



**City Council
Meeting Agenda
November 12, 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 November 12, 2024:

https://us02web.zoom.us/webinar/register/WN_Xu7oi_YSwyuvPM2G5qrTQ

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. **Approve a Motion to Execute Form
Related to Benton County's 2024 Millage
Rollback**

Motion

Approve a motion to authorize the Mayor and City Clerk to execute the Computation and Certification form related to Benton County's 2021 Certification of Assessment Data (Millage Rollback), including future adjustments, if required. No budget adjustment is needed.

2. **Resolution Authorizing a Budget
Adjustment for 2024 Storm Expenses**

Resolution

Resolution authorizing a budget adjustment of \$2,752,687.83 for 2024 storm expenses. These expenses include overtime wages, mutual aid, temporary labor, minor repairs, and equipment purchases. A budget adjustment is needed.

3. **Ordinance to Waive Competitive Bidding and Enter into a Contract with AT&T for 9-1-1 Equipment** **Ordinance***

Ordinance waiving the requirement to competitive bidding and enter into a five-year contract with AT&T for E9-1-1 equipment and upgrades. Due to Benton County owning the contract for this equipment with AT&T, it is not feasible for the City to competitively bid for this purchase. This will also include adding an additional 9-1-1 console and equipment within the contract. This is a yearly budgeted item. No budget adjustment is needed.
4. **Ordinance Waiving Competitive Bidding for Storm Damage Repairs to Public Safety Radio System** **Ordinance***

Ordinance waiving competitive bidding authorizing payment to RACOM in the amount of \$81,777.95 to cover additional expenses for the public safety radio system caused from storm damage on May 26, 2024. Note: this amount has been submitted under FEMA for reimbursement. A budget adjustment is needed.
5. **Public Hearing and Ordinance Vacating Utility Easement (VAC24-0010)** **Ordinance***

Public Hearing and approval of Ordinance vacating Utility Easement located at Lot 16 of Loesche Subdivision (VAC24-0010). No budget adjustment is needed.
6. **Resolution Setting a Public Hearing for Street Right of Way Vacations (VAC24-0011)** **Resolution**

Resolution to set a Public Hearing for November 26, 2024 for Street Right of Way Vacations located at Wal-Mart Campus Subdivision, Lot 2 (VAC24-0011). No budget adjustment is needed.
7. **Resolution Approving Amendment #6 with McClelland Consulting Engineers for Water Tower Road** **Resolution**

Resolution to approve an amendment with McClelland Consulting Engineers for additional professional services. Additional services include extended time for construction observation and additional utility design. This will be funded by Street bond funds. No budget adjustment needed.
8. **Resolution to Approve Change Order #3 with Sy-Con for VBT Hangar Access Road Project** **Resolution**

Resolution to approve Change Order #3 to the Sy-Con Contract to include work for the Access Road construction in the amount of \$18,970.00 for the Hangar Development project. No budget adjustment is needed.
9. **Resolution to Approve Change Order #1 with APAC for the VBT Southeast Taxiway B Extension** **Resolution**

Resolution to approve Change Order No. 1, with APAC Central, Inc. for the VBT Southeast Taxiway B Extension (Phase 2) project. No budget adjustment is needed.
10. **Resolution to amend the Fixed Base Operator (FBO) agreement with Summit Aviation** **Resolution**

Resolution to approve changes to the City's FBO agreement with Summit Aviation, removing office and operation space no longer used by the FBO. AAB approved this change at the 11/7/24 meeting. No budget adjustment is needed.

11. **Ordinance Authorizing a Contract Amendment with Challenger Sports for Soccer Camp Services** **Ordinance***

Ordinance authorizing a contract amendment with Challenger Sports for soccer camp services. No budget adjustment is needed.

12. **Resolution Approving the Purchase a Curbtender Quantum 8YD Rear Loader through Sourcewell** **Resolution**

Resolution authorizing the purchase of a Curbtender Quantum 8YD Rear Loader from River City Hydraulics Inc. through the participation in the Sourcewell Cooperative, in the amount of \$157,166.00. No budget adjustment is needed.

II. Utility Board

1. **Ordinance to Waive Competitive Bids to Order 1/0 Underground Wire** **Ordinance***

Approval of an Ordinance to waive competitive bidding to purchase 1/0 UG Wire from Stuart Irby. Unit Prices and estimated quantities attached, plus applicable taxes. Due to market volatility and lead times related to these products, it would be neither practical or feasible to solicit competitive bids. Approved by Utility Board 5-0. No budget adjustment is needed.

2. **Resolution to Award Bid #IFB-24-72 to Stuart Irby Company for Electric Materials** **Resolution**

Resolution to award bid IFB-24-72 for Electric Materials to Stuart Irby Company per the unit prices attached. Stuart Irby was the sole bid received. Approved by Utility Board 5-0. No budget adjustment is needed.

3. **Resolution to Award Bid #IFB-24-73 to M & K Imports for Wood Poles** **Resolution**

Resolution to award bid IFB-24-73 Wood Poles to M&K Imports in the amount of \$65,750.00 plus applicable taxes. M&K was the sole bid received. Approved by Utility Board 5-0. No budget adjustment is needed.

4. **Ordinance Waiving Competitive Bidding and Entering into an Agreement with PTTI** **Ordinance***

An ordinance waiving competitive bidding and entering into an agreement with PTTI to purchase a new transformer for Substation A for \$2,148,915.22 including taxes. This cost is the total for the transformer, spare bushings and gaskets, and a 5-yr. warranty. There is \$1,747,500.00 remaining in the 2024 budget to fund this purchase. The difference will be funded by Utility Fund reserves. Approved by Utility Board 5-0. A budget adjustment is needed.

5. **Resolution to Award IFB-24-68 to Gulf Coast Underground, LLC for SE 14th St CIPP Sewer Lining Project** **Resolution**

Resolution to award IFB-24-68 to Gulf Coast Underground, LLC per the attached unit prices, for a contract amount not to exceed \$298,434.00, for the installation of approximately 2,792 feet of cured in place pipe (CIPP) lining in main sewer lines identified along SE 14th Street. Gulf Coast Underground, LLC was the lowest responsive bidder per the attached bid

tabulation. This project identified last year is approved in the 2024 budget. Utility Board approved 5-0. No budget adjustment is needed.

6. **Resolution to Award IFB-24-70 for IDIQ Water Service Line Replacement** **Resolution**

Staff requests a Resolution to award IFB-24-70 IDIQ to both Calcon, Inc. and MO-ARK Utilities per the attached unit prices. Calcon, Inc. was the lowest responsive bidder with MO-ARK Utilities the second lowest. Each contract will be for a one year term, not to exceed \$500,000.00 per year, renewable annually upon mutual written agreement via Amendment for a total maximum term not to exceed three (3) years. Utility Board approved 5-0. A budget adjustment is needed.

7. **Resolution Approving a Budget Adjustment Related to 2024 Bonds** **Resolution**

An ordinance was approved on September 10, 2024 to allow the issuance of revenue bonds to finance the cost of improvements to the Water Resource Recovery Facility. The bonds were issued on October 24, 2024. This budget adjustment is to allocate the bonds and account for legal fees and 2024 interest. Approved by Utility Board 5-0. A budget adjustment is needed.

III. Planning

1. **Lot Split - Lots 5 & 6 of RSB Subdivision - 5500 Southwest Gunstock Road (LS24-0037)** **Ordinance***

The Planning Commission voted 7-0, recommending approval.

An Ordinance Accepting A Lot Split Of Lot 1 Of RSB Subdivision Creating New Lots 5 And 6 Of RSB Subdivision To The City Of Bentonville, Arkansas; And For Other Purposes.

2. **Property Line Adjustment - Lots 1-3, 8th St. Gateway Park Subdivision - Southwest 8th Street (PLA24-0022)** **Ordinance***

The Planning Commission voted 7-0, recommending approval.

An Ordinance Accepting A Property Line Adjustment Of Lots 1, 2, And 4 Of Allen Subdivision South, Lot 2 Of North AR Wholesale 8th Street, And Tracts 10 And 12 Of Hardcastle Estates Subdivision Creating New Lots 1, 2, And 3 Of 8th Street Gateway Park Subdivision To The City Of Bentonville, Arkansas; And For Other Purposes.

3. **Property Line Adjustment - Lots 1 & 2 of Thaden South Addition - 1000 Benton Street (PLA24-0023)** **Ordinance***

The Planning Commission voted 7-0, recommending approval.

An Ordinance Accepting A Property Line Adjustment Of Lots 1B, 2B, 3B, 2, 3, 6, 7, 8, 9, And 10, Block 2 Of Banks Addition And Unplatted Section Land Creating New Lots 1 And 2 Of Thaden South Addition To The City Of Bentonville, Arkansas; And For Other Purposes.

4. **Property Line Adjustment - Lot 32, Block 1, Crabtree Addition - 810 Northwest B Street (PLA24-0024)** **Ordinance***

The Planning Commission voted 7-0, recommending approval.

An Ordinance Accepting A Property Line Adjustment Of Lots 1B, 2B, 3B, 2, 3, 6, 7, 8, 9, And

10, Block 2 Of Banks Addition And Unplatted Section Land Creating New Lots 1 And 2 Of Thaden South Addition To The City Of Bentonville, Arkansas; And For Other Purposes.

5. **Final Plat - Osage Hills Phase 3 - Southwest Adams Road and Southwest Anglin Road (FP24-0009)** **Ordinance***

The Planning Commission voted 7-0, recommending approval.

An Ordinance Accepting A Final Plat Of Lots 1-147 Of Osage Hills Subdivision, Phase 3 To The City Of Bentonville, Arkansas; And For Other Purposes.

6. **Rezoning - Adams - R-1, Low-Density Single-Family Residential to DN-2, Downtown Medium Density Residential - 504 Northwest B Street (RZ24-0040)** **Ordinance***

The Planning Commission voted 7-0, recommending approval.

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

7. **Planned Unit Development Amendment - Opal Park - Southwest Regional Airport Boulevard (PUD22-0003)** **Ordinance***

The Planning Commission voted 7-0, recommending approval.

An Ordinance Amending ORD 2023-054; And For Other Purposes.

8. **Rezoning - Canvas Church - R-1, Low-Density Single-Family Residential to C-1, Neighborhood Commercial - 1106 Northwest 10th Street (RZ24-0039)** **Ordinance***

The Planning Commission voted 7-0, recommending approval.

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

IV. Other Business/Announcements/Comments

Adjournment

Public Comments Concerning Matters of City Related Business