

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

June 7, 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

Reverence Ngoc Ha, Gospel Baptist Church

ROLL CALL

- All present
- Mayor Sandy Sanders presiding

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

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

Information available by viewing rebroadcast of the meeting on the City Access Channel 214, the City website or <http://www.ustream.tv/channel/city-of-fort-smith-board-ofdirectors-meetings>

APPROVE MINUTES OF THE MAY 17, 2016 REGULAR MEETING

APPROVED as written

ITEMS OF BUSINESS:

1. Ordinance rezoning identified property and amending the zoning map (*from Not Zoned to a Planned Zoning District by classification located at 11201 Custer Boulevard*)
APPROVED 7 in favor, 0 opposed / Ordinance No. 33-16

2. Ordinance rezoning identified property and amending the zoning map (*from Residential Single Family Duplex Low / Medium Density (RSD-2) to Residential Single Family High Density (RS-4) by classification located at 1700-1730 South Albert Pike; 3901-4111 South "Q" Street; 1701-1721 Hendricks Boulevard; and 4001-4119, 3904-3923, 4002-4120 South "P" Street*) ♦
APPROVED 6 in favor, 1 opposed (Pennartz) as revised to correct a typographical error within the ordinance (*4001-4199 to 4001-4119 South "P" Street*) and as amended to remove 3904, 3923 and 4106 South "P" Street / Ordinance No. 34-16
3. Ordinance amending the Fort Smith Code Section 27-327-6 to provide for outdoor mobile food vending from self-contained mobile food trucks for extended hours of operation in city marked locations in public street right-of-way (*mobile food vending*) ♦
APPROVED 7 in favor, 0 opposed / Ordinance No. 35-16
4. Resolution authorizing the Mayor to execute an agreement with U.S. Bank for purchasing card services ~ *Agreement defeated at the May 17, 2016 regular meeting* ~
APPROVED 4 in favor (Good, Catsavis, Settle and Hutchings), 2 opposed (Lorenz and Pennartz), 1 abstention (Lau) as amended to execute an agreement with Arvest Bank / Resolution No. R-80-16
5. Resolution accepting the bid of and authorizing the Mayor to execute a contract with Goodwin & Goodwin, Inc. for the Lee Creek Reservoir Buoy Line Replacement (\$48,695.00 / Utility Department / Budgeted – Water and Sewer Operating Budget) ♦
APPROVED 7 in favor, 0 opposed / Resolution No. R-81-16
6. Resolution confirming and ratifying approval of Authorization No. 2 to the agreement with RJN Group, Inc. for providing engineering services in connection with the 2015 Sanitary Sewer Assessment Remedial Measures, Phase A (Sub-Basin P007 and S008) as authorized by Resolution No. R-64-16 adopted on May 17, 2016 (\$281,560.00 / Utility Department / Budgeted – 2015 Revenue Bonds) ♦ ●
APPROVED 7 in favor, 0 opposed / Resolution No. R-82-16
7. Resolution confirming and ratifying approval of Authorization No. 2 to the agreement with Morrison-Shipleigh Engineers, Inc. for providing engineering services in connection with the 2015 Sanitary Sewer Assessment Remedial Measures, Phase C (Sub-Basin FL01 and S009) as authorized by Resolution No. R-66-16 adopted on May 17, 2016 (\$308,300.00 / Utility Department / Budgeted – 2015 Revenue Bonds) ♦ ●
APPROVED 7 in favor, 0 opposed / Resolution No. R-83-16

8. Ordinance declaring an exceptional situation waiving the requirements of competitive bidding and authorizing a contract with Goodwin & Goodwin, Inc. for emergency repair SSA 2015 (S009) High Street – Brockman from North 43rd Street to Albert Pike (\$158,160.00 / Utility Department / Not Budgeted – Water and Sewer Capital Improvements) ♦ ●
APPROVED 7 in favor, 0 opposed / Ordinance No. 36-16
9. Consent Agenda
 - A. Resolution authorizing a time extension for the 2013 Drainage Improvements, Phase A, Project No. 13-06-A (145 days)
APPROVED 7 in favor, 0 opposed / Resolution No. R-84-16
 - B. Resolution accepting completion of and authorizing final payment for the construction of 2013 Drainage Improvements, Phase A, Project No. 13-06-A (\$19,596.94 / Engineering Department / Budgeted – Sales Tax Program Fund) ♦
APPROVED 7 in favor, 0 opposed / Resolution No. R-85-16
 - C. Resolution authorizing a time extension for the 2015 Drainage Improvements, Phase A, Project No. 15-06-A (109 days)
APPROVED 7 in favor, 0 opposed / Resolution No. R-86-16
 - D. Resolution accepting completion of and authorizing final payment for the construction of 2015 Drainage Improvements, Phase A, Project No. 15-06-A (\$7,536.09 / Engineering Department / Budgeted – Sales Tax Program Fund) ♦
APPROVED 7 in favor, 0 opposed / Resolution No. R-87-16
 - E. Resolution accepting bid for the purchase of a rear loader (\$232,956.46 / Sanitation Department / Budgeted – Capital Outlay 6302-304)
TABLED 7 in favor, 0 opposed pending discussion of associated Sanitation Department items at the June 14, 2016 study session
 - F. Resolution accepting bid for the purchase of an automated side loader (\$277,057.18 / Sanitation Department / Budgeted – Capital Outlay 6302-303)
TABLED 7 in favor, 0 opposed pending discussion of associated Sanitation Department items at the June 14, 2016 study session
 - G. Resolution authorizing the Mayor to enter into a lease agreement with Heather Mendez for operation of the miniature golf course and concession at Creekmore Park
APPROVED 7 in favor, 0 opposed / Resolution No. R-88-16

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

7:41 p.m.

ORDINANCE NO. 33-16AN ORDINANCE REZONING IDENTIFIED PROPERTY
AND AMENDING THE ZONING MAP

WHEREAS, the City Planning Commission has heretofore held a public hearing upon request No.11-5-16 to rezone certain properties hereinafter described, and, having considered said request, recommended on May 10, 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 of Section 9, Township 7 North, Range 31 West, Fort Smith, Sebastian County, Arkansas. Being more particularly described as follows:

Commencing at the Southeast Corner of said Section 9; Thence along the south line of said Section 9, N87°11'16"W, 3309.03 feet; Thence leaving said south line, N00°00'00"W, 656.71 feet to a point on the north right-of-way line of Custer Boulevard and the Point of Beginning, said point being marked with a set 1/2" rebar with cap stamped MWC 1369; Thence along said north right-of-way line, N86°43'31"W, 327.10 feet to a set 1/2" rebar with cap stamped MWC 1369; Thence leaving said north right-of-way line, N02°33'09"E, 278.00 feet to a set 1/2" rebar with cap stamped MWC 1369; Thence N86°43'31"W, 210.00 feet to the easterly line of a Tank Trail Easement, being filed June 21, 2001 as Document #7046150, said point being marked with a set 1/2" rebar with cap stamped MWC 1369; Thence along said easterly line the following courses: N02°33'09"E, 32.93 feet to a set 1/2" rebar with cap stamped MWC 1369; N19°37'20"W, 202.70 feet to a set 1/2" rebar with cap stamped MWC 1369; N57°16'53"W, 226.59 feet to a set 1/2" rebar with cap stamped MWC 1369; N76°46'54"W, 207.00 feet to a set 1/2" rebar with cap stamped MWC 1369; Thence leaving said easterly line, N02°33'09"E, 393.98 feet to a set 1/2" rebar with cap stamped MWC 1369 on the northerly line of a sanitary sewer easement, being filed for record March 24, 2009 as Document #7263892; Thence along said northerly line the following courses: N83°17'36"E, 196.30 feet to a set 1/2" rebar with cap stamped MWC 1369; N76°10'06"E, 599.08 feet to a set 1/2" rebar with cap stamped MWC 1369; N28°55'17"W, 2.41 feet to a set 1/2" rebar with cap stamped MWC 1369; N61°04'43"E,

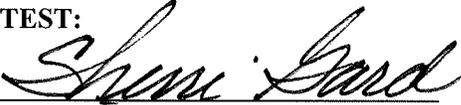
288.04 feet to a set 1/2" rebar with cap stamped MWC 1369; Thence leaving said northerly line, S02°33'09"W, 1404.58 feet to the Point of Beginning. Containing 20.00 acres, more or less.

more commonly known as 11201 Custer Boulevard, should be, and is hereby rezoned from Not Zoned 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.

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

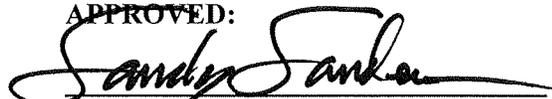
PASSED AND APPROVED THIS 7th DAY OF June, 2016.

ATTEST:



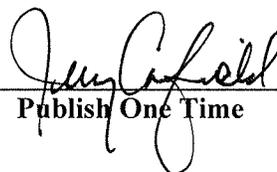
City Clerk

APPROVED:



Mayor

Approved as to form:



Publish One Time

ORDINANCE NO. 34-16

AN ORDINANCE REZONING IDENTIFIED PROPERTY AND AMENDING THE
ZONING MAP

WHEREAS, the City Planning Commission has heretofore held a public hearing upon request No. 10-5-16 to rezone certain properties hereinafter described, and, having considered said request, recommended on May 10, 2016, that said change be made;

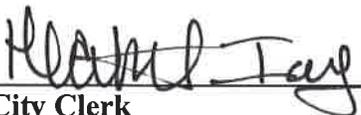
NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE BOARD OF DIRECTORS OF THE CITY OF FORT SMITH, ARKANSAS:

SECTION 1: That the following properties to-wit:

Block 1, Lots 2-11 and Block 2, Lots 1-29 and Lots 31-40 Morningside Addition more commonly known as 1700-1730 South Albert Pike; 3901-4111 South "Q" Street; 1701-1721 Hendricks Boulevard and 3908, 3912, 3918, and 3922 South P Street, 4001-4021 South P Street, 4102 and 4105 South "P" Street, and 4110-4120 South P Street should be, and is hereby rezoned from Residential Single Family Duplex Low/Medium Density (RSD-2) to Residential Single Family High Density (RS-4) by Classification.

PASSED AND APPROVED THIS 7th DAY OF June, 2016.

ATTEST:



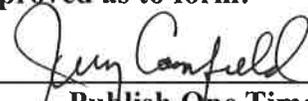
acting City Clerk

APPROVED:



Mayor

Approved as to form:



Publish One Time

ORDINANCE NO. 35-16AN ORDINANCE AMENDING FORT SMITH CODE SECTION 27-327-6
TO PROVIDE FOR OUTDOOR MOBILE FOOD VENDING FROM SELF
CONTAINED MOBILE FOOD TRUCKS FOR EXTENDED HOURS OF OPERATION
IN CITY MARKED LOCATIONS IN PUBLIC STREET RIGHT-OF-WAY

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

SECTION 1: The definition of “Mobile food vehicle” set forth in Section 27-327-6 A of
the Fort Smith Code is hereby amended to read:

Mobile food vehicle shall include, but not be limited to:

- a. Mobile food truck: A motorized unit selling edible goods.
- b. Mobile food truck (self contained): A motorized unit selling edible goods.
The unit shall be self-contained meaning all appurtenant facilities,
including but not limited to water tanks and generators, are affixed to or
contained within the mobile food truck.
- c. Concession trailers: A vending unit which is pulled by a motorized unit
and has no power to move on its own.

SECTION 2: Section 27-327-6 D of the Fort Smith Code is hereby amended by adding
thereto Subsection 6 as follows:

6. Extended hours vending at limited locations marked by City. Outdoor mobile food vending
on public street right-of-way between the hours of 7:00 a.m. and 9:00 p.m. is permitted in
limited locations marked by the City within the Commercial Downtown (C-6) zoning district.
The following criteria shall apply:

- a. Each vending location shall be limited to a designated and marked parallel
parking space in public right-of-way adjacent to a public park.
- b. Applicants shall be governed by all permit requirements required for vending in a
public street right-of-way with the following exceptions:
 - i. The Mobile Food Vendor shall operate solely from a Mobile food truck
(self contained);

- ii. The Mobile food truck (self contained) shall occupy only one Parallel Parking Space;
- iii. Permitted and required additional hours of operation are as provided in this subsection D 6;
- iv. The requirements of subsection D 3 are not applicable to the limited locations designated by the City.

Otherwise, vending shall comply with all applicable requirements of this Chapter.

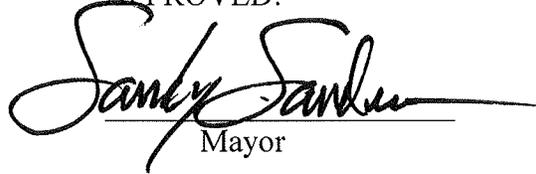
- c. The Mobile food truck (self contained) shall be constructed of quality materials with an attractive, inviting appearance and kept clean and in good repair.
- d. Lottery. Persons who hold a permit for outdoor mobile food vending on public street right-of-way (“Section 27-327-6D permit”) or who have completed the application for a Section 27-327-6D permit other than paying the permit and processing fee are eligible lottery participants. At any time two (2) or more eligible lottery participants make application to use a City marked location for vending between the hours of 7:00 a.m. and 9:00 p.m., each lottery participant’s right to select a marked Parallel Parking Space reserved for use by that lottery participant shall be determined by publically conducted lottery. The initial lottery shall be conducted on June 21, 2016, at 12:00 p.m. (noon) (for vending in July and August, 2016) in the Planning Conference Room, Room 326 of the offices of the City, and shall be officiated by the Mayor or his designee. Thereafter, lotteries (if needed) shall be conducted by the Planning Commission at the Planning Commission’s first regular meeting in the month of August (for vending in September and October), 2016, and every second month thereafter, and each subsequent lottery shall be officiated by the chairman of the Planning Commission or his or her designee. The lottery will determine the order of right to select a marked location for all lottery participants. Subsequent to the initial lottery, at any time not all City marked locations are selected for use by lottery participants, the City Administrator may issue to eligible persons a vending permit for any unused, marked location for the remaining portion of an applicable two (2) month period. In the event there is only one (1) eligible lottery participant making application to utilize a City marked location in any two (2) month period, the lottery need not be held and the eligible lottery participant may vend from a selected City marked location upon payment of the fees provided for in (e) below for the applicable two (2) month period.
- e. Fee. In addition to the annual \$150.00 permit and process fee for the Section 27-327-6D permit, vendors selected in the lottery or pursuant to the last two (2) sentences of (d) above shall pay a nonrefundable permit fee of \$100.00 for vending rights in the selected marked location for the applicable two month period. The permit is non-transferrable.
- f. Revocation. If any permittee has failed to vend (with attendant present) at the selected location for at least three hours per day on two (2) consecutive days (Monday – Friday), the right to vend in that marked location shall be considered forfeited and the lottery participant next in order as determined by the lottery shall have the right to vend (subject to holding a Section 27-327-6D permit) for the

remaining portion of the two (2) month period for a prorated portion of the \$100.00 fee based on the remaining portion of the two (2) month period.

SECTION 3: Emergency Clause. It is determined that the provision for extended hour vending from City designated locations in public right-of-way in the Commercial Downtown (C-6) Zoning District will enhance the health, safety and welfare of the inhabitants of the City and that an emergency exists due to the approaching summer season with expected increased numbers of downtown visitors. Therefore, this Ordinance shall be in full force and effect from its date of adoption.

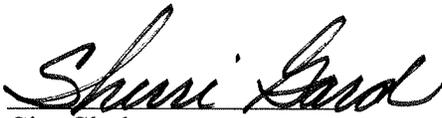
This Ordinance adopted this 7th day of June, 2016.

APPROVED:



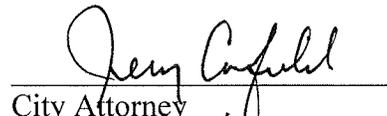
Mayor

ATTEST:



City Clerk

Approved as to form:



City Attorney
Publish 1 time

RESOLUTION NO. R-80-16

RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH ARVEST 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 Arvest Bank, 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 Visa Purchasing Card Agreement. The City Administrator is hereby authorized to provide financial information, make necessary elections and otherwise administer the approved Agreement.

This Resolution adopted this 4th day of June, 2016.

APPROVED:

Sandy Sanden
MAYOR

ATTEST:

Wendell Jones
acting CITY CLERK

Approved as to form:

Jerry Confield

No Publication Required

Publish ___ Times

RESOLUTION ACCEPTING THE BID OF AND AUTHORIZING THE MAYOR TO
EXECUTE A CONTRACT WITH 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 bid of Goodwin & Goodwin, Inc., for the Lee Creek Reservoir Buoy
Line Replacement, Project Number 16-14-C1, is hereby accepted.

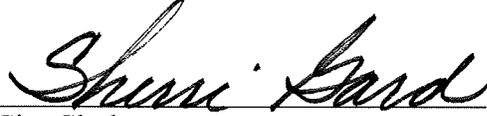
SECTION 2: The Mayor is hereby authorized to execute a contract with Goodwin &
Goodwin, Inc., for an amount of \$48,695.00, for performing said construction.

This Resolution adopted this 7th day of June 2016.

APPROVED:


Mayor

ATTEST:


City Clerk

APPROVED AS TO FORM:


npr

RESOLUTION CONFIRMING AND RATIFYING APPROVAL OF AUTHORIZATION NUMBER TWO TO THE AGREEMENT WITH RJN GROUP, INC. FOR THE PROVIDING OF ENGINEERING SERVICES IN CONNECTION WITH THE 2015 SANITARY SEWER ASSESSMENT REMEDIAL MEASURES, PHASE A (SUB-BASIN P007 AND S008) AS AUTHORIZED BY RESOLUTION NO. R-64-16 ADOPTED ON MAY 17, 2016

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

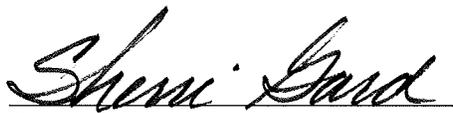
R-65-16, adopted on May 17, 2016, is hereby confirmed and ratified as an approval of Authorization Number Two (Sub-Basin S008, Project Number 16-10-ED2) to the Agreement with RJN Group, Inc., for engineering design services for the 2015 Sanitary Sewer Assessment Remedial Measures, Phase A, which Agreement was approved by R-64-16 adopted on May 17, 2016, and as an authorization for the Mayor to execute Authorization Two in the amount of \$281,560.00, for performance of said services.

This Resolution adopted this 17th day of June 2016.

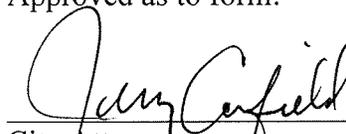
APPROVED:


Mayor

ATTEST:


City Clerk

Approved as to form:


City Attorney
No Publication Required

RESOLUTION CONFIRMING AND RATIFYING APPROVAL OF AUTHORIZATION NUMBER TWO TO THE AGREEMENT WITH MORRISON-SHIPLEY ENGINEERS, INC. FOR THE PROVIDING OF ENGINEERING SERVICES IN CONNECTION WITH THE 2015 SANITARY SEWER ASSESSMENT REMEDIAL MEASURES, PHASE C (SUB-BASIN FL01 AND S009) AS AUTHORIZED BY RESOLUTION NO. R-66-16 ADOPTED ON MAY 17, 2016

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

R-67-16, adopted on May 17, 2016, is hereby confirmed and ratified as an approval of Authorization Number Two (Sub-Basin S009, Project Number 16-12-ED2) to the Agreement with Morrison-Shipley Engineers, Inc., for engineering design services for the 2015 Sanitary Sewer Assessment Remedial Measures, Phase C, which Agreement was approved by R-66-16 adopted on May 17, 2016, and as an authorization for the Mayor to execute Authorization Two in the amount of \$308,300.00, for performance of said services.

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

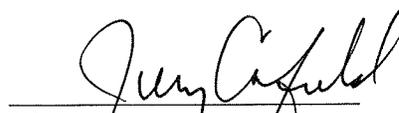
APPROVED:


Mayor

ATTEST:


City Clerk

Approved as to form:


City Attorney
No Publication Required

AN ORDINANCE DECLARING AN EXCEPTIONAL SITUATION WAIVING THE REQUIREMENTS OF COMPETITIVE BIDDING AND AUTHORIZING A CONTRACT WITH GOODWIN & GOODWIN, INC., FOR EMERGENCY REPAIR SSA 2015 (S009) HIGH STREET – BROCKMAN FROM 43RD TO ALBERT PIKE

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

WHEREAS, it is necessary to contract for the emergency repairs of the sanitary sewer main in the alley between High Street and Brockman Avenue, from North 43rd to Albert Pike Street; and,

WHEREAS, the emergency necessity of repair precludes the City from engaging in competitive bidding for the repair contract ; and,

WHEREAS, the emergency sewer repair required immediate repair to prevent the possibility of health hazards to the residents of the City of Fort Smith:

NOW THEREFORE, in order to eliminate the possibility of health hazards to the residents of the City of Fort Smith and to begin the necessary repairs as quickly as possible, an exceptional situation existed requiring the waiving of the competitive bidding, so that competitive bidding requirements are hereby waived and the contract with Goodwin & Goodwin, Inc. for emergency repair SSA 2015 (S009) at High Street – Brockman from 43rd to Albert Pike is hereby approved and authorized. An appropriation of \$158,160.00 from the unobligated balance of the Water and Sewer Operating fund transfer to Water and sewer Capital Improvements Project, Fund Code 8211-165, 6505 for said emergency repair is hereby made, and payment to the contractor, Goodwin & Goodwin, Inc., in the amount of \$158,160.00, is hereby approved upon completion of the contract work.

PASSED AND APPROVED this 17th day of June 2016.

APPROVED:


Mayor

ATTEST:


City Clerk

APPROVED AS TO FORM

 npr

RESOLUTION R-84-16

**A RESOLUTION AUTHORIZING A TIME EXTENSION
FOR THE 2013 DRAINAGE IMPROVEMENTS, PHASE A
PROJECT NO. 13-06-A**

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

SECTION 1: A time extension with Township Builders, Inc., for the construction of the 2013 Drainage Improvements, Phase A, Project No. 13-06-A, which increases the contract time by 145 calendar days, is hereby approved.

This Resolution adopted this 7th day of June, 2016.

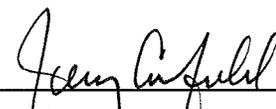
APPROVED:

Mayor

ATTEST:

City Clerk

Approved as to Form


 No Publication Required

RESOLUTION R-85-16

A RESOLUTION ACCEPTING COMPLETION OF AND
AUTHORIZING FINAL PAYMENT FOR THE CONSTRUCTION OF
2013 DRAINAGE IMPROVEMENTS, PHASE A
PROJECT NO. 13-06-A

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 2013 Drainage
Improvements, Phase A, Project No. 13-06-A as complete.

SECTION 2: Final payment is hereby authorized in the amount of \$19,596.94 to the
contractor, Township Builders, Inc., for the 2013 Drainage Improvements, Phase A, Project No.
13-06-A.

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

APPROVED:

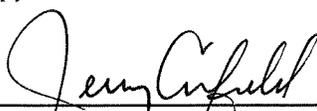

Mayor

ATTEST:



City Clerk

Approved as to Form



 No Publication Required

RESOLUTION R-86-16

**A RESOLUTION AUTHORIZING A TIME EXTENSION
FOR THE 2015 DRAINAGE IMPROVEMENTS, PHASE A
PROJECT NO. 15-06-A**

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

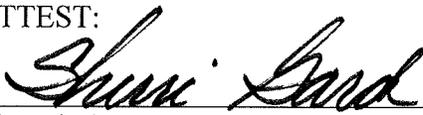
SECTION 1: A time extension with Steve Beam Construction, Inc., for the construction of the 2015 Drainage Improvements, Phase A, Project No. 15-06-A, which increases the contract time by 109 calendar days, is hereby approved.

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

APPROVED:

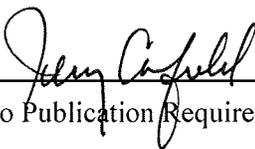

Mayor

ATTEST:



City Clerk

Approved as to Form



 No Publication Required

RESOLUTION R-87-16

A RESOLUTION ACCEPTING COMPLETION OF AND
AUTHORIZING FINAL PAYMENT FOR THE CONSTRUCTION OF
2015 DRAINAGE IMPROVEMENTS, PHASE A
PROJECT NO. 15-06-A

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 2015 Drainage Improvements, Phase A, Project 15-06-A as complete.

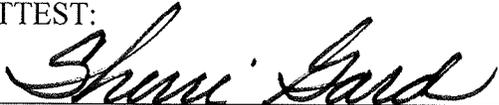
SECTION 2: Final payment is hereby authorized in the amount of \$7,536.09 to the contractor, Steve Beam Construction Inc., for the 2015 Drainage Improvements, Phase A, Project No. 15-06-A.

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

APPROVED:

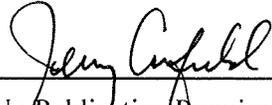

Mayor

ATTEST:



City Clerk

Approved as to Form



 No Publication Required

RESOLUTION NO. R-88-16

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER
 INTO A LEASE AGREEMENT WITH HEATHER MENDEZ FOR OPERATION
 OF THE MINIATURE GOLF COURSE AND CONCESSION AT CREEKMORE PARK

WHEREAS, Heather Mendez, Fort Smith, Arkansas has submitted a business plan and references to operate the miniature golf course at Creekmore Park and;

WHEREAS, Heather Mendez has operated the concessions at Creekmore Pool and for the Convention Center and has been a good partner looking out for the welfare of the facilities and citizens, and;

WHEREAS, the City of Fort Smith Parks and Recreation Commission recommends the approval of the agreement with Heather Mendez to operate the Creekmore Park miniature golf course and concession;

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

The Mayor, his signature being attested by the City Clerk, is hereby authorized to execute the attached Lease Agreement between the City of Fort Smith, Lessor, and Heather Mendez, Lessee, providing for the operation of the Creekmore Park miniature golf course and concession stand during 2016 with options for the operation in calendar years 2017-2020.

This Resolution adopted this 7th day of June, 2016.

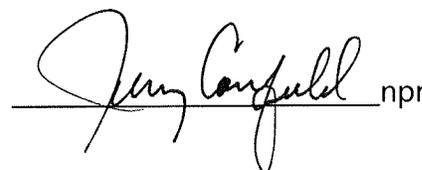
APPROVED:


 Mayor

ATTEST:


 City Clerk

APPROVED AS TO FORM

 npr