

# City of Fayetteville, Arkansas

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



## Meeting Agenda - Final

Tuesday, February 3, 2015

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*  
*John S. La Tour Ward 4*  
*Alan Long Ward 4*

**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            2014-0494**      Approval of the January 20, 2015 City Council meeting minutes.

**A. 2            2015-0017**      CHEVROLET OF FAYETTEVILLE:

A RESOLUTION TO AUTHORIZE THE PURCHASE OF ONE (1) CHEVROLET EQUINOX FROM CHEVROLET OF FAYETTEVILLE IN THE AMOUNT OF \$20,247.00 PURSUANT TO A STATE PROCUREMENT CONTRACT FOR USE BY THE PARKING MANAGEMENT DIVISION

Attachments:            [SRP 2-3-15 PRED Equinox 1282](#)

**A. 3            2015-0019**      TOYOTA OF FAYETTEVILLE:

A RESOLUTION TO AUTHORIZE THE PURCHASE OF ONE (1) TOYOTA PRIUS FROM TOYOTA OF FAYETTEVILLE IN THE AMOUNT OF \$22,627.00 PURSUANT TO A STATE PROCUREMENT CONTRACT FOR USE BY THE BUILDING SAFETY DIVISION, AND TO APPROVE A BUDGET ADJUSTMENT

Attachments:            [SRP 2-3-15 BLSF Prius 1283](#)  
[BA 2-3-15 BLSF Prius 1283](#)

**A. 4            2015-0021**      LEWIS FORD OF FAYETTEVILLE:

A RESOLUTION TO AUTHORIZE THE PURCHASE OF ONE (1) 2015 FORD F250 FROM LEWIS FORD OF FAYETTEVILLE, ARKANSAS IN THE AMOUNT OF \$22,427.00 PURSUANT TO A STATE PROCUREMENT CONTRACT FOR USE BY THE ANIMAL SERVICES DIVISION

Attachments:            [SRP 2-3-15 ANSV Pickup 2193](#)

**A. 5          2015-0025      CHEVROLET OF FAYETTEVILLE:**

A RESOLUTION TO AUTHORIZE THE PURCHASE OF ONE (1) 2015 CHEVROLET EQUINOX AWD FROM CHEVROLET OF FAYETTEVILLE IN THE AMOUNT OF \$21,699.00 PURSUANT TO A STATE PROCUREMENT CONTRACT FOR USE BY THE UTILITIES DIRECTOR, AND TO APPROVE A BUDGET ADJUSTMENT

**Attachments:**            [SRP 2-3-15 UDIR EQUINOX 1285](#)  
                                      [BA 2-3-15 UDIR Equinox 1285](#)

**A. 6          2015-0032      LANDERS DODGE OF BENTON:**

A RESOLUTION TO AUTHORIZE THE PURCHASE OF ONE (1) 2015 DODGE RAM 1500 4X4 PICKUP TRUCK FROM LANDERS DODGE OF BENTON, ARKANSAS IN THE AMOUNT OF \$20,193.00 PURSUANT TO A STATE PROCUREMENT CONTRACT FOR USE BY THE WATER AND SEWER DIVISION

**Attachments:**            [SRP 2-3-15 WSMN Pickup 2192](#)

**A. 7          2015-0033      LANDERS DODGE OF BENTON:**

A RESOLUTION TO APPROVE THE PURCHASE OF ONE (1) 2015 DODGE RAM 1500 PICKUP TRUCK FROM LANDERS DODGE OF BENTON, ARKANSAS IN THE AMOUNT OF \$20,367.00 PURSUANT TO A STATE PROCUREMENT CONTRACT FOR USE BY THE POLICE DEPARTMENT, AND TO APPROVE A BUDGET ADJUSTMENT

**Attachments:**            [SRP 2-3-15 PDPT pickup 2190](#)  
                                      [BA 2-3-15 PDPT pickup 2190](#)

**A. 8          2015-0016      HENARD UTILITY PRODUCTS:**

A RESOLUTION TO AUTHORIZE THE PURCHASE OF A BANDIT CHIPPER/SHREDDER FROM HENARD UTILITY PRODUCTS IN THE AMOUNT OF \$32,522.25 PLUS APPLICABLE TAXES PURSUANT TO THE NATIONAL JOINT POWERS ALLIANCE COOPERATIVE PURCHASING AGREEMENT FOR USE BY THE PARKS AND RECREATION DEPARTMENT AND TRANSPORTATION DIVISION

**Attachments:**            [SRP 2-3-15 chipper 9210](#)

**A. 9            2015-0028        BALE CHEVROLET:**

A RESOLUTION TO APPROVE THE PURCHASE OF ONE (1) 2015 NON-MOTOR POOL REPLACEMENT VEHICLE FROM BALE CHEVROLET IN THE AMOUNT OF \$32,371.00 WITH OPTIONS PURSUANT TO A STATE PROCUREMENT CONTRACT FOR USE BY THE POLICE DEPARTMENT, AND TO APPROVE A BUDGET ADJUSTMENT

**Attachments:**            [CC Packet - Non-motor Pool](#)  
[BA - Non-motor Pool](#)

**A. 10           2015-0022        WASHINGTON COUNTY JAIL SERVICES INTERLOCAL AGREEMENT AMENDMENT:**

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 2015

**Attachments:**            [CC Packet - 2015 Jail Contract](#)

**A. 11           2015-0013        EXPRESS THE WILLINGNESS FOR SAIN STREET CONNECTION:**

A RESOLUTION TO EXPRESS THE WILLINGNESS OF THE CITY OF FAYETTEVILLE TO UTILIZE FEDERAL-AID FUNDS FOR THE CONSTRUCTION OF THE SAIN STREET CONNECTION FROM NORTH FRONT STREET TO VANTAGE BOULEVARD

**Attachments:**            [Sain Street Connection.pdf](#)

**A. 12           2015-0015        SOUTHWESTERN ELECTRIC POWER COMPANY AGREEMENT:**

A RESOLUTION TO APPROVE AN AGREEMENT WITH SOUTHWESTERN ELECTRIC POWER COMPANY TO PARTICIPATE IN AN ENERGY EFFICIENCY REBATE PROGRAM IN THE AMOUNT OF \$4,967.83, AND TO APPROVE A BUDGET ADJUSTMENT

**Attachments:**            [Dickson Street Lighting Incentive Packet](#)  
[BA 2015 Dickson Street Lighting Incentive](#)

**A. 13      2015-0034      SWEPCO OF FAYETTEVILLE UTILITY WORK AGREEMENT:**

A RESOLUTION TO APPROVE A UTILITY WORK AGREEMENT WITH SWEPCO OF FAYETTEVILLE, ARKANSAS FOR UTILITY RELOCATIONS AS PART OF THE HIGHWAY 112 WIDENING PROJECT BETWEEN RAZORBACK ROAD AND GARLAND AVENUE, WITH THE AMOUNT TO BE PAID BY THE CITY OF FAYETTEVILLE NOT TO EXCEED \$91,878.59

**Attachments:**      [2015-0034 SWEPCO Utility Relocation Agreement](#)

**A. 14      2015-0020      GRANT THORNTON LLP CONTRACT:**

A RESOLUTION TO APPROVE A CONTRACT WITH GRANT THORNTON LLP IN THE AMOUNT OF \$87,500.00 TO PROVIDE INDEPENDENT AUDIT SERVICES TO THE CITY OF FAYETTEVILLE

**Attachments:**      [2015-0020 Grant Thornton audit](#)  
[DC TO MAYOR, CITY COUNCIL RE GRANT THORNTON CONTRACT LANGU](#)

**A. 15      2014-0268      TRAINING GROUNDS FOR THE FAYETTEVILLE FIRE DEPARTMENT:**

A RESOLUTION TO DESIGNATE APPROXIMATELY 14.2 ACRES OF CITY PROPERTY AS TRAINING GROUNDS FOR THE FAYETTEVILLE FIRE DEPARTMENT

**Attachments:**      [SRF & SRM Fire Training Grounds](#)

**B. Unfinished Business:****B. 1      2014-0572      RZN 14-4864 KOUTROUMBIS APPEAL:**

AN ORDINANCE REZONING THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 14-4864, FOR APPROXIMATELY 0.26 ACRES, LOCATED AT 232 WEST ASH STREET FROM RSF-4, RESIDENTIAL SINGLE FAMILY, 4 UNITS PER ACRE, TO RMF-24, RESIDENTIAL MULTI-FAMILY, 24 UNITS PER ACRE

**Attachments:**      [14-4864 CC Packet](#)  
[14-4864 CC ORD](#)

*This ordinance was left on the First Reading at the January 6, 2015 City Council meeting. This ordinance was left on the Second Reading at the January 20, 2015 City Council meeting.*

**B. 2            2015-0003        REPEAL AND REPLACE TITLE V PUBLIC WORKS AND AMEND  
CHAPTER 51 AND CHAPTER 10:**

AN ORDINANCE TO REPEAL AND REPLACE TITLE V PUBLIC WORKS, ARTICLE III DISCHARGE AND PRETREATMENT REGULATIONS; TO AMEND § 51.137 MONTHLY SEWER RATES; TO AMEND § 51.138 DEFINITIONS PERTAINING TO WATER AND SEWER RATES; TO AMEND § 51.999 PENALTY; AND TO AMEND § 10.99 GENERAL PENALTY OF THE FAYETTEVILLE CODE

**Attachments:**

[2015-0003 Discharge and Pretreatment Regulation Changes A-III A-V  
EXHIBIT A & B](#)

*This ordinance was left on the First Reading at the January 20, 2015 City Council meeting.*

**B. 3            2015-0008        ENACT ARTICLE III PROCEDURE TO EXERCISE INITIATIVE  
AND REFERENDUM RIGHTS OF CHAPTER 36: ELECTIONS:**

AN ORDINANCE TO ENACT ARTICLE III PROCEDURE TO EXERCISE INITIATIVE AND REFERENDUM RIGHTS OF CHAPTER 36: ELECTIONS INTO THE FAYETTEVILLE CODE TO CLARIFY THE PROPER PROCEDURE FOR THE CITIZENS' RIGHT OF THE INITIATIVE AND REFERENDUM

**Attachments:**

[Agenda Packet Ord § 36.20](#)

*This ordinance was left on the First Reading at the January 20, 2015 City Council meeting.*

**C. New Business:**

**C. 1            2015-0023        RZN 14-4882 (EAST SIDE OF RUPPLE RD./WESTSIDE  
VILLAGE):**

AN ORDINANCE REZONING THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 14-4882, FOR APPROXIMATELY 21.63 ACRES, LOCATED ON THE EAST SIDE OF RUPPLE ROAD NORTH OF THE BOYS AND GIRLS CLUB, FROM R-PZD, RESIDENTIAL PLANNED ZONING DISTRICT R-PZD 06-1884 WESTSIDE VILLAGE, TO NS, NEIGHBORHOOD SERVICES

**Attachments:**

[14-4882 Agenda Item](#)  
[14-4882 Exhibit A and B](#)  
[14-4882 CC ORD](#)

**C. 2            2015-0029        RZN 14-4883 (HWY. 112 NORTH OF TRUCKERS DRIVE/PARKWEST):**

AN ORDINANCE REZONING THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 14-4883, FOR APPROXIMATELY 93.04 ACRES, LOCATED AT HWY 112 NORTH OF TRUCKERS DRIVE FROM R-PZD 05-1796, RESIDENTIAL PLANNED ZONING DISTRICT PARK WEST, TO RSF-8, RESIDENTIAL SINGLE FAMILY, 8 UNITS PER ACRE, AND CS, COMMUNITY SERVICES

**Attachments:**        [SRF and Reports 14-4883](#)  
[Exhibits A & B 14-4883](#)  
[ORD 14-4883](#)

**C. 3            2015-0030        RZN 14-4916 (956 RAY AVENUE/HODOUS):**

AN ORDINANCE REZONING THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 14-4916, FOR APPROXIMATELY 0.32 ACRES, LOCATED AT 956 RAY AVENUE FROM RMF-24, RESIDENTIAL MULTI FAMILY, 24 UNITS PER ACRE, TO NS, NEIGHBORHOOD SERVICES

**Attachments:**        [SRF and Reports 14-4916](#)  
[Exhibits A & B 14-4916](#)  
[ORD 14-4916](#)

**C. 4            2015-0031        R-PZD 14-4924 (SOUTH SHILOH DR./HAWKINS HOUSE AT SHILOH VILLAGE):**

AN ORDINANCE REZONING THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 14-4924, FOR APPROXIMATELY 10.74 ACRES, LOCATED AT SOUTH SHILOH DRIVE FROM RMF-24, RESIDENTIAL MULTI FAMILY, 24 UNITS PER ACRE, TO R-PZD 14-4924, RESIDENTIAL PLANNED ZONING DISTRICT HAWKINS HOUSE

**Attachments:**        [SRF and Reports 14-4924](#)  
[Exhibits A , B & Booklet 14-4924](#)  
[ORD 14-4924](#)

**C. 5            2015-0040        AMEND THE FAYETTEVILLE ALTERNATIVE TRANSPORTATION AND TRAILS MASTER PLAN:**

A RESOLUTION TO AMEND THE FAYETTEVILLE ALTERNATIVE TRANSPORTATION AND TRAILS MASTER PLAN BY TO CLARIFY THAT SEPARATED BICYCLE AND PEDESTRIAN TRAILS ARE PLANNED FOR THE INTERSTATE 49 INTERCHANGES AT GARLAND AVENUE (HIGHWAY 112), WEDINGTON DRIVE (HIGHWAY 16) AND MARTIN LUTHER KING, JR. BOULEVARD (HIGHWAY 62), AND TO AMEND THE MASTER STREET PLAN TO ADD A TYPICAL CROSS SECTION FOR SEPARATED BICYCLE AND PEDESTRIAN TRAILS

Attachments:                    [2014-0040 Trails Master Plan & Master Street Plan Modification](#)

**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 575-8330.*

*A copy of the complete City Council agenda is available at [accessfayetteville.org](http://accessfayetteville.org) or in the office of the City Clerk, 113 W. Mountain, Fayetteville, Arkansas.*