

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

- **Monday, June 2<sup>nd</sup>, 5:30 p.m. is the next Committee meetings.**
  - **Committee agendas will be available on Friday, May 30<sup>th</sup>**

SPRINGDALE CITY COUNCIL  
REGULAR MEETING  
TUESDAY, MAY 27<sup>TH</sup>, 2014

5:55 p.m. Pre Meeting Activities

Pledge of Allegiance  
Invocation – **RICK EVANS**

**6:00 p.m. OFFICIAL AGENDA**

1. *Large Print* agendas are available at the back of the room, next to the main entrance.
2. Call to Order - Mayor Doug Sprouse
3. Roll Call – City Clerk Denise Pearce  
  
Recognition of a Quorum
4. Recognitions by Mayor Doug Sprouse  
  
Tom Reed – Retiring after 25 years on the Board of the Springdale Housing Authority
5. Comments from Citizens  
  
The Council will hear brief comments from citizens during this period on issues not on the agenda. No action will be taken tonight. All comments will be taken under advisement.
6. Reports
  - a) Ozark Regional Transit - Alternating Monthly Report.
7. Approval of Minutes
  - a) May 13<sup>th</sup>, 2014 **Pg.'s 3-16**
8. Procedural Motions
  - A. Entertain Motion to read all Ordinances and Resolutions by title only.
  - B. Entertain Motion to dispense with the rule requiring that ordinances be fully and distinctly read on three (3) different days for ordinances listed on this agenda as *item numbers....***9-A; 13-B**. (Motion must be approved by two-thirds (2/3) of the council members).
9. Planning Commission Recommendations by Planning Director Patsy Christie:
  - A. **An Ordinance** rezoning 20.95 acres owned by the Springdale Benevolent Foundation on behalf of Parson's Stadium located on the SE corner of E. Emma Avenue & S. Old Missouri Road from Light Industrial District (I-1) to Institutional District (P-1). **Pg.'s 17-20**
  - B. **A Resolution** approving a Waiver of Street Improvements, Drainage, Curbs, Gutters and Sidewalks as set forth in Ordinance No. 3725 to Danielle Wahlquist – Hays In connection with 13186 Rusty Blackhaw Rd, a Single Family Dwelling. **Pg.'s 21-22**

- C. **A Resolution** approving a Waiver of Street Improvements, Drainage, Curbs, Gutters, and Sidewalks as set forth in Ordinance No. 3725 to Springdale Benevolent Foundation on behalf of Parson's Stadium in connection with L14-13, a Large Scale Development. **Pg.'s 23-24**
- D. **A Resolution** approving a Waiver of Street Improvements, Drainage, Curbs, Gutters and Sidewalks as set forth in Ordinance No. 3725 for Today's Bank in connection with L14-12, a Large Scale Development. **Pg.'s 25-26**
10. Street & CIP Report and Recommendations by Chairman Rick Evans:
  - A. **A Resolution** authorizing the execution of contracts for the removal of asbestos and demolition of the structures at 100 E. Emma Avenue and 125 N. Mill Street. (committee recommended approval) **Pg.'s 27-31**
  - B. **A Resolution** authorizing the City Attorney to begin condemnation proceedings on properties owned by Michael L. Steenbergen and Lo Lynn Steenbergen located at 1632 and 1684 South 56h Street on the 56<sup>th</sup> Street Widening Project. (committee recommended approval) **Pg. 32**
  - C. **A Resolution** authorizing the settlement of a condemnation of land owned by Bob and Sue Pyatt. (committee recommended approval) **Pg. 33**
  - D. **A Resolution** authorizing the settlement of a condemnation of land owned by Donnie and Alyson Rutledge. (committee recommended approval) **Pg. 34**
  - E. **A Resolution** authorizing the City of Springdale, Arkansas, to assume the responsibility of the costs associated with electrical service to streetlights in the Western Trails Subdivision. (committee recommended approval) **Pg. 35**
11. Finance Committee Report & Recommendations by Chairman Brad Bruns:

**A Resolution** authorizing the District Court to purchase software platform which will be required for the Virtual Justice System for the Springdale District Court and making a budget amendment. (committee recommended approval) **Pg.'s 36-39**
12. Police and Fire Committee Report & Recommendations by Chairman Rick Evans:

**A Resolution** waiving the emergency medical service fee during the Mission of Mercy Event at the Northwest Arkansas Convention Center. (committee recommended approval) **Pg. 40**
13. Health, Sanitation & Property Maintenance Committee Report & Recommendations by Chairman Jim Reed:
  - A. Tabled from May 13<sup>th</sup> meeting: **A Resolution** authorizing the execution of a demolition contract for 317 E. Emma Avenue. **Pg.'s 41- 43**
  - B. Tabled from May 13<sup>th</sup> meeting: **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 located at 4003 S. Thompson Street) **Pg.'s 44- 62**
14. **A Resolution** approving a construction progress payment for the Don Tyson Parkway Interchange (121BPS1), presented by Alan Pugh, Director of Engineering. **Pg.'s 63- 69**
15. Comments from Department Heads.
16. Comments from Council Members.
17. Comments from City Attorney.
18. Comments from Mayor Sprouse.
19. Adjournment.

SPRINGDALE CITY COUNCIL  
MAY 13, 2014

The City Council of the City of Springdale met in regular session on May 13, 2014, in the City Council Chambers, City Administration Building. Mayor Doug Sprouse called the meeting to order at 6:00 p.m.

Roll call was answered by:

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

Department heads present:

Wyman Morgan	Director of Finance & Admin.
Patsy Christie	Planning Director
Sam Goade	Public Works Director
Kathy O'Kelley	Police Chief
Mike Irwin	Fire Chief
Mike Chamlee	Chief Building Official
Rick McWhorter	Parks & Recreation Director
Courtney Kremer	Animal Services Director
Alan Pugh	Engineering Director
Mark Gutte	IT Director
Gina Kinsey	Human Resources Director

RECOGNITION OF OFFICER LOUIS MANJARREZ

Washington County Prosecutor John Threet presented the 2014 Honor Award for Exceptional Duty to former Springdale Police Department Officer Louis Manjarrez. This award is usually given at the Springdale Police Department's awards ceremony held in June but Officer Manjarrez will be moving out of the country.

APPROVAL OF MINUTES

Alderman Jaycox moved the minutes of the April 22, 2014 City Council meeting be approved as presented. Alderman Reed made the second.

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

ECONOMIC DEVELOPMENT REPORT

Lance Eads, Vice President of Economic Development, and Scott Edmondson, Director of Business Development for the Chamber of Commerce, gave a report on economic development in the City of Springdale. (Report on file in City Clerk's Office)

ORDINANCES AND RESOLUTIONS READ BY TITLE ONLY

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

The vote:

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

No: None

RESOLUTION NO. 60-14 -- APPROVING THE APPOINTMENT OF DUSTY GRAHAM TO THE BOARD OF COMMISSIONERS OF THE HOUSING AUTHORITY OF THE CITY OF SPRINGDALE

Wyman Morgan presented a Resolution approving the appointment of Dusty Graham to the Board of Commissioners of the Springdale Housing Authority. Tom Reed is resigning effective March 28, 2014.

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION APPROVING AN APPOINTMENT TO THE BOARD OF COMMISSIONERS OF THE HOUSING AUTHORITY OF THE CITY OF SPRINGDALE**

**WHEREAS**, Tom Reed's term expired on March 28<sup>th</sup>, 2014, and he has elected to not ask for reappointment, therefore, there is a vacancy on the Board of Commissioners of the Springdale Housing Authority; and

**WHEREAS**, the Board of Commissioners has conducted a search for a qualified citizen to serve on this board, and

**WHEREAS**, the Board of Commissioners of the Housing Authority, under authority of Arkansas Code 14-169-208, passed and approved Resolution No. 521-14 on April 30<sup>th</sup>, 2014, appointing Dusty Graham, subject to the approval of the City Council, to fill the open position beginning immediately, and said term expiring on April 30, 2019.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS**, that the appointment of Dusty Graham to the Board of Commissioners of the Housing Authority is hereby approved to fill the open position, term beginning immediately and said term expiring April 30, 2019.

**PASSED AND APPROVED** this \_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
Doug Sprouse, Mayor

ATTEST:

\_\_\_\_\_  
Denise Pearce, City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Ernest Cate, City Attorney

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

The vote:

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

No: None

The Resolution was numbered 60-14.

RESOLUTION NO. 61-14 – ENDORSING THE PARTICIPATION OF STABIL-LOC, INC., 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 Stabil-Loc, Inc., 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 STABIL-LOC, INC., 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**, Stabil-Loc, Inc., of 444 Old Wire Road, Suite G, 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**, Stabil-Loc, Inc., 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 Stabil-Loc, Inc., 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 Stabil-Loc, Inc., and this resolution shall take effect immediately.

**PASSED AND APPROVED** this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
Doug Sprouse, Mayor

ATTEST:

\_\_\_\_\_  
Denise Pearce, CITY CLERK

APPROVED AS TO FORM:

\_\_\_\_\_  
Ernest B. Cate, CITY ATTORNEY

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

The vote:

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

No: None

The Resolution was numbered 61-14.

RESOLUTION NO. 62-14 – WAIVING THE BUILDING PERMIT FEE FOR A  
CAPITAL IMPROVEMENT PROJECT AT THE JONES CENTER

City Attorney Ernest Cate presented a Resolution waiving the building permit fee required by the City of Springdale for a capital improvement project at the Jones Center in Springdale. They will be required to remit the Act 474 fee required by the State of Arkansas.

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION WAIVING THE BUILDING PERMIT FEE FOR  
A CAPITAL IMPROVEMENT PROJECT AT THE JONES  
CENTER**

**WHEREAS**, the Jones Center is a facility that serves families, strengthens the community, and benefits the citizens of the City of Springdale, Arkansas;

**WHEREAS**, the Jones Center has engaged in an endowment campaign to raise money for the Jones Center, and to fund capital improvement projects located thereon;

**WHEREAS**, the Jones Center has been successful in its fundraising efforts, and is now undertaking a capital improvement project of over \$2,000,000 in improvements to the heating and cooling system at the Jones Center, resulting in significant utility savings which will allow an increase in programs for the youth of City of Springdale, Arkansas;

**WHEREAS**, Section 22-32 of the Code of Ordinances of the City of Springdale, Arkansas, require a fee to be paid to the City upon acquiring a building permit, and the fee paid to the City is calculated by the amount of construction costs associated with the building project;

**WHEREAS**, the Jones Center wishes to have the City of Springdale building permit fee waived, and remit only the Act 474 fee required by the State of Arkansas, so that maximum funds can be used for the capital improvement project to be undertaken at the Jones Center.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS**, that the building permit fee required by Section 22-32 of the Code of Ordinances of the City of Springdale, Arkansas, be waived for the capital improvement project described herein to be undertaken at the Jones Center in Springdale, and that the Jones Center be required to remit only the Act 474 fee required by the State of Arkansas.

**PASSED AND APPROVED** this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
Doug Sprouse, Mayor

ATTEST:

\_\_\_\_\_  
Denise Pearce, CITY CLERK

APPROVED AS TO FORM:

\_\_\_\_\_  
Ernest B. Cate, CITY ATTORNEY

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

The vote:

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

No: None

The Resolution was numbered 62-14.

RESOLUTION NO. 63-14 – 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. is the defendant.

The City of Springdale filed a lawsuit against Victory Church NWA Inc. to condemn this property for the Don Tyson Interchange project. At that time the sum of \$2,445,000 was deposited into the Registry of the Court as estimated just compensation.

Attorney Steve Lisle, representing Victory Church NWA, said his client has agreed to settle the lawsuit for \$925,000 in additional funds, making the total paid to Victory Church NWA Inc. \$3,370,000.00.

**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 11XA and 11XB;

**WHEREAS**, the City of Springdale deposited the sum of \$2,445,000.00 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 \$3,370,000.00;

**WHEREAS**, it is the recommendation of the City Attorney that the City Council approve the additional sum of \$925,000.00 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 condemnation lawsuit for the total sum of \$3,370,000.00.

**PASSED AND APPROVED** this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
Doug Sprouse, Mayor

ATTEST:

\_\_\_\_\_  
Denise Pearce, CITY CLERK

APPROVED AS TO FORM:

\_\_\_\_\_  
Ernest B. Cate, CITY ATTORNEY

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

The vote:

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

No: None

The Resolution was numbered 63-14.

RESOLUTION NO. 64-14 - APPROVING A WAIVER OF STREET IMPROVEMENTS, DRAINAGE, CURBS, GUTTERS AND SIDEWALKS AS SET FORTH IN ORDINANCE NO. 3725 TO MEMCO SAFETY, INC. IN CONNECTION WITH L14-02, 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 Memco Safety Inc. in connection with L14-02, a Large Scale Development.

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

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

At the last meeting, the Resolution was tabled because there was a question about installation of a street light.

The owners were present at tonight's meeting and said a street light could be put on the power pole on Emma Avenue.

Alderman Overton moved the Resolution be adopted with Option 1 and grant the waiver with a street light being installed on the Emma Avenue pole. 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 BRENT AND RAE COUCH IN CONNECTION WITH A SINGLE FAMILY DWELLING LOCATED AT 2651 N. 56<sup>TH</sup> STREET**

**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 Avenues including drainage improvements related thereto, street lights

in connection with L14-02, a Large Scale Development for Memco Safety, Inc. and the Planning Commission recommends approval of the waiver request.

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

**Grants** a waiver of street improvements to Emma Avenues including drainage improvements related thereto, with the exception that a street light shall be installed on the existing pole on Emma Avenue in connection with L14-02, a Large Scale Development for Memco Safety, Inc.

**PASSED AND APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2014.**

\_\_\_\_\_  
Doug Sprouse, Mayor

ATTEST:

\_\_\_\_\_  
Denise Pearce, City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Ernest Cate, City Attorney

The vote:

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

No: None

The Resolution was numbered 64-14.

ORDINANCE NO. 4790 – AMENDING CHAPTER 102-1 OF THE CODE OF ORDINANCES OF THE CITY OF SPRINGDALE, ARKANSAS, CONTAINING REGULATIONS PERTAINING TO SOLID WASTE, TRASH, AND BULKY WASTE; DECLARING AN EMERGENCY AND FOR OTHER PURPOSES

Alderman Overton presented an Ordinance amending Chapter 102-1 of the Code of Ordinances of the City of Springdale, Arkansas, containing regulations pertaining to solid waste, trash, and bulky waste; declaring an emergency and for other purposes. The revision to bulky waste regulations limits the number of certain items that can be hauled off and addresses those items containing Freon or other refrigerants.

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

The vote:

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

No: None

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

The vote:

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

No: None

The Ordinance was numbered 4790.

ORDINANCE NO. 4791 – AMENDING SECTION 46-56 OF THE CODE OF ORDINANCES OF THE CITY OF SPRINGDALE, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES (FIREWORKS ORDINANCE)

Alderman Overton presented an Ordinance amending Section 46-56 of the Code of Ordinances of the City of Springdale, Arkansas pertaining to fireworks in the city limits. Section 46-56(a)(3) is also being revised to reflect the current Fire Code adopted by the City of Springdale, Arkansas.

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

The vote:

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

No: None

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

The vote:

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

No: None

The Ordinance was numbered 4791.

ORDINANCE NO. 4792 – CLOSING MILL STREET TO VEHICULAR TRAFFIC BETWEEN JOHNSON AVENUE AND EMMA AVENUE; TO DECLARE AN EMERGENCY AND FOR OTHER PURPOSES

Alderman Evans presented an Ordinance closing Mill Street to vehicular traffic between Johnson Avenue and Emma Avenue; to declare an emergency and for other purposes.

The Springdale Downtown Revitalization Master Plan was adopted by the City Council on July 9, 2013 (Resolution No. 104-13) as a tool for the revitalization of downtown Springdale, and to make it a local and regional destination.

On August 27, 2013, the City Council for the City of Springdale, Arkansas, authorized the purchase of property located at 100 E. Emma to effectuate the Plan (Resolution No. 129-13).

On November 26, 2013, the City Council for the City of Springdale, Arkansas, authorized the purchase of property located at 125 N. Mill Street to effectuate the Plan (Resolution No. 168-13).

The Plan provides that Mill Street from Johnson Avenue to Emma Avenue be closed to vehicular traffic, but remain open for use and enjoyment by the public as part of the Plan and as part of the Razorback Greenway Trail.

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

The vote:

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

No: None

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

The vote:

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

No: None

The Ordinance was numbered 4792.

RESOLUTION NO. 65-14 – AUTHORIZING THE CITY ATTORNEY TO BEGIN CONDEMNATION PROCEEDINGS ON PROPERTY OWNED BY YEN PHUNG FOR THE SPRINGDALE DOWNTOWN REVITALIZATION MASTER PLAN

Alderman Evans presented a Resolution authorizing the City Attorney to begin condemnation proceedings on property owned by Yen Phung for the Springdale Downtown Revitalization Master Plan.

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION AUTHORIZING THE CITY ATTORNEY TO BEGIN CONDEMNATION PROCEEDINGS ON PROPERTY OWNED BY YEN PHUNG FOR THE SPRINGDALE DOWNTOWN REVITALIZATION MASTER PLAN.**

**WHEREAS**, the Springdale Downtown Revitalization Master Plan ("the Plan") provides for the demolition of two structures located on the east side of Mill Street between Johnson Avenue and Emma Avenue;

**WHEREAS**, Yen Phung owns two parcels of property located on the east side of Mill Street between Johnson Avenue and Emma Avenue, and both of these parcels are needed by the City of Springdale to effectuate the Plan;

**WHEREAS**, attempts at negotiating for the acquisition of these two parcels of property from the property owner, Yen Phung, have been unsuccessful;

**WHEREAS**, it is now necessary to acquire these two parcels of property (Parcel No. 815-22941-000 and Parcel No. 815-22937-000) by condemnation proceedings;

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS**, that the City Attorney is hereby authorized to begin condemnation proceedings to acquire the two parcels of property located on the east side of Mill Street between Johnson Avenue and Emma Avenue, owned by Yen Phung, to allow the Springdale Downtown Revitalization Master Plan to proceed.

PASSED AND APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
Doug Sprouse, Mayor

ATTEST:

\_\_\_\_\_  
Denise Pearce, City Clerk

APPROVED:

\_\_\_\_\_  
Ernest B. Cate, City Attorney

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

The vote:

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

No: None

The Resolution was numbered 65-14.

RESOLUTION NO. 66-14 – AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF SPRINGDALE, ARKANSAS, AND THE CITY OF JOHNSON, ARKANSAS, REGARDING THE EXTENSION OF 56<sup>TH</sup> STREET SOUTH FROM DON TYSON PARKWAY TO JOHNSON MILL BOULEVARD

Alderman Rick Evans presented a Resolution authorizing the Mayor and City Clerk to enter into an interlocal agreement between the City of Springdale, Arkansas, and the City of Johnson, Arkansas, regarding the extension of 56<sup>th</sup> Street south from Don Tyson Parkway to Johnson Mill Boulevard.

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF SPRINGDALE, ARKANSAS, AND THE CITY OF JOHNSON, ARKANSAS, REGARDING THE EXTENSION OF 56<sup>TH</sup> STREET SOUTH FROM DON TYSON PARKWAY TO JOHNSON MILL BOULEVARD**

**WHEREAS**, the City of Springdale, Arkansas, is in the process of making improvements to 56<sup>th</sup> Street, and is contemplating extending 56<sup>th</sup> Street south from Don Tyson Parkway to Johnson Mill Boulevard;

**WHEREAS**, the City of Springdale, Arkansas, and the City of Johnson, Arkansas, jointly applied and were approved for a Surface Transportation Program-Attributable STP-A grant in the amount of \$400,000, with a \$100,000 local match (the City of Springdale's portion being \$70,000 and the City of Johnson's portion being \$30,000);

**WHEREAS**, since a portion of the 56<sup>th</sup> Street improvements will be located in the City of Johnson, Arkansas, the City of Springdale, Arkansas, and the City of Johnson, Arkansas, wish to enter into an interlocal agreement to memorialize the specifics of the extension of 56<sup>th</sup> Street from Don Tyson Parkway to Johnson Mill Boulevard;

WHEREAS, pursuant to Ark. Code Ann. 25-20-104, the City of Springdale, Arkansas, and the City of Johnson, Arkansas, are granted the authority to enter into such interlocal agreement, with the approval of the Arkansas Attorney General;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, that the Mayor and City Clerk are hereby authorized to enter into an interlocal agreement with the City of Johnson, Arkansas, which is attached hereto as Exhibit "A" and made a part hereof, subject to the approval of the Arkansas Attorney General.

PASSED AND APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
Doug Sprouse, Mayor

ATTEST:

\_\_\_\_\_  
Denise Pearce, CITY CLERK

APPROVED AS TO FORM:

\_\_\_\_\_  
Ernest B. Cate, CITY ATTORNEY

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

The vote:

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

No: None

The Resolution was numbered 66-14.

RESOLUTION NO. 67-14 – AMENDING THE 2014 BUDGET OF THE CITY OF SPRINGDALE POLICE DEPARTMENT

Alderman Ford presented a Resolution amending the 2014 Budget of the City of Springdale Police Department to use drug seizure funds to purchase radios, vests, computer and other items for the department.

RESOLUTION NO. \_\_\_\_\_

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

WHEREAS, the City of Springdale Police Department received asset forfeiture funds; and

WHEREAS, the Police Chief has requested some of this revenue be allocated to the Police Department's 2014 budget for radios, vests, computer and other items;

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that the 2014 budget of the City of Springdale Police Department is hereby amended as follows:**

<u>Department</u>	<u>Account No.</u>	<u>Description</u>	<u>Present Budget</u>	<u>Increase</u>	<u>Decrease</u>	<u>Proposed Budget</u>
Police	10105014217021	Drug Seizure Funds		66,500		66,500

**PASSED AND APPROVED** this \_\_\_\_ day of May, 2014.

\_\_\_\_\_  
Doug Sprouse, Mayor

ATTEST:

\_\_\_\_\_  
Denise Pearce, City Clerk

APPROVED:

\_\_\_\_\_  
Ernest B. Cate, City Attorney

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

The vote:

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

No: None

The Resolution was numbered 67-14.

PROPOSED RESOLUTION AUTHORIZING THE EXECUTION OF A DEMOLITION CONTRACT FOR 317 E. EMMA AVENUE (THE OLD HATCHERY)

At Mayor Sprouse's request, Alderman Jim Reed made the motion to table this Resolution for two weeks to allow an interested company to look at the property at 317 E. Emma Avenue before demolition is started. Alderman Ford made the second.

The vote:

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

No: None

PROPOSED ORDINANCE AUTHORIZING THE CITY CLERK TO FILE A CLEAN-UP LIEN FOR THE REMOVAL OF OVERGROWN BRUSH AND DEBRIS ON PROPERTY LOCATED AT 4003 S. THOMPSON, WITHIN THE CITY OF SPRINGDALE, ARKANSAS (OWNER: JOYCE MILLER)

City Attorney Ernest Cate presented a proposed ordinance authorizing the City Clerk to file a clean-up lien for the removal of overgrown brush and debris on property located at 4003 S. Thompson, within the City of Springdale, Arkansas.

Attorney Cate explained the City's cost for the clean-up was \$34,030.06.

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

David Carruth, Attorney representing Joyce Miller, told Council that they feel the amount is too much and the cost was more than was necessary. He anticipates there will be a lawsuit if it cannot be resolved.

Mr. Carruth gave a brief history. The property had been occupied for over 40 years as a salvage yard by the Meadows family. Their lease expired in 2012. They vacated the property. They crush cars and left it in a mess. A Phase I Environmental assessment was conducted at the owner's expense which came back and said there were environmental problems with the property from spilled antifreeze, motor oil etc. They wanted to have a Phase II Environmental study done which the Meadows would not discuss. At that time the notices started coming from Code Enforcement. City employees came on site and cleaned the property, while the owners were working with their people to clean the site. Dirt was moved which causes more issues environmentally with the property.

Mr. Carruth said they don't mind paying the city for some of the work done but feel there was far more work done than needed to be and that is why they take exception to the amount.

Mr. Carruth said if the city is willing they would like to try and work this issue out by negotiating the costs for this project.

Alderman Overton suggested the motion be withdrawn and the ordinance be tabled to allow City Attorney Cate to sit down with Mr. Carruth and try to come up with a solution. Alderman Reed withdrew his motion.

Alderman Reed made the motion to table the Ordinance until the May 27, 2014 City Council meeting. Alderman Overton made the second.

The vote:

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

No: Jaycox

ORDINANCE NO. 4793 – ORDERING THE RAZING (DEMOLITION) AND REMOVAL OF A CERTAIN STRUCTURE WITHIN THE CITY OF SPRINGDALE, ARKANSAS, LOCATED AT 4003 S. THOMPSON (OWNER: JOYCE MILLER)

City Attorney Ernest Cate presented an ordinance ordering the razing (demolition) and removal of a certain structure within the City of Springdale, Arkansas, located at 4003 S. Thompson, owned by Joyce Miller.

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

The vote:

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

No: None

The Ordinance was numbered 4793.

ADJOURNMENT

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

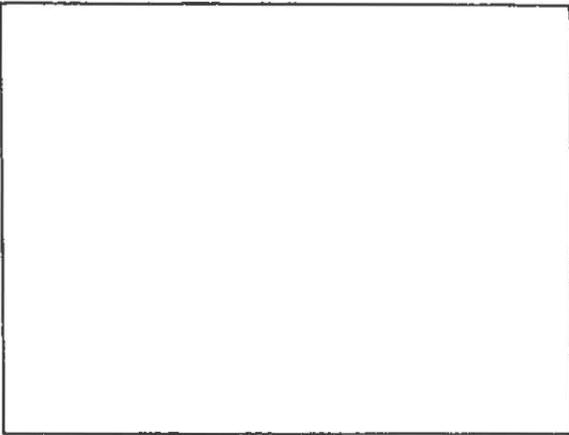
After a voice vote of all ayes and no nays, the meeting adjourned at 6:52 p.m.

---

Doug Sprouse, Mayor

---

Denise Pearce, City Clerk/Treasurer



ORDINANCE NO. \_\_\_\_\_

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

**WHEREAS**, the Planning Commission of the City of Springdale, Arkansas, Washington County, gave notice required by law and set a hearing date of May 6, 2014 for hearing the matter of a petition of Springdale Benevolent Foundation on behalf of Parson's Stadium requesting that the following described tract of real estate be zoned from Light Industrial District (I-1) to Institutional District (P-1).

**Layman's Description:** SE corner of E. Emma Ave. & S. Old Missouri Road

**Legal description:** Part of the southeast 1/4 (SE 1/4) of the southwest 1/4 (SW 1/4) of Section 31, Township 18 North, (T-18-N), Range 29 West... (R-29-W of the 5<sup>th</sup> principal meridian, Washington County, Springdale, Arkansas, being more particularly described as follows:

Commence at the northeast (NE) corner of said SE 1/4 of SW 1/4 of Section 31, said corner being a found railroad spike, thence along the north line of said SE 1/4 of the SW 1/4, N87° 21' 59" W a distance of 602.55 feet to a point; thence leaving said north line, S03° 05' 56" W a distance of 26.24 feet to a found iron pin with plastic cap #1181, said found iron pin being on the southern right-of-way line of East Emma Avenue (AKA State Highway 68) and the **point of beginning**; thence leaving said right-of-way, S03° 05' 56" W a distance of 200.54 feet to a point; thence S86° 54' 04" E a distance of 90.00 feet to a point; thence S03° 06' 05" W a distance of 1066.82 feet to the south line of said SE 1/4 of SW 1/4 being a township line between T-18-N and T-17-N; thence along said south line N88° 17' 52" W a distance of 552.62 feet to a point; thence leaving said south line, N02° 08' 06" E a distance of 97.60 feet to a point; thence N87° 51' 54" W a distance of 20.00 feet to a point; thence S02° 08' 06" W a distance of 30.00 feet to a point; thence N87° 51' 54" W

a distance of 140.23 feet to a point on the eastern right-of-way of State Highway 265 (AKA Old Missouri Road); thence continuing along said right-of-way, N12° 54' 43" W a distance of 31.30 feet to a point; thence continuing along said right-of-way, N03° 48' 16" E a distance of 299.85 feet to a point; thence continuing along said right-of-way, N86° 11' 44" W a distance of 13.00 feet to a point; thence continuing along said right-of-way, N03° 48' 16" E a distance of 805.80 feet to a point; thence continuing along said right-of-way, N05° 39' 28" W a distance of 18.25 feet to a point; thence continuing along said right-of-way, N03° 48' 16" E a distance of 55.00 feet to a point, said point being at the intersection of said eastern right-of-way and the southern right-of-way of East Emma Avenue (AKA State Highway 68); thence along said southern right-of-way, N88° 54' 49" E a distance of 14.32 feet to a point, thence continuing along said southern right-of-way, S88° 31' 52" E a distance of 99.76 feet to a point; thence continuing along said southern right-of-way, S87° 15' 16" E a distance of 519.98 feet to the point of beginning.

**AND WHEREAS**, after notice as required by law, the Springdale Planning Commission held a hearing and after hearing arguments for and against such rezoning, recommends to the Springdale City Council that the area described herein should be rezoned from Light Industrial District (I-1) to Institutional District (P-1) for the purposes of that Zoning Ordinance would be more properly carried out by such rezoning, and that unless granted, citizens of Springdale will suffer irreparable harm and damage, and will be substantially deprived of the use of their property.

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

**SECTION 1:** That Ordinance No. 3307, the Amendments thereto, and the Zoning Plat pertaining thereto of the City of Springdale, Arkansas, should be and the same is amended as follows:

From Light Industrial District (I-1) to Institutional District P-1).

**SECTION 2:** That all ordinances and parts of ordinances in conflict herewith are hereby repealed.

**SECTION 3: EMERGENCY CLAUSE:** It is hereby declared that an emergency exists and this ordinance, being necessary for the preservation of the health, safety and welfare of the citizens of Springdale, Arkansas, shall be in effect immediately upon its passage and approval.

PASSED AND APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2014

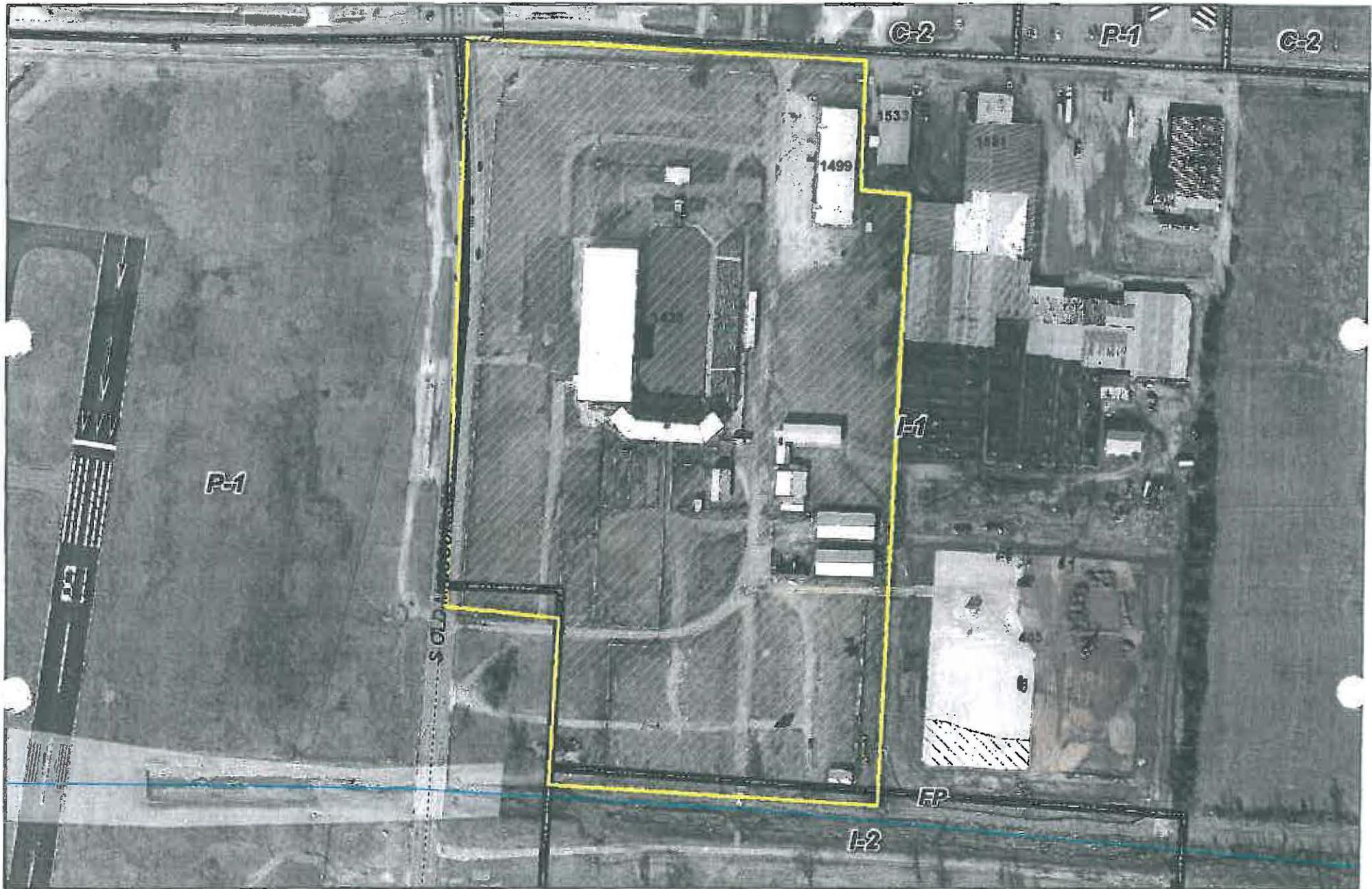
\_\_\_\_\_  
Doug Sprouse, Mayor

ATTEST:

\_\_\_\_\_  
Denise Pearce, City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Ernest Cate, City Attorney



Fest  
0 100 200  
[Scale bar]

**APPLICANT: SPRINGDALE BENEVOLENT FOUNDATION**  
**REZONING REQUEST:**  
**I-1 TO P-1**

*CITY OF SPRINGDALE*  
*PLANNING OFFICE*  
**PLANNING COMMISSION MEETING**  
**5/6/2014**

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION APPROVING A WAIVER OF STREET IMPROVEMENTS, DRAINAGE, CURBS, GUTTERS AND SIDEWALKS AS SET FORTH IN ORDINANCE NO. 3725 TO DANIELLE WAHLQUIST- HAYS IN CONNECTION WITH 13186 RUSTY BLACKHAW A SINGLE FAMILY DWELLING**

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

**WHEREAS**, the Planning Commission reviewed a request for waiver of street improvements to 13186 Rusty Blackhaw including drainage improvements related thereto, sidewalks in connection with a single family dwelling for Danielle Wahlquist-Hays and the Planning Commission recommends approval of the waiver request.

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

**Option 1: Grants** a waiver of street improvements to 13186 Rusty Blackhaw including drainage improvements related thereto, sidewalks in connection with a single family dwelling for Danielle Wahlquist-Hays.

**Option 2: Denies** a waiver of street improvements to 13186 Rusty Blackhaw including drainage improvements related thereto, sidewalks s in connection with a single family dwelling for Danielle Wahlquist-Hays.

**Option 3: Approves** payment in lieu of improvements to 13186 Rusty Blackhaw in connection with a single family dwelling for Danielle Wahlquist-Hays with estimated cost to be submitted by the developer's engineer for confirmation by the Planning Department.

**Option 4: Denies** a waiver and allow a Bill of Assurance for a period not to exceed \_\_\_\_\_ years for street improvements to 13186 Rusty Blackhaw including drainage improvements related thereto, sidewalks to be built in connection with a single family dwelling for Danielle Wahlquist-Hays.

**PASSED AND APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2014.**

\_\_\_\_\_  
Doug Sprouse, Mayor

ATTEST:

\_\_\_\_\_  
Denise Pearce, City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Ernest Cate, City Attorney



RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION APPROVING A WAIVER OF STREET IMPROVEMENTS, DRAINAGE, CURBS, GUTTERS AND SIDEWALKS AS SET FORTH IN ORDINANCE NO. 3725 TO SPRINGDALE BENEVOLENT FOUNDATION ON BEHALF OF PARSON'S STADIUM IN CONNECTION WITH L14-13 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 including drainage improvements related thereto, curbs, gutters, sidewalks and street lights in connection with L14-13 a Large Scale Development for Springdale Benevolent Foundation on behalf of Parson's Stadium and the Planning Commission recommends approval of the waiver request.

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

**Option 1: Grants** a waiver of street improvements to East Emma Avenue and Arkansas State Highway 265 including drainage improvements related thereto, curbs, gutters, sidewalks and street lights in connection with L14-13, a Large Scale Development for Springdale Benevolent Foundation on behalf of Parson's Stadium.

**Option 2: Denies** a waiver of street improvements to East Emma Avenue and Arkansas State Highway 265 including drainage improvements related thereto, curbs, gutters, sidewalks and street lights in connection with L14-13, a Large Scale Development for Springdale Benevolent Foundation on behalf of Parson's Stadium.

**Option 3: Approves** payment in lieu of improvements to East Emma Avenue and Arkansas State Highway 265 in connection with L14-13, a Large Scale Development for Springdale Benevolent Foundation on behalf of Parson's Stadium with estimated cost to be submitted by the developer's engineer for confirmation by the Planning Department.

**Option 4: Denies** a waiver and allow a Bill of Assurance for a period not to exceed \_\_\_\_\_ years for street improvements to East Emma Avenue and Arkansas State Highway 265 including drainage improvements related thereto, curbs, gutters, sidewalks and street lights to be built in connection with L14-13, a Large Scale Development for Springdale Benevolent Foundation on behalf of Parson's Stadium.

**PASSED AND APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2014.**

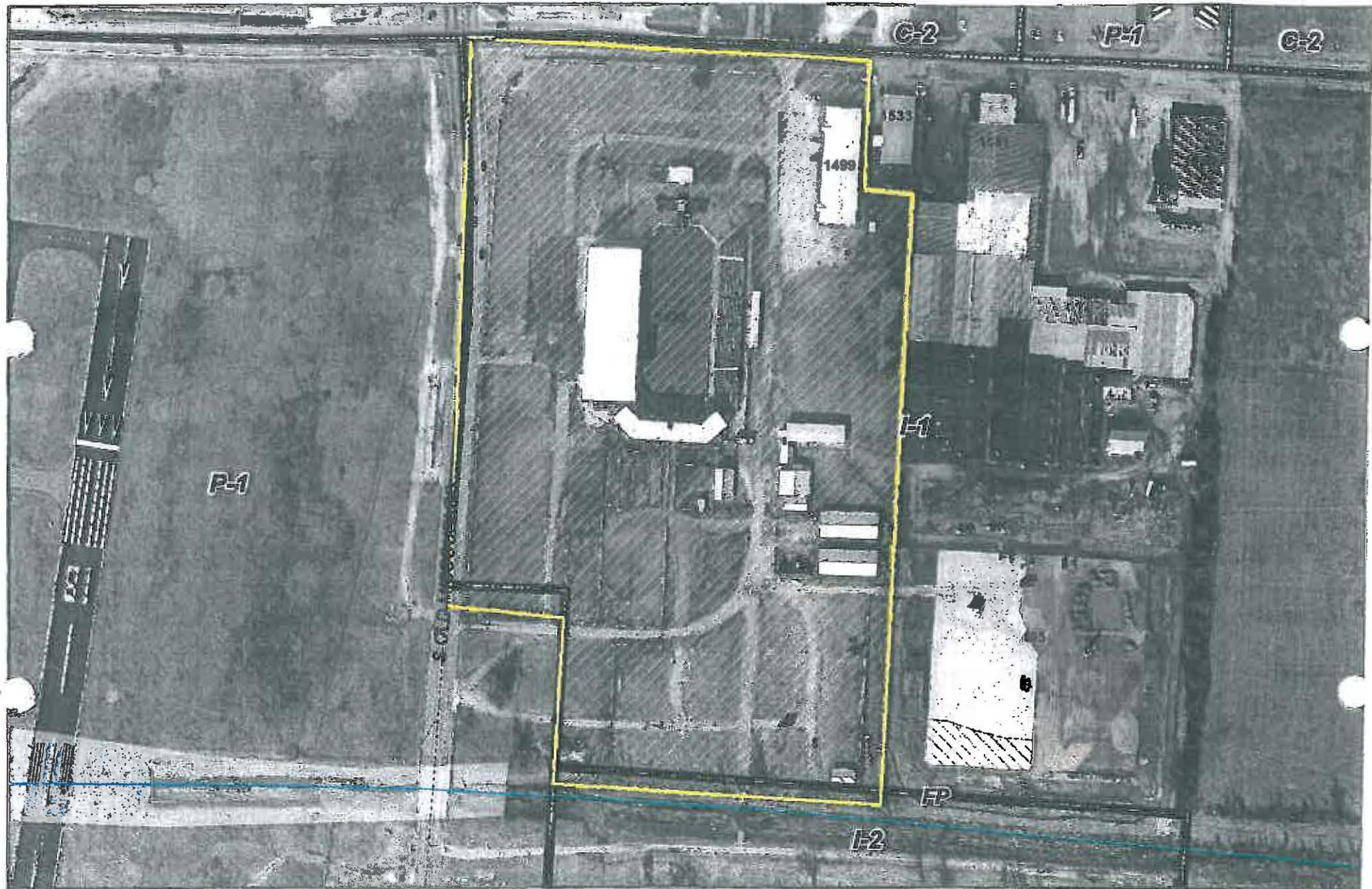
\_\_\_\_\_  
Doug Sprouse, Mayor

ATTEST:

\_\_\_\_\_  
Denise Pearce, City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Ernest Cate, City Attorney



**APPLICANT: SPRINGDALE BENEVOLENT FOUNDATION**  
**REZONING REQUEST: *Waiver***  
**I-1 TO P-1**

**CITY OF SPRINGDALE**  
**PLANNING OFFICE**  
**PLANNING COMMISSION MEETING**  
**5/6/2014**

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION APPROVING A WAIVER OF STREET IMPROVEMENTS, DRAINAGE, CURBS, GUTTERS AND SIDEWALKS AS SET FORTH IN ORDINANCE NO. 3725 TO TODAY'S BANK IN CONNECTION WITH L14-12 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 including drainage improvements related thereto, sidewalks in connection with L14-12 a Large Scale Development for Today's Bank and the Planning Commission recommends approval of the waiver request.

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

**Option 1: Grants** a waiver of street improvements to 48<sup>th</sup> Street including drainage improvements related thereto, sidewalks in connection with L14-07 a Large Scale Development for Today's Bank.

**Option 2: Denies** a waiver of street improvements to 48<sup>th</sup> Street including drainage improvements related thereto, sidewalks in connection with L14-07 a Large Scale Development for Today's Bank.

**Option 3: Approves** payment in lieu of improvements to 48<sup>th</sup> Street in connection with L14-07 a Large Scale Development for Today's Bank with estimated cost to be submitted by the developer's engineer for confirmation by the Planning Department.

**Option 4: Denies** a waiver and allow a Bill of Assurance for a period not to exceed \_\_\_\_\_ years for street improvements to 48<sup>th</sup> Street including drainage improvements related thereto, , sidewalks to be built in connection with L14-07 a Large Scale Development for Today's Bank.

**PASSED AND APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2014.**

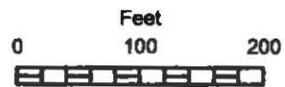
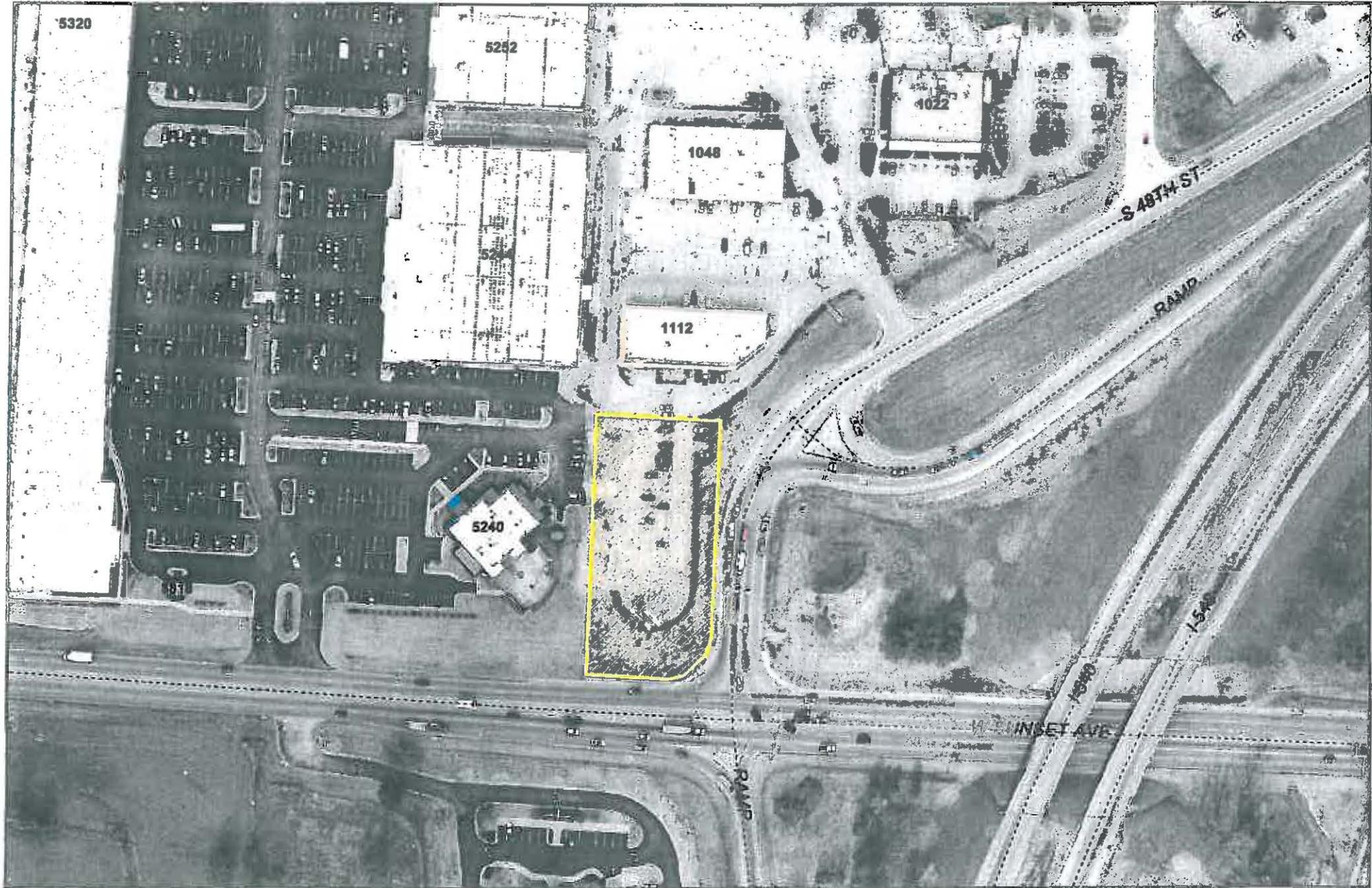
\_\_\_\_\_  
Doug Sprouse, Mayor

ATTEST:

\_\_\_\_\_  
Denise Pearce, City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Ernest Cate, City Attorney



**APPLICANT: TODAY'S BANK  
WAIVER REQUEST: STREET IMPROVEMENTS**

**CITY OF SPRINGDALE  
PLANNING OFFICE  
PLANNING COMMISSION MEETING  
5/6/2014**

RESOLUTION No. \_\_\_\_\_

**A RESOLUTION AUTHORIZING THE EXECUTION OF  
CONTRACTS FOR THE REMOVAL OF ASBESTOS AND  
DEMOLITION OF THE STRUCTURES AT 100 E. EMMA  
AVENUE AND 125 MILL STREET**

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

**WHEREAS**, by Resolution NO. 129-13 the City Council authorized the purchase of property located at 100 E. Emma Avenue and 125 Mill Street, and

**WHEREAS**, to begin implementation of the Plan the structures at 100 E. Emma Avenue and 125 Mill Street and certain structures in Shiloh Square must be removed and the site made ready for the planned improvements, and

**WHEREAS**, the Downtown Springdale Alliance has secured funding and by board action is ready to reimburse the City for the cost of removal and demolition, and

**WHEREAS**, the staff has followed the competitive bidding process for the removal of asbestos and demolition of the structure that resulted in Snyder Environmental being the low bidder for asbestos removal and Arco Excavation and Paving being the lower bidder for demolition,

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

1. To execute a contract with Snyder Environmental for the removal of asbestos in the structures at 100 E. Emma Avenue and 125 Mill Street in an amount not to exceed \$ 27,885.00.
2. To execute a contract with Arco Excavation and Paving for the demolition of the structures at 100 E. Emma Avenue and 125 Mill Street in an amount not to exceed \$149,700.
3. To accept reimbursement for actual costs in the removal of asbestos and demolition of the structures at 100 E. Emma Avenue and 125 Mill Street and certain structures in Shiloh Square from the Downtown Springdale Alliance.

PASSED AND APPROVED this 27<sup>th</sup> day of May, 2014

\_\_\_\_\_  
Doug Sprouse, Mayor

ATTEST:

\_\_\_\_\_  
Denise Pearce, City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Ernest B. Cate, City Attorney

CITY OF SPRINGDALE CONTRACT FOR DEMOLITION

Projects AD 1402 and AD 1403  
100 E. Emma Ave and 125 N. Mill St  
Springdale, AR. 72764

THIS AGREEMENT made and entered into this 27<sup>th</sup> day of May, 2014 by and between the City of Springdale and Chris McDaniel DBA ARCO Excavation and Paving Inc. I/we ARCO Excavation and Paving Inc. in consideration of the lump sum of \$149,700.00, do hereby agree to perform the following demolition work on the above captioned project:

**See attached sheets for sketch and location**

Contract price shall include all insurance, taxes, fees, permits, license, labor, equipment, and material necessary to complete the work. All structures shall be completely removed, including slabs, footings, foundations and basements. Basements shall be backfilled with suitable material and left level with the surrounding area. Water wells shall be closed according to the procedure required by the Arkansas Water well Construction Commission. Septic tanks shall be pumped empty, removed, and void backfilled with suitable material. The contractor shall comply with all local, state, and federal laws associated with this work. Any change in the scope of work must have prior approval by the City of Springdale's Project Manager in order to be eligible for payment.

All work shall be coordinated with the City of Springdale's Project Manager and must be completed within 45 working days. **A copy of the Notice of Intent (NOI) must be sent to the Project Manager so a work order letter may be issued.** The contractor shall contact the City of Springdale's Project Manager (Don Hancock) at (479) 750-8175, at least three (3) days prior to the inception of demolition activities. **Work not completed by this date shall result in the contractor being charged \$120.00 per day until work is completed.**

It is understood that all combustible materials, construction material and all other rubbish, including shrubbery and trees which are cut or uprooted to facilitate operations, will be removed from the premises by the contractor, disposed of in an approved landfill and, in all other respects, the premises will be left in a generally level, safe, and sanitary condition. The contractor shall endeavor to avoid unnecessary damage or destruction of trees, shrubs, and plants on the premises. Those improvements and areas that are not in the construction limits will also need to be left in a condition such that it can be mowed and maintained safely.

**NOTE: Dumping of demolition waste materials shall be at a landfill permitted by the Arkansas Department of Environmental Quality (ADEQ) or at an un-permitted site approved by ADEQ. Contractor must call ONE CALL for location of other utilities at the job site.**

**Contractor shall maintain access to all properties at all times.**

In the event that utility service lines, meters, etc., are disconnected, destroyed or otherwise impaired in any way by reason of performance of this operation by the contractor, the contractor shall, at his own expense, be responsible for all replacement utility service in lieu of those affected. It is also understood that the contractor will take all reasonable safety precautions to protect surrounding properties and pedestrian traffic and will accept the responsibility of all liabilities thus incurred during these operations.

**Mail Invoices To: City of Springdale - Planning and Community Development Office, 201 Spring Street, Room 214, Springdale, AR 72764, Attn: Don Hancock.**

I/We ARCO Excavation and Paving Inc. hereby agree to accept from the City of Springdale two payments, the first payment being made after the demolition and backfill of 125 N. Mill Street and the second payment at 100% completion and acceptance by the City for the completion of the total project minus any previous payments. The second payment contract amount as full payment of this contract when all the above listed services have been performed on the subject properties to the satisfaction of the City of Springdale and in compliance with Title VI of the Civil Rights Act of 1964 as set forth in attached Appendix "A" and the provisions of Form FHWA 1273 (Required Contract Provisions Federal-Aid Construction Contracts) which are attached and made a part of this contract.

**CITY OF SPRINGDALE**

**CONTRACTOR**

Recommended:

ARCA Excavation & Paving INC  
Company Name

\_\_\_\_\_  
Wyman Morgan

\_\_\_\_\_  
Signature & Title

Approved:

\_\_\_\_\_  
Address

\_\_\_\_\_  
Doug Sprouse, Mayor

\_\_\_\_\_  
Tax ID or Social Security No

\_\_\_\_\_  
Phone Number & Contact Person

Manager in order to be eligible for payment.

CITY OF SPRINGDALE CONTRACT FOR ASBESTOS REMOVAL

Projects AD 1402 and AD 1403  
100 E. Emma Ave and 125 N. Mill St  
Springdale, AR. 72764

THIS AGREEMENT made and entered into this 27<sup>th</sup> day of May, 2014 by and between the City of Springdale and Snyder Environmental of 7031 Dewaflebakker Lane, North Little Rock, Arkansas 72113. I/we Snyder Environmental in consideration of the lump sum of \$27,885.00, do hereby agree to perform the following asbestos work on the above captioned projects:

Contract price shall include all insurance, taxes, fees, permits, license, labor, equipment, and material necessary to complete the work. All material containing asbestos as specified shall be removed. The contractor shall comply with all local, state, and federal laws associated with this work. Any change in the scope of work must have prior approval by the City of Springdale's Project Manager in order to be eligible for payment.

All work shall be coordinated with the City of Springdale's Project Manager and must be completed within 30 working days. **A copy of the Notice of Intent (NOI) must be sent to the Project Manager so a work order letter may be issued.** The contractor shall contact the City of Springdale's Project Manager (Don Hancock) at (479) 750-8175, at least three (3) days prior to the inception of demolition activities. **Work not completed by this date shall result in the contractor being charged \$100.00 per day until work is completed.**

It is understood that all specified materials will be removed from the premises by the contractor, disposed of in an approved landfill and, in all other respects, the premises will be left in a generally sanitary condition.

**NOTE: Dumping of demolltion waste materials shall be at a landfill permitted by the Arkansas Department of Environmental Quality (ADEQ) or at an un-permitted site approved by ADEQ.**

It is understood that the contractor will take all reasonable safety precautions to protect surrounding properties and pedestrian traffic and will accept the responsibility of all liabilities thus incurred during these operations.

E-mail invoice to: [dhancock@springdalear.gov](mailto:dhancock@springdalear.gov) or mail to: City of Springdale - Planning and Community Development Office, 201 Spring Street, Room 214, Springdale, AR 72764, Attn: Don Hancock.

I/We Snyder Environmental hereby agree to accept from the City of Springdale the lump sum contract amount as full payment of this contract when all the above listed services have been performed on the subject properties to the satisfaction of the City of Springdale and in compliance with Title VI of the Civil Rights Act of 1964.

**CITY OF SPRINGDALE**

Recommended:

\_\_\_\_\_  
Wyman Morgan

Approved:

\_\_\_\_\_  
Doug Sprouse, Mayor

**CONTRACTOR**

Snyder Environmental  
Company Name

\_\_\_\_\_  
Signature & Title

\_\_\_\_\_  
Address

\_\_\_\_\_  
Tax ID or Social Security No

\_\_\_\_\_  
Phone Number & Contact Person

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION AUTHORIZING THE CITY ATTORNEY TO BEGIN CONDEMNATION PROCEEDINGS ON PROPERTIES OWNED BY MICHAEL L. STEENBERGEN AND JO LYNN STEENBERGEN LOCATED AT 1632 AND 1684 SOUTH 56<sup>TH</sup> STREET ON THE 56<sup>TH</sup> STREET WIDENING PROJECT.**

**WHEREAS**, the City of Springdale is planning street improvements to widen 56<sup>th</sup> Street, Project #12BPS5;

**WHEREAS**, attempts at negotiating for the acquisition of necessary rights-of-way and easements from property owners, Michael L. Steenbergen and Jo Lynn Steenbergen have been unsuccessful on the project identified as 56<sup>th</sup> Street Project, #12BPS5.

**WHEREAS**, it is now necessary to acquire this right-of-way and easement by condemnation proceedings;

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS**, that the City Attorney is hereby authorized to begin condemnation proceedings to acquire the required right-of-way and easement on the property located on 56<sup>th</sup> Street, owned by Michael L. Steenbergen and Jo Lynn Steenbergen to allow construction of the 56<sup>th</sup> Street Project to proceed.

**PASSED AND APPROVED** this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
Doug Sprouse, Mayor

ATTEST:

\_\_\_\_\_  
Denise Pearce, City Clerk

APPROVED:

  
\_\_\_\_\_  
Ernest B. Cate, City Attorney

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION AUTHORIZING THE SETTLEMENT  
OF A CONDEMNATION OF LAND OWNED BY BOB  
AND SUE PYATT.**

WHEREAS, the City of Springdale is acquiring property needed for the 56<sup>th</sup> Street Widening Project No. 12BPS5;

WHEREAS, one of the tracts of land affected by this project, Tract 24, is owned by Bob and Sue Pyatt;

WHEREAS, the City of Springdale estimated the amount of just compensation for the Pyatts' property to be \$71,800.00;

WHEREAS, the Pyatts have extended an offer to settle this case for the total sum of \$94,193.00;

WHEREAS, it is the recommendation of the City Attorney that the City Council approve the additional sum of \$22,393.00 to acquire this property without the need of a 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 City staff is hereby authorized to acquire Tract 24 of the 56<sup>th</sup> Street Widening Project No. 12BPS5, owned by Bob and Sue Pyatt, for the total sum of \$94,193.00.

PASSED AND APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
Doug Sprouse, Mayor

ATTEST:

\_\_\_\_\_  
Denise Pearce, CITY CLERK

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Ernest B. Cate, CITY ATTORNEY

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION AUTHORIZING THE SETTLEMENT  
OF A CONDEMNATION OF LAND OWNED BY  
DONNIE AND ALYSON RUTLEDGE.**

WHEREAS, the City of Springdale is acquiring property needed for the 56<sup>th</sup> Street Widening Project No. 12BPS9;

WHEREAS, one of the tracts of land affected by this project, Tract 33, is owned by Donnie and Alyson Rutledge;

WHEREAS, the City of Springdale estimated the amount of just compensation for the Rutledges' property to be \$26,800.00;

WHEREAS, the Rutledges have extended an offer to settle this case for the total sum of \$38,790.84;

WHEREAS, it is the recommendation of the City Attorney that the City Council approve the additional sum of \$11,990.84 to acquire this property without the need of a 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 City staff is hereby authorized to acquire Tract 33 of the 56<sup>th</sup> Street Widening Project No. 12BPS9, owned by Donnie and Alyson Rutledge for the total sum of \$38,790.84.

PASSED AND APPROVED this \_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
Doug Sprouse, Mayor

ATTEST:

\_\_\_\_\_  
Denise Pearce, CITY CLERK

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Ernest B. Cate, CITY ATTORNEY

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION AUTHORIZING THE CITY OF SPRINGDALE, ARKANSAS, TO ASSUME THE RESPONSIBILITY OF THE COSTS ASSOCIATED WITH ELECTRICAL SERVICE TO STREETLIGHTS IN THE WESTERN TRAILS ESTATES SUBDIVISION.**

WHEREAS, the City of Springdale, Arkansas, has annexed property known as the Western Trail Estates Subdivision;

WHEREAS, the City of Springdale, Arkansas, has traditionally assumed the responsibility of the cost associated with electrical service to street lights in subdivisions that have been annexed into the City of Springdale, Arkansas;

WHEREAS, the City of Springdale, Arkansas, wishes to assume the responsibility of the costs associated with electrical service to street lights in the Western Trails Estates Subdivision;

WHEREAS, Ozarks Electric Cooperative will continue to be responsible for the maintenance of the streetlights in the Western Trails Estates Subdivision.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that the City of Springdale, Arkansas, assume the responsibility of the costs associated with electrical service to street lights in the Western Trails Estates Subdivision.

PASSED AND APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
Doug Sprouse, Mayor

ATTEST:

\_\_\_\_\_  
Denise Pearce, CITY CLERK

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Ernest B. Cate, CITY ATTORNEY

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION AUTHORIZING THE DISTRICT COURT TO PURCHASE SOFTWARE PLATFORM WHICH WILL BE REQUIRED FOR THE VIRTUAL JUSTICE SYSTEM FOR THE SPRINGDALE DEPARTMENT OF SPRINGDALE DISTRICT COURT AND MAKING A BUDGET AMENDMENT**

**WHEREAS**, the City Council of the City of Springdale, Arkansas is in the process of switching the court Software program to Virtual Justice;

**WHEREAS**, the IT Department of the City of Springdale, has determined that it is necessary to purchase a software platform for the project;

**WHEREAS**, the IT Department is recommending the proposal made by SHI, for a total of \$9,106.00, which is attached to this Resolution;

**WHEREAS**, the monies necessary for this purchase can be paid from the Springdale District Court Automation Fund, as this purchase is directly related to the court being able to operate the Virtual Justice program, and qualifies as a technology-related purchase for the Court;

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SPRINGDALE, ARKANSAS**, that the District Court is authorized to purchase the software platform from SHI, in a sum not to exceed \$9,106.00, and the funds are directly related to District Court related technology, and can be paid from the District Court Automation Fund; **BE IT FURTHER RESOLVED THAT THE FOLLOWING BUDGET AMENDMENTS ARE MADE**, to the Springdale District Court 2014 Budget:

<u>Department</u>	<u>Account No.</u>	<u>Description</u>	<u>Present Budget</u>	<u>Increase</u>	<u>Proposed Budget</u>
District Court	205-0103-413.80-50	Software Platform	\$15,146	\$9,106	\$24,252

PASSED AND APPROVED THIS \_\_\_\_\_ day of June, 2014.

\_\_\_\_\_  
Doug Sprouse, Mayor

ATTEST:

\_\_\_\_\_  
Denise Pearce, City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Ernest B. Cate, City Attorney

From: Mark Gutte <mgutte@springdalear.gov>  
Sent: Monday, April 28, 2014 2:24 PM  
To: jharper@springdalear.gov  
Subject: FW: SHI Quote: 7949728 - SQL Server/RDS  
Attachments: SHI Quote-7949728.pdf

Honorable Judge Harper,

Attached is the quote for the software platform required for the VJ project to enable 40 users as recommend by MSI. I'm out of the office today but available on my mobile if you have any questions (479) 957-0363

From: John Cella@shi.com [mailto:John\_Cella@shi.com]  
Sent: Friday, April 25, 2014 4:21 PM  
To: mgutte@SpringdaleAR.gov  
Subject: SHI Quote: 7949728 - SQL Server/RDS



**Pricing Proposal**  
Quotation #: 7949728  
Description: SQL Server/RDS  
Reference #: PCN# 92A7D674  
Created On: Apr-25-2014  
Valid Until: May-24-2014

**City of Springdale AR**

**Inside Account Manager**

**Mark Gutte**  
132 Spring St  
Springdale, AR 72764  
United States  
Phone: (479) 756-7708  
Fax:  
Email: [mgutte@SpringdaleAR.gov](mailto:mgutte@SpringdaleAR.gov)

**John Cella**  
290 Davidson Avenue  
Somerset, NJ 08873  
Phone: 888-394-5232  
Fax: 888-394-5322  
Email: [John\\_Cella@shi.com](mailto:John_Cella@shi.com)

All Prices are in US Dollar(USD)

Product	Qty	Your Price	Total
1 Microsoft SQL Server 2014 Standard - License - 1 server - Select Plus - Win - Single Language Microsoft - Part#: 228-10366 Note: License only; Please Note: Microsoft licenses are backwards compatible. This means that, while you are required to purchase the latest release of the software, you are authorized to install a previous version of the media.	1	\$586.00	\$586.00
2 Microsoft SQL Server 2014 - License - 1 user CAL - Select Plus - Win - Single Language Microsoft - Part#: 359-06143	40	\$137.00	\$5,480.00
3 Microsoft Windows Server 2012 Remote Desktop Services - License - 1 user CAL - Select Plus - Win - Single Language Microsoft - Part#: 6VC-02095	40	\$76.00	\$3,040.00
<b>Total</b>			<b>\$9,106.00</b>

**Additional Comments**

Arkansas State Contract#SP-09-0208

Good afternoon. Here is the price quote you requested.

Please provide end-user contact information (first name, last name, and email address) for all orders. Not including this information may result in a delay in order processing.

Also, please include SHI quote number on your PO. Please contact me if you have any questions.

Retrieve your quote:

<https://www.shi.com/Quotes/Quoteinfo.aspx>

*The Products offered under this proposal are subject to the SHI Return Policy, unless there is an existing agreement between SHI and the Customer.*



**Quotation #:** 7949728  
**Description:** SQL Server/RDS  
**Reference #:** PCN# 92A7D674  
**Created On:** Apr-25-2014  
**Valid Until:** May-24-2014

**City of Springdale AR**

**Inside Account Manager**

**Mark Gutte**  
 132 Spring St  
 Springdale, AR 72764  
 United States  
 Phone: (479) 756-7708  
 Fax:  
 Email: mgutte@SpringdaleAR.gov

**John Cella**  
 290 Davidson Avenue  
 Somerset, NJ 08873  
 Phone: 888-394-5232  
 Fax: 888-394-5322  
 Email: John\_Cella@shi.com

All Prices are in US Dollar(USD)

Product	Qty	Your Price	Total
1 Microsoft SQL Server 2014 Standard - License - 1 server - Select Plus - Win - Single Language Microsoft - Part#: 228-10366 <b>Note:</b> License only; Please Note: Microsoft licenses are backwards compatible. This means that, while you are required to purchase the latest release of the software, you are authorized to install a previous version of the media.	1	\$586.00	\$586.00
2 Microsoft SQL Server 2014 - License - 1 user CAL - Select Plus - Win - Single Language Microsoft - Part#: 359-06143	40	\$137.00	\$5,480.00
3 Microsoft Windows Server 2012 Remote Desktop Services - License - 1 user CAL - Select Plus - Win - Single Language Microsoft - Part#: 6VC-02095	40	\$76.00	\$3,040.00
<b>Total</b>			<b>\$9,106.00</b>

**Additional Comments**

Arkansas State Contract#SP-09-0208

Good afternoon. Here is the price quote you requested.

Please provide end-user contact information (first name, last name, and email address) for all orders. Not including this information may result in a delay in order processing.

Also, please include SHI quote number on your PO. Please contact me if you have any questions.

**Retrieve your quote:**

<https://www.shi.com/Quotes/Quoteinfo.aspx>

The Products offered under this proposal are subject to the SHI Return Policy, unless there is an existing agreement between SHI and the Customer.

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION WAIVING THE EMERGENCY MEDICAL SERVICE FEE DURING THE MISSION OF MERCY EVENT AT THE NORTHWEST ARKANSAS CONVENTION CENTER.**

WHEREAS, on May 16, 2014, and May 17, 2014, the Arkansas Mission of Mercy group performed free dental procedures at the Northwest Arkansas Convention Center to those in the area who cannot afford to pay for dental care, thereby benefitting the citizens of the City of Springdale, Arkansas;

WHEREAS, Section 32-38 of the Code of Ordinances of the City of Springdale, Arkansas, requires a fee to be paid to the City upon the rendering of emergency medical services;

WHEREAS, the City of Springdale wishes to waive the fees associated with emergency medical services originating from the Arkansas Mission of Mercy event at the Northwest Arkansas Convention Center on May 16, 2014, and May 17, 2014.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that the emergency medical service fees required by Section 32-38 of the Code of Ordinances of the City of Springdale, Arkansas, be waived for emergency medical services originating from the Arkansas Mission of Mercy event held at the Northwest Arkansas Convention Center on May 16, 2014, and May 17, 2014.

PASSED AND APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
Doug Sprouse, Mayor

ATTEST:

\_\_\_\_\_  
Denise Pearce, CITY CLERK

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Ernest B. Cate, CITY ATTORNEY

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION AUTHORIZING THE  
EXECUTION OF A DEMOLITION CONTRACT  
FOR 317 E. EMMA AVEUNUE**

**WHEREAS**, the building located at 317 E. Emma Avenue is unsafe and beyond repair; and

**WHEREAS**, this building and property has been given to the City of Springdale; and

**WHEREAS**, the staff has followed the competitive bidding process that resulted in the bid of \$46,995.00 from Marcus Barker, DBA M and M Excavation LLC being the lowest bid;

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS**, that the Mayor is hereby authorized to execute a demolition contract with Marcus Barker DBA M and M Excavation LLC for the demolition of the buildings located at 317 E. Emma Avenue.

**PASSED AND APPROVED** this 13<sup>th</sup> day of May, 2014.

---

Doug Sprouse, Mayor

ATTEST:

---

Denise Pearce, City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Ernest B. Cate, City Attorney

CITY OF SPRINGDALE CONTRACT FOR DEMOLITION

Project # AD 1401  
317 E. Emma Avenue  
Springdale, AR. 72764

THIS AGREEMENT made and entered into this 14<sup>th</sup> day of May, 2014 by and between the City of Springdale and Marcus Barker DBA M and M Excavating, LLC; I/we M and M Excavating LLC in consideration of the lump sum of \$46,995.00, do hereby agree to perform the following demolition work on the above captioned project:

**See attached sheets for sketch and location**

Contract price shall include all insurance, taxes, fees, permits, license, labor, equipment, and material necessary to complete the work. All structures shall be completely removed, including slabs, footings, foundations and basements. Basements shall be backfilled with suitable material and left level with the surrounding area. Water wells shall be closed according to the procedure required by the Arkansas Water well Construction Commission. Septic tanks shall be pumped empty, removed, and void backfilled with suitable material. The contractor shall comply with all local, state, and federal laws associated with this work. Any change in the scope of work must have prior approval by the City of Springdale's Project Manager in order to be eligible for payment.

All work shall be coordinated with the City of Springdale's Project Manager and must be completed within 30 working days. **A copy of the Notice of Intent (NOI) must be sent to the Project Manager so a work order letter may be issued.** The contractor shall contact the City of Springdale's Project Manager (Don Hancock) at (479) 750-8175, at least three (3) days prior to the inception of demolition activities. **Work not completed by this date shall result in the contractor being charged \$120.00 per day until work is completed.**

It is understood that all combustible materials, construction material and all other rubbish, including shrubbery and trees which are cut or uprooted to facilitate operations, will be removed from the premises by the contractor, disposed of in an approved landfill and, in all other respects, the premises will be left in a generally level, safe, and sanitary condition. The contractor shall endeavor to avoid unnecessary damage or destruction of trees, shrubs, and plants on the premises. Those improvements and areas that are not in the construction limits will also need to be left in a condition such that it can be mowed and maintained safely.

**NOTE: Dumping of demolition waste materials shall be at a landfill permitted by the Arkansas Department of Environmental Quality (ADEQ) or at an un-permitted site approved by ADEQ. Contractor must call ONE CALL for location of other utilities at the job site.**

**Contractor shall maintain access to all properties at all times. Specific attention and care shall be taken to maintain the functionality of the Emma Avenue private drive and provide undisturbed access during demolition activities.**

In the event that utility service lines, meters, etc., are disconnected, destroyed or otherwise impaired in any way by reason of performance of this operation by the contractor, the contractor shall, at his own expense, be responsible for all replacement utility service in lieu of those affected. It is also understood that the contractor will take all reasonable safety precautions to protect surrounding properties and pedestrian traffic and will accept the responsibility of all liabilities thus incurred during these operations.

**Mail Invoices To: City of Springdale - Planning and Community Development Office, 201 Spring Street, Room 214, Springdale, AR 72764, Attn: Don Hancock.**

I/We **M and M Excavating LLC** hereby agree to accept from the City of Springdale the lump sum contract amount as full payment of this contract when all the above listed services have been performed on the subject properties to the satisfaction of the City of Springdale and in compliance with Title VI of the Civil Rights Act of 1964 as set forth in attached Appendix "A" and the provisions of Form FHWA 1273 (Required Contract Provisions Federal-Aid Construction Contracts) which are attached and made a part of this contract.

**CITY OF SPRINGDALE**

**CONTRACTOR**

Recommended:

M and M Excavating  
Company Name

\_\_\_\_\_  
Wyman Morgan

\_\_\_\_\_  
Signature & Title

Approved:

\_\_\_\_\_  
Address

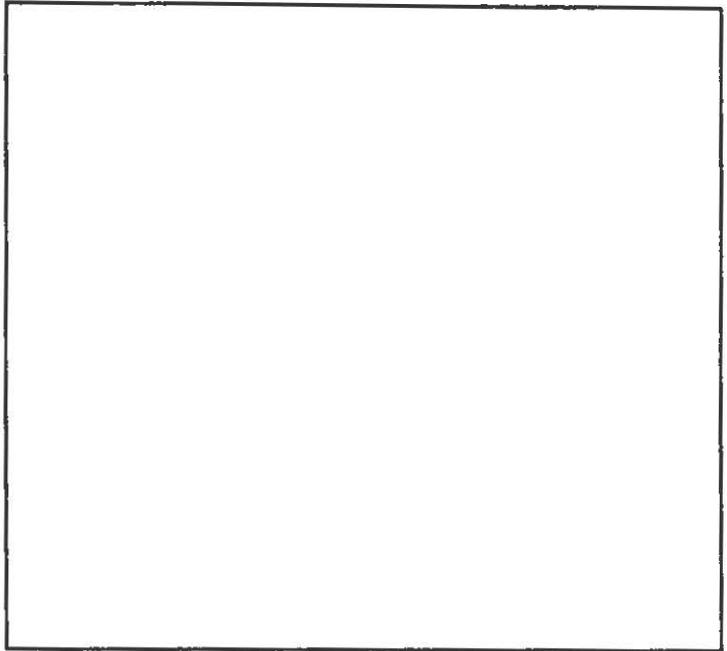
\_\_\_\_\_  
Doug Sprouse, Mayor

\_\_\_\_\_  
Tax ID or Social Security No

\_\_\_\_\_  
Phone Number & Contact Person

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.**



WHEREAS, the following real property located in Springdale, Washington County, Arkansas, is owned as set out below:

**PROPERTY OWNER:** OPT, LLC  
**LEGAL DESCRIPTION:** Part of the SE 1/4 of the NE 1/4 of Section 14, Township 17 North, Range 30 West, described as follows: Beginning at a point on the existing right of way line of US Highway 71, which point is 40 feet East and South 0 deg. 31' East 308.7 feet from the Northwest corner of said forty-acre tract; thence North 89 deg. 28' East 70 feet; thence North 0 deg. 31' West 87.9 feet; thence North 3 deg. 53' East 130.4 feet; thence North 72 deg. 54' East 188.2 feet; thence North 1 deg. 02' West 37.4 feet to a point on the North line of the said forty-acre tract; (which point is 300.1 feet East from the NW corner of said 40-acre tract) thence East 44.9 feet; thence South 110 feet; thence East 300 feet; thence South 300 feet; thence West 300 feet; thence North 100 feet; thence West to the existing right of way line of US Highway 71; thence North along said right of way to the point of beginning.  
**LAYMAN'S DESCRIPTION:** 4003 S. Thompson St.  
Springdale, Arkansas  
**PARCEL NO.:** 815-29477-000

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:

\$34,008.95 clean-up costs and \$21.11 administrative costs – \$34,030.06

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:

\$34,030.06, plus 10% for collection – 4003 S. Thompson St. (Parcel No. 815-294777-000)

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

**PASSED AND APPROVED** this \_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
Doug Sprouse, Mayor

ATTEST:

\_\_\_\_\_  
Denise Pearce, CITY CLERK

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Ernest B. Cate, CITY ATTORNEY

Rev  
11-28-13



Via certified mail

Buildings Department:  
Code Enforcement & Building Safety  
Michael Chamlee, Chief Building Official  
bnivens@springdalear.gov  
201 Spring Street  
Springdale, Arkansas 72764  
(479) 750.8154  
(479) 756.7701 fax  
www.SpringdaleAR.gov

November 19, 2013

OPT LLC, C/O Joyce Miller  
12395 Cobb Rd  
Omaha, AR 72662

RE: property located at 4003 S. Thompson St., Springdale, Washington County, AR

Dear Owner/Lienholder:

This letter is being sent to you to advise you that the above-mentioned property is in violation of Chapters 42-77, 91-65, 91-69, 91-77, 91-72, 91-80, & 91-58 of the Code of Ordinances of the City of Springdale, Arkansas, a copy of which is enclosed. I have also enclosed photos showing these violations. This notice is being sent to you in accordance with Ark. Code Ann. §14-54-903, a copy of which is attached, wherein the City of Springdale is required to give the owner and lienholders seven (7) notice before undertaking any work on the property.

Please be advised that if the violations are not corrected within seven (7) days of your receipt of this letter, the City of Springdale will take the necessary steps to correct the violations on the property, and thereafter seek a lien against the property for the costs of remedying the violations. If you should have any questions, please feel free to contact me.

Respectfully,

Bob Nivens, Code Enforcement

enclosures

ErnestCa/2008Misc/ltrowner

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> <li>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	<p>A. Signature <input type="checkbox"/> Agent <input type="checkbox"/> Addressee  <i>Joyce Miller</i></p> <p>B. Received by (Printed Name) <input type="checkbox"/> Address  <i>Joyce Miller</i></p> <p>C. Date of Delivery  <i>11-20-13</i></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>1. Article Addressed to:</p> <div style="border: 1px solid black; padding: 5px; width: fit-content; margin: 10px auto;"> <p>OPT, LLC C/O Joyce Miller 12395 Cobb RD. Omaha, AR 72662</p> </div>	<p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail</p> <p><input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchant</p> <p><input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>
<p>2. Article Number: (Transfer from service label)</p>	<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p> <p>7010 2780 0001 9216 5524</p>



# City of Springdale

## Community Engagement Division

206 South Blair Street • Springdale, AR 72764 • Office 479-750-8549

February 13, 2014

Mr. David Carruth  
152 Madison Street  
Clarendon, AR 72029

Re: Property located at 4003 South Thompson Street, Springdale, AR

Dear Mr. Carruth:

This letter is being sent to you to advise you of a discussion concerning the property mentioned above. On March 3, 2014 at 5:30 p.m., there will be a meeting of the "Health and Sanitation Committee" at 201 North Spring Street, Springdale, AR, in the Multi-Purpose Room, regarding code violations at the aforementioned address and the abatement of those conditions.

The violations are 42-77, 91-58, 91-65, 91-69, 91-72, 91-77 and 91-80 of the Code of Ordinances of the City of Springdale, AR. A certified letter was sent on November 19, 2013 and accepted by Joyce Miller on November 20, 2013, to notify Mrs. Joyce Miller of the violations and the City's intention to undertake abatement if compliance by the owner did not occur.

Please contact us with any questions or concerns.

Sincerely,

Bobby Nivens  
Code Enforcement Officer

BN:jll

Via Certified Mail # \_\_\_\_\_

*Working Together to Foster a Healthy, Safe and Attractive Springdale*

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF THE RETURN ADDRESS, FOLD AT POSTAGE LINE

**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:

Mr. David Carruth  
152 Madison St.  
Clarendon, AR, 72029

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  Agent  
 Addressee

*David Carruth*

B. Received by (Printed Name) C. Date of Delivery

2-18-14

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) 7013 0600 0001 6398 9676



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

March 18, 2014

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Ernest B. Cate
City Attorney

Taylor Samples
Deputy City Attorney

Sarah Sparkman
Deputy City Attorney

David D. Phillips
Deputy City Attorney

Lynda Belvedrest
Case Coordinator/
Victim Advocate

Steve Helms
Investigator

Cindy Horlick
Administrative Legal
Assistant/Paralegal

Joyce Miller
Registered Agent for OPT, LLC
12395 Cobb Rd.
Omaha, AR 72662

RE: Notice of clean-up lien located at 4003 S. Thompson, Springdale,
Washington County, Arkansas,
Tax Parcel No. 815-294777-000

Dear Ms. Miller:

On May 7, 2013, a notice of Code violation was mailed to the owner of record of
the property located at 4003 S. Thompson, Springdale, Arkansas. This notice
stated that the property was in violation of Springdale City Ordinances 42-77, 42-
78, 91-65, 91-69, 91-77, 91-72, 91-80, and 91-58, and needed to be remedied
within seven (7) days. The letter stated that the City intended to seek a clean-up
lien on this property, pursuant to Ark. Code Ann. §14-54-903, if the violations
were not remedied.

No action was taken by the owner to clean up the property within seven (7)
business days. As a result, the City of Springdale took action to remedy the
violations on the property, as is allowed by Ark. Code Ann. §14-54-903, on or
about March 10, 2014, through March 13, 2014. As of this date, the total costs
incurred and paid by the City of Springdale to clean this property are \$51,150.31.
I have enclosed 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 May 9, 2014, a hearing will be held before the Springdale
City Council pursuant to Ark. Code Ann. §14-54-903 to determine the amount of

the clean-up lien to which the City is entitled for cleaning up the property. The hearing will be held Tuesday, May 13, 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.

Additionally, this matter will be discussed at the Ordinance Committee meeting on May 5, 2014 at 5:30 p.m. in the Multipurpose Room at the City Administration Building, 201 Spring Street, Springdale, Arkansas. Your attendance is encouraged.

If you desire not to contest this amount, and desire not to have a hearing on the matter, please remit the total sum of \$51,156.42, which includes \$51,150.31 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

enclosure  
SS

cc: Sam Goad  
Missha Wagoner

**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:

Joyce Miller  
 Registered Agent for OPT, LLC  
 12395 Cobb Rd.  
 Omaha, AR 72662

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  Agent  
 Addressee

B. Received by (Printed Name) C. Date of Delivery  
 Joyce Miller 3-19-14

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 1864



**CITY ABATEMENT - 3/13/2014 3:26 PM (PUBLIC WORKS 6)**

Property Address **4003 S Thompson**  
 Date of Abatement **3/10/2014 8:00 AM**  
 Officer on Site **Bobby Nivens**  
 Supervisor on Job **Terry Anderson, James Carr**

**Employee**

Employee

**Allen Hervey, Denny Sinclair, Ervin Phillips, James Carr, Jeff Powell, Kent Cornett, Mike Gibbs, Terry Anderson, Trail Sloan**

AH Benefit Rate **\$28.03**  
 DS Benefit Rate **\$28.17**  
 EP Benefit Rate **\$23.66**  
 JC Benefit Rate **\$41.48**  
 JP Benefit Rate **\$24.07**  
 KC Benefit Rate **\$28.33**  
 MG Benefit Rate **\$29.86**  
 TA Benefit Rate **\$41.48**  
 TS Benefit Rate **\$24.2**

**Type of Abatement**

1 Method of Abatement **Property Clean Up - Junk and Trash**

**Equipment Used**

Equipment

**644 Dump Truck, 645 Dump Truck, 646 Dump Truck, 647 Dump Truck, 702 Track Loader, 6019 (S-10) Service Pick Up**

644 Dump Truck **\$175**  
 645 Dump Truck **\$175**  
 646 Dump Truck **\$175**  
 648 Dump Truck **\$175**  
 702 Track Loader **\$95**  
 6019 (S-10) Service Pick Up **\$55**

Time of Abatement in Hours **7**

Number of Temporary Laborers **0**

Temporary Labor Cost **0**

Employee Cost per hour **269.28**

Total Employee Cost **1884.96**

Equipment Cost per hour **87.71**

Total Equipment Cost **6069**

Mobilization Fee **\$100**

Landfill Tipping Fee **\$2849.88**

Total Cost of Abatement **11003.84**



**City of Springdale  
Code Enforcement**

206 South Blair Street - Springdale, AR 72764 - Office 479/796-7712

**CITY ABATEMENT - 3/14/2014 11:21 AM (PUBLIC WORKS 6)**

Property Address 4003 S Thompson  
 Date of Abatement 3/11/2014 8:00 AM  
 Officer on Site Bobby Nivens  
 Supervisor on Job Terry Anderson, James Carr

**Employee**

Employee

Allen Hervey, Andy Marrs, Denny Sinclair, Ervin Phillips, James Carr, Kent Cornett, Mike Gibbs, Nathan Cheatham, Terry Anderson, Trail Sloan, Wayne Terry

AH Benefit Rate \$28.03  
 AM Benefit Rate \$21.66  
 DS Benefit Rate \$28.17  
 EP Benefit Rate \$23.66  
 JC Benefit Rate \$41.48  
 KC Benefit Rate \$28.33  
 MG Benefit Rate \$28.86  
 NC Benefit Rate \$21.66  
 TA Benefit Rate \$41.48  
 TS Benefit Rate \$24.2  
 WT Benefit Rate \$30.52

**Type of Abatement**

1 Method of Abatement

Property Clean Up - Junk and Trash

**Equipment Used**

Equipment

644 Dump Truck, 645 Dump Truck, 646 Dump Truck, 648 Dump Truck, 701 Wheel Loader, 702 Track Loader, 703 Track Dozer, 6003 4x4 Service Truck, 6015 Service Truck, 6037 Service Pick Up Truck

644 Dump Truck \$175  
 645 Dump Truck \$175  
 646 Dump Truck \$175  
 648 Dump Truck \$175  
 701 Wheel Loader \$120  
 702 Track Loader \$95  
 703 Track Dozer \$120  
 6003 4x4 Service Truck \$35  
 6015 Service Truck \$35  
 6037 Service Pick Up Truck \$35

Time of Abatement in Hours

7

Number of Temporary Laborers

0

Temporary Labor Cost

0

Employee Cost per hour

\$19.05

Total Employee Cost

2233.35

Equipment Cost per hour

\$377

Total Equipment Cost

8239

Mobilization Fee

\$600

Landfill Tipping Fee

\$6470.15

Total Cost of Abatement

15142.65



**City of Springdale**  
Code Enforcement

206 South Blair Street - Springdale, AR 72764 - Office: 478/786-7712

**CITY ABATEMENT - 3/14/2014 11:42 AM (PUBLIC WORKS 6)**

Status: CITY ABATEMENT  
 Order #: C2 THO4003-03  
 Property Address: 4003 S Thompson  
 Date of Abatement: 3/12/2014 8:00 AM  
 Officer on Site: Bobby Nivens  
 Supervisor on Job: James Carr

**Employee**

Employee: Allen Hervey, Andy Marrs, Charlie Bland, Denny Sinclair, Ervin Phillips, Parker Meadors, Ron Walker, Wayne Terry

AH Benefit Rate: \$28.03  
 AM Benefit Rate: \$21.66  
 CB Benefit Rate: \$25.46  
 DS Benefit Rate: \$28.17  
 EP Benefit Rate: \$23.66  
 PM Benefit Rate: \$21.66  
 RW Benefit Rate: \$21.66  
 WT Benefit Rate: \$30.52

**Type of Abatement**

1 Method of Abatement: Property Clean Up - Junk and Trash

**Equipment Used**

Equipment: 644 Dump Truck, 645 Dump Truck, 646 Dump Truck, 648 Dump Truck, 660/652 New Bulky Waste Truck, 701 Wheel Loader, 6001/6005 Service Pick Up Truck, 6015 Service Truck

644 Dump Truck: \$175  
 645 Dump Truck: \$175  
 646 Dump Truck: \$175  
 648 Dump Truck: \$175  
 660 New Bulky Waste Truck: \$200  
 701 Wheel Loader: \$120  
 6001 Service Pick Up Truck: \$35  
 6015 Service Truck: \$35

Time of Abatement in Hours: 7  
 Number of Temporary Laborers: 0  
 Temporary Labor Cost: 0  
 Employee Cost per hour: 200.82  
 Total Employee Cost: 1405.74  
 Equipment Cost per hour: 1127  
 Total Equipment Cost: 7889  
 Mobilization Fee: \$200  
 Landfill Tipping Fee: \$57.57  
 Total Cost of Abatement: 15208.01



**City of Springdale**  
Code Enforcement

206 South Blair Street - Springdale, AR 72764 - Office 479/786-7713

**CITY ABATEMENT - 3/14/2014 11:48 AM (PUBLIC WORKS 6)**

Status: CITY ABATEMENT  
 Order #: C2-TH04003-04  
 Property Address: 4003 S Thompson  
 Date of Abatement: 3/13/2014 8:00 AM  
 Officer on Site: Bobby Nivens  
 Supervisor on Job: Terry Anderson

**Employee**

Employee: Allen Hervey, Andy Marrs, Charlie Bland, Denny Sinclair, Ervin Phillips, Jeff Powell, Nathan Cheatham, Parker Meadors, Ron Walker, Wayne Terry

AH Benefit Rate: \$28.03  
 AM Benefit Rate: \$21.66  
 CB Benefit Rate: \$25.46  
 DS Benefit Rate: \$28.17  
 EP Benefit Rate: \$23.66  
 JP Benefit Rate: \$24.07  
 NC Benefit Rate: \$21.66  
 PM Benefit Rate: \$21.66  
 RW Benefit Rate: \$21.66  
 WT Benefit Rate: \$30.52

**Type of Abatement**

1 Method of Abatement: Property Clean-Up - Junk and Trash

**Equipment Used**

Equipment: 644 Dump Truck, 645 Dump Truck, 646 Dump Truck, 648 Dump Truck, 660/652 New Bulky Waste Truck, 701 Wheel Loader, 6001/6005 Service Pick Up Truck, 6015 Service Truck, 6025 Service Pick Up Truck

644 Dump Truck: \$175  
 645 Dump Truck: \$175  
 646 Dump Truck: \$175  
 648 Dump Truck: \$175  
 660 New Bulky Waste Truck: \$200  
 701 Wheel Loader: \$120  
 6001 Service Pick Up Truck: \$35  
 6015 Service Truck: \$35  
 6025 Service Pick Up Truck: \$35

Time of Abatement in Hours: 4  
 Number of Temporary Laborers: 0  
 Temporary Labor Cost: 0  
 Employee Cost per hour: 986.2  
 Total Employee Cost: 986.2  
 Equipment Cost per hour: 1162  
 Total Equipment Cost: 4648  
 Mobilization Fee: \$200  
 Landfill Tipping Fee: \$1294.06  
 Total Cost of Abatement: 7126.26

Boston Mountain Solid Waste District

11398 Bond Road  
 Prairie Grove, AR 72753-9345

# Invoice

Date	Invoice #
3/13/2014	2014-00548

<b>Bill To</b>
City of Springdale c/o Doug Sprouse 201 Spring St. Springdale, AR 72764

P.O. No.	Terms	Project

Quantity	Description	Rate	Amount
33	Passenger Tire Disposal	2.00	66.00
84	Passenger with rim	4.00	336.00
1	Truck Tire Disposal	10.00	10.00
	Tires from Clean up		
	Sales Tax	7.75%	0.00
<b>Total</b>			<b>\$412.00</b>

5

**DUPLICATE RECEIPT**

Feed, Seed & More  
410 E Huntsville Avenue  
Springdale, AR 72764  
(479)756-9337

**Sales Receipt**

Transaction #: 384922  
Account #: 0036  
Date: 3/13/2014 Time: 12:45:17 PM  
Cashier: 3 Register #: 2

Item	Description	Amount
546587654	>> KY 31 Fescue (50#)	\$195.00
	5 @ \$39.00	
		-----
	Sub Total	\$195.00
	State Tax	\$12.68
	County Tax	\$2.44
	City Tax	\$3.90
	Total	\$214.02
	Store Account	\$214.02
	Previous Balance	\$41.68
	New Balance	\$255.70
	Change Due	\$0.00



**City of Springdale  
Code Enforcement**

606 South Blair Street - Springdale, AR 72764 - Office 479-768-7711

*Discounted Bill*

**CITY ABATEMENT - 3/13/2014 3:26 PM (PUBLIC WORKS 6)**

Property Address	4003 S Thompson
Date of Abatement	3/13/2014 3:26 PM
Officer on Site	Bobby Nivens
Supervisor of Job	Terry Anderson, James Carr

**Employee**  
Allen Hervey, Denny Sinclair, Ervin Phillips, James Carr, Jeff Powell, Kent Cornett, Mike Gibbs, Terry Anderson, Trail Sloan

AR Benefit Rate	\$28.03
DS Benefit Rate	\$28.17
BP Benefit Rate	\$28.56
JC Benefit Rate	\$41.48
JP Benefit Rate	\$28.07
KC Benefit Rate	\$28.33
MC Benefit Rate	\$28.88
TA Benefit Rate	\$41.48
TS Benefit Rate	\$28.22

**Method of Compliance**  
1 Method of Compliance Property Clean Up - Junk and Trash

**Equipment Used**

Equipment	644 Dump Truck, 645 Dump Truck, 646 Dump Truck, 647 Dump Truck, 702 Track Loader, 6019 (5-18) Service Pick Up
644 Dump Truck	\$175
645 Dump Truck	\$175
646 Dump Truck	\$175
647 Dump Truck	\$175
702 Track Loader	\$95
6019 (5-18) Service Pick Up	\$0

Time of Abatement in Hours	7
Number of Temporary Laborers	0
Temporary Labor Cost	\$0
Employee Cost per Hour	\$269.26
Total Employee Cost	\$1884.96
Equipment Cost per Hour	\$84.0
Total Equipment Cost	\$588.0
Mobilization Fee	\$200
Landfill Tipping Fee	\$0
Total Cost of Abatement	\$2672.96

*Corrected  
4-4-14*



**City of Springdale  
Code Enforcement**

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

**CITY ABATEMENT - 3/14/2014 11:21 AM (PUBLIC WORKS 6)**

Property Address	4003 S Thompson
Date of Abatement	3/14/2014 8:00 AM
Officer on Site	Bobby Nivens
Supervisor on Job	Terry Anderson, James Carr

**Employee**  
Allen Hervey, Andy Marrs, Danny Sinclair, Ervin Phillips, James Carr, Kent Cornett, Mike Gibbs, Nathan Cheatham, Terry Anderson, Trill Sloan, Wayne Terry

AM Benefit Rate	\$21.66
AM Benefit Rate	\$21.66
EP Benefit Rate	\$23.66
EP Benefit Rate	\$23.66
KC Benefit Rate	\$28.33
KC Benefit Rate	\$28.33
NC Benefit Rate	\$21.66
NC Benefit Rate	\$21.66
TS Benefit Rate	\$24.2
TS Benefit Rate	\$24.2

**Method of Compliance**  
1 Method of Compliance Property Clean Up - Junk and Trash

**Equipment Used**

Equipment	644 Dump Truck, 645 Dump Truck, 646 Dump Truck, 648 Dump Truck, 701 Wheel Loader, 702 Track Loader, 703 Track Dozer, 6006 4x4 Service Truck, 6015 Service Truck, 6037 Service Pick Up Truck
644 Dump Truck	\$175
645 Dump Truck	\$175
646 Dump Truck	\$175
648 Dump Truck	\$175
701 Wheel Loader	\$120
702 Track Loader	\$120
703 Track Dozer	\$120
6006 4x4 Service Truck	\$35
6015 Service Truck	\$35
6037 Service Pick Up Truck	\$35

Time of Abatement in Hours	7
Number of Temporary Abatees	0
Temporary Labor Cost	\$0
Employee Cost per Hour	\$319.06
Total Employee Cost	\$2233.35
Equipment Cost per Hour	\$1140
Total Equipment Cost	\$7980
Mobilization Fee	\$100
Landfill Tipping Fee	\$0
Total Cost of Abatement	\$10413.35

*Corrected  
4-4-14*



**City of Springdale  
Code Enforcement**

308 South Elm Street - Springdale, AR 72794 - Office 478/799-7711

**CITY ABATEMENT - 3/14/2014 11:42 AM (PUBLIC WORKS 6)**

Status: CITY ABATEMENT

Order: 000110400800

Property Address: 4003 S Thompson

Date of Abatement: 3/12/2014 8:00 AM

Officer on Site: Bobby Nivens

Supervisor on Job: James Carr

**Employee**

Allen Hervey, Andy Marrs, Charlie Bland, Denny Sinclair, Ervin Phillips, Parker Meadors, Ron Walker, Wayne Terry

**Employee**

AM Benefit Rate: \$21.66

AM Benefit Rate: \$21.66

OB Benefit Rate: \$21.66

DS Benefit Rate: \$28.17

PM Benefit Rate: \$21.66

PM Benefit Rate: \$21.66

WT Benefit Rate: \$30.52

WT Benefit Rate: \$30.52

**Method of Compliance**

Method of Compliance: Property Clean Up - Junk and Trash

**Equipment Used**

644 Dump Truck, 645 Dump Truck, 646 Dump Truck, 648 Dump Truck, 660/652 New Bulky Waste Truck, 701 Wheel Loader, 6001/6005 Service Pick Up Truck, 6015 Service Truck

**Equipment**

644 Dump Truck: \$175

645 Dump Truck: \$175

646 Dump Truck: \$175

648 Dump Truck: \$175

660 New Bulky Waste Truck: \$200

701 Wheel Loader: \$120

6001 Service Pick Up Truck: \$35

6015 Service Truck: \$35

Time of Abatement in Hours: 7

Number of Temporary Laborers: 0

Employee Cost per hour: \$200.82

Total Employee Cost: \$1405.74

Equipment Cost per hour: \$1090

Total Equipment Cost: \$7630

Mobilization Fee: \$200

Landfill/Loading Fee: \$0

Total Cost of Abatement: \$9235.74

*Corrected  
4-4-14*



**City of Springdale**  
Code Enforcement

208 South Bluff Street - Springdale, AR 72764 - Office 479/798-7711

**CITY ABATEMENT - 3/14/2014 11:48 AM (PUBLIC WORKS 6)**

Status: CITY ABATEMENT

Order #	C2 TH04003-04
Property Address	4003 S Thompson
Date of Abatement	3/13/2014 8:00 AM
Officer on Site	Bobby Nivens
Supervisor on Job	Terry Anderson

**Employee**

Employee Allen Hervey, Andy Marrs, Charlie Bland, Denny Sinclair, Ervin Phillips, Jeff Powell, Nathan Cheatham, Parker Meadors, Ron Walker, Wayne Terry

AM Benefit Rate	\$28.09
AM Benefit Rate	\$21.66
CB Benefit Rate	\$25.48
DS Benefit Rate	\$28.17
EP Benefit Rate	\$23.66
JP Benefit Rate	\$24.07
NC Benefit Rate	\$21.66
PM Benefit Rate	\$21.66
PP Benefit Rate	\$21.66
WT Benefit Rate	\$30.52

**Method of Compliance**

Method of Compliance	Property Clean Up - Junk and Trash
----------------------	------------------------------------

**Equipment Used**

Equipment 644 Dump Truck, 645 Dump Truck, 646 Dump Truck, 648 Dump Truck, 660/652 New Bulky Waste Truck, 701 Wheel Loader, 8001/6005 Service Pick Up Truck, 8015 Service Truck, 6025 Service Pick Up Truck

644 Dump Truck	\$175
645 Dump Truck	\$175
646 Dump Truck	\$175
648 Dump Truck	\$175
660 New Bulky Waste Truck	\$200
701 Wheel Loader	\$120
8001 Service Pick Up Truck	\$35
8015 Service Truck	\$35
6025 Service Pick Up Truck	\$35

Time of Abatement in Hours	4
Number of Temporary Laborers	0
Temporary Labor Cost	\$0
Employee Cost per Hour	\$246.55
Total Employee Cost	\$986.2
Equipment Cost per Hour	\$1125
Total Equipment Cost	\$4648
Mobilization Fee	\$200
Landfill Tipping Fee	\$0
Total Cost of Abatement	\$5797.2

5

**DUPLICATE RECEIPT**

Feed, Seed & More  
410 E Huntsville Avenue  
Springdale, AR 72764  
(479)756-9337

**Sales Receipt**

Transaction #: 384922  
Account #: 0036  
Date: 3/13/2014 Time: 12:45:17 PM  
Cashier: 3 Register #: 2

Item	Description	Amount
546587654	>> KY 31 Fescue (50#) 5 @ \$39.00	\$195.00
Sub Total		\$195.00
State Tax		\$12.68
County Tax		\$2.44
City Tax		\$3.90
Total		\$214.02
Store Account		\$214.02
Previous Balance		\$41.68
New Balance		\$255.70
Change Due		\$0.00

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION APPROVING A CONSTRUCTION  
PROGRESS PAYMENT FOR THE DON TYSON  
PARKWAY INTERCHANGE (12BPS1)**

**WHEREAS**, Pursuant to Ark Code Ann 14-58-305, Section 2-158 of the Springdale Code of Ordnances sets the maximum amount of any bill, debt, or liability that may be paid without the approval of City Council, and

**WHEREAS**, the maximum amount is set at \$1,000,000, and

**WHEREAS**, Construction Pay Application Number 11 for the Don Tyson Parkway (DTP) Interchange exceeds this amount, and

**WHEREAS**, the owner has previously entered into a contract with Emery Sapp and Sons, Inc (ESS) for the construction of the DTP Interchange, and

**WHEREAS**, the construction continues to progress and ESS is due the money owed based on the work performed;

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS** that the Mayor and City Clerk are hereby authorized to issue payment to Emery Sapp and Sons, Inc. in the amount of \$1,437,754.97 for the current pay application covering construction work performed to date.

**PASSED AND APPROVED** this \_\_\_\_ day of May, 2014.

\_\_\_\_\_  
Doug Sprouse, Mayor

ATTEST:

\_\_\_\_\_  
Denise Pearce, City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Ernest B. Cate, City Attorney

**MONTHLY INVOICE  
PREPARED BY  
GARVER**

<b>PROJECT NAME:</b>	I540-Don Tyson Pkwy. Interchng.	<b>INVOICE NUMBER:</b>	11
<b>AHTD Project Number</b>	040527		
<b>FAP Number</b>	STPU-540-1(260)70		
<b>OWNER:</b>	City of Springdale, AR 201 Spring Street Springdale, AR 72764	<b>FROM:</b>	04/01/14
		<b>THROUGH:</b>	04/30/14
<b>CONTRACTOR:</b>	Emery Sapp and Sons, Inc 5350 East State Hwy AA Springfield, MO 65803	<b>JOB NUMBER:</b>	08052100
		<b>COMPLETION DATE:</b>	n/a
<b>CONTRACT DATE:</b>	05/24/13	<b>DATE WORK BEGAN:</b>	06/10/13
<b>CONTRACT AMOUNT:</b>		<b>CONSTRUCTION TIME:</b>	
<b>ORIGINAL:</b>	\$11,168,013.97	<b>ALLOTTED:</b>	244 Working Days
<b>CHANGE ORDERS:</b>	(\$191,759.93)	<b>SUSPENDED:</b>	Working Days
<b>REVISED:</b>	\$10,976,254.04	<b>USED:</b>	159 Working Days
	72% of Contract Amount Used To-date		65% of Contract Time Used to Date

**CERTIFICATION, RECOMMENDATION, & APPROVAL**

The undersigned Contractor certifies that: (1) all previous progress payments received from Owner on account of Work done under the Contract referred to above have been applied on account to discharge Contractor's legitimate obligations incurred in connection with the Work covered by all prior Applications for Payment; (2) title of all Work, materials and equipment incorporated into said Work or otherwise listed in or covered by the Application for Payment will pass to Owner at time of payment free and clear of all Liens, security interests and encumbrances (except such as are covered by a Bond acceptable to Owner indemnifying Owner against any such Lien, security interest or encumbrance); (3) all Work covered by this Application for Payment is in accordance with the Contract Documents and not defective; (4) all contract labor standards requirements have been complied with by Contractor and by each subcontractor employing mechanics or laborers at the site of the work; and (5) the quantities shown on the attached Unit Price Schedule reflect the quantities complete at the closing date of this invoice period.

**Certified By:**  
**CONTRACTOR:** Emery Sapp and Sons, Inc  
Digitally signed by David B. Tag, PE  
DN: cn=David B. Tag, PE, o=Emery Sapp &  
Sons, Inc., ou  
email=David.B.Tag@esapp.com, ou=ES  
Phone: 763.4.01.11-12-22, d=0001  
**By:** David B. Tag, PE

**Date:** May 17, 2014

**Recommended By:**  
**ENGINEER:** Garver  
Digitally Signed  
2014.05.21  
14:41:51-05'00'  
**By:** 

**Date:** May 21, 2014

**Approval for Payment By:**  
**OWNER:** City of Springdale, AR

**Approved By:** \_\_\_\_\_  
**Date:** \_\_\_\_\_

<b>Total Amount of Work Done</b>	<b>7,752,908.43</b>
<b>Plus Materials Stored</b>	<b>156,829.78</b>
<b>TOTAL</b>	<b>7,909,738.21</b>
<b>Less Retainage (5% of Total Amount of Work Done)</b>	<b>387,645.42</b>
<b>Difference</b>	<b>7,522,092.79</b>
<b>Less Previous Payments</b>	<b>6,084,337.82</b>
<b>AMOUNT DUE ON CONTRACT THIS INVOICE</b>	<b>1,437,754.97</b>

ITEM NUMBER	DESCRIPTION	UNIT	ORIGINAL CONTRACT QUANTITY	UNIT PRICE	REVISED CONTRACT QUANTITY	QUANTITY THIS INVOICE	AMOUNT THIS INVOICE	QUANTITY TO-DATE	AMOUNT TO-DATE
SP2-4.1	Bridge Construction	L.S.	1.00	\$2,250,000.00	1.00	0.19	427,500.00	0.80	1,800,000.00
SP4-4.1	Steel Piling (HP12x53)	L.F.	6,505.00	\$59.00	6,505.00	0.00	0.00	6,722.91	396,651.69
SP5-4.1	Aesthetic Enhancements	L.S.	1.00	\$55,860.00	1.00	0.20	11,172.00	0.50	27,930.00
SP8-5.1a	West MSE Retaining Wall	L.S.	1.00	\$139,280.00	1.00	0.00	0.00	1.00	139,280.00
SP8-5.1b	East MSE Retaining Wall	L.S.	1.00	\$128,600.00	1.00	0.00	0.00	1.00	128,600.00
SP8-5.2	Select Granular Backfill	C.Y.	7,365.00	\$44.50	7,365.00	2.20	97.90	7,312.89	325,423.61
SP10-5.1	Wire Rope Safety Fence Modification	L.S.	1.00	\$10,000.00	1.00	0.00	0.00	1.00	10,000.00
SP11-9.1	Dynamic Deep Compaction	STA.	3.02	\$24,189.50	3.02	0.00	0.00	3.02	73,052.29
SP11-9.2	C3 Crushed Stone	TON	11,500.00	\$13.21	5,353.70	0.00	0.00	5,353.70	70,722.38
SP11-9.3	Geogrid	S.Y.	3,490.00	\$4.01	3,490.00	0.00	0.00	3,076.00	12,334.76
SP12-7.1	Compacted Clay Cover	C.Y.	1,694.00	\$12.24	1,694.00	0.00	0.00	1,694.00	20,734.56
SP26-2.1	Incentive Pay	DAY	30.00	\$3,500.00	30.00	0.00	0.00	0.00	0.00
SP29-4.1	Structure Removal	L.S.	1.00	\$188,500.00	1.00	0.00	0.00	1.00	188,500.00
E1-3.1	Site Preparation	L.S.	1.00	\$636,930.00	1.00	0.04	25,477.20	0.85	541,390.50
E2-6.1	C2 Unclassified Excavation (Plan Quantity)	C.Y.	144,298.00	\$6.28	145,288.00	29,541.00	185,517.48	145,288.00	912,408.64
E2-6.2	Embankment Construction (Plan Quantity)	C.Y.	146,851.00	2.11	146,851.00	0.00	0.00	122,253.00	257,953.83
E2-6.3	C4 Undercut Excavation and Backfill	C.Y.	23,229.00	4.01	22,169.16	36.00	144.36	1,518.50	6,089.19
E4-5.1	Trench and Excavation Safety System	L.S.	1.00	4,158.08	1.00	0.00	0.00	1.00	4,158.08
P1-5.1a	Aggregate Base Course (Class TON 4)	TON	940.00	16.78	940.00	0.00	0.00	959.35	16,097.89
P1-5.1b	C2 Aggregate Base Course (Class TON 7)	TON	47,355.00	14.64	46,516.00	3,282.52	48,056.09	32,783.46000	479,949.85
P3-5.1a	C2 ACHM Surface Course (PG76-C3 22)	TON	6,932.00	\$ 82.18	6,061.00	0.00	0.00	0.00	0.00
P3-5.1b	C2 ACHM Binder Course (PG76-C3 22)	TON	9,232.00	\$ 67.04	8,168.00	3,133.01	210,036.99	4,125.57	276,578.21
P3-5.1c	C2 ACHM Base Course (PG76-C3 22)	TON	13,256.00	\$ 58.01	12,115.00	7,484.17	434,156.70	9,007.01	522,496.65
P5-5.1	Concrete Driveways	S.Y.	130.00	44.00	130.00	91.00	4,004.00	152.40	6,705.60
I1-5.1	Maintenance of Traffic	L.S.	1.00	460,614.06	1.00	0.08	36,849.12	0.79	363,885.10
I2-4.1	C2 Concrete Ditch Paving	S.Y.	2,232.00	37.39	2,158.00	0.00	0.00	1,466.60	54,836.17
I3-6.1a	C2 18" Reinforced Concrete Pipe, Class III	L.F.	1,074.00	45.40	982.00	52.50	2,383.50	844.50	38,340.30
I3-6.1b	C2 24" Reinforced Concrete Pipe, Class III	L.F.	958.00	66.52	716.00	103.00	6,851.56	716.00	47,628.32
I3-6.1c	C2 30" Reinforced Concrete Pipe, Class III	L.F.	1,622.00	89.64	1,168.00	0.00	0.00	1,213.00	108,733.32
I3-6.1d	C2 36" Reinforced Concrete Pipe, Class III	L.F.	160.00	100.69	160.00	0.00	0.00	160.00	16,110.40
I3-6.2a	C2 18" Reinforced Concrete Flared End Section	EA.	1.00	\$764.82	2.00	0.00	0.00	3.00	2,294.46
I3-6.2b	C2 24" Reinforced Concrete Flared End Section	EA.	14.00	\$923.21	13.00	0.00	0.00	14.00	12,924.94
I3-6.2c	C2 30" Reinforced Concrete Flared End Section	EA.	9.00	\$1,070.53	8.00	0.00	0.00	9.00	9,634.77
I3-6.2d	C2 36" Reinforced Concrete Flared End Section	EA.	3.00	\$2,160.72	3.00	0.00	0.00	3.00	6,482.16
I4-5.1	Extension of Triple 5'X3' Reinforced Concrete Box Culvert	L.S.	1.00	\$59,840.02	1.00	0.00	0.00	1.00	59,840.02
I5-6.1b	C2 Drop Inlet (Type MO) *	EA.	18.00	\$4,512.38	16.00	12.00	54,148.56	16.00	72,198.08
I5-6.1c	Drop Inlet (Type RM)	EA.	1.00	\$2,807.79	1.00	1.00	2,807.79	1.00	2,807.79
I5-6.1d	Drop Inlet (Type Special 1)	EA.	5.00	\$3,430.72	5.00	1.00	3,430.72	1.00	3,430.72
I5-6.1e	Drop Inlet (Type Special 2)	EA.	4.00	\$3,038.47	4.00	0.00	0.00	4.00	12,153.88
I5-6.1f	Junction Box (Type E)	EA.	2.00	\$4,077.37	2.00	0.00	0.00	2.00	8,154.74
I5-6.1g	Junction Box (Type ST)	EA.	2.00	\$4,043.98	2.00	0.00	0.00	2.00	8,087.96

ITEM NUMBER	DESCRIPTION	UNIT	ORIGINAL CONTRACT QUANTITY	UNIT PRICE	REVISED CONTRACT QUANTITY	QUANTITY THIS INVOICE	AMOUNT THIS INVOICE	QUANTITY TO-DATE	AMOUNT TO-DATE
I6-5.1a	Adjust Curb Inlet to Grade	EA.	1.00	\$3,190.00	1.00	0.00	0.00	0.00	0.00
I6-5.1b	Adjust Junction Box to Grade	EA.	2.00	\$2,640.00	2.00	0.00	0.00	0.00	0.00
I8-5.1a	C2 Asphalt Pavement Repair	S.Y.	53.00	\$80.00	-	0.00	0.00	0.00	0.00
I8-5.1b	Concrete Pavement Repair	S.Y.	84.00	\$47.87	84.00	0.00	0.00	0.00	0.00
I8-5.1c	Temporary Pavement Repair	S.Y.	25.00	47.87	25.00	0.00	0.00	0.00	0.00
I9-5.1	Guardrail (Type A)	L.F.	1,275.00	21.00	1,275.00	0.00	0.00	0.00	0.00
I9-5.2	Terminal Anchor Post (Type 1)	EA.	2.00	650.00	2.00	0.00	0.00	0.00	0.00
I9-5.3	Thrie Beam Guardrail Terminal	EA.	1.00	2,000.00	1.00	0.00	0.00	0.00	0.00
I9-5.4	Guardrail Terminal (Type 2)	EA.	3.00	1,150.00	3.00	0.00	0.00	0.00	0.00
I10-4.1	Wire Fence (Type A)	L.F.	8,274.00	5.09	8,274.00	0.00	0.00	8,274.00	42,114.66
I11-4.1	Seeding	ACRE	31.00	1,650.00	31.00	0.00	0.00	19.00	31,350.00
I12-5.1	Temporary Erosion Control	L.S.	1.00	41,000.00	1.00	0.00	0.00	0.95	38,950.00
I13-5.1	C2 Sodding	S.Y.	1,361.00	6.50	1,293.00	0.00	0.00	0.00	0.00
I15-5.1	Concrete Island (8")	S.Y.	482.00	38.00	482.00	0.00	0.00	0.00	0.00
I16-5.1	C2 Sidewalk	S.Y.	2,974.00	33.03	2,718.00	597.00	19,718.91	668.30	22,073.95
I17-5.1	C2 Concrete Curb and Gutter	L.F.	8,472.00	10.50	7,718.00	1,728.00	18,144.00	6,603.00	69,331.50
I18-4.1	Roadway Construction Control	L.S.	1.00	74,800.00	1.00	0.25	18,700.00	0.80	59,840.00
I19-6.1	Mailbox Relocation	EA.	5.00	284.41	5.00	0.00	0.00	3.00	853.23
I20-4.1a	Concrete Barrier Wall (Median Type Special)	L.F.	755.00	144.00	755.00	0.00	0.00	755.00	108,720.00
I20-4.1b	Concrete Barrier Wall (Pier Protection Type A)	L.F.	31.11	\$167.49	31.11	0.00	0.00	31.11	5,210.61
T1-5.1	Reflectorized Paint Pavement Marking - 10" White	L.F.	625.00	\$5.00	625.00	0.00	0.00	0.00	0.00
T1-5.2a	C2 Thermoplastic Pavement Marking - 4" White	L.F.	7,239.00	\$1.00	6,804.00	0.00	0.00	0.00	0.00
T1-5.2b	C2 Thermoplastic Pavement Marking - 6" White	L.F.	740.00	\$4.00	380.00	0.00	0.00	0.00	0.00
T1-5.2c	C2 Thermoplastic Pavement Marking - 8" White	L.F.	2,035.00	\$5.00	1,225.00	0.00	0.00	0.00	0.00
T1-5.2d	C2 Thermoplastic Pavement Marking - 12" White	L.F.	1,676.00	\$10.00	1,678.00	0.00	0.00	0.00	0.00
T1-5.2e	Thermoplastic Pavement Marking - 24" White	L.F.	70.00	\$20.00	70.00	0.00	0.00	0.00	0.00
T1-5.2f	C2 Thermoplastic Pavement Marking - 4" Yellow	L.F.	10,027.00	\$1.00	9,784.00	0.00	0.00	0.00	0.00
T1-5.2g	Thermoplastic Pavement Marking - 12" Yellow	L.F.	92.00	\$10.00	92.00	0.00	0.00	0.00	0.00
T1-5.2h	C2 Thermoplastic Pavement Marking (Words)	EA.	24.00	\$500.00	21.00	0.00	0.00	0.00	0.00
T1-5.2i	C2 Thermoplastic Pavement Marking (Arrows)	EA.	27.00	\$300.00	23.00	0.00	0.00	0.00	0.00
T1-5.3	C2 Raised Pavement Markers (Type II)	EA.	908.00	\$7.00	899.00	0.00	0.00	0.00	0.00
T1-5.4a	High Performance Pavement Marking - 4" White	L.F.	15,311.00	\$2.25	15,311.00	0.00	0.00	0.00	0.00
T1-5.4b	High Performance Pavement Marking - 8" White	L.F.	1,643.00	\$5.00	1,643.00	0.00	0.00	0.00	0.00
T1-5.4c	High Performance Pavement Marking - 4" Yellow	L.F.	5,272.00	\$2.25	5,272.00	0.00	0.00	0.00	0.00
T1-5.4d	High Performance Contrast Marking Tape - 4" White	L.F.	305.00	7.00	305.00	0.00	0.00	0.00	0.00
T1-5.4e	High Performance Contrast Marking Tape - 4" Yellow	L.F.	470.00	7.00	470.00	0.00	0.00	0.00	0.00

ITEM NUMBER	DESCRIPTION	UNIT	ORIGINAL CONTRACT QUANTITY	UNIT PRICE	REVISED CONTRACT QUANTITY	QUANTITY THIS INVOICE	AMOUNT THIS INVOICE	QUANTITY TO-DATE	AMOUNT TO-DATE
T2-4.1a	Guide Sign (Roadside Mounted)	S.F.	2,259.25	52.00	2,259.25	0.00	0.00	0.00	0.00
T2-4.1b	Guide Sign (Overhead Mounted)	S.F.	690.30	60.00	690.30	0.00	0.00	0.00	0.00
T2-4.1c	Standard Roadside Sign	S.F.	695.06	26.00	695.06	0.00	0.00	0.00	0.00
T2-4.2	Delineators	EA.	76.00	40.00	76.00	0.00	0.00	0.00	0.00
T3-4.1	System Local Controller TS2-Type 2 (8 Phases)	EA.	2.00	25,355.00	2.00	0.00	0.00	0.00	0.00
T3-4.2	Traffic Signal Head, LED, (3 Section, 1 Way)	EA.	24.00	790.00	24.00	0.00	0.00	0.00	0.00
T3-4.3	Countdown Pedestrian Signal Head, LED	EA.	12.00	645.00	12.00	0.00	0.00	0.00	0.00
T3-4.4a	Traffic Signal Cable (5c/14 AWG)	L.F.	2,853.00	1.25	2,853.00	0.00	0.00	0.00	0.00
T3-4.4b	Traffic Signal Cable (7c/14 AWG)	L.F.	5,551.00	1.45	5,551.00	0.00	0.00	0.00	0.00
T3-4.5a	Galvanized Steel Conduit (1.25")	L.F.	30.00	12.25	30.00	0.00	0.00	0.00	0.00
T3-4.5b	Galvanized Steel Conduit (2")	L.F.	300.00	16.25	300.00	0.00	0.00	0.00	0.00
T3-4.6a	Non-Metallic Conduit (1.25")	L.F.	18.00	7.25	18.00	0.00	0.00	0.00	0.00
T3-4.6b	Non-Metallic Conduit (2")	L.F.	2,598.00	8.00	2,598.00	0.00	0.00	130.00	1,040.00
T3-4.6c	Non-Metallic Conduit (3")	L.F.	961.00	\$17.00	961.00	0.00	0.00	370.00	6,290.00
T3-4.7	Concrete Pull Box (Type 2, HD)	EA.	30.00	\$905.00	30.00	0.00	0.00	0.00	0.00
T3-4.8a	Traffic Signal Mast Arm And Pole With Foundation (36')	EA.	1.00	\$11,330.00	1.00	0.00	0.00	0.00	0.00
T3-4.8b	Traffic Signal Mast Arm And Pole With Foundation (40')	EA.	1.00	\$11,365.00	1.00	0.00	0.00	0.00	0.00
T3-4.8c	Traffic Signal Mast Arm And Pole With Foundation (48')	EA.	1.00	\$13,325.00	1.00	0.00	0.00	0.00	0.00
T3-4.8d	Traffic Signal Mast Arm And Pole With Foundation (38'-54')	EA.	1.00	\$17,975.00	1.00	0.00	0.00	0.00	0.00
T3-4.8e	Traffic Signal Mast Arm And Pole With Foundation (56')	EA.	1.00	\$16,805.00	1.00	0.00	0.00	0.00	0.00
T3-4.8f	Traffic Signal Mast Arm And Pole With Foundation (58')	EA.	1.00	\$16,515.00	1.00	0.00	0.00	0.00	0.00
T3-4.8h	Traffic Signal Mast Arm And Pole With Foundation (64')	EA.	1.00	\$16,630.00	1.00	0.00	0.00	0.00	0.00
T3-4.9	Traffic Signal Pedestal Pole With Foundation	EA.	5.00	\$1,705.00	5.00	0.00	0.00	0.00	0.00
T3-4.10a	ATCS Processing Unit	EA.	2.00	\$65,565.00	2.00	0.00	0.00	0.00	0.00
T3-4.10b	Video Detector (IP)	EA.	12.00	\$590.00	12.00	0.00	0.00	0.00	0.00
T3-4.10c	Network Cable, Exterior, Cat 5	L.F.	2,520.00	\$0.95	2,520.00	0.00	0.00	0.00	0.00
T3-4.11	Battery Backup System	EA.	2.00	\$8,660.00	2.00	0.00	0.00	0.00	0.00
T3-4.12a	Electrical Conductors-In-Conduit (2c/6 AWG)	L.F.	48.00	\$1.90	48.00	0.00	0.00	0.00	0.00
T3-4.12b	Electrical Conductors-In-Conduit (1c/8 AWG, EGC)	L.F.	1,161.00	1.05	1,161.00	0.00	0.00	0.00	0.00
T3-4.12c	Electrical Conductors-In-Conduit (1c/12 AWG, EGC)	L.F.	385.00	0.85	385.00	0.00	0.00	0.00	0.00
T3-4.13	Electrical Conductors For Luminaires	L.F.	1,524.00	1.85	1,524.00	0.00	0.00	0.00	0.00
T3-4.14	Luminaire Assembly	EA.	7.00	315.00	7.00	0.00	0.00	0.00	0.00
T3-4.15	Service Point Assembly (2 Circuits)	EA.	2.00	5,145.00	2.00	0.00	0.00	0.00	0.00

ITEM NUMBER	DESCRIPTION	UNIT	ORIGINAL CONTRACT QUANTITY	UNIT PRICE	REVISED CONTRACT QUANTITY	QUANTITY THIS INVOICE	AMOUNT THIS INVOICE	QUANTITY TO-DATE	AMOUNT TO-DATE
T3-4.16	Louvers	EA.	6.00	300.00	6.00	0.00	0.00	0.00	0.00
M3-4.1	Cold Milling Asphalt Pavement	S.Y.	1,950.00	6.85	1,950.00	0.00	0.00	0.00	0.00
M5-5.1	Pipe Embedment	C.Y.	300.00	21.98	300.00	0.00	0.00	0.00	0.00
M8-4.1	Erosion Control Matting	S.Y.	135.00	5.00	135.00	0.00	0.00	0.00	0.00
W1	Water Line Erosion Control	L.S.	1.00	4,364.50	1.00	0.00	0.00	1.00	4,364.50
W2	Water Line Traffic Control	L.S.	1.00	3,755.50	1.00	0.00	0.00	1.00	3,755.50
W3	Water Line Mobilization	L.S.	1.00	5,582.50	1.00	0.00	0.00	1.00	5,582.50
W4	Water Line Trench Excavation Safety	L.S.	1.00	1.01	1.00	0.00	0.00	1.00	1.01
W5	Water Line Construction Staking and Record Drawing Data	L.S.	1.00	4,364.50	1.00	0.00	0.00	1.00	4,364.50
W6	Water Line Site Work	L.S.	1.00	7,612.50	1.00	0.00	0.00	1.00	7,612.50
W7	Spot Dig and Verify Existing Utility Locations	L.S.	1.00	\$2,740.50	1.00	0.00	0.00	1.00	2,740.50
W8	12" DI Class 50 Water Line	L.F.	620.00	\$48.21	620.00	0.00	0.00	509.00	24,538.89
W9	8" DI Class 50 Water Line	L.F.	1,600.00	\$38.06	1,600.00	0.00	0.00	1,241.00	47,232.46
W10	6" DI Class 50 Water Line	L.F.	2,000.00	\$27.91	2,000.00	0.00	0.00	1,941.00	54,173.31
W11	Water Service Line	L.F.	200.00	\$18.78	200.00	0.00	0.00	94.00	1,765.32
W12	Water Meter Setting	EA.	5.00	\$710.50	5.00	0.00	0.00	7.00	4,973.50
W13	12"x12" Tapping Sleeve and Valve	EA.	2.00	\$6,090.00	2.00	0.00	0.00	0.00	0.00
W14	6"x6" Tapping Sleeve and Valve	EA.	3.00	\$3,045.00	3.00	0.00	0.00	3.00	9,135.00
W15	12" Butterfly Valve	EA.	5.00	\$1,725.50	5.00	0.00	0.00	2.00	3,451.00
W16	8" Gate Valve	EA.	3.00	\$1,319.50	3.00	0.00	0.00	4.00	5,278.00
W17	6" Gate Valve	EA.	3.00	\$913.50	3.00	0.00	0.00	3.00	2,740.50
W18	Ductile Iron Fittings	LBS	3,300.00	\$5.08	3,300.00	0.00	0.00	1,683.00	8,549.64
W19	Cut and Plug Existing 12" Water Line	EA.	2.00	\$1,116.50	2.00	0.00	0.00	0.00	0.00
W20	Cut and Plug Existing 6" Water Line	EA.	4.00	\$913.50	4.00	0.00	0.00	4.00	3,654.00
W21	12" Steel Encasement by Open Cut	L.F.	230.00	\$50.75	230.00	0.00	0.00	230.00	11,672.50
W22	12" Bored Steel Encasement	L.F.	273.00	187.78	273.00	0.00	0.00	273.00	51,263.94
W23	Fire Hydrant Assembly	EA.	7.00	3,552.50	7.00	0.00	0.00	7.00	24,867.50
W24	Flowable Fill for Abandoned Water Lines	L.F.	2,300.00	8.12	2,300.00	0.00	0.00	0.00	0.00
W25	Utility Marker	EA.	7.00	71.05	7.00	0.00	0.00	0.00	0.00
W26	Water Line Undercut and Backfill	CY	50.00	40.60	50.00	0.00	0.00	0.00	0.00
W27	Water Line Rock Excavation	CY	200.00	71.05	200.00	0.00	0.00	0.00	0.00
W28	Backfill Density Test	EA.	2.00	304.50	2.00	0.00	0.00	14.00	4,263.00
W29	Concrete Test	EA.	2.00	406.00	2.00	0.00	0.00	0.00	0.00
CO1.01	C1 5-Strand Barbed Wire, Type B	L.F.	-	6.88	1,500.00	0.00	0.00	1,487.00	10,230.56
CO3.01	C3 ACHM Surface Course (PG70-22)	TN	0.00	\$ 76.94	735.00	0.00	0.00	287.16	22,094.09
CO3.02	C3 ACHM Binder Course (PG70-22)	TN	0.00	\$ 62.70	440.00	0.00	0.00	0.00	0.00
CO3.03	C3 ACHM Base Course (PG70-22)	TN	0.00	\$ 54.24	250.00	0.00	0.00	0.00	0.00
CO4.01	NOT USED					0.00			
CO4.02	C4 Geotextile	SY	0.00	\$ 2.10	2,014.00	2,014.00	4,229.40	2,014.00	4,229.40
CO5.01	C5 Force Account	HR	0.00	\$ 54.12	300.00	0.00	0.00	0.00	0.00
<b>TOTALS</b>							<b>1,513,426.28</b>	<b>7,752,908.43</b>	

**MATERIALS STORED**

INVOICE NUMBER: 11

Company Name	Description of Stored Material	Invoice No.	Unit	Unit Price	Quantity Stored	\$Amount Stored	Quantity Installed	\$Amount Installed	Balance Remaining
Contech Engineered Solutions	H/C PIPE 2 2/3X1/2 GALV LS 14GA 21' 34.00FT	IN00042845	LF	\$ 14.98	204.00	\$ 3,055.90	204.00	\$ 3,055.90	\$ -
Contech Engineered Solutions	H/C PIPE 2 2/3X1/2 GALV LS 16GA 21' 34FT	IN00042845	LF	\$ 14.98	952.00	\$ 14,260.86	952.00	\$ 14,260.86	\$ -
Skyline Steel Armored	HP12-53.0 x 50' H-Pile A-572 Grade 50	100257546	LF	\$ 24.06	850.00	\$ 20,448.62	850.00	\$ 20,448.62	\$ -
Skyline Steel Armored	Pile Points Par T	100257546	EA	\$ 120.73	17.00	\$ 2,052.33	17.00	\$ 2,052.33	\$ -
Skyline Steel Armored	HP12-53.0 x 45' 60' H-Pile A-572 Grade 50	100257546	LF	\$ 25.35	850.00	\$ 21,549.41	850.00	\$ 21,549.41	\$ -
Skyline Steel Armored	HP12-53.0 x 50' H-Pile A-572 Grade 50	100258058	LF	\$ 24.06	850.00	\$ 20,448.62	850.00	\$ 20,448.62	\$ -
Skyline Steel Armored	HP12-53.0 x 45' H-Pile A-572 Grade 50	100258058	LF	\$ 25.35	765.00	\$ 19,394.47	765.00	\$ 19,394.47	\$ -
Skyline Steel Armored	Pile Points Par T	100258058	EA	\$ 120.73	17.00	\$ 2,052.33	17.00	\$ 2,052.33	\$ -
Skyline Steel Armored	Splice Plate 5/8X11X34"	100258058	EA	\$ 106.48	164.00	\$ 17,462.63	164.00	\$ 17,462.63	\$ -
Skyline Steel Armored	HP12-53.0X50' H-Pile A-572 Grade 50	100258261	LF	\$ 24.06	2,400.00	\$ 57,737.28	2,400.00	\$ 57,737.28	\$ -
Skyline Steel Armored	Pile Points Par T	100258261	EA	\$ 120.73	48.00	\$ 5,794.80	48.00	\$ 5,794.80	\$ -
Skyline Steel Armored	HP12-53.0X45' H-Pile A-572 Grade 50	100258261	LF	\$ 25.35	180.00	\$ 4,563.41	180.00	\$ 4,563.41	\$ -
Skyline Steel Armored	HP12-53.0X45' H-Pile A-572 Grade 50	100258330	LF	\$ 24.06	800.00	\$ 21,651.48	800.00	\$ 21,651.48	\$ -
Rhythm Engineering	ATCS Processing Unit	823	LS	\$ 93,989.52	1.00	\$ 93,989.52	0.00	\$ -	\$ 93,989.52
Structural & Steel Products	Traffic Signal Mast Arm & Pole - 36'	IN81682	EA	\$ 5,918.94	1.00	\$ 5,918.94	0.00	\$ -	\$ 5,918.94
Structural & Steel Products	Traffic Signal Mast Arm & Pole - 48'	IN81682	EA	\$ 7,649.07	1.00	\$ 7,649.07	0.00	\$ -	\$ 7,649.07
Structural & Steel Products	Traffic Signal Mast Arm & Pole - 36', 54'	IN81682	EA	\$ 10,673.68	1.00	\$ 10,673.68	0.00	\$ -	\$ 10,673.68
Structural & Steel Products	Traffic Signal Mast Arm & Pole - 40'	IN81682	EA	\$ 5,929.36	1.00	\$ 5,929.36	0.00	\$ -	\$ 5,929.36
Structural & Steel Products	Traffic Signal Mast Arm & Pole - 56'	IN81682	EA	\$ 9,702.31	1.00	\$ 9,702.31	0.00	\$ -	\$ 9,702.31
Structural & Steel Products	Traffic Signal Mast Arm & Pole - 58'	IN81682	EA	\$ 9,478.22	1.00	\$ 9,478.22	0.00	\$ -	\$ 9,478.22
Structural & Steel Products	Traffic Signal Mast Arm & Pole - 64'	IN81682	EA	\$ 10,168.19	1.00	\$ 10,168.19	0.00	\$ -	\$ 10,168.19
Structural & Steel Products	Traffic Signal Pedestal Pole	IN81682	EA	\$ 393.97	5.00	\$ 1,969.85	0.00	\$ -	\$ 1,969.85
S C Electric	Luminaire Assembly	1402370	EA	\$ 192.95	7.00	\$ 1,350.64	0.00	\$ -	\$ 1,350.64
<b>TOTAL</b>						<b>\$ 367,301.92</b>	<b>\$ 210,472.14</b>	<b>\$ 156,829.78</b>	