

# City of Fayetteville, Arkansas

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



## Meeting Agenda - Tentative Agenda

Tuesday, February 23, 2016

4:30 PM

City Hall Room 326

### City Council Agenda Session

*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:**

1. [2015-0639](#)  
2015 4TH QUARTER FINANCIAL REPORT

**Agenda Additions****A. Consent:**

- A. 1 [2015-0642](#)  
APPROVAL OF THE FEBRUARY 16, 2016 CITY COUNCIL MEETING MINUTES.

- A. 2 [2016-0083](#)  
**INSITUFORM TECHNOLOGIES, INC.:**  
  
A RESOLUTION TO APPROVE A ONE YEAR CONTRACT EXTENSION WITH INSITUFORM TECHNOLOGIES, INC. IN AN AMOUNT NOT TO EXCEED \$330,000.00 FOR SEWER REHABILITATION USING CURED-IN-PLACE SANITARY SEWER LININGS

**Attachments:** [2016 Insituform Legistar Packet](#)

- A. 3 [2016-0069](#)  
**HAWG DWELLINGS, LLC:**  
  
A RESOLUTION PURSUANT TO FAYETTEVILLE CODE OF ORDINANCES SECTION 39.10(C)(4) TO AUTHORIZE THE MAYOR TO PAY THE AMOUNT OF \$8,971.91 TO HAWG DWELLINGS, LLC AND \$7,936.56 TO SERVPRO OF FAYETTEVILLE/SPRINGDALE FOR A WASTEWATER DAMAGE CLAIM ARISING AT 902 WEST CLEVELAND STREET

**Attachments:** [Cleveland 902 W \(Carter\) Legistar Packet](#)

**A. 4**      [2016-0079](#)**MCCLELLAND CONSULTING ENGINEERS, INC.  
SUPPLEMENTAL AGREEMENT NO. 1:**

A RESOLUTION TO APPROVE SUPPLEMENTAL AGREEMENT NO. 1 TO THE CONTRACT WITH MCCLELLAND CONSULTING ENGINEERS, INC. FOR ADDITIONAL CONSTRUCTION PHASE SERVICES ASSOCIATED WITH THE OLD WIRE ROAD SEWER MAIN REPLACEMENT PROJECT WHICH WILL INCREASE THE TOTAL AMOUNT OF THE CONTRACT FROM \$228,644.00 TO AN AMOUNT NOT TO EXCEED \$250,402.00, AND TO APPROVE A BUDGET ADJUSTMENT

**Attachments:**      [MCE Ramsey-Overcrest Amendment 1 Legistar Packet](#)  
[BA - McClelland Consulting Ramsey and Overcrest](#)

**A. 5**      [2016-0078](#)**BID #16-19 T-G EXCAVATING, INC.:**

A RESOLUTION TO AWARD BID #16-19 AND AUTHORIZE A CONTRACT WITH T-G EXCAVATING, INC. IN THE AMOUNT OF \$2,373,333.00 FOR CONSTRUCTION SERVICES ASSOCIATED WITH THE OLD WIRE ROAD SEWER MAIN REPLACEMENT PROJECT, TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$237,333.30, AND TO APPROVE A BUDGET ADJUSTMENT

**Attachments:**      [TG Excavating Ramsey-Overcrest Legistar Packet](#)  
[BA - TG Excavating Ramsey and Overcrest](#)

**A. 6**      [2016-0087](#)**HUB INTERNATIONAL CONTRACT:**

A RESOLUTION TO APPROVE A ONE YEAR CONTRACT WITH HUB INTERNATIONAL IN THE AMOUNT OF \$13,000.00 WITH AUTOMATIC RENEWALS FOR THREE ADDITIONAL ONE YEAR TERMS FOR THE PROVISION OF INSURANCE BROKERAGE AND CONSULTATION SERVICES

**Attachments:**      [2016-0087 HUB International](#)

**B. Unfinished Business:**

**B. 1**      [2016-0061](#)**RZN 15-5240 (2514 W. LORI RD./RAZORBACK GOLF COURSE):**

AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 15-5240 FOR APPROXIMATELY 128 ACRES LOCATED AT 2514 WEST LORI ROAD FROM R-A, RESIDENTIAL-AGRICULTURAL; RSF-1, RESIDENTIAL SINGLE FAMILY ONE UNIT PER ACRE; AND RSF-4, RESIDENTIAL SINGLE FAMILY, 4 UNITS PER ACRE TO R - A, RESIDENTIAL-AGRICULTURAL; RMF-24, RESIDENTIAL MULTI-FAMILY, 24 UNITS PER ACRE; NC, NEIGHBORHOOD CONSERVATION; AND NS, NEIGHBORHOOD SERVICES, SUBJECT TO A BILL OF ASSURANCE

**Attachments:**[RZN 15-5240 CC reports](#)

*This Ordinance was left on the first reading at the February 16, 2016 City Council meeting.*

**B. 2**      [2016-0057](#)**AMEND § 72.58 OFF-STREET PARKING FACILITIES; RULES AND RATES:**

AN ORDINANCE TO AMEND § 72.58 **OFF-STREET PARKING FACILITIES; RULES AND RATES** (M) TO LIMIT THE MAYOR'S AUTHORITY TO ASSIGN ANY CITY OWNED PAID PARKING LOTS, ON-STREET PAID PARKING SPACES OR THE CLOSURE OF CITY STREETS FOR THE USE OF A PERMITTED SPECIAL EVENT TO NOT MORE THAN TWO (2) DAYS PER YEAR WITHOUT EXPRESS APPROVAL OF THE CITY COUNCIL

**Attachments:**[Agenda Request Form § 72.58](#)[City Attorney Memo Ord § 72.58](#)

*This Ordinance was left on the first reading at the February 16, 2016 City Council meeting.*

**C. New Business:**

**C. 1**      [2016-0068](#)**AIT SERVICES, INC.:**

AN ORDINANCE TO WAIVE THE REQUIREMENTS OF FORMAL COMPETITIVE BIDDING AND AUTHORIZE THE PURCHASE OF SPARE PARTS FOR THE THERMAL DRYING UNIT LOCATED AT THE BIOSOLIDS MANAGEMENT SITE FROM AIT SERVICES, INC. IN THE AMOUNT OF \$65,371.50 PLUS APPLICABLE TAXES, TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$7,174.52, AND TO WAIVE THE REQUIREMENTS OF FORMAL COMPETITIVE BIDDING FOR FUTURE PURCHASES OF PARTS AND REPAIR SERVICES THROUGH DECEMBER 31, 2018

**Attachments:**      [SRPacket - 2016-0068 - BMS Thermal Dryer Parts.pdf](#)

**C. 2**      [2016-0088](#)**LASERFICHE DOCUMENT MANAGEMENT SYSTEM FROM MCCI, LLC ADDITIONAL SOFTWARE USER LICENSES:**

AN ORDINANCE TO WAIVE THE REQUIREMENTS OF FORMAL COMPETITIVE BIDDING AND AUTHORIZE THE PURCHASE OF ADDITIONAL LASERFICHE USER LICENSES, THE LASERFICHE FORMS MODULE, ANNUAL SOFTWARE MAINTENANCE, AND FUTURE SOFTWARE AND SERVICE NEEDS THROUGH THE END OF FISCAL YEAR 2017 FROM MCCI, LLC IN AN AMOUNT NOT TO EXCEED \$235,000.00 PLUS APPLICABLE TAXES

**Attachments:**      [Laserfiche Packet 02182016](#)

**C. 3**      [2016-0085](#)**RZN 15-5293 (701 E. HUNTSVILLE RD./ROSE BAUER):**

AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 15-5293 FOR APPROXIMATELY 36.25 ACRES LOCATED AT 701 EAST HUNTSVILLE ROAD FROM RSF-4, RESIDENTIAL SINGLE FAMILY, 4 UNITS PER ACRE TO CS, COMMUNITY SERVICES; NC, NEIGHBORHOOD CONSERVATION AND R-A, RESIDENTIAL-AGRICULTURAL AND SUBJECT TO A BILL OF ASSURANCE

**Attachments:**      [15-5293 CC REQUEST](#)

**C. 4**      [2016-0086](#)**RZN 16-5299 (4170 W. MLK BLVD./CALYPSO PROPERTIES):**

AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 16-5299 FOR APPROXIMATELY 3.4 ACRES LOCATED AT 4170 WEST MARTIN LUTHER KING BOULEVARD FROM R-O, RESIDENTIAL OFFICE TO UT, URBAN THOROUGHFARE

**Attachments:**      [15-5299 CC REQUEST DOCS](#)

**C. 5**      [2016-0034](#)**WEST AVENUE PARKING LOT - DEVELOPMENT  
CONSIDERATION:**

A RESOLUTION TO EXPRESS THE CITY COUNCIL'S INTENT TO CONSIDER PROPOSALS FOR THE DEVELOPMENT AND IMPROVEMENT OF THE CITY'S 2.8 ACRE PROPERTY AT THE SOUTHWEST CORNER OF WEST AVENUE AND DICKSON STREET CURRENTLY USED AS THE WEST AVENUE PARKING LOT

**Attachments:**      [Resolution of Intent Agenda Item](#)

**C. 6**      [2016-0075](#)**2016 EMPLOYEE COMPENSATION:**

A RESOLUTION TO APPROVE A BUDGET ADJUSTMENT IN THE AMOUNT OF \$1,220,000.00 TO FUND THE CITY-WIDE 2016 EMPLOYEE COMPENSATION ADJUSTMENT, AND TO APPROVE A CERTIFICATION PAY PLAN FOR SWORN POLICE PERSONNEL

**Attachments:**      [2016 Employee Compensation](#)  
                                 [BA2016 - 2016-0075 ECP2016](#)

**C. 7**      [2016-0063](#)**AMEND § 164.19 ACCESSORY DWELLING UNITS (C):**

AN ORDINANCE TO AMEND § 164.19(C) OF THE FAYETTEVILLE CODE TO REMOVE THE 5,000 SQUARE FOOT MINIMUM LOT AREA REQUIREMENT FOR AN ACCESSORY DWELLING UNIT

**Attachments:**      [Agenda Request Packet § 164.19 \(C\)](#)

**D. City Council Agenda Session Presentations:****D. 1**      [2016-0055](#)

**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 479-575-8330.*

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