



**City Council
Meeting Agenda
April 9, 2024
6:00 PM
Bentonville City Hall**

Note – The public, members of the City Council, and City staff, may have the option to attend this meeting by remote means. For public health reasons, those who attend in person should keep in mind hygiene, the use of facial coverings, and social distancing.

Public comments can be submitted by email submitted to cc.comments@bentonvillear.com by at least 4:00 p.m. on the day of the meeting. Those comments will be communicated to the members of the Council and the Mayor. Accommodation has also been made to allow Bentonville citizens to make “live” public comments orally in the event they cannot attend the meeting in person. To do so, please send an email indicating a desire to make public comments remotely to cc.comments@bentonvillear.com by at least 1:00 p.m. on the day of the meeting and a reply email will be sent with instructions about how your comments can be made. Making comments will require you to register with your name, address, phone number and email address. The pre-existing limitations (3 minutes) and procedures with respect to oral public comments will still apply.

*If you would like to attend virtually, please register at the following link by 4:00 p.m. on April 9, 2024:

https://us02web.zoom.us/webinar/register/WN_52uicJokS9u48PuINsEaVA

Council Questions/Discussion concerning the Business Meeting

Call to Order

Pledge of Allegiance

Moment of Silence

Roll Call

Approval of Minutes: March 26, 2024

I. New Business - Public Comment to be Heard with Agenda Item

1. **Proclamation recognizing "National Public Safety Telecommunicator Week"** **Proclamation**
Proclamation recognizing the Bentonville Emergency Communications Center for "National Public Safety Telecommunicator Week"- April 14-20, 2024.
2. **Proclamation recognizing "National Animal Control Officer Appreciation Week"** **Proclamation**

Proclamation recognizing the Bentonville Animal Services for "National Animal Control Officer Appreciation Week"- April 14-20, 2024.

3. **Resolution recognizing Twelve (12) Police Vehicles as Surplus and Available for Trade** **Resolution**

Resolution declaring twelve (12) police department vehicles as surplus property and available for trade to Superior Automotive Group under their trade-in program for emergency vehicles. No budget adjustment is needed.
4. **Ordinance to Waive Competitive Bidding to Purchase an Awning at the Police Training Facility** **Ordinance***

Ordinance to approve a waiver of competitive bidding for a shelter (awning) by Play by Design, Inc., in the amount of \$72,489.00 at the police training facility. No budget adjustment is needed.
5. **Ordinance approving an Amendment to Article 58-V Noise** **Ordinance***

Approving an amendment to Article 58-V Noise to add a description of the administration partnership between police department and code enforcement and delete Sec. 58-107 Unreasonable or Excessive Noise Prohibited which is vague and unmeasurable for enforcement purposes. No budget adjustment is needed.
6. **Ordinance to enter an Agreement with Pyro Shows, Inc. for the City July 4th Fireworks Show** **Ordinance***

Ordinance to waive competitive bidding and enter into an agreement with Pyro Shows, Inc. to provide our fireworks display for the 4th of July Celebration at Orchards Park for 2024. Pyro Shows have provided our display for the last several years, and are familiar with our site, safety considerations, and processes. No budget adjustment is required.
7. **An Ordinance Proposing the Detachment and Annexation of Property at the Owner's Request** **Ordinance***

Approve an ordinance requesting to detach certain land from Centerton and annex the same into Bentonville, by the property owner. If approved by Bentonville, this process will be submitted to Centerton for consideration. No Budget Adjustment is needed.
8. **Resolution to enter into an Agreement with 1st Employment Staffing for Temporary Staffing Services** **Resolution**

Resolution authorizing the Mayor and City Clerk to enter into an Agreement with 1st Employment Staffing to provide temporary staffing services for City Departments per the attached Contract. The Contract with 1st Employment will be for one year, renewable annually for a maximum term of three years. No Budget Adjustment is needed.
9. **Resolution to enter into an Agreement with Snelling for Temporary Staffing Services** **Resolution**

Resolution authorizing the Mayor and City Clerk to enter into an Agreement with Snelling to provide temporary staffing services for City Departments per the attached Contract. The Contract with Snelling will be for one year, renewable annually for a maximum term of three years. No Budget Adjustment is needed.

10. **Resolution to enter into an Agreement with Staffmark Group for Temporary Staffing Services** **Resolution**
Resolution authorizing the Mayor and City Clerk to enter into an Agreement with Staffmark Group to provide temporary staffing services for City Departments per the attached Contract. The Contract with Staffmark Group will be for one year, renewable annually for a maximum term of three years. No Budget Adjustment is needed.
11. **Resolution entering into an Agreement for Renewal of Cyber Security Services** **Resolution**
Authorizing an agreement with Heartland Business Systems for Renewal of Cyber Security Services through participation in TIPS Contract #220105. No Budget Adjustment is needed.
12. **Resolution Setting Public Hearing for Utility Easement Vacation (VAC24-0002)** **Resolution**
Approve Resolution to set Public Hearing for April 23, 2024 for a Utility Easement Vacation located at Lot 10 and Lot 11 of Loesche Subdivision (VAC24-0002).
13. **Resolution to Purchase Madvac Sub Compact Sweeper** **Resolution**
Resolution to award bid to River City Hydraulics Inc. through participation in the Sourcewell Cooperative Contract, to purchase MADVAC LS175 Sub Compact Sweeper in the amount of \$141,550.24 plus applicable taxes. No Budget Adjustment is needed.
14. **Resolution approving Change Order #1 of the Design Contract for the Adult Recreation Center** **Resolution**
A resolution to approve a Change Order #1 in the amount of \$38,880.00 to the Professional Services Agreement with Hight Jackson Associates for the design of the Bentonville Adult Recreation Center. No budget adjustment is needed.
15. **Resolution recognizing \$400,000.00 in ARDOT TAP Grant Funding** **Resolution**
City of Bentonville Parks is requesting acceptance of Federal Aid Transportation Alternatives Program Funds (TAP) to be utilized for the construction of the Southwest Bentonville Trail. No Budget Adjustment is needed.
16. **Resolution for a Budget Adjustment Recognizing \$167,796.00 for the Bentonville Municipal Airport** **Resolution**
Resolution moving \$167,796.00 in previously received funds from a Through the Fence agreement to the Bentonville Municipal Airport budget from general fund reserves. A budget adjustment is needed to move the funds.

II. Utility Board

1. **Resolution to Award Bid IFB-24-16 Re-Bid for Electrical Material** **Resolution**
A Resolution authorizing the Mayor and City Clerk to enter into an agreement awarding bid IFB-24-16, to Techline and Arkansas Electric. Approved by Utility Board 5-0. No budget adjustment is needed.
2. **Resolution to Award Bid IFB 24-01 to Valmont Industries, Inc for \$993,976.00** **Resolution**
Approving a resolution to award IFB 24-01 for the steel poles for the transmission line connection between Substation "G" and Substation "I" to Valmont Industries, Inc. for

\$993,976.00, plus applicable taxes. Approved by Utility Board 5-0. No budget adjustment is needed.

III. Planning

1. **Lot Split - Lots 225 and 226 of the Original Town of Bentonville Subdivision - 301 West Central Avenue (LS22-0030)** **Ordinance***

The Planning Commission voted 7-0, recommending approval.

An Ordinance Accepting A Lot Split Of Lot 147A Of The Original Town Of Bentonville Subdivision Creating New Lots 225 And 226 Of The Original Town Of Bentonville Subdivision To The City Of Bentonville, Arkansas; And For Other Purposes.

2. **Lot Split - Lots 29 and 30, Block 11 of W.A. Burks Addition - 1215 Fillmore Street (LS24-0004)** **Ordinance***

The Planning Commission voted 7-0, recommending approval.

An Ordinance Accepting A Lot Split Of Lot 21, Block 11 Of W.A. Burks Addition Creating New Lots 29 And 30, Block 11 Of W.A. Burks Addition To The City Of Bentonville, Arkansas; And For Other Purposes.

3. **Lot Split - Lots 13 and 14, Block 3 of Fairfield Addition - 908 Southeast G Street (LS24-0006)** **Ordinance***

The Planning Commission voted 7-0, recommending approval.

An Ordinance Accepting A Lot Split Of Lot 2, Block 3 Of Fairfield Addition Creating New Lots 13 And 14, Block 3 Of Fairfield Addition To The City Of Bentonville, Arkansas; And For Other Purposes.

4. **Lot Split - Lots 1 and 2 of the Cottages at Simpson Farms Subdivision - 3179 AR Highway 112 (LS24-0008)** **Ordinance***

The Planning Commission voted 7-0, recommending approval.

An Ordinance Accepting A Lot Split Of Previously Unplatted Land Creating New Lots 1 And 2 Cottages At Simpson Farms Subdivision To The City Of Bentonville, Arkansas; And For Other Purposes.

5. **Lot Split - Lot 1 of Marsiglio Subdivision - 505 Northeast 2nd Street (PLA24-0004)** **Ordinance***

The Planning Commission voted 7-0, recommending approval.

An Ordinance Accepting A Lot Split Of Previously Unplatted Land Creating New Lot 1 Of Marsiglio Subdivision To The City Of Bentonville, Arkansas; And For Other Purposes.

6. **Lot Split - Lot 38 of Clark's Addition - 208 Southwest E Street (PLA24-0005)** **Ordinance***

The Planning Commission voted 7-0, recommending approval.

An Ordinance Accepting A Lot Split Of North 75' Of Lot 14 Of Clark's Addition Creating New Lot 38 Of Clark's Addition To The City Of Bentonville, Arkansas; And For Other Purposes.

7. **Future Land Use Map Amendment - 0806 Investments LLC - Open Space to Medium Density Residential (MDR) - 1202 Northwest A Street (RZ24-0006)** **Resolution**

The Planning Commission voted 6-1, recommending approval.

A Resolution Amending The City Of Bentonville Future Land Use Map For A Specific Area From Open Space To Medium-Density Residential; And For Other Purposes.

8. **Rezoning - 0806 Investments LLC - R-1, Low-Density Single-Family Residential to R-2, Medium Density Two Family and Townhome Residential - 1202 Northwest A Street (RZ24-0006)** **Ordinance***

The Planning Commission voted 6-1, recommending approval.

An Ordinance Changing Real Estate In The City Of Bentonville, Arkansas, From Its Present Zoning Classification Of R-1, Low Density Single Family Residential To R-2, Medium Density Two Family and Townhome Residential; And For Other Purposes.

9. **Future Land Use Map Amendment - URAR 413 LLC - High Density Residential (HDR) to Downtown Commercial - 413 Southeast 4th Street (RZ24-0007)** **Resolution**

The Planning Commission voted 6-0, recommending approval.

A Resolution Amending The City Of Bentonville Future Land Use Map For A Specific Area From High-Density Residential To Downtown Commercial; And For Other Purposes.

10. **Rezone - URAR 413 LLC - R-3, Medium-High Density Multifamily Residential to DE, Downtown Edge - 413 Southeast 4th Street (RZ24-0007)** **Ordinance***

The Planning Commission voted 7-0, recommending approval.

An Ordinance Changing Real Estate In The City Of Bentonville, Arkansas, From Its Present Zoning Classification Of R-3, Medium-High Density Multifamily Residential To DE, Downtown Edge; And For Other Purposes.

11. **Rezone - Dallaire - R-1, Low-Density Single-Family Residential to DN-2, Downtown Medium Density Residential - 206 Southwest F Street (RZ24-0008)** **Ordinance***

The Planning Commission voted 7-0, recommending approval.

An Ordinance Changing Real Estate In The City Of Bentonville, Arkansas, From Its Present Zoning Classification Of R-1, Low Density Single Family Residential To DN-2, Downtown Medium-Density Residential; And For Other Purposes.

12. **Rezone - Manning - R-1, Low-Density Single-Family Residential to DN-2, Downtown Medium Density Residential - 1003 Northwest A Street (RZ24-0009)** **Ordinance***

The Planning Commission voted 7-0, recommending approval.

An Ordinance Changing Real Estate In The City Of Bentonville, Arkansas, From Its Present Zoning Classification Of R-1, Low Density Single Family Residential To DN-2, Downtown Medium-Density Residential; And For Other Purposes.

13. **Ordinance - Street Specifications -** **Ordinance***

The Planning Commission voted 7-0, recommending approval.

Approval of an ordinance amending the Street Specifications.

14. **Cottage Zoning -** **Ordinance***

The Planning Commission voted 7-0, recommending approval.

Approval of an ordinance amending the Zoning Code to establish cottage courts as an acceptable land use.

IV. Other Business/Announcements/Comments

Adjournment

Public Comments Concerning Matters of City Related Business