

City of Fayetteville, Arkansas

113 West Mountain Street
Fayetteville, AR 72701
479-575-8323 TDD - 479-521-1316



Meeting Agenda - Final

Thursday, November 6, 2014

5:30 PM

City Hall--Room 219

City Council

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
Rhonda Adams 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****City Council Meeting Presentations, Reports and Discussion Items:****Agenda Additions:****A. Consent:**

- A. 1 2014-0313** Approval the the October 21, 2014 City Council Meeting Minutes
- A. 2 2014-0456** A RESOLUTION TO AWARD BID #14-55 AND APPROVE THE PURCHASE OF FOUR (4) IRRIGATION REELS FROM KEELING COMPANY OF NORTH LITTLE ROCK, ARKANSAS IN THE AMOUNT OF \$144,000.00 PLUS APPLICABLE TAXES FOR THE CITY BIOSOLIDS MANAGEMENT SITE
- A. 3 2014-0441** A RESOLUTION TO AWARD BID #14-58 TO TRUCK CENTERS OF ARKANSAS AND APPROVE THE PURCHASE OF ONE (1) FREIGHTLINER 114SD TRI-AXLE DUMP TRUCK IN THE AMOUNT OF \$127,620.00 FOR USE BY THE TRANSPORTATION DIVISION, AND TO APPROVE A BUDGET ADJUSTMENT
- A. 4 2014-0440** A RESOLUTION TO AWARD BID #14-59 TO SUMMIT TRUCK GROUP OF LOWELL, ARKANSAS AND APPROVE THE PURCHASE OF TWO (2) INTERNATIONAL 7300 DUMP TRUCKS WITH HENDERSON BELLY PLOWS IN THE TOTAL AMOUNT OF \$287,516.56 FOR USE BY THE TRANSPORTATION DIVISION, AND TO APPROVE A BUDGET ADJUSTMENT
- A. 5 2014-0444** A RESOLUTION TO APPROVE THE PURCHASE OF ONE (1) VOLVO MCT125 SKID STEER LOADER WITH SOIL CONDITIONER FROM HUGG & HALL EQUIPMENT OF SPRINGDALE, ARKANSAS PURSUANT TO THE HOUSTON-GALVESTON AREA COUNCIL CONTRACT IN THE AMOUNT OF \$65,634.00, AND TO APPROVE A BUDGET ADJUSTMENT
- A. 6 2014-0448** A RESOLUTION TO APPROVE A BUDGET ADJUSTMENT RECOGNIZING HAZMAT SERVICES REVENUE RECEIVED BY THE FIRE DEPARTMENT THROUGH OCTOBER 2014

- A. 7 2014-0449** A RESOLUTION TO EXERCISE THE FIVE YEAR OPTION TO RENEW THE AGREEMENT WITH WASTE MANAGEMENT OF ARKANSAS, INC. FOR SOLID WASTE TRANSFER AND DISPOSAL SERVICES
- A. 8 2014-0454** A RESOLUTION TO APPROVE AND CERTIFY THE PARTICIPATION OF PACIFIC VET GROUP - USA, INC. IN THE ARKANSAS TAX BACK PROGRAM AND TO AGREE TO AUTHORIZE DF&A TO REFUND CITY SALES TAX BACK TO PACIFIC VET GROUP - USA, INC.

B. Unfinished Business: None

C. New Business:

- C. 1 2014-0455** AN ORDINANCE REZONING THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 14-4848, FOR APPROXIMATELY 0.29 ACRES, LOCATED AT 940 WEST MAPLE STREET FROM P-1, INSTITUTIONAL, TO RMF-40, RESIDENTIAL MULTI FAMILY, 40 UNITS PER ACRE
- C. 2 2014-0447** AN ORDINANCE REZONING THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 14-4850, FOR APPROXIMATELY 4.96 ACRES, LOCATED ALONG THE NORTH SIDE OF MARTIN LUTHER KING BOULEVARD BETWEEN GOVERNMENT AND HILL AVENUES, FROM I-1, HEAVY COMMERCIAL/LIGHT INDUSTRIAL, TO C-2, THOROUGHFARE COMMERCIAL
- C. 3 2014-0450** AN ORDINANCE APPROVING VAC 14-4849 SUBMITTED BY BATES AND ASSOCIATES FOR PROPERTY LOCATED AT THE NORTHWEST CORNER OF ZION ROAD AND WATERSIDE COURT TO VACATE EXISTING UTILITY EASEMENT
- C. 4 2014-0446** AN ORDINANCE APPROVING VAC 14-4853 SUBMITTED BY CITY STAFF FOR PROPERTY LOCATED AT THE INTERSECTION OF JAMES STREET AND MOUNT COMFORT ROAD TO VACATE EXISTING STREET RIGHT-OF-WAY

- C. 5 2014-0445** AN ORDINANCE TO WAIVE THE REQUIREMENTS OF FORMAL COMPETITIVE BIDDING AND APPROVE A COST-SHARE AGREEMENT WITH ARKANSAS & MISSOURI RAILROAD FOR RAILROAD CROSSING SIGNAL IMPROVEMENTS AT THE DICKSON STREET CROSSING IN AN AMOUNT NOT TO EXCEED \$250,000.00, AND TO AUTHORIZE AMENDMENT NO. 2 TO THE LICENSE AND AGREEMENT WITH ARKANSAS & MISSOURI RAILROAD TO FACILITATE THE CONSTRUCTION OF THE TSA LA GI, TOWN BRANCH AND CATO SPRINGS TRAILS ACROSS RAILROAD PROPERTY
- C. 6 2014-0451** A RESOLUTION AMENDING THE MASTER STREET PLAN BY REMOVING THE SECTION OF FUTURE COLLECTOR STREET BETWEEN OAKLAND ZION ROAD AND ALTUS DRIVE, AS DESCRIBED AND DEPICTED IN THE ATTACHED MAP.

D. City Council Agenda Session Presentations:

- D. 1 2014-0457** Economic Development Quarterly Report - Chung Tan

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 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.