

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

- Monday, October 20th, 5:30 p.m. is the next Committee meetings.
 - Committee agendas will be available on Friday, Oct 17th, 2014.

SPRINGDALE CITY COUNCIL
REGULAR MEETING
TUESDAY, OCTOBER 14th, 2014

5:55 p.m. Pre Meeting Activities

Pledge of Allegiance
Invocation – RICK EVANS

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. Recognitions by Mayor Doug Sprouse

Don Hancock – Recipient of the 2014 ACDA Award
(Arkansas Community Development Association)
Presented by Donna Johnston, VP of ACDA
5. Comments from Citizens

The Council will hear brief comments from citizens during this period on issues not on the agenda. No action will be taken tonight. All comments will be taken under advisement.
6. Approval of Minutes
 - a) September 9th, 2014 **Pg.'s 4-12**
 - b) September 23rd, 2014 **Pg.'s 13-31**
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....8A, 9-B; 10-B, G, H; 12A-B; 14; 17..* (Motion must be approved by two-thirds (2/3) of the council members).
8. Planning Commission Recommendations by Planning Director Patsy Christie:
 - A. **An Ordinance** accepting the Re-Plat of Lots 13 and 14 of Jacob's Court to the City of Springdale Arkansas, and declaring an emergency. **Pg.'s 32-34**
9. Ordinance Committee Report & Recommendations by Chairman Mike Overton:
 - A. **A Resolution** recognizing the "ArkanSalsa Fest" event as a city approved special event. (Committee recommended pass) **Pg. 35**
 - B. **An Ordinance** calling for the simultaneous detachment and annexation of land currently located in Bethel Heights, Benton County, Arkansas, pursuant to ARK. Code Ann. §14-40-2101. (Committee recommended pass) **Pg.'s 36-38**

10. Street & CIP Committee Report and Recommendations by Chairman Rick Evans:
 - A. **A Resolution** authorizing the acceptance of a grant for Phase 1B of the Walter Turnbow Park on the Razorback Greenway Project and authorizing the Mayor and City Clerk to execute a contract for project design. (Committee recommended pass) **Pg.'s 39-43**
 - B. **An Ordinance** authorizing the Mayor and City Clerk to enter into a contract for the construction of a re-route of the Razorback Greenway at Lake Springdale to an area recently acquired with the purchase of Rabbits Foot Lodge and to the Wildlife Observation Deck; to waive competitive bidding; and to declare an emergency and for other purposes. (Committee recommended pass) **Pg.'s 44-47**
 - C. **A Resolution** revising the Budget for Shiloh Trail (CP #1203; AHTD #040604) and authorizing the execution of a construction contract for this project. (Committee recommended pass) **Pg.'s 48-53**
 - D. **A Resolution** approving the negotiated land acquisition settlement on Tract 26 on the Don Tyson Parkway (40th Street to Carley Road) Project No. 12BPS3 (Committee recommended pass) **Pg.'s 54-84**
 - E. **A Resolution** appropriating Capital Improvement Funds for the City of Springdale Fire Department, presented by Mike Irwin, Fire Chief. (Committee recommended pass) **Pg.'s 85-86**
 - F. **A Resolution** authorizing Capital Improvement Project Funds for building improvements at the Animal Services Department, presented by Courtney Kremer, Animal Services Director (Committee recommended pass) **Pg.'s 87-94**
 - G. **An Ordinance** to waive competitive bidding for building improvements at the Animal Shelter, presented by Courtney Kremer, Animal Services Director. (Committee recommended pass) **Pg. 95**
 - H. **An Ordinance** to waive competitive bidding for the purchase of cat cages at the Animal Shelter, presented by Courtney Kremer, Animal Services Director. (Committee recommended pass) **Pg. 96**
 - I. **A Resolution** authorizing the City Attorney to begin condemnation proceedings on properties owned by William J. Gaboury located on the Don Tyson Parkway (40th Street to Carley Road) Street Widening Project, Tract 7 A, B & C, Project No. 12BPS3 presented by Ernest Cate, City Attorney. (Committee recommended pass) **Pg.'s 97-99**
11. Parks & Recreation Committee Report and Recommendations by Chairman Brad Bruns:

A Resolution authorizing the Mayor and City Clerk to enter into a Memorandum of Understanding with the Ozark Natural Science Center regarding the Rabbits Foot Lodge property. (Committee recommended pass) **Pg.'s 100-103**
12. Health, Sanitation & Property Maintenance Committee Report and Recommendations by Chairman Jim Reed:
 - A. **An Ordinance** for fire protection requirements within the Springdale city limits for areas served by any water utility other than the Springdale Water and Sewer Commission. (Committee recommended pass) **Pg. 104**
 - B. **An Ordinance** to establish procedures to insure that water utility requirements are met prior to a building permit being issued; to establish penalties for violations of such requirements. (Committee recommended pass) **Pg.'s 105-106**
13. Finance Committee Report and Recommendations by Chairman Brad Bruns:
 - A. **A Resolution** amending the 2014 Budget of the City of Springdale Police Department presented by Kathy O'Kelley, Police Chief. (Committee recommended pass) **Pg.'s 107-111**
 - B. **A Resolution** amending the 2014 Budget of the City of Springdale Police Department presented by Kathy O'Kelley, Police Chief. (Committee recommended pass) **Pg.'s 112-133**

- C. **A Resolution** amending the 2014 Budget of the Fire Department presented by Mike Irwin, Fire Chief. (Committee recommended pass) **Pg.'s 134-135**
14. Technology Committee Report & Recommendations by Chairman Mike Overton:
An Ordinance to waive competitive bidding for furnishing of a notification/alert system. (Committee recommended pass) **Pg.'s 136-151**
15. **A Resolution** to levy Washington County Ad Valorem Taxes of the City of Springdale, Arkansas, presented by Ernest Cate, City Attorney. **Pg.'s 152-153**
16. **A Resolution** to levy Benton County Ad Valorem Taxes of the City of Springdale, Arkansas, presented by Ernest Cate, City Attorney. **Pg.'s 154-155**
17. **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. (4403 Atchison Ave.; 602 Dyer St.; 1302 Rebecca Lane; 642 W. Sunset aka 904 W. Sunset Ave.) **Pg.'s 156-177**
18. **A Resolution** authorizing a utility work agreement with SourceGas Arkansas Inc. on the 56th Street project, presented by James Breakfield, Staff Engineer. **Pg.'s 178-183**
19. **A Resolution** authorizing a utility work agreement with SourceGas Arkansas Inc. on the Don Tyson Parkway widening project, presented by James Breakfield, Staff Engineer. **Pg.'s 184-189**
20. **A Resolution** authorizing the execution of an amendment to a contract for professional services, presented by James Breakfield, Staff Engineer. **Pg.'s 190-197**
21. **Motion** to cancel the regular scheduled City Council meeting on Tuesday, November 11th, 2014.
22. Comments from Department Heads.
23. Comments from Council Members.
24. Comments from City Attorney.
25. Comments from Mayor Sprouse.
26. Adjournment.

SPRINGDALE CITY COUNCIL
SEPTEMBER 9, 2014

The City Council of the City of Springdale met in regular session on September 9, 2014, 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
Brad Bruns	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
Sarah Sparkman	Deputy City Attorney
Denise Pearce	City Clerk/Treasurer

Department heads present:

Wyman Morgan	Director of Finance & Admin.
Bob Bersi	Police Captain
Rick McWhorter	Parks Director
Mike Irwin	Fire Chief
Courtney Kremer	Animal Services Director
Sam Goade	Public Works Director
Mark Gutte	IT Director
Gina Lewis	Human Resource Director

RECOGNITION OF CODE ENFORCEMENT OFFICERS

Missha Wagoner, Community Engagement Division Supervisor, recognized Code Enforcement Officers Tina Hayden, Bobby Nivens, Mike Sidney and Brandon Stein for their work on projects cleaned up in Springdale and reported they have been nominated as one of the top two code enforcement divisions in the country.

OZARK REGIONAL TRANSIT REPORT

Jeff Hatley, Mobility Manager/Public Information Officer, gave an update on the operations for Ozark Regional Transit for August in the City of Springdale.

APPROVAL OF MINUTES

Alderman Jaycox moved the minutes of the August 26, 2014 City Council meeting be approved as presented. Alderman Reed made the second.

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

ORDINANCES AND RESOLUTIONS READ BY TITLE ONLY

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

The vote:

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

No: None

APPEAL OF THE PLANNING COMMISSION'S DECISION TO DENY THE
REZONING APPLICATION OF SIGNATURE BANK OF ARKANSAS

A letter was presented from Stephen Giles, Attorney, stating that Signature Bank has withdrawn its application for rezoning property in West Springdale and the Bank's appeal from the Planning Commission decision. He asked that this item be removed from tonight's City Council agenda.

RESOLUTION NO. 126-14 – APPROVING THE APPOINTMENT OF CHARLES
GAINES TO THE SPRINGDALE PLANNING COMMISSION

Mayor Sprouse presented a Resolution approving the appointment of Charles Gaines to the Springdale Planning Commission to fill the unexpired term of Barbara O'Connell.

RESOLUTION NO. _____

**A RESOLUTION APPROVING AN APPOINTMENT TO THE
SPRINGDALE PLANNING COMMISSION.**

WHEREAS, Barbara O'Connell resigned her position on Seat #6 on the Planning Commission effective August 5th, 2014, said term ending January 31st, 2015, 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 Charles C. Gaines to fill the unexpired term of Seat #6, which ends on January 31, 2015; and to a full four (4) year term which begins on February 1st, 2015, and expires on January 31, 2019; and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SPRINGDALE, ARKANSAS that Charles C. Gaines is hereby appointed to Seat #6 on the Planning Commission, term ending January 31, 2015; and to a full four (4) year term which begins February 1st, 2015 and expires on January 31, 2019.

PASSED AND APPROVED this _____ day of September, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, CITY CLERK

APPROVED AS TO FORM:

Ernest B. Cate, CITY ATTORNEY

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

The vote:

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

No: None

The Resolution was numbered 126-14.

RESOLUTION NO. 127-14 – APPROVING THE APPOINTMENT OF STEVE SMITH
TO THE SPRINGDALE AIRPORT COMMISSION

Mayor Sprouse presented a Resolution approving the appointment of Steve Smith to the Springdale Airport Commission to fill the unexpired term of Robbie Wilkinson.

RESOLUTION NO. _____

**A RESOLUTION MAKING AN APPOINTMENT TO THE
SPRINGDALE AIRPORT COMMISSION**

WHEREAS, due to the resignation of Robbie Wilkinson, there is currently a vacancy on the Springdale Airport Commission for Seat #5, 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 appointment of Steve Smith to fill the unexpired term of Seat #5, said term to expire on July 1, 2016, to the Springdale Airport Commission,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that Steve Smith is hereby appointed to Seat #5, to complete the unexpired term, said term to expire on July 1, 2016 to the Springdale Airport Commission.

PASSED AND APPROVED this ____ day of September, 2014.

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 Jaycox made the second.

The vote:

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

No: None

Recuse: Bruns

The Resolution was numbered 127-14.

RESOLUTION NO. 128-14 – AUTHORIZING THE PARK AT THE INTERSECTION
OF DON TYSON PARKWAY AND HYLTON ROAD BE NAMED FOR C.L.
"CHARLIE" AND WILLIE GEORGE

Mayor Sprouse presented a Resolution authorizing the park at the intersection of Don Tyson Parkway and Hylton Road be named for C.L. "Charlie" and Willie George.

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING THE PARK AT
THE INTERSECTION OF DON TYSON PARKWAY
AND HYLTON ROAD BE NAMED FOR C.L.
"CHARLIE" AND WILLIE GEORGE.**

WHEREAS, the City of Springdale, Arkansas, is currently in the process of constructing a new park located at the intersection of Don Tyson Parkway and Hylton Road;

WHEREAS, the City of Springdale, Arkansas, recognizes the positive impact the George family has had on the City of Springdale, and recognizes that the George family is a vital part of the social and business fabric of the City of Springdale, Arkansas;

WHEREAS, the City of Springdale, Arkansas, wishes to recognize the George family by naming the park located at the intersection of Don Tyson Parkway and Hylton Road after C.L. "Charlie" George and Willie George;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that the park located at the intersection of Don Tyson Parkway and Hylton Road will hereafter be known as C.L. "Charlie" and Willie George Park.

PASSED AND APPROVED this _____ day of September 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, CITY CLERK

APPROVED AS TO FORM:

Ernest B. Cate, CITY ATTORNEY

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

The vote:

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

No: None

The Resolution was numbered 128-14.

**RESOLUTION NO. 129-14 – AUTHORIZING THE TEMPORARY OPERATION OF
A CARNIVAL AT PARSONS STADIUM**

Wyman Morgan presented a Resolution authorizing the temporary operation of a carnival at Parsons Stadium on October 1st through October 5th, 2014.

RESOLUTION NO. _____

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

SPRINGDALE CITY COUNCIL
SEPTEMBER 9, 2014

WHEREAS, Rick Culver, Executive Director from the Rodeo of the Ozarks has requested permission to conduct a Carnival entertainment event at the Parsons Stadium Rodeo Arena located at 1423 Emma Avenue, put on by Ed Burlingame with Pride Amusements, LLC; and

WHEREAS, Pride Amusements, LLC carnival dates will be Wednesday, October 1st, thru Sunday, October 5th, 2014, and

WHEREAS, the carnival's hours of operation will be Wednesday, October 1st thru Saturday, October 4th, 2014, from 4:00 p.m. – Midnight and Sunday, October 5th, from noon to 6:00 p.m.; and

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

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that Rick Culver, Executive Director with the Rodeo of the Ozarks and Ed Burlingame with the Pride Amusements, LLC., is hereby authorized to conduct a carnival entertainment event in Parsons Stadium Rodeo Arena located at 1423 Emma Avenue, October 1st thru October 5th, 2014, with the carnival opening and closing times listed above. In case of a rain out, the Mayor has the authority to reschedule this event.

PASSED AND APPROVED this ____ day of September, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:

Ernest B. Cate, City Attorney

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

The vote:

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

No: None

The Resolution was numbered 129-14.

ORDINANCE NO. 4823 – AMENDING CHAPTER 110, ARTICLE VI. STREET NAMES AND ADDRESS NUMBER; TO CHANGE THE NAME OF AN EXISTING STREET; TO DECLARE AN EMERGENCY AND FOR OTHER PURPOSES (DON TYSON PARKWAY AND JENNIFER TERRACE)

Mayor Sprouse presented an Ordinance amending Chapter 110, Article VI. Street Names and Address Number; to change the name of an existing street; to declare an emergency and for other purposes.

A public hearing was held by the Springdale Planning Commission on September 2, 2014 to consider renaming the portion of Dearing Road from I-49 to 56th Street to Don Tyson

Parkway and the naming of the newly constructed street south of Don Tyson Parkway that extends from 48th Street west to I-49 to Jennifer Terrace.

After the reading the title of the Ordinance, Alderman Overton moved the Ordinance "Do Pass". Alderman Jaycox made the second.

The vote:

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

No: None

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

The vote:

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

No: None

The Ordinance was numbered 4823.

RESOLUTION NO. 130-14 – AUTHORIZING THE CITY ATTORNEY TO BEGIN CONDEMNATION PROCEEDINGS ON PROPERTIES OWNED BY RAY N. AND LESA G. DOTSON LOCATED AT 3576 RAYMOND LANE AND 3495 RAYMOND LANE ON THE DON TYSON PARKWAY (40TH STREET TO CARLEY ROAD) STREET WIDENING PROJECT, TRACT 18 AND TRACT 19, PROJECT NO. 12BPS3

Mayor Sprouse presented a Resolution authorizing the City Attorney to begin condemnation proceedings on properties owned by Ray N. and Lesa G. Dotson located at 3576 Raymond Lane and 3495 Raymond Lane on the Don Tyson Parkway (40th Street to Carley Road) Street widening project, Tract 18 and Tract 19, Project No. 12BPS3.

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

Ray Dotson said this is the third time he has been here for the taking of his property. When the last public hearing was held, they were assured this was not the route the city would be taking. He feels like the south side of Don Tyson Parkway has the best route to take and less people would be affected. He feels like the city needs to look at this route again.

Alderman Ford said he would like to hear some of the issues on why we chose the north route rather than the south route.

Mayor Sprouse said there has been lots of discussion on this issue.

Staff Engineer James Breakfield explained in order for the timeline to have the projects completed by November 2015, we need to get utility coordination underway so construction can begin as soon as possible. If we can get the house under condemnation, that allows the city to give the 30 day notice to vacate, and then do the asbestos survey, demolition of the structure and that will free up the utilities to begin their relocations for the project. The engineer for the development will be at the bond committee meeting that will be held Monday, September 15th. Mr. Dotson will be at that meeting to discuss compensation.

RESOLUTION NO. ____

A RESOLUTION AUTHORIZING THE CITY ATTORNEY TO BEGIN CONDEMNATION PROCEEDINGS ON PROPERTIES OWNED BY RAY N. & LESA G. DOTSON LOCATED AT 3576 RAYMOND LANE AND 3495 RAYMOND LANE ON THE DON TYSON PARKWAY (40TH STREET TO CARLEY ROAD) STREET WIDENING PROJECT, TRACT 18 AND TRACT 19, PROJECT NO. 12BPS3.

WHEREAS, the City of Springdale is planning street improvements to widen Don Tyson Parkway from 40th Street to Carley Road, Project #12BPS3;

WHEREAS, attempts at negotiating for the acquisition of necessary rights-of-way and easements from the property owners of Tracts 18 and 19, Ray N. Dotson and Lesa G. Dotson, have been unsuccessful.

WHEREAS, in order to meet deadlines associated with this project, and the bond program, it is now necessary to acquire the necessary right-of-way and easements 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 right-of-way and easements on property owned by Ray N. Dotson and Lesa G. Dotson, located at 3576 Raymond Lane and 3495 Raymond Lane (Tracts 18 and 19) to allow construction of the Don Tyson Parkway Widening Project, Project No. 12BPS3, to proceed.

PASSED AND APPROVED this ____ day of September 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED:

Ernest B. Cate, City Attorney

After considerable discussion, the vote was taken:

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

No: Evans, Bruns

The Resolution was numbered 130-14.

ORDINANCE NO. 4824 – AUTHORIZING THE CITY CLERK TO FILE A CLEAN-UP LIEN FOR THE REMOVAL OF OVERGROWN BRUSH AND DEBRIS WITHIN THE CITY OF SPRINGDALE, WASHINGTON COUNTY, ARKANSAS (3600 HARVO CIRCLE, 906 E. HUNTSVILLE AVENUE)

Mayor Sprouse presented an Ordinance authorizing the City Clerk to file a clean-up lien for the removal of overgrown brush and debris within the City of Springdale, Washington County, Arkansas (3600 Harvo Circle and 906 E. Huntsville Avenue).

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

The vote:

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

No: None

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

The vote:

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

No: None

The Ordinance was numbered 4824.

ORDINANCE NO. 4825 – AUTHORIZING THE CITY CLERK TO FILE A CLEAN-UP LIEN FOR THE REMOVAL OF OVERGROWN BRUSH AND DEBRIS WITHIN THE CITY OF SPRINGDALE, BENTON COUNTY, ARKANSAS (5335 CALLAHAN MOUNTAIN ROAD)

Mayor Sprouse presented an Ordinance authorizing the City Clerk to file a clean-up lien for the removal of overgrown brush and debris within the City of Springdale, Benton County, Arkansas (5335 Callahan Mountain Road).

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

The vote:

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

No: None

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

The vote:

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

No: None

The Ordinance was numbered 4825.

RESOLUTION NO. 131-14 – AUTHORIZING THE DESTRUCTION OF OLD ACCOUNTING RECORDS

Wyman Morgan presented a Resolution authorizing the destruction of old accounting records.

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE DESTRUCTION OF OLD ACCOUNTING RECORDS

WHEREAS, there is presently a shortage of storage space to maintain old records, and

WHEREAS, the storage of a large amount of paper accounting records could present a fire hazard, and

WHEREAS, the City Clerk/Treasurer has identified old accounting records to be destroyed, and

WHEREAS, Arkansas Code Ann. § 14-59-114 provides for the destruction of old accounting records with the permission of the City Council,

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

Section 1. The Mayor is hereby authorized to arrange for the destruction, by shredding, of the accounting records indicated on the attached affidavit, in accordance with Arkansas Code Ann. § 14-59-114.

PASSED AND APPROVED this ____ day of September, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:

Ernest B. Cate, City Attorney

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

The vote:

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

No: None

The Resolution was numbered 131 -14.

RIBBON CUTTING – J.B. HUNT PARK/RABBIT'S FOOT LODGE

A ribbon cutting will be held for the extension of J.B. Hunt Park and Rabbit's Foot Lodge on Wednesday, October 1, 2014 at 10:00 a.m. Mrs. Hunt will be present and tours of the lodge will be given.

ADJOURNMENT

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

After a voice vote of all ayes and no nays, the meeting adjourned at 6:53 p.m.

Doug Sprouse, Mayor

Denise Pearce, City Clerk/Treasurer

SPRINGDALE CITY COUNCIL
SEPTEMBER 23, 2014

The City Council of the City of Springdale met in regular session on September 23, 2014, 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
Brad Bruns	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
Ernest Cate	City Attorney
Denise Pearce	City Clerk/Treasurer

Department heads present:

Wyman Morgan	Director of Finance & Admin.
Kathy O'Kelley	Police Chief
Rick McWhorter	Parks Director
Mike Irwin	Fire Chief
Courtney Kremer	Animal Services Director
Sam Goade	Public Works Director
Mark Gutte	IT Director
Gina Lewis	Human Resource Director

PROCLAMATION – NTI ADULT EDUCATION CENTER

Mayor Sprouse presented a proclamation recognizing NTI Adult Education Center and proclaiming September 22-28, 2014 as "Adult Education Week".

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: Bruns, Watson, Overton, Ford, Lawson, Evans, Reed, Jaycox

No: None

RESOLUTION NO. 132-14 – EXPRESSING OPPOSITION TO EPA'S PROPOSED GREENHOUSE GAS EMISSION GUIDELINES

Mayor Sprouse presented a Resolution expressing opposition to EPA's proposed greenhouse gas emission guidelines for existing fossil-fueled power plants.

RESOLUTION NO 132-14

**A RESOLUTION EXPRESSING OPPOSITION TO EPA'S
PROPOSED GREENHOUSE GAS EMISSION GUIDELINES**

WHEREAS, EPA has proposed new greenhouse gas emission guidelines for existing fossil-fueled power plants;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that the following comments are hereby adopted by the City Of Springdale.

COMMENTS by the Springdale, Arkansas in Opposition to U.S. EPA's Proposed Greenhouse Gas Emission Guidelines for Existing Fossil- Fueled Power Plants

On June 18, 2014, the United States Environmental Protection Agency (EPA) published in the Federal Register a proposal (“Clean Power Plan”) for reducing carbon dioxide (CO₂) emissions from existing fossil-fueled power plants based on Clean Air Act Section 111(d). EPA's proposed Clean Power Plan establishes significant CO₂ emission reductions for coal-fueled power plants in Arkansas that will cause disruptive changes in the state’s well diversified electricity mix. Arkansas would only have 12 to 24 months after EPA approves their implementation plans to progress towards meeting their interim emissions target on January 1, 2020.

We note that EPA, in its Regulatory Impact Analysis and databases, lists potential plant unit retirements for Arkansas and predicts that almost 5 million kilowatts of coal, natural gas and oil-fueled generation from 5 generating stations will be shut down between 2016 and 2020 due to its Clean Power Plan.

EPA also acknowledges that other power plant units will retire due to its Clean Power Plan and other plant units across America have retired or will retire between 2010 and 2020, for a total loss of generation that could power 60 million homes due to other recent regulations and factors.

Springdale citizens and businesses enjoy high quality jobs in the manufacturing and agriculture sectors due to much lower electricity rates and higher economic growth than states with self-imposed carbon limits.

Arkansas policymakers, individually and with policymakers from over 30 states have previously expressed their concerns with EPA’s plans to regulate CO₂ emissions, have supported reasonable environmental policies as long as they maintain predictable, stable, affordable, and reliable supplies of electricity and have expressed the need to preserve the rights and powers of the states, including the sovereign right of each state to determine the appropriate mix of energy resources to meet its electricity needs.

Springdale requests that EPA withdraw the proposed guidelines and issue new guidelines that allow Arkansas and other states to establish policies that are in the best interest of the City of Springdale, Arkansas and the nation. The guidelines should:

1. Respect the primacy of Arkansas by allowing Arkansas to develop plans that establish performance standards and discretion and flexibility in establishing compliance mechanisms.
2. Maintain an adequate, reliable, affordable electrical generating fleet.
3. Be based on EPA guidelines for cost-effective, achievable reductions at the affected power plant units, rather than for the State of Arkansas.

4. Establish emissions guidelines based on adequately demonstrated systems that are fuel and technology specific.
5. Provide credit for significant emissions reductions already made or being made.
6. Avoid premature retirements and stranded assets.
7. Be fair and equitable to all electricity consumers;

Furthermore, EPA should adopt policies that do not conflict with the responsibility of Arkansas and Springdale to provide affordable and reliable supplies of electricity for its citizens;

Springdale is also recommending to our state's legislators that they work with other policymakers in Arkansas such as environmental, financial, and agriculture regulators, attorney general, economic development and governor to:

- a) Provide comments to EPA on the legal, reliability, affordability, achievability, timing, implementation scheduling and other issues that need to be considered for individual and groups of states to eliminate or minimize the aforementioned risks; and
- b) Jointly develop state implementation plans to protect residential, industrial and commercial electricity users and ensure continued reliability of the electric system; and
- c) Continue to engage EPA and other relevant federal agencies and congressional delegations after the regulation is finalized to eliminate or minimize the aforementioned risks and consequences.

PASSED AND APPROVED this ____ day of September, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:

Ernest B. Cate, City Attorney

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

The vote:

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

No: None

The Resolution was numbered 132-14.

ORDINANCE NO. 4826 – ACCEPTING THE RE-PLAT OF R.L. HAYES
SUBDIVISION TO THE CITY OF SPRINGDALE, ARKANSAS, AND DECLARING
AN EMERGENCY

Clayton Sedberry, Planning Department GIS Coordinator, presented an Ordinance accepting the Re-Plat of R.L. Hayes Subdivision to the City of Springdale, Arkansas, and declaring an emergency.

Planning Commission recommended approval at their September 2, 2014 meeting.

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

The vote:

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

No: None

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

The vote:

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

No: None

The Ordinance was numbered 4826.

ORDINANCE NO. 4827 – ACCEPTING THE RE-PLAT OF LOT 1, BLOCK 1 OF
HENSON HEIGHTS SECOND SUBDIVISION TO THE CITY OF SPRINGDALE,
ARKANSAS, AND DECLARING AN EMERGENCY

Clayton Sedberry, Planning Department GIS Coordinator, presented an Ordinance accepting the Re-Plat of Lot 1, Block 1 of Henson Heights Second Subdivision to the City of Springdale, Arkansas, and declaring an emergency.

Planning Commission recommended approval at their September 2, 2014 meeting.

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

The vote:

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

No: None

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

The vote:

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

No: None

The Ordinance was numbered 4827.

ORDINANCE NO. 4828 – ACCEPTING THE RE-PLAT OF OZARK BUSINESS PARK, A COMMERCIAL SUBDIVISION TO THE CITY OF SPRINGDALE, ARKANSAS, AND DECLARING AN EMERGENCY

Clayton Sedberry, Planning Department GIS Coordinator, presented an Ordinance accepting the Re-Plat of Ozark Business Park, a commercial subdivision, to the City of Springdale, Arkansas, and declaring an emergency.

Planning Commission recommended approval at their September 2, 2014 meeting.

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

The vote:

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

No: None

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

The vote:

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

No: None

The Ordinance was numbered 4828.

ORDINANCE NO. 4829 – REZONING .55 ACRES OWNED BY MARDIS INVESTMENTS, INC. LOCATED AT 4772 W. SUNSET AVENUE, FROM A-1 TO C-2 AND DECLARING AN EMERGENCY

Clayton Sedberry, Planning Department GIS Coordinator, presented an Ordinance rezoning .55 acres owned by Mardis Investments, Inc. located at 4772 W. Sunset Avenue, from A-1 to C-2 and declaring an emergency.

Planning Commission recommended approval at their September 2, 2014 meeting.

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

The vote:

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

No: None

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

The vote:

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

No: None

The Ordinance was numbered 4829.

ORDINANCE NO. 4830 – REZONING .38 ACRES OWNED BY ESCH FAMILY LIMITED PARTNERSHIP LOCATED AT 1408 S. THOMPSON, FROM C-2 TO C-5 AND DECLARING AN EMERGENCY

Clayton Sedberry, Planning Department GIS Coordinator, presented an Ordinance rezoning .38 acres owned by Esch Family Limited Partnership located at 1408 S. Thompson, from C-2 to C-5 and declaring an emergency.

Planning Commission recommended approval at their September 2, 2014 meeting.

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

The vote:

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

No: None

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

The vote:

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

No: None

The Ordinance was numbered 4830.

ORDINANCE NO. 4831 – REZONING 2.4 ACRES OWNED BY OAK GROVE PROPERTIES LLC LOCATED AT THE NORTHWEST CORNER OF ELM SPRINGS AND OAK GROVE ROADS, FROM A-1, SF-2 AND C-2 TO C-5 AND DECLARING AN EMERGENCY

Clayton Sedberry, Planning Department GIS Coordinator, presented an Ordinance rezoning 2.4 acres owned by Oak Grove Properties LLC located at the Northwest corner of Elm Springs and Oak Grove Roads, from A-1, SF-2 and C-2 to C-5 and declaring an emergency.

Planning Commission recommended approval at their September 2, 2014 meeting.

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

The vote:

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

No: None

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

The vote:

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

No: None

The Ordinance was numbered 4831.

ORDINANCE NO. 4832 – REZONING 3.68 ACRES OWNED BY MATHIAS SHOPPING CENTERS, INC. LOCATED NORTH AND EAST OF THE CUL-DE-SAC AT THE NORTH END OF SKYLAR DRIVE, FROM C-1 AND A-1 TO C-2 AND DECLARING AN EMERGENCY

Clayton Sedberry, Planning Department GIS Coordinator, presented an Ordinance rezoning 3.68 acres owned by Mathias Shopping Centers, Inc. located north and east of the cul-de-sac at the north end of Skylar Drive, from C-1 and A-1 to C-2 and declaring an emergency.

Planning Commission recommended approval at their September 2, 2014 meeting.

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

The vote:

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

No: None

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

The vote:

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

No: None

The Ordinance was numbered 4832.

RESOLUTION NO. 133-14 – APPROVING A CONDITIONAL USE APPEAL BY METROPLEX EVENT CENTER (FREDDY ROMERO) AT 881 RIO BRAVO DRIVE AS SET FORTH IN ORDINANCE NO. 4030

Clayton Sedberry, Planning Department GIS Coordinator, presented a Resolution approving a conditional use appeal by Metroplex Event Center, Freddy Romero, for a Use Unit 49 – Commercial Assembly, with conditions set out in the following Resolution, to be located at 881 Rio Bravo Drive.

When asked about the hours of operation, Mr. Romero said the hours will depend on what kind of activity is going on and they will be operated at the customer's request. The operations usually terminate at midnight. He understands that he has to comply with the noise ordinance.

RESOLUTION NO. ____

**A RESOLUTION APPROVING A CONDITIONAL
USE AT 881 RIO BRAVO DRIVE AS SET FORTH IN
ORDINANCE NO. 4030**

WHEREAS, Ordinance #4030 amending Chapter 130 (Zoning Ordinance) of the Springdale Code of Ordinance provides that an application for a conditional use on appeal must be heard first by the Planning Commission and a recommendation made to the City Council; and

WHEREAS, the Planning Commission held a public hearing on September 2, 2014, on a request by Metroplex Event Center, Freddy Romero for a Use Unit 49 (Commercial Assembly) in a General Commercial District (C-2).

WHEREAS, following the public hearing the Planning Commission by a vote of eight (8) yes and no nays (0) recommends that a conditional use be granted to Metroplex Event Center, Freddy Romero for a Use Unit 49 (Commercial Assembly) in a General Commercial District (C-2) with the following conditions – Limited to a "small venue" based on the number of paved parking spaces in accordance to City Ordinance. Events to be limited to wedding receptions, private parties, training sessions, conferences, birthday parties, prom activities, etc. No stand-alone concerts allowed. Must meet all fire and building code requirements prior to occupancy of the structure.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SPRINGDALE, that the City Council hereby grants a conditional use to Metroplex Event Center, Freddy Romero for a Use Unit 49 (Commercial Assembly) in a General Commercial District (C-2) with the following conditions – Limited to a "small venue" based on the number of paved parking spaces in accordance to City Ordinance. Events to be limited to wedding receptions, private parties, training sessions, conferences, birthday parties, prom activities, etc. No stand-alone concerts allowed. Must meet all fire and building code requirements prior to occupancy of the structure

PASSED AND APPROVED THIS ____ DAY OF September, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:

Ernest Cate, City Attorney

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

The vote:

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

No: None

The Resolution was numbered 133-14.

RESOLUTION NO. 134-14 – APPROVING A WAIVER OF STREET IMPROVEMENTS, DRAINAGE, CURBS, GUTTERS AND SIDEWALKS AS SET FORTH IN ORDINANCE NO. 3725 TO CRUZ C. ORTIZ IN CONNECTION WITH 2207 EAST HIGHWAY 264, A SINGLE FAMILY DWELLING

Clayton Sedberry, Planning Department GIS Coordinator, presented a Resolution approving a waiver of street improvements, drainage, curbs, gutters and sidewalks as set forth in Ordinance No. 3725 to Cruz C. Ortiz in connection with 2207 East Highway 264, a single family dwelling.

Ordinance #3047 provides for the waiver of street improvements, drainage relating thereto, curbs, gutters and sidewalks to be first heard by the Planning Commission and a recommendation made to the City Council, with any waivers to be granted by the City Council only.

The proposed Resolution provides for four options to consider, either Option 1 to grant waiver, Option 2 to deny waiver, Option 3 to approve payment in lieu of improvements or Option 4 to deny waiver and allow Bill of Assurance.

Alderman Reed moved the Resolution be adopted with Option 1. Alderman Jaycox made the second.

RESOLUTION NO. ____

A RESOLUTION APPROVING A WAIVER OF STREET IMPROVEMENTS, DRAINAGE, CURBS, GUTTERS AND SIDEWALKS AS SET FORTH IN ORDINANCE NO. 3725 TO CRUZ C. ORTIZ IN CONNECTION WITH 2207 EAST HIGHWAY 264, A SINGLE FAMILY DWELLING

WHEREAS, Ordinance #3047 provides for the waiver of street improvements, drainage relating thereto, curbs, gutters and sidewalks to be first heard by the Planning Commission and a recommendation made to the City Council, with any waivers to be granted by the City Council only; and

WHEREAS, the Planning Commission reviewed a request for waiver of street improvement including drainage improvements related thereto, sidewalks in connection with 2207 East Highway 264, a Single Family Dwelling for Cruz C. Ortiz and the Planning Commission recommends approval of the waiver request.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SPRINGDALE, that the City Council hereby:

Option 1: Grants a waiver of street improvements to 2207 East Highway 264 including drainage improvements related thereto, sidewalks in connection with a single family dwelling for Cruz C. Ortiz

PASSED AND APPROVED THIS ____ DAY OF September, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:

Ernest Cate, City Attorney

The vote:

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

No: None

The Resolution was numbered 134-14.

RESOLUTION NO. 135-14 - APPROVING A WAIVER OF STREET IMPROVEMENTS, DRAINAGE, CURBS, GUTTERS AND SIDEWALKS AS SET FORTH IN ORDINANCE NO. 3725 TO MARDIS INVESTMENTS INC. IN CONNECTION WITH N14-08, A NON LARGE SCALE DEVELOPMENT, LOCATED AT 48TH STREET AND SUNSET AVENUE

Clayton Sedberry, Planning Department GIS Coordinator, presented a Resolution approving a waiver of street improvements, drainage, curbs, gutters and sidewalks as set forth in Ordinance No. 3725 to Mardis Investments Inc. in connection with N14-08, a non-large scale development, located at 48th Street and Sunset Avenue.

Ordinance #3047 provides for the waiver of street improvements, drainage relating thereto, curbs, gutters and sidewalks to be first heard by the Planning Commission and a recommendation made to the City Council, with any waivers to be granted by the City Council only.

The proposed Resolution provides for four options to consider, either Option 1 to grant waiver, Option 2 to deny waiver, Option 3 to approve payment in lieu of improvements or Option 4 to deny waiver and allow Bill of Assurance.

Alderman Reed moved the Resolution be adopted with Option 1. Alderman Jaycox made the second.

RESOLUTION NO. _____

A RESOLUTION APPROVING A WAIVER OF STREET IMPROVEMENTS, DRAINAGE, CURBS, GUTTERS AND SIDEWALKS AS SET FORTH IN ORDINANCE NO. 3725 TO MARDIS INVESTMENTS, INC. IN CONNECTION WITH N14-08 A NON-LARGE SCALE DEVELOPMENT

WHEREAS, Ordinance #3047 provides for the waiver of street improvements, drainage relating thereto, curbs, gutters and sidewalks to be first heard by the Planning Commission and a recommendation made to the City Council, with any waivers to be granted by the City Council only; and

WHEREAS, the Planning Commission reviewed a request for waiver of street improvements including drainage improvements related thereto, curbs, gutters, sidewalks and street lights in connection with N14-08 a Non-Large Scale Development for Mardis Investments, Inc. and the Planning Commission recommends approval of the waiver request.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SPRINGDALE, that the City Council hereby:

Option 1: Grants a waiver of street improvements to 48th Place and Sunset Avenue (state highway 412) including drainage improvements related thereto, curbs, gutters, sidewalks and street lights in connection with N14-08, a Non- Large Scale Development for Mardis Investments, Inc.

PASSED AND APPROVED THIS ____ DAY OF September, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:

Ernest Cate, City Attorney

The vote:

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

No: None

The Resolution was numbered 135-14.

RESOLUTION NO. 136-14 – APPROVING A WAIVER OF STREET IMPROVEMENTS, DRAINAGE, CURBS, GUTTERS AND SIDEWALKS AS SET FORTH IN ORDINANCE NO. 3725 TO ELMDALE ELEMENTARY MEDIA AND HEALTH CENTERS IN CONNECTION WITH L14-23, A LARGE SCALE DEVELOPMENT, LOCATED AT WEST END AND CHRISTIAN STREETS

Clayton Sedberry, Planning Department GIS Coordinator, presented a Resolution approving a waiver of street improvements, drainage, curbs, gutters and sidewalks as set forth in Ordinance No. 3725 to Elmdale Elementary Media and Health Centers in connection with L14-23, a Large Scale Development, located at West End and Christian Streets.

Ordinance #3047 provides for the waiver of street improvements, drainage relating thereto, curbs, gutters and sidewalks to be first heard by the Planning Commission and a recommendation made to the City Council, with any waivers to be granted by the City Council only.

The proposed Resolution provides for four options to consider, either Option 1 to grant waiver, Option 2 to deny waiver, Option 3 to approve payment in lieu of improvements or Option 4 to deny waiver and allow Bill of Assurance.

Alderman Evans moved the Resolution be adopted with Option 1. Alderman Reed made the second.

RESOLUTION NO. ____

A RESOLUTION APPROVING A WAIVER OF STREET IMPROVEMENTS, DRAINAGE, CURBS, GUTTERS AND SIDEWALKS AS SET FORTH IN ORDINANCE NO. 3725 TO ELMDALE ELEMENTARY MEDIA AND HEALTH CENTERS IN CONNECTION WITH L14-23 A LARGE SCALE DEVELOPMENT

WHEREAS, Ordinance #3047 provides for the waiver of street improvements, drainage relating thereto, curbs, gutters and sidewalks to be first heard by the Planning Commission and a recommendation made to the City Council, with any waivers to be granted by the City Council only; and

WHEREAS, the Planning Commission reviewed a request for waiver of street improvements to West End and Christian Streets including drainage improvements related thereto, curbs, gutters, sidewalks and street lights in connection with L14-23, a Large Scale Development for Elmdale Elementary Media and Health Center. and the Planning Commission recommends approval of the waiver request.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SPRINGDALE, that the City Council hereby:

Option 1: Grants a waiver of street improvements to West End and Christian Streets including drainage improvements related thereto, curbs, gutters, sidewalks and street lights in connection with L14-23, a Large Scale Development for Elmdale Elementary Media and Health Centers.

PASSED AND APPROVED THIS ____ DAY OF September, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:

Ernest Cate, City Attorney

The vote:

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

No: None

The Resolution was numbered 136-14.

RESOLUTION NO. 137-14 – AUTHORIZING THE EXECUTION OF THE PURCHASE AGREEMENT FOR TWO FIRE PUMPERS

Fire Chief Mike Irwin presented a Resolution authorizing the execution of the purchase agreement with Pierce Manufacturing Inc. for two fire pumper trucks.

RESOLUTION NO. ____

A RESOLUTION AUTHORIZING THE EXECUTION OF A PURCHASE AGREEMENT FOR TWO FIRE PUMPERS

WHEREAS, the City Council has appropriated funds to purchase two pumper engines; and

WHEREAS, the Fire Chief has reviewed the specifications and the purchase agreement; and

SPRINGDALE CITY COUNCIL
SEPTEMBER 23, 2014

WHEREAS, Pierce Manufacturing, Inc. requires the execution of a purchase agreement when the order is placed;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that the Mayor is hereby authorized to execute a purchase agreement with Pierce Manufacturing, Inc. for two pumper engines for a total of \$747,860.

PASSED AND APPROVED this ____ day of September, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:

Ernest Cate, City Attorney

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

The vote:

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

No: None

The Resolution was numbered 137-14.

ORDINANCE NO. 4833 – AMENDING SECTION 91-67 OF THE CODE OF ORDINANCES OF THE CITY OF SPRINGDALE, ARKANSAS; DECLARING AN EMERGENCY AND FOR OTHER PURPOSES (PERTAINING TO THE ENCLOSURE OF SWIMMING POOLS ON PRIVATE PROPERTY)

Alderman Watson presented an Ordinance amending Section 91-67 of the Code of Ordinances of the City of Springdale, Arkansas, pertaining to regulations on the enclosure of swimming pools on private property located in the City of Springdale, Arkansas. The change states that gates and doors in such barriers shall be self-closing, self-latching, or be locked.

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

The vote:

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

No: None

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

The vote:

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

No: None

The Ordinance was numbered 4833.

ORDINANCE NO. 4834 – CALLING FOR THE SIMULTANEOUS DETACHMENT AND ANNEXATION OF LAND CURRENTLY LOCATED IN BETHEL HEIGHTS, BENTON COUNTY, ARKANSAS, PURSUANT TO ARKANSAS CODE ANN. §14-40-2101

City Attorney Ernest Cate presented an Ordinance calling for the simultaneous detachment and annexation of land currently located in Bethel Heights, Benton County, Arkansas, pursuant to Arkansas Code Ann. §14-40-2101. Gregory Kendrick and Shelly Kendrick are the owners of the property located at 1176 West Stultz Road, Bethel Heights.

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

The vote:

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

No: None

The Ordinance was numbered 4834.

ORDINANCE NO. 4835 – CALLING FOR THE SIMULTANEOUS DETACHMENT AND ANNEXATION OF LAND CURRENTLY LOCATED IN TONTITOWN, WASHINGTON COUNTY, ARKANSAS, PURSUANT TO ARKANSAS CODE ANN. §14-40-2101

City Attorney Ernest Cate presented an Ordinance calling for the simultaneous detachment and annexation of land currently located in Tontitown, Washington County, Arkansas, pursuant to Arkansas Code Ann. §14-40-2101. First Security Bank is the owner of the 15.64 acres located at 1395 Henri De Tonti Boulevard, Tontitown.

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

The vote:

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

No: None

The Ordinance was numbered 4835.

ORDINANCE NO. 4836 – AUTHORIZING THE CITY OF SPRINGDALE PUBLIC WORKS DEPARTMENT TO PURCHASE METAL TRUSS BUILDING WITH FABRIC COVER INCLUDING FIELD INSTALLATION FOR THE STORAGE OF ROAD SALT AND GRIT; TO WAIVE COMPETITIVE BIDDING AND DECLARING AN EMERGENCY

Alderman Evans presented an Ordinance authorizing the City of Springdale Public Works Department to purchase a metal truss building with fabric cover including field installation for the storage of road salt and grit; to waive competitive bidding and declaring an emergency. The purchase is not to exceed \$79,960.90 plus tax.

The Public Works Department for the City of Springdale has developed a winter precipitation pretreatment program that requires adequate dry storage of bulk road salt and grit for timely implementation of the program in order to maximize effectiveness. USI Consulting Engineers designed the bulk road salt and grit storage building in consultation with ClearSpan Fabric Structures Company of South Windsor, CT, a major supplier of materials and erection services for bulk road salt storage buildings. ClearSpan Fabric Structures Company, who have been manufacturing and erecting structures of this type since 1979, warrants the fabric covering for 10-years and the main steel frame for 50-years and are currently engaged in consulting services with the consulting engineer, USI on this City project.

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

The vote:

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

No: None

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

The vote:

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

No: None

The Ordinance was numbered 4836.

RESOLUTION NO. 138-14 – AUTHORIZING EXECUTION OF A CONTRACT FOR ENGINEERING SERVICES FOR DESIGN OF STRUCTURAL REPAIRS TO A COLLAPSED DRAINAGE SYSTEM UNDER WILKINSON LANE

Alderman Evans presented a Resolution authorizing execution of a contract with USI Engineering for engineering services for design of structural repairs to a collapsed drainage system under Wilkinson Lane in the amount of \$10,000.

RESOLUTION NO. ____

A RESOLUTION AUTHORIZING EXECUTION OF A CONTRACT FOR ENGINEERING SERVICES FOR DESIGN OF STRUCTURAL REPAIRS TO A COLLAPSED DRAINAGE SYSTEM UNDER WILKINSON LANE

WHEREAS, an inspection of the storm water drainage system beginning at the outfall of Murphy Pond and ending at a storm drain junction box under Wilkinson Lane was performed by the Springdale Fire Department as a confined space entry exercise on June 11, 2014, and

WHEREAS, during said inspection a partially collapsed wall of the storm drain system located under Wilkinson Lane was identified and documented by the confined space entry team, and

WHEREAS, a subsequent inspection of the collapsed portion of the storm drain system at Wilkinson Lane by the City of Springdale Engineering Department and USI

Consulting Engineers, Inc., determined that the magnitude and extent of the structural collapse should be studied in detail along with a structural design for repairs, and

WHEREAS, USI Consulting Engineers, Inc., has submitted a contract for engineering consulting services in the amount of \$10,000, a copy of which is attached to this resolution, and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that the Mayor and City Clerk/Treasurer are hereby authorized to execute a contract with USI Consulting Engineers, Inc., for design services for inspection, evaluation and design of the required structural repairs to the storm drain located under a portion of Wilkinson Lane in the amount of \$10,000.

PASSED AND APPROVED this ____ day of September, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:

Ernest Cate, City Attorney

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

The vote:

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

No: None

The Resolution was numbered 138-14.

ORDINANCE NO. 4837 – WAIVING COMPETITIVE BIDDING FOR REPLACEMENT OF THE LIBRARY BOILER

Alderman Evans presented an Ordinance waiving competitive bidding for replacement of the Library boiler and accepting a proposal from Multicraft/Airworks, due to the fact that they are currently the maintenance provider for the library. The amount of \$62,700 will be paid out of the Capital Improvement Project Fund.

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

The vote:

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

No: None

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

The vote:

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

No: None

The Ordinance was numbered 4837.

RESOLUTION NO. 139-14 – AUTHORIZING THE CITY OF SPRINGDALE TO PURCHASE AND ENTER INTO A LEASE WITH THE CURRENT TENANT FOR PROPERTY LOCATED AT 5573 ELM SPRINGS ROAD (TRACT 59) ASSOCIATED WITH THE 2012 STREET BOND PROGRAM, PROJECT NO. 12BPS7 AND 12BPS8 – 56TH STREET EXTENSION

Alderman Evans presented a Resolution authorizing the City of Springdale to purchase and enter into a lease with the current tenant for property located at 5573 Elm Springs Road (Tract 59) associated with the 2012 Street Bond Program, Projects No. 12BPS7 and 12BPS8 – 56th Street Extension.

RESOLUTION NO. ____

A RESOLUTION AUTHORIZING THE CITY OF SPRINGDALE TO PURCHASE AND ENTER INTO A LEASE WITH THE CURRENT TENANT FOR PROPERTY LOCATED AT 5573 ELM SPRINGS ROAD (TRACT 59) ASSOCIATED WITH THE 2012 STREET BOND PROGRAM, PROJECT NO. 12BPS7&8 - 56th STREET EXTENSION

WHEREAS, the City of Springdale is planning street improvements to extend 56th Street from Har-Ber Avenue north to Elm Springs Road (Project #12BPS8), and to widen Elm Springs Road east from 56th Street to Oak Grove Road (Project #12BPS7);

WHEREAS, the future intersection of 56th Street and Elm Springs Road is proposed to be constructed with a multilane roundabout requiring the acquisition and subsequent demolition of the subject property located at the southwest corner of this intersection;

WHEREAS, the Springdale Street Bond Committee instructed staff to proceed with issuing offer letters for the purchase of properties requiring relocation associated with these projects following the August 18th meeting;

WHEREAS, the Springdale Street Bond Committee intentions were to provide the owners with the opportunity to sell their property at the appraised value if desired, or otherwise table the acquisition process until such a time that project funding becomes available;

WHEREAS, the owner of subject property has agreed to sell the full property including remnant at the appraised value (\$209,400.00) referenced in the City's offer letter dated August 19, 2014;

WHEREAS, the subject property has an existing tenant who is in the process of constructing a new house which is expected to be completed around March of 2015, and therefore would require a lease agreement with the City for continued use of the property upon sale;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that the Mayor is hereby authorized to execute all documents necessary for the acquisition of property owned by Don G. and

SPRINGDALE CITY COUNCIL
SEPTEMBER 23, 2014

Paulita G. Vlastuin, located at 5573 Elm Springs Road (Tract 59 – Parcel #815-29801-125) for a total purchase price of \$209,400.00, plus associated closing costs.

PASSED AND APPROVED this ____ day of September, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED:

Ernest B. Cate, City Attorney

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

The vote:

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

No: None

The Resolution was numbered 139-14.

ORDINANCE NO. 4838 – 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 (620 GENEVA STREET, 303 PARK STREET, 306 N. WEST END STREET, 106 ROGERS CIRCLE)

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 at 620 Geneva Street, 303 Park Street, 306 N. West End Street and 106 Rogers Circle 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: Jaycox, Bruns, Watson, Overton, Ford, Lawson, Evans, Reed

No: None

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

The vote:

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

No: None

The Ordinance was numbered 4838.

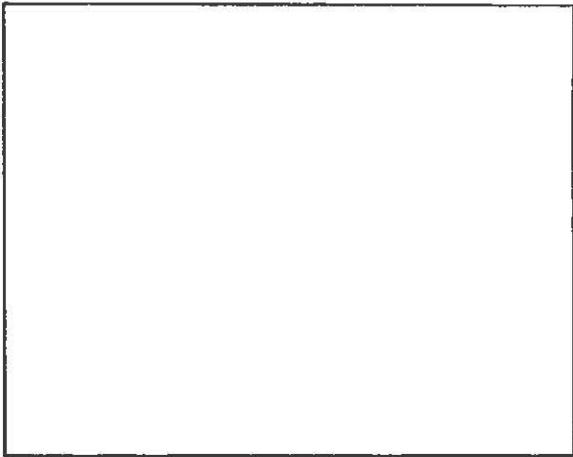
ADJOURNMENT

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

After a voice vote of all ayes and no nays, the meeting adjourned at 6:38 p.m.

Doug Sprouse, Mayor

Denise Pearce, City Clerk/Treasurer



ORDINANCE NO. _____

AN ORDINANCE ACCEPTING THE RE-PLAT OF LOTS 13 AND 14 OF JACOB'S COURT 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, County, Arkansas, being more particularly described as follows, to-wit:

Legal Description

LOT 13

A part of the SE1/4 of the SW1/4 of Section 24, Township 18 North, Range 30 West, and being parts of Lots 13 and 14 of the Final Plat of Jacob's Court Subdivision as filed in Book 2007, at Page 104, Benton County, Arkansas, being more particularly described as follows: Beginning at the Northwest Corner of said Lot 13; thence N67°56'29"E 121.04 feet; thence with a curve turning to the left with an arc length of 34.29 feet, a radius of 60.00 feet, a chord bearing of S38°25'55"E, and a chord length of 33.82 feet; thence S35°11'43"W 66.33 feet; thence S10°25'38"W 149.37 feet; thence N87°50'59"W 74.66 feet to the Southwest Corner of said lot 13; thence N02°07'39"E 179.47 feet to the Point of Beginning. Containing 0.44 acres, 19,308 square feet, more or less.

LOT 14

A part of the SE1/4 of the SW1/4 of Section 24, Township 18 North, Range 30 West, and being parts of Lots 13 and 14 of the Final Plat of Jacob's Court Subdivision as filed in Book 2007, at Page 104, Benton County, Arkansas, being more particularly described as follows: Beginning at the Southeast Corner of said Lot 14; thence N87°50'59"W 90.42 feet; thence N10°25'38"E 149.37 feet; thence N35°11'43"E 66.33 feet; thence with a curve turning to the left with an arc length of 34.61 feet, a radius of 60.00 feet, a chord bearing of S71°19'46"E, and a chord length of 34.13 feet to the Northeast Corner of said Lot 14; thence S02°08'32"W 193.71 feet to the Point of Beginning. Containing 0.33 acres, 14,385 square feet, more or less.

AND WHEREAS, said Planning Commission after conducting a public hearing, has approved the re-plat as presented by petitioner, and has approved the dedication of streets, rights-of-way and utility easements as shown upon said re-plat and join with the said petitioner in petitioning the City Council to accept the said REPLAT OF Lot 13 and Lot 14 of Jacob's Court Subdivision to the City of Springdale, Arkansas.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SPRINGDALE, ARKANSAS, that the RE-PLAT OF Lot 13 and Lot 14 of Jacob's Court Subdivision, TO THE City of Springdale, Arkansas, as shown on the re-plat 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, Benton 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 _____, 2013.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, CITY CLERK

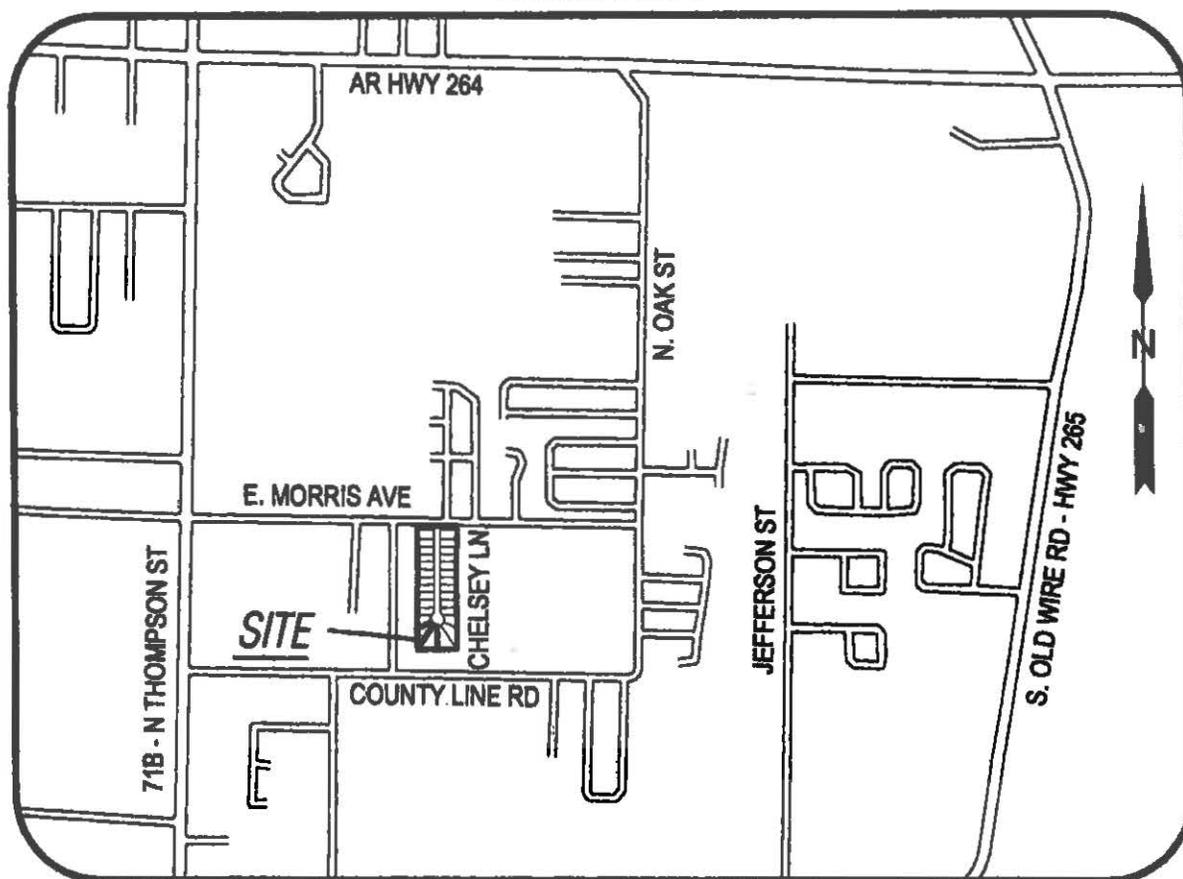
APPROVED AS TO FORM:



Ernest Cate, CITY ATTORNEY

VICINITY MAP FOR
RP14-08
REPLAT OF LOTS 13 & 14
JACOB'S COURT

VICINITY MAP



SPRINGDALE, AR

RESOLUTION NO. _____

**A RESOLUTION RECOGNIZING THE "ArkanSalsa Fest"
EVENT AS A CITY APPROVED SPECIAL EVENT.**

WHEREAS, the annual "ArkanSalsa Fest" event brings thousands of visitors to Springdale, Arkansas, thereby generating tourism dollars for Springdale, Arkansas;

WHEREAS, the 2014 "ArkanSalsa Fest" event will take place on Saturday, October 18, 2014, at the Jones Center Community Park;

WHEREAS, the 2014 ArkanSalsa Fest will help further the mission of OneCommunity by raising money for scholarships for students in Northwest Arkansas;

WHEREAS, the City of Springdale wishes to declare the 2014 ArkanSalsa Fest event a "special event" pursuant to Article 6, Section 3.5(9)(f) of the Zoning Ordinance of the City of Springdale, Arkansas, thereby allowing the operators of this event to have vendors and exhibitors at the Jones Center Community Park during this special event.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that the 2014 "ArkanSalsa Fest" event, which will take place on Saturday, October 18, 2014, is hereby recognized as a "special event" pursuant to Article 6, Section 3.5(9)(f) of the Zoning Ordinance of the City of Springdale, Arkansas, thereby allowing the operators of this event to have vendors and exhibitors at the Jones Center Community Park during this special event.

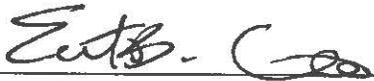
PASSED AND APPROVED this _____ day of _____, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, CITY CLERK

APPROVED AS TO FORM:



Ernest B. Cate, CITY ATTORNEY

ORDINANCE NO. _____

AN ORDINANCE CALLING FOR THE SIMULTANEOUS DETACHMENT AND ANNEXATION OF LAND CURRENTLY LOCATED IN BETHEL HEIGHTS, BENTON COUNTY, ARKANSAS, PURSUANT TO ARK. CODE ANN. §14-40-2101.

WHEREAS, Ark. Code Ann. §14-40-2101 provides a procedure by which property may be simultaneously detached from one municipality and annexed into an adjoining municipality; and

WHEREAS, the City of Springdale, Arkansas, desires to detach and annex the following described property ("the Property") currently located in the City of Bethel Heights, Benton County, Arkansas:

Tract 1: Benton County Parcel No. 20-00016-000, containing 69.68 acres more or less;

Tract 2: Benton County Parcel No. 20-00017-000, containing 16.49 acres more or less; and

Tract 3: 1161 Kendrick Avenue, Benton County Parcel No. 20-00017-001, containing one (1) acre more or less, and including any improvements located thereon;

WHEREAS, a map showing the location of the Property is attached hereto as Exhibit "A"; and

WHEREAS, the City of Springdale proposes this action at the request of the owner of the Property, and the City of Springdale stands ready to provide all municipal services to the Property; and

WHEREAS, the City of Springdale, Arkansas, wishes to comply with the provisions of Ark. Code Ann. §14-40-2101;

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

Section 1: That the Property described herein and in the attached Exhibit "A" be simultaneously de-annexed from the City of Bethel Heights, Arkansas, and annexed into the City of Springdale, Arkansas, pursuant to Ark. Code Ann. §14-40-2101;

Section 2: That the City Clerk is hereby directed to send a copy of this ordinance to the governing body of the City of Bethel Heights, Arkansas, pursuant to Ark. Code Ann. §14-40-2101(a);

Section 3: Pursuant to Ark. Code Ann. §14-40-2101(b)(2), the City of Bethel Heights, Arkansas, shall conduct a public hearing within sixty (60) days of the date of passage of this ordinance;

Section 4: Pursuant to Ark. Code Ann. §14-40-2101(b)(3), the City Clerk of the City of Springdale, Arkansas, is directed to publish a legal notice of the public hearing at least fifteen (15) days prior to the public hearing, and such notice shall set out the legal description of the property proposed to be detached and annexed;

Section 5: If the City Council for the City of Bethel Heights, Arkansas, approves the proposed detachment and annexation ordinance, the City of Springdale shall proceed to render services to the newly annexed area, pursuant to Ark. Code Ann. §14-40-2101(c)(2);

Section 6: If the City Council for the City of Bethel Heights, Arkansas, approves the proposed detachment and annexation ordinance, and if no suit is brought within thirty (30) days to review the mutual actions of the City of Springdale and the City of Bethel Heights, then the detachment and annexation of the land shall be final, pursuant to Ark. Code Ann. §14-40-2101(d), and the City Clerk of the City of Springdale, Arkansas, shall at that time certify a copy of the plat of the annexed property and a copy of the ordinances passed to the County Clerk of Benton County, Arkansas, pursuant to Ark. Code Ann. §14-40-2101(e)(2), who shall forward a copy of each document to the Secretary of State for the State of Arkansas, who shall file and preserve them.

PASSED AND APPROVED this ____ day of _____ 2014.

Doug Sprouse, Mayor

ATTEST:

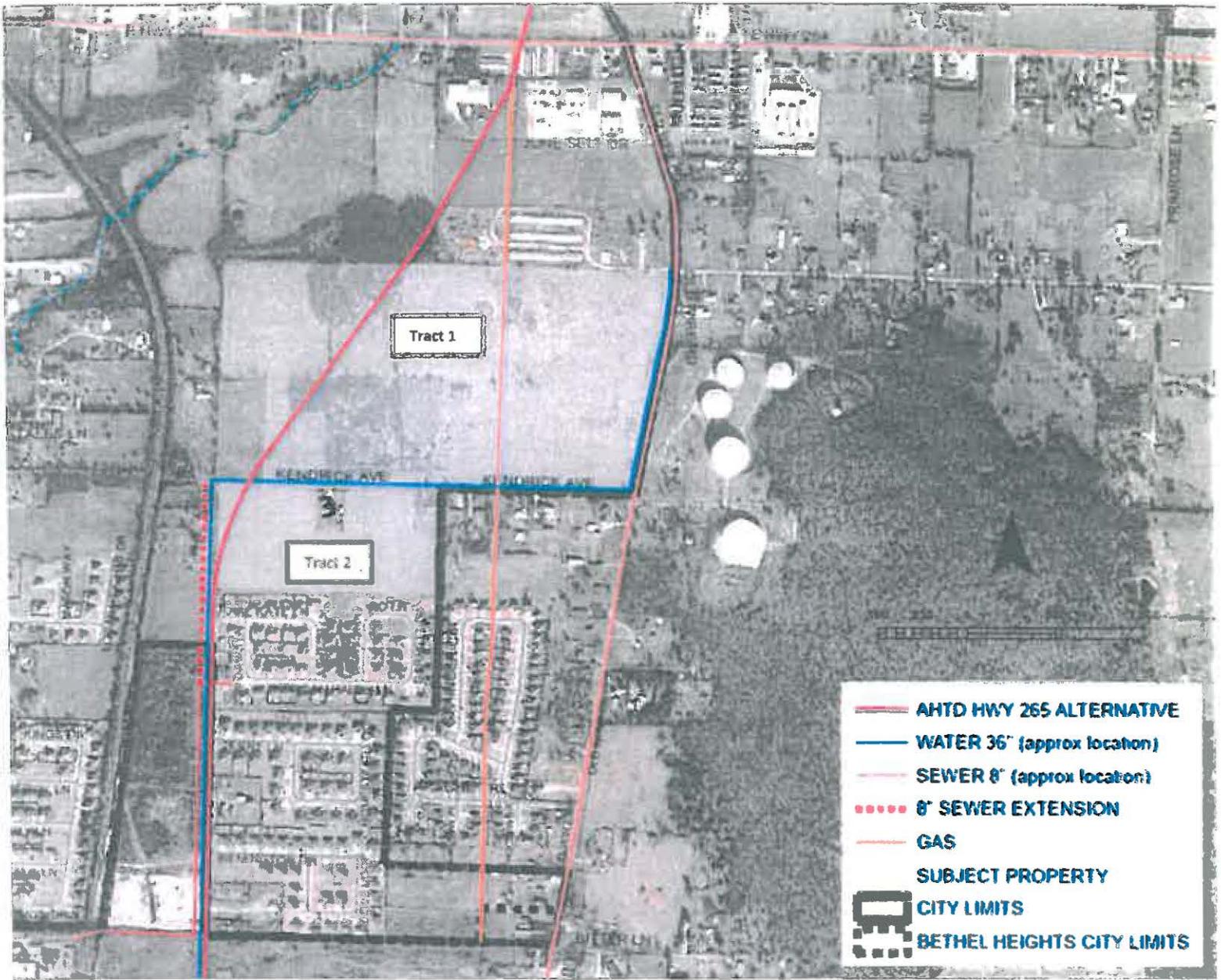
Denise Pearce, City Clerk

APPROVED AS TO FORM:



Ernest Cate, City Attorney

Kendrick Trust Property, Bethel Heights



RESOLUTION No. _____

A RESOLUTION AUTHORIZING THE ACCEPTANCE OF A GRANT FOR PHASE 1B OF THE WALTER TURNBOW PARK ON THE RAZORBACK GREENWAY PROJECT AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A CONTRACT FOR PROJECT DESIGN

WHEREAS, by Resolution No. 104-13 the Springdale Downtown Revitalization Master Plan ("the Plan") was adopted by the City Council as a tool for the revitalization of downtown Springdale, and

WHEREAS, the Downtown Springdale Alliance has received a grant from the CARE Foundation in the amount of \$493,000 for construction of the Phase 1A of the Walter Turnbow Park and that grant is being made available to reimburse the City for construction costs, and

WHEREAS, the Walton Family Foundation has proved a two-year grant in an amount not to exceed \$2,000,000 for Phase 1B of the Walter Turnbow Park on the Razorback Greenway, and

WHEREAS, Alta Planning + Design was selected by the Downtown Springdale Alliance and is under contract as the consulting design/engineers for the enter project and in order to undertake this phase the City will need to become the contracting agent for similar services for this phase of the project.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that the Mayor is hereby authorized as follows:

1. To accept and express the thanks of the citizens of Springdale to the Walton Family Foundation for the grant of \$2,000,000 for Phase 1B of the Walter Turnbow Park on the Razorback Greenway.
2. To enter into a contract with Alta +Design in an amount not to exceed \$159,100 for the activities as outlined in the attached Scope of Services for Phase 1B of Walter Turnbow Park on the Razorback Greenway in an amount not to exceed \$159,100.

PASSED AND APPROVED this 14th day of October, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:



Ernest B. Cate, City Attorney

Scope of Services

The following scope of work is for design of Phase 1B of the Shiloh Square Springdale Downtown Revitalization Improvements. This scope includes the following items:

Assumptions:

- Phase 1A will be built before construction begins on Phase 1B.

Physical Improvements Summary:

- Remove the cover on Spring Creek and grade the west side of the creek to create a slope down to the creek.
- Add a Sally Port or garage to the existing CID building to accommodate the uses of the Springdale Police while separating them from the public space.
- Add parking on the NE corner of the site for the users of the CID building.
- Add lighting, landscaping, and furnishings to the site.
- Excludes modifications to the Shiloh Square Roof
- Excludes CLOMR/LOMR FEMA permitting and modeling process

TASK 1 - Preliminary Design

- a) **Kick-off with City and Alliance** – Alta Planning + Design will lead the consultant team on a project kick-off with the City and the Alliance to review the scope of work, work products and project schedule.
- b) **Review Concept Plan** – The team will review the current concept plan with the city and alliance to verify the plan is the design that the consultant team shall move forward with.
- c) **Meet with Permitting Agencies** – The team will meet with the appropriate permitting agencies so share the concept plan and learn what will be required to receive permits for construction of the project.
- d) **Hydrological Investigation** – Wright Water Engineers and USI will lead further investigation and monitoring into the stretch of Spring Creek that is anticipated to require surface grading. This investigation may include testing for water loss and infiltration.
- e) **Geotechnical Investigation/Survey** – McClelland Engineers will provide further geotechnical investigation into the walls, soil and foundations under the CID building and identify any further shoring or stabilization that may be required for this project.
- f) **Conceptual Architectural Plan** – WD&D will provide concept plans for the addition to the CID building. These will include plans and rendered elevations.
- g) **Illustrative Schematic Plans and Tech Memo** – This memo will outline the information learned from further geotechnical investigation and hydrological investigation. An illustrative

schematic plan will be developed showing the most current design in plan and section and the most current cost estimate for construction.

- h) **Review with City and Alliance** – The team will meet with the City and Alliance to review and approve the plans before moving forward into the 60% CD work.

TASK 2 - 60% Drawings

- a) **Title Sheet** – The title sheet will be prepared using the standard City border and title sheet format. It shall contain the project title, client contact information, a project location map, sheet index, notes, and abbreviations.
- b) **Utility Relocation Plan** – This plan will show the location of existing utilities and their proposed new locations.
- c) **Demolition Plan** – Will show the items to be removed (or relocated in some cases). This will include the cover on Spring Creek.
- d) **Traffic Control Plan** – Automobile, bicycle and pedestrian traffic will need to be temporarily rerouted around or through the site. The plan will show temporary detours for Emma Avenue and Johnson Avenue and Spring Street as necessary. The Razorback Greenway may require a temporary detour during construction.
- e) **Site Layout Plan** – This plan will show the locations of the significant items in a plan view. This plan will show enough detail for layout purposes and include dimensions to corners, edges, centerlines and station points of the of the trail in the plan.
- f) **Grading and Drainage Plans** – This will provide the finished grade and drainage solutions for the project area.
- g) **Planting and Irrigation Plan** – These plans will include the planting locations, plant species, quantity and size to be planted. Irrigation will meet the standards of the City of Springdale. The plans will include locations of points of connection, meters, backflow devices, controllers, valves, pipe sizes, irrigation heads and water use calculations.
- h) **Lighting and Electrical Plans** – The project area will include lighting. The plan will specify lighting to match the fixtures used in Phase 1A
- i) **Furnishing and Amenities Plan** – The new facilities will include amenities such as benches, trash receptacles, bike racks etc. This plan will specify each of these items and show the installation locations including any specific installation requirements.
- j) **Signing and Striping** – The locations and type of regulatory signs will be identified on this plan. Striping for the new parking at the CID building will be shown as well.
- k) **Architectural Plans** – These will show the modifications to the CID building and the new sally port/Garage.
- l) **Construction Details** – Each plan will include the necessary construction details.
- m) **Specifications** – The construction specifications, specifically, the technical specifications, will be prepared in MS Word in accordance with City of Springdale standard specifications. 60% specifications will be an outline of the items to be included.
- n) **Cost Estimate** – The cost estimate will be based on the 60% design

- o) **60 % Submittal** – Two sets of 60% plans and refined cost estimates will be submitted to the City for review.
- p) **60% Review Meeting-** The team will meet with the City and/or Alliance to review the 60% plans changes will be notes and incorporated into the 95% drawing set.

TASK 3 - 95% Design

- a) **Final Plans & Specifications** – 60% plan comments shall be incorporated into the final plans and specifications. Two (2) Sets of final plans shall be submitted on 22" X 34" plan sheets, and in electronic PDF format on CD. A line item bid schedule shall be prepared for each bid item and include estimated materials quantity, unit cost, and total cost (to be filled in by each bidder). Two (2) 8.5" x 11" hard copies and one MS Word formatted bid schedule and specifications shall be provided electronically.
- b) **Permitting** - The consultant will provide materials for permitting. Permits may include: SWPPP, Grading, Building, Plumbing.
- c) **Opinion of Probable Construction Cost** – This will be prepared and submitted with the Final Plans.
- d) **100% Sealed Documents** – The consultant will provide 100% complete drawings with Landscape Architect and Engineer Seal.

TASK 4: Project Management

- a) **General Project Management** – Invoicing, client and team communication, up to 2 in person meetings with the client.
- b) **QA/QC** – Review of all interim and final products.
- c) **Project Schedule** – Keep the project on schedule and maintain and distribute a project schedule to the client and the team during the course of the project.

TASK 5: Bidding Services and Construction Admin Services (optional)

The Consultant team will provide a scope and fee for these services if desired by the City.

SPRINGDALE DOWNTOWN REDEVELOPMENT PHASE 1B	Alle Planning & Design	Wetland/Water Compliance	Permitting/Engineering	WCAD	CSI	Task Budget
TASK DESCRIPTION						
Task 1: Preliminary Design						\$22,100
1a: Project Kick-off with City and Alliance	1500			300	300	\$2,100
1b: Review of Concept Plan	500					\$500
1c: Meet with Permitting Agencies		1500			500	\$2,000
1d: Hydrological Investigation		10000				\$10,000
1e: Geotechnical Investigation/Survey			5000			\$5,000
1f: Conceptual Architectural Plan				4500		\$4,500
1g: Illustrative Schematic Plans and Tech Memo	2500					\$2,500
1h: Review meeting with City and Alliance	1500					\$1,500
Task 2: 60% Design						\$83,400
2a: Title Sheet					4000	\$4,000
2b: Utility Relocation Plan					4000	\$4,000
2c: Demolition Plan					5000	\$5,000
2d: Traffic Control Plan					4000	\$4,000
2e: Site Layout Plan	2500				3000	\$5,500
2f: Grading & Drainage Plans	1000				10000	\$11,000
2g: Planting & Irrigation Plan	4000				0	\$4,000
2h: Lighting and Electrical	500				5000	\$5,500
2i: Furnishing & Amenities Plan	3000				1000	\$4,000
2j: Signing & Striping	1000				1000	\$2,000
2k: Architectural Plan				4500	500	\$5,000
2l: Construction Details	3000				6000	\$9,000
2m: Specifications	1000			1000	3000	\$5,000
2n: Cost Estimate	500			200	3000	\$3,700
2o: 60% Submittal	2000			200	5000	\$7,200
2p: Meet with City and/or Alliance to review 60% plans	3000				1500	\$4,500
Task 3: 95% Design						\$33,800
3a: Final Plans & Specifications	5000			5000	8000	\$18,000
3b: Permitting				200	6000	\$6,200
3c: Opinion of Probable Construction Cost	1000			200	2000	\$3,200
3d: 100% Sealed drawings for Construction	2000			200	4000	\$6,200
Task 4: Project Management						\$14,800
4a: General Project Management (including 2 in person meetings)	4000				4000	\$8,000
4b: QA/QC	2500				2500	\$5,000
4c: Project Schedule	1000				0	\$1,000
Project Base Total	\$43,000	\$11,500	\$5,000	\$16,300	\$83,300	\$189,100

*CLOMR/LOMR Process with FEMA is excluded but will be necessary to complete the project

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A CONTRACT FOR THE CONSTRUCTION OF A RE-ROUTE OF THE RAZORBACK GREENWAY AT LAKE SPRINGDALE TO AN AREA RECENTLY ACQUIRED WITH THE PURCHASE OF RABBITS FOOT LODGE AND TO THE WILDLIFE OBSERVATION DECK; TO WAIVE COMPETITIVE BIDDING; AND TO DECLARE AN EMERGENCY AND FOR OTHER PURPOSES.

WHEREAS, the Razorback Greenway was designed to be combined with the trail around Lake Springdale of the south side of the lake; and

WHEREAS, conditions of the existing trail on the south side of the lake are in need of major repair and or relocation in order to bring that portion of the trail to the same quality and standard as the Greenway; and

WHEREAS, a relocation of the trail is needed to relieve any potential conflicts between pedestrians, bikers and fisherman at the lake and to allow for a direct access from the lake to the wildlife observation deck; and

WHEREAS, with the purchase of Rabbits Foot Lodge an opportunity exists to relocate the trail that was not available when the Razorback Greenway was originally planned as shown on Exhibit A attached and made a part of this ordinance; and

WHEREAS, and with the anticipated completion and opening of the Razorback Greenway by the end of 2014 it is necessary to waive competitive bidding; and

WHEREAS, Sweetser Construction, Inc. is under contract to construct that portion of the Razorback Greenway that is connected to Lake Springdale on the west and has available manpower and equipment to undertake this work in the time frame; and

WHEREAS, Sweetser Construction, Inc. has agreed to construct the relocated trail and extension as shown on Exhibit A using the costs as shown on the attached Exhibit B; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that the Mayor and City Clerk are hereby authorized to execute a negotiated contract with Sweetser Construction, Inc. for the construction of the relocated trail around Lake Springdale on the south and an extension to the wildlife observation deck as shown on Exhibit A under similar specifications, conditions as currently in place for Phase 3A of the Razorback Greenway in an amount not to exceed \$80,000.

IT IS FURTHER ORDAINED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that because of the exceptional situation described above, competitive bidding is not deemed feasible or practical and therefore competitive bidding is waived.

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 14th day of October 2014.

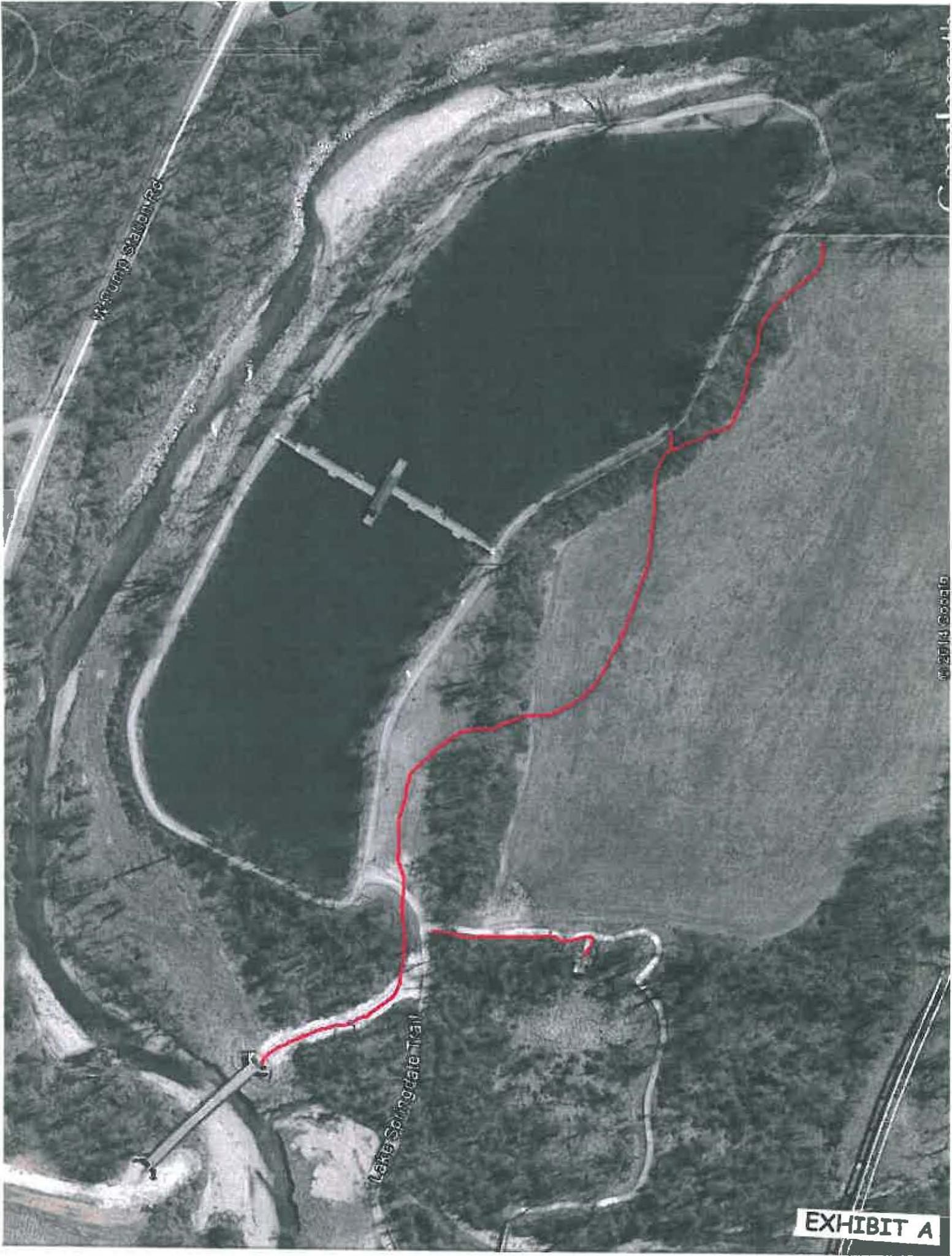
Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk
APPROVED AS TO FORM:



Ernest Cate, City Attorney





SWEETSER CONSTRUCTION, INC.
 GENERAL CONTRACTORS • LICENSED • INSURED

590 WEST POPLAR • FAYETTEVILLE, AR 72703
 TELEPHONE (479) 443-3026 • FAX (479) 448-0119



September 22, 2014

City of Springdale
 Planning Division
 Attn: Steve Hatfield

Re: Razorback Greenway Trail Addition

Steve,
 Please see the following prices for the additional trail you requested.

Trail to Observation Deck

Earthwork		LS	1,500.00
Concrete 4" (6'wide)	145 SY @ 32.00 SY		4,640.00
Class 7 Base 2" for level up	190 SY @ 2.50		<u>475.00</u>
	Total		6,615.00

Trail between Contract 3A and J.B. Hunt Trail

Earthwork includes tree removal, striping and backfilling with onsite materials

		LS	5,800.00
Concrete 6" (12' wide)	1,335 SY @ 36.00 SY		48,060.00
Class 7 Base 2" for level up	1,555 SY @ 2.50 SY		<u>3,887.50</u>
	Total		57,747.50

Topsoil, sod, testing, staking or permits that may be required are not included.
 If you have any questions please give me a call.

Thanks,
Charles W. Miller
 Charles W. Miller

EXHIBIT B

RESOLUTION NO. _____

A RESOLUTION REVISING THE BUDGET FOR SHILOH TRAIL (CP #1203; AHTD #040604) AND AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT FOR THIS PROJECT

WHEREAS, the City of Springdale has received a Federal-Aid Transportation Enhancement Grant for trail construction, and

WHEREAS, the grant was accepted by council resolution 77-11 and allows reimbursement up to \$270,000 at the percentages listed below, and

	Federal %	City %
Project Design:	0	100
Right-of-way/Utilities	0	100
Project Inspection	0	100
Project Construction	80	20

WHEREAS, a budget was adopted on June 26, 2012 by resolution number 67-12 in the amount of \$572,300; and

WHEREAS, bids were taken for the project on September 24, 2014, with the low bidder being J.L.A Enterprises, Inc. with a bid of \$569,584.50, and

WHEREAS, the low bid exceeded the construction estimate therefore it is necessary to revise the budget for this project; said budget to be as follows:

Design Engineering	\$ 55,370
Utility Relocation/Property Acquisition (Estimated)	\$ 1,000
Material Testing (Estimated)	\$ 5,000
Construction (Estimated)	\$ 569,584
Construction Contingency	<u>\$ 42,000</u>
Total Project Budget	\$ 672,954

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

1. The total project cost shall not exceed \$672,954 without Council approval. Any funding above and beyond the original budget (\$100,654) will be taken from state turn back funds set aside for trail and sidewalk construction.
2. That the Mayor and City Clerk are hereby authorized to execute a contract with JLA Enterprises Inc. in the amount of \$569,584.50 for construction of the Shiloh Trail upon award concurrence by the Arkansas Highway and Transportation Department.

PASSED AND APPROVED this 14th day of _____ 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:



Ernest B. Cate, City Attorney

October 3, 2014

Ms. Patsy Christie
City of Springdale
201 Spring Street
Springdale, AR 72764

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

Re: Recommendation of Award
Springdale Shiloh Trail
(AETP-11) (S) Job 040604 F.A.P. STPE-ENHN (470)
Springdale, Arkansas
USI Project No. 1209017.00

Dear Ms. Christie:

Bids were received Wednesday, September 24, 2014 for the above referenced project. Six (6) bids were received as follows:

Contractor	Total Bid
JLA Enterprises, Inc. dba JLA Construction	\$ 569,584.50
General Construction Solutions	\$ 584,944.30
N.E.C. Inc.	\$ 601,277.00
ARCO Excavation & Paving, Inc.	\$ 629,508.00
Crossland Heavy Contractors	\$ 647,786.00
Sweetser Construction	\$ 679,521.00

The low bid was submitted by JLA Enterprises, Inc. in the amount of \$569,584.50. 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 \$590,000.

We have reviewed the Statement of Bidders Qualifications submitted by JLA Enterprises, Inc., and based upon the information provided, we believe them to be qualified for this project. JLA Enterprises, Inc. is currently the general contractor for the Walter Turnbow Park – Phase 1A

Ms. Patsy Christie
Recommendation of Award
October 3, 2014
Page 2 of 2

project for the City. They have also worked as a sub-contractor on several projects in the Springdale area. One project was the Don Tyson Parkway Interchange where they provided seed & mulch, sod, and erosion control matting. They are also providing these same services on some of the Razorback Regional Greenway. Their statement of qualifications also lists several projects where they constructed concrete sidewalks, retaining walls and drainage improvements. The contractors we talked with had good things to say about their experiences with JLA Enterprises, Inc.

While we have no way of verifying the present financial condition of JLA Enterprises, Inc., the contract documents require the furnishing of 100 percent performance and payment bonds prior to authorization of the notice to proceed. Therefore, we recommend that the City award this contract to JLA Enterprises, Inc. in the amount bid of \$569,584.50

The contract requires substantial completion of the project within 120 days from the date of the issuance of the notice to proceed and final completion 30 days thereafter.

Sincerely,
USI CONSULTING ENGINEERS, INC.



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

TWC:kl
enclosures

TABULATION OF BIDS RECEIVED SEPTEMBER 24, 2014
SPRINGDALE SHILOH TRAIL
(ATEP-11) (S) JOB 040604 F.A.P. STPE-ENHN (470)
City of Springdale, Arkansas

USI Project No. 1209017

Plans and Specifications Dated: August 2014

Company:				JLA Enterprises, Inc.	General Construction Solutions	N.E.C. Inc.	ARCO Excavation & Paving, Inc				
Arkansas License No.:				0036800415	0214880416	0148780416	0165550914				
Address:				6088 W. Farm Road 164	1951 Electric Avenue	2425 S. 5th Place	10267 E. Highway 72				
City, State:				Brookline, MO 65619	Springdale, AR 72764	Rogers, AR 72768	Bentonville, AR 72712				
Item No.	Quantity	Unit	Description	Unit Price	Total Amount	Unit Price	Total Amount	Unit Price	Total Amount	Unit Price	Total Amount
1.	1	LS	Trench & Excavation Safety Systems	\$1,000.00	\$1,000.00	\$850.00	\$850.00	\$1.50	\$1.50		\$0.00
2.	1	LS	Clearing and Grubbing	\$48,000.00	\$48,000.00	\$21,000.00	\$21,000.00	\$16,922.00	\$16,922.00		\$0.00
3.	1,000	CY	Undercut and Backfill	\$20.00	\$20,000.00	\$28.85	\$28,850.00	\$18.50	\$18,500.00		\$0.00
4.	1,800	CY	Unclassified Excavation (Plan Quantity)	\$8.00	\$12,800.00	\$13.91	\$22,258.00	\$32.50	\$52,000.00		\$0.00
5.	1,000	CY	Embankment (Plan Quantity)	\$8.00	\$8,000.00	\$18.50	\$18,500.00	\$12.00	\$12,000.00		\$0.00
6.	4,750	SY	Subgrade Preparation (Plan Quantity)	\$5.00	\$23,750.00	\$2.53	\$12,017.50	\$4.00	\$19,000.00		\$0.00
7.	7,000	SY	*4-Inch Topsoil Placement (Other Areas)	\$4.60	\$32,200.00	\$3.98	\$27,860.00	\$4.50	\$31,500.00		\$0.00
8.	40	LF	18-Inch Diameter CMP Outside Roadway	\$40.00	\$1,600.00	\$164.40	\$6,576.00	\$38.50	\$1,540.00		\$0.00
9.	20	SY	Flow Transition Matting	\$120.00	\$2,400.00	\$136.44	\$2,728.80	\$280.00	\$5,600.00		\$0.00
10.	9	SY	Rip Rap	\$75.00	\$675.00	\$183.83	\$1,654.47	\$118.50	\$1,048.50		\$0.00
11.	5,200	SY	4-Inch Depth Aggregate Base Course	\$4.70	\$24,440.00	\$7.85	\$40,820.00	\$8.00	\$41,600.00		\$0.00
12.	4,870	SY	4-Inch Depth Concrete Sidewalk	\$32.85	\$159,979.50	\$30.42	\$148,145.40	\$22.50	\$109,575.00	\$33.00	\$160,710.00
13.	56	SY	Aggregate Base Course Driveway	\$20.00	\$1,120.00	\$13.43	\$752.08	\$27.50	\$1,540.00	\$15.00	\$840.00
14.	3	ACRE	*Seeding	\$3,280.00	\$9,840.00	\$4,370.00	\$13,110.00	\$2,983.00	\$8,949.00	\$3,700.00	\$11,100.00
15.	1,600	LF	4-Inch Striping (Thermoplastic)	\$2.50	\$4,000.00	\$2.46	\$3,936.00	\$6.00	\$9,600.00	\$3.50	\$5,600.00
16.	300	LF	Crosswalks (Thermoplastic)	\$30.00	\$9,000.00	\$28.75	\$8,625.00	\$49.00	\$14,700.00	\$23.00	\$6,900.00
17.	190	SF	Permanent Regulatory Signs	\$50.00	\$9,500.00	\$51.75	\$9,832.50	\$61.50	\$11,685.00	\$57.00	\$10,830.00
18.	1	LS	Erosion Control	\$15,000.00	\$15,000.00	\$15,756.13	\$15,756.13	\$7,409.00	\$7,409.00	\$35,000.00	\$35,000.00
19.	1	LS	Traffic Control	\$3,500.00	\$3,500.00	\$6,336.38	\$6,336.38	\$19,333.00	\$19,333.00	\$7,500.00	\$7,500.00
20.	1	LS	Mobilization (Not to Exceed 5% of the Total Contract Amount Excluding Mobilization)	\$20,000.00	\$20,000.00	\$25,750.00	\$25,750.00	\$29,014.00	\$29,014.00	\$28,000.00	\$28,000.00
21.	1,200	LF	Wood Privacy Fence (3-Rail)	\$25.00	\$30,000.00	\$16.10	\$19,320.00	\$22.50	\$27,000.00	\$40.00	\$48,000.00
22.	1,600	LF	6' Chain Link Fence	\$18.00	\$28,800.00	\$17.25	\$27,600.00	\$17.00	\$27,200.00	\$32.00	\$51,200.00
23.	20	LF	6' Chain Link Gates	\$85.00	\$1,700.00	\$17.25	\$345.00	\$55.50	\$1,110.00	\$100.00	\$2,000.00
24.	96	SF	Cast-in-Place Tactile Panel	\$35.00	\$3,360.00	\$20.50	\$1,968.00	\$218.50	\$20,784.00	\$60.00	\$5,760.00
25.	50	SY	Handicap Ramp Concrete	\$60.00	\$3,000.00	\$19.08	\$954.00	\$33.00	\$1,650.00	\$120.00	\$6,000.00
26.	72	LF	Galvanized Steel Handrail	\$110.00	\$7,920.00	\$132.25	\$9,522.00	\$162.50	\$11,700.00	\$98.00	\$7,056.00
27.	40	CY	Reinforced Concrete, Class B (Including Reinforcement Steel)	\$700.00	\$28,000.00	\$755.08	\$30,202.40	\$736.50	\$29,460.00	\$225.00	\$9,000.00
28.	3	EA	Concrete Collar	\$1,000.00	\$3,000.00	\$1,585.70	\$4,697.10	\$1,184.00	\$3,492.00	\$2,000.00	\$6,000.00
29.	1	EA	Raised Pedestrian Crossing & Solar Crosswalk Warning System	\$50,000.00	\$50,000.00	\$72,000.00	\$72,000.00	\$60,424.00	\$60,424.00	\$79,000.00	\$79,000.00
30.	10	EA	*Tree Planting	\$350.00	\$3,500.00	\$258.75	\$2,587.50	\$331.50	\$3,315.00	\$750.00	\$7,500.00
31.	1	LS	Tree Protection	\$2,500.00	\$2,500.00	\$2,590.04	\$2,590.04	\$3,825.00	\$3,825.00	\$2,500.00	\$2,500.00
TOTAL BID					\$569,584.50		\$564,944.30		\$601,277.00		\$629,508.00

*To Be Used Only at the Direction of the Engineer

- Denotes correction to submitted bid calculation
- Denotes failure to include first page of submitted bid

TABULATION OF BIDS RECEIVED SEPTEMBER 24, 2014
SPRINGDALE SHILOH TRAIL
(ATEP-11) (S) JOB 040604 F.A.P. STPE-ENHN (470)
City of Springdale, Arkansas

USI Project No. 1209017

Plans and Specifications Dated: August 2014

Company:				Crossland Heavy Contractors		Sweetser Construction			
Arkansas License No.:				0067301114		0027470415			
Address:				833 S. East Avenue		590 West Poplar			
City, State:				Columbus, KS 66725		Fayetteville, AR 72703			
Item No.	Quantity	Unit	Description	Unit Price	Total Amount	Unit Price	Total Amount	Unit Price	Total Amount
1.	1	LS	Trench & Excavation Safety Systems	\$500.00	\$500.00	\$1,500.00	\$1,500.00	\$0.00	\$0.00
2.	1	LS	Clearing and Grubbing	\$40,000.00	\$40,000.00	\$1,500.00	\$1,500.00	\$0.00	\$0.00
3.	1,000	CY	Undercut and Backfill	\$24.00	\$24,000.00	\$18.00	\$18,000.00	\$0.00	\$0.00
4.	1,600	CY	Unclassified Excavation (Plan Quantity)	\$10.00	\$16,000.00	\$12.00	\$19,200.00	\$0.00	\$0.00
5.	1,000	CY	Embankment (Plan Quantity)	\$26.00	\$26,000.00	\$12.00	\$12,000.00	\$0.00	\$0.00
6.	4,750	SY	Subgrade Preparation (Plan Quantity)	\$1.50	\$7,125.00	\$3.00	\$14,250.00	\$0.00	\$0.00
7.	7,000	SY	*4-Inch Topsoil Placement (Other Areas)	\$6.50	\$45,500.00	\$4.00	\$28,000.00	\$0.00	\$0.00
8.	40	LF	18-Inch Diameter CMP Outside Roadway	\$95.00	\$3,800.00	\$80.00	\$3,200.00	\$0.00	\$0.00
9.	20	SY	Flow Transition Matting	\$244.00	\$4,880.00	\$220.00	\$4,400.00	\$0.00	\$0.00
10.	9	SY	Rip Rap	\$77.00	\$693.00	\$75.00	\$675.00	\$0.00	\$0.00
11.	5,200	SY	4-Inch Depth Aggregate Base Course	\$7.50	\$39,000.00	\$6.00	\$31,200.00	\$0.00	\$0.00
12.	4,870	SY	4-Inch Depth Concrete Sidewalk	\$40.00	\$194,800.00	\$38.00	\$185,080.00	\$0.00	\$0.00
13.	56	SY	Aggregate Base Course Driveway	\$30.00	\$1,680.00	\$6.00	\$336.00	\$0.00	\$0.00
14.	3	ACRE	*Seeding	\$2,500.00	\$7,500.00	\$2,500.00	\$7,500.00	\$0.00	\$0.00
15.	1,800	LF	4-Inch Striping (Thermoplastic)	\$2.80	\$4,480.00	\$5.50	\$8,800.00	\$0.00	\$0.00
16.	300	LF	Crosswalks (Thermoplastic)	\$33.00	\$9,900.00	\$45.00	\$13,500.00	\$0.00	\$0.00
17.	190	SF	Permanent Regulatory Signs	\$60.00	\$11,400.00	\$55.00	\$10,450.00	\$0.00	\$0.00
18.	1	LS	Erosion Control	\$4,000.00	\$4,000.00	\$30,000.00	\$30,000.00	\$0.00	\$0.00
19.	1	LS	Traffic Control	\$4,000.00	\$4,000.00	\$21,500.00	\$21,500.00	\$0.00	\$0.00
20.	1	LS	Mobilization (Not to Exceed 5% of the Total Contract Amount Excluding Mobilization)	\$20,000.00	\$20,000.00	\$25,000.00	\$25,000.00	\$0.00	\$0.00
21.	1,200	LF	Wood Privacy Fence (3-Rail)	\$19.00	\$22,800.00	\$38.00	\$43,200.00	\$0.00	\$0.00
22.	1,600	LF	6' Chain Link Fence	\$20.00	\$32,000.00	\$23.00	\$36,800.00	\$0.00	\$0.00
23.	20	LF	6' Chain Link Gates	\$20.00	\$400.00	\$65.00	\$1,300.00	\$0.00	\$0.00
24.	96	SF	Cast-in-Place Tactile Panel	\$33.00	\$3,168.00	\$25.00	\$2,400.00	\$0.00	\$0.00
25.	50	SY	Handicap Ramp Concrete	\$70.00	\$3,500.00	\$95.00	\$4,750.00	\$0.00	\$0.00
26.	72	LF	Galvanized Steel Handrail	\$155.00	\$11,160.00	\$150.00	\$10,800.00	\$0.00	\$0.00
27.	40	CY	Reinforced Concrete, Class B (Including Reinforcement Steel)	\$675.00	\$27,000.00	\$1,200.00	\$48,000.00	\$0.00	\$0.00
28.	3	EA	Concrete Collar	\$2,000.00	\$6,000.00	\$900.00	\$2,700.00	\$0.00	\$0.00
29.	1	EA	Raised Pedestrian Crossing & Solar Crosswalk Warning System	\$66,000.00	\$66,000.00	\$66,000.00	\$66,000.00	\$0.00	\$0.00
30.	10	EA	*Tree Planting	\$650.00	\$6,500.00	\$500.00	\$5,000.00	\$0.00	\$0.00
31.	1	LS	Tree Protection	\$4,000.00	\$4,000.00	\$500.00	\$500.00	\$0.00	\$0.00
TOTAL BID					\$847,786.00		\$679,521.00	\$0.00	\$0.00

*To Be Used Only at the Direction of the Engineer

- Denotes correction to submitted bid calculation
- Denotes failure to include first page of submitted bid

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

Certified Correct:


 Terry W. Carpenter, P.E. - Arkansas No. 7037
 10/02/14

RESOLUTION NO. 67-12

**A RESOLUTION ESTABLISHING THE BUDGET FOR
SHILOH TRAIL (CP1203; AHTD #040604) AND
AUTHORIZING CONSTRUCTION BIDDING FOR THIS
PROJECT**

WHEREAS, the City of Springdale has received a Federal-Aid Transportation Enhancement Grant for trail construction, and

WHEREAS, the grant was accepted by council resolution 71-11 and allows reimbursement up to \$270,000 at the percentages listed below, and

	Federal %	City %
Project Design:	0	100
Right-of-way/Utilities	80	20
Construction	80	20
Construction Inspection	0	100
Department Admin Cost	0	100

WHEREAS, preliminary estimates for the project have been developed, and

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

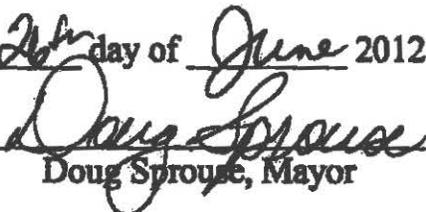
Design Engineering	\$ 55,370
Utility Relocation/Property Acquisition (Estimated)	\$ 50,000 - (000)
Material Testing (Estimated)	\$ 5,000
Construction (Estimated)	\$ 420,000
Construction Contingency (10%)	\$ 42,000
Total Project Budget	\$ 572,370

WHEREAS, the above numbers are derived from engineering estimates and may vary from the actual construction bids, and

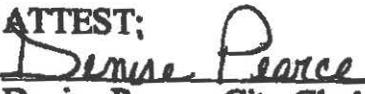
NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that:

- 1) The total project cost shall not exceed \$572,370 without Council approval.
- 2) Bidding for construction of Shiloh Trail will begin upon completion of design and land acquisition.

PASSED AND APPROVED this 26th day of June 2012.

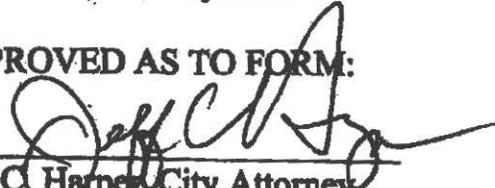


Doug Sprouse, Mayor

ATTEST:


Denise Pearce, City Clerk

APPROVED AS TO FORM:



Jeff C. Harper, City Attorney

RESOLUTION NO. _____

A RESOLUTION APPROVING THE NEGOTIATED LAND ACQUISITION SETTLEMENT ON TRACT 26 OF THE DON TYSON PARKWAY (40th STREET TO CARLEY ROAD) PROJECT – 12BPS3

WHEREAS, Staff has worked with the landowner to define the level of disturbance to be caused to the subject property (3367 West Don Tyson Parkway), and

WHEREAS, the owner provided quotes to reconnect or reconstruct site features which will be impacted by the roadway or utility construction, and

WHEREAS, the owner disagrees with the appraised value of several large trees which will be damaged or lost due to the proposed construction, and

WHEREAS, the City's desire on construction projects is to attempt to return the property and any existing site features back to as near original conditions as possible or compensate the owner for its value, and

WHEREAS, the owner has convened with the CIP Committee to provide his justification for increased compensation;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that the Mayor and City Clerk are hereby authorized to issue payment to Gary and Mary King in the amount of \$34,258.12 for compensation of all acquired easements, loss of site features, and damages to their property associated with the Don Tyson Parkway (40th to Carley) Street Widening Project.

PASSED AND APPROVED this _____ day of October, 2014

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:



Ernest B. Cate, City Attorney



Memo

To: CIP Committee

From: James Breakfield, P.E.

Date: October 6, 2014

**RE: 12BPS3: Don Tyson Parkway (40th to Carley)
Tract 26 – King Property**

I have worked with Gary King (owner) over the last year to address design issues on his property and impacts associated with our proposed construction. Anyone familiar with this property is aware that Mr. and Mrs. King have made a significant investment into the landscaping and stone terracing along the front of the house. The attached offer letter and appraisal identify a compensation amount of \$24,700 for easements, site improvements, and damages to this property. A breakdown of this amount is included along with cost quotes for re-establishing site features (irrigation system, masonry mailbox, and electric service). Staff believes that there is sufficient justification for approval of these costs for a revised total of \$30,058.12. Furthermore, Mr. King would like to address the Committee to seek additional compensation regarding damages associated with the loss of large established trees along the property frontage. He has performed research and consulted with a licensed arborist to provide the attached information to help justify his claims for increased compensation. The total compensation requested by Mr. King is \$36,358.12.

**12BPS3: Don Tyson Parkway
Tract 26 – Compensation Breakdown**

Appraisal Report:

Right-of-Way (2,593 SF @ \$2.25)	\$5,900.00
Temporary Construction Easement (2,362 SF)	\$500.00
Damages (setback violation-proximity to roadway)	\$12,300.00
Site Features:	\$6,000.00

Site Feature Description	Appraised Value
Gravel Driveway	\$250.00
Brick/Stone Walkway	\$400.00
Outside Light	\$300.00
2 Trees	\$2,000.00
Crepe Myrtle	\$500.00
Three Bushes	\$750.00
Landscaped Areas	\$1,000.00
Stone Mailbox	\$500.00
Part of the Sprinkler System	\$300.00

Construction Quotes:

Irrigation System Relocation (low quote)	\$1,800.84	(\$1,500.84)
Mailbox Reconstruction	\$750.00	(\$250.00)
Buried Electric Service (from relocated SWEPCO pole)	\$3,607.28	

Owner Request for Additional Compensation:

4 Trees (see attached documents)	\$8,300.00	(\$6,300.00)
----------------------------------	------------	--------------

Total Requested Compensation:

\$24,700.00	Initial Offer
<u>\$5,358.12</u>	Quotes
\$30,058.12	
<u>\$6,300.00</u>	Additional Tree Compensation
\$36,358.12	



July 28, 2014

Gary L. King and Mary M. King
3367 West Don Tyson Parkway
Springdale, AR 72762

Engineering Department
Alan Pugh, Director

Re: Don Tyson Parkway, 40th to Carley
City of Springdale Job No. 12BPS3
Tract 26

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

Dear Mr. & Mrs. King:

The City of Springdale has hired an appraisal firm to determine the value of easements to be acquired from your property to accommodate construction of the above referenced road improvement project. The appraisal includes value of a Permanent Easement and Temporary Construction Easement across your property. Based on the appraisal, compensation for the Permanent Easement \$5,900, Temporary Construction Easement \$500, Site Improvements \$6,000 and Damages \$12,300, for a total of \$24,700 which represents the City's offer of just compensation. This amount includes compensation for all trees, shrubs, and any improvements that are located within the easement areas, with exception of the stone walkway and landscaping within the TCE. For your information, I have enclosed a copy of the appraisal.

If you have any questions or comments regarding this matter, please contact our land acquisition consultant, Barney Lane, Universal Field Services, Inc., at 1-800-447-9191. Your consideration of our offer to acquire these easements is appreciated.

If you accept our offer, Mr. Lane will be available to assist you in executing the enclosed required documents. You will receive a check for the amount offered above (subject to the rights of any lien holders or mortgage holders) within four weeks of the City's receipt of the signed and notarized documents.

In order to meet our construction schedule, we would appreciate a response from you within three weeks. We understand that some owners may wish to have their own appraisal performed and that this may take additional time. If this is the case, please respond indicating that you would like additional time for an appraisal and how much additional time you may need. Thank you in advance for your cooperation on this project.

Sincerely,

Alan Pugh, P. E.
Director, Engineering Department

Enclosures: Appraisal, W-9 form
Permanent Easement w/TCE & Sketch

APPRAISAL REPORT

ON

**THE GARY L. AND MARY M. KING PROPERTY;
TRACT 26, 3367 WEST DON TYSON PARKWAY,
SPRINGDALE, ARKANSAS;
DON TYSON PARKWAY WIDENING
SOUTH 40th STREET TO CARLEY ROAD PROJECT**

FOR

**UNIVERSAL FIELD SERVICES, INC.
P.O. BOX 35666
TULSA, OK 74153**

BY

**REED & ASSOCIATES, INC.
3739 N. STEELE BLVD., SUITE 220
FAYETTEVILLE, ARKANSAS 72703**

FILE NO. 5269-26

AS OF

JULY 9, 2014

APPRAISAL REPORT

Job: 12BPS3 **Project:** Don Tyson Parkway **County:** Washington **Tract:** 26
Location: 3367 West Don Tyson Parkway, Springdale, AR
Client: Universal Field Services, Inc.
Fee Owner: Gary & Mary King
Mailing Address: 3367 W Don Tyson Parkway, Springdale, AR 72762-6764
Fee Owner: N/A
Telephones:

Area Of The Whole:	28,750± SF, or 0.66± AC	Utility Easement:	N/A
	*Less: 4,950± SF, or 0.11± AC		
	23,800± SF, or 0.55± AC		
	*Existing ROW		
Area Of Remainder:	21,207± SF, or 0.49± AC		
Area Of Acquisition:	2,593± SF, or 0.06± AC	Temporary Construction Easement:	2,362± SF (0.05± AC)

In compliance with your request and for the purpose of estimating the market value of the above captioned property, I hereby certify that I have examined the subject property and have made a survey of matters pertinent to the estimation of its value.

I further certify that I have no interest, present or contemplated, in the property appraised and that my fee was not contingent upon the value estimate reported.

This report has been prepared under the Appraisal Report option. Some of the supporting documentation is maintained in the appraisal file.

Based upon an analysis of relevant data and contingent upon the Assumptions and Limiting Conditions which follow and appear later in this report, it is my opinion the market value of the fee simple estate of the subject property, as of July 9, 2014, was:

ACQUISITION COMPENSATION:

	Before		
Land: 23,800± SF @ \$2.25 (Rounded)	\$	53,600	
Improvements: Dwelling & Site Improvements	\$	98,400	
Total:		\$	152,000
	After		
Land: 21,207± SF @ \$2.25 (Rounded)	\$	48,800	
Improvements:	\$	78,900	
Total:		\$	127,800
FAIR MARKET VALUE OF ACQUISITION:		\$	24,200
Plus: TCE - 2,362± SF @ \$2.25 @ 8% @ 1 Year (Rounded)		\$	500
Total Compensation as of: July 9, 2014		\$	24,700

ALLOCATION OF COMPENSATION

Land: 2,593± SF @ \$2.25 (Rounded)	\$	5,900
Utility Easement: N/A	\$	
Temporary Easements: 2,362± SF @ \$2.25 @ 8% @ 1 Year (Rounded)	\$	500
Improvements: Site Improvements	\$	6,000
Damages: Improvements (Rounded)	\$	12,300
Cost to Cure Items: Not Applicable	\$	
Total Compensation:	\$	24,700

Shannon Reed Mueller
 Shannon Reed Mueller, CG2302
 Reed & Associates, Inc.



Date of Report - July 18, 2014

The preceding values reflect terms equivalent to cash to the owners and represent that for real property only.

The following Extraordinary Assumptions are utilized in this report:

1. Subject land sizes, Whole Property and Remainder Property, are approximately as indicated;
2. The City of Springdale will relocate and reattach the chain-link fencing along the new south right of Don Tyson Parkway;
3. The Temporary Construction Easement (TCE) land sizes and locations are as indicated;
4. The City of Springdale, at their expense, will put the land area, brick/stone walkway, chain-link fencing, landscaping, and gravel drive located within the TCE back to as near original condition as possible;
5. Subject and adjacent properties are in compliance with all applicable EPA regulations;
6. The Remainder Property will have ingress/egress to/from Don Tyson Parkway.

If any, or all, of these Extraordinary Assumptions prove to be untrue, one or both of the preceding value estimates could be influenced.

Additional Assumptions and Limiting Conditions appear later in the report.

The estimated exposure time for the subject property is one year or less. This was determined by an analysis of market conditions and comparable sales.

The following Site Improvements are considered to have estimated contributory value as follows:

2 Trees* = \$2,000.00

3 Bushes* = \$750.00

1 Crepe Myrtle* = \$500.00

Stone Mailbox* = \$500.00

Approximately 34 lf of brick walk* = \$400.00

Approximately 250± SF of gravel drive* = \$250.00

1 Decorative Outdoor Light* = \$300.00

Sprinkler System* = \$300.00

Landscaping Areas* = \$1,000.00

Total site improvements = \$6,000.00

***Local landscaping companies were consulted for the value of the trees and bushes. Estimated Contributory Value of Gravel Drive, Outdoor Light, Sprinkler System, Brick Walk, and Stone Mailbox are based on Cost data located in Marshall Valuation Service Cost Manual.**

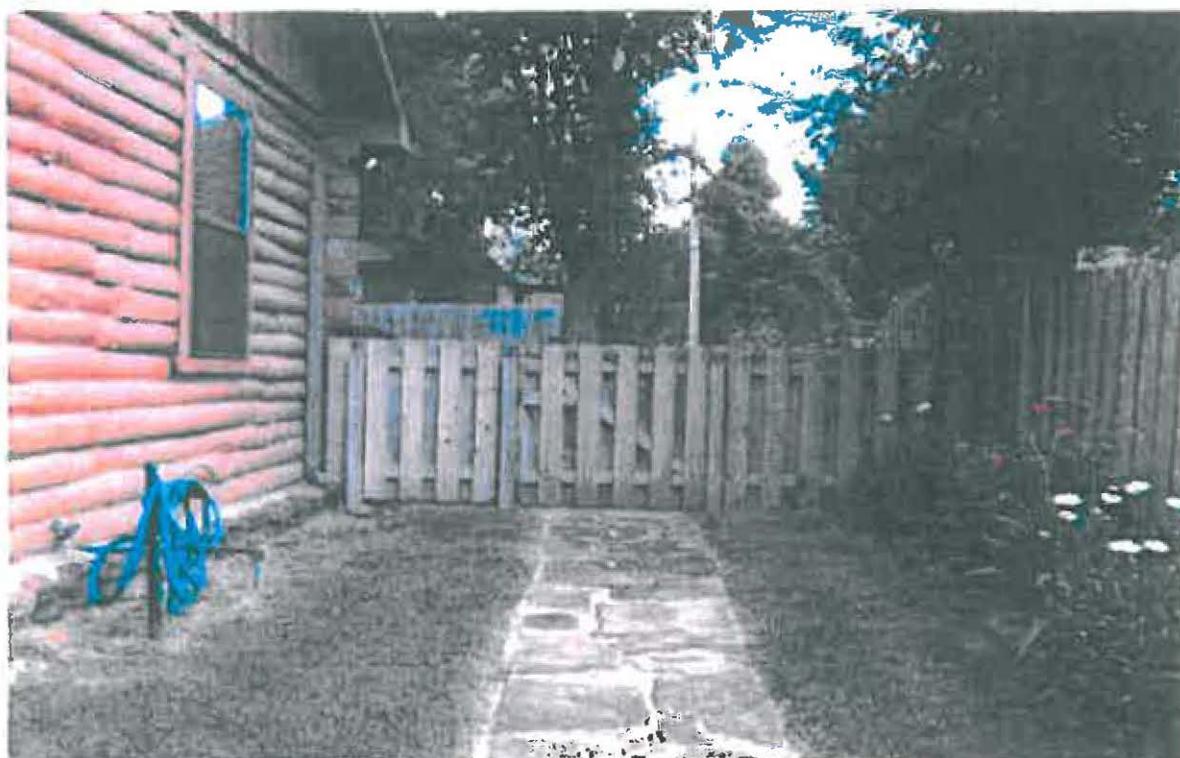
AERIAL PHOTOGRAPH



SUBJECT PHOTOGRAPHS



Subject Dwelling North Side (Front) - Looking South/Southeasterly



Subject Dwelling East Side - Looking Northerly



Frontage & Acquisition Area Along Don Tyson Parkway – Looking Westerly



Acquisition Area – Looking Easterly



Acquisition Area - Looking Easterly



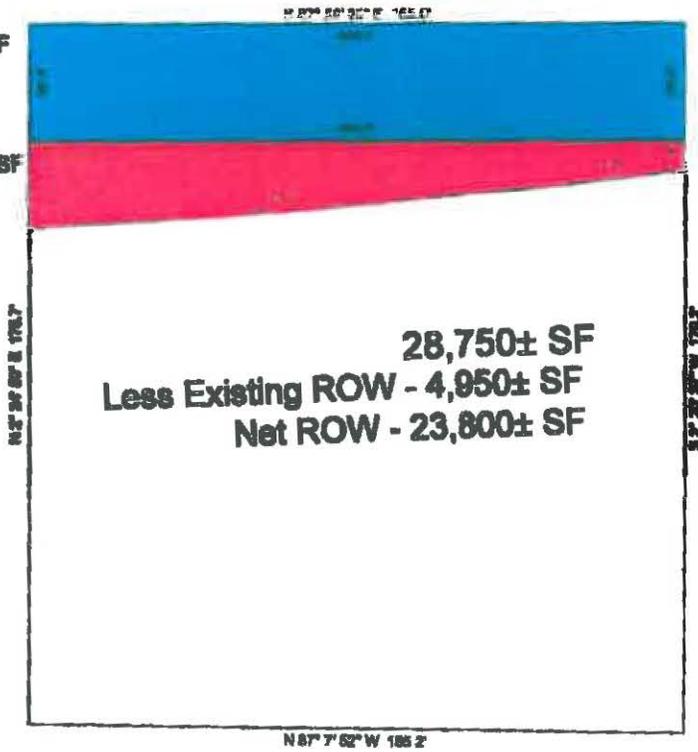
Acquisition Area - Looking Easterly



SITE SKETCH

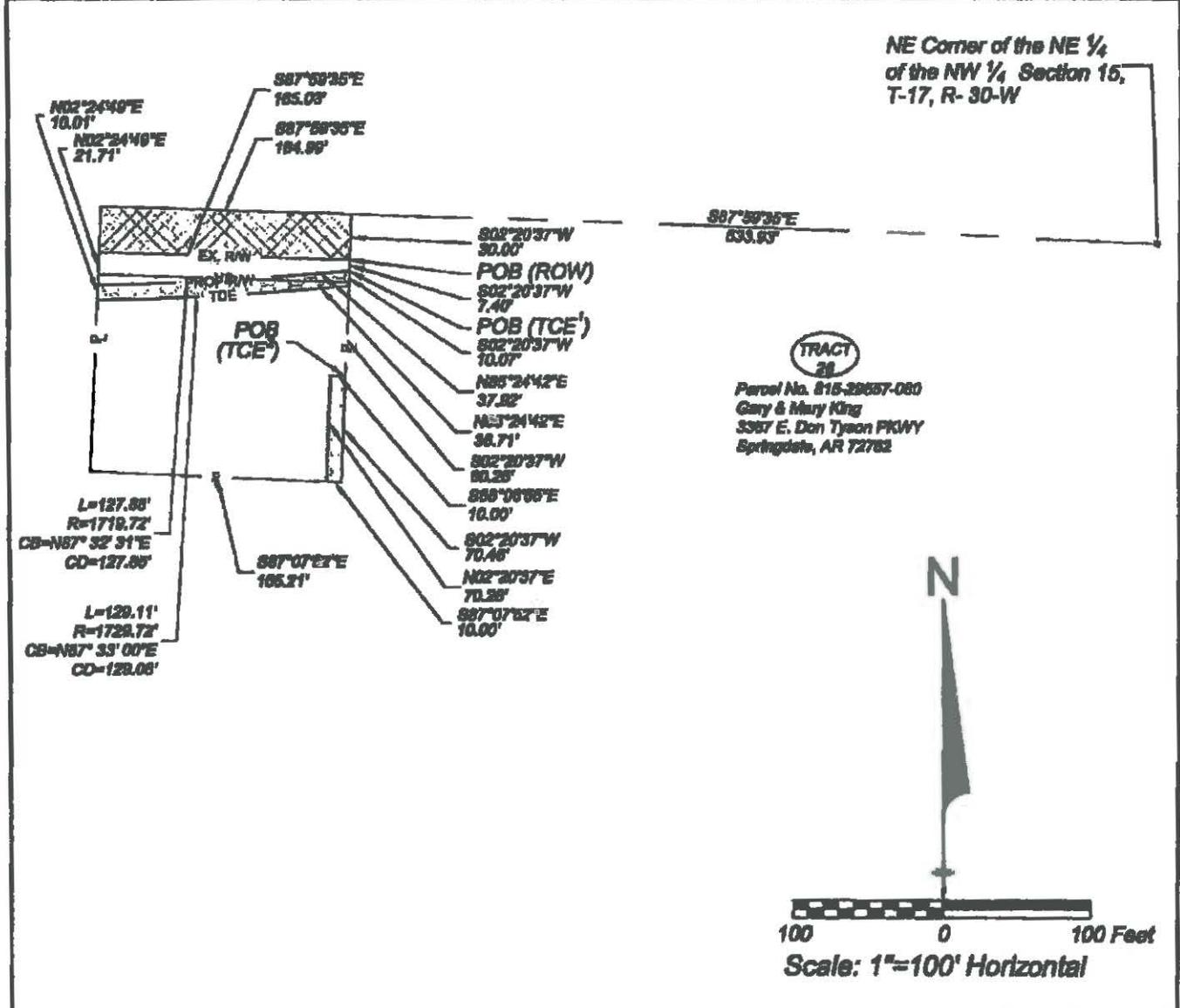
Existing ROW - 4,950± SF

Proposed ROW - 2,500± SF



Parcel 815-29557-080 Information		
Deed Bk & Pg 99108481		
Parcel Area	28,750 Sq. Ft	0.66 acres
Right of Way Information		
Existing R/W	4,950 Sq. Ft.	0.11 acres
R/W to Acquire	2,593 Sq. Ft.	0.06 acres
Severed Y/N	No	
Easement Information		
Temporary Construction Easement	2,362 Sq. Ft.	0.05 acres
Utility Easement Existing - UE	2,476 Sq. Ft.	0.06 acres
Utility Easement Acquired - UE	0 Sq. Ft.	0.00 acres
Drainage Easement Existing - DE	0 Sq. Ft.	0.00 acres
Drainage Easement Acquired - DE	0 Sq. Ft.	0.00 acres
Acquired Utility Easement		

	Proposed Utility Easement
	Proposed Temporary Construction Easement
	Existing Right-of-Way
	Existing Right-of-Way Line
	Proposed Right-of-Way
	Proposed Right-of-Way Line
	Property Line
	Proposed Temp. Const. Easement
	Proposed Utility Easement
	Existing Utility Easement
	Section Line



USI CONSULTING ENGINEERS, INC. PROJECT NO. - 1309001.D0 CITY OF SPRINGDALE PROJECT NO. - 12BPG3	EASEMENT DRAWING ONLY - NOT A SURVEY PLAT Springdale, Arkansas © 2009 USI Consulting Engineers	OWNER: Gary & Mary King Washington County Arkansas				
		TRACT NUMBER	FARCEL NUMBER	OWNER	CNO	SHEET
		28	815-29557-080	PGN	RLH	1

ITEM

①



Gary King
3367 W Don Tyson
Springdale, AR

August 19, 2014
479-751-8324
gking3367@gmail.com

Job Description:

This bid includes the revision and repair of the existing irrigation system that will be necessary due to the future street construction. ABI Systems, LLC will relocate the backflow preventer and yard hydrant approx. 20' from their current location; the main supply line along with the wires to automatically operate the zones will also need to be moved and reconnected. After construction, the damaged zones will be reconfigured to deliver complete coverage of the front yard turf and landscape. The new sewer hookup will be routed through the backyard; the damaged irrigation pipes will be repaired and reconnected after the construction is completed. The house meter will be relocated as well; it has a separate hydrant that will be moved inside of the closest flowerbed next to the driveway. After trenching and construction is completed the front yard will have approx. 610 sq. ft. of Bermuda sod laid to cover the damaged turf.

Estimated Job Completion:

Upon job agreement, a utility locate will be called in and will be allowed 48 hours to complete due to state laws. Bid job will take approximately 2 days to complete. Contact ABI Systems, LLC for a scheduled start date.

Materials:

1" Hunter electric solenoid valves
Hunter MP Rotators
Hunter 4" Pro Spray Heads
Direct Burial 18 Gauge Wire
½" Poly Tubing
Waterproof wire nuts
Glue/Primer
1" PVC pipe w/ misc. fittings

Equipment:

Machine Trencher – Thin Chain Trencher will be used during installation

TOTAL JOB COST

\$1,800.84

*ABI Systems, LLC will not be held responsible for any damage to landscape and/or unmarked utilities on the property.

47 North Double Springs Rd. • Farmington, AR 72730
Phone: 479.305.0270



Gary King
3367 Don Tyson Pkwy
Springdale, AR 72762

B&A Property Maintenance is hereby submitting specifications and estimates for the following work:

Removal and relocation of irrigation lines and heads that will be affected by street widening. This also includes relocating two frost free hydrants.

SCOPE OF WORK:

Remove and cap existing prior to widening	2 zones	\$ 475.00
Re-set valves, lines and heads	2 zones	\$ 950.00
Move and re-set two frost free hydrants	2 each	<u>\$ 440.00</u>
	Total	\$1,865.00

Stipulations:

- o This quoted price is good for 90 days. Prices and availability are subject to change at the start of the New Year.
- o Sales tax is NOT included in this quote.
- o No maintenance is included in this proposal after final acceptance.
- o B&A Landscape reserves the right to void all warranties on the completed landscape site, as expressed in the specifications, due to abuse and/or neglect by the owner including, but not limited to: improper maintenance, improper utilization, vandalism, acts of God, etc.

Thank you for allowing B&A Property Maintenance to submit this proposal, we are happy to assist you with your project and please feel free to contact us with any questions.

Sincerely,

Jason M. Norman
B&A Property Maintenance
Northwest Arkansas
(479) 871-4515

Approved By: _____ Date: _____

ITEM

(2)

Inside Stone Work

CREDIT	customer's order no.	phone	date
		757-3569	2-4-14
	name	409-9646	
	address	<i>Gary King</i>	
	city, state, zip	3367 West Oak Tyson	
sold by	cash <input type="checkbox"/>	charge <input type="checkbox"/>	shipping information
	c.o.d. <input type="checkbox"/>	on acct. <input type="checkbox"/>	

1	<i>Dig</i>		
2	<i>Estimate on Mail Box</i>		
3			
4	<i>Dig 4' per footing</i>		
5	<i>Build mail Box 30"x42"x4'</i>		
6	<i>materials</i>		
7	<i>Sand</i>		
8	<i>Cement</i>		
9	<i>Stone</i>		
10	<i>Blocks -</i>		
11			<i>750.00</i>
12	<i>Good for 90 days -</i>		
13			
14			

DCS808UV

keep this slip for reference

DCS808UV

James Breakfield

From: Adam J Keeth <ajkeeth@aep.com>
Sent: Monday, September 08, 2014 12:37 PM
To: jbreakfield@springdalear.gov
Cc: gking3367@gmail.com
Subject: Don Tyson widening at 3367 W. Don Tyson, Gary King

Mr. Breakfield,

I hope this message finds you doing well. I wanted to bring you up to speed on my proposed plan to provide electric service to Mr. Gary King's residence at 3367 W. Don Tyson, while accommodating the proposed widening of the highway. I met with Mr. King this morning to discuss options, since there is not really a low or no-impact solution to re-serve the residence. We discussed a couple of options, and the proposed solution will most likely involve partial removal of one of the trees on the west side of the house, and will place the overhead service drop very close to the remaining trunk of the tree, and it will also place a pole and guy/anchor assembly close to the driveway.

The house is currently served overhead, but when Mr. King and I discussed options if the service was placed underground, we were able to come up with a couple of low-impact solutions. SWEPCO can supply a secondary riser and pedestal to facilitate an underground service conversion (about \$1700 at SWEPCO's cost), but since the underground service itself (from the pedestal to the meter loop) belongs to the customer, I am not able to provide the complete conversion. The service from the pedestal to the meter loop would have to be installed by an electrician.

It is my understanding that you will be meeting Mr. King in the near future to discuss some other details concerning the project. I wanted to let you know that it would serve both SWEPCO and Mr. King well if we could devise a plan to convert the service to underground. If I can provide you with any information that may be helpful to you, please do not hesitate to contact me. I have copied Mr. King on this correspondence.

Sincerely,

Adam Keeth
Supervisor Customer Design
AEP SWEPCO Fayetteville District
479-973-2401



TECHNOLOGIES, LLC

A Staley Incorporated Company

Solutions at work.

Proposal For:

Gary King Underground Electrical Service

Presented to:

**Mr. Gary King
September 22, 2014**

Presented by:

Bob Smith

Regional Manager

Staley Technologies

3904 Kelly Ave. Suite A

Springdale, AR 72762

Direct: 479.725.4030

Fax: 479.750.3026

bsmith@staleyinc.com

www.staleyinc.com

**3904 Kelly Ave.
Suite A
Springdale, AR 72762**

**d. 479.750.3008
f. 479.750.3026**

www.staleyinc.com

Proposal

Submitted to: Gary King
Project: Underground Electrical Service
Location: Springdale, AR

Date: 9-22-14

Staley Technologies is pleased to present the following proposal for your electrical service needs. We offer the following:

Scope of Work:

- Open a ditch from the house where the existing electrical meter is located to the Swepco provided pedestal. The ditch will run due west from the house and curve to the north as it nears the existing chain-link fence. The original path discussed does not allow enough room to keep out of the right of way and not danger the existing tree roots.
 - A section of the existing rock wall will need to be removed by the owner. Staley Technologies is not responsible for reinstalling the removed section.
 - All care will be taken to remove the existing bush(es) to allow the installation of the underground conduit. The bush(es) will be set back in place. Staley Technologies is not responsible for the health of the bushes post install.
- Installation of 1.5" PVC schedule 40 conduit from the existing meter to the Swepco provided pedestal.
- Install 1/0 aluminum URD conductors in newly installed conduit.
- Demo of the existing overhead service.
- Replace the existing meter base with one that will accommodate an underground utility feed.
- Pricing includes permitting and inspection fees.
- Pricing includes city, county and state taxes
- Pricing is valid for 30 days from 9-22-14.

Base Bid: 3,607.28

Inclusions:

1. Pricing includes all labor and materials to provide the services as stated above.
2. The contract price shall be increased for any materials cost escalation imposed by material suppliers for cost changes imposed and effective more than thirty (30) days subsequent to the date of acceptance of this proposal.

This proposal does not include the following:

1. Any Performance, Payment or Bid Bonds.
2. Any out of scope work. All out of scope work will be negotiated at our current time and material rates. All contract terms (proposal) and change orders must be in writing. There are no terms or conditions between the parties not in writing herein. Confirmation of change orders must be obtained in writing.
3. Service or repair (except those set forth in Warranty Agreement)
4. Installation of coax cable. The cable may be placed in the same ditch by your provider.
5. Removal of large amounts or sizes of rocks. If an unusual amount of rock is encountered and additional equipment is required, a change order will be submitted for approval before proceeding with the work.

Warranty:

1. All material and workmanship will be warranted for a period of one (1) year from date of completion.
2. Warranty does not cover material/equipment that has been damaged due to misuse, vandalism, and accident, improper or unauthorized repair by someone other than Staley Technologies, LLC, fire, flood or other "Acts of God".
3. Warranty service calls will be made during normal business hours (Monday through Friday, 8:00 a.m. - 5:00 p.m.) for no additional charge. Warranty calls made during non-business hours shall be billed to the customer at one and one-half the prevailing hourly service rate.

Again, Staley Technologies would like to thank you for this opportunity to provide you with this proposal. Acceptance must be received within thirty (30) days of the date on this proposal. If you have any questions, concerns or need any additional information regarding this proposal, please feel free to call us at (479) 750-3006.



Bob Smith – Staley Technologies, LLC – Regional Manager

Date: 9/22/2014

Accepted By _____

Title: _____

ITEM
4
1/2



JOHN'S TREE SERVICE

(479) 871-1963

TREE REMOVAL PRUNING HEDGE TRIMMING

STUMP & DEAD WOOD REMOVAL

www.johnstreeservicenwa.com

P O Box 8601 Springdale, Arkansas 72766

8/26/2014

**RE: 3367 Don Tyson
Springdale, AR 72762**

Mr. King,

As per the information regarding 4 trees to be removed by the city for road construction , the approximate replacement value is \$100 per inch in caliper size : \$8300.00 as follows:

Elm 22"

Sycamore 24"

Maple 21"

Redbud- co-dominant stem of 8" each for a total of 16"

Sincerely,

**John Lopez
John's Tree Service
479-871-1963**

ITEM
④
2/2

TREE VALUE BY FORMULA
(LESSEY BASE VALUES APPLIED)

9/4/2014

TREE VALUE =

BASE VALUE x CROSS SECTION AREA x SPECIES CLASS x
CONDITION CLASS x LOCATION CLASS

ELM, 22":

$$(\text{BASE VALUE} = \underline{45.82}) \times 380.1 \times \overset{(0.2)}{\cancel{20}} \times 0.5 \times 0.8 = \underline{\underline{\$1393}}$$

SYCAMORE, 24":

$$(\text{BASE VALUE} = \underline{45.82}) \times 452.4 \times 0.40 \times 0.9 \times 0.9 = \underline{\underline{\$6716}}$$

MAPLE, 21":

$$(\text{BASE VALUE} = \underline{35.41}) \times 346.2 \times 0.80 \times 0.80 \times 0.9 = \underline{\underline{\$7061}}$$

REDBUD, CO-8":

$$(\text{BASE VALUE} = \underline{50.92}) \times 50.3 \times 0.40 \times 1.00 \times 0.9 =$$

$$\$922 \times 2 \text{ ea.} = \underline{\underline{\$1844}}$$

ESTIMATES
by phone,
9/4/2014

FROM SHARUM - 361-9180

TOTALS
PLANTED

ELM - 2 1/2", 170 + 60 = \$230

Sycamore - 2 1/2", 200 + 60 = \$260

Maple - 3", 250 + 100 = \$350

Redbud - 2 1/2", 250 + 100 = \$350

CALCULATION OF
BASE VALUES:

$$\frac{\$230}{4.91 \text{ sq. in.}} = \underline{\$46.88/\text{sq. in.}}$$

$$\frac{\$260}{4.91 \text{ sq. in.}} = \underline{\$52.95/\text{sq. in.}}$$

$$\frac{\$350}{7.06 \text{ sq. in.}} = \underline{\$49.58/\text{sq. in.}}$$

$$\frac{\$350}{4.91 \text{ sq. in.}} = \underline{\$71.28/\text{sq. in.}}$$

WESTWOOD - 872-9200 (NO REPLY)

FROM
HURLBUT'S - 248-1130

ELM - \$225 planted

Sycamore - \$225 "

maple - \$250 "

maple 3 1/2" - \$450 "

redbud - \$250 "

(SAM DIAS AS ABOVE)

$$\frac{\$225}{4.91 \text{ sq. in.}} = \underline{\$45.82/\text{sq. in.}}$$

$$\frac{\$225}{4.91 \text{ sq. in.}} = \underline{\$45.82/\text{sq. in.}}$$

$$\frac{\$250}{7.06 \text{ sq. in.}} = \underline{\$35.41/\text{sq. in.}}$$

$$\frac{\$450}{9.62 \text{ sq. in.}} = \underline{\$46.78/\text{sq. in.}}$$

$$\frac{\$250}{4.91 \text{ sq. in.}} = \underline{\$50.92/\text{sq. in.}}$$

Gmail

More

COMPOSE

Viking Cruises - Viking River Cruises - Cruise through history with Viking River Cruise

Inbox (143)

- Starred
- Important
- Sent Mail
- Drafts (28)
- Personal
- Travel
- More

tree value calculator

Inbox x

Berni Kurz <bkurz@uaax.edu>
to me

The following is a link which will walk you through how to calculate the value of your tree. <http://www.hort.purdue.edu>
Let me know if you have any questions.

Berni Kurz
County Extension Agent - Staff Chair
2536 N. McConnell Avenue
Fayetteville, AR 72704
[479-444-1755](tel:479-444-1755) (office)

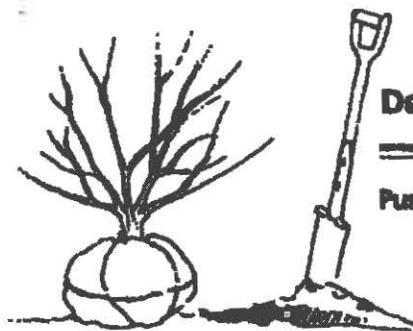
Search people...

- Gil Adams
- Alan Pugh
- Barney Lane
- James Breakfield
- janetLappears
- Josh Beam
- Kelly Roark
- Mary King
- msritche
- Sarah E. King



Delivering practical knowledge backed by
leading-edge research for more than 100 years!

<



Department of Horticulture

Purdue University Cooperative Extension Service West Lafayette, IN

Landscape Tree Appraisal

Michael N. Dana

Appraising the Monetary Value of Landscape Plants

Landscape plants serve functional and esthetic roles in rural, urban commercial, or residential landscapes. Such plants have market value much like real estate, but that value is often difficult to determine. In the case of loss of landscape plants, however, it may be necessary to establish a monetary value to validate an insurance claim or to justify a loss to the Internal Revenue Service.

Appraisal of landscape plants is not a precise process. Often, the opinion of an expert plantman or consulting arborist is required, especially in the case of claims, which are decided through litigation. However, homeowners can get some idea of the value of their landscape plants by following the procedures outlined in this bulletin. In some cases, a value determined by the homeowner may be sufficient to settle a claim, or to satisfy the IRS.

Three different methods are used by professionals to arrive at a value for landscape plants. Select the simplest method, which is appropriate to the size and number of landscape plants for which a value is required.

Decrease in Assessed Value of Real Estate

When many plants are affected on a piece of property, or when a dominant landscape element is lost, then the change in assessed valuation may be the best indicator of value. Ask a realtor or land appraiser to assess the property with and without the plant or plants affected. A good, recent photograph of the landscape is valuable in establishing the property status before the loss.

Replacement Cost

Small trees or shrubs that are easily transplanted at their full size can be appraised by determining the cost of replacement. A local nurseryman can quote replacement costs, which should include removal of the dead or damaged plant, installation, post-transplanting care, and a survival guarantee. If the plant was in poor condition prior to the loss, the appraised value may be less than the full cost of replacement.

Formula Computation

The formula method is in widespread use for large, individual trees, which exceed the size that is usually transplanted. It is a hybrid of the replacement cost method and a process of extending that cost to larger plants. The guidelines for this method are distributed by the Council of Tree & Landscape Appraisers and are accepted by professionals in the landscape industry and the real estate and legal disciplines.

The formula is as follows:

Tree Value = Base Value × Cross Section Area × Species Class × Condition Class × Location Class

Base Value

Base Value is the dollar amount assigned to one cross-section unit (square inch or square centimeter) of a tree's trunk cross-section area. It is based on the cost of the largest available replacement plant of similar species. To compute the base value, find the cost (usually the installed price) of a replacement-size tree from a local nursery or landscape company. Then, divide that amount by the trunk cross-sectional area of the replacement tree. That amount is the base value for that cross-sectional unit. For example, if a 2 inch trunk diameter

replacement tree will cost \$150 installed, then divide \$150 by 3.1 sq.in. (from Table 1) to determine that one square inch of cross-sectional area is valued at \$48.40 (rounded to the nearest dime).

Table 1. Diameter and Cross Section Area of Tree Trunks.

Inches		Centimeters	
Trunk Diameter	Cross-Section Area	Trunk Diameter	Cross-Section Area
2	3.1	5	19.6
4	12.6	10	78.5
6	20.3	15	176.7
8	50.3	20	314.2
10	78.5	25	490.9
12	113.1	30	706.9
14	153.9	35	962.1
16	201.1	40	1256.6
18	254.5	45	1590.4
20	314.2	50	1963.5
22	380.1	55	2375.8
24	452.4	60	2827.4
26	530.9	65	3318.3
28	615.8	70	3848.5
30	706.9	75	4417.9
32	804.3	80	5026.6
34	907.9	85	5674.5
36	1017.9	90	6361.7
38	1134.1	95	7088.2
40	1256.6	100	7854.0

Cross-Section Area

Cross-Section Area is used to express tree size. It is the cross-sectional area of the tree trunk measured about one foot (30 cm) above ground level for trees with trunk size up to 12 inches (30 cm) in diameter, or at about 4 1/2 feet (140 cm) above ground level for trees with greater than 12 inch (30 cm) trunk diameter. Cross-section area can be calculated from trunk diameter by using the formula $\text{diameter}^2 \times 0.7854$. It can be computed in either square inches or square centimeters. Cross-section areas for trunk diameters ranging from 2 inches to 40 inches and 5 cm to 100 cm are listed in Table 1.

Abnormal trunk structures such as low-branch crotches or forked trunks, buds, or wound scars at the prescribed location for diameter measurement require that the measurement be taken at a different location. Typically, such measurements are made 6 to 12 inches (15 to 30 cm) below the abnormality.

A multi-stemmed tree is measured as separate trunks and then a combined size value is computed. Compute the cross-section areas for all but the largest stem, add them together, and multiply that total by 0.50. Add that value to the cross-section area of the largest stem. The result is a multi-stemmed cross section area value.

Species Class

Species Class is an assigned value based on all the landscape merits of a landscape tree species and its accompanying potential for problems. Criteria used in determining species class include form, color, growth habit, flowering and fruiting

characteristics, structural strength, longevity, insect and disease resistance or susceptibility, and maintenance requirements. Each tree species can be assigned any value from 1% to 100% but for practical simplicity, species are usually placed in one of five percentage classes (100, 80, 60, 40, 20). Table 2 is a listing of species class values for many common landscape trees of Indiana. Express the class as a decimal for use in the formula. Thus, 80 becomes 0.80, 100 becomes 1.00, etc.

Condition Class

Condition Class is a factor indicating the health, vigor and life expectancy of a tree, as well as its quality of form relative to a "perfect specimen" of that species. This value can be any percentage from 1% to 100%, but is commonly expressed as one of five percentage categories (100, 80, 60 to 40, 20, 0). The rating is based on such defects as wounds, decay, storm damage, insect or disease damage, and poor form. Very few trees are perfect specimens. However, it is possible to improve condition class if proper cultural treatments are given.

The accuracy of the value assigned for tree condition is dependent on the expertise of the appraiser. It is this judgement which may be most difficult for the nonprofessional to make. Damage to the trunk, for example, may significantly reduce a tree's life expectancy, or the damage may be superficial; and while unsightly, it may not indicate a poorer condition and shortened life span. Professional consultation may be necessary to determine this factor. Table 3 can serve as a guide in assigning condition class values.

Location Class

Location Class is based on the functional and aesthetic contribution, which the tree makes to the site, the placement of the tree on the site, and the importance of the location in the landscape context of the community. This factor can be rated at any percentage from 1% to 100%. Table 4 can be used as a beginning point by assigning a value based on location. Judgement will be required to incorporate functional, aesthetic, and placement quality into the value. Use these considerations to determine a specific value from the ranges presented in the table. The elements of location class are:

1. **Site location.** Identical trees on two different sites may be valued quite differently. For example, a large, healthy tree in a remote location on a golf course fairway would not rate as highly as the same tree in a residential yard.
2. **Functional and aesthetic value.** Trees function as visual screens, windbreaks, climate moderating elements, architectural elements, sculpture, background, framing and unifying elements, in air purification, and can provide cover for wildlife. An evaluation of the tree's role in the landscape is essential to accurately assign a location value.
3. **Plant placement.** A plant's value may be diminished by a location, which interferes with utility lines, is deleterious to other trees, or is a safety hazard or public nuisance.

Table 2. Species Class Values for Some Indian Landscape Trees.

Common Name	Botanical Name	Species Class
Evergreen Conifers		
Arborvitae (White Cedar)	<i>Thuja</i> spp.	60
*Cedar of Lebanon	<i>Cedrus libani</i>	100
Douglas Fir	<i>Pseudotsuga menziesii</i>	100
*False Cypress	<i>Chamaecyparis</i> spp.	80
Fir, Balsam	<i>Abies balsamea</i>	40
Fir, White	<i>Abies concolor</i>	100
Hemlock, Canada (eastern)	<i>Thuja canadensis</i>	100
Juniper, Chinese	<i>Juniperus chinensis</i>	40
Juniper, American (red cedar)	<i>Juniperus virginiana</i>	60
Pine, Austrian	<i>Pinus nigra</i>	60
Pine, Eastern White	<i>Pinus strobus</i>	80
Pine, Jack	<i>Pinus banksiana</i>	20
Pine, Red (Norway)	<i>Pinus resinosa</i>	60
Pine, Scots	<i>Pinus sylvestris</i>	40
*Pine, Virginia	<i>Pinus virginiana</i>	20
Spruce, Black Hills	<i>Picea glauca</i> "Densata"	80
Spruce, Colorado Blue	<i>Picea pungens</i>	100
Spruce, Norway	<i>Picea abies</i>	100
Spruce, Serbian	<i>Picea omorika</i>	80
Spruce, White	<i>Picea glauca</i>	80
Yew	<i>Taxus</i> spp.	80
Broad-Leaved or Deciduous Trees		
Alder, Black	<i>Alnus glutinosa</i>	60
Ash, Blue	<i>Fraxinus quadrangulata</i>	80
Ash, Green	<i>Fraxinus pennsylvanica</i>	60
Ash, Green, Seedless and Cultivars	<i>Fraxinus pennsylvanica subintegrifolia</i>	80
Ash, White	<i>Fraxinus americana</i>	80
Bald Cypress, Common	<i>Taxodium distichum</i>	100
Beech, American	<i>Fagus grandifolia</i>	100
Beech, European	<i>Fagus sylvatica</i>	100
Birch, Cutleaf European	<i>Betula pendula</i> "Gracilis"	20
Birch, European White	<i>Betula pendula</i>	20
Birch, Paper (White)	<i>Betula papyrifera</i>	20
Birch, River	<i>Betula nigra</i>	80
Blackhaw	<i>Viburnum prunifolium</i>	80
Bonsai (Male Tree)	<i>Acer negundo</i>	40
(Female Tree)		20
Buckeye, Ohio	<i>Aesculus glabra</i>	60
Buckthorn, European	<i>Rhamnus cathartica</i>	40
Buckthorn, Glossy	<i>Rhamnus frangula</i>	20
Bittersweet	<i>Juglans cinerea</i>	40
Catalpa, Northern	<i>Catalpa speciosa</i>	20
Catalpa, Southern	<i>Catalpa bignonioides</i>	20
Cherry Plum	<i>Prunus cerasifera</i>	40
Cherry, Black	<i>Prunus serotina</i>	40
Cherry, Pin	<i>Prunus pennsylvanica</i>	40
Chestnut, Chinese	<i>Castanea mollissima</i>	80
Chokecherry	<i>Prunus virginiana</i>	20
Chokecherry, Shubert's	<i>Prunus virginiana</i> "Shubert"	40
Coffee-tea, Kentucky	<i>Gynocladia dioica</i>	80
Cocktree, Amur	<i>Phellodendron amurense</i>	100
Cottonwood, Eastern	<i>Populus deltoides</i>	40
Crabapples (Ornamental)	<i>Malus</i> spp.	
(Scab resistant)		100
(Scab susceptible)		40
Cucumber tree	<i>Magnolia acuminata</i>	60
Dogwood, Alternate-leaved	<i>Cornus alternifolia</i>	80
Dogwood, Flowering	<i>Cornus florida</i>	100
Dogwood, Japanese	<i>Cornus kousa</i>	100
Elm, American	<i>Ulmus americana</i>	20
Elm, Siberian	<i>Ulmus pumila</i>	20
Elm, Slippery (Red)	<i>Ulmus rubra</i>	20
Ginkgo (Male Tree)	<i>Ginkgo biloba</i>	100
(Female Tree)		80
*Golden Chain Tree	<i>Laburnum x watereri</i>	80
Goldenrain tree	<i>Koeleria paniculata</i>	60
Gum, Black	<i>Nyssa sylvatica</i>	100
Hackberry	<i>Celtis occidentalis</i>	60
Hawthorn	<i>Crataegus</i> spp.	
(rust resistant)		100
(scab resistant)		80
Hickory, Bittersweet	<i>Carya cordiformis</i>	60
Hickory, Shagbark	<i>Carya ovata</i>	60
*Holly, American	<i>Ilex opaca</i>	80
Honeylocust, Common	<i>Gleditsia triacanthos</i>	40
Honeylocust, Thornless and Cultivars	<i>Gleditsia triacanthos</i> var. <i>inermis</i>	60

Table 2. (continued)

Common Name	Botanical Name	Species Class
Broad-leaved or Deciduous Trees (continued)		
Hornbeam, American	<i>Carpinus caroliniana</i>	100
Hornchestnut, Common	<i>Aesculus hippocastanum</i>	80
Hornchestnut, Red	<i>Aesculus carnea</i>	80
Ironwood	<i>Ostrya virginiana</i>	80
Katsura Tree	<i>Cercidiphyllum japonicum</i>	100
Larch, Eastern (Tamarack)	<i>Larix laricina</i>	40
Larch, European	<i>Larix decidua</i>	100
Larch, Japanese	<i>Larix kaempferi</i>	100
Lilac, Japanese Tree	<i>Syringa reticulata</i>	80
Linden, American (Basswood)	<i>Tilia americana</i>	60
Linden, Greenpire	<i>Tilia cordata</i> "Greenpire"	100
Linden, Littleleaf	<i>Tilia cordata</i>	80
Linden, Redwood	<i>Tilia x euschleri</i> "Redwood"	100
Locust, Black	<i>Robinia pseudoacacia</i>	20
Magnolia, Spacer	<i>Magnolia soulangeana</i>	60
*Magnolia, Southern	<i>Magnolia grandiflora</i>	80
Magnolia, Star	<i>Magnolia stellata</i>	100
Maple, Amur	<i>Acer glabrum</i>	80
Maple, Black	<i>Acer nigra</i>	100
Maple, Hedge	<i>Acer campestre</i>	100
*Maple, Japanese	<i>Acer palmatum</i>	100
Maple, Norway & Cultivars	<i>Acer platanoides</i>	100
Maple, Red and Cultivars	<i>Acer rubrum</i>	80
Maple, Silver	<i>Acer saccharinum</i>	40
Maple, Sugar	<i>Acer saccharum</i>	100
Maple, Sycamore	<i>Acer pseudoplatanus</i>	60
Maple, Tatarian	<i>Acer tataricum</i>	80
*Maple, Trident	<i>Acer buergerianum</i>	100
Mountain Ash, American	<i>Sorbus americana</i>	60
Mountain Ash, European	<i>Sorbus aucuparia</i>	40
Mulberry, Red	<i>Morus rubra</i>	20
Mulberry, White		
(Fruiting Tree) <i>Morus alba</i>		20
(Fruitless Cultivar)		60
Nannyberry	<i>Viburnum lentago</i>	80
Oak, Black	<i>Quercus velutina</i>	80
Oak, Bur	<i>Quercus macrocarpa</i>	100
Oak, Chestnut	<i>Quercus muhlenbergii</i>	100
Oak, Northern Red	<i>Quercus rubra</i>	100
Oak, Pin	<i>Quercus palustris</i>	80
*Oak, Post	<i>Quercus stellata</i>	60
Oak, Red	<i>Quercus rubra</i>	100
Oak, Scarlet	<i>Quercus coccoloba</i>	80
Oak, Shingle	<i>Quercus tinctoria</i>	100
Oak, Shumard	<i>Quercus shumardii</i>	80
Oak, Swamp Chestnut	<i>Quercus michauxii</i>	80
Oak, Swamp White	<i>Quercus bicolor</i>	100
Oak, Upright English	<i>Quercus robur</i> "Fastigata"	60
Oak, White	<i>Quercus alba</i>	100
*Oak, Willow	<i>Quercus phellos</i>	80
Orange Orange	<i>Michauxia pennifera</i>	40
Pawpaw, Common	<i>Asimina triloba</i>	60
*Peach, Flowering	<i>Prunus persica</i>	60
Pear, Callery Cultivars	<i>Pyrus calleryana</i>	80
Parrotia, Common	<i>Platanus virginiana</i>	60
*Platanus, London	<i>Platanus x acerifolia</i>	40
Plum, American	<i>Prunus americana</i>	40
Poplar, Bolleana	<i>Populus alba</i> "Bolleana"	40
Poplar, Lombardy	<i>Populus nigra</i> "Italica"	20
Populus	<i>Populus</i> spp.	40
Purple-leaf Sand Cherry	<i>Prunus x cistena</i>	40
Redbud, Eastern	<i>Cercis canadensis</i>	40
Redwood, Dawn	<i>Matsuguiya glyptostroboides</i>	100
Russian-olive	<i>Elaeagnus angustifolia</i>	40
Sassafras, Common	<i>Sassafras albidum</i>	80
Scholar Tree, Chinese	<i>Sophora japonica</i>	80
Serviceberry	<i>Amelanchier</i> spp.	80
Sourwood	<i>Oxydendrum arboreum</i>	80
Sumac, Staghorn	<i>Rhus typhina</i>	80
Sweet-gum	<i>Liquidambar styraciflua</i>	80
Sycamore, American	<i>Platanus occidentalis</i>	40
Tree-of-heaven	<i>Ailanthus altissima</i>	20
Tulip-tree	<i>Liriodendron tulipifera</i>	60
Walnut, Black	<i>Juglans nigra</i>	80
Willows	<i>Salix</i> spp.	20
Yellowwood, American	<i>Cladonia lutea</i>	60
*Zelkova, Japanese	<i>Zelkova serrata</i>	80

*Winter-hardiness limits this tree's useful range to the northern portion of Indiana. Its species class in northern areas is 20-40 points lower than the stated value.

Table 3. Condition Class for Shade and Ornamental Trees.

Condition	Description	Condition Class	Values for use in formula
Excellent	Perfect specimen. Excellent form and vigor for species. No pest problems or mechanical injuries. No corrective work required. Minimum life expectancy 30 years beyond the time of inspection.	100	1.0 range 1.0-0.9
Good	Healthy and vigorous. No apparent signs of insect, disease, or mechanical injury. Little or no corrective work required. Form representative of species. Minimum life expectancy 20 years.	80	0.8 range 0.9-0.7
Fair	Average condition and vigor for area. May be in need of some corrective pruning or repair. May lack desirable form characteristics of species. May show minor insect, disease, or physiological problems. Minimum life expectancy 10 years.	60 or 40	0.6 or 0.4 range 0.7-0.3
Poor	General state of decline. May show severe mechanical, insect, or disease injury, but death not imminent. May require major repair or renovation. Minimum life expectancy 5 years.	20	0.2 range 0.3-0.1
Dead or Dying	Dead, or death imminent within 5 years	0	0.0 range 0.1-0.0

Table 4. Site Location Values for Shade and Ornamental Trees.

Site Location	Location Class	Values for use in Formula*
Specimen or historical trees	100	0.9-1.0
Average residential, landscape trees	80-90	0.8-0.9
Malls and public area trees	70-80	0.7-0.8
Arboreta, park and recreation trees	60-80	0.6-0.8
Golf course trees	60-80	0.6-0.8
City street trees	60-80	0.6-0.8
Environmental screen trees	60-80	0.6-0.8
Industrial area trees	50-70	0.5-0.7
Out-of-city highway trees	40-60	0.4-0.6
Native, open woods trees	20-40	0.2-0.4

*Functional or placement deficiencies will reduce site location values

Examples

1. A 10" diameter Sugar Maple, excellent health and form, specimen tree in a city park. Local nursery estimate for a 2" diameter replacement tree, installed, is \$200.

Base Value: 2" tree = 3.1 in² cross section area; \$200 ÷ 3.1 in² = \$64.50/in²

Cross Section Area: 10" tree = 78.5 in² (from table) [or 10² × 0.7854 = 78.5 in²]

Species Class: 100 (use 1.0 in formula)

Condition Class: 100 (use 1.0 in formula)

Location Class: 60-80, Select 70 (use 0.7 in formula)

Computation: \$64.50/in² × 78.5 in² × 1.0 × 1.0 × 0.7 = \$3544
2. A 40cm Silver Maple, good health and form, specimen in residential yard. Local nursery estimate for a 3cm diameter replacement tree, installed, is \$50.

Base Value: 3cm tree = 7.07 cm² cross section area; \$50 ÷ 7.07 cm² = \$7.08/cm²

Cross Section Area: 40cm tree = 1256 cm² (from table) [or 40² × 0.7854 = 1256.6 cm²]

Species Class: 40 (use 0.4 in formula)

Condition Class: 80 (use 0.8 in formula)

Location Class: 90 (use 0.9 in formula)

Computation: \$7.08/cm² × 1256.6 cm² × 0.4 × 0.8 × 0.9 = \$2562
3. A 4" Red Oak, excellent health and form, specimen tree along city street. Local nursery estimate for a 1.5" diameter replacement tree, installed, is \$500.

Base Value: 1.5" tree = 1.77 in² cross section area; \$500 ÷ 1.77 in² = \$282.49/in²

Cross Section Area: 4" tree = 12.6 in² (from table) [or 4² × 0.7854 = 12.57 in²]

Species Class: 100 (use 1.0 in formula)

Condition Class: 100 (use 1.0 in formula)

Location Class: 80 (use 0.8 in formula)

Computation: \$282.49/in² × 12.6 in² × 1.0 × 1.0 × 0.8 = \$2847.50

For more information on the subject discussed in this publication, consult your local office of the Purdue University Cooperative Extension Service.

RESOLUTION NO: _____

**A RESOLUTION APPROPRIATING CAPITAL
IMPROVEMENT FUNDS FOR THE CITY OF SPRINGDALE
FIRE DEPARTMENT**

WHEREAS, the Springdale Fire Department has a need to replace the roof on fire station no. 4 due to the age and deterioration, and;

WHEREAS, a new metal roof is expected to cost \$40,000 and the Fire Department building maintenance budget does not contain sufficient funds for this expenditure, and;

WHEREAS, the Fire Chief has requested an appropriation from the CIP funds for the replacement of this roof with a metal roof, and;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that \$40,000 of capital improvement funds is hereby appropriated for the replacement of the roof on fire station no. 4 with a metal roof.

PASSED AND APPROVED this 14th day of October, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:



Ernest Cate, City Attorney

From: Mike Irwin <mirwin@springdalear.gov>
Sent: Monday, September 15, 2014 9:27 AM
To: Eric Ford; Sprouse, Doug
Cc: Wyman Morgan
Subject: CIP request!

Mayor Sprouse and Chairman Ford,

We have identified a building need that we need to see if you would consider CIP funds to repair.

Replace roof at Station 4 with a metal roof, soffit, and fascia. The roof is nearing the end of its life, and our concern is structural damage if we do not reroof within the next year. We would like to get this completed before winter sets in! Cost estimate of \$40,000
Thank you for your consideration into this request!

Respectfully,

Mike Irwin

Chief
Springdale Fire Department
417 Holcomb St.
PO Box 1521
Springdale, AR 72765
Office: 479-751-4510
Cell: 479-799-9091
mirwin@SpringdaleAR.gov

"Whether you think you can, or think you can't, you are right." Henry Ford

This email and any files transmitted with it are confidential and intended solely for the use of the individual or entity to whom they are addressed. If you have received this email in error please notify the system manager. This message contains confidential information and is intended only for the individual named. If you are not the named addressee you should not disseminate, distribute or copy this e-mail. Please notify the sender immediately by e-mail if you have received this e-mail by mistake and delete this e-mail from your system. If you are not the intended recipient you are notified that disclosing, copying, distributing or taking any action in reliance on the contents of this information is strictly prohibited.

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING CAPITAL IMPROVEMENT
PROJECT FUNDS FOR BUILDING IMPROVEMENTS AT
THE ANIMAL SERVICES DEPARTMENT**

WHEREAS, on November 13, 2012 the City Council appropriated \$121,000 of Capital Improvement Project funds for building improvements at the animal shelter, and

WHEREAS, there is an unspent balance of \$28,320 remaining from this appropriation, and

WHEREAS, the Animal Shelter Director has requested an increase in this appropriation of \$16,242, and

WHEREAS, these funds would be used to make improvements to the cat room;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that the appropriation made on November 13, 2012 of \$121,000.00 of Capital Improvement Project Funds for building improvements at the animal shelter located at 321 E. Randall Wobbe Lane is hereby increased by \$16,242.

PASSED AND APPROVED this 14th day of October, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:



Ernest B. Cate, City Attorney



Department of Animal Services

MEMORANDUM

DATE: October 6, 2014
TO: Mayor Doug Sprouse
FROM: Courtney Kremer
RE: Animal Shelter Cat Room improvements
Proposed Ordinance to waive competitive bidding

After many months of thought and careful planning, we are now ready to begin construction on the existing cat room in the shelter building. In December of 2011, the Dollins family donated \$50,000 to the shelter to assist in renovations. Due to the changes in management of our facility (twice), and the more immediate need for additional kennel space for dogs, their donation has gone unused for far too long. I approached Donna Hardcastle, a volunteer of the shelter, and a skilled architect who previously designed the updated Puppy Room at Fayetteville Animal Services, to assist in designing and retrieving quotes for the project. The improvements made in our facility will greatly improve the quality of life for the animals in our care by providing more space in individual cages, more access to areas outside of their individual kennels, better biosecurity through the addition of more walls (which will effectively create three separate areas instead of one large room), and a much needed update to the existing HVAC units. We approached four different companies to solicit quotes for the remodel and two manufacturers of modular kennel units to compare pricing.

When comparing quotes from the two construction companies that responded, we felt that Multi-Craft Contractors, Inc. provided us with the most comprehensive and well thought out response to what we were looking for. Additionally, the quote we received from CR Crawford, though \$5,700 less, only allocated \$6,500 for HVAC improvements, an amount that is more than three times less than what was quoted by MCC. The system proposed by MCC is a more effective and advanced system than what is proposed by CR Crawford, and the difference in cost is therefore justified.

Our overall quote from MCC for construction was:

- a. Option 1 (CMU walls): \$18,291.00
- b. Removal of existing wall: \$1,728.00

c. Doors and windows (subcontracted by Fayetteville Glass): \$11,900.00

d. TOTAL: \$31,919.00

For the HVAC improvements, MCC quoted: \$ 19,685.00 (+ tax)

For cages, we would prefer to use Tristar Vet to purchase powder coated stainless steel cat condos. When we met with Cara Dollins and went over our initial ideas, she was thrilled by Tristar's products. They are much less "institutional" looking and include decorative silhouettes. The total amount estimated for the cages we would need is \$34,362. The price quoted from Shoreline for much more basic stainless steel cages without the powder coating is \$34,198. Neither of these prices includes taxes or freight charges, but we added an additional \$1000 to the total price for each company as an estimate.

The grand total for construction (\$31,919), HVAC (\$19,685), cages (\$34,362), and a 10% retainer (\$8,596), is \$94,562.

Currently, we have \$50,000 from the Dollins family. And, if the Council approves the use of the funds, we have an additional \$28,320 remaining from the back building renovations originally allocated from CIP funds.

If granted the use of the excess funds, we would therefore have \$78,320 at our disposal for this project. We request the use of the remaining funds and an additional \$16,242 from CIP funds to make up the difference.

Finally, after the extensive research and comparisons of product and pricing, we request to waive competitive bidding for this project. We would then use MCC for the HVAC and construction of the room and Tristar Vet to purchase the kennels.

It is our hope to have the renovations finished by the end of January 2015, at the latest. This will enable us to have the room ready for the influx of cats we typically see in April. The stainless steel kennels currently in use will be broken down and moved to the back building. These additional cages will allow us to separate the newest arrivals from the adoptable animals for a longer time period and hopefully enable us to more effectively control the spread of pathogens.

Contractors contacted for Springdale Cat Room Remodel
June 4, 2014

We have bids from these:

Multi-Craft Contractors

Springdale

Sam Bridges (Mechanical Engineer) 927-4242 sbridges@multi-craft.net

Wes Johnson (Foreman) 236-8352 jwj@multi-craft.net

CR Crawford

1102 S. Happy Hollow Road, Fayetteville

Trent Rogers 479-251-1161 x114

Cell: 479-721-1791 trogers@crcrawford.com

No response/bid:

Hunnicut Construction

2210 S. School, Fayetteville

Don Hunnicutt 442-0662 donhunnicut@aol.com

Crossland Construction

1800 S. 52nd, Suite 410, Rogers

464-7077

Cat Room Remodel

Construction Costs

April 11, 2014

CAT CONDOS	
all are double stacked	
LAMINATE CAT CONDOS	
SHORELINE Cat Suite (30" x 30") with private litter and bedrooms - for 8 cats	\$7,520
SHORELINE Cat Suite (30" x 30" in 6 cage configuration) 3 banks x 6 cages = 18 cats	\$9,750
Tax/Freight estimate	\$1,000
SHORELINE TOTAL	\$18,270
SNYDER MFG Cat Suite (30" x 30") with private litter - for 8 cats	\$9,032
SNYDER MFG Cat Suite (30" x 30" in 4 cage configuration) 3 banks x 4 cages = 12 cats	\$7,296
SNYDER MFG Cat Suite (30" x 30" in 2 cage configuration) 3 banks x 2 cages = 6 cats	\$3,386
Tax/Freight estimate	\$1,000
SNYDER TOTAL	\$20,714
STAINLESS STEEL CONDOS	
SHORELINE Cat Suite (30" x 30") with private litter and bedrooms - for 8 cats	\$14,424
SHORELINE Cat Suite (30" x 30" in 6 cage configuration) 3 banks x 6 cages = 18 cats	\$18,774
Tax/Freight estimate	\$1,000
SHORELINE TOTAL	\$34,198
TRISTAR VET (36"w x 30"h) with private litter and decorative cat silhouette door- for 8 cats	\$13,184
TRISTAR VET (29"w x 59"h) Standard double stack condos- 18 cats	\$20,178
Tax/Freight estimate	\$1,000
TRISTAR VET TOTAL	\$34,362



June 20, 2014

Donna Hardcastle, AIA

Reference: Cat Room Improvements - Springdale Animal Services

Thank you for allowing us the opportunity to bid on this project. Below you will find our budget for the work described in the provided documents. If you have any questions please don't hesitate to contact me.

Cat Room Improvements: [Approx. 600 sf] - \$45,900

Includes:

- Storefront Systems
- Masonry Walls
- Ceiling Grid / Tile
- Electrical / Lighting
- Mechanical equipment per documents
- Painting / Vinyl Base
- Sealed concrete floors
- \$6,500 allowance for HVAC equipment.

The costs above do not include testing, utility impact fees, building permits or furniture/fixtures/equipment.

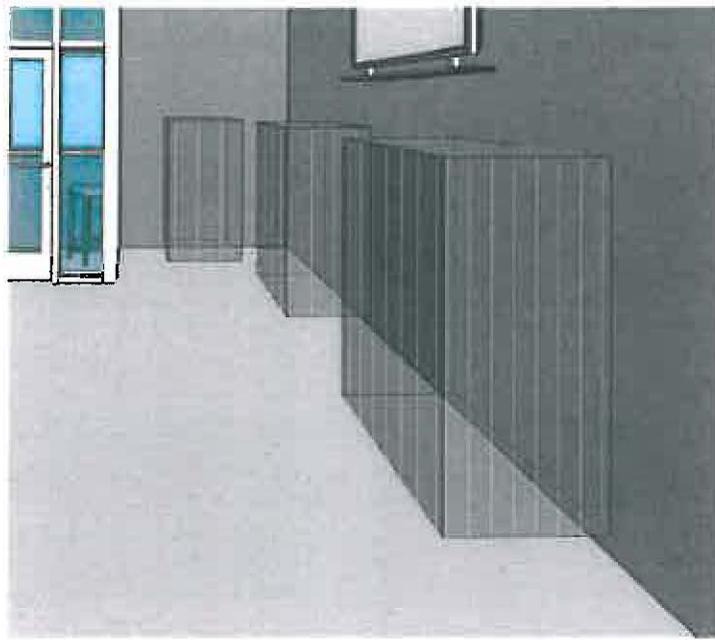
Cost savings can be found by reducing the amount of storefront glazing and doors. I would be happy to work with you on additional items if we are selected. Again we appreciate this opportunity. If there is anything else you require from us, please let us know.

Sincerely,

A handwritten signature in black ink, appearing to read 'T.R. Rogers', with a stylized flourish at the end.

Trent Rogers

**C. R. Crawford Construction LLC
1102 South Happy Hollow Rd Fayetteville, AR 72701
Phone: 479-251-1161 Fax: 479-571-1161**



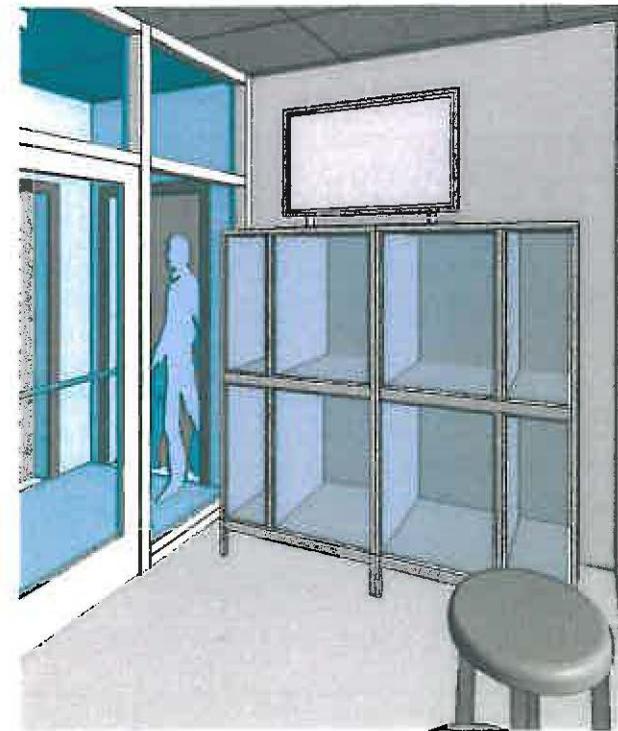
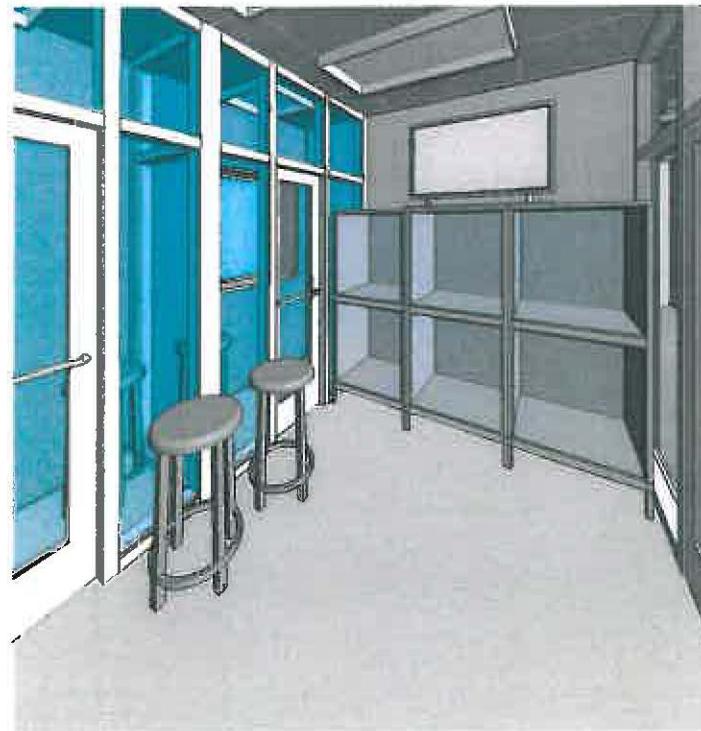
③ First Bay- open



④ Bay 2 View toward barn door

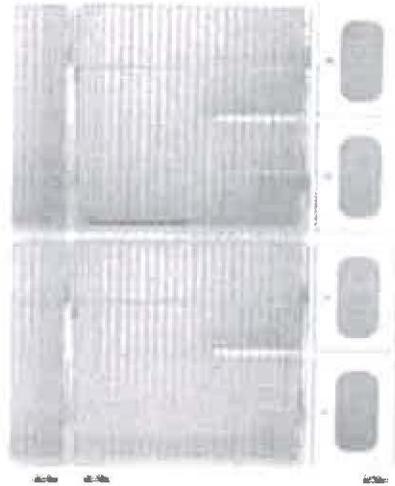


⑤ View

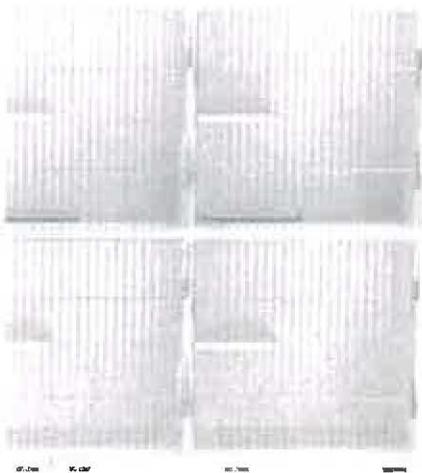


, friendlier-looking than metal
in or colors depending on supplier)

in (could last between 6-20 years.)
n not use bleach or hose down.



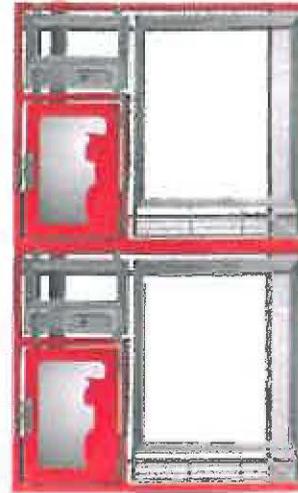
VE LAMINATE 7' WIDE



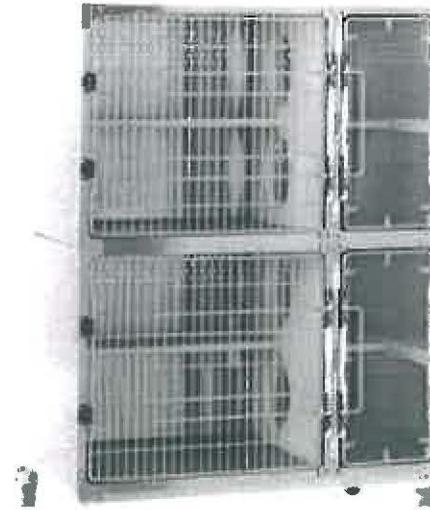
VE LAMINATE 7'-6" WIDE

PROS: Lasts a lifetime. 10 year warranty.
Tristar offers colors for the front frame

CONS: More expensive upfront cost.



TRISTAR POWDER COATED STEEL



SHORELINE STAINLESS STEEL

ALL CAGES WILL HAVE:

Approximately 30"w x 30"h of space

Resting Shelves

Acrylic or Glass doors (Part of door may need to be grill to allow

Portholes to adjacent condos

Hide-away areas (private litter area)

Tristar provides back glass as standard

Some have removable partitions:



OPTIONS NOT INCLUDED: Casters
Ventilation pipes, Built-in bowls,

ORDINANCE NO. _____

**AN ORDINANCE TO WAIVE COMPETITIVE
BIDDING FOR BUILDING IMPROVEMENTS AT
THE ANIMAL SHELTER**

WHEREAS, the Animal Shelter Director has been making repairs and improvements to the shelter building and facilities, and

WHEREAS, the Director has been obtaining recommendations and proposals to renovate and improve the cat room, and

WHEREAS, the Shelter Director has recommended the HVAC solution proposed by Multi-Craft Contractors, and

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

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

Section 1. This Council finds that due to the complex nature of this project and the need for contractors to formulate a solution to the HVAC needs for the renovation of the cat room competitive bidding is not feasible and is hereby waived for building renovations including the HVAC system to be performed by Multi-Craft Contractors not exceed \$51,604 plus tax.

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

PASSED AND APPROVED this 14th day of October, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM



Ernest B. Cate, City Attorney

ORDINANCE NO. _____

**AN ORDINANCE TO WAIVE COMPETITIVE
BIDDING FOR PURCHASE OF CAT CAGES FOR
THE ANIMAL SHELTER**

WHEREAS, the Animal Shelter Director has been making repairs and improvements to the shelter cat room and is in need of new and additional cat cages, and

WHEREAS, the Director has researched the type of construction and quality of available cat cages, and

WHEREAS, the Shelter Director has recommended purchasing the cat cages provided by Tristar Vet, and

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

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

Section 1. This Council finds that due to the complex nature of this project and the need for quality cages competitive bidding is not feasible and is hereby waived for cat cages from Tristar Vet not exceed \$34,362 plus tax.

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

PASSED AND APPROVED this 14th day of October, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM



Ernest B. Cate, City Attorney

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE CITY ATTORNEY TO BEGIN CONDEMNATION PROCEEDINGS ON PROPERTIES OWNED BY WILLIAM J. GABOURY LOCATED ON THE DON TYSON PARKWAY (40TH STREET TO CARLEY ROAD) STREET WIDENING PROJECT, TRACT 7A, 7B AND 7C, PROJECT NO. 12BPS3.

WHEREAS, the City of Springdale is planning street improvements to widen Don Tyson Parkway from 40th Street to Carley Road, Project #12BPS3;

WHEREAS, attempts at negotiating for the acquisition of necessary rights-of-way and easements from the property owners of Tracts 7A, 7B, and 7C, William J. Gaboury, have been unsuccessful.

WHEREAS, in order to meet deadlines associated with this project, and the bond program, it is now necessary to acquire the necessary right-of-way and easements 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 right-of-way and easements on property owned by William J. Gaboury, located on Don Tyson Parkway (Tracts 7A, 7B, and 7C) to allow construction of the Don Tyson Parkway Widening Project, Project No. 12BPS3, to proceed.

PASSED AND APPROVED this _____ day of _____, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

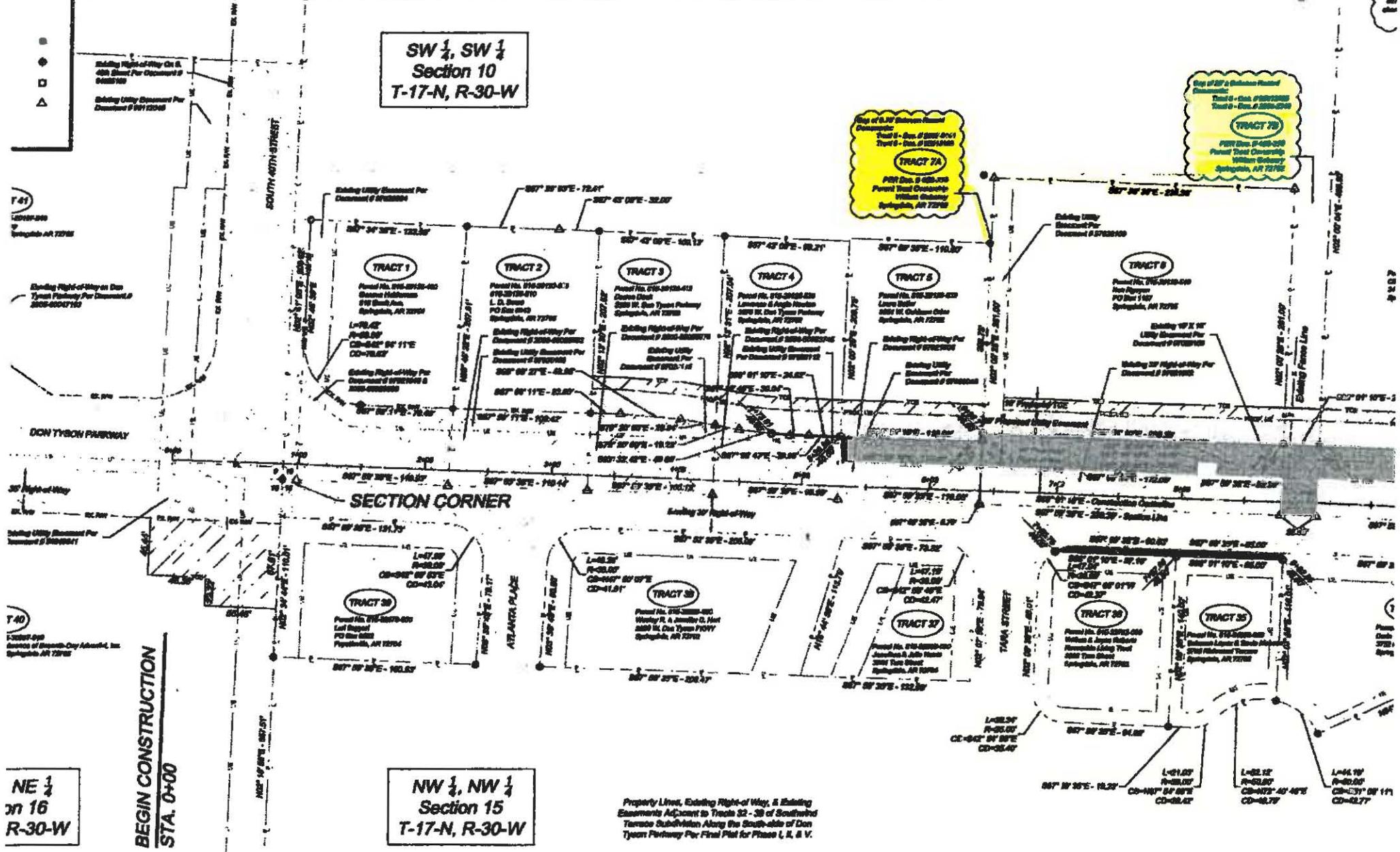
APPROVED:



Ernest B. Cate, City Attorney

Tract	Parcel No.	Owner Name	Area (Ac)	Value	Assess	Value	Value	Value	Value	Value	Value	Value	Value	Value
6	815-28126-040	Ran Nguyen	800.2825	82,291	1.43	7,331	0.17	6,228	0.14	2,244	0.05	3,090	0.08	4,467
7A	See Note	William Gaboury	458-010	N/A	N/A	N/A	N/A	38	0.00	0	0.0002	0	0.00	15
7B	See Note	William Gaboury	458-010	N/A	N/A	N/A	N/A	1,582	0.04	281	0.006	0	0.00	562
8	815-28126-020	Clifford & Crystal Pittman	2008-00002948	134,116	3.01	5,530	0.13	3,948	0.11	1,850	0.04	2,775	0.06	3,700
9A	815-28126-030	Darin & Emily Summers	2000-000097	19,438	0.45	0	0.00	0	0.00	0	0.00	6,435	0.15	0
9B	815-28126-030	Salomon Lopez & Soledad Mercado	2008-0002886	10,870	0.25	0	0.00	452	0.010	0	0.00	4,509	0.30	0
9C	815-28126-030	William & Joyce Roberts Rev. Trust	2010-00002570	15,026	0.35	0	0.00	491	0.011	0	0.00	3,619	0.23	0
9D	815-28126-030	Jonathan & Julie Harris	9708028	12,758	0.29	0	0.00	0	0.00	0	0.00	5,839	0.13	0
9E	815-28126-030	Wesley R. & Jennifer D. Hart	2003-23003	24,167	0.55	0	0.00	0	0.00	0	0.00	9,445	0.22	0
9F	815-28126-030	Loft Baylen	2012-00013682	17,567	0.40	0	0.00	0	0.00	0	0.00	6,855	0.15	0
9G	815-28126-010	Ark. Conf. of Seventh-Day Adventist, Inc.	2000-019935	426,800	10.00	28,551	0.68	0	0.00	5,925	0.14	29,034	0.69	0
9H	815-28107-240	Tyson Company	610-449	435,800	10.00	229,179	5.12	0	0.00	0	0.00	21,844	0.30	0

NOTE: Last Known Owner Of 60-Acre Parcel Or Parent Tract



NE 1/4 on 16 R-30-W

BEGIN CONSTRUCTION STA. 0+00

NW 1/4, NW 1/4 Section 15 T-17-N, R-30-W

Property Lines, Existing Right-of-Way, & Existing Easements Adjacent to Tracts 22 - 35 of Southwind Terrace Subdivision Along the South-side of Don Tyson Parkway Per Final Plat for Phase I, II, & V.

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE OZARK NATURAL SCIENCE CENTER REGARDING THE RABBITS FOOT LODGE PROPERTY.

WHEREAS, the City of Springdale purchased the property and improvements known as the Rabbits Foot Lodge property;

WHEREAS, the Ozark Natural Science Center is interested in using the Rabbits Foot Lodge property for educational purposes;

WHEREAS, the City of Springdale, Arkansas, is willing to allow the Ozark Natural Science Center time to conduct a feasibility study to determine the suitability of the Rabbits Foot Lodge property for their educational programs;

WHEREAS, the City of Springdale, Arkansas, and the Ozark Natural Science Center wish to enter into a Memorandum of Understanding, a copy of which is attached hereto as Exhibit "A" and incorporated herein by reference, to memorialize the agreement between the parties;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that the Mayor and City Clerk are authorized to execute a Memorandum of Understanding, attached as Exhibit "A" hereto, with the Ozark Natural Science Center, for the purpose of allowing ONSC the time to conduct a feasibility study on the Rabbits' Foot Lodge Property.

PASSED AND APPROVED this _____ day of _____, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, CITY CLERK

APPROVED AS TO FORM:



Ernest B. Cate, CITY ATTORNEY

Memorandum of Understanding

**Ozark Natural Science Center
1905 Madison 1305
Huntsville, AR 72740
and
The City of Springdale
201 Spring Street
Springdale, AR 72764**

Whereas the above named entities recognize that a Memorandum of Understanding would be of mutual benefit and would serve as an indication of continued interest in cooperation regarding the Rabbits Foot Lodge facility and property, it is understood that:

- 1. This Memorandum of Understanding shall be in effect for 120 days from the date of the last signature.**
- 2. During the time frame set forth by this MOU, Ozark Natural Science Center shall undertake and complete a feasibility study of site suitability, organizational and community capacity to utilize Rabbits Foot Lodge and property for educational purposes.**
- 3. The City of Springdale shall, as requested and as appropriate, assist ONSC with completion of the feasibility study.**
- 4. During the period of this MOU the City of Springdale shall not promote or enter into agreements concerning Rabbits Foot Lodge and property with any other party.**
- 5. This MOU may be terminated by either party with fourteen (14) days prior written notice to the other.**
- 6. Any expenses incurred with regard to fulfilling this MOU are the sole responsibility of the incurring entity.**

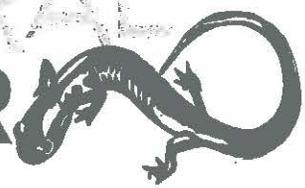
For the Ozark Natural Science Ctr., Signature, Title

Date

For the City of Springdale, Signature, Title

Date

OZARK NATURAL SCIENCE CENTER



Memorandum of Understanding

Ozark Natural Science Center
1905 Madison 1305
Huntsville, AR 72740
and
The City of Springdale
201 Spring Street
Springdale, AR 72764



Whereas the above named entities recognize that a Memorandum of Understanding would be of mutual benefit and would serve as an indication of continued interest in cooperation regarding the Rabbits Foot Lodge facility and property, it is understood that:

1. This Memorandum of Understanding shall be in effect for 120 days from the date of the last signature.
2. During the time frame set forth by this MOU, Ozark Natural Science Center shall undertake and complete a feasibility study of site suitability, organizational and community capacity to utilize Rabbits Foot Lodge and property for educational purposes.
3. The City of Springdale shall, as requested and as appropriate, assist ONSC with completion of the feasibility study.
4. During the period of this MOU the City of Springdale shall not promote or enter into agreements concerning Rabbits Foot Lodge and property with any other party.
5. This MOU may be terminated by either party with fourteen (14) days prior written notice to the other.
6. Any expenses incurred with regard to fulfilling this MOU are the sole responsibility of the incurring entity.

 EXECUTIVE DIR. 9/30/14
For the Ozark Natural Science Ctr., Signature, Title Date

For the City of Springdale, Signature, Title Date

OZARK SCIENCE CENTER

Memorandum of Understanding

Ozark Natural Science Center
1905 Madison 1305
Huntsville, AR 72740
and
The City of Springdale
201 Spring Street
Springdale, AR 72764

Whereas the above named entities recognize that a Memorandum of Understanding would be of mutual benefit and would serve as an indication of continued interest in cooperation regarding the Rabbits Foot Lodge facility and property, it is understood that:

1. This Memorandum of Understanding shall be in effect for 120 days from the date of the last signature.
2. During the time frame set forth by this MOU, Ozark Natural Science Center shall undertake and complete a feasibility study of site suitability, organizational and community capacity to utilize Rabbits Foot Lodge and property for educational purposes.
3. The City of Springdale shall, as requested and as appropriate, assist ONSC with completion of the feasibility study.
4. During the period of this MOU the City of Springdale shall not promote or enter into agreements concerning Rabbits Foot Lodge and property with any other party.
5. This MOU may be terminated by either party with fourteen (14) days prior written notice to the other.
6. Any expenses incurred with regard to fulfilling this MOU are the sole responsibility of the incurring entity.

 EXECUTIVE D.R. 9/30/14
For the Ozark Natural Science Ctr., Signature, Title Date

For the City of Springdale, Signature, Title

Date

ORDINANCE NO. _____

AN ORDINANCE FOR FIRE PROTECTION REQUIREMENTS WITHIN THE SPRINGDALE CITY LIMITS FOR AREAS SERVED BY ANY WATER UTILITY OTHER THAN THE SPRINGDALE WATER AND SEWER COMMISSION.

WHEREAS, there are areas within the corporate limits of the city of Springdale served by a water utility other than the Springdale Water and Sewer Commission; and

WHEREAS, the other water utility cannot provide water at a volume and pressure to satisfy the state fire code; and

WHEREAS, in order to enhance ISO ratings and provide adequate fire protection to its citizens, the City Council of the City of Springdale has determined that there is a need to establish requirements for fire protection within the Springdale City limits for areas served by any water utility other than the Springdale Water and Sewer Commission.

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

Section 1: Areas within the corporate limits of the City of Springdale served by a water utility other than Springdale Water and Sewer Commission. Before a building permit for a residence or commercial structure may be issued or a development approved, the owner or developer, at their expense, must first agree to design and install water lines with hydrants and appurtenances (fire protection loop) that connect to the water lines owned by the Springdale Water and Sewer Commission (Commission) so as to meet city and state fire code as well as Commission specifications. The design of the fire protection loop must be approved by the Commission Engineering Staff prior to the issuance of a building permit or approval of a development. The fire protection loop and easements within which it is located shall be transferred to the Commission to maintain and operate.

Section 2: In order to enhance ISO ratings and provide consistent fire protection within the corporate limits of the City of Springdale, fire protection loops or sprinklers within buildings for fire protection must be connected to water lines owned by the Commission.

Section 3: Any owner of a parcel of land served by a water utility other than the Commission may not apply for annexation into the corporate limits of the City of Springdale until the owner submits a plan and signs an agreement to establish fire protection in accordance with the provisions of this ordinance.

Section 4: The Commission staff shall not perform hydrant or fire system maintenance on any hydrants or systems not part of the Commission water system.

Section 5: This ordinance shall be codified as Section 22-185 of the Code of Ordinances of the City of Springdale, Arkansas.

PASSED AND APPROVED this _____ day of _____, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:



Ernest Cate, City Attorney

ORDINANCE NO. _____

AN ORDINANCE TO ESTABLISH PROCEDURES TO INSURE THAT WATER UTILITY REQUIREMENTS ARE MET PRIOR TO A BUILDING PERMIT BEING ISSUED; TO ESTABLISH PENALTIES FOR VIOLATIONS OF SUCH REQUIREMENTS.

WHEREAS, it is necessary to install certain procedures related to temporary and permanent connections to water service provided by the Springdale Water and Sewer Commission so as to insure that all its requirements are being met to protect the water system and the health of the citizens of Springdale;

WHEREAS, the current procedures do not adequately assure that all the Commission's requirements are observed;

WHEREAS, without additional procedures the water system operated by the Springdale Water and Sewer Commission could be at risk;

WHEREAS, without additional procedures the Springdale Water and Sewer Commission lacks the necessary enforcement tools to achieve compliance with its requirements by those seeking building permits; and

WHEREAS, the City Council of the City of Springdale has determined that there is an urgent need to create procedures for Commission staff to verify that water utility requirements are met prior to a building permit being issued.

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

Section 1: Before a building permit for new construction may be issued and prior to construction, a deposit shall be paid, a temporary water meter shall be set and a frost free hydrant installed. A fire hydrant meter may be used in lieu of a frost free hydrant at the discretion of the water utility, not the builder or permit applicant. No work may begin on the site until all requirements by the City of Springdale and the Springdale Water and Sewer Commission (Commission) are met. The requirements will be in writing or made available on a website.

Section 2: The building permit holder must install a backflow prevention device in accordance with all requirements of the Commission and the Arkansas Department of Health. Any bypassing of a backflow prevention device shall result in the water being shut off, forfeit of the deposit, suspension of the building permit, and work stopped by the City of Springdale. Another deposit must be paid prior to a new meter being installed, water being turned back on and the stop-work order being lifted. The Commission staff shall communicate to the building inspection office when the permit-holder is compliant and the building office shall allow work to resume if all other requirements are met. Bypassing a backflow prevention device shall be a violation of this Ordinance with the consequences stated in Section 6.

Section 3: Only the staff of the Commission may set, move or remove meters.

Section 4: If a fire hydrant is to be used, a fee shall be paid or deposit shall be made according to Commission requirements. A meter will then be issued. The meter must be returned in a timely fashion and in accordance with Commission policy. If the meter is not returned, then the deposit shall be forfeited, the meter surrendered, the building permit suspended and work stopped by the City of Springdale. Another deposit must be paid prior to a new meter being installed, water being turned back on and the stop-work order being lifted. The Commission staff shall communicate to the building inspection office when the permit-holder is compliant and the building inspection office shall allow work to resume if all other requirements are met. The meter shall not be moved by the contractor. Failure to return a meter shall be a violation of this Ordinance with the consequences stated in Section 6.

Section 5: If a fire hydrant is to be used, a hydrant lock will be installed. The permit holder shall not remove the lock or operate the hydrant. The permit holder shall only turn water on or off at the approved metered valve. Tampering with the lock, the fire hydrant, any part of the apparatus or other appurtenances shall result in the deposit shall be forfeited, the meter surrendered, the building permit suspended and work stopped by the City of Springdale. Tampering as defined in this Section shall be a violation of this Ordinance with the consequences stated in Section 6. Actions taken to bypass a water meter and thus avoid paying for water used shall be defined as theft of services as that term is defined in Arkansas statutes with the penalties as provided by law.

Section 6: A violation of the provisions of this Ordinance shall be punishable by Section 1-9 of the Code of Ordinances of the City of Springdale, Arkansas.

Section 7: An applicant for a building permit for new construction must sign a memorandum of understanding outlining the foregoing consequences of non-compliance before the building permit may issue.

Section 8: This ordinance shall not apply to the properties within the City where water service is provided by an entity other than the Commission except in those circumstances where the Commission's water lines and their appurtenances, including fire hydrants, are being utilized during construction.

Section 9: This ordinance shall be codified as Section 22-184 of the Code of Ordinances of the City of Springdale, Arkansas.

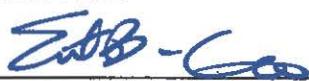
PASSED AND APPROVED This ____ day of _____, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED:



Ernest Cate, City Attorney

RESOLUTION NO. _____

**A RESOLUTION AMENDING THE 2014
BUDGET OF THE CITY OF SPRINGDALE
POLICE DEPARTMENT**

WHEREAS, the Police Department has disposed of some old equipment that generated revenue for the General Fund; and

WHEREAS, the Police Chief has requested that these additional funds be appropriated for purchase of additional equipment;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that the 2014 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	10105013920000	Sale of Capital Assets	0	32,671		32,671
Police	10105014218031	Vehicles	162,000	22,790		184,790
Police	10105014216002	Operational Supplies	122,360	9,881		132,241

PASSED AND APPROVED this 14th day of October, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:



Ernest B. Cate, City Attorney

MEMO

Date: 9/22/2014
To: Wyman Morgan
From: Chief Kathy O'Kelley
Re: Transfer of Funds

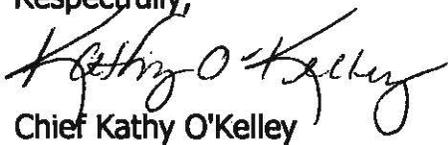
Wyman:

I am requesting the transfer of \$32, 671.00 from Revenue Account – 101-0501-392.00-00 (Sell of Capital Assets) to the following accounts:

Vehicles	101-0501-421.80-31	\$22,790.00
Operational Supplies	101-0501-421.60-02	\$9,881.00

This funding will be used to reimburse the budget for the cost of the electric trails vehicle, replace two undercover vehicles, and purchase portable radios.

Respectfully,


Chief Kathy O'Kelley

Closed Auction Report

Jan 01,2014 To Aug 11,2014

Auction #	Title	Department	Qty	# of Bids	End Price	Start Date	End Date	Sold To	Status	Paid	Pickup Location
1117324	2013 Chevy Tahoe	City of Springdale Auctions	1	23	\$13,400.00	Apr 28,2014	May 12,2014	xman47 - xavier escobar	Sold	Yes	City of Springdale
1138672	2006 Ford Crown Vic		1	9	\$1,881.00	Jun 02,2014	Jun 16,2014	cabskc1512 - Donald G Horner	Sold	No	City of Springdale
1159341	0608, 2006 Ford Crown Vic		1	14	\$1,805.00	Jul 01,2014	Jul 08,2014	cabskc1512 - Donald G Horner	Sold	No	City of Springdale
1159287	0617, 2006 Ford Crown Vic		1	14	\$1,861.00	Jul 01,2014	Jul 08,2014	cabskc1512 - Donald G Horner	Sold	No	City of Springdale
1166360	2003 Ford Crown Vic #0307	City of Springdale Auctions	1	6	\$1,802.00	Jul 10,2014	Jul 24,2014	cdyv - Cody VanCamp	Sold	No	City of Springdale
1166351	2003 Ford Crown Vic #0325	City of Springdale Auctions	1	23	\$1,025.00	Jul 10,2014	Jul 24,2014	furnesda - Daniel A Furness	Sold	No	City of Springdale
1177490	2005 Ford Crown Vic #0503		1	33	\$1,825.00	Jul 24,2014	Jul 31,2014	rcander - Robert C Anderson	Sold	No	City of Springdale
1177463	2003 Ford Crown Vic #0318		1	20	\$1,550.00	Jul 24,2014	Jul 31,2014	SHOTGUN777 - DWAIN L CHRISTIAN II	Sold	No	City of Springdale
1171268	2006 Ford Crown Vic #0607	City of Springdale Auctions	1	15	\$1,850.00	Jul 18,2014	Aug 01,2014	a10 - arvin kamali	Sold	No	City of Springdale
1171254	2006 Ford Crown Vic #606	City of Springdale Auctions	1	17	\$2,400.00	Jul 18,2014	Aug 01,2014	cdyv - Cody VanCamp	Sold	No	City of Springdale
1181803	2003 Ford Crown Vic #0326		1	20	\$1,725.00	Jul 31,2014	Aug 07,2014	draday1101 - andrae woods	Sold	No	City of Springdale
1181849	2003 Ford Crown Vic #0312		1	13	\$1,525.00	Jul 31,2014	Aug 07,2014	bigpaulpv - paul g smith	Sold	No	City of Springdale
Total					\$32,449.00						



Auction #1186122 - 3 Sharp Copiers In Good Working Condition as a Package

Final Price \$122.50 Time Left Closed High Bidder bigpaulpv # of Bids 4 First Offer \$1.00 Auction Started Aug 6, 2014 3:13:50 PM CDT Auction Ended Aug 13, 2014 3:00:00 PM CDT	Bidding History ↔ CHANGE WINNER View Viewing History [Bid Activity][Graph] Resend Emails Resend closing emails [Resend]
Seller City of Springdale [View seller's auctions]	

Note: Bids are listed from highest to lowest bid amount.
 A star (★) indicates the current winner(s) of the auction.

Bidder		Bid Date	Bid Amount	Payment
bigpaulpv	★ 🏆	Aug 12, 2014 2:40:10 PM CDT	\$122.50	ENTER PAYMENT
copiersvictor		Aug 13, 2014 9:43:20 AM CDT	\$120.00	
igotcopier		Aug 8, 2014 12:36:07 PM CDT	\$50.00	
duggardad@gmail.com		Aug 7, 2014 5:00:49 PM CDT	\$10.00	

[Return to Auction](#)

Group number : 969 AP 4/4/2014 JANICE
Accounting period : 04/2014 mm/yyyy
Posting date : 04/04/2014 mm/dd/yyyy

Transaction date : 04/04/2014 mm/dd/yyyy
Invoice number : 02-19254
Account number : 101-0501-121.80-31 VEHICLES
Project number :
Amount : 10,790.00
Liquidated amount : .00
Discount amount : .00
Retainage amount : .00
Net transaction amount : 10,790.00

Voucher number :
PO number :
Vendor number : 8440 CLEAR CREEK GOLF CAR & EQ CO
Description 1 : POLICE 2013 POLARIS GEM
Description 2 : MY 13 E2S
Transaction type code :

F3=Exit F12=Cancel F15=Group Inquiry F24=More keys

RESOLUTION NO. _____

**A RESOLUTION AMENDING THE 2014
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 renovation and furnishing of the report room and old evidence storage area;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that the 2014 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	66,500	38,000		104,500

PASSED AND APPROVED this 14th day of October, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:



Ernest B. Cate, City Attorney

MEMO

Date: 9/24/2014
To: Wyman Morgan
From: Chief Kathy O'Kelley
Re: Transfer on Funds

Wyman:

Attached you will find quotes and a floor plan for a renovation project for the report room and old evidence storage area of the Police Department.

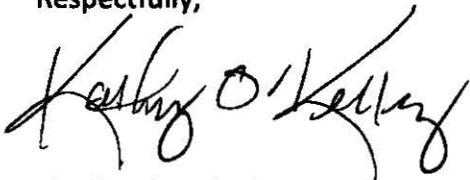
While we asked for quotes from three Construction Company's we only received one response from Evans Construction. We have used them several times in the past and have been very pleased with the work they performed as well as their price. There quote for \$17,520.00 for the construction part of this project.

We have two quotes for furniture, one from Admiral Express for \$11,793.01 and the other from Mosier Corporation for \$11,682.24. We would like to share the acquisition of furniture between these two companies as we prefer some items offered by one company over the other.

We requested three quotes and received two quotes from flooring company's ranging in price from \$7,550.00 to \$9,093.89. We would like to use Davis Floor Covering whose proposal the lowest.

I am requesting a transfer of \$38,000.00 from Asset Forfeiture #101-0501-331.20-00 to the Police Department budget, account#101-0501-421.70-21 to complete this project.

Respectfully,



Chief Kathy O'Kelley

Remodel of old evidence area

Contractors

Evans Construction – Randy Evans - \$17,020, plus \$500 for change to floor plan, \$17,520.00

Milestone Construction – Mike Davis - Came to PD and looked at project, but no bid.

Pianalto Construction – left messages, no return call

Flooring

Davis Floor Covering - \$7,550.00

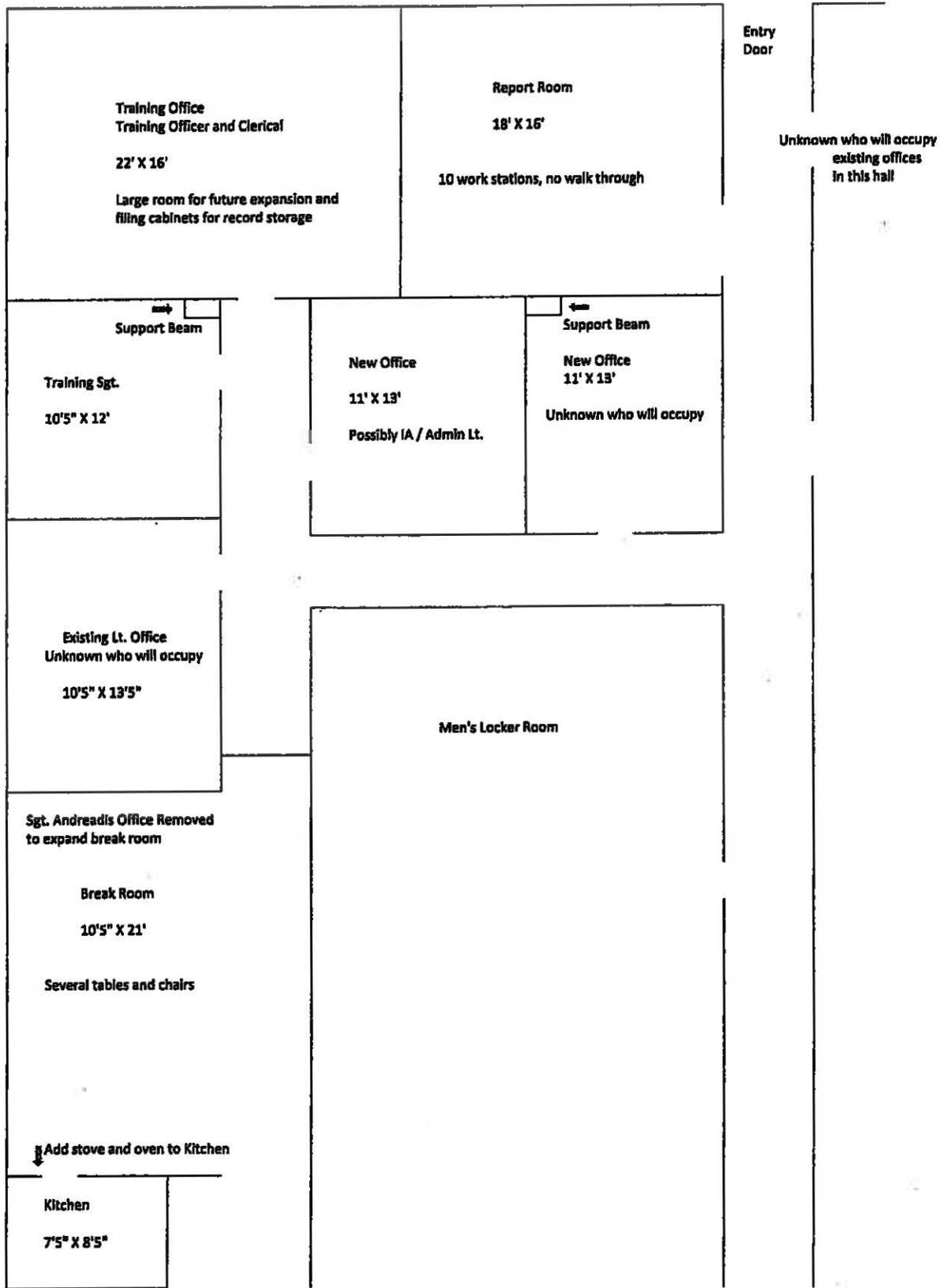
Ozark Floor Company - \$9,093.89

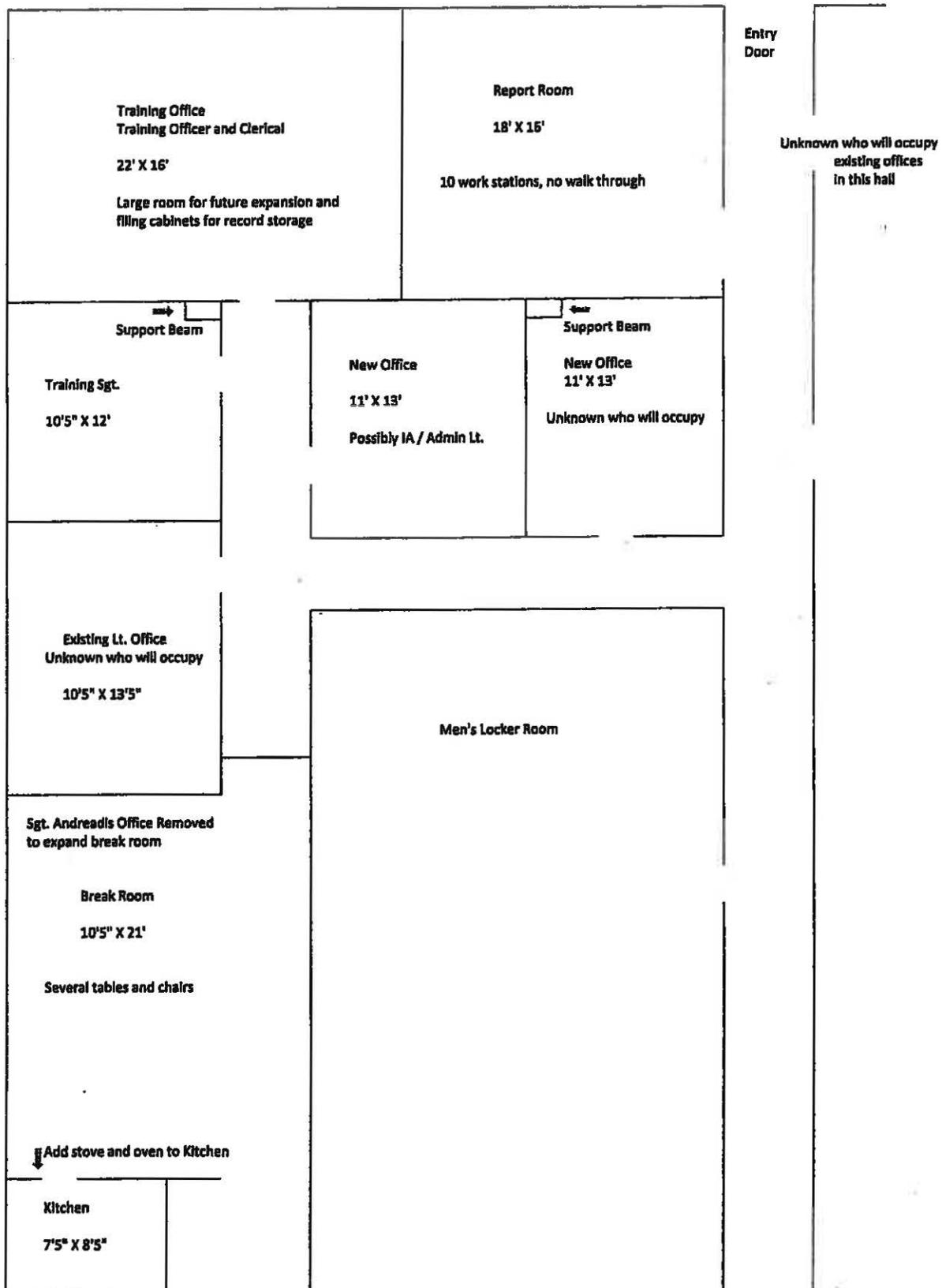
Furniture

Admiral Express – \$11,793.01

Mosier Corporation - \$11,682.24

Total - \$36,752.24





Evans Construction and Remodeling LLC
1123 Crutcher St
Springdale, AR 72764
Cell (479) 530-0801



Date
8/6/14
Quote

Job Name and Address

Springdale Police Dept
Report Room
Springdale, AR
Attn: M. Peters

<u>Description</u>	<u>Cost</u>
Demo existing walls	\$1,000.00
Demo brick wall and install header	\$500.00
Build walls to divide room as per drawing	\$2,500.00
Sheet rock, tape, mud, and texture to match existing	\$1,440.00
Move existing lights and switches as needed	
Install data ports as needed	\$2,080.00
Move existing HVAC vents as needed	\$1,100.00
Install (5) interior doors with locks to match existing	\$2,500.00
Door and lockset cost	\$2,500.00
Install new ceiling tile throughout	\$1,000.00
sheetrock,sheetrock mud ,tape,and ceiling tiles	\$2,400.00
Total cost material and labor	\$17,020.00

Thank You
Randy

Davis

FLOOR COVERING, INC.

TM

Estimate

Date: 8/29/2014

Salesman: Lewis Teague

372-B Randall Wobbe Lane
Springdale, AR 72764
479-756-5244 Phone
479-756-5277 Fax

Estimate To:

Cpt Mike Peters
Springdale PD

JOB: Springdale PD, training area

LOCATION: Springdale, AR

QTY	U/M	DESCRIPTION	PRICE	TOTAL
		Furnish and Install:		
Option 1		Carpet in Training office area, VCT breakroom, carpet hallways includes take up existing, floor prep, transitions furniture to be moved and replaced by others new rubber cove base is included		\$ 7,550.00
Option 2		Carpet in training offie area, VCT in breakroom, VCT hallways		\$ 7,310.00

Terms: material billed as recieved, labor as performed, monthly, due in 30 days.
Restock Fee: 25% Restock fee on special order merchandise returned only IF OUR
SUPPIERS WILL TAKE IT BACK.
All past due accounts will be charged a monthly interest rate of 1.25% which is an annual rate
of 15%.

If you have any questions concerning this estimate, please feel free to contact us at the above
phone number.

THANK YOU FOR YOUR BUSINESS!

SUBTOTAL	
TAX RATE	9.75%
SALES TAX	included
OTHER	
TOTAL	

OZARK FLOOR COMPANY928 NORTH COLLEGE
FAYETTEVILLE, AR 72701
USA**QUOTATION**

Quote Number: 090814/spr police2

Quote Date: Sep 8, 2014

Page: 1

Voice: 4794424451

Fax: 4794428777

Quoted To:
SPRINGDALE ADMINISTRATION BLDG 201 SPRING STREET SPRINGDALE, AR 72764 USA

Customer ID	Good Thru	Payment Terms	Sales Rep
SPRINGDALE ADMIN	10/8/14	Net 30 Days	JANUARY

Quantity	Item	Description	Unit Price	Amount
540.00		VCT FURNISH & INSTALL	2.00	1,080.00
171.00		SHAW CARPET TILE FURNISH & INSTALL	36.00	6,156.00
600.00		RUBBER BASE FURNISH & INSTALL	1.75	1,050.00
		Assume floor ready for installation!		
			Subtotal	8,286.00
			Sales Tax	807.89
			TOTAL	9,093.89

OZARK FLOOR COMPANY928 NORTH COLLEGE
FAYETTEVILLE, AR 72701
USA**QUOTATION**

Quote Number: 090814/spr police1

Quote Date: Sep 8, 2014

Page: 1

Voice: 4794424451

Fax: 4794428777

Quoted To:SPRINGDALE ADMINISTRATION BLDG
201 SPRING STREET
SPRINGDALE, AR 72764
USA

Customer ID	Good Thru	Payment Terms	Sales Rep
SPRINGDALE ADMIN	10/8/14	Net 30 Days	JANUARY

Quantity	Item	Description	Unit Price	Amount
675.00		VCT FURNISH & INSTALL	2.00	1,350.00
144.00		SHAW CARPET TILE FURNISH & INSTALL	36.00	5,184.00
600.00		RUBBER BASE FURNISH & INSTALL	1.75	1,050.00
		Assume existing floorcoverings and adhesives removed from concrete prior to our installation!		
			Subtotal	7,584.00
			Sales Tax	739.44
			TOTAL	8,323.44

Moser Corporation
 601 N 13th Street
 Rogers AR 72756
 479-636-3481

Sell Price Report

2020

Prepared For:

Job:
 PO Number:
 By: Murphy Still
 Notes:

Page 1 of 1
 9/18/2014
 2:42:24PM
 Springdale Police Optimize

Line #	Qty	Part Number	Part Description	Sell Price	Extended
1	6	CEP2429F	Freestanding 24DX29-1/2H End Pnl Sup	\$50.40	\$302.40
2	3	CSL2429F	Freestanding 24Dx29-1/2H Sup Leg	\$43.65	\$130.95
3	3	CDL29	Corner Desk Leg 29-1/2H	\$40.44	\$121.32
4	3	CS724	Half Hgt 14Hx72W Mod Pnl	\$51.36	\$154.08
5	6	CS364	Half Hgt 14Hx36W Mod Pnl	\$44.94	\$269.64
6	6	TK365YEB	DNA Wall Track Kit 65H-Pair of Ends	\$59.06	\$354.36
7	3	ZS36	36W Open Bookshelf/Stride Height	\$79.93	\$239.79
8	6	870824	Taslight w/electronic Ballast for 24W	\$72.22	\$433.32
9	20	T6BK	Worksurface Bracket Kit	\$13.48	\$269.60
10	26	P342PV	Optimize Panel End Covers 42.5H	\$19.58	\$509.08
11	3	P5F922ERS	Optimize Cmr Cv 36x72-24L/24R Ext R-H Flat Scal	\$174.30	\$522.90
12	3	P5F2436SS	Optimize Primary 36Wx24D Flat w/Scal	\$57.78	\$173.34
13	3	P28152088FB	Optimize Support Box/Box/File 28Hx19 7/8Dx15W	\$148.30	\$444.90
14	10	P5F2442SS	Optimize Primary 42Wx24D Flat w/Scal	\$70.62	\$706.20
15	13	P14224N	Optimize Non-Tackable Panel 42.5H x 24W	\$86.67	\$1,126.71
16	3	OH1536FD	15H x36W Flipper Door Overhead-No Pull	\$174.62	\$523.86
17	3	862072	Tackboard 72W 20H	\$120.05	\$360.15
18	4	AM-313N	L-Desk, Rectangular, 30x66 Desk, 24x18 Return, Ped 2b1f, Ped 2f, Amber Series	\$546.68	\$2,186.72
19	4	A540	22x36 Storage, Lateral, 2d, Amber Series	\$142.86	\$571.44
20	4	HBBX36	Hospitality Tbl 3" Dia. Single Column Base 36" x 36"	\$104.81	\$419.24
21	4	H1322	Hospitality Tbl Round Top w/ Self Edge 42" Dia	\$176.96	\$707.84
22	4	H4041	Olson Stacker 4040 Series Polymer Seat&Back 4-per cmt	\$288.60	\$1,154.40
				Total Sell:	\$11,682.24

ADMIRAL Express

OFFICE SUPPLY

Hon Accelerate W/ 42" Panels

Date: 8/29/2014
Valid Until:
Order No.:
Rep: Janice Coates
918-249-4023
janice@admiralexpress.com

Quote

Bill To:
Springdale Police Dept.

Ship To:
Springdale Police Dept.

Springdale AR

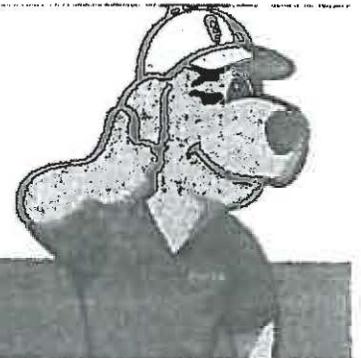
Springdale AR

Item	Qty.	Product	List Price	Sell Price	
				Unit	Extended
1	4	NDI PL2102 66"W x 30"D x 29"H Desk Shell w/rectangle top Select Laminate Color ~ Undecided LAMINATE Option	\$ 399.00	\$153.22	\$612.88
2	4	NDI PL2145 48"W x 24"D x 29"H Return Shell Select Laminate Color ~ Undecided LAMINATE Option	\$ 282.00	\$107.18	\$428.72
3	4	NDI PL175 15/5/8"W x 22"D x 27-3/4"H File/File Ped Select Laminate Color ~ Undecided LAMINATE Option	\$ 474.00	\$182.09	\$728.36
4	4	NDI PL166 15/5/8"W x 22"D x 27-3/4"H Box/Box/File Ped Select Laminate Color ~ Undecided LAMINATE Option	\$ 464.00	\$178.24	\$712.96
5	4	NDI PL112 35 3/4"Wx22"Dx29"H Two Drawer Lateral File Select Laminate Color ~ Undecided LAMINATE Option	\$ 824.00	\$316.54	\$1,266.16
6	4	HON H4031 Gueststacker 4030 Series Chair Text Seat&Back Set of 4 Shell Color Option ... Skipped Option Select Paint Color .T COLOR: BLACK	\$ 499.00	\$245.00	\$980.00
7	5	NDI PLTXBM33 Hospitality Tbl 3" Dia. Single Column Base 36" x 36" Select Base Color .P Color: Black	\$ 229.00	\$87.98	\$439.90
8	5	NDI PLT42R Hospitality Tbl Rnd Hosp. Top w/ T-Mld Edg 42" Dia Select High Pressure Laminate ~ Undecided LAMINATE Option Select Standard T-Mold Color ~ Undecided T-MOLD Option	\$ 329.00	\$126.39	\$631.95
9	12	SAF 1930 Workstation Desk 24D x 36W x 29-1/2H Grommet Selection	\$ 320.00	\$189.00	\$2,268.00
10	8	HON HENTP4236F Accelerate Non-Tackable Panel 42.5H x 36W Fabric Selection \$(3) Fabric Grade III SELECT GRADE 3 FABRIC .PN FABRIC: Appoint Select Appoint Fabric Color ~ Undecided FABRIC Option	\$ 277.00	\$90.71	\$725.68

33% Deposit Required on All Orders Over \$10,000.00
Lead Time is 2-3 Weeks

P 918.249.4030 1823 N. Yellowwood Ave.
F 918.249.4087 Broken Arrow, OK 74012 www.admiralexpress.com

Locally devoted to you



Item	Qty.	Product			List Price	Sell Price	
						Unit	Extended
			Select Paint Color	\$(CORE)		PAINT: Select Core Paint	
			Select Core Paint	~		Undecided PAINT Option	
11	3	HON HEWCR2436PS	36W x 24D Rt Corner Radial Edge Edgeband w/Scal		\$ 349.00	\$114.30	\$342.90
			Laminate Selection	~		Undecided LAMINATE Option	
			Select Edgeband Color	~		Undecided EDGE Option	
12	6	HON HEWR2436PS	Primary 36Wx24D Edgeband w/Scal		\$ 170.00	\$55.68	\$334.08
			Laminate Selection	~		Undecided LAMINATE Option	
			Select Edgeband Color	~		Undecided EDGE Option	
13	6	HON HENTP4224F	Accelerate Non-Tackable Panel 42.5H x 24W		\$ 239.00	\$78.28	\$469.68
			Fabric Selection	\$(3)		Fabric Grade III	
			SELECT GRADE 3 FABRIC	.PN		FABRIC: Appoint	
			Select Appoint Fabric Color	~		Undecided FABRIC Option	
			Select Paint Color	\$(CORE)		PAINT: Select Core Paint	
			Select Core Paint	~		Undecided PAINT Option	
14	3	HON HVFB23R	Box/Box/File 28H x 22 7/8D x 15W		\$ 418.00	\$136.90	\$410.70
			Select Lock Option	.L		Lock: Lock	
			Select Paint Color	\$(CORE)		PAINT: Select Core Paint	
			Select Paint	...		Skipped Option	
15	3	HON HVFF23R	File/File 28H x 22 7/8D x15W		\$ 418.00	\$136.90	\$410.70
			Select Lock Option	.L		Lock: Lock	
			Select Paint Color	\$(CORE)		PAINT: Select Core Paint	
			Select Paint	...		Skipped Option	
16	1	HON HH879168	Base- In-Feed Cable 3-1 & 2-2 Systems		\$ 446.00	\$146.06	\$146.06
17	3	HON HH871236	Electrical Power Harness 36W 3-1 & 2-2 Systems		\$ 171.00	\$56.00	\$168.00
18	3	HON HH871501	Duplex Receptacle Circuit 1 3-1 & 2-2 Systems		\$ 33.00	\$10.81	\$32.43
			Select Paint Color	...		Skipped Option	
19	1	HON HH871503	Duplex Receptacle Circuit 3 3-1 System Only		\$ 33.00	\$10.81	\$10.81
			Select Paint Color	...		Skipped Option	
20	2	HON HH871502	Duplex Receptacle Circuit 2 3-1 & 2-2 Systems		\$ 33.00	\$10.81	\$21.62
			Select Paint Color	...		Skipped Option	
21	12	HON HCTL242	24D Cantilever One Pair		\$ 69.00	\$22.60	\$271.20
			Select Paint Color	\$(CORE)		PAINT: Select Core Paint	
			Select Core Paint	~		Undecided PAINT Option	
22	4	HON HEC42PS	Extended Straight Connector 42.5H		\$ 101.00	\$33.08	\$132.32

33% Deposit Required on All Orders Over \$10,000.00
Lead Time is 2-3 Weeks

P 918.249.4030 1823 N. Yellowwood Ave.
F 918.249.4087 Broken Arrow, OK 74012 www.admiralexpress.com

Locally devoted to you



Item	Qty.	Product			Sell Price	
			List Price	Unit	Extended	
		Select Paint Color	\$(CORE)	PAINT: Select Core Paint		
		Select Core Paint	...	Skipped Option		
23	2	HON HEC42PL			\$ 101.00	\$33.08 \$66.16
		L Connector 42.5H				
		Select Paint Color	\$(CORE)	PAINT: Select Core Paint		
		Select Core Paint	...	Skipped Option		
24	1	HON HEC42PX			\$ 101.00	\$33.08 \$33.08
		X Connector 42.5H				
		Select Paint Color	\$(CORE)	PAINT: Select Core Paint		
		Select Core Paint	...	Skipped Option		
25	2	HON HEC42PT			\$ 101.00	\$33.08 \$66.16
		T Connector 42.5H				
		Select Paint Color	\$(CORE)	PAINT: Select Core Paint		
		Select Core Paint	...	Skipped Option		
26	6	HON HEFEC42P			\$ 42.00	\$13.75 \$82.50
		Panel Finished End Covers 42.5H				
		Select Paint Color	\$(CORE)	PAINT: Select Core Paint		
		Select Core Paint	...	Skipped Option		
27	1				\$ 0.00	\$0.00 \$0.00

Total: \$11,793.01
+Tax

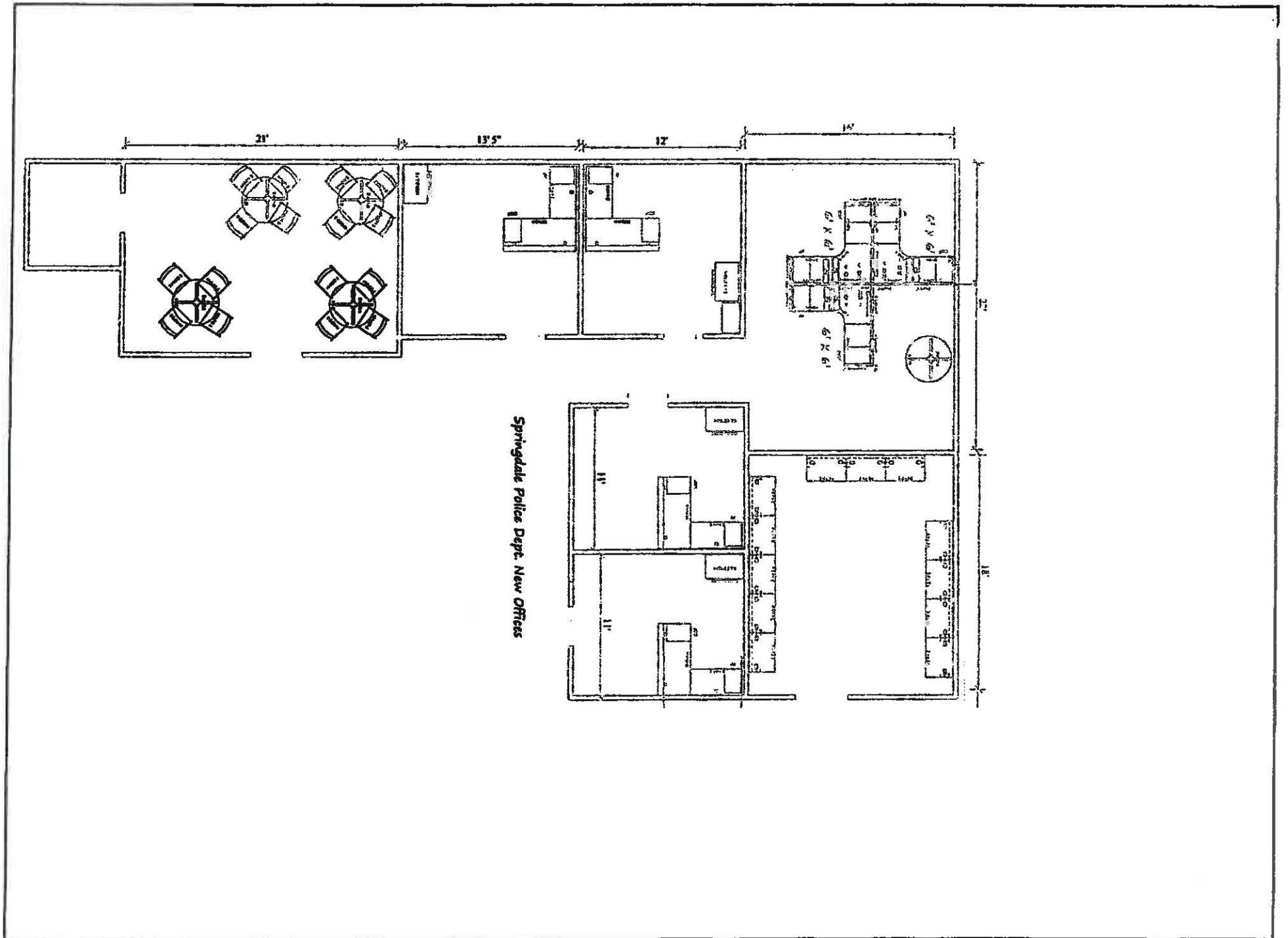
Your Price

33% Deposit Required on All Orders Over \$10,000.00
Lead Time is 2-3 Weeks

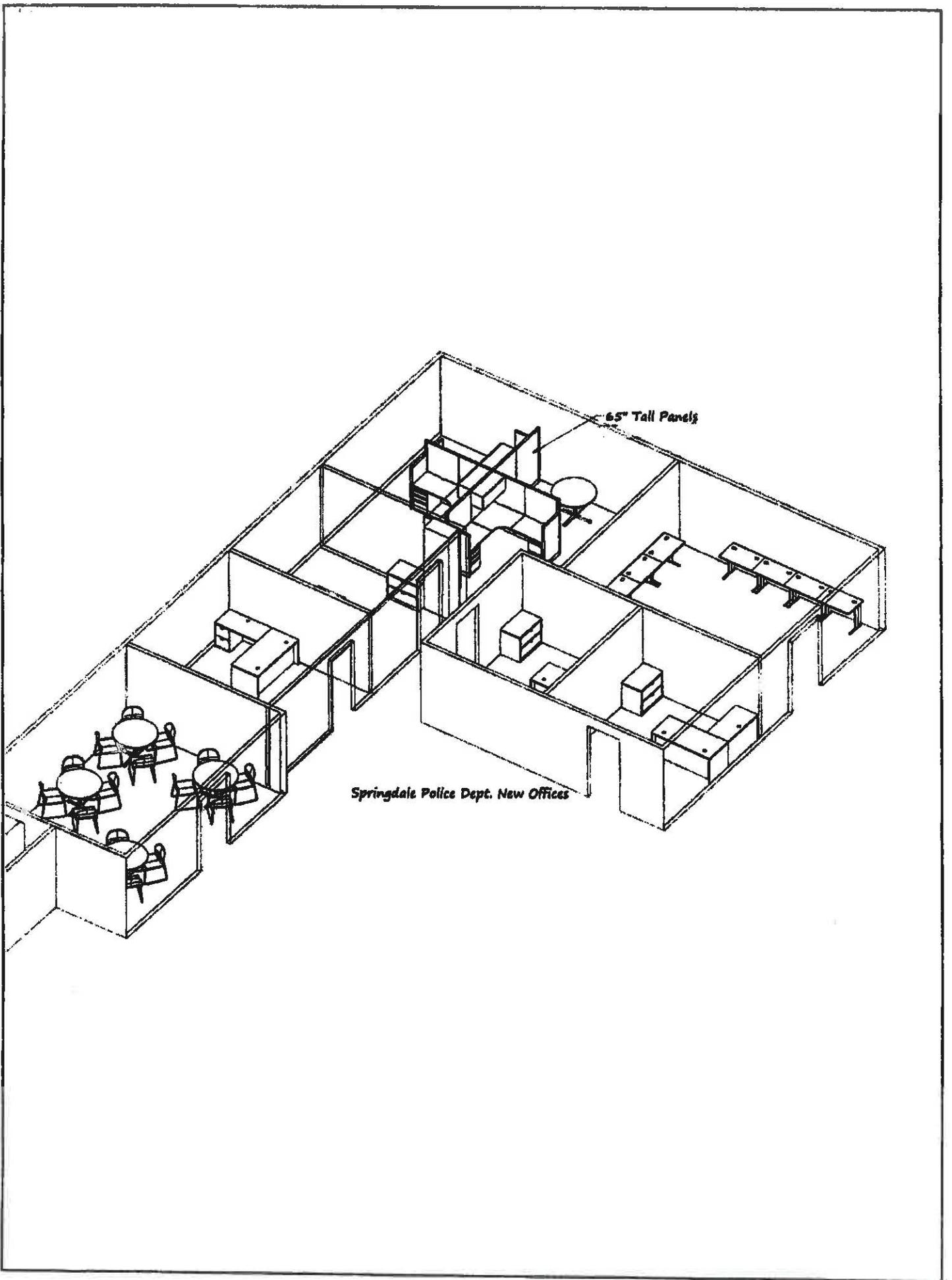
P 918.249.4030 1823 N. Yellowwood Ave.
F 918.249.4087 Broken Arrow, OK 74012 www.admiralexpress.com

Locally devoted to you



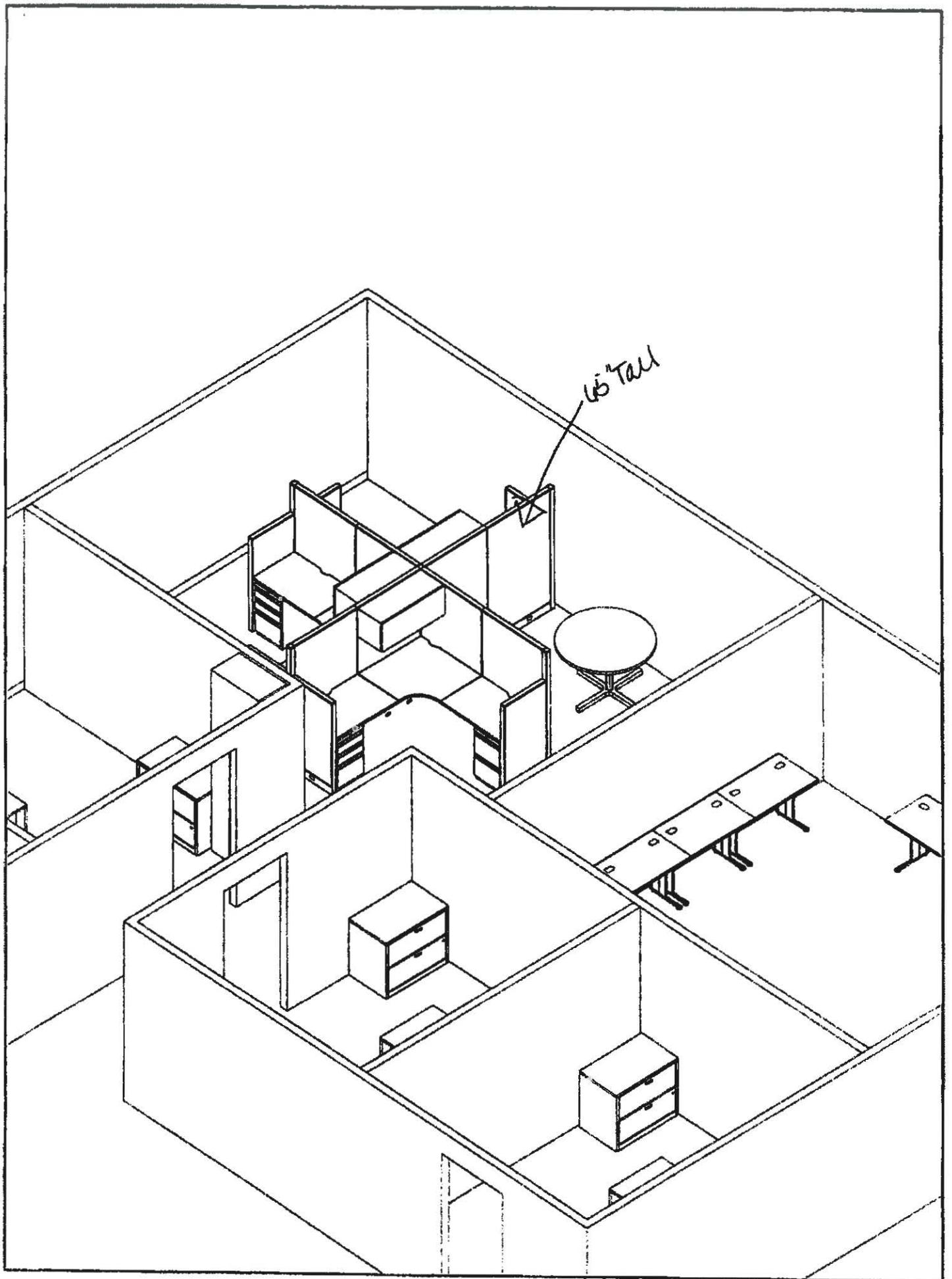


Springdale Police Dept. New Offices



Springdale Police Dept. New Offices

65" Tall Panels





Hon Accelerate System w/ 65" Tall Panels

Date: 6/29/2014
 Valid Until:
 Order No.:
 Rep: Janice Coates
 918-249-4023
 janice@admiralexpress.com

OFFICE SUPPLY

Bill To:
 Springdale Police Dept.

Ship To:
 Springdale Police Dept.

Quote

Springdale AR

Springdale AR

Item	Qty.	Product	List Price	Sell Price	
				Unit	Extended
1	4	NDI PL2102 66"W x 30"D x 29"H Desk Shell w/rectangle top Select Laminate Color ... Skipped Option	\$ 399.00	\$153.22	\$612.88
2	4	NDI PL2145 48"W x 24"D x 29"H Return Shell Select Laminate Color ... Skipped Option	\$ 282.00	\$107.18	\$428.72
3	4	NDI PL175 15/5/8"W x 22"D x 27-3/4"H File/File Ped Select Laminate Color ... Skipped Option	\$ 474.00	\$182.09	\$728.36
4	4	NDI PL166 15/5/8"W x 22"D x 27-3/4"H Box/Box/File Ped Select Laminate Color ... Skipped Option	\$ 464.00	\$178.24	\$712.96
5	4	NDI PL112 35 3/4"Wx22"Dx29"H Two Drawer Lateral File Select Laminate Color ... Skipped Option	\$ 824.00	\$316.54	\$1,266.16
6	4	HON H4031 Gueststacker 4030 Series Chair Text Seat&Back Set of 4 Shell Color Option ~ Undecided SHELL Option Select Paint Color .T COLOR: BLACK	\$ 499.00	\$245.00	\$980.00
7	5	NDI PLT42R Hospitality Tbl Rnd Hosp. Top w/ T-Mld Edg 42" Dia Select High Pressure Laminate ... Skipped Option Select Standard T-Mold Color ... Skipped Option	\$ 329.00	\$126.39	\$631.95
8	5	NDI PLTXBM33 Hospitality Tbl 3" Dia. Single Column Base 36" x 36" Select Base Color .P Color: Black	\$ 229.00	\$87.98	\$439.90
9	12	HON 1930 Workstation Series Desk 24D x 36W x 29-1/2H	\$ 320.00	\$189.00	\$2,268.00
10	8	HON HETP6536F Tackable Panel 65H x 36W Fabric Selection \$(3) Fabric Grade III SELECT GRADE 3 FABRIC .PN FABRIC: Appoint Select Appoint Fabric Color ~ Undecided FABRIC Option Select Paint Color \$(CORE) PAINT: Select Core Paint	\$ 400.00	\$131.00	\$1,048.00

33% Deposit Required on All Orders Over \$10,000.00
 Lead Time is 2-3 Weeks

P 918.249.4030 1823 N. Yellowood Ave.
 F 918.249.4087 Broken Arrow, OK 74012 www.admiralexpress.com

Locally devoted to you



Item	Qty.	Product			List Price	Sell Price	
						Unit	Extended
			Select Core Paint	~	Undecided PAINT Option		
11	6	HON HETPS024F	Tackable Panel 50H x 24W		\$ 325.00	\$106.44	\$638.64
			Fabric Selection	\$(3)	Fabric Grade III		
			SELECT GRADE 3 FABRIC	.PN	FABRIC: Appoint		
			Select Appoint Fabric Color	~	Undecided FABRIC Option		
			Select Paint Color	\$(CORE)	PAINT: Select Core Paint		
			Select Core Paint	~	Undecided PAINT Option		
12	3	HON HEWCR2436PS	36W x 24D Rt Corner Radial Edge Edgeband w/Scal		\$ 349.00	\$114.30	\$342.90
			Laminate Selection	~	Undecided LAMINATE Option		
			Select Edgeband Color	~	Undecided EDGE Option		
13	6	HON HEWR2436PS	Primary 36Wx24D Edgeband w/Scal		\$ 170.00	\$55.68	\$334.08
			Laminate Selection	~	Undecided LAMINATE Option		
			Select Edgeband Color	~	Undecided EDGE Option		
14	3	HON HVFB23R	Box/Box/File 28H x 22 7/8D x 15W		\$ 418.00	\$136.90	\$410.70
			Select Lock Option	.L	Lock: Lock		
			Select Paint Color	\$(CORE)	PAINT: Select Core Paint		
			Select Paint	...	Skipped Option		
15	3	HON HVFF23R	File/File 28H x 22 7/8D x15W		\$ 418.00	\$136.90	\$410.70
			Select Lock Option	.L	Lock: Lock		
			Select Paint Color	\$(CORE)	PAINT: Select Core Paint		
			Select Paint	...	Skipped Option		
16	3	HON HRVOH36FM	Abound Overhead-Metal Flipper Door 36"		\$ 479.00	\$156.88	\$470.64
			Select Paint Color	\$(CORE)	PAINT: Select Core Paint		
			Select Core Paint	~	Undecided PAINT Option		
			Select Lock Option	.L	Lock: Lock		
17	3	HON HH870930	Tasklight 30W		\$ 185.00	\$60.59	\$181.77
18	3	HON HH871236	Electrical Power Harness 36W 3-1 & 2-2 Systems		\$ 171.00	\$56.00	\$168.00
19	3	HON HH871501	Duplex Receptacle Circuit 1 3-1 & 2-2 Systems		\$ 33.00	\$10.81	\$32.43
			Select Paint Color	...	Skipped Option		
20	3	HON HH871502	Duplex Receptacle Circuit 2 3-1 & 2-2 Systems		\$ 33.00	\$10.81	\$32.43
			Select Paint Color	...	Skipped Option		
21	4	HON HEC42PS	Extended Straight Connector 42.5H		\$ 101.00	\$33.08	\$132.32
			Select Paint Color	\$(CORE)	PAINT: Select Core Paint		
			Select Core Paint	~	Undecided PAINT Option		

33% Deposit Required on All Orders Over \$10,000.00
Lead Time is 2-3 Weeks

P 918.249.4030
F 918.249.4087

1823 N. Yellowwood Ave.
Broken Arrow, OK 74012

www.admiralxpress.com

Locally devoted to you



Item	Qty.	Product	List Price	Sell Price	
				Unit	Extended
22	1	HON HEC65PL L Connector 65H Select Paint Color \$(CORE) PAINT: Select Core Paint Select Core Paint ~ Undecided PAINT Option	\$ 131.00	\$42.90	\$42.90
23	6	HON HNCVH2 Variable Height Connector Kit 15H	\$ 28.00	\$9.18	\$55.08
24	1	HON HEC65PX X Connector 65H Select Paint Color \$(CORE) PAINT: Select Core Paint Select Core Paint ~ Undecided PAINT Option	\$ 131.00	\$42.90	\$42.90
25	1	HON HEC65PL L Connector 65H Select Paint Color \$(CORE) PAINT: Select Core Paint Select Core Paint ~ Undecided PAINT Option	\$ 131.00	\$42.90	\$42.90
26	2	HON HEC65PT T Connector 65H Select Paint Color \$(CORE) PAINT: Select Core Paint Select Core Paint ~ Undecided PAINT Option	\$ 131.00	\$42.90	\$85.80
27	6	HON HEFEC50P Panel Finished End Covers 50H Select Paint Color \$(CORE) PAINT: Select Core Paint Select Core Paint ~ Undecided PAINT Option	\$ 45.00	\$14.74	\$88.44
28	1	HON HH879072 Base In-Feed Cable Base 3-1 & 2-2 Systems	\$ 190.00	\$62.23	\$62.23
29	9	HON HCTL242 24D Cantilever One Pair Select Paint Color \$(CORE) PAINT: Select Core Paint Select Core Paint ~ Undecided PAINT Option	\$ 69.00	\$22.60	\$203.40

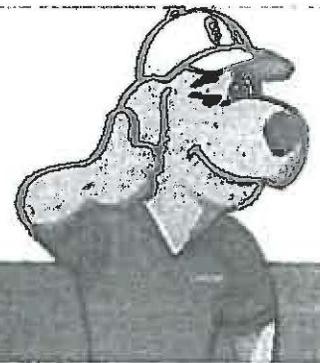
Total: \$12,895.19
+Tax

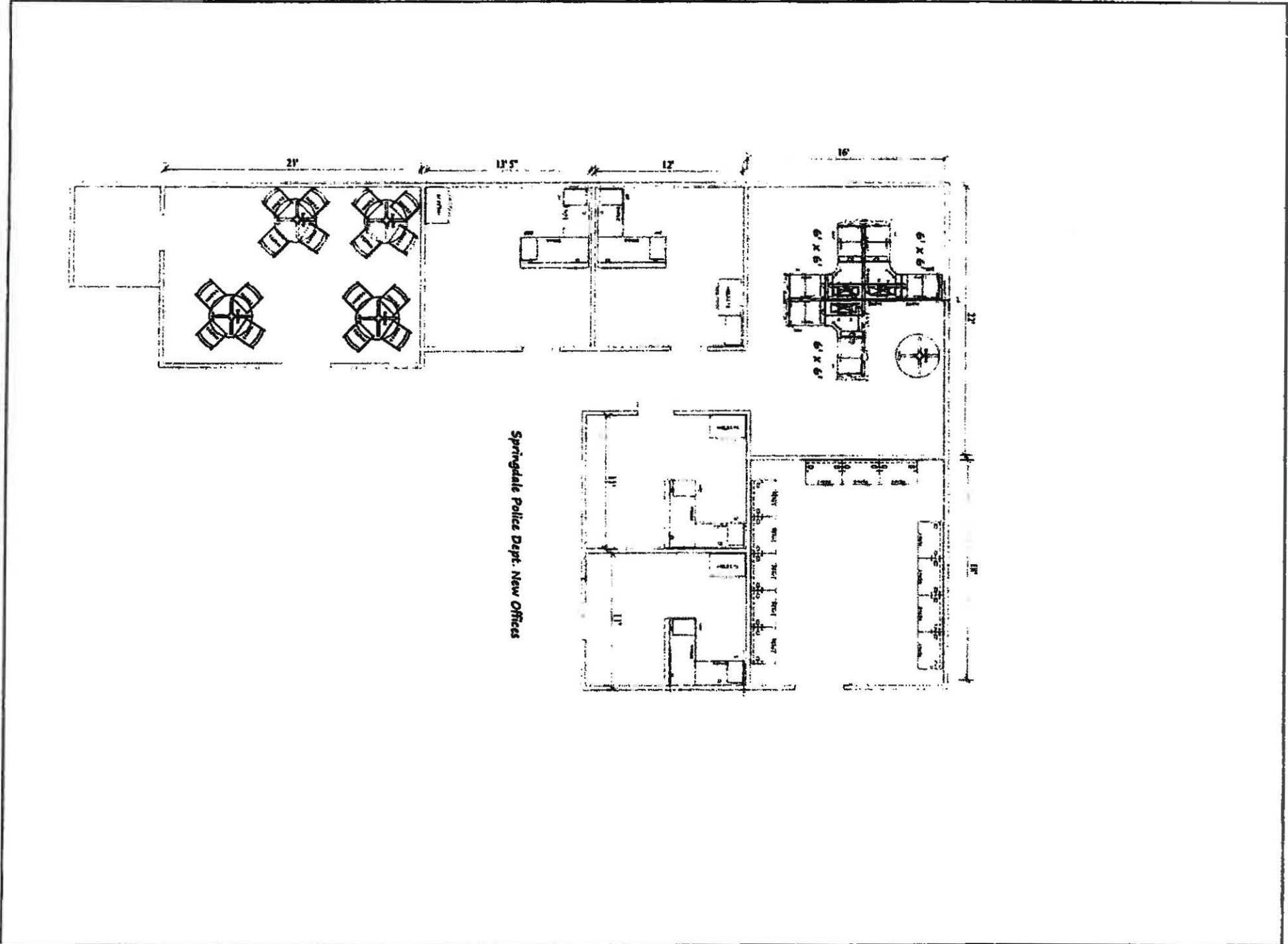
Your Price.

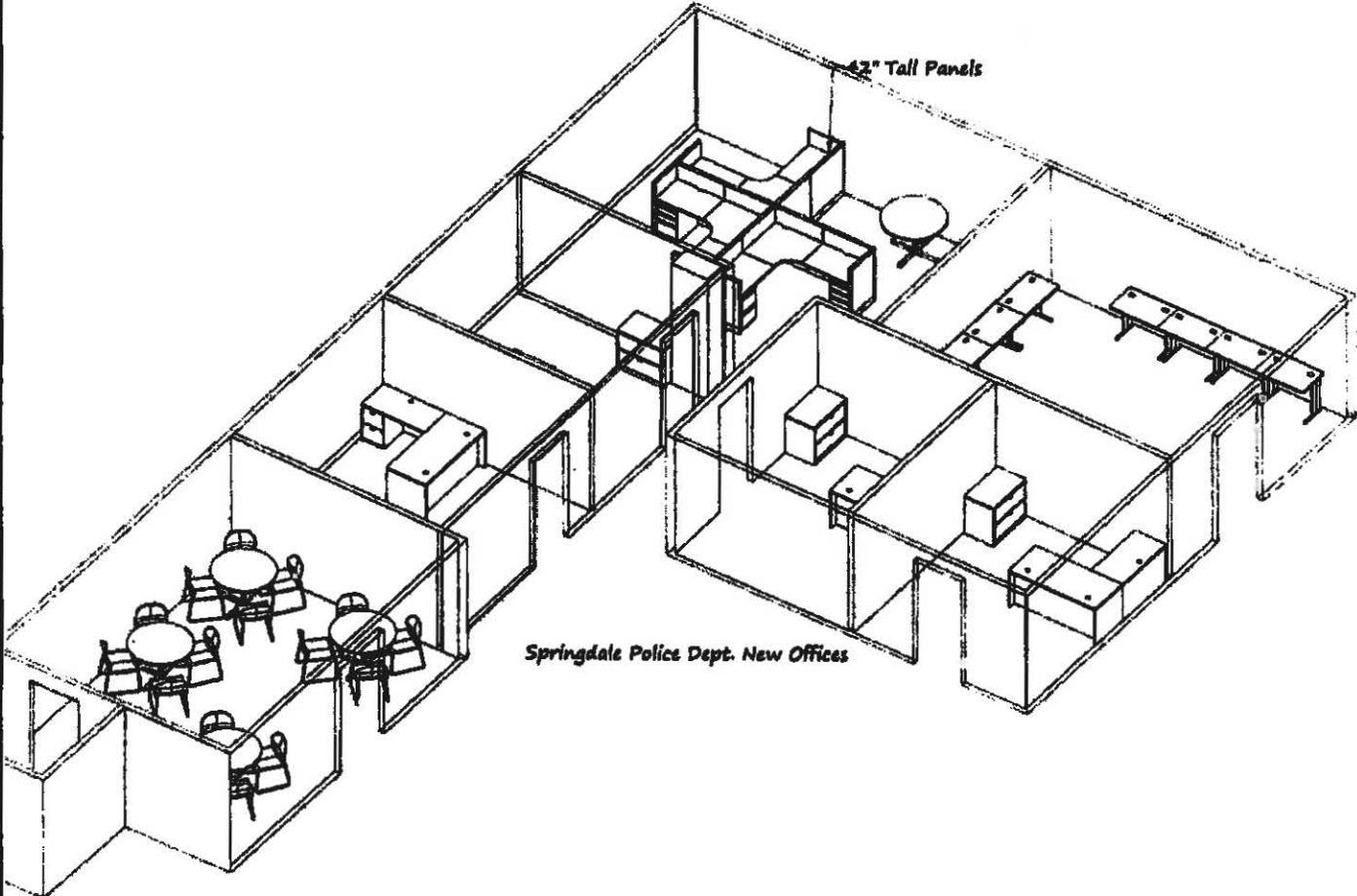
33% Deposit Required on All Orders Over \$10,000.00
Lead Time is 2-3 Weeks

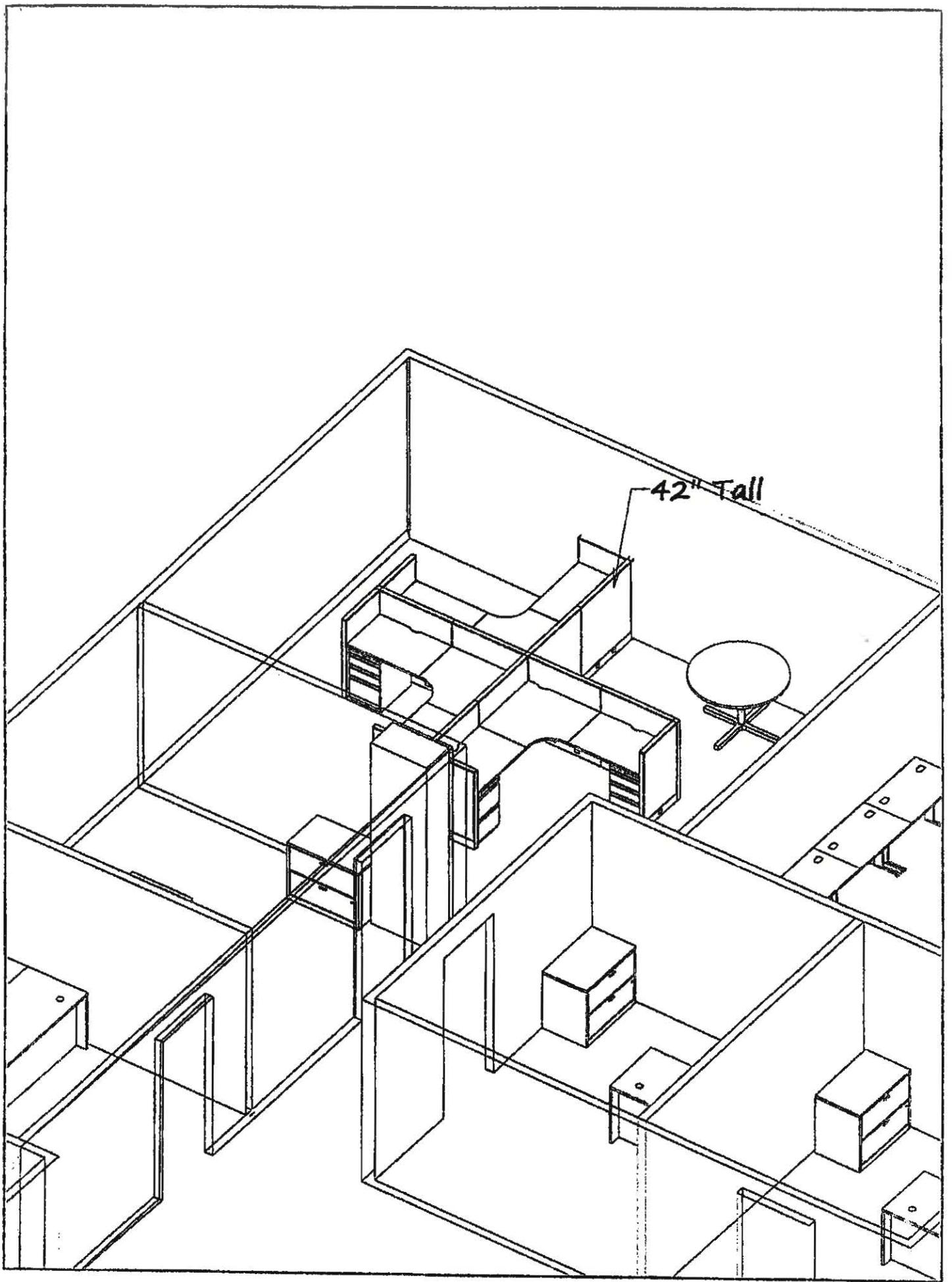
P 918.249.4030 1823 N. Yellowwood Ave.
F 918.249.4087 Broken Arrow, OK 74012 www.admiral@rees.com

Locally devoted to you









RESOLUTION NO. _____

**A RESOLUTION AMENDING THE 2014
BUDGET OF THE FIRE DEPARTMENT**

WHEREAS, the Springdale Fire Department has a need for a new ambulance and other emergency medical equipment, and

WHEREAS, the Fire Chief has requested that funds reserved for EMS equipment be appropriated for these purchases;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that the 2014 budget of the Fire 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>
Fire	10106014228050	Equipment From Reserve	75,952	208,000		283,952

PASSED AND APPROVED this 14th day of October, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:



Ernest B. Cate, City Attorney

From: Mike Irwin <mirwin@springdalear.gov>
Sent: Wednesday, October 01, 2014 7:49 AM
To: Sprouse, Doug; Wyman Morgan; Eric Ford
Cc: Kevin McDonald; Jim Vaughan
Subject: New Ambulance and equipment!

Mayor Sprouse , Council Chair Ford, and Wyman;

After several months of discussions, searching and trying to find a less expensive ambulance, I believe that the committee has come up with a solid plan. We would like to move forward with purchasing a new Braun Ambulance on the HGAC contract. The total cost is \$187,000. The plan moving forward will be to purchase one more new one which will make our entire fleet comparable, and then start a remount program. The medic boxes we have been and are buying are built to be remounted, and we can save roughly \$50,000-\$60,000 with each remount. Possibly even more if not much is needed to bring the box back into good shape. It is being done by many departments across the country and a good way for us to reduce the costs of our ambulances.

We would also like to start placing hearing protection measures in our ambulances as well and that unit called a FireCom is about an additional \$6,000.

The last item we would like to purchase is both a new product as well as a needed product. With our department carrying narcotics, it is federal law that we have a two lock system, but as technology has progress, that still does not eliminate theft, or misuse and determining who entered the locked area is almost impossible. They now have narcotic safes that are biometric which means it takes your fingerprint to open and records every entry in that system. It is what the standard is quickly becoming and we would like to fit the new unit with one as well as retro fit our other units plus a storage safe as we do not want an overabundance of product on the street, but need the capabilities to replenish if needed. This upgrade system-wide costs about \$15,500.

Our total request for the items is \$208,000 which will come out of the EMS funds and will not come out of CIP or general fund monies. Is it possible to request this on the next committee meeting agenda?

Thank you for your time and consideration.

Respectfully,
Mike Irwin
Chief
Springdale Fire Department
417 Holcomb St.
PO Box 1521
Springdale, AR 72765
Office: 479-751-4510
Cell: 479-799-9091
mirwin@SpringdaleAR.gov

“Whether you think you can, or think you can’t, you are right.” Henry Ford

ORDINANCE NO. _____

**AN ORDINANCE TO WAIVE COMPETITIVE
BIDDING FOR FURNISHING OF A
NOTIFICATION/ALERT SYSTEM**

WHEREAS, the City of Springdale has been using the current notification system since January 1, 2010, and

WHEREAS, there have been several changes and improvements in notification systems over these last five years, and

WHEREAS, a review of currently available notification systems indicated that the City of Springdale would be better served by the system offered by Everbridge, and

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

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

Section 1. This Council finds that due to the complex nature of notification systems competitive bidding is not feasible and is hereby waived for the furnishing of a notification/alert system by Everbridge for an amount not exceed \$26,676 and the Mayor is authorized to execute the associated contract.

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

PASSED AND APPROVED this 14th day of October, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM



Ernest B. Cate, City Attorney



QUOTATION

Quote Number: 00012540

Confidential

1 of 2

Prepared for: Mark Gutte
City of Springdale
132 Spring Street
Springdale, AR 72764
(479) 756-7708
mgutte@springdalear.gov

Quotation Date: October 1, 2014
Quote Expiration Date: October 31, 2014
Rep: Corey Baker
(818) 230-9563
corey.baker@everbridgemail.com

Contract Summary Information

Contract Period: 1 Year
Contract Optional Years: 6 Years

MN Households up to: 28,100

ANNUAL SUBSCRIPTION - See attached Product Inclusion Sheet/s for product details.

<u>Service</u>	<u>Fee Type</u>	<u>Qty</u>	<u>Unit Price</u>	<u>Total Price</u>
Everbridge Mass Notification (MN) with Unlimited Domestic Minutes	Recurring	1	\$19,000.00	\$19,000.00
Everbridge WEA Notification	Recurring	1	\$0.00	\$0.00

PREMIUM FEATURES / USAGE

<u>Service</u>	<u>Fee Type</u>	<u>Qty</u>	<u>Unit Price</u>	<u>Total Price</u>
Interactive Visibility: Mobile Member	Recurring	1	\$2,850.00	\$2,850.00
Smart Weather Alerting (includes 1 location in base weather subscription)	Recurring	1	\$2,850.00	\$2,850.00
Interactive Visibility: Social Media View	Recurring	1	\$0.00	\$0.00

QUOTATION

Quote Number: 00012540
Confidential
 2 of 2

Pricing Summary:

Year One Fees*:	\$24,700.00
One-time Implementation and Set Up Fees:	\$1,976.00
Total Year One Fees:	\$26,676.00
Optional Year(s) Ongoing Annual Recurring Fees:	\$24,700.00

1. Additional rates apply for all international calls.
2. Quote subject to terms & conditions of GSA Contract No. GS-35F-0692P and the GSA Approved End User License Agreement ("EULA"), the latter of which is attached hereto and incorporated by reference.
3. Subject to sales taxes where applicable.
4. The supplemental notes below, if any, supplied in this Quote are for informational purposes and not intended to be legally binding or override GSA Contract No. GS-35F-0692P, or the EULA.

(*Year One Fees are the total of the first year annual subscription fees and any one-time fees, i.e., Professional Services.)

Supplemental Notes:

If contract is signed by 10/31/2014, Springdale will receive free service up until the end of the year, and your billing cycle will begin on 12/31/2014.

The City of Springdale will also receive 3 days of premium onsite professional services for free contingent on Benton County, AR also signing with Everbridge. The 3 days of onsite professional services will be shared with Benton County.

Authorized by Everbridge:

To accept this quote, sign, date and return:

_____	_____
Signature	Date
_____	_____
Print Name	Title

_____	_____
Authorized Signature	Date
_____	_____
Print Name	Title

Everbridge Mass Notification

Everbridge Mass Notification allows users to send notifications to individuals or groups using lists, locations, and visual intelligence. Everbridge Mass Notification is supported by state-of-the-art security protocols, an elastic infrastructure, advanced mobility, interactive reporting and analytics, adaptive people and resource mapping to mirror your organization, and true enterprise class data management capabilities to provide a wide array of data management options. Below is a list of key system inclusions with the Everbridge Mass Notification system.

Usage

- Unlimited Domestic Emergency Alerts and Testing Messages
- Unlimited Domestic Non-Emergency Alerts Messaging

Core Platform Access

- Unlimited Administrators for web-based portal to initiate messages, reporting, and administration
- Unlimited Administrators for Mobile Manager Application (iOS, Android) and Mobile Optimized Notification Site (for Blackberry, Windows 10, etc.)
- Two (2) Organization with unlimited nested static and dynamic groups
- Access to Everbridge Elastic Infrastructure for message delivery
- Custom branded community opt-in portal with custom fields and opt-in subscriptions
- Flexible role-based access controls to manage user permissions
- Access to Real-Time Dashboard, Notifications Library, Everbridge Universe, and Custom Reporting

Key Notification Features

- Integrated GIS/Map-based, rule-based, group-based, or individual contact selection
- Ability to send standard, polling, or on-the-fly 'One-Touch' Conference Call messages
- One-screen broadcast creation workflow to speed message creation and reduce human error
- Everbridge Network to access situational intelligence & notifications shared by other public and private groups
- Publish notifications directly to Websites and services that support API access via HTTPS using 'Web Posting'
- Notification escalation to automatically send a notification to the next person or group if there is no confirmation
- Contact filtering based on custom criteria
- Map-based drawing and selection tools and imported shape files (e.g. Google Maps, Bing Maps, ESRI)
- Automatic address geo-coding for contacts
- Organization specific customizable caller ID, greetings, and broadcast settings
- SMPP based SMS text messaging
- Multi-language Text to Speech Engine and Custom Voice Recording
- Real-time reporting for improved situational awareness and easier after action analysis
- 5 Live Operator Message Initiations per year
- Interactive Dashboard for Organizational Activity Summary
- Unlimited Notification Templates
- Self-service Single Contact Record Adjustments
- Self-service Contact Import via CSV Upload
- Bulk Contact Management Automation via Secure FTP

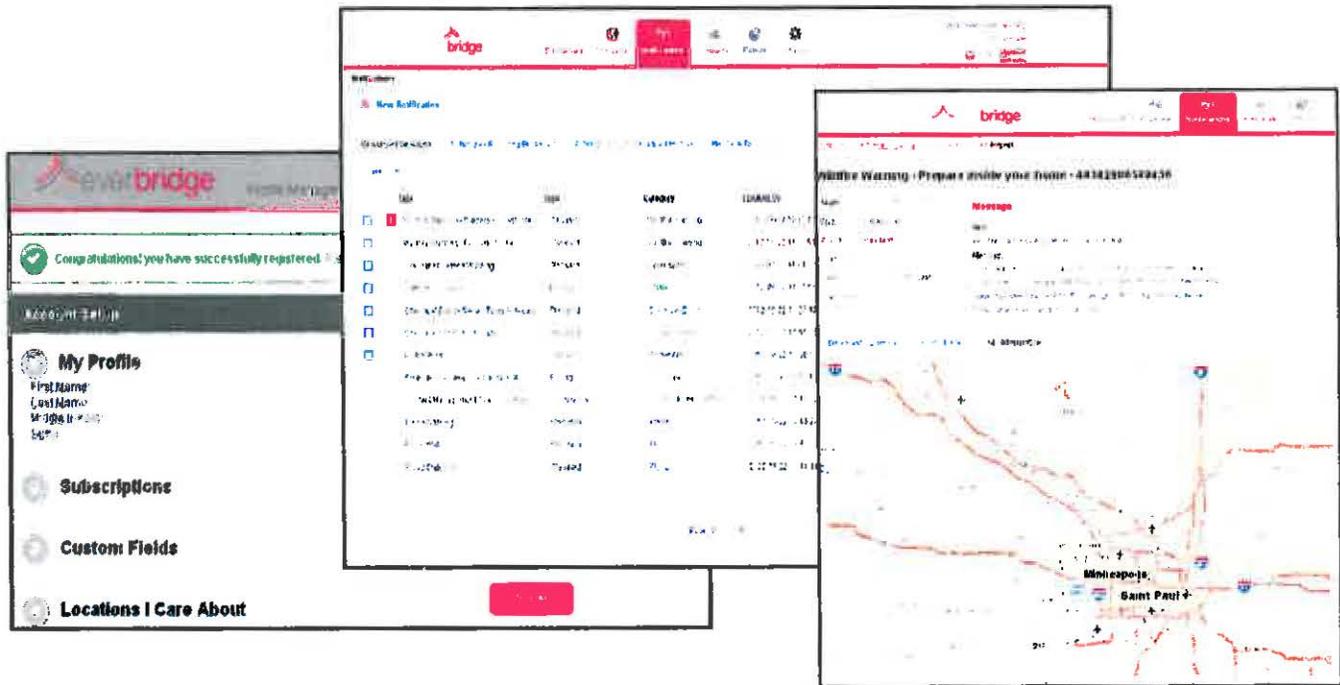
Set-up, Implementation & Support

- Up to 10 total hours of a dedicated Implementation Specialist during a Standard Implementation
- Self Service Administrative Set-up, Configuration and Default Preferences
- Initial Member Data Upload and Test Broadcast Support
- Unlimited Access to Everbridge University classes
- 24x7 Customer Support (phone, web, email)
- Global Support/Operations Centers for Redundant Live Support
- Dedicated Account Manager

For a full product description, along with best practices and product details please see the Everbridge User Guide and Everbridge University.



Mass Notification



Overview

Everbridge Mass Notification enables users to send notifications to individuals or groups using lists, locations, and visual intelligence. This comprehensive notification system keeps everyone informed before, during and after all events whether emergency or non-emergency. Discerning customers choose Everbridge Mass Notification for its robust analytics, GIS capabilities, flexible, customizable contact management system and a unique “globally local” approach that makes it simple to notify or manage contacts and/or manage contact data across multiple distributed data stores from a single access point.

- + Citizen Protection and Life Safety
- + Emergency Response and Management
- + Continuity of Operations
- + Developing Your Notification Program
- + Power outages

ANTICIPATE, TARGET, COMMUNICATE

- + Intelligent, personalized message delivery is about targeting the individual and not the device. Escalation follows the order of contact preference designated by the recipient and stops once the recipient confirms receipt.
- + GIS-based message targeting to quickly and easily send messages to recipients in a specific geographic region defined by zip code, street address, radius from a specific point, or other attribute. Specify a location with user-friendly drawing tools or even upload shape files from other applications for on-the-fly notifications to targeted geographic areas.
- + Support for up to 13 contact paths is included, providing flexibility in broadcasting messages to virtually any communications device, including desktop alerts, in addition to supporting escalation workflow throughout the organization.
- + Build events for one-click sending during incidents. Set up notification templates with pre-determined contact lists and pre-defined messages for faster communications in a crisis.
- + Quickly resend notifications to recipients, or send follow up messages to all or a sub-set of recipients for tracking within the same incident or event.
- + Flexible call-throttling capabilities empower system administrators to configure rules based on their infrastructure's capacity.
- + Segregate your management and operating structure into multiple notification environments. Separating by geography, department/function, country or other criteria provides maximum security and flexibility.
- + Web Posting allows notifications to automatically be published to systems such as: Public Websites, Intranets, Internal Systems, and Social Media.

ADVANCED MOBILITY AND CONNECTIVITY

- + Bring the power and security of communications and incident management to mobile devices everywhere, even under adverse network conditions.
- + Support for multi-platform smart phones and tablets including Apple® iOS and Android™ devices are provided.
- + Benefit from reporting and analytics with a native interface designed for the operating system of the device.
- + Send notifications with a multiple-choice question with up to nine different responses or "I'm OK" citizen wellness information.

GLOBAL READY

- + Personalize your reach to a global audience by broadcasting messages globally, in any language.
- + Multilingual text-to-speech capability enables you truly to localize communications.

- + Globally local call routing increases the delivery speed and volume of voice notifications; your global calls will be initiated using providers that are local to the call recipient.
- + Customized global caller ID enables you send a single notification anywhere in the world with a caller ID can be customized per country and is local and familiar to the call recipient.
- + Store your data locally and securely in your country of preference and comply with the regulatory requirements of that locale.
- + An organization with multiple, distributed data stores does not need to do anything special in order to access or manage this contact data or notify contacts. A unified access point makes the location of data transparent to the user.
- + Designed to meet the highest standards for regulatory requirements and handling of PII worldwide, including encryption of data at rest, if needed.

GEO-INTELLIGENT TOOLS

- + Save and organize critical and often-used shapes and boundaries to improve communication speed and accuracy.
- + Create or import regions for one-time use or categorize and store to the Region Library for reuse later.
- + Dynamic search, filtering and targeted alerts allow you to view the locations of special needs populations, subscribers to specific alert types, fire districts, police stations, and more.
- + Load, geo-code and manage contact data within a single interface and in real-time.
- + Search address, location or point of interest and exclude contacts based on location or other attributes.

FLEXIBLE, CUSTOMIZABLE CONTACT MANAGEMENT

- + Easily automated bulk, partial and full updates utilizing a secure, industry standard method for data transfer.
- + Update groups and custom fields without compromising information from HR systems.
- + Organize and categorize contact data in a way that is meaningful to your organization.
- + Search or filter contacts on any attribute or combination of attributes within the contact's profile.
- + Easily notify contacts and/or manage contact data across multiple distributed data stores from a single access point.
- + Data can be populated from several sources and geo-coded. 911 data can be kept separate for emergency-only usage.



REPORT, ANALYZE, UNDERSTAND

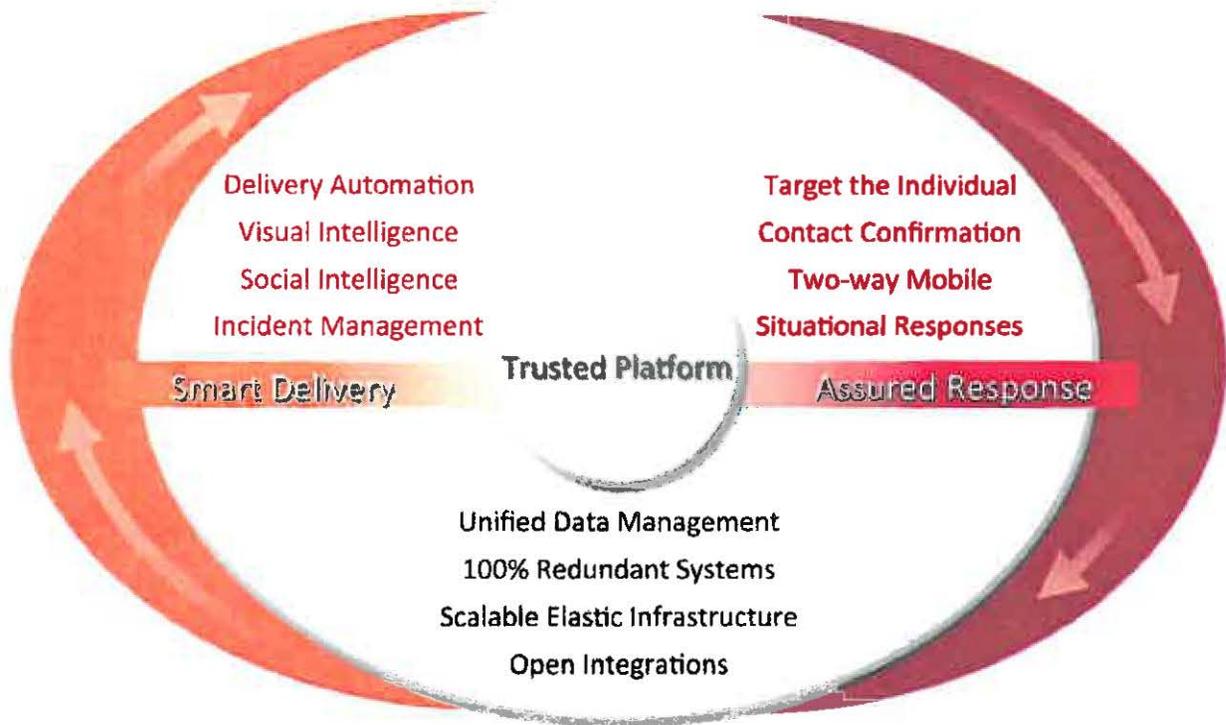
- + Comprehensive, robust analytics and reporting capabilities provide the actionable intelligence needed to enhance your continuity and resiliency, as well as measure your communication program's effectiveness and to continually improve its efficiency.
- + Armed with powerful, accurate incident analyses in real-time, decision-makers are empowered to make changes on-the-fly, leading to better results.
- + Launch frequently requested reports on-the-fly with Quick Reports.
- + Provide summary and detailed after-action reports for continuous improvements as well as management and regulatory compliance.
- + Easily enhance exported reports with off-line creation of pivot tables and cross-referencing.

POSITIVE USER EXPERIENCE

- + Comprehensive and intuitive administrator interface to manage settings, limits and defaults.
- + Separate user and contact management that uses role-based access controls.
- + Account and Organizational hierarchy structure.
- + Comprehensive self-service administration.
- + Mass Notification provides branded, customizable profile management portals to administer both publicly available and private (invitation only) opt-in. Both are accessed via a link on your website that directs participants to the opt-in interface.
- + Public and private portals are Section 508 compliant and include field-level view/read/write access controls. The intuitive interface enables recipients to quickly and easily manage their preferences including contact information, locations they care about, alert preferences and more.

SUMMARY

Whether you need to immediately contact stakeholders or to manage nonemergency tasks like tests and peak usage, Everbridge's reliable and easy-to-use system keeps everyone up to date. Everbridge offers a single platform for all critical communications, so that you can better protect life and property, meet regulatory requirements, and improve operational efficiencies.



The Everbridge Difference

Scalability

Everbridge's next generation elastic infrastructure delivers unmatched scale and performance. It incorporates real-time intelligent monitoring of system demand to ensure optimal notification delivery performance. So when spikes in demand occur, the system's architecture seamlessly taps into a near-infinite amount of capacity and processing resources to satisfy all notification delivery needs – without failures or bottlenecks.

Patented Innovation

Everyone says that they lead the industry in innovation – but Everbridge has been granted more patents than any other mass communication vendor. These patents underscore Everbridge's vision, industry expertise and technology proficiency in mass communications and reflect the advancements that Everbridge has contributed to the communications industry within the areas of notification systems, geo-notification systems, text-to-speech and speech-to-text notifications.

Secure & Compliant

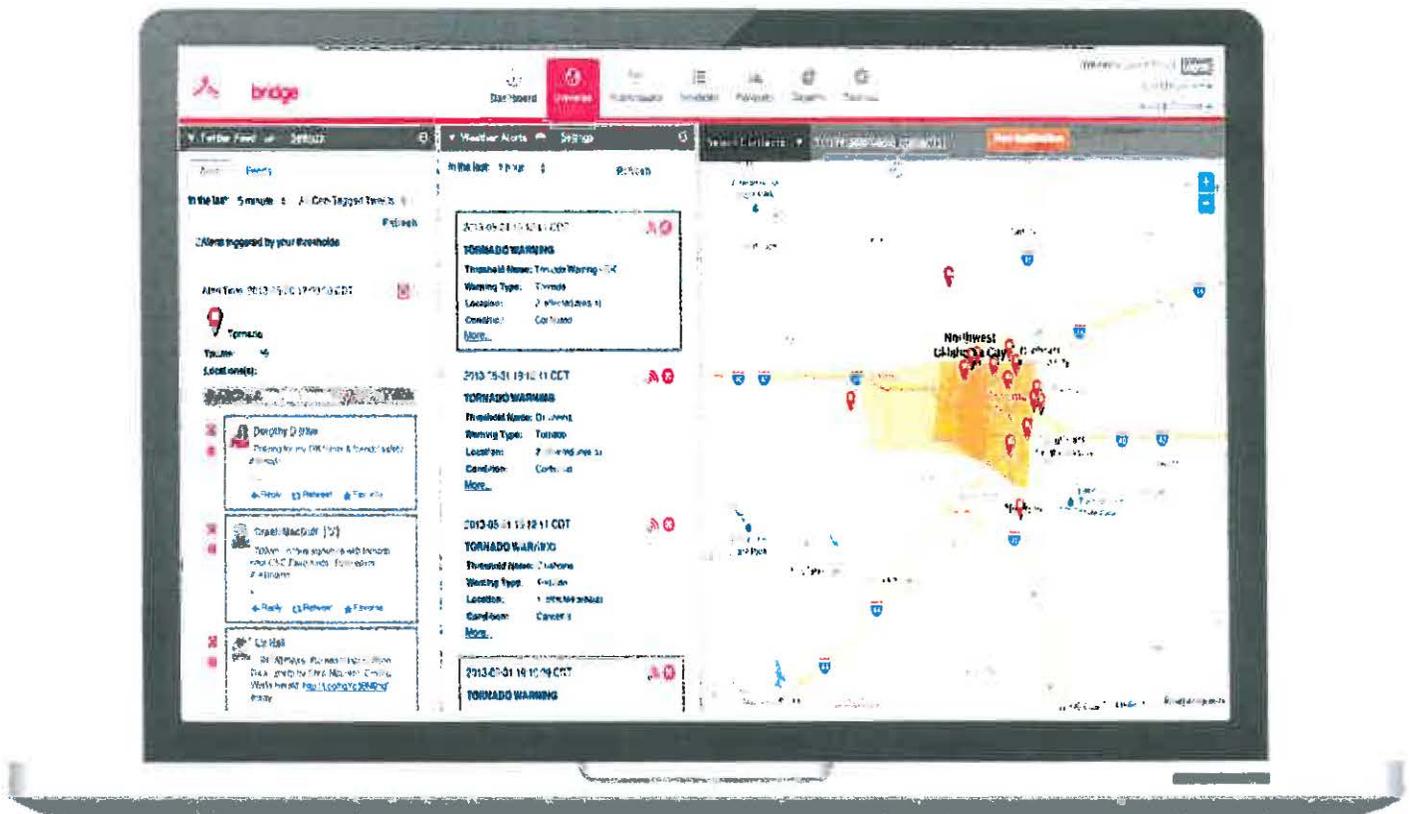
The Everbridge Solutions Suite features a proprietary ACT-SaaSSM service, an advanced Software-as-a-Service (SaaS) delivery model on a cloud infrastructure with multiple data centers in active-active configuration. Everbridge is the only incident notification provider to offer this level of security, performance, and availability. Leveraging the benefits of Emergency Notification for Cloud ComputingTM helps lower the cost and increase the power of communications, provides flexibility, and creates a more secure computing environment without software, hardware, or internal telephone networks to purchase and maintain.

About Everbridge

Everbridge provides industry-leading interactive communication and mass notification solutions to organizations in all major industries and government sectors. Everbridge solutions increase connectivity to key audiences, automate communication processes, and integrate recipient feedback, data feeds, and social media in a single communications console. Ultimately, these solutions provide the insight and infrastructure that help clients save lives, manage critical activities and improve the efficiency of daily operations.



SMART WEATHER ALERTING



OVERVIEW

Everbridge's SMART Weather Alerting leverages AccuWeather and Weather Decision Technologies meteorological resources to enhance and optimize over 150 severe weather alerts such as lightning, tornados, thunderstorms, hail, ice, snow, extreme temperatures, high winds, flash floods, and flooding. Because these severe weather types are difficult to predict far in advance, they often have terrible loss of property and life for those individuals who are caught unaware.

- Specific - Detailed alerts, geographics and stop & start times.
- + Map-driven - Visualize weather and select targets using GIS maps and shapes.
- Automated - Deliver alerts to contacts and members automatically.
- Rules-based - Use rules to determine when a message should be triggered.
- + Targeted - Deliver the right message to the right person automatically.

Everbridge SMART Weather Alerting provides location-specific severe weather alerts at the speed of click. An automated rules engine supercharges the speed and accuracy of alert delivery so notifications get to the right people right away.

KEY FUNCTIONALITY

- + Access to more than 150 different types of National Weather Service location specific weather alerts plus lightning and hail.
- + Timely, accurate weather warnings with specific start times and timely closing of alerts.
- + Weather alerts follow Everbridge's philosophy of "target the individual, not the device" - and escalates alerts through a number of contact paths, including mobile, until the recipient confirms receipt.
- + Precise meteorologist drawn polygons and geographical zones to identify weather impacted locations.
- + Self-service opt-in member portal for community registration and to manage alert settings.
- + Customized message content based on weather type, severity, location and audience.
- + Set up 'on the fly' triage conference calls to manage weather events from initiation to completion.
- + Select contacts in affected areas using a map that identifies weather impacted locations.
- + Configurable "quiet periods" for opt-in members.

PROTECT YOUR EMPLOYEES AND COMMUNITY MEMBERS

Everbridge Interactive Visibility and Everbridge Mass Notification become even more powerful with SMART Weather Alerting. Keep your employees, residents, and other key stakeholders informed and safe with automatic broadcasts to all affected recipients in an impact area. More actively manage weather events by quickly putting location based warnings in the right hands, in real-time and by customizing the messages you broadcast based on the type and severity of the event.

THE ONLY END-TO-END PLATFORM

Planning: Everbridge is easy to set up, maintain, and organize, meaning that you're always ready for a quick, coordinated response. Everbridge ensures that the right messages get to the right people - with the most advanced opt-in portal on the market, streamlined integration with internal and external data sources, and simple group and contact management.

Assessment: When trouble strikes, you need rich insight, presented simply - so you can quickly assess potential impact and make an informed decision to avoid loss. Everbridge offers the only solution on the market that meets these demanding requirements, with the most advanced interactive dashboard in the industry.

For a full product description, along with best practices and product details please see the Everbridge User Guide and Everbridge University.

Response: In critical situations, ease-of-use can mean the difference between an effective response and a mistake that carries serious consequences. Everbridge is engineered to be simple to use under pressure, with a user interface that accelerates time-to-message and reduces the likelihood of errors.

Delivery: Even during large-scale disruptions, Everbridge stays on. The most advanced platform in the industry ensures that you reach your contacts - every time. And with worldwide coverage and capabilities, including globally local calling infrastructure and data storage, we're ready to support you wherever your people are in the world.



WWW.EVERBRIDGE.COM

SMART WEATHER ALERTING

Everbridge Mobile Member

Everbridge Mobile Member application allows users to aggregate mobile recipient feedback in a single communications place enabling decision makers to communicate efficiently with first responders, and their employees and constituents. Below is a list of key system inclusions with Everbridge Mobile Member Application.

Usage

Unlimited Outbound Notifications to Everbridge Mobile Recipient Application via Mobile Member Notifications
Unlimited Inbound Notifications from Everbridge Mobile Recipient Application

Access

Single Web interface console to display aggregated Information
Unlimited administrator access to the Everbridge System

Key Notification Features

Fully integrated with Everbridge Mass Notification
Custom threshold rules and settings for Mobile Member initiated messages

- Define messages and key recipients upon threshold trigger
- Visual and automated alerts when Threshold is reached

Receive and display images, comments and location information from contacts
Advanced Graphical Reporting including Geographic locations if available
Recipient Mobile Member Application for iOS and Android Devices

Set-up & Implementation

Access to a dedicated Implementation Specialist during a Standard Implementation
Self Service Administrative Set-up, Configuration and Default Preferences
Initial Member Creation and Test Notification Support
Unlimited Access to Everbridge University
24x7 Customer Support (phone, web, email)
Global Support/Operations Centers
Dedicated Account Manager

For a full product description, along with best practices and product details please see the Everbridge User Guide and Everbridge University.



ONBOARDING - STANDARD

OVERVIEW

The standard onboarding is right-sized to support small to medium organizations on deploying all basic Mass Notification and Interactive Visibility functionality. A dedicated onboarding specialist is provided to guide you through the onboarding process and provide strategic advice, tailored to your organization.

Included Standard Onboarding Resources

- + Client portal
- + Knowledgebase
- + Everbridge University
- + Up to 10 hours of an onboarding specialist

TIME FRAME

Standard Everbridge Onboarding requires approximately 15 days to complete. Depending on the size and complexity of the organization, it may take more or less time. The timeframe can be tailored within the following limits for standard onboarding:

- + Access to an Onboarding Specialist for up to 10 hours.
- + Onboarding Specialist hours must be used within 60 days of contract signing.
- + Additional hours are billable at \$250/hr.

SCOPE

A standard onboarding will provide the following:

- + Orientation to your onboarding resources, including the Everbridge Client Portal, knowledgebase articles library, and Everbridge University.
- + Access to your functional account, configured with default templates and default notification paths.
- + 30-minute hands-on demo of creating new users, the basic setup of contacts and the sending of a test notification.
- + Best practices and onboarding guidance as outlined in this document.
- + The onboarding specialist will ensure the client has demonstrated the ability to upload a sample of their contact data, send a notification and interpret the results.

KEY MILESTONES

ORIENTATION CALL

This call will provide an orientation to Everbridge onboarding resources and a review of preparation necessary to conduct a successful onboarding.

KICK-OFF CALL

The Kick-off call will focus on reviewing the basic settings and developing the onboarding project plan.

CONSULTATION CALL

The Consultation Call will focus on reviewing the completion of the project plan and identifying gaps and next steps.

CLOSE-OUT CALL

The Close-out Call will provide guidance on go-live strategies and mark the account's transition to customer success.

KEY MILESTONES

ORIENTATION CALL

The purpose of the orientation call is to prepare for the onboarding process. The Everbridge specialist will provide an overview of the onboarding process to key client stakeholders, introduce the stakeholders to the various onboarding resources, provide a short, interactive demo and access to a live, working account preloaded with default templates and settings. Orientation calls will be held within 5 days of the completion of your order processing. The specialist will also provide a checklist of actions to be completed in order to kick-off the onboarding process. The Call Agenda will include the following:

- + Introductions
- + Review communication goals/use cases
- + Review onboarding process
- + Review resources available to the client
- + Review the success criteria of the Milestone calls
- + Schedule all follow up calls
- + Review the Getting Started checklist
- + An onboarding specialist will provide a demo of the product showing how to create a new user, how to create a contact, and how to send a message using a pre-loaded test template. At the conclusion of the demo, the customer will be provided with their live production account.

Time: 1.5-2 hours

KICK-OFF CALL

The Kick-off call will be held as soon as the actions on the Getting Started checklist are complete, but no later than 3 weeks after the Orientation Call. The agenda will include the following items:

- + Review completion of the Getting Started checklist
- + Verify settings and configurations selected
- + Discuss design and strategy of the organization hierarchy in relation to the client's needs.
- + Review Role-based access control and its application with the client's organization.
- + Review the contact data quality of the sample uploaded by the customer.
- + Upon successful setup of the basic settings, the onboarding specialist will provide a customized Project Plan to guide the remainder of the onboarding. The Project Plan will include guidance on topics such as: data management strategy, reporting, groups and filters, mobile manager, awareness campaigns, training plans, member portal, Weather, IV, and mobile member.

Time: 1-2 hours

CONSULTATION CALL

The Consultation Call should be scheduled to take place within 5 days of the Kick-off Call. The call is a strategy session between the onboarder and the customer, with the following objectives:

- + Review Project Plan action items
- + Define testing strategy
- + Review contact management strategy
- + Review relevant advanced configuration topics

Time: 1-2 hours

CLOSE-OUT CALL

The close out should occur approximately 3-4 weeks after Orientation (not to exceed 60 days). The call will provide a final opportunity for the client to strategize with the onboarding specialist and will cover the following topics:

- + Functional testing conducted by customers/or review results of functional testing
- + Discuss transition to customer success
- + Provide best practices for troubleshooting issues
- + Where to find support information
- + Roll-Out Planning:
 - Review project plan for completing system-wide test
 - Review best practices for system test planning
 - Awareness programs

Time: 1 hour

EVERBRIDGE UNIVERSITY

- + Learning modules and training are continuously available and free for customers and partners to learn or review
- + Use Adobe flash videos with audio narrations
- + Self-paced training that allows students to learn when they have time and at their own pace
- + Just-in-time learning using small, focused content modules
- + No travel or facilities required, the classroom is anywhere a learner has Internet access

**WEA/IPAWS Addendum
to
Everbridge, Inc. Service Agreement**

This WEA/IPAWS Addendum to the Everbridge Service Agreement ("Addendum") is entered into this ____ day of _____, 2014, by and between Everbridge, Inc., a Delaware corporation ("Everbridge"), and _____ ("Customer"). Everbridge and Customer entered into an Everbridge Service Agreement effective _____, 20__ ("Agreement"). All capitalized terms used herein without definition shall have their respective meanings set forth in the Agreement.

WHEREAS, Customer desires to access the Integrated Public Alert Warning System ("IPAWS") Open Platform for Emergency Networks through the Everbridge mass notification services;

WHEREAS, the Parties desire to reflect the additional terms and conditions on which Customer will have such access;

NOW, THEREFORE, in consideration of the mutual covenants and promises set forth below, and other good and valuable consideration, the Parties agree to amend the Agreement as follows:

1. **IPAWS Authorization:** Customer represents and warrants to Everbridge that any employee, agents, or representatives of Customer who access IPAWS-OPEN using Customer's credentials provided by FEMA (each an "IPAWS User"), are authorized by FEMA to use IPAWS-OPEN, have completed all required training, and Customer has executed an IPAWS Memorandum of Agreement ("MOA") with FEMA. Customer shall contact Everbridge immediately upon any change in Customer or any IPAWS User's right to access IPAWS-OPEN. Customer shall only access IPAWS-OPEN using its designated credentials and FEMA issued digital certificate ("Digital Certificate"). Customer acknowledges and agrees that Everbridge shall not have access to its credentials and that Customer assumes full responsibility for maintaining the confidentiality of any credentials issued to it. Customer shall be solely responsible for any and all claims, damages, expenses (including attorneys' fees and costs) that arise from any unauthorized use or access to IPAWS-OPEN.
2. **Credentials:** Customer shall load and maintain within its Everbridge account Organization, its Digital Certificate, COG ID, and Common Name. Customer authorizes and requests Everbridge to use the foregoing stored information to connect Customer to IPAWS-OPEN.
3. **Messaging:** Customer acknowledges and agrees that: (i) upon submission of messages to IPAWS-OPEN, Everbridge shall have no further liability for the distribution of such message, and that the distribution through IPAWS-OPEN, including, but not limited to, delivery through the Emergency Alert System or the Commercial Mobile Alert System, is in no way guaranteed or controlled by Everbridge; (ii) Everbridge shall not be liable as a result of any failure to receive messages distributed through IPAWS-OPEN; (iii) IPAWS may include additional features not supported through the Everbridge system, and Everbridge shall not be required to provide such additional features to Customer; and (iv) Customer shall be solely responsible and liable for the content of any and all messages sent through IPAWS-OPEN utilizing its access codes.
4. **Term:** Customer acknowledges and agrees that access to IPAWS-OPEN shall be available once Customer has provided Everbridge with the Digital Certificate and any other reasonably requested information to verify access to the system. Upon termination of the Agreement access to IPAWS-OPEN shall immediately terminate. In addition, Everbridge may immediately terminate, without liability, access to IPAWS-OPEN, if Customer breaches this Addendum, the MOA, or FEMA changes the IPAWS-OPEN system so that it materially change the business terms and/or feasibility for Everbridge to provide such access.
5. **Remaining Terms.** All other terms and conditions of the Agreement remain in full force and effect as amended by this Amendment.
6. **Authority.** Customer represents and warrants that it has all necessary legal authority to enter into this Addendum for itself and on behalf of any of its affiliates that are parties to the Agreement or that have been using the Services under the Agreement.

IN WITNESS WHEREOF, the Parties have caused this Agreement to be executed by their duly authorized representatives as of the day and year first above written.

EVERBRIDGE, INC.

CUSTOMER: _____

By _____

By _____

Title _____

Title _____

WEA/IPAWS Addendum 3.21.14

CLIENT REGISTRATION FORM

***Required Information**

***Client Name:**

Account Number: (Internal use only)

***Requestor/Approver of Services:**

Contact Name:

Phone Number:

Email Address:

Other Number:

***Billing Address:**

Contact Name:

***Shipping/Primary Service Location Address:**

Contact Name:

Address:

Address:

City:

State/Province/Region:

City:

State/Province/Region:

Postal/Zip Code:

Country:

Postal/Zip Code:

Country:

***Accounts Payable Department:**

Contact Name:

Email Address:

***Purchasing Department:**

Contact Name:

Email Address:

Phone Number:

Fax Number:

Phone Number:

Fax Number:

Address: same as Billing Address

same as Shipping Address

Address: same as Billing Address

same as Shipping Address

City:

State/Province/Region:

City:

State/Province/Region:

Postal/Zip Code:

Country:

Postal/Zip Code:

Country:

***Invoice Submission Email Address(s):**

***Do you require a Purchase Order to process payment?**

Yes

No

If Yes, please send Purchase Order to Final.Documents@everbridge.com

(For U.S. Clients only)

***Is your organization exempt from paying Sales and Use Tax?**

Yes

No

If your organization is exempt or is utilizing Direct Pay, please attach a copy of your Exemption or Direct Pay Certificate to this form

*If either of the certificates is not attached to this form, sales tax will be added where applicable.

Please provide any special instructions for submitting and processing invoices for payment:

Please list and attach any required forms and/or web links for invoice processing:

e.g., Wire/EFT/ACH forms, Vendor forms, W9 forms, Registration links

Please return the form via Email to Final.Documents@everbridge.com or Fax to 818-484-2299

RESOLUTION NO. _____

**A RESOLUTION TO LEVY WASHINGTON
COUNTY AD VALOREM TAXES OF THE CITY
OF SPRINGDALE, ARKANSAS.**

WHEREAS, governing bodies of the municipalities of the State of Arkansas are required by law to levy ad valorem taxes at their regular meeting in October of each year; and,

WHEREAS, certain levies are needed to properly finance the operation of the City of Springdale, Arkansas.

WHEREAS, all property taxes and voluntary taxes will be collected by the Tax Collector of Washington County.

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

SECTION 1: That the following levies be approved for collection in the year 2015 and that copies of this Resolution be sent to the County Clerk and Tax Collector of Washington County.

The 2014 property tax levy to be collected by the Washington County Tax Collector are as follows:

	REAL ESTATE	PERSONAL PROPERTY
GENERAL FUND	.0047	.0047
FIREMEN'S PENSION	.0005	.0005
POLICEMEN'S PENSION	.0005	.0005
TOTAL	<u>.0057</u>	<u>.0057</u>

SECTION 2: The 2014 voluntary taxes to be collected by the City Clerk are as follows:

	REAL ESTATE	PERSONAL PROPERTY
CITY FIRE FUND	.0015	.0015
LIBRARY	.001	.001
TOTAL	<u>.0025</u>	<u>.0025</u>

SECTION 3: The voluntary taxes will be printed in the Washington County Tax Collector's office and shall be billed and collected by the Washington County Tax Collector's office.

PASSED AND APPROVED this _____ day of _____, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:



Ernest B. Cate, City Attorney

RESOLUTION NO. _____

A RESOLUTION TO LEVY BENTON COUNTY AD VALOREM TAXES OF THE CITY OF SPRINGDALE, ARKANSAS.

WHEREAS, governing bodies of the municipalities of the State of Arkansas are required by law to levy ad valorem taxes at their regular meeting in October of each year; and,

WHEREAS, certain levies are needed to properly finance the operation of the City of Springdale, Arkansas.

WHEREAS, all property taxes except for voluntary taxes will be collected by the County Clerk and Tax Collector of Benton County. All voluntary taxes will be collected by the City Clerk/Treasurer.

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

SECTION 1: That the following levies be approved for collection in the year 2015 and that copies of this Resolution be sent to the County Clerk and Tax Collector of Benton County.

The 2014 property tax levy to be collected by the Benton County Tax Collector are as follows:

	REAL ESTATE	PERSONAL PROPERTY
GENERAL FUND	.0047	.0047
FIREMEN'S PENSION	.0005	.0005
POLICEMEN'S PENSION	.0005	.0005
TOTAL	<u>.0057</u>	<u>.0057</u>

SECTION 2: The 2014 voluntary taxes to be collected by the City Clerk are as follows:

	REAL ESTATE	PERSONAL PROPERTY
CITY FIRE FUND	.0015	.0015
LIBRARY	.001	.001
TOTAL	<u>.0025</u>	<u>.0025</u>

SECTION 3: The voluntary taxes will be printed by the City Clerk's office for those residents of Springdale, Arkansas, and shall be billed and collected by the City Clerk's office for the City of Springdale, Arkansas.

PASSED AND APPROVED this ____ day of _____, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:

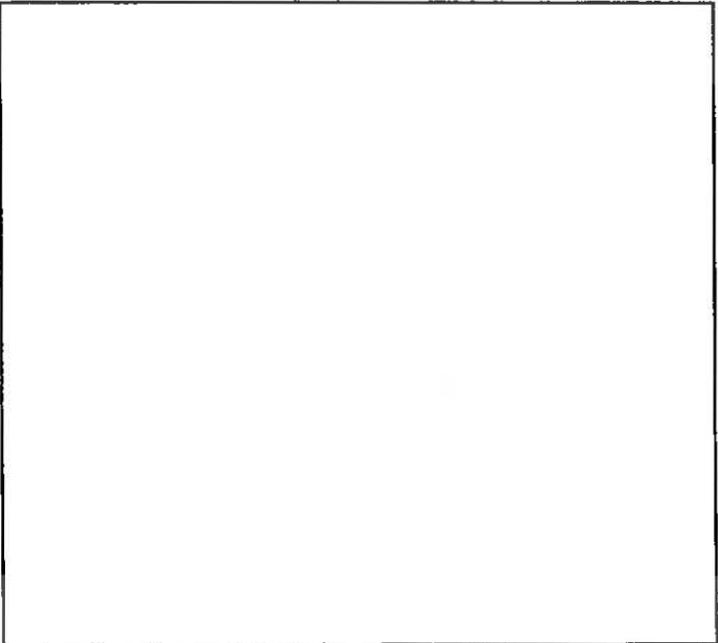


Ernest B. Cate, City Attorney

ORDINANCE NO. _____

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

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



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

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

PROPERTY OWNER: Wilbert Cortez, Sr., Anita Cortez, Raymundo Landaverde, Sr. and Anita Cortez
LEGAL DESCRIPTION: Lot Eleven (11), Block One (1), Pults Addition to the City of Springdale, Arkansas, as per plat of said addition on file in the Office of the Circuit Clerk and Ex-Officio Recorder of Washington County, Arkansas. Subject to easements, rights-of-way and restrictions of record.

LAYMAN'S DESCRIPTION: 602 Dyer St.
Springdale, Arkansas
PARCEL NO.: 815-25057-000

PROPERTY OWNER: Sally B. McCoy Trust #2
LEGAL DESCRIPTION: Lot Number One (1) in Block Number One (1) in the D.E. Eicher Addition to the City of Springdale, Arkansas, save and except 1.68 feet of equal and uniform width off the North side thereof, and also except the following described tract: Beginning at the Southeast Corner of said Lot One (1), Block One (1) and running thence North 150 feet, thence West 150 feet, thence South 150 feet, East 150 feet to the place of beginning.
LAYMAN'S DESCRIPTION: 904 W. Sunset Ave.
Springdale, Arkansas
PARCEL NO.: 815-21470-000

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:

- \$840.96 clean-up costs and \$27.96 administrative costs – 4403 Atchison Ave.
- \$628.96 clean-up costs and \$27.96 administrative costs – 602 Dyer St.
- \$1,014.44 clean-up costs and \$21.48 administrative costs – 962 W. Sunset Ave. aka 904 W. Sunset 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:

- \$868.92, plus 10% for collection – 4403 Atchison Ave. (Parcel #815-24799-000)
- \$656.92, plus 10% for collection – 602 Dyer St. (Parcel #815-25057-000)
- \$1,035.92, plus 10% for collection – 926 W. Sunset Ave. aka 904 W. Sunset Ave. (Parcel #815-21470-000)

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 _____, 2014.

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
Writer's Email:
ssparkman@springdalear.gov

Ernest B. Cate
City Attorney

Taylor Samples
Deputy City Attorney

Sarah Sparkman
Deputy City Attorney

David D. Phillips
Deputy City Attorney

Lynda Belvedere
Case Coordinator/
Victim Advocate

Steve Helms
Investigator

Cindy Horlick
Administrative Legal
Assistant/Paralegal

August 4, 2014

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

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

The Bank of New York Mellon
(FKA The Bank of New York Mellon as
Trustee for the Certificateholders of CWABS, Inc.,
Asset-Backed Certificates, Series 2007-BC1
101 Barclay St. - 4W
New York, NY 10286

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

Dear Property Owner/Lienholder:

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

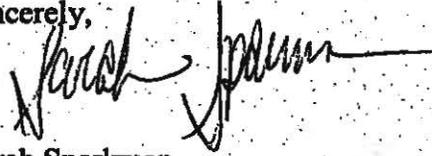
No action was taken by the owner to clean up the property within seven (7)
business days. As a result, the City of Springdale took action to remedy the
violations on the property, as is allowed by Ark. Code Ann. §14-54-903, on or
about July 22, 2014 and August 29, 2014. As of this date, the total costs incurred
by the City of Springdale to clean this property are \$840.96. 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 October 14, 2014, 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, October 14, 2014, at 6:00 p.m. in the City Council Chambers at the City Administration Building, 201 Spring Street, Springdale, Arkansas. You will be entitled to present evidence at this hearing concerning the amount of the lien the City of Springdale is claiming.

If you desire not to contest this amount, and desire not to have a hearing on the matter, please remit the total sum of \$853.92, which includes \$840.96 for cleaning up the property and \$12.96 for certified mailings to the City of Springdale by the date listed above. If you fail to pay this amount before the hearing, then an additional \$15.00 will be added for the costs of filing the ordinance with the Circuit Clerk's Office. Please provide me with a copy of any payment you make so that I will be aware of it.

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

Sincerely,



Sarah Sparkman
Deputy City Attorney

enclosures
SS:ch

Cindy Horlick

From: noreply@cometracker.com
Sent: Monday, July 21, 2014 10:48 AM
To: ecate@springdalear.gov; ssparkman@springdalear.gov; chorlick@springdalear.gov; mcoffman@springdalear.gov; sgoade@springdalear.gov; ifavorite@springdalear.gov; mwagoner@springdalear.gov
Subject: Property OwnerCity Abatement Bill4403 Atchison



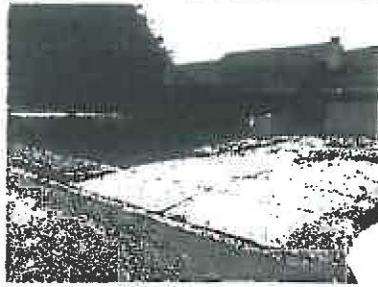
**City of Springdale
Code Enforcement**

205 South Blair Street - Springdale, AR 72764 - Office 479/756-7712

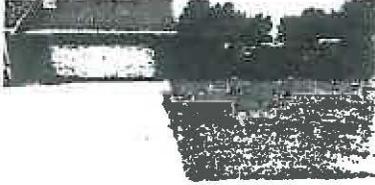
CITY ABATEMENT - Monday, July 21, 2014 10:44:27 AM (CODE ENFORCEMENT 3)

Property Address	4403 Atchison
Type of Abatement	Violation Notice / Lien
Name on the Citation/Violation Notice	Property Owner
Date of Abatement	Monday, July 21, 2014 10:44:00 AM
Officer on Site	Brandon Stein
Supervisor on Job	Mike Hicklin
Employee	
Employee	Mike Hicklin
MH Benefit Rate	\$41.48
Method of Compliance	
1 Method of Compliance	Mowing
Equipment Used	
Equipment	752 Grasshopper,743 Kubota,6021 Service Truck-Landscaping
752 Grasshopper	\$55.00
743 Kubota	\$65.00
6024 4x4 Service Truck	\$35.00
Time of Abatement in Hours	1
Number of Temporary Laborers	2
Temporary Labor Cost	\$24.00
Employee Cost per hour	\$41.48
Total Employee Cost	\$41.48
Equipment Cost per hour	\$155.00
Total Equipment Cost	\$155.00
Mobilization Fee	\$200.00
Landfill Tipping Fee	\$0.00
Total Cost of Abatement	\$420.48
Final Photos	Attached Data

Final Photos



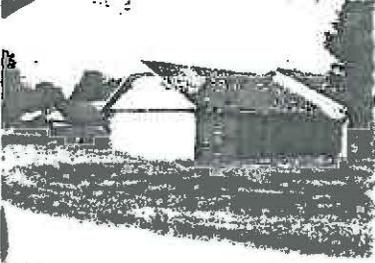
Attached Data



Final Photos

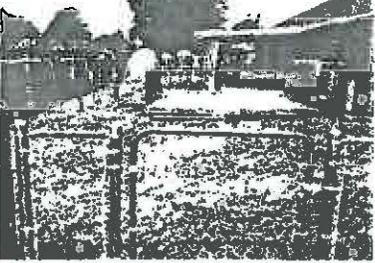


Attached Data



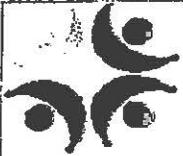
Final Photos

Attached Data



Cindy Horlick

From: noreply@cometracker.com
Sent: Friday, August 29, 2014 2:21 PM
To: ecate@springdalear.gov; sparkman@springdalear.gov; chorlick@springdalear.gov; mcoffman@springdalear.gov; sgoade@springdalear.gov; favorite@springdalear.gov; mwagoner@springdalear.gov
Subject: InvalidField#City Abatement Bill4403 atchison



City of Springdale Code Enforcement

206 South Blair Street - Springdale, AR 72764 - Office 479/756-7712

CITY ABATEMENT - Friday, August 29, 2014 1:56:51 PM (CITY ABATEMENTPUBLIC WORKS 7)

Property Address

4403 atchison

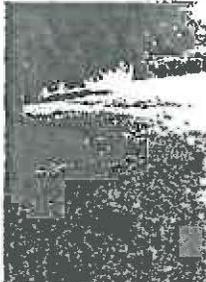
Before Picture

Attached Data



Before Picture

Attached Data



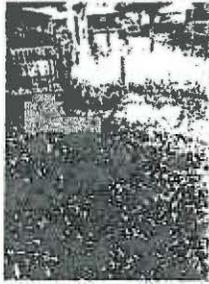
Before Picture

Attached Data



Before Picture

Attached Data



Type of Abatement	Citation / Court Summons
Date of Abatement	Friday, August 29, 2014 1:56:00 PM
Officer on Site	Mike Sidney
Supervisor on Job	Mike Hicklin
Employee	
Employee	Mike Hicklin
MH Benefit Rate	\$41.48
Method of Compliance	
1 Method of Compliance	Mowing
Equipment Used	
Equipment	752 Grasshopper,743 Kubota,6031 Service Truck-Landscaping
752 Grasshopper	\$55.00
743 Kubota	\$65.00
6031 Service Truck-Landscaping	\$35.00
Time of Abatement in Hours	1
Number of Temporary Laborers	2
Temporary Labor Cost	\$24.00
Employee Cost per hour	\$41.48
Total Employee Cost	\$41.48
Equipment Cost per hour	\$155.00
Total Equipment Cost	\$155.00
Mobilization Fee	\$200.00
Extra materials cost	\$0.00
Total Cost of Abatement	\$420.48
Final Photos	Attached Data



Final Photos

Attached Data

Final Photos



Attached Data



Final Photos

Attached Data



SENDER: COMPLETE THIS SECTION

- 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.

1. Article Addressed to:

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

2. Article Number
 (Transfer from service label)

PS Form 3811, July 2013

COMPLETE THIS SECTION ON DELIVERY

A. Signature
 X *Diana Taylor* Agent Addressee

B. Received by (Printed Name) C. Date of Delivery
 9-15-14

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Certified Mail® Priority Mail Express™
 Registered Return Receipt for Merchandise
 Insured Mail Collect on Delivery

4. Restricted Delivery? (Extra Fee) Yes

0000 8221 3288

Domestic Form Receipt

SENDER: COMPLETE THIS SECTION

- 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.

1. Article Addressed to:

The Bank of New York Mellon
 (FKA The Bank of New York Mellon as
 Trustee for the Certificateholders of CWABS, Inc.,
 Asset-Backed Certificates, Series 2007-BC1
 101 Barclay St. - 4W
 New York, NY 10286

2.

COMPLETE THIS SECTION ON DELIVERY

A. Signature
 X *Michael Schoenberg* Agent Addressee

B. Received by (Printed Name) C. Date of Delivery
 Michael Schoenberg
 BNY Mellon by 101 Barclay St.
 New York, NY 10286 SEP 15 2014

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Certified Mail® Priority Mail Express™
 Registered Return Receipt for Merchandise
 Insured Mail Collect on Delivery

4. Restricted Delivery? (Extra Fee) Yes

371



Office Of The City Attorney

201 Spring Street

Springdale, Arkansas 72764

Phone (479) 756-5900

Fax (479) 750-4732

www.springdalear.gov

Writer's Email:

sparkman@springdalear.gov

Ernest B. Cate
City Attorney

Taylor Samples
Deputy City Attorney

Sarah Sparkman
Deputy City Attorney

David D. Phillips
Deputy City Attorney

Lynnda Belvedresi
Case Coordinator/
Victim Advocate

Steve Helms
Investigator

Cindy Horlick
Administrative Legal
Assistant/Paralegal

September 10, 2014

Raymundo Landaverde, Sr. &
Reyna Cortez Landaverde
Wilbert Cortez, Sr. & Anita Cortez
c/o Mary Salas
402 Geneva
Springdale, AR 72765-1578

HAND DELIVERED

Carrington Mortgage Srvcs, LLC
Attn: C/S DEPT
P.O. Box 15253
Irvine, CA 92623-5253

**CERTIFIED MAIL,
RETURN RECEIPT REQUESTED**

RE: Notice of clean-up lien on property located at 602 Dyer St.,
Springdale, Washington County, Arkansas, Tax Parcel No. 815-
25057-000

Dear Property Owner/Lienholder:

On April 15, 2014, notice was posted on property located at 602 Dyer St., Springdale, Arkansas, that the property was in violation of Springdale City Ordinance 91 (Property Maintenance Code), and needed to be remedied within seven (7) days. Notice was mailed to the owner of record on , 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.

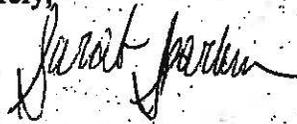
No action was taken by the owner to clean up the property within seven (7) business days. As a result, the City of Springdale took action to remedy the violations on the property, as is allowed by Ark. Code Ann. §14-54-903, on or about June 16, 2014. As of this date, the total costs incurred by the City of Springdale to clean this property are \$628.96. I have enclosed a copy of 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 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 October 14, 2014, 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, October 14, 2014, at 6:00 p.m. in the City Council Chambers at the City Administration Building, 201 Spring Street, Springdale, Arkansas. You will be entitled to present evidence at this hearing concerning the amount of the lien the City of Springdale is claiming.

If you desire not to contest this amount, and desire not to have a hearing on the matter, please remit the total sum of \$641.92, which includes \$628.96 for cleaning up the property and \$12.96 for certified mailings to the City of Springdale by the date listed above. If you fail to pay this amount before the hearing, then an additional \$15.00 will be added for the costs of filing the ordinance with the Circuit Clerk's Office. Please provide me with a copy of any payment you make so that I will be aware of it.

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

Sincerely,

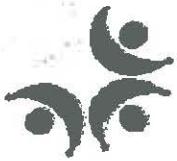


Sarah Sparkman
Deputy City Attorney

enclosures
SS:ch

Cindy Horlick

From: noreply@cometracker.com
Sent: Wednesday, June 18, 2014 8:04 AM
To: ecate@springdalear.gov; ssparkman@springdalear.gov; chorlick@springdalear.gov; mcoffman@springdalear.gov; sgoade@springdalear.gov; lfavorite@springdalear.gov; mwagoner@springdalear.gov
Subject: Raymundo Landeverde Sr, Reyna Cortez & Wilbert Cortez SrCity Abatement Bill602 Dyer



City of Springdale Code Enforcement

206 South Blair Street - Springdale, AR 72764 - Office 479/766-7712

CITY ABATEMENT - Wednesday, June 18, 2014 7:56:59 AM (CODE ENFORCEMENT 4)

Property Address	602 Dyer
Type of Abatement	Violation Notice / Lien
Name on the Citation/Violation Notice	Raymundo Landeverde Sr, Reyna Cortez & Wilbert Cortez Sr
Date of Abatement	Monday, June 16, 2014 8:56:00 AM
Officer on Site	Mike Sidney
Supervisor on Job	Mike Hicklin
Employee	Mike Hicklin
MH Benefit Rate	\$41.48
1 Method of Compliance	Mowing,Property Clean Up - Junk and Trash
Equipment	752 Grasshopper,6031 Service Truck-Landscaping,6041 Service Pick Up Truck
752 Grasshopper	\$55.00
6031 Service Truck-Landscaping	\$35.00
6041 Service Pick Up Truck	\$35.00
Time of Abatement in Hours	2
Number of Temporary Laborers	4
Temporary Labor Cost	\$96.00
Employee Cost per hour	\$41.48
Total Employee Cost	\$82.96
Equipment Cost per hour	\$125.00
Total Equipment Cost	\$250.00
Mobilization Fee	\$200.00
Landfill Tipping Fee	\$0.00
Total Cost of Abatement	\$628.96
Final Photos	Taken with camera

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 	<p>A. Signature <input type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) C. Date of Delivery</p>
<p>1. Article Addressed to:</p> <p>Raymundo Landaverde, Sr. & Reyna Cortez Landaverde Wilbert Cortez, Sr. & Anita Cortez c/o Mary Salas 402 Geneva Springdale, AR 72765-1578</p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input checked="" type="checkbox"/> No</p> <p>3. Service Type <input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Priority Mail Express™ <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> Collect on Delivery</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>2. Article Number (Transfer from service label)</p>	<p>7011 1570 0000 8221 3486</p>

PS Form 3811, July 2013 Domestic Return Receipt

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 	<p>A. Signature <input type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) C. Date of Delivery</p>
<p>1. Article Addressed to:</p> <p>Carrington Mortgage Svcs, LLC Attn: C/S DEPT P.O. Box 15253 Irvine, CA 92623-5253</p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input checked="" type="checkbox"/> No</p> <p>3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>2. Article Number (Transfer from service label)</p>	<p>7011 1570 0000 8221 2946</p>

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540



Office Of The City Attorney

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

September 11, 2014

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

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

Sally B. McCoy Trust #2
c/o Barbre Group, LLC
P.O. Box 1949
Tulsa, OK 74101-1949

RE: Notice of clean-up lien on property located at 962 W. Sunset Ave.
(aka 904 W. Sunset Ave.), Springdale, Washington County,
Arkansas, Tax Parcel No. 815-21470-000

Dear Property Owner:

On May 30, 2014, notice was posted on property located at 962 W. Sunset Ave.,
Springdale, Arkansas, that the property was in violation of Springdale City
Ordinance 42-77 and 42-78, and needed to be remedied within seven (7) days.
Notice was mailed to the owner of record on May 30, 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 July 9, 2014 and September 3, 2014. As of this date, the total costs incurred
by the City of Springdale to clean this property are \$1,014.44. I have enclosed
copies of invoices 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.

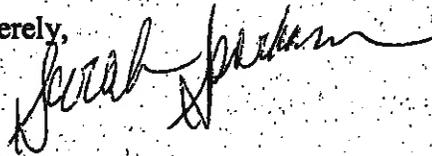
This is to notify you that in the event this amount is not paid to the City of
Springdale on or before October 14, 2014, a hearing will be held before the
Springdale City Council pursuant to Ark. Code Ann. §14-54-903 to determine the
amount of the clean-up lien to which the City is entitled for cleaning up the

property. The hearing will be held Tuesday, October 14, 2014, at 6:00 p.m. in the City Council Chambers at the City Administration Building, 201 Spring Street, Springdale, Arkansas. You will be entitled to present evidence at this hearing concerning the amount of the lien the City of Springdale is claiming.

If you desire not to contest this amount, and desire not to have a hearing on the matter, please remit the total sum of \$1,020.92, which includes \$1,014.44 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, July 09, 2014 10:05 AM
To: ecate@springdalear.gov; ssparkman@springdalear.gov; chorlick@springdalear.gov; mcoffman@springdalear.gov; sgoade@springdalear.gov; lfavorite@springdalear.gov; mwagoner@springdalear.gov
Subject: InvalidField#City Abatement Bill962 W Sunset



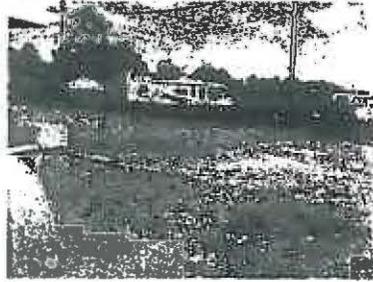
**City of Springdale
Code Enforcement**

206 South Blair Street - Springdale, AR 72764 - Office 479/756-7712

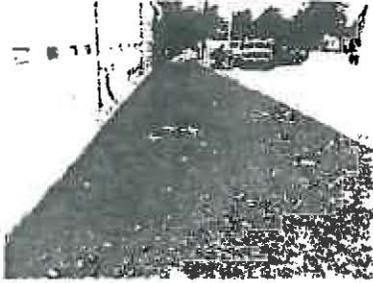
CITY ABATEMENT - Wednesday, July 09, 2014 9:57:42 AM (CODE ENFORCEMENT 3)

Property Address	962 W Sunset
Type of Abatement	Violation Notice / Lien
Date of Abatement	Wednesday, July 09, 2014 9:57:00 AM
Officer on Site	Brandon Stein
Supervisor on Job	Mike Hicklin
Employee	Mike Hicklin
MH Benefit Rate	\$41.48
1 Method of Compliance	Mowing
Equipment	743 Kubota,6021 Service Truck-Landscaping
743 Kubota	\$65.00
6024 4x4 Service Truck	\$35.00
Time of Abatement in Hours	1
Number of Temporary Laborers	2
Temporary Labor Cost	\$24.00
Employee Cost per hour	\$41.48
Total Employee Cost	\$41.48
Equipment Cost per hour	\$100.00
Total Equipment Cost	\$100.00
Mobilization Fee	\$200.00
Landfill Tipping Fee	\$0.00
Total Cost of Abatement	\$365.48
Final Photos	Attached Data

Final Photos

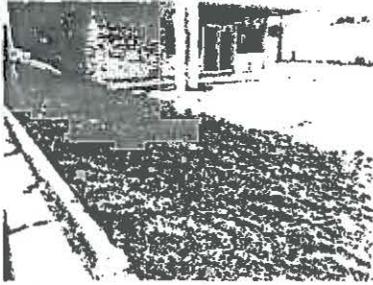


Attached Data



Final Photos

Attached Data



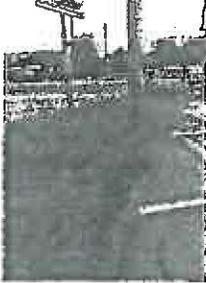
Cindy Horlick

From: noreply@cometracker.com
Sent: Wednesday, September 03, 2014 11:02 AM
To: ecate@springdalear.gov; ssparkman@springdalear.gov; chorlick@springdalear.gov; mcoffman@springdalear.gov; sgoade@springdalear.gov; lfavorite@springdalear.gov; mwagoner@springdalear.gov
Subject: InvalidField#City Abatement Bill962 west sunset

 **City of Springdale**
Code Enforcement

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

CITY ABATEMENT - Wednesday, September 03, 2014 9:40:26 AM (CITY ABATEMENTPUBLIC WORKS 7)

Property Address	962 west sunset
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, September 03, 2014 9:40:00 AM
Officer on Site	Missha Wagoner
Supervisor on Job	Mike Hicklin
Employee	
Employee	Mike Hicklin
MH Benefit Rate	\$41.48
Method of Compliance	
1 Method of Compliance	Mowing
Equipment Used	
Equipment	743 Kubota,6031 Service Truck- Landscaping,6038 1-ton Work Truck- Landscaping
743 Kubota	\$65.00
6031 Service Truck-Landscaping	\$35.00
6038 1-ton Work Truck-Landscaping	\$35.00
Time of Abatement in Hours	2
Number of Temporary Laborers	4
Temporary Labor Cost	\$96.00
Employee Cost per hour	\$41.48
Total Employee Cost	\$82.96
Equipment Cost per hour	\$135.00
Total Equipment Cost	\$270.00
Mobilization Fee	\$200.00
Extra materials cost	\$0.00
Total Cost of Abatement	\$648.96
Final Photos	Attached Data



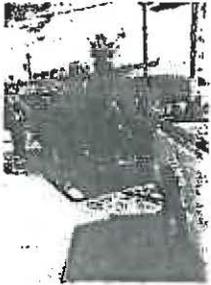
Final Photos	Attached Data
--------------	---------------



Attached Data



Attached Data



Final Photos

Final Photos

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. 	A. Signature <input type="checkbox"/> Agent <input type="checkbox"/> Addressee <i>X</i>	
1. Article Addressed to: <p style="text-align: center;">Sally B. McCoy Trust #2 c/o Barbre Group, LLC P.O. Box 1949 Tulsa, OK 74101-1949</p>	B. Received by (Printed Name) <i>CU</i>	C. Date of Delivery <i>9/15/14</i>
2. Article Number <i>(Transfer from service label)</i> 3 Form 3811, July 2013	D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No	
	3. Service Type <input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Priority Mail Express™ <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> Collect on Delivery	
	4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes	
	7011 1570 0000 8221 3424	
	Domestic Return Receipt	

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING A UTILITY
WORK AGREEMENT WITH SOURCEGAS
ARKANSAS INC. ON THE 56th STREET PROJECT**

WHEREAS, the City of Springdale has a street improvement project on 56th Street (Project # 12BPS5) that requires the relocation of utility infrastructure owned by SourceGas Arkansas Inc., and

WHEREAS, SourceGas has estimated the cost to relocate these facilities to be \$123,093.03, and

WHEREAS, the cost to relocate these facilities will be paid from the 2012 Bond Street Construction Fund, and

WHEREAS, construction on this project has started making the relocation of these facilities an immediate need;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that the Mayor is hereby authorized to execute a Utility Work Agreement with SourceGas Arkansas Inc. with an estimated cost of \$123,093.03 for the 56th Street project.

PASSED AND APPROVED this 14th day of October, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:



Ernest B. Cate, City Attorney



**UTILITY WORK AGREEMENT
(MUNICIPALITY)**

Municipality: City of Springdale, Arkansas
Municipality's Address: 201 Spring Street, Springdale, Arkansas 72764
Job Location: 56th Street, Station 0+00 to 58+00 & 74+00 to 79+00

This Utility Work Agreement ("Agreement") is made and entered into this _____ day of _____, _____, by and between the City of Springdale, Arkansas (hereinafter referred to as "Municipality"), and SourceGas Arkansas Inc. (hereinafter referred to as "SourceGas").

WHEREAS, Municipality proposes to make certain improvements at the location designated above, and as a result of such improvements, SourceGas must adjust, enhance, locate, observe, and/or relocate certain of its existing facilities, or construct additional facilities; and

WHEREAS, in connection with Municipality's proposed improvements, Municipality wishes SourceGas to do the following:

Relocate natural gas utility infrastructure and assets to allow for the widening of 56th Street from Bleaux Ave., north of US Hwy. 412, to Watkins Ave., south of US Hwy. 412, as described to SourceGas by the City of Springdale's consulting engineer, Engineering Services, Inc., in detailed design drawings dated July 17th, 2014.

(hereinafter referred to as the "Work"); and

WHEREAS, such Work is shown in detail in SourceGas' plans, sketches, estimate of cost, and specifications (when applicable), which are attached to this Agreement and made a part hereof; and

WHEREAS, Municipality agrees to pay for the cost of such Work to the extent herein agreed upon.

NOW, THEREFORE, IN CONSIDERATION OF THE PROMISES AND OTHER VALUABLE CONSIDERATION HEREIN ACKNOWLEDGED, MUNICIPALITY AND SOURCEGAS AGREE AS FOLLOWS:

1. Where applicable hereunder by reason of new utility occupancy or crossing of Municipality's property, Municipality hereby grants to SourceGas an easement or license to install and operate utility facilities on or across Municipality's property as shown on the approved plans or sketch maps attached hereto and made a part hereof. Prior to SourceGas beginning the Work, Municipality will, at no cost to SourceGas, furnish SourceGas with all necessary easements, rights of way and permits.

2. Where applicable hereunder by reason of new construction on existing utility rights of way, SourceGas hereby grants to Municipality the right to use for Municipality's purposes the lands within the limits of the improvement project limits on or across which SourceGas holds a valid property interest antedating Municipality's rights which were subsequently acquired in the same lands, and which property rights SourceGas shall retain so long as SourceGas, its successors or assigns continues such use and occupancy and does not abandon, and thereby release, such property interest to Municipality through removal of facilities in performing the Work or by subsequent removal of facilities for SourceGas' convenience; and Municipality hereby agrees that SourceGas, by granting said right and by said continued joint use and occupancy, does not waive any future claim for reimbursement for any costs as may be eligible for reimbursement by reason of such prior property interest, nor does SourceGas waive any other legal or property right held under the laws or Constitution of the State of Arkansas or the United States.

3. In the event that future construction, reconstruction, expansion, relocation, rehabilitation, betterment, maintenance, or other work on the facilities owned and operated by either Municipality or SourceGas in the area jointly occupied or used under either or both Paragraphs 1 or 2 of this Agreement will disturb, detrimentally affect, interfere, or be inconvenient to the facilities or responsibilities of either party, the parties hereto shall reach agreement in writing as to locations, extent, and methods of such work before the work is undertaken. In a case of emergency, and where immediate action is necessary for the protection of the public and to minimize damage to or loss of investment in the property of Municipality or of SourceGas, either party hereto may, at its own responsibility and risk, make any necessary emergency repairs, and shall notify the other party hereto of such action as soon as practicable.

4. The estimated cost of the Work is **\$123,093.03**. After it has completed the Work, SourceGas will bill Municipality for **92.83%** of the actual cost of the Work. Municipality shall pay such invoice within 30 days of Municipality's receipt of the invoice.



If Municipality fails to pay any such invoice within 30 days of receipt, the amount due under the invoice shall accrue interest at the rate of 10 per cent per annum until paid.

5. SourceGas will perform the Work, as described on the first page of this Agreement. SourceGas will endeavor to perform the Work within a reasonable time period, subject to applicable laws, rules and regulations of governmental authorities, and subject to any delay occasioned by lack of right of way, availability of materials and supplies, force majeure or events or conditions of whatsoever nature reasonably beyond SourceGas' control, and further conditioned upon the receipt of all required approvals and consents in form and substance acceptable to SourceGas. SourceGas shall not be obligated to commence the Work unless and until, at no cost to SourceGas, all necessary easements and rights of way have been executed, acknowledged and delivered to SourceGas in a form acceptable to SourceGas.

6. Title to and ownership of facilities which are the subject of the Work shall forever be and remain exclusively and unconditionally vested in SourceGas. Municipality understands, acknowledges and agrees that Municipality shall have no title to, interest in, or ownership of those facilities.

7. It is mutually agreed by the parties hereto that the provisions of this Agreement pertaining to property rights, right of way occupancy permission, access for servicing when applicable, and joint use of rights of way shall continue in full force and effect from the date of this Agreement, and shall be perpetually binding upon each party, and its representatives, successors and assigns.

8. Municipality and SourceGas acknowledge that there are no agreements or understandings, either written or oral, between the parties related to the Work, other than as set forth in this Agreement, and that this Agreement (including any attachments hereto) contains the entire agreement between the parties regarding the Work.

9. This Agreement shall be governed in accordance with the laws of the State of Arkansas, the rules and regulations of the Arkansas Public Service Commission, and the Tariff of SourceGas. In the event of a conflict between this Agreement and any such laws, rules, regulations or Tariff, such laws, rules, regulations or Tariff shall control.



10. In the event SourceGas is required to initiate litigation to enforce the terms and conditions of this Agreement, and SourceGas prevails in that litigation, then SourceGas shall have the right to recover from Municipality SourceGas' costs and expenses of such litigation, including reasonable attorney fees.

11. Municipality acknowledges that it has been afforded an opportunity to have its attorney review and explain the terms of this Agreement.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed in duplicate by their duly authorized representatives on the date stated above.

SOURCEGAS ARKANSAS INC.

CITY OF SPRINGDALE, ARKANSAS

By: _____

By: _____

Its: _____

Its: _____

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING A UTILITY
WORK AGREEMENT WITH SOURCEGAS
ARKANSAS INC. ON THE DON TYSON
PARKWAY WIDENING PROJECT**

WHEREAS, the City of Springdale has a street improvement project on Don Tyson Parkway between 40th Street and Carley Road (Project # 12BPS3) that requires the relocation of utility infrastructure owned by SourceGas Arkansas Inc., and

WHEREAS, SourceGas has estimated the cost to relocate these facilities to be \$48,962.93, and

WHEREAS, the cost to relocate these facilities will be paid from the 2012 Bond Street Construction Fund, and

WHEREAS, a Notice to Proceed for utility relocation was issued for December 1st on this project to allow for timely completion prior to the roadway contractor beginning work;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that the Mayor is hereby authorized to execute a Utility Work Agreement with SourceGas Arkansas Inc. with an estimated cost of \$48,962.93 for the Don Tyson Parkway Street project.

PASSED AND APPROVED this 14th day of October, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:



Ernest B. Cate, City Attorney



**UTILITY WORK AGREEMENT
(MUNICIPALITY)**

Municipality: City of Springdale, Arkansas
Municipality's Address: 201 Spring Street, Springdale, Arkansas 72764
Job Location: Don Tyson Parkway, Station 6+00 to 24+00

This Utility Work Agreement ("Agreement") is made and entered into this _____ day of _____, _____, by and between the City of Springdale, Arkansas (hereinafter referred to as "Municipality"), and SourceGas Arkansas Inc. (hereinafter referred to as "SourceGas").

WHEREAS, Municipality proposes to make certain improvements at the location designated above, and as a result of such improvements, SourceGas must adjust, enhance, locate, observe, and/or relocate certain of its existing facilities, or construct additional facilities; and

WHEREAS, in connection with Municipality's proposed improvements, Municipality wishes SourceGas to do the following:

Relocate natural gas utility infrastructure and assets to along the north and south sides of Don Tyson Parkway from 40th Street to Carley Rd. to allow for the widening of Don Tyson Parkway as described to SourceGas by the City of Springdale's consulting engineer, USI Consulting Engineers, Inc. in detailed design drawings dated August, 2014.

(hereinafter referred to as the "Work"); and

WHEREAS, such Work is shown in detail in SourceGas' plans, sketches, estimate of cost, and specifications (when applicable), which are attached to this Agreement and made a part hereof; and

WHEREAS, Municipality agrees to pay for the cost of such Work to the extent herein agreed upon.

NOW, THEREFORE, IN CONSIDERATION OF THE PROMISES AND OTHER VALUABLE CONSIDERATION HEREIN ACKNOWLEDGED, MUNICIPALITY AND SOURCEGAS AGREE AS FOLLOWS:

1. Where applicable hereunder by reason of new utility occupancy or crossing of Municipality's property, Municipality hereby grants to SourceGas an easement or license to install and operate utility facilities on or across Municipality's property as shown on the approved plans or sketch maps attached hereto and made a part hereof. Prior to SourceGas beginning the Work, Municipality will, at no cost to SourceGas, furnish SourceGas with all necessary easements, rights of way and permits.

2. Where applicable hereunder by reason of new construction on existing utility rights of way, SourceGas hereby grants to Municipality the right to use for Municipality's purposes the lands within the limits of the improvement project limits on or across which SourceGas holds a valid property interest antedating Municipality's rights which were subsequently acquired in the same lands, and which property rights SourceGas shall retain so long as SourceGas, its successors or assigns continues such use and occupancy and does not abandon, and thereby release, such property interest to Municipality through removal of facilities in performing the Work or by subsequent removal of facilities for SourceGas' convenience; and Municipality hereby agrees that SourceGas, by granting said right and by said continued joint use and occupancy, does not waive any future claim for reimbursement for any costs as may be eligible for reimbursement by reason of such prior property interest, nor does SourceGas waive any other legal or property right held under the laws or Constitution of the State of Arkansas or the United States.

3. In the event that future construction, reconstruction, expansion, relocation, rehabilitation, betterment, maintenance, or other work on the facilities owned and operated by either Municipality or SourceGas in the area jointly occupied or used under either or both Paragraphs 1 or 2 of this Agreement will disturb, detrimentally affect, interfere, or be inconvenient to the facilities or responsibilities of either party, the parties hereto shall reach agreement in writing as to locations, extent, and methods of such work before the work is undertaken. In a case of emergency, and where immediate action is necessary for the protection of the public and to minimize damage to or loss of investment in the property of Municipality or of SourceGas, either party hereto may, at its own responsibility and risk, make any necessary emergency repairs, and shall notify the other party hereto of such action as soon as practicable.

4. The estimated cost of the Work is **\$48,962.93**. After it has completed the Work, SourceGas will bill Municipality for **87.20%** of the actual cost of the Work. Municipality shall pay such invoice within 30 days of Municipality's receipt of the invoice.



If Municipality fails to pay any such invoice within 30 days of receipt, the amount due under the invoice shall accrue interest at the rate of 10 per cent per annum until paid.

5. SourceGas will perform the Work, as described on the first page of this Agreement. SourceGas will endeavor to perform the Work within a reasonable time period, subject to applicable laws, rules and regulations of governmental authorities, and subject to any delay occasioned by lack of right of way, availability of materials and supplies, force majeure or events or conditions of whatsoever nature reasonably beyond SourceGas' control, and further conditioned upon the receipt of all required approvals and consents in form and substance acceptable to SourceGas. SourceGas shall not be obligated to commence the Work unless and until, at no cost to SourceGas, all necessary easements and rights of way have been executed, acknowledged and delivered to SourceGas in a form acceptable to SourceGas.

6. Title to and ownership of facilities which are the subject of the Work shall forever be and remain exclusively and unconditionally vested in SourceGas. Municipality understands, acknowledges and agrees that Municipality shall have no title to, interest in, or ownership of those facilities.

7. It is mutually agreed by the parties hereto that the provisions of this Agreement pertaining to property rights, right of way occupancy permission, access for servicing when applicable, and joint use of rights of way shall continue in full force and effect from the date of this Agreement, and shall be perpetually binding upon each party, and its representatives, successors and assigns.

8. Municipality and SourceGas acknowledge that there are no agreements or understandings, either written or oral, between the parties related to the Work, other than as set forth in this Agreement, and that this Agreement (including any attachments hereto) contains the entire agreement between the parties regarding the Work.

9. This Agreement shall be governed in accordance with the laws of the State of Arkansas, the rules and regulations of the Arkansas Public Service Commission, and the Tariff of SourceGas. In the event of a conflict between this Agreement and any such laws, rules, regulations or Tariff, such laws, rules, regulations or Tariff shall control.



10. In the event SourceGas is required to initiate litigation to enforce the terms and conditions of this Agreement, and SourceGas prevails in that litigation, then SourceGas shall have the right to recover from Municipality SourceGas' costs and expenses of such litigation, including reasonable attorney fees.

11. Municipality acknowledges that it has been afforded an opportunity to have its attorney review and explain the terms of this Agreement.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed in duplicate by their duly authorized representatives on the date stated above.

SOURCEGAS ARKANSAS INC.

CITY OF SPRINGDALE, ARKANSAS

By: _____

By: _____

Its: _____

Its: _____



PROJECT NAME: Don Tyson Parkway Widening - 40th Street to Carley Road
PROJECT LOCATION: Springdale, Washington County, Arkansas

PRIVATE RIGHT OF WAY

Description	Sheet No. and Length of Pipe				TOTAL
	C-101	C-102	C-103	C-104	
2"	538	575	641	542	
4"	0	0	0	0	
8"	0	0	0	0	
Total Footage	538	575	641	542	2,296

PUBLIC RIGHT OF WAY - PRIOR RIGHT

(Please refer to existing easements, maps, and job completion records provided with this spreadsheet to support this claim)

Description	Sheet No. and Size of Pipe				TOTAL
	C-101	C-102	C-103	C-104	
2"	0	0	0	0	
4"	0	0	0	0	
8"	0	0	0	0	
Total Footage	0	0	0	0	0

PUBLIC RIGHT OF WAY

Description	Sheet No. and Size of Pipe				TOTAL
	C-101	C-102	C-103	C-104	
2"	0	129	50	100	
4"	58	0	0	0	
8"	0	0	0	0	
Total Footage	58	129	50	100	337

REIMBURSEMENT

Private & Prior Right:	2,296	LF	=	2,296	LF		
On ROW:	337	LF	=	337	LF		
TOTAL FOOTAGE:	2,633	LF				87.20%	Reimbursable Percentage to SourceGas

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN
AMENDMENT TO A CONTRACT FOR PROFESSIONAL
SERVICES**

WHEREAS, the City of Springdale entered into a contract with USI Consulting Engineers, Inc. relating to roadway improvements to Don Tyson Parkway from 40th Street to Carley Road, and

WHEREAS, the City desires to include an additional clearing and grubbing project to be bid separately prior to the roadway project to facilitate access for utility relocations, and

WHEREAS, the compensation included in the contract will be increased by \$6,500 plus \$200 for reimbursable expenses for the additional work of producing and bidding an additional contract;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that the Mayor and City Clerk are hereby authorized to execute amendment no. 3 to USI Consulting Engineers, Inc. contract for roadway improvements to Don Tyson Parkway from 40th Street to Carley Road.

PASSED AND APPROVED this 14th day of October, 2014

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:



Ernest B. Cate, City Attorney

AMENDMENT NO. 3

TO PROFESSIONAL SERVICES AGREEMENT

CITY OF SPRINGDALE, AR
2013 STREET IMPROVEMENT BOND PROGRAM

DON TYSON PARKWAY (40TH STREET TO CARLEY RD.)
CITY OF SPRINGDALE PROJECT NO. 12BPS3
USI PROJECT NO. 1309001

WHEREAS, on November 27, 2012, the CITY entered into an Agreement for Engineering Services (the "Agreement") with the ENGINEER to perform professional engineering services for roadway improvements to Don Tyson Parkway from 40th Street to Carley Road (referred to as the "Project").

WHEREAS, it is necessary to amend the original Agreement in order to modify the scope of the Project to accommodate a separate construction contract for the clearing & grubbing and fence relocations along Don Tyson Parkway between 40th Street and Carley Road, in order to insure that utility relocations can be completed prior to commencement of the roadway improvement construction, and in a timely manner.

NOW THEREFORE, in consideration of the mutual covenants and agreements herein contained, Owner and Engineer hereby stipulate and agree that the Agreement dated November 27, 2012 is amended in the following particulars:

Attachment "D". Compensation for Basic Services

- Add the item "Clearing & Grubbing and Fence Relocations Bid Documents" in the amount of \$3,000.
- Add the item "Clearing & Grubbing and Fence Relocations Bid Services" in the amount of \$3,500.
- The total increase in Basic Services for this amendment is \$6,500.
- Increase the reimbursable expenses in the amount of \$200.

All other provisions of the original Agreement remain in full force and effect.

IN WITNESS THEREOF, the PARTIES to this AGREEMENT have hereunto set their hands of the day and year first above written.

CITY OF SPRINGDALE, ARKANSAS

USI CONSULTING ENGINEERS, INC.

By: _____

By: CR Nickle

Honorable Doug Sprouse, Mayor
Title

Charles R. Nickle, CEO
Title

Attest

Denise Pearce, City Clerk
Title


Attest

Terry W. Carpenter, President
Title

ATTACHMENT "D" (AMENDMENT NO. 3)

COMPENSATION

PROFESSIONAL SERVICES AGREEMENT

**CITY OF SPRINGDALE, ARKANSAS
2012 STREET BOND PROGRAM**

**DON TYSON PARKWAY (40th STREET TO CARLEY ROAD)
CITY OF SPRINGDALE PROJECT NO. 12BPS3
USI PROJECT NO. 1309001**

- CITY shall pay ENGINEER for Basic Services rendered an amount equal to 8.0% of the actual construction cost of the project, plus \$17,800 for Re-alignment of Roadway, \$15,000 for Geotechnical Investigation, \$35,000 for a Traffic Study and Traffic Signal Design, \$71,375 for Right-of-Way Document Preparation, \$3,180 for 40th Street Signalization Bid Documents, \$3,910 for 40th Street Signalization Bid Services, \$3,000 for Clearing & Grubbing and Fence Relocations Bid Documents, \$3,500 for Clearing & Grubbing and Fence Relocations Bid Services, and reimbursable expenses.
- Basic Services: Payment by CITY shall be based on percentage of actual construction cost and shall approximate the following payment categories. Payment for a specific phase shall not exceed the scheduled amount prior to completion of that phase. Because an actual construction cost will not be known until the bid process is completed, payments for Basic Services rendered prior to the bid/award phase will be made based on the Engineer's Estimate of Probable Construction Costs. Once the project is bid and an actual construction cost is established, payments made based on estimated construction cost shall be adjusted to reflect actual construction cost. At completion of the job, payment to the ENGINEER will be adjusted based on the final construction costs including any change orders to ensure that the actual compensation to the ENGINEER for Basic Services is equal to 8.0% of actual construction costs, plus \$17,800 for Re-alignment of Roadway, \$15,000 for Geotechnical Investigation, \$35,000 for a Traffic Study and Traffic Signal Design, \$71,375 for Right-of-Way Document Preparation, \$3,180 for 40th Street Signalization Bid Documents, \$3,910 for 40th Street Signalization Bid Services, \$3,000 for Clearing & Grubbing and Fence Relocations Bid Documents, \$3,500 for Clearing & Grubbing and Fence Relocations Bid Services, and reimbursable expenses. Underruns in one phase may be used to offset overruns in another phase as long as the total contract amount is not exceeded.

Re-alignment of Roadway	<u>\$17,800</u>
Geotechnical Investigation	<u>\$15,000</u>
Traffic Study and Traffic Signal Design	<u>\$35,000</u>
Right-of-Way Document Preparation	<u>\$71,375</u>

D-1

Rev. 10-08-2014

40 th Street Signalization Bid Documents	<u>\$ 3,180</u>
40 th Street Signalization Bid Services	<u>\$ 3,910</u>
Clearing & Grubbing and Fence Relocations Bid Documents	<u>\$ 3,000</u>
Clearing & Grubbing and Fence Relocations Bid Services	<u>\$ 3,500</u>
Concept Design Phase, to include Topographic, Right-of-Way and Utility Surveys	<u>2.25%</u>
Preliminary Design Phase	<u>1.75%</u>
Final Design Phase	<u>2.00%</u>
Bid/Award Phase (Excluding 40 th Street Signals)	<u>2.00%</u>
SUB-TOTAL Basic Services	<u>8.00% Plus \$152,765 for Geotechnical Investigation, Traffic Study & Traffic Signal Design, Right-of-Way Document Preparation, 40th Street Signalization Bid Documents and Bid Services, Clearing & Grubbing and Fence Relocations Bid Documents and Bid Services</u>

- Construction Phase:** Payment by CITY shall be based on actual construction cost. CITY shall pay ENGINEER for Construction Services rendered an amount equal to 4% of the actual construction cost, plus reimbursable expenses. Actual construction cost shall be adjusted to reflect any change orders approved by the City. Payments for Construction Services shall be made monthly and shall be proportional to the amount of work completed by the CONTRACTOR during the preceding month. The final payment for Construction Services shall be adjusted to ensure that total project compensation paid by the CITY to the ENGINEER is equal to 8.0% of total construction cost (inclusive of any change orders approved by the City) for Basic Services rendered and 4.0% of total construction cost (inclusive of any change orders approved by the City) for Construction Services rendered, \$17,800 for Re-alignment of Roadway, \$15,000 for Geotechnical Investigation, \$35,000 for a Traffic Study and Traffic Signal Design, \$71,375 for Right-of-Way Document Preparation, plus reimbursable expenses.

- The maximum payment to the ENGINEER for Basic Services and Construction Services under this Agreement shall not exceed 12.0% of actual construction cost, inclusive of any change orders approved by the City, plus \$17,800 for Re-alignment of Roadway, \$15,000 for Geotechnical Investigation, \$35,000 for a Traffic Study and Traffic Signal Design, \$71,375 for Right-of-Way Document Preparation, \$3,180 for 40th Street Signalization Bid Documents, \$3,910 for 40th Street Bid Services, \$3,000 for Clearing & Grubbing and Fence Relocations Bid Documents, \$3,500 for Clearing & Grubbing and Fence Relocations Bid Services, plus reimbursable expenses.
- Additional Services: Any and all Additional Services must be approved, and maximum amount to be paid for said services agreed to, in writing by CITY prior to rendering of same. CITY shall pay ENGINEER for Additional Services rendered an amount equal to the cumulative hours charged to the Project for each class of ENGINEER's employees multiplied by ENGINEER'S Hourly Rates as shown on the Attached Exhibit "1", plus approved Reimbursable Expenses and ENGINEER'S Consultant charges, if any. For ENGINEER's Consultant charges, the CITY shall pay the ENGINEER the amount billed to the ENGINEER times a factor of 1.00.

An allowance for Additional Services is established as part of this Agreement. The ENGINEER shall proceed with Additional Services only upon the written authorization of the CITY that specifically states the scope of work to be accomplished and paid for under the additional services allowance.

SUB-TOTAL Additional Services Allowance \$ 20,000 .

- CITY shall pay ENGINEER the actual cost of Reimbursable Expenses incurred in connection with Basic and Additional Services. Reimbursable Expenses must be approved by the CITY prior to the incurrence of such expenses. The estimated amount of Reimbursable Expenses to be incurred in connection with Basic Services is:

SUB-TOTAL Reimbursable Expenses \$ 5,350 .

- The maximum payment to the ENGINEER for Additional Services and Reimbursable Expenses under this Agreement shall not exceed \$ 25,350 .
- ENGINEER shall submit invoices monthly for services rendered and expenses borne. For Additional Services, the invoice will be itemized by payment categories including hours worked for each class of ENGINEER's employees multiplied by the hourly rates as shown in Exhibit 1. If requested, the invoices shall be accompanied by a copy of the timesheets for all ENGINEER's personnel working on the project.

- **The Hourly Rates used as a basis for payment for Additional Services mean salaries and wages (basic and incentive) paid to all personnel engaged directly on the PROJECT, including, but not limited to, engineers, architects, surveyors, designers, draftsman, specification writers, estimators, other technical personnel, stenographers, typists and clerks; plus the cost of customary and statutory benefits including, but not limited to, social security contributions, unemployment, excise and payroll taxes, workers' compensation, health and retirement benefits, bonuses, sick leave, vacation and holiday pay applicable thereto; plus operating margin or profit, non-project operating costs, and all general and administrative overhead costs, including but not limited to, furnishing and maintaining office facilities, furniture, utilities, vehicles and equipment.**

Reimbursable Expenses mean the actual expenses incurred directly or indirectly in connection with the PROJECT for printing and reproduction costs and ENGINEER's consultant charges. Any and all expenditures for reimbursable expenses must be approved by the CITY prior to rendering or obtaining same. Overtime salary costs are not considered Reimbursable Expenses.

EXHIBIT I

**TO PROFESSIONAL SERVICES AGREEMENT
CITY OF SPRINGDALE, ARKANSAS
2012 STREET IMPROVEMENT BOND PROGRAM
DON TYSON PARKWAY (40TH STREET TO CARLEY ROAD)**

**USI CONSULTING ENGINEERS, INC.
SCHEDULE OF CLASSIFICATIONS AND RATES FOR 2014**

<u>Classification</u>	<u>Hourly Rate</u>
Engineer X	\$189.00
Engineer IX	\$179.00
Engineer VIII	\$169.00
Engineer VII	\$159.00
Engineer VI	\$149.00
Engineer V	\$139.00
Engineer IV	\$124.00
Engineer III.....	\$109.00
Engineer II.....	\$ 93.00
Engineer I.....	\$ 77.00
Engineering Technician V	\$102.00
Engineering Technician IV	\$ 83.00
Engineering Technician III.....	\$ 66.00
Engineering Technician II.....	\$ 56.00
Engineering Technician I.....	\$ 49.00
Executive Assistant.....	\$ 61.00
Administrative III.....	\$ 55.00
Administrative II.....	\$ 47.00
Administrative I.....	\$ 41.00
Survey Manager.....	\$ 97.00
Survey Crew (1-man)	\$105.00
Survey Crew (2-man)	\$160.00

- GPS and robotic surveying equipment will be billed at \$50.00 per hour when utilized
- Hourly rate schedules will be adjusted annually each January
- Mileage will be billed at the current approved Federal rate