

AGENDA ~ *Summary*

FORT SMITH BOARD OF DIRECTORS REGULAR MEETING

APRIL 6, 2010 ~ 6:00 P.M.

**FORT SMITH PUBLIC SCHOOLS
SERVICE CENTER
3205 JENNY LIND ROAD**

THIS MEETING IS BEING TELECAST LIVE ON THE CITY CABLE ACCESS CHANNEL 6

INVOCATION AND PLEDGE OF ALLEGIANCE

ROLL CALL

All present, except Director Goodman

MAYOR'S ANNOUNCEMENTS AND RECOGNITIONS

Good Neighbors

APPROVE MINUTES OF THE MARCH 16, 2010 REGULAR MEETING

Unanimously approved as written

ITEMS OF BUSINESS:

1. Public hearing and resolution approving the Community Development Block Grant Budget, the HOME Investment Partnership Act Program Budget, authorizing the submission of the Program Year 2010 Action Plan and for other purposes
Approved 6 in favor, 0 opposed / Resolution No. R-55-10
2. Items relative to appeal of Planning Commission decision to approve conditional use request located at 5401 Kinkead Avenue (*appeal filed by Don A. Smith, agent for Collier & Nancy Wenderoth*)
 - A. Resolution affirming the action of the Planning Commission approving Conditional Use #6-3-10 located at 5401 Kinkead Avenue
Approved 6 in favor, 0 opposed / Resolution No. R-56-10

- B. Resolution denying Conditional Use #6-3-10 for the construction of a parking lot, athletic field and nature park area for the University of Arkansas at Fort Smith located at 5401 Kinkead Avenue
No action taken due to adoption of Item No. 2A
3. Ordinance rezoning identified property and amending the zoning map from Extraterritorial Jurisdiction Open-1 to Extraterritorial Jurisdiction Light Industrial by classification (*6620 Old Harrison Lane*)
Approved 6 in favor, 0 opposed / Ordinance No. 9-10
4. Ordinance rezoning identified property and amending the zoning map from Unzoned to Residential Single Family High Density by classification (*7501 Wells Lake Road*)
Approved 6 in favor, 0 opposed / Ordinance No. 10-10
5. Ordinance amending the 2009 Unified Development Ordinance of the City of Fort Smith
Approved 6 in favor, 0 opposed / Ordinance No. 11-10
6. 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 (*823 North 21st Street - rear garage only and 619 North 36th Street and rear building*)
Approved 6 in favor, 0 opposed / Ordinance No. 12-10
7. Consent Agenda
- A. Ordinance to release a maintenance and public utility easement located in Clayton Heights, an addition to the City of Fort Smith, Sebastian County, Arkansas
Approved 6 in favor, 0 opposed / Ordinance No. 13-10
- B. Resolution granting a temporary revocable license for the placement of a landscaped island and rock column in a public right-of-way and authorizing Mayor to execute agreement (*Reata Subdivision*)
Approved 6 in favor, 0 opposed / Resolution No. R-57-10
- C. Resolution authorizing execution of lease agreement with Webster University for space on the lower level of the convention center annex
Approved 6 in favor, 0 opposed / Resolution No. R-58-10
- D. Resolution authorizing filing of annexation petition with Sebastian County Court (*Landfill property and FCRA property*)
Approved 6 in favor, 0 opposed / Resolution No. R-59-10

- E. Resolution establishing a Special Ad Hoc Committee to examine the feasibility of a restaurant tax and to make recommendations related to operation of the Fort Smith Convention Center ~ *Requested by Director Goodman at the March 23, 2010 study session ~*
Approved 6 in favor, 0 opposed / Resolution No. R-60-10
- F. Resolution accepting bids and authorizing the Mayor to enter into contracts for the construction of Phase 5 at the City of Fort Smith Landfill (\$1,996,861.15)
Approved 6 in favor, 0 opposed / Resolution No. R-61-10
- G. Resolution authorizing the Mayor to execute an agreement with Terracon Consultants, Inc. for groundwater monitoring services at the City of Fort Smith Landfill (\$185,630.00)
Approved 6 in favor, 0 opposed / Resolution No. R-62-10
- H. Resolution authorizing Change Order Number Two with Turn Key Construction Management, Inc. for the construction of the Fort Smith Public Transit transfer station located at 200 Wheeler Avenue (*time extension only*)
Approved 6 in favor, 0 opposed / Resolution No. R-63-10
- I. Resolution accepting the project as complete and authorizing final pay to Turn Key Construction Management, Inc. for the transfer station located at 200 Wheeler Avenue (\$62,285.30)
Approved 6 in favor, 0 opposed / Resolution No. R-64-10
- J. Ordinance authorizing the use of Federal Asset Forfeiture Funds to increase the total authorized sworn officer positions to one hundred and sixty eight (168) for the Fort Smith Police Department (\$58,782.49)
Approved 6 in favor, 0 opposed / Ordinance No. 14-10
- K. Ordinance authorizing the purchase of a video surveillance and security access system from AOS for use by the Fort Smith Police Department (\$91,846.75)
Approved 6 in favor, 0 opposed / Ordinance No. 15-10
- L. Ordinance authorizing the purchase of an evidence storage system from Southwest Solutions Group for use by the Fort Smith Police Department (\$41,504.54)
Approved 6 in favor, 0 opposed / Ordinance No. 16-10
- M. Resolution authorizing the Mayor to execute a location and access agreement and addendum with Base Productions, Inc.
Approved 6 in favor, 0 opposed / Resolution No. R-65-10

- N. Resolution authorizing Change Order Number Two with The Havens Construction Company, Inc. for the Sunnymede Relief Sanitary Sewer Line Improvements (\$15,522.95)
Approved 6 in favor, 0 opposed / Resolution No. R-66-10
- O. Resolution accepting the project as complete and authorizing final payment to The Havens Construction Company, Inc. for the Sunnymede Relief Sanitary Sewer Line Improvements (\$202,098.54)
Approved 6 in favor, 0 opposed / Resolution No. R-67-10
- P. Resolution authorizing partial payment to Branco Enterprises, Inc. for construction of the Phase II "P" Street Wastewater Treatment Plant Wet Weather Improvements - Schedule 2 (\$956,954.34)
Approved 6 in favor, 0 opposed / Resolution No. R-68-10
- Q. Resolution authorizing the Mayor to execute an agreement with RJN Group, Inc. for providing engineering services associated with wastewater collection system flow monitoring service (\$77,859.00)
Approved 6 in favor, 0 opposed / Resolution No. R-69-10
- R. Resolution authorizing partial payment to Crossland Heavy Contractors, Inc. for construction of the Lake Fort Smith Water Treatment Plant - Contract 3 (\$1,860,217.70)
Approved 6 in favor, 0 opposed / Resolution No. R-70-10

DIRECTORS FORUM

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

CITY ADMINISTRATOR'S REPORT

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

EXECUTIVE SESSION

Appointments: **Special Ad Hoc Committee**
George McGill
Tom Calderera
George Mochner
Steve Williams
Lavon Morton
Kevin Moran
Craig Rivaldo
Ben Shipley

ADJOURN