

# Minutes from 2009-04-14 for Springdale, AR

## Attendance

Core - Present  
Evans - Present  
Ford - Present  
Jaycox - Present  
Overton - Present  
Reed - Present  
Stout - Present  
Watson - Present

## Comments

### ANIMAL SERVICES DIVISION SUPERVISOR

Mayor Sprouse introduced Brett Harris, the new Animal Services Division Supervisor, who just started working with the City of Springdale. He announced the new Animal Shelter hours.

### CITIZEN COMMENTS AND RECOGNITIONS BY MAYOR SPROUSE

Alicia Demarest, Griffin Company Realtors announced there will be an area clean-up on Saturday, April 18th, around Huckleberry, James, Sisters and Powell Streets. This is a combined effort of the Metro Board of Realtors, City of Springdale and Springdale Chamber of Commerce.

Mike Hicklin, Public Works Department, announced that on March 28, 2009, a group of volunteers gathered around Spring Creek and planted about 800 tree seedlings in observance of National Arbor Day. This was sponsored by the Illinois River Watershed Partnership.

Public Works Director Sam Goade introduced Delia Hawk, Executive Director of Illinois River Watershed Partnership, who expressed her appreciation to city employees for all their help.

Mayor Sprouse recognized Springdale Police Officers Mike Meadows and Jake Whorton for the work they did in detonating what appeared to be a pipe bomb at the Bank of America on Sunset Avenue.

Allison Williams from the high school division of a Community for all Generations invited everyone to a community action forum that will be held April 23, 2009, at 5:30 p.m. at the Jones Center Chapel.

### CHAMBER OF COMMERCE REPORT

Perry Webb, Executive Director of the Chamber of Commerce, presented a report by Pizzuti Solutions on the research and analysis related to proposed development opportunities in Springdale. Using extensive retail market analysis, the report provides Springdale leaders with

research and analyses intended to assist in the planning activities associated with more than 1,000 acres in and around Arvest Ballpark in southwest Springdale. The report outlines specific short-term tasks for moving proposed development opportunities forward.

Mr. Webb also presented a summary of a study that identifies and quantifies recent factors that have affected sales and use tax revenues returned to the City of Springdale by the office of the Arkansas State Treasurer.

The following results are those for which the results of the statistical analysis were relatively robust.

- The Streamlined Sales Tax Project is related to 1.1 to 2.1 percent of the decline in Springdale sales tax revenues.
- The relocation of the retailer Sam's Club from Springdale to Fayetteville is related to between 6.0 percent to as much as a 20.7 percent of the observed decline in sales tax revenue accruing to the city.
- The Pinnacle Promenade retail complex is related to between 5.0 and 23.2 percent of the decline in Springdale sales tax revenues.
- The impact of operation of Arvest Park has an estimated positive impact on city sales tax collects of 3 percent of the decline. That is, operation of the ballpark offset the decline which would have been 3 percent greater. It is important to note that this result is preliminary and a better understanding of the impact of the ballpark will be possible with additional years of operation.

# ActionItem Passed

ORDINANCES AND RESOLUTIONS READ BY TITLE ONLY

## Final Votes:

Core - Yes

Evans - Yes

Ford - Yes

Jaycox - Yes

Overton - Yes

Reed - Yes

Stout - Yes

Watson - Yes

There were two items on the agenda regarding the reading of ordinances and resolutions.

City Attorney Jeff Harper said according to State Statute §14-55-202, City Council is required to read all ordinances fully and distinctly on three different days unless two-thirds of the members composing this council vote to dispense with the rule. In the past, council has been doing that as far as the title but not as the reading.

Mayor Sprouse explained he recommended this option to maybe streamline the process on non-controversial items.

Alderman Watson made the motion to read all Ordinances and Resolutions by title only (Item A on the Agenda). Alderman Overton made the second.

The vote:

Yes:Evans, Reed, Jaycox, Core, Watson, Overton, Ford, Stout

No:None

# ActionItem Passed

PROPOSED ORDINANCE AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO AN AGREEMENT WITH THE SPRINGDALE CHAMBER OF COMMERCE TO PROMOTE BUSINESS DEVELOPMENT AND ECONOMIC GROWTH; TO WAIVE COMPETITIVE BIDDING AND FOR OTHER PURPOSES

## Final Votes:

Core - Yes

Evans - Yes

Ford - Yes

Jaycox - Yes

Overton - Yes

Reed - Yes

Stout - Yes

Watson - Yes

Alderman Stout announced that this item has been tabled for two weeks to look over a new agreement with the Chamber that was introduced by Alderman Jaycox.

Perry Webb, Executive Director of the Chamber of Commerce, asked that he be allowed to go ahead and speak on this item. He wanted to know why there is an issue with the agreement.

Alderman Jaycox said she is recommending changes in the accounting methods used by the Chamber for the \$100,000.00 proposed in the 2009 city budget.

After discussion, Alderman Core made the motion to table the ordinance. Alderman Jaycox made the second.

The vote:

Yes:Ford, Stout, Evans, Reed, Jaycox, Core, Watson, Overton

No:None

# ActionItem Passed

ADJOURNMENT

## Final Votes:

Core - Yes

Evans - Yes

Ford - Yes

Jaycox - Yes

Overton - Yes

Reed - Yes

Stout - Yes

Watson - Yes

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

After a voice vote of all ayes and no nays, the meeting adjourned at 7:04 p.m.

# Ordinance 4309

ORDINANCE NO. 4309 – ACCEPTING THE FINAL PLAT OF THE MILLS QUARTER SUBDIVISION TO THE CITY OF SPRINGDALE, ARKANSAS AND DECLARING AN EMERGENCY

## Final Votes:

Core - Yes

Evans - Yes

Ford - Yes

Jaycox - Yes

Overton - Yes

Reed - Yes

Stout - Yes

Watson - Yes

Patsy Christie presented an Ordinance accepting the Final Plat of the Mills Quarter Subdivision located at the corner of 56th Street at Bob Mills Road to the City of Springdale and declaring an emergency.

After the first reading of the title of the Ordinance, Alderman Stout moved the rules be suspended and the Ordinance be placed on its second reading. Alderman Evans made the second.

The vote:

Yes:Reed, Jaycox, Core, Watson, Overton, Ford, Stout, Evans

No:None

After the second reading of the title of the Ordinance, Alderman Stout moved the rules be further suspended and the Ordinance be placed on its third and final reading. Alderman Evans made the second.

The vote:

Yes:Jaycox, Core, Watson, Overton, Ford, Stout, Evans, Reed

No:None

Alderman Evans moved the Ordinance "Do Pass" after the third reading of the title. Alderman Jaycox made the second.

The vote:

Yes:Core, Watson, Overton, Ford, Stout, Evans, Reed, Jaycox

No:None

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

The vote:

Yes:Watson, Overton, Ford, Stout, Evans, Reed, Jaycox, Core

No:None

The Ordinance was numbered 4309.

# Resolution 33-09

RESOLUTION NO. 33-09 – APPROVING A WAIVER OF STREET IMPROVEMENTS, DRAINAGE, CURBS, GUTTERS AND SIDEWALKS AS SET FORTH IN ORDINANCE NO. 3725 TO 56TH STREET IN CONNECTION WITH FP09-01, A FINAL PLAT FOR MILLS QUARTER

## Final Votes:

Core - Yes  
Evans - Yes  
Ford - Yes  
Jaycox - Yes  
Overton - Yes  
Reed - Yes  
Stout - Yes  
Watson - Yes

Patsy Christie presented a Resolution approving a waiver of street improvements, drainage, curbs, gutters and sidewalks as set forth in Ordinance No. 3725 to 56th Street in connection with FP09-01, a Final Plat for Mills Quarter.

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.

Alderman Reed moved the Resolution be adopted with Option 4 to deny the waiver and allow a 10 year Bill of Assurance. Alderman Jaycox 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 56TH STREET IN CONNECTION WITH FP09-01, A FINAL PLAT FOR MILL'S QUARTER

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 56th Street including drainage improvements related thereto, curbs, gutters, sidewalks and street lights in connection with FP09-01, a Final Plat for Mill's Quarter 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 4: Denies a waiver and allow a Bill of Assurance for a period not to exceed 10 years for street improvements to 56th Street including drainage improvements related thereto, curbs, gutters, sidewalks and street lights to be built in connection with FP09-01, a Final Plat for Mill's Quarter.

PASSED AND APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2009.

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Doug Sprouse, Mayor

ATTEST:

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Denise Pearce, City Clerk

APPROVED AS TO FORM:

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Jeff C. Harper, City Attorney

The vote:

Yes:Overton, Ford, Stout, Evans, Reed, Jaycox, Core, Watson

No:None

The Resolution was numbered 33-09.

# Resolution 34-09

RESOLUTION NO. 34-09 – AUTHORIZING THE TEMPORARY OPERATION OF A CARNIVAL EVENT AT THE PARSONS STADIUM RODEO ARENA LOCATED AT 1423 EMMA AVENUE, DURING THE CINCO DE MAYO DAYS, PUT ON BY PRIDE OF TEXAS

## Final Votes:

Core - Yes  
Evans - Yes  
Ford - Yes  
Jaycox - Yes  
Overton - Yes  
Reed - Yes  
Stout - Yes  
Watson - Yes

Wyman Morgan presented a Resolution authorizing the temporary operation of a carnival event at the Parsons Stadium Rodeo Arena located at 1423 Emma Avenue, during the Cinco De Mayo Days, put on by the Pride of Texas.

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

A RESOLUTION AUTHORIZING THE TEMPORARY OPERATION OF A CARNIVAL

WHEREAS, Janet Edwards, Special Events Program Director from the Rodeo of the Ozarks has requested permission to conduct a Carnival entertainment event at the Parsons Stadium Rodeo Arena located at 1423 Emma Avenue, during the Cinco de Mayo days, put on by Pride of Texas; and

WHEREAS, Pride of Texas Carnival dates will be Thursday, April 30th, thru Sunday, May 3rd, and

WHEREAS, the carnival's hours of operation will be Thursday, April 30th through Sunday, May 3rd from 10:00 a.m. – Midnight; and

WHEREAS, Sec. 26-43 of the Springdale Code of Ordinances provides that the operation of a carnival, sideshow or other similar amusement facility within the city must be approved by resolution adopted by the city council,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that Janet Edwards, Special Events Program Director with the Rodeo of the Ozarks and the Pride of Texas, is hereby authorized to conduct a carnival entertainment event in Parsons Stadium Rodeo Arena located at 1423 Emma Avenue, April 30th, through May 3rd, 2009, with the carnival opening and closing times listed above.

PASSED AND APPROVED this 14th day of April, 2009.

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Doug Sprouse, Mayor

ATTEST:

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Denise Pearce, City Clerk

APPROVED AS TO FORM:

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Jeff C. Harper, City Attorney

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

The vote:

Yes: Stout, Evans, Reed, Jaycox, Core, Watson, Overton, Ford

No: None

The Resolution was numbered 34-09.

# Resolution 35-09

RESOLUTION NO. 35-09 – AUTHORIZING THE TEMPORARY OPERATION OF A CIRCUS EVENT AT THE PARSONS STADIUM RODEO ARENA LOCATED AT 1423 E. EMMA AVENUE, PUT ON BY JCC PRODUCTIONS FOR SHRINE CIRCUS

## Final Votes:

Core - Yes  
Evans - Yes  
Ford - Yes  
Jaycox - Yes  
Overton - Yes  
Reed - Yes  
Stout - Yes  
Watson - Yes

Wyman Morgan presented a Resolution authorizing the temporary operation of a circus event at the Parsons Stadium Rodeo Arena located at 1423 E. Emma Avenue, put on by JCC Productions for Shrine Circus.

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

A RESOLUTION AUTHORIZING THE TEMPORARY OPERATION OF A CIRCUS

WHEREAS, Janet Edwards, Special Events Program Director from the Rodeo of the Ozarks has requested permission to conduct a Circus entertainment event at the Parsons Stadium Rodeo Arena located at 1423 E. Emma Avenue, put on by JCC Productions for Shrine Circus; and

WHEREAS, Shrine Circus will conduct two (2) shows on Saturday, May 9th; and

WHEREAS, the circus hours of operation will be Saturday, May 9th with the two (2) shows being held between the hours of 12:00 noon and 10:00 p.m.; and

WHEREAS, Sec. 26-43 of the Springdale Code of Ordinances provides that the operation of a carnival, circus, sideshow or other similar amusement facility within the city must be approved by resolution adopted by the city council,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that Janet Edwards, Special Events Program Director with the Rodeo of the Ozarks and JCC Production for Shrine Circus, is hereby authorized to conduct a circus entertainment event in Parsons Stadium Rodeo Arena located at 1423 E. Emma Avenue, May 9th, 2009, with the circus opening and closing times listed above.

PASSED AND APPROVED this 14th day of April, 2009.

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Doug Sprouse, Mayor

ATTEST:

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Denise Pearce, City Clerk

APPROVED AS TO FORM:

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Jeff C. Harper, City Attorney

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

The vote:

Yes:Evans, Reed, Jaycox, Core, Watson, Overton, Ford, Stout

No:None

The Resolution was numbered 35-09.

# Resolution 36-09

RESOLUTION NO. 36-09 – AUTHORIZING THE MAYOR TO EXECUTE A COMMUNITY TOUR BOOK AGREEMENT WITH CGI COMMUNICATIONS, INC.

## Final Votes:

- Core - Yes
- Evans - Yes
- Ford - Yes
- Jaycox - Yes
- Overton - Yes
- Reed - Yes
- Stout - Yes
- Watson - Yes

Wyman Morgan presented a Resolution authorizing the Mayor to execute a community tour book agreement with CGI Communications, Inc.

Mr. Morgan said the three year contract has expired and there is no cost to the city. They do the videos free and then they solicit advertising.

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

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A COMMUNITY MOVIE TOUR BOOK AGREEMENT WITH CGI COMMUNICATIONS, INC.

WHEREAS, the City of Springdale entered into a three year agreement with CGI Communications in April of 2006 and said agreement is due to expire, and

WHEREAS, CGI Communications has proposed to upgrade and reproduce at no cost to the City of Springdale the videos of Springdale and these new videos will be available from the City of Springdale's web site, and

WHEREAS, CGI Communications and their proposed showcase videos have been endorsed by the US Conference of Mayors, and

WHEREAS, the proposed videos would be a positive improvement to the Springdale web site;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SPRINGDALE, ARKANSAS, that the Mayor is hereby authorized to execute a Community Movie Tour Book Agreement with CGI Communications, Inc.

PASSED AND APPROVED this 14th day of April, 2009.

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Doug Sprouse, Mayor

ATTEST:

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Denise Pearce, City Clerk

APPROVED AS TO FORM:

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Jeff C. Harper, City Attorney

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

The vote:

Yes:Reed, Jaycox, Core, Watson, Ford, Stout, Evans

No:Overton

The Resolution was numbered 36-09.