

RESOLUTION NO. 2026-_____

CITY OF TONTITOWN, WASHINGTON COUNTY, ARKANSAS

**A RESOLUTION AUTHORIZING A CONTRACT FOR TREE REMOVAL IN
CONNECTION WITH DRAINAGE IMPROVEMENTS ALONG SOUTH
BARRINGTON ROAD; AND FOR OTHER PURPOSES**

WHEREAS, the City of Tontitown (the “City”) has identified an insufficient drainage ditch on the east side of South Barrington Road, just south of 1916 South Barrington Road, that may overflow during heavy rainfall, allow water to overtop the roadway, and overwhelm drainage facilities on the west side of the roadway; and

WHEREAS, the City has previously evaluated drainage conditions in this area, including undertaking previous studies in 2021 and 2024, and utility lines located within the work area have now been relocated so that drainage improvements may proceed; and

WHEREAS, the City street crew intends to perform drainage improvements within the work area, and certain trees must be removed before that work can be completed; and

WHEREAS, the City has received Proposal No. 14183, dated August 10, 2026, from Monster Tree Service NWA in the amount of Twenty-Five Thousand Two Hundred Dollars (\$25,200.00) for the removal of approximately forty (40) trees measuring approximately four (4) to eighteen (18) inches in diameter, together with one (1) oak tree measuring approximately thirty-two (32) inches, leaving approximately two-foot stumps for removal by City equipment and removing all resulting debris; and

WHEREAS, the anticipated cost of the tree-removal services is below the competitive-bidding threshold established by Arkansas law but exceeds the amount that may be expended without prior approval of the City Council under Tontitown Municipal Code section 32.02(C); and

WHEREAS, the draft permit proposes changes to Waste Management’s permitted emissions, including increases in certain air pollutants and decreases in others; and

WHEREAS, the City has provided, or will provide, the same written scope of work to at least three qualified contractors and will obtain and retain written quotes based upon that scope; and

WHEREAS, the City Council finds that the drainage improvements and related tree removal serve a public purpose and promote the safety and welfare of the City and its residents.

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

Section 1. Authorization of Expenditure. The Tontitown City Council hereby approves an expenditure not to exceed Twenty-Five Thousand Two Hundred Dollars (\$25,200.00) for the tree-removal services described in the City's written scope of work for the South Barrington Road drainage-improvement project. After obtaining written quotes from at least three qualified contractors based upon the same written scope of work, the Mayor shall be authorized to award the work to the lowest responsive and responsible contractor whose quote does not exceed the amount authorized by this Resolution. If the lowest quote is not selected, the basis for selecting another contractor shall be documented in writing and presented to the City Council before an award is made.

Section 2. Verification of Right-of-Way and Authority to Remove Trees. Before any tree is removed, the appropriate City official or City employee shall verify and document that each tree authorized for removal is located within City-owned property or the City's public right-of-way, or that the City otherwise possesses the legal authority and any permission necessary to remove the tree.

Section 3. Contract Execution and Requirements. The Council hereby authorizes the Mayor to execute, on behalf of the City, a contract, purchase order, or other documents reasonably necessary to complete the tree-removal services, provided that any documents are consistent with this Resolution and approved as to form by the City Attorney. No work shall begin until all required documents are executed and the selected contractor has furnished current proof of commercial general liability, automobile liability, and workers' compensation insurance in forms and amounts acceptable to the City, including any additional-insured endorsement required by the City. The City's execution of a vendor proposal shall not constitute acceptance of any vendor term that conflicts with Arkansas law, City ordinance, this Resolution, or a City-approved contract.

Section 4. Retention of Procurement Records. The City shall retain in its procurement records the written scope of work, all quotes received, the basis for contractor selection, proof of the contractor's required insurance, the right-of-way or property verification required by Section 2, and the executed contract or purchase order.

Section 5. Source of Funds. The expenditure authorized by this Resolution shall be paid from the appropriate, lawfully available City fund as determined by the Mayor and Recorder-Treasurer.

Section 6. Effective Date. This Resolution shall be effective immediately upon its adoption, approval, and signature by the Mayor.

THIS RESOLUTION PASSED AND APPROVED this _____ day of August 2026.

APPROVED:

Angela Russell, Mayor

ATTEST:

Rhonda Ardemagni, City Clerk-Treasurer
(SEAL)

SPONSORSHIP AND LEGISLATIVE HISTORY

Sponsor (Initiated By): _____

Motion to Introduce Made By: _____

Seconded By: _____

Adopted / Passed: _____

Vote: Ayes ____ Nays ____ Abstain ____ Absent ____

This requirement is in addition to, and does not supersede, any authentication, attestations, or signature requirements imposed by state law or other provisions of the Tontitown Municipal Code.