

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

- Monday, September 15th, 5:30 p.m. is the next Committee meetings.
 - Committee agendas will be available on Friday, Sept 12th, 2014

SPRINGDALE CITY COUNCIL
REGULAR MEETING
TUESDAY, SEPTEMBER 9th, 2014

5:55 p.m. Pre Meeting Activities

Pledge of Allegiance
Invocation – **MIKE LAWSON**

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

Code Enforcement Officers – Community Engagement Division

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. Reports

a) Ozark Regional Transit – Semi Monthly Report
Joel Gardner, Executive Director

7. Approval of Minutes

a) August 26th, 2014 Pg's 3-11

8. 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....***14, 16, 17.** (Motion must be approved by two-thirds (2/3) of the council members).

9. **Appeal** of the Planning Commission's decision to deny the rezoning application of Signature Bank of Arkansas. **(Withdrawn by Applicant)** Pg12

10. **A Resolution** approving an appointment to the Springdale Planning Commission.
Pg's 13-14

11. **A Resolution** approving an appointment to the Springdale Airport Commission.
Pg's 15-16

12. **A Resolution** authorizing the park at the intersection of Don Tyson Parkway and Hylton Road be named for C. L. "Charlie" and Willie George. Pg 17

13. **A Resolution** authorizing the temporary operation of a carnival, presented by Wyman Morgan, Director of Administration & Financial Services. Pg's 18-22

14. Planning Commission Recommendations by Director Patsy Christie:

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. Pg's 23-24
15. **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. Pg 25
16. **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. (3600 Harvo Circle, 906 E. Huntsville Avenue)
Pg's 26-36
17. **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 Rd.) Pg's 37-42
18. **A Resolution** authorizing the destruction of old accounting records, presented by Wyman Morgan, Director of Administration & Financial Services. Pg's 43-46
19. Comments from Department Heads.
20. Comments from Council Members.
21. Comments from City Attorney.
22. Comments from Mayor Sprouse.
23. Adjournment.

SPRINGDALE CITY COUNCIL
AUGUST 26, 2014

The City Council of the City of Springdale met in regular session on August 26, 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.
Patsy Christie	Planning Director
Kathy O'Kelley	Police Chief
Mike Chamlee	Building Official
Mike Irwin	Fire Chief
Courtney Kremer	Animal Services Director
Sam Goade	Public Works Director

AGENDA ITEM CHANGE

Alderman Reed made the motion to add a Resolution to the agenda as item #11B in regards to an AT&T contract. Alderman Evans made the second.

The vote:

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

No: None

POLICE DEPT. NATIONAL NIGHT OUT CELEBRATION

Police Chief O'Kelley presented pictures of the Springdale Police Department's "National Night Out" Celebration held August 5, 2014 at the Jones Center for Families. There were about 1,000 people that participated in the event.

APPROVAL OF MINUTES

Alderman Jaycox moved the minutes of the August 12, 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: Evans, Reed, Jaycox, Bruns, Watson, Overton, Ford, Lawson

No: None

ORDINANCE NO. 4817 – REZONING 1.58 AND 6.24 ACRES OWNED BY OWNED BY EDWARDS DESIGN & CONSTRUCTION DBA ISC NORTH, INC., LOCATED AT EAST ROBINSON AND CRUTCHER STREET, FROM MF-12 TO O-1 AND C-2; AND DECLARING AN EMERGENCY

Planning Director Patsy Christie presented an Ordinance rezoning 1.58 and 6.24 acres owned by Edwards Design & Construction DBA ISC North, Inc., located at East Robinson and Crutcher Street, from MF-12 to O-1 and C-2; and declaring an emergency.

Planning Commission recommended approval at their August 5, 2014 meeting.

After the reading the title of the Ordinance, Alderman Overton moved the Ordinance “Do Pass”. Alderman Jaycox 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 4817.

ORDINANCE NO. 4818 – REZONING .79 ACRES OWNED BY JACK AND PATRICIA BOUDREY, LOCATED AT 1210-1218 S. THOMPSON, FROM C-2 TO C-5; AND DECLARING AN EMERGENCY

Planning Director Patsy Christie presented an Ordinance rezoning .79 acres owned by Jack and Patricia Boudrey, located at 1210-1218 S. Thompson, from C-2 and C-5; and declaring an emergency.

Planning Commission recommended approval at their August 5, 2014 meeting.

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

The vote:

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

No: None

The Ordinance was numbered 4818.

ORDINANCE NO. 4819 – REZONING 1.94 ACRES OWNED BY PANDORA'S BOX LLC. LOCATED ON THE SOUTHEAST CORNER OF DON TYSON PARKWAY AND OLD MISSOURI ROAD, FROM C-2 TO C-5; AND DECLARING AN EMERGENCY

Planning Director Patsy Christy presented an Ordinance rezoning 1.94 acres owned by Pandora's Box LLC located on the southeast corner of Don Tyson Parkway and Old Missouri Road, from C-2 to C-5; and declaring an emergency.

Planning Commission recommended approval at their August 5, 2014 meeting.

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

The vote:

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

No: None

The Ordinance was numbered 4819.

ORDINANCE NO. 4820 – AMENDING CHAPTER 114-56 OF THE CODE OF ORDINANCES OF THE CITY OF SPRINGDALE, ARKANSAS; DECLARING AN EMERGENCY AND FOR OTHER PURPOSES (PARKING RESTRICTIONS IN RESIDENTIAL ZONED DISTRICTS)

Alderman Overton presented an Ordinance amending Chapter 114-56 of the Code of Ordinances of the City of Springdale, Arkansas; declaring an emergency and for other purposes. This chapter contains regulations pertaining to the parking, displaying and storing of vehicles on unpaved areas on residentially zoned property. There are platted subdivisions located in the City that are zoned agricultural on lots less than one acre in size. These subdivisions will be subject to the requirements of Chapter 114-56 of the Code of Ordinances.

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

Susan Pennington, concerned citizen, agreed that the ordinance needs to be changed because property that is really ugly next door makes her property values go down.

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 4820.

ORDINANCE NO. 4821 – TO WAIVE COMPETITIVE BIDDING FOR THE PURCHASE OF EXTRICATION EQUIPMENT FOR THE FIRE DEPARTMENT FROM HGAC-BUYBOARD

Alderman Ford presented an Ordinance to waive competitive bidding for the purchase of extrication equipment for the Fire Department from HGAC Buyboard in the amount not to exceed \$66,760.92. The funds will come out of the 2012 Fire Department Bond Construction Fund.

After the reading the title of the Ordinance, Alderman Ford 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 4821.

RESOLUTION NO. 123-14 – AUTHORIZING THE PURCHASE OF TWO FIRE ENGINES AND EXTRICATION EQUIPMENT FOR THE SPRINGDALE FIRE DEPARTMENT

Alderman Ford presented a Resolution authorizing the purchase of two fire engines and extrication equipment for the Springdale Fire Department. The total expenditure for these items will be \$902,344 and will be paid out of the 2012 Fire Department Bond Construction Fund.

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING THE PURCHASE OF TWO
FIRE ENGINES AND EXTRICATION EQUIPMENT**

WHEREAS, the City Council approved the replacement of two fire engines that are close to the end of their useful life and are not dependable, and

WHEREAS, the City Council also approved the purchase of additional extrication equipment, and

WHEREAS, the City Council authorized spending \$875,000 of funds from the 2012 Fire Department Bond Construction Fund for these purchases, and

WHEREAS, the Fire Chief has identified needed additional equipment for the fire engines that will increase the total expenditure for these items by \$27,296;

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

Section 1: the expenditure of \$902,344.00 of funds from the 2012 Fire Department Bond Construction Fund to purchase extrication equipment and two fire engines is hereby approved.

Section 2. the Mayor is authorized to make payment for the fire engines at the time of placing the order.

PASSED AND APPROVED this _____ day of August, 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: Bruns, Watson, Overton, Ford, Lawson, Evans, Reed, Jaycox

No: None

The Resolution was numbered 123-14.

RESOLUTION NO. 124-14 – AMENDING THE 2014 BUDGET OF THE CITY OF
SPRINGDALE POLICE DEPARTMENT (UPDATES IN COMMUNICATION
CENTER)

Alderman Ford presented a Resolution amending the 2014 Budget of the City of Springdale Police Department to use excess funds appropriated for salaries for needed upgrades in the communication center.

RESOLUTION NO. _____

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

WHEREAS, the communication center that serves the City of Springdale Police Department and Fire Department is in need of radio equipment and workstation upgrades; and

WHEREAS, the Police Department has excess funds appropriated for salaries, due to employee turnover, that could be used to pay for the needed upgrades in the communications center;

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	10105014213001	Regular Salaries	7,823,150		310,000	7,423,150
Police	10105014218030	Equipment	13,000	310,000		323,000

PASSED AND APPROVED this ____ day of August, 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 Lawson made the second.

The vote:

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

No: None

The Resolution was numbered 124-14.

ORDINANCE NO. 4822 – AUTHORIZING THE CITY CLERK TO FILE A CLEAN-UP LIEN FOR THE REMOVAL OF OVERGROWN BRUSH AND DEBRIS ON PROPERTY LOCATED WITHIN THE CITY OF SPRINGDALE, WASHINGTON COUNTY, ARKANSAS

City Attorney Ernest Cate presented an Ordinance authorizing the City Clerk to file a clean-up lien for the removal of overgrown brush and debris on property located at 4003 S. Thompson and 1511 Backus Ave. within the City of Springdale, Washington County, Arkansas.

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

A gentlemen present in the audience spoke about this property and how he had it scheduled to be mowed but the city came in and mowed it without notifying him.

The vote:

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

No: None

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

The vote:

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

No: None

The Ordinance was numbered 4822.

RESOLUTION NO. 125-14 – AUTHORIZING A LETTER OF AGREEMENT FOR CUSTOM WORK WITH AT & T (HYLTON ROAD PROJECT)

Mayor Sprouse presented a Resolution authorizing a letter of agreement for custom work with AT & T on the Hylton Road street improvement project.

Alderman Evans questioned whether this is off the road right-of-way or on existing road right-of-way. There are franchise agreements that require them to move it at their own cost if it is in their right-of-way.

Mayor Sprouse assured City Council that he will discuss this with AT&T before he signs the agreement.

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING A LETTER OF AGREEMENT FOR CUSTOM WORK WITH AT&T

WHEREAS, the City of Springdale has a street improvement project on Hylton Road that requires the relocation of utility infrastructure owned by AT&T, and

WHEREAS, AT&T has estimated the cost to relocate these facilities to be \$95,040.84, and

SPRINGDALE CITY COUNCIL
AUGUST 26, 2014

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 Letter of Agreement for Custom Work with AT&T with an estimated costs of \$95,040.84 for the Hylton Road project.

PASSED AND APPROVED this ____ day of August, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:

Ernest B. Cate, City Attorney

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

The vote:

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

No: None

The Resolution was numbered 125-14.

EXECUTIVE SESSION

Alderman Ford made the motion to go into Executive Session to discuss a potential personnel issue. Alderman Jaycox made the second.

The vote:

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

No: None

Council adjourned to Executive Session at 6:40 p.m.

Council reconvened into regular session at 6:50 p.m. No action was taken.

SOUTHEAST PARK GROUNDBREAKING

Mayor Sprouse announced there will be a groundbreaking on the new southeast park to be located at the intersection of Don Tyson Parkway and Hylton Road at 9:30 a.m. tomorrow morning.

ADJOURNMENT

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

After a voice vote of all ayes and no nays, the meeting adjourned at 6:52 p.m.

Doug Sprouse, Mayor

Denise Pearce, City Clerk/Treasurer

The Law Firm of
Stephen R. Giles
A Professional Association

Telephone
(501) 687-0836

425 West Capitol Avenue
Suite 3200
Little Rock, Arkansas 72201-3469

Facsimile
(501) 374-5092

E-mail: sgiles@gilcslaw.net

September 5, 2014

Via E-Mail

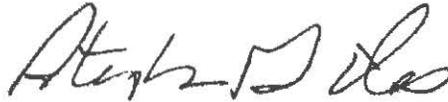
Honorable Doug Sprouse
Mayor
City of Springdale
201 Spring Street
Springdale, AR 72764

Re: Signature Bank Rezoning Request

Dear Mayor Sprouse:

Signature Bank has asked me to inform you that it withdraws its application for rezoning of the property in West Springdale and the Bank's appeal from the Planning Commission decision. Please remove this item from the City Council agenda which was scheduled for September 9, 2014. If you have any questions or need additional information, please let me know.

Sincerely,



Stephen R. Giles

cc: Ms. Patsy Christie
Mr. Ernest Cate, City Attorney

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 9th day of September, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, CITY CLERK

APPROVED AS TO FORM:



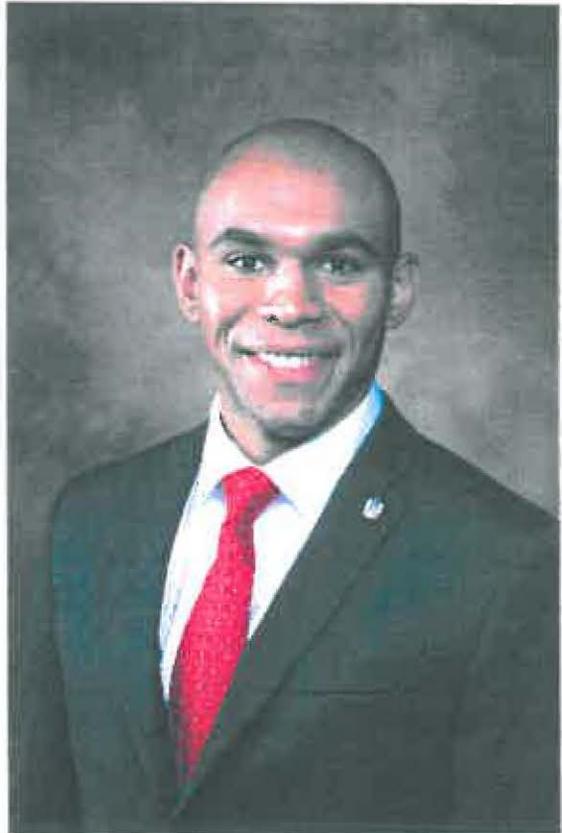
Ernest B. Cate, CITY ATTORNEY

Charles C. Gaines

Charles Gaines is the Assistant Director of Development in the J. William Fulbright College of Arts and Sciences at the University of Arkansas.

Consisting of 19 academic departments, the Fulbright College offers degrees in the arts, humanities, sciences and social sciences. The College is located in Old Main, revered as the most beloved symbol of higher education in the state of Arkansas.

Prior to joining the University of Arkansas development team, Charles led communications and public relations at Field Agent™, the first crowdsourcing business application of its kind. More commonly known by his political and campaign experience, Charles served as Campaign Advisor for Charlie Collins for Arkansas Representative, Regional Director for Jay Old for Congress and staffed multiple state campaigns, district and capitol offices.



Charles serves on the Community Leadership Council for the Single Parent Scholarship Fund of NWA, the Leadership Team for WorkMatters Institute, and as an Ambassador for the Northwest Arkansas Council.

Charles is a McNair Scholar recipient, Servant Leadership Award recipient and a member of the Political Animals Club of Northwest Arkansas. Charles is an alumnus of Abilene Christian University where he served as Student Body President and as a member of the Presidential Search Advisory Committee.

Charles currently resides in Springdale, Arkansas with his wife, Whitney Gaines.

972.765.3785
charles@charlesgaines.net

3890 Rochester Circle
Springdale, Arkansas 72764

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 9th day of September, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:



Ernest B. Cate, City Attorney

From: steven [mailto:ssmith0203@aol.com]
Sent: Friday, September 05, 2014 2:47 PM
To: dsprouse@springdalear.gov
Subject: Re: Airport Commission

Steven R Smith
2800 Valley View Drive
Springdale Ar. 72762

59 years old born in Kansas City Mo.
High school Graduation Noble Ok.

Degree in Agricultural Economics from Oklahoma State University
Learned enough about agriculture and economics that farming did not seem to be a good option

Started selling cars in 1978 for Adams Chevrolet in Norman Oklahoma

Moved to Springdale Ar. in 1984 and purchased Charlesworth Pontiac and started Steve Smith Country

Did my first solo and received my pilots license at Springdale Airport in 1986

Served as an elder at Christain life in Fayetteville for 20 years
Served on Tontitown city council for 2 years
Washington County Fair Board 8 years
Currently serving on the Rodeo of the Ozarks board since 2006

Sold my business of Steve Smith Country after 29 years as a new car dealer in Springdale Ar.

Today I raise Charolais cows, trade cars, develop real estate, and whatever my wife tells me to do.

Married to Dr. Kellye McElroy Smith in 2012.
Together we have 4 children (3 boys and 1 girl) all are Springdale high school graduates ranging in age from 22 to 27.

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 _____, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, CITY CLERK

APPROVED AS TO FORM:



Ernest B. Cate, CITY ATTORNEY

RESOLUTION NO. _____

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

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 9th, day of September, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:



Ernest B. Cate, City Attorney

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

DATE OF APPLICATION: 8-28-14
BUSINESS NAME: Rodeo of the Ozarks For Ed Burlingame ^{Pride Amusement}
OWNER: _____
BUSINESS ADDRESS: PO Box 128 Galena, KS 66739
BUSINESS PHONE: 479-756-0464
EMERGENCY PHONE: 479-750-7425
DATE OF EVENT (7 day maximum): Oct 1st 2014
PHYSICAL LOCATION OF EVENT: Parsons Stadium ^{1425 E. Emma Springs}
HOURS OF OPERATION (Limited hrs. 10 a.m. to midnight): W-S 9-12 Sun 12am-6pm
ARKANSAS SALES & USE TAX NUMBER: 00190912-SLS

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

[Signature]

(SIGNATURE OF APPLICANT)

OFFICE USE ONLY

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

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

DATE OF COUNCIL APPROVAL: _____

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

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



8-28-14

City of Springdale
100 N. Spring
Springdale, AR 72764

Pride Amusements will be at Parsons Stadium from June 18-22 -2014 and we give them permission to set up and operate for this event at 1423 E .Emma St. Springdale, AR 72764 .

RODEO OF THE OZARKS

A handwritten signature in black ink, appearing to read "Rick Culver", is written over the printed name.

Rick Culver
Executive Director



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

*** CUSTOMER RECEIPT ***

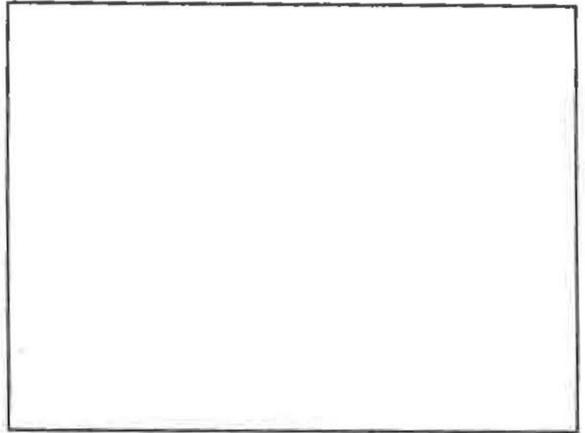
Batch ID: CITYCLERK 8/29/14 01 Receipt no: 8576

Type	SvcCd	Description	Amount
MP		MISC/ACCT # REQUIRED	\$100.00
RODEO OF THE OZARKS			
LICENSES & PERMITS 10101013210000			
CARNIVAL OCT 1-5TH 2014			

CK Ref#: 27115 \$100.00
Total payment: \$100.00
Trans date: 8/29/14 Time: 15:20:04

THANK YOU FOR YOUR PAYMENT

COPY



ORDINANCE NO. _____

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.

WHEREAS, a public hearing was held by the Springdale Planning Commission to consider renaming of 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; and

WHEREAS, the Springdale Planning Commission, after hearing the request, voted to recommend to the City Council that the requested name change be made.

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

Section 1. That the street address map is hereby amended to rename Dearing Road from I-40 to 56th Street to Don Tyson Parkway.

Section 2. The newly constructed street south of Don Tyson Parkway from that extends from 48th west to I-49 to Jennifer Terrace.

Section 3. Chapter 110: Article VI, the same being the Street Addressing and Numbering Ordinance is hereby amended as set forth above and any and all parts in conflict herewith are hereby repealed and that the change in name will be in effect upon the signing and filing of this ordinance for all existing streets.

Section 4. A copy of this ordinance duly certified by the City Clerk shall be filed in the Office of the Recorder of Washington County, 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 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 _____, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED:

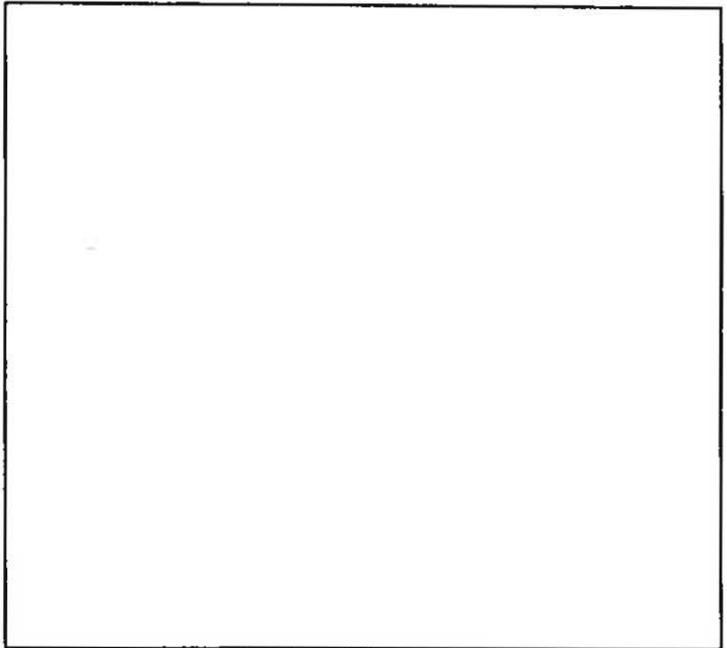


Ernest B. Catc, City Attorney

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: Gabriel & Ramona A. Ray
LEGAL DESCRIPTION: Lot Thirteen (13), Block Two (2), Broadmore Acres Second Subdivision, to the City of Springdale, Washington County, Arkansas, subject to easements, rights-of-way, and Protective Covenants of record, if any.
LAYMAN'S DESCRIPTION: 3600 Harvo Circle
Springdale, Arkansas
PARCEL NO.: 815-20733-000

PROPERTY OWNER: Sparkling Diamond
LEGAL DESCRIPTION: Lot 1, JTL Subdivision, to the City of Springdale, Arkansas, as shown on plat of record in plat book 9, at page 35, plat records of Washington County, Arkansas.
LAYMAN'S DESCRIPTION: 906 E. Huntsville Ave.
Springdale, Arkansas
PARCEL NO.: 815-24842-001

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:

\$420.44 clean-up costs and \$27.96 administrative costs – 3600 Harvo Circle
\$1,010.63 clean-up costs and \$27.96 administrative costs – 906 E. Huntsville 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:

\$448.40, plus 10% for collection – 3600 Harvo Circle (Parcel #815-20733-000)

\$1,038.59, plus 10% for collection – 906 E. Huntsville Ave. (Parcel #815-24842-001)

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

ssparkman@springdalear.gov

July 28, 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

Gabriel & Ramona A. Ray
3600 Harvo Circle
Springdale, AR 72762-2726

Bank of America, N.A.
101 South Tryon Street
Charlotte, NC 28255

RE: Notice of clean-up lien on property located at 3600 Harvo Circle,
Springdale, Washington County, Arkansas, Tax Parcel No. 815-
20733-000

Dear Property Owner/Lienholder:

On June 3, 2014, notice was posted on property located at 3600 Harvo Circle, 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 June 12, 2014, that the City intended to seek a clean-up lien on this property pursuant to Ark. Code Ann. §14-54-903 if the violations were not remedied.

No action was taken by the owner to clean up the property within seven (7) business days. As a result, the City of Springdale took action to remedy the violations on the property, as is allowed by Ark. Code Ann. §14-54-903, on or about June 24, 2014. As of this date, the total costs incurred by the City of Springdale to clean this property are \$420.48. 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 September 9, 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, September 9, 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 \$422.44, which includes \$420.48 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 25, 2014 7:55 AM
To: ecate@springdalear.gov; ssparkman@springdalear.gov; chorlick@springdalear.gov; mcoffman@springdalear.gov; sgoade@springdalear.gov; lfavorite@springdalear.gov; mwagoner@springdalear.gov
Subject: Gabriel & Ramona A. Ray City Abatement Bill3600 Harvo



City of Springdale Code Enforcement

206 South Blair Street - Springdale, AR 72764 - Office 479/756-7712

CITY ABATEMENT - Wednesday, June 25, 2014 7:52:52 AM (CODE ENFORCEMENT 4)

Property Address	3600 Harvo
Type of Abatement	Violation Notice / Lien
Name on the Citation/Violation Notice	Gabriel & Ramona A. Ray
Date of Abatement	Tuesday, June 24, 2014 8:52:00 AM
Officer on Site	Mike Sidney
Supervisor on Job	Mike Hicklin
Employee	Mike Hicklin
MH Benefit Rate	\$41.48
1 Method of Compliance	Mowing
Equipment	748 Grasshopper,743 Kubota,6031 Service Truck-Landscaping
748 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
Landfill Tipping Fee	\$0.00
Total Cost of Abatement	\$420.48
Final Photos	Taken with camera



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Customer Service ›
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Tracking Number: 7011157000082212779

Product & Tracking Information

Postal Product: Features:
Certified Mail™

DATE & TIME	STATUS	LOCATION
August 2, 2014, 10:38 am	Delivered	SPRINGDALE, AR 72764

Available Actions

Text Updates

Email Updates

Your item was delivered at 10:38 am on August 2, 2014 in SPRINGDALE, AR 72764

July 30, 2014, 1:02 pm	Notice Left (No Authorized Recipient Available)	SPRINGDALE, AR 72762
July 30, 2014, 2:12 am	Departed USPS Facility	FAYETTEVILLE, AR 72701
July 29, 2014, 8:53 pm	Arrived at USPS Facility	FAYETTEVILLE, AR 72701

Track Another Package

What's your tracking (or receipt) number?

Track It

LEGAL

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- FOIA ›
- No FEAR Act EEO Data ›

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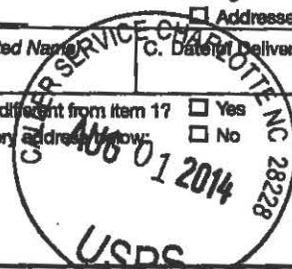
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- National Postal Museum ›



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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 X <i>Jen</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) _____ C. Date of Delivery _____</p>
<p>1. Article Addressed to:</p> <p>Bank of America, N.A. 101 South Tryon Street Charlotte, NC 28255</p>	<p>D. Is delivery address different from item 17? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <div style="text-align: center;">  </div>
	<p>3. Service Type</p> <p><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>2. Article Number (Transfer from service label)</p>	<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p> <p style="text-align: center;">7011 1570 0000 8221 2786</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
sparkling@springdalear.gov

July 28, 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

Sparkling Diamond
115 W. Erie Dr.
Tempe, AZ 85282

Bank of America
100 North Tryon Street
Charlotte, NC 28202-4000

RE: Notice of clean-up lien on property located at 906 E. Huntsville
Ave., Springdale, Washington County, Arkansas, Tax Parcel No.
815-24842-001

Dear Property Owner/Lienholder:

On May 16, 2014, notice was posted on property located at 906 E. Huntsville
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 17, 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 June 19, 2014. As of this date, the total costs incurred by the City of
Springdale to clean this property are \$1,010.63. 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.

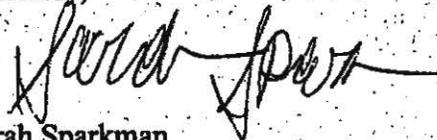
This is to notify you that in the event this amount is not paid to the City of
Springdale on or before September 9, 2014, a hearing will be held before the

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, September 9, 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 \$1,012.59, which includes \$1,010.63 for cleaning up the property and \$12.96 for certified mailings to the City of Springdale by the date listed above. If you fail to pay this amount before the hearing, then an additional \$15.00 will be added for the costs of filing the ordinance with the Circuit Clerk's Office. Please provide me with a copy of any payment you make so that I will be aware of it.

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

Sincerely,



Sarah Sparkman
Deputy City Attorney

enclosures
SS:ch



City of Springdale
Code Enforcement

306 South Blair Street - Springdale, AR 72764 - Office 479/766-7713

CITY ABATEMENT - 6/23/2014 5:24 PM (CODE ENFORCEMENT 1)

Status: CITY ABATEMENT
 Order # C1 EHU909-02
 Property Address 906 E Huntsville
 Type of Abatement Violation Notice / Lien
 Name on the Citation/Violation Notice Sparkling Diamond, 115 W Erie Drive , Tempe AZ
 Date of Abatement 6/19/2014 2:30 PM
 Officer on Site Tina Haden
 Supervisor on Job James Carr

Employee
 Employee Andy Marrs,James Carr,Jeff Powell,Parker Meadors,Ron Walker,Rod Dorsey,Steve Bohannon,Trail Sloan
 AM Benefit Rate \$21.66
 JC Benefit Rate \$41.48
 JP Benefit Rate \$24.07
 PM Benefit Rate \$21.66
 RW Benefit Rate \$21.66
 RD Benefit Rate \$20.23
 SB Benefit Rate \$25.46
 TS Benefit Rate \$24.2

Method of Compliance

Equipment Used

Equipment 660/652 New Bulky Waste Truck,6003 4x4 Service Truck,6011 4x4 Truck-Concrete Crew,6024 4x4 Service Truck,6025 Service Pick Up Truck
 660 New Bulky Waste Truck \$200
 6003 4x4 Service Truck \$35
 6011 4x4 Truck-Concrete Crew \$35
 6024 4x4 Service Truck \$35
 6025 Service Pick Up Truck \$35

Time of Abatement in Hours 1.5
 Number of Temporary Laborers 0
 Temporary Labor Cost \$0
 Employee Cost per hour \$200.42
 Total Employee Cost \$300.63
 Equipment Cost per hour \$340
 Total Equipment Cost \$510
 Mobilization Fee \$200
 Landfill Tipping Fee \$0
 Total Cost of Abatement \$1010.63
 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:

Sparkling Diamond
115 W. Eric Dr.
Tempe, AZ 85282

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Addressee
Mark Fleming
 B. Received by (Printed Name) Express Mail
 C. Date of Delivery Return Receipt for Merchandise
 MARK FLEMING 8-1-14
 Insured Mail C.O.D.
 D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.
 4. Restricted Delivery? (Extra Fee) Yes

2. Article Number (Transfer from service label) 7011 1570 0000 8221 2762

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

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:

Bank of America
100 North Tryon Street
Charlotte, NC 28202-4000

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Addressee
On Behalf of
 Addressee
 B. Received by (Printed Name) Express Mail
 C. Date of Delivery Return Receipt for Merchandise
 Bank of America 8-1-14
 Insured Mail C.O.D.
 D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

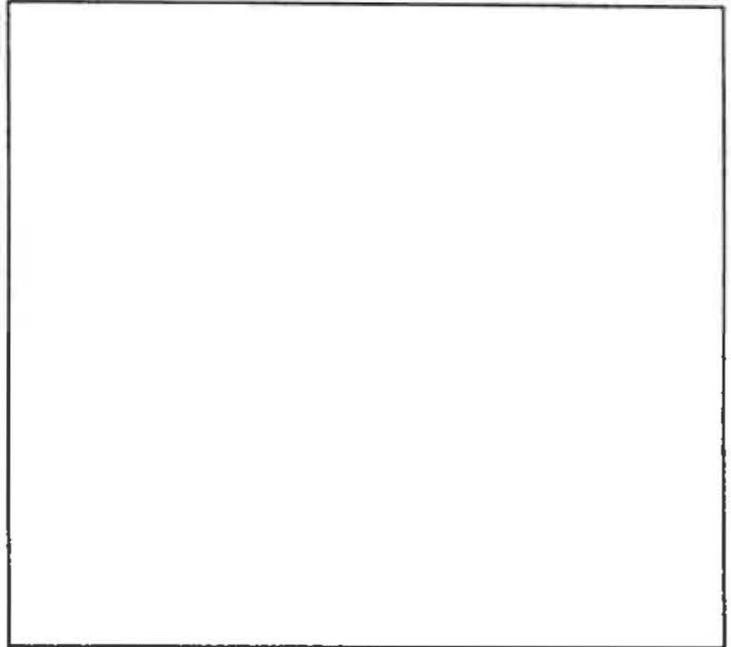
3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.
 4. Restricted Delivery? (Extra Fee) Yes

2. Article Number (Transfer from service label) 7011 1570 0000 8221 2755

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

ORDINANCE NO. _____

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.



PROPERTY OWNER: Norman & Martha Cook
LEGAL DESCRIPTION: Part of the NW 1/4 of the SW 1/4 of Section 14, Township 18 North, Range 30 West, Benton County, Arkansas, being more particularly described as follows: Commencing at the SW corner of said NW 1/4 of the SW 1/4, thence N 03°11'06" E 330.00 feet, thence S 86°48'54" E 294.00 feet to the point of beginning; thence S 86°48'54" E 383.27 feet; thence S 03°11'06" W 309.61 feet; thence N 86°48'54" W 383.27 feet; thence N 03°11'06" E 309.61 feet to the point of beginning, containing 2.72 acres and subject to the right of way of Callahan Mt. Road on the South, West, and North sides of the property, and subject to covenants, easements and rights of way, if any.
LAYMAN'S DESCRIPTION: 5335 Callahan Mountain Rd.
Springdale, Benton County, Arkansas
PARCEL NO.: 21-00130-000

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:

\$638.42 clean-up costs and \$34.44 administrative costs – 5335 Callahan Mountain Rd.

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:

\$672.86, plus 10% for collection – 5335 Callahan Mountain Rd. (Parcel No. 21-00130-000)

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
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 Belvedrest
Case Coordinator/
Victim Advocate

Steve Helms
Investigator

Cindy Horlick
Administrative Legal
Assistant/Paralegal

July 28, 2014

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Norman & Martha Cook
P.O. Box 327
Lowell, AR 72745-0327

Citibank, N.A., as Trustee
for WAMU Series 2007-HE4 Trust
700 Kansas Lane, MC 8000
Monroe, LA 71203

Mackie, Wolf, Zientz & Mann, P.C.
124 W. Capitol Ave., Suite 1560
Little Rock, AR 72201
MWZM No.: 13-000021-340

RE: Notice of clean-up lien on property located at 5335 Callahan
Mountain Rd., Springdale, Benton County, Arkansas, Tax Parcel
No. 21-00130-000

Dear Property Owner/Lienholder:

On May 5, 2014, notice was posted on property located at 5335 Callahan
Mountain Rd., 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 15, 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 June 13, 2014. As of this date, the total costs incurred by the City of
Springdale to clean this property are \$638.42. I have enclosed an invoice
evidencing the abatement costs incurred and paid by the City of Springdale to
clean this property. Also, in accordance with Ark. Code Ann. §14-54-903(c)(4),
administrative fees may be added to the total costs incurred by the City of

Springdale, which will include certified mailing fee in the amount of \$6.48 per letter and a filing fee in the amount of \$15.00 to the Benton 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 September 9, 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, September 9, 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 \$657.86, which includes \$638.42 for cleaning up the property and \$19.44 for certified mailings to the City of Springdale by the date listed above. If you fail to pay this amount before the hearing, then an additional \$15.00 will be added for the costs of filing the ordinance with the Circuit Clerk's Office. Please provide me with a copy of any payment you make so that I will be aware of it.

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

Sincerely,



Sarah Sparkman
Deputy City Attorney

enclosures
SS:ch



**City of Springdale
Code Enforcement**

800 South Blair Street - Springdale, AR 72704 - Office 479-796-7711

CITY ABATEMENT - 6/24/2014 9:19 AM (CODE ENFORCEMENT 4)

Status: CITY ABATEMENT

Property Address	5335 Callahan Mountain
Name on the Citation/Violation Notice	Norman & Martha Cook
Officer on Site	Mike Sidney
Supervisor	James Carr

Employee	Chris Przyszczykowski, James Carr, Troy Flood
JC Benefit Rate	\$41.48

Method of Compliance
1 Method of Compliance Mowing

Equipment Used	720 Tractor with Brush Hog / 720 Tractor With Brush Hog
720 Tractor with Brush Hog	\$90

Time of Abatement in Hours	2
Total Employee Cost	\$123.42
Total Equipment Cost	\$360
Landfill Tipping Fee	\$0
Final Photos	Taken with camera

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 9th day of September, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:



Ernest B. Cate, City Attorney

2014 RECORDS TO BE DESTROYED

BOX # DESCRIPTION

1. 2009 COURT REPORTS
2. 2009 ACCOUNTS PAYABLE INVOICES (FL-MC)
3. 2009 ACCOUNTS PAYABLE INVOICES (POLICE ACCIDENT REPORTS- XEROX COPIES)
4. 2006 CASH RECEIPTS
5. 2008 CASH RECEIPTS (M-Z)
6. 2009 ACCOUNTS PAYABLE INVOICES (A-C MISCELLANEOUS)
7. 2009 ACCOUNTS PAYABLE INVOICES (UTILITIES – TAXI PROGRAM)
8. 2008 ACCOUNTS PAYABLE INVOICES (A – C MAYO)
9. 2008 ACCOUNTS PAYABLE UTILITY INVOICES, 2008 CASH RECEIPTS (A-L)
10. 2009 ACCOUNTS PAYABLE UTILITY INVOICES (A T & T – ARK WESTERN GAS)
11. 2009 CASH RECEIPTS (A – POLICE BONDS)
12. 2007-2008 BANK RECONCILIATION (OPERATING & DISTRICT COURT)
13. 2008 ACCOUNTS PAYABLE INVOICES (MC-SO)
14. 2009 ACCOUNTS PAYABLE INVOICES (C-FI)
16. 2005 ACCOUNTS PAYABLE UPDATES & COURT REPORTS
17. 2008 ACCOUNTS PAYABLE UTILITY INVOICES (A T & T – SPRINGDALE WATER DEPT)
18. 2009 ACCOUNTS PAYABLE INVOICES (SO-Z)
20. 2005 ACCOUNTS PAYABLE BANK TRANSFER REPORTS, REVENUE BUDGET REPORTS,
OPERATING ACCOUNT BANK RECONCILIATION
21. 2008 ACCOUNTS PAYABLE INVOICES (SO-Z)
23. 2009 ACCOUNTS PAYABLE INVOICES (MG-SO)

24. 2005 CASH UPDATE & RECEIPTS
25. 2008 ACCOUNTS PAYABLE INVOICES (CA-FI)
28. 2005 VOID CHECKS, ACCOUNTS PAYABLE PRELIMINARY REGISTER & CHECK REGISTER
29. ADVERTISING & PROMOTION BILLS (1992-2003) & AGENDAS (1993-2003)
30. ADVERTISING & PROMOTION COMMISSION AGENDAS
1992-2009 TAX RECEIPTS, 2004-2009 ACCOUNTS PAYABLE INVOICES,
1992-2002 COMMISSION FINANCIAL REPORTS
31. 2005 BUSINESS LICENSE RECEIPTS
32. 2005 CASH POST
33. 1993-2008 SALES & USE TAX FUND, BANK STATEMENTS, CHECK COPIES
34. 2008 ACCOUNTS PAYABLE INVOICES (FI-MC)
35. 2003 BANK DRAWER (BANK STATEMENTS, BANK DEPOSITS)
36. 1981-1997 SCANNED PAYROLL SEASONAL EMPLOYEE FILES
2004-2009 VOIDED CHECKS
37. 2008 PAYROLL WITHHOLDING AUTHORIZATIONS & QUARTERLY REPORTS
2004-2009 VOIDED CHECKS
38. 1990 BUDGET REPORTS, 1989 GENERAL LEDGER UPDATES, 1990 GENERAL LEDGER
1989-1990 ADJUSTING JOURNAL ENTRIES
39. 2011-2012 EMPLOYMENT APPLICATIONS
40. 2012 EMPLOYMENT APPLICATIONS
41. INACTIVE BUSINESS LICENSE APPLICATIONS
42. INACTIVE BUSINESS LICENSE APPLICATIONS
43. INACTIVE BUSINESS LICENSE APPLICATIONS
44. 1985-1993 EX-EMPLOYEE GARNISHMENTS/PENSION DEDUCTIONS

