

# City of Fayetteville, Arkansas

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



## City Council Meeting

**August 20, 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 2019-0014 APPROVAL OF THE AUGUST 6, 2019 CITY COUNCIL MEETING MINUTES

Legislation Text

- A. 2 2019-0467 AMEND RESOLUTION 149-19: A RESOLUTION TO AMEND RESOLUTION 149-19 TO CORRECT THE VENDOR FROM STEVE LANDERS OF SILOAM SPRINGS TO SUPERIOR CHEVROLET OF SILOAM SPRINGS FOR THE PURCHASE OF A DODGE RAM 1500 QUAD CAB 4X4 TRUCK

Legislation Text

AMEND RESOLUTION 149-19

- A. 3 2019-0461 YRCC KIDS NITE AFTERSCHOOL PROGRAM: A RESOLUTION TO APPROVE A BUDGET ADJUSTMENT IN THE AMOUNT OF \$5,808.00 RECOGNIZING FUNDS FROM THE COMMUNITY DEVELOPMENT BLOCK GRANT PROJECTS FOR THE YRCC KIDS NITE AFTERSCHOOL PROGRAM

Legislation Text

YRCC KIDS NITE AFTERSCHOOL PROGRAM

BA\_YRCC KIDS NITE AFTERSCHOOL PROGRAM

- A. 4 2019-0464 FAYETTEVILLE SCHOOL DISTRICT RENEWED AGREEMENT HOLCOMB ELEMENTARY SCHOOL GYM: A RESOLUTION TO APPROVE THE RENEWED AGREEMENT WITH FAYETTEVILLE SCHOOL DISTRICT TO MANAGE, MAINTAIN AND OPERATE THE HOLCOMB ELEMENTARY SCHOOL

GYM FOR TEN YEARS WITH THE OPTION TO EXTEND THE AGREEMENT FOR AN ADDITIONAL TEN YEARS

Legislation Text

FAYETTEVILLE SCHOOL DISTRICT RENEWED AGREEMENT HOLCOMB ELEMENTARY SCHOOL GYM

- A. 5 2019-0465 FAYETTEVILLE SCHOOL DISTRICT RENEWED AGREEMENT VANDERGRIFF ELEMENTARY SCHOOL GYM: A RESOLUTION TO APPROVE THE RENEWED AGREEMENT WITH FAYETTEVILLE SCHOOL DISTRICT TO MANAGE, MAINTAIN AND OPERATE THE VANDERGRIFF ELEMENTARY SCHOOL GYM FOR TEN YEARS WITH THE OPTION TO EXTEND THE AGREEMENT FOR AN ADDITIONAL TEN YEARS

Legislation Text

FAYETTEVILLE SCHOOL DISTRICT RENEWED AGREEMENT VANDERGRIFF ELEMENTARY SCHOOL GYM

- A. 6 2019-0468 ELIZABETH RICHARDSON CENTER LEASE AGREEMENT: A RESOLUTION TO APPROVE A LEASE AGREEMENT WITH THE ELIZABETH RICHARDSON CENTER FOR PROPERTY LOCATED AT 2190 SOUTH RAZORBACK ROAD PURSUANT TO THE COMMUNITY DEVELOPMENT BLOCK GRANT PUBLIC FACILITY LEASE PROGRAM

Legislation Text

ELIZABETH RICHARDSON CENTER LEASE AGREEMENT

- A. 7 2019-0472 CITY OF WEST FORK CONVEYANCE OF UTILITY EASEMENTS: A RESOLUTION TO AUTHORIZE THE CONVEYANCE OF UTILITY EASEMENTS TO THE CITY OF WEST FORK FOR THE INSTALLATION OF SEWER LINES REQUIRED FOR THE TREATMENT OF WEST FORK SEWERAGE AT THE NOLAND WASTEWATER TREATMENT FACILITY

Legislation Text

CITY OF WEST FORK CONVEYANCE OF UTILITY EASEMENTS:

**B. Unfinished Business**

- B. 1 2019-0401 AMEND §72.18, RESIDENTIAL PARKING PERMIT PROGRAM FOR THE ENTERTAINMENT DISTRICT PARKING ZONE: AN ORDINANCE TO AMEND §72.18, RESIDENTIAL PARKING PERMIT PROGRAM FOR THE ENTERTAINMENT DISTRICT PARKING ZONE OF THE FAYETTEVILLE CITY CODE TO CONVERT PORTIONS OF RESTRICTED RESIDENTIAL-ONLY PARKING ALONG LOCUST AVENUE AND LAFAYETTE STREET AND PORTIONS OF PAID-ONLY ON-STREET PARKING ALONG VANDEVENTER AVENUE, LAFAYETTE STREET, AND CHURCH AVENUE TO MIXED-USE

## PARKING AREAS

### Legislation Text

AMEND §72.18, RESIDENTIAL PARKING PERMIT PROGRAM FOR THE ENTERTAINMENT DISTRICT PARKING ZONE

ADDITIONAL AMEND §72.18, RESIDENTIAL PARKING PERMIT PROGRAM FOR THE ENTERTAINMENT DISTRICT PARKING ZONE

ADDITIONAL AMEND 72.18 PARKING EMAIL

ADDITIONAL AMEND §72.18, RESIDENTIAL PARKING PERMIT PROGRAM FOR THE ENTERTAINMENT DISTRICT PARKING ZONE

### **C. New Business**

- C. 1 2019-0462 RZN 19-6716 (EAST OF 3638 N. FRONT ST./TRAILS AT MUD CREEK): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 19-6716 FOR APPROXIMATELY 10.43 ACRES LOCATED EAST OF 3638 NORTH FRONT STREET FROM C-2, THOROUGHFARE COMMERCIAL AND I-1, HEAVY COMMERCIAL & LIGHT INDUSTRIAL TO CS, COMMUNITY SERVICES

### Legislation Text

RZN 19-6716 (EAST OF 3638 N. FRONT ST./TRAILS AT MUD CREEK)

- C. 2 2019-0460 RZN 19-6732 (SW OF E. ROCK ST. & MILL AVE./SOUTHERN BROTHERS CONSTRUCTION): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 19-6732 FOR APPROXIMATELY .31 ACRES LOCATED SOUTHWEST OF EAST ROCK STREET AND SOUTH MILL AVENUE FROM RMF-24, RESIDENTIAL MULTI FAMILY, 24 UNITS PER ACRE TO RI-U, RESIDENTIAL INTERMEDIATE-URBAN

### Legislation Text

RZN 19-6732 (SW OF E. ROCK ST. & MILL AVE./SOUTHERN BROTHERS CONSTRUCTION)

- C. 3 2019-0459 RZN 19-6737 (4195 & 4245 W. MARTIN LUTHER KING BLVD./HANCOCK): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 19-6737 FOR APPROXIMATELY 1.81 ACRES LOCATED AT 4195 AND 4245 WEST MARTIN LUTHER KING BOULEVARD FROM R-O, RESIDENTIAL OFFICE TO UT, URBAN THOROUGHFARE

### Legislation Text

RZN 19-6737 (4195 & 4245 W. MARTIN LUTHER KING BLVD./HANCOCK)

- C. 4 2019-0458 RZN 19-6744 (SE OF 15TH ST. & RAZORBACK RD./JOHNSON-LOONEY): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 19-6744 FOR APPROXIMATELY 2.28 ACRES LOCATED SOUTHEAST OF 15TH STREET AND RAZORBACK ROAD FROM UT, URBAN THOROUGHFARE AND NS-L, NEIGHBORHOOD SERVICES-LIMITED TO UT, URBAN THOROUGHFARE, RMF-24, RESIDENTIAL MULTI FAMILY, 24 UNITS PER ACRE AND NS-G, NIEGHBORHOOD SERVICES-GENERAL

Legislation Text

RZN 19-6744 (SE OF 15TH ST. & RAZORBACK RD./JOHNSON-LOONEY)

- C. 5 2019-0455 WESTERN OILFIELDS SUPPLY COMPANY D/B/A RAIN FOR RENT: AN ORDINANCE TO WAIVE COMPETITIVE BIDDING AND ACCEPT A QUOTE IN THE AMOUNT OF \$21,286.85 PLUS APPLICABLE TAXES AND FREIGHT CHARGES FROM WESTERN OILFIELDS SUPPLY COMPANY D/B/A RAIN FOR RENT FOR THE RENTAL OF AN EMERGENCY BYPASS PUMP FOR THE FARMINGTON LIFT STATION

Legislation Text

WESTERN OILFIELDS SUPPLY COMPANY D/B/A RAIN FOR RENT

- C. 6 2019-0456 HUTCHENS CONSTRUCTION: AN ORDINANCE TO WAIVE THE REQUIREMENTS OF FORMAL COMPETITIVE BIDDING AND APPROVE BID FROM HUTCHENS CONSTRUCTION FOR REPLACEMENT OF THE FIRE MARSHALL PARKING LOT LOCATED AT 4140 SOUTH SCHOOL AVENUE IN THE AMOUNT OF \$21,922.50, AND TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$5,000.00

Legislation Text

HUTCHENS CONSTRUCTION:

- C. 7 2019-0452 ENTERTAINMENT DISTRICT BOUNDARIES: AN ORDINANCE TO ESTABLISH BOUNDARIES FOR AN ENTERTAINMENT DISTRICT IN THE CITY OF FAYETTEVILLE AND TO PROMULGATE RULES FOR THE LIMITED OUTDOOR CONSUMPTION OF ALCOHOL IN CERTAIN PUBLIC PLACES

Legislation Text

ENTERTAINMENT DISTRICT BOUNDARIES:

- C. 8 2019-0489 AMEND §72.18, RESIDENTIAL PARKING PERMIT PROGRAM FOR THE ENTERTAINMENT DISTRICT PARKING ZONE ILA STREET: AN ORDINANCE TO AMEND §72.18, RESIDENTIAL PARKING PERMIT PROGRAM FOR THE ENTERTAINMENT DISTRICT PARKING ZONE OF THE FAYETTEVILLE CITY CODE TO EXPAND RESIDENTIAL-ONLY PARKING IN THE NORTH ZONE OF THE ENTERTAINMENT DISTRICT PARKING ZONE

Legislation Text

AMEND §72.18, RESIDENTIAL PARKING PERMIT PROGRAM FOR THE ENTERTAINMENT DISTRICT PARKING ZONE

- C. 9 2019-0483 AMEND § 110.03 SMALL CELL FACILITIES AND NETWORKS: AN ORDINANCE TO AMEND § 110.03 SMALL CELL FACILITIES AND NETWORKS, AND TO DECLARE AN EMERGENCY

Legislation Text

AMEND § 110.03 SMALL CELL FACILITIES AND NETWORKS

**D. City Council Agenda Session Presentations**

- D. 1 2019-0308 AGENDA SESSION PRESENTATION: DEVELOPMENT SERVICES CONTINUOUS PROCESS IMPROVEMENT INITIATIVE UPDATE

Legislation Text

- D. 2 2019-0396 AGENDA SESSION PRESENTATION: PARTNERS FOR BETTER HOUSING - WILLOW BEND

Legislation Text

**E. City Council Tour: Monday, August 19, 2019 4:30 PM**

**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.

