

City of Fayetteville, Arkansas

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



Meeting Agenda - Tentative Agenda

Tuesday, March 10, 2015

4:30 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 **2014-0499** Approval of the March 3, 2015 City Council meeting minutes.

A.2 **2015-0101**

GULF COAST HIGH INTENSITY DRUG TRAFFICKING AREA FUNDING:

A RESOLUTION TO AUTHORIZE ACCEPTANCE OF FUNDING FROM THE GULF COAST HIGH INTENSITY DRUG TRAFFICKING AREA IN THE AMOUNT OF \$116,644.00 FOR THE POLICE DEPARTMENT, AND TO APPROVE A BUDGET ADJUSTMENT

Attachments:

[SRP - 2015 GCHIDTA](#)

[BA - FPD HIDTA FY 2015](#)

A.3 **2015-0111**

FAYETTEVILLE POLICE DEPARTMENT POLICIES:

A RESOLUTION TO APPROVE FAYETTEVILLE POLICE DEPARTMENT POLICIES 1.2.1 LIMITS OF AUTHORITY; 1.3.1 USE OF FORCE; 1.3.4 LESS LETHAL WEAPONS AND DEFENSIVE TACTICS; 46.1.10 ACTIVE THREATS; 48.1.1 NEXT OF KIN NOTIFICATIONS/ASSISTANCE SERVICES; AND 71.1.1 DETAINEE TRANSPORT

Attachments:

[Fayetteville Police Policies](#)

A.4 2015-0120**SPORT COURT:**

A RESOLUTION TO AUTHORIZE A CONTRACT WITH SPORT COURT IN THE AMOUNT OF \$54,785.00 PURSUANT TO THE TIPS/TAPS INTERLOCAL PURCHASING SYSTEM CONTRACT FOR THE PURCHASE AND INSTALLATION OF NEW GYMNASIUM FLOORING AT THE YVONNE RICHARDSON COMMUNITY CENTER, TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$5,089.32, AND TO APPROVE A BUDGET ADJUSTMENT

Attachments: [YRCC Floor Packet 2015-0120](#)
[BA2015_YRCC_Flooring.xlsm](#)

B. Unfinished Business:**B.1 2015-0008****ENACT ARTICLE III PROCEDURE TO EXERCISE INITIATIVE AND REFERENDUM RIGHTS OF CHAPTER 36: ELECTIONS:**

AN ORDINANCE TO ENACT ARTICLE III **PROCEDURE TO EXERCISE INITIATIVE AND REFERENDUM RIGHTS OF CHAPTER 36: ELECTIONS** INTO THE FAYETTEVILLE CODE TO CLARIFY THE PROPER PROCEDURE FOR THE CITIZENS' RIGHT OF THE INITIATIVE AND REFERENDUM

Attachments: [Agenda Packet Ord § 36.20](#)
[Referendum Procedural Ordinance 020315](#)
[Proposed Referendum and Initiative Language](#)

This ordinance was left on the First Reading at the January 20, 2015 City Council meeting. This ordinance was tabled to the March 17, 2015 City Council Meeting at the February 3, 2015 City Council Meeting.

B.2 2014-0382**RAZE AND REMOVAL KENNETH C. AND WANDA L.
EASTERLING:**

A RESOLUTION TO ORDER THE RAZING AND REMOVAL OF A DILAPIDATED AND UNSAFE STRUCTURE OWNED BY KENNETH C. AND WANDA L. EASTERLING LOCATED AT 909 W. EAGLE STREET IN THE CITY OF FAYETTEVILLE, ARKANSAS, AND TO APPROVE A BUDGET ADJUSTMENT

Attachments:

[SRF \(909 Eagle\) C#19276](#)

[SRM R&R Council Memo \(909 Eagle\) C#19276](#)

[BA-909 W Eagle](#)

[Supporting Documents \(909 Eagle\) C#19276](#)

This resolution was tabled at the September 16, 2014 City Council meeting to the December 2, 2014 City Council meeting. This resolution was tabled at the December 2, 2014 City Council meeting to the March 17, 2015 City Council meeting.

C. Public Hearing:**C.1 2015-0098****DESTINY LIMOUSINES, LLC DBA AMBASSADOR
TRANSPORTATION SERVICES:**

A RESOLUTION TO GRANT A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO DESTINY LIMOUSINES, LLC DBA AMBASSADOR TRANSPORTATION SERVICES FOR THE OPERATION OF TWO (2) TO SIX (6) TAXICABS IN THE CITY OF FAYETTEVILLE

Attachments:

[AR - Ambassador](#)

C.2 2015-0099**COLLEGE TOWN LIMO:**

A RESOLUTION TO GRANT A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO COLLEGE TOWN LIMO FOR THE OPERATION OF ONE (1) TO THREE (3) LIMOUSINES IN THE CITY OF FAYETTEVILLE

Attachments:

[AR - College Town](#)

D. New Business:

D.1 2015-0121

VAC 15-4948 (3215 N NORTH HILLS DRIVE/WRMC WOMEN'S CLINIC):

AN ORDINANCE APPROVING VAC 15-4948 SUBMITTED BY USI CONSULTING ENGINEERS FOR PROPERTY LOCATED AT 3215 NORTH HILLS DRIVE TO VACATE PORTIONS OF EXISTING UTILITY EASEMENT

Attachments:

[15-4948 CC REPORTS](#)

[15-4948 ORD EXHIBITS](#)

[15-4948 CC ORD](#)

E. City Council Agenda Session Presentations:

E. 1 2015-0066 Agenda Session Presentation - Urban Forestry Advisory Board Presentation led by UFAB Chair, Don Steinkraus.

F. City Council Tour:

G. Announcements:

H. 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.