

1. Agenda

Documents:

[SEPTEMBER 13, 2016 CITY COUNCIL FULL AGENDA.PDF](#)

2. Short Agenda

Documents:

[SEPTEMBER 13, 2016 CITY COUNCIL SHORT AGENDA.PDF](#)



BENTONVILLE CITY COUNCIL AGENDA

**Committee of the Whole
Community Development
Planning Commission Meeting Room**

**Tuesday, September 13, 2016 6:00 p.m.
305 SW "A" Street**

**Regular City Council Meeting
Community Development
Planning Commission Meeting Room**

**Tuesday, September 13, 2016 6:00 p.m.
305 SW "A" Street**

**Public Comments on Tonight's Agenda Items (Limited Public Forum)
Questions, Comments and Discussion from Alderman on Tonight's Agenda
Call to Order
Pledge of Allegiance
Moment of Silence – For our Military Forces
Roll Call
Approval of Minutes: August 23, 2016**

AGENDA

1. Planning:

1a. **Lot Split: Lots 17 and 18 of Seals Addition, Agracel, Inc., 3101 Southwest 'I' Street.**

(Pages 6-9)

The planning commission voted 5-0 recommending approval.

The applicant has submitted a lot split for property located at 3101 Southwest 'I' Street in a Light Industrial zoning district. The plat as provided by the applicant indicates the creation of two new lots that will be known as Lot 17 (3.78 acres) and Lot 18 (4.0 acres) of Seals Addition. A variable width public access easement and a 20' wide utility easement are being dedicated with the plat. Both lots will have access to public water and sewer.

1b. **Lot Split: Lot 1 of Calcon Subdivision, Calcon, Inc., 10620 Southwest 2nd Street.**

(Pages 10-13)

The planning commission voted 5-0 recommending approval.

The applicant has submitted a lot split for property located at 10620 Southwest 2nd Street in a Planned Unit Development zoning district. The plat as provided by the applicant indicates the creation of one new lot that will be known as Lot 1 (4.98 acres) of Calcon Subdivision. Additional right-of-way is being dedicated

along Southwest 2nd Street per the current Master Street Plan. A 15' wide utility easement is also being dedicated along Southwest 2nd Street for a public water main extension to the west. The new lot will have access to public water. The sewer service will be provided by the installation of a septic system.

- 1c. **Property line Adjustment: Lots 88 & 89 of Heathrow Subdivision, Zoned R-1, Single Family Residential.**

(Pages 14-17)

The planning commission voted 5-0 recommending approval.

The applicant has submitted a property line adjustment for property located north of the intersection of Stonehenge Drive and North Walton Boulevard in an R-1, Single Family Residential zoning district. The plat as provided by the applicant indicates the creation of two new lots from all or portions of 10 exiting lots that will be known as Lot 88 (2.14 acres) and Lot 89 (1.83 acres) of Heathrow Subdivision. Both of the new lots will be non-buildable and Lot 88 will be exclusive to trail construction only. A 20' wide utility easement is also being dedicated for an existing public sewer main that resides on Lot 89. Both of the new lots will have access to public water and sewer services.

- 1d. **Rezoning: Capstone Investment Group LLC, 510 Southwest 'E' Street, Zoning Request from R-O, Residential Office to R-C2, Central Residential-Moderate Density.**

(Pages 18-20)

The planning commission voted 5-0 recommending approval.

The R-C2, Central Residential-Moderate Density zoning designation will allow for the construction of a variety of single family housing types. The additional density within this district will reduce the impact on the transportation network while utilizing the existing utility infrastructure. The additional housing choices will help support the growing commercial uses within the downtown Arts District.

2. Award Bid #16-29 to Diamond C Construction in the amount of \$545,995.45 for Phase 1 of the Trib. 2 project involving structural and channelization improvements. See attached memo, letter of recommendation to award bid, and bid tabulation. **(Pages 21-23)**
3. Council approval of a resolution authorizing the Mayor and Clerk to enter into a professional services contract with Traffic Engineering Consultants for the annual traffic signal timing study and coordination plan at 22 signalized intersections for a lump sum amount not to exceed \$33,000.00. This is a budgeted item. See attached memo and supporting documents. **(Pages 24-29)**
4. Request City Council approve the conversion of one (1) part-time employee in the Parks Maintenance Department to a full-time employee. Additionally, add three (3) full-time parks maintenance workers to the Parks Maintenance Department. 100% of the funding cost for this transition/additions will come from the "Temporary Employee" budget. The cost for this transition/addition is approximately \$40,400.00 for the remainder of 2016. The 2017 Parks maintenance budget will be reduced by \$131,000.00 to reflect these

transitions/additions for 2017. The parks maintenance department relies heavily on temporary labor (now supplied by 3 different staffing agencies) to provide maintenance workers. In the past 18 months, the parks maintenance department has seen a sharp decline in temporary staffing, on average getting on 60% of the workers requested. Many days not getting even 50% - and the worker quality is below average at best. These changes are needed to ensure that we have adequate staff to maintain our parks and recreation facilities. There is NO additional funding needed to make these changes - simply moving budget dollars from one account to another. **(Pages 30-33)**

5. Appointment of Tim Stachowiak as the City of Bentonville's representative to the Ozark Regional Transit Authority Board of Directors. (Term expires 9/13/2020) **(Pages 34-36)**
6. Approval of a resolution accepting a grant in an amount up to \$189,198.00 from the FAA for funding of the West Taxiway Design project. Total cost of the project is \$210,220.00. The remaining \$21,022.00 is anticipated to be reimbursed by the Arkansas Department of Aeronautics upon completion of the project. **(Pages 37-47)**
7. Staff recommends Council approval of a resolution authorizing the Mayor and Engineering Director to execute a Utility Relocation Agreement for the relocation of OH electric associated with the 8th Street Improvement Project (AHTD Project No. 090218). Since this project includes Federal funding, it will be overseen by the Arkansas State Highway and Transportation Department. Therefore, this agreement is required and will govern the reimbursement eligibility. **(Pages 48-54)**
8. A resolution authorizing the Mayor and City Council to enter into an agreement with PB2 in order to map the electric circuits at the Bentonville Square and provide as built drawings in the amount of \$39,500.00. **(Pages 55-59)**
9. Recommend the Mayor and City Council award the heavy duty overhead cable puller to Brooks Brothers Trailers in the amount of \$120,850.00. This is a 2016 budget item. **(Pages 60-69)**
10. Staff recommends Council approval of Change Order #1 for the Final Clarifier No. 1 Floor Repair project at the Wastewater Treatment Plant in the amount of \$47,316.18 for unforeseen damage/repairs. This change order brings the project total to \$186,166.18. A budget adjustment is not needed for this project as adequate funds remain in this account to cover the increased costs. **(Pages 70-72)**

**City Council
Planning
September 13, 2016**

Lot Split: Lots 17 and 18 of Seals Addition, Agracel, Inc., 3101 Southwest 'I' Street.

The planning commission voted 5-0 recommending approval.

The applicant has submitted a lot split for property located at 3101 Southwest 'I' Street in a Light Industrial zoning district. The plat as provided by the applicant indicates the creation of two new lots that will be known as Lot 17 (3.78 acres) and Lot 18 (4.0 acres) of Seals Addition. A variable width public access easement and a 20' wide utility easement are being dedicated with the plat. Both lots will have access to public water and sewer.

Lot Split: Lot 1 of Calcon Subdivision, Calcon, Inc., 10620 Southwest 2nd Street.

The planning commission voted 5-0 recommending approval.

The applicant has submitted a lot split for property located at 10620 Southwest 2nd Street in a Planned Unit Development zoning district. The plat as provided by the applicant indicates the creation of one new lot that will be known as Lot 1 (4.98 acres) of Calcon Subdivision. Additional right-of-way is being dedicated along Southwest 2nd Street per the current Master Street Plan. A 15' wide utility easement is also being dedicated along Southwest 2nd Street for a public water main extension to the west. The new lot will have access to public water. The sewer service will be provided by the installation of a septic system.

Property line Adjustment: Lots 88 & 89 of Heathrow Subdivision, Zoned R-1, Single Family Residential.

The planning commission voted 5-0 recommending approval.

The applicant has submitted a property line adjustment for property located north of the intersection of Stonchenge Drive and North Walton Boulevard in an R-1, Single Family Residential zoning district. The plat as provided by the applicant indicates the creation of two new lots from all or portions of 10 exiting lots that will be known as Lot 88 (2.14 acres) and Lot 89 (1.83 acres) of Heathrow Subdivision. Both of the new lots will be non-buildable and Lot 88 will be exclusive to trail construction only. A 20' wide utility easement is also being dedicated for an existing public sewer main that resides on Lot 89. Both of the new lots will have access to public water and sewer services.

**Rezoning: Capstone Investment Group LLC, 510 Southwest 'E' Street,
Zoning Request from R-O, Residential Office to R-C2, Central Residential-
Moderate Density.**

The planning commission voted 5-0 recommending approval.

The R-C2, Central Residential-Moderate Density zoning designation will allow for the construction of a variety of single family housing types. The additional density within this district will reduce the impact on the transportation network while utilizing the existing utility infrastructure. The additional housing choices will help support the growing commercial uses within the downtown Arts District.

Planning Commission Staff Report
Lot Split: Lots 17 & 18 of Seals Addition

TO: Bentonville Planning Commission Members
THRU: Troy Galloway, AICP, Community Development Director
FROM: Jon Stanley, Planner
PC DATE: September 6, 2016

GENERAL INFORMATION:

Project Number: 16-05000030

Applicant: Agracel, Inc.

Representative: Bates & Associates (Justin Reid)

Requested Action: Lot Split Approval

Location: 3101 Southwest 'I' Street

Existing Zoning: I-1, Light Industrial

Land Use Plan: Commercial

BACKGROUND:

The applicant has submitted a lot split for property located at 3101 Southwest 'I' Street in a Light Industrial zoning district. The plat as provided by the applicant indicates the creation of two new lots that will be known as Lot 17 (3.78 acres) and Lot 18 (4.0 acres) of Seals Addition. A variable width public access easement and a 20' wide utility easement are being dedicated with the plat. Both lots will have access to public water and sewer services.

SURROUNDING LAND USES AND ZONING:

Direction	Zoning	Land Use
North	A-1, Agricultural	Bentonville Municipal Airport
South	A-1, Agricultural	Manufacturing Facility
East	A-1, Agricultural	Bentonville Municipal Airport
West	A-1, Agricultural	Agricultural land

STREETS

Direction	Name	Classification
North	-	-
South	-	-
East	-	-
West	Southwest 'I' Street	Arterial

TRAFFIC FINDINGS

- (a) Traffic data for the nearest intersections are as follows: No traffic data exists for this location.
- (b) Traffic summary software predicts the additional traffic for this project is: N/A.

STANDARD CONDITIONS OF APPROVAL

1. A digital copy of the plat.
2. All technical review comments must be addressed before building permits will be issued.

ISSUES / ANALYSIS:

Site Inspection: A site inspection was completed; this is the location of an existing single office building and a vacant industrial lot along a rapidly developing arterial street in the southwest section of the city.

Drainage Report: A drainage report is not required for this lot split.

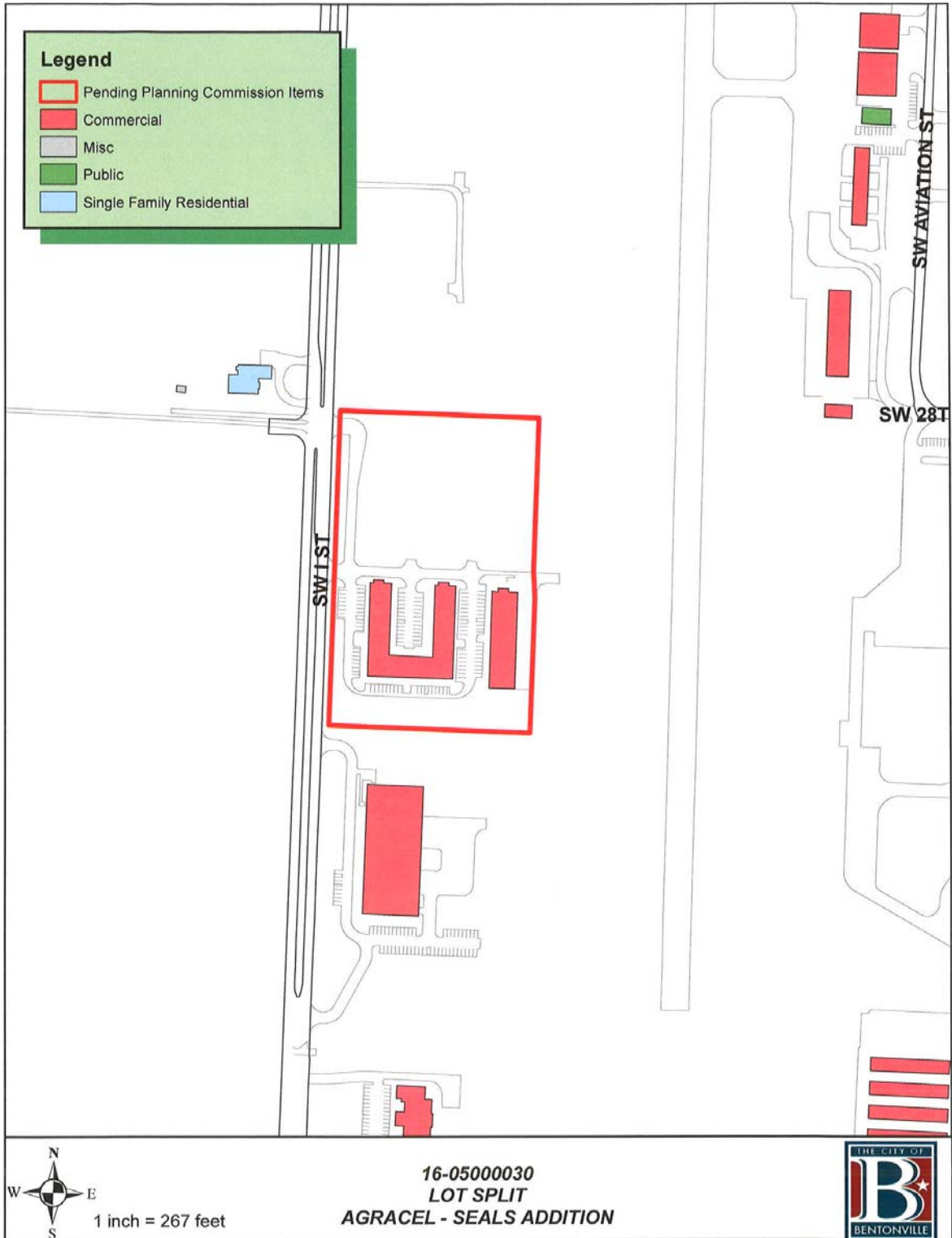
Water / Sewer: Per the G.I.S. site, water and sewer are currently in use on the site.

Waiver(s): N/A

Analysis / Conclusion: This lot split **DOES** meet the minimum requirements of the subdivision regulations.

RECOMMENDATION:

Staff has reviewed this application and recommends **APPROVAL**.



ORDINANCE NO. _____

AN ORDINANCE ACCEPTING A LOT SPLIT OF LOTS 17 & 18 OF SEALS ADDITION TO THE CITY OF BENTONVILLE, ARKANSAS.

WHEREAS, pursuant to the provisions of Title 15 of the Bentonville Municipal Code, the lot split of Lots 17 & 18 of Seals Addition, Benton County Arkansas, was submitted to the Bentonville Planning Commission On the 6th day of September, 2016 and

WHEREAS, said lot split is attached hereto as Exhibit "A" and

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 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 Lots 17 & 18 of Seals 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 lot split by certifying said acceptance on the approved lot split.

PASSED AND APPROVED THIS _____ DAY OF _____, 2016.

ATTEST:

APPROVED:

CITY CLERK

MAYOR

Planning Commission Staff Report
Lot Split: Lot 1 Calcon Subdivision

TO: Bentonville Planning Commission Members
THRU: Troy Galloway, AICP, Community Development Director
FROM: Jon Stanley, Planner
PC DATE: September 6, 2016

GENERAL INFORMATION:

Project Number: 16-05000031

Applicant: Calcon, Inc.

Representative: Bates & Associates (Justin Reid)

Requested Action: Lot Split Approval

Location: 10620 Southwest 2nd Street

Existing Zoning: PUD, Planned Unit Development

Land Use Plan: Agriculture

BACKGROUND:

The applicant has submitted a lot split for property located at 10620 Southwest 2nd Street in a Planned Unit Development zoning district. The plat as provided by the applicant indicates the creation of one new lot that will be known as Lot 1 (4.98 acres) of Calcon Subdivision. Additional right-of-way is being dedicated along Southwest 2nd Street per the current Master Street Plan. A 15' wide utility easement is also being dedicated along Southwest 2nd Street for a public water main extension to the west. The new lot will have access to public water and sewer service will be provided by the installation of a septic system.

SURROUNDING LAND USES AND ZONING:

Direction	Zoning	Land Use
North	Benton County	Benton County – Undeveloped
South	Benton County & R-3, Medium Density Residential	Benton County – Single Family Residence
East	Benton County	Single Family Residence
West	Benton County	Benton County – Office/Warehouse

STREETS

Direction	Name	Classification
North	-	-
South	Southwest 2 nd Street	Arterial
East	-	-
West	-	-

TRAFFIC FINDINGS

- (a) Traffic data for the nearest intersections are as follows: No traffic data exists for this location.
- (b) Traffic summary software predicts the additional traffic for this project is: N/A.

STANDARD CONDITIONS OF APPROVAL

- 1. A digital copy of the plat.
- 2. All technical review comments must be addressed before building permits will be issued.

ISSUES / ANALYSIS:

Site Inspection: A site inspection was completed; this is the location of a vacant lot along a state highway in the southwest part of the city.

Drainage Report: A drainage report is not required for this lot split.

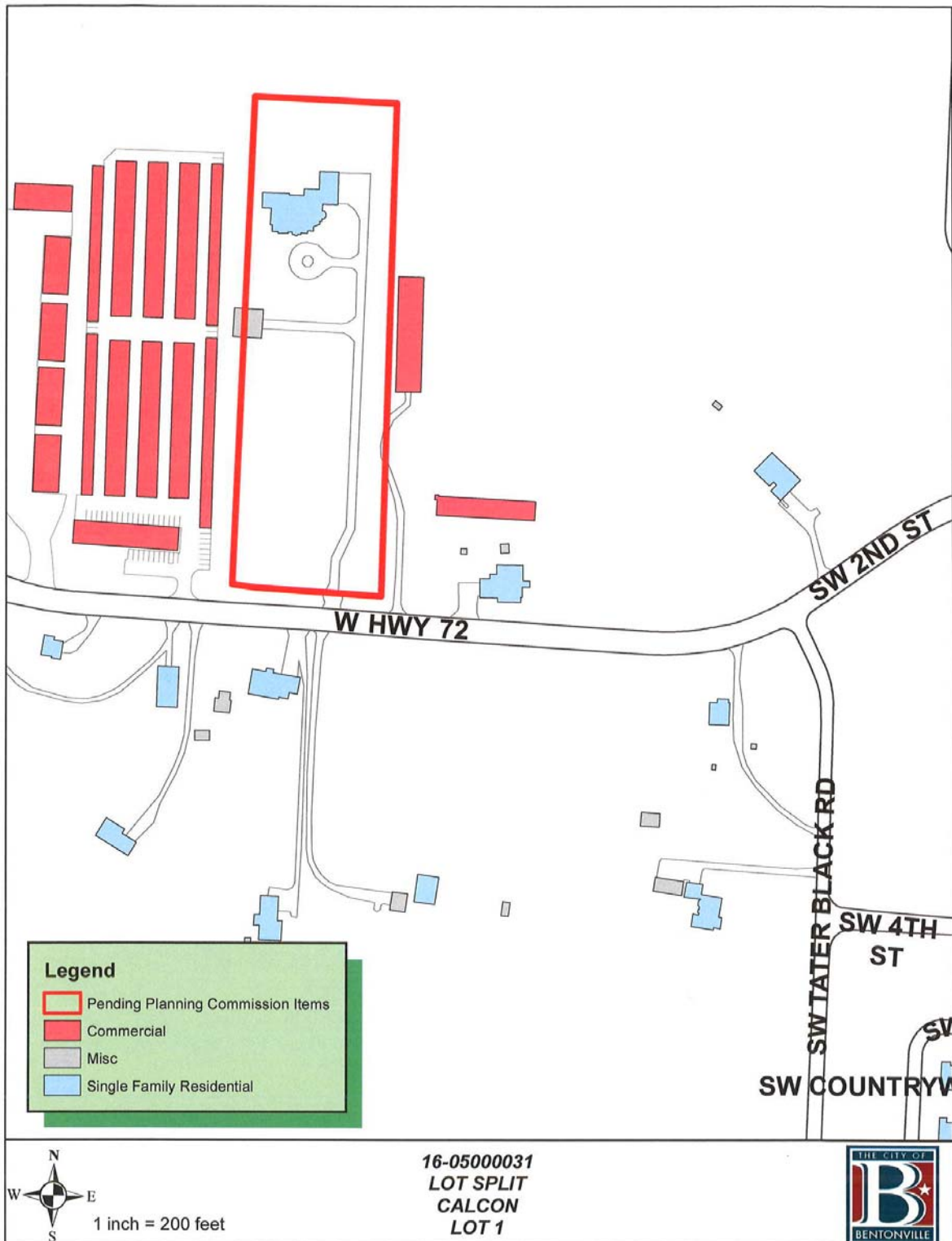
Water / Sewer: Per the G.I.S. site, water and sewer are currently in use on the site.

Waiver(s): N/A

Analysis / Conclusion: This lot split **DOES** meet the minimum requirements of the subdivision regulations.

RECOMMENDATION:

Staff has reviewed this application and recommends **APPROVAL**.



ORDINANCE NO. _____

AN ORDINANCE ACCEPTING A LOT SPLIT OF LOT 1 OF CALCON SUBDIVISION TO THE CITY OF BENTONVILLE, ARKANSAS.

WHEREAS, pursuant to the provisions of Title 15 of the Bentonville Municipal Code, the lot split of Lot 1 of Calcon Subdivision, Benton County Arkansas, was submitted to the Bentonville Planning Commission On the 6th day of September, 2016 and

WHEREAS, said lot split is attached hereto as Exhibit "A" and

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 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 1 of Calcon 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.

PASSED AND APPROVED THIS _____ **DAY OF** _____, 2016.

ATTEST:

APPROVED:

CITY CLERK

MAYOR

Planning Commission Staff Report
Property Line Adjustment: Lots 88 & 89 of Heathrow Subdivision

TO: Bentonville Planning Commission Members
THRU: Troy Galloway, AICP, Community Development Director
FROM: Jon Stanley, Planner
PC DATE: September 6, 2016

GENERAL INFORMATION:

Project Number: 16-07000021

Applicant: Open Spaces Forever, LLC, Bentonville/Bella Vista Trailblazers Association
& H CO, LLC

Representative: Sand Creek Engineering (Ken Booth)

Requested Action: Property Line Adjustment Approval

Location: Stonehenge Drive & North Walton Boulevard

Existing Zoning: R-1, Single Family Residential

Land Use Plan: Commercial

BACKGROUND:

The applicant has submitted a property line adjustment for property located north of the intersection of Stonehenge Drive and North Walton Boulevard in an R-1, Single Family Residential zoning district. The plat as provided by the applicant indicates the creation of two new lots from all or portions of 10 existing lots that will be known as Lot 88 (2.14 acres) and Lot 89 (1.83 acres) of Heathrow Subdivision. Both of the new lots will be non-buildable and Lot 88 will be exclusive to trail construction only. A 20' wide utility easement is also being dedicated for an existing public sewer main that resides on Lot 89. Both of the new lots will have access to public water and sewer services.

SURROUNDING LAND USES AND ZONING:

Direction	Zoning	Land Use
North	C-1, Neighborhood Commercial	Vacant commercial lot
South	R-O, Residential Office	
East	C-2, General Commercial & R-1, Single Family Residential	Vacant commercial lot & Single Family Residence
West	R-1, Single Family Residential	Single Family Residences

STREETS

Direction	Name	Classification
North	-	-
South	Stonehenge Drive	Local
East	North Walton Boulevard	Arterial
West	-	-

TRAFFIC FINDINGS

- (a) Traffic data for the nearest intersections are as follows: N/A.
- (b) Traffic summary software predicts the additional traffic for this project is: N/A.

STANDARD CONDITIONS OF APPROVAL

1. A digital copy of the plat.
2. All technical review comments must be addressed before building permits will be issued.

ISSUES / ANALYSIS:

Site Inspection: A site inspection was completed; this site is the location of two vacant non-buildable residential lots. A portion of the North Walton Trail resides on the new Lot 88.

Drainage Report: A drainage report is not required for this property line adjustment.

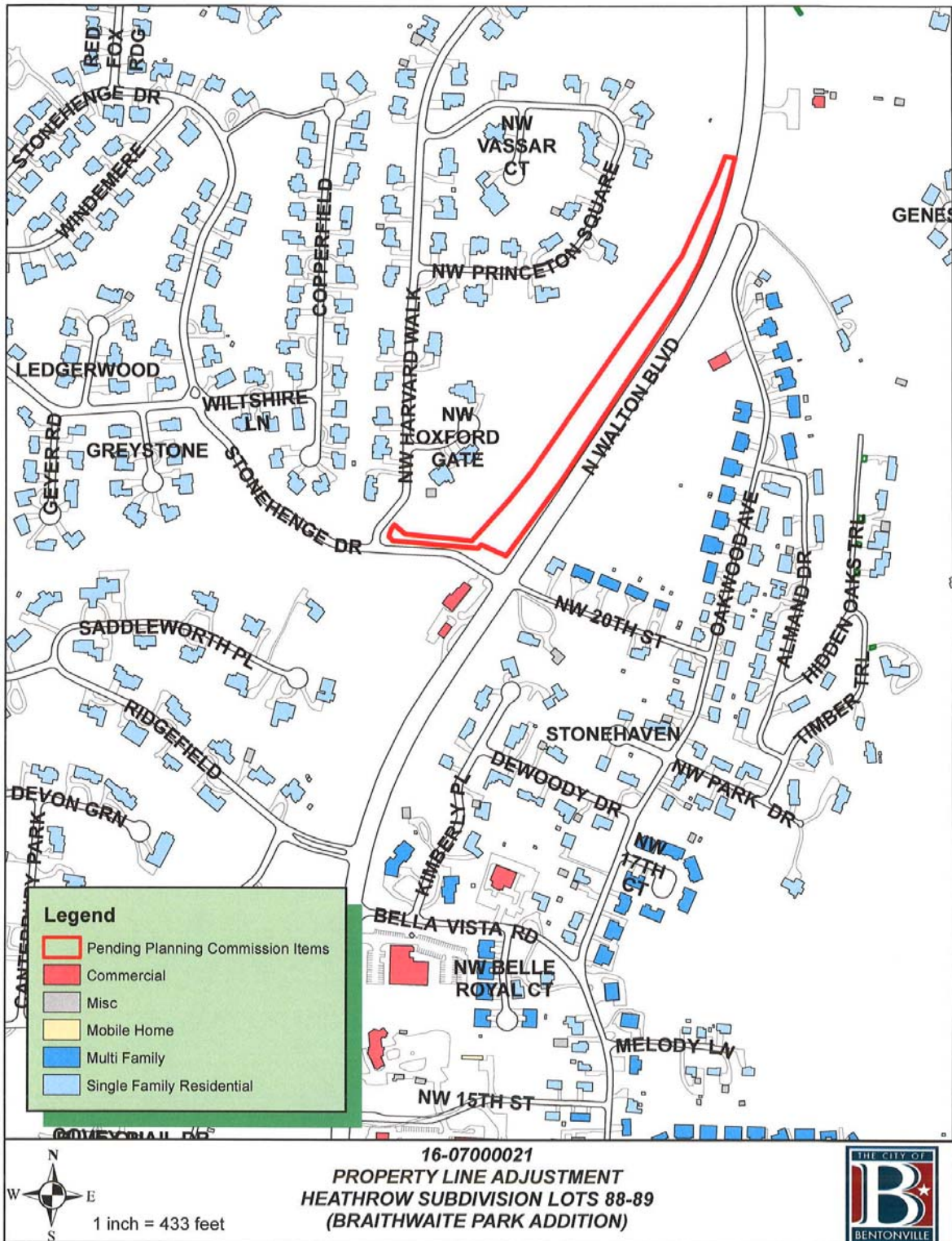
Water / Sewer: Per the G.I.S. site, water and sewer are currently in use on site.

Waiver(s): N/A

Analysis / Conclusion: This property line adjustment **DOES** meet the minimum requirements of the subdivision regulations.

RECOMMENDATION:

Staff has reviewed this application and recommends **APPROVAL**.



ORDINANCE NO. _____

AN ORDINANCE ACCEPTING A PROPERTY LINE ADJUSTMENT OF LOTS 88 & 89 OF HEATHROW SUBDIVISION TO THE CITY OF BENTONVILLE, ARKANSAS.

WHEREAS, pursuant to the provisions of Title 15 of the Bentonville Municipal Code, the property line adjustment Lots 88 & 89 of Heathrow Subdivision to the City of Bentonville, Benton County Arkansas, was submitted to the Bentonville Planning Commission on the 6th day of September, 2016 and

WHEREAS, said property line adjustment is attached hereto as Exhibit "A" and

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 of 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 Lots 88 & 89 of Heathrow 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 property line adjustment by certifying said acceptance of the approved property line adjustment.

PASSED AND APPROVED THIS _____ DAY OF _____, 2016.

ATTEST:

APPROVED:

CITY CLERK

MAYOR

REZONING STAFF REPORT



REZONING: CAPSTONE INVESTMENT GROUP, LLC

PC Date: 9/6/2016

510 Southwest 'E' Street

From: R-O, Residential Office

To: R-C2, Central Residential - Moderate Density

Recommendation: Approval

Reviewer: Jon Stanley, Planner

Project Number	15-09000009
Applicant / Current Owner	Capstone Investment Group, LLC PO Box 1915 Bentonville, Arkansas
Site Area	.26 acre
Current Zoning	R-O, Residential Office
Requested Zoning	R-C2, Central Residential - Moderate Density
Future Land Use Map Designation	Downtown Mixed Use Residential (DMUR)

<http://geo.bentonvillear.com/mgweb/PZpending/>

Property Description

This property is the location of a single family residence adjacent to a major commercial office complex.

Projected Traffic Impact

The proposed zoning designation will not adversely impact traffic in the area. The downtown street grid will provide multiple options for ingress and egress.

Utility Infrastructure

Water and sewer is available along Southwest F Street on the east side of the property.

Relationship to the General Plan

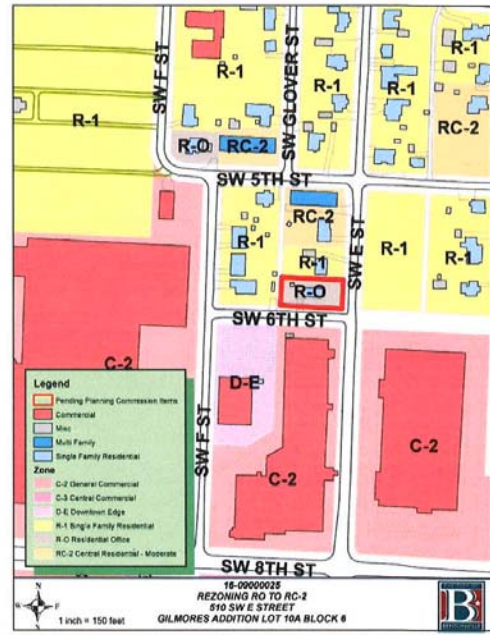
The master land use plan depicts this property as Downtown Mixed Use Residential. The RC-2 zoning is an appropriate zoning district for this designation.

ANALYSIS, CONCLUSION AND SUMMARY

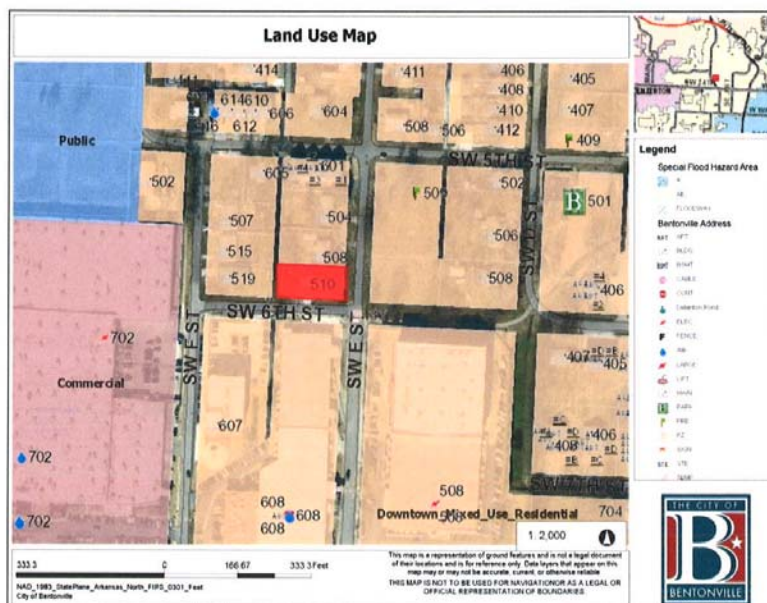
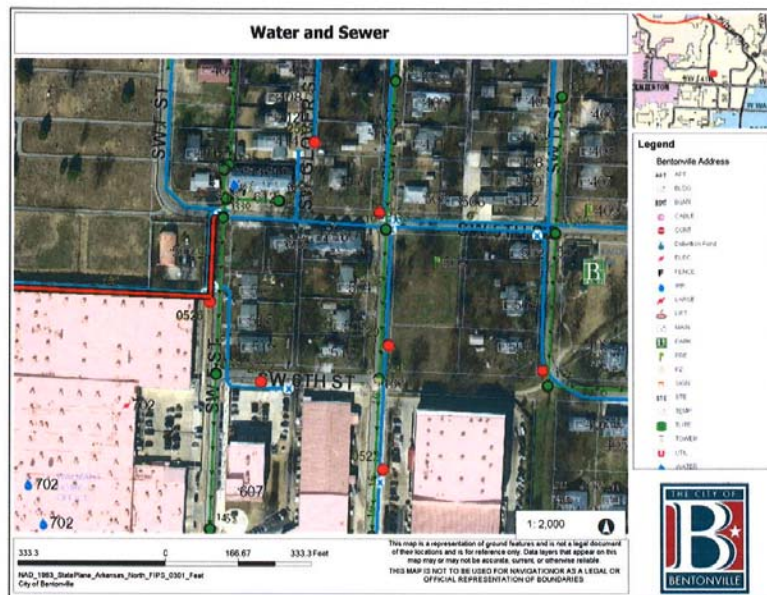
The RC-2, Central Residential-Moderate Density zoning designation will allow for the construction of a variety of single family housing types. The additional density within this district will reduce the impact on the transportation network while utilizing the existing utility infrastructure. The additional housing choices will help support the growing commercial uses within the downtown Arts District.

RECOMMENDATION

Staff has reviewed this application and based on the findings presented in this staff report, staff recommends APPROVAL of this rezoning from R-O, Residential Office to RC-2, Central Residential-Moderate Density.



REZONING STAFF REPORT



City of Bentonville, Arkansas | Community & Economic Development Department
Troy Galloway, AICP, Community & Economic Development Director | 305 SW A Street, Bentonville, AR | (p) 479-271-3122 | (f) 479-271-5906

ORDINANCE NO. _____

**AN ORDINANCE CHANGING REAL ESTATE IN THE CITY OF BENTONVILLE,
ARKANSAS, FROM ITS PRESENT CLASSIFICATION TO R-C2, CENTRAL RESIDENTIAL-
MODERATE DENSITY.**

WHEREAS, Capstone Investment Group LLC, duly filed a petition with the City Planning Commission requesting that the hereinafter described property situated in Benton County, Arkansas, be changed from its present classification to R-C2, property to be used in accordance with city zoning laws and state laws; which property is described as follows.

Lot 10A, Block 6, Gilmore's Addition to the City of Bentonville, Benton County, Arkansas, as shown in replat recorded in plat record 32 at page 23.

WHEREAS, the City Planning Commission duly met and considered the application and duly set the petition for public hearing to be held the 6th day of September, 2016 in the Council Room of the City of Bentonville; notice of said hearing having been published in the Benton County daily Record for the time and in the manner required by law; and

WHEREAS, the City planning Commission voted to recommend to the City Council that the petition be approved and that said property be rezoned from its present classification to R-C2 property;

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

Section 1: That the above described real property is hereby changed from its present classification to R-C2 property to be used in accordance with the City zoning laws of the State of Arkansas.

PASSED AND APPROVED this _____ day of _____, 2016.

ATTEST:

APPROVED:

CLERK

MAYOR



CHECK ALL THAT APPLY			
X	Bid Award	Bid #	16-29
	Budget Adjustment		
	Change Order		
	Informational		
	Ordinance		
	Resolution		
	Other		

AGENDA FORM

CITY COUNCIL MEETING OF:

September 13, 2016

Submitted by:

Mike Churchwell

Department

Transportation

Phone

271-6840

ACTION REQUIRED:

Award Bid #16-29 to Diamond C Construction in the amount of \$545,995.45 for Phase 1 of the Trib 2 project involving structural and channelization improvements. See attached memo, letter of recommendation to award bid, and bid tabulation.

COST TO CITY:

Cost of this Request: \$545,995

Additional Budget Amount

☒ One time amount

☐ Continuing O and M

Previously Budgeted	\$	750,000
Funds Expended to Date		48,500
Remaining Budget		701,500
Budget Adjustment		-
Remaining After Adjustment	\$	701,500

This form must be turned into the Mayor's office 7 days prior to the scheduled City Council meeting.

117 WEST CENTRAL AVENUE * BENTONVILLE, AR 72712

www.bentonvillear.com



PLEASE RECYCLE



MEMORANDUM

Date: August 24, 2016

To: City Council, Mayor McCaslin

From: Mike Churchwell

RE: Award Bid #16-29 to Diamond C Const. for Phase 1 of Trib 2

This item is to award bid to Diamond C Construction for structure and channelization on Phase 1 of the Trib 2 project. Last year the City bid the entire Trib 2 project inclusive with the Main Street project, we had one bidder and it was an exceptionally high bid, so that bid was not awarded. Since that time, we have noted that the structural integrity of the existing box culvert where Trib 2 crosses SW 12th Street has become marginal; therefore we have done some temporary short term maintenance on it. As a result of this, the Mayor and Staff decided it was in the City and public's best interest to go ahead and do a break-out project there to address that particular crossing. This project will replace the existing structure as well as provide a concrete lined channel from approximately 100 feet west of SW "A" Street over to connect to the existing concrete channel located behind the Bentonville Butcher and Deli.

BID TABULATION

JOB: Trib 2 Drainage-Phase I
 DESCRIPTION: Walton Blvd to SW "A" St
 JOB NO.: City Bid # 16-29 (CTA # 05119700)
 DATE: 8/18/2016

ENGINEER		Diamond C Construction			Dean Crowder			J. Johnson Construction			NEC, Inc.			Boulder Construction				
ITEM NO.	SPEC SECTION	DESCRIPTION OF ITEMS	CONTRACT QUANTITY	UNIT	PRICE	TOTAL	UNIT	PRICE	TOTAL	UNIT	PRICE	TOTAL	UNIT	PRICE	TOTAL	UNIT	PRICE	TOTAL
1.0	CTA 111	Construction Control	1	LS	\$ 5,000.00	\$ 5,000.00		\$ 18,127.00	\$ 18,127.00		\$ 5,400.00	\$ 5,400.00		\$ 25,240.00	\$ 25,240.00		\$ 10,641.00	\$ 10,641.00
2.0	CTA 201	Clearing and Grubbing	1	LS	\$15,000.00	\$ 15,000.00		\$44,304.00	\$44,304.00		\$16,980.00	\$16,980.00		\$21,880.00	\$21,880.00		\$31,227.00	\$31,227.00
3.0	CTA 202	Undercut and Backfill	700	CY	\$ 30.00	\$ 21,000.00		\$ 30.00	\$ 21,000.00		\$ 65.50	\$ 45,850.00		\$ 21.93	\$ 15,351.00		\$ 30.00	\$ 21,000.00
4.0	CTA 204	4" Topsoil Placement	2720	SY	\$ 5.00	\$ 13,600.00		\$ 3.72	\$ 10,118.40		\$ 7.60	\$ 20,672.00		\$ 10.95	\$ 29,784.00		\$ 27.50	\$ 74,900.00
5.0	CTA 301	18" RC Flared End Section	1	LF	\$ 800.00	\$ 800.00		\$ 1,029.00	\$ 1,029.00		\$ 0.00	\$ 0.00		\$ 875.00	\$ 875.00		\$ 590.00	\$ 590.00
6.0	CTA 301	18" RC Flared End Section	61	LF	\$ 100.00	\$ 6,100.00		\$ 80.00	\$ 4,880.00		\$ 12.00	\$ 6,832.00		\$ 83.11	\$ 5,069.71		\$ 90.50	\$ 5,490.00
7.0	CTA 301	18" RC Outside Roadway	41	LF	\$ 85.00	\$ 3,485.00		\$ 69.00	\$ 2,829.00		\$ 10.00	\$ 4,120.00		\$ 69.26	\$ 2,839.96		\$ 90.50	\$ 3,719.50
8.0	CTA 302	4'x4' Curb Inlet	4	EA	\$ 3,500.00	\$ 14,000.00		\$ 3,000.00	\$ 12,000.00		\$ 3,900.00	\$ 15,200.00		\$ 3,920.00	\$ 15,680.00		\$ 4,790.00	\$ 19,160.00
9.0	CTA 305	Channel Excavation (Plan Quantity)	859	CY	\$ 20.00	\$ 17,120.00		\$ 17.00	\$ 14,552.00		\$ 62.00	\$ 53,072.00		\$ 17.02	\$ 14,568.12		\$ 31.00	\$ 26,535.00
10.0	CTA 305	Concrete Channel Paving	1430	SY	\$ 70.00	\$ 100,100.00		\$ 48.00	\$ 70,070.00		\$ 75.00	\$ 107,250.00		\$ 88.17	\$ 126,083.10		\$ 62.50	\$ 89,375.00
11.0	CTA 401	6" Aggregate Base Course	351	SY	\$ 10.00	\$ 3,510.00		\$ 9.00	\$ 3,159.00		\$ 27.25	\$ 9,564.75		\$ 18.80	\$ 6,598.80		\$ 15.00	\$ 5,265.00
12.0	CTA 403	2" PG 84-22 ACHM Surface Course	287	SY	\$ 12.00	\$ 3,444.00		\$ 24.00	\$ 6,888.00		\$ 44.00	\$ 12,608.00		\$ 100.60	\$ 28,872.20		\$ 51.00	\$ 14,637.00
13.0	CTA 403	4" PG 84-22 ACHM Binder Course (1")	287	SY	\$ 18.00	\$ 5,166.00		\$ 33.00	\$ 9,471.00		\$ 66.00	\$ 18,942.00		\$ 115.60	\$ 33,177.20		\$ 77.00	\$ 22,089.00
14.0	CTA 503	Concrete Curb and Gutter	180	LF	\$ 20.00	\$ 3,600.00		\$ 13.50	\$ 2,430.00		\$ 17.00	\$ 3,060.00		\$ 22.00	\$ 3,960.00		\$ 35.50	\$ 6,390.00
15.0	CTA 503	6" Concrete Driveway	129	SY	\$ 50.00	\$ 6,450.00		\$ 50.00	\$ 6,450.00		\$ 69.00	\$ 8,901.00		\$ 214.80	\$ 27,702.20		\$ 80.00	\$ 10,400.00
16.0	CTA 505	Seeding	541	SY	\$ 4.00	\$ 2,164.00		\$ 5.00	\$ 2,705.00		\$ 6.75	\$ 3,651.75		\$ 5.00	\$ 2,705.00		\$ 8.00	\$ 4,328.00
17.0	CTA 505	Additional Seeding	0.6	AC	\$ 8,000.00	\$ 4,800.00		\$ 3,907.00	\$ 2,344.20		\$ 4,400.00	\$ 2,640.00		\$ 7,000.00	\$ 4,200.00		\$ 7,671.00	\$ 4,602.60
18.0	CTA 505	Additional Watering	18.0	MG	\$ 500.00	\$ 9,000.00		\$ 2,000.00	\$ 36,000.00		\$ 565.00	\$ 10,170.00		\$ 1,000.00	\$ 5,500.00		\$ 9,000.00	\$ 49,500.00
19.0	CTA 508 & 509	Erosion Control	1	LS	\$ 5,000.00	\$ 5,000.00		\$10,299.00	\$10,299.00		\$ 8,500.00	\$ 8,500.00		\$ 2,950.00	\$ 2,950.00		\$ 7,252.00	\$ 7,252.00
20.0	CTA 510	Traffic Control	1	LS	\$ 3,000.00	\$ 3,000.00		\$11,364.00	\$11,364.00		\$ 2,750.00	\$ 2,750.00		\$ 9,000.00	\$ 9,000.00		\$ 5,975.00	\$ 5,975.00
21.0	CTA 511	Mobilization	1	LS	\$22,000.00	\$22,000.00		\$16,621.00	\$16,621.00		\$26,535.00	\$26,535.00		\$ 3,900.00	\$ 3,900.00		\$ 4,325.00	\$ 4,325.00
22.0	CTA 515	Galvanized Steel Handrail	77	LF	\$ 100.00	\$ 7,700.00		\$ 97.00	\$ 7,469.00		\$ 105.00	\$ 8,085.00		\$ 210.00	\$ 16,170.00		\$ 192.00	\$ 14,784.00
23.0	SP	Prefabricated Bridge	52	LF	\$ 2,175.00	\$ 113,100.00		\$ 4,994.00	\$ 25,998.80		\$ 3,786.00	\$ 19,748.00		\$ 3,830.00	\$ 204,360.00		\$ 4,191.00	\$ 216,372.00
24.0	AHTD 286	Select Granular Material	88	CY	\$ 60.00	\$ 5,280.00		\$ 56.00	\$ 4,928.00		\$ 69.50	\$ 6,082.00		\$ 104.00	\$ 9,152.00		\$ 77.50	\$ 6,820.00
25.0	AHTD 801	Unexcavated Excavation for Structures-Bridge	42	CY	\$ 150.00	\$ 6,300.00		\$ 135.00	\$ 5,670.00		\$ 175.00	\$ 7,350.00		\$ 198.00	\$ 8,316.00		\$ 210.00	\$ 8,820.00
26.0	AHTD 802	Class 5 Concrete-Bridge	406	CY	\$ 95.00	\$ 38,570.00		\$ 27.00	\$ 10,962.00		\$ 45.00	\$ 18,270.00		\$ 15.00	\$ 6,075.00		\$ 30.50	\$ 12,307.50
27.0	AHTD 803	Class 1 Precast Surface Treatment	4.0	Gal	\$ 110.00	\$ 440.00		\$ 100.00	\$ 400.00		\$ 125.00	\$ 500.00		\$ 100.00	\$ 400.00		\$ 2.00	\$ 8.00
28.0	AHTD 804	Remotely Applied Sealant	602	LB	\$ 1.25	\$ 752.50		\$ 1.25	\$ 752.50		\$ 1.25	\$ 752.50		\$ 1.25	\$ 752.50		\$ 1.25	\$ 752.50
29.0	AHTD 804	Apply Coating Retaining Wall (Grade 60)	759	LB	\$ 1.25	\$ 948.75		\$ 2.75	\$ 2,117.50		\$ 2.25	\$ 1,706.25		\$ 2.50	\$ 1,875.00		\$ 8.50	\$ 6,412.50
ENGINEER Estimate					\$ 300,115.10			\$ 345,955.45			\$ 705,457.73			\$ 710,981.49			\$ 586,167.60	
Boulder Construction																		



CHECK ALL THAT APPLY		
	Bid Award	Bid #
	Budget Adjustment	
	Change Order	
	Informational	
	Ordinance	
X	Resolution	
	Other	

AGENDA FORM

CITY COUNCIL MEETING OF:

September 13, 2015

Submitted by:

Mike Churchwell

Department

Transportation

Phone

271-6840

ACTION REQUIRED:

Council approval of a resolution authorizing the Mayor and Clerk to enter into a professional services contract with Traffic Engineering Consultants for the annual traffic signal timing study and coordination plan at 22 signalized intersections for a lump sum amount not to exceed \$33,000.00. This is a budgeted item. See attached memo and supporting documents.

COST TO CITY:

Cost of this Request: NTE \$33,000

Additional Budget Amount

☒ One time amount

☐ Continuing O and M

Previously Budgeted	\$	33,000
Funds Expended to Date		
Remaining Budget		33,000
Budget Adjustment		-
Remaining After Adjustment	\$	33,000

This form must be turned into the Mayor's office 7 days prior to the scheduled City Council meeting.

117 WEST CENTRAL AVENUE * BENTONVILLE, AR 72712

www.bentonvillear.com



PLEASE RECYCLE



MEMORANDUM

Date: September 6, 2016

To: City Council, Mayor McCaslin

From: Mike Churchwell

RE: Signal Timing Contract w/Traffic Engineering Consultants

This contract is for the annual timing and coordination study done for selected traffic signals in the City. With the rapid growth that Bentonville has experienced and the increased traffic loads that have been experienced, the timing and coordination of signals is important to help manage traffic movement in and around the City. The attached letter outlines more detail of the information that will be collected and how that information will be utilized in the signal timing.



September 6, 2016

Mr. Brad Conley
City of Bentonville
117 W. Central
Bentonville, AR 72712

Dear Brad,

Please accept this letter as a proposal to provide traffic signal timing for 22 traffic signal locations in the City of Bentonville. The signal locations are shown on the attached list. They include the traffic signals on the City's Siemens Tactics system along U.S. 71B (Walton) from Medical Center Drive to Tiger Boulevard and along S.H. 102 (14th Street) from SW I Street to Bekaert Road.

The project includes the retiming of 22 intersections. Traffic counts will be taken at the intersections and include peak hour turning movement counts and 24 hour counts at strategic locations. The attached list summarizes the traffic counts to be taken.

The traffic model will be updated using the new counts to determine the best timing plans. The existing plans where available will be reviewed and updated. New timing plans will be implemented at intersections where necessary.

All timing data will be input into the Siemens Tactics system. The timing plans will be downloaded to the signal equipment in the field and adjusted for the traffic patterns. The goal of the timing plans will be to reduce travel delay.

All collected data and analysis results will be documented in a report provided to the City upon completion of the project. The project should be completed within four months from the initiation of the traffic counts.

The cost to complete the retiming of the traffic signals is \$33,000 lump sum. Work completed to date will be invoiced on a monthly basis.

Traffic Engineering Consultants, Inc.

6000 S. Western Avenue, Ste. 300 | Oklahoma City, Oklahoma 73139 | Ph. 405-720-7721
6931 S. 66th E. Avenue, Ste. 100, | Tulsa, Oklahoma 74133 | Ph. 918-481-8484
Website: www.tecok.com

If you agree with these terms, please sign below and return a copy of the letter to us. A signed returned copy will be considered notice to proceed.

Sincerely,

APPROVED



Steven D. Hofener, P.E., PTOE
Principal

City of Bentonville

SDH/tm

Date

Enclosure

Table 1 Intersection and Tube Count Locations List
September 9, 2016

Walton (US-71B) and	Tiger	(7 a.m.-9 a.m.) (4 p.m-6 p.m.)
	Wal-Mart Transp. Center	(7 a.m.-9 a.m.) (4 p.m-6 p.m.)
Camera	Central (SH-72)	(7 a.m.-9 a.m.) (11:30 a.m.-1:30 p.m.)
		(4 p.m.-6 p.m.)
	Supercenter	(7 a.m.-9 a.m.) (4 p.m-6 p.m.)
	SW 8 th Street	(7 a.m.-9 a.m.) (4 p.m-6 p.m.)
	SW 8 th Street and I Street	(7 a.m.-9 a.m.) (4 p.m.-6 p.m.)
	Redbud	(7 a.m.-9 a.m.) (4 p.m-6 p.m.)
	SW 14 th Street (SH-102)	(7 a.m.-9 a.m.) (11 a.m.-6:30 p.m.)
Camera	SW 18 th Street	(7 a.m.-9 a.m.) (4 p.m-6 p.m.)
	SW 28 th Street	(7 a.m.-9 a.m.) (4 p.m-6 p.m.)
Camera	SH-12 (Rainbow Curve)	(7 a.m.-9 a.m.) (3 p.m.-6 p.m.)
	SW J Street	(6 a.m.-9 a.m.) (11 a.m. to 1:30 p.m.)
Camera		(3:30 p.m.-6:30 p.m.)
	Medical Center Drive	(6 a.m.-9 a.m.) (11 a.m. to 1:30 p.m.)
		(3:30 p.m.-6:30 p.m.)
14 th Street and	SE "I" Street	(7 a.m.-9 a.m.) (4 p.m-6 p.m.)
	SE "A" Street	(7 a.m.-9 a.m.) (4 p.m-6 p.m.)
	SE "C" Street	(7 a.m.-9 a.m.) (3 p.m-6 p.m.)
	SE "J" Street	(7 a.m.-9 a.m.) (11:30 a.m.-1:30 p.m.)
		(3 p.m.-6 p.m.)
Camera	SE "P" Street	(7 a.m.-9 a.m.) (4 p.m-6 p.m.)
	Moberly	(7 a.m.-9 a.m.) (11:30 a.m.-6:30 p.m.)
Camera		(4 p.m.-6 p.m.)
	I-540 SB Ramps (west side)	(7 a.m.-9 a.m.) (11:00 a.m.-6:30 p.m.)
Camera	I-540 NB Ramps (east side)	(7 a.m.-9 a.m.) (11:00 a.m.-6:30 p.m.)
	Bekaert Drive	(7 a.m.-9 a.m.) (4 p.m-6 p.m.)

24-HourTube List

Walton	Between Supercenter & Central
SW 8 th	West of "I" Street
"I" Street	South of SW 8 th Street
Walton	Between Redbud and 14 th Street
Walton	South of 28 th Street
Walton	Between SW J Street and Medical Center
14 th St.	West of Walton.
14 th St.	East of "J" Street
14 th St.	Between Moberly and I-540
I-540 NB off ramp	at 14 th Street.
I-540 SB off ramp	at 14 th Street

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING THE MAYOR AND
CLERK TO ENTER INTO AN AGREEMENT WITH
TRAFFIC ENGINEERING CONSULTANTS FOR A
TRAFFIC SIGNAL TIMING STUDY AND
COORDINATION PLAN.**

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

Section 1: That the Mayor and Clerk be and are hereby authorized to enter into an agreement with Traffic Engineering Consultants for the annual traffic signal timing study and coordination plan at 22 signalized intersections for a lump sum amount of \$33,000.00 as per the proposal attached hereto as Exhibit "A".

Section 2: This resolution shall be in full force and effect from and after the date of its passage.

PASSED and APPROVED this _____ day of _____, 2016.

APPROVED:

MAYOR

ATTEST:

CITY CLERK



CHECK ALL THAT APPLY		
	Bid Award	Bid #
	Budget Adjustment	
	Change Order	
	Informational	
	Ordinance	
	Resolution	
X	Other	

AGENDA FORM

CITY COUNCIL MEETING OF:

September 13, 2016

Submitted by:

Ed Wheeler

Department

Administration

Phone

271-3191

ACTION REQUIRED:

Request City Council approve the conversion of one (1) part-time employee in the Parks Maintenance Department to a full-time employee. Additionally, add three (3) full-time parks maintenance workers to the Parks Maintenance Department. 100% of the funding cost for this transition/additions will come from the "Temporary Employee" budget. The cost for this transition/addition is approximately \$40,400.00 for the remainder of 2016. The 2017 Parks maintenance budget will be reduced by \$131,000.00 to reflect these transitions/additions for 2017. The parks maintenance department relies heavily on temporary labor (now supplied by 3 different staffing agencies) to provide maintenance workers. In the past 18 months, the parks maintenance department has seen a sharp decline in temporary staffing, on average getting on 60% of the workers requested. Many days not getting even 50% - and the worker quality is below average at best. These changes are needed to ensure that we have adequate staff to maintain our parks and recreation facilities. There is NO additional funding needed to make these changes - simply moving budget dollars from one account to another.

COST TO CITY:

Cost of this Request: \$0

Additional Budget Amount \$0

☐ One time amount

☐ Continuing O and M

Previously Budgeted	\$
Funds Expended to Date	
Remaining Budget	-
Budget Adjustment	-
Remaining After Adjustment	\$ -

This form must be turned into the Mayor's office 7 days prior to the scheduled City Council meeting.

117 WEST CENTRAL AVENUE * BENTONVILLE, AR 72712

www.bentonvillear.com



PLEASE RECYCLE





Memo

To: Ed Wheeler, Human Resources Director
From: David Wright, Parks and Recreation Director
CC:
Date: August 16, 2016
Re: Staffing Proposal

As we discussed in recent weeks, Parks and Recreation is having experience an extremely difficult time acquiring the temporary labor from the staffing services companies in Benton County. As you can see on the attached spreadsheet, we currently are receiving approximately 60% of the staff we request from selected firms. In order to maintain our parks and trail efficiently, and by the standards our citizens expect, we must receive a much higher return than what is being provided.

Parks and Recreation Staff is requesting we use current dollars allocated to the Temporary / Contract Labor Line Item and create three new full time positions as well as convert the current seasonal position to full time. This will add a total of 3.5 FTE to the payroll, but will not add any new dollars to the budget. This addition of staff will not require any new equipment or vehicles.

Although these changes will reduce the number of individuals who work with us during the peak season, we are certain it will increase our department's efficiency, resulting in better maintained park system. The major problem today is twofold. First, with the current job market, we cannot fill the required temporary labor spots we are requested from temporary staffing agencies. There has not been one day in 2016 where Parks and Recreation has received the total number of requested staff members. We currently use two agencies and neither of them are able to provide the requested number of laborers for our department. Next the turnover rate with these workers is extremely high. It does not take long for quality workers to acquire full time jobs, leaving us with no consistency of

workers. This results in a full time staff constantly training new temporary staff instead of performing full time care to parks.

While there is certainly a need for temporary workers from staffing agencies, we currently not successful with the amount we are requesting. This proposal requests to convert the current seasonal position to full time and add three new full time positions. Our intent is not to increase funding; instead we propose moving dollars from the temp budget to full time personnel to pay for the increase. See the attached worksheet.

If you have any questions regarding this item, please let me know. Please call me at 271.6813 or email dwright@bentonvillear.com.

Attachments:

Proposed - 3 New FT Positions		
	Salary	Total Cost to City
Parks Worker Position	\$25,688	\$36,000
Total Cost for 3 New Parks Worker Positions		\$108,000
New Personnel will be assigned to Grounds Maintenance (3) and Sanitation Crews (1)		

Convert Current Seasonal Position to Full Time		
	Salary	Total Cost to City
Current Seasonal Position	\$11,440	\$13,156
Cost To Convert to New Position to Parks Worker		\$22,844
Staff Member remains on Grounds Maintenance Crew		

Summary	
Current Temp Budget (in 2016)	\$ 314,000
BPR request 21 temp positions daily	
Currently using two agencies	
In 2016, receiving approximately 60% of requested total	
Costs to convert temp / seasonal to FT positions	\$ 130,844
Will reduce number of temps from 21 to 12 in 2017	
No new vehicles / equipment needed	
Temp budget 2017	\$ 183,156



September 7, 2016

To: City Council Members & City Clerk

From: Mayor Bob McCaslin

Subject: Appointment of Tim Stachowiak to the Board of Directors of Ozark Regional Transit Authority.

I recommend Tim Stachowiak for appointment as the City of Bentonville's representative to the Ozark Regional Transit Authority Board of Directors. Mr. Stachowiak's term will expire on September 13, 2020.

A handwritten signature in blue ink, appearing to read 'Bob McCaslin', is written above the printed name.

Bob McCaslin

Notice of Board Member Appointment

To: Chairman of the Board of Directors
Ozark Regional Transit Authority

From: Mayor Bob McCaslin
City of Bentonville, Arkansas

In accordance with the provisions of the Interlocal Agreement dated December 16, 2010, I hereby appoint Tim Stachowiak to position 4 of the Board of Directors of Ozark Regional Transit Authority.

This term will expire on September 13, 2020.

Dated this ____ day of _____, 2016.

Mayor Bob McCaslin
City of Bentonville, Arkansas



APPLICATION FORM

For appointment to City of Bentonville Boards & Commissions

Please Print or Type all Answers

RECEIVED AUG 16 2016

APPLICANT INFORMATION

Name
If married, spouse's name:
Home Address
City Zip Code
Home/Cell Phone
Business Phone
Email Address
Occupation
Employer
Length of Residency in Bentonville

* Must be a Bentonville resident to serve on a Bentonville Board or Commission.

FOR OFFICE USE ONLY

Board / Commission Appointed to:

Date of Appointment:

Term Expires:

Terminate:

Replaced:

REFERENCES

Name
Phone
Email
Name
Phone
Email

Please select all commissions / boards for which you would like to be considered:

- | | |
|---|--|
| ☐ Advertising & Promotion Commission | ☐ Fireman's Pension Board |
| ☐ Airport Advisory Board | ☐ Library Advisory Board |
| ☐ Bentonville Facility Board | ☒ Ozark Regional Transit Authority (Bentonville representative) |
| ☐ Board of Adjustment | ☐ Parks & Recreation Advisory Board |
| ☐ Bentonville Housing Authority | ☐ Planning Commission |
| ☐ Criminal Nuisance Abatement Board | ☐ Public Art Advisory Committee |
| ☐ Community Development Block Grant Advisory Committee | ☐ Tree & Landscape Advisory Committee |

1. What are your qualifications for serving on this commission or board, including education and expertise in the subject matter?

While I do not have a background in public transportation, I learned about Ozark Transit while enrolled in Leadership Benton County this past year. Therefore I do have a working knowledge of the program and a top level understanding of the purpose and goals Ozark wants to accomplish in Northwest Arkansas. I have a Bachelor of Science Degree with a specialization in Marketing from Marquette University in Milwaukee, WI. My sales career has dealt in the CPG industry with a focus on food.

2. Why would you like to be considered for appointment to this commission or board?

My family and I moved to Bentonville believing this area would be a great place to raise our son. Our decision has paid off as we love living in Bentonville and enjoy everything it offers. Affordable housing, great public schools, great churches, plenty of outdoor activities and a melting pot of people to associate with. We do not plan on moving away from the area anytime soon, if ever, and I want to play a part in assisting in decisions being made about our fast growing community. One of my concerns that I brought up continually in LBC was how we manage our growth and that includes transportation. I feel Ozark Transit will play a key role in that growth and would like to help them meet their goals moving forward.

RETURN THIS APPLICATION TO: Submit by E-mail to Janice Hopkins, jhopkins@bentonvillear.com or deliver to the Mayor's Office, 117 West Central, Bentonville, AR 72712. If you have any questions, call 271-3112.

If you are not appointed, your application will be kept for one year and will automatically be resubmitted during that time. After a year if you want to be considered for a position, you will need to reapply.



CHECK ALL THAT APPLY			
	Bid Award	Bid #	
X	Budget Adjustment		
	Change Order		
	Informational		
	Ordinance		
X	Resolution		
	Other		

AGENDA FORM

CITY COUNCIL MEETING OF:

September 13, 2016

Submitted by:

Ben Peters

Department

Engineering

Phone

271-5993

ACTION REQUIRED:

Approval of a Resolution accepting a grant in an amount up to \$189,198.00 from the FAA for funding of the West Taxiway Design project. Total cost of the project is \$210,220.00. The remaining \$21,022.00 is anticipated to be reimbursed by the Arkansas Department of Aeronautics upon completion of the project.

COST TO CITY:

Cost of this Request: \$210,220

Additional Budget Amount \$210,220

☐ One time amount

☐ Continuing O and M

Previously Budgeted	\$ -
Funds Expended to Date	-
Remaining Budget	-
Budget Adjustment	210,220
Remaining After Adjustment	\$ 210,220

This form must be turned into the Mayor's office 7 days prior to the scheduled City Council meeting.

117 WEST CENTRAL AVENUE * BENTONVILLE, AR 72712

www.bentonvillear.com



PLEASE RECYCLE



Memo



To: City Council, Mayor McCaslin
From: Ben Peters
CC:
Date: September 2, 2016
Re: AIP Grant for West Side Taxiway Design

Staff is requesting approval of a resolution authorizing the Mayor and City Clerk to accept a grant through the FAA Airport Improvement Program (AIP). The grant request is for \$189,198.00. The total project cost is \$210,220.00. The Arkansas Department of Aeronautics has a program that will cover the remaining cost of \$21,022.00. The Arkansas Department of Aeronautics program is a reimbursement program and will be applied for at the end of the project.

This grant will facilitate the design of a parallel taxiway on the west side of the paved runway 18/36. This will reduce the need for back taxiing and will therefore be a safety improvement over existing conditions. The parallel taxiway will also provide a path for future hangar occupants to access the runway. This will open up the west side of the airport for development.

The taxiway is anticipated to be constructed in two phases. While not guaranteed, the FAA has indicated that funds will be available in 2017 for phase 1 and phase 2 could be constructed in 2018.

Staff has reviewed this project with the FAA and the Arkansas Department of Aeronautics and recommends applying for the grant.



U.S. Department
of Transportation
Federal Aviation
Administration

SPONSOR COPY

GRANT AGREEMENT

PART I - OFFER

Date of Offer	<u>AUG 29 2016</u>
Airport/Planning Area	<u>Bentonville Municipal/Louise M Thaden Field</u>
AIP Grant Number	<u>3-05-0006-012-2016</u>
DUNS Number	<u>556031599</u>
TO:	<u>City of Bentonville</u> (herein called the "Sponsor")

FROM: **The United States of America** (acting through the Federal Aviation Administration, herein called the "FAA")

WHEREAS, the Sponsor has submitted to the FAA a Project Application dated August 25, 2016, for a grant of Federal funds for a project at or associated with the Bentonville Municipal/Louise M Thaden Field Airport, which is included as part of this Grant Agreement; and

WHEREAS, the FAA has approved a project for the Bentonville Municipal/Louise M Thaden Field Airport (herein called the "Project") consisting of the following:

Construct Taxiway (Design Only)

which is more fully described in the Project Application.

NOW THEREFORE, According to the applicable provisions of the former Federal Aviation Act of 1958, as amended and recodified, 49 U.S.C. 40101, et seq., and the former Airport and Airway Improvement Act of 1982 (AAIA), as amended and recodified, 49 U.S.C. 47101, et seq., (herein the AAIA grant statute is referred to as "the Act"), the representations contained in the Project Application, and in consideration of (a) the Sponsor's adoption and ratification of the Grant Assurances dated March 2014, and the Sponsor's acceptance of this Offer, and (b) the benefits to accrue to the United States and the public from the accomplishment of the Project and compliance with the Grant Assurances and conditions as herein provided,

THE FEDERAL AVIATION ADMINISTRATION, FOR AND ON BEHALF OF THE UNITED STATES, HEREBY OFFERS AND AGREES to pay ninety (90) percent of the allowable costs incurred accomplishing the Project as the United States share of the Project.

This Offer is made on and **SUBJECT TO THE FOLLOWING TERMS AND CONDITIONS:**

CONDITIONS

1. **Maximum Obligation.** The maximum obligation of the United States payable under this Offer is \$189,198.

The following amounts represent a breakdown of the maximum obligation for the purpose of establishing allowable amounts for any future grant amendment, which may increase the foregoing maximum obligation of the United States under the provisions of 49 U.S.C. § 47108(b):

\$189,198 for airport development

2. **Period of Performance.** The period of performance begins on the date the Sponsor formally accepts this agreement. Unless explicitly stated otherwise in an amendment from the FAA, the end date of the project period of performance is 4 years (1,460 calendar days) from the date of formal grant acceptance by the Sponsor.

The Sponsor may only charge allowable costs for obligations incurred prior to the end date of the period of performance (2 CFR § 200.309). Unless the FAA authorizes a written extension, the sponsor must submit all project closeout documentation and liquidate (pay off) all obligations incurred under this award no later than 90 calendar days after the end date of the period of performance (2 CFR § 200.343).

The period of performance end date does not relieve or reduce Sponsor obligations and assurances that extend beyond the closeout of a grant agreement.
3. **Ineligible or Unallowable Costs.** The Sponsor must not include any costs in the project that the FAA has determined to be ineligible or unallowable.
4. **Indirect Costs – Sponsor.** Sponsor may charge indirect costs under this award by applying the indirect cost rate identified in the project application and as accepted by the FAA to allowable costs for Sponsor direct salaries and wages.
5. **Determining the Final Federal Share of Costs.** The United States' share of allowable project costs will be made in accordance with the regulations, policies and procedures of the Secretary. Final determination of the United States' share will be based upon the final audit of the total amount of allowable project costs and settlement will be made for any upward or downward adjustments to the Federal share of costs.
6. **Completing the Project Without Delay and in Conformance with Requirements.** The Sponsor must carry out and complete the project without undue delays and in accordance with this agreement, and the regulations, policies and procedures of the Secretary. The Sponsor also agrees to comply with the assurances which are part of this agreement.
7. **Amendments or Withdrawals before Grant Acceptance.** The FAA reserves the right to amend or withdraw this offer at any time prior to its acceptance by the Sponsor.
8. **Offer Expiration Date.** This offer will expire and the United States will not be obligated to pay any part of the costs of the project unless this offer has been accepted by the Sponsor on or before September 15, 2016, or such subsequent date as may be prescribed in writing by the FAA.
9. **Improper Use of Federal Funds.** The Sponsor must take all steps, including litigation if necessary, to recover Federal funds spent fraudulently, wastefully, or in violation of Federal antitrust statutes, or misused in any other manner in any project upon which Federal funds have been expended. For the purposes of this grant agreement, the term "Federal funds" means funds however used or dispersed by the Sponsor that were originally paid pursuant to this or any other Federal grant agreement. The Sponsor must obtain the approval of the Secretary as to any determination of the amount of the Federal share of such funds. The Sponsor must return the recovered Federal share, including funds recovered by settlement, order, or judgment, to the Secretary. The Sponsor must furnish to the Secretary, upon

request, all documents and records pertaining to the determination of the amount of the Federal share or to any settlement, litigation, negotiation, or other efforts taken to recover such funds. All settlements or other final positions of the Sponsor, in court or otherwise, involving the recovery of such Federal share require advance approval by the Secretary.

- 10. United States Not Liable for Damage or Injury.** The United States is not responsible or liable for damage to property or injury to persons which may arise from, or be incident to, compliance with this grant agreement.

11. System for Award Management (SAM) Registration And Universal Identifier.

- A. Requirement for System for Award Management (SAM): Unless the Sponsor is exempted from this requirement under 2 CFR 25.110, the Sponsor must maintain the currency of its information in the SAM until the Sponsor submits the final financial report required under this grant, or receives the final payment, whichever is later. This requires that the Sponsor review and update the information at least annually after the initial registration and more frequently if required by changes in information or another award term. Additional information about registration procedures may be found at the SAM website (currently at <http://www.sam.gov>).
- B. Requirement for Data Universal Numbering System (DUNS) Numbers
1. The Sponsor must notify potential subrecipient that it cannot receive a contract unless it has provided its DUNS number to the Sponsor. A subrecipient means a consultant, contractor, or other entity that enters into an agreement with the Sponsor to provide services or other work to further this project, and is accountable to the Sponsor for the use of the Federal funds provided by the agreement, which may be provided through any legal agreement, including a contract.
 2. The Sponsor may not make an award to a subrecipient unless the subrecipient has provided its DUNS number to the Sponsor.
 3. Data Universal Numbering System: DUNS number means the nine-digit number established and assigned by Dun and Bradstreet, Inc. (D & B) to uniquely identify business entities. A DUNS number may be obtained from D & B by telephone (currently 866-705-5771) or on the web (currently at <http://fedgov.dnb.com/webform>).

- 12. Electronic Grant Payment(s).** Unless otherwise directed by the FAA, the Sponsor must make each payment request under this agreement electronically via the Delphi invoicing System for Department of Transportation (DOT) Financial Assistance Awardees.

- 13. Informal Letter Amendment of AIP Projects.** If, during the life of the project, the FAA determines that the maximum grant obligation of the United States exceeds the expected needs of the Sponsor by \$25,000 or five percent (5%), whichever is greater, the FAA can issue a letter amendment to the Sponsor unilaterally reducing the maximum obligation.

The FAA can also issue a letter to the Sponsor increasing the maximum obligation if there is an overrun in the total actual eligible and allowable project costs to cover the amount of the overrun provided it will not exceed the statutory limitations for grant amendments. The FAA's authority to increase the maximum obligation does not apply to the "planning" component of condition No. 1.

The FAA can also issue an informal letter amendment that modifies the grant description to correct administrative errors or to delete work items if the FAA finds it advantageous and in the best interests of the United States.

An informal letter amendment has the same force and effect as a formal grant amendment.

- 14. Air and Water Quality.** The Sponsor is required to comply with all applicable air and water quality standards for all projects in this grant. If the Sponsor fails to comply with this requirement, the FAA may

suspend, cancel, or terminate this grant.

15. **Financial Reporting and Payment Requirements.** The Sponsor will comply with all federal financial reporting requirements and payment requirements, including submittal of timely and accurate reports.
16. **Buy American.** Unless otherwise approved in advance by the FAA, the Sponsor will not acquire or permit any contractor or subcontractor to acquire any steel or manufactured products produced outside the United States to be used for any project for which funds are provided under this grant. The Sponsor will include a provision implementing Buy American in every contract.
17. **Maximum Obligation Increase For Nonprimary Airports.** In accordance with 49 U.S.C. § 47108(b), as amended, the maximum obligation of the United States, as stated in Condition No. 1 of this Grant Offer:
 - A. May not be increased for a planning project;
 - B. May be increased by not more than 15 percent for development projects;
 - C. May be increased by not more than 15 percent or by an amount not to exceed 25 percent of the total increase in allowable costs attributable to the acquisition of land or interests in land, whichever is greater, based on current credible appraisals or a court award in a condemnation proceeding.
18. **Audits for Public Sponsors.** The Sponsor must provide for a Single Audit in accordance with 2 CFR Part 200. The Sponsor must submit the Single Audit reporting package to the Federal Audit Clearinghouse on the Federal Audit Clearinghouse's Internet Data Entry System at <http://harvester.census.gov/facweb/>. The Sponsor must also provide one copy of the completed 2 CFR Part 200 audit to the Airports District Office.
19. **Suspension or Debarment.** When entering into a "covered transaction" as defined by 2 CFR § 180.200, the Sponsor must:
 - A. Verify the non-federal entity is eligible to participate in this Federal program by:
 1. Checking the excluded parties list system (EPLS) as maintained within the System for Award Management (SAM) to determine if non-federal entity is excluded or disqualified; or
 2. Collecting a certification statement from the non-federal entity attesting they are not excluded or disqualified from participating; or
 3. Adding a clause or condition to covered transactions attesting individual or firm are not excluded or disqualified from participating.
 - B. Require prime contractors to comply with 2 CFR § 180.330 when entering into lower-tier transactions (e.g. Sub-contracts).
 - C. Immediately disclose to the FAA whenever the Sponsor: (1) learns they have entered into a covered transaction with an ineligible entity or (2) suspends or debar a contractor, person, or entity.
20. **Ban on Texting While Driving.**
 - A. In accordance with Executive Order 13513, Federal Leadership on Reducing Text Messaging While Driving, October 1, 2009, and DOT Order 3902.10, Text Messaging While Driving, December 30, 2009, the Sponsor is encouraged to:
 1. Adopt and enforce workplace safety policies to decrease crashes caused by distracted drivers including policies to ban text messaging while driving when performing any work for, or on behalf of, the Federal government, including work relating to a grant or subgrant.
 2. Conduct workplace safety initiatives in a manner commensurate with the size of the business, such as:

- a. Establishment of new rules and programs or re-evaluation of existing programs to prohibit text messaging while driving; and
 - b. Education, awareness, and other outreach to employees about the safety risks associated with texting while driving.
- B. The Sponsor must insert the substance of this clause on banning texting while driving in all subgrants, contracts and subcontracts.

21. Trafficking in Persons.

- A. Prohibitions: The prohibitions against trafficking in persons (Prohibitions) apply to any entity other than a State, local government, Indian tribe, or foreign public entity. This includes private Sponsors, public Sponsor employees, subrecipients of private or public Sponsors (private entity). Prohibitions include:
- 1. Engaging in severe forms of trafficking in persons during the period of time that the agreement is in effect;
 - 2. Procuring a commercial sex act during the period of time that the agreement is in effect; or
 - 3. Using forced labor in the performance of the agreement, including subcontracts or subagreements under the agreement.
- B. In addition to all other remedies for noncompliance that are available to the FAA, Section 106(g) of the Trafficking Victims Protection Act of 2000 (TVPA), as amended (22 U.S.C. 7104(g)), allows the FAA to unilaterally terminate this agreement, without penalty, if a private entity –
- 1. Is determined to have violated the Prohibitions; or
 - 2. Has an employee who the FAA determines has violated the Prohibitions through conduct that is either:
 - a. Associated with performance under this agreement; or
 - b. Imputed to the Sponsor or subrecipient using 2 CFR part 180, "OMB Guidelines to Agencies on Government wide Debarment and Suspension (Nonprocurement)," as implemented by the FAA at 2 CFR part 1200.

22. Exhibit "A" Property Map. The Exhibit "A" Property Map dated April 22, 2016, is incorporated herein by reference or is submitted with the project application and made part of this grant agreement.

23. Notice to Proceed - Property Interest Acquired. The Sponsor understands and agrees that the FAA authorization for the Sponsor to issue a notice to proceed with construction work will not be given until the Sponsor has adequately certified that good title will be acquired on the land on which construction is to be performed.

24. Title Evidence. The Sponsor understands and agrees that the FAA will not make nor be obligated to make any payments involving the 6.392 acres of land located east of S.W. "I" Street and north of S.W. Regional Airport Boulevard (State Highway 12) adjacent to the west of Bentonville Municipal Airport (as described in more detail in Reed and Associates Appraisal, May 20, 2016) until title evidence has been submitted to, and found satisfactory by the FAA, subject to no liens, encumbrances, reservations or exceptions which in the opinion of the FAA might create an undue risk or interference with the use and operation of the airport.

25. **Grants Issued on Estimates.** The Sponsor understands and agrees that this Grant Offer is made and accepted based on estimates for Construct Taxiway (Design Only); and the parties agree that within 90 days from the date of acceptance of this Grant Offer, the Sponsor will execute a contract with their selected consultant consistent with AC 150/5100-14E, Architectural, Engineering and Planning Consultant Services for Airport Grants, for the services contained within the grant description. If, after the Sponsor has negotiated the contract, the FAA determines that the maximum grant obligation of the United States exceeds the expected needs of the Sponsor by \$25,000.00 or five percent (5%), whichever is greater based on the actual contract negotiated, the FAA can issue a letter to the Sponsor unilaterally reducing the maximum obligation. The Sponsor understands that amendment calculations will then be limited by this reduced maximum obligation.
26. **Consultant Contract and Cost Analysis.** The Sponsor understands and agrees that no reimbursement will be made on the consultant contract portion of this grant until the FAA has received the consultant contract, the Sponsor's analysis of costs, and the Independent fee estimate.
27. **Design Grant.** This grant agreement is being issued in order to complete the design of the project. The Sponsor understands and agrees that within 2 years after the design is completed that the Sponsor will accept, subject to the availability of the amount of federal funding identified in the Airport Capital Improvement Plan (ACIP), a grant to complete the construction of the project in order to provide a useful and useable unit of work. The Sponsor also understands that if the FAA has provided federal funding to complete the design for the project, and the Sponsor has not completed the design within four (4) years from the execution of this grant agreement, the FAA may suspend or terminate grants related to the design.

The Sponsor's acceptance of this Offer and ratification and adoption of the Project Application Incorporated herein shall be evidenced by execution of this instrument by the Sponsor, as hereinafter provided, and this Offer and Acceptance shall comprise a Grant Agreement, as provided by the Act, constituting the contractual obligations and rights of the United States and the Sponsor with respect to the accomplishment of the Project and compliance with the assurances and conditions as provided herein. Such Grant Agreement shall become effective upon the Sponsor's acceptance of this Offer.

UNITED STATES OF AMERICA
FEDERAL AVIATION ADMINISTRATION


(Signature)

Glenn A. Boles

Manager, Arkansas/Oklahoma
Airports District Office

PART II - ACCEPTANCE

The Sponsor does hereby ratify and adopt all assurances, statements, representations, warranties, covenants, and agreements contained in the Project Application and incorporated materials referred to in the foregoing Offer, and does hereby accept this Offer and by such acceptance agrees to comply with all of the terms and conditions in this Offer and in the Project Application.

I declare under penalty of perjury that the foregoing is true and correct.¹

Executed this _____ day of _____,

City of Bentonville

(Name of Sponsor)

(Signature of Sponsor's Authorized Official)

By: _____

(Typed Name of Sponsor's Authorized Official)

Title: _____

(Title of Sponsor's Authorized Official)

CERTIFICATE OF SPONSOR'S ATTORNEY

I, _____, acting as Attorney for the Sponsor do hereby certify:

That in my opinion the Sponsor is empowered to enter into the foregoing Grant Agreement under the laws of the State of _____. Further, I have examined the foregoing Grant Agreement and the actions taken by said Sponsor and Sponsor's official representative has been duly authorized and that the execution thereof is in all respects due and proper and in accordance with the laws of the said State and the Act. In addition, for grants involving projects to be carried out on property not owned by the Sponsor, there are no legal impediments that will prevent full performance by the Sponsor. Further, it is my opinion that the said Grant Agreement constitutes a legal and binding obligation of the Sponsor in accordance with the terms thereof.

Dated at _____ (location) this _____ day of _____,

By: _____

(Signature of Sponsor's Attorney)

¹ Knowingly and willfully providing false information to the Federal government is a violation of 18 U.S.C. Section 1001 (False Statements) and could subject you to fines, imprisonment, or both.

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING THE MAYOR AND
CITY CLERK TO ENTER INTO AN AGREEMENT
WITH THE FAA FOR AN AIRPORT IMPROVEMENT
PROGRAM GRANT FOR WEST SIDE TAXIWAY
DESIGN AT BENTONVILLE MUNICIPAL AIRPORT**

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

Section 1: That the Mayor and City Clerk be and are hereby authorized to enter into an agreement with the Federal Aviation Administration for Airport Improvement Program Grant.

Section 2: This resolution shall be in full force and effect from and after the date of its passage.

PASSED and APPROVED this _____ day of _____, 2016.

APPROVED:

MAYOR

ATTEST:

CITY CLERK



CHECK ALL THAT APPLY		
Bid Award	Bid #	
Budget Adjustment		
Change Order		
Informational		
Ordinance		
X Resolution		
Other		

AGENDA FORM

CITY COUNCIL MEETING OF:

September 13, 2016

Submitted by:

Travis Matlock

Department

Electric

Phone

271-5941

ACTION REQUIRED:

Staff recommends Council approval of a Resolution authorizing the Mayor and Engineering Director to execute a Utility Relocation Agreement for the relocation of OH electric associated with the 8th Street Improvement Project (AHTD Project No. 090218). Since this project includes Federal funding, it will be overseen by the Arkansas State Highway and Transportation Department. Therefore, this agreement is required and will govern the reimbursement eligibility.

COST TO CITY:

Cost of this Request:

Additional Budget Amount

☒ One time amount

☐ Continuing O and M

Previously Budgeted	\$
Funds Expended to Date	
Remaining Budget	-
Budget Adjustment	-
Remaining After Adjustment	\$ -

This form must be turned into the Mayor's office 7 days prior to the scheduled City Council meeting.

117 WEST CENTRAL AVENUE * BENTONVILLE, AR 72712

www.bentonvillear.com



PLEASE RECYCLE



MEMORANDUM

DATE: September 13, 2016

TO: City Council, Mayor McCaslin

FROM: Travis Matlock, Engineer Director

RE: Agreement with AHTD – OH relocation for 8th St.

Staff recommends Council approval of a resolution authorizing the Mayor and Engineering Director to execute a utility relocation agreement for relocation of OH electric associated with the 8th Street Improvement Project.

Utility relocation will accommodate road improvements of the 8th Street Improvement Project which extends from SW I Street to the eastern side of Interstate 49. Since Federal funding is involved, the Arkansas Highway and Transportation Department (AHTD) will oversee the project. This agreement will govern the amount reimbursable from the Federal Highway Administration (FHWA). Funds already allocated to the 8th Street Project will cover the City and Owner portions as outlined in the agreement. Federal funds will cover 80% of the costs that qualify as reimbursable. Based on engineering estimates, 23.85% of this project qualifies for 80% reimbursement. This agreement, although an agreement between the City and one of its own departments, is required by AHTD and FHWA to proceed with the project.

A similar agreement was executed for the water and sewer relocations associated with 8th St.

CITY-UTILITY RELOCATION AGREEMENT
Between
The City of Bentonville
And
Bentonville Electric Utilities Department

Project No. 090218 (Utilities)
090377 (Construction) Location Hwy. 62/102 Intchnng. &
FAP HPP2-3314(1) 8th Street Imprvts. (Bentonville) P.E.

THIS AGREEMENT, made and entered into _____ day of _____, 20____, by and between the **City of Bentonville, Arkansas**, acting by and through its duly authorized officials, hereinafter referred to as the "City", and the **Bentonville Electric Utilities Department** acting by and through its duly authorized representatives, hereinafter referred to as the "Owner".

The City proposes to make highway improvements as specified under the above referenced job number, and the Owner will adjust or relocate its existing facilities as set out in the attached plans and cost estimate.

The City has requested that the Arkansas State Highway and Transportation Department assist the City by providing technical assistance for cost estimate and plan approval, for making the contractual arrangements between City and Owner, and for processing payment for reimbursement.

This agreement is governed by all applicable State and Federal laws, rules, and regulations including the Arkansas State Highway Commission Utility Accommodation Policy adopted by Commission Minute Order 2010-146 as amended and supplemented, the Federal Aid Program Guide on Utility Adjustments and Accommodation on Federal Aid Highway Projects as amended and supplemented, and the provisions of 23 CFR § 645 as amended and supplemented.

DESCRIPTION OF WORK: See Exhibit A on Page 4

The required adjustment is **23.85%** eligible for reimbursement for the **actual cost** which is estimated to be **\$2,113,865.40** of which **\$504,156.90** is to be paid by the City and **\$1,609,708.50** is to be borne by Owner.

(1) FHWA PORTION **80.00%** (2) CITY PORTION **20.00%**
(3) STATE PORTION **0.00%**

Owner will not commence work until authorized by the City/Department and will then endeavor to begin within 60 calendar days and complete within 180 calendar days thereafter.

On completion of said work, Owner is responsible for the cleanup and restoration of the work area including the disposal of surplus materials and debris.

(1) Expenses incurred under an actual cost agreement may be billed to the City/Department monthly in increments of \$5,000.00 or more.

(2) Payment will be 100% of lump sum bills and actual cost bills, at the discretion of the Department a 10% retainage can be withheld and released upon completion of an audit review. All final bills for utility relocation are subject to review and audit by state and/or federal auditors.

(3) Final billing must include all supporting detail. Owner shall also submit one (1) set of as-built drawings at this time.

Owner must maintain cost records and accounts to support the agreed adjustment/relocation work. Said records to be retained and available for inspection for a period of three (3) years from date of final payment.

Owner shall be responsible for any and all hazards to persons, property, and traffic.

With respect to traffic control, Owner shall adhere to the requirements of the Manual of Uniform Traffic Control Devices as amended and supplemented.

To the extent applicable to this agreement, the Owner shall comply with the Buy America requirements (as specified in 23 U.S.C. 313 and 23 CFR 635.410). The Owner is not required to change its existing standards for materials as long as the Buy America requirements are met. Buy America requirements take precedence over regulations pertaining to the accommodation or regulation of the Owner's facilities (as specified in 23 CFR 645) on contracts and agreements involving Federal-Aid Highway Program funding and precedence over regulations which allow the Owner to furnish materials from company stock (as specified on 23 CFR 645.117(e)). Company Stock materials that do not meet Buy America requirements may not be permanently incorporated into a Federal-Aid Highway Program funded project. The Owner must provide a definitive statement that all products permanently incorporated into the project are covered under the Buy America requirements. This requirement is fulfilled via proper signature and submission of the statement of charges form. In some circumstances, a waiver of the Buy America requirements may be granted by the Federal Highway Administration, to be determined on a project-by-project basis.

Owner shall save the City/Department, its officers and employees harmless in all circumstances.

Notwithstanding anything hereinbefore written, neither the Owner nor the City by execution of this agreement waives or relinquishes any rights which either may legally have within the limits of the Law or Constitution, either State or Federal.

**Bentonville Electric Utilities
Department**

City of Bentonville

Name

Name

Title

Title

EXHIBIT A

Adjust power facilities to clear highway construction by abandoning approximately 109 poles complete with attachments. Restore power service by installing 86 poles complete with attachments and 5,000 LF of underground primary complete with appurtenances.

Of the 109 poles to be abandoned, 26 are on private easement; therefore, this work is $26/109 = 23.85\%$ reimbursable. Owner has elected to install an additional circuit along the project route and has calculated a betterment credit of 47.48% to be deducted from the total amount of the estimate. Owner will perform this work with competitively bid contract forces.

Summary of Cost

Design Engineering	\$ 261,511.00
Construction Engineering	\$ 432,590.00
<u>Construction</u>	<u>\$ 3,330,776.00</u>
SUBTOTAL	\$ 4,024,877.00
<u>Less Betterment (47.48%)</u>	<u>(\$ 1,911,011.60)</u>
TOTAL	\$ 2,113,865.40

Reimbursable Cost \$ 2,113,865.40 X 23.85% = \$ 504,156.90

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING THE MAYOR AND
CLERK TO ENTER INTO AN AGREEMENT WITH THE
ARKANSAS STATE HIGHWAY AND TRANSPORTATION
DEPARTMENT FOR THE RELOCATION OF ELECTRIC
LINES ALONG 8TH STREET .**

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

Section 1: That the Mayor and Clerk be and are hereby authorized to enter into an Agreement with the Arkansas State Highway and Transportation Department for the relocation of electric lines related to the 8th Street Improvement Project, as set forth in the attached Exhibit "A".

Section 2: This resolution shall be in full force and effect from and after the date of its passage.

PASSED and APPROVED this ____ day of _____, 2016.

APPROVED:

MAYOR

ATTEST:

CITY CLERK



CHECK ALL THAT APPLY		
	Bid Award	Bid #
	Budget Adjustment	
	Change Order	
	Informational	
	Ordinance	
X	Resolution	
	Other	

AGENDA FORM

CITY COUNCIL MEETING OF:

September 13, 2016

Submitted by:

Travis Matlock

Department

Electric

Phone

271-5941

ACTION REQUIRED:

A resolution authorizing the Mayor and City Council to enter into an agreement with PB2 in order to map the electric circuits at the Bentonville Square and provide as built drawings in the amount of \$39,500.00.

COST TO CITY:

Cost of this Request: \$39,500

Additional Budget Amount

☒ One time amount

☐ Continuing O and M

Previously Budgeted	\$
Funds Expended to Date	
Remaining Budget	-
Budget Adjustment	-
Remaining After Adjustment	\$ -

This form must be turned into the Mayor's office 7 days prior to the scheduled City Council meeting.

117 WEST CENTRAL AVENUE * BENTONVILLE, AR 72712
www.bentonvillear.com



PLEASE RECYCLE



MEMORANDUM

DATE: September 13, 2016

TO: City Council, Mayor McCaslin

FROM: Travis Matlock, Engineer Director

RE: Agreement with PB2 – Square Mapping

The Electric Department recommends entering into an agreement with PB2 to provide mapping services for the electric services throughout the Bentonville Square and provide an as-built drawing.

As the Bentonville Square has expanded over the years, the electric service has been expanded with multiple service points. PB2 will partner with an electrician and will trace all the circuits that feed street lights and receptacles from the 5 different service points allowing more effective trouble shooting in the future. PB2 will also create an as-built drawing of the circuits, service panels and breaker schedules to assist with trouble shooting. The cost of this engineering service is \$39,500.00.



2809 Ajax Avenue Suite 100
Rogers, Arkansas 72758
Phone: 479.636.3545

Proposal

August 22, 2016

Bentonville Square Circuit Mapping
Bentonville, Arkansas

City of Bentonville
Engineering Director
Travis Matlock, PE
608 SE 3rd Street
Bentonville, AR 72712

Basic Services:

The Engineering portion of this proposal includes the following services provided by pb2 architecture + engineering:

- Create full set of electrical as-built drawings mapping the electrical circuitry about the Bentonville Square per direction and drawings provided by Travis Matlock on July 1, 2016. The as-built drawings are to be created based on research information to be supplied by Dyer Electric, Inc.
- Provide schedules for existing electrical panels indicated in drawings provided by Travis Matlock with the City of Bentonville. Schedules to be coordinated with existing condition research information provided by Dyer Electric.
- One kick-off meeting on site as research scope of work commences.
- One final/follow up meeting at location to be determined by Travis Matlock for final "walk thru" of the documents produced by pb2 in conjunction with Dyer Electric.
- Provide one full size hard copy set of final drawings.
- Provide full set of electronic drawings in CAD format.

The Electrical Services portion of this proposal includes the following services provided by Dyer Electric:

- Provide two licensed electricians for research as required for tracing, labeling and documenting the existing conditions and routing of circuitry originating from existing panels about the Square as indicated in drawings provided to pb2 by Travis Matlock on July 1, 2016.
- Provide documentation and coordination of information in conjunction with pb2 as required for production of electrical as-built drawings.

COMPENSATION

Engineering Fee:	\$ 14,000
Electrical Services Fee:	\$ 25,000
Total Not To Exceed Fee:	\$ 39,000

Reimbursables

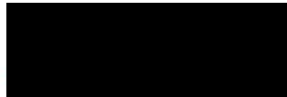
Allowance	\$ 500
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REIMBURSABLE EXPENSES

City of Bentonville shall reimburse pb2 for expenses incurred in the interest of the Project, plus zero percent (0%). These reimbursable expenses are not part of the Architects fee and are payable over and above this fee. Expenses may include but are not limited to: reproductions, printing, travel. The City of Bentonville will only be invoiced for expenses incurred.

LIMITS OF LIABILITY

In recognition of the relative risks and benefits of the Project to both the Client and pb2, the risks have been allocated such that the Client agrees, to the fullest extent permitted by law, to limit the liability of pb2, its officers, directors, partners, employees, shareholders, owners and subconsultants for any and all claims, losses, costs, damages of any nature whatsoever or claims expenses from any cause or causes, including attorneys' fees and costs and expert-witness fees and costs, so that the total aggregate liability of pb2 and its officers, directors, partners, employees, shareholders, owners and subconsultants shall not exceed pb2's total fee for services rendered on this Project. It is intended that this limitation apply to any and all liability or cause of action however alleged or arising, unless otherwise prohibited by law.



Doug Hurley AIA - President
pb2 architecture + engineering

08.19.16
Date

Authorized Representative
City of Bentonville

Date

Print Name & Title

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING THE MAYOR AND
CLERK TO ENTER INTO AN AGREEMENT WITH PB2
FOR ELECTRIC CIRCUIT MAPPING AND RELATED
SERVICES AT THE BENTONVILLE SQUARE.**

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

Section 1: That the Mayor and Clerk be and are hereby authorized to enter into an Agreement with PB2 in order to map the electric circuits at the Bentonville Square and provide as built drawings in the amount of \$39,500.00, as set forth in the attached Exhibit "A".

Section 2: This resolution shall be in full force and effect from and after the date of its passage.

PASSED and APPROVED this _____ day of _____, 2016.

APPROVED:

MAYOR

ATTEST:

CITY CLERK



CHECK ALL THAT APPLY			
X	Bid Award	Bid #	16-32
	Budget Adjustment		
	Change Order		
	Informational		
	Ordinance		
	Resolution		
	Other		

AGENDA FORM

CITY COUNCIL MEETING OF:

September 13, 2016

Submitted by:

Travis Matlock

Department

Electric

Phone

271-5941

ACTION REQUIRED:

Recommend the Mayor and City Council award the heavy duty overhead cable puller to Brooks Brothers Trailers in the amount of \$120,850.00. This is a 2016 budget item.

COST TO CITY:

Cost of this Request: \$120,850

Additional Budget Amount

☒ One time amount

☐ Continuing O and M

Previously Budgeted	\$
Funds Expended to Date	
Remaining Budget	-
Budget Adjustment	-
Remaining After Adjustment	\$ -

This form must be turned into the Mayor's office 7 days prior to the scheduled City Council meeting.

117 WEST CENTRAL AVENUE * BENTONVILLE, AR 72712

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PLEASE RECYCLE



M E M O R A N D U M

DATE: September 13, 2016

TO: **City Council, Mayor McCaslin**

FROM: Travis Matlock, Engineer Director

RE: **Bid Award – Overhead puller**

The Electric Department recommends awarding the bid for the overhead cable puller to Brooks Brothers Trailers in the amount of \$120,850.00. This is a 2016 budgeted item in the amount of \$120,000.00.

**A FORMAL INVITATION TO BID
FROM THE CITY OF BENTONVILLE, ARKANSAS**

SUBMIT: CITY OF BENTONVILLE
PURCHASING AGENT
117 WEST CENTRAL
BENTONVILLE, AR 72712

BID NUMBER: 16-52
ISSUE DATE: 08/10/2016
BID DATE: 08/25/2016
TIME: 1:00 P.M.

QUANTITY	DESCRIPTION
1	New Heavy Duty Overhead Cable Pulling Machine
Minimum specifications attached:	
Total Delivered Bid Price	
\$ 120,850. ⁰⁰	

GENERAL TERMS AND INSTRUCTIONS

- 1 The City reserves the right to reject any and all bids or parts.
 - 2 Prices must be itemized. The City reserves the right to award by item.
 - 3 All bids must be FOB Bentonville and include all costs of delivery and packaging.
 - 4 All bids must be signed. Unsigned bids will not be considered.
 - 5 **Indicate BID NUMBER ON OUTSIDE OF ENVELOPE.**
 - 6 Failure to provide federal I.D. of social security number could result in rejection of bid.
 - 7 Late bids will not be considered under any circumstances
 - 8 For further information contact: Travis Matlock, City Engineer @ (479)271-3135
- Company Name: Banks Brothers Trailers Address: 141 Francis Drive
 City: Tracy
 State: MO 63379

Brooks Brothers Trailers

141 Francis Drive
Troy, MO 63379
(636) 462-1407

Quote

Date	Quote #
8/23/2016	729876

Name / Address
City of Bentonville, AR Attn: Purchasing Agent 117 West Central Bentonville, AR 72712

Rep	Project
SG	

Description	Qty	Total
Freight Charges to Bentonville, AR 72712	1	650.00
4DP 2K - 7KE TURRET Puller	1	120,200.00
UNIT PERFORMANCE: RATED LINE PULL: 2,000 LBS. FULL DRUM (WITH A 500# SAFETY FACTOR) LINE SPEED: 3-4 MPH DRUM: QUANTITY: (4) in S x S Configuration Containing 6,000' each of 7/16" diameter Sampson Tenex Pulling Rope TANDEM LEVELWINDS: HYDRAULICALLY ACTUATED WITH VARIABLE SPEED CONTROL *UPPER DRUM PLATFORM AND OPERATOR'S STATION ROTATES ON A 360 DEGREE HYDRAULIC POWERED SLEWING RING. ALL HYDRAULIC LINES ARE PLUMED INTERNALLY THROUGH A ROTARY UNION MOUNTED UNDERNEATH THE TURRET BASE. NO LINE DISCONNECTS REQUIRED. HYDRAULIC TURRET IS ACTUATED AT THE OPERATOR'S CONTROL PANEL. POWER TRAIN / HYDRAULICS: 38.9 H.P. @ 3000 RPMS ISUZU TIER 4 INTERIM DIESEL ENGINE FUEL CAPACITY : 18 GAL. FULLY HYDROSTATIC DRIVE PUMP - CAPABLE OF 34 GPM EACH DRUM IS EQUIPPED WITH ITS OWN DIRECT DRIVE HYDRAULIC MOTOR THAT IS INLINE WITH A HYDRAULIC RELEASED SAFETY BRAKE EACH DRUM IS SELECTED AND RELEASED VIA ROTARY STYLE SELECTOR SWITCH LOCATED AT THE OPERATOR'S PANEL FREE-WHEELING DISCONNECTS ARE LOCATED ON EACH SIDE OF THE MACHINE FOR THE ENGAGEMENT AND DISENGAGEMENT OF THE DRIVE ASSEMBLIES		
		Total

Brooks Brothers Trailers

141 Francis Drive
Troy, MO 63379
(636) 462-1407

Quote

Date	Quote #
8/23/2016	729876

Name / Address
City of Bentonville, AR Attn: Purchasing Agent 117 West Central Bentonville, AR 72712

Rep	Project
SG	

Description	Qty	Total
OPERATOR / SAFETY FEATURES SPRING APPLIED HYDRAULIC PRESSURE RELEASED SAFETY BRAKE AT EACH DRUM ALL UNIT OPERATOR CONTROLS ARE LOCATED AT THE OPERATOR'S STATION, OFF GROUND OPERATORS SEAT SAFETY SCREEN OVERHEAD CANOPY 16" OVERSPIN PAYOUT BRAKES, OPERATED FROM PANEL (2) GROUNDING LUGS MOUNTED FRONT, EACH SIDE ONBOARD FIRE EXTINGUISHER CAPACITY & DIMENSIONS: 16,000 LBS. GVWR - CALCULATED AT 15% WEIGHT TRANSFER TO TOW VEHICLE OVERALL LENGTH 15' A-FRAME 5' OVERALL WIDTH 101.5" WEIGHT APPROX. 7,500 LBS. AXLES: 7,000 LBS. TANDEM TORFLEX AXLES 12" X 2" ELECTRIC BRAKES ON ALL WHEELS (4) 235/80R16 LR-E TIRES (4) 16" X 6" SINGLE WHEELS (8 HOLE ON 6 1/2" BOLT CIRCLE) (1) PAIR MUD FLAPS TONGUE, HITCH & JACK: 8" X 3" TUBULAR STEEL A-FRAME 6 - POSITION ADJUSTABLE HITCH PLATE (14" THROUGH 27") 2 1/2" LUNETTE EYE SET AT 27" WHEN DELIVERED 3/8" X 36" L GALVANIZED SAFETY CHAINS WITH SAFETY HOOKS AND ANCHOR SHACKLES		
	Total	

Brooks Brothers Trailers

141 Francis Drive
Troy, MO 63379
(636) 462-1407

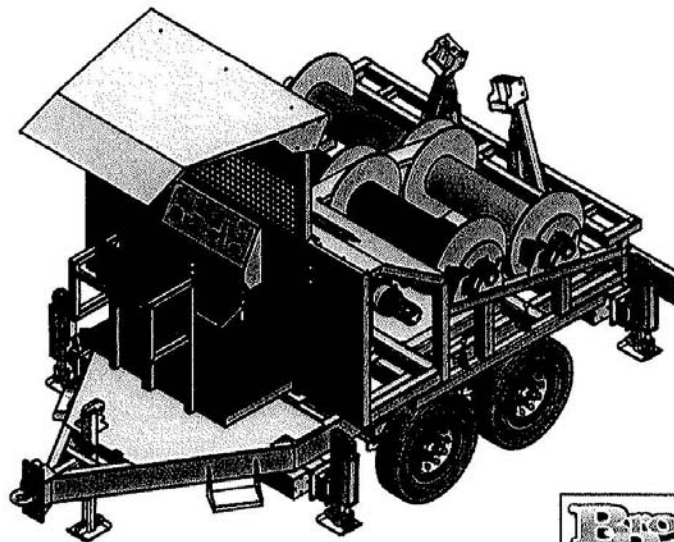
Quote

Date	Quote #
8/23/2016	729876

Name / Address
City of Bentonville, AR Attn: Purchasing Agent 117 West Central Bentonville, AR 72712

Rep	Project
SG	

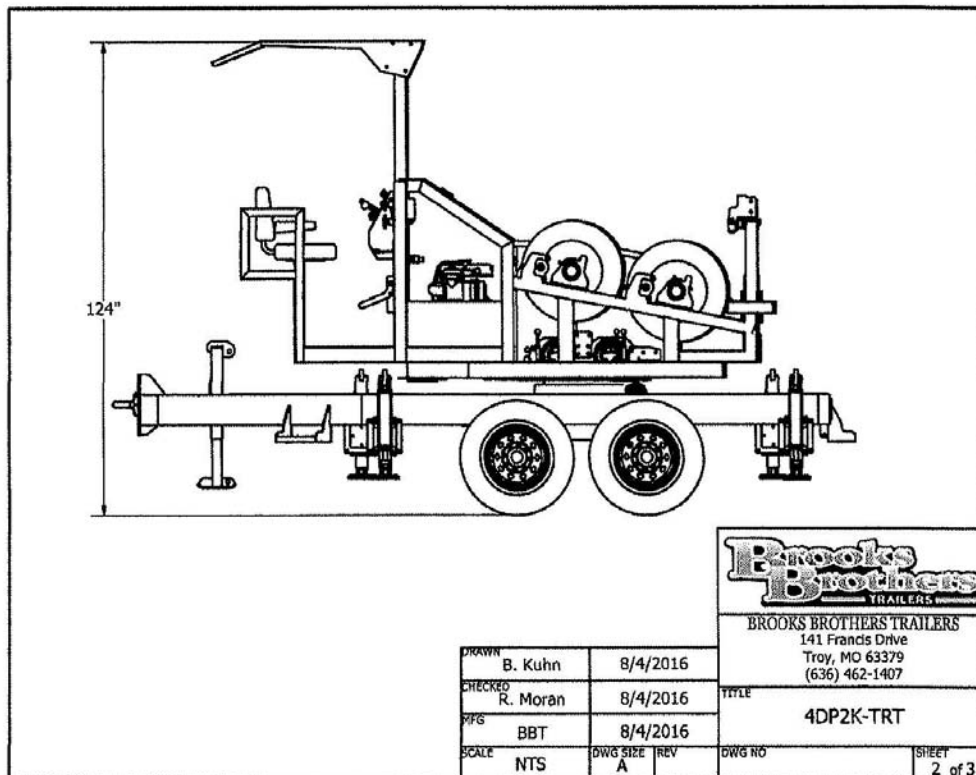
Description	Qty	Total
MAINFRAME: 5" X 3" TUBULAR STEEL MAIN FRAME 5" X 3" TUBULAR STEEL CROSSMEMBERS AT FRONT, REAR OF BED 3" C-CHANNEL CROSSMEMBERS ON 24" CENTERS JACKS: HEAVY DUTY HYDRAULIC JACK MOUNTED IN A-FRAME (4) TELESCOPING STABILIZER JACKS - MANUAL SLIDE OUT EXTENSIONS, HYDRAULIC LOWER AND RAISE (1) PAIR WHEEL CHOCK HOLDERS WITH RUBBER WHEEL CHOCKS 12 VOLT WIRING SYSTEM: ICC & DOT APPROVED LED LIGHTS SEALED BEAM RUBBER MOUNTED STOP, TURN, TAIL AND MARKER LIGHTS S.O. CABLE WIRING LOOM, CLAMPED ON 16" CENTERS WITH RUBBER LINED CLAMPS WIRING LOOM TERMINATED IN JUNCTION BOXES CONNECTIONS SOLDERED AND SEALED WITH HEAT SHRINK TUBING 32" PIGTAIL WITH 6-WAY OR 7-WAY RV TYPE PLUG PAINT: TRAILER IS COMPLETELY STEEL GRIT BLASTED SEAMS ARE SEALED WITH PAINTABLE CAULK RUST PROHIBITIVE TWO-PART EPOXY POLYAMIDE PRIMER TWO-PART ACRYLIC POLYURETHANE TOPCOATS ALL ATTACHMENTS PAINTED BEFORE ASSEMBLY AND INSTALLED WITH SERVICEABLE FASTENERS Sales Tax Item		0.00
	Total	\$120,850.00

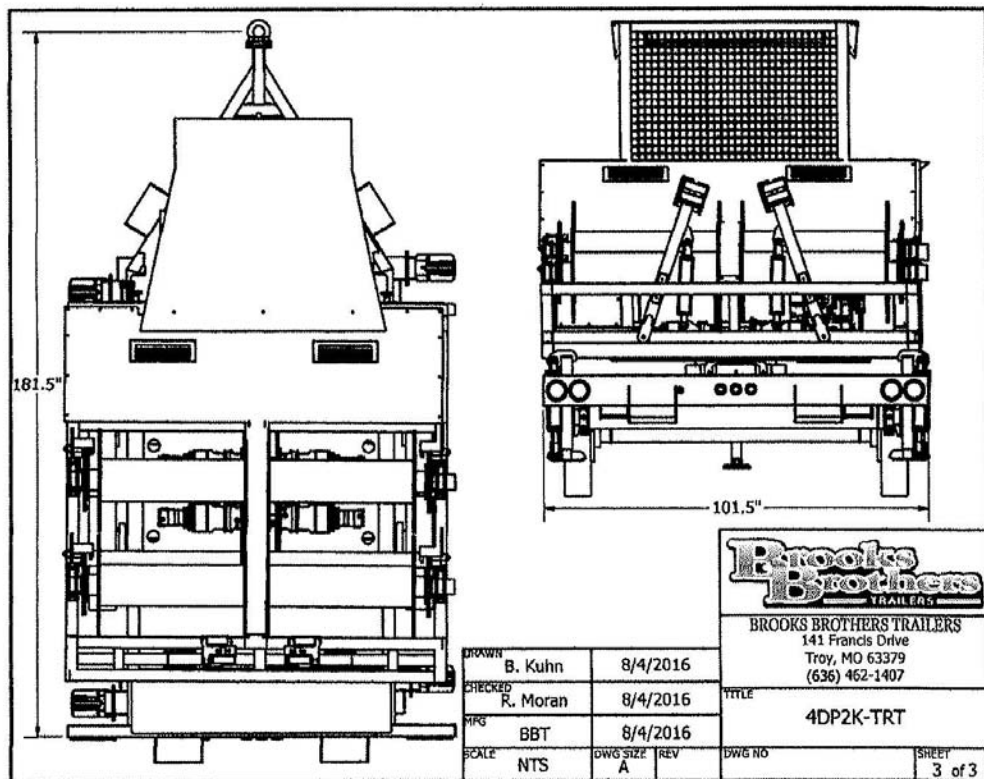


BROOKS BROTHERS TRAILERS
141 Francis Drive
Troy, MO 63379
(636) 452-1407

DRAWN	B. Kuhn	8/4/2016
CHECKED	R. Moran	8/4/2016
MFG	BBT	8/4/2016
SCALE	NTS	DWG SIZE A

TITLE	4DP2K-TRT
DWG NO	
SHEET	1 of 3





Outlook Mail

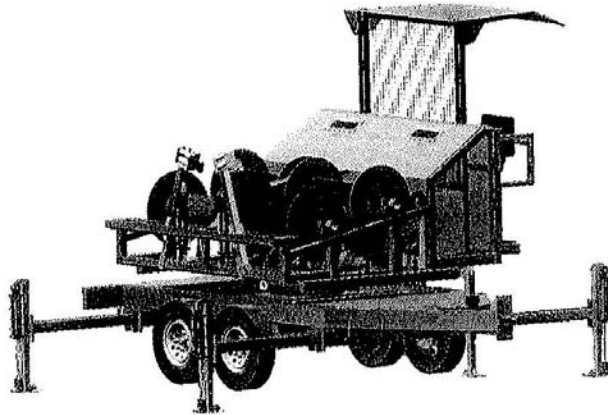
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Unwanted
^ Utility Solutions
Team Power
Woods
Yale



10121300.pdf
69.3 KB

Attached is the bid for the City of Bentonville, AR. Here are the instructions:

- > Print each attachment off and clip together
- > Sign, our formal bid that contains all the specifications
- > Put In envelope and Indicate BID NO 16-32: Heavy Duty Overhead Cable Pulling Machine
- > Deliver to the following Address:
 - o City of Bentonville
 - Purchasing Agent – Katherine Bertschy
 - 117 West Central
 - Bentonville, AR 72712

Thanks,

Steve Ginnings
Brooks Brothers Trailers
A Division of Moran Welding, Inc.
Phone: (636) 462-1407
Cell: (573) 286-2391
Fax: (636) 462-1408
Email: steve@bbtusa.com



www.BrooksBrothersTrailers.com



CHECK ALL THAT APPLY		
	Bid Award	Bid #
	Budget Adjustment	
X	Change Order	
	Informational	
	Ordinance	
	Resolution	
	Other	

AGENDA FORM

CITY COUNCIL MEETING OF:

September 13, 2016

Submitted by:

Mike Bender

Department

Public Works Director

Phone

271-6873

ACTION REQUIRED:

Staff recommends Council approval of Change Order #1 for the Final Clarifier No. 1 Floor Repair project at the Wastewater Treatment Plant in the amount of \$47,316.18 for unforeseen damage/repairs. This change order brings the project total to \$186,166.18. A budget adjustment is not needed for this project as adequate funds remain in this account to cover the increased costs.

COST TO CITY:

Cost of this Request: \$47,316

Additional Budget Amount

☐ One time amount

☐ Continuing O and M

Previously Budgeted	\$	138,850
Funds Expended to Date		138,850
Remaining Budget		-
Budget Adjustment		-
Remaining After Adjustment	\$	-

This form must be turned into the Mayor's office 7 days prior to the scheduled City Council meeting.

117 WEST CENTRAL AVENUE * BENTONVILLE, AR 72712

www.bentonvillear.com



PLEASE RECYCLE



Memo



To: City Council, Mayor McCaslin

From: Mike Bender

CC:

Date: September 6, 2016

Re: Change Order #1 for Final Clarifier No. 1 Floor Repair

Staff recommends Council approval of Change Order #1 for the Final Clarifier No. 1 Floor Repair project at the Wastewater Treatment Plant in the amount of \$47,316.18. This change order brings the total project costs to \$186,166.18. A budget adjustment is not needed as adequate funds remain in this account from savings realized from other projects.

The grout in the floor of Final Clarifier No. 1 started cracking and spalling last year. Once crews began demolition of the grout last month, unforeseen rebar and failed sections of concrete in the floor were discovered. A corroded layer of rebar rings between the grout layer and concrete floor was discovered after the grout was removed. The structural engineer recommended this rebar be removed. Also, after the grout layer was removed, a large section of failed concrete was discovered. This concrete has to be removed and replaced. This repair work requires additional pumping as well. This change order also includes additional crack injection in the floor of the clarifier. Original quantities for crack injection were estimated as the length could not be measured before removing the grout. Twelve (12) days will be added to the contract time to accommodate this work.

Thank you for your consideration of this request.



Construction Contract Change Order									
Project: Bentonville Final Clarifier No. 1 Bentonville Wastewater Treatment Plant, 1901 NE A Street Garver Job No. 16048010					Change Order No. 1 Date Prepared: September 2, 2016 Prepared by: Chris Buntin, Garver				
Owner: City of Bentonville, Arkansas 117 W. Central Avenue Bentonville, AR 72712					Contractor: Crow Paving Inc. 57 Foster Drive Morrilton, AR 72110				
Description of Work Included in Contract The Project generally includes the removal and refinishing of concrete grout and fixing of existing concrete cracking in the final clarifier number one at the Bentonville Wastewater Treatment Plant									
Changes and Reasons Ordered (List individual Changes as: A, B, C, D, etc.) A. Removal of unforeseen rebar between concrete and grout discovered after grout removal and add an additional one calendar day to the contract time. B. Unforeseen removal and repair of a portion of the concrete floor tiling, discovered after grout removal and add an additional 11 calendar days to the contract time. C. Reconcile the estimated quantity of crack injection to the actual quantity of crack injection, verified by Garver after removal of the grout.									
Attachments:									
Contract Changes	Bid Item No.	Bid Item Description	Unit of Measure	Original Contract Quantity	Contract Unit Price	Revised Estimated Quantity	Revised Unit Price	Original Estimated Cost	Revised Estimated Cost
A	8 (CO#1)	Unforeseen Rebar Removal	LS	0	\$0.00	1	\$3,994.11	\$0.00	\$3,994.11
B	9 (CO#1)	Unforeseen Concrete Repair	LS	0	\$0.00	1	\$21,027.07	\$0.00	\$21,027.07
C	5	Crack Injection (paid per linear foot and field verified with Engineer)	LF	150	\$85.00	493	\$65.00	\$9,750.00	\$32,045.00
								\$0.00	\$0.00
								\$0.00	\$0.00
								\$0.00	\$0.00
Summation of Cost								\$9,750.00	\$32,045.00
Net Cost for this Change Order								\$47,316.18	\$47,316.18
Estimated Project Cost Original Contract Amount \$138,850.00 This Change Order \$47,316.18 New Contract Amount \$186,166.18					Time Change Additional Calendar Days granted by this Change Order 12				
THIS AGREEMENT IS SUBJECT TO ALL ORIGINAL CONTRACT PROVISIONS AND PREVIOUS CHANGE ORDERS									
ISSUED FOR REASONS INDICATED ABOVE Engineer: Garver _____ Engineer's Signature					Project Manager 09/02/2016 _____ Title Date				
ACCEPTED BY CONTRACTOR _____ Contractor's Signature					Project Manager 9/2/16 _____ Title Date				
APPROVED BY OWNER _____ Owner's Signature					_____ Title Date				



BENTONVILLE CITY COUNCIL AGENDA

**Committee of the Whole
Community Development
Planning Commission Meeting Room**

**Tuesday, September 13, 2016 6:00 p.m.
305 SW "A" Street**

**Regular City Council Meeting
Community Development
Planning Commission Meeting Room**

**Tuesday, September 13, 2016 6:00 p.m.
305 SW "A" Street**

**Public Comments on Tonight's Agenda Items (Limited Public Forum)
Questions, Comments and Discussion from Alderman on Tonight's Agenda
Call to Order
Pledge of Allegiance
Moment of Silence – For our Military Forces
Roll Call
Approval of Minutes: August 23, 2016**

AGENDA

1. Planning:

1a. **Lot Split: Lots 17 and 18 of Seals Addition, Agracel, Inc., 3101 Southwest 'I' Street.**

The planning commission voted 5-0 recommending approval.

The applicant has submitted a lot split for property located at 3101 Southwest 'I' Street in a Light Industrial zoning district. The plat as provided by the applicant indicates the creation of two new lots that will be known as Lot 17 (3.78 acres) and Lot 18 (4.0 acres) of Seals Addition. A variable width public access easement and a 20' wide utility easement are being dedicated with the plat. Both lots will have access to public water and sewer.

1b. **Lot Split: Lot 1 of Calcon Subdivision, Calcon, Inc., 10620 Southwest 2nd Street.**

The planning commission voted 5-0 recommending approval.

The applicant has submitted a lot split for property located at 10620 Southwest 2nd Street in a Planned Unit Development zoning district. The plat as provided by the applicant indicates the creation of one new lot that will be known as Lot 1 (4.98 acres) of Calcon Subdivision. Additional right-of-way is being dedicated

along Southwest 2nd Street per the current Master Street Plan. A 15' wide utility easement is also being dedicated along Southwest 2nd Street for a public water main extension to the west. The new lot will have access to public water. The sewer service will be provided by the installation of a septic system.

- 1c. **Property line Adjustment: Lots 88 & 89 of Heathrow Subdivision, Zoned R-1, Single Family Residential.**

The planning commission voted 5-0 recommending approval.

The applicant has submitted a property line adjustment for property located north of the intersection of Stonehenge Drive and North Walton Boulevard in an R-1, Single Family Residential zoning district. The plat as provided by the applicant indicates the creation of two new lots from all or portions of 10 exiting lots that will be known as Lot 88 (2.14 acres) and Lot 89 (1.83 acres) of Heathrow Subdivision. Both of the new lots will be non-buildable and Lot 88 will be exclusive to trail construction only. A 20' wide utility easement is also being dedicated for an existing public sewer main that resides on Lot 89. Both of the new lots will have access to public water and sewer services.

- 1d. **Rezoning: Capstone Investment Group LLC, 510 Southwest 'E' Street, Zoning Request from R-O, Residential Office to R-C2, Central Residential-Moderate Density.**

The planning commission voted 5-0 recommending approval.

The R-C2, Central Residential-Moderate Density zoning designation will allow for the construction of a variety of single family housing types. The additional density within this district will reduce the impact on the transportation network while utilizing the existing utility infrastructure. The additional housing choices will help support the growing commercial uses within the downtown Arts District.

2. Award Bid #16-29 to Diamond C Construction in the amount of \$545,995.45 for Phase 1 of the Trib. 2 project involving structural and channelization improvements. See attached memo, letter of recommendation to award bid, and bid tabulation.
3. Council approval of a resolution authorizing the Mayor and Clerk to enter into a professional services contract with Traffic Engineering Consultants for the annual traffic signal timing study and coordination plan at 22 signalized intersections for a lump sum amount not to exceed \$33,000.00. This is a budgeted item. See attached memo and supporting documents.
4. Request City Council approve the conversion of one (1) part-time employee in the Parks Maintenance Department to a full-time employee. Additionally, add three (3) full-time parks maintenance workers to the Parks Maintenance Department. 100% of the funding cost for this transition/additions will come from the "Temporary Employee" budget. The cost for this transition/addition is approximately \$40,400.00 for the remainder of 2016. The 2017 Parks maintenance budget will be reduced by \$131,000.00 to reflect these

transitions/additions for 2017. The parks maintenance department relies heavily on temporary labor (now supplied by 3 different staffing agencies) to provide maintenance workers. In the past 18 months, the parks maintenance department has seen a sharp decline in temporary staffing, on average getting on 60% of the workers requested. Many days not getting even 50% - and the worker quality is below average at best. These changes are needed to ensure that we have adequate staff to maintain our parks and recreation facilities. There is NO additional funding needed to make these changes - simply moving budget dollars from one account to another.

5. Appointment of Tim Stachowiak as the City of Bentonville's representative to the Ozark Regional Transit Authority Board of Directors. (Term expires 9/13/2020)
6. Approval of a resolution accepting a grant in an amount up to \$189,198.00 from the FAA for funding of the West Taxiway Design project. Total cost of the project is \$210,220.00. The remaining \$21,022.00 is anticipated to be reimbursed by the Arkansas Department of Aeronautics upon completion of the project.
7. Staff recommends Council approval of a resolution authorizing the Mayor and Engineering Director to execute a Utility Relocation Agreement for the relocation of OH electric associated with the 8th Street Improvement Project (AHTD Project No. 090218). Since this project includes Federal funding, it will be overseen by the Arkansas State Highway and Transportation Department. Therefore, this agreement is required and will govern the reimbursement eligibility.
8. A resolution authorizing the Mayor and City Council to enter into an agreement with PB2 in order to map the electric circuits at the Bentonville Square and provide as built drawings in the amount of \$39,500.00.
9. Recommend the Mayor and City Council award the heavy duty overhead cable puller to Brooks Brothers Trailers in the amount of \$120,850.00. This is a 2016 budget item.
10. Staff recommends Council approval of Change Order #1 for the Final Clarifier No. 1 Floor Repair project at the Wastewater Treatment Plant in the amount of \$47,316.18 for unforeseen damage/repairs. This change order brings the project total to \$186,166.18. A budget adjustment is not needed for this project as adequate funds remain in this account to cover the increased costs.