

Mayor – Sandy Sanders

Acting City Administrator – Jeff Dingman

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 – Tracy Pennartz

At Large Position 6 – Kevin Settle

At Large Position 7 – Don Hutchings

AGENDA ~ SUMMARY

Fort Smith Board of Directors REGULAR MEETING

August 18, 2015 ~ 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
AND ONLINE AT <http://www.ustream.tv/channel/city-of-fort-smith-board-of-directors-meetings>***

INVOCATION & PLEDGE OF ALLEGIANCE

Director Don Hutchings

ROLL CALL 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, the City website or <http://www.ustream.tv/channel/city-of-fort-smith-board-of-directors-meetings>

APPROVE MINUTES OF THE AUGUST 4, 2015 REGULAR MEETING AND AUGUST 11, 2015 SPECIAL MEETING

Unanimously approved as written

ITEMS OF BUSINESS:

1. Public hearing and ordinance to close, vacate and abandon a portion of alley right-of-way located in South Fort Smith, Block 19, an addition to the City of Fort Smith, Arkansas
APPROVED 7 in favor, 0 opposed / Ordinance No. 55-15

2. Items regarding amendments to the 2015 Budget ~ *Pennartz/Lau placed on agenda at the August 11, 2015 study sessions ~ :*
 - A. Ordinance amending the 2015 Budget (*budget reductions – August 2015*)
APPROVED 7 in favor, 0 opposed / Ordinance No. 56-15
 - B. Ordinance revising the 2015 Budget county sales tax revenue estimate (*increase 2015 revenue projections*)
APPROVED 6 in favor, 1 opposed (Good) as revised to remove language that the increased revenues will go to fund LOPFI / Ordinance No. 57-15
3. Consent Agenda
 - A. Resolution granting a temporary revocable license for the placement of a retaining wall in a public utility easement and authorizing the Mayor to execute agreement (*8600 Highway 71 South / Wal-Mart Neighborhood Market*)
APPROVED 7 in favor, 0 opposed / Resolution No. R-148-15
 - B. Resolution to accept the bids and authorize a contract for the construction of Water and Sewer Line Improvements serving the Arkansas College of Osteopathic Medicine, Project No. 15-90-A, EDA Award No. 08-79-04996 (*\$749,184.00 / Engineering Department / Budgeted – Water/Sewer Fund*)
APPROVED 7 in favor, 0 opposed / Resolution No. R-149-15
 - C. Resolution to accept the bids and authorize a contract for the construction of Street Overlays/Reconstruction, Project No. 15-03-C (*\$2,593,548.90 / Engineering Department / Budgeted – Sales Tax Program Fund*)
APPROVED 7 in favor, 0 opposed / Resolution No. R-150-15
 - D. Resolution naming the basketball courts at Martin Luther King, Jr. Park, *The Almer Lee Basketball Courts*
APPROVED 7 in favor, 0 opposed / Resolution No. R-151-15
 - E. Resolution authorizing the execution of a non-residential solid waste collection and disposal permit and agreement with Inland Waste Solutions, LLC
APPROVED 6 in favor, 1 opposed (Pennartz) / Resolution No. R-152-15
 - F. Resolution approving and authorizing execution and of release and abrogation of conditions subsequent agreement with United States of America
APPROVED 7 in favor, 0 opposed / Resolution No. R-153-15

- G. Resolution authorizing the execution of a memorandum of understanding for inter-governmental police service assistance between the Arkansas National Guard, Fort Chaffee Maneuver Training Center, Public Safety Division and the City of Fort Smith, Arkansas
APPROVED 7 in favor, 0 opposed / Resolution No. R-154-15
- H. Resolution accepting the bid of and authorizing the Mayor to execute a contract with Goodwin & Goodwin, Inc. for the Massard Wastewater Treatment Plant Sewer Repair (\$573,546.00 / Utility Department / Budgeted – 2014 Sales and Use Tax Bonds)
APPROVED 7 in favor, 0 opposed / Resolution No. R-155-15
- I. Resolution authorizing the Mayor to execute an agreement and Authorization No. 1 with Morrison Shipley Engineers, Inc. for engineering services associated with the Riverlyn Wastewater Pump Station Improvements (\$90,110.00 / Utility Department / Budgeted – 2014 Sales and Use Tax Bonds) ♦
APPROVED 6 in favor, 1 opposed (Catsavis) / Resolution No. R-156-15
- J. Resolution authorizing the Mayor to execute an agreement for architectural services with MAHG Architecture, Inc. for renovations of the library annex building for use as office space (\$98,980.00 / Utility Department / Budgeted – 2014 Sales and Use Tax Bonds) ♦
APPROVED 7 in favor, 0 opposed / Resolution No. R-157-15
- K. Resolution adopting the Parks and Recreation 5 Year Capital Improvement Program as recommended by the Parks and Recreation Commission ~ *Settle/Pennartz placed on agenda at the August 13, 2015 special study session* ~
APPROVED 7 in favor, 0 opposed / Resolution No. R-158-15
- L. Resolution authorizing an agreement for a zero-interest loan from First National Bank for trails and greenways
APPROVED 7 in favor, 0 opposed / Resolution No. R-159-15
- M. Resolution authorizing the Mayor to submit an application for Trails Life Grant Funding to the Arkansas Department of Parks and Tourism for the purpose of a walking trail at the River Valley Sports Complex
APPROVED 7 in favor, 0 opposed / Resolution No. R-160-15

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, the City website or <http://www.ustream.tv/channel/city-of-fort-smith-board-of-directors-meetings>

EXECUTIVE SESSION (approximately 6:41 p.m.)

Appointments: **Central Business Improvement District**
Lee Ann Vick
Richard Griffin (reappointment)
Rodney Ghan (reappointment)
Phil White (reappointment)
Sam T. Sicard (reappointment)
Terms expire September 30, 2021

ADJOURN
6:45 p.m.

ORDINANCE NO. 55-15

1.

**AN ORDINANCE ENTITLED, AN ORDINANCE TO CLOSE AND VACATE AND
ABANDON A PORTION OF AN ALLEY RIGHT-OF-WAY LOCATED IN
SOUTH FORT SMITH, BLOCK 19, AN ADDITION TO THE CITY OF FORT SMITH, ARKANSAS**

WHEREAS, a petition was duly filed with the Board of Directors of the City of Fort Smith, Arkansas, July 24, 2015, asking the Board of Directors to vacate and abandon a portion of an alley right-of-way located in South Fort Smith, Block 19, an addition to the City of Fort Smith, Arkansas, more particularly described as follows:

A part of a platted alley in Block 19 of South Fort Smith Addition to the City of Fort Smith, Sebastian County, Arkansas being more particularly described as follows:

Beginning at an existing chiseled hole in the concrete marking the Northeast Corner of Lot 14A, said point being on the South right of way line of Tulsa Street. Thence along said South right of way line, South 86 degrees 50 minutes 28 seconds East, 20.00 feet to an existing chiseled hole in the concrete marking the Northwest Corner of Lot 1A, said point being at the intersection of the South right of way line of Tulsa Street and the East right of way line of a platted alley. Thence leaving said South right of way line and along the West line of Lots 1A, 1B and 1C and the East right of way line of said platted alley, South 03 degrees 08 minutes 54 seconds West, 148.80 feet to a set rebar with cap. Thence leaving the West line of Lot 1C and said East right of way line, North 86 degrees 50 minutes 28 seconds West, 20.00 feet to an existing rebar marking the Southeast Corner of Lot 14A, said point being on the West right of way line of a platted alley. Thence along the East line of said Lot 14A and the West right of way line of said platted alley, North 03 degrees 08 minutes 54 seconds East, 148.80 feet to the Point of Beginning, containing 0.07 of an acre and subject to any Easements of Record.

WHEREAS, after notice as required by law, the Board of Directors has at the time and place mentioned in the notice duly published as required by law, heard all persons as desiring to be heard on the questions, and has ascertained that the said alley right-of-way as described above has heretofore been dedicated to the public use as an alley right-of-way and at this time is no

longer required for the corporate purposes, and that said portion of alley right-of-way is of no practical purpose or general purpose to the citizens of Fort Smith and it is in the best interest of the citizens of Fort Smith that the alley right-of-way be closed; and that the public interest and welfare will not be adversely affected by the abandonment of the said alley.

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

SECTION 1: The City of Fort Smith hereby releases, vacates and abandons all of its rights, title and interest, together with the right of the public generally, in and to the alley designated as follows:

A part of a platted alley in Block 19 of South Fort Smith Addition to the City of Fort Smith, Sebastian County, Arkansas being more particularly described as follows:

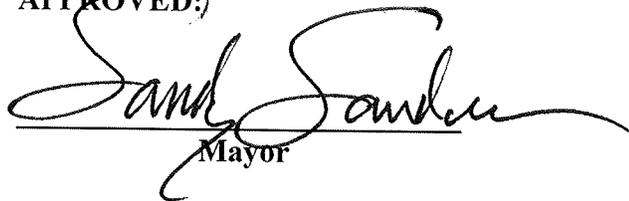
Beginning at an existing chiseled hole in the concrete marking the Northeast Corner of Lot 14A, said point being on the South right of way line of Tulsa Street. Thence along said South right of way line, South 86 degrees 50 minutes 28 seconds East, 20.00 feet to an existing chiseled hole in the concrete marking the Northwest Corner of Lot 1A, said point being at the intersection of the South right of way line of Tulsa Street and the East right of way line of a platted alley. Thence leaving said South right of way line and along the West line of Lots 1A, 1B and 1C and the East right of way line of said platted alley, South 03 degrees 08 minutes 54 seconds West, 148.80 feet to a set rebar with cap. Thence leaving the West line of Lot 1C and said East right of way line, North 86 degrees 50 minutes 28 seconds West, 20.00 feet to an existing rebar marking the Southeast Corner of Lot 14A, said point being on the West right of way line of a platted alley. Thence along the East line of said Lot 14A and the West right of way line of said platted alley, North 03 degrees 08 minutes 54 seconds East, 148.80 feet to the Point of Beginning, containing 0.07 of an acre and subject to any Easements of Record.

SECTION 2: A copy of this Ordinance duly certified by the City Clerk shall be filed in the Office of the County for the Fort Smith District of Sebastian County, Arkansas, and recorded in the deed records of said county.

SECTION 3: This Ordinance shall take effect and be in effect from and after its passage.

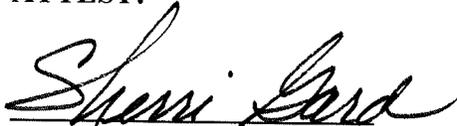
PASSED AND APPROVED THIS 18th DAY OF AUGUST 2015.

APPROVED:



Mayor

ATTEST:



City Clerk

Approved as to form
JPC
Publish time

2A

ORDINANCE NO. 56-15
AN ORDINANCE AMENDING THE 2015 BUDGET

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

SECTION 1: There is hereby authorized the following appropriations attached as Exhibit 1, from the unreserved/unrestricted balances of the General Fund from 6626-002-0101 Transfer to LOPFI Contribution Fund to 3724-000-1109 Due to Other Funds- LOPFI.

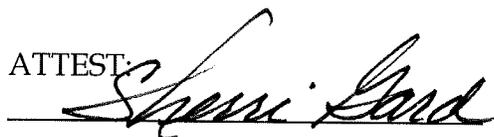
THIS ORDINANCE ADOPTED THIS 18th DAY OF August, 2015.

APPROVED:



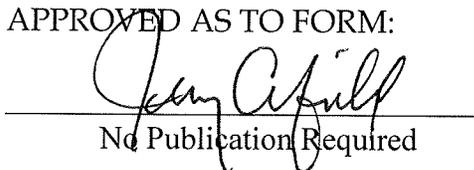
MAYOR

ATTEST:



CITY CLERK

APPROVED AS TO FORM:



No Publication Required

**City of Fort Smith, Arkansas
General Fund Program Reductions
Remaining 5 Months 2015**

	<u>Proposed Reduction</u>	<u>General Fund Allocation</u>
Mayor (4100)	14,100	6,063
100's - Personnel	0	-
200's - Operations	14,100	6,063
Board of Directors (4101)	4,590	1,285
100's - Personnel	0	-
200's - Operations	4,590	1,285
City Administrator (4102) (Note 1)	44,510	10,237
100's - Personnel	2,920	672
200's - Operations	41,590	9,566
District Court (4201) (Note 2)	9,000	6,300
100's - Personnel	0	-
200's - Operations	9,000	6,300
Internal Audit (4405)	1,000	280
100's - Personnel	0	-
200's - Operations	1,000	280
Human Resources (4104)	7,000	3,710
100's - Personnel	0	-
200's - Operations	7,000	3,710
City Clerk (4105)	7,100	2,343
100's - Personnel	0	-
200's - Operations	7,100	2,343
Finance (4301) (Note 3)	20,050	4,612
100's - Personnel	7,500	1,725
200's - Operations	12,550	2,887
Purchasing (4306)	10,650	3,515
100's - Personnel	550	182
200's - Operations	10,100	3,333
ITS (4401)	34,500	13,800
100's - Personnel	500	200
200's - Operations	34,000	13,600
Planning & Zoning (4106)	23,500	15,275
100's - Personnel	6,000	3,900
200's - Operations	17,500	11,375

Exhibit 1

**City of Fort Smith, Arkansas
General Fund Program Reductions
Remaining 5 Months 2015**

	<u>Proposed Reduction</u>	<u>General Fund Allocation</u>
Building Safety (4108)	5,500	5,500
100's - Personnel	0	-
200's - Operations	5,500	5,500
Neighborhood Services (6900)	8,800	8,800
100's - Personnel	0	-
200's - Operations	8,800	8,800
Police (4702, 4703)	469,119	469,119
100's - Personnel	400,000	400,000
200's - Operations	69,119	69,119
Fire (4801, 4802, 4804)	93,440	93,440
100's - Personnel	79,170	79,170
200's - Operations	14,270	14,270
Parks Maintenance Program 6201 (Note 4)	31,700	26,945
100's - Personnel	0	-
200's - Operations	31,700	26,945
Parks (6202,6204,6205,6206,6207)	36,150	36,150
100's - Personnel	0	-
200's - Operations	36,150	36,150
Transit (6550) (Note 5)	126,200	63,100
100's - Personnel	58,700	29,350
200's - Operations	67,500	33,750
Total Reduction to General Fund	<u>946,909</u>	<u>\$ 770,473</u>

Note 1: City Administrator budget will need to appropriate additional funds in 2015 for Mr. Gosack's retirement payout.

Note 2: District Court total cut is reduced by \$2,700 as the reimbursement from Sebastian County accounts for 30% of total costs of the District Court program.

Note 3: Finance will need to appropriate funds in 2015 for Ms. Bushkuhl's retirement payout.

Note 4: Program 6201 is allocated 85%/15% between the General Fund and the Street Maintenance Fund for personnel and operating costs. Therefore, it must be separated from other parks programs for this purpose. If capital cuts are chosen, those would be 100% net reductions from the General Fund.

Note 5: Transit Personnel and Operating accounts are 50% reimbursed by federal grants

2B
as revised

ORDINANCE NO. 57-15

AN ORDINANCE REVISING 2015 BUDGET COUNTY SALES
TAX REVENUE ESTIMATE

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

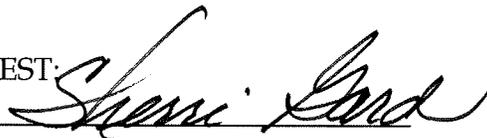
SECTION 1: The 2015 Budgeted revenue estimate for the county sales tax (\$15,580,462)
is revised as reflected on the attached Exhibit 1 (\$15,895,000).

THIS ORDINANCE ADOPTED THIS 18th DAY OF August, 2015.

APPROVED:


MAYOR

ATTEST:



CITY CLERK

APPROVED AS TO FORM:


No Publication Required

City of Fort Smith, Arkansas
Sales Tax Revenue
REVISED PROJECTIONS 2015 BUDGET
Date revised: July 25, 2015

Revised 2015 Revenue Estimate	
2015	
	1,532,000
	1,226,000
	1,256,000
	1,419,000
	1,297,000
	1,339,000
	1,284,000
	1,279,000
	1,330,000
	1,320,000
	1,325,000
	1,288,000
	15,895,000
	314,538

County Sales Tax (General Fund)			
	2014	2015 Budget	2015 Actual
January	\$ 1,455,790	\$ 1,453,653	\$ 1,532,148
February	1,127,635	1,122,125	1,226,488
March	1,293,671	1,289,821	1,255,527
April	1,321,530	1,317,959	1,419,024
May	1,151,199	1,145,925	1,297,471
June	1,427,869	1,425,361	1,338,775
July	1,288,041	1,284,136	
August	1,282,949	1,278,992	
September	1,333,033	1,329,578	
October	1,323,164	1,319,519	
November	1,328,508	1,325,008	
December	1,292,247	1,288,385	
Total	\$ 15,625,636	\$ 15,580,462	\$ 8,069,433

Increase to Budget

\$ 314,538

RESOLUTION NO. R-148-15

**A RESOLUTION GRANTING A TEMPORARY REVOCABLE LICENSE FOR THE
PLACEMENT OF A RETAINING WALL IN A PUBLIC UTILITY EASEMENT
AND
AUTHORIZING THE MAYOR TO EXECUTE AGREEMENT**

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE CITY OF FORT

SMITH, ARKANSAS, THAT:

SECTION 1: A Temporary Revocable License is hereby granted to Wal-Mart Real Estate Business Trust, a Delaware statutory trust, its successors or assigns for the placement and maintenance of a retaining wall within a public utility easement as shown on Exhibits "A" and "B" and adjacent to the following described property:

COMMENCING at a found 5/8 inch rebar with cap "LS 773" the Northwest corner of the NW1/4 of the SE1/4, Section 10, Township 7 North, Range 32 West; Thence South 03°18'01" West, a distance of 128.18 feet; Thence South 86°41'59" East, a distance of 240.10 feet to a found 5/8 inch rebar with cap "LS 773" at the intersection of the North boundary of said Lot 1-A-1 and the East right-of-way of South 36th Terrace; Thence continuing along said North boundary, South 86°43'43" East, a distance of 173.33 feet to the POINT OF BEGINNING;

Thence continuing along said North boundary the following two (2) courses:
South 86°43'43" East, a distance of 6.65 feet to a found 1 inch Pipe with cap "LS 773";
North 03°18'40" East, a distance of 1.85 feet;

Thence departing said North boundary South 86°41'20" East, a distance of 8.95 feet; Thence South 62°40'39" West, a distance of 18.12 feet; Thence North 03°16'17" East, a distance of 7.38 feet to the POINT OF BEGINNING, containing 60 square feet more or less.

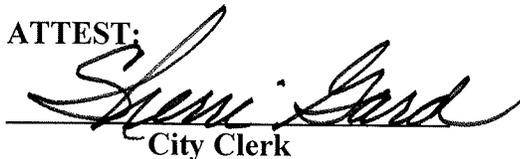
SECTION 2: The Mayor is authorized to execute the agreement for the above-captioned Temporary Revocable License.

THIS RESOLUTION ADOPTED THIS 18th DAY OF August 2015.

APPROVED:


Mayor

ATTEST:


City Clerk

*Approved as to form
JK
No publication required*

RESOLUTION R-149-15

**A RESOLUTION TO ACCEPT THE BIDS AND AUTHORIZE A CONTRACT FOR THE CONSTRUCTION OF WATER AND SEWER LINE IMPROVEMENTS SERVING THE ARKANSAS COLLEGE OF OSTEOPATHIC MEDICINE
PROJECT NO. 15-90-A, EDA AWARD No. 08-79-04996**

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

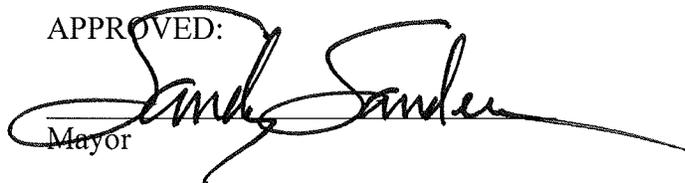
SECTION 1: Subject to concurrence by the Economic Development Administration, the bid of Brothers Construction, Inc., received August 11, 2015, for the construction of the water and sewer improvements serving the Arkansas College of Osteopathic Medicine, Project No. 15-90-A, EDA Award No. 08-79-04996 in the amount of \$749,184.00 is hereby accepted.

SECTION 2: The Mayor is hereby authorized to execute, his signature being attested by the City Clerk, the contract with Brothers Construction, Inc. for Project No. 15-90-A, EDA Award No. 08-79-04996, subject to the terms set forth in Section 1 above.

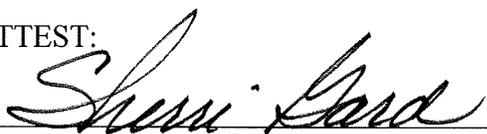
SECTION 3: Payment for construction contract pursuant to Sections 1 and 2 is hereby authorized from the Water and Sewer Capital Improvement Projects Fund (6505).

This resolution adopted this 18th day of August, 2015.

APPROVED:


Mayor

ATTEST:


City Clerk

Approved as to Form


No Publication Required

RESOLUTION R-150-15

**A RESOLUTION TO ACCEPT THE BIDS AND AUTHORIZE A
CONTRACT FOR THE CONSTRUCTION OF
STREET OVERLAYS/RECONSTRUCTION
PROJECT NO. 15-03-C**

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

SECTION 1: The bid of Forsgren, Inc. received August 11, 2015 for the construction of Street Overlays/Reconstruction, Project No. 15-03-C, in the amount of \$2,593,548.90 be accepted.

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

SECTION 3: Payment for construction authorized by Section 1 is hereby authorized from the Sales Tax Fund (1105).

This resolution adopted this 18th day of August, 2015.

APPROVED:

Sandy Sander
Mayor

ATTEST:

Sherril Card
City Clerk

Approved as to Form

JSC
 No Publication Required

RESOLUTION NO. R-151-15

A RESOLUTION NAMING THE BASKETBALL COURTS AT
MARTIN LUTHER KING JR PARK THE ALMER LEE BASKETBALL COURTS

WHEREAS, nominations for naming the basketball courts at Martin Luther King Jr. Park were solicited by public notice in the Times Record newspaper on June 16 & 21, 2015; and

WHEREAS, the Parks and Recreation Commission considered all nominations received; and

WHEREAS, notice of the initial selection was published in the Times Record newspaper on July 19 & 26, 2015 as required by the city's naming policy; and

WHEREAS, the Parks and Recreation Commission has considered all public comments received and recommend to the Board of Directors that the basketball courts at Martin Luther King Jr. Park be named the Almer Lee Basketball Courts;

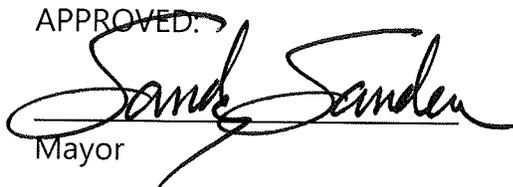
NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the City of Fort Smith, Arkansas that:

Section 1: The Board of Directors hereby names the basketball courts at Martin Luther King Jr. Park the Almer Lee Basketball Courts.

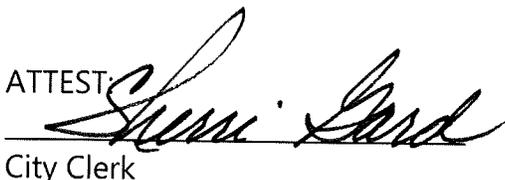
Section 2: The city administrator and his staff are directed to place the appropriate signage to recognize the naming authorized by Section 1 of this Resolution.

This Resolution passed this 18th day of August, 2015.

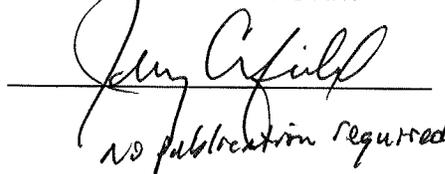
APPROVED:


Mayor

ATTEST:


City Clerk

APPROVED AS TO FORM


no publication required

RESOLUTION NO. R-152-15

A RESOLUTION AUTHORIZING THE EXECUTION OF A NON-RESIDENTIAL SOLID WASTE COLLECTION AND DISPOSAL PERMIT AND AGREEMENT WITH INLAND WASTE SOLUTIONS, LLC

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

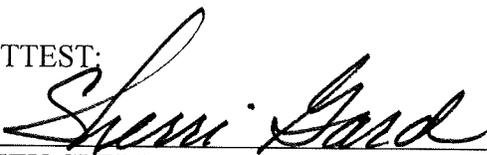
The Mayor, his signature attested by the City Clerk, is hereby authorized to execute the attached Non-Residential Solid Waste Collection and Disposal Permit and Agreement with Inland Waste Solutions, LLC.

This resolution adopted this 18th day of August, 2015.

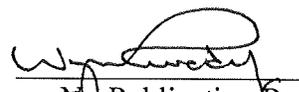
APPROVED:


MAYOR

ATTEST:


CITY CLERK

Approved as to form:


 No Publication Required
 Publish ___ Times

RESOLUTION R-153-15

A RESOLUTION APPROVING AND AUTHORIZING EXECUTION
AND OF RELEASE AND ABROGATION OF CONDITIONS
SUBSEQUENT AGREEMENT WITH UNITED STATES OF AMERICA

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

Section 1: The Release and Abrogation of Conditions Subsequent Contract No. 07-
AR-2229 (“Agreement”) submitted to the meeting of the Board of Directors is hereby accepted
and the Acting City Administrator is hereby authorized to execute the Agreement.

Section 2: The Acting City Administrator and the City Attorney are hereby
authorized to take any and all necessary action to effectuate the Agreement accepted by Section 1
of this Resolution.

THIS RESOLUTION ADOPTED this 18th day of August, 2015.

APPROVED:



Mayor

ATTEST:



City Clerk

Approved as to form:



No Publication Required

RESOLUTION R-154-15

RESOLUTION AUTHORIZING THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING FOR INTER-GOVERNMENTAL POLICE SERVICE ASSISTANCE BETWEEN THE ARKANSAS NATIONAL GUARD, FORT CHAFFEE MANEUVER TRAINING CENTER, PUBLIC SAFETY DIVISION AND THE CITY OF FORT SMITH, ARKANSAS

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

Section 1: The Memorandum of Understanding for inter-governmental police service assistance between the Arkansas National Guard, Fort Chaffee Joint Maneuver Training Center Public Safety Division and the City of Fort Smith, a copy of which shall be substantially in the form attached hereto, is hereby approved.

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.

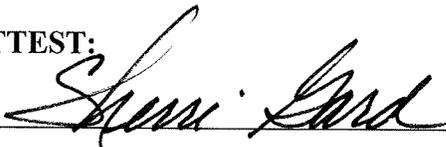
THIS RESOLUTION ADOPTED this 18th day of August 2015.

APPROVED:



Mayor

ATTEST:



City Clerk

City Clerk

Approved as to Form



No Publication Required

RESOLUTION ACCEPTING THE BID OF AND AUTHORIZING THE MAYOR
TO EXECUTE A CONTRACT WITH GOODWIN & GOODWIN, INC., FOR
THE MASSARD WASTEWATER TREATMENT PLANT SEWER REPAIR

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

SECTION 1: The bid of Goodwin & Goodwin, Inc., for the construction of the Massard
Wastewater Treatment Plant Sewer Repair, Project Number 15-17-C1, is hereby accepted.

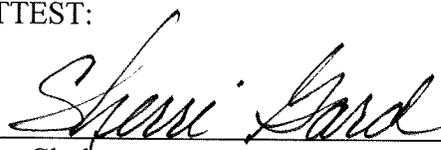
SECTION 2: The Mayor is hereby authorized to execute a contract with Goodwin &
Goodwin, Inc., for an amount of \$573,546.00, for performing said construction.

This Resolution adopted this 18th day of August 2015.

APPROVED:


Mayor

ATTEST:



City Clerk

APPROVED AS TO FORM:



npr

RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT AND
AUTHORIZATION NUMBER ONE WITH MORRISON SHIPLEY ENGINEERS, INC.,
FOR ENGINEERING SERVICES ASSOCIATED WITH THE RIVERLYN
WASTEWATER PUMP STATION IMPROVEMENTS

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

SECTION 1: An Agreement with Morrison Shipley Engineers, Inc., for providing engineering services associated with the Riverlyn Wastewater Pump Station Improvements, is hereby approved.

SECTION 2: Authorization Number One to the Agreement providing site evaluation and preliminary design phase services, said services identified as Project Number 15-22-ED1, is hereby approved.

SECTION 3: The Mayor is hereby authorized to execute an Agreement for Professional Engineering Services and Authorization Number One for an amount of \$90,110.00.

This Resolution adopted this 18th day of August 2015.

APPROVED:


Mayor

ATTEST:


City Clerk

APPROVED AS TO FORM:


npr

RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN
AGREEMENT FOR ARCHITECTURAL SERVICES WITH
MAHG ARCHITECTURE, INC., FOR THE RENOVATION OF THE
LIBRARY ANNEX BUILDING FOR USE AS OFFICE SPACE

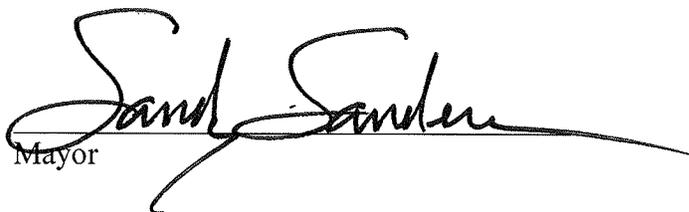
BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE CITY OF FORT
SMITH, ARKANSAS, that:

SECTION 1: The Agreement for the general construction design, interior design and furnishings for renovation of the former Library Annex Building for use as office space by the Utility Department to provide for the staffing additions associated with the performance of the Consent Decree requirements, Project Number 15-11, is hereby approved.

SECTION 2: The Mayor is hereby authorized to execute the Agreement, in the amount of \$98,980, for the performance of said services.

This Resolution adopted this 18th day of August 2015.

APPROVED:

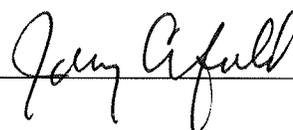

Mayor

ATTEST:



City Clerk

APPROVED AS TO FORM:



npr

RESOLUTIONS NO. R-158-15

A RESOLUTION ADOPTING THE PARKS AND RECREATION
5 YEAR CAPITAL IMPROVEMENT PROGRAM AS RECOMMENDED
BY THE PARKS AND RECREATION COMMISSION

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

SECTION 1: The Five Year (2016-2020) Sales Tax Program for Parks and Recreation Capital Improvements as identified and specified in the attachment hereto is hereby approved.

SECTION 2: The staff is directed to proceed with implementation of the 2015 Sales Tax Program.

This Resolution adopted this 18th day of August, 2015.

APPROVED:


Mayor

ATTEST:


City Clerk

Approved as to Form


NPR

Fort Smith Parks & Recreation

Five-Year Capital Improvement Program

	2016	2017	2018	2019	2020
Creekmore Park Land Acquisition & Parking				200,000	
Creekmore Park Tennis Court Resurfacing					275,000
Fort Smith Park Parking & Fishing Pavilion	200,000				
Fort Smith Park Dog Park			100,000		
Fort Smith Park Playground				100,000	
Kelley Stage & River Park Amphitheater		75,000			
Martin Luther King, Jr. Skate Park Improvements					400,000
Neighborhood Parks - Imani Park	100,000				
Shade Structures at Creekmore Pool, Martin Luther King Pool & Playground		75,000			
Riverfront Drive Property Improvements	700,000	600,000			
Trails & Greenways	1,000,000	1,000,000	1,100,000	1,050,000	1,050,000
Wading Pool conversion to Splash Pad (Tilles)			200,000		
Wading Pool conversion to Splash Pad (Woodlawn)			200,000		
Wilson Park Improvements				100,000	
Matching Funds	50,000	250,000	250,000	250,000	250,000
Total Projects	2,050,000	2,000,000	1,850,000	1,700,000	1,975,000
Operations	561,162	577,996	595,336	613,196	631,592
Total Projects and Operations	2,611,162	2,577,996	2,445,336	2,313,196	2,606,592

RESOLUTIONS NO. R-159-15

A RESOLUTION AUTHORIZING AN AGREEMENT FOR A ZERO-INTEREST LOAN
FROM FIRST NATIONAL BANK FOR TRAILS AND GREENWAYS

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

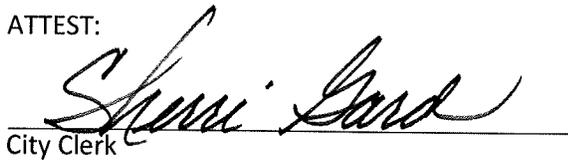
The Mayor is hereby authorized to negotiate specific terms and execute a zero-interest loan agreement on behalf of the City of Fort Smith with First National Bank of Fort Smith. The purpose of such loan is to facilitate the construction of Trails & Greenways within the city limits of Fort Smith, Arkansas as soon as possible. The loan amount is not to exceed three million dollars and drawn upon as needed to fund Trails & Greenways projects, which monies are to be paid back interest-free within five years of the first amount drawn. Funds for such loan payments shall come from future revenues of the portion of the City-Wide Sales Tax dedicated to the Parks & Recreational Capital Improvement Program.

This Resolution adopted this 18th day of August, 2015.

APPROVED:


Mayor

ATTEST:


City Clerk

Approved as to Form


NPR

RESOLUTION No. R-160-15

A RESOLUTION AUTHORIZING THE MAYOR TO SUBMIT AN APPLICATION FOR TRAILS FOR LIFE GRANT FUNDING TO THE ARKANSAS DEPARTMENT OF PARKS AND TOURISM FOR THE PURPOSE OF A WALKING TRAIL AT THE RIVER VALLEY SPORTS COMPLEX

WHEREAS, the City of Fort Smith, Arkansas, recognizes the need to provide public recreation facilities for its local citizens and visitors; and

WHEREAS, the City wishes to apply for Trails for Life grant funds through the Arkansas Department of Parks and Tourism to develop a Health and Fitness project at the following park or location: River Valley Sports Complex; and

WHEREAS, the Mayor and the Board of Directors understand that, if granted funds for park development, they must provide land, by lease or ownership, on which to develop the facilities; and

WHEREAS, the City of Fort Smith, Arkansas, will sign a contract agreeing to provide the necessary resources to maintain this park and facilities for a period of 15 years;

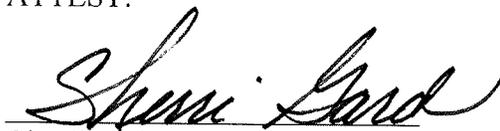
NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the City of Fort Smith, Arkansas, hereby authorizes the Mayor to submit an application for grant funding to the Arkansas Department of Parks and Tourism.

Passed this 18th day of August, 2015

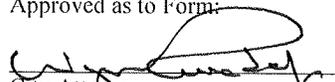
APPROVED:


Mayor

ATTEST:


City Clerk

Approved as to Form:


City Attorney
N.P.R.