

Bentonville City Council
Meeting Minutes
September 27, 2016

The City Council of Bentonville, Arkansas, met in regular session Tuesday, September 27, 2016, at 6:00 p.m., at the Community Development Building, 305 Southwest A Street, Bentonville, Arkansas.

Present were council members Stephanie Orman, John Skaggs, Tim Robinson, Chris Sooter, Octavio Sanchez and Jim Webb, with James Smith and Bill Burckart absent. Also present were Mayor Bob McCaslin, City Attorney George Spence, City Clerk Linda Spence, the press, city staff and the audience.

Mayor McCaslin called the meeting to order at 6:00 p.m. The Mayor led everyone present in the pledge of allegiance followed by a moment of silence in support of our armed forces.

Motion was made by Alderman Webb to approve the minutes of the September 13, 2016 meeting as presented, second by Alderman Robinson. There was no discussion. Motion carried (6-0), with Alderman Smith and Alderman Burckart absent.

Motion was made by Alderman Sooter to suspend the rules regarding the reading of all ordinances on three separate days and further that all ordinances and resolutions be read by title only, second by Alderman Sanchez. There was no discussion. Motion carried (6-0), with Alderman Smith and Alderman Burckart absent.

1. Fire Prevention Week proclamation.

Mayor McCaslin recognized Fire Chief Brent Boydston. The Mayor then read the proclamation and presented it to Chief Boydston.

2. Recreation Facility of the Year award.

Mayor McCaslin recognized Lee Farmer, Recreation Services Manager. Mr. Farmer shared with the Council the Recreation

Facility of the Year award from the Arkansas Parks and Recreation Association given to the Bentonville Community Center. Mayor McCaslin also read a letter from Representative Steve Womack and presented it to Mr. Farmer.

3. Ordinance No. 2016-124: Ordinance accepting the annexation of certain territory to the City of Bentonville, Arkansas, and making same a part of the City of Bentonville and assigning same to wards.

[Applicant: Roger and Yvonne Reid;
Location: Southwest Rainbow Farm Road and South Morning Star Road]

City Attorney Spence read the ordinance by title only. Motion to pass by Alderman Sanchez, second by Alderman Webb. There was no discussion. Motion carried (6-0), with Alderman Smith and Alderman Burckart absent.

4. Ordinance No. 2016-125: Ordinance accepting the annexation of certain territory to the City of Bentonville, Arkansas, and making same a part of the City of Bentonville and assigning same to wards.

[Applicant: Richard Rushing and Richard Chapman - Trailblazers;
Location: Northwest Bentonville, Peach Orchard Road]

City Attorney Spence read the ordinance by title only.

Alderman Robinson noted that the planned annexation would include ten miles of new bike trails and asked if the budget for maintenance and emergency services was being augmented to keep up with the increased responsibility. Camille Thompson, Staff Attorney, noted that the ordinance before the Council solely related to the annexation and that approving the annexation would allow the City to extend services into the area.

Chief Boydston noted that the City was already considering what adjustments to equipment and training might be required to provide services to the top of the mountain in the new

area. Mrs. Thompson added that City staff had visited the site to evaluate the potential needs with regard to the trails.

Motion to pass by Alderman Sanchez, second by Alderman Robinson. Motion carried (6-0), with Alderman Smith and Alderman Burckart absent.

5. Ordinance No. 2016-126: Ordinance accepting the annexation of certain territory to the City of Bentonville, Arkansas, and making same a part of the City of Bentonville and assigning same to wards.

[Applicant: Van and Leola Jacobs;
Location: Northeast J Street]

City Attorney Spence read the ordinance by title only. Motion to pass by Alderman Sanchez, second by Alderman Webb. There was no discussion. Motion carried (6-0), with Alderman Smith and Alderman Burckart absent.

- 6a. Ordinance No. 2016-127: Ordinance accepting a lot split of Lots 3 and 4 Tennie Russell Addition Phase 1 to the City of Bentonville, Arkansas.

[Applicant: Robert Lewis;
Location: 1603 Dogwood Drive]

City Attorney Spence read the ordinance by title only. Motion to pass by Alderman Sanchez, second by Alderman Webb. There was no discussion. Motion carried (6-0), with Alderman Smith and Alderman Burckart absent.

- 6b. Ordinance No. 2016-128: Ordinance accepting a lot split of Lots 9 and 10 Dean Maxwell First Addition to the City of Bentonville, Arkansas.

[Applicant: Jon L. Seth;
Location: 501 Bella Vista Road]

City Attorney Spence read the ordinance by title only. Motion to pass by Alderman Sanchez, second by Alderman Orman.

There was no discussion. Motion carried (6-0), with Alderman Smith and Alderman Burckart absent.

- 6c. Ordinance No. 2016-129: Ordinance accepting a lot split of Lot 13 Deming's Second Addition to the City of Bentonville, Arkansas.

[Applicant: Bryan Shook;
Location: 704 Northwest C Street]

City Attorney Spence read the ordinance by title only. Motion to pass by Alderman Sanchez, second by Alderman Robinson. There was no discussion. Motion carried (6-0), with Alderman Smith and Alderman Burckart absent.

- 6d. Ordinance No. 2016-130: Ordinance accepting a property line adjustment of Lot 9 Gocio Subdivision to the City of Bentonville, Arkansas.

[Applicant: Joe Delacruz;
Location: 712 Jefferson Street]

City Attorney Spence read the ordinance by title only. Motion to pass by Alderman Sanchez, second by Alderman Orman. There was no discussion. Motion carried (6-0), with Alderman Smith and Alderman Burckart absent.

- 6e. Ordinance No. 2016-131: Ordinance accepting a final plat of Creekstone Subdivision Phase 3 to the City of Bentonville, Arkansas.

[Applicant: Vancon, LLC;
Location: Northwest Riverbend Road]

City Attorney Spence read the ordinance by title only. Motion to pass by Alderman Sanchez, second by Alderman Webb. There was no discussion. Motion carried (6-0), with Alderman Smith and Alderman Burckart absent.

- 6f. Ordinance No. 2016-132: Ordinance changing real estate in the City of Bentonville, Arkansas from its present classification to C-2, general commercial.

[Applicant: James and Neaomoie Ryan Revocable Trust;
Location: 2500 Southeast J Street]

City Attorney Spence read the ordinance by title only.
Motion to pass by Alderman Sanchez, second by
Alderman Robinson. There was no discussion. Motion carried
(6-0), with Alderman Smith and Alderman Burckart absent.

7. Approval to add a staff vehicle to the Fire Department.

Motion to approve by Alderman Sooter, second by
Alderman Sanchez. There was no discussion. Motion carried
(6-0), with Alderman Smith and Alderman Burckart absent.

8. Resolution No. 9-27-16 A: Resolution authorizing a property
tax levy for the City of Bentonville, Arkansas for the year
2016 to be collected in the year 2017.

City Attorney Spence read the resolution by title only.
Motion to pass by Alderman Sanchez, second by Alderman Orman.
There was no discussion. Motion carried (6-0), with
Alderman Smith and Alderman Burckart absent.

9. Approval to award Bid No. 16-35 to Tri Star Construction in
the amount of \$210,782 for the 2016 sidewalk improvements
project.

Motion to approve by Alderman Sooter, second by
Alderman Sanchez. There was no discussion. Motion carried
(6-0), with Alderman Smith and Alderman Burckart absent.

- 10a. Resolution No. 9-27-16 B: Resolution authorizing the Mayor
and City Clerk to enter into an agreement with the
U.S. Environmental Protection Agency for a Regional Wetlands
Program Development Grant for partial funding of the
Demonstration of Stream and Wetland Restoration at Little
Sugar Creek project in Bentonville, Arkansas.

City Attorney Spence read the resolution by title only.
Motion to pass by Alderman Webb, second by Alderman Sanchez.

There was no discussion. Motion carried (6-0), with Alderman Smith and Alderman Burckart absent.

- 10b. Resolution No. 9-27-16 C: Resolution authorizing the Mayor and City Clerk to enter into an agreement with the Walton Family Foundation for a grant for partial funding of the Demonstration of Stream and Wetland Restoration at Little Sugar Creek project in Bentonville, Arkansas.

City Attorney Spence read the resolution by title only. Motion to pass by Alderman Webb, second by Alderman Sooter. There was no discussion. Motion carried (6-0), with Alderman Smith and Alderman Burckart absent.

- 10c. Approval of a budget adjustment in the amount of \$560,000 for the Demonstration of Stream and Wetland Restoration at Little Sugar Creek.

Motion to approve by Alderman Webb, second by Alderman Sooter. There was no discussion. Motion carried (6-0), with Alderman Smith and Alderman Burckart absent.

- 11a. Resolution No. 9-27-16 D: Resolution authorizing the Mayor and City Clerk to enter into an amended agreement with FTN & Associates for additional services associated with the drainage study of the southwest downtown quadrant.

City Attorney Spence read the resolution by title only. Motion to pass by Alderman Sanchez, second by Alderman Webb. There was no discussion. Motion carried (6-0), with Alderman Smith and Alderman Burckart absent.

- 11b. Approval of a budget adjustment in the amount of \$5,000 to be used for additional services for the downtown storm water drainage network analysis project.

Motion to approve by Alderman Webb, second by Alderman Sooter. There was no discussion. Motion carried (6-0), with Alderman Smith and Alderman Burckart absent.

12. Approval of a budget adjustment in the amount of \$7,629.96 to repair damages to a 2014 Chevy Tahoe, unit 2010-34, for the Police Department.

Motion to approve by Alderman Sanchez, second by Alderman Webb. There was no discussion. Motion carried (6-0), with Alderman Smith and Alderman Burckart absent.

Motion to adjourn meeting by Alderman Sooter, second by Alderman Webb. Motion carried (6-0), with Alderman Smith and Alderman Burckart absent.

Linda Spence

Linda Spence, City Clerk

Bob McCaslin

Bob McCaslin, Mayor

