

City of Fayetteville, Arkansas

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



Meeting Agenda - Final Agenda

Tuesday, February 2, 2016

5:30 PM

City Hall Room 219

City Council Meeting

Adella Gray Ward 1
Sarah Marsh Ward 1
Mark Kinion Ward 2
Matthew Petty Ward 2
Justin Tennant Ward 3
Martin W. Schoppmeyer, Jr. Ward 3
John S. La Tour Ward 4
Alan Long Ward 4

ELECTED OFFICIALS:
Mayor Lioneld Jordan
City Attorney Kit Williams
City Clerk Sondra Smith

Call To Order**Roll Call****Pledge of Allegiance****Mayor's Announcements, Proclamations and Recognitions**1. [2016-0049](#)**BARRETT BABER PROCLAMATION****City Council Meeting Presentations, Reports and Discussion Items:****Agenda Additions:****A. Consent:**A. 1 [2015-0640](#)

APPROVAL OF THE JANUARY 19, 2016 CITY COUNCIL MEETING MINUTES.

A. 2 [2016-0003](#)**ANIMAL SERVICES DONATION REVENUE:**

A RESOLUTION TO APPROVE A BUDGET ADJUSTMENT IN THE AMOUNT OF \$21,573.00 REPRESENTING DONATION REVENUE TO ANIMAL SERVICES RECEIVED DURING THE THIRD AND FOURTH QUARTERS OF 2015

Attachments:[2016-0003](#)[BA- 3+4 qtr 2015](#)A. 3 [2016-0021](#)**LEWIS AUTOMOTIVE GROUP OF FAYETTEVILLE:**

A RESOLUTION TO APPROVE THE PURCHASE OF A 2016 DODGE RAM 1500 TRADESMAN QUAD CAB 4X4 FROM LEWIS AUTOMOTIVE GROUP OF FAYETTEVILLE IN THE AMOUNT OF \$22,995.00, PURSUANT TO A STATE PROCUREMENT CONTRACT, FOR USE BY THE ENGINEERING DIVISION

Attachments:[SRP - Engineering Dodge Ram](#)

A. 4 [2016-0016](#)**BID #16-18 UTILITY SERVICE COMPANY, INC.:**

A RESOLUTION TO AWARD BID #16-18 AND AUTHORIZE A CONTRACT WITH UTILITY SERVICE COMPANY, INC. IN THE AMOUNT OF \$1,133,510.00 FOR THE BAXTER AND MOUNT SEQUOYAH TANK REHABILITATION IMPROVEMENTS PROJECT, TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$113,351.00, AND TO APPROVE A BUDGET ADJUSTMENT

Attachments: [Baxter and Mt. Sequoyah Tank Rehab Legistar Packet](#)
[BA - Baxter and Mt Sequoyah Tank Rehab](#)

A. 5 [2016-0005](#)**ENVIRONMENTAL CONSULTING OPERATIONS, INC.
AMENDMENT NO. 2:**

A RESOLUTION TO APPROVE AMENDMENT NO. 2 TO THE CONTRACT WITH ENVIRONMENTAL CONSULTING OPERATIONS, INC. IN THE AMOUNT OF \$50,000.00 FOR WETLANDS MITIGATION SITE MONITORING AND MANAGEMENT THROUGH 2016

Attachments: [ECO Woolsey Legistar Packet](#)

A. 6 [2016-0017](#)**KEE, LLC AND SERVPRO OF FAYETTEVILLE/SPRINGDALE:**

A RESOLUTION PURSUANT TO FAYETTEVILLE CODE OF ORDINANCES SECTION 39.10(C)(4) TO AUTHORIZE THE MAYOR TO PAY THE AMOUNT OF \$11,695.64 TO KEE, LLC AND \$5,290.40 TO SERVPRO OF FAYETTEVILLE/SPRINGDALE FOR A WASTEWATER DAMAGE CLAIM ARISING AT 620 N. ROCKCLIFF ROAD

Attachments: [Rockcliff Rd 620 \(Elsass\) Legistar Packet](#)

A. 7 [2016-0012](#)**PRECISION RESCUE, LLC DONATION REVENUE:**

A RESOLUTION TO APPROVE A BUDGET ADJUSTMENT IN THE AMOUNT OF \$200.00 REPRESENTING DONATION REVENUE FROM PRECISION RESCUE, LLC TO THE FAYETTEVILLE FIRE DEPARTMENT FOR THE ANNUAL EMPLOYEE SERVICE AWARDS EVENT

Attachments: [SRF_SRM_Donation Revenue received from Precision Rescue LLC](#)
[BA BUDGET ADJUSTMENT FORM Donation Revenue Feb. 2016 Council M](#)

A. 8 [2016-0013](#)**FAYETTEVILLE FIREFIGHTERS ASSOCIATION DONATION REVENUE:**

A RESOLUTION TO APPROVE A BUDGET ADJUSTMENT IN THE AMOUNT OF \$750.00 REPRESENTING DONATION REVENUE FROM THE FAYETTEVILLE FIREFIGHTERS ASSOCIATION TO THE FAYETTEVILLE FIRE DEPARTMENT FOR THE ANNUAL EMPLOYEE SERVICE AWARDS EVENT

Attachments:

[SRF_SRM_Donation Revenue Fayetteville Firefighters Association](#)

[BA_BUDGET_ADJUSTMENT_FORM_Donation Revenue Feb. 2016 Council Iv](#)

A. 9 [2016-0011](#)**GRANT THORNTON LLP:**

A RESOLUTION TO APPROVE A CONTRACT WITH GRANT THORNTON LLP IN THE AMOUNT OF \$97,500.00 TO PROVIDE INDEPENDENT AUDIT SERVICES TO THE CITY OF FAYETTEVILLE

Attachments:

[2016-0011 Audit engagement contract](#)

A. 10 [2016-0025](#)**PACIFIC VET GROUP-USA, INC.:**

A RESOLUTION TO APPROVE A BUDGET ADJUSTMENT FOR 2015 TO APPROPRIATE THE NON-CASH REPURCHASE OF APPROXIMATELY 24 ACRES IN THE FAYETTEVILLE COMMERCE DISTRICT FROM PACIFIC VET GROUP-USA, INC.

Attachments:

[2016-0025 Pacific Vet Group Budget](#)

[2016-0025 BA_BUDGET_ADJUSTMENT_FORM_LEGISTAR](#)

A. 11 [2016-0024](#)**FRANK SHARUM LANDSCAPE DESIGN, INC.:**

A RESOLUTION TO AWARD BID #16-17 AND AUTHORIZE A CONTRACT WITH FRANK SHARUM LANDSCAPE DESIGN, INC. IN THE AMOUNT OF \$148,743.00 FOR THE INSTALLATION OF TREES AND SHRUBS WITHIN THE MEDIANS OF CROSSOVER ROAD AND VAN ASCHE DRIVE, AND TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$15,000.00

Attachments:

[2016-0024 Crossover \(II\) and Van Asche Tree Planting](#)

A. 12 [2016-0026](#)**EWING SIGNAL CONSTRUCTION, LLC:**

A RESOLUTION TO APPROVE A CONTRACT WITH EWING SIGNAL CONSTRUCTION, LLC OF NIXA, MISSOURI IN THE AMOUNT OF \$100,041.50 FOR THE CONSTRUCTION OF A TRAFFIC SIGNAL AT THE INTERSECTION OF VAN ASCHE DRIVE AND GARLAND AVENUE (HIGHWAY 112), AND TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$10,000.00

Attachments: [Legistar 2016-0026](#)

A. 13 [2016-0037](#)**ARKANSAS HIGHWAY AND TRANSPORTATION DEPARTMENT:**

A RESOLUTION TO APPROVE A PAYMENT OF \$359,587.42 TO THE ARKANSAS HIGHWAY AND TRANSPORTATION DEPARTMENT FOR THE DESIGN AND CONSTRUCTION OF THE HIGHWAY 45/OLD WIRE ROAD SIGNAL AND INTERSECTION IMPROVEMENTS PROJECT

Attachments: [Legistar 2016-0037](#)

A. 14 [2016-0023](#)**GULF COAST HIGH INTENSITY DRUG TRAFFICKING AREA FUNDING:**

A RESOLUTION TO APPROVE A BUDGET ADJUSTMENT RECOGNIZING FUNDING FROM THE GULF COAST HIGH INTENSITY DRUG TRAFFICKING AREA IN THE AMOUNT OF \$136,992.00 FOR THE POLICE DEPARTMENT

Attachments: [SRP - 2016 HIDTA](#)
 [BA - 2016 HIDTA](#)

B. Unfinished Business: None**C. New Business:**

C. 1 [2016-0022](#)**IN-HOUSE PAVEMENT IMPROVEMENTS PROJECT:**

A RESOLUTION TO APPROVE A BUDGET ADJUSTMENT REAPPROPRIATING FUNDS IN THE AMOUNT OF \$500,000.00 FROM THE WILLOW BEND DEVELOPMENT COST SHARE PROJECT TO THE IN-HOUSE PAVEMENT IMPROVEMENTS PROJECT FOR 2016

Attachments: [SRF 2016-0022](#)
 [BA 2016-0022](#)

C. 2 [2016-0010](#)**RESCUE PHONE, INC.:**

AN ORDINANCE TO WAIVE THE REQUIREMENTS OF FORMAL COMPETITIVE BIDDING AND AUTHORIZE THE PURCHASE OF A CRISIS RESPONSE SYSTEM FROM RESCUE PHONE, INC. IN THE AMOUNT OF \$22,985.00 PLUS APPLICABLE TAXES FOR USE BY THE POLICE DEPARTMENT, AND TO APPROVE A BUDGET ADJUSTMENT

Attachments: [Agenda - Crisis Response System](#)
 [BA - Crisis Response System](#)

C. 3 [2016-0031](#)**RZN 15-5268 (NORTH OF 812 S. COLLEGE AVE./CAMERON):**

AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 15-5268 FOR APPROXIMATELY 0.53 ACRES LOCATED NORTH OF 812 SOUTH COLLEGE AVENUE FROM NC, NEIGHBORHOOD CONSERVATION TO RSF-18, RESIDENTIAL SINGLE FAMILY, 18 UNITS PER ACRE

Attachments: [15-5268 CC reports](#)

C. 4 [2016-0030](#)**VAC 15-5277 (327 S. WEST AVE./HABITAT FOR HUMANITY, WASHINGTON COUNTY):**

AN ORDINANCE TO APPROVE VAC 15-5277 SUBMITTED BY SPECIALIZED REAL ESTATE, INC. FOR PROPERTY LOCATED AT 327 SOUTH WEST AVENUE TO VACATE PORTIONS OF STREET AND ALLEY RIGHTS-OF-WAY

Attachments: [CC pack](#)

C. 5 [2016-0032](#)**VAC 15-5279 (660 W. MLK BLVD./WALMART NEIGHBORHOOD MARKET):**

AN ORDINANCE TO APPROVE VAC 15-5279 SUBMITTED BY CEI ENGINEERING ASSOCIATES, INC. FOR PROPERTY LOCATED AT 660 WEST MARTIN LUTHER KING BOULEVARD TO VACATE PORTIONS OF UTILITY EASEMENTS

Attachments: [15-5279 Full Report](#)

C. 6 [2016-0027](#)**VAC 15-5281 (1211 W. JAMES ST./HAVEN CAMPUS COMMUNITIES):**

AN ORDINANCE TO APPROVE VAC 15-5281 SUBMITTED BY BLEW AND ASSOCIATES, INC. FOR PROPERTY LOCATED AT 1211 WEST JAMES STREET TO VACATE PORTIONS OF UTILITY AND DRAINAGE EASEMENTS

Attachments: [15-5281 Full Report](#)

C. 7 [2016-0028](#)**ADM 15-5270 (SOUTHWEST CORNER OF PERSIMMION AND MOUNTAIN RANCH/PARKHILL AT MOUNTAIN RANCH PZD MODIFICATION):**

AN ORDINANCE TO MODIFY R-PZD, RESIDENTIAL PLANNED ZONING DISTRICT 12-4284 (PARKHILL AT MOUNTAIN RANCH) TO SLIGHTLY REDUCE THE TOTAL AREA AND THE NUMBER OF LOTS AND TO REPLACE AN ALLEY WITH SHARED DRIVEWAYS

Attachments: [15-5270 CC reports](#)

D. City Council Agenda Session Presentations:**E. City Council Tour:****F. Announcements:****G. Adjournment**

NOTICE TO MEMBERS OF THE AUDIENCE

All interested persons may address the City Council on agenda items of New and Old Business. Please wait for the Mayor to request public comment and then come to the podium, give your name, address, and comments about the agenda item. Please address only the Mayor. Questions are usually answered by the Mayor, Aldermen or Staff after the public comment period is over. Please keep your comments brief and respectful. Each person is only allowed one turn at the microphone for discussion of an agenda item.

All cell phones must be silenced and may not be used within the City Council Chambers.

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.

Old 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. Staff and applicants may use electronic visual aids in a City Council meeting as part of their presentation.

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. No electronic visual aid presentations shall be allowed, but 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 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 Aldermen. 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 Aldermen 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 an Alderman 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 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 at www.fayetteville-ar.gov or in the office of the City Clerk, 113 W. Mountain, Fayetteville, Arkansas.