



MAYOR
George B. McGill

CITY ADMINISTRATOR
Carl Geffken

CITY CLERK
Sherri Gard

BOARD OF DIRECTORS
Ward 1 – Jarred Rego
Ward 2 – Andre' Good
Ward 3 – Lavon Morton
Ward 4 – George Catsavis
At-Large Position 5 – Robyn Dawson
At-Large Position 6 – Kevin Settle
At-Large Position 7 – Neal Martin

AGENDA ~ SUMMARY

**Fort Smith Board of Directors
REGULAR MEETING
September 6, 2022 ~ 6:00 p.m.
Blue Lion
101 North 2nd Street**

***THIS MEETING IS BEING TELECAST LIVE ON THE
CITY OF FORT SMITH GOVERNMENT ACCESS CHANNEL (COX CHANNEL 214)
AND ONLINE AT THE FOLLOWING LINK:***

<https://video.ibm.com/channel/city-of-fort-smith-board-of-directors-meetings>

INVOCATION & PLEDGE OF ALLEGIANCE

Invocation given by Director Neal Martin
Pledge of Allegiance led by Director Kevin Settle

ROLL CALL

- All physically present with the exception of Director Good, who was present via electronic means through Item No. 8; however, he physically arrived at approximately 7:42 p.m. during the Officials Forum.
- Mayor George McGill 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/XqbsvFPFApS>

APPROVE MINUTES OF THE AUGUST 16, 2022 REGULAR MEETING

APPROVED as revised – Director Settle's comments in the Officials Forum incorrectly included "Water and Wastewater Bonds", but was revised to "Sales and Use Tax Bonds"

ITEMS OF BUSINESS:

1. Ordinance amending the Master Land Use Plan map and rezoning identified property and amending the zoning map (*Master Land Use Plan Amendment: Open Space and Residential Detached to Residential Attached / Rezoning: Residential Single Family- Duplex Low/Medium Density (RSD-2) to Transitional (T) at 8301 Moody Road*) (*Planning*)
APPROVED 7 in favor, 0 opposed / Ordinance No. 75-22
2. Ordinance amending the Master Land Use Plan map and rezoning identified property and amending the zoning map (*Master Land Use Plan Amendment: Residential Detached to Residential Attached / Rezoning: Residential Multifamily Medium Density (RM-3) to Residential Mixed Density (RMD) at 3823 Armour Street*) (*Planning*)
APPROVED 7 in favor, 0 opposed / Ordinance No. 76-22
3. Ordinance amending Article VI of Chapter 22 of the Fort Smith Municipal Code regarding the Sidewalk Assessment and Construction Program (*Streets & Traffic Control*)
APPROVED 7 in favor, 0 opposed / Ordinance No. 77-22
4. Ordinance amending the Human Resource Policies for Non-Uniformed Employees (2011), as previously amended, to approve vacation and discretionary time policies (*Human Resources*)
APPROVED 7 in favor, 0 opposed / Ordinance No. 78-22
5. Resolution authorizing the City Administrator and City Attorney to conclude litigation styled as City of Fort Smith v. City of Barling and approving settlement agreement (*Administration*)
APPROVED 7 in favor, 0 opposed / Resolution No. R-133-22
6. Resolution authorizing City Administrator, and designated agents, to bid Water Project 21-10, Lee Creek Transmission Line & Interstate 40 Utility Relocation (*Utility*) ♦
APPROVED 7 in favor, 0 opposed / Resolution No. R-134-22
7. Resolution approving the 2022-2023 goals from the August 19, 2022 Strategic Workshop (*Administration*)
APPROVED 7 in favor, 0 opposed / Resolution No. R-135-22
8. Ordinance authorizing the appropriation of miscellaneous and insurance proceeds for various City Departments (*Finance*)
APPROVED 7 in favor, 0 opposed / Ordinance No. 79-22
9. Consent Agenda
 - A. Resolution authorizing a change order for a time extension for the 2021 Street Overlays/ Reconstruction, Phase D, Project No. 21-03-D (*Add 46 Days / Engineering Department*) ♦
APPROVED 6 in favor, 0 opposed / Resolution No. R-136-22

- B. Resolution accepting completion of and authorizing final payment for the 2021 Street Overlays / Reconstruction, Phase D, Project No. 21-03-D (\$20,402.31 / *Engineering Department / Budgeted – Sales Tax Program*) ♦
APPROVED 6 in favor, 0 opposed / Resolution No. R-137-22
- C. Resolution authorizing a change order for a time extension for the 2021 Drainage Improvements, Phase D, Project No. 21-06-D (*Add 34 Days / Engineering Department*) ♦
APPROVED 6 in favor, 0 opposed / Resolution No. R-138-22
- D. Resolution accepting completion of and authorizing final payments for the 2021 Drainage Improvements, Phase D, Project No. 21-06-D (\$95,624.18 / *Engineering Department / Budgeted – Sales Tax Program*) ♦
APPROVED 6 in favor, 0 opposed / Resolution No. R-139-22
- E. Resolution authorizing the acquisition of real property interests for the 2020 Drainage Improvements, Phase C, Project No. 20-06-C (\$20,209.00 / *Engineering Department / Budgeted – Sales Tax Program*) ♦
APPROVED 6 in favor, 0 opposed / Resolution No. R-140-22
- F. Resolution authorizing the acquisition of real property interest as part of the Flooded Residence Buyout Program, Project No. 22-90-A (\$187,500.00 / *Engineering Department / Budgeted – Sales Tax Program*) ♦
APPROVED 6 in favor, 0 opposed / Resolution No. R-141-22
- G. Resolution authorizing a franchise utility relocation agreement for the May Branch Outfall Culvert Remediation, Project No. 21-06-E (\$107,476.00 / *Engineering Department / Budgeted – Sales Tax Program*) ♦
APPROVED 6 in favor, 0 opposed / Resolution No. R-142-22
- H. Resolution authorizing execution of an easement in favor of Oklahoma Gas and Electric Company for the May Branch Outfall Culvert Remediation, Project No. 21-06-E (*Engineering*) ♦
APPROVED 6 in favor, 0 opposed / Resolution No. R-143-22
- I. Ordinance declaring an exceptional situation and waiving the requirements of competitive bidding for the purchase of liquid chlorine for 2022-2023 for the Utilities Department (*Annual bid / Utility Department / Budgeted – Water and Wastewater Funds*)
APPROVED 6 in favor, 0 opposed / Ordinance No. 80-22
- J. Resolution authorizing the execution of financial advisor services contract with PFM Financial Advisors, LLC (*Finance*)
APPROVED 6 in favor, 0 opposed / Resolution No. R-144-22
- K. Resolution accepting completion of and authorizing final payment for the 2022 Sidewalk Program, Project No. 22-20-A (\$73,522.53 / *Streets & Traffic Control Department / Budgeted – Outside Services*)
APPROVED 6 in favor, 0 opposed / Resolution No. R-145-22

- L. Resolution authorizing the execution of a non-residential solid waste collection and disposal permit and agreement with H&A Junk Removal, LLC (*Solid Waste Services*)
APPROVED 6 in favor, 0 opposed / Resolution No. R-146-22

- M. Ordinance waiving competitive bidding and authorizing the purchase of eight (8) automatic vehicle annunciators and related technical support equipment from Hanover Displays, Inc. for the Transit Department fixed route buses (\$108,813.30 / *Transit Department / Budgeted – 531300 Capital Outlay Software*)
APPROVED 6 in favor, 0 opposed / Ordinance No. 81-22

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/XqbsvFPFApS>

EXECUTIVE SESSION *(approximately 7:50 p.m.)*

- Performance evaluation of the City Administrator ~ *Martin/Morton placed on agenda at the August 23, 2022 study session ~*
- Performance evaluation of the Internal Auditor~ *Martin/Morton placed on agenda at the August 23, 2022 study session ~*

Mayor McGill simply announced that both of the above noted performance evaluations were conducted.

ADJOURN
9:30 p.m.