

Alderman Adella Gray  
Ward 1 Position 1

Alderman Sarah Marsh  
Ward 1 Position 2

Alderman Mark Kinion  
Ward 2 Position 1

Alderman Matthew Petty  
Ward 2 Position 2



Mayor Lioneld Jordan  
City Attorney Kit Williams  
City Clerk Sondra E. Smith

Alderman Justin Tennant  
Ward 3 Position 1

Alderman Martin W. Schoppmeyer, Jr.  
Ward 3 Position 2

Alderman Rhonda Adams  
Ward 4 Position 1

Alderman Alan T. Long  
Ward 4 Position 2

## **Final Agenda**

### **City of Fayetteville Arkansas**

### **City Council Meeting**

### **October 07, 2014**

A meeting of the Fayetteville City Council will be held on October 07, 2014 at 5:30 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:**

##### **1. Bi Monthly Report on Public Transportation**

#### **Agenda Additions:**

##### **A. Consent:**

1. Approval of the August 19-20, 2014 and September 02, 2014 City Council meeting minutes.

2. **Paige Mulhollan Waterfowl Blind:** A resolution to honor Paige Mulhollan by naming the waterfowl blind to be constructed at Lake Fayetteville Park the Paige Mulhollan Waterfowl Blind.
3. **Bid #14-31 Cummins Mid-South:** A resolution to award Bid #14-31 and authorize a generator preventative maintenance contract with Cummins Mid-South in the amount of \$15,040 per year plus non-scheduled service calls at the rate of \$115.20 per hour.
4. **2014-2015 Selective Traffic Enforcement Program (STEP) grant:** A resolution to authorize acceptance of a 2014-2015 Selective Traffic Enforcement Program (STEP) grant award in the amount of \$116,900.00, and to approve a budget adjustment.
5. **Arkansas State Police Special State Asset Forfeiture Grant:** A resolution to authorize acceptance of a non-matching Arkansas State Police Special State Asset Forfeiture Grant in the amount of \$36,069.00 for the purchase of a covert cellular wire and two (2) undercover drug enforcement vehicles, and to approve a budget adjustment.
6. **Bid #14-52 Teeco Safety, Inc.:** A resolution to award Bid #14-52 to Teeco Safety, Inc., to authorize the immediate purchase of twelve (12) replacement tactical body armor vests for emergency response team officers in the amount of \$23,580.00 plus applicable taxes, and to authorize the purchase of body armor vests as needed through 2019 for use by the Police Department.
7. **Bid #14-53 Cameron Bridge Works, LLC:** A resolution to award Bid #14-53 and authorize the purchase of a prefabricated steel bridge from Cameron Bridge Works, LLC of Elmira, New York in the amount of \$53,991.00 plus applicable taxes for installation over Town Branch Creek as part of the Frisco Trail extension.
8. **McClelland Consulting Engineers, Inc.:** A resolution to approve a professional engineering services agreement with McClelland Consulting Engineers, Inc. for engineering design and bidding services for the Ramsey and Overcrest Sanitary Sewer Rehabilitation Project in an amount not to exceed \$228,644.00, and to approve a budget adjustment.
9. **Grubbs, Hoskyn, Barton & Wyatt, Inc.:** A resolution to authorize a contract with Grubbs, Hoskyn, Barton & Wyatt, Inc. for materials testing and construction observation services on the Spring Street Parking Deck Project in an amount not to exceed \$120,000.00.
10. **Garver, LLC Amendment No. 3:** A resolution to approve Amendment No. 3 to the contract with Garver, LLC for construction administration services on the Spring Street Parking Deck Project in an amount not to exceed \$168,600.00.

**B. Unfinished Business: None**

### **C. New Business:**

- 1. Special Referendum Election Ordinance No. 5703:** A resolution to set the date for the special election for the referendum election on Ordinance No. 5703 which enacted Chapter 119 of the Fayetteville code to create a process for the protection of civil rights in the city of Fayetteville and requesting the Washington County Board of Election Commissioners to place this referendum on the ballot and to approve a budget adjustment to pay for the special election.
- 2. BlueInGreen, LLC:** An ordinance waiving the requirements of formal competitive bidding and approving the purchase of an ozone disinfection system from BlueInGreen, LLC of Fayetteville, Arkansas in the amount of \$1,780,825.00 plus any applicable taxes for the Noland Wastewater Treatment Plant.
- 3. Tree Preservation Area Modification for the Frisco and Town Branch Trails:** A resolution to approve a request by the City of Fayetteville to modify the geographic extent and location of certain Tree Preservation Areas pursuant to § 167.04(1)(2), Tree Preservation and Protection, Unified Development Code of the Code of Fayetteville, to construct sections of the Frisco and Town Branch Trails.
- 4. Walton Arts Center Cost-Share Agreement:** An ordinance to waive the requirements of formal competitive bidding and approve a cost-share agreement with the Walton Arts Center for the construction of the new Walton Arts Center Administrative Headquarters Building.
- 5. Baldwin & Shell Construction Company Amendment No. 2:** A resolution to authorize Amendment No. 2 to the contract with Baldwin & Shell Construction Company for construction phase services for the Spring Street Parking Deck project, and to approve a budget adjustment.
- 6. Police Department Ninth Beat Feasibility Study:** A resolution to request that the administration study the necessity and feasibility of adding a ninth beat and five additional police officers to the Fayetteville police department

### **D. City Council Agenda Session Presentations:**

1. Building Energy Efficiency Update – Peter Nierengarten and Paul Becker

### **E. City Council Tour:**

### **F. 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 (479) 575-8330.**

A copy of the complete City Council agenda is available at [www.fayetteville-ar.gov](http://www.fayetteville-ar.gov) or in the office of the City Clerk, 113 W. Mountain, Fayetteville, Arkansas.