

Bentonville City Council

Meeting Minutes

December 10, 2024



The City Council of Bentonville, Arkansas, met in regular session Tuesday, December, at 6:00 p.m., at City Hall, 305 S.W. A Street, Bentonville, Arkansas.

Present were Council Members Octavio Sanchez, Beckie Seba, Cindy Acree, Holly Hook, Chris Sooter, Aubrey Patterson, Gayatri Agnew and Bill Burckart. Also present were Mayor Stephanie Orman, City Attorney Andrew Myers, City Clerk Malorie Marrs, the press, city staff, and the audience. Several members of the city staff and the public attended remotely via Zoom.

Mayor Orman called the meeting to order, and a Scout Member Samuel from Troop 36, led everyone present in the Pledge of Allegiance, which was followed by a moment of silence in support of our armed forces.

Motion was made by Council Member Sanchez to approve the minutes of the November 26th, regular council meeting as presented, second by Council Member Agnew. There was no discussion. Motion carried (8-0).

A motion was made by Council Member Sooter to suspend the rules regarding the reading of all ordinances on three separate days, and further that all ordinances and resolutions be read by title only, second by Council Member Sanchez. There was no discussion. Motion carried (8-0).

Motion for Consent Agenda:

-Council Member Sooter motioned to move items 3, 4, 5, 6, 9, 11, 12, 13, 14, 15, 16, 17, 22, & 25 under New Business; Items 1, 2, 3, & 4 under Utility Board to a consent agenda, seconded by Council Member Burckart. There was no discussion. Motion carried (8-0).

I. New Business

1. Certificate of Appreciation to Bentonville Boy Scout Troop 36

The Bentonville Scout Troop 36, coordinated by Meni Tenorio, has provided scouts to lead City Council in the Pledge of Allegiance in 2024. The City of Bentonville and City Council appreciates the commitment and assistance of this troop and looks forward to working with them again in 2025.

Mayor Orman thanked the troop for all they do throughout the year to do the pledge, and took a picture with the scout present.

2. Recognition - Community Council and Youth Council

Recognize members of the Community Council and Youth Council for their completion of the year-long program. View full recognition and hear members speak [HERE](#).

Mayor Orman thanked everyone for their commitment.

Ia. Consent Agenda Items *New Business & Utility Board*

New Business

3. Resolution 12-10-24 A: Resolution to Award Bid IFB-24-85 to Grand Truck Equipment Company, LLC

Resolution to award bid IFB-24-85 for One (1) 2024 Service Truck to Grand Truck Equipment Company, LLC in the amount of \$139,574.00 plus applicable taxes. No budget adjustment is needed.

4. Resolution 12-10-24 B: Resolution Approving Expenses from May 2024 Storm and Supplies to Prepare for Winter Weather

Resolution approving a Budget Adjustment for costs incurred as a result of the May Storm Event and for needed supplies to prepare for winter weather. A budget adjustment is needed.

5. Resolution 12-10-24 C: Resolution Approving Change Order #4 with Sy-Con for the VBT Hangar Access Road Delay

Resolution to approve change order #4 to the Sy-Con contract allowing a time delay at no cost or penalty to the City. No budget adjustment is needed.

6. Resolution 12-10-24 D: Resolution Approving a MOU Allowing Interest Payments for the Access Road Paving Delay

A Resolution accepting a MOU from the 6 new Bentonville Municipal Airport hangar leaseholders, authorizing interest payments for the VBT hangar paving project delay. No budget adjustment is needed.

9. Resolution 12-10-24 F: Resolution Authorizing a Change Order to the Library's Agreement with LFI for Shelving Installation

Resolution authorizing a change order to increase the Bentonville Public Library's agreement with Library Furniture International (LFI) for shelving installation in an amount not to exceed \$10,185.00 which includes applicable tax. No budget adjustment is needed.

**11. Appointment: Tree & Landscape Advisory Committee
Reappointment of Jeannie McIntire**

Reappointment of Jeannie McIntire to Position Six for a second term on the Tree & Landscape Advisory Committee. Her current term expires Dec. 31, 2024. Her second threeyear term would begin January 1, 2025 and expires Dec. 31, 2027. Tree & Landscape Advisory Committee does not have term limits.

12. Appointment: Tree & Landscape Advisory Committee

Reappointment of Ralph Weber

Reappointment of Ralph Weber to Position Five for a third term on the Tree & Landscape Advisory Committee. His current term expires Dec. 31, 2024. His third three-year term would begin January 1, 2025 and expires Dec. 31, 2027. Tree & Landscape Advisory Committee does not have term limits.

13. Appointment: Tree & Landscape Advisory Committee

Appointment of Helen Lampkin

Appointment of Helen Lampkin to fill the unexpired Position Three on the Tree & Landscape Advisory Committee. This would be her first term and would expire 12/31/2025.

14. Appointment: Gayatri Agnew to the Active Transportation Advisory Board

City Council approval of Mayor Orman's recommendation to appoint Gayatri Agnew as the Ex-Officio City Council Representative for the Active Transportation Advisory Board.

15. Appointment: Utility Board

Reappointment of Aniruddha Marathe

Second 3-year Term on the Bentonville Utility Board Aniruddha Marathe currently serves on the Bentonville Utility Board. He is willing to serve a second 3-year term that will begin on January 1, 2025 and will end on December 31, 2027.

16. Appointment: Utility Board

Appointment of Aaron Boehmler

A 3- year Term on the Bentonville Utility Board A recommendation to the Mayor and City Council to appoint Aaron Boehmler to the vacant position on the Bentonville Utility Board. Term will expire December 31, 2027.

17. Appointment: Parks & Recreation Advisory Board Appointments for 2025

Appointment of Austin Bryan, Tacuma Williams, Ty Hoffine, Brady Blake

City Council approval of Mayor Orman's recommendation to appoint Austin Bryan and Tacuma Williams for their first 3-year terms, Ty Hoffine will begin his first term filling the unexpired term of Ashton Alsup and the reappointment of Brady Blake for his second term to the Parks and Recreation Advisory Board.

22. Resolution 12-10-24 G: Resolution Approving a Professional Services Contract for Memorial Park Site Master Plan

A resolution authorizing the Mayor and City Clerk to enter into an agreement with Ecological Design Group, in the amount of \$36,000, for the development of a master plan for Memorial Park. No budget adjustment is needed.

25. Resolution 12-10-24 H: Resolution Entering into an Agreement for IT Facilities Installation

A Resolution authorizing an agreement with Advantage Security Systems to purchase and install IT Facilities equipment at 221 South Main through participation in TIPS Contract #220105. No Budget adjustment is needed.

Utility Board

1. Resolution 12-10-24 I: Resolution Authorizing Sewer Collection System Analysis & Peak Flow Management Part 2, Amendment 2

Resolution authorizing the Mayor and City Clerk to amend the Professional Services Agreement with Olsson for an increased amount of \$95,500.00. This amendment is necessary to incorporate Plan Bentonville's population distribution from the future land use map into the sewer model and create a maximum build out scenario. Utility Board Approved 5-0. A budget adjustment is needed.

2. Resolution 12-10-24 J: Resolution Adjusting the 2024 Budget Appropriating Additional Funds from Utility Fund Reserves

A Resolution to approve a budget adjustment appropriating \$399,696.54 from Utility Fund Reserves, into various accounts, to maintain operational capacity for the Bentonville Water Utilities department through the end of the year. Utility Board Approved 5-0. A budget adjustment is needed.

3. Resolution 12-10-24 K: Resolution Approving a Budget Adjustment to Reallocate Funds for Manhole Rehabilitation Efforts

Staff requests approval for a budget adjustment to reallocate \$450,000.00 in remaining funds from the SE 14th St. CIPP project, to increase the budget for manhole rehabilitation efforts that have been identified in the recent Olsson study. Utility Board Approved 5-0. A budget adjustment is needed.

4. Resolution 12-10-24 L: Resolution Adjusting the 2024 Budget for Multiple Electric Accounts

Budget adjustments are required for four (4) Electric Department Accounts for various reasons. Approved by Utility Board 5-0. A budget adjustment is needed.

City Attorney Andrew Myers read the consent items by title only. Motion to approve by Council Member Burckart, second by Council Member Hook. There was no discussion.
Motion passed (8-0)

Ib. New Business *Non-Consent Agenda Items*

7. Resolution 12-10-24 E: Resolution to Adopt the 2025 Budget

Approving a Resolution to adopt the 2025 Budget.

City Attorney Andrew Myers read the resolution by title only. Motion to approve by Council Member Sanchez, second by Council Member Hook. There was no discussion. Motion passed (8-0).

8. Ordinance 2024-179: Ordinance Adopting 2025 New Positions and Pay Plan Changes

An Ordinance approving new positions for 2025, along with position upgrades and title changes. No budget adjustment is needed.

City Attorney Andrew Myers read the ordinance by title only. Motion to approve by Council Member Sanchez, second by Council Member Agnew. There was no discussion. Motion passed (8-0)

City Attorney Andrew Myers read the emergency clause, calling for immediate enactment. Motion to approve by Council Member Sanchez, second by Council Member Burckart. There was no discussion. Motion passed (8-0)

10. Ordinance 2024-180: An Ordinance Amendment to Eliminate Business Registry Fees

An ordinance amending Ordinance No. 2023-274 eliminating the business registration fee and renewal fee. No budget adjustment is needed.

City Attorney Andrew Myers read the ordinance by title only. Motion to approve by Council Member Sanchez, second by Council Member Hook. There was no discussion. Motion passed (8-0)

City Attorney Andrew Myers read the emergency clause, calling for immediate enactment. Motion to approve by Council Member Sanchez, second by Council Member Burckart. There was no discussion. Motion passed (8-0)

18. Ordinance 2024-181: Ordinance Establishing 2025 Recreation Fees

Ordinance establishing fees for recreation programs, facilities, and events for 2025. No budget adjustment is needed.

City Attorney Andrew Myers read the ordinance by title only. Motion to approve by Council Member Sanchez, second by Council Member Agnew. There was no discussion. Motion passed (8-0)

City Attorney Andrew Myers read the emergency clause, calling for immediate enactment. Motion to approve by Council Member Sanchez, second by Council Member Burckart.

There was no discussion. Motion passed (8-0)

19. Ordinance 2024-182: Ordinance Approving a Waiver of Bid for the Purchase of the 2025 Run Bentonville Medals

Ordinance waiving competitive bidding and authorizing the purchase of the 2025 Run Bentonville Medals from Stride Awards at the quoted unit prices, not to exceed \$39,859.50. No budget adjustment is needed.

City Attorney Andrew Myers read the ordinance by title only. Motion to approve by Council Member Sanchez, second by Council Member Agnew. There was no discussion. Motion passed (8-0)

City Attorney Andrew Myers read the emergency clause, calling for immediate enactment. Motion to approve by Council Member Sanchez, second by Council Member Agnew. There was no discussion. Motion passed (8-0)

20. Ordinance 2024-183: Ordinance Authorizing a Contract Amendment with Ann O'Sullivan for Fitness Services

An Ordinance authorizing the Mayor and City Clerk to enter into a contract amendment with Ann O'Sullivan increasing the amount owed for providing fitness services for the Bentonville Parks and Recreation Department. No budget adjustment is needed.

City Attorney Andrew Myers read the ordinance by title only. Motion to approve by Council Member Sanchez, second by Council Member Agnew. There was no discussion. Motion passed (8-0)

City Attorney Andrew Myers read the emergency clause, calling for immediate enactment. Motion to approve by Council Member Sanchez, second by Council Member Agnew. There was no discussion. Motion passed (8-0)

21. Ordinance 2024-184: Ordinance Waiving Bidding to Enter into an Agreement with Ann O'Sullivan for Fitness Services

Ordinance requesting a bid waiver and authorizing the Mayor and City Clerk to enter into an agreement with Ann O'Sullivan for Fitness Services for Bentonville Parks and Recreation, in an amount not to exceed \$85,000.00. No budget adjustment is needed.

City Attorney Andrew Myers read the ordinance by title only. Motion to approve by Council Member Sanchez, second by Council Member Agnew. There was no discussion. Motion passed (8-0)

23. Ordinance 2024-185: Ordinance for a Waiver of Bid to Enter into an Agreement with Pyro Shows, Inc.

The Fire Department requests an Ordinance authorizing the Mayor and the City Clerk to enter into an agreement with Pyro Shows Inc. to provide the materials for and execute the City of Bentonville's 4th of July fireworks show as a result of their submission to the City's Request for Proposal - RFP-24-79 in the amount of \$40,000.00 per contract term. No budget adjustment is needed.

Council Member Sanchez commented how the fire department puts on a great show for the community, and congratulated them on a continual job well done.

City Attorney Andrew Myers read the ordinance by title only. Motion to approve by Council Member Sanchez, second by Council Member Agnew. There was no discussion. Motion passed (8-0)

24. Ordinance 2024-186: Ordinance Authorizing an Amended Agreement with Henry Schein Medical for Medical Supplies

An Ordinance authorizing the Mayor and City Clerk to enter into an amended agreement with Henry Schein Medical increasing the total amount payable for the purchase of medical supplies for the Bentonville Fire Department Ambulance Service. No budget adjustment is needed.

City Attorney Andrew Myers read the ordinance by title only. Motion to approve by Council Member Sanchez, second by Council Member Agnew. There was no discussion. Motion passed (8-0)

City Attorney Andrew Myers read the emergency clause, calling for immediate enactment. Motion to approve by Council Member Sanchez, second by Council Member Agnew. There was no discussion. Motion passed (8-0)

III. Planning

1. Ordinance 2024-187: Lot Split - Lot 28, Block 17 Deming's Second Addition

414 Northwest 5th Street: The Planning Commission voted 7-0, recommending approval.

An Ordinance Accepting A Lot Split Of Lot 11, Block 17 Of Deming's Second Addition Creating New Lot 28 Of Deming's Second Addition To The City Of Bentonville, Arkansas; And For Other Purposes.

City Attorney Andrew Myers read the ordinance by title only. Motion to approve by Council Member Sanchez, second by Council Member Agnew. There was no discussion. Motion passed (8-0)

2. Ordinance 2024-188: Lot Split - Lots 57 & 58 of Skyview Acres Subdivision

1204 Lockheed Street: The Planning Commission voted 7-0, recommending approval.

An Ordinance Accepting A Lot Split Of Lot 32 Of Skyview Acres Subdivision Creating New Lots 57 And 58 Of Skyview Acres Subdivision To The City Of Bentonville, Arkansas; And For Other Purposes.

City Attorney Andrew Myers read the ordinance by title only. Motion to approve by Council Member Sanchez, second by Council Member Agnew. There was no discussion. Motion passed (8-0)

3. Ordinance 2024-189: Property Line Adjustment - Lot 14, Block 3 of Railroad Addition Creating Lot 28

311 South Main Street: The Planning Commission voted 7-0, recommending approval.

An Ordinance Accepting A Property Line Adjustment Of Lot 14, Block 3 Of Railroad Addition Creating New Lot 28, Block 3 Of Railroad Addition To The City Of Bentonville, Arkansas; And For Other Purposes.

City Attorney Andrew Myers read the ordinance by title only. Motion to approve by Council Member Sanchez, second by Council Member Seba. There was no discussion. Motion passed (8-0)

4. Resolution 12-10-24 M: Future Land Use Map Amendment - GREENHOUSE-HIGHWAY 12 LLC

Greenhouse Road The Planning Commission voted 7-0, recommending approval.

A Resolution Amending The City Of Bentonville Future Land Use Map For A Specific Area From OPEN SPACE To GENERAL COMMERCIAL; And For Other Purposes.

City Attorney Andrew Myers read the resolution by title only. Motion to approve by Council Member Sanchez, second by Council Member Agnew. There was no discussion. Motion passed (8-0)

5. Ordinance 2024-190: Rezoning - GREENHOUSE-HIGHWAY 12 LLC

Greenhouse Road 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 A-1, Agricultural To C-1, Neighborhood Commercial; And For Other Purposes.

City Attorney Andrew Myers read the ordinance by title only. Motion to approve by Council Member Sanchez, second by Council Member Burckart. There was no discussion. Motion passed (8-0)

6. Ordinance 2024-191: Rezoning - GREENHOUSE-HIGHWAY 12 LLC

Greenhouse Road 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 A-1, Agricultural To C-2, General Commercial; And For Other Purposes

City Attorney Andrew Myers read the ordinance by title only. Motion to approve by Council Member Sanchez, second by Council Member Agnew. There was no discussion. Motion passed (8-0)

IV. Other Business

Motion by City Council to cancel the December 24, 2024 meeting and resume regular business on January 14, 2025. Seconded by council member Hook, motion carried.

Motion to adjourn the meeting, seconded by Council member Burckart, motion carried.

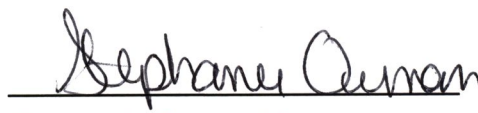
Public Comment

Speaker discussed the connection and issues with the new development around Beau Terre, and that is should not be zoned for an apartment. There is too much traffic on the road, worried about first responders, etc. There is a current plan to build a 4 story apartment building.

The next Bentonville City Council meeting will be on Tuesday January 14, 2025.




Malorie Marrs, City Clerk


Stephanie Orman, Mayor