Ordinance Committee by Chairman Mike Overton

1. *An Ordinance* accepting two street dedications to the City of Springdale, Arkansas; to declare an emergency; and for other purposes. Ordinance presented by Ernest Cate, City Attorney. Pgs. 2 - 8

Finance Committee by Chairman Jeff Watson

2. *A Resolution* authorizing the execution of a construction contract for Spring Creek Trail (090622). Resolution presented by Brad Baldwin, City Engineer. Pgs. 9 - 15


Personnel Committee by Chairman Mark Fougerousse

4. *A Resolution* authorizing the creation of a new position to replace an existing position. Resolution presented by Colby Fulfer. Pg. 16

Parks and Recreation by Chairman Mike Lawson

AN ORDINANCE ACCEPTING TWO STREET DEDICATIONS TO THE CITY OF SPRINGDALE, ARKANSAS; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, Springdale 2015, LLC, an Arkansas Limited Liability Company, and Rausch Coleman Homes NWA, LLC, an Arkansas Limited Liability Company, are the owners of the tracts of land described in Section 1 below;

WHEREAS, Springdale 2015, LLC, and Rausch Coleman Homes NWA, LLC, desire to dedicate a portion of the tracts of land described in Section 1 below and as shown on the attached Exhibit "A" and "B" to the City of Springdale, Arkansas, for use as a public street and turnaround;

WHEREAS, the Home Owner's Association of Legendary Subdivision has requested that Springdale 2015, LLC, and Rausch Coleman Homes NWA, LLC, make the street dedications described herein, and that the City of Springdale, Arkansas, accept the street dedications described in Section 1 below and in the attached Exhibits "A" and "B";

WHEREAS, the City of Springdale, Arkansas, wishes to accept these street dedications in order to better provide for the public welfare, safety, comfort, and convenience of the inhabitants of the City of Springdale, Arkansas;

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

Section 1: The City of Springdale, Arkansas, hereby accepts the street dedications, which are located entirely within the City of Springdale, Benton County, Arkansas, and which are more specifically described as follows:

Street Dedication #1 (across Parcel No. 21-02186-000):

Beginning at the northwest corner of Lot 95, Charleston Park at Legendary PUD, Springdale, Benton County, Arkansas, thence East along the north line of said Lot 95 a distance of 20 feet; thence South 20 feet; thence West 20 feet; thence North 20 feet to the point of beginning. And as shown on the attached Exhibit "A".
Street Dedication #2 (across Parcel No. 21-02169-000):

Beginning at the northwest corner of Lot 78, Charleston Park at Legendary PUD, Springdale, Benton County, Arkansas, thence East along the north line of said Lot 78 a distance of 20 feet; thence South 20 feet; thence West 20 feet; thence North 20 feet to the point of beginning. And as shown on the attached Exhibit "B".

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

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 ________________, 2021.

________________________________________
Doug Sprouse, Mayor

ATTEST:

________________________________________
Denise Pearce, City Clerk

APPROVED AS TO FORM:

________________________________________
Ernest B. Cate, City Attorney
Proposed 20’ x 20’ Turnaround Driveway

262.48

63.7400
Proposed 20' x 20' Turnaround Driveway
DATE: November 12th, 2020

TO: Ernest Cate (Springdale AR City Attorney)
FROM: Michael McClain (Legendary Subdivision HOA President)
SUBJECT: Call for Action on Gibson Street

I am requesting that a formal meeting be established with Rausch Coleman Homes and other necessary parties that can assist to address an opportunity on Gibson Street. Currently both streets do not provide for an appropriate way for vehicles such as garbage trucks and emergency vehicles to turn around. I am requesting that all building permits be halted until the issue is addressed.

During an emergency, there is no location for a fire truck or ambulance to turn around. In the event that life or limb, this will delay the time to get an individual the help that they need. There are currently over twenty houses that are impacted as a result of Gibson Street not having an appropriate way to turn around.

Waste Management currently provide trash service to the Legendary Subdivision. When the dump truck drives down Gibson Street for trash pickup, there is no location for the dump truck to turn around. Currently they are making use of a vacant lot on Gibson Street to drive over the curve and into the grass to turn around.

Residents of this street have contacted the Springdale Fire Department to review Gibson Street. The Springdale Fire Department determined that this street is not in fire code ordinance. This will cause an impact again to the over houses on Gibson Street. I have also included visual representations in this memo for reference (Item #1 and Item #2) on page number 2 on this memorandum.

The point of contact for this memorandum is the undersigned and can be contacted by phone at 479-657-5614.

Michael McClain
Legendary HOA President
Email: michael.mcclain@walmart.com
Phone: 479-657-561
RESOLUTION NO.________

A RESOLUTION AUTHORIZING THE EXECUTION
OF A CONSTRUCTION CONTRACT
FOR SPRING CREEK TRAIL (090622)

WHEREAS, sealed bids were received on April 1st, 2021 at 2:00 p.m. Spring Creek Trail (090622); and

WHEREAS, Benchmark Construction Company of NWA, INC was the low bidder for this project at $1,878,421.73

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

Section 1. The Mayor and City Clerk are hereby authorized to execute a contract with Benchmark Construction Company of NWA, Inc for construction of Spring Creek Trail for $1,878,421.73.

Section 2. The Mayor is authorized to approve construction change orders as long as the cumulative total of the change orders does not exceed 10% of the original contract price.

PASSED AND APPROVED this 27th day of April, 2021.

________________________________________
Doug Sprouse, Mayor

ATTEST:

________________________________________
Denise Pearce, City Clerk

APPROVED AS TO FORM:

________________________________________
Ernest B. Cate, City Attorney
April 12, 2021

Brad Baldwin, P.E.
City Engineer
269 E. Randall Wobbe Ln
Springdale, AR 72764

RE: 090622, Spring Creek Trail
Recommendation for Award of Construction Contract

Dear Mr. Baldwin,

We received and opened bids for the above referenced project on April 1, 2021 at 2:00 pm. There were five (5) General Contractors who submitted full bids for the project.

Benchmark Construction of NWA, Inc. from Fayetteville, AR is the low bidder with a full bid in the amount of $1,878,421.73. The 2nd lowest bid was by Crossland Heavy Contractors of Columbus, KS, Inc. at $1,900,660.00. All five bids were within 20% of one another, suggesting that the overall project cost as bid is reasonable. The certified bid tabulation is attached for reference. The Engineer's construction cost estimate for the project was $2,240,537.99.

We have reviewed the bid and have knowledge of their experience with work on several successful projects; we believe them to be qualified for this project. Benchmark Construction of NWA has a valid Arkansas Contractor's License (License No. 0033500521, valid to 05.31.21). They are listed as providing General Construction of Commercial, Industrial and Institutional Projects on the Arkansas Contractors Licensing Board website. According to their bid documentation, they will be carrying out approximately 69% of the work with their own forces; they are required to do at least 40%.

In light of the above information, we recommend awarding the bid to Benchmark Construction of NWA, Inc., in the amount of $1,878,421.73.

Please do not hesitate to call should you have any questions and as always, thank you for allowing us to be of service.

Sincerely,
090622- Spring Creek Trail
Brad Baldwin

Eric Anderson
Associate, MCE-Fayetteville
(479) 443.2377
eanderson@mce.us.com

Enclosure:  Bid Tabulation, Benchmark Construction Contractor's License
<table>
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<th>Item</th>
<th>Description</th>
<th>Unit</th>
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**Total** | **$1,500,000** | **$1,500,000** | **$1,500,000** | **$1,500,000** | **$1,500,000** | **$1,500,000** | **$1,500,000** | **$1,500,000** | **$1,500,000** | **$1,500,000** | **$1,500,000** | **$1,500,000**
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Note: The table above contains information regarding various items and their corresponding unit prices and totals. The units are indicated in the columns, with totals calculated as the product of the unit price and quantity.
State of Arkansas
Commercial Contractors Licensing Board

BENCHMARK CONSTRUCTION OF NWA, INC.
333 W POPLAR #A
FAYETTEVILLE, AR 72703

This is to Certify That

is duly licensed under the provisions of Ark. Code Ann. § 17-25-101 et. seq. as amended and is entitled to practice Contracting in the State of Arkansas within the following classifications/specialties:

BUILDING
- (COMMERCIAL & RESIDENTIAL)

This contractor has an unlimited suggested bid limit.

from May 8, 2020 until May 31, 2021 when this Certificate expires.

Winess our hands of the Board, dated as North Little Rock, Arkansas:

[Seal of the State of Arkansas]

CHAIRMAN

SECRETARY

May 8, 2020 - dsa
RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE CREATION OF A NEW POSITION TO REPLACE AN EXISTING POSITION

WHEREAS, the current Administrative Assistant to the Mayor will be retiring in June of this year, and

WHEREAS, there is a need for greater requirements and expectations of knowledge, skill, abilities and supervision placed on the position of Administrative Assistant to the Mayor, and

WHEREAS, after careful consideration the Mayor is recommending the creation of the position of the Mayor's Executive Assistant replace the position of Mayor's Administrative Assistant;

WHEREAS, the position of the Mayor's Executive Assistant is rated as a grade 23 with a pay scale of $44,523 - $65,480 and the position of Mayor's Administrative Assistant was rated as a grade 18 with a pay scale of $34,888 - $51,310;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that the position of Mayor's Executive Assistant is hereby created at a pay scale Grade 23, and replacing the Mayor's Administrative Assistant position.

PASSED AND APPROVED this 27th day of April, 2021.

______________________________
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 CHANGE ORDER FOR THE CONSTRUCTION CONTRACT FOR RABBIT FOOT LODGE PROJECT NO. CP 2001

WHEREAS, THE City of Springdale has entered into a contract with Pick-It Construction, Inc. to make repairs to Rabbit Foot Lodge, and

WHEREAS, the architect has recommended a change order to the contract in the amount of $2,809.02.

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

1. The Mayor is hereby authorized to execute Change Order No 1 for the contract with Pick-It Construction, Inc. for repairs to Rabbit Foot Lodge.

2. The Mayor is also authorized to sign future change orders for this contract as long as the cumulative amount of the change orders does not exceed 10% of the contract.

PASSED AND APPROVED this 27th day of April, 2021.

__________________________
Doug Sprouse, Mayor

ATTEST:

__________________________
Denise Pearce, City Clerk

APPROVED AS TO FORM:

__________________________
Ernest B. Cate, City Attorney
Wyman Morgan

From: Chad Wolf <cwolf@springdalear.gov>
Sent: Friday, April 16, 2021 11:37 AM
To: Wyman Morgan; Cody Loerts
Subject: Fwd: Rabbits Foot Lodge
Attachments: Change Order #1.pdf; IMG_1518.jpg; IMG_1521.jpg; IMG_1531.jpg

Sent from my iPhone

Begin forwarded message:

From: casey@clementsarchitects.com
Date: April 16, 2021 at 11:29:45 AM CDT
To: Chad Wolf <cwolf@springdalear.gov>
Cc: gary@clementsarchitects.com
Subject: FW: Rabbits Foot Lodge

Chad, Good morning. On our last site visit to the Rabbit Foot Lodge we looked at two items that the contractor had uncovered during the demolition process.

One being the stones that were patched in due to the base log parallel to the sidewalk rotting away some time ago. Our suggestion to address this is to remove the existing stones and install a new stone and mortar curb atop the original foundation to provide the new logs with a solid base for bearing.

The second item we observed was the sagging structural members over the center portion of the porch. The existing framing is composed of sistered 2x4s that were installed across a span that was to great of a distance for them to carry the load of the wood soffit. Our suggestion is to remove the existing 2x framing that is spanning north to south and install new 2x6 framing that will span the shorter distance east to west.

Attached you will find the proposal from the contractor for the work outlined above. I have also attached photos of each condition for your use. If you have any questions or comments please feel free to contact me.

Thanks Casey

Casey Henderson
Office: 501-375-3380
Cell: 501-412-8143

507 Main St.
North Little Rock, AR 72114
From: Jeremy Bernard <jeremy@pickitconstruction.com>
Sent: Wednesday, April 14, 2021 2:24 PM
To: casey@clementsarchitects.com
Cc: nixon@pickitconstruction.com; gary@clementsarchitects.com
Subject: RE: Rabbits Foot Lodge

Casey,

My apologies, it was my understanding you knew what was entailed.

This is our proposed solution, to remove the existing rocks that are in place at the bottom of the first log. Then add flag stones that are 5" wide x 8" tall, mortar in place with a mortar cap bed on top. Install a 20 mil vapor barrier below and behind the new stones. There is approximately 25 LF of stones to be replaced.

I hope this helps. I will also add this to the proposal.

Let me know if you need anything else.

Thank you

Jeremy Bernard
PROJECT MANAGER
PICK-IT CONSTRUCTION, INC.
jeremy@pickitconstruction.com
O: (479) 973-5109
M: (479) 263-2385
F: (479) 571-3672

From: casey@clementsarchitects.com <casey@clementsarchitects.com>
Sent: Wednesday, April 14, 2021 1:43 PM
To: Jeremy Bernard <jeremy@pickitconstruction.com>
Cc: nixon@pickitconstruction.com; gary@clementsarchitects.com
Subject: RE: Rabbits Foot Lodge

Jeremy, can you elaborate on the construction of the rebuilding of the foundations. Will this be constructed on stone? Need alittle more information outlined in the proposal.

Thanks Casey

From: Jeremy Bernard <jeremy@pickitconstruction.com>
Sent: Wednesday, April 14, 2021 1:37 PM
To: casey@clementsarchitects.com
CC: nixon@pickitconstruction.com
Subject: Rabbits Foot Lodge

Casey,

Attached is the CO for the additional work at the Rabbits Foot Lodge for your approval.

Let me know if you have any questions.

thank you

Jeremy Bernard
PROJECT MANAGER
PICK-IT CONSTRUCTION, INC.
jeremy@pickitconstruction.com
O: (479) 973-5109
M: (479) 263-2385
F: (479) 571-3672

Virus-free. www.avg.com
TO: City of Springdale

CONTRACTOR: Pick It Construction
10024 N. Campbell Rd.
Fayetteville, AR 72701

PROJECT: Rabbits Foot Lodge
Architect: Clements and Associates

The contract will be changed as follows:

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<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Labor to rebuild foundation at the south side of the building for new logs to sit on</td>
<td>$450.00</td>
</tr>
<tr>
<td>Materials:</td>
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</tr>
<tr>
<td>This is our proposed solution, to remove the existing rocks that are in place at the bottom of the first log. Then add flag stones that are 5&quot; wide x 8&quot; tall, mortar in place with a mortar cap bed on top. Install a 20 mil vapor barrier below and behind the new stones. There is approximately 25 LF of stones to be replaced.</td>
<td></td>
</tr>
<tr>
<td>Labor to reframe porch ceiling</td>
<td>$1,200.00</td>
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<tr>
<td>Materials: 12-2x6x12, 12-2x4x12, 8-6&quot; simpson joist hangers</td>
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<td>12% Contractor OH &amp; Profit</td>
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Breakdown:

The original contract sum was $418,550.00
Net change by previously authorized change orders
The contract sum prior to this change order was $418,550.00
The contract sum will be increased by this change order in the amount of $2,809.02
The new contract sum including this change order will be $421,359.02

The contract time will be increased by 0 days

Accepted By:

Contractor: Pick-It Construction Architect: Clements and Associates Owner: City of Springdale