

# **City of Fayetteville, Arkansas**

*113 West Mountain Street*

*Fayetteville, AR 72701*

*(479) 575-8323*



## **City Council Tentative Agenda**

**Tuesday, January 31, 2023**

**4:30 PM**

**City Hall Room 219**

### **City Council Members**

***Council Member Sonia Harvey 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:****Public Registration Link:**

[https://us06web.zoom.us/webinar/register/WN\\_j4csxPfxQIKBlS73k\\_yiKA](https://us06web.zoom.us/webinar/register/WN_j4csxPfxQIKBlS73k_yiKA)

**Webinar ID: 870 4975 7558**

**CALL TO ORDER****ROLL CALL****PLEDGE OF ALLEGIANCE****MAYOR' S ANNOUNCEMENTS, PROCLAMATIONS AND RECOGNITIONS**

- 1. STATE OF THE CITY ADDRESS WILL BE PRESENTED AT THE CITY COUNCIL AGENDA SESSION BY MAYOR LIONELD JORDAN**

(2023-354)

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

- 1. MONTHLY FINANCIAL REPORT (2023-356)**

**A. CONSENT**

- A.1. APPROVAL OF THE JANUARY 17, 2023 CITY COUNCIL MEETING MINUTES**

(2022-313)

- A.2. WASHINGTON COUNTY REGIONAL AMBULANCE AUTHORITY SUBRECIPIENT AGREEMENT AMENDMENT #1:**

A RESOLUTION TO APPROVE AMENDMENT #1 TO THE SUBRECIPIENT AGREEMENT WITH THE WASHINGTON COUNTY REGIONAL AMBULANCE AUTHORITY TO MODIFY THE NUMBER AND TYPES OF AMBULANCES AUTHORIZED TO BE PURCHASED USING AMERICAN RESCUE PLAN ACT FUNDS (2023-281)

- A.3. FIRE DEPARTMENT ON CALL POLICY AOP-124:**

A RESOLUTION TO APPROVE POLICY AOP-124, ON CALL POLICY OF THE FAYETTEVILLE FIRE DEPARTMENT ADMINISTRATIVE OPERATING PROCEDURES, AND TO APPROVE A BUDGET ADJUSTMENT (2023-324)

- A.4. TURF TANK:**

A RESOLUTION TO WAIVE COMPETITIVE BIDDING AND APPROVE THE PURCHASE OF A TURF TANK ROBOTIC LINE PAINTER FROM TURF TANK

IN THE AMOUNT OF \$49,936.25 PLUS APPLICABLE TAXES AND FREIGHT CHARGES, FOR USE BY THE PARKS AND RECREATION DEPARTMENT (2023-352)

**A.5. HORNER & SHIFRIN, INC.:**

A RESOLUTION TO APPROVE A PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH HORNER & SHIFRIN, INC., PURSUANT TO RFQ 22-01 SELECTION #7, IN AN AMOUNT NOT TO EXCEED \$84,668.91 FOR ENGINEERING SERVICES ASSOCIATED WITH THE DOT TIPTON LIFT STATION ELIMINATION PROJECT, AND TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$10,000.00 (2022-318)

**A.6. HAWKINS-WEIR ENGINEERS, INC.:**

A RESOLUTION TO APPROVE A PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH HAWKINS-WEIR ENGINEERS, INC. PURSUANT TO RFQ 21-01, SELECTION #14, IN AN AMOUNT NOT TO EXCEED \$268,440.00 FOR ENGINEERING SERVICES ASSOCIATED WITH UTILITY RELOCATIONS FOR THE INTERSTATE 49 AND HIGHWAY 62 INTERCHANGE IMPROVEMENTS PROJECT (2023-369)

**A.7. LANDSCAPE STRUCTURES, INC., GULLEY PARK:**

A RESOLUTION TO AUTHORIZE A CONTRACT WITH LANDSCAPE STRUCTURES, INC. IN THE AMOUNT OF \$734,936.97, PURSUANT TO A SOURCEWELL COOPERATIVE PURCHASING AGREEMENT, FOR PLAYGROUND, SPLASH PAD, AND RELATED IMPROVEMENTS AT GULLEY COMMUNITY PARK, TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$80,000.00, AND TO APPROVE A BUDGET ADJUSTMENT (2023-367)

**A.8. PORTER CORP. D/B/A POLIGON, GULLEY PARK:**

A RESOLUTION TO AUTHORIZE A CONTRACT WITH PORTER CORP. D/B/A POLIGON IN THE AMOUNT OF \$595,059.10, PURSUANT TO A SOURCEWELL COOPERATIVE PURCHASING AGREEMENT, FOR THE CONSTRUCTION OF A PAVILION, SHADE STRUCTURES, AND RELATED IMPROVEMENTS AT GULLEY COMMUNITY PARK, AND TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$34,400.00 (2023-368)

**A.9. 2023 T-HANGAR LEASE AGREEMENTS:**

A RESOLUTION TO APPROVE T-HANGAR LEASE AGREEMENTS IN 2023 AT THE CURRENT RENTAL RATE FOR ALL T-HANGARS RENTED AT THE FAYETTEVILLE AIRPORT (2023-357)

**A.10. GRANT APPLICATION FOR AIRPORT MASTER PLAN UPDATE AT DRAKE FIELD:**

A RESOLUTION TO AUTHORIZE THE APPLICATION FOR A FEDERAL AVIATION ADMINISTRATION GRANT IN THE AMOUNT OF \$374,729.00 TO FUND 90% OF THE COSTS FOR A PROPOSED AIRPORT MASTER PLAN UPDATE AT DRAKE FIELD AIRPORT (2023-358)

**A.11. AMEND 2023 ADOPTED BUDGET FOR REAPPROPRIATING REQUEST:**

A RESOLUTION TO AMEND THE 2023 ADOPTED BUDGET BY REAPPROPRIATING \$191,378,000.00 IN BONDED OR ONGOING CAPITAL PROJECTS, OUTSTANDING OBLIGATIONS, AND GRANT FUNDED ITEMS (2023-362)

**B. UNFINISHED BUSINESS**

**B.1. RAZE AND REMOVAL OF STRUCTURE AT 2860 E. WYMAN RD.:**

A RESOLUTION TO ORDER THE RAZING AND REMOVAL OF A DILAPIDATED AND UNSAFE STRUCTURE ON PROPERTY OWNED BY LEROY H. SCHARFENBERG LOCATED AT 2860 EAST WYMAN ROAD IN THE CITY OF FAYETTEVILLE, ARKANSAS, AND TO APPROVE A BUDGET ADJUSTMENT IN THE AMOUNT OF \$17,800.00 (2022-191)

AT THE 07/05/2022 CITY COUNCIL MEETING, THIS ITEM WAS TABLED UNTIL THE 08/02/2022 MEETING.

AT THE 08/02/2022 CITY COUNCIL MEETING, THIS ITEM WAS TABLED UNTIL THE 10/04/2022 MEETING.

AT THE 10/04/2022 CITY COUNCIL MEETING, THIS ITEM WAS TABLED UNTIL THE 02/07/2023 MEETING.

**B.2. AMEND 130.39 GRAFFITI::**

AN ORDINANCE TO AMEND §130.39 **GRAFFITI** IN THE *FAYETTEVILLE CODE* TO CREATE A GRAFFITI ABATEMENT PROGRAM (2022-279)

AT THE DECEMBER 6, 2022 CITY COUNCIL MEETING, THIS ORDINANCE WAS AMENDED TO ADD EXHIBIT A AND OMIT LEASEHOLD TENANT. THIS ORDINANCE WAS LEFT ON THE SECOND READING AND TABLED TO THE JANUARY 3, 2023 CITY COUNCIL MEETING.

AT THE JANUARY 3, 2023 CITY COUNCIL MEETING, THIS ORDINANCE WAS TABLED TO THE FEBRUARY 7, 2023 CITY COUNCIL MEETING.

**B.3. VAC 22-024 (RAZORBACK RD, MAPLE ST., ETC.):**

AN ORDINANCE TO APPROVE VAC 22-024 FOR PROPERTY LOCATED ALONG RAZORBACK ROAD, MAPLE STREET, GARLAND AVENUE,

CLEVELAND STREET, HILL AVENUE, MARTIN LUTHER KING JUNIOR BOULEVARD AND LT. COLONEL LEROY POND AVENUE IN WARDS 1 AND 2 TO VACATE PORTIONS OF STREET RIGHTS-OF-WAY (2022-262)

AT THE JANUARY 3, 2023 CITY COUNCIL MEETING, THIS ITEM WAS LEFT ON THE FIRST READING.

AT THE JANUARY 17, 2023 CITY COUNCIL MEETING, THIS ITEM WAS LEFT ON THE SECOND READING.

## **C. NEW BUSINESS**

### **C.1. FAYETTEVILLE ACTIVE TRANSPORTATION PLAN UPDATE:**

A RESOLUTION TO APPROVE AN UPDATE TO THE FAYETTEVILLE ACTIVE TRANSPORTATION PLAN (2023-323)

### **C.2. AMEND ORDINANCE 6591, J.A. RIGGS TRACTOR COMPANY D/B/A RIGGS RENTAL SERVICES:**

AN ORDINANCE TO AMEND ORDINANCE 6591 TO EXTEND THE RENTAL OF A 2,000 KILOWATT GENERATOR FROM J.A. RIGGS TRACTOR COMPANY D/B/A RIGGS RENTAL SERVICES THROUGH THE END OF FEBRUARY 2023 FOR THE AMOUNT OF \$147,472.12, AND TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$40,000.00 (2023-325)

### **C.3. CHILDCARE ASSISTANCE PROGRAM FUNDING INCREASE:**

A RESOLUTION TO AUTHORIZE ADDITIONAL FUNDING IN THE AMOUNT OF \$1,000,000.00 FOR THE CHILDCARE ASSISTANCE PROGRAM, AND TO APPROVE A BUDGET ADJUSTMENT (2023-363)

### **C.4. AMEND §33.331 ATTENDANCE REQUIREMENTS:**

AN ORDINANCE TO AMEND § 33.331 **ATTENDANCE REQUIREMENTS** OF THE *FAYETTEVILLE CITY CODE* TO REMOVE THE PRESUMED RESIGNATION OF A CIVIL SERVICE COMMISSIONER WHO HAS FAILED TO ATTEND AT LEAST 70% OF THE MEETINGS (2023-321)

## **PROPOSED AGENDA ADDITIONS**

## **D. CITY COUNCIL AGENDA SESSION PRESENTATIONS**

### **D.1. SALES TAX REPORT, PAUL BECKER AND ENERGY REPORT, PETER NIERENGARTEN**

(2023-355)

## **E. CITY COUNCIL TOUR**

**F. ANNOUNCEMENTS**

**G. ADJOURNMENT**