



Mayor – Sandy Sanders

City Administrator – Ray Gosack

City Clerk – Sherri Gard

Board of Directors

Ward 1 – Keith D. 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
SPECIAL STUDY SESSION
December 1, 2014 ~ 6:15 p.m.
Fort Smith Convention Center
800 Rogers Avenue, Exhibit Hall A3
*Dinner available at 5:45 p.m.***

CALL TO ORDER

1. Discuss proposed consent decree regarding the sanitary sewer system

ADJOURN



OFFICE OF THE CITY CLERK
Sherri Gard, CMC, City Clerk
Heather James, Assistant City Clerk

MEDIA RELEASE

November 25, 2014

The City of Fort Smith Board of Directors will hold a special study session at 6:15 p.m., Monday, December 1, 2014 at the Fort Smith Convention Center, 800 Rogers Avenue, Hall A3, for the following purpose:

- Discuss proposed consent decree regarding the sanitary sewer system

For agenda information, please contact the City Clerk's Office at 784-2208. Once finalized, the agenda will be posted on the City's website, www.fortsmithar.gov.

A handwritten signature in blue ink that reads "Sherri Gard". The signature is written in a cursive style and is positioned above a horizontal line.

Sherri Gard, City Clerk



MEMORANDUM

November 26, 2014

TO: Mayor and Board of Directors

FROM: Ray Gosack, City Administrator

SUBJECT: Sanitary Sewer Consent Decree

Earlier this month, the city's representatives attended additional negotiating sessions with representatives of the federal and state governments for a sanitary sewer consent decree. I'm pleased to report that we were able to reach conceptual agreement on all major issues. The federal government has asked that the city review and approve the proposed consent decree by mid December.

We've planned two review sessions with the board for December 1st and 9th. The proposed consent decree is still being drafted; the document may not be available for review at the December 1st meeting. Nonetheless, we'll begin reviewing the components of the proposed consent decree, its impacts on the city's sewer system operations, its costs, and financing mechanisms. The staff is preparing a comprehensive presentation so that we can familiarize the board and community with the proposed consent decree.

Implementation of the proposed consent decree will bring Fort Smith into compliance with the federal Clean Water Act. Our goal is to ensure the city is providing sanitary sewer services in an environmentally responsible manner that meets the requirements of federal and state laws.

A handwritten signature in black ink that reads "Ray".

RESOLUTION NO. R-137-14

A RESOLUTION EXPRESSING DESIRE OF CITY OF FORT SMITH REGARDING CLEAN WATER ACT NEGOTIATIONS AND DIRECTING ADMINISTRATION TO CONTINUE WITH PLANNED SANITARY SEWER SYSTEM IMPROVEMENTS

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

SECTION 1: It is the desire and hope of the governing body of the City of Fort Smith that negotiations with the Department of Justice and Environmental Protection Agency would continue in a good faith effort to reach an agreed, consent decree providing for continued improvements to Fort Smith’s sanitary sewer system and its operation consistent with the Clean Water Act.

SECTION 2: Irrespective of the status of negotiations addressed by Section 1 above, the City Administrator and administrative officials in charge of the Fort Smith sanitary sewer system are hereby authorized and directed to proceed with all planned projects for improvements to the sanitary sewer system and its operation for the purpose of causing the system to operate in compliance with the Clean Water Act.

This Resolution adopted this 7th day of October, 2014.

APPROVED:

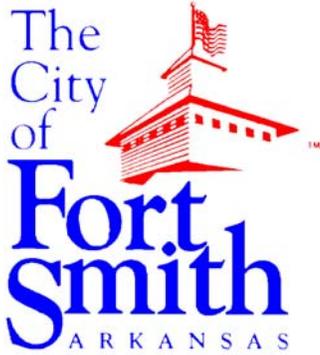
Vice-Mayor [Signature]

ATTEST:

[Signature]
City Clerk

Approved as to form:

[Signature]
City Attorney
No Publication Required



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AGENDA ~ Summary

Fort Smith Board of Directors

SPECIAL STUDY SESSION

December 1, 2014 ~ 6:15 p.m.

Fort Smith Convention Center

800 Rogers Avenue, Exhibit Hall A3

Dinner available at 5:45 p.m.

CALL TO ORDER

- All present
- Mayor Sandy Sanders presiding

1. Discuss proposed consent decree regarding the sanitary sewer system
Presentation of information only. A second special study session regarding the same subject is planned for 6:00 p.m., Tuesday, December 9, 2014 (location to be determined).

ADJOURN

8:35 p.m.