Mayor Lioneld Jordan

City Attorney Kit Williams

City Clerk Sondra Smith

Aldermen

Ward 1 Position 1 – Adella Gray
Ward 1 Position 2 – Sarah Marsh
Ward 2 Position 1 – Mark Kinion
Ward 2 Position 2 – Matthew Petty
Ward 3 Position 1 – Justin Tennant
Ward 3 Position 2 – Martin W. Schoppmeyer, Jr.
Ward 4 Position 1 – Rhonda Adams
Ward 4 Position 2 – Alan T. Long

City of Fayetteville Arkansas
City Council Meeting Minutes
January 03, 2013

A meeting of the Fayetteville City Council was held on January 03, 2013 at 6:00 p.m. in Room 219 of the City Administration Building located at 113 West Mountain Street, Fayetteville, Arkansas.

Mayor Jordan called the meeting to order.

Oaths of Office:

Sarah Marsh	**Alderman Ward 1**
Matthew Petty	**Alderman Ward 2**
Martin W. Schoppmeyer, Jr.	**Alderman Ward 3**
Alan T. Long	**Alderman Ward 4**
Lioneld Jordan	**Mayor**
Sondra E. Smith	**City Clerk Treasurer**

Judge Moore administrated the oaths of office.

Roll Call

PRESENT: Alderman Gray, Marsh, Kinion, Petty, Tennant, Schoppmeyer, Long, Mayor Jordan, City Attorney Kit Williams, City Clerk Sondra Smith, Staff, Press, and Audience.

ABSENT: Alderman Adams

Pledge of Allegiance

Mayor's Announcements, Proclamations and Recognitions: None

City Council Meeting Presentations, Reports and Discussion Items:

Election of Vice Mayor

Alderman Petty: I would like to nominate Adella Gray for Vice Mayor. I would like to nominate Adella because of her seniority and because we just lost 24 years of experience on the Council. I think the historical knowledge Adella will bring to the position is invaluable.

Alderman Petty moved to nominate Alderman Gray as Vice Mayor. Alderman Tennant seconded the motion. Upon roll call the motion passed 7-0. Alderman Adams was absent.

Alderman Adella Gray was elected as Vice Mayor

Report on the Firemen's and Policemen's Pension and Relief Fund – Mayor Lioneld Jordan.

Mayor Jordan presented the report on the Firemen's and Policemen's Pension and Relief Fund.

A copy of the report is attached.

Housing Authority Board Appointments

Mayor Jordan read the request from the Fayetteville Housing Authority to appoint the following:

Leon Jones, Jr. a five year term from December 28, 2012 to December 28, 2017.
Mike Emery an unexpired term of three years from December 28, 2012 to December 28, 2015.

Alderman Kinion moved to approve the appointments. Alderman Gray seconded the motion. Upon roll call the motion passed 7-0. Alderman Adams was absent.

Agenda Additions:

The following item was added to the City Council meeting:

Survey Citizens' Priorities for Capital Projects of a Cultural Nature: A resolution to express the City Council's intention to survey citizens' priorities for Capital Projects of a cultural nature.

Alderman Gray moved to add Survey Citizens' Priorities for Capital Projects of a Cultural Nature to the agenda. Alderman Tennant seconded the motion. Upon roll call the motion passed 7-0. Alderman Adams was absent.

Alderman Petty: The Walton Arts Center has proposed a use for the HMR bond reauthorization. There also appears to be interest to dedicate some of that money to the development of a regional park. This is to get the voters input.

Alderman Tennant: When you look at hundreds of thousands of dollars the input helps all of us.

Alderman Petty: We are asking the A&P Commission to cost share half the cost with a total cost not to exceed $20,000. We would like to collect ideas and proposals from Council members and Commissioners, why the proposals should be funded. We would allow the public to comment on the proposals and then incorporate the comments into survey questions.

Mayor Jordan: Is there going to be a committee formed on how to draw up the questions.

Alderman Petty: I am not sure yet.

Alderman Tennant: I expect the A&P Commission to do their due diligence and give their input and then I would not be opposed to a committee.

Alderman Kinion: I appreciate this being brought to our attention. It will allow the A&P Commission to move forward and for us to work together.

Mayor Jordan: I don't think you can ever go wrong with hearing from the people.

Alderman Tennant asked Alderman Petty if he would mind removing part of the resolution.

Alderman Petty agreed with the change.

Alderman Tennant moved to amend the resolution. Alderman Petty seconded the motion. Upon roll call the motion passed 7-0. Alderman Adams was absent.

Alderman Petty moved to approve the resolution. Alderman Tennant seconded the motion. Upon roll call the resolution passed 7-0. Alderman Adams was absent.

Resolution 01-13 as recorded in the office of the City Clerk.

Consent:

Approval of the December 4, 2012 and December 18, 2012 City Council meeting minutes.

Approved

Arkansas Entertainers Walk of Fame: A resolution to express the City Council's intention to allow Butch Stone and Jason Bigbee to establish an Arkansas Entertainers Walk of Fame on sidewalks around the interior of the Square and on Center Street.

Resolution 02-13 as recorded in the office of the City Clerk.

Alderman Kinion moved to approve the Consent Agenda as read. Alderman Tennant seconded the motion. Upon roll call the motion passed 7-0. Alderman Adams was absent.

Unfinished Business: None

New Business:

Amend §72.18 Residential Parking Permit Program for the Entertainment District Parking Zone: An ordinance to amend §72.18 Residential Parking Permit Program for the Entertainment District Parking Zone (A) Applicability to add the block of Ila between Wilson and Vandeventer to this zone.

City Attorney Kit Williams read the ordinance.

Alderman Kinion: The reason this was brought forward is this is the highest density block that is immediately adjacent to the entertainment district of downtown Fayetteville. It is the only block that is unique in that it has two sorority houses. The addition of the new housing unit at 555 Maple Street is adding higher density. The addition of the new development has taken parking otherwise that was rented by the sorority so they do not have the parking availability that they used to have. Additionally with the parking regulation on Vandeventer the sorority's used to be able to park on Vandeventer Avenue and they can no longer use that as parking. They are restricted in the church parking lot by University Baptist Church because that is the area where construction activity is staged for the new building. This has placed a burden in a unique way on this block of Ila Street due to the density. The parking that would have been available on the alley between Ila Street and Louise Street has been vacated over the years. That is why I brought this forward and it needs to be seriously considered. We are encouraging high density development in this area, but at the same time we need to protect the integrity of the neighborhood and offer the neighborhood the same opportunities for on street parking that we offer in other high density areas of the entertainment district and downtown.

Alicia Williams spoke in favor of the resolution.

Greg Thoma, 414 West Ila: Since the construction and change in parking associated with the church parking lot we have seen a tremendous increase in demand for parking spaces on our street. It makes it very difficult. I would appreciate you voting in favor of this.

Steve Devore 421 West Ila: There are nine houses on that street. There is only parking on one side of the street. If this goes forward how do we decide who gets what? I agree there is a problem.

Don Marr, Chief of Staff: Staff has identified 16 parking spaces within this block. The current policies allow for four residential stickers per house location and two guest tags. For the houses

on that street there are certainly not enough parking spaces if every tag or permit is issued. It would protect it as a street that can only be parked on by people who have a residential permit or guest pass.

David Jurgens, Utilities Director: It would become a first come first serve for folks north of Dickson Street.

Alderman Kinion: This was a concern when I looked at this. This allows an equitable situation between the houses and residents that are there.

Steve Devore: It is a first come first serve basis?

David Jurgens: Not in terms of who gets parking passes. Every resident who lives on that street and brings in a vehicle registration and proves the vehicle registration is for that address will receive a parking sticker. They will receive parking stickers for up to four vehicles per house. In terms of who gets a parking space that is first come first serve.

Melinda Jones Sellers, 408 Ila: Some of the residents have never had a driveway. The idea is to accommodate those of us that have lived on the street a long time.

Alderman Kinion moved to suspend the rules and go to the second reading. Alderman Gray seconded the motion. Upon roll call the motion passed 7-0. Alderman Adams was absent.

City Attorney Kit Williams read the ordinance.

Alderman Tennant: Is there some staging going on in that area that is taking some of the parking away right now.

Alderman Kinion: A few of the spaces. The impact that is mainly occurring is the growth of the overall density. The whole nature of the area has changed as we have matured into a high density area. This offers the same protections or opportunities for the high density areas that we recognize in downtown where parking has been impacted.

Alderman Tennant: The only thing that bothers me about this is there is so much going on within a baseball throw. I can't help but think that impacts the parking. I would be more comfortable in voting once the apartment complex is complete. If it is because the university is growing it is going to continue to get worse not only on that block but on other blocks and we will have more of these proposals come forward.

Alderman Kinion: Even before the construction this was already occurring. The problem is the high density with the sororities.

Alderman Gray asked why the alleys are no longer used.

Alderman Kinion: They have been vacated. If we had protected that alley it would have alleviated this problem.

Alderman Tennant: I would prefer to leave it where it is and not go through all the readings tonight.

Alderman Kinion moved to suspend the rules and go to the third and final reading. Alderman Long seconded the motion. Upon roll call the motion passed 6-2. Alderman Tennant and Schoppmeyer voting no. Alderman Adams was absent. Mayor Jordan voted to suspend the rules.

City Attorney Kit Williams read the ordinance.

Mayor Jordan asked shall the ordinance pass. Upon roll call the ordinance passed 5-2. Alderman Tennant and Schoppmeyer voting no. Alderman Adams was absent.

Ordinance 5558 as Recorded in the office of the City Clerk

Amend §151.01 Definitions and §174.08 Prohibited Signs: An ordinance to amend §151.01 Definitions and §174.08 Prohibited Signs of the Unified Development Code of Fayetteville to clarify regulations concerning electronic message boards.

City Attorney Kit Williams: The Planning Department has suggested a couple of changes to the names of the definitions. I would ask that the ordinance be amended to the revised ordinance that was handed out tonight.

Alderman Long moved to amend the ordinance to the one that was handed out at the City Council meeting. Alderman Gray seconded the motion. Upon roll call the motion passed 7-0. Alderman Adams was absent.

City Attorney Kit Williams read the ordinance.

Jeremy Pate, Development Services gave a brief description of the ordinance.

Alderman Petty moved to suspend the rules and go to the second reading. Alderman Kinion seconded the motion. Upon roll call the motion passed 7-0. Alderman Adams was absent.

City Attorney Kit Williams read the ordinance.

Alderman Tennant moved to suspend the rules and go to the third and final reading. Alderman Gray seconded the motion. Upon roll call the motion passed 7-0. Alderman Adams was absent.

City Attorney Kit Williams read the ordinance.

Mayor Jordan asked shall the ordinance pass. Upon roll call the ordinance passed 7-0. Alderman Adams was absent.

Ordinance 5559 as Recorded in the office of the City Clerk

Amend §31.30 (E)(1) and §31.45 (G)(1): An ordinance to amend §31.30 (E)(1) and §31.45 (G)(1) of the Fayetteville Code.

City Attorney Kit Williams read the ordinance.

Alderman Petty: This is a simple ordinance house cleaning. The amount for a starting City Attorney that was set by the ordinance was lower than our pay scale so it needed to be updated. This sets the level the same way all the other elected officials are set.

Alderman Petty moved to suspend the rules and go to the second reading. Alderman Tennant seconded the motion. Upon roll call the motion passed 7-0. Alderman Adams was absent.

City Attorney Kit Williams read the ordinance.

Alderman Gray moved to suspend the rules and go to the third and final reading. Alderman Long seconded the motion. Upon roll call the motion passed 7-0. Alderman Adams was absent.

City Attorney Kit Williams read the ordinance.

Mayor Jordan asked shall the ordinance pass. Upon roll call the ordinance passed 7-0. Alderman Adams was absent.

Ordinance 5560 as Recorded in the office of the City Clerk

City Council Agenda Session Presentations: None

City Council Tour: None

Announcements:

Adjournment: 7:10 p.m.

Lioneld Jordan, Mayor

Sondra E. Smith, City Clerk/Treasurer