

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

- **Monday, February 16th, 5:30 p.m. is the next Committee meetings.**
 - **Committee agendas will be available on Friday, Feb 13th, 2015.**

**SPRINGDALE CITY COUNCIL
REGULAR MEETING
TUESDAY, FEBRUARY 10TH, 2015**

5:55 p.m. Pre Meeting Activities

Pledge of Allegiance
Invocation – *Jim Reed*

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. Approval of Minutes
 - a) January 27th, 2015 **Pg.'s 2-10**
6. 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....11..* (Motion must be approved by two-thirds (2/3) of the council members).
7. **A Resolution** expressing support for the Ammonia Refrigeration Technology Program at Northwest Technical Institute, and encouraging the Arkansas General Assembly and the Arkansas Governor to appropriate state funds to support this project, presented by Councilman Jim Reed and Roger Becker, NTI. **Pg. 11**
8. **A Resolution** appointing Kyle Patton as a Successor Commissioner for Springdale Municipal Property Owners' Improvement District No. 3 – Legendary, Phase I Subdivision Infrastructure Project, presented by Ernest B. Cate, City Attorney. **Pg. 12**
9. **A Resolution** approving appointments to the Springdale Planning Commission, presented by Ernest B. Cate, City Attorney. **Pg.'s 13-15**
10. **A Resolution** authorizing the Mayor to enter into a Cooperate Agreement with the Northwest Arkansas Regional Planning Commission for participation in the "Mile Marker" project for the Razorback Region Greenway Project, presented by Patsy Christie, Planning Director. **Pg.'s 16-20**
11. Planning Commission Recommendations by Planning Director Patsy Christie:
An Ordinance amending Section 110-136 of the Code of Ordinances of the City of Springdale, Arkansas; declaring an emergency; and for other purposes. (replacing address numbers; notice) **Pg.'s 21-22**
12. Comments from Department Heads.
13. Comments from Council Members.
14. Comments from City Attorney.
15. Comments from Mayor Sprouse.
16. Adjournment.

SPRINGDALE CITY COUNCIL
JANUARY 27, 2015

The City Council of the City of Springdale met in regular session on January 27, 2015, in the City Council Chambers, City Administration Building. Mayor Sprouse called the meeting to order at 6:00 p.m.

Roll call was answered by:

Doug Sprouse	Mayor
Rick Culver	Ward 3
Jeff Watson	Ward 3
Mike Overton	Ward 2
Eric Ford	Ward 1
Mike Lawson	Ward 4
Rick Evans	Ward 2
Jim Reed	Ward 1
Kathy Jaycox	Ward 4 (Absent)
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

CITIZEN COMMENTS

Eric Vining, 3802 Kelley Avenue, said he owns Ozark Import Specialists and is concerned with a new city ordinance, Article 6, Section 3.3 of the Zoning Ordinance, which addresses fence requirements for screening. He has had several break-ins and by doing this it will make it harder for the police to patrol. If he has to put up a screening fence, it will just provide criminals the luxury of more privacy.

Mayor Sprouse suggested Mr. Vining talk with his council representatives and maybe it can be further discussed in the future.

APPROVAL OF MINUTES

Alderman Reed moved the minutes of the January 13, 2015 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 Reed made the motion to read all Ordinances and Resolutions by title only and to dispense with the rule requiring that ordinances be fully and distinctly read on three (3) different days for all items listed on this agenda. Alderman Evans made the second.

The vote:

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

No: None

ORDINANCE NO. 4876 – AMENDING ARTICLE 2, SECTION 10 OF THE ZONING ORDINANCE OF THE CITY OF SPRINGDALE, ARKANSAS

Planning Director Patsy Christie presented an Ordinance amending Article 2, Section 10 of the Zoning Ordinance of the City of Springdale, Arkansas, and for other purposes.

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 and are in need of revision so that emergency alert technology can be used to notify citizens of Board of Zoning Adjustment hearings.

The change reads: 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.

A public hearing was held by the Springdale Planning Commission on January 6, 2015 where they recommended approval.

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

Alderman Ford said he has received feedback and it has been suggested this be a policy and not an ordinance. There is concern that there might be delays if the notice does not go out on time and there is a zoning request.

Alderman Reed feels like it should be an ordinance.

After discussion, the vote was taken:

Yes: Evans, Reed, Watson, Overton, Ford, Lawson

No: Culver

The Ordinance was numbered 4876.

ORDINANCE NO. 4877 – AMENDING ARTICLE 2, SECTION 12 OF THE ZONING ORDINANCE OF THE CITY OF SPRINGDALE, ARKANSAS

Planning Director Patsy Christie presented an Ordinance amending Article 2, Section 10 of the Zoning Ordinance of the City of Springdale, Arkansas, and for other purposes.

Article 2, Section 12 of the Zoning Ordinance of the City of Springdale, Arkansas, contains the regulations and procedures associated with conditional use requests and is in need of revision so that emergency alert technology can be used to notify citizens of conditional use request hearings.

The change reads: A notice which 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.

SPRINGDALE CITY COUNCIL
JANUARY 27, 2015

A public hearing was held by the Springdale Planning Commission on January 6, 2015 where they recommended approval.

After the reading the title of the Ordinance, Alderman Reed moved the Ordinance "Do Pass". Alderman Evans made the second.

The vote:

Yes: Evans, Reed, Watson, Overton, Ford, Lawson

No: Culver

The Ordinance was numbered 4877.

ORDINANCE NO. 4878 –ACCEPTING THE REPLAT OF THE FINAL PLAT OF OZARK BUSINESS PARK, A COMMERCIAL SUBDIVISION TO THE CITY OF SPRINGDALE, ARKANSAS, AND DECLARING AN EMERGENCY

Planning Director Patsy Christie presented an Ordinance accepting the Replat of the Final Plat of Ozark Business Park, a commercial subdivision located off Mathias Drive, to the City of Springdale, Arkansas, and declaring an emergency.

After the reading the title of the Ordinance, Alderman Evans moved the Ordinance "Do Pass". Alderman Reed made the second.

The vote:

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

No: None

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

The vote:

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

No: None

The Ordinance was numbered 4878.

ORDINANCE NO. 4879 – REZONING 0.6 ACRES OWNED BY 5 DOG INVESTMENTS, LLC, LOCATED AT 1100 SOUTH 48TH STREET, FROM C-2 TO C-5 AND DECLARING AN EMERGENCY

Planning Director Patsy Christy presented an Ordinance rezoning 0.6 acres owned by 5 Dog Investments, LLC, located at 1100 South 48th Street, from C-2 to C-5 and declaring an emergency.

Planning Commission recommended approval at their January 26, 2015 meeting.

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

The vote:

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

SPRINGDALE CITY COUNCIL
JANUARY 27, 2015

No: None

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

The vote:

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

No: None

The Ordinance was numbered 4879.

ORDINANCE NO. 4880 – REZONING 0.51 ACRES OWNED BY FADIL BAYYARI REVOCABLE TRUST LOCATED ON LOT 5 OF DAKODA'S PLACE SUBDIVISION, FROM C-2 TO I-1 AND DECLARING AN EMERGENCY

Planning Director Patsy Christy presented an Ordinance rezoning 0.51 acres owned by Fadil Bayyari Revocable Trust located on Lot 5 of Dakota's Place Subdivision, from C-2 to I-1 and declaring an emergency.

Planning Commission recommended approval at their January 26, 2015 meeting.

After the reading the title of the Ordinance, Alderman Evans moved the Ordinance "Do Pass". Alderman Reed made the second.

The vote:

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

No: None

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

The vote:

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

No: None

The Ordinance was numbered 4880.

ORDINANCE NO. 4881 – REZONING 1.46 ACRES OWNED BY DECISION POINT LOCATED AT 301 HOLCOMB STREET, FROM C-2 TO P-1 AND DECLARING AN EMERGENCY

Planning Director Patsy Christy presented an Ordinance rezoning 1.46 acres owned by Decision Point located at 301 Holcomb Street, from C-2 to P-1 and declaring an emergency.

Planning Commission recommended approval at their January 26, 2015 meeting.

After the reading the title of the Ordinance, Alderman Reed moved the Ordinance "Do Pass". Alderman Evans made the second.

The vote:

SPRINGDALE CITY COUNCIL
JANUARY 27, 2015

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

No: None

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

The vote:

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

No: None

The Ordinance was numbered 4881.

ORDINANCE NO. 4882 – REZONING 1.82 ACRES OWNED BY JOHN H. AND MARY KAY THOMPSON CO-TRUSTEES OF THE JOHN H. THOMPSON REVOCABLE LIVING TRUST, FROM C-5 TO C-6 AND DECLARING AN EMERGENCY

Planning Director Patsy Christy presented 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 C-5 to C-6 and declaring an emergency.

Planning Commission recommended approval at their January 26, 2015 meeting.

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

The vote:

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

No: None

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

The vote:

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

No: None

The Ordinance was numbered 4882.

RESOLUTION NO. 10-15 – AMENDING THE 2015 BUDGET OF THE CITY OF SPRINGDALE POLICE DEPARTMENT

Alderman Ford presented a Resolution amending the 2015 Budget of the City of Springdale Police Department to use drug seizure funds for replacement of 60 portable radios and 3- shoulder mics.

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 ____ day of January, 2015.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:

Ernest B. Cate, City Attorney

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

The vote:

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

No: None

The Resolution was numbered 10-15.

**RESOLUTION NO. 11-15 – AUTHORIZING EXECUTION OF A CONSTRUCTION
CONTRACT FOR 12BPS3: DON TYSON PARKWAY (40TH STREET TO CARLEY
ROAD) AND ESTABLISHING THE BUDGET FOR SAID PROJECT**

Alderman Evans presented 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.

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	\$4,088,741.56

**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

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

The vote:

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

No: None

The Resolution was numbered 11-15.

ORDINANCE NO. 4883 – ACCEPTING A STREET DEDICATION TO THE CITY OF SPRINGDALE, ARKANSAS; TO DECLARE AN EMERGENCY AND FOR OTHER PURPOSES (STERWIN STREET)

Alderman Evans presented an Ordinance accepting the street dedication of Sterwin Street to the City of Springdale, Arkansas; to declare an emergency and for other purposes. A & M Enterprises, Inc., an Oklahoma Corporation, is requesting the street dedication.

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

The vote:

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

No: None

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

The vote:

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

No: None

The Ordinance was numbered 4883.

ORDINANCE NO. 4884 – AUTHORIZING THE CITY CLERK TO FILE A CLEAN-UP LIEN FOR THE REMOVAL OF OVERGROWN BRUSH AND DEBRIS ON PROPERTY LOCATED AT 120 PIERCE AVENUE LOCATED WITHIN THE CITY OF SPRINGDALE, WASHINGTON COUNTY, ARKANSAS

City Attorney Ernest Cate presented an Ordinance authorizing the City Clerk to file a clean-up lien for the removal of overgrown brush and debris on property located at 120 Pierce Avenue located within the City of Springdale, Washington County, Arkansas.

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

The vote:

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

No: None

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

The vote:

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

No: None

The Ordinance was numbered 4884.

OZARK REGIONAL TRANSIT REPORT

Jeff Hadley, Ozark Regional Transit Mobility Manager/Public Information Officer, presented a semi-monthly report on ridership in the Springdale service area.

Mr. Hadley will send electronic reports to City Council in the future.

EMERGENCY ACCESS ROAD TO RABBIT'S FOOT LODGE

Public Works Director Sam Goade presented a plan showing an emergency access road to Rabbit's Foot Lodge that the Public Works Department will be constructing.

ADJOURNMENT

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

After a voice vote of all ayes and no nays, the meeting adjourned at 6:40 p.m.

Doug Sprouse, Mayor

Denise Pearce, City Clerk/Treasurer

RESOLUTION NO. _____

A RESOLUTION EXPRESSING SUPPORT FOR THE AMMONIA REFRIGERATION TECHNOLOGY PROGRAM AT NORTHWEST TECHNICAL INSTITUTE, AND ENCOURAGING THE ARKANSAS GENERAL ASSEMBLY AND THE ARKANSAS GOVERNOR TO APPROPRIATE STATE FUNDS TO SUPPORT THIS PROJECT.

WHEREAS, the Northwest Technical Institute in Springdale is an independent state agency providing advanced educational opportunities in several career and technical fields one of which is ammonia refrigeration technology;

WHEREAS, the Northwest Technical Institute's Ammonia Refrigeration Technology Program assists industry in developing and maintaining a skilled workforce for our industry partners;

WHEREAS, the Ammonia Refrigeration Technology at Northwest Technical Institute boasts the only public Ammonia Refrigeration training facility in the State of Arkansas which is housed in one of the newest buildings on the Northwest Technical Institute campus;

WHEREAS, Northwest Technical Institute offers the only known diploma program in the nation for ammonia refrigeration technology;

WHEREAS, graduates of Ammonia Refrigeration Technology have the earning potential to start at \$14.05 an hour with overtime starting at \$18.42 and can go as high as \$26.60 per hour with overtime at \$38.33 an hour;

WHEREAS, local industries such as Walmart, Tyson, Zero Mountain, and Cargill utilize the ammonia refrigeration technology in their business;

WHEREAS, the Ammonia Refrigeration Technology is considered a high income – high demand career field.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that the City Council for the City of Springdale expresses its support for the Ammonia Refrigeration Technology Program at Northwest Technical Institute, and hereby requests that the Arkansas General Assembly and Arkansas Governor appropriate state funds to support this program, and that a copy of this Resolution be sent to the Office of the Governor of the State of Arkansas.

PASSED AND APPROVED this 10th day of February, 2015.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED:



Ernest B. Cate, City Attorney

RESOLUTION NO. _____

A RESOLUTION APPOINTING KYLE PATTON AS A SUCCESSOR COMMISSIONER FOR SPRINGDALE MUNICIPAL PROPERTY OWNERS' IMPROVEMENT DISTRICT NO. 3- LEGENDARY, PHASE I SUBDIVISION INFRASTRUCTURE PROJECT

WHEREAS, Springdale Municipal Property Owners' Improvement District No. 3-Legendary, Phase I Subdivision Infrastructure Project (the "District") was established upon petition of the sole property owner by Ordinance No. 4034 passed and approved by the Springdale City Council on March 13, 2007;

WHEREAS, as provided by statute, said Ordinance appointed as commissioners of the District the three individuals named in the petition;

WHEREAS, said three commissioners subsequently resigned, and the Springdale City Council appointed two successor commissioners pursuant to statute;

WHEREAS, one of said successor commissioners was Alan Harrison;

WHEREAS, Alan Harrison can no longer serve as a commissioner and his position on the board of commissioners is vacant;

WHEREAS, Ark. Code Ann. §14-94-107(a)(2)(A) provides that in case of a vacancy on the board of commissioners after all improvements in the district have been completed, the governing body of the municipality shall select the successor who shall be a creditor of the district or a property owner in the district;

WHEREAS, all the improvements in the District have been completed;

WHEREAS, Ark. Code Ann. §14-94-105(a)(2)(B) provides that in the event a creditor is a corporation or other legal entity, any officer, director, employee, or other designated representative of the entity may be named and appointed as a commissioner;

WHEREAS, The Capital Bank in Little Rock, Arkansas, owns bonds issued by the District and is, therefore, a creditor of the District;

WHEREAS, The Capital Bank has designated President and CEO Kyle Patton to be named and appointed as a commissioner of the District; and,

WHEREAS, Kyle Patton has agreed to serve as a commissioner of the District.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF SPRINGDALE, ARKANSAS that Kyle Patton, President and CEO of The Capital Bank, is hereby appointed as a commissioner of Springdale Municipal Property Owners' Improvement District No. 3-Legendary, Phase I Subdivision Infrastructure Project.

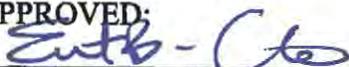
PASSED AND APPROVED this 10th day of February, 2015.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED:



Ernest B. Cate, City Attorney

RESOLUTION NO. _____

**A RESOLUTION APPROVING
APPOINTMENTS TO THE SPRINGDALE
PLANNING COMMISSION.**

WHEREAS, Stan Szmyd resigned his position on Seat #7 on the Planning Commission effective January 1st, 2015, term ending January 31st, 2016, and Joel Kelsey resigned his position on Seat #3 on the Planning Commission effective January 6th, 2015, with his term ending January 31st, 2017, and

WHEREAS, Section 90-26 of the Springdale Code of Ordinances provides for these appointments by the Mayor with the approval of the City Council.; and

WHEREAS, the Mayor has recommended Joe Dunn to fill the unexpired term of Seat #7, with his term expiring January 31, 2016 and Gary Compton to fill the unexpired term of Seat #3, with his term expiring on January 31, 2017; and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SPRINGDALE, ARKANSAS that two appointments are approved for the Springdale Planning Commission: Joe Dunn is appointed to Seat #7, term expiring January 31, 2016; and Gary Compton is appointed to Seat #3, term expiring January 31, 2017.

PASSED AND APPROVED this _____ day of February, 2015.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, CITY CLERK

APPROVED AS TO FORM:



Ernest B. Cate, CITY ATTORNEY

BURNIE "JOE DUNN
167 Ireland Street
Springdale, Arkansas 72762

Mayor Doug Spruce
Springdale, Arkansas

Mr. Mayor,

It is my understanding there are 2 openings on the Springdale planning commission. I would appreciate being considered for an appointment to this commission.

I retired from Southwestern Bell as design engineer after 31 years service.

My military service spanned 38 years retiring as Command Sergeant Major.

During my retirement I have served in a number of positions for public service:

- Northwest Arkansas Regional Planning commission
- President of the Board of Directors of Abilities Unlimited
- President of the Board of Directors of Washington Water Authority
- Vice President of American Red Cross
- Communications officer of American Red Cross
- Board Member of Arkansas Air Museum (also Life Member)
- Communications advisor Washington/Madison Baptist Disaster Communications Unit
- President Arkan Ham Radio Club

I pledge my full support to this effort. My interest is to fully serve the populace of Springdale in the best interest of everyone.

Thank you for your consideration to this request.

Sincerely:

Joe Dunn
479-306-4210
479-466-2659

From: Gary Compton <gcompton@sdale.org>
Sent: Tuesday, January 13, 2015 2:23 PM
To: Doug Sprouse
Subject: position on the City Planning Commission

Dear Doug,

Please consider this email as my application to fill one of the vacated positions on the City of Springdale Planning Commission. I have lived here for nearly three years and I feel ready to serve this great city. In every place I have lived I have served in a municipal capacity in some way. For example, while spending 12 years in Bentonville, I served for 7 years on the City A and P Commission and, for the last 4 years of my tenure, I served as President of the A and P Board. I was very proud of our work and look back on those days with great fondness.

Just a bit about me: I was born, raised, and schooled in Detroit. My dad worked in the auto industry and my mom was a department store clerk. I earned degrees from Michigan State, the University of Michigan, and, lastly, Western Michigan University. I have been a teacher, an Assistant Principal, Principal, Assistant Superintendent, and for more than 20 years, superintendent in the Milwaukee area as well as in Bentonville. It is now my great honor to work with Dr. Rollins in the Springdale District.

My interest in the Planning Commission comes primarily in the way of wanting to help in any way I can to make Springdale better every day. Given all that is going on in NW Arkansas, we need to be on our game. People and businesses have options as to where to establish business and where they might choose to live. Working with you, City Council, and the staff I believe the Planning Commission to play a vital role in making Springdale all it can be.

My work with the District has broadened my capacity in terms of technical aspects like reading drawings, understanding zoning, capacity systems, mechanicals, housing patterns, and the like. I am no expert, but I have learned a great deal about Springdale in the past three years. I think I have a lot to offer and I am excited about the possibility of serving with the others who give so much of their time and energy.

I certainly understand if you have already appointed or if you have others in mind. I know you have many very competent people ready to serve. I am ready and would love the opportunity to serve.

I thought I would start with this email, but if there is more you need to make this application correct or more substantial, please advise.

Warmest Regards,

Gary

RESOLUTION No. _____

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A COOPERATIVE AGREEMENT WITH THE NORTHWEST ARKANSAS REGIONAL PLANNING COMMISSION FOR PARTICIPATION IN THE "MILE MARKER" PROJECT FOR THE RAZORBACK REGION GREENWAY PROJECT

WHEREAS, by Resolution No. 106-23 the Operation and Management Plan for the NWA Arkansas Razorback Regional Greenway was adopted by the City Council as the guide for the maintenance, management and operation activities of the lands and facilities of the Razorback Greenway within the City of Springdale, and

WHEREAS, the Northwest Arkansas Regional Planning Commission has established a project that will coordinate efforts, including procurement, contracting, and financial management activities to implement a multi-jurisdictional Razorback Greenway "Mile Marker" Project as one component of the comprehensive wayfinding program, and

WHEREAS, each municipality will provide the requisite amount of funds, as per the successful bidder's quote, for completion of the program in their jurisdiction; and

WHEREAS, the number and location of the mile markers for each city has been determined by utilizing a "Jones Counter" based on mile zero "0" beginning at the southern terminus of the Razorback Regional Greenway and the "end mile marker" on the northern terminus at Lake Bella Vista making the resulting in eight (8) mile markers in the City of Springdale.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that the Mayor is hereby authorized as follows: to enter into a Cooperative Agreement with the Northwest Arkansas Regional Planning Commission for the "Mile Marker Project" for the Razorback Greenway in an amount not to exceed \$12,000.

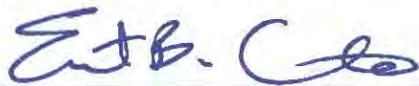
PASSED AND APPROVED this _____ day of _____, 2015.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:



Ernest B. Cate, City Attorney

Cooperative Agreement Between the City of Springdale and the Northwest Arkansas Regional Planning Commission Regarding the Northwest Arkansas Razorback Regional Greenway Wayfinding Program - "Mile Marker Project"

I. Purpose

The purpose of this agreement is to establish the terms for the Northwest Arkansas Regional Planning Commission (NWARPC) to coordinate efforts, including procurement, contracting, and financial management activities, to implement a multi-jurisdictional Razorback Regional Greenway "Mile Marker" Wayfinding Project in Northwest Arkansas.

II. Background

In 2010, the Northwest Arkansas Regional Planning Commission (NWARPC) received a TIGER II grant to construct the Razorback Regional Greenway. In 2014, Alta Planning and Design developed a comprehensive Wayfinding Master Plan for the Northwest Arkansas Razorback Greenway titled "*Northwest Arkansas Razorback Greenway Wayfinding Master Plan, July 2014.*"

NWARPC has agreed to be the procurement, contracting, and financial management entity for the "mile marker project" which is one component of the comprehensive wayfinding program.

Each city will provide the requisite amount of funds, as per the successful bidder's quote, for completion of the program in their jurisdiction. The actual number and location of mile markers for each city will be determined by utilizing a "Jones Counter" based on mile zero "0" beginning at the southern terminus of the Razorback Regional Greenway and the "ending mile marker" on the northern terminus at Lake Bella Vista.

Jurisdiction	Estimated Number of Trail Miles by Jurisdiction	Estimated Number of Mile Markers Per Jurisdiction	Estimated Cost (\$1,500 Per Sign)
City of Fayetteville	9.45	10	\$15,000
City of Johnson	0.95	1	\$1,500
City of Springdale	8.26	8	\$12,000
City of Lowell	2.02	2	\$3,000
City of Rogers	6.99	7	\$10,500
City of Bentonville	<u>9.25</u>	<u>10</u>	<u>\$15,000</u>
	36.92	38	\$57,000

III. The City of Springdale Agrees:

- A. To participate in the project for the fabrication and installation of the mile markers.
- B. To provide funds to NWARPC in the requisite amount, as per the successful bidder's quote, for completion of the project.
- C. That the Mayor, or his designee, shall represent the City on all matters associated with this effort.
- D. That the City will review and approve the Mile Marker design and associated logos to be affixed to the Markers. Each jurisdiction agrees to limit the information affixed to the mile markers as described in the "Northwest Arkansas Razorback Greenway Wayfinding Master Plan, July 2014" in order to create a uniform and consistent Wayfinding system.
- E. That the City will obtain all necessary permits to install the Mile Markers which may include permits from the Arkansas State Highway and Transportation Department (AHTD), floodplain development permits, and sign permits.
- F. That the City will inspect the contractors work as the markers are installed and shall have the authority to accept or refuse work based on the Mile Marker contract construction details and design.
- G. That the NWARPC is serving only as a procurement, contracting, financial management, and coordinating entity for the project.
- H. To adhere to the management and maintenance strategy described in the "Arkansas Razorback Greenway Operations and Management Plan" as previously adopted by resolution and shown as Exhibit A.

IV. The Northwest Arkansas Regional Planning Commission Agrees:

- A. To act as the procurement, contracting, and financial management entity on behalf of all cities involved in the Razorback Regional Greenway wayfinding project.
- B. In the procurement process, to request pricing for the fabrication and installation of the project.
- C. To coordinate all activities associated with the wayfinding project.
- D. To serve as the central point of contact and manager of the "Mile Marker Project" portion of the wayfinding system as described in the "Northwest Arkansas Razorback Greenway Wayfinding Master Plan, July 2014" attached to this document as Exhibit B.

V. Arkansas Freedom of Information Act:

City contracts and documents, including internal documents and documents of sub-contractors and sub-consultants, prepared while performing city contractual work are subject to the Arkansas Freedom of Information Act (FOIA). If a FOIA Request is presented to the city, or to the NWARPC, each party will do everything possible to provide the documents in a timely manner as

prescribed in the FOIA (A.C.A. 25-19-101 et seq.). Only legally authorized photocopying costs pursuant to the FOIA may be assessed for this compliance.

VI. Changes, Modifications, or Amendments:

Changes, modifications, or amendments to this agreement shall be subject to approval by the parties hereto in advance of the change.

In Witness Whereof, the City of Springdale and the Northwest Arkansas Regional Planning Commission have executed this agreement by their respective authorized representatives.

City of Springdale

Northwest Arkansas Regional Planning Commission

Mayor

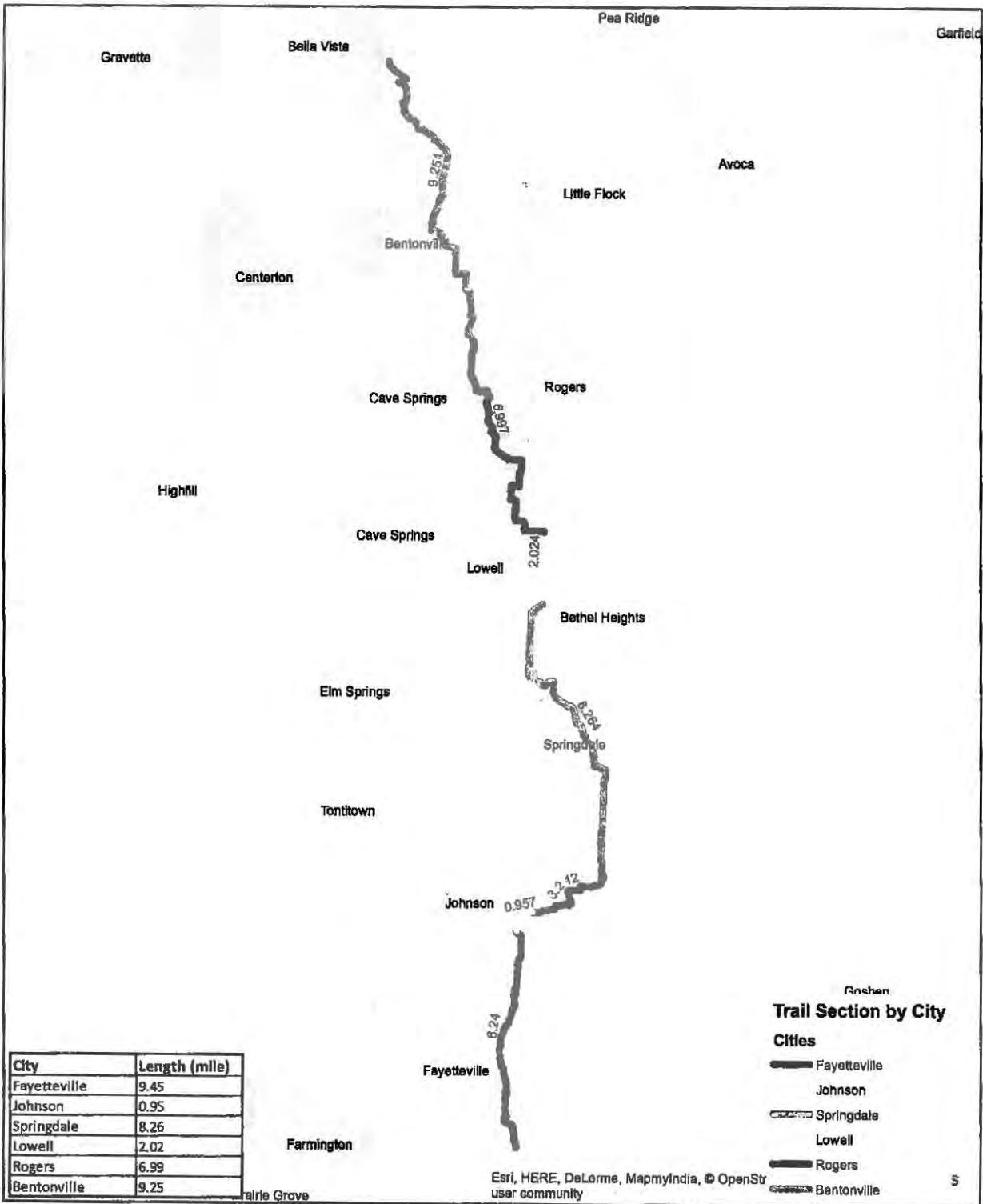


Director

Witnessed By:

City Clerk





Total Greenway Length= 36.9 miles

Razorback Regional Greenway - City Sections

0 0.75 1.5 3 Miles



ORDINANCE NO. _____

AN ORDINANCE AMENDING SECTION 110-136 OF THE CODE OF ORDINANCES OF THE CITY OF SPRINGDALE, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, Section 110-136 of the Code of Ordinances of the City of Springdale, Arkansas, contains the provisions and regulations pertaining to address numbers in the City of Springdale, Arkansas;

WHEREAS, Section 110-136(d) of the Code of Ordinances of the City of Springdale, Arkansas, currently provides that a property owner is given 15 days to bring a property into compliance with the address number requirements;

WHEREAS, Section 110-136(d) of the Code of Ordinances of the City of Springdale, Arkansas, should be amended to require a property's address numbers to be brought into compliance within seven (7) days of being notified of a violation, as this time requirement is consistent with the time requirement for other ordinance violations;

WHEREAS, it is in the best interest of the citizens of the City of Springdale, Arkansas, to amend Section 110-136(d) of the Code of Ordinances of the City of Springdale, Arkansas;

WHEREAS, a public hearing was held before the Springdale Planning Commission on February 3, 2015, after notice was given of said hearing as required by Section 110-138 of the Code of Ordinances of the City of Springdale, Arkansas;

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

Section 1: Section 110-136(d) of the Code of Ordinances of the City of Springdale, Arkansas, is hereby amended to read as follows:

Sec. 110-136. – Signs, numbers and system maintenance.

(d) *Replacing address numbers; notice.* Replacement of address numbers is required within ~~15~~ seven (7) days after written notice to the owner or occupant by the chief city inspector or by a code enforcement officer. New and replacement numbers must be placed so that they will be clearly visible from the street of primary access to the building.

Section 2: All other provisions of Chapter 110-136 of the Code of Ordinances of the City of Springdale, Arkansas, not specifically amended by this ordinance shall remain in full force and effect.

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 and approval.

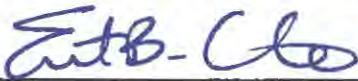
PASSED AND APPROVED this _____ day of _____, 2015.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:



Ernest B. Cate, City Attorney