



**MAYOR**  
George B. McGill

**CITY ADMINISTRATOR**  
Carl E. 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 – Christina Catsavis  
At-Large Position 6 – Kevin Settle  
At-Large Position 7 – Neal Martin

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# AGENDA ~ Revised / Summary

Fort Smith Board of Directors  
REGULAR MEETING  
March 7, 2023 ~ 6:00 p.m.  
Blue Lion  
101 North 2<sup>nd</sup> 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 Lavon Morton  
Pledge of Allegiance led by Director George Catsavis

## ROLL CALL

- All physically present
- 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 FEBRUARY 21, 2023 REGULAR MEETING

**APPROVED** as written

## ITEMS OF BUSINESS:

1. Resolution suggesting naming the City of Fort Smith Fire Station No. 1 at 200 North 5<sup>th</sup> Street the *Philip P. Christensen Fire Station 1* in accordance with the City policy for naming City facilities (*City Administrator*)  
**APPROVED** 7 in favor, 0 opposed / Resolution No. R-43-23

2. Ordinance amending the Master Land Use Plan map (*Residential Detached and Commercial Neighborhood to Mixed Use Residential at 2902 through 2928 Old Greenwood Road*) (*Planning & Zoning*)  
**APPROVED** 4 in favor (Rego, Good, Morton, C. Catsavis), 3 opposed (G. Catsavis, Settle, Martin) – **FIRST READING**

*Note: The second reading is scheduled for the March 21, 2023 regular meeting.*

3. Ordinance rezoning identified property and amending the zoning map (*Commercial Light Special (C-2 SPL), Transitional (T), Residential Single-Family Duplex Low/Medium Density (RSD-2), and Residential Multifamily Medium-Density (RM-3) to a Planned Zoning District (PZD) at 2902 through 2928 Old Greenwood Road*) ~ *Appeal of Planning Commission denial / Jackson Goodwin, Mickle Wagner Coleman / Reviewed at the February 28, 2023 study session ~ (Planning & Zoning)*  
**APPROVED** 4 in favor (Rego, Good, Morton, C.Catsavis), 3 opposed (G.Catsavis, Settle, Martin) / Ordinance No. 20-23

*Note: By separate motion, the Board voted 5 in favor (Rego, Good, Morton, G. Catsavis, C. Catsavis), 2 opposed (Settle, Martin) to suspend the rules to allow the three (3) full readings of the ordinance to be by caption and for the readings to occur on the same date; therefore, the ordinance was duly adopted.*

4. Ordinance amending the Master Land Use Plan map and rezoning identified property and amending the zoning map (*Master Land Use Plan: Residential Detached and General Commercial to Office, Research and Light Industrial / Rezoning: Industrial Moderate (I-2) to a Planned Zoning District (PZD) at 5300 Zero Street*) (*Planning & Zoning*)  
**APPROVED** 7 in favor, 0 opposed / Ordinance No. 21-23
5. Ordinance zoning identified property and amending the zoning map (*Not Zoned to a Planned Zoning District at 7820 Collier Street*) (*Planning & Zoning*)  
**DEFEATED** 2 in favor (Rego, Good), 5 opposed (Morton, G. Catsavis, C. Catsavis, Settle, Martin)
6. Ordinance rezoning identified property and amending the zoning map (*Planned Zoning District to a Planned Zoning District at 12001 Ward Avenue and 7201 Terry Street*) (*Planning & Zoning*)  
**APPROVED** 6 in favor, 1 opposed (G.Catsavis) / Ordinance No. 22-23
7. Ordinance amending the 2019 Unified Development Ordinance of the City of Fort Smith (*Tire Sales*) (*Planning & Zoning*)  
**APPROVED** 7 in favor, 0 opposed / Ordinance No. 23-23

8. Resolution authorizing a cost-share agreement regarding the Ward Avenue Project (FCRA Project No. 22-30-A) ~ *Tabled to the February 21, 2023 regular meeting at the January 17, 2023 regular meeting / Directors Morton, Settle, Rego, and C. Catsavis removed from February 21, 2023 regular meeting and placed on March 7, 2023 regular meeting at the February 16, 2023 special study session ~ (\$257,047.17 / Engineering / Budgeted - Sales Tax Program) ♦*  
**APPROVED** 4 in favor (Rego, Good, Morton, Martin), 3 opposed (G.Catsavis, C.Catsavis, Settle) / Resolution No. R-44-23
9. Ordinance setting water tap fee schedules for Shire Glen Development (*Water Utilities*) ♦  
*(REVISED for text correction only: "Ordinance setting sewer water tap fee schedules...")*  
**APPROVED** 6 in favor, 1 opposed (Rego) as revised to accommodate the above referenced text correction / Ordinance No. 24-23
10. Ordinance for the purpose of adopting the 2021 Edition of the International Fire Code known as the 2021 Arkansas Fire Prevention Code Volume I and other provisions relating thereto (*Building Services*)  
**APPROVED** 7 in favor, 0 opposed / Ordinance No. 25-23
11. Ordinance for the purpose of adopting the 2021 Edition of the International Building Code known as the 2021 Arkansas Fire Prevention Code Volume II and other provisions relating thereto (*Building Services*)  
**APPROVED** 7 in favor, 0 opposed / Ordinance No. 26-23
12. Ordinance amending Section 6-2 of the Fort Smith Municipal Code for the purpose of adoption of the International Residential Code for One and Two Family Dwellings known as the 2021 Edition of the Arkansas Fire Prevention Code Volume III (*Building Services*)  
**APPROVED** 7 in favor, 0 opposed / Ordinance No. 27-23
13. Ordinance amending Section 10-2, Subsections (b) and (c) of the Fort Smith Municipal Code (*Building Services*)  
**APPROVED** 7 in favor, 0 opposed / Ordinance No. 28-23
14. Ordinance amending the 2023 Operating Budget and authorizing the appropriation and allocation of excess sales tax revenue associated with the 2012 and 2014 Sales Tax Bonds ~ *Settle/Morton placed on agenda at the February 28, 2023 study session ~ (Finance)*  
**APPROVED** 7 in favor, 0 opposed / Ordinance No. 29-23
15. Ordinance amending the 2023 Budget and authorizing the appropriation of funds from the unobligated General Fund balance (*Matrix Design Group*) (*Planning & Zoning*) ♦  
**APPROVED** 7 in favor, 0 opposed / Ordinance No. 30-23

16. Ordinance amending the 2023 Budget and authorizing the appropriation of funds from unobligated fund balances (*Finance*)  
**APPROVED** 7 in favor, 0 opposed / Ordinance No. 31-23
  
17. Resolution authorizing the Mayor to execute an agreement with e-Builder, Inc. to provide professional services for the master license and service agreement (\$251,100.63 / *Water Utilities / Budgeted – Utility Operating Budget Program 5523 Utility Engineering*) ♦ ●  
**APPROVED** 7 in favor, 0 opposed / Resolution No. R-45-23
  
18. Consent Agenda
  - A. Ordinance to abandon a portion of a public utility easement located in Stonebrook at Chaffee Crossing – Phase IV, an addition to the City of Fort Smith, Sebastian County, Arkansas (*Planning & Zoning*)  
**APPROVED** 7 in favor, 0 opposed / Ordinance No. 32-23
  
  - B. Ordinance to abandon a portion of a sanitary sewer easement located in the northwest quarter of the northeast quarter of Section 2, Township 8 North, Range 32 West, Fort Smith, Sebastian County, Arkansas (*North 50<sup>th</sup> Street*) (*Planning & Zoning*)  
**APPROVED** 7 in favor, 0 opposed / Ordinance No. 33-23
  
  - C. Resolution accepting a sanitary sewer easement located in the northwest quarter of the northeast quarter of Section 2, Township 8 North, Range 32 West, City of Fort Smith, Sebastian County, Arkansas (*North 50<sup>th</sup> Street*) (*Planning & Zoning*)  
**APPROVED** 7 in favor, 0 opposed / Resolution No. R-46-23
  
  - D. Resolution setting public hearing date on petition to vacate a portion of Leigh Avenue right-of-way (*Planning & Zoning*) ♦  
**APPROVED** 7 in favor, 0 opposed / Resolution No. R-47-23
  
  - E. Resolution authorizing Amendment No. 1 to the engineering services agreement for the May Branch Outfall Culvert Remediation, Project No. 21-06-E (\$191,215.00 / *Engineering / Budgeted – Sales Tax Program*) ♦  
**APPROVED** 7 in favor, 0 opposed / Resolution No. R-48-23
  
  - F. Resolution authorizing engineering services agreements for the design of projects in the 2023 Streets, Bridges and Associated Drainage Sales Tax Program (\$1,090,126.00 / *Engineering / Budgeted – Sales Tax Program*) ♦  
**APPROVED** 7 in favor, 0 opposed / Resolution No. R-49-23
  
  - G. Resolution authorizing the execution of a non-residential solid waste collection and disposal permit and agreement with Ozark Dumpster Service, LLC (*Solid Waste Services*)  
**APPROVED** 7 in favor, 0 opposed / Resolution No. R-50-23

- H. Resolution amending Resolution No. R-25-23 regarding the purchase of a Vermeer HG6000 grinder for the Solid Waste Services Department (\$908,762.00 / Solid Waste Services / Budgeted – Landfill Construction & Sinking Fund)  
**APPROVED** 7 in favor, 0 opposed / Resolution No. R-51-23

**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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**ADJOURN**

9:25 p.m.