

# **AGENDA** ~ *Summary*

**FORT SMITH BOARD OF DIRECTORS  
REGULAR MEETING**

**SEPTEMBER 7, 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 Good (Director Good arrived during discussion of Item No. 1)*

**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 City Access Channel 6 or City website*

**APPROVE MINUTES OF THE AUGUST 3, 2010 REGULAR MEETING**

*Unanimously approved as written*

**ITEMS OF BUSINESS:**

1. Public hearing and ordinance authorizing the issuance of industrial development revenue bonds to finance certain industrial facilities; authorizing the leasing of such facilities to Kraft Foods Global, Inc.; authorizing a trust indenture securing the bonds; authorizing the sale of the bonds; authorizing and prescribing other matters pertaining thereto; and declaring an emergency  
*Approved 7 in favor, 0 opposed / Ordinance No. 42-10*
2. Resolution supporting amendments to the Constitution of the State of Arkansas: (1) to eliminate constitutional limits on interest rates for government bonds and loan, revise interest rate limits on other loans, and authorize the financing of energy savings projects (Issue #2 at November 2010 General Election); and (2) to modify and improve the financing alternatives available to the state in support of major economic development projects in Arkansas (Issue #3 at November 2010 General Election)  
*Approved 7 in favor, 0 opposed / Resolution No. R-158-10*

3. Ordinance rezoning identified property and amending the zoning map (*Commercial Light (C-2) to Commercial Heavy (C-5) by extension located at 7601 Rogers Avenue*) ~ Tabled at the August 3, 2010 regular meeting ~  
*Withdrawn by vote of 7 in favor, 0 opposed (Withdrawal was requested by the applicant via their agent, Alan Lewis)*
4. Ordinance rezoning identified property and amending the zoning map (*Residential Multi-Family Medium Density (RM-3) to Commercial Neighborhood Compatible (C-1) by classification at 4101 Rogers Avenue*)  
*Approved 7 in favor, 0 opposed / Ordinance No. 43-10*
5. Ordinance rezoning identified property and amending the zoning map (*Transitional (T) to Commercial Light (C-2) by classification located at 5801 Jenny Lind*)  
*Approved 7 in favor, 0 opposed / Ordinance No. 44-10*
6. Report from Bennie Westphal regarding Riverfront Development Study (*Cushman-Wakefield*)  
*Withdrawn from agenda for a date yet to be determined.*
7. Consent Agenda
  - A. Resolution to accept the bids and authorize contract for the construction of Sunnymede Tributary Drainage Improvements, Project No. 09-06-A (\$730,538.00)  
*Approved 7 in favor, 0 opposed / Resolution No. R-159-10*
  - B. Resolution accepting a donation of property for the Sunnymede Tributary Drainage Improvements, Project No. 09-06-A  
*Approved 7 in favor, 0 opposed / Resolution No. R-160-10*
  - C. Resolution to accept the bids and authorize contract for the construction of Traffic Signal Improvements, Project No. 10-09-A (\$197,212.30)  
*Approved 7 in favor, 0 opposed / Resolution No. R-161-10*
  - D. Resolution allowing the sale of surplus vehicles and equipment at public auction  
*Approved 7 in favor, 0 opposed / Resolution No. R-162-10*
  - E. Resolution accepting bids for the reroofing of Fire Station No. 3 (\$67,669.00)  
*Approved 7 in favor, 0 opposed / Resolution No. R-163-10*
  - F. Resolution authorizing the execution of Memorandum of Understanding between the City of Fort Smith, Arkansas and Sebastian County, Arkansas regarding the 2010 Edward Byrne Memorial Justice Assistance Grant (JAG) Program  
*Approved 7 in favor, 0 opposed / Resolution No. R-164-10*

- G. Resolution accepting the project as complete and authorizing final payment to KAJACS Contractors, Inc. For construction of the Neighborhood Water Systems Improvements (\$64,484.60)  
*Approved 7 in favor, 0 opposed / Resolution No. R-165-10*
- H. Resolution accepting the project as complete and authorizing final payment to Wilson Brothers Construction Company, Inc. for the Sub-Basin 10-2 West Sanitary Sewer Rehabilitation (\$158,637.32)  
*Approved 7 in favor, 0 opposed / Resolution No. R-166-10*
- I. Resolution authorizing Change Order Number One with Utility Service Company for Fianna Hills elevated storage tank painting (\$41,500.00)  
*Approved 7 in favor, 0 opposed / Resolution No. R-167-10*
- J. Resolution authorizing partial payment to Crossland Heavy Contractors, Inc. for construction of the Lake Fort Smith Water Treatment Plant - Contract 3 (\$1,090,461.58)  
*Approved 7 in favor, 0 opposed / Resolution No. R-168-10*
- K. Resolution authorizing the Mayor to execute an agreement with FSM Redevelopment Partners, LLC for the relocation of sanitary sewer lines  
*Approved 7 in favor, 0 opposed / Resolution No. R-169-10*

**OFFICIALS FORUM ~ presentation of information requiring no official action  
(Section 2-36 of Ordinance No. 24-10)**

- A. Mayor
- B. Directors
- C. City Administrator

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**CITIZENS FORUM ~ presentation of information by citizens ~ an opportunity for citizens to present matters to the Mayor and Board of Directors which involve the city government and are not directly related to items considered on the agenda for this meeting. *Presentations are limited to 2 minutes for each citizen***  
**(Section 2-44(b) of Ordinance No. 24-10)**

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**ADJOURN**