

City of Fayetteville, Arkansas

113 West Mountain Street

Fayetteville, AR 72701

(479) 575-8323



City Council Final Agenda

Tuesday, May 20, 2025

5:30 PM

City Hall Room 219

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: 890 6655 5158**
PUBLIC REGISTRATION LINK: [HTTPS://US06WEB.ZOOM.US/WEBINAR/REGISTER/WN_PZRXN3BUTZ2GYJAIUK7XOW](https://us06web.zoom.us/join/89066555158)
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

PROPOSED AGENDA ADDITIONS

SWEPCO (RATE CASE INTERVENTION):

A RESOLUTION TO AUTHORIZE THE CITY ATTORNEY TO FILE A MOTION TO INTERVENE ON BEHALF OF THE CITY OF FAYETTEVILLE IN ARKANSAS PUBLIC SERVICE COMMISSION PROCEEDING 25-003-U AND OPPOSE THE APPLICATION OF SOUTHWESTERN ELECTRIC POWER COMPANY TO INCREASE ITS RATES (2025-711)

A. CONSENT

A.1. CONSOLIDATION OF FLEET PROJECTS (BUDGET ADJUSTMENT):

A RESOLUTION TO APPROVE A BUDGET ADJUSTMENT TO CONSOLIDATE FLEET PROJECTS FOR EXPANSION AND REPLACEMENT VEHICLES (2025-498)

A.2. WEST AVENUE HISTORICAL MARKER (ST. JOHN'S BAR):

A RESOLUTION TO APPROVE THE INSTALLATION OF A HISTORICAL MARKER ON WEST AVENUE RECOGNIZING THE HISTORY OF FAYETTEVILLE PRIDE AND THE BUILDING THAT WAS HOME TO ST. JOHN'S BAR (2025-604)

A.3. COMFORT SYSTEMS USA (ARKANSAS), INC. (SERVICE CONTRACT):

A RESOLUTION TO AWARD BID #25-32 AND AUTHORIZE A CONTRACT
WITH COMFORT SYSTEMS USA (ARKANSAS), INC. FOR INSPECTION OF

BACKFLOW PREVENTION EQUIPMENT ON AN ON-CALL BASIS FOR ONE YEAR WITH FOUR AUTOMATIC ONE-YEAR RENEWALS (2025-497)

A.4. ARDOT - M.L.K. PEDESTRIAN IMPROVEMENTS PROJECT (AGREEMENT OF UNDERSTANDING):

A RESOLUTION TO AUTHORIZE AN AGREEMENT OF UNDERSTANDING WITH THE ARKANSAS DEPARTMENT OF TRANSPORTATION FOR THE M.L.K. PEDESTRIAN IMPROVEMENTS PROJECT, AND TO APPROVE A BUDGET ADJUSTMENT RECOGNIZING \$500,000.00 IN FEDERAL-AID FUNDING (2025-603)

A.5. GARVER, LLC. (SERVICE CONTRACT):

A RESOLUTION TO APPROVE TASK ORDER NO. 11 WITH GARVER, LLC. IN THE AMOUNT OF \$38,000.00 FOR CONSULTATION SERVICES RELATED TO THE ACQUISITION OF A NEW AIRCRAFT RESCUE AND FIRE FIGHTING VEHICLE FOR DRAKE FIELD, AND TO APPROVE A BUDGET ADJUSTMENT (2025-593)

A.6. ARKANSAS DEPARTMENT OF AERONAUTICS GRANT APPLICATION - \$200,000 (DRAKE FIELD PAVEMENT & REMARKING PROJECT):

A RESOLUTION TO AUTHORIZE AN APPLICATION FOR AN ARKANSAS DEPARTMENT OF AERONAUTICS GRANT IN THE AMOUNT OF \$200,000.00 TO FUND 90% OF THE COSTS OF THE PAVEMENT CRACK SEALING AND REMARKING PROJECT AT DRAKE FIELD (2025-572)

A.7. ARKANSAS DEPARTMENT OF AERONAUTICS GRANT APPLICATION - \$300,000 (DRAKE FIELD HANGAR IMPROVEMENTS):

A RESOLUTION TO AUTHORIZE AN APPLICATION FOR AN ARKANSAS DEPARTMENT OF AERONAUTICS GRANT IN THE AMOUNT OF \$300,000.00 TO FUND 80% OF THE COSTS OF THE HANGAR INFRASTRUCTURE IMPROVEMENTS PHASE 2 PROJECT AT DRAKE FIELD (2025-605)

A.8. IMAGETREND SOFTWARE MAINTENANCE ORDER FORM AND AGREEMENT (BID WAIVER):

A RESOLUTION TO WAIVE COMPETITIVE BIDDING AND APPROVE A SOFTWARE MAINTENANCE AGREEMENT WITH IMAGETREND IN THE AMOUNT OF \$70,150.00 PLUS ANY APPLICABLE SALES TAXES FOR RECORDS MANAGEMENT SOFTWARE FOR THE FAYETTEVILLE FIRE DEPARTMENT (2025-259)

A.9. FIRE DEPARTMENT ADMINISTRATIVE POLICIES (UPDATES):

A RESOLUTION TO APPROVE UPDATES TO FAYETTEVILLE FIRE DEPARTMENT ADMINISTRATIVE POLICIES (2025-563)

B. UNFINISHED BUSINESS**B.1. MODIFY PREFABRICATED CONSTRUCTION STANDARDS TO PROMOTE HOUSING OPPORTUNITIES (AMEND CH. 151 & 164):**

AN ORDINANCE TO AMEND SECTIONS 151.01 DEFINITIONS AND 164.15 PREFABRICATED CONSTRUCTION OF THE UNIFIED DEVELOPMENT CODE TO ADOPT MODULAR CONSTRUCTION REGULATIONS (2025-541)

AT THE MAY 6, 2025 CITY COUNCIL MEETING THIS ORDINANCE WAS LEFT ON THE FIRST READING AND TABLED TO THE MAY 20, 2025 CITY COUNCIL MEETING.

B.2. VACATION-2025-0013: (3661 W. WEDINGTON DR.):

AN ORDINANCE TO APPROVE VAC-25-13 FOR PROPERTY LOCATED AT 3661 WEST WEDINGTON DRIVE IN WARD 4 TO VACATE 0.95 ACRES OF TREE PRESERVATION (2025-366)

AT THE MAY 6, 2025 CITY COUNCIL MEETING THIS ORDINANCE WAS LEFT ON THE FIRST READING.

B.3. VACATION-2025-0004: (191 S. HILL AVE./VERVE, 522 - UTILITY EASEMENT):

AN ORDINANCE TO APPROVE VAC-25-04 FOR PROPERTY LOCATED AT 191 SOUTH HILL AVENUE IN WARD 2 TO VACATE 0.24 ACRES OF GENERAL UTILITY EASEMENTS (2025-528)

AT THE MAY 6, 2025 CITY COUNCIL MEETING THIS ORDINANCE WAS LEFT ON THE FIRST READING.

C. NEW BUSINESS**C.1. SEVEN HILLS HOMELESS CENTER - WALKER FAMILY COMMUNITY CAPITAL IMPROVEMENTS (SERVICE CONTRACT):**

A RESOLUTION TO APPROVE A CONTRACT WITH SEVEN HILLS HOMELESS CENTER IN THE AMOUNT OF \$40,000.00 FOR CAPITAL IMPROVEMENTS AT THE WALKER FAMILY RESIDENTIAL COMMUNITY AND MASTER PLANNING FOR AN EXPANSION OF THE FACILITY (2025-476)

C.2. VACATION-2025-0009: (235 W. 7TH ST./ANDERSON, 562):

AN ORDINANCE TO APPROVE VAC-25-09 FOR PROPERTY LOCATED AT 235 WEST 7TH STREET IN WARD 1 TO VACATE 0.05 ACRES OF RIGHT-OF-WAY (2025-537)

C.3. OUTDOOR MOBILE VENDORS REQUIREMENTS - GATHERING AND

PLACEMAKING GOAL (AMENDMENT):

AN ORDINANCE TO AMEND § 97.086 VENDING AND PEDDLING § 178.04 OUTDOOR MOBILE VENDORS OF THE FAYETTEVILLE CODE OF ORDINANCES TO REVISE MOBILE VENDOR REGULATIONS (2025-598)

C.4. §33.381 COMPOSITION: MEMBERSHIP - FAYETTEVILLE YOUTH ADVISORY COUNCIL (AMENDMENT):

AN ORDINANCE TO AMEND § 33.381 COMPOSITION: MEMBERSHIP TO AUTHORIZE THE MAYOR TO EXPAND THE NUMBER OF MEMBERS TO BE APPOINTED AND TO ADJUST THE TERMS OF SUCH MEMBERS (2025-612)

C.5. APPEAL: LARGE SCALE DEVELOPMENT-2024-0038: (151 W. DICKSON ST./TRINITAS VENTURES, 484):

A RESOLUTION TO GRANT THE APPEAL OF TRINITAS VENTURES AND APPROVE LARGE SCALE DEVELOPMENT LSD-2024-0038 LOCATED AT 151 WEST DICKSON STREET IN WARD 2 (2025-571)

C.6. PRIVATE DORMITORIES - NEW CONDITIONAL USE (AMENDMENT):

AN ORDINANCE TO AMEND § 151.01 DEFINITIONS, CHAPTER 161 ZONING REGULATIONS, § 162.01 ESTABLISHMENT/LISTING, § 164.11 HEIGHT OR SETBACK REGULATIONS; EXCEPTIONS AND HOME PROTECTION REQUIREMENTS; AND § 172.05 STANDARDS FOR THE NUMBER OF SPACES BY USE OF THE UNIFIED DEVELOPMENT CODE, AND TO ENACT § 163.19 PRIVATE DORMITORIES TO ESTABLISH REGULATIONS FOR PRIVATE DORMITORIES AS A NEW CONDITIONAL USE, AND TO DECLARE AN EMERGENCY (2025-628)

D. CITY COUNCIL TOUR**E. ANNOUNCEMENTS****BOARD, COMMITTEE, COMMISSION VACANCIES ADVERTISEMENT:**

THE OFFICE OF THE CITY CLERK TREASURER IS CURRENTLY ACCEPTING APPLICATIONS FOR BOARD, COMMITTEE, AND COMMISSION VACANCIES. APPLICATIONS MUST BE SUBMITTED BY 5:00 P.M. ON FRIDAY, MAY 23, 2025.

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.