

AGENDA ~ *Summary*

FORT SMITH BOARD OF DIRECTORS REGULAR MEETING

October 4, 2011 ~ 6:00 P.M.

**FORT SMITH PUBLIC SCHOOLS
SERVICE CENTER
3205 JENNY LIND ROAD**

THIS MEETING IS BEING TELECAST LIVE ON THE CITY CABLE ACCESS CHANNEL 6

INVOCATION & PLEDGE OF ALLEGIANCE

ROLL CALL

All present

PRESENTATION BY MEMBERS OF THE BOARD OF DIRECTORS OF ANY ITEMS OF BUSINESS NOT ALREADY ON THE AGENDA FOR THIS MEETING

(Section 2-37 of Ordinance No. 24-10)

Information available by viewing rebroadcast of the meeting on the City Access Channel 6 or City website

APPROVE MINUTES OF THE SEPTEMBER 20, 2011 REGULAR MEETING

Unanimously approved as written

ITEMS OF BUSINESS:

1. Ordinance authorizing the issuance of water and sewer refunding revenue bonds; providing for the payment of principal of and interest on the bonds; prescribing other matters relating thereto; and declaring an emergency
Approved 7 in favor, 0 opposed / Ordinance No. 74 -11
2. Ordinance amending Chapter 4, Article I of the Fort Smith Municipal Code regulating animals, establishing mandatory registration, spay and neuter regulations, and hobbyist permit for dogs and cats ~ *First reading at the March 15, 2011 regular meeting / Tabled for 6 months at the April 5, 2011 regular meeting ~ ** Second reading ***
Tabled for 90 days

3. Ordinance amending Chapter 4, Article I, Section 4-1 of the Fort Smith Municipal Code regulating animals ~ *First reading at the March 15, 2011 regular meeting / Tabled for 6 months at the April 5, 2011 regular meeting ~ ** Second reading ***
Tabled for 90 days
4. Ordinance amending the Master Land Use Plan map and rezoning identified property and amending the zoning map (Master Land Use from ETJ Light Industrial to ETJ Industrial and rezone from ETJ Open-1 to ETJ Industrial-2 by classification located at 5225 Planters Road)
Approved 7 in favor, 0 opposed / Ordinance No. 75 -11
5. Ordinance rezoning identified property and amending the zoning map (from Residential Multi-Family Medium density (RM-3) to Transitional (T) by extension located at 8411 South 28th Street)
Approved 6 in favor, 1 opposed (Catsavis) / Ordinance No. 76 -11
6. Ordinance adopting an amendment to the Land Use Matrix in the Unified Development Code (*outdoor dining*)
Approved 7 in favor, 0 opposed / Ordinance No. 77-11
7. Ordinance amending Chapter 16 of the Fort Smith Municipal Code to provide regulations for exterior lighting
Approved 7 in favor, 0 opposed / Ordinance No. 78 -11
8. Ordinance for the purpose of adopting Storm Drainage Standards for the City of Fort Smith
Approved 7 in favor, 0 opposed / Ordinance No. 79-11
9. Resolution approving and authorizing implementation of the Five-Year (2012-2016) Sales Tax Program for streets, bridges and related drainage improvements and implementation of the 2012 Sidewalk Program
Approved 7 in favor, 0 opposed / Resolution No. R-180-11
10. Ordinance amending portions of Chapter 25 of the Fort Smith Municipal Code, Article VI - Sewers and Sewage Disposal, Division 1 - Generally; establishing Division 2 - Pretreatment Regulations and Permits; repealing ordinances in conflict herewith; and, for other purposes
Approved 7 in favor, 0 opposed / Ordinance No. 80-11

11. Millage Ordinances

- A. Ordinance fixing the rate of and levying five (5.0) mills upon all taxable real and personal property in the city of Fort Smith, Arkansas for the year 2011 for general purposes
Approved 7 in favor, 0 opposed / Ordinance No. 81-11
- B. Ordinance to levy one (1) mill tax upon each dollar of assessed value of taxable real and personal property to be used for maintenance of a public-city library pursuant to the provisions of Amendment No. 30 of the Constitution of the State of Arkansas of 1874 adopted November 5, 1940, and for other related purposes
Approved 7 in favor, 0 opposed / Ordinance No. 82 -11
- C. Ordinance to levy one (1) mill tax upon each dollar of assessed value of taxable real and personal property for Police Retirement and Pension Fund, pursuant to the provisions of Amendment No. 31 of the Constitution of the State of Arkansas of 1874 adopted November 5, 1940, and for other related purposes
Approved 7 in favor, 0 opposed / Ordinance No. 83-11
- D. Ordinance to levy one (1) mill tax upon each dollar of assessed value of taxable real and personal property for Fire Retirement and Pension Fund, pursuant to the provisions of Amendment No. 31 of the Constitution of the State of Arkansas of 1874 adopted November 5, 1940, and for other related purposes
Approved 7 in favor, 0 opposed / Ordinance No. 84-11

12. Consent Agenda

- A. Resolution authorizing Change Order No. 1 to the contract for demolition of the building at 800 North 9th Street (\$18,642.00 decrease / Budgeted – General Fund)
Approved 7 in favor, 0 opposed / Resolution No. R-181-11
- B. Resolution accepting completion of and authorizing final payment for the demolition of the building at 800 North 9th Street (\$130,669.60 / Budgeted – General Fund)
Approved 7 in favor, 0 opposed / Resolution No. R-182-11
- C. Resolution authorizing donation of materials from demolition of the building at 800 North 9th Street (former Mallalieu Church)
Approved 7 in favor, 0 opposed / Resolution No. R-183-11

- D. Resolution approving a donation agreement for historic signs from the Griffin Charitable Organization
Approved 7 in favor, 0 opposed / Resolution No. R-184-11
- E. Ordinance approving the Human Resources Policy for non-uniformed employees (2011) and rescinding prior policies
Approved 7 in favor, 0 opposed / Ordinance No. 85-11
- F. Resolution accepting completion of and authorizing final payment for the Fort Smith Transit Bus Stop Shelter Improvements, Project No. 10101A (\$15,319.21 / Transit Department / Budgeted – Encumbered from 2010 Budget / 100% Funded from the American Recovery and Reinvestment Act of 2009)
Approved 7 in favor, 0 opposed / Resolution No. R-185-11
- G. Resolution accepting bids for the energy retrofit projects to Fire Stations No. 1 through 10 (\$526,519.00 / Fire Department / Not Budgeted – American Recovery and Reinvestment Act of 2009, EECBG Program)
Approved 7 in favor, 0 opposed / Resolution No. R-186-11
- H. Resolution accepting the bid of and authorizing a contract with Utility Service Company, Inc. for Crowe Hill Elevated Tank Painting (\$89,900.00 / Utility Department / Budgeted - 6505 Capital Improvement Fund)
Approved 7 in favor, 0 opposed / Resolution No. R-187-11
- I. Resolution accepting the bid of and authorizing a contract with VEI General Contractors, Inc. for “P” Street Wastewater Treatment Plant Wet Weather Improvements RAS Pump Station Number 2 and Sludge Storage Tank Rehabilitation (\$464,578.00 / Utility Department / Budgeted - 2009 Sales Tax Bonds)
Approved 7 in favor, 0 opposed / Resolution No. R-188-11
- J. Resolution authorizing the Mayor to execute Authorization Number Three with Camp Dresser & McKee, Inc. for providing engineering services associated with the Mill Creek Wastewater Pump Station Wet Weather Improvements (\$43,000.00 / Utility Department / Budgeted - 2009 Sales Tax Bonds)
Approved 7 in favor, 0 opposed / Resolution No. R-189-11

**OFFICIALS FORUM ~ presentation of information requiring no official action
(Section 2-36 of Ordinance No. 24-10)**

- A. Mayor
- B. Directors
- C. City Administrator

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**CITIZENS FORUM ~ presentation of information by citizens ~ an opportunity for citizens to present matters to the Mayor and Board of Directors which involve the city government and are not directly related to items considered on the agenda for this meeting. Presentations are limited to 2 minutes for each citizen
(Section 2-44(b) of Ordinance No. 24-10)**

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ADJOURN

7:13 P.M.