

Mayor – Sandy Sanders

City Administrator – Carl Geffken

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**

**September 6, 2016 ~ 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**

- 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-ofdirectors-meetings>

**APPROVE MINUTES OF THE AUGUST 16, 2016 REGULAR MEETING**

**APPROVED** as written

**ITEMS OF BUSINESS:**

1. Ordinance amending the 2009 Unified Development Ordinance of the City of Fort Smith (*home occupation standards*)  
**APPROVED** 7 in favor, 0 opposed / Ordinance No. 49-16
2. Ordinance rezoning identified property and amending the zoning map (*from Commercial Heavy (C-5) to Industrial Light (I-1) by classification located at 5725 South 29<sup>th</sup> Street*)  
**APPROVED** 7 in favor, 0 opposed / Ordinance No. 50-16

3. Ordinance rezoning identified property and amending the zoning map (*from Not Zoned & Planned Zoning District to Planned Zoning District by classification located at 7000 Chad Colley Boulevard*) ~ Reviewed at the August 23, 2016 study session ~  
**APPROVED** 6 in favor, 0 opposed, 1 abstention (Hutchings) / Ordinance No. 51-16
4. Ordinance amending Section 24-72(a) of the Fort Smith Code of Ordinances to provide for east bound truck traffic on Phoenix Avenue to serve real property located south of Phoenix Avenue and within 500 feet of the Phoenix Avenue – Old Greenwood Road Intersection  
**APPROVED** 7 in favor, 0 opposed / Ordinance No. 52-16
5. Ordinance ordering the owners of certain dilapidated and substandard structures to demolish same, authorizing the City Administrator to cause the demolition of such structure to occur and for other purposes (*1834 North 13<sup>th</sup> Street / 1306 North “R” Street & rear garage building*)  
**APPROVED** 7 in favor, 0 opposed / Ordinance No. 53-16
6. Adjustments to the 2016 Budget:
  - A. Ordinance amending the 2016 Budget (*Police Department*)  
**APPROVED** 7 in favor, 0 opposed as revised to correct a typographical error and amended to remove the third whereas in its entirety / Ordinance No. 54-16
  - B. Ordinance amending the 2016 Budget (*Parks Department*)  
**APPROVED** 7 in favor, 0 opposed / Ordinance No. 55-16
  - C. Ordinance authorizing the appropriation of donated funds for the Blue Lion Bikeway  
**APPROVED** 7 in favor, 0 opposed / Ordinance No. 56-16
  - D. Ordinance authorizing the appropriation of funds for Parks Department equipment purchases  
**APPROVED** 7 in favor, 0 opposed / Ordinance No. 57-16
  - E. Ordinance authorizing the appropriation of funds received from the sale of City equipment and from the April 29, 2016 hail storm and other insurance settlements  
**APPROVED** 7 in favor, 0 opposed as revised to correct dollar amounts within the ordinance / Ordinance No. 58-16
7. Resolution authorizing Change Order No. 1 with Beshears Construction, Inc. for the renovation and furnishings of the library annex building for use as office space (*\$3,085.00 / Utility Department / Not Budgeted – 2015 Revenue Bonds*) ●  
◆  
**APPROVED** 7 in favor, 0 opposed / Resolution No. R-128-16

8. Resolution accepting the project as complete and authorizing final payment to Beshears Construction, Inc. for the renovation and furnishings of the library annex building for use as office space (\$28,685.00 / *Utility Department / Budgeted – 2015 Revenue Bonds*) • ♦  
**APPROVED 7 in favor, 0 opposed / Resolution No. R-129-16**
  
9. Resolution accepting the project as complete and authorizing final payment to MISSCO Contract Sales, LLC for the renovation and furnishings of the library annex building for use as office space (\$9,436.80 / *Utility Department / Budgeted – 2015 Revenue Bonds*) • ♦  
**APPROVED 7 in favor, 0 opposed / Resolution No. R-130-16**
  
10. Resolution authorizing the Mayor to execute Authorization No. 2 to the agreement with Morrison Shipley Engineers, Inc. for engineering services for the Riverlyn Wastewater Pump Station Improvements (\$62,280.00 / *Utility Department / Budgeted – )* • ♦  
**APPROVED 7 in favor, 0 opposed / Resolution No. R-131-16**
  
11. Consent Agenda
  - A. Resolution to accept the bid and authorize a contract for the construction of Street Overlays/Reconstruction, Project No. 16-03-B (\$2,424,784.30 / *Engineering Department / Budgeted – Sales Tax Program*) ♦  
**APPROVED 7 in favor, 0 opposed / Resolution No. R-132-16**
  
  - B. Resolution accepting bids for the purchase of water and wastewater chemicals for 2016-2017 (*Annual bid / Various Departments / Budgeted – Water & Wastewater and Sanitation Funds*)  
**APPROVED 7 in favor, 0 opposed / Resolution No. R-133-16**
  
  - C. Resolution allowing the sale of surplus vehicles and equipment at public auction  
**APPROVED 7 in favor, 0 opposed / Resolution No. R-134-16**
  
  - D. Resolution authorizing the execution of the memorandum of agreement between the City of Fort Smith, Arkansas and the Arkansas State Game and Fish Commission  
**APPROVED 7 in favor, 0 opposed / Resolution No. R-135-16**
  
  - E. Resolution accepting the project as complete and authorizing final payment to Goodwin & Goodwin, Inc. for the Lee Creek Reservoir Buoy Line Replacement (\$48,695.00 / *Utility Department / Budgeted – Water and Sewer Operations Budget*) ♦  
**APPROVED 7 in favor, 0 opposed / Resolution No. R-136-16**

- F. Resolution authorizing partial payment to S.J. Louis Construction of Texas, LTD for construction of the Lake Fort Smith Water Transmission Line – Phase I (\$887,108.01 / Utility Department / Budgeted – 2014 Sales and Use Tax Bonds) ♦

**APPROVED** 7 in favor, 0 opposed / Resolution No. R-137-16

**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-ofdirectors-meetings>

**ADJOURN**

6:49 p.m.

1.

ORDINANCE NO. 49-16

**AN ORDINANCE AMENDING THE 2009 UNIFIED DEVELOPMENT  
ORDINANCE OF THE CITY OF FORT SMITH**

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**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 proposed amendments and recommended on August 9, 2016, that said changes be made; and,

**WHEREAS**, three (3) copies of September 2016 Amendments to the Unified Development Ordinance (home occupation standards) 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 2016 Amendments to the Unified Development Ordinance (home occupation standards) are hereby adopted.

**SECTION 2:** The codifier shall 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 amendments are hereby made effective, as of the date of approval of this Ordinance.

PASSED AND APPROVED THIS 6<sup>th</sup> DAY OF September, 2016.

APPROVED:

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
City Clerk

Approved as to form:

  
\_\_\_\_\_  
Publish One Time

**SEPTEMBER 2016**  
**AMENDMENTS TO THE UNIFIED DEVELOPMENT**  
**ORDINANCE**

**E. Planning Commission Consideration.** The Planning Commission shall review home occupation applications at its regularly scheduled monthly meeting, at which time interested persons may appear and offer information in support of or in opposition to the proposed home occupation.

**F. Minimum Requirements for Consideration.** The Planning Commission, in reviewing applications under this section, may consider the performing of a skill, talent, service or profession on a limited basis as a home occupation only if it complies with all of the following:

1. The area to be used for the home occupation is no greater than thirty (30%) percent of the living space of the residence.
2. There shall be no occupational activity on the premises outside of the main structure. An existing detached building which is utilized in conjunction with a home occupation shall be no larger than three hundred (300) square feet in size and can only be utilized for storage of materials.
3. No sign may be used in the operation of the business.
4. No outdoor display of any goods or services and no outdoor storage of materials or equipment are allowed.
5. The home occupation is required to be run only by the resident members of the household and shall not have any other employees, concessionaires or other operators or helpers whether such business is conducted on the premises or off the premises.
6. No sale of any retail or wholesale item or items is allowed on the premises unless they are considered as an accessory item of the approved business. Items drop-shipped or delivered by order may be permissible only after the Planning Commission has approved such operation.
7. Any business conducted on the premises shall be by appointment only, such that no more than two (2) patrons shall be at the business at any one time.
8. The Planning Commission shall have the authority to limit the operating hours of a business where it deems it necessary in order to assure compatibility with the residential neighborhood.
9. The resident shall not utilize the address of the property in any form of business advertising. This includes, but is not limited to, paid commercial advertising, telephone directory advertising, flyers, business cards, etc.

10. The home occupation shall not produce any fumes, odors, noise or any other offensive effects that are not normal to residential activity.

11. The home occupation shall not require the construction of any additional off-street parking areas which would detract from the residential character of the neighborhood. The Planning Commission in exceptional circumstances may allow the construction of additional off-street parking, but under no circumstances more than two (2) spaces in addition to those currently in use for residential purposes. All parking and maneuvering areas must be completely contained on private property. A parking site plan must be approved by the Planning Commission where a business would require customers coming to the property.

12. A commercial trash container shall not be utilized.

13. All vehicles shall be parked in compliance with Section 14-52, Section 14-54, and Section 14-55 of the Fort Smith Municipal Code.

**G. Determination.** The Planning Commission shall then make one (1) of the following determinations on the application:

1. Approve the application as submitted.
2. Approve the application as amended with modification(s).
3. Continue the application to a date certain.
4. Deny the application.

**H. Conditions.** The Planning Commission may impose conditions and restrictions on the property benefited by the home occupation use to reduce or minimize the injurious effects of the home occupation.

**I. Compatibility.** The Planning Commission is not required to approve any application for the operation of any home occupation which, in its opinion, is not compatible with the integrity of the neighborhood.

**J. Verification.** No license for the conduct of any business shall be issued until City Inspections verify compliance with all conditions set by the Planning Commission.

9C

ORDINANCE NO. 50-16**AN ORDINANCE REZONING IDENTIFIED PROPERTY  
AND AMENDING THE ZONING MAP**

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**WHEREAS**, the City Planning Commission has heretofore held a public hearing upon request No.17-8-16 to rezone certain properties hereinafter described, and, having considered said request, recommended on August 9, 2016, that said change be made;

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

**SECTION 1:** That the following properties to-wit:

Part of the West one-half (W/2) of Government Lot 2 in the Northwest Quarter (NW/4) of Section 3, Township 7 North, Range 32 West, City of Fort Smith, Sebastian County, Arkansas, being more particularly described as follows:

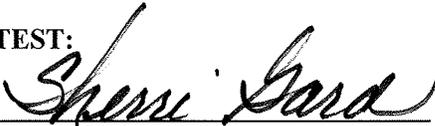
Commencing at an existing rebar marking the Northwest corner of said Section 3; thence S 03°18'56" W along the West line of said Section 3, 39.98 feet to an existing railroad spike on the Southerly right-of-way line of Arkansas State Highway 255 (Zero Street); thence S 86°48'02" E, leaving said West line of Section 3 and along said Southerly right-of-way line, 399.00 feet to a point on said South right-of-way and the East right-of-way of South 29th Street and the Northwest corner of Lot 1 Dooly Addition; thence S 03°06'12" W, leaving said South right-of-way, along said East right-of-way and West line of said Lot 1, 300.00 feet to an existing rebar marking the Southwest corner of said Lot 1 for a Point of Beginning; thence S 86°51'47" E, leaving said East right-of-way, along the South line of said Lot 1 140.00 feet to an existing iron pin marking the Southeast corner of said Lot 1; thence S 03°00'28" W, leaving said Lot 1, 100.00 feet to an existing rebar; thence N 86°51'30" W, 138.69 feet to a point on the East right-of-way of South 29th Street; thence N 02°15'37" E, along said East right-of-way, 100.00 feet to the point of beginning, containing 0.32 Acres, more or less, being subject to public road rights-of-way and any easements of record, according to a survey by Anderson Surveying Inc., R.L.S. #1272, Job #16-04-32.

more commonly known as 5725 South 29<sup>th</sup> Street, should be, and is hereby rezoned from Commercial Heavy (C-5) to Industrial Light (I-1) by Classification.

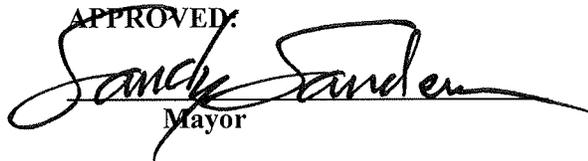
The zoning map of the City of Fort Smith is hereby amended to reflect said rezoning.

PASSED AND APPROVED THIS 6<sup>th</sup> DAY OF September, 2016.

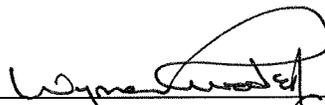
ATTEST:

  
\_\_\_\_\_  
City Clerk

APPROVED:

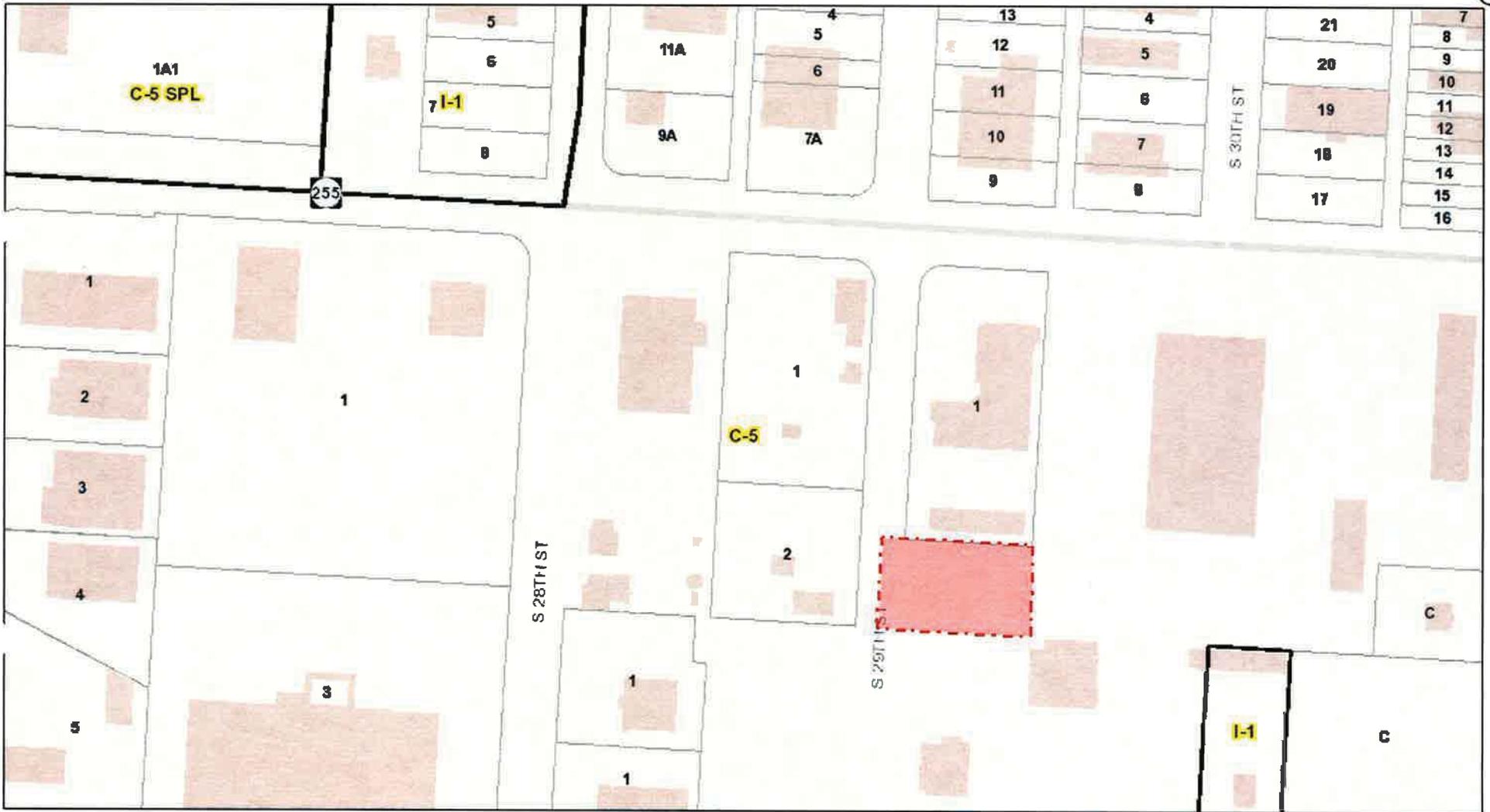
  
\_\_\_\_\_  
Mayor

Approved as to form

  
\_\_\_\_\_  
Publish One Time

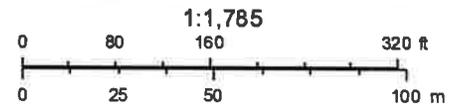
# Rezoning #17-8-16: From Commercial Heavy (C-5) to Industrial Light (I-1) 5725 South 29th Street

H  
2



July 18, 2016

- Fort Smith City Limits
- Zoning
- Subdivisions
- Building Footprints
- Parks



ORDINANCE NO. 51-16**AN ORDINANCE REZONING IDENTIFIED PROPERTY  
AND AMENDING THE ZONING MAP**

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**WHEREAS**, the City Planning Commission has heretofore held a public hearing upon request No.18-8-16 to rezone certain properties hereinafter described, and, having considered said request, recommended on August 9, 2016, that said change be made;

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

**SECTION 1:** That the following properties to-wit:

Part of the Southwest Quarter, and part of the East Half of Section 5, Township 7 North, Range 31 West, Fort Smith, Sebastian County, Arkansas. Being more particularly described as follows:

Commencing at the Southwest Corner of said Section 5, said corner being marked with an existing ½" rebar with cap stamped PLS 1272; Thence along the West Line of said Section 5, N02°38'35"E, 1568.71 feet; Thence leaving said West Line, N90°00'00"E, 1776.18 feet to the westerly line of Phoenix Metals, Lot 1, an addition to the City of Fort Smith, Sebastian County, Arkansas, being filed for record July 5, 2013 as plat 1930; Thence along said westerly line, N50°24'51"E, 393.82 feet to the northwesterly corner of said Lot 1, said corner being marked with an existing concrete nail; Thence along the northerly line of said Lot 1, S39°33'58"E, 307.02 feet to the Point of Beginning, said point being marked with a set ½" rebar with cap stamped MWC 1369; Thence leaving said northerly line, N50°25'50"E, 1218.11 feet to a set ½" rebar with cap stamped MWC 1369; Thence S39°33'09"E, 43.13 feet to an existing ½" rebar; Thence N50°23'58"E, 308.08 feet to a set ½" rebar with cap stamped MWC 1369; Thence N39°32'37"W, 586.06 feet to the easterly right-of-way line of the future realigned Wells Lake Road and a set ½" rebar with cap stamped MWC 1369; Thence along said right-of-way line the following courses: 1087.67 feet along the arc of a curve to the left, said curve having a radius of 1150.00 feet and being subtended by a chord having a bearing of N48°41'35"E and a distance of 1047.58 feet to a set ½" rebar with cap stamped MWC 1369; N21°35'52"E, 619.57 feet to a set ½" rebar with cap stamped MWC 1369; 72.16 feet along the arc of a curve to the right, said curve having a radius of 45.00 feet and being subtended by a chord having a bearing of

N67°32'06"E and a distance of 64.67 feet to the southerly right-of-way line of Frontier Road and a set ½" rebar with cap stamped MWC 1369; Thence along said southerly right-of-way line the following courses: 66.34 feet along the arc of a curve to the right, said curve having a radius of 2950.00 feet and being subtended by a chord having a bearing of S65°53'02"E and a distance of 66.34 feet to a set ½" rebar with cap stamped MWC 1369; S60°31'14"E, 983.66 feet to the westerly right-of-way line of Chad Colley Boulevard and a set ½" rebar with cap stamped MWC 1369; Thence along said westerly right-of-way line the following courses: 62.02 feet along the arc of a curve to the right, said curve having a radius of 45.00 feet and being subtended by a chord having a bearing of S21°02'06"E and a distance of 57.23 feet to a set ½" rebar with cap stamped MWC 1369; 346.64 feet along the arc of a curve to the left, said curve having a radius of 2166.50 feet and being subtended by a chord having a bearing of S13°52'02"W and a distance of 346.27 feet to a set ½" rebar with cap stamped MWC 1369; 1392.34 feet along the arc of a curve to the right, said curve having a radius of 1941.50 feet and being subtended by a chord having a bearing of S29°49'42"W and a distance of 1362.70 feet to a set ½" rebar with cap stamped MWC 1369; S50°22'23"W, 1987.45 feet to an existing nail at the northeast corner of said Phoenix Metals, Lot 1; Thence along said northerly line of Lot 1, N39°33'58"W, 865.50 feet to the Point of Beginning. Containing 86.75 acres, more or less.

AND

Part of Government Lot 1 of the Northwest Quarter, and part of the Northeast Quarter of Section 5, Township 7 North, Range 31 West, Fort Smith, Sebastian County, Arkansas. Being more particularly described as follows:

Commencing at the Southwest Corner of said Section 5, said corner being marked with an existing ½" rebar with cap stamped PLS 1272; Thence along the West Line of said Section 5, N02°38'35"E, 3353.13 feet; Thence leaving said West Line, N90°00'00"E, 2414.45 feet to the right-of-way centerline of Wells Lake Road and the Point of Beginning; Thence along said centerline the following courses: N50°24'17"E, 1342.31 feet; N42°51'32"E, 153.67 feet; N33°20'27"E, 175.58 feet; 60.43 feet along the arc of a curve to the right, said curve having a radius of 70.00 feet and being subtended by a chord having a bearing of N58°04'27"E and a distance of 58.57 feet; N86°24'51"E, 57.75 feet to a point on the centerline of Frontier Road, said point also being on the Fort Smith-Barling City Limit Line; Thence along an irregular curve in said centerline of Frontier Road, being subtended by the following chords, said chords also being concurrent with said City Limit Line: S69°57'47"E, 150.86 feet to an existing City Limit Line monument; S61°56'38"E, 221.35 feet; S60°30'31"E, 108.46 feet; Thence leaving said centerline, S29°26'59"W, 60.12 feet to a point on the southerly right-of-way line of said Frontier Road; Thence 66.34 feet along the arc of a curve to the left, said curve having a radius of 2950.00 feet and being subtended by a chord having a bearing of N65°53'02"W and a distance of 66.34 feet to an existing 1/2" rebar with cap stamped MWC 1369; Thence 72.16 feet along the arc of a curve to the left, said curve having a radius of 45.00 feet and being subtended by a chord having a bearing of S67°32'06"W and a distance of 64.67 feet to an existing 1/2" rebar with cap stamped MWC 1369; Thence S21°35'52"W, 619.57 feet to an existing 1/2" rebar with cap stamped MWC 1369; Thence 1238.62 feet along the arc of a curve to the right, said curve having a radius of 1150.00 feet and being subtended by a chord having a bearing of S52°27'12"W and a distance of 1179.61 feet to a set 1/2" rebar with cap stamped MWC 1369; Thence S83°18'32"W, 116.26 feet to a set 1/2" rebar with cap stamped MWC 1369; Thence N39°33'58"W, 542.46 feet to the Point of Beginning. Containing 28.33 acres, more or less, and being subject to public road rights-of-way and any easements of record or fact.

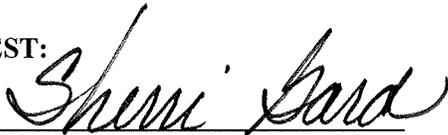
Containing 115.08 acres total, more or less.

more commonly known as 7000 Chad Colley Boulevard, should be, and is hereby rezoned from a Planned Zoning District (PZD) and Not Zoned (NZ) to a Planned Zoning District (PZD) 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, which Project Booklet shall be filed in the office of the City Clerk. In accordance with the project booklet, a Master Plan will be submitted to the Planning Commission for final approval prior to the approval of any development plans or building permits.

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

PASSED AND APPROVED THIS 6<sup>th</sup> DAY OF September, 2016.

ATTEST:

  
\_\_\_\_\_  
City Clerk

APPROVED:

  
\_\_\_\_\_  
Mayor

Approved as to form:

  
\_\_\_\_\_  
Publish One Time

ORDINANCE NO. 52-16

AN ORDINANCE AMENDING SECTION 24-72(a) OF THE FORT SMITH CODE OF ORDINANCES TO PROVIDE FOR EAST BOUND TRUCK TRAFFIC ON PHOENIX AVENUE TO SERVE REAL PROPERTY LOCATED SOUTH OF PHOENIX AVENUE AND WITHIN 500 FEET OF THE PHOENIX AVENUE – OLD GREENWOOD ROAD INTERSECTION

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

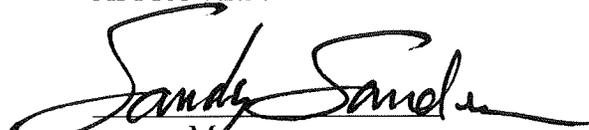
SECTION 1: Section 24-72(a) of the Fort Smith Code of Ordinances is amended to read as follows:

(a) Except as provided in this Subsection (a), when a truck by-pass is properly designated and the route is clearly and definitely marked with proper signs it shall be a misdemeanor for any truck required to use such truck by-passes to travel on any other portions of the city streets. Provided, trucks may turn off the designated route for the purpose of making deliveries of merchandise or to pick up merchandise, and the trucks operating under this exception must proceed as near their destination as possible before turning off the by-pass and return to the same by the nearest direct route. Further provided, truck travel from Wheeler Avenue (Arkansas Highway 255) is permitted east bound on Phoenix Avenue for the purpose of making deliveries of merchandise to or picking up merchandise from real property located south of Phoenix Avenue and within 500 feet west of the Phoenix Avenue/Old Greenwood Road intersection.

SECTION 2: Emergency Clause. It is determined that public health, safety and welfare requires an immediate solution to traffic congestion created by left turns across traffic east bound on Phoenix Avenue near the I-540 truck route. Thus, an emergency is declared to exist and this Ordinance shall be in full force and effect upon passage.

This Ordinance adopted this 6<sup>th</sup> day of September, 2016.

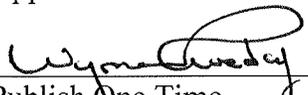
APPROVED:

  
Mayor

ATTEST:

  
City Clerk

Approved as to form:

  
Publish One Time

# 5

## ORDINANCE NO. 5346

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

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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: **1834 NORTH 13<sup>TH</sup> STREET, 1306 NORTH R STREET AND GARAGE BUILDING**

**LOT 9, BLOCK 9; FISHBACK #2 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 6<sup>th</sup> day of Sept. 2016.

APPROVED:

  
Mayor

ATTEST:

  
City Clerk

Approved as to form:

  
Publishing Director

ORDINANCE NO. 54-16

AN ORDINANCE AMENDING THE 2016 BUDGET

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

WHEREAS, the Board of Directors approved the 2016 budget on December 1, 2015 by Ordinance No. 88-15; and

WHEREAS, the City of Fort Smith Police Department finds it necessary to purchase L-3 PatrolScout software, including licensing and installation, and to amend the 2016 budget as follows:

<u>Account:</u>	<u>From:</u>	<u>To:</u>	<u>Variance:</u>
Small Equipment 4704-202-0000	\$125,350	\$114,480	(\$10,870)
Computer Software 4702-230-0000	76,100	70,790	( \$5,310)
L-3 Patrol Scout 4703-306-0000	0	16,180	\$16,180

NOW, THEREFORE, the 2016 budget is hereby amended as detailed above.

PASSED AND APPROVED THIS 6<sup>th</sup> DAY OF SEPTEMBER, 2016.

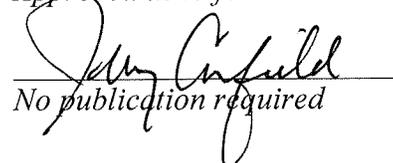
APPROVED:

  
Mayor

ATTEST:

  
City Clerk

Approved as to form:

  
No publication required

ORDINANCE NO. 55-16

## AN ORDINANCE AMENDING THE 2016 BUDGET

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

WHEREAS, the Board of Directors approved the 2016 budget on December 1, 2015 by Ordinance No. 88-15; and

WHEREAS, the City of Fort Smith Parks Department finds it necessary to purchase two 60" Mid-Mount Mowers, and to amend the 2016 budget as follows:

<u>Account:</u>	<u>From:</u>	<u>To:</u>	<u>Variance:</u>
Contractual Services 6201-230-0101	\$139,280	\$124,280	(\$15,000)
Repair of Buildings 6206-208-0101	\$ 37,400	\$ 22,400	(\$15,000)
60" Mower 6201-319-0101	0	\$15,000	\$15,000
60" Mower 6206-306-0101	0	\$15,000	\$15,000

NOW, THEREFORE, the 2016 budget is hereby amended as detailed above.

PASSED AND APPROVED THIS 6<sup>th</sup> DAY OF SEPTEMBER, 2016.

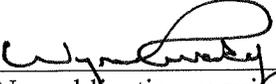
APPROVED:

  
Mayor

ATTEST:

  
City Clerk

Approved as to form:

  
No publication required

ORDINANCE NO. *56-16*  
 AN ORDINANCE AUTHORIZING THE APPROPRIATION OF DONATED FUNDS  
 FOR THE BLUE LION BIKEWAY

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

WHEREAS, Park Partners has received an earmarked donation totaling \$50,000  
 from Arvest Bank; and,

WHEREAS, the donation was deposited into City accounts and coded to Parks  
 Contributions (revenue 3716-009-0101);

NOW, THEREFORE, there is hereby authorized an appropriation in the amount  
 of \$50,000 from the unobligated balance of the General Fund for the Blue Lion Bikeway.  
 The current fiscal year budget is amended to reflect the additions as follows:

1/4% SALES AND USE TAX:

PARKS DEPARTMENT

6208-322-0101

Blue Lion Bikeway

\$50,000

THIS ORDINANCE ADOPTED THIS 6<sup>th</sup> DAY OF SEPTEMBER, 2016.

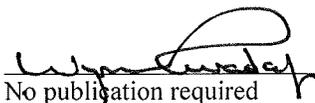
APPROVED:

  
 MAYOR

ATTEST:

  
 \_\_\_\_\_

Approved as to form:

  
 No publication required

ORDINANCE NO. *57-16*  
 AN ORDINANCE AUTHORIZING THE APPROPRIATION OF FUNDS  
 FOR PARKS DEPARTMENT EQUIPMENT PURCHASES

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

WHEREAS, the City of Fort Smith has received \$108,870.50 from Waco Title Company for the sale of property at 622 North 7<sup>th</sup> Street, 701 North 8<sup>th</sup> Street, and 515 North 8<sup>th</sup> Street (the former Girls, Inc. property); and,

WHEREAS, the proceeds were deposited into City accounts and coded to Sale of Surplus Property (revenue 3713-000-0101);

NOW, THEREFORE, there is hereby authorized an appropriation in the amount of \$108,870 from the unobligated balance of the General Fund to purchase Parks Department Equipment. The current fiscal year budget is amended to reflect the additions as follows:

1/4% SALES AND USE TAX:

PARKS DEPARTMENT

6208-306-0101	Compass Park Splash Pad Shade Structures	\$ 15,000.00
6208-323-0101	Riverfront Drive Maintenance Shed	\$ 37,170.00
6208-324-0101	Tractor w/ Front End Loader	\$ 31,000.00
6208-325-0101	15' Groom Mower	\$ 12,700.00
6208-326-0101	60" Mid-Mount Groom Mower	\$ 13,000.00

THIS ORDINANCE ADOPTED THIS 6<sup>th</sup> DAY OF SEPTEMBER, 2016.

APPROVED:

  
MAYOR

ATTEST:

  
CITY CLERK

APPROVED AS TO FORM:

 NPR

ORDINANCE NO. 58-16

AN ORDINANCE AUTHORIZING THE APPROPRIATION OF FUNDS RECEIVED FROM THE SALE OF CITY EQUIPMENT AND FROM THE 04-29-16 HAIL STORM AND OTHER INSURANCE SETTLEMENTS

---

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

WHEREAS, the City of Fort Smith sold several items of surplus equipment on GovDeals, an online auction site where the general public can place bids on government surplus property, and received sale proceeds of \$59,761.49; and,

WHEREAS, due to the April 29, 2016 hail storm damage to city property, the City of Fort Smith received an insurance settlement of \$306,480 for property (\$249,749.30) and vehicles (\$56,730.70); and,

WHEREAS, for various insurance claims as noted in the attached schedule titled Re-Appropriation of Miscellaneous Unanticipated Revenue and consisting of three (3) pages ("Schedule"), the City of Fort Smith received settlements totaling \$54,203.89.

NOW, THEREFORE, there is hereby appropriated \$420,445.38 from the unobligated balance of the Miscellaneous Unanticipated Revenue Funds to the budget accounts identified and in the amounts identified on the attached Schedule. The 2016 fiscal year budget is amended to reflect these appropriations.

PASSED AND APPROVED THIS 6<sup>th</sup> DAY OF SEPTEMBER, 2016.

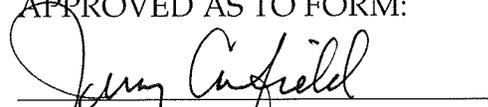
APPROVED:

  
Mayor

ATTEST:

  
City Clerk

APPROVED AS TO FORM:

  
No publication required

RESOLUTION AUTHORIZING CHANGE ORDER NUMBER ONE WITH BESHEARS CONSTRUCTION, INC., FOR THE RENOVATION AND FURNISHING 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:

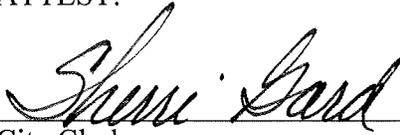
Change Order Number One to the contract with Beshears Construction, Inc., for the construction of the Renovation and Furnishing of the Library Annex Building for Use as Office Space, Project Number 15-11, in the amount of \$3,085.00, adjusting the final contract amount to \$515,085.00, is hereby approved.

The Resolution adopted this 6<sup>th</sup> day of September 2016.

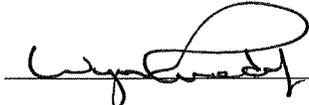
APPROVED:

  
Mayor

ATTEST:

  
City Clerk

APPROVED AS TO FORM:

 ,npr

RESOLUTION ACCEPTING THE PROJECT AS COMPLETE, AND AUTHORIZING FINAL PAYMENT TO BESHEARS CONSTRUCTION, INC., FOR THE RENOVATION AND FURNISHING 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 construction for the Renovation and Furnishing of the Library Annex Building for Use as Office Space, Project 15-11, is accepted as complete.

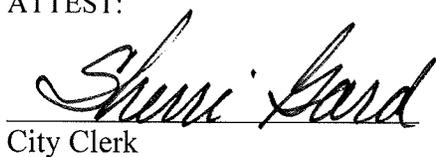
SECTION 2: Final payment to Beshears Construction, Inc., in the amount of \$28,685.00, is hereby approved.

The Resolution adopted this 6<sup>th</sup> day of September 2016.

APPROVED:

  
Mayor

ATTEST:

  
City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_, npr

RESOLUTION ACCEPTING THE PROJECT AS COMPLETE, AND AUTHORIZING FINAL PAYMENT TO MISSCO CONTRACT SALES, LLC, FOR THE RENOVATION AND FURNISHING 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 installation of system walls and workstations for the Renovation and Furnishing of the Library Annex Building for Use as Office Space, Project 15-11, is accepted as complete.

SECTION 2: Final payment to MISSCO Contract Sales, LLC, in the amount of \$9,436.80, is hereby approved.

The Resolution adopted this 6<sup>th</sup> day of August 2016.

APPROVED:

  
Mayor

ATTEST:

  
City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_, npr

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

---

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

SECTION 1: Authorization Number Two to the Agreement with Morrison Shipley Engineers, Inc., for engineering services with reference to the Riverlyn Wastewater Pump Station Improvements approved by Resolution R-156-15 is hereby approved to provide engineering final design services associated with Project Number 15-22-ED2.

SECTION 2: The Mayor is hereby authorized to execute, his signature being attested by the City Clerk, Authorization Number Two in the amount of \$62,280.00, for performance of said services.

This Resolution adopted this 6<sup>th</sup> day of September, 2016.

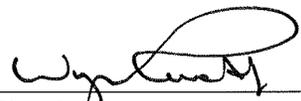
APPROVED:

  
Mayor

ATTEST:

  
City Clerk

Approved as to form:

  
City Attorney  
No Publication Required

RESOLUTION R-132-16

**A RESOLUTION TO ACCEPT THE BID AND AUTHORIZE A  
CONTRACT FOR THE CONSTRUCTION OF  
STREET OVERLAYS/RECONSTRUCTION  
PROJECT NO. 16-03-B**

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 30, 2016, for the construction of Street Overlays/Reconstruction, Project No. 16-03-B, in the amount of \$2,424,784.30 is 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 is adopted this 6<sup>th</sup> day of September, 2016.

APPROVED:

*James Janda*  
Mayor

ATTEST:

*Sherril Gard*  
City Clerk

Approved as to Form

*Wynne Sunday*  
 No Publication Required

RESOLUTION NO. R-133-16

RESOLUTION ACCEPTING BIDS FOR THE PURCHASE OF WATER AND WASTEWATER CHEMICALS FOR 2016-2017

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

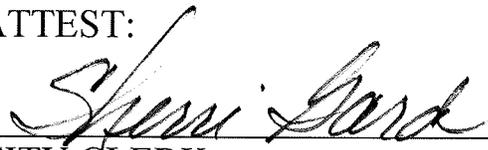
The Bids, as indicated by enclosure on the attached **Bid Tabulation 08-23-16BA** for the purchase of water and wastewater chemicals for 2016-2017, are accepted.

This Resolution adopted this 6<sup>th</sup> day of September, 2016.

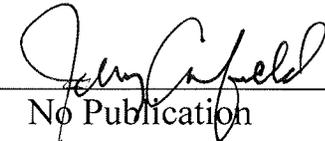
APPROVED:

  
MAYOR

ATTEST:

  
CITY CLERK

Approved as to form:

  
 No Publication

Required

Publish \_\_\_ Times

## Interoffice Memorandum

**TO:** Carl Geffken, City Administrator  
**COPY TO:** Robert Roddy, Interim Director of Utilities  
**FROM:** Alie Bahsoon, Purchasing Manager *AB*  
**SUBJECT:** 2016-2017 Water Chemical Bid Tabulation  
**DATE:** August 25, 2016  
**BID TAB:** 08-23-16BA



---

Attached you will find the bid tabulation for Treatment Chemicals for the 2016-2017 year. These chemicals will be used by the Fort Smith Water and Wastewater Departments.

In an effort to significantly reduce cost and realize efficiencies in our procurement process, we once again solicited bids by partnering with eBridge, an online service that assists buyers like the City in achieving true-market value through its competitive sourcing and online procurement system. Our traditional sealed bid process allows a vendor to submit one bid. By virtue of conducting the chemical bid through eBridge, this allows the vendor the opportunity to “fine tune” their bid price during the online bid process and the City therefore benefits significantly in realizing cost reductions and procurement efficiencies through this process.

A total of 26 suppliers (22 last year) participated in this process and 749 total bids were placed (589 last year) with 178 total first-place turnovers (138 last year). As an example (see Exhibit A), three vendors were competitively bidding on Liquid Ferric Sulfate. Because of the online bid process, 150 bids were submitted (as opposed to three bids, the traditional way). While bidding, each vendor does not know their competitor’s price. The vendor simply sees their current ranking and is afforded the opportunity to adjust their price; this resulted in a total of 150 bids submitted with the 1<sup>st</sup> place turnover rate of 73 total times. Additionally, the vendor that was awarded the bid at \$199.50, their starting bid price was \$480 per wet ton and placed a total of 73 bids. The second lowest bidder submitted a total of 8 bids with a starting bid price of \$300 and an ending bid price of \$200 per wet ton. With a clear picture of where they rank in the negotiation process, the vendors clearly get unlimited chances to lower their price. This 100% transparent process allows each vendor a fair opportunity and the end result is significant cost savings for the City!

Although the specifications are not attached, they are available in my office should you or any members of the board wish to view them.

I am recommending that the bids noted by enclosure on the attached tabulations be accepted. Please let me know if you or any of the board members should have any questions.

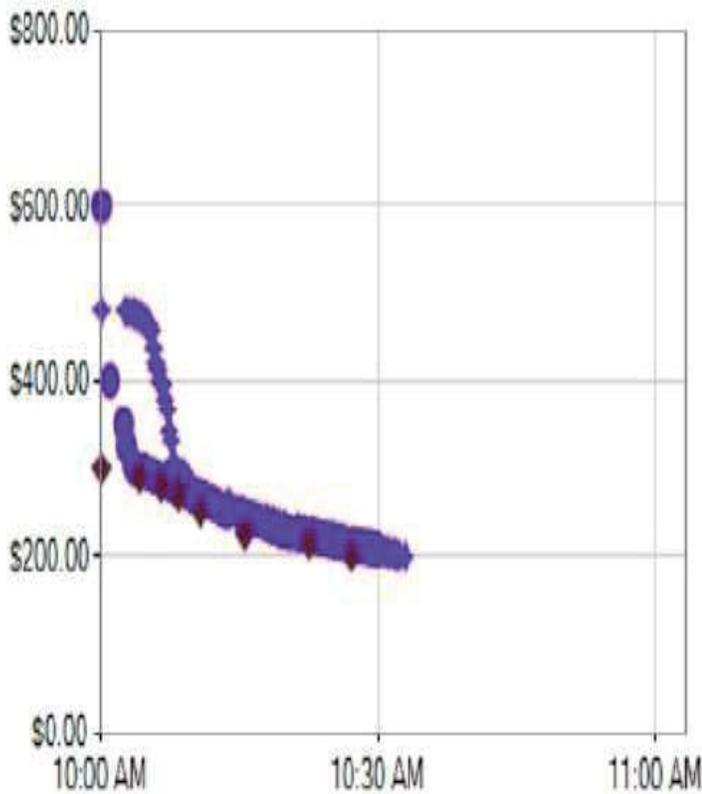
## EXHIBIT A



Event Summary Report  
 Water and Wastewater Treatment Chemicals 2016  
 Started: 8/23/2016 10:00 AM  
 Ended: 8/23/2016 11:03 AM

### Liquid Ferric Sulfate per Specifications, Delivered - Price per WET TON

Rank	Bidder	Initial Bid	Final Bid	# of Bids
1	Chemtrade Chemicals US LLC	\$480.00	\$199.50	73
2	Pencco, Inc.	\$300.00	\$200.00	8
3	Kemira Water Solutions	\$600.00	\$207.20	69



Number of Bids	150
1st Place TurnOvers	17
Est. Bid Ceiling	n/a
Est. Bid Decrement	\$0.25
Avg. Bid Decrement	\$0.00
Avg. Time Between Bids	25secs
High-Low Spread %1st-2nd:	0.25 %
High-Low Spread %Total:	3.72 %
Extension Count:	446

**City of Fort Smith**  
**Tabulation of Bids: 2016-2017 Water & Waste Water Treatment Chemicals Tab 08-23-16BA**

Vendor	Hydrated Lime	Liquid Chlorine	Liq. Ferric Sulfate	Potassium Perm.	SW-102 Polymer	CF-150 Polymer	Sodium Hypochlorite	Sodium Hydroxide	Sodium Bisulfite	Pow. Act. Carbon Lee Creek	Pow. Act. Carbon Lake Ft. Smith	Calcium Nitrate	Sodium Carbonate	Fluorosilicic Acid Mountainburg	Fluorosilicic Acid Lee Creek
2015-2016 Pricing	\$216.50	\$815.00	\$174.80	\$3.507	\$0.495	\$0.199	\$0.893	\$2.0750	\$1.170	\$0.634	\$0.700	\$404.50	\$470.00	\$525.63	\$525.63
Unit of Measure	Ton	Ton	Wet Ton	Pound	Pound	Pound	Gallon	Gallon	Gallon	Pound	Pound	Liquid Ton	Ton	Ton	Ton
AR Lime Co.	\$216.50 ✓														
Brenntag Southwest	\$277.00	\$990.00 ✓		\$5.011	\$0.4470	\$0.274	\$1.150 ✓	\$3.000	\$1.198	\$0.600 ✓	\$0.799		\$800.00		
Cabot Purification										\$0.770	\$0.665 ✓				
Calabrian Corporation									\$1.650						
Calgon Carbon Corp.										\$0.820	\$0.670				
Carmeuse Lime & Stone	\$275.68														
Carus Corporation				\$3.507 ✓											
CedarChem LLC					\$0.3949 ✓										
Chemrite Inc.												\$384.10			
Chemtrade Chemicals			\$199.50 ✓			\$0.172									
Dycho Company												\$406.61		\$433.74	\$433.74
F2-Industries										\$0.610	\$1.000				
Geo Specialty Chemicals						\$0.240									
Gulbrandsen Technologies						\$0.171 ✓									
Harcros Chemical							\$1.550	\$1.840					\$550.00 ✓	\$397.00 ✓	\$396.00 ✓
Jacobi Carbons Inc.										\$0.800	\$0.720				
Kemira Water Solutions			\$207.20												
Lhoist North America	\$289.36														
Mississippi Lime Co	\$264.05														
Pencoco, Inc.			\$200.00											\$440.00	\$565.00
PVS Chemical Solutions									\$1.950						
Southern Ionics Inc.									\$1.190 ✓						
Standard Purification										\$0.750	\$0.800				
Thatcher Company Inc.												\$383.96 ✓			
Univar BCS														\$398.00	\$397.00
Water Tech, Inc.					\$0.3960	\$0.219	\$1.249	\$1.837 ✓							
<b>Incumbent</b>	AR Lime	Brenntag SW	Chemtrade	Carus Corp.	Water Tech	Chemtrade	Water Tech	Water Tech	South. Ionics	Brenntag	Brenntag	Thatcher Co.	Harcros Chem	Univar USA	Univar USA

Price Increase/Decrease      \$0.00    \$175.00    \$24.70    \$0.00    (\$0.8899)    (\$0.028)    \$0.257    (\$0.238)    \$0.020    (\$0.034)    (\$0.035)    (\$20.54)    \$80.00    (\$128.63)    (\$129.63)

✓ Bid Award

RESOLUTION NO. R-134-16

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, equipment, and miscellaneous items shown on the attached  
lists are surplus and no longer needed by the City of Fort Smith.

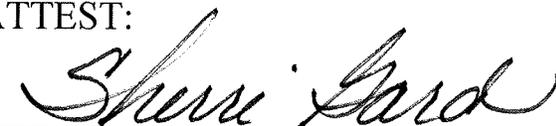
The same shall be sold at the public auction on September 22, 2016.

This Resolution adopted this 6<sup>th</sup> day of September, 2016.

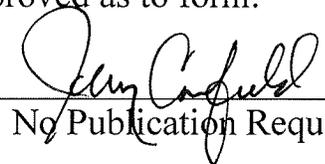
APPROVED:

  
MAYOR

ATTEST:

  
CITY CLERK

Approved as to form:

  
 No Publication Required

Publish \_\_\_ Times

**2016 City of Fort Smith Auction  
Vehicle/Equipment Asset List**

Asset #	Year	Make	Model	Usage	Model/Description	Mileage/Hours	VIN	Dept.	Program	Condition
113	2000	Chevrolet	Lumina	General city business		87,000	2G1WL52J6Y1323045	Utility Admn.	5501	Poor-bad transmission
186	2006	Chevrolet	Goshen GC-II	Public transport	Transit Bus C5500 (26 psngr)	129,629	1GBE5V1256F423719	Transit	6550	High mileage; damaged frame
239	2011	Ford Starcraft	Allstar	Public transport	Transit Bus CNG (24 psngr)	338,112	1FDDE4FS2BDA49252	Transit	6550	High mileage; wiring issues
1037	2005	Texas Bragg		Equipment hauling	28' Tandem Dual Trailer		17XFW332751059022	Parks	6201	Good
620	1999	Grasshopper	721D	Grass mowing	Lawn mower-diesel	1,925	494580	Sanitation	6304	Spare parts
4007	2001	Kincaid	T1201002	Seed spreader	Hydro seeder			Sanitation	6305	Poor
n/a	2010	Club Cadet	RZT50	Grass mowing	Lawn mower	720				Spare parts
615	1996	Ford	F350	Debris removal	1 ton with long utility bed	165,232	1FDKF37H7TEB66569	Street	5305	High mileage; poor condition
420	1996	International	3800	A Team transport	71 passenger school bus	117,609	1HVBBABPOTH363255	Street	5304	High mileage; poor condition
474	1992	Ford	Gang tractor	Mowing	Tractor mower	1,876	BD03016	Street	5304	High mileage; poor condition
2012	2000	John Deere	310		Backhoe	5,877	T0310EX890540	Street	5305	Needs major repairs

CITY OF FORT SMITH - 2016 AUCTION  
SURPLUS EQUIPMENT/MISC. ITEMS (PLEASE PRINT ALL INFO)

DEPARTMENT	PROGRAM #	ITEM DESCRIPTION	CONDITION Excellent/Good/ Fair/Poor	SERIAL # (If applicable)
ITS	4401	HP DeskJet 6620	Poor	MY58U2R051
ITS	4401	HP DeskJet 960c	Poor	MY1261C0C9
ITS	4401	Epson Laser Action 1500	Poor	1D8081519
ITS	4401	HP LaserJet 4240n	Poor	CNRXX12273
ITS	4401	Dell 2408WFPb Monitor	Poor	MX-0G283H-74262-8B5-100S
ITS	4401	Dell 2407 Monitor	Poor	MX-GM50446-634-788-2NUS
ITS	4401	Dell E2210He	Poor	CN-0H265R-64180-998-5BPS
ITS	4401	Dell Latitude Laptop D505	Poor	FNWXP61
ITS	4401	Dell Latitude Laptop D630	Poor	2Y725H1
ITS	4401	Dell Latitude Laptop D630	Poor	85DZSF1
ITS	4401	HP Deskjet 6988	Poor	MY94F2K15T
ITS	4401	Bosch Flexidome IP Camera	Poor	OP24100231334
ITS	4401	Bosch Flexidome IP Camera	Poor	OP150737089901
ITS	4401	Bosch Flexidome IP Camera	Poor	OP150737089908
ITS	4401	Bosch Flexidome IP Camera	Poor	N/A
ITS	4401	Motorola ML900 Laptop	Poor	343HHE2645
ITS	4401	Motorola ML900 Laptop	Poor	343HHE2680
ITS	4401	Motorola ML900 Laptop	Poor	343HHE0541
ITS	4401	Motorola ML900 Laptop	Poor	343HHJ0963
ITS	4401	Motorola ML900 Laptop	Poor	343HHJ0965
ITS	4401	Motorola ML900 Laptop	Poor	343HHE2724
ITS	4401	Motorola ML900 Laptop	Poor	343HHJ0806
ITS	4401	Dell Optiplex GX260	Poor	HQG5V11
ITS	4401	Dell Optiplex GX620	Poor	63GL8C1
ITS	4401	Cisco IP Phone 7960	Poor	FCH10169J4P
ITS	4401	Cisco IP Phone 7942	Poor	FCH13279E4L
ITS	4401	Sharp FD-1460	Poor	07107418
ITS	4401	APC UPS XS 1500	Poor	4B1211P33854
ITS	4401	Dell Dock	Poor	CN-OHD062-48643-878-5147
ITS	4401	APC UPS 550	Poor	4B1120P30893
ITS	4401	APC UPS 550	Poor	3B0723X17814
ITS	4401	APC UPS 740	Poor	5B0746T2393G
ITS	4401	APC UPS 1500	Poor	4B1211P33854
ITS	4401	Epson 4490 Photo Scanner	Poor	GR9W143520
ITS	4401	Dell 1908 Monitor	Poor	CN0FP1827161871PG093
ITS	4401	APC UPS 550	Poor	3B0723X17808

ITS	4401	HP Deskjet 6940	Poor	MY5C15R0DY
ITS	4401	Dell 1704 Monitor	Poor	MY0H630447603531AY0L
ITS	4401	HP Laserjet CP2025	Poor	CNGSB28888
ITS	4401	Canon D880 Printer	Poor	JXY34195



**CITY OF FORT SMITH - 2016 AUCTION** (Sept. 22, 2016)  
**Surplus Miscellaneous Items** (PLEASE PRINT ALL INFO)

<b>DEPARTMENT</b>	<b>PROGRAM</b>	<b>ITEM DESCRIPTION</b>	<b>CONDITION</b> Excellent/Good/ Fair/Poor	<b>SERIAL #</b> (If Applicable)
Ex. Purchasing	4306	1953 IBM Typewriter	Fair; broken parts	SN12765
Fire Department	4801	Motorola Docking Station	Good	S/N 16407AZM021
Fire Department	4801	Motorola Docking Station	Good	S/N 16407AZM013
Fire Department	4801	Motorola Docking Station	Good	S/N 16407AZM010
Fire Department	4801	Motorola Docking Station	Good	S/N 16407AZM008
Fire Department	4801	Motorola Docking Station	Good	S/N 16407AZM015
Fire Department	4801	Motorola Docking Station	Good	S/N 16407AZM012
Fire Department	4801	Motorola Docking Station	Good	S/N 16407AZM016
Fire Department	4801	Motorola Docking Station	Good	S/N 16407AZM006
Fire Department	4801	Motorola Docking Station	Good	S/N 16407AZM030
Fire Department	4801	Sierra Wireless Air Link	Good	Model MP 881W-C

**CITY OF FORT SMITH - 2016 AUCTION (Sept. 22, 2016)**  
**Surplus Miscellaneous Items (PLEASE PRINT ALL INFO)**

<b>DEPARTMENT</b>	<b>PROGRAM</b>	<b>ITEM DESCRIPTION</b>	<b>CONDITION</b> Excellent/Good/ Fair/Poor	<b>SERIAL #</b> (If Applicable)
Ex. Purchasing	4306	1953 IBM Typewriter	Fair; broken parts	SN12765
Station 8 Fire Department	4802	Treadmill	Fair	TC184W06100044
Station 8 Fire Department	4802	Sharp Microwave	Broken	
Station 8 Fire Department	4802	General Electric Cook Stove ModelJGBP33WEH4WW	Broken	MH243458P
Station 8 Fire Department	4802	Wooden Desk	Fair	
Station 8 Fire Department	4802	Steel Desk	Fair	
Station 8 Fire Department	4802	6 Metal Folding Chairs	Fair	
Station 8 Fire Department	4802	3 Ton Floor Jack	Broken	
Station 4 Fire Department	4802	Whirlpool Washer Model WTW8200YW0	Broken	C21570263
Station 1 Fire Department	4802	Hannay Hose Reel	Good	16APR04AK
Station 3 Fire Department	4802	Frigidaire Cook Stove Model GLGF386DSK	Broken	VF90445874
Station 2 Fire Department	4802	Vision Fitness Treadmill	Broken	TM243C06110041



**CITY OF FORT SMITH - 2016 AUCTION** (Sept. 22, 2016)

**Surplus Miscellaneous Items** (PLEASE PRINT ALL INFO)

DEPARTMENT	PROGRAM	ITEM DESCRIPTION	CONDITION <small>Excellent/Good/ Fair/Poor</small>	SERIAL # <small>(If Applicable)</small>
Ex. Purchasing	4306	1953 IBM Typewriter	Fair; broken parts	SN12765
Utilities -- Sewer	5501	AM/FM Sound Design clock radio	Fair	none
Utilities -- Sewer	5501	Martin Yale auto folder CV-7	good	Serial # 50521
Utilities -- Sewer	5501	Sony AM/FM/CF boom box	good	Model CFD-222
Utilities -- Sewer	5501	Logitech corded mouse	Fair	none
Utilities -- Sewer	5501	2 -- misc earphones	Poor	none
Utilities -- Sewer	5501	HP Port replicator F2025A - no cords	Fair	none
Utilities -- Sewer	5501	Bag of power/supply cords	Fair	none
Utilities -- Sewer	5501	Sanyo TRC5300 Microcassette transcribing	Fair	serial # 31301805
Utilities -- Sewer	5501	(36) Ink Cartridges	excellent	none
Utilities -- Sewer	5501	3 -- correctable ribbons	good	none
Utilities -- Sewer	5501	Coin sorter kit w/ penny wrappers	excellent	none
Utilities -- Sewer	5501	HP Jetdirect 500 X - no cords	poor	SG94562753
Utilities -- Sewer	5501	TP-340 telephone mic	Fair	none

**CITY OF FORT SMITH – 2016 AUCTION (Sept. 22, 2016)**  
**Surplus Miscellaneous Items (PLEASE PRINT ALL INFO)**

<b>DEPARTMENT</b>	<b>PROGRAM</b>	<b>ITEM DESCRIPTION</b>	<b>CONDITION</b> Excellent/Good/ Fair/Poor	<b>SERIAL #</b> (If Applicable)
Ex. Purchasing	4306	1953 IBM Typewriter	Fair; broken parts	SN12765
Parks	6201	Neon clock with pole	Fair	
Parks	6201	Agri-fab 17 cu. ft. trailer	Poor	
Parks	6201	8cs. Metal ends for benches	Fair	
Parks	6201	3 wood doors	Good	
Parks	6201	Koblenz wet vacuum	Fair	
Parks	6201	Delta drill press	Poor	
Parks	6201	Large vise	Poor	
Parks	6201	11-Alum. Paper towel dispensers	Fair	
Parks	6201	6-Alum. light pole covers	Excellent	
Parks	6201	5-4' Alum light fixtures	Good	
Parks	6201	Bike rack	Fair	
Parks	6201	Concrete statue fountain	Fair	
Parks	6201	Concrete pedestal with compass	Fair	
Parks	6201	1-Meter box electric	Fair	
Parks	6201	Honda GC160 6 hp power washer	Poor	

Parks	6201	11-2½ Gal metal gas cans	Poor	
Parks	6201	10-5 Gallon metal gas cans	Poor	
Parks	6201	4-2½ Gallon plastic gas cans	Poor	
Parks	6201	5-5 Gallon plastic gas cans	Poor	
Parks	6201	1-Basketball rim	Fair	
Parks	6201	44-55 Gallon metal trash receptacles	Fair	
Parks	6201	Da-Lite Class-Rite projector screen (gray metal)	Fair	
Parks	6201	2-Large speakers (one has been blown)	Fair	
Parks	6201	Apollo projector screen	Good	
Parks	6201	Battery backup APC CS350	Poor	
Parks	6201	Framed American flag & certificate & framed letter	Excellent	
Parks	6201	12 Assorted frames	Excellent	
Parks	6201	Wire rolling file hanger (top only – no runners)	Good	
Parks	6204	Red Sofa – Antique	Fair – torn upholstery	
Parks	6204	Office chair	Good – base wobbly	
Parks	6204	2-Chase credit card machines	Good	002112104870 00217106258



**CITY OF FORT SMITH - 2016 AUCTION** (Sept. 22, 2016)  
**Surplus Miscellaneous Items** (PLEASE PRINT ALL INFO)

DEPARTMENT	PROGRAM	ITEM DESCRIPTION	CONDITION Excellent/Good/ Fair/Poor	SERIAL # (If Applicable)
Ex. Purchasing	4306	1953 IBM Typewriter	Fair; broken parts	SN12765
Sanitation	6305	3 1/2 pallets of Spray Matt		
Sanitation	6305	CAT clam shell loader bucket 4 yard		SN 1415 4 0498
Sanitation	6305	CAT front loader dirt bucket 3 yard		SN 03WL39839
Sanitation	6305	CAT front loader bucket with screen 3 yard		SN 3WL29038
Sanitation	6305	Katmatsu Smooth excavator bucket		SN303-31-46455-1
Sanitation	6305	40 wire panels		
Sanitation	6305	Asst. Guard Rail and Post		
Sanitation	6305	7 ft Black Deer Netting (hundreds of feet)		
Sanitation	6305	2 vertical plastic 3000 gallon tanks		
Sanitation	6301	Magic Chef Mini Refridgerator	Fair	SN1106MCBR415S009
Sanitation	6301	Cash Drawer	Fair	
Sanitation	6301	Cash Drawer	Poor	
Sanitation	6301	Brinks Home Security Locking Box	Fair	
Sanitation	6301	3 Plastic Work In/Out Stacking Trays	Fair	

**CITY OF FORT SMITH - 2016 AUCTION** (Sept. 22, 2016)  
**Surplus Miscellaneous Items** (PLEASE PRINT ALL INFO)

DEPARTMENT	PROGRAM	ITEM DESCRIPTION	CONDITION <small>Excellent/Good/ Fair/Poor</small>	SERIAL # <small>(If Applicable)</small>
Ex. Purchasing	4306	1953 IBM Typewriter	Fair; broken parts	SN12765
Sanitation	6301	Cannon MP25DIII 10-Key Calculator	Fair	SN 2260014
Sanitation	6301	Cannon MP11DX 10-key Calculator	Good	SN 2143941
Sanitation	6301	Small locking cash/change box	Fair	
Sanitation	6301	Small locking cash/change box	Poor (key sticks)	
Sanitation	6301	1 Metal Cash box (no key)	Poor	
Sanitation	6301	1 pkg of 4 Universal Twin Spool Ribbon	Fair	
Sanitation	6301	1 Black Gel Ink Stamp Pad	Fair	
Sanitation	6301	1 Wooden Clipboard	Fair	
Sanitation	6301	2 boxes of Marquee Numbers	Fair	
Sanitation	6301	Cherry Keyboard	Fair	SN 093429 0918AS
Sanitation	6301	Cherry Keyboard	Fair	SN 093431 0918AS
Sanitation	6301	Cherry Keyboard	Fair	SN 093428 0918AS
Sanitation	6301	2 - Dell Computer Mouse	Fair	
Sanitation	6301	Lakewood 1500 watt Space Heater	Poor	

**CITY OF FORT SMITH - 2016 AUCTION** (Sept. 22, 2016)  
**Surplus Miscellaneous Items** (PLEASE PRINT ALL INFO)

DEPARTMENT	PROGRAM	ITEM DESCRIPTION	CONDITION Excellent/Good/ Fair/Poor	SERIAL # (If Applicable)
Ex. Purchasing	4306	1953 IBM Typewriter	Fair; broken parts	SN12765
Sanitation	6301	APC Battery Backup Surge Protector	Fair	SN 5B1039T40327
Sanitation	6301	Flowtron Diplomat Insect/Rodent Control Equip	Poor	SN 009395
Sanitation	6301	APC Surge Arrest Protector	Poor	SN 1Z0023R02432
Sanitation	6301	2 - TR2 Task Height Chairs w/Adj Arms	Excellent	
Sanitation	6301	Frigidaire Portable A/C Unit w/remote	Good	SN KK11744887
Sanitation	6301	3 ft. Step Ladder	Fair	
Sanitation	6301	GAI-Tronics Intercom Phone	Fair	SN 22025940
Sanitation	6301	2 Drawer Metal File Cabinet	Fair	
Sanitation	6301	SHLINE OGIO Laptop Travel Bag	Fair	
Sanitation	6301	2 - Money/Rent Receipts Books	Fair	
Sanitation	6301	2 Pkgs Avery (8254) 3 1/3 x 4 Shipping Labels	Excellent	
Sanitation	6301	1 pkg Avery (8196) 3 1/2 Diskett Labels	Good	
Sanitation	6301	1 pkg Avery (5388) White 3x5 Index Cards	Good	
Sanitation	6301	1 pkg Avery (16154) 1 3/4 x 5 1/2 Tickets w/stubs	Good	



**CITY OF FORT SMITH - 2016 AUCTION** (Sept. 22, 2016)  
**Surplus Miscellaneous Items** (PLEASE PRINT ALL INFO)

DEPARTMENT	PROGRAM	ITEM DESCRIPTION	CONDITION Excellent/Good/ Fair/Poor	SERIAL # (If Applicable)
Ex. Purchasing	4306	1953 IBM Typewriter	Fair; broken parts	SN12765
Transit	6550	Coin Sorter	Fair	CVK70
Transit	6550	Coin Sorter	Fair	
Transit	6550	3 Hoodies	Fair	
Transit	6550	Vargas Carrying Case	Fair	
Transit	6550	Wallet	Fair	
Transit	6550	Digital Camera	Poor	
Transit	6550	Basket of Misc. Phones	Poor	
Transit	6550	2 Mini Cassette Recorders	Fair	
Transit	6550	Powershot Digital Camera With Memory Card	Fair	
Transit	6550	Lincoln 2 Ton Floor Jack	Poor Broken	
Transit	6550	Air Jack 22 Ton	Poor Broken	
Transit	6550	Radio	Poor	
Transit	6550	Digital Coin Counter	Fair	
Transit	6550	Auto 4 Row Advance CoinSorter	Fair	

**CITY OF FORT SMITH - 2016 AUCTION** (Sept. 22, 2016)  
**Surplus Miscellaneous Items** (PLEASE PRINT ALL INFO)

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Transit	6550	Basket of Misc. Phones	Poor	
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Transit	6550	Digital Coin Counter	Fair	
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**CITY OF FORT SMITH - 2016 AUCTION** (Sept. 22, 2016)  
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**CITY OF FORT SMITH - 2016 AUCTION** (Sept. 22, 2016)  
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Transit	6550	2 Mini Cassette Recorders	Fair	
Transit	6550	Powershot Digital Camera With Memory Card	Fair	
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Transit	6550	Radio	Poor	
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**CITY OF FORT SMITH - 2016 AUCTION** (Sept. 22, 2016)

**Surplus Miscellaneous Items** (PLEASE PRINT ALL INFO)

<b>DEPARTMENT</b>	<b>PROGRAM</b>	<b>ITEM DESCRIPTION</b>	<b>CONDITION</b> Excellent/Good/ Fair/Poor	<b>SERIAL #</b> (If Applicable)
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Transit	6550	Powershot Digital Camera With Memory Card	Fair	
Transit	6550	Lincoln 2 Ton Floor Jack	Poor Broken	
Transit	6550	Air Jack 22 Ton	Poor Broken	
Transit	6550	Radio	Poor	
Transit	6550	Digital Coin Counter	Fair	
Transit	6550	Auto 4 Row Advance CoinSorter	Fair	

RESOLUTION NO. R-135-16

RESOLUTION AUTHORIZING THE EXECUTION OF A MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF FORT SMITH, ARKANSAS AND THE ARKANSAS STATE GAME AND FISH COMMISSION

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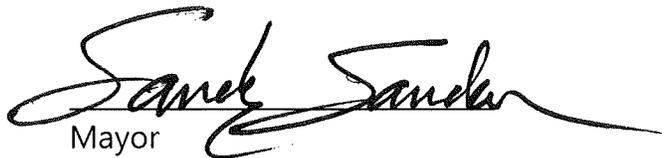
BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE CITY OF FORT SMITH, ARKANSAS THAT:

SECTION 1: The Memorandum of Agreement ("MOA") between the City of Fort Smith, Arkansas and the Arkansas State Game and Fish Commission, which shall be substantially in the form attached hereto, is hereby approved.

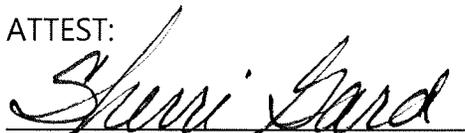
SECTION 2: The Mayor, his signature being attested by the City Clerk, is hereby authorized to execute this MOA to which the City of Fort Smith is a party.

This Resolution adopted this 6<sup>th</sup> day of September, 2016.

APPROVED:

  
Mayor

ATTEST:

  
City Clerk

APPROVED AS TO FORM

 npr

RESOLUTION ACCEPTING THE PROJECT AS COMPLETE AND AUTHORIZING  
FINAL PAYMENT TO GOODWIN & GOODWIN, INC., FOR THE LEE  
CREEK RESERVOIR BUOY LINE REPLACEMENT

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

SECTION 1: The construction of the Lee Creek Reservoir Buoy Line Replacement,  
Project Number 16-14-C1, is hereby accepted.

SECTION 2: Final payment to Goodwin & Goodwin, Inc., in the amount of \$48,695.00,  
for performing said construction, is hereby approved.

This Resolution adopted this 6<sup>th</sup> day of September 2016.

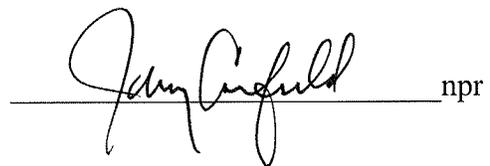
APPROVED:

  
Mayor

ATTEST:

  
\_\_\_\_\_  
City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
npr

RESOLUTION AUTHORIZING PARTIAL PAYMENT TO S.J. LOUIS  
CONSTRUCTION OF TEXAS, LTD., FOR THE CONSTRUCTION OF THE LAKE  
FORT SMITH WATER TRANSMISSION LINE – PHASE I

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

Partial payment number one to S.J. Louis Construction of Texas, LTD., in the amount of  
\$887,108.01 for the construction of the Lake Fort Smith Water Transmission Line – Phase I,  
Project Number 08-07-C1, is hereby approved.

This Resolution adopted this 6<sup>th</sup> day of September 2016.

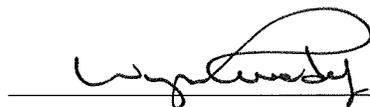
APPROVED:

  
Mayor

ATTEST:

  
City Clerk

APPROVED AS TO FORM:

 npr