



Mayor – Sandy Sanders

City Administrator – Ray Gosack

City Clerk – Sherri Gard

**Board of Directors**

Ward 1 – Steve Tyler

Ward 2 – Andre’ Good

Ward 3 – Don Hutchings

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**  
**May 1, 2012 ~ 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*

**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 the meeting minutes on the City website***

**APPROVE MINUTES OF THE APRIL 17, 2012 REGULAR MEETING**

*Unanimously approved as written*

**ITEMS OF BUSINESS:**

1. Presentation: Recognition of Great Arkansas Cleanup Volunteers  
*~ Event held Saturday, April 21, 2012 ~*
2. Appeal of Planning Commission approval of Conditional Use No. 5-4-12 for a church at 4933 Old Greenwood Road *(appeal filed by Matthew H. Scott, agent for Century Drive Developers, LLC)* ***~ WITHDRAWN BY APPELLANT ~***
3. Ordinance rezoning identified property and amending the zoning map *(from Residential Multi-Family Medium Density (RM-3) and Commercial Light (C-2) to Residential Single Family Medium / High Density (RS-3) by extension located at 2706, 2708, 2716, 2720, 2800, 2804, 2808, 2812, 2818, 2822, 2900, 2906, 2910-2912, 2914-2916, 2918, 2920, 3000, 3004, 3008, 3020-3022 and 3024-3028*

*Alabama Avenue; 2704-3020 Hardie Avenue; 2703, 2709, 2715, 2717, 2719, 2801, 2809, 2819, 2901, 3001, 3005, 3015 and 3019 Kinkead Avenue; and 701 Lecta Avenue)*

Approved 7 in favor, 0 opposed / Ordinance No. 35-12

4. Ordinance amending the Master Land Use Plan map and rezoning identified property and amending the zoning map (*Master Land Use Plan from Extraterritorial Jurisdiction Neighborhood Commercial to Extraterritorial Jurisdiction Light Commercial Office and a zone change from Extraterritorial Jurisdiction Open-1 (ETJ O-1) to Extraterritorial Jurisdiction Commercial-3 (ETJ C-3) by classification located at 10301 Highway 45 South*)

Approved 6 in favor, 1 opposed (Hutchings) / Ordinance No. 36-12

5. Ordinance amending the 2009 Unified Development Ordinance of the City of Fort Smith (*various amendments*)

Approved 7 in favor, 0 opposed / Ordinance No. 37-12

6. Ordinance repealing and replacing Section 25-268(b) of the Fort Smith Municipal Code (*placement and removal of trash containers*)

Approved 4 in favor, 3 opposed (Tyler, Catsavis and Merry) This ordinance did not receive the required 5 affirmative votes for adoption on its first reading; therefore, the ordinance will placed on the May 15, 2012 regular meeting agenda for its second reading.

7. Resolution renaming the Anniversary Rose Garden the Mayor Ray Baker Rose Garden

Approved 7 in favor, 0 opposed / Resolution No. R-94-12

8. Consent Agenda

- A. Resolution to accept the bids and authorize contracts for the construction of Rice Carden Levee Improvements, Project No. 06-06-A (\$1,235,811.75 / *Engineering Department / Budgeted - Sales Tax Program Fund*)

Approved 7 in favor, 0 opposed / Resolution No. R-95-12

- B. Resolution to accept the bids and authorize contracts for the construction of Street Overlays / Reconstruction, Project No. 12-03-A (\$2,778,877.20 / *Engineering Department / Budgeted - Sales Tax Program Fund*)

Approved 7 in favor, 0 opposed / Resolution No. R-96-12

- C. Resolution authorizing the Mayor to execute a lease agreement with the Fort Smith Farmers Market Committee

Approved 7 in favor, 0 opposed / Resolution No. R-97-12

- D. Resolution authorizing the execution of a Memorandum of Understanding between the City of Fort Smith, Arkansas and the City of Charleston, Arkansas, concerning mobile data support

Approved 7 in favor, 0 opposed / Resolution No. R-98-12

- E. Resolution authorizing the execution of a Memorandum of Understanding between the City of Fort Smith, Arkansas and the City of Greenwood, Arkansas, concerning mobile data support  
*Approved 7 in favor, 0 opposed / Resolution No. R-99-12*
  
- F. Resolution authorizing the execution of a non-residential solid waste collection and disposal permit and agreement with Big Iron Customs, LLC  
*Approved 7 in favor, 0 opposed / Resolution No. R-100-12*

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

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

*Information available by viewing the meeting minutes on the City website*

**ADJOURN**

*6:54 p.m.*