

City of Fayetteville, Arkansas

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



City Council Meeting

**May 2, 2017
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
Sarah Bunch 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. 2017-0213 CH2M HILL ENGINEERS, INC: TEN (10) YEARS ACCUMULATIVE SAFETY AWARD

Legislation Text

CH2M HILL ENGINEERS, INC: TEN (10) YEARS ACCUMULATIVE SAFETY AWARD

Agenda Additions:

A. Consent:

- A. 1 2016-0574 APPROVAL OF THE APRIL 18, 2017 CITY COUNCIL MEETING MINUTES.

Legislation Text

- A. 2 2017-0215 SOUTH DELTA AVIATION, INC. THREE YEAR LEASE AGREEMENT: A RESOLUTION TO APPROVE A THREE YEAR LEASE AGREEMENT WITH SOUTH DELTA AVIATION, INC. FOR THE AIRPORT HANGAR AT 4568 SOUTH SCHOOL AVENUE AND OFFICE SPACE IN THE AIRPORT TERMINAL BUILDING AT 4500 SOUTH SCHOOL AVENUE FOR RENT IN THE AMOUNT OF \$4,200.00 PER MONTH

Legislation Text

SOUTH DELTA AVIATION, INC.

- A. 3 2017-0203 T-N-T, INC. CHANGE ORDER NO. 3: A RESOLUTION TO APPROVE CHANGE ORDER NO. 3 TO THE CONTRACT WITH T-N-T, INC. OF VAN BUREN, ARKANSAS IN THE AMOUNT OF \$21,096.00 FOR ROAD AND PARKING IMPROVEMENTS AT WILSON PARK, AND TO APPROVE A BUDGET ADJUSTMENT

Legislation Text

T-N-T, INC. CHANGE ORDER NO. 3

BA T-N-T, INC. CHANGE ORDER NO. 3

- A. 4 2017-0209 FAYETTEVILLE DISTRICT COURT ACCESS CONTROL AND VIDEO SURVEILLANCE SYSTEMS: A RESOLUTION TO APPROVE A BUDGET ADJUSTMENT IN THE AMOUNT OF \$30,000.00 RECOGNIZING REVENUE FROM THE COURT AUTOMATION FUND FOR UPGRADES TO THE ACCESS CONTROL AND VIDEO SURVEILLANCE SYSTEMS USED BY THE FAYETTEVILLE DISTRICT COURT

Legislation Text

FAYETTEVILLE DISTRICT COURT ACCESS CONTROL AND VIDEO SURVEILLANCE SYSTEMS

BA FAYETTEVILLE DISTRICT COURT ACCESS CONTROL AND VIDEO SURVEILLANCE SYSTEMS

- A. 5 2017-0183 HAWKINS-WEIR ENGINEERS, INC.: A RESOLUTION TO APPROVE A PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH HAWKINS-WEIR ENGINEERS, INC. IN AN AMOUNT NOT TO EXCEED \$71,820.00 FOR ENGINEERING SERVICES RELATED TO THE ELIMINATION OF THE MASTERS SEWER LIFT STATION, AND TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$7,182.00

Legislation Text

HAWKINS-WEIR ENGINEERS, INC.

- A. 6 2017-0199 WASHINGTON REGIONAL MEDICAL CENTER: A RESOLUTION TO WAIVE AND RELEASE ALL RIGHTS OF FIRST REFUSAL WITHIN PARAGRAPH 5.(C) OF THE REAL ESTATE CONVEYANCE AGREEMENT OF OCTOBER 4, 2011 AND THE OCTOBER 13, 2011 QUIT CLAIM DEED CONVEYING THE PROPERTY TO WASHINGTON REGIONAL MEDICAL CENTER

Legislation Text

WASHINGTON REGIONAL MEDICAL CENTER

- A. 7 2017-0216 UNIVERSITY OF ARKANSAS - RAZORBACK TRANSIT: A RESOLUTION TO APPROVE A ONE YEAR CONTRACT WITH THE UNIVERSITY OF ARKANSAS - RAZORBACK TRANSIT WITH AUTOMATIC RENEWALS FOR UP TO FOUR ADDITIONAL ONE YEAR TERMS IN AN ANNUAL AMOUNT OF \$250,000.00 FOR THE PROVISION OF PUBLIC TRANSIT SERVICES WITHIN THE CITY OF FAYETTEVILLE

Legislation Text

UNIVERSITY OF ARKANSAS - RAZORBACK TRANSIT

- A. 8 2017-0214 CONDEMNATION LITIGATION SETTLEMENT AGREEMENT: A RESOLUTION TO AUTHORIZE A SETTLEMENT AGREEMENT WITH DRAKE STREET PROPERTY, LLC; 1155 PROPERTIES, LLC; AND RPM1 PROPERTIES-FAYETTEVILLE, LLC A/K/A RPM1 PROPERTIES, LLC CONCERNING CONDEMNATION LITIGATION FILED FOR THE WATER AND SEWER RELOCATIONS ASSOCIATED WITH ARKANSAS HIGHWAY AND TRANSPORTATION DEPARTMENT PROJECT BB0414 - INTERSTATE 49 AND HIGHWAY 112 INTERCHANGE

Legislation Text

CONDEMNATION LITIGATION SETTLEMENT AGREEMENT

B. Unfinished Business: None

C. New Business:

- C. 1 2017-0217 BILL OF ASSURANCE AMENDMENT (354 N. DOUBLE SPRINGS RD./PINNACLE BANK): AN ORDINANCE TO REPLACE A BILL OF ASSURANCE TO ALLOW THE DEVELOPMENT OF THE 9.7 ACRE PARCEL AT 354 DOUBLE SPRINGS ROAD WITH UP TO 9 ATTACHED DWELLINGS UNITS AND 35 SINGLE-FAMILY DETACHED HOUSES

Legislation Text

AMENDMENT TO A BILL OF ASSURANCE (354 N. DOUBLE SPRINGS RD./PINNACLE BANK).

- C. 2 2017-0218 CULLERS SEWER EXTENSION: A RESOLUTION TO APPROVE AN EXTENSION OF THE CITY'S SEWERAGE SYSTEM BEYOND THE CITY LIMITS TO A PROPOSED DEVELOPMENT NEAR HUGHMOUNT ROAD AND LIERLY LANE

Legislation Text

CULLERS SEWER EXTENSION

- C. 3 2017-0201 UNIVERSITY OF ARKANSAS SEFOR SEWER AGREEMENT: A RESOLUTION TO APPROVE AN AGREEMENT WITH THE UNIVERSITY OF ARKANSAS TO ACCEPT WASTEWATER FROM THE UNIVERSITY'S SOUTHWEST EXPERIMENTAL FAST OXIDE REACTOR FACILITY INTO THE CITY'S SANITARY SEWER SYSTEM FOR TREATMENT

Legislation Text

UNIVERSITY OF ARKANSAS SEFOR SEWER AGREEMENT

- C. 4 2017-0028 AMEND § 51.146 BACKFLOW PREVENTION: AN ORDINANCE TO AMEND § 51.146 BACKFLOW PREVENTION OF THE FAYETTEVILLE CODE TO MORE CLOSELY CONFORM TO THE LATEST AMERICAN WATER WORKS ASSOCIATION AND ARKANSAS STATE PLUMBING CODE

Legislation Text

BACKFLOW PREVENTION CODE REVISION

- C. 5 2017-0205 RZN 17-5728 (1640 S. HANSHEW RD./WM. LINDSEY): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 17-5728 FOR APPROXIMATELY 1.25 ACRES LOCATED AT 1640 S. HANSHEW ROAD FROM RSF-4, RESIDENTIAL SINGLE-FAMILY, 4 UNITS PER ACRE TO C-2, THOROUGHFARE COMMERCIAL

Legislation Text

RZN 17-5728 (1640 S. HANSHEW RD./WM. LINDSEY)

- C. 6 2017-0207 RZN 17-5733 (SE OF CROSSOVER RD. & HEARTHSTONE DR.): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 17-5733 FOR APPROXIMATELY 1.79 ACRES LOCATED AT SOUTHEAST CORNER OF CROSSOVER ROAD AND HEATHSTONE DRIVE FROM R-O, RESIDENTIAL OFFICE, AND RSF-4, RESIDENTIAL SINGLE FAMILY, 4 UNITS PER ACRE TO NS-G, NEIGHBORHOOD SERVICES, GENERAL

Legislation Text

RZN 17-5733 (SE OF CROSSOVER RD. & HEARTHSTONE DR.)

- C. 7 2017-0204 VAC 17-5753 (SE CORNER OF CROSSOVER RD. & HEARTHSTONE DR./CP PROPERTIES): AN ORDINANCE TO APPROVE VAC 15-5753 FOR PROPERTY LOCATED AT SOUTHEAST CORNER OF CROSSOVER ROAD AND HEARTHSTONE DRIVE TO VACATE A PORTION OF A DRAINAGE EASEMENT AND A PORTION OF A UTILITY EASEMENT

Legislation Text

VAC 17-5753 (SE CORNER OF CROSSOVER RD. & HEARTHSTONE DR./CP PROPERTIES)

- C. 8 2017-0211 FAYETTEVILLE COMMERCE PARK LAND SALE: A RESOLUTION TO SELL ABOUT 5 ACRES OF LAND IN THE COMMERCE DISTRICT TO AR-CANNA, LLC FOR \$75,000.00 CONTINGENT ON AR-CANNA, LLC RECEIVING A MEDICAL MARIJUANA CULTIVATION FACILITY LICENSE FROM THE STATE OF ARKANSAS

Legislation Text

D. City Council Agenda Session Presentations:

D. 1 2017-0212 AGENDA SESSSION PRESENTATION - FAYETTEVILLE URBAN FORESTRY ADVISORY BOARD ANNUAL REPORT

Legislation Text

Urban Forestry Advisory Board 2017

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.