

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

May 17, 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

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 MAY 3, 2016 REGULAR MEETING

APPROVED as written

ITEMS OF BUSINESS:

1. Presentations:
 - a. Proclamation for Public Works Week *(May 15 – 21, 2016)*
 - b. Recognize Lance McAvoy, Water System Manager of the Year
 - c. Recognize Rhonda Fouts, WEF Laboratory Analyst Excellence Award & AWEA Laboratory Analyst of the Year
 - d. Darby Legacy Project Update ~ *Postponed at the May 3, 2016 regular meeting* ~ **Postponed to a future meeting**

2. Resolution authorizing acceptance of a proposal from Burns & McDonnell for staff augmentation services for the Utility Department for an amount not to exceed \$94,376.00; and authorizing the City Administrator to facilitate such arrangement ~ *Discussed at the April 28, 2016 study session* ~ **APPROVED** 7 in favor, 0 opposed / Resolution No. R-63-16
3. Ordinance amending the Fiscal Year 2016 Water & Sewer Operating Budget and appropriating funds to establish the Non-Capital Projects Program 5590 to provide Year 2016 Projects associated with consent decree compliance, and water system and sewer system assessment ● **APPROVED** 6 in favor, 1 opposed (Settle) / Ordinance No. 32-16
4. Resolution authorizing the Mayor to execute an agreement and Authorization No. 1 with RJN Group, Inc. for engineering services for the 2015 Sanitary Sewer Assessment Remedial Measures, Phase A, Sub-Basin P007 (\$501,597.00 / *Utility Department / Budgeted – 2015 Revenue Bonds*) ◆ ● **APPROVED** 7 in favor, 0 opposed / Resolution No. R-64-16
5. Resolution authorizing the Mayor to execute an agreement and Authorization No. 2 with RJN Group, Inc. for engineering services for the 2015 Sanitary Sewer Assessment Remedial Measures, Phase A, Sub-Basin S008 (\$281,560.00 / *Utility Department / Budgeted – 2015 Revenue Bonds*) ◆ ● **APPROVED** 7 in favor, 0 opposed / Resolution No. R-65-16
6. Resolution authorizing the Mayor to execute an agreement and Authorization No. 1 with Morrison-ShIPLEY Engineers, Inc. for engineering services for the 2015 Sanitary Sewer Assessment Remedial Measures, Phase C, Sub-Basin FL01 (\$327,300.00 / *Utility Department / Budgeted – 2015 Revenue Bonds*) ◆ ● **APPROVED** 7 in favor, 0 opposed / Resolution No. R-66-16
7. Resolution authorizing the Mayor to execute an agreement and Authorization No. 2 with Morrison-ShIPLEY Engineers, Inc. for engineering services for the 2015 Sanitary Sewer Assessment Remedial Measures, Phase C, Sub-Basin S009 (\$308,300.00 / *Utility Department / Budgeted – 2015 Revenue Bonds*) ◆ ● **APPROVED** 7 in favor, 0 opposed / Resolution No. R-67-16
8. Consent Agenda
 - A. Resolution granting a temporary revocable license for the placement of a storage tank in a public right-of-way and authorizing the Mayor to execute agreement (*Treasure Dairy, Inc. / 400 South “C” Street*) **APPROVED** 7 in favor, 0 opposed / Resolution No. R-68-16
 - B. Resolution granting a temporary revocable license for the placement of a masonry wall in a waterline easement and public utility easement and authorizing the Mayor to execute agreement (*Travis A. and Tiffeny L. Beshears / 4800 Aspen Court*) **APPROVED** 6 in favor, 1 opposed (Pennartz) / Resolution No. R-69-16

- C. Resolution authorizing engineering services agreement for the design of a project in the 2017 Sales Tax Program (\$195,780.00 / *Engineering Department – Sales Tax Program*) ♦
APPROVED 7 in favor, 0 opposed / Resolution No. R-70-16
- D. Resolution authorizing partial payment to Forsgren, Inc. for the construction of Jenny Lind Road and Ingersoll Avenue Widening Project, AHTD Job 040471, City of Fort Smith Project No. 07-01-A (\$778,075.15 / *Engineering Department / Budgeted – Sales Tax Program*) ♦
APPROVED 7 in favor, 0 opposed / Resolution No. R-71-16
- E. Resolution authoring a time extension 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 (16 days) ♦
APPROVED 7 in favor, 0 opposed / Resolution No. R-72-16
- F. Resolution accepting completion of and authorizing final payment 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 (\$14,964.87 / *Engineering Department / Budgeted – Water/Sewer Funds Program*) ♦
APPROVED 7 in favor, 0 opposed / Resolution No. R-73-16
- G. Resolution authorizing the Mayor to execute an agreement with U.S. Bank for purchasing card services
DEFEATED 2 in favor (Lorenz & Pennartz); 4 opposed (Good, Catsavis, Settle & Hutchings); and, 1 abstention (Lau)
- H. Resolution authorizing execution of lease agreement with Webster University for space on the lower level of the convention center annex
APPROVED 7 in favor, 0 opposed / Resolution No. R-74-16
- I. Resolution authorizing an agreement between the City of Fort Smith, Arkansas and the Fort Chaffee Redevelopment Authority to jointly design, construct and fund the Trails at Chaffee Crossing ♦
APPROVED 7 in favor, 0 opposed / Resolution No. R-75-16
- J. Resolution authorizing the Mayor to execute an agreement for professional services with Mickle Wagner Coleman, Inc. for the design of Segment One and Two of the Trails at Chaffee Crossing (\$79,090.00 / *Parks Department / Budgeted – 1/8% Sales and Use Tax*) ♦
APPROVED 7 in favor, 0 opposed / Resolution No. R-76-16
- K. Resolution authorizing partial payment to S.J. Louis Construction of Texas, LTD for construction of the Lake Fort Smith Water Transmission Line – Phase I (\$826,767.68 / *Utility Department / Budgeted – 2012 & 2014 Sales and Use Tax Bonds*) ♦
APPROVED 7 in favor, 0 opposed / Resolution No. R-77-16

- L. Resolution approving payment authorized by Resolution No. R-25-16 for the purchase of real property interests for the Lake Fort Smith Water Supply Project (\$40,283.61 / Utility Department / Budgeted – Water and Sewer Capital Improvement Fund) ♦

APPROVED 7 in favor, 0 opposed / Resolution No. R-78-16

- M. Resolution approving payment authorized by Resolution No. R-25-16 for the purchase of real property interests for the Lake Fort Smith Water Supply Project (\$154,969.27 / Utility Department / Budgeted – Water and Sewer Capital Improvement Fund) ♦

APPROVED 7 in favor, 0 opposed / Resolution No. R-79-16

OFFICIALS FORUM ~ presentation of information requiring no official action

(Section 2-36 of Ordinance No. 24-10)

➤ Mayor

➤ Directors

➤ City Administrator

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EXECUTIVE SESSION (approximately 7:07 p.m.)

Appointments:

AIRPORT COMMISSION

Justin Voris (reappointment)

Kevin Ridgley

Terms expire June 30, 2021

COMMUNITY DEVELOPMENT ADVISORY COMMITTEE

Nichelle Christian (reappointment)

Term expires June 30, 2019

Ryan Millican *(to fill the unexpired term of Fran Hall who resigned)*

Term expires June 30, 2018

**FORT SMITH MUNICIPAL EMPLOYEES BENEVOLENT FUND
BOARD OF ADVISORS**

Jamie Hammond – Police Department (reappointment)

Teddy Abbey – Fire Department (reappointment)

April Byrd – Other City Department (reappointment)

Terms expire June 30, 2019

ADJOURN

7:20 p.m.

RESOLUTION NO. R-63-16

A RESOLUTION AUTHORIZING ACCEPTANCE OF A PROPOSAL FROM BURNS & MCDONNELL FOR STAFF AUGMENTATION SERVICES FOR THE UTILITY DEPARTMENT FOR AN AMOUNT NOT TO EXCEED \$94,376; AND AUTHORIZING THE CITY ADMINISTRATOR TO FACILITATE SUCH ARRANGEMENT

WHEREAS, the Director of Utilities position for the City of Fort Smith is currently vacant; and

WHEREAS, Burns & McDonnell, a Kansas City, Missouri based engineering services firm, has proposed an arrangement to supply Staff Augmentation Services, including an Interim Director of Utilities, while the city undertakes the recruitment and hiring of a Director of Utilities; and

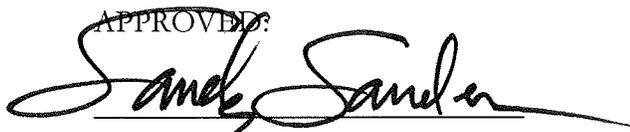
WHEREAS, such proposed arrangement is for an initial 90-day service period for a total cost not to exceed \$94,376.

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

Section 1. The proposal submitted by Burns & McDonnell to provide staff augmentation services for the Utility Department, attached hereto an incorporated herein, for an amount not to exceed \$94,376 while the Director of Utilities position is vacant is hereby approved.

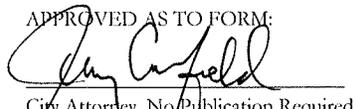
Section 2. The City Administrator is hereby authorized to facilitate such arrangement with Burns & McDonnell, including executing any documents, authorizing use of the owner-controlled contingency, and the processing of payments for services provided.

THIS RESOLUTION ADOPTED this 17th day of May, 2016.

APPROVED:

Mayor

ATTEST:

City Clerk

APPROVED AS TO FORM:

City Attorney, No Publication Required

ORDINANCE NO. 32-16

ORDINANCE AMENDING THE FISCAL YEAR 2016 WATER & SEWER OPERATING BUDGET AND APPROPRIATING FUNDS TO ESTABLISH THE NON-CAPITAL PROJECTS PROGRAM 5590 TO PROVIDE YEAR 2016 PROJECTS ASSOCIATED WITH CONSENT DECREE COMPLIANCE, AND WATER SYSTEM AND SEWER SYSTEM ASSESSMENT

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 entered into a Consent Decree that requires evaluation of all sewer pump stations and force mains be completed to determine the suitability, overall performance and condition of each sewer pump station and force main, and to identify remedial measures required at each sewer pump station and force main to achieve the objectives of the Consent Decree including the goal of eliminating all sanitary sewer overflows; and,

WHEREAS, the Consent Decree requires that certain Capacity, Management, Operations and Maintenance (CMOM) programs and plans be developed and implemented to assure the proper operation and maintenance of the wastewater collection and transmission systems; and,

WHEREAS, the Consent Decree requires that the hydraulic model of the wastewater collection and transmission systems be updated, calibrated and verified using accepted engineering procedures to accurately represent the wastewater collection and transmission systems model and used to identify capacity constraints in the wastewater collection and transmission systems that must be eliminated to achieve the objectives of the Consent Decree; and,

WHEREAS, the Consent Decree requires that a remedial action plan for effluent limit exceedances at each wastewater treatment plant be developed to identify appropriate remedial measures to correct the root causes of these exceedances; and,

WHEREAS, the Consent Decree sets specific time periods for the City to prepare and implement the CMOM functions and establishes stipulated penalties for failure to meet said time periods; and,

WHEREAS, Utility Department Staff has reviewed the Water and Sewer Operations Efficiency Study prepared by HDR Engineering in 2013, the Water Distribution System Audit prepared by JBS Associates in 2003, and technological advances in water distribution system leak detection and metering systems and recommends updating an audit of the water distribution system losses and metering accuracy and efficiency:

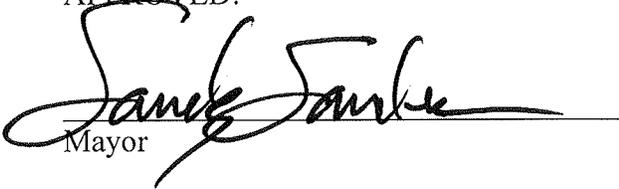
NOW THEREFORE,

SECTION 1: The Fiscal Year 2016 Water & Sewer Operating Budget is hereby amended to establish the attached Non-Capital Projects Program 5590 operations budget.

SECTION 2: There is hereby appropriated the sum of \$3,203,810.00 from the unobligated balance of the Water and Sewer Fund to Program 5590.

PASSED AND APPROVED this 17th day of May 2016.

APPROVED:



Mayor

ATTEST:



City Clerk

APPROVED AS TO FORM:



No Publication Required

OPERATION SERVICES WATER AND SEWER

NON-CAPITAL PROJECTS

PROGRAM 5590

	Actual FY14	Budget FY15	Estimated FY15	Budget FY16	% Total Budget
OPERATING WATER PROJECTS					
250 Water Audit	0	0	0	150,000	4.68%
251 AMR & Adv Metering Infrastructure Evaluation	0	0	0	60,000	1.87%
OPERATING SEWER PROJECTS					
260 Sewer Program management	0	0	0	1,120,269	34.97%
261 Sewer Pump Station/Force Main Evaluation	0	0	0	835,200	26.07%
262 Sewer CMOM Development and Implementation F	0	0	0	525,150	16.39%
263 Sewer Engineering Services Hydraulic Model Upd	0	0	0	270,591	8.45%
264 Sewer P St and Massard WWTP Effluent Blending	0	0	0	158,600	4.95%
265 Sewer Program management office	0	0	0	84,000	2.62%
UTILITY ADMINISTRATION TOTAL	0	0	0	3,203,810	100%

Funding Allocation:
100% Water and Sewer Operating Fund

RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT
AND AUTHORIZATION NUMBER ONE WITH RJN GROUP, INC., FOR
ENGINEERING SERVICES FOR THE 2015 SANITARY SEWER
ASSESSMENT REMEDIAL MEASURES, PHASE A, SUB-BASIN P007

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

SECTION: An Agreement and Authorization Number One with RJN Group, Inc., for
engineering design services for the 2015 Sanitary Sewer Assessment Remedial Measures, Phase
A, Sub-Basin P007, Project Number 16-10-ED1, is hereby approved.

SECTION: The Mayor is hereby authorized to execute the Agreement and Authorization
Number One in the amount of \$501,597.00, for performance of said services.

This Resolution adopted this 17th day of May 2016.

APPROVED:



ATTEST:



City Clerk

APPROVED AS TO FORM:



npr

RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT
AND AUTHORIZATION NUMBER TWO WITH RJN GROUP, INC., FOR
ENGINEERING SERVICES FOR THE 2015 SANITARY SEWER
ASSESSMENT REMEDIAL MEASURES, PHASE A, SUB-BASIN S008

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

SECTION: An Authorization Number Two with RJN Group, Inc., for engineering
design services for the 2015 Sanitary Sewer Assessment Remedial Measures, Phase A, Sub-
Basin S008, Project Number 16-10-ED2, is hereby approved.

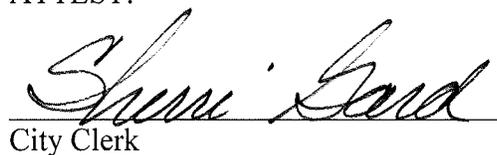
SECTION: The Mayor is hereby authorized to execute the Authorization Number Two
in the amount of \$281,560.00, for performance of said services.

This Resolution adopted this 17th day of May 2016.

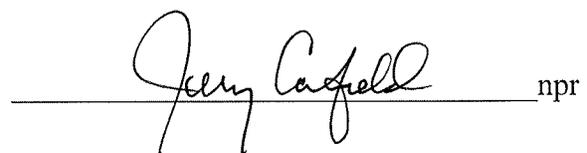
APPROVED:



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 FOR THE 2015 SANITARY SEWER ASSESSMENT REMEDIAL MEASURES, PHASE C, SUB-BASIN FL01

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

SECTION: An Agreement and Authorization Number One with Morrison-Shipley Engineers, Inc., for engineering design services for the 2015 Sanitary Sewer Assessment Remedial Measures, Phase C, Sub-Basin FL01, Project Number 16-12-ED1, is hereby approved.

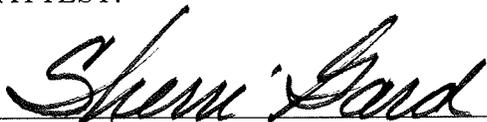
SECTION: The Mayor is hereby authorized to execute the Agreement and Authorization Number One in the amount of \$327,300.00, for performance of said services.

This Resolution adopted this 17th day of May 2016.

APPROVED:



ATTEST:



City Clerk

APPROVED AS TO FORM:

 npr

RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT AND AUTHORIZATION NUMBER TWO WITH MORRISON-SHIPLEY ENGINEERS, INC., FOR ENGINEERING SERVICES FOR THE 2015 SANITARY SEWER ASSESSMENT REMEDIAL MEASURES, PHASE C, SUB-BASIN S009

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

SECTION: An Authorization Number Two with Morrison-ShIPLEY Engineers, Inc., for engineering design services for the 2015 Sanitary Sewer Assessment Remedial Measures, Phase C, Sub-Basin S009, Project Number 16-12-ED2, is hereby approved.

SECTION: The Mayor is hereby authorized to execute the Authorization Number Two in the amount of \$308,300.00, for performance of said services.

This Resolution adopted this 17th day of May 2016.

APPROVED:



ATTEST:


City Clerk

APPROVED AS TO FORM:

 npr

RESOLUTION NO. R-68-16

**A RESOLUTION GRANTING A TEMPORARY REVOCABLE LICENSE FOR THE
PLACEMENT OF A STORAGE TANK IN A PUBLIC RIGHT-OF-WAY
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 Treasure Dairies, Inc., its successors or assigns for the placement and maintenance of the storage tank within a public right-of-way as shown on Exhibit "A" and within following described property:

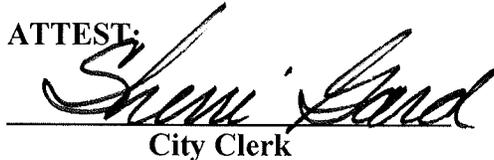
Commencing at the northwest corner of said Lot 1; Thence along the north line of said Lot 1, S86°51'26"E, 86.41 feet to the Point of Beginning; Thence leaving said north line, N02°22'06"E, 5.52 feet; Thence S87°51'17"E, 12.00 feet; Thence S02°22'26"W, 5.73 feet; Thence N86°51'26"W, 12.00 feet to the Point of Beginning. Containing 67.48 square feet, more or less.

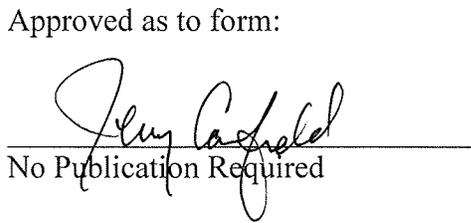
SECTION 2: The Mayor is authorized to execute the agreement for the above-captioned Temporary Revocable License.

THIS RESOLUTION ADOPTED THIS 17th DAY OF May 2016.

APPROVED:

Mayor

ATTEST:

City Clerk

Approved as to form:

No Publication Required

8B.

RESOLUTION NO. R-69-16

**A RESOLUTION GRANTING A TEMPORARY REVOCABLE LICENSE FOR THE
PLACEMENT OF A MASONRY WALL IN A WATERLINE EASEMENT AND 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 Travis A. Beshears and Tiffeny L. Beshears, their successors or assigns for the placement and maintenance of a masonry wall within a waterline easement and public utility easement as shown on Exhibit "A" and within following described property:

The east 60' of the North 27.5' of Lot 9 Free Ferry Hollow, an addition to the City of Fort Smith, Sebastian County, Arkansas filed or record on November 5, 2002.

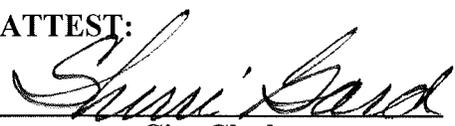
SECTION 2: The Mayor is authorized to execute the agreement for the above-captioned Temporary Revocable License.

THIS RESOLUTION ADOPTED THIS 17th DAY OF May 2016.

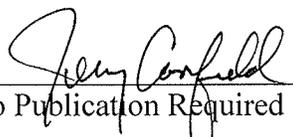
APPROVED:


Mayor

ATTEST:


City Clerk

Approved as to form:


No Publication Required

RESOLUTION NO. R-70-16

**A RESOLUTION AUTHORIZING ENGINEERING SERVICES
AGREEMENT FOR THE DESIGN OF A PROJECT IN THE
2017 SALES TAX PROGRAM**

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

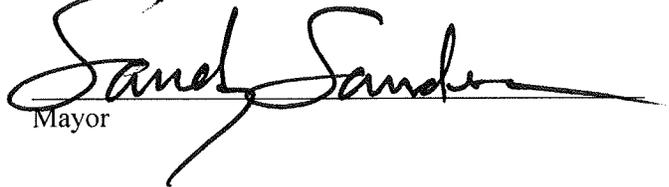
SECTION 1: The Mayor is authorized to execute an engineering services agreement for the design of the following project in the 2017 Sales Tax Program utilizing the one cent sales tax proceeds.

Project No.	Description	Engineering Firm	Maximum Fee
17-06-A	Neighborhood Drainage, Phase A	Philip J. Leraris, P.E., L.S. Fort Smith, AR	\$195,780.00

SECTION 2: Payment for engineering services authorized by Section 1 is hereby authorized from the Sales Tax Fund (1105).

This Resolution adopted this 17th day of May, 2016.

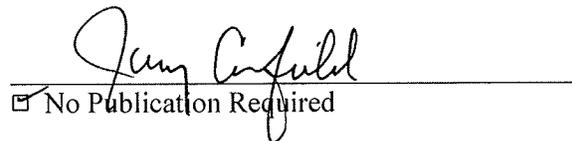
APPROVED:


Mayor

ATTEST:


City Clerk

Approved as to Form


 No Publication Required

RESOLUTION R-71-16

A RESOLUTION AUTHORIZING PARTIAL PAYMENT TO FORSGREN, INC., FOR THE CONSTRUCTION OF JENNY LIND ROAD AND INGERSOLL AVENUE WIDENING PROJECT AHTD JOB 040471, CITY OF FORT SMITH PROJECT NO. 07-01-A

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

Payment in the amount of \$778,075.15 for Periodic Pay Estimate No. 2 to Forsgren, Inc., is hereby approved for the construction of Jenny Lind Road and Ingersoll Avenue Widening Project, AHTD Job 040471, City of Fort Smith Project No. 07-01-A.

This resolution adopted this 17th day of May, 2016.

APPROVED:


Mayor

ATTEST:


City Clerk

Approved as to Form


 No Publication Required

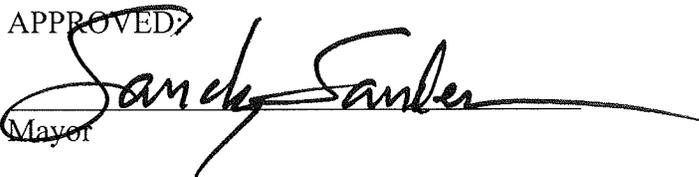
RESOLUTION R-72-16

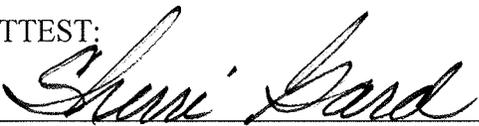
**A RESOLUTION AUTHORIZING A TIME EXTENSION
FOR THE CONSTRUCTION OF WATER AND SEWER LINE IMPROVEMENTS
SERVING THE ARKANSAS COLLEGE OF OSTEOPATHIC MEDICINE
PROJECT NO. 15-90-A, EDA AWARD No. 08-79-04996**

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

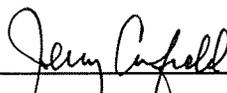
SECTION 1: A time extension with Brothers Construction, Inc., for the construction for of the water and sewer line improvements serving the Arkansas College of Osteopathic Medicine, Project No. 15-90-A, EDA Award No. 08-79-04996, which increases the contract time by 16 calendar days, is hereby approved.

This Resolution adopted this 17th day of May, 2016.

APPROVED:

Mayor

ATTEST:

City Clerk

Approved as to Form



 No Publication Required

RESOLUTION R-73-16

**A RESOLUTION ACCEPTING COMPLETION OF AND
AUTHORIZING FINAL PAYMENT 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**

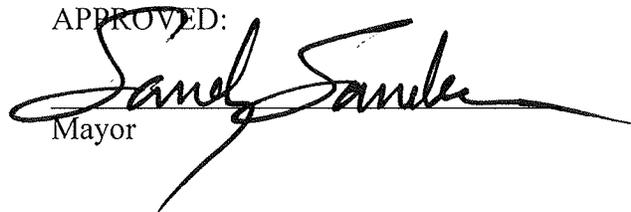
BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE CITY OF FORT SMITH, ARKANSAS, THAT:

SECTION 1: The City of Fort Smith hereby accepts the construction of the water and sewer line improvements serving the Arkansas College of Osteopathic Medicine, Project No. 15-90-A, EDA Award No. 08-79-04996, as complete.

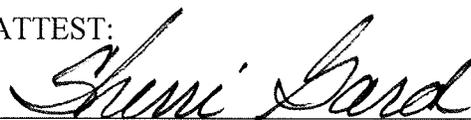
SECTION 2: Final payment is hereby authorized in the amount of \$14,964.87 to the contractor, Brothers Construction, Inc., for the water and sewer line improvements serving the Arkansas College of Osteopathic Medicine, Project No. 15-90-A, EDA Award No. 08-79-04996.

This Resolution adopted this 17th day of May, 2016.

APPROVED:

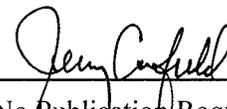

Mayor

ATTEST:



City Clerk

Approved as to Form



 No Publication Required

DEFEATED

at the May 17, 2016 regular meeting

2 in favor (Lorenz & Pennartz); 4 opposed
(Good, Catsavis, Settle & Hutchings); and
1 abstention (Lau)

8G

RESOLUTION NO. _____

**RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN
AGREEMENT WITH U.S. BANK FOR PURCHASING CARD SERVICES**

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

SECTION 1: The proposal of U.S. Bank National Association ND, a
qualified purchasing card provider, to issue purchasing cards to city staff in order
to enhance internal controls over purchasing procedures and to replace existing
credit cards, local store cards, and local store accounts is hereby accepted and
approved.

SECTION 2: The Mayor is hereby authorized to execute the Political
Subdivision Addendum and Certificate of Authority to the U.S. Bank Commercial
Card Master Agreement. The City Administrator is hereby authorized to provide
financial information, make necessary elections and otherwise administer the
approved Agreement.

This Resolution adopted this _____ day of May, 2016.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

Approved as to form:



- No Publication Required
- Publish ____ Times

RESOLUTION NO. R-74-16

RESOLUTION AUTHORIZING EXECUTION OF LEASE AGREEMENT WITH WEBSTER UNIVERSITY FOR SPACE ON THE LOWER LEVEL OF THE CONVENTION CENTER ANNEX

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

The Mayor is authorized to execute the attached lease with Webster University for a portion of the lower level of the Convention Center Annex, located at 801 Carnall Avenue, Fort Smith, AR 72901. The space to be leased shall be used as offices and classrooms for the Fort Smith Campus of Webster University for the period of June 1st, 2016 through May 31st, 2017.

THIS RESOLUTION ADOPTED this 17th day of May, 2016.

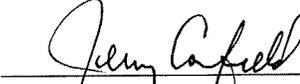
APPROVED:

Mayor

ATTEST:


City Clerk

Approved as to form:


No Publication Required

RESOLUTION NO. R-75-16

A RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN THE CITY OF FORT SMITH, ARKANSAS AND THE FORT CHAFFEE REDEVELOPMENT AUTHORITY TO JOINTLY DESIGN, CONSTRUCT AND FUND THE TRAILS AT CHAFFEE CROSSING

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

Section 1: The Mayor is hereby authorized to execute the Agreement for Development and Construction of Public Trails with Fort Chaffee Redevelopment Authority providing for the sharing of costs for the design and construction of trails at Chaffee Crossing.

Section 2: The agreement authorized in Section 1 above stipulates that the cost of the trails will be shared by both parties as set forth in the briefing report dated May 13, 2016, a copy of which is attached hereto.

This Resolution passed this 17th day of May, 2016.

APPROVED:

Sandy Sanden
Mayor

ATTEST:

Shirley Sand
City Clerk

APPROVED AS TO FORM

Janey G. Full npr

RESOLUTION NO. R-76-16

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT FOR PROFESSIONAL SERVICES WITH MICKLE WAGNER COLEMAN, INC. FOR THE DESIGN OF SEGMENT ONE AND TWO OF THE TRAILS AT CHAFFEE CROSSING

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

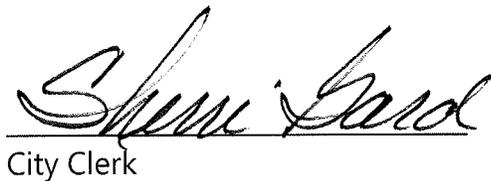
The Mayor is hereby authorized to execute an agreement for professional services with Mickle Wagner Coleman, Inc. for the design of Segment One and Two of the trails at Chaffee Crossing for an amount not to exceed \$79,090.00.

This Resolution adopted this 17th day of May, 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 1

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

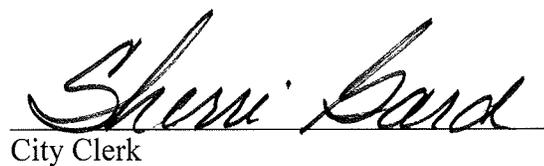
Partial payment number six to S.J. Louis Construction of Texas, LTD. in the amount of
\$826,767.68 for the construction of the Lake Fort Smith Water Transmission Line – Phase 1,
Project Number 08-07-C1, is hereby approved.

This Resolution adopted this 17th day of May 2016.

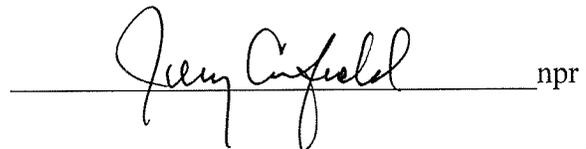
APPROVED:


Mayor

ATTEST:


City Clerk

APPROVED AS TO FORM:

 npr

RESOLUTION APPROVING PAYMENT AUTHORIZED BY RESOLUTION NUMBER R-25-16 FOR THE PURCHASE OF REAL PROPERTY INTERESTS FOR THE LAKE FORT SMITH WATER SUPPLY PROJECT

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

SECTION 1: The following payment for the acquisition of real property interests authorized by Resolution Number R-25-16 for the Lake Fort Smith Water Supply Project Number 99-01, in connection with an anticipated exchange of real property interests with the United States Forest Service, is hereby approved:

<u>Property Owner</u>	<u>Acreage</u>	<u>Payment</u>
McClain Living Trust	40	\$40,283.61

SECTION 2: The City Administrator, or his designated agent, and the City Attorney are hereby authorized to conclude the purchase of the real property interests for the above listed payment amount. All such actions previously taken for this project are hereby confirmed.

This Resolution adopted this 17th day of May 2016.

APPROVED:


Mayor

Attest:


City Clerk

APPROVED AS TO FORM:


npr

RESOLUTION APPROVING PAYMENT AUTHORIZED BY RESOLUTION NUMBER R-25-16 FOR THE PURCHASE OF REAL PROPERTY INTERESTS FOR THE LAKE FORT SMITH WATER SUPPLY PROJECT

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

SECTION 1: The following payment for the acquisition of real property interests authorized by Resolution Number R-25-16 designated as 99-01-P for the Lake Fort Smith Water Supply, Project Number 99-01, in connection with an anticipated exchange of real property interests with the United States Forest Service, is hereby approved:

<u>Property Owner</u>	<u>Acreage</u>	<u>Payment</u>
James B. Tate & Sharon A. Tate	160	\$154,969.27

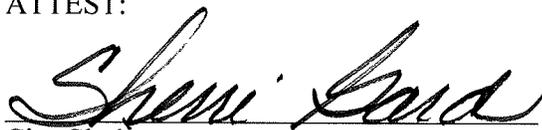
SECTION 2: The City Administrator, or his designated agent, and the City Attorney are hereby authorized to conclude the purchase of the real property interests for the above listed payment amount. All such actions previously taken for this project are hereby confirmed.

This Resolution adopted this 17th day of May 2016.

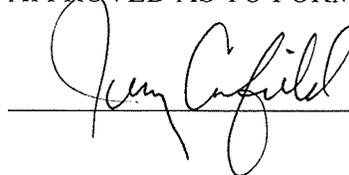
APPROVED:


Mayor

ATTEST:


City Clerk

APPROVED AS TO FORM:


npr