

# **City of Fayetteville, Arkansas**

*113 West Mountain Street*

*Fayetteville, AR 72701*

*(479) 575-8323*



## **City Council Tentative Agenda**

**Tuesday, July 9, 2024**

**4:30 PM**

**City Hall Room 219**

### **City Council Members**

***Council Member Robert B. Stafford 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***

**MEETING INFORMATION:**

1. **WEBINAR ID: 814 3374 0888**  
**PUBLIC REGISTRATION LINK: [HTTPS://US06WEB.ZOOM.US/WEBINAR/REGISTER/WN\\_IFGALBM2R56JKZCFB\\_RD4Q](https://us06web.zoom.us/join/81433740888)**

**AGENDA ITEM COMMENT - [AGENDAITEMCOMMENT@FAYETTEVILLE-AR.GOV](mailto: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. **RESULTS OF 2023 FINANCIAL STATEMENT AUDIT - PAUL BECKER**

**A. CONSENT**

- A.1. APPROVAL OF THE JULY 2, 2024 CITY COUNCIL MEETING MINUTES**

- A.2. PARK LAND DEDICATION FEES (BUDGET ADJUSTMENT):**

A RESOLUTION TO APPROVE A BUDGET ADJUSTMENT IN THE TOTAL AMOUNT OF \$362,785.00 TO RECOGNIZE PARK LAND DEDICATION FUNDS FROM THE NORTHWEST AND SOUTHEAST QUADRANTS (2024-327)

- A.3. POST OAK PRESERVATION SOLUTIONS, LLC. (SERVICE AGREEMENT):**

A RESOLUTION TO APPROVE A PROFESSIONAL SERVICES AGREEMENT IN THE AMOUNT OF \$21,700.00 WITH POST OAK PRESERVATION SOLUTIONS, LLC. FOR A HISTORIC CONTEXT STATEMENT FOR THE SPOUT SPRING NEIGHBORHOOD, AND TO APPROVE A BUDGET ADJUSTMENT (2024-263)

- A.4. WASHINGTON REGIONAL MEDICAL CENTER (COST SHARE AGREEMENT):**

A RESOLUTION TO APPROVE A COST SHARE AGREEMENT WITH WASHINGTON REGIONAL MEDICAL SERVICES IN AN AMOUNT NOT TO EXCEED \$730,000.00 FOR THE CONSTRUCTION OF THE RAILROAD CROSSING AT THE FUTRALL DRIVE AND GREGG AVENUE INTERSECTION,

AND TO APPROVE A BUDGET ADJUSTMENT – 2019 STREET IMPROVEMENT BOND (2024-151)

**A.5. CENTRAL ARKANSAS RECYCLING AND DISPOSAL SERVICES, LLC. (SERVICE AGREEMENT):**

A RESOLUTION TO APPROVE AN AGREEMENT WITH CENTRAL ARKANSAS RECYCLING AND DISPOSAL SERVICES, LLC FOR THE HAULING AND DISPOSAL OF SOLID WASTE IN THE CITY OF FAYETTEVILLE (2024-261)

**A.6. FEDERAL AVIATION ADMINISTRATION DESIGN GRANT (APPLICATION AUTHORIZATION):**

A RESOLUTION TO AUTHORIZE THE APPLICATION FOR A FEDERAL AVIATION ADMINISTRATION DESIGN GRANT IN THE AMOUNT OF \$238,500.00 TO FUND 90% OF THE COSTS FOR DESIGN AND BIDDING OF THE PROPOSED TAXIWAY E EXTENSION PROJECT AT DRAKE FIELD; TO EXECUTE THE GRANT UPON RECEIPT OF A FEDERAL AVIATION ADMINISTRATION GRANT OFFER; TO EXECUTE TASK ORDER 08 IN THE AMOUNT OF \$257,000.00 WITH GARVER, LLC TO PROVIDE ENGINEERING DESIGN AND BIDDING SERVICES; AND TO APPROVE A BUDGET ADJUSTMENT (2024-292)

**A.7. RUNWAY PAVEMENT AND LIGHTING REHABILITATION (FAA GRANT AND PROJECT CLOSEOUT):**

A RESOLUTION TO RECOGNIZE A FEDERAL AVIATION ADMINISTRATION GRANT AMENDMENT IN THE AMOUNT OF \$332,300.00; TO EXECUTE FEDERAL AVIATION ADMINISTRATION GRANT CLOSEOUT PAPERWORK; TO EXECUTE TASK ORDER 03 AMENDMENT 01 WITH GARVER LLC IN THE AMOUNT OF \$21,764.00 FOR ADDITIONAL CONSTRUCTION PHASE SERVICES RENDERED; TO APPLY FOR AN ARKANSAS DEPARTMENT OF AERONAUTICS GRANT FOR REIMBURSEMENT OF 10% OF ADDITIONAL AIRPORT IMPROVEMENT PROGRAM-ELIGIBLE PROJECT COSTS NOT FUNDED BY THE GRANT AMENDMENT; AND TO APPROVE A BUDGET ADJUSTMENT (2024-301)

**A.8. COMMUNITY RESOURCES DEPARTMENT (BUDGET ADJUSTMENT):**

A RESOLUTION TO APPROVE A BUDGET ADJUSTMENT IN THE AMOUNT OF \$2,439.00 TO RECOGNIZE 2023 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM INCOME TO THE COMMUNITY RESOURCES DEPARTMENT (2024-307)

**A.9. 2024 COMMUNITY DEVELOPMENT BLOCK GRANT (MAYOR'S SIGNATURE AUTHORITY):**

A RESOLUTION TO APPROVE THE 2024 COMMUNITY DEVELOPMENT

BLOCK GRANT PLAN (CDBG), TO AUTHORIZE MAYOR JORDAN TO EXECUTE THE CDBG AND HOME GRANT AGREEMENTS FOR 2024 WHEN RECEIVED IN THE TOTAL AMOUNT OF \$1,209,075.00, AND TO APPROVE A BUDGET ADJUSTMENT (2024-310)

## **B. UNFINISHED BUSINESS**

### **B.1. SECTION 50.04 - DEPOSITING ON VACANT LOTS (AMENDMENT):**

AN ORDINANCE TO AMEND §50.04 DEPOSITING ON VACANT LOTS OF THE FAYETTEVILLE CODE TO INCLUDE A PROHIBITION ON DUMPING MULCH, COMPOST, FILL DIRT, AND BRUSH ON VACANT LOTS IN THE CITY (2024-1721)

AT THE FEBRUARY 20, 2024 CITY COUNCIL MEETING THIS ORDINANCE WAS LEFT ON THE 1ST READING AND TABLED TO THE APRIL 2, 2024 CITY COUNCIL MEETING.

AT THE APRIL 2, 2024 CITY COUNCIL MEETING THIS ORDINANCE WAS LEFT ON THE 1ST READING AND TABLED TO THE JULY 16, 2024 CITY COUNCIL MEETING.

### **B.2. REZONING-2024-0011: (PARK WEST PZD IN WARD 2):**

AN ORDINANCE TO REZONE THE PROPERTY DESCRIBED IN REZONING PETITION RZN 2024-0011 FOR 39.41 ACRES IN THE PARK WEST PZD ON NORTH HIGHWAY 112 IN WARD 2 FROM PLANNED ZONING DISTRICT TO UT, URBAN THOROUGHFARE AND CS, COMMUNITY SERVICES (2024-147)

AT THE JUNE 4, 2024 CITY COUNCIL MEETING THIS ITEM WAS LEFT ON THE FIRST READING.

AT THE JUNE 18, 2024 CITY COUNCIL MEETING THIS ITEM WAS LEFT ON THE THIRD READING AND TABLED TO THE JULY 16, 2024 CITY COUNCIL MEETING.

## **C. NEW BUSINESS**

### **C.1. SUNDAY ALCOHOL SALES (GENERAL ELECTION QUESTION):**

A RESOLUTION CALLING FOR AN ELECTION TO BE HELD DURING THE NEXT GENERAL ELECTION (NOVEMBER 5, 2024) ON THE QUESTION OF AUTHORIZING SUNDAY SALES OF ALCOHOLIC BEVERAGES FOR OFF-PREMISES CONSUMPTION IN FAYETTEVILLE, ARKANSAS (2024-225)

### **C.2. FAYETTEVILLE CLIMATE ACTION PLAN (ADOPTION):**

A RESOLUTION TO APPROVE AND ADOPT THE FAYETTEVILLE CLIMATE

ACTION PLAN (2024-330)

**C.3. UNIFIED DEVELOPMENT CODE - CHAPTER 170 (AMENDMENT):**

AN ORDINANCE TO AMEND § 170 STORMWATER MANAGEMENT AND DRAINAGE OF THE UNIFIED DEVELOPMENT CODE TO CLARIFY THE MAINTENANCE RESPONSIBILITIES FOR PRIVATE AND PUBLIC DRAINAGE SYSTEMS AS WELL AS PROVISIONS REGARDING ILLICIT DISCHARGES INTO THE DRAINAGE SYSTEM (2024-295)

**C.4. UNIFIED DEVELOPMENT CODE - CHAPTERS 155, 166.23 (AMENDMENT):**

AN ORDINANCE TO AMEND § 155 APPEALS AND § 166.23 URBAN RESIDENTIAL DESIGN STANDARDS OF THE UNIFIED DEVELOPMENT CODE TO MODIFY DEVELOPMENT REQUIREMENTS ASSOCIATED WITH APPEALS (2024-299)

**C.5. UNIFIED DEVELOPMENT CODE - CHAPTERS 166.02, 167.04 (AMENDMENT):**

AN ORDINANCE TO AMEND § 166.02 DEVELOPMENT REVIEW PROCESS AND § 167.04 TREE PRESERVATION AND PROTECTION OF THE UNIFIED DEVELOPMENT CODE TO MODIFY DEVELOPMENT REQUIREMENTS ASSOCIATED WITH TREE PRESERVATION REQUIREMENTS (2024-328)

**C.6. VACATION-2024-0009: (241 W. SPRING ST/FAYETTEVILLE PORTFOLIO LLC, 484):**

AN ORDINANCE TO APPROVE VAC-24-09 FOR PROPERTY LOCATED AT 241 WEST SPRING STREET IN WARD 2 TO VACATE A 0.017 ACRE PORTION OF STREET RIGHT-OF-WAY (2024-300)

**C.7. REZONING-2024-0027: (1440 S. CURTIS AVE./BURT HANNA LLC, 565):**

AN ORDINANCE TO REZONE THE PROPERTY DESCRIBED IN REZONING PETITION RZN 2024-27 FOR APPROXIMATELY 6.43 ACRES LOCATED AT 1441 SOUTH CURTIS AVENUE IN WARD 1 FROM C-1, NEIGHBORHOOD COMMERCIAL TO UT, URBAN THOROUGHFARE (2024-294)

**C.8. REZONING-2024-0026: (WEST OF 2910 N. OLD WIRE RD/LIVINGSTON SUBDIVISION, 254):**

AN ORDINANCE TO REZONE THE PROPERTY DESCRIBED IN REZONING PETITION RZN 2024-26 FOR APPROXIMATELY 1.87 ACRES LOCATED WEST OF 2910 NORTH OLD WIRE ROAD IN WARD 3 FROM NC, NEIGHBORHOOD CONSERVATION TO RSF-18, RESIDENTIAL SINGLE FAMILY, EIGHTEEN UNITS PER ACRE (2024-297)

**C.9. REZONING-2024-0028: (EAST OF HARMON FIELD ON S. DUNCAN AVE./MODUS STUDIO, 522):**

AN ORDINANCE TO REZONE THE PROPERTY DESCRIBED IN REZONING PETITION RZN 2024-28 FOR APPROXIMATELY 3.7 ACRES LOCATED EAST OF HARMON FIELD ON SOUTH DUNCAN AVENUE IN WARD 2 FROM RMF-40, RESIDENTIAL MULTIFAMILY, 40 UNITS PER ACRE TO MSC, MAIN STREET CENTER (2024-306)

**PROPOSED AGENDA ADDITIONS**

**D. CITY COUNCIL AGENDA SESSION PRESENTATIONS**

**E. CITY COUNCIL TOUR**

**F. ANNOUNCEMENTS**

**G. ADJOURNMENT**