

City of Fayetteville, Arkansas

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



City Council Meeting

**April 21, 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 2019-0975 APPROVAL OF THE APRIL 7, 2020 CITY COUNCIL MEETING MINUTES

Legislation Text

- A. 2 2020-0290 BID #20-32 THORPE PLANT SERVICES, INC.: A RESOLUTION TO AWARD BID #20-32 AND AUTHORIZE THE PURCHASE OF A CHEMICAL STORAGE TANK FROM THORPE PLANT SERVICES, INC. IN THE AMOUNT OF \$41,974.00 PLUS APPLICABLE TAXES AND FREIGHT CHARGES FOR USE AT THE NOLAND WATER RESOURCE

RECOVERY FACILITY

Legislation Text

BID #20-32 THORPE PLANT SERVICES, INC.

- A. 3 2020-0250 RECREATIONAL TRAILS PROGRAM GRANT FUNDS - LAKE FAYETTEVILLE: A RESOLUTION TO EXPRESS THE WILLINGNESS OF THE CITY OF FAYETTEVILLE TO APPLY FOR AND UTILIZE FEDERAL-AID RECREATIONAL TRAILS PROGRAM GRANT FUNDS IN THE AMOUNT OF \$440,000.00 FOR THE RECONSTRUCTION AND IMPROVEMENT TO THE SECTION OF THE LAKE FAYETTEVILLE SHARED-USE PAVED TRAIL ACROSS THE DAM, AND TO APPROVE A CITY MATCH OF \$110,000.00 FOR THE PROJECT

Legislation Text

RECREATIONAL TRAILS PROGRAM GRANT FUNDS - LAKE FAYETTEVILLE

- A. 4 2020-0251 ARKANSAS DEPARTMENT OF TRANSPORTATION - TRANSPORTATION ALTERNATIVES PROGRAM GRANT: A RESOLUTION TO EXPRESS THE WILLINGNESS OF THE CITY OF FAYETTEVILLE TO APPLY FOR AND UTILIZE FEDERAL-AID ARKANSAS DEPARTMENT OF TRANSPORTATION - TRANSPORTATION ALTERNATIVES PROGRAM GRANT FUNDS IN THE AMOUNT OF \$500,000.00 FOR THE CONSTRUCTION OF THE CLABBER CREEK TRAIL TUNNEL UNDER GARLAND AVENUE AT VAN ASCHE DRIVE, AND TO APPROVE A CITY MATCH OF \$125,000.00 FOR THE PROJECT

Legislation Text

ARKANSAS DEPARTMENT OF TRANSPORTATION - TRANSPORTATION ALTERNATIVES PROGRAM GRANT

- A. 5 2020-0293 HOUSING SUCCESS PROGRAM: A RESOLUTION TO APPROVE A BUDGET ADJUSTMENT IN THE TOTAL AMOUNT OF \$25,000.00 RECOGNIZING FUNDING FOR THE

HOUSING SUCCESS PROGRAM FROM THE ENDEAVOR
FOUNDATION

Legislation Text

HOUSING SUCCESS PROGRAM

BA HOUSING SUCCESS PROGRAM

- A. 6 2020-0178 WALTON FAMILY FOUNDATION: A RESOLUTION TO AUTHORIZE AN APPLICATION FOR A 50/50 MATCHING GRANT FROM THE WALTON FAMILY FOUNDATION IN THE AMOUNT OF \$3,000,000.00 FOR THE RECONSTRUCTION OF MAPLE STREET FROM RAZORBACK REGIONAL GREENWAY TO GARLAND AVENUE

Legislation Text

WALTON FAMILY FOUNDATION

- A. 7 2020-0327 UNIVERSITY OF ARKANSAS MEMORANDUM OF UNDERSTANDING: A RESOLUTION TO APPROVE A MEMORANDUM OF UNDERSTANDING WITH THE UNIVERSITY OF ARKANSAS TO PROVIDE HOUSING TO FAYETTEVILLE FIRE AND POLICE DEPARTMENT PERSONNEL WHO NEED TO QUARANTINE

Legislation Text

UNIVERSITY OF ARKANSAS MOU

B. Unfinished Business

- B. 1 2020-0160 ENACT ARTICLE X PEDAL CARRIAGES: AN ORDINANCE TO ENACT ARTICLE X PEDAL CARRIAGES INTO CHAPTER 117: VEHICLE-RELATED BUSINESSES

Legislation Text

ENACT ARTICLE X PEDAL CARRIAGES

ADDITIONAL ENACT ARTICLE X PEDAL CARRIAGES

- B. 2** 2020-0265 RZN 20-6984 (2160 N. CROSSOVER RD./SALMON-KLINGER): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 20-6984 FOR APPROXIMATELY 2.8 ACRES LOCATED AT 2160 NORTH CROSSOVER ROAD FROM C-1, NEIGHBORHOOD COMMERCIAL AND R-O, RESIDENTIAL OFFICE TO CS, COMMUNITY SERVICES, AND FROM RSF-4, RESIDENTIAL SINGLE FAMILY, 4 UNITS PER ACRE TO NS-G, NEIGHBORHOOD SERVICES GENERAL

Legislation Text

RZN 20-6984 (2160 N. CROSSOVER RD./SALMON-KLINGER)

C. Public Hearing:

- C. 1** 2020-0292 ZION ROAD CONSTRUCTION PROJECT CONDEMNATION AND POSSESSION: A RESOLUTION TO AUTHORIZE THE CITY ATTORNEY TO SEEK CONDEMNATION AND POSSESSION OF CERTAIN LANDS OWNED BY TRACY GADDY-MAYES NEEDED FOR THE ZION ROAD CONSTRUCTION PROJECT

Legislation Text

ZION ROAD CONSTRUCTION PROJECT CONDEMNATION AND POSSESSION

D. New Business

- D. 1** 2020-0329 EXTEND EXTRAORDINARY POWERS: A RESOLUTION TO EXTEND THE TEMPORARY, EXTRAORDINARY POWERS GRANTED TO MAYOR JORDAN IN ORDINANCE #6292 FROM APRIL 29, 2020 UNTIL JUNE 2, 2020

Legislation Text

TEMPORARY EXTRAORDINARY POWERS EXTENDED

- D. 2 2020-0296 AMEND RESOLUTION 33-20: A RESOLUTION TO AMEND RESOLUTION 33-20 TO REDUCE THE AMOUNT OF REAPPROPRIATIONS TO THE 2020 BUDGET BY \$4,608,000.00, AND TO APPROVE A BUDGET ADJUSTMENT**

Legislation Text

AMEND RESOLUTION 33-20

BA AMEND RESOLUTION 33-20

- D. 3 2020-0291 HAWKINS-WEIR, ENGINEERS, INC. AMEND 1 - BOND PROJECT: A RESOLUTION TO APPROVE AMENDMENT NO. 1 TO THE PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH HAWKINS-WEIR ENGINEERS, INC. IN THE AMOUNT OF \$46,680.00 FOR ADDITIONAL CONCEPTUAL DRAINAGE DESIGN SERVICES ASSOCIATED WITH THE PROJECT TO ALLEVIATE FLOODING NEAR THE NORTH COLLEGE AVENUE AND EAST SUNBRIDGE DRIVE INTERSECTION ASSOCIATED, AND TO APPROVE A BUDGET ADJUSTMENT - 2019 DRAINAGE BOND PROJECT**

Legislation Text

HAWKINS-WEIR, ENGINEERS, INC. AMEND 1 - BOND PROJECT

BA HAWKINS-WEIR, ENGINEERS, INC. AMEND 1 - BOND PROJECT

- D. 4 2020-0311 CRAFT BEARING COMPANY, INC.: AN ORDINANCE TO WAIVE COMPETITIVE BIDDING AND APPROVE THE EMERGENCY PURCHASE OF TWO REPLACEMENT BEARINGS FOR THE THERMAL DRYER FROM CRAFT BEARING COMPANY, INC. FOR THE BIOSOLIDS MANAGEMENT SITE IN THE TOTAL AMOUNT OF \$36,505.60 PLUS APPLICABLE TAXES AND FREIGHT CHARGES**

Legislation Text

- D. 5** 2020-0282 RZN 20-7014 (1324 W. MT. COMFORT RD./TILLMAN B, LLC.): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 20-7014 FOR APPROXIMATELY 0.27 ACRES LOCATED AT 1324 WEST MOUNT COMFORT ROAD FROM RSF-4, RESIDENTIAL SINGLE FAMILY, 4 UNITS PER ACRE TO RI-U, RESIDENTIAL INTERMEDIATE-URBAN

Legislation Text

RZN 20-7014 (1324 W. MT. COMFORT RD./TILLMAN B, LLC.):

- D. 6** 2020-0283 RZN 20-7020 (NORTH OF 540 W. PRAIRIE ST./PEARSON): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 20-7020 FOR APPROXIMATELY 0.30 ACRES LOCATED AT NORTH OF 540 WEST PRAIRIE STREET FROM I-1, HEAVY COMMERCIAL AND LIGHT INDUSTRIAL TO DG, DOWNTOWN GENERAL

Legislation Text

RZN 20-7020 (NORTH OF 540 W. PRAIRIE ST./PEARSON)

- D. 7** 2020-0284 RZN 20-7030 (SE OF E. HUNTSVILLE RD. & S. RIVER MEADOWS DR./STONEBROOK): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 20-7030 FOR APPROXIMATELY 2.00 ACRES LOCATED SOUTHEAST OF EAST HUNTSVILLE ROAD AND SOUTH RIVER MEADOWS FROM NS-L, NEIGHBORHOOD SERVICES-LIMITED TO CS, COMMUNITY SERVICES

Legislation Text

RZN 20-7030 (SE OF E. HUNTSVILLE RD. & S. RIVER MEADOWS DR./STONEBROOK)

- D. 8** 2020-0262 AMEND § 96.02 UNREASONABLE OR EXCESSIVE NOISE PROHIBITED: AN ORDINANCE TO AMEND § 96.02 UNREASONABLE OR EXCESSIVE NOISE

PROHIBITED; EXCEPTIONS TO EXTEND THE CITY'S NOISE REGULATIONS TO ALL VEHICLE-RELATED BUSINESSES

Legislation Text

AMEND § 96.02 UNREASONABLE OR EXCESSIVE NOISE PROHIBITED

- D. 9 2020-0319 AMEND THE 2019 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ACTION PLAN: A RESOLUTION TO AUTHORIZE AN AMENDMENT TO THE 2019 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ACTION PLAN TO REFLECT CARES ACT SUPPLEMENTAL FUNDING IN THE AMOUNT OF \$436,285.00

Legislation Text

GY2019 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ACTION PLAN

E. City Council Agenda Session Presentations

F. City Council Tour

G. Announcements

H. 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.