

# City of Fayetteville, Arkansas

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



## City Council Agenda Session

September 29, 2020  
5:30 p.m.

City Hall Room 219

**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. 2019-0965 MONTHLY FINANCIAL REPORT**

Legislation Text

**Agenda Additions**

**A. Consent:**

- A. 1 2019-0987 APPROVAL OF THE SEPTEMBER 1, 2020 AND SEPTEMBER 15, 2020 CITY COUNCIL MEETING MINUTES**

Legislation Text

- A. 2 2020-0735 ARKANSAS MUNICIPAL LEAGUE VEHICLE PROGRAM: A RESOLUTION TO APPROVE A BUDGET ADJUSTMENT IN THE TOTAL AMOUNT OF \$5,208.00 RECOGNIZING REIMBURSEMENTS FROM THE ARKANSAS**

MUNICIPAL LEAGUE VEHICLE PROGRAM AND SHELTER  
INSURANCE FOR DAMAGES TO CITY VEHICLES

Legislation Text

SRP - Hail Damage Repairs

2020-0735 BA Police vehicle hail damage

- A. 3 2020-0766 BID #20-66 GOODWIN & GOODWIN, INC.: A RESOLUTION TO AWARD BID #20-66 AND AUTHORIZE A CONTRACT WITH GOODWIN & GOODWIN, INC. IN THE AMOUNT OF \$315,139.10 FOR THE CONSTRUCTION AND REHABILITATION OF WATER PRESSURE SUSTAINING AND REDUCING VALVES, AND TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$63,027.82

Legislation Text

BID #20-66 GOODWIN & GOODWIN, INC.

- A. 4 2020-0767 OLSSON, INC. AMENDMENT NO. 4: A RESOLUTION TO APPROVE AMENDMENT NO. 4 TO THE PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH OLSSON, INC. IN AN AMOUNT NOT TO EXCEED \$58,800.00 FOR ENGINEERING SERVICES RELATED TO THE EAST FAYETTEVILLE WATER SYSTEM IMPROVEMENTS PROJECT

Legislation Text

OLSSON, INC. AMENDMENT NO. 4

- A. 5 2020-0770 J.R. STEWART PUMP & EQUIPMENT, INC.: A RESOLUTION TO ACCEPT A QUOTE IN THE AMOUNT OF \$45,042.86 PLUS APPLICABLE TAXES AND FREIGHT CHARGES FROM J.R. STEWART PUMP & EQUIPMENT, INC. FOR THE REPAIR OF A PUMP AND MOTOR USED AT THE HAMESTRING SEWER LIFT STATION

Legislation Text

- A. 6 2020-0772 IN-PLACE MACHINING COMPANY: A RESOLUTION TO APPROVE AN AMENDMENT TO THE CONTRACT WITH IN-PLACE MACHINING COMPANY IN THE AMOUNT OF \$20,461.31 FOR ADDITIONAL COSTS ASSOCIATED WITH THE REPAIR OF A ROTOR SHAFT ON THE THERMAL DRYER AT THE BIOSOLIDS MANAGEMENT SITE

Legislation Text

IN-PLACE MACHINING COMPANY

- A. 7 2020-0773 2020 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ACTION PLAN: A RESOLUTION TO APPROVE THE 2020 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ACTION PLAN, TO AUTHORIZE MAYOR JORDAN TO EXECUTE THE CDBG AGREEMENT FOR 2020 IN THE AMOUNT OF \$741,644.00.00 WHEN RECEIVED, AND TO APPROVE A BUDGET ADJUSTMENT

Legislation Text

2020 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ACTION PLAN

BA 2020 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ACTION PLAN

- A. 8 2020-0780 BID #20-73 BUILDING EXTERIORS, INC.: A RESOLUTION TO AWARD BID #20-73 AND AUTHORIZE A CONTRACT WITH BUILDING EXTERIORS, INC. IN THE AMOUNT OF \$70,658.00 FOR THE INSTALLATION OF 130 TREES ALONG THE CATO SPRINGS TRAIL, AND TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$7,000.00

Legislation Text

BID #20-73 BUILDING EXTERIORS, INC.

- A. 9 2020-0774 BID #20-72 SWEETSER CONSTRUCTION, INC. - 2019 PARK IMPROVEMENTS BOND PROJECT: A RESOLUTION TO AWARD BID #20-72 AND AUTHORIZE A CONTRACT WITH SWEETSER CONSTRUCTION, INC. IN THE AMOUNT OF \$439,182.60 FOR CONSTRUCTION OF A LARGER GULLEY PARK TOWNSHIP PARKING LOT, TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$20,000.00, AND TO APPROVE A BUDGET ADJUSTMENT - 2019 PARK IMPROVEMENTS BOND PROJECT

Legislation Text

BID #20-72 SWEETSER CONSTRUCTION, INC. - 2019 PARK IMPROVEMENTS BOND PROJECT:

BA BID #20-72 SWEETSER CONSTRUCTION, INC. - 2019 PARK IMPROVEMENTS BOND PROJECT:

- A. 10 2020-0764 BID #20-71 GOODWIN & GOODWIN, INC. - 2019 DRAINAGE BOND PROJECT: A RESOLUTION TO AWARD BID #20-71 AND AUTHORIZE A CONTRACT WITH GOODWIN & GOODWIN, INC. IN THE AMOUNT OF \$205,426.10 FOR THE CONSTRUCTION OF THE PALMER AVENUE DRAINAGE IMPROVEMENTS PROJECT, TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$30,810.00, AND TO APPROVE A BUDGET ADJUSTMENT - 2019 DRAINAGE BOND PROJECT

Legislation Text

BID #20-71 GOODWIN & GOODWIN, INC.

BA BID #20-71 GOODWIN & GOODWIN, INC.

- A. 11 2020-0768 BID #20-74 MILESTONE CONSTRUCTION COMPANY, LLC - 2019 CITY FACILITIES IMPROVEMENTS BOND PROJECT: A RESOLUTION TO AWARD BID #20-74 AND AUTHORIZE A CONTRACT WITH MILESTONE CONSTRUCTION COMPANY, LLC IN THE AMOUNT OF \$427,919.21 FOR THE RESTORATION OF THE TOWN CENTER PLAZA, TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$40,081.00, AND TO APPROVE A

BUDGET ADJUSTMENT - 2019 CITY FACILITIES  
IMPROVEMENTS BOND PROJECT

Legislation Text

BID #20-74 MILESTONE CONSTRUCTION COMPANY, LLC

BA BID #20-74 MILESTONE CONSTRUCTION COMPANY,  
LLC

- A. 12 2020-0769 RFQ 19-01MILLER, BOSKUS, LACK ARCHITECTURE PA FOR ARCHITECTURAL SERVICES - 2019 PARK IMPROVEMENT BOND PROJECT: A RESOLUTION TO APPROVE A PROFESSIONAL ARCHITECTURAL SERVICES AGREEMENT WITH MILLER BOSKUS LACK ARCHITECTS, P.A., PURSUANT TO RFQ #19-01, FOR ARCHITECTURAL SERVICES ASSOCIATED WITH THE YVONNE RICHARDSON COMMUNITY CENTER EXPANSION, TO APPROVE PHASE 1 OF THE CONTRACT IN THE AMOUNT OF \$27,390.00 FOR PROGRAMMING AND SCHEMATIC DESIGN, TO AUTHORIZE PLANNING COMMISSIONER MATT HOFFMAN TO PROVIDE SERVICES TO THE CITY, AND TO APPROVE A BUDGET ADJUSTMENT - 2019 PARK IMPROVEMENT BOND PROJECT

Legislation Text

RFQ 19-01MILLER, BOSKUS, LACK ARCHITECTURE PA FOR ARCHITECTURAL SERVICES

BA RFQ 19-01MILLER, BOSKUS, LACK ARCHITECTURE PA FOR ARCHITECTURAL SERVICES

**B. Unfinished Business:**

- B. 1 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

08/18/20 ADDITIONAL\_ARKANSAS AND MISSOURI RAILROAD FUTRALL DRIVE AND GREGG AVENUE - 2019 TRANSPORTATION BOND PROJECT

ADDITIONAL\_ARKANSAS AND MISSOURI RAILROAD FUTRALL DRIVE AND GREGG AVENUE - 2019 TRANSPORTATION BOND PROJECT

09/01/20\_ADDITIONAL ARKANSAS AND MISSOURI RAILROAD FUTRALL DRIVE AND GREGG AVENUE -

- B.** 2 2020-0724 RZN 2020-000001: (3670 W. MT. COMFORT RD./KUM & GO #2424): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 20-01 LOCATED AT 3670 WEST MOUNT COMFORT ROAD FOR APPROXIMATELY 2.01 ACRES FROM R-A, RESIDENTIAL AGRICULTURAL TO CS, COMMUNITY SERVICES

Legislation Text

RZN 2020-000001: (3670 W. MT. COMFORT RD./KUM & GO #2424)

091020 ADDITIONAL RZN 2020-000001 (3670 W. MT. COMFORT RD.KUM & GO #2424)

091520 ADDITIONAL RZN 2020-000001 (3670 W. MT. COMFORT RD. KUM & GO #2424)

Mt Comfort Environmental Study1

Mt Comfort

**C. Public Hearing:**

- C.** 1 2020-0690 CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY - AMBASSADOR TAXI COMPANY: A RESOLUTION GRANTING A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO AMBASSADOR TAXI FOR THE OPERATION OF UP TO FIVE (5) TAXICABS IN THE CITY OF FAYETTEVILLE

Legislation Text

CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY - AMBASSADOR TAXI COMPANY

**D. New Business:**

- D.** 1 2020-0765 BID #20-57 HORSESHOE CONSTRUCTION, INC.: A RESOLUTION TO AWARD BID #20-57 AND AUTHORIZE A CONTRACT WITH HORSESHOE CONSTRUCTION, INC. IN THE AMOUNT OF \$2,197,855.00 FOR CONSTRUCTION



SERVICES ASSOCIATED WITH THE KITTY CREEK SEWER IMPROVEMENTS PROJECT, TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$219,785.50, AND TO APPROVE A BUDGET ADJUSTMENT

Legislation Text

BID #20-57 HORSESHOE CONSTRUCTION, INC.

BA BID #20-57 HORSESHOE CONSTRUCTION, INC.

- D.** 2 2020-0802 LANDLORDS TO MAKE REASONABLE ACCOMMODATIONS AND WORK WITH TENANTS: A RESOLUTION TO ENCOURAGE ALL LANDLORDS IN FAYETTEVILLE TO MAKE REASONABLE ACCOMMODATIONS AND WORK WITH THEIR TENANTS ADVERSELY IMPACTED EITHER PHYSICALLY OR ECONOMICALLY BY THE COVID-19 VIRUS PANDEMIC IN ORDER TO AVOID EVICTIONS

Legislation Text

LANDLORDS TO MAKE REASONABLE ACCOMMODATIONS AND WORK WITH TENANTS

- D.** 3 2020-0778 TEMPORARY SUSPENSION OF UTILITY BILL SERVICE CUT-OFFS AND LATE CHARGES: AN ORDINANCE TO TEMPORARILY SUSPEND SERVICE DEPOSITS, CUT-OFFS, AND ACCRUALS OF LATE CHARGES ON CITY UTILITY BILLS FOR NON-PAYMENT DUE TO THE INABILITY TO PAY BECAUSE OF THE COVID-19 VIRUS PANDEMIC DISASTER EMERGENCY

Legislation Text

TEMPORARY SUSPENSION OF UTILITY BILL SERVICE CUT-OFFS AND LATE CHARGES

- D.** 4 2020-0775 CITY PARK NAMING - UNDERWOOD PARK: A RESOLUTION TO NAME THE CITY PARK OF ABOUT 65 ACRES LOCATED ON DEAN SOLOMON ROAD AS "UNDERWOOD PARK" AS RECOMMENDED BY STAFF AND

Legislation Text

2020-0775 Underwood Park Naming

- D. 5** 2020-0777 RZN-2020-000006 (1278 W. HENDRIX ST./FUGITT): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 20-000006 LOCATED AT 1278 WEST HENDRIX STREET FOR APPROXIMATELY 0.50 ACRES FROM RSF-8, RESIDENTIAL SINGLE FAMILY, 8 UNITS PER ACRE TO RSF-18, RESIDENTIAL SINGLE FAMILY, 18 UNITS PER ACRE

Legislation Text

RZN-2020-000006 (1278 W. HENDRIX ST./FUGITT):

- D. 6** 2020-0779 VAC-2020-000001 (SOUTH OF 2011 W. FOX GLOVE DR./CRAIN KIA): AN ORDINANCE TO APPROVE VAC 20-000001 FOR PROPERTY LOCATED SOUTH OF 2011 WEST FOXGLOVE DRIVE TO VACATE PORTIONS OF GENERAL UTILITY AND ACCESS EASEMENTS

Legislation Text

VAC-2020-000001 (SOUTH OF 2011 W. FOX GLOVE DR./CRAIN KIA)

- D. 7** 2020-0751 SPECIALIZED REAL ESTATE GROUP, INC.: AN ORDINANCE TO WAIVE FORMAL COMPETITIVE BIDDING AND APPROVE A COST SHARE AGREEMENT WITH SPECIALIZED REAL ESTATE GROUP, INC. AS AGENT FOR MARKHAM RESIDENTIAL OWNER, LLC FOR THE CONSTRUCTION OF TRAIL IMPROVEMENTS ALONG MARKHAM ROAD WITH A REFUND IN AN AMOUNT NOT TO EXCEED \$68,289.00 TO BE PAID BY THE CITY OF FAYETTEVILLE FOR THE COST OF THE IMPROVEMENTS THAT EXCEED THE ROUGH PROPORTIONALITY OF THE IMPACT OF THE DEVELOPMENT, AND TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$6,828.90

Legislation Text

2020-0751 Markham Hill Trail Cost Share

- D.** 8 2020-0709 AMEND §130.01 ADOPTION OF STATE CRIMINAL CODE: AN ORDINANCE TO AMEND §130.01 ADOPTION OF STATE CRIMINAL CODE OF THE FAYETTEVILLE CODE TO INCLUDE A HATE CRIME COMPONENT WITHIN CITY PROSECUTIONS OF CERTAIN STATE CRIMINAL MISDEMEANORS

Legislation Text

AMEND §130.01 ADOPTION OF STATE CRIMINAL CODE

- D.** 9 2020-0803 OFF-STREET PARKING DEVELOPMENT DISTRICT NO. 1: AN ORDINANCE TO ACCEPT A DEED TO THREE DOWNTOWN OFF-STREET PARKING LOTS, TO APPROVE A FINAL REPORT OF THE OFF-STREET PARKING DEVELOPMENT DISTRICT NO. 1 OF FAYETTEVILLE, ARKANSAS , TO ACCEPT ALL REVENUES AND MONEY REMAINING WITHIN THE DISTRICT’S POSSESSION, AND TO DISSOLVE THIS DISTRICT

Legislation Text

OFF-STREET PARKING DEVELOPMENT DISTRICT NO. 1 OF

- D.** 10 2020-0782 RZN-2020-000011: (NORTHEAST OF DEANE ST. & PORTER RD./FAYETTEVILLE PD): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 20-000011 LOCATED NORTHEAST OF DEANE STREET AND PORTER ROAD FOR APPROXIMATELY 11.60 ACRES FROM R-A, RESIDENTIAL AGRICULTURAL TO P-1, INSTITUTIONAL

Legislation Text

RZN-2020-000011: (NORTHEAST OF DEANE ST. & PORTER RD./FAYETTEVILLE PD).

**E. City Council Agenda Session Presentations:**

**E. 1 2020-0627 AGENDA SESSION PRESENTATION - 10 YEAR  
TRANSIT DEVELOPMENT PLAN**

Legislation Text

**F. City Council Tour:**

**G. Announcements:**

**H. Adjournment**