

Mayor Lioneld Jordan
City Attorney Kit Williams
City Clerk Sondra Smith



Aldermen

Ward 1 Position 1 – Adella Gray
Ward 1 Position 2 – Sarah Marsh
Ward 2 Position 1 – Mark Kinion
Ward 2 Position 2 – Matthew Petty
Ward 3 Position 1 – Justin Tennant
Ward 3 Position 2 – Martin W. Schoppmeyer, Jr.
Ward 4 Position 1 – Rhonda Adams
Ward 4 Position 2 – Alan T. Long

**Tentative Agenda
City of Fayetteville Arkansas
City Council Meeting
November 19, 2013**

A meeting of the Fayetteville City Council will be held on November 19, 2013 at 6:00 PM in Room 219 of the City Administration Building located at 113 West Mountain Street, Fayetteville, Arkansas.

Call to Order

Roll Call

Pledge of Allegiance

Mayor's Announcements, Proclamations and Recognitions:

City Council Meeting Presentations, Reports, and Discussion Items:

Agenda Additions:

A. Consent:

1. Approval of the November 05, 2013 City Council meeting minutes.

2. **Watershed Conservation Resources Center (WCRC) Task Order No. 5:** A resolution approving Task Order No. 5 with the Watershed Conservation Resources Center (WCRC) for the City to pay \$195,707.00 to restore White River stream bank near the Noland Wastewater Treatment Facility.

- 3.2013 Bulletproof Vest Partnership Program:** A resolution authorizing acceptance of a fifty percent (50%) matching grant award from the 2013 Bulletproof Vest Partnership Program in the amount of \$4,644.00 for the replacement of body armor vests for Fayetteville police officers, and approving a budget adjustment.
- 4.Federal and State Law Enforcement Forfeitures:** A resolution approving a budget adjustment in the total amount of \$176,211.00 recognizing federal and state law enforcement forfeiture revenue received through October 2013 and increasing the related expense budget.
- 5.Washington County Jail Services Interlocal Agreement:** A resolution approving an amendment to the jail services interlocal agreement with Washington County, Arkansas, continuing fees at \$60.00 per booked prisoner for calendar year 2014.
- 6.Police Department Policies:** A resolution approving Fayetteville Police Department policies 1.2.4 Domestic Violence, 33.1 Training, 41.2.8 Vehicular Pursuit, 41.2.11 Use of Department Vehicles, 61.1 Traffic Enforcement and 61.3 Traffic Direction and Control.
- 7.Animal Services Donation Revenue:** A resolution approving a budget adjustment in the amount of \$1,900.00 recognizing revenue from the Friends of the Fayetteville Animal Shelter for stainless steel countertops and other improvements to the Animal Shelter clinic area, play yard and dog park.
- 8.Community Access Television, Inc. (dba Your Media) Contract:** A resolution approving the annual extension of the contract with Community Access Television, Inc. dba Your Media in the amount of \$105,000.00 for the provision of public access television services and the operation of the public access television channel through 2014.
- 9.Grant Thornton, LLP:** A resolution approving a contract with Grant Thornton LLP in the amount of \$85,000.00 to provide independent audit services to the City of Fayetteville.
- 10.Aviation Gasoline:** A resolution approving a budget adjustment in the total amount of \$39,682.00 to increase the airport budget for aviation gasoline.

B. Unfinished Business: None

C. Public Hearing:

- 1. Van Asche Drive Construction Project Condemnation and Possession:** A resolution authorizing the city attorney to seek condemnation and possession of certain lands owned by Dale & Martha Benedict, David Clark McClinton, the Kimbrough Family Revocable Trust and Tomlinson Asphalt Company needed for the Van Asche Drive Construction Project.

D. New Business:

- 1. 2013 Cops Hiring Program:** A resolution authorizing acceptance of a 2013 Cops Hiring Program matching grant in the total amount of \$723,494.00 to fund three (3) police officers for a period of four (4) years with the matching requirement split proportionally between the City and the Fayetteville School District, and approving a budget adjustment.
- 2. 2014 Annual Budget and Work Program:** A resolution adopting the 2014 Annual Budget and Work Program.
- 3. VAC 13-4516 (Brenda Drive, Court and Walton Street/University of Arkansas):** An ordinance approving VAC 13-4516 submitted by Development Consultants, Incorporated for property located west of Razorback Road and north of Center Street to vacate the right-of-way of Brenda Drive, Court Street, Walton Street, and a thirty foot wide alley off of Hotz Drive.
- 4. ADM 13-4512 (Wedington Drive and Salem Road/Forest Hills PZD Modification to Planning Area 2):** An ordinance amending a Residential Planned Zoning District entitled R-PZD 07-2793 Forest Hills to revise the concept plan and zoning criteria for Planning Area Two, reducing the number of dwelling units from 100 units to 72 units and removing the requirement for vertical mixed-use buildings.
- 5. ADM 13-4513 (Wedington Drive and Salem Road/Forest Hills PZD Modification to Planning Area 5):** An ordinance amending a Residential Planned Zoning District entitled R-PZD 07-2793 Forest Hills to revise the concept plan and zoning criteria for Planning Area Five, reducing the number of dwelling units from 60 units to 31 units and amending the housing type from townhouses to detached single-family houses.
- 6. ADM 13-4450 (Pratt Place Inn):** An ordinance amending a Commercial Planned Zoning District entitled C-PZD 05-1670 Pratt Place Inn, to revise the hours of operation as listed in Section 1.
- 7. New Fayetteville Planning Area:** A resolution to confirm the approval of the Planning Commission and to designate the attached map and described boundary as the new Fayetteville Planning Area.
- 8. Amend Chapter 178:** An ordinance to repeal §178.03 Sidewalk Vendors and enact a replacement §178.03 Sidewalk Vendors and Food Trucks and to repeal §178.04 Outdoor Mobile Vendors Located on Private Property and enact a replacement §178.04 Outdoor Mobile Vendors Located on Private Property.
- 9. Huntsville Road City Property:** A resolution to amend the 2030 Future Land Use Map to change the city owned parcel of the former Tyson plant on Huntsville

Road from Civic Institutional to City Neighborhood and to express the City Council's support to request proposals for the sale and development of the remaining acreage.

10. Instrument & Supply, Inc.: An ordinance waiving the requirements of formal competitive bidding and approving an agreement with Instrument & Supply, Inc. for the purchase of a JWC Channel Monster in the total amount of \$192,342.36, and approving a budget adjustment.

11. CH2M Hill Engineers, Inc. Amendment No. 4: A resolution approving contract Amendment No. 4 with CH2M Hill Engineers, Inc. in the amount of \$7,441,428.00 for operation, maintenance, management and engineering services for city wastewater treatment facilities and systems in 2014 subject to approval of the 2014 annual city budget and work program, and approving a \$70,000.00 contract contingency.

E. City Council Agenda Session Presentations:

1.Economic Development Report: Chung Tan, Chamber of Commerce

F. City Council Tour:

1.December 2, 2103 – 4:00 PM – Mt. Kessler

G. Announcements:

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 575-8330.

A copy of the complete City Council agenda is available at accessfayetteville.org or in the office of the City Clerk, 113 W. Mountain, Fayetteville, Arkansas.