

Bentonville City Council

Meeting Minutes

September 26, 2023

The City Council of Bentonville, Arkansas, met in regular session Tuesday, September 26, 2023, at 6:00 p.m., at City Hall, 305 S.W. A Street, Bentonville, Arkansas.

Present were Council Members Octavio Sanchez, Aubrey Patterson, Cindy Acree, Beckie Seba, Chris Sooter, Gayatri Agnew, Bill Burckart, and Holly Hook. Also present were Mayor Stephanie Orman, City Attorney Andrew Myers, Assistant to the Mayor Lisa Babington, who filled in for City Clerk Kirby Romines, the press, city staff, and the audience. Several members of the city staff and the public attended remotely via Zoom.

Mayor Orman called the meeting to order. Aleksander Dolomisiewicz, a Cub Scout from Pack 308, led everyone present in the Pledge of Allegiance, which was followed by a moment of silence in support of our armed forces.

Motion was made by Council Member Acree to approve the minutes of the September 12, 2023, meeting as presented, second by Council Member Sanchez. There was no discussion. Motion carried (8-0).

Motion was made by Council Member Sooter to suspend the rules regarding the reading of all ordinances on three separate days and further that all ordinances and resolutions be read by title only, second by Council Member Sanchez. There was no discussion. Motion carried (8-0).

I. New Business:

1. Resolution No. 9-26-23 A: A resolution adjusting the 2023 Budget to appropriate one hundred sixty thousand dollars (\$160,000.00) from Account #255050-49150 - Transfer Out-General into Account #105050-39192 - Transfer In-Impact/Capacity; further adjusting the same into various expense accounts; and for other purposes.

City Attorney Andrew Myers read the resolution by title only. Motion to approve by Council Member Sanchez, second by Council Member Acree. There was no discussion. Motion carried (8-0).

2. Resolution No. 9-26-23 B: A resolution authorizing the Mayor and City Clerk to enter into an amended agreement with Downtown Bentonville Inc.; and for other purposes.

Council Member Patterson asked if this amendment was only for this specific time and event. Council Member Acree mentioned that the event is moving because of how large the event is. Council Member Hook said they were okay with trying Toyland in a different location. David Wright, Parks & Recreation Director, explained that it is only for the Toyland event and to try it for this year.

City Attorney Andrew Myers read the resolution by title only. Motion to approve by Council Member Sanchez, second by Council Member Agnew. There was no discussion. Motion carried (8-0).

3. Resolution No. 9-26-23 C: A resolution adjusting the 2023 Budget to appropriate forty-five thousand dollars (\$45,000.00) from General Fund Balance to Account #102020-44420 - Vehicle Repairs and Maintenance; and for other purposes.

City Attorney Andrew Myers read the resolution by title only. Motion to approve by Council Member Sanchez, second by Council Member Burckart. There was no discussion. Motion carried (8-0).

4. Ordinance No. 2023-216: Ordinance vacating a utility easement located at Lot 18 of Harmon Grove at Central Park Addition Phase 3 to the City of Bentonville, Arkansas, Benton County Arkansas (VAC23-0014).

Mayor Orman declared a public hearing open for comments. There was no response, so Mayor Orman declared the hearing closed.

City Attorney Andrew Myers read the ordinance by title only. Motion to approve by Council Member Sanchez, second by Council Member Acree. There was no discussion. Motion carried (8-0).

5. Ordinance No. 2023-217: Ordinance vacating a utility easement located at Lot 15 of Highland Park Subdivision to the City of Bentonville, Arkansas, Benton County Arkansas (VAC23-0015).

Mayor Orman declared a public hearing open for comments. There was no response, so Mayor Orman declared the hearing closed.

City Attorney Andrew Myers read the ordinance by title only. Motion to approve by Council Member Sanchez, second by Council Member Burckart. There was no discussion. Motion carried (8-0).

6. Resolution No. 9-26-23 D: A resolution authorizing the Mayor and City Clerk to enter into an agreement with Garver, LLC, in the amount of six hundred thirteen thousand four hundred sixteen dollars (\$613,416.00); accepting a grant from ARDOT STBGP in the amount of five hundred thousand dollars (\$500,000.00); adjusting the 2023 Budget to recognize and appropriate said funds; and for other purposes.

Council Member Patterson asked why the dates in the paperwork read 2022. Dan Weese, the City Engineer, said the program goes on for multiple years, so that is why it has multiple years listed. Council Member Hook asked if the project would interfere with the church in that area. Dan Weese mentioned that it will be reviewed during the environmental impact study.

City Attorney Andrew Myers read the resolution by title only. Motion to approve by Council Member Sanchez, second by Council Member Burckart. There was no discussion. Motion carried (8-0).

7. Resolution No. 9-26-23 E: A resolution authorizing the Mayor and City Clerk to enter into an agreement with Bentonville Wesleyan Nazarene Church, for the purchase of Lot 1, D Street Addition Phase 2, Benton County, in the amount of one hundred thirty-nine thousand three hundred seven dollars (\$139,307.00), plus applicable closing cost; and for other purposes.

City Attorney Andrew Myers read the resolution by title only. Motion to approve by Council Member Sanchez, second by Council Member Burckart. There was no discussion. Motion carried (8-0).

- II. Utility Board - There were no items for the September 19, 2023, Utility Board Meeting

III. Planning:

1. Ordinance No. 2023-218: Ordinance accepting a lot split of the north half of Lot 10 and Lot 32 of Clark's Addition; creating new Lots 34, 35, & 36 of Clark's Addition to the City of Bentonville, Arkansas; and for other purposes (Project No. LS23-0047).

[Applicant: Freeman, Steven M & Julie P Trustees;

Location: 206 Southwest Glover Street]

City Attorney Andrew Myers read the ordinance by title only. Motion to approve by Council Member Sanchez, second by Council Member Burckart. There was no discussion. Motion carried (8-0).

2. Ordinance No. 2023-219: Ordinance accepting a property line adjustment of a part of Lots 4, 5, & 6, Block 26 of Deming's 2nd Addition & a part of Lot 26, Block 1, Crabtree Addition; creating new Lot 1 of Pura Vida Addition the City of Bentonville, Arkansas; and for other purposes (Project No. PLA23-0018).

[Applicant: Katie Christian;

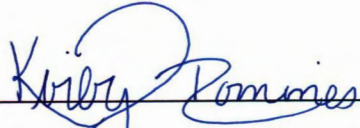
Location: Northwest B Street]

City Attorney Andrew Myers read the ordinance by title only. Motion to approve by Council Member Sanchez, second by Council Member Burckart. There was no discussion. Motion carried (8-0).

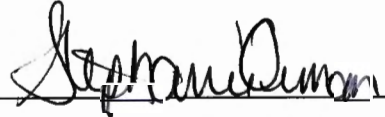
Mayor Orman adjourned the meeting. Motion to adjourn by Council Member Burckart, second by Council Member Hook.

Mayor Orman recognized those in attendance from Boy Scouts and allowed them to introduce themselves. Council Member Patterson and Council Member Acree commented on the Format Festival, how there were minimal noise and traffic complaints from constituents, and thanked all those involved from the Bentonville Police Department and others. Mayor Orman reminded the council of the Bentonville Connections event on Thursday, September 28th, the Community Blood Drive, and the Developers Forum.

The next Bentonville City Council meeting will be on October 10, 2023.



Kirby Romines, City Clerk



Stephanie Orman, Mayor

