

City of Fayetteville, Arkansas

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



City Council Meeting

**August 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 2019-0983 APPROVAL OF THE AUGUST 4, 2020 CITY COUNCIL MEETING MINUTES

Legislation Text

- A. 2 2020-0622 RFQ #20-05 ON-CALL APPRAISAL SERVICES: A RESOLUTION TO AWARD RFQ #20-05 AND AUTHORIZE THE PURCHASE OF ON-CALL APPRAISAL SERVICES FROM REED & ASSOCIATES, INC. AND RIFE AND COMPANY APPRAISERS, INC. AS NEEDED THROUGH DECEMBER 31, 2020

Legislation Text

RFQ #20-05 ON-CALL APPRAISAL SERVICES:

- A. 3 2020-0631 BID #20-59 BRASCO INTERNATIONAL, INC.: A RESOLUTION TO AWARD BID #20-59 AND AUTHORIZE A CONTRACT WITH BRASCO INTERNATIONAL, INC. IN THE AMOUNT OF \$92,050.00, PLUS ANY APPLICABLE TAXES AND FREIGHT CHARGES, FOR THE PURCHASE OF TWELVE SHELTER STRUCTURES

Legislation Text

BID #20-59 BRASCO INTERNATIONAL, INC.

Bid 20-59, Recommendation for Award

Bid 20-59, Submittal - Brasco International, Inc. - E

Bid 20-59, Bulk Bus Shelters w Addenda

- A. 4 2020-0639 MCCLELLAND CONSULTING ENGINEERS, INC.: A RESOLUTION TO APPROVE A PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH MCCLELLAND CONSULTING ENGINEERS, INC. IN THE AMOUNT OF \$194,525.00 TO PROVIDE DESIGN SERVICES FOR A PROJECT TO RELIEVE STORMWATER ISSUES NEAR EAST FAIRLANE STREET, SOUTH ELMHURST AVENUE AND EAST MCCLINTON STREET, AND TO APPROVE A BUDGET ADJUSTMENT - 2019 DRAINAGE BOND PROJECT

Legislation Text

MCCLELLAND CONSULTING ENGINEERS, INC.

BA MCCLELLAND CONSULTING ENGINEERS, INC.

- A. 5 2020-0640 NAMIDA LAB, INC.: A RESOLUTION TO APPROVE AND CERTIFY THE PARTICIPATION OF NAMIDA LAB, INC. IN THE ARKANSAS TAX BACK PROGRAM AND TO AGREE TO AUTHORIZE THE ARKANSAS DEPARTMENT

OF FINANCE AND ADMINISTRATION TO REFUND CITY SALES TAX BACK TO NAMIDA LAB, INC. FOR QUALIFIED PURCHASES

Legislation Text

NAMIDA LAB, INC.

- A. 6 2020-0643 RFQ 20-01 # 10 BLACK & VEATCH CORPORATION: A RESOLUTION TO APPROVE A PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH BLACK AND VEATCH CORPORATION, PURSUANT TO RFQ 20-01 SELECTION #10, IN AN AMOUNT NOT TO EXCEED \$93,355.00 FOR A WATER AND SEWER RATE STUDY, AND TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$18,600.00

Legislation Text

RFQ 20-01 # 10 BLACK & VEATCH CORPORATION

B. Unfinished Business

- B. 1 2020-0413 ARKANSAS AND MISSOURI RAILROAD SHILOH DRIVE AND GREGG AVENUE - 2019 TRANSPORTATION BOND PROJECT: AN ORDINANCE TO WAIVE COMPETITIVE BIDDING AND AUTHORIZE A NEW RAILROAD CROSSING COST AND MAINTENANCE AGREEMENT AND AN EASEMENT AGREEMENT WITH THE ARKANSAS AND MISSOURI RAILROAD FOR A NEW RAILROAD CROSSING AT SHILOH DRIVE AND GREGG AVENUE, TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$32,892.43, AND TO APPROVE A BUDGET ADJUSTMENT FOR THE ESTIMATED TOTAL PROJECT COST OF \$750,000.00 - 2019 TRANSPORTATION BOND PROJECT

Legislation Text

Revised 072220: 2020-0413 Shiloh Update Memo

BA 2020-0413 Shiloh Railroad Crossing

B. 1 and B. 2 Full Recapture and Combined Tax Revenue grade seperated_included

B. 1 Closing Railroad Crossing on University Avenue to Vehicular Traffic

B. 1 ORD BID WAIVER - RAILROAD AND MAINTENANCE AGREEMENT AMRR SHILOH DRIVE

B. 1 Shiloh Memo 8_4_20

Public Comment Email Jerry Hogan

Public Comment Jerry Hogan

06/04/20 City Council Packet Info: ARKANSAS AND MISSOURI RAILROAD SHILOH DRIVE AND GREGG AVENUE

06/04/20 City Council Packet Info: BA ARKANSAS AND MISSOURI RAILROAD SHILOH DRIVE AND GREGG AVENUE

Revised AR Missouri Railroad Shiloh Drive and Gregg Avenue

B. 2 2020-0414 ARKANSAS AND MISSOURI RAILROAD FUTRALL DRIVE AND GREGG AVENUE - 2019 TRANSPORTATION BOND PROJECT: AN ORDINANCE TO WAIVE COMPETITIVE BIDDING AND AUTHORIZE A NEW RAILROAD CROSSING COST AND MAINTENANCE AGREEMENT AND AN EASEMENT AGREEMENT WITH THE ARKANSAS AND MISSOURI RAILROAD FOR A NEW RAILROAD CROSSING AT FUTRALL DRIVE AND GREGG AVENUE, TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$28,344.86, AND TO APPROVE A BUDGET ADJUSTMENT FOR THE ESTIMATED TOTAL PROJECT COST OF \$750,000.00 - 2019 TRANSPORTATION BOND PROJECT

Legislation Text

Revised 072220: 2020-0414 Futrall Update Memo

BA 2020-0414 Futrall Railroad Crossing

B. 1 and B. 2 Full Recapture and Combined Tax Revenue__grade seperated_included

B. 2 Drake Farms Memo 8_4_20 with Letter Final Revised

B. 2 ORD BID WAIVER - RAILROAD AND MAINTENANCE AGREEMENT AMRR FUTRALL DRIVE

Public Comment Email Jerry Hogan

Public Comment Jerry Hogan

06/04/20 City Council Packet Info: BA ARKANSAS AND MISSOURI RAILROAD FUTRALL DRIVE AND GREGG AVENUE

06/04/20 City Council Packet Info: ARKANSAS AND MISSOURI RAILROAD FUTRALL DRIVE AND GREGG AVENUE

- B. 3 2020-0574 AMEND CHAPTER 120: REAL ESTATE SALE AND LEASING REGULATIONS : AN ORDINANCE TO AMEND CHAPTER 120: REAL ESTATE SALE AND LEASING REGULATIONS BY ENACTING §120.02 LANDLORD’S REPRESENTATIVE REGISTRY TO REQUIRE ALL LANDLORDS LEASING MORE THAN TWO RESIDENTIAL PROPERTIES TO PROVIDE ACCURATE CONTACT INFORMATION**

Legislation Text

AMEND CHAPTER 120: REAL ESTATE SALE AND LEASING REGULATIONS

B.3 Public Comment Kacey Serrano-Chapter 120 Real Esatte Sale and Leasing Regulations

- B. 4 2020-0604 AMEND § 171.02 MINIMUM STREET STANDARDS, 2020 EDITION: AN ORDINANCE TO AMEND § 171.02 GENERAL PROVISIONS AND ADOPT THE MINIMUM STREET STANDARDS, 2020 EDITION, AND TO AMEND VARIOUS PROVISIONS IN CHAPTER 151 DEFINITIONS,**

CHAPTER 166 DEVELOPMENT, CHAPTER 171 STREETS AND SIDEWALKS, AND CHAPTER 172 PARKING AND LOADING OF THE UNIFIED DEVELOPMENT CODE TO BE CONSISTENT WITH THE CHANGES IN THE CITY'S MASTER STREET PLAN

Legislation Text

Exhibits A-G - Minimum Street Standards

AMEND § 171.02 GENERAL PROVISIONS

- B. 5** 2020-0638 AMEND § 164.04 URBAN AGRICULTURE: COUNCIL MEMBER GUTIERREZ REQUESTED TO RECONSIDER THIS ITEM AN ORDINANCE TO AMEND § 164.04 URBAN AGRICULTURE (FOWL, BEES & GOATS) TO REDUCE THE MINIMUM SQUARE FOOTAGE REQUIREMENT FOR GOATS

Legislation Text

REQUEST TO RECONSIDER VOTE SONIA GUTIERREZ EMAIL

Urban Agriculture - Goat Square Foot Minimum Packet

ADDITIONAL_080320 C.1 URBAN AGRICULTURE

Public Comment Form - Charles Sharpless

Public Comment Letter - Charles Sharpless

C. New Business

- C. 1** 2020-0662 RESOLUTION TO ADOPT A RESOLUTION PROPOSED BY THE MAYOR'S AFRICAN AMERICAN ADVISORY COUNCIL: A RESOLUTION TO ADOPT A RESOLUTION PROPOSED BY THE MAYOR'S AFRICAN AMERICAN ADVISORY COUNCIL

Legislation Text

- C. 2 2020-0674 2020 COMMUNITY ORIENTED POLICING SERVICES HIRING PROGRAM GRANT: A RESOLUTION TO AUTHORIZE ACCEPTANCE OF THE 2020 COMMUNITY ORIENTED POLICING SERVICES HIRING PROGRAM GRANT IN THE AMOUNT OF \$250,000.00 TO FUND TWO (2) POLICE OFFICERS FOR A PERIOD OF FOUR (4) YEARS WITH THE \$312,710.00 REQUIRED MATCH COVERED IN FULL BY FAYETTEVILLE PUBLIC SCHOOLS WHICH HAS AGREED TO PAY \$342,900.00 TO THE CITY DURING THE GRANT TERM FOR THE ASSIGNMENT OF SENIOR CORPORALS TO SERVE AS SCHOOL RESOURCE OFFICERS, AND TO APPROVE A BUDGET ADJUSTMENT

Legislation Text

2020 COMMUNITY ORIENTED POLICING SERVICES HIRING PROGRAM GRANT

BA 2020 COMMUNITY ORIENTED POLICING SERVICES HIRING PROGRAM GRANT

PUBLIC COMMENT 1 2020 COMMUNITY ORIENTED POLICING SERVICES HIRING PROGRAM GRANT

ADDITIONAL 2020 COMMUNITY ORIENTED POLICING SERVICES HIRING PROGRAM GRANT

- C. 3 2020-0646 SRP - 2020-2021 DTF DCF GRANT AWARD: A RESOLUTION TO AUTHORIZE ACCEPTANCE OF A STATE DRUG CRIME ENFORCEMENT AND PROSECUTION GRANT FOR STATE FUNDING OF THE FOURTH JUDICIAL DISTRICT DRUG TASK FORCE IN THE AMOUNT OF \$91,319.00, AND TO AUTHORIZE MAYOR JORDAN TO SIGN ALL NECESSARY DOCUMENTS TO RECEIVE THE GRANT FUNDS

Legislation Text

SRP - 2020-2021 DTF DCF GRANT AWARD

- C. 4 2020-0498 RFQ #18-11 NABHOLZ CONSTRUCTION CHANGE ORDER #3: A RESOLUTION TO APPROVE CHANGE ORDER NO. 3 TO THE CONTRACT WITH NABHOLZ CONSTRUCTION CORPORATION IN THE AMOUNT OF \$10,494,726.00 FOR CONSTRUCTION OF PHASE 1 OF THE CULTURAL ARTS CORRIDOR PROJECT, AND TO APPROVE A BUDGET ADJUSTMENT

Legislation Text

NABHOLZ CO #3 ARTS CORRIDOR

BA_CO3 NABHOLZ CO #3 ARTS CORRIDOR

- C. 5 2020-0647 APPEAL: RZN 20-7133: (6040 & 6074 W. WEDINGTON DR./HOUSTON): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 20-7133 FOR APPROXIMATELY 3.05 ACRES LOCATED AT 6040 AND 6074 WEST WEDINGTON DRIVE FROM R-A, RESIDENTIAL AGRICULTURAL AND RSF-4, RESIDENTIAL SINGLE FAMILY, 4 UNITS PER ACRE TO RI-12, RESIDENTIAL INTERMEDIATE, 12 UNITS PER ACRE

Legislation Text

APPEAL: RZN 20-7133: (6040 & 6074 W. WEDINGTON DR./HOUSTON)

- C. 6 2020-0667 RESOLUTION TO REQUEST THAT CITY STAFF STUDY: A RESOLUTION TO REQUEST THAT CITY STAFF STUDY AND PRESENT AN ORDINANCE ELIMINATING DISCRETIONARY PROCEEDINGS FOR RELIGIOUS USES TO THE EXTENT POSSIBLE, PROVIDE FOR REGULATIONS BASED ON THE SIZE AND INTENSITY OF THE PROPOSED USE, AND EMPLOY NON-SECTARIAN LANGUAGE

Legislation Text

Res of Intent - Study Religious Land Use Amendments UDC

- C. 7 2020-0635 AMEND UDC 166.23: URBAN RESIDENTIAL DESIGN STANDARDS: AN ORDINANCE TO AMEND §166.23

URBAN RESIDENTIAL DESIGN STANDARDS OF THE
UNIFIED DEVELOPMENT CODE TO INCREASE
FLEXIBILITY FOR SMALL BUILDING DESIGN

Legislation Text

AMEND UDC 166.23: URBAN RESIDENTIAL DESIGN
STANDARDS:

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. When the Mayor or Chair recognizes you, please start your public comment by giving 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 to speak 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 a Council Member 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:

Overview Period: Agenda items at a City Council meeting 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 a Council Member later to answer questions. City staff, Council Members and applicants may use electronic visual aids in the City Council meeting as part of the presentation of the agenda item. City staff's presentation and an Applicant's presentation whether presented by one or more than one presenter shall each be limited to a maximum of ten (10) minutes unless the City Council by unanimous consent or majority vote allows additional time.

Public Comments: Public comment at a City Council meeting shall be allowed for all members of the audience who have signed up prior to the beginning of the agenda item they wish to address being opened for public comment. Speakers shall be limited to a maximum of five (5) minutes to be broken into segments of three and two minutes. Amendments may receive public comments only if approved by the City Council by unanimous consent or majority vote. If public comment is allowed for an amendment, speakers will only be allowed to speak for three (3) minutes. The City Council may allow both a speaker additional time and an unsigned-up person to speak by unanimous consent or majority vote.

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.

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