

MINUTES

The *State of the City Address* was given by Mayor Womack at 7:00 p.m. in the Council Chambers of the Maurice H. Kolman City Hall Building on Tuesday, January 26, 2010 (text included with the minutes)

The Rogers City Council met in *regular session* in the Council Chambers on Tuesday, January 26, 2010 at 7:30 p.m. The meeting was called to order by Mayor Steve Womack. The Invocation was given by Rev. Tim Horton of Faith Family Builders Church. Those in attendance were led in the Pledge of Allegiance.

PUBLIC HEARING:

To Vacate S. "F" Street from Greenfield Road,
north to Oak Street

There were no comments in favor of the street closing.

José Muro, 738 S. "H" Street stated he had received a letter stating that the street would be closing and this was attempted five years ago, but it never happened.

There were no other comments in opposition from anyone in the audience.

The Public Hearing was declared closed.

PUBLIC FORUM:

There were no comments from anyone in the audience.

The Public Forum was declared closed.

COUNCIL MEMBERS PRESENT:

Bob Goodwin, Mark Kruger, Barney Hayes, Greg Hines, Larry Daniel, Buddy Wright, Betsy Reithemeyer and Gary Townzen were present.

OTHER OFFICIALS PRESENT:

City Clerk Peggy David, City Attorney Ben Lipscomb, Water Utilities Superintendent Tom McAlister, Water Utilities Engineers Mark Johnson and Earl Rausch, Senior Planner Derrel Smith, Planning & Transportation Director Steve Glass, Parks Superintendent Stan Weaver, Director of Parks and Recreation Rick Stocker, Director of Code Management & Inspection James Willett, Police Chief Steve Hamilton, Fire Chief Tom Jenkins, Treasurer Jerry

Hudlow, Main Street Director Kerry Jensen, Facilities Manager David Hook, Emergency Management Coordinator Marshal Watson, Human Resources Director Angela Brewer and Assistant to the Mayor Janet Foster.

ACTION ON MINUTES:

January 12, 2010

Motion by Wright, second Reithemeyer to approve the minutes of January 12, 2010 as submitted.

Voice vote: Unanimous - Yes. ***Motion carried.***

Motion by Hines, second by Kruger to suspend the rules and consider all items on a single reading, by title only and to package items #4 thru #10 together, and excluding New Business item #2.

Roll call: Unanimous - Yes. ***Motion carried.***

REPORTS OF BOARDS AND STANDING COMMITTEES:

(Agenda Item #1)

ORD. #10-08 Authorizing the Mayor and City Clerk to Enter into a Mutual Aid Agreement with Various Agencies in Northwest Arkansas to Provide Police Services

The ordinance was introduced by Council member Bob Goodwin and read by title only by City Attorney Ben Lipscomb.

Goodwin, chair of the Public Safety Committee, reported the committee had met, recommended a “Do pass” and recognized Police Chief Steve Hamilton.

Hamilton said this mutual aid agreement would allow for reciprocating law enforcement services by these agencies if the need should arise.

The Mayor asked, “Shall the ordinance pass?”
Roll call: Unanimous - Yes. ***The ordinance is adopted.***

The Mayor asked, “Shall the emergency clause pass?”
Roll call: Unanimous - Yes. ***The emergency clause is adopted.***

RES. #R10-09 Authorizing the Destruction of Certain Records of the Rogers District Court

The resolution was introduced by Daniel and ready by title by Lipscomb.

Daniel, chair of the Internal Affairs Committee, reported the committee had met, recommended a “Do pass” and recognized Rogers District Judge Brad Karren.

Karren said the documents have been audited, are more than ten years old and the storage space is desperately needed. The county has agreed to allow the use of their shredder so there will be no cost involved.

Motion by Hayes, second by Kruger to adopt the resolution.

Voice vote: Unanimous. ***Motion carried.***

(Agenda Item #3)

ORD. #10-09 Authorizing a Contract with Howard Computers of Laurel, MS for the Purchase of Workstations and Monitors; Waiving Competitive Bidding

The ordinance was introduced by Hayes and read by title only by Lipscomb.

Hayes, chair of the Finance Committee, reported the committee had met, recommended a “Do pass” and recognized IT Director Rufus Ramey.

Ramey reported this ordinance will allow for the purchase of ten workstations and associated equipment from Howard Computers whose equipment is good and cheaper than what we have been using.

The Mayor asked, “Shall the ordinance pass?”
Roll call: Unanimous - Yes. ***The ordinance is adopted.***

The Mayor asked, “Shall the emergency clause pass?”
Roll call: Unanimous - Yes. ***The emergency clause is adopted.***

(Agenda Item #4)

ORD. #10-10 Appropriating \$1,952,016 from General Fund Reserves to the following Accounts: City Admin. Acct. #100-01-70265 in the Amount of \$17,074; City Admin. Acct. #100-01-79025 in the Amount of \$250,000; Police Dept. Acct. #100-03-70735 in the Amount of \$117,357; Police Dept. Acct. #100-03-80100 in the Amount of \$53,626; Library Acct. #100-06-79025 in the Amount of \$299,700; Parks Dept. Acct. #100-08-80100 in the Amount of \$657,860; Parks Dept. Acct. #100-08-80105 in the Amount of \$486,778; and Planning Dept. Acct. #100-18-70335 in the Amount of \$69,621

(Agenda Item #5)

ORD. #10-11 Amending the Following Accounts in the 2010 Airport Budget: Acct. #315-15-48050 in the Amount of \$2,651,293 and Acct. #315-15-48060 in the Amount of \$625,851; and Appropriating \$2,900,841 from Airport Fund Reserves to the following Accounts: Acct. #315-15-81124 in the Amount of \$61,865; Account # 315-15-81125 in the Amount of 1,009,607; Acct. #315-15-81127 in the Amount of \$ 1,719,362; and Acct. #315-15-80100 in the Amount of \$110,007

(Agenda Item #6)

ORD. #10-12 Appropriating \$3,677,286 from Street Fund Reserves to the following accounts: Acct. #200-16-70308 in the Amount of \$6,200; Acct. #200-16-70931 the Amount of \$134,821; Acct. #200-16-70950 in the Amount of \$250,470; Acct. #200-16-70955 in the Amount of \$85,795; and Acct. #200-16-80100 in the Amount \$3,200,000

(Agenda Item #7)

ORD. #10-13 Appropriating \$16,500 from ACT 988 Fund Reserves to Acct. #339-39-80100 ACT 988 Capital Expenditures

The ordinances (4 thru 10) were introduced by Hayes and read by title only by Lipscomb.

Hayes reported the Finance Committee had met regarding items #4 thru #10 and recommended a "Do pass".

The Mayor asked, "Shall the ordinances pass?"
Roll call: Unanimous - Yes. ***The ordinances are adopted.***

The Mayor asked, "Shall the emergency clauses pass?"
Roll call: Unanimous - Yes. ***The emergency clauses are adopted.***

ORD. #10-14 Appropriating \$25,000 from General Fund RLT Maintenance Reserves to Acct. #100-01-70157 Admin. RLT Maintenance

(Agenda Item #9)

ORD. #10-15 Appropriating \$18,677 from General Fund Reserves to Adult Wellness Center Building Maintenance Acct. #100-12-70155

(Agenda Item #10)

ORD. #10-16 Appropriating \$1,000 from General Fund Reserves to Adult Wellness Center Horticulture Maintenance Acct. \$100-12-70460

(Agenda Item #11)

RES. #R10-10 Authorizing a Loan Agreement in the Amount of \$140,000 with Simmons First Bank of Northwest Arkansas

The resolution was introduced by Hayes and read by title only by Lipscomb.

Hayes reported the Finance Committee had met, heard a report from the Fire Chief and Treasurer and recommended a “Do pass”.

Hayes said that by financing the cardiac monitors the city will be saving money.

Motion by Hayes, second by Kruger to adopt the resolution.

Voice vote: Unanimous. ***The Resolution is adopted.***

(Agenda Item #12)

RES. #R10-11 Authorizing the City of Rogers CFO/Treasurer to Enter into Investment Agreements

The resolution was introduced by Hayes and read by title only by Lipscomb.

Hayes reported the Finance Committee had met and recommended a “Do pass” to give the Treasurer the authority to make investments on behalf of the city.

Motion by Hayes, second by Kruger to adopt the resolution.

Voice vote: Unanimous. ***The Resolution is adopted.***

None.

OLD BUSINESS:

NEW BUSINESS:

(Agenda Item #1)

ORD. #10- Rezone from R-DP to O, 1100 N. 8th Street (Giovanni Rice)

There was no one present to represent this item.

Motion by Hines, second by Reithemeyer to table this item.

Voice vote: Unanimous. ***Motion carried.***

(Agenda Item #2)

ORD. #10- Vacate All of So. "F" Street

The ordinance introduced by Kruger and read by title only by Lipscomb.

Doug Creekmore, of Northstar Engineering, presented the request to vacate the street.

Creekmore said he didn't know what the owner had planned for the property which consists of about 4 acres.

Motion by Goodwin, second by Kruger to suspend the rules and place the ordinance on the second reading.

Roll call: Daniel, Reithemeyer, Townzen, Goodwin, Kruger, Hayes – Yes; Wright and Hines – No. ***Motion carried.***

Lipscomb read the ordinance.

Motion by Goodwin to suspend the rules and place the ordinance on the third and final reading.

The motion dies due to the lack of a second.

This item will be considered as Old Business at the next scheduled meeting.

ANNOUNCEMENTS:

Mayor Womack recognized Marshall Watson, Emergency Management Director, for information of the pending winter storm that has been forecasted for the end of the week.

Watson reported a teleconference was held this afternoon with Benton County Emergency Management and the National Weather Service. The National Weather Service is predicting ½ inch of ice, possible snow from 4 to 8 inches and some areas receiving as much as 12 inches, high winds, and single digit temperatures throughout the weather event. The wind is a concern if there is ice because power outages could occur.

Womack announced that department heads will be meeting at 8:30 in the morning to develop a plan of action.

There being no further business, motion by Kruger, second by Reithemeyer to adjourn the meeting. Meeting adjourned at 8:02 p.m.

ATTEST:

APPROVED:

Peggy David, City Clerk

Steve Womack, Mayor