The Atkins City Council met July 11, 2023 at 7pm at Atkins City Hall. Mayor Sweet called the meeting to order. Invocation was given by Raymond Pearce. The Pledge of Allegiance was recited. The Clerk called the roll. Attending were Mayor Rowdy Sweet, City Clerk Angela Singleton, City Attorney Jacob Phillips, and aldermen present were Sean Rehm, Bro Price, Raymond Pearce, Daniel Dunn, JoAnn Spence, and Tim Waddle. Visitors: see attachment.

Bro Price moved to approve the minutes of the prior meeting. Tim Waddle seconded the motion.
Motion Carried 6-0

Committee Reports

Police: Chief Pack reported the new police car has arrived and they are in the process of installing the equipment.
Fire Dept.: Mayor Sweet received a letter from the Office of Emergency Management thanking the Atkins Fire Department for their help after the June 18, 2023 storms.
Street: no report
Recreation: no report
Planning Commission: 2 permits passed. See attached minutes.
Library: no report
Mayor's Report: Mayor Sweet spoke with Union Pacific and they have received their funding to fix the drainage problem located at SR 105 and SR 64. Mayor Sweet played a video of what crypto mining sounds like. Mayor Sweet will present an ordinance to prevent crypto mining sound pollution from coming into Atkins.

Water/Sewer

Old Business: no report
New Business: no report

City New Business:

A. John Phillips-Atkins Church of Christ: Mr. Phillips presented to the council a letter from Barrett & Associates explaining the settlement issues that are occurring in the areas adjacent to the church, N Church St and NW 1st St. See attachment.
B. Ordinance 2023-04: An Ordinance rezoning real property located at 1503 Ave 3 SE, from Residential (R-1) to Residential (R-2).

   Bro Price made a motion to place Ordinance 2023-04 on its reading by title only. Tim Waddle seconded the motion. Vote was:

Sean Rehm	Yes	Tim Waddle	Yes
Bro Price	Yes	JoAnn Spence	Yes
Raymond Pearce	Yes	Daniel Dunn	Yes

   Bro Price made a motion to accept the emergency clause for Ordinance 2023-04. Tim Waddle seconded the motion. Vote was:

Sean Rehm	Yes	Tim Waddle	Yes
Bro Price	Yes	JoAnn Spence	Yes
Raymond Pearce	Yes	Daniel Dunn	Yes

C. Resolution 2023-04: A resolution requesting the Pope County Party committees of recognized political parties to conduct party primaries for Municipal offices in the City of Atkins for the year 2023 and each election year thereafter until otherwise notified.
Sean Rehm made a motion to read Resolution 2023-04 in its entirety. Tim Waddle seconded the motion. Vote was:

Sean Rehm	Yes	Tim Waddle	Yes
Bro Price	Yes	JoAnn Spence	Yes
Raymond Pearce	Yes	Daniel Dunn	Yes

D. Ordinance 2023-05: An ordinance establishing the time within which independent candidates for Municipal office in the City of Atkins are required to file petitions for nomination, repealing Ordinance NO. 87-16 and other related matters.

Bro Price made a motion to place Ordinance 2023-05 on its reading by title only. Raymond Pearce seconded the motion. Vote was:

Sean Rehm	Yes	Tim Waddle	Yes
Bro Price	Yes	JoAnn Spence	Yes
Raymond Pearce	Yes	Daniel Dunn	Yes

Bro Price made a motion to accept the emergency clause for Ordinance 2023-05. Raymond Pearce seconded the motion. Vote was:

Sean Rehm	Yes	Tim Waddle	Yes
Bro Price	Yes	JoAnn Spence	Yes
Raymond Pearce	Yes	Daniel Dunn	Yes

E. Resolution 2023-05: A Resolution authorizing the sale of real property owned by the City of Atkins, located at 807 NW 1st St, Atkins, AR 72823.

Sean Rehm made a motion to read Resolution 2023-05 in its entirety. Bro Price seconded the motion. Vote was:

Sean Rehm	Yes	Tim Waddle	Yes
Bro Price	Yes	JoAnn Spence	Yes
Raymond Pearce	Yes	Daniel Dunn	Yes

F. Resolution 2023-06: A Resolution authorizing a one-time contribution to the Atkins Emergency Response Team, Inc.

Raymond Pearce made a motion to give the Atkins Emergency Response Team, Inc a one-time contribution of $8000. Sean Rehm seconded the motion. Vote was:

Sean Rehm	Yes	Tim Waddle	Yes
Bro Price	Yes	JoAnn Spence	Yes
Raymond Pearce	Yes	Daniel Dunn	Yes

Bro Price made a motion to read Resolution 2023-06 in its entirety. Tim Waddle seconded the motion. Vote was:

Sean Rehm	Yes	Tim Waddle	Yes
Bro Price	Yes	JoAnn Spence	Yes
Raymond Pearce	Yes	Daniel Dunn	Yes

City Old Business: no report

Mayor Sweet called an executive session for the accepting of applications for the Street Department Supervisor.

Tim Waddle made a motion to accept the council to go into an executive session. Bro Price seconded the motion. Vote was:

Sean Rehm	Yes	Tim Waddle	Yes
Bro Price	Yes	JoAnn Spence	Yes
Raymond Pearce	Yes	Daniel Dunn	Yes

Announcements: Mayor Sweet announced for certain members of the City Council to take the water test by July 2024. Police Chief Stephen Pack presented to the council a proposal from Constable Mike Chisum to purchase the old police vehicle for the amount of $10,000. See attached information.

Bro Price made a motion to sell the 2015 Ford Explorer to Constable Mike Chisum in the amount of $10,000. Tim Waddle seconded the motion. Motion Carried 6-0

Mayor Sweet presented the final bill for the Sanitary Sewer System Rehabilitation. See attachment.

Bro Price made a motion to make the final payment for the Sanitary Sewer System Rehabilitation-Pay Application #10. Tim Waddle seconded the motion. Motion Carried 6-0

Bro Price moved to approve the payments of the City Expenses listed on the City General Bank register and Water Expenses. Tim Waddle seconded the motion. Motion Carried 6-0

Daniel Dunn moved the meeting adjourned. Tim Waddle seconded the motion. Motion Carried 6-0

Mayor, Rowdy Sweet

City Clerk, Angela Singleton

FILED
Angela Singleton, City Clerk
City of Atkins
SEAL
Date: 8-8-23

VISITORS PLEASE SIGN: DATE: July 11, 2023

PRINTED NAME	SIGNATURE and ORGANIZATION (if any)
Stephen Pack	[signature]
LUKE SANDY	Luke Sandy
Terry Bowden	Terry L Bowden
John Phillips	[signature] Atkins Church of Christ.
Robert Alexander	Church of Christ
Kelsey Peak-Alvey	K J Alvey PBA
David Potts	[signature]
Charles May	[signature]
Jenna Brinker	Pope Library
Chuck Cheek	[signature]
Eddy Martin	Eddy Martin
Danny R Webb	[signature] City of Atkins
Mitchell Moore	Mitchell Moore C. Dep of Atkins

FILED
Angela Singleton, City Clerk
City of Atkins
Date: 8-8-23

CITY OF ATKINS SEAL POPE COUNTY ARKANSAS

ATKINS CITY PLANNING COMMISSION
Aug 1, 2023

1. CALL TO ORDER
2. INVOCATION
3. PLEDGE OF ALLEGIANCE
4. ROLL CALL- Present- Robert Travis, Chris Martin, Louis Schmoll, Floyd Magers, and Erin Horn
   Absent-

5. MINUTES OF PRIOR MEETING/S

6. COMMITTEE REPORTS:

7. OLD BUSINESS:
   No old business

   A. NEW BUSINESS:
   -Permit for permanent sign. Alisa Morris, BK's Koffee&Gift 107 E. Main

   -Passed 5-0 Erin Horn moved to accept and Floyd Magers 2nd

   -Permit for Gazebo. Melvin&Tina Maxwell 802 NW 1st Street

   -Passed 5-0 Louis Schmoll moved to accept and Erin Horn 2nd

   B. ANNOUNCEMENTS

C. ADJOURNMENT- Chris Martin motioned to adjourn

BARRETT & ASSOCIATES
PROFESSIONAL ENGINEERS
LAND SURVEYORS
GEOTECHNICAL SERVICES

June 13th, 2023

John Phillips
Atkins Church of Christ
105 North Church Street,
Atkins, AR 72823

Dear Mr. Phillips:

Per your request I came out to inspect the settlement issues that are occurring in the areas adjacent to your church. I traced the path of the groundwater from the area it crossed NW 1st Street, around the back of the church, and to North Church Street. I have attached a map of the path with some key features marked for reference.

The area from the northwest of the site to around the small outbuilding is made up of an older approximately 3'x3' concrete drainage box. That drainage box appears to have several areas where soil is leaking into the box, as numerous surface holes have opened up adjacent to either side of the underground structure. At least one of these holes demonstrated significant erosion when probed using a probe rod.

At some point a major section of the older box was replaced with a 24" modern HDPE pipe. This pipe extends from the transition located near the outbuilding, to a connection at the corner of the main church building; thence to a drain along North Church Street. At the connection is a pipe seam that has not been fully sealed, and is eroding soil from near the corner of the building. Some pieces of concrete were visible from the grate at this location, indicating some portions of the concrete box upstream may be breaking up.

The new HDPE pipe runs parallel to the south side of the church building into a box drain near the end of the pedestrian sidewalk on North Church Street. This sidewalk is eroded at least 3.5' deep in areas, presenting a danger of collapse of both the sidewalk and the vinyl fencing. I was unable to pull the grate at this location, but it is clear that some failing concrete box structure is located just north of the drain grate. This problematic box is part of a North to South drain parallel to North Church Street.

Where the pipe upgrades have been placed in the past, surface issues were generally not encountered. The upgraded areas were not fully extended to the roadway in the northwest of the site, leaving older box drains that are failing and now presenting erosion problems. In the front of the church, the failed structure near the sidewalk present an obvious danger. If these areas are simply backfilled, it would be expected that the problem will not be fixed, and erosion will continue. We recommend that the

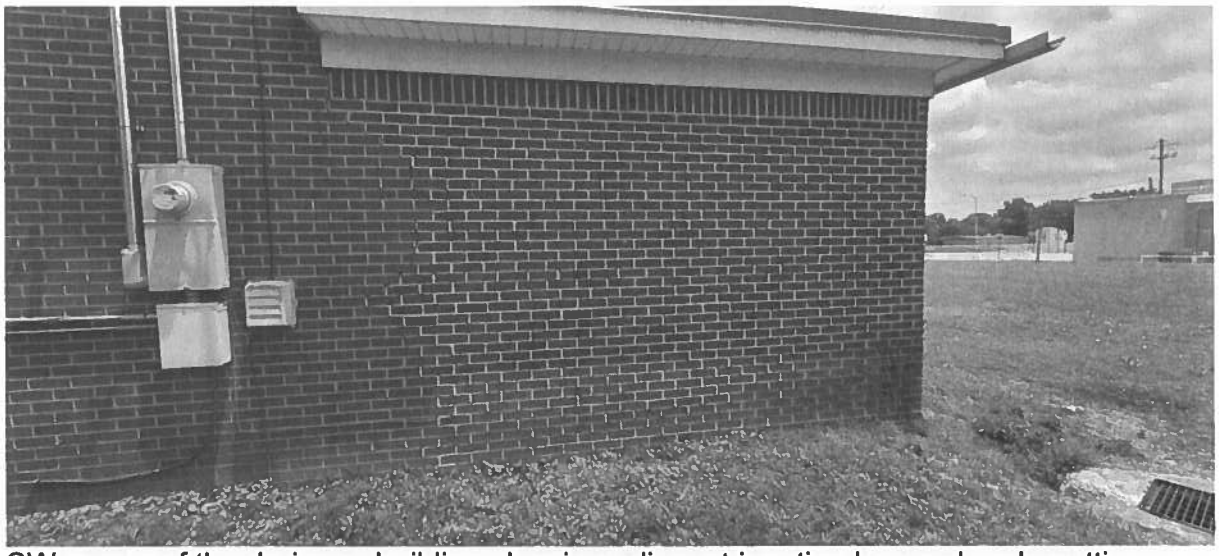
responsible parties address these problems to satisfy general safety concerns and continued functionality of the drainage path.

Sincerely,

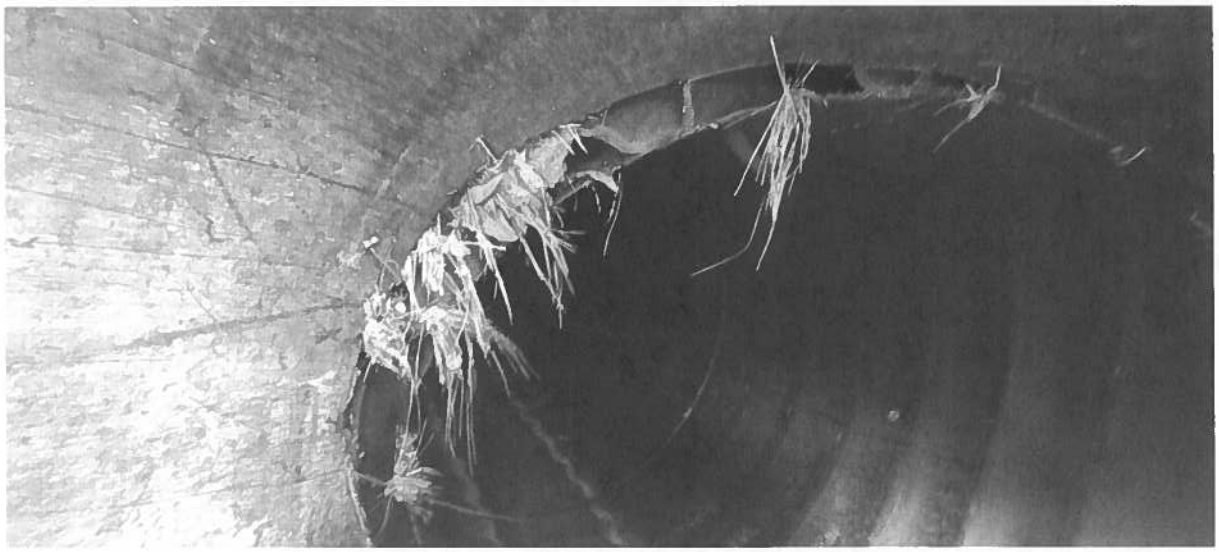
A. Ashlock

Andrew Ashlock,
Geotechnician

See Appended Photos.



SW corner of the drainage building showing adjacent junction box and undercutting. Note the structural crack at the grout transition.



Imperfect seam within junction box allowing for continued undercut of main building.



Significant undercut of sidewalk, fencing, and ARDOT signage just north of the drain tie in for the newer pipe.

BARRETT & ASSOCIATES
PROFESSIONAL ENGINEERS
LAND SURVEYORS
GEOTECHNICAL SERVICES

WWW.BARRETTANDASSOC.COM
608 West B Street, Russellville, AR 72801 ■ P. 479-968-5005 ■ F. 479-890-5564

Fwd: Sanitary Sewer System Rehabilitation - Pay Application #10, FINAL, 7.6.23

From: Rowdy Sweet <mayorsweet19@gmail.com>
Sent: Thu, Jul 6, 2023 at 10:46 am
To: April Crabb, cityclerk@atkinscity.org, Angela Singleton, Alicia Sawdy

image001.png (26.9 KB) Pay Request 10 Final signed by BSC.pdf (1.9 MB) **– Download all**

Alicia will you print this out since April is off.

Sent from my iPhone

Begin forwarded message:

> **From:** Andy Hanna <ahanna@mce.us.com>
> **Date:** July 6, 2023 at 7:59:48 AM CDT
> **To:** Rowdy Sweet <mayorsweet19@gmail.com>
> **Cc:** "Danny Webb (atkinswwplant@centurytel.net)" <atkinswwplant@centurytel.net>, april@atkinscity.org
> **Subject: Sanitary Sewer System Rehabilitation - Pay Application #10, FINAL, 7.6.23**

2120 Waldron Rd. | Building A Suite 5 | Fort Smith, AR 72903
479.434.5333 office | 479.434.5345 fax | 479.670.0726 cell
mce.us.com



Engineer's Estimate No. 10

City of Atkins, AR
Sanitary Sewer System Rehabilitation

MCE Project No. 21-8103

Construction Period: 3/1/2023 thru 6/28/2023

Date of Estimate: 7/5/23

Recommended By: McClelland Consulting Engineers, Inc.

Andy Hamma 7/5/2023
Signature and Date

Accepted By: Blackstone Construction, LLC

The Contractor certifies that: (1) title to all Work, materials and equipment incorporated in the Work, or otherwise listed in or covered by this Pay Estimate will pass to the Owner at time of payment free and clear of all liens, claims, security interests and encumbrances (except such as are covered by Bond acceptable to Owner indemnifying Owner against any such lien, claim, security interest or encumbrance), and (2) all Work covered by this Pay Estimate is in accordance with the Contract Documents and not defective.

Michael Clark 7/5/23
Signature and Date

Approved By: **City of Atkins, AR**

Signature and Date, (Construction Manager)

Original Contract Amount:	$	2,379,633.01
Approved Change Orders:	$	8,153.81
Current Contract Amount:	$	2,387,786.82
Total Work to Date:	$	2,346,009.20
Materials On Hand:	$	97,724.58
Less Material Used:	$	97,724.58
Subtotal:	$	-
Less Retainage 5%		
Amount Due:	$	2,346,009.20
Less Previous Payments:	$	2,151,321.96
Less Previous Engr Overtime:		
Less Engr Overtime (hours):	$	
Subtotal	$	2,151,321.96
Due and Payable, this Period:	**$**	**194,687.24**

Item #	Estimated Quantity	Unit	Description (Schedule A)	UNIT PRICE	Price Extended	Prev. QTY	THIS EST	QTY TO DATE	EARNED TO DATE	PERCENT OF PLAN
*33	16	EA	Frame & Grade Adjustment Sealing (Paved)	$900.00	$14,400.00	16	0.00	16.00	$ 14,400.00	100%
*34	11	EA	Frame & Grade Adjustment Sealing (Non-Paved)	$600.00	$6,600.00	11	0.00	11.00	$ 6,600.00	100%
*35	3	EA	Internal Chimney Seal	$600.00	$1,800.00	3	0.00	3.00	$ 1,800.00	100%
36	1512	LF	Post-CCTV Sewer Main & Normal Cleaning (8-inch)	$6.84	$10,342.08		1512.00	1512.00	$ 10,342.08	100%
37	4172	LF	Post-CCTV Sewer Main & Normal Cleaning (10-inch)	$6.66	$27,785.52		4172.00	4172.00	$ 27,785.52	100%
*38	0	LF	Post-CCTV Sewer Main & Normal Cleaning (12-inch)	$7.32	$0.00		0.00	0.00	$ -	#DIV/0!
39	1	LS	Clearing and Grubbing	$18,000.00	$18,000.00	1	0.00	1.00	$ 18,000.00	100%
40	1	LS	Seeding and Mulching	$14,400.00	$14,400.00	0.95	0.05	1.00	$ 14,400.00	100%
*41	1	LS	Erosion Control	$1,260.00	$1,260.00	1	0.00	1.00	$ 1,260.00	100%
42	1	LS	Arkansas Code Ann. 22-9-212 Trench and Excavation Safety System	$13,200.00	$13,200.00	0.95	0.05	1.00	$ 13,200.00	100%
43	1	LS	Miscellaneous (Mobilization, Demobilization, Bonds, Insurance, Record Drawings, and Any Items not Covered Elsewhere to Complete the Project per the Drawings and Specifications)	$110,340.00	$110,340.00	0.95	0.05	1.00	$ 110,340.00	100%
			Schedule (A) Amount Bid		**$1,998,711.25**				**$1,998,711.25**	**100%**

Schedule B

Item #	Estimated Quantity	Unit	Description (Schedule B) (Line 4-Line 7)(SE 4th St.)	UNIT PRICE	Price Extended	Prev. QTY	THIS EST	QTY TO DATE	EARNED TO DATE	PERCENT OF PLAN
1	341	LF	8" SDR 26 PVC Sewer Line By Open Cut 85%	$71.84	$20,822.82	341	0.00	341.00	$ 20,822.82	100%
	341	LF	90%	$71.84	$1,224.87	341	0.00	341.00	$ 1,224.87	100%
	341	LF	98%	$71.84	$1,959.80	341	0.00	341.00	$ 1,959.80	100%
	341	LF	100%	$71.84	$489.95		341.00	341.00	$ 489.95	100%
*2	1198	LF	8" DR-11 HDPE Sewer Line By Bursting	$143.70	$172,152.60	1198	0.00	1198.00	$ 172,152.60	100%
*3	31	LF	4" Sch. 40 PVC Sewer Service Line By Open Cut	$160.50	$4,975.50	31	0.00	31.00	$ 4,975.50	100%
4	341	LF	Trench, Backfill & Disposal 0-6 ft.	$99.13	$33,803.33	341	0.00	341.00	$ 33,803.33	100%
*5	136.3	CY	Granular Trench Backfill for Roadways	$51.42	$7,008.55	136.3	0.00	136.30	$ 7,008.55	100%
6	12	CY	Granular Trench Backfill for Driveways	$52.80	$633.60	12	0.00	12.00	$ 633.60	100%
7	8	EA	Connect Sewer Main Pipe to Manhole	$1,860.00	$14,880.00	8	0.00	8.00	$ 14,880.00	100%
8	26	SY	Asphalt Surface Course (Type-II, 3" Thick)	$390.00	$10,140.00	26	0.00	26.00	$ 10,140.00	100%
9	7	GAL	Prime Coat	$742.80	$5,199.60	7	0.00	7.00	$ 5,199.60	100%
10	32	SY	Class 7 Grandular Base Course (8" Thick)	$23.40	$748.80	32	0.00	32.00	$ 748.80	100%
11	7	CY	Unclassified Excavation	$112.33	$786.31	7	0.00	7.00	$ 786.31	100%
12	11	CY	Select Fill	$63.64	$700.04	11	0.00	11.00	$ 700.04	100%
13	1	LS	R&D Existing 12" CMP	$420.00	$420.00	1	0.00	1.00	$ 420.00	100%
*14	36	LF	18" Reinforced Concrete Pipe (Class-V)	$112.13	$4,036.68	36	0.00	36.00	$ 4,036.68	100%
15	2	EA	Relocate Existing Signs	$302.40	$604.80	2	0.00	2.00	$ 604.80	100%
*16	117.3	SY	Asphalt Street Repair	$276.53	$32,436.97	117.3	0.00	117.30	$ 32,436.97	100%
17	1538	LF	Post-CCTV Sewer Main & Normal Cleaning (8-inch)	$6.84	$10,519.92		1538.00	1538.00	$ 10,519.92	100%
*18	0	CY	Rock Ditch Checks	$480.00	$0.00		0.00	0.00	$ -	#DIV/0!
19	1	LS	Arkansas Code Ann. 22-9-212 Trench and Excavation Saftey System	$6,000.00	$6,000.00	1	0.00	1.00	$ 6,000.00	100%
20	1	LS	Miscellaneous (Mobilization, Demobilization, Bonds, Insurance, Record Drawings, and Any Items not Covered Elsewhere to Complete the Project per the Drawings and Specifications)	$9,600.00	$9,600.00	0.9	0.10	1.00	$ 9,600.00	100%
			Schedule (B) Amount Bid		**$339,144.14**				$ **339,144.14**	**100%**
			Total Amount Bid (Schedule A & B)		**$2,337,855.39**				$ **2,337,855.39**	**100%**

Change Order #1

Item #	Estimated Quantity	Unit	Description (Schedule B) (Line 4-Line 7)(SE 4th St.)	UNIT PRICE	Price Extended	Prev. QTY	THIS EST	QTY TO DATE	EARNED TO DATE	PERCENT OF PLAN
CO 1-1	1	LS	Wooden Fence Repair	$2,600.00	$2,600.00	1	0.00	1.00	$ 2,600.00	100%
CO 1-2	1	LS	Install Ditch Crossing @ Twin River Foods	$5,553.81	$5,553.81	1	0.00	1.00	$ 5,553.81	100%
					$8,153.81				$ 8,153.81	
			Total Amount Bid (Schedule A & B & Change Order #1)		**$2,346,009.20**				$ **2,346,009.20**	

Item #	Estimated Quantity	Unit	Description (Schedule B)	UNIT PRICE	Price Extended	Plan Quantity	Adjusted	Installed Quantity	Cost Differential
*2	1197	LF	8" DR-11 HDPE Sewer Line By Bursting	$143.70	$172,008.90	1197	1	1198	$ 143.70
*3	279	LF	4" Sch. 40 PVC Sewer Service Line By Open Cut	$160.50	$44,779.50	279	-248	31	$ (39,804.00)
*5	109	CY	Granular Trench Backfill for Roadways	$51.42	$5,604.78	109	27.3	136.3	$ 1,403.77
*14	42	LF	18" Reinforced Concrete Pipe (Class-V)	$112.13	$4,709.46	42	-6	36	$ (672.78)
*16	90	SY	Asphalt Street Repair	$276.53	$24,887.70	90	27.3	117.3	$ 7,549.27
*18	1	CY	Rock Ditch Checks	$480.00	$480.00	1	-1	0	$ (480.00)
									$ (31,860.05)

Total Cost Reconcilation - Change Order #2 **$ (41,777.62)**

ATKINS POLICE DEPARTMENT

305 East Main Street
Atkins, Arkansas 72823

VOICE 479-641-1811 **FAX 479-641-1861**

STEPHEN PACK
Chief of Police

SCOTT HARPER
Investigator

CRYSTAL WATSON
Court Clerk

2015 Ford Explorer VIN# 1FM5K8AR1FGB98465
Purchased 03/03/2015 $25,480
Equipment $3,646
Total $29,126
Mileage 87,847
Engine hours 8,322
Engine idle hours 4,910

Running rough at this time. 3/30/23 Atkins Auto Center replaced three plugs and ignition coils trying to fix the issue $491.23. Still running rough at this time.

Equipment
Whelen light bar, grill blue lights, license plate blue lights, prisoner partitions, window bars, console, siren speaker and switch box, gun rack, python radar serial# 380000284

Note: Watch guard camera system and radios will be removed and installed in new unit. All striping will be removed from unit.


289 WHR
ATKINS
POLICE


POLICE
ATKINS





