code Ann. §14-54-903 to determine the amount of the clean-up lien to which the City is entitled for cleaning up the property. The hearing will be held Tuesday, August 11, 2015, at 6:00 p.m. in the City Council Chambers at the City Administration Building, 201 Spring Street, Springdale, Arkansas. You will be entitled to present evidence at this hearing concerning the amount of the lien the City of Springdale is claiming.

If you desire not to contest this amount, and desire not to have a hearing on the matter, please remit the total sum of \$872.80, which includes \$859.84 for cleaning up the property and \$12.96 for certified mailings to the City of Springdale by the date listed above. If you fail to pay this amount before the hearing, then an additional \$15.00 will be added for the costs of filing the ordinance with the Circuit Clerk's Office. Please provide me with a copy of any payment you make so that I will be aware of it.

This letter is also being mailed by regular mail to Diana M. Taylor at the addresses above. Delivery of that letter by the U.S. Postal Service shall warrant service on Diana M. Taylor should the certified letter be returned.

If you should have any questions, please let me know.

Sincerely,



Sarah Sparkman
Deputy City Attorney

enclosures
SS:ch



City of Springdale Code Enforcement

210 Spring Street - Springdale, AR 72764 - Office 479/756-7712

CITY ABATEMENT - Friday, April 24, 2015 10:48:24 AM (646 CITY ABATEMENT)

User Name	646 CITY ABATEMENT
User #	4797993582
Form Started	4/24/2015 10:48:24 AM
Property Address	4403 atchison
Before Picture	Attached Data



Before Picture

Attached Data



Before Picture

Attached Data



Before Picture

Attached Data



Date of Abatement

Friday, April 24, 2015 10:48:00 AM

Officer on Site

Mike Sidney

Supervisor on Job

Mike Hicklin

Employee

Employee

Mike Hicklin

MH Benefit Rate

\$27.42

Method of Compliance

1 Method of Compliance Mowing

Equipment Used

Equipment 754 Grasshopper ,743 Kubota,6031 Service Truck-Landscaping

754 Grasshopper \$55.00

743 Kubota \$65.00

6031 Service Truck-Landscaping \$35.00

Time of Abatement in Hours 1

Number of Temporary Laborers 2

Temporary Labor Cost \$24.00

Employee Cost per hour \$27.42

Total Employee Cost \$27.42

Equipment Cost per hour \$155.00

Total Equipment Cost \$155.00
Mobilization Fee \$200.00
Extra materials cost \$0.00
Total Cost of Abatement \$406.42
Final Photos Attached Data



Final Photos Attached Data



Final Photos Attached Data



Final Photos

Attached Data



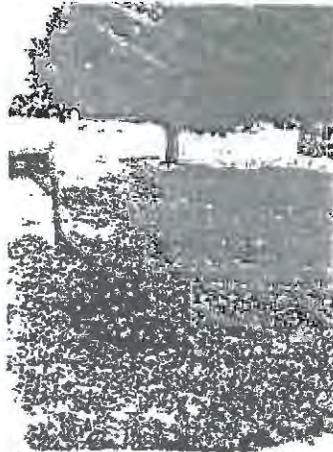


City of Springdale Code Enforcement

210 Spring Street - Springdale, AR 72764 - Office 479/756-7712

CITY ABATEMENT - Wednesday, May 27, 2015 8:13:27 AM (646 CITY ABATEMENT)

User Name **646 CITY ABATEMENT**
User # **4797993582**
Form Started **5/27/2015 8:13:27 AM**
Property Address **4403 atchison**
Before Picture **Attached Data**



Before Picture

Attached Data



Before Picture

Attached Data



Before Picture

Attached Data



Type of Abatement

Violation Notice / Lien

Date of Abatement

Wednesday, May 27, 2015 8:13:00 AM

Officer on Site

Mike Sidney

Supervisor on Job

Mike Hicklin

Employee

Employee

Mike Hicklin

MH Benefit Rate

\$27.42

Method of Compliance

1 Method of Compliance

Mowing

Equipment Used

Equipment

754 Grasshopper ,743 Kubota,6030 Service Truck-Landscaping,6031 Service Truck-Landscaping

754 Grasshopper

\$55.00

743 Kubota

\$65.00

6030 Service Truck-Landscaping

\$35.00

6031 Service Truck-Landscaping

\$35.00

Time of Abatement in Hours

1

Number of Temporary Laborers

3

Temporary Labor Cost

\$36.00

Employee Cost per hour **\$27.42**
Total Employee Cost **\$27.42**
Equipment Cost per hour **\$190.00**
Total Equipment Cost **\$190.00**
Mobilization Fee **\$200.00**
Extra materials cost **\$0.00**
Total Cost of Abatement **\$453.42**
Final Photos **Attached Data**



Final Photos

Attached Data



Final Photos

Attached Data



Final Photos

Attached Data



SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. <p>1. Article Addressed to:</p> <p>Diana M. Taylor 9609 Martling Rd. Albertville, AL 35951</p>	<p>A. Signature <i>Diana Taylor</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <i>Diana Taylor</i> C. Date of Delivery <i>7-30</i></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <p>3. Service Type <input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Priority Mail Express™ <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> Collect on Delivery</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>2. Article Number (Transfer from service label)</p>	<p>7014 1200 0001 0759 4188</p>
<p>PS Form 3811, July 2013 Domestic Return Receipt</p>	

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. <p>1. Article Addressed to:</p> <p><input checked="" type="checkbox"/> Bank of New York Mellon <input type="checkbox"/> The Bank of New York Mellon as Trustee for the Certificateholders of CWABS, Inc. Asset-Backed Certificates, Series 2007-BC1 101 Barclay St., - 4W New York 10286</p>	<p>A. Signature <i>Damar Williams</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>X <i>BNY Mellon, 101 Barclay St. New York, NY 10286</i> <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <i>BNY Mellon</i> C. Date of Delivery <i>JUL 06 2013</i></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>
<p>3. Service Type <input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Priority Mail Express™ <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> Collect on Delivery</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	
<p>2. Article Number (Transfer from service label)</p>	<p>7014 1200 0001 0759 4195</p>
<p>PS Form 3811, July 2013 Domestic Return Receipt</p>	



Office Of The City Attorney

201 Spring Street
Springdale, Arkansas 72764
Phone (479) 756-5900
Fax (479) 750-4732
www.springdalear.gov
Writer's Email:
ssparkman@springdalear.gov

Ernest B. Cate
City Attorney

Taylor Samples
Senior Deputy
City Attorney

Sarah Sparkman
Deputy City Attorney

David D. Phillips
Deputy City Attorney

Lynda Belvedresi
Case Coordinator/
Victim Advocate

Steve Helms
Investigator

Cindy Horlick
Administrative Legal
Assistant/Paralegal

June 30, 2015

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Maxcyne Gangstad
1016 N. Lakeside Dr.
Fayetteville, AR 72701

RE: Notice of clean-up lien on property located at 514 West Center St.,
Springdale, Washington County, Arkansas, Tax Parcel No. 815-
25107-000

Dear Property Owner:

On January 21, 2015, notice was posted on property located at 1913 W. Emma
Ave., Springdale, Arkansas, that the property was in violation of Springdale City
Ordinance 42-77 and 42-78, and needed to be remedied within seven (7) days.
Notice was mailed to the owner of record on March 10, 15, that the City intended
to seek a clean-up lien on this property pursuant to Ark. Code Ann. §14-54-903 if
the violations were not remedied.

No action was taken by the owner to clean up the property within seven (7)
business days. As a result, the City of Springdale took action to remedy the
violations on the property, as is allowed by Ark. Code Ann. §14-54-903, on or
about April 29, 2015. As of this date, the total costs incurred by the City of
Springdale to clean this property are \$612.85. I have enclosed an invoice
evidencing the abatement costs incurred and paid by the City of Springdale to
clean this property. Also, in accordance with Ark. Code Ann. §14-54-903(c)(4),
administrative fees may be added to the total costs incurred by the City of
Springdale, which will include certified mailing fee in the amount of \$6.48 per
letter and a filing fee in the amount of \$15.00 to the Washington County Circuit
Court.

This is to notify you that in the event this amount is not paid to the City of
Springdale on or before August 11, 2015, a hearing will be held before the
Springdale City Council pursuant to Ark. Code Ann. §14-54-903 to determine the
amount of the clean-up lien to which the City is entitled for cleaning up the
property. The hearing will be held Tuesday, August 11, 2015, at 6:00 p.m. in the

City Council Chambers at the City Administration Building, 201 Spring Street, Springdale, Arkansas. You will be entitled to present evidence at this hearing concerning the amount of the lien the City of Springdale is claiming.

If you desire not to contest this amount, and desire not to have a hearing on the matter, please remit the total sum of \$619.33, which includes \$612.85 for cleaning up the property and \$6.48 for certified mailings to the City of Springdale by the date listed above. If you fail to pay this amount before the hearing, then an additional \$15.00 will be added for the costs of filing the ordinance with the Circuit Clerk's Office. Please provide me with a copy of any payment you make so that I will be aware of it.

If you should have any questions, please let me know.

Sincerely,



Sarah Sparkman
Deputy City Attorney

enclosures
SS:ch



City of Springdale

Code Enforcement

210 Spring Street - Springdale, AR 72764 - Office 479/756-7712

CITY ABATEMENT - Wednesday, April 29, 2015 8:23:56 AM (646 CITY ABATEMENT)

User Name **646 CITY ABATEMENT**
User # **4797993582**
Form Started **4/29/2015 8:23:56 AM**
Property Address **514 west center**
Before Picture **Attached Data**



Before Picture

Attached Data



Before Picture

Attached Data



Before Picture

Attached Data



Type of Abatement

Violation Notice / Lien

Date of Abatement

Wednesday, April 29, 2015 8:23:00 AM

Officer on Site

Tina Haden

Supervisor on Job

Mike Hicklin

Employee

Employee

Mike Hicklin

MH Benefit Rate

\$27.42

Method of Compliance

1 Method of Compliance

Mowing

Equipment Used

Equipment

754 Grasshopper ,743 Kubota,6031 Service Truck-Landscaping

754 Grasshopper

\$55.00

743 Kubota

\$65.00

6031 Service Truck-Landscaping

\$35.00

Time of Abatement in Hours

2

Number of Temporary Laborers

2

Temporary Labor Cost

\$48.00

Employee Cost per hour

\$27.42

Total Employee Cost

\$54.84

Equipment Cost per hour **\$155.00**
Total Equipment Cost **\$310.00**
Mobilization Fee **\$200.00**
Extra materials cost **\$0.01**
Total Cost of Abatement **\$612.85**
Final Photos **Attached Data**



Final Photos

Attached Data



Final Photos

Attached Data



Final Photos

Attached Data



SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<p> <input checked="" type="checkbox"/> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. <input checked="" type="checkbox"/> Print your name and address on the reverse so that we can return the card to you. <input checked="" type="checkbox"/> Attach this card to the back of the mailpiece, or on the front if space permits. </p> <p>1. Article Addressed to:</p> <p style="text-align: center;"> Maxcyme Gangstad 1016 N. Lakeside Dr. Fayetteville, AR 72701 </p>	<p>A. Signature</p> <p><i>Maxcyme Gangstad</i></p> <p>B. Received by (Printed Name)</p> <p><i>Maxcyme Gangstad</i></p> <p>C. Date of Delivery</p> <p><i>Subit</i></p> <p>D. Is delivery address different from Regt. 1? <input type="checkbox"/> Yes if YES, enter delivery address below:</p> <p>3. Service Type</p> <p> <input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Priority Mail Express™ <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> Collect on Delivery </p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>2. Article Number (Transfer from service label)</p>	<p>7014 1200 0001 0759 4218</p>

PS Form 3811, July 2013

Domestic Return Receipt



Office Of The City Attorney

201 Spring Street
Springdale, Arkansas 72764
Phone (479) 756-5900
Fax (479) 750-4732
www.springdalear.gov
Writer's Email:
ssparkman@springdalear.gov

Ernest B. Cate
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Sarah Sparkman
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David D. Phillips
Deputy City Attorney

Lynda Belvedresi
Case Coordinator/
Victim Advocate

Steve Helms
Investigator

Cindy Horlick
Administrative Legal
Assistant/Paralegal

June 30, 2015

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

US Bank Trust, NA,
As Trustee for LSF8 Master Participation Trust
60 Livingston Ave.
St. Paul, MN 55107

RE: Notice of clean-up lien on property located at 505 Clearwood Ave.,
Springdale, Washington County, Arkansas, Tax Parcel No. 815-
32902-000

Dear Property Owner:

On April 22, 2015, notice was posted on property located at 505 Clearwood Ave.,
Springdale, Arkansas, that the property was in violation of Springdale City
Ordinance 42-77 and 42-78, and needed to be remedied within seven (7) days.
Notice was mailed to the owner of record on April 23, 2015, that the City
intended to seek a clean-up lien on this property pursuant to Ark. Code Ann. §14-
54-903 if the violations were not remedied.

No action was taken by the owner to clean up the property within seven (7)
business days. As a result, the City of Springdale took action to remedy the
violations on the property, as is allowed by Ark. Code Ann. §14-54-903, on or
about May 11, 2015. As of this date, the total costs incurred by the City of
Springdale to clean this property are \$406.42. I have enclosed an invoice
evidencing the abatement costs incurred and paid by the City of Springdale to
clean this property. Also, in accordance with Ark. Code Ann. §14-54-903(c)(4),
administrative fees may be added to the total costs incurred by the City of
Springdale, which will include certified mailing fee in the amount of \$6.48 per
letter and a filing fee in the amount of \$15.00 to the Washington County Circuit
Court.

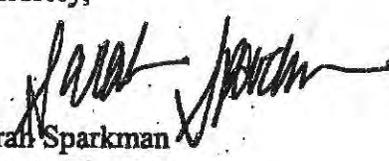
This is to notify you that in the event this amount is not paid to the City of
Springdale on or before August 11, 2015, a hearing will be held before the
Springdale City Council pursuant to Ark. Code Ann. §14-54-903 to determine the
amount of the clean-up lien to which the City is entitled for cleaning up the

property. The hearing will be held Tuesday, August 11, 2015, at 6:00 p.m. in the City Council Chambers at the City Administration Building, 201 Spring Street, Springdale, Arkansas. You will be entitled to present evidence at this hearing concerning the amount of the lien the City of Springdale is claiming.

If you desire not to contest this amount, and desire not to have a hearing on the matter, please remit the total sum of \$412.90, which includes \$406.42 for cleaning up the property and \$6.48 for certified mailings to the City of Springdale by the date listed above. If you fail to pay this amount before the hearing, then an additional \$15.00 will be added for the costs of filing the ordinance with the Circuit Clerk's Office. Please provide me with a copy of any payment you make so that I will be aware of it.

If you should have any questions, please let me know.

Sincerely,



Sarah Sparkman
Deputy City Attorney

enclosures
SS:ch

CITY ABATEMENT - 5/11/2015 2:03 PM (646 CITY ABATEMENT)

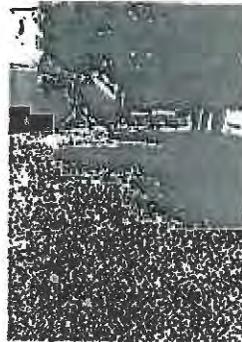
Status: CITY ABATEMENT
Order # CCLE505
Property Address
Before Picture

505 clearwood ave
Attached Data



Before Picture

Attached Data



Before Picture

Attached Data



Before Picture

Attached Data



Supervisor on Job

Mike Hicklin

Employee

Employee

Mike Hicklin

MH Benefit Rate

\$27.42

Method of Compliance

1 Method of Compliance

Mowing

Equipment Used

Equipment

754 Grasshopper, 743 Kubota, 6031 Service Truck-Landscaping

754 Grasshopper

\$55

743 Kubota

\$65

6031 Service Truck-Landscaping

\$35

Time of Abatement in Hours

1

Number of Temporary Laborers

2

Temporary Labor Cost

\$24

Employee Cost per hour

\$27.42

Total Employee Cost

\$27.42

Equipment Cost per hour

\$155

Total Equipment Cost

\$155

Mobilization Fee

\$200

Extra materials cost

\$0

Total Cost of Abatement

\$406.42

Final Photos

Attached Data



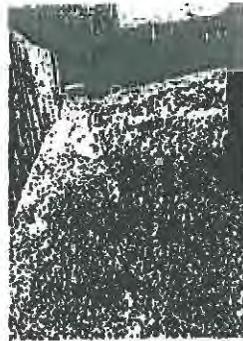
Final Photos

Attached Data



Final Photos

Attached Data



SENDER COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> ■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits. 	<p>A. Signature <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>X </p> <p>B. Received by (Printed Name) C. Date of Delivery</p>	
<p>1. Article Addressed to:</p> <p>U S Bank Trust, N.A. As Trustee for LSF8 Master Participation Trust 60 Livingston Ave. St. Paul, MN 55107</p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>	
<p>2. Article Number (Transfer from service label)</p>	<p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Priority Mail Express™ <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> Collect on Delivery</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	
	<p>7014 1200 0001 0759 4201</p>	

PS Form 3811, July 2013

Domestic Return Receipt



Office Of The City Attorney

201 Spring Street
Springdale, Arkansas 72764
Phone (479) 756-5900
Fax (479) 750-4732
www.springdalear.gov
Writer's Email:
ssparkman@springdalear.gov

Ernest B. Cate
City Attorney

Taylor Samples
Senior Deputy
City Attorney

Sarah Sparkman
Deputy City Attorney

David D. Phillips
Deputy City Attorney

Lynda Belvedere
Case Coordinator/
Victim Advocate

Steve Helms
Investigator

Cindy Horlick
Administrative Legal
Assistant/Paralegal

June 30, 2015

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

Rutilio Henriquez
820 Lake Sequoyah Dr.
Fayetteville, AR 72701

Deutsche Bank National Trust Co.
3815 South West Temple
Salt Lake City, UT 84115

RE: Notice of clean-up lien on property located at 1913 W. Emma Ave., Springdale, Washington County, Arkansas, Tax Parcel No. 815-23974-000

Dear Property Owner/Lienholder:

On January 21, 2015, notice was posted on property located at 1913 W. Emma Ave., Springdale, Arkansas, that the property was in violation of Springdale City Ordinance 91-65, and needed to be remedied within seven (7) days. Notice was mailed to the owner of record on February 20, 2015, that the City intended to seek a clean-up lien on this property pursuant to Ark. Code Ann. §14-54-903 if the violations were not remedied.

No action was taken by the owner to clean up the property within seven (7) business days. As a result, the City of Springdale took action to remedy the violations on the property, as is allowed by Ark. Code Ann. §14-54-903, on or about April 1, 2015. As of this date, the total costs incurred by the City of Springdale to clean this property are \$434.42. I have enclosed an invoice evidencing the abatement costs incurred and paid by the City of Springdale to clean this property. Also, in accordance with Ark. Code Ann. §14-54-903(c)(4), administrative fees may be added to the total costs incurred by the City of Springdale, which will include certified mailing fee in the amount of \$6.48 per letter and a filing fee in the amount of \$15.00 to the Washington County Circuit Court.

This is to notify you that in the event this amount is not paid to the City of Springdale on or before August 11, 2015, a hearing will be held before the Springdale City Council pursuant to Ark. Code Ann. §14-54-903 to determine the amount of the clean-up lien to which the City is entitled for cleaning up the property. The hearing will be held Tuesday, August 11, 2015, at 6:00 p.m. in the City Council Chambers at the City Administration Building, 201 Spring Street, Springdale, Arkansas. You will be entitled to present evidence at this hearing concerning the amount of the lien the City of Springdale is claiming.

If you desire not to contest this amount, and desire not to have a hearing on the matter, please remit the total sum of \$447.38, which includes \$434.42 for cleaning up the property and \$12.96 for certified mailings to the City of Springdale by the date listed above. If you fail to pay this amount before the hearing, then an additional \$15.00 will be added for the costs of filing the ordinance with the Circuit Clerk's Office. Please provide me with a copy of any payment you make so that I will be aware of it.

If you should have any questions, please let me know.

Sincerely,



Sarah Sparkman
Deputy City Attorney

enclosures
SS:ch

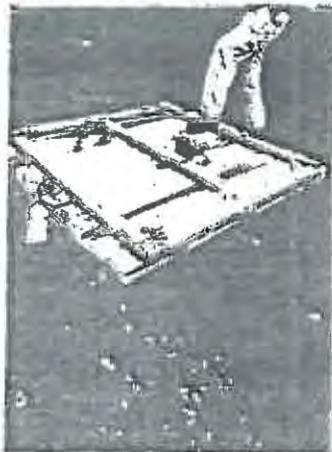


City of Springdale Code Enforcement

210 Spring Street – Springdale, AR 72764 – Office 479/756-7712

CITY ABATEMENT - Wednesday, April 01, 2015 8:21:44 AM (646 CITY ABATEMENT)

User Name	646 CITY ABATEMENT
User #	4797993582
Form Started	4/1/2015 8:21:44 AM
Property Address	1913 west Emma
Before Picture	Attached Data



Before Picture

Attached Data



Before Picture

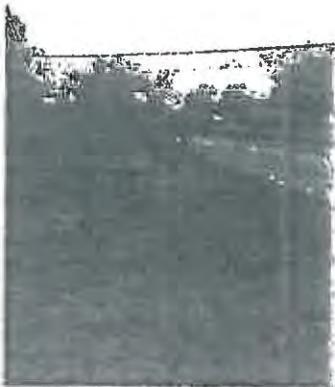
Attached Data



Type of Abatement	Violation Notice / Lien
Date of Abatement	Wednesday, April 01, 2015 8:21:00 AM
Officer on Site	Bobby Nivens
Supervisor on Job	Mike Hicklin
Employee	
Employee	Mike Hicklin
MH Benefit Rate	\$27.42
Method of Compliance	
1 Method of Compliance	Property Clean Up - Junk and Trash
Equipment Used	
Equipment	721 Kubota Tractor,6030 Service Truck-Landscaping,6031 Service Truck-Landscaping
721 Kubota Tractor	\$65.00
6030 Service Truck-Landscaping	\$35.00
6031 Service Truck-Landscaping	\$35.00
Time of Abatement in Hours	1
Number of Temporary Laborers	6
Temporary Labor Cost	\$72.00
Employee Cost per hour	\$27.42
Total Employee Cost	\$27.42
Equipment Cost per hour	\$135.00
Total Equipment Cost	\$135.00
Mobilization Fee	\$200.00
Extra materials cost	\$0.00
Total Cost of Abatement	\$434.42

Final Photos

Attached Data



SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 	<p>A. Signature <i>Dandy Powell</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <i>Dandy Powell</i> C. Date of Delivery</p>
<p>1. Article Addressed to:</p> <p>Deutsche Bank National Trust Co. 3815 South West Temple Salt Lake City, UT 84115</p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <p>3. Service Type <input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Priority Mail Express™ <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> Collect on Delivery</p>
<p>2. Article Number (Transfer from service label)</p>	<p>7014 1200 0001 0759 4225</p>
<p>PS Form 3811, July 2013 Domestic Return Receipt</p>	

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 	<p>A. Signature <i>[Signature]</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <i>Rutilio Henriquez</i> C. Date of Delivery <i>7/25/13</i></p>
<p>1. Article Addressed to:</p> <p>Rutilio Henriquez 820 Lake Sequoyah Dr. Fayetteville, AR 72701</p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <p>3. Service Type <input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Priority Mail Express™ <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> Collect on Delivery</p>
<p>2. Article Number (Transfer from service label)</p>	<p>7014 1200 0001 0759 4232</p>
<p>PS Form 3811, July 2013 Domestic Return Receipt</p>	

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING THE TEMPORARY
OPERATION OF A CIRCUS**

WHEREAS, Luis A. Villegas, owner of C & A Management LLC has requested permission to conduct a Circus entertainment event at 431 N. Old Missouri Road, Springdale, AR, put on by the Carson & Barnes Circus; and

WHEREAS, Carson & Barnes Circus dates will be Friday, September 25th, Saturday, September 26th and Sunday, September 27th, 2015; and

WHEREAS, the circus hours of operation will be 10:00 a.m. to Midnight, Friday, September 25th through Sunday, September 27th; and

WHEREAS, Sec. 26-43 of the Springdale Code of Ordinances provides that the operation of a carnival, sideshow or other similar amusement facility within the city must be approved by resolution adopted by the city council,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that Luis A. Villegas, owner of C & A Management LLC and Carson & Barnes Circus, is hereby authorized to conduct a circus entertainment event at 431 N. Old Missouri Road, Friday, September 25th, Saturday, September 26th, and Sunday, September 27th, 2015, with the circus opening and closing times listed above. In case of a rain out, the Mayor has the authority to reschedule this event.

PASSED AND APPROVED this 11th, day of August, 2015.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:

Ernest B. Cate, City Attorney

**CITY OF SPRINGDALE
APPLICATION FOR CIRCUS/EVENT**

DATE OF APPLICATION: 7-22-15

BUSINESS NAME: Carson N Barnes Circus

OWNER: Luis A Villegas- Summer Bates

BUSINESS ADDRESS: 431 N. Old Missouri Rd. Springdale, AR 72764

BUSINESS PHONE: 479-283-9776 580-326-7233

EMERGENCY PHONE: 479-283-9776

DATE OF EVENT(7 day maximum): Sept 25, 26 and 27

PHYSICAL LOCATION OF EVENT: 431 N Old Missouri Rd, Springdale, AR 72764

HOURS OF OPERATION(Limited hrs. 10 a.m. to midnight): fr - Sun 10:00 AM TO MIDNIGHT

ARKANSAS SALES & USE TAX NUMBER: 74012374-001 SLS.

VERIFICATION OF ZONING (C-2, C-5): C-5


(SIGNATURE OF APPLICANT)

OFFICE USE ONLY

- 1. APPLICATION FEE OF \$100.00 COLLECTED: _____
- 2. PROOF OF \$1 MIL PUBLIC LIABILITY INSURANCE:(Non-profits exempt)
- 3. COPY OF WRITTEN PERMISSION FROM PROPERTY OWNER:

*****Please complete the following inspections after Council Approval*****

DATE OF COUNCIL APPROVAL: _____

FIRE MARSHAL'S SIGNATURE:(Call 479-751-4510) _____

BUILDING OFFICIAL'S SIGNATURE:(Call 479-750-8557) _____

C & A MANAGEMENT LLC

To whom it may concern:

We give Carson and Barnes Circus the right to use our lot, located at 431 n old Missouri Rd Springdale AR, between the dates of Sep 25 – Sep. 27 2015

Sincerely

Luis Villegas

A handwritten signature in blue ink, appearing to read "Luis Villegas", is written over the typed name.

Owner



**CALIFORNIA DEPARTMENT OF FORESTRY and FIRE PROTECTION
OFFICE OF THE STATE FIRE MARSHAL**

REGISTERED FLAME RESISTANT PRODUCT

Product:

LA PLASTIVENETA-MEC

Registration No.

F-32300

Product Marketed By:

**MILLER EQUIPMENT
PO BOX J
HUGO, OK 74743**

This product meets the minimum requirements of flame resistance established by the California State Fire Marshal for products identified in Section 13115, California Health and Safety Code.

The scope of the approved use of this product is provided in the current edition of the **CALIFORNIA APPROVED LIST OF FLAME RETARDANT CHEMICALS AND FABRICS, GENERAL AND LIMITED APPLICATIONS CONCERNS** published by the California State Fire Marshal.

Deputy State Fire Marshal

Expire: 6/30/2016



CITY OF SPRINGDALE
201 Spring Street, Room 203
Springdale, AR 72764
479-750-8118

*** CUSTOMER RECEIPT ***

Batch ID: CITYCLERK 7/24/15 01 Receipt no: 7809

Type	SvcCd	Description	Amount
MP		MISC/ACCT # REQUIRED	\$100.00

CARSON N BARNES CIRCUS
LICENSES & PERMITS 10101013210000
CARNIVAL PAYMENT
CARSON N BARNES CIRCUS
SEPT 25-26/2015

CK Ref#: 1004 \$100.00
Total payment: \$100.00
Trans date: 7/24/15 Time: 13:37:55

THANK YOU FOR YOUR PAYMENT