

# **City of Fayetteville, Arkansas**

*113 West Mountain Street*

*Fayetteville, AR 72701*

*(479) 575-8323*



## **City Council Tentative Agenda**

**Tuesday, March 12, 2024**

**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: 856 7456 4999**  
**PUBLIC REGISTRATION LINK: [HTTPS://US06WEB.ZOOM.US/WEBINAR/REGISTER/WN\\_96ZG2XNYSKWCT2ARY-8ZPW](https://us06web.zoom.us/join/96ZG2XNYSKWCT2ARY-8ZPW)**

**CALL TO ORDER**

**ROLL CALL**

**PLEDGE OF ALLEGIANCE**

**MAYOR' S ANNOUNCEMENTS, PROCLAMATIONS AND RECOGNITIONS**

**CITY COUNCIL MEETING PRESENTATIONS, REPORTS AND DISCUSSION ITEMS**

1. **NOMINATING COMMITTEE REPORT - COMMITTEE CHAIR**

- A. **CONSENT**

- A.1. **APPROVAL OF THE MARCH 5, 2024 CITY COUNCIL MEETING MINUTES**

- A.2. **ARKANSAS HISTORIC PRESERVATION PROGRAM (GRANT ACCEPTANCE):**

A RESOLUTION TO AUTHORIZE THE ACCEPTANCE OF A CERTIFIED LOCAL GOVERNMENT GRANT FROM THE ARKANSAS HISTORIC PRESERVATION PROGRAM IN THE AMOUNT OF \$40,000.00 FOR THE UNIVERSITY-HASKELL HEIGHTS CONTEXT STUDY AND THE SPOUT SPRING NEIGHBORHOOD CONTEXT STATEMENT, AND TO APPROVE A BUDGET ADJUSTMENT (2024-1782)

- A.3. **YVONNE RICHARDSON COMMUNITY CENTER (DONATION RECOGNITION):**

A RESOLUTION TO APPROVE A BUDGET ADJUSTMENT IN THE AMOUNT OF \$20,000.00 REPRESENTING DONATION REVENUE TO THE YVONNE RICHARDSON COMMUNITY CENTER (2024-1748)

- A.4. **MOHAWK LIFTS, LLC. (PURCHASE AGREEMENT):**

A RESOLUTION TO APPROVE THE PURCHASE OF AUTOMOTIVE LIFTS, ADAPTERS AND LIFT COLUMNS FROM MOHAWK LIFTS, LLC. IN THE AMOUNT OF \$105,055.34 PLUS ANY APPLICABLE TAXES, FREIGHT CHARGES, INSTALLATION CHARGES AND DELIVERY FEES UP TO \$7,944.66, PURSUANT TO A SOURCEWELL COOPERATIVE PURCHASING CONTRACT (2024-1742)

**A.5. WHELEN UP-FITTING PARTS AND ACCESSORIES (PURCHASE AGREEMENT):**

A RESOLUTION TO AUTHORIZE THE PURCHASE OF WHELEN UP-FITTING PARTS AND ACCESSORIES FROM LOCAL AUTHORIZED DISTRIBUTORS ON AN AS NEEDED BASIS THROUGH NOVEMBER 7, 2026, AND ANY RENEWAL PERIODS, PURSUANT TO A SOURCEWELL COOPERATIVE PURCHASING CONTRACT (2024-1788)

**A.6. BID 24-26 JACK TYLER ENGINEERING, INC. (PUMP REPLACEMENT):**

A RESOLUTION TO AWARD BID #24-26 AND AUTHORIZE THE PURCHASE OF TWO SUBMERSIBLE PUMPS FROM JACK TYLER ENGINEERING, INC. IN THE AMOUNT OF \$200,053.30, PLUS ANY APPLICABLE TAXES AND FREIGHT CHARGES (2024-1797)

**A.7. BID 24-27 ENVIRONMENTAL TECHNICAL SALES, INC. (PUMP REPLACEMENT):**

A RESOLUTION TO AWARD BID #24-27 AND AUTHORIZE THE PURCHASE OF A DRAIN PUMP FROM ENVIRONMENTAL TECHNICAL SALES, INC. IN THE AMOUNT OF \$37,755.00, PLUS ANY APPLICABLE TAXES AND FREIGHT CHARGES (2024-1798)

**B. PUBLIC HEARING****B.1. WEST TRANSMISSION WATERLINE (PUBLIC HEARING)****C. UNFINISHED BUSINESS****C.1. PERMIT-READY BUILDING DESIGN PROGRAM (AMENDMENT):**

AN ORDINANCE TO ENACT §166.28 PERMIT-READY BUILDING DESIGN PROGRAM TO PROVIDE FOR THE ESTABLISHMENT OF A PERMIT-READY BUILDING DESIGN PROGRAM AND ASSOCIATED DEVELOPMENT REQUIREMENTS SPECIFIC TO THE PROGRAM'S RESIDENTIAL BUILDINGS, AND TO ESTABLISH AN INITIAL PROGRAM AREA (2024-1741)

AT THE MARCH 5, 2024 CITY COUNCIL MEETING, THIS ORDINANCE WAS LEFT ON THE FIRST READING.

**D. NEW BUSINESS****D.1. UDC AMENDMENT §171.13 (PERMIT-READY BUILDING DESIGN PROGRAM):**

AN ORDINANCE TO AMEND §171.13 PROPERTY OWNER TO CONSTRUCT SIDEWALK OR CONTRIBUTE COST OF SIDEWALK OF THE UNIFIED DEVELOPMENT CODE TO PROVIDE FOR CHANGES ASSOCIATED WITH

THE PERMIT-READY BUILDING DESIGN PROGRAM, AND TO ADJUST THE CALCULATION FOR PAYMENT OF FEES IN LIEU OF SIDEWALK CONSTRUCTION (2024-1813)

**D.2. PLACEHOLDER - WEST TRANSMISSION WATERLINE (ORDINANCE APPROVAL):**

PLACEHOLDER FOR THE WEST TRANSMISSION WATER LINE FUNDING ORDINANCE (2024-1728)

**D.3. DECLARE HOUSING CRISIS / STATE OF EMERGENCY (RESOLUTION):**

A RESOLUTION TO DECLARE A HOUSING CRISIS IN THE CITY OF FAYETTEVILLE (2024-1811)

**D.4. ORDINANCE TO AMEND §39.10 WATER AND WASTEWATER DAMAGE CLAIMS (AMENDMENT):**

AN ORDINANCE TO AMEND §39.10 WATER AND WASTEWATER DAMAGE CLAIMS AND §39.11 DAMAGE CLAIMS OTHER THAN WATER AND WASTEWATER DAMAGE CLAIMS OF THE FAYETTEVILLE CODE TO INCREASE THE AMOUNT OF COMPENSATION THAT THE CITY COUNCIL CAN AWARD (2024-1790)

**D.5. SHORT-TERM RENTAL (SCHOOL PROXIMITY CONSIDERATION):**

AN ORDINANCE TO AMEND SUBSECTION (H) OF §163.18 TYPE 2 SHORT-TERM RENTALS IN RESIDENTIAL ZONING DISTRICTS OF THE UNIFIED DEVELOPMENT CODE TO INCLUDE PROXIMITY TO SCHOOLS AS A FACTOR FOR THE PLANNING COMMISSION TO CONSIDER (2024-1787)

**D.6. SHORT-TERM RENTAL / CONDITIONAL USE PERMIT (NOTIFICATION REQUIREMENTS):**

AN ORDINANCE TO AMEND SUBSECTION (C) OF §157.05 CONDITIONAL USE PERMIT IN §157 NOTIFICATION AND PUBLIC HEARINGS OF THE UNIFIED DEVELOPMENT CODE TO REQUIRE PUBLIC NOTIFICATION TO LANDOWNERS AND RESIDENTS WITHIN 300 FEET OF THE BOUNDARY LINE OF A PROPOSED TYPE 2 SHORT TERM RENTAL (2024-1784)

**D.7. VACATION-2023-0014: (490 W. WILLOUGHBY RD/TERMINELLA, 718):**

AN ORDINANCE TO APPROVE VAC-2023-14 FOR PROPERTY LOCATED AT 490 WEST WILLOUGHBY ROAD IN WARD 1 TO VACATE A 0.08 ACRE PORTION OF GENERAL UTILITY EASEMENT (2024-1781)

**D.8. VACATION-2024-0002: (N. BOB YOUNKIN DR AND W. BISHOP DR/LEGACY VENTURES NWA, 251):**

AN ORDINANCE TO APPROVE VAC 24-002 FOR PROPERTY LOCATED AT

NORTH BOB YOUNKIN DRIVE AND WEST BISHOP STREET IN WARD 3 TO VACATE APPROXIMATELY 140 SQUARE FEET OF STREET RIGHT OF WAY (2024-1785)

**D.9. REZONING-2024-0001: (3006 N. OLD MISSOURI RD./OLD MISSOURI LAND DEVELOPMENT LLC, 253 & 254):**

AN ORDINANCE TO REZONE THE PROPERTY DESCRIBED IN REZONING PETITION RZN 2024-0001 FOR APPROXIMATELY 6.31 ACRES LOCATED AT 3006 NORTH OLD MISSOURI ROAD IN WARD 3 FROM RSF-4, RESIDENTIAL SINGLE-FAMILY, FOUR UNITS PER ACRE; NS-G, NEIGHBORHOOD SERVICES GENERAL; AND NC, NEIGHBORHOOD CONSERVATION TO RSF-18, RESIDENTIAL SINGLE-FAMILY, EIGHTEEN UNITS PER ACRE AND R-A, RESIDENTIAL AGRICULTURAL (2024-1783)

**D.10. REZONING-2023-0037: (EAST OF E. 9TH ST. & S. WASHINGTON AVE./DAKOTA DEVELOPMENT LLC, 563):**

AN ORDINANCE TO REZONE THE PROPERTY DESCRIBED IN REZONING PETITION RZN 2023-0037 FOR APPROXIMATELY 1.03 ACRES LOCATED EAST OF EAST 9<sup>TH</sup> STREET AND SOUTH WASHINGTON AVENUE IN WARD 1 FROM NC, NEIGHBORHOOD CONSERVATION TO RI-U, RESIDENTIAL INTERMEDIATE-URBAN (2024-1789)

**D.11. APPEAL: ADMINISTRATIVE-2024-0001: (S. ED EDWARDS RD, MALLY WAGNON RD, S. HUNT LN - WOODRUFF, KLINE, WANG, WARDEN, DURNING, FARKAS/GREGORY, DURNING & HAMM):**

A RESOLUTION TO GRANT THE APPEAL OF THE PLANNING COMMISSION'S DENIAL OF ADM-2024-0001, AND TO AMEND THE MASTER STREET PLAN TO REMOVE AN APPROXIMATELY 1.5 MILE SECTION OF A PLANNED RESIDENTIAL LINK STREET BETWEEN SOUTH MALLY WAGNON ROAD AND SOUTH DEAD HORSE MOUNTAIN ROAD (2024-1791)

**PROPOSED AGENDA ADDITIONS**

**E. CITY COUNCIL AGENDA SESSION PRESENTATIONS**

**E.1. SALES TAX REPORT - CHIEF FINANCIAL OFFICER AND ENERGY REPORT  
- ENVIRONMENTAL DIRECTOR**

**F. CITY COUNCIL TOUR**

**G. ANNOUNCEMENTS**

**H. ADJOURNMENT**