



**City Council
Meeting Agenda
September 10, 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 September 10, 2024:

https://us02web.zoom.us/webinar/register/WN_HjGwMMQqTYeZ6Wk68P9jRA

Council Questions/Discussion Concerning the Business Meeting

Call to Order

Pledge of Allegiance

Moment of Silence

Roll Call

Approval of Minutes

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

- 1. September Residential Landscape Award - 306 Southwest 3rd Street** **Landscape Award**
Recognition by City Council of the landscaping of residential property at 306 SW 3rd street. The property was selected by the Tree & Landscape Advisory Committee and is the September 2024 Residential Landscaping of the Month award winner.
- 2. Resolution approving Installation of Artwork on Public Property - "All Bike(r)s Welcome"** **Resolution**

- A resolution to install artwork, "All Bike(r)s Welcome" by Paige Dirsken, in the trail tunnel at SW 3rd St, just south of Coler Park. No budget adjustment is needed.
3. **Future Land Use Map Amendment Low-Density Residential to Medium Density Residential** **Resolution**
Resolution amending the City of Bentonville Future Land Use Map for a specific area from Low-Density Residential to Medium-Density Residential; and for other purposes. No budget adjustment is needed.
 4. **Ordinance authorizing Issuance of 2024 Revenue Bond** **Ordinance***
Approve an Ordinance authorizing the issuance of a combined Electric, Water and Sewer system revenue bond for the purpose of financing the cost of improvements to the Water Resource Recovery Facility.
 5. **Public Hearing and Ordinance vacating Utility/Drainage Easement (VAC24-0007)** **Ordinance***
Public Hearing and approval of Ordinance vacating a Utility/Drainage Easement Vacations located at Lot 4, Block 3 of Edgar Estates Subdivision (VAC24-0007).
 6. **Resolution approving Little Osage Trib 2 Ph 2 Drainage Improvements - Crafton Tull Amendment 5** **Resolution**
Staff recommends approving an amendment with Crafton Tull for additional professional services. Additional services include bidding services, construction redesign, easement documentation, and project management. No budget adjustment is needed.
 7. **Resolution approving SE Walton and SE J Street Intersection - Garver Amendment 1** **Resolution**
Staff recommends approving an amendment with Garver for additional professional services. In general, the additional services include additional bidding services, value engineering which resulted in cost savings and geotechnical services. No budget adjustment is needed.
 8. **Resolution approving SE Walton and SE Medical Center Parkway Intersection - Garver Amendment 1** **Resolution**
Staff recommends approving an amendment with Garver for additional professional services. In general, the additional services include additional bidding services, value engineering which resulted in cost savings, geotechnical services and additional fees for construction inspection. No budget adjustment is needed.
 9. **Resolution to Award Bid IFB-24-53 to Grant Garrett Excavating for the 2024 Street Overlay** **Resolution**
Resolution to award bid IFB-24-53 to Grant Garrett Excavating in the amount of \$488,069.05 for the 2024 Overlay of Bentonville Streets. Grant Garrett Excavating was the only responsive bid received. A budget adjustment is needed.
 10. **Resolution approving the Application and Acceptance of FAA-AIG Grant** **Resolution**

A resolution authorizing the application and acceptance of a FAA-AIG grant, in the amount of \$566,553.00 from the Federal Aviation Administration, for the previously constructed runway 18-36 lighting reconstruction project. No budget adjustment is needed.

11. Resolution approving the Application and Acceptance of FAA-AIP Grant Taxiway B **Resolution**

A resolution authorizing the application and acceptance of a grant from the Federal Aviation Administration, in the amount of \$1,255,314.00, to fund construction of the Southeast Taxiway B Extension. No budget adjustment is needed.

II. Utility Board - No Meeting Held on September 3, 2024

III. Planning

1. Property Line Adjustment - Lot 24 of Corley's Addition - 212 Southwest F Street (PLA24-0018) **Ordinance***

The Planning Commission voted 7-0 on September 3rd, recommending approval.

An Ordinance Accepting A Property Line Adjustment Of Lot 1 Of Corley's Addition Creating New Lot 24 Of Corley's Addition To The City Of Bentonville, Arkansas; And For Other Purposes.

2. Lot Split - Lots 17, 18, & 19, Block 2 of Armstrong Addition - 413 Southeast 4th Street (LS24-0024) **Ordinance***

The Planning Commission voted 7-0 on September 3rd, recommending approval.

An Ordinance Accepting A Lot Split Of Lot 10, Block 2 Of Armstrong Subdivision Creating New Lots 17, 18, And 19, Block 2 Of Armstrong Subdivision To The City Of Bentonville, Arkansas; And For Other Purposes.

IV. Other Business/Announcements/Comments

Adjournment

Public Comments Concerning Matters of City Related Business



City of Bentonville, Arkansas Agenda Item Form

Item Details

Council Meeting Date:	9/10/2024	Submitted By:	Taylor Allen
Phone:	479-271-3122	For Department(s):	Planning
Email:	tallen@bentonvillear.com		

Item Type (Check all that apply)

☒ Informational	☐ Bid Award	☐ Enter into an Agreement	☐ Change Order
☐ Recognizing Funds	☐ Budget Adjustment	☐ Waiver of Bid	☐ Emergency Clause
☐ Ordinance	☐ Resolution	☐ Informational	

Title, Recommendation & Justification

Title:	September Residential Landscape Award - 306 Southwest 3rd Street
Action Recommendation & Justification:	Recognition by City Council of the landscaping of residential property at 306 SW 3rd street. The property was selected by the Tree & Landscape Advisory Committee and is the September 2024 Residential Landscaping of the Month award winner.
Additional Comments for Consideration (Optional):	
Amount for Approval:	\$

Budget Impact

Is this Item Budgeted? ☐ YES ☐ NO ☒ ITEM HAS NO COST ☐ OTHER: _____

Budget Adjustment (to be completed by Finance when applicable)

Account Number (ORG-OBJECT)	Account Description	Expense	Revenue
		\$	\$
		Expense	Revenue
Account Number (ORG-OBJECT)	Account Description	\$	\$
		Expense	Revenue
Account Number (ORG-OBJECT)	Account Description	\$	\$
		Expense	Revenue
Account Number (ORG-OBJECT)	Account Description	\$	\$
		Expense	Revenue

Fund(s) Impacted

(check all that apply)

☐ General Fund ☐ Utility Fund ☐ Street Fund ☐ Other(s): _____

Budget Impact Notes for Consideration (Optional):

City of Bentonville, Arkansas

City Hall

305 SW A Street Bentonville, AR 72712

www.bentonvillear.com

Please Recycle!

**Residential Landscaping of the Month Award
September 2024**

Presented to:

Ted & Suzanne Lennard
306 SW 3rd Street
Bentonville, Arkansas



Presented by:

Tree & Landscape Advisory Committee
City of Bentonville, Arkansas



Mayor Stephanie Orman

9/10/2024

Date





City of Bentonville, Arkansas Agenda Item Form

Item Details

Council Meeting Date:	9/10/2024	Submitted By:	Shelli Kerr
Phone:	479-271-6822	For Department(s):	Planning
Email:	skerr@bentonvillear.com		

Item Type (Check all that apply)

☐ Informational	☐ Bid Award	☐ Enter into an Agreement	☐ Change Order
☐ Recognizing Funds	☐ Budget Adjustment	☐ Waiver of Bid	☐ Emergency Clause
☐ Ordinance	☒ Resolution	☐ Informational	

Title, Recommendation & Justification

Title:	Resolution approving Installation of Artwork on Public Property - "All Bike(r)s Welcome"
Action Recommendation & Justification:	A resolution to install artwork, "All Bike(r)s Welcome" by Paige Dirsken, in the trail tunnel at SW 3rd St, just south of Coler Park. No budget adjustment is needed.
Additional Comments for Consideration (Optional):	This artwork was recommended by the Public Art Advisory Committee and is on the Sept. 9 Parks and Recreation Advisory Board agenda. The artwork is funded with a grant from the Bentonville Moves Coalition with additional funding from the Bentonville Advertising and Promotions Commission. Besides site preparation and applying a sealant, there is no cost to the city.
Amount for Approval:	\$

Budget Impact

Is this Item Budgeted? ☐ YES ☐ NO ☒ ITEM HAS NO COST ☐ OTHER: _____

Budget Adjustment (to be completed by Finance when applicable)

Account Number (ORG-OBJECT)	Account Description	Expense	Revenue
Account Number (ORG-OBJECT)	Account Description	\$	\$
Account Number (ORG-OBJECT)	Account Description	\$	\$
Account Number (ORG-OBJECT)	Account Description	\$	\$
Account Number (ORG-OBJECT)	Account Description	\$	\$

Fund(s) Impacted

(check all that apply)

☐ General Fund ☐ Utility Fund ☐ Street Fund ☐ Other(s): _____

Budget Impact Notes for Consideration (Optional):

City of Bentonville, Arkansas

City Hall

305 SW A Street Bentonville, AR 72712

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Please Recycle!

MEMO

To: Mayor Stephanie Orman and Bentonville City Council

From: Shelli Kerr, AICP, Comprehensive Planning Manager

On behalf of: Bentonville Public Art Advisory Committee and Bentonville Public Library

CC date: September 9, 2024

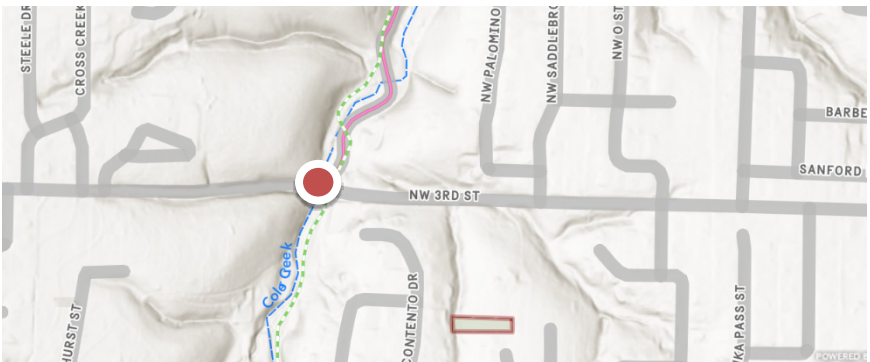
RE: Art on Public Property – All Bike(r)s Welcome



Request. Approval of a resolution to install artwork, *All Bike(r)s Welcome* by Paige Dirsken, in the trail tunnel at SW 3rd St, just south of Coler Park.



Description. The proposed mural celebrates the beauty of Bentonville's cycling corridor and encourages inclusivity in our cycling community to give visitors and residents a sense of belonging in this space. Community members will be invited to help paint the mural to foster placemaking and an investment in community. Artist Paige Dirksen has extensive experience with facilitating community mural projects. This mural is in collaboration with the nonprofit group, All Bikes Welcome, based in Northwest Arkansas. Their mission is to build more racial equity and gender diversity in cycling by providing free and low-cost outdoor programming in the Northwest Arkansas corridor.



Year: To be created in 2024. *Medium:* acrylic paint. *Size:* 10' high x 52" wide.

Display Site. Interior wall of trail tunnel at SW 3rd Street, south of Coler Park.

Display Period. Permanent with life expectancy of seven to ten years.

Funding. Artist Paige Dirksen was awarded a Bentonville Moves Coalition grant of \$2,500 to execute this mural. The Bentonville Advertising and Promotion Commission is providing an additional \$1,700. The Parks and Recreation Department will provide power washing prior to installation and apply an anti-graffiti sealant. There is no other cost to the city.

Recommendation. This artwork was recommended by the Public Art Advisory Committee and is on the agenda for the Parks and Recreation Advisory Board Monday, Sept. 9.

From: noreply@civicplus.com
To: [Shelli Kerr](#)
Subject: Online Form Submittal: Public Art Proposal
Date: Sunday, August 4, 2024 12:05:16 PM

Public Art Proposal

Proposal for Public Art

Type of Proposal	Unsolicited Proposal
Date	8/4/2024
Is the project a collaboration among multiple artists?	Yes
Is the project curated by someone or an organization other than the artist?	No

1) ARTIST INFORMATION

Complete this section with the primary artist's information. If this is a collaborative project with multiple artists, we will reach out for additional information on the other artists.

Name	Paige Dirksen
Address	[REDACTED]
City	BELLA VISTA
State	AR
Zip Code	72714
Email Address	[REDACTED]
Phone Number	[REDACTED]
Upload artist resume / CV	PaigeDirksenResume.pdf
Artist portfolio	Paige Dirksen - mural portfolio.pdf
Artist website	https://www.paigedirksen.com/

2) CURATOR CONTACT INFORMATION

Complete this section with the primary contact of the curator of this project, if applicable. If the project is being submitted by the artist, proceed to Section 3) Artwork Details.

Name	<i>Field not completed.</i>
Title	<i>Field not completed.</i>
Organization Name	<i>Field not completed.</i>
Street Address	<i>Field not completed.</i>
City	<i>Field not completed.</i>
State	<i>Field not completed.</i>
Zip Code	<i>Field not completed.</i>
Email Address	<i>Field not completed.</i>
Phone Number	<i>Field not completed.</i>

3) ARTWORK DETAILS

Title of artwork	All Biker(s) Welcome
Medium	exterior masonry primer and acrylic paint
Height	10'
Width and depth	52'
Can the artwork be scaled smaller or larger?	Yes
Description of artwork	see attached
Upload description of artwork	ABW Mural.pdf
Upload image of artwork	ABW mural (1).pdf

4) INSTALLATION AND MAINTENANCE

Is the proposal for temporary or	Permanent
----------------------------------	-----------

permanent display?

If temporary, what is the requested display period?

Not applicable

Is the artwork already complete?

No

If yes, artwork is complete, is it currently on display?

Not applicable

If artwork is currently on display, when will it be available?

Field not completed.

If no, artwork is not complete, how much time is needed for fabrication?

1-2 months

Is the artwork best suited for indoor or outdoor display?

Outdoor

Is a foundation required to install the artwork?

No

If a foundation is required, indicate the size and shape needed.

Field not completed.

Does the artwork require access to electricity?

No

Does the artwork require access to water?

No

What is the life expectancy of the artwork?

7-10 years

Are there any special maintenance needs for

Not sure

this artwork?

If there are maintenance needs, please describe here.	Since this is the location of graffiti activity in the past, it would be recommended to cover the artwork with an anti-graffiti coating. Since the mural includes a message of inclusivity, this may be a good way to protect the city's investment against any hate speech or future graffiti.
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5) BUDGET & FUNDING

(a) Material costs	\$1500
Describe materials costs.	Exterior masonry primer (Sherwin Williams Loxon), exterior acrylic paint (Sherwin Williams Latitude), vinyl stencils, brushes, rollers, gloves, spray tips, tarps, masking supplies, and tape.
(b) Production costs	\$500
Describe production costs.	Rental of Scaffold/ladder and spray gun
(c) Installation costs	\$0
Describe installation costs.	NA
(d) Total fabrication budget	2,000
(e) Artist's fee	2,200
(f) Travel costs	\$0
(g) Total budget	4,200
What is the planned funding for this proposal?	Not determined.

Email not displaying correctly? [View it in your browser.](#)

This mural is in collaboration with the nonprofit group, All Bikes Welcome, based out of Northwest Arkansas. Their mission is to build more racial equity and gender diversity in cycling by providing free and low-cost outdoor programming in the Northwest Arkansas corridor. The main artist, Paige Dirksen, was awarded a Bentonville Moves Coalition grant of \$2,500 to execute this mural. The goal of the mural is to celebrate and beautify our cycling corridor in Bentonville, as well as encourage inclusivity in our cycling community and make all visitors and residents feel a sense of belonging in this space. We would like to invite some members of the community to help out with painting the mural to foster placemaking and an investment in community. Paige Dirksen has extensive experience with facilitating community mural projects and will ensure a quality product while getting to involve others.

We would like to be able to use the tunnel on 3rd street in Bentonville as the mural location. Since this area is bigger than the original plans for the mural, we would like to find additional funding to be able to fill up the entire wall, especially since there is currently graffiti on the wall. With the current funding, we would be able to paint the mural at roughly 25'x10' of the wall. If an additional \$1,700 was secured, we would be able to span the mural the entire length of the wall (see attached photos).

Additionally, we are requesting that the city help power wash the wall to ensure a clean surface for application. If the city would like to protect this investment and increase longevity of the mural, we would also encourage an anti graffiti coating applied on top of the design, especially since this has been a past location for graffiti activity. The anti graffiti coating is not included in this quote.

If funding is awarded (or just approval of the site for the smaller mural), we are available to execute this mural in the next 2 months. Example timeline would be as follows:

August 5: Parks and Recreation Advisory Board meeting
August 13: Public Art Advisory Board meeting
August 27: City Council Meeting/final approval
Sep 2 - 27: Mural application

Since this is for a nonprofit organization, the budget requested for this project is lower than normally charged for this scale of project. Typical mural prices for Paige Dirksen Studio (and most local muralists) start around \$15/sq ft. This project calculates out to around \$8/sq ft (for the full wall), and \$10/sq ft (for the smaller option). Please note that the artist fee exceeds the 20% recommended because the artist will be the one executing the mural and will be using personal supplies. Artist fees include design fees, application of the mural, and facilitation of volunteers.

Once complete, we would like to plan an unveiling and some community bike rides to begin at this mural as a way to highlight the work that All Bikes Welcome does in our community and to gather people of all backgrounds and abilities.



Smaller mural size (10'x25') 250 sq ft.

**Could execute this size with the BMC grant funding of \$2,500 (\$10/sq ft)*



Larger mural option (10'x52') 520 sq ft.

**Could execute this size with an additional \$1,700 in funding (\$4,200 total ~ \$8/sq ft)*

PAIGE DIRKSEN

CONTACT

 563-599-0732
 paigedirksen@gmail.com
 www.paigedirksen.com
 Bella Vista, Arkansas

EDUCATION

Master of Arts
Art Therapy Counseling

Southern Illinois University
Edwardsville, IL
Graduated December 2011

Bachelor of Arts
Studio: Printmaking/Psychology minor
University of Northern Iowa
Cedar Falls, IA
Graduated May 2009

SKILLS

Microsoft Office Suite
Adobe Photoshop
Social Marketing
Donor Management Software
Murals/large-scale artmaking
Printmaking
Digital Photography

WORK EXPERIENCE

Owner/Operator

Paige Dirksen Art, LLC/Bella Vista, AR 2019 - present

- Provide a variety of art workshops for community and private groups, including printmaking, kids art camps, art and meditation/wellness workshops.
- Maintain an inventory of personal artwork for website sales and gallery exhibitions.
- Execute mural projects and other community programs.
- Contract and consult for non-profit marketing and development.
- Graphic Design work for: All Bikes Welcome, Wild Rye, Bike.POC, and Minority Mountain Bikers.

Development Consultant

ServeHAITI/Atlanta, GA 2015 - 2019

- Assisted with the implementation and execution of activities in line with ServeHAITI's 4 initiatives: Health, Water, Education, and Economic Development.
 - Developed creative strategies to leverage and grow relationships through outreach and nurture campaigns.
 - Designed and developed promotional materials, including an annual report, year-end appeals, and fundraiser marketing materials.
 - Managed social media platforms.
 - Created systems for improved communication among the Board of Directors.

Executive Director

Batesville Area Arts Council/Batesville, AR 2013 - 2015

- Responsible for programs and operations of the BAAC Gallery on Main as well as the Arts in Education Program.
 - Improved development and community involvement by increasing outreach and offering more diverse programs and projects. Personally taught several workshops and programs in a variety of media (painting, textile art, printmaking, drawing, jewelry-making, etc.)
 - Lead financial planning, fundraising, and marketing.
 - Lead project manager of major gallery renovation.
 - Served as arts advocate for the community and managed interns and volunteers to increase outreach.

PAIGE DIRKSEN

WORKSHOPS/ CLASSES TAUGHT

2024:

- 8-week printmaking course
- 4 kids art camps

2023:

- 4 printmaking workshops
- 3 kids art camps

2022:

- 6 printmaking workshops
 - 2 art + meditation sessions
 - 1 kids art camp
 - 1 studio demo
-

AWARDS

- *Artist in residency*, Creative Exchange Fund, The Medium Springdale, AR, Cache 2024
 - *Bentonville Moves Coalition* artist grant, 2024
 - *Research Grants for Graduate Students*, University Fellowship and Scholarship Committee, The Graduate School, Southern Illinois University Edwardsville, 2011
-

REFERENCES

References available upon request

EXHIBITIONS

2023: *Flora*, solo permanent exhibition, Ledger, Bentonville, AR

2023: *Flora*, solo exhibition, The Medium, Springdale, AR

2023: *Paige Dirksen*, solo exhibition, Visit Bentonville, Bentonville, AR

2023: *Juried Exhibition*, The Local Color Gallery, Fayetteville, AR

2022: *Relief*, group exhibition, The Local Color Gallery, Fayetteville, AR

2022: *The Natural World and Other Wonders*, group exhibition, FoolPRooft Contemporary Gallery, Denver, CO

2022: Accepted to *BIG INK*, large-scale woodblock printmaking event, Arvada, CO

2021: *Paige Dirksen*, solo exhibition, GRIFF, Opelika, AL

2021: *Flora*, solo exhibit, The Well, Opelika, AL

2017: *Summer Invitational Exhibition*, Jan Dempsey Community Arts Center, Auburn, AL

2015: *Show and Tell*, Art Collective group exhibition and panel discussion, University of the Ozarks, Clarksville, AR

2015: *Arkansas Society of Printmakers Group Exhibition*, Cox Creative Center, Little Rock, AR

OTHER RELEVANT EXPERIENCE

Volunteer work

- Facilitate art/educational workshops with GRIT Fest, an inclusive mountain biking festival, (hosted by *All Bikes Welcome*, 2023-present)
- Executed an installation of posters for an art contest hosted by the *Arkansas Martin Luther King, Jr. Commission* (Fayetteville, AR, 2024)
- Website development/maintenance for community-driven initiative working to reconcile racial violence in Lee County, Alabama. (*Lee County Remembrance Project*, 2020 – 2022)
- Served in a number of volunteer roles within the organization, including trip-leading, development, and fundraising. (*ServeHAITI*, Grand-Bois, Haiti, 2006 – 2015)
- Volunteered with a community arts program for men in the transitional housing program to help build life skills, friendships, and self-esteem. (*The Community CollabARTive*, Peter & Paul Community Services, St. Louis, MO, 2011)
- Volunteered with nonprofit arts program that fostered communication and interpersonal skills through story-telling and performative arts for refugee youth. (*International Playground*, St. Louis, MO, 2010 – 2011)
- Facilitated mural project as part of Community Arts Festival. (Community Mural Project, Opelika, AL, 2018)
- Facilitated thesis research project that highlighted community and resilience in Grand-Bois youth. (Mural/Research Project with Youth in Grand-Bois, Haiti, 2011)



"Everyone Deserves a Bike"

Painted mural project at Pedal it Forward, Bentonville, AR

wall 1: 30'x16'

wall 2: 90'x12'

Completed July 2022

This is the first mural project I completed since moving back to Northwest Arkansas. My favorite part about creating murals is being able to engage others, and this project utilized over 50 volunteers. I also collaborated with another artist on the design for the side with the words, "Everyone Deserves a Bike". I also really enjoy being able to witness how a space is used when I'm working on a mural. This project was very energizing for me because it was for a nonprofit that is making a big impact in our community. Their mission is to increase the number of people who have access to bikes in NWA. To accomplish this, they receive donations of used bikes, utilize volunteer labor to refurbish and fix them, and work with community partners to distribute bikes to those who need them. As I referenced before, this project was a great launching point for my mural career and each one has led to more and more inquiries for mural work. This project also gave me the opportunity to extend my designs with modern block prints, to large-scale and exercise these design skills. I believe public art can transform spaces that are not utilized into usable and enjoyable spaces for community to come together. Since finishing the project, the organization refurbished the back yard and now hosts events with my mural in the background.



"Bella Vista Wonder"

Painted mural project at Riordan tunnel in Bella Vista

Completed November 2023

This mural was commissioned by the Bella Vista Arts Council and the city of Bella Vista. The council wanted something that would be a colorful addition to the trail, as well as give a nod to the beautiful scenery in Bella Vista. The mural is painted with a waterproof masonry sealer and acrylic paint on concrete.





"Whimsy"

Painted mural project at the Bella Vista Public Library

Completed November 2022

This mural was commissioned by the Bella Vista Arts Council and the city of Bella Vista. I enjoyed the challenge of creating a design for their space that would integrate seamlessly into their environment, rather than an afterthought or disjointed element. This is the children's section of the library.

RESOLUTION NO. _____

A RESOLUTION TO INSTALL ARTWORK TITLED *ALL BIKE(R)S WELCOME* BY ARTIST PAIGE DIRKSEN, ON PUBLIC PROPERTY IN THE TRAIL TUNNEL AT SW 3RD STREET; AND FOR OTHER PURPOSES.

WHEREAS, the City Council of the City of Bentonville has established the importance of integrating public art into the daily lives of the citizens of Bentonville by adopting a Public Art Policy with Ordinance No. 2013 – 40 on May 14, 2013;

WHEREAS, artist Paige Dirksen submitted a proposal to install a mural on the trail tunnel at SW 3rd Street; and

WHEREAS, the artwork was recommended by the Public Art Advisory Committee and the Bentonville Parks and Recreation Advisory Board.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BENTONVILLE, ARKANSAS:

Section 1: That the City Council of the City of Bentonville, Arkansas hereby agrees to the installation of artwork titled *All Bike(r)s Welcome* by Paige Dirksen on public property in the trail tunnel at SW 3rd Street;

Section 2: That artist Paige Dirksen was awarded a Bentonville Moves Coalition grant of two thousand five hundred dollars (\$2,500.00) to execute this mural;

Section 3: That upon installation, the city will become the owner of the artwork and responsible for future maintenance;

Section 4 - Severability Provision: If any part of this Resolution is held invalid, the remainder of this Resolution shall continue in effect as if such invalid portion never existed; and

Section 5 - Repeal of Conflicting Provisions: All Ordinances, Resolutions, or Orders of the City Council, or parts of the same, in conflict with this Resolution are repealed to the extent of such conflict.

PASSED and APPROVED this _____ day of _____, 2024.

APPROVED:

Stephanie Orman, Mayor

ATTEST:

Malorie Marrs, City Clerk



City of Bentonville, Arkansas Agenda Item Form

Item Details

Council Meeting Date:	9/10/2024	Submitted By:	Tyler Overstreet
Phone:	(479) 271-3144	For Department(s):	Planning
Email:	toverstreet@bentonvillear.com		

Item Type (Check all that apply)

☐ Informational	☐ Bid Award	☐ Enter into an Agreement	☐ Change Order
☐ Recognizing Funds	☐ Budget Adjustment	☐ Waiver of Bid	☐ Emergency Clause
☐ Ordinance	☒ Resolution	☐ Informational	

Title, Recommendation & Justification

Title:	Future Land Use Map Amendment Low-Density Residential to Medium Density Residential
Action Recommendation & Justification:	Resolution amending the City of Bentonville Future Land Use Map for a specific area from Low-Density Residential to Medium-Density Residential; and for other purposes. No budget adjustment is needed.
Additional Comments for Consideration (Optional):	Lela A. Ruiz - 103 SE 13th (RZ24-0029). Planning Commission denied this item at the August 6, 2024 Meeting by a vote of 4-3. City Council approved the rezoning appeal at the August 27, 2024 meeting and requested the Future Land Use Map amendment be brought at its next meeting.
Amount for Approval:	\$

Budget Impact

Is this Item Budgeted? ☐ YES ☐ NO ☒ ITEM HAS NO COST ☐ OTHER: _____

Budget Adjustment (to be completed by Finance when applicable)

Account Number (ORG-OBJECT)	Account Description	Expense	Revenue
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Account Number (ORG-OBJECT)	Account Description	Expense	Revenue
Account Number (ORG-OBJECT)	Account Description	Expense	Revenue

Fund(s) Impacted

(check all that apply)

☐ General Fund ☐ Utility Fund ☐ Street Fund ☐ Other(s): _____

Budget Impact Notes for Consideration (Optional):

City of Bentonville, Arkansas

City Hall

305 SW A Street Bentonville, AR 72712

RESOLUTION NO. _____

**A RESOLUTION AMENDING THE CITY OF BENTONVILLE FUTURE LAND USE
MAP FOR A SPECIFIC AREA FROM LOW-DENSITY RESIDENTIAL TO MEDIUM-
DENSITY RESIDENTIAL; AND FOR OTHER PURPOSES.
(PROJECT NUMBER: RZ24-0029)**

WHEREAS, Lela A. Ruiz duly filed a petition with the Planning Commission requesting that the hereinafter described property situated in Benton County, Arkansas, be changed from its present land use classification of LOW-DENSITY RESIDENTIAL to MEDIUM-DENSITY RESIDENTIAL, which property is described as follows:

LOT 7, BLOCK 4, BANKS ADDITION AS SHOWN ON PLAT RECORD 'F' PAGE 85, AND
FILED FOR RECORD AT THE BENTON COUNTY CLERK'S OFFICE, BENTON COUNTY,
ARKANSAS;

WHEREAS, the Planning Commission duly met and considered the application and duly set the petition for public hearing to be held August 6, 2024 at the Council Chambers of the City of Bentonville;

WHEREAS, public notice of said hearing having been published in the Northwest Arkansas Democrat Gazette for the time and in the manner required by law; and

WHEREAS, the Planning Commission voted to recommend to the City Council that the petition not be approved and that said future land use classification as presented on the property not be changed.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF
BENTONVILLE, ARKANSAS:**

Section 1: That the above described real property is hereby changed from its present land use classification of LOW-DENSITY RESIDENTIAL to MEDIUM-DENSITY RESIDENTIAL on the City of Bentonville Future Land Use Map;

Section 2 - Severability Provision: If any part of this Resolution is held invalid, the remainder of this Resolution shall continue in effect as if such invalid portion never existed; and

Section 3 - Repeal of Conflicting Provisions: All Ordinances, Resolutions, or Orders of the City Council, or parts of the same, in conflict with this Resolution are repealed to the extent of such conflict.

PASSED AND APPROVED this _____ day of _____, 2024.

APPROVED:

ATTEST:

Stephanie Orman, Mayor

Malorie Marrs, City Clerk

August 15, 2024

Bentonville City Council

RE: Notice of Appeal RZ24-0029

103 SE 13th Street

Dear City Council Members,

We formally request an appeal of the planning commission's recent decision for the rezoning of the lot at 103 SE 13th Street based on the following information:

1. Summary of reasons provided by the planning commission concerning the decision made in the case:

- At the time of the vote, the only reason given was "it just doesn't fit".
- During a conversation after the meeting, several planning commission members expressed concerns that the suggested development type would not fit on the lot.

2. Reasons why the applicant of the appeal contends that the planning commission erred in its decision:

- The issue presented to the commission was whether the requested DN2 zone was appropriate for the lot and its surrounding neighborhood, not the feasibility of a specific project.
- The vote seemed to address opposition to the development type rather than the appropriateness of the rezoning itself.
- No site design, building size, or configuration was presented or proposed by the applicant. Since this information was not included, the commission could not determine feasibility.
- During the closed discussion, commissioners and a staff member engaged in hypothetical conceptualizing about the potential development. Some commissioners speculated on possible building sizes, configurations, and feasibility. These topics were not relevant to the rezone vote.

3. Reasons the public health, safety, welfare, and morals would be better served if the planning commission's action were reversed:

- The lot is located just one block north of 14th Street at Main Street and is an ideal spot for a transition neighborhood.
- The neighboring lot directly to the south is currently commercial. A new mixed-use development is planned one lot west on Main Street.
- The new future land use plan for Bentonville designates this lot as part of a Walkable Neighborhood, which includes a high degree of housing diversity, such as single-family homes, townhomes, and apartments.
- To align with the vision of the new land use plan, the equivalent zoning under our current code is medium density DN2. This medium-density zoning supports the construction of housing for multiple families, addressing the urgent need for more housing.

Our goal is to create responsible and appropriate residential development in Bentonville. We request an appeal to ensure a fair review of this rezoning request, aligning the lot with the updated future land use map and accurately reflecting the ongoing changes in the neighborhood.

Sincerely,

Wendy Staten

Monarq Design, LLC

Representing: Bryce Masterson, developer and Lela Ruiz, owner



Ruiz

103 Southeast 13th Street

PC Date: 8/6/2024

Staff Report Details

Project Number	[RZ24-0029]
Applicant / Current Owner	Lela A. Ruiz
Site Area	+/- [0.26] Acres
Current Zoning	R-1, Low Density Residential
Requested Zoning	DN-2, Downtown Medium Density Residential
Current Future Land Use Map Designation	Low Density Residential
Requested Future Land Use Map Designation	Medium Density Residential
Development Type / Use	Cottage Court
Related projects	

Property Description

The subject property is located at 103 Southeast 13th Street. The property is presently zoned R-1, Low Density Single-Family Residential, with a land use designation of Low Density Residential. The property is situated on a mid-block lot and has direct access to Southeast 13th Street. Surrounding zoning districts include R-1, Low-Density Single-Family Residential to the east, west, and north, and DE, Downtown Edge, to the south.

Project Details

The applicant has requested a rezoning of the property from R-1, Low Density Residential, to DN-2, Downtown Medium Density Residential. The applicant states in their narrative that the rezoning will assist with developing a small cottage court community with a maximum of seven units on the site. While cottage courts are allowed as a conditional use in R-1, the lot has only 80' of frontage and, to meet the cottage court minimum frontage requirement, a DN-2 zone is a necessary.

Relationship to the General Plan / Projected Traffic Impact

Relationship to the General Plan / Projected Traffic Impact

The property is presently designated in the Land Use Plan as Low Density Residential (LDR). The blocks on the north are designated as Low Density Residential, with the blocks to the south designated as a mix of Mixed-Use Commercial and Low Density Residential. The blocks to the west are designated as Mixed-Use Commercial, and the blocks to the east are designated as Low-density Residential.

Medium Density Residential areas include townhouse or duplex residential properties with a typical density of 8-12 units per acre. These areas are found both near Downtown and in some recent growth areas. These areas may also include local amenities for residents, including neighborhood parks, places of worship, etc.

The zoning request requires amendment of the Future Land Use Plan from Low-Density Residential to Medium Density Residential. This location is within Priority Area 1 of the Community Plan which calls for Downtown Intensification, which highlights reinvestment in urban neighborhoods in and around Downtown Bentonville.

The current city infrastructure is adequate to accommodate the use. No significant impact is expected to traffic.

Public Comment

Has Staff received Public Comment at the time of this report? : **No**

Analysis / Waivers

The current surrounding properties are zoned R-1, Low Density Single Family Residential, DE, Downtown Edge, and DC, Downtown Core.

From a built environment lens, this street consists of single-family homes, commercial, and mixed-use development. All public utilities exist and currently service this site.

The request for a future land use change is not consistent with the Future Land Use Map. If there were more frontage on the site and an alley available for parking, a cottage court could be a nice fit for the community. As it stands, it is difficult to see how 7 cottages (assuming 500 sf footprint per cottage, 500 sf open space and 200sf parking per DU) could be arranged around a common courtyard facing the street (*Muni Code Sec. 601.35(i)(2) Unit Orientation*, with so little frontage.

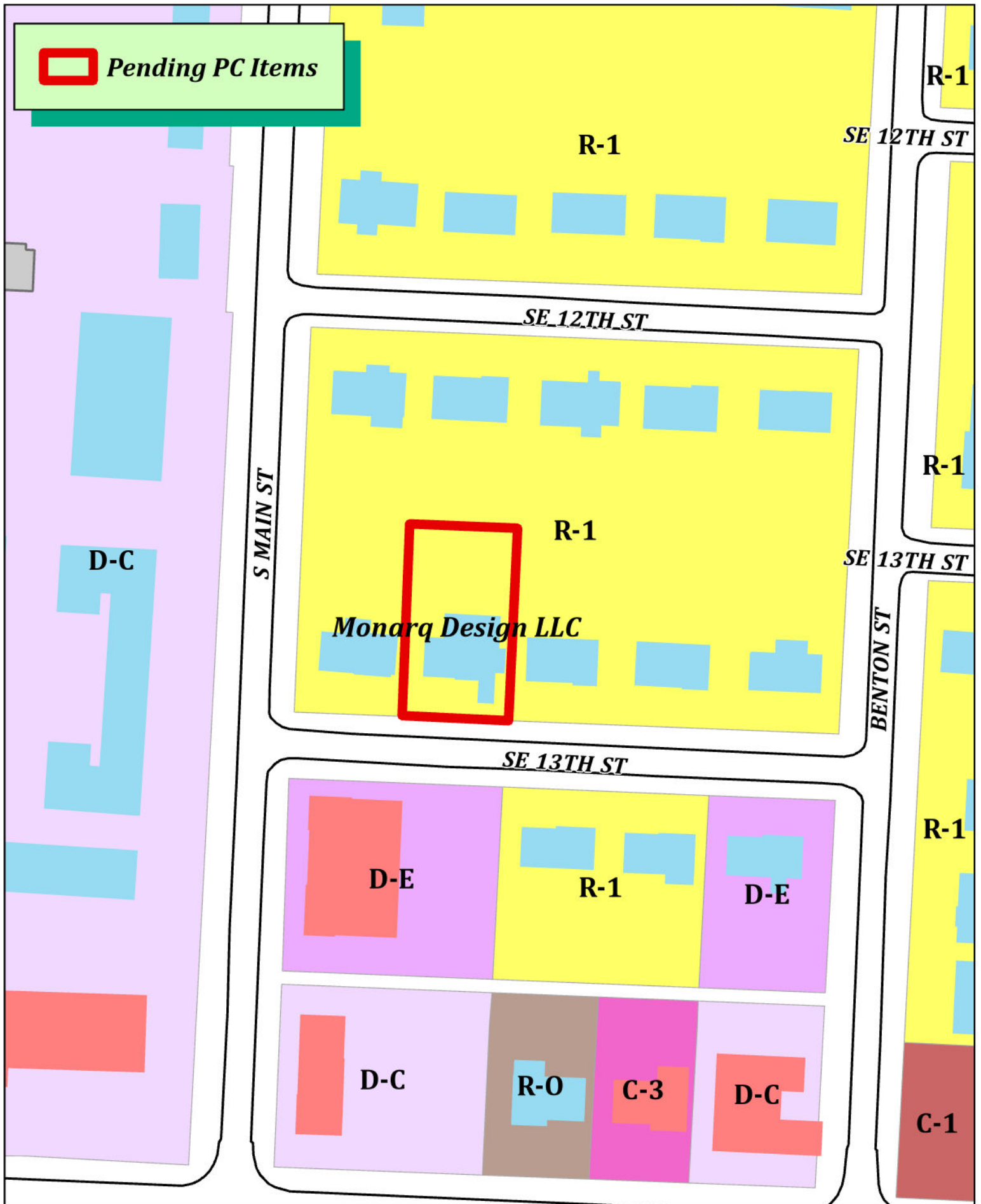
Conclusion

Given that this proposal is not consistent with the future land use map, staff does not recommend approval.

Additional Details



Pending PC Items



RZ24-0029
Monarq Design LLC
R-1 to DN-2



Narrative

The lot at 103 SE 13th Street in Bentonville, Arkansas, is currently zoned R1. We respectfully propose a change to DN2. The property is currently under contract to be sold, followed by plans to create a small cottage court on the site. Due to the width of the lot being 80', a DN2 zone designation is required to allow a cottage court development.

Located just one block north of 14th Street and one lot east of South Main Street, this lot is a logical fit for a DN2 zone. The site is across the street from C1 zoning, and in the near future will see a new mixed-use development built across the street to the west. This neighborhood needs to make the natural move to higher density residential zoning to provide more housing opportunities in Bentonville.

The intended use for the lot will be cottage court residential units. The maximum number of units the size of the lot will allow is seven, so traffic will increase slightly but not measurably. No signage is planned at this time. The aesthetic style and quality of the cottages will match or exceed the surrounding residences.

An 8" sewer line runs east/west along the north (rear) property line of the lot and a 6" water main runs east/west on 13th Street. These lines supply the existing structure.



In addition to a request to rezone, we also request an amendment to the Future Land Use Map which currently shows this lot in a low-density residential area. The Map would be amended to reflect medium density residential. This density provides a good transition zone between the low-density lots to the north and east and the mixed-use/commercial zoning to the immediate west and south.



City of Bentonville, Arkansas Agenda Item Form

Item Details

Council Meeting Date:	9/10/2024	Submitted By:	Patrick Johndrow & Mike Bender
Phone:	479-271-6781	For Department(s):	Finance
Email:	pjohndrow@bentonvillear.com		

Item Type (Check all that apply)

☐ Informational	☐ Bid Award	☐ Enter into an Agreement	☐ Change Order
☐ Recognizing Funds	☐ Budget Adjustment	☐ Waiver of Bid	☐ Emergency Clause
☒ Ordinance	☐ Resolution	☐ Informational	

Title, Recommendation & Justification

Title:	Ordinance authorizing Issuance of 2024 Revenue Bond
Action Recommendation & Justification:	Approve an Ordinance authorizing the issuance of a combined Electric, Water and Sewer system revenue bond for the purpose of financing the cost of improvements to the Water Resource Recovery Facility.
Additional Comments for Consideration (Optional):	
Amount for Approval:	\$ 97,759,381.00

Budget Impact

Is this Item Budgeted? ☐ YES ☒ NO ☐ ITEM HAS NO COST ☐ OTHER: _____

Budget Adjustment (to be completed by Finance when applicable)

Account Number (ORG-OBJECT)	Account Description	Expense	Revenue
Account Number (ORG-OBJECT)	Account Description	Expense	Revenue
Account Number (ORG-OBJECT)	Account Description	Expense	Revenue
Account Number (ORG-OBJECT)	Account Description	Expense	Revenue
Account Number (ORG-OBJECT)	Account Description	Expense	Revenue

Fund(s) Impacted

(check all that apply)

☐ General Fund ☒ Utility Fund ☐ Street Fund ☐ Other(s): _____

Budget Impact Notes for Consideration (Optional):

City of Bentonville, Arkansas

City Hall

305 SW A Street Bentonville, AR 72712

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING THE CONSTRUCTION OF BETTERMENTS AND IMPROVEMENTS TO THE SEWER FACILITIES OF THE CITY OF BENTONVILLE, ARKANSAS; AUTHORIZING THE ISSUANCE OF A COMBINED ELECTRIC, WATER AND SEWER SYSTEM REVENUE BOND FOR THE PURPOSE OF FINANCING THE COST OF CONSTRUCTION; PROVIDING FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON THE BOND; PRESCRIBING OTHER MATTERS RELATING THERETO; AND DECLARING AN EMERGENCY.

WHEREAS, the City of Bentonville, Arkansas (the "City") owns and operates a combined electric, water and sewer system as a single, integrated municipal undertaking (the "System"); and

WHEREAS, the City Council has determined that betterments and improvements to the sewer facilities of the System, including particularly, without limitation, wastewater treatment facility improvements known as the Water Resource Recovery Facility Improvements Project (the "Improvements"), are necessary in order to make the services of the System adequate for the needs of the City; and

WHEREAS, a preliminary report, general plans and estimates of cost for the first phase the Improvements have been examined and approved by the City Council and a copy of such preliminary report, general plans and estimates of cost are on file at the offices of the City where they may be inspected by any interested person; and

WHEREAS, in order to finance the costs of the first phase of the Improvements, including bond issuance costs and interest during construction, the City is making arrangements for the sale of a bond in the principal amount of \$97,759,381 to the Arkansas Development Finance Authority, as purchaser (the "Bondholder"), at a price of par for a bond bearing interest at the rate of 0.75% per annum pursuant to a Bond Purchase Agreement (the "Agreement") among the City, the Bondholder and the Arkansas Natural Resources Commission (the "Commission"), which has been presented to and is before this meeting; and

WHEREAS, the City has outstanding its Combined Electric, Water and Sewer System Refunding and Storm Recovery Revenue Bonds, Taxable Series 2022A and Series 2022B (collectively, the "Prior Bonds"); and

WHEREAS, the City is authorized, under the provisions of Amendment No. 65 to the Arkansas Constitution, Title 14, Chapter 234, Subchapter 2 of the Arkansas Code of 1987 Annotated (the "Code"), Title 14, Chapter 164, Subchapter 4 of the Code, Title 14, Chapter 203 of the Code and Title 14, Chapter 235, Subchapter 2 of the Code (collectively, the "Authorizing Legislation"), to issue and sell the bond; and

WHEREAS, the Bondholder intends to pledge the bond as collateral for the payment of its revolving loan fund revenue bonds (the "ADFA Bonds"), which may be issued from time to time, to the bank or trust company to be named as trustee for the ADFA Bonds (the "ADFA Trustee"); and

WHEREAS, the City is required to pay to the Arkansas Development Finance Authority, as servicer (the "Authority"), a servicing fee equal to 1% per annum of the outstanding principal amount of the bond (the "Servicing Fee");

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Bentonville, Arkansas:

Section 1. The Improvements shall be accomplished and shall be a part of the System. The Mayor and City Clerk are hereby authorized to take, or cause to be taken, all action necessary to accomplish the Improvements and to execute all required contracts.

Section 2. The sale to the Bondholder of up to \$97,759,381 in principal amount of a bond from the City at a price of par for a bond bearing interest at the rate of 0.75% per annum and otherwise subject to the terms and provisions hereafter in this Ordinance set forth in detail is hereby approved and the bond is hereby sold to the Bondholder. The Mayor is hereby authorized and directed to execute and deliver the Agreement on behalf of the City and to take all action required on the part of the City to fulfill its obligations under the Agreement. The Agreement is hereby approved in substantially the form submitted to this meeting with such changes as may be approved by the Mayor, her execution to constitute complete evidence of such approval.

Section 3. The City Council hereby finds and declares that the period of usefulness of the System after completion of the Improvements will be more than 25 years, which is longer than the term of the bond.

Section 4. Under the authority of the Constitution and laws of the State of Arkansas (the "State"), including particularly the Authorizing Legislation, a City of Bentonville, Arkansas Combined Electric, Water and Sewer System Revenue Bond, Series 2024 (the "bond") is hereby authorized and ordered issued in the principal amount of \$97,759,381, the proceeds of the sale of which will be used to finance costs of the Improvements, pay expenses incidental thereto, pay expenses of issuing the bond and pay interest during construction.

The bond shall bear interest at the rate of 0.75% per annum based upon a 360-day year of twelve consecutive 30-day months. The bond shall be dated the date of delivery to the Bondholder. Interest shall be payable on the first day of each month after the bond is issued. Commencing on January 1, 2029, principal shall be paid in monthly installments as set forth in Exhibit A to the Agreement which is structured for the bond to be repaid in equal amortized monthly installments of principal and interest over a 20 year period with the final payment due December 1, 2048.

The bond will be registered as to both principal and interest, payable to the Bondholder, or registered assigns, as set forth hereinafter in the bond form, and shall be numbered R-1.

Payment of principal and interest shall be by check or draft mailed to the Bondholder at its address shown on the bond registration books of the City which shall be maintained by the City Clerk as Bond Registrar, without presentation or surrender of the bond (except upon final payment) and such payments shall discharge the obligation of the City to the extent thereof. The City Clerk shall keep a payment record and make proper notations thereon of all payments of principal and interest.

Payment of principal and interest shall be in any coin or currency of the United States of America which, as at the time of payment, shall be legal tender for the payment of debts due the United States of America. When the principal of and interest on the bond have been fully paid, it shall be canceled and delivered to the City Clerk.

Section 5. The bond shall be executed on behalf of the City by the Mayor and City Clerk and shall have impressed thereon the seal of the City. The bond is not a general obligation of the City but is a special obligation, the principal of and interest on which, and Servicing Fee in connection therewith, are secured by a pledge of and are payable from revenues derived from the System ("Revenues"). The pledge of Revenues in favor of the bond is on a parity with the pledge of Revenues in favor of the Prior Bonds. The bond and interest thereon shall not constitute an indebtedness of the City within any constitutional or statutory limitation.

Section 6. The bond shall be in substantially the following form and the Mayor and City Clerk are hereby authorized and directed to make all the recitals contained therein:

(form of single registered bond)
(To be typewritten)

UNITED STATES OF AMERICA
STATE OF ARKANSAS
COUNTY OF BENTON
CITY OF BENTONVILLE
0.75% COMBINED ELECTRIC, WATER AND SEWER SYSTEM
REVENUE BOND, SERIES 2024

No. R-1

\$97,759,381

KNOW ALL MEN BY THESE PRESENTS:

That the City of Bentonville, Benton County, Arkansas (the "City"), for value received, hereby acknowledges itself to owe and promises to pay to the Arkansas Development Finance Authority, or registered assigns, solely from the special fund provided as hereinafter set forth, the principal sum of

NINETY SEVEN MILLION SEVEN HUNDRED FIFTY NINE THOUSAND THREE
HUNDRED EIGHTY ONE DOLLARS

(or the total principal amount outstanding as reflected
by the Record of Payment of Advances attached hereto)

with interest on the unpaid balance of the total principal amount at the rate of 0.75% per annum from the date of each advance. The principal and interest shall be payable in such coin or currency of the United States of America as at the time of payment shall be legal tender for the payment of debts due the United States of America.

Interest on the unpaid balance of the total principal amount shall be payable on the first day of _____, 2024 and on the first day of each month thereafter. Principal shall be payable in installments on January 1, 2029 and on the first day of each month thereafter until the unpaid principal is paid in full as shown on Exhibit A attached hereto.

Payments of the principal and interest installments due hereon shall be made, except for final payment, without presentation and surrender of this bond, directly to the registered owner at his address shown on the bond registration book of the City maintained by the City Clerk as Bond Registrar, and such payments shall fully discharge the obligation of the City to the extent of the payments so made.

This bond is issued for the purpose of providing financing costs of constructing betterments and improvements to the sewer facilities of the combined electric, water and sewer system of the City (the "System"), costs of authorizing and issuing this bond and interest during construction, and is issued pursuant to and in full compliance with the Constitution and laws of the State of Arkansas (the "State"), including particularly Title 14, Chapter 234, Subchapter 2, Title 14, Chapter 164, Subchapter 4, Title 14, Chapter 235, Subchapter 2, and Title 14, Chapter 203, of the Arkansas Code of 1987 Annotated, and pursuant to Ordinance No. _____ of the City, duly adopted and approved on the 10th day of September, 2024 (the "Authorizing Ordinance"). Reference is hereby made to the Authorizing Ordinance for the details of the nature and extent of the security and of the rights and obligations of the City and the registered owner of this bond.

This bond may be assigned with the written approval of the Arkansas Natural Resources Commission (the "Commission"), and in order to effect such assignment the assignor shall promptly notify the City Clerk by registered mail, and the assignee shall surrender this bond along with a written approval of the Commission to the City Clerk for transfer on the registration records. Every assignee shall take this bond subject to all payments and prepayments of principal and interest (as reflected by the Payment Record maintained by the City Clerk), prior to such surrender for transfer.

This bond may be prepaid at the option of the City from funds from any source, in whole but not in part, at any time on or after October 15, 2034, at a prepayment price equal to the principal amount outstanding, plus accrued interest to the prepayment date. Notice shall be given of such prepayment to the owner of this bond or registered assigns at least 90 days prior to the prepayment date. Such notice shall be in writing mailed to the address of the owner of this bond or registered assigns at the address as reflected on the bond registration books of the City Clerk.

This bond does not constitute an indebtedness of the City within any constitutional or statutory limitation or provision. This bond is a special obligation payable solely from the revenues derived from the operation of the System. In this regard, the pledge of System revenues is on a parity with the pledge of System revenues in favor of the City's Combined Electric, Water and Sewer System Refunding and Storm Recovery Revenue Bonds, Taxable Series 2022A and Series 2022B, so long as any of such obligations are outstanding. A sufficient amount of System revenues to pay principal and interest has been duly set aside and pledged as a special fund for that purpose, identified as the "ADFA Bond Fund," in the Authorizing Ordinance. The City has fixed and has covenanted and agreed to maintain rates for use of the System which shall be sufficient at all times to at least provide for the payment of the reasonable expenses of operation and maintenance of the System, to provide for the payment of the principal of and interest on all the outstanding obligations to which System revenues are pledged as the same become due, to establish and maintain debt service reserves and to provide a depreciation fund, all as set forth in the Authorizing Ordinance.

IT IS HEREBY CERTIFIED, RECITED AND DECLARED that all acts, conditions and things required by the Constitution and statutes of the State to exist, happen and be performed precedent to and in the issuance of this bond do exist, have happened and have been performed in regular and due time, form and manner as required by law; that this bond does not exceed any constitutional or statutory limitation of indebtedness; and that provision has been made for the payment of the principal of and interest on this bond, as provided in the Authorizing Ordinance.

IN WITNESS WHEREOF, the City of Bentonville, Arkansas has caused this bond to be executed in its name by its Mayor and City Clerk, thereunto duly authorized, and its corporate seal to be affixed, all as of the _____ day of _____, 2024.

CITY OF BENTONVILLE, ARKANSAS

By _____
Mayor

ATTEST:

City Clerk

(SEAL)

[A Registration Certificate and Record of Payment of Advances shall be attached to the bond along with an Exhibit A setting forth the monthly principal amounts to be paid.]

Section 7. The City has heretofore fixed electric, water and sewer rates by ordinances duly adopted. Reference is hereby made to the ordinances fixing the rates for the details thereof and other provisions pertaining thereto, which electric, water and sewer rates are hereby confirmed and continued.

The City covenants and agrees that the rates established will produce gross Revenues at least sufficient to pay monthly operation, maintenance and funded depreciation expenses of the System, pay the principal of and interest on all outstanding obligations to which Revenues are pledged ("System Bonds"), as the same become due, pay the Servicing Fee as the same become due, and create and maintain any required debt service reserves ("Required Payments"). The City covenants always to maintain rates (including increases as necessary) which will provide for the Required Payments. The rates currently in effect for sewer service shall not be reduced without the prior written consent of the Commission and the Bondholder. If any water or sewer charge is not paid within the time allowed by the applicable ordinances, the City shall take appropriate action to collect the delinquent account.

Section 8. The City covenants that it will continuously operate the System as a revenue-producing undertaking and will not sell or lease the same, or any substantial portion thereof, without the prior written approval of the Bondholder and the Commission; provided, however, that nothing herein shall be construed to prohibit the City from making such dispositions of properties of the System and such replacements and substitutions for properties of the System as shall be necessary or incidental to the efficient operation of the System as a revenue-producing undertaking.

Section 9. The City Treasurer shall be the custodian of the Revenues and shall give bond or provide other security for the faithful discharge of his or her duties. Such bond or other security shall be approved by the City Council and shall at all times be in such amount as approved by the City Council. All Revenues shall at all times be accounted for separately and distinctly from other moneys of the City. All Revenues shall be used and applied only as provided herein and shall be deposited in such depository or depositories for the City as may be lawfully designated from time to time by the City; subject, however, to the giving of security as now or as hereafter may be required by law and provided that such depository or depositories shall hold membership in the Federal Deposit Insurance Corporation ("FDIC"). All deposits shall be in the name of the City and shall be so designated as to indicate the particular fund to which the Revenues belong.

Section 10. All Revenues shall be paid as and when received into the fund heretofore created and designated "Revenue Fund" (the "Revenue Fund"). All moneys at any time in the Revenue Fund hereby established shall be applied to the payment of the reasonable and necessary expenses of operation and maintenance of the System, to the payment of the principal of and interest on System Bonds, to the maintenance of any required debt service reserves and depreciation reserves at the required levels and otherwise as described herein.

Section 11. There shall first be paid from the Revenue Fund into the fund heretofore created and designated "Operation and Maintenance Fund" (the "Operation and Maintenance Fund"), on the first business day of each month, an amount sufficient to pay the reasonable and necessary monthly expenses of operation, repair and maintenance of the System for such month and from which disbursements shall be made only for those purposes. Fixed annual

charges, such as insurance premiums and the cost of major repair and maintenance expenses may be computed and set up on an annual basis and 1/12 of the amount thereof may be paid into the Operation and Maintenance Fund each month.

If in any month for any reason there shall be a failure to transfer and pay the required amount into the Operation and Maintenance Fund, the amount of the deficiency shall be added to the amount otherwise required to be transferred and paid into the fund the next succeeding month. If any surplus shall be accumulated in the Operation and Maintenance Fund over and above the amount which shall be necessary to defray the costs of operation and maintenance of the System during the remainder of the then current fiscal year and the next ensuing fiscal year, such surplus may be transferred to the Depreciation Fund hereinafter identified.

Section 12. (a) After making the required payments into the Operation and Maintenance Fund, there shall next be paid from the Revenue Fund, pro rata, into the bond funds (and any debt service reserves therein) being maintained in connection with the Prior Bonds and any additional parity bonds ("Parity Bond Funds") and into a special fund in the name of the City which is hereby created and designated "Series 2024" (the "ADFA Bond Fund") for the purpose of paying the principal of and interest on the bond the amounts specified in (b) below.

(b) There shall be deposited from moneys in the Revenue Fund, or at the direction of the City, from proceeds of the bond into the ADFA Bond Fund on the first day of each month after the bond is issued until December 1, 2028, the interest due on the bond on such dates. Commencing on the first day of each month thereafter, there shall be deposited from moneys in the Revenue Fund into the ADFA Bond Fund an amount equal to the interest on and principal of the bond due on such date. Moneys in the ADFA Bond Fund shall be used to pay the principal of and interest on the bond when due.

(c) When the moneys held in the ADFA Bond Fund shall be and remain sufficient to pay in full the principal of and interest on the bond, the City shall not be obligated to make any further payments into the ADFA Bond Fund.

(d) The bond shall be specifically secured by a pledge of all Revenues required to be placed into the ADFA Bond Fund. This pledge in favor of the bond is hereby irrevocably made according to the terms of this Ordinance, and the City and its officers and employees shall execute, perform and carry out the terms thereof in strict conformity with the provisions of this Ordinance.

(e) There shall be paid into the Parity Bond Funds the required monthly deposits pursuant to the ordinances authorizing the Prior Bonds and any additional parity bonds. The obligation to make the required monthly deposits into the ADFA Bond Fund and the Parity Bond Funds shall rank on a parity of security.

Section 13. After making the payment into the ADFA Bond Fund required by Section 12 hereof, there shall be paid from the Revenue Fund the Servicing Fee to the Authority. The Servicing Fee shall be payable on each date interest on the bond is due and shall be calculated on the same basis as interest on the bond. The payment of the Servicing Fee is expressly made subordinate to the payment of the principal of and interest on the bond.

Section 14. The City has heretofore created, and there is being maintained, a fund designated as the "Depreciation Fund" (the "Depreciation Fund"). After making the monthly payments and deposits described in Sections 11, 12 and 13 hereof, there shall be deposited on the first business day of each month into the Depreciation Fund from moneys in the Revenue Fund an amount equal to 2.50% of gross monthly Revenues for the preceding month. The moneys in the Depreciation Fund shall be used solely for the purpose of paying the costs of major repairs or replacements and extraordinary repairs of any part of the System. The City need not make the monthly deposit into the Depreciation Fund so long as there is at least \$1,700,000 on deposit therein.

Section 15. On the last day of each month, the balance remaining in the Revenue Fund, and after setting aside an amount necessary to make the required payments into the Operation and Maintenance Fund, the Bond Fund and the Depreciation Fund and to pay the Servicing Fee in the next succeeding month, there shall be paid into the general fund of the City, (a) as a municipal utility franchise fee, an amount not to exceed eight percent (8%) of the gross electric revenues of the System for the prior fiscal year, plus five percent (5%) of the gross water revenues of the System for the prior fiscal year, plus five percent (5%) of the gross sewer revenues of the System for the prior fiscal year; plus (b) at the option of the City, as a payment in lieu of taxes, a payment equal to the amount of ad valorem taxes that would be due on properties of the System if the System were privately owned; provided, however, that the sum of items (a) and (b) shall not exceed the amount of Net System Revenues for the prior fiscal year. "Net System Revenues" shall mean for this Section gross Revenues less all required deposits into the Operation and Maintenance Fund, the Bond Fund and the Depreciation Fund and the amount of the Servicing Fee.

Section 16. Any surplus in the Revenue Fund after making all disbursements and providing for all funds described above may be used, at the option of the City, for any lawful municipal purpose authorized by the City.

Section 17. The City shall assure that (i) not in excess of 10% of the proceeds of the bond is used for Private Business Use if, in addition, the payment of more than 10% of the principal or 10% of the interest due on the bond during the term thereof is, under the terms of the bond or any underlying arrangement, directly or indirectly secured by any interest in property used or to be used for a Private Business Use or in payments in respect of property used or to be used for a Private Business Use or is to be derived from payments, whether or not to the City, in respect of property or borrowed moneys used or to be used for a Private Business Use; and (ii) that, in the event that both (A) in excess of 5% of the proceeds of the bond are used for a Private Business Use, and (B) an amount in excess of 5% of the principal or 5% of the interest due on the bond during the term thereof is, under the terms of the bond or any underlying arrangement, directly or indirectly, secured by any interest in property used or to be used for said Private Business Use or in payments in respect of property used or to be used for said Private Business Use or is to be derived from payments, whether or not to the City, in respect of property or borrowed money used or to be used for said Private Business Use, then said excess over said 5% of proceeds of the bond used for a Private Business Use shall be used for a Private Business Use related to the governmental use of the Improvements.

The City shall assure that not in excess of 5% of the proceeds of the bond are used, directly or indirectly, to make or finance a loan to persons other than state or local governmental units.

As used in this Section, "Private Business Use" means use directly or indirectly in a trade or business carried on by a natural person or in any activity carried on by a person other than a natural person, excluding, however, use by a state or local governmental unit and use as a member of the general public.

Section 18. The principal and interest installments shall be prepayable prior to maturity as provided in the bond form in Section 6 hereof.

Section 19. As long as the bond is outstanding, the City shall not issue or attempt to issue any bonds having or claimed to be entitled to a priority of lien on Revenues over the lien securing the bond, including any and all future extensions, betterments and improvements to the System.

The City may issue additional bonds on a parity with the lien on Revenues in favor of the bond to finance or pay the cost of constructing extensions, betterments and improvements to the System, to refund other outstanding System Bonds or for any other System purpose, if there shall have been procured and filed with the City Clerk and the Bondholder a statement by a certified public accountant not in the regular employ of the City ("Accountant") reciting the opinion that (i) the Net Revenues (Net Revenues being gross Revenues less operation and maintenance expenses, but not including interest and depreciation) for the fiscal year preceding the year in which such additional bonds are to be issued were not less than 110% of the maximum annual debt service requirements (including principal, interest and servicing and administrative fees) on all outstanding System Bonds and the bonds then proposed to be issued or (ii) the Net Revenues for the fiscal year succeeding the year in which such additional bonds are to be issued are projected to be sufficient in amount, taking in consideration any enacted increase in Revenues, to be not less than 110% of the maximum annual debt service requirements (including principal, interest and servicing and administrative fees) on all outstanding System Bonds and the bonds then proposed to be issued.

The additional bonds, the issuance of which is restricted and conditioned by this Section, shall not be deemed to mean bonds the security and source of payment of which are subordinate and subject to the priority of the bond and such additional bonds may be issued without complying with the terms and conditions of this Section.

Section 20. It is covenanted and agreed by the City with the Bondholder and the Commission that it will faithfully and punctually perform all duties with reference to the System required by the Constitution and laws of the State and by this Ordinance, including, without limitation, the making and collecting of reasonable and sufficient rates lawfully established for services rendered by the System, segregating Revenues and applying them to the respective funds maintained pursuant to the ordinance authorizing the Prior Bonds and this Ordinance.

The City covenants and agrees that the Bondholder shall have the protection of all the provisions of the Authorizing Legislation, and that the City will diligently proceed to enforce those provisions to the end of the Bondholder realizing fully upon its security. And, if the City

shall fail to proceed within 30 days after written request shall have been filed by the Bondholder, the Bondholder may proceed to enforce all such provisions.

If there be any default in the payment of the principal of or interest on the bond, or if the City defaults in any ADFA Bond Fund requirement or in the performance of any of the other covenants contained in this Ordinance, the Bondholder may, by proper suit, compel the performance of the duties of the officials of the City under the laws of the State. In the case of a default in the payment of the principal of and interest on the bond, the Bondholder may apply in a proper action to a court of competent jurisdiction for the appointment of a receiver to administer the System on behalf of the City and the Bondholder with power to charge and collect (or by mandatory injunction or otherwise to cause to be charged and collected) rates sufficient to provide for the payment of the expenses of operation, repair and maintenance and to pay the bond and interest outstanding and to apply Revenues in conformity with this Ordinance. When all defaults in principal and interest payments have been cured, the custody and operation of the System shall revert to the City. No remedy herein conferred upon or reserved to the Bondholder is intended to be exclusive of any other remedy or remedies herein provided or provided by law, and every such remedy shall be cumulative and shall be in addition to every other remedy given hereunder or given by law. No delay or omission of the Bondholder to exercise any right or power accrued upon any default shall impair any such right or power or shall be construed to be a waiver of any default or an acquiescence therein; and every power and remedy given by this Ordinance to the Bondholder may be exercised from time to time and as often as may be deemed expedient.

No waiver of any default shall extend to or affect any other existing or any subsequent default or defaults or impair any rights or remedies consequent thereon. Any costs of enforcement of the bond or of any provision of this Ordinance, including reasonable attorney's fees, shall be paid by the City. The Authority may enforce all rights and exercise all remedies available to the Bondholder in the event the Servicing Fee is not paid when due.

Section 21. When the bond has been executed and sealed as herein provided, it shall be delivered to the Bondholder upon payment of all or a portion of the purchase price in accordance with the Agreement. Sale proceeds in the amount necessary to make all or a portion of the interest and Servicing Fee payments during the construction period shall be applied, unless otherwise directed by the City, to monthly payments of interest and Servicing Fee to and including December 1, 2028. The balance of the sale proceeds shall be deposited, as and when received, in a special account of the City hereby created in a bank selected by the City that is a member of the FDIC and designated the "2024 Sewer Construction Fund" (the "Construction Fund"). The moneys in the Construction Fund shall be used for reimbursing the City for the costs paid in accomplishing the Improvements, expenses incidental thereto and the expenses of issuing the bond approved in accordance with the Agreement. Payments from the Construction Fund shall be by check or voucher drawn on the depository signed manually or electronically by the Finance Director and the Assistant Finance Director. Each such check or voucher shall briefly specify the purpose of the expenditure.

Section 22. The terms of this Ordinance shall constitute a contract among the City, the Bondholder and the Commission and no variation or change in the undertaking herein set forth shall be made while the bond is outstanding unless consented to in writing by the Bondholder and the Commission.

Section 23. The City agrees that it will keep proper records, books and accounts relating to the operation of the System, which shall be kept separate from all other records and accounts of the City, in which complete and correct entries shall be made of all transactions relating to the operation of the System in accordance with generally accepted government accounting standards. Such books shall be available for inspection by the Bondholder and the Commission, or the agent or the representative of either, at reasonable times and under reasonable circumstances. The City agrees to have these records audited by an Accountant at least once each year and a copy of the audit report shall be furnished to the Commission and the Bondholder. In the event the City fails or refuses to furnish or cause such reports to be furnished, the Bondholder may have the reports made, and the cost thereof shall be charged against the Operation and Maintenance Fund.

Section 24. The City covenants and agrees that it will maintain the System in good condition and operate it in an efficient manner and at reasonable cost. The City agrees that, to the extent comparable protection is not otherwise provided to the satisfaction of the Bondholder and the Commission, it will insure, and at all times keep insured in a responsible insurance company or companies selected by the City and authorized and qualified under the laws of the State to assume the risk thereof, properties of the System, to the extent that such properties would be covered by insurance by private companies engaged in similar types of businesses, against loss or damage thereto from fire and other perils included in extended coverage insurance in effect in the State. In the event of loss, the proceeds of such insurance shall be applied solely toward the reconstruction, replacement or repair of the System, and in such event the City will, with reasonable promptness, cause to be commenced and completed the reconstruction, replacement and repair work.

Section 25. In the event the office of Mayor, City Clerk, City Treasurer, Finance Director or Assistant Finance Director shall be abolished, or any two or more of such offices shall be merged or consolidated, or in the event the duties of a particular office shall be transferred to another office or officer, or in the event of a vacancy in any such office by reason of death, resignation, removal from office or otherwise, or in the event any such officer shall become incapable of performing the duties of his office by reason of sickness, absence from the City or otherwise, all powers conferred and all obligations and duties imposed upon such office or officer shall be performed by the office or officer succeeding to the principal functions thereof, or by the office or officer upon whom such powers, obligations and duties shall be imposed by law.

Section 26. The City agrees that the Bondholder may pledge the bond as security for the ADFA Bonds, and the ADFA Trustee and/or the municipal bond insurer for the ADFA Bonds may exercise any rights and remedies available to the Bondholder under this Ordinance or the Agreement while the bond is pledged and/or the ADFA Bonds are insured. In addition, the City agrees that while the bond is pledged and/or the ADFA Bonds are insured, copies of all financial information shall be furnished to the ADFA Trustee and/or the municipal bond insurer.

Section 27. A copy of the Agreement shall be filed in the office of the City Clerk where it may be inspected by any interested person.

Section 28. Notice of the adoption of this Ordinance shall be posted at Bentonville Public Library, Bentonville City Hall, Bentonville Community Center, Bentonville Municipal Works Facility and Bentonville Police Department, being five of the most public places in the City.

Section 29. The provisions of this Ordinance are hereby declared to be separable, and if any provision shall for any reason be held illegal or invalid, it shall not affect the validity of the remainder of this Ordinance.

Section 30. References in this Ordinance to "Bondholder" shall include the original Bondholder or any registered assign thereof.

Section 31. It is hereby ascertained and declared that the Improvements are immediately needed for the preservation of the public peace, health and safety and to remove existing hazards thereto. The Improvements cannot be accomplished without the issuance of the bond, which cannot be sold at the interest rate specified herein unless this Ordinance is immediately effective. Therefore, it is declared that an emergency exists and this Ordinance being necessary for the preservation of the public peace, health and safety shall be in force and take effect immediately upon and after its passage.

PASSED: _____, 2024.

APPROVED:

Mayor

ATTEST:

City Clerk

(SEAL)

CERTIFICATE

The undersigned, City Clerk of the City of Bentonville, Arkansas (the "City"), hereby certifies that the foregoing pages are a true and perfect copy of Ordinance No. _____, adopted at a regular session of the City Council of the City, held at the regular meeting place in the City at 6:00 o'clock p.m., on the 10th day of September, 2024, and that the Ordinance is of record in Ordinance Record Book No. _____, Page _____, now in my possession.

GIVEN under my hand and seal on this _____ day of September, 2024.

City Clerk

(SEAL)



City of Bentonville, Arkansas Agenda Item Form

Item Details

Council Meeting Date:	9/10/2024	Submitted By:	Tracy Billings
Phone:	479-696-0229	For Department(s):	Transportation
Email:	tbillings@bentonvillear.com		

Item Type (Check all that apply)

☐ Informational	☐ Bid Award	☐ Enter into an Agreement	☐ Change Order
☐ Recognizing Funds	☐ Budget Adjustment	☐ Waiver of Bid	☐ Emergency Clause
☒ Ordinance	☐ Resolution	☐ Informational	

Title, Recommendation & Justification

Title:	Public Hearing and Ordinance vacating Utility/Drainage Easement (VAC24-0007)
Action Recommendation & Justification:	Public Hearing and approval of Ordinance vacating a Utility/Drainage Easement Vacations located at Lot 4, Block 3 of Edgar Estates Subdivision (VAC24-0007).
Additional Comments for Consideration (Optional):	
Amount for Approval:	\$ 0

Budget Impact

Is this Item Budgeted? ☐ YES ☐ NO ☐ ITEM HAS NO COST ☐ OTHER: _____

Budget Adjustment (to be completed by Finance when applicable)

Account Number (ORG-OBJECT)	Account Description	Expense	Revenue
Account Number (ORG-OBJECT)	Account Description	Expense	Revenue
Account Number (ORG-OBJECT)	Account Description	Expense	Revenue
Account Number (ORG-OBJECT)	Account Description	Expense	Revenue
Account Number (ORG-OBJECT)	Account Description	Expense	Revenue

Fund(s) Impacted

(check all that apply)

☐ General Fund ☐ Utility Fund ☐ Street Fund ☐ Other(s): _____

Budget Impact Notes for Consideration (Optional):

City of Bentonville, Arkansas

City Hall

305 SW A Street Bentonville, AR 72712

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Page 42 of 200

TYPE

 **Easement Vacation**

SW HAYFIELD AVE

134

133

132

131

130

6

5

4

3

2

SW NOTTINGHAM AVE

24

25

26

27

28



VAC24-0007

**Proposed South 6' of 20' Drainage and Utility Easement Vacation
1806 SW Nottingham Ave**



ORDINANCE NO _____

**AN ORDINANCE VACATING A UTILITY/DRAINAGE EASEMENT LOCATED AT
LOT 4, BLOCK 3 OF EDGAR ESTATES SUBDIVISION OF THE CITY OF
BENTONVILLE, ARKANSAS, BENTON COUNTY ARKANSAS (VAC24-0007).**

WHEREAS, a petition was filed with the City Council of the City of Bentonville, Arkansas, by Alex Kalludra asking the City Council to vacate a utility/drainage easement located in the City of Bentonville, Benton County, Arkansas, which portion is more particularly described as follows:

A vacation of the south 6' of the 20' Utility and Drainage Easement on the North side of Lot 4 Block 3 of Edgar Estates Subdivision as shown on Plat Record Book 2016 Page 203 and filed for record at the Benton County Clerk's Office, Benton County, Arkansas

WHEREAS, after due notice as required by law, the Council has at the time and place mentioned the notice, heard all persons desiring to be heard on the question; that all the owners of the property abutting the easement to be vacated have joined in the petition or consented to the granting of the petition; and the public interest and welfare will not be adversely affected by the abandonment of the above described utility/drainage easement.

NOW THEREFORE BE IT ORDAINED, by the City Council of the City of Bentonville, Arkansas:

Section 1: The City of Bentonville Arkansas releases, vacates, and abandons all of its rights together with the rights of the public generally, in and to a utility easement designated as follows:

A vacation of the south 6' of the 20' Utility and Drainage Easement on the North side of Lot 4 Block 3 of Edgar Estates Subdivision as shown on Plat Record Book 2016 Page 203 and filed for record at the Benton County Clerk's Office, Benton County, Arkansas

Section 2: A copy of this Ordinance, duly certified by the City Clerk, shall be filed in the Office of the Recorder of Benton County, Arkansas and recorded in the deed records of the County.

Section 3: This Ordinance shall take effect and be in force from and after its passage. The above and foregoing Ordinance was passed, approved, and adopted the _____ day of _____, 2024 at a regular meeting of the City Council of the City of Bentonville, Arkansas.

Malorie Marrs, City Clerk
Bentonville, Arkansas

Stephanie Orman, Mayor
City of Bentonville, Arkansas



City of Bentonville, Arkansas Agenda Item Form

Item Details

Council Meeting Date:	9/10/2024	Submitted By:	Dan Weese
Phone:	479-254-2024	For Department(s):	Engineering
Email:	dweese@bentonvillear.com		

Item Type (Check all that apply)

☐ Informational	☐ Bid Award	☐ Enter into an Agreement	☒ Change Order
☐ Recognizing Funds	☐ Budget Adjustment	☐ Waiver of Bid	☐ Emergency Clause
☐ Ordinance	☒ Resolution	☐ Informational	

Title, Recommendation & Justification

Title:	Resolution approving Little Osage Trib 2 Ph 2 Drainage Improvements - Crafton Tull Amendment 5
Action Recommendation & Justification:	Staff recommends approving an amendment with Crafton Tull for additional professional services. Additional services include bidding services, construction redesign, easement documentation, and project management. No budget adjustment is needed.
Additional Comments for Consideration (Optional):	Project PIIP22-0009 Little Osage Trib 2 Phase 2 Drainage Improvements. This firm was selected following the City's Purchasing Policy for professional services.
Amount for Approval:	\$ 67,419.00

Budget Impact

Is this Item Budgeted? ☐ YES ☒ NO ☐ ITEM HAS NO COST ☐ OTHER: Drainage Bond

Budget Adjustment (to be completed by Finance when applicable)

Account Number (ORG-OBJECT)	Account Description	Expense	Revenue
Account Number (ORG-OBJECT)	Account Description	Expense	Revenue
Account Number (ORG-OBJECT)	Account Description	Expense	Revenue
Account Number (ORG-OBJECT)	Account Description	Expense	Revenue
Account Number (ORG-OBJECT)	Account Description	Expense	Revenue

Fund(s) Impacted

(check all that apply)

☐ General Fund ☐ Utility Fund ☐ Street Fund ☐ Other(s): _____

Budget Impact Notes for Consideration (Optional):

City of Bentonville, Arkansas

City Hall

305 SW A Street Bentonville, AR 72712

AMENDMENT NO. 5 TO OWNER-ENGINEER AGREEMENT

Subject of Amendment: Additional Services

1. Background Data:

- a. Effective Date of OWNER-ENGINEER Agreement: November 10, 2005
- b. OWNER: City of Bentonville
- c. ENGINEER: Crafton, Tull & Associates, Inc.
- d. Project: Tributary 2 to Little Osage Creek Drainage Improvements

2. Nature of Amendment

- Additional Services to be performed by ENGINEER
- Modifications to Payment to ENGINEER

3. Description of Modifications

See Attachment 1, "Modifications"

OWNER and ENGINEER hereby agree to modify the above-referenced Agreement as set forth in this Amendment. All provisions of the Agreement not modified by this or previous Amendments remain in effect. The Effective Date of this Amendment is June 13, 2024.

OWNER:

ENGINEER:

CITY OF BENTONVILLE, AR

CRAFTON, TULL & ASSOCIATES, INC.

By: _____
Stephanie Orman

By: _____
Bill Burnett, P.E.

Title: Mayor

Title: Vice President

Date Signed: _____

Date Signed: 8/20/2024

ATTACHMENT 1

MODIFICATIONS

Additional Services to be performed by ENGINEER:

- Additional Services Item 1 - Additional services for rebidding the project after the City was not able to execute a contract with the apparent low-bidder during the original letting. This included efforts surrounding the legal review of the contract with regard to the City's available options, reviewing the low-bidder's material submittals, and other general activities leading up to construction, which was ultimately cancelled. The plans and specifications were revised per all of the findings from the initial effort and a second bid opening was conducted.
- Additional Services Item 2 - Additional redesign work for the sanitary sewer lines at SW A Street. This was due to the discovery of an existing AT&T concrete duct bank that was neither located by One-Call, nor previously disclosed by AT&T. At the City's request, we also hired Badger Daylighting as a sub-consultant to expose the duct bank and other utilities so our surveyors could obtain precise elevations on them.
- Additional Services Item 3 - BWU requested another redesign to upsize the sewer line from the existing 10" to a larger 18" pipe to accommodate their future sewer upgrade plans for the City. This also resulted in the redesign of some of the adjacent stormwater drainage facilities to make room for the larger line.
- Additional Services Item 4 - Redesign was required after the existing sewer lines at both SW A Street and at Main Street were discovered to be significantly lower in elevation than the interpolation between the existing manhole elevations suggested.
- Additional Services Item 5 - Additional easement document preparation. Drainage and utility easements needed for the project were originally acquired with the Phase 1 project circa 2015. It was more recently discovered that two additional easements would be needed to accommodate the water and sewer redesign work of the Phase 2 project.
- Additional Contract Time Item 6 - Additional project management, communication, and weekly updates for the additional time period the project has extended beyond the originally anticipated schedule.

Modifications to Payment to ENGINEER:

The OWNER shall pay ENGINEER for the Additional Services set forth above an amount equal to the cumulative hours charged to the Project by each class of the ENGINEER's employees times Standard Hourly Rates for each applicable billing class for all services performed on the Project, plus Reimbursable Expenses charged at cost times a 1.15 multiplier and ENGINEER's consultants charged at cost times a 1.05 multiplier, if any consultants are included. Standard Hourly Rates shall be those shown in the attached Exhibit "B". The compensation for the Additional Services described herein is estimated to be \$ 67,419.00.

- Additional Services Item 1 (Rebid) \$ 11,950
- Additional Services Item 2 (Duct Bank) \$ 25,398
- Additional Services Item 3 (Sewer Upsize) \$ 7,017
- Additional Services Item 4 (Low Sewer Elev's) \$ 11,978
- Additional Services Item 5 (Additional Esmts) \$ 3,086
- Additional Services Item 6 (Contract Time) \$ 7,990



Exhibit "B"

Standard Hourly Rate Schedule Effective January 1, 2024

Category	Hourly Rate
CIVIL ENGINEERING	
ENGINEERING PRINCIPAL	\$ 250
SR. ENGINEERING MANAGER	\$ 225
ENGINEERING MANAGER	\$ 190
SR. PROJECT ENGINEER	\$ 165
PROJECT ENGINEER	\$ 145
ENGINEER INTERN III	\$ 135
ENGINEER INTERN II	\$ 125
ENGINEER INTERN I	\$ 115
SR. ENGINEERING DESIGNER	\$ 165
ENGINEERING DESIGNER III	\$ 130
ENGINEERING DESIGNER II	\$ 110
ENGINEERING DESIGNER I	\$ 100
ENGINEERING CAD TECHNICIAN III	\$ 90
ENGINEERING CAD TECHNICIAN II	\$ 80
ENGINEERING CAD TECHNICIAN I	\$ 70
ENVIRONMENTAL	
ENVIRONMENTAL MANAGER	\$ 200
SR. ENVIRONMENTAL SCIENTIST	\$ 150
PROJECT ENVIRONMENTAL SCIENTIST	\$ 120
ENVIRONMENTAL SCIENTIST II	\$ 100
ENVIRONMENTAL SCIENTIST I	\$ 80
INSPECTION	
SR. INSPECTOR	\$ 115
INSPECTOR II	\$ 100
INSPECTOR I	\$ 80
LANDSCAPE ARCHITECTURE	
LANDSCAPE ARCHITECTURE MANAGER	\$ 170
SR. LANDSCAPE ARCHITECT	\$ 150
PROJECT LANDSCAPE ARCHITECT	\$ 130
LANDSCAPE ARCHITECT INTERN II	\$ 110
LANDSCAPE ARCHITECT INTERN I	\$ 90
LANDSCAPE ARCHITECTURE DESIGNER	\$ 85
ADMINISTRATIVE	
ADMINISTRATIVE PRINCIPAL	\$ 220
ADMINISTRATIVE MANAGER	\$ 165
ADMINISTRATIVE IV	\$ 105
ADMINISTRATIVE III	\$ 85
ADMINISTRATIVE II	\$ 65
ADMINISTRATIVE I	\$ 50

Category	Hourly Rate
PLANNING	
PLANNING MANAGER	\$ 210
SR. PLANNER	\$ 190
PROJECT PLANNER	\$ 130
PLANNER II	\$ 110
PLANNER I	\$ 95
SURVEYING	
SURVEYING PRINCIPAL	\$ 230
SR. SURVEYING MANAGER	\$ 195
SURVEYING MANAGER	\$ 175
SR. PROJECT SURVEYOR	\$ 155
PROJECT SURVEYOR	\$ 140
SURVEYOR INTERN II	\$ 125
SURVEYOR INTERN I	\$ 110
SURVEY COORDINATOR	\$ 115
CREW CHIEF II	\$ 105
CREW CHIEF I	\$ 95
FIELD SURVEYOR III	\$ 85
FIELD SURVEYOR II	\$ 75
FIELD SURVEYOR I	\$ 65
SURVEY CAD TECHNICIAN III	\$ 105
SURVEY CAD TECHNICIAN II	\$ 80
SURVEY CAD TECHNICIAN I	\$ 70
UAV SERVICES	
UAV TEAM LEAD	\$ 120
UAV PILOT	\$ 80
GEOGRAPHIC INFORMATION SYSTEMS	
SR. GIS MANAGER	\$ 175
GIS MANAGER	\$ 130
GIS ANALYST	\$ 105
GIS TECHNICIAN II	\$ 80
GIS TECHNICIAN I	\$ 55
REIMBURSABLE EXPENSES	
GPS Equipment.....	\$35/Hour
Robotic Survey Equipment.....	\$20/Hour
LiDAR Scanning Equipment	\$35/Hour
UAV	\$1000/Unit
Job Related Mileage.....	\$0.67/Mile
Per Diem for Out of Town Crews.....	Per GSA Allowable
Airfare and other travel related expenses.....	At Cost
Black and white 8.5"x11" Copies	\$0.15/sheet
Color 8.5"x11" Copies	\$1.50/sheet
Photo Paper Color Plan Sheet Copies	\$0.75/sq. ft.
Reproducible Plan Copies (Vellum)	\$1.50/sq. ft.
Reproducible Plan Copies (Bond)	\$0.35/sq. ft.
All rates are subject to change without notice.	

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO AN AMENDED AGREEMENT WITH CRAFTON, TULL & ASSOCIATES, INC., FOR ADDITIONAL PROFESSIONAL SERVICES ON THE LITTLE OSAGE TRIBUTARY 2 PHASE 2 DRAINAGE IMPROVEMENT PROJECT, IN THE AMOUNT OF SIXTY-SEVEN THOUSAND FOUR HUNDRED NINETEEN DOLLARS (\$67,419.00); AND FOR OTHER PURPOSES.

WHEREAS, the City of Bentonville previously entered into an agreement with Crafton, Tull & Associates, Inc., for professional services related to the Little Osage Drainage Improvement Project;

WHEREAS, Crafton, Tull & Associates, Inc. was selected following the City's standard solicitation and selection process for the procurement of professional services in accordance with state law;

WHEREAS, the City requests this amendment for additional for additional professional services that include bidding services, construction redesign, easement documentation, and project management; and

WHEREAS, this amendment will be paid using Drainage Bond monies.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF BENTONVILLE, ARKANSAS.

Section 1: That the Mayor and City Clerk are hereby authorized to enter into Amendment #5 with Crafton, Tull & Associates, Inc., for additional professional services for the Little Osage Tributary 2 Phase 2 Drainage Improvement Project (PIIP22-0009) project in an amount of sixty-seven thousand four hundred nineteen dollars (\$67,419.00);

Section 2 - Severability Provision: If any part of this Resolution is held invalid, the remainder of this Resolution shall continue in effect as if such invalid portion never existed; and

Section 3 - Repeal of Conflicting Resolutions: All Ordinances, Resolutions, or Orders of the City Council, or parts of the same, in conflict with this Resolution are repealed to the extent of such conflict.

PASSED and APPROVED this ____ day of _____, 2024.

APPROVED:

Stephanie Orman, MAYOR

ATTEST:

Malorie Marrs, CITY CLERK



City of Bentonville, Arkansas Agenda Item Form

Item Details

Council Meeting Date:	9/10/2024	Submitted By:	Dan Weese
Phone:	479-254-2024	For Department(s):	Transportation
Email:	dweese@bentonvillear.com		

Item Type (Check all that apply)

☐ Informational	☐ Bid Award	☐ Enter into an Agreement	☒ Change Order
☐ Recognizing Funds	☐ Budget Adjustment	☐ Waiver of Bid	☐ Emergency Clause
☐ Ordinance	☒ Resolution	☐ Informational	

Title, Recommendation & Justification

Title:	Resolution approving SE Walton and SE J Street Intersection - Garver Amendment 1
Action Recommendation & Justification:	Staff recommends approving an amendment with Garver for additional professional services. In general, the additional services include additional bidding services, value engineering which resulted in cost savings and geotechnical services. No budget adjustment is needed.
Additional Comments for Consideration (Optional):	Project PIIP22-0036 SE Walton and SE J Street Intersection Amendment 1. This firm was selected following the City's standard RFQ solicitation and selection process for the procurement of professional services in accordance with state law. Garver was selected through RFQ-21-17.
Amount for Approval:	\$ 59,650.00

Budget Impact

Is this Item Budgeted? ☐ YES ☒ NO ☐ ITEM HAS NO COST ☐ OTHER: Street Bond

Budget Adjustment (to be completed by Finance when applicable)

Account Number (ORG-OBJECT)	Account Description	Expense	Revenue
		\$	\$
Account Number (ORG-OBJECT)	Account Description	Expense	Revenue
		\$	\$
Account Number (ORG-OBJECT)	Account Description	Expense	Revenue
		\$	\$
Account Number (ORG-OBJECT)	Account Description	Expense	Revenue
		\$	\$

Fund(s) Impacted

(check all that apply)

☐ General Fund ☐ Utility Fund ☐ Street Fund ☐ Other(s): _____

Budget Impact Notes for Consideration (Optional):

City of Bentonville, Arkansas

City Hall

305 SW A Street Bentonville, AR 72712



**AMENDMENT TO AGREEMENT FOR PROFESSIONAL SERVICES
CITY OF BENTONVILLE, ARKANSAS**

**SE Walton and SE J Street Intersection Improvements
Project No. 21T21090**

CONTRACT AMENDMENT NO. 1

This Contract Amendment No. 1 ("Amendment"), effective on the date last written below, shall amend the original contract between the City of Bentonville (CITY) and Garver, LLC (ENGINEER), dated July 29, 2021 referred to in the following paragraphs as the "Agreement."

This Amendment adds professional services for the SE Walton and SE J Street Intersection Improvement Project. In general, this Amendment contains the following:

- Additional Bidding and Contractor procurement services.
- Performance of a Value Engineering Study and subsequent project redesign and estimating for the accepted value engineering items **resulting in a project savings of \$503,510.**
- Add fee for geotechnical services.

The Agreement is hereby modified as follows:

APPENDIX B-1 – SUPPLEMENTAL SCOPE OF SERVICE

Replace Section 8 – Bidding Services of Appendix B-1 of the agreement in its entirety with the following:

8. During the bidding phase of the project, Garver will provide the following bidding services for a total of two (2) different project bids:
- A. Prepare and submit Advertisement for Bids as directed by the Owner. Owner will pay advertising costs outside of this contract.
 - B. Dispense digital construction contract documents to prospective bidders.
 - C. Support the contract documents by responding to Contractor RFIs and preparing addenda as appropriate.
 - D. Participate in a pre-bid meeting.
 - E. Attend the bid opening.

In addition, Garver will assist in the preparation of an RFP to be utilized for construction company procurement in lieu of project bidding. Tasks will include the following:

- A. Review of the project front-end specifications and provide recommendations of necessary changes to convert the specifications and bidding documents to an RFP format.
- B. Coordinate with the City Engineering and Purchasing Departments to determine final RFP language and revise existing documentation as necessary.
- C. Evaluate contractor responses.
- D. Prepare construction contracts.



Add the following Section to the scope of services as contained in Appendix B-1:

12. Value Engineering

The following items will be performed by Garver subsequently to the selection of the Contractor based on the submitted proposal:

- A. Provide a value engineering review of the planned project improvements and provide recommendations for items that can be removed from the project without sacrificing functionality of the improvements along with the estimated cost of the identified VE items.
- B. Prepare a report of the findings of the value engineering study.
- C. Attend three (3) joint meetings with the City and selected Contractor to discuss study findings.
- D. Revise the project plans and quantities to take into account all the selected VE items that are accepted by the City.

APPENDIX C – SCHEDULE OF FEES AND SERVICES, KEY MILESTONES, AND DURATIONS FOR MAJOR TASKS

The following project fees table that summarizes the fees contained in the original agreement and the amended fees shall replace the table contained in Appendix C:

SCHEDULE OF FEES – AMENDMENT NO. 1

Title I Service	Original Estimated Fees	Amendment No. 1 Estimated Fees	Total Estimated Fees
Surveys	\$ 43,710.00	\$ -	\$ 43,710.00
As-Built Surveys	\$ 11,650.00	\$ -	\$ 11,650.00
Geotechnical Services (GHBW)	\$ -	\$ 5,500.00	\$ 5,500.00
Conceptual Design - Roadway	\$ 24,600.00	\$ -	\$ 24,600.00
Conceptual Design - Signalization	\$ 7,175.00	\$ -	\$ 7,175.00
Conceptual Design - Water & Sewer	\$ 6,650.00	\$ -	\$ 6,650.00
Preliminary Design - Roadway	\$ 48,250.00	\$ -	\$ 48,250.00
Preliminary Design - Signalization	\$ 23,000.00	\$ -	\$ 23,000.00
Preliminary Design - Water & Sewer Relocations	\$ 20,000.00	\$ -	\$ 20,000.00
Final Design - Roadway	\$ 58,850.00	\$ -	\$ 58,850.00
Final Design - Signalization	\$ 9,050.00	\$ -	\$ 9,050.00
Final Design - Water & Sewer Relocations	\$ 29,850.00	\$ -	\$ 29,850.00
Property Acquisition Documents	\$ 14,210.00	\$ -	\$ 14,210.00
Value Engineering	\$ -	\$ 42,120.00	\$ 42,120.00
Bidding Services	\$ 5,500.00	\$ 12,030.00	\$ 17,530.00
Subtotal for Title I Service	\$ 302,495.00	\$ 59,650.00	\$ 362,145.00
Title II Service			
Construction Phase Services	\$ 92,000.00	\$ -	\$ 119,074.00
Subtotal for Title II Service	\$ 92,000.00	\$ -	\$ 92,000.00
Total All Services	\$ 394,495.00	\$ 59,650.00	\$ 454,145.00

In addition, the following fee spreadsheet for Bidding shall replace the spreadsheet contained in the original agreement and the Value Engineering fee spreadsheet shall be added to Appendix C.



Appendix C – Amendment No. 1

VALUE ENGINEERING

WORK TASK DESCRIPTION	E-6	E-3	E-2	E-1	T-2	P-2
	\$306.00	\$175.00	\$143.00	\$125.00	\$115.00	\$187.00
	hr	hr	hr	hr	hr	hr
1. Civil Engineering						
Value Engineering Evaluations and Recommendations	8			24	5	
Value Engineering Cost Estimation	2			6	4	
Final Plan Revisions						
Typical Sections				5	5	
Plan & Profile Sheets	8			28	36	
Drainage Plan & Profile Sheets	4			16	6	
Cross Sections				4	6	
Maintenance of Traffic Plan				2	12	
Final Drainage Design/Report	2			16	2	
Signage and Striping Plans				2	6	
Intersection Grading Plans				8	16	
Demolition Plan				2	10	
Erosion Control Plans				2	10	
QC Review - Plan Revisions	4			6		
Coordination and Meetings with Owner/Contractor	8			12		
Opinion of Probable Construction Cost Savings				6		
Subtotal - Civil Engineering	36	0	0	139	118	0
Hours	36	0	0	139	118	0
Salary Costs	\$11,016.00	\$0.00	\$0.00	\$17,375.00	\$13,570.00	\$0.00
SUBTOTAL - SALARIES:		\$41,961.00				
DIRECT NON-LABOR EXPENSES						
Document Printing/Reproduction/Assembly	\$100.00					
Travel Costs	\$59.00					
SUBTOTAL - DIRECT NON-LABOR EXPENSES:		\$159.00				
TOTAL FEE:		\$42,120.00				



Appendix C – Amendment No. 1

BIDDING SERVICES

WORK TASK DESCRIPTION	E-6	E-5	E-4	E-3	E-1	T-1
	\$306.00	\$248.00	\$204.00	\$175.00	\$125.00	\$91.00
	hr	hr	hr	hr	hr	hr
1. Civil Engineering						
Dispense plans and specs to prospective bidders (x 2 bids)				4		
Addendums/Inquiries (x 2 bids)	4			16		
Pre-Bid Meeting (x 2 bids)	4			8		
Bid Opening (x 2 bids)	4			4		
Prepare bid tabulation - Not Applicable						
Evaluate bids and recommend award - Not Applicable						
Prepare construction contracts - Not Applicable						
Notice to Proceed - Not Applicable						
Construction RFP Preparation	8			24	12	
Subtotal - Civil Engineering	20	0	0	56	12	0
Hours	20	0	0	56	12	0
Salary Costs	\$6,120.00	\$0.00	\$0.00	\$9,800.00	\$1,500.00	\$0.00
SUBTOTAL - SALARIES:		\$17,420.00				
<u>DIRECT NON-LABOR EXPENSES</u>						
Document Printing/Reproduction/Assembly	\$40.00					
Postage/Freight/Courier	\$0.00					
Travel Costs	\$70.00					
SUBTOTAL - DIRECT NON-LABOR EXPENSES:		\$110.00				
TOTAL FEE:		\$17,530.00				



Terms and conditions of the Agreement not modified herein remain unchanged and in full force and effect.

This Amendment may be executed in two (2) or more counterparts each of which shall be deemed an original, but all of which together shall constitute one and the same instrument.

IN WITNESS WHEREOF, City of Bentonville and Garver have executed this Amendment effective as of the date last written below.

CITY OF BENTONVILLE

GARVER, LLC

By: _____
Signature

By: _____
Signature

Name: _____
Printed Name

Name: Ronald S. Petrie
Printed Name

Title: _____

Title: Vice President

Date: _____

Date: _____

Attest: _____

Attest: _____

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO AN AMENDED AGREEMENT WITH GARVER, LLC, FOR ADDITIONAL PROFESSIONAL SERVICES ON THE SE WALTON AND SE J STREET PROJECT, IN THE AMOUNT OF FIFTY-NINE THOUSAND SIX HUNDRED FIFTY DOLLARS (\$59,650.00); AND FOR OTHER PURPOSES.

WHEREAS, the City of Bentonville previously entered into an agreement with Garver, LLC, for professional services related to the SE Walton and SE J Street Improvements;

WHEREAS, Garver, LLC was selected following the City's standard Request for Qualifications (RFQ-21-17) solicitation and selection process for the procurement of professional services in accordance with state law;

WHEREAS, the City requests this amendment for additional for additional professional services that include bidding services and performance of a Value Engineering Study which resulted in cost savings and geotechnical services; and

WHEREAS, this amendment will be paid using Street Bond monies.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF BENTONVILLE, ARKANSAS.

Section 1: That the Mayor and City Clerk are hereby authorized to enter into Amendment #1 with Garver, LLC, for additional professional services for the SE Walton and SE J Street Project (PIIP22-0036) in an amount of fifty-nine thousand six hundred fifty dollars (\$59,650.00);

Section 2 - Severability Provision: If any part of this Resolution is held invalid, the remainder of this Resolution shall continue in effect as if such invalid portion never existed; and

Section 3 - Repeal of Conflicting Resolutions: All Ordinances, Resolutions, or Orders of the City Council, or parts of the same, in conflict with this Resolution are repealed to the extent of such conflict.

PASSED and APPROVED this _____ day of _____, 2024.

APPROVED:

Stephanie Orman, MAYOR

ATTEST:

Malorie Marrs, CITY CLERK



City of Bentonville, Arkansas Agenda Item Form

Item Details

Council Meeting Date:	9/10/2024	Submitted By:	Dan Weese
Phone:	479-254-2024	For Department(s):	Transportation
Email:	dweese@bentonvillear.com		

Item Type (Check all that apply)

☐ Informational	☐ Bid Award	☐ Enter into an Agreement	☒ Change Order
☐ Recognizing Funds	☐ Budget Adjustment	☐ Waiver of Bid	☐ Emergency Clause
☐ Ordinance	☒ Resolution	☐ Informational	

Title, Recommendation & Justification

Title:	Resolution approving SE Walton and SE Medical Center Parkway Intersection - Garver Amendment 1
Action Recommendation & Justification:	Staff recommends approving an amendment with Garver for additional professional services. In general, the additional services include additional bidding services, value engineering which resulted in cost savings, geotechnical services and additional fees for construction inspection. No budget adjustment is needed.
Additional Comments for Consideration (Optional):	PIIP22-0037 SE Walton and SE Medical Center Parkway Intersection Project. This firm was selected following the City's standard RFQ solicitation and selection process for the procurement of professional services in accordance with state law. Garver was selected through RFQ-21-17.
Amount for Approval:	\$ 74,100.00

Budget Impact

Is this Item Budgeted? ☐ YES ☒ NO ☐ ITEM HAS NO COST ☐ OTHER: Street Bond

Budget Adjustment (to be completed by Finance when applicable)

Account Number (ORG-OBJECT)	Account Description	Expense	Revenue
Account Number (ORG-OBJECT)	Account Description	Expense	Revenue
Account Number (ORG-OBJECT)	Account Description	Expense	Revenue
Account Number (ORG-OBJECT)	Account Description	Expense	Revenue
Account Number (ORG-OBJECT)	Account Description	Expense	Revenue

Fund(s) Impacted

(check all that apply)

☐ General Fund ☐ Utility Fund ☐ Street Fund ☐ Other(s): _____

Budget Impact Notes for Consideration (Optional):

City of Bentonville, Arkansas

City Hall

305 SW A Street Bentonville, AR 72712



**AMENDMENT TO AGREEMENT FOR PROFESSIONAL SERVICES
CITY OF BENTONVILLE, ARKANSAS**

**SE Walton and Medical Center Pkwy. Intersection Improvements
Project No. 21T21080**

CONTRACT AMENDMENT NO. 1

This Contract Amendment No. 1 ("Amendment"), effective on the date last written below, shall amend the original contract between the City of Bentonville (CITY) and Garver, LLC (ENGINEER), dated July 29, 2021 referred to in the following paragraphs as the "Agreement."

This Amendment adds professional services for the SE Walton and Medical Center Parkway Intersection Improvement Project. In general, this Amendment contains the following:

- Additional Bidding and Contractor procurement services.
- Performance of a Value Engineering Study and subsequent project redesign and estimating for the accepted value engineering items **resulting in a project savings of \$1,372,250.**
- Add fee for geotechnical services.
- Add 60 calendar days to the project construction time for providing partial construction phase services.

The Agreement is hereby modified as follows:

APPENDIX B-1 – SUPPLEMENTAL SCOPE OF SERVICE

Replace Section 8 – Bidding Services of Appendix B-1 of the agreement in its entirety with the following:

8. During the bidding phase of the project, Garver will provide the following bidding services for a total of two (2) different project bids:
 - A. Prepare and submit Advertisement for Bids as directed by the Owner. Owner will pay advertising costs outside of this contract.
 - B. Dispense digital construction contract documents to prospective bidders.
 - C. Support the contract documents by responding to Contractor RFIs and preparing addenda as appropriate.
 - D. Participate in a pre-bid meeting.
 - E. Attend the bid opening.

In addition, Garver will assist in the preparation of an RFP to be utilized for construction company procurement in lieu of project bidding. Tasks will include the following:

- A. Review of the project front-end specifications and provide recommendations of necessary changes to convert the specifications and bidding documents to an RFP format.
- B. Coordinate with the City Engineering and Purchasing Departments to determine final



- RFP language and revise existing documentation as necessary.
- C. Evaluate contractor responses.
- D. Prepare construction contracts.

Replace the following language contained in Section 9 - Construction Phase Services of Appendix B-1 of the agreement:

- G. Part-time resident construction observation services shall be increased from a 180 to a 240-calendar-day construction contract performance time. The proposed fee is based on approximately 4 hours per day, 5 days per week, during the 240-calendar-day construction contract performance time. If the construction time extends beyond the time established in this agreement or if the Owner wishes to increase the time or frequency of the observation, the Owner will pay Garver an additional fee agreed to by the Owner and Garver.

Add the following Section to the scope of services as contained in Appendix B-1:

12. Value Engineering

The following items will be performed by Garver subsequently to the selection of the Contractor based on the submitted proposal:

- A. Provide a value engineering review of the planned project improvements and provide recommendations for items that can be removed from the project without sacrificing functionality of the improvements along with the estimated cost of the identified VE items.
- B. Prepare a report of the findings of the value engineering study.
- C. Attend three (3) joint meetings with the City and selected Contractor to discuss study findings.
- D. Revise the project plans and quantities to take into account all the selected VE items that are accepted by the City.

APPENDIX C – SCHEDULE OF FEES AND SERVICES, KEY MILESTONES, AND DURATIONS FOR MAJOR TASKS

The following project fees table that summarizes the fees contained in the original agreement and the amended fees shall replace the table contained in Appendix C:



SCHEDULE OF FEES – AMENDMENT NO. 1

Title I Service		Original Estimated Fees	Amendment No. 1 Estimated Fees	Total Estimated Fees
Surveys		\$ 29,250.00	\$ -	\$ 29,250.00
As-Built Survey		\$ 6,299.00	\$ -	\$ 6,299.00
Geotechnical Services (GHBW)		\$ -	\$ 5,500.00	\$ 5,500.00
Conceptual Design - Roadway		\$ 23,650.00	\$ -	\$ 23,650.00
Conceptual Design - Signalization		\$ 6,600.00	\$ -	\$ 6,600.00
Conceptual Design - Water & Sewer Relocations		\$ 5,000.00	\$ -	\$ 5,000.00
Preliminary Design - Roadway		\$ 45,725.00	\$ -	\$ 45,725.00
Preliminary Design - Signalization		\$ 23,000.00	\$ -	\$ 23,000.00
Preliminary Design - Water & Sewer Relocations		\$ 16,100.00	\$ -	\$ 16,100.00
Final Design - Roadway		\$ 58,850.00	\$ -	\$ 58,850.00
Final Design - Signalization		\$ 9,050.00	\$ -	\$ 9,050.00
Final Design - Water & Sewer Relocations		\$ 24,550.00	\$ -	\$ 24,550.00
Property Acquisition Documents		\$ 12,340.00	\$ -	\$ 12,340.00
Value Engineering		\$ -	\$ 34,720.00	\$ 34,720.00
Bidding Services		\$ 5,500.00	\$ 11,400.00	\$ 16,900.00
Subtotal for Title I Service		\$ 265,914.00	\$ 51,620.00	\$ 317,534.00
Title II Service				
Construction Phase Services		\$ 89,175.00	\$ 22,480.00	\$ 111,655.00
Subtotal for Title II Service		\$ 89,175.00	\$ 22,480.00	\$ 111,655.00
Total All Services		\$ 355,089.00	\$ 74,100.00	\$ 429,189.00

In addition, the following fee spreadsheets for Bidding & Construction Phase Services shall replace the spreadsheets contained in the original agreement and the Value Engineering fee spreadsheet shall be added to Appendix C.



Appendix C – Amendment No. 1

VALUE ENGINEERING

WORK TASK DESCRIPTION	E-6	E-3	E-2	E-1	T-2	P-2
	\$282.00	\$161.00	\$132.00	\$115.00	\$106.00	\$172.00
	hr	hr	hr	hr	hr	hr
1. Civil Engineering						
Vaule Engineering Evaluations and Recommendations	6			24	4	
Value Engineering Cost Estimation	2			8	2	
Final Plan Revisions						
Typical Sections				2	4	
Plan & Profile Sheets	4			20	24	
Drainage Plan & Profile Sheets	2			6	12	
Cross Sections				2	6	
Maintenance of Traffic Plan	1			4	8	
Final Drainage Report/ H&H	2	12		28	6	
Signage and Striping Plans				2	6	
Intersection Grading Plans	1			6	10	
Demolition Plan				2	6	
Erosion Control Plans				2	6	
QC Review - Plan Revisions	4			4		
Coordination and Meetings with Owner/Contractor	6			10		
Opinion of Probable Construction Cost Savings	1			6		
Subtotal - Civil Engineering	29	12	0	126	94	0
Hours	29	12	0	126	94	0
Salary Costs	\$8,178.00	\$1,932.00	\$0.00	\$14,490.00	\$9,964.00	\$0.00
SUBTOTAL - SALARIES:		\$34,564.00				
<u>DIRECT NON-LABOR EXPENSES</u>						
Document Printing/Reproduction/Assembly	\$80.00					
Travel Costs	\$76.00					
SUBTOTAL - DIRECT NON-LABOR EXPENSES:		\$156.00				
TOTAL FEE:		\$34,720.00				



Appendix C – Amendment No. 1

BIDDING SERVICES

WORK TASK DESCRIPTION	E-6	E-5	E-4	E-3	E-1	T-1
	\$294.00	\$239.00	\$196.00	\$168.00	\$120.00	\$88.00
	hr	hr	hr	hr	hr	hr
1. Civil Engineering						
Dispense plans and specs to prospective bidders (x 2 bids)				4		
Addendums/Inquiries (x 2 bids)	4			12		
Pre-Bid Meeting (x 2 bids)	4			6		
Bid Opening (x 2 bids)	4			4		
Prepare bid tabulation - Not Applicable						
Evaluate bids and recommend award - Not Applicable						
Prepare construction contracts - Not Applicable						
Notice to Proceed - Not Applicable						
Construction RFP Preparation	8			30	12	
Subtotal - Civil Engineering	20	0	0	56	12	0
Hours	20	0	0	56	12	0
Salary Costs	\$5,880.00	\$0.00	\$0.00	\$9,408.00	\$1,440.00	\$0.00
SUBTOTAL - SALARIES:		\$16,728.00				
<u>DIRECT NON-LABOR EXPENSES</u>						
Document Printing/Reproduction/Assembly	\$98.00					
Postage/Freight/Courier	\$0.00					
Travel Costs	\$74.00					
SUBTOTAL - DIRECT NON-LABOR EXPENSES:		\$172.00				
TOTAL FEE:		\$16,900.00				



Appendix C – Amendment No. 1

CONSTRUCTION PHASE SERVICES

WORK TASK DESCRIPTION	E-6	E-3	E-2	E-1	T-1	C-2
	\$282.00	\$161.00	\$132.00	\$115.00	\$84.00	\$130.00
	hr	hr	hr	hr	hr	hr
1. Civil Engineering						
Preconstruction Meeting	2	2		2		2
Progress Meetings with Contractor/City		8				8
Monthly Pay Requests		8				8
Shop Drawings/Material Submittals	2	24		16		
Record Drawings		8		8	16	
Record Drawing Drainage Report	1	4		8	8	
Resident Construction Observation (4 hrs/day for 240 calendar day project)						686
Prepare Change Orders		4		4	4	
Final Project Inspection and Punchlist		8				4
Subtotal - Civil Engineering	5	66	0	38	28	708
Hours	5	66	0	38	28	708
Salary Costs	\$1,410.00	\$10,626.00	\$0.00	\$4,370.00	\$2,352.00	\$92,040.00
SUBTOTAL - SALARIES:		\$110,798.00				
<u>DIRECT NON-LABOR EXPENSES</u>						
Document Printing/Reproduction/Assembly	\$107.00					
Postage/Freight/Courier	\$0.00					
Travel Costs	\$750.00					
SUBTOTAL - DIRECT NON-LABOR EXPENSES:		\$857.00				
TOTAL FEE:		\$111,655.00				



Terms and conditions of the Agreement not modified herein remain unchanged and in full force and effect.

This Amendment may be executed in two (2) or more counterparts each of which shall be deemed an original, but all of which together shall constitute one and the same instrument.

IN WITNESS WHEREOF, City of Bentonville and Garver have executed this Amendment effective as of the date last written below.

CITY OF BENTONVILLE

GARVER, LLC

By: _____
Signature

By: _____
Signature

Name: _____
Printed Name

Name: Ronald S. Petrie
Printed Name

Title: _____

Title: Vice President

Date: _____

Date: _____

Attest: _____

Attest: _____

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO
ENTER INTO AN AMENDED AGREEMENT WITH GARVER LLC, FOR
ADDITIONAL PROFESSIONAL SERVICES ON THE SE WALTON AND SE
MEDICAL CENTER PARKWAY STREET PROJECT, IN THE AMOUNT OF
SEVENTY-FOUR THOUSAND ONE HUNDRED DOLLARS (\$74,100.00); AND
FOR OTHER PURPOSES.**

WHEREAS, the City of Bentonville previously entered into an agreement with Garver, LLC for professional services related to the SE Walton and SE Medical Center Parkway Street Improvements;

WHEREAS, Garver, LLC was selected following the City's standard Request for Qualifications (RFQ-21-17) solicitation and selection process for the procurement of professional services in accordance with state law;

WHEREAS, the City requests this amendment for additional for additional professional services that include bidding services and performance of a Value Engineering Study which resulted in cost savings, geotechnical services, and additional fees for construction inspection; and

WHEREAS, this amendment will be paid using Street Bond monies.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF BENTONVILLE, ARKANSAS.

Section 1: That the Mayor and City Clerk are hereby authorized to enter into Amendment #1 with Garver, LLC for additional professional services for the SE Walton and SE Medical Center Street Project (PIIP22-0037) in an amount of seventy-four thousand one hundred dollars (\$74,100.00);

Section 2 - Severability Provision: If any part of this Resolution is held invalid, the remainder of this Resolution shall continue in effect as if such invalid portion never existed; and

Section 3 - Repeal of Conflicting Resolutions: All Ordinances, Resolutions, or Orders of the City Council, or parts of the same, in conflict with this Resolution are repealed to the extent of such conflict.

PASSED and APPROVED this _____ day of _____, 2024.

APPROVED:

Stephanie Orman, MAYOR

ATTEST:

Malorie Marrs, CITY CLERK



City of Bentonville, Arkansas Agenda Item Form

Item Details

Council Meeting Date:	9/10/2024	Submitted By:	Tony Davis
Phone:	479-271-3130	For Department(s):	Street
Email:	todavis@bentonvillear.com		

Item Type (Check all that apply)

☐ Informational	☒ Bid Award	☐ Enter into an Agreement	☐ Change Order
☐ Recognizing Funds	☒ Budget Adjustment	☐ Waiver of Bid	☐ Emergency Clause
☐ Ordinance	☒ Resolution	☐ Informational	

Title, Recommendation & Justification

Title:	Resolution to Award Bid IFB-24-53 to Grant Garrett Excavating for the 2024 Street Overlay
Action Recommendation & Justification:	Resolution to award bid IFB-24-53 to Grant Garrett Excavating in the amount of \$488,069.05 for the 2024 Overlay of Bentonville Streets. Grant Garrett Excavating was the only responsive bid received. A budget adjustment is needed.
Additional Comments for Consideration (Optional):	The 2024 Contracted Overlay bid is \$116,454.00 over the forecasted budget. Request BA for the over amount only.
Amount for Approval:	\$ 116,454.00

Budget Impact

Is this Item Budgeted? ☐ YES ☒ NO ☐ ITEM HAS NO COST ☐ OTHER: _____

Budget Adjustment (to be completed by Finance when applicable)

203810-47386	Improv - Overlay	\$ 116,454.00	\$
Account Number (ORG-OBJECT)	Account Description	Expense	Revenue
		\$	\$
Account Number (ORG-OBJECT)	Account Description	Expense	Revenue
		\$	\$
Account Number (ORG-OBJECT)	Account Description	Expense	Revenue
		\$	\$
Account Number (ORG-OBJECT)	Account Description	Expense	Revenue

Fund(s) Impacted

(check all that apply)

☐ General Fund ☐ Utility Fund ☒ Street Fund ☐ Other(s): _____

Budget Impact Notes for Consideration (Optional):

Funding via Street Fund Reserves.

City of Bentonville, Arkansas

City Hall

305 SW A Street Bentonville, AR 72712

**CITY OF BENTONVILLE, ARKANSAS PURCHASING DEPARTMENT****FORMAL SEALED BID TABULATION****Date of Bid Opening:****8/8/24****Time of Bid Opening:****1:00 PM****IFB-24-53****Solicitation Title: 2024 Overlay for City of Bentonville Streets**

Bidders:				Grant Garrett Excavating	
Line Item	Estimated Quantity	Unit of Measure	Description	Unit Price	Extended Price
1	1716	Tons	12.5 MM Asphaltic concrete hot mix, complete in-place	\$139.46	\$239,313.36
2	267	Tons	9.5 MM Asphaltic concrete hot mix, complete in-place	\$164.17	\$43,833.39
3	12,618	SY	Thermoplastic Pavement Marking Yellow 4" (Standard 8" Gap)	\$5.18	\$65,361.24
4	14,940	LF	Asphalt Milling	\$1.76	\$26,294.40
5	627	LF	Thermoplastic Pavement Marking Yellow 4" (Standard 8" Gap)	\$1.76	\$1,103.52
6	212	LF	Thermoplastic Pavement Marking White 4"	\$1.76	\$373.12
7	258	LF	Thermoplastic Pavement Marking White 12"	\$12.15	\$3,134.70
8	36	LF	Thermoplastic Pavement Marking White 24"	\$24.30	\$874.80
9	2	EA	Thermoplastic Pavement Marking "Left Turn Arrow"	\$364.50	\$729.00
10	2	EA	Thermoplastic Pavement Marking "Right Turn Arrow"	\$364.50	\$729.00
11	4	EA	Thermoplastic Pavement Marking "ONLY"	\$455.63	\$1,822.52
12	1	LS	Traffic Control Devices in Construction Zones (Temporary Pavement Markings)	\$22,000.00	\$22,000.00
13	1	LS	Maintenance of Traffic as Defined in Sec. 603 of the AHTD 2014 Edition	\$25,000.00	\$25,000.00
14	1	LS	Mobilization	\$57,500.00	\$57,500.00
Total Bid Price				\$488,069.05	
purchasing@bentonvillear.com - (479) 271-3115					

RESOLUTION NO. _____

A RESOLUTION AWARDDING BID #IFB-24-53; AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO AN AGREEMENT WITH GRANT GARRETT EXCAVATING; FOR THE 2024 STREET OVERLAY; IN AN AMOUNT NOT TO EXCEED FOUR HUNDRED EIGHTY-EIGHT THOUSAND SIXTY-NINE DOLLARS AND FIVE CENTS (\$488,069.05); ADJUSTING THE 2024 BUDGET; AND FOR OTHER PURPOSES.

WHEREAS, Grant Garrett Excavating was the only responsive bidder for #IFB-24-53;

WHEREAS, this agreement covers the 2024 Street Overlay program; and

WHEREAS, a budget adjustment in the amount of one hundred sixteen thousand four hundred fifty-four dollars (\$116,454.00) from the Street Fund Reserves is needed to fund this request.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BENTONVILLE, ARKANSAS THAT:

Section 1: The Mayor and City Clerk are authorized to enter into an agreement with Grant Garrett Excavating, for the 2024 Street Overlay program, in an amount not to exceed four hundred eighty-eight thousand sixty-nine dollars and five cents (\$488,069.05);

Section 2: The 2024 Budget is adjusted to appropriate one hundred sixteen thousand four hundred fifty-four dollars (\$116,454.00) into account #203810-47386, Improv-Overlay, to fund said agreement;

Section 3 - Severability Provision: If any part of this Resolution is held invalid, the remainder of this Resolution shall continue in effect as if such invalid portion never existed; and

Section 4 - Repeal of Conflicting Resolutions: All Ordinances, Resolutions, or Orders of the City Council, or parts of the same, in conflict with this Resolution are repealed to the extent of such conflict.

PASSED and APPROVED this _____ day of _____, 2024.

APPROVED:

STEPHANIE ORMAN, Mayor

ATTEST:

MALORIE MARRS, City Clerk



City of Bentonville, Arkansas Agenda Item Form

Item Details

Council Meeting Date:	9/10/2024	Submitted By:	Dennis Birge
Phone:	4792715964	For Department(s):	Municipal Airport
Email:	dbirge@bentonvillear.com		

Item Type (Check all that apply)

☐ Informational	☐ Bid Award	☒ Enter into an Agreement	☐ Change Order
☐ Recognizing Funds	☐ Budget Adjustment	☐ Waiver of Bid	☐ Emergency Clause
☐ Ordinance	☒ Resolution	☐ Informational	

Title, Recommendation & Justification

Title:	Resolution approving the Application and Acceptance of FAA-AIG Grant
Action Recommendation & Justification:	A resolution authorizing the application and acceptance of a FAA-AIG grant, in the amount of \$566,553.00 from the Federal Aviation Administration, for the previously constructed runway 18-36 lighting reconstruction project. No budget adjustment is needed.
Additional Comments for Consideration (Optional):	See attached Garver application. A future grant from the Arkansas Division of Aeronautics will be applied to cover the City's 10% matching portion in the amount of \$62,951.00. Due to the short turn around with the timing of this grant being applied for and the end of the 2024 FAA fiscal year, there is not another city council meeting before the grant funds have to be accepted. The acceptance of these funds is conditioned upon them being awarded.
Amount for Approval:	\$ 566,553.00

Budget Impact

Is this Item Budgeted? ☐ YES ☐ NO ☐ ITEM HAS NO COST ☒ OTHER: _____

Budget Adjustment (to be completed by Finance when applicable)

Account Number (ORG-OBJECT)	Account Description	Expense	Revenue
		\$	\$
Account Number (ORG-OBJECT)	Account Description	Expense	Revenue
		\$	\$
Account Number (ORG-OBJECT)	Account Description	Expense	Revenue
		\$	\$
Account Number (ORG-OBJECT)	Account Description	Expense	Revenue
		\$	\$

Fund(s) Impacted

(check all that apply)

☐ General Fund ☐ Utility Fund ☐ Street Fund ☐ Other(s): _____

Budget Impact Notes for Consideration (Optional):

City of Bentonville, Arkansas

City Hall

305 SW A Street Bentonville, AR 72712



August 28, 2024

Federal Aviation Administration
Attn: Ms. Kathy Franklin
10101 Hillwood Parkway
Fort Worth, TX 76177

Re: Bentonville Municipal Airport
Runway 18-36 Lighting Reconstruction
FAA Grant Request (3-05-0006-022-2024)

Dear Ms. Franklin:

We are pleased to submit our application for a FY 2024 grant for the construction of our Runway 18-36 Lighting Reconstruction project. Construction of these improvements was completed concurrently with the Runway 18-36 Widening (construction (AIP 20) project.

The Runway 18-36 Widening project was bid on three separate occasions, receiving no bids on the first two attempts. To capture previously obligated grant funds for this project, a grant application was submitted to the FAA on September 9, 2022, based on engineering estimates, for a total AIP-eligible project cost of \$2,781,464.00. Correspondence with the FAA supported submission of the grant application based on estimates, with plans to fund remaining AIP-eligible project costs with a grant amendment and available AIG funds at closeout of the grant (AIP 20). On the final bid opening attempt on November 17, 2022, a single bid from Emery Sapp & Sons, Inc. (ESS) was received for \$4,995,978.00. Garver negotiated the bid with ESS to reduce the construction cost by \$1,140,199.00 to a total of \$3,855,859.00. This cost reduction included a contract time extension from 44 calendar days to 73 calendar days. The construction contract was adjusted via Change Order 01 to incorporate the negotiated costs and contract time.

Savings of \$468,472.74 were realized during construction due to underruns in various pay items and engineering services; however, these underruns were not sufficient to bring the project cost within available funds of the original construction grant (AIP 20). A grant amendment request was submitted to the FAA on March 14, 2024 to capture a portion of project costs above the available funding from AIP 20.

To capture the remaining project cost, construction items related to Runway 18-36 Lighting Reconstruction were separated from the project and are included in this grant application for an AIG grant with an AIP-eligible project cost in the amount of \$629,504.04. A full breakdown of the final project budget is included in this package.

If you have any questions, please feel free to contact me or Chris Maestri with Garver.

Sincerely,

A black rectangular box redacting the signature of Stephanie Orman.

Stephanie Orman
Mayor
City of Bentonville

Attachments: Recommendation of Award
 Single Bidder Analysis
 Application for Federal Assistance (SF-424)
 FAA Form 5100-100
 Final Project Budget
 Sponsor Certifications
 Exhibit A (Airport Property Map)



4300 South J.B. Hunt Drive
Suite 240
Rogers, AR 72758
TEL 479.257.9188
www.GarverUSA.com

January 11, 2023

Ms. Debbie Griffin
Director of Administration
City of Bentonville
305 SW A Street
Bentonville, AR 72712

Re: Bentonville Municipal Airport
Runway 18-36 Widening
Recommendation of Award

Dear Ms. Griffin:

Bids were received for the "Runway 18-36 Widening" project at the City of Bentonville Administrative Services Building at 2:00PM on November 17, 2022. The bids have been checked for accuracy and for compliance with the contract documents. A tabulation of the bids received is enclosed with this letter.

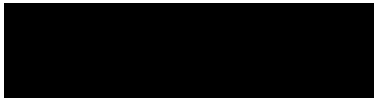
A total of one (1) bid was received on the project. Emery Sapp & Sons, Inc. submitted the single bid for the project in the amount of \$4,995,978.00 for Schedule 1 and \$4,254,062.00 for Schedule 2. The Engineer's Opinion of Probable Cost was \$3,185,000.00 for Schedule 1 and \$2,625,000.00 for Schedule 2. Upon coordination with the FAA to utilize additional grant funding and negotiation with the contractor, Emery Sapp & Sons, Inc. has agreed to a negotiated bid price of \$3,855,859.00 for Schedule 1.

We believe that the negotiated Schedule 1 bid price agreed to by Emery Sapp & Sons, Inc. represents a good value for the City of Bentonville. Contingent upon Bentonville City Council approval, we recommend that the construction contract for the "Runway 18-36 Widening" be awarded to Emery Sapp & Sons, Inc. for the negotiated Schedule 1 bid price.

Please call me if you have any questions.

Sincerely,

GARVER, LLC



Christopher Maestri, P.E.
Project Manager

Attachments: Bid Tabulation
Negotiated Bid Tabulation

CITY OF BENTONVILLE
RUNWAY 18-36 WIDENING (CONSTRUCTION - PHASE I)
BID TABULATION - SCHEDULE 1
BID OPENING: NOVEMBER 17, 2022; 2:00 PM LOCAL TIME

ITEM NO.	SPEC. NO.	DESCRIPTION	UNIT	ESTIMATED QUANTITY	ENGINEER'S ESTIMATE		Emery Sapp & Sons, Inc.	
					UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT
1	SS-120-3.1	Construction Safety and Security	LS	1	\$225,000.00	\$225,000.00	\$150,000.00	\$150,000.00
2	SS-130-4.1	Trench and Excavation Safety Systems	LS	1	\$30,000.00	\$30,000.00	\$7,350.00	\$7,350.00
3	SS-300-5.1	Lockout/Tagout and Constant Current Regulator Calibration Procedures	LS	1	\$12,000.00	\$12,000.00	\$9,750.00	\$9,750.00
4	SS-300-5.2	Electrical Vault Modifications, Including Existing Runway Regulator Relocation	LS	1	\$25,000.00	\$25,000.00	\$22,140.00	\$22,140.00
5	SS-300-5.3	L-829, 2.5 kW Lighting Regulator, Installed	EA	1	\$30,000.00	\$30,000.00	\$33,250.00	\$33,250.00
6	SS-301-5.1	Existing Stake Mounted Edge Light, Removed	EA	36	\$250.00	\$9,000.00	\$283.00	\$10,188.00
7	SS-301-5.2	Existing Base Mounted Edge Light, Removed with Base Demolished	EA	8	\$500.00	\$4,000.00	\$450.00	\$3,600.00
8	SS-301-5.3	Existing Base Mounted Edge Light, Removed and Stored with Base Demolished	EA	14	\$500.00	\$7,000.00	\$583.00	\$8,162.00
9	SS-301-5.4	Existing Base Mounted Edge Light, Removed and Stored with Base to Remain and Blank Cover Installed	EA	5	\$350.00	\$1,750.00	\$367.00	\$1,835.00
10	SS-301-5.5	Existing Stake Mounted Edge Light, Relocated	EA	0	\$1,200.00	\$0.00	\$0.00	\$0.00
11	SS-301-5.6	Existing Guidance Sign, Removed and Stored with Base Demolished	EA	3	\$1,100.00	\$3,300.00	\$817.00	\$2,451.00
12	SS-301-5.7	Existing Concrete Encased Electrical Junction Structure, Removed	EA	4	\$500.00	\$2,000.00	\$370.00	\$1,480.00
13	SS-301-5.8	Replacement Incandescent Lamp, Installed in Existing Stake Mounted Edge Light	EA	0	\$300.00	\$0.00	\$0.00	\$0.00
14	SS-305-5.1	Directional Boring, 1-Way 2" Polyethylene Conduit	LF	250	\$30.00	\$7,500.00	\$66.70	\$16,675.00
15	SS-310-5.1	Precision Approach Path Indicator Obstacle Clearance Surface and Light Signal Clearance Surface Checks	LS	1	\$10,000.00	\$10,000.00	\$5,226.00	\$5,226.00
16	SS-310-5.2	PAPI and REIL Flight Check Mobilization	LS	1	\$5,000.00	\$5,000.00	\$5,226.00	\$5,226.00
17	SS-407-9.1	ARDOT ACHM Surface Course (1/2") (PG 76-22)	TN	1,100	\$205.00	\$225,500.00	\$330.00	\$363,000.00
18	C-102-5.1	Temporary Erosion Control	LS	1	\$20,000.00	\$20,000.00	\$20,174.00	\$20,174.00
19	C-105-6.1	Mobilization (Maximum 10% of Total Bid)	LS	1	\$317,355.00	\$317,355.00	\$480,000.00	\$480,000.00
20	P-101-5.1	Pavement Removal	SY	30	\$120.00	\$3,600.00	\$222.00	\$6,660.00
21	P-101-5.2	Pavement Markings Removal	SF	59,700	\$4.00	\$238,800.00	\$1.70	\$101,490.00
22	P-101-5.3	Cold Milling (0-3" Depth)	SY	1,450	\$12.00	\$17,400.00	\$36.00	\$52,200.00
23	P-152-4.1	Unclassified Excavation	CY	6,800	\$25.00	\$170,000.00	\$78.00	\$530,400.00
24	P-152-4.2	Borrow Excavation (Stone Fill)	CY	4,100	\$60.00	\$246,000.00	\$100.00	\$410,000.00
25	P-152-4.3	Unsuitable Excavation (Stone Fill)	CY	4,700	\$85.00	\$399,500.00	\$178.00	\$836,600.00
26	P-209-5.1	Crushed Aggregate Base Course (13" Thickness)	SY	5,650	\$30.00	\$169,500.00	\$56.00	\$316,400.00
27	P-209-5.2	Separation Geotextile	SY	9,880	\$5.00	\$49,400.00	\$6.00	\$59,280.00
28	P-620-5.1a	Runway and Taxiway Marking (Reflective)	SF	32,400	\$2.00	\$64,800.00	\$3.00	\$97,200.00
29	P-620-5.1b	Runway and Taxiway Marking (Non-Reflective)	SF	44,100	\$2.00	\$88,200.00	\$2.90	\$127,890.00
30	P-621.5.1	Grooving	SY	32,500	\$4.00	\$130,000.00	\$5.00	\$162,500.00
31	D-705-5.1a	6" Underdrain Pipe	LF	140	\$100.00	\$14,000.00	\$195.00	\$27,300.00
32	D-705-5.1b	6" Non-Perforated Outfall Pipe	LF	200	\$100.00	\$20,000.00	\$183.00	\$36,600.00
33	D-705-5.2	Concrete Outlet Protector	EA	1	\$3,000.00	\$3,000.00	\$5,400.00	\$5,400.00
34	T-901-5.1	Seeding	AC	2.7	\$6,000.00	\$16,200.00	\$7,200.00	\$19,440.00
35	T-904-5.1	Sodding	SY	4,500	\$6.00	\$27,000.00	\$8.50	\$38,250.00



ITEM NO.	SPEC. NO.	DESCRIPTION	UNIT	ESTIMATED QUANTITY	ENGINEER'S ESTIMATE		Emery Sapp & Sons, Inc.	
					UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT
36	T-905-5.1	Topsoil (Obtained On-Site; 4" Thickness)	SY	17,250	\$2.50	\$43,125.00	\$11.90	\$205,275.00
37	L-108-5.1	No. 8 AWG, 5 kV, L-824, Type C Cable, Installed in Trench, Duct Bank or Conduit	LF	21,000	\$4.50	\$94,500.00	\$6.25	\$131,250.00
38	L-108-5.2	No. 6 AWG, Solid, Bare Copper Counterpoise Wire, Installed in Trench, Above the Duct Bank or Conduit, Including Connections/Terminations	LF	8,850	\$5.00	\$44,250.00	\$2.92	\$25,842.00
39	L-108-5.3	18" Trench for Direct Earth Buried Cable, Installed	LF	0	\$4.00	\$0.00	\$0.00	\$0.00
40	L-110-5.1	Concrete Encased Electrical Duct Bank, 1W-2"C with Sawcut and Repair	LF	40	\$250.00	\$10,000.00	\$75.00	\$3,000.00
41	L-110-5.2	Non-Encased Electrical Conduit, 1W-2"C	LF	8,720	\$8.50	\$74,120.00	\$26.00	\$226,720.00
42	L-115-5.1	Electrical Junction Structure, L-867 Class 1, Size 16" Diameter by 24" Depth	EA	1	\$2,400.00	\$2,400.00	\$2,142.00	\$2,142.00
43	L-125-5.1	L-849A Runway End Identification Lights System, Installed on Runway 36	LS	1	\$35,000.00	\$35,000.00	\$38,700.00	\$38,700.00
44	L-125-5.2	L-849A Runway End Identification Lights System, Installed on Runway 18	LS	1	\$35,000.00	\$35,000.00	\$40,000.00	\$40,000.00
45	L-125-5.3	Existing Stored L-852D(L) Low Profile Base Mounted In-pavement Runway Threshold Light, Installed on Existing Base	EA	2	\$600.00	\$1,200.00	\$1,500.00	\$3,000.00
46	L-125-5.4	Existing Stored L-852D(L) Low Profile Base Mounted In-pavement Runway Edge Light, Installed on New Base in Existing Pavement	EA	2	\$1,800.00	\$3,600.00	\$2,400.00	\$4,800.00
47	L-125-5.5	L-852D(L) Low Profile Base Mounted In-pavement Runway Threshold Light, Installed in Existing Pavement	EA	1	\$3,500.00	\$3,500.00	\$6,252.00	\$6,252.00
48	L-125-5.6	L-852D(L) Low Profile Base Mounted In-pavement Runway Threshold Light, Installed	EA	7	\$3,000.00	\$21,000.00	\$6,500.00	\$45,500.00
49	L-125-5.7	L-861(L) Base Mounted Runway Edge Light, Installed	EA	36	\$1,800.00	\$64,800.00	\$2,320.00	\$83,520.00
50	L-125-5.8	Existing Stored L-861(L) Base Mounted Runway Edge or Threshold Light, Installed on Existing Base	EA	11	\$600.00	\$6,600.00	\$350.00	\$3,850.00
51	L-125-5.8a	Existing Stored L-861(L) Base Mounted Runway Edge or Threshold Light, Installed on New Base	EA	2	\$1,800.00	\$3,600.00	\$1,330.00	\$2,660.00
52	L-125-5.9	L-881(L) Precision Approach Path Indicator System, Installed on Runway 36	LS	1	\$60,000.00	\$60,000.00	\$72,125.00	\$72,125.00
53	L-125-5.10	L-881(L) Precision Approach Path Indicator System, Installed on Runway 18	LS	1	\$60,000.00	\$60,000.00	\$72,125.00	\$72,125.00
54	L-125-5.11	Existing Stored L-858(L) Guidance Sign, Installed on New Base	EA	3	\$8,500.00	\$25,500.00	\$3,700.00	\$11,100.00
55	SP-C-01	Owner's Protective Insurance	LS	1	\$5,000.00	\$5,000.00	\$50,000.00	\$50,000.00
TOTALS						<u>\$3,185,000.00</u>		<u>\$4,995,978.00</u>

Corrected Prices



CITY OF BENTONVILLE
RUNWAY 18-36 WIDENING (CONSTRUCTION - PHASE I)
BID TABULATION -SCHEDULE 2
BID OPENING: NOVEMBER 17, 2022; 2:00 PM LOCAL TIME

ITEM NO.	SPEC. NO.	DESCRIPTION	UNIT	ESTIMATED QUANTITY	ENGINEER'S ESTIMATE		Emery Sapp & Sons, Inc.	
					UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT
1	SS-120-3.1	Construction Safety and Security	LS	1	\$225,000.00	\$225,000.00	\$160,000.00	\$160,000.00
2	SS-130-4.1	Trench and Excavation Safety Systems	LS	1	\$30,000.00	\$30,000.00	\$7,760.00	\$7,760.00
3	SS-300-5.1	Lockout/Tagout and Constant Current Regulator Calibration Procedures	LS	1	\$12,000.00	\$12,000.00	\$12,050.00	\$12,050.00
4	SS-300-5.2	Electrical Vault Modifications, Including Existing Runway Regulator Relocation	LS	0	\$25,000.00	\$0.00	\$0.00	\$0.00
5	SS-300-5.3	L-829, 2.5 kW Lighting Regulator, Installed	EA	0	\$30,000.00	\$0.00	\$0.00	\$0.00
6	SS-301-5.1	Existing Stake Mounted Edge Light, Removed	EA	0	\$250.00	\$0.00	\$0.00	\$0.00
7	SS-301-5.2	Existing Base Mounted Edge Light, Removed with Base Demolished	EA	0	\$500.00	\$0.00	\$0.00	\$0.00
8	SS-301-5.3	Existing Base Mounted Edge Light, Removed and Stored with Base Demolished	EA	12	\$500.00	\$6,000.00	\$650.00	\$7,800.00
9	SS-301-5.4	Existing Base Mounted Edge Light, Removed and Stored with Base to Remain and Blank Cover Installed	EA	4	\$350.00	\$1,400.00	\$750.00	\$3,000.00
10	SS-301-5.5	Existing Stake Mounted Edge Light, Relocated	EA	18	\$1,200.00	\$21,600.00	\$820.00	\$14,760.00
11	SS-301-5.6	Existing Guidance Sign, Removed and Stored with Base Demolished	EA	3	\$1,100.00	\$3,300.00	\$780.00	\$2,340.00
12	SS-301-5.7	Existing Concrete Encased Electrical Junction Structure, Removed	EA	3	\$500.00	\$1,500.00	\$320.00	\$960.00
13	SS-301-5.8	Replacement Incandescent Lamp, Installed in Existing Stake Mounted Edge Light	EA	18	\$300.00	\$5,400.00	\$320.00	\$5,760.00
14	SS-305-5.1	Directional Boring, 1-Way 2" Polyethylene Conduit	LF	0	\$30.00	\$0.00	\$0.00	\$0.00
15	SS-310-5.1	Precision Approach Path Indicator Obstacle Clearance Surface and Light Signal Clearance Surface Checks	LS	0	\$10,000.00	\$0.00	\$0.00	\$0.00
16	SS-310-5.2	PAPI and REIL Flight Check Mobilization	LS	0	\$5,000.00	\$0.00	\$0.00	\$0.00
17	SS-407-9.1	ARDOT ACHM Surface Course (1/2") (PG 76-22)	TN	1,100	\$205.00	\$225,500.00	\$330.00	\$363,000.00
18	C-102-5.1	Temporary Erosion Control	LS	1	\$20,000.00	\$20,000.00	\$22,000.00	\$22,000.00
19	C-105-6.1	Mobilization (Maximum 10% of Total Bid)	LS	1	\$259,700.00	\$259,700.00	\$420,000.00	\$420,000.00
20	P-101-5.1	Pavement Removal	SY	30	\$120.00	\$3,600.00	\$222.00	\$6,660.00
21	P-101-5.2	Pavement Markings Removal	SF	59,700	\$4.00	\$238,800.00	\$1.70	\$101,490.00
22	P-101-5.3	Cold Milling (0-3" Depth)	SY	1,450	\$12.00	\$17,400.00	\$36.00	\$52,200.00
23	P-152-4.1	Unclassified Excavation	CY	6,800	\$25.00	\$170,000.00	\$78.00	\$530,400.00
24	P-152-4.2	Borrow Excavation (Stone Fill)	CY	4,100	\$60.00	\$246,000.00	\$100.00	\$410,000.00
25	P-152-4.3	Unsuitable Excavation (Stone Fill)	CY	4,700	\$85.00	\$399,500.00	\$178.00	\$836,600.00
26	P-209-5.1	Crushed Aggregate Base Course (13" Thickness)	SY	5,650	\$30.00	\$169,500.00	\$56.00	\$316,400.00
27	P-209-5.2	Separation Geotextile	SY	9,880	\$5.00	\$49,400.00	\$6.00	\$59,280.00
28	P-620-5.1a	Runway and Taxiway Marking (Reflective)	SF	32,400	\$2.00	\$64,800.00	\$3.00	\$97,200.00
29	P-620-5.1b	Runway and Taxiway Marking (Non-Reflective)	SF	44,100	\$2.00	\$88,200.00	\$2.90	\$127,890.00
30	P-621.5.1	Grooving	SY	32,500	\$4.00	\$130,000.00	\$5.00	\$162,500.00
31	D-705-5.1a	6" Underdrain Pipe	LF	140	\$100.00	\$14,000.00	\$195.00	\$27,300.00
32	D-705-5.1b	6" Non-Perforated Outfall Pipe	LF	200	\$100.00	\$20,000.00	\$183.00	\$36,600.00
33	D-705-5.2	Concrete Outlet Protector	EA	1	\$3,000.00	\$3,000.00	\$5,400.00	\$5,400.00
34	T-901-5.1	Seeding	AC	2.7	\$6,000.00	\$16,200.00	\$7,200.00	\$19,440.00
35	T-904-5.1	Sodding	SY	4,500	\$6.00	\$27,000.00	\$8.50	\$38,250.00



ITEM NO.	SPEC. NO.	DESCRIPTION	UNIT	ESTIMATED QUANTITY	ENGINEER'S ESTIMATE		Emery Sapp & Sons, Inc.	
					UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT
36	T-905-5.1	Topsoil (Obtained On-Site; 4" Thickness)	SY	17,250	\$2.50	\$43,125.00	\$11.90	\$205,275.00
37	L-108-5.1	No. 8 AWG, 5 kV, L-824, Type C Cable, Installed in Trench, Duct Bank or Conduit	LF	4,300	\$4.50	\$19,350.00	\$6.25	\$26,875.00
38	L-108-5.2	No. 6 AWG, Solid, Bare Copper Counterpoise Wire, Installed in Trench, Above the Duct Bank or Conduit, Including Connections/Terminations	LF	4,200	\$5.00	\$21,000.00	\$2.92	\$12,264.00
39	L-108-5.3	18" Trench for Direct Earth Buried Cable, Installed	LF	4,200	\$4.00	\$16,800.00	\$13.60	\$57,120.00
40	L-110-5.1	Concrete Encased Electrical Duct Bank, 1W-2"C with Sawcut and Repair	LF	25	\$250.00	\$6,250.00	\$75.00	\$1,875.00
41	L-110-5.2	Non-Encased Electrical Conduit, 1W-2"C	LF	350	\$8.50	\$2,975.00	\$16.90	\$5,915.00
42	L-115-5.1	Electrical Junction Structure, L-867 Class 1, Size 16" Diameter by 24" Depth	EA	0	\$2,400.00	\$0.00	\$0.00	\$0.00
43	L-125-5.1	L-849A Runway End Identification Lights System, Installed on Runway 36	LS	0	\$35,000.00	\$0.00	\$0.00	\$0.00
44	L-125-5.2	L-849A Runway End Identification Lights System, Installed on Runway 18	LS	0	\$35,000.00	\$0.00	\$0.00	\$0.00
45	L-125-5.3	Existing Stored L-852D(L) Low Profile Base Mounted In-pavement Runway Threshold Light, Installed on Existing Base	EA	2	\$600.00	\$1,200.00	\$953.00	\$1,906.00
46	L-125-5.4	Existing Stored L-852D(L) Low Profile Base Mounted In-pavement Runway Edge Light, Installed on New Base in Existing Pavement	EA	1	\$1,800.00	\$1,800.00	\$6,600.00	\$6,600.00
47	L-125-5.5	L-852D(L) Low Profile Base Mounted In-pavement Runway Threshold Light, Installed in Existing Pavement	EA	0	\$3,500.00	\$0.00	\$0.00	\$0.00
48	L-125-5.6	L-852D(L) Low Profile Base Mounted In-pavement Runway Threshold Light, Installed	EA	0	\$3,000.00	\$0.00	\$0.00	\$0.00
49	L-125-5.7	L-861(L) Base Mounted Runway Edge Light, Installed	EA	0	\$1,800.00	\$0.00	\$0.00	\$0.00
50	L-125-5.8	Existing Stored L-861(L) Base Mounted Runway Edge or Threshold Light, Installed on Existing Base	EA	7	\$600.00	\$4,200.00	\$606.00	\$4,242.00
51	L-125-5.8a	Existing Stored L-861(L) Base Mounted Runway Edge or Threshold Light, Installed on New Base	EA	5	\$1,800.00	\$9,000.00	\$2,040.00	\$10,200.00
52	L-125-5.9	L-881(L) Precision Approach Path Indicator System, Installed on Runway 36	LS	0	\$60,000.00	\$0.00	\$0.00	\$0.00
53	L-125-5.10	L-881(L) Precision Approach Path Indicator System, Installed on Runway 18	LS	0	\$60,000.00	\$0.00	\$0.00	\$0.00
54	L-125-5.11	Existing Stored L-858(L) Guidance Sign, Installed on New Base	EA	3	\$8,500.00	\$25,500.00	\$8,250.00	\$24,750.00
55	SP-C-01	Owner's Protective Insurance	LS	1	\$5,000.00	\$5,000.00	\$50,000.00	\$50,000.00
TOTALS					\$2,625,000.00		\$4,254,062.00	

Corrected Prices



CITY OF BENTONVILLE
RUNWAY 18-36 WIDENING (CONSTRUCTION - PHASE I)
BID TABULATION - SCHEDULE 1
BID OPENING: NOVEMBER 17, 2022; 2:00 PM LOCAL TIME

ITEM NO.	SPEC. NO.	DESCRIPTION	UNIT	Emery Sapp & Sons, Inc. (As-Bid)			Emery Sapp & Sons, Inc. (Negotiated)		
				ESTIMATED QUANTITY	UNIT PRICE	AMOUNT	ESTIMATED QUANTITY	UNIT PRICE	AMOUNT
1	SS-120-3.1	Construction Safety and Security	LS	1	\$150,000.00	\$150,000.00	1	\$122,000.00	\$122,000.00
2	SS-130-4.1	Trench and Excavation Safety Systems	LS	1	\$7,350.00	\$7,350.00	1	\$7,760.00	\$7,760.00
3	SS-300-5.1	Lockout/Tagout and Constant Current Regulator Calibration Procedures	LS	1	\$9,750.00	\$9,750.00	1	\$12,050.00	\$12,050.00
4	SS-300-5.2	Electrical Vault Modifications, Including Existing Runway Regulator Relocation	LS	1	\$22,140.00	\$22,140.00	1	\$22,140.00	\$22,140.00
5	SS-300-5.3	L-829, 2.5 kW Lighting Regulator, Installed	EA	1	\$33,250.00	\$33,250.00	1	\$33,250.00	\$33,250.00
6	SS-301-5.1	Existing Stake Mounted Edge Light, Removed	EA	36	\$283.00	\$10,188.00	36	\$283.00	\$10,188.00
7	SS-301-5.2	Existing Base Mounted Edge Light, Removed with Base Demolished	EA	8	\$450.00	\$3,600.00	8	\$450.00	\$3,600.00
8	SS-301-5.3	Existing Base Mounted Edge Light, Removed and Stored with Base Demolished	EA	14	\$583.00	\$8,162.00	14	\$583.00	\$8,162.00
9	SS-301-5.4	Existing Base Mounted Edge Light, Removed and Stored with Base to Remain and Blank Cover Installed	EA	5	\$367.00	\$1,835.00	5	\$367.00	\$1,835.00
10	SS-301-5.5	Existing Stake Mounted Edge Light, Relocated	EA	0	\$0.00	\$0.00	0	\$0.00	\$0.00
11	SS-301-5.6	Existing Guidance Sign, Removed and Stored with Base Demolished	EA	3	\$817.00	\$2,451.00	3	\$817.00	\$2,451.00
12	SS-301-5.7	Existing Concrete Encased Electrical Junction Structure, Removed	EA	4	\$370.00	\$1,480.00	4	\$370.00	\$1,480.00
13	SS-301-5.8	Replacement Incandescent Lamp, Installed in Existing Stake Mounted Edge Light	EA	0	\$0.00	\$0.00	0	\$0.00	\$0.00
14	SS-305-5.1	Directional Boring, 1-Way 2" Polyethylene Conduit	LF	250	\$66.70	\$16,675.00	250	\$66.70	\$16,675.00
15	SS-310-5.1	Precision Approach Path Indicator Obstacle Clearance Surface and Light Signal Clearance Surface Checks	LS	1	\$5,226.00	\$5,226.00	1	\$5,226.00	\$5,226.00
16	SS-310-5.2	PAPI and REIL Flight Check Mobilization	LS	1	\$5,226.00	\$5,226.00	1	\$5,226.00	\$5,226.00
17	SS-407-9.1	ARDOT ACHM Surface Course (1/2") (PG 76-22)	TN	1,100	\$330.00	\$363,000.00	1,100	\$303.00	\$333,300.00
18	C-102-5.1	Temporary Erosion Control	LS	1	\$20,174.00	\$20,174.00	1	\$20,000.00	\$20,000.00
19	C-105-6.1	Mobilization (Maximum 10% of Total Bid)	LS	1	\$480,000.00	\$480,000.00	1	\$349,500.00	\$349,500.00
20	P-101-5.1	Pavement Removal	SY	30	\$222.00	\$6,660.00	30	\$222.00	\$6,660.00
21	P-101-5.2	Pavement Markings Removal	SF	59,700	\$1.70	\$101,490.00	59,700	\$1.70	\$101,490.00
22	P-101-5.3	Cold Milling (0-3" Depth)	SY	1,450	\$36.00	\$52,200.00	1,450	\$36.00	\$52,200.00
23	P-152-4.1	Unclassified Excavation	CY	6,800	\$78.00	\$530,400.00	6,800	\$25.00	\$170,000.00
24	P-152-4.2	Borrow Excavation (Stone Fill)	CY	4,100	\$100.00	\$410,000.00	4,100	\$98.00	\$401,800.00
25	P-152-4.3	Unsuitable Excavation (Stone Fill)	CY	4,700	\$178.00	\$836,600.00	4,700	\$123.00	\$578,100.00
26	P-209-5.1	Crushed Aggregate Base Course (13" Thickness)	SY	5,650	\$56.00	\$316,400.00	5,650	\$48.00	\$271,200.00
27	P-209-5.2	Separation Geotextile	SY	9,880	\$6.00	\$59,280.00	9,880	\$5.00	\$49,400.00
28	P-620-5.1a	Runway and Taxiway Marking (Reflective)	SF	32,400	\$3.00	\$97,200.00	32,400	\$3.00	\$97,200.00
29	P-620-5.1b	Runway and Taxiway Marking (Non-Reflective)	SF	44,100	\$2.90	\$127,890.00	44,100	\$2.90	\$127,890.00
30	P-621.5.1	Grooving*	SY	32,500	\$5.00	\$162,500.00	0	\$5.00	\$0.00
31	D-705-5.1a	6" Underdrain Pipe	LF	140	\$195.00	\$27,300.00	140	\$195.00	\$27,300.00
32	D-705-5.1b	6" Non-Perforated Outfall Pipe	LF	200	\$183.00	\$36,600.00	200	\$183.00	\$36,600.00
33	D-705-5.2	Concrete Outlet Protector	EA	1	\$5,400.00	\$5,400.00	1	\$5,400.00	\$5,400.00
34	T-901-5.1	Seeding	AC	2.7	\$7,200.00	\$19,440.00	2.7	\$7,200.00	\$19,440.00
35	T-904-5.1	Sodding	SY	4,500	\$8.50	\$38,250.00	4,500	\$8.50	\$38,250.00
36	T-905-5.1	Topsoil (Obtained On-Site; 4" Thickness)	SY	17,250	\$11.90	\$205,275.00	17,250	\$8.00	\$138,000.00
37	L-108-5.1	No. 8 AWG, 5 kV, L-824, Type C Cable, Installed in Trench, Duct Bank or Conduit	LF	21,000	\$6.25	\$131,250.00	21,000	\$6.25	\$131,250.00
38	L-108-5.2	No. 6 AWG, Solid, Bare Copper Counterpoise Wire, Installed in Trench, Above the Duct Bank or Conduit, Including Connections/Terminations	LF	8,850	\$2.92	\$25,842.00	8,850	\$2.92	\$25,842.00
39	L-108-5.3	18" Trench for Direct Earth Buried Cable, Installed	LF	0	\$0.00	\$0.00	0	\$0.00	\$0.00
40	L-110-5.1	Concrete Encased Electrical Duct Bank, 1W-2" with Sawcut and Repair	LF	40	\$75.00	\$3,000.00	40	\$75.00	\$3,000.00



ITEM NO.	SPEC. NO.	DESCRIPTION	UNIT	Emery Sapp & Sons, Inc. (As-Bid)			Emery Sapp & Sons, Inc. (Negotiated)		
				ESTIMATED QUANTITY	UNIT PRICE	AMOUNT	ESTIMATED QUANTITY	UNIT PRICE	AMOUNT
41	L-110-5.2	Non-Encased Electrical Conduit, 1W-2"C	LF	8,720	\$26.00	\$226,720.00	8,720	\$26.00	\$226,720.00
42	L-115-5.1	Electrical Junction Structure, L-867 Class 1, Size 16" Diameter by 24" Depth	EA	1	\$2,142.00	\$2,142.00	1	\$2,142.00	\$2,142.00
43	L-125-5.1	L-849A Runway End Identification Lights System, Installed on Runway 36	LS	1	\$38,700.00	\$38,700.00	1	\$38,700.00	\$38,700.00
44	L-125-5.2	L-849A Runway End Identification Lights System, Installed on Runway 18	LS	1	\$40,000.00	\$40,000.00	1	\$40,000.00	\$40,000.00
45	L-125-5.3	Existing Stored L-852D(L) Low Profile Base Mounted In-pavement Runway Threshold Light, Installed on Existing Base	EA	2	\$1,500.00	\$3,000.00	2	\$1,500.00	\$3,000.00
46	L-125-5.4	Existing Stored L-852D(L) Low Profile Base Mounted In-pavement Runway Edge Light, Installed on New Base in Existing Pavement	EA	2	\$2,400.00	\$4,800.00	2	\$2,400.00	\$4,800.00
47	L-125-5.5	L-852D(L) Low Profile Base Mounted In-pavement Runway Threshold Light, Installed in Existing Pavement	EA	1	\$6,252.00	\$6,252.00	1	\$6,252.00	\$6,252.00
48	L-125-5.6	L-852D(L) Low Profile Base Mounted In-pavement Runway Threshold Light, Installed	EA	7	\$6,500.00	\$45,500.00	7	\$6,500.00	\$45,500.00
49	L-125-5.7	L-861(L) Base Mounted Runway Edge Light, Installed	EA	36	\$2,320.00	\$83,520.00	36	\$2,320.00	\$83,520.00
50	L-125-5.8	Existing Stored L-861(L) Base Mounted Runway Edge or Threshold Light, Installed on Existing Base	EA	11	\$350.00	\$3,850.00	11	\$350.00	\$3,850.00
51	L-125-5.8a	Existing Stored L-861(L) Base Mounted Runway Edge or Threshold Light, Installed on New Base	EA	2	\$1,330.00	\$2,660.00	2	\$1,330.00	\$2,660.00
52	L-125-5.9	L-881(L) Precision Approach Path Indicator System, Installed on Runway 36	LS	1	\$72,125.00	\$72,125.00	1	\$72,125.00	\$72,125.00
53	L-125-5.10	L-881(L) Precision Approach Path Indicator System, Installed on Runway 18	LS	1	\$72,125.00	\$72,125.00	1	\$72,125.00	\$72,125.00
54	L-125-5.11	Existing Stored L-858(L) Guidance Sign, Installed on New Base	EA	3	\$3,700.00	\$11,100.00	3	\$3,700.00	\$11,100.00
55	SP-C-01	Owner's Protective Insurance	LS	1	\$50,000.00	\$50,000.00	1	\$7,500.00	\$7,500.00
TOTALS						\$4,995,978.00			\$3,855,859.00

*Grooving will be contracted separately

Negotiated Items

With the bid greater than the funding for the project, the City of Bentonville and Emery Sapp & Sons, Inc. entered into negotiations to reduce unit prices of the bid. The negotiated unit prices have been agreed upon by both parties and both parties agree to enter into a change order agreement for such prices upon award of a construction contract.

CITY OF BENTONVILLE

Name

Title

Date

Name

Title

Date

ASSISTANT VICE PRESIDENT

1/5/23





4300 South J.B. Hunt Drive
Suite 240
Rogers, AR 72758
TEL 479.257.9188
www.GarverUSA.com

August 28, 2024

Federal Aviation Administration
Attn: Ms. Kathy Franklin
10101 Hillwood Parkway
Fort Worth, TX 76177

Re: Bentonville Municipal Airport
Runway 18-36 Widening & Lighting Reconstruction
Single Bidder Analysis

Dear Ms. Franklin:

The above-mentioned project was bid three times because it did not receive any bids during the first two bidding periods. The project received only a single bid during the third bidding period, so I am writing to confirm that the negotiated bid from Emery Sapp & Sons, Inc. is fair and reasonable. I have attached the necessary bidding documents for you to review and evaluate.

Additionally, I have reviewed the procurement procedures to establish that they did not unduly restrict competition or interest in the project based on the following criteria:

- In addition to three public advertisement periods, over fifty regional contractors who perform heavy civil airport construction work and associated specialty contractors were contacted during the bidding process with the advertisements to notify them of the project.
- Re-bidding the project twice did not result in a more competitive environment due to the large backlog of infrastructure work in the area and in the aviation sector due to recent increases in infrastructure funding.
- First Bidding Period:
 - Advertising period: May 1, 2022, May 8, 2022, and May 15, 2022.
 - A pre-bid meeting was held on May 12, 2022 and was open to all interested contractors and materials suppliers.
 - Multiple prime bidders attended the pre-bid meeting.
 - Bid opening June 10, 2022.
 - Provided a total of 41 days for contractors to prepare bids.
 - The project received no bids.
- Second Bidding Period:
 - Advertising period: July 10, 2022, July 17, 2022, and July 24, 2022.
 - A pre-bid meeting was held on July 21, 2022 and was open to all interested contractors and materials suppliers.
 - Multiple prime bidders attended the pre-bid meeting.
 - Bid Opening August 11, 2022.
 - Provided a total of 32 calendar days for contractors to prepare their bids.
 - The project received no bids.

- Third Bidding Period:
 - Advertising period: October 23, 2022, October 30, 2022, and November 6, 2022.
 - A pre-bid meeting was held on November 8, 2022 and was open to all interested contractors and materials suppliers.
 - Multiple prime bidders attended the pre-bid meeting.
 - Bid opening November 17, 2022.
 - Provided a total of 25 calendar days for contractors to prepare their bids.
 - The project received one bid.

Please call me if you have any questions.

Sincerely,

GARVER, LLC



Chris Maestri, P.E.
Project Manager

Attachments: Proof of Advertisement and Frequency
 Pre-Bid Meeting Minutes with Attendance
 Planholders Lists

Lantz, Virginia H. (Ginny)

From: Maestri, Christopher M.
Sent: Wednesday, April 27, 2022 5:32 PM
To: Gladys Shoemake
Cc: Debbie Griffin; Dennis Birge; White, Adam T.; Lantz, Virginia H. (Ginny)
Subject: VBT Runway 18-36 Widening - Advertisement
Attachments: 00 11 00 Advertisement.docx

Gladys,

Please see attached advertisement for the VBT Runway 18-36 Widening project at VBT. Please run the ad statewide starting this Sunday (5/1). Based on previous conversations this ad will need to run for three weeks (5/1, 5/8, and 5/15).

This form is slightly different than the advertisement we used for the Hangar Development project, as we have switched to using EJCDC front end documents for our aviation projects. Please see the green highlighted area that requires input from the City regarding cost of the advertisement. Once I have that information from you, I will update the ad for inclusion in our final bid documents. I will also provide a link to the bid documents once they have been finalized. As always, feel free to give me a call if you have any questions.

Thanks - Chris



Christopher M. Maestri, PE

Project Engineer
Aviation Team

📞 479-287-4690



VBT Runway 18-36 Widening Bentonville Municipal Airport

**Pre-Bid Conference Agenda
May 12, 2022**

1. Purchasing Plans

- a. Planroom.GarverUSA.com
- b. eBidDocTM Number: 8195923
- c. Addenda
- d. Bidding Q&A

2. Bid Opening

- a. Time: Thursday, May 26, 2022 at 1:00 PM local time
- b. Location: Room A239, City of Bentonville Administrative Services Building, 1000 SW 14th St. Bentonville, AR 72712
- c. Questions: Contractor questions taken until 5:00 PM on Monday, May 23, 2022.
- d. City of Bentonville Project No. IFB-22-37

3. Scope of Project

- a. Widen Runway 18-36
- b. Runway Lighting and Signage Improvements
- c. NAVAID Installation
- d. General Quantities:
 - i. Approximately 3,700 LF of runway widening (12-13' wide)
 - ii. Approximately 6,800 CY of unclassified excavation
 - iii. Approximately 4,100 CY of borrow material (stone fill)
 - iv. Approximately 4,700 CY of unsuitable excavation
 - v. Approximately 5,650 SY of aggregate base (13" section)
 - vi. Approximately 6,200 SY of asphalt pavement (3" section)
 - vii. Runway edge lighting upgrades and signage adjustments
 - viii. PAPI & REIL installation
- e. DBE Goal – 5.5%

4. General Project Information

- a. Primarily funded by FAA grant (90%)
- b. Bids must remain in effect for 120 calendar days.

5. Security Requirements

- a. All vehicles and equipment are required to have lights or flags when operating on the airport.
- b. Haul trucks are only required to have hazard lights.

6. Construction Safety and Phasing Plan (CSPP)

- a. Contract Time
 - i. Base Bid – 16 Calendar Days
 - ii. Weather Days detailed in Special Provisions
- b. Liquidated Damages
 - i. \$5,000/Calendar Day
- c. Haul Routes and Staging Area
 - i. Installation and removal of staging area is paid for under Item C-105 Mobilization.
 - ii. Access to staging area off AR Highway 12
 - iii. Stabilized construction entrance and haul road paid for under Item C-105 Mobilization.
- d. Construction Safety / Work Site



VBT Runway 18-36 Widening Bentonville Municipal Airport

**Pre-Bid Conference Agenda
May 12, 2022**

- i. Site Access
- ii. Runway Closure Markers
 - Lighted (Airport Furnished, Contractor Maintained)
 - Vinyl (Contractor Furnished and Maintained)
- iii. Lighted Barricades (Contractor Furnished and Maintained)
- e. Other
 - i. Contractor will be required to submit the Contractor Safety Plan Compliance Document included in the Bid Documents prior to the preconstruction meeting.

7. Erosion Control & SWPPP

- a. SWPPP and NOC will be available prior to the start of construction.
- b. Erosion control measures

8. Demolition Plans

- a. Attempt to show all known utilities
- b. One-Call Markings
- c. 3" Cold Milling
- d. Pavement Removal
- e. Pavement Marking Removal

9. Runway Construction – Typical Sections

- a. Asphalt Pavement Section
 - i. SS-407 3" ARDOT Asphalt Concrete Hot Mix Surface Course (76-22)
 - ii. P-209 13" Aggregate Base
 - iii. Earthwork
 - Unclassified Excavation (Plan Quantities)
 - Borrow Excavation (Stone Fill)
 - Unsuitable Excavation
 - a. Determined by Engineer in the field (expect 2-3.5 ft)
 - b. Includes Class 7 / P-209 Cap
 - Separation Geotextile

10. Plan & Profiles

- a. Connections to Existing Pavement
- b. Profile offset 22.50' LT of alignment
- c. Existing 24" Waterline

11. Grading and Drainage Plans

- a. Grading Improvements
- b. 6" Underdrain
 - i. Pipe – SDR 26 Pipe; perforations meeting ASTM F758
 - ii. Outfall pipe connects to existing concrete ditch
 - iii. Underdrain typical sections
- c. Existing 24" Waterline
- d. Limits of sodding, topsoiling, and seeding
 - i. Topsoil and sod
 - 10' off pavement edges
 - ii. Topsoil and seed all other disturbed areas
 - iii. See typical sections for more details



VBT Runway 18-36 Widening Bentonville Municipal Airport

**Pre-Bid Conference Agenda
May 12, 2022**

12. Pavement Marking Plans

- a. All Markings Waterborne
- b. Taxiway Centerline Marking (6" Wide)
- c. Type I Beads

13. Electrical Improvements

- a. Runway Edge Lights
 - i. Removal
 - ii. Installation
 - New conduit and cable from TW A1 through A3.
 - iii. Relocate RW regulator from existing terminal to vault
- b. PAPIs
 - i. Install new PAPI regulator in vault
- c. REILs
- d. Airfield Signage
- e. Megger Testing
- f. An addendum is expected for airfield electrical updates and will be uploaded to the plan room next week.

14. Unit Price Schedule

- a. Garver will provide an excel version of the UPS on the plan room.

15. Other Questions

16. Attendees

Chris Maestri – Garver
Ginny Lantz – Garver
Adam White – Garver
Gladys Shoemake – City of Bentonville
Andrea Trevisan – City of Bentonville
Dennis Birge – City of Bentonville
David Tag – Emery Sapp

VBT Runway 18-36 Widening

Quest eBidDoc™ Number: 8195923

Closing Date: Fri, 06/10/2022 01:00 PM CDT **Posting Type:** Construction Project **Owner Name:** City of Bentonville **Solicitor Name:** Garver - Northwest Arkansas **Contact:** Christopher Maestri **Phone:** 479-257-9188 **Email:** CMMaestri@GarverUSA.com

Company Name & Address	Contact Name/Email Address	Phone/Fax	Bus. Cert	Bus. Desig	Entry Date	Doc Type	Comments
Garver 4300 South J.B. Hunt Drive, Rogers, AR - 72758	Chris Maestri CMMaestri@GarverUSA.com	479-257-9188		A/E Consultant	05/02/2022	Paper	
APAC-Central 755 East Millsap Road, Fayetteville, AR-72703	Murry Cline murry.cline@apac.com	479-587-3300 479-521-2826		Prime Bidder	05/02/2022	eBidDoc	
Custom Pavement Maintenance & Safety LLC 2807 Co-Op Drive, Van Buren, AR-72957	Julie Becker julie@custompavement.com	479-262-6160		Subcontractor	05/03/2022	eBidDoc	
ePlan 1400 Forum Blvd Ste 7B, Columbia, MO-65203	Eplan Reporter eplan@eplanbidding.com	5734477130 573-355-5404		Plan Room	05/03/2022	eBidDoc	
Dodge Data & Analytics - OLD Acct. 2860 S State Hwy 161, Grand Prairie, TX-75052	Daedri Cavuoto daedri.cavuoto@construction.com	513.666.3354 800-768-5594		Plan Room	05/04/2022	eBidDoc	
ConstructConnect 3825 Edwards Rd, Cincinnati, OH-45209	Eric Mills content@constructconnect.com	800-364-2059 866-570-8187		Plan Room	05/05/2022	eBidDoc	
Allen Enterprises 5659 Commerce Drive, Orlando, FL-32839	Bob Welter bob@airportlights.com	407-857-6778 407-857-7993		Supplier	05/19/2022	eBidDoc	
Kirk's Excavation, Inc PO Box 192, Green Forest, AR-72638	Kimberly Weston kweston@kirksexcavation.com	870-438-6510 870-438-4858		Prime Bidder	06/02/2022	eBidDoc	

Lantz, Virginia H. (Ginny)

From: White, Adam T.
Sent: Tuesday, July 5, 2022 12:50 PM
To: Gladys Shoemake
Cc: Maestri, Christopher M.; Lantz, Virginia H. (Ginny); Debbie Griffin
Subject: RE: VBT Runway Widening - Advertisement

Thanks Gladys!

See below for a link to download the updated bid documents with the new advertisement. – Adam

 [VBT Runway 18-36 Widening - Bid Documents \(Certified\).pdf](#)

Adam White, PE

Garver
479-287-4635

From: Gladys Shoemake <gshoemake@bentonvillear.com>
Sent: Tuesday, July 5, 2022 12:35 PM
To: White, Adam T. <ATWhite@GarverUSA.com>
Cc: Maestri, Christopher M. <CMMaestri@GarverUSA.com>; Lantz, Virginia H. (Ginny) <VHLantz@GarverUSA.com>; Debbie Griffin <dgriffin@bentonvillear.com>
Subject: RE: VBT Runway Widening - Advertisement

Thanks, Adam. I think since we didn't hold the bid opening and re-bid, it is okay to use as is. I will get this sent in for publication this coming Sunday (7/10).

Thanks,

Gladys Shoemake

Purchasing Manager
City of Bentonville, Arkansas
P: (479) 271-3115

➤ **Review Open Bids & RFQs:** <http://bentonvillear.com/211/Purchasing>

From: White, Adam T. <ATWhite@GarverUSA.com>
Sent: Tuesday, July 05, 2022 12:11 PM
To: Gladys Shoemake <gshoemake@bentonvillear.com>
Cc: Maestri, Christopher M. <CMMaestri@GarverUSA.com>; Lantz, Virginia H. (Ginny) <VHLantz@GarverUSA.com>; Debbie Griffin <dgriffin@bentonvillear.com>
Subject: VBT Runway Widening - Advertisement



Gladys:

See attached for the updated advertisement for the VBT Runway Widening project. I updated the dates in the advertisement as we discussed this morning. Please review and let me know if you have any comments.

Note that I did not change the solicitation ID. Let me know if that requires a update. I also left the cost of the ad highlighted until confirmed by the Newspaper.

Thanks! – Adam



Adam White, PE
Senior Project Manager
Aviation Leader

📞 479-527-9100
📠 479-747-1991



VBT Runway 18-36 Widening Bentonville Municipal Airport

**Pre-Bid Conference Agenda
July 21, 2022**

1. Purchasing Plans

- a. Planroom.GarverUSA.com
- b. eBidDocTM Number: 8253851
- c. Addenda
- d. Bidding Q&A

2. Bid Opening

- a. Time: Thursday, August 4, 2022 at 2:00 PM local time
- b. Location: Room A239, City of Bentonville Administrative Services Building, 1000 SW 14th St. Bentonville, AR 72712
- c. Questions: Contractor questions taken until 2:00 PM on Tuesday, August 2, 2022.
- d. City of Bentonville Project No. IFB-22-37

3. Scope of Project

- a. Widen Runway 18-36
- b. Runway Lighting and Signage Improvements
- c. NAVAID Installation
- d. General Quantities:
 - i. Approximately 3,700 LF of runway widening (12-13' wide)
 - ii. Approximately 6,800 CY of unclassified excavation
 - iii. Approximately 4,100 CY of borrow material (stone fill)
 - iv. Approximately 4,700 CY of unsuitable excavation
 - v. Approximately 5,650 SY of aggregate base (13" section)
 - vi. Approximately 6,200 SY of asphalt pavement (3" section)
 - vii. Runway edge lighting upgrades and signage adjustments
 - viii. PAPI & REIL installation
- e. DBE Goal – 5.5%

4. General Project Information

- a. Primarily funded by FAA grant (90%)
- b. Bids must remain in effect for 120 calendar days.

5. Security Requirements

- a. All vehicles and equipment are required to have lights or flags when operating on the airport.
- b. Haul trucks are only required to have hazard lights.

6. Construction Safety and Phasing Plan (CSPP)

- a. Contract Time
 - i. Base Bid – 16 Calendar Days
 - ii. Weather Days detailed in Special Provisions
- b. Liquidated Damages
 - i. \$5,000/Calendar Day
- c. Haul Routes and Staging Area
 - i. Installation and removal of staging area is paid for under Item C-105 Mobilization.
 - ii. Access to staging area off AR Highway 12
 - iii. Stabilized construction entrance and haul road paid for under Item C-105 Mobilization.
- d. Construction Safety / Work Site



VBT Runway 18-36 Widening Bentonville Municipal Airport

**Pre-Bid Conference Agenda
July 21, 2022**

- i. Site Access
- ii. Runway Closure Markers
 - Lighted (Airport Furnished, Contractor Maintained)
 - Vinyl (Contractor Furnished and Maintained)
- iii. Lighted Barricades (Contractor Furnished and Maintained)
- e. Other
 - i. Contractor will be required to submit the Contractor Safety Plan Compliance Document included in the Bid Documents prior to the preconstruction meeting.

7. Erosion Control & SWPPP

- a. SWPPP and NOC will be available prior to the start of construction.
- b. Erosion control measures

8. Demolition Plans

- a. Attempt to show all known utilities
- b. One-Call Markings
- c. 3" Cold Milling
- d. Pavement Removal
- e. Pavement Marking Removal

9. Runway Construction – Typical Sections

- a. Asphalt Pavement Section
 - i. SS-407 3" ARDOT Asphalt Concrete Hot Mix Surface Course (76-22)
 - ii. P-209 13" Aggregate Base
 - iii. Earthwork
 - Unclassified Excavation (Plan Quantities)
 - Borrow Excavation (Stone Fill)
 - Unsuitable Excavation
 - a. Determined by Engineer in the field (expect 2-3.5 ft)
 - b. Includes Class 7 / P-209 Cap
 - Separation Geotextile

10. Plan & Profiles

- a. Connections to Existing Pavement
- b. Profile offset 22.50' LT of alignment
- c. Existing 24" Waterline

11. Grading and Drainage Plans

- a. Grading Improvements
- b. 6" Underdrain
 - i. Pipe – SDR 26 Pipe; perforations meeting ASTM F758
 - ii. Outfall pipe connects to existing concrete ditch
 - iii. Underdrain typical sections
- c. Existing 24" Waterline
- d. Limits of sodding, topsoiling, and seeding
 - i. Topsoil and sod
 - 10' off pavement edges
 - ii. Topsoil and seed all other disturbed areas
 - iii. See typical sections for more details



VBT Runway 18-36 Widening Bentonville Municipal Airport

**Pre-Bid Conference Agenda
July 21, 2022**

12. Pavement Marking Plans

- a. All Markings Waterborne
- b. Taxiway Centerline Marking (6" Wide)
- c. Type I Beads

13. Electrical Improvements

- a. Runway Edge Lights
 - i. Removal
 - ii. Installation
 - New conduit and cable from TW A1 through A3.
 - iii. Relocate RW regulator from existing terminal to vault
- b. PAPIs
 - i. Install new PAPI regulator in vault
- c. REILs
- d. Airfield Signage
- e. Megger Testing

14. Unit Price Schedule

15. Other Questions

- a. Can the 16-day contract time be increased?
 - i. At this time, the Owner does not anticipate the ability to increase the designated contract time.

16. Additional Scope

17. Attendees

Chris Maestri – Garver
Ginny Lantz – Garver
Adam White – Garver
Gladys Shoemake – City of Bentonville
Andrea Trevisian – City of Bentonville
Dennis Birge – City of Bentonville
Doug Luetjen – APAC-Central
Shaun Long – APAC-Central
David Tag – ESS
Shawn Shrum - ESS
David Ewing – Ewing Signal
Brian Becker – CPMS
Will Nitz – Blue Crane
Dave Boyd - VBT
Will Gunnselman – VBT
Luke - VBT
Avery Laird – Broadway Electric
Danny Bartleson – Broadway Electric

Plan Room Report as of 08/27/2022 09:09 AM CDT

VBT Runway Widening - ReBid

Quest eBidDoc™ Number: 8253851

Closing Date: Thu, 08/11/2022 02:00 PM CDT **Posting Type:** Construction Project **Owner Name:** City of Bentonville **Solicitor Name:** Garver - Northwest Arkansas **Contact:** Adam White **Phone:** 479-527-9100 **Email:** atwhite@GarverUSA.com

Company Name & Address	Contact Name/Email Address	Phone/Fax	Bus. Cert	Bus. Desig	Entry Date	Doc Type	Comments
NEC, Inc. 2425 S 5th Place3, Rogers, AR-72758	Kevin Necessary kjnecessary@nec-contractors.com	479-721-2474		Plan Room	07/11/2022	eBidDoc	
Southern Reprographics 901 W 7th Street, Little Rock, AR-72201	Sean Tyer styer@southernrepro.com	501-372-4011 501-372-2902		Plan Room	07/11/2022	eBidDoc	
Allen Enterprises 5659 Commerce Drive, Orlando, FL-32839	Bob Welter bob@airportlights.com	407-857-6778 407-857-7993		Supplier	07/12/2022	eBidDoc	
ConstructConnect 3825 Edwards Rd, Cincinnati, OH-45209	Eric Mills content@constructconnect.com	800-364-2059 866-570-8187		Plan Room	07/12/2022	eBidDoc	
ePlan 1400 Forum Blvd Ste 7B, Columbia, MO-65203	Eplan Reporter eplan@eplanbidding.com	5734477130 573-355-5404		Plan Room	07/12/2022	eBidDoc	
Custom Pavement Maintenance & Safety LLC 2807 Co-Op Drive, Van Buren, AR-72957	Julie Becker julie@custompavement.com	479-262-6160		Subcontractor	07/13/2022	eBidDoc	
APAC-Central 755 East Millsap Road, Fayetteville, AR-72703	Murry Cline murry.cline@apac.com	479-587-3300 479-521-2826		Prime Bidder	07/14/2022	eBidDoc	
BROADWAY ELECTRIC 1924 NORTH FALLS BLVD, WYNNE, AR-72396	DANNY BARTLESON DANNYBARTLESON@YAHOO.COM	870-238-5513 870-238-4378	SBE	Subcontractor	07/20/2022	eBidDoc	
Emery Sapp & Sons, Inc., dba Hutchens Construction 5168A North Oak Street, Springdale, AR-72764	Estimating mail@hutchensconstruction.com	479-927-0000		Prime Bidder	07/22/2022	eBidDoc	
Ewing Signal Construction, LLC 1730 N. Gregory Dr., Nixa, MO-65714	Christopher Rosebrough interns@ewingsignals.com	417-724-9405 417-724-9929		Subcontractor	08/09/2022	eBidDoc	
Dodge Data & Analytics - OLD Acct. 2860 S State Hwy 161, Grand Prairie, TX-75052	Daedri Cavuoto daedri.cavuoto@construction.com	513.666.3354 800-768-5594		Plan Room	08/12/2022	eBidDoc	

Lantz, Virginia H. (Ginny)

From: Gladys Shoemake <gshoemake@bentonvillear.com>
Sent: Wednesday, October 19, 2022 10:08 AM
To: Maestri, Christopher M.
Cc: Debbie Griffin; Dennis Birge; White, Adam T.; Lantz, Virginia H. (Ginny)
Subject: RE: VBT Runway 18-36 Widening - Advertisement
Attachments: IFB-22-95 Advertisement.docx

Good Morning Chris,

Thank you for sending this Advertisement. A few things on the attached revised Advertisement:

1. I have re-numbered the bid to IFB-22-95 to avoid any confusion among bidders. I have notated this in the advertisement.
2. I will send the cost once the newspaper responds.
3. I did have to adjust the pre-bid time to 3pm due to existing pre-bid meetings that day, please let me know if there are any conflicts with this.

Please send over the final documents when available. We will run this for three weeks statewide (10/23, 10/30, 11/6).

Thank you,

Gladys Shoemake

Purchasing Manager

City of Bentonville, Arkansas

P: (479) 271-3115

➤ **Review Open Bids & RFQs:** <http://bentonvillear.com/211/Purchasing>

From: Maestri, Christopher M. <CMMaestri@GarverUSA.com>
Sent: Wednesday, October 19, 2022 7:11 AM
To: Gladys Shoemake <gshoemake@bentonvillear.com>
Cc: Debbie Griffin <dgriffin@bentonvillear.com>; Dennis Birge <dbirge@bentonvillear.com>; White, Adam T. <ATWhite@GarverUSA.com>; Lantz, Virginia H. (Ginny) <VHLantz@GarverUSA.com>
Subject: VBT Runway 18-36 Widening - Advertisement



Gladys,

Please see the attached advertisement for the VBT Runway 18-36 Widening project at VBT. Please review the proposed bid opening and pre-bid meeting date and times and confirm those still work with your schedule. If not, please provide a list of times that would work best for your team. Also, I left two locations highlighted in green that require your input.

1. Solicitation ID: Since we opened bids (but didn't receive any) earlier this year, do we need a new IFB number for this project?

2. **Advertisement Cost:** Please provide the cost of the advertisement, and I will update the ad for inclusion in our final bid documents.

Once the IFB number is nailed down, please run the ad statewide starting this Sunday (10/23). Based on previous conversations, this ad will need to run for three weeks (10/23, 10/30, and 11/6).

As always, feel free to give me a call with any questions.

Thanks - Chris



Christopher M. Maestri, PE

Project Engineer

Aviation Team

📞 479-287-4690



VBT Runway 18-36 Widening Bentonville Municipal Airport

**Pre-Bid Conference Agenda
November 8, 2022**

1. Purchasing Plans

- a. Planroom.GarverUSA.com
- b. eBidDocTM Number: 8322093
- c. Addenda
- d. Bidding Q&A

2. Bid Opening

- a. Time: Thursday, November 17, 2022 at 2:00 PM local time
- b. Location: Room A239, City of Bentonville Administrative Services Building, 1000 SW 14th St. Bentonville, AR 72712
- c. Questions: Contractor questions taken until 2:00 PM on Tuesday, November 15, 2022.
- d. City of Bentonville Project No. IFB-22-95

3. Scope of Project

- a. Widen Runway 18-36
- b. Runway Lighting and Signage Improvements
- c. NAVAID Installation
- d. General Quantities:
 - i. Approximately 3,700 LF of runway widening (12-13' wide)
 - ii. Approximately 6,800 CY of unclassified excavation
 - iii. Approximately 4,100 CY of borrow material (stone fill)
 - iv. Approximately 4,700 CY of unsuitable excavation
 - v. Approximately 5,650 SY of aggregate base (13" section)
 - vi. Approximately 6,200 SY of asphalt pavement (3" section)
 - vii. Runway edge lighting upgrades and signage adjustments
 - viii. PAPI & REIL installation
- e. DBE Goal – 5.5%

4. General Project Information

- a. Primarily funded by FAA grant (90%)
- b. Bids must remain in effect for 120 calendar days.
 - i. An addendum will be released updating this to 60 days.

5. Security Requirements

- a. All vehicles and equipment are required to have lights or flags when operating on the airport.
- b. Haul trucks are only required to have hazard lights.

6. Construction Safety and Phasing Plan (CSPP)

- a. Contract Time
 - i. Schedule 1 – 44 Calendar Days
 - 30-day full-time closure
 - 14-day nighttime closure
 - ii. Schedule 2 – 37 Calendar Days
 - 30-day full-time closure
 - 7-day nighttime closure
 - iii. Weather Days detailed in Special Provisions
- b. Liquidated Damages
 - i. \$5,000/Calendar Day



VBT Runway 18-36 Widening Bentonville Municipal Airport

**Pre-Bid Conference Agenda
November 8, 2022**

- c. Haul Routes and Staging Area
 - i. Installation and removal of staging area is paid for under Item C-105 Mobilization.
 - ii. Access to staging area off AR Highway 12
 - iii. Stabilized construction entrance and haul road paid for under Item C-105 Mobilization.
- d. Construction Safety / Work Site
 - i. Site Access
 - ii. Runway Closure Markers
 - Lighted (Airport Furnished, Contractor Maintained)
 - Vinyl (Contractor Furnished and Maintained)
 - iii. Lighted Barricades (Contractor Furnished and Maintained)
- e. Other
 - i. Contractor will be required to submit the Contractor Safety Plan Compliance Document included in the Bid Documents prior to the preconstruction meeting.

7. Erosion Control & SWPPP

- a. SWPPP and NOC will be available prior to the start of construction.
- b. Erosion control measures

8. Demolition Plans

- a. Attempt to show all known utilities
- b. One-Call Markings
- c. 3" Cold Milling
- d. Pavement Removal
- e. Pavement Marking Removal

9. Runway Construction – Typical Sections

- a. Asphalt Pavement Section
 - i. SS-407 3" ARDOT Asphalt Concrete Hot Mix Surface Course (76-22)
 - ii. P-209 13" Aggregate Base
 - iii. Earthwork
 - Unclassified Excavation (Plan Quantities)
 - Borrow Excavation (Stone Fill)
 - Unsuitable Excavation
 - a. Determined by Engineer in the field (expect 2-3.5 ft)
 - b. Includes Class 7 / P-209 Cap
 - Separation Geotextile

10. Plan & Profiles

- a. Connections to Existing Pavement
- b. Profile offset 22.50' LT of alignment
- c. Existing 24" Waterline

11. Grading and Drainage Plans

- a. Grading Improvements
- b. 6" Underdrain
 - i. Pipe – SDR 26 Pipe; perforations meeting ASTM F758
 - ii. Outfall pipe connects to existing concrete ditch
 - iii. Underdrain typical sections



VBT Runway 18-36 Widening Bentonville Municipal Airport

**Pre-Bid Conference Agenda
November 8, 2022**

- c. Existing 24" Waterline
- d. Limits of sodding, topsoiling, and seeding
 - i. Topsoil and sod
 - 10' off pavement edges
 - ii. Topsoil and seed all other disturbed areas
 - iii. See typical sections for more details

12. Pavement Marking Plans

- a. All Markings Waterborne
- b. Taxiway Centerline Marking (6" Wide)
- c. Type I Beads

13. Electrical Improvements

- a. **Schedule 1**
 - i. Runway Edge Lights
 - Removal
 - Installation
 - a. **New conduit and cable from TW A1 through A3 on both sides for the runway.**
 - Relocate RW regulator from existing terminal to vault
 - ii. PAPIs
 - Install new PAPI regulator in vault
 - iii. REILs
 - iv. Airfield Signage
- b. **Schedule 2**
 - i. Runway Edge Lights
 - Relocate existing west stake mounted runway edge and threshold lights to new offset
 - Install new direct buried cable for west side edge lights
 - ii. **NAVAIDs**
 - PAPIs and REILs are not included in Schedule 2
 - iii. **Airfield Signage**
- c. Megger Testing

14. Unit Price Schedule

15. Other Questions

- i. **Are there any problems with rock at VBT?**
 - **We have not encountered rock shelves / mass rock areas during excavation / construction at VBT.**
- ii. **How many in-pavement lights must be installed in existing pavement vs. installed on new base in existing pavement?**
 - **A total of 3 in-pavement lights will be installed on a new base in existing pavement (See Items L-125-5.4 and L-125-5.5). A total of 2 in-pavement lights will be installed on existing bases in existing pavement (Item L-125-5.3).**



**VBT Runway 18-36 Widening
Bentonville Municipal Airport**

**Pre-Bid Conference Agenda
November 8, 2022**

16. Additional Scope

17. Attendees

Chris Maestri – Garver
Ginny Lantz – Garver
Adam White – Garver
Debbie Griffin – City of Bentonville
Dennis Birge – City of Bentonville
Gladys Shoemaker – City of Bentonville
Andrea Trevisan – City of Bentonville
Clay Lassen – Airside Solutions
Brian Becker – Custom Pavement
Steve Wayman – APAC
Erin Metcalf – Milestone
Chad Cox – Summit Aviation
Drew Dwyer – ESS
Danny Bartleson – Broadway Electric

Plan Room Report as of 10/27/2022 09:10 AM CST

VBT Runway 18-36 Widening

Quest eBidDoc™ Number: 8322093

Closing Date: Thu, 11/17/2022 02:00 PM CST **Posting Type:** Construction Project **Owner Name:** City of Bentonville **Solicitor Name:** Garver - Northwest Arkansas **Contact:** Christopher Maestri **Phone:** 479-257-9188 **Email:** CMMaestri@GarverUSA.com

Company Name & Address	Contact Name/Email Address	Phone/Fax	Bus. Cert	Bus. Desig	Entry Date	Doc Type	Comments
Southern Reprographics 901 W 7th Street, Little Rock, AR-72201	Sean Tyer styer@southernrepro.com	501-372-4011 501-372-2902		Plan Room	10/24/2022	eBidDoc	
ePlan 1400 Forum Blvd Ste 7B, Columbia, MO-65203	Eplan Reporter eplan@eplanbidding.com	5734477130 573-355-5404		Plan Room	10/25/2022	eBidDoc	
ConstructConnect 3825 Edwards Rd, Cincinnati, OH-45209	Eric Mills content@constructconnect.com	800-364-2059 866-570-8187		Plan Room	10/25/2022	eBidDoc	
Custom Pavement Maintenance & Safety LLC 2807 Co-Op Drive, Van Buren, AR-72957	Julie Becker julie@custompavement.com	479-262-6160		Subcontractor	10/25/2022	eBidDoc	
BROADWAY ELECTRIC 1924 NORTH FALLS BLVD, WYNNE, AR-72396	DANNY BARTLESON DANNYBARTLESON@YAHOO.COM	870-238-5513 870-238-4378	SBE	Prime Bidder	10/26/2022	eBidDoc	
Tri Star Contractors P O Box 219, Siloam Springs, AR-72761	Nick Goedereis tristarcontractors@yahoo.com	479-238-1088 479-238-0030		Prime Bidder	10/26/2022	eBidDoc	
APAC-Central 755 East Millsap Road, Fayetteville, AR-72703	Murry Cline murry.cline@apac.com	479-587-3300 479-521-2826		Prime Bidder	10/27/2022	eBidDoc	
Emery Sapp & Sons 5168-A North Oak, Springdale, AR-72764	Jeffrey Wilson jeffrey.wilson@emerysapp.com	479-408-9049		Prime Bidder	10/28/2022	eBidDoc	
Garver 4300 South J.B. Hunt Drive, Rogers, AR- 72758	Chris Maestri CMMaestri@GarverUSA.com	4792579188		Project Solicitor	11/01/2022	Unknown	
Milestone Construction Company 2002 S. 48th Street, Springdale, AR-72762	Scott Jones sjones@mstonecc.com	479-751-3560		Construction Manager	11/08/2022	eBidDoc	
Cardinal Intl Grooving & Grinding, LLC 100 Barren Hill Road, Conshohocken, PA-19428	Alex Smith alexandra@cardinalgrooving.com	610-825-2200 610-825-2850		Subcontractor	11/15/2022	eBidDoc	

Application for Federal Assistance SF-424

*1. Type of Submission:

☐ Preapplication☒ Application☐ Changed/Corrected Application

*2. Type of Application

☒ New☐ Continuation☐ Revision

* If Revision, select appropriate letter(s):

* Other (Specify)

*3. Date Received:

4. Applicant Identifier:

KVBT

5a. Federal Entity Identifier:

3-05-0006-022-2024

*5b. Federal Award Identifier:

State Use Only:

6. Date Received by State:

7. State Application Identifier:

8. APPLICANT INFORMATION:

*a. Legal Name: City of Bentonville, Arkansas

*b. Employer/Taxpayer Identification Number (EIN/TIN):

71-6000642

*c. UEI:

FLE5EGLSGK66

d. Address:

*Street 1: 305 SW A Street

Street 2:

*City:

Bentonville

County/Parish:

Benton

*State:

AR

*Province:

*Country:

USA: United States

*Zip / Postal Code

72712-5836

e. Organizational Unit:

Department Name:

Bentonville Municipal Airport

Division Name:

f. Name and contact information of person to be contacted on matters involving this application:

Prefix:

Mr.

*First Name: Dennis

Middle Name:

*Last Name:

Birge

Suffix:

Title: Transportation Director

Organizational Affiliation:

City of Bentonville

*Telephone Number: 479-271-6840

Fax Number:

*Email: dbirge@bentonvillear.com

Application for Federal Assistance SF-424***9. Type of Applicant 1: Select Applicant Type:**

C: City or Township Government

Type of Applicant 2: Select Applicant Type:

Pick an applicant type

Type of Applicant 3: Select Applicant Type:

Pick an applicant type

*Other (Specify)

***10. Name of Federal Agency:**

Federal Aviation Administration

11. Catalog of Federal Domestic Assistance Number:

20.106

CFDA Title:

Airport Improvement Program

***12. Funding Opportunity Number:**

N/A

*Title:

N/A

13. Competition Identification Number:

N/A

Title:

N/A

14. Areas Affected by Project (Cities, Counties, States, etc.):

Bentonville, AR

***15. Descriptive Title of Applicant's Project:**

Runway 18-36 Lighting Reconstruction

Attach supporting documents as specified in agency instructions.

Application for Federal Assistance SF-424	
16. Congressional Districts Of:	
*a. Applicant: AR-003	*b. Program/Project: AR-003
Attach an additional list of Program/Project Congressional Districts if needed.	
17. Proposed Project:	
*a. Start Date: 05/01/2023	*b. End Date: 11/09/2023
18. Estimated Funding (\$):	
*a. Federal	\$ 566,553
*b. Applicant	\$ 0
*c. State	\$ 0
*d. Local	\$ 62,951
*e. Other	\$ 0
*f. Program Income	\$ 0
*g. TOTAL	\$ 629,504
*19. Is Application Subject to Review By State Under Executive Order 12372 Process?	
☒ a. This application was made available to the State under the Executive Order 12372 Process for review on 08/26/2024 .	
☐ b. Program is subject to E.O. 12372 but has not been selected by the State for review.	
☐ c. Program is not covered by E.O. 12372.	
*20. Is the Applicant Delinquent On Any Federal Debt?	
☐ Yes ☒ No	
If "Yes", explain:	
21. *By signing this application, I certify (1) to the statements contained in the list of certifications** and (2) that the statements herein are true, complete and accurate to the best of my knowledge. I also provide the required assurances** and agree to comply with any resulting terms if I accept an award. I am aware that any false, fictitious, or fraudulent statements or claims may subject me to criminal, civil, or administrative penalties. (U. S. Code, Title 218, Section 1001)	
☒ ** I AGREE	
** The list of certifications and assurances, or an internet site where you may obtain this list, is contained in the announcement or agency specific instructions.	
Authorized Representative:	
Prefix: Miss	*First Name: Stephanie
Middle Name:	
*Last Name: Orman	
Suffix:	
*Title: Mayor	
*Telephone Number: 479-271-3116	Fax Number:
* Email: sorman@bentonvillear.com	
Authorized Representative:	*Date Signed: August 29, 2024 3:19 PM CDT

**Application for Federal Assistance (Development and Equipment Projects)****PART II – PROJECT APPROVAL INFORMATION**

Part II - SECTION A	
The term "Sponsor" refers to the applicant name provided in box 8 of the associated SF-424 form.	
Item 1. Does Sponsor maintain an active registration in the System for Award Management (www.SAM.gov)?	☒ Yes ☐ No
Item 2. Can Sponsor commence the work identified in the application in the fiscal year the grant is made or within six months after the grant is made, whichever is later?	☒ Yes ☐ No ☐ N/A
Item 3. Are there any foreseeable events that would delay completion of the project? If yes, provide attachment to this form that lists the events.	☐ Yes ☒ No ☐ N/A
Item 4. Will the project(s) covered by this request have impacts or effects on the environment that require mitigating measures? If yes, attach a summary listing of mitigating measures to this application and identify the name and date of the environmental document(s).	☐ Yes ☒ No ☐ N/A
Item 5. Is the project covered by this request included in an approved Passenger Facility Charge (PFC) application or other Federal assistance program? If yes, please identify other funding sources by checking all applicable boxes.	
☐ The project is included in an <i>approved</i> PFC application. If included in an approved PFC application, does the application <i>only</i> address AIP matching share? ☐ Yes ☐ No	
☐ The project is included in another Federal Assistance program. Its CFDA number is below.	
Item 6. Will the requested Federal assistance include Sponsor indirect costs as described in 2 CFR Appendix VII to Part 200, States and Local Government and Indian Tribe Indirect Cost Proposals?	
☐ Yes ☒ No ☐ N/A	
If the request for Federal assistance includes a claim for allowable indirect costs, select the applicable indirect cost rate the Sponsor proposes to apply:	
☐ De Minimis rate of 10% as permitted by 2 CFR § 200.414.	
☐ Negotiated Rate equal to	% as approved by _____ (the Cognizant Agency) on _____ (Date) (2 CFR part 200, appendix VII).
<i>Note: Refer to the instructions for limitations of application associated with claiming Sponsor indirect costs.</i>	

PART II - SECTION B**Certification Regarding Lobbying**

The declarations made on this page are under the signature of the authorized representative as identified in box 21 of form SF-424, to which this form is attached. The term "Sponsor" refers to the applicant name provided in box 8 of the associated SF-424 form.

The Authorized Representative certifies, to the best of his or her knowledge and belief, that:

(1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the Sponsor, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

(2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the Authorized Representative shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

(3) The Authorized Representative shall require that the language of this certification be included in the award documents for all sub-awards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

PART II – SECTION C

The Sponsor hereby represents and certifies as follows:

1. Compatible Land Use – The Sponsor has taken the following actions to assure compatible usage of land adjacent to or in the vicinity of the airport:

Development surrounding Bentonville Municipal Airport will be subject to Airport's airspace ordinances and local zoning codes

2. Defaults – The Sponsor is not in default on any obligation to the United States or any agency of the United States Government relative to the development, operation, or maintenance of any airport, except as stated herewith:

None

3. Possible Disabilities – There are no facts or circumstances (including the existence of effective or proposed leases, use agreements or other legal instruments affecting use of the Airport or the existence of pending litigation or other legal proceedings) which in reasonable probability might make it impossible for the Sponsor to carry out and complete the Project or carry out the provisions of the Grant Assurances, either by limiting its legal or financial ability or otherwise, except as follows:

None

4. Consistency with Local Plans – The project is reasonably consistent with plans existing at the time of submission of this application) of public agencies that are authorized by the State in which the project is located to plan for the development of the area surrounding the airport.

True

5. Consideration of Local Interest – It has given fair consideration to the interest of communities in or near where the project may be located.

True

6. Consultation with Users – In making a decision to undertake an airport development project under Title 49, United States Code, it has consulted with airport users that will potentially be affected by the project (§ 47105(a)(2)).

True

7. Public Hearings – In projects involving the location of an airport, an airport runway or a major runway extension, it has afforded the opportunity for public hearings for the purpose of considering the economic, social, and environmental effects of the airport or runway location and its consistency with goals and objectives of such planning as has been carried out by the community and it shall, when requested by the Secretary, submit a copy of the transcript of such hearings to the Secretary. Further, for such projects, it has on its management board either voting representation from the communities where the project is located or has advised the communities that they have the right to petition the Secretary concerning a proposed project.

N/A

8. Air and Water Quality Standards – In projects involving airport location, a major runway extension, or runway location it will provide for the Governor of the state in which the project is located to certify in writing to the Secretary that the project will be located, designed, constructed, and operated so as to comply with applicable and air and water quality standards. In any case where such standards have not been approved and where applicable air and water quality standards have been promulgated by the Administrator of the Environmental Protection Agency, certification shall be obtained from such Administrator. Notice of certification or refusal to certify shall be provided within sixty days after the project application has been received by the Secretary.

N/A

PART II – SECTION C (Continued)

9. Exclusive Rights – There is no grant of an exclusive right for the conduct of any aeronautical activity at any airport owned or controlled by the Sponsor except as follows:

None

10. Land – (a) The sponsor holds the following property interest in the following areas of land, which are to be developed or used as part of or in connection with the Airport subject to the following exceptions, encumbrances, and adverse interests, all of which areas are identified on the aforementioned property map designated as Exhibit “A”. [1]

The sponsor hold all property as shown on the most recent update to the airport's master plan and the attached Exhibit A.

The Sponsor further certifies that the above is based on a title examination by a qualified attorney or title company and that such attorney or title company has determined that the Sponsor holds the above property interests.

(b) The Sponsor will acquire within a reasonable time, but in any event prior to the start of any construction work under the Project, the following property interest in the following areas of land on which such construction work is to be performed, all of which areas are identified on the aforementioned property map designated as Exhibit “A”. [1]

N/A

(c) The Sponsor will acquire within a reasonable time, and if feasible prior to the completion of all construction work under the Project, the following property interest in the following areas of land which are to be developed or used as part of or in connection with the Airport as it will be upon completion of the Project, all of which areas are identified on the aforementioned property map designated as Exhibit “A”. [1]

N/A

¹ State the character of property interest in each area and list and identify for each all exceptions, encumbrances, and adverse interests of every kind and nature, including liens, easements, leases, etc. The separate areas of land need only be identified here by the area numbers shown on the property map.

PART III – BUDGET INFORMATION – CONSTRUCTION

SECTION A – GENERAL	
1. Assistance Listing Number:	20.106
2. Functional or Other Breakout:	AIP 3-05-0006-022-2024

SECTION B – CALCULATION OF FEDERAL GRANT			
Cost Classification	Latest Approved Amount (Use only for revisions)	Adjustment + or (-) Amount (Use only for revisions)	Total Amount Required
1. Administration expense			
2. Preliminary expense			
3. Land, structures, right-of-way			
4. Architectural engineering basic fees			
5. Other Architectural engineering fees			
6. Project inspection fees			
7. Land development			
8. Relocation Expenses			
9. Relocation payments to Individuals and Businesses			
10. Demolition and removal			
11. Construction and project improvement			629,504
12. Equipment			
13. Miscellaneous			
14. Subtotal (Lines 1 through 13)			\$ 629,504
15. Estimated Income (if applicable)			
16. Net Project Amount (Line 14 minus 15)			629,504
17. Less: Ineligible Exclusions (Section C, line 23 g.)			
18. Subtotal (Lines 16 through 17)			\$ 629,504
19. Federal Share requested of Line 18			566,553
20. Grantee share			62,951
21. Other shares			
22. TOTAL PROJECT (Lines 19, 20 & 21)			\$ 629,504

SECTION C – EXCLUSIONS	
23. Classification (Description of non-participating work)	Amount Ineligible for Participation
a.	
b.	
c.	
d.	
e.	
f.	
g. Total	

SECTION D – PROPOSED METHOD OF FINANCING NON-FEDERAL SHARE	
24. Grantee Share – Fund Categories	Amount
a. Securities	
b. Mortgages	
c. Appropriations (by Applicant)	62,951
d. Bonds	
e. Tax Levies	
f. Non-Cash	
g. Other (Explain):	
h. TOTAL - Grantee share	\$ 62,951
25. Other Shares	Amount
a. State	
b. Other	
c. TOTAL - Other Shares	
26. TOTAL NON-FEDERAL FINANCING	\$ 62,951

SECTION E – REMARKS (Attach sheets if additional space is required)
The sponsor will cover the remaining 10% of the AIP eligible cost (up to \$250,000) using a state matching grant. The remaining portion will be paid by the City.

PART IV – PROGRAM NARRATIVE
(Suggested Format)**PROJECT:** Runway 18-36 Lighting Reconstruction**AIRPORT:** Bentonville Municipal Airport**1. Objective:**

The existing direct-buried runway edge light system was reconstructed.

2. Benefits Anticipated:

The reconstruction of the runway edge lighting system will allow for a more reliable runway edge lighting system.

3. Approach: (See approved Scope of Work in Final Application)

This project was phased in order to reduce the impact to airport operations. A 30-day runway closure was utilized for concurrent Runway 18-36 Widening project, and additional night closures were utilized to complete the lighting reconstruction scope.

4. Geographic Location:

Existing airport property, parallel to and each side of Runway 18-36. Bentonville Municipal Airport, Bentonville, Benton County, Arkansas

5. If Applicable, Provide Additional Information:

None Noted.

6. Sponsor's Representative: (include address & telephone number)

Dennis Birge, Transportation Director (479-271-6840)
3200 SW Municipal Drive
Bentonville, AR 72712

CITY OF BENTONVILLE
RUNWAY 18-36 WIDENING, PAPIS, REILS (AIP 20) AND RUNWAY LIGHTING RECONSTRUCTION (AIG)
FINAL TOTAL PROJECT BUDGET AND COST BREAKOUTS

ITEM NO.	SPEC. NO.	DESCRIPTION	UNIT	FINAL QUANTITY	UNIT PRICE	RW WIDENING, PAPIS, REILS (AIP 20) AMOUNT	RW LIGHTING RECONSTRUCTION (AIG) AMOUNT	TOTAL AMOUNT
1	SS-120-3.1	Construction Safety and Security	LS	1.00	\$122,000.00	\$122,000.00		\$122,000.00
2	SS-130-4.1	Trench and Excavation Safety Systems	LS	1.00	\$7,760.00	\$7,760.00		\$7,760.00
3	SS-300-5.1	Lockout/Tagout and Constant Current Regulator Calibration Procedures	LS	1.00	\$12,050.00		\$12,050.00	\$12,050.00
4	SS-300-5.2	Electrical Vault Modifications, Including Existing Runway Regulator Relocation	LS	1.00	\$22,140.00		\$22,140.00	\$22,140.00
5	SS-300-5.3	L-829, 2.5 kW Lighting Regulator, Installed	EA	1.00	\$33,250.00	\$33,250.00		\$33,250.00
6	SS-301-5.1	Existing Stake Mounted Edge Light, Removed	EA	36.00	\$283.00		\$10,188.00	\$10,188.00
7	SS-301-5.2	Existing Base Mounted Edge Light, Removed with Base Demolished	EA	8.00	\$450.00		\$3,600.00	\$3,600.00
8	SS-301-5.3	Existing Base Mounted Edge Light, Removed and Stored with Base Demolished	EA	14.00	\$583.00		\$8,162.00	\$8,162.00
9	SS-301-5.4	Existing Base Mounted Edge Light, Removed and Stored with Base to Remain and Blank Cover Installed	EA	5.00	\$367.00		\$1,835.00	\$1,835.00
11	SS-301-5.6	Existing Guidance Sign, Removed and Stored with Base Demolished	EA	3.00	\$817.00		\$2,451.00	\$2,451.00
12	SS-301-5.7	Existing Concrete Encased Electrical Junction Structure, Removed	EA	4.00	\$370.00		\$1,480.00	\$1,480.00
14	SS-305-5.1	Directional Boring, 1-Way 2" Polyethylene Conduit	LF	309.00	\$66.70	\$20,610.30		\$20,610.30
15	SS-310-5.1	Precision Approach Path Indicator Obstacle Clearance Surface and Light Signal Clearance Surface Checks	LS	1.00	\$5,226.00	\$5,226.00		\$5,226.00
16	SS-310-5.2	PAPI and REIL Flight Check Mobilization	LS	1.00	\$5,226.00	\$5,226.00		\$5,226.00
17	SS-407-9.1	ARDOT ACHM Surface Course (1/2") (PG 76-22)	TN	945.19	\$303.00	\$286,392.57		\$286,392.57
18	C-102-5.1	Temporary Erosion Control	LS	1.00	\$20,000.00	\$20,000.00		\$20,000.00
19	C-105-6.1	Mobilization (Maximum 10% of Total Bid)	LS	1.00	\$349,500.00	\$291,856.40	\$57,643.60	\$349,500.00
20	P-101-5.1	Pavement Removal	SY	30.00	\$222.00	\$6,660.00		\$6,660.00
21	P-101-5.2	Pavement Markings Removal	SF	52,959.00	\$1.70	\$90,030.30		\$90,030.30
22	P-101-5.3	Cold Milling (0-3" Depth)	SY	2,077.78	\$36.00	\$74,800.08		\$74,800.08
23	P-152-4.1	Unclassified Excavation	CY	6,800.00	\$25.00	\$170,000.00		\$170,000.00
24	P-152-4.2	Borrow Excavation (Stone Fill)	CY	3,715.70	\$98.00	\$364,138.60		\$364,138.60
25	P-152-4.3	Unsuitable Excavation (Stone Fill)	CY	2,569.51	\$123.00	\$316,049.73		\$316,049.73
26	P-209-5.1	Crushed Aggregate Base Course (13" Thickness)	SY	5,175.44	\$48.00	\$248,421.12		\$248,421.12
27	P-209-5.2	Separation Geotextile	SY	8,288.89	\$5.00	\$41,444.45		\$41,444.45
28	P-620-5.1a	Runway and Taxiway Marking (Reflective)	SF	29,676.00	\$3.00	\$89,028.00		\$89,028.00
29	P-620-5.1b	Runway and Taxiway Marking (Non-Reflective)	SF	40,519.00	\$2.90	\$117,505.10		\$117,505.10
31	D-705-5.1a	6" Underdrain Pipe	LF	125.00	\$187.86	\$23,482.50		\$23,482.50
32	D-705-5.1b	6" Non-Perforated Outfall Pipe	LF	183.00	\$183.00	\$33,489.00		\$33,489.00
33	D-705-5.2	Concrete Outlet Protector	EA	1.00	\$5,400.00	\$5,400.00		\$5,400.00
34	T-901-5.1	Seeding	AC	2.40	\$7,200.00	\$17,280.00		\$17,280.00
35	T-904-5.1	Sodding	SY	7,850.00	\$8.50	\$66,725.00		\$66,725.00
36	T-905-5.1	Topsoil (Obtained On-Site; 4" Thickness)	SY	15,700.00	\$8.00	\$125,600.00		\$125,600.00
37	L-108-5.1	No. 8 AWG, 5 kV, L-824, Type C Cable, Installed in Trench, Duct Bank or Conduit	LF	19,484.00	\$6.25		\$121,775.00	\$121,775.00
38	L-108-5.2	No. 6 AWG, Solid, Bare Copper Counterpoise Wire, Installed in Trench, Above the Duct Bank or Conduit, Including Connections/Terminations	LF	7,282.00	\$2.92		\$21,263.44	\$21,263.44
40	L-110-5.1	Concrete Encased Electrical Duct Bank, 1W-2"C with Sawcut and Repair	LF	30.00	\$75.00		\$2,250.00	\$2,250.00
41	L-110-5.2	Non-Encased Electrical Conduit, 1W-2"C	LF	7,202.00	\$26.00		\$187,252.00	\$187,252.00
42	L-115-5.1	Electrical Junction Structure, L-867 Class 1, Size 16" Diameter by 24" Depth	EA	1.00	\$2,142.00		\$2,142.00	\$2,142.00
43	L-125-5.1	L-849A Runway End Identification Lights System, Installed on Runway 36	LS	1.00	\$38,700.00	\$38,700.00		\$38,700.00
44	L-125-5.2	L-849A Runway End Identification Lights System, Installed on Runway 18	LS	1.00	\$40,000.00	\$40,000.00		\$40,000.00

**CITY OF BENTONVILLE
RUNWAY 18-36 WIDENING, PAPIS, REILS (AIP 20) AND RUNWAY LIGHTING RECONSTRUCTION (AIG)
FINAL TOTAL PROJECT BUDGET AND COST BREAKOUTS**

ITEM NO.	SPEC. NO.	DESCRIPTION	UNIT	FINAL QUANTITY	UNIT PRICE	RW WIDENING, PAPIS, REILS (AIP 20) AMOUNT	RW LIGHTING RECONSTRUCTION (AIG) AMOUNT	TOTAL AMOUNT
45	L-125-5.3	Existing Stored L-852D(L) Low Profile Base Mounted In-pavement Runway Threshold Light, Installed on Existing Base	EA	2.00	\$1,500.00		\$3,000.00	\$3,000.00
46	L-125-5.4	Existing Stored L-852D(L) Low Profile Base Mounted In-pavement Runway Edge Light, Installed on New Base in Existing Pavement	EA	2.00	\$2,400.00		\$4,800.00	\$4,800.00
47	L-125-5.5	L-852D(L) Low Profile Base Mounted In-pavement Runway Threshold Light, Installed in Existing Pavement	EA	1.00	\$6,252.00		\$6,252.00	\$6,252.00
48	L-125-5.6	L-852D(L) Low Profile Base Mounted In-pavement Runway Threshold Light, Installed	EA	7.00	\$6,500.00		\$45,500.00	\$45,500.00
49	L-125-5.7	L-861(L) Base Mounted Runway Edge Light, Installed	EA	36.00	\$2,320.00		\$83,520.00	\$83,520.00
50	L-125-5.8	Existing Stored L-861(L) Base Mounted Runway Edge or Threshold Light, Installed on Existing Base	EA	3.00	\$350.00		\$1,050.00	\$1,050.00
51	L-125-5.8a	Existing Stored L-861(L) Base Mounted Runway Edge or Threshold Light, Installed on New Base	EA	10.00	\$1,330.00		\$13,300.00	\$13,300.00
52	L-125-5.9	L-881(L) Precision Approach Path Indicator System, Installed on Runway 36	LS	1.00	\$72,125.00	\$72,125.00		\$72,125.00
53	L-125-5.10	L-881(L) Precision Approach Path Indicator System, Installed on Runway 18	LS	1.00	\$72,125.00	\$72,125.00		\$72,125.00
54	L-125-5.11	Existing Stored L-858(L) Guidance Sign, Installed on New Base	EA	3.00	\$3,700.00		\$11,100.00	\$11,100.00
55	SP-C-01	Owner's Protective Insurance	LS	1.00	\$7,500.00	\$7,500.00		\$7,500.00
56	CO-3.1	Base Mounted L-861T(L) Runway Entrance-Exit Light, Installed on New Base	EA	4.00	\$1,687.50		\$6,750.00	\$6,750.00

Total Contracted Construction Cost **\$2,812,825.15** **\$629,504.04** **\$3,442,329.19**

	AIP 20	AIG	TOTAL
REIL BAFFLE KITS (AIP 20)	\$3,050.00		\$3,050.00

	AIP 20	AIG	TOTAL
FINAL CONSTRUCTION COST	\$2,815,875.15	\$629,504.04	\$3,445,379.19

	AIP 20	AIG	TOTAL
ADMINISTRATION EXPENSES (ADVERTISEMENT)	\$1,752.12		\$1,752.12

	AIP 20	AIG	TOTAL
PROJECT INSPECTION FEES			
Surveying Services (18B)	\$102,600.00		\$102,600.00
Construction Administration Services	\$94,200.00		\$94,200.00
On-Site Resident Project Representative Services	\$162,457.98		\$162,457.98
Materials Testing Services	\$8,367.61		\$8,367.61
Grant Closeout Services	\$7,600.00		\$7,600.00
TOTAL PROJECT INSPECTION FEES	\$375,225.59		\$375,225.59

	AIP 20	AIG	TOTAL
MISCELLANEOUS (FAA FLIGHT CHECK)	\$13,329.36		\$13,329.36

	AIP 20	AIG	TOTAL
TOTAL PROJECT COST	\$3,206,182.22	\$629,504.04	\$3,835,686.26

NON-AIP ELIGIBLE ITEMS	UNIT	EST. QNTY	UNIT PRICE	AIP 20	AIG	TOTAL AMOUNT
55 SP-C-01 Owner's Protective Insurance	LS	1	\$7,500.00	\$7,500.00		\$7,500.00
TOTAL NON-AIP ELIGIBLE ITEMS						\$7,500.00

TOTAL AIP-ELIGIBLE PROJECT COST (AIP 20)	\$3,198,682.22
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PROJECT FUNDING - RUNWAY WIDENING, PAPIS, AND REILS (AIP 20)	
Federal Aviation Administration - AIP (90%)	\$2,503,317.00
Federal Aviation Administration - AIP Grant Amendment (90%)	\$375,497.00
Arkansas Division of Aeronautics (10%, \$250K MAX)	\$250,000.00
City of Bentonville (Remainder + Non-AIP Eligible Items)	\$77,368.22
TOTAL RUNWAY WIDENING, PAPIS, AND REILS (AIP 20) FUNDING	\$3,206,182.22

TOTAL PROJECT COST FOR RUNWAY LIGHTING RECONSTRUCTION GRANT (AIG)	\$629,504.04
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PROJECT FUNDING - RUNWAY LIGHTING RECONSTRUCTION (AIG)	
Federal Aviation Administration - AIG (90%)	\$566,553.00
Arkansas Division of Aeronautics (10%, \$250K MAX)	\$62,950.00
City of Bentonville (Remainder + Non-AIP Eligible Items)	\$1.04
TOTAL RUNWAY LIGHTING RECONSTRUCTION (AIG) FUNDING	\$629,504.04



U.S. Department of Transportation
Federal Aviation Administration

OMB CONTROL NUMBER: 2120-0569
EXPIRATION DATE: 12/31/2026

Construction Project Final Acceptance Airport Improvement Program Sponsor Certification

Sponsor: City of Bentonville, Arkansas

Airport: Bentonville Municipal Airport

Project Number: 3-05-0006-022-2024

Description of Work: Runway 18-36 Lighting Reconstruction

Application

49 USC § 47105(d), authorizes the Secretary to require me certification from the sponsor that it will comply with the statutory and administrative requirements in carrying out a project under the Airport Improvement Program. General standards for final acceptance and close out of federally funded construction projects are in 2 CFR § 200.343 – Closeout and supplemented by FAA Order 5100.38. The sponsor must determine that project costs are accurate and proper in accordance with specific requirements of the grant agreement and contract documents.

Certification Statements

Except for certification statements below marked not applicable (N/A), this list includes major requirements of the construction project. Selecting “Yes” represents sponsor acknowledgment and confirmation of the certification statement. The term “will” means Sponsor action taken at appropriate time based on the certification statement focus area, but no later than the end of the project period of performance. This list is not comprehensive and does not relieve the sponsor from fully complying with all applicable statutory and administrative standards. The source of the requirement is referenced within parenthesis.

1. The personnel engaged in project administration, engineering supervision, project inspection, and acceptance testing were or will be determined to be qualified and competent to perform the work (Grant Assurance).
☒ Yes ☐ No ☐ N/A
2. Construction records, including daily logs, were or will be kept by the resident engineer/construction inspector that fully document contractor’s performance in complying with:
 - a. Technical standards (Advisory Circular (AC) 150/5370-12);
 - b. Contract requirements (2 CFR part 200 and FAA Order 5100.38); and
 - c. Construction safety and phasing plan measures (AC 150/5370-2).☒ Yes ☐ No ☐ N/A
3. All acceptance tests specified in the project specifications were or will be performed and documented. (AC 150/5370-12).
☒ Yes ☐ No ☐ N/A

4. Sponsor has taken or will take appropriate corrective action for any test result outside of allowable tolerances (AC 150/5370-12).
☒ Yes ☐ No ☐ N/A
5. Pay reduction factors required by the specifications were applied or will be applied in computing final payments with a summary made available to the FAA (AC 150/5370-10).
☒ Yes ☐ No ☐ N/A
6. Sponsor has notified, or will promptly notify the Federal Aviation Administration (FAA) of the following occurrences:
- a. Violations of any federal requirements set forth or included by reference in the contract documents (2 CFR part 200);
 - b. Disputes or complaints concerning federal labor standards (29 CFR part 5); and
 - c. Violations of or complaints addressing conformance with Equal Employment Opportunity or Disadvantaged Business Enterprise requirements (41 CFR Chapter 60 and 49 CFR part 26).
- ☒
- Yes
- ☐
- No
- ☐
- N/A
7. Weekly payroll records and statements of compliance were or will be submitted by the prime contractor and reviewed by the sponsor for conformance with federal labor and civil rights requirements as required by FAA and U.S. Department of Labor (29 CFR Part 5).
☒ Yes ☐ No ☐ N/A
8. Payments to the contractor were or will be made in conformance with federal requirements and contract provisions using sponsor internal controls that include:
- a. Retaining source documentation of payments and verifying contractor billing statements against actual performance (2 CFR § 200.302 and FAA Order 5100.38);
 - b. Prompt payment of subcontractors for satisfactory performance of work (49 CFR § 26.29);
 - c. Release of applicable retainage upon satisfactory performance of work (49 CFR § 26.29); and
 - d. Verification that payments to DBEs represent work the DBE performed by carrying out a commercially useful function (49 CFR §26.55).
- ☒
- Yes
- ☐
- No
- ☐
- N/A
9. A final project inspection was or will be conducted with representatives of the sponsor and the contractor present that ensure:
- a. Physical completion of project work in conformance with approved plans and specifications (Order 5100.38);
 - b. Necessary actions to correct punch list items identified during final inspection are complete (Order 5100.38); and
 - c. Preparation of a record of final inspection and distribution to parties to the contract (Order 5100.38);
- ☒
- Yes
- ☐
- No
- ☐
- N/A
10. The project was or will be accomplished without material deviations, changes, or modifications from approved plans and specifications, except as approved by the FAA (Order 5100.38).
☒ Yes ☐ No ☐ N/A

11. The construction of all buildings have complied or will comply with the seismic construction requirements of 49 CFR § 41.120.

☐ Yes ☐ No ☒ N/A

12. For development projects, sponsor has taken or will take the following close-out actions:

- a. Submit to the FAA a final test and quality assurance report summarizing acceptance test results, as applicable (Grant Condition);
- b. Complete all environmental requirements as established within the project environmental determination (Order 5100.38); and
- c. Prepare and retain as-built plans (Order 5100.38).

☒ Yes ☐ No ☐ N/A

13. Sponsor has revised or will revise their airport layout plan (ALP) that reflects improvements made and has submitted or will submit an updated ALP to the FAA no later than 90 days from the period of performance end date. (49 USC § 47107 and Order 5100.38).

☒ Yes ☐ No ☐ N/A

Attach documentation clarifying any above item marked with "No" response.

Sponsor's Certification

I certify, for the project identified herein, responses to the forgoing items are accurate as marked and additional documentation for any item marked "no" is correct and complete.

Executed on this day of August , 2024 .

Name of Sponsor: City of Bentonville, Arkansas

Name of Sponsor's Authorized Official: Ms. Stephanie Orman

Title of Sponsor's Authorized Official: Mayor, City of Bentonville

Signature of Sponsor's Aut



I declare under penalty of perjury that the foregoing is true and correct. I understand that knowingly and willfully providing false information to the federal government is a violation of 18 USC § 1001 (False Statements) and could subject me to fines, imprisonment, or both.



Drug-Free Workplace Airport Improvement Program Sponsor Certification

Sponsor: City of Bentonville, Arkansas

Airport: Bentonville Municipal Airport

Project Number: 3-05-0006-022-2024

Description of Work: Runway 18-36 Lighting Reconstruction

Application

49 USC § 47105(d) authorizes the Secretary to require certification from the sponsor that it will comply with the statutory and administrative requirements in carrying out a project under the Airport Improvement Program (AIP). General requirements on the drug-free workplace within federal grant programs are described in 2 CFR part 182. Sponsors are required to certify they will be, or will continue to provide, a drug-free workplace in accordance with the regulation. The AIP project grant agreement contains specific assurances on the Drug-Free Workplace Act of 1988.

Certification Statements

Except for certification statements below marked as not applicable (N/A), this list includes major requirements of the construction project. Selecting "Yes" represents sponsor acknowledgement and confirmation of the certification statement. The term "will" means Sponsor action taken at appropriate time based on the certification statement focus area, but no later than the end of the project period of performance. This list is not comprehensive and does not relieve the sponsor from fully complying with all applicable statutory and administrative standards. The source of the requirement is referenced within parenthesis.

1. A statement has been or will be published prior to commencement of project notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the sponsor's workplace, and specifying the actions to be taken against employees for violation of such prohibition (2 CFR § 182.205).

☒ Yes ☐ No ☐ N/A

2. An ongoing drug-free awareness program (2 CFR § 182.215) has been or will be established prior to commencement of project to inform employees about:

- a. The dangers of drug abuse in the workplace;
- b. The sponsor's policy of maintaining a drug-free workplace;
- c. Any available drug counseling, rehabilitation, and employee assistance programs; and
- d. The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace.

☒ Yes ☐ No ☐ N/A

3. Each employee to be engaged in the performance of the work has been or will be given a copy of the statement required within item 1 above prior to commencement of project (2 CFR § 182.210).

☒ Yes ☐ No ☐ N/A

4. Employees have been or will be notified in the statement required by item 1 above that, as a condition employment under the grant (2 CFR § 182.205(c)), the employee will:

- a. Abide by the terms of the statement; and
- b. Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction.

☒ Yes ☐ No ☐ N/A

5. The Federal Aviation Administration (FAA) will be notified in writing within 10 calendar days after receiving notice under item 4b above from an employee or otherwise receiving actual notice of such conviction (2 CFR § 182.225). Employers of convicted employees must provide notice, including position title of the employee, to the FAA (2 CFR § 182.300).

☒ Yes ☐ No ☐ N/A

6. One of the following actions (2 CFR § 182.225(b)) will be taken within 30 calendar days of receiving a notice under item 4b above with respect to any employee who is so convicted:

- a. Take appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; and
- b. Require such employee to participate satisfactorily in drug abuse assistance or rehabilitation programs approved for such purposes by a federal, state, or local health, law enforcement, or other appropriate agency.

☒ Yes ☐ No ☐ N/A

7. A good faith effort will be made, on a continuous basis, to maintain a drug-free workplace through implementation of items 1 through 6 above (2 CFR § 182.200).

☒ Yes ☐ No ☐ N/A

Site(s) of performance of work (2 CFR § 182.230):

Location 1

Name of Location: Bentonville Municipal Airport
Address: 305 SW A Street, Bentonville, AR 72712

Location 2 (if applicable)

Name of Location:
Address:

Location 3 (if applicable)

Name of Location:
Address:

Attach documentation clarifying any above item marked with a "No" response.

Sponsor's Certification

I certify, for the project identified herein, responses to the forgoing items are accurate as marked and additional documentation for any item marked "no" is correct and complete.

Executed on this day of August , 2024 .

Name of Sponsor: City of Bentonville, Arkansas

Name of Sponsor's Authorized Official: Ms. Stephanie Orman

Title of Sponsor's Authorized Official: Mayor, City of Bentonville

Signature of Sponsd

A black rectangular box redacting the signature of the sponsor.

I declare under penalty of perjury that the foregoing is true and correct. I understand that knowingly and willfully providing false information to the federal government is a violation of 18 USC § 1001 (False Statements) and could subject me to fines, imprisonment, or both.



U.S. Department of Transportation
Federal Aviation Administration

OMB CONTROL NUMBER: 2120-0569
EXPIRATION DATE: 12/31/2026

Equipment and Construction Contracts Airport Improvement Sponsor Certification

Sponsor: City of Bentonville, Arkansas

Airport: Bentonville Municipal Airport

Project Number: 3-05-0006-022-2024

Description of Work: Runway 18-36 Lighting Reconstruction

Application

49 USC § 47105(d) authorizes the Secretary to require certification from the sponsor that it will comply with the statutory and administrative requirements in carrying out a project under the Airport Improvement Program (AIP). General procurement standards for equipment and construction contracts within Federal grant programs are described in 2 CFR §§ 200.317-200.326. Labor and Civil Rights Standards applicable to the AIP are established by the Department of Labor (www.dol.gov) AIP Grant Assurance C.1—General Federal Requirements identifies all applicable Federal Laws, regulations, executive orders, policies, guidelines and requirements for assistance under the AIP. Sponsors may use state and local procedures provided the procurement conforms to these federal standards.

This certification applies to all equipment and construction projects. Equipment projects may or may not employ laborers and mechanics that qualify the project as a “covered contract” under requirements established by the Department of Labor requirements. Sponsor shall provide appropriate responses to the certification statements that reflect the character of the project regardless of whether the contract is for a construction project or an equipment project.

Certification Statements

Except for certification statements below marked as not applicable (N/A), this list includes major requirements of the construction project. Selecting “Yes” represents sponsor acknowledgement and confirmation of the certification statement. The term “will” means Sponsor action taken at appropriate time based on the certification statement focus area, but no later than the end of the project period of performance. This list is not comprehensive and does not relieve the sponsor from fully complying with all applicable statutory and administrative standards. The source of the requirement is referenced within parenthesis.

1. A written code or standard of conduct is or will be in effect prior to commencement of the project that governs the performance of the sponsor’s officers, employees, or agents in soliciting, awarding and administering procurement contracts (2 CFR § 200.318).

☒ Yes ☐ No ☐ N/A

2. For all contracts, qualified and competent personnel are or will be engaged to perform contract administration, engineering supervision, construction inspection, and testing (Grant Assurance C.17).
☒ Yes ☐ No ☐ N/A
3. Sponsors that are required to have a Disadvantage Business Enterprise (DBE) program on file with the FAA have included or will include clauses required by Title VI of the Civil Rights Act and 49 CFR Part 26 for Disadvantaged Business Enterprises in all contracts and subcontracts.
☒ Yes ☐ No ☐ N/A
4. Sponsors required to have a DBE program on file with the FAA have implemented or will implement monitoring and enforcement measures that:
 - a. Ensure work committed to Disadvantaged Business Enterprises at contract award is actually performed by the named DBEs (49 CFR § 26.37(b));
 - b. Include written certification that the sponsor has reviewed contract records and has monitored work sites for performance by DBE firms (49 CFR § 26.37(b)); and
 - c. Provides for a running tally of payments made to DBE firms and a means for comparing actual attainments (i.e. payments) to original commitments (49 CFR § 26.37(c)).☒ Yes ☐ No ☐ N/A
5. Sponsor procurement actions using the competitive sealed bid method (2 CFR § 200.320(c)). was or will be:
 - a. Publicly advertised, allowing a sufficient response time to solicit an adequate number of interested contractors or vendors;
 - b. Prepared to include a complete, adequate and realistic specification that defines the items or services in sufficient detail to allow prospective bidders to respond;
 - c. Publicly opened at a time and place prescribed in the invitation for bids; and
 - d. Prepared in a manner that result in a firm fixed price contract award to the lowest responsive and responsible bidder.☒ Yes ☐ No ☐ N/A
6. For projects the Sponsor proposes to use the competitive proposal procurement method (2 CFR § 200.320(d)), Sponsor has requested or will request FAA approval prior to proceeding with a competitive proposal procurement by submitting to the FAA the following:
 - a. Written justification that supports use of competitive proposal method in lieu of the preferred sealed bid procurement method;
 - b. Plan for publicizing and soliciting an adequate number of qualified sources; and
 - c. Listing of evaluation factors along with relative importance of the factors.☒ Yes ☐ No ☐ N/A
7. For construction and equipment installation projects, the bid solicitation includes or will include the current federal wage rate schedule(s) for the appropriate type of work classifications (2 CFR Part 200, Appendix II).
☒ Yes ☐ No ☐ N/A

8. Concurrence was or will be obtained from the Federal Aviation Administration (FAA) prior to contract award under any of the following circumstances (Order 5100.38D):

- a. Only one qualified person/firm submits a responsive bid;
- b. Award is to be made to other than the lowest responsible bidder; and
- c. Life cycle costing is a factor in selecting the lowest responsive bidder.

☒ Yes ☐ No ☐ N/A

9. All construction and equipment installation contracts contain or will contain provisions for:

- a. Access to Records (§ 200.336)
- b. Buy American Preferences (Title 49 U.S.C. § 50101)
- c. Civil Rights - General Provisions and Title VI Assurances(41 CFR part 60)
- d. Federal Fair Labor Standards (29 U.S.C. § 201, et seq)
- e. Occupational Safety and Health Act requirements (20 CFR part 1920)
- f. Seismic Safety – building construction (49 CFR part 41)
- g. State Energy Conservation Requirements - as applicable(2 CFR part 200, Appendix II)
- h. U.S. Trade Restriction (49 CFR part 30)
- i. Veterans Preference (49 USC § 47112(c))

☒ Yes ☐ No ☐ N/A

10. All construction and equipment installation contracts exceeding \$2,000 contain or will contain the provisions established by:

- a. Davis-Bacon and Related Acts (29 CFR part 5)
- b. Copeland “Anti-Kickback” Act (29 CFR parts 3 and 5)

☒ Yes ☐ No ☐ N/A

11. All construction and equipment installation contracts exceeding \$3,000 contain or will contain a contract provision that discourages distracted driving (E.O. 13513).

☒ Yes ☐ No ☐ N/A

12. All contracts exceeding \$10,000 contain or will contain the following provisions as applicable:

- a. Construction and equipment installation projects - Applicable clauses from 41 CFR Part 60 for compliance with Executive Orders 11246 and 11375 on Equal Employment Opportunity;
- b. Construction and equipment installation - Contract Clause prohibiting segregated facilities in accordance with 41 CFR part 60-1.8;
- c. Requirement to maximize use of products containing recovered materials in accordance with 2 CFR § 200.322 and 40 CFR part 247; and
- d. Provisions that address termination for cause and termination for convenience (2 CFR Part 200, Appendix II).

☒ Yes ☐ No ☐ N/A

13. All contracts and subcontracts exceeding \$25,000: Measures are in place or will be in place (e.g. checking the System for Award Management) that ensure contracts and subcontracts are not awarded to individuals or firms suspended, debarred, or excluded from participating in federally assisted projects (2 CFR parts 180 and 1200).

☒ Yes ☐ No ☐ N/A

14. Contracts exceeding the simplified acquisition threshold (currently \$250,000) include or will include provisions, as applicable, that address the following:

- a. Construction and equipment installation contracts - a bid guarantee of 5%, a performance bond of 100%, and a payment bond of 100% (2 CFR § 200.325);
- b. Construction and equipment installation contracts - requirements of the Contract Work Hours and Safety Standards Act (40 USC 3701-3708, Sections 103 and 107);
- c. Restrictions on Lobbying and Influencing (2 CFR part 200, Appendix II);
- d. Conditions specifying administrative, contractual and legal remedies for instances where contractor or vendor violate or breach the terms and conditions of the contract (2 CFR §200, Appendix II); and
- e. All Contracts - Applicable standards and requirements issued under Section 306 of the Clean Air Act (42 USC 7401-7671q), Section 508 of the Clean Water Act (33 USC 1251-1387, and Executive Order 11738.

☒ Yes ☐ No ☐ N/A

Attach documentation clarifying any above item marked with "No" response.

Sponsor's Certification

I certify, for the project identified herein, responses to the forgoing items are accurate as marked and additional documentation for any item marked "no" is correct and complete.

Executed on this day of August , 2024 .

Name of Sponsor: City of Bentonville, Arkansas

Name of Sponsor's Authorized Official: Ms. Stephanie Orman

Title of Sponsor's Authorized Official: Mayor, City of Bentonville

Signature of Sponsor's Authorized Official _____

I declare under penalty of perjury that the foregoing is true and correct. I understand that knowingly and willfully providing false information to the federal government is a violation of 18 USC § 1001 (False Statements) and could subject me to fines, imprisonment, or both.



Project Plans and Specifications

Airport Improvement Program Sponsor Certification

Sponsor: City of Bentonville, Arkansas

Airport: Bentonville Municipal Airport

Project Number: 3-05-0006-022-2024

Description of Work: Runway 18-36 Lighting Reconstruction

Application

49 USC § 47105(d) authorizes the Secretary to require certification from the sponsor that it will comply with the statutory and administrative requirements in carrying out a project under the Airport Improvement Program (AIP). Labor and civil rights standards applicable to AIP are established by the Department of Labor (www.dol.gov/). AIP Grant Assurance C.1—General Federal Requirements identifies applicable federal laws, regulations, executive orders, policies, guidelines and requirements for assistance under AIP. A list of current advisory circulars with specific standards for procurement, design or construction of airports, and installation of equipment and facilities is referenced in standard airport sponsor Grant Assurance 34 contained in the grant agreement.

Certification Statements

Except for certification statements below marked as not applicable (N/A), this list includes major requirements of the construction project. Selecting “Yes” represents sponsor acknowledgement and confirmation of the certification statement. The term “will” means Sponsor action taken at appropriate time based on the certification statement focus area, but no later than the end of the project period of performance. This list is not comprehensive and does not relieve the sponsor from fully complying with all applicable statutory and administrative standards. The source of the requirement is referenced within parenthesis.

1. The plans and specifications were or will be prepared in accordance with applicable federal standards and requirements, so that no deviation or modification to standards set forth in the advisory circulars, or FAA-accepted state standard, is necessary other than those explicitly approved by the Federal Aviation Administration (FAA) (14 USC § 47105).
☒ Yes ☐ No ☐ N/A
2. Specifications incorporate or will incorporate a clear and accurate description of the technical requirement for the material or product that does not contain limiting or proprietary features that unduly restrict competition (2 CFR §200.319).
☒ Yes ☐ No ☐ N/A

3. The development that is included or will be included in the plans is depicted on the current airport layout plan as approved by the FAA (14 USC § 47107).
☒ Yes ☐ No ☐ N/A
4. Development and features that are ineligible or unallowable for AIP funding have been or will be omitted from the plans and specifications (FAA Order 5100.38, par. 3-43).
☒ Yes ☐ No ☐ N/A
5. The specification does not use or will not use “brand name” or equal to convey requirements unless sponsor requests and receives approval from the FAA to use brand name (FAA Order 5100.38, Table U-5).
☒ Yes ☐ No ☐ N/A
6. The specification does not impose or will not impose geographical preference in their procurement requirements (2 CFR §200.319(b) and FAA Order 5100.38, Table U-5).
☒ Yes ☐ No ☐ N/A
7. The use of prequalified lists of individuals, firms or products include or will include sufficient qualified sources that ensure open and free competition and that does not preclude potential entities from qualifying during the solicitation period (2 CFR §319(d)).
☒ Yes ☐ No ☐ N/A
8. Solicitations with bid alternates include or will include explicit information that establish a basis for award of contract that is free of arbitrary decisions by the sponsor (2 CFR § 200.319(a)(7)).
☒ Yes ☐ No ☐ N/A
9. Concurrence was or will be obtained from the FAA if Sponsor incorporates a value engineering clause into the contract (FAA Order 5100.38, par. 3-57).
☒ Yes ☐ No ☐ N/A
10. The plans and specifications incorporate or will incorporate applicable requirements and recommendations set forth in the federally approved environmental finding (49 USC §47106(c)).
☒ Yes ☐ No ☐ N/A
11. The design of all buildings comply or will comply with the seismic design requirements of 49 CFR § 41.120. (FAA Order 5100.38d, par. 3-92)
☒ Yes ☐ No ☐ N/A
12. The project specification include or will include process control and acceptance tests required for the project by as per the applicable standard:
 - a. Construction and installation as contained in Advisory Circular (AC) 150/5370-10.
☒ Yes ☐ No ☐ N/A

b. Snow Removal Equipment as contained in AC 150/5220-20.

☐ Yes ☐ No ☒ N/A

c. Aircraft Rescue and Fire Fighting (ARFF) vehicles as contained in AC 150/5220-10.

☐ Yes ☐ No ☒ N/A

13. For construction activities within or near aircraft operational areas(AOA):

a. The Sponsor has or will prepare a construction safety and phasing plan (CSPP) conforming to Advisory Circular 150/5370-2.

b. Compliance with CSPP safety provisions has been or will be incorporated into the plans and specifications as a contractor requirement.

c. Sponsor will not initiate work until receiving FAA's concurrence with the CSPP (FAA Order 5100.38, Par. 5-29).

☒ Yes ☐ No ☐ N/A

14. The project was or will be physically completed without federal participation in costs due to errors and omissions in the plans and specifications that were foreseeable at the time of project design (49 USC §47110(b)(1) and FAA Order 5100.38d, par. 3-100).

☒ Yes ☐ No ☐ N/A

Attach documentation clarifying any above item marked with "No" response.

Sponsor's Certification

I certify, for the project identified herein, responses to the forgoing items are accurate as marked and additional documentation for any item marked "no" is correct and complete.

Executed on this day of August , 2024 .

Name of Sponsor: City of Bentonville, Arkansas

Name of Sponsor's Authorized Official: Ms. Stephanie Orman

Title of Sponsor's Authorized Official: Mayor, City of Bentonville

Signature of Sponsor's Authorized Official: 

I declare under penalty of perjury that the foregoing is true and correct. I understand that knowingly and willfully providing false information to the federal government is a violation of 18 USC § 1001 (False Statements) and could subject me to fines, imprisonment, or both.



Selection of Consultants

Airport Improvement Program Sponsor Certification

Sponsor: City of Bentonville, Arkansas

Airport: Bentonville Municipal Airport

Project Number: 3-05-0006-022-2024

Description of Work: Runway 18-36 Lighting Reconstruction

Application

49 USC § 47105(d) authorizes the Secretary to require certification from the sponsor that it will comply with the statutory and administrative requirements in carrying out a project under the Airport Improvement Program (AIP). General requirements for selection of consultant services within federal grant programs are described in 2 CFR §§ 200.317-200.326. Sponsors may use other qualifications-based procedures provided they are equivalent to standards of Title 40 chapter 11 and FAA Advisory Circular 150/5100-14, Architectural, Engineering, and Planning Consultant Services for Airport Grant Projects.

Certification Statements

Except for certification statements below marked as not applicable (N/A), this list includes major requirements of the construction project. Selecting "Yes" represents sponsor acknowledgement and confirmation of the certification statement. The term "will" means Sponsor action taken at appropriate time based on the certification statement focus area, but no later than the end of the project period of performance. This list is not comprehensive and does not relieve the sponsor from fully complying with all applicable statutory and administrative standards. The source of the requirement is referenced within parenthesis.

1. Sponsor acknowledges their responsibility for the settlement of all contractual and administrative issues arising out of their procurement actions (2 CFR § 200.318(k)).
☒ Yes ☐ No ☐ N/A
2. Sponsor procurement actions ensure or will ensure full and open competition that does not unduly limit competition (2 CFR § 200.319).
☒ Yes ☐ No ☐ N/A
3. Sponsor has excluded or will exclude any entity that develops or drafts specifications, requirements, or statements of work associated with the development of a request-for-qualifications (RFQ) from competing for the advertised services (2 CFR § 200.319).
☒ Yes ☐ No ☐ N/A

4. The advertisement describes or will describe specific project statements-of-work that provide clear detail of required services without unduly restricting competition (2 CFR § 200.319).
☒ Yes ☐ No ☐ N/A
5. Sponsor has publicized or will publicize a RFQ that:
 - a. Solicits an adequate number of qualified sources (2 CFR § 200.320(d)); and
 - b. Identifies all evaluation criteria and relative importance (2 CFR § 200.320(d)).☒ Yes ☐ No ☐ N/A
6. Sponsor has based or will base selection on qualifications, experience, and disadvantaged business enterprise participation with price not being a selection factor (2 CFR § 200.320(d)).
☒ Yes ☐ No ☐ N/A
7. Sponsor has verified or will verify that agreements exceeding \$25,000 are not awarded to individuals or firms suspended, debarred or otherwise excluded from participating in federally assisted projects (2 CFR § 180.300).
☒ Yes ☐ No ☐ N/A
8. A/E services covering multiple projects: Sponsor has agreed to or will agree to:
 - a. Refrain from initiating work covered by this procurement beyond five years from the date of selection (AC 150/5100-14); and
 - b. Retain the right to conduct new procurement actions for projects identified or not identified in the RFQ (AC 150/5100-14).☒ Yes ☐ No ☐ N/A
9. Sponsor has negotiated or will negotiate a fair and reasonable fee with the firm they select as most qualified for the services identified in the RFQ (2 CFR § 200.323).
☒ Yes ☐ No ☐ N/A
10. The Sponsor's contract identifies or will identify costs associated with ineligible work separately from costs associated with eligible work (2 CFR § 200.302).
☒ Yes ☐ No ☐ N/A
11. Sponsor has prepared or will prepare a record of negotiations detailing the history of the procurement action, rationale for contract type and basis for contract fees (2 CFR § 200.318(i)).
☒ Yes ☐ No ☐ N/A
12. Sponsor has incorporated or will incorporate mandatory contract provisions in the consultant contract for AIP-assisted work (49 U.S.C. Chapter 471 and 2 CFR part 200 Appendix II)
☒ Yes ☐ No ☐ N/A

13. For contracts that apply a time-and-material payment provision (also known as hourly rates, specific rates of compensation, and labor rates), the Sponsor has established or will establish:

- a. Justification that there is no other suitable contract method for the services (2 CFR §200.318(j));
- b. A ceiling price that the consultant exceeds at their risk (2 CFR §200.318(j)); and
- c. A high degree of oversight that assures consultant is performing work in an efficient manner with effective cost controls in place 2 CFR §200.318(j)).

☒ Yes ☐ No ☐ N/A

14. Sponsor is not using or will not use the prohibited cost-plus-percentage-of-cost (CPPC) contract method. (2 CFR § 200.323(d)).

☒ Yes ☐ No ☐ N/A

Attach documentation clarifying any above item marked with "no" response.

Sponsor's Certification

I certify, for the project identified herein, responses to the forgoing items are accurate as marked and additional documentation for any item marked "no" is correct and complete.

I declare under penalty of perjury that the foregoing is true and correct. I understand that knowingly and willfully providing false information to the federal government is a violation of 18 USC § 1001 (False Statements) and could subject me to fines, imprisonment, or both.

Executed on this day of August , 2024 .

Name of Sponsor: City of Bentonville, Arkansas

Name of Sponsor's Authorized Official: Ms. Stephanie Orman

Title of Sponsor's Authorized Official: Mayor, City of Bentonville

Signature of Sponsor's Authorized Official: _____

I declare under penalty of perjury that the foregoing is true and correct. I understand that knowingly and willfully providing false information to the federal government is a violation of 18 USC § 1001 (False Statements) and could subject me to fines, imprisonment, or both.



OMB CONTROL NUMBER: 2120-0569
EXPIRATION DATE: 12/31/2026

Certification and Disclosure Regarding Potential Conflicts of Interest Airport Improvement Program Sponsor Certification

Sponsor: City of Bentonville, Arkansas

Airport: Bentonville Municipal Airport

Project Number: 3-05-0006-022-2024

Description of Work: Runway 18-36 Lighting Reconstruction

Application

Title 2 CFR § 200.112 and § 1201.112 address Federal Aviation Administration (FAA) requirements for conflict of interest. As a condition of eligibility under the Airport Improvement Program (AIP), sponsors must comply with FAA policy on conflict of interest. Such a conflict would arise when any of the following have a financial or other interest in the firm selected for award:

- a) The employee, officer or agent,
- b) Any member of his immediate family,
- c) His or her partner, or
- d) An organization which employs, or is about to employ, any of the above.

Selecting "Yes" represents sponsor or sub-recipient acknowledgement and confirmation of the certification statement. Selecting "No" represents sponsor or sub-recipient disclosure that it cannot fully comply with the certification statement. If "No" is selected, provide support information explaining the negative response as an attachment to this form. This includes whether the sponsor has established standards for financial interest that are not substantial or unsolicited gifts are of nominal value (2 CFR § 200.318(c)). The term "will" means Sponsor action taken at appropriate time based on the certification statement focus area, but no later than the end of the project period of performance.

Certification Statements

1. The sponsor or sub-recipient maintains a written standards of conduct governing conflict of interest and the performance of their employees engaged in the award and administration of contracts (2 CFR § 200.318(c)). To the extent permitted by state or local law or regulations, such standards of conduct provide for penalties, sanctions, or other disciplinary actions for violations of such standards by the sponsor's and sub-recipient's officers, employees, or agents, or by contractors or their agents.

☒ Yes ☐ No

2. The sponsor's or sub-recipient's officers, employees or agents have not and will not solicit or accept gratuities, favors or anything of monetary value from contractors, potential contractors, or parties to sub-agreements (2 CFR § 200.318(c)).

☒ Yes ☐ No

3. The sponsor or sub-recipient certifies that it has disclosed and will disclose to the FAA any known potential conflict of interest (2 CFR § 1200.112).

☒ Yes ☐ No

Attach documentation clarifying any above item marked with "no" response.

Sponsor's Certification

I certify, for the project identified herein, responses to the forgoing items are accurate as marked and have the explanation for any item marked "no" is correct and complete.

Executed on this day of August , 2024 .

Name of Sponsor: City of Bentonville, Arkansas

Name of Sponsor's Authorized Official: Ms. Stephanie Orman

Title of Sponsor's Authorized Official: Mayor, City of Bentonville

Signature of Sponsor's Authorized Official: _____

I declare under penalty of perjury that the foregoing is true and correct. I understand that knowingly and willfully providing false information to the federal government is a violation of 18 USC § 1001 (False Statements) and could subject me to fines, imprisonment, or both.

CERTIFICATION REGARDING LOBBYING

Certification for Contracts, Grants, Loans, and Cooperative Agreements

The undersigned certifies, to the best of his or her knowledge and belief, that:

(1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

(2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure of Lobbying Activities," in accordance with its instructions.

(3) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly. This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Statement for Loan Guarantees and Loan Insurance

The undersigned states, to the best of his or her knowledge and belief, that:

If any funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this commitment providing for the United States to insure or guarantee a loan, the undersigned shall complete and submit Standard Form-LLL, "Disclosure of Lobbying Activities," in accordance with its instructions. Submission of this statement is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required statement shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

* APPLICANT'S ORGANIZATION

City of Bentonville, Arkansas

* PRINTED NAME AND TITLE OF AUTHORIZED REPRESENTATIVE

Prefix: Ms. * First Name: Stephanie Middle Name:
* Last Name: Orman Suffix:
* Title: Mayor

* SIGNATURE:

[Redacted Signature]

* DATE: August 29, 2024 | 3:19 PM CDT

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR, AND THE CITY COUNCIL TO ACCEPT, FEDERAL AVIATION ADMINISTRATION GRANT FUNDS, IN THE AMOUNT OF FIVE HUNDRED SIXTY-SIX THOUSAND FIVE HUNDRED FIFTY-THREE DOLLARS (\$566,553.00), FOR THE BENTONVILLE MUNICIPAL AIRPORT RUNWAY 18-36 LIGHTING RECONSTRUCTION PROJECT; AND FOR OTHER PURPOSES.

WHEREAS, the Bentonville Municipal Airport requests the application and acceptance of a 90/10 grant in the amount of five hundred fifty-six thousand five hundred fifty-three dollars (\$556,553.00) from the Federal Aviation Administration;

WHEREAS, if awarded, this grant would provide funding for the previously constructed Runway 18-36 Lighting Reconstruction Project at the Bentonville Municipal Airport; and

WHEREAS, a future grant from the Arkansas Division of Aeronautics will be applied to the City's ten percent (10%) portion, in the amount of sixty-two thousand nine hundred fifty-one dollars (\$62,951.00).

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BENTONVILLE, ARKANSAS THAT:

Section 1: The Mayor is authorized to apply for, and accept funds from, a 90-10% grant from the Federal Aviation Administration to fund the previously constructed Runway 18-36 Lighting Reconstruction Project at the Bentonville Municipal Airport, in the amount of five hundred sixty-six thousand five hundred fifty-three dollars (\$566,553.00);

Section 2 - Severability Provision: If any part of this Resolution is held invalid, the remainder of this Resolution shall continue in effect as if such invalid portion never existed; and

Section 3 - Repeal of Conflicting Provisions: All Ordinances, Resolutions, or Orders of the City Council or parts of resolutions or orders of the City Council that are in conflict with this Resolution are repealed to the extent of such conflict.

PASSED this _____ day of _____, 2024.

APPROVED:

Stephanie Orman, MAYOR

ATTEST:

Malorie Marrs, CITY CLERK



City of Bentonville, Arkansas Agenda Item Form

Item Details

Council Meeting Date:	9/10/2024	Submitted By:	Dennis Birge
Phone:	4792715964	For Department(s):	Municipal Airport
Email:	dbirge@bentonvillear.com		

Item Type (Check all that apply)

☐ Informational	☐ Bid Award	☒ Enter into an Agreement	☐ Change Order
☐ Recognizing Funds	☐ Budget Adjustment	☐ Waiver of Bid	☐ Emergency Clause
☐ Ordinance	☒ Resolution	☐ Informational	

Title, Recommendation & Justification

Title:	Resolution approving the Application and Acceptance of FAA-AIP Grant Taxiway B
Action Recommendation & Justification:	A resolution authorizing the application and acceptance of a grant from the Federal Aviation Administration, in the amount of \$1,255,314.00, to fund construction of the Southeast Taxiway B Extension. No budget adjustment is needed.
Additional Comments for Consideration (Optional):	See attached Garver application. A future grant from the Arkansas Division of Aeronautics will be submitted, upon project completion, to cover the City's 10% matching portion in the amount of \$139,479.00. Due to the short turn around with the timing of this grant being applied for and the end of the 2024 FAA fiscal year, there is not another city council meeting before the grant funds have to be accepted. Acceptance of these funds is conditioned upon them being awarded.
Amount for Approval:	\$ 1,255,314.00

Budget Impact

Is this Item Budgeted? ☐ YES ☐ NO ☐ ITEM HAS NO COST ☒ OTHER: _____

Budget Adjustment (to be completed by Finance when applicable)

Account Number (ORG-OBJECT)	Account Description	Expense	Revenue
		\$	\$
Account Number (ORG-OBJECT)	Account Description	Expense	Revenue
		\$	\$
Account Number (ORG-OBJECT)	Account Description	Expense	Revenue
		\$	\$
Account Number (ORG-OBJECT)	Account Description	Expense	Revenue
		\$	\$

Fund(s) Impacted

(check all that apply)

☐ General Fund ☐ Utility Fund ☐ Street Fund ☐ Other(s): _____

Budget Impact Notes for Consideration (Optional):

City of Bentonville, Arkansas

City Hall

305 SW A Street Bentonville, AR 72712



August 22, 2024

Federal Aviation Administration
Attn: Ms. Kathy Franklin
10101 Hillwood Parkway
Fort Worth, TX 76177

Re: Bentonville Municipal Airport
Southeast Taxiway B Extension (Phase 2) (Construction)
FAA Grant Application (3-05-0006-023-2024)

Dear Ms. Franklin:

We are pleased to submit our application for a FY 2024 grant for the construction of our Southeast Taxiway B Extension – Phase 2 project. Bids were received on May 30, 2024 at 2:00PM at the City of Bentonville Administrative Services Building, 1000 SW 14th Street, Bentonville, Arkansas 72712.

Garver has reviewed the bid proposals for compliance with the Instructions to Bidders. This information includes the following:

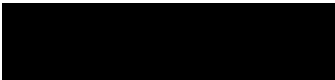
- Insurance Coverages (Current Automobile and Liability Insurance)
- Bid Bond
- Proposal (Including Unit Price Schedule)
- Statement of Bidder's Qualifications
- List of Proposed Subcontractors
- DBE Participation Reporting
- Bidder Certification Form

A total of 2 bids were received on the project. APAC-Central, Inc. submitted the low bid of \$1,218,395.00 for Base Bid A and \$3,400.00 for Alternate A-1. The Engineer's Opinion of Probable Cost was \$1,945,000.00 for Base Bid A and -\$17,000.00 for Alternate A-1.

Based on Garver's review, we believe that the bid from APAC-Central, Inc. for Base Bid A represents a good value for Bentonville Municipal Airport. Therefore, we request your concurrence in awarding Base Bid A for the "Southeast Taxiway B Extension (Phase 2)" contract to APAC-Central, Inc.

If you have any questions regarding the application, please feel free to contact me or Chris Maestri with Garver.

Sincerely,


Stephanie Orman
Mayor
City of Bentonville

Attachments:

Recommendation of Award
Application for Federal Assistance (SF-424)
FAA Form 5100-100
Negotiated Project Budget
Sponsor Certifications
Record of Negotiations
Approved Engineering Contract
Exhibit A (Airport Property Map)



4300 South J.B. Hunt Drive
Suite 240
Rogers, AR 72758
TEL 479.257.9188
www.GarverUSA.com

July 2, 2024

Ms. Stephanie Orman
City of Bentonville
305 SW A Street
Bentonville, AR 72712

Re: Bentonville Municipal Airport
Southeast Taxiway B Extension (Phase 2) (Construction)
Recommendation of Award

Dear Ms. Orman:

Bids were received for the "Southeast Taxiway B Extension (Phase 2)" project at the City of Bentonville Administrative Services Building at 2:00PM on Thursday, May 30, 2024. The bids have been checked for accuracy and for compliance with the contract documents.

A total of 2 bids were received on the project. APAC-Central, Inc. submitted the low bid for Base Bid A in the amount of \$1,218,395.00 and \$3,400.00 for Alternate A-1 for the project. The Engineer's Opinion of Probable Cost was \$1,945,000.00 for Base Bid A and -\$17,000.00 for Alternate A-1.

Upon review of the APAC-Central, Inc. bid, we noticed a minor discrepancy in unit pricing for the Owner's Protective Insurance item. Garver negotiated with APAC-Central, Inc. to adjust this item's unit price and include it in the correct pay item. The result was a negotiated bid of \$1,218,395.00 for Base Bid A.

We believe that the negotiated bid with APAC-Central, Inc. for Base Bid A represents a good value for the Bentonville Municipal Airport. Contingent upon award of an FAA grant, we recommend that the construction contract for the "Southeast Taxiway B Extension (Phase 2)" be awarded to APAC-Central, Inc. for the Base Bid A negotiated bid price.

Please call me if you have any questions.

Sincerely,

GARVER, LLC



Christopher Maestri, P.E.
Project Manager

Attachments: Bid Tabulation
Negotiated Bid Tabulation

CITY OF BENTONVILLE
SOUTHEAST TAXIWAY B EXTENSION (PHASE 2)
BID TABULATION
BID OPENING: May 30, 2024; 2:00PM

ITEM NO.	SPEC. NO.	DESCRIPTION	UNIT	ESTIMATED QUANTITY	ENGINEER'S ESTIMATE		APAC-Central, Inc.		Emery Sapp & Sons, Inc.	
					UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT
1	SS-120-3.1	Construction Safety and Security	LS	1	\$150,000.00	\$150,000.00	\$32,500.00	\$32,500.00	\$44,464.00	\$44,464.00
2	SS-130-4.1	Trench and Excavation Safety Systems	LS	1	\$15,000.00	\$15,000.00	\$11,500.00	\$11,500.00	\$631.00	\$631.00
3	SS-300-5.1	Lockout/Tagout and Constant Current Regulator Calibration Procedures	LS	1	\$5,000.00	\$5,000.00	\$1,500.00	\$1,500.00	\$2,525.00	\$2,525.00
4	SS-301-5.1	Existing Concrete Encased Electrical Duct Bank, Removed	LF	20	\$50.00	\$1,000.00	\$90.00	\$1,800.00	\$116.80	\$2,336.00
5	SS-301-5.2	Existing Concrete Encased, Electrical Junction Structure, Removed	EA	1	\$800.00	\$800.00	\$600.00	\$600.00	\$750.00	\$750.00
6	SS-301-5.3	Existing Base Mounted Guidance Sign, Removed and Stored, Foundation Demolished	EA	1	\$1,200.00	\$1,200.00	\$2,400.00	\$2,400.00	\$2,628.00	\$2,628.00
7	SS-302-3.1	Power Utility Allowances	ALLOW	1	\$20,000.00	\$20,000.00	\$20,000.00	\$20,000.00	\$20,000.00	\$20,000.00
8	SS-310-5.1	Temporary Airfield Lighting	LS	1	\$15,000.00	\$15,000.00	\$14,500.00	\$14,500.00	\$16,411.00	\$16,411.00
9	C-102-5.1	Temporary Erosion Control	LS	1	\$15,000.00	\$15,000.00	\$6,500.00	\$6,500.00	\$2,360.00	\$2,360.00
10	C-105-6.1	Mobilization (Maximum 10% of Total Bid)	LS	1	\$194,120.00	\$194,120.00	\$92,000.00	\$92,000.00	\$89,000.00	\$89,000.00
11	P-101-5.1	Pavement Removal	SY	340	\$35.00	\$11,900.00	\$50.00	\$17,000.00	\$28.70	\$9,758.00
12	P-101-5.3	Pavement Markings Removal	SF	8,100	\$3.50	\$28,350.00	\$2.50	\$20,250.00	\$2.50	\$20,250.00
13	P-152-4.1	Unclassified Excavation	CY	2,510	\$30.00	\$75,300.00	\$34.00	\$85,340.00	\$29.75	\$74,672.50
14	P-152-4.2	Borrow Excavation (Stone Backfill)	CY	2,750	\$100.00	\$275,000.00	\$65.00	\$178,750.00	\$67.85	\$186,587.50
15	P-152-4.3	Unsuitable Excavation (Stone Backfill)	CY	2,750	\$125.00	\$343,750.00	\$65.00	\$178,750.00	\$96.50	\$265,375.00
16	P-209-5.1	Crushed Aggregate Base Course (13" Thickness)	SY	4,300	\$60.00	\$258,000.00	\$38.00	\$163,400.00	\$33.00	\$141,900.00
17	P-209-5.2	Separation Geotextile	SY	4,870	\$5.00	\$24,350.00	\$5.00	\$24,350.00	\$4.40	\$21,428.00
18	P-401-8.1	Asphalt Surface Course	TON	680	\$305.00	\$207,400.00	\$190.00	\$129,200.00	\$230.42	\$156,685.60
19	P-620-5.1a	Runway and Taxiway Marking (Reflective)	SF	4,100	\$3.50	\$14,350.00	\$2.00	\$8,200.00	\$1.90	\$7,790.00
20	P-620-5.1b	Runway and Taxiway Marking (Non-Reflective)	SF	12,300	\$3.00	\$36,900.00	\$1.00	\$12,300.00	\$1.07	\$13,161.00
21	D-705-5.1a	6" Perforated Underdrain Pipe	LF	40	\$80.00	\$3,200.00	\$115.00	\$4,600.00	\$150.50	\$6,020.00
22	D-705-5.1b	6" Non-Perforated Outfall Pipe	LF	140	\$100.00	\$14,000.00	\$115.00	\$16,100.00	\$93.10	\$13,034.00
23	D-705-5.2	Concrete Outlet Protector	EA	1	\$2,500.00	\$2,500.00	\$2,075.00	\$2,075.00	\$3,958.00	\$3,958.00
24	D-754-5.1	Concrete Ditch Paving	SY	10	\$160.00	\$1,600.00	\$700.00	\$7,000.00	\$1,070.00	\$10,700.00
25	T-901-5.1	Seeding	AC	2.5	\$5,000.00	\$12,500.00	\$2,200.00	\$5,500.00	\$2,352.40	\$5,881.00
26	T-904-5.1	Sodding	SY	2,360	\$8.00	\$18,880.00	\$5.00	\$11,800.00	\$5.25	\$12,390.00
27	T-905-5.1	Topsoil (Obtained On-Site; 4" Thickness)	SY	13,950	\$6.00	\$83,700.00	\$3.50	\$48,825.00	\$2.40	\$33,480.00
28	L-108-5.1	No. 8 AWG, 5 kV, L-824, Type C Cable, Installed in Trench, Duct Bank or Conduit	LF	250	\$5.00	\$1,250.00	\$10.75	\$2,687.50	\$11.40	\$2,850.00
29	L-108-5.2	No. 6 AWG, Solid, Bare Copper Counterpoise Wire, Installed in Trench, Above the Duct Bank or Conduit, Including Connections/Terminations	LF	550	\$5.00	\$2,750.00	\$8.25	\$4,537.50	\$8.85	\$4,867.50
30	L-110-5.1	Concrete Encased Electrical Duct Bank, 2-Way 2-Inch C	LF	175	\$60.00	\$10,500.00	\$88.00	\$15,400.00	\$94.70	\$16,572.50
31	L-110-5.2	Non-Encased Electrical Conduit, 1-Way 2-Inch C	LF	125	\$20.00	\$2,500.00	\$13.00	\$1,625.00	\$13.90	\$1,737.50
32	L-115-5.1	Electrical Junction Structure, L-867 Class 1, Size 16" Diameter by 24" Depth	EA	3	\$2,000.00	\$6,000.00	\$2,350.00	\$7,050.00	\$2,525.00	\$7,575.00
33	L-125-5.1	L-858(L) Base Mounted, 2-Module Guidance Sign, Installed	EA	4	\$9,000.00	\$36,000.00	\$3,875.00	\$15,500.00	\$4,166.00	\$16,664.00



CITY OF BENTONVILLE
SOUTHEAST TAXIWAY B EXTENSION (PHASE 2)
BID TABULATION
BID OPENING: May 30, 2024; 2:00PM

ITEM NO.	SPEC. NO.	DESCRIPTION	UNIT	ESTIMATED QUANTITY	ENGINEER'S ESTIMATE		APAC-Central, Inc.		Emery Sapp & Sons, Inc.	
					UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT
34	L-125-5.2	L-858(L) Base Mounted, 3-Module Guidance Sign, Installed	EA	3	\$10,000.00	\$30,000.00	\$7,650.00	\$22,950.00	\$8,206.00	\$24,618.00
35	L-125-5.3	New Sign Panels, Installed in Existing Guidance Sign	EA	19	\$700.00	\$13,300.00	\$950.00	\$18,050.00	\$1,010.00	\$19,190.00
36	L-125-5.4	Existing Sign Panels, Relocated to Existing Sign	EA	18	\$300.00	\$5,400.00	\$360.00	\$6,480.00	\$378.70	\$6,816.60
37	L-125-5.5	Existing Stored Guidance Sign, Installed on New Foundation with Relocated Sign Panels	EA	1	\$3,500.00	\$3,500.00	\$3,875.00	\$3,875.00	\$4,166.00	\$4,166.00
38	SP-C-01	Owner's Protective Insurance	LS	1	\$5,000.00	\$5,000.00	\$23,500.00	\$23,500.00	\$2,525.00	\$2,525.00
TOTAL BASE BID A					\$1,945,000.00		\$1,218,395.00		\$1,271,757.70	
ALTERNATE A-1:										
1	SS-407-9.1	ARDOT ACHM Surface Course (1/2") (PG 76-22)	TON	680	\$280.00	\$190,400.00	\$195.00	\$132,600.00	\$227.10	\$154,428.00
2	P-401-8.1	Asphalt Surface Course	TON	(680)	\$305.00	(\$207,400.00)	\$190.00	(\$129,200.00)	\$230.42	(\$156,685.60)
TOTAL ALTERNATE A-1					\$ (17,000.00)		\$ 3,400.00		\$ (2,257.60)	
BASE BID A + ALTERNATIVE A-1					\$1,928,000.00		\$1,221,795.00		\$1,269,500.10	

Corrected Prices



CITY OF BENTONVILLE
SOUTHEAST TAXIWAY B EXTENSION (PHASE 2)
NEGOTIATED BID TABULATION - BASE BID A
BID OPENING: May 30, 2024; 2:00PM

Negotiated Items

ITEM NO.	SPEC. NO.	DESCRIPTION	UNIT	APAC-Central, Inc. (As-Bid)		
				ESTIMATED QUANTITY	UNIT PRICE	AMOUNT
1	SS-120-3.1	Construction Safety and Security	LS	1	\$32,500.00	\$32,500.00
2	SS-130-4.1	Trench and Excavation Safety Systems	LS	1	\$11,500.00	\$11,500.00
3	SS-300-5.1	Lockout/Tagout and Constant Current Regulator Calibration Procedures	LS	1	\$1,500.00	\$1,500.00
4	SS-301-5.1	Existing Concrete Encased Electrical Duct Bank, Removed	LF	20	\$90.00	\$1,800.00
5	SS-301-5.2	Existing Concrete Encased, Electrical Junction Structure, Removed	EA	1	\$600.00	\$600.00
6	SS-301-5.3	Existing Base Mounted Guidance Sign, Removed and Stored, Foundation Demolished	EA	1	\$2,400.00	\$2,400.00
7	SS-302-3.1	Power Utility Allowances	ALLOW	1	\$20,000.00	\$20,000.00
8	SS-310-5.1	Temporary Airfield Lighting	LS	1	\$14,500.00	\$14,500.00
9	C-102-5.1	Temporary Erosion Control	LS	1	\$6,500.00	\$6,500.00
10	C-105-6.1	Mobilization (Maximum 10% of Total Bid)	LS	1	\$92,000.00	\$92,000.00
11	P-101-5.1	Pavement Removal	SY	340	\$50.00	\$17,000.00
12	P-101-5.3	Pavement Markings Removal	SF	8,100	\$2.50	\$20,250.00
13	P-152-4.1	Unclassified Excavation	CY	2,510	\$34.00	\$85,340.00
14	P-152-4.2	Borrow Excavation (Stone Backfill)	CY	2,750	\$65.00	\$178,750.00
15	P-152-4.3	Unsuitable Excavation (Stone Backfill)	CY	2,750	\$65.00	\$178,750.00
16	P-209-5.1	Crushed Aggregate Base Course (13" Thickness)	SY	4,300	\$38.00	\$163,400.00
17	P-209-5.2	Separation Geotextile	SY	4,870	\$5.00	\$24,350.00
18	P-401-8.1	Asphalt Surface Course	TON	680	\$190.00	\$129,200.00
19	P-620-5.1a	Runway and Taxiway Marking (Reflective)	SF	4,100	\$2.00	\$8,200.00
20	P-620-5.1b	Runway and Taxiway Marking (Non-Reflective)	SF	12,300	\$1.00	\$12,300.00
21	D-705-5.1a	6" Perforated Underdrain Pipe	LF	40	\$115.00	\$4,600.00
22	D-705-5.1b	6" Non-Perforated Outfall Pipe	LF	140	\$115.00	\$16,100.00
23	D-705-5.2	Concrete Outlet Protector	EA	1	\$2,075.00	\$2,075.00
24	D-754-5.1	Concrete Ditch Paving	SY	10	\$700.00	\$7,000.00
25	T-901-5.1	Seeding	AC	2.5	\$2,200.00	\$5,500.00
26	T-904-5.1	Sodding	SY	2,360	\$5.00	\$11,800.00
27	T-905-5.1	Topsoil (Obtained On-Site; 4" Thickness)	SY	13,950	\$3.50	\$48,825.00

APAC-Central, Inc. (Negotiated)		
	UNIT PRICE	AMOUNT
1	\$32,500.00	\$32,500.00
1	\$11,500.00	\$11,500.00
1	\$1,500.00	\$1,500.00
20	\$90.00	\$1,800.00
1	\$600.00	\$600.00
1	\$2,400.00	\$2,400.00
1	\$20,000.00	\$20,000.00
1	\$14,500.00	\$14,500.00
1	\$6,500.00	\$6,500.00
1	\$115,499.00	\$115,499.00
340	\$50.00	\$17,000.00
8,100	\$2.50	\$20,250.00
2,510	\$34.00	\$85,340.00
2,750	\$65.00	\$178,750.00
2,750	\$65.00	\$178,750.00
4,300	\$38.00	\$163,400.00
4,870	\$5.00	\$24,350.00
680	\$190.00	\$129,200.00
4,100	\$2.00	\$8,200.00
12,300	\$1.00	\$12,300.00
40	\$115.00	\$4,600.00
140	\$115.00	\$16,100.00
1	\$2,075.00	\$2,075.00
10	\$700.00	\$7,000.00
2.5	\$2,200.00	\$5,500.00
2,360	\$5.00	\$11,800.00
13,950	\$3.50	\$48,825.00



CITY OF BENTONVILLE
SOUTHEAST TAXIWAY B EXTENSION (PHASE 2)
NEGOTIATED BID TABULATION - BASE BID A
BID OPENING: May 30, 2024; 2:00PM

Negotiated Items

ITEM NO.	SPEC. NO.	DESCRIPTION	UNIT	APAC-Central, Inc. (As-Bid)			APAC-Central, Inc. (Negotiated)		
				ESTIMATED QUANTITY	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	
28	L-108-5.1	No. 8 AWG, 5 kV, L-824, Type C Cable, Installed in Trench, Duct Bank or Conduit	LF	250	\$10.75	\$2,687.50	250	\$10.75	\$2,687.50
29	L-108-5.2	No. 6 AWG, Solid, Bare Copper Counterpoise Wire, Installed in Trench, Above the Duct Bank or Conduit, Including Connections/Terminations	LF	550	\$8.25	\$4,537.50	550	\$8.25	\$4,537.50
30	L-110-5.1	Concrete Encased Electrical Duct Bank, 2-Way 2-Inch C	LF	175	\$88.00	\$15,400.00	175	\$88.00	\$15,400.00
31	L-110-5.2	Non-Encased Electrical Conduit, 1-Way 2-Inch C	LF	125	\$13.00	\$1,625.00	125	\$13.00	\$1,625.00
32	L-115-5.1	Electrical Junction Structure, L-867 Class 1, Size 16" Diameter by 24" Depth	EA	3	\$2,350.00	\$7,050.00	3	\$2,350.00	\$7,050.00
33	L-125-5.1	L-858(L) Base Mounted, 2-Module Guidance Sign, Installed	EA	4	\$3,875.00	\$15,500.00	4	\$3,875.00	\$15,500.00
34	L-125-5.2	L-858(L) Base Mounted, 3-Module Guidance Sign, Installed	EA	3	\$7,650.00	\$22,950.00	3	\$7,650.00	\$22,950.00
35	L-125-5.3	New Sign Panels, Installed in Existing Guidance Sign	EA	19	\$950.00	\$18,050.00	19	\$950.00	\$18,050.00
36	L-125-5.4	Existing Sign Panels, Relocated to Existing Sign	EA	18	\$360.00	\$6,480.00	18	\$360.00	\$6,480.00
37	L-125-5.5	Existing Stored Guidance Sign, Installed on New Foundation with Relocated Sign Panels	EA	1	\$3,875.00	\$3,875.00	1	\$3,875.00	\$3,875.00
38	SP-C-01	Owner's Protective Insurance	LS	1	\$23,500.00	\$23,500.00	1	\$1.00	\$1.00

TOTAL BASE BID A \$1,218,395.00 \$1,218,395.00

The City of Bentonville and APAC-Central, Inc. entered into negotiations to adjust unit prices of the bid. The negotiated unit prices have been agreed upon by both parties and both parties agree to enter into a change order agreement for such prices upon award of an FAA Grant Offer.

CITY OF BENTONVILLE

Name

Mayor

Title

August 30, 2024 | 5:40 PM CDT

Date

APAC-CENTRAL, INC.

Name

Operations Manager

Title

7/1/2024

Date

Digitally signed by
Doug Luetjen
Date: 2024.07.01
14:57:00 -05'00'



Application for Federal Assistance SF-424

*1. Type of Submission:

- ☐ Preapplication
- ☒ Application
- ☐ Changed/Corrected Application

*2. Type of Application

- ☒ New
- ☐ Continuation
- ☐ Revision

* If Revision, select appropriate letter(s):

* Other (Specify)

*3. Date Received:

07/03/2024

4. Applicant Identifier:

KVBT

5a. Federal Entity Identifier:

3-05-0006-023-2024

*5b. Federal Award Identifier:

State Use Only:

6. Date Received by State:

7. State Application Identifier:

8. APPLICANT INFORMATION:

*a. Legal Name: City of Bentonville, Arkansas

*b. Employer/Taxpayer Identification Number (EIN/TIN):

71-6000642

*c. UEI:

FLE5EGLSGK66

d. Address:

*Street 1: 305 SW A Street

Street 2:

*City:

Bentonville

County/Parish:

Benton

*State:

AR

*Province:

*Country:

USA: United States

*Zip / Postal Code

72712-5836

e. Organizational Unit:

Department Name:

Bentonville Municipal Airport

Division Name:

f. Name and contact information of person to be contacted on matters involving this application:

Prefix:

Mr.

*First Name: Dennis

Middle Name:

*Last Name:

Birge

Suffix:

Title: Transportation Director

Organizational Affiliation:

City of Bentonville

*Telephone Number: 479-271-6840

Fax Number:

*Email: dbirge@bentonvillear.com

Application for Federal Assistance SF-424***9. Type of Applicant 1: Select Applicant Type:**

C: City or Township Government

Type of Applicant 2: Select Applicant Type:

Pick an applicant type

Type of Applicant 3: Select Applicant Type:

Pick an applicant type

*Other (Specify)

***10. Name of Federal Agency:**

Federal Aviation Administration

11. Catalog of Federal Domestic Assistance Number:

20.106

CFDA Title:

Airport Improvem

***12. Funding Opportunity Number:**

N/A

*Title:

N/A

13. Competition Identification Number:

N/A

Title:

N/A

14. Areas Affected by Project (Cities, Counties, States, etc.):

Bentonville, AR

***15. Descriptive Title of Applicant's Project:**

Southeast Taxiway B Extension (Phase 2) (Construction)

Attach supporting documents as specified in agency instructions.

Application for Federal Assistance SF-424

16. Congressional Districts Of:

*a. Applicant: AR-003

*b. Program/Project: AR-003

Attach an additional list of Program/Project Congressional Districts if needed.

17. Proposed Project:

*a. Start Date: 10/01/2024

*b. End Date: 12/29/2024

18. Estimated Funding (\$):

*a. Federal	\$ 1,255,314
*b. Applicant	\$ 139,481
*c. State	\$ 0
*d. Local	\$ 0
*e. Other	\$ 0
*f. Program Income	\$ 0
*g. TOTAL	\$ 1,394,795

*19. Is Application Subject to Review By State Under Executive Order 12372 Process?

☒ a. This application was made available to the State under the Executive Order 12372 Process for review on 07/03/2024 .

☐ b. Program is subject to E.O. 12372 but has not been selected by the State for review.

☐ c. Program is not covered by E.O. 12372.

*20. Is the Applicant Delinquent On Any Federal Debt?

☐ Yes ☒ No

If "Yes", explain:

21. *By signing this application, I certify (1) to the statements contained in the list of certifications** and (2) that the statements herein are true, complete and accurate to the best of my knowledge. I also provide the required assurances** and agree to comply with any resulting terms if I accept an award. I am aware that any false, fictitious, or fraudulent statements or claims may subject me to criminal, civil, or administrative penalties. (U. S. Code, Title 218, Section 1001)

☒ ** I AGREE

** The list of certifications and assurances, or an internet site where you may obtain this list, is contained in the announcement or agency specific instructions.

Authorized Representative:

Prefix: Miss

*First Name: Stephanie

Middle Name:

*Last Name: Orman

Suffix:

*Title: Mayor

*Telephone Number: 479-271-3116

Fax Number:

* Email: sorman@bentonvillear.com

Authorized Representative:

August 30, 2024 | 5:40 PM CDT

Date Signed:



Application for Federal Assistance (Development and Equipment Projects)

PART II – PROJECT APPROVAL INFORMATION

Part II - SECTION A	
The term "Sponsor" refers to the applicant name provided in box 8 of the associated SF-424 form.	
Item 1. Does Sponsor maintain an active registration in the System for Award Management (www.SAM.gov)?	☒ Yes ☐ No
Item 2. Can Sponsor commence the work identified in the application in the fiscal year the grant is made or within six months after the grant is made, whichever is later?	☒ Yes ☐ No ☐ N/A
Item 3. Are there any foreseeable events that would delay completion of the project? If yes, provide attachment to this form that lists the events.	☐ Yes ☒ No ☐ N/A
Item 4. Will the project(s) covered by this request have impacts or effects on the environment that require mitigating measures? If yes, attach a summary listing of mitigating measures to this application and identify the name and date of the environmental document(s).	☐ Yes ☒ No ☐ N/A
Item 5. Is the project covered by this request included in an approved Passenger Facility Charge (PFC) application or other Federal assistance program? If yes, please identify other funding sources by checking all applicable boxes.	
☐ The project is included in an <i>approved</i> PFC application. If included in an approved PFC application, does the application <i>only</i> address AIP matching share? ☐ Yes ☐ No	
☐ The project is included in another Federal Assistance program. Its CFDA number is below.	
Item 6. Will the requested Federal assistance include Sponsor indirect costs as described in 2 CFR Appendix VII to Part 200, States and Local Government and Indian Tribe Indirect Cost Proposals?	
☐ Yes ☒ No ☐ N/A	
If the request for Federal assistance includes a claim for allowable indirect costs, select the applicable indirect cost rate the Sponsor proposes to apply:	
☐ De Minimis rate of 10% as permitted by 2 CFR § 200.414.	
☐ Negotiated Rate equal to	% as approved by _____ (the Cognizant Agency) on _____ (Date) (2 CFR part 200, appendix VII).
<i>Note: Refer to the instructions for limitations of application associated with claiming Sponsor indirect costs.</i>	

PART II - SECTION B**Certification Regarding Lobbying**

The declarations made on this page are under the signature of the authorized representative as identified in box 21 of form SF-424, to which this form is attached. The term "Sponsor" refers to the applicant name provided in box 8 of the associated SF-424 form.

The Authorized Representative certifies, to the best of his or her knowledge and belief, that:

(1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the Sponsor, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

(2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the Authorized Representative shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

(3) The Authorized Representative shall require that the language of this certification be included in the award documents for all sub-awards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

PART II – SECTION C

The Sponsor hereby represents and certifies as follows:

1. Compatible Land Use – The Sponsor has taken the following actions to assure compatible usage of land adjacent to or in the vicinity of the airport:

Development surrounding Bentonville Municipal Airport will be subject to Airport's airspace ordinances and local zoning codes.

2. Defaults – The Sponsor is not in default on any obligation to the United States or any agency of the United States Government relative to the development, operation, or maintenance of any airport, except as stated herewith:

None

3. Possible Disabilities – There are no facts or circumstances (including the existence of effective or proposed leases, use agreements or other legal instruments affecting use of the Airport or the existence of pending litigation or other legal proceedings) which in reasonable probability might make it impossible for the Sponsor to carry out and complete the Project or carry out the provisions of the Grant Assurances, either by limiting its legal or financial ability or otherwise, except as follows:

None

4. Consistency with Local Plans – The project is reasonably consistent with plans existing at the time of submission of this application) of public agencies that are authorized by the State in which the project is located to plan for the development of the area surrounding the airport.

True

5. Consideration of Local Interest – It has given fair consideration to the interest of communities in or near where the project may be located.

True

6. Consultation with Users – In making a decision to undertake an airport development project under Title 49, United States Code, it has consulted with airport users that will potentially be affected by the project (§ 47105(a)(2)).

True

7. Public Hearings – In projects involving the location of an airport, an airport runway or a major runway extension, it has afforded the opportunity for public hearings for the purpose of considering the economic, social, and environmental effects of the airport or runway location and its consistency with goals and objectives of such planning as has been carried out by the community and it shall, when requested by the Secretary, submit a copy of the transcript of such hearings to the Secretary. Further, for such projects, it has on its management board either voting representation from the communities where the project is located or has advised the communities that they have the right to petition the Secretary concerning a proposed project.

N/A

8. Air and Water Quality Standards – In projects involving airport location, a major runway extension, or runway location it will provide for the Governor of the state in which the project is located to certify in writing to the Secretary that the project will be located, designed, constructed, and operated so as to comply with applicable and air and water quality standards. In any case where such standards have not been approved and where applicable air and water quality standards have been promulgated by the Administrator of the Environmental Protection Agency, certification shall be obtained from such Administrator. Notice of certification or refusal to certify shall be provided within sixty days after the project application has been received by the Secretary.

N/A

PART II – SECTION C (Continued)

9. Exclusive Rights – There is no grant of an exclusive right for the conduct of any aeronautical activity at any airport owned or controlled by the Sponsor except as follows:

None

10. Land – (a) The sponsor holds the following property interest in the following areas of land, which are to be developed or used as part of or in connection with the Airport subject to the following exceptions, encumbrances, and adverse interests, all of which areas are identified on the aforementioned property map designated as Exhibit “A”. [1]

The sponsor holds all property as shown on the most recent update to the airport's master plan and the attached Exhibit A.

The Sponsor further certifies that the above is based on a title examination by a qualified attorney or title company and that such attorney or title company has determined that the Sponsor holds the above property interests.

(b) The Sponsor will acquire within a reasonable time, but in any event prior to the start of any construction work under the Project, the following property interest in the following areas of land on which such construction work is to be performed, all of which areas are identified on the aforementioned property map designated as Exhibit “A”. [1]

N/A

(c) The Sponsor will acquire within a reasonable time, and if feasible prior to the completion of all construction work under the Project, the following property interest in the following areas of land which are to be developed or used as part of or in connection with the Airport as it will be upon completion of the Project, all of which areas are identified on the aforementioned property map designated as Exhibit “A”. [1]

N/A

¹ State the character of property interest in each area and list and identify for each all exceptions, encumbrances, and adverse interests of every kind and nature, including liens, easements, leases, etc. The separate areas of land need only be identified here by the area numbers shown on the property map.

PART III – BUDGET INFORMATION – CONSTRUCTION

SECTION A – GENERAL	
1. Assistance Listing Number:	20.106
2. Functional or Other Breakout:	AIP 3-05-0006-023-2024

SECTION B – CALCULATION OF FEDERAL GRANT			
Cost Classification	Latest Approved Amount (Use only for revisions)	Adjustment + or (-) Amount (Use only for revisions)	Total Amount Required
1. Administration expense			\$ 5,000
2. Preliminary expense			
3. Land, structures, right-of-way			
4. Architectural engineering basic fees			
5. Other Architectural engineering fees			
6. Project inspection fees			171,400
7. Land development			
8. Relocation Expenses			
9. Relocation payments to Individuals and Businesses			
10. Demolition and removal			
11. Construction and project improvement			1,218,395
12. Equipment			
13. Miscellaneous			
14. Subtotal (Lines 1 through 13)			\$ 1,394,795
15. Estimated Income (if applicable)			
16. Net Project Amount (Line 14 minus 15)			
17. Less: Ineligible Exclusions (Section C, line 23 g.)			1
18. Subtotal (Lines 16 through 17)			\$ 1,394,794
19. Federal Share requested of Line 18			1,255,314
20. Grantee share			139,481
21. Other shares			
22. TOTAL PROJECT (Lines 19, 20 & 21)			\$ 1,394,795

SECTION C – EXCLUSIONS	
23. Classification (Description of non-participating work)	Amount Ineligible for Participation
a. Owner's Protective Insurance	\$ 1
b.	
c.	
d.	
e.	
f.	
g. Total	\$ 1

SECTION D – PROPOSED METHOD OF FINANCING NON-FEDERAL SHARE	
24. Grantee Share – Fund Categories	Amount
a. Securities	
b. Mortgages	
c. Appropriations (by Applicant)	139,481
d. Bonds	
e. Tax Levies	
f. Non-Cash	
g. Other (Explain):	
h. TOTAL - Grantee share	\$ 139,481
25. Other Shares	Amount
a. State	
b. Other	
c. TOTAL - Other Shares	
26. TOTAL NON-FEDERAL FINANCING	\$ 139,481

SECTION E – REMARKS (Attach sheets if additional space is required)
The sponsor will cover 10% of AIP-eligible cost (up to \$250,000) using a state match grant. The remaining portion will be paid by the City, in addition to the non-AIP eligible items.

PART IV – PROGRAM NARRATIVE
(Suggested Format)**PROJECT:** Southeast Taxiway B Extension (Phase 2) (Construction)**AIRPORT:** Bentonville Municipal Airport**1. Objective:**

Extend existing Southeast Taxiway B 600 ft to the Runway 36 end and construct associated taxiway connector.

2. Benefits Anticipated:

Negate the need for back-taxiing by providing access to the Runway 36 end via the east side of the airfield.

3. Approach: (See approved Scope of Work in Final Application)

This project will be phased in order to reduce the impact to airport operations.

4. Geographic Location:

Existing airport property, parallel to and on the east side of Runway 18-36. Bentonville Municipal Airport, Bentonville, Benton County, Arkansas.

5. If Applicable, Provide Additional Information:

The associated runway extension was completed in March 2022.

6. Sponsor's Representative: (include address & telephone number)

Dennis Birge, Transportation Director (479-271-6840)
3200 SW Municipal Drive
Bentonville, AR 72712

**CITY OF BENTONVILLE
SOUTHEAST TAXIWAY B EXTENSION (PHASE 2)
NEGOTIATED PROJECT BUDGET**

ITEM NO.	SPEC. NO.	DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT PRICE	EXTENDED AMOUNT
1	SS-120-3.1	Construction Safety and Security	LS	1	\$32,500.00	\$32,500.00
2	SS-130-4.1	Trench and Excavation Safety Systems	LS	1	\$11,500.00	\$11,500.00
3	SS-300-5.1	Lockout/Tagout and Constant Current Regulator Calibration Procedures	LS	1	\$1,500.00	\$1,500.00
4	SS-301-5.1	Existing Concrete Encased Electrical Duct Bank, Removed	LF	20	\$90.00	\$1,800.00
5	SS-301-5.2	Existing Concrete Encased, Electrical Junction Structure, Removed	EA	1	\$600.00	\$600.00
6	SS-301-5.3	Existing Base Mounted Guidance Sign, Removed and Stored, Foundation Demolished	EA	1	\$2,400.00	\$2,400.00
7	SS-302-3.1	Power Utility Allowances	ALLOW	1	\$20,000.00	\$20,000.00
8	SS-310-5.1	Temporary Airfield Lighting	LS	1	\$14,500.00	\$14,500.00
9	C-102-5.1	Temporary Erosion Control	LS	1	\$6,500.00	\$6,500.00
10	C-105-6.1	Mobilization (Maximum 10% of Total Bid)	LS	1	\$115,499.00	\$115,499.00
11	P-101-5.1	Pavement Removal	SY	340	\$50.00	\$17,000.00
12	P-101-5.3	Pavement Markings Removal	SF	8,100	\$2.50	\$20,250.00
13	P-152-4.1	Unclassified Excavation	CY	2,510	\$34.00	\$85,340.00
14	P-152-4.2	Borrow Excavation (Stone Backfill)	CY	2,750	\$65.00	\$178,750.00
15	P-152-4.3	Unsuitable Excavation (Stone Backfill)	CY	2,750	\$65.00	\$178,750.00
16	P-209-5.1	Crushed Aggregate Base Course (13" Thickness)	SY	4,300	\$38.00	\$163,400.00
17	P-209-5.2	Separation Geotextile	SY	4,870	\$5.00	\$24,350.00
18	P-401-8.1	Asphalt Surface Course	TON	680	\$190.00	\$129,200.00
19	P-620-5.1a	Runway and Taxiway Marking (Reflective)	SF	4,100	\$2.00	\$8,200.00
20	P-620-5.1b	Runway and Taxiway Marking (Non-Reflective)	SF	12,300	\$1.00	\$12,300.00
21	D-705-5.1a	6" Perforated Underdrain Pipe	LF	40	\$115.00	\$4,600.00
22	D-705-5.1b	6" Non-Perforated Outfall Pipe	LF	140	\$115.00	\$16,100.00
23	D-705-5.2	Concrete Outlet Protector	EA	1	\$2,075.00	\$2,075.00
24	D-754-5.1	Concrete Ditch Paving	SY	10	\$700.00	\$7,000.00
25	T-901-5.1	Seeding	AC	2.5	\$2,200.00	\$5,500.00
26	T-904-5.1	Sodding	SY	2,360	\$5.00	\$11,800.00
27	T-905-5.1	Topsoil (Obtained On-Site; 4" Thickness)	SY	13,950	\$3.50	\$48,825.00
28	L-108-5.1	No. 8 AWG, 5 kV, L-824, Type C Cable, Installed in Trench, Duct Bank or Conduit	LF	250	\$10.75	\$2,687.50
29	L-108-5.2	No. 6 AWG, Solid, Bare Copper Counterpoise Wire, Installed in Trench, Above the Duct Bank or Conduit, Including Connections/Terminations	LF	550	\$8.25	\$4,537.50
30	L-110-5.1	Concrete Encased Electrical Duct Bank, 2-Way 2-Inch C	LF	175	\$88.00	\$15,400.00



**CITY OF BENTONVILLE
SOUTHEAST TAXIWAY B EXTENSION (PHASE 2)
NEGOTIATED PROJECT BUDGET**

ITEM NO.	SPEC. NO.	DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT PRICE	EXTENDED AMOUNT
31	L-110-5.2	Non-Encased Electrical Conduit, 1-Way 2-Inch C	LF	125	\$13.00	\$1,625.00
32	L-115-5.1	Electrical Junction Structure, L-867 Class 1, Size 16" Diameter by 24" Depth	EA	3	\$2,350.00	\$7,050.00
33	L-125-5.1	L-858(L) Base Mounted, 2-Module Guidance Sign, Installed	EA	4	\$3,875.00	\$15,500.00
34	L-125-5.2	L-858(L) Base Mounted, 3-Module Guidance Sign, Installed	EA	3	\$7,650.00	\$22,950.00
35	L-125-5.3	New Sign Panels, Installed in Existing Guidance Sign	EA	19	\$950.00	\$18,050.00
36	L-125-5.4	Existing Sign Panels, Relocated to Existing Sign	EA	18	\$360.00	\$6,480.00
37	L-125-5.5	Existing Stored Guidance Sign, Installed on New Foundation with Relocated Sign Panels	EA	1	\$3,875.00	\$3,875.00
38	SP-C-01	Owner's Protective Insurance	LS	1	\$1.00	\$1.00

Total Negotiated Construction Cost \$1,218,395.00

ADMINISTRATION EXPENSES (ADVERTISEMENT AND IFE) **\$5,000.00**

PROJECT INSPECTION FEES

Construction Administration Services	\$50,900.00
On-Site Resident Project Representative Services	\$90,600.00
Materials Testing Services	\$22,500.00
Grant Closeout Services	\$7,400.00
TOTAL PROJECT INSPECTION FEES	\$171,400.00

TOTAL ESTIMATED PROJECT COST **\$1,394,795.00**

NON-AIP ELIGIBLE ITEMS	UNIT	EST. QNTY	UNIT PRICE	AMOUNT
38 SP-C-01 Owner's Protective Insurance	LS	1	\$1.00	\$1.00
TOTAL NON-AIP ELIGIBLE ITEMS				\$1.00

TOTAL ESTIMATED PROJECT COST (AIP-ELIGIBLE) **\$1,394,794.00**

PROJECT FUNDING - FAA

Federal Aviation Administration - AIP (90%)	\$1,255,314.00
Arkansas Division of Aeronautics (10%, \$250K MAX)	\$139,479.00
City of Bentonville (Remainder + Non-AIP Eligible Items)	\$2.00
TOTAL PROJECT FUNDING	\$1,394,795.00





U.S. Department of Transportation
Federal Aviation Administration

OMB CONTROL NUMBER: 2120-0569
EXPIRATION DATE: 12/31/2026

Construction Project Final Acceptance Airport Improvement Program Sponsor Certification

Sponsor: City of Bentonville, Arkansas

Airport: Bentonville Municipal Airport

Project Number: 3-05-0006-023-2024

Description of Work: Southeast Taxiway B Extension (Phase 2) (Construction)

Application

49 USC § 47105(d), authorizes the Secretary to require me certification from the sponsor that it will comply with the statutory and administrative requirements in carrying out a project under the Airport Improvement Program. General standards for final acceptance and close out of federally funded construction projects are in 2 CFR § 200.343 – Closeout and supplemented by FAA Order 5100.38. The sponsor must determine that project costs are accurate and proper in accordance with specific requirements of the grant agreement and contract documents.

Certification Statements

Except for certification statements below marked not applicable (N/A), this list includes major requirements of the construction project. Selecting “Yes” represents sponsor acknowledgment and confirmation of the certification statement. The term “will” means Sponsor action taken at appropriate time based on the certification statement focus area, but no later than the end of the project period of performance. This list is not comprehensive and does not relieve the sponsor from fully complying with all applicable statutory and administrative standards. The source of the requirement is referenced within parenthesis.

1. The personnel engaged in project administration, engineering supervision, project inspection, and acceptance testing were or will be determined to be qualified and competent to perform the work (Grant Assurance).
☒ Yes ☐ No ☐ N/A
2. Construction records, including daily logs, were or will be kept by the resident engineer/construction inspector that fully document contractor’s performance in complying with:
 - a. Technical standards (Advisory Circular (AC) 150/5370-12);
 - b. Contract requirements (2 CFR part 200 and FAA Order 5100.38); and
 - c. Construction safety and phasing plan measures (AC 150/5370-2).☒ Yes ☐ No ☐ N/A
3. All acceptance tests specified in the project specifications were or will be performed and documented. (AC 150/5370-12).
☒ Yes ☐ No ☐ N/A

4. Sponsor has taken or will take appropriate corrective action for any test result outside of allowable tolerances (AC 150/5370-12).
☒ Yes ☐ No ☐ N/A
5. Pay reduction factors required by the specifications were applied or will be applied in computing final payments with a summary made available to the FAA (AC 150/5370-10).
☒ Yes ☐ No ☐ N/A
6. Sponsor has notified, or will promptly notify the Federal Aviation Administration (FAA) of the following occurrences:
 - a. Violations of any federal requirements set forth or included by reference in the contract documents (2 CFR part 200);
 - b. Disputes or complaints concerning federal labor standards (29 CFR part 5); and
 - c. Violations of or complaints addressing conformance with Equal Employment Opportunity or Disadvantaged Business Enterprise requirements (41 CFR Chapter 60 and 49 CFR part 26).☒ Yes ☐ No ☐ N/A
7. Weekly payroll records and statements of compliance were or will be submitted by the prime contractor and reviewed by the sponsor for conformance with federal labor and civil rights requirements as required by FAA and U.S. Department of Labor (29 CFR Part 5).
☒ Yes ☐ No ☐ N/A
8. Payments to the contractor were or will be made in conformance with federal requirements and contract provisions using sponsor internal controls that include:
 - a. Retaining source documentation of payments and verifying contractor billing statements against actual performance (2 CFR § 200.302 and FAA Order 5100.38);
 - b. Prompt payment of subcontractors for satisfactory performance of work (49 CFR § 26.29);
 - c. Release of applicable retainage upon satisfactory performance of work (49 CFR § 26.29); and
 - d. Verification that payments to DBEs represent work the DBE performed by carrying out a commercially useful function (49 CFR §26.55).☒ Yes ☐ No ☐ N/A
9. A final project inspection was or will be conducted with representatives of the sponsor and the contractor present that ensure:
 - a. Physical completion of project work in conformance with approved plans and specifications (Order 5100.38);
 - b. Necessary actions to correct punch list items identified during final inspection are complete (Order 5100.38); and
 - c. Preparation of a record of final inspection and distribution to parties to the contract (Order 5100.38);☒ Yes ☐ No ☐ N/A
10. The project was or will be accomplished without material deviations, changes, or modifications from approved plans and specifications, except as approved by the FAA (Order 5100.38).
☒ Yes ☐ No ☐ N/A

11. The construction of all buildings have complied or will comply with the seismic construction requirements of 49 CFR § 41.120.

☐ Yes ☐ No ☒ N/A

12. For development projects, sponsor has taken or will take the following close-out actions:

- a. Submit to the FAA a final test and quality assurance report summarizing acceptance test results, as applicable (Grant Condition);
- b. Complete all environmental requirements as established within the project environmental determination (Order 5100.38); and
- c. Prepare and retain as-built plans (Order 5100.38).

☒ Yes ☐ No ☐ N/A

13. Sponsor has revised or will revise their airport layout plan (ALP) that reflects improvements made and has submitted or will submit an updated ALP to the FAA no later than 90 days from the period of performance end date. (49 USC § 47107 and Order 5100.38).

☒ Yes ☐ No ☐ N/A

Attach documentation clarifying any above item marked with "No" response.

Sponsor's Certification

I certify, for the project identified herein, responses to the forgoing items are accurate as marked and additional documentation for any item marked "no" is correct and complete.

Executed on this day of July , 2024 .

Name of Sponsor: City of Bentonville, Arkansas

Name of Sponsor's Authorized Official: Ms. Stephanie Orman

Title of Sponsor's Authorized Official: Mayor, City of Bentonville

Signature of Sponsor's Authorized Official: _____

I declare under penalty of perjury that the foregoing is true and correct. I understand that knowingly and willfully providing false information to the federal government is a violation of 18 USC § 1001 (False Statements) and could subject me to fines, imprisonment, or both.



OMB CONTROL NUMBER: 2120-0569
EXPIRATION DATE: 12/31/2026

Drug-Free Workplace Airport Improvement Program Sponsor Certification

Sponsor: City of Bentonville, Arkansas

Airport: Bentonville Municipal Airport

Project Number: 3-05-0006-023-2024

Description of Work: Southeast Taxiway B Extension (Phase 2) (Construction)

Application

49 USC § 47105(d) authorizes the Secretary to require certification from the sponsor that it will comply with the statutory and administrative requirements in carrying out a project under the Airport Improvement Program (AIP). General requirements on the drug-free workplace within federal grant programs are described in 2 CFR part 182. Sponsors are required to certify they will be, or will continue to provide, a drug-free workplace in accordance with the regulation. The AIP project grant agreement contains specific assurances on the Drug-Free Workplace Act of 1988.

Certification Statements

Except for certification statements below marked as not applicable (N/A), this list includes major requirements of the construction project. Selecting "Yes" represents sponsor acknowledgement and confirmation of the certification statement. The term "will" means Sponsor action taken at appropriate time based on the certification statement focus area, but no later than the end of the project period of performance. This list is not comprehensive and does not relieve the sponsor from fully complying with all applicable statutory and administrative standards. The source of the requirement is referenced within parenthesis.

1. A statement has been or will be published prior to commencement of project notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the sponsor's workplace, and specifying the actions to be taken against employees for violation of such prohibition (2 CFR § 182.205).

☒ Yes ☐ No ☐ N/A

2. An ongoing drug-free awareness program (2 CFR § 182.215) has been or will be established prior to commencement of project to inform employees about:

- a. The dangers of drug abuse in the workplace;
- b. The sponsor's policy of maintaining a drug-free workplace;
- c. Any available drug counseling, rehabilitation, and employee assistance programs; and
- d. The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace.

☒ Yes ☐ No ☐ N/A

3. Each employee to be engaged in the performance of the work has been or will be given a copy of the statement required within item 1 above prior to commencement of project (2 CFR § 182.210).

☒ Yes ☐ No ☐ N/A

4. Employees have been or will be notified in the statement required by item 1 above that, as a condition employment under the grant (2 CFR § 182.205(c)), the employee will:

- a. Abide by the terms of the statement; and
- b. Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction.

☒ Yes ☐ No ☐ N/A

5. The Federal Aviation Administration (FAA) will be notified in writing within 10 calendar days after receiving notice under item 4b above from an employee or otherwise receiving actual notice of such conviction (2 CFR § 182.225). Employers of convicted employees must provide notice, including position title of the employee, to the FAA (2 CFR § 182.300).

☒ Yes ☐ No ☐ N/A

6. One of the following actions (2 CFR § 182.225(b)) will be taken within 30 calendar days of receiving a notice under item 4b above with respect to any employee who is so convicted:

- a. Take appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; and
- b. Require such employee to participate satisfactorily in drug abuse assistance or rehabilitation programs approved for such purposes by a federal, state, or local health, law enforcement, or other appropriate agency.

☒ Yes ☐ No ☐ N/A

7. A good faith effort will be made, on a continuous basis, to maintain a drug-free workplace through implementation of items 1 through 6 above (2 CFR § 182.200).

☒ Yes ☐ No ☐ N/A

Site(s) of performance of work (2 CFR § 182.230):

Location 1

Name of Location: Bentonville Municipal Airport
Address: 305 SW A Street, Bentonville, AR 72712

Location 2 (if applicable)

Name of Location:
Address:

Location 3 (if applicable)

Name of Location:
Address:

Attach documentation clarifying any above item marked with a "No" response.

Sponsor's Certification

I certify, for the project identified herein, responses to the forgoing items are accurate as marked and additional documentation for any item marked "no" is correct and complete.

Executed on this day of July , 2024 .

Name of Sponsor: City of Bentonville, Arkansas

Name of Sponsor's Authorized Official: Ms. Stephanie Orman

Title of Sponsor's Authorized Official: Mayor, City of Bentonville

Signature of Sponsor's Authorized Official:  _____

I declare under penalty of perjury that the foregoing is true and correct. I understand that knowingly and willfully providing false information to the federal government is a violation of 18 USC § 1001 (False Statements) and could subject me to fines, imprisonment, or both.



Equipment and Construction Contracts

Airport Improvement Sponsor Certification

Sponsor: City of Bentonville

Airport: Bentonville Municipal Airport

Project Number: 3-05-0006-023-2024

Description of Work: Southeast Taxiway B Extension (Phase 2) (Construction)

Application

49 USC § 47105(d) authorizes the Secretary to require certification from the sponsor that it will comply with the statutory and administrative requirements in carrying out a project under the Airport Improvement Program (AIP). General procurement standards for equipment and construction contracts within Federal grant programs are described in 2 CFR §§ 200.317-200.326. Labor and Civil Rights Standards applicable to the AIP are established by the Department of Labor (www.dol.gov) AIP Grant Assurance C.1—General Federal Requirements identifies all applicable Federal Laws, regulations, executive orders, policies, guidelines and requirements for assistance under the AIP. Sponsors may use state and local procedures provided the procurement conforms to these federal standards.

This certification applies to all equipment and construction projects. Equipment projects may or may not employ laborers and mechanics that qualify the project as a “covered contract” under requirements established by the Department of Labor requirements. Sponsor shall provide appropriate responses to the certification statements that reflect the character of the project regardless of whether the contract is for a construction project or an equipment project.

Certification Statements

Except for certification statements below marked as not applicable (N/A), this list includes major requirements of the construction project. Selecting “Yes” represents sponsor acknowledgement and confirmation of the certification statement. The term “will” means Sponsor action taken at appropriate time based on the certification statement focus area, but no later than the end of the project period of performance. This list is not comprehensive and does not relieve the sponsor from fully complying with all applicable statutory and administrative standards. The source of the requirement is referenced within parenthesis.

1. A written code or standard of conduct is or will be in effect prior to commencement of the project that governs the performance of the sponsor’s officers, employees, or agents in soliciting, awarding and administering procurement contracts (2 CFR § 200.318).

☒ Yes ☐ No ☐ N/A

2. For all contracts, qualified and competent personnel are or will be engaged to perform contract administration, engineering supervision, construction inspection, and testing (Grant Assurance C.17).

☒ Yes ☐ No ☐ N/A

3. Sponsors that are required to have a Disadvantage Business Enterprise (DBE) program on file with the FAA have included or will include clauses required by Title VI of the Civil Rights Act and 49 CFR Part 26 for Disadvantaged Business Enterprises in all contracts and subcontracts.

☒ Yes ☐ No ☐ N/A

4. Sponsors required to have a DBE program on file with the FAA have implemented or will implement monitoring and enforcement measures that:

- a. Ensure work committed to Disadvantaged Business Enterprises at contract award is actually performed by the named DBEs (49 CFR § 26.37(b));
- b. Include written certification that the sponsor has reviewed contract records and has monitored work sites for performance by DBE firms (49 CFR § 26.37(b)); and
- c. Provides for a running tally of payments made to DBE firms and a means for comparing actual attainments (i.e. payments) to original commitments (49 CFR § 26.37(c)).

☒ Yes ☐ No ☐ N/A

5. Sponsor procurement actions using the competitive sealed bid method (2 CFR § 200.320(c)). was or will be:

- a. Publicly advertised, allowing a sufficient response time to solicit an adequate number of interested contractors or vendors;
- b. Prepared to include a complete, adequate and realistic specification that defines the items or services in sufficient detail to allow prospective bidders to respond;
- c. Publicly opened at a time and place prescribed in the invitation for bids; and
- d. Prepared in a manner that result in a firm fixed price contract award to the lowest responsive and responsible bidder.

☒ Yes ☐ No ☐ N/A

6. For projects the Sponsor proposes to use the competitive proposal procurement method (2 CFR § 200.320(d)), Sponsor has requested or will request FAA approval prior to proceeding with a competitive proposal procurement by submitting to the FAA the following:

- a. Written justification that supports use of competitive proposal method in lieu of the preferred sealed bid procurement method;
- b. Plan for publicizing and soliciting an adequate number of qualified sources; and
- c. Listing of evaluation factors along with relative importance of the factors.

☒ Yes ☐ No ☐ N/A

7. For construction and equipment installation projects, the bid solicitation includes or will include the current federal wage rate schedule(s) for the appropriate type of work classifications (2 CFR Part 200, Appendix II).

☒ Yes ☐ No ☐ N/A

8. Concurrence was or will be obtained from the Federal Aviation Administration (FAA) prior to contract award under any of the following circumstances (Order 5100.38D):

- a. Only one qualified person/firm submits a responsive bid;
- b. Award is to be made to other than the lowest responsible bidder; and
- c. Life cycle costing is a factor in selecting the lowest responsive bidder.

☒ Yes ☐ No ☐ N/A

9. All construction and equipment installation contracts contain or will contain provisions for:

- a. Access to Records (§ 200.336)
- b. Buy American Preferences (Title 49 U.S.C. § 50101)
- c. Civil Rights - General Provisions and Title VI Assurances(41 CFR part 60)
- d. Federal Fair Labor Standards (29 U.S.C. § 201, et seq)
- e. Occupational Safety and Health Act requirements (20 CFR part 1920)
- f. Seismic Safety – building construction (49 CFR part 41)
- g. State Energy Conservation Requirements - as applicable(2 CFR part 200, Appendix II)
- h. U.S. Trade Restriction (49 CFR part 30)
- i. Veterans Preference (49 USC § 47112(c))

☒ Yes ☐ No ☐ N/A

10. All construction and equipment installation contracts exceeding \$2,000 contain or will contain the provisions established by:

- a. Davis-Bacon and Related Acts (29 CFR part 5)
- b. Copeland “Anti-Kickback” Act (29 CFR parts 3 and 5)

☒ Yes ☐ No ☐ N/A

11. All construction and equipment installation contracts exceeding \$3,000 contain or will contain a contract provision that discourages distracted driving (E.O. 13513).

☒ Yes ☐ No ☐ N/A

12. All contracts exceeding \$10,000 contain or will contain the following provisions as applicable:

- a. Construction and equipment installation projects - Applicable clauses from 41 CFR Part 60 for compliance with Executive Orders 11246 and 11375 on Equal Employment Opportunity;
- b. Construction and equipment installation - Contract Clause prohibiting segregated facilities in accordance with 41 CFR part 60-1.8;
- c. Requirement to maximize use of products containing recovered materials in accordance with 2 CFR § 200.322 and 40 CFR part 247; and
- d. Provisions that address termination for cause and termination for convenience (2 CFR Part 200, Appendix II).

☒ Yes ☐ No ☐ N/A

13. All contracts and subcontracts exceeding \$25,000: Measures are in place or will be in place (e.g. checking the System for Award Management) that ensure contracts and subcontracts are not awarded to individuals or firms suspended, debarred, or excluded from participating in federally assisted projects (2 CFR parts 180 and 1200).

☒ Yes ☐ No ☐ N/A

14. Contracts exceeding the simplified acquisition threshold (currently \$250,000) include or will include provisions, as applicable, that address the following:

- a. Construction and equipment installation contracts - a bid guarantee of 5%, a performance bond of 100%, and a payment bond of 100% (2 CFR § 200.325);
- b. Construction and equipment installation contracts - requirements of the Contract Work Hours and Safety Standards Act (40 USC 3701-3708, Sections 103 and 107);
- c. Restrictions on Lobbying and Influencing (2 CFR part 200, Appendix II);
- d. Conditions specifying administrative, contractual and legal remedies for instances where contractor or vendor violate or breach the terms and conditions of the contract (2 CFR §200, Appendix II); and
- e. All Contracts - Applicable standards and requirements issued under Section 306 of the Clean Air Act (42 USC 7401-7671q), Section 508 of the Clean Water Act (33 USC 1251-1387, and Executive Order 11738.

☒ Yes ☐ No ☐ N/A

Attach documentation clarifying any above item marked with "No" response.

Sponsor's Certification

I certify, for the project identified herein, responses to the forgoing items are accurate as marked and additional documentation for any item marked "no" is correct and complete.

Executed on this day of July , 2024 .

Name of Sponsor: City of Bentonville, Arkansas

Name of Sponsor's Authorized Official: Ms. Stephanie Orman

Title of Sponsor's Authorized Official: Mayor, City of Bentonville

Signature of Sponsor's Authorized Official: 

I declare under penalty of perjury that the foregoing is true and correct. I understand that knowingly and willfully providing false information to the federal government is a violation of 18 USC § 1001 (False Statements) and could subject me to fines, imprisonment, or both.



Project Plans and Specifications

Airport Improvement Program Sponsor Certification

Sponsor: City of Bentonville, Arkansas

Airport: Bentonville Municipal Airport

Project Number: 3-05-0006-023-2024

Description of Work: Southeast Taxiway B Extension (Phase 2) (Construction)

Application

49 USC § 47105(d) authorizes the Secretary to require certification from the sponsor that it will comply with the statutory and administrative requirements in carrying out a project under the Airport Improvement Program (AIP). Labor and civil rights standards applicable to AIP are established by the Department of Labor (www.dol.gov/). AIP Grant Assurance C.1—General Federal Requirements identifies applicable federal laws, regulations, executive orders, policies, guidelines and requirements for assistance under AIP. A list of current advisory circulars with specific standards for procurement, design or construction of airports, and installation of equipment and facilities is referenced in standard airport sponsor Grant Assurance 34 contained in the grant agreement.

Certification Statements

Except for certification statements below marked as not applicable (N/A), this list includes major requirements of the construction project. Selecting “Yes” represents sponsor acknowledgement and confirmation of the certification statement. The term “will” means Sponsor action taken at appropriate time based on the certification statement focus area, but no later than the end of the project period of performance. This list is not comprehensive and does not relieve the sponsor from fully complying with all applicable statutory and administrative standards. The source of the requirement is referenced within parenthesis.

1. The plans and specifications were or will be prepared in accordance with applicable federal standards and requirements, so that no deviation or modification to standards set forth in the advisory circulars, or FAA-accepted state standard, is necessary other than those explicitly approved by the Federal Aviation Administration (FAA) (14 USC § 47105).
☒ Yes ☐ No ☐ N/A
2. Specifications incorporate or will incorporate a clear and accurate description of the technical requirement for the material or product that does not contain limiting or proprietary features that unduly restrict competition (2 CFR §200.319).
☒ Yes ☐ No ☐ N/A

3. The development that is included or will be included in the plans is depicted on the current airport layout plan as approved by the FAA (14 USC § 47107).
☒ Yes ☐ No ☐ N/A
4. Development and features that are ineligible or unallowable for AIP funding have been or will be omitted from the plans and specifications (FAA Order 5100.38, par. 3-43).
☒ Yes ☐ No ☐ N/A
5. The specification does not use or will not use "brand name" or equal to convey requirements unless sponsor requests and receives approval from the FAA to use brand name (FAA Order 5100.38, Table U-5).
☒ Yes ☐ No ☐ N/A
6. The specification does not impose or will not impose geographical preference in their procurement requirements (2 CFR §200.319(b) and FAA Order 5100.38, Table U-5).
☒ Yes ☐ No ☐ N/A
7. The use of prequalified lists of individuals, firms or products include or will include sufficient qualified sources that ensure open and free competition and that does not preclude potential entities from qualifying during the solicitation period (2 CFR §319(d)).
☒ Yes ☐ No ☐ N/A
8. Solicitations with bid alternates include or will include explicit information that establish a basis for award of contract that is free of arbitrary decisions by the sponsor (2 CFR § 200.319(a)(7)).
☒ Yes ☐ No ☐ N/A
9. Concurrence was or will be obtained from the FAA if Sponsor incorporates a value engineering clause into the contract (FAA Order 5100.38, par. 3-57).
☒ Yes ☐ No ☐ N/A
10. The plans and specifications incorporate or will incorporate applicable requirements and recommendations set forth in the federally approved environmental finding (49 USC §47106(c)).
☒ Yes ☐ No ☐ N/A
11. The design of all buildings comply or will comply with the seismic design requirements of 49 CFR § 41.120. (FAA Order 5100.38d, par. 3-92)
☐ Yes ☐ No ☒ N/A
12. The project specification include or will include process control and acceptance tests required for the project by as per the applicable standard:
 - a. Construction and installation as contained in Advisory Circular (AC) 150/5370-10.
☒ Yes ☐ No ☐ N/A

b. Snow Removal Equipment as contained in AC 150/5220-20.

☐ Yes ☐ No ☒ N/A

c. Aircraft Rescue and Fire Fighting (ARFF) vehicles as contained in AC 150/5220-10.

☐ Yes ☐ No ☒ N/A

13. For construction activities within or near aircraft operational areas(AOA):

a. The Sponsor has or will prepare a construction safety and phasing plan (CSPP) conforming to Advisory Circular 150/5370-2.

b. Compliance with CSPP safety provisions has been or will be incorporated into the plans and specifications as a contractor requirement.

c. Sponsor will not initiate work until receiving FAA's concurrence with the CSPP (FAA Order 5100.38, Par. 5-29).

☒ Yes ☐ No ☐ N/A

14. The project was or will be physically completed without federal participation in costs due to errors and omissions in the plans and specifications that were foreseeable at the time of project design (49 USC §47110(b)(1) and FAA Order 5100.38d, par. 3-100).

☒ Yes ☐ No ☐ N/A

Attach documentation clarifying any above item marked with "No" response.

Sponsor's Certification

I certify, for the project identified herein, responses to the forgoing items are accurate as marked and additional documentation for any item marked "no" is correct and complete.

Executed on this day of July , 2024 .

Name of Sponsor: City of Bentonville, Arkansas

Name of Sponsor's Authorized Official: Ms. Stephanie Orman

Title of Sponsor's Authorized Official: Mayor, City of Bentonville

Signature of Sponsor's Authorized Official:  _____

I declare under penalty of perjury that the foregoing is true and correct. I understand that knowingly and willfully providing false information to the federal government is a violation of 18 USC § 1001 (False Statements) and could subject me to fines, imprisonment, or both.



U.S. Department of Transportation
Federal Aviation Administration

OMB CONTROL NUMBER: 2120-0569
EXPIRATION DATE: 12/31/2026

Selection of Consultants

Airport Improvement Program Sponsor Certification

Sponsor: City of Bentonville, Arkansas

Airport: Bentonville Municipal Airport

Project Number: 3-05-0006-023-2024

Description of Work: Southeast Taxiway B Extension (Phase 2) (Construction)

Application

49 USC § 47105(d) authorizes the Secretary to require certification from the sponsor that it will comply with the statutory and administrative requirements in carrying out a project under the Airport Improvement Program (AIP). General requirements for selection of consultant services within federal grant programs are described in 2 CFR §§ 200.317-200.326. Sponsors may use other qualifications-based procedures provided they are equivalent to standards of Title 40 chapter 11 and FAA Advisory Circular 150/5100-14, Architectural, Engineering, and Planning Consultant Services for Airport Grant Projects.

Certification Statements

Except for certification statements below marked as not applicable (N/A), this list includes major requirements of the construction project. Selecting “Yes” represents sponsor acknowledgement and confirmation of the certification statement. The term “will” means Sponsor action taken at appropriate time based on the certification statement focus area, but no later than the end of the project period of performance. This list is not comprehensive and does not relieve the sponsor from fully complying with all applicable statutory and administrative standards. The source of the requirement is referenced within parenthesis.

1. Sponsor acknowledges their responsibility for the settlement of all contractual and administrative issues arising out of their procurement actions (2 CFR § 200.318(k)).
☒ Yes ☐ No ☐ N/A
2. Sponsor procurement actions ensure or will ensure full and open competition that does not unduly limit competition (2 CFR § 200.319).
☒ Yes ☐ No ☐ N/A
3. Sponsor has excluded or will exclude any entity that develops or drafts specifications, requirements, or statements of work associated with the development of a request-for-qualifications (RFQ) from competing for the advertised services (2 CFR § 200.319).
☒ Yes ☐ No ☐ N/A

4. The advertisement describes or will describe specific project statements-of-work that provide clear detail of required services without unduly restricting competition (2 CFR § 200.319).
☒ Yes ☐ No ☐ N/A
5. Sponsor has publicized or will publicize a RFQ that:
 - a. Solicits an adequate number of qualified sources (2 CFR § 200.320(d)); and
 - b. Identifies all evaluation criteria and relative importance (2 CFR § 200.320(d)).☒ Yes ☐ No ☐ N/A
6. Sponsor has based or will base selection on qualifications, experience, and disadvantaged business enterprise participation with price not being a selection factor (2 CFR § 200.320(d)).
☒ Yes ☐ No ☐ N/A
7. Sponsor has verified or will verify that agreements exceeding \$25,000 are not awarded to individuals or firms suspended, debarred or otherwise excluded from participating in federally assisted projects (2 CFR § 180.300).
☒ Yes ☐ No ☐ N/A
8. A/E services covering multiple projects: Sponsor has agreed to or will agree to:
 - a. Refrain from initiating work covered by this procurement beyond five years from the date of selection (AC 150/5100-14); and
 - b. Retain the right to conduct new procurement actions for projects identified or not identified in the RFQ (AC 150/5100-14).☒ Yes ☐ No ☐ N/A
9. Sponsor has negotiated or will negotiate a fair and reasonable fee with the firm they select as most qualified for the services identified in the RFQ (2 CFR § 200.323).
☒ Yes ☐ No ☐ N/A
10. The Sponsor's contract identifies or will identify costs associated with ineligible work separately from costs associated with eligible work (2 CFR § 200.302).
☒ Yes ☐ No ☐ N/A
11. Sponsor has prepared or will prepare a record of negotiations detailing the history of the procurement action, rationale for contract type and basis for contract fees (2 CFR § 200.318(i)).
☒ Yes ☐ No ☐ N/A
12. Sponsor has incorporated or will incorporate mandatory contract provisions in the consultant contract for AIP-assisted work (49 U.S.C. Chapter 471 and 2 CFR part 200 Appendix II)
☒ Yes ☐ No ☐ N/A

13. For contracts that apply a time-and-material payment provision (also known as hourly rates, specific rates of compensation, and labor rates), the Sponsor has established or will establish:

- a. Justification that there is no other suitable contract method for the services (2 CFR §200.318(j));
- b. A ceiling price that the consultant exceeds at their risk (2 CFR §200.318(j)); and
- c. A high degree of oversight that assures consultant is performing work in an efficient manner with effective cost controls in place 2 CFR §200.318(j)).

☒ Yes ☐ No ☐ N/A

14. Sponsor is not using or will not use the prohibited cost-plus-percentage-of-cost (CPPC) contract method. (2 CFR § 200.323(d)).

☒ Yes ☐ No ☐ N/A

Attach documentation clarifying any above item marked with “no” response.

Sponsor's Certification

I certify, for the project identified herein, responses to the forgoing items are accurate as marked and additional documentation for any item marked “no” is correct and complete.

I declare under penalty of perjury that the foregoing is true and correct. I understand that knowingly and willfully providing false information to the federal government is a violation of 18 USC § 1001 (False Statements) and could subject me to fines, imprisonment, or both.

Executed on this day of July , 2024 .

Name of Sponsor: City of Bentonville, Arkansas

Name of Sponsor's Authorized Official: Ms. Stephanie Orman

Title of Sponsor's Authorized Official: Mayor, City of Bentonville

Signature of Sponsor's Authorized Official: 

I declare under penalty of perjury that the foregoing is true and correct. I understand that knowingly and willfully providing false information to the federal government is a violation of 18 USC § 1001 (False Statements) and could subject me to fines, imprisonment, or both.



OMB CONTROL NUMBER: 2120-0569
EXPIRATION DATE: 12/31/2026

Certification and Disclosure Regarding Potential Conflicts of Interest Airport Improvement Program Sponsor Certification

Sponsor: City of Bentonville, Arkansas

Airport: Bentonville Municipal Airport

Project Number: 3-05-0006-023-2024

Description of Work: Southeast Taxiway B Extension (Phase 2) (Construction)

Application

Title 2 CFR § 200.112 and § 1201.112 address Federal Aviation Administration (FAA) requirements for conflict of interest. As a condition of eligibility under the Airport Improvement Program (AIP), sponsors must comply with FAA policy on conflict of interest. Such a conflict would arise when any of the following have a financial or other interest in the firm selected for award:

- a) The employee, officer or agent,
- b) Any member of his immediate family,
- c) His or her partner, or
- d) An organization which employs, or is about to employ, any of the above.

Selecting "Yes" represents sponsor or sub-recipient acknowledgement and confirmation of the certification statement. Selecting "No" represents sponsor or sub-recipient disclosure that it cannot fully comply with the certification statement. If "No" is selected, provide support information explaining the negative response as an attachment to this form. This includes whether the sponsor has established standards for financial interest that are not substantial or unsolicited gifts are of nominal value (2 CFR § 200.318(c)). The term "will" means Sponsor action taken at appropriate time based on the certification statement focus area, but no later than the end of the project period of performance.

Certification Statements

1. The sponsor or sub-recipient maintains a written standards of conduct governing conflict of interest and the performance of their employees engaged in the award and administration of contracts (2 CFR § 200.318(c)). To the extent permitted by state or local law or regulations, such standards of conduct provide for penalties, sanctions, or other disciplinary actions for violations of such standards by the sponsor's and sub-recipient's officers, employees, or agents, or by contractors or their agents.

☒ Yes ☐ No

2. The sponsor's or sub-recipient's officers, employees or agents have not and will not solicit or accept gratuities, favors or anything of monetary value from contractors, potential contractors, or parties to sub-agreements (2 CFR § 200.318(c)).

☒ Yes ☐ No

3. The sponsor or sub-recipient certifies that is has disclosed and will disclose to the FAA any known potential conflict of interest (2 CFR § 1200.112).

☒ Yes ☐ No

Attach documentation clarifying any above item marked with "no" response.

Sponsor's Certification

I certify, for the project identified herein, responses to the forgoing items are accurate as marked and have the explanation for any item marked "no" is correct and complete.

Executed on this day of July , 2024 .

Name of Sponsor: City of Bentonville, Arkansas

Name of Sponsor's Authorized Official: Ms. Stephanie Orman

Title of Sponsor's Authorized Official: Mayor, City of Bentonville

Signature of Sponsor's Authorized Official



I declare under penalty of perjury that the foregoing is true and correct. I understand that knowingly and willfully providing false information to the federal government is a violation of 18 USC § 1001 (False Statements) and could subject me to fines, imprisonment, or both.

CERTIFICATION REGARDING LOBBYING

Certification for Contracts, Grants, Loans, and Cooperative Agreements

The undersigned certifies, to the best of his or her knowledge and belief, that:

(1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

(2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure of Lobbying Activities," in accordance with its instructions.

(3) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly. This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Statement for Loan Guarantees and Loan Insurance

The undersigned states, to the best of his or her knowledge and belief, that:

If any funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this commitment providing for the United States to insure or guarantee a loan, the undersigned shall complete and submit Standard Form-LLL, "Disclosure of Lobbying Activities," in accordance with its instructions. Submission of this statement is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required statement shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

* APPLICANT'S ORGANIZATION

City of Bentonville, Arkansas

* PRINTED NAME AND TITLE OF AUTHORIZED REPRESENTATIVE

Prefix: Ms. * First Name: Stephanie Middle Name:
* Last Name: Orman Suffix:
* Title: Mayor

* SIGNATURE:

* DATE: August 30, 2024 | 5:40 PM CDT

ENGINEERING SERVICES RECORD OF NEGOTIATION

Bentonville Municipal Airport

Southeast Taxiway B Extension (Phase 2) (Construction)

Anticipated A.I.P. Grant: 3-05-0006-023-2024

Construction Phase Services (Work Order 05)

- On May 21, 2024, Debbie Griffin, Director of Administration with the City of Bentonville, requested a scope of services from Garver for the construction phase services associated with the "Southeast Taxiway B Extension (Phase 2)" project.
- On May 28, 2024, Garver sent a scope of services for the "Southeast Taxiway B Extension (Phase 2)" project to Debbie Griffin, Director of Administration with the City of Bentonville to review. The Airport approved the scope of services and submitted the scope to Kathy Franklin, FAA for review.
- FAA comments were not received. However, the FAA asked the Sponsor and Engineer to continue with negotiations of lieu of receiving FAA comments.
- The sponsor utilized internal staff engineer with experience in developing fee estimates to perform an independent fee estimate (IFE). The IFE was completed by Bryan Wick, Engineering Project Manager, on June 26, 2024. The results of the IFE are as follows:

Southeast Taxiway B Extension (Phase 2) (IFE) - \$158,913.25

- Garver submitted a contract to the sponsor on July 2, 2024. A copy of the contract submission is included in the grant application. Garver's total contract fee is as follows:

Southeast Taxiway B Extension (Phase 2) (Garver) - \$171,400.00

- The submitted contract was within 10% of the IFE. A copy of the IFE is attached to this record of negotiations. The negotiations were conducted in good faith to ensure the fees are fair and reasonable.

Exhibit B-05 (IFE)

City of Bentonville
East Taxiway Extension (Phase 2) CPS

FEE SUMMARY

Services	Estimated Fees
Construction Administration	\$ 38,478.76
On-site Resident Project Representative Services	\$ 87,494.44
Materials Testing Services	\$ 24,073.24
Project Closeout Services	\$ 8,866.81
Total for Services	\$ 158,913.25

Overhead Rate: 190%

Profit: 15%

Exhibit B-05 (IFE)**City of Bentonville****East Taxiway Extension (Phase 2) CPS****Construction Administration**

WORK TASK DESCRIPTION	E-4	E-3	E-2	E-1	T-1	C-1	2-Man Crew (Survey)
	\$77.01	\$65.87	\$54.47	\$46.91	\$34.22	\$41.32	\$81.25
	hr	hr	hr	hr	hr	hr	hr
1. Civil Engineering							
Prepare IFC Plans and Specs and submit to Contractor, Owner, and FAA	1			2	8		
Prepare and Distribute Notice To Proceed	1						
Prepare for Preconstruction Meeting				2	2	2	
Develop Construction Management Plan	1			2	2		
Attend Preconstruction Meeting (2 people, on-site)	1					1	
Prepare and Distribute Preconstruction meeting minutes				1		1	
Prepare Contractor Pay Application (4 applications)				1		4	
Coordination with Inspector (4 hr/Week)						56	
Develop Submittal Log				2		4	
Prepare Change Orders	4			8		16	
Response to Contractor and RPR Inquiries	2			4			
Certified Payroll Reviews	4			4			
DBE Compliance	1			2			
Prepare for and Attend (On-Site) Progress Meetings (2 people, 13 meetings)				13		13	
Site Visits (2 people, 4 trips)	4			4			
Shop Drawings/Submittal Review & Responses	2			4	2	4	
Final Inspection and Punchlist	1			2		4	
Punchlist Coordination						2	
Final Walkthrough				1		1	
Develop and Distribute Record Documents	1			2	8	4	
Subtotal - Civil Engineering	23	0	0	54	22	112	0

Exhibit B-05 (IFE)**City of Bentonville
East Taxiway Extension (Phase 2) CPS****Construction Administration**

WORK TASK DESCRIPTION	E-4	E-3	E-2	E-1	T-1	C-1	2-Man Crew (Survey)
	\$77.01	\$65.87	\$54.47	\$46.91	\$34.22	\$41.32	\$81.25
	hr	hr	hr	hr	hr	hr	hr
2. Electrical Engineering							
Prepare IFC Plans and Specs and submit to Contractor, Owner, and FAA			2		2		
Construction Management Plan			2		2		
Attend Preconstruction Meeting (1 person, on-site)			1				
Submittal Log			1				
Change Orders			4				
Response to Contractor and RPR Inquiries			4				
Site Visits (1 person, 2 trips)			2				
Shop Drawings/Submittal Review & Responses			2		4		
Final Inspection and Punchlist			1				
Punchlist Coordination			1				
Final Walkthrough			1				
Develop Record Documents			1		4		
Coordinate Spare Parts and O&M Manuals			2				
Subtotal - Electrical Engineering	0	0	24	0	12	0	0

Hours	23	0	24	54	34	112	0
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SUBTOTAL - SALARIES:	\$11,402.93
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LABOR AND GENERAL

ADMINISTRATIVE OVERHEAD:	\$21,665.56
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DIRECT NON-LABOR EXPENSES

Document Printing/Reproduction/Assembly	\$200.00
Postage/Freight/Courier	\$100.00
Travel Costs (25 trips @ 12 miles/trip)	\$150.00

SUBTOTAL - DIRECT NON-LABOR EXPENSES:	\$450.00
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SUBTOTAL:	\$33,518.49
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SUBCONSULTANTS FEE:	\$0.00
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PROFESSIONAL FEE	\$4,960.27
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TOTAL FEE:	\$38,478.76
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Exhibit B-05 (IFE)
City of Bentonville
East Taxiway Extension (Phase 2) CPS

On-Site Resident Project Representative Services

WORK TASK DESCRIPTION	E-4	E-3	E-2	E-1	T-1	C-1	2-Man Crew (Survey)
	\$77.01	\$65.87	\$54.47	\$46.91	\$34.22	\$41.32	\$81.25
	hr	hr	hr	hr	hr	hr	hr
1. Civil Engineering							
Review IFC Plans and Specifications	1			2		8	
Attend Preconstruction Meeting (1 person, on-site)				1			
Review Construction Management Plan				1		4	
Resident Project Representative Services (14 weeks @ 40 hr/Week)	5			5		560	
QA Construction Staking / Survey Verification							8
City Inspections and Punchlist Coordination						20	
Subtotal - Civil Engineering	6	0	0	9	0	592	8

Hours	6	0	0	9	0	592	8
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SUBTOTAL - SALARIES:	\$25,995.33
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LABOR AND GENERAL ADMINISTRATIVE OVERHEAD:	\$49,391.13
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<u>DIRECT NON-LABOR EXPENSES</u>	
Document Printing/Reproduction/Assembly	\$200.00
Postage/Freight/Courier	\$100.00
Travel Costs (72 trips @ 12 miles/trip)	\$500.00

SUBTOTAL - DIRECT NON-LABOR EXPENSES:	\$800.00
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SUBTOTAL:	\$76,186.47
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SUBCONSULTANTS FEE:	\$0.00
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PROFESSIONAL FEE	\$11,307.97
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TOTAL FEE:	\$87,494.44
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Exhibit B-05 (IFE)**City of Bentonville
East Taxiway Extension (Phase 2) CPS****Materials Testing Services**

WORK TASK DESCRIPTION	E-4	E-3	E-2	E-1	T-1	C-1	2-Man Crew (Survey)
	\$77.01	\$65.87	\$54.47	\$46.91	\$34.22	\$41.32	\$81.25
	hr	hr	hr	hr	hr	hr	hr
1. Civil Engineering							
Coordination with Materials testing Firm				2		16	
Review Test Results	4			4		8	
Subtotal - Civil Engineering	4	0	0	6	0	24	0

Hours	4	0	0	6	0	24	0
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SUBTOTAL - SALARIES:	\$1,581.18
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LABOR AND GENERAL ADMINISTRATIVE OVERHEAD:	\$3,004.24
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DIRECT NON-LABOR EXPENSES

Document Printing/Reproduction/Assembly	\$200.00
Postage/Freight/Courier	\$100.00
Travel Costs	\$500.00

SUBTOTAL - DIRECT NON-LABOR EXPENSES:	\$800.00
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SUBTOTAL:	\$5,385.42
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SUBCONSULTANTS FEE (GHBW):	\$18,000.00
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PROFESSIONAL FEE	\$687.81
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TOTAL FEE:	\$24,073.24
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Exhibit B-05 (IFE)**City of Bentonville
East Taxiway Extension (Phase 2) CPS****Project Closeout Services**

WORK TASK DESCRIPTION	E-4	E-3	E-2	E-1	T-1	C-1	2-Man Crew (Survey)
	\$77.01	\$65.87	\$54.47	\$46.91	\$34.22	\$41.32	\$81.25
	hr	hr	hr	hr	hr	hr	hr
1. Civil Engineering							
Review and Submit Final Construction Pay Application				1		4	
Prepare and Submit Final Reconciliation Change Order	1			1		4	
Assemble and Review Summary of Project Costs	1			1		4	
ALD Drafting	1			2	8		
ALD Upload to OEAAA	1						
Draft Final Construction Report and Submit to FAA, State, Owner	1			2	2	8	
FAA Closeout Documents	1			4	4	4	
Subtotal - Civil Engineering	6	0	0	11	14	24	0
2. Electrical Engineering							
Draft Final Construction Report and Submit to FAA, State, Owner							
Subtotal - Electrical Engineering	0	0	0	0	0	0	0

Hours	6	0	0	11	14	24	0
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SUBTOTAL - SALARIES:	\$2,448.82
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LABOR AND GENERAL ADMINISTRATIVE OVERHEAD:	\$4,652.75
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DIRECT NON-LABOR EXPENSES

Document Printing/Reproduction/Assembly	\$200.00
Postage/Freight/Courier	\$100.00
Office Supplies/Equipment	\$200.00
Travel Costs	\$200.00

SUBTOTAL - DIRECT NON-LABOR EXPENSES:	\$700.00
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SUBTOTAL:	\$7,801.57
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SUBCONSULTANTS FEE:	\$0.00
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PROFESSIONAL FEE	\$1,065.24
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TOTAL FEE:	\$8,866.81
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**WORK ORDER NO. 05
CITY OF BENTONVILLE
EAST TAXIWAY EXTENSION PHASE 2
CONSTRUCTION PHASE SERVICES
Garver Project No. 2401153**

This WORK ORDER ("Work Order") is made by and between the **City of Bentonville** (hereinafter referred to as "**Owner**") and **Garver, LLC**, (hereinafter referred to as "**Garver**" or "**Engineer**") in accordance with the provisions of the MASTER AGREEMENT FOR PROFESSIONAL SERVICES executed on October 14, 2021 (the "Agreement").

Under this Work Order, the Owner intends to make the following improvements at Bentonville Municipal Airport (VBT):

Improvements to the East Taxiway (Taxiway B), including approximately 600 linear feet of new parallel taxiway to the Runway 36 end, including signage, on the east side of the airfield as shown in Exhibit C-05.

Garver will provide professional services related to these improvements as described herein. Terms not defined herein shall have the meaning assigned to them in the Agreement.

SECTION 1 - SCOPE OF SERVICES

1.1 Garver shall provide the following Services:

1.1.1 See Exhibit A-05, attached.

1.2 In addition to those obligations set forth in the Agreement, Owner shall:

1.2.1 Give thorough consideration to all documents and other information presented by Garver and informing Garver of all decisions within a reasonable time so as not to delay the Services.

1.2.2 Make provision for the Personnel of Garver to enter public and private lands as required for Garver to perform necessary preliminary surveys and other investigations required under the applicable Work Order.

1.2.3 Obtain the necessary lands, easements and right-of-way for the construction of the work. All costs associated with securing the necessary land interests, including property acquisition and/or easement document preparation, surveys, appraisals, and abstract work, shall be borne by the Owner outside of this Agreement, except as otherwise described in the Services under Section 1.1.

1.2.4 Furnish Garver such plans and records of construction and operation of existing facilities, available aerial photography, reports, surveys, or copies of the same, related to or bearing on the proposed work as may be in the possession of Owner. Such documents or data will be returned upon completion of the Services or at the request of Owner.

1.2.5 Furnish Garver a current boundary survey with easements of record plotted for the project property.

1.2.6 Pay all plan review and advertising costs in connection with the project.

1.2.7 Provide legal, accounting, and insurance counseling services necessary for the project and such auditing services as Owner may require.

1.2.8 Furnish permits, permit fees, and approvals from all governmental authorities having jurisdiction over the project and others as may be necessary for completion of the project.



SECTION 2 – PAYMENT

For the Services set forth above, Owner will pay Garver on a lump sum or cost-plus fixed fee basis as shown in the following table. The Owner represents that funding sources are in place with the available funds necessary to pay Garver.

The table below presents a summary of the fee amounts and fee types for this Work Order.

WORK DESCRIPTION	FEE AMOUNT	FEE TYPE
Construction Administration Services	\$50,900.00	LUMP SUM
On-Site Resident Project Representative Services	\$90,600.00	COST+FF
Materials Testing Services	\$22,500.00	COST+FF
Project Closeout Services	\$7,400.00	LUMP SUM
TOTAL FEE	\$171,400.00	

The lump sum amount to be paid under this Work Order is **\$58,300.00**. For informational purposes, a breakdown of Garver's estimated costs is included herein with approximate current hourly rates for each employee classification.

For cost plus fixed fee services, the Owner will pay Garver at the unburdened hourly payroll rate of each of Garver's personnel during the performance of these Services, plus payroll and general overhead costs of 191.01% of the unburdened hourly rate, plus direct reimbursable expenses normal and necessary for the completion of the Services, plus a fixed fee. Estimated cost of these Services, including the fixed fee is **\$113,100.00**. The actual total fee may not exceed this estimate without prior written approval from the Owner. For informational purposes, a breakdown of Garver's estimated costs is included herein with approximate current hourly rates for each employee classification. Notwithstanding the foregoing, Garver shall be entitled, in its sole discretion, to substitute a more qualified person (e.g., C-4) with a less qualified person (e.g., C-1); provided however, in such event Garver shall only be entitled to payment at the lesser rate.

Expenses other than salary costs that are directly attributable to performance of our Services will be billed as follows:

1. Direct cost for travel, long distance and wireless communications, outside reproduction and presentation material preparation, and mail/courier expenses.
2. Charges similar to commercial rates for reports, plan sheets, presentation materials, etc.
3. The amount allowed by the federal government for mileage with an additional \$0.05 for survey trucks/vans.

Additional Services (Extra Work). For services not described or included in Section 1, but requested by the Owner in writing, the Owner will pay Garver as expressly set forth in the applicable Amendment.



SECTION 3 – EXHIBITS

3.1 The following Exhibits are attached to and made a part of this Work Order:

3.1.1 Exhibit A-05 – Scope of Services

3.1.2 Exhibit B-05 – Manhour Tables

3.1.1 Exhibit C-05 – Project Exhibit

This Work Order may be executed in two (2) or more counterparts each of which shall be deemed an original, but all of which together shall constitute one and the same instrument.

Approval and acceptance of this Work Order, including attachments listed in SECTION 3 – Exhibits, shall incorporate this document as part of the Agreement. Garver is authorized to begin performance upon receipt of a copy of this Work Order signed by the Owner. The effective date of this Work Order shall be the last date written below.

CITY OF BENTONVILLE

GARVER

By: _____
Signature

By: _____
Signature

Name: _____
Printed Name

Name: Blake Roberson, P.E.
Printed Name

Title: _____

Title: Vice President

Date: _____

Attest: _____

Attest: _____



EXHIBIT A-05 (SCOPE OF SERVICES)

Generally, the Scope of Services includes the following professional services for improvements to the East Taxiway (Taxiway B) at Bentonville Municipal Airport. Improvements will consist primarily of approximately 600 linear feet of new parallel taxiway to the Runway 36 end, including signage, on the east side of the airfield as shown in Exhibit C-05. More specifically, this Scope of Services includes the following professional engineering services:

- Construction Administration Services
- On-Site Resident Project Representative Services
- Materials Testing Services
- Project Closeout Services

1. CONSTRUCTION ADMINISTRATION SERVICES

1.1. During the construction phase of work, Garver will accomplish the tasks below.

1.2. Issued for Construction (IFC) Documents

1.2.1. Garver will compile bid addendums and any other necessary plan changes due to post-bid project updates and/or funding changes into a final Issued for Construction (IFC) set of plans and specifications.

1.3. Construction Management Plan

1.3.1. Garver will prepare a "Construction Management Plan" to be submitted to the Federal Aviation Administration (FAA) for approval. At a minimum, the plan shall list key construction personnel, qualifications of construction management personnel, and materials quality assurance information. The plan will be reviewed by the FAA project manager and must be approved along with the final plans and specifications for construction.

1.4. Submittals

1.4.1. Garver will evaluate and respond to construction material submittals and shop drawings. Corrections or comments made by Garver on the shop drawings during this review will not relieve Contractor from compliance with requirements of the drawings and specifications. The check will be for review of general conformance with the design concept of the project and general compliance with the information given in the contract documents. The Contractor will be responsible for confirming and correlating all quantities and dimensions, selecting fabrication processes and techniques of construction, coordinating his work with that of all other trades, and performing his work in a safe and satisfactory manner. Garver's review shall not constitute approval of safety precautions or constitute approval of construction means, methods, techniques, sequences, procedures, or assembly of various components. When certification of performance characteristics of materials, systems or equipment is required by the Contract Documents, either directly or implied for a complete and workable system, Garver shall be entitled to rely upon such submittal or implied certification to establish that the materials, systems or equipment will meet the performance criteria required by the Contract Documents.



1.5. Notice to Proceed & Preconstruction Meeting

- 1.5.1. Garver will issue a Notice to Proceed letter to the Contractor and attend preconstruction meeting. Garver will provide meeting minutes for submission to all parties at the conclusion of the meeting.

1.6. Progress Meetings

- 1.6.1. As a minimum, Garver's Project Manager, Project Engineer, and Resident Project Representative (RPR) will attend weekly progress meetings with the Owner and Contractor. It is expected that 13 meetings will be held on-site. To the extent possible, progress meetings and visits to the site of the work should be scheduled to coincide with each new phase of construction, scheduled FAA inspections, and other times when Garver's presence is desirable. Garver's project engineer or his qualified representative will be available at all times work is in progress for telephone contact by the RPR. Garver's project engineer shall direct, supervise, advise, and counsel the Resident Project Representative and construction observation personnel in the accomplishment of Garver's duties. Garver will prepare for and attend any utility pre-construction meetings as required.

1.7. Owner Coordination

- 1.7.1. Garver will consult with and advise the Owner during the construction period. Garver will submit, when requested by the Owner, written reports to the Owner on the progress of the construction including any problem areas that have developed or are anticipated to develop. In addition, Garver shall supply to Owner such periodic reports and information as may be required by the FAA, including FAA Form 5370-1, Construction Progress and Inspection Report, or equivalent form to the Owner on a weekly basis.

1.8. RFIs

- 1.8.1. Garver will issue instructions to the Contractor on behalf of the Owner and issue necessary clarifications (respond to RFIs) regarding the construction contract documents.

1.9. Progress Payments

- 1.9.1. Garver will prepare Contractor's progress payment requests based on the actual quantities of contract items completed and accepted and will make a recommendation to the Owner regarding payment. Garver's recommendation for payment shall not be a representation that Garver has made exhaustive or continuous inspections to (1) check the quality or exact quantities of the Work; (2) to review billings from Subcontractors and material suppliers to substantiate the Contractor's right to payment; or (3) to ascertain how the Contractor has used money previously paid to the Contractor.

1.10. Payroll Reviews

- 1.10.1. Garver will assist the Owner in the observation of the Contractor's operations for proper classification of workers, review of the Contractor's payroll as necessary to determine compliance with Davis Bacon requirements, and conduct contractor employee interviews to determine compliance with Davis Bacon requirements. Garver will keep the Contractor's payroll records on file demonstrating compliance with the Davis Bacon requirements. In addition, Garver will monitor the contractor's posting of the required EEO



notice and provide general oversight of any obvious instance of a segregated workplace. Garver will submit Contractor's certified payroll records to Owner at the completion of the project.

1.11. DBE Compliance

1.11.1. Garver will assist the Owner in the review of the Contractor's compliance with the DBE goals established during bidding including preparing the monthly DBE payment log.

1.12. Record Drawings

1.12.1. Garver will maintain a set of working drawings and provide information for preparation of record drawings of the completed project. This information will be incorporated into final record drawings completed as part of Project Closeout Services and final record drawings will be provided to the Owner after project completion.

1.13. Change Orders

1.13.1. When authorized by the Owner, Garver will prepare change orders or supplemental agreements for changes in the work from that originally provided for in the construction contract documents. If redesign or substantial engineering or surveying is required in the preparation of these change order documents, the Owner will pay Garver an additional fee to be agreed upon by the Owner and Garver.

1.14. Final Inspection

1.14.1. Garver will participate in a pre-final walkthrough with the Owner. Garver will also participate in a final project inspection with the Owner and Contractor, prepare a punch list, review final project closeout documents, and submit the final pay request.

2. ON-SITE RESIDENT PROJECT REPRESENTATIVE SERVICES

2.1. Garver will provide full-time Resident Project Representative (RPR) services for the 90-calendar-day construction contract performance time. The proposed fee is based on approximately 40 hours per week during the construction contract performance time for the RPR, plus an additional one (1) weeks for weather and other delays beyond the Contractor's control. If the construction time extends beyond the time established in this agreement or if the Owner wishes to increase the time or frequency of the observation, the Owner will pay Garver an additional fee agreed to by the Owner and Garver. All RPR personnel shall have the appropriate experience and qualifications. Garver will provide additional observation services for post-construction City inspections and punch list reviews (approximately 20 hours).

2.2. During the construction period, Garver's RPR will provide or accomplish the following:

- Consult with and advise the Owner during the construction period. Garver will submit, when requested by the Owner, written reports to the Owner on the progress of the construction including any problem areas that have developed or are anticipated to develop. In addition, Garver shall supply to the Owner such periodic reports and information as may be required by the FAA
- As necessary, conduct safety meetings with the Contractor.
- Coordinate with the firm providing construction materials quality assurance testing. Coordinate with this firm to ensure that all material tests required for construction are



scheduled and accomplished in a manner that will not delay the Contractor unnecessarily and will meet specification requirements as to location and frequency.

- Perform intermediate inspections in advance of the final inspection.
- Maintain a file of quantities incorporated into the work, test reports, certifications, shop drawings and submittals, and other appropriate information.
- In accordance with FAA AC 150/5370-12A, maintain a project diary which will contain information pertinent to each site visit.
- Administer the "Construction Management Plan" prepared by Garver.
- Monitor the contractor's conformance to the approved construction safety and phasing plan.
- Prepare a Construction Materials Quality Control Summary. At a minimum, the summary shall include a list of all tests performed showing the date, location, pass or fail, results of retests, and whether the test is eligible or ineligible under the A.I.P. program. The Summary will include a certification that all testing was completed in accordance with the "Construction Management Plan."
- Provide up to 12 hours of survey crew time for field checking quantities, contractor's layout, etc.

2.3. In performing construction observation services, Garver will endeavor to protect the Owner against defects and deficiencies in the work of the Contractor(s); but Garver does not guarantee the performance of the Contractor(s), nor is Garver responsible for the actual supervision of construction operations. Garver does not guarantee the performance of the contracts by the Contractors nor assume any duty to supervise safety procedures followed by any Contractor or subcontractor or their respective employees or by any other person at the job site. However, if at any time during construction Garver observes that the Contractor's work does not comply with the construction contract documents, Garver will notify the Contractor of such non-compliance and instruct him to correct the deficiency and/or stop work, as appropriate for the situation. Garver will also record the observance, the discussion, and the actions taken. If the Contractor continues without satisfactory corrective action, Garver will notify the Owner immediately, so that appropriate action under the Owner's contract with the Contractor can be taken.

3. MATERIALS TESTING SERVICES

3.1. Through a Subconsultant, Garver shall provide the quality assurance testing for the project as required by the Plans and Specifications in accordance with FAA and the Owner's requirements.

4. PROJECT CLOSEOUT SERVICES

4.1. At the conclusion of construction, Garver will assist the Owner with project closeout by providing a final project report which will include all necessary documents required for FAA grant closeout. Closeout documentation will be provided within 90 days of the final payment to the Contractor. Garver will also update the airport's ALD to show the completed project as "existing" and coordinate the submission of the updated ALD through OE/AAA.

5. PROJECT DELIVERABLES

5.1. The following deliverables will be submitted to the parties identified below. Unless otherwise noted below, all deliverables shall be electronic.

- Issued for Construction Plans and Specifications to the Owner, Contractor, and FAA.



- Three hard copies to the Contractor
 - One copy to the FAA
- Construction Management Plan to the Owner and FAA
- Reviewed submittals to the Contractor.
- Record Plans and Specifications to the Owner and FAA.
 - One hard copy to the Owner.
- Other electronic files as requested.

6. ADDITIONAL SERVICES

6.1. The following items are not included under this agreement but will be considered as additional services to be added under Amendment if requested by the Owner.

- Redesign for the Owner's convenience or due to changed conditions after previous alternate direction and/or approval.
- Deliverables beyond those listed herein.
- Design of any utility relocation.
- Engineering, architectural, or other professional services beyond those listed herein.
- Retaining walls or other significant structural design.
- Environmental Handling and Documentation, including wetlands identification or mitigation plans or other work related to environmentally or historically (culturally) significant items.
- Coordination with FEMA and preparation/submittal of a CLOMR and/or LOMR.
- Services after construction, such as warranty follow-up, operations support, and Part 139 inspection support.

7. SCHEDULE

7.1. Garver shall begin work under this Agreement upon execution of this Agreement and shall complete the work within a mutually agreeable schedule with the Owner.

Exhibit B-05**City of Bentonville
East Taxiway Extension (Phase 2) CPS****Construction Administration**

WORK TASK DESCRIPTION	E-4	E-3	E-2	E-1	T-1	C-1	2-Man Crew (Survey)
	hr	hr	hr	hr	hr	hr	hr
1. Civil Engineering							
Prepare IFC Plans and Specs and submit to Contractor, Owner, and FAA		1		2	4		
Prepare and Distribute Notice To Proceed		1		2			
Prepare for Preconstruction Meeting		1		4			
Develop Construction Management Plan		2		2	8		
Attend Preconstruction Meeting (2 people, on-site)		2		2			
Prepare and Distribute Preconstruction meeting minutes				2			
Prepare Contractor Pay Application (4 applications)		4		12			
Coordination with Inspector (4 hr/Week)		10		42			
Develop Submittal Log		1		2	4		
Prepare Change Orders		2		4			
Response to Contractor and RPR Inquiries		4		12			
Certified Payroll Reviews				2	8		
DBE Compliance		1		2	4		
Prepare for and Attend (On-Site) Progress Meetings (2 people, 13 meetings)		26		13			
Site Visits (2 people, 4 trips)				8			
Shop Drawings/Submittal Review & Responses		2		4	16		
Final Inspection and Punchlist		2		2	4		
Punchlist Coordination		1		4			
Final Walkthrough		2		2	4		
Develop and Distribute Record Documents		2		2	4		
Subtotal - Civil Engineering	0	64	0	125	56	0	0

Exhibit B-05**City of Bentonville
East Taxiway Extension (Phase 2) CPS****Construction Administration**

WORK TASK DESCRIPTION	E-4	E-3	E-2	E-1	T-1	C-1	2-Man Crew (Survey)
	hr	hr	hr	hr	hr	hr	hr
2. Electrical Engineering							
Prepare IFC Plans and Specs and submit to Contractor, Owner, and FAA			2	2			
Construction Management Plan			1				
Attend Preconstruction Meeting (1 person, on-site)			2				
Submittal Log			1	2			
Change Orders			2				
Response to Contractor and RPR Inquiries			2	4			
Site Visits (1 person, 2 trips)			4				
Shop Drawings/Submittal Review & Responses			2	4	6		
Final Inspection and Punchlist			2	2			
Punchlist Coordination			1	2			
Final Walkthrough			2	2			
Develop Record Documents			1	2	4		
Coordinate Spare Parts and O&M Manuals			1	2			
Subtotal - Electrical Engineering	0	0	23	22	10	0	0

Hours	0	64	23	147	66	0	0
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SUBTOTAL - SALARIES:	\$15,112.21
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LABOR AND GENERAL ADMINISTRATIVE OVERHEAD:	\$28,865.83
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DIRECT NON-LABOR EXPENSES

Document Printing/Reproduction/Assembly	\$75.25
Postage/Freight/Courier	\$50.00
Travel Costs (25 trips @ 12 miles/trip)	\$200.00

SUBTOTAL - DIRECT NON-LABOR EXPENSES:	\$325.25
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SUBTOTAL:	\$44,303.29
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SUBCONSULTANTS FEE:	\$0.00
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PROFESSIONAL FEE	\$6,596.71
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TOTAL FEE:	\$50,900.00
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Exhibit B-05

City of Bentonville
East Taxiway Extension (Phase 2) CPS

On-Site Resident Project Representative Services

WORK TASK DESCRIPTION	E-4	E-3	E-2	E-1	T-1	C-1	2-Man Crew (Survey)
	hr	hr	hr	hr	hr	hr	hr
1. Civil Engineering							
Review IFC Plans and Specifications						16	
Attend Preconstruction Meeting (1 person, on-site)						2	
Review Construction Management Plan						8	
Resident Project Representative Services (14 weeks @ 40 hr/Week)						560	
QA Construction Staking / Survey Verification							12
City Inspections and Punchlist Coordination						20	
Subtotal - Civil Engineering	0	0	0	0	0	606	12

Hours	0	0	0	0	0	606	12
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SUBTOTAL - SALARIES:	\$26,866.08
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LABOR AND GENERAL ADMINISTRATIVE OVERHEAD:	\$51,316.90
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<u>DIRECT NON-LABOR EXPENSES</u>	
Document Printing/Reproduction/Assembly	\$69.57
Postage/Freight/Courier	\$50.00
Travel Costs (72 trips @ 12 miles/trip)	\$570.00

SUBTOTAL - DIRECT NON-LABOR EXPENSES:	\$689.57
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SUBTOTAL:	\$78,872.55
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SUBCONSULTANTS FEE:	\$0.00
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PROFESSIONAL FEE	\$11,727.45
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TOTAL FEE:	\$90,600.00
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Exhibit B-05

City of Bentonville
East Taxiway Extension (Phase 2) CPS

Materials Testing Services

WORK TASK DESCRIPTION	E-4	E-3	E-2	E-1	T-1	C-1	2-Man Crew (Survey)
	hr	hr	hr	hr	hr	hr	hr
1. Civil Engineering							
Coordination with Materials testing Firm		4		8			
Review Test Results		4		8			
Subtotal - Civil Engineering	0	8	0	16	0	0	0

Hours	0	8	0	16	0	0	0
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SUBTOTAL - SALARIES:	\$1,317.84
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LABOR AND GENERAL ADMINISTRATIVE OVERHEAD:	\$2,517.21
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<u>DIRECT NON-LABOR EXPENSES</u>	
Document Printing/Reproduction/Assembly	\$39.70
Postage/Freight/Courier	\$50.00
Travel Costs	\$0.00

SUBTOTAL - DIRECT NON-LABOR EXPENSES:	\$89.70
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SUBTOTAL:	\$3,924.75
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SUBCONSULTANTS FEE (GHBW):	\$18,000.00
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PROFESSIONAL FEE	\$575.26
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TOTAL FEE:	\$22,500.00
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Exhibit B-05**City of Bentonville
East Taxiway Extension (Phase 2) CPS****Project Closeout Services**

WORK TASK DESCRIPTION	E-4	E-3	E-2	E-1	T-1	C-1	2-Man Crew (Survey)
	hr	hr	hr	hr	hr	hr	hr
1. Civil Engineering							
Review and Submit Final Construction Pay Application		1		2			
Prepare and Submit Final Reconciliation Change Order		1		2			
Assemble and Review Summary of Project Costs		1		2			
ALD Drafting		1		2	4		
ALD Upload to OEAAA				2			
Draft Final Construction Report and Submit to FAA, State, Owner		2		8			
FAA Closeout Documents		2		8			
Subtotal - Civil Engineering	0	8	0	26	4	0	0
2. Electrical Engineering							
Draft Final Construction Report and Submit to FAA, State, Owner		2		2			
Subtotal - Electrical Engineering	0	2	0	2	0	0	0

Hours	0	10	0	28	4	0	0
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SUBTOTAL - SALARIES:	\$2,186.46
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LABOR AND GENERAL ADMINISTRATIVE OVERHEAD:	\$4,176.36
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DIRECT NON-LABOR EXPENSES

Document Printing/Reproduction/Assembly	\$32.76
Postage/Freight/Courier	\$50.00
Office Supplies/Equipment	\$0.00
Travel Costs	\$0.00

SUBTOTAL - DIRECT NON-LABOR EXPENSES:	\$82.76
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SUBTOTAL:	\$6,445.58
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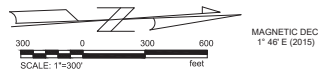
SUBCONSULTANTS FEE:	\$0.00
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PROFESSIONAL FEE	\$954.42
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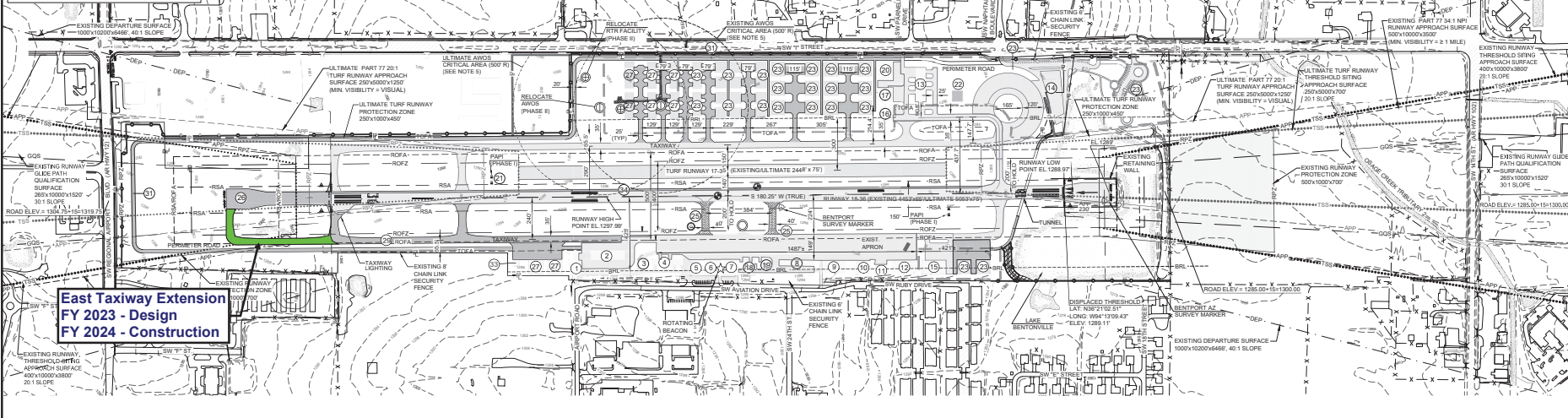
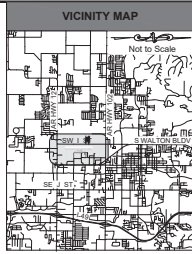
TOTAL FEE:	\$7,400.00
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LEGEND			
	EXISTING	ULTIMATE	
RUNWAY OBJECT FREE AREA	---	ROFA	ROFA
RUNWAY SAFETY AREA	---	RSA	RSA
RUNWAY OBSTACLE FREE ZONE	---	ROFZ	ROFZ
TAXIWAY OBJECT FREE AREA	---	TOFA	TOFA
APPROPRIATE BUILDING RESTRICTION LINE (BRL)	---	BRL	BRL
RUNWAY PROTECTION ZONE	---	RPZ	RPZ
TURF RUNWAY PROTECTION ZONE	---	N/A	RPZ
TURF 77 RUNWAY APPROACH SURFACE	---	APP	APP
TURF 77 TURF RUNWAY APPROACH SURFACE	---	N/A	APP
RWY GLEDE PATH QUALIFICATION SURFACE	---	QGS	QGS
RUNWAY THRESHOLD SITING SURFACE	-----	SS	SS
TURF RUNWAY THRESHOLD SITING SURFACE	-----	N/A	SS
RUNWAY DEPARTURE SURFACE	-----	DEP	DEP
TURF RUNWAY	---	N/A	---
PAVEMENTS (ON AIRPORT)	---	---	---
AIRPORT PROPERTY LINE	---	---	---
BUILDINGS (ON AIRPORT)	---	---	---
DEMOLITION	N/A	---	---
NON-AVIATION DEVELOPMENT AREA	N/A	---	---

	EXISTING	ULTIMATE
REPORT SURVEY MONUMENTS		
ROTATING BEACON		SAME
REPORT REFERENCE POINT		
WIND CONE		SAME
WIND TIE		SAME
AWOL (LIGHTED)		SAME
RTR FACILITY		SAME
PAPI	N/A	
REILS		
THRESHOLD LIGHTS		
TIE DOWN LOCATIONS		
AVIGATION EASEMENT		
TRAIL		SAME
EDGE OF WATER FEATURE / WETLAND		SAME
FENCE		
EXISTING PAVED ROADWAY		N/A
SURFACE COUNTRY		SAME
APPROXIMATE LIMITS OF DEVELOPMENT		SAME



SIGNATURES	
FEDERAL AVIATION ADMINISTRATION SOUTHWEST REGION	
APPROVED - SUBJECT TO CONDITIONS IN THE LETTER OF CONDITIONAL APPROVAL INCLUDED IN THIS ELECTRONIC ALP	
MANAGER, ARKANSAS / OKLAHOMA AIRPORTS DISTRICT OFFICE	
SPONSOR APPROVAL	
STEPHANIE ORMAN, MAYOR CITY OF BENTONVILLE, AR	



RUNWAY 18-36 (PAVED) DECLARED DISTANCES				BUILDING / FACILITIES INDEX TABLE				RUNWAY 18-36 (PAVED) DATA TABLE				RUNWAY 17-35 (TURF) DATA TABLE				MODIFICATIONS OF STANDARDS					
RUNWAY 18		RUNWAY 36		NO.	EXISTING	NO.	ULTIMATE	PHASE	DESCRIPTION	EXISTING		ULTIMATE		DESCRIPTION	ULTIMATE		NO.	STANDARD MODIFIED	PROPOSED ACTION	FAA CASE NO.	DATE APPROVED
EXISTING	ULTIMATE	EXISTING	ULTIMATE							RW 18	RW 36	RW 18	RW 36		RW 17	RW 35					
TAKEOFF RUN AVAILABLE (TORA)	4457	5AME	4457	4799	1	STORAGE HANGAR											1.	AC 1005/20-13A, FIGURE 23, TRANSVERSE GRADE LIMITATIONS FOR RUNWAYS/ RAS.	GRADE A NEW TURF RUNWAY AND RSA AT A CONTINUOUS TRANSVERSE CROSS SLOPE EQUAL TO 2% WITH NO CROWN.	---	6/25/15
TAKEOFF DISTANCE AVAILABLE (TODA)	4457	5AME	4457	4799	2	TANGAR	②	PAPIS	I	APPROACH VISIBILITY MINIMUMS	1 MILE	1 MILE	SAME	SAME	SAME	SAME	APPROACH VISIBILITY MINIMUMS	VISUAL	VISUAL		
ACCELERATION DISTANCE AVAILABLE (ASDA)	4457	5AME	4457	4799	3	FUEL FARM	③	MAINTENANCE/FUELING BLDG	I	FAR PART 77 APPROACH SLOPE	34.1	34.1	SAME	SAME	SAME	SAME	FAR PART 77 APPROACH SLOPE	20.1	20.1		
LANDING DISTANCE AVAILABLE (LDA)	4199	4799	4199	5AME	4	TANGAR	④	HANGAR APPROX 150'x200' (CORPORATE OR TANGAR)	II	VISUAL APPROACH AIDS	MILS/REILS	MILS/REILS	MILS/REILS	MILS/REILS	MILS/REILS	MILS/REILS	VISUAL APPROACH AIDS	N/A	N/A		
NOTES																					
1. FAA'S APPROVAL OF THIS AIRPORT AIRPORT PLAN (AP) REPRESENTS ACCEPTANCE OF THE GENERAL LOCATION OF THE STRUCTURES DEPICTED. DURING THE PRELIMINARY DESIGN PHASE, THE AIRPORT OWNER IS REQUIRED TO SUBMIT FOR APPROVAL THE FINAL LOCATIONS, HEIGHTS AND EXTERIOR FINISHES OF STRUCTURES. FAA'S CONSENTS ARE OBSTRUCTIONS, IMPACT ON ELECTRONIC AIDS AND ADVERSE EFFECT ON AIRCRAFT VIEW OF AIRCRAFT APPROACHES AND GROUND MOVEMENTS, WHICH COULD ADVERSELY AFFECT THE SAFETY, EFFICIENCY OR UTILITY OF THE AIRPORT.																					
2. ALL LATITUDE AND LONGITUDE COORDINATES ARE NORTH AMERICAN DATUM OF 1983 (NAD 83).																					
3. ALL ELEVATIONS ARE IN ACCORDANCE WITH NATIONAL MAP ACCURACY STANDARDS. GROUND SURVEYS ARE RECOMMENDED TO VERIFY ACCURACY. ALL ELEVATIONS ARE IN FEET ABOVE MEAN SEA LEVEL (NAVD 83). NO SURVEYS WERE OBTAINED FOR THIS UPDATE.																					
4. FOR CLARITY, THE RSA, RFA AND ROKA NOTED ON THE DRAWING FOR RUNWAY 18-36 (PAVED) ARE BASED ON EXISTING RUNWAY 18-36. THE ULTIMATE CENTERLINE SHIFTED 5 FEET WEST, THE FUTURE TURF RUNWAY, RSA, ROKFA AND ROKA NOTED ARE NOT SHOWN FOR CLARITY.																					
5. ADDITIONAL DEVIATION RESTRICTIONS APPLY WITHIN 500' OF THE AWOIS STRUCTURE TO PRESERVE THE PERFORMANCE OF THE VARIOUS WEATHER SENSORS. THESE RESTRICTIONS INCLUDE LIMITS OF STRUCTURE/BUILDING HEIGHTS RELATIVE TO THE ANEMOMETER HEIGHT AND VISIBILITY SENSOR. REFERS TO FAA ORDER 6960-28 STYING CRITERIA FOR AUTOMATED WEATHER OBSERVING SYSTEMS (AWOS) FOR SPECIFICS.																					
6. THE POSITION OF THE BRL IS APPROXIMATE ONLY AND BASED ON 25' BUILDING HEIGHT. ACTUAL BUILDING PLACEMENT AND HEIGHTS SHALL BE DICTATED BY PART 77 PENALTIES, TOWNS, AND NAVAID CRITICAL AREAS.																					
7. LAYOUT OF ULTIMATE HANGARS IS CONCEPTUAL AND MAY CHANGE PENDING TENANT NEEDS AND FINAL DESIGN.																					
8. TREE PENETRATIONS EXISTING IN THE EXIST. RUNWAY 18-36, SEE SHEET 5. POWER POLE PENETRATIONS EXIST IN THE ULTIMATE RUNWAY 36 TSS, SEE SHEET 7.																					
9. CITY OF BENTONVILLE ZONING ORDINANCES:																					
A. POLICY PF-39: THE CITY SHALL PROTECT THE FUNCTION OF THE MUNICIPAL AIRPORT BY LIMITING RESIDENTIAL DEVELOPMENT LOCATED INTO APPROACH ZONES.																					
B. POLICY PF-40: THE CITY SHALL REGULATE LAND USES, INTENSITIES, AND STRUCTURAL HEIGHTS TO PROTECT THE FUNCTIONALITY AND SAFETY OF LONG-TERM AIRPORT OPERATIONS.																					
PHASING PROGRAM																					
I	0-5 YEARS									CRITICAL AIRCRAFT	CRITICAL AIRCRAFT	CRITICAL AIRCRAFT	CRITICAL AIRCRAFT	CRITICAL AIRCRAFT	CRITICAL AIRCRAFT	CRITICAL AIRCRAFT	CRITICAL AIRCRAFT	CRITICAL AIRCRAFT	CRITICAL AIRCRAFT	CRITICAL AIRCRAFT	CRITICAL AIRCRAFT
WIND COVERAGE (ALL WEATHER)																					
CROSSWIND COMPONENT																					
USABLE RUNWAY LENGTH																					
DISPLACED THRESHOLD																					
AERONAUTICAL SURVEY REQUIRED																					
WIND COVERAGE (ALL WEATHER)																					
CROSSWIND COMPONENT																					
USABLE RUNWAY LENGTH																					
DISPLACED THRESHOLD																					
AERONAUTICAL SURVEY REQUIRED																					

BENTONVILLE MUNICIPAL AIRPORT		REV.	DATE	DESCRIPTION	BY

BENTONVILLE, ARKANSAS

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AIRPORT PROPERTY									CITY TRACT			FACILITIES INDEX TABLE						LEGEND				
TRACT NO.	TOTAL ACREAGE	AIRPORT OWNED ACREAGE	EASEMENT ACROSS	DOCUMENT ID NUMBER	OWNER	DATE ACQUIRED	METHOD ACQUIRED	FEDERAL FUNDS?	TRACT NO.	TOTAL ACREAGE	OWNER	TRACT NO.	PARCEL NUMBER	OWNER	TRACT NO.	PARCEL NUMBER	OWNER	EXISTING AIRPORT PROPERTY LINE		EXISTING BUILDINGS (ON AIRPORT)		
	8.75	8.75	N/A	BK 96 PG 76875	CITY OF BENTONVILLE	09/18/96	FEE	NO		3.21	CITY OF BENTONVILLE		01-06667-000	PRINACLE HIGHWAY 102 LLC		01-05275-000	THE SALVATION ARMY	ULTIMATE AIRPORT PROPERTY LINE		ULTIMATE BUILDINGS (ON AIRPORT)		
	14.61	14.61	N/A	BK 91 PG 28120	CITY OF BENTONVILLE	07/02/91	FEE	NO		0.27	CITY OF BENTONVILLE		01-03325-000	RONE FAMILY TRUST, RONE, DONALD A & MONICA L		01-05275-003	CATE PROPERTIES LLC	ULTIMATE AIRPORT PROPERTY LINE				
	43.19	43.19	N/A	BK 257 PG 116	CITY OF BENTONVILLE	02/20/45	FEE	NO		8.56	ARKANSAS STATE HIGHWAY COMMISSION		01-03326-000	MILES, DONOVAN JR & CATHY		01-05275-001	CEI ENGINEERING ASSOCIATES INC	ULTIMATE AIRPORT ACQUISITION TRACT		EXISTING AIRPORT SURVEY MONUMENTS		
	13.03	13.03	N/A	BK 257 PG 116	CITY OF BENTONVILLE	02/20/45	FEE	NO		0.27	CITY OF BENTONVILLE		01-04105-000	MILES, DONOVAN JR & CATHY		01-05275-002	CORNERSTONE BAPTIST CHURCH#MMA					
	20.79	20.79	N/A	BK 255 PG 618	CITY OF BENTONVILLE	02/20/45	FEE	NO		0.24	CITY OF BENTONVILLE		01-04105-000	MILES, DONOVAN JR & CATHY		01-18607-000	MCDONALDS REAL ESTATE	AIRPORT TRACT		ULTIMATE AIRPORT SURVEY MONUMENTS		
	19.16	19.16	N/A	BK 2009 PG 59843	CITY OF BENTONVILLE	02/20/45	FEE	NO		4.00	CITY OF BENTONVILLE		01-07433-000	BOYS & GIRLS CLUB OF BENTON COUNTY		01-18608-000	FAIRM TEETH LLC					
	11.71	11.71	N/A	BK 257 PG 116	CITY OF BENTONVILLE	02/20/45	FEE	NO		1.49	CITY OF BENTONVILLE		01-07432-000	BOYS & GIRLS CLUB OF BENTON COUNTY		01-14937-005	PETROMARK INC.	ENCUMBRANCES		EXISTING RUNWAY PROTECTION ZONE		
	8.60	8.60	N/A	BK 2009 PG 59864	CITY OF BENTONVILLE	05/07/10	FEE	NO		4.86	CITY OF BENTONVILLE		01-07432-001	17101 STREET LLC		01-14937-006	STEARMAN REVOCABLE TRUST, GARY E					
	1.73	1.73	N/A	BK 2005 PG 33872	CITY OF BENTONVILLE	05/07/10	FEE	NO		0.23	CITY OF BENTONVILLE		01-08116-009	WILSON REVOCABLE TRUST ET AL-JARRY A & SANDRA K		01-14932-000	TOLLETT WOOD LLC	CITY TRACT		ULTIMATE RUNWAY PROTECTION ZONE		
	5.15	5.15	N/A	BK 2014 PG 78464	CITY OF BENTONVILLE	12/29/16	FEE	NO		1.96	CITY OF BENTONVILLE		01-08911-008	MORRELL, CLYDE DANISE		01-05077-000	WORD OF LIFE FELLOWSHIP					
	3.22	3.22	N/A	BK 2016 PG 74084	CITY OF BENTONVILLE	12/29/16	FEE	NO		1.33	ARKANSAS STATE HIGHWAY COMMISSION		01-08933-000	AYRES, DALE & DANISE		01-05277-004	JB STORAGE LLC	OTHER ADJACENT TRACT		ULTIMATE TURF RUNWAY PROTECTION ZONE		
	0.24	0.24	N/A	FAA 103 LETTER	CITY OF BENTONVILLE	05/21/2021	N/A			0.17	CITY OF BENTONVILLE		01-14553-003	PRINACLE BANK								
	0.04	0.04	N/A	01-09738-000	CITY OF BENTONVILLE	09/23/2020	FEE	NO		0.03	ARKANSAS STATE HIGHWAY COMMISSION		01-14564-007	CASEY, JOLEY & PARNELL, LINDA		01-07599-003	CONAN PROPERTIES LLC	EDGE OF WATER FEATURING / WETLAND		EXISTING PART 77 RUNWAY APPROACH SURFACE		
	1.04	1.04	N/A	01-09738-000	CITY OF BENTONVILLE	09/23/2020	FEE	NO		0.03	ARKANSAS STATE HIGHWAY COMMISSION		01-14564-007	CASEY, JOLEY & PARNELL, LINDA		01-06098-004	HELPING HANDS, INC.	EXISTING PAVEMENT (ON AIRPORT)		ULTIMATE PART 77 RUNWAY APPROACH SURFACE		
TOTAL: 149.22 (R)									4.57	CITY OF BENTONVILLE (AIRPORT ROAD)		01-07850-000	SCOTT, DOUGLAS C JR & KIMBERLY K		01-09420-001	INVESTMENTS						
ENCUMBRANCES									18.06	CITY OF BENTONVILLE		01-07850-000	PITTMAN, JOHN STEPHEN & HELEN A		01-09421-001	BULZE REVOCABLE TRUST, YEFIM ET AL	ULTIMATE PAVEMENT		ULTIMATE PART 77 TURF RUNWAY APPROACH SURFACE			
	2.64	2.64	2.64	BK 2009 PG 59924	HANBELL WITH GRADING, UTILITY, AND DRAINAGE COMMISSION	11/05/90	EASEMENT	N/A		18.06	CITY OF BENTONVILLE		01-07850-000	PITTMAN, JOHN STEPHEN & HELEN A		01-09421-001	BULZE REVOCABLE TRUST, YEFIM ET AL	ULTIMATE PAVEMENT		ULTIMATE PART 77 TURF RUNWAY APPROACH SURFACE		
	0.13	0.13	0.13	BK 2009 PG 59945	20' GRADING, UTILITY, AND DRAINAGE EASEMENT	N/A	EASEMENT	N/A		18.06	CITY OF BENTONVILLE		01-09382-000	MCDOWELL, VAUGHAN D & JAMIE S		01-09128-000	TOUCHSTONE (LIMITED PARTNERSHIP) OF BENTONVILLE	ULTIMATE TURF RUNWAY		LAND HOOK		
	0.13	0.13	0.13	BK 2009 PG 59935	20' GRADING, UTILITY, AND DRAINAGE EASEMENT	N/A	EASEMENT	N/A		18.06	WARRILLE WOOD DEKATED 80' T STREET RIGHT-OF-WAY		01-09599-000	MCNELL, SARAH LEE		01-12034-000	DOE LLC					
	0.13	0.10	0.10	BK 2010 PG 44487	GRADING, UTILITY, AND DRAINAGE EASEMENT	N/A	EASEMENT	N/A		0.2x	WARRILLE WOOD DEKATED 80' T STREET RIGHT-OF-WAY		01-09599-001	REACH CHURCH INC		01-12026-000	BRACE BOOM LLC					
	0.25	0.25	0.25	BK 2010 PG 194	EASEMENT AND BUILDING SETBACK	05/07/10	PLAT	N/A		1.8x	WARRILLE WOOD DEKATED 80' T STREET RIGHT-OF-WAY		01-15868-000	UPTOWN VILLAGE LLC		01-12025-000	DOE LLC	NON-ADJACENT DEVELOPMENT AREA		EXISTING PAVEMENT (OFF AIRPORT)		
	1.03	1.03	1.03	BK 2010 PG 192	VARIABLE WIDTH WATER LINE EASEMENT	05/07/10	PLAT	N/A		1.8x	CITY OF BENTONVILLE		01-15865-000	UPTOWN VILLAGE LLC		01-12024-000	PATRICK, MELANIE					
	2.46	2.46	2.46	BK 2000 PG 50916	EASEMENT AND BUILDING SETBACK	05/07/10	PLAT	N/A		0.008-01	WAL-MART REAL ESTATE BUSINESS TRUST		01-15863-000	WAL-MART REAL ESTATE BUSINESS TRUST		01-00088-001	MICHAEL LIVING TRUST, IRENE I					
	0.20	0.19	0.19	BK 2010 PG 192	WETLAND AREA	05/07/10	PLAT	N/A		0.008-01	WAL-MART REAL ESTATE BUSINESS TRUST		01-15866-000	WAL-MART REAL ESTATE BUSINESS TRUST		01-05072-000	MICHAEL F&M/ LIMITED PARTNERSHIP/ DONALD ET AL					
	12.42	0.0	12.42	BK 2016 PG 79409	RPZ EASEMENT	12/29/16	EASEMENT	N/A		01-05274-000	AGRACEL, INC.		01-05274-000	AGRACEL, INC.		01-05278-000	WORD OF LIFE FELLOWSHIP					
	0.014	0.014	0.014	BK 2010 PG 194	12' X 12' MONUMENT EASEMENT	05/07/10	PLAT	N/A		01-05274-001	LONGESOME TREE PROPERTIES LLC		01-05274-001	LONGESOME TREE PROPERTIES LLC		01-05278-001	CASEYS MARKETING COMPANY					
TOTAL: 19.35									6.89	19.31	ENCUMBRANCES											
ULTIMATE AIRPORT ACQUISITION TRACT																						
	71.78	50.554	N/A	01-00088-000	BENTONVILLE PAR FUND LLC	N/A	N/A	N/A		01-00088-000	BENTONVILLE PAR FUND LLC		01-00088-000	BENTONVILLE PAR FUND LLC		01-00088-000	BENTONVILLE PAR FUND LLC					
	7.98	3.554	N/A	01-05274-000	AGRACEL, INC.	TBD	TBD	N/A		01-05274-000	AGRACEL, INC.		01-05274-000	AGRACEL, INC.		01-05274-000	AGRACEL, INC.					
	4.96	1.94	N/A	01-05275-000	THE SALVATION ARMY	TBD	TBD	N/A		01-05275-000	THE SALVATION ARMY		01-05275-000	THE SALVATION ARMY		01-05275-000	THE SALVATION ARMY					
	2.27	0.014	N/A	01-05275-003	CATE PROPERTIES LLC	TBD	TBD	N/A		01-05275-003	CATE PROPERTIES LLC		01-05275-003	CATE PROPERTIES LLC		01-05275-003	CATE PROPERTIES LLC					
	5.94	1.54	N/A	01-05275-001	CEI ENGINEERING ASSOCIATES INC	TBD	TBD	N/A		01-05275-001	CEI ENGINEERING ASSOCIATES INC		01-05275-001	CEI ENGINEERING ASSOCIATES INC		01-05275-001	CEI ENGINEERING ASSOCIATES INC					
	1.80	1.84	N/A	01-00088-001	MICHAEL LIVING TRUST, IRENE I	TBD	TBD	N/A		01-00088-001	MICHAEL LIVING TRUST, IRENE I		01-00088-001	MICHAEL LIVING TRUST, IRENE I		01-00088-001	MICHAEL LIVING TRUST, IRENE I					
TOTAL: 94.53x									59.31x	N/A	ULTIMATE AIRPORT ACQUISITION TRACT											

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BY	DESCRIPTION	DATE	REV.
BENTONVILLE MUNICIPAL AIRPORT	BENTONVILLE, ARKANSAS		
AIRPORT PROPERTY MAP			AIRPORT LAYOUT PLAN
JOB NO.: 16041191 DATE: MARCH 2017 DESIGNED BY: CMM DRAWN BY: CMM			
BAR IS ONE INCH ON ORIGINAL DRAWING IF NOT ONE INCH ON THIS SHEET, ADJUST ALL SCALES ACCORDINGLY			
DRAWING NUMBER			12
SHEET NUMBER			

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR, AND THE CITY COUNCIL TO ACCEPT, FEDERAL AVIATION ADMINISTRATION GRANT FUNDS, IN THE AMOUNT OF ONE MILLION TWO HUNDRED FIFTY-FIVE THOUSAND THREE HUNDRED FOURTEEN DOLLARS (\$1,255,314.00), FOR THE BENTONVILLE MUNICIPAL AIRPORT SOUTHEAST TAXIWAY B EXTENSION (PHASE 2); AND FOR OTHER PURPOSES.

WHEREAS, the Bentonville Municipal Airport requests the application and acceptance of a 90/10 grant in the amount of one million two hundred fifty-five thousand three hundred fourteen dollars (\$1,255,314.00) from the Federal Aviation Administration;

WHEREAS, if awarded, this grant would provide funding to construct the Southeast Taxiway B Extension (Phase 2) Project at the Bentonville Municipal Airport; and

WHEREAS, a future grant from the Arkansas Division of Aeronautics will be applied to the City's ten percent (10%) portion, in the amount of one hundred thirty-nine thousand four hundred eighty-one dollars (\$139,481.00).

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BENTONVILLE, ARKANSAS THAT:

Section 1: The Mayor is authorized to apply for, and accept funds from, a 90-10% grant from the Federal Aviation Administration to fund the Bentonville Municipal Airport Southeast Taxiway B Extension (Phase 2) Project, in the amount of one million two hundred fifty five thousand three hundred fourteen dollars (\$1,255,314.00);

Section 2 - Severability Provision: If any part of this Resolution is held invalid, the remainder of this Resolution shall continue in effect as if such invalid portion never existed; and

Section 3 - Repeal of Conflicting Provisions: All Ordinances, Resolutions, or Orders of the City Council or parts of resolutions or orders of the City Council that are in conflict with this Resolution are repealed to the extent of such conflict.

PASSED this _____ day of _____, 2024.

APPROVED:

Stephanie Orman, MAYOR

ATTEST:

Malorie Marrs, CITY CLERK



Consent Agenda Item [PLA24-0018](#)

For the Planning Commission meeting on September 10, 2024

Details

Lot Split: Lot Split of Lot 1 of Corley's Addition Creating New Lot 24 of Corley's Addition, Gatlin, Southwest F Street, DN-2 Downtown Medium Density Residential, *PLA24-0018*

A lot split of Lot 1 of Corley's Addition creating new Lot 24 of Corley's Addition. To meet the requirements of the current Master Street Plan, the plat is dedicating an additional 7.32 feet of right of way along Southwest F Street. the plat will also dedicate a 15 foot utility easement alongside southwest f street.

 **PENDING PC Items**

SW 2ND ST

SW F ST

*Corley's
Addition
Lot 1*



PLA24-0018
Corley's Addition Lot 1
Property Line Adjustment



LOT SPLIT OF PART OF EXISTING LOT 1, CREATING NEW LOT 24 OF CORLEY'S ADDITION

ADJACENT LAND OWNERS

- 1) ZELLNER, KARLA E
701 SW 2ND ST
BENTONVILLE, AR 72712
PARCEL #01-01863-000
PART OF LOT 1 CORLEY'S ADDITION
ZONED: R-1
- 2) 703 SW 2ND ST BENTONVILLE LLC
703 SW 2ND ST
BENTONVILLE, AR 72712
PARCEL #01-01865-000
PART OF LOT 1 CORLEY'S ADDITION
ZONED: R-1
- 3) DALLAIRE 2018 TRUST - SETH AND COURTNEY COLODNER
206 SW F ST
BENTONVILLE, AR 72712
PARCEL #01-01871-000
LOT 24 CORLEY'S ADDITION
ZONED: DN-2
- 4) MILLER, KELSEY D
205 SW F ST
BENTONVILLE, AR 72712
PARCEL #01-01669-000
PART OF LOTS 1, 2, 11, & 12 CLARK'S ADDITION
ZONED: R-1
- 5) OGLE, NICK TENNEY & CHANIKA ARLENE
201 SW F ST
BENTONVILLE, AR 72712
PARCEL #01-01668-000
LOT 1-A CLARK'S ADDITION
ZONED: DN-1

FIELD WORK:
MAY 16, 2024

BASIS OF BEARING:
GPS OBSERVATION - AR NORTH ZONE
NAD83(2011) HORIZONTAL DATUM

REFERENCE DOCUMENTS:

- 1) PLAT OF SURVEY FILED IN BOOK 33 AT PAGE 337
- 2) PLAT OF SURVEY FILED IN BOOK 07 AT PAGE 299
- 3) PLAT OF SURVEY FILED IN BOOK 28 AT PAGE 218
- 4) FINAL PLAT OF CORLEY'S SUBDIVISION FILED IN BOOK 10 AT PAGE 38
- 5) PLAT OF SURVEY FILED IN BOOK 29 AT PAGE 72
- 6) REPLAT OF SURVEY FILED IN BOOK L2024 AT PAGE 24167
- 7) ORDINANCE FILED IN BOOK 465 AT PAGE 332
- 8) WARRANTY DEED FILED IN BOOK L2019 AT PAGE 59053

PROPERTY ZONED:

DN-2 DOWNTOWN MEDIUM DENSITY RESIDENTIAL

BUILDING SETBACK NOTE:

SETBACKS SHALL BE PER THE CURRENT ZONING DISTRICT AS STATED IN THE MOST RECENT CITY OF BENTONVILLE ZONING CODE. FOR MORE INFO VISIT www.bentonvilleplanning.com OR CALL THE PLANNING DEPARTMENT @ 479-271-3122

BEUD NOTES:

1. OWNER TO CONTACT NEW SERVICE COORDINATOR (271-3139) TO DISCUSS ELECTRIC SERVICE PRIOR TO BEGINNING ANY CONSTRUCTION. FAILURE TO CONTACT BEUD PRIOR TO CONSTRUCTION WILL RESULT IN DELAYS TO GET ELECTRIC SERVICE.
2. BEUD'S STANDARD PRACTICE IS TO PLACE UNDERGROUND EQUIPMENT (TRANSFORMERS, SECONDARY PEDESTALS, JUNCTION BOXES, ETC) ON THE LOT LINE OF A DEVELOPMENT. ANY ADJUSTMENTS TO THE PROPERTY LINE THAT RESULT IN OUR EQUIPMENT NOT BEING ON THE LOT LINE WILL REQUIRE THE DEVELOPER TO PAY FOR THE COST OF BEUD TO RELOCATE THE EQUIPMENT TO THE LOT LINE.
3. ALL STRUCTURES MUST MAINTAIN MINIMUM OF 20' CLEARANCES FROM ALL ELECTRIC LINES.
4. IT IS THE RESPONSIBILITY OF THE DEVELOPER TO COORDINATE WITH THE NEW SERVICE COORDINATOR @ 479 271-3139 TO DETERMINE IF EQUIPMENT IS IN CONFLICT.
5. IT IS THE RESPONSIBILITY OF THE DEVELOPER TO PAY FOR ANY COSTS ASSOCIATED WITH MOVING OF EQUIPMENT. THIS INCLUDES BUT IS NOT LIMITED TO ANY COSTS ASSOCIATED WITH LOSS OF EQUIPMENT (WIRE AND ELBOWS) AND LABOR AND MATERIAL TO MOVE THE EQUIPMENT TO THE NEW LOT LINE

PLAT NOTES:

- 1) RECORD (R) BEARINGS AND DISTANCES ARE SHOWN PER WARRANTY DEED L2019-59053.
- 2) SOME FEATURES AND/OR SYMBOLS ON THIS PLAT MAY BE SHOWN OUT OF SCALE FOR VISUAL CLARITY.
- 3) BEFORE ANY WORK IN THE RIGHT-OF-WAY COMMENCES, THE CONTRACTOR AND OR OWNER IS TO OBTAIN A RIGHT-OF-WAY PERMIT FROM THE CITY OF BENTONVILLE TRANSPORTATION DEPARTMENT.
- 4) THE PROPERTY OWNER/DEVELOPER SHALL COORDINATE WITH ALL LOCAL UTILITIES TO ENSURE THAT EACH LOT HAS WATER, SEWER & ELECTRIC SERVICE.
- 5) THERE MAY NOT BE FENCES OR ANY OTHER STRUCTURES BUILT IN ANY DRAINAGE EASEMENTS.
- 6) NO RESIDENTIAL LOT SHALL BE PERMITTED DIRECT ACCESS TO A COLLECTOR OR ARTERIAL STREET. ALL RESIDENTIAL SUBDIVISION DEVELOPMENT CONTIGUOUS TO A COLLECTOR OR ARTERIAL STREET SHALL ORIENT FRONTAGE TO A LOCAL STREET, AND BACK OF THE PROJECT WITHOUT ACCESS TO THE SAID MAJOR STREETS.
- 7) THIS PROPERTY IS LOCATED IN THE CITY OF BENTONVILLE'S MUNICIPAL AIRPORT ZONE A(1) RUNWAY PROTECTION ZONE (RPZ)
- 8) THERE ARE NO WAIVERS, VARIANCES, AND/OR CONDITIONAL USES AT THE TIME OF PREPARING THIS PLAT OR PLAN.
- 9) WE HEREBY GRANT TO THE CITY OF BENTONVILLE A BLANKET AVIGATION EASEMENT OVER THE ENTIRETY OF THIS LOT SPLIT PURSUANT TO MUNICIPAL CODE SECTION 401.12.
- 10) SIDEWALKS SHALL BE THE RESPONSIBILITY OF THE BUILDER/OWNER AT THE THE TIME OF BUILDING PERMIT ISSUANCE.

SURVEY DESCRIPTIONS:

PARENT TRACT:

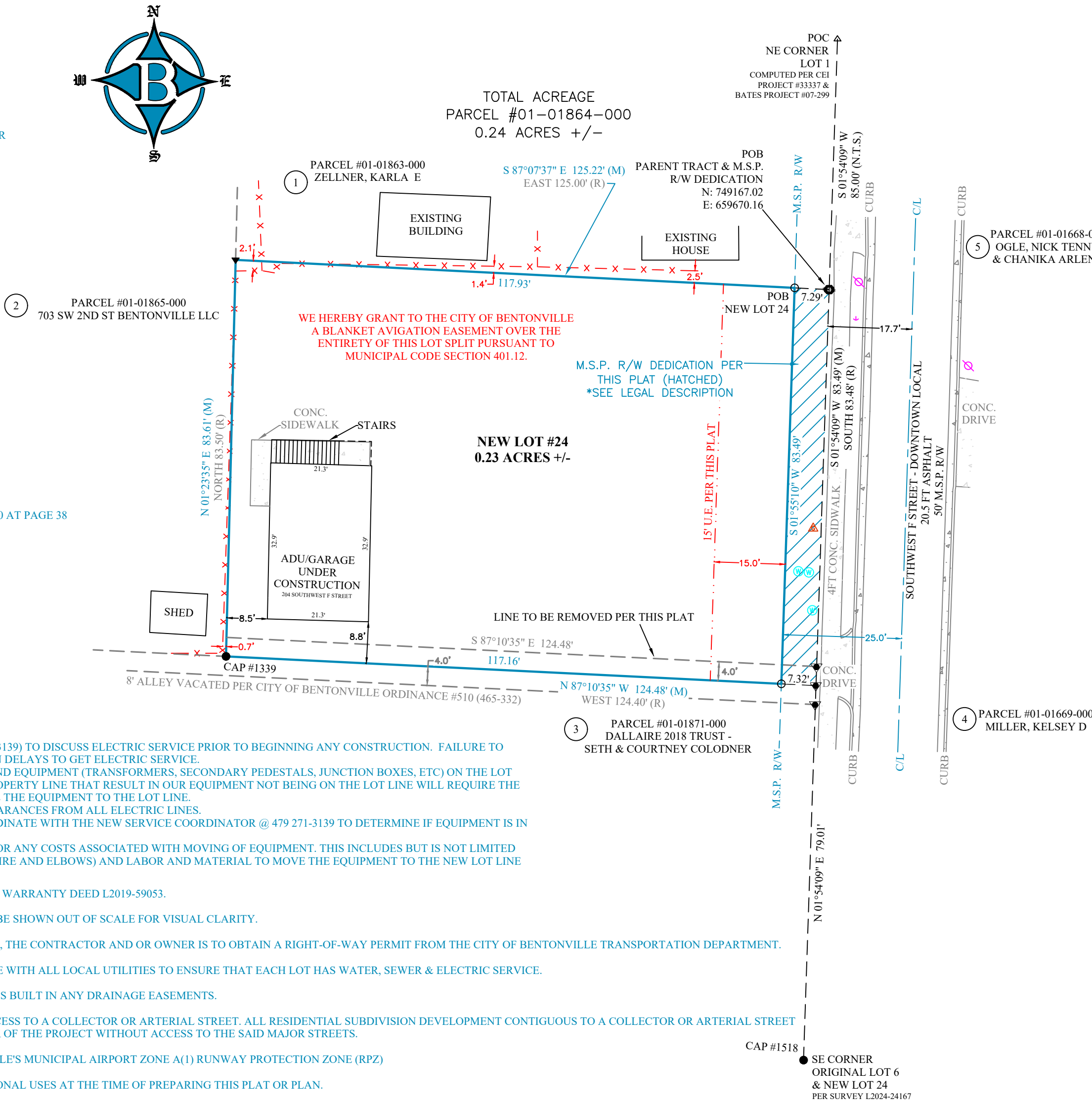
A PART OF LOT 1 AND ALSO A PART OF THE NORTH HALF OF A 8' VACATED ALLEY PER ORDINANCE #510 FILED IN BOOK 465 AT PAGE 332, BENTON COUNTY, ARKANSAS, IN OF CORLEY'S ADDITION TO THE CITY OF BENTONVILLE, BENTON COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO-WIT: BEGINNING AT A EXISTING BOLT ON THE WEST RIGHT OF WAY OF SOUTHWEST F STREET WHICH IS S01°54'09" W 85.00' FROM THE NORTHEAST CORNER OF SAID LOT 1 AND RUNNING THENCE S01°54'09" W 83.49' TO AN EXISTING REBAR, THENCE LEAVING SAID RIGHT OF WAY N87°10'35" W 124.48' TO AN EXISTING REBAR, THENCE N01°23'35" E 83.61' TO AN EXISTING REBAR, THENCE S87°07'37" E 125.22' TO THE POINT OF BEGINNING, CONTAINING 0.24 ACRES, MORE OR LESS. SUBJECT TO THAT PORTION IN SOUTHWEST F STREET MASTER STREET PLAN RIGHT OF WAY ON THE EAST SIDE OF HEREIN DESCRIBED TRACT AND SUBJECT TO ALL OTHER EASEMENTS AND RIGHTS-OF-WAY OF RECORD.

NEW LOT 24:

A PART OF LOT 1 AND ALSO A PART OF THE NORTH HALF OF AN 8' VACATED ALLEY PER ORDINANCE #510 FILED IN BOOK 465 AT PAGE 332, BENTON COUNTY, ARKANSAS, IN OF CORLEY'S ADDITION TO THE CITY OF BENTONVILLE, BENTON COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO-WIT: BEGINNING AT A POINT ON THE WEST RIGHT-OF-WAY OF SOUTHWEST F STREET WHICH IS S01°54'09" W 85.00', THENCE N 87°07'37" W 7.29' FROM THE NORTHEAST CORNER OF SAID LOT 1 AND RUNNING THENCE S01°55'10" W 83.49', THENCE N87°10'35" W 117.16' TO AN EXISTING REBAR, THENCE N01°23'35" E 83.61' TO AN EXISTING MAG NAIL, THENCE S87°07'37" E 117.93' TO THE POINT OF BEGINNING, CONTAINING 0.23 ACRES, MORE OR LESS. SUBJECT TO ALL EASEMENTS AND RIGHTS-OF-WAY OF RECORD.

MASTER STREET PLAN RIGHT-OF-WAY DEDICATION:

A PART OF LOT 1 AND ALSO A PART OF THE NORTH HALF OF AN 8' VACATED ALLEY PER ORDINANCE #510 FILED IN BOOK 465 AT PAGE 332, BENTON COUNTY, ARKANSAS, IN OF CORLEY'S ADDITION TO THE CITY OF BENTONVILLE, BENTON COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO-WIT: BEGINNING AT AN EXISTING BOLT WHICH IS S01°54'09" W 85.00' FROM THE NORTHEAST CORNER OF SAID LOT 1 AND RUNNING THENCE S01°54'09" W 83.49' TO AN EXISTING REBAR, THENCE N87°10'35" W 7.32', THENCE N01°55'10" E 83.49', THENCE S87°07'37" E 7.29' TO THE POINT OF BEGINNING, CONTAINING 609.90 SQUARE FEET, MORE OR LESS. SUBJECT TO ALL EASEMENTS AND RIGHTS-OF-WAY OF RECORD.



CERTIFICATE OF SURVEYING ACCURACY:

I DERRICK THOMAS, HEREBY CERTIFY THAT THIS PLAT CORRECTLY REPRESENTS A BOUNDARY SURVEY MADE BY ME AND BOUNDARY MARKERS AND LOT CORNERS SHOWN HEREON ACTUALLY EXIST AND THEIR LOCATION, TYPE AND MATERIAL ARE CORRECTLY SHOWN AND ALL MINIMUM REQUIREMENTS OF THE ARKANSAS MINIMUM STANDARDS FOR LAND SURVEYORS HAVE BEEN MET.

DATE OF EXECUTION: _____

SIGNED: _____

REGISTERED LAND SURVEYOR NO. 1642 -
STATE OF ARKANSAS

CERTIFICATE OF APPROVAL:

PURSUANT TO THE BENTONVILLE LAND DEVELOPMENT CODE AND ALL OTHER CONDITIONS AND APPROVAL HAVING BEEN COMPLETED, THIS DOCUMENT IS HEREBY ACCEPTED. THIS CERTIFICATE IS HEREBY EXECUTED UNDER THE AUTHORITY OF THE SAID RULES AND REGULATIONS.

DATE OF EXECUTION: _____

SIGNED: _____

BENTONVILLE PLANNING
COMMISSION CHAIRMAN

SIGNED: _____

MAYOR, CITY OF BENTONVILLE

SIGNED: _____

CITY CLERK, CITY OF BENTONVILLE

OWNER'S CERTIFICATION:

WE THE UNDERSIGNED, OWNERS OF THE REAL ESTATE SHOWN AND DESCRIBED HEREIN, DO HEREBY CERTIFY THAT WE HAVE LAID OFF, PLATTED, AND SUBDIVIDED AND DO HEREBY LAY OFF, PLAT, SUBDIVIDE SAID REAL ESTATE IN ACCORDANCE WITH THIS PLAT AND DO HEREBY DEDICATE TO THE USE OF THE PUBLIC THE STREETS, ALLEYS, DRIVES, EASEMENTS, ETC. AS SHOWN ON SAID PLAT.

GATLIN, NICHOLAS E & DANIELLE B
204 SW F ST
BENTONVILLE, AR 72712

SOURCE OF TITLE: W.D. DEED L2019-59053

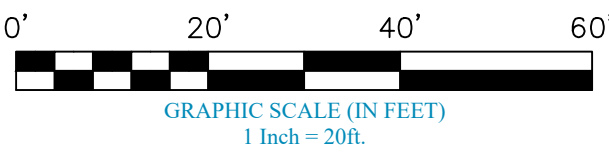
DATE OF EXECUTION: _____

PRINTED: _____

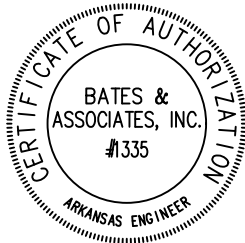
SIGNED: _____

SUBSCRIBED AND SWORN BEFORE ME, THIS ____ DAY OF
_____, 2024.

NOTARY PUBLIC

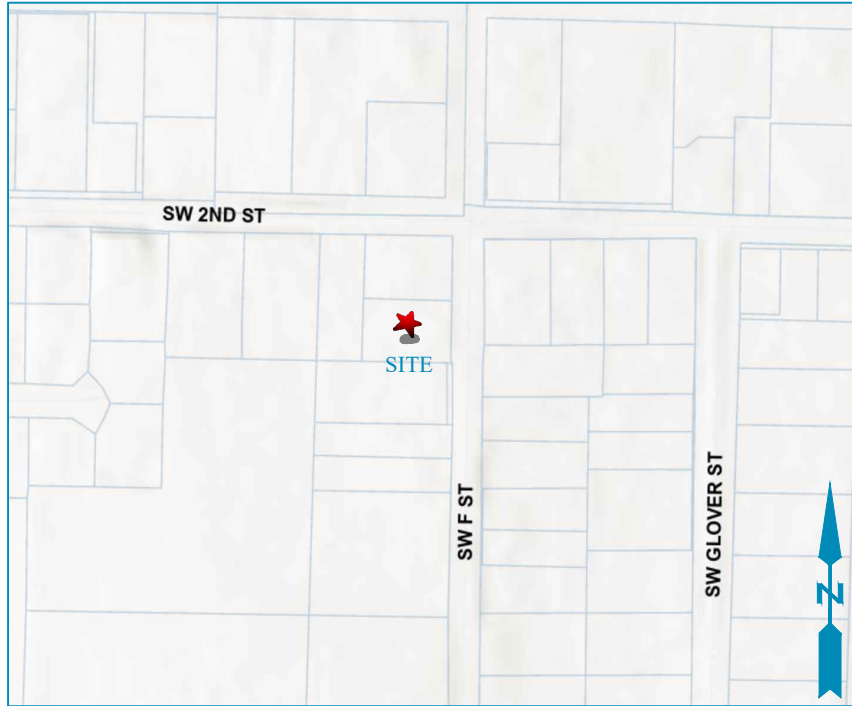


I HEREBY CERTIFY THIS TO BE TRUE AND CORRECT
TO THE BEST OF MY KNOWLEDGE AND BELIEF
ON THIS THE 16TH DAY OF MAY, 2024.



DATE: _____
IF THE SIGNATURE ON THIS SEAL IS NOT AN ORIGINAL AND NOT BLUE IN COLOR THEN IT SHOULD BE ASSUMED THAT THIS PLAT MAY HAVE BEEN ALTERED. THE ABOVE CERTIFICATION SHALL NOT APPLY TO ANY COPY THAT DOES NOT BEAR AN ORIGINAL SEAL AND SIGNATURE.

VICINITY MAP



VICINITY MAP NOT TO SCALE

BENTONVILLE PROJECT NUMBER PLA24-0018

RECORDING NUMBER/DATE				
DATE	REVISION #			

BOUNDARY LINE (MEASURED)	BOUNDARY LINE (EXISTING)
FOURTY LINE/ TIE LINE	CENTERLINE OF ROAD
RIGHT-OF-WAY	GAS METER
FENCE	WATER METER

ADD. LAND OWNER	POWER POLE	GUY ANCHOR	GAS METER	WATER METER
FOUND 5" REBAR	FOUND BOLT	FOUND 3/4" REBAR	COMPUTED POINT	SET 5" REBAR CAP
FOUND 5" REBAR	FOUND BOLT	FOUND 3/4" REBAR	COMPUTED POINT	SET 5" REBAR CAP
FOUND 5" REBAR	FOUND BOLT	FOUND 3/4" REBAR	COMPUTED POINT	SET 5" REBAR CAP

FOR USE AND BENEFIT OF: WILDER CONSTRUCTION				
ADDRESS: 204 SOUTHWEST F STREET BENTONVILLE, ARKANSAS				
DATE: 08/20/24	SCALE: 1"=20'	SURVEYED: 08/20/24	DRAFTED: 08/20/24	DATE: 08/20/24
LOCATION: LOT 1	SW	SW	SW	SW
CORLEY'S SUBDIVISION				
DRAFT DATE: 08/20/24	REVIEWED: DT	COA: #1335		
DRAWING #23-141				

ORDINANCE NO. _____

**AN ORDINANCE ACCEPTING A PROPERTY LINE ADJUSTMENT OF LOT 1 OF
CORLEY'S ADDITION CREATING NEW LOT 24 OF CORLEY'S ADDITION TO
THE CITY OF BENTONVILLE, ARKANSAS; AND FOR OTHER PURPOSES.
(PROJECT NUMBER: PLA24-0018)**

WHEREAS, pursuant to the provisions of the Land Development Code of the Bentonville Municipal Code, the property line adjustment of LOT 1 OF CORLEY'S ADDITION creating new LOT 24 OF CORLEY'S ADDITION the City of Bentonville, Benton County, Arkansas was submitted to the Bentonville Planning Commission on September 3, 2024;

WHEREAS, said property line adjustment is attached hereto as Exhibit "A";

WHEREAS, the Bentonville Planning Commission considered said property line adjustment on the date stated and at other times, and voted to recommend the approval of said property line adjustment to the City Council; and

WHEREAS, the property line adjustment of real property as described herein has been submitted to the City Council for the City of Bentonville, and after consideration and deliberation, said Council is of the opinion that said property line adjustment should be approved.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF BENTONVILLE, ARKANSAS:

Section 1: That the property line adjustment of LOT 1 OF CORLEY'S ADDITION creating new LOT 24 OF CORLEY'S ADDITION to the City of Bentonville, Arkansas, should be and the same is hereby accepted and approved for all purposes;

Section 2: That the Mayor and City Clerk be and are hereby authorized and directed to evidence the acceptance of said property line adjustment by certifying said acceptance on the approved property line adjustment;

Section 3 - Severability Provision: If any part of this Ordinance is held invalid, the remainder of this Ordinance shall continue in effect as if such invalid portion never existed; and

Section 4 - Repeal of Conflicting Provisions: All Ordinances, Resolutions, or Orders of the City Council, or parts of the same, in conflict with this Ordinance are repealed to the extent of such conflict.

PASSED AND APPROVED this _____ day of _____, 2024.

APPROVED:

Stephanie Orman, Mayor

ATTEST:

Malorie Marrs, City Clerk



Consent Agenda Item [LS24-0024](#)

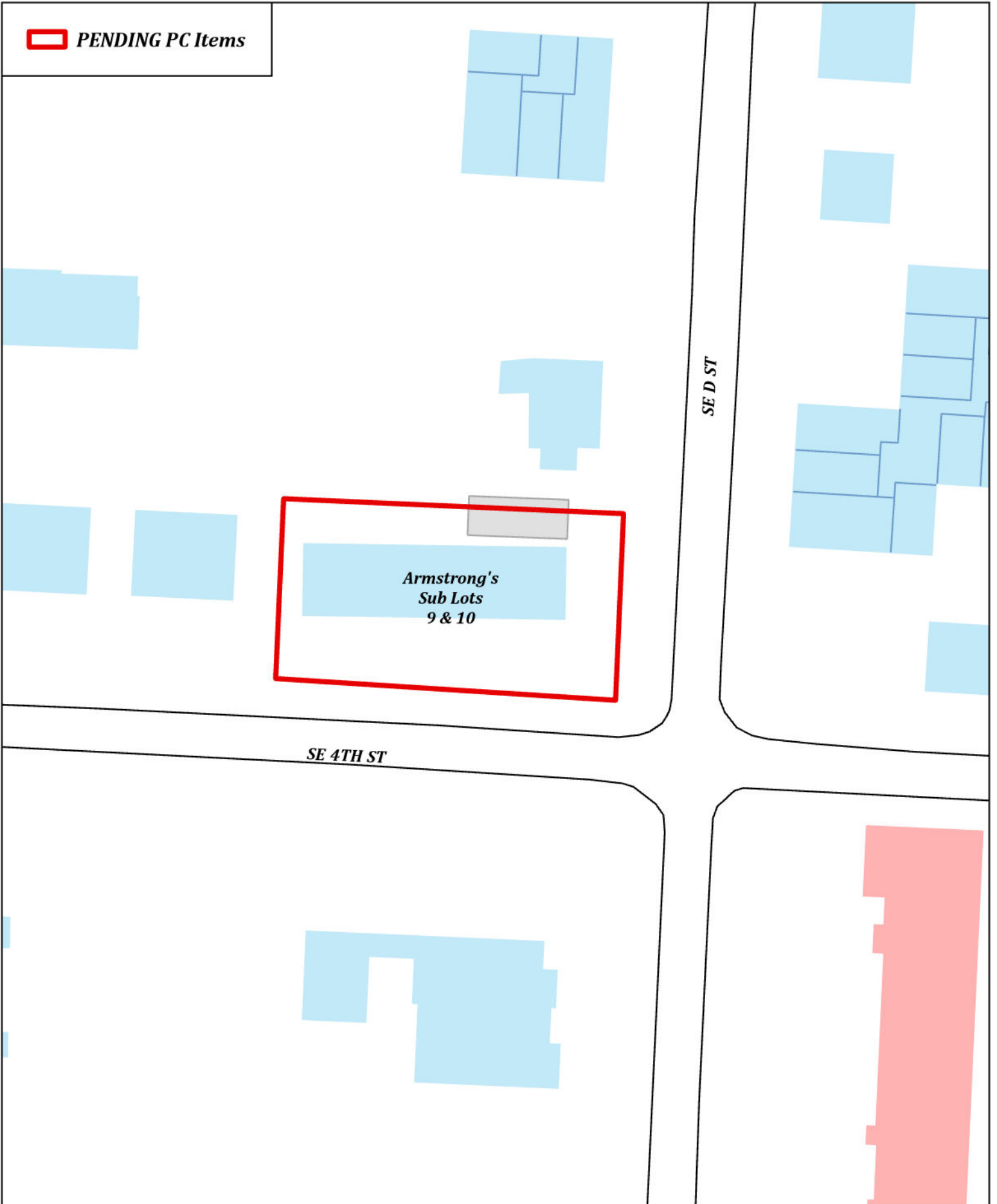
For the Planning Commission meeting on September 10, 2024

Details

Lot Split: Lot Split of Lot 10, Armstrong's Subdivision of Railroad Addition, Elliot Corner LLC, Southwest F Street, DE Downtown Edge, LS24-0024

A lot split of Lot 10, Block 2 of Armstrong's Subdivision of Railroad Addition, creating new Lots 17, 18, and 19 of Armstrong's Subdivision of Railroad Addition.

 **PENDING PC Items**



LS24-0024
Armstrong Sub Partial Lot 10 and Partial Lot 9
Lot Split





ORDINANCE NO. _____

**AN ORDINANCE ACCEPTING A LOT SPLIT OF LOT 10, BLOCK 2 OF ARMSTRONG
SUBDIVISION CREATING NEW LOTS 17, 18, AND 19, BLOCK 2 OF ARMSTRONG
SUBDIVISION TO THE CITY OF BENTONVILLE, ARKANSAS; AND FOR OTHER
PURPOSES.**

(PROJECT NUMBER: LS24-0024)

WHEREAS, pursuant to the provisions of the Land Development Code of the Bentonville Municipal Code, the lot split of LOT 10, BLOCK 2 OF ARMSTRONG SUBDIVISION creating new LOTS 17, 18, AND 19, BLOCK 2 OF ARMSTRONG SUBDIVISION, Benton County, Arkansas, was submitted to the Bentonville Planning Commission on September 3, 2024;

WHEREAS, said lot split is attached hereto as Exhibit “A”;

WHEREAS, the Bentonville Planning Commission considered said lot split on the date stated, and at other times, and voted to recommend the approval of said lot split to the City Council; and

WHEREAS, the lot split of real property as described herein has been submitted to the City Council of the City of Bentonville and, after consideration and deliberation, said Council is of the opinion that said lot split should be approved.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF BENTONVILLE, ARKANSAS:

Section 1: That the lot split of LOT 10, BLOCK 2 OF ARMSTRONG SUBDIVISION creating new LOTS 17, 18, AND 19, BLOCK 2 OF ARMSTRONG SUBDIVISION to the City of Bentonville, Arkansas, should be and the same is hereby accepted and approved for all purposes;

Section 2: That the Mayor and City Clerk be and are hereby authorized and directed to evidence the acceptance of said lot split by certifying said acceptance on the approved lot split;

Section 3 - Severability Provision: If any part of this Ordinance is held invalid, the remainder of this Ordinance shall continue in effect as if such invalid portion never existed; and

Section 4 - Repeal of Conflicting Provisions: All Ordinances, Resolutions, or Orders of the City Council, or parts of the same, in conflict with this Ordinance are repealed to the extent of such conflict.

PASSED AND APPROVED this _____ day of _____, 2024.

APPROVED:

ATTEST:

Stephanie Orman, Mayor

Malorie Marrs, City Clerk