

# City of Fayetteville, Arkansas

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



## Meeting Agenda - Final Agenda

Tuesday, May 19, 2015

5:30 PM

City Hall Room 219

### City Council Meeting

*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**      [2014-0503](#)

APPROVAL OF THE MAY 5, 2015 CITY COUNCIL MEETING MINUTES.

**A. 2**      [2015-0231](#)**RAINMAKER SALES, INC.**

A RESOLUTION TO AUTHORIZE THE PURCHASE OF AN EXPANSION POLY TRAILER FROM RAINMAKER SALES, INC. OF SHAWNEE, OKLAHOMA IN THE AMOUNT OF \$6,000.00 PLUS APPLICABLE SALES TAXES FOR USE BY THE WATER AND SEWER OPERATIONS DIVISION, AND TO APPROVE A BUDGET ADJUSTMENT

**Attachments:**

[SRP 4-30-15 WSWD trailer 9215](#)

[4-28-15 BA - Galvanized Pipe Rehab-Trailer](#)

**B. Unfinished Business: None****C. New Business:**

**C. 1**      [2015-0234](#)**RZN 15-5033 (232 W. ASH ST./KOUTROUMBIS)**

AN ORDINANCE REZONING THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 15-5033, FOR APPROXIMATELY 0.30 ACRES, LOCATED AT 232 W. ASH STREET FROM RSF-4, RESIDENTIAL SINGLE FAMILY, 4 UNITS PER ACRE TO RMF-12, RESIDENTIAL MULTI FAMILY, 12 UNITS PER ACRE

**Attachments:**[15-5033 CC Exhibits](#)[15-5033 RZN Staff Report copy](#)**C. 2**      [2015-0230](#)**VAC 15-5020 (2288 N. HIDDEN CREEK DR./KENNEDY)**

AN ORDINANCE APPROVING VAC 15-5020 SUBMITTED BY JEREMY KENNEDY FOR PROPERTY LOCATED AT 2288 N. HIDDEN CREEK DRIVE TO VACATE A PORTION OF AN EXISTING UTILITY EASEMENT

**Attachments:**[15-5020 CC EX A & B](#)[15-5020 Full Packet](#)[15-5020 CC ORD](#)**C. 3**      [2015-0228](#)**RZN 15-4965 (SOUTH END OF RUPPLE RD./RUPPLE ROAD EXTENSION CORRIDOR)**

AN ORDINANCE REZONING THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 15-4965, FOR APPROXIMATELY 642 ACRES, LOCATED AT THE SOUTHERN END OF RUPPLE ROAD FROM R-A, RESIDENTIAL-AGRICULTURE; RSF-1, RESIDENTIAL SINGLE FAMILY ONE UNIT PER ACRE; RSF-4, RESIDENTIAL SINGLE FAMILY FOUR UNITS PER ACRE; and RSF-8, RESIDENTIAL SINGLE FAMILY EIGHT UNITS PER ACRE TO NC, NEIGHBORHOOD CONSERVATION; CS, COMMUNITY SERVICES, UT, URBAN THOROUGHFARE; and R-A, RESIDENTIAL AGRICULTURAL

**Attachments:**[15-4965 CC EX A](#)[15-4965 CC reports](#)

**C. 4**      [2015-0232](#)**RZN 15-5004 (SOUTH END OF PUMPKIN RIDGE DR./FALLING WATERS) APPEAL**

AN ORDINANCE REZONING THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 15-5004, FOR APPROXIMATELY 17.37 ACRES, LOCATED SOUTH OF PUMPKIN RIDGE ROAD FROM R-A, RESIDENTIAL-AGRICULTURE TO RSF-2, RESIDENTIAL SINGLE FAMILY, 2 UNITS PER ACRE

**Attachments:**      [15-5004 CC EX A & B](#)  
[15-5004 Full Packet](#)

**C. 5**      [2015-0229](#)**AMENDMENT OF THE MASTER STREET PLAN**

A RESOLUTION TO AMEND THE MASTER STREET PLAN BY REMOVING A BRIDGE CONNECTION ON RAVEN LANE OVER CLABBER CREEK SOUTH OF CRYSTAL SPRINGS PHASE III

**Attachments:**      [Ex A](#)  
[15-5035 Full Packet](#)  
[Additional 2006 Development Staff Report Crystal Springs](#)

**C. 6**      [2015-0202](#)**AMEND §162.01 (B)(2) TO ADD “LANDSCAPE CONTRACTING BUSINESS”**

AN ORDINANCE AMENDING UNIFIED DEVELOPMENT CODE §162.01 (B)(2) TO ADD “LANDSCAPE CONTRACTING BUSINESS” AS A USE ALLOWED BY CONDITIONAL USE PERMIT IN ALL ZONING DISTRICTS

**Attachments:**      [Agenda Item](#)

**C. 7**      [2015-0233](#)**AMEND § 167.04 (J)(3) OFF-SITE FORESTATION**

AN ORDINANCE TO AMEND § 167.04 (J)(3) *OFF-SITE FORESTATION* TO AUTHORIZE THE CITY COUNCIL TO ALLOW FORESTATION WITHIN A NEARBY CITY PARK IF DETERMINED BY THE CITY COUNCIL TO BE IN THE BEST INTERESTS OF OUR CITIZENS

**Attachments:**[2015-0233 - Chapter 167 - off-site forestation amendment](#)[2015-0233 - Attachment - Existing Ordinance Language](#)**C. 8**      [2015-0235](#)**AMEND ARTICLE IX TELECOMMUNICATIONS BOARD**

AN ORDINANCE TO AMEND ARTICLE IX TELECOMMUNICATIONS BOARD OF THE CODE OF FAYETTEVILLE TO CONFORM TO CHANGES IN STATE LAW AND TO CLARIFY DEFINITIONS AND DUTIES OF THE BOARD

**Attachments:**[Telecomm Board - Ex A](#)[2015-0235 Telecommunications Board Ordinance Revision Item](#)**D. City Council Agenda Session Presentations:****D. 1**      [2015-0227](#)

AGENDA SESSION PRESENTATION - CH2M ANNUAL REPORT, BILLY AMMONS

**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.*