

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

- Monday, Monday February 2nd, 5:30 p.m. is the next Committee meetings.
 - Committee agendas will be available on Friday, Jan 30th, 2015

SPRINGDALE CITY COUNCIL
REGULAR MEETING
TUESDAY, JANUARY 27th, 2015

5:55 p.m. Pre Meeting Activities

Pledge of Allegiance
Invocation – Mayor Sprouse

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. 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.

5. Reports

- a) Building Inspection Activity Report for December **Pg. 3**
- b) Ozark Regional Transit Semi Monthly Report – Jeff Hadley

6. Approval of Minutes

- a) January 13th, 2015 **Pg.'s 4-15**

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....***8-A-G; 10-B; 11.** (Motion must be approved by two-thirds (2/3) of the council members).

8. Planning Commission Recommendations by Planning Director Patsy Christie:

A. *Tabled from January 13th Council meeting –*

An Ordinance amending Article 2, Section 10 of the Zoning Ordinance of the City of Springdale, Arkansas, declaring an emergency and for other purposes. **Pg.'s 16-17**

B. *Tabled from January 13th Council meeting -*

An Ordinance amending Article 2, Section 12 of the Zoning Ordinance of the City of Springdale, Arkansas, declaring an emergency and for other purposes. **Pg.'s 18-19**

C. **An Ordinance** accepting the Replat of the Final Plat of Ozark Business Park, a commercial subdivision to the City of Springdale, Arkansas, and declaring an emergency. **Pg.'s 20-22**

***Items D – G**

(The following ordinances and their supporting documents will be sent out Tuesday after the "Special Called Planning Commission" meets on Monday, January 26th, 2015)

- D. **An Ordinance** rezoning 0.6 acres owned by 5 Dog Investments, LLC located at 1100 South 48th Street from General Commercial District (C-2) to Thoroughfare Commercial District (C-5) and declaring an emergency **Pg. 23**
 - E. **An Ordinance** rezoning 0.51 acres owned by Fadil Bayyari Revocable Trust located on Lot 5 Dakota's Place Subdivision from General Commercial District (C-2) to Light Industrial District (I-1) and declaring an emergency. **Pg. 24**
 - F. **An Ordinance** rezoning 1.46 acres owned by Decision Point located at 301 Holcomb Street from General Commercial District (C-2) to Institutional District (P-1) and declaring an emergency. **Pg. 25**
 - G. **An Ordinance** rezoning 1.82 acres owned by John H. and Mary Kay Thompson Co-Trustees of the John H. Thompson Revocable Living Trust from Thoroughfare Commercial District (C-5) to Large Product Retail Sales District (C-6) and declaring an emergency. **Pg. 26**
9. Finance Committee Report and Recommendations by Chairman Eric Ford:
A Resolution amending the 2015 Budget of the City of Springdale Police Department. **Pg.'s 27-29**
10. Street & CIP Committee Report and Recommendations by Chairman Rick Evans:
A. **A Resolution** authorizing execution of a construction contract for 12BPS3; Don Tyson Parkway (40th Street to Carley Road) and establishing the budget for said project. **Pg.'s 30-41**
B. **An Ordinance** accepting a Street Dedication to the City of Springdale, Arkansas; to declare an emergency; and for other purposes. **Pg.'s 42-47**
11. **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 presented by Ernest Cate, City Attorney. **Pg.'s 48-55**
12. Comments from Department Heads.
13. Comments from Council Members.
14. Comments from City Attorney.
15. Comments from Mayor Sprouse.
16. Adjournment.



**City of Springdale's
Mayor Doug Sprouse and City Council
Members**

Month of December, 2014

	Permits Issued	Total Inspections	Total SF	Total Value	Total Fees
Accessory Structure	4	9	0.00	\$0.00	\$106.00
Banner & Temporary Sign Permit	7	0	0.00	\$0.00	\$0.00
Business License	0	32	0.00	\$0.00	\$0.00
Commercial Addition Permit	0	29	0.00	\$0.00	\$0.00
Commercial Alteration Permit	7	108	0.00	\$0.00	\$3,221.84
Commercial Building Permit	2	54	42,660.00	\$4,624,344.00	\$16,884.00
Demolition Permit	8	0	0.00	\$0.00	\$363.00
Electrical Permit	18	21	0.00	\$29,377.00	\$411.80
Garage Sale Permits	18	0	0.00	\$0.00	\$180.00
Mechanical Permit	10	13	0.00	\$84,166.00	\$598.48
Plumbing Permit	45	61	0.00	\$32,700.00	\$920.15
Residential Addition Permit	1	45	1,500.00	\$59,160.00	\$304.00
Residential Alteration Permit	7	66	0.00	\$0.00	\$433.00
Residential Pool Permit	1	6	0.00	\$0.00	\$154.00
Residential Single Family Permit	20	465	44,272.00	\$4,600,746.24	\$17,110.00
Sign Permit	38	0	0.00	\$0.00	\$620.08
Totals	186	909	88,432.00	\$9,430,493.24	\$41,106.35
Average		57	5,527.00	\$589,405.83	\$2,569.15

SPRINGDALE CITY COUNCIL
JANUARY 13, 2015

The City Council of the City of Springdale met in regular session on January 13, 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 (Absent)
Eric Ford	Ward 1
Mike Lawson	Ward 4
Rick Evans	Ward 2
Jim Reed	Ward 1 (Absent)
Kathy Jaycox	Ward 4
Ernest Cate	City Attorney
Denise Pearce	City Clerk/Treasurer

Department heads present:

Wyman Morgan	Director of Finance & Admin.
Patsy Christie	Planning Director
Kathy O'Kelley	Police Chief
Mike Irwin	Fire Chief
Mike Chamlee	Buildings Director
Sam Goade	Public Works Director
Mark Gutte	IT Director
Brad Baldwin	Engineering Director
Gina Lewis	Human Resource Director

RECOGNITION

Holt Smith and Mike Haney introduced Boy Scouts attending the City Council meeting who are working on earning their citizenship and community merit badges.

AGENDA ITEM ADDED

At the request of Mayor Sprouse, Alderman Jaycox made the motion to add a Resolution to the agenda as item #17. Alderman Watson made the second.

The vote:

Yes: Culver, Watson, Ford, Lawson, Evans, Jaycox

No: None

APPROVAL OF MINUTES

Alderman Jaycox moved the minutes of the December 9, 2014 City Council meeting be approved as presented. Alderman Evans made the second.

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

ORDINANCES AND RESOLUTIONS READ BY TITLE ONLY

Alderman Ford 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: Watson, Ford, Lawson, Evans, Jaycox, Culver

No: None

RESOLUTION NO. 1-15 - MAKING APPOINTMENTS TO THE SPRINGDALE AIRPORT COMMISSION OF THE CITY OF SPRINGDALE (NEIL JOHNSON AND BILL SCHOONOVER)

Wyman Morgan presented a Resolution reappointing Neil Johnson and Bill Schoonover to the Springdale Airport Commission of the City of Springdale.

RESOLUTION NO. _____

A RESOLUTION MAKING APPOINTMENTS TO THE SPRINGDALE AIRPORT COMMISSION OF THE CITY OF SPRINGDALE

WHEREAS, Neil Johnson's appointment to Seat #1 and Bill Schoonover's appointment to Seat #6 expired on July, 1, 2013; and

WHEREAS, according to Section 18-26 of the Springdale Code of Ordinances, commissioners shall be appointed by the Mayor and confirmed by three-fourths of the elected City Council, and

WHEREAS, Mayor Doug Sprouse has recommended the re-appointments of Neil Johnson and Bill Schoonover to the Springdale Airport Commission,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that Neil Johnson is hereby re-appointed to Seat #1 and Bill Schoonover is re-appointed to Seat #6 on the Springdale Airport Commission with terms expiring on July 1, 2018.

PASSED AND APPROVED this _____ day of January, 2015.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:

Ernest B. Cate, City Attorney

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

The vote:

Yes: Ford, Lawson, Evans, Jaycox, Culver, Watson

No: None

The Resolution was numbered 1-15.

RESOLUTION NO. 2-15 – MAKING APPOINTMENTS TO THE ADVERTISING AND PROMOTION COMMISSION OF THE CITY OF SPRINGDALE (RICK CULVER AND MIKE LAWSON)

Mayor Sprouse presented a Resolution appointing Rick Culver and Mike Lawson to the Advertising and Promotion Commission.

RESOLUTION NO. ____

A RESOLUTION MAKING APPOINTMENTS TO THE ADVERTISING AND PROMOTION COMMISSION OF THE CITY OF SPRINGDALE

WHEREAS, the terms of Mike Overton and Brad Bruns expired December 31, 2014; and

WHEREAS, A.C.A. 26-75-605 and Ordinance No. 3293 provide that the two commission member positions of the city council shall be selected by the City Council; and

WHEREAS, it is the recommendation of the Mayor that Rick Culver and Mike Lawson be appointed to the Advertising and Promotion Commission; said terms to expire December 31, 2016.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS that Rick Culver is hereby appointed to Seat #6 and Mike Lawson to Seat #7 as Advertising and Promotion Commissioners with said terms expiring on December 31, 2016.

PASSED AND APPROVED this ____ day of January, 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 Evans made the second.

The vote:

Yes: Lawson, Evans, Jaycox, Culver, Watson, Ford

No: None

The Resolution was numbered 2-15.

RESOLUTION NO. 3-15 – MAKING A REAPPOINTMENT TO THE PUBLIC FACILITIES BOARD OF THE CITY OF SPRINGDALE (JIM CROUCH)

Mayor Sprouse presented a Resolution making the reappointment of Jim Crouch to the Public Facilities Board of the City of Springdale.

RESOLUTION NO. ____

**A RESOLUTION MAKING A REAPPOINTMENT TO THE
PUBLIC FACILITIES BOARD OF THE CITY OF SPRINGDALE**

WHEREAS, the term of Jim Crouch, who currently holds Seat #2 on the Public Facilities Board will expire on January 31, 2015, and

WHEREAS, A.C.A. 14-137-108 provide that appointments for these positions will be nominated by a majority of the board and appointed by the mayor subject to approval of the City Council, and

WHEREAS, the Public Facilities Board has recommended the reappointment of Jim Crouch to Seat #2 with a term expiring on January 31, 2020,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that Jim Crouch is hereby reappointed as a board member to Seat #2 of the Public Facilities Board with a term expiring on January 31, 2020.

PASSED AND APPROVED this ____ day of January, 2015.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:

Ernest B. Cate, City Attorney

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

The vote:

Yes: Evans, Jaycox, Culver, Watson, Ford, Lawson

No: None

The Resolution was numbered 3-15.

RESOLUTION NO. 4-15 – AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A CONTRACT FOR DESIGN SERVICES WITH GARVER ENGINEERS FOR A TRAIL FROM THE JONES CENTER THROUGH THE INDUSTRIAL AREA UNDER DON TYSON PARKWAY AND CONNECTING TO THE BOTANICAL GARDENS KNOWN AS DEAN'S TRAIL

Alderman Jaycox presented a Resolution authorizing the Mayor and City Clerk to enter into a contract for design services with Garver Engineers for a trail from the Jones Center through the industrial area under Don Tyson Parkway and connecting to the Botanical Gardens known as Dean's Trail.

This Resolution was presented at the December 9, 2014 City Council meeting and was denied by a 3-4 vote.

Alderman Jaycox felt like this needed to come back before City Council because some of the funders need to know the design of the trail so they can then step forward. She feels

like this is a huge driver for economic development in the city. She is asking that this resolution be reconsidered tonight for approval.

City Engineer Brad Baldwin reviewed the contract and feels like it is in close agreement with other bond/capital improvement contracts in recent history regarding price issues.

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A CONTRACT FOR DESIGN SERVICES WITH GARVER ENGINEERS FOR A TRAIL FROM THE JONES CENTER THROUGH THE INDUSTRIAL AREA UNDER DON TYSON PARKWAY AND CONNECTING TO THE BOTANICAL GARDENS KNOWN AS DEAN'S TRAIL

WHEREAS, the Trails Task Force appointed by the Mayor has been tasked with developing expansions of the trail system in Springdale; and

WHEREAS, the Trails Task Force, after receiving public comment, has determined that the construction of a trail named Dean's Trail (beginning at the Jones Center; crossing through the industrial area and the neighborhoods surrounding Parsons Hills Elementary School; crossing Robinson Avenue at Oriole Street and connecting Kelley Middle School and a proposed elementary school; continuing south to the existing tunnel under Don Tyson Parkway and terminating at a connection at or around the Botanical Gardens) is a top priority for trail development in the City by connecting the east side to the Razorback Greenway and the downtown area and addressing issues that were identified in the industrial area; and

WHEREAS, through the process as outlined in state law for the procurement of professional services the Trails Task Force has selected the firm of Garver, LLC; and

WHEREAS, Garver, LLC submitted a proposal in the amount of \$ 297,600 as set for in the attached Agreement for Professional Services.

NOW, THEREFORE, BE IT RESOLVED BY THE SPRINGDALE DOWNTOWN ALLIANCE, that the Mayor and City Clerk are hereby authorized to enter into an Agreement for Professional Services, as per the attached documents, with Garver, LLC in the amount not to exceed \$297,600 for the design services for Dean's Trail.

PASSED AND APPROVED this _____ day of January, 2015.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:

Ernest Cate, City Attorney

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

The vote:

Yes: Jaycox, Culver, Watson, Ford, Lawson, Evans

No: None

The Resolution was numbered 4-15.

RESOLUTION NO. 5-15 – AUTHORIZING THE EXECUTION OF A COPIER AND
PRINTER LEASE AGREEMENT WITH CORPORATE BUSINESS SYSTEMS

Alderman Ford presented a Resolution authorizing the execution of a copier and printer lease agreement with Corporate Business Systems for the Human Resources Office.

RESOLUTION NO. ____

**A RESOLUTION AUTHORIZING THE EXECUTION OF A
COPIER AND PRINTER LEASE AGREEMENT WITH
CORPORATE BUSINESS SYSTEMS**

WHEREAS, the City of Springdale's Human Resources Office needs to replace there old copier/fax/printer machine, and

WHEREAS, Corporate Business Systems has submitted a proposal to provide a new machine for 60 months with a monthly lease fee of \$155.22 with a monthly maintenance fee of \$27.00, and

WHEREAS, the Human Resources Director did compare machines and prices from other suppliers before making a recommendation of the machine offered by Corporate Business Systems;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that the Mayor is hereby authorized to execute a 60 month copier and printer lease agreement and maintenance agreement with Corporate Business Systems for a total monthly cost of \$182.22.

PASSED AND APPROVED this ____ day of January, 2015.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:

Ernest B. Cate, City Attorney

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

The vote:

Yes: Culver, Watson, Ford, Lawson, Evans, Jaycox

No: None

The Resolution was numbered 5-15.

RESOLUTION NO. 6-15 – AMENDING SECTION 3.3, UNIFORMS AND PERSONAL APPEARANCE, OF THE PERSONNEL AND PROCEDURES MANUAL FOR THE CITY OF SPRINGDALE, ARKANSAS

Alderman Jaycox presented a Resolution amending Section 3.3, Uniforms and Personal Appearance, of the Personnel and Procedures Manual for the City of Springdale, Arkansas.

RESOLUTION NO. ____

A RESOLUTION AMENDING SECTION 3.3, UNIFORMS AND PERSONAL APPEARANCE, OF THE PERSONNEL AND PROCEDURES MANUAL FOR THE CITY OF SPRINGDALE, ARKANSAS

WHEREAS, it has come to the attention of the City Council that Section 3 of the Personnel and Procedures Manual is in need of revision;

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

Section 1: Section 3 of the Personnel and Procedures Manual for the City of Springdale, Arkansas is hereby amended to read as follows:

3.3 Uniforms and Personal Appearance:

Uniforms or uniform allowance will be provided to personnel of certain departments as authorized by the Mayor. Personnel who are provided uniforms or uniform allowance shall wear uniforms at all times while on duty. Uniforms shall be kept as neat and presentable as working conditions permit.

If a non-Civil Service employee is required to wear a logoed uniform shirt and specific type of work pant, the City will reimburse for both the shirt and pant. Items considered "every day wear" such as jeans or khakis, will not be reimbursed by the City. Boots required by the City, with the exception of steel-toed boots, will be reimbursed through payroll as a taxable benefit to the employee per current tax law. All shoes and clothing purchased by the City Of Springdale, with the exception of articles taxed to the employee, must be returned upon separation from the City. Each department should maintain a written uniform policy approved by the Mayor.

Employees not required to wear uniforms should dress in appropriate professional departmental attire. If an employee is not sure what is appropriate attire, then the employee should check with his/her supervisor or department head.

Section 2: All other provisions of Section 3 not specifically modified herein shall remain in full force and effect.

PASSED AND APPROVED this ____ day of January, 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: Watson, Ford, Lawson, Evans, Jaycox, Culver

No: None

The Resolution was numbered 6-15.

RESOLUTION NO. 7-15 – AUTHORIZING THE CITY ATTORNEY TO BEGIN CONDEMNATION PROCEEDINGS ON PROPERTY OWNED BY NATIONAL BRANDS LEASING (PARCEL #815-29552-000) ON THE JOHNSON ROAD IMPROVEMENTS PROJECT (CP-0808)

Alderman Evans presented a Resolution authorizing the City Attorney to begin condemnation proceedings on property owned by National Brands Leasing (Parcel #815-29552-000) on the Johnson Road Improvements Project (CP-0808).

RESOLUTION NO. ____

A RESOLUTION AUTHORIZING THE CITY ATTORNEY TO BEGIN CONDEMNATION PROCEEDINGS ON PROPERTY OWNED BY NATIONAL BRANDS LEASING (PARCEL #815-29552-000) ON THE JOHNSON ROAD IMPROVEMENTS PROJECT (CP-0808).

WHEREAS, the City of Springdale is finalizing an ongoing street project to improve Johnson Road between I-49 and Chapman Avenue, Project #CP-0808;

WHEREAS, a change order to address drainage concerns required an additional drainage and utility easement on undeveloped property owned by National Brands Leasing just north of Magnolia Drive on the west side of Johnson Road;

WHEREAS, attempts at negotiating for the acquisition of this easement have been unsuccessful on this property which has been identified as Tract 55;

WHEREAS, it is now necessary to acquire this drainage and utility easement by condemnation proceedings;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that the City Attorney is hereby authorized to begin condemnation proceedings to acquire the required drainage and utility easement on Parcel #815-29552-000, owned by National Brands Leasing, to allow construction of drainage improvements associated with the Johnson Road Improvements Project, #CP-0808 to proceed.

PASSED AND APPROVED this ____ day of January, 2015.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED:

Ernest B. Cate, City Attorney

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

The vote:

Yes: Ford, Lawson, Evans, Jaycox, Culver, Watson

No: None

The Resolution was numbered 7-15.

RESOLUTION NO. 8-15 – AUTHORIZING THE ACQUISITION OF PROPERTY
LOCATED AT 5579 HAR-BER AVENUE FOR THE 56TH STREET PROJECT
(12BPS6) BLEAUX AVENUE TO HAR-BER AVENUE

Alderman Evans presented a Resolution authorizing the acquisition of property owned by the James and Lawanda Fulfer Family Revocable Trust located at 5579 Har-Ber Avenue for the 56th Street Project (12BPS6), Bleaux Avenue to Har-Ber Avenue.

RESOLUTION NO. ____

**A RESOLUTION AUTHORIZING THE ACQUISITION OF
PROPERTY LOCATED AT 5579 HAR-BER AVENUE FOR THE
56TH STREET PROJECT, 12BPS6 (BLEAUX AVENUE TO HAR-
BER AVENUE).**

WHEREAS, the City of Springdale will be undertaking the construction of 56th Street from Bleaux Avenue to Har-Ber Avenue, Project 12BPS6;

WHEREAS, property located at 5579 Har-Ber Avenue, owned by the James and Lawanda Fulfer Family Revocable Trust is needed for the construction of this Project;

WHEREAS, after negotiations between the City of Springdale and the Fulfers, the City offered to acquire the property located at 5579 Har-Ber Avenue for the total sum of \$196,453.00 as a full and final settlement for the property;

WHEREAS, the Fulfers have agreed to accept the sum of \$196,453.00 offered by the City for the purchase of the property located at 5579 Har-Ber Avenue;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that the City of Springdale is hereby authorized to purchase property located at 5579 Har-Ber Avenue for the total sum of \$196,453.00, plus associated closing costs, thereby allowing construction of the 56th Street Project, 12BPS6 (Bleaux Avenue to Har-Ber Avenue) to proceed.

PASSED AND APPROVED this ____ day of January, 2015.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED:

Ernest B. Cate, City Attorney

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

The vote:

Yes: Lawson, Evans, Jaycox, Culver, Watson, Ford

No: None

The Resolution was numbered 8-15.

AGENDA ITEMS TABLED

At the request of Alderman Reed who was absent at tonight's meeting, Alderman Ford made the motion to table items 15A and 15B on the agenda regarding amendments to Article 2, Sections 10 and 12 of the Zoning Ordinance until the January 27, 2015 meeting. Alderman Jaycox made the second.

The vote:

Yes: Evans, Jaycox, Culver, Watson, Ford, Lawson

No: None

ORDINANCE NO. 4874 – AMENDING CHAPTER 110, ARTICLE VI. STREET NAMES AND ADDRESS NUMBER; TO CHANGE THE NAME OF AN EXISTING STREET FROM RIO BRAVO DRIVE TO METROPLEX DRIVE

Planning Director Patsy Christie presented an Ordinance amending Chapter 110, Article VI. Street Names and Address Number; to change the name of an existing street from Rio Bravo Drive to Metroplex Drive.

A public hearing was held by the Springdale Planning Commission where they recommended approval.

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

The vote:

Yes: Jaycox, Culver, Watson, Ford, Lawson, Evans

No: None

The Ordinance was numbered 4874.

ORDINANCE NO. 4875 – AUTHORIZING THE CITY CLERK TO FILE A CLEAN-UP LIEN FOR THE REMOVAL OF OVERGROWN BRUSH AND DEBRIS ON PROPERTY LOCATED AT 1909 THEODORE DRIVE AND 1106 N. WEST END STREET

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 on property located at 1909 Theodore Drive and 1106 N. West End Street.

A piece of property located at 120 Pierce was previously listed on this proposed ordinance but there was a question on whether or not they had the correct owner listed. After discussion was held, it was decided to remove 120 Pierce from the proposed ordinance until further review.

After the reading the title of the Ordinance, Alderman Ford moved the Ordinance "Do Pass". Alderman Watson made the second.

The vote:

Yes: Culver, Watson, Ford, Lawson, Evans, Jaycox

No: None

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

The vote:

Yes: Watson, Ford, Lawson, Evans, Jaycox, Culver

The Ordinance was numbered 4875.

COMMUNITY MEETINGS

Mayor Sprouse announced a community meeting will be held regarding Rabbit's Foot Lodge and Ozark Natural Science Center on January 20, 2015, at 5:30 p.m. in the City Council Chambers.

Immediately following this meeting, a joint work session between the Planning Commission and City Council will be held to discuss the proposed overlay district around Arvest Ballpark.

RESOLUTION NO. 9-15 – COMMENDING BETTY LEE FOR HER OUTSTANDING SERVICE TO THE CITY OF SPRINGDALE, ARKANSAS

District Judge Jeff Harper presented a Resolution commending Betty Lee who is retiring as Court Clerk on January 16, 2015 for her outstanding service to the City of Springdale, Arkansas.

RESOLUTION NO. ____

A RESOLUTION COMMENDING BETTY LEE FOR HER OUTSTANDING SERVICE TO THE CITY OF SPRINGDALE, ARKANSAS

WHEREAS, Betty Lee worked as a Deputy Court Clerk for the Springdale District Court for over five years, before becoming Court Clerk on April 16, 1997;

WHEREAS, Betty Lee is retiring as Court Clerk on January 16, 2015;

WHEREAS, Betty has worked for three different judges in her tenure as Court Clerk, and she has been a dedicated public servant to the citizens of Springdale, Arkansas;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that Betty Lee is hereby commended and honored for her outstanding service and dedication as an employee of the City of Springdale for over 22 years, and we hereby wish her the best in her retirement.

PASSED AND APPROVED this ____ day of January, 2015.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:

Ernest B. Cate, City Attorney

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

The vote:

Yes: Ford, Lawson, Evans, Jaycox, Culver, Watson

No: None

The Resolution was numbered 9-15.

ADJOURNMENT

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

After a voice vote of all ayes and no nays, the meeting adjourned at 6:30 p.m.

Doug Sprouse, Mayor

Denise Pearce, City Clerk/Treasurer

That which is underlined is added and that which is stricken through is deleted.

ORDINANCE NO. _____

**AN ORDINANCE AMENDING ARTICLE 2,
SECTION 10 OF THE ZONING ORDINANCE OF
THE CITY OF SPRINGDALE, ARKANSAS,
DECLARING AN EMERGENCY; AND FOR
OTHER PURPOSES.**

WHEREAS, Article 2, Section 10 of the Zoning Ordinance of the City of Springdale, Arkansas, contains the regulations and procedures associated with variance procedures through the Board of Zoning Adjustment;

WHEREAS, Article 2, Section 10 of the Zoning Ordinance of the City of Springdale, Arkansas, is in need of revision so that emergency alert technology can be used to notify citizens of Board of Zoning Adjustment hearings;

WHEREAS, it is in the best interest of the City of Springdale, Arkansas, that Article 2, Section 10 of the Zoning Ordinance of the City of Springdale, Arkansas, be amended;

WHEREAS, a public hearing was held before the Springdale Planning Commission on January 6, 2015, after notice was given of said hearing as required by law.

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

Section 1: Article 2, Section 10(b) of the Zoning Ordinance of the City of Springdale, Arkansas, is hereby amended to read as follows:

- b. *Meetings.* The planning commission shall designate on the agenda of each regularly scheduled planning commission meeting those items in which it is functioning as the zoning board of adjustment and shall hold a public hearing on the proposed variance, after:
 1. At least seven (7) days notice of the time, place, and request is made to the public prior to the meeting by being given in a newspaper of general circulation in the city.
 2. The Planning Department will post NOTICE OF PUBLIC HEARING sign(s) on said property for which a public hearing has been set at least ten (10) days prior to the hearing indicating the date and time of the hearing. Such signs shall be clearly visible, unobstructed to the passing general public, and posted on or near the front property line.

3. The adjacent property owners of the property seeking the variance have been notified by certified mail, return receipt requested, at least (10) days prior to the public hearing in accordance with the following:
 - (a) An affidavit is submitted stating that notice has been given to all adjacent property owners of the property subject to the variance after the application has been accepted and placed on the planning commission agenda;
 - (b) The petitioner shall be responsible for providing such notice by certified mail, return receipt requested, to the last known address of such record owner(s) as shown in the records of the Assessor's Office for the County in which the adjacent property is located.
 - (c) The required affidavit and supporting exhibits (mailing receipts, list of adjacent property owners and a copy of the notice) shall be filed with the planning office no later than seven (7) days prior to the meeting date.

4. The City has sent notice at least ten (10) days prior to the hearing by way of the Springdale Alert Notification System to all subscribers within a one (1) mile radius from the property who have opted to receive such notices.

45. The minutes of the meeting will be a part of the minutes of the entire planning commission meeting.

Section 2: All other provisions of Article 2, Section 10 of the Zoning Ordinance of the City of Springdale, Arkansas, not specifically amended by this Ordinance shall remain in full force and effect.

Section 3: Emergency Clause: The implementation of the amended ordinance will be unreasonably delayed if not allowed to take affect immediately, and therefore an emergency is hereby declared to exist and this ordinance shall become 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

That which is underlined is added and that which is stricken through is deleted.

ORDINANCE NO. _____

**AN ORDINANCE AMENDING ARTICLE 2,
SECTION 12 OF THE ZONING ORDINANCE OF
THE CITY OF SPRINGDALE, ARKANSAS,
DECLARING AN EMERGENCY; AND FOR
OTHER PURPOSES.**

WHEREAS, Article 2, Section 12 of the Zoning Ordinance of the City of Springdale, Arkansas, contains the regulations and procedures associated with conditional use requests;

WHEREAS, Article 2, Section 12 of the Zoning Ordinance of the City of Springdale, Arkansas, is in need of revision so that emergency alert technology can be used to notify citizens of conditional use request hearings;

WHEREAS, it is in the best interest of the City of Springdale, Arkansas, that Article 2, Section 12 of the Zoning Ordinance of the City of Springdale, Arkansas, be amended;

WHEREAS, a public hearing was held before the Springdale Planning Commission on January 6, 2015, after notice was given of said hearing as required by law.

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

Section 1: Article 2, Section 12(b) of the Zoning Ordinance of the City of Springdale, Arkansas, is hereby amended to read as follows:

b. *Notice and public hearings.* An application for conditional use approval shall be noted on the published agenda of the next regularly scheduled planning commission meeting, at which time a public hearing shall be held by the planning commission on the proposed conditional use, after:

1. A notice ~~has been published in a newspaper of general circulation in the city at least one time fifteen (15) days prior to the public hearing,~~ which notice sets forth the time and place of such hearing and the conditional use proposed has been:

(a) published in a newspaper of general circulation in the city at least one time fifteen (15) days prior to the public hearing; and

(b) sent by the City, at least ten (10) days prior to the hearing, by way of the Springdale Alert Notification System to all subscribers within a one

(1) mile radius from the property who have opted to receive such notices.

2. The adjacent property owners subject to the conditional use request have been notified by certified mail, return receipt requested, at least ten (10) days prior to said hearing by the applicant and an affidavit and supporting exhibits are filed with the planning office not later than seven (7) days prior to the hearing.
3. The planning department will post NOTICE OF PUBLIC HEARING sign(s) on said property for which a public hearing has been set at least ten (10) days prior to the hearing indicating the date and time of the hearing. Such sign(s) shall be clearly visible, unobstructed to the passing general public, and posted on or near the front property line.
4. The applicant shall be present at the meeting for the matter to be considered. If the applicant is unable to attend, written authorization from the applicant authorizing representation must be presented to the commission for the matter to be considered. Any decisions made by the designated agent shall be binding on the landowner.

Section 2: All other provisions of Article 2, Section 12 of the Zoning Ordinance of the City of Springdale, Arkansas, not specifically amended by this Ordinance shall remain in full force and effect.

Section 3: Emergency Clause: The implementation of the amended ordinance will be unreasonably delayed if not allowed to take affect immediately, and therefore an emergency is hereby declared to exist and this ordinance shall become effect immediately upon its passage and approval.

PASSED AND APPROVED this _____ day of _____, 2015.

Doug Sprouse, Mayor

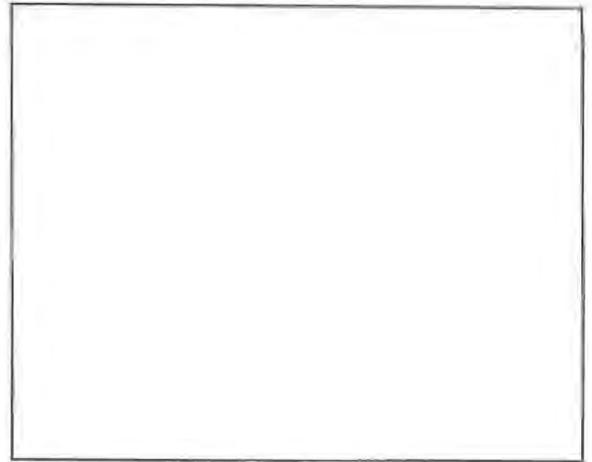
ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:



Ernest B. Cate, City Attorney



ORDINANCE NO. _____

AN ORDINANCE ACCEPTING THE REPLAT OF THE FINAL PLAT OF OZARK BUSINESS PARK, A COMMERCIAL 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:

Replat of the Final Plat of Ozark Business Park, a Commercial Subdivision to the City of Springdale, 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 of the Final Plat of Ozark Business Park.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SPRINGDALE, ARKANSAS, that the Replat of the Final Plat of Ozark Business Park, 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 _____, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, CITY CLERK

APPROVED AS TO FORM:

Ernest B. Cate, CITY ATTORNEY

ORDINANCE NO. _____

AN ORDINANCE AMENDING ORDINANCE NO. 3307 THE SAME BEING THE ZONING ORDINANCE OF THE CITY OF SPRINGDALE, ARKANSAS, AND THE PLAT PERTAINING THERETO BY REZONING CERTAIN LANDS FROM GENERAL COMMERCIAL DISTRICT (C-2) TO THOROUGHFARE COMMERCIAL DISTRICT (C-5) AND DECLARING AN EMERGENCY:

WHEREAS, the Planning Commission of the City of Springdale, Arkansas, Washington County, gave notice required by law and set a hearing date of January 26, 2015 for hearing the matter of a petition of 5 Dogs Investments, LLC requesting that the following described tract of real estate be zoned from General Commercial District (C-2) to Thoroughfare Commercial District (C-5).

Layman's Description: 1100 South 48th Street

Legal Description: Part of the Southeast Quarter of the Northwest Quarter of Section 4, Township 17 North, Range 30 West, Washington County, Arkansas, more particularly described as beginning at a point 228.66 feet North of the Southeast corner of said 40 acre tract; thence South 87 degrees 34 minutes 11 seconds West 226.19 feet; thence North 136.23 feet; thence North 89 degrees 45 minutes 00 seconds East 226.00 feet; thence South 127.62 feet to the point of beginning.

LESS AND EXCEPT part of the South east Quarter of the Northwest Quarter of said Section 4, more particularly described as follows: Starting at the Northwest Corner of the southeast Quarter of the Northwest Quarter of Section 4; thence south 03 degrees 03 minutes 00 seconds East along the West line thereof 1285.00 to a point on the Northerly existing right of way line of State Highway #68 (Hwy. 412); thence South 89 degrees 46 minutes 40 seconds East along said existing right of way line 118.70 feet to a point; thence North 88 degrees 49 minutes 20 seconds East along said existing right of way line 957.80 feet to a point; thence North 01 degree 29 minutes 00 seconds West 189.40 feet to the point of beginning; thence North 01 degree 29 minutes 00 seconds West 137.30 feet to a point; thence North 88 degrees 39 minutes 00 seconds East 49.10 feet to a point on the southeasterly proposed right of way line of relocated U.S. Highway #71; thence South 13 degrees 39 minutes 00 seconds West along said proposed right of way line 141.80 feet to a point; thence South 87 degrees 08 minutes 00 seconds West 12.00 feet to the point of beginning.

ORDINANCE NO. _____

AN ORDINANCE AMENDING ORDINANCE NO. 3307 THE SAME BEING THE ZONING ORDINANCE OF THE CITY OF SPRINGDALE, ARKANSAS, AND THE PLAT PERTAINING THERETO BY REZONING CERTAIN LANDS FROM GENERAL COMMERCIAL DISTRICT (C-2) TO LIGHT INDUSTRIAL DISTRICT (I-1) AND DECLARING AN EMERGENCY:

WHEREAS, the Planning Commission of the City of Springdale, Arkansas, Washington County, gave notice required by law and set a hearing date of January 26, 2015 for hearing the matter of a petition of The Fadil Bayyari Revocable Trust requesting that the following described tract of real estate be zoned from General Commercial District (C-2) to Light Industrial District (I-1).

Layman's Description: Lot 5 Dakota's Place Subdivision

Legal Description: Lot 5 of the Final Plat of Dakota's Place Subdivision, Springdale, Arkansas, as recorded at File Number 23-0327 in the Circuits Clerk's Office, Washington County, Arkansas.

ORDINANCE NO. _____

AN ORDINANCE AMENDING ORDINANCE NO. 3307 THE SAME BEING THE ZONING ORDINANCE OF THE CITY OF SPRINGDALE, ARKANSAS, AND THE PLAT PERTAINING THERETO BY REZONING CERTAIN LANDS FROM GENERAL COMMERCIAL DISTRICT (C-2) TO INSTITUTIONAL DISTRICT (P-1) AND DECLARING AN EMERGENCY:

WHEREAS, the Planning Commission of the City of Springdale, Arkansas, Washington County, gave notice required by law and set a hearing date of January 26, 2015 for hearing the matter of a petition of Decision Point requesting that the following described tract of real estate be zoned from General Commercial District (C-2) to Institutional District (P-1)

Layman's Description: 301 Holcomb

Legal Description: Block Fourteen (14) in the Railroad Addition to the Town (now city) of Springdale, LESS AND EXCEPT Part of block Fourteen (14) in the Railroad Addition to the Town (now city) of Springdale, more particularly described as being 83.0 feet of equal and uniform width off the South side of said Block. Also, less and except that portion of Spring Street lying between block Fourteen (14) and Block Twenty-three (23) of Railroad Addition to the City of Springdale, Arkansas.

ALSO conveyed herein, Lots Five (5) and Six (6) and the South Nineteen (19) feet of equal and uniform width of Lot Four (4), of block Eleven (11) in the Railroad Addition to the town (now city) of Springdale, Arkansas.

ORDINANCE NO. _____

AN ORDINANCE AMENDING ORDINANCE NO. 3307 THE SAME BEING THE ZONING ORDINANCE OF THE CITY OF SPRINGDALE, ARKANSAS, AND THE PLAT PERTAINING THERETO BY REZONING CERTAIN LANDS FROM THOROUGHFARE COMMERCIAL DISTRICT (C-5) TO LARGE PRODUCT RETAIL SALES DISTRICT (C-6) AND DECLARING AN EMERGENCY:

WHEREAS, the Planning Commission of the City of Springdale, Arkansas, Washington County, gave notice required by law and set a hearing date of January 26, 2015 for hearing the matter of a petition of John H. Thompson and Mary Kay Thompson Co-Trustees of the John H. Thompson Revocable Living Trust requesting that the following described tract of real estate be zoned from Thoroughfare Commercial District (C-5) to Large Product Retail Sales District (C-6).

Layman's Description: 2763 E. Robinson Avenue

Legal Description: Part of the East Half of the Northwest Quarter of the Northwest Quarter (E 1/2 NW 1/4 NW 1/4) of Section Eight (8) in Township Seventeen (17) North of Range Twenty-nine (29) West more particularly described as beginning at the Northeast corner of said twenty acre tract and running thence West one hundred forty two (142) feet, thence South three hundred fifty-six (356) feet, thence East one hundred forty two (142) feet, thence North three hundred fifty-six (356) feet to the point of beginning; SUBJECT to an Easement across the North forty (40) feet thereof for Highway No. 68 (now Highway 412); LESS AND EXCEPT that part of said tract described as starting at the Southeast corner of the Northwest Quarter of the Northwest Quarter (NW 1/4 NW 1/4) of Section Eight (8), thence Nor one (1) degree five (5) minutes fifty-seven (57) seconds East along the East line thereof a distance of one thousand two hundred eight-six and eighteen hundredths (1286.18) feet for a point of beginning, (said) point being on the new right of way line of State Highway #68 (now known as Highway 412), thence North eight-eight (88) degrees forty-one (41) minutes thirty-seven (37) seconds West along said right of way line a distance of twenty five and twenty-nine hundredths (25.29) feet to a point on the old right of way line of said Highway, thence North one (1) degree eighteen (18) minutes twenty-three (23) seconds East along said existing right of way line a distance of ten (10) feet to a point, thence South eighty-eight (88) degrees forty-One (41) minutes thirty seven (37) seconds East a distance of twenty-five and twenty-six hundredths (25.26) feet to a point on the East line of said Northwest Quarter of the Northwest Quarter (NW1/4 NW1/4), thence South one (1) degree five (5)minutes fifty-seven (57) seconds West along East line ten (10) feet to the point of beginning, and containing 0.01 acre.

RESOLUTION NO. _____

**A RESOLUTION AMENDING THE 2015
BUDGET OF THE CITY OF SPRINGDALE
POLICE DEPARTMENT**

WHEREAS, the Police Department has received drug seizure funds that have not been appropriated; and

WHEREAS, the Police Chief has requested that some of these funds be appropriated for replacement of radios and related equipment;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that the 2015 budget of the City of Springdale Police Department is hereby amended as follows:

<u>Department</u>	<u>Account No.</u>	<u>Description</u>	<u>Present Budget</u>	<u>Increase</u>	<u>Decrease</u>	<u>Proposed Budget</u>
Police	10105014217021	Drug Seizure Expenses	0	46,000		46,000

PASSED AND APPROVED this 27th day of January, 2015.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:

Ernest B. Cate, City Attorney



CITY of SPRINGDALE

POLICE DEPARTMENT
OFFICE OF THE CHIEF OF POLICE

MEMORANDUM

FROM: Kathy O' Kelley
TO: Wyman Morgan
DATE: January 15, 2015
RE: Transfer of Funds

Wyman:

I am requesting the transfer of \$46,000 from the Asset Forfeiture #101-0501-331.20-00 to the Police Department budget, account #101-0501-421.70-21. This money will be used to replace 60 portable radios and 30 shoulder mics.

Account Number	Amount	Police Department Account
101-0501-331.20-00	\$ 46.000	101-0501-421.70-21

Respectfully,

Kathy O'Kelley, Chief of Police

ADMINISTRATION BUILDING, 201 NORTH SPRING STREET, SPRINGDALE, ARKANSAS 72764
(479) 751-4542

CHIEF KATHY O' KELLEY

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING EXECUTION OF A
CONSTRUCTION CONTRACT FOR 12BPS3: DON TYSON
PARKWAY (40TH STREET TO CARLEY ROAD) AND
ESTABLISHING THE BUDGET FOR SAID PROJECT**

WHEREAS, sealed competitive construction bids were received and opened for said project on January 15, 2015;

WHEREAS, the low bid of \$2,299,826.08 was submitted by Trulove Dirtworks, LLC of Berryville, AR;

WHEREAS, it is necessary to formally establish a budget for this project, said budget to be as follows:

Design/Construction Engineering	477,729.12
Utility Relocation (Estimated)	50,000.00
Land Acquisition (Estimated)	750,000.00
Construction (Bid Amount)	2,299,826.08
Signal Project (Bid Amount + Materials)	186,807.50
Clearing & Grubbing Project (Bid Amount)	49,020.00
Material Testing Services (Estimated)	25,000.00
Construction Contingencies	<u>250,358.86</u>
Total Project Budget	<u>\$4,088,741.56</u>

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

- 1) The Mayor and City Clerk are hereby authorized to execute a construction contract with Trulove Dirtworks in the amount of \$2,299,826.08.
- 2) The total construction project cost shall not exceed \$4,088,741.56 without Council approval.

PASSED AND APPROVED this _____ day of January, 2015

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:

Ernest B. Cate, City Attorney

Rose Lawrence

From: James Breakfield <jbreakfield@springdalear.gov>
Sent: Wednesday, January 21, 2015 3:41 PM
To: 'Rose Lawrence'
Cc: 'Jennifer Chacon'; Brad Baldwin; Karen Lasley
Subject: Updated Resolution to Council
Attachments: Resolution - Award Contract Budget (12BPS3).doc

Rose,

I made some modifications to the previous resolution consisting of correcting the design/construction engineering amount and including bid amounts and contingencies for the signal and clearing contracts which were handled separately. This document should now properly reflect the project budget including all previous allocations.

Thanks,
James

Terry W. Carpenter, P.E., P.S.
 President
 4847 Kaylee Avenue
 Springdale, Arkansas 72762
 479.872.7115 Telephone
 479.872.7118 Facsimile
 www.usi-ce.com
 twcarpenter@usi-ce.com

January 16, 2015

Mr. James Breakfield, P.E.
 City of Springdale
 201 Spring Street
 Springdale, AR 72764

Re: Recommendation of Award
 Don Tyson Parkway Widening -- 40th Street to Carley Road
 Springdale, Arkansas
 USI Project No. 1309001.00

Dear Mr. Breakfield:

Bids were received Thursday, January 15, 2015 for the above referenced project. Seven bids were received as follows:

Contractor	Schedule A	Schedule B	Total Bid
Trulove Dirtworks, LLC	\$1,949,242.08	\$350,584.00	\$2,299,826.08
Crossland Heavy Contractors	\$2,259,172.50	\$375,550.00	\$2,634,722.50
Tomlinson Asphalt Company	\$2,358,125.00	\$376,665.00	\$2,734,790.00
Sweetser Construction	\$2,183,260.00	\$567,424.00	\$2,750,634.00
Nabholz Construction	\$2,556,406.00	\$378,541.00	\$2,934,947.00
DECCO Contractors-Paving	\$2,515,186.95	\$504,797.25	\$3,019,984.20
Dean Crowder Construction	\$2,847,079.00	\$571,040.00	\$3,418,119.00

The low bid was submitted by Trulove Dirtworks, LLC in the amount of \$2,299,826.08. A copy of the certified bid tabulation showing the complete bid is included for your reference, along with a copy of the list of persons attending the bid opening. The engineer's construction cost estimate for the project prior to receipt of bids was \$2,324,500.00.

Mr. James Breakfield
Recommendation of Award
January 16, 2015
Page 2 of 2

We have reviewed the Statement of Bidders Qualifications submitted by Trulove Dirtworks, LLC, and based upon the information provided, we believe them to be qualified for this project. This company, although relatively new (6 years) has satisfactorily completed a number of projects in the City of Springdale. Trulove lists projects under construction totaling approximately \$3,100,000 at various levels of completion. Two of these projects are City of Springdale Fire Stations. Trulove is performing water and sewer utility installations, earthwork, concrete curb and gutter, asphalt paving, and installation of the storm drainage systems on these two projects. We contacted a few of their references and received good recommendations as to the quality and dependability of their work. While asphalt paving is not their primary type of work, they have listed Hutchens Construction, Inc. as their paving contractor. Hutchens, while based in Cassville, Missouri, also has a local asphalt plant and office in Springdale.

While we have no way of verifying the present financial condition of Trulove Dirtworks, LLC, the contract documents require the furnishing of 100 percent performance and payment bonds prior to authorization of notice to proceed. Therefore, we recommend that the City award this contract to Trulove Dirtworks, LLC in the amount bid of \$2,299,826.08.

The contract requires final completion of the project within 270 days from the date of the issuance of the Notice To Proceed.

Sincerely,
USI CONSULTING ENGINEERS, INC.



Terry W. Carpenter, F.E., P.S.
President

TWC:sr
enclosures
cc: Brad Baldwin, P.E., Director of Engineering

TABULATION OF BIDS RECEIVED JANUARY 15, 2015
DON TYSON PARKWAY WIDENING - 40TH STREET TO CARLEY ROAD
Springdale Bond Project No. 12BPS3
for City of Springdale, Arkansas
USI Project No. 1309001
Plans and Specifications Dated: December 2014

Company:		Trove Dirtworks LLC		Crossland Heavy Contractors		Tomlinson Asphalt Company		Sweetser Construction, Inc.			
Arkansas License No.:		828010415		0067301115		0040940815		0027470415			
Address:		P.O. Box 152		833 S. East Avenue		1411 W. Van Asche		590 W. Poplar			
City, State:		Berryville, AR 72616		Columbus, KS 66725		Fayetteville, AR 72704		Fayetteville, AR 72703			
BID SCHEDULE A - DON TYSON ROADWAY CONSTRUCTION											
Item No.	Quantity	Unit	Description	Unit Price	Total Amount	Unit Price	Total Amount	Unit Price	Total Amount	Unit Price	Total Amount
1.	1	LS	Roadway Construction Control	\$17,661.60	\$17,661.60	\$24,000.00	\$24,000.00	\$15,000.00	\$15,000.00	\$25,000.00	\$25,000.00
2.	1	LS	Trench and Excavation Safety Systems	\$12,500.00	\$12,500.00	\$100.00	\$100.00	\$10,000.00	\$10,000.00	\$2,500.00	\$2,500.00
3.	1	LS	Clearing and Grubbing	\$62,300.00	\$62,300.00	\$66,000.00	\$66,000.00	\$150,000.00	\$150,000.00	\$45,170.00	\$45,170.00
4.	2,500	CY	*Undercut and Backfill	\$17.00	\$42,500.00	\$19.00	\$47,500.00	\$20.00	\$50,000.00	\$17.00	\$42,500.00
5.	8,450	CY	Unclassified Excavation (Plan Quantity)	\$6.00	\$67,000.00	\$14.00	\$118,300.00	\$8.00	\$67,600.00	\$8.00	\$67,600.00
6.	1,200	CY	Embankment (Plan Quantity)	\$11.50	\$13,800.00	\$15.00	\$18,000.00	\$17.00	\$20,400.00	\$9.00	\$10,800.00
7.	9,280	SY	Subgrade Preparation (Plan Quantity)	\$1.20	\$11,136.00	\$1.00	\$9,280.00	\$8.80	\$81,864.00	\$1.50	\$13,920.00
8.	26	STA	Curb Backfill and Grading	\$247.00	\$6,422.00	\$300.00	\$7,800.00	\$2,400.00	\$62,400.00	\$400.00	\$10,400.00
9.	15,000	SY	4" Topsoil Placement	\$2.67	\$40,050.00	\$3.00	\$45,000.00	\$5.00	\$75,000.00	\$3.00	\$45,000.00
10.	140	LF	18" (R.C. Pipe, Class III) Within Roadway	\$48.00	\$6,720.00	\$57.00	\$7,980.00	\$79.00	\$11,060.00	\$48.00	\$6,720.00
11.	630	LF	18" (R.C. Pipe, Class III) Outside Roadway	\$42.00	\$26,460.00	\$43.00	\$27,090.00	\$48.00	\$30,240.00	\$44.00	\$27,720.00
12.	200	LF	24" (R.C. Pipe, Class III) Within Roadway	\$62.57	\$12,514.00	\$69.00	\$13,800.00	\$138.00	\$27,600.00	\$75.00	\$15,000.00
13.	1,185	LF	24" (R.C. Pipe, Class III) Outside Roadway	\$44.68	\$52,945.80	\$55.00	\$65,175.00	\$57.00	\$67,545.00	\$69.00	\$81,765.00
14.	1	EA	24" R.C. Flared End Section	\$1,000.00	\$1,000.00	\$1,100.00	\$1,100.00	\$675.00	\$675.00	\$600.00	\$600.00
15.	11	EA	Modify Existing Storm Drain Inlet or Junction Box	\$1,185.00	\$13,035.00	\$2,850.00	\$31,350.00	\$2,427.00	\$26,697.00	\$1,600.00	\$17,600.00
16.	16	EA	4-ft. Dia. Drop Inlet (Type MO)	\$1,800.00	\$28,800.00	\$3,200.00	\$51,200.00	\$2,375.00	\$38,000.00	\$2,600.00	\$41,600.00
17.	1	EA	5-ft. Dia. Drop Inlet (Type MO)	\$2,800.00	\$2,800.00	\$3,800.00	\$3,800.00	\$2,600.00	\$2,600.00	\$2,800.00	\$2,800.00
18.	1	EA	6-ft. x 4-ft. Drop Inlet (Type C)	\$5,300.00	\$5,300.00	\$5,200.00	\$5,200.00	\$3,500.00	\$3,500.00	\$3,100.00	\$3,100.00
19.	6	EA	4-ft. Drop Inlet Extension	\$725.00	\$4,350.00	\$1,050.00	\$6,300.00	\$525.00	\$3,150.00	\$600.00	\$3,600.00
20.	13	EA	8-ft. Drop Inlet Extension	\$825.00	\$10,725.00	\$1,900.00	\$24,700.00	\$1,100.00	\$14,300.00	\$1,200.00	\$15,600.00
21.	11	LF	Double 6-R. x 2.5-ft. Cast-in-Place Concrete Box Culvert	\$287.00	\$3,157.00	\$900.00	\$9,900.00	\$550.00	\$6,050.00	\$1,130.00	\$12,430.00
22.	23	LF	Double 6-ft. x 3.5-ft. Cast-in-Place Concrete Box Culvert	\$318.00	\$7,314.00	\$915.00	\$21,045.00	\$653.00	\$15,019.00	\$1,250.00	\$28,750.00
23.	1	LS	Wingwalls & Appurtenances (For Double 6-ft. x 3.5-ft. CIP Culvert)	\$3,800.00	\$3,800.00	\$4,900.00	\$4,900.00	\$18,500.00	\$18,500.00	\$7,500.00	\$7,500.00
24.	1,000	SY	*Erosion Control Fabric	\$3.00	\$3,000.00	\$4.50	\$4,500.00	\$2.30	\$2,300.00	\$4.50	\$4,500.00
25.	15	SY	Reinforced Concrete Channel Paving	\$93.00	\$1,395.00	\$138.00	\$2,070.00	\$90.00	\$1,350.00	\$100.00	\$1,500.00
26.	50	SY	*Rip Rap (18" Thick)	\$30.00	\$1,500.00	\$41.50	\$2,075.00	\$35.00	\$1,750.00	\$50.00	\$2,500.00
27.	9,500	SY	12" Depth Concrete Base Course	\$11.85	\$112,575.00	\$14.25	\$135,375.00	\$13.00	\$123,500.00	\$13.25	\$125,875.00
28.	7,800	SY	Prime Coat	\$0.70	\$5,460.00	\$0.75	\$5,850.00	\$0.40	\$3,120.00	\$0.70	\$5,460.00
29.	3,250	TON	Asphalt Concrete Hot Mix Binder Course (ACHMSC)	\$71.87	\$233,577.50	\$76.00	\$247,000.00	\$79.00	\$256,750.00	\$74.50	\$242,125.00
30.	1,550	TON	Asphalt Concrete Hot Mix Surface Course/Wearing Course (ACHMSC/WC)	\$85.44	\$132,432.00	\$90.00	\$139,500.00	\$97.00	\$150,350.00	\$88.75	\$137,562.50
31.	1,200	TON	Asphalt Concrete Hot Mix Surface Course/Not Wearing Course (ACHMSC/NWC)	\$79.56	\$95,592.00	\$84.00	\$100,800.00	\$90.00	\$108,000.00	\$82.65	\$99,180.00
32.	4,850	LF	Concrete Curb and Gutter	\$10.25	\$49,712.50	\$11.50	\$55,775.00	\$13.40	\$64,990.00	\$14.00	\$67,900.00
33.	2,500	SY	Concrete Sidewalk	\$34.60	\$86,500.00	\$41.00	\$102,500.00	\$33.00	\$82,500.00	\$36.00	\$90,000.00
34.	75	SY	Reinforced Concrete Sidewalk w/Retaining Wall	\$128.00	\$9,600.00	\$155.00	\$11,625.00	\$195.00	\$14,625.00	\$75.00	\$5,625.00
35.	550	SY	*Concrete Apron	\$53.50	\$29,425.00	\$49.00	\$26,950.00	\$59.00	\$32,450.00	\$46.00	\$25,300.00
36.	700	SY	*Concrete Driveway	\$49.52	\$34,664.00	\$49.00	\$34,300.00	\$55.00	\$38,500.00	\$42.00	\$29,400.00

TABULATION OF BIDS RECEIVED JANUARY 15, 2015 (CONTINUED)
DON TYSON PARKWAY WIDENING - 40TH STREET TO CARLEY ROAD
Springdale Bond Project No. 12BPS3
for City of Springdale, Arkansas

USI Project No. 1309001

Plans and Specifications Dated: December 2014

Company:				Trulove Dirtworks LLC		Crossland Heavy Contractors		Tomlinson Asphalt Company		Sweetser Construction, Inc.	
Arkansas License No.:				0208010415		0067301115		0044940R1F		0027470415	
Address:				P.O. Box 152		833 S. East Avenue		1411 W. Van Asche		690 W. Poplar	
City, State:				Berryville, AR 72616		Columbus, KS 66725		Fayetteville, AR 72704		Fayetteville, AR 72703	
Item No.	Quantity	Unit	Description	Unit Price	Total Amount	Unit Price	Total Amount	Unit Price	Total Amount	Unit Price	Total Amount
37.	1,550	SY	*Asphalt Driveway	\$20.14	\$31,217.00	\$21.25	\$32,937.50	\$18.00	\$27,900.00	\$20.90	\$32,595.00
38.	260	SY	*Aggregate Base Course Driveway	\$7.50	\$1,950.00	\$9.50	\$2,470.00	\$19.00	\$4,940.00	\$10.00	\$2,600.00
38.	2,330	SFF	Segmental Block Freestanding Wall	\$40.19	\$93,642.70	\$34.75	\$80,967.50	\$32.50	\$75,725.00	\$42.75	\$99,507.50
40.	9,200	SFF	Segmental Block Retaining Wall	\$36.00	\$331,200.00	\$35.75	\$328,900.00	\$34.00	\$312,800.00	\$39.60	\$364,320.00
41.	5	ACRE	*Seeding	\$2,500.00	\$12,500.00	\$2,775.00	\$13,875.00	\$2,350.00	\$11,750.00	\$2,400.00	\$12,000.00
42.	3,000	SY	*Sodding	\$3.00	\$9,000.00	\$3.10	\$9,300.00	\$2.75	\$8,250.00	\$4.50	\$13,500.00
43.	300	MG	*Additional Watering	\$48.00	\$14,400.00	\$50.00	\$15,000.00	\$20.00	\$6,000.00	\$15.00	\$4,500.00
44.	16	EA	*Remove and Replace Mailboxes	\$250.00	\$4,000.00	\$225.00	\$3,600.00	\$300.00	\$4,800.00	\$220.00	\$3,520.00
45.	16,000	LF	4" Striping (Thermoplastic)	\$0.64	\$10,240.00	\$0.65	\$10,400.00	\$0.60	\$9,600.00	\$0.60	\$9,600.00
46.	30	EA	Pavement Symbols (Thermoplastic)	\$300.00	\$9,000.00	\$280.00	\$8,400.00	\$270.00	\$8,100.00	\$275.00	\$8,250.00
47.	1,200	LF	Crosswalks (Thermoplastic)	\$11.50	\$13,800.00	\$11.00	\$13,200.00	\$11.00	\$13,200.00	\$11.00	\$13,200.00
48.	200	SF	Permanent Regulatory Signs	\$41.20	\$8,240.00	\$41.00	\$8,200.00	\$40.00	\$8,000.00	\$40.75	\$8,150.00
49.	1	LS	Erosion Control	\$12,370.00	\$12,370.00	\$15,500.00	\$15,500.00	\$24,100.00	\$24,100.00	\$13,855.00	\$13,855.00
50.	1	LS	Traffic Control	\$61,576.98	\$61,576.98	\$56,000.00	\$56,000.00	\$60,000.00	\$60,000.00	\$69,880.00	\$69,880.00
51.	1	LS	Mobilization (Not to exceed 5% of the Total Bid)	\$33,300.00	\$33,300.00	\$131,500.00	\$131,500.00	\$59,940.00	\$59,940.00	\$90,000.00	\$90,000.00
52.	350	LF	*Barbed Wire Fence	\$8.82	\$3,087.00	\$7.50	\$2,625.00	\$5.50	\$1,925.00	\$8.80	\$3,080.00
53.	200	LF	*Chain Link Fence	\$13.00	\$2,600.00	\$14.00	\$2,800.00	\$12.00	\$2,400.00	\$22.00	\$4,400.00
54.	100	LF	*Wood Privacy Fence	\$19.00	\$1,900.00	\$17.50	\$1,750.00	\$18.00	\$1,800.00	\$22.00	\$2,200.00
55.	510	LF	*3-Rail Wood Fence	\$18.00	\$9,180.00	\$15.75	\$8,032.50	\$14.00	\$7,140.00	\$16.50	\$8,415.00
56.	220	SF	Cast-in-Place Tactile Panel	\$46.00	\$10,120.00	\$25.00	\$5,500.00	\$25.00	\$5,500.00	\$24.00	\$5,280.00
57.	100	SY	Handicap Ramp Concrete	\$40.50	\$4,050.00	\$85.00	\$8,500.00	\$40.00	\$4,000.00	\$42.00	\$4,200.00
58.	2	EA	Project Signs	\$725.00	\$1,450.00	\$725.00	\$1,450.00	\$700.00	\$1,400.00	\$715.00	\$1,430.00
59.	35	LF	Galvanized Steel Handrail	\$71.00	\$2,485.00	\$55.00	\$1,925.00	\$42.00	\$1,470.00	\$125.00	\$4,375.00
60.	4,000	SY	*Cold Milling Asphalt Pavement	\$3.37	\$13,480.00	\$3.50	\$14,000.00	\$4.50	\$18,000.00	\$3.45	\$13,800.00
61.	1	LS	*Tree Protection	\$3,850.00	\$3,850.00	\$2,500.00	\$2,500.00	\$1,300.00	\$1,300.00	\$5,000.00	\$5,000.00
61a	1	LS	King Property Corners Certification	\$1,650.00	\$1,650.00	\$2,000.00	\$2,000.00	\$900.00	\$900.00	\$1,100.00	\$1,100.00
TOTAL BID - SCHEDULE A					\$1,949,242.08		\$2,259,172.50		\$2,359,125.00		\$2,183,260.00

TABULATION OF BIDS RECEIVED JANUARY 15, 2015 (CONTINUED)
DON TYSON PARKWAY WIDENING - 40TH STREET TO CARLEY ROAD
Springdale Bond Project No. 12BPS3
for City of Springdale, Arkansas
 USI Project No. 1309001

Plans and Specifications Dated: December 2014

Company: Arkansas License No.: Address: City, State:	Trulove Dirtworks LLC 6208010415 P.O. Box 152 Berryville, AR 72816	Crossland Heavy Contractors 0067301115 833 S. East Avenue Columbus, KS 66725	Tomlinson Asphalt Company 0040940815 1411 W. Van Asche Fayetteville, AR 72704	Sweetser Construction, Inc. 0727476415 590 W. Poplar Fayetteville, AR 72703
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BID SCHEDULE B - DON TYSON WATER LINE & SEWER LINE RELOCATIONS											
Item No.	Quantity	Unit	Description	Unit Price	Total Amount						
62.	1,000	LF	4" PVC Pipe for Sewer Service	\$26.00	\$26,000.00	\$19.00	\$19,000.00	\$27.30	\$27,300.00	\$16.00	\$16,000.00
63.	20	LF	16" Steel Encasement Pipe for Gravity Sewer	\$137.00	\$2,740.00	\$220.00	\$4,400.00	\$144.00	\$2,880.00	\$225.00	\$4,500.00
64.	100	LF	10" Steel Encasement Pipe for Sewer Service	\$86.00	\$8,600.00	\$70.00	\$7,000.00	\$91.00	\$9,100.00	\$195.00	\$19,500.00
65.	220	LF	8" D.I. Gravity Sewer Pipe	\$62.00	\$13,640.00	\$60.00	\$13,200.00	\$68.00	\$14,960.00	\$110.00	\$24,200.00
66.	2,150	LF	8" PVC Gravity Sewer Pipe (SDR-26 PVC)	\$38.00	\$81,700.00	\$48.00	\$103,200.00	\$43.00	\$92,450.00	\$64.00	\$137,600.00
67.	12	EA	4-ft. Dia. Cast in Place Sewer Manholes	\$1,800.00	\$21,600.00	\$2,200.00	\$26,400.00	\$1,900.00	\$22,800.00	\$2,600.00	\$31,200.00
68.	1	EA	4-ft. Dia. Cast in Place Sewer Manholes w/Drop Assembly	\$5,200.00	\$5,200.00	\$2,700.00	\$2,700.00	\$5,500.00	\$5,500.00	\$3,800.00	\$3,800.00
69.	3	EA	Connection to Existing Sewer Manhole	\$950.00	\$2,850.00	\$1,750.00	\$5,250.00	\$1,000.00	\$3,000.00	\$900.00	\$2,700.00
70.	1	LS	Abandon and Fill Existing Sewer Lines	\$11,850.00	\$11,850.00	\$13,500.00	\$13,500.00	\$12,500.00	\$12,500.00	\$24,800.00	\$24,800.00
71.	9	EA	Abandon/Remove & Dispose of Existing Sewer Manhole	\$1,250.00	\$11,250.00	\$850.00	\$7,650.00	\$1,275.00	\$11,475.00	\$750.00	\$6,750.00
72.	650	LF	12" Water Line (DIP Special Class 50)	\$49.00	\$31,850.00	\$71.00	\$46,150.00	\$52.00	\$33,800.00	\$120.00	\$78,000.00
73.	25	LF	6" Water Line (DIP Special Class 50)	\$36.00	\$900.00	\$46.00	\$1,150.00	\$38.00	\$950.00	\$120.00	\$3,000.00
74.	1,650	LF	1" HDPE Water Service Line	\$9.80	\$16,170.00	\$7.00	\$11,550.00	\$10.50	\$17,325.00	\$18.00	\$29,700.00
75.	1,250	LF	2" Dia. Bore & Encasement for Water Service Lines	\$25.00	\$31,250.00	\$28.00	\$35,000.00	\$28.50	\$33,125.00	\$55.00	\$68,750.00
76.	1,200	LB	Compact Ductile Iron Fittings for Water Service Lines	\$7.15	\$8,580.00	\$4.00	\$4,800.00	\$7.50	\$9,000.00	\$8.00	\$9,600.00
77.	2	EA	Fire Hydrant Assembly Including Auxiliary Valve	\$4,450.00	\$8,900.00	\$4,500.00	\$9,000.00	\$4,700.00	\$9,400.00	\$7,200.00	\$14,400.00
78.	4	EA	12"x12" Tapping Sleeve with 12" Gate Valve Assembly	\$6,400.00	\$25,600.00	\$6,500.00	\$26,000.00	\$6,750.00	\$27,000.00	\$10,600.00	\$42,400.00
79.	18	EA	Water Meter Setting with Pressure Reducing Valve	\$950.00	\$17,100.00	\$1,100.00	\$19,800.00	\$1,000.00	\$18,000.00	\$1,222.00	\$21,996.00
80.	1	LS	Abandon and Fill Existing Water Lines	\$8,654.00	\$8,654.00	\$4,000.00	\$4,000.00	\$9,100.00	\$9,100.00	\$17,528.00	\$17,528.00
81.	300	CY	Full Depth Class 7 Trench Backfill	\$35.00	\$10,500.00	\$38.00	\$11,400.00	\$38.00	\$11,400.00	\$30.00	\$9,000.00
82.	2	EA	Septic System Abandonment	\$2,675.00	\$5,350.00	\$2,200.00	\$4,400.00	\$2,800.00	\$5,600.00	\$1,000.00	\$2,000.00
TOTAL BID - SCHEDULE B					\$350,584.00		\$375,550.00		\$376,665.00		\$567,424.00
TOTAL BID - SCHEDULES A & B					\$2,299,826.08		\$2,634,722.50		\$2,734,790.00		\$2,750,684.00

*To Be Used Only at the Direction of the Engineer

 Denotes correction to submitted bid calculation

USI Consulting Engineers, Inc.
 4847 Kaylee Avenue, Suite B
 Springdale, AR 72762

TABULATION OF BIDS RECEIVED JANUARY 15, 2015 (CONTINUED)
DON TYSON PARKWAY WIDENING - 40TH STREET TO CARLEY ROAD
Springdale Bond Project No. 12BPS3
for City of Springdale, Arkansas
USI Project No. 1309001

Plans and Specifications Dated: December 2014

Company:				Nabholz Construction Services	DECCO Contractors-Paving, Inc.	Dean Crowder Construction, Inc.					
Arkansas License No.:				0000020116	0038910116	0031610316					
Address:				3301 N. 2nd Street	P.O. Box 580	804 SE 21st Street					
City, State:				Rogers, AR 72766	Rogers, AR 72767	Bentonville, AR 72712					
BID SCHEDULE A - DON TYSON ROADWAY CONSTRUCTION											
Item No.	Quantity	Unit	Description	Unit Price	Total Amount	Unit Price	Total Amount	Unit Price	Total Amount	Unit Price	Total Amount
1.	1	LS	Roadway Construction Control	\$18,000.00	\$18,000.00	\$37,400.00	\$37,400.00	\$55,400.00	\$55,400.00		\$0.00
2.	1	LS	Trench and Excavation Safety Systems	\$1,090.00	\$1,090.00	\$41,645.00	\$41,645.00	\$19,000.00	\$19,000.00		\$0.00
3.	1	LS	Clearing and Grubbing	\$210,000.00	\$210,000.00	\$20,160.00	\$20,160.00	\$175,000.00	\$175,000.00		\$0.00
4.	2,500	CY	*Undercut and Backfill	\$26.00	\$65,000.00	\$27.65	\$69,125.00	\$28.00	\$70,000.00		\$0.00
5.	8,450	CY	Unclassified Excavation (Plan Quantity)	\$16.00	\$135,200.00	\$14.50	\$122,525.00	\$14.00	\$118,300.00		\$0.00
6.	1,200	CY	Embankment (Plan Quantity)	\$19.00	\$22,800.00	\$24.85	\$29,820.00	\$16.00	\$19,200.00		\$0.00
7.	9,280	SY	Subgrade Preparation (Plan Quantity)	\$6.00	\$55,680.00	\$1.15	\$10,672.00	\$4.00	\$37,120.00		\$0.00
8.	26	STA	Curb Backfill and Grading	\$959.00	\$24,934.00	\$400.00	\$10,400.00	\$385.00	\$10,010.00		\$0.00
9.	15,000	SY	4" Topsoil Placement	\$4.00	\$60,000.00	\$3.35	\$50,250.00	\$6.50	\$97,500.00		\$0.00
10.	140	LF	18" (R.C. Pipe, Class III) Within Roadway	\$71.00	\$9,940.00	\$43.50	\$6,090.00	\$76.00	\$10,640.00		\$0.00
11.	630	LF	18" (R.C. Pipe, Class III) Outside Roadway	\$46.00	\$28,980.00	\$34.00	\$21,420.00	\$52.00	\$32,760.00		\$0.00
12.	200	LF	24" (R.C. Pipe, Class III) Within Roadway	\$84.00	\$16,800.00	\$63.85	\$12,770.00	\$86.00	\$17,200.00		\$0.00
13.	1,185	LF	24" (R.C. Pipe, Class III) Outside Roadway	\$56.00	\$66,360.00	\$44.65	\$52,910.25	\$62.00	\$73,470.00		\$0.00
14.	1	EA	24" R.C. Flared End Section	\$613.00	\$613.00	\$650.00	\$650.00	\$1,100.00	\$1,100.00		\$0.00
15.	11	EA	Modify Existing Storm Drain Inlet or Junction Box	\$3,311.00	\$36,421.00	\$1,320.00	\$14,520.00	\$3,800.00	\$41,800.00		\$0.00
16.	16	EA	4-ft. Dia. Drop Inlet (Type MO)	\$2,889.00	\$45,904.00	\$1,975.00	\$31,800.00	\$3,800.00	\$57,600.00		\$0.00
17.	1	EA	5-ft. Dia. Drop Inlet (Type MO)	\$3,048.00	\$3,048.00	\$2,525.00	\$2,525.00	\$3,900.00	\$3,900.00		\$0.00
18.	1	EA	6-ft. x 4-ft. Drop Inlet (Type C)	\$3,337.00	\$3,337.00	\$4,085.00	\$4,085.00	\$4,700.00	\$4,700.00		\$0.00
19.	6	EA	4-ft. Drop Inlet Extension	\$662.00	\$3,972.00	\$425.00	\$2,550.00	\$845.00	\$5,070.00		\$0.00
20.	13	EA	8-ft. Drop Inlet Extension	\$1,324.00	\$17,212.00	\$850.00	\$11,050.00	\$1,700.00	\$22,100.00		\$0.00
21.	11	LF	Double 6-ft. x 2.5-ft. Cast-in-Place Concrete Box Culvert	\$1,042.00	\$11,462.00	\$910.00	\$10,010.00	\$1,200.00	\$13,200.00		\$0.00
22.	23	LF	Double 6-ft. x 3.5-ft. Cast-in-Place Concrete Box Culvert	\$787.00	\$18,101.00	\$640.00	\$19,320.00	\$1,200.00	\$27,600.00		\$0.00
23.	1	LS	Wingwalls & Appurtenances (For Double 6-ft. x 2.5-ft. CIP Culvert)	\$11,000.00	\$11,000.00	\$12,095.00	\$12,095.00	\$18,000.00	\$18,000.00		\$0.00
24.	1,000	SY	*Erosion Control Fabric	\$16.00	\$16,000.00	\$4.60	\$4,600.00	\$9.00	\$9,000.00		\$0.00
25.	15	SY	Reinforced Concrete Channel Paving	\$277.00	\$4,155.00	\$215.00	\$3,225.00	\$171.00	\$2,565.00		\$0.00
26.	50	SY	*Rip Rap (18" Thick)	\$35.00	\$1,750.00	\$35.60	\$1,780.00	\$71.00	\$3,550.00		\$0.00
27.	9,500	SY	12" Depth Concrete Base Course	\$13.00	\$123,500.00	\$16.00	\$152,000.00	\$15.00	\$142,500.00		\$0.00
28.	7,800	SY	Prime Coat	\$1.00	\$7,800.00	\$1.35	\$10,530.00	\$0.10	\$780.00		\$0.00
29.	3,250	TON	Asphalt Concrete Hot Mix Binder Course (ACHMBC)	\$74.00	\$240,500.00	\$82.35	\$267,637.50	\$81.00	\$263,250.00		\$0.00
30.	1,550	TON	Asphalt Concrete Hot Mix Surface Course/Wearing Course (ACHMSC/WC)	\$88.00	\$136,400.00	\$97.55	\$151,202.50	\$96.00	\$148,800.00		\$0.00
31.	1,200	TON	Asphalt Concrete Hot Mix Surface Course/Not Wearing	\$82.00	\$98,400.00	\$97.35	\$116,820.00	\$90.00	\$108,000.00		\$0.00
32.	4,850	LF	Concrete Curb and Gutter	\$10.00	\$48,500.00	\$9.40	\$45,590.00	\$14.00	\$67,900.00		\$0.00
33.	2,500	SY	Concrete Sidewalk	\$45.00	\$112,500.00	\$33.75	\$84,375.00	\$44.00	\$110,000.00		\$0.00
34.	75	SY	Reinforced Concrete Sidewalk w/Retaining Wall	\$26.00	\$1,950.00	\$102.00	\$7,650.00	\$281.00	\$21,075.00		\$0.00
35.	550	SY	*Concrete Apron	\$63.00	\$34,650.00	\$43.35	\$23,842.50	\$55.00	\$30,250.00		\$0.00
36.	700	SY	*Concrete Driveway	\$56.00	\$39,200.00	\$56.20	\$39,340.00	\$55.00	\$38,500.00		\$0.00

TABULATION OF BIDS RECEIVED JANUARY 15, 2015 (CONTINUED)
DON TYSON PARKWAY WIDENING - 40TH STREET TO CARLEY ROAD
Springdale Bond Project No. 12BPS3
for City of Springdale, Arkansas
USI Project No. 1309001

Plans and Specifications Dated: December 2014

Company:				Nabholz Construction Services		DECCO Contractors-Paving, Inc.		Dean Crowder Construction, Inc.			
Arkansas License No.:				0000020116		0038910116		0031610315			
Address:				3301 N. 2nd Street		P.O. Box 580		804 SE 21st Street			
City, State:				Rogers, AR 72756		Rogers, AR 72757		Bentonville, AR 72712			
Item No.	Quantity	Unit	Description	Unit Price	Total Amount	Unit Price	Total Amount	Unit Price	Total Amount	Unit Price	Total Amount
37.	1,550	SY	*Asphalt Driveway	\$24.00	\$37,200.00	\$9.60	\$14,880.00	\$39.00	\$60,450.00		\$0.00
38.	260	SY	*Aggregate Base Course Driveway	\$7.00	\$1,820.00	\$7.60	\$1,976.00	\$58.00	\$15,080.00		\$0.00
39.	2,330	SFF	Segmental Block Freestanding Wall	\$48.00	\$111,840.00	\$59.29	\$138,145.70	\$47.00	\$109,510.00		\$0.00
40.	9,200	SFF	Segmental Block Retaining Wall	\$43.00	\$395,600.00	\$69.67	\$640,964.00	\$44.00	\$404,800.00		\$0.00
41.	5	ACRE	*Seeding	\$2,538.00	\$12,690.00	\$3,835.00	\$19,175.00	\$3,105.00	\$15,525.00		\$0.00
42.	3,000	SY	*Sodding	\$4.00	\$12,000.00	\$3.55	\$10,650.00	\$3.10	\$9,300.00		\$0.00
43.	300	MG	*Additional Watering	\$7.00	\$2,100.00	\$11.15	\$3,345.00	\$18.00	\$5,400.00		\$0.00
44.	16	EA	*Remove and Replace Mailboxes	\$227.00	\$3,632.00	\$216.00	\$3,456.00	\$314.00	\$5,024.00		\$0.00
45.	16,000	LF	4" Striping (Thermoplastic)	\$1.00	\$16,000.00	\$0.60	\$9,600.00	\$0.65	\$10,400.00		\$0.00
46.	30	EA	Pavement Symbols (Thermoplastic)	\$284.00	\$8,520.00	\$270.00	\$8,100.00	\$297.00	\$8,910.00		\$0.00
47.	1,200	LF	Crosswalks (Thermoplastic)	\$11.00	\$13,200.00	\$10.80	\$12,960.00	\$12.00	\$14,400.00		\$0.00
48.	200	SF	Permanent Regulatory Signs	\$42.00	\$8,400.00	\$39.95	\$7,990.00	\$44.00	\$8,800.00		\$0.00
49.	1	LS	Erosion Control	\$19,782.00	\$19,782.00	\$33,575.00	\$33,575.00	\$56,500.00	\$56,500.00		\$0.00
50.	1	LS	Traffic Control	\$70,000.00	\$70,000.00	\$23,040.00	\$23,040.00	\$125,000.00	\$125,000.00		\$0.00
51.	1	LS	Mobilization (Not to exceed 5% of the Total Bid)	\$65,000.00	\$65,000.00	\$15,985.00	\$15,985.00	\$55,000.00	\$55,000.00		\$0.00
52.	350	LF	*Barbed Wire Fence	\$9.00	\$3,150.00	\$8.20	\$2,870.00	\$10.00	\$3,500.00		\$0.00
53.	200	LF	*Chain Link Fence	\$22.00	\$4,400.00	\$11.85	\$2,370.00	\$14.00	\$2,800.00		\$0.00
54.	100	LF	*Wood Privacy Fence	\$22.00	\$2,200.00	\$17.80	\$1,780.00	\$20.00	\$2,000.00		\$0.00
55.	510	LF	*3-Rail Wood Fence	\$17.00	\$8,670.00	\$18.55	\$9,465.00	\$21.00	\$10,710.00		\$0.00
56.	220	SF	Cast-in-Place Tactile Panel	\$20.00	\$4,400.00	\$39.50	\$8,690.00	\$30.00	\$6,600.00		\$0.00
57.	100	SY	Handicap Ramp Concrete	\$72.00	\$7,200.00	\$170.85	\$17,085.00	\$64.00	\$6,400.00		\$0.00
58.	2	EA	Project Signs	\$738.00	\$1,476.00	\$715.00	\$1,430.00	\$775.00	\$1,550.00		\$0.00
59.	35	LF	Galvanized Steel Handrail	\$109.00	\$3,815.00	\$54.00	\$1,890.00	\$58.00	\$2,030.00		\$0.00
60.	4,000	SY	*Cold Milling Asphalt Pavement	\$3.00	\$12,000.00	\$4.90	\$19,600.00	\$3.75	\$15,000.00		\$0.00
61.	1	LS	*Tree Protection	\$3,473.00	\$3,473.00	\$2,885.00	\$2,885.00	\$13,550.00	\$13,550.00		\$0.00
61a	1	LS	King Property Corners Certification	\$2,179.00	\$2,179.00	\$1,100.00	\$1,100.00	\$2,000.00	\$2,000.00		\$0.00
TOTAL BID - SCHEDULE A					\$2,556,406.00		\$2,515,186.95		\$2,847,079.00		\$0.00

TABULATION OF BIDS RECEIVED JANUARY 15, 2015 (CONTINUED)
DON TYSON PARKWAY WIDENING - 40TH STREET TO CARLEY ROAD
Springdale Bond Project No. 12BPS3
for City of Springdale, Arkansas
 USI Project No. 1309001

Plans and Specifications Dated: December 2014

Company:	Nabholz Construction Services	DECCO Contractors-Paving, Inc.	Dean Crowder Construction, Inc.
Arkansas License No.:	0000020116	0038910116	0031610315
Address:	3301 N. 2nd Street	P.O. Box 580	804 SE 21st Street
City, State:	Rogers, AR 72766	Rogers, AR 72757	Bentonville, AR 72712

BID SCHEDULE B - DON TYSON WATER LINE & SEWER LINE RELOCATIONS

Item No.	Quantity	Unit	Description	Unit	Total	Unit	Total	Unit	Total	Unit	Total
				Price	Amount	Price	Amount	Price	Amount	Price	Amount
62.	1,000	LF	4" PVC Pipe for Sewer Service	\$22.00	\$22,000.00	\$50.60	\$50,600.00	\$50.00	\$50,000.00		\$0.00
63.	20	LF	16" Steel Encasement Pipe for Gravity Sewer	\$94.00	\$1,880.00	\$193.00	\$3,860.00	\$191.00	\$3,820.00		\$0.00
64.	100	LF	10" Steel Encasement Pipe for Sewer Service	\$41.00	\$4,100.00	\$285.00	\$28,500.00	\$82.00	\$8,200.00		\$0.00
65.	220	LF	8" O.I. Gravity Sewer Pipe	\$60.00	\$13,200.00	\$78.30	\$17,226.00	\$97.00	\$21,340.00		\$0.00
66.	2,150	LF	8" PVC Gravity Sewer Pipe (SDR-26 PVC)	\$50.00	\$107,500.00	\$35.15	\$75,572.50	\$64.00	\$137,600.00		\$0.00
67.	12	EA	4-ft. Dia. Cast in Place Sewer Manholes	\$2,929.00	\$35,148.00	\$2,575.00	\$30,900.00	\$3,575.00	\$42,900.00		\$0.00
68.	1	EA	4-ft. Dia. Cast in Place Sewer Manholes w/Drop Assembly	\$4,415.00	\$4,415.00	\$8,260.00	\$8,260.00	\$4,775.00	\$4,775.00		\$0.00
69.	3	EA	Connection to Existing Sewer Manhole	\$1,324.00	\$3,972.00	\$1,995.00	\$5,985.00	\$1,400.00	\$4,200.00		\$0.00
70.	1	LS	Abandon and Fill Existing Sewer Lines	\$10,825.00	\$10,825.00	\$11,465.00	\$11,465.00	\$7,000.00	\$7,000.00		\$0.00
71.	9	EA	Abandon/Remove & Dispose of Existing Sewer Manhole	\$508.00	\$4,572.00	\$2,975.00	\$26,775.00	\$1,400.00	\$12,600.00		\$0.00
72.	650	LF	12" Water Line (DIP Special Class 50)	\$64.00	\$41,600.00	\$89.90	\$58,435.00	\$90.00	\$58,500.00		\$0.00
73.	25	LF	6" Water Line (DIP Special Class 50)	\$43.00	\$1,075.00	\$112.65	\$2,816.25	\$54.00	\$1,350.00		\$0.00
74.	1,650	LF	1" HDPE Water Service Line	\$3.00	\$4,950.00	\$14.15	\$23,347.50	\$28.00	\$46,200.00		\$0.00
75.	1,250	LF	2" Dia. Bore & Encasement for Water Service Lines	\$37.00	\$46,250.00	\$45.00	\$56,250.00	\$41.00	\$51,250.00		\$0.00
76.	1,200	LB	Compact Ductile Iron Fittings for Water Service Lines	\$9.00	\$10,800.00	\$9.60	\$11,520.00	\$14.00	\$16,800.00		\$0.00
77.	2	EA	Fire Hydrant Assembly including Auxiliary Valve	\$3,462.00	\$6,924.00	\$4,720.00	\$9,440.00	\$4,300.00	\$8,600.00		\$0.00
78.	4	EA	12"x12" Tapping Sleeve with 12" Gate Valve Assembly	\$5,819.00	\$23,276.00	\$7,000.00	\$28,000.00	\$6,700.00	\$26,800.00		\$0.00
79.	18	EA	Water Meter Setting with Pressure Reducing Valve	\$1,212.00	\$21,816.00	\$1,325.00	\$23,850.00	\$2,400.00	\$43,200.00		\$0.00
80.	1	LS	Abandon and Fill Existing Water Lines	\$4,272.00	\$4,272.00	\$15,495.00	\$15,495.00	\$3,905.00	\$3,905.00		\$0.00
81.	300	CY	Full Depth Class 7 Trench Backfill	\$24.00	\$7,200.00	\$37.40	\$11,220.00	\$60.00	\$18,000.00		\$0.00
82.	2	EA	Septic System Abandonment	\$1,483.00	\$2,966.00	\$2,840.00	\$5,280.00	\$2,000.00	\$4,000.00		\$0.00
TOTAL BID - SCHEDULE B					\$378,541.00		\$504,797.25		\$571,040.00		\$0.00

TOTAL BID - SCHEDULES A & B	\$2,934,947.00	\$3,019,984.20	\$3,418,119.00	\$0.00
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*To Be Used Only at the Direction of the Engineer

Denotes correction to submitted bid calculation

USI Consulting Engineers, Inc.
 4847 Kaylee Avenue, Suite E
 Springdale, AR 72762

Certified Correct.


 Terry W. Carpenter, P.E. - Arkansas 7037
 01/16/15

LIST OF ATTENDEES

**DON TYSON PARKWAY WIDENING
40TH STREET TO CARLEY ROAD**

for
City of Springdale, Arkansas
USI Project No. 1309001
Thursday, January 15, 2015
11:00 a.m.

Name / Company

Phone / Email

<u>Terry W. Carpenter / USI</u>	<u>479-872-7115 / tcarpenter@usi-ce.com</u>
<u>CINDY JONES / TRULOVE CONST</u>	<u>479-640-7709 / cjones@trulovedirtworks.com</u>
<u>Justin Collins / Tomlinson Asphalt</u>	<u>479-571-4835 / justin@tomlinsonasphalt.com</u>
<u>Mark Mahaffey / Tomlinson Asphalt</u>	<u>479-521-3179 / mark@tomlinsonasphalt.com</u>
<u>DEANHELD HENDERSON / NASTOLZ CONST.</u>	<u>479-459-7807 / DEANHELD.HENDERSON@NASTOLZ.COM</u>
<u>JEFF WILSON CROWNER</u>	<u>479 273 5304 jwilson@CROWNER.NWA.COM</u>
<u>Eric Fung</u>	<u>636-5516 ecovinfondaco paving.com</u>
<u>Tim Fernandes Ferguson</u>	<u>435-0102 Tim.Fernandes@ferguson.com</u>
<u>Richard Faulder</u>	<u>479-521-0504 - Richard.F@si-ind.com</u>
<u>Paul Pace</u>	<u>474-587-7351 paul.pace@apac.com</u>

Bid Opening List of Attendees
USI Project No. 1309001

Name / Company

Phone / Email

Dan Thompson / Crosscut Heavy

479-366-1637 dthompson@heavycontractors.com

Steve Duvall / Hanson Pipe

479-806-9440 steve.duvall@hanson.com

Chris H. Hagg / Swastice

Chris.H.Hagg@swastice.com 2002
479-3428-7000

James Breakfield - City

479-750-4105 jbreakfield@springhill.com

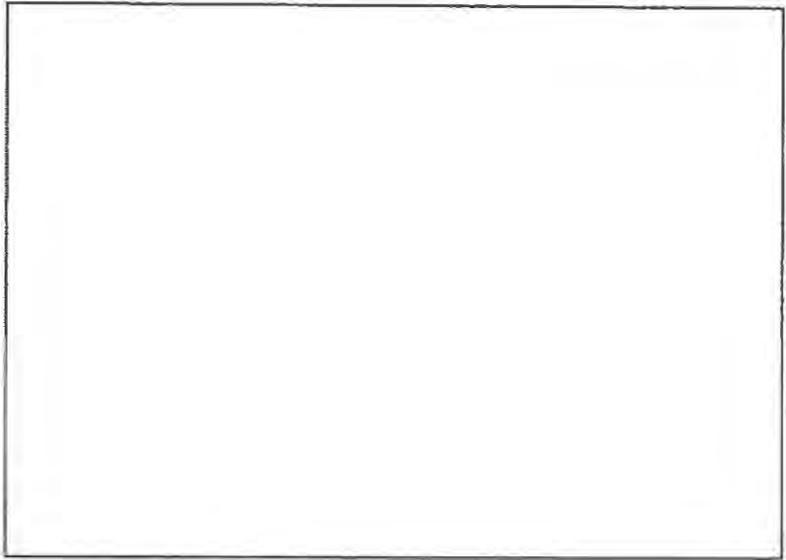
Patsy Christie - City

Rodney Ussey HPSupply

479-361-5930 Rodney.Ussey@HPSupply.com

ORDINANCE NO. _____

AN ORDINANCE ACCEPTING A STREET DEDICATION TO THE CITY OF SPRINGDALE, ARKANSAS; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.



WHEREAS, A & M Enterprises, Inc., an Oklahoma Corporation, is the owner of the tracts of land described in Section 1 below;

WHEREAS, A & M Enterprises, Inc., an Oklahoma Corporation, has executed Street Dedications and filed the Street Dedications with the real property records of Washington County, Arkansas, Book 1298, Page 728 and Book 1298, Page 730, as reflected in Exhibits "A" and "B" attached hereto and made a part hereof;

WHEREAS, A & M Enterprises, Inc., an Oklahoma Corporation, desires to dedicate the tract of land described in Section 1 below and in the attached Exhibit "A" and "B" to the City of Springdale, Arkansas, for future use as a street;

WHEREAS, a business owner who owns real property that is adjacent to the street dedication, has requested that the City of Springdale, Arkansas, accept the street dedication described in Section 1 below and in the attached Exhibit "A";

WHEREAS, the City of Springdale, Arkansas, wishes to accept this street dedication in order to better provide for the public welfare, safety, comfort, and convenience of the inhabitants of the City of Springdale, Arkansas;

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

Section 1: The City of Springdale, Arkansas, hereby accepts the street dedication, and also accepts the street in its current configuration, which is located entirely within the City of Springdale, Arkansas, and which is more specifically described as follows:

A Part of the Southeast Quarter (SE 1/4) of the Northwest Quarter (NW 1/4) of Section Three (3), Township 17 North, Range 30 West, being more particularly described as follows: From the Northwest corner of the Southeast Quarter (SE 1/4) of the Northwest Quarter (NW 1/4) of said Section Three (3), thence North 89°53'40" East - 266.66 feet; thence South - 75.00 feet to the POINT OF BEGINNING and the Northeast corner of the property herein conveyed, thence South - 845.00 feet; thence South 89°53'40" West - 25.00 feet; thence North - 845 feet; thence 89°53'40" East - 25.00 feet to the POINT OF BEGINNING, containing 0.4800 acres, more or less, to the City of Springdale, Washington County, Arkansas.

ALSO:

A part of the Southwest Quarter (SW 1/4) of the Northwest Quarter (NW 1/4) and a part of the Southeast Quarter (SE 1/4) of the Northwest Quarter (NW 1/4) of Section Three (3), Township 17 North, Range 30 West, being more particularly described as follows, to-wit: From the Northwest corner of the Southeast Quarter (SE 1/4) of the Northwest Quarter (NW 1/4) of said Section Three (3), thence North 89°53'40" East – 78.33 feet to the POINT OF BEGINNING, thence North 89°53'40" East – 163.33 feet; thence South – 50.00 feet; thence South 89°53'40" West – 326.66 feet; thence North 50.00 feet; thence North 89°53'40" East – 163.33 feet to the POINT OF BEGINNING, containing 0.3750 acres, more or less, to the City of Springdale, Arkansas.

Section 2: A copy of this Ordinance, duly certified by the City Clerk, shall be filed in the office of the Recorder of Washington County, Arkansas, and recorded in the Deed records of the County.

Section 3: 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, approval, and publication.

PASSED AND APPROVED this _____ day of _____, 2015.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:

Ernest B. Cate, City Attorney

DEDICATION DEED
(STREET - PUBLIC WAY)

FILED FOR RECORD
28 DEC 8 AM 11 51
WASHINGTON CO AR
A. KOLLMEYER

KNOW ALL MEN BY THESE PRESENTS:

That A&M Enterprises, Inc., an Oklahoma Corporation, duly registered and authorized to do business in the State of Arkansas, Grantor, being the owner of the below described real property, and desiring to dedicate the same, in concert with owners of adjacent lands, as a public street, in consideration of the benefits accruing to Grantor's land along such street, does hereby grant, convey and dedicate to the public use forever as a street, road and public way, the following lands, being Sterwin Street, to-wit:

PLEASE RETURN TO
FIRST NATIONAL BANK
SPRINGDALE, AR 72762

A part of the Southeast Quarter (SE $\frac{1}{4}$) of the Northwest Quarter (NW $\frac{1}{4}$) of Section Three (3), Township 17 North, Range 30 West, being more particularly described as follows: From the Northwest corner of the Southeast Quarter (SE $\frac{1}{4}$) of the Northwest Quarter (NW $\frac{1}{4}$) of said Section Three (3), thence North 89°53'40" East - 266.66 feet; thence South - 75.00 feet to the POINT OF BEGINNING and the Northeast corner of the property herein conveyed, thence South - 845.00 feet; thence South 89°53'40" West - 25.00 feet; thence North - 845 feet; thence 89°53'40" East - 25.00 feet to the POINT OF BEGINNING, containing 0.4800 acres, more or less, to the City of Springdale, Washington County, Arkansas.

TO HAVE AND TO HOLD as a street, road Right-of-Way and public way, forever, with all appurtenances thereunto belonging.

This instrument is granted for dedication purposes, only, it being understood the City of Springdale will not accept the street for maintenance purposes, until the condition of the street meets the City's specifications.

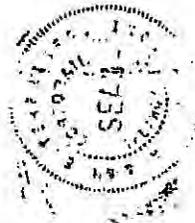
IN WITNESS WHEREOF, the said Grantor has caused these presents to be executed by its duly elected, qualified and authorized officers, and its corporate seal to be hereunto affixed, all in accordance with and pursuant to a resolution of its Board of Directors, duly and regularly passed and adopted, this the 30th day of November, 1988.

A&M ENTERPRISES, INC.

by: James Shelton
James Shelton, President

ATTEST:

Pamela Kane
Pamela Kane, Sec. - Treasurer



4887 1298 PAGE 728

Exhibit "A"

ACKNOWLEDGMENT

STATE OF ARKANSAS §
 §
 § SS.
 §
 §
COUNTY OF WASHINGTON §

BE IT REMEMBERED, that on this day came before the undersigned, a Notary Public within and for the County aforesaid, duly commissioned, qualified and acting, James Shelton and Pamela Kane, to me well known as the President and Secretary, respectively, of A&M Enterprises, Inc., and Oklahoma Corporation, the Grantor in the foregoing dedication deed, and stated that they had executed the same as they were duly authorized to so do for the considerations and purposes therein mentioned and set forth.

WITNESS my hand and official seal as such Notary Public on this the 30th day of November, 1988.

Terri A. Darling
NOTARY PUBLIC

My Commission Expires:



1046 1298 PAGE 729

RECORD
OCT 8 AM 11 51
WASHINGTON CO AR
A KOLLMEYER

DEDICATION DEED
(STREET - PUBLIC WAY)

KNOW ALL MEN BY THESE PRESENTS:

That A&M Enterprises, Inc., an Oklahoma Corporation, duly registered and authorized to do business in the State of Arkansas, Grantor, being the owner of the below described real property, and desiring to dedicate the same as a public street, in consideration of the benefits accruing to Grantor's land along said street, does hereby grant, convey and dedicate to the public use forever, as a street, road and public way, the following lands, designated Kelley Avenue, in Washington County, State of Arkansas, to-wit:

PLEASE RETURN TO
FIRST NATIONAL BANK
SPRINGDALE, AR 72764

A part of the Southwest Quarter (SW $\frac{1}{4}$) of the Northwest Quarter (NW $\frac{1}{4}$) and a part of the Southeast Quarter (SE $\frac{1}{4}$) of the Northwest Quarter (NW $\frac{1}{4}$) of Section Three (3), Township 17 North, Range 30 West, being more particularly described as follows, to-wit: From the Northwest corner of the Southeast Quarter (SE $\frac{1}{4}$) of the Northwest Quarter (NW $\frac{1}{4}$) of said Section Three (3), thence North 89° 53' 40" East - 78.33 feet to the POINT OF BEGINNING, thence North 89° 53' 40" East - 163.33 feet; thence South - 50.00 feet; thence South 89° 53' 40" West - 326.66 feet; thence North 50.00 feet; thence North 89° 53' 40" East - 163.33 feet to the POINT OF BEGINNING, containing 0.3750 acres, more or less, to the City of Springdale, Arkansas.

TO HAVE AND TO HOLD as a street, road Right-of-Way and public way, forever, with all appurtenances thereunto appertaining.

This instrument is granted for dedication purposes, only, it being understood the City of Springdale will not accept the street for maintenance purposes, until the condition of the street meets the City's specifications.

IN WITNESS WHEREOF, the said Grantor has caused these presents to be executed by its duly elected, qualified and authorized officers, and its corporate seal to be hereunto affixed, all in accordance with and pursuant to a resolution of its Board of Directors, duly and regularly passed and adopted, this the 30th day of November, 1988.

A&M ENTERPRISES, INC.

by: James Shelton
James Shelton, President

ATTEST:

Pamela Kane
Pamela Kane, Sec. - Treas.



Exhibit "B"

ACKNOWLEDGMENT

STATE OF ARKANSAS

§
§
§
§
§
§

SS:

COUNTY OF WASHINGTON

BE IT REMEMBERED, that on this day came before the undersigned, a Notary Public within and for the County aforesaid, duly commissioned, qualified and acting, James Shelton and Pamela Kane, to me well known as the President and Secretary, respectively, of A&M Enterprises, Inc., and Oklahoma Corporation, the Grantor in the foregoing dedication deed, and stated that they had executed the same as they were duly authorized to so do for the considerations and purposes therein mentioned and set forth.

WITNESS my hand and official seal as such Notary Public on this the 30th day of November, 1988.

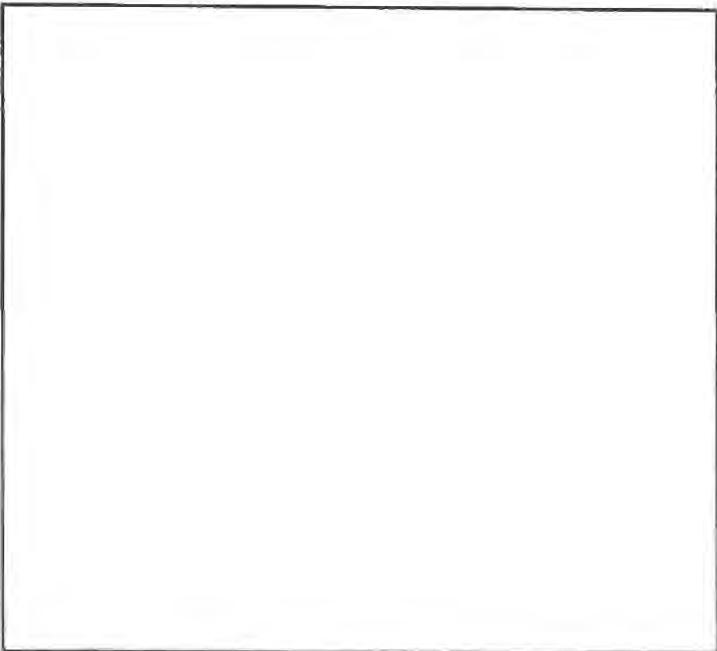
Terris J. Darling
NOTARY PUBLIC

My Commission Expires:



LIBER 1298 PAGE 731

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:	Maxcyne Gangstad
LEGAL DESCRIPTION:	Lot Numbered Nine (9) in Block Numbered One (1) in Sunny Slope Addition to the City of Springdale, Washington County, Arkansas, said Addition being located in the South Half (S1/2) of the Northwest Quarter (NW1/4) of Section One (1), Township Seventeen (17) North, Range Thirty (30) West.
LAYMAN'S DESCRIPTION:	120 Pierce Ave. Springdale, Arkansas
PARCEL NO.:	815-26005-000

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:

\$542.51 clean-up costs and \$21.48 administrative costs – 120 Pierce 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:

CindyHorlick/2015 Files/2015 Ordinances/Lien Ordinances/120Pierce.LienOrd.1-27-15

\$563.99, plus 10% for collection – 120 Pierce Ave. (Parcel #815-26005-000)

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 January, 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

November 25, 2014

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Maxcyne Gangstad
1016 N. Lakeside Dr.
Fayetteville, AR 72701-2215

RE: Notice of clean-up lien on property located at 120 Pierce Ave.,
Springdale, Washington County, Arkansas, Tax Parcel No. 815-
26005-000

Dear Property Owner:

On June 12, 2014, notice was posted on property located at 120 Pierce Ave.,
Springdale, Arkansas, that the property was in violation of Springdale City
Ordinance 42-77, 42-78 and 91-57, and needed to be remedied within seven (7)
days. Notice was mailed to the owner of record on June 12, 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 October 29, 2014. As of this date, the total costs incurred by the City of
Springdale to clean this property are \$542.51. 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 January 13, 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, January 13, 2015, at 6:00 p.m. in the
City Council Chambers at the City Administration Building, 201 Spring Street,

Ernest B. Cate
City Attorney

Taylor Samples
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

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 \$548.99, which includes \$542.51 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

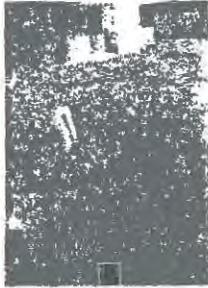
enclosures
SS:ch

Cindy Horlick

From: noreply@cometracker.com
Sent: Wednesday, October 29, 2014 1:59 PM
To: ecate@springdalear.gov; ssparkman@springdalear.gov; chorlick@springdalear.gov; Thaden@springdalear.gov; Bnivens@springdalear.gov; Msidney@springdalear.gov; mcoffman@springdalear.gov; sgoade@springdalear.gov; mwagoner@springdalear.gov
Subject: InvalidField#City Abatement Bill120 pierce

 City of Springdale Code Enforcement
210 Spring Street - Springdale, AR 72764 - Office 479/756-7712

CITY ABATEMENT - Wednesday, October 29, 2014 1:27:21 PM (646 CITY ABATEMENT)

Property Address	120 pierce
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, October 29, 2014 1:27:00 PM
Officer on Site	Mike Sidney
Supervisor on Job	Mike Hicklin
Employee	
Employee	Mike Hicklin, Henry Hernandez
MH Benefit Rate	\$41.48
RQ Benefit Rate	\$28.03
Method of Compliance	
1 Method of Compliance	Mowing
Equipment Used	
Equipment	752 Grasshopper, 743 Kubota, 6030 Service Truck-Landscaping, 6031 Service Truck-Landscaping, 6038 1-ton Work Truck-Landscaping
752 Grasshopper	\$55.00
743 Kubota	\$65.00
6030 Service Truck-Landscaping	\$35.00
6031 Service Truck-Landscaping	\$35.00
6038 1-ton Work Truck-Landscaping	\$35.00
Time of Abatement in Hours	1
Number of Temporary Laborers	4
Temporary Labor Cost	\$48.00
Employee Cost per hour	\$69.51
Total Employee Cost	\$69.51
Equipment Cost per hour	\$225.00
Total Equipment Cost	\$225.00
Mobilization Fee	\$200.00
Extra materials cost	\$0.00
Total Cost of Abatement	\$542.51
Final Photos	Attached DataA



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 <i>Maxcyne Gangstad</i> addressee</p> <p>B. Received by (Printed Name) C. Date of Delivery <i>Maxcyne Gangstad</i> 7/13/13</p>
<p>1. Article Addressed to:</p> <p style="text-align: center;">Maxcyne Gangstad 1016 N. Lakeside Dr. Fayetteville, AR 72701-2215</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</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 style="text-align: center;">7014 1200 0001 0759 2917</p>
<p>PS Form 3811, July 2013 Domestic Return Receipt</p>	

