



**City Council
Meeting Agenda
October 22, 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 October 22, 2024:

https://us02web.zoom.us/webinar/register/WN_pmCVbpK7TAKOJExzt5_6vA

Council Questions/Discussion Concerning the Business Meeting

Call to Order

Pledge of Allegiance

Moment of Silence

Roll Call

Approval of Minutes: October 8, 2024

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

1. Resolution to Recognize Captain John Hubbard on His Retirement from the City

Resolution

Request that the City Council adopt a formal resolution to recognize, commend, and congratulate Captain John Hubbard on his retirement from the City of Bentonville Police Department, effective October 31, 2024. This resolution recognizes John Hubbard for over 33 years in law enforcement with 30 of those years dedicated to the Bentonville Police Department and the citizens of Bentonville. This resolution also wishes John Hubbard much

health, happiness, and continued success in all of his future endeavors. See attached resolution.

2. **Bentonville Public Library Proclamation, Staff Recognitions and Ribbon Cutting Invitation** **Proclamation**
Mayor Stephanie Orman will share a special proclamation for Bentonville Public Library (BPL) with City Council in advance of BPL's Ribbon Cutting and Welcome Celebration. The community event is scheduled for Wednesday, October 30, 2024 at 5 PM. Staff recognition by the Mayor and Library Director will also be shared with City Council on October 22nd.
3. **Proclamation Recognizing October 2024 as National Community Planning Month** **Proclamation**
A proclamation designating October 2024 as Community Planning Month in Bentonville, Arkansas.
4. **Resolution approving Artwork in the Roundabout at NE J Street and John DeShields Boulevard** **Resolution**
A resolution to approve the permanent installation of sculptural artwork by Natasha Bowdoin on public property in the NE J St and John DeShields Blvd Roundabout. No budget adjustment is needed.
5. **Resolution approving Greenway Tunnel Artwork at Walmart Campus at SE 8 Street** **Resolution**
A resolution allowing Walmart to curate the installation of an ombre mural by Graham Edwards on the trail tunnel under SE 8th St on the Walmart Corporate Campus. No budget adjustment is needed.
6. **Resolution approving Greenway Tunnel Artwork at Walmart Campus at SE J Street** **Resolution**
A resolution allowing Walmart to curate the installation of a floral mural by Jessica Jones on the trail tunnel under SE J St near the Walmart Corporate Campus at no cost to the city. No budget adjustment is needed.
7. **Resolution to Adopt Additional Police Department Policies** **Resolution**
Resolution is to adopt additional policies to the Bentonville Police Department Policy and Procedures Manual. These additional policies have been reviewed by legal and contain required standards in accordance with CALEA accreditation. No budget adjustment is needed.
8. **Ordinance approving Bid Waiver for Crossland Heavy Contractors, Inc. to Repair Flyover Bridge** **Ordinance***
Approval of Bid Waiver and budget adjustment, in the amount of \$137,513.29, to Crossland Heavy Contractors, Inc. for repairs to the Razorback Greenway Flyover Bridge at NE A Street, due to damage caused by the May 26, 2024 storm. A budget adjustment is needed.
9. **Resolution to Award Bid IFB-24-56 to Skyline Printing for 2025 Run Bentonville Hoodies** **Resolution**
Resolution to award bid IFB-24-56: 2025 Run Bentonville Hoodies to Skyline Printing per the unit prices attached. No budget adjustment is needed.

10. **Resolution Setting a Public Hearing for a Utility Easement Vacation (VAC24-0010)** **Resolution**
Approve Resolution to set Public Hearing for November 12, 2024 for Utility Easement Vacation located at Lot 16 of Loesche Subdivision (VAC24-0010).
11. **Resolution to Purchase of Bat Mitigation Credits - J Street Interchange - The Conservation Fund** **Resolution**
Staff requests approval to allow the Mayor to authorize the purchase of bat mitigation credits from The Conservation Fund for the removal of 32.1 acres of suitable summer foraging habitat (trees). Mitigation is for the J Street Interchange project (PIIP22-0038). No budget adjustment is needed.
12. **Resolution to Award Bid IFB-24-24 for the VBT Southeast Taxiway B Extension (Phase 2)** **Resolution**
Resolution awarding bid IFB-24-24 to APAC in the amount of \$1,218,395.00 for the VBT Southeast Taxiway B Extension (Phase 2) project. A budget adjustment is needed.
13. **Resolution Approving Work Order 5 for the VBT Southeast Taxiway B Extension (Phase 2)** **Resolution**
Resolution to enter into an agreement (Work Order 05) with Garver Engineers in the amount of \$171,400.00 for the VBT Southeast Taxiway B Extension (Phase 2) project. No budget adjustment is needed.
14. **Ordinance Confirming Existing Electric Rates** **Ordinance***
Adopt an ordinance confirming and certifying existing electric rates for the City of Bentonville, Arkansas; providing for the Emergency Clause; and for other purposes. No budget adjustment is needed.

II. Utility Board

1. **Resolution to Award Bid IFB-24-65 for 161 kV GOAB Switch Interrupters** **Resolution**
Resolution to award bid IFB-24-65 for 161 kV GOAB Switch Interrupters for transmission materials to MVA Power, Inc. in the amount of \$33,391.05 plus applicable tax. MVA Power, Inc. was the sole bid received. Approved by Utility Board 4-0. No budget adjustment is needed.
2. **Resolution to Enter a Contract of Obligation for Financial Assurance Agreement** **Resolution**
Staff request City Council approval of a Resolution authorizing the Mayor and City Clerk to enter into a Contract of Obligation for Financial Assurance Agreement in the amount of \$755,000.00. This will be in the form of a Letter of Credit. No budget adjustment is needed.
3. **Resolution Approving the Spring Creek Vaughn Gravity Sewer Design Agreement** **Resolution**
Staff requests the Mayor and City Clerk to enter into an agreement with Crafton, Tull & Associates to perform the design services for 6,700 feet of sewer utility upgrades to Spring Creek - Vaughn Gravity Sewer. The contract amount is \$117,500.00. Crafton, Tull & Associates was selected following the City's Purchasing Policy for professional services.

This is a budgeted project for 2024. Utility Board approved 4-0. No budget adjustment is needed.

4. **Ordinance Requesting Approval of the 2024 Water Utilities Department Specifications Update** **Ordinance***

Staff requests council approval of an ordinance adopting revised Water Utilities Department Specifications, which will replace the existing version. The revisions are focused on reducing water loss from the distribution system and limiting inflow and infiltration into the sewer collection system while minimizing operations and maintenance expenses. Utility Board approved 4-0. No budget adjustment is needed.

III. Planning

1. **Lot Split - Lots 3 and 4 of Gerber Subdivision - Southwest 14th Street (LS24-0030)** **Ordinance***

The Planning Commission voted 6-0, recommending approval.

An Ordinance Accepting A Lot Split Of Lot 2 Of Gerber Subdivision Creating New Lots 3 And 4 Of Gerber Subdivision To The City Of Bentonville, Arkansas; And For Other Purposes.

2. **Lot Split - Lots 18, 19, 20, & 21, Block 16 Demings 2nd Addition - Northwest 5th Street (LS24-0033)** **Ordinance***

The Planning Commission voted 6-0, recommending approval.

An Ordinance Accepting A Lot Split Of Lots 15 And 16, Block 16 Of Demings 2nd Addition Creating New Lots 18, 19, 20, And 21, Block 16 Of Demings 2nd Addition To The City Of Bentonville, Arkansas; And For Other Purposes.

3. **Lot Split - Lots 8, 9 & 10 of Green Acres Subdivision - 1003 Northwest A Street (LS24-0034)** **Ordinance***

The Planning Commission voted 6-0, recommending approval.

An Ordinance Accepting A Lot Split Of Lots 1 And 2 Of Green Acres Subdivision Creating New Lots 8, 9, And 10 Of Green Acres Subdivision To The City Of Bentonville, Arkansas; And For Other Purposes.

4. **Future Land Use Map Amendment - Hall - A-1, Agriculture to R-E, Residential Estate - 9823 Gaston Road (RZ24-0036)** **Resolution**

The Planning Commission voted 6-0, recommending approval.

A Resolution Amending The City Of Bentonville Future Land Use Map For A Specific Area From Agriculture To Residential Estate; And For Other Purposes.

5. **Rezoning - Hall - A-1, Agriculture to R-E, Residential Estate - 9823 Gaston Road (RZ24-0036)** **Ordinance***

The Planning Commission voted 6-0, recommending approval.

An Ordinance Changing Real Estate In The City Of Bentonville, Arkansas, From Its Present

Zoning Classification Of A-1, Agricultural To R-E, Residential Estate; And For Other Purposes.

6. **Future Land Use Map Amendment - Vaishno Groups, LLC - General Commercial to Medium Density Residential (MDR) - Southwest 14th Street (PRD24-0007)** **Resolution**

The Planning Commission voted 6-0, recommending approval.

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

7. **Rezoning - Vaishno Groups, LLC - C-1, Neighborhood Commercial and C-2, General Commercial to Planned Residential Development (PRD) - Southwest 14th Street (PRD24-0007)** **Ordinance***

The Planning Commission voted 6-0, recommending approval.

An Ordinance Changing Real Estate In The City Of Bentonville, Arkansas, From Its Present Zoning Classification Of C-2, General Commercial And C-1, Neighborhood Commercial To PRD, Planned Residential Development; And For Other Purposes.

8. **Future Land Use Map Amendment - ALWF LANDS LLC - R-E, Residential Estate to Low Density Residential (LDR) - 1100 and 1102 Northeast J Street (PRD24-0008)** **Resolution**

The Planning Commission voted 6-0, recommending approval.

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

9. **Rezoning - ALWF LANDS LLC - R-E, Residential Estate to Planned Residential Development (PRD) - 1100 and 1102 Northeast J Street (PRD24-0008)** **Ordinance***

The Planning Commission voted 6-0, recommending approval.

An Ordinance Changing Real Estate In The City Of Bentonville, Arkansas, From Its Present Zoning Classification Of R-E, Residential Estate To PRD, Planned Residential Development; And For Other Purposes.

IV. Other Business/Announcements/Comments

Adjournment

Public Comments Concerning Matters of City Related Business