

City of Fayetteville, Arkansas

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



City Council Agenda Session

**February 14, 2017
4:30 p.m.**

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
Sarah Bunch Ward 3
John S. La Tour 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. 2017-0067 AWARD PRESENTATION - CERTIFICATE OF ACHIEVEMENT

Legislation Text

Agenda Additions

A. Consent:

- A. 1 2016-0569 APPROVAL OF THE JANUARY 31, 2017 SPECIAL CITY COUNCIL MEETING MINUTES AND THE FEBRUARY 7, 2017 CITY COUNCIL MEETING MINUTES.

Legislation Text

- A. 2 2017-0065 JL BRYSON, INC. AND CH2M HILL ENGINEERS, INC. SETTLEMENT AGREEMENT: A RESOLUTION TO AUTHORIZE MAYOR JORDAN TO SIGN A SETTLEMENT AGREEMENT WITH JL BRYSON, INC. AND CH2M HILL ENGINEERS, INC. REGARDING A DELAY CLAIM ASSOCIATED WITH THE INSTALLATION OF THE OZONE DISINFECTION SYSTEM AT THE NOLAND WASTEWATER TREATMENT PLANT, TO APPROVE A PAYMENT IN THE AMOUNT OF \$19,000.00 TO JL BRYSON, INC., AND TO APPROVE A BUDGET ADJUSTMENT

Legislation Text

JL BRYSON, INC. AND CH2M HILL ENGINEERS, INC. SETTLEMENT AGREEMENT

BA JL BRYSON, INC. AND CH2M HILL ENGINEERS, INC. SETTLEMENT AGREEMENT

- A. 3 2017-0070 ERIN KAISER REIMBURSEMENT: A RESOLUTION PURSUANT TO FAYETTEVILLE CODE OF ORDINANCES SECTION 39.10(C)(4) TO AUTHORIZE THE MAYOR TO PAY THE AMOUNT OF \$6,258.18 TO ERIN KAISER FOR A

WASTEWATER DAMAGE CLAIM ARISING AT 2232 NORTH BRIARWOOD LANE
IN ADDITION TO A PREVIOUS PAYMENT OF \$14,557.62 TO SERVPRO FOR
SEWER DAMAGE MITIGATION SERVICES

Legislation Text

ERIN KAISER REIMBURSEMENT

B. Unfinished Business:

- B. 1 2016-0506 SOLID WASTE REDUCTION, DIVERSION AND RECYCLING
MASTER PLAN: A RESOLUTION TO ADOPT THE SOLID WASTE REDUCTION,
DIVERSION AND RECYCLING MASTER PLAN AS DEVELOPED BY KESSLER
CONSULTING, INCORPORATED

Legislation Text

SOLID WASTE REDUCTION, DIVERSION AND RECYCLING MASTER PLAN

C. New Business:

- C. 1 2017-0069 KESSLER CONSULTING, INC.: A RESOLUTION TO AUTHORIZE
MAYOR JORDAN TO MAKE A FINAL PAYMENT TO KESSLER CONSULTING,
INC. IN THE AMOUNT OF \$11,010.00 FOR EXTRA WORK ASSOCIATED WITH
THE SOLID WASTE REDUCTION, DIVERSION, AND RECYCLING MASTER
PLAN, AND TO APPROVE A BUDGET ADJUSTMENT

Legislation Text

KESSLER CONSULTING, INC.:

BA KESSLER CONSULTING, INC.

- C. 2 2017-0054 RZN 16-5667 (1918 S. GARLAND AVE./ANDERSON): AN
ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING
PETITION RZN 16-5667 FOR ABOUT 0.32 ACRES LOCATED AT 1918 S.
GARLAND AVENUE FROM I-1, HEAVY COMMERCIAL & LIGHT INDUSTRIAL
TO RSF-8, RESIDENTIAL SINGLE FAMILY, 8 UNITS PER ACRE

Legislation Text

RZN 16-5667 (1918 S. GARLAND AVE./ANDERSON)

- C. 3 2017-0052 VAC 16-5687: (2790 N. SIGNET PLACE/BOWERS): AN ORDINANCE
TO APPROVE VAC 16-5687 FOR PROPERTY LOCATED AT 2790 N. SIGNET
PLACE TO VACATE A PORTION OF A GENERAL UTILITY EASEMENT

Legislation Text

VAC 16-5687: (2790 N. SIGNET PLACE/BOWERS)

- C. 4 2017-0053 VAC 16-5688: (3300 W. GROVE DR./PLANET FITNESS): AN ORDINANCE TO APPROVE VAC 16-5688 FOR PROPERTY LOCATED AT 3300 W. GROVE DRIVE TO VACATE A WATER/SEWER EASEMENT

Legislation Text

VAC 16-5688 (3300 W. GROVE DR./PLANET FITNESS)

- C. 5 2017-0079 AMENDMENT TO THE 2017 ADOPTED BUDGET: A RESOLUTION TO AMEND THE 2017 ADOPTED BUDGET BY REAPPROPRIATING \$63,137,158.00 IN BONDED OR ONGOING CAPITAL PROJECTS, OUTSTANDING OBLIGATIONS AND GRANT FUNDED ITEMS

Legislation Text

AMEND THE 2017 ADOPTED BUDGET

- C. 6 2017-0076 AMEND §110.02 TELECOMMUNICATIONS FRANCHISES: AN ORDINANCE TO AMEND §110.02 TELECOMMUNICATIONS FRANCHISES OF THE CITY CODE TO INCLUDE AND INCORPORATE REFERENCES TO COMPETING LOCAL EXCHANGE CARRIERS AND ANY OTHER TELECOMMUNICATIONS PROVIDERS DESIRING TO USE CITY STREET RIGHTS OF WAY

Legislation Text

AMEND §110.02 TELECOMMUNICATIONS FRANCHISES

D. City Council Agenda Session Presentations:

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.