P.O. Box 944 Prairie Grove, AR 72753

Office of the Mayor

Agenda for Monday, July 19, 2021 regular meeting of the Prairie Grove City Council in the Prairie Grove District Court room at 6:30pm.

- 1. Call to order
- Roll call
- Public Comment Period
- Approval of the minutes for the June 21, 2021 regular meeting and the June 30, 2021 Special Meeting of the Prairie Grove City Council
- 5. Treasurer's Report
- 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
 - Senior Citizens Ray Carson
 - Library Tony Cunningham

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

- 7. Unfinished Business
 - a) Curb and Gutter Ordinance 3rd reading 3
 - b) Ordinance to approve final plat for Wakefield Subdivision
 - c) Amend Zoning Ordinance concerning home based businesses 23
- 8. New Business
 - a) Discussion on Aquatic Park Improvements

 - b) Ordinance to approve preliminary plat for Wagnon Springs
 c) Ordinance to approve Neal St Minor Subdivision 25
 d) Approve opening pay book

 - d) Approve opening new bank account for ARPA (rescue money)
 e) Resolution new Police Car
 f) resolution Add thuck to bank accts
- Announcements
- 10. Adjournment

MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL June 21, 2021

- The city council of Prairie Grove, Arkansas met in regular session on Monday, June 21, 2021 at 6:30 p.m. in the Prairie Grove District Court Room. The meeting was called to order by Mayor Sonny Hudson, presiding officer.
- 2. **Public Hearing for Alley Closing**
- 3. On roll call the following was recorded:
 - Present: Mayor Sonny Hudson, Alderman Rick Ault, Rick Clayton, Tony Cunningham, Brea Gragg, Marquita Smith and Doug Stumbaugh;
 - b. Absent: Doug Bartholomew and Ray Carson
 - c. Others present: Public Works Director Chuck Wiley, Steven Parker and Chief Chris Workman
- 4. Public Comment Period
- 5. Approval of minutes. Motion made by Cunningham second by Clayton to approve May 17, 2021 regular meeting minutes. Ayes: 6 Nayes: None. Motion carried.
- 6. The treasurer's report
- 7. Reports of Committees:
 - a. Sanitation
 - 1. New driver is doing well. He passed the written exam for his CDL and will practicing for his driving part.
 - 2. We started summer hours last week.
 - b. Street
 - 1. Still working on sidewalks.
 - c. Water/Sewer
 - 1. The lake was treated for algae again.
 - 2. Lost both pumps at the Sundowner lift station, third pump in 3 months to go out. The pumps are too small.
 - d. Court
 - 1. Ault read court report
 - e. Fire
- 1. Busy as usual.
- 2. New truck has been ordered.
- 3. Overtime has been higher the last month. We have a few part time employees off on FMLA.

f. Parks and Recreation

- 1. Farmers market still growing and doing well
- 2. Historical museum is open every Saturday.
- 3. FenceCo has completed 3 sides of the dog park fence.
- 4. Solar lights have been put along the walking trail. We will also be adding lights at the play area behind Rieff Park.

g. Police

- Busy as usual.
- 2. Shop with a cop raised \$2750 at Junk at the Mill.
- 3. Franks is still doing well in recovery

h. Long Range Planning

1. Approved preliminary plat for Wagnon Springs

Senior Citizen

1. Doing well since re-opening.

j. Library

- 1. Library board will be meeting to discuss reopening the Library on Saturdays.
- 2. Friends of the Library continue selling lots of used books.

8. Old Business

- a. Resolution approving a right of way swap with Keith Marrs on Neal Street. Motion made by Stumbaugh, second by Ault to approve. Ayes: 6 Nayes: None. Motion carried.
- b. Ordinance to amend Planning Commission appointments as amended. Motion made by Stumbaugh, second by Ault to put the ordinance on first reading by title only. Ayes:6 Nayes: None. Motion carried. Motion made by Stumbaugh, second by Ault to waive second and third reading and pass the ordinance. Ayes: 6. Nayes: None. Motion carried.
- c. Ordinance to vacate alley. Motion made by Stumbaugh, second by Ault to place the ordinance on first reading by title only. Ayes: 6 Nayes: None. Motion carried. Motion made by Stumbaugh, second by Gragg to waive the second and third reading and pass the ordinance. Ayes: 6 Nayes: None. Motion caried.
- d. Discussion to lift restrictions on pool parties. Motion made by Ault, second by Clayton to lift restrictions on the number allowed at pool parties. Ayes: 6. Nayes: None. Motion carried.
- e. Curb and Gutter Ordinance. Motion made by Stumbaugh, second by Gregg to place the ordinance on second reading by title only. Ayes: 6 Nayes: None. Motion carried.

9. New Business

- a. Ordinance approving Snyder Grove preliminary plat, phase 5. Motion made by Stumbaugh, second by Clayton to place the ordinance on first reading by title only. Ayes: 6 Nayes: None. Motion caried. Motion made by Stumbaugh, second by Clayton to waive the second and third reading and pass the ordinance. Ayes: 6 Nayes: None. Motion carried.
- b. Resolution approving agreement with Preferred Office to oversee city website. Tabled until next month.

- c. Ordinance approving waiving competitive bidding a purchasing pumps for the Sundowner lift station. Motion made by Cunningham, second by Stumbaugh to place the ordinance on first reading by title only. Ayes: 6 Nayes: None. Motion carried. Motion made by Stumbaugh, second by Gragg to waive the second and third reading and adopt the ordinance. Ayes: 6 Nayes: None. Motion made by Stumbaugh, second by Gragg to pass emergency clause. Ayes: 6 Nayes: None. Motion carried.
- 10. Announcements July 3rd. Fireworks across from high school.
- 11. There being no further business before the council, motion to adjourn was made at 8:25 pm by Cunningham, second by Gragg to adjourn. Motion carried and the meeting adjourned.

Christine Kelly,

City Clerk/Treasurer

Sonny Hudson

Mayor



City of Prairie Grove

Minutes of the special meeting of the City Council June 30th 2021

- 1. The city council of Prairie Grove, Arkansas met in special session on Wednesday, June 30th 2021 at 6:30 p.m. in the Prairie Grove District Courtroom. The meeting was called to order by Mayor Sonny Hudson, presiding officer.
- 2. On roll call the following was recorded:
 - Present: Mayor Sonny Hudson, Council Members Marquita Smith, Tony Cunningham,
 Ray Carson, Rick Clayton, Rick Ault, Doug Bartholomew, Doug Stumbaugh,
 - b. Absent: Brea Gragg
 - c. Others present: Attorney for the City, Steve Parker

3. Business

- a. Ordinance to waive competitive bidding for the repair of the HVAC system at the public library. Motion made by Stumbaugh, and second by Ault to put the ordinance on first reading by title only. Ayes: 7 Nayes: None. Motion carried. After the reading of the ordinance title by Attorney Parker a motion was made by Stumbaugh, second by Carson to waive second and third reading and adopt the ordinance. Ayes: 7 Nayes: None. Motion carried. Motion made by Rick Clayton, second by Doug Bartholomew to adopt the emergency clause. The motion carried by a unanimous vote.
- 4. Adjournment
- 5. There being no further business to come before the council and on the motion of Council Member Cunningham and seconded by Council Member Clayton and approved by all members present, the meeting adjourned at 6:40 pm.

Christine Kelly,

City Clerk/Treasurer

Sonny Hudson

Mayor

ORDINANCE NO. 2021- 22

AN ORDINANCE TO AMEND THE SUBDIVISION ORDINANCE TO AMEND REQUIREMENTS VARIANCES FOR IMPROVEMENTS.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PRAIRIE

GROVE, ARKANSAS, THAT:

Section One: <u>Title</u>. This Ordinance shall be known as the 2021 Subdivision

Variance Ordinance.

Section Two: Subdivision Ordinance Article 9 Amended. The City of Prairie

Grove Subdivision Ordinance, is hereby amended to read as follows:

9.0 ARTICLE 9. VARIANCES

The Planning Commission may recommend variances to specific requirements of this ordinance to applicants requesting minor variations to site layout and improvement requirements **ONLY WHEN** unique site conditions and characteristics create a hardship that prevents the developer and the City from achieving a quality development and avoiding adverse environmental impacts or traffic congestion/circulation problems. Section 2.21 provides examples, but is not exclusive, of the types of considerations that would justify a variance.

9.1 PROCEDURES FOR VARIANCE REQUESTS

A subdivision applicant may request a variance from specific sections of this ordinance by filing a written request with justification for the action. Hardship must be demonstrated by presentation of physical conditions unique to the subject site. The burden of proof shall remain with the applicant.

- 9.1.1 A fee in the amount of fifty dollars (\$50.00) is required for consideration of all variance requests.
- 9.1.2 The Planning Commission shall recommend approval or denial of the request within forty-five (45) days of its submittal to the City.
- 9.1.3 If the Planning Commission recommends approval of the request, it shall be heard at the next City Council meeting. The Planning Commission shall submit a written finding to the City Council enumerating the reasons they recommend the variance. The City Council may grant or deny the request; or send it back to the Planning Commission for further consideration.

9.1.4 If the Planning Commission recommends denial of the request, the applicant may appeal that denial to the City Council by filing a written request for an appeal and the payment of a fifty dollar (\$50.00) fee for the appeal.

9.2 VARIANCE ALTERNATIVES AND VARIANCE FUND

When considering a variance request, the City Council may grant an outright variance or waiver of a specific requirement; or they may decide that certain improvements are not necessary to be installed at this time, but may need to be installed at a later date. If the City Council determines that improvements are necessary but may be deferred, then the following shall apply:

- 9.2.1 The developer shall be required to deposit into a special variance account a sum in an amount to be determined by the City's engineering consultant equal to the current estimated cost of installing the deferred improvement.
- 9.2.2 The funds from section 9.2.1 shall be deposited into a dedicated variance fund and shall be used exclusively by the City, in its sole discretion, to pay for the future installation of the specific deferred improvement for which the funds were deposited.

Section Three: Section 6.7 of the City's Subdivision Ordinance is amended

to read as follows:

6.7 STREETS

Streets shall be improved by the subdivider with a dust free hard surface as defined and established by the Master Street Plan and must meet the specifications of the Minimum Standard Specifications for Streets as adopted by the City of Prairie Grove. Street classifications shall be approved by the planning commission at the time of concept plat review and upon approval of the City Council of the City of Prairie Grove. Streets outside corporate limits but within planning area jurisdiction shall conform to standards established by Washington County. Roads that are extensions of City Streets or roads that appear on the City Master Street improvement map, shall conform with either County Standards or City Standards, which ever is the higher standard. Developments abutting State Highways shall comply with AHTD Standards. If a development abuts a street that does not currently comply with the City's Master Street Plan or Street Standards, the developer is required to upgrade the street fronting the development to meet the Master Street Plan and Street Standards.

Section Four: Effective Date. This Ordinance shall become effective from and after 60 days of its posting unless an Emergency Clause is affixed.

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

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

Section Seven: 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 $\frac{19}{19}$ day of $\frac{1}{1}$ 2021.

Charles (Sonny) Hudson, Mayor

(Attest)

Christine Kelly, Clerk

MARKUP

6.7 **STREETS**

Streets shall be improved by the subdivider with a dust free hard surface as defined and established by the Master Street Plan and must meet the specifications of the Minimum Standard Specifications for Streets as adopted by the City of Prairie Grove. Street classifications shall be approved by the planning commission at the time of concept plat review and upon approval of the City Council of the City of Prairie Grove. Streets outside corporate limits but within planning area jurisdiction shall conform to standards established by Washington County. Roads that are extensions of City Streets or roads that appear on the City Master Street improvement map, shall conform with either County Standards or City Standards, which ever is the higher standard. Developments abutting State

Highways shall comply with AHTD Standards. If a development abuts a street that does not currently comply with the City's Master Street Plan or Street Standards, the developer is required to upgrade the street fronting the development to meet the Master Street Plan and Street Standards.

9.0 ARTICLE 9. VARIANCES

The Planning Commission may grant recommend variances to specific requirements of this ordinance to applicants requesting minor variations to site layout and improvement requirements **ONLY WHEN** unique site conditions and characteristics create a hardship that prevents the developer and the City from achieving a quality development and avoiding adverse environmental impacts or traffic congestion/circulation problems. Section 2.21 provides examples, but is not exclusive, of the types of considerations that would justify a variance.

9.1 PROCEDURES FOR VARIANCE REQUESTS

A subdivision applicant may request a variance from specific sections of this ordinance by filing a written request with justification for the action. Hardship must be demonstrated by presentation of physical conditions unique to the subject site. The burden of proof shall remain with the applicant.

- 9.1.1 A fee in the amount of fifty dollars (\$50.00) is required for consideration of all variance requests.
- 9.1.2 The Planning Commission shall approve or deny recommend approval or denial of the request within forty-five (45) days of its submittal to the City.
- 9.1.3 Decisions of the Planning Commission may be appealed by the applicant to the City Council through applicant submittal of a written request, and the payment of a Fifty Dollar (\$50.00) fee for the appeal. If the Planning Commission recommends approval of the request, it shall be heard at the next City Council meeting. The Planning Commission shall submit a written finding to the City Council enumerating the reasons they recommend the variance. The City Council may grant or deny the request; or send it back to the Planning Commission for further consideration.
- 9.1.4 If the Planning Commission recommends denial of the request, the applicant may appeal that denial to the City Council by filing a written request for an appeal and the payment of a fifty dollar (\$50.00) fee for the appeal.

9.2 VARIANCE ALTERNATIVES AND VARIANCE FUND

When considering a variance request, the City Council may grant an outright variance or waiver of a specific requirement; or they may decide that certain improvements are not necessary to be installed at this time, but may need to be installed at a later date. If the City Council determines that improvements are necessary but may be deferred, then the following shall apply:

- 9.2.1 The developer shall be required to deposit into a special variance account a sum in an amount to be determined by the City's engineering consultant equal to the current estimated cost of installing the deferred improvement.
- 9.2.2 The funds from section 9.2.1 shall be deposited into a dedicated variance fund and shall be used exclusively by the City, in its sole discretion, to pay for the future installation of the specific deferred improvement for which the funds were deposited.

ORDINANCE NO. 2021 (1)

AN ORDINANCE TO AMEND THE ZONING ORDINANCE REGARDING HOME BASED BUSINESSES

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 Zoning

Amendment Ordinance.

Section Two:

Zoning Ordinance Amended. The definition of "Home

Occupation" found in Section 3.0 is amended to read as follows:

Home Occupation

A use conducted entirely within an enclosed dwelling, which is clearly incidental and secondary to residential occupancy and does not change the character thereof. Specifically excluded is any activity involving building alterations, window display, construction features, equipment, machinery or outdoor storage, any of which is visible from off the lot on which located. Any occupation or profession carried on only by the inhabitants and which is conducted entirely within the main or accessory building; provided that no trading in merchandise is carried on and in connection with which there is no display of merchandise. No mechanical equipment is used or activity is conducted which creates any noise, dust, odor, or electrical disturbance beyond the confines of the lot on which said occupation is conducted.

The term "Home Occupation" may include, but is not limited to, the following uses:

Custom dressmaking, millinery, tailoring, sewing of fabrics for custom apparel and custom home furnishings.

Fabrication and/or assembly of handicraft articles, not involving heating, refining, chemical, or similar processes.

Laundering or pressing.

Professional office.

Rooming or boarding of not more than one (1) person.

Teaching or tutoring, limited to one (1) pupil at a time.

Beauty or Barber Shop.

The term "Home Occupation" shall not be interpreted to include any of the following uses: commercial kennel or stable, sales to customers on the premises, veterinary surgeon, commercial repair of automobiles, appliances, or similar items.

Section Three: Zoning Ordinance Amended. Section 4.3.1 of the Prairie Grove Zoning Ordinance, the table of permitted uses for residential zones, is hereby amended to read as follows:

4.3.1 Uses Allowed: ("P" indicates the use is permitted. "C" indicates the use is permitted only by issuance of a Conditional Use Permit¹. "N" indicates the use is prohibited.)

		A-1	<u>R-1</u>	<u>R-1.5</u>	<u>R1.75</u>	<u>R-2</u>	<u>R-3</u>
a.	Single-family structure	P	P	P	P	P	P
b.	two/three-family structure	N	N	N	N	P	P
c.	Multi-family (>3) structure	N	N	N	N	N	P
d.	Manufactured Home	C	N	N	N	P	P
e.	Mobile Home	C	N	N	N	N	N
f.	Churches and recreational bldg.	C	C	C	C	C	P
g.	Public parks, playgrounds,			_	_		•
	recreational buildings	P	\mathbf{C}	\mathbf{C}	С	C	\mathbf{C}
h.	Private playgrounds & swimming	P	\mathbf{C}	Ċ	Č	Č	Č
i.	Hospitals and nursing homes	C	N	Č	Č	Č	C
j.	Libraries, museums (public)	C	C	Č	Č	Č	Č
k.	Home occupations	\mathbf{P}^2	\mathbf{P}^2	\mathbf{P}^2	\mathbf{P}^2	\mathbf{P}^2	$\underline{\underline{P}}^2$
1.	Public and private schools, and		_	-	•	•	<u> </u>
	kindergartens	C	C	С	С	C	C
m.	Child care center	C	Ċ	Č	Č	C	Č
n.	Day care family home	Ċ	Č	$\ddot{\mathbf{c}}$	C	C	C
ο.	Clubs, lodges, etc.	Č	N	Č	C	C	C
p.	Golf courses, except commercial	-	÷ 1	Ŭ			
_	miniature golf	C	C	C	C	C	С

q.	Public utility sub & pump station	³ P	P	P	P	P	P
r.	Bed & Breakfast Inns	\mathbf{C}	C	\mathbf{C}	С	\mathbf{C}	$\overline{\mathbf{C}}$
s.	Compatible accessory buildings ⁴	P	P	P	P	P	P
t.	More than 6 operable vehicles	P	\mathbf{C}	N	N	N	N
u.	Residential Development						
	Sales Office (temporary)	N	\mathbf{C}	\mathbf{C}	\mathbf{C}	С	C
w.	Communications Tower	C	N	N	N	N	N
х.	Small Cell Facility	C	\mathbf{C}	\mathbf{C}	\mathbf{C}	Ċ	C

- $\underline{1/}$ See Section 16.0 of this Regulation.
- 2/ See Section 10.0 of this Regulation.
- 3/ This use permitted if housed in buildings that harmonize with the character of the neighborhood and having adequate fences and other safety devices. Refer also to Section 2.5.3.
- 4/ Accessory Structures & Uses shall be subject to the applicable use conditions set forth in the zoning district within which they fall and to the following general conditions:
- (1) All accessory structures shall be located on the rear two thirds (2/3) of the lot.
- (2) Buildings greater than one-hundred and sixty (160) square feet shall be located at least eight (8) feet from any existing dwelling or dwelling under construction.
- (3) Non-portable structures shall be located at least eight feet (8') from any interior lot line but shall not infringe on any easement or right-of-way.
- (4) Regardless of size, accessory structures on a corner lot, shall not project in front of the front building line required on any adjacent lot, nor closer than twenty-five feet (25') from the street right-of-way line from which vehicular access is gained.
- (5) No portable buildings exceeding one hundred sixty square feet (160 SF) are allowed.
- (6) A portable structure may be placed within a utility easement or established setback line, however the property owner agrees to move any such structure at their expense to allow utility easement access; and ensures the building will not cause any adverse affect on neighboring properties.

Section Four: Zoning Ordinance Amended. Section 10 of the Prairie Grove

Zoning Ordinance is amended to read as follows:

10.0 OCCUPATIONS PERMITTED IN RESIDENTIAL STRUCTURES UTILIZED FOR RESIDENTIAL PURPOSES IN RESIDENTIAL DISTRICT

10.1 An occupation may be carried on in a residential structure in a residential use area only if such occupation meets all of the following conditions:

10.1.1	Does not involve the use of commercial vehicles.
10.1.2	Does not require the use of more than two (2) rooms otherwise normally considered as living space.
10.1.3	No alterations to the residential structure solely to accommodate the Home Occupation shall be allowed.
10.1.4	Does not have a sign in excess of six (6) square feet to denote the business, occupation, or profession (and such sign must be attached to the structure). No illuminated signs shall be allowed.
10.1.5	Does not involve the display of goods and services or on-site sales of goods
10.1.6	Only one additional employee, not living in the residence, shall be allowed.
10.1.7	No more than two customers at a time shall be allowed.
10.1.8	Off-street parking, in addition to any required for normal residential use, shall be provided as follows: one additional space for customers (if applicable) one additional space for employee not living in the home (if applicable).
10.1.9	The Home Occupation shall not create a nuisance to surrounding residents and neighbors including, without limitation, excessive odor, dust, smoke, vibration, noise, light, heat, glare or similar disturbances.
10.1.10	The Home Occupation may not be sited in a garage if such garage is required to provide off-site parking required

elsewhere in this Zoning Ordinance.

10.1.11 Regardless of any other requirements, such Home Occupation must comply with all Fire, Building and Safety Codes applicable within the State of Arkansas and the City of Prairie Grove.

10.2 A profession or service carried on in a residential structure or accessory building in a residential area at the time of the adoption of these regulations, which was lawfully established, but which does not conform to the use, area and bulk regulations for the district may be continued.

Section Five: Section 14.16.04 of Prairie Grove Municipal Code Amended.

Section 14.16.04 of the Prairie Grove Municipal Code is amended to read as follows:

14.16.04 Placement of Signs in an R District

1. One sign, not exceeding 8 square feet, is allowed per tax parcel.

2. One additional sign, not exceeding 6 square feet, attached to the building, shall be allowed when a home occupation is conducted at the property.

3. On unimproved lots at the entrance to a platted subdivision, the sign shall not exceed 32 square feet.

4. Signs may not be lit in residential areas

Section Six: Effective Date. This Ordinance shall become effective 60 days following its posting, unless an Emergency Clause is attached.

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

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

Section Nine: 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 _

_ day of

2021

Charles (Sonny) Hudson, Mayor

(Attest)

ORDINANCE NO. 2021-

AN ORDINANCE TO APPROVE THE PRELIMINARY PLAT OF PHASE 2 OF THE WAGNON SPRINGS PUD SUBDIVISION.

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

Section One: <u>Title.</u> This Ordinance shall be known as the Wagnon Springs Phase 2 Preliminary Plat Approval Ordinance

Section Two: Preliminary Plat Approved. The Preliminary Plat of the Wagnon Springs PUD, Phase 2, as submitted by the developer and approved by the Prairie Grove Planning Commission, is hereby approved and the Mayor and Clerk are authorized to affix their names and the seal of the City thereto.

<u>Section Three:</u> <u>Installation of Improvements Authorized</u>. The developer is hereby authorized to begin installation of necessary improvements and prepare a final plat upon completion

<u>Section Four: Effective Date.</u> This Ordinance shall become effective from and after 60 days of its passage.

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

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

Section Seven: 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 19th day of July 2021.

Charles (Sonny) Hudson, Mayor

(Attest)

ORDINANCE NO. 2021- <u>(5</u>

AN ORDINANCE TO APPROVE THE FINAL PLAT OF THE KSDA, INC. SUBDIVISION.

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

<u>Section One: Title.</u> This Ordinance shall be known as the South Neal Final Plat Approval Ordinance

Section Two: Final Plat Approved. The Final Plat of the KSDA, Inc. Subdivision on South Neal, as submitted by the developer and approved by the Prairie Grove Planning Commission, is hereby approved and the Mayor and Clerk are authorized to affix their names and the seal of the City thereto. This subdivision meets the definition of an "Informal Plat" under the Prairie Grove Subdivision Ordinance Section 2.18 and is being processed as a Final Plat approval without the need for preliminary plats or concept approval.

Section Three: Acceptance of Streets and Easements Not Applicable. As an Informal Plat, there are no streets or easements being dedicated to public use and therefore, no acceptance is required.

<u>Section Four: Effective Date.</u> This Ordinance shall become effective from and after 60 days of its passage.

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

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

Section Seven: 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 19th day of July 2021.

harles (Sonny) Hudson, Mayor

(Attest)

RESOLUTION NO. 2021-

A RESOLUTION BY THE CITY TO OPEN A NEW BANK ACCOUNT

WHEREAS, the federal government has passed the American Rescue Plan, which provides funds to local governments; and

WHEREAS, the City's use of these funds is restricted to certain projects and uses; and

WHEREAS, the City is required to establish a separate bank account to receive, hold and use for the payment of such projects and uses; and

WHEREAS, the City is opening the

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

That the City Council hereby authorizes:

1. The Mayor to open a new bank account at Arvest Bank to be called the ARPA account; authorizes Larry Oelrich, Charles Wiley and Christine Kelly as signatories and requires that all banking activity on such account requires two of their signatures.

APPROVED:

PASSED AND APPROVED on this 19th day of July 2021.

ATTEST:

RESOLUTION NO. 2021-

A RESOLUTION BY THE CITY TO AUTHORIZE THE PURCHASE OF A NEW POLICE DEPARTMENT VEHICLE

WHEREAS, the City has a need for 1 new truck for the police department; and

WHEREAS, Steve Landers Chrysler Dodge Jeep Ram has the current State of Arkansas bid for a Dodge Ram 1500 SSV for a price of \$27,645.00 each.

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

1. That the City Council hereby authorizes the Mayor to purchase 1 2021 Dodge Ram 1500 SSV from Steve Landers Chrysler Dodge Jeep Ram for a price of \$27,645.00 through the State procurement program.

APPROVED

Charles (Sonny) Hudson, Mayor

2. Further authorizes the Mayor and Clerk to take whatever administrative steps are necessary to effectuate such purchase.

PASSED AND APPROVED on this 19th day of July 2021.

ATTEST:

RESOLUTION NO. 2021-13

A RESOLUTION BY THE CITY TO AMEND THE AUTHORIZED SIGNATORIES ON THE CITY'S BANK ACCOUNTS

WHEREAS, Charles Wiley should be added as an authorized signatory on the City's bank accounts.

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

That the City Council hereby authorizes Arvest Bank add Charles Wiley as an authorized signatory on all City bank accounts, except the police/fire payroll account.

PASSED AND APPROVED on this 19th day of July 2021.

APPROVED:

Charles (Sonny) Hudson, Mayor

ATTEST:

Christine Kelly, City Clerk