

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

April 1, 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 Jerry Jennings, Mount Moriah Baptist Church

ROLL CALL

All present ~ Mayor Sandy 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 MARCH 18, 2014 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 Residential Detached to Commercial Neighborhood / Rezoning: from Residential Single Family Duplex Low / Medium Density (RSD-2) to a Planned Zoning District located at 4401 Massard Road*)
Approved 7 in favor, 0 opposed as amended to allow commercial, pole signs only along Massard Road / Ordinance No. 20-14
2. Ordinance rezoning identified property and amending the zoning map (*from Residential Single Family Medium Density (RS-2) to a Planned Zoning District located at #1 Essex Place*)
Tabled with 6 in favor, 1 opposed (Lau) to the May 6, 2014 regular meeting

3. Ordinance amending Section 4-13 of the Fort Smith Municipal Code regarding the composition of the Animal Services Advisory Board
Approved 7 in favor, 0 opposed / Ordinance No. 21-14
4. Consent Agenda
 - A. Resolution authorizing the acquisition of real property interests for Jenny Lind Road and Ingersoll Avenue Widening, Project No. 07-01-A (\$33,200.00 / Engineering Department / Budgeted – Sales Tax Program Fund)
Approved 7 in favor, 0 opposed / Resolution No. R-33-14
 - B. Resolution authorizing the Mayor to execute an amendment to the agreement with Mickle Wagner Coleman, Inc. for providing engineering services associated with Water Improvements to Chaffee Crossing and Southeast Fort Smith (\$118,700.00 / Utility Department / Budgeted – 2012 Sales Tax Bonds)
Approved 7 in favor, 0 opposed / Resolution No. R-34-14

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
7:07 p.m.

#1
as amended

ORDINANCE NO. 20-14

**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 January 14, 2014 and March 11, 2014, 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. 7-3-14 to rezone certain properties hereinafter described, and, having considered said request, recommended on March 11, 2014, 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 Residential Detached to Commercial Neighborhood and the Master Land Use Plan Map is hereby amended to reflect said amendment to-wit:

Part of the Northwest Quarter of the Northeast Quarter of Section 31, and part of the Southwest Quarter of the Southeast Quarter of Section 30, Township 8 North, Range 31 West, Fort Smith, Arkansas. Being more particularly described as follows:

Commencing at the Northwest Corner of said Northwest Quarter of the Northeast Quarter; thence along the north line of said Northwest Quarter of the Northeast Quarter, S 87°38'35"E, 84.12 feet to the east right-of-way line of Massard Road and the Point of Beginning; thence along said right-of-way line, N 08°00'00"E, 73.35 feet; thence S 87°38'35"E, 89.23 feet; thence N 02°50'27"E, 157.84 feet to the south line of Wellington

Park, being filed for record January 21, 2004 as plat 1719d; thence along said south line, S 87°39'07"E, 496.41 feet to the southeast corner of said Wellington Park, said point being on the west line of Wellington Place, being filed for record October 27, 1993 as plat 1253; thence along said west line, S 02°52'37"W, 230.92 feet to the southwest corner of said Wellington Place; thence along the south line of said Wellington Place, S 87°38'35"E, 50.00 feet; thence S 02°03'52"W, 652.02 feet; thence N 87°56'08"W, 253.46 feet; thence S 02°37'29"W, 260.01 feet; thence N 87°56'08"W, 420.02 feet to said east right-of-way line of Massard Road; thence along said right-of-way line the following courses: N 02°37'29"E, 464.33 feet; 371.51 feet along the arc of a curve to the right, said curve having a radius of 3960.00 feet and being subtended by a chord having a bearing of N 05°18'45"E and a distance of 371.37 feet; N 08°00'00"E, 80.65 feet to the Point of Beginning. Containing 15.26 acres, more or less.

more commonly known as 4401 Massard Road.

SECTION 2: The real property described in Section 1 is hereby rezoned from Residential Single Family Duplex Low/Medium Density (RSD-2) to a Planned Zoning District 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 the Planned Zone Project Booklet reviewed by the Fort Smith Planning Commission and approved hereby as amended by the Board of Directors, which Project Booklet shall be filed in the office of the City Clerk.

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

PASSED AND APPROVED THIS 1st DAY OF April, 2014.

ATTEST:



City Clerk

APPROVED:

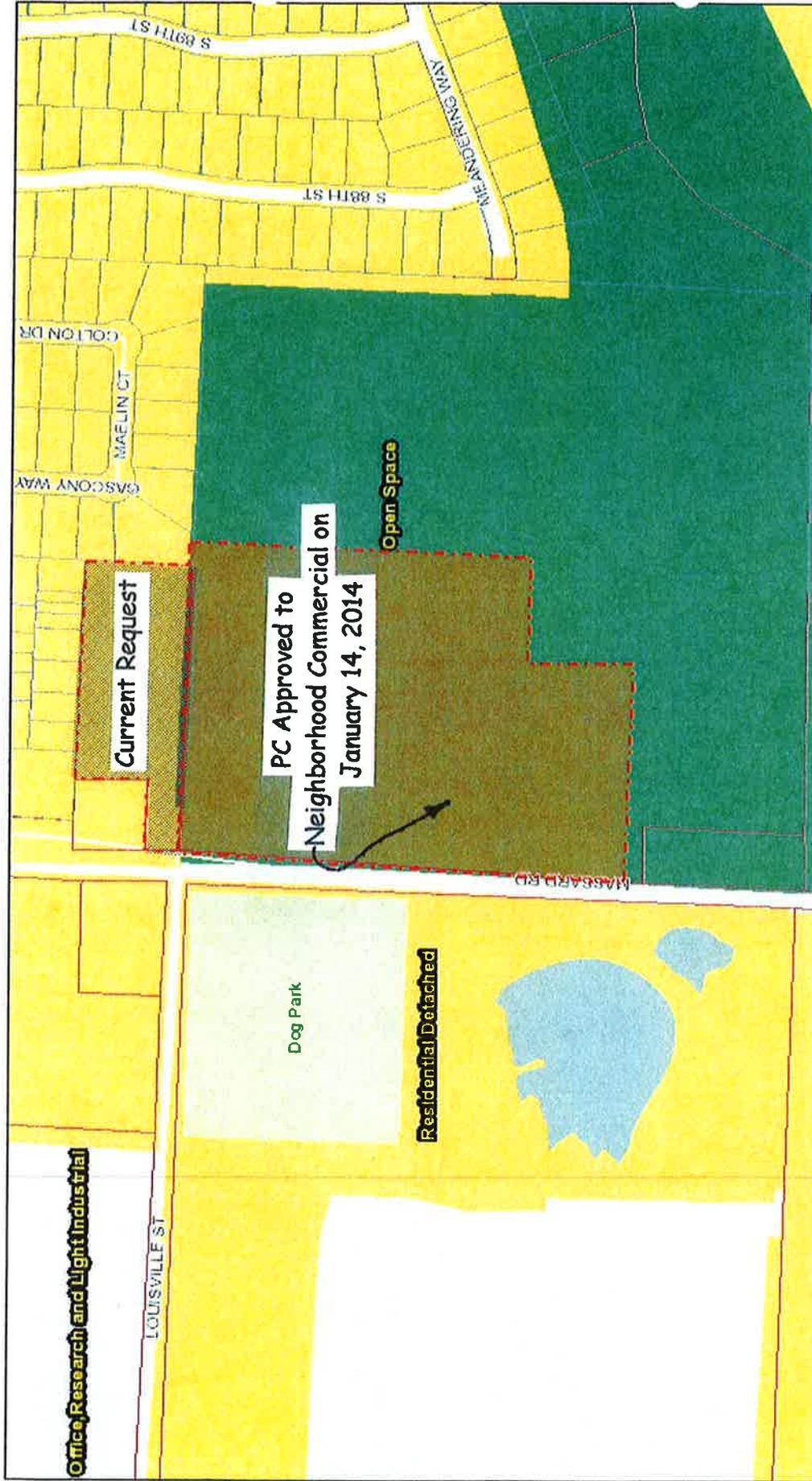

Mayor

Approved as to form:



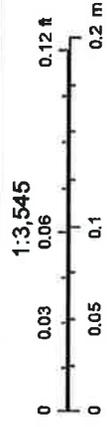
Publish One Time

Master Land Use: From Residential Detached to Commercial Neighborhood 4401 Massard Road



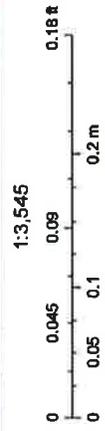
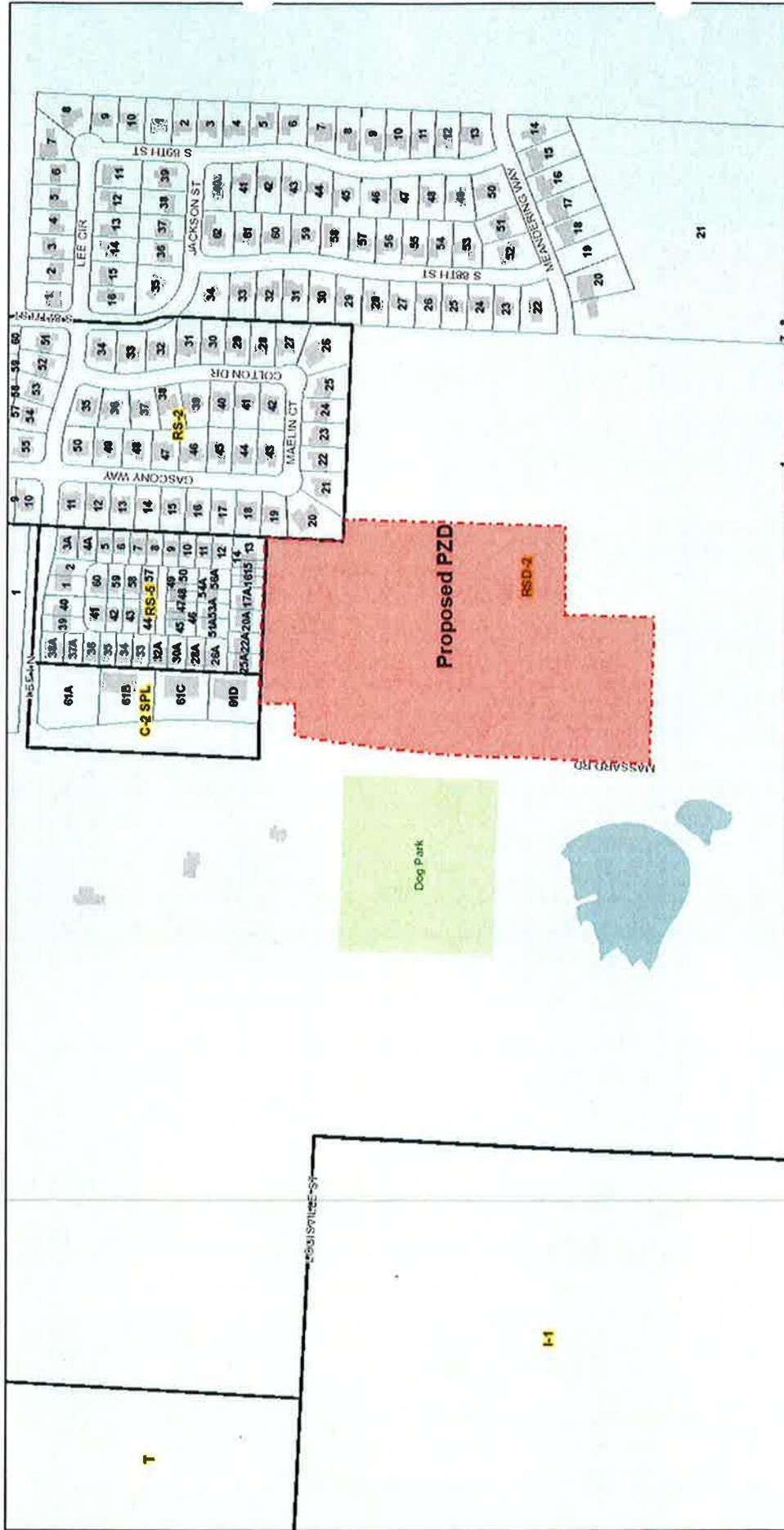
March 7, 2014

- Fort Smith City Limits
- Subdivisions



3G

Rezoning #7-3-14: From Residential Single Family-Duplex Low/Medium Density (RSD-2) to PZD 4401 Massard Road



- February 20, 2014
- Fort Smith City Limits
- Zoning
- Subdivisions
- Building Footprints

FG

ORDINANCE NO. 21-14

AN ORDINANCE AMENDING SECTION 4-13 OF THE FORT SMITH MUNICIPAL CODE REGARDING THE COMPOSITION OF THE ANIMAL SERVICES ADVISORY BOARD

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

Section 4-13 of the Fort Smith municipal code regarding the composition of the animal services advisory board is hereby deleted in its entirety and replaced with the following:

Section 4-13. Composition

The animal services advisory board shall be composed of nine (9) members: One (1) member shall be a licensed veterinarian; one (1) member shall be an owner, operator or employee of a business related to the production, sale, distribution or care of animals or livestock; one (1) member shall be a board member of a nonprofit animal interest group whose primary interest is the health and welfare of animals; and, six (6) members who shall not be required to have any affiliation or connection with a specific business or entity.

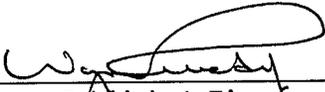
PASSED and APPROVED this 1st day of April, 2014.


Mayor

ATTEST:


City Clerk

APPROVED AS TO FORM:


Publish 1 Time

RESOLUTION R-33-14

**A RESOLUTION AUTHORIZING THE ACQUISITION OF REAL
PROPERTY INTERESTS FOR 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:

SECTION 1: The appraised values for the following tracts required for the Jenny Lind Road & Ingersoll Avenue Widening project are approved and acquisition of the interests for the appraised amounts is hereby authorized:

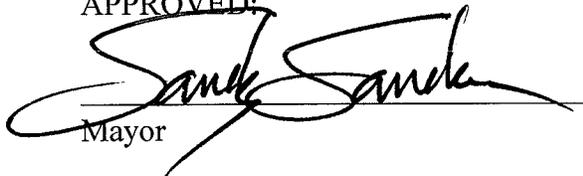
<u>TRACT</u>	<u>OWNER</u>	<u>APPRAISED VALUE</u>
49A	Baldor Electric Company	\$ 11,400.00
49B	Baldor Electric Company	\$ 21,800.00

SECTION 2: The City Administrator, or his designated agents, and the City Attorney are hereby authorized to acquire the required tracts for the above listed appraisal amounts.

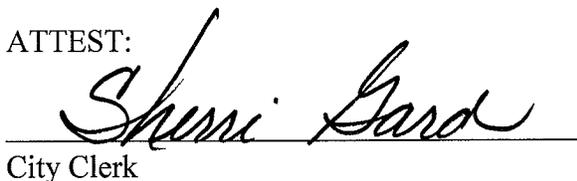
SECTION 3: Payment for acquisition of the tracts authorized by Section 2 is hereby authorized from the Sales Tax Fund (1105).

This resolution adopted this 1st day of April, 2014.

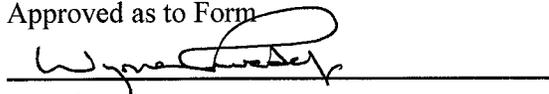
APPROVED:


Mayor

ATTEST:


City Clerk

Approved as to Form



- No Publication Required
- Publish ___ Times

RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AMENDMENT TO THE AGREEMENT WITH MICKLE WAGNER COLEMAN, INC., FOR PROVIDING ENGINEERING SERVICES ASSOCIATED WITH WATER IMPROVEMENTS TO CHAFFEE CROSSING AND SOUTHEAST FORT SMITH

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

SECTION 1: Amendment Number One to the Agreement with Mickle Wagner Coleman, Inc, for providing engineering services associated with Water Improvements to Chaffee Crossing and Southeast Fort Smith, said services identified as Project Number 12-04-E1, is hereby approved.

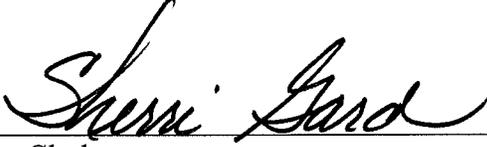
SECTION 2: The Mayor is hereby authorized to execute Amendment Number One in the amount of \$118,700.00.

This Resolution adopted this 1st day of April 2014.

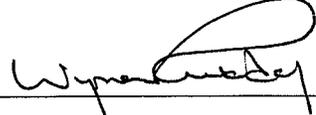
APPROVED:


Mayor

ATTEST:


City Clerk

APPROVED AS TO FORM:


npr