

City of Fayetteville, Arkansas

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



City Council Final Agenda

Tuesday, March 18, 2025

5:30 PM

City Hall Room 219

City Council Members

Council Member Robert B. Stafford Ward 1
Council Member Dr. 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 Min. Monique Jones Ward 4

Mayor Molly Rawn
City Attorney Kit Williams
City Clerk Treasurer Kara Paxton

MEETING INFORMATION:**1. WEBINAR ID: 852 0224 3100**

[PUBLIC REGISTRATION LINK: HTTPS://US06WEB.ZOOM.US/WEBINAR/REGISTER/WN_B7O3TI8RQ-QPMIJPCVNTPG](https://us06web.zoom.us/join/joinMeeting?meetingid=85202243100)

AGENDAITEMCOMMENT@FAYETTEVILLE-AR.GOV

CALL TO ORDER**ROLL CALL****PLEDGE OF ALLEGIANCE****MAYOR' S ANNOUNCEMENTS, PROCLAMATIONS AND RECOGNITIONS****1. STATE OF THE CITY ADDRESS - MAYOR MOLLY RAWN****CITY COUNCIL MEETING PRESENTATIONS, REPORTS AND DISCUSSION ITEMS****1. NOMINATING COMMITTEE REPORT - COMMITTEE CHAIR****PROPOSED AGENDA ADDITIONS****A. CONSENT****A.1. APPROVAL OF THE MARCH 4, 2025 CITY COUNCIL MEETING MINUTES****A.2. FLINTCO, LLC. (SERVICE CONTRACT):**

A RESOLUTION TO AWARD RFP 24-15 AND APPROVE A CONTRACT WITH FLINTCO, LLC. IN THE AMOUNT OF \$1.00 TO PROVIDE CONSTRUCTION MANAGER AT RISK SERVICES FOR IMPROVEMENTS TO MAPLE STREET (2025-292)

A.3. J L BRYSON, INC. (SERVICE CONTRACT):

A RESOLUTION TO AWARD BID #25-31 AND AUTHORIZE A CONTRACT WITH J L BRYSON, INC. IN THE AMOUNT OF \$672,789.02 FOR THE TRANSFER STATION IMPROVEMENTS, AND TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$67,000.00 (2025-296)

A.4. HAWKINS-WEIR ENGINEERS, INC. (AMENDMENT NO. 2):

A RESOLUTION TO APPROVE AMENDMENT NO. 2 TO THE ENGINEERING SERVICES CONTRACT WITH HAWKINS-WEIR ENGINEERS, INC. IN AN AMOUNT NOT TO EXCEED \$65,900.00 FOR ADDITIONAL DESIGN AND

CONSTRUCTION SERVICES ASSOCIATED WITH THE FAYETTEVILLE RECYCLING AND TRASH COLLECTIONS DIVISION (2025-297)

A.5. I-49 AND MLK EASEMENT CONDEMNATIONS (UTILITY RELOCATIONS):

A RESOLUTION TO AUTHORIZE THE CITY ATTORNEY TO SEEK CONDEMNATION AND POSSESSION OF CERTAIN LANDS OWNED BY INDIVIDUALS NEEDED FOR THE I-49/MLK UTILITY RELOCATIONS PROJECT (2025-302)

A.6. HIGHWAY 112 EASEMENT CONDEMNATIONS (UTILITY RELOCATIONS):

A RESOLUTION TO AUTHORIZE THE CITY ATTORNEY TO SEEK CONDEMNATION AND POSSESSION OF CERTAIN LANDS OWNED BY INDIVIDUALS NEEDED FOR THE HIGHWAY 112 UTILITY RELOCATIONS PROJECT, AND TO APPROVE A BUDGET ADJUSTMENT (2025-303)

A.7. 2025 STORMWATER EDUCATION (SERVICE AGREEMENT):

A RESOLUTION TO WAIVE COMPETITIVE BIDDING AND APPROVE AN AGREEMENT WITH THE NORTHWEST ARKANSAS REGIONAL PLANNING COMMISSION FOR A STORMWATER EDUCATION PROGRAM TO BE PROVIDED BY THE UNIVERSITY OF ARKANSAS COOPERATIVE EXTENSION SERVICE IN THE AMOUNT OF \$44,705.91 (2025-232)

A.8. WATERSHED CONSERVATION RESOURCE CENTER (TASK ORDER #14):

A RESOLUTION TO APPROVE TASK ORDER NO. 14 WITH THE WATERSHED CONSERVATION RESOURCE CENTER IN THE AMOUNT OF \$37,000.00 FOR CONTINUING NATIVE VEGETATION ESTABLISHMENT EFFORTS AND PERFORMING MINOR ADJUSTMENTS WITHIN THE STREAM AS NECESSARY TO ENSURE THE CONTINUED SUCCESS OF COMPLETED RESTORATION PROJECTS (2025-233)

A.9. MOTOROLA, INC. (SERVICE AGREEMENT):

A RESOLUTION TO WAIVE COMPETITIVE BIDDING AND APPROVE A FIVE-YEAR SERVICE AGREEMENT WITH MOTOROLA, INC. IN THE TOTAL AMOUNT OF \$266,631.92 FOR MAINTENANCE OF THE CITY'S MOTOROLA DISPATCH RADIO EQUIPMENT (2025-235)

B. UNFINISHED BUSINESS

B.1. DISCLOSURE OF RENTAL FEES AND COSTS (ORDINANCE):

AN ORDINANCE TO ENACT § 120.03 DISCLOSURE OF RENTAL FEES AND COSTS FOR LEASED RESIDENTIAL PROPERTIES IN THE CITY OF FAYETTEVILLE (2025-231)

AT THE MARCH 4, 2025 CITY COUNCIL MEETING THIS ORDINANCE WAS LEFT ON THE FIRST READING

C. NEW BUSINESS

C.1. ADMINISTRATIVE ITEM (AMEND CHAPTER 94 - FIRE PREVENTION):

AN ORDINANCE TO AMEND CHAPTER 94, FIRE PREVENTION OF THE FAYETTEVILLE CODE OF ORDINANCES TO MODIFY EXISTING FEES AND CREATE A FEE SCHEDULE (2025-294)

C.2. VACATION-2025-0001: (1278 W. VAN ASCHE DR./LISA ACADEMY HIGH SCHOOL, 171):

AN ORDINANCE TO APPROVE VAC-25-01 FOR PROPERTY LOCATED AT 1278 WEST VAN ASHE DRIVE IN WARD 2 TO VACATE 0.06 ACRES OF SANITARY SEWER EASEMENT (2025-274)

C.3. VACATION-2024-0028: (1001 W BULLDOG BLVD./FAYETTEVILLE HIGH SCHOOL, 522):

AN ORDINANCE TO APPROVE VAC-24-28 FOR PROPERTY LOCATED AT 1001 WEST BULLDOG BOULEVARD IN WARD 1 TO VACATE 0.05 ACRES OF UTILITY EASEMENT (2025-273)

C.4. VACATION-2025-0006: (1795 N. LEVERETT AVE./HOGWILDHOUSING LLC, 366):

AN ORDINANCE TO APPROVE VAC-25-06 FOR PROPERTY LOCATED AT 1795 NORTH LEVERETT AVENUE IN WARD 2 TO VACATE 0.04 ACRES OF ACCESS EASEMENT (2025-293)

C.5. REZONING-2025-0001: (903 W. NORTH ST./JORDAN GROUP LLC, 444):

AN ORDINANCE TO REZONE THE PROPERTY DESCRIBED IN REZONING PETITION RZN 2025-01 FOR APPROXIMATELY 0.11 ACRES LOCATED AT 903 WEST NORTH STREET IN WARD 2 FROM R-O, RESIDENTIAL-OFFICE TO RMF-40, RESIDENTIAL MULTI-FAMILY, 40 UNITS PER ACRE (2025-262)

C.6. REZONING-2024-0058: (123 E. 15TH ST./KOMANDER, 602):

AN ORDINANCE TO REZONE THE PROPERTY DESCRIBED IN REZONING PETITION RZN 2024-58 FOR APPROXIMATELY 3.14 ACRES LOCATED AT 123 EAST 15TH STREET IN WARD 1 FROM R-A, RESIDENTIAL-AGRICULTURAL TO DG, DOWNTOWN GENERAL (2025-275)

D. CITY COUNCIL TOUR

E. ANNOUNCEMENTS

F. 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, appellant from a final decision of the Planning Commission or City Staff, 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 on all items of unfinished and new business and subjects of public hearings. Amendments may receive public comments only if approved by the City Council by unanimous consent or majority vote. Speakers present in the City Council Chambers shall be recognized before speakers participating by electronic means. Speakers shall be limited to a maximum of three (3) minutes to discuss the agenda item or amendment being considered by the City Council. The City Council may allow a speaker additional time 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 three (3) 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.

Cell Phones and Pagers: Cell phones must be turned off or put in silent mode and not used within the City Council Chambers during City Council meetings. Pagers must be turned off or put in silent mode within the City Council Chambers during City Council meetings. These restrictions also apply during Agenda Sessions.

Smoking Prohibited: There will be no smoking allowed in the City Council Chambers during City Council meetings.

Virtual City Council Meetings Authorized: After proper notice has been provided to the public, City Council Members are authorized to assemble, gather, meet, and conduct open public meetings (including speaking, voting and passing ordinances and resolutions) through appropriate electronic means which ensure the public's right to attend by being able to listen to the proceedings and discussions. These open public meetings include City Council meetings and agenda sessions as well as City Council Member Committee meetings.

Interpreters or Telecommunications Devices 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.