

City of Fayetteville, Arkansas

113 West Mountain Street

Fayetteville, AR 72701

(479) 575-8323



City Council Tentative Agenda

Tuesday, September 12, 2023

4:30 PM

City Hall Room 219

City Council Members

Vacant 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: 862 7367 7247**
PUBLIC REGISTRATION LINK:
[HTTPS://US06WEB.ZOOM.US/WEBINAR/REGISTER/
WN BSM2HGXBTR6JBKP BMQ1TA](https://us06web.zoom.us/join/91111111111?pwd=QkZkdjRlYUJwZWdScE9lTGZkdzF0QT09)

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 SEPTEMBER 5, 2023 CITY COUNCIL MEETING MINUTES (2023-562)**

- A.2. CROSSLAND HEAVY CONTRACTORS, INC. (CHANGE ORDER NO. 1):**

A RESOLUTION TO APPROVE CHANGE ORDER NO. 1 TO RFQ # 22-07 CONTRACT WITH CROSSLAND HEAVY CONTRACTORS, INC. FOR THE MIDTOWN CORRIDOR PROJECT PHASE 2 IN THE AMOUNT OF \$14,600,772.00, APPROVE A PROJECT CONTINGENCY OF \$300,000.00, AND APPROVE A BUDGET ADJUSTMENT FOR THIS 2019 TRANSPORTATION BOND PROJECT (2023-1026)

- ### A.3. CARBON REDUCTION PROGRAM FUNDING (RESOLUTION):

A RESOLUTION TO EXPRESS THE WILLINGNESS OF THE CITY OF FAYETTEVILLE TO UTILIZE FEDERAL-AID CARBON REDUCTION PROGRAM FUNDS IN THE AMOUNT OF \$400,000.00 FOR THE LED LIGHTING AND VIDEO DETECTION IMPROVEMENTS PROJECT, TO APPROVE A CITY MATCH OF \$100,000.00 FOR THE PROJECT, AND TO APPROVE A BUDGET ADJUSTMENT (2023-1052)

- A.4. RECOGNIZE PARKING FACILITIES REVENUE AND EXPENSES (BUDGET ADJUSTMENT):**

A RESOLUTION TO APPROVE A BUDGET ADJUSTMENT IN THE AMOUNT

OF \$86,500.00 RECOGNIZING ADDITIONAL REVENUE AND ASSOCIATED EXPENSES FOR CERTAIN PARKING FACILITIES AND SERVICES (2023-1048)

A.5. DULTMEIER SALES, LLC (PURCHASE AGREEMENT):

A RESOLUTION TO AWARD BID NO. 23-28 AND AUTHORIZING THE PURCHASE OF SALT BRINE MAKING EQUIPMENT FROM DULTMEIER SALES IN THE AMOUNT OF \$78,000.00 PLUS SALES TAX (2023-1025)

A.6. FLINTCO, LLC (CHANGE ORDER NO. 10):

A RESOLUTION TO APPROVE CHANGE ORDER NO. 10 TO THE CONSTRUCTION MANAGER AT RISK CONTRACT WITH FLINTCO, LLC FOR THE POLICE HEADQUARTERS PROJECT IN THE AMOUNT OF \$29,624.00, AND TO APPROVE A BUDGET ADJUSTMENT – POLICE HEADQUARTERS BOND PROJECT (2023-1050)

A.7. 2023 CDBG & HOME (MAYOR'S SIGNATURE AUTHORITY):

A RESOLUTION TO APPROVE THE 2023 COMMUNITY DEVELOPMENT BLOCK GRANT PLAN AND HOME INVESTMENT PARTNERSHIPS PROGRAM (HOME) AGREEMENTS, AND TO AUTHORIZE MAYOR JORDAN TO EXECUTE THESE AGREEMENTS FOR 2023 WHEN RECEIVED IN THE AMOUNT OF \$1,277,184.00 (2023-1054)

A.8. FAYETTEVILLE FIRE DEPARTMENT ESTABLISHMENT (ORDINANCE):

AN ORDINANCE TO ENACT SECTION 33.044 ESTABLISHMENT OF FIRE DEPARTMENT WITHIN ARTICLE V FIRE DEPARTMENT IN CHAPTER 33 DEPARTMENTS, BOARDS, COMMISSIONS AND AUTHORITIES OF THE FAYETTEVILLE CODE (2023-1047)

B. UNFINISHED BUSINESS

B.1. AMEND §51.136 MONTHLY WATER RATES AND §51.137 MONTHLY SEWER RATES:

AN ORDINANCE TO AMEND §51.136 MONTHLY WATER RATES AND §51.137 MONTHLY SEWER RATES TO CHANGE WATER AND SEWER RATES AS RECOMMENDED BY THE COST OF SERVICE STUDY CONDUCTED BY BLACK & VEATCH (2022-319)

FOR ITEM HISTORY FROM JUNE 21, 2022 THROUGH AUGUST 15, 2023 CONTACT THE OFFICE OF THE CITY CLERK TREASURER.

AT THE AUGUST 15, 2023 CITY COUNCIL MEETING, THIS ITEM WAS LEFT ON THE SECOND READING AND TABLED TO THE SEPTEMBER 19, 2023 CITY COUNCIL MEETING.

B.2. REZONING - 2023-0017: (N. TRUCKERS DR./THE LENNON, 208):

AN ORDINANCE TO REZONE THAT PROPERTY DESCRIBED IN REZONING PETITION RZN 23-017 LOCATED NEAR NORTH TRUCKERS DRIVE IN WARD 2 FOR APPROXIMATELY 20.23 ACRES FROM RPZD, RESIDENTIAL PLANNED ZONING DISTRICT TO RMF-18, RESIDENTIAL MULTI-FAMILY, 18 UNITS PER ACRE (2023-952)

AT THE AUGUST 15, 2023 CITY COUNCIL MEETING, THIS ITEM WAS LEFT ON THE FIRST READING.

AT THE SEPTEMBER 5, 2023 CITY COUNCIL MEETING, THIS ITEM WAS LEFT ON THE SECOND READING.

C. NEW BUSINESS**C.1. OZARKSGO, LLC. (CONSTRUCTION AGREEMENT / BID WAIVER):**

A RESOLUTION TO WAIVE COMPETITIVE BIDDING AND APPROVE A CONTRACT WITH OZARKSGO, LLC FOR THE CONSTRUCTION AND INSTALLATION OF FIBER OPTIC CONDUIT AND FIBER OPTIC CABLE FOR AN AMOUNT NOT TO EXCEED \$576,000.00 (2023-1055)

C.2. ORDINANCE TO AMEND §39.10 WATER AND WASTEWATER DAMAGE CLAIMS (AMENDMENT):

AN ORDINANCE TO AMEND §39.10 WATER AND WASTEWATER DAMAGE CLAIMS OF THE FAYETTEVILLE CODE TO ENABLE THE CITY COUNCIL TO EXCEED THE \$50,000.00 LIMITATION ON COMPENSATION WHEN LARGE, PRESSURIZED WATER TRANSMISSION LINES FAIL AND CAUSE CATASTROPHIC DAMAGE AND TO DECLARE AN EMERGENCY (2023-1024)

C.3. HOUSING AND URBAN DEVELOPMENT PRO HOUSING GRANT (RESOLUTION):

A RESOLUTION TO ADDRESS WITH URGENCY THE AFFORDABLE HOUSING CRISIS AND TO REQUEST THAT MAYOR JORDAN APPLY FOR A HOUSING AND URBAN DEVELOPMENT PRO HOUSING GRANT OF UP TO FOUR MILLION DOLLARS TO FUND HOUSING-SUPPORTIVE CHANGES TO FAYETTEVILLE'S LAND-USE AND ZONING ORDINANCES (2023-1085)

THIS ITEM WAS PROPOSED AT THE SEPTEMBER 5, 2023 CITY COUNCIL MEETING.

C.4. VACATION - 2023-0006: (N. SHILOH DR./JUNCTION AT SHILOH, 363):

AN ORDINANCE TO APPROVE VAC 23-06 FOR PROPERTY LOCATED NEAR N. SHILOH DR./JUNCTION AT SHILOH, 363 IN WARD 4 TO VACATE A 0.39-

ACRE PORTION OF A MULTI-USE TRAIL EASEMENT (2023-1051)

C.5. REZONING - 2023-0020: (741 E. HUNTSVILLE RD/JONES, 564):

AN ORDINANCE TO REZONE THE PROPERTY DESCRIBED IN REZONING PETITION RZN 2023-0020 FOR APPROXIMATELY 1.34 ACRES LOCATED AT 741 EAST HUNTSVILLE ROAD IN WARD 1 FROM RSF-4 RESIDENTIAL SINGLE-FAMILY, FOUR UNITS PER ACRE TO CS, COMMUNITY SERVICES (2023-1056)

PROPOSED AGENDA ADDITIONS

1. OZARK REGIONAL TRANSIT LINE EXPANSION (RESOLUTION):

A RESOLUTION TO APPROVE AN OZARK REGIONAL TRANSIT LINE EXPANSION FOR AN ADDITIONAL ON DEMAND TRANSIT SERVICE FOR SOUTH FAYETTEVILLE DURING THE FOURTH QUARTER OF 2023 (2023-1090)

D. CITY COUNCIL AGENDA SESSION PRESENTATIONS

D.1. HOUSING SOLUTIONS AND CASE MANAGEMENT (RFP 23-12) - LES MCGAUGH

E. CITY COUNCIL TOUR

F. ANNOUNCEMENTS

G. ADJOURNMENT