

City of Fayetteville, Arkansas

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



City Council Meeting

**March 3, 2020
5:30 p.m.**

**City Hall Room 219
113 West Mountain**

City Council Members

Sonia Gutierrez Ward 1

Sarah Marsh Ward 1

Mark Kinion Ward 2

Matthew Petty Ward 2

Sloan Scroggin Ward 3

Sarah Bunch Ward 3

Teresa Turk Ward 4

Kyle Smith Ward 4

ELECTED OFFICIALS:

Mayor Lioneld Jordan

City Attorney Kit Williams

City Clerk Kara Paxton

Call To Order

Roll Call

Pledge of Allegiance

Mayor's Announcements, Proclamations and Recognitions

1. 2019-0866 STATE OF THE CITY ADDRESS - MAYOR LIONELD JORDAN

Legislation Text

City Council Meeting Presentations, Reports and Discussion Items

2. 2019-0958 MONTHLY FINANCIAL REPORT

Legislation Text

Agenda Additions

A. Consent

- A. 1 2019-0972 APPROVAL OF THE JANUARY 21, 2020, FEBRUARY 4, 2020 AND FEBRUARY 18, 2020 CITY COUNCIL

MEETING MINUTES

Legislation Text

- A. 2 2020-0062 BID #19-53 KRAPFF REYNOLDS CONSTRUCTION COMPANY: A RESOLUTION TO AWARD BID #19-53 AND AUTHORIZE A ONE YEAR CONTRACT WITH KRAPFF REYNOLDS CONSTRUCTION COMPANY IN THE AMOUNT OF \$590,789.00 FOR REHABILITATION OF SANITARY SEWER MANHOLES THROUGHOUT FAYETTEVILLE

Legislation Text

BID #19-53 KRAPFF REYNOLDS CONSTRUCTION COMPANY

- A. 3 2020-0145 BURNS & MCDONNELL ENGINEERING COMPANY, INC. AMENDMENT NO. 1: A RESOLUTION TO APPROVE AMENDMENT NO. 1 TO THE CONTRACT WITH BURNS & MCDONNELL ENGINEERING COMPANY, INC. IN AN AMOUNT NOT TO EXCEED \$91,282.00.00 FOR CONSTRUCTION MANAGEMENT AND OBSERVATION SERVICES ASSOCIATED WITH THE UTILITY RELOCATIONS AT I-49 AND WEDINGTON INTERCHANGE PROJECT

Legislation Text

BURNS & MCDONNELL ENGINEERING COMPANY, INC.

- A. 4 2020-0150 HAWKINS-WEIR ENGINEERS, INC. AMENDMENT NO. 3: A RESOLUTION TO APPROVE AMENDMENT NO. 3 TO THE PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH HAWKINS-WEIR ENGINEERS, INC. IN AN AMOUNT NOT TO EXCEED \$30,410.00 FOR ADVERTISEMENT AND BIDDING SERVICES ASSOCIATED WITH THE BENSON MOUNTAIN PRESSURE PLANE IMPROVEMENTS PROJECT

Legislation Text

HAWKINS-WEIR ENGINEERS, INC.

- A. 5 2020-0153 CH2M HILL ENGINEERS, INC.: A RESOLUTION TO APPROVE AN OUT-OF-SCOPE AGREEMENT WITH CH2M HILL ENGINEERS, INC. IN AN AMOUNT NOT TO EXCEED \$596,335.00 FOR TASK 4 OF THE SOFTWARE UPGRADES TO THE SCADA SYSTEM USED BY WASTEWATER TREATMENT FACILITY OPERATIONS, LIFT STATION OPERATIONS, AND WATER DISTRIBUTION SYSTEM OPERATIONS

Legislation Text

CH2M HILL ENGINEERS, INC.

- A. 6 2020-0096 BID # 62123-1903 GRASSHOPPER CONSTRUCTION, LLC: A RESOLUTION TO AWARD BID # 62123-1903 AND AUTHORIZE A CONTRACT WITH GRASSHOPPER CONSTRUCTION, LLC IN THE AMOUNT OF \$23,417.70 FOR COMMUNITY DEVELOPMENT BLOCK GRANT REHABILITATION OF AN ELIGIBLE RESIDENCE LOCATED AT 621 LAURA LEE STREET

Legislation Text

BID # 62123-1903 GRASSHOPPER CONSTRUCTION, LLC

- A. 7 2020-0114 SURDEX CORPORATION: A RESOLUTION TO APPROVE A CONTRACT WITH SURDEX CORPORATION IN THE AMOUNT OF \$28,000.00, PURSUANT TO A FEDERAL GENERAL SERVICES ADMINISTRATION COOPERATIVE PURCHASING PROGRAM, FOR AERIAL PHOTOGRAPHY SERVICES FOR THE GEOGRAPHIC INFORMATION SYSTEMS DIVISION

Legislation Text

SURDEX CORPORATION

- A. 8 2020-0129 2020 USGS JOINT FUNDING AGREEMENT: A RESOLUTION TO APPROVE 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 IN 2020 WITH THE AMOUNT PAID BY THE CITY NOT TO EXCEED \$61,721.00

Legislation Text

2020 USGS JOINT FUNDING AGREEMENT

- A. 9 2020-0143 BKD, LLP: A RESOLUTION TO AUTHORIZE MAYOR JORDAN TO SIGN AN ENGAGEMENT LETTER WITH BKD, LLP AND PAY AN AMOUNT NOT TO EXCEED \$112,770.00 FOR AUDITING SERVICES FOR THE 2019 AUDIT

Legislation Text

BKD, LLP

- A. 10 2020-0148 DUKE REAL PROPERTIES LLC: A RESOLUTION TO AUTHORIZE MAYOR JORDAN TO SELL APPROXIMATELY 5 ACRES OF CITY PROPERTY LOCATED AT 2512 SOUTH INDUSTRIAL DRIVE TO DUKE REAL PROPERTIES, LLC FOR \$80,000.00

Legislation Text

DUKE REAL PROPERTIES LLC

- A. 11 2020-0152 2020 LEED FOR CITIES AND COMMUNITIES GRANT: A RESOLUTION TO AUTHORIZE ACCEPTANCE OF A 2020 LEED FOR CITIES AND COMMUNITIES GRANT AWARDED BY THE U.S. GREEN BUILDING COUNCIL

Legislation Text

2020 LEED FOR CITIES AND COMMUNITIES GRANT

- A. 12 2020-0134 90/10 ASSISTANCE TO FIREFIGHTERS GRANT: A RESOLUTION TO AUTHORIZE AN APPLICATION FOR A 90/10 ASSISTANCE TO FIREFIGHTERS GRANT FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY IN THE AMOUNT OF \$300,000.00 FOR THE PURCHASE OF TWO BRUSH TRUCK VEHICLES FOR THE FIRE DEPARTMENT

Legislation Text

90/10 ASSISTANCE TO FIREFIGHTERS GRANT

B. Unfinished Business

- B. 1 2020-0095 RZN 19-6966 (1340 N. PORTER RD./ROSS): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 19-6966 FOR APPROXIMATELY 1.38 ACRES LOCATED AT 1340 NORTH PORTER ROAD FROM RSF-4, RESIDENTIAL SINGLE FAMILY, 4 UNITS PER ACRE TO RI-U, RESIDENTIAL INTERMEDIATE, URBAN**

Legislation Text

RZN 19-6966 (1340 N. PORTER RD./ROSS).

- B. 2 2020-0100 C-PZD 19-6952 (5102 W. WEDINGTON DR./LBDG WEDINGTON): AN ORDINANCE TO APPROVE A COMMERCIAL PLANNED ZONING DISTRICT ENTITLED C-PZD 19-6952 FOR APPROXIMATELY 8.60 ACRES LOCATED AT 5102 WEST WEDINGTON DRIVE TO ALLOW THE DEVELOPMENT OF MINI-STORAGE UNITS AND ACCESSORY OFFICE AND RETAIL SPACE**

Legislation Text

C-PZD 19-6952 (5102 W. WEDINGTON DR./LBDG WEDINGTON).

C. New Business

- C. 1 2020-0146 BID #20-07 FORSGREN, INCORPORATED: A RESOLUTION TO AWARD BID #20-07 AND AUTHORIZE A CONTRACT WITH FORSGREN, INC. IN THE AMOUNT OF \$2,495,705.00 FOR THE UTILITY RELOCATIONS ASSOCIATED WITH THE I-49 AND WEDINGTON INTERCHANGE PROJECT, TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$249,570.50, AND TO APPROVE A BUDGET ADJUSTMENT RECOGNIZING REIMBURSEMENT BY THE ARKANSAS DEPARTMENT OF**

TRANSPORTATION

Legislation Text

BID #20-07 FORSGREN, INCORPORATED

BA BID #20-07 FORSGREN, INCORPORATED

- C. 2 2020-0151 NORTH AMERICA FIRE EQUIPMENT COMPANY, INC: AN ORDINANCE TO WAIVE THE REQUIREMENTS OF FORMAL COMPETITIVE BIDDING AND AUTHORIZE THE PURCHASE OF BUNKER GEAR FROM NORTH AMERICA FIRE EQUIPMENT COMPANY, INC., FOR THE FIRE DEPARTMENT

Legislation Text

NORTH AMERICA FIRE EQUIPMENT COMPANY, INC

- C. 3 2020-0149 RZN 19-6963 (123 E. 15TH ST./KOMANDER): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 19-6963 FOR APPROXIMATELY 6.37 ACRES LOCATED AT 123 EAST 15TH STREET FROM R-A, RESIDENTIAL AGRICULTURAL, RMF-24, RESIDENTIAL MULTI FAMILY, 24 UNITS PER ACRE AND I-1, HEAVY COMMERCIAL AND LIGHT INDUSTRIAL TO R-A, RESIDENTIAL AGRICULTURAL

Legislation Text

RZN 19-6963 (123 E. 15TH ST./KOMANDER)

- C. 4 2020-0190 CREEK MEADOWS ACCESS EASEMENT VACATION: AN ORDINANCE TO VACATE TWO ACCESS EASEMENTS WITHIN THE CREEKVIEW MEADOWS SUBDIVISION

Legislation Text

CREEK MEADOWS ACCESS EASEMENT VACATION

- C. 5 2020-0147 ENACT §114.20 REGULATION OF SINGLE-USE

DISPOSABLE BAGS: AN ORDINANCE TO ENACT §114.20
REGULATION OF SINGLE-USE DISPOSABLE BAGS
PROVIDED BY LARGE FOOD STORES

Legislation Text

ENACT §114.20 REGULATION OF SINGLE-USE DISPOSABLE
BAGS

ADDITIONAL ENACT §114.20 REGULATION OF SINGLE-
USE DISPOSABLE BAGS

- C. 6 2020-0159 AMEND RULES OF ORDER AND PROCEDURE: A RESOLUTION TO AMEND THE RULES OF ORDER AND PROCEDURE OF THE FAYETTEVILLE CITY COUNCIL TO LIMIT PUBLIC COMMENTS TO THREE MINUTES EACH AND RECOGNIZE THE STATUTORY READING REQUIREMENT FOR ORDINANCES MAY BE DISPENSED WITH A SINGLE MOTION TO SUSPEND OR DISPENSE WITH THE RULE

Legislation Text

AMEND RULES OF ORDER AND PROCEDURE

ADDITIONAL AMEND RULES OF ORDER AND
PROCEDURE

D. City Council Agenda Session Presentations

- D. 1 2020-0124 AGENDA SESSION PRESENTATION - UPDATE ON DEPOT LOT, WADE ABERNATHY

Legislation Text

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 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.

