

Mayor – Sandy Sanders

City Administrator – Ray Gosack

City Clerk – Sherri Gard

Board of Directors

Ward 1 – Keith Lau

Ward 2 – Andre’ Good

Ward 3 – Mike Lorenz

Ward 4 – George Catsavis

At Large Position 5 – Pam Weber

At Large Position 6 – Kevin Settle

At Large Position 7 – Philip H. Merry Jr.

AGENDA

Fort Smith Board of Directors

Regular Meeting

October 15, 2013 ~ 6:00 P.M.

Fort Smith Public Schools Service Center

3205 Jenny Lind Road

THIS MEETING IS BEING TELECAST LIVE ON THE GOVERNMENT ACCESS CHANNEL 6

INVOCATION & PLEDGE OF ALLEGIANCE

ROLL CALL

PRESENTATION BY MEMBERS OF THE BOARD OF DIRECTORS OF ANY ITEMS OF BUSINESS NOT ALREADY ON THE AGENDA FOR THIS MEETING

(Section 2-37 of Ordinance No. 24-10)

APPROVE MINUTES OF THE OCTOBER 1, 2013 REGULAR MEETING

ITEMS OF BUSINESS:

1. Ordinance amending Section 25-268(b) of the Fort Smith Municipal Code regarding the removal and placement of residential solid waste carts and recyclables containers from the street after collection ~ *Lorenz/Weber placed on agenda at the September 24, 2013 study session; Tabled at October 1, 2013 regular meeting pending discussion at future study session; Lorenz/Weber placed amended ordinance on agenda at the October 8, 2013 study session ~*
2. Ordinance amending Section II.C. of the Code of Business Conduct of the City of Fort Smith ~ *Lau/Good placed on agenda at the September 24, 2013 study session ~*
3. Ordinance ordering the owners of certain dilapidated and substandard structures to demolish same, authorizing the City Administrator to cause the demolition of such structures to occur, and for other purposes *(916 North 11th Street)*

4. Ordinance directing the installation of a four way stop at the intersection of Chad Colley Boulevard and Massard Road ~ *Settle/Merry placed on agenda at the September 3, 2013 regular meeting / First reading at September 17, 2013 regular meeting / Second reading at October 1, 2013 regular meeting ~*

**** Third and Final Reading ****

5. Consent Agenda

- A. Resolution to accept the bids and authorize a contract for the construction of Street Overlays/Reconstruction, Project No. 13-03-B (\$2,318,809.90 / *Engineering Department / Budgeted – Sales Tax Program Fund*)
- B. Resolution to accept the bids and authorize a contract for the construction of Towson Avenue Streetscape Improvements, Job 040602, F.A.P. STPE-ENHN (464), Fort Smith Towson Avenue Streetscaping (ATEP-11) (S) Sebastian County, Project No. 12-90-A (\$649,485.00 / *Engineering Department / Budgeted – Sales Tax Program Fund*)
- C. Resolution authorizing the Mayor to enter into a facility use agreement with Joe Hartgraves for the operation of a private park (*1715 North 13th Street*)
- D. Resolution accepting bid of Locution Systems, Inc. for the providing of the city's fire station alerting system upgrade (\$397,268.00 / *Fire Department / Budgeted – 4803-304 Capital Outlay*)
- E. Resolution authorizing a contract change order to the contract for the construction of the Fort Smith Landfill Scale Facility (\$76,455.49 / *Sanitation Department / Budgeted – Sanitation Sinking Fund for Landfill Construction*)

OFFICIALS FORUM ~ presentation of information requiring no official action

(Section 2-36 of Ordinance No. 24-10)

- Mayor
- Directors
- City Administrator

EXECUTIVE SESSION

Appointments: Central Business Improvement District (1) and Parks and Recreation Commission (1)

ADJOURN

ORDINANCE NO. _____

AN ORDINANCE AMENDING SECTION 25-268(b) OF THE FORT SMITH MUNICIPAL CODE REGARDING THE REMOVAL AND PLACEMENT OF RESIDENTIAL SOLID WASTE CARTS AND RECYCLABLES CONTAINERS FROM THE STREET AFTER COLLECTION

BE IT ORDAINED AND ENACTED BY THE BOARD OF DIRECTORS OF THE CITY OF FORT SMITH, THAT:

Section 1. Section 25-268(b) of the Fort Smith Municipal Code is amended to read as follows:

(b) For properties receiving residential sanitation service, solid waste carts, recyclables containers, solid waste, and yard waste may not be set out at the street right-of-way for collection before 12:00 noon on the day before collection. Solid waste carts, recyclables containers and uncollected material exceeding collection standards shall be removed from the street right-of-way no later than midnight the day of collection and shall then be stored on the side or in the rear of the dwelling structure and, in no event shall be stored any closer to the street than the front line of the dwelling structure.

Section 2. Emergency Clause. In order to preserve and protect the aesthetic value of individual neighborhoods and residences, and thus it being necessary to provide for the general welfare of the City' inhabitants, an emergency is hereby declared to exist and this ordinance shall take effect and be in full force from and after its passage and approval.

PASSED AND APPROVED by the Board of Directors of the City of Fort Smith, Arkansas this ____ day of October, 2013.

APPROVED:

Mayor

ATTEST:

City Clerk

APPROVED AS TO FORM:



City Attorney
Publish 1 time

Memo



To: Ray Gosack, City Administrator
From: Jeff Dingman, Deputy City Administrator
Date: 10/10/2013
Re: Ordinance regarding placement of the automated carts

Attached is the ordinance modifying Section 25-268(b) of the Municipal Code regarding placement and storage of automated solid waste collection carts, recyclables containers, and yard waste on non-collection days. The language of the proposed ordinance has been adjusted from a previous version to reflect discussion on the matter from the October 8 study session.

As discussed Tuesday, enforcement will be the responsibility of the Neighborhood Services division and the Fort Smith District Court according to already established procedures.

Please contact me if you have questions regarding this agenda item.

ORDINANCE NO. _____
AN ORDINANCE AMENDING SECTION II.C. OF THE CODE OF BUSINESS CONDUCT OF
THE CITY OF FORT SMITH

BE IT ORDAINED AND ENACTED BY THE BOARD OF DIRECTORS OF THE CITY OF FORT SMITH, ARKANSAS, THAT:

SECTION II. C. of the Code of Business Conduct for the City of Fort Smith, adopted by Ordinance No. 88-04, is hereby amended to read as follows:

C. Financial interests. Appointed officials and volunteers are prohibited from engaging in a financial transaction with reference to any contract or job for work, materials, equipment or service to be performed or furnished for the City if the contract or job is under purview of a board, authority or commission of which the municipal representative is a member. Furthermore, a municipal representative may not perform an official act on behalf of the City, which act provides an economic benefit to a business or other undertaking in which he or she either has an interest or is engaged as counsel, consultant, representative or agent.

Passed and Approved this ____ Day of _____, 2013.

Approved

MAYOR

ATTEST:

CITY CLERK

Approved as to form:



Publish One Time



MEMORANDUM

DATE: October 11, 2013

TO: Mayor, Board of Directors, Ray Gosack, and Jeff Dingman

FROM: Mitzi Kimbrough, Internal Auditor

SUBJECT: An Ordinance Amending Section II.C. of the Code of Business Conduct of the City of Fort Smith

The City's Code of Business Conduct currently prohibits any financial transaction between a municipal representative and the City. With the number of citizens that serve on boards and commissions, the current Code is not practical and the city is in violation of this Code as many of these citizens do have financial transactions with the City. This amendment allows a municipal representative to have a financial transaction with the City unless that transaction is under the purview of that representative's board or commission.

Please note that elected officials and employees remain prohibited from any such transactions with the City under the current Code of Business Conduct as amended by this ordinance.

3

ORDINANCE NO. _____

AN ORDINANCE ORDERING THE OWNERS OF CERTAIN DILAPIDATED AND SUBSTANDARD STRUCTURES TO DEMOLISH SAME, AUTHORIZING THE CITY ADMINISTRATOR TO CAUSE THE DEMOLITION OF SUCH STRUCTURES TO OCCUR, AND FOR OTHER PURPOSES.

BE IT ORDAINED AND ENACTED BY THE BOARD OF DIRECTORS OF THE CITY OF FORT SMITH, ARKANSAS, that:

SECTION 1: It is hereby determined by the Board of Directors that the hereinafter described tract of real property, and the improvements located there, are dilapidated, unsafe and otherwise detrimental to the public health and constitute structural, fire and health hazards:

Street Address: **916 NORTH 11TH STREET - LOT 5, BLOCK 79; FORT SMITH CITY ADDITION**

SECTION 2: The owners of the tract of real property described in Section 1 are hereby ordered to remove or raze the improvements located on the said tract of property and to remedy the unsightly and unsanitary conditions otherwise located on said tract of real property within thirty (30) days from the date of this ordinance.

SECTION 3: With reference to any tract identified in Section 1 as to which compliance with the direction of Section 2 has not occurred within thirty (30) calendar days from the date of passage of this ordinance, the City Administrator is hereby authorized to execute a contract, based on the bid(s) accepted on the date of this action or at a later date, for the removal or razing of the described improvements on the tract of real property.

SECTION 4: The provisions of this ordinance are hereby declared to be severable to the extent that a decision by any court of competent jurisdiction determining that any portion of this ordinance or any application thereof is unconstitutional, invalid or otherwise illegal shall not affect the constitutionality, validity or legality of the other provisions and/or applications of the ordinance.

SECTION 5: Emergency Clause. It is hereby found and declared by the Board of Directors that the dilapidated, unsanitary condition of the tracts of real property and improvements described herein

constitute an immediate menace to the health, welfare and safety of the citizens of the City so that an emergency is hereby declared and that this ordinance shall be effective from and after the date of its passage.

This Ordinance adopted this _____ day of _____ 2013.

APPROVED:

ATTEST:

Mayor

City Clerk

Approved as to form:



Publish One Time



MEMORANDUM

Building Safety Division

TO: Ray Gosack, City Administrator

FROM: Jimmie Deer, Building Official

DATE: October 7, 2013

SUBJECT: Unsafe Structures

The following structures have been damaged and/or deteriorated to a condition that has caused the Building Department to condemn them. The property and the improvements, thereon are now, and for several months prior hereto, have been dilapidated, unsafe, unsightly, unsanitary, obnoxious and detrimental to the public welfare and are found to be in violation of the Ordinances of the City of Fort Smith.

The property descriptions and owners are:

916 N. 11th Street (House and Rear Apt) - Lot 5, Block 79; Fort Smith City Addition

Owners: Pamco Enterprises
4901 Free Ferry rd
Fort Smith, AR 72903

The owners of these properties have been notified according to the procedures outlined in Section 16-88 of the Fort Smith Municipal Code. The property owners were notified by certified mail and posting the same letters on the buildings. The letter or notice contains information concerning the appeal procedure outlined in Section 16-91 of the Municipal Code. The Code specifies that they must file any appeals within fifteen (15) days from the date of service. The owner(s) of the subject properties did not file an appeal within the fifteen (15) day period nor have they requested an appeal hearing since that deadline has passed.

916 N. 11th Street- The water service has been disconnected since 9-20-2006. The main structure burnt on 7/16/2013. There are several liens on the property for clean up in the amount of \$1436.59. Due to the condition of the structure unsafe notices were sent out on August 21, 2013. As of today the owners have taken no action to obtain permits to repair or demolish the structure.

Therefore, I am recommending this matter be referred to the Board of Directors for their review. An Ordinance will be prepared that will order the property owners to demolish or repair the buildings within thirty (30) calendar days and if such work has not occurred, the staff will be authorized to have the structures removed.

Please contact me if you have any questions or if we need to discuss this matter in more detail.

CC: Wally Bailey



916 N. 11th Street

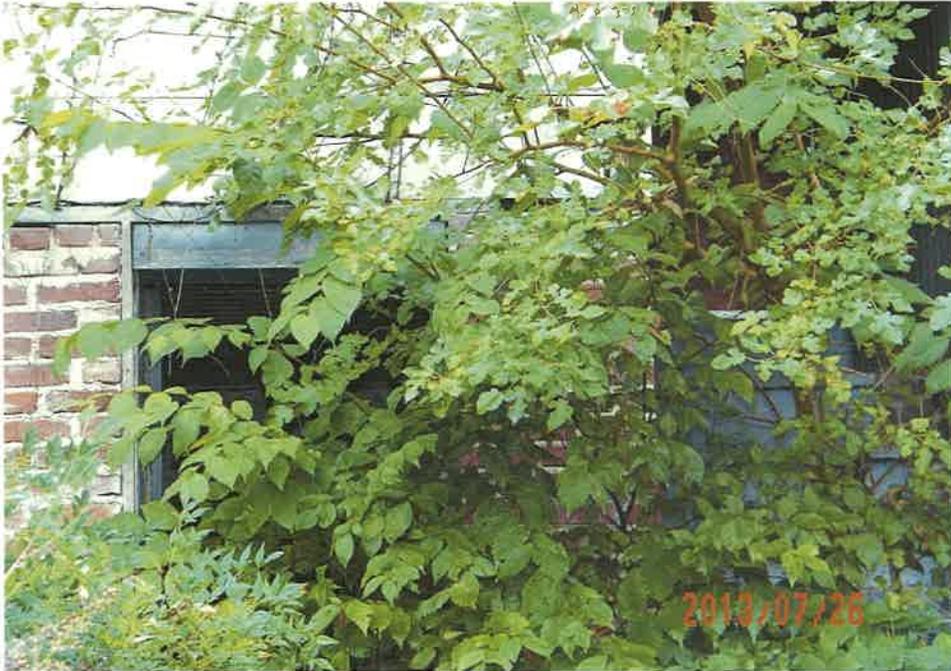
Online GIS Map













ORDINANCE NO. _____

**AN ORDINANCE DIRECTING THE INSTALLATION OF
A FOUR WAY STOP AT THE INTERSECTION OF
CHAD COLLEY BOULEVARD AND MASSARD ROAD**

BE IT ORDANIED AND ENACTED BY THE BOARD OF DIRECTORS OF THE
CITY OF FORT SMITH, ARKANSAS THAT:

SECTION 1: The Board of Directors directs the installation of traffic controls that will
make the intersection of Chad Colley Boulevard and Massard Road a four-way stop.

SECTION 2: Emergency Clause: The Board of Directors determines that the installation
of the traffic controls in Section 1 is an essential traffic control on a public street, and that there
is an immediate need for the installation of signage and striping to make this a four-way stop
intersection. Based on that determination and for this reason, an emergency is declared to exist
and this Ordinance shall be in full force and effect from this date.

This Ordinance adopted this ____ day of _____, 2013.

Mayor

ATTEST:

City Clerk

APPROVED AS TO FORM:



City Attorney
Publish 1 time

MEMORANDUM

October 11, 2013

TO: Ray Gosack, City Administrator

FROM: Sherri Gard, City Clerk

RE: Emergency Clause - Ordinance Directing the Installation of a Four-Way Stop at Chad Colley Boulevard and Massard Road

Please be advised that the above noted ordinance contains an emergency clause (Section 2). Upon completion of the third and final reading, a motion must be made to consider adoption of such, which requires five (5) affirmative votes for passage.

If the emergency clause is adopted, the ordinance shall become effective on the date of passage and approval, October 15, 2013. If five (5) affirmative votes are not received, the emergency clause will be declared defeated and the ordinance will become effective thirty (30) days after adoption of the ordinance.

RESOLUTION _____

**A RESOLUTION TO ACCEPT THE BIDS AND AUTHORIZE
CONTRACT FOR THE CONSTRUCTION OF
STREET OVERLAYS/RECONSTRUCTION
PROJECT NO. 13-03-B**

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE CITY OF FORT SMITH, ARKANSAS, THAT:

SECTION 1: The bid of Forsgren, Inc. received October 8, 2013 for the construction of Street Overlays/Reconstruction, Project No. 13-03-B, in the amount of \$2,318,809.90 be accepted.

SECTION 2: The Mayor is authorized to execute a contract with Forsgren, Inc. subject to the terms set forth in Section 1 above.

SECTION 3: Payment for construction authorized by Section 1 is hereby authorized from the Sales Tax Fund (1105).

This resolution adopted this _____ day of October, 2013.

APPROVED:

Mayor

ATTEST:

City Clerk

Approved as to Form



No Publication Required

INTER-OFFICE MEMO

TO: Ray Gosack, City Administrator
FROM: Stan Snodgrass, P.E., Director of Engineering
DATE: October 8, 2013
SUBJECT: Street Overlays/Reconstruction
Project No. 13-03-B

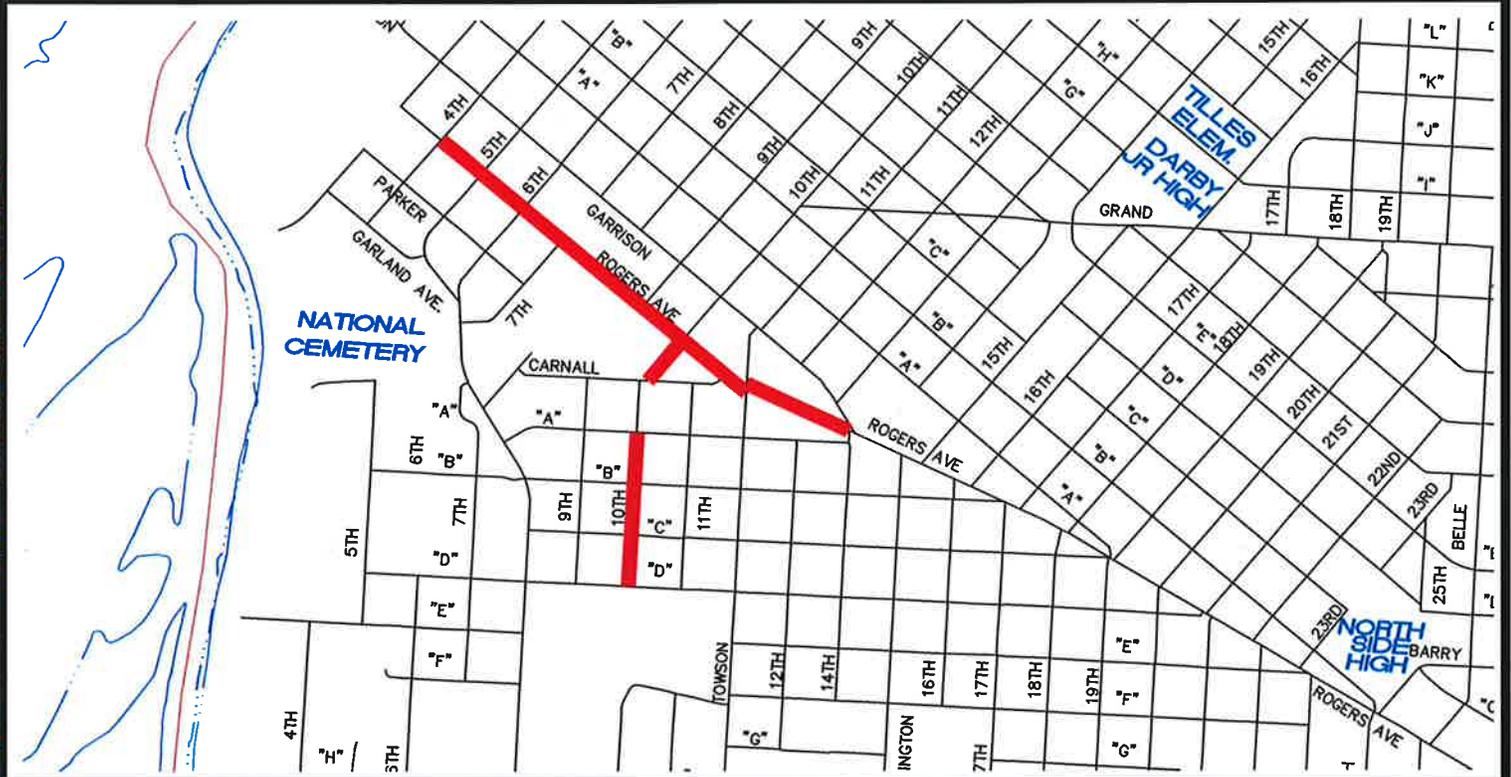
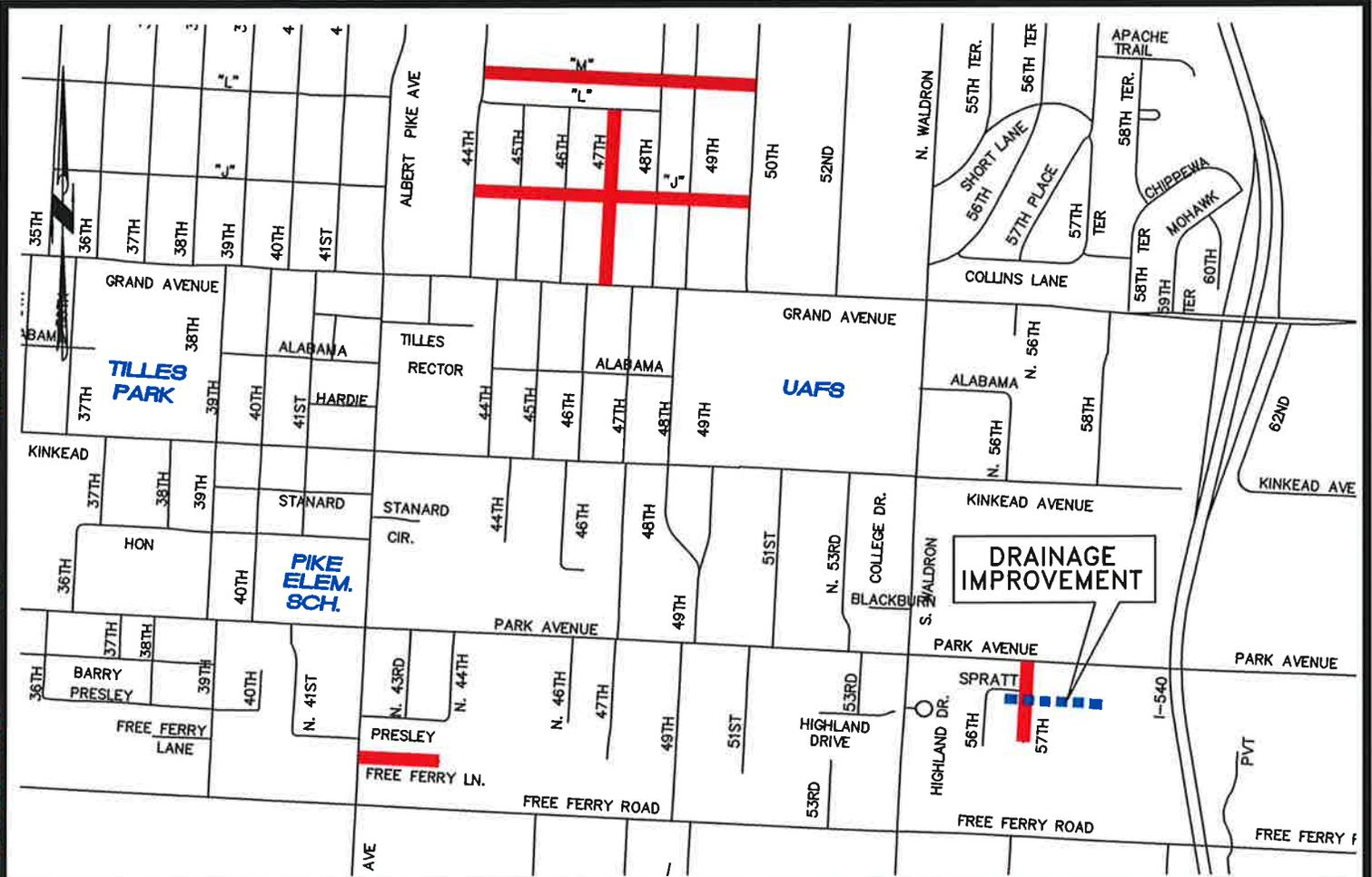
The above subject project consists of asphalt street overlays, reconstruction and minor drainage improvements as shown on the attached exhibit. The total length of streets to be improved is approximately 2.1 miles.

Construction plans and specifications were prepared by EDM Consultants, Inc. of Fort Smith. An advertisement was published and bids were received on October 8, 2013. Six contractors requested plans and specifications and three bids were received which are summarized as follows:

CONTRACTOR	AMOUNT
1. Forsgren, Inc. Fort Smith, AR	\$2,318,809.90
2. Goodwin & Goodwin Fort Smith, AR	\$2,435,437.30
3. Township Builders Fort Smith, AR	\$2,589,332.00
<i>Engineers Estimate</i>	<i>\$2,700,000.00</i>

I recommend that the lowest bid be accepted and that the construction contract be awarded to Forsgren, Inc. The estimated notice to proceed date for this contract is November 4, 2013. Based on the contract duration of 270 days, the estimated completion date would be July 31, 2014.

Attached is a Resolution to accomplish the above recommendation. Funds are available in the Sales Tax Program (1105).



<p>2013 CAPITAL IMPROVEMENTS PROGRAM</p> <p>STREET OVERLAYS/RECONSTRUCTION</p>		Project: 13-03-B
		Date: SEPT. 2012
		Scale: NONE
		Drawn By: RBR

RESOLUTION _____

**A RESOLUTION TO ACCEPT THE BIDS AND AUTHORIZE CONTRACT FOR THE
CONSTRUCTION OF TOWSON AVENUE STREETScape IMPROVEMENTS
JOB 040602, F.A.P. STPE-ENHN (464)
FORT SMITH TOWSON AVENUE STREETScape (ATEP-11) (S)
SEBASTIAN COUNTY
PROJECT NO. 12-90-A**

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE CITY OF FORT SMITH,
ARKANSAS, THAT:

SECTION 1: Subject to concurrence by the Arkansas State Highway and Transportation Department, the bid of Township Builders, Inc., received September 24, 2013, for the construction of Fort Smith Towson Avenue Streetscaping (ATEP-11) (S) Sebastian County, Project No. 12-90-A, Job 040602, in the amount of \$649,485.00 is hereby accepted.

SECTION 2: The Mayor is hereby authorized to execute, his signature being attested by the City Clerk, the contract with Township Builders, Inc. for Project No. 12-90-A, Job 040602, subject to the terms set forth in Section 1 above. The Mayor is authorized to execute additional documents with reference to the contract including, without limitation, the attached "concurrence" letter.

SECTION 3: Payment for construction contracted pursuant to Sections 1 and 2 is hereby authorized from the Sales Tax Fund (1105).

This resolution adopted this _____ day of October, 2013.

APPROVED:

Mayor

ATTEST:

City Clerk

Approved as to Form



No Publication Required

INTER-OFFICE MEMO

TO: Ray Gosack, City Administrator

FROM: Stan Snodgrass, P.E., Director of Engineering

DATE: October 9, 2013

SUBJECT: Towson Avenue Streetscape Improvements
Job 040602, F.A.P. STPE-ENHN (464)
(ATEP-11) (S), Sebastian County
City Project No. 12-90-A

This project includes streetscaping along both sides of Towson Avenue from Garrison Avenue to South A Street. The project includes reconstruction of sidewalk with a brick paver accent, replacement of handicap access ramps, installation of pedestrian lighting, construction of tree planter wells, landscaping, irrigation and minor storm drainage improvements. The traffic signal poles at Garrison Avenue and Rogers Avenue will also be replaced. Both the pedestrian light poles and the traffic signal poles will be the green fluted ornamental type to match those along Garrison Avenue. A location map of the proposed improvements is attached.

Construction plans and specifications were prepared by Hawkins-Weir Engineers Inc. of Van Buren. An advertisement was published and bids were received on September 24, 2013. Ten contractors requested plans and specifications and two bids were received which are summarized as follows:

CONTRACTOR	AMOUNT
1. Township Builders Little Rock, AR	\$649,485.00
2. Forsgren, Inc. Fort Smith, AR	\$685,157.00
<i>Engineers Estimate</i>	<i>\$760,000.00</i>

I recommend that the lowest bid be accepted and that the construction contract be awarded to Township Builders Inc. The estimated notice to proceed date for this contract is December 2, 2013. Based on the contract duration of 180 days, the estimated completion date would be May 30, 2014.

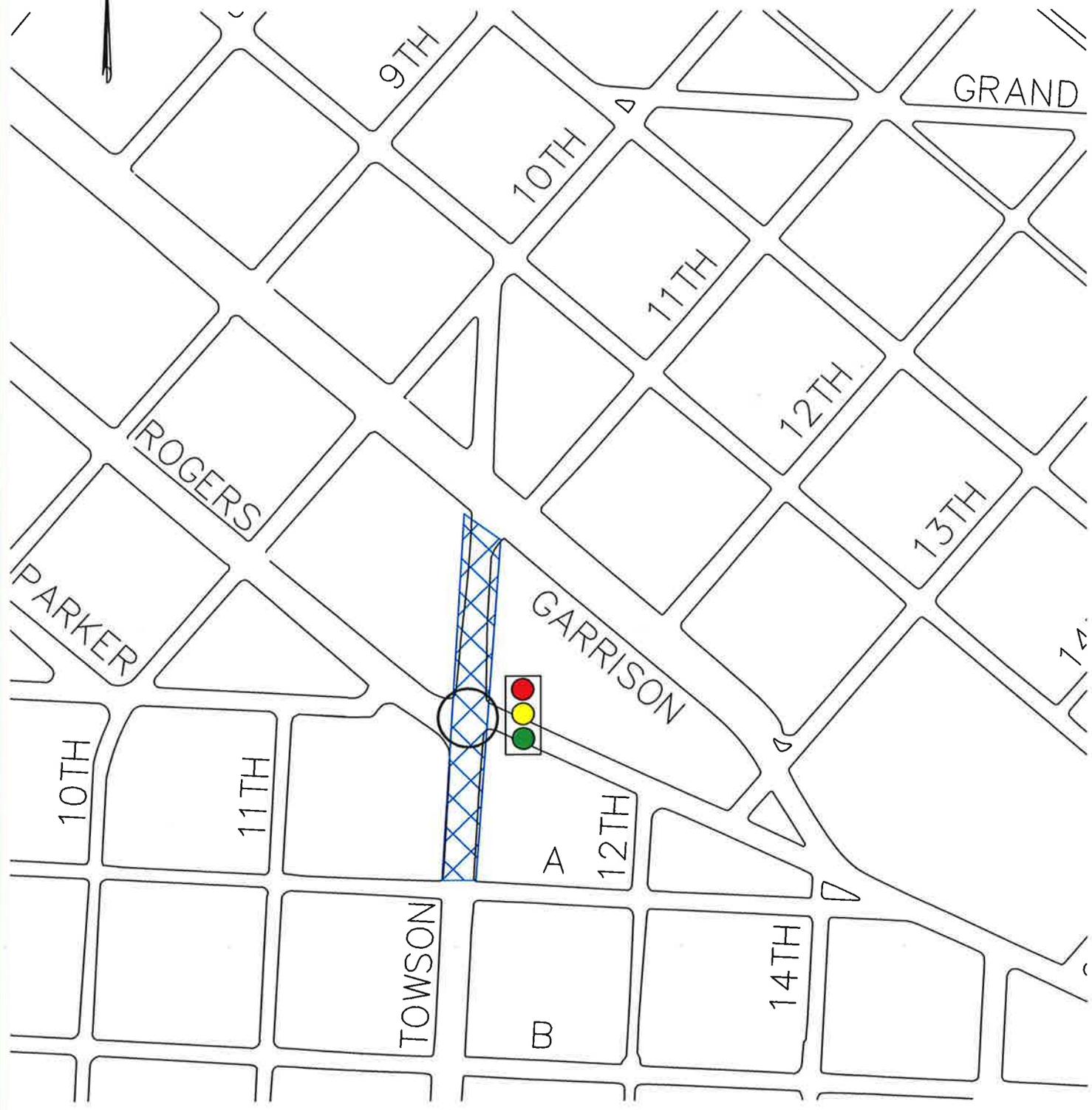
A federal grant of \$270,000 will benefit this project with the remaining funding through the one cent street and drainage sales tax fund. A Resolution is attached to accept the bid and authorize the contract upon receiving concurrence from the Arkansas Highway and Transportation Department. Funds are available in the Sales Tax Program (1105) for the construction.

Enclosure

C:\DRAWINGS\CIP\00-00_CIPALL\2014\STREETSCAPES.dwg 10/08/13-09:29 RBR TOWSON



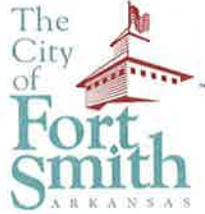
TOWSON STREETScape PROJECT



TOWSON STREETScape
FORT SMITH, ARKANSAS



Project:	12-90-A
Date:	OCT. 2013
Scale:	N/A
Drawn By:	RBR



October 15, 2013

Mr. Frank Vozel
Deputy Director and Chief Engineer
Arkansas State Highway and Transportation Department
P.O. Box 2261
Little Rock, AR 72203

RE: Towson Avenue Streetscape Improvements
Job 040602, F.A.P. STPE-ENHN (464)
Fort Smith Towson Avenue Streetscaping
(ATEP-11) (S) Sebastian County
Project No. 12-90-A

Dear Mr. Vozel:

The following documents are submitted concerning the referenced project:

1. One set of bid tabulations.
2. A check in the amount of \$1,000 for the AHTD administration costs.

I certify that the referenced project was advertised and bids were received in accordance with the regulations governing Federal-aid projects and all other applicable state and federal regulations, and that this process has been reviewed and approved by the City Attorney. Additionally, I certify that the bid is being awarded to the lowest responsive and qualified bidder and that there has not been, nor will there be, any negotiations with the contractor or other bidders regarding the amount bid.

Your concurrence in the award of this contract to Township Builders, Inc. is requested.

Sincerely,

Sandy Sanders
Mayor

Jerry Canfield
City Attorney

Enclosures

cc: Ray Gosack
Stan Snodgrass

Engineering Department
623 Garrison Ave, P.O. Box 1908
Fort Smith, AR 72902
(479) 784-2225
FAX (479) 784-2245

RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE MAYOR TO
ENTER INTO A FACILITY USE AGREEMENT WITH
JOE HARTGRAVES FOR THE OPERATION OF A PRIVATE PARK

WHEREAS, Joe Hartgraves, Fort Smith, Arkansas has had a facility use agreement with the City of Fort Smith for a private park located at 1715 North 13th Street across from Martin Luther King, Jr., since August of 2011 and;

WHEREAS, the City of Fort Smith Parks and Recreation Commission recommends the approval of the facility use agreement with Joe Hartgraves at the aforementioned location;

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the City of Fort Smith, Arkansas that:

The Mayor is hereby authorized to execute the attached facility use agreement with Joe Hartgraves for a period of approximately five (5) years beginning upon approval of the agreement by both parties and expiring December 31, 2018.

This Resolution passed this _____ day of October, 2013.

APPROVED:

Mayor

ATTEST:

City Clerk

APPROVED AS TO FORM



npr



Memo:

October 10, 2013

To: Ray Gosack, City Administrator
From: Mike Alsup, Director of Parks and Recreation
Re: Joe Hartgraves' private park, facility use agreement

Joe Hartgraves, owner of a private park located adjacent to Martin Luther King Jr. Park at 1715 North 14th Street, requests an extension to the agreement with the City of Fort Smith for use of the parking lot at the softball field on North 13th Street. The Parks and Recreation Commission recommends approval of this agreement with an extended term of five (5) years.

The agreement provides parking for people attending events at the private park. Mr. Hartgraves agrees to collect any litter generated by use of the private park and to repair any damage caused by the event. Over the last three (3) years there have been no problems with groups using the park or clean up.

Please contact me with any questions or comments.

attachment

**Facility Use Agreement between
City of Fort Smith, Parks and Recreation Department
and Mr. Joe Hartgraves**

Mr. Hartgraves owns a private park located at 1715 North 13th Street across the street from Martin Luther King Jr. Park. Mr. Hartgraves requests permission to use the parking lot at the softball fields on North O Street at Martin Luther King Jr. Park when parties are booked at his private park.

1. This agreement allows for the use of the parking lot at the softball fields. Mr. Hartgraves will coordinate the date and times of all scheduled events and park rentals with the Parks and Recreation Department reservations office (784-2368) to avoid conflicting uses of Martin Luther King Jr. Park.
2. Use of the parking lot by private park patrons is not to interfere with use of park facilities during scheduled activities. The parties acknowledge that there may be public parking use of the parking lot at the softball fields even when there are no scheduled activities at the softball fields. The use authorized by paragraph 1 shall not include the right to preempt other public use of the parking facilities.
3. No parking is allowed on any turf areas at the park.
4. The private park owner agrees to compensate the City for repairs, restoration, or clean up costs that may occur due to the use of Martin Luther King Jr. Park by patrons of the private park.
5. The private park owner is responsible for litter control and trash pick-up in Martin Luther King Jr. Park related to private park use.
6. The term of this agreement is for five (5) years to begin upon approval of the agreement by both parties through December 31, 2018.
7. If the terms of this agreement are not met, the City will notify Mr. Hartgraves in writing of the issue. If the issue is not solved in a timely manner, the City may terminate the agreement with a written notification effective immediately.

City of Fort Smith, Arkansas

By: _____
Mayor Date

Attest:

By: _____
City Clerk Date

By: _____
Joe Hartgraves Date

RESOLUTION NO. _____

A RESOLUTION ACCEPTING BID OF LOCUTION SYSTEMS, INC. FOR THE PROVIDING OF THE CITY'S FIRE STATION ALERTING SYSTEM UPGRADE

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE CITY OF FORT SMITH, ARKANSAS, that:

Section 1: The bid of Locution Systems, Inc. in the amount of \$397,268.00 is hereby accepted as the lowest and best bid for the supply of all necessary equipment and electronic systems for the City's 2013 upgrade of its Fire Station Alerting System.

Section 2: The Mayor is hereby authorized to execute, his signature being attested by the City Clerk, an Agreement with Locution Systems, Inc. for the Sale of the Cadvoice System dated as of October 15, 2013.

This Resolution adopted this _____ day of October, 2013.

APPROVED:

Mayor

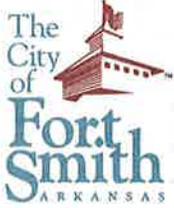
ATTEST:

City Clerk

APPROVED AS TO FORM:



No publication required



FORT SMITH FIRE DEPARTMENT

200 NORTH FIFTH STREET
FORT SMITH, ARKANSAS 72901
479-783-4052 • FAX: 479-783-5338



Mike Richards
Fire Chief

Memo

To: Ray Gosack, City Administrator
From: Mike Richards, Fire Chief
Date: October 8, 2013
Re: Fire Station Alerting Vendor Selection

The fire station alerting (FSA) system currently being used by the fire department is obsolete and no longer supported by Motorola. In the event of a hardware or software failure of our current FSA, it is questionable whether or not we could actually obtain the necessary parts for repair. It is critical we replace the current system in order to alert our fire stations during an emergency. The alerting is initiated by a dispatcher at the police department and transmitted to the fire station(s) within the area of the emergency.

Due to the complexity of FSA systems, we contracted the services of Tusa Consulting to assist in the development and procurement of the best system that would fit our needs and budget. After a needs assessment was completed a Request for Proposal (RFP) was developed and advertised through the City's normal methods.

The City received proposals from five (5) fire station alerting vendors. The proposals were evaluated by Tusa Consulting and a team from the City that included personnel from the fire department, police department including radio communications, the City's IT department, and purchasing. The evaluation process considered the proposed bid price, features of the proposed system, quality of the system proposed, future system support, and customer satisfaction. The five (5) vendors and their proposed price less tax were:

- | | |
|---|--------------|
| • APS Firehouse Alerting, Westminster, MD | \$462,423.87 |
| • ComTech Communications, Sacramento, CA | \$385,312.76 |
| • Locution Systems, Inc., Golden, CO | \$397,268.00 |
| • Motorola Solutions, Inc., Little Rock, AR | \$476,652.00 |
| • US Digital Designs, Tempe, AZ | \$499,797.00 |

Locution Systems, Inc. was the only vendor that fully met the requirements of the RFP and was the unanimous choice of the evaluation and selection team. Staff recommends the approval of the proposal submitted by Locution Systems, Inc. If approved, this system will be installed in all Fort Smith Fire Stations including the soon to be completed Fire Station # 11. There will be additional costs for the FSA interface to the computer aided dispatch (CAD) monitor at the police department. The interface is necessary and would be needed regardless of the vendor selection. The interface is a one-time cost up to approximately \$40,000.00.

Funding for the FSA system will be provided for through the re-allocation of the existing one-cent sales tax passed by the voters in March, 2012 and was budgeted for 2013.

RESOLUTION _____

**A RESOLUTION AUTHORIZING A CONTRACT CHANGE
ORDER TO THE CONTRACT FOR THE CONSTRUCTION
OF THE FORT SMITH LANDFILL SCALE FACILITY**

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE CITY FORT SMITH,
ARKANSAS, THAT:

SECTION 1: A contract change order amending the City’s contract with Steve Beam Construction, Inc. for the construction of the Fort Smith Landfill Scale Facility increasing the contract amount by \$76,455.49, to an adjusted contract amount of \$3,150,715.42, is hereby approved.

SECTION 2: The Mayor is hereby authorized to execute the contract change order approved by Section 1 of this Resolution.

This Resolution adopted this 15th day of October, 2013.

APPROVED:

Mayor

ATTEST:

City Clerk

Approved as to form:



No Publication Required



MEMORANDUM

October 11, 2013

To: Ray Gosack, City Administrator

From: T. Baridi Nkokheli, Director

Subject: Contract Amendment – Landfill Scale Facility Project

On October 1, 2013, we learned that the design team inadvertently excluded provisions for essential conduit, wiring, sewer improvements, and pedestrian grating supports from the original bid documents for the construction of the landfill scale facility. Therefore, we are requesting to amend the original contract.

The conduit and wiring is needed to provide power and network connectivity for landfill transaction processing system components and security/access system peripherals which were included in the original site plans and bid documents. The electrical work makes up the majority of the requested contract amendment and is essential to the operation of the scale facility. Furthermore, this aspect of the project is time sensitive as Steve Beam Construction (SBC) is unable to pour the concrete foundation of the scale facility until the conduit is installed.

Improvements to an existing sewer manhole and supports for metal pedestrian grating are also necessary. The sewer manhole currently serves the existing scale facility but will be refurbished and used to provide sewer services to the new scale facility. The supports for the metal pedestrian grating will help ensure the integrity of the grating underfoot.

The associated cost of the adjustments described above increases the contract amount by \$76,455.49, or 2.5%, which brings the amended contract amount to \$3,150,715.42. The amended contract amount is still \$64,085.51 less than the original estimated project cost of \$3,214,800.93. Steve Beam Construction (SBC) has already documented savings of \$5,566.61 on this project and have identified other areas where additional savings may be recognized possibly offsetting a portion of the proposed adjustments.

Staff recommends the attached resolution amending the contract be accepted by the Board of Directors at the next regular meeting. Funds for the project are available from the Sanitation Sinking/Landfill Construction Fund. This project is being funded with cash and does not require issuance of debt.

Please contact me should you have any questions or would like additional information.

A handwritten signature in black ink, appearing to be "NK", is located at the bottom left of the page.



Patrick J. Mickle, P.E.
Neal B. Wagner, PLS
Randell C. Coleman, P.E.
Andrew J. Dibble, P.E.

October 9, 2013

Mr. T. Baridi Nkokheli
City of Fort Smith
Department of Sanitation
5900 Commerce Road
Fort Smith, Arkansas 72916

Re: Dept of Sanitation Scalehouse
Restrooms & Entry Road Project

Dear Mr. Nkokheli:

During the bid process for the Landfill Scales project, several items were unintentionally excluded from the project plans and specifications. Some of the necessary conduit and wiring for two specialized systems associated with the scales were not included in the original project bid. These systems are essential to the operation of the scale house. In addition, improvements to a sewer manhole serving the existing scale house and supports for pedestrian grating at the new scale house have been added, and are necessary to the project. These items were caught after the bid was awarded, and were not included in the plans.

Finally, additional electrical service was required to provide the needed functionality for the Department of Sanitation at the restroom facility, and was not included in the original plans. These items are within the intended scope of the original project, and are crucial for the operation of the new Landfill facilities as planned, but were not included in the original construction plans or bid documents. In consideration of these items, the contractor, Steve Beam Construction (SBC) requests a contract amendment in the amount of \$76,455.49. The contractor submits this request in anticipation that cost savings may be found in other areas of the project as it progresses.

If you have any questions please give me a call.

Sincerely,

A handwritten signature in red ink, appearing to read "Chris Gatling".

Christopher Gatling, E.I.

cc: Jeff Lee

f:\doc\letters\landfill co request - cfs

MICKLE WAGNER COLEMAN, INC.

3434 Country Club Avenue 72903 • P O Box 1507 72902 • Fort Smith, Arkansas • (479) 649-8484 • Fax (479) 649-8486
info@mwc-engr.com

October 15, 2013 Regular Meeting

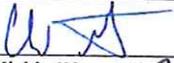
CONTRACT CHANGE ORDER		Date October 9, 2013	
To (Contractor) Steve Beam Construction 7201 South 28th Street Fort Smith, Arkansas 72908		Project: Dept. of Sanitation Scale House, Restrooms & Entry Road	
		Location Fort Smith, Arkansas	
		Contract No.	
		Change Order No. One	
You are hereby requested to comply with the following changes from the contract plans and specifications.			
Item No. (1)	Description of changes-quantities, units, unit prices, change in completion, schedule, etc. (2)	Decrease in contract price (3)	Increase in contract price (4)
A.	<p>Add, LS, Paradigm Electrical: Revised Electrical drawing sheets by HSA E1 revised & E8, E9 (9-20-13). Run conduits & pull wire for equipment per drawings. Provide & install (4) ea 24"x24"x24" quasitre underground pull boxes & pull string.</p> <p>Add, LS:</p> <p>Install conduits & wiring for (2) fixed lane camera 300 lf Install boring for fixed wide angle camera 50 lf Provide & install (2) ea 3' poles for license plate cameras Install conduits & wiring for (3) ea license plate cameras 320 lf Install (8) interior dome cameras, wiring only 480 lf Install conduits & wiring for (6) ea exterior dome cameras 750 lf Install conduits & wiring for (2) ea exterior PTZ cameras 250 lf Install wiring for (4) ea interior camera audio 220 lf Install conduits & wiring for (6) ea video extend 750 lf Install conduits & wiring for (2) ea unattended enclosure communication 600 lf Install conduits & wiring for (2) ea unattended enclosure power 350 lf Install conduits & wiring for (8) ea intercom push buttons 800 lf Install conduits & wiring for (2) ea master intercom Install conduits & wiring for (5) ea sign communication 550 lf Install conduits & wiring for (8) ea gate & OPTO enclosure communication 900 lf Install conduits for (4) ea RF reader communication 200 lf Install conduits & wiring for (4) ea RF reader power 550 lf Install conduits for (9) ea safety loops 360 lf Install conduits & wiring for (4) ea radiation detectors 600 lf (wire & termination by PARADIGM)</p>		6,406.00
B.	<p>Add, LS, Diebold Equipment:</p> <p>Install conduits & pull string for (3) ea Diebold audio 200 lf Install conduit & pull string for (2) ea Diebold video 200 lf Install conduit & pull string for (3) ea Diebold overhead control Install conduits & wiring for (3) ea Diebold power 300 lf</p>		6,908.00
			41,047.00

CONTRACT CHANGE ORDER	Project: Dept of Sanitation Scale House, Restrooms & Entry Road	
	Contract No.	
	Change Order No.	One

C.	Add, LS, Scales: Install conduit & pull string for (3) ea scale ground (include ground rods) Install conduits & pull string for (3) ea scale readers with stainless J-box Install (3) ea 4 inch pipes under slab for communication Install conduits, wiring, & 100 AMP sub panel with all required circuit breakers	11,795.00
D.	Add, LS, Restroom Install conduits & wiring for all required extra power receptacles in scalehouse	1,033.00
E.	Add, LS, Ground Loop Sawcut concrete for ground loop system and caulk	2,000.00
F.	Add, LS, Scale House Utility: Raise existing 48 inch diameter MH 24 inches, sawcut & demo, dowel into existing form & place. Use existing ring & lid.	1,765.00
G.	Add, LS, Scales (Grate Supports): Fabricate & install 17 ea HSS 4"x4"x1' galvanized columns with case & cap. 8 ea. L3x1 1/2"x1/4" 135 lf, 6 ea., L2"x2"x1/4"x12'6" with bent plate galvanized. Supply & install 276 ea. 3/8"x6" stainless steel anchors with level nut. Grout under plate as required. (Columns to be on 3' centers in lieu of 4', no additional charge for additional columns)	5,501.49
Change in contract price due to this Change Order:		
Total decrease		\$ -
Total increase		\$ 76,455.49
Difference between Col (3) and (4)		\$
Net (increase) (decrease) contract price		\$ 76,455.49

The sum of \$ 76,455.49 is hereby (added to) (~~deducted from~~) the total contract price, and the total adjusted contract price to date thereby is \$ 3,150,715.42.

The time provided for completion in the contract is (unchanged) (~~increased~~) (~~decreased~~) by _____ calendar days.
 This document shall become an amendment to the contract and all provisions of the contract will apply thereto.

Recommended by <u></u> Mickie Wagner Coleman, Inc.	<u>10-9-13</u> Date
Accepted by <u></u> Steve Beam Construction	<u>10-10-13</u> Date
Approved by _____ City of Fort Smith Department of Sanitation	_____ Date

CONTRACT CHANGE ORDER Justification for Change	Project:	
	Dept of Sanitation Scale House, Restrooms & Entry Road	
	Contract No.	
	Change Order No.	One
1. Necessity for change: During the bidding process, several items were unintentionally excluded from the project plans & specs. Some of the necessary conduit & wiring for 2 specialized systems associated with the scales were not included. These are essential to the operation of the scale house. Also improvements are necessary to a sewer manhole serving the existing scale house & supports for pedestrian grating at the new scale house have been added. Also additional electrical service is required to provide the needed functionality to the Dept of Sanitation at the restroom facility.		
2. Is proposed change an alternate bid? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
3. Will proposed change alter the physical size of the project? If "yes", explain. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
4. Effect of this change on other prime contractors: N/A		
5. Has consent of surety been obtained? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> Not Necessary		
6. (a) Will Change affect expiration or extend of insurance coverage? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
6. (b) If "yes", will the policies be extended? <input type="checkbox"/> Yes <input type="checkbox"/> No		
7. Effect on operation and maintenance costs: N/A		
_____ City of Fort Smith Department of Sanitation		_____ Date
f:\doc\change order\CFS Landfill Scalehouse 2013.xls		



MEMORANDUM

TO: Mayor and Board of Directors
FROM: Wendy Beshears, Administrative Assistant
DATE: October 10, 2013
SUBJECT: Central Business Improvement District

A new position has been added to the Central Business Improvement District changing the commissioners from seven to eight commissioners on this board.

The applicant available at this time is:

Steve Clark

5000 Rogers Avenue

Appointments are **by the Board of Directors**, one appointment is needed. The term will expire October 30th, 2019.

623 Garrison Avenue
P.O. Box 1908
Fort Smith, Arkansas 72902
(479) 785-2801
Administrative Offices FAX (479) 784-2430

CENTRAL BUSINESS IMPROVEMENT DISTRICT
(CBID)

State law provides that persons serving on the CBID shall be owners of real property in the district or officers or stockholders of a corporation owning real property within the district. Seven commissioners are appointed by the Board of Directors for six year terms.

	<u>DATE</u> <u>APPOINTED</u>	<u>TERM</u> <u>EXPIRES</u>
Bennie Westphal 109 North 6 Street (01) 783-2792 (w) 783-1158 (f) bbwest54@hotmail.com	02/05/02	09/30/15
Richard Griffin P.O. Box 2207 (02-2207) 783-5191 (w) fax: 783-8397 gccrbg34@swbell.net	10/07/97	09/30/15
Rodney H. Ghan 3401 Rogers Avenue; Suite A (03) 478-6161 (w) 452-9239 (h) rhghan@rhghan.com	9/18/07	09/30/15
Phil White 2001 Cobbel Hill (03) 648-1225 (w) 452-2928 (h) phil@generalpallets.com	09/18/07	09/30/15
Sam T. Sicard First National Bank P.O. Box 7 (02) 782-2041 (w) 788-4602 (f) samuelticard@fnbfs.com	01/20/09	09/30/15

Bill Hanna
Hanna Oil & Gas
4525 Park Avenue (3)
782-1534 (h)
782-8808 (w)
bhanna@hannaoilandgas.com

04/15/08

09/30/19

Jeff H. Pryor
Pryor Marketing & Communications
P.O. Box 1209 (02)
783-1904 (w)
783-8626 (f)
pmc@ipa.net

12/15/09

09/30/19

CITY OF FORT SMITH
Application for City Boards/Commissions/Committees

Note: As an applicant for a City Board, Commission or Committee, your name, address and phone number will be available to the press and the public. You will be contacted before any action is taken on your appointment.

Name: Steve Clark Date: 8/9/13
 Home Address: 500 Rogers Av Home Telephone: 479.651.5403
 Zip: 72917 Work Telephone: 479.478.7800
 Email: sclark@propak.com
 Occupation: Owner/Founder Propak, Rockfish, Carrington Creek
 (If retired, please indicate former occupation or profession)
 Education: BBA Finance University of Arkansas Fayetteville
 Professional and/or Community Activities: _____

Additional Pertinent Information/References: FS Chamber of Commerce
Board Member, Marshals Museum Board Member
Sam Sicard Jr.

Are you a registered voter in the City of Fort Smith? Yes No _____
 Have you ever been convicted of a felony, misdemeanor, DWI/DUI or other serious traffic offense?
 Yes _____ NO

If yes, please identify the offense and the approximate date. A "yes" answer will not automatically preclude you from consideration.

Drivers Licenses _____ Date of Birth _____ This information will _____ ground check of all applicants

I am interested _____

- | | |
|---|--|
| <input type="checkbox"/> Audit Committee | <input type="checkbox"/> Library Bd of Trustees |
| <input type="checkbox"/> Advertising & Promoting Commission | <input type="checkbox"/> Mechanical Bd of Adjustments and Appeals |
| <input type="checkbox"/> Airport Commission | <input type="checkbox"/> Oak Cemetery Commission |
| <input type="checkbox"/> Arkansas Fair & Exhibition Facilities Bd | <input type="checkbox"/> Outside Agency Review Panel |
| <input type="checkbox"/> Benevolent Fund Board | <input type="checkbox"/> Parking Authority |
| <input type="checkbox"/> Bldg. Bd. Of Adjustment and Appeals | <input type="checkbox"/> Parks & Recreation Commission |
| <input checked="" type="checkbox"/> Central Business Improvement District | <input type="checkbox"/> Planning Commission |
| <input type="checkbox"/> Convention Center Commission | <input type="checkbox"/> Plumbing Advisory Board |
| <input type="checkbox"/> Civil Service Commission | <input type="checkbox"/> Port Authority |
| <input type="checkbox"/> Community Development Advisory Com. | <input type="checkbox"/> Property Owners Appeals Board |
| <input type="checkbox"/> County Equalization Board | <input type="checkbox"/> Sebastian County Reg. Solid Waste Mgmt. Bd. |
| <input type="checkbox"/> Electric Code Board of Appeals & Appeals | <input type="checkbox"/> Sister Cities Committee |
| <input type="checkbox"/> Fire Code Board of Appeals & Adjustments | <input type="checkbox"/> Transit Advisory Commission |
| <input type="checkbox"/> Historic District Commission | <input type="checkbox"/> Residential Housing Facilities Board |
| <input type="checkbox"/> Housing Assistance Board | <input type="checkbox"/> Comprehensive Plan Steering Committee |
| <input type="checkbox"/> Housing Authority | |



MEMORANDUM

TO: Mayor and Board of Directors
FROM: Wendy Beshears, Administrative Assistant
DATE: October 10, 2013
SUBJECT: Parks and Recreation Commission

Mr. Bobby Aldridge of the Parks and Recreation Commission has resigned his position September 11, 2013.

The applicants available at this time are:

Tim Schale	3618 South O Street
Pam Weiler	2207 South 73 Street
Casey Millspough	2511 Oakview Road

Appointments are **by the Board of Directors**, one appointment is needed. The term will expire August 31, 2014.

623 Garrison Avenue
P.O. Box 1908
Fort Smith, Arkansas 72902
(479) 785-2801
Administrative Offices FAX (479) 784-2430

Parks and Recreation Commission

The Parks and Recreation Commission acts in an advisory capacity to the Board of Directors of the City of Fort Smith and Director of Parks & Recreation in the promotion, planning, maintenance, development and operation of all recreation areas and facilities owned, controlled or leased by the City. The members of the Parks and Recreations Commission shall be qualified electors of the City. Members are appointed by the Board of Directors for five year terms. The commission meets at 11:30 on the second Wednesday of each month at the Creekmore Community Center.

	<u>Date Appointed</u>	<u>Term Expires</u>
Bobby Aldridge 3004 Briar Cove (03) 478-9145 (h) 649-8484 (w) bobby.frontiereng@gmail.com	05/16/06	08/31/14
Chris Chaney 1306A Jacobs Avenue (08) 653-1792 (c) iamfortsmith@yahoo.com	08/18/09	08/31/14
Madeline Marquette 7818 Valley Forge Rd (03) 478-7021 (h) 414-6579 (w) madgs@sbcglobal.net	07/20/10	08/31/15
Billy Bob Williams Self Employed 9701 Painter Dr (03) 452-4133 (h)	07/22/03	08/31/16
Bryan Merry 2636 Enid Place (01) 926-0423 (h) 494-1724 (w) bryan_merry@ajg.com	07/19/11	08/31/16
Lorie Robertson Marketing Executive 3301 South 96 Street (03) 452-6985 (h) 242-2167 (w) lorie@rightmindads.com	07/17/12	08/31/17

Sherry Toliver
Executive Director
3201 South 93rd Circle (03)
434-4854 (h)
420-1162 (w)
stoliv44@gmail.com

07/16/13

08/31/18

CITY OF FORT SMITH
Application for City Boards/Commissions/Committees

Note: As an applicant for a City Board, Commission or Committee, your name, address and phone number will be available to the press and the public. You will be contacted before any action is taken on your appointment.

Date: 18 SEPT. 2013
 Name: TIM SCHALE Home Telephone: 479-783-5366
 Home Address: 3618 S.O ST. Work Telephone: 479-461-9726
 Zip: 72901 Email: tschale@aol.com
 Occupation: LANDSCAPE ARCHITECT AR. #4963
 (If retired, please indicate former occupation or profession)
 Education: B.S. LANDSCAPE ARCH./HORTICULTURE OK. ST.
 Professional and/or Community Activities: PAST PRESIDENT FT. SMITH PRIDE
CHARTER MEMBER N.W. AR. URBAN FORESTRY COMM.
 Additional Pertinent Information/References: WORKED WITH PARK DIR. MIKE ALSUP
ON PROJECTS, DOWNTOWN DEVELOP & CHAFFEE CROSSING PRJCTS.

Are you a registered voter in the City of Fort Smith? Yes No
 Have you ever been convicted of a felony, misdemeanor, DWI/DUI or other serious traffic offense?
 Yes NO
 If yes, please identify the offense and the approximate date. A "yes" answer will not automatically preclude you from consideration.
 Drivers License A-F Date of Birth is
 information will be used for check of all applicants.

I am interested in serving on the (please check):

- | | |
|---|--|
| <input type="checkbox"/> Audit Committee | <input type="checkbox"/> Library Bd of Trustees |
| <input type="checkbox"/> Advertising & Promoting Commission | <input type="checkbox"/> Mechanical Bd of Adjustments and Appeals |
| <input type="checkbox"/> Airport Commission | <input type="checkbox"/> Oak Cemetery Commission |
| <input type="checkbox"/> Arkansas Fair & Exhibition Facilities Bd | <input type="checkbox"/> Outside Agency Review Panel |
| <input type="checkbox"/> Benevolent Fund Board | <input type="checkbox"/> Parking Authority |
| <input type="checkbox"/> Bldg. Bd. Of Adjustment and Appeals | <input checked="" type="checkbox"/> Parks & Recreation Commission |
| <input type="checkbox"/> Central Business Improvement District | <input type="checkbox"/> Planning Commission |
| <input type="checkbox"/> Convention Center Commission | <input type="checkbox"/> Plumbing Advisory Board |
| <input type="checkbox"/> Civil Service Commission | <input type="checkbox"/> Port Authority |
| <input type="checkbox"/> Community Development Advisory Com. | <input type="checkbox"/> Property Owners Appeals Board |
| <input type="checkbox"/> County Equalization Board | <input type="checkbox"/> Sebastian County Reg. Solid Waste Mgmt. Bd. |
| <input type="checkbox"/> Electric Code Board of Appeals & Appeals | <input type="checkbox"/> Sister Cities Committee |
| <input type="checkbox"/> Fire Code Board of Appeals & Adjustments | <input type="checkbox"/> Transit Advisory Commission |
| <input type="checkbox"/> Historic District Commission | <input type="checkbox"/> Residential Housing Facilities Board |
| <input type="checkbox"/> Housing Assistance Board | <input type="checkbox"/> Comprehensive Plan Steering Committee |
| <input type="checkbox"/> Housing Authority | |

CITY OF FORT SMITH
Application for City Boards/Commissions/Committees

Note: As an applicant for a City Board, Commission or Committee, your name, address and phone number will be available to the press and the public. You will be contacted before any action is taken on your appointment.

Date: 10-10-13

Name: PAM WEILER Home Telephone: 452-4952

Home Address: 2207 S. 73rd Work Telephone: 788-6494

Zip: 72903 Email: PWEILER@WINGFOOTCT.COM

Occupation: LA/O PAYABLE
 (If retired, please indicate former occupation or profession)

Education: COLLEGE

Professional and/or Community Activities: PREVIOUSLY LISTED

Additional Pertinent Information/References: _____

Are you a registered voter in the City of Fort Smith? Yes No

Have you ever been convicted of a felony, misdemeanor, DWI/DUI or other serious traffic offense?
 Yes NO

If yes, please identify the offense and provide the approximate date. A "yes" answer will not automatically preclude you from considering for the position.

Drivers License [REDACTED] Date of Birth [REDACTED]

information will be used for background check of all applicants.

I am interested in _____

- | | |
|---|--|
| <input type="checkbox"/> Audit Committee | <input type="checkbox"/> Housing Authority |
| <input type="checkbox"/> Advertising & Promoting Commission | <input type="checkbox"/> Library Bd of Trustees |
| <input type="checkbox"/> Airport Commission | <input type="checkbox"/> Mechanical Bd of Adjustments and Appeals |
| <input type="checkbox"/> Animal Services Advisory Board | <input checked="" type="checkbox"/> Oak Cemetery Commission |
| <input type="checkbox"/> Arkansas Fair & Exhibition Facilities Bd | <input type="checkbox"/> Outside Agency Review Panel |
| <input type="checkbox"/> Benevolent Fund Board | <input type="checkbox"/> Parking Authority |
| <input type="checkbox"/> Bldg. Bd. Of Adjustment and Appeals | <input checked="" type="checkbox"/> Parks & Recreation Commission |
| <input type="checkbox"/> Central Business Improvement District | <input type="checkbox"/> Planning Commission |
| <input type="checkbox"/> Comprehensive Plan Steering Committee | <input type="checkbox"/> Plumbing Advisory Board |
| <input type="checkbox"/> Convention Center Commission | <input type="checkbox"/> Port Authority |
| <input type="checkbox"/> Civil Service Commission | <input type="checkbox"/> Property Owners Appeals Board |
| <input type="checkbox"/> Community Development Advisory Com. | <input type="checkbox"/> Sebastian County Reg. Solid Waste Mgmt. Bd. |
| <input type="checkbox"/> County Equalization Board | <input type="checkbox"/> Sister Cities Committee |
| <input type="checkbox"/> Electric Code Board of Appeals | <input type="checkbox"/> Transit Advisory Commission |
| <input type="checkbox"/> Fire Code Board of Appeals & Adjustments | <input type="checkbox"/> Residential Housing Facilities Board |
| <input type="checkbox"/> Historic District Commission | |
| <input type="checkbox"/> Housing Assistance Board | |

* WENDY - NOTE THAT I WOULD ALSO LIKE TO WORK ON PARKS & RECREATION WHEN POSITION OPENS

CITY OF FORT SMITH

Application for City Boards/Commissions/Committees

Note: As an applicant for a City Board, Commission or Committee, your name, address and phone number will be available to the press and the public. You will be contacted before any action is taken on your appointment.

Date: 2/4/13

Name: Lacey Millspough Home Telephone: 817-676-4124

Home Address: 2511 Oakview Rd Work Telephone: 479-459-4013
Apt 10 Fort Smith, AR

Zip: 72907 Email: cmillspough@ups.com

Occupation: Account Manager UPS
 (If retired, please indicate former occupation or profession)

Education: Bachelor of Science Business Administration

Professional and/or Community Activities: Will discuss

Additional Pertinent Information/References: Will discuss

Are you a registered voter in the City of Fort Smith? Yes No

Have you ever been convicted of a felony, misdemeanor, DWI/DUI or other serious traffic offense?
 Yes NO

If yes, please identify the offense and the approximate date. A "yes" answer will not automatically preclude you from consideration.

Drivers License [REDACTED] Date of Birth [REDACTED] (This information will [REDACTED] ground check of all applicants).

I am interested in serving on the (please check):

- | | |
|---|--|
| <input type="checkbox"/> Audit Committee | <input type="checkbox"/> Library Bd of Trustees |
| <input type="checkbox"/> Advertising & Promoting Commission | <input type="checkbox"/> Mechanical Bd of Adjustments and Appeals |
| <input type="checkbox"/> Airport Commission | <input type="checkbox"/> Oak Cemetery Commission |
| <input type="checkbox"/> Arkansas Fair & Exhibition Facilities Bd | <input type="checkbox"/> Outside Agency Review Panel |
| <input type="checkbox"/> Benevolent Fund Board | <input type="checkbox"/> Parking Authority |
| <input type="checkbox"/> Bldg. Bd. Of Adjustment and Appeals | <input checked="" type="checkbox"/> Parks & Recreation Commission |
| <input type="checkbox"/> Central Business Improvement District | <input checked="" type="checkbox"/> Planning Commission |
| <input type="checkbox"/> Convention Center Commission | <input type="checkbox"/> Plumbing Advisory Board |
| <input type="checkbox"/> Civil Service Commission | <input type="checkbox"/> Port Authority |
| <input type="checkbox"/> Community Development Advisory Com. | <input type="checkbox"/> Property Owners Appeals Board |
| <input type="checkbox"/> County Equalization Board | <input type="checkbox"/> Sebastian County Reg. Solid Waste Mgmt. Bd. |
| <input type="checkbox"/> Electric Code Board of Appeals & Appeals | <input type="checkbox"/> Sister Cities Committee |
| <input type="checkbox"/> Fire Code Board of Appeals & Adjustments | <input type="checkbox"/> Transit Advisory Commission |
| <input type="checkbox"/> Historic District Commission | <input type="checkbox"/> Residential Housing Facilities Board |
| <input type="checkbox"/> Housing Assistance Board | <input type="checkbox"/> Comprehensive Plan Steering Committee |
| <input type="checkbox"/> Housing Authority | |



October 7, 2013

TO: Members of the Board of Directors
Members of the Audit Committee

RE: Appointments:

The terms of Director Settle, Mr. Lavon Morton and Mr. Ken Pyle of the Audit committee will expire December 31, 2013. In accordance with Ordinance No. 2926 applications for these prospective vacancies are now being received. Applicants must be residents and registered voters in the City of Fort Smith.

Please submit applications to the city administrator's office no later than the close of business on December 4th, 2013. A list will be compiled for review by the Board of Directors. Applications are available on the City of Fort Smith website. Go to www.fortsmithar.gov and click on boards and commissions.

Sincerely,

A handwritten signature in blue ink that reads "Ray Gosack".

Ray Gosack
City Administrator

623 Garrison Avenue
P.O. Box 1908
Fort Smith, Arkansas 72902
(479) 785-2801
Administrative Offices FAX (479) 784-2430



October 7, 2013

TO: Members of the Board of Directors
Members of the Building Board of Adjustment and Appeals

RE: Appointments:

The terms of Mr. Edgar Newlin, Jr. and Mr. James Hudson of the Building Board of Adjustment and Appeals will expire November 30, 2013. In accordance with Ordinance No. 2926 applications for these prospective vacancies are now being received. Applicants must be residents and registered voters in the City of Fort Smith.

Please submit applications to the city administrator's office no later than the close of business on November 6th, 2013. A list will be compiled for review by the Board of Directors. Applications are available on the City of Fort Smith website. Go to www.fortsmithar.gov and click on boards and commissions.

Sincerely,

A handwritten signature in blue ink that reads "Ray Gosack".

Ray Gosack
City Administrator

623 Garrison Avenue
P.O. Box 1908
Fort Smith, Arkansas 72902
(479) 785-2801
Administrative Offices FAX (479) 784-2430



October 7, 2013

TO: Members of the Board of Directors
Members of the Fort Smith Municipal Employees Benevolent Fund Board of Advisors

RE: Appointments:

Ms. Rhonda Harper of the Fort Smith Municipal Employees Benevolent Fund Board of Advisors has resigned effective October 4, 2013. In accordance with Ordinance No. 2926 applications for this prospective vacancy are now being received. Applicants must be residents and registered voters in the City of Fort Smith.

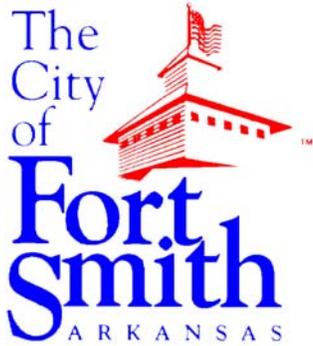
Please submit applications to the city administrator's office no later than the close of business on November 6th, 2013. A list will be compiled for review by the Board of Directors. Applications are available on the City of Fort Smith website. Go to www.fortsmithar.gov and click on boards and commissions.

Sincerely,

A handwritten signature in blue ink that reads "Ray Gosack".

Ray Gosack
City Administrator

623 Garrison Avenue
P.O. Box 1908
Fort Smith, Arkansas 72902
(479) 785-2801
Administrative Offices FAX (479) 784-2430



Mayor – Sandy Sanders

City Administrator – Ray Gosack

City Clerk – Sherri Gard

Board of Directors

Ward 1 – Keith Lau

Ward 2 – Andre’ Good

Ward 3 – Mike Lorenz

Ward 4 – George Catsavis

At Large Position 5 – Pam Weber

At Large Position 6 – Kevin Settle

At Large Position 7 – Philip H. Merry Jr.

AGENDA ~ Summary

Fort Smith Board of Directors

Regular Meeting

October 15, 2013 ~ 6:00 P.M.

Fort Smith Public Schools Service Center

3205 Jenny Lind Road

THIS MEETING IS BEING TELECAST LIVE ON THE GOVERNMENT ACCESS CHANNEL 6

INVOCATION & PLEDGE OF ALLEGIANCE

ROLL CALL

All Present, except Director Lorenz

PRESENTATION BY MEMBERS OF THE BOARD OF DIRECTORS OF ANY ITEMS OF BUSINESS NOT ALREADY ON THE AGENDA FOR THIS MEETING

(Section 2-37 of Ordinance No. 24-10)

Information available by viewing rebroadcast of the meeting on the City Access Channel 6 or City website

APPROVE MINUTES OF THE OCTOBER 1, 2013 REGULAR MEETING

Unanimously approved as written

ITEMS OF BUSINESS:

1. Ordinance amending Section 25-268(b) of the Fort Smith Municipal Code regarding the removal and placement of residential solid waste carts and recyclables containers from the street after collection ~ *Lorenz/Weber placed on agenda at the September 24, 2013 study session; Tabled at October 1, 2013 regular meeting pending discussion at future study session; Lorenz/Weber placed amended ordinance on agenda at the October 8, 2013 study session ~*
DEFEATED: 2 in favor, 4 opposed (Lau, Good, Catsavis & Settle)
2. Ordinance amending Section II.C. of the Code of Business Conduct of the City of Fort Smith ~ *Lau/Good placed on agenda at the September 24, 2013 study session ~*
Approved 6 in favor, 0 opposed / Ordinance No. 53-13

3. Ordinance ordering the owners of certain dilapidated and substandard structures to demolish same, authorizing the City Administrator to cause the demolition of such structures to occur, and for other purposes (*916 North 11th Street*)
Approved 6 in favor, 0 opposed / Ordinance No. 54-13

4. Ordinance directing the installation of a four way stop at the intersection of Chad Colley Boulevard and Massard Road ~ *Settle/Merry placed on agenda at the September 3, 2013 regular meeting / First reading at September 17, 2013 regular meeting / Second reading at October 1, 2013 regular meeting ~*
**** Third and Final Reading ****
Third and final reading only. (Approved 4 in favor, 3 opposed (Lau, Good and Lorenz) at the September 17, 2013 regular meeting.) / Ordinance No. 55-13

5. Consent Agenda
 - A. Resolution to accept the bids and authorize a contract for the construction of Street Overlays/Reconstruction, Project No. 13-03-B (\$2,318,809.90 / *Engineering Department / Budgeted – Sales Tax Program Fund*)
Approved 6 in favor, 0 opposed / Resolution No. R-153-13

 - B. Resolution to accept the bids and authorize a contract for the construction of Towson Avenue Streetscape Improvements, Job 040602, F.A.P. STPE-ENHN (464), Fort Smith Towson Avenue Streetscaping (ATEP-11) (S) Sebastian County, Project No. 12-90-A (\$649,485.00 / *Engineering Department / Budgeted – Sales Tax Program Fund*)
Approved 6 in favor, 0 opposed / Resolution No. R-154-13

 - C. Resolution authorizing the Mayor to enter into a facility use agreement with Joe Hartgraves for the operation of a private park (*1715 North 13th Street*)
Approved 6 in favor, 0 opposed / Resolution No. R-155-13

 - D. Resolution accepting bid of Locution Systems, Inc. for the providing of the city's fire station alerting system upgrade (\$397,268.00 / *Fire Department / Budgeted – 4803-304 Capital Outlay*)
Approved 6 in favor, 0 opposed / Resolution No. R-156-13

 - E. Resolution authorizing a contract change order to the contract for the construction of the Fort Smith Landfill Scale Facility (\$76,455.49 / *Sanitation Department / Budgeted – Sanitation Sinking Fund for Landfill Construction*)
Approved 6 in favor, 0 opposed / Resolution No. R-157-13

OFFICIALS FORUM ~ presentation of information requiring no official action

(Section 2-36 of Ordinance No. 24-10)

- Mayor
- Directors

➤ City Administrator

Information available by viewing rebroadcast of the meeting on the City Access Channel 6 or City website

EXECUTIVE SESSION

Appointments:

CENTRAL BUSINESS IMPROVEMENT DISTRICT

Steve Clark

Term expires October 30, 2019

PARKS AND RECREATION COMMISSION

Casey Millspough ~ to fill the unexpired term of Bobby Aldridge who resigned ~

Term expires August 31, 2014

ADJOURN

6:28 p.m.

MINUTES OF THE BOARD OF DIRECTORS REGULAR MEETING

TUESDAY ~ OCTOBER 15, 2013 ~ 6:00 P.M.

FORT SMITH PUBLIC SCHOOLS SERVICE CENTER

The meeting was called to order by Mayor Sandy Sanders, presiding. Invocation was given by Pastor Don Moore of The Healing Place, followed by the Pledge of Allegiance. On roll call the following members of the Board were present: Directors Keith Lau, Andre' Good, George Catsavis, Pam Weber, Kevin Settle and Philip H. Merry, Jr.; absent - Director Mike Lorenz. The Mayor declared a quorum present.

Mayor Sanders inquired if any Board member had any item of business to present that was not already on the agenda. There was none presented.

The minutes of the October 1, 2013 regular meeting were presented for approval. Catsavis, seconded by Good, moved approval of the minutes as written. The members present all voting aye, the Mayor declared the motion carried.

Mayor Sanders recognized and noted much appreciation for the attendance of several members of Leadership Fort Smith.

Item No. 1 was an ordinance amending Section 25-268(b) of the Fort Smith Municipal Code regarding the removal and placement of residential solid waste carts and recyclables containers from the street after collection ~ *Lorenz/Weber placed on agenda at the September 24, 2013 study session; Tabled at October 1, 2013 regular meeting pending discussion at future study session; Lorenz/Weber placed amended ordinance on agenda at the October 8, 2013 study session ~*

City Administrator Ray Gosack briefed the Board on the item as discussed at the October 8, 2013 study session citing the proposed amendments are included within the proposed ordinance.

October 15, 2013 Regular Meeting

Weber, seconded by Merry, moved to table consideration of the item to the November 5, 2013 regular meeting to allow Director Lorenz to be present. The members present voted as follows: ayes - Weber and Merry; nays - Lau, Good, Catsavis and Settle. The Mayor declared the motion defeated.

Weber, seconded by Merry, moved adoption of the ordinance. The motion included suspending the rule to allow the three (3) full readings of the ordinance to be by caption and for the readings to occur on the same date. The City Clerk read the ordinance for its readings and the members present voted as follows: ayes - Weber and Merry; nays - Lau, Good, Catsavis and Settle. The Mayor declared the motion defeated.

Item No. 2 was an ordinance amending Section II.C. of the Code of Business Conduct of the City of Fort Smith ~ *Lau/Good placed on agenda at the September 24, 2013 study session ~*

Administrator Gosack briefed the Board on the item as discussed at the September 24, 2013 study session. The existing provisions of the Code of Business Conduct prohibits any financial transaction between a municipal representative and the City. Due to the number of citizens serving on boards, commissions and committees, such restriction is not practical and because many have financial transactions with the City, the City is in violation of its own policy. Upon approval, the ordinance will allow a municipal representative, i.e. those serving on boards, commissions or committees, to have financial transactions with the City unless that transaction is under the purview of that representative's board, commission or committee. The proposed amendment will not change anything with regard to elected officials and City employees, who are already prohibited from any such transaction under the existing Code of Business Conduct.

October 15, 2013 Regular Meeting

Lau, seconded by Good, moved adoption of the ordinance. The motion included suspending the rule to allow the three (3) full readings of the ordinance to be by caption and for the readings to occur on the same date. The City Clerk read the ordinance for its readings and the members present all voting affirmatively, the Mayor declared the motion carried and the ordinance was adopted and given No. 53-13.

Item No. 3 was an ordinance ordering the owners of certain dilapidated and substandard structures to demolish same, authorizing the City Administrator to cause the demolition of such structures to occur, and for other purposes *(916 North 11th Street)*

Administrator Gosack briefed the Board on the item advising the structure has been determined to be unsafe and detrimental to the public welfare; therefore, he recommended approval of the item. Although the City will proceed with soliciting bids for demolition of the structure, he clarified the owners will have approximately thirty (30) days to demolish the structure. If such is not accomplished and in order to appropriately address public safety concern, the City will proceed with the demolition.

Settle, seconded by Merry, moved adoption of the ordinance. The motion included suspending the rule to allow the three (3) full readings of the ordinance to be by caption and for the readings to occur on the same date. The City Clerk read the ordinance for its readings and the members present all voting affirmatively, the Mayor declared the motion carried. Settle, seconded by Merry, moved adoption of Section 5 the emergency clause. The members present all voting affirmatively, the Mayor declared the motion carried and the ordinance and emergency clause were adopted and the ordinance was given No. 54-13.

Item No. 4 was an ordinance directing the installation of a four way stop at the

October 15, 2013 Regular Meeting

intersection of Chad Colley Boulevard and Massard Road ~ *Settle/Merry placed on agenda at the September 3, 2013 regular meeting / First reading at September 17, 2013 regular meeting / Second reading at October 1, 2013 regular meeting ~ ** Third and Final Reading ***

Administrator Gosack noted the item is merely to accomplish the third and final reading of the ordinance as required by law.

Director Good conveyed much confidence in the traffic study citing the proposed signage amendments will address the public safety concerns at the intersection. He further reminded all in attendance that Police Chief Kevin Lindsey also concurs with the recommendation that a four-way stop is not warranted at the location.

The City Clerk read the ordinance in its entirety for its third and final reading. Mayor Sanders then presented the emergency clause for consideration. Settle, seconded by Merry, moved adoption of Section 2 the emergency clause. The members present voted as follows: ayes - Good, Catsavis, Weber, Settle and Merry; nays - Lau. The Mayor declared the motion carried and the ordinance and emergency clause were adopted and the ordinance was given No. 55-13.

The Consent Agenda (Item No. 5) was introduced for consideration, the items being as follows:

- A. Resolution to accept the bids and authorize a contract for the construction of Street Overlays/Reconstruction, Project No. 13-03-B (\$2,318,809.90/*Engineering Department / Budgeted - Sales Tax Program Fund*)
- B. Resolution to accept the bids and authorize a contract for the construction of Towson Avenue Streetscape Improvements, Job 040602, F.A.P. STPE-ENHN (464), Fort Smith Towson Avenue Streetscaping (ATEP-11) (S) Sebastian County, Project No. 12-90-A (\$649,485.00 / *Engineering Department / Budgeted - Sales Tax Program Fund*)

October 15, 2013 Regular Meeting

- C. Resolution authorizing the Mayor to enter into a facility use agreement with Joe Hartgraves for the operation of a private park (*1715 North 13th Street*)
- D. Resolution accepting bid of Locution Systems, Inc. for the providing of the city's fire station alerting system upgrade (*\$397,268.00 / Fire Department / Budgeted - 4803-304 Capital Outlay*)
- E. Resolution authorizing a contract change order to the contract for the construction of the Fort Smith Landfill Scale Facility (*\$76,455.49 / Sanitation Department / Budgeted - Sanitation Sinking Fund for Landfill Construction*)

Regarding Items No. 5A and 5B, Director Settle extended appreciation to Director of Engineering Stan Snodgrass and conveyed much gratitude for each of the projects.

With regard to Item No. 5C, Director Good conveyed much gratitude to Director of Parks and Recreation Mike Alsup for working with Mr. Hartgraves.

Good, seconded by Settle, moved adoption of all consent agenda items. The members present all voting affirmatively, the Mayor declared the motion carried and the resolutions were adopted and numbered R-153-13 through R-157-13 respectively.

Mayor Sanders opened the Officials Forum with the following comments offered:

◆ Mayor Sanders

- Re:
- 1. Due to the federal government shutdown and possible furlough of firefighting crew at the Fort Smith Regional Airport, he extended much appreciation to Governor Mike Beebe, Major General William Wofford, Administrator Gosack and Airport Director John Parker for their efforts to ensure fire protection services for the airport remained in tact during the shutdown.
 - 2. Announced the City of Fort Smith has several new firefighters and conveyed appreciation to the Fire Department for the time and effort to select and train new firefighters.

October 15, 2013 Regular Meeting

◆ Director Weber

- Re: 1. Announced the annual fall cleanup is scheduled for Saturday, October 19, 2013. Beautify Fort Smith will provide trash bags for those who wish to participate and pick up litter in their neighborhoods. Such will be distributed at 8:00 a.m. at Martin Luther King Jr. Park.
2. Expressed discontent with the proposed remediation plan submitted by Whirlpool Corporation to address the TCE contamination; therefore, she moved that an item be placed on an upcoming study session, prior to the Arkansas Department of Environmental Quality (ADEQ) public hearing on November 12th, to discuss the City's legal rights regarding the matter. The motion included that the city attorney be in attendance at said study session and that Administrator Gosack contact Governor Mike Beebe's office and request either the governor or a representative come to the aforementioned ADEQ public hearing on November 12th. Director Merry seconded the motion; therefore, because placement requires only two (2) directors, Mayor Sanders announced the item will be placed on an upcoming study session agenda.

◆ Administrator Gosack

- Re: 1. Announced Leadership Fort Smith will have their "Local Government Day" on Thursday, October 24th. The Board has been invited to lunch on said date; therefore and if possible, he encouraged the board to attend.
2. Reminded all that the Ward 4 Meeting is scheduled for 6:00 p.m., Monday, October 28th at the Dallas Street Branch Library, 8100 Dallas Street.

The Board entered into an executive session at approximately 6:18 p.m. and after reconvening, Mayor Sanders announced the following appointment nominations:

October 15, 2013 Regular Meeting

CENTRAL BUSINESS IMPROVEMENT DISTRICT

Steve Clark

Term expires October 30, 2019

PARKS AND RECREATION COMMISSION

Casey Millspough

~ to fill the unexpired term of Bobby Aldridge who resigned ~

Term expires August 31, 2014

Merry, seconded by Weber, moved acceptance of the appointment nominations.

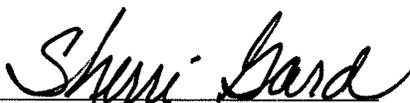
The members present all voting aye, the Mayor declared the motion carried.

There being no further business to come before the Board, Weber moved that the meeting adjourn. The motion was seconded by Settle and the members present all voting aye, the Mayor declared the motion carried and the meeting stood adjourned at 6:28 p.m.

APPROVED:


MAYOR

ATTEST:


CITY CLERK