

City of Fayetteville, Arkansas

113 West Mountain Street

Fayetteville, AR 72701

(479) 575-8323



City Council Tentative Agenda

Tuesday, July 30, 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

ZOOM INFORMATION:

1. **WEBINAR ID: 818 0785 6715**
PUBLIC REGISTRATION LINK: [HTTPS://US06WEB.ZOOM.US/WEBINAR/REGISTER/WN_I2TSSU_RRPEE44VRWJPLFA](https://us06web.zoom.us/join/81807856715)

AGENDA ITEM COMMENT - 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. **MONTHLY FINANCIAL REPORT - CHIEF FINANCIAL OFFICER**

- A. **CONSENT**

- A.1. **APPROVAL OF THE JULY 16, 2024 CITY COUNCIL MEETING MINUTES**

- A.2. **2025 EMPLOYEE BENEFITS PACKAGE (REQUEST FOR APPROVAL):**

A RESOLUTION TO APPROVE THE 2025 EMPLOYEE BENEFITS PACKAGE (2024-334)

- A.3. **SPECTRUM LIVING SOLUTIONS, INC. (LEASE AGREEMENT):**

A RESOLUTION TO APPROVE A LEASE AGREEMENT WITH SPECTRUM LIVING SOLUTIONS, INC. D/B/A SLS COMMUNITY THROUGH DECEMBER 31, 2024 FOR THE PROPERTY LOCATED AT 2190 SOUTH RAZORBACK, WITH AN AUTOMATIC EXTENSION FOR FOUR YEARS THROUGH DECEMBER 31, 2028 (2024-369)

- A.4. **NBW LANDSCAPE ARCHITECTS (CONTRACT AMENDMENT):**

A RESOLUTION TO APPROVE CHANGE ORDER NO. 13 TO THE CONTRACT WITH NELSON BYRD WOLTZ, LLC IN THE AMOUNT OF \$65,571.00 TO PROVIDE ARCHITECTURAL CONSULTING SERVICES FOR THE UPPER RAMBLE, AND TO APPROVE A BUDGET ADJUSTMENT – 2019 CULTURAL ARTS CORRIDOR BOND PROJECT (2024-359)

- A.5. **ARKANSAS STATE HIGHWAY COMMISSION (EASEMENT DEDICATION):**

A RESOLUTION TO CONVEY 14 SQUARE FEET OF RIGHT-OF-WAY TO THE ARKANSAS STATE HIGHWAY COMMISSION FOR THE I-49/HIGHWAY 62 INTERCHANGE IMPROVEMENTS PROJECT (2024-372)

A.6. TOTER, LLC. (PURCHASE AGREEMENT):

A RESOLUTION TO AUTHORIZE THE PURCHASE OF TRASH CARTS AND RELATED PRODUCTS AND SERVICES IN THE AMOUNT OF \$37,476.33, PURSUANT TO A SOURCEWELL COOPERATIVE PURCHASING CONTRACT (2024-379)

A.7. NEW HISTORICAL MARKER (REQUEST FOR APPROVAL):

A RESOLUTION TO APPROVE THE INSTALLATION OF A HISTORICAL MARKER IN HONOR OF NELSON ORR ON THE FAYETTEVILLE SQUARE (2024-331)

A.8. OUTDOOR RECREATION GRANT PROGRAM (APPLICATION AUTHORIZATION):

A RESOLUTION TO AUTHORIZE AN APPLICATION TO THE ARKANSAS DEPARTMENT OF PARKS, HERITAGE AND TOURISM FOR AN OUTDOOR RECREATION MATCHING GRANT TO FUND IMPROVEMENTS TO WALKER AND BRYCE DAVIS COMMUNITY PARKS (2024-375)

A.9. SHORT-TERM RENTAL ENFORCEMENT (TEMPORARY POSITION REQUEST):

A RESOLUTION TO APPROVE A BUDGET ADJUSTMENT IN THE AMOUNT OF \$41,622.00 TO FUND A TEMPORARY SHORT-TERM RENTAL ENFORCEMENT POSITION (2024-376)

A.10. RUSH TRUCK CENTER (PURCHASE AGREEMENT):

A RESOLUTION TO APPROVE THE PURCHASE OF A 2023 INTERNATIONAL CV515 UTILITY BODY FROM RUSH TRUCK CENTERS IN THE AMOUNT OF \$107,897.22, PURSUANT TO A SOURCEWELL COOPERATIVE PURCHASING CONTRACT, AND TO APPROVE A BUDGET ADJUSTMENT (2024-364)

A.11. SUPERIOR AUTOMOTIVE GROUP (PURCHASE AGREEMENT):

A RESOLUTION TO APPROVE THE PURCHASE OF A 2024 FORD RANGER FROM SUPERIOR AUTOMOTIVE GROUP IN THE AMOUNT OF \$41,643.24, PURSUANT TO ORDINANCE 6491, AND TO APPROVE A BUDGET ADJUSTMENT (2024-363)

A.12. GARVER, LLC. (CONTRACT AMENDMENT 2):

A RESOLUTION TO APPROVE AMENDMENT NO. 2 TO THE CONTRACT WITH GARVER, LLC. IN THE AMOUNT OF \$74,875.00 FOR DESIGN OF THE

SCHOOL/COLLEGE AVENUE CORRIDOR IMPROVEMENTS, AND TO APPROVE A BUDGET ADJUSTMENT – 2022 STREET IMPROVEMENT BOND PROJECT (2024-353)

A.13. BENCHMARK CONSTRUCTION COMPANY OF NWA, INC. (CHANGE ORDER 1):

A RESOLUTION TO APPROVE CHANGE ORDER NO. 1 TO THE CONTRACT WITH BENCHMARK CONSTRUCTION COMPANY OF NWA, INC. IN THE AMOUNT OF \$246,287.88 FOR THE NORTH STREET CORRIDOR IMPROVEMENTS PROJECT PHASE 1, AND TO APPROVE A BUDGET ADJUSTMENT – 2022 STREET IMPROVEMENT BOND PROJECT (2024-371)

A.14. BENCHMARK CONSTRUCTION COMPANY OF NWA, INC. (SERVICE CONTRACT):

A RESOLUTION TO APPROVE A CONTRACT WITH BENCHMARK CONSTRUCTION COMPANY OF NWA, INC. IN THE AMOUNT OF \$9,214,669.54 FOR THE COLLEGE AVENUE IMPROVEMENTS PROJECT, TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$921,467.00, AND TO APPROVE A BUDGET ADJUSTMENT – 2022 STREET IMPROVEMENT BOND PROJECT (2024-354)

A.15. WASHINGTON COUNTY HAZARD MITIGATION PLAN (PLAN ADOPTION):

A RESOLUTION TO ADOPT THE 2024 WASHINGTON COUNTY, ARKANSAS HAZARD MITIGATION PLAN UPDATE FOR THE CITY OF FAYETTEVILLE, ARKANSAS (2024-362)

A.16. FAYETTEVILLE FIRE DEPARTMENT ADMINISTRATIVE POLICIES (POLICY ADOPTION):

A RESOLUTION TO APPROVE UPDATES TO FAYETTEVILLE FIRE DEPARTMENT ADMINISTRATIVE POLICIES (2024-370)

A.17. FAYETTEVILLE FIRE DEPARTMENT COMMUNITY RISK ASSESSMENT STANDARDS OF COVER (ADOPTION):

A RESOLUTION TO APPROVE AND ADOPT THE FAYETTEVILLE FIRE DEPARTMENT COMMUNITY RISK ASSESSMENT STANDARDS OF COVER FOR 2024 (2024-378)

B. UNFINISHED BUSINESS

B.1. URBAN FORESTRY MANAGEMENT PLAN (APPROVAL):

A RESOLUTION TO APPROVE AND ADOPT THE URBAN FORESTRY MANAGEMENT PLAN (2024-1677)

AT THE FEBRUARY 6, 2024 CITY COUNCIL MEETING THIS RESOLUTION WAS LEFT ON THE FIRST READING AND TABLED TO AUGUST 6, 2024 CITY COUNCIL MEETING.

B.2. 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)

AT THE JULY 16, 2024 CITY COUNCIL MEETING THIS ORDINANCE WAS LEFT ON THE FIRST READING.

B.3. 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)

AT THE JULY 16, 2024 CITY COUNCIL MEETING THIS ORDINANCE WAS LEFT ON THE FIRST READING.

B.4. 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, SUBJECT TO A BILL OF ASSURANCE (2024-306)

AT THE JULY 16, 2024 CITY COUNCIL MEETING THIS ORDINANCE WAS AMENDED TO INCLUDE A REVISED BILL OF ASSURANCE AND LEFT ON THE FIRST READING.

C. NEW BUSINESS

C.1. TRI-STAR CONTRACTORS, LLC. (SERVICE CONTRACT):

A RESOLUTION TO AUTHORIZE A CONTRACT WITH TRI STAR CONTRACTORS, LLC. IN THE AMOUNT OF \$5,825,361.25 FOR THE SUNBRIDGE AND COLLEGE DRAINAGE PROJECT, TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$550,000.00, AND TO

APPROVE A BUDGET ADJUSTMENT – 2019 DRAINAGE IMPROVEMENT BOND PROJECT (2024-333)

C.2. CHAPTER § 51.001 WATER SHORTAGES (AMENDMENT):

AN ORDINANCE TO AMEND § 51.001 WATER SHORTAGES TO CLARIFY THE POWER TO ISSUE PROHIBITIONS AND MORATORIUMS OF CERTAIN TYPES OF WATER USAGE TO PREVENT WATER SHORTAGES FROM IMPERILING PUBLIC HEALTH AND WELFARE AND TO PASS AN EMERGENCY CLAUSE (2024-382)

C.3. VACATION-2024-0012: (EAST OF 1202 E. SAIN STREET/TRAILS ON THE CREEK APARTMENTS, 174):

AN ORDINANCE TO APPROVE VAC-24-12 FOR PROPERTY LOCATED EAST OF 1202 EAST SAIN STREET IN WARD 3 TO VACATE A 0.94 ACRE PORTION OF STREET RIGHT-OF-WAY (2024-336)

C.4. REZONING-2024-0031: (2400 N. CROSSOVER RD./TAYLOR, 294):

AN ORDINANCE TO REZONE THE PROPERTY DESCRIBED IN REZONING PETITION RZN 2024-31 FOR APPROXIMATELY 1.73 ACRES LOCATED AT 2400 NORTH CROSSOVER ROAD IN WARD 3 FROM R-A, RESIDENTIAL-AGRICULTURAL TO NS-G, NEIGHBORHOOD SERVICES GENERAL (2024-337)

C.5. REZONING-2024-0032: (439 S. CHURCH AVE./PBS PROPERTIES LLC, 523):

AN ORDINANCE TO REZONE THE PROPERTY DESCRIBED IN REZONING PETITION RZN 2024-32 FOR APPROXIMATELY 0.32 ACRES LOCATED AT 439 SOUTH CHURCH AVENUE IN WARD 1 FROM NC, NEIGHBORHOOD CONSERVATION TO RI-U, RESIDENTIAL INTERMEDIATE-URBAN (2024-338)

C.6. REZONING-2024-0033: (1919 S. ASHWOOD AVE./ARNOLD, 598 599):

AN ORDINANCE TO REZONE THE PROPERTY DESCRIBED IN REZONING PETITION RZN 2024-33 FOR APPROXIMATELY 2.40 ACRES LOCATED AT 1919 SOUTH ASHWOOD AVENUE IN WARD 1 FROM RSF-4, RESIDENTIAL SINGLE-FAMILY, FOUR UNITS PER ACRE TO RI-12, RESIDENTIAL INTERMEDIATE, 12 UNITS PER ACRE (2024-366)

C.7. REZONING-2024-0034: (1731, 1815, & 1837 W. 18TH ST./ARNOLD, 598):

AN ORDINANCE TO REZONE THE PROPERTY DESCRIBED IN REZONING PETITION RZN 2024-34 FOR APPROXIMATELY 9.10 ACRES LOCATED AT 1731, 1815, & 1837 WEST 18TH STREET IN WARD 1 FROM RSF-4, RESIDENTIAL SINGLE-FAMILY, FOUR UNITS PER ACRE TO RI-12, RESIDENTIAL INTERMEDIATE, 12 UNITS PER ACRE (2024-368)

C.8. REZONING-2024-0035: (1831 & 1835 W. MITCHELL ST/ NWARECO LLC, 520):

AN ORDINANCE TO REZONE THE PROPERTY DESCRIBED IN REZONING PETITION RZN 2024-35 FOR APPROXIMATELY 0.22 ACRES LOCATED AT 1831 & 1835 WEST MITCHELL STREET IN WARD 1 FROM RSF-8, RESIDENTIAL SINGLE-FAMILY, 8 UNITS PER ACRE TO RMF-24, RESIDENTIAL MULTI-FAMILY, TWENTY-FOUR UNITS PER ACRE (2024-335)

C.9. APPEAL: REZONING-2024-0029: (3179 N. OLD WIRE RD./PLEASANT HAVEN SUBDIVISION, 216):

AN ORDINANCE TO REZONE THE PROPERTY DESCRIBED IN REZONING PETITION RZN 2024-29 FOR APPROXIMATELY 13.65 ACRES LOCATED AT 3179 NORTH OLD WIRE ROAD IN WARD 3 FROM R-A, RESIDENTIAL-AGRICULTURAL TO RSF-8, RESIDENTIAL SINGLE-FAMILY, EIGHT UNITS PER ACRE (2024-339)

PROPOSED AGENDA ADDITIONS

D. CITY COUNCIL AGENDA SESSION PRESENTATIONS

D.1. SALES TAX REPORT - CHIEF FINANCIAL OFFICER AND ENERGY REPORT - ENVIRONMENTAL DIRECTOR

D.2. PARKS NATURAL RESOURCES AND CULTURAL AFFAIRS ADVISORY BOARD ANNUAL REPORT - WILL DOCKERY

E. CITY COUNCIL TOUR

F. ANNOUNCEMENTS

G. ADJOURNMENT