

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

March 4, 2014 ~ 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 214

INVOCATION & PLEDGE OF ALLEGIANCE

Reverend Kevin Johnson, Community Church at Chaffee Crossing

ROLL CALL

All present, except Director Lau (Mayor Sanders presiding)

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 214 or City website

APPROVE MINUTES OF THE FEBRUARY 18, 2014 REGULAR MEETING

Unanimously approved as written

ITEMS OF BUSINESS:

1. Ordinance ordering the owners of certain dilapidated and substandard structures to demolish same, authorizing the City Administrator to cause the demolition of such structures to occur, and for other purposes *(7808 South 24th Street and 2310 North 31st Street)*
Approved 6 in favor, 0 opposed / Ordinance No. 19-14
2. Consent Agenda
 - A. Resolution authorizing the Mayor to enter into an agreement regarding construction and purchase of an eight field tournament quality sports complex at Chaffee Crossing from River Valley Sports Complex, an Arkansas non-profit corporation, incorporated by Lee Webb, and a lease

agreement for operation of the River Valley Sports Complex, a sports complex, with River Valley Sports Complex, an Arkansas non-profit corporation, incorporated by Lee Webb (\$1,600,000.00 / Parks Department / Budgeted – 1/8% Sales Tax Revenue) ~ Merry / Weber placed on consent agenda at the February 25, 2014 study session ~
Approved 4 in favor, 1 opposed (Settle), 1 abstention (Catsavis) / Resolution No. R-20-14

- B. Resolution authorizing the execution of a memorandum of understanding between the City of Fort Smith, Arkansas and the Arkansas State Police Internet Crimes Against Children Task Force concerning a sub-grant agreement
Approved 6 in favor, 0 opposed / Resolution No. R-21-14
- C. Resolution approving automobile and property insurance coverage for the City's fleet and buildings for 2014 – 2015 ~ Settle / Catsavis placed on agenda at the February 25, 2014 study session ~
Approved 6 in favor, 0 opposed / Resolution No. R-22-14
- D. Resolution authorizing acquisition of an easement in connection with the Lake Fort Smith 48-Inch Water Transmission Line (\$27,600.00 / Utility Department / Budgeted - 2012 Sales and Use Tax Bonds)
Approved 6 in favor, 0 opposed / Resolution No. R-23-14

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 214 or City website

ADJOURN
6:40 p.m.

ORDINANCE NO. 19-14

AN ORDINANCE ORDERING THE OWNERS OF CERTAIN DILAPIDATED AND SUBSTANDARD STRUCTURES TO DEMOLISH SAME, AUTHORIZING THE CITY ADMINISTRATOR TO CAUSE THE DEMOLITION OF SUCH STRUCTURES TO OCCUR, AND FOR OTHER PURPOSES.

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

SECTION 1: It is hereby determined by the Board of Directors that the hereinafter described tract of real property, and the improvements located there, are dilapidated, unsafe and otherwise detrimental to the public health and constitute structural, fire and health hazards:

Street Address: **7808 SOUTH 24TH STREET - LOT 8; BRANDYMILL -PHASE I, II, III ADDITION**

2310 NORTH 31ST STREET - S ½ LOT 5, BLOCK 5; FAIRGROUND ADDITION

SECTION 2: The owners of the tract of real property described in Section 1 are hereby ordered to remove or raze the improvements located on the said tract of property and to remedy the unsightly and unsanitary conditions otherwise located on said tract of real property within thirty (30) days from the date of this ordinance.

SECTION 3: With reference to any tract identified in Section 1 as to which compliance with the direction of Section 2 has not occurred within thirty (30) calendar days from the date of passage of this ordinance, the City Administrator is hereby authorized to execute a contract, based on the bid(s) accepted on the date of this action or at a later date, for the removal or razing of the described improvements on the tract of real property.

SECTION 4: The provisions of this ordinance are hereby declared to be severable to the extent that a decision by any court of competent jurisdiction determining that any portion of this ordinance or any application thereof is unconstitutional, invalid or otherwise illegal shall not affect the constitutionality, validity or legality of the other provisions and/or applications of the ordinance.

SECTION 5: Emergency Clause. It is hereby found and declared by the Board of Directors that the dilapidated,

unsanitary condition of the tracts of real property and improvements described herein constitute an immediate menace to the health, welfare and safety of the citizens of the City so that an emergency is hereby declared and that this ordinance shall be effective from and after the date of its passage.

This Ordinance adopted this 4th day of March 2014.

APPROVED:

Mayor 

ATTEST:


City Clerk

Approved as to form:


City Attorney
publish 1 time

RESOLUTION NO. R-20-14

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT REGARDING CONSTRUCTION AND PURCHASE OF AN EIGHT FIELD TOURNAMENT QUALITY SPORTS COMPLEX AT CHAFFEE CROSSING FROM RIVER VALLEY SPORTS COMPLEX, AN ARKANSAS NON-PROFIT CORPORATION, INCORPORATED BY LEE WEBB, AND A LEASE AGREEMENT FOR OPERATION OF THE RIVER VALLEY SPORTS COMPLEX, A SPORTS COMPLEX, WITH RIVER VALLEY SPORTS COMPLEX, AN ARKANSAS NON-PROFIT CORPORATION, INCORPORATED BY LEE WEBB

WHEREAS, Lee Webb brought before the Board of Directors in October of 2011 a business plan to construct a tournament-quality sports complex also known as the River Valley Sports Complex, to be located in the Chaffee Crossing area of Fort Smith and;

WHEREAS, the sports complex will consist of eight (8) tournament-quality softball fields, restroom/concession buildings, parking lots, and other amenities and;

WHEREAS, the purpose of said project is to attract tournaments to Fort Smith which will boost the city's tourism economy and also be available for local league play.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the City of Fort Smith, Arkansas that:

Section 1: The Mayor is hereby authorized to execute an agreement with River Valley Sports Complex, an Arkansas non-profit corporation incorporated by Lee Webb, for construction and purchase of the River Valley Sports Complex, a sports complex for \$1.6 million.

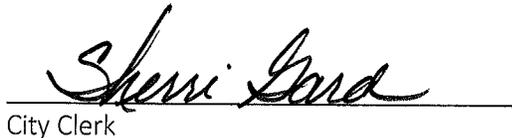
Section 2: The Mayor is hereby authorized to enter into a lease agreement with River Valley Sports Complex, an Arkansas non-profit corporation incorporated by Lee Webb, for operation of the River Valley Sports Complex, a sports complex, for a period of ten (10) years upon purchase of the said complex by the City.

This Resolution passed this 4th day of March, 2014.

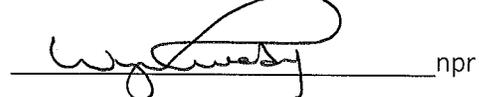
APPROVED:


Mayor

ATTEST:


City Clerk

APPROVED AS TO FORM

 npr

RESOLUTION NO. R-21-14

A RESOLUTION AUTHORIZING THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF FORT SMITH, ARKANSAS, AND THE ARKANSAS STATE POLICE INTERNET CRIMES AGAINST CHILDREN TASK FORCE, CONCERNING A SUBGRANT AGREEMENT

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 and the Arkansas State Police, which shall be substantially in the form attached hereto, is hereby approved and provides for the terms, conditions, and mutual understandings for the operations of the Internet Crimes Against Children Task Force between the two parties.

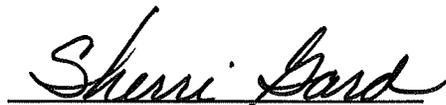
Section 2. The Mayor, his signature being attested by the City Clerk, is hereby authorized to execute this Memorandum of Understanding to which the City of Fort Smith is a party.

THIS RESOLUTION ADOPTED this 4th day of March, 2014.

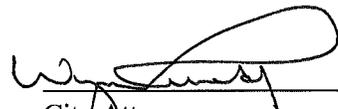
APPROVED:


Mayor

ATTEST:


City Clerk

Approved as to form:

 npr
City Attorney

RESOLUTION NO. R-22-14RESOLUTION APPROVING AUTOMOBILE AND PROPERTY INSURANCE
COVERAGE FOR THE CITY'S FLEET AND BUILDINGS for 2014-2015

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

SECTION 1: The renewal of the insurance agreement with Travelers Companies through Brown Hiller Clark and Associates for the insuring of property and automobiles owned by the City for the policy year of March 1, 2014, through March 1, 2015, is hereby approved.

SECTION 2: The City Administrator or his designee is hereby authorized to execute all documents necessary to bind coverage.

This Resolution adopted this 4th day of March, 2014.

APPROVED:


MAYOR

ATTEST:


CITY CLERK

Approved as to form:


 No Publication Required

Publish ___ Times

RESOLUTION AUTHORIZING ACQUISITION OF EASEMENT IN CONNECTION
WITH THE LAKE FORT SMITH 48-INCH WATER TRANSMISSION LINE

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

SECTION 1: The following value for the acquisition of a water transmission line easement designated as 08-07-P, Tract 10-31-26-01, for the Lake Fort Smith 48-Inch Water Transmission Line, Project 08-07 is approved, and acquisition of the easement for the amount listed is hereby approved.

<u>Tract No.</u>	<u>Owner</u>	<u>Appraised Value</u>
10-31-26-01	Price Farms, LLC	\$27,600.00

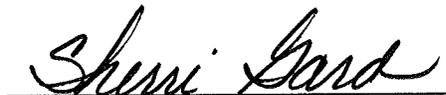
SECTION 2: The City Administrator, or his designated agent, and the City Attorney are hereby authorized to acquire the easement for the above listed appraisal amount. All such actions previously taken for this project are hereby confirmed.

This Resolution adopted this 4th day of March 2014.

APPROVED:



ATTEST:



 City Clerk

APPROVED AS TO FORM:


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