

City of Fayetteville, Arkansas

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



City Council Meeting

**November 8, 2018
5:30 p.m.**

**City Hall Room 219
113 West Mountain**

City Council Members

*Adella Gray Ward 1
Sarah Marsh Ward 1
Mark Kinion Ward 2
Matthew Petty Ward 2
Justin Tennant Ward 3
Sarah Bunch Ward 3*

*John S. La Tour Ward 4
Kyle Smith 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

1. 2017-0551 MONTHLY FINANCIAL REPORT - PAUL BECKER

Legislation Text

2. 2018-0604 NATURAL HERITAGE ASSOCIATION PRESENTATION

Legislation Text

Legistar 2018-0604

Agenda Additions

A. Consent

- A. 1 2018-0029 APPROVAL OF THE OCTOBER 16, 2018 CITY COUNCIL MEETING MINUTES

Legislation Text

- A. 2 2018-0460 RANDOM PRODUCTIONS, LLC: A RESOLUTION TO APPROVE A BUDGET ADJUSTMENT IN THE AMOUNT OF \$50,645.00 TO ESTABLISH REVENUE AND EXPENSE BUDGETS ASSOCIATED WITH SECURITY AND TRAFFIC CONTROL PROVIDED DURING THE FILMING OF TRUE DETECTIVE

Legislation Text

RANDOM PRODUCTIONS, LLC

BA_RANDOM PRODUCTIONS, LLC

- A. 3 2018-0546 2018 JUSTICE ASSISTANCE GRANT LOCAL SOLICITATION AWARD: A RESOLUTION AUTHORIZE ACCEPTANCE OF A 2018 JUSTICE ASSISTANCE GRANT LOCAL SOLICITATION AWARD IN THE AMOUNT OF

\$78,667.00, OF WHICH \$35,858.00 WILL BE USED BY THE FAYETTEVILLE POLICE DEPARTMENT, WITH \$28,398.00 TO BE DISBURSED TO THE CITY OF SPRINGDALE AND \$14,411.00 TO WASHINGTON COUNTY, AND TO APPROVE A BUDGET ADJUSTMENT

Legislation Text

2018 JUSTICE ASSISTANCE GRANT LOCAL SOLICITATION AWARD

BA_2018 JUSTICE ASSISTANCE GRANT LOCAL SOLICITATION AWARD

- A. 4 2018-0549 2018 BULLETPROOF VEST PARTNERSHIP PROGRAM: A RESOLUTION TO AUTHORIZE ACCEPTANCE OF A FIFTY PERCENT (50%) MATCHING GRANT AWARD FROM THE 2018 BULLETPROOF VEST PARTNERSHIP PROGRAM IN THE AMOUNT OF \$10,400.00 FOR THE REPLACEMENT OF BODY ARMOR VESTS FOR FAYETTEVILLE POLICE OFFICERS, AND TO APPROVE A BUDGET ADJUSTMENT

Legislation Text

2018 BULLETPROOF VEST PARTNERSHIP PROGRAM

BA_2018 BULLETPROOF VEST PARTNERSHIP PROGRAM

- A. 5 2018-0576 FAYETTEVILLE POLICE DEPARTMENT DONATION REVENUE: A RESOLUTION TO APPROVE A BUDGET ADJUSTMENT IN THE TOTAL AMOUNT OF \$4,065.00 RECOGNIZING DONATION REVENUE TO THE FAYETTEVILLE POLICE DEPARTMENT IN SUPPORT OF OFFICER RECOGNITION

Legislation Text

FAYETTEVILLE POLICE DEPARTMENT DONATION REVENUE:

BA_FAYETTEVILLE POLICE DEPARTMENT DONATION REVENUE:

- A. 6 2018-0601 PROPERTYROOM.COM ONLINE AUCTION SERVICES: A RESOLUTION TO AUTHORIZE A CONTRACT WITH PROPERTYROOM.COM FOR ONLINE AUCTION SERVICES FOR SEIZED, STOLEN AND ABANDONED SURPLUS PROPERTY FOR A TERM OF ONE YEAR WITH AUTOMATIC RENEWALS FOR ADDITIONAL ONE YEAR TERMS PURSUANT TO A SOURCEWELL COOPERATIVE PURCHASING CONTRACT

Legislation Text

PROPERTYROOM.COM ONLINE AUCTION SERVICES

- A. 7 2018-0552 T-MOBILE CENTRAL, LLC: A RESOLUTION TO APPROVE A FIVE YEAR LEASE AGREEMENT WITH T-MOBILE CENTRAL LLC FOR WATER TANK AND LAND SPACE AT THE MARKHAM WATER TANK SITE IN THE

AMOUNT OF \$2,000.00 PER MONTH, WITH AUTOMATIC RENEWALS FOR UP TO FOUR ADDITIONAL FIVE YEAR TERMS

Legislation Text

T-MOBILE CENTRAL, LLC

- A. 8 2018-0574 BID #18-34 THE GOODYEAR TIRE AND RUBBER COMPANY: A RESOLUTION TO AWARD BID #18-34 AND AUTHORIZE A ONE YEAR CONTRACT WITH THE GOODYEAR TIRE AND RUBBER COMPANY FOR THE PURCHASE OF RECAP TIRES AND CASINGS AS NEEDED BY THE FLEET OPERATIONS DIVISION FOR VARYING UNIT PRICES, WITH AUTOMATIC RENEWALS FOR UP TO FOUR ADDITIONAL ONE YEAR TERMS

Legislation Text

BID #18-34 THE GOODYEAR TIRE AND RUBBER COMPANY

- A. 9 2018-0575 H&E EQUIPMENT SERVICES, INC.: A RESOLUTION TO AUTHORIZE THE PURCHASE OF A VOGELE PAVER FROM H&E EQUIPMENT SERVICES, INC. IN THE AMOUNT OF \$412,988.56, PURSUANT TO THE SOURCEWELL COOPERATIVE PURCHASING CONTRACT, FOR USE BY THE TRANSPORTATION SERVICES DEPARTMENT

Legislation Text

H&E EQUIPMENT SERVICES, INC.

- A. 10 2018-0599 DESTRUCTION OF CERTAIN RECORDS: A RESOLUTION TO AUTHORIZE THE DESTRUCTION OF CERTAIN RECORDS SHOWN ON THE ATTACHED AFFIDAVIT PURSUANT TO RELEVANT SECTIONS OF THE ARKANSAS CODE RELATED TO MAINTENANCE AND DESTRUCTION OF ACCOUNTING AND OTHER CITY RECORDS

Legislation Text

DESTRUCTION OF CERTAIN RECORDS

- A. 11 2018-0600 FAY JONES WOODLAND - CONTRACTED INVASIVE PLANT REMOVAL: A RESOLUTION TO ACCEPT A QUOTE FROM COMPREHENSIVE BOTANICAL SERVICES IN THE AMOUNT OF \$7,260.00 (WHICH INCLUDES TAX) FOR COMPLETE REMOVAL OF INVASIVE PLANTS FROM ABOUT THREE ACRES OF THE FAY JONES WOODLAND

Legislation Text

FAY JONES WOODLAND - CONTRACTED INVASIVE PLANT REMOVAL

- A. 12 2018-0603 RFP# 18-13 MVP SPORTS PHOTOGRAPHY: A RESOLUTION TO APPROVE A ONE YEAR CONTRACT WITH UP TO FOUR POSSIBLE

AUTOMATIC RENEWALS WITH MVP SPORTS PHOTOGRAPHY FOR EXCLUSIVE PHOTOGRAPHY SERVICES FOR THE GIRLS YOUTH SOFTBALL, YOUTH FALL AND SPRING SOCCER PROGRAMS AND OTHER EVENTS REQUESTED BY THE PARKS AND RECREATION STAFF AND TO AUTHORIZE MAYOR JORDAN TO SIGN THIS CONTRACT

Legislation Text

RFP #18-13 MVP SPORTS PHOTOGRAPHY

B. Unfinished Business

- B. 1 2018-0541 R-PZD 18-6252 (NORTH OF N. OLD MISSOURI RD. & E. ZION RD./SAGELY PLACE S/D): AN ORDINANCE TO APPROVE A RESIDENTIAL PLANNED ZONING DISTRICT ENTITLED R-PZD 18-6252 FOR APPROXIMATELY 22.13 ACRES LOCATED NORTH OF THE INTERSECTION OF NORTH OLD MISSOURI ROAD AND EAST ZION ROAD TO ALLOW THE DEVELOPMENT OF 111 ATTACHED AND DETACHED DWELLING UNITS AND A FUTURE CLUBHOUSE WITH A POOL

Legislation Text

R-PZD 18-6252 (NORTH OF N. OLD MISSOURI RD. & E. ZION RD./SAGELY PLACE S/D):

- B. 2 2018-0542 RZN 18-6319 (2234 E. ZION RD./SAGELY PLACE): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 18-6319 FOR APPROXIMATELY 2.53 ACRES LOCATED AT 2234 EAST ZION ROAD FROM R-A, RESIDENTIAL AGRICULTURAL TO NS-G, NEIGHBORHOOD SERVICES - GENERAL

Legislation Text

RZN 18-6319: (2234 E. ZION RD./SAGELY PLACE)

- B. 3 2018-0539 RZN 18-6341 (1248 S. WASHINGTON AVE./SUGARLAND PROPERTIES): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 18-6341 FOR APPROXIMATELY 0.24 ACRES LOCATED AT 1248 SOUTH WASHINGTON AVENUE FROM NC, NEIGHBORHOOD CONSERVATION TO RI-U, RESIDENTIAL INTERMEDIATE - URBAN

Legislation Text

RZN 18-6341 (1248 S. WASHINGTON AVE./SUGARLAND PROPERTIES)

C. Public Hearing:

- C. 1 2018-0602 RAZE AND REMOVAL 16 N WILLOW AVENUE: A RESOLUTION TO ORDER THE RAZING AND REMOVAL OF A DILAPIDATED AND UNSAFE

STRUCTURE ON PROPERTY OWNED BY TOMMIE JO FLOWERS-DAVIS AND GEORGE E. FLOWERS LOCATED AT 16 NORTH WILLOW AVENUE IN THE CITY OF FAYETTEVILLE, ARKANSAS, AND TO APPROVE A BUDGET ADJUSTMENT IN THE AMOUNT OF \$18,741.00

Legislation Text

RAZE AND REMOVAL 16 N WILLOW AVENUE

BA_RAZE AND REMOVAL 16 N WILLOW AVENUE

D. New Business

- D. 1** 2018-0597 BID #18-43 BENCHMARK CONSTRUCTION OF NWA, INC.: A RESOLUTION TO AWARD BID #18-43 AND AUTHORIZE A CONTRACT WITH BENCHMARK CONSTRUCTION OF NWA, INC. FOR CONSTRUCTION OF THE TAXIWAY B WIDENING AND REHABILITATION PROJECT, TO APPROVE CHANGE ORDER NO. 1 TO THE CONTRACT WITH BENCHMARK CONSTRUCTION OF NWA, INC. TO REFLECT THE REMOVAL OF THE DEDUCTIVE ALTERNATIVE FROM THE CONTRACT AND REDUCE THE TOTAL CONTRACT COST TO \$1,694,292.00, TO AUTHORIZE TASK ORDER NO. 11 WITH GARVER, LLC IN THE AMOUNT OF \$147,500.00 FOR CONSTRUCTION ADMINISTRATION, CONSTRUCTION OBSERVATION, MATERIALS TESTING, AND CLOSEOUT SERVICES, AND TO APPROVE A BUDGET ADJUSTMENT RECOGNIZING FEDERAL AVIATION ADMINISTRATION 90/10 GRANT FUNDS

Legislation Text

BID #18-43 BENCHMARK CONSTRUCTION OF NWA, INC.

BA_BID #18-43 BENCHMARK CONSTRUCTION OF NWA, INC.

- D. 2** 2018-0577 RPH, LLC COST SHARE AGREEMENT: AN ORDINANCE TO WAIVE THE REQUIREMENTS OF FORMAL COMPETITIVE BIDDING AND APPROVE A COST SHARE AGREEMENT WITH RPH, LLC FOR STREET AND DRAINAGE IMPROVEMENTS ALONG A PORTION OF SOUTH CROSS AVENUE, WITH THE AMOUNT TO BE PAID BY THE CITY OF FAYETTEVILLE NOT TO EXCEED \$33,280.00

Legislation Text

RPH, LLC COST SHARE AGREEMENT

- D. 3** 2018-0583 RZN 18-6348 (2454 N. DEANE SOLOMON RD./WILLIAMS TRACTOR): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 18-6348 FOR APPROXIMATELY 1.36 ACRES LOCATED NORTH OF 2454 NORTH DEANE SOLOMON ROAD FROM RMF-24, RESIDENTIAL MULTI FAMILY, 24 UNITS PER ACRE AND C-2, THOROUGHFARE COMMERCIAL TO C-2, THOROUGHFARE COMMERCIAL

Legislation Text

RZN 18-6348 (2454 N. DEANE SOLOMON RD./WILLIAMS TRACTOR)

- D.** 4 2018-0582 RZN 18-6360 (1849 S. GARLAND AVE./FAYETTEVILLE RENTALS): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 18-6360 FOR APPROXIMATELY 4.03 ACRES LOCATED AT 1849 SOUTH GARLAND AVENUE FROM I-1, HEAVY COMMERCIAL & LIGHT INDUSTRIAL TO CS, COMMUNITY SERVICES

Legislation Text

RZN 18-6360 (1849 S. GARLAND AVE./FAYETTEVILLE RENTALS)

- D.** 5 2018-0581 RZN 18-6365 (1510 N. GREGG AVE./BALLARD): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 18-6365 FOR APPROXIMATELY 0.45 ACRES LOCATED AT 1510 NORTH GREGG AVENUE FROM RSF-4, RESIDENTIAL SINGLE FAMILY, 4 UNITS PER ACRE TO RI-U, RESIDENTIAL INTERMEDIATE-URBAN

Legislation Text

RZN 18-6365 (1510 N. GREGG AVE./BALLARD)

- D.** 6 2018-0556 RZN 18-6374: (207 W. LAFAYETTE ST./HATFIELD): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 18-6374 FOR APPROXIMATELY 0.14 ACRES LOCATED AT 207 WEST LAFAYETTE STREET FROM NC, NEIGHBORHOOD CONSERVATION TO RI-U, RESIDENTIAL INTERMEDIATE-URBAN SUBJECT TO A BILL OF ASSURANCE

Legislation Text

RZN 18-6374: (207 W. LAFAYETTE ST./HATFIELD):

- D.** 7 2018-0606 R-PZD 18-6368: (SOUTH OF HOLLYWOOD AVE./COTTAGES AT HOLLYWOOD): AN ORDINANCE TO APPROVE A RESIDENTIAL PLANNED ZONING DISTRICT ENTITLED R-PZD 18-6368 FOR APPROXIMATELY 10.81 ACRES LOCATED SOUTH OF HOLLYWOOD AVENUE TO ALLOW THE DEVELOPMENT OF 7 HOUSING UNITS WITH UP TO 5 UNRELATED TENANTS

Legislation Text

R-PZD 18-6368: (SOUTH OF HOLLYWOOD AVE./COTTAGES AT HOLLYWOOD):

- D.** 8 2018-0612 BUFFINGTON WEIR, LLC COST SHARE AGREEMENT: AN ORDINANCE TO WAIVE THE REQUIREMENTS OF FORMAL COMPETITIVE BIDDING AND APPROVE A COST SHARE AGREEMENT WITH BUFFINGTON WEIR, LLC FOR BUFFINGTON WEIR, LLC'S CONTRACTOR TO CONSTRUCT THE FULLY LANDSCAPED BOULEVARD SECTION OF RUPPLE ROAD AND ACCOMPANYING MULTI-USE TRAIL ALL THE WAY THROUGH THEIR

PROPERTY UPON FREELY DEDICATED RIGHT OF WAY WITH THE ESTIMATED AMOUNT TO BE PAID BY THE CITY OF FAYETTEVILLE NOT TO EXCEED \$2,295,267.72 UPON THE ANNEXATION, REZONING AND DEVELOPMENT APPROVAL OF BUFFINTON WEIR, LLC'S PROPERTY PURSUANT TO THE FAYETTEVILLE PLANNING DEPARTMENT'S RECOMMENDATIONS DETAILED IN THE AGREEMENT AND TO AUTHORIZE MAYOR JORDAN TO SIGN THE AGREEMENT

Legislation Text

BUFFINGTON WEIR, LLC COST SHARE AGREEMENT

- D. 9 2018-0608 ANX 17-5990 (NORTH OF RUPPLE RD./MCFARLAND FAMILY TRUST) APPEAL: AN ORDINANCE TO APPROVE THE ANNEXATION PETITION OF THE MCFARLAND FAMILY TRUST AND ANNEX 68.65 ACRES ADJOINING AND WEST OF THE PROPOSED NORTHERN EXPANSION OF RUPPLE ROAD

Legislation Text

ANX 17-5990 (NORTH OF RUPPLE RD./MCFARLAND FAMILY TRUST) APPEAL

- D. 10 2018-0609 RZN 17-5991 (NORTH OF N. RUPPLE RD./MCFARLAND FAMILY TRUST): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 17-5991 FOR APPROXIMATELY 68.65 ACRES LOCATED WEST OF NORTH RUPPLE ROAD FROM R-A, RESIDENTIAL AGRICULTURAL TO RSF-4, RESIDENTIAL SINGLE FAMILY, 4 UNITS PER ACRE; NC, NEIGHBORHOOD CONSERVATION; AND NS-G, NEIGHBORHOOD SERVICES-GENERAL

Legislation Text

RZN 17-5991 (NORTH OF N. RUPPLE RD./MCFARLAND FAMILY TRUST)

E. City Council Agenda Session Presentations

F. City Council Tour

G. Announcements

H. Adjournment

NOTICE TO MEMBERS OF THE AUDIENCE

All interested persons may appear and address the City Council on Unfinished Business, New Business, and Public Hearings at City Council meetings. If you wish to address the City Council on an agenda item, please wait for the Mayor or Chair to request public comment then queue behind the podium. When the Mayor or Chair recognizes you, approach the podium and give your name and address. Comments are to be addressed to the Mayor or Chair. The Mayor or Chair will direct your comments to the appropriate elected officials, staff, or others for response. Keep your comments respectful, brief, to the point, and relevant to the agenda item being

considered. Each speaker from the public will be allowed one turn at the microphone for discussion of an agenda item.

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.

Unfinished 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. City staff, City Council members, and applicants may use electronic visual aids in the City Council meeting as part of the presentation of the agenda item.

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. A simple majority of the City Council members, present and voting, may authorize a representative of a Fayetteville citizens' group opposing the ordinance or resolution to present an electronic visual aid not to exceed five minutes, but no other electronic visual aid presentations will be allowed; however, 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's 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 City Council. 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 City Council member 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 a City Council member 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 Telecommunications Device for the Deaf (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 on our website at www.fayetteville-ar.gov or in the office of the City Clerk, 113 W. Mountain, Fayetteville, Arkansas (479) 575-8323.

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