

City of Fayetteville, Arkansas

113 West Mountain Street

Fayetteville, AR 72701

(479) 575-8323



City Council Tentative Agenda

Tuesday, November 12, 2024

5:30 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: 843 7771 9601**

[PUBLIC REGISTRATION LINK: HTTPS://US06WEB.ZOOM.US/WEBINAR/REGISTER/WN_HLFHS8GPQUAGY8NQKYGLUA](https://us06web.zoom.us/join/84377719601)

AGENDAITEMCOMMENT@FAYETTEVILLE-AR.GOV

CALL TO ORDER**ROLL CALL****PLEDGE OF ALLEGIANCE****MAYOR' S ANNOUNCEMENTS, PROCLAMATIONS AND RECOGNITIONS****CITY COUNCIL MEETING PRESENTATIONS, REPORTS AND DISCUSSION ITEMS****A. CONSENT****A.1. APPROVAL OF THE OCTOBER 15, 2024 CITY COUNCIL MEETING MINUTES****A.2. TOMMIE FLOWERS DAVIS (COST SHARE AGREEMENT):**

A RESOLUTION TO APPROVE A COST SHARE AGREEMENT WITH TOMMIE FLOWERS DAVIS IN AN AMOUNT NOT TO EXCEED \$11,712.50 FOR A WATERLINE COST SHARE NEAR THE CORNER OF EAST ROCK STREET AND SOUTH WILLOW AVENUE, AND TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$2,342.50 (2024-742)

A.3. CLIMATE POLLUTION REDUCTION GRANT (SUB AWARD GRANT AGREEMENT):

A RESOLUTION TO AUTHORIZE THE CITY OF FAYETTEVILLE TO ACCEPT AND ENTER INTO A SUB AWARD GRANT AGREEMENT WITH THE ARKANSAS TRI-REGION ENERGY AND ENVIRONMENT INNOVATION COALITION TO UTILIZE SUB AWARDED FUNDS FOR EPA CLIMATE POLLUTION REDUCTION GRANT PROJECT IMPLEMENTATION; AND FOR OTHER PURPOSES (2024-724)

A.4. CITY-WIDE USING CORPORATE ACCOUNTS (EXPENDITURE AUTHORIZATIONS):

A RESOLUTION TO AUTHORIZE TOTAL EXPENDITURES IN EXCESS OF \$35,000.00 FOR MAINTENANCE, REPAIR, AND OPERATIONS SUPPLIES AND COMMODITIES ACROSS ALL DEPARTMENTS CITY-WIDE USING

CORPORATE ACCOUNTS WITH PURCHASING COOPERATIVES OR STATE CONTRACTS FOR THE FISCAL YEAR WITHIN THE APPROVED BUDGET (2024-702)

A.5. RECYCLE COACH (SERVICE AGREEMENT):

A RESOLUTION TO WAIVE COMPETITIVE BIDDING AND AUTHORIZE THE MAYOR TO SIGN A SOFTWARE AS A SERVICE AGREEMENT WITH MUNICIPAL MEDIA CORPORATION D/B/A RECYCLE COACH AT A COST OF \$52,985.00 FOR A PERIOD OF THREE YEARS (2024-713)

A.6. REDBOX+ DUMPSTERS (SERVICE AGREEMENT):

A RESOLUTION TO APPROVE AN AGREEMENT BETWEEN THE CITY OF FAYETTEVILLE AND ONSTOTT, LLC D/B/A REDBOX+ DUMPSTERS OF NORTHWEST ARKANSAS TO HAUL AND DISPOSE OF SOLID WASTE WITHIN THE CITY (2024-663)

B. UNFINISHED BUSINESS

B.1. 920 W. ELM ST. (RAZE AND REMOVAL):

RESOLUTION TO ORDER THE RAZING AND REMOVAL OF A DILAPIDATED AND UNSAFE STRUCTURE ON PROPERTY OWNED BY RAZORBACK HOUSING LLC; C/O DAVID BIRD LOCATED AT 920 WEST ELM STREET IN THE CITY OF FAYETTEVILLE, ARKANSAS; AND TO APPROVE A BUDGET ADJUSTMENT IN THE AMOUNT OF \$39,000.00 (2024-487)

AT THE SEPTEMBER 17, 2024 CITY COUNCIL MEETING, THIS ITEM WAS LEFT ON THE FIRST READING AND TABLED UNTIL THE NOVEMBER 19, 2024 CITY COUNCIL MEETING.

B.2. ORDINANCE TO AMEND § 161.36 URBAN CORRIDOR (ENACTING USE UNIT 38 MINI-STORAGE UNITS AS A CONDITIONAL USE):

AN ORDINANCE TO AMEND § 161.36 URBAN CORRIDOR BY ENACTING USE UNIT 38 MINI-STORAGE UNITS AS A CONDITIONAL USE FOR URBAN CORRIDOR IN SECTION (B) (2) (2024-614)

AT THE OCTOBER 15, 2024 CITY COUNCIL MEETING THIS ORDINANCE WAS LEFT ON THE FIRST READING.

AT THE NOVEMBER 7, 2024 CITY COUNCIL MEETING THIS ORDINANCE WAS LEFT ON THE SECOND READING.

C. NEW BUSINESS

C.1. CHAPTER 10.99 GENERAL PENALTY (AMENDMENT):

AN ORDINANCE TO AMEND § 10.99 GENERAL PENALTY OF THE CODE OF FAYETTEVILLE TO REPEAL (B)(3) AND AMEND (C) WORKING OUT OF FINES (2024-701)

C.2. 887 S. LT. COLONEL LEROY POND AVE. (PUBLIC NUISANCE LAWSUIT AUTHORIZATION):

A RESOLUTION TO AUTHORIZE THE CITY ATTORNEY'S OFFICE TO FILE A PUBLIC NUISANCE LAWSUIT AGAINST THE OWNERS OF PROPERTY LOCATED AT 887 SOUTH LIEUTENANT COLONEL LEROY POND AVENUE IN THE CITY OF FAYETTEVILLE (2024-717)

C.3. 2025 ANNUAL BUDGET & WORK PROGRAM (ADOPTION):

A RESOLUTION TO ADOPT THE 2025 ANNUAL BUDGET AND WORK PROGRAM (2024-662)

C.4. 2024 CITY SALES AND USE TAX BONDS (BUDGET APPROPRIATION):

A RESOLUTION TO APPROVE A BUDGET ADJUSTMENT IN THE AMOUNT OF \$15,000,000.00 TO APPROPRIATE PROCEEDS FROM THE 2024 CITY SALES AND USE TAX BONDS (2024-708)

C.5. SEVEN HILLS HOMELESS CENTER (ARPA REALLOCATION):

A RESOLUTION TO COMMIT ARPA FUNDS IN THE AMOUNT OF \$71,411.00 TO THE SEVEN HILLS HOMELESS CENTER, AND TO APPROVE A BUDGET ADJUSTMENT (2024-722)

C.6. CHILDCARE ASSISTANCE PROGRAM (ARPA FUNDING REALLOCATION):

A RESOLUTION TO COMMIT \$20,665.00 IN ACCRUED INTEREST ON THE AMERICAN RESCUE PLAN ACT FUNDS TO THE CHILDCARE ASSISTANCE PROGRAM, AND TO APPROVE A BUDGET ADJUSTMENT (2024-718)

C.7. VACATION-2024-0021: (2975 W OLD FARMINGTON RD./CORTER, 558):

AN ORDINANCE TO APPROVE VAC-24-21 FOR PROPERTY LOCATED AT 2975 WEST OLD FARMINGTON ROAD IN WARD 1 TO VACATE 0.10 ACRES OF GENERAL UTILITY EASEMENT (2024-707)

C.8. VACATION-2024-0024: (2716 N. FLORAL CT./CARTER, 286):

AN ORDINANCE TO APPROVE VAC-24-24 FOR PROPERTY LOCATED AT 2716 NORTH FLORAL COURT IN WARD 2 TO VACATE 0.01 ACRES OF UTILITY EASEMENT (2024-721)

C.9. REZONING-2024-0047: (653 N. GENEVIEVE AVE./FINELINE DEVELOPMENT LLC, 436):

AN ORDINANCE TO REZONE THE PROPERTY DESCRIBED IN REZONING PETITION RZN 2024-47 FOR APPROXIMATELY 1.60 ACRES LOCATED AT 653 NORTH GENEVIEVE AVENUE IN WARD 4 FROM R-A, RESIDENTIAL AGRICULTURAL TO RMF-6, RESIDENTIAL MULTI-FAMILY, SIX UNITS PER ACRE, SUBJECT TO A BILL OF ASSURANCE (2024-706)

C.10. REZONING-2024-0050: (610 S. HAPPY HOLLOW RD./HONEYCUTT, 526):

AN ORDINANCE TO REZONE THE PROPERTY DESCRIBED IN REZONING PETITION RZN 2024-50 FOR APPROXIMATELY 1.41 ACRES LOCATED AT 610 SOUTH HAPPY HOLLOW ROAD IN WARD 1 FROM RSF-4, RESIDENTIAL SINGLE-FAMILY, FOUR UNITS PER ACRE TO RSF-18, RESIDENTIAL SINGLE-FAMILY, EIGHTEEN UNITS PER ACRE (2024-704)

C.11. REZONING-2024-0051: (W. MARTIN LUTHER KING JR. BLVD AND S. SMOKEHOUSE TRL./D&B OF NORTHWEST ARKANSAS LLC, 595):

AN ORDINANCE TO REZONE THE PROPERTY DESCRIBED IN REZONING PETITION RZN 2024-51 FOR APPROXIMATELY 4.49 ACRES LOCATED SOUTHEAST OF THE INTERSECTION OF WEST MARTIN LUTHER KING JR. BOULEVARD AND SOUTH SMOKEHOUSE TRAIL IN WARD 1 FROM RPZD, RESIDENTIAL PLANNED ZONING DISTRICT TO CS, COMMUNITY SERVICES (2024-705)

C.12. REZONING-2024-0052: (2406 N. OLD WIRE RD./GULLEY PARK PETS CLINIC, 292):

AN ORDINANCE TO REZONE THE PROPERTY DESCRIBED IN REZONING PETITION RZN 2024-52 FOR APPROXIMATELY 0.50 ACRES LOCATED AT 2406 NORTH OLD WIRE ROAD IN WARD 3 FROM CPZD, COMMERCIAL PLANNED ZONING DISTRICT TO NS-G, NEIGHBORHOOD SERVICES-GENERAL (2024-703)

C.13. ANNEX-2024-0001: (N. RUPPLE RD. & W. SALEM RD./FOXTAIL MEADOWS, 205):

AN ORDINANCE TO ANNEX THAT PROPERTY DESCRIBED IN ANNEXATION PETITION ANX 24-001 SUBMITTED BY FLINTLOCK LTD CO. FOR PROPERTY LOCATED ON NORTH RUPPLE ROAD AND WEST SALEM ROAD NORTHWEST OF WARD 4 CONTAINING APPROXIMATELY 7.90 ACRES (2024-719)

C.14. APPEAL: PLANNED ZONING DISTRICT-2024-0005: (N. RUPPLE RD. & W. SALEM RD./FOXTAIL MEADOWS, 205):

AN ORDINANCE TO APPROVE A RESIDENTIAL PLANNED ZONING DISTRICT ENTITLED PZD-2024-005 FOR APPROXIMATELY 44.0 ACRES LOCATED ON NORTH RUPPLE ROAD AND WEST SALEM ROAD IN WARD 4

(2024-720)

PROPOSED AGENDA ADDITIONS

D. CITY COUNCIL AGENDA SESSION PRESENTATIONS

E. CITY COUNCIL TOUR

F. ANNOUNCEMENTS

G. ADJOURNMENT