City of Fayetteville, Arkansas

113 West Mountain Street
Fayetteville, AR 72701
(479) 575-8323

City Council Final Agenda

Tuesday, January 17, 2023

5:30 PM

City Hall Room 219

City Council Members

Council Member Sonia Harvey 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:

Public Registration Link:
https://us06web.zoom.us/webinar/register/WN_SsIfqtaeR8SuqHPPY1W8sg
Webinar ID: 851 4198 1567

Call to Order

Roll Call

Pledge of Allegiance

Mayor' s Announcements, Proclamations and Recognitions

City Council Meeting Presentations, Reports and Discussion Items

1. MARTIN LUTHER KING, JR. BROTHERHOOD AWARD PRESENTED BY CITY ATTORNEY KIT WILLIAMS (2023-282)

Proposed Agenda Additions

A. Consent

A.1. APPROVAL OF THE JANUARY 3, 2023 CITY COUNCIL MEETING MINUTES (2022-213)

A.2. BRUCKNER'S TRUCK & EQUIPMENT:

A RESOLUTION TO WAIVE THE REQUIREMENTS OF COMPETITIVE BIDDING AND APPROVE THE REPAIR OF FIRE LADDER 3 BY BRUCKNER'S TRUCK & EQUIPMENT FOR THE ESTIMATED AMOUNT OF $37,845.58, AND TO AUTHORIZE THE USE OF BRUCKNER'S FOR FUTURE REPAIRS OF HEAVY DUTY VEHICLES AND FIRE APPARATUSES THAT MAY EXCEED $35,000.00 ON AN AS-NEEDED BASIS THROUGH FEBRUARY 4, 2025 (2022-291)

A.3. DANA SAFETY SUPPLY, INC. D/B/A FLEET SAFETY:

A RESOLUTION TO AMEND RESOLUTION 122-19 AND AUTHORIZE THE EXTENSION OF THE CONTRACT WITH DANA SAFETY SUPPLY, INC. D/B/A FLEET SAFETY TO CONTINUE UTILIZING THE GSA CONTRACT FOR THE PURCHASE OF EMERGENCY LIGHTS AND RELATED EQUIPMENT THROUGH JULY 31, 2027, AND ANY FUTURE RENEWAL PERIODS (2022-292)

A.4. CRAFTON, TULL & ASSOCIATES, INC.:

A RESOLUTION TO APPROVE A PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH CRAFTON, TULL & ASSOCIATES, INC., PURSUANT TO RFQ 22-01 SELECTION #13, IN AN AMOUNT NOT TO EXCEED $321,238.00 FOR DESIGN SERVICES ASSOCIATED WITH THE CATO SPRINGS SEWER EXTENSION AND LIFT STATION PROJECT, AND TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF $16,062.00 (2022-244)

A.5. 2022 JUSTICE ASSISTANCE GRANT:

A RESOLUTION TO AUTHORIZE ACCEPTANCE OF A 2022 JUSTICE ASSISTANCE GRANT IN THE TOTAL AMOUNT OF $84,326.00 WHICH WILL BE USED TO PURCHASE LAW ENFORCEMENT EQUIPMENT AND SUPPLIES FOR THE FAYETTEVILLE POLICE DEPARTMENT, SPRINGDALE POLICE DEPARTMENT AND THE WASHINGTON COUNTY SHERIFF'S OFFICE, AND TO APPROVE A BUDGET ADJUSTMENT (2022-272)

A.6. CONTRACT AMENDMENT #1 WITH GENESIS CHURCH:

A RESOLUTION TO APPROVE AMENDMENT 1 TO THE MEMORANDUM OF AGREEMENT WITH CENTRAL UNITED METHODIST CHURCH, INC. D/B/A GENESIS ON MLK TO PROVIDE FUNDING IN THE AMOUNT OF UP TO $100,000.00 FOR THE FAYETTEVILLE LITTER ABATEMENT PROGRAM (2022-287)

B. Unfinished Business

B.1. RAZE AND REMOVAL OF STRUCTURE AT 3301 SOUTH COACH ROAD:

A RESOLUTION TO ORDER THE RAZING AND REMOVAL OF A DILAPIDATED AND UNSAFE STRUCTURE ON PROPERTY OWNED BY KEVIN ROY CALHOUN LOCATED AT 3301 SOUTH COACH ROAD IN THE CITY OF FAYETTEVILLE, ARKANSAS, AND TO APPROVE A BUDGET ADJUSTMENT IN THE AMOUNT OF $17,500.00 (2022-236)

AT THE DECEMBER 6, 2022 CITY COUNCIL MEETING, THIS RESOLUTION WAS TABLED TO THE DECEMBER 20, 2022 CITY COUNCIL MEETING.

AT THE DECEMBER 20, 2022 CITY COUNCIL MEETING, THIS RESOLUTION WAS TABLED TO THE JANUARY 17, 2023 CITY COUNCIL MEETING.

B.2. VAC 22-024 (RAZORBACK RD, MAPLE ST., ETC.):

AN ORDINANCE TO APPROVE VAC 22-024 FOR PROPERTY LOCATED ALONG RAZORBACK ROAD, MAPLE STREET, GARLAND AVENUE, CLEVELAND STREET, HILL AVENUE, MARTIN LUTHER KING JUNIOR BOULEVARD AND LT. COLONEL LEROY POND AVENUE IN WARDS 1 AND 2 TO VACATE PORTIONS OF STREET RIGHTS-OF-WAY (2022-262)

AT THE JANUARY 3, 2023 CITY COUNCIL MEETING, THIS ITEM WAS LEFT ON THE FIRST READING.

C. New Business

C.1. AMEND RULES OF ORDER AND PROCEDURE:

A RESOLUTION TO AMEND THE *RULES OF ORDER AND PROCEDURE OF THE FAYETTEVILLE CITY COUNCIL* TO CLARIFY THAT AN AGENDA APPLICANT SHALL INCLUDE THE APPELLANT FROM A FINAL DECISION OF THE PLANNING COMMISSION OR CITY STAFF (2022-289)

C.2. EXCELLERATE FOUNDATION D/B/A UPSKILL NWA:

A RESOLUTION TO AUTHORIZE MAYOR JORDAN TO SIGN A SUBRECIPIENT AGREEMENT WITH EXCELLERATE FOUNDATION D/B/A UPSKILL NWA FOR JOB TRAINING AND PLACEMENT SERVICES FOR LOWER-INCOME FAYETTEVILLE RESIDENTS INTO HIGHER WAGE, HIGH DEMAND OCCUPATIONS UTILIZING AMERICAN RESCUE PLAN ACT FUNDS IN THE AMOUNT OF $742,223.00, AND TO APPROVE A BUDGET ADJUSTMENT (2022-249)

C.3. AUTHORIZE MAYOR JORDAN TO SIGN A SUBRECIPIENT AGREEMENT WITH LEGAL AID OF ARKANSAS

A RESOLUTION TO AUTHORIZE MAYOR JORDAN TO SIGN A SUBRECIPIENT AGREEMENT WITH LEGAL AID OF ARKANSAS TO PROVIDE EDUCATION, OUTREACH, AND LEGAL SERVICES TO FAYETTEVILLE RESIDENTS TERMINATED FROM MEDICAID COVERAGE UTILIZING AMERICAN RESCUE PLAN ACT FUNDS IN THE AMOUNT OF $92,156.00, AND TO APPROVE A BUDGET ADJUSTMENT (2023-280)

C.4. ADDITION OF A TEMPORARY 0.5 FULLTIME EQUIVALENT ACCOUNTING DIRECTOR POSITION:

A RESOLUTION TO AUTHORIZE THE ADDITION OF A 0.5 TEMPORARY FULL TIME EQUIVALENT POSITION TO THE FINANCE AND INTERNAL SERVICES DEPARTMENT, AND TO APPROVE A BUDGET ADJUSTMENT (2022-317)

D. CITY COUNCIL AGENDA SESSION PRESENTATIONS

E. City Council Tour

F. Announcements

G. 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, 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 for all members of the audience who have signed up prior to the beginning of the agenda item they wish to address being opened for public comment. Speakers shall be limited to a maximum of five (5) minutes to discuss the agenda item being considered by the City Council. Amendments may receive public comments only if approved by the City Council by unanimous consent or majority vote. If public comment is allowed for an amendment, speakers will only be allowed to speak for three (3) minutes. The City Council may allow both a speaker additional time and an unsigned-up person to speak 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 five (5) 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.

Interpreters or Telecommunications Devise 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.

All cell phones must be silenced and may not be used within the City Council Chambers.