

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

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

SPRINGDALE CITY COUNCIL
REGULAR MEETING
TUESDAY, JANUARY 14TH, 2014

5:55 p.m. Pre Meeting Activities

Pledge of Allegiance
Invocation – **Mayor Sprouse**

6:00 p.m. **OFFICIAL AGENDA Pg.'s 1-2**

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

Recognition of a Quorum
4. Comments from Citizens

The Council will hear brief comments from citizens during this period on issues not on the agenda. No action will be taken tonight. All comments will be taken under advisement.
5. Reports
 - a) Building Inspection Activity Report for December 2013 **Pg. 3**
6. Approval of Minutes
 - a) December 10th, 2013 Pg.'s **4-19**
 - b) December 30th, 2013 Pg.'s **20-21**
7. Procedural Motions
 - A. Entertain Motion to read all Ordinances and Resolutions by title only.
 - B. Entertain Motion to dispense with the rule requiring that ordinances be fully and distinctly read on three (3) different days for ordinances listed on this agenda as *item numbers....***8; 10-A&B; 13-B; 14.** (Motion must be approved by two-thirds (2/3) of the council members).
8. Public Hearing:

An Ordinance vacating Blair Street and Main Street rights-of-ways north of Huntsville Avenue in the City of Springdale, Arkansas, to declare an emergency and for other purposes. **Pg.'s 22-24**
9. **A Resolution** making appointments to the Springdale Library Board, presented by Marcia Ransom, Library Director. **Pg.'s 25-26**
10. Planning Commission Recommendations by Planning Director Patsy Christie:
 - A. **An Ordinance** accepting the Re-Plat of Lot 1-Clear Creek Acres to the City of Springdale, Arkansas, and declaring an emergency. **Pg.'s 27-29**
 - B. **An Ordinance** vacating a portion of Lots 1 – 8 of the R. L. Hayes Subdivision in the City of Springdale, Washington County, Arkansas, and declaring an emergency. **Pg.'s 30-33**

11. Street & CIP Committee Report and Recommendations by Chairman Rick Evans:
 - A. **A Resolution** authorizing funds from the Capital Improvement Project Fund for Airport Fuel Farm Improvements. (committee recommended approval) **Pg. 34**
 - B. **A Resolution** authorizing funds from the Capital Improvement Project Fund for Airport Terminal Building Improvements. (committee recommended approval) **Pg. 35**
 - C. **A Resolution** amending the 2014 Budget of the Fire Department. (committee recommended approval) **Pg.'s 36-37**
12. Personnel Committee Report and Recommendations by Chairperson Kathy Jaycox:
 - A. **A Resolution** amending Section 5.12(f) of the Personnel and Procedures Manual for the City of Springdale, Arkansas. (committee recommended approval) **Pg.'s 38-46**
 - B. **A Resolution** amending Section 4.10 of the City of Springdale Personnel and Procedures Manual. (committee recommended approval) **Pg.'s 47-54**
13. Finance Committee Report and Recommendations by Chairman Brad Bruns:
 - A. **A Resolution** amending the 2014 Budget of the Fire Department. (committee recommended approval) **Pg. 55**
 - B. **An Ordinance** to waive competitive bidding for purchase of certified wildland gear and technical rescue gear. (committee recommended approval) **Pg. 56**
14. **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, Arkansas. **Pg.'s 57-95**
 - (property) 3331 Glenbrook Loop
 - 2504 Jo Street
 - 3207 Kasey Ave.
 - 3304 Luvene Ave.
 - 517 Mountain View Ave.
 - 1001 Wilkinson Ln.
15. Comments from Department Heads.
16. Comments from Council Members.
17. Comments from City Attorney.
18. Comments from Mayor Sprouse.
19. Adjournment.



City of Springdale's
Mayor Doug Sprouse and City Council
Members
12/01/13 to 12/31/14

| | Permits Issued | Total Inspections | Total SF | Total Value | Total Fees |
|----------------------------------|----------------|-------------------|------------------|-----------------------|--------------------|
| Accessory Structure | 7 | 24 | 0.00 | \$0.00 | \$254.00 |
| Banner & Temporary Sign Permit | 17 | 0 | 0.00 | \$0.00 | \$0.00 |
| Business License | 0 | 22 | 0.00 | \$0.00 | \$0.00 |
| Commercial Addition Permit | 0 | 16 | 0.00 | \$0.00 | \$0.00 |
| Commercial Alteration Permit | 4 | 58 | 0.00 | \$0.00 | \$803.55 |
| Commercial Building Permit | 0 | 61 | 0.00 | \$0.00 | \$0.00 |
| Demolition Permit | 1 | 0 | 0.00 | \$0.00 | \$50.00 |
| Electrical Permit | 12 | 14 | 0.00 | \$11,315.00 | \$246.85 |
| Garage Sale Permits | 5 | 0 | 0.00 | \$0.00 | \$50.00 |
| Mechanical Permit | 7 | 11 | 0.00 | \$38,020.00 | \$205.00 |
| Plumbing Permit | 17 | 24 | 0.00 | \$259,897.38 | \$300.80 |
| Residential Addition Permit | 1 | 22 | 1,925.00 | \$200,046.00 | \$767.00 |
| Residential Alteration Permit | 2 | 32 | 0.00 | \$0.00 | \$73.00 |
| Residential Single Family Permit | 18 | 407 | 46,975.00 | \$4,909,757.00 | \$17,709.00 |
| Sign Permit | 5 | 0 | 0.00 | \$0.00 | \$83.43 |
| Totals | 96 | 691 | 48,900.00 | \$5,419,035.38 | \$20,342.63 |
| Average | | 46 | 3,260.00 | \$361,269.03 | \$1,356.18 |

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

No: None

RESOLUTION NO. 176-13 – AMENDING SECTIONS 2.2, 2.3, 2.4 AND 2.5 OF THE PERSONNEL AND PROCEDURES MANUAL FOR THE CITY OF SPRINGDALE, ARKANSAS

Personnel Committee Chairman Alderman Jaycox presented a Resolution amending Sections 2.2 (At-Will Employer), 2.3 (Job Descriptions), 2.4 (Nepotism) and 2.5 (Hiring Process for Non-Civil Service Positions) of the Personnel and Procedures Manual for the City of Springdale, Arkansas. There were various provisions that needed to be revised.

RESOLUTION NO. _____

A RESOLUTION AMENDING SECTIONS 2.2, 2.3, 2.4, AND 2.5 OF THE PERSONNEL AND PROCEDURES MANUAL FOR THE CITY OF SPRINGDALE, ARKANSAS

WHEREAS, it has come to the attention of the City Council that various provisions of Part 2, General Employment Policies, of the Personnel and Procedures Manual for the City of Springdale, Arkansas, are in need of revision;

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

Section 1: Section 2.2 of the Personnel and Procedures Manual for the City of Springdale, Arkansas is hereby amended to read as follows:

2.2 At-Will Employer:

The City of Springdale is an at-will employer, subject to State law provisions governing civil service employees in the Police and Fire Departments. ~~"At-will employer" means that the City of Springdale or any City employee may terminate the employment relationship at any time for any reason with the understanding that neither has the obligation to base that decision on anything but their intent not to continue the employment relationship.~~ Employment with the City Of Springdale is voluntarily entered into, and employees are free to resign from their position with the company at will, at any time, with or without cause. Similarly, the City Of Springdale may terminate the employment relationship at will at any time, with or without notice or cause, so long as there is no violation of applicable federal or state law.

Policies set forth in this handbook are not intended to create a contract, nor are they to be construed to constitute contractual obligations of any kind or a contract of employment between the City and employee.

NO POLICIES, PROCEDURES, COMMENTS, OR WRITINGS MADE HEREIN OR DURING THE EMPLOYMENT PROCESS SHALL BE CONSTRUED IN ANY WAY TO WAIVE THIS PROVISION.

Section 2: Section 2.3 of the Personnel and Procedures Manual for the City of Springdale, Arkansas is hereby amended to read as follows:

2.3 Job Descriptions:

Employee job descriptions are prepared according to duties and

qualifications required for successful job performance. Job descriptions include the following: a job summary, including supervision exercised by the employee; supervision received by the employee; pre-qualification requirements for employment in the position; specific job duties and responsibilities; necessary special knowledge, skills and abilities required by the position; tools and equipment used; physical demands; and work environment. Job descriptions are reviewed periodically and may be revised when duties of the position are changed. A new job description shall be prepared for each new position. When there is a revision in a job description because of a change of duties or a new job description is written because a new position is created, a job description shall be prepared by the ~~personnel officer~~ Human Resources Department, in consultation with the Mayor and the Personnel Committee of the City Council.

Section 3: Section 2.4 of the Personnel and Procedures Manual for the City of Springdale, Arkansas is hereby amended to read as follows:

2.4 Nepotism

Policy as to Spouses Working in the Same Department: Spouses shall not work in the same department. In the event two employees within the same department are planning on getting married, the department head shall be notified by both employees prior to the marriage. The employees will be able to decide which employee will resign as soon as the two employees get married and in the event the employees cannot decide which employee will resign, the department head will make the decision based upon the best interest of the department, while also considering seniority. This policy does not apply when one spouse is a civil service employee, and the other spouse is a non-civil service employee. This policy also does not apply to a civil service employee who leaves employment with the City and returns as a non-civil service employee. However, under no circumstances will an employee be under the direct supervision of their spouse.

Policy as to Other Family Members Working in the Same Department: It is permissible for other immediate family members (other than spouses as set out in the previous paragraph) to work in the same department, except that under no circumstances shall one immediate family member be under the direct supervision of another family member. For the purposes of this particular paragraph, immediate family shall include: children, parents, brothers, sisters, grandparents, grandchildren, plus the various combinations of half, step, in-law and adoptive relationships that can be derived from those previously named relatives. Immediately family shall also include: aunts, uncles, nephews, nieces, and first cousins.

Section 4: Section 2.5 of the Personnel and Procedures Manual for the City of Springdale, Arkansas is hereby amended to read as follows:

2.5 Hiring Process for Non-Civil Service Positions:

The department head will administer and coordinate the hiring process with the assistance of the Human Resources Department for all position vacancies within that department. For filling positions that are temporary full-time or temporary part-time, the department head may hire from the applications on file in the department from the previous ~~six~~ three months, or may hire from temporary employment sources, such as

temporary employment agencies. To ensure compliance with legal and equal opportunity requirements, all hiring efforts are to be conducted in the spirit of equal opportunity. All applications turned in to the department head will be kept on file for ~~six~~ three months.

The following procedures shall be adhered to by all departments in filling regular full-time and/or regular part-time position vacancies.

2.5a Recruitment:

- (1) The affected department shall formulate the job announcement with the ~~personnel officer~~ Human Resources Department, and the ~~Mayor shall approve such announcement~~. For general laborer positions in the ~~Street Department~~ Public Works or Parks and Recreation Department for which employees are needed immediately, the department head, with the prior approval of the Mayor's office, may waive the job announcement and hire from the existing applications that have been submitted to the department in the previous ~~six~~ three months.
- (2) A determination will be made whether to accept in-house candidate applications only, or whether outside candidates will be considered for employment also.
- (3) ~~After~~ Following this determination, the job announcement will be ~~given to the City Clerk for distribution~~ distributed by the Human Resources Department to all City departments for posting for a minimum of ten (10) working days. In those cases where outside candidates will be considered, the announcement will be published in a newspaper of general circulation in Springdale at least ten (10) working days before the cut-off date for accepting applications. The City may also use other sources such as trade publications, professional journals, internet job boards, social media, and/or a newspaper with area or state-wide circulation if it is believed necessary in order to attract qualified applicants.
- (4) Applicants may be disqualified for consideration for employment when any of the following facts exist:
 - a) They do not possess the qualifications ~~for~~ to perform the essential functions of the job;
 - b) They have demonstrated an unsatisfactory employment record or personnel record as evidenced by information contained on the application form or by the results of a reference check;
 - c) They have made false statements of any material facts or practiced deception in their application;
 - d) They are physically, mentally or otherwise unable to perform the duties of the position with or without reasonable accommodation;
 - e) The applicant is not within the legal age limits prescribed by law. (Non-civil service applicants must be at least 18 years of age in order to be eligible for employment). Certain seasonal and/or part-time positions in the Parks & Recreation Department may hire a qualified applicant under 18 years of age based on the needs of the department; e.g. Lifeguards.)

2.5b Testing:

- (1) Examinations may be developed by the department head for certain positions based on the position's responsibilities, the qualifications required, and resources available. Exam
- (2) The examination may consist of oral interviews/application review, a structured questionnaire, practical tests, or written tests. In all cases, the testing will be job related, and designed to determine the candidate's knowledge, skills, and abilities for the position.
- (3) The examination contents are confidential and unauthorized disclosure to any candidate is grounds for discipline. In certain situations, outside consultants may be contracted to assist with the test development.
- (4) The testing process will be administered by the department head after consultation with the ~~Mayer's Office~~ Human Resources Department.
- (5) The department head shall consult with Human Resources to ensure that all testing is based on bona fide occupational qualifications and does not violate any State or Federal employment laws. Human Resources will consult with the City Attorney when questions arise regarding test questions or procedures.
- (6) The department head ~~shall~~ will consult with Human Resources to ensure that reasonable accommodations are made in test procedures to assure that persons with disabilities can be tested in an appropriate manner. The following are ways that the City may accommodate an applicant with a disability: Replace written tests with on-the-job tests or verbal testing, enlarge print in exams, magnification, amplification devices, and interpreters. The department head shall inquire in testing announcements whether the applicant requires an accommodation.

2.5c Interview Process:

The employment interview is part of the selection process. The primary function of the interview is to obtain data on certain knowledge, skills, and abilities of a candidate not available through review of resume' or other testing mechanisms. Certain guidelines will be observed to maximize the validity and reliability of the interview process, as well as ensure adherence to current Equal Employment Opportunity Commission (EEOC) requirements.

- (1) The department head shall coordinate the interview process, including the scheduling of candidates, development of interview questions, etc. The department head shall also decide if a panel should be selected to conduct the interview.
- (2) If an interview panel is selected, it will be selected and confirmed by the department head. Generally, no more than three individuals will serve on the interview panel. The composition of the interview panel shall generally consist of personnel who have expertise with the technical elements of the position. Careful selection will be made of panel members to ensure objectivity and job knowledge. Relatives or personal friends of the applicants will be excluded from serving on the panel. In the event the position is

that of department head, then the Mayor with the assistance of the Human Resources Department shall coordinate the interview process, including selection of panel members, scheduling candidates, development of interview questions, etc. Reasonable accommodations shall be made for disabled applicants to allow participation in the interview process.

- (3) The department head of the department in which the position vacancy exists (the Mayor in vacancies involving department head openings) shall be responsible for the development of interview questions and standards for measurement of candidate responses. Interview questions must be reviewed by Human Resources prior to the interview. Consistency will be maintained in the questions asked of all candidates. The questions must be job related and based on the analysis described in the first paragraph of this policy. Questions will be designed to measure job knowledge, experience, and education, or to solicit responses which reflect those personal traits which are job related. Questions which pertain to race, sex, religion, or marital status, either directly or indirectly are prohibited. Any questions that would indirectly divulge an applicant's age, national origin or other discriminatory factor shall be made in strict accordance with law.
- (4) Inquiries as to birth date and proof of age are not permitted as long as there is no explicit or implied preference for persons under 40 years of age. If age is a bona fide requirement of the job (i.e., a police officer must be a minimum of 21 years of age) the interviewer may ask if the applicant meets the age requirements outlined in the job description.
- (5) Inquiries as to an applicant's ability to read, write, or speak foreign languages are permitted only when such inquiries are based on job requirements.
- (6) Inquiries about whether an applicant has certain specified sensory, mental, or physical disabilities ~~which relate reasonable to fitness to perform the particular job, or whether an applicant has any disabilities or health problems which may affect work performance~~ are NOT permitted. The interviewer may ask the applicant if they are to perform the essential functions of the job as outlined in the job description, with or without a reasonable accommodation.
- (7) The department head (or Mayor's office in the event of department head openings) will conduct the interview or assemble the panel. The job description will be reviewed prior to the interview by the department head or by the interview panel. If an interview panel is used, copies of the applications of final candidates will also be provided to each panel member and the panel members will meet with the department head (or Mayor, if applicable) prior to the interview for an orientation.
- (8) If an interview panel is selected each rater will score the candidates independently.
- (9) If an interview panel is selected, following the interview, it shall attempt to reach consensus and report the interview results and recommendations to the department head (or Mayor, if applicable). If consensus cannot be reached, the final candidates, including their

strengths and weaknesses, will be reported to the hiring authority.

2.5d Reference Check:

- (1) After the interview, if it is decided by the department head that an employment offer will be extended, a reference check must be conducted before any offer of employment is made. The reference check includes verification of employment duties, dates of employment, work record, attendance record, strengths, weaknesses, safety record, and other pertinent information. Parts of the reference check may be delegated to the affected department. The ~~personnel officer~~ Human Resources Department, or the department head, or the department head's designee shall conduct the reference check before a decision is made on an employment offer.
- (2) Certain positions may be designated for a thorough background check by the police department or other designated individual/agency.
- (3) Results of the reference check and/or background check will help determine the applicant's fitness for the position.
- (4) A recommendation for hire will be forwarded to the appointing authority for final approval.

2.5e Applicant Notification:

- (1) After references are verified and a final decision reached, the candidate will be notified of his/her selection, and an employment offer made, with the request that the offer be accepted or rejected within a set number of days.
- (2) If the first offer is rejected, it will be decided whether to hire another candidate or to reopen the position.

PASSED AND APPROVED, this _____ day of _____, 2013.

Eric Ford, President Pro Tempore

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:

Ernest B. Cate, City Attorney

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

The vote:

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

No: None

The Resolution was numbered 176-13.

RESOLUTION NO. 177-13 – AUTHORIZING THE CITY ATTORNEY TO SETTLE A
CONDEMNATION LAWSUIT WHEREIN VICTORY CHURCH NWA, INC. ARE
DEFENDANTS

City Attorney Ernest Cate presented a Resolution authorizing the City Attorney to settle a condemnation lawsuit wherein Victory Church NWA, Inc. are defendants in regards to the I-540/Don Tyson Parkway Interchange Project, AHTD Project No. 040527, Tracts 17 and 17E-1. The total sum will be \$238,667.

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING THE CITY ATTORNEY TO
SETTLE A CONDEMNATION LAWSUIT WHEREIN VICTORY
CHURCH NWA, INC. ARE DEFENDANTS.**

WHEREAS, the City of Springdale filed a lawsuit against Victory Church NWA, Inc., to condemn a tract of land for the I-540/Don Tyson Parkway Interchange Project, AHTD Project No. 040527, Tracts 17 and 17E-1;

WHEREAS, the City of Springdale deposited the sum of \$74,700 into the Registry of the Court as estimated just compensation for Victory Church's property;

WHEREAS, Victory Church has extended an offer to settle the condemnation lawsuit for the total sum of \$238,667;

WHEREAS, it is the recommendation of the City Attorney that the City Council approve the additional sum of \$163,967 to settle this lawsuit, as this amount is reasonable, is justified, and will avoid the cost, expense, and risk of a trial;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that the City Attorney is hereby authorized to settle the Victory Church (West) condemnation lawsuit for the total sum of \$238,667.

PASSED AND APPROVED this ____ day of _____, 2013.

Eric Ford, President Pro Tempore

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

No: Lawson, Ford

The Resolution was numbered 177-13.

RESOLUTION NO. 178-13 – AUTHORIZING THE PARKS AND RECREATION
DEPARTMENT TO PURCHASE LED LIGHT FIXTURES FOR MURPHY PARK

Street and CIP Chairman Alderman Rick Evans presented a Resolution authorizing the Parks and Recreation Department to purchase LED light fixtures for Murphy Park.

RESOLUTION NO. _____

**A RESOLUTION TO PURCHASE LED LIGHT FIXTURES FOR
MURPHY PARK**

WHEREAS, the Parks & Recreation Director has requested a budget amendment to appropriate funds to purchase twenty-five LSI LTG SYS LED light fixtures with coupling attachment to complete LED lighting installation for Murphy Park, and

WHEREAS, Parks & Recreation Director has received a written quote from Graybar for cost of identified product, and

WHEREAS, the providing of this type of lighting will improve the safety of park users and provide consistent lighting with minimal maintenance, and

WHEREAS, the City Council desires that funds from the Capital Improvement Projects be used for said purchase;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that the 2013 budget of the Parks & Recreation Department is hereby amended as follows:

| <u>Department</u> | <u>Account No.</u> | <u>Description</u> | <u>Present Budget</u> | <u>Increase</u> | <u>Proposed Budget</u> |
|-------------------|--------------------|--------------------|---------------------------|-----------------|----------------------------|
| Parks | | LED Light Fixtures | 0 | \$31,964.69 | \$31,964.69 |

PASSED AND APPROVED this _____ day of December, 2013.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:

Ernest Cate, City Attorney

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

The vote:

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

No: None

The Resolution was numbered 178-13.

RESOLUTION NO. 179-13 – ENDORSING THE PARTICIPATION OF SOUTH COAST BAKING LLC, IN THE SALES AND USE TAX REFUND PROGRAM AUTHORIZED BY THE CONSOLIDATED INCENTIVE ACT OF 2003 AND ARKANSAS CODE ANNOTATED §15-4-2706(D)

City Attorney Ernest Cate presented a Resolution endorsing the participation of South Coast Baking LLC, in the Sales and Use Tax Refund Program authorized by the Consolidated Incentive Act of 2003 and Arkansas Code Annotated §15-4-2706(D).

RESOLUTION NO. _____

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

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

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

WHEREAS, South Coast Baking, LLC, doing business in Springdale at 800 S. 40th St., wishes to participate in, and be eligible for, the investment tax incentives contained in Ark. Code Ann. §15-4-2706(d), due to the expansion of its facility in the City of Springdale, Arkansas; and

WHEREAS, South Coast Baking, LLC, has agreed to furnish the City of Springdale all information necessary for its participation in the tax refund program.

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

PASSED AND APPROVED this _____ day of _____, 2013.

Eric Ford, President Pro Tempore

ATTEST:

Denise Pearce, CITY CLERK

APPROVED AS TO FORM:

Ernest B. Cate, CITY ATTORNEY

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

The vote:

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

No: None

The Resolution was numbered 179-13.

RESOLUTION NO. 180-13 – SETTING A HEARING DATE ON A PETITION TO VACATE BLAIR STREET AND MAIN STREET RIGHTS-OF-WAY NORTH OF HUNTSVILLE AVENUE IN THE CITY OF SPRINGDALE, ARKANSAS

City Attorney Ernest Cate presented a Resolution setting a hearing date for January 14, 2014, at 6:00 p.m., on a petition to vacate Blair Street and Main Street rights-of-way north of Huntsville Avenue in the City of Springdale, Arkansas.

RESOLUTION NO. _____

A RESOLUTION SETTING A HEARING DATE ON A PETITION TO VACATE BLAIR STREET AND MAIN STREET RIGHTS OF WAY NORTH OF HUNTSVILLE AVENUE IN THE CITY OF SPRINGDALE, ARKANSAS.

WHEREAS, Bill Kendrick and Carol Kendrick have petitioned for the abandonment of a Blair Street and Main Street north of Huntsville Avenue described as follows:

Blair Street Right of Way:

A part of the SE1/4, NW1/4 of Section 36, T18N, R30W in Washington County, Arkansas and being described as follows; Commencing at the SW Corner of said SE1/4, NW1/4 thence S 89°36'24" E 20.00 feet, thence N 00°34'43" E 15.00 feet, thence S 89°36'24" E 212.50 feet to the POB, thence N 00°34'43" E 814.10 feet, thence S 55°22'46" E 36.20 feet, thence S 00°34'43" W 793.74 feet, thence N 89°36'24" W 30.00 feet to the POB; containing 24,118 sf (0.55 ac).

Main Street Right of Way:

A part of the SE1/4, NW1/4 of Section 36, T18N, R30W in Washington County, Arkansas and being described as follows; Commencing at the SW Corner of said SE1/4, NW1/4 thence S 89°36'24" E 20.00 feet thence N 00°34'43" E 15.00 feet, thence S 89°36'24" E 476.00 feet to the POB thence N 00°34'43" E 330.50 feet, thence S 89°36'24" E 30.00 feet, thence S 00°34'43" W 330.50 feet, thence N 89°36'24" W 30.00 feet, to the POB; containing 9915 sf.

LAYMAN'S DESCRIPTION:

Magnolia Gardens
501 N. Main Street
Springdale, Washington County, Arkansas

WHEREAS, the City Council finds that a hearing date should be set;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that January 14, 2014 at 6:00 p.m. be set as the date and time for the City Council to hear the petition; that the City Clerk shall give notice of the date and time, as required by law.

PASSED AND APPROVED this _____ day of December, 2013.

Eric Ford, President Pro Tempore

ATTEST:

Denise Pearce, CITY CLERK

APPROVED AS TO FORM:

Ernest B. Cate, CITY ATTORNEY

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

The vote:

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

No: None

The Resolution was numbered 180-13.

RESOLUTION NO. 181-13 – APPROVING A WAIVER OF STREET IMPROVEMENTS, DRAINAGE, CURBS, GUTTERS AND SIDEWALKS AS SET FORTH IN ORDINANCE NO. 3725 TO NTI IN CONNECTION WITH L13-14, A LARGE SCALE DEVELOPMENT

Planning Director Patsy Christie presented a Resolution approving a waiver of street improvements, drainage, curbs, gutters and sidewalks, as set forth in Ordinance No. 3725 to NTI in connection with L13-14, a large scale development.

Planning Commission reviewed this large scale development plan and recommended approval of the waiver request for sidewalks to be completed within one (1) year on Highway 265 and the remaining sidewalk within five (5) years on Ford Avenue.

Alderman Reed made the motion to change the request for sidewalk to Highway 265 to be completed in five years instead of one year.

Alderman Jaycox said she disagrees and feels like the sidewalk needs to be built within the one year. Dr. Burch with NTI agreed to this at the meeting.

After considerable discussion there was no second to Alderman Reed's motion.

Alderman Jaycox made the motion to adopt the Resolution with Option 1. Alderman Ford made the second.

The vote:

Yes: Watson, Ford, Evans, Jaycox

No: Bruns, Overton, Lawson, Reed

The motion did not carry.

After more discussion, Alderman Bruns made the motion to give a complete waiver on sidewalks on both Ford Avenue and Highway 265. 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 NTI IN CONNECTION WITH L13-14 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 NTI in connection with L13-14 a Large Scale Development and the Planning Commission recommends approval of the waiver request for sidewalks to be completed within one (1) year on Highway 265 and within five (5) years on Ford Avenue.

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 NTI including improvements related thereto, sidewalks in connection with a large scale development L13-14.

PASSED AND APPROVED THIS _____ DAY OF _____, 2013.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:

Ernest Cate, City Attorney

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

The vote:

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

No: Watson, Jaycox

The Resolution was numbered 181-13.

RESOLUTION NO. 182-13 -- APPROVING A CONDITIONAL USE AT 2486 NORTH MOUNTAIN ROAD AS SET FORTH IN ORDINANCE NO. 4030

Planning Director Patsy Christie presented a Resolution approving a conditional use request by Shelly Rankin for a tandem lot split at 2486 North Mountain Road as set forth in Ordinance No. 4030.

RESOLUTION NO. _____

**A RESOLUTION APPROVING A CONDITIONAL USE AT 2486
NORTH MOUNTAIN ROAD 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 December 3, 2013, on a request by Shelly Rankin for a tandem lot split in an agricultural district.

WHEREAS, following the public hearing the Planning Commission by a vote of nine (9) yes and zero (0) no recommends that a conditional use be granted to Shelly Rankin for a tandem lot split in an agricultural zone with the following conditions – no conditions set.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SPRINGDALE that the City Council hereby grants a conditional use to Shelly Rankin for a tandem lot split in an agricultural district with the following conditions – no conditions set.

PASSED AND APPROVED THIS _____ DAY OF _____, 2013.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:

Ernest Cate, City Attorney

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

The vote:

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

No: None

The Resolution was numbered 180-13.

ORDINANCE NO. 4754 - 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, ARKANSAS – 2475 N. 40TH STREET, 3909 CLARK AVENUE, 1930 DICK SMITH STREET, 604 DODSON STREET, 740 GENEVA STREET, 2289 LINDEN CIRCLE, 1660 SARAH LANE, 2403 SYCAMORE STREET AND 702 WESTBURY STREET

City Attorney Ernest Cate presented an Ordinance authorizing the City Clerk to file a clean-up lien for the removal of overgrown brush and debris on property located within the City of Springdale, Arkansas. The properties are located at 2475 N. 40th Street, 3909 Clark Avenue, 1930 Dick Smith Street, 604 Dodson Street, 740 Geneva Street, 2289 Linden Circle, 1660 Sarah Lane, 2403 Sycamore Street and 702 Westbury Street.

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

The vote:

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

No: None

Alderman Evans 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 4754.

ORDINANCE NO. 4755 – AUTHORIZING THE CITY CLERK TO FILE A CLEAN-UP LIEN FOR THE REMOVAL OF BRUSH AND DEBRIS ON PROPERTY LOCATED WITHIN THE CITY OF SPRINGDALE, ARKANSAS – 3675, 3697 AND 3721 SERENITY STREET

City Attorney Ernest Cate presented an Ordinance authorizing the City Clerk to file a clean-up lien for the removal of brush and debris on property located within the City of Springdale, Arkansas – 3675, 3697 and 3721 Serenity Street.

Candace Dixon, JHCD Holdings LLC, spoke to City Council regarding these lots. She said these three lots should not have been in violation of the city ordinance. They are kept up and there is no debris on them. She presented photographs of the properties. She hires someone to mow her lots. She feels like code is coming in and mowing the lots too much and charging too much.

Code Enforcement Director Danny Snow said they have been dealing with these properties for the last four years. He does not believe mowing these lots once a month is excessive going by prevailing standards of the neighborhood. These properties are bordered by two existing houses that maintain their lots.

Tommy Baker, 3962 Serenity Street, said he is on the homeowners association and thanked Code Enforcement for the work they are doing. He disagreed with Ms. Dixon and said the lots definitely had tall grass problems.

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

The vote:

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

No: None

Abstain: Bruns

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

The vote:

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

No: None

Abstain: Bruns

The Ordinance was numbered 4755.

RESOLUTION NO. 183-13 – MAKING APPOINTMENTS TO THE SHILOH MUSEUM BOARD OF TRUSTEES FOR THE CITY OF SPRINGDALE

Shiloh Museum Director Allyn Lord presented a Resolution making appointments to the Shiloh Museum Board of Trustees for the City of Springdale.

RESOLUTION NO. _____

A RESOLUTION MAKING APPOINTMENTS TO THE SHILOH MUSEUM BOARD OF TRUSTEES FOR THE CITY OF SPRINGDALE

WHEREAS, upon recommendation of the Shiloh Museum Board of Trustees for the City of Springdale, the Mayor has recommended that the appointments listed below be made to the Shiloh Museum Board of Trustees with the terms and expirations dates noted;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that the following individuals are hereby appointed to the Shiloh Museum Board of Trustees with the terms indicated:

| <u>Name</u> | <u>Serving</u> | <u>Term</u> |
|------------------|---|--------------------|
| David Beauchamp | 1 st year – 1 st Term | 1/1/14 to 12/31/14 |
| Samantha Bull | 1 st year – 1 st Term | 1/1/14 to 12/31/14 |
| Jason House | 1 st year – 1 st Term | 1/1/14 to 12/31/14 |
| April Rusch | 1 st year – 1 st Term | 1/1/14 to 12/31/14 |
| Kathryn Birkhead | 1 st year – 2 nd Term | 1/1/14 to 12/31/15 |
| Barbi McPhee | 1 st year – 2 nd Term | 1/1/14 to 12/31/15 |
| Clif Ruddick | 1 st year – 2 nd Term | 1/1/14 to 12/31/15 |
| Carolyn Bayley | 1 st year – 3 rd Term | 1/1/14 to 12/31/16 |
| Mary Jean Sell | 1 st year – 3 rd Term | 1/1/14 to 12/31/16 |
| Bill Smith | 1 st year – 3 rd Term | 1/1/14 to 12/31/16 |
| Derek Taylor | 1 st year – 3 rd Term | 1/1/14 to 12/31/16 |
| Bob Mello | 2 nd year – 3 rd Term | 1/1/14 to 12/31/15 |
| Dolores Stamps | 2 nd year – 3 rd Term | 1/1/14 to 12/31/15 |
| Dianne Kellogg | 3 rd year – 3 rd Term | 1/1/14 to 12/31/14 |

PASSED AND APPROVED this ____ day of December 2013.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:

Jeff C. Harper, City Attorney

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

The vote:

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

No: None

The Resolution was numbered 183-13.

REPORT ON CITY STREETS

Public Works Director Sam Goade reported on the condition of the city streets after receiving ice and snow.

ADJOURNMENT

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

After a voice vote of all ayes and no nays, the meeting adjourned at 7:02 p.m.

Doug Sprouse, Mayor

Denise Pearce, City Clerk/Treasurer

SPRINGDALE CITY COUNCIL
DECEMBER 30, 2013

The City Council of the City of Springdale met in special session on Monday, December 30, 2013, in the City Council Chambers, City Administration Building. Mayor Doug Sprouse called the meeting to order at 1:15 p.m.

Roll call was answered by:

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

RESOLUTION NO. 184-13 – EXPRESSING THE WILLINGNESS OF THE CITY OF SPRINGDALE TO APPLY FOR STP-A FUNDING TO BEGIN ENVIRONMENTAL AND INITIAL DESIGN WORK TO WIDEN AND EXTEND 56TH STREET FROM DON TYSON PARKWAY TO JOHNSON MILL BOULEVARD

Engineer Director Alan Pugh presented a Resolution expressing the willingness of the City of Springdale to apply for STP-A funding to begin environmental and initial design work to widen and extend 56th Street from Don Tyson Parkway to Johnson Mill Boulevard.

RESOLUTION NO. _____

A RESOLUTION EXPRESSING THE WILLINGNESS OF THE CITY OF SPRINGDALE TO APPLY FOR STP-A FUNDING TO BEGIN ENVIRONMENTAL AND INITIAL DESIGN WORK TO WIDEN AND EXTEND 56TH STREET FROM DON TYSON PARKWAY TO JOHNSON MILL BOULEVARD

WHEREAS, the Master Street Plan for the City of Springdale indicates a north/south connection from Don Tyson Parkway to Johnson Mill Boulevard known as 56th Street; and

WHEREAS, the improvements are regionally significant due to the anticipated reduction of congestion on I-540 by constructing another north/south corridor as an option for motorists; and

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

WHEREAS, the City of Springdale plans to partner with the City of Johnson and apply for STP-A funding for the project; and

WHEREAS, the current application requests \$500,000 to be put toward the environmental studies and initial design work; and

WHEREAS, the local match required for this amount would total 20% of the requested funding or \$100,000; and

WHEREAS, the local match would be split equitably between the City of Springdale and the City of Johnson based on the linear footage of roadway currently estimated in each municipality; and

WHEREAS, the current plan indicates that the split would be approximately 70% for the City of Springdale (\$70,000) and 30% for the City of Johnson (\$30,000), and

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

1) The City of Springdale is committed to this project and recognizes its regional significance; and

2) The required matching funds for the environmental and initial design work are hereby committed out of the CIP fund pending the approval of the application and commitment from the City of Johnson on their portion of the local match.

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

The vote:

Yes: Bruns, Overton, Ford, Lawson, Evans

No: None

The Resolution was numbered 184-13.

ADJOURNMENT

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

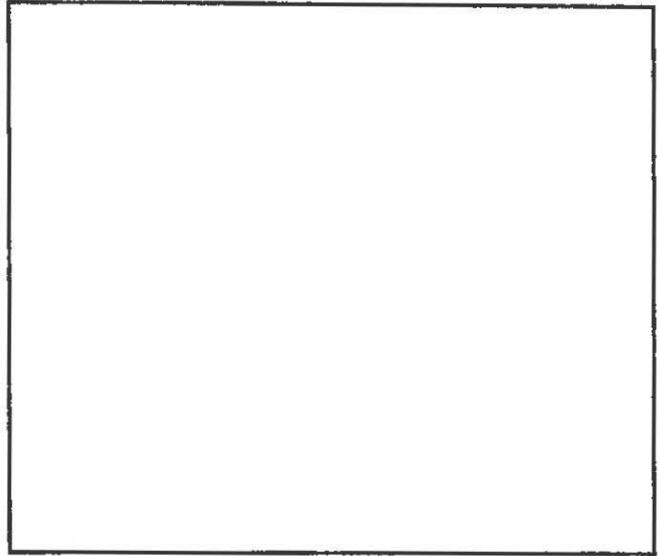
After a voice vote of all ayes and no nays, the meeting adjourned at 1:16 p.m.

Doug Sprouse, Mayor

Denise Pearce, City Clerk/Treasurer

ORDINANCE NO. _____

AN ORDINANCE VACATING BLAIR STREET AND MAIN STREET RIGHTS OF WAY NORTH OF HUNTSVILLE AVENUE IN THE CITY OF SPRINGDALE, ARKANSAS, TO DECLARE AN EMERGENCY AND FOR OTHER PURPOSES.



WHEREAS, Bill Kendrick and Carol Kendrick petitioned the City Council for the City of Springdale, Arkansas, to release, vacate and abandon Blair Street and Main Street rights of way more particularly described in Section 1 below;

WHEREAS, after legal notice of the hearing was published as required by law, a hearing was held on the matter in front of the Springdale City Council on January 14, 2014, and at the hearing the City Council made the following findings: That the City of Springdale has a street rights-of-way, as shown on the copy of the map which is attached hereto as Exhibit "A" and made a part hereof, and the City has determined that that portion of the street rights-of-way is not needed for city purposes;

WHEREAS, the petitioners, Bill Kendrick and Carol Kendrick, own the property on both sides of Blair Street and Main Street north of Huntsville Avenue;

WHEREAS, the City Council for the City of Springdale finds that the property to be abandoned, which is shown as street rights-of-way on the map, is not needed for city purposes and the abandonment of these street rights-of-way will not adversely affect the public interest and welfare of the citizens of the City of Springdale; however, the City of Springdale is not abandoning any utility easements located on or across the property set out below.

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

Section 1: That the City of Springdale, Arkansas hereby releases, vacates and abandons all of their rights, together with the rights of the public generally, in the portion of the street rights-of-way on the property described below; however, the City of Springdale is not abandoning any utility easements located on or across the property described below:

Blair Street Right of Way:

A part of the SE1/4, NW1/4 of Section 36, T18N, R30W in Washington County, Arkansas and being described as follows; Commencing at the SW Corner of said SE1/4, NW1/4 thence S 89°36'24" E 20.00 feet, thence N 00°34'43" E 15.00 feet, thence S 89°36'24" E 212.50 feet to the POB, thence N 00°34'43" E 814.10 feet, thence S 55°22'46" E 36.20 feet, thence S 00°34'43" W 793.74 feet, thence N 89°36'24" W 30.00 feet to the POB; containing 24,118 sf (0.55 ac).

Main Street Right of Way:

A part of the SE1/4, NW1/4 of Section 36, T18N, R30W in Washington County, Arkansas and being described as follows; Commencing at the SW Corner of said SE1/4, NW1/4 thence S 89°36'24" E 20.00 feet thence N 00°34'43" E 15.00 feet, thence S 89°36'24" E 476.00 feet to the POB thence N 00°34'43" E 330.50 feet, thence S 89°36'24" E 30.00 feet, thence S 00°34'43" W 330.50 feet, thence N 89°36'24" W 30.00 feet, to the POB; containing 9915 sf.

LAYMAN'S DESCRIPTION: Magnolia Gardens
501 N. Main Street
Springdale, Washington County, Arkansas

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

Section 3: The Council further finds that pursuant to Arkansas law, upon abandonment of this right-of-way, the ownership of the property where the right-of-way is located as shown on the plat, shall vest in the owners of the real estate abutting thereon, with each such abutting owner taking title to the center line of the right-of-way so abandoned, and the ownership shall be free from the easement of the City for public use as a street.

Section 4: Emergency Clause. It is hereby declared that an emergency exists and this ordinance, being necessary for the preservation of the health, safety and welfare of the citizens of Springdale, Arkansas, shall be in effect immediately upon its passage and approval.

PASSED AND APPROVED this _____ day of January, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, CITY CLERK

APPROVED AS TO FORM:



Ernest B. Cate, CITY ATTORNEY



RESOLUTION NO. _____

**A RESOLUTION MAKING APPOINTMENTS TO
THE SPRINGDALE LIBRARY BOARD**

WHEREAS, currently we have two vacancies on the board along with appointments that have expired and they are: Todd Wood, Ann Applegate, Ginny Cartwright Owen and Robin Wages, and

WHEREAS, Arkansas Code 13-2-502, provides for appointments to the Library Board by the Mayor with the approval of the City Council, and

WHEREAS, Todd Wood, Ann Applegate, Ginny Cartwright Owen and Robin Wages have faithfully performed their duties on this board and indicated their desire to continue serving; and

WHEREAS, upon recommendation of the Library Board of the City of Springdale, the Mayor recommends Paula Wilson and Matthew Fryar be appointed to fill the vacant positions and recommends reappointment of Todd Wood, Ann Applegate, Ginny Cartwright Owen and Robin Wages; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS that the following are appointed to the Springdale Library Board with terms stated below:

Paula Wilson term expiring 12/31/2019
Matthew Fryar term expiring 12/31/2019
Todd Wood term expiring 12/31/2019
Ann Applegate term expiring 12/31/2018
Robin Wages term expiring 12/31/2018
Ginny Cartwright Owen term expiring 12/31/2016

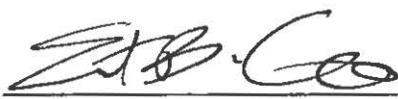
PASSED AND APPROVED this 14th day of January, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:



Ernest B. Cate, City Attorney

From: Marcia Ransom [mailto:MRansom@springdalelibrary.org]
Sent: Friday, January 03, 2014 11:19 AM
To: wmorgan@springdalear.gov
Subject: Library Board Members

Wyman -

The Library Board can have from 5 – 7 members, according to Arkansas Code. We've had five for quite a while and it's somewhat limiting. It's harder to get a quorum, etc., plus we need representation from the community for lots of positive reasons.

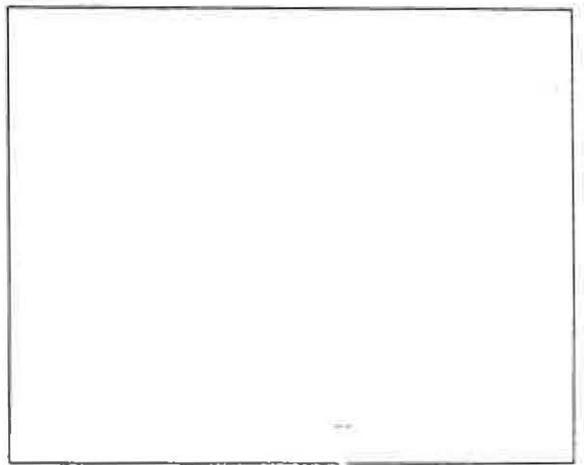
In the past, we've followed several paths through this process. We usually get someone lined up that may have shown interest and is agreeable to the existing board members and a likely candidate to also serve the Foundation, since membership is the same for both boards. We then float these names to the Mayor to see if he is agreeable or if he has objections before contacting the person again.

We have a couple of people who have been recommended to us now and would like to move forward. Arvest Bank has been represented on our Board through the years but with Jason England's move to Bentonville a couple of years ago, that position has been vacant. The Springdale Arvest President Lisa Ray has recommended Paula Wilson, their VP for Commercial Lending. Several on our Board are familiar with her and think she would make a good addition.

The second person recommended to us is Matthew Fryar, an attorney with Cypert, Crouch, Clark & Harwell. He's active in the community, has a young family and his wife teaches in Springdale schools. We usually have an attorney on the Board – not to function in any official capacity but having a person with that knowledge base is a real asset. Todd Wood, who is an attorney has been on for several years now and while I don't want to see him leave, I think he sees an end. Their terms could certainly overlap.

Please pose this to the Mayor at the appropriate time and let's see if we can move forward.

Thanks.
Marcia



ORDINANCE NO. _____

**AN ORDINANCE ACCEPTING THE RE-PLAT OF THE 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:

PREVIOUS DESCRIPTION FOR PARCEL #815-30661-000

A PART OF LOT 1 OF CLEAR CREEK ACRES, A SUBDIVISION IN 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, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO-WIT: BEGINNING AT A POINT WHICH IS N00°02'17"E 148.85' FROM THE SOUTHEAST CORNER OF SAID LOT 1 AND RUNNING THENCE S89°40'40"W 279.63', THENCE S89°40'40"W 50.37', THENCE N00°11'19"W 401.18', THENCE N89°21'58"E 330.00', THENCE S00°11'26"E 402.98' TO THE POINT OF BEGINNING. CONTAINING 3.04 ACRES, MORE OR LESS. SUBJECT TO EASEMENTS AND RIGHT-OF-WAYS OF RECORD.

ADJUSTED DESCRIPTION FOR PARCEL #815-30661-000

A PART OF LOT 1 OF CLEAR CREEK ACRES, A SUBDIVISION IN 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, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO-WIT: BEGINNING AT A POINT WHICH IS N00°02'17"E 148.85' AND N00°11'26"W 89.30' FROM THE SOUTHEAST CORNER OF SAID LOT 1 AND RUNNING THENCE S71°58'46"W 293.74', THENCE S89°40'40"W 50.37', THENCE N00°11'19"W 401.18', THENCE N89°21'58"E 330.00', THENCE S00°11'26"E 313.68' TO THE POINT OF BEGINNING. CONTAINING 2.76 ACRES, MORE OR LESS. SUBJECT TO EASEMENTS AND RIGHT-OF-WAYS OF RECORD.

PREVIOUS DESCRIPTION FOR PARCEL #815-30661-010

A PART OF LOT 1 OF CLEAR CREEK ACRES, A SUBDIVISION IN 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, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO-WIT: BEGINNING AT THE SOUTHEAST CORNER OF SAID LOT 1 AND RUNNING THENCE S89°32'48"W 279.26', THENCE N00°06'31"W 149.49', THENCE N89°40'40"E 279.63', THENCE S00°02'17"W 148.85' TO THE POINT OF BEGINNING. CONTAINING 0.96 ACRES, MORE OR LESS. SUBJECT TO EASEMENTS AND RIGHT-OF-WAYS OF RECORD.

ADJUSTED DESCRIPTION FOR PARCEL #815-30661-010

A PART OF LOT 1 OF CLEAR CREEK ACRES, A SUBDIVISION IN 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, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO-WIT: BEGINNING AT THE SOUTHEAST CORNER OF SAID LOT 1 AND RUNNING THENCE

S89°32'48"W 279.26', THENCE N00°06'31"W 149.49', THENCE N71°58'46"E 293.74', THENCE S00°11'26"E 89.30', THENCE S00°02'17"W 148.85' TO THE POINT OF BEGINNING. CONTAINING 1.24 ACRES, MORE OR LESS. SUBJECT TO EASEMENTS AND RIGHT-OF-WAYS OF RECORD.

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 1-CLEAR CREEK ACRES 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 1-CLEAR CREEK ACRES 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 _____, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, CITY CLERK

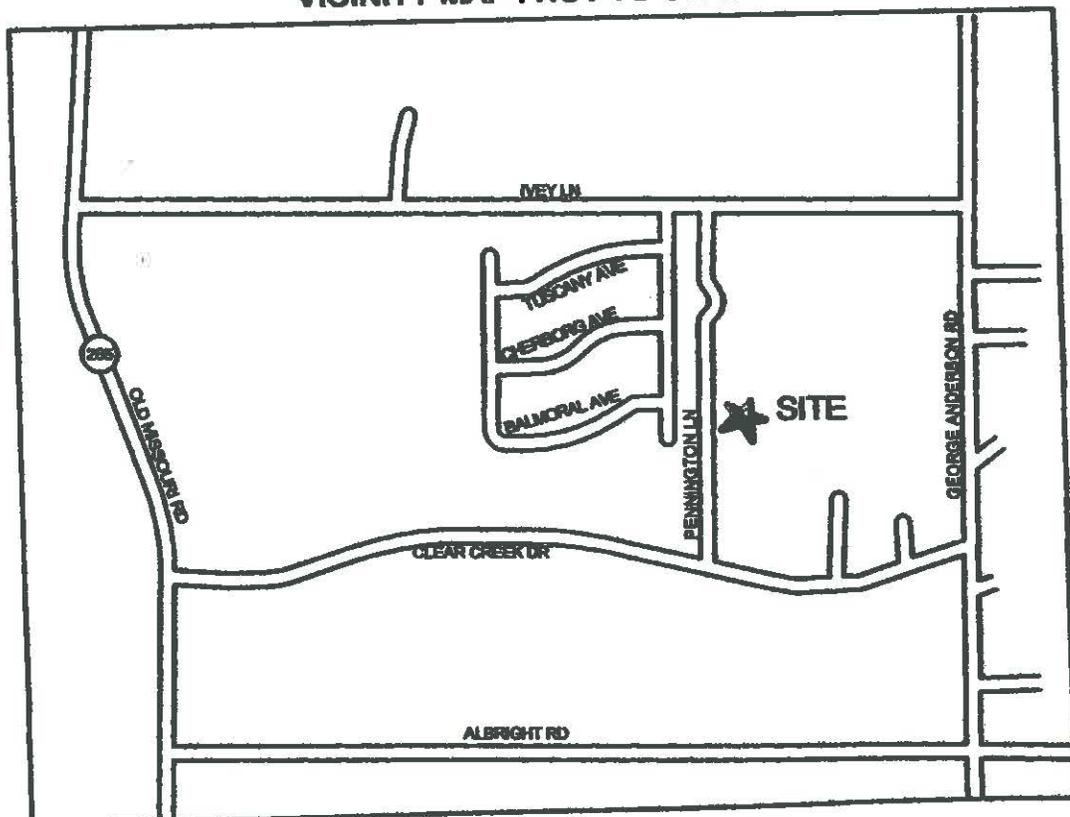
APPROVED AS TO FORM:

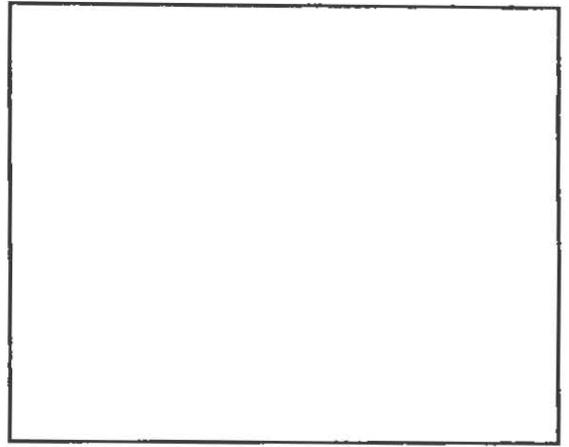


Ernest Cate, CITY ATTORNEY

**VICINITY MAP FOR
REPLAT OF LOT 1- CLEAR CREEK ACRES
SUBDIVISION
FOR
JAMES PENNINGTON**

VICINITY MAP : NOT TO SCALE





ORDINANCE NO. _____

**AN ORDINANCE VACATING A PORTION OF LOTS 1 - 8
OF THE R.L. HAYES SUBDIVISION IN THE CITY OF
SPRINGDALE, WASHINGTON COUNTY, ARKANSAS,
AND DECLARING AN EMERGENCY.**

BE IT KNOWN BY THE CITY OF SPRINGDALE, ARKANSAS:

WHEREAS, on May 27, 1921 a plat of the R. L. Hayes Subdivision was recorded at Book 4, Page 92 in the records of the County Clerk and Recorder of Washington County, Arkansas.

AND WHEREAS, there has been duly presented to the City Planning Commission of Springdale, Arkansas, a petition to vacate a portion of Lots 1 - 8 in the R. L. Hayes Subdivision in the City of Springdale, Washington County, Arkansas, with the portion to be vacated being more particularly described in the metes and bounds legal descriptions below as follows, to-wit:

TRACT A:

A PART OF LOTS 1 - 8 IN THE R.L. HAYES SUBDIVISION ALL IN THE NORTHEAST QUARTER (NE ¼) OF THE SOUTHEAST QUARTER (SE ¼) OF SECTION THIRTY-ONE (31), TOWNSHIP EIGHTEEN (18) NORTH, RANGE TWENTY-NINE (29) WEST OF THE FIFTH (5) PRINCIPAL MERIDIAN, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF SAID FORTY ACRE TRACT BEING A FOUND MAG NAIL; THENCE ALONG THE SOUTH LINE OF SAID FORTY ACRE TRACT, N87°32'59"W A DISTANCE OF 1029.90 FEET TO A SET IRON PIN WITH CAP "PLS 1439"; THENCE LEAVING SAID SOUTH LINE, N02°21'49"E A DISTANCE OF 611.12 FEET TO A SET IRON PIN WITH CAP "PLS 1439"; THENCE N87°31'55"W A DISTANCE OF 284.92 FEET TO THE WEST LINE OF SAID FORTY ACRE TRACT AND A SET IRON PIN WITH CAP "PLS 1439"; THENCE ALONG SAID WEST LINE, N02°24'10"E A DISTANCE OF

706.38 FEET TO THE NORTHWEST CORNER OF SAID FORTY ACRE TRACT BEING A FOUND IRON PIN WITH CAP "ESI COA 131"; THENCE LEAVING SAID WEST LINE AND ALONG THE NORTH LINE OF SAID FORTY ACRE TRACT BEING CONTIGUOUS WITH THE NORTHERN RIGHT OF WAY OF E. HUNTSVILLE AVENUE, S87°35'14"E A DISTANCE OF 1317.37 FEET TO THE NORTHEAST CORNER OF SAID FORTY ACRE TRACT BEING A SET IRON PIN WITH CAP "PLS 1439"; THENCE LEAVING SAID NORTH LINE AND ALONG SAID EAST LINE OF SAID FORTY ACRE TRACT, S02°29'42"W A DISTANCE OF 549.71 FEET TO A SET IRON PIN WITH CAP "PLS 1439"; THENCE LEAVING SAID EAST LINE, N86°57'24"W A DISTANCE OF 303.26 FEET TO A SET IRON PIN WITH CAP "PLS 1439"; THENCE S02°41'44"W A DISTANCE OF 176.52 FEET TO A FOUND IRON PIN; THENCE S88°31'54"E A DISTANCE OF 303.91 FEET TO THE EAST LINE OF SAID FORTY ACRE TRACT; THENCE ALONG SAID EAST LINE, S02°29'42"W A DISTANCE OF 600.57 FEET TO THE **POINT OF BEGINNING**.

SAID TRACT OR PARCEL OF LAND CONTAINING 34.63 ACRES, MORE OR LESS.

- AND -

TRACT B:

A PART OF LOTS 4 & 5 IN THE R.L. HAYES SUBDIVISION AND PARCEL NUMBER 815-22505-151 ALL IN THE NORTHEAST QUARTER (NE ¼) OF THE SOUTHEAST QUARTER (SE ¼) OF SECTION THIRTY-ONE (31), TOWNSHIP EIGHTEEN (18) NORTH, RANGE TWENTY-NINE (29) WEST OF THE FIFTH (5) PRINCIPAL MERIDIAN, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHEAST CORNER OF SAID FORTY ACRE TRACT BEING A FOUND MAG NAIL; THENCE ALONG THE EAST LINE OF SAID FORTY ACRE TRACT THE FOLLOWING TWO CALLS, N02°29'42"E A DISTANCE OF 600.57 FEET TO THE **POINT OF BEGINNING** BEING A FOUND IRON PIN; THENCE N02°29'42"E A DISTANCE OF 168.17 FEET TO A SET IRON PIN WITH CAP "PLS 1439"; THENCE LEAVING SAID EAST LINE, N86°57'24"W A DISTANCE OF 303.26 FEET TO A SET IRON PIN WITH CAP "PLS 1439"; THENCE S02°41'44"W A DISTANCE OF 176.52 FEET TO A FOUND IRON PIN; THENCE S88°31'54"E A DISTANCE OF 303.91 FEET TO THE **POINT OF BEGINNING**.

SAID TRACT OR PARCEL OF LAND CONTAINING 1.20 ACRES, MORE OR LESS.

AND WHEREAS, said Planning Commission after conducting a public hearing, has approved the vacation as presented by petitioner and join with the said petitioner in petitioning the City Council to accept the said Vacation of the above described portion of Lots 1 - 8 in the R.L. Hayes Subdivision to the City of Springdale, Arkansas.

AND WHEREAS, public interest and welfare will not be adversely affected by the vacation of the above described portion of Lots 1-8 in the R.L. Hayes Subdivision in the City of Springdale, Arkansas.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SPRINGDALE, ARKANSAS, that the portion of Lots 1 - 8 in the R.L. Hayes Subdivision to the City of Springdale, Arkansas described above be and the same is hereby vacated by the City of Springdale, Washington County, Arkansas.

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 _____, 201__.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, CITY CLERK

APPROVED AS TO FORM:



Ernest B. Cate, CITY ATTORNEY

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING FUNDS FROM THE
CAPITAL IMPROVEMENT PROJECT FUND FOR AIRPORT
FUEL FARM IMPROVEMENTS**

WHEREAS, the Springdale Airport Commission is planning the construction of a new access road to the terminal building, and

WHEREAS, the construction of the access road will require the removal the old fuel farm, and

WHEREAS, the newer fuel farm needs an additional 12,000 gallon tank to have adequate capacity to serve the airport needs, and

WHEREAS, the projected cost of the needed fuel farm improvements is \$150,000.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that the expenditure of a maximum of \$150,000.00 of funds from the Capital Improvement Projects Fund is hereby approved for fuel farm improvements at the Springdale Municipal Airport.

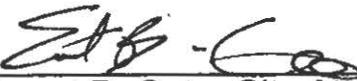
PASSED AND APPROVED this 14th day of January, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:



Ernest B. Cate, City Attorney

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING FUNDS FROM THE
CAPITAL IMPROVEMENT PROJECT FUND FOR AIRPORT
TERMINAL BUILDING IMPROVEMENTS**

WHEREAS, the Springdale Airport terminal building has not been remodeled or expanded since it was constructed in 1986, and

WHEREAS, a study done in 2006 by the Arkansas Department of Aeronautics indicated the City of Springdale's economic benefit derived from the municipal airport was estimated to be \$18,563,500, and

WHEREAS, the same study concluded that the airport provided 246 jobs with a total payroll of \$5,890,700, and

WHEREAS, several positive comments about the airport were received in response to a survey by the Chamber of Commerce of its membership, and

WHEREAS, the Springdale Municipal Airport Commission voted on July 28th to request Capital Improvement Funds from the City Council to renovate the terminal building at the Municipal Airport and would like to proceed with the design of the renovations.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that the expenditure of a maximum of \$ 71,250.00 of funds from the Capital Improvement Projects Fund is hereby approved for the design of the project of renovation/expansion/remodeling of the Springdale Municipal Airport Terminal Building.

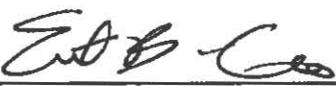
PASSED AND APPROVED this 14th day of January, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:


Ernest B. Cate, City Attorney

RESOLUTION NO. _____

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

WHEREAS, the Springdale Fire Department has a need to repair or replace its copy machine, and;

WHEREAS, we have received quotes from four businesses who provide business machines for sale and/or lease, and;

WHEREAS, the Fire Chief has requested an appropriation of \$11,070 for the purchase of two copiers, and;

WHEREAS, the maintenance contract for the copy machines is \$48.50 per month;

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 and the Mayor is hereby authorized to execute a copy machine maintenance contract with Corporate Business Systems for \$48.50 per month.

| <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 | 10106014228030 | Equipment | 39,000 | 11,070 | | 50,070 |

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

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:



Ernest B. Cate, City Attorney

RECOMMENDED SOLUTIONS

| <u>QTY</u> | <u>Make</u> | <u>ITEM DESCRIPTION</u> | <u>Purchase Pricing</u> |
|--|-------------|--|-------------------------|
| 1 | Savin | Savin MP C4503 with Cabinet | \$ 6,403.00 |
| 1 | Savin | Fax Option Type M4 | \$ 811.00 |
| 1 | Savin | Paper Feed Unit PB3160 | \$ 424.00 |
| | | | \$ 7,638.00 |
| Optional Internal Finisher with Hole Punch | | | |
| 1 | Savin | Internal Finisher SR3130 and PU 3040 Punch | \$ 813.70 |
| Optional Booklet Finisher with Hole Punch | | | |
| 1 | Savin | Booklet Finisher SR3150 and PU 3050 Punch | \$ 1,909.00 |

Shipping (*Free of charge*)
 Delivery and Set up (*Free of charge*)
 100% PC connectivity (*Free of charge*)
 Full on-site training by Customer Support Representative (*Free of charge*)
 ESP Power/Network/Fax Filtration Unit / Surge Supression (*Free of charge*)

Total Service and Supply Agreement

All parts, labor, supplies and preventative maintenance.

| | | | |
|---------|-------------------------------------|--------------------|----------|
| \$36.00 | 4,500 Mono pages included per month | Overage rate | \$0.0080 |
| | 0 Color pages included per month | Color overage rate | \$0.0450 |

Excludes paper and staples.

Plus BOGO

Savin 9033 Copy Print Scan Fax
 \$12.50/mth 1000 prints
 overage .0125/print

RESOLUTION NO. _____

A RESOLUTION AMENDING SECTION 5.12(f) OF THE PERSONNEL AND PROCEDURES MANUAL FOR THE CITY OF SPRINGDALE, ARKANSAS

WHEREAS, it has come to the attention of the City Council that the provisions of the Personnel and Procedures Manual for the City of Springdale, Arkansas, pertaining to the use of paid and unpaid leave are in need of revision;

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

Section 1: Section 5.12(f) of the Personnel and Procedures Manual for the City of Springdale, Arkansas is hereby amended to read as follows:

5.12(f) Use of Paid and Unpaid Leave.

FMLA will run concurrently with accrued paid leave. If an employee has accrued paid leave of less than 12 weeks, the employee will use paid leave first and take the remainder of the 12 weeks as unpaid leave.

If an employee uses leave because of his/her own serious medical condition or the serious health condition of an immediate family member, the employee will first use all paid vacation, paid sick leave when eligible, and accrued compensatory time, and then will be eligible for unpaid leave for the remainder of the 12 weeks. Sick leave may not be used for a medical condition or serious health condition of the employee that is covered by worker's compensation.

An employee using leave for the birth of a child will use paid sick leave and any accrued compensable time for physical recovery after childbirth. The amount of sick leave utilized after this point will be decided on a case by case basis. The employee then may use all paid vacation, and any unused compensatory time, and then will be eligible for unpaid leave for the remainder of the 12 weeks.

An employee using leave for the adoption or foster care of a child will use all paid vacation, paid sick leave or accrued compensable time, and then will be eligible for unpaid leave for the remainder of the 12 weeks.

Section 2: All other provisions of Section 5.12 not specifically modified herein shall remain in full force and effect.

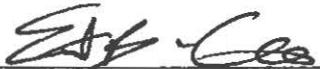
PASSED AND APPROVED, this _____ day of _____, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:



Ernest B. Cate, City Attorney

5.12 Family Medical Leave Act:

As provided by the 1993 Family and Medical Leave Act (FMLA), all eligible employees shall be entitled to take up to 12 weeks of unpaid, job-protected leave during any 12 month period for specified family and medical reasons.

5.12(a) Covered Family and Medical Reasons. An eligible employee shall be entitled to 12 weeks of unpaid leave during a 12 month period for one or more of the following reasons:

- (1) the birth or placement of a child for adoption or foster care;
 - (2) to care for an immediate family member (spouse, child, or parent) with a serious health condition; or,
 - (3) to take medical leave when the employee is unable to work because of a serious health condition.
- (4) a serious health condition is an illness, impairment, or physical or mental condition that involves:
- (a) inpatient care (i.e., overnight stay) in a hospital, hospice, or residential medical care facility including any period of incapacity or any subsequent treatment in connection with such inpatient care; or
 - (b) a period of incapacity or more than three consecutive, full calendar days, and any subsequent treatment or incapacity relating to the same condition that also involves:
 - (1) treatment two or more times by a health care provider within 30 days of the first day of incapacity; or
 - (2) treatment by a health care provider on at least one occasion which results in a regimen of continuing treatment under the supervision of the health care provider

- (3) any period of incapacity or treatment for such incapacity due to a chronic serious health condition which requires periodic visits (at least twice a year), continues over an extended period of time and may cause episodic rather than a continuing period of incapacity
- (4) a period of incapacity which is permanent or long-term due to a condition for which treatment may not be effective
- (5) due to a non-medical activity ("qualifying exigency") that is directly related to a covered family member's (limited to a spouse, son/daughter, or parent of the employee) active duty or call to active duty in the National Guard or Reserves, in support of a contingency operation. Under terms of the statute, qualifying exigency leave does not extend to family members in the Regular Armed Forces. Leave due to qualifying exigencies may be taken on an intermittent basis.

Qualifying exigencies include:

- Military events and related activities
 - Childcare and school activities
 - Financial and legal arrangements
 - Counseling
 - Rest and recuperation
 - Post-deployment activities
 - Short notice deployment (7 days or less)
- (6) for an eligible employee (limited to a spouse, son/daughter, parent or next of kin of a covered service member) to care for a covered servicemember who is a current member of the Regular Armed Forces, National Guard, or Reserves who has incurred and injury or illness in the line of duty while on active duty, provided that such injury or illness renders the servicemember medically unfit to perform the duties of his/her office, grade, rank, or rating.

This leave may be up to 26 work weeks of unpaid leave during a single 12-month period, with the 12 month period measured on the date the employee commences the caregiver leave and ending 12 months thereafter.

An employee may take leave if a serious health condition makes the employee unable to perform the functions of his/her position. Employees with questions about whether specific illnesses are covered under this policy or under the City's sick leave policy are encouraged to meet with the department head.

5.12(b) **Employee Eligibility.** An employee shall be entitled to family leave when he/she meets the following criteria:

(1) The employee has worked for at least 12 months for the City. The 12 months need not have been consecutive. (If the employee was on the payroll for part of a week, the City will count the entire week. The City considers 52 weeks to be equal to 12 months.)

(2) The employee has to have worked for the employer for at least 1,250 hours over the 12 months before the leave would begin.

(3) When both spouses are employed by the City, they are jointly entitled to a combined total of 12 work weeks of family leave for the birth or placement of a child for adoption or foster care, and to care for a parent who has a serious health condition.

5.12(c) **Calculation of Leave.** Eligible employees can use up to 12 weeks of leave during any 12 month period. The City will use a rolling 12 month period measured backward from the date an employee uses any FMLA leave (it will not be measured backward before August 5, 1993). Each time an employee uses leave, the City computes the amount of leave the employee has taken under this policy, subtracts it from the 12 weeks, and the balance remaining is the amount the employee is entitled to take at that time. For example, if an employee has taken 5 weeks of leave

in the past 12 months, he or she could take an additional 7 weeks under this policy.

- 5.12(d) **Maintenance of Benefits.** An employee shall be entitled to maintain group health insurance coverage on the same basis as if he/she had continued to work at the City. To maintain uninterrupted coverage, the employee will have to continue to pay their share of insurance premium payments. This payment shall be made either in person or by mail to the City Clerk's Office by the first day of each month. The City will continue to maintain insurance on the employee until the leave time has ended, regardless of whether the employee pays their share, but the City will deduct from compensation owed to the employee any amounts of the insurance the City paid that the employee was to pay.

If an employee informs the City that he/she does not intend to return to work at the end of the leave period the City's obligation to provide health benefits ends. If an employee chooses not to return to work for reasons other than a continued serious health condition, the City will require the employee to reimburse the City the amount the City contributed towards the employee's health insurance during the leave period.

Other benefits such as the accrual of seniority will not continue during leave. However, the use of family or medical leave will not be considered a break in service when vesting or eligibility to participate in benefit programs is being determined.

- 5.12(e) **Job Restoration.** An employee who utilizes family or medical leave under this policy will be restored to the same job, pay, benefits and other employment terms.

The City may choose to exempt certain highly compensated, "key" employees from this job restoration requirement and not return them to the same or similar position at the completion of FMLA leave. Employees who may be exempted will be informed of this status when they request leave. If the City deems it necessary to deny job restoration for a key employee on FMLA leave, the City will inform the

employee of its intention and will offer the employee the opportunity to return to work immediately.

5.12(f) Use of Paid and Unpaid Leave.

FMLA will run concurrently with accrued paid leave. If an employee has accrued paid leave of less than 12 weeks, the employee will use paid leave first and take the remainder of the 12 weeks as unpaid leave.

If an employee uses leave because of his/her own serious medical condition or the serious health condition of an immediate family member, the employee will first use all paid vacation, paid sick leave when eligible, **and accrued compensatory time**, and then will be eligible for unpaid leave **for the remainder of the 12 weeks**. Sick leave may not be used for a medical condition or serious health condition of the employee that is covered by worker's compensation.

An employee using leave for the birth of a child will use paid sick leave **and any accrued compensable time** for physical recovery after childbirth. The amount of sick leave utilized after this point will be decided on a case by case basis. The employee then may use all paid vacation, and any unused compensatory time, and then will be eligible for unpaid leave for the remainder of the 12 weeks.

An employee using leave for the adoption or foster care of a child will use all paid vacation, paid sick leave **or accrued compensable time**, and then will be eligible for unpaid leave for the remainder of the 12 weeks.

5.12(g) Intermittent Leave and Reduced Work Schedules. In certain cases, intermittent use of the 12 weeks of family or medical leave or a part of a reduced work week may be allowed by the City. Employees wishing to use leave intermittently or to utilize a reduced work week for birth or adoption purposes will need to discuss and gain approval for such use from the employee's department head.

Employees may also use family or medical leave intermittently or as part of a reduced work week whenever it is medically necessary. If the need to use leave is foreseeable and based on preplanned and prescheduled medical treatment, then the employee is responsible to schedule the treatment in a manner that does not unduly disrupt the City's operations. This provision is subject to the approval of the health care provider.

In some cases, the City may temporarily transfer an employee using intermittent or a reduced work week to a different job with equivalent pay and benefits if another position would better accommodate the intermittent or reduced schedule.

5.12(h) Procedure for Requesting Leave. All employees requesting leave under this policy must complete the Family/Medical leave form.

When an employee plans to take leave under this policy, the employee must give the City 30 days notice. If it not possible to give 30 days notice, the employee must give as much notice as possible. An employee undergoing planned medical treatment is required to make a reasonable effort to schedule the treatment to minimize disruptions to the City's operations.

Employees must provide sufficient information for the City to reasonably determine whether the leave may qualify for FMLA and the anticipated timing and duration of the leave. Sufficient information may include that the employee is unable to perform job functions, the family member is unable to perform daily activities, the need for hospitalization or continuing treatment by a health care provider, or circumstances supporting the need for military family leave. Employees must also inform the City if the requested leave is for a reason for which FMLA leave was previously taken or certified. Employees also may be required to provide a certification and periodic recertification supporting the need for leave.

When an employee requests FMLA Leave, or the City acquires knowledge of an employee's need for FMLA

leave, the City will notify the employee of his or her eligibility to take leave and inform the employee of his/her rights and responsibilities under FMLA. When the City has enough information to determine that leave is being taken for a FMLA-qualifying reason, the City must notify the employee within five (5) business days that the leave is designated and will be counted as FMLA leave. The Human Resources Department or a management official, but not the employee's direct supervisor, may contact an employee's health care provider for the sole purpose of authenticating or clarifying a medical certification.

5.12(i)

Procedure for Notice and Certification of Serious Health Condition. On occasion, the City may require the employee to provide notice of the need to utilize leave (where it is possible to know beforehand) and/or may require the employee to provide certification of an employee's or immediate family member's serious health condition by a qualified health care provider. The employee should try to respond to such a request within 15 days of the request, or provide a reasonable explanation for the delay.

Qualified health care providers include: doctors of medicine or osteopathy, podiatrists, dentists, clinical psychologists, clinical social workers, optometrists, and chiropractors (limited to certain types of spinal manipulations), physician assistants, nurse practitioners and nurse-midwives authorized to practice under State law and performing within the scope of their practice under state law; and Christian Science practitioners listed with the First Church of Christ Scientist in Boston, Massachusetts.

When seeking certification of a serious medical condition, an employee should ensure that the certification contains the following:

- (1) Date when the condition began; expected duration; diagnosis; and a brief statement of treatment.
- (2) If employee is seeking medical leave for his/her own medical condition, certification should also include a statement that the

employee is unable to perform the essential functions of the employee's position.

(3) For a seriously ill family member, the certification should include a statement that the patient requires assistance and that the employee's presence would be beneficial or desirable.

(4) If taking intermittent leave or working a reduced schedule, certification should include dates and duration of treatment and a statement of medical necessity for taking intermittent leave or working a reduced schedule.

If deemed necessary, the City may ask for a second opinion. The City will pay for the employee to get a certification from a second doctor, which the City will select. If there is a conflict between the original certification and the second opinion, the City may require the opinion of a third doctor. The City and the employee will jointly select the third doctor, and the City will pay for the opinion. The third opinion will be considered final.

As provided by the 1993 Family and Medical Leave Act (FMLA), all eligible employees shall be entitled to take up to 12 weeks of unpaid, job-protected leave during any 12 month period for specified family and medical reasons.

RESOLUTION NO. _____

**A RESOLUTION AMENDING SECTION 4.10 OF THE
CITY OF SPRINGDALE PERSONNEL AND
PROCEDURES MANUAL**

WHEREAS, some of the services provided by the City of Springdale require having employees "On-Call" after normal working hours, and

WHEREAS, when an employee is assigned the responsibility of being on call they incur some personal restrictions and inconveniences, and

WHEREAS, Animal Control Officers, Information Technology Department employees and employees of the Public Works Signalization Division should be compensated for being "On-Call";

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that Section 4.10 of the City of Springdale Personnel and Procedures Manual is hereby amended to read as follows, effective January 1, 2014.

4.10 Additional Compensation for Certain Employees:

In addition to regular pay, including any holiday compensation, certified full-time paramedics of the Springdale Fire Department shall receive an additional salary compensation, to be determined by the City Council. Those full-time firefighters who are members of HAZMAT shall receive additional compensation in an amount to be determined by the City Council.

Police officers who have attained any certificate, except the Basic Certificate, under the Arkansas Commission on Law Enforcement Standards, shall receive an additional compensation each month for each certificate earned above the "Basic Certificate," and said compensation amount shall be set by the City Council.

Animal Control Officers, employees of the Information Technology Department and employees of the Public Works Signalization Division shall receive additional compensation of \$15.00 per day when required to be "On-Call" after normal work hours.

All additional pay set out in this policy is paid bi-weekly ~~semi-monthly~~, and such compensation is set out on the employee's paycheck.

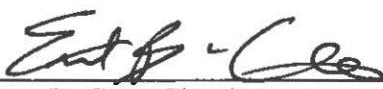
PASSED AND APPROVED this 14th day of January, 2014.

Doug Sprouse, Mayor

ATTEST:

Denise Pearce, City Clerk

APPROVED AS TO FORM:



Ernest B. Cate, City Attorney



City of Springdale

Department of Animal Services

Standard Operating Procedures

AFTER HOURS EMERGENCY CALL DUTY

SECTION 3.1

Purpose:

To provide standard guidelines for handling after hours emergency calls.

Procedures:

All Animal Control Officers will be responsible for answering after hours emergency calls based on a schedule set by the Officers and the Shelter Director. After hours is any time after 8PM Monday through Friday or 6PM Saturday and Sunday during Daylight Savings Time; after 6PM Monday through Friday or 5PM Saturday and Sunday during standard time; and any time on a scheduled Holiday. If an Officer deviates from the established on call schedule, they will confirm with the Director and call police dispatch to inform them of the change. If an Officer deviates from normal call hours, they will inform other officers on duty, the Director, and dispatch if the chance necessitates a switch to emergency calls only.

The following is a list of call types that are considered after hours emergency calls:

- 1) Livestock on city streets and impeding traffic
- 2) Human or animal attacked or bitten by another animal
- 3) Police arrests where animals are involved
- 4) Fires where animals are involved
- 5) Feral or wild animals in a residence if the residents are at risk
- 6) Animals left in vehicles during daylight hours where the temperature is above 85°F
- 7) Conditions check where an animal's life is in immediate danger
- 8) Aggressive animal running at large
- 9) Dogs running at large during inclement weather
- 10) Animals that have been hit by a car and are still alive or if the animal is in distress as well as any large dead animal that is impeding traffic

These calls are to be answered on an as needed basis. Springdale Police Dispatch will notify an officer via their cell phone while on call. Failure to respond to emergency calls will result in disciplinary action. If an Officer has any questions on whether or not to respond to a call, the Officer must contact the Director to make that determination.

Dispatchers can inform citizens that any calls not on the list will be responded to during normal business hours on the following day.

The following steps will be taken when answering an after hours call:

- 1) The officer will be notified of a call via his/her cell phone. He/she will request caller information and the nature of the call from the phoning dispatcher.
- 2) The officer will contact the caller. If the call is not of a type on the above list, the officer will explain to the caller that their complaint is not considered to be an emergency and will be handled the next day during normal business hours. If the call is considered an emergency, the officer will advise the caller that they will be there as soon as possible.
- 3) The officer will notify dispatch whether or not he/she will be responding to the call. If responding, the officer must notify them via radio when they arrive to the call and when they are leaving. The officer will follow proper procedures depending on the type of call they are responding to.



SPRINGDALE PUBLIC WORKS SIGNALIZATION DIVISION

On Call Pay and Compensation Policy

Policy:

This policy addresses the request of the Signalization Division for providing "on call" compensation to a signalization employee who maintains his/her availability during off-duty hours to come back to work to perform emergency tasks.

Procedures:

- 1. The Signalization Supervisor will define the division's personnel eligible for "on call" pay, based on operational needs. These decisions shall be made fairly and equitably using work and skill related factors.*
- 2. On-call status begins after the completion of the work day and continues until resuming work the following work day.*
- 3. The length of the period to be considered "on call" will be determined by the Signalization Supervisor.*
- 4. Should the "on call" personnel not be available for any reason it is his/her responsibility to notify the Signalization Supervisor immediately.*
- 5. On-call pay cannot be taken when an employee is:*
 - Taking vacation, holiday, birthday or personal days.*
 - Absent for illness.*
 - Absent for funeral leave.*
 - On leave of absence.*
 - Not able or available for work.*
- 6. A signalization employee's compensation for "on call" pay will be for each 24 hour period that the employee makes himself/herself available during off-duty hours and will be paid at the rate approved by the City Council.*

7. *A signalization employee who is on caD"must confirm that the following criteria is met to insure availability of his/her ability to respond to emergency caDs:*
 - *Check with all notifying partners to insure that they have all contact information.*
 - *Stay within appropriate range to be able to respond to emergency calls.*
 - *Arrive at the location within 30-45 minutes or less after receiving the emergency call.*
 - *Arrive in fit condition.*
8. *When a signalization employee is called back to work, this work time will be paid at the employee's regular rate of pay or at his/her overtime rate if he/she has already worked the required hours.*
9. *The "on caD" employee will be responsible for documenting all work performed during the caD in event.*

*269 E Randall Wobbe Lane
Springdale, Arkansas 72764
Office (479) 750-8135 Fax (479) 750- 8504*

City of Springdale
Information Services Division
On-Call Policy

Purpose:

The purpose of this policy is to establish the "on-call" duties, responsibilities and limitations of the technicians assigned with "on-call" duties.

Definitions:

Hours Worked- hours worked shall include all time that an employee is required to be on duty or on the City's premises or at a prescribed work place for the City and all time during which the employee performs work for the city. Paid leave will be considered as hours worked.

Off-Duty-The period of time which an employee is not required to be on City premises at a prescribed work place and in which the employee is not performing work for or on behalf of the City. The off duty period shall not be considered as hours worked.

On-Call-Employees who are off duty but subject to call to report for duty are said to be "on-call." On call employees are normally free to use their off duty time for their personal pursuits, but are required to carry a cell phone. Time spent in "on-call" status is not considered hours worked.

On-Call and Required to Report for Duty –Employees placed in an "on-call" status who are called to return to work will be compensated at their normal base hourly rate for all hours worked when recalled.

Pay - All hours in excess of the normal overtime threshold will be paid at their proper overtime rate. If a technician is required to respond to a City premise, there will be a one hour minimum pay time. If a technician handles a call out remotely they will have a minimum of 1/4 hour of pay.

Travel Time -Employees placed in an "on-call" status and required to return to work are expected to report for duty within a reasonable amount of time depending on the severity of the situation, but must maintain a 45 minutes drive time or less to the City Administration Building located, at 201 Spring Street.

Called to Return to Work While Not on Call –In the event of a complete and catastrophic failure of mission critical applications, or essential equipment, employees who are not in an "on-call" status and who are called to work will be compensated for all hours worked at their normal base rate for all hours worked. All hours in excess of the normal overtime threshold will be paid at the proper overtime rate.

Designation of Call

The Manager of the Information Services Division is responsible for designating and publishing the "on-call" schedule thirty (30) days in advance. A copy of the schedule shall be published and provided to, but not limited to: Director of Finance and Administration, Chief of Police, Fire Chief, Dispatch Supervisor and all Department Computer Liaisons. The MIS Director will have the authority to provide the on call schedule for a longer length of time.

Chances in Schedule

The employees designated for "on-call" status must inform the Manager of the Information Services Division, and justifications for changes to the published "on-call" schedule at least seven (07) days prior to the requested change. If at anytime the Manager of the Information Services Division is unavailable due to medical or other reasons all written requests shall be forwarded to the Director of Finance and Administration. If an "on-call" employee has a family emergency or other emergency reasons that he or she can not take call during a certain time frame, that employee should contact the Manager of the Information Services Division immediately and notify them of the situation and reasons. The MIS Director will then notify the Dispatch Center.

In situations where a Network Technician desires to change their "on-call" times, the Network Technician should check with the other technician and see if they will trade. If that technician is unavailable due to a prior commitment, the technician should then contact the MIS Director.

Documentation

When an employee is "called-out" and has to return to the City Administration Building to perform duties or if they handle the situation remotely, the technician is required to complete the After Action Report (See Attachment #1) and provide it to the MIS Director no later than the end of the next duty day. The Network Technicians are given the authority to make the decision as to whether the situation dictates an emergency response or routine response. No matter the situation, the Network Technician will complete an After Action Report detailing the reasons for his or her decision to respond or not to respond.

Conflicts

There will be times when a Network Technician may make a decision not to respond or handle a situation the caller feels is a true emergency. If such an altercation occurs, the Network Technician will advise the caller tactfully that he or she is going to contact the MIS Director. The Network Technician will end the conversation and immediately contact the MIS Director and inform them of the situation and provide all details and incidents that occurred with the caller. If the MIS Director can not be contacted the

Network Technician should then contact the Director of Finance and Administration. The Network Technician will complete an After Action Report detailing the altercation or situation which occurred during the telephone conversation.

Geographic Limitation / Response Time Limitations

The City of Springdale Administration knows that its personnel enjoy their "off-duty" activities, therefore the Network Technicians have the ability to decide at the time of the call out whether the situation constitutes a true catastrophic failure or a situation that can wait for a routine response. The Network Technician "on-call" are free to pursue use of their off duty time for their personal pursuits, maintaining a forty-five (45) minute drive time or less to the City Administration Building.

Employees placed in the "on-call" status and required to return to duty should not engage in an activity that would prevent them from making responsible decisions, and performing their duties and or responding to a situation within the prescribed time frame.

Severe Emergency / Loss of Public Safety Activities

In the case of a catastrophic failure of the Emergency Dispatch Center after hours, or any situation that effects the performance of the Public Safety Personnel, the "on-call" Network Technician should immediately notify the Manager of the Information Services Division, providing details to the situation and approximate correction time: The MIS Director will notify the Director of Finance and Administration, Chief of Police, Fire Chief and Dispatch Supervisor. The Director of Finance and Administration will be the one to decide whether to notify the Mayor.

RESOLUTION NO. _____

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

WHEREAS, the Springdale Fire Department has a need to acquire a wild land firefighting assemble for front- line firefighters and also upgrade their Haz-Mat ID to the 360 software;

WHEREAS, the City has sufficient Act 833 funds to cover the complete purchase price of \$60,952 for wild land gear, and \$15,000 for the Haz-Mat ID 360 upgrade;

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 | Capital from Reserves | 0 | 75,952 | | 75,952 |

PASSED AND APPROVED this 14th day of January, 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 CERTIFIED
WILDLAND GEAR AND TECHNICAL RESCUE GEAR**

WHEREAS, the Fire Department is in need of wildland and technical rescue gear, and

WHEREAS, the Fire Chief feels that negotiating the purchase instead of taking sealed competitive bids will result in a lower price and shorten the acquisition time, 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 immediate need for wildland and technical rescue gear competitive bidding is not feasible and is hereby waived for on purchases not exceed \$60,952.

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 January, 2014.

Doug Sprouse, Mayor

ATTEST:

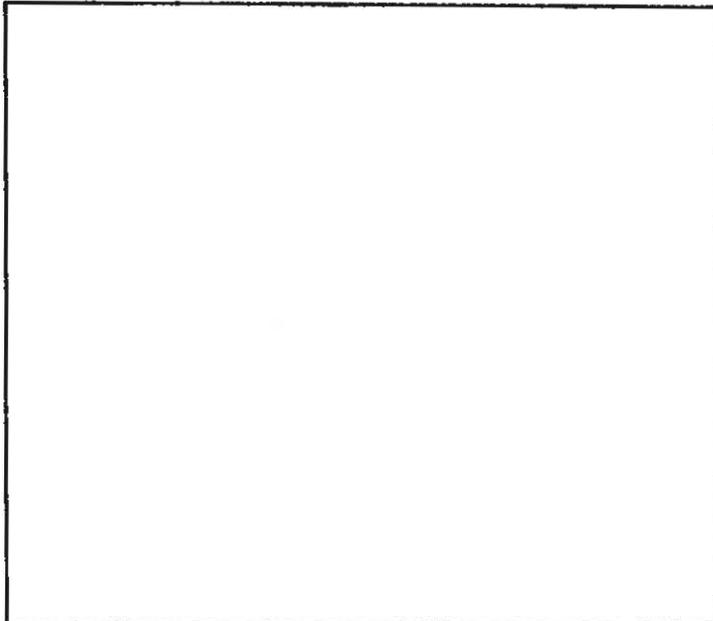
Denise Pearce, City Clerk

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, ARKANSAS.

PROPERTY OWNER: J. Carmen T. Ballesteros & Ana Maria Trujillo
LEGAL DESCRIPTION: Lot One Hundred Thirty-six (136) of Spring Creek Estates Phase 2A to the City of Springdale, 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: 3331 Glenbrook Loop
Springdale, Arkansas
PARCEL NO.: 815-36929-000

PROPERTY OWNER: Deutsche Bank National Trust Co. (Madeline J. Harrell (Potts))
LEGAL DESCRIPTION: Lot 10, Block 2, Neff Subdivision, Phase V to the City of Springdale, Arkansas as per the recorded plat of said subdivision on file in the Office of the Circuit Clerk and Ex-Officio Recorder of Washington County, Arkansas.
LAYMAN'S DESCRIPTION: 2504 Jo St.
Springdale, Arkansas
PARCEL NO.: 815-23887-000

PROPERTY OWNER: Peter M. Behrens and Linda L. Behrens
LEGAL DESCRIPTION: Lot No. 15 of Candlestick Place, a subdivision to the City of Springdale, 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: 3207 Kasey Ave.
Springdale, Arkansas
PARCEL NO.: 815-32531-000

PROPERTY OWNER: James Mark Nelson and Janet Marie Nelson (Christman)
LEGAL DESCRIPTION: Lot 4, Block 5, Peaceful Valley, Phase I, a Subdivision to the City of Springdale, Arkansas, as per the plat of said Subdivision on file in the Office of the Circuit Clerk and Ex-Officio Recorder of Washington County, Arkansas.
LAYMAN'S DESCRIPTION: 3304 Luvane Avenue
Springdale, Arkansas
PARCEL NO.: 815-24494-000

PROPERTY OWNER: Cecil Pollock and Pauline Pollock
LEGAL DESCRIPTION: Lot No. 7 in Block No. 1 in H.C. Waggoner's Addition to the City of Springdale, Arkansas as per plat of said addition on file in the office of the Circuit Clerk of Washington County, Arkansas.
LAYMAN'S DESCRIPTION: 517 Mountain View Ave.
Springdale, Arkansas
PARCEL NO.: 815-26159-000

PROPERTY OWNER: Jessie Howard
LEGAL DESCRIPTION: Part of the SE 1/4 of the SE 1/4 of Section 35, Township 18 North, Range 30 West, Washington County, Arkansas, described as beginning at a point which is 540 feet North 0° 54' East and 327 feet North 88° 16' West of the Southeast corner of said forty acre tract; thence South 00° 54' West 100 feet; thence North 88° 16' West 100 feet; thence North 00° 54' East 100 feet; thence South 88° 16' East 100 feet to the point of beginning, containing 0.25 acres, more or less.
LAYMAN'S DESCRIPTION: 1001 Wilkinson Ln.
Springdale, Arkansas
PARCEL NO.: 815-28149-000

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:

\$150.00 clean-up costs and \$27.22 administrative costs – 3331 Glenbrook Loop
\$250.00 clean-up costs and \$21.11 administrative costs – 2504 Jo St.
\$221.88 clean-up costs and \$27.22 administrative costs – 3207 Kasey Ave.
\$55.00 clean-up costs and \$39.44 administrative costs – 3304 Luvane Ave.
\$275.00 clean-up costs and \$21.11 administrative costs – 517 Mountain View Ave.
\$1,140.00 clean-up costs and \$21.11 administrative costs – 1001 Wilkinson Ln.

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:

\$177.22, plus 10% for collection – 3331 Glenbrook Loop (Parcel No. 815-36929-000)
\$271.11, plus 10% for collection – 2504 Jo St. (Parcel #815-23887-000)

J:\CindyHorlick\2014 Files\2014 Ordinances\Lien Ordinances\1-14-14.LienOrd

\$249.10, plus 10% for collection – 3207 Kasey Ave. (Parcel #815-32531-000)
\$94.44, plus 10% for collection – 3304 Luvene Ave. (Parcel #815-24494-000)
\$296.11, plus 10% for collection – 517 Mountain View Ave. (Parcel #815-26159-000)
\$1,161.11, plus 10% for collection – 1001 Wilkinson Ln. (Parcel No. 815-28149-000)

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

PASSED AND APPROVED this _____ day of January, 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 Belvedrest
Case Coordinator/
Victim Advocate

Steve Helms
Investigator

Cindy Horlick
Administrative Legal
Assistant/Paralegal

November 22, 2013

J. Carmen T. Ballesteros
& Ana Maria Trujillo
536 Napa Way
Salinas, CA 93906

NationStar Mortgage, LLC
350 Highland Dr.
Lewisville, TX 75067

CERTIFIED MAIL,
RETURN RECEIPT REQUESTED
and REGULAR MAIL

CERTIFIED MAIL,
RETURN RECEIPT REQUESTED

RE: Notice of clean-up lien on property located at 3331 Glenbrook
Loop, Springdale, Washington County, Arkansas, Tax Parcel No.
815-36929-000

Dear Property Owner/Lienholder:

On May 2, 2013, notice was posted on property located at 3331 Glenbrook Loop,
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.
Also, on May 17, 2013, notice was mailed to you 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 you 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 20,
2013, and July 22, 2013, and Ordinance No. 4740 was passed by the Springdale
City Council on September 24, 2013, placing a lien on the property to recover the
\$132.22 spent by the City of Springdale to clean this property.

In the interim, the City of Springdale had to clean this property again on August
19, 2013, September 9, 2013 and October 20, 2013. The City expended the sum
of \$150.00 to clean this property. I have enclosed a copy of the invoice
evidencing this cost. 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 \$6.11 per
letter and a filing fee in the amount of \$15.00 to the Washington County Circuit
Court.

This is to notify you that in the event this amount is not paid to the City of Springdale on or before January 7, 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, January 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 \$162.22, which includes \$150.00 for cleaning up the property and \$12.22 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 costs of filing the ordinance with the Circuit Clerk's Office. Payment may be made directly to the City Clerk's Office or to the City Attorney's Office. If payment is made to the City Clerk's Office, please provide me with a copy of any payment you make so that I will be aware of it.

This letter has been mailed to you by regular mail, as well as certified mail. Receipt of this letter, and the certified letter being returned to this office "Unclaimed" certifies that this letter has been received by you.

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

Sincerely,



Sarah Sparkman
Deputy City Attorney

enclosure
SS:ch

Green Pastures Lawn Care

19007 Bug Scuffle Rd.
West Fork AR 72774

479-903-2696

mike@gp-lc.com

*Rec'd
8/21/13
MB*

Invoice

Invoice No: 355
Date: Aug 19, 2013
Terms: NET 0
Due Date: Aug 19, 2013

Bill to:

City Of Springdale
201 Spring St.
Springdale AR 72764

| Description | Quantity | Rate | Amount |
|--|----------|---------|---------|
| Reoccurring lawn care at 3331 Glenbrook M. Sidney | 1.00 | \$50.00 | \$50.00 |

Transaction # _____
 Date _____
 Account # 101-6403-423.70-35
 Project # _____
 Invoice # 355
 Amount 50.00
 Description lawn care @ 3331 Glenbrook
 Approved By Mark Chiles
8/24/13

* Indicates non-taxable item

| | |
|---------------|---------|
| Subtotal | \$50.00 |
| Tax 1 (0.00%) | \$0.00 |
| Total | \$50.00 |
| Paid | \$0.00 |
| Balance Due | \$50.00 |

Invoice

Green Pastures Lawn Care
19007 Bug Scuffle Rd.
West Fork AR. 72774

479-903-2696

mike@gp-lc.com

*Recut
9/10/13
MS*

Bill To:

City Of Springdale
201 Spring St.
Springdale AR. 72764

Invoice No: 387
Date: Sep 9, 2013
Terms: NET 0
Due Date: Sep 9, 2013

| Description | Quantity | Rate | Amount |
|---|----------|---------|---------|
| Reoccurring lawn care at 3331 Glenbrook loop M. Sidney | 1.00 | \$50.00 | \$50.00 |

Transaction # _____
Date _____
Account # 101-0403-423.70-55
Project # _____
Invoice # 387
Amount 50.⁰⁰
Description Lawn care @ 3331 Glenbrook Ln
Approved By Mike Chabon
9/10/13

* Indicates non-taxable item

Thank you for your business!

| | |
|-------------|---------|
| Subtotal | \$50.00 |
| TAX (0.00%) | \$0.00 |
| Total | \$50.00 |
| Paid | \$0.00 |
| Balance Due | \$50.00 |

TIMOTHY TO UPDATING JEAN

Invoice

Green Pastures Lawn Care
19007 Bug Scuffle Rd.
West Fork AR. 72774

479-903-2696

Bill To:

City Of Springdale
201 Spring St.
Springdale AR. 72764

mike@gp-lc.com

Invoice No: 432
Date: Oct 20, 2013
Terms: NET 0
Due Date: Oct 20, 2013

| Description | Quantity | Rate | Amount |
|---|----------|---------|---------|
| Reoccurring lawn care at 3331 Glenbrook loop M. Sidney | 1.00 | \$50.00 | \$50.00 |

Transaction # _____
 Date _____
 Account # 101-0403-423, 70-35
 Project # _____
 Invoice # 432
 Amount 50.00
 Description lawn care @
3331 Glenbrook lp
 Approved By Mike Vander
10/22/13

* Indicates non-taxable item

Thank you for your business!

| | |
|-------------|---------|
| Subtotal | \$50.00 |
| TAX (0.00%) | \$0.00 |
| Total | \$50.00 |
| Paid | \$0.00 |
| Balance Due | \$50.00 |

| SENDER: COMPLETE THIS SECTION | COMPLETE THIS SECTION ON DELIVERY |
|--|---|
| <ul style="list-style-type: none"> Complete Items 1, 2, and 3. Also complete Item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. | <p>A. Signature <i>trujillo</i> <input type="checkbox"/> Agent <i>x Ana Maria</i> <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) _____ C. Date of Delivery _____</p> |
| <p>1. Article Addressed to:</p> <p style="text-align: center;">J. Carmen T. Ballesteros & Ana Maria Trujillo 536 Napa Way Salinas, CA 93906</p> | <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <p style="text-align: center;">67 2510</p> |
| <p>2. Article Number (Transfer from service label)</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>7011 1570 0000 8221 0881</p> | |
| <p>PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540</p> | |

| SENDER: COMPLETE THIS SECTION | COMPLETE THIS SECTION ON DELIVERY |
|--|---|
| <ul style="list-style-type: none"> Complete Items 1, 2, and 3. Also complete Item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. | <p>A. Signature <input type="checkbox"/> Agent X <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) _____ C. Date of Delivery _____</p> |
| <p>1. Article Addressed to:</p> <p style="text-align: center;">NationStar Mortgage, LLC 350 Highland Dr. Lewisville, TX 75067</p> | <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <p style="text-align: center;">RECEIVED NOV 25 2013</p> |
| <p>2. Article Number (Transfer from service label)</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>7011 1570 0000 8221 0874</p> | |
| <p>PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540</p> | |



Office Of The City Attorney

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

November 22, 2013

CERTIFIED MAIL,
RETURN RECEIPT REQUESTED

Deutsche Bank National Trust Co.
As Trustee for Long Beach Mortgage
1761 E. St. Andrew Pl.
Santa Ana, CA 92705

RE: Notice of clean-up lien on property located at 2504 Jo Avenue,
Springdale, Washington County, Arkansas, Tax Parcel No. 815-
23887-000

Dear Lienholder:

On July 10, 2013, notice was posted on property located at 2504 Jo Avenue,
Springdale, Arkansas, that the property was in violation of Springdale City
Ordinances 42-77 and 42-78, and needed to be remedied within seven (7) days.
Also, on September 18, 2013, notice was mailed to Madeline Harrell, the property
owner at the time, 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.

On November 11, 2013, John M. Blair, attorney for Mrs. Harrell, notified this
office that the property located at 2504 Jo Street, Springdale, Arkansas, had been
surrendered in bankruptcy to the lienholder and that Mrs. Harrell discharged. Mr.
Blair also advised this office that a Consent Decree had been filed, a copy of
which I have enclosed, which releases Mrs. Harrell from any right, claim or
interest in the aforementioned property.

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
September 30, 2103. As of this date, the total costs incurred and paid by the City
of Springdale to clean this property are \$250.00. I have enclosed an invoice
evidencing the costs incurred and paid by the City of Springdale to clean this

property. Also, in accordance with Ark. Code Ann. §14-54-903(e)(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 \$6.11 per letter and a filing fee in the amount of \$15.00 to the Washington County Circuit Court.

This is to notify you that in the event this amount is not paid to the City of Springdale on or before January 7, 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, January 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 \$256.11, which includes \$250.00 for cleaning up the property and \$6.11 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

Evans Construction and Remodeling LLC
1123 Crutcher St
Springdale AR 72764
479-530-0801



Date
9/30/13
Quote
M293013

Job Name and Address

City of Springdale
2504 Jo Avenue (Debi Jones)
Springdale, AR
Attn: Mike Chamlee

| <u>Description</u> | <u>Cost</u> |
|------------------------|-----------------|
| Mow and trim grass | |
| Pick up trash and junk | |
| Total cost | \$250.00 |

Thank You
Randy

Transaction # _____
Date _____
Account # 101-0407-411 70-35
Project # _____
Invoice # M 293 013
Amount 250.⁰⁰
Description lawn care & debris removal @
2504 Jo Ave
Approved By Mike Chamlee
10/1/13

| 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 checked="" type="checkbox"/> <i>Kove</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> |
| <p>1. Article Addressed to:</p> <div style="text-align: center; border: 1px solid black; padding: 5px; margin: 10px auto; width: fit-content;">  Deutsche Bank National Trust Co. As Trustee for Long Beach Mortgage 1761 E. St. Andrew Pl. Santa Ana, CA 92705 </div> | <p>B. Received by (Printed Name) C. Date of Delivery Kevin O'Dea NOV 25 2013</p> |
| <p>2. Article Number <small>(Transfer from service label)</small></p> | <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> |
| <p>PS Form 3811, February 2004</p> | <p>3. Service Type <input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input 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>7011 1570 0000 8219 9209</p> | |
| <p>Domestic Return Receipt 102595-02-M-1640</p> | |



Office Of The City Attorney

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

December 3, 2013

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

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Peter M. and Linda L. Behrens
3302 N. Dixieland Rd., Apt. D1
Rogers, AR 72756

Green Tree Servicing, LLC
c/o The Corporation Company,
Registered Agent
124 W. Capitol Ave., Suite 1900
Little Rock, AR 72201

RE: Notice of clean-up lien on property located at 3207 Kasey Ave.,
Springdale, Washington County, Arkansas, Tax Parcel No. 815-
32531-000

Dear Property Owner/Lienholder:

On March 8, 2013 and June 13, 2013, notice was posted on property located at
3207 Kasey Ave., Springdale, Arkansas, that the property was in violation of
Springdale City Ordinance 42-77, 42-78, and 91-65, and needed to be remedied
within seven (7) days. Also, on September 30, 2013, notice was mailed to you
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. This notice was
received by both, the property owner and lienholder.

No action was taken by you 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 July 8, 2013 and
August 12, 2013, and an ordinance was passed by the Springdale City Council on
November 12, 2013, placing a lien on the property to recover the \$341.47 spent 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 \$5.75 per letter and a filing fee in the amount of \$15.00 to the
Washington County Circuit Court.

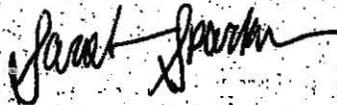
In the interim, the City of Springdale had to clean this property a second time, this time on October 1, 2013. The City expended the sum of \$221.88 to clean this property. I have enclosed an invoice evidencing this cost.

This is to notify you that in the event the \$221.88 is not paid to the City of Springdale on or before January 7, 2013, a hearing will be held before the Springdale City Council pursuant to Ark. Code Ann. §14-54-903 to determine the amount of the clean-up lien to which the City is entitled for cleaning up the property. The hearing will be held Tuesday, January 14, 2013, 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 \$234.10, which includes \$221.88 for cleaning up the property and \$12.22 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

enclosure
SS:ch

PLEASE DETACH AND RETURN TOP PORTION WITH YOUR PAYMENT.
lin



Bellis Lawn & Gardens
PO BOX 406
Fayetteville AR 72702

Invoice

| Due Date | Date | Invoice # |
|------------|-----------|-----------|
| 10/11/2013 | 10/1/2013 | 708 |

bellis_lawns@cox.net

Bill To
Code Enforcement/Springdale AR
107 Spring St
Springdale, AR 72762
Bobby N

Please check box if address is incorrect or has changed, and indicate change(s) on reverse side.

| | |
|--------------------|-----------------|
| Balance Due | \$221.88 |
|--------------------|-----------------|

New e-mail address? Enter here: _____

Bellis Lawn & Gardens
PO BOX 406
Fayetteville AR 72702

PLEASE DETACH AND RETURN TOP PORTION WITH YOUR PAYMENT.

| F.O. No. | Terms | Project | Rep. |
|----------|--------|---------|------|
| | Net 10 | | |

| Item | Description | Qty | Rate | Serviced | Amount |
|--------------|---|-----|-------|-----------|--------|
| | Landfill Fee | | 59.75 | 10/1/2013 | 59.75 |
| Haul Off | Haul Off | 1 | 75.00 | 9/30/2013 | 75.00T |
| Lawn Service | Lawn Service - 3207 Kasey Springdale AR - | 1 | 80.00 | 9/30/2013 | 80.00 |
| | Sales Tax | | 9.50% | | 7.13 |

Transaction # _____
 Date _____
 Account # 101-0401-423, 70-35
 Project # _____
 Invoice # 708
 Amount 221.88
 Description debris removal & lawn care
3207 Kasey
 Approved By Mik Anderson
10/1/13

There will be a \$15 charge for all returned checks. 10% interest will be assessed on all unpaid balances after 45 days. For billing inquiries: 479-790-7607

| | |
|--------------------------|-----------------|
| Total: | \$221.88 |
| Payments/Credits: | \$0.00 |
| Balance Due | \$221.88 |

| 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 X <i>[Signature]</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee | |
| | B. Received by (Printed Name) <i>[PAUL BEHRENS]</i> C. Date of Delivery <i>[12.6.13]</i> | |
| 1. Article Addressed to: <p style="text-align: center;">Peter M. and Linda L. Behrens 807 Colt Dr. Wake Forest, NC 27587</p> | 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"/> 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. | | |
| 4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes | | |
| 2. Article Number (Transfer from service label) | 7011 1570 0000 8221 1611 | |
| PS Form 3811, February 2004 | Domestic Return Receipt | 102595-02-M-1540 |

| 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 X CT CORPORATION <input type="checkbox"/> Agent <input type="checkbox"/> Addressee | |
| | B. Received by (Printed Name) <i>[DEC 9 2013]</i> C. Date of Delivery <i>[DEC 9 2013]</i> | |
| 1. Article Addressed to: <div style="border: 1px solid black; padding: 5px; width: fit-content;"> <p>Green Tree Servicing, LLC c/o The Corporation Company, Registered Agent 124 W. Capitol Ave., Suite 1900 Little Rock, AR 72201</p> </div> | 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"/> 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. | | |
| 4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes | | |
| 2. Article Number (Transfer from service label) | 7011 1570 0000 8221 1604 | |
| 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

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

December 2, 2013

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

James Mark Nelson
1562 Thistle Wood Place
Springdale, AR 72764-3003

Select Portfolio Servicing, Inc.
3815 South West Temple
Salt Lake City, UT 84115-4412

Encore Credit Corp.
1833 Alton Pkwy.
Irvine, CA 92606

J.P. Morgan Chase
Corporate Accounts Payable, TX2-C361
712 Main Street, 4E
Houston, TX 77002

HAND DELIVERED TO:
Janet Marie (Nelson) Christman
20438 E. Hwy. 412
Springdale, AR 72764-8995

RE: Notice of clean-up lien on property located at 3304 Luvene
Avenue, Springdale, Washington County, Arkansas, Tax Parcel
No. 815-24494-000

Dear Property Owner/Lienholder:

On February 11, 2013, notice was posted on property located at 3304 Luvene
Avenue, 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. Also, on March 25, 2013, notice was mailed to the property owner 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 you 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 September
9, 2013, and an ordinance was passed by the Springdale City Council on
November 12, 2013, placing a lien on the property to recover the \$208.28 spent by
the City of Springdale to clean this property.

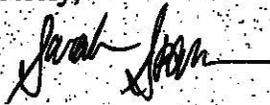
In the interim, the City of Springdale had to clean this property again on October 20, 2013. The City expended the sum of \$55.00 to clean this property. I have enclosed copies of invoices evidencing this cost. Also, in accordance with Ark. Code Ann. §14-54-903(c)(4), administrative fees may be added to the total costs incurred by the City of Springdale, which will include certified mailing fee in the amount of \$6.11 per letter and a filing fee in the amount of \$15.00 to the Washington County Circuit Court.

This is to notify you that in the event this amount is not paid to the City of Springdale on or before January 7, 2013, a hearing will be held before the Springdale City Council pursuant to Ark. Code Ann. §14-54-903 to determine the amount of the clean-up lien to which the City is entitled for cleaning up the property. The hearing will be held Tuesday, January 14, 2013, 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 \$79.44, which includes \$55.00 for cleaning up the property and \$24.44 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 costs of filing the ordinance with the Circuit Clerk's Office. Payment may be made directly to the City Clerk's Office or to the City Attorney's Office. If payment is made to the City 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

enclosure
SS:ch

Invoice

Green Pastures Lawn Care
19007 Bug Scuffle Rd.
West Fork AR. 72774

479-903-2696

mike@gp-lc.com

Bill To:

City Of Springdale
201 Spring St.
Springdale AR. 72764

Invoice No: 435
Date: Oct 20, 2013
Terms: NET 0
Due Date: Oct 20, 2013

| Description | Quantity | Rate | Amount |
|---|----------|---------|---------|
| Reoccurring lawn care at 3304 Luvene Officer T.Haden | 1.00 | \$55.00 | \$55.00 |

Transaction # _____
 Date _____
 Account # 101-6403-423.70-35
 Project # _____
 Invoice # 435
 Amount 55.00
 Description lawn care @
3304 Luvene
 Approved By THH
10/24/13

* Indicates non-taxable item

Thank you for your business!

| | |
|-------------|---------|
| Subtotal | \$55.00 |
| TAX (0.00%) | \$0.00 |
| Total | \$55.00 |
| Paid | \$0.00 |
| Balance Due | \$55.00 |

AFFIDAVIT

STATE OF ARKANSAS)
)SS
COUNTY OF WASHINGTON)

I, Cindy Horlick, upon my oath, state as follows:

1. That I am the Administrative Assistant/Paralegal for the Springdale City Attorney's Office.

2. That I personally know Janet Marie (Nelson) Christman and on December 3, 2013 at approximately 6:00 p.m. hand delivered a letter dated December 2, 2013, addressed to Janet Marie (Nelson) regarding the property located at 3304 Luvenc Avenue, Springdale, Arkansas.

FURTHER, affiant sayeth naught.

Cindy Horlick

Cindy Horlick

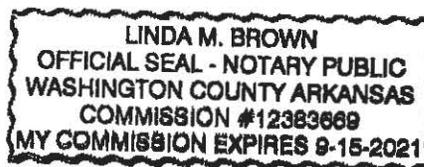
SUBSCRIBED AND SWORN to before me, a Notary Public, this 8th day of January, 2014.

My Commission Expires:

9/15/21

Linda M. Brown

Notary Public



| 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 checked="" type="checkbox"/> <i>Charles F. [Signature]</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee | |
| 1. Article Addressed to: <div style="border: 1px solid black; padding: 5px; text-align: center;"> Encore Credit Corp. 1833 Alton Pkwy. Irvine, CA 92606 </div> | B. Received by (Printed Name) | C. Date of Delivery |
| | D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No | |
| 2. Article Number (Transfer from service label) | 7011 1570 0000 8221 0911 | |
| | PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540 | |

| 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 checked="" type="checkbox"/> <i>Wendy Daniels</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee | |
| 1. Article Addressed to: <div style="border: 1px solid black; padding: 5px; text-align: center;"> Select Portfolio Servicing, Inc. 3815 South West Temple Salt Lake City, UT 84115-4412 </div> | B. Received by (Printed Name) <i>Wendy Daniels</i> | C. Date of Delivery |
| | D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No | |
| 2. Article Number (Transfer from service label) | 7011 1570 0000 8221 0904 | |
| | PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540 | |

| 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 checked="" type="checkbox"/> <i>[Signature]</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee | |
| 1. Article Addressed to: <div style="border: 1px solid black; padding: 5px; text-align: center;"> J.P. Morgan Chase Corporate Accounts Payable, TX2-C361 712 Main Street, 4E Houston, TX 77002 </div> | B. Received by (Printed Name) | C. Date of Delivery 12/5/13 |
| | D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No | |
| 2. Article Number (Transfer from service label) | 7011 1570 0000 8221 0898 | |
| | 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

December 2, 2013

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

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Richard Atkinson
Public Guardian for Adults
Department of Human Services
P.O. Box 1437, Slot W102
Little Rock, AR 72203-1437

RE: Notice of clean-up lien on property located at 517 Mountain View
owned by Pauline Pollack, Springdale, Washington County,
Arkansas, Tax Parcel No. 815-26159-000

Dear Mr. Atkinson:

On April 23, 2013, notice was posted on property located at 1009 Mayes 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 Pauline Pollock on June 15, 2012 and May 6, 2013 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 you 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 August 9,
2013, and an ordinance was passed by the Springdale City Council on November
12, 2013, placing a lien on the property to recover the \$96.11 spent by the City of
Springdale to clean this property.

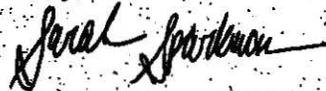
In the interim, the City of Springdale had to clean this property again on or about
July 5, 2013 and September 23, 2013. The City expended the sum of \$275.00 to
clean this property. I have enclosed copies of invoices evidencing this cost. Also,
in accordance with Ark. Code Ann. §14-54-903(c)(4), administrative fees may be
added to the total costs incurred by the City of Springdale, which will include
certified mailing fee in the amount of \$6.11 per letter and a filing fee in the
amount of \$15.00 to the Washington County Circuit Court.

This is to notify you that in the event this amount is not paid to the City of Springdale on or before January 7, 2013, a hearing will be held before the Springdale City Council pursuant to Ark. Code Ann. §14-54-903 to determine the amount of the clean-up lien to which the City is entitled for cleaning up the property. The hearing will be held Tuesday, January 14, 2013, 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 \$281.11, which includes \$275.00 for cleaning up the property and \$6.11 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 costs of filing the ordinance with the Circuit Clerk's Office. Payment may be made directly to the City Clerk's Office or to the City Attorney's Office. If payment is made to the City 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

enclosure
SS:ch

... lien

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

Date
9/23/13
Invoice
M92313

Job Name and Address

City of Springdale
517 Mt. View (Bobby Nivens)
Springdale, AR
Attn: Mike Chamlee

| <u>Description</u> | <u>Cost</u> |
|---|-------------|
| Mow and trim grass Remove junk, trash, and brush | \$200.00 |

Thank You
Randy

Transaction # _____
Date _____
Account # 101-0403-413.70-3J
Project # _____
Invoice # M 9 23 13
Amount 200.00
Description lawn care + debris removal @
517 Mt. View
Approved By Mike Chamlee
9/24/13

SENDER: COMPLETE THIS SECTION

COMPLETE THIS SECTION ON DELIVERY

- 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:

Mr. Richard Atkinson
 Public Guardian for Adults
 Department of Human Services
 P.O. Box 1437, Slot W102
 Little Rock, AR 72203-1437

A. Signature

X *FRANK ADKINSON*

- Agent
- Addressee

B. Received by (Printed Name)

C. Date of Delivery

12 04 13

- 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 0935



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:

ccate@springdalear.gov

November 22, 2013

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

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

Ms. Jessie Howard
c/o Maples at Har-Ber Meadows
6456 W. Lynchs Prairie Cove
Springdale, AR 72762

RE: Notice of clean-up lien on property located at 1001 Wilkinson Lane, Springdale, Washington County, Arkansas, Tax Parcel No. 815-28149-000

Dear Property Owner:

On November 2, 2012, notice was posted on property located at 1001 Wilkinson Lane, 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 November 2, 2012, 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. 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.

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 the following dates: April 28, 2013, May 15, 2013, June 10, 2013, June 25, 2013, July 29, 2013, August 19, 2013, September 2, 2013, and September 22, 2013. As of this date, the total costs incurred and paid by the City of Springdale to clean this property are \$1,140.00. I have enclosed a spreadsheet setting out each time the property was mowed, as well as copies of invoices evidencing the 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 \$6.11 per letter and a filing fee in the amount of \$15.00 to the Washington County Circuit Court.

This is to notify you that in the event this amount is not paid to the City of Springdale on or before January 7, 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, January 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 \$1,146.11, which includes \$1,140.00 for cleaning up the property and \$6.11 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,



Ernest B. Cate
City Attorney

enclosures
EBC:ch

cc: Joshua I. Howard by email @ jhoward14@nwacc.edu

**1001 Wilkinson
Clean-up**

| Date Cleaned | Clean-up Amount |
|------------------------------------|------------------------|
| 4/28/2013 | \$ 500.00 |
| 5/15/2013 | \$ 50.00 |
| 6/10/2013 | \$ 65.00 |
| 6/25/2013 | \$ 50.00 |
| 7/29/2013 | \$ 50.00 |
| 8/19/2013 | \$ 50.00 |
| 9/2/2013 | \$ 200.00 |
| 9/22/2013 | \$ 175.00 |
| Total Due City for Clean-up | \$ 1,140.00 |

Invoice

Green Pastures Lawn Care
19007 Big Spring Rd.
West Fork AR, 72774

(479)903-2696

BILL TO:

City Of Springdale
201 Spring St.
Springdale AR, 72764

mike@gp-lc.com

Invoice No: 182
Date: 28 Apr 2013

| Description | Quantity | Rate | Amount |
|---|----------|----------|-----------|
| Secure rear of house with OSB. Labor and materials | 1.00 | \$225.00 | \$225.00* |
| Haul off a disposal of junk. Labor and disposal fee. | 1.00 | \$135.00 | \$135.00* |
| Initial mowing of tall grass. | 1.00 | \$140.00 | \$140.00* |
| All work performed at: 1001 Wilkinson Officer T. Haden | 1.00 | \$0.00 | \$0.00* |

Transaction # _____
Date _____
Account # 101-0403-423.70-35
Project # _____
Invoice # 182
Amount \$500.⁰⁰
Description Secure rear, haul, mow, rear junk
@ 1001 Wilkinson
Approved By Mike U...
4/19/13

Total \$500.00
Paid \$0.00
Balance Due \$500.00

Invoice

Green Pastures Lawn Care
19007 Bug Scuffe Rd.
West Fork AR, 72774

(479)903-2696

mike@gp-lc.com

Bill To:

City Of Springdale
201 Spring St.
Springdale AR. 72764

Invoice No: 193
Date: 15 May 2013

| Description | Quantity | Rate | Amount |
|--|----------|---------|----------|
| Lawn mowing at: 1001 Wilkinson Officer T. Haden | 1.00 | \$50.00 | \$50.00* |

Transaction # _____
Date _____
Account # 101-0703-422, 70-35
Project # _____
Invoice # 193
Amount \$50.00
Description Lawn care @ 1001 Wilkinson
Approved By Mike Chandler
5/21/13

| | |
|-------------|---------|
| Total | \$50.00 |
| Paid | \$0.00 |
| Balance Due | \$50.00 |

Invoice

Green Pasture Lawn Care
19007 Bug Scuffle Rd.
West Fork AR 72774

(479)903-2696

mike@gp-lc.com

Bill To:

City Of Springdale
201 Spring St.
Springdale AR 72764

Invoice No: 234
Date: Jun 10, 2013
Terms: NET 30
Due Date: Jul 10, 2013

| Description | Quantity | Rate | Amount |
|--|----------|---------|---------|
| Reoccurring lawn care and trash removal at: 1001 Wilkinson Officer T. Haden | 1.00 | \$65.00 | \$65.00 |

Transaction # _____
Date _____
Account # 101-0403-423.70-35
Project # _____
Invoice # 234
Amount 65.⁰⁰
Description lawn care @
1001 Wilkinson
Approved By Mike Chandler
6/10/13

| | |
|--------------------|----------------|
| Total | \$65.00 |
| Paid | \$0.00 |
| Balance Due | \$65.00 |

Invoice

Green Pastures Lawn Care
19007 Bag Scuffle Rd.
West Fork AR, 72774

(479)903-2696

mike@gp-lc.com

Bill To:

City Of Springdale
201 Spring St.
Springdale AR, 72764

Invoice No: 261
Date: Jun 25, 2013
Terms: NET 30
Due Date: Jul 25, 2013

| Description | Quantity | Rate | Amount |
|---|----------|---------|---------|
| Reoccurring lawn care at 1001 Wilkinson T. Haden | 1.00 | \$50.00 | \$50.00 |

Transaction # _____
Date _____
Account # 101-0403-423.70-35
Project # _____
Invoice # 261
Amount 50.00
Description lawn care @
1001 Wilkinson
Approved By Mik Cl
6/25/13

* Indicates non-taxable item

| | |
|--------------|---------|
| Subtotal | \$50.00 |
| TAX (10.00%) | \$0.00 |
| Total | \$50.00 |
| Paid | \$0.00 |
| Balance Due | \$50.00 |

Green Pastures Lawn Care

19007 Bug Scuffle Rd.
West Fork AR 72774

479-903-2696

mike@gp-lc.com

Invoice

Invoice No: 323
Date: Jul 29, 2013
Terms: NET 30
Due Date: Aug 28, 2013

Bill To:

City Of Springdale
201 Spring St.
Springdale AR 72764

| Description | Quantity | Rate | Amount |
|---|----------|---------|---------|
| Reoccurring lawn care at 1001 Wilkinson T. Haden | 1.00 | \$50.00 | \$50.00 |

Transaction # _____
Date _____
Account # 101-0403-423.70-35
Project # _____
Invoice # 323
Amount 50.⁰⁰
Description lawn care @
1001 Wilkinson
Approved By Mike Chiles
7/30/13

* Indicates non-taxable item

| | |
|--------------------|----------------|
| Subtotal | \$50.00 |
| Tax 1 (0.00%) | \$0.00 |
| Total | \$50.00 |
| Paid | \$0.00 |
| Balance Due | \$50.00 |

Green Pastures Lawn Care

19007 Bug Scuffle Rd.
West Fork AR 72774

479-903-2696

mike@gp-lc.com

Invoice

Invoice No: 347
Date: Aug 19, 2013
Terms: NET 0
Due Date: Aug 19, 2013

BILL TO:

City Of Springdale
201 Spring St.
Springdale AR 72764

| Description | Quantity | Rate | Amount |
|---|----------|---------|---------|
| Reoccurring lawn care at 1001 Wilkinson T. Haden | 1.00 | \$50.00 | \$50.00 |

Transaction # _____
 Date _____
 Account # 101-0403-423-70-35
 Project # _____
 Invoice # 347
 Amount 50.00
 Description lawn care @ 1001 Wilkinson
 Approved By Mike
8/20/13

* Indicates non-taxable item

| | |
|---------------|---------|
| Subtotal | \$50.00 |
| Tax 1 (0.00%) | \$0.00 |
| Total | \$50.00 |
| Paid | \$0.00 |
| Balance Due | \$50.00 |

Invoice

Green Pastures Lawn Care
19007 Bug Scuffle Rd.
West Fork AR. 72774

479-903-2696

Bill To:

City Of Springdale
201 Spring St.
Springdale AR. 72764

mike@gp-lc.com

Invoice No: 380
Date: Sep 2, 2013
Terms: NET 0
Due Date: Sep 2, 2013

| Description | Quantity | Rate | Amount |
|---|----------|----------|----------|
| Reoccurring lawn care at 1001 Wilkinson T. Haden | 1.00 | \$50.00 | \$50.00 |
| Securing 4 windows at 1001 Wilkinson. Price includes materials. T. Haden | 1.00 | \$150.00 | \$150.00 |

Transaction # _____
Date _____
Account # 101-0403-423, 70-35
Project # _____
Invoice # 380
Amount 200.00
Description Lawn care & screen building @
1001 Wilkinson
Approved By Mike G
9/3/13

* Indicates non-taxable item

| | |
|-------------|----------|
| Subtotal | \$200.00 |
| TAX (0.00%) | \$0.00 |
| Total | \$200.00 |
| Paid | \$0.00 |
| Balance Due | \$200.00 |

Invoice

General Landscaping & Lawn Care
19007 Bug Saffle Rd.
West Fork AR, 72774

479-903-2696

Bill To:

City Of Springdale
201 Spring St.
Springdale AR, 72764

mike@gp-lc.com

Invoice No: 408
Date: Sep 22, 2013
Terms: NET 0
Due Date: Sep 22, 2013

| Description | Quantity | Rate | Amount |
|--|----------|----------|----------|
| Reoccurring lawn care at 1001 Wilkinson T. Haden | 1.00 | \$50.00 | \$50.00 |
| Trash pick up and securing back door and side window at 1001 Wilkinson T. Haden | 1.00 | \$125.00 | \$125.00 |

Transaction # _____
Date _____
Account # 101-8481-421.70-35
Project # _____
Invoice # 408
Amount 175.00
Description lawn care + secure building @
1001 Wilkinson
Approved By Mike Cole
9/24/13

* Indicates non-taxable item

Thank you for your business!

| | |
|-------------|----------|
| Subtotal | \$175.00 |
| TAX (0.00%) | \$0.00 |
| Total | \$175.00 |
| Paid | \$0.00 |
| Balance Due | \$175.00 |

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:

Ms. Bessie Howard
 c/o Maples at Har-Ber Meadows
 6486 W. Lynchs Prairie Cove
 Springdale, AR 72762

2. Article Number (Transfer from service label)

7011 1570 0000 8219 9179

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1640

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Addressee

B. Received by (Printed Name) C. Date of Delivery
 B Taylor 11/23/04

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