

City of Fayetteville, Arkansas

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



City Council Meeting

January 18, 2022
5:30 p.m.

City Hall Room 219
113 West Mountain

City Council Members

*Sonia Harvey Ward 1
D'Andre Jones Ward 1
Mark Kinion Ward 2
Vacant Ward 2
Sloan Scroggin Ward 3
Sarah Bunch Ward 3
Teresa Turk Ward 4
Holly Hertzberg Ward 4*

ELECTED OFFICIALS:
*Mayor Lionel Jordan
City Attorney Kit Williams
City Clerk Kara Paxton*

Zoom Information: City Council Meeting ** Tuesday, January 18 @ 5:30 PM Webinar ID: 867 2175 1563 Public Registration Link: https://us06web.zoom.us/webinar/register/WN_yq2zNtXKSwoypBFEzGirw

Call To Order

Roll Call

Pledge of Allegiance

Mayor's Announcements, Proclamations and Recognitions

1. 2021-1095 PRESENTATION OF THE CITY OF FAYETTEVILLE MARTIN LUTHER KING BROTHERHOOD AWARD

[Legislation Text](#)

City Council Meeting Presentations, Reports and Discussion Items

Proposed Agenda Additions

A. Consent

- A.1 2021-1042 APPROVAL OF THE JANUARY 4, 2022 CITY COUNCIL MEETING MINUTES

[Legislation Text](#)

- A.2 2021-1120 KRAPFF REYNOLDS CONSTRUCTION COMPANY: A RESOLUTION TO APPROVE A ONE YEAR EXTENSION TO THE CONTRACT WITH KRAPFF REYNOLDS CONSTRUCTION COMPANY IN THE AMOUNT OF \$590,789.00 FOR REHABILITATION OF SANITARY SEWER MANHOLES THROUGHOUT FAYETTEVILLE, AND TO APPROVE A CHANGE ORDER PROVIDING FOR A 5% PRICE INCREASE ON ITEM COSTS

[Legislation Text](#)

[KRAPFF REYNOLDS CONSTRUCTION COMPANY](#)

- A.3 2021-1124 BLACK & VEATCH WATER AND SEWER RATE STUDY: A RESOLUTION TO APPROVE AN INCREASE IN PROJECT CONTINGENCY FUNDS IN THE AMOUNT OF \$25,000.00 FOR SCOPE OF WORK MODIFICATIONS AS NEEDED FOR THE WATER AND SEWER RATE STUDY BEING PERFORMED BY BLACK & VEATCH CORPORATION

[Legislation Text](#)

[BLACK & VEATCH WATER AND SEWER RATE STUDY](#)

- A.4 2021-1126 FAYETTEVILLE FIRE DEPARTMENT ADMINISTRATIVE OPERATING PROCEDURE POLICY: A RESOLUTION TO APPROVE FAYETTEVILLE FIRE DEPARTMENT ADMINISTRATIVE OPERATING PROCEDURE POLICY AOP-101, GENERAL INFORMATION AND INTRODUCTION

[Legislation Text](#)

[FAYETTEVILLE FIRE DEPARTMENT ADMINISTRATIVE OPERATING PROCEDURE POLICY](#)

- A.5 2021-1121 AMEND RESOLUTION 343-21 SERVICE APPRECIATION PAY BUDGET ADJUSTMENT: A RESOLUTION TO AMEND RESOLUTION 343-21 AND APPROVE A BUDGET ADJUSTMENT INCREASING THE 2021 BUDGET BY THE AMOUNT OF \$19,274.00 TO RECONCILE ACTUAL EXPENSES ON CHECKS GIVEN TO EMPLOYEES AS PART OF THE SERVICE APPRECIATION PAY

[Legislation Text](#)

[AMEND RESOLUTION 343-21 SERVICE APPRECIATION PAY BUDGET ADJUSTMENT](#)

[BA_AMEND RESOLUTION 343-21 SERVICE APPRECIATION PAY BUDGET ADJUSTMENT](#)

- A.6 2021-1123 RENEW PUBLIC VACCINE INCENTIVE AND ESTABLISH COVID SICK BANK: A RESOLUTION AUTHORIZING MAYOR JORDAN TO RENEW A PROGRAM TO ENCOURAGE UNVACCINATED EMPLOYEES OF BUSINESSES IN FAYETTEVILLE AND FAYETTEVILLE RESIDENTS TO GET VACCINATED, AND TO ESTABLISH A COVID-19 SICK LEAVE BANK FOR CITY STAFF WITH A COVID-19 DIAGNOSIS TO COVER A 5 DAY QUARANTINE PERIOD

[Legislation Text](#)

[RENEW PUBLIC VACCINE INCENTIVE AND ESTABLISH COVID SICK BANK](#)

B. Unfinished Business

- B.1 2021-1027 RPZD-2021-005 (1032 S. RAZORBACK RD./THE RETREAT AT FAYETTEVILLE): AN ORDINANCE TO APPROVE A RESIDENTIAL PLANNED ZONING DISTRICT ENTITLED R-PZD 2021-0005 FOR APPROXIMATELY 13.65 ACRES LOCATED AT 1032 SOUTH RAZORBACK ROAD

[Legislation Text](#)

[RPZD-2021-005 \(1032 S. RAZORBACK RD./THE RETREAT AT FAYETTEVILLE\)](#)

- B.2 2021-1039 AMEND § 151.01 DEFINITIONS, § 164.19 ACCESSORY DWELLING UNITS (ADU) AND §164.22 CLUSTER HOUSING DEVELOPMENT: AN ORDINANCE TO AMEND § 151.01 DEFINITIONS, § 164.19 ACCESSORY DWELLING UNITS (ADU) AND §164.22 CLUSTER HOUSING DEVELOPMENT OF THE FAYETTEVILLE UNIFIED DEVELOPMENT CODE TO AMEND REQUIREMENTS FOR ACCESSORY DWELLING UNITS

[Legislation Text](#)

[AMEND § 151.01 DEFINITIONS, § 164.19 ACCESSORY DWELLING UNITS \(ADU\) AND §164.22 CLUSTER HOUSING DEVELOPMENT](#)

- B.3 2021-1099 AMEND THE RULES OF ORDER AND PROCEDURE: A RESOLUTION TO AMEND THE RULES OF ORDER AND PROCEDURE OF THE FAYETTEVILLE CITY COUNCIL CONCERNING PUBLIC COMMENTS

[Legislation Text](#)

[AMEND THE RULES OF ORDER AND PROCEDURE](#)

C. New Business

- C.1 2021-1097 AMEND FAYETTEVILLE CODE OF ORDINANCES: SHORT-TERM RENTAL DENSITY LIMITS: AN ORDINANCE TO AMEND §118.01 APPLICABILITY OF CHAPTER 118 BUSINESS REGISTRY AND LICENSES, CHAPTER 151 DEFINITIONS, AND CHAPTER 161 ZONING REGULATIONS OF THE UNIFIED DEVELOPMENT CODE TO PERMIT SHORT-TERM RENTALS IN ADDITIONAL ZONING DISTRICTS AND TO INCREASE THE ALLOWABLE NUMBER OF SHORT-TERM RENTALS IN ATTACHED RESIDENTIAL UNITS WHERE ADEQUATE FIRE PROTECTION IS PRESENT

[Legislation Text](#)

[AMEND FAYETTEVILLE CODE OF ORDINANCES: SHORT-TERM RENTAL DENSITY LIMITS](#)

- C.2 2022-0021 EMERGENCY SHELTERS FOR HOMELESS PERSONS: A RESOLUTION TO APPROVE A BUDGET ADJUSTMENT OF \$21,442.00 TO PARTIALLY FUND EMERGENCY SHELTERS FOR HOMELESS PERSONS PROVIDED BY 7HILLS HOMELESS CENTER, GENESIS CHURCH, CENTRAL UNITED METHODIST CHURCH AND NORTHWEST ARKANSAS CONTINUUM OF CARE WHEN THE SALVATION ARMY SHELTER AND OTHER SHELTERS ARE FULLY OCCUPIED DURING DANGEROUSLY COLD NIGHTS

[Legislation Text](#)

[EMERGENCY SHELTERS FOR HOMELESS PERSONS](#)

[BA_EMERGENCY SHELTERS FOR HOMELESS PERSONS](#)

- C.3 2022-0023 FACE MASKS IN PUBLIC SERVICE AREAS: AN ORDINANCE TO REQUIRE PERSONS TO WEAR FACE MASKS IN PUBLIC SERVICE AREAS IN CITY OWNED BUILDINGS AND PLACES OF PUBLIC ACCOMMODATION SUBJECT TO REASONABLE EXEMPTIONS

[Legislation Text](#)

[FACE MASKS IN PUBLIC SERVICE AREAS](#)

[City Attorney Memo](#)

D. City Council Agenda Session Presentations

- D.1 2022-0007 AGENDA SESSION PRESENTATION - AMERICAN RESCUE PLAN ACT UPDATE, SUSAN NORTON AND PAUL BECKER

[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.

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.