

CITY OF VAN BUREN, ARKANSAS  
REGULAR CITY COUNCIL MEETING  
MONDAY, OCTOBER 29, 2018  
MUNICIPAL COMPLEX – 5:30 PM

**AGENDA**

1. Invocation and Pledge of Allegiance – Pastor Daniel Stewart, North Park Baptist Church.
2. Minutes from the September 24, 2018 Regular City Council Meeting.
3. Public Hearing for Bekaert Bond.
4. Ordinance – Issuance of Bonds for Bekaert Corporation.
5. Ordinance – Renewing Annual Library Millage Tax.
6. Resolution – Award a Sidearm to a Retiring Police Officer.
7. Resolution – Fixed Asset Disposal.
8. Resolution – Adopting a Hazard Mitigation Plan.
9. Resolution – Park Land Donation by Central Park Properties in Forest Oaks Subdivison.
10. Resolution – Adopting the Chad Colley Wilderness Park Pedestrian and Trails Plan.
11. Resolution – Approving the Final Plat of Legacy Valley Phase 7.
12. Resolution – Amendment to Engineering Contracts for Drennen-Scott Sidewalk Project.
13. Resolution – Accepting a Bid for the Drennen-Scott Sidewalk Improvement Project.
14. Resolution – Amendment for Engineering Contracts for Valley Forge Drainage Improvement Project.
15. Resolution – Water Purchase Agreement Extension with Sequoyah County Water Association of Oklahoma.
16. Financial Statements.
17. Reports:  
    Police – Fire – Building Department – Public Works/Planning – Ambulance.
18. Miscellaneous and General Discussion.
19. Adjournment.

**CITY OF VAN BUREN, ARKANSAS**

**ORDINANCE NO. \_\_\_ - 2018**

**AN ORDINANCE AUTHORIZING THE ISSUANCE OF INDUSTRIAL DEVELOPMENT REVENUE BONDS TO FINANCE CERTAIN INDUSTRIAL FACILITIES; AUTHORIZING THE LEASING OF SUCH FACILITIES TO BEKAERT CORPORATION; AUTHORIZING A TRUST INDENTURE SECURING THE BONDS; AUTHORIZING THE SALE OF THE BONDS; AUTHORIZING AND PRESCRIBING OTHER MATTERS PERTAINING THERETO; AND DECLARING AN EMERGENCY.**

WHEREAS, the City of Van Buren, Arkansas (the "City"), is authorized and empowered under the provisions of Title 14, Chapter 164, Subchapter 2 of the Arkansas Code of 1987 Annotated (the "Act"), to issue revenue bonds and to expend the proceeds thereof to finance land, buildings or facilities which can be used in securing or developing industry; and

WHEREAS, the City Council of the City has heretofore adopted Resolution No. 4-4-2018 stating the City's intention to furnish permanent financing of an industrial project located in the City (the "Project") by the issuance of revenue bonds under the Act on behalf of Bekaert Corporation, a Delaware corporation (the "Company"); and

WHEREAS, the Project consists of an expansion to the Company's existing industrial facility located at 1881 Bekaert Drive, Van Buren, Arkansas 72956, together with the acquisition and installation of various machinery, equipment and other personal property, and paying the expenses of issuing the Bonds; and

WHEREAS, pursuant to and in accordance with applicable provisions of Arkansas law, a public hearing was held on the date hereof before the City Council on the question of the issuance of such revenue bonds under the Act; and

WHEREAS, after due consideration the City has determined to proceed with financing the Project and to issue and sell its revenue bonds under the provisions of the Act in the aggregate principal amount of not to exceed \$16,000,000 (the "Bonds"), and in connection therewith to enter into a Trust Indenture (the "Indenture"), between the City and Regions Bank, Little Rock, Arkansas, as Trustee (the "Trustee"), to secure the Bonds; and

WHEREAS, the Project will be owned by the City and leased to the Company pursuant to the provisions of a Lease Agreement (the "Lease Agreement") between the City and the Company; and

WHEREAS, the Company will enter into an Agreement for Payments in Lieu of Taxes (the "PILOT Agreement") with the City as hereinafter provided; and

WHEREAS, forms of the Indenture, the Lease Agreement, and the PILOT Agreement have been presented to and are before this meeting;

**NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Van Buren, Arkansas, That:**

Section 1. The City Council hereby finds that the accomplishment of the Project, and the issuance of the Bonds to finance the same, will provide substantial employment and payrolls and will thereby secure and develop industry within and near the City.

Section 2. The issuance of the Bonds in the aggregate principal amount of \$16,000,000, or such lesser amount as shall be requested by the Company, is hereby authorized. The Bonds shall be designated "City of Van Buren, Arkansas Taxable Industrial Development Revenue Bonds (Bekaert Corporation Project), Series 2018." The Bonds shall bear interest at the rate of 4.25% per annum, payable as set forth in the Indenture, and shall mature in the year 2028, which terms are recommended by the Company. The Bonds shall be in the forms and denominations, shall be numbered, shall be dated, and shall be subject to redemption prior to maturity all upon the terms and conditions recommended by the Company and set forth in the Indenture.

Section 3. The Bonds shall be sold to the Company or its designee for the purchase price of 100% of par, which price is recommended by the Company.

Section 4. To prescribe the terms and conditions upon which the Bonds are to be executed, authenticated, issued, accepted, held and secured, the Mayor and City Clerk are hereby authorized and directed to execute and acknowledge the Indenture for and on behalf of the City. The Indenture is hereby approved in substantially the form submitted to this meeting, and the Mayor is hereby authorized to confer with the Trustee and others in order to complete the Indenture in substantially the form submitted to this meeting with such changes as shall be approved by him, his execution to constitute conclusive evidence of such approval.

Section 5. There is hereby authorized the execution and delivery of the Lease Agreement, and the Mayor and City Clerk are hereby authorized to execute, acknowledge and deliver the Lease Agreement for and on behalf of the City. The Lease Agreement is hereby approved in substantially the form submitted to this meeting, and the Mayor is hereby authorized to confer with the Company and others in order to complete the Lease Agreement in substantially the form submitted to this meeting with such changes as shall be approved by him, his execution to constitute conclusive evidence of such approval.

Section 6. There is hereby authorized the execution and delivery of the PILOT Agreement, and the Mayor is hereby authorized to execute and deliver the PILOT Agreement for and on behalf of the City. The PILOT Agreement is hereby approved in substantially the form submitted to this meeting, and the Mayor is hereby authorized to confer with the Company and others in order to complete the PILOT Agreement in substantially the form submitted to this meeting with such changes as shall be approved by him, his execution to constitute conclusive evidence of such approval.

Section 7. The acquisition and construction of the Project, and the issuance and sale of the Bonds, are exceptional situations in which the City has no responsibility for payment of the

costs and expenses thereof, all of which are payable by the Company, and the Company's recommendations with respect thereto are acceptable to the City. Therefore, pursuant to applicable laws of the State of Arkansas, including the Act, competitive bidding is hereby waived.

Section 8. The Mayor and City Clerk, for and on behalf of the City, are hereby authorized and directed to do any and all things necessary to effect the execution and delivery of the documents herein authorized and the performance of all obligations of the City thereunder, the issuance, execution, sale and delivery of the Bonds, and the performance of all acts of whatever nature necessary to effect and carry out the authority conferred by this Ordinance. The Mayor and City Clerk are hereby further authorized and directed, for and on behalf of the City, to execute all papers, documents, certificates and other instruments that may be required for the carrying out of such authority or to evidence the exercise thereof.

Section 9. The City Clerk is hereby authorized and directed to file in the office of the City Clerk, as a part of the minutes of the meeting at which this Ordinance is adopted, for inspection by any interested person copies of the Indenture, the Lease Agreement, and the PILOT Agreement, and such documents shall be on file for inspection by any interested person.

Section 10. The provisions of this Ordinance are hereby declared to be separable, and if any section, phrase or provision shall for any reason be declared to be invalid, such declaration shall not affect the validity of the remainder of the sections, phrases and provisions.

Section 11. All ordinances, resolutions and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Section 12. There is hereby found and declared to be an immediate need for the securing and developing of industry in order to provide substantial employment and payrolls, thereby alleviating unemployment and otherwise benefitting the public health, safety and welfare of the City and the inhabitants thereof, and the issuance of the Bonds authorized hereby and the taking of the other action authorized hereby are immediately necessary for the accomplishing of these public benefits and purposes. It is, therefore, declared that an emergency exists and this Ordinance being necessary for the preservation of the public peace, health and safety shall be in force and effect immediately upon and after its passage.

PASSED: October 29, 2018.

\_\_\_\_\_  
Robert D. Freeman  
Mayor

**ATTESTED:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Phyllis Thomas  
City Clerk/Treasurer

\_\_\_\_\_  
Candice A. Settle  
City Attorney

CERTIFICATE

The undersigned, City Clerk of the City of Van Buren, Arkansas, hereby certifies that the foregoing pages are a true and perfect copy of Ordinance No. \_\_\_\_\_, adopted at a regular session of the City Council of the City of Van Buren, Arkansas, held at the regular meeting place of the City Council at 5:30 o'clock p.m., on the 29<sup>th</sup> day of October, 2018, and that the Ordinance is of record in Ordinance Record Book No. \_\_\_\_\_, at page \_\_\_\_\_, now in my possession.

GIVEN under my hand and seal on this \_\_\_\_ day of October, 2018.

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City Clerk

(SEAL)

**CITY OF VAN BUREN, ARKANSAS**

**ORDINANCE NO. \_\_\_ - 2018**

BE IT ENACTED BY THE CITY COUNCIL, FOR THE CITY OF VAN BUREN, ARKANSAS, AN ORDINANCE TO BE ENTITLED:

**AN ORDINANCE LEVYING (RENEWING) THE MILLAGE TAX FOR THE CITY GENERAL MUNICIPAL PURPOSES AND FOR THE PUBLIC LIBRARY PURPOSES FOR THE YEAR 2018; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.**

WHEREAS, the City of Van Buren, Arkansas, is duly incorporated under the laws of the State of Arkansas, with all powers, authority and duties of a city of the First Class; and

WHEREAS, the purpose of this Ordinance is immediately necessary for preservation of the health, safety and welfare of the inhabitants of the City of Van Buren, Arkansas, and an emergency exists which requires that this Ordinance become immediately effective and in full force and effect; and

WHEREAS, the City of Van Buren, Arkansas, must have funds for its municipal operations, and can only obtain the requisite funding to continue its current level of services to its citizens by renewing the levy of a 2 mill tax on real and personal property, for the general municipal purpose of the City, and by renewing the levy of a 1.4 mill tax on real and personal property tax for the Van Buren library maintenance purposes.

**NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE CITY COUNCIL OF THE CITY OF VAN BUREN, ARKANSAS, THAT:**

SECTION 1: The rate of all real and personal property in Van Buren, Arkansas, for the year 2018, for general municipal purposes under the authority of Section 4, Article XII, of the Constitution of 1874, of the State of Arkansas, be, and the same is hereby affixed at 2 mills on the dollar of the assessed valuation of all real property subject to taxation in the City of Van Buren, Arkansas, for the year 2018, for general municipal purposes.

SECTION 2: The rate of all real and personal property in the City of Van Buren, Arkansas, for the year of 2018, for the maintenance of a City Public Library, under the authority of a vote of the people of the City of Van Buren, Arkansas, and the City General Elections held on the 7th day of April, 1942, (1 mill) and the 8th day of November, 1994, (.4 mill), be, and the same is hereby affixed at 1.4 mills on the dollar of the assessed valuation of all real and personal property subject to taxation in the City of Van Buren, Arkansas, for the year 2018, for the library maintenance purposes,

subject to the provisions of Act No. 848 of 1981; the same being "adjustment or rollback of tax rates due to increase in aggregate valuation of taxable property."

**SECTION 3:** A Certified Copy of this Ordinance shall be filed in the office of the County Clerk of Crawford County, Arkansas, in order that the Quorum Court of Crawford County, Arkansas, may include the same in the general levy of the year 2018 and cause the same to be extended upon the tax books and collected as required by law.

**SECTION 4:** This Ordinance being immediately necessary to obtain revenue to pay expenses of the City Government for the City of Van Buren, Arkansas, and necessary in providing for the immediate preservation of the public peace, health, and safety, an emergency is declared to exist and this Ordinance shall be, take effect, and be in force after its passage and publication.

**IN WITNESS WHEREOF**, the City of Van Buren, Arkansas, by its City Council, did pass, approve, and adopt, by a vote of \_\_\_ for and \_\_\_ against, the foregoing Ordinance at its regular meeting held on the 29<sup>th</sup> day of October 2018.

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Robert D. Freeman  
Mayor

**ATTESTED:**

**APPROVED AS TO FORM:**

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Phyllis Thomas  
City Clerk/Treasurer

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Candice A. Settle  
City Attorney

**CITY OF VAN BUREN, ARKANSAS**

**RESOLUTION NO. \_\_ - \_\_ - 2018**

BE IT ENACTED BY THE CITY COUNCIL, FOR THE CITY OF VAN BUREN, ARKANSAS, A RESOLUTION TO BE ENTITLED:

**A RESOLUTION AWARDING A SERVICE SIDEARM TO SERGEANT JACK ROBINSON UPON HIS RETIREMENT.**

WHEREAS, Van Buren Police Sergeant Jack Robinson is retiring from the City on November 1, 2018 after 29 years, 8 months and 17 days of service; and

WHEREAS, Sergeant Jack Robinson has demonstrated his dedication to duty and to the citizens of the City of Van Buren; and

WHEREAS, upon regular service retirement under honorable circumstances, the City wishes to recognize Sergeant Jack Robinson's service as a police officer, and award to him his issued sidearm carried by him at the time of his retirement from service.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF VAN BUREN, ARKANSAS, THAT:**

SECTION 1: The City Council for the City of Van Buren adopts this Resolution awarding this service sidearm, a Glock 22 Generation 4, .40 caliber pistol, Serial Number SZE014, to Sergeant Jack Robinson upon his retirement November 1, 2018.

**IN WITNESS WHEREOF**, the City of Van Buren, Arkansas, by its City Council, did pass, approve, and adopt, by a vote of \_\_\_ for and \_\_\_ against, the foregoing Resolution at its regular meeting held on the 29<sup>th</sup> day of October 2018.

\_\_\_\_\_  
Robert D. Freeman  
Mayor

**ATTESTED:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Phyllis Thomas  
City Clerk/Treasurer

\_\_\_\_\_  
Candice A. Settle  
City Attorney

**CITY OF VAN BUREN, ARKANSAS**

**RESOLUTION NO. \_\_\_ - \_\_\_ - 2018**

BE IT ENACTED BY THE CITY COUNCIL, FOR THE CITY OF VAN BUREN, ARKANSAS, A RESOLUTION TO BE ENTITLED:

**A RESOLUTION TO AUTHORIZE THE MAYOR AND CITY CLERK TO REMOVE AND DISPOSE OF CERTAIN FIXED ASSETS FROM THE CITY OF VAN BUREN'S FIXED ASSET INVENTORY, BY SEALED BID, AUCTION OR OTHER METHODS AUTHORIZED UNDER THE LAW, AND FOR OTHER PURPOSES.**

WHEREAS, the City of Van Buren has certain fixed assets on its Fixed Asset Inventory List which are obsolete, and/or beyond repair, and are no longer cost effective, so as to no longer be needed by the City; and

WHEREAS, after an inventory of fixed assets, it is therefore recommended by our State Auditor that said items or item be removed from the City's Fixed Asset Inventory and disposed of by sealed bid, auction or as otherwise authorized under Arkansas law.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF VAN BUREN, ARKANSAS, THAT:**

SECTION 1: The Mayor and City Clerk are hereby authorized to remove the following asset or assets from the Fixed Asset Inventory and to dispose of same by sealed bid, auction or other such methods authorized under the law:

<u>Department</u>	<u>Amount</u>	<u>Description of Inventory</u>	<u>Control #</u>
Police Department	\$31,378.31	2004 Chevrolet Tahoe VIN# 1GNEK13Z74R146081	PD-559
Police Department	\$ 1,500.00	MPH Python Radar Unit S# PYT304000714	PD-260

**IN WITNESS WHEREOF**, the City of Van Buren, Arkansas, by its City Council, did pass, approve, and adopt, by a vote of \_\_\_ for and \_\_\_ against the foregoing Resolution at its regular meeting held on the 29<sup>th</sup> day of October 2018.

\_\_\_\_\_  
Robert D. Freeman  
Mayor

**ATTESTED:**

\_\_\_\_\_  
Phyllis Thomas  
City Clerk/Treasurer

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Candice A. Settle  
City Attorney

**CITY OF VAN BUREN, ARKANSAS**

**RESOLUTION NO. \_\_\_ - \_\_\_ - 2018**

BE IT ENACTED BY THE CITY COUNCIL, FOR THE CITY OF VAN BUREN, ARKANSAS, A RESOLUTION TO BE ENTITLED:

**A RESOLUTION ADOPTING THE CRAWFORD COUNTY HAZARD MITIGATION PLAN FOR THE CITY OF VAN BUREN, ARKANSAS.**

WHEREAS, certain areas of Van Buren, Arkansas, are subject to periodic flooding and other natural and man-caused hazards with the potential to cause damages to people's properties within the area; and

WHEREAS, the City of Van Buren desires to prepare and mitigate for such circumstances; and

WHEREAS, under the Disaster Mitigation Act of 2000, the United States Federal Emergency Management Agency (FEMA) required that local jurisdictions have in place a FEMA-approved Hazard Mitigation Action Plan and updated Mitigation Plan as a condition of receipt of certain future Federal mitigation funding after November 1, 2004; and

WHEREAS, to assist cities and counties in meeting this requirement, Crawford County with the assistance of Western Arkansas Planning and Development District and Bold Planning, has initiated updating the county wide, multi-jurisdiction Hazard Mitigation Plan that was initially approved in 2005. This plan includes the county and all jurisdictions in the county, specifically the cities and school districts.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF VAN BUREN, ARKANSAS, THAT:**

SECTION 1: The City of Van Buren, Arkansas, hereby adopts those portions of the Plan relating to and protecting its jurisdictional area against all hazards.

SECTION 2: The City of Van Buren, Arkansas appoints the Crawford County Emergency Management Director to assure that the Hazard Mitigation Plan be reviewed at least annually and that any needed adjustment to the Hazard Mitigation Plan be developed and presented to the governing board for consideration.

SECTION 3: The City of Van Buren, Arkansas agrees to take such other official action as may be reasonably necessary to carry out the objectives of the Hazard Mitigation Plan.

**IN WITNESS WHEREOF**, the City of Van Buren, Arkansas, by its City Council, did pass, approve, and adopt, by a vote of \_\_\_ for and \_\_\_ against, the foregoing Resolution at its regular meeting on the 29<sup>th</sup> day of October 2018.

\_\_\_\_\_  
Robert D. Freeman  
Mayor

**ATTESTED:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Phyllis Thomas  
City Clerk/Treasurer

\_\_\_\_\_  
Candice A. Settle  
City Attorney

**CITY OF VAN BUREN, ARKANSAS**

**RESOLUTION NO. \_\_\_ - \_\_\_ - 2018**

BE IT ENACTED BY THE CITY COUNCIL, FOR THE CITY OF VAN BUREN, ARKANSAS, A RESOLUTION TO BE ENTITLED:

**A RESOLUTION TO ACCEPT FROM THE CENTRAL PARK PROPERTIES A DONATION OF REAL PROPERTY OF APPROXIMATELY FIVE (5) ACRES IN ANTICIPATION OF USING IT FOR PARK PURPOSES WITHIN THE CITY OF VAN BUREN, ARKANSAS.**

WHEREAS, the Central Park Properties desires to donate to the City of Van Buren approximately five (5) acres of real property adjacent to the Forest Oaks Subdivision provided no unanticipated issues preclude them from the closing of the property and provided they have assurances from the City Council that the City will accept the donation; and

WHEREAS, the Central Park Properties desire that the only request for the property be that it be used as a park and be named after Mr. Chad and Betty Ann Colley; and

WHEREAS, the City is willing to honor such request and intends to use the property for park purposes only; and

WHEREAS, the owner has asked to be informed of the City Council's willingness to accept the property prior to the closing and the City desires to accommodate that request subject to the property having a clear title.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF VAN BUREN, ARKANSAS, THAT:**

SECTION 1: The City Council agrees to accept the donation from Central Park Properties of approximately 5 acres of real property adjacent to the Forest Oaks Subdivision and the Council expresses gratitude to the family for the donation.

SECTION 2: The acceptance of the property is subject to the issuance of an acceptable, clear title for the City.

SECTION 3: The City is further willing to name the property the "Mr. Chad and Betty Ann Colley Wilderness Park."

SECTION 4: The Mayor and City Clerk shall be authorized to execute any agreements and other documents on behalf of the City to include IRS Form 8283, to effectuate the acceptance, to pay applicable closing costs and upon the request of the donor to make minor adjustments to the provisions derived from this Resolution so long as the essential purposes of the Resolution remain unchanged.

**IN WITNESS WHEREOF**, the City of Van Buren, Arkansas, by its City Council, did pass, approve, and adopt, by a vote of \_\_\_ for and \_\_\_ against the foregoing Resolution at its regular meeting held on the 29<sup>th</sup> day of October 2018.

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Robert D. Freeman  
Mayor

**ATTESTED:**

**APPROVED AS TO FORM:**

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Phyllis Thomas  
City Clerk/Treasurer

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Candice A. Settle  
City Attorney

**CITY OF VAN BUREN, ARKANSAS**

**RESOLUTION NO. \_\_\_ - \_\_\_ - 2018**

BE IT ENACTED BY THE CITY COUNCIL, FOR THE CITY OF VAN BUREN, ARKANSAS, A RESOLUTION TO BE ENTITLED:

**A RESOLUTION ADOPTING THE CHAD COLLEY WILDERNESS PARK BIKE AND PEDESTRIAN TRAIL PLAN FOR THE CITY OF VAN BUREN, CRAWFORD COUNTY, ARKANSAS.**

WHEREAS, the City of Van Buren, Arkansas, desires to make parks and recreation improvements within the City, and to develop bike and pedestrian trails, associated amenities and improvements at Chad Colley Wilderness Park; and

WHEREAS, the Parks and Recreation Commission has recommended that the City Council adopt the Chad Colley Wilderness Park Bike and Pedestrian Trail Plan.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF VAN BUREN, CRAWFORD COUNTY, ARKANSAS.**

SECTION 1: The Chad Colley Wilderness Park Bike and Pedestrian Trail Plan, is hereby approved and adopted.

**IN WITNESS WHEREOF**, the City of Van Buren, Arkansas, by its City Council, did pass, approve, and adopt, by a vote of \_\_\_ for and \_\_\_ against, the foregoing Resolution at its regular meeting held on the 29<sup>th</sup> day of October 2018.

\_\_\_\_\_  
Robert D. Freeman  
Mayor

**ATTESTED:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Phyllis Thomas  
City Clerk/Treasurer

\_\_\_\_\_  
Candice A. Settle  
City Attorney

**CITY OF VAN BUREN, ARKANSAS**

**RESOLUTION NO. \_\_\_ - \_\_\_ - 2018**

BE IT ENACTED BY THE CITY COUNCIL, FOR THE CITY OF VAN BUREN, ARKANSAS, A RESOLUTION TO BE ENTITLED:

**A RESOLUTION APPROVING AND ACCEPTING THE FINAL PLAT OF "LEGACY VALLEY, PHASE 7" WITHIN THE CITY OF VAN BUREN, CRAWFORD COUNTY, ARKANSAS.**

WHEREAS, the City of Van Buren, Arkansas, is duly incorporated under the laws of the State of Arkansas, with all powers, authority and duties of a city of the first class, and under such authority has adopted the Subdivision Regulations for the City of Van Buren (Ordinance No. 07-2003); and

WHEREAS, the Van Buren Planning Commission reviewed and approved this final plat on September 4, 2018; and

WHEREAS, as a result of this meeting, the proposed Final Plat hereto was recommended by a majority vote of the entire Planning Commission.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF VAN BUREN, CRAWFORD COUNTY, ARKANSAS.**

SECTION 1: Subject to the assurances provided in the Code of General Orders of the City of Van Buren Subdivision Regulations Title 15 *et seq.*, being executed to assure that all improvements are put in and that all requirements of the Planning Commission are met, the submitted Final Plat for Legacy Valley, Phase 7 within the City of Van Buren, is hereby approved and accepted.

**IN WITNESS WHEREOF**, the City of Van Buren, Arkansas, by its City Council, did pass, approve, and adopt, by a vote of \_\_\_ for and \_\_\_ against, the foregoing Resolution at its regular meeting held on the 29<sup>th</sup> day of October 2018.

\_\_\_\_\_  
Robert D. Freeman  
Mayor

**ATTESTED:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Phyllis Thomas  
City Clerk/Treasurer

\_\_\_\_\_  
Candice A. Settle  
City Attorney

**CITY OF VAN BUREN, ARKANSAS**

**RESOLUTION NO. \_\_\_ - \_\_\_ - 2018**

BE IT ENACTED BY THE CITY COUNCIL, FOR THE CITY OF VAN BUREN ARKANSAS, A RESOLUTION TO BE ENTITLED:

**A RESOLUTION TO AMEND RESOLUTION 12-02-2015  
TO AUTHORIZE THE MAYOR TO EXECUTE AN ADDENDUM  
TO THE ENGINEERING CONTRACT FOR THE DRENNEN-  
SCOTT HOUSE SIDEWALK IMPROVEMENT PROJECT;  
APPROPRIATING ADDITIONAL FUNDS; AND FOR OTHER  
PURPOSES.**

WHEREAS, the City of Van Buren, Arkansas pursuant to Resolution No.123-02-2015 entered into a contract dated December 22, 2015, with Hawkins-Weir Engineers, Inc., to perform certain engineering services relative to the Drennen-Scott House Sidewalk Improvement Project; and

WHEREAS, additional engineering services were necessary to facilitate the design of the project that necessitates increasing the engineering fees by \$23,460.00.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF VAN BUREN, ARKANSAS, THAT:**

SECTION 1: The Mayor is authorized by the City Council for the City of Van Buren to execute a contract amendment Hawkins-Weir Engineers, Inc. to modify the original December 22, 2015 engineering contract.

SECTION 2: The Mayor and City Clerk are hereby authorized by the City Council for the City of Van Buren to expend up to \$23,460.00 in additional engineering fees and expenses for the Drennen-Scott House Sidewalk Improvement Project.

SECTION 3: The Mayor and City Clerk are hereby authorized by the City Council for the City of Van Buren to execute all documents necessary to effectuate this Resolution.

**IN WITNESS WHEREOF**, the City of Van Buren, Arkansas, by its City Council, did pass, approve, and adopt, by a vote of \_\_\_ for and \_\_\_ against, the foregoing Resolution at its regular meeting held on the 29<sup>th</sup> day of October 2018.

\_\_\_\_\_  
Robert D. Freeman  
Mayor

**ATTESTED:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Phyllis Thomas  
City Clerk/Treasurer

\_\_\_\_\_  
Candice A. Settle  
City Attorney

**CITY OF VAN BUREN, ARKANSAS**

**RESOLUTION NO. \_\_\_ - \_\_\_ - 2018**

BE IT ENACTED BY THE CITY COUNCIL, FOR THE CITY OF VAN BUREN, ARKANSAS, A RESOLUTION TO BE ENTITLED:

**A RESOLUTION ACCEPTING THE BID OF GOODWIN AND GOODWIN, INC. FOR THE DRENNEN-SCOTT HOUSE SIDEWALK IMPROVEMENT PROJECT; AND FOR OTHER PURPOSES.**

WHEREAS, the City of Van Buren has advertised for bids for the Drennen-Scott House Sidewalk Improvement Project; and

WHEREAS, bids have been received and opened in accordance with Arkansas law and Goodwin and Goodwin, Inc. was the lowest bidder meeting the bid specifications; and

WHEREAS, the City of Van Buren has determined that the bid of Goodwin and Goodwin, Inc. is the best bid.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF VAN BUREN, ARKANSAS, THAT:**

SECTION 1: The City of Van Buren, Arkansas accepts the bid of \$169,075.00 as submitted by Goodwin and Goodwin, Inc., as set forth in "Exhibit A" attached hereto.

SECTION 2: The Mayor and City Clerk are hereby authorized by the City Council for the City of Van Buren to pay all expenses relating to the Drennen-Scott House Sidewalk Improvement Project from Capital Improvement funds and to execute all documents necessary to effectuate the agreement.

**IN WITNESS WHEREOF**, the City of Van Buren, Arkansas, by its City Council, did pass, approve, and adopt, by a vote of \_\_\_ for and \_\_\_ against, the foregoing Resolution at its regular meeting held on the 29<sup>th</sup> day of October 2018.

\_\_\_\_\_  
Robert D. Freeman  
Mayor

**ATTESTED:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Phyllis Thomas  
City Clerk/Treasurer

\_\_\_\_\_  
Candice A. Settle  
City Attorney

**CITY OF VAN BUREN, ARKANSAS**

**RESOLUTION NO. \_\_\_ - \_\_\_ - 2018**

BE IT ENACTED BY THE CITY COUNCIL, FOR THE CITY OF VAN BUREN ARKANSAS, A RESOLUTION TO BE ENTITLED:

**A RESOLUTION TO AMEND RESOLUTION 03-04-2018 TO AUTHORIZE THE MAYOR TO EXECUTE AN ADDENDUM TO THE ENGINEERING CONTRACT FOR THE VALLEY FORGE DRAINAGE IMPROVEMENT PROJECT; APPROPRIATING ADDITIONAL FUNDS; AND FOR OTHER PURPOSES.**

WHEREAS, the City of Van Buren, Arkansas pursuant to Resolution No.03-04-2018 entered into a contract dated February 16, 2018, with Hawkins-Weir Engineers, Inc., to perform certain engineering services relative to the Valley Forge Drainage Improvement Project; and

WHEREAS, additional engineering services were necessary to facilitate the design of the project that necessitates increasing the engineering fees by \$38,830.00.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF VAN BUREN, ARKANSAS, THAT:**

SECTION 1: The Mayor is authorized by the City Council for the City of Van Buren to execute a contract amendment Hawkins-Weir Engineers, Inc. to modify the original February 16, 2018 engineering contract.

SECTION 2: The Mayor and City Clerk are hereby authorized by the City Council for the City of Van Buren to expend up to \$38,830.00 in additional engineering fees and expenses for the Valley Forge Drainage Improvement Project.

SECTION 3: The Mayor and City Clerk are hereby authorized by the City Council for the City of Van Buren to execute all documents necessary to effectuate this Resolution.

**IN WITNESS WHEREOF**, the City of Van Buren, Arkansas, by its City Council, did pass, approve, and adopt, by a vote of \_\_\_ for and \_\_\_ against, the foregoing Resolution at its regular meeting held on the 29<sup>th</sup> day of October 2018.

\_\_\_\_\_  
Robert D. Freeman  
Mayor

**ATTESTED:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Phyllis Thomas  
City Clerk/Treasurer

\_\_\_\_\_  
Candice A. Settle  
City Attorney

**CITY OF VAN BUREN, ARKANSAS**

**RESOLUTION NO. \_\_\_ - \_\_\_ - 2018**

BE IT ENACTED BY THE CITY COUNCIL, FOR THE CITY OF VAN BUREN, ARKANSAS, A RESOLUTION TO BE ENTITLED:

**A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF VAN BUREN, ARKANSAS TO SIGN AN EXTENSION OF TERM OF THE EIGHTH AMENDMENT TO WATER PURCHASE CONTRACT DATED JANUARY 28, 1986 BETWEEN THE CITY OF VAN BUREN AND THE SEQUOYAH COUNTY WATER ASSOCIATION OF OKLAHOMA.**

WHEREAS, the City of Van Buren and the Sequoyah County Water Association has entered into a water purchase contract dated January 28, 1986; and

WHEREAS, the Van Buren Municipal Utilities Commission at its regularly scheduled meeting on October 16, 2018 has recommended to the City Council that it would be in the best interest of the City of Van Buren to approve a three (3) year extension of the Eighth Amendment to said contract.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF VAN BUREN, ARKANSAS, THAT:**

SECTION 1: The Mayor of the City of Van Buren, Arkansas, is hereby authorized to sign the attached Water Purchase Contract Amendment Extension, that said Extension of Term of Eighth Amendment to Water Contract is attached hereto and is incorporated here-in by reference and that the City Clerk of the City of Van Buren, Arkansas, is hereby authorized to attest the Mayor's signature on said contract amendment extension.

IN WITNESS WHEREOF, the City of Van Buren, Arkansas, by its City Council, did pass, approve, and adopt, by a vote of \_\_\_ for and \_\_\_ against, the foregoing Resolution at its regular meeting held on the 29<sup>th</sup> day of October 2018.

\_\_\_\_\_  
Robert D. Freeman  
Mayor

**ATTESTED:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Phyllis Thomas  
City Clerk/Treasurer

\_\_\_\_\_  
Candice A. Settle  
City Attorney