

City of Fayetteville, Arkansas

113 West Mountain Street

Fayetteville, AR 72701

(479) 575-8323



City Council Final Agenda

Tuesday, February 18, 2025

5:30 PM

City Hall Room 111 & Online via Zoom

City Council Members

Council Member Robert B. Stafford Ward 1

Council Member Dr. 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 Min. Monique Jones Ward 4

Mayor Molly Rawn

City Attorney Kit Williams

City Clerk Treasurer Kara Paxton

MEETING INFORMATION:**1. WEBINAR ID: 873 1482 4928**

[PUBLIC REGISTRATION LINK: HTTPS://US06WEB.ZOOM.US/WEBINAR/REGISTER/WN_SK7OMHUOTHOGMH5WCLXNMQ](https://us06web.zoom.us/join/87314824928)

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****1. NOMINATING COMMITTEE REPORT - COMMITTEE CHAIR****PROPOSED AGENDA ADDITIONS****A. CONSENT****A.1. APPROVAL OF THE FEBRUARY 4, 2025 CITY COUNCIL MEETING MINUTES****A.2. UNITED STATES POSTAL SERVICE (LEASE RENEWAL):**

A RESOLUTION TO APPROVE A FIVE-YEAR LEASE AGREEMENT WITH THE UNITED STATES POSTAL SERVICE FOR SPACE IN THE AIRPORT TERMINAL BUILDING AT 4500 SOUTH SCHOOL AVENUE FOR RENT IN THE AMOUNT OF \$36,500.00 PER YEAR, TO APPROVE A COMMISSION AGREEMENT WITH JONES LANG LASALLE AMERICAS, INC. IN THE AMOUNT OF \$7,300.00, AND TO APPROVE A BUDGET ADJUSTMENT (2025-106)

A.3. GREATER PRODUCTIONS, LLC. (COST SHARE AGREEMENT):

A RESOLUTION TO APPROVE A COST SHARE AGREEMENT WITH GREATER PRODUCTIONS, LLC. IN THE AMOUNT OF \$1,056,513.00 FOR THE INSTALLATION OF SANITARY SEWER UPGRADES TO SERVE THE PARK HOTEL AND OTHER DOWNTOWN DEVELOPMENTS, TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$100,000.00, AND TO APPROVE A BUDGET ADJUSTMENT (2025-177)

A.4. ON CALL MATERIALS TESTING SERVICES (RFQ 25-01):

A RESOLUTION TO AWARD RFQ #25-01, SELECTION #1 AND APPROVE MCCLELLAND CONSULTING ENGINEERS, INC., OLSSON, INC., AND GTS, INC. AS PRIMARY PROVIDERS OF ON-CALL MATERIALS TESTING SERVICES AS NEEDED THROUGH APRIL 30, 2026 (2025-134)

A.5. ON CALL SURVEYING SERVICES (RFQ 25-01):

A RESOLUTION TO AWARD RFQ #25-01 SELECTION #2 AND AUTHORIZE THE PURCHASE OF ON-CALL SURVEYING SERVICES FROM MCCLELLAND CONSULTING ENGINEERS, INC., HAWKINS-WEIR ENGINEERS, INC., AND OLSSON ASSOCIATES, INC. AS NEEDED THROUGH APRIL 30, 2026 (2025-135)

A.6. FAYETTEVILLE PUBLIC SCHOOL (COST SHARE AGREEMENT):

A RESOLUTION TO APPROVE A COST SHARE AGREEMENT WITH FAYETTEVILLE PUBLIC SCHOOLS IN THE AMOUNT OF \$400,000.00 FOR THE EXTENSION OF EAST JOYCE BOULEVARD, AND TO APPROVE A BUDGET ADJUSTMENT (2025-169)

A.7. 2025 TRANSPORTATION FEDERAL AID (GRANT APPLICATION):

A RESOLUTION TO EXPRESS THE WILLINGNESS OF THE CITY OF FAYETTEVILLE TO APPLY FOR AND UTILIZE FEDERAL-AID FUNDS FOR THE RUPPLE ROAD LIGHTING, DRAKE STREET TRAIL CONNECTION, TRANSIT STOP ENHANCEMENTS, MISSION BOULEVARD TRAIL, RAZORBACK GREENWAY ASPHALT REPLACEMENT, GARLAND AVENUE, AND NORTH STREET CORRIDOR PROJECTS (2025-171)

B. UNFINISHED BUSINESS

B.1. REZONING-2024-0060: (818 S. WOOD AVE./BELASCO, 563):

AN ORDINANCE TO REZONE THE PROPERTY DESCRIBED IN REZONING PETITION RZN 2024-60 FOR APPROXIMATELY 0.37 ACRES LOCATED AT 818 SOUTH WOOD AVENUE IN WARD 1 FROM NC, NEIGHBORHOOD CONSERVATION TO RI-U, RESIDENTIAL INTERMEDIATE-URBAN (2025-88)

AT THE FEBRUARY 4, 2025 CITY COUNCIL MEETING THIS ORDINANCE WAS LEFT ON THE SECOND READING

B.2. REPEAL ORDINANCE 6800 (ORDINANCE):

AN ORDINANCE TO REPEAL ORDINANCE 6800 AS AMENDED (2025-136)

AT THE FEBRUARY 4, 2025 CITY COUNCIL MEETING THIS ORDINANCE WAS LEFT ON THE FIRST READING

C. NEW BUSINESS

C.1. VACATION-2024-0027: (903 W. NORTH ST./JORDAN GROUP, LLC, 444):

AN ORDINANCE TO APPROVE VAC-24-27 FOR PROPERTY LOCATED AT 903 WEST NORTH STREET IN WARD 2 TO VACATE 0.24 ACRES OF STREET RIGHT-OF-WAY (2025-150)

C.2. PLANNED ZONING DISTRICT-2024-0008: (19 E. 19TH ST./THE FARM AT SOUTH SCHOOL, 602):

AN ORDINANCE TO APPROVE A RESIDENTIAL PLANNED ZONING DISTRICT ENTITLED PZD-2024-008 FOR APPROXIMATELY 22.67 ACRES LOCATED 19 EAST 19TH STREET IN WARD 1 (2025-151)

C.3. APPEAL: PZD-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 (2025-152)

C.4. ADMINISTRATIVE ITEM (AMEND CHAPTER 51 – WATER AND SEWERS):

AN ORDINANCE TO AMEND CHAPTER 51, WATER AND SEWERS OF THE FAYETTEVILLE CODE OF ORDINANCES TO PROVIDE FOR INCREASES IN WATER AND SEWER TAP CONNECTION FEES (2025-102)

C.5. ADMINISTRATIVE ITEM (AMEND CHAPTERS 110, 116 & 118):

AN ORDINANCE TO AMEND § 110.03 SMALL CELL FACILITIES AND NETWORKS; § 116.02 DOOR TO DOOR SOLICITATION; AND § 118.02 ENTRY UPON BUSINESS REGISTRY AND ISSUANCE OF BUSINESS LICENSE TO IMPLEMENT FEE CHANGES RECOMMENDED BY THE CITY'S RECENT USER FEE STUDY (2025-104)

C.6. ADMINISTRATIVE ITEM (AMEND CHAPTER 159 – FEES & CHAPTER 178 - MOBILE VENDORS):

AN ORDINANCE TO AMEND CHAPTER 159, FEES AND CHAPTER 178 MOBILE VENDORS OF THE UNIFIED DEVELOPMENT CODE TO IMPLEMENT FEE CHANGES RECOMMENDED BY THE CITY'S RECENT USER FEE STUDY (2025-105)

C.7. REQUEST FOR ADDITIONAL POSITIONS IN THE DEVELOPMENT SERVICES DEPARTMENT (RESOLUTION):

A RESOLUTION TO AUTHORIZE THE ADDITION OF FOUR FULL-TIME EQUIVALENT POSITIONS IN THE ENGINEERING DIVISION OF THE PUBLIC WORKS DEPARTMENT AND THREE FULL-TIME EQUIVALENT POSITIONS IN THE DEVELOPMENT SERVICES DEPARTMENT, AND TO APPROVE A

BUDGET ADJUSTMENT (2025-175)**C.8. SUSPENSION OF THE RULES FOR ORDINANCE READING REQUIREMENT (RESOLUTION):**

A RESOLUTION TO AMEND RULE A.7.D. UNFINISHED BUSINESS AND NEW BUSINESS BY ADDING A NEW (3) SUSPENSION OF THE RULES PLACES THE ORDINANCE ON ITS THIRD AND FINAL READING (2025-176)

C.9. ENSURING HEALTH AND FIRE SAFETY FOR SHORT-TERM RENTERS (RESOLUTION):

A RESOLUTION TO REQUEST THE ARKANSAS LEGISLATURE ALLOW CITIES TO ENSURE HEALTH AND FIRE SAFETY FOR SHORT-TERM RENTERS AND COMPATIBILITY FOR SINGLE FAMILY RESIDENTIAL NEIGHBORHOODS (2025-202)

D. CITY COUNCIL TOUR**E. ANNOUNCEMENTS****F. 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, appellant from a final decision of the Planning Commission or City Staff, 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 on all items of unfinished and new business and subjects of public hearings. Amendments may receive public comments only if approved by the City Council by unanimous consent or majority vote. Speakers present in the City Council Chambers shall be recognized before speakers participating by electronic means. Speakers shall be limited to a maximum of three (3) minutes to discuss the agenda item or amendment being considered by the City Council. The City Council may allow a speaker additional time by unanimous consent or majority vote. As part of a person's public comments allowed above, the speaker may use electronic visual aids during their three (3) minutes presentation period concerning the agenda item being considered by the City Council.

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 comments that are harassing or amount to a personal attack against any identifiable individual including abusive comments and derogatory remarks about integrity or offer any other comments that are also not limited to the discussion of the specific agenda item being considered by the City Council. 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.

Cell Phones and Pagers: Cell phones must be turned off or put in silent mode and not used within the City Council Chambers during City Council meetings. Pagers must be turned off or put in silent mode within the City Council Chambers during City Council meetings. These restrictions also apply during Agenda Sessions.

Smoking Prohibited: There will be no smoking allowed in the City Council Chambers during City Council meetings.

Virtual City Council Meetings Authorized: After proper notice has been provided to the public, City Council Members are authorized to assemble, gather, meet, and conduct open public meetings (including speaking, voting and passing ordinances and resolutions) through appropriate electronic means which ensure the public's right to attend by being able to listen to the proceedings and discussions. These open public meetings include City Council meetings and agenda sessions as well as City Council Member Committee meetings.

Interpreters or Telecommunications Devices 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-ar.gov or in the Office of the City Clerk, 113 W. Mountain, Fayetteville, Arkansas (479) 575-8323.