

City of Fayetteville, Arkansas

113 West Mountain Street
Fayetteville, AR 72701
479-575-8323



Meeting Agenda - Final

Tuesday, March 3, 2015

5:30 PM

City Hall Room 219

City Council

Adella Gray Ward 1
Sarah Marsh Ward 1
Mark Kinion Ward 2
Matthew Petty Ward 2
Justin Tennant Ward 3
Martin W. Schoppmeyer, Jr. Ward 3
John S. La Tour Ward 4
Alan Long Ward 4

Call To Order**Roll Call****Pledge of Allegiance****Mayor's Announcements, Proclamations and Recognitions****City Council Meeting Presentations, Reports and Discussion Items:****Agenda Additions:****A. Consent:**

A. 1 2014-0498 APPROVAL OF THE FEBRUARY 17, 2015 CITY COUNCIL MEETING MINUTES.

A. 2 2015-0072 HAZMAT SERVICES REVENUE:

A RESOLUTION TO APPROVE A BUDGET ADJUSTMENT RECOGNIZING HAZMAT SERVICES REVENUE RECEIVED BY THE FIRE DEPARTMENT FROM WASHINGTON COUNTY IN THE AMOUNT OF \$11,315.00 AND INCREASING THE RELATED EXPENSE BUDGET

Attachments: [SRF_SRM for Hazmat Service Revenue from Washington County](#)
[BA_BUDGET_ADJUSTMENT_FORM_Hazmat Revenue Washington County 2015](#)

A. 3 2015-0073 BID #15-19 PIG TRAIL HARLEY DAVIDSON:

A RESOLUTION TO AWARD BID #15-19 TO PIG TRAIL HARLEY DAVIDSON OF ROGERS, ARKANSAS AND AUTHORIZE THE PURCHASE OF THREE (3) 2015 HARLEY DAVIDSON FLHTP MOTORCYCLES IN THE TOTAL AMOUNT OF \$59,742.00 FOR USE BY THE POLICE DEPARTMENT

Attachments: [SRP 3-3-15 PDPT motorcycles 1286, 1287, 1288](#)

A. 4 2015-0075 BID #15-20 TRUCK CENTERS OF ARKANSAS:

A RESOLUTION TO AWARD BID #15-20 TO TRUCK CENTERS OF ARKANSAS AND AUTHORIZE THE PURCHASE OF TWO (2) FREIGHTLINER M2-106 TRUCKS WITH KANN RECYCLE BODIES IN THE TOTAL AMOUNT OF \$340,852.00 FOR USE BY THE RECYCLING AND TRASH COLLECTION DIVISION

Attachments: [SRP 3-3-15 SWRC Recycling Trucks 4027, 4028](#)

A. 5 2015-0076 BID #15-18 LEWIS FORD SALES, INC.:

A RESOLUTION TO AWARD BID #15-18 TO LEWIS FORD SALES, INC. OF FAYETTEVILLE, ARKANSAS FOR THE PURCHASE OF TWO (2) 2015 FORD F550 4X4 TRUCKS WITH READING UTILITY BODIES IN THE AMOUNT OF \$91,407.52 FOR USE BY THE WATER AND SEWER OPERATIONS DIVISION

Attachments: [SRP 3-3-15 WSWD Utility Body 385, 386](#)

A. 6 2015-0084 OAKLAND AVENUE RIGHT OF WAY DEDICATION:

A RESOLUTION TO APPROVE THE DEDICATION OF 22 FEET OF RIGHT OF WAY FROM CENTERLINE FOR OAKLAND AVENUE ALONG THE EAST SIDE OF 940 WEST MAPLE STREET AS RECOMMENDED BY THE PLANNING COMMISSION

Attachments: [Full Report Packet](#)
[CC RES 14-4919](#)

A. 7 2015-0077 WILLIAMS TRACTOR OF FAYETTEVILLE:

A RESOLUTION TO APPROVE THE PURCHASE OF FOUR (4) HUSTLER SUPER Z MOWERS FROM WILLIAMS TRACTOR OF FAYETTEVILLE IN THE TOTAL AMOUNT OF \$47,857.00 PURSUANT TO A STATE PROCUREMENT CONTRACT

Attachments: [SRP 3-3-15 PKMN mowers 5059, 5060, 5061 and APMN 5062](#)

A. 8 2015-0079 WILLIAMS TRACTOR OF FAYETTEVILLE:

A RESOLUTION AUTHORIZING THE PURCHASE OF ONE (1) NEW HOLLAND T6.155 4WD CAB TRACTOR WITH LOADER IN THE AMOUNT OF \$73,255.00 AND ONE (1) NEW HOLLAND WORKMASTER 55 4WD TRACTOR IN THE AMOUNT OF \$20,195.00 FROM WILLIAMS TRACTOR OF FAYETTEVILLE, PURSUANT TO THE NATIONAL JOINT POWERS ALLIANCE COOPERATIVE PURCHASING CONTRACT

Attachments: [SRP 3-3-15 WWPE Tractor 5057, 5058](#)

A. 9 2015-0078 COUNTRYSIDE FARM AND LAWN:

A RESOLUTION TO AUTHORIZE THE PURCHASE OF A JOHN DEERE 6115D CAB TRACTOR WITH H340 FARM LOADER FROM COUNTRYSIDE FARM AND LAWN OF SPRINGDALE, ARKANSAS IN THE AMOUNT OF \$68,607.76 PLUS ANY APPLICABLE TAX PURSUANT TO THE NATIONAL JOINT POWERS ALLIANCE COOPERATIVE PURCHASING AGREEMENT

Attachments: [SRP 3-3-15 WWPE Tractor 5059](#)

A. 10 2015-0085 GAMETIME C/O CUNNINGHAM RECREATION:

A RESOLUTION TO AUTHORIZE A CONTRACT WITH GAMETIME C/O CUNNINGHAM RECREATION IN THE AMOUNT OF \$21,030.45 PURSUANT TO A STATE PROCUREMENT CONTRACT FOR THE PURCHASE AND INSTALLATION OF PLAYGROUND EQUIPMENT FOR PRISM EDUCATION CENTER

Attachments: [Playground Install-SRF-SRM-PO-Att](#)

A. 11 2015-0091 ARKANSAS RECREATIONAL TRAILS PROGRAM GRANT:

A RESOLUTION TO EXPRESS THE WILLINGNESS OF THE CITY OF FAYETTEVILLE TO UTILIZE FEDERAL-AID RECREATIONAL TRAILS FUNDS AND AUTHORIZING APPLICATION FOR A 20% LOCAL MATCH GRANT THROUGH THE ARKANSAS RECREATIONAL TRAILS PROGRAM IN AN AMOUNT UP TO \$75,000.00 FOR CONSTRUCTION OF THREE SECTIONS OF BOARDWALK ON THE LAKE FAYETTEVILLE NATURE TRAIL

Attachments: [2015-0091 ARTP grant app request for Lake Fayetteville Nature Trail](#)

A. 12 2015-0088 CROSSLAND CONSTRUCTION COMPANY, INC (REGIONAL PARK)

A RESOLUTION TO AWARD BID #14-66 AND AUTHORIZE A CONTRACT WITH CROSSLAND CONSTRUCTION COMPANY, INC. IN THE AMOUNT OF \$11,788,362.19 FOR CONSTRUCTION OF PHASE ONE OF THE REGIONAL PARK, TO APPROVE CHANGE ORDER NO. 1 TO REDUCE THE CONTRACT PRICE BY THE AMOUNT OF \$2,358,997.27, TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$528,000.00, AND TO APPROVE A BUDGET ADJUSTMENT

Attachments: [2015-0088 Crossland Construction contract Reg Park Ph One](#)
[BA2015_Crossland Constr 2015-0088.xlsm](#)
[PO Crossland HMR bonds 02192015](#)
[PO Crossland Parks 02192015](#)
[PO Crossland Trans. Bonds 02192015](#)

A. 13 2015-0086 GOODWIN & GOODWIN, INC (REGIONAL PARK)

A RESOLUTION TO AWARD BID #15-15 AND AUTHORIZE A CONTRACT WITH GOODWIN & GOODWIN, INC. IN THE AMOUNT OF \$707,007.50 FOR CONSTRUCTION OF A NEW 18 INCH WATERLINE FOR THE KESSLER MOUNTAIN/REGIONAL PARK WATERLINE PROJECT, AND TO APPROVE A PROJECT CONTINGENCY OF \$70,701.00

Attachments: [030315 Goodwin&Goodwin Kessler Mountain Agenda Packet](#)

A. 14 2015-0087 GARVER, LLC (REGIONAL PARK)

A RESOLUTION TO APPROVE AMENDMENT NO. 1 TO THE CONTRACT WITH GARVER, LLC TO ADD CONSTRUCTION PHASE SERVICES ON THE KESSLER MOUNTAIN/REGIONAL PARK WATERLINE PROJECT IN AN AMOUNT NOT TO EXCEED \$71,200.00

Attachments: [Garver Amendment Agenda Packet](#)

A. 15 2015-0092 LOSE AND ASSOCIATES, INC (REGIONAL PARK)

A RESOLUTION TO APPROVE AMENDMENT NO. 2 TO THE AGREEMENT WITH LOSE AND ASSOCIATES, INC. IN AN AMOUNT NOT TO EXCEED \$322,137.00 FOR CONSTRUCTION ADMINISTRATION SERVICES FOR PHASE ONE OF THE REGIONAL PARK PROJECT, AND TO APPROVE A BUDGET ADJUSTMENT

Attachments: [2015-0092 CA #2 Lose and Associates, Inc.](#)
[BA2015_Lose CO#3 2015-0092.xlsm](#)

A. 16 2015-0093 GRUBBS, HOSKYN, BARTON & WYATT, INC. (REGIONAL PARK)

A RESOLUTION TO AUTHORIZE A CONTRACT WITH GRUBBS, HOSKYN, BARTON & WYATT, INC. FOR CONSTRUCTION MATERIALS TESTING FOR PHASE ONE OF THE REGIONAL PARK PROJECT IN AN AMOUNT NOT TO EXCEED \$91,000.00, AND TO APPROVE A BUDGET ADJUSTMENT

Attachments: [2015-0093 Regional Park Constr Testing Grubbs](#)
[BA2015 Grubbs 2015-0093.xlsm](#)
[DC TO MAYOR, CITY COUNCIL RE GRUBBS, HOSKYN CONTRACT FOR M/](#)

B. Unfinished Business:**B. 1 2015-0023 RZN 14-4882 (EAST SIDE OF RUPPLE RD./WESTSIDE VILLAGE):**

AN ORDINANCE REZONING THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 14-4882, FOR APPROXIMATELY 21.63 ACRES, LOCATED ON THE EAST SIDE OF RUPPLE ROAD NORTH OF THE BOYS AND GIRLS CLUB, FROM R-PZD, RESIDENTIAL PLANNED ZONING DISTRICT R-PZD 06-1884 WESTSIDE VILLAGE, TO NS, NEIGHBORHOOD SERVICES

Attachments: [14-4882 Agenda Item](#)
[14-4882 Exhibit A and B](#)
[14-4882 CC ORD](#)

This ordinance was left on the First Reading at the February 3, 2015 City Council meeting. This ordinance was left on the Second Reading at the 2/17/15 City Council Meeting.

**B. 2 2015-0060 RZN 14-4938 (N.W. CROSS & MAINE INTERSECTION/WEST
END ADDITION):**

AN ORDINANCE REZONING THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 14-4938, FOR APPROXIMATELY 2.5 ACRES, LOCATED AT NORTHWEST CORNER OF CROSS & MAINE STREETS FROM AN EXPIRED R-PZD, RESIDENTIAL PLANNED ZONING DISTRICT MARKHAM HILL COTTAGES (R-PZD 09-3237), TO RSF-8, RESIDENTIAL SINGLE FAMILY, 8 UNITS PER ACRE

Attachments: [14-4938 Staff reports](#)
[14-4938 exhibits](#)
[14-4938 CC ORD](#)
[Additional Information B. 2](#)

This ordinance was left on the 1st reading at the 2/17/15 City Council Meeting.

B. 3 2015-0056 GULLEY PARK TWO SINGLE FAMILY LOT SELL:

A RESOLUTION TO AUTHORIZE MAYOR JORDAN TO OFFER FOR SALE APPROXIMATELY 1.25 ACRES OF CITY OWNED REAL PROPERTY ON OLD WIRE ROAD NEAR GULLEY PARK

Attachments: [2015-0056 Request to Sell Gulley Park Lots](#)
[2015-0056 Gulley Park Two Single Family Lot Sell supplemental info](#)

This resolution was tabled to the 3/3/15 City Council meeting at the 2/17/15 City Council Meeting.

C. New Business:

C. 1 2015-0074 REZONING PETITION RZN 15-4942:

AN ORDINANCE REZONING THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 15-4942, FOR APPROXIMATELY 4.84 ACRES, LOCATED AT 3010 WEST OLD FARMINGTON ROAD FROM R-A, RESIDENTIAL-AGRICULTURE TO RSF-8, RESIDENTIAL SINGLE FAMILY, 8 UNITS PER ACRE

Attachments: [15-4942 reports](#)
[15-4942 CC Exhibits](#)
[15-4942 CC ORD](#)

C. 2 2015-0071 WALTON ARTS CENTER EXPANSION:

AN ORDINANCE TO WAIVE COMPETITIVE BIDDING AND APPROVE A MEMORANDUM OF UNDERSTANDING WITH THE WALTON ARTS CENTER, CDI CONTRACTORS, LLC AND BOORA ARCHITECTS, INC. TO SPEND NOT TO EXCEED \$6,323,515.00 OF THE 2014 HMR BOND PROCEEDS TO PARTIALLY PAY FOR THE WALTON ARTS CENTER EXPANSION AND ENHANCEMENT PROJECT

Attachments:

[2015-0071 WAC Expansion contract](#)

[Memorandum of Understanding WAC expansion project with Exhibits A & B](#)

C. 3 2015-0080 NEW WORLD SYSTEMS CORPORATION (SOFTWARE SERVICE AND MAINTENANCE):

AN ORDINANCE TO WAIVE THE REQUIREMENTS OF FORMAL COMPETITIVE BIDDING AND APPROVE A TWO (2) YEAR CONTRACT WITH NEW WORLD SYSTEMS CORPORATION FOR SOFTWARE SERVICE AND MAINTENANCE IN THE AMOUNT OF \$106,690.00 PER YEAR, PLUS ANY APPLICABLE SALES TAXES

Attachments:

[AS400 SSMA.pdf](#)

C. 4 2015-0081 2015 EMPLOYEE COMPENSATION ADJUSTMENT

A RESOLUTION TO APPROVE A BUDGET ADJUSTMENT IN THE AMOUNT OF \$1,375,000.00 TO FUND THE CITY-WIDE 2015 EMPLOYEE COMPENSATION ADJUSTMENT

Attachments:

[SRF - EMPLOYEE COMPENSATION 2015-0081.xlsx](#)

[SRM - 2015 ECP 2015-0081 MEMO.docx](#)

[BA2015 - 2015-0081 ECP2015.xlsm](#)

D. City Council Agenda Session Presentations:

D. 1 2015-0096 Agenda Session Presentation: Paul Becker: Mayors Recommended Pay Plan for 2015

D. 2 2015-0083 Agenda Session Presentation: Jeremy Pate: Spring Street Municipal Parking Deck

E. City Council Tour: Monday, March 2, 2015 5:00 PM - City Council will be touring RZN 14-4938 (N.W. Cross & Maine NE Intersection/West End Addition)

F. Announcements:

G. Adjournment

NOTICE TO MEMBERS OF THE AUDIENCE

All interested persons may address the City Council on agenda items of New and Old Business. Please wait for the Mayor to request public comment and then come to the podium, give your name, address, and comments about the agenda item. Please address only the Mayor. Questions are usually answered by the Mayor, Aldermen or Staff after the public comment period is over. Please keep your comments brief and respectful. Each person is only allowed one turn at the microphone for discussion of an agenda item.

All cell phones must be silenced and may not be used within the City Council Chambers.

Below is a portion of the Rules of Order and Procedure of the Fayetteville City Council pertaining to City Council meetings:

Agenda additions. A new item which is requested to be added to the agenda at a City Council meeting should only be considered if it requires immediate City Council consideration and if the normal agenda setting process is not practical. The City Council may only place such new item on the City Council meeting's agenda by suspending the rules by two-thirds vote. Such agenda addition shall be heard prior to the Consent Agenda.

Consent Agenda. Consent Agenda items shall be read by the Mayor and voted upon as a group without discussion by the City Council. If an Alderman wishes to comment upon or discuss a Consent Agenda item, that item shall be removed and considered immediately after the Consent Agenda has been voted upon.

Old business and new business.

Presentations by staff and applicants. Agenda items shall be introduced by the Mayor and, if an ordinance, read by the City Attorney. City staff shall then present a report. An agenda applicant (city contractor, rezoning or development applicant, etc.) may present its proposal only during this presentation period, but may be recalled by an alderman later to answer questions. Staff and applicants may use electronic visual aids in a City Council meeting as part of their presentation.

Public comments. Public comment shall be allowed for all members of the audience on all items of old and new business and subjects of public hearings. No electronic visual aid presentations shall be allowed, but the public may submit photos, petitions, etc. to be distributed to the City Council. If a member of the public wishes for the City Clerk to distribute materials to the City Council before its meeting, such materials should be supplied to the City Clerk office no later than 9:00 a.m. on the day of the City Council meeting. Any member of the public shall first state his or her name and address, followed by a concise statement of the person's position on the question under discussion. Repetitive comments should be avoided; this applies to comments made previously either to the City Council or to the Planning Commission when those Planning Commission minutes have been provided to the Aldermen. All remarks shall be addressed to the Mayor or the City Council as a whole and not to any particular member of the City Council. No person other than the Aldermen and the person having the floor shall be permitted to enter into any discussions without permission of the Mayor. No questions shall be directed to an Alderman or city staff member except through the Mayor.

Courtesy and respect.

All members of the public, all city staff and elected officials shall accord the utmost courtesy and respect to each other at all times. All shall refrain from rude or derogatory remarks, reflections as to integrity, abusive comments and statements about motives or personalities. Any member of the public who violates these standards shall be ruled out of order by the Mayor, must immediately cease speaking and shall leave the podium.

Interpreters or TDD for hearing impaired are available for all City Council meetings, a 72 hour advance notice is required. For further information or to request an interpreter, please call 575-8330.

A copy of the complete City Council agenda is available at accessfayetteville.org or in the office of the City Clerk, 113 W. Mountain, Fayetteville, Arkansas.