

# City of Fayetteville, Arkansas

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



## Meeting Agenda - Tentative Agenda

Tuesday, March 31, 2015

4:30 PM

City Hall Room 326

### 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:**

**2015-0115**

**Quarterly Financial Report - 4th Quarter 2014, Paul Becker, Chief Financial Officer**

**Agenda Additions:**

**A. Consent:**

**A. 1        2014-0500**

**Approval of the March 17, 2015 City Council meeting minutes.**

**A. 2        2015-0141**

**HAZMAT SERVICES REVENUE**

A RESOLUTION TO APPROVE A BUDGET ADJUSTMENT  
RECOGNIZING HAZMAT SERVICES REVENUE RECEIVED BY THE  
FIRE DEPARTMENT FROM WASHINGTON COUNTY IN THE  
AMOUNT OF \$1,930.00 AND INCREASING THE RELATED EXPENSE  
BUDGET

**Attachments:**

[SRF & SRM Hazmat Revenue Washington County March, 2015](#)

[BA\\_BUDGET\\_ADJUSTMENT\\_FORM\\_Hazmat Revenue Washington County-P](#)

**A. 3            2015-0150****2015 ARROW XT FIRE ENGINE FROM PIERCE  
MANUFACTURING, INC.**

A RESOLUTION TO APPROVE THE PURCHASE OF A 2015 ARROW XT FIRE ENGINE FROM PIERCE MANUFACTURING, INC. OF APPLETON, WISCONSIN IN THE AMOUNT OF \$517,485.00 PLUS A CONTINGENCY OF \$25,875.00 PURSUANT TO THE HOUSTON-GALVESTON AREA COUNCIL CONTRACT, AND TO APPROVE A BUDGET ADJUSTMENT

**Attachments:**

[SRF\\_SRM\\_PO and purchasing documents March, 2015](#)

[BA New Fire Apparatus-Engine Purchase 2015](#)

**A. 4            2015-0143****2015 CATERPILLAR 308ECR EXCAVATOR FROM J.A. RIGGS**

A RESOLUTION TO AUTHORIZE THE PURCHASE OF A 2015 CATERPILLAR 308ECR EXCAVATOR FROM J.A. RIGGS OF SPRINGDALE IN THE AMOUNT OF \$100,208.25 PLUS APPLICABLE TAXES, PURSUANT TO A NATIONAL JOINT POWERS ALLIANCE COOPERATIVE PURCHASING AGREEMENT, FOR USE BY THE TRANSPORTATION SERVICES DEPARTMENT

**Attachments:**

[SRP 4-7-15 TRSM Excavator 827](#)

[BA - 3-3-15 Use Fund Bal 827](#)

**A. 5            2015-0144****JOHN DEERE LOADER FROM STRIBLING EQUIPMENT**

A RESOLUTION TO AUTHORIZE THE PURCHASE OF A JOHN DEERE LOADER FROM STRIBLING EQUIPMENT OF SPRINGDALE, ARKANSAS IN THE AMOUNT OF \$139,750.00 PLUS APPLICABLE TAXES PURSUANT TO THE NATIONAL JOINT POWERS ALLIANCE COOPERATIVE PURCHASING AGREEMENT FOR USE BY THE TRANSPORTATION SERVICES DEPARTMENT

**Attachments:**

[SRP 4-7-15 TRSM Loader 6011](#)

**A. 6            2015-0145****2015 BORING MACHINE SERIES II NAVIGATOR FROM  
VERMEER MIDSOUTH, INC.**

A RESOLUTION TO AUTHORIZE THE PURCHASE OF A TRAILER MOUNTED 2015 BORING MACHINE SERIES II NAVIGATOR FROM VERMEER MIDSOUTH, INC. OF SPRINGDALE, ARKANSAS IN THE AMOUNT OF \$213,522.66 PLUS ANY APPLICABLE TAXES PURSUANT TO THE NATIONAL JOINT POWERS ALLIANCE COOPERATIVE PURCHASING AGREEMENT FOR USE BY THE WATER AND SEWER OPERATIONS DIVISION, AND TO APPROVE A BUDGET ADJUSTMENT

**Attachments:**[SRP 4-7-15 WSWD Boring Machine 9212](#)[BA 3-3-15 Boring Machine 9212](#)**A. 7            2015-0146****SIX (6) POLICE PACKAGE CHEVROLET TAHOES FROM  
SUPERIOR CHEVROLET**

A RESOLUTION TO AUTHORIZE THE PURCHASE OF SIX (6) POLICE PACKAGE CHEVROLET TAHOES FROM SUPERIOR CHEVROLET OF SILOAM SPRINGS IN THE TOTAL AMOUNT OF \$169,662.00, PURSUANT TO A STATE PROCUREMENT CONTRACT, FOR USE BY THE POLICE DEPARTMENT

**Attachments:**[SRP 4-7-15 PDPT Tahoes 1290-95](#)**A. 8            2015-0147****2015 DODGE RAM 2500 PICKUP TRUCK FROM LANDERS  
DODGE**

A RESOLUTION TO APPROVE THE PURCHASE OF A 2015 DODGE RAM 2500 PICKUP TRUCK FROM LANDERS DODGE OF BENTON, ARKANSAS IN THE AMOUNT OF \$24,752.00 PURSUANT TO A STATE PROCUREMENT CONTRACT FOR USE BY THE POLICE DEPARTMENT

**Attachments:**[SRP 4-7-15 PDPT Dodge Ram 2187](#)

**A. 9            2015-0148****MAXSURGE HEALTHCARE SOLUTIONS, INC - AIRPORT  
HANGAR**

A RESOLUTION TO APPROVE A THREE YEAR LEASE AGREEMENT WITH MAXSURGE HEALTHCARE SOLUTIONS, INC. FOR THE AIRPORT HANGAR AT 4580 SOUTH SCHOOL AVENUE FOR A RENT OF \$2,893.00 PER MONTH TO BEGIN RETROACTIVELY ON MARCH 1, 2015

**Attachments:**

[Legistar2015-148 MaxSurgeLease4580Hangar](#)

**A. 10           2015-0149****4TH JUDICIAL DISTRICT DRUG TASK FORCE GRANT**

A RESOLUTION TO AUTHORIZE ACCEPTANCE OF A \$21,857.70 GRANT FROM THE STATE DRUG CRIME ENFORCEMENT AND PROSECUTION FUND TO BE MATCHED BY \$5,464.43 FROM CITY FUNDS TO BE USED BY THE 4TH JUDICIAL DISTRICT DRUG TASK FORCE, AND TO APPROVE A BUDGET ADJUSTMENT

**Attachments:**

[Agenda - DCF Supplemental](#)

[BA - DCF Supplemental](#)

**A. 11           2015-0156****GULF STATE DISTRIBUTORS**

A RESOLUTION TO APPROVE THE PURCHASE OF AMMUNITION NEEDED BY THE FAYETTEVILLE POLICE DEPARTMENT DURING 2015 FROM GULF STATE DISTRIBUTORS IN THE AMOUNT OF \$59,709.49 PURSUANT TO THE STATE OF ARKANSAS AMMUNITION CONTRACT

**Attachments:**

[Agenda - 2015 Ammo](#)

**A. 12      2015-0161****AUTOMATED EXTERNAL DEFIBRILLATORS - POLICE DEPARTMENT**

A RESOLUTION TO APPROVE THE PURCHASE OF AUTOMATED EXTERNAL DEFIBRILLATORS FOR POLICE DEPARTMENT VEHICLES FROM LIFESAVERS, INC. IN THE AMOUNT OF \$40,869.80 PURSUANT TO A STATE OF ARKANSAS PROCUREMENT CONTRACT

Attachments:      [Agenda - AEDs](#)

**B. Unfinished Business:****B. 1      2014-0437****AMEND § 71.016 INSURANCE REQUIREMENTS FOR MOTORIZED BICYCLES, MOTOR SCOOTERS AND MOPEDS:**

AN ORDINANCE TO AMEND THE FAYETTEVILLE CODE BY ENACTING § 71.016 INSURANCE REQUIREMENTS FOR MOTORIZED BICYCLES, MOTOR SCOOTERS AND MOPEDS

Attachments:      [Agenda Packet § 71.016 Insurance Requirements](#)

*At the December 16, 2014 City Council meeting this ordinance was left on the First Reading and sent to the Ordinance Review Committee. At the January 6, 2015 City Council meeting this ordinance was Tabled to the February 17, 2015 City Council meeting and left on the Second Reading. At the February 17, 2015 City Council meeting this ordinance was tabled to the April 7, 2015 City Council meeting.*

*This ordinance was left on the Second Reading*

**B. 2      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](#)  
[Referendum Procedural Ordinance 020315](#)  
[Proposed Referendum and Initiative Language](#)

*This ordinance was left on the First Reading at the January 20, 2015 City Council meeting. This ordinance was tabled to the March 17, 2015 City Council Meeting at the February 3, 2015 City Council Meeting. This ordinance was left on the second reading at the March 17, 2015 City Council meeting.  
This ordinance was left on the Second Reading*

**C. New Business:****C. 1            2015-0165****BID #15-23 - CROSSLAND HEAVY CONTRACTORS, INC.**

A RESOLUTION TO AWARD BID #15-23 AND AUTHORIZE A CONTRACT WITH CROSSLAND HEAVY CONTRACTORS, INC. IN THE AMOUNT OF \$1,014,576.50 FOR CONSTRUCTION OF THE UPPER SCULL CREEK DRAINAGE IMPROVEMENT PROJECT, TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$152,185.00, AND TO APPROVE A BUDGET ADJUSTMENT

**Attachments:**[2015-0165](#)[BA LEGISTAR Upper Skull Creek 03172015](#)**C. 2            2015-0168****RZN 15-4953 - 1195 SOUTH CURTIS AVENUE**

AN ORDINANCE REZONING THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 15-4953, FOR APPROXIMATELY 6.8 ACRES, LOCATED AT 1195 SOUTH CURTIS AVENUE FROM RSF-4, RESIDENTIAL SINGLE FAMILY, 4 UNITS PER ACRE TO RMF-24, RESIDENTIAL MULTI-FAMILY, 24 UNITS PER ACRE

**Attachments:**[staff report](#)[15-4953 CC ORD](#)[exhibits A & B](#)**C. 3            2015-0142****ACTIVE TRANSPORTATION PLAN AND MAP**

A RESOLUTION TO ADOPT THE FAYETTEVILLE ACTIVE TRANSPORTATION PLAN AND MAP

**Attachments:**[2015-0142 Active Transportation Plan and Map](#)

**C. 4            2015-0151****AMEND §33.329 ELIGIBILITY OF CITIZEN VOLUNTEERS**

AN ORDINANCE TO AMEND §33.329 **ELIGIBILITY OF CITIZEN VOLUNTEERS TO SERVE ON CITY BOARDS, COMMISSIONS AND COMMITTEES** TO REMOVE THE RESTRICTION ON THE NUMBER OF CONSECUTIVE TERMS A CITIZEN MAY SERVE

**Attachments:**

[Agenda Request § 33.329 Eligibility of Citizen Volunteers](#)

**C. 5            2015-0172****ENACT ARTICLE XXVII CONSTRUCTION BOARD OF ADJUSTMENT AND APPEALS**

AN ORDINANCE TO ENACT ARTICLE XXVII CONSTRUCTION BOARD OF ADJUSTMENT AND APPEALS IN CHAPTER 33 DEPARTMENTS, BOARDS, COMMISSIONS AND AUTHORITIES OF THE FAYETTEVILLE CODE

**Attachments:**

[Agenda Request Chapter 33 Departments, Boards, Commissions](#)

**C. 6            2015-0171****AMEND §110.01 BILLPOSTING**

AN ORDINANCE TO AMEND §110.01 BILLPOSTING

**Attachments:**

[Agenda Request § 110.01 Billposting](#)

**D. City Council Agenda Session Presentations: None**

**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.*