

City of Fayetteville, Arkansas

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



City Council Meeting

**September 1, 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

City Council Meeting Presentations, Reports and Discussion Items

1. 2019-0964 MONTHLY FINANCIAL REPORT

Legislation Text

Agenda Additions

A. Consent

- A. 1 2020-0680 HAYNES PUMP AND PROCESS, LLC: A RESOLUTION TO APPROVE CHANGE ORDER NO. 1 TO THE CONTRACT WITH HAYNES PUMP AND PROCESS, LLC FOR AERATION BASIN GATES AT THE NOLAND WATER RESOURCE RECOVERY FACILITY IN THE AMOUNT OF \$5,761.88**

Legislation Text

HAYNES PUMP AND PROCESS, LLC

- A. 2 2020-0681 ELECTRIC MOTOR CENTER: A RESOLUTION TO ACCEPT A QUOTE IN THE AMOUNT OF \$22,456.77 PLUS APPLICABLE TAXES AND FREIGHT CHARGES FROM ELECTRIC MOTOR CENTER FOR THE REPAIR OF A JET FLOW MIXER PUMP USED AT THE WEST SIDE WATER RESOURCE RECOVERY FACILITY

Legislation Text

ELECTRIC MOTOR CENTER

- A. 3 2020-0670 AFTERGLOW AIRCRAFT SOLUTIONS, LLC: A RESOLUTION TO APPROVE A THREE YEAR LEASE AGREEMENT WITH AFTERGLOW AIRCRAFT SOLUTIONS, LLC FOR THE AIRPORT HANGAR AT 4580 SOUTH SCHOOL AVENUE FOR RENT IN THE AMOUNT OF \$2,492.23 PER MONTH

Legislation Text

AFTERGLOW AIRCRAFT SOLUTIONS, LLC

- A. 4 2020-0671 RFQ 20-01 SELECTION #16 ENGINEERING ELEMENTS, PLLC: A RESOLUTION TO AUTHORIZE A CONTRACT WITH ENGINEERING ELEMENTS, PLLC, IN THE AMOUNT OF \$4,500.00, PURSUANT TO RFQ 20-01 SELECTION #16, TO PROVIDE DESIGN SERVICES, BID DOCUMENTS AND CONSTRUCTION ADMINISTRATION FOR THE INSTALLATION OF LIGHTING AT THE WALKER PARK SKATEBOARD AREA, TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$500.00, AND TO APPROVE A BUDGET ADJUSTMENT

Legislation Text

ENGINEERING ELEMENTS, PLLC

BA ENGINEERING ELEMENTS, PLLC

- A. 5 2020-0686 HUB INTERNATIONAL: A RESOLUTION TO APPROVE A CONTRACT WITH HUB INTERNATIONAL IN THE AMOUNT OF \$16,252.00 FOR INSURANCE BROKERAGE AND CONSULTATION SERVICES THROUGH THE END OF 2020

Legislation Text

HUB INTERNATIONAL

- A. 6 2020-0675 BID #19-52 BENCHMARK CONSTRUCTION CHANGE ORDER #2: A RESOLUTION TO APPROVE CHANGE ORDER NO. 2 TO THE CONTRACT WITH BENCHMARK CONSTRUCTION OF NWA, INC. IN THE AMOUNT OF \$145,771.00 FOR CONSTRUCTION OF THE FLEET TRUCK WASH FACILITY, AND TO APPROVE A BUDGET ADJUSTMENT

Legislation Text

BID #19-52 BENCHMARK CONSTRUCTION CHANGE ORDER #2

BA BID #19-52 BENCHMARK CONSTRUCTION CHANGE ORDER #2

- A. 7 2020-0678 RFQ 20-01 SELECTION #20 MODUS STUDIO, PLLC - 2019 PARKS BOND PROJECT: A RESOLUTION TO AUTHORIZE A PROFESSIONAL ARCHITECTURAL SERVICES AGREEMENT WITH MODUS STUDIO, PLLC, PURSUANT TO RFQ 20-01 SELECTION #20, IN AN AMOUNT NOT TO EXCEED \$61,000.00 FOR THE DESIGN OF A RESTROOM AND PAVILION AT CENTENNIAL PARK AT MILLSAP MOUNTAIN, TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$6,100.00, AND TO APPROVE A BUDGET ADJUSTMENT - 2019 PARKS BOND PROJECT

Legislation Text

RFQ 20-01 MODUS STUDIO, PLLC - 2019 PARKS BOND

PROJECT

BA_RFQ_20-01_MODUS_STUDIO,_PLLC_-2019_PARKS_BOND_PROJECT

- A. 8 2020-0668 COX ADVANCED SERVICES ARKANSAS, LLC-2019 TRANSPORTATION BOND PROJECT: A RESOLUTION TO AUTHORIZE A CONTRACT WITH COX ADVANCED SERVICES ARKANSAS, LLC IN THE AMOUNT OF \$22,589.70 FOR UTILITY RELOCATIONS FOR THE ZION ROAD CONSTRUCTION PROJECT, AND TO APPROVE A BUDGET ADJUSTMENT - 2019 TRANSPORTATION BOND PROJECT

Legislation Text

COX ADVANCED SERVICES ARKANSAS, LLC

BA_COX_ADVANCED_SERVICES_ARKANSAS,_LLC

B. Unfinished Business

- B. 1 2020-0414 ARKANSAS AND MISSOURI RAILROAD FUTRALL DRIVE AND GREGG AVENUE - 2019 TRANSPORTATION BOND PROJECT: AN ORDINANCE TO WAIVE COMPETITIVE BIDDING AND AUTHORIZE A NEW RAILROAD CROSSING COST AND MAINTENANCE AGREEMENT AND AN EASEMENT AGREEMENT WITH THE ARKANSAS AND MISSOURI RAILROAD FOR A NEW RAILROAD CROSSING AT FUTRALL DRIVE AND GREGG AVENUE, TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$28,344.86, AND TO APPROVE A BUDGET ADJUSTMENT FOR THE ESTIMATED TOTAL PROJECT COST OF \$750,000.00 - 2019 TRANSPORTATION BOND PROJECT

Legislation Text

Revised 072220: 2020-0414 Futrall Update Memo

BA_2020-0414 Futrall Railroad Crossing

B. 1 and B. 2 Full Recapture and Combined Tax Revenue__grade seperated_included

B. 2 Drake Farms Memo 8_4_20 with Letter Final Revised

B. 2 ORD BID WAIVER - RAILROAD AND MAINTENANCE AGREEMENT AMRR FUTRALL DRIVE

Public Comment Email Jerry Hogan

Public Comment Jerry Hogan

06/04/20 City Council Packet Info: BA ARKANSAS AND MISSOURI RAILROAD FUTRALL DRIVE AND GREGG AVENUE

06/04/20 City Council Packet Info: ARKANSAS AND MISSOURI RAILROAD FUTRALL DRIVE AND GREGG AVENUE

08/18/20 ADDITIONAL ARKANSAS AND MISSOURI RAILROAD FUTRALL DRIVE AND GREGG AVENUE - 2019 TRANSPORTATION BOND PROJECT

ADDITIONAL ARKANSAS AND MISSOURI RAILROAD FUTRALL DRIVE AND GREGG AVENUE - 2019 TRANSPORTATION BOND PROJECT

C. New Business

- C. 1 2020-0498 RFQ #18-11 NABHOLZ CONSTRUCTION CHANGE ORDER #3: A RESOLUTION TO APPROVE CHANGE ORDER NO. 3 TO THE CONTRACT WITH NABHOLZ CONSTRUCTION CORPORATION IN THE AMOUNT OF \$10,494,726.00 FOR CONSTRUCTION OF PHASE 1 OF THE CULTURAL ARTS CORRIDOR PROJECT, AND TO APPROVE A BUDGET ADJUSTMENT

Legislation Text

NABHOLZ CO #3 ARTS CORRIDOR

BA_CO3 NABHOLZ CO #3 ARTS CORRIDOR

08/18/20 ADDITIONAL 2020-0498 RFQ #18-11 NABHOLZ

CONSTRUCTION CHANGE ORDER #3

- C. 2 2020-0647 APPEAL: RZN 20-7133: (6040 & 6074 W. WEDINGTON DR./HOUSTON): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 20-7133 FOR APPROXIMATELY 3.05 ACRES LOCATED AT 6040 AND 6074 WEST WEDINGTON DRIVE FROM R-A, RESIDENTIAL AGRICULTURAL AND RSF-4, RESIDENTIAL SINGLE FAMILY, 4 UNITS PER ACRE TO RI-12, RESIDENTIAL INTERMEDIATE, 12 UNITS PER ACRE

Legislation Text

APPEAL: RZN 20-7133: (6040 & 6074 W. WEDINGTON DR./HOUSTON)

- C. 3 2020-0667 RESOLUTION TO REQUEST THAT CITY STAFF STUDY: A RESOLUTION TO REQUEST THAT CITY STAFF STUDY AND PRESENT AN ORDINANCE ELIMINATING DISCRETIONARY PROCEEDINGS FOR RELIGIOUS USES TO THE EXTENT POSSIBLE, PROVIDE FOR REGULATIONS BASED ON THE SIZE AND INTENSITY OF THE PROPOSED USE, AND EMPLOY NON-SECTARIAN LANGUAGE

Legislation Text

Res of Intent - Study Religious Land Use Amendments UDC

- C. 4 2020-0635 AMEND UDC 166.23: URBAN RESIDENTIAL DESIGN STANDARDS: AN ORDINANCE TO AMEND §166.23 URBAN RESIDENTIAL DESIGN STANDARDS OF THE UNIFIED DEVELOPMENT CODE TO INCREASE FLEXIBILITY FOR SMALL BUILDING DESIGN

Legislation Text

AMEND UDC 166.23: URBAN RESIDENTIAL DESIGN STANDARDS:

- C. 5 2020-0673 ECOURT PAY, LLC: AN ORDINANCE TO WAIVE THE REQUIREMENTS OF FORMAL COMPETITIVE BIDDING AND APPROVE A ONE (1) YEAR CONTRACT WITH ECOURT

PAY, LLC WITH AN OPTION TO RENEW FOR UP TO FOUR ADDITIONAL ONE YEAR TERMS TO PROVIDE ONLINE CITATION PAYMENT SOFTWARE FOR THE FAYETTEVILLE DISTRICT COURT

Legislation Text

ECOURT PAY, LLC

- C. 6 2020-0689 RZN 20-7170 (921 W. BERRY ST./HOMESTEAD, INC.): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 20-7170 FOR APPROXIMATELY 0.18 ACRES LOCATED AT 921 WEST BERRY STREET FROM RMF-40, RESIDENTIAL MULTI-FAMILY, 40 UNITS PER ACRE TO RI-U, RESIDENTIAL INTERMEDIATE-URBAN

Legislation Text

RZN 20-7170 (921 W. BERRY ST./HOMESTEAD, INC.)

- C. 7 2020-0687 RZN 20-7182: (SOUTH OF W. 15TH ST. & S. VAN BUREN AVE./SANCTUARY AT SOFAY): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 20-7182 FOR APPROXIMATELY 17.00 ACRES LOCATED SOUTH OF WEST 15TH STREET AND SOUTH VAN BUREN AVENUE FROM RMF-24, RESIDENTIAL MULTI-FAMILY, 24 UNITS PER ACRE AND I-1, HEAVY COMMERCIAL AND LIGHT INDUSTRIAL TO CS, COMMUNITY SERVICES

Legislation Text

RZN 20-7182: (SOUTH OF W. 15TH ST. & S. VAN BUREN AVE./SANCTUARY AT SOFAY)

ADDITIONAL RZN 20-7182 (SOUTH OF W. 15TH ST. & S. VAN BUREN AVE.SANCTUARY AT SOFAY)

- C. 8 2020-0684 VAC 20-7167 (4280 W. MLK BLVD./FLYING BURGER): AN ORDINANCE TO APPROVE VAC 20-7167 FOR PROPERTY LOCATED AT 4280 WEST MARTIN LUTHER

KING BOULEVARD TO VACATE A PORTION OF A GENERAL UTILITY EASEMENT

Legislation Text

VAC 20-7167 (4280 W. MLK BLVD./FLYING BURGER)

- C. 9 2020-0688 VAC 20-7178: (4322 & 4334 W. BARHEM DR./LOTS 52 & 53-SLOANBROOKE SD, PH. V): AN ORDINANCE TO APPROVE VAC 20-7178 FOR PROPERTY LOCATED AT 4322 AND 4334 WEST BARHEM DRIVE TO VACATE A PORTION OF A GENERAL UTILITY EASEMENT

Legislation Text

VAC 20-7178: (4322 & 4334 W. BARHEM DR./LOTS 52 & 53-SLOANBROOKE SD, PH. V)

- C. 10 2020-0685 VAC 20-7184 (2160 N. RUPPLE RD./HAZEN-COF): AN ORDINANCE TO APPROVE VAC 20-7184 FOR PROPERTY LOCATED AT 2160 NORTH RUPPLE ROAD TO VACATE A PORTION OF STREET RIGHT-OF-WAY

Legislation Text

VAC 20-7184 (2160 N. RUPPLE RD./HAZEN-COF)

- C. 11 2020-0706 BRIAN AND DAY CROWNE LAND SALE: A RESOLUTION TO AUTHORIZE THE SALE OF A SMALL PARCEL OF LAND SOUTH OF GEORGE'S MAJESTIC LOUNGE AND WEST OF THE RAILROAD TRACKS TO BRIAN AND DAY CROWNE FOR THE AMOUNT OF \$17,000.00

Legislation Text

BRIAN AND DAY CROWNE LAND SALE

ADDITIONAL BRIAN AND DAY CROWNE LAND SALE

- C. 12 2020-0665 APPEAL RZN 20-7140 (5152 W. WEDINGTON DR./DEDUSHAJ): AN ORDINANCE TO REZONE THAT

PROPERTY DESCRIBED IN REZONING PETITION RZN 20-7140 LOCATED AT 5152 WEST WEDINGTON DRIVE FOR APPROXIMATELY 6.91 ACRES FROM R-A, RESIDENTIAL AGRICULTURAL TO NS-G, NEIGHBORHOOD SERVICES-GENERAL AND RI-U, RESIDENTIAL INTERMEDIATE-URBAN

Legislation Text

APPEAL RZN 20-7140 (5152 W. WEDINGTON DR./DEDUSHAJ)

D. City Council Agenda Session Presentations

- D. 1 2020-0705 AGENDA SESSION PRESENTATION: DEPARTMENT OF ECONOMIC VITALITY UPDATE AND ECONOMIC DEVELOPMENT CONTRACT UPDATES**

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. When the Mayor or Chair recognizes you, please start your public comment by giving 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 to speak 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 a Council Member 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:

Overview Period: Agenda items at a City Council meeting 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 a Council Member later to answer questions. City staff, Council Members and applicants may use electronic visual aids in the City Council meeting as part of the presentation of the agenda item. City staff's presentation and an Applicant's presentation whether presented by one or more than one presenter shall each be limited to a maximum of ten (10) minutes unless the City Council by unanimous consent or majority vote allows additional time.

Public Comments: Public comment at a City Council meeting shall be allowed for all members of the audience who have signed up prior to the beginning of the agenda item they wish to address being opened for public comment. Speakers shall be limited to a maximum of five (5) minutes to be broken into segments of three and two minutes. Amendments may receive public comments only if approved by the City Council by unanimous consent or majority vote. If public comment is allowed for an amendment, speakers will only be allowed to speak for three (3) minutes. The City Council may allow both a speaker additional time and an unsigned-up person to speak by unanimous consent or majority vote.

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.

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