

Mayor – Sandy Sanders

City Administrator – Ray Gosack

City Clerk – Sherri Gard

Board of Directors

Ward 1 – Keith 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
Regular Meeting
August 6, 2013 ~ 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 rebroadcast of the meeting on the City Access Channel 6 or City website

APPROVE MINUTES OF THE JULY 16, 2013 REGULAR MEETING

Unanimously approved as written

ITEMS OF BUSINESS:

1. Items relative to an appeal of the Planning Commission’s denial of a conditional use request for an auto and vehicle impoundment or holding yard (*Appeal of Josh Niles / 1302 South Zero Street*)
 - A. Resolution affirming the action of the Planning Commission denying the Conditional Use No. 18-7-13 for an auto and vehicle impoundment or holding yard
Approved 6 in favor, 1 opposed (Merry) / Resolution No. R-111-13

- B. Resolution approving an appeal of Conditional Use No. 18-7-13 for an auto and vehicle impoundment or holding yard
No action due to adoption of Item No. 1A
2. Ordinance rezoning identified property and amending the zoning map (*from Residential Estate One Acre (RE-1) to Residential Single Family Medium Density (RS-2) by classification located at 4101-4299 Cliff Drive*)
Approved 7 in favor, 0 opposed / Ordinance No. 31-13
3. Ordinance rezoning identified property and amending the zoning map (*from Residential Single Family Duplex Low/Medium Density (RSD-2) to Commercial Light (C-2) by classification located at 8201 Phoenix Avenue*)
Approved 7 in favor, 0 opposed / Ordinance No. 32-13
4. Ordinance amending Sections 13-251 through 13-253 of the Fort Smith Municipal Code regulating charitable fundraising
Approved 7 in favor, 0 opposed / Ordinance No. 33-13
5. Consent Agenda
- A. Resolution accepting the bid and authorizing the Mayor to execute a contract for repairs to the city parking facility at 700 Rogers Avenue (\$54,516.00 / *Planning Department / Budgeted – Parking Authority Fund*)
Approved 7 in favor, 0 opposed / Resolution No. R-112-13
- B. Resolution authorizing the execution of a memorandum of understanding between the City of Fort Smith, Arkansas, and Sebastian County, Arkansas, regarding the 2013 Edward Byrne Memorial Justice Assistance Grant (JAG) Program
Approved 7 in favor, 0 opposed / Resolution No. R-113-13
- C. Resolution authorizing execution of a utility easement to OG&E for Fort Smith Fire Station No. 11
Approved 7 in favor, 0 opposed / Resolution No. R-114-13
- D. Resolution amending the application for outside agency services funding
Approved 7 in favor, 0 opposed / Resolution No. R-115-13
- E. Resolution authorizing acquisition of real property in connection with the Mill Creek Pump Station Wet Weather Improvements (\$57,000.00 / *Utility Department / Budgeted – 2012 Sales and Use Tax Bonds*)
Approved 7 in favor, 0 opposed to table consideration for 30 days

- F. Resolution authorizing the Mayor to execute Authorization No. 2 to the agreement with RJN Group, Inc. for engineering services for the Basin 9 Collection System Improvements (\$177,965.00 / *Utility Department / Budgeted – 2012 Sales and Use Tax Bonds*)
Approved 7 in favor, 0 opposed / Resolution No. R-116-13
- G. Resolution accepting the bid of and authorizing the Mayor to execute a contract with Forsgren, Inc. for the Basin 9 Collection System Improvements (\$2,370,320.30 / *Utility Department / Budgeted - 2012 Sales and Use Tax Bonds*)
Approved 7 in favor, 0 opposed / Resolution No. R-117-13
- H. Resolution authorizing the Mayor to execute Amendment No. 1 to Authorization No. 1 with CDM Smith, Inc. for engineering services for the Massard Wastewater Treatment Plant Odor Control Improvements (\$40,923.00 / *Utility Department / Budgeted – 2008 Revenue Bonds*)
Approved 7 in favor, 0 opposed / Resolution No. R-118-13
- I. Resolution authorizing acquisition of real property interests in connection with the Sunnymede Interceptor Improvements (\$2,253.25 / *Utility Department / Budgeted – 2012 Sales and Use Tax Bonds*)
Approved 7 in favor, 0 opposed / Resolution No. R-119-13
- J. Resolution authorizing the Mayor to execute Authorization No. 2 to the agreement with Atkins Engineering, Inc. for the Sunnymede Interceptor Improvements (\$88,230.00 / *Utility Department / Budgeted – 2012 Sales and Use Tax Bonds*)
Approved 7 in favor, 0 opposed / Resolution No. R-120-13
- K. Resolution accepting the bid of and authorizing a contract with Forsgren, Inc. for the Sunnymede Interceptor Improvements (\$1,526,133.50 / *Utility Department / Budgeted – 2012 Sales and Use Tax Bonds*)
Approved 7 in favor, 0 opposed / Resolution No. R-121-13

OFFICIALS FORUM ~ presentation of information requiring no official action

(Section 2-36 of Ordinance No. 24-10)

- Mayor
- Directors
- City Administrator

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

ADJOURN

7:33 p.m.

1A.

RESOLUTION NO. R-111-13

A RESOLUTION AFFIRMING THE ACTION OF THE PLANNING COMMISSION DENYING
CONDITIONAL USE #18-7-13 FOR AN AUTO AND VEHICLE IMPOUNDMENT OR HOLDING YARD

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

The Board of Directors hereby affirms the action of the Planning Commission which denied the conditional use request for an auto and vehicle impoundment or holding yard located at 1302 South Zero Street.

THIS RESOLUTION ADOPTED THIS 6th DAY OF August, 2013.

APPROVED:


Mayor

ATTEST:


City Clerk

Approved as to form:


No Publication Required

ORDINANCE NO. 31-13

**AN ORDINANCE REZONING IDENTIFIED PROPERTY
AND AMENDING THE ZONING MAP**

WHEREAS, the City Planning Commission has heretofore held a public hearing upon request No. 7-6-13 to rezone certain properties hereinafter described, and, having considered said request, recommended on July 9, 2013, that said change be made;

NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE BOARD OF DIRECTORS OF THE CITY OF FORT SMITH, ARKANSAS:

SECTION 1: That the following properties to-wit:

Part of the SW/4, SE/4 of Section 27, T-8-N, R-32-W, Fort Smith, Sebastian County, Arkansas, being more particularly described as follows:

Commencing at the SE of said SW/4, SE/4, Section 27, also being the NE corner of Sweetbriar Addition to the City of Fort Smith; thence N87°10'11"W along the south line of said SW/4, SE/4, 486.27' to the east right of way line of Old Greenwood Road; thence along said east right of way line of Old Greenwood Road the next (3) courses: N11°48'01"W 164.05'; along a curve to the right having a central angle of 18°26'40" and a radius of 760.00' to a point subtended by a chord bearing and distance of N02°34'42"W 243.60'; N06°38'37"E 127.98' to a Point of Beginning; thence continuing along said east right of way line of Old Greenwood Road the next (3) courses: N06°38'37"E 208.22'; along a curve to the left having a central angle of 16°49'12" and a radius of 858.56' to a point subtended by a chord bearing and distance of N01°45'59"W 251.12'; N10°10'34"W 107.47' to the southerly right of way line of Cliff Drive the next (3) courses: N72°41'20"E 22.45'; S49°13'00"E 366.11'; along a curve to the left having a central angle of 14°16'47" and a radius of 830.00' to a point subtended by a chord bearing and distance of S56°21'13"E 206.14'; thence S15°41'51"W 251.74'; thence N86°21'28"W 400.31' to the Point of Beginning, containing 170,468 square feet or 3.91 acres more or less, being subject to any rights-of-way and any easements of record.
(Proposed Lot 1, TEA- Fort Smith Subdivision)

more commonly known as 4101-4299 Cliff Drive, should be, and is hereby rezoned from

Residential Estate One (RE-1) to Residential Single Family Medium Density (RS-2) by
Classification.

The zoning map of the City of Fort Smith is hereby amended to reflect said rezoning.

PASSED AND APPROVED THIS 6th DAY OF August, 2013.

ATTEST:



City Clerk

APPROVED:



Mayor

Approved as to form:



Publish One Time

ORDINANCE NO. 32-13**AN ORDINANCE REZONING IDENTIFIED PROPERTY
AND AMENDING THE ZONING MAP**

WHEREAS, the City Planning Commission has heretofore held a public hearing upon request No. 9-7-13 to rezone certain properties hereinafter described, and, having considered said request, recommended on July 9, 2013, that said change be made;

NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE BOARD OF DIRECTORS OF THE CITY OF FORT SMITH, ARKANSAS:

SECTION 1: That the following properties to-wit:

Part of Lot 1, Sharum Plat #2, being filed for record October 26, 1957, Greenwood District, Sebastian County and part of Government Lot 1 of the Southwest Quarter of Section 30, Township 8 North, Range 31 West, Fort Smith, Sebastian County, Arkansas, being more particularly described as follows:

Commencing at the Northeast Corner of said Southwest Quarter; thence along the east line of said Southwest Quarter, S 02°50'11"W, 602.75 feet; thence leaving said east line, N 87°15'38"W, 39.96 feet to a set ½" rebar with cap stamped MWC 1369 and the Point of Beginning, said point also being the southeast corner of Lot E, Hillsboro Estate, Lots D & E being filed for record October 20, 2008 as plat 1804a, said point also being on the west right-of-way line of Massard Road; thence along said right-of-way line, S 02°50'42"W, 174.00 feet to a set ½" rebar with cap stamped MWC 1369; thence continuing along said right-of-way line, S 47°50'42"W, 42.43 feet to a set ½" rebar on the north right-of-way line of Phoenix Avenue; thence along said right-of-way line, N 87°09'49"W, 390.96 feet to a set ½" rebar with cap stamped MWC 1369; thence along said right-of-way line and 267.77 feet along the arc of a curve to the right, said curve having a radius of 960.00 feet and being subtended by a chord having a bearing of N 79°09'52"W and a distance of 266.90 feet to a set ½" rebar with cap stamped MWC 1369; thence N 40°37'03"E, 7.07 feet to a set ½" rebar with cap stamped MWC 1369 on the south line of Lot A, Hillsboro Estate, Lots A thru C being filed for record October 13, 2008 as plat 1804b; thence continuing along said south line and 215.17 feet along the arc of a curve to the right, said curve having a radius of 300.00 feet and being subtended by a chord having a bearing of N 61°09'55"E, and a distance of 210.59 feet to set ½" rebar

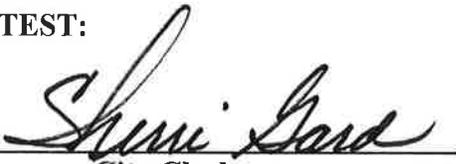
with cap stamped MWC 1369; thence continuing along said south line, N 02°57'12"E, 49.85 feet to an existing ½" rebar with cap stamped MWC 1369; thence continuing along said south line of Lot A and the south line of said Lot D and said Lot E, # 87°15'38"E, 501.64 feet to the Point of Beginning, containing 2.73 acres, more or less.

more commonly known as 8201 Phoenix Avenue, should be, and is hereby rezoned from Residential Single Family Duplex Low/Medium Density (RSD-2) to Commercial Light (C-2) by Classification.

The zoning map of the City of Fort Smith is hereby amended to reflect said rezoning.

PASSED AND APPROVED THIS 6th DAY OF August, 2013.

ATTEST:



City Clerk

APPROVED:



Mayor

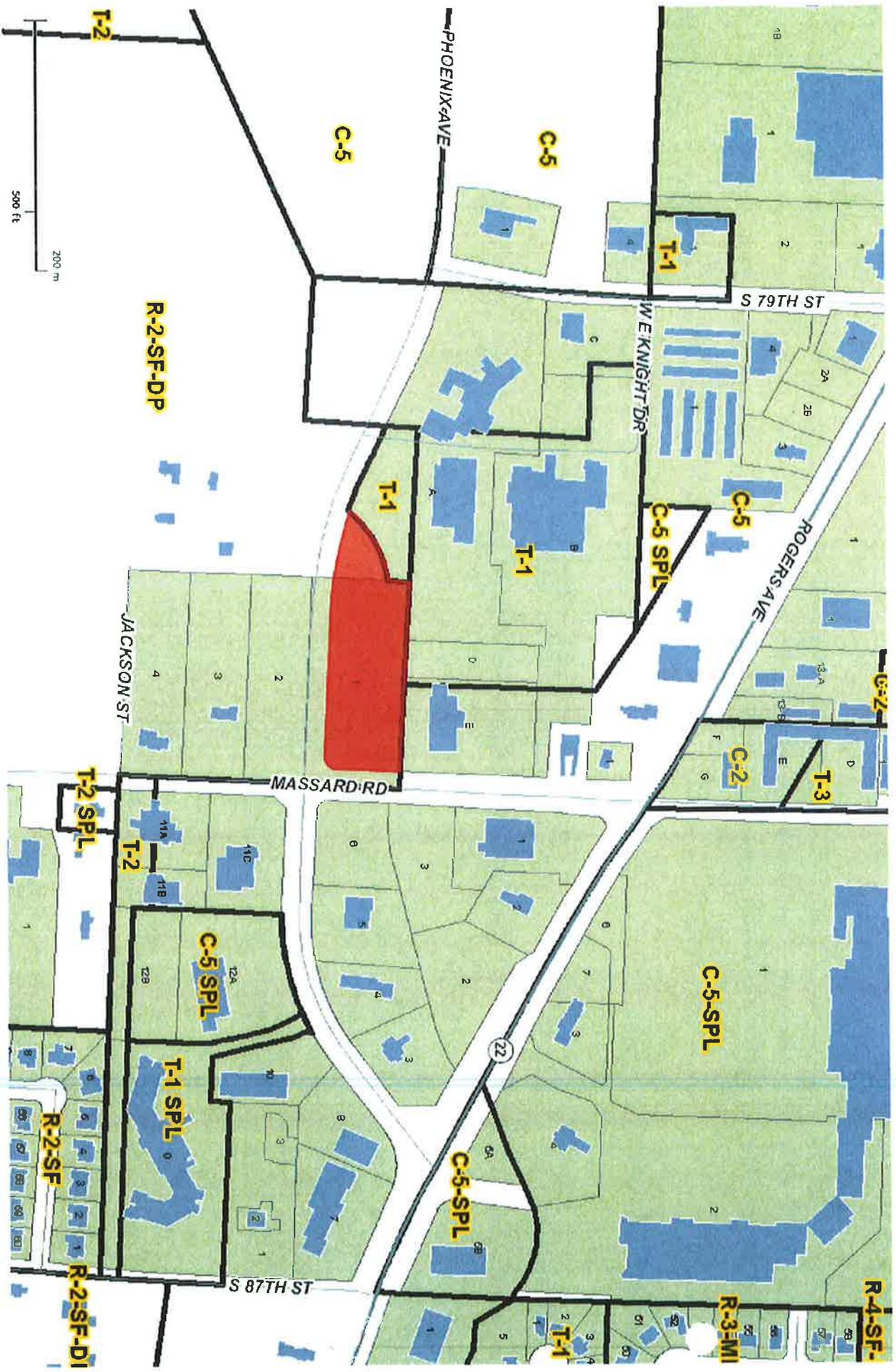
Approved as to form:



Publish OneTime

Rezoning #9-7-13: From Residential Single Family Medium Density (RSD-2) to Commercial Light (C-2)

8201 Phoenix Avenue



ORDINANCE NO. 33-13

AN ORDINANCE AMENDING SECTIONS 13-251 THROUGH 13-253 OF THE FORT SMITH MUNICIPAL CODE REGULATING CHARITABLE FUNDRAISING

NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE BOARD OF DIRECTORS OF THE CITY OF FORT SMITH, ARKANSAS, THAT:

SECTION I: Section 13-251 (a) & (b) of the Fort Smith Municipal Code is amended to read as follows:

- (a) Subsection (a) of Section 13-251 is amended to delete reference to “the city administrator or his designated agent” and to replace that language with the “chief of police, or his or her designee.”

- (b) Subsection (b) of Section 13-251 is amended to read:

Such a permit shall be issued upon application of any such person and upon proof or certification that the applicant has either complied with or is exempt from the provisions of A.C.A. tit. 4, ch. 28, subch. 4 [§ 4-28-401 et seq.]. Registration with the Arkansas Attorney General’s Charities Database shall be accepted as proof of such compliance with the provisions of A.C.A. tit. 4, ch. 28, subch. 4 [§§ 4-28-401 et seq.].

SECTION II: Section 13-252 of the Fort Smith Municipal Code is amended to reflect accurately the applicable state statutes requiring registration by professional fundraisers and/or professional solicitors; consequently, the last part of said section is amended to read: “A.C.A. §§ 4-28-401 et seq.”

SECTION III: Section 13-253(b) of the Fort Smith Municipal Code is amended by removing references to “city administrator and his designee” and replacing them with “chief of police or his or her designee.”

SECTION IV: Emergency Clause. In order to be in compliance with current state laws governing registration by professional fundraisers, several of whom are contemplated to be fundraising soon within the City of Fort Smith; THEREFORE, an emergency is hereby declared to exist, and this Ordinance shall be in full force and effect from and after its passage and approval.

PASSED AND APPROVED THIS 6th DAY OF AUGUST, 2013.

APPROVED:

Mayor

ATTEST:

City Clerk

Approved as to form:


City Attorney
Publish One Time

5A.

RESOLUTION NO. R-112-13

RESOLUTION ACCEPTING BID AND AUTHORIZING THE MAYOR
TO EXECUTE A CONTRACT FOR REPAIRS TO THE CITY PARKING FACILITY AT
700 ROGERS AVENUE

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

SECTION 1: The bid of Restocon Corporation received July 16, 2013, for repairs to the
City Parking Facility at 700 Rogers Avenue in the amount of \$54,516.00 be accepted.

SECTION 2: The Mayor is authorized to execute a contract with Restocon Corporation
subject to the terms set forth in Section 1 above.

THIS RESOLUTION ADOPTED THIS 6th DAY OF AUGUST, 2013.

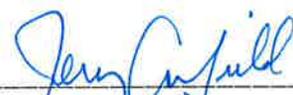
APPROVED:


Mayor

ATTEST:


City Clerk

Approved as to form:


No Publication Required

RESOLUTION NO. R-113-13

A RESOLUTION AUTHORIZING THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF FORT SMITH, ARKANSAS, AND SEBASTIAN COUNTY, ARKANSAS, REGARDING THE 2013 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM

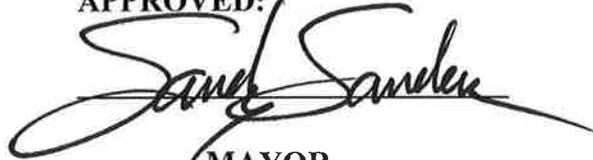
BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE CITY OF FORT SMITH, ARKANSAS, THAT:

Section 1. The Memorandum of Understanding between the City of Fort Smith, Arkansas, and Sebastian County, Arkansas, which shall be substantially in the form attached hereto, is hereby approved and provides for the terms, conditions, and mutual understandings concerning the 2013 Edward Byrne Memorial Justice Assistance Grant (JAG) Program between the two parties.

Section 2. The Mayor, his signature being attested by the City Clerk, is hereby authorized to execute this Memorandum of Understanding to which the City of Fort Smith is a party.

THIS RESOLUTION ADOPTED THIS 6th DAY OF August, 2013.

APPROVED:


MAYOR

ATTEST:


CITY CLERK

Approved as to form:

 npr
City Attorney

RESOLUTION NO. R-11413

A RESOLUTION AUTHORIZING EXECUTION OF UTILITY EASEMENT
GRANTED TO OKLAHOMA GAS AND ELECTRIC COMPANY FOR
FORT SMITH FIRE STATION FIRE NO. 11 PROJECT

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

The Mayor is hereby authorized to execute, his signature being attested by the City Clerk,
the attached Easement granting to Oklahoma Gas and Electric Company the right and privilege
to erect and maintain a system of underground and above ground electrical facilities providing
electrical service and communication service to the facilities being constructed as a part of the
Fort Smith Fire Station No. 11 Project.

This Resolution adopted this 6th day of August, 2013.

APPROVED:


Mayor

ATTEST:


City Clerk

APPROVED AS TO FORM:


No publication required

RESOLUTION NO. **R.115-13**

A RESOLUTION AMENDING THE APPLICATION
FOR OUTSIDE AGENCY SERVICES FUNDING

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

The form of the application for outside agency services funding to be utilized by the City of Fort Smith is hereby amended as follows:

(1) Page 1 of the application shall be amended to include the following language:

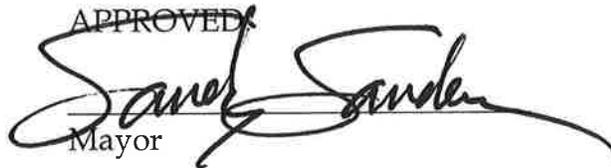
Absolutely no extension or exception will be made for applicants who do not meet the submission deadline stated above.

(2) Page 2 of the application shall be amended to include the following language:

If awarded funds from any city department 100% funded by the General Fund, agency is eligible to receive funds from that department budget or from this funding program. Agency will be given the option to choose which award to accept after funding recommendations are made to enable agency to select the greater award.

(3) The point values assigned to each section during initial development of the current application are hereby removed.

THIS RESOLUTION ADOPTED THIS 6th DAY OF AUGUST, 2013.

APPROVED:

Mayor

ATTEST:

City Clerk

Approved as to form:

NPR

OUTSIDE AGENCY SERVICES CONTRACT APPLICATION CITY OF FORT SMITH 2014 BUDGET

For service providers seeking City of Fort Smith General Fund dollars in exchange for services, the following form and required attachments must be completed and submitted to the City Finance Department no later than 4:30p.m. Thursday, September 6th, 2013. **Requests received after this date and time will not be reviewed nor submitted for consideration by the Awards Committee.**

Absolutely no extensions or exceptions will be made for applicants who do not meet the submission deadline stated above. _____ (By My Initials, I have read/understand)

ORGANIZATION: _____

CONTACT PERSON: (ALL QUESTIONS AND NOTICES WILL BE DIRECTED TO THIS PERSON AT THE ADDRESS LISTED BELOW DURING THE APPLICATION PROCESS AND REVIEW):

NAME: _____

ADDRESS: _____

PHONE: _____

***E-MAIL ADDRESS:** _____

***Please use an address where e-mail is checked frequently**

NUMBER OF YEARS SERVICE TO COMMUNITY: _____

AWARD CATEGORY: (Refer to Overall Program Purpose & Goals for Description of Category Parameters)

_____ **ARTS AND HUMANITIES**

_____ **RECREATION**

_____ **SOCIAL & COMMUNITY SERVICES**

SECTION 1 – STOP HERE!

APPLICANT MUST MEET ALL OF THE FOLLOWING REQUIREMENTS FOR PARTICIPATION IN THE SERVICE PROGRAM! (Yes or No Y/N)

- ___ Located in the city limits of the City of Fort Smith, Arkansas
- ___ Registered with the State of Arkansas Secretary of State’s office
- ___ Registered through the City of Fort Smith as a business and/or non-profit
- ___ Received an independent audit in the past 12 months
- ___ Filed IRS form 990 in the past 12 months
- ___ Have regular board meetings
(monthly, quarterly, semi-annually, or annually)

Exclusion from awarding public funds: faith-based organizations when the program will only benefit the organization and its members.

If you are awarded funds from any city department 100% allocated to the General Fund, you are only eligible to receive funds from that budget or from this program. You will be able to choose which award to accept after funding recommendations are made so that you are able to accept the largest award.

If the applicant meets all of these minimum requirements, the organization may be eligible to participate in the City of Fort Smith’s partnership with local service agencies that provide specialized services to citizens.

TERMS AND CONDITIONS:

By applying for funds within the scope of this program, I acknowledge the following:

- 1. The agency I represent may be subject to an unannounced site visit by citizen review panelists during normal business hours.*
- 2. The city’s internal auditor may choose to randomly select applications each year for internal review at the close of the year for which the funds are awarded. Funds may be forfeited or must be returned if the auditor determines that a deliberate misrepresentation has been made on the application.*
- 3. If the organization I represent is requesting assistance for utilities, and the panel awards a specific sum, my organization will be required to submit bills to Finance for monthly reimbursements. If the award amount is more than the annual expenses, my organization is not entitled to the additional funds.*

Signature of applicant

Date

PURPOSE OF THIS PROGRAM

The purpose of partnering with local service agencies is to enable and assist non-profit organizations providing specialized services to citizens.

These services are deemed by the City of Fort Smith Board of Directors to be either necessary or beneficial to the economic, social or cultural well-being of Fort Smith, its citizens and guests of the community.

Contracts should allow the agency to accomplish at least one of these objectives:

- 1. Improving, expanding, or enhancing citizen services**
- 2. Achieving an important step in the organization's business model**
- 3. Meeting an unexpected demand for services or facilities construction or repair**

SECTION 2

Section 2 is divided into three sections. Please complete *ONLY* the section corresponding with the category in which your organization is applying. These questions must be answered “yes” or “no” as designated by a “Y” or an “N.” The questions are designed so that it is difficult, if not impossible, for any one organization to achieve a perfect score on this section. You will have an opportunity to address exceptions and other qualities unique to your organization in Section 3.

Arts & Humanities

ARTS & HUMANITIES PURPOSE AND GOALS

Contracts should encompass at least one of the following objectives:

1. Recruitment and retention of knowledge-based workers
2. Recruitment and retention of health care professionals
3. Increasing accessibility of arts & humanities programs to the entire community, including non-traditional populations

If applicant seeks a partnership contract as an arts & humanities organization, answer these questions as Yes or No Y/N:

Charges a fixed admission fee?

Offers free admission and/or accepts donations for admission?

Discounted or free admission to senior citizens or students?

Belongs to or participates in a state, regional or national professional association?

Accepts private donations?

Applies for outside grants (this funding not included)?

Engages in at least one annual fund raising campaign activity – for capital or operating expenses?

Will the requested funds through the City of Fort Smith be depleted before the end of the year or project for which they are requested?

Is one person responsible for continuity in decision-making and/or fiduciary responsibilities?

Does this organization use volunteers?

Does this organization have facilities for corporate and community meetings?

Circle best response: 50 or fewer – 50 or more

Does this organization offer any programs designed for school presentations?

Does this organization offer an attraction to entice companies or industry to our area?

Is your facility – or are your services - available more than 5 days per week or evenings, either regular hours or by special request?

SECTION 2 *continued*

Section 2 is divided into three sections. Please complete *ONLY* the section corresponding with the category in which your organization is applying. These questions must be answered “yes” or “no” as designated by a “Y” or an “N.” The questions are designed so that it is difficult, if not impossible, for any one organization to achieve a perfect score on this section. You will have an opportunity to address exceptions and other qualities unique to your organization in Section 3.

Recreation

RECREATION PURPOSE AND GOALS

Contracts should encompass at least one of the following objectives:

1. Enhancing an organization’s ability to serve youth recreation leagues for current and future generations
2. Expanding a facility to accommodate larger regional events
3. Providing permanent facilities enhancements for recreational programs for all ages

If applicant seeks a partnership contract as a recreation organization, answer these questions as Yes or No Y/N:

___ Offers free admission and/or accepts donations for admission?

___ Does this organization have permanent facilities for recreational programs for all ages?

___ Does this organization provide recreational activities to youth, senior citizens and/or special needs clients?

___ Accepts private donations?

___ Applies for outside grants (this funding not included)?

___ Engages in at least one annual fund raising campaign activity – for capital or operating expenses?

___ Will the requested funds through the City of Fort Smith be depleted before the end of the year or project for which they are requested?

___ Is one person responsible for continuity in decision-making and/or fiduciary responsibilities?

___ Does this organization use volunteers?

___ Does this organization have facilities for corporate and community meetings?

Circle best response: 50 or fewer – 50 or more

___ Does this organization offer any programs designed for presentations to schools?

___ Does this organization offer recreation events that entice companies or industry to our area?

___ Is your facility – or are your services - available more than 5 days per week or evenings, either regular hours or by special request?

___ Are you expanding a facility or facilities to accommodate larger regional events?

SECTION 2 *continued*

Section 2 is divided into three sections. Please complete **ONLY** the section corresponding with the category in which your organization is applying. These questions must be answered “yes” or “no” as designated by a “Y” or an “N.” The questions are designed so that it is difficult, if not impossible, for any one organization to achieve a perfect score on this section. You will have an opportunity to address exceptions and other qualities unique to your organization in Section 3.

Social & Community Services

SOCIAL & COMMUNITY SERVICES PURPOSE AND GOALS

Contracts should encompass at least one of the following objectives:

1. Improving an organization’s ability to provide niche services for citizens with special needs
2. Expanding an organization’s ability to train local service agency employees, volunteers, and board members to better fulfill service and self-sustainability objectives

If applicant seeks a partnership contract as a social & community services organization, answer these questions as Yes or No Y/N:

___ Accepts private donations?

___ Applies for outside grants (this funding not included)?

___ Engages in at least one annual fund raising campaign activity – for capital or operating expenses?

___ Is one person responsible for continuity in decision-making and/or fiduciary responsibilities?

___ Does this organization use volunteers?

___ Serves, specifically, the senior or frail population?

___ Serves, specifically, persons with special needs?

___ Is your facility accessible to persons with disabilities?

___ Will the requested funds through the City of Fort Smith be depleted before the end of the year or project for which they are requested?

___ Is the program being applied for unique in Fort Smith?

___ Does the program have a measurable impact on children and families with special needs?

___ Does the program make a significant and sustainable change?

___ Does the agency work in partnership with communities, governments, businesses and other non-profits?

___ Does the organization train its board members, volunteers, advisory council and/or auxiliary?

3. Number of persons served by your organization – RECREATION OR SOCIAL/COMMUNITY SERVICES APPLICANTS, THIS NUMBER MUST REPRESENT FORT SMITH RESIDENTS ONLY. ARTS AND HUMANITIES APPLICANTS PLEASE PROVIDE TOTAL NUMBER OF PERSONS SERVED:

Cost/Benefit Ratio: *Divide the money requested by number of persons served annually*

TOTAL REQUEST FROM 2014 BUDGET:

\$ _____ *money requested divided by*
_____ *persons served annually =*
_____ *cost/benefit ratio*

(PLEASE INCLUDE EXPLANATION IF NECESSARY)

*** Purpose of request must directly relate to the overall purpose and goals and at least one objective in the selected funding category**

PURPOSE OF REQUEST:

OUTSIDE AGENCY CONTRACT PROPOSAL

Page 9 of 9

Please list all funding your agency receives in addition to funding from the City and the % with respect to your agency's annual budget (If you receive United Way funding, you may attach that funding sheet)

RECEIVED FROM:

AMOUNT OF AWARD:

*** If your agency received funds from the 2013 City of Fort Smith budget and this request exceeds the 2013 allocation, please explain the reason for the increase below:**

I, _____ (print name), hereby certify that to the best of my knowledge the above information is correct.

Signature

Date

RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AUTHORIZATION NUMBER TWO TO THE AGREEMENT WITH RJN GROUP, INC., FOR THE ENGINEERING SERVICES FOR THE BASIN 9 COLLECTION SYSTEM IMPROVEMENTS

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

SECTION 1: Authorization Number Two with RJN Group, Inc., for engineering construction phase services associated with the Basin 9 Collection System Improvements, Project Number 12-08-EC1, is hereby approved.

SECTION 2: The Mayor is hereby authorized to execute Authorization Number Two in the amount of \$177,965.00, for performance of said services.

This Resolution adopted this 6th day of August 2013.

APPROVED:


Mayor

ATTEST:


City Clerk

APPROVED AS TO FORM:


npr

RESOLUTION ACCEPTING THE BID OF AND AUTHORIZING THE
MAYOR TO EXECUTE A CONTRACT WITH FORSGREN, INC.,
FOR THE BASIN 9 COLLECTION SYSTEM IMPROVEMENTS

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

SECTION 1: The bid of Forsgren, Inc., for the construction of Basin 9 Collection System
Improvements, Project Number 12-08-C1, is hereby accepted.

SECTION 2: The Mayor is hereby authorized to execute a contract with Forsgren, Inc.,
for an amount of \$2,370,320.30, for performing said construction.

This Resolution adopted this 6th day of August 2013.

APPROVED:


Mayor

ATTEST:



City Clerk

APPROVED AS TO FORM:



npr

RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AMENDMENT NUMBER ONE TO AUTHORIZATION NUMBER ONE WITH CDM SMITH, INC., FOR ENGINEERING SERVICES FOR THE MASSARD WASTEWATER TREATMENT PLANT ODOR CONTROL IMPROVEMENTS

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

SECTION 1: Amendment Number One to Authorization Number One to the engineering Agreement dated December 18, 2012, with CDM Smith, Inc., providing additional engineering services associated with the Massard Wastewater Treatment Plant Odor Control Improvements, Project 13-02-ED1 and adding three additional months to the project completion date, is hereby approved.

SECTION 2: The Mayor is hereby authorized to execute Amendment Number One in the amount of \$40,923.00.

This Resolution adopted this 6th day of August 2013.

APPROVED:


Mayor

ATTEST:


City Clerk

APPROVED AS TO FORM:


npr

RESOLUTION AUTHORIZING ACQUISITION OF REAL PROPERTY INTERESTS IN
CONNECTION WITH THE SUNNYMEDE INTERCEPTOR IMPROVEMENTS

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

The City Administrator and the City Attorney are hereby authorized to acquire by the exercise of
 the City's power of eminent domain, if necessary, a sewer utility easement across the following properties
 in connection with the Sunnymede Interceptor Improvements, Project Number 12-13-P:

<u>Tract No.</u>	<u>Owner</u>	<u>Appraised Value</u>
A-1	Heirs & devisees of Frank Roberts, deceased and Jerileen Roberts	\$ 42.85
A-4	Cynde Cheryl McAlister	\$ 2,210.40

Until acquisition by the City, authorization set forth in Property Acquisition Policy Resolution
 R-40-05 of May 17, 2005 is continued in effect in the event the property owner desires to agree to
 acquisition at the appraised value set forth in the Resolution.

This Resolution adopted this 6th day of August 2013 .

APPROVED:


 Mayor

ATTEST:


 City Clerk

APPROVED AS TO FORM:


 npr

RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AUTHORIZATION NUMBER TWO TO THE AGREEMENT WITH ATKINS ENGINEERING, INC., FOR THE SUNNYMEDE INTERCEPTOR IMPROVEMENTS (S008, S009)

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

SECTION 1: Authorization Number Two with Atkins Engineering, Inc., for engineering construction phase services associated with the Sunnymede Interceptor Improvements (S008, S009), Project Number 12-13-EC1, is hereby approved.

SECTION 2: The Mayor is hereby authorized to execute Authorization Number Two in the amount of \$88,230.00, for performance of said services.

This Resolution adopted this 6th day of August 2013.

APPROVED:


Mayor

ATTEST:


City Clerk

APPROVED AS TO FORM:


npr

RESOLUTION ACCEPTING THE BID OF AND AUTHORIZING A
CONTRACT WITH FORSGREN, INC., FOR THE SUNNYMEDE
INTERCEPTOR IMPROVEMENTS (S008, S009)

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

SECTION 1: The bid of Forsgren, Inc., for the construction of the Sunnymede
Interceptor Improvements (S008, S009), Project Number 12-13-C1, is hereby accepted.

SECTION 2: The Mayor is hereby authorized to execute a contract with Forsgren, Inc.,
in the amount of \$1,526,133.50, for performing said construction.

This Resolution adopted this 6th day of August 2013.

APPROVED:


Mayor

ATTEST:



City Clerk

APPROVED AS TO FORM:



npr