

City of Fayetteville, Arkansas

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



City Council Meeting

May 17, 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 Kinton Ward 2
Mike Wiederkehr Ward 2
Sloan Seroggin Ward 3
Sarah Bunch Ward 3
Teresa Turk Ward 4
Holly Hertzberg Ward 4

ELECTED OFFICIALS:
Mayor Lioneld Jordan
City Attorney Kit Williams
City Clerk Treasurer Kara Paxton

Zoom Information: Webinar ID: 818 4889 5709 Public Registration: <https://us06web.zoom.us/join/81848895709>

Call To Order

Roll Call

Pledge of Allegiance

Mayor's Announcements, Proclamations and Recognitions

City Council Meeting Presentations, Reports and Discussion Items

Proposed Agenda Additions

- 2022-0436 EXTENSION OF CITY'S SEWERAGE SYSTEM NEAR 1528 SOUTH ROBERTS ROAD: A RESOLUTION TO APPROVE AN EXTENSION OF THE CITY'S SEWERAGE SYSTEM BEYOND THE CITY LIMITS TO PROPERTY LOCATED AT OR NEAR 1528 SOUTH ROBERTS ROAD
[Legislation Text](#)
[EXTENSION OF CITY'S SEWERAGE SYSTEM NEAR 1528 SOUTH ROBERTS ROAD](#)

- 2022-0437 EXTENSION OF CITY'S SEWERAGE SYSTEM NEAR 903 SOUTH BALDWIN AVENUE: A RESOLUTION TO APPROVE AN EXTENSION OF THE CITY'S SEWERAGE SYSTEM BEYOND THE CITY LIMITS TO PROPERTY LOCATED AT OR NEAR 903 SOUTH BALDWIN AVENUE
[Legislation Text](#)
[EXTENSION OF CITY'S SEWERAGE SYSTEM NEAR 903 SOUTH BALDWIN AVENUE](#)

- 2022-0467 RESOLUTION TO EXPRESS THE CITY COUNCIL'S SYMPATHY A RESOLUTION TO EXPRESS THE CITY COUNCIL'S SYMPATHY FOR THE INNOCENT GROCERY STORE SHOPPERS IN BUFFALO, NEW YORK WHO WERE VICTIMS OF A HORRIFIC RACIST MURDERER
[Legislation Text](#)
[EXPRESS CITY COUNCIL SYMPATHY - SPONSORED BY COUNCIL MEMBER JONES](#)

A. Consent

- A.12021-1050 APPROVAL OF THE MAY 3, 2022 CITY COUNCIL MEETING MINUTES

[Legislation Text](#)

- A.22022-0302 ARKANSAS DEPARTMENT OF AERONAUTICS GRANT: A RESOLUTION TO AUTHORIZE THE ACCEPTANCE OF A 90/10 ARKANSAS DEPARTMENT OF AERONAUTICS GRANT IN THE AMOUNT OF \$135,000.00 FOR ROOF REPAIRS TO THE EAST SIDE T-HANGARS AT DRAKE FIELD AIRPORT, AND TO APPROVE A BUDGET ADJUSTMENT

[Legislation Text](#)

[ARKANSAS DEPARTMENT OF AERONAUTICS GRANT](#)
[BUDGET ADJUSTMENT](#)

- A.32022-0357 G & W DIESEL SERVICES, INC. D/B/A EVS: A RESOLUTION TO APPROVE THE PURCHASE OF SELF-CONTAINED BREATHING APPARATUS MASKS, PARTS AND RAPID INTERVENTION AIR PAKS FROM G & W DIESEL SERVICES, INC. D/B/A EVS IN THE AMOUNT OF \$49,249.58 PLUS ANY APPLICABLE TAXES AND SHIPPING CHARGES, PURSUANT TO A HOUSTON-GALVESTON AREA COUNCIL COOPERATIVE PURCHASING CONTRACT FOR USE BY THE FIRE DEPARTMENT

[Legislation Text](#)

[G & W DIESEL SERVICES, INC. D/B/A EVS](#)

- A.42022-0369 HAZMAT SERVICES REVENUE: A RESOLUTION TO APPROVE A BUDGET ADJUSTMENT IN THE AMOUNT OF \$11,306.00 RECOGNIZING HAZMAT SERVICES REVENUE RECEIVED FROM WASHINGTON COUNTY AND INCREASING THE RELATED EXPENSE BUDGET

[Legislation Text](#)

[HAZMAT SERVICES REVENUE](#)
[BUDGET ADJUSTMENT](#)

- A.52022-0396 G & W DIESEL SERVICES, INC. D/B/A EVS - 2019 FIREFIGHTING FACILITIES IMPROVEMENTS BOND PROJECT: A RESOLUTION TO APPROVE THE PURCHASE OF AIR CASCADE SYSTEMS AND PARTS FROM G & W DIESEL SERVICES, INC. D/B/A EVS IN THE AMOUNT OF \$93,084.72 PLUS ANY APPLICABLE TAXES AND SHIPPING CHARGES, PURSUANT TO A HOUSTON-GALVESTON AREA COUNCIL COOPERATIVE PURCHASING CONTRACT, FOR USE AT FIRE STATIONS #8 AND #9, AND TO APPROVE A BUDGET ADJUSTMENT - 2019 FIREFIGHTING FACILITIES IMPROVEMENTS BOND PROJECT

[Legislation Text](#)

[G & W DIESEL SERVICES, INC. D/B/A EVS - 2019 FIREFIGHTING FACILITIES IMPROVEMENTS BOND PROJECT](#)
[BUDGET ADJUSTMENT](#)

- A.62022-0366 RFQ #21-01 SELECTION #9, OLSSON, INC.: A RESOLUTION TO APPROVE A PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH OLSSON, INC., PURSUANT TO RFQ #21-01 SELECTION #9, IN THE AMOUNT OF \$201,840.00 FOR THE DEVELOPMENT OF A LAKE FAYETTEVILLE WATER QUALITY STUDY, AND TO APPROVE A BUDGET ADJUSTMENT

[Legislation Text](#)

[RFQ #21-01 SELECTION #9, OLSSON, INC.](#)
[BUDGET ADJUSTMENT](#)

- A.72022-0375 MCLELLAND CONSULTING ENGINEERS, INC. AMENDMENT - 2019 STREET IMPROVEMENTS BOND PROJECT: A RESOLUTION TO APPROVE AN AMENDMENT TO THE PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH MCLELLAND CONSULTING ENGINEERS, INC. IN THE AMOUNT OF \$23,130.00 FOR ADDITIONAL WORK FOR THE ZION ROAD - VANTAGE TO CROSSOVER PROJECT, AND TO APPROVE A BUDGET ADJUSTMENT - 2019 STREET IMPROVEMENTS BOND PROJECT

[Legislation Text](#)

[MCLELLAND CONSULTING ENGINEERS, INC. AMENDMENT - 2019 STREET IMPROVEMENTS BOND PROJECT](#)
[BUDGET ADJUSTMENT](#)

- A.82022-0403 AEP/SWPECO, CENTER/HARMON INTERSECTION PROJECT - 2019 STREET IMPROVEMENT BOND PROJECT: A RESOLUTION TO AUTHORIZE A CONTRACT WITH AEP/SWPECO FOR UTILITY RELOCATIONS ASSOCIATED WITH THE CENTER/HARMON INTERSECTION PROJECT, WITH THE AMOUNT TO BE PAID BY THE CITY OF FAYETTEVILLE NOT TO EXCEED \$53,630.80, AND TO APPROVE A BUDGET ADJUSTMENT - 2019 STREET IMPROVEMENT BOND PROJECT

[Legislation Text](#)

[AEP/SWPECO, CENTER/HARMON INTERSECTION PROJECT - 2019 STREET IMPROVEMENT BOND PROJECT](#)
[BUDGET ADJUSTMENT](#)

- A.92022-0377 GARVER, LLC AMENDMENT NO. 1 - 2019 TRANSPORTATION BOND PROJECT: A RESOLUTION TO APPROVE AMENDMENT NO. 1 TO THE PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH GARVER, LLC IN THE AMOUNT OF \$25,400.00 FOR CONSTRUCTION PHASE SERVICES ASSOCIATED WITH THE ARCHIBALD YELL BOULEVARD IMPROVEMENTS PROJECT, AND TO APPROVE A BUDGET ADJUSTMENT - 2019 TRANSPORTATION BOND PROJECT

[Legislation Text](#)

[GARVER, LLC AMENDMENT NO. 1 - 2019 TRANSPORTATION BOND PROJECT](#)
[BUDGET ADJUSTMENT](#)

- A.102022-0388 ADVANCED EXERCISE FITNESS SOLUTIONS: A RESOLUTION TO AUTHORIZE THE PURCHASE OF GYM EQUIPMENT FOR THE NEW POLICE HEADQUARTERS BUILDING FROM ADVANCED EXERCISE FITNESS SOLUTIONS, PURSUANT TO A SOURCEWELL COOPERATIVE PURCHASING CONTRACT, IN THE AMOUNT OF \$95,178.04 PLUS ANY APPLICABLE TAXES AND SHIPPING CHARGES, TO AUTHORIZE FUTURE PURCHASES ON AN AS-NEEDED BASIS THROUGH OCTOBER 1, 2024, AND ANY FUTURE RENEWAL PERIODS, AND TO APPROVE A BUDGET ADJUSTMENT

[Legislation Text](#)

[ADVANCED EXERCISE FITNESS SOLUTIONS](#)
[BUDGET ADJUSTMENT](#)

- A.112022-0386 PATTERSON-POPE: A RESOLUTION TO AUTHORIZE THE PURCHASE OF SPACESAVER MOBILE STORAGE SYSTEMS AND SHELVING FOR THE NEW POLICE HEADQUARTERS BUILDING FROM PATTERSON-POPE AND OTHER DEALERS, PURSUANT TO A SOURCEWELL COOPERATIVE PURCHASING CONTRACT, IN THE AMOUNT OF \$253,919.34 PLUS ANY APPLICABLE TAXES AND SHIPPING CHARGES, AND TO AUTHORIZE FUTURE PURCHASES ON AN AS-NEEDED BASIS THROUGH MARCH 25, 2024, AND ANY FUTURE RENEWAL PERIODS

[Legislation Text](#)

[PATTERSON-POPE](#)

- A.122022-0390 RFQ 22-02, CONNORS AND WINTERS, LLP: A RESOLUTION TO AUTHORIZE A CONTRACT WITH CONNER & WINTERS, LLP, PURSUANT TO RFQ 22-02, TO PROVIDE LEGAL SERVICES FOR PUBLIC-PRIVATE PARTNERSHIPS, NEGOTIATIONS, CONTRACTS, AND CLOSING DOCUMENTS OVER A 5 YEAR PERIOD, AND TO APPROVE A BUDGET ADJUSTMENT

[Legislation Text](#)

[RFQ 22-02, CONNORS AND WINTERS, LLP](#)
[BUDGET ADJUSTMENT](#)

- A.132022-0405 TECHNOLOGY SOLUTIONS PRODUCTS, TIPS COOPERATIVE PURCHASING: A RESOLUTION TO AUTHORIZE THE PURCHASE OF TECHNOLOGY SOLUTIONS, PRODUCTS, AND SERVICES FROM AUTHORIZED RESELLERS, PURSUANT TO A TIPS COOPERATIVE PURCHASING CONTRACT, ON AN AS NEEDED BASIS THROUGH MARCH 31, 2027 AND ANY FUTURE RENEWAL PERIODS

[Legislation Text](#)

[TECHNOLOGY SOLUTIONS PRODUCTS, TIPS COOPERATIVE PURCHASING](#)

- A.142022-0392 ARKANSAS DEPARTMENT OF TRANSPORTATION AND NORTHWEST ARKANSAS REGIONAL PLANNING COMMISSION: A RESOLUTION TO EXPRESS THE WILLINGNESS OF THE CITY OF FAYETTEVILLE TO APPLY FOR FEDERAL-AID TRANSPORTATION ALTERNATIVE PROGRAM FUNDS THROUGH THE ARKANSAS DEPARTMENT OF TRANSPORTATION AND THROUGH THE NORTHWEST ARKANSAS REGIONAL PLANNING COMMISSION IN THE AMOUNT OF \$500,000.00 EACH FOR THE TRANSPORTATION ELEMENTS ASSOCIATED WITH THE I-49 AND MARTIN LUTHER KING JUNIOR BOULEVARD INTERCHANGE PROJECT, AND TO APPROVE A CITY MATCH OF \$125,000.00 FOR EACH GRANT

[Legislation Text](#)

[ARKANSAS DEPARTMENT OF TRANSPORTATION AND NORTHWEST ARKANSAS REGIONAL PLANNING COMMISSION](#)

- A.152022-0401 GENERAL MOTORS FOR CHEVROLET TAHOES: A RESOLUTION TO APPROVE THE PURCHASE OF TWELVE CHEVROLET TAHOES FROM GENERAL MOTORS OR ITS AUTHORIZED DEALERS, PURSUANT TO ORDINANCE 6491, IN THE TOTAL AMOUNT OF \$562,891.68, AND TO APPROVE A BUDGET ADJUSTMENT

[Legislation Text](#)

[GENERAL MOTORS FOR CHEVROLET TAHOES](#)
[BUDGET ADJUSTMENT](#)

- A.162022-0402 LAKE FAYETTEVILLE REGIONAL PARK TRAILS GRANT APPLICATION: A RESOLUTION TO EXPRESS THE WILLINGNESS OF THE CITY OF FAYETTEVILLE TO APPLY FOR AND UTILIZE FEDERAL-AID RECREATIONAL TRAILS PROGRAM FUNDS IN THE AMOUNT OF \$250,000.00 FOR IMPROVEMENTS TO LAKE FAYETTEVILLE REGIONAL PARK TRAILS, AND TO APPROVE A CITY MATCH OF \$62,500.00 FOR THE PROJECT

[Legislation Text](#)

[LAKE FAYETTEVILLE REGIONAL PARK TRAILS GRANT APPLICATION](#)

B. Unfinished Business: None

C. New Business

- C.12022-0393 NELSON BYRD WOLTZ, LLC CHANGE ORDER NO. 6: A RESOLUTION TO APPROVE CHANGE ORDER NO. 6 TO THE CONTRACT WITH NELSON BYRD WOLTZ, LLC IN THE AMOUNT OF \$999,510.00 TO PROVIDE PROFESSIONAL LANDSCAPE ARCHITECTURE SERVICES FOR THE UPPER RAMBLE AND ADDITIONAL CONSTRUCTION ADMINISTRATION SERVICES FOR THE LOWER RAMBLE IN THE CULTURAL ARTS CORRIDOR, TO APPROVE A LOAN OF \$988,070.00 FROM THE GENERAL FUND TO THE ARTS CORRIDOR 2022 BOND FUND TO BE REIMBURSED WHEN THE BONDS ARE ISSUED, AND TO APPROVE A BUDGET ADJUSTMENT

[Legislation Text](#)

[NELSON BYRD WOLTZ, LLC CHANGE ORDER NO. 6](#)
[BUDGET ADJUSTMENT](#)

- C.22022-0376 BID #22-29 BENCHMARK CONSTRUCTION OF NWA, INC.: A RESOLUTION TO AWARD BID #22-29 AND AUTHORIZE A CONTRACT WITH BENCHMARK CONSTRUCTION OF NWA, INC. IN THE AMOUNT OF \$2,995,576.53 FOR THE CONSTRUCTION OF THE ARCHIBALD YELL BOULEVARD IMPROVEMENTS PROJECT, TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$300,000.00, AND TO APPROVE A BUDGET ADJUSTMENT - 2019 STREET IMPROVEMENT BOND PROJECT

[Legislation Text](#)

[BID #22-29 BENCHMARK CONSTRUCTION OF NWA, INC](#)
[BUDGET ADJUSTMENT](#)

- C.32022-0395 RZN 2022-014 (W. VELDA CT. AND W. RUTLEDGE LN./NICHOLAS CORTER LLC): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 22-014 LOCATED BETWEEN WEST VELDA COURT AND WEST RUTLEDGE LANE IN WARD 1 FOR APPROXIMATELY 0.61 ACRES FROM RSF-4, RESIDENTIAL SINGLE FAMILY, 4 UNITS PER ACRE TO NC, NEIGHBORHOOD CONSERVATION

[Legislation Text](#)

[RZN 2022-014 \(W. VELDA CT. AND W. RUTLEDGE LN./NICHOLAS CORTER LLC\)](#)

- C.42022-0397 RZN 2022-015 (W. RUTLEDGE LN. AND S. OAK RD./NICHOLAS CORTER LLC): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 22-015 LOCATED AT WEST RUTLEDGE LANE AND SOUTH OAK ROAD IN WARD 1 FOR APPROXIMATELY 0.43 ACRES FROM RSF-4, RESIDENTIAL SINGLE FAMILY, 4 UNITS PER ACRE TO RSF-18, RESIDENTIAL SINGLE-FAMILY, 18 UNITS PER ACRE

[Legislation Text](#)

[RZN 2022-015 \(W. RUTLEDGE LN. AND S. OAK RD./NICHOLAS CORTER LLC\)](#)

- C.52022-0398 RZN 2022-016 (2914 W. RUTLEDGE LN./NICHOLAS CORTER LLC): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 22-016 LOCATED AT 2914 WEST RUTLEDGE LANE IN WARD 1 FOR APPROXIMATELY 0.41 ACRES FROM RSF-4, RESIDENTIAL SINGLE FAMILY, 4 UNITS PER ACRE TO RSF-18, RESIDENTIAL SINGLE-FAMILY, 18 UNITS PER ACRE

[Legislation Text](#)

[RZN 2022-016 \(2914 W. RUTLEDGE LN./NICHOLAS CORTER LLC\)](#)

- C.62022-0400 RZN 2022-018 (1320 E. HUNTSVILLE RD./MARTENS): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 22-018 LOCATED AT 1320 EAST HUNTSVILLE ROAD IN WARD 1 FOR APPROXIMATELY 1.20 ACRES FROM RSF-4, RESIDENTIAL SINGLE FAMILY, 4 UNITS PER ACRE TO RI-U, RESIDENTIAL INTERMEDIATE-URBAN

[Legislation Text](#)

[RZN 2022-018 \(1320 E. HUNTSVILLE RD./MARTENS\)](#)

D. City Council Agenda Session Presentations

E. City Council Tour Nicholas Corter, LLC Rezoning Tour (Agenda Items 2022-0395, -0397, and 0398) Date: May 16th, 2022, Time: 4:30 PM, Address: Unaddressed; West end of W. Rutledge Lane, Parking: Parking is available on-site and on-street at the west end of Rutledge Lane, Request: Rezone three parcels totaling approximately 1.45 acres from RSF-4, Residential Single-family, 4 Units per Acre, to NC, Neighborhood Conservation and RSF-18, Residential Single-family, 18 units per acre.

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 for 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 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 discuss the agenda item being considered by the City Council. 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 person to speak by unanimous consent or majority vote. As part of the public's public comments allowed above, the speaker may use electronic visual aids during their five (5) minutes presentation period concerning the agenda item being considered by the City Council. 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 comments that are harassing or amount to a personal attack against any identifiable individual including abusive comments and derogatory remarks about integrity or offer any other comments that are also not limited to the discussion of the specific agenda item being considered by the City Council. 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.