

# City of Fayetteville, Arkansas

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



## Meeting Agenda - Final Agenda

Tuesday, July 7, 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*

**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:**[2015-0295](#)

ADVERTISING AND PROMOTION COMMISSION APPOINTMENT  
REPORT

**Attachments:**[061615 Rhoads Appointment](#)**Agenda Additions:****A. Consent:****A. 1**      [2014-0506](#)

APPROVAL OF THE JUNE 16, 2015 CITY COUNCIL MEETING  
MINUTES.

**A. 2**      [2015-0270](#)**RFP #15-05 CHALLENGER TEAMWEAR**

A RESOLUTION TO AWARD RFP #15-05 AND AUTHORIZE A  
CONTRACT WITH CHALLENGER TEAMWEAR FOR THE  
PURCHASE OF YOUTH SOCCER UNIFORMS IN THE AMOUNT OF  
\$12.15 PLUS TAX PER UNIFORM FOR THE FALL 2015 AND SPRING  
2016 SEASONS, WITH AN OPTION TO RENEW FOR THE FALL 2016  
AND SPRING 2017 SEASONS

**Attachments:**[RFP 15-05 Legistar packet](#)

**A. 3**      [2015-0280](#)**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 \$1,726.00 AND INCREASING THE RELATED EXPENSE BUDGET

**Attachments:**      [SRF\\_SRM\\_Hazmat Revenue Washington County Shaver Foods Response](#)  
[BA\\_BUDGET\\_ADJUSTMENT\\_FORM\\_Hazmat Revenue Washington County-S](#)

**A. 4**      [2015-0297](#)**FAYETTEVILLE POLICE DEPARTMENT POLICIES**

A RESOLUTION TO APPROVE FAYETTEVILLE POLICE DEPARTMENT POLICIES 22.2.8 MILITARY ACTIVATIONS, 22.3 SECONDARY EMPLOYMENT, 41.1.1 PATROL, AND 61.4.3 TOWED VEHICLES

**Attachments:**      [SRP - FPD Policies](#)

**A. 5**      [2015-0291](#)**TRI STAR CONTRACTORS, LLC**

A RESOLUTION TO AWARD BID NO. 15-35 AND AUTHORIZE A CONTRACT WITH TRI STAR CONTRACTORS, LLC IN THE AMOUNT OF \$252,500.00 FOR CONSTRUCTION SERVICES FOR THE AIRPORT TERMINAL APRON REHABILITATION PROJECT, TO APPROVE CHANGE ORDER NO. 1 TO THE CONTRACT WITH TRI STAR CONTRACTORS, LLC IN THE AMOUNT OF \$197,500.00 TO INCREASE CERTAIN QUANTITIES OF CONCRETE REPAIR, TO APPROVE A 5% PROJECT CONTINGENCY, TO ACCEPT A 90/10 GRANT FROM THE ARKANSAS DEPARTMENT OF AERONAUTICS IN THE AMOUNT OF \$470,700.00, AND TO APPROVE A BUDGET ADJUSTMENT

**Attachments:**      [Leg5015-0291 Full Packet 061915 2](#)  
[BA\\_FORM\\_LEGISTAR TriStarConstruction ADA Grant 061715](#)  
[Additional Garver Project Manual](#)

**A. 6**      [2015-0275](#)**MCCLELLAND CONSULTING ENGINEERS, INC. AGREEMENT  
NO. 1**

A RESOLUTION TO APPROVE SUPPLEMENTAL AGREEMENT NO. 1 TO THE CONTRACT WITH MCCLELLAND CONSULTING ENGINEERS, INC. IN THE AMOUNT OF \$164,480.71 FOR ADDITIONAL ENGINEERING SERVICES ASSOCIATED WITH THE REHABILITATION OF THE HISTORIC MAPLE STREET AND LAFAYETTE STREET BRIDGES, AND TO APPROVE A BUDGET ADJUSTMENT

**Attachments:**[SRF packet MCE Amndmnt #1 Hist Bridges.pdf](#)[BA - McClelland Supplemental #1.xlsm](#)**A. 7**      [2015-0277](#)**WATERSHED CONSERVATION RESOURCE CENTER TASK  
ORDER NO. 3**

A RESOLUTION TO APPROVE TASK ORDER NO. 3 WITH THE WATERSHED CONSERVATION RESOURCE CENTER FOR THE DESIGN AND CONSTRUCTION OF A STREAM RESTORATION PROJECT ON AN UNNAMED TRIBUTARY OF CATO SPRINGS BRANCH NEAR THE SOUTHERN BOUNDARY OF THE REGIONAL PARK AND FOR A FEASIBILITY ANALYSIS OF THE REMOVAL OF AN EXISTING DAM ON THE WEST FORK OF THE WHITE RIVER

**Attachments:**[2015-0277 Kessler Mountain Task Order](#)**A. 8**      [2015-0293](#)**COLLEGE MARKETPLACE (FAYETTEVILLE), LLC**

A RESOLUTION TO AUTHORIZE A CONTRACT WITH COLLEGE MARKETPLACE (FAYETTEVILLE), LLC IN THE AMOUNT OF \$186,202.50 FOR PAYMENT OF THE COSTS ASSOCIATED WITH THE INSTALLATION OF A TRAFFIC SIGNAL AT COLLEGE AVENUE AND MASONIC DRIVE, AND TO APPROVE A BUDGET ADJUSTMENT

**Attachments:**[SRF College Marketplace packet.pdf](#)[BA - Traffic Signal College & Masonic.xlsm](#)**B. Unfinished Business:**

**B. 1**      [2015-0249](#)**RZN 15-5044 (4065 E. HUNTSVILLE RD./THE PLAZA)**

AN ORDINANCE REZONING THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 15-5044, FOR APPROXIMATELY 16.02 ACRES, LOCATED AT 4065 E. HUNTSVILLE ROAD FROM R-PZD 08-3071, RESIDENTIAL PLANNED ZONING DISTRICT BRIDGEDALE PLAZA TO RSF-7, RESIDENTIAL SINGLE FAMILY, 7 UNITS PER ACRE, NS, NEIGHBORHOOD SERVICES, AND CS, COMMUNITY SERVICES

**Attachments:**[15-5044 CC EX A & EX B](#)[15-5044 CC reports](#)

*At the June 2, 2015 City Council meeting, this ordinance was left on the first reading. At the June 16, 2015 City Council meeting, this ordinance was left on the second reading.*

**B. 2**      [2015-0265](#)**PLACE HOLDER: MAPLE STREET & LAFAYETTE STREET  
BRIDGE REHAB**

A RESOLUTION TO AWARD A CONTRACT IN THE AMOUNT OF \$X,XXX,XXX.XX TO CONTRACTOR, INC. FOR THE CONSTRUCTION OF THE MAPLE STREET & LAFAYETTE STREET BRIDGE REHAB, APPROVE A PROJECT CONTINGENCY OF \$XXX,XXX.XX (5%), AND APPROVE A BUDGET ADJUSTMENT.

**Attachments:**[Historic Bridges Construction Contract.pdf](#)

*At the June 16, 2015 City Council meeting, this resolution was tabled to the July 7, 2015 City Council meeting.*

**C. New Business:****C. 1**      [2015-0287](#)**EVANS CONSTRUCTION AND REMODELING, LLC**

A RESOLUTION TO AUTHORIZE A CONTRACT WITH EVANS CONSTRUCTION AND REMODELING, LLC IN THE AMOUNT OF \$24,855.00 FOR COMMUNITY DEVELOPMENT BLOCK GRANT REHABILITATION OF AN ELIGIBLE RESIDENCE LOCATED AT 3295 W. OLD FARMINGTON ROAD

**Attachments:**[SRF-SRM-PO-Bid Receipt-Bid](#)[Bid Packet - 3295 W. Old Farmington Rd.](#)

**C. 2**      [2015-0289](#)**WEBTECH WIRELESS, INC.**

AN ORDINANCE TO WAIVE THE REQUIREMENTS OF FORMAL COMPETITIVE BIDDING AND APPROVE A THIRTY SIX (36) MONTH CONTRACT WITH WEBTECH WIRELESS, INC. FOR FLEET MANAGEMENT TRACKING SERVICES IN THE AMOUNT OF \$50,444.00, PLUS APPLICABLE SALES TAXES AND SHIPPING COSTS

**Attachments:**      [SRP 2015-0289 Webtech Wireless Service Agreement](#)

**C. 3**      [2015-0285](#)**RZN 15-5075 (NE CORNER VAN ASCHE & STEELE BLVDS./CMN LOTS 8 & 14**

AN ORDINANCE REZONING THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 15-5075, FOR APPROXIMATELY 17.70 ACRES, LOCATED AT THE NORTHEAST CORNER OF VAN ASCHE AND STEELE BLVDS. FROM C-2, THOROUGHFARE COMMERCIAL TO C-3, CENTRAL COMMERCIAL

**Attachments:**      [CC Exhibits](#)  
                                 [15-5075 Documents](#)

**C. 4**      [2015-0288](#)**VAC 15-5089 (3215 NORTH HILLS BLVD.)**

AN ORDINANCE TO APPROVE VAC 15-5089 SUBMITTED BY USI ENGINEERS FOR PROPERTY LOCATED AT 3215 NORTH HILLS BOULEVARD TO VACATE A PORTION OF AN EXISTING UTILITY EASEMENT

**Attachments:**      [15-5089 CC Exhibits](#)  
                                 [15-5089 CC reports](#)

**C. 5**      [2015-0256](#)**AMEND CHAPTER 92 ANIMALS**

AN ORDINANCE TO AMEND CHAPTER 92 ANIMALS OF THE FAYETTEVILLE CITY CODE TO PROVIDE PROTECTION FOR ANIMALS FROM BEING CONFINED IN ENCLOSED VEHICLES IN EXTREME TEMPERATURES, TO PROHIBIT DECEPTIVE ACTS AND MISREPRESENTATIONS REGARDING THE ORIGIN OF ANIMALS TURNED INTO THE FAYETTEVILLE ANIMAL SHELTER, AND TO MAKE OTHER TECHNICAL REVISIONS

**Attachments:**

[EXHIBIT A - ORD CHAPTER 92 ANIMAL SERVICES \(Clean copy\)](#)

[2015-0256 Amend Chapter 92](#)

[TRACK CHANGES FOR EXHIBIT A -ORD CHAPTER 92 ANIMAL SERVICES](#)

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