

City of Fayetteville, Arkansas

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



City Council Agenda Session

January 12, 2021
4:30 p.m.

City Hall Room 219

City Council Members

*Sonia Gutierrez Ward 1
D'Andre Jones Ward 1
Mark Kinton Ward 2
Matthew Petty Ward 2
Sloan Scroggin Ward 3
Sarah Bunch Ward 3
Teresa Turk Ward 4
Holly Hertzberg 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

1. 2020-1052 PRESENTATION OF THE CITY OF FAYETTEVILLE MARTIN LUTHER KING BROTHERHOOD AWARD

[Legislation Text](#)

City Council Meeting Presentations, Reports and Discussion Items:

Agenda Additions

A. Consent:

- A.1 2020-1090 2021 JUSTICE ASSISTANCE GRANT: A RESOLUTION AUTHORIZE ACCEPTANCE OF A 2021 JUSTICE ASSISTANCE GRANT IN THE TOTAL AMOUNT OF \$134,915.00 WHICH WILL BE USED TO PAY A PORTION OF THE SALARIES AND BENEFITS OF 4TH JUDICIAL DISTRICT DRUG TASK OFFICERS WITH THE FAYETTEVILLE, SPRINGDALE, AND PRAIRIE GROVE POLICE DEPARTMENTS AND THE WASHINGTON COUNTY SHERIFF'S OFFICE

[Legislation Text](#)

[SRP - 20-21 DTF JAG](#)

- A.2 2020-1108 BID #21-04 CONCRETE: A RESOLUTION TO AWARD BID #21-04 AND AUTHORIZE THE PURCHASE OF CONCRETE FROM TUNE TRUCKING, INC. D/B/A TUNE CONCRETE COMPANY AS PRIMARY SUPPLIER IN VARIABLE AMOUNTS AND FOR VARYING UNIT PRICES AND TO AUTHORIZE THE USE OF OTHER BIDDERS BASED ON PRICE AND AVAILABILITY AS NEEDED THROUGH THE END OF 2021

[Legislation Text](#)

[BID #21-04 CONCRETE](#)

- A.3 2020-1163 CREAMER PILOT SERVICES, LLC: A RESOLUTION TO APPROVE AN ASSIGNMENT, ASSUMPTION, AND CONSENT AGREEMENT TO TRANSFER THE LEASE AGREEMENT FOR OFFICE SPACE IN THE AIRPORT TERMINAL BUILDING AT 4500 SOUTH SCHOOL AVENUE TO CREAMER PILOT SERVICES, LLC, AND TO RELEASE M.K. ROCKWELL INVESTMENTS, LLC FROM THE LEASE AGREEMENT

[Legislation Text](#)

[CREAMER PILOT SERVICES, LLC](#)

- A.4 2021-0005 AIRPORT BEACON AND WIND CONES PROJECT: A RESOLUTION TO AUTHORIZE THE ISSUANCE OF TWO-PARTY CHECKS ON THE AIRPORT BEACON AND WIND CONES PROJECT TO ENSURE THE PROJECT'S SUB-CONTRACTORS RECEIVE COMPENSATION FOR THEIR WORK

[Legislation Text](#)

[AIRPORT BEACON AND WIND CONES PROJECT](#)

- A.5 2020-1187 WASHINGTON COUNTY REGIONAL AMBULANCE AUTHORITY: A RESOLUTION TO APPROVE AN INTERLOCAL AGREEMENT FOR CONTINUATION OF AMBULANCE SERVICES THROUGH THE WASHINGTON COUNTY REGIONAL AMBULANCE AUTHORITY, AND TO AUTHORIZE THE AMBULANCE AUTHORITY TO OPERATE CENTRAL EMERGENCY MEDICAL SERVICE AS THE EXCLUSIVE EMERGENCY AND NON-EMERGENCY AMBULANCE SERVICE WITHIN THE CITIES

[Legislation Text](#)

[WASHINGTON COUNTY REGIONAL AMBULANCE AUTHORITY](#)

- A.6 2020-1185 WASHINGTON COUNTY ELECTION COMMISSION: A RESOLUTION TO AUTHORIZE A PAYMENT TO THE WASHINGTON COUNTY ELECTION COMMISSION IN THE AMOUNT OF \$45,482.91 FOR ELECTION FEES RELATED TO THE NOVEMBER 3, 2020 GENERAL ELECTION

[Legislation Text](#)

[WASHINGTON COUNTY ELECTION COMMISSION](#)

B. Unfinished Business:

- B.1 2020-1067 AMEND §161.22 COMMUNITY SERVICES AND § 161.24 URBAN THOROUGHFARE: AN ORDINANCE TO AMEND §161.22 COMMUNITY SERVICES AND § 161.24 URBAN THOROUGHFARE BY CHANGING CERTAIN PERMITTED USES TO CONDITIONAL USES

[Legislation Text](#)

[AMEND §166.22 COMMUNITY SERVICES AND § 166.24 URBAN THOROUGHFARE](#)

[ADDITIONAL_12/29/20_AMEND §161.22 COMMUNITY SERVICES AND § 161.24 URBAN THOROUGHFARE](#)

[010521_ADDITIONAL_AMEND §161.22 COMMUNITY SERVICES AND § 161.24 URBAN THOROUGHFARE](#)

[010521_ADDITIONAL_PROPOSED AMENDMENT](#)

- B.2 2020-1142 RZN 2020-021 (NE OF CATALPA DR. & S. RUPPLE RD./FAYETTEVILLE PUBLIC SCHOOLS): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 20-0021 LOCATED NORTHEAST OF WEST CATALPA DRIVE AND SOUTH RUPPLE ROAD FOR APPROXIMATELY 22.98 ACRES FROM CS, COMMUNITY SERVICES AND NC, NEIGHBORHOOD CONSERVATION TO P-1, INSTITUTIONAL

[Legislation Text](#)

[RZN 2020-021 \(NE OF CATALPA DR. & S. RUPPLE RD./FAYETTEVILLE PUBLIC SCHOOLS\):](#)

- B.3 2020-1066 CLUB RUSH HOOKAH AND CIGAR LOUNGE: AN ORDINANCE TO APPROVE THE APPLICATION OF SAMI AMMAR HADDAJI, ON BEHALF OF CLUB RUSH HOOKAH AND CIGAR LOUNGE, FOR A PERMIT TO OPERATE AS A PRIVATE CLUB IN THE CITY OF FAYETTEVILLE AT 550-B WEST DICKSON STREET

[Legislation Text](#)

[CLUB RUSH HOOKAH AND CIGAR LOUNGE](#)

- B.4 2020-1134 RZN 2020-022 (3670 W. MT. COMFORT RD./LANDMARC HOMES & HARDIN): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 20-0022 LOCATED AT 3670 WEST MOUNT COMFORT ROAD FOR APPROXIMATELY 6.05 ACRES FROM R-A, RESIDENTIAL AGRICULTURAL TO CS, COMMUNITY SERVICES

[Legislation Text](#)

[RZN 2020-022 \(3670 W. MT. COMFORT RD./LANDMARC HOMES & HARDIN\):](#)

[ADDITIONAL_RZN 2020-022 \(3670 W. MT. COMFORT RD./LANDMARC HOMES & HARDIN\)](#)

[010521_ADDITIONAL_RZN 2020-022 \(3670 W. MT. COMFORT RD./LANDMARC HOMES & HARDIN\)](#)

[010721_ADDITIONAL_RZN 2020-022 \(3670 W. MT. COMFORT RD./LANDMARC HOMES & HARDIN\)](#)

- B.5 2020-1136 ANX 2020-0001(3435 E. ZION RD./BURGE): AN ORDINANCE TO APPROVE THE ANNEXATION PETITION OF PATRICIA LYNNE SEVERINO, AS TRUSTEE OF THE ROBERT EUGENE BURGE IRREVOCABLE TRUST, AND ANNEX 59.00 ACRES OF LAND LOCATED AT 3435 EAST ZION ROAD

[Legislation Text](#)

[ANX 2020-0001\(3435 E. ZION RD./BURGE\):](#)

[010521_ADDITIONAL_ANX 2020-0001\(3435 E. ZION RD./BURGE\)](#)

[010721_ADDITIONAL_ANX 2020-0001\(3435 E. ZION RD./BURGE\)](#)

- B.6 2020-1140 PZD-2020-002 (3435 E. ZION RD./CHANDLER CROSSING SD): AN ORDINANCE TO APPROVE A RESIDENTIAL PLANNED ZONING DISTRICT ENTITLED R-PZD 2020-0002 FOR APPROXIMATELY 81.80 ACRES LOCATED AT 3435 EAST ZION ROAD TO ALLOW THE DEVELOPMENT OF 260 MIXED USE LOTS

[Legislation Text](#)

[PZD-2020-002 \(3435 E. ZION RD./CHANDLER CROSSING SD\)](#)

[010521_ADDITIONAL_PZD-2020-002 \(3435 E. ZION RD./CHANDLER CROSSING SD\):](#)

[010721_ADDITIONAL_PZD-2020-002 \(3435 E. ZION RD./CHANDLER CROSSING SD\)](#)

C. New Business:

- C.1 2020-1137 RFO #19-05 FLINTCO, LLC: A RESOLUTION TO APPROVE CHANGE ORDER NO. 1 TO THE CONSTRUCTION MANAGER AT RISK CONTRACT WITH FLINTCO, LLC. IN THE AMOUNT OF \$1,278,675.00 FOR THE EARTHWORK BID PACKAGE RELATED TO THE CONSTRUCTION OF THE NEW POLICE HEADQUARTERS AND FIRE STATION NO. 8, TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$100,000.00, AND TO APPROVE A BUDGET ADJUSTMENT - POLICE HEADQUARTERS AND FIREFIGHTING FACILITIES IMPROVEMENTS BOND PROJECT

[Legislation Text](#)

[RFO #19-05 FLINTCO, LLC](#)

[BA_RFO #19-05 FLINTCO, LLC](#)

- C.2 2021-0002 AMEND THE 2021 ADOPTED BUDGET: A RESOLUTION TO AMEND THE 2021 ADOPTED BUDGET BY REAPPROPRIATING \$201,308,000.00 IN BONDED OR ONGOING CAPITAL PROJECTS, OUTSTANDING OBLIGATIONS, AND GRANT FUNDED ITEMS

[Legislation Text](#)

[AMEND THE 2021 ADOPTED BUDGET](#)

- C.3 2020-1179 2020 DISASTER AND REPLACEMENT FUNDS: A RESOLUTION TO APPROVE A BUDGET ADJUSTMENT TRANSFERRING \$1,000,000.00 FROM THE GENERAL FUND TO REPLENISH THE DISASTER AND REPLACEMENT FUND FOR EXPENDITURES MADE TO ADDRESS THE COVID-19 PANDEMIC

[Legislation Text](#)

[2020 DISASTER AND REPLACEMENT FUNDS](#)

[BA_2020 DISASTER AND REPLACEMENT FUNDS](#)

- C.4 2020-0946 2021-2025 FIVE-YEAR CAPITAL IMPROVEMENTS PLAN: A RESOLUTION TO ADOPT THE 2021-2025 FIVE-YEAR CAPITAL IMPROVEMENTS PLAN

[Legislation Text](#)

[2021-2025 FIVE YEAR CAPITAL IMPROVEMENTS PLAN](#)

- C.5 2020-1073 VAC-2020-009 (EAST OF 662 W. TAYLOR ST./GREGG AVE. R-O-W): AN ORDINANCE TO APPROVE VAC 20-009 FOR PROPERTY LOCATED EAST OF 662 WEST TAYLOR STREET TO VACATE A PORTION OF STREET RIGHT-OF-WAY

[Legislation Text](#)

[VAC-2020-00009: Vacation \(EAST OF 662 W. TAYLOR ST./GREGG AVE. R-O-W. 444\)](#)

- C.6 2020-1184 AMEND § 75.10 OPERATION OF SCOOTER SHARE PROGRAMS: AN ORDINANCE TO AMEND § 75.10 OPERATION OF SCOOTER SHARE PROGRAMS TO INCREASE PERMIT FEES AND UPDATE OPERATIONAL AND PRICING REQUIREMENTS, AND TO APPROVE A BUDGET ADJUSTMENT

[Legislation Text](#)

[E-Scooter Ordinance Legistar Packet](#)

[2020-1184 BA E-Scooter Trail Imp](#)

- C.7 2020-1186 AMEND § 151.01 DEFINITIONS AND § 164.02 ACCESSORY STRUCTURES AND USES: AN ORDINANCE TO AMEND § 151.01 DEFINITIONS AND § 164.02 ACCESSORY STRUCTURES AND USES OF THE FAYETTEVILLE UNIFIED DEVELOPMENT CODE TO PERMIT AND REGULATE ELECTRIC VEHICLE CHARGING STATIONS

[Legislation Text](#)

[2020-1186 EV Charging Stations - CC Packet](#)

- C.8 2020-1159 AMEND § 111.07 OUTDOOR REFRESHMENT AREA: AN ORDINANCE TO AMEND § 111.07 OUTDOOR REFRESHMENT AREA BY CONVERTING LIMITED OUTDOOR CONSUMPTION DISTRICT PILOT PROGRAMS TO MORE PERMANENT DISTRICTS SUBJECT TO RULES ESTABLISHED BY THE CITY COUNCIL, AND TO APPROVE AN EMERGENCY CLAUSE

[Legislation Text](#)

[AMEND SECTION 111.07](#)

D. City Council Agenda Session Presentations:

- D.1 2020-0950 AGENDA SESSION PRESENTATION - PROPOSED 2021-2025 FIVE YEAR CAPITAL IMPROVEMENT PLAN, PAUL BECKER

[Legislation Text](#)

- D.2 2020-1157 AGENDA SESSION PRESENTATION: ECONOMIC VITALITY CONTRACT SERVICES

[Legislation Text](#)

E. City Council Tour:

F. Announcements:

G. Adjournment