

City of Fayetteville, Arkansas

113 West Mountain Street

Fayetteville, AR 72701

(479) 575-8323



City Council Tentative Agenda

Thursday, December 28, 2023

4:30 PM

City Hall Room 219

City Council Members

Council Member Robert B. Stafford Ward 1

Council Member D'Andre Jones Ward 1

Council Member Sarah Moore Ward 2

Council Member Mike Wiederkehr Ward 2

Council Member Scott Berna Ward 3

Council Member Sarah Bunch Ward 3

Council Member Teresa Turk Ward 4

Council Member Holly Hertzberg Ward 4

Mayor Lioneld Jordan

City Attorney Kit Williams

City Clerk Treasurer Kara Paxton

ZOOM INFORMATION:

1. **WEBINAR ID: 812 0013 4124**
PUBLIC REGISTRATION LINK: [HTTPS://US06WEB.ZOOM.US/WEBINAR/REGISTER/WN_MPZ0OVYYRIGVJLU3QCBVJG](https://us06web.zoom.us/join/81200134124)

CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

MAYOR' S ANNOUNCEMENTS, PROCLAMATIONS AND RECOGNITIONS

1. **FIREMEN'S AND POLICEMEN'S PENSION AND RELIEF FUND - MAYOR JORDAN**

CITY COUNCIL MEETING PRESENTATIONS, REPORTS AND DISCUSSION ITEMS

1. **MONTHLY FINANCIAL REPORT - CHIEF FINANCIAL OFFICER**

A. CONSENT

- A.1. **APPROVAL OF THE DECEMBER 19, 2023 CITY COUNCIL MEETING MINUTES**

- A.2. **RAILROAD CROSSING ELIMINATION GRANT (ADMINISTRATION AGREEMENT):**

A RESOLUTION TO APPROVE AN AGREEMENT BETWEEN THE CITY OF FAYETTEVILLE, THE CITY OF SPRINGDALE, AND THE ARKANSAS & MISSOURI RAILROAD FOR THE ADMINISTRATION OF A RAILROAD CROSSING ELIMINATION GRANT (2023-1511)

- A.3. **LITTER ABATEMENT PROGRAM (CONTRACT AMENDMENT):**

A RESOLUTION TO APPROVE AMENDMENT 2 TO THE MEMORANDUM OF AGREEMENT WITH GENESIS CHURCH OF FAYETTEVILLE FOR CONTINUATION OF A LITTER ABATEMENT PROGRAM THROUGH 2024 IN AN AMOUNT NOT TO EXCEED \$100,000.00 (2023-1510)

- A.4. **SEVEN HILLS HOMELESS CENTER (SERVICE CONTRACT):**

A RESOLUTION TO WAIVE THE REQUIREMENTS OF FORMAL COMPETITIVE BIDDING AND APPROVE A CONTRACT WITH SEVEN HILLS HOMELESS CENTER IN THE AMOUNT OF \$119,400.00 FOR SERVICES TO

HOMELESS AND NEEDY RESIDENTS IN FAYETTEVILLE IN 2024 (2023-1539)

A.5. FIRE PENSION FUND (NUMBER CHANGE AND LOAN AUTHORIZATION):

A RESOLUTION TO CHANGE THE ASSIGNED FIRE PENSION FUND NUMBER IN THE 2024 BUDGET, TO AUTHORIZE THE MAYOR OR THE MAYOR'S DESIGNEE TO LOAN CASH FROM THE GENERAL FUND TO THE FIRE PENSION FUND FOR MONTHLY BENEFIT PAYMENTS, AND TO AUTHORIZE THE MAYOR OR THE MAYOR'S DESIGNEE TO REIMBURSE THE GENERAL FUND WHEN FIRE PENSION TAXES ARE RECEIVED (2023-1548)

A.6. ARKANSAS ONE-CALL SYSTEM, INC. (SERVICE AGREEMENT):

A RESOLUTION TO WAIVE COMPETITIVE BIDDING AND AUTHORIZE THE PURCHASE OF UTILITY LOCATING SERVICES FROM ARKANSAS ONE-CALL SYSTEM, INC. IN AN AMOUNT NOT TO EXCEED \$50,000.00 PER YEAR FOR ALL CITY DEPARTMENTS ON AN AS-NEEDED BASIS THROUGH DECEMBER 31, 2029 (2023-1478)

A.7. MCCLELLAND CONSULTING ENGINEERS, INC. (SERVICE AGREEMENT):

A RESOLUTION TO APPROVE AMENDMENT NO. 1 TO THE PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH MCCLELLAND CONSULTING ENGINEERS, INC. IN AN AMOUNT NOT TO EXCEED \$48,000.00 FOR ADDITIONAL SERVICES ASSOCIATED WITH THE GREENLAND SEWER COST SHARE PROJECT (2023-1542)

A.8. CITY OF GREENLAND, ARKANSAS (SEWER COST SHARE AGREEMENT):

A RESOLUTION TO APPROVE A COST SHARE AGREEMENT WITH THE CITY OF GREENLAND IN AN AMOUNT NOT TO EXCEED \$954,000.00 FOR UPSIZING A PORTION OF 12-INCH SANITARY SEWER LINE TO 18-INCH, TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$100,000.00, AND TO APPROVE A BUDGET ADJUSTMENT (2023-1540)

A.9. HAWKINS-WEIR ENGINEERS, INC. (SERVICE AGREEMENT):

A RESOLUTION TO APPROVE AMENDMENT NO. 2 TO THE PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH HAWKINS-WEIR ENGINEERS, INC. IN AN AMOUNT NOT TO EXCEED \$294,800.00 FOR PROFESSIONAL SERVICES ASSOCIATED WITH UTILITY RELOCATIONS ALONG MARTIN LUTHER KING JR. BLVD. AT THE I-49/HWY-62 INTERCHANGE (2023-1543)

A.10. BROTHERS CONSTRUCTION, INC. (CONSTRUCTION AGREEMENT):

A RESOLUTION TO AWARD BID #23-44 AND AUTHORIZE A CONTRACT WITH BROTHERS CONSTRUCTION, INC. IN THE AMOUNT OF \$3,963,291.00

FOR CONSTRUCTION OF UTILITY RELOCATIONS ASSOCIATED WITH THE INTERSTATE 49 & MARTIN LUTHER KING, JR. BOULEVARD INTERCHANGE PROJECT, TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$250,000.00, AND TO APPROVE A BUDGET ADJUSTMENT (2023-1544)

A.11. HIGHWAY 16 UTILITY RELOCATIONS (CONDEMNATIONS):

A RESOLUTION TO AUTHORIZE THE CITY ATTORNEY TO SEEK CONDEMNATION AND POSSESSION OF CERTAIN LANDS OWNED BY INDIVIDUALS NEEDED FOR THE HIGHWAY 16 UTILITY RELOCATIONS PROJECT (2023-1547)

A.12. AF&G, LLC (SERVICE AGREEMENT):

A RESOLUTION TO AWARD BID NO. 24-01 AND AUTHORIZE THE PURCHASE OF PAVEMENT MARKING INSTALLATION FROM AF&G, LLC IN VARIABLE AMOUNTS AND FOR VARYING UNIT PRICES AS NEEDED THROUGH THE END OF 2024 (2023-1462)

A.13. BUILDING EXTERIORS (SERVICE AGREEMENT):

A RESOLUTION TO AWARD BID #24-03 AND AUTHORIZE THE PURCHASE OF TREE PLANTING SERVICES FROM BUILDING EXTERIORS, INC. IN VARIABLE AMOUNTS AND FOR VARYING UNIT PRICES AS NEEDED THROUGH THE END OF 2024 (2023-1463)

A.14. EMERY SAPP & SONS, INC. (SERVICE AGREEMENT):

A RESOLUTION TO AWARD BID #24-04 AND AUTHORIZE THE PURCHASE OF ASPHALT PAVING SERVICES FROM EMERY SAPP & SONS IN VARIABLE AMOUNTS AND FOR VARYING UNIT PRICES AS NEEDED THROUGH THE END OF 2024 (2023-1464)

A.15. TUNE CONCRETE (PURCHASE AGREEMENT):

A RESOLUTION TO AWARD BID #24-05 AND AUTHORIZE THE PURCHASE OF CONCRETE MATERIALS FROM TUNE CONCRETE 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 2024 (2023-1498)

A.16. GREEN DREAM INTERNATIONAL, LLC. (PURCHASE AGREEMENT):

A RESOLUTION TO AWARD BID #24-06 AND AUTHORIZE THE PURCHASE OF AGGREGATE MATERIALS FROM GREEN DREAM INTERNATIONAL, LLC 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 2024 (2023-1499)

A.17. ASPHALT MATERIALS (PURCHASE AGREEMENT):

A RESOLUTION TO AUTHORIZE THE PURCHASE OF ASPHALT MATERIALS FOR USE BY THE TRANSPORTATION DIVISION ON AN AS NEEDED BASIS THROUGH THE END OF 2024 (2023-1500)

A.18. NORTHWEST ARKANSAS WINWATER (PURCHASE AGREEMENT):

A RESOLUTION TO AWARD BID #24-08 AND AUTHORIZE THE PURCHASE OF DRAINAGE PIPE FROM NORTHWEST ARKANSAS WINWATER AS PRIMARY SUPPLIER AND FOR VARYING UNIT PRICES AND TO AUTHORIZE THE USE OF OTHER BIDDERS BASED ON PRICE AND AVAILABILITY AS NEEDED THROUGH THE END OF 2024 (2023-1501)

A.19. SCURLOCK INDUSTRIES (PURCHASE AGREEMENT):

A RESOLUTION TO AWARD BID #24-09 AND AUTHORIZE THE PURCHASE OF PRECAST DRAINAGE PIPE & STRUCTURES FROM SCURLOCK INDUSTRIES OF FAYETTEVILLE IN VARIABLE AMOUNTS AND FOR VARYING UNIT PRICES AS NEEDED THROUGH THE END OF 2024 (2023-1502)

A.20. PRECAST, INC. (PURCHASE AGREEMENT):

A RESOLUTION TO AWARD BID #24-10 AND AUTHORIZE THE PURCHASE OF PRECAST MODULAR BLOCK RETAINING WALL UNITS FROM INDUSTRIAL PRECAST, INC. 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 2024 (2023-1503)

A.21. EMERY SAPP & SONS, INC. (PURCHASE AGREEMENT):

A RESOLUTION TO AWARD BID #24-11 AND AUTHORIZE THE PURCHASE OF HIGH PERFORMANCE COLD MIX FROM EMERY SAPP & SONS, INC. IN VARIABLE AMOUNTS AND FOR VARYING UNIT PRICES AS NEEDED THROUGH THE END OF 2024 (2023-1504)

A.22. GEVEKO MARKINGS, INC. (PURCHASE AGREEMENT):

A RESOLUTION TO AWARD BID #24-13 AND AUTHORIZE THE PURCHASE OF PREFORMED THERMOPLASTIC PAVEMENT MARKINGS FROM GEVEKO MARKINGS, INC. AS PRIMARY SUPPLIER IN VARIABLE AMOUNTS AND FOR VARYING UNIT PRICES AND TO AUTHORIZE OTHER BIDDERS BASED ON PRICE AND AVAILABILITY AS NEEDED THROUGH THE END OF 2024 (2023-1505)

A.23. PREMIER LIGHTING GROUP (PURCHASE AGREEMENT):

A RESOLUTION TO AWARD BID #24-14 AND AUTHORIZE THE PURCHASE

OF LIGHTS, FIXTURES, AND POLES FROM PREMIER LIGHTING GROUP IN VARIABLE AMOUNTS AND FOR VARYING UNIT PRICES AS NEEDED THROUGH THE END OF 2024 (2023-1506)

A.24. JUS EWEN TRANSPORT, LLC. (PURCHASE AGREEMENT):

A RESOLUTION TO AWARD BID #24-15 AND AUTHORIZE THE PURCHASE OF TRUCK HAULING SERVICES FROM JUS EWEN TRANSPORT, LLC IN VARIABLE AMOUNTS AND FOR VARYING UNIT PRICES AS NEEDED THROUGH THE END OF 2024 (2023-1507)

A.25. BLUE RIBBON SITE SERVICES (PURCHASE AGREEMENT - SCREENED TOPSOIL):

A RESOLUTION TO AWARD BID #24-16 AND AUTHORIZE THE PURCHASE OF DELIVERED SCREENED TOPSOIL FROM BLUE RIBBON SITE SERVICES AND THE PURCHASE OF PICKED UP SCREENED TOPSOIL FROM KEITH AUSTIN CONSTRUCTION COMPANY LLC IN VARIABLE AMOUNTS AND FOR VARYING UNIT PRICES AS NEEDED THROUGH THE END OF 2024 (2023-1508)

A.26. BLUE RIBBON SITE SERVICES (PURCHASE AGREEMENT - UNSCREENED TOPSOIL):

A RESOLUTION TO AWARD BID #24-18 AND AUTHORIZE THE PURCHASE OF UNSCREENED TOPSOIL FROM BLUE RIBBON SITE SERVICES IN VARIABLE AMOUNTS AS NEEDED THROUGH THE END OF 2024 (2023-1509)

A.27. 2024 PROJECT SAFE NEIGHBORHOODS (GRANT SUBAWARD):

A RESOLUTION TO AUTHORIZE ACCEPTANCE OF A PROJECT SAFE NEIGHBORHOOD GRANT AWARD IN THE AMOUNT OF \$2,862.00 FOR THE FAYETTEVILLE POLICE DEPARTMENT, AND TO APPROVE A BUDGET ADJUSTMENT (2023-1512)

A.28. PER CAPITA JAIL FEE AGREEMENT (RESOLUTION):

A RESOLUTION TO APPROVE THE PER CAPITA JAIL FEE AGREEMENT WITH WASHINGTON COUNTY FOR JAIL SERVICES IN 2024 IN THE AMOUNT OF \$76,421.40 (2023-1472)

B. UNFINISHED BUSINESS

C. NEW BUSINESS

C.1. CITY COUNCIL RULES OF ORDER AND PROCEDURE (RESOLUTION):

A RESOLUTION TO ADOPT THE RULES OF ORDER AND PROCEDURE OF

THE FAYETTEVILLE CITY COUNCIL FOR 2024 (2023-1323)

C.2. REZONING-2023-0033: (NORTH OF 3420 W. MOUNT COMFORT RD./WIESE-GODDARD SCHOOL, 323):

A ORDINANCE TO REZONE THE PROPERTY DESCRIBED IN REZONING PETITION RZN 2023-033 FOR APPROXIMATELY 3.23 ACRES LOCATED NORTH OF 3420 WEST MOUNT COMFORT ROAD IN WARD 4 FROM R-A, RESIDENTIAL-AGRICULTURAL TO CS, COMMUNITY SERVICES (2023-1545)

PROPOSED AGENDA ADDITIONS

D. CITY COUNCIL AGENDA SESSION PRESENTATIONS

D.1. SALES TAX REPORT - PAUL BECKER AND ENERGY REPORT - PETER NIERENGARTEN

E. CITY COUNCIL TOUR

F. ANNOUNCEMENTS

G. ADJOURNMENT