

Mayor Lioneld Jordan  
City Attorney Kit Williams  
City Clerk Sondra Smith



**Aldermen**

Ward 1 Position 1 – Adella Gray  
Ward 1 Position 2 – Brenda Boudreaux  
Ward 2 Position 1 – Mark Kinion  
Ward 2 Position 2 – Matthew Petty  
Ward 3 Position 1 – Justin Tennant  
Ward 3 Position 2 – Robert Ferrell  
Ward 4 Position 1 – Rhonda Adams  
Ward 4 Position 2 – Sarah E. Lewis

**Final Agenda  
City of Fayetteville Arkansas  
City Council Meeting  
May 1, 2012**

A meeting of the Fayetteville City Council will be held on May 1, 2012 at 6:00 PM in Room 219 of the City Administration Building located at 113 West Mountain Street, Fayetteville, Arkansas.

**Call to Order**

**Roll Call**

**Pledge of Allegiance**

**Mayor's Announcements, Proclamations and Recognitions:**

**1. Municipal Clerk's Week Proclamation**

**City Council Meeting Presentations, Reports and Discussion Items:**

**1. 1st Quarter Financial Report 2012**

**Agenda Additions:**

**A. Consent:**

1. Approval of the April 3, 2012 and April 17, 2012 City Council meeting minutes.

2. **McClelland Consulting Engineers, Inc. Task Order No. 8:** A resolution to approve Task Order No. 8 with McClelland Consulting Engineers, Inc. in the amount of \$18,000.00 for

plans, bidding service, and construction administration of the Airfield Pavement Rehabilitation and Striping Phase II Project and to approve a budget adjustment of \$18,000.00.

**3. David and Susan Druding Settlement Agreement:** A resolution approving a settlement agreement with David and Susan Druding, concerning condemnation litigation filed as part of the Cato Springs Road Improvement Project, in the total amount of \$15,000.00.

**4. Bid #12-25 Goodwin & Goodwin, Inc.:** A resolution to approve a contract for relocation of water and sewer mains along Garland Avenue with the low bidder, Goodwin & Goodwin, Inc. in the amount of \$1,575,497.00 with a project contingency of \$78,775.00 and to approve a budget adjustment.

## **B. Unfinished Business:**

**1. Amend §34.27 Sale of Municipally Owned Real Property:** An ordinance to repeal §34.27 of the Code of Fayetteville and to enact a replacement §34.27 Sale of Municipally Owned Real Property of the Code of Fayetteville. *This ordinance was left on the Second Reading at the April 17, 2012 City Council meeting.*

**Left on the Second Reading**

## **C. Public Hearing:**

**1. Dryve, Inc.:** A resolution to approve the application of Dryve, Inc. for a certificate of public convenience and necessity to operate a limousine service.

## **D. New Business:**

**1. Sourcegas Arkansas Inc.:** A resolution authorizing transfer of a natural gas easement on city property adjacent to Highway 16 to Sourcegas Arkansas Inc. as part of the Highway 16 Improvement Project.

**2. Fayetteville Police Department Policies:** A resolution approving Fayetteville Police Department Policies 1.2.1 Limits of Authority, 1.3.1 Use of Force, 12.1.1 Direction, 12.2.1 Policies, Procedures and Rules Development and Review Procedures, 26.1.2 Harassment and Discrimination in the Workplace, 41.1.1 Patrol, 42.1.1 Criminal Investigations, 41.2.11 Use of Department Vehicles, 44.1.1 Juvenile Operations, 61.1 Traffic Enforcement, 6.1.11 DWI, DUI, and 61.3 Traffic Direction and Control.

**3. Street Name Change – Stadium Drive:** A resolution to change the name of a portion of South Garland Avenue and all of Paris Avenue to Stadium Drive.

**4. Street Name Change – Bulldog Boulevard:** A resolution to change the name of portions of Stone Street and Clinton Drive to Bulldog Boulevard.

5. **Repeal & Replace §178.04 Outdoor Mobile Vendors:** An ordinance repealing and replacing §178.04 Outdoor Mobile Vendors Located on Private Property of the Code of Fayetteville to provide for a variance procedure.

**City Council Tour:**

**Announcements:**

**Adjournment:**

**NOTICE TO MEMBERS OF THE AUDIENCE**

**All interested persons may address the City Council on agenda items of New and Old Business. Please wait for the Mayor to request public comment and then come to the podium, give your name, address, and comments about the agenda item.** Please address only the Mayor. Questions are usually answered by the Mayor, Aldermen or Staff after the public comment period is over. Please keep your comments brief and respectful. Each person is only allowed one turn at the microphone for discussion of an agenda item.

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

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 an Alderman 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.

**Old business and new business.**

**Presentations by staff and applicants.** Agenda items 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 an alderman later to answer questions. Staff and applicants may use electronic visual aides in a City Council meeting as part of their presentation.

**Public comments.** Public comment shall be allowed for all members of the audience on all items of old and new business and subjects of public hearings. No electronic visual aid presentations shall be allowed, but the public may submit photos, petitions, etc. to be distributed to the City Council. If a member of the public wishes for the City Clerk to distribute materials to the City Council before its meeting, such materials should be supplied to the City Clerk office no later than 9:00 a.m. on the day of the City Council meeting. Any member of the public shall first state his or her name and address, followed by a concise statement of the person's position on the question under discussion. Repetitive comments should be avoided; this applies to comments made previously either to the City Council or to the Planning Commission when those Planning Commission minutes have been provided to the Aldermen. All remarks shall be addressed to the Mayor or the City Council as a whole and not to any particular member of the City Council. No person other than the Aldermen and the person having the floor shall be permitted to enter into any discussions without permission of the Mayor. No questions shall be directed to an Alderman or city staff member except through the Mayor.

**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 rude or derogatory remarks, reflections as to integrity, abusive comments and statements about motives or personalities. 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 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 575-8330.**

A copy of the complete City Council agenda is available at [accessfayetteville.org](http://accessfayetteville.org) or in the office of the City Clerk, 113 W. Mountain, Fayetteville, Arkansas.