

# City of Fayetteville, Arkansas

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



## City Council Meeting

**November 5, 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. 2019-0966 MONTHLY FINANCIAL REPORT**

Legislation Text

**Agenda Additions**

**A. Consent**

**A.12019-0989 APPROVAL OF THE OCTOBER 20, 2020 CITY COUNCIL MEETING MINUTES**

Legislation Text

**A.22020-0833 ROSS EXECUTIVE AVIATION, INC.: A RESOLUTION TO APPROVE A FIVE YEAR LEASE**

AGREEMENT WITH ROSS EXECUTIVE AVIATION, INC. FOR OFFICE SPACE IN THE AIRPORT TERMINAL BUILDING AT 4500 SOUTH SCHOOL AVENUE SUITE D FOR RENT IN THE AMOUNT OF \$275.00 PER MONTH

Legislation Text

ROSS EXECUTIVE AVIATION, INC.

**A.3** 2020-0895 2021 T-HANGAR LEASE AGREEMENTS: A RESOLUTION TO APPROVE T-HANGAR LEASE AGREEMENTS IN 2021 AT THE CURRENT RENTAL RATE OR AS ADJUSTED UPWARD BY THE AIRPORT BOARD FOR ALL T-HANGARS RENTED AT THE FAYETTEVILLE AIRPORT

Legislation Text

2021 T-HANGAR LEASE AGREEMENTS

**A.4** 2020-0897 BID #20-76 CROSSLAND HEAVY CONTRACTORS, INC.: A RESOLUTION TO AWARD BID #20-76 AND AUTHORIZE A CONTRACT WITH CROSSLAND HEAVY CONTRACTORS, INC. IN THE AMOUNT OF \$212,751.03 FOR CONSTRUCTION RELATED TO THE INSTALLATION OF LARGE SLIDE GATES FOR THE AERATION BASIN AT THE NOLAND WATER RESOURCE RECOVERY FACILITY, AND TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$42,550.21

Legislation Text

BID #20-76 CROSSLAND HEAVY CONTRACTORS, INC.

**A.5** 2020-0899 MIDLAND INDUSTRIAL SERVICES, LLC: A RESOLUTION TO APPROVE CHANGE ORDER NO. 1 TO THE CONTRACT WITH MIDLAND INDUSTRIAL SERVICES, LLC FOR ADDITIONAL SERVICES ON THE NOLAND WATER RESOURCE RECOVERY FACILITY ELECTRICAL UPGRADE PROJECT IN THE AMOUNT OF \$349,814.99

Legislation Text

MIDLAND INDUSTRIAL SERVICES, LLC

**A.6** 2020-0919 B&H FOTO & ELECTRONICS CORP.: A RESOLUTION TO APPROVE THE PURCHASE OF AUDIO-VISUAL EQUIPMENT FROM B&H FOTO & ELECTRONICS CORP. IN THE AMOUNT OF \$66,153.65 PLUS APPLICABLE TAXES AND SHIPPING CHARGES, PURSUANT TO AN OMNIA PARTNERS COOPERATIVE PURCHASING CONTRACT, FOR USE IN THE TOWN CENTER AND CITY HALL, AND TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$5,000.00

Legislation Text

B&H FOTO & ELECTRONICS CORP.

**A.7** 2020-0920 KEY CODE MEDIA: A RESOLUTION TO APPROVE THE PURCHASE OF AUDIO-VISUAL EQUIPMENT FROM KEY CODE MEDIA IN THE AMOUNT OF \$41,249.21 PLUS APPLICABLE TAXES AND SHIPPING COSTS, PURSUANT TO AN OMNIA PARTNERS COOPERATIVE PURCHASING CONTRACT, TO FACILITATE SOCIALLY DISTANCED PUBLIC MEETINGS AT THE TOWN CENTER AND CITY HALL, AND TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$5,000.00

Legislation Text

KEY CODE MEDIA

**A.8** 2020-0903 ELITE BUILDING SOLUTIONS: A RESOLUTION TO ACCEPT A QUOTE FROM ELITE BUILDING SOLUTIONS IN THE AMOUNT OF \$76,433.60 FOR THE INSTALLATION OF NEEDLEPOINT BIPOLAR IONIZATION AIR PURIFICATION UNITS IN CITY BUILDINGS, AND TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$23,500

Legislation Text

ELITE BUILDING SOLUTIONS

**A.9** 2020-0915 BID# 20-70 T.F. THOMPSON ROOFING - 2019 CITY

FACILITIES IMPROVEMENTS BOND PROJECT: A RESOLUTION TO AWARD BID #20-70 AND AUTHORIZE A CONTRACT WITH TERRA FIRMA RESTORATIONS, LLC D/B/A T.F. THOMPSON CO. ROOFING & WATERPROOFING IN THE AMOUNT OF \$41,000.00 FOR REPLACEMENT OF THE FACILITIES MANAGEMENT SHOP BUILDING ROOF, AND TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$6,150.00 - 2019 CITY FACILITIES IMPROVEMENTS BOND PROJECT

Legislation Text

BID# 20-70 T.F. THOMPSON ROOFING

**A.10**2020-0853 HAWKINS-WEIR ENGINEERS, INC. AMENDMENT NO. 2 - 2019 DRAINAGE BOND PROJECT: A RESOLUTION TO APPROVE AMENDMENT NO. 2 TO THE PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH HAWKINS-WEIR ENGINEERS, INC. IN THE AMOUNT OF \$273,600.00 FOR ENGINEERING DESIGN SERVICES ASSOCIATED WITH THE PROJECT TO ALLEVIATE FLOODING NEAR THE NORTH COLLEGE AVENUE AND EAST SUNBRIDGE DRIVE INTERSECTION - 2019 DRAINAGE BOND PROJECT

Legislation Text

HAWKINS-WEIR ENGINEERS, INC. AMENDMENT NO. 2 - 2019 DRAINAGE BOND PROJECT

**B. Unfinished Business**

**B.1** 2020-0821 RZN-2020-005 (660 W. WHILLOCK ST./MISTRETТА): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 20-005 LOCATED AT 660 WEST WHILLOCK STREET FOR APPROXIMATELY 0.80 ACRES FROM RSF-4, RESIDENTIAL SINGLE FAMILY, 4 UNITS PER ACRE TO RMF-12, RESIDENTIAL MULTI FAMILY, 12 UNITS PER ACRE

Legislation Text

**B.2** 2020-0827 CUP 2020-003 CLUSTER HOUSING APPEAL: A RESOLUTION TO GRANT THE APPEAL OF COUNCIL MEMBERS SARAH BUNCH, TERESA TURK, AND MARK KINION AND DENY THE CONDITIONAL USE PERMIT CUP 2020-003 FOR A CLUSTER HOUSING DEVELOPMENT AND LIMITED BUSINESS WITH ASSOCIATED PARKING AT 1629 NORTH CROSSOVER ROAD

Legislation Text

CUP 2020-003 CLUSTER HOUSING APPEAL

ADDITIONAL CUP 2020-003 CLUSTER HOUSING APPEAL

**C. New Business**

**C.1** 2020-0865 TLG PETERBILT: A RESOLUTION TO AUTHORIZE THE PURCHASE OF THREE PETERBILT TRASH TRUCKS FROM TLG PETERBILT OF FORT SMITH, ARKANSAS FOR THE TOTAL AMOUNT OF \$998,764.00, PURSUANT TO A SOURCEWELL COOPERATIVE PURCHASING CONTRACT, AND TO APPROVE A BUDGET ADJUSTMENT

Legislation Text

TLG PETERBILT

BA TLG PETERBILT

**C.2** 2020-0894 AT&T - VESTA 9-1-1 PORTABLE COMMAND POSTS: AN ORDINANCE TO WAIVE THE REQUIREMENTS OF FORMAL COMPETITIVE BIDDING AND AUTHORIZE THE PURCHASE OF A VESTA 9-1-1 PORTABLE COMMAND POST AND ADDITIONAL REQUIRED EQUIPMENT FROM AT&T IN THE AMOUNT OF 35,000.00 PLUS APPLICABLE TAXES FOR THE CENTRAL DISPATCH CENTER, AND TO AUTHORIZE FUTURE PURCHASES AS LONG AS AT&T IS THE CONTRACTED PROVIDER FOR 9-1-1 SERVICES THROUGH THE WASHINGTON COUNTY DEPARTMENT OF EMERGENCY MANAGEMENT

Legislation Text

AT&T - VESTA 9-1-1 PORTABLE COMMAND POSTS

**C.3** 2020-0850 AMEND § 111.04 APPLICATION FOR PERMITS: AN ORDINANCE TO AMEND § 111.04 APPLICATION FOR PERMITS IN CHAPTER 111 ALCOHOLIC BEVERAGES OF THE FAYETTEVILLE CODE AND § 164.18 SUPPLEMENTARY USE REGULATIONS IN CHAPTER 164 SUPPLEMENTAL ZONING REGULATIONS AND SPECIALIZED DEVELOPMENT REGULATIONS OF THE UNIFIED DEVELOPMENT CODE TO CONFORM SEPARATION REQUIREMENTS FOR BUSINESSES PERMITTED TO SELL ALCOHOL TO ARKANSAS LAW

Legislation Text

AMEND § 111.04 APPLICATION FOR PERMITS

Memo re aligning alcohol permit separation requirements align with state law

**C.4** 2020-0896 RZN 2020-012 (226 & 300 S. GREGG AVE./HOLST-POWELL): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 20-012 LOCATED AT 226 & 300 SOUTH GREGG AVENUE FOR APPROXIMATELY 0.37 ACRES FROM I-1, HEAVY COMMERCIAL & LIGHT INDUSTRIAL TO RI-U, RESIDENTIAL INTERMEDIATE-URBAN

Legislation Text

RZN 2020-012 (226 & 300 S. GREGG AVE./HOLST-POWELL)

**C.5** 2020-0898 RZN 2020-013 (420 E. REBECCA ST./BUSH): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 20-013 LOCATED AT 4200 EAST REBECCA STREET FOR APPROXIMATELY 0.29 ACRES FROM RSF-4, RESIDENTIAL SINGLE FAMILY, 4 UNITS PER ACRE TO RSF-8, RESIDENTIAL SINGLE FAMILY, 8 UNITS PER ACRE

Legislation Text

RZN 2020-013 (420 E. REBECCA ST./BUSH)

**C.6** 2020-0906 R-PZD-2020-001 (EAST OF E. SAIN ST./TRAILS ON THE CREEK): AN ORDINANCE TO APPROVE A RESIDENTIAL PLANNED ZONING DISTRICT ENTITLED R-PZD 2020-001 FOR APPROXIMATELY 20.77 ACRES LOCATED EAST OF EAST SAIN STREET TO ALLOW THE DEVELOPMENT OF 321 MULTI-FAMILY UNITS WITH ASSOCIATED PARKING, PARKLAND, AND TREE PRESERVATION AREAS

Legislation Text

R-PZD-2020-001 (EAST OF E. SAIN ST./TRAILS ON THE CREEK)

**C.7** 2020-0941 MCCI, LLC: A RESOLUTION TO ACCEPT A QUOTE FROM MCCI, LLC IN THE AMOUNT OF \$29,400.00, PURSUANT TO A NATIONAL COOPERATIVE PURCHASING ALLIANCE CONTRACT, TO DIGITIZE CITY RECORDS AND AUTHORIZE THE PURCHASE OF ADDITIONAL SERVICES AS NEEDED THROUGH APRIL 30, 2022, AND ANY FUTURE RENEWAL PERIODS

Legislation Text

MCCI, LLC

**C.8** 2020-0892 APPEAL RZN-2020-009 (6061 W. DOT TIPTON RD./JRJBCS, INC.): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 20-009 LOCATED AT 6061 WEST DOT TIPTON ROAD FOR APPROXIMATELY 39.88 ACRES FROM R-A, RESIDENTIAL AGRICULTURAL TO RSF-4, RESIDENTIAL SINGLE FAMILY, 4 UNITS PER ACRE

Legislation Text

APPEAL RZN-2020-009 (6061 W. DOT TIPTON RD./JRJBCS,



## **D. City Council Agenda Session Presentations**

**D.1 2020-0931 AGENDA SESSION PRESENTATIONS: SALES TAX REPORT - PAUL BECKER ENERGY REPORT - PETER NIERENGARTEN**

Legislation Text

**D.2 2020-0922 AGENDA SESSION PRESENTATION - PUBLIC SAFETY CAMPUS SITE DESIGN PRESENTATION**

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. 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.

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.

## **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 Devise 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.*