



**City Council
Meeting Agenda
July 23, 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.

Bentonville residents can make public comments in the following ways:

- Public comments can be made in person at the meeting which is held at 305 SW A Street in Council Chambers.
- Public comments can be submitted by email to cc.comments@bentonvillear.com by at least 4:00 p.m. on the day of the meeting. This email includes the Mayor and City Council email addresses.
- Public comments can be made virtually by registering for the Council meeting at the Zoom link listed below. This requires you to register with your name, address, phone number and email address. The pre-existing limitations (3 minutes) and procedures concerning 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 July 23, 2024:

https://us02web.zoom.us/webinar/register/WN_1wdgZa9TQdqiGzEAMI0Evg

Council Questions/Discussion Concerning the Business Meeting

Call to Order

Pledge of Allegiance

Moment of Silence

Roll Call

Approval of Minutes: July 9, 2024

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

1. Appointment of Reagan Roth to the Tree and Landscape Advisory Committee

Appointment

Appointment of Reagan Roth to fill the unexpired term of Position 1 on the Tree and Landscape Advisory Committee. This will be Ms. Roth's first term which will expire on December 31, 2026.

2. Resolution to Approve the 2024 Annual Action Plan for the CDBG Program

Resolution

- Approval of the 2024 Annual Action Plan (AAP) for the CDBG Program. No budget adjustment is needed.
3. **Resolution Amending Resolution 1-23-24C correcting the amount due to Garver Engineering** **Resolution**
A Resolution amending Resolution 1-23-24C, which authorized work order no. 4 with Garver Engineering, to correct the amount from the total project cost to the actual amount due to Garver, which is \$79,650.00. No budget adjustment is needed.
 4. **Resolution Authorizing Change Order No. 2 with Sy-Con for VBT Hangar Development Access** **Resolution**
A resolution authorizing Change Order no. 2 with Sy-Con Excavation and Utilities, LLC, in an amount not to exceed \$527,409.11, for construction of a hangar access road at the Bentonville Municipal Airport. No budget adjustment is needed.
 5. **Public Hearing and Ordinance vacating Utility Easement (VAC24-0005)** **Ordinance***
Hold Public Hearing and approval of Ordinance vacating a Utility Easement Vacation located at Lot 16, Block 15 of Deming's 2nd Addition (VAC24-0005).
 6. **Ordinance to Waive Competitive Bidding - Ka-Comm for Tornado Siren Repairs and Upgrades** **Ordinance***
Ordinance with an emergency clause to waive bids to upgrade and repair 16 tornado siren locations. Our tornado siren network is tied to the old radio system. After the storm on May 26th the repeater for the system was damaged significantly. The upgrades and repairs will migrate our tornado siren network over to the new public safety radio system. The work and maintenance would be performed by Ka-Comm our current radio system maintenance provider. A budget adjustment is needed.
 7. **Resolution for the Purchase of Two (2) 2026 Braun Liberty Ambulances** **Resolution**
Resolution authorizing the purchase of two 2026 Braun Liberty Ambulances through Pinnacle EVS, in an amount not to exceed \$800,000.00 plus applicable taxes. These ambulances will replace two 2016 Excellence Ambulances. This is an approved budget item for 2024. No budget adjustment is needed.
 8. **Resolution to Surplus a Police Vehicle and Transfer Ownership to Arkansas Municipal League** **Resolution**
Resolution to declare a 2015 Chevrolet Tahoe 5W4 (Unit#2010-54; VIN 1GNSK3EC5FR572006) as surplus property and transfer ownership and title to Arkansas Municipal League (ARML). No budget adjustment is needed.
 9. **Resolution to Accept a Grant from the Walton Family Foundation for the Arkansas/Missouri Trail** **Resolution**
Resolution to accept a grant from the Walton Family Foundation in the amount of \$175,875.00. A budget adjustment is needed to recognize said funds.
 10. **Resolution for Agreement with CEI - Design & Engineering Services for the Arkansas/Missouri Trail** **Resolution**

Resolution authorizing the Mayor and City Clerk to enter into an agreement with CEI for design and engineering services in the amount of \$175,875.00 for the Arkansas/Missouri Trail project. No budget adjustment is needed.

II. Utility Board

1. **Resolution Approving a Budget Adjustment for the Lease of Equipment for Storm Debris** **Resolution**
Staff is requesting the approval of a budget adjustment in order to fund the Service Contract Lease Agreement with Crossland Heavy Contractors, Inc. for a Caterpillar Frontend Loader 950M for the assistance of removal of grinding and storm debris. Contract included an operator and equipment to help process storm debris material. Approved by Utility Board 5-0. A budget adjustment is needed.
2. **Ordinance to Amend Deposits and Fees for Utility Billing** **Ordinance***
The Utility Billing Department is requesting approval to update our deposit and fees for services. Approved by Utility Board 5-0. No budget adjustment is needed.
3. **Resolution approving a Change Order and Budget Adjustment for the Electric AMI Project** **Resolution**
A change order and budget adjustment to Resolution 1-10-23C for additional meters for the Electric AMI project for \$95,500.08. Total cost of the project will be \$5,954,401.13. Approved by Utility Board 5-0. A budget adjustment is needed.

III. Planning

1. **Rezoning - Lopez- R-1, Low-Density Single-Family Residential to DN-2, Downtown Medium Density Residential - 501 Northwest C Street (RZ24-0024)** **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.
2. **Rezoning - Kirchhofer- R-1, Low-Density Single-Family Residential to DN-1, Downtown Low Density Residential - 515 Jefferson Street (RZ24-0026)** **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-1, Downtown Low-Density Residential; And For Other Purposes.
3. **Planned Unit Development - Walmart Campus PUD Revision 10 - Southeast 8th Street (PUD20-0002)** **Ordinance***

The Planning Commission voted 7-0, recommending approval.

An Ordinance Amending ORD 2024-90; And For Other Purposes.

4. **Appointment of Doug Bryant to the Planning Commission** **Appointment**

Appointment of Doug Bryant to the Bentonville Planning Commission effective August 1, 2024 to a five-year term that expires on July 1, 2029. This will be Doug Bryant's first term.

5. **Appointment of Ifeoma Ibekwe to the Planning Commission** **Appointment**

Appointment of Ifeoma Ibekwe to the Bentonville Planning Commission effective August 1, 2024 to a five-year term that expires on July 1, 2029. This will be Ifeoma Ibekwe's first term.

IV. Discussion Items

1. **Control Burn Enforcement Extension** **Informational**

V. Other Business/Announcements/Comments

Adjournment

Public Comments Concerning Matters of City Related Business