

CITY OF PRAIRIE GROVE

P.O. Box 944 Prairie Grove, AR 72753

Office of the Mayor

Agenda for Monday, May 17, 2021 regular meeting of the Prairie Grove City Council in the Prairie Grove Public Library at 6:30pm.

1. Call to order
2. Roll call
3. Public Comment Period
4. Approval of the minutes for the April 19, 2021 regular meeting and April 22, 2021 special meeting of the Prairie Grove City Council
5. Treasurer's Report
6. Reports of Committees
 - a) Sanitation – Doug Bartholomew
 - b) Street – Rick Clayton
 - c) Water/Sewer – Doug Stumbaugh
 - d) Court – Rick Ault
 - e) Fire – Doug Bartholomew
 - f) Parks and Rec – Rick Ault
 - g) Police – Sonny Hudson
 - h) Long Range Planning – Brea Gragg Appointment of Mallory Mounce
 - i) Senior Citizens – Ray Carson
 - j) Library – Tony Cunningham

*The City reserves the right to enter into executive session at any time

7. Unfinished Business
 - a) Bond Ordinance
 - b) Website committee report: Brea Gragg
 - c) Curb and Gutter Ordinance discussion continued
8. New Business
 - a) Resolution authorizing an application for the AR Outdoor Recreation Grants
 - b) Resolution authorizing purchase of a new fire truck
 - c) Resolution setting hearing date for alley closing
 - d) Ordinance amending planning commission appointments
 - e) Ordinance to rezone land on Danny Bryan and Brady Road from A-1 to R-2
 - f) Ordinance to rezone land on Heritage Parkway from A-1 to B-1
 - g) Ordinance to rezone land along Butler Road from R-1.75 to B-2

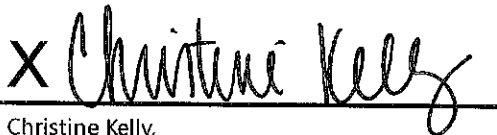
(All three rezones are pending planning commission approval Thursday May 13th)

9. Announcements
10. Adjournment

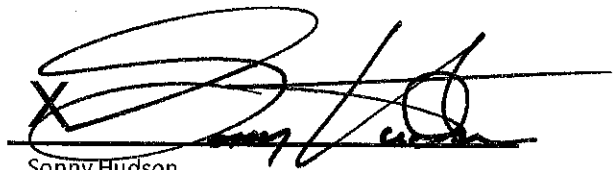
MINUTES OF THE SPECIAL MEETING OF THE CITY COUNCIL

April 22, 2021

1. The city council of Prairie Grove, Arkansas met in special session on Monday, April 22, 2021 at 5:30 p.m. in the Prairie Grove Public Library. The meeting was called to order by Mayor Sonny Hudson, presiding officer.
2. On roll call the following was recorded:
 - a. Present: Mayor Sonny Hudson, Council Members Rick Ault, Ray Carson, Tony Cunningham, Marquita Smith, Doug Stumbaugh and Rick Clayton
 - b. Absent: Brea Gragg, Doug Bartholomew
 - c. Others present: none
3. Business
 - a. Resolution to ^{accept} grant from ARDOT (State Aid City Street Program Project). Motion made by Rick Clayton, second by Rick Ault to pass the resolution. Ayes: 6 Nays: None. Resolution passed.
4. There being no further business before the council, motion to adjourn was made at 5:38 pm by Doug Stumbaugh, second by Ray Carson to adjourn. Motion carried and the meeting adjourned.

X 

Christine Kelly,
City Clerk/Treasurer

X 

Sonny Hudson
Mayor

RESOLUTION NO. 2021-7

A RESOLUTION BY THE CITY TO APPLY FOR AN ARKANSAS DEPARTMENT OF PARKS, HERITAGE AND TOURISM PARK GRANT

WHEREAS, Prairie Grove, Arkansas seeks to improve the recreation facilities and wishes to seek grant funding assistance; and

WHEREAS, in order to obtain the funds necessary to develop and/or improve the site for such a recreation area, it is necessary to obtain an Outdoor Recreation Matching Grant from the Arkansas Department of Parks, Heritage and Tourism; and

WHEREAS, the plans for such recreation areas have been prepared and the price therefore has been established; and

WHEREAS, this governing body understands the grantee and grantor will enter into a binding agreement which obligates both parties to policies and procedures contained within the Outdoor Recreation Matching Grant Application Guide, including, but not limited to, the following: the park area defined by the project boundary map, submitted with the application, must remain in outdoor recreation use in perpetuity, regardless if the property is bought or developed with matching grant funds, and; all future overhead utility lines within the project boundary must be placed underground, and; the project area must remain open and available for use by the public at all reasonable times of the day and year, and; facilities can be reserved for special events, league play, etc. but cannot be reserved, leased or assigned for exclusive use, and; the project area must be kept clean, maintained and operated in a safe and healthful manner; and

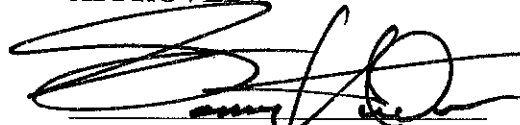
WHEREAS, the City Council is well aware and apprised of the above-mentioned project, and will provide the local portion of the development cost of the entire project.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PRAIRIE GROVE, ARKANSAS:

That the Mayor or their designee is hereby authorized to make application to the Arkansas Department of Parks, Heritage and Tourism for assistance to develop recreational facilities for the City.

PASSED AND APPROVED on this 17th day of May 2021.

APPROVED:


Charles (Sonny) Hudson, Mayor

ATTEST:


Christine Kelly, Clerk

RESOLUTION NO. 2021- 8

**A RESOLUTION BY THE CITY TO AUTHORIZE THE PURCHASE OF A NEW
FIRE TRUCK**

WHEREAS, the City is in need of a new fire truck; and

WHEREAS, the cost of such vehicle, equipped as needed, is \$722,975.00 as purchased through Sourcewell, a recognized joint purchasing agency under the state purchasing contract; and

WHEREAS, the City has budgeted for the cost of the vehicle; and

WHEREAS, the City Council must approve any expenditure over \$20,000.00.

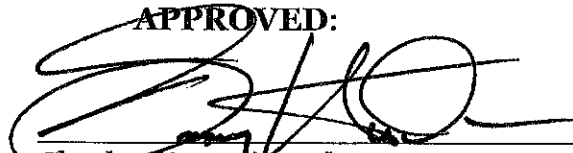
**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF
PRAIRIE GROVE THAT:**

That the City Council hereby authorizes the Mayor and others working under his authority to:

1. Purchase a Custom Enforcer PUC Tanker/Pumper Fire Truck through Sourcewell for a price of \$722,975.00.

PASSED AND APPROVED on this 17th day of May 2021.

APPROVED:



Charles (Sonny) Hudson, Mayor

ATTEST:



Christine Kelly, Clerk

RESOLUTION NO. 2021-9

**A RESOLUTION BY THE CITY TO SET A PUBLIC HEARING CONCERNING THE
VACATION OF AN ALLEY THROUGH BLOCK 10 OF THE ORIGINAL PLAT OF
THE TOWN OF PRAIRIE GROVE**

WHEREAS, the owners of all lots abutting an alley that travels a North/South direction through Block 10 of the Original Plat of the Town of Prairie Grove have signed a petition requesting the City vacate said alley; and

WHEREAS, said alley has not been used for a period of time exceeding five years; and

WHEREAS, the City will hold a public hearing to accept public comment on the closing and vacation of said alley.

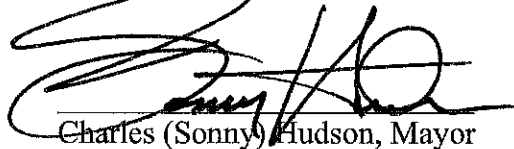
**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE
CITY OF PRAIRIE GROVE, ARKANSAS:**

That the City Council hereby sets a public hearing to take place at 6:30 p.m. on Monday June 21st, 2021 at the Prairie Grove Public Library to take public comment on the closing and vacation of the subject alley.

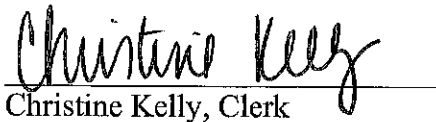
Notice of such public hearing will be published in a newspaper once a week for two weeks.

PASSED AND APPROVED on this 17th day of May 2021.

APPROVED:


Charles (Sonny) Hudson, Mayor

ATTEST:


Christine Kelly, Clerk

ORDINANCE NO. 2021-

14

**AN ORDINANCE TO PROVIDE FOR THE REZONING OF CERTAIN
LANDS IN PRAIRIE GROVE, ARKANSAS CURRENTLY OWNED BY
MICHAEL GAGE, MODIFICATION OF THE ZONING MAP, AND
AMENDMENT OF THE ZONING ORDINANCE.**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PRAIRIE
GROVE, ARKANSAS, THAT:

Section One: Title. This Ordinance shall be known as the 2021 Gage Rezoning Ordinance.

Section Two: Property Rezoned. From and after the effective date hereof, the following described real estate in the City of Prairie Grove, currently owned by Michael Gage, is hereby changed in zoning classification from A-1 (Agricultural) to R-2 (Residential):

Part of the Southwest Quarter (SW 1/4) of the Southwest Quarter (SW 1/4) of Section Four (4), Township Fifteen (15) North of Range Thirty-one (31) West, more particularly described as follows: beginning at a point which is 312.8 feet South and 635.6 feet West of the Northeast corner of said forty-acre tract and running thence West 231.8 feet; thence South 187.9 feet; thence East 231.8 feet; thence North 187.9 feet to the point of beginning.

Also, part of the Southwest Quarter (SW 1/4) of the Southwest Quarter (SW 1/4) of Section Four (4), Township Fifteen (15) North of Range Thirty-one (31) West, more particularly described as follows: beginning at a point 312.8 feet South and 403.8 feet West of the Northeast corner of said forty-acre tract, and running thence South 187.9 feet; thence West 231.8 feet; thence North 187.9 feet; thence East 231.8 feet to the point of beginning, all within Washington County, Arkansas.

Effective Date. This Ordinance shall become effective from and after 60 days of its posting.

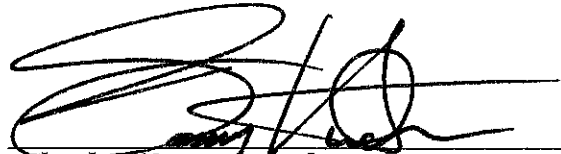
Section Four: Repealing Clause. Ordinances or parts thereof in force at the time

this ordinance shall take effect that are in conflict herewith, are hereby repealed.

Section Five: Saving Clause. Nothing herein shall be deemed to affect any rights or obligations existing at the time of the passage of this ordinance.

Section Six: Severability Clause. In the event any portion of this ordinance is declared inoperative or invalid as a result of a statute or judicial decision, then only that portion expressly so declared to be inoperative or invalid shall be affected thereby and all other provisions hereof shall remain in full force and effect.

Approved this 17th day of May 2021.



Charles (Sonny) Hudson, Mayor

(Attest)



Christine Kelly, Clerk

ORDINANCE NO. 2021-15

**AN ORDINANCE TO PROVIDE FOR THE REZONING OF CERTAIN
LANDS IN PRAIRIE GROVE, ARKANSAS CURRENTLY OWNED BY
SILVA PROPERTIES, LLC., MODIFICATION OF THE ZONING MAP,
AND AMENDMENT OF THE ZONING ORDINANCE.**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PRAIRIE
GROVE, ARKANSAS, THAT:

Section One: Title. This Ordinance shall be known as the 2021 Silva Rezoning Ordinance.

Section Two: Property Rezoned. From and after the effective date hereof, the following described real estate in the City of Prairie Grove, currently owned by Silva Properties, LLC, is hereby changed in zoning classification from A-1 (Agricultural) to B-1 (Commercial):

A part of the NW ¼ of the SW ¼ of Section 4, Township 15 North, Range 31 West, Washington County, Arkansas, being more particularly described as follow: beginning at a nail in a fence post at the Northeast corner of said NW ¼ of the SW ¼; thence S02°29'56"W 118.02 feet to a found iron pin; thence N78°30'56"W 154.95 feet to a right-of-way monument on the east right-of-way of U.S. Highway No. 62, per AHTD Job R40082; thence N36°32'26"E 115.10 feet along said right-of-way to a right-of-way monument; thence S86°29'38"E 88.62 feet to the point of beginning, containing 0.31 acres, more or less.

And, a part of the NW ¼ of the SW ¼ of Section 4, Township 15 North, Range 31 West, Washington County, Arkansas, being more particularly described as follows: commencing at a nail in a fence post at the Northeast corner of said NW ¼ of the SW ¼; thence S02°29'55"W 118.02 feet to a found iron pin for the point of beginning, thence S02°56'39"W 70.60 feet to a concrete monument; thence S02°09'26"W 29.60 feet to a found iron pin; thence N78°19'12"W 190.89 feet to a found iron pin; thence N69°22'20"W 23.86 feet to a right-of-way monument on the East right-of-way of U.S. Highway No. 62, per AHTD Job R40082; thence N36°32'32"E 104.40 feet along said east right-of-way to a right-of-way monument; thence S78°30'56"E 154.95 feet to the point of beginning, containing 0.42 acres, more or less.

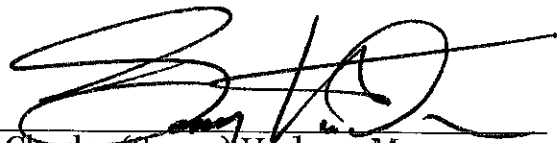
Effective Date. This Ordinance shall become effective from and after 60 days of its posting.

Section Four: Repealing Clause. Ordinances or parts thereof in force at the time this ordinance shall take effect that are in conflict herewith, are hereby repealed.

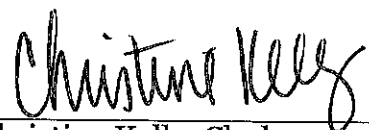
Section Five: Saving Clause. Nothing herein shall be deemed to affect any rights or obligations existing at the time of the passage of this ordinance.

Section Six: Severability Clause. In the event any portion of this ordinance is declared inoperative or invalid as a result of a statute or judicial decision, then only that portion expressly so declared to be inoperative or invalid shall be affected thereby and all other provisions hereof shall remain in full force and effect.

Approved this 17th day of May 2021.


Charles (Sonny) Hudson, Mayor

(Attest)


Christine Kelly, Clerk

ORDINANCE NO. 2021- 16

AN ORDINANCE TO PROVIDE FOR THE REZONING OF CERTAIN LANDS IN PRAIRIE GROVE, ARKANSAS CURRENTLY OWNED BY DAUGHERTY STEARMAN PROPERTIES, LLC., MODIFICATION OF THE ZONING MAP, AND AMENDMENT OF THE ZONING ORDINANCE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PRAIRIE GROVE, ARKANSAS, THAT:

Section One: Title. This Ordinance shall be known as the 2021 Daugherty Stearman Rezoning Ordinance.

Section Two: Property Rezoned. From and after the effective date hereof, the following described real estate in the City of Prairie Grove, currently owned by Daugherty Stearman Properties, LLC, is hereby changed in zoning classification from R-1.75 (Residential) to B-2 (Commercial):

A part of the North Half (N ½) of the Northwest Quarter (NW ¼) of Section 20, Township 15 North, Range 31 West, Washington County, Arkansas, being more particularly described as follows: beginning at a point on the North line of said North Half (N ½) which is S87°24'51"E 660.83 feet from the Northwest corner of said Section 20 and running thence along said North line S87°24'53"E 856.94 feet; thence leaving said North line S01°58'08"W 1150.07 feet to the centerline of a branch; thence along said centerline the following: S48°23'29"W 88.76 feet; S57°07'10"W 108.35 feet; S60°40'52"W 16.20 feet; thence N87°19'07"W 667.95 feet; thence N01°58'35"E 1321.98 feet to the point of beginning, containing 25.62 acres, more or less, subject to that portion in Butler Street right-of-way on the North side of the herein described tract and also subject to all other easements and rights-of-way of record.

Effective Date. This Ordinance shall become effective from and after 60 days of its posting.


Section Four: Repealing Clause. Ordinances or parts thereof in force at the time this ordinance shall take effect that are in conflict herewith, are hereby

repealed.

Section Five: Saving Clause. Nothing herein shall be deemed to affect any rights or obligations existing at the time of the passage of this ordinance.

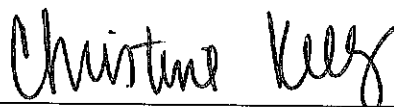
Section Six: Severability Clause. In the event any portion of this ordinance is declared inoperative or invalid as a result of a statute or judicial decision, then only that portion expressly so declared to be inoperative or invalid shall be affected thereby and all other provisions hereof shall remain in full force and effect.

Approved this 17th day of May 2021.



Charles (Sonny) Hudson, Mayor

(Attest)



Christine Kelly, Clerk