

# City of Fayetteville, Arkansas

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



## City Council Meeting

**February 18, 2020  
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*

*Teresa Turk Ward 4*

*Kyle Smith Ward 4*

## ***ELECTED OFFICIALS:***

*Mayor Lioneld Jordan*

*City Attorney Kit Williams*

*City Clerk Kara Paxton*

**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 2020-0082 INSITUFORM TECHNOLOGIES, INC.: A RESOLUTION TO APPROVE A ONE YEAR CONTRACT EXTENSION WITH INSITUFORM TECHNOLOGIES, INC. IN AN AMOUNT NOT TO EXCEED \$528,693.55 FOR REHABILITATION OF SANITARY SEWER MAINS USING CURED-IN-PLACE SANITARY SEWER LININGS

Legislation Text

INSITUFORM TECHNOLOGIES, INC.

- A. 2 2020-0085 BID #20-25 TRI STAR CONTRACTORS, LLC: A RESOLUTION TO AWARD BID #20-25 AND AUTHORIZE A CONTRACT WITH TRI STAR CONTRACTORS, LLC IN THE AMOUNT OF \$181,873.84 FOR THE STONE STREET WATER LINE IMPROVEMENTS PROJECT, AND TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$18,187.38

Legislation Text

BID #20-25 TRI STAR CONTRACTORS, LLC

- A. 3 2020-0091 TED AND ROBERTA WILLIS: A RESOLUTION TO APPROVE THE PURCHASE 0.33 ACRES FROM TED A. WILLIS AND ROBERTA G. WILLIS IN EXCHANGE FOR THE CONVEYANCE OF 0.72 ACRES OF CITY-OWNED LAND AND PAYMENT IN THE AMOUNT OF \$3,150.00 FOR THE REMOVAL AND RECONSTRUCTION OF THE TOWNSHIP WATER STORAGE TANK

Legislation Text

TED AND ROBERTA WILLIS

- A. 4 2020-0102 WATERSHED CONSERVATION RESOURCE CENTER TASK ORDER NO. 7: A RESOLUTION TO APPROVE A CHANGE ORDER TO TASK ORDER NO. 7 WITH THE WATERSHED CONSERVATION RESOURCE CENTER IN THE AMOUNT OF \$52,701.89 FOR REIMBURSEMENT FOR STREAMBANK RESTORATION EXPENSES ASSOCIATED WITH THE WHITE RIVER STREAMBANK RESTORATION PROJECT AT THE NOLAND WASTEWATER TREATMENT FACILITY

Legislation Text

WATERSHED CONSERVATION RESOURCE CENTER TASK ORDER NO. 7

- A. 5 2020-0106 NORTHWEST ARKANSAS LAND TRUST CONSERVATION EASEMENT: A RESOLUTION TO AUTHORIZE MAYOR JORDAN TO SIGN A GRANT OF CONSERVATION EASEMENT TO THE NORTHWEST

ARKANSAS LAND TRUST FOR THE PRESERVATION OF 41 ACRES OF ENVIRONMENTALLY SENSITIVE LAND LOCATED NEAR THE WEST SIDE WASTEWATER TREATMENT PLANT

Legislation Text

NORTHWEST ARKANSAS LAND TRUST CONSERVATION EASEMENT

- A. 6 2020-0108 NORTHWEST ARKANSAS LAND TRUST: A RESOLUTION TO AUTHORIZE A THREE YEAR CONTRACT FOR HABITAT RESTORATION AND MANAGEMENT WITH THE NORTHWEST ARKANSAS LAND TRUST IN THE TOTAL AMOUNT OF \$188,215.00 FOR THE PRESERVATION OF THE WEST SIDE PRAIRIE NEAR THE WEST SIDE WASTEWATER TREATMENT FACILITY

Legislation Text

NORTHWEST ARKANSAS LAND TRUST

- A. 7 2020-0099 BID #19-52 DC SPARKS CONSTRUCTION LLC CHANGE ORDER 2: A RESOLUTION TO APPROVE CHANGE ORDER NO. 2 TO THE CONTRACT WITH DC SPARKS CONSTRUCTION, LLC IN THE AMOUNT OF \$59,950.00 FOR THE RELOCATION OF A SEWER MAIN NECESSARY FOR THE CONSTRUCTION OF THE FLEET VEHICLE WASH FACILITY, AND TO APPROVE A BUDGET ADJUSTMENT

Legislation Text

BID #19-52 DC SPARKS CONSTRUCTION LLC CHANGE ORDER 2

BA BID #19-52 DC SPARKS CONSTRUCTION LLC CHANGE ORDER 2

- A. 8 2020-0107 PARKS AND RECREATION DONATION REVENUE: A RESOLUTION TO APPROVE A BUDGET ADJUSTMENT IN THE TOTAL AMOUNT OF \$1,970.00 REPRESENTING DONATIONS TO THE PARKS AND

Legislation Text

PARKS AND RECREATION DONATION REVENUE

BA PARKS AND RECREATION DONATION REVENUE

**B. Unfinished Business**

- B. 1 2020-0038 VAC 19-6947 (411 E. MAPLE ST./MOORE): AN ORDINANCE TO APPROVE VAC 19-6947 FOR PROPERTY LOCATED AT 411 EAST MAPLE STREET TO VACATE A PORTION OF A WATER AND SEWER EASEMENT**

Legislation Text

VAC 19-6947 (411 E. MAPLE ST./MOORE)

**C. New Business**

- C. 1 2020-0130 ANX 20-6981 1210 N 54TH STREET FAYETTEVILLE HOUSING PARTNERS: AN ORDINANCE TO APPROVE THE ANNEXATION PETITION OF THE FAYETTEVILLE HOUSING PARTNERS AND ANNEX 30.04 ACRES OF LAND LOCATED AT 1210 NORTH 54TH STREET**

Legislation Text

ANX 20-6981 1210 N 54TH STREET FAYETTEVILLE HOUSING PARTNERS

- C. 2 2020-0131 RZN 20-6982 1210 N 54TH STREET FAYETTEVILLE HOUSING AUTHORITY: AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 20-6982 FOR APPROXIMATELY 24.81 ACRES LOCATED AT 1210 NORTH 54TH STREET FROM R-A, RESIDENTIAL AGRICULTURAL TO RI-U, RESIDENTIAL INTERMEDIATE-URBAN AND CS, COMMUNITY SERVICES**

Legislation Text

- C. 3 2020-0083 TOWNE WEST CAPITAL PARTNERS I, LLC: A RESOLUTION TO APPROVE A COST SHARE AGREEMENT WITH TOWNE WEST CAPITAL PARTNERS I, LLC FOR THE CONSTRUCTION OF A REGIONAL SEWER LIFT STATION, SEWER FORCE MAIN AND UPSIZED SEWER MAINS FOR THE DEVELOPMENT OF TOWNE WEST SUBDIVISION WITH AN AMOUNT NOT TO EXCEED \$2,475,440.89 TO BE PAID BY THE CITY OF FAYETTEVILLE, AND TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$247,544.09

Legislation Text

TOWNE WEST CAPITAL PARTNERS I, LLC

- C. 4 2020-0080 BID #20-26 TRI STAR CONTRACTORS, LLC - 2019 BOND PROJECT: A RESOLUTION TO AWARD BID #20-26 AND AUTHORIZE A CONTRACT WITH TRI STAR CONTRACTORS, LLC IN THE AMOUNT OF \$620,456.38 FOR THE UPPER SCULL CREEK 2 DRAINAGE IMPROVEMENTS PROJECT, TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$93,068.00, AND TO APPROVE A BUDGET ADJUSTMENT - 2019 SALES TAX BOND

Legislation Text

BID #20-26 TRI STAR CONTRACTORS, LLC

BA BID #20-26 TRI STAR CONTRACTORS, LLC

- C. 5 2020-0095 RZN 19-6966 (1340 N. PORTER RD./ROSS): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 19-6966 FOR APPROXIMATELY 1.38 ACRES LOCATED AT 1340 NORTH PORTER ROAD FROM RSF-4, RESIDENTIAL SINGLE FAMILY, 4 UNITS PER ACRE TO RI-U, RESIDENTIAL INTERMEDIATE, URBAN

Legislation Text

RZN 19-6966 (1340 N. PORTER RD./ROSS)

- C. 6 2020-0094 VAC 19-6973 (3277 N. COLLEGE AVE./BF HOLDINGS): AN ORDINANCE TO APPROVE VAC 19-6973 FOR PROPERTY LOCATED AT 3277 NORTH COLLEGE AVENUE TO VACATE A PORTION OF A WATER AND SEWER EASEMENT

Legislation Text

VAC 19 6973 (3277 N. COLLEGE AVE./BF HOLDINGS)

- C. 7 2020-0100 C-PZD 19-6952 (5102 W. WEDINGTON DR./LBDG WEDINGTON): AN ORDINANCE TO APPROVE A COMMERCIAL PLANNED ZONING DISTRICT ENTITLED C-PZD 19-6952 FOR APPROXIMATELY 8.60 ACRES LOCATED AT 5102 WEST WEDINGTON DRIVE TO ALLOW THE DEVELOPMENT OF MINI-STORAGE UNITS AND ACCESSORY OFFICE AND RETAIL SPACE

Legislation Text

C-PZD 19-6952 (5102 W. WEDINGTON DR./LBDG WEDINGTON)

- C. 8 2020-0110 AMEND § 158.02 CASH BOND: AN ORDINANCE TO AMEND § 158.02 CASH BOND OF THE FAYETTEVILLE UNIFIED DEVELOPMENT CODE TO ALLOW CONTRACTORS WORKING WITHIN THE PUBLIC RIGHTS OF WAY TO POST ADDITIONAL FORMS OF BONDS

Legislation Text

AMEND § 158.02 CASH BOND

**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](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.

