

City of Fayetteville, Arkansas

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



City Council Meeting

**June 16, 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

1. 2019-0995 NOMINATING COMMITTEE REPORT

Legislation Text

Agenda Additions

A. Consent

A. 1 2019-0979 APPROVAL OF THE JUNE 2, 2020 CITY COUNCIL MEETING MINUTES

Legislation Text

A. 2 2020-0441 2020 CORONAVIRUS EMERGENCY SUPPLEMENTAL FUNDING PROGRAM GRANT AWARD: A

RESOLUTION TO AUTHORIZE THE ACCEPTANCE OF A NON-MATCHING 2020 CORONAVIRUS EMERGENCY SUPPLEMENTAL FUNDING PROGRAM GRANT AWARD IN THE AMOUNT OF \$117,051.00 FOR THE POLICE DEPARTMENT TO FUND OF OVERTIME, EQUIPMENT, PERSONAL PROTECTIVE EQUIPMENT, AND DISINFECTANT SUPPLIES; AND TO APPROVE A BUDGET ADJUSTMENT

Legislation Text

2020 CORONAVIRUS EMERGENCY SUPPLEMENTAL FUNDING PROGRAM GRANT AWARD

BA 2020 CORONAVIRUS EMERGENCY SUPPLEMENTAL FUNDING PROGRAM GRANT AWARD

- A. 3 2020-0449 RFQ #20-01 FTN ASSOCIATES, LTD.: A RESOLUTION TO APPROVE A PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH FTN ASSOCIATES, LTD., PURSUANT TO RFQ #20-01, IN THE AMOUNT OF \$78,500.00 FOR THE ANALYSIS OF HAMESTRING CREEK, HAMESTRING CREEK TRIBUTARY 3, AND THE SOUTH FORK HAMESTRING CREEK FOR POTENTIAL IMPROVEMENTS TO HELP ALLEVIATE FLOODING

Legislation Text

RFQ #20-01 FTN ASSOCIATES, LTD.:

- A. 4 2020-0468 BURNS & MCDONNELL ENGINEERING COMPANY INC. SUPPLEMENT AGREEMENT NO. 1: A RESOLUTION TO APPROVE SUPPLEMENT AGREEMENT NO. 1 TO THE CONTRACT WITH BURNS & MCDONNELL ENGINEERING COMPANY, INC. IN THE AMOUNT OF \$52,967.00 FOR ADDITIONAL WATER AND SEWER DESIGN SERVICES ASSOCIATED WITH THE HIGHWAY 112 PROJECT, AND TO APPROVE A BUDGET ADJUSTMENT

Legislation Text

BURNS & MCDONNELL ENGINEERING COMPANY INC.

SUPPLEMENT AGREEMENT NO. 1

BA BURNS & MCDONNELL ENGINEERING COMPANY INC.
SUPPLEMENT AGREEMENT NO. 1

- A. 5 2020-0454 EMERY SAPP AND SONS, INC.: A RESOLUTION TO AWARD BID # 20-41 AND AUTHORIZE A CONTRACT WITH EMERY SAPP AND SONS, INC. IN THE AMOUNT OF \$440,907.46 FOR CONSTRUCTION OF THE OLD WIRE ROAD AND OLD MISSOURI ROAD INTERSECTION IMPROVEMENTS PROJECT, TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$66,136.00, AND TO APPROVE A BUDGET ADJUSTMENT

Legislation Text

EMERY SAPP AND SONS, INC.

BA EMERY SAPP AND SONS, INC.

- A. 6 2020-0455 SWEETSER CONSTRUCTION, INC.: A RESOLUTION TO APPROVE A CONTRACT WITH SWEETSER CONSTRUCTION, INC. IN THE AMOUNT OF \$325,885.00 FOR THE CONSTRUCTION OF THE STEAMBOAT DRIVE AND DOROTHY JEANNE STREET CONNECTION, TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$48,880.00, AND TO APPROVE A BUDGET ADJUSTMENT - 2019 TRANSPORTATION BOND PROJECT

Legislation Text

SWEETSER CONSTRUCTION, INC.

BA SWEETSER CONSTRUCTION, INC.

- A. 7 2020-0470 CASCO INDUSTRIES, INC.: A RESOLUTION TO AUTHORIZE THE PURCHASE OF BUNKER GEAR FROM CASCO INDUSTRIES, INC., PURSUANT TO A REGIONAL COOPERATIVE PURCHASING CONTRACT, IN AN AMOUNT NOT TO EXCEED \$107,000.00

Legislation Text

CASCO INDUSTRIES, INC.

- A. 8 2020-0473 UNITED STATES DEPARTMENT OF AGRICULTURE COMMUNITY COMPOST AND FOOD WASTE REDUCTION PROGRAM: A RESOLUTION TO AUTHORIZE AN APPLICATION FOR A MATCHING GRANT FROM THE UNITED STATES DEPARTMENT OF AGRICULTURE COMMUNITY COMPOST AND FOOD WASTE REDUCTION PROGRAM IN THE AMOUNT OF \$90,000.00

Legislation Text

UNITED STATES DEPARTMENT OF AGRICULTURE
COMMUNITY COMPOST AND FOOD WASTE REDUCTION
PROGRAM

B. Unfinished Business

- B. 1 2020-0159 AMEND RULES OF ORDER AND PROCEDURE: A RESOLUTION TO AMEND THE RULES OF ORDER AND PROCEDURE OF THE FAYETTEVILLE CITY COUNCIL TO REQUIRE THE PUBLIC TO SIGN IN TO SPEAK, TO LIMIT CITY STAFF AND APPLICANTS' PRESENTATION TIME TO TEN MINUTES EACH, TO ONLY ALLOW PUBLIC COMMENT FOR AMENDMENTS BY CITY COUNCIL APPROVAL, AND TO MAKE OTHER CHANGES

Legislation Text

AMEND RULES OF ORDER AND PROCEDURE

ADDITIONAL AMEND RULES OF ORDER AND
PROCEDURE

ADDITIONAL AMEND RULES OF ORDER AND
PROCEDURE

ADDITIONAL AMEND RULES OF ORDER AND
PROCEDURE

- B. 2 2020-0264 RZN 20-6996 (HUGHMOUNT RD. NORTH OF MT.

COMFORT/HUGHMOUNT REZONE) APPEAL: AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 20-6996 FOR APPROXIMATELY 152.00 ACRES LOCATED AT HUGHMOUNT ROAD NORTH OF MOUNT COMFORT ROAD TO R-A, RESIDENTIAL AGRICULTURAL; RSF-1, RESIDENTIAL SINGLE FAMILY, 1 UNIT PER ACRE; RSF-8, RESIDENTIAL SINGLE FAMILY, 8 UNITS PER ACRE; NC, NEIGHBORHOOD CONSERVATION; AND NS-G, NEIGHBORHOOD SERVICES-GENERAL

Legislation Text

RZN 20-6996 (HUGHMOUNT RD. NORTH OF MT. COMFORT/HUGHMOUNT REZONE) APPEAL

ADDITIONAL RZN 20-6996 (HUGHMOUNT RD. NORTH OF MT. COMFORT/HUGHMOUNT REZONE) APPEAL

ADDITIONAL RZN 20-6996 (HUGHMOUNT RD. NORTH OF MT. COMFORT/HUGHMOUNT REZONE) APPEAL

ADDITIONAL RZN 20-6996 (HUGHMOUNT RD. NORTH OF MT. COMFORT/HUGHMOUNT REZONE) APPEAL

- B. 3 2020-0407 RZN 20-7076 (3010 W. OLD FARMINGTON RD./STRICKLIN): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 20-7076 FOR APPROXIMATELY 4.84 ACRES LOCATED AT 3010 WEST OLD FARMINGTON ROAD FROM RSF-8, RESIDENTIAL SINGLE FAMILY, 8 UNITS PER ACRE TO NC, NEIGHBORHOOD CONSERVATION

Legislation Text

RZN 20-7076 (3010 W. OLD FARMINGTON RD./STRICKLIN)

C. New Business

- C. 1 2020-0476 AMEND ORDINANCE NO. 6250: AN ORDINANCE TO AMEND ORDINANCE NO. 6250 BY AMENDING ITS SECTION 2 TO DELAY ITS EFFECTIVE DATE UNTIL DECEMBER 15, 2020

Legislation Text

AMEND ORDINANCE NO. 6250

- C. 2 2019-0838 NABHOLZ CONSTRUCTION CORPORATION CHANGE ORDER NO. 2: A RESOLUTION TO APPROVE CHANGE ORDER NO. 2 TO THE CONTRACT WITH NABHOLZ CONSTRUCTION CORPORATION FOR PRE-CONSTRUCTION SERVICES RELATED TO THE REPLACEMENT PARKING DECK FOR THE CULTURAL ARTS CORRIDOR PROJECT AT NO ADDITIONAL COST TO THE CITY

Legislation Text

NABHOLZ CONSTRUCTION CORPORATION CHANGE ORDER NO. 2:

- C. 3 2020-0459 VACATION (SW OF N. GREGG AVE. & W. LAWSON ST./HOG TROUGH): A RESOLUTION TO APPROVE THE VACATION OF A 154.22 SQUARE FOOT PORTION OF A TREE PRESERVATION EASEMENT LOCATED SOUTHWEST OF NORTH GREGG AVENUE AND WEST LAWSON STREET IN EXCHANGE FOR THE OWNER'S OFFER TO DEDICATE AN ADDITIONAL 443.34 SQUARE FEET OF TREE PRESERVATION EASEMENT

Legislation Text

VACATION (SW OF N. GREGG AVE. & W. LAWSON ST./HOG TROUGH).

- C. 4 2020-0450 RZN 20-7100 (514 E. JOHNSON ST./GOLD-WALSH): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 20-7100 FOR APPROXIMATELY 0.16 ACRES LOCATED AT 514 EAST JOHNSON STREET FROM RSF-4, RESIDENTIAL SINGLE FAMILY, 4 UNITS PER ACRE TO RSF-8, RESIDENTIAL SINGLE FAMILY, 8 UNITS PER ACRE

Legislation Text

RZN 20-7100 (514 E. JOHNSON ST./GOLD-WALSH):

- C. 5 2020-0458 APPEAL: RZN 20-7080 (360 N. ARKANSAS AVE./SIGMA PHI EPSILON): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 20-7080 FOR APPROXIMATELY 0.20 ACRES LOCATED AT 360 NORTH ARKANSAS AVENUE FROM RMF-40, RESIDENTIAL MULTI-FAMILY, 40 UNITS PER ACRE TO DG, DOWNTOWN GENERAL

Legislation Text

APPEAL: RZN 20-7080 (360 N. ARKANSAS AVE./SIGMA PHI EPSILON)

ADDITIONAL APPEAL: RZN 20-7080 (360 N. ARKANSAS AVE./SIGMA PHI EPSILON)

- C. 6 2020-0452 RZN 20-7086 (1278 W. HENDRIX ST./OAK EQUITY PARTNERS): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 20-7086 FOR APPROXIMATELY 0.51 ACRES LOCATED AT 1278 WEST HENDRIX STREET FROM RSF-8, RESIDENTIAL SINGLE FAMILY, 8 UNITS PER ACRE TO RI-U, RESIDENTIAL INTERMEDIATE-URBAN

Legislation Text

RZN 20-7086 (1278 W. HENDRIX ST./OAK EQUITY PARTNERS)

- C. 7 2020-0451 RZN 20-7089 (1139, 1213, 1237, 1251, & 1283 W. HENDRIX ST./MARKS): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 20-7089 FOR APPROXIMATELY 2.00 ACRES LOCATED AT 1139, 1213, 1237, 1251 AND 1283 WEST HENDRIX STREET FROM RSF-4, RESIDENTIAL SINGLE FAMILY, 4 UNITS PER ACRE TO RI-U, RESIDENTIAL INTERMEDIATE-URBAN

Legislation Text

- C. 8 2020-0472 AMEND § 172.04 PARKING LOT DESIGN STANDARDS: AN ORDINANCE TO AMEND § 172.04 PARKING LOT DESIGN STANDARDS TO ALLOW RESTAURANTS AND CAFES TO EXPAND OPERATIONS INTO PRIVATE PARKING LOTS, AND TO DECLARE AN EMERGENCY

Legislation Text

AMEND § 172.04 PARKING LOT DESIGN STANDARDS

D. City Council Agenda Session Presentations

- D. 1 2020-0400 AGENDA SESSION PRESENTATION ON CULTURAL ARTS CORRIDOR PROJECT BY NELSON, BYRD, WOLTZ CONSULTING, AND PARKING DECK PRESENTATION BY MILLER, BAKUS, LACK ARCHITECTS.

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 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.