

City of Fayetteville, Arkansas

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



City Council Meeting

**January 15, 2019
5:30 p.m.**

**City Hall Room 219
113 West Mountain**

City Council Members

*Sonia Gutierrez Ward 1
Sarah Marsh Ward 1
Mark Kinion Ward 2
Matthew Petty Ward 2
Sloan Scroggin Ward 3
Sarah Bunch Ward 3*

***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

1. 2018-0640 PRESENTATION OF THE CITY OF FAYETTEVILLE MARTIN LUTHER KING BROTHERHOOD AWARD

Legislation Text

2. 2018-0641 STATE OF THE CITY ADDRESS - MAYOR LIONELD JORDAN

Legislation Text

City Council Meeting Presentations, Reports and Discussion Items

3. 2019-0033 HOUSING AUTHORITY BOARD APPOINTMENT - EZRA BREASHEARS

Legislation Text

Agenda Additions

A. Consent

- A. 1 2018-0771 APPROVAL OF THE DECEMBER 18, 2018 AND JANUARY 3, 2019 CITY COUNCIL MEETING MINUTES.

Legislation Text

- A. 2 2018-0750 BID #19-15 HOLTZCLAW EXCAVATING, INC.: A RESOLUTION TO AWARD BID #19-15 AND AUTHORIZE THE PURCHASE OF WASTE DISPOSAL SERVICES FOR CONSTRUCTION DEBRIS FROM HOLTZCLAW EXCAVATING, INC. IN THE AMOUNT OF \$15.00 PER LOAD AS NEEDED THROUGH THE END OF 2019

Legislation Text

BID 19-15 HOLTZCLAW EXCAVATING, INC.

- A. 3 2018-0767 2019 OVERLAY AND SIDEWALK PROJECTS: A RESOLUTION TO APPROVE THE TRANSPORTATION DIVISION OVERLAY AND SIDEWALK PROJECTS LIST FOR 2019

Legislation Text

2019 OVERLAY AND SIDEWALK PROJECTS:

- A. 4 2018-0752 MSI CONSULTING GROUP, LLC: A RESOLUTION TO AUTHORIZE THE PURCHASE OF ANNUAL SOFTWARE MAINTENANCE FROM MSI CONSULTING GROUP, LLC FOR VIRTUAL JUSTICE SOFTWARE USED BY THE DISTRICT COURT, POLICE DEPARTMENT AND THE CITY PROSECUTOR DIVISION IN THE AMOUNT OF \$21,600.00 PLUS APPLICABLE TAXES, AND TO APPROVE A 5% PROJECT CONTINGENCY IN THE EVENT ADDITIONAL LICENSES ARE NEEDED

Legislation Text

MSI CONSULTING GROUP, LLC

- A. 5 2018-0772 FAYETTEVILLE DISTRICT COURT EQUIPMENT UPGRADES: A RESOLUTION TO APPROVE A BUDGET ADJUSTMENT IN THE AMOUNT OF \$25,000.00 RECOGNIZING REVENUE FROM THE COURT AUTOMATION FUND FOR UPGRADES TO THE SERVERS, SOFTWARE, COMPUTERS, AND RELATED TECHNOLOGY EQUIPMENT USED BY THE FAYETTEVILLE DISTRICT COURT

Legislation Text

FAYETTEVILLE DISTRICT COURT EQUIPMENT UPGRADES

BA_FAYETTEVILLE DISTRICT COURT EQUIPMENT UPGRADES

- A. 6 2018-0773 NEOGOV ANNUAL SOFTWARE MAINTENANCE: A RESOLUTION TO AUTHORIZE THE PURCHASE OF ANNUAL SOFTWARE MAINTENANCE FROM GOVERNMENTJOBS.COM, INC. D/B/A NEOGOV FOR THE CITY'S HUMAN RESOURCES SOFTWARE IN THE AMOUNT OF \$24,707.03 PLUS APPLICABLE TAXES

Legislation Text

NEGOV ANNUAL SOFTWARE MAINTENANCE:

- A. 7 2018-0766 WALKER FAMILY RESIDENTIAL COMMUNITY COMPLEX: A RESOLUTION TO APPROVE A CONTRACT WITH SEVEN HILLS HOMELESS CENTER TO PROVIDE FUNDING ASSISTANCE IN THE AMOUNT OF \$57,000.00 FOR MAINTENANCE AND REPAIRS AT THE WALKER FAMILY RESIDENTIAL COMMUNITY COMPLEX IN 2019

Legislation Text

WALKER FAMILY RESIDENTIAL COMMUNITY COMPLEX:

- A. 8 2018-0779 SOMETHING DIFFERENT, LLC: A RESOLUTION TO AUTHORIZE A TEN-MONTH CONTRACT WITH SOMETHING DIFFERENT, LLC, WITH AUTOMATIC RENEWALS FOR UP TO FOUR ONE YEAR TERMS, PURSUANT TO RFP 18-16, TO PROVIDE FOR OPERATION OF THE CONCESSION STANDS AT KESSLER MOUNTAIN REGIONAL PARK SOCCER COMPLEX, GARY HAMPTON SOFTBALL COMPLEX, LAKE FAYETTEVILLE SOFTBALL COMPLEX, AND THE WILSON PARK POOL

Legislation Text

SOMETHING DIFFERENT, LLC:

- A. 9 2018-0702 ENVIRONMENTAL CONSULTING OPERATIONS, INC. AMENDMENT NO. 5: A RESOLUTION TO APPROVE AMENDMENT NO. 5 TO THE CONTRACT WITH ENVIRONMENTAL CONSULTING OPERATIONS, INC. IN THE AMOUNT OF \$66,255.00 FOR WETLANDS MITIGATION SITE MONITORING AND MANAGEMENT IN 2019

Legislation Text

ENVIRONMENTAL CONSULTING OPERATIONS, INC.

- A. 10 2018-0729 CH2M HILL ENGINEERS, INC.: A RESOLUTION TO APPROVE AN AMENDMENT TO THE 2018 CONTRACT WITH CH2M HILL ENGINEERS, INC. IN THE AMOUNT OF \$95,339.16 TO RECONCILE COSTS INCURRED IN OVERHAULING BELT FILTER PRESSES AT THE NOLAND AND WEST SIDE WATER RESOURCE RECOVERY FACILITIES, AND TO AUTHORIZE A PAYMENT IN THAT AMOUNT

Legislation Text

CH2M HILL ENGINEERS, INC.

B. Unfinished Business: None

C. New Business

- C. 1 2018-0769 GARVER, LLC AMENDMENT NO. 1: A RESOLUTION TO APPROVE AMENDMENT NO. 1 TO THE PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH GARVER, LLC IN THE AMOUNT OF \$80,100.00 FOR ADDITIONAL DESIGN AND CONSTRUCTION PHASE SERVICES RELATED TO THE MEADOW STREET PARKING DECK REHABILITATION PROJECT, TO APPROVE ADDITIONAL PROJECT CONTINGENCY IN THE AMOUNT OF \$8,010.00, AND TO APPROVE A BUDGET ADJUSTMENT

Legislation Text

GARVER, LLC AMENDMENT NO. 1:

BA GARVER, LLC AMENDMENT NO. 1:

- C. 2 2018-0730 ANDRITZ SEPARATION, INC.: AN ORDINANCE TO WAIVE FORMAL COMPETITIVE BIDDING AND ACCEPT A REPAIR QUOTE OF \$33,497.00 PLUS APPLICABLE TAXES FROM ANDRITZ SEPARATION, INC. TO REPAIR BELT FILTER PRESSES AT THE NOLAND AND WEST SIDE WATER RESOURCE RECOVERY FACILITIES

Legislation Text

ANDRITZ SEPARATION, INC.

- C. 3 2018-0734 OVIVO USA, LLC: AN ORDINANCE TO WAIVE THE REQUIREMENTS OF FORMAL COMPETITIVE BIDDING AND APPROVE THE PURCHASE OF TWO MACERATOR PUMPS FOR THE WEST SIDE AND NOLAND WATER RESOURCE RECOVERY FACILITIES FROM OVIVO USA, LLC IN THE TOTAL AMOUNT OF \$47,800.01 PLUS APPLICABLE TAXES

Legislation Text

OVIVO USA, LLC

- C. 4 2018-0778 ARKANSAS ONE-CALL SYSTEM, INC.: AN ORDINANCE TO WAIVE COMPETITIVE BIDDING THROUGH 2022 AND APPROVE THE PURCHASE OF UTILITY LOCATING SERVICES FOR 2019 FROM ARKANSAS ONE-CALL SYSTEM, INC. IN AN AMOUNT NOT TO EXCEED \$30,000.00

Legislation Text

ARKANSAS ONE-CALL SYSTEM, INC.

- C. 5 2018-0768 PAYBYPHONE LIMITED: AN ORDINANCE TO WAIVE COMPETITIVE BIDDING AND AUTHORIZE AN EXTENSION OF THE CONTRACT FOR PARKING PAYMENT SERVICES WITH PAYBYPHONE LIMITED THROUGH 2022

Legislation Text

PAYBYPHONE LIMITED:

- C. 6 2018-0770 APPEAL RZN 18-6380 (1882 STARR RD./JB HAYES): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 18-6380 FOR APPROXIMATELY 1.20 ACRES LOCATED AT 1882 NORTH STARR DRIVE FROM RSF-4, RESIDENTIAL SINGLE FAMILY, 4 UNITS PER ACRE TO NS-L, NEIGHBORHOOD SERVICES-LIMITED

Legislation Text

APPEAL RZN 18-6380 (1882 STARR RD./JB HAYES):

D. City Council Agenda Session Presentations

E. City Council Tour

F. Announcements

G. Adjournment

NOTICE TO MEMBERS OF THE AUDIENCE

All interested persons may appear and address the City Council on Unfinished Business, New Business, and Public Hearings at City Council meetings. If you wish to address the City Council on an agenda item, please wait for the Mayor or Chair to request public comment then queue behind the podium. When the Mayor or Chair recognizes you, approach the podium and give your name and address. Comments are to be addressed to the Mayor or Chair. The Mayor or Chair will direct your comments to the appropriate elected officials, staff, or others for response. Keep your comments respectful, brief, to the point, and relevant to the agenda item being considered. Each speaker from the public will be allowed one turn at the microphone for discussion of an agenda item.

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.

Unfinished 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. City staff, City Council members, and applicants may use electronic visual aids in the City Council meeting as part of the presentation of the agenda item.

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. A simple majority of the City Council members, present and voting, may authorize a representative of a Fayetteville citizens' group opposing the ordinance or resolution to present an electronic visual aid not to exceed five minutes, but no other electronic visual aid presentations will be allowed; however, 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's 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 City Council. 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 City Council member 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 a City Council member 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 Telecommunications Device for the Deaf (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 on our website at www.fayetteville-ar.gov or in the office of the City Clerk, 113 W. Mountain, Fayetteville, Arkansas (479) 575-8323.

All cell phones must be silenced and may not be used within the City Council Chambers.