

# City of Fayetteville, Arkansas

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



## City Council Meeting

**December 4, 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. 2017-0552 MONTHLY FINANCIAL REPORT - PAUL BECKER

Legislation Text

**Agenda Additions**

**A. Consent**

- A. 1 2018-0628 2018-2019 SELECTIVE TRAFFIC ENFORCEMENT PROGRAM GRANT: A RESOLUTION TO AUTHORIZE A CHANGE ORDER TO THE 2018-2019 SELECTIVE TRAFFIC ENFORCEMENT PROGRAM GRANT IN THE AMOUNT OF \$6,600.00, AND TO APPROVE A BUDGET ADJUSTMENT

Legislation Text

2018-2019 SELECTIVE TRAFFIC ENFORCEMENT PROGRAM GRANT

BA\_2018-2019 SELECTIVE TRAFFIC ENFORCEMENT PROGRAM GRANT

- A. 2 2018-0632 SURFCO RESTORATION & CONSTRUCTION, LLC: A RESOLUTION TO APPROVE A CHANGE ORDER TO THE CONTRACT WITH SURFCO RESTORATION & CONSTRUCTION, LLC IN THE AMOUNT OF \$8,550.10 FOR ADDITIONAL MOLD REMEDIATION AT 2190 SOUTH RAZORBACK ROAD

Legislation Text

SURFCO RESTORATION & CONSTRUCTION, LLC

- A. 3 2018-0634 BID #18-48 HUTCHENS CONSTRUCTION CO.: A RESOLUTION TO AWARD BID #18-48 AND AUTHORIZE A CONTRACT WITH HUTCHENS CONSTRUCTION CO. IN THE AMOUNT OF \$54,411.50 FOR THE MILLING, RESURFACING AND RESTRIPIING OF PARKING LOT 55, AND TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$10,882.30

Legislation Text

BID #18-48 HUTCHENS CONSTRUCTION CO.

- A. 4 2018-0650 UNIVERSITY OF ARKANSAS LEASE AGREEMENT RENEWAL: A RESOLUTION APPROVING A LEASE AGREEMENT RENEWAL WITH THE UNIVERSITY OF ARKANSAS FOR CITY OPERATION OF THE UNIVERSITY'S WEST ANNEX PARKING LOT AS A REVENUE-PRODUCING OFF-STREET PARKING LOT WITHIN THE DICKSON STREET ENTERTAINMENT DISTRICT

Legislation Text

UNIVERSITY OF ARKANSAS LEASE AGREEMENT RENEWAL

- A. 5 2018-0656 SHAW SPORTS TURF: A RESOLUTION TO APPROVE THE PURCHASE AND INSTALLATION OF SYNTHETIC TURF AT THE GARY HAMPTON SOFTBALL COMPLEX BY SHAW SPORTS TURF PURSUANT TO A SOURCE WELL COOPERATIVE PURCHASING AGREEMENT IN THE AMOUNT OF \$531,752.00, TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$79,763.00, AND TO APPROVE A BUDGET ADJUSTMENT RECOGNIZING PARKLAND DEDICATION FEES FROM THE NORTHWEST QUADRANT IN THE AMOUNT OF \$548,158.00 FOR THE PROJECT

Legislation Text

SHAW SPORTS TURF

BA\_SHAW SPORTS TURF

**B. Unfinished Business**

- B. 1 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)

**C. New Business**

- C. 1 2018-0684 OAKBROOKE SUBDIVISION PHASE II UTILITY EASEMENT: AN ORDINANCE TO VACATE A PORTION OF A UTILITY EASEMENT IN PHASE II OF THE OAKBROOKE SUBDIVISION

Legislation Text

OAKBROOKE SUBDIVISION PHASE II UTILITY EASEMENT

- C. 2 2018-0652 RZN 18-6398 (NORTH OF RUPPLE RD. & ALBERTA ST./RUPPLE RD. SD): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 18-6398 FOR APPROXIMATELY 19.15 ACRES LOCATED NORTHWEST OF RUPPLE ROAD AND ALBERTA STREET FROM R-A, RESIDENTIAL AGRICULTURAL AND NC, NEIGHBORHOOD CONSERVATION TO RI-U, RESIDENTIAL INTERMEDIATE-URBAN, RSF-18, RESIDENTIAL SINGLE FAMILY, 18 UNITS PER ACRE; NC, NEIGHBORHOOD CONSERVATION; AND R-A, RESIDENTIAL AGRICULTURAL

Legislation Text

RZN 18-6398 (NORTH OF RUPPLE RD. & ALBERTA ST./RUPPLE RD. SD)

- C. 3 2018-0657 VAC 18-6416 (W. OF 2122 W. MOORE LN./PINES AT SPRINGWOODS): AN ORDINANCE TO APPROVE VAC 18-6416 FOR PROPERTY LOCATED WEST OF 2122 WEST MOORE LANE IN THE SPRINGWOODS COMMERCIAL PLANNED ZONING DISTRICT TO VACATE A PORTIONS OF UTILITY EASEMENTS

Legislation Text

VAC 18-6416 (W. OF 2122 W. MOORE LN./PINES AT SPRINGWOODS)

- C. 4 2018-0647 RPA, LLC COST SHARE AGREEMENT: AN ORDINANCE TO WAIVE THE REQUIREMENTS OF FORMAL COMPETITIVE BIDDING AND APPROVE A COST SHARE AGREEMENT WITH RPA, LLC FOR THE INSTALLATION OF A SEWER MAIN ALONG A PORTION OF SEQUOYAH DRIVE BETWEEN REX DRIVE AND COMPANY STREET, WITH THE ESTIMATED AMOUNT TO BE PAID BY THE CITY OF FAYETTEVILLE NOT TO EXCEED \$80,041.67, AND TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$8,004.17

Legislation Text

RPA, LLC COST SHARE AGREEMENT

- C. 5 2018-0653 ERIC A. LONG AND ROBERT A. LONG COST SHARE AGREEMENT: AN ORDINANCE TO WAIVE THE REQUIREMENTS OF FORMAL COMPETITIVE BIDDING AND APPROVE A COST SHARE AGREEMENT WITH ERIC A. LONG AND ROBERT A. LONG FOR THE INSTALLATION OF WATER AND SEWER MAINS ALONG A PORTION OF NORTH TANGLEWOOD AVENUE, WITH THE ESTIMATED AMOUNT TO BE PAID BY THE CITY OF FAYETTEVILLE NOT TO EXCEED \$33,653.62, AND TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$3,365.37

Legislation Text

ERIC A. LONG AND ROBERT A. LONG

- C. 6 2018-0654 FAYETTEVILLE YOUTH CENTER, INC.: AN ORDINANCE TO WAIVE THE REQUIREMENTS OF FORMAL COMPETITIVE BIDDING AND APPROVE A CONTRACT BETWEEN THE CITY OF FAYETTEVILLE, ARKANSAS AND FAYETTEVILLE YOUTH CENTER, INC. IN THE AMOUNT OF \$225,000.00 TO PROVIDE PUBLIC RECREATION SERVICES FOR THE YOUTH AND CITIZENS OF FAYETTEVILLE FOR 2019

Legislation Text

FAYETTEVILLE YOUTH CENTER, INC.

- C. 7 2018-0655 AREA AGENCY ON AGING OF NORTHWEST ARKANSAS: AN ORDINANCE TO WAIVE THE REQUIREMENTS OF FORMAL COMPETITIVE BIDDING AND APPROVE A CONTRACT BETWEEN THE CITY OF FAYETTEVILLE, ARKANSAS AND THE AREA AGENCY ON AGING OF NORTHWEST ARKANSAS IN THE AMOUNT OF \$103,887.00 TO PROVIDE PUBLIC RECREATION SERVICES FOR THE SENIOR CITIZENS OF FAYETTEVILLE FOR 2019

Legislation Text

AREA AGENCY ON AGING OF NORTHWEST ARKANSAS

- C. 8 2018-0649 EVENFLO COMPANY, INC.: AN ORDINANCE TO WAIVE THE REQUIREMENTS OF FORMAL COMPETITIVE BIDDING AND APPROVE THE PURCHASE OF CHILD SAFETY SEATS FROM EVENFLO COMPANY, INC. THROUGH 2023 IN THE ESTIMATED AMOUNT OF \$16,000.00 PER YEAR, AND TO APPROVE A BUDGET ADJUSTMENT

Legislation Text

EVENFLO COMPANY, INC.

BA EVENFLO COMPANY, INC.

- C. 9 2018-0651 SALES AND USE TAX SPECIAL ELECTION: AN ORDINANCE CALLING AND SETTING A DATE FOR A SPECIAL ELECTION ON THE QUESTIONS OF THE ISSUANCE BY THE CITY OF SALES AND USE TAX REFUNDING BONDS AND SALES AND USE TAX CAPITAL IMPROVEMENT BONDS FOR VARIOUS PURPOSES; LEVYING A REPLACEMENT SPECIAL LOCAL SALES AND USE TAX AT THE RATE OF ONE PERCENT (1.00%) FOR THE PURPOSE OF RETIRING SUCH BONDS; AND PRESCRIBING OTHER MATTERS PERTAINING THERETO

Legislation Text

SALES AND USE TAX SPECIAL ELECTION

**D. City Council Agenda Session Presentations**

## **E. City Council Tour**

## **F. Announcements**

## **G. 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](http://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.