

City of Fayetteville, Arkansas

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



City Council Meeting

March 1, 2022
5:30 p.m.

City Hall Room 219
113 West Mountain

City Council Members

*Sonia Harvey Ward 1
D'Andre Jones Ward 1
Mark Kinton Ward 2
Mike Wiederkehr Ward 2
Sloan Scroggin Ward 3
Sarah Bunch Ward 3
Teresa Turk Ward 4
Holly Hertzberg Ward 4*

*ELECTED OFFICIALS:
Mayor Lionel Jordan
City Attorney Kit Williams
City Clerk Kara Paxton*

Zoom Information: Fayetteville City Council Meeting - March 1, 2022 Webinar ID: 881 0762 4447 Public Registration Link: <https://us06web.zoom.us/join/joinMeeting?meetingid=88107624447>

Call To Order

1. 2022-0106 OATH OF OFFICE - CITY COUNCIL AGENDA SESSION MIKE WIEDERKEHR, COUNCIL MEMBER WARD 2 POSITION 2

[Legislation Text](#)

Roll Call

Pledge of Allegiance

Mayor's Announcements, Proclamations and Recognitions

City Council Meeting Presentations, Reports and Discussion Items

1. 2021-1075 MONTHLY FINANCIAL REPORT

[Legislation Text](#)

Proposed Agenda Additions

1. 2022-0202 CITY COUNCIL TO EXPRESS THE SUPPORT FOR THE UKRAINIAN MILITARY AND THE UKRAINIAN CITIZENS': A RESOLUTION TO EXPRESS THE SUPPORT OF THE FAYETTEVILLE CITY COUNCIL FOR THE UKRAINIAN MILITARY AND THE UKRAINIAN CITIZENS' BRAVE DEFENSE OF THEIR COUNTRY AGAINST THE UNPROVOKED, ILLEGAL, AND BRUTAL RUSSIAN INVASION

[Legislation Text](#)

[CITY COUNCIL TO EXPRESS THE SUPPORT FOR THE UKRAINIAN MILITARY AND THE UKRAINIAN CITIZENS'](#)

A. Consent

- A.1 2021-1045 APPROVAL OF THE FEBRUARY 15, 2022 CITY COUNCIL MEETING MINUTES

[Legislation Text](#)

- A.2 2022-0093 FAYETTEVILLE PUBLIC SCHOOLS COST SHARE AGREEMENT: A RESOLUTION TO APPROVE A COST SHARE AGREEMENT WITH FAYETTEVILLE PUBLIC SCHOOLS FOR THE UPSIZING OF A WATER LINE ALONG RUPPLE ROAD WITH A REFUND IN AN ESTIMATED AMOUNT OF \$94,890.00 TO BE PAID BY THE CITY OF FAYETTEVILLE, AND TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$18,978.00

[Legislation Text](#)

[FAYETTEVILLE PUBLIC SCHOOLS](#)

- A.3 2022-0098 FIRE DEPARTMENT ANNUAL EMPLOYEE SERVICE AWARDS EVENT: A RESOLUTION TO APPROVE A BUDGET ADJUSTMENT IN THE AMOUNT OF \$300.00 REPRESENTING DONATION REVENUE TO THE FAYETTEVILLE FIRE DEPARTMENT FROM THE REYNOLDS FAMILY FOR THE ANNUAL EMPLOYEE SERVICE AWARDS EVENT

[Legislation Text](#)

[FIRE DEPARTMENT ANNUAL EMPLOYEE SERVICE AWARDS EVENT](#)

[BA_FIRE DEPARTMENT ANNUAL EMPLOYEE SERVICE AWARDS EVENT](#)

- A.4 2022-0134 LION MANUFACTURING: A RESOLUTION TO AUTHORIZE THE PURCHASE OF BUNKER GEAR COATS AND PANTS FROM LION MANUFACTURING THROUGH NAFECO, INC., PURSUANT TO A SOURCEWELL COOPERATIVE PURCHASING CONTRACT, IN THE AMOUNT OF \$101,869.95 PLUS APPLICABLE TAXES AND FREIGHT CHARGES

[Legislation Text](#)

[LION MANUFACTURING](#)

- A.5 2022-0104 ARKANSAS DEPARTMENT OF TRANSPORTATION HIGHWAY 16 PROJECT: A RESOLUTION TO AUTHORIZE THE DEDICATION OF APPROXIMATELY 380 SQUARE FEET OF RIGHT-OF-WAY TO THE ARKANSAS DEPARTMENT OF TRANSPORTATION FOR THE HIGHWAY 16 PROJECT

[Legislation Text](#)

[ARKANSAS DEPARTMENT OF TRANSPORTATION HIGHWAY 16 PROJECT](#)

- A.6 2022-0105 ARKANSAS HISTORIC PRESERVATION PROGRAM: A RESOLUTION TO AUTHORIZE THE MAYOR TO SIGN A GRANT AGREEMENT ACCEPTING A CERTIFIED LOCAL GOVERNMENT GRANT THROUGH THE ARKANSAS HISTORIC PRESERVATION PROGRAM TO COMPLETE A COMMUNITY WIDE PRESERVATION PLAN AND A CULTURAL RESOURCE SURVEY OF THE UNIVERSITY HEIGHTS AND HASKELL HEIGHTS NEIGHBORHOODS

[Legislation Text](#)

[ARKANSAS HISTORIC PRESERVATION PROGRAM](#)

- A.7 2022-0132 BID #21-79 SWEETSER CONSTRUCTION, INC. - 2019 TRAIL IMPROVEMENT BOND PROJECT: A RESOLUTION TO AWARD BID #21-79 AND AUTHORIZE A CONTRACT WITH SWEETSER CONSTRUCTION, INC. IN THE AMOUNT OF \$535,029.00 FOR CONSTRUCTION OF THE MISSION-RAZORBACK GREENWAY CONNECTOR PROJECT, TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$60,000.00, AND TO APPROVE A BUDGET ADJUSTMENT - 2019 TRAIL IMPROVEMENT BOND PROJECT

[Legislation Text](#)

[BID #21-79 SWEETSER CONSTRUCTION, INC. - 2019 TRAIL IMPROVEMENT BOND PROJECT](#)

[BA_BID #21-79 SWEETSER CONSTRUCTION, INC. - 2019 TRAIL IMPROVEMENT BOND PROJECT](#)

- A.8 2022-0142 ARKANSAS DEPARTMENT OF PARKS, HERITAGE, AND TOURISM'S OUTDOOR RECREATION GRANT PROGRAM: A RESOLUTION TO AUTHORIZE THE MAYOR TO SIGN A 50/50 MATCHING GRANT AGREEMENT WITH THE ARKANSAS DEPARTMENT OF PARKS, HERITAGE, AND TOURISM'S OUTDOOR RECREATION GRANT PROGRAM, IN THE AMOUNT OF \$220,000.00 FOR PARK IMPROVEMENTS AT GULLEY PARK

[Legislation Text](#)

[ARKANSAS DEPARTMENT OF PARKS, HERITAGE, AND TOURISM'S OUTDOOR RECREATION GRANT PROGRAM](#)

- A.9 2022-0145 RFP 21-10 THE FIELD SHOP, INC.: A RESOLUTION TO AWARD RFP 21-10 TO THE FIELD SHOP, INC. AND AUTHORIZE THE INSTALLATION OF A NEW TIGHTROPE MEDIA SYSTEMS PEG CHANNEL PLAYOUT SYSTEM IN THE TELEVISION CENTER FOR THE AMOUNT OF \$57,428.88 PLUS ANY APPLICABLE TAXES AND FREIGHT CHARGES

[Legislation Text](#)

[RFP 21-10 THE FIELD SHOP, INC](#)

B. Unfinished Business

- B.1 2022-0081 RZN-2021-087 (N. FUTRALL DR. BETWEEN WEDINGTON DR. & MLK BLVD./BARNES SOUTH): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 21-087 LOCATED ON NORTH FUTRALL DRIVE BETWEEN WEDINGTON DRIVE AND MARTIN LUTHER KING JUNIOR BOULEVARD FOR APPROXIMATELY 9.40 ACRES FROM RSF-4, RESIDENTIAL SINGLE FAMILY, 4 UNITS PER ACRE TO CS, COMMUNITY SERVICES

[Legislation Text](#)

[RZN-2021-087 \(N. FUTRALL DR. BETWEEN WEDINGTON DR. & MLK BLVD./BARNES SOUTH\)](#)

- B.2 2022-0082 RZN-2021-092 (SOUTH OF 375 N. RUPPLE D./RIVERWOOD HOMES & MCBRYDE FAMILY): AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 21-092 LOCATED SOUTH OF 375 NORTH RUPPLE ROAD FOR APPROXIMATELY 5.34 ACRES FROM R-A, RESIDENTIAL AGRICULTURAL TO CS, COMMUNITY SERVICES AND APPROXIMATELY 0.34 ACRES FROM CS, COMMUNITY SERVICES TO R-A, RESIDENTIAL AGRICULTURAL

[Legislation Text](#)

[RZN-2021-092 \(SOUTH OF 375 N. RUPPLE D./RIVERWOOD HOMES & MCBRYDE FAMILY\)](#)

- B.3 2022-0038 AMEND SECTIONS 156.03 DEVELOPMENT, PARKING AND LOADING, 166.02 DEVELOPMENT REVIEW PROCESS, 168.07 PERMIT PROCEDURES, 168.09 APPEALS AND 168.10 PROVISIONS FOR FLOOD HAZARD REDUCTION: AN ORDINANCE TO AMEND SECTIONS 156.03 DEVELOPMENT, PARKING AND LOADING, 166.02 DEVELOPMENT REVIEW PROCESS, 168.07 PERMIT PROCEDURES, 168.09 APPEALS AND 168.10 PROVISIONS FOR FLOOD HAZARD REDUCTION OF THE UNIFIED DEVELOPMENT CODE TO ADDRESS INCORRECT REFERENCES, CLARIFY WHAT QUALIFIES AS EXISTING IMPERVIOUS AREA, AND REMOVE REDUNDANCIES AND AMBIGUITIES FROM THE FLOOD DAMAGE PREVENTION CODE

[Legislation Text](#)

[STORMWATER UDC REVISIONS](#)

[EXHIBIT A](#)

C. New Business

- C.1 2022-0133 VAC-2022-002: (430 W. DICKSON ST./TIN ROOF BAR): AN ORDINANCE TO APPROVE VAC 22-0002 FOR PROPERTY LOCATED AT 430 WEST DICKSON STREET TO VACATE A PORTION OF A WATER/SEWER EASEMENT

[Legislation Text](#)

[VAC-2022-002: \(430 W. DICKSON ST./TIN ROOF BAR\)](#)

- C.2 2022-0138 VAC-2022-003: (100 N. SKYLINE DR./GREMILLION-HICKS): AN ORDINANCE TO APPROVE VAC 22-0003 FOR PROPERTY LOCATED AT 100 NORTH SKYLINE DRIVE TO VACATE A PORTION OF A WATER/SEWER EASEMENT

[Legislation Text](#)

[VAC-2022-003: \(100 N. SKYLINE DR./GREMILLION-HICKS\)](#)

D. City Council Agenda Session Presentations

- D.1 2022-0019 AGENDA SESSION PRESENTATION - MICROMOBILITY UPDATE

[Legislation Text](#)

- D.2 2021-1076 AGENDA SESSION PRESENTATION - SALES TAX REPORT, PAUL BECKER ENERGY REPORT, PETER NIERENGARTEN

[Legislation Text](#)

E. City Council Tour: Date: February 25th, 2022 Time: 4:00 PM Address: Unaddressed; North of 2572 W. Orlando Drive Parking: Parking is available on-street at the northern dead end of Root Avenue Request: Rezone the property from RSF-4, Residential Single-family, 4 Units per Acre to CS, Community Services

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 Deaf 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-argov.org 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.