

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 ~ SUMMARY

Fort Smith Board of Directors Regular Meeting

September 3, 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 AUGUST 20, 2013 REGULAR MEETING

Unanimously approved as written

ITEMS OF BUSINESS:

1. Ordinance amending the Master Land Use Plan map and rezoning identified property and amending the zoning map (*Master Land Use Plan - from Mixed Use Employment to Commercial Neighborhood; Rezoning - from Residential Estate One (RE-1) to Transitional (T) by extension located at 3700 Cliff Drive*)
Approved 6 in favor, 0 opposed, 1 recusal (Lau) / Ordinance No. 38-13
2. Ordinance rezoning identified property and amending the zoning map (*from Industrial-2 to a Planned Zoning District located at 7200 South 28th Street*)
Approved 7 in favor, 0 opposed / Ordinance No. 39-13

3. Ordinance rezoning identified property and amending the zoning map (*from Unzoned to Residential Single Family Medium High Density (RS-3) by classification located at 7600 Massard Road*)
Approved 7 in favor, 0 opposed / Ordinance No. 40-13
4. Ordinance rezoning identified property and amending the zoning map (*from Extra Territorial Jurisdiction Open-1 (ETJ O-1) to Extra Territorial Jurisdiction Industrial-2 (ETJ I-2) by extension located at 7700 Highway 45*)
Approved 7 in favor, 0 opposed / Ordinance No. 41-13
5. Ordinance amending the 2009 Unified Development Ordinance of the City of Fort Smith (*Outdoor Advertising Signs*)
Approved 7 in favor, 0 opposed / Ordinance No. 42-13
6. Ordinance amending the provisions of Article VII of Chapter 6 of the Municipal Code to amend and restate the provisions of the Housing Repair and Rehabilitation Assistance Program of the City of Fort Smith, and for other purposes ~ *Lau / Weber placed on agenda at the August 27, 2013 study session* ~
Approved 7 in favor, 0 opposed / Ordinance No. 43-13
7. Ordinance amending Ordinance No. 3345, as amended, to increase the membership of the Central Business Improvement District Commission to eight (8) persons
Approved 7 in favor, 0 opposed / Ordinance No. 44-13
8. Consent Agenda
 - A. Ordinance to abandon a public utility easement located on Eastwood Estates, Lot 1A, an addition to the City of Fort Smith, Sebastian County, Arkansas
Approved 7 in favor, 0 opposed / Ordinance No. 45-13
 - B. Ordinance to abandon public utility easements located on Eastwood Estates, Lots 3A & 6A, an addition of the City of Fort Smith, Sebastian County, Arkansas
Approved 7 in favor, 0 opposed / Ordinance No. 46-13
 - C. Resolution authorizing the acquisition of real property interests for the Jenny Lind Road and Ingersoll Avenue Widening, Project No. 07-01-A (\$131,000.00 / *Engineering Department / Budgeted – Sales Tax Program Fund*)
Approved 7 in favor, 0 opposed / Resolution No. R-130-13
 - D. Resolution approving claim service for the City's employee medical and dental coverages
Approved 7 in favor, 0 opposed / Resolution No. R-131-13

- E. Resolution accepting bids for the purchase of water and wastewater chemicals for 2013-2014 (*Annual bid / Various Departments / Budgeted – Water & Wastewater and Sanitation Funds*)
Approved 7 in favor, 0 opposed / Resolution No. R-132-13
- F. Resolution allowing the sale of surplus vehicles and equipment at public auction
Approved 7 in favor, 0 opposed / Resolution No. R-133-13
- G. Resolution accepting bids for the purchase of fleet trucks (\$804,314.24 / *Utility & Street Departments / Budgeted – General, Water & Wastewater and Street Funds*)
Approved 7 in favor, 0 opposed / Resolution No. R-134-13
- H. Resolution accepting the project as complete and authorizing final payment to T-G Excavating, Inc. for construction of the 2011 Sanitary Sewer Improvements – Phase II (\$117,780.73 / *Utility Department / Budgeted – 2012 Sales and Use Tax Bonds*)
Approved 7 in favor, 0 opposed / Resolution No. R-135-13
- I. Resolution authorizing the Mayor to execute Authorization No. 2 to the agreement with Morrison Shipley Engineers, Inc. for engineering services for the Candlestick Force Main Replacement (Station 19) (\$123,000.00 / *Utility Department / Budgeted – 2012 Sales and Use Tax Bonds*)
Approved 7 in favor, 0 opposed / Resolution No. R-136-13
- J. Resolution accepting the bid of and authorizing the Mayor to execute a contract with Crawford Construction Company for the Candlestick Force Main Replacement (Station 19) (\$1,190,847.00 / *Utility Department / Budgeted – 2012 Sales and Use Tax Bonds*)
Approved 7 in favor, 0 opposed / Resolution No. R-137-13
- K. Resolution authorizing the Mayor to execute an agreement for engineering services with Burns & McDonnell for water and wastewater financial planning, cost of services analysis and rate design (\$108,150.00 / *Utility Department / Budgeted – Operating Budget 5501-219*)
Approved 7 in favor, 0 opposed / Resolution No. R-138-13
- L. Resolution authorizing an offer for the purchase of real property in connection with the Mill Creek Pump Station Wet Weather Improvements (\$86,000.00 / *Utility Department / Budgeted – 2012 Sales and Use Tax Bonds*) ~ Tabled for 30 days at the August 6, 2013 regular meeting ~
Approved 7 in favor, 0 opposed / Resolution No. R-139-13

- M. Resolution approving a construction manager agreement with Flintco, LLC for services related to the construction of an aquatic facility at Ben Geren Regional Park (\$371,250.00 / Parks Department / Budgeted – 2012 Sales Tax Bonds)
Approved 4 in favor, 3 opposed (Catsavis, Weber and Merry) / Resolution No. R-140-13

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
7:10 p.m.

ORDINANCE NO. 38-13**AN ORDINANCE AMENDING THE MASTER LAND USE PLAN MAP AND
REZONING IDENTIFIED PROPERTY AND AMENDING THE ZONING MAP**

WHEREAS, the City Planning Commission has held a public hearing to consider a request to amend the Master Land Use Plan Map relative to property described in Section 1 of this ordinance, and, having considered the request, recommended on August 13, 2013, that said change be made; and,

WHEREAS, the Planning Commission determined the change to the Master Land Use Plan Map does conform to the goals and objectives of the Comprehensive Plan.

WHEREAS, the City Planning Commission has heretofore held a public hearing to consider request No. 13-8-13 to rezone certain properties hereinafter described, and, having considered said request, recommended on August 13, 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: The hereinafter described property is hereby reclassified on the Master Land Use Plan Map from Mixed Use-E to Commercial Neighborhood and the Master Land Use Plan Map is hereby amended to reflect said amendment 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 3700 Cliff Drive.

SECTION 2: The real property described in Section 1 above is hereby rezoned from Residential Estate One Acre (RE-1) to Transitional (T) by Extension, subject to compliance with the approved development plan. Any changes to the approved development plan must be approved by the Planning Commission prior to the issuance of any building permits or use of the land.

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

PASSED AND APPROVED THIS 3rd DAY OF September, 2013.

APPROVED:



Mayor

ATTEST:



City Clerk

Approved as to form
JSL
Publish 1 time

Master Land Use Plan Amendment: From Mixed Use E to Commercial Neighborhood

3700 Cliff Drive



ORDINANCE NO. 39-13**AN ORDINANCE
REZONING IDENTIFIED PROPERTY AND AMENDING THE ZONING MAP**

WHEREAS, the City Planning Commission has heretofore held a public hearing to consider request No.10-18-13 to rezone certain properties hereinafter described, and, having considered said request, recommended on August 13, 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: The real property described herein is hereby rezoned from Industrial Moderate (I-2) to a Planned Zoning District (PZD) No. 10-18-13 by Classification. The approved change in zoning classification is based and conditioned upon the Planned Zoning District provisions of Section 27-341 of the Unified Development Ordinance and Planned Zone Project Booklet reviewed by the Fort Smith Planning Commission and approved hereby, which Project Booklet shall be filed in the office of the City Clerk. The subject real property is located in the Fort Smith District of Sebastian County, Arkansas, and is more particularly described as follows, to-wit:

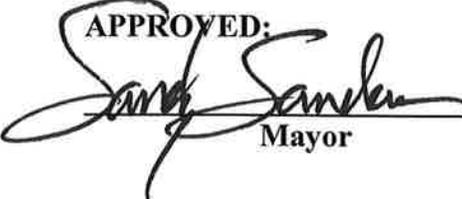
Sebastian Commerce Center, Lot 20A, an addition to the City of Fort Smith,
Sebastian County, Arkansas, more commonly known as 7200 South 28th Street.

Ordinance No. 39-13

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

PASSED AND APPROVED THIS 3rd DAY OF September, 2013.

APPROVED:



Mayor

ATTEST:



City Clerk

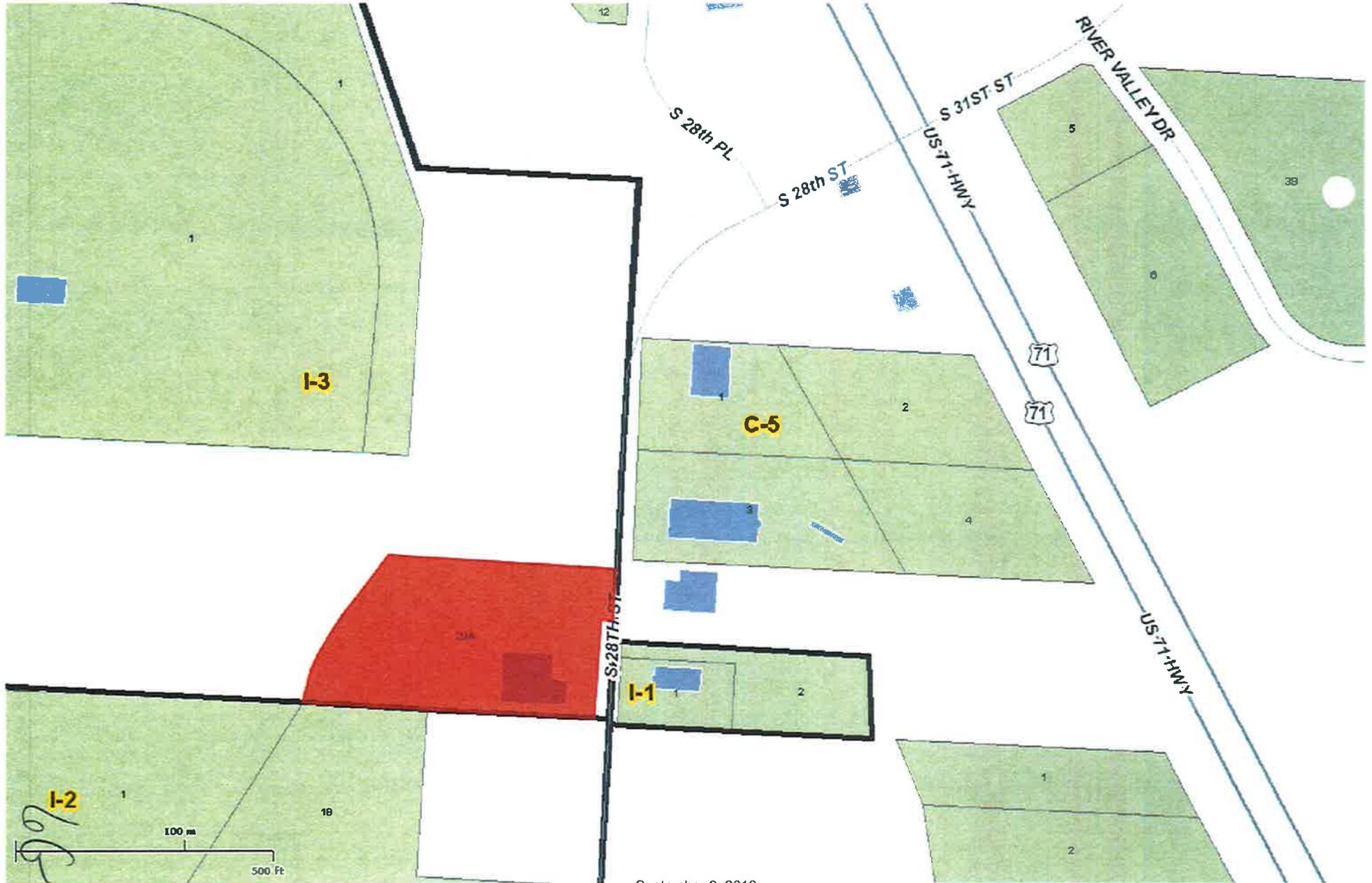
Approved as to form:



Publish One Time

Rezoning #10-8-13: From Industrial Moderate (I-2) to a Planned Zoning District

7200 South 28th Street



September 3, 2013

ORDINANCE NO. 40-13AN ORDINANCE REZONING IDENTIFIED PROPERTY
AND AMENDING THE ZONING MAP

WHEREAS, the City Planning Commission has heretofore held a public hearing upon request No. 11-8-13 to rezone certain properties hereinafter described, and, having considered said request, recommended on August 13, 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 Government Lots 1 and 2 of the Southwest Quarter of Section 6, and part of Government Lot 2 of the Northwest Quarter of Section 7, all in Township 7 North, Range 32 West, Fort Smith, Sebastian County, Arkansas, being more particularly described as follows:

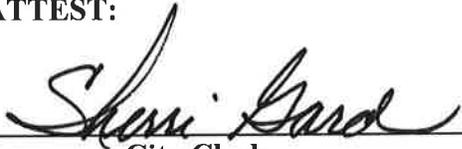
Commencing at the Northeast Corner of said Government Lot 1 of the Southwest Quarter, said point being marked with an existing ½" rebar in concrete; thence along the north line of said Southwest Quarter N 87°23'54"W, 2018.18 feet to an existing ½" iron pin; thence along the east boundary line of the Sebastian County parcel S02°15'25"E, 1833.59 feet to the point of beginning, said point being marked with a set ½" rebar with cap stamped MWC 1369; thence S 90°00'00"E, 560.06 feet to a point on the west right-of-way line of Massard Road, said point being marked with a set ½" rebar with cap stamped MWC 1369; thence 1359.08 feet along the arc of a curve to the left in said right-of-way line, said curve having a radius of 2546.73 feet and being subtended by a chord having a bearing of S 13°11'55"W and a distance of 1343.01 feet to an existing ½" rebar with cap stamped 147; thence along the north right-of-way line of Planters Road, S87°12'47"W, 243.87 feet to a set ½" rebar with cap stamped MWC 1369; thence along said east boundary line of the Sebastian County Parcel N00°37'43"E, 837.82 feet to an existing ½" rebar with cap stamped 147; thence continuing along said boundary line N02°15'45"W, 482.00 feet to the point of beginning. Containing 10.00 acres, more or less.

more commonly known as 7600 Massard Road, should be, and is hereby rezoned from Unzoned to Residential Single Family Medium High Density (RS-3) by Classification.

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

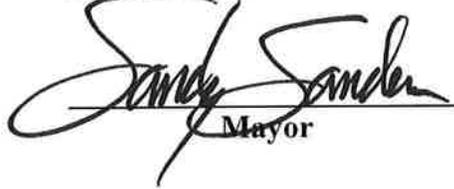
PASSED AND APPROVED THIS 3rd DAY OF September, 2013.

ATTEST:



City Clerk

APPROVED:

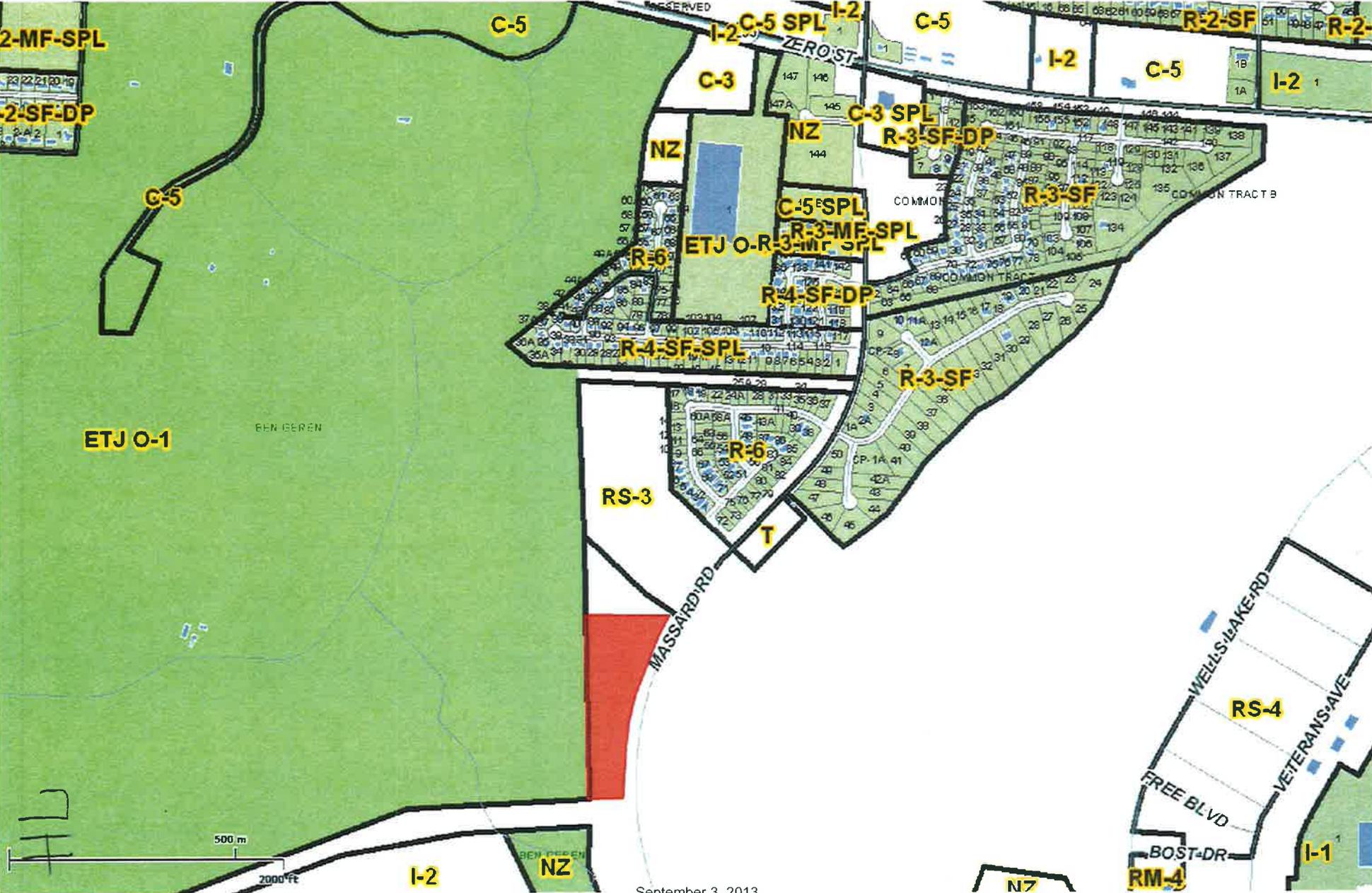


Mayor

Approval to form
Jerry C. Gault
Publish (time)

Rezoning #11-8-13: From Not Zoned to Residential Single Family Medium/High Density (RS-3)

7600 Massard Road



ORDINANCE NO. 41-13

AN ORDINANCE REZONING IDENTIFIED PROPERTY AND AMENDING THE ZONING MAP

WHEREAS, the City Planning Commission has heretofore held a public hearing upon request No. 12-8-13 to rezone certain properties hereinafter described, and, having considered said request, recommended on August 13, 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:

Lot 1 of Industrial Park South No. 5 as filed for public record December 7, 1983.

more commonly known as 7700 Highway 45, should be, and is hereby rezoned from Extraterritorial Jurisdiction Open-1 (ETJ O-1) to Extraterritorial Jurisdiction Industrial-2 (ETJ I-2) by Extension, subject to compliance with the approved development plan and that any significant changes to the approved development plan or new development will require approval by the Planning Commission.

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

PASSED AND APPROVED THIS 3rd DAY OF September, 2013.

~~ATTEST~~
~~APPROVED:~~

Shirley Gard
City Clerk

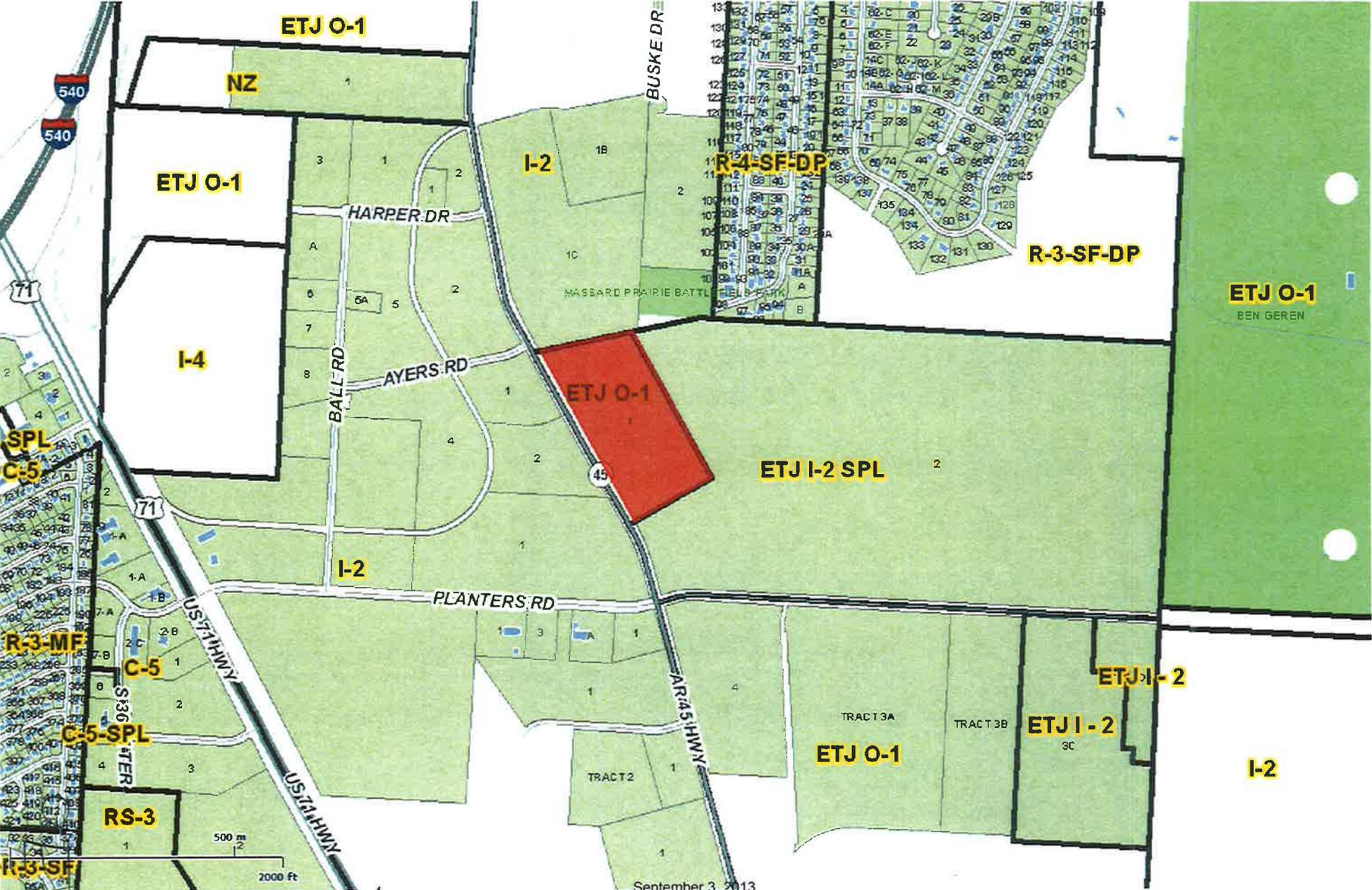
APPROVED:

James Sander
Mayor

*Approved as to form
Jenny Cigfield
Public 11 time*

Rezoning #12-8-13: From ETJ Open-1 to ETJ Industrial Moderate (I-2)

7700 US Highway 45



ORDINANCE NO. 42-13**AN ORDINANCE AMENDING THE 2009 UNIFIED DEVELOPMENT
ORDINANCE OF THE CITY OF FORT SMITH**

WHEREAS, the Board of Directors passed and approved Ordinance No. 36-09 which adopted the Unified Development Ordinance on May 19, 2009; and,

WHEREAS, it is necessary to amend certain sections of the Unified Development Ordinance to provide clarity and remove conflicts with other provisions of the municipal code; and,

WHEREAS, the Planning Commission held a public hearing regarding these amendments and recommended on August 13, 2013, that said changes be made; and,

WHEREAS, three (3) copies of September 2013 Amendments to the Unified Development Ordinance have been on file in the Office of the City Clerk of the City of Fort Smith for inspection and review by the public prior to the passage of this Ordinance; and,

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

SECTION 1: The September 2013 Amendments to the Unified Development Ordinance Appendix A is hereby adopted.

SECTION 2: The codifier shall codify the new sections and amend the existing sections of the Unified Development Ordinance.

SECTION 3: It is hereby found and determined that the adoption of these amendments to the Unified Development Ordinance is necessary to alleviate an emergency created by the lack

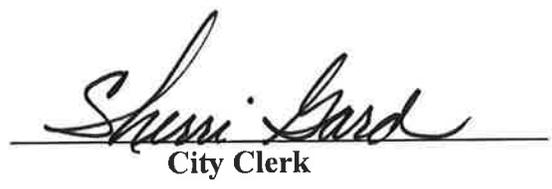
of regulation of uses of property within the City of Fort Smith so that the protection of the health, safety and welfare of the inhabitants of the City requires that the amendments be effective, and the amendment is hereby made effective, as of the date of approval of this Ordinance.

PASSED AND APPROVED THIS 3rd DAY OF September, 2013.

APPROVED:


Mayor

ATTEST:


City Clerk

Approved as to form
Jenny Ciffield
Public & Finance

SEPTEMBER 2013

**AMENDMENTS TO THE UNIFIED
DEVELOPMENT ORDINANCE**

- (e) Within six hundred sixty (660) feet of the right-of-way of an interstate highway, no outdoor advertising sign structure designed to be primarily viewed from the roadway of such interstate highway shall be permitted to be erected closer than five hundred (500) feet to any other such sign structure on the same side of the right-of-way, as measured along a line parallel to such highway, and from the centers of the closest support poles.
- (f) No outdoor advertising sign (whether static or digital) shall be permitted to be erected with a sign area in excess of three hundred (300) square feet along non-interstate streets nor to be erected with a sign area in excess of three hundred seventy-eight (378) square feet on interstates. Sign area in excess of three hundred seventy-eight (378) square feet but not to exceed six hundred seventy two (672) square feet along interstates may be allowed by the planning commission's approval of a Conditional Use request so long as an equivalent or greater amount of sign square footage is deleted by the loss of one or more of the applicant's sign credits in the sign bank. Consistent with the definition of "sign area" in Section 27-200, a deletion of sign area footage is not accomplished by removal of only one face of a doubled faced or V-type outdoor advertising sign.
- (g) Outdoor advertising signs may be erected with a static face or with a digital face, provided the sign complies with all provisions applicable to outdoor advertising signs and the following.
- (1) For permitted structures containing a digital face, only one digital face shall be allowed per facing, and the digital face shall be the only sign allowed on that facing;
 - (2) Electronic message changes must be accomplished within a time interval of two (2) seconds or less;
 - (3) The message or image on a digital face must remain static for a minimum of eight (8) seconds;
 - (4) Digital faces shall contain a default design that will freeze the message in one position if a malfunction occurs;
 - (5) Signs that contain, include, or are illuminated by any flashing, intermittent, or moving light or lights, including animated parts or scrolling messages or images, are

(13) Failure to adhere to any of these provisions may result in the revocation of the digital face authorization of the permit (following due process including notice to comply).

- (h) V-type outdoor advertising signs are permitted provided the angle of separation of the two sides of the sign is not greater than thirty (30) degrees.
- (i) No outdoor advertising sign shall be permitted to be erected unless it has a minimum height at the lowest portion of the face surface of the sign of at least thirteen (13) feet and has a maximum height at the tallest point on the face surface of forty-five (45) feet, which minimum and maximum heights are to be measured from the elevation of a perpendicular line from the center/crown of the roadway to which the sign is adjacent.
- (j) No portion of an outdoor advertising sign shall be erected in a public right-of-way.
- (k)(1) Subsequent to the adoption of this Ordinance, no new outdoor advertising sign shall be permitted to be erected within the city limits nor within Fort Smith's extra-territorial planning jurisdiction area except as provided herein. This prohibition against new outdoor advertising signs shall apply even in those areas regulated by the Federal Highway Beautification Act (23 U.S.C. 131) or the Arkansas Highway Beautification Act (Ark. Code Ann. § 27-74-101 et seq.).
- (2) Sign Bank. There is hereby created an outdoor advertising sign credit bank ("Sign Bank") whereby the city planning department shall maintain a credit on file for the replacement of outdoor advertising signs as allowed under subsection (1) above or for the expansion in size of outdoor advertising signs as allowed by (f) above. The purposes of the Sign Bank permitting process are to ensure that the quantity and size of outdoor advertising signs in the City of Fort Smith and its extra-territorial jurisdiction area do not increase and to ensure proper placement of replaced or relocated outdoor advertising signs.
 - A. The owners of each outdoor advertising sign existing as of the effective date of these regulations shall be given a credit for the sign and the size of its face(s) within the Sign Bank. A double faced or V-type outdoor advertising sign shall entitle an owner to a single credit in the Sign Bank (not an additional credit for additional faces).

1C

ORDINANCE NO. 43-13AN ORDINANCE AMENDING THE PROVISIONS OF ARTICLE VII OF CHAPTER 6 OF THE MUNICIPAL CODE TO AMEND AND RESTATE THE PROVISIONS OF THE HOUSING REPAIR AND REHABILITATION ASSISTANCE PROGRAM OF THE CITY OF FORT SMITH, AND FOR OTHER PURPOSES

BE IT ORDAINED AND ENACTED by the Board of Directors of the City of Fort Smith, Arkansas, that:

SECTION 1: The provisions of Article VII of Chapter 6 of the Fort Smith Municipal Code are hereby amended to read as follows:

Sec. 6-301. – Established.

There is hereby established a housing repair and rehabilitation assistance program (the “Program”) providing for grants or grant/loan combinations to be used to repair and rehabilitate single family owner-occupied residential housing units which meet the eligibility requirements of the Program.

Sec. 6-302. – Budgetary control; contract payments.

The funds available for the Program will be established by budget appropriations by the board of directors. The Program may be withdrawn, amended or otherwise affected, in whole or in part, by the board of directors at any time. Any grant or grant/loan combination may be revoked, even after approval, up to the date on which the contractor commences substantial performance of the repair or rehabilitation work. Any contract for repair or rehabilitation work to

be paid in whole or in part from grant funds is subject to the restrictions of this section.

Sec. 6-303. – Housing assistance board.

There is hereby established a housing assistance board to administer portions of the Program.

- (1) The housing assistance board will be appointed by the board of directors and will have seven (7) members. Initially, three (3) members will be appointed for one-year terms and four (4) members will be appointed for two-year terms. Thereafter, all terms will be for two (2) years. All members of the housing assistance board will be residents of the city and will serve at the will of the board of directors. The housing assistance board shall select a chairperson from among its membership.
- (2) The Housing Assistance Board Rules and Regulations of September 11, 2010, are approved.
- (3) The housing assistance board has the authority:
 - (a) To determine eligibility for a grant or grant/loan combination solely according to the provisions of this article and to maintain a list of approved applicants for grants;
 - (b) To approve the form documents to be utilized in the Program including, without limitation, construction contract documents for use by building contractors and grantees;
 - (c) Upon application submitted by an eligible homeowner within the city, to approve emergency grants with priority to receive funds in advance of eligible grantees on the list provided for in (a) above, upon a determination

by the housing assistance board that a medical condition of one or more residents of the subject structure or a significant violation of the city's Life Safety Code by an existing condition of the subject structure warrants emergency grant treatment of the subject residential structure;

- (d) Upon application submitted by an eligible homeowner within the city, to approve up to a \$10,000.00 loan supplement to a grant upon determination of the housing assistance board that the supplemental amount is needed to cause the subject structure to conform to city code requirements;

Sec. 6-304. – Guidelines and restrictions for grants.

Grants and grant/loan combinations will be awarded according to the following guidelines and restrictions:

- (1) Only single family owner-occupied residential housing units that are occupied as a permanent dwelling place by an eligible owner/grantee shall be eligible to be benefitted by grant funds;
- (2) The family occupying the single family owner-occupied housing unit may not have a total annual income, giving consideration to all sources of income, greater than the current department of housing and urban development's annual low income schedules;
- (3) Grants will be issued only for the purpose of repairing or rehabilitating the single family owner-occupied housing unit in such a manner as to cause the housing unit to meet the requirements of the city's codes, except in an emergency situation determined by the housing assistance board pursuant to Section 6-303(c).
Determinations of proposed work meeting the requirements of the city's codes

- will be made by the city administrator, or his designated representative;
- (4) No grant will be made in excess of fifteen thousand dollars (\$15,000.00);
 - (5) No grant money will be paid directly to the owner of the housing unit but will be paid to the construction firm performing the repair or rehabilitation work upon satisfactory completion as determined by the inspection by the city administrator, or his designated representative;
 - (6) Any single family owner-occupied housing which receives a grant must be dedicated (by Program documents) to use as low to moderate income housing for a period of ten (10) years from the date of completion of the rehabilitation work. The grant is hereby forgiven at ten (10) percent per year until the ten-year period has expired. Any loan shall be repaid to the Program over a period of time determined by affordability, as described in the loan documents and at a three (3) percent annual interest rate; and,
 - (7) The total cost of repair or rehabilitation work required to cause the single family owner-occupied housing unit to meet the requirements of the city's codes shall not exceed ninety-five (95) percent of the housing unit's current assessed value.

Sec. 6-305. – Approval of contracts.

The city administrator or his designated representative, is authorized to approve contract documents between building contractors and private homeowners to accomplish work authorized under this article provided that the form of the contract documents have been previously approved by the housing assistance board.

SECTION 2: The codifier of the Municipal Code shall codify the provisions adopted by this Ordinance in lieu of the current provisions of Article VII of Chapter 6 of the Fort Smith

Municipal Code.

SECTION 3: Emergency Clause. It is hereby found and determined that an emergency exists in the administration of the City's Housing Repair and Rehabilitation Assistance Program and the adoption and immediate effectiveness of the amendments to the Program is necessary for the health, safety and welfare of the inhabitants of the City of Fort Smith. Therefore, this Ordinance shall be effective as of the date of Ordinance. The amendments to section to Section 6-303 are adopted for the purpose of clarifying the authority of the Housing Assistance Board and shall not be interpreted as to require the re-appointment of the board or the chairman of the board.

PASSED and APPROVED this 3rd day of September, 2013.



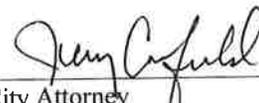
Mayor

ATTEST:



City Clerk

APPROVED AS TO FORM:



City Attorney
Publish 1 time

ORDINANCE NO. 44-13

AN ORDINANCE AMENDING ORDINANCE NO. 3345, AS AMENDED,
TO INCREASE THE MEMBERSHIP OF THE CENTRAL BUSINESS
IMPROVEMENT DISTRICT COMMISSION TO EIGHT PERSONS

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

Pursuant to the authorization contained in Ark. Code Ann. § 14-184-111 (Supp. 2011), it
is hereby determined that the Board of Commissioners of the Central Business Improvement
District of the City of Fort Smith shall consist of eight (8) persons. Ordinance No. 3345, as
amended, is hereby amended for the purpose of designating as eight (8) the number of persons
who constitute the Board of Commissioners of the Central Business Improvements District No. 1
of the City of Fort Smith, Arkansas.

This Ordinance adopted this 3rd day of September, 2013.

APPROVED:


Mayor

ATTEST:


City Clerk

Approved as to form:


Publish & Time

8A.

ORDINANCE NO. 45-13

**AN ORDINANCE TO ABANDON
A PUBLIC UTILITY EASEMENT
LOCATED ON EASTWOOD ESTATES, LOT 1A,
AN ADDITION
TO THE CITY OF FORT SMITH, SEBASTIAN COUNTY, ARKANSAS**

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

SECTION 1: The City of Fort Smith, Arkansas hereby releases, vacates and abandons all its rights together with the rights of the public generally to the following public utility easement located in the hereinafter described real property:

The north 10 feet of Lot 1, less and except the east 10 feet and west 15 feet of utility easement dedicated by final plat of Eastwood Estates, Lots 1-6 as filed for record November 17, 2009, plat #p1816c and said 10' utility easement also being shown across the south 250 feet of Lot 1A, Eastwood Estates, as filed for record, July 10, 2013, plat #p1931.

The easement being released, vacated and abandoned is no longer required for municipal corporate purposes.

SECTION 2: A copy of the Ordinance duly certified by the City Clerk shall be filed with the Office of the Recorder of the County and recorded in the deed records of the County.

PASSED AND APPROVED THIS 3rd DAY OF SEPTEMBER 2013.

APPROVED:


Mayor

ATTEST:


City Clerk

Approved as to form
Jerry Crifield
NPR

8B.

ORDINANCE NO. 46-13

**AN ORDINANCE TO ABANDON
PUBLIC UTILITY EASEMENTS
LOCATED ON EASTWOOD ESTATES, LOTS 3A & 6A,
AN ADDITION
TO THE CITY OF FORT SMITH, SEBASTIAN COUNTY, ARKANSAS**

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

SECTION 1: The City of Fort Smith, Arkansas hereby releases, vacates and abandons all its rights together with the rights of the public generally to the following public utility easements located in the hereinafter described real property:

The north 10 feet of lots 3, 4, 5 & 6; the east 10 feet of the north 235.45 feet of Lot 3; the west 10 feet of the north 235.45 feet of Lot 4; the east 10 feet of the north 235.58 feet of Lot 5; and the west 10 feet of the north 235.58 of Lot 6; all being utility easements dedicated by final plat of Eastwood Estates, Lots 1-6 as filed for record November 17, 2009, plat #p1816c and said utility easements also being shown across the south 250 feet of Lot 3A and Lot 6A, Eastwood Estates, as filed for record, July 10, 2013, plat #p1931.

The easements being released, vacated and abandoned are no longer required for municipal corporate purposes.

SECTION 2: A copy of the Ordinance duly certified by the City Clerk shall be filed with the Office of the Recorder of the County and recorded in the deed records of the County.

PASSED AND APPROVED THIS 3rd DAY OF SEPTEMBER 2013.

APPROVED:



Mayor

ATTEST:



City Clerk

Approval as to form
Jerry Copeland
NPR

RESOLUTION NO. R-130-13

**A RESOLUTION AUTHORIZING THE ACQUISITION OF
REAL PROPERTY INTERESTS FOR THE
JENNY LIND ROAD AND INGERSOLL AVENUE WIDENING
PROJECT NO. 07-01-A, AHTD JOB NO. 040471**

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

The City Administrator is hereby authorized to acquire from William and Myrna Matthews Tract 11, a taking in fee and a temporary construction easement, for Project No. 07-01-A (AHTD Job No. 040471) by compromise settlement for a total cash consideration of \$131,000.00 in full satisfaction of all claims and interests relating to the property.

Adopted on this 3rd day of September, 2013.

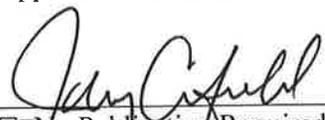
APPROVED:


Mayor

ATTEST:


City Clerk

Approved as to Form


 No Publication Required
 Publish Times

RESOLUTION NO. R-131-13

A RESOLUTION APPROVING CLAIM SERVICE FOR THE CITY'S EMPLOYEE MEDICAL AND DENTAL COVERAGES

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

SECTION 1: The Agreement with Meritain to provide Claims Administration for the year 2014 for the City's Self-Insured Health coverage program for employees of the City of Fort Smith, Arkansas is accepted.

SECTION 2: The City Administrator or his designee is hereby authorized to execute all documents necessary to secure the claims service.

SECTION 3: All previous resolutions in conflict with this Resolution are hereby repealed

This Resolution adopted this 3rd day of September 2013.

APPROVED:



Mayor

ATTEST:



City Clerk

Approved as to form:



No Publication Required

RESOLUTION NO. R-132-13

RESOLUTION ACCEPTING BIDS FOR THE PURCHASE OF
WATER AND WASTEWATER CHEMICALS FOR 2013-2014

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

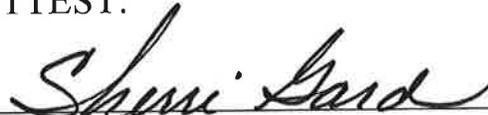
The Bids, as indicated by enclosure on the attached **Bid Tabulation 08-27-13BA** for the purchase of water and wastewater chemicals for 2013-2014, are accepted.

This Resolution adopted this 3rd day of September, 2013.

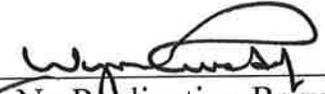
APPROVED:


MAYOR

ATTEST:


CITY CLERK

Approved as to form:


 No Publication Required

Publish ___ Times

CITY OF FORT SMITH, ARKANSAS
Tabulation of Bids: 2013-2014 Water & Waste Water Treatment Chemicals
Pending Board of Directors Approval on September 9, 2013

Vendor	Hydrated Lime \$222.31T	Liquid Chlorine \$675.00T	Liq. Ferric Sulfate \$139.75T	Potassium Perm. * \$3.22#	WW Polymer \$1.23#	SW-102 Polymer \$0.4699#	CF-150 Polymer \$0.37#	Sodium Hypochlorite \$1.15G	Sodium Hydroxide \$1.40G	Sodium Bisulfite \$1.178G	Pow. Act. Carbon LC \$0.57#	Pow. Act. Carbon LFS \$0.57#	Quick-Lime \$192.61T	Calcium Nitrate \$398.00T	Sodium Carbonate \$510.00T	Landfill Polymer \$0.3797#
AR Lime Co.	\$204.00✓												\$228.75			
Brenntag Southwest		\$748.00✓	\$255.00		\$1.58	\$0.54		\$1.60✓	\$2.15✓	\$1.48	\$0.58✓	\$0.69✓		\$600.00	\$600.00	\$0.329
Cabot Norit Americas											\$0.81	\$0.83				
Carus Corporation				\$3.347✓												
Chemrite Inc.	\$204.50									\$2.75				\$550.00✓	\$434.10	
F2-Industries											\$0.59					
General Chemical			\$135.00				\$0.232✓									
Geo Specialty Inc																
Gulbrandsen Technologies							\$0.2325									\$0.279✓
Harcros Chemical															\$420.50✓	
Kemira Water Solutions			\$159.60													
Lhoist North America	\$260.46												\$234.80			
Pencco, Inc.			\$134.89✓													
Polydyne Inc.					\$1.225✓											
PVS Chemical Solutions										\$1.64						
Southern Ionics Inc.										\$1.12✓						
Standard Purification											\$0.721	\$0.735				
Univar USA										\$1.1237					\$421.00	
US Lime Co.-St. Clair													\$195.00✓			
Water Tech, Inc.						\$0.49✓	\$0.234									\$0.280

Prices in red are the 2012-2013 prices

LC = Lee Creek

LFS = Lake Fort Smith

✓ Anticipated Bid Award

RESOLUTION NO. R-133-13

RESOLUTION ALLOWING THE SALE OF SURPLUS VEHICLES
AND EQUIPMENT AT PUBLIC AUCTION

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

The vehicles and equipment shown on the attached list are surplus and no
longer needed by the City of Fort Smith.

The same shall be sold at the public auction on September 19, 2013.

This Resolution adopted this 3rd day of September, 2013.

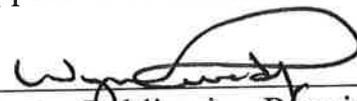
APPROVED:


MAYOR

ATTEST:


CITY CLERK

Approved as to form:


 No Publication Required

Publish ___ Times

**CITY OF FORT SMITH - 2013 AUCTION
VEHICLES/TRUCKS/EQUIPMENT**

Department	Prog. No.	Item Description Purpose/Mileage	VIN/Serial No.	Condition Excellent/Good/ Fair/Poor	Asset No.
Utilities	5605	2001 Dodge Caravan; used for water sampling; 112,000	2B4GP44391R342489	P/F; high mileage, oil leak, runs	539
Utilities	5609	1998 Dodge Ram 1500 Van; used for wastewater sampling; 127,892	2B7HB11X6WK130967	P/high mileage, runs	473
Utilities	5609	1999 Chevrolet Astro; used for wastewater sampling; 116,823	1GCDM19W3XB174887	P/high mileage, runs	479
Utilities	5603	2001 Ford F 750 2T dump; used to haul sludge; 15,000	3fdpf75641ma68279	Elect bad needs new wiring	162
Utilities	5603	2001 Ford F 750 2T dump; used to haul sludge; 17,000	3fdpf75601ma68280	Elect bad needs new wiring	163
Utilities	5604	1999 Dodge Ram; City business; 140,000	1B7HF16Z4XS320952	F/P; leaks oil	507
Utilities	5604	2005 GMC 4WD Truck; used as Operations vehicle for LC WTP; 135,000	1GTEK14V05Z307036	F/P; new trans.; burns oil	413
Utilities	5611	1998 VAC-CON Jet Truck; used for cleaning sewer lines; 77,246	1HTGBADR91H271846	P/high mileage	571
Utilities	5611	2001 VAC-CON Jet Truck; used for cleaning sewer lines; 125,807	1HTGBADR9WH561320	P/split shaft is inoperable & non drivable, high mileage	537
Utilities	5611	2001 Ford F-450 Rod Truck; used for response to calls and maintaining sewer lines; 251,768	1FDXF46F11ED44033	P/high mileage	592
Utilities	5610	1997 GMC TOPKICK; used for construction; 59,312	1GDL7H1P0VJ514074	F/old truck	421
Utilities	5612	2000 International 4700 Dump Truck; used for construction; 74,272	1HTSCABP91H346599	P/bad transmission	468
Utilities	5613	1997 Dodge B1500 Van; used for meter reading; 132,405	2B7HB11X2VK559067	P/high mileage	426
Utilities	5613	2000 Dodge B1500 Van; used for meter reading; 153,732	2B4HB15Y4YK165445	P/high mileage	478
Utilities	5613	2001 Chevrolet Silverado 3500; used for construction; 129,853	1GBJC34U41F100647	P/high mileage, transmission, interior	497
Utilities	5616	1999 GMC Sierra 3500; used for construction; 126,000	1GDHC34R7XF093834	P/high mileage	588

**CITY OF FORT SMITH - 2013 AUCTION
VEHICLES/TRUCKS/EQUIPMENT**

Department	Prog. No.	Item Description Purpose/Mileage	VIN/Serial No.	Condition Excellent/Good/ Fair/Poor	Asset No.
Utilities	5613	1996 Ford F-150 ½ Ton PU; used for Meter Reading; 147,000	1FTEF15H8TLB41829	F/high mileage	402
Parks	6201	2001 Dodge 3500 1T Utility; 49,938	3B6MC36501M563470	Fair	594
Parks	6201	1999 Ford F-150; 36,218	1FTRF17W5XKB29386	Fair	644
Street	5401	2002 Chevrolet Silverado ½ ton; pavement marking truck; 131,199	1GCEC14T52Z315530	P/bad transmission	409
Street	5303	1972 6x5 Ton Army dump truck; ditch work; 37,031	C123-12027	P/no brakes; difficult start	272
Street	5304	Dodge Van; A-Team bus; 94,775	2B5WB35Z1XK550709	F/sliding door falls off	876
Police	4704	2008 Chevrolet Impala; Patrol; 130,800	2G1WS583889278154	Fair	868
Police	4704	2008 Chevrolet Impala; Patrol; 124,700	2G1WS583589278953	Poor-bad oil cooler	869
Police	4704	2008 Chevrolet Impala; Patrol; 127,600	2G1WS583489282055	P/bad CV joints, oil leak, engine mount	872
Police	4704	2008 Chevrolet Impala; Patrol; 123,200	2G1WS583X89282092	Fair	874
Police	4704	2008 Chevrolet Impala; Patrol; 122,000	2G1WS583189282417	Fair	875
Police	4704	2008 Chevrolet Impala; Patrol; 116,900	2G1WS583689282669	Fair	880
Police	4704	2006 Chevrolet Impala; Patrol; 107,400	2G1WS581069345180	Fair	926
Police	4704	2007 Chevrolet Impala; Patrol; 125,600	2G1WS58R679212883	Fair	985
Police	4704	2007 Chevrolet Impala; Patrol; 188,500	2G1WS58R079217562	Fair	986
Police	4704	2007 Chevrolet Impala; Patrol; 132,100	2G1WS58RX79216421	P/transmission & coolant leak, power steering growl	992
Police	4704	2001 Dodge Dakota PU; Animal control; 155,500	1B7FL26XX1S292246	Poor	156
Police	4702	2001 Chevrolet G3500 Box Truck; SWAT; 164,000	1GBJG31R811199295	Fair	515
Police	4704	2006 Chevrolet Impala; Patrol; 74,851	2G1WS581369344556	Runs good-hail damage	935
Sanitation	6304	1996 John Deere; F25 Front Mower; used for general mowing of Sanitation yard	MOF925X150233	P/F; high hours; broken, welded, missing parts	13

**CITY OF FORT SMITH - 2013 AUCTION
VEHICLES/TRUCKS/EQUIPMENT**

Department	Prog. No.	Item Description Purpose/Mileage	VIN/Serial No.	Condition Excellent/Good/ Fair/Poor	Asset No.
Sanitation	6304	2003 Toro; Model30171 landscape mower; used for general mowing	230005263	P/bent valves & hard to start	N/A
Utilities	5606	1980 John Deere 7' sickle mower; grounds maint.	B00350X661 24	Fair	350
Utilities	5606	1992 Woods 6' brush hog; Model B106-1	4159	Salvage (busted gearbox)	NA
Utilities	5606	1977 Onan Generator; (salvage Station 20)	D770230569	P/blown head gasket	NA
Street	5303	1970- 4000 gal water trailer	A-4001-2	P/bad tires, wiring and rust	533
Street	5303	1988 Belshe T-92 backhoe trailer	16JF01822J1019228	P/frame is twisted no lights	589
Street	5303	2001 John Deere 1518 15 ft Batwing mower	W01518E012270	F; bad paint/rust	3004
Street	5303	2004 Gehl SL3635 Skid steer loader 951.8 hours	SM04E001097	Poor condition-engine knocking	3020
Utilities	5603	1993 John Deere 425 mower; used for mowing grass	Moo425a014022	Runs/ uses oil/ needs tires	506
Utilities	5611	1989 Signal Traffic Control Light Machine	2921022	Poor, older unit	704
Utilities	5612	2000 DAEWOO SOLAR 70 III; 2179 Hrs. used for sewer line construction.	0317	Poor	2007
Utilities	5603	1996 John Deere Mower Hour meter not working	Ch3029d004483	Body- poor; runs bad, bad fluid leaks	2044
Utilities	5604	John Deere 770 Tractor w/ 4' John Deere Brush hog	M00770A002377	F/P; has hydraulic leaks	736

RESOLUTION NO. R-134-13

RESOLUTION ACCEPTING BIDS FOR THE PURCHASE
OF FLEET TRUCKS

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

The bids, as indicated on the attached Bid Tabulation No. **08-20-13BA** for the
purchase of various trucks for the City's fleet, are accepted.

This Resolution adopted this 3rd day of September, 2013.

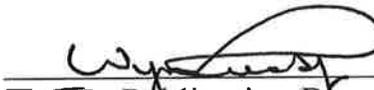
APPROVED:


MAYOR

ATTEST:


CITY CLERK

Approved as to form:


 No Publication Required

Publish ___ Times

BID	Breeden Dodge Ft. Smith, AR	Dunn Ford Stigler, OK	Randall Ford Ft. Smith, AR	Smith Chevrolet Fort Smith, AR	Springdale Chrysler Springdale, AR	Carco Intl. Ft. Smith, AR	Budgeted
2	No Bid	No Bid	Yr: 2013 Make: Ford Model: E350 Cost: \$22,500 Miles: 29161 Delivery: 14 days	No Bid	No Bid	Yr: 2011 Make: Chevrolet Model: Express Cost: \$16,995 ✓ Miles: 88000 Delivery: 7 days	\$21,800
7	Yr: 2014 Make: Jeep Model: Cherokee Sport Cost: \$20,962 ✓ Tow Pkg: \$450 Delivery: 90-120 days	Yr: 2014 Make: Ford Model: Explorer Cost: \$24,564.25 Tow Pkg: \$497 Delivery: 60-90 days	Yr: 2014 Make: Ford Model: Explorer Cost: \$25,140 Tow Pkg: \$497 Delivery: 60-90 days	Yr: 2014 Make: Chevrolet Model: Equinox Cost: \$21,367 Tow pkg: \$302 Delivery: 75-90 days	No Bid	No Bid	\$21,700
9	No Bid	Yr: 2014 Make: Ford Model: F350XL Cost: \$30,638 ✓ Delivery: 60-90 days	Yr: 2014 Make: Ford Model: F350 Cost: \$33,571 Delivery: 60 days	No Bid	No Bid	No Bid	\$37,100
10	No Bid	Yr: 2014 Make: Ford Model: F350XL Cost: \$54,3865 Delivery: 60-90 days	Yr: 2014 Make: Ford Model: F350 Cost: \$48,152 ✓ Delivery: 60 days	No Bid	No Bid	No Bid	\$54,290
11	Yr: 2014 Make: Dodge Model: Ram Tradesman Cost: \$26,009 Delivery: 120-120 days	Yr: 2014 Make: Ford Model: F250 XL Cost: \$24,139.50 ✓ Delivery: 60 days	Yr: 2014 Make: Ford Model: F250 Cost: \$24,415 Delivery: 60 days	Yr: 2014 Make: Chevrolet Model: Silverado Cost: \$24,554 Delivery: 75-90 days	Yr: 2014 Make: Dodge Model: Ram Tradesman Cost: \$25,292 Delivery: 120-120 days	No Bid	\$56,000

BID	Breeden Dodge Ft. Smith, AR	Dunn Ford Stigler, OK	Randall Ford Ft. Smith, AR	Smith Chevrolet Fort Smith, AR	Springdale Chrysler Springdale, AR	Carco Intl. Ft. Smith, AR	Budgeted
14	No Bid	Yr: 2014 Make: Ford Model: F350 XL Cost: \$41,586.30 Dump body: Stahl Underbody box: \$325 Hitch plate: \$425 Strobe light: \$281 Delivery: 60-90 days	Yr: 2014 Make: Ford Model: F350 Cost: \$40,228 ✓ Dump body: Underbody box: \$325 Hitch plate: \$425 Strobe light: \$281 Delivery: 60-90 days	No Bid	Yr: 2014 Make: Dodge Ram Model: 5500 Tradesman Cost: \$50,665 Dump body: Duraclass Underbody box: \$425 Hitch plate: \$545 Strobe light: \$582 Delivery: 120-120 days	No Bid	\$110,000
15	Yr: 2014 Make: Dodge Ram Model: 2500 Tradesman Cost: \$25,423 Delivery: 90-120 days	Yr: 2014 Make: Ford Model: F250 XL Cost: \$23,938.50 ✓ Delivery: 60 days	Yr: 2014 Make: Ford Model: F250 Cost: \$24,749 Delivery: 60 days	Yr: 2014 Make: Chev. 2500 Model: Silverado Cost: \$27,359 Delivery: 75-90 days	Yr: 2014 Make: Dodge Ram Model: 2500 Tradesman Cost: \$25,241 Delivery: 90-120 days	No Bid	\$27,500
17	Yr: 2014 Make: Dodge Ram Model: 2500 Tradesman Cost: \$33,241 Knapheide Srvc body Delivery: 120-180 days	Yr: 2014 Make: Ford Model: 250 XL Cost: \$28,949.50 ✓ Util. body: Stahl Delivery: 60-90 days	Yr: 2014 Make: Ford Model: 250 Cost: \$30,206 Util. body: Stahl Delivery: 60 days	No Bid	Yr: 2014 Make: Dodge Ram Model: 2500 Tradesman Cost: \$33,540 Knapheide Srvc body Delivery: 90-120 days	No Bid	\$30,000

- Bid 2 - One (1) Ton Twelve (12) Passenger Van, Wheelbase of 130" to 140" – USED - **Qty. 1 (Street Maintenance)**
- Bid 7 - Midsize FWD Five (5) passenger Utility Vehicle (SUV) - **Qty. 1 (Metering/Transmission Line Maintenance)**
- Bid 9 - 1 Ton Heavy Duty Cab and Chassis with Utility Body - **Qty. 1 (Metering/Transmission Line Maintenance)**
- Bid 10 - 1 Ton Heavy Duty Extended Cab & Chassis 4X4 with Utility Body & Crane - **Qty. 1 (Metering/Transmission Line Maintenance)**
- Bid 11 - Three-Quarter (3/4) Ton Heavy Duty, 4x4 Pickup Truck, Long Bed - **Qty. 2 (Street Drainage)**
- Bid 14 - 1 Ton Heavy Duty Cab & Chassis, Long Wheel Base, Flat Bed Dump Truck - **Qty. 1 (Sidewalk Construction)**
- Bid 15 - Three-Quarter (3/4) Ton Heavy Duty, 4x4 Pickup Truck, Long Bed - **Qty. 1 (Laboratory Services)**
- Bid 17 - Three-Quarter (3/4) Ton Heavy Duty, Long Bed, with Utility Bed - **Qty. 1 (Traffic Control)**

✓ **Recommend Bid Award**

*Stahl body; Custom Equipment Co.

BID	Dunn Ford Stigler, OK	Randall Ford Ft. Smith, AR	Carco Intl. Ft. Smith, AR	Peterbilt of FS Ft. Smith, AR	Shiple Motor Ft. Smith, AR	Truck Centers of AR Van Buren, AR	Springdale Chrysler Springdale, AR
3	No Bid	No Bid	<u>Option #1</u> Yr: 2014 Make: Intl. Model: 4300M7 Cost: \$111,511.12 ✓ Dump Body: Henderson Delivery: 180 days BUDGETED: \$164,000	Yr: 2014 Make: Peterbilt Model: 337 Cost: \$115,936 Dump Body: Henderson Delivery: 75-120 days	<u>Option #2</u> Yr: 2014 Make: Hino Model: 338 Cost: \$120,089 Dump Body: Henderson Delivery: 180 days	Yr: 2014 Make: Freightliner Model: 108SD Cost: \$108,895 Dump Body: Crown Delivery: 90 days	No Bid
5	Yr: 2013 Make: Ford Model: F750 Cost: \$71,809 Dump body: Rugby Delivery: 90-120 days	No Bid	Yr: 2014 Make: Intl. Model: 4300M7 Cost: \$78,669.30 ✓ Dump Body: Davis Delivery: 180 days BUDGETED: \$165,000	Yr: 2014 Make: Peterbilt Model: 337 Cost: \$82,073 Dump Body: Henderson Delivery: 90-120 days	Yr: 2014 Make: Hino Model: 338 Cost: \$84,615 Dump Body: Henderson Delivery: 120 days	Yr: 2014 Make: Freightliner Model: M2 Cost: \$75,276 Dump Body: Crown Delivery: 90 days	No Bid
6	Yr: 2014 Make: Ford Model: F550KL Cost: \$86,337.30* ✓ Hyd. Sys.: \$5,707 Hyd. Sys.: (Included in Cost) Delivery: 90-120 days BUDGETED: \$81,800	Yr: 2014 Make: Ford Model: F450 Cost: \$83,966 Hyd. Sys.: \$5,189 Srvc. Body: Auto Crane Delivery: 60-90 days	Yr: 2014 Make: Intl. Model: Terrastar SFA Cost: \$106,557 Hyd. Sys.: \$5,646.80 Srvc. Body: Venturo Delivery: 90-120 days	BREEDEN DODGE Yr: 2014 Make: Dodge Model: Ram 5500 Cost: \$85,841 Hyd. System: \$5,300 Knapheide Srvc body Delivery: 120-180 days	No Bid	No Bid	No Bid
12	Yr: 2013 Make: Ford Model: F750 Cost: \$76,005 Tow pkg: Included Dump body: Rugby Titan Delivery: 90-120 days	No Bid	Yr: 2014 Make: Intl. Model: 4300M7 Cost: \$71,213.40 ✓ Dump Body: Davis Delivery: 180 days BUDGETED: \$150,000	Yr: 2014 Make: Peterbilt Model: 337 Cost: \$78,985 Dump Body: Henderson Delivery: 90-120 days	Yr: 2014 Make: Hino Model: 338 Cost: \$82,859 Dump Body: Hilbilt Delivery: 180 days	Yr: 2014 Make: Freightliner Model: M2 Cost: \$72,217 Dump Body: Crown Delivery: 90 days	

BID	Dunn Ford Stigler, OK	Randall Ford Ft. Smith, AR	Carco Intl. Ft. Smith, AR	Peterbilt of FS Ft. Smith, AR	Shiple Motor Ft. Smith, AR	Truck Centers of AR Van Buren, AR	Springdale Chrysler Springdale, AR
13	No Bid	No Bid	No Bid	Yr: 2014 Make: Peterbilt Model: 210 Cab & Chassis: \$65,888 Body: New Way Cost: \$39,779 Trade-in: (\$15,900) Total cost: \$89,767 Delivery: 210 days	Yr: 2014 Make: Hino Model: 195 Cab & Chassis: \$51,282 Body: New Way Cost: \$39,779 Trade-in: (\$15,800) Total cost: \$75,261 ✓ Delivery: 240 days BUDGETED: \$120,000	No Bid	No Bid
14	Yr: 2014 Make: Ford Model: F350 XL Cost: \$41,586.30 Dump body: Stahl Underbody box: \$325 Hitch plate: \$425 Strobe light: \$281 Delivery: 60-90 days	Yr: 2014 Make: Ford Model: F350 Cost: \$40,228 ✓ Dump body: E-Tipper Underbody box: \$325 Hitch plate: \$425 Strobe light: \$281 Delivery: 60-90 days BUDGETED: \$110,000	No Bid	No Bid	Yr: 2014 Make: Hino Model: 195 Cost: \$63,023 Dump body: Henderson Underbody box: \$450 Hitch plate: \$650 Strobe light: \$400 Delivery: 105 days	No Bid	Yr: 2014 Make: Dodge Model: 3500 Tradesman Cost: \$50,665 Dump body: Duraclass Underbody box: \$425 Hitch plate: \$545 Strobe light: \$582 Delivery: 90-120 days

- Bid 3 - Single Axle Cab & Chassis with 5 CY Dump Bed & Henderson Snow Plow - Qty. 2 (Street Maintenance & Sidewalk Construction)
- Bid 5 - 2 Ton Single Axle Cab & Chassis, Long Wheel Base, Flat Bed Dump Truck - Qty. 3 (Street Maintenance & Sidewalk Construction)
- Bid 6 - 1 ½ Ton Heavy Duty Cab & Chassis, 4X4, with Auto Crane Utility Body & Crane - Qty. 1 (Metering/Transmission Line Maintenance)
- Bid 12 - 2 Ton Single Axle Cab & Chassis, Flat Bed Dump Truck - Qty. 2 (Water Line Maintenance)
- Bid 13 - Rear Loader Refuse Truck - Qty. 1 (Parks)
- Bid 14 - 1 Ton Heavy Duty Cab & Chassis, Long Wheel Base, Flat Bed Dump Truck - Qty. 1 (Street-Sidewalk Construction)

✓ **Recommend Bid Award**

* Stahl body; Custom Equipment Co.

RESOLUTION ACCEPTING THE PROJECT AS COMPLETE AND AUTHORIZING
FINAL PAYMENT TO T-G EXCAVATING, INC., FOR CONSTRUCTION
OF THE 2011 SANITARY SEWER IMPROVEMENTS - PHASE II

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

SECTION 1: The construction of the 2011 Sanitary Sewer Improvements - Phase II,
Project Number 11-17-C1, is hereby accepted as complete.

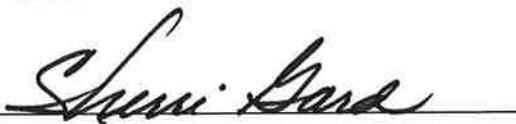
SECTION 2: Final payment to T-G Excavating, Inc., in the amount of \$117,780.73, is
hereby approved.

This Resolution adopted this 3rd day of September 2013.

APPROVED:


Mayor

ATTEST:


City Clerk

APPROVED AS TO FORM:

 npr

RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AUTHORIZATION
NUMBER TWO TO THE AGREEMENT WITH MORRISON SHIPLEY
ENGINEERS, INC., FOR ENGINEERING SERVICES FOR THE
CANDLESTICK (STATION 19) FORCE MAIN REPLACEMENT

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

SECTION 1: Authorization Number Two with Morrison Shipley Engineers, Inc, for
engineering construction phase services associated with the Candlestick (Station 19) Force Main
Replacement, Project 11-07-EC1, is hereby approved.

SECTION 2: The Mayor is hereby authorized to execute the Authorization Number Two
in the amount of \$123,000.00, for performance of said services.

This Resolution adopted this 3rd day of September 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 CRAWFORD CONSTRUCTION COMPANY
FOR THE CANDLESTICK (STATION 19) FORCE MAIN REPLACEMENT

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

SECTION 1: The bid of Crawford Construction Company for the construction of the
Candlestick (Station 19) Force Main Replacement, Project Number 11-07-C1, is hereby
accepted.

SECTION 2: The Mayor is hereby authorized to execute a contract with Crawford
Construction Company for an amount of \$1,190,847.00, for performing said construction.

This Resolution adopted this 3rd day of September 2013.

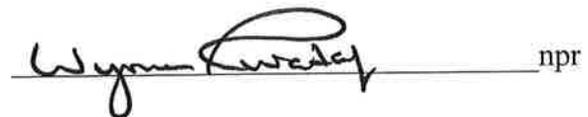
APPROVED:


Mayor

ATTEST:


City Clerk

APPROVED AS TO FORM:


npr

RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN
AGREEMENT FOR ENGINEERING SERVICES WITH BURNS & MCDONNELL
FOR WATER AND WASTEWATER FINANCIAL PLANNING,
COST OF SERVICES ANALYSIS AND RATE DESIGN

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

SECTION 1: The agreement for engineering services with Burns & McDonnell for water
and wastewater financial planning, cost of services analysis and rate design is hereby approved.

SECTION 2: The Mayor is hereby authorized to execute an agreement in the amount of
\$108,150.00 for the performance of said services.

This Resolution adopted this 3rd day of September 2013.

APPROVED:


Mayor

ATTEST:


City Clerk

APPROVED AS TO FORM:


npr

RESOLUTION AUTHORIZING AN OFFER FOR THE PURCHASE OF REAL PROPERTY IN CONNECTION WITH THE MILL CREEK PUMP STATION WET WEATHER IMPROVEMENTS

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

SECTION 1: The following appraised value for the acquisition of 3.59 acres on Navy Road for the Mill Creek Pump Station Wet Weather Improvements, Project Number 10-01-P is approved, and acquisition of the real property for the appraised amount is hereby authorized:

<u>Tract No.</u>	<u>Owner</u>	<u>Appraised Value</u>
1	B & B Properties, LLC	\$ 86,000.00

SECTION 2: The City Administrator, or his designated agent, and the City Attorney are hereby authorized to acquire the real property for the above listed amount. All such actions previously taken for this project are hereby confirmed.

This Resolution adopted this 3rd day of September 2013.

APPROVED:


Mayor

ATTEST:


City Clerk

APPROVED AS TO FORM:

 npr

RESOLUTION NO. R-140-13

8M

A RESOLUTION APPROVING A CONSTRUCTION MANAGER AGREEMENT WITH FLINTCO, LLC FOR SERVICES RELATED TO THE CONSTRUCTION OF AN AQUATICS FACILITY AT BEN GEREN REGIONAL PARK

WHEREAS, the City of Fort Smith has partnered with Sebastian County Government to jointly fund, build, and operate a recreational aquatics facility at Ben Geren Regional Park.

NOW, THEREFORE, 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, a Construction Manager services agreement for construction management and related services for an Aquatics Facility at Ben Geren Regional Park for a maximum fee of \$371,250.

This Resolution adopted this 3rd day of September, 2013.

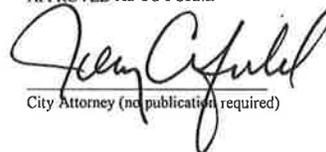
APPROVED:


Mayor

ATTEST:


City Clerk

APPROVED AS TO FORM:


City Attorney (no publication required)