

AGENDA ~ *Summary*

FORT SMITH BOARD OF DIRECTORS REGULAR MEETING

May 3, 2011 ~ 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 & PLEDGE OF ALLEGIANCE

ROLL CALL

All present

**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 APRIL 19, 2011 REGULAR MEETING

Unanimously approved as written

ITEMS OF BUSINESS:

1. Ordinance rezoning identified property and amending the zoning map (*from Commercial Light (C-2) to Commercial Heavy (C-5) by extension located at 4613, 4615 and 4617 Jenny Lind Road*)
Approved 7 in favor, 0 opposed / Ordinance No. 29-11
2. Ordinance amending the Master Land Use Plan Map and rezoning identified property and amending the zoning map (*from Residential Detached to Neighborhood Commercial and rezoning from Residential Multi-Family Medium Density (RM-3) to Commercial Light (C-2) by classification located at 6300 Cliff Drive*)
Approved 7 in favor, 0 opposed / Ordinance No. 30-11

3. Ordinance amending the Master Land Use Plan Map and rezoning identified property and amending the zoning map (*from Open Space, Office Research, Light Industrial and Residential Detached to General Commercial and rezoning from Industrial Light (I-1) to Commercial Heavy (C-5) by extension located at 8201 and 8225 South Zero Street*)
Approved 7 in favor, 0 opposed / Ordinance No. 31-11
4. Ordinance adopting amendments to the Transitional and Commercial Building Design Standards of the Unified Development Code (*Fencing*)
Approved 7 in favor, 0 opposed / Ordinance No. 32-11
5. Ordinance establishing charges for water and sanitary sewer connections, industrial user permit and vacuum truck discharge permit to the utility systems of the City of Fort Smith, repealing ordinances in conflict herewith, establishing a permit procedure for certain connections to the utility systems of the city, prohibiting and establishing penalties for unauthorized use of the utility easements and rights-of-way of the city of Fort Smith and for other purposes
Withdrawn from agenda rescheduled for May 17, 2011 Regular Meeting
6. Ordinance providing for procedures related to the enforcement and collection of gross receipts taxes; to declare an emergency and prescribing other matters pertaining thereto
Approved 6 in favor, 1 opposed (Catsavis) / Ordinance No. 33-11
7. Ordinance changing the local name of Clayton Expressway to Riverfront Drive to further the economic development and marketing to investors of the riverfront in downtown Fort Smith
Approved 7 in favor, 0 opposed / Ordinance No. 34-11
8. 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 (*2801 Royal Scots Way*)
By vote of 6 in favor, 1 opposed (Settle) to table consideration for 1 month to allow the City to advise all parties of the impending demolition action; in light of an insurance investigation that has prompted litigation.
9. Resolution authorizing payment of retirement benefits to Mrs. Nancy Baker
Approved 7 in favor, 0 opposed / Resolution No. R-77-11

10. Consent Agenda

- A. Ordinance to abandon a portion of a public utility easement located in Sparks Regional Medical Center, an addition to the City of Fort Smith, Sebastian County, Arkansas
Approved 7 in favor, 0 opposed / Ordinance No. 35-11
- B. Resolution authorizing the Mayor to execute an agreement with Mickle Wagner Coleman, Inc. for engineering services associated with the Fort Smith Landfill Scale Project
Approved 7 in favor, 0 opposed / Resolution No. R-78-11
- C. Resolution to accept the bids and authorize a contract for the construction of Carnall Sanitary Sewer Relocation, Project No. 11-06-C (\$284,092.00)
Approved 7 in favor, 0 opposed / Resolution No. R-79-11
- D. Resolution accepting bid for the purchase of a skid steer loader (\$54,529.00) ~ *Street Department* ~
Approved 7 in favor, 0 opposed / Resolution No. R-80-11
- E. Resolution authorizing the Mayor to execute an agreement with RJN Group, Inc. for providing engineering services associated with Wastewater Collection System Flow Monitoring Services (\$87,604.00)
Approved 7 in favor, 0 opposed / Resolution No. R-81-11
- F. Resolution authorizing Change Order Number Two with The Burgess Company, Inc. for construction of the Lake Fort Smith Water Treatment Plant Contract 2 – Residuals Lagoons Improvements (\$30,164.70)
Approved 7 in favor, 0 opposed / Resolution No. R-82-11
- G. Resolution authorizing final payment to The Burgess Company, Inc. for construction of the Lake Fort Smith Water Treatment Plant Contract 2 – Residuals Lagoons Improvements (\$116,749.64)
Approved 7 in favor, 0 opposed / Resolution No. R-83-11
- H. Ordinance declaring an exceptional situation and waiving the requirements of competitive bidding and accepting the bid of and authorizing a contract with Harris Company of Fort Smith, Inc. for completion of Rye Hill Sewer Outfall Sewer Improvements – Phase IV (\$346,630.50)
Approved 7 in favor, 0 opposed / Ordinance No. 36-11

**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

7:05 P.M.