

City of Fayetteville, Arkansas

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



City Council Meeting

**April 5, 2016
5:30 p.m.**

**City Hall Room 219
113 West Mountain**

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*

***ELECTED OFFICIALS:
Mayor Lioneld Jordan
City Attorney Kit Williams
City Clerk Treasurer 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. 2016-0158 ADVERTISING AND PROMOTION COMMISSION APPOINTMENT:

Legislation Text

Tim Freeman A&P Appointment

Agenda Additions:

A. Consent:

- A. 1 2015-0644 APPROVAL OF THE MARCH 15, 2016 CITY COUNCIL MEETING MINUTES.

Legislation Text

- A. 2 2016-0127 BID #16-20 LIFT TRUCK SERVICE CENTER, INC.: A RESOLUTION TO AWARD BID #16-20 TO LIFT TRUCK SERVICE CENTER, INC. AND AUTHORIZE THE PURCHASE OF A 2016 NISSAN PLATINUM II SERIES FORKLIFT IN THE AMOUNT OF \$44,608.00 FOR USE BY THE RECYCLING AND TRASH COLLECTION DIVISION

Legislation Text

Bid #16-20 Lift Truck Service Center, Inc.

- A. 3 2016-0126 BID #16-21 PIG TRAIL HARLEY DAVIDSON: A RESOLUTION TO AWARD BID #16-21 TO PIG TRAIL HARLEY DAVIDSON OF ROGERS, ARKANSAS AND AUTHORIZE THE PURCHASE OF A 2016 HARLEY DAVIDSON FLHTP MOTORCYCLE IN THE AMOUNT OF \$24,459.88 FOR USE BY THE POLICE DEPARTMENT

Legislation Text

Bid #16-21 Pig Trail Harley Davidson

- A. 4 2016-0148 UNIVERSITY OF ARKANSAS COST SHARE AGREEMENT: A RESOLUTION TO APPROVE A COST SHARE AGREEMENT WITH THE UNIVERSITY OF ARKANSAS FOR A WATER MAIN UPGRADE ALONG PORTIONS OF MAPLE STREET AND OLIVER AVENUE

Legislation Text

University of Arkansas Cost Share Agreement

- A. 5 2016-0129 ARKANSAS FORESTRY COMMISSION GRANT: A RESOLUTION TO AUTHORIZE ACCEPTANCE OF A 50/50 MATCHING GRANT FROM THE ARKANSAS FORESTRY COMMISSION IN THE AMOUNT OF \$14,105.00 FOR THE PLANTING OF NATIVE SPECIES IN THE MEDIANS OF GARLAND AVENUE AND COLLEGE AVENUE, AND TO APPROVE A BUDGET ADJUSTMENT

Legislation Text

Arkansas Forestry Commission Grant

BA (Agenda Item) - UCF Median Tree Planting grant 3-11-16 (002)

- A. 6 2016-0132 ARKANSAS RECREATIONAL TRAILS GRANT: A RESOLUTION TO APPROVE AN AGREEMENT OF UNDERSTANDING WITH THE ARKANSAS STATE HIGHWAY AND TRANSPORTATION DEPARTMENT FOR THE ACCEPTANCE OF AN 80/20 ARKANSAS RECREATIONAL TRAILS GRANT IN THE AMOUNT OF \$56,000.00 FOR THE CONSTRUCTION OF A NATURE TRAIL BOARDWALK AT LAKE FAYETTEVILLE, AND TO APPROVE A BUDGET ADJUSTMENT

Legislation Text

Arkansas Recreational Trails Grant

BA (Agenda Item) - Federal Highway Admin boardwalk grant 3-11-16

- A. 7 2016-0146 SWEETSER CONSTRUCTION, INC.: A RESOLUTION TO AUTHORIZE A CONTRACT WITH SWEETSER CONSTRUCTION, INC. IN THE AMOUNT OF \$2,537,900.00 FOR THE CONSTRUCTION OF THE RUPPLE ROAD WIDENING PROJECT FROM PERSIMMON STREET TO CONGRESSIONAL ROAD, AND TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$250,000.00

Legislation Text

Sweetser Construction, Inc

- A. 8 2016-0137 FAYETTEVILLE CHAMBER OF COMMERCE ECONOMIC

DEVELOPMENT CONSULTING SERVICES: A RESOLUTION TO APPROVE AN EXTENSION OF UP TO THREE (3) MONTHS TO THE CONTRACT WITH THE FAYETTEVILLE CHAMBER OF COMMERCE FOR ECONOMIC DEVELOPMENT CONSULTING SERVICES IN AN AMOUNT NOT TO EXCEED \$41,250.00, AND TO APPROVE A BUDGET ADJUSTMENT

Legislation Text

Fayetteville Chamber of Commerce Economic Development Consulting Services

BA E.D Contract Extension

B. Unfinished Business:

- B. 1 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 OR ON-STREET PAID PARKING SPACES WITHIN THE ENTERTAINMENT DISTRICT 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

Legislation Text

Amend 72.58 Off-Street Parking Facilities; Rules and Rates

C. New Business:

- C. 1 2016-0139 TREE PRESERVATION AREA MODIFICATION AT FOREST HILLS: AN ORDINANCE TO VACATE PORTIONS OF A TREE PRESERVATION AREA TO FACILITATE DEVELOPMENT, TO PRESERVE THE BEST QUALITY, MOST SIGNIFICANT TREES AND TO DEDICATE A LARGER TREE PRESERVATION AREA

Legislation Text

Tree Preservation Area Modification at Forest Hills

- C. 2 2016-0149 WALTON FAMILY FOUNDATION AGREEMENT - CATO SPRINGS TRAIL: A RESOLUTION TO EXPRESS THE CITY COUNCIL'S THANKS AND GRATITUDE TO THE WALTON FAMILY FOUNDATION FOR ITS GENEROUS \$2,000,000.00 MATCHING GRANT FOR THE CONSTRUCTION OF THE CATO SPRINGS TRAIL FROM THE TOWN BRANCH TRAIL TO THE REGIONAL PARK, TO APPROVE THE GRANT AGREEMENT AND TO APPROVE A BUDGET ADJUSTMENT TO RECOGNIZE THIS \$2,000,000.00 GRANT

Legislation Text

Walton Family Foundation Agreement Cato Springs Trail

BA - Walton Family Foundation Grant (Cato Springs Trail 02016.1405)

- C. 3 2016-0130 INTERNAL AUDIT DIVISION CHARTER: AN ORDINANCE TO AMEND CHAPTER 33 OF THE FAYETTEVILLE CODE TO RENUMBER THE SECTIONS OF ARTICLE XXV AUDIT COMMITTEE AND INTERNAL AUDITOR AND RESERVE SECTIONS 33.365 THROUGH 33.369 AND 33.375 THROUGH 33.379 FOR FUTURE USE, AND TO APPROVE AN AMENDMENT TO THE INTERNAL AUDIT DIVISION CHARTER REDUCING THE NUMBER OF REQUIRED ANNUAL MEETINGS FROM FOUR TO THREE TO BE CONSISTENT WITH THE REQUIREMENTS OF THE CITY CODE

Legislation Text

Internal Audit Division Charter

- C. 4 2016-0144 VAC 16-5324 (NE CORNER OF DRAKE & MCCONNELL/NELMS CLIMBING GYM): AN ORDINANCE TO APPROVE VAC 16-5324 SUBMITTED BY JORGENSEN AND ASSOCIATES, INC. FOR PROPERTY LOCATED AT THE NORTHEAST CORNER OF DRAKE AND MCCONNELL TO VACATE PORTIONS OF A UTILITY EASEMENT

Legislation Text

16-5324 VAC 16-5324: Vacation (NE CORNER OF DRAKE & MCCONNELL/NELMS CLIMBING GYM)

- C. 5 2016-0145 VAC 16-5323 (4030 N. COLLEGE AVE./WHATABURGER): AN ORDINANCE TO APPROVE VAC 16-5323 SUBMITTED BY CRAFTON TULL, INC. FOR PROPERTY LOCATED AT 4030 NORTH COLLEGE AVENUE TO VACATE A PORTION OF A UTILITY EASEMENT

Legislation Text

16-5323 VAC 16-5323: Vacation (4030 N. COLLEGE AVE./WHATABURGER, 135)

- C. 6 2016-0150 VAC 16-5322 (2011 W. FOXGLOVE DR./CRAIN VOLKSWAGON): AN ORDINANCE TO APPROVE VAC 16-5322 SUBMITTED BY CRAFTON TULL, INC. FOR PROPERTY LOCATED AT 2011 WEST FOXGLOVE DRIVE TO VACATE PORTIONS OF ACCESS AND UTILITY EASEMENTS

Legislation Text

16-5322 VAC 16-5322: Vacation (2011 W. FOXGLOVE DR./CRAIN VOLKSWAGON, 286)

- C. 7 2016-0151 ADM 16-5340 (UDC CHAPTER 164.19 AMENDMENTS): AN ORDINANCE TO AMEND THE DEFINITION OF ACCESSORY DWELLING UNIT IN § 151.01 AND TO AMEND PORTIONS OF § 164.19 ACCESSORY DWELLING UNITS TO REMOVE LOT SIZE REQUIREMENTS, INCREASE THE ALLOWED

SIZE FROM 600 SQUARE FEET TO 950 SQUARE FEET AND MAKE OTHER CHANGES

Legislation Text

ADM 16-5340 (UDC Chapter 164.19 Amendments)

- C. 8 2016-0125 AMEND THE RULES OF ORDER AND PROCEDURE: A RESOLUTION TO AMEND THE RULES OF ORDER AND PROCEDURE OF THE FAYETTEVILLE CITY COUNCIL A. 7. d. TO AUTHORIZE THE CITY COUNCIL TO ALLOW A REPRESENTATIVE OF THE PUBLIC OPPOSING THE ORDINANCE OR RESOLUTION TO USE AN ELECTRONIC VISUAL AID PRESENTATION ON THE ISSUE

Legislation Text

Amend the Rules of Order and Procedure

D. City Council Agenda Session Presentations:

- D. 1 2016-0048 AGENDA SESSION PRESENTATION - UPDATE ON CONSTRUCTION EFFORTS AT REGIONAL PARK

Legislation Text

- D. 2 2016-0160 TOUR OF THE RENNOVATED CITY COUNCIL CHAMBERS AND REVIEW WITH THE CITY COUNCIL THE NEW VOTE CAST SYSTEM & PRESENTATION TECHNOLOGY

Legislation Text

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 or in the office of the City Clerk, 113 W. Mountain, Fayetteville, Arkansas.