

City of Fayetteville, Arkansas

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



City Council Meeting

**May 17, 2016
5:30 p.m.**

**City Hall Room 219
113 West Mountain**

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*

***ELECTED OFFICIALS:
Mayor Lioneld Jordan
City Attorney Kit Williams
City Clerk Treasurer Sondra Smith***

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 2015-0647 APPROVAL OF THE MAY 3, 2016 CITY COUNCIL MEETING MINUTES.

Legislation Text

- A. 2 2016-0236 MICROSOFT CORPORATION ENTERPRISE AGREEMENT RENEWAL: A RESOLUTION TO AUTHORIZE A THREE YEAR RENEWAL OF THE ENTERPRISE AGREEMENT WITH MICROSOFT CORPORATION, THROUGH ITS AUTHORIZED RESELLER SHI INTERNATIONAL CORPORATION, FOR SOFTWARE PRODUCTS IN THE AMOUNT OF \$137,200.00 PER YEAR PLUS APPLICABLE TAXES, AND TO APPROVE A CONTINGENCY IN THE AMOUNT OF \$13,700.00 PER YEAR FOR ADDITIONAL SOFTWARE LICENSES AS NEEDED

Legislation Text

MICROSOFT CORPORATION ENTERPRISE AGREEMENT RENEWAL

- A. 3 2016-0196 ANIMAL SERVICES DONATION REVENUE: A RESOLUTION TO APPROVE A BUDGET ADJUSTMENT IN THE AMOUNT OF \$81,602.00 REPRESENTING DONATION REVENUE TO ANIMAL SERVICES FOR THE FIRST QUARTER OF 2016

Legislation Text

ANIMAL SERVICES DONATION REVENUE

BA ANIMAL SERVICES DONATION REVENUE

- A. 4 2016-0212 ALLIANCE PUMP & MECHANICAL, INC.: A RESOLUTION TO APPROVE A CHANGE ORDER TO THE CONTRACT WITH ALLIANCE PUMP & MECHANICAL, INC. IN THE AMOUNT OF \$43,521.00 PLUS APPLICABLE TAXES FOR ADDITIONAL REPAIR SERVICES REQUIRED TO REBUILD SEVEN (7) GEARBOXES AT THE NOLAND WASTEWATER TREATMENT PLANT

Legislation Text

ALLIANCE PUMP & MECHANICAL, INC.

- A. 5 2016-0222 BID #16-30 CENTRAL LAUNDRY EQUIPMENT, INC.: A RESOLUTION TO AWARD BID #16-30 AND AUTHORIZE THE PURCHASE OF FOUR COMMERCIAL WASHER EXTRACTORS AND FIVE DRYING UNITS FROM CENTRAL LAUNDRY EQUIPMENT, INC. OF WARD, ARKANSAS IN THE AMOUNT OF \$65,130.00 PLUS APPLICABLE TAXES FOR USE BY THE FIRE DEPARTMENT

Legislation Text

BID #16-30 CENTRAL LAUNDRY EQUIPMENT, INC.

- A. 6 2016-0213 BRADEN NEIGHBORHOOD PARK: A RESOLUTION TO APPROVE A BUDGET ADJUSTMENT IN THE AMOUNT OF \$3,723.00 RECOGNIZING PARKLAND DEDICATION FEES FROM THE NORTHEAST QUADRANT TO BE USED FOR A PORTION OF IMPROVEMENTS TO AND EXPANSION OF THE PLAYGROUND AT BRADEN NEIGHBORHOOD PARK

Legislation Text

BRADEN NEIGHBORHOOD PARK

BA BRADEN NEIGHBORHOOD PARK

- A. 7 2016-0229 ARKANSAS DEPARTMENT OF PARKS AND TOURISM'S OUTDOOR RECREATION GRANT: A RESOLUTION TO AUTHORIZE ACCEPTANCE OF A 50/50 MATCHING GRANT FROM THE ARKANSAS DEPARTMENT OF PARKS AND TOURISM'S OUTDOOR RECREATION GRANT PROGRAM IN THE AMOUNT OF \$150,000.00 FOR THE CONSTRUCTION OF PLAYGROUND AND PARKING IMPROVEMENTS AT WILSON PARK, AND TO APPROVE A BUDGET ADJUSTMENT

Legislation Text

ARKANSAS DEPARTMENT OF PARKS AND TOURISM'S OUTDOOR RECREATION GRANT

BA ARKANSAS DEPARTMENT OF PARKS AND TOURISM'S OUTDOOR RECREATION GRANT

- A. 8 2016-0237 PARKS AND RECREATION DEPARTMENT DONATION REVENUE: A

RESOLUTION TO APPROVE A BUDGET ADJUSTMENT IN THE AMOUNT OF \$29,387.00 REPRESENTING DONATION REVENUE TO THE PARKS AND RECREATION DEPARTMENT

Legislation Text

PARKS AND RECREATION DEPARTMENT DONATION REVENUE

BA PARKS AND RECREATION DEPARTMENT DONATION REVENUE

- A. 9 2016-0227 RECREATIONAL TRAILS GRANT APPLICATION - TRAIL REPLACEMENT: A RESOLUTION TO EXPRESS THE WILLINGNESS OF THE CITY OF FAYETTEVILLE TO UTILIZE FEDERAL-AID RECREATIONAL TRAILS FUNDS AND AUTHORIZE APPLICATION FOR A 20% LOCAL MATCH GRANT THROUGH THE ARKANSAS RECREATIONAL TRAILS PROGRAM IN AN AMOUNT UP TO \$56,000.00 FOR THE REPLACEMENT OF A SECTION OF THE RAZORBACK REGIONAL GREENWAY FROM MAPLE STREET TO FRISCO AVENUE

Legislation Text

RECREATIONAL TRAILS GRANT APPLICATION - TRAIL REPLACEMENT

- A. 10 2016-0228 TRANSPORTATION ALTERNATIVES PROGRAM - MUD CREEK TRAIL LIGHTING: A RESOLUTION TO EXPRESS THE WILLINGNESS OF THE CITY OF FAYETTEVILLE TO UTILIZE FEDERAL-AID TRANSPORTATION ALTERNATIVES PROGRAM FUNDS AND AUTHORIZE APPLICATION FOR A 20% LOCAL MATCH GRANT THROUGH THE ARKANSAS TRANSPORTATION ALTERNATIVES PROGRAM IN AN AMOUNT UP TO \$500,000.00 FOR THE INSTALLATION OF TRAIL LIGHTING ALONG THE RAZORBACK REGIONAL GREENWAY AND THE MUD CREEK TRAIL FROM THE FULBRIGHT EXPRESSWAY TO OLD MISSOURI ROAD

Legislation Text

TRANSPORTATION ALTERNATIVES PROGRAM - MUD CREEK TRAIL LIGHTING

- A. 11 2016-0230 LEVI STORAGE CENTER, LLC PURCHASE FOR CATO SPRINGS TRAIL: A RESOLUTION TO APPROVE THE PURCHASE OF 1.5 ACRES OF PROPERTY FOR CONSTRUCTION OF THE CATO SPRINGS TRAIL FROM LEVI STORAGE CENTER, LLC IN THE AMOUNT OF \$31,296.00, AND TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$3,129.60

Legislation Text

LEVI STORAGE CENTER, LLC PURCHASE FOR CATO SPRINGS TRAIL

- A. 12 2016-0234 HOME TEAM, LLC: A RESOLUTION TO ACCEPT THE DONATION OF 1.5 ACRES OF PROPERTY FROM HOME TEAM, LLC WITH THE

RESTRICTION THAT NO DEVELOPMENT SHALL OCCUR ON THE PROPERTY FOR AT LEAST FIFTY (50) YEARS

Legislation Text

HOME TEAM, LLC

- A. 13 2016-0233 FAYETTEVILLE ACTIVE TRANSPORTATION PLAN MAP AMENDMENTS: A RESOLUTION TO APPROVE AMENDMENTS TO THE FAYETTEVILLE ACTIVE TRANSPORTATION PLAN MAP TO ADD A CONNECTOR TRAIL BETWEEN THE HAMESTRING CREEK TRAIL AND THE SHILOH TRAIL, TO REMOVE A PAVED TRAIL FROM THE KESSLER MOUNTAIN RIDGE, AND TO ADD A LOOP TRAIL AROUND THE REGIONAL PARK

Legislation Text

FAYETTEVILLE ACTIVE TRANSPORTATION PLAN MAP AMENDMENTS

B. Unfinished Business:

- B. 1 2016-0057 AMEND § 72.58 OFF-STREET PARKING FACILITIES; RULES AND RATES: AN ORDINANCE TO AMEND § 72.58 OFF-STREET PARKING FACILITIES; RULES AND RATES (M) TO LIMIT THE MAYOR'S AUTHORITY TO ASSIGN ANY CITY OWNED PAID PARKING LOTS OR ON-STREET PAID PARKING SPACES WITHIN THE ENTERTAINMENT DISTRICT OR THE CLOSURE OF CITY STREETS FOR THE USE OF A PERMITTED SPECIAL EVENT TO NOT MORE THAN TWO (2) DAYS PER YEAR WITHOUT EXPRESS APPROVAL OF THE CITY COUNCIL (LEFT ON SECOND READING)

Legislation Text

Amend 72.58 Off-Street Parking Facilities; Rules and Rates

- B. 2 2016-0194 VAC 16-5354 (1137 W. MLK BLVD./ARENA VILLAGE): AN ORDINANCE TO APPROVE VAC 16-5354 SUBMITTED BY STEVE FOWLER FOR PROPERTY LOCATED AT 1137 WEST MARTIN LUTHER KING BOULEVARD TO VACATE PORTIONS OF A UTILITY EASEMENT (LEFT ON FIRST READING)

Legislation Text

VAC 16-5354 (1137 W MLK BLVD. Arena Village)

- B. 3 2016-0205 AMEND CHAPTER 116: DOOR TO DOOR SOLICITATION: AN ORDINANCE TO AMEND CHAPTER 116: DOOR TO DOOR SOLICITATION OF THE FAYETTEVILLE CODE BY REPEALING § 116.01, ENACTING A REPLACEMENT § 116.01 AND BY AMENDING THE DEFINITION OF SOLICITOR IN § 116.02 (A) (4) (LEFT ON FIRST READING)

Legislation Text

C. New Business:

- C. 1 2016-0248 FALLING WATERS APPEAL: AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 16-5385 FOR APPROXIMATELY 35.31 ACRES ON DEAD HORSE MOUNTAIN ROAD FROM R-A, RESIDENTIAL AGRICULTURE TO RSF-2, RESIDENTIAL SINGLE FAMILY, 2 UNITS PER ACRE SUBJECT TO A BILL OF ASSURANCE LIMITING DEVELOPMENT TO 51 HOMES

Legislation Text

FALLING WATERS APPEAL

- C. 2 2016-0193 U.S. GEOLOGICAL SURVEY JOINT FUNDING AGREEMENT: AN ORDINANCE TO WAIVE THE REQUIREMENTS OF FORMAL COMPETITIVE BIDDING AND AUTHORIZE A JOINT FUNDING AGREEMENT WITH THE U.S. GEOLOGICAL SURVEY FOR STREAM GAUGE OPERATION AND MAINTENANCE AND WATER QUALITY SAMPLING AND MONITORING AT VARIOUS LOCATIONS IN THE CITY OF FAYETTEVILLE FOR 2016 WITH THE AMOUNT PAID BY THE CITY NOT TO EXCEED \$61,721.00

Legislation Text

U.S. GEOLOGICAL SURVEY JOINT FUNDING AGREEMENT

- C. 3 2016-0197 AMEND § 92.31 DANGEROUS ANIMALS AND ENACT § 92.07 INHUMANE TRAPS PROHIBITED: AN ORDINANCE TO AMEND § 92.31 DANGEROUS ANIMALS TO PROVIDE THE ANIMAL SERVICES DIVISION WITH ADDITIONAL OPTIONS TO DECLARE AN ANIMAL DANGEROUS AND ALLOW THE REHOMING OF A DANGEROUS ANIMAL WITH THE APPROVAL OF THE ANIMAL SERVICES SUPERINTENDENT, AND TO ENACT A NEW § 92.07 INHUMANE TRAPS PROHIBITED

Legislation Text

AMEND § 92.31 DANGEROUS ANIMALS AND ENACT § 92.07 INHUMANE TRAPS PROHIBITED

- C. 4 2016-0235 SPECIAL ELECTION FOR FAYETTEVILLE PUBLIC LIBRARY: AN ORDINANCE CALLING AND SETTING A DATE FOR A SPECIAL ELECTION ON THE QUESTIONS OF (1) THE RAISING BY ONE AND ONE-HALF (1.5) MILLS THE CURRENT ONE (1.0) MILL CITY TAX ON REAL AND PERSONAL PROPERTY SUPPORTING THE MAINTENANCE AND OPERATION OF FAYETTEVILLE PUBLIC LIBRARY, AND (2) THE IMPOSITION OF A ONE AND TWO-TENTHS (1.2) MILL CITY TAX ON REAL AND PERSONAL PROPERTY TO BE PLEDGED TO AN ISSUE OR ISSUES OF BONDS NOT TO EXCEED \$26,500,000 IN PRINCIPAL AMOUNT TO FINANCE CAPITAL IMPROVEMENTS

TO FAYETTEVILLE PUBLIC LIBRARY; PRESCRIBING OTHER MATTERS PERTAINING THERETO; AND DECLARING AN EMERGENCY

Legislation Text

SPECIAL ELECTION FOR FAYETTEVILLE PUBLIC LIBRARY

ADDITIONAL: SPECIAL ELECTION FOR FAYETTEVILLE PUBLIC LIBRARY

- C. 5 2016-0238 ECONOMIC DEVELOPMENT STRATEGIC PLAN: A RESOLUTION TO APPROVE AND ADOPT THE FAYETTEVILLE FIRST ECONOMIC DEVELOPMENT STRATEGIC PLAN

Legislation Text

ECONOMIC DEVELOPMENT STRATEGIC PLAN

D. City Council Agenda Session Presentations:

E. City Council Tour:

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 479-575-8330.

A copy of the complete City Council agenda is available at www.fayetteville-ar.gov or in the office of the City Clerk, 113 W. Mountain, Fayetteville, Arkansas.