

# City of Fayetteville, Arkansas

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



## City Council Meeting

**February 19, 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**

**City Council Meeting Presentations, Reports and Discussion Items**

**Agenda Additions**

**A. Consent**

- A. 1 2019-0002 APPROVAL OF THE FEBRUARY 5, 2019 CITY COUNCIL MEETING MINUTES

Legislation Text

- A. 2 2019-0079 NWA OPO, LLC: A RESOLUTION TO APPROVE A FIVE-YEAR LEASE AGREEMENT WITH NWA OPO, LLC TO RENT THE PATIO AREA ADJOINING THE OLD POST OFFICE

Legislation Text

NWA OPO, LLC

- A. 3 2019-0075 FEDERAL AND STATE LAW ENFORCEMENT FORFEITURES: A RESOLUTION TO APPROVE A BUDGET ADJUSTMENT IN THE AMOUNT OF \$71,744.00 RECOGNIZING REVENUE ASSOCIATED WITH FEDERAL AND STATE LAW ENFORCEMENT FORFEITURES

Legislation Text

FEDERAL AND STATE LAW ENFORCEMENT FORFEITURES

BA FEDERAL AND STATE LAW ENFORCEMENT FORFEITURES

- A. 4 2019-0086 RFQ #19-01 MCCLELLAND CONSULTING ENGINEERS, INC.: A RESOLUTION TO AWARD RFQ #19-01 AND APPROVE MCCLELLAND CONSULTING ENGINEERS, INC. AS PRIMARY PROVIDER AND GTS, INC. AS SECONDARY PROVIDER OF ON-CALL MATERIALS TESTING SERVICES AS NEEDED THROUGH DECEMBER 31, 2019

Legislation Text

RFQ #19-01 MCCLELLAND CONSULTING ENGINEERS, INC.

- A. 5 2019-0092 RFQ #19-02 ON-CALL SURVEYING SERVICES: A RESOLUTION TO AWARD RFQ #19-02 AND APPROVE MCCLELLAND CONSULTING ENGINEERS, INC. AS PRIMARY PROVIDER AND OLSSON ASSOCIATES, INC. AS SECONDARY PROVIDER OF ON-CALL SURVEYING SERVICES AS NEEDED THROUGH DECEMBER 31, 2019

Legislation Text

RFQ #19-02 ON-CALL SURVEYING SERVICES:

- A. 6 2019-0090 GARVER, LLC: A RESOLUTION TO APPROVE TASK ORDER NO. 12 WITH GARVER, LLC IN THE AMOUNT OF \$30,440.00 FOR DESIGN, BIDDING AND CONSTRUCTION PHASE SERVICES FOR THE AIRPORT AIRFIELD BEACON AND WIND CONES PROJECT, TO APPROVE THE APPLICATION FOR AND ACCEPTANCE OF AN 80/20 GRANT FROM THE ARKANSAS DEPARTMENT OF AERONAUTICS IN AN AMOUNT NOT TO EXCEED \$250,000.00, AND TO APPROVE A BUDGET ADJUSTMENT

Legislation Text

GARVER, LLC

BA\_GARVER, LLC

- A. 7 2019-0091 ANDY AND JESSICA WINKELMAN WATER DAMAGE CLAIM: A RESOLUTION PURSUANT TO §39.10(C)(4) OF THE FAYETTEVILLE CITY CODE TO AUTHORIZE THE MAYOR TO PAY THE AMOUNT OF \$15,775.43 TO ANDY AND JESSICA WINKELMAN FOR A WATER DAMAGE CLAIM ARISING AT 1027 EAST BONNIE LANE IN ADDITION TO A PREVIOUS PAYMENT OF \$2,507.57 TO SERVICEMASTER FOR WATER DAMAGE MITIGATION SERVICES

Legislation Text

ANDY AND JESSICA WINKELMAN DAMAGE CLAIM

- A. 8 2019-0083 ARKANSAS REGIONAL PLANNING COMMISSION MEMBERSHIP: A RESOLUTION TO AUTHORIZE THE CITY'S CONTINUED MEMBERSHIP IN THE NORTHWEST ARKANSAS REGIONAL PLANNING COMMISSION THROUGH 2023 AND TO APPROVE THE PAYMENT OF MEMBERSHIP DUES FOR 2019 IN THE AMOUNT OF \$51,506.00

Legislation Text

ARKANSAS REGIONAL PLANNING COMMISSION MEMBERSHIP

- A. 9 2019-0087 FAYETTEVILLE PUBLIC SCHOOL COOPERATIVE AGREEMENT: A RESOLUTION TO EXPRESS THE INTENTION OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE TO WORK JOINTLY AND COOPERATIVELY WITH THE FAYETTEVILLE PUBLIC SCHOOL BOARD TO INCREASE OPPORTUNITIES FOR ACTIVE RECREATION FOR FAYETTEVILLE RESIDENTS

Legislation Text

FAYETTEVILLE PUBLIC SCHOOL COOPERATIVE AGREEMENT

**B. Unfinished Business**

- B. 1 2019-0064 RZN 18-6472: (3033 & 3035 W. SANDRA ST./MILLIGAN): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 18-6472 FOR APPROXIMATELY 0.42 ACRES LOCATED AT 3033 AND 3035 WEST SANDRA STREET FROM R-A, RESIDENTIAL AGRICULTURAL TO RSF-8, RESIDENTIAL SINGLE FAMILY, 8 UNITS PER ACRE

Legislation Text

RZN 18-6472: (3033 & 3035 W. SANDRA ST./MILLIGAN)

- B. 2 2019-0055 RZN 18-6490(4847 W. WEDINGTON DR./WEDINGTON LANDING SD): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 18-6490 FOR APPROXIMATELY 7.64 ACRES LOCATED AT 4847 WEST WEDINGTON DRIVE FROM RSF-4, RESIDENTIAL SINGLE FAMILY, 4 UNITS PER ACRE AND NC, NEIGHBORHOOD CONSERVATION TO RMF-12, RESIDENTIAL MULTI-FAMILY, 12 UNITS PER ACRE

Legislation Text

RZN 18-6490(4847 W. WEDINGTON DR./WEDINGTON LANDING SD)

- B. 3 2019-0066 VAC 18-6470 (NE OF 650 N. VINSON AVE./REBECCA ST. ROW): AN ORDINANCE TO APPROVE VAC 18-6470 TO VACATE A PORTION OF UNBUILT REBECCA STREET RIGHT-OF-WAY BETWEEN VINSON AVENUE AND SEQUOYAH DRIVE

Legislation Text

VAC 18-6470 (NE OF 650 N. VINSON AVE./REBECCA ST. ROW):

**C. New Business**

- C. 1 2019-0089 RZN 18-6488 (825 W. MONTGOMERY ST./BALLARD): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 18-6488 FOR APPROXIMATELY 0.42 ACRES LOCATED AT 825 WEST MONTGOMERY STREET FROM RSF-4, RESIDENTIAL SINGLE FAMILY, 4 UNITS PER ACRE TO NS-G, NEIGHBORHOOD SERVICES GENERAL

Legislation Text

RZN 18-6488 (825 W. MONTGOMERY ST./BALLARD)

- C. 2 2019-0080 ADM 18-6256 (AMEND UDC 161 AND 166): AN ORDINANCE TO AMEND § 161.20 DISTRICT R-O, RESIDENTIAL OFFICE, § 161.21 DISTRICT C-1, NEIGHBORHOOD COMMERCIAL, § 161.23 DISTRICT C-2, THOROUGHFARE COMMERCIAL, § 161.25 DISTRICT C-3, CENTRAL COMMERCIAL, AND § 166.24 NONRESIDENTIAL DESIGN STANDARDS OF THE FAYETTEVILLE UNIFIED DEVELOPMENT CODE TO PROVIDE A FORM BASED DEVELOPMENT OPTION FOR DISTRICTS R-O, C-1, C-2, AND C-3

Legislation Text

ADM 18-6256 (AMEND UDC 161 AND 166)

- C. 3 2019-0093 H.E.M. SERVICE COMPANY, INC.: AN ORDINANCE TO WAIVE THE REQUIREMENTS OF FORMAL COMPETITIVE BIDDING AND APPROVE THE PURCHASE OF A MAIN BODY CYLINDER FROM H.E.M. SERVICE COMPANY, INC. IN THE AMOUNT OF \$26,643.00 PLUS APPLICABLE TAXES FOR INSTALLATION IN THE RECYCLING AND TRASH COLLECTION DIVISION'S MATERIAL RECOVERY FACILITY BALING MACHINE, AND TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$2,664.30

Legislation Text

H.E.M. SERVICE COMPANY, INC.:

**D. City Council Agenda Session Presentations**

- D. 1 2019-0028 AGENDA SESSION PRESENTATION: STARTUP JUNKIE CONSULTING SEMI-ANNUAL UPDATE

Legislation Text

- D. 2 2019-0029 AGENDA SESSION PRESENTATION: FAYETTEVILLE CHAMBER OF COMMERCE SEMI-ANNUAL UPDATE

Legislation Text

**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](http://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.