

1. Agenda

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[JANUARY 10, 2017 CITY COUNCIL FULL AGENDA.PDF](#)

2. Short Agenda

Documents:

[JANUARY 10, 2017 CITY COUNCIL SHORT AGENDA.PDF](#)



BENTONVILLE CITY COUNCIL AGENDA

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

**Tuesday, January 10, 2017 6:00 p.m.
305 SW "A" Street**

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

**Tuesday, January 10, 2017 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: December 13, 2016**

AGENDA

1. An 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. (Kyle and Melissa Sanders) **(Pages 5-10)**

2. Planning:

- 2a. **Lot Split: Lot 14, 15, 16, 17 & 18, Block 2, Railroad Addition, 202, 204, 2016, 208 & 210 Southeast 'A' Street, Kathleen Motheral.**
(Pages 13-16)

The Planning Commission voted 7-0, recommending approval.

The applicant has submitted a proposal for a lot split that will create five (5) new lots from one (1) existing lot. The new lots will be known as Lots 14, 15, 16, 17 & 18, Block 2, Railroad Addition. Right-of-way is being dedicated along Southeast 'A' Street per the current Master Street Plan requirements. A 20' wide public utility and cross access easement along the southern portion of the property is also being dedicated with the plat. Each of the new lots will have access to public utilities and a public street.

- 2b. **Lot Split: Lots 20 & 21, Block 2, Dunn & Davis Addition, 505 & 507 Southwest 'C' Street, CalCon, Inc.**
(Pages 17-20)

The Planning Commission voted 7-0, recommending approval.

The applicant has submitted a proposal for a lot split that will create two (2) new lots from one (1) existing lot. The new lots will be known as Lot 20 (0.12 acres) and Lot 21 (0.12 acres), Block 2, Dunn & Davis Addition. Right-of-way is being dedicated along Southwest 'C' Street per the current Master Street Plan. Each of the new lots will have access to public utilities and a public street.

- 2c. **Lot Split: Lots 25 & 26, 3rd East Side Addition, Southeast 5th Street, Kerry Laman.**

(Pages 21-24)

The Planning Commission voted 7-0, recommending approval.

The applicant has submitted a proposal for a lot split that will create two (2) new lots from one (1) existing lot. The new lots will be known as Lot 25 (0.14 acres) and Lot 26 (0.14 acres) of the 3rd East Side Addition. Per the current Master Street Plan, adequate right-of-way exists along Southeast 5th Street. A 10' wide public utility easement is being dedicated along the western property line of the new Lot 25 for an existing public sewer main. Each of the new lots will have access to public utilities and a public street.

- 2d. **Property Line Adjustment: Lots 15 & 16, Block 6, Dunn & Davis Addition, Southwest 'B' Street & Southwest 7th Street, Village at B Street, LLC.**

(Pages 25-28)

The Planning Commission voted 7-0, recommending approval.

The applicant has submitted a property line adjustment creating two (2) new lots by adjusting the common lot line of two (2) existing lots. The new lots will be known as Lot 15 (0.18 acres) and Lot 16 (0.29 acres), Block 6, Dunn & Davis Addition. Per the requirements of the current Master Street Plan, additional right-of-way is being dedicated along Southwest 'B' Street. A public drainage easement and public utility easements are also being dedicated. Both new lots will have access to public utilities and a public street. A private cross access easement was dedicated by a separate document.

- 2e. **Final Plat: Providence Village, Phase 1, Southwest Nomad Road & Southwest Windmill Road, Providence 2016, LLC.**

(Pages 29-32)

The Planning Commission voted 7-0, recommending approval.

The applicant has submitted a final plat for 56 acres located at the intersection of Southwest Nomad Road and Southwest Windmill Road to be known as Providence Village, Phase 1. One hundred eighty five (185) single family lots will be created with the platting of the first phase of the subdivision. Right-of-way and easements will be dedicated with the plat. All public infrastructure has been inspected and accepted by the city utility departments.

- 2f. **Rezoning: Buildup Development, LLC & Jamal & Stephanie Parker, 1111 Southwest Parnell Drive, From R-2, Duplex and Patio Home Residential to R-ZL, Zero Lot Line.** (Pages 33-38)

The Planning Commission voted 7-0, recommending approval.

The Future Land Use Plan depicts this property as Medium Density Residential (MDR). The R-ZL, Zero Lot Line zoning is an appropriate zoning district for this designation.

- 2g. **Rezoning: Lamplighter Restorations, LLC, 407 & 409 Southeast 6th Street, From R-1, Single Family Residential to DN-4, Downtown Mixed-Use Residential.** (Pages 39-42)

The Planning Commission voted 7-0, recommending approval.

The Future Land Use Plan depicts this property as Downtown Mixed Use Residential (DMUR). The DN-4, Downtown Mixed-Use Residential zoning is an appropriate zoning district for this designation.

- 2h. **Rezoning: Lamplighter Restorations, LLC, 408 & 410 Southeast 6th Street, From R-1, Single Family Residential to DN-4, Downtown Mixed-Use Residential.** (Pages 43-46)

The Planning Commission voted 7-0, recommending approval.

The Future Land Use Plan depicts this property as Downtown Mixed Use Residential (DMUR). The DN-4, Downtown Mixed-Use Residential zoning is an appropriate zoning district for this designation.

3. City Council approval of an ordinance authorizing the Mayor and City Clerk to enter into an agreement with Ozark Regional Transit (ORT), a public transit authority, in the fixed amount of \$127,757.00 to provide transit services within the City of Bentonville and waiving the requirement for competitive bidding. (Pages 47-51)
4. Public hearing and ordinance vacating a Utility Easement located at 4001 NE Kensington Avenue, Kensington Subdivision, to the City of Bentonville, Arkansas, Benton County, Arkansas. (Pages 52-54)
5. A resolution authorizing the Mayor and city Clerk to enter into a Memorandum of Understanding with NWA Regional Planning for storm water education in 2017, total cost \$22,400.10. (Pages 55-60)
6. Council approval of a resolution authorizing the Mayor and Clerk to enter into an agreement with the Arkansas Highway and Transportation Department (AHTD Project #CA0902) and budget adjustment to upgrade the proposed new traffic signal poles, mast arms, and luminaires from the standard galvanized to the decorative associated with the interchange improvements at Hwy 72/I-49 and Hwy 102/I-49 in the amount of \$91,073.01. (Pages 61-81)

7. Parks and Recreation recommends City Council to award bid No. 2016-59 to Jet Custom Screen Printing for participant shirts for the Run Bentonville Half Marathon. **(Pages 82-87)**
8. City Council approval of an ordinance to waive competitive bidding bid award to Steam Explorers for operation of recreational camps and programs for Bentonville Parks and Recreation. **(Pages 88-94)**
9. Staff recommends City Council approve Amendment #3 to the Agreement for Engineering Services with McClelland Consulting Engineers, Inc. for an increase of \$15,261.41 for additional construction services and associated expenses associated with utility relocations for AHTD's Bella Vista Bypass project. Increase in cost will be covered by liquidated damages collected from Rosetta Construction, LLC due to project overrun. This amendment increases contract amount to \$254,677.73. **(Pages 95-99)**
10. Staff recommends approval of Change Order #4 and Final Reconciliation for Rosetta Construction, LLC for a total decrease of \$205,623.71 for the Water, Sewer and Electric Utilities Relocation project associated with AHTD's Bella Vista Bypass project. This final change order reduces the contract amount from \$4,736,386.00 to \$4,530,762.29. Of this reduction, \$15,261.41 is liquidated damages and will be used to fund costs incurred by McClelland Consulting Engineers, Inc. for construction services due to time overage. The remaining reduction is from final quantity measurements. **(Pages 100-102)**
11. Resolution authorizing the offering of sales and use tax bonds to finance capital improvements; and prescribing other matters relating thereto. **(Pages 103-106)**



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

AGENDA FORM

CITY COUNCIL MEETING OF:

January 10, 2017

Submitted by:

Camille Thompson

Department

Staff Attorney

Phone

271-5914

ACTION REQUIRED:

ACTION REQUIRED: An 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. (Kyle and Melissa Sanders)

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



IN THE COUNTY COURT OF BENTON COUNTY, ARKANSAS

IN THE MATTER OF ANNEXING TO
THE CITY OF BENTONVILLE,
ARKANSAS, CERTAIN PROPERTY
CONTIGUOUS TO SAID CITY IN
BENTON COUNTY, ARKANSAS

CASE NO. CC _____

PETITIONER(S)

PETITION FOR ANNEXATION BY 100% PETITION

Comes now the undersigned petitioner(s), and state as follows:

1. That we, as property owners of the following described area, do hereby petition the County Court of Benton County, Arkansas, to annex the following lands to the City of Bentonville:

SEE ATTACHED LEGAL DESCRIPTION

2. We further state that this petition is signed by 100% of the real estate owners owning the property described.

3. We do further by this Petition appoint Camille Thompson, Staff Attorney, City of Bentonville, to act on behalf of the petitioners herein in presenting this matter to the Court.

4. That said property described herein is contiguous to and adjoining the present city limits of the City of Bentonville, as shown by the attached by the attached map.

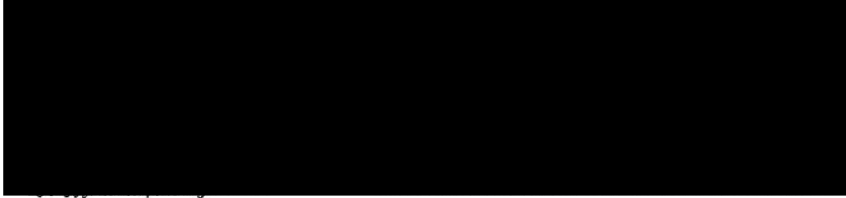
5. That a description of services to be provided is attached hereto.

6. That the petitioners request that the Court enter an Order granting this Petition and annexing the territory described herein.

WHEREFORE, petitioner(s) pray that the lands described herein be annexed to the City of Bentonville, Arkansas.

Petitioner(s)

Address:



And

Camille Thompson, City of Bentonville
Their Agent

ORDINANCE NO. _____

AN 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.

WHEREAS, petition was filed with the County Clerk of Benton County, Arkansas by **Kyle and Melissa Sanders**, owner(s) of the hereinafter described territory, praying that said territory be annexed to, and made a part of the City of Bentonville, Arkansas, and

WHEREAS, on the 7th day of **December, 2016**, the County Court of Benton County, Arkansas, found that the petition was signed by the owners of said territory; that said territory was contiguous and adjoining the present corporate limits of the City of Bentonville, Arkansas; that an accurate plat or map of said territory had been filed with, and made a part of said petition; that proper notice had been given for the time and in the manner prescribed by law, and that all things pertaining thereto had been done in the manner prescribed by law, and that said lands and territory should be annexed to and a part of the City of Bentonville, Arkansas, subject to the acceptance of same by the City Council of said City at the proper time, as provided by law; and

WHEREAS, the time fixed by law for appealing from said order of annexation made by the County Court has expired and no appeal has been taken from said order.

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

Section 1. That the lands described on the attached Exhibit A is territory contiguous to and adjoining the City of Bentonville, Arkansas be and the same is hereby accepted as part of and annexed to and made a part of the City of Bentonville.

Section 2. That the above described territory shall be annexed to and made a part of Ward 2 of the City of Bentonville, and the same shall henceforth be a part of said ward as fully as existing parts of said ward.

Section 3. That the above described territory shall be zoned **A-1** , to be used in accordance with City zoning laws and the laws of the State of Arkansas.

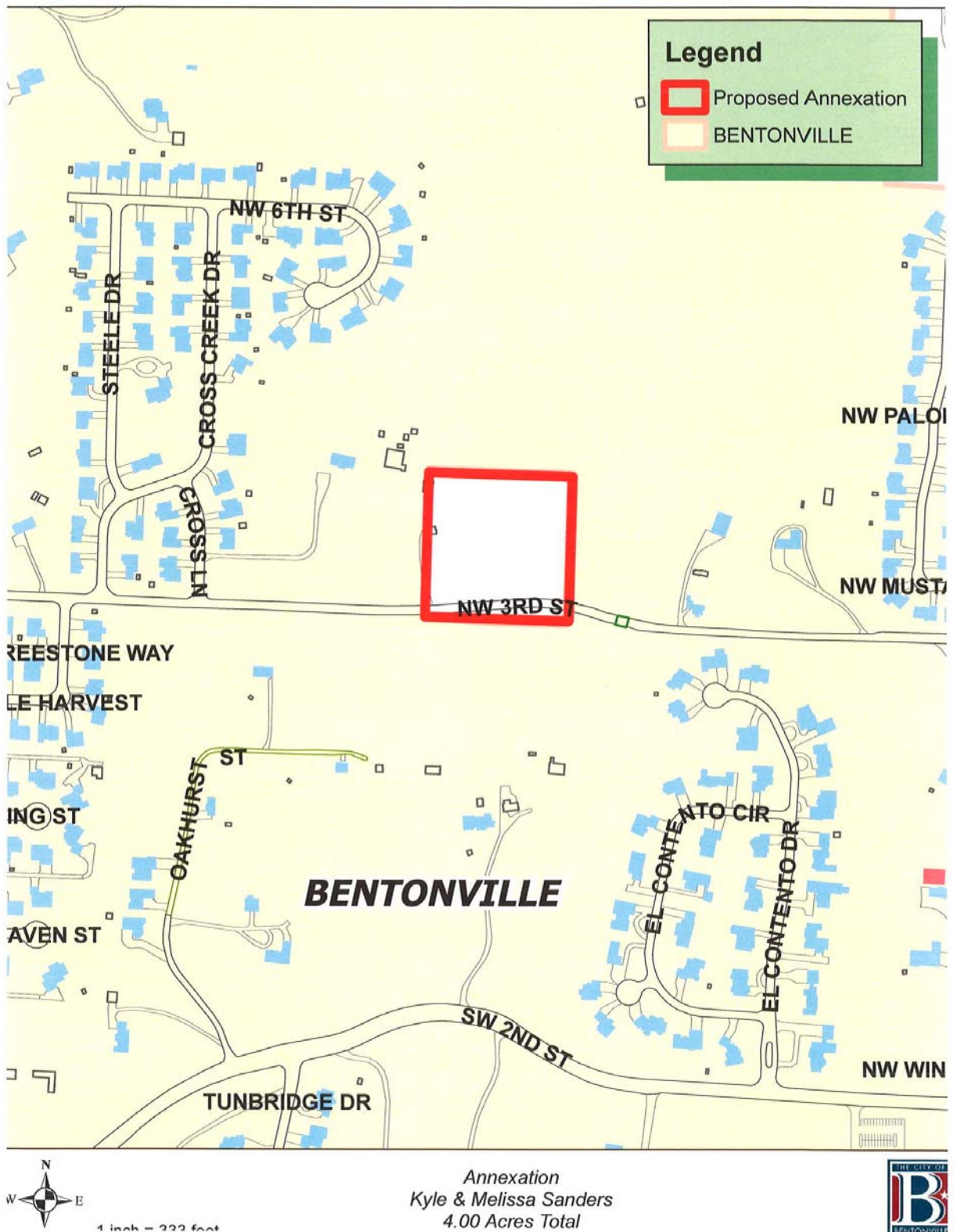
PASSED AND APPROVED THIS _____ **DAY OF** _____, 2017.

APPROVED: _____

Mayor

ATTEST: _____

Clerk





City Council Agenda Items

For City Council meeting of January 10, 2017

From the January 3, 2017 Planning Commission meeting

Lot Split: Lot 14, 15, 16, 17 & 18, Block 2, Railroad Addition, 202, 204, 2016, 208 & 210 Southeast 'A' Street, Kathleen Motheral.

The Planning Commission voted 7-0, recommending approval.

The applicant has submitted a proposal for a lot split that will create five (5) new lots from one (1) existing lot. The new lots will be known as Lots 14, 15, 16, 17 & 18, Block 2, Railroad Addition. Right-of-way is being dedicated along Southeast 'A' Street per the current Master Street Plan requirements. A 20' wide public utility and cross access easement along the southern portion of the property is also being dedicated with the plat. Each of the new lots will have access to public utilities and a public street.

Lot Split: Lots 20 & 21, Block 2, Dunn & Davis Addition, 505 & 507 Southwest 'C' Street, CalCon, Inc.

The Planning Commission voted 7-0, recommending approval.

The applicant has submitted a proposal for a lot split that will create two (2) new lots from one (1) existing lot. The new lots will be known as Lot 20 (0.12 acres) and Lot 21 (0.12 acres), Block 2, Dunn & Davis Addition. Right-of-way is being dedicated along Southwest 'C' Street per the current Master Street Plan. Each of the new lots will have access to public utilities and a public street.

Lot Split: Lots 25 & 26, 3rd East Side Addition, Southeast 5th Street, Kerry Laman.

The Planning Commission voted 7-0, recommending approval.

The applicant has submitted a proposal for a lot split that will create two (2) new lots from one (1) existing lot. The new lots will be known as Lot 25 (0.14 acres) and Lot 26 (0.14 acres) of the 3rd East Side Addition. Per the current Master Street Plan, adequate right-of-way exists along Southeast 5th Street. A 10' wide public utility easement is being dedicated along the western property line of the new Lot 25 for an existing public sewer main. Each of the new lots will have access to public utilities and a public street.

Property Line Adjustment: Lots 15 & 16, Block 6, Dunn & Davis Addition, Southwest 'B' Street & Southwest 7th Street, Village at B Street, LLC.

The Planning Commission voted 7-0, recommending approval.

The applicant has submitted a property line adjustment creating two (2) new lots by adjusting the common lot line of two (2) existing lots. The new lots will be known as Lot 15 (0.18 acres) and Lot 16 (0.29 acres), Block 6, Dunn & Davis Addition. Per the

requirements of the current Master Street Plan, additional right-of-way is being dedicated along Southwest 'B' Street. A public drainage easement and public utility easements are also being dedicated. Both new lots will have access to public utilities and a public street. A private cross access easement was dedicated by a separate document.

Final Plat: Providence Village, Phase 1, Southwest Nomad Road & Southwest Windmill Road, Providence 2016, LLC.

The Planning Commission voted 7-0, recommending approval.

The applicant has submitted a final plat for 56 acres located at the intersection of Southwest Nomad Road and Southwest Windmill Road to be known as Providence Village, Phase 1. One hundred eighty five (185) single family lots will be created with the platting of the first phase of the subdivision. Right-of-way and easements will be dedicated with the plat. All public infrastructure has been inspected and accepted by the city utility departments.

Rezoning: Buildup Development, LLC & Jamal & Stephanie Parker, 1111 Southwest Parnell Drive, From R-2, Duplex and Patio Home Residential to R-ZL, Zero Lot Line.

The Planning Commission voted 7-0, recommending approval.

The Future Land Use Plan depicts this property as Medium Density Residential (MDR) The R-ZL, Zero Lot Line zoning is an appropriate zoning district for this designation.

Rezoning: Lamplighter Restorations, LLC, 407 & 409 Southeast 6th Street, From R-1, Single Family Residential to DN-4, Downtown Mixed-Use Residential.

The Planning Commission voted 7-0, recommending approval.

The Future Land Use Plan depicts this property as Downtown Mixed Use Residential (DMUR). The DN-4, Downtown Mixed-Use Residential zoning is an appropriate zoning district for this designation.

Rezoning: Lamplighter Restorations, LLC, 408 & 410 Southeast 6th Street, From R-1, Single Family Residential to DN-4, Downtown Mixed-Use Residential.

The Planning Commission voted 7-0, recommending approval.

The Future Land Use Plan depicts this property as Downtown Mixed Use Residential (DMUR). The DN-4, Downtown Mixed-Use Residential zoning is an appropriate zoning district for this designation.

LOT SPLIT STAFF REPORT



Lots 14, 15, 16, 17 & 18 Block 2, Railroad Addition

202, 204, 206 208 & 210 Southeast 'A' Street

PC Date: 1/3/2017

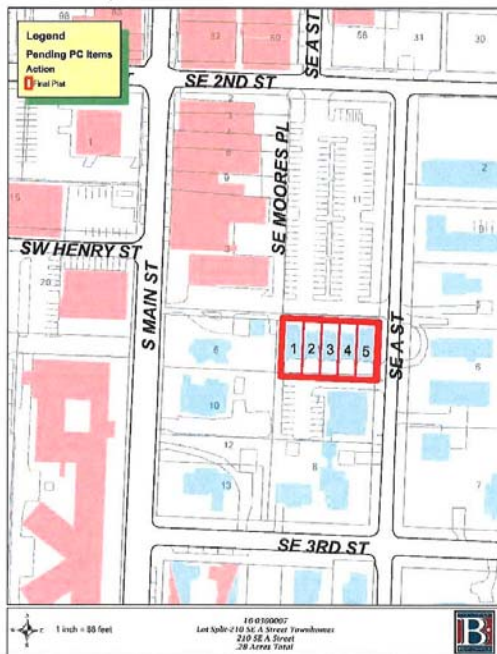
Recommendation: Approval

Reviewer: Jon Stanley, Planner

Project Number	16-03000007
Applicant / Current Owner	Kathleen Motheral 111 West Central Avenue Suite 203 Bentonville, AR 72712
Site Area	0.28 acres
Current Zoning	DC, Downtown Core
Future Land Use Map Designation	Mixed Use (MU)

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

Location Map



Property Description

This property is the location of 5 attached townhomes in a mixed use area near the downtown square.

Project Details

The applicant has submitted a proposal for a lot split that will create 5 new lots from one existing lot. The new lots will be known as Lots 14, 15, 16, 17 & 18, Block 2, Railroad Addition. Right-of-way is being dedicated along Southeast 'A' Street per the current Master Street Plan requirements. A 20' wide public utility and cross access easement along the southern portion of the property is also being dedicated with the plat. Each of the new lots will have access to public utilities and a public street.

Projected Traffic Impact

The proposed lot split will not adversely impact traffic in the area. The adjacent local street to the east, public alley to the north and public cross access easement to the south will provide adequate options for ingress and egress.

Utility Infrastructure

Per the GIS website, water and sewer are available to this site.

Drainage Report

A drainage report is not required.

Waivers

No waivers requested.

Conclusion

This lot split does meet the minimum requirements of the subdivision regulations.

Standard Conditions of Approval

1. Provide a digital copy of the plat.
2. Address all technical review comments before requesting a building permit.

Recommendation

Staff has reviewed this application and based on the findings presented in this report, staff recommends approval.

NOTES

- Sidewalks. Sidewalk installation will be the responsibility of individual lot owners at the time of building permit.

ORDINANCE NO. _____

**AN ORDINANCE ACCEPTING A LOT SPLIT OF LOTS 14, 15, 16, 17 AND 18
BLOCK 2 RAILROAD 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 14, 15, 16, 17 and 18, Block 2 Railroad Addition, Benton County, Arkansas, was submitted to the Bentonville Planning Commission on January 3, 2017; 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 of 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 14, 15, 16, 17 and 18, Block 2 Railroad 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 _____, 2017.

APPROVED:

ATTEST:

MAYOR

CITY CLERK

LOT SPLIT STAFF REPORT



Lots 20 & 21, Block 2, Dunn & Davis Addition

505 & 507 Southwest 'C' Street

PC Date: 1/3/2017

Recommendation: Approval

Reviewer: Jon Stanley, Planner

Project Number	16-05000036
Applicant / Current Owner	CalCon Inc. 10636 Highway 72 West, Suite 501 Bentonville, AR 72712
Site Area	0.24 acres
Current Zoning	DE, Downtown Edge
Future Land Use Map Designation	Downtown Mixed Use Residential (DMUR)

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

Location Map



Property Description

This property is the location of a two family dwelling in a rapidly redeveloping mixed-use neighborhood in the downtown area.

Project Details

The applicant has submitted a proposal for a lot split that will create 2 new lots from one existing lot. The new lots will be known as Lot 20 (0.12 acres) and Lot 21 (0.12 acres), Block 2, Dunn & Davis Addition. Right-of-way is being dedicated along Southwest 'C' Street per the current Master Street Plan. Each of the new lots will have access to public utilities and a public street.

Projected Traffic Impact

The proposed lot split will not adversely impact traffic in the area. The adjacent local street that borders the property to the west will provide adequate options for ingress and egress.

Utility Infrastructure

Per the GIS website, water and sewer are available to this site.

Drainage Report

A drainage report is not required.

Waivers

No waivers requested.

Conclusion

This lot split does meet the minimum requirements of the subdivision regulations.

Standard Conditions of Approval

1. Provide a digital copy of the plat.
2. Address all technical review comments before requesting a building permit.

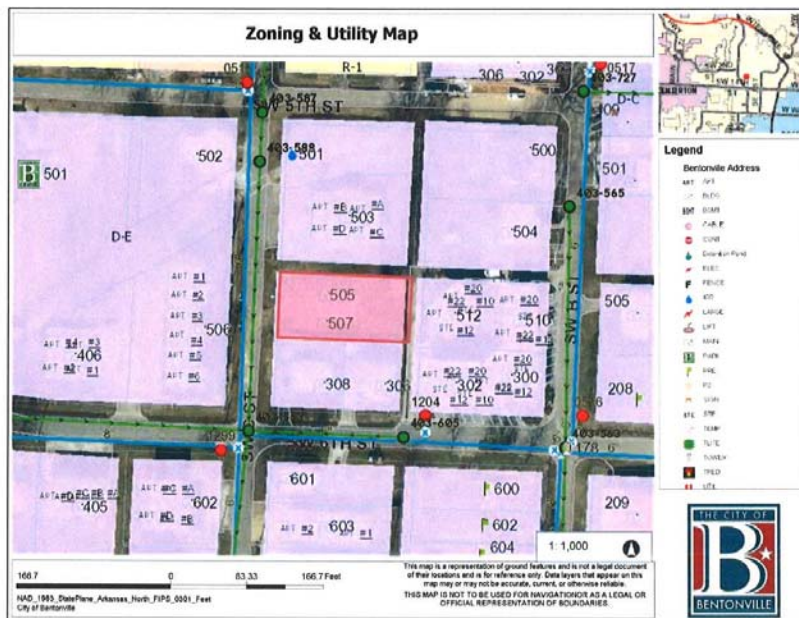
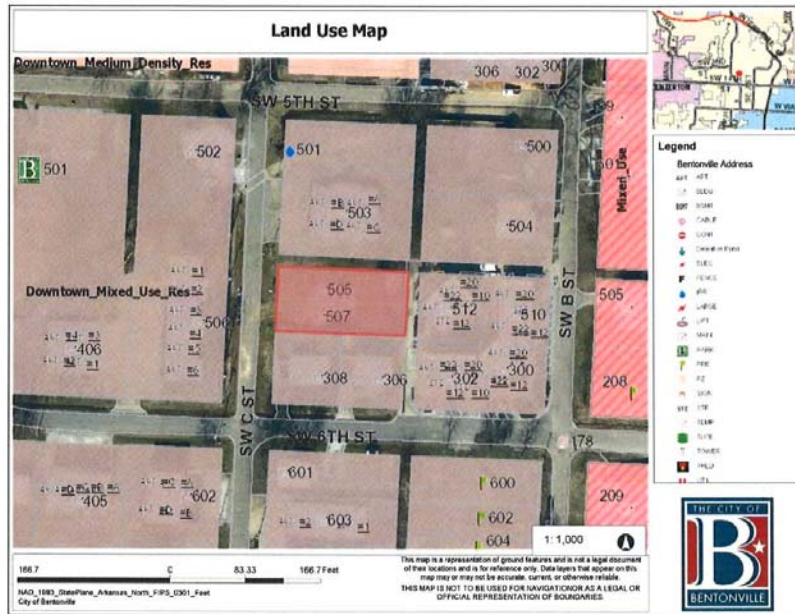
Recommendation

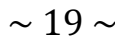
Staff has reviewed this application and based on the findings presented in this report, staff recommends approval.

NOTES

- **Sidewalks.** Sidewalk installation will be the responsibility of individual lot owners at the time of building permit.

LOT SPLIT STAFF REPORT





ORDINANCE NO. _____

**AN ORDINANCE ACCEPTING A LOT SPLIT OF LOTS 20 AND 21, BLOCK 2,
DUNN AND DAVIS 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 20 and 21, Block 2, Dunn and Davis Addition, Benton County, Arkansas, was submitted to the Bentonville Planning Commission on January 3, 2017; 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 of 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 20 and 21, Block 2, Dunn and Davis Addition Lots 20 and 21, Block 2, Dunn and Davis 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 _____, 2017.

APPROVED:

ATTEST:

MAYOR

CITY CLERK

LOT SPLIT STAFF REPORT



Lots 25 & 26, 3rd East Side Addition

Southeast 5th Street

PC Date: 1/3/2017

Recommendation: Approval

Reviewer: Jon Stanley, Planner

Project Number	16-05000050
Applicant / Current Owner	Kerry Laman 5108 Osage Creek Road Rogers, AR 72758
Site Area	0.29 acres
Current Zoning	DN-2, Downtown Medium-Density Residential
Future Land Use Map Designation	Downtown Medium-Density Residential (D-MDR)

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

Location Map



Property Description

This property is the location of a vacant residential lot in a redeveloping medium density residential neighborhood in the downtown area.

Project Details

The applicant has submitted a proposal for a lot split that will create two new lots from one exiting lot. The new lots will be known as Lot 25 (0.14 acres) and Lot 26 (0.14 acres) of the 3rd East Side Addition. Per the current Master Street Plan, adequate right-of-way exist along Southeast 5th Street. A 10' wide public utility easement is being dedicate along the western property line of new lot 25 for an exist public sewer main. Each of the new lots will have access to public utilities and a public street.

Projected Traffic Impact

The proposed lot split will not adversely impact traffic in the area. The adjacent local street to the south will provide adequate options for ingress and egress.

Utility Infrastructure

Per the GIS website, water and sewer are available to this site.

Drainage Report

A drainage report is not required.

Waivers

No waivers requested.

Conclusion

This lot split does meet the minimum requirements of the subdivision regulations.

Standard Conditions of Approval

1. Provide a digital copy of the plat.
2. Address all technical review comments before requesting a building permit.

Recommendation

Staff has reviewed this application and based on the findings presented in this report, staff recommends approval.

NOTES

- **Sidewalks.** Sidewalk installation will be the responsibility of individual lot owners at the time of building permit.

~ 23 ~

ORDINANCE NO. _____

**AN ORDINANCE ACCEPTING A LOT SPLIT OF LOTS 25 AND 26, 3RD EAST
SIDE 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 25 and 26, 3rd East Side Addition, Benton County, Arkansas, was submitted to the Bentonville Planning Commission on January 3, 2017; 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 of 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 25 and 26, 3rd East Side Addition Lots 25 and 26, 3rd East Side 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 _____, 2017.

APPROVED:

ATTEST:

MAYOR

CITY CLERK

PROPERTY LINE ADJUSTMENT STAFF REPORT



Lots 15 & 16, Block 6, Dunn & Davis Addition

Southwest 'B' Street & Southwest 7th Street

PC Date: 1/3/2017

Recommendation: Approval

Reviewer: Jon Stanley, Planner

Project Number	16-07000033
Applicant / Current Owner	Village at B Street, LLC 101 Southeast G Court Bentonville, AR 72712
Site Area	0.47 acres
Current Zoning	DC, Downtown Core
Future Land Use Map Designation	Mixed Use (MU)

<http://geo.bentonvillear.com/mgweb/PZ/pending/>

Location Map



Property Description

The property is the location of a vacant lot in a rapidly redeveloping mixed use neighborhood in the downtown area.

Project Details

The applicant has submitted a property line adjustment creating two new lots by adjusting the common lot line of two existing lots. The new lots will be known as Lot 15 (0.18 acres) and Lot 16 (0.29 acres), Block 6, Dunn & Davis Addition. Per the requirements of the current Master Street Plan, additional right-of-way is being dedicated along Southwest 'B' Street. A public drainage easement and public utility easements are also being dedicated. Both new lots will have access to public utilities and a public street. A private cross access easement was dedicated by a separate document.

Utility Infrastructure

Per the GIS website, water and sewer are available to this site.

Drainage Report

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

Waivers

No waivers requested.

Standard Conditions of Approval

1. Provide digital copy of the plat.
2. Address all technical review comments before requesting a building permit.

Conclusion

This property line adjustment does meet the minimum requirements of the subdivision regulations.

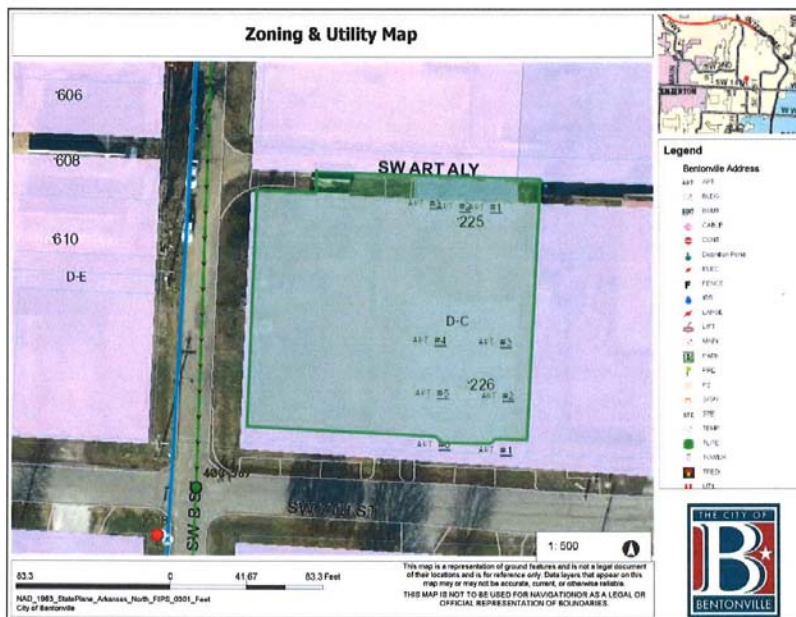
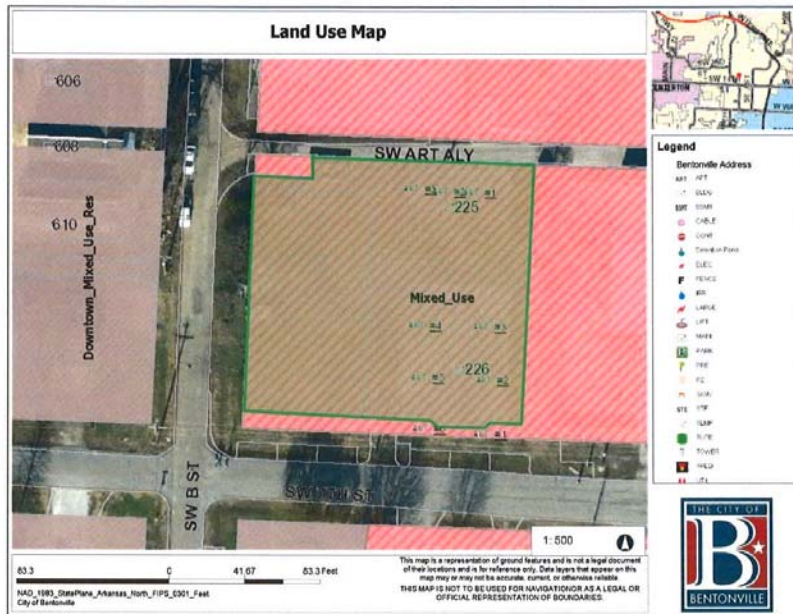
Recommendation

Staff has reviewed this application and based on the findings presented in this report, staff recommends approval.

NOTES

- **Sidewalks.** Sidewalk installation will be the responsibility of individual lot owners at the time of building permit.

PROPERTY LINE ADJUSTMENT STAFF REPORT



ORDINANCE NO. _____

**AN ORDINANCE ACCEPTING A PROPERTY LINE ADJUSTMENT OF
LOTS 15 AND 16 BLOCK 6 DUNN AND DAVIS ADDITION TO THE CITY
OF BENTONVILLE, ARKANSAS.**

WHEREAS, pursuant to the provisions of Title 15 of the Bentonville Municipal Code, the property line adjustment Lots 15 and 16, Block 6, Dunn and Davis Addition of the City of Bentonville, Benton County, Arkansas was submitted to the Bentonville Planning Commission on January 3, 2017; 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 for 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 Lots 15 and 16, Block 6, Dunn and Davis 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 property line adjustment by certifying said acceptance on the approved property line adjustment.

PASSED AND APPROVED this _____ day of _____, 2017.

APPROVED:

ATTEST:

MAYOR

CITY CLERK

FINAL PLAT STAFF REPORT



Providence Village Subdivision, Phase 1 Southwest Nomad Road & Southwest Windmill Road

PC Date: 1/3/2017

Recommendation: Approval

Reviewer: Jon Stanley, Planner

Project Number	16-03000004
Applicant / Current Owner	Providence 2016, LLC 599 Horsebarn Road Rogers, AR 72758
Site Area	56 acres
Current Zoning	PRD, Planned Residential Development
Future Land Use Map Designation	Low Density Residential (LDR)
No. of Lots	189 total lots, 185 buildable lots
Subdivision Name	Providence Village, Phase 1

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

Location Map



Property Description

The property is the location of a vacant subdivision with completed infrastructure.

Project Details

The applicant has submitted a final plat for 56 acres located at the intersection of Southwest Nomad Road and Southwest Windmill Road to be known as Providence Village Subdivision, Phase 1. One hundred eighty five (185) single family lots will be created with the platting of the first phase of the subdivision. Right-of-way and easements will be dedicated with the plat. All public infrastructure has been inspected and accepted by the city utility departments.

Utility Infrastructure

Per the GIS website, water and sewer are available to this site.

Drainage Report

A drainage report is not required at the time of final platting.

Waivers

No waivers requested.

Conclusion

This final plat does meet the minimum requirements of the subdivision regulations.

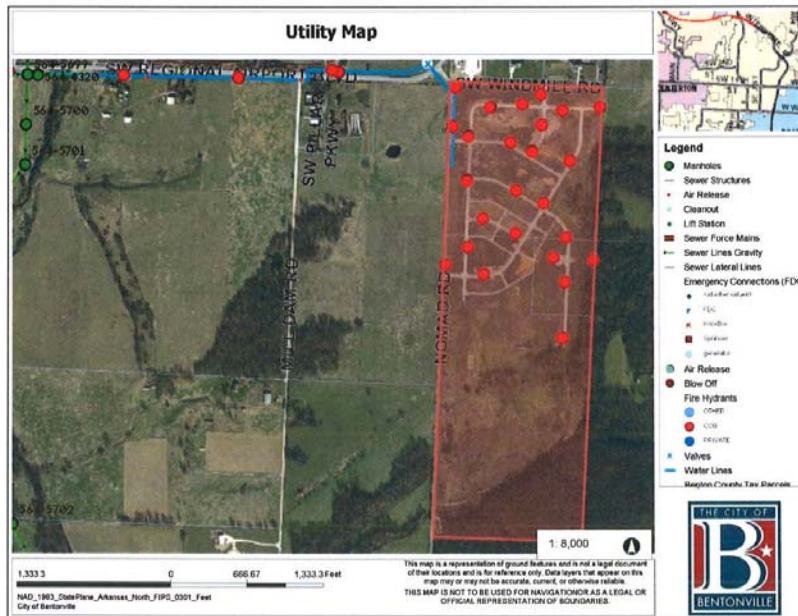
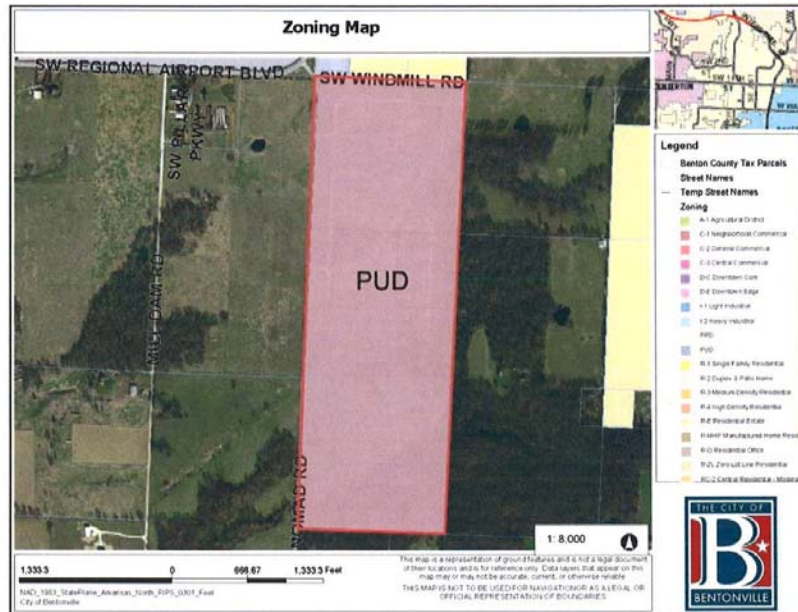
Standard Conditions of Approval

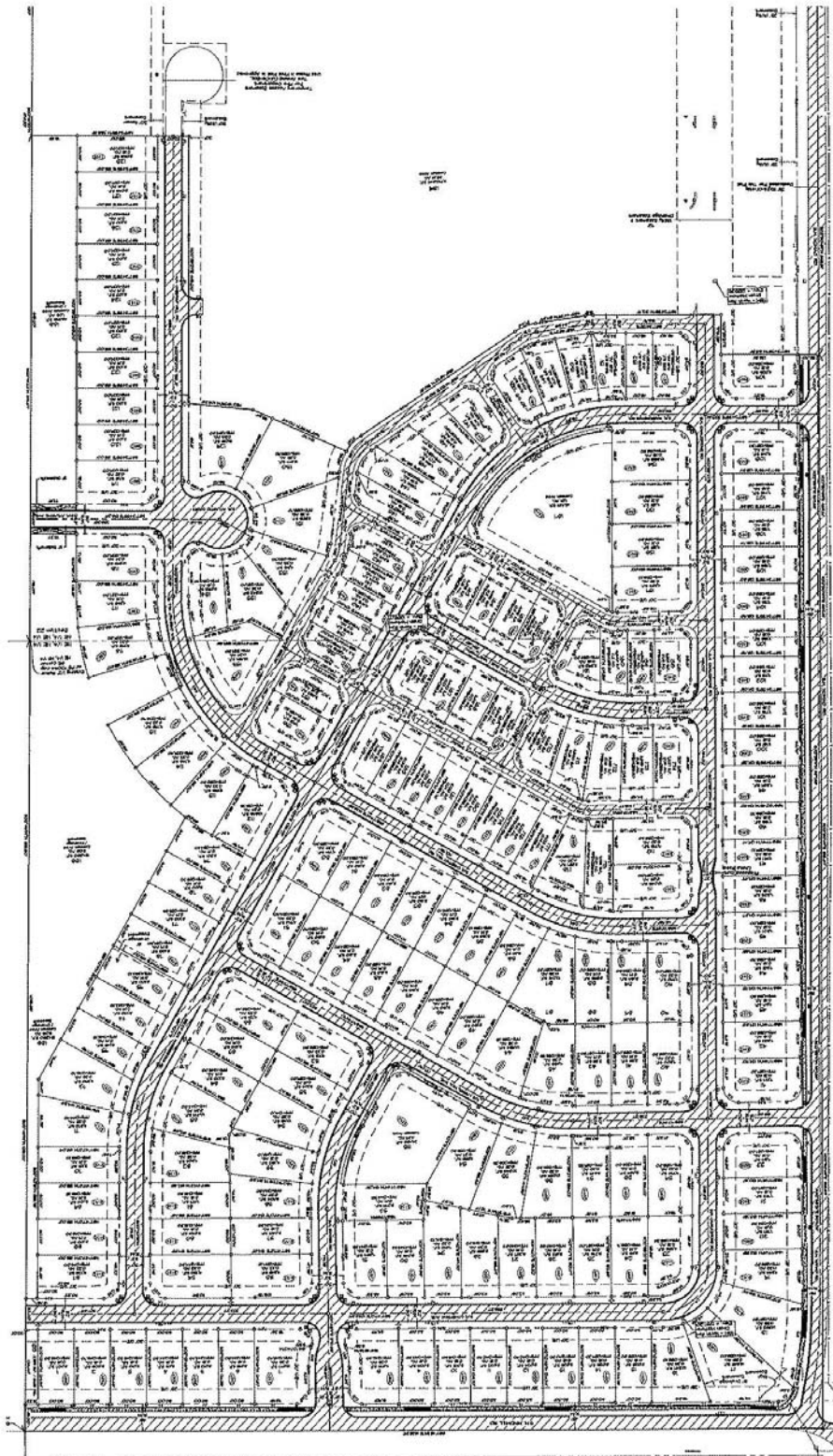
1. Provide a digital copy of the plat.
2. Address all technical review comments before requesting a building permit.

Recommendation

Staff has reviewed this application and based on the findings presented in this report, staff recommends approval.

FINAL PLAT STAFF REPORT





ORDINANCE NO. _____

**AN ORDINANCE ACCEPTING A FINAL PLAT OF PROVIDENCE
VILLAGE SUBDIVISION PHASE I TO THE CITY OF BENTONVILLE,
ARKANSAS.**

WHEREAS, pursuant to the provisions of Title 15 of the Bentonville Municipal Code, the final plat of Providence Village Subdivision Phase I, to the City of Bentonville, Benton County, Arkansas, was submitted to the Bentonville Planning Commission on January 3, 2017; and,

WHEREAS, said final plat is attached hereto as Exhibit "A"; and,

WHEREAS, the Bentonville Planning Commission considered said final plat on the date stated, and at other times, and voted to recommend the approval of said final plat to the City Council; and,

WHEREAS, the final plat 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 final plat should be approved.

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

Section 1: That the final plat of Providence Village Subdivision Phase I 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 final plat by certifying said acceptance on the approved final plat.

PASSED AND APPROVED this _____ day of _____, 2017.

APPROVED:

ATTEST:

MAYOR

CITY CLERK

1111 Southwest Parnell Drive
PC Date: 1/3/2017
Recommendation: Approval
Reviewer: Jon Stanley, Planner

Project Number	16-09000041
Applicant / Current Owner	Buildup Development, LLC & Jamal & Stephanie Parker 1111 SW Parnell Dr. Bentonville, AR 72712
Site Area	6.26 acres
Current Zoning	R-2, Duplex and Patio Home Residential
Requested Zoning	R-ZL, Zero Lot Line
Future Land Use Map Designation	Medium Density Residential (MDR)

Property Description

This property is the location of an existing single family home and the immediately adjacent, vacant, surrounding property to the west, east and south in rapidly developing medium density residential area in the Southwest part of the city.

Projected Traffic Impact

The proposed zoning designation will not adversely impact traffic in the area. The two properties have direct access to a local street and is situated near an arterial street that consists of a boulevard. Both streets will provide adequate ingress/egress opportunities to the subject properties.

Utility Infrastructure

Per the city GIS website, public water and sewer are available at these locations.

Relationship to the General Plan

The Future Land Use Plan depicts this property as Medium Density Residential (MDR). The **Error! Reference source not found.** zoning is an appropriate zoning district for this designation.

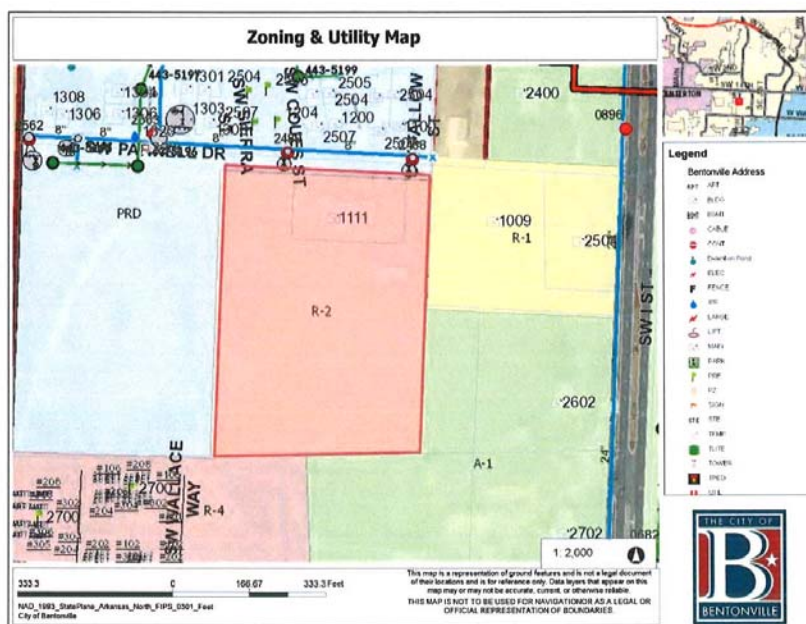
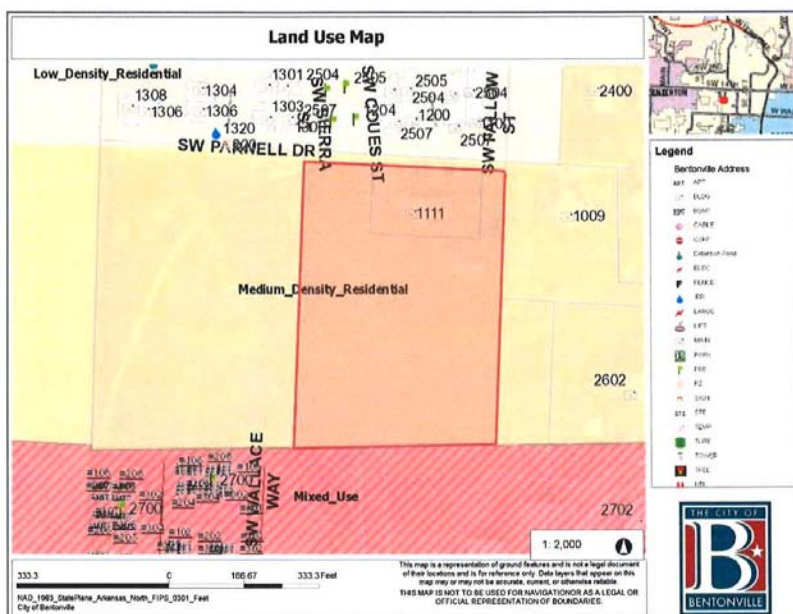
Conclusion

The R-ZL, Zero Lot Line Error! Reference source not found. Error! Reference source not found. zoning designation will allow slightly higher population density than the R-1, Single Family zoning district. The R-ZL zoning designation will provide a variety of housing types in an area of the city where a transition from medium density residential development to mixed use and higher residential density is planned.

Recommendation

Staff has reviewed this application and based on the findings presented in this report, staff recommends approval of this rezoning request from R-2, Duplex & Patio Home Residential to R-ZL, Zero Lot Line Residential.

[illegible]





Earthplan Design Alternatives, PA
Civil Engineering / Landscape Architecture

Beau Thompson
Planning Department
305 SW A Street
Bentonville, AR 72712

November 28, 2016

Mr. Thompson,

Stephanie and Jamal Parker and Buildup Development, LLC, is requesting a change in zoning from the current R-2 (Duplex and Patio Home Residential) to R-ZL (Zero Lot Line Residential) for two parcels off SW Parnell Drive (parcel #s 15-18581-000 & 15-18582-000). The subject property is located within the city limits of Bentonville south of SW Parnell Dr. There are no proposed property sales other than the future purchasers of the proposed lots in this subdivision.

The reason for the rezone request is because the client has changed the scope of his project. He originally was going to put duplex units on the property. He now is applying to put thirty-two single-family residential homes on the property and one lot for detention. In addition, a zoning approval of R-ZL would allow zero lot line lots so the future homeowners in this subdivision would enjoy a usable side yard width of twelve feet.

Adjacent to the north is a PRD consisting of fourplexes. PRD zoning also borders the subject parcel to the west. R-4 is located to the south and southwest. A-1 borders the property to the south and the east, and one eastern parcel zoned R-1 is also located to the east. This property has road frontage onto SW Parnell Dr. and SW I St. is located approximately 430 feet to the east. The Bentonville airport is located about 500 feet to the east.

The property will be used for single family residential homes. The requested rezone from R-2 zoning to R-ZL would provide a zoning buffer between the higher density of The Vintage Estates Subdivision to the north, the agriculturally-zoned property to the south and east as well as the R-1 property to the east.

Traffic will enter and exit onto SW Parnell Dr. and would then travel north and south on SW I St.. SW Parnell Dr. is classified as a Local Street and SW I St. is classified as an Arterial Street. The property owner envisions signage for the development and duplex facades consisting of brick and vinyl. The homes will consist of two stories.

134 W. Emma Ave. Springdale, AR 72764 Phone: 479-756-1266 Fax: 479-755-3570
www.eda-pa.com



Earthplan Design Alternatives, PA
Civil Engineering / Landscape Architecture

There is an eight inch water main on the north side of SW Parnell Dr. and a twenty-four inch water line on the east side of SW I Street. The property owner has installed a sewer main line extension to the north of SW Parnell Dr. in order to access existing sewer.

If you have any questions please do not hesitate to contact James Geurtz.

Sincerely,



Sarah Geurtz, CFM, ASLA
sdg@eda-pa.com
jrg@eda-pa.com

134 W. Emma Ave. Springdale, AR 72764 Phone: 479-756-1266 Fax: 479-755-3570
www.eda-pa.com

ORDINANCE NO. _____

**AN ORDINANCE CHANGING REAL ESTATE IN THE CITY OF
BENTONVILLE, ARKANSAS, FROM ITS PRESENT CLASSIFICATION OF
R-2, DUPLEX AND PATIO HOME RESIDENTIAL TO R-ZL, ZERO
LOT LINE.**

WHEREAS, Buildup Development, LLC and Parker duly filed a petition with the Planning Commission requesting that the hereinafter described property situated in Benton County, Arkansas, be changed from its present classification of R-2, Duplex and Patio Home Residential to R-ZL, Zero Lot Line to be used in accordance with city zoning laws and state laws, which property is described as follows:

PART OF TRACT 1, PLAT D, PAGE 83 AND PART OF TRACT 7 AS SHOWN ON PLAT 6, PAGE 105 IN THE PLAT RECORDS OF THE CIRCUIT CLERK OF BENTON COUNTY, ARKANSAS AND ALSO BEING PART OF THE NE/4 OF THE SE/4 OF SECTION 1, TOWNSHIP 19 NORTH, RANGE 31 WEST, BENTON COUNTY, ARKANSAS AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SE CORNER OF SAID SECTION 1 AS SHOWN ON SAID PLAT BOOK 6, PAGE 105, THENCE N 02°25'32" E 1394.06 FEET, THENCE S 88°19'45" W 445.94 FEET TO THE POINT OF BEGINNING, THENCE S 88°19'45" W 297.96 FEET, THENCE N 88°21'04" W 147.78 FEET, THENCE N 02°24'28" E 624.51 FEET, THENCE S 87°03'48" E 444.56 FEET, THENCE S 02°23'22" W 597.26 FEET, TO THE POINT OF BEGINNING AND CONTAINING 6.26 ACRES MORE OR LESS AND SUBJECT TO ANY EASEMENTS OF RECORD OR FACT.

;and,

WHEREAS, the Planning Commission duly met and considered the application and duly set the petition for public hearing to be held January 3, 2017 in the Council Chambers of the City of Bentonville; and,

WHEREAS, public 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 Planning Commission voted to recommend to the City Council that the petition be approved and that said property be rezoned from its present classification of R-2, Duplex and Patio Home Residential to R-ZL, Zero Lot Line.

**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 of R-2, Duplex and Patio Home Residential to R-ZL, Zero Lot Line to be used in
accordance with the city zoning laws and state laws.

PASSED AND APPROVED this _____ day of _____, 2017.

APPROVED:

ATTEST:

MAYOR

CITY CLERK

REZONING STAFF REPORT



Lamplighter Restoration, LLC

407 & 409 Southeast 6th Street

PC Date: 1/3/2017

Recommendation: Approval

Reviewer: Jon Stanley, Planner

Project Number	16-09000043
Applicant / Current Owner	Lamplighter Restorations, LLC P.O. Box 3418 Bentonville, AR 72712
Site Area	0.51 acres
Current Zoning	R-1, Single Family Residential
Requested Zoning	DN-4, Downtown Mixed-Use Residential
Future Land Use Map Designation	Downtown Mixed Use Residential (DMUR)

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

Location Map



Property Description

These properties are currently the location of two existing single family homes in a mixed use area along a redeveloping urban corridor.

Projected Traffic Impact

The proposed zoning designation will not adversely impact traffic in the area. The properties are located within the downtown area and the existing street grid network in this area will provide adequate options for ingress and egress.

Utility Infrastructure

Per the city GIS website, public water and sewer are available at these locations.

Relationship to the General Plan

The Future Land Use Plan depicts this property as Downtown Mixed Use Residential (DMUR). The DN-4, Downtown Mixed-Use Residential zoning is an appropriate zoning district for this designation.

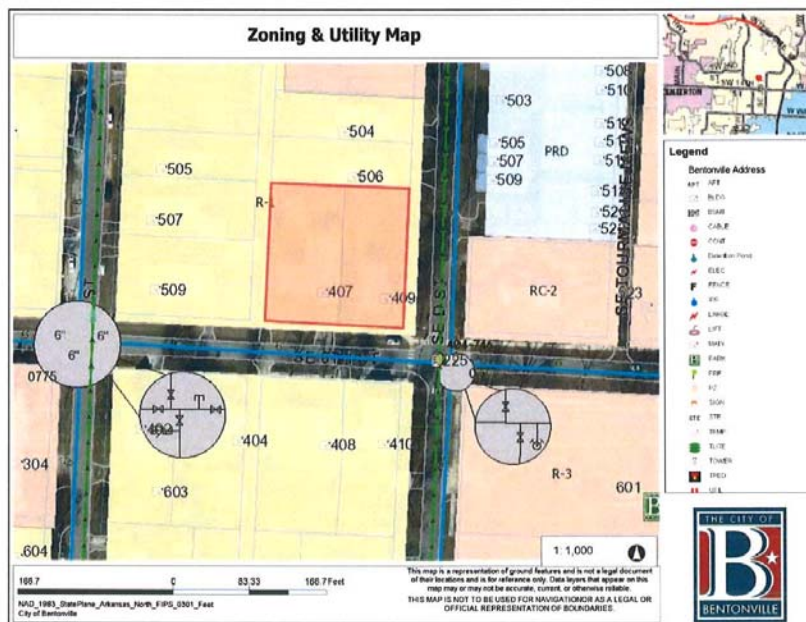
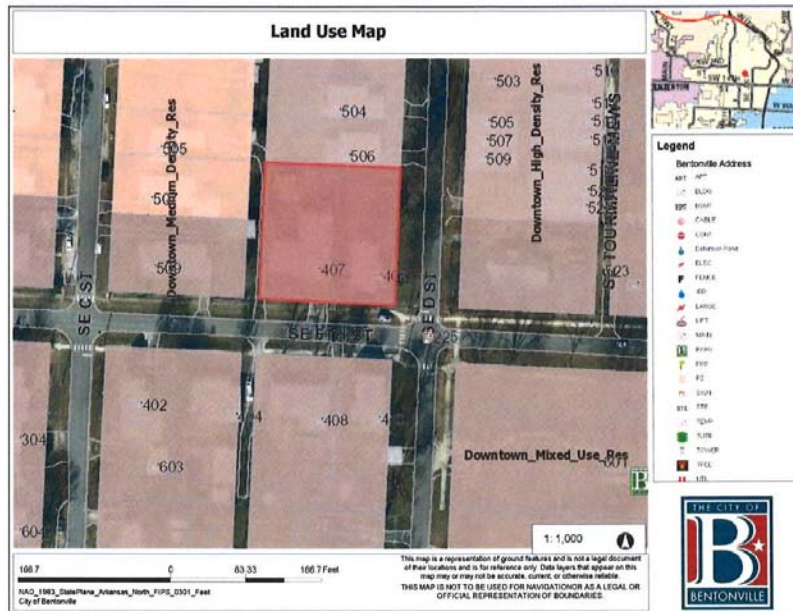
Conclusion

The DN-4, Downtown Mixed-Use Residential Error! Reference source not found. zoning designation will allow for increased neighborhood density and increased local commerce through the development of multi-family housing and mixed-use structures. The properties are well suited for the DN-4 zoning designation due to the proximity of the unique activities and developments underway on near-by properties which will utilize the additional housing densities that will be provided by the proposed DN-4 zoning district.

Recommendation

Staff has reviewed this application and based on the findings presented in this report, staff recommends approval of this rezoning request from R-1, Single Family Residential to DN-4, Downtown Mixed-Use Residential.

REZONING STAFF REPORT



Rezone Narrative

Parcel #'s 01-03577-000, 01-03574-000
Owner: Lamplighter Restorations, LLC
Address: 407, 409 SE 6th Street
Bentonville, AR 72712
All of Lots 18 and 19, Block G
Orchard Addition
0.51 Acres +/-
22,215 Sq. Feet +/-

Current Zoning: R-1

Proposed Zoning: DN-4

Owner: Lamplighter Restorations, LLC.

Reason for rezone: To take advantage of the new zoning classification for the downtown and surrounding area.

How will property relate to surrounding properties: With the areas designation as Market District the change would better fit with the coming development. The current surrounding properties are older single family residences.

Proposed Use: Residential Mixed Use.

Traffic: The current city infrastructure is adequate to accommodate the use.

Signage: Any signage to comply with city ordinances and regulations.

Appearance: The project will be an improvement to the area and increase the values of surrounding properties.

Water and Sewer Availability: 8" Water and 8" Sewer mains are available in SE D and 6th to serve the property.

LEGAL DESCRIPTION

Lot 18 and Lot 19 of Block G as shown on a Replat in Orchard Addition to the City of Bentonville.

ORDINANCE NO. _____

**AN ORDINANCE CHANGING REAL ESTATE IN THE CITY OF
BENTONVILLE, ARKANSAS, FROM ITS PRESENT CLASSIFICATION OF
R-1, SINGLE FAMILY RESIDENTIAL TO DN-4, DOWNTOWN
MIXED-USE RESIDENTIAL.**

WHEREAS, Lamplighter Restoration, LLC duly filed a petition with the Planning Commission requesting that the hereinafter described property situated in Benton County, Arkansas, be changed from its present classification of R-1, Single Family Residential to DN-4, Downtown Mixed-Use Residential to be used in accordance with city zoning laws and state laws, which property is described as follows:

Lot 18 of Block G, as shown on Plat Record 2001 at Page 342, and Lot 19, Block
G, Orchard Addition as shown in Plat Record 2011 at Page 342 all in the City of
Bentonville, Benton County, Arkansas.

;and,

WHEREAS, the Planning Commission duly met and considered the application and duly set the petition for public hearing to be held January 3, 2017 in the Council Chambers of the City of Bentonville; and,

WHEREAS, public 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 Planning Commission voted to recommend to the City Council that the petition be approved and that said property be rezoned from its present classification of R-1, Single Family Residential to DN-4, Downtown Mixed-Use Residential.

**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 of R-1, Single Family Residential to DN-4, Downtown Mixed-Use Residential to be used in accordance with the city zoning laws and state laws.

PASSED AND APPROVED this _____ day of _____, 2017.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

REZONING STAFF REPORT



Lamplighter Restoration, LLC

408 & 410 Southeast 6th Street

PC Date: 1/3/2017

Recommendation: Approval

Reviewer: Jon Stanley, Planner

Project Number	16-09000042
Applicant / Current Owner	Lamplighter Restorations, LLC P.O. Box 3418 Bentonville, AR 72712
Site Area	0.57 acres
Current Zoning	R-1, Single Family Residential
Requested Zoning	DN-4, Downtown Mixed-Use Residential
Future Land Use Map Designation	Downtown Mixed Use Residential (DMUR)

Property Description

These properties are currently vacant in a mixed use area along a redeveloping urban corridor.

Projected Traffic Impact

The proposed zoning designation will not adversely impact traffic in the area. The properties are located within the downtown area and the existing street grid network in this area will provide adequate options for ingress and egress.

Utility Infrastructure

Per the city GIS website, public water and sewer are available at these locations.

Relationship to the General Plan

The Future Land Use Plan depicts this property as Downtown Mixed Use Residential (DMUR). The DN-4, Downtown Mixed-Use Residential zoning is an appropriate zoning district for this designation.

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

Location Map



Conclusion

The DN-4, Downtown Mixed-Use Residential Error! Reference source not found. Error! Reference source not found. zoning designation will allow for increased neighborhood density and increased local commerce through the development of multi-family housing and mixed-use structures. The properties are well suited for the DN-4 zoning designation due to the proximity of the unique activities and developments underway on near-by properties which will utilize the additional housing densities that will be provided by the proposed DN-4 zoning district.

Recommendation

Staff has reviewed this application and based on the findings presented in this report, staff recommends approval of this rezoning request from R-1, Single Family Residential to DN-4, Downtown Mixed-Use Residential.

Rezone Narrative

Parcel #'s 01-03563-000, 01-03562-000
Owner: Lamplighter Restorations, LLC
Address: 408, 410 SE 6th Street
Bentonville, AR 72712
All of Lot 1, Block F
Orchard Addition
0.51 Acres +/-
22,215 Sq. Feet +/-

Current Zoning: R-1

Proposed Zoning: DN-4

Owner: Lamplighter Restorations, LLC.

Reason for rezone: To take advantage of the new zoning classification for the downtown and surrounding area.

How will property relate to surrounding properties: With the areas designation as Market District the change would better fit with the coming development. The current surrounding properties are older single family residences.

Proposed Use: Residential mixed use.

Traffic: The current city infrastructure would be adequate to accommodate the use.

Signage: Any signage to comply with city ordinances and regulations.

Appearance: The project will be an improvement to the area and increase the values of surrounding properties.

Water and Sewer Availability: 8" Water and 8" Sewer mains are available in SE D and 6th to serve the property.

LEGAL DESCRIPTION

Lot 1 of Block F as shown on the original plat of Orchard Addition to the City of Bentonville.

ORDINANCE NO. _____

**AN ORDINANCE CHANGING REAL ESTATE IN THE CITY OF
BENTONVILLE, ARKANSAS, FROM ITS PRESENT CLASSIFICATION OF
R-1, SINGLE FAMILY RESIDENTIAL TO DN-4, DOWNTOWN
MIXED-USE RESIDENTIAL.**

WHEREAS, Lamplighter Restoration, LLC duly filed a petition with the Planning Commission requesting that the hereinafter described property situated in Benton County, Arkansas, be changed from its present classification of R-1, Single Family Residential to DN-4, Downtown Mixed-Use Residential to be used in accordance with city zoning laws and state laws, which property is described as follows:

All of Lot 1, Block F of Orchard Addition, as shown in original plat of Orchard Addition filed for record in Plat Book A at Page 89 and Plat Book B at Page 27 all in the City of Bentonville, Benton County, Arkansas.

;and,

WHEREAS, the Planning Commission duly met and considered the application and duly set the petition for public hearing to be held January 3, 2017 in the Council Chambers of the City of Bentonville; and,

WHEREAS, public 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 Planning Commission voted to recommend to the City Council that the petition be approved and that said property be rezoned from its present classification of R-1, Single Family Residential to DN-4, Downtown Mixed-Use Residential.

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 of R-1, Single Family Residential to DN-4, Downtown Mixed-Use Residential to be used in accordance with the city zoning laws and state laws.

PASSED AND APPROVED this _____ day of _____, 2017.

APPROVED:

ATTEST:

MAYOR

CITY CLERK



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

AGENDA FORM

CITY COUNCIL MEETING OF:

January 10, 2017

Submitted by:

Troy Galloway

Department

Planning

Phone

271-6809

ACTION REQUIRED:

City Council approval of an ordinance authorizing the Mayor and City Clerk to enter into an agreement with Ozark Regional Transit (ORT), a public transit authority, in the fixed amount of \$127,757.00 to provide transit services within the City of Bentonville and waiving the requirement for competitive bidding.

COST TO CITY:

Cost of this Request: \$127,757

Additional Budget Amount

☐ One time amount

☐ Continuing O and M

Previously Budgeted	\$	127,757
Funds Expended to Date		
Remaining Budget		127,757
Budget Adjustment		-
Remaining After Adjustment	\$	127,757

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



REQUEST FOR WAIVER OF BID

Date	1/10/2017		
Requested by:	Troy Galloway		
Department:	Community & Economic Development		
DESCRIPTION OF REQUEST:			
Type of Equipment:	public transit services		
Year & Model:	n/a		
Serial #	n/a		
To Be Purchased From:	Ozark Regional Transit (ORT)		
Amount:	Base Amount:	\$	127,757.00
	Tax:	\$	-
	*Other:	\$	-
	TOTAL	\$	127,757.00
* List all other costs:			
JUSTIFICATION FOR REQUEST FOR WAIVER OF BID:			
The purchase is a public transit service that is only offered by Ozark Regional Transit in the Northwest Arkansas area. We request the waiver of bid in order to sanction the selection process and to facilitate the contract with Ozark Regional Transit.			
_____ Department Head		_____ Director of Finance & Administration	
Revised 6-18-99			



To: Mayor McCaslin, City Council Members and City Clerk
From: Troy Galloway, AICP, Community and Economic Development Director
Subject: Ozark Regional Transit 2017 Contract
CC Date: January 10, 2017

Staff requests City Council approval of an agreement with Ozark Regional Transit Service, a public transit authority, and requesting a waiver of bid. For the fixed sum of \$125,757.00 ORT will provide transit services to Bentonville citizens. These services include a fixed route, ADA Para-Transit service, and Demand Response service for those citizens that are not covered by the ADA Para-Transit service. The term of the agreement is from January 1, 2017 to December 31, 2017.

Staff also requests a waiver from the requirement of competitive bidding since ORT is the only public transit provider in the Northwest Arkansas area. Please contact Community and Economic Development at 479-271-3122 with questions.

AGREEMENT FOR TRANSIT SERVICES

WHEREAS, Ozark Regional Transit (ORT), is a public transit authority organized and existing pursuant to A.C.A 14-334-101 et. seq., and;

WHEREAS, the City of Bentonville, Arkansas (City) is a member of said authority; and,

WHEREAS, ORT has been providing public transportation to the citizens of the City; and,

WHEREAS, the City has agreed to provide funding for transit services from its General Fund; and,

WHEREAS, the City is agreeable to such.

NOW, THEREFORE, IT IS AGREED:

1. ORT will continue to provide services to the citizens of the City of Bentonville as has been traditionally provided in the past.
2. For the sum of \$125,757.00, ORT will provide services as follows:
 - a. Fixed route services within the City.
 - b. Associated ADA Para-Transit services.
 - c. Demand Response services to those citizens that are not covered by the ADA Para-Transit service.
3. It is anticipated that the revenue to fund these activities will be approximately \$125,757.00. If the City's share of the state sales tax enacted pursuant to Amendment 91 tax generates more than this amount then any such overage will be retained by the City. If the anticipated revenue is less than \$125,757.00 then the City shall pay the difference from other funding sources.
4. The revenue referred to herein shall be remitted in 1 installment. The lump sum shall be due to ORT before January 13, 2017.
5. The term of this Agreement shall be from January 1, 2017 through December 31, 2017; however, said Agreement may be terminated by either party upon sixty (60) days written notice.
6. ORT shall make monthly reports to the City and furnish any and all information request by the City.
7. The term of this Agreement shall be from January 1, 2017, through December 31, 2017. However, it shall renew annually and automatically and include any pay increases approved by the City Council, unless agreed to otherwise by the parties.

IN WITNESS WHEREOF, the parties have duly executed this Agreement on the 21 day of December, 2016

Ozark Regional Transit



Executive Director
Ozark Regional Transit

City of Bentonville, Arkansas

By: _____

Mayor, City of Bentonville, Arkansas

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO AN AGREEMENT WITH OZARK REGIONAL TRANSIT (ORT) TO PROVIDE PUBLIC TRANSIT SERVICE WITHIN THE CITY OF BENTONVILLE AND WAIVING THE REQUIREMENT OF COMPETITIVE BIDDING.

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

Section 1. That the Mayor and City Clerk should be and are hereby authorized to enter into an agreement with Ozark Regional Transit (ORT) for transit services for a fixed amount not to exceed \$125,757.00 as per the agreement attached hereto as Exhibit "A."

Section 2. Because Ozark Regional Transit is the only public transit provider in Northwest Arkansas, it would be neither practical nor feasible to advertise for competitive bidding, and that requirement is herein waived.

PASSED and APPROVED this ____ day of _____, 2017.

APPROVED:

Mayor Bob McCaslin

ATTEST:

City Clerk



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

AGENDA FORM

CITY COUNCIL MEETING OF:

January 10, 2017

Submitted by:

Travis Matlock

Department

Engineering

Phone

271-5941

ACTION REQUIRED:

Public hearing and ordinance vacating a Utility Easement located at 4001 NE Kensington Avenue, Kensington Subdivision, to the City of Bentonville, Arkansas, Benton County, Arkansas.

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



ORDINANCE NO. _____

AN ORDINANCE VACATING A UTILITY EASEMENT LOCATED AT 4001 NE KENSINGTON STREET WITHIN KENSINGTON SUBDIVISION TO THE CITY OF BENTONVILLE, ARKANSAS, BENTON COUNTY ARKANSAS.

WHEREAS, a petition was filed by Terry and Stephanie Orman, with the City Council of the City of Bentonville, Arkansas, asking the City Council to vacate a Utility Easement located in the City of Bentonville, Benton County, Arkansas, which portion is more particularly described as follows:

The north 25' squarely off the north side of lot 21 Kensington Subdivision Phase 1, lots 1-51 as recorded on Plat Record page P4 Page 54 filed for record at the Benton County Clerk's Office, Benton County, Arkansas

WHEREAS, after due notice as required by law, the Council has at the time and place mentioned the notice, heard all persons desiring to be heard on the question; that all the owners of the property abutting the easement to be vacated have joined in the petition or consented to the granting of the petition; and the public interest and welfare will not be adversely affected by the abandonment of the above described utility easement.

NOW THEREFORE BE IT ORDAINED, by the City Council of the City of Bentonville, Arkansas:

Section 1: The City of Bentonville, Arkansas releases, vacates and abandons all of its rights together with the rights of the public generally, in and to a utility easement designated as follows:

The north 25' squarely off the north side of lot 21 Kensington Subdivision Phase 1, lots 1-51 as recorded on Plat Record page P4 Page 54 filed for record at the Benton County Clerk's Office, Benton County, Arkansas

Section 2: A copy of this Ordinance, duly certified by the City Clerk, shall be filed in the Office of the Recorder of Benton County, Arkansas, and recorded in the deed records of the County.

Section 3: This Ordinance shall take effect and be in force from and after its passage. The above and foregoing Ordinance was passed, approved, and adopted the _____ day of _____, 2017, at a regular meeting of the City Council of the City of Bentonville, Arkansas.

BOB MCCASLIN, Mayor
City of Bentonville, Arkansas

LINDA SPENCE, City Clerk and
Recorder for the City of Bentonville,
Arkansas





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

AGENDA FORM

CITY COUNCIL MEETING OF:

January 10, 2017

Submitted by:

Travis Matlock

Department

Engineering

Phone

271-5941

ACTION REQUIRED:

A resolution authorizing the Mayor and city Clerk to enter into a Memorandum of Understanding with NWA Regional Planning for storm water education in 2017, total cost \$22,400.10.

COST TO CITY:

Cost of this Request: \$22,400

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





NORTHWEST ARKANSAS REGIONAL PLANNING COMMISSION

1311 Clayton St., Springdale, Arkansas, 72762

• (479) 751 7125

• Fax: (479) 751 7150

• <http://nwarpc.org>

October 27, 2016

Janet,

I am enclosing an original, signed by Jeff Hawkins, of your jurisdiction's 2017 Memorandum of Understanding (MOU) for the Regional Stormwater Education Program.

Please deliver the MOU to the appropriate person in your jurisdiction to sign and date.

You may return the MOU either by the US Postal Service, or through email. If at all possible the MOU should be returned by the end of the year.

If you have any questions, please let me know. Thank you for your prompt attention to this matter.

Sincerely,



CELIA SCOTT-SILKWOOD, AICP, REGIONAL PLANNER
NORTHWEST ARKANSAS REGIONAL PLANNING COMMISSION
1311 CLAYTON STREET, SPRINGDALE AR 72762
479-751-7125
479-751-7150 FAX
www.nwarpc.org
cscott-silkwood@nwarpc.org

**MEMORANDUM OF UNDERSTANDING FOR THE MS4
JURISDICTIONS OF NORTHWEST ARKANSAS AND
THE NORTHWEST ARKANSAS REGIONAL PLANNING
COMMISSION**

WHEREAS, nineteen cities in Benton and Washington Counties, the counties themselves, and the University of Arkansas meet the U.S. Environmental Protection Agency's "small" urbanized area municipal separate storm sewer (MS4) criteria, and must comply with national Phase II Stormwater Regulations; and

WHEREAS, the Arkansas Department of Environmental Quality (ADEQ), the state agency authorized by EPA to issue National Pollutant Discharge Elimination System (NPDES) permits requiring and ensuring compliance, will establish dates for affected entities to be covered under Arkansas' general permit for MS4s; and

WHEREAS, said permit requires development, implementation, and evaluation of a stormwater management plan, that addresses each of the six minimum control measures identified in the Phase II Storm Water Regulations contained in 40 CFR 122.26 and outlined in Part I.B.; and

WHEREAS, the Northwest Arkansas Regional Planning Commission (NWARPC) has coordinated meetings between representatives of affected jurisdictions in an effort to determine, in the interest of economy and efficiency, whether certain stormwater permit components could be addressed collectively, rather than individually; and

WHEREAS, it has been determined that a cost effective, regional approach to certain minimum control measures required as part of the permit – namely Public Education and Outreach, Public Involvement and Participation, and the education component of Pollution Prevention/Good Housekeeping – is both logical and appropriate; and

WHEREAS, the NWARPC previously requested and received statements of qualifications from interested institutions and firms with demonstrated water quality educational expertise, and has, in cooperation with representatives of affected MS4 jurisdictions, endorsed the attached proposal from the University of Arkansas Cooperative Extension Service; and

WHEREAS, the ADEQ has endorsed the regional concept and proposal for addressing said minimum control measures; and

WHEREAS, said representatives of affected MS4s have also endorsed the distribution of costs associated with the proposal as shown on the attached cost allocation plan; and

BENTONVILLE

WHEREAS, the Board of Directors of the NWARPC have authorized the Commission to act as the financial clearinghouse and primary contractor, on behalf of said MS4s, in connection with said proposal.

NOW, THEREFORE BE IT RESOLVED THAT WE, THE UNDERSIGNED MS4 JURISDICTION, AND THE BOARD OF DIRECTORS OF THE NORTHWEST ARKANSAS REGIONAL PLANNING COMMISSION, AGREE AS FOLLOWS:

SECTION 1. To participate in a 1-Year Regional Stormwater Education and Coordination Program (January 1, 2017 – December 31, 2017), to be carried out by the University of Arkansas Cooperative Extension Service through an engagement with the Northwest Arkansas Regional Planning Commission, with costs based on a Base cost and each jurisdiction's pro-rated share of the region's 2010 urbanized area population; it being understood that said services to be provided shall satisfy requirements for the federally-mandated minimum control measures referenced herein. Commitments for participation in said program in future years will require governing body approval on a year-to-year basis.

SECTION 2. To participate financially in accordance with the attached cost allocation plan. Any increases in the costs allocated to the undersigned MS4 due to the failure of other MS4 jurisdictions to participate shall be subject to the approval of the undersigned MS4.

SECTION. 3. That all funds received by NWARPC from MS4s shall be utilized in their entirety for stormwater management program services and coordination activities in connection with EPA Phase II Stormwater Program requirements, and shall be accounted for separately from all other Commission funds.

Dated this _____ day of _____, 2016.

BENTONVILLE

NWARPC

Jeff Hawkins

**2017 Cost Allocation* of U of A Cooperative Extension Service Regional Stormwater
Education and NWA Regional Planning Commission Stormwater Coordination for NWA
MS4 Jurisdictions**

**MS4 Cost = \$2,000 Base cost + (Remaining Program Cost x % NWA Urbanized Area Population)
Using 2010 US Census Urban Block Data for the 22 MS4 Collaborating Jurisdictions**

Jurisdiction	Urbanized Area Population	Total Population	2017 % Urbanized Area Population	2017 \$2,000 Base with % Urbanized Area
Greenland	721	1,294	0.23%	\$2,435.15
Elm Springs	973	1,535	0.31%	\$2,587.24
Cave Springs	969	1,931	0.31%	\$2,584.83
Bethel Heights	2,359	2,372	0.76%	\$3,423.74
Tonitown	71	2,460	0.02%	\$2,042.85
Little Flock	1,742	2,585	0.56%	\$3,051.36
Elkins	1,991	2,648	0.64%	\$3,201.64
Johnson	3,123	3,354	1.01%	\$3,884.84
Prairie Grove	69	4,380	0.02%	\$2,041.64
Pea Ridge	4,298	4,794	1.39%	\$4,593.99
Farmington	4,964	5,974	1.60%	\$4,995.95
Lowell	6,574	7,327	2.12%	\$5,967.64
Centeron	9,135	9,515	2.95%	\$7,513.30
Siloam Springs	14,760	15,115	4.76%	\$10,908.18
Bella Vista	22,841	26,461	7.37%	\$15,785.35
U of A	5,801	27,503	1.87%	\$5,501.11
Bentonville	33,801	35,301	10.91%	\$22,400.10
Washington County†	1,868	203,065	0.60%	\$3,127.40
Benton County†	5,339	221,339	1.72%	\$5,222.28
Rogers	54,897	58,895	17.72%	\$35,132.28
Springdale	68,088	70,747	21.98%	\$43,093.52
Fayetteville	65,457	73,580	21.13%	\$41,505.61
Program Totals	309,841		100.00%	\$231,000.00

Note: Budget year runs from January 1 through December 31 of each calendar year

* These dollar breakdowns assume all jurisdictions participate

† Total population reflects the total county population including all incorporated areas

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING THE MAYOR AND CLERK TO ENTER INTO A
MEMORANDUM OF UNDERSTANDING WITH NORTHWEST ARKANSAS
REGIONAL PLANNING COMMISSION FOR STORM WATER EDUCATION**

**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 a Memorandum of Understanding with Northwest Arkansas Regional Planning Commission for a Storm Water Education Program, as set forth in the agreement attached hereto as exhibit "A".

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

PASSED AND APPROVED this _____ day of _____, 2017

**Linda Spence, City Clerk
Bentonville, Arkansas**

**Bob McCaslin, Mayor
City of Bentonville, Arkansas**



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

AGENDA FORM

CITY COUNCIL MEETING OF:

January 10, 2017

Submitted by:

Mike Churchwell

Department

Transportation

Phone

271-6840

ACTION REQUIRED:

Council approval of a resolution authorizing the Mayor and Clerk to enter into an agreement with the Arkansas Highway and Transportation Department (AHTD Project #CA0902) and budget adjustment to upgrade the proposed new traffic signal poles, mast arms, and luminaires from the standard galvanized to the decorative associated with the interchange improvements at Hwy 72/I-49 and Hwy 102/I-49 in the amount of \$91,073.01. See attached budget adjustment form for further information.

COST TO CITY:

Cost of this Request: \$91,073

Additional Budget Amount

☒ One time amount

☐ Continuing O and M

Previously Budgeted	\$
Funds Expended to Date	-
Remaining Budget	-
Budget Adjustment	91,073
Remaining After Adjustment	\$ 91,073

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



BUDGET ADJUSTMENT REQUEST FORM

Budget Adjustment #
(Assigned by Admin)

Department: Street

Date of Request: December 29, 2016

Acct Number	Account Name	Revenue + (-)	Expense + (-)	Fund Balance + (-)
	Street Fund		\$91,073	\$ (91,073.01)
020-3820-430.73-15	Project AHTDUP	\$91,073.01		\$ 91,073.01
				\$ -
				\$ -
				\$ -
				\$ -
				\$ -
				\$ -
				\$ -
				\$ -
	Totals	\$ 91,073.01	\$ 91,073.01	\$ -

Justification:

Since the Hwy 72 and Hwy 102 interchanges are both considered "gateways" to the City of Bentonville and since AHTD will be adding and replacing traffic signals at both of these I-49 interchanges during the current project, the City has requested that the traffic signal poles, mast arms, and luminaires be upgraded from the traditional galvanized finish to the decorative product that we have been utilizing over the last several years on appropriate projects. The AHTD has agreed to make that change subject to the City paying the upgrade difference which is the amount of this request. This will upgrade 8 traffic signals and 6 Ped Poles, upgrade pull boxes to heavy duty, and some minor changes to controller and cabinet specifications to meet the Cities standards.

FOR ACTING USE ONLY

Council Action: Approved Disapproved Other _____

Date: _____ Date entered: _____ By: _____

Revised 5/1/07

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



PLEASE RECYCLE



ARKANSAS STATE HIGHWAY COMMISSION

CHANGE ORDER

Job Name Hwy. 62/102-Hwy. 72 Widening & Intchnng. Impvts. (S) Route & Section I-49, Section 29
 Job No. CA0902 FAP No ACNHPP-49-1(18)85&BIM-B49-0(216) County Benton
 Changes located Hwy 62, Hwy 72 & Hwy 102 - Ramps at I-49 Change Order No. 8

DESCRIPTION OF CHANGE:

1. Add and Establish new contract items "System Local Controller-Fiber (8 Phases) CO 008", "Traffic Signal Head LED (3 Section, 1 Way) CO 008", "Traffic Signal Head LED (4 Section, 1 Way) CO 008", "Concrete Pull Box (Type 2HD) CO 008", "Traffic Signal Mast Arm & Pole With Foundation (26') CO 008", "Traffic Signal Mast Arm & Pole With Foundation (34') CO 008", "Traffic Signal Mast Arm & Pole With Foundation (36') CO 008", "Traffic Signal Mast Arm & Pole With Foundation (38') CO 008", "Traffic Signal Mast Arm & Pole With Foundation (40') CO 008", "Traffic Signal Mast Arm & Pole With Foundation (42') CO 008", "Traffic Signal Mast Arm & Pole With Foundation (46') CO 008", "Traffic Signal Mast Arm & Pole With Foundation (24'-38') CO 008", "Holophane Luminaire Assembly", "Traffic Signal Pedestal Pole With Foundation CO 008", "Video Detector (IP) CO 008", and "Vehicle Detector Rack (16 Channel) CO 008".
2. Change the specified finish on the signal items from a galvanized finish to powder coated black with decorative hardware including pole base, pole top, and decorative 10' luminaire arm.
3. Add a 10' decorative luminaire arm and luminaire assembly to traffic signal Pole D at the Hwy 72 / SB ramp intersection (sheet 257) and to traffic signal Pole B at the Hwy 72 / NB ramp intersection (sheet 270).
4. Modify all luminaire arms on the project to 10' in length to meet the decorative specification.
5. Modify all hardware to black hardware (including tubes, brackets, and stainless steel banding) for all Traffic Signal Heads and Video Detectors (IP).
6. Replace LED Luminaire Assemblies with the city specified "Holophane Luminaire Assembly".
7. Modify all Type 2 pull boxes on the job to Type 2 HD pull boxes.
8. Add 3 each Type 2 HD pull boxes on the conduit run between the traffic signal at Hwy 102 / SB ramps and the traffic signal at Hwy 62 / NB ramps.
9. Modify all traffic signal controller cabinets to ELS1014 Super P Cabinet with rear door and powder coated black.
10. Modify all Video Detector Racks (16 Ch) to a rack with two 6 slot racks instead of a 6 slot and 5 slot rack.

REASON FOR CHANGE: By authorization of this Change Order the Arkansas Highway and Transportation Department (AHTD) agrees to modify the existing traffic signals and associated materials in the as-bid Connecting Arkansas Program Project CA0902 at the City of Bentonville's request. The AHTD agrees to install the new traffic items, as noted in the Change Order, within Project CA0902. The Contract Documents have been revised to reflect the addition of these new items. The items meeting the City's specifications have been provided to the AHTD by the City and are included within this Change Order. The additional cost for these items will be borne by the City of Bentonville.

ATTACHMENT:

ATTACHMENT 1: 2016-11-21 CONTRACTOR'S LETTER WITH SUPPORTING DOCUMENTATION
 ATTACHMENT 2: 2016-12-07 SPECIAL PROVISION FROM CITY OF BENTONVILLE

NOTE:

UNIT PRICES FOR "SYSTEM LOCAL CONTROLLER-FIBER (8 PHASES) CO 008", "TRAFFIC SIGNAL HEAD LED (3 SECTION, 1 WAY) CO 008", "TRAFFIC SIGNAL HEAD LED (4 SECTION, 1 WAY) CO 008", "CONCRETE PULL BOX (TYPE 2HD) CO 008", "TRAFFIC SIGNAL MAST ARM & POLE WITH FOUNDATION (26') CO 008", "TRAFFIC SIGNAL MAST ARM & POLE WITH FOUNDATION (34') CO 008", "TRAFFIC SIGNAL MAST ARM & POLE WITH FOUNDATION (36') CO 008", "TRAFFIC SIGNAL MAST ARM & POLE WITH FOUNDATION (38') CO 008", "TRAFFIC SIGNAL MAST ARM & POLE WITH FOUNDATION (40') CO 008", "TRAFFIC SIGNAL MAST ARM & POLE WITH FOUNDATION (42') CO 008", "TRAFFIC SIGNAL MAST ARM & POLE WITH FOUNDATION (46') CO 008", "TRAFFIC SIGNAL MAST ARM & POLE WITH FOUNDATION (24'-38') CO 008", "HOLOPHANE LUMINAIRE ASSEMBLY", "TRAFFIC SIGNAL PEDESTAL POLE WITH FOUNDATION CO 008", "VIDEO DETECTOR (IP) CO 008", "VEHICLE DETECTOR RACK (16 CHANNEL) CO 008" ARE CONTINGENT UPON THE EXECUTION OF A SUPPLEMENTAL AGREEMENT.

SUMMARY

Item No.	Item	Unit	Unit Price	PRESENT		REVISED	
				Quantity	Amount	Quantity	Amount
SP&701	System Local Controller-Fiber (8 Phases)	EACH	18,314.00	2.00	36,628.00	0.00	0.00
SP&706	Traffic Signal Head, Led, (3 Section, 1 Way)	EACH	713.00	4.00	2,852.00	0.00	0.00
SP&706	Traffic Signal Head, Led, (4 Section, 1 Way)	EACH	916.00	2.00	1,832.00	0.00	0.00

Page 1 of 4

Ver: 10/3/2016

Job Name Hwy. 62/102-Hwy. 72 Widening & Intchng. Impvts. (S)

Route & Section I-49, Section 29

Job No. CA0902 FAP No ACNHPP-49-1(18)85&BIM-B49-0(216)

County Benton

Changes located Hwy 62, Hwy 72 & Hwy 102 - Ramps at I-49

Change Order No. 8

Item No.	Item	Unit	Unit Price	PRESENT		REVISED	
				Quantity	Amount	Quantity	Amount
711	Concrete Pull Box (Type 2)	EACH	494.00	2.00	988.00	0.00	0.00
711	Concrete Pull Box (Type 2 HD)	EACH	651.00	13.00	8,463.00	0.00	0.00
714	Traffic Signal Mast Arm And Pole With Foundation (36')	EACH	11,622.00	1.00	11,622.00	0.00	0.00
714	Traffic Signal Mast Arm And Pole With Foundation (46')	EACH	14,295.00	1.00	14,295.00	0.00	0.00
SP	Led Luminaire Assembly	EACH	1,492.00	2.00	2,984.00	0.00	0.00
715	Traffic Signal Pedestal Pole With Foundation	EACH	2,008.00	2.00	4,016.00	0.00	0.00
SP&733	Video Detector (lp)	EACH	2,552.00	11.00	28,072.00	0.00	0.00
SP&733	Vehicle Detector Rack (16 Channel)	EACH	1,968.00	2.00	3,936.00	0.00	0.00
SP&701	System Local Controller-Fiber (8 Phases)	EACH	18,314.00	2.00	36,628.00	0.00	0.00
SP&706	Traffic Signal Head, Led, (3 Section, 1 Way)	EACH	713.00	21.00	14,973.00	0.00	0.00
SP&706	Traffic Signal Head, Led, (4 Section, 1 Way)	EACH	916.00	1.00	916.00	0.00	0.00
711	Concrete Pull Box (Type 2)	EACH	494.00	2.00	988.00	0.00	0.00
711	Concrete Pull Box (Type 1 HD)	EACH	668.00	1.00	668.00	0.00	0.00
711	Concrete Pull Box (Type 2 HD)	EACH	651.00	22.00	14,322.00	0.00	0.00
714	Traffic Signal Mast Arm And Pole With Foundation (26')	EACH	10,328.00	1.00	10,328.00	0.00	0.00
714	Traffic Signal Mast Arm And Pole With Foundation (34')	EACH	10,005.00	1.00	10,005.00	0.00	0.00
714	Traffic Signal Mast Arm And Pole With Foundation (38')	EACH	11,685.00	1.00	11,685.00	0.00	0.00
714	Traffic Signal Mast Arm And Pole With Foundation (40')	EACH	11,278.00	1.00	11,278.00	0.00	0.00
714	Traffic Signal Mast Arm And Pole With Foundation (42')	EACH	13,813.00	1.00	13,813.00	0.00	0.00
714	Traffic Signal Mast Arm And Pole With Foundation (24'-38')	EACH	16,616.00	1.00	16,616.00	0.00	0.00
SP	Led Luminaire Assembly	EACH	1,492.00	4.00	5,968.00	0.00	0.00
715	Traffic Signal Pedestal Pole With Foundation	EACH	2,008.00	4.00	8,032.00	0.00	0.00
SP&733	Video Detector (lp)	EACH	2,552.00	12.00	30,624.00	0.00	0.00
SP&733	Vehicle Detector Rack (16 Channel)	EACH	1,968.00	2.00	3,936.00	0.00	0.00
SP&701	System Local Controller Fiber (8 Phases) CO 008	EACH	20,066.43	0.00	0.00	2.00	40,132.86
SP&706	Traffic Signal Head Led, (3 Section, 1 Way) CO 008	EACH	774.06	0.00	0.00	4.00	3,096.24
SP&706	Traffic Signal Head Led, (4 Section, 1 Way) CO 008	EACH	987.90	0.00	0.00	2.00	1,975.80
SP&711	Concrete Pull Box (Type 2HD) CO 008	EACH	668.25	0.00	0.00	17.00	11,360.25

Job Name Hwy. 62/102-Hwy. 72 Widening & Intchn. Impvts. (S)

Route & Section I-49, Section 29

Job No. CA0902 FAP No ACNHPP-49-1(18)85&BIM-B49-0(216)

County Benton

Changes located Hwy 62, Hwy 72 & Hwy 102 - Ramps at I-49

Change Order No. 8

Item No.	Item	Unit	Unit Price	PRESENT		REVISED	
				Quantity	Amount	Quantity	Amount
SP&714	Traffic Signal Mast Arm & Pole With Foundation (36') CO 008	EACH	18,858.02	0.00	0.00	1.00	18,858.02
SP&714	Traffic Signal Mast Arm & Pole With Foundation (46') CO 008	EACH	22,847.47	0.00	0.00	1.00	22,847.47
SP	Holophane Luminaire Assembly	EACH	2,080.49	0.00	0.00	2.00	4,160.98
SP&715	Traffic Signal Pedestal Pole With Foundation CO 008	EACH	2,876.82	0.00	0.00	2.00	5,753.64
SP	Video Detector (lp) CO 008	EACH	2,669.66	0.00	0.00	11.00	29,366.26
SP&733	Vehicle Detector Rack (16 Channel) CO 008	EACH	2,054.87	0.00	0.00	2.00	4,109.74
SP&701	System Local Controller-Fiber (8 Phases) CO 008	EACH	20,066.43	0.00	0.00	2.00	40,132.86
SP&706	Traffic Signal Head Led, (3 Section, 1 Way) CO 008	EACH	774.06	0.00	0.00	21.00	16,255.26
SP&706	Traffic Signal Head Led, (4 Section, 1 Way) CO 008	EACH	987.90	0.00	0.00	1.00	987.90
SP&711	Concrete Pull Box (Type 2HD) CO 008	EACH	668.25	0.00	0.00	25.00	16,706.25
SP&714	Traffic Signal Mast Arm & Pole With Foundation (26') CO 008	EACH	16,574.83	0.00	0.00	1.00	16,574.83
SP&714	Traffic Signal Mast Arm & Pole With Foundation (34') CO 008	EACH	17,748.72	0.00	0.00	1.00	17,748.72
SP&714	Traffic Signal Mast Arm & Pole With Foundation (38') CO 008	EACH	19,309.08	0.00	0.00	1.00	19,309.08
SP&714	Traffic Signal Mast Arm & Pole With Foundation (40') CO 008	EACH	20,815.99	0.00	0.00	1.00	20,815.99
SP&714	Traffic Signal Mast Arm & Pole With Foundation (42') CO 008	EACH	21,994.34	0.00	0.00	1.00	21,994.34
714	Traffic Signal Mast Arm & Pole With Foundation (24'-38') CO 008	EACH	25,218.64	0.00	0.00	1.00	25,218.64
SP	Holophane Luminaire Assembly	EACH	2,080.49	0.00	0.00	6.00	12,482.94
SP&715	Traffic Signal Pedestal Pole With Foundation CO 008	EACH	2,876.82	0.00	0.00	4.00	11,507.28
SP	Video Detector (lp) CO 008	EACH	2,669.66	0.00	0.00	12.00	32,035.92
SP&733	Vehicle Detector Rack (16 Channel) CO 008	EACH	2,054.87	0.00	0.00	2.00	4,109.74
				306,468.00		397,541.01	
				Overrun		\$91,073.01	

Job Name Hwy. 62/102-Hwy. 72 Widening & Intchng. Impvts. (S) **Route & Section** I-49, Section 29
Job No. CA0902 **FAP No** ACNHPP-49-1(18)85&BIM-B49-0(216) **County** Benton
Changes located Hwy 62, Hwy 72 & Hwy 102 - Ramps at I-49 **Change Order No.** 8
Recommended _____

Earl Mott, District Engineer

APPROVED _____

David B. Henning, Construction Engineer

Authorized _____

Tony Sullivan, Assistant Chief Engineer

Requested _____

Mayor Bob McCaslin, City of Bentonville, Arkansas

Requested _____

Kip Guthrie - Consultant, Resident Engineer

CHECK LIST FOR CHANGE ORDERS
(To accompany the Change Order for concurrence and approval)
Completed for Paper Change Order No. 8, on Contract CA0902

HEADER AND DESCRIPTION

- ☒ Verify complete Job Name appears as shown on Contract.
- ☒ Verify Job Number, FAP Number(s) and Paper Change Order Number.
- ☒ Verify only FAP Number(s) involved in change are included, or FAP Number and Non-Participating, as applicable.
- ☒ What is the location of change or changes? (Station number, distance left or right of centerline)
- ☒ Description of Change:
 - ☒ Describe all changes fully, what is being changed, added, or deleted?
- ☒ Reason for Change:
 - ☒ What necessitated this change?
Remarks: Request by City of Bentonville. See attached letter.
 - ☒ Were other alternates considered?
Remarks: No.
 - ☒ Was cost analysis made of other alternates? Are they attached?
Remarks: No.
 - ☒ What would happen if this change is not made?
Remarks: Traffic signals per plans.
- ☒ Include the following note on the face of the change order (if applicable):
NOTE: UNIT PRICE(S) FOR [name of item(s)] IS/ARE CONTINGENT UPON
THE EXECUTION OF A SUPPLEMENTAL AGREEMENT.
- ☒ Reference all attachments.

N/A Right-of-Way Acquisition:

- ☒ When acquisition of additional right-of-way or construction easement is involved, change order submitted will bear the notation: APPROVAL OF THIS CHANGE ORDER IS CONTINGENT ON THE ACQUISITION OF ADDITIONAL RIGHT-OF-WAY/CONSTRUCTION EASEMENT.
- ☒ Attach sketch showing Job Number, FAP Number, Change Order Number, location, dimensions and areas of additional R/W or Easement to be acquired.

ITEMS

N/A If more than one FAP or Non-Participating is involved, include an attached breakdown summary of quantities and money value per FAP.

Remarks: NA

- ☒ Verify the Item Number, Item Description, Unit, and Unit Prices for existing items are identical to those shown in the contract.
- ☒ Verify Items appear in the order listed in the contract.

CHECK LIST FOR CHANGE ORDERS
(continued)

ITEMS (Continued)

☒ Supplemental Agreement Items:

☒ List Supplemental Agreement Items last in the Item summary.

☒ Include the following note on the face of the change:

NOTE: UNIT PRICE(S) FOR [name of item(s)] IS/ARE CONTINGENT UPON THE EXECUTION OF A SUPPLEMENTAL AGREEMENT.

☒ Include a Special Provision if new item is not included in the Standard Specifications.

Remarks: Data provided by City of Bentonville attached.

N/A Document the cost analysis of all negotiated prices. If the negotiated unit price is less than or equal to the latest Weighted Average Unit Price and is considered equitable, the cost analysis should not be attached to the Change Order, but should be retained in the Resident Engineer's Change Order files. [See subsection 104.03(a) of this manual].

Remarks:

☒ Check with the Construction Office to determine whether a Supplemental Specification is required.

Remarks: Discussed with Construction. Attachment included.

☒ Do not show total plan quantity in "Present Quantity" column unless revision is for entire job. Change should reflect quantities involved with limits designated.

☒ Verify the arithmetic on the Change Order.

ATTACHMENTS

☒ Be sure the Job Number, Change Order Number, FAP Number, and County are shown on ALL documents accompanying or attached to the Change Order.

☒ On Change Orders where additional time is allowed to complete the change order work, full justification should be shown for the number of days added. An analysis of time and a letter of concurrence from the contractor should be attached to the proposed Change Order if contract time is extended. [See 108.06 of the Standard Specifications and subsection 104.03 (a) of the RE Manual.

☒ Sketches: If possible, make sketches on 8-1/2 x 11" sheets, suitable for reproduction.

☒ Existing and proposed details (if applicable).

N/A Plan view and Elevation view (if applicable).

N/A Station numbers and dimensions (if applicable).

☒ Verify all attachments have been loaded into the correct COGS on-line attachments folder.

CONCURRENCE AND MISCELLANEOUS

☒ Check to determine whether this is a District Engineer Authorized Change Order (under \$75,000) or an Assistant Chief Engineer Authorized Change Order.

☒ If a District Engineer authorized Change Order, do ALL pertinent Divisions concur with the Proposed Change Order?

☒ PRINT THE CORRECT CHANGE ORDER FORM!

CROSSLAND

CONSTRUCTION COMPANY, INC.

833 S.E. Avenue • P.O. Box 45

Columbus, KS 66725

tel 620.429.1414

fax 620.429.1412

11/21/16

Brown & Gay Engineers
5537 Bleaux Ave
Springdale, AR 72762
Attn: Kip Guthrie

Re: AHTD - CA0902
HWY 62/102 - HWY 72 Widening & Interchange Imp
Decorative Signal Upgrades Proposal

Mr. Guthrie:

Per your request, Crossland proposes the following prices to add to the decorative lighting per the City of Bentonville's specifications:

System Local Controller - Fiber, 8 Phases	\$20,066.43/EA
Traffic Signal Head, LED, 3 Section, 1 Way	\$774.06/EA
Traffic Signal Head, LED, 4 Section, 1 Way	\$987.90/EA
Concrete Pull Box, Type 2	\$506.76/EA
Concrete Pull Box, Type 2 HD	\$668.25/EA
Traffic Signal Mast Arm & Pole with Fdn, 28'	\$16,574.83/EA
Traffic Signal Mast Arm & Pole with Fdn, 34'	\$17,748.72/EA
Traffic Signal Mast Arm & Pole with Fdn, 36'	\$18,858.02/EA
Traffic Signal Mast Arm & Pole with Fdn, 38'	\$19,309.08/EA
Traffic Signal Mast Arm & Pole with Fdn, 40'	\$20,815.99/EA
Traffic Signal Mast Arm & Pole with Fdn, 42'	\$21,994.34/EA
Traffic Signal Mast Arm & Pole with Fdn, 46'	\$22,847.47/EA
Traffic Signal Mast Arm & Pole w Fdn, 24'-36'	\$25,218.64/EA
Holophane Luminaire Assembly	\$2,080.49/EA
Traffic Signal Pedestal Pole with Foundation	\$2,876.82/EA
Video Detector (IP)	\$2,669.66/EA
Vehicle Detector Rack (16 Channel)	\$2,054.87/EA

This pricing reflects All Service Electric's quote plus 10%

Sincerely,

Mike Schindl, Project Manager
Crossland Construction Co., Inc.
(620) 778-3245

TO ACCOMPANY

CHANGE ORDER NO. 008.....

JOB NO. CA0902.....

FAP ACNIPP-49-1(18)85.....

COUNTY Benton.....

All Service Electric, Inc.
182 Whited Farm Lane
Hot Springs, AR 71913
(501) 767-8424 Office (501) 767-8404 Fax

November 11, 2016

Jason Eldredge
Crossland Construction Company, Inc.
833 S. East Ave.
PO Box 45
Columbus, KS 66725

RE: AHTD Job CA0902 (Benton Co.)

Jason,

The following is a summary of the traffic signal changes requested by the City of Bentonville.

- Traffic signal poles shall be powder coated black with decorative hardware including pole base, pole top, and decorative 10' luminaire arm.
- Addition of a 10' decorative luminaire arm and Luminaire Assembly to traffic signal Pole D at the Hwy 72 / SB ramp intersection (sheet 257).
- Addition of a 10' decorative luminaire arm and Luminaire Assembly to traffic signal Pole B at the Hwy 72 / NB ramp intersection (sheet 270).
- All luminaire arms on the project are 10' length to meet the decorative specification.
- Black hardware (including tubes, brackets, and stainless steel banding) for all Traffic Signal Heads and Video Detectors (IP).
- Replace LED Luminaire Assemblies with the city specified Holophane luminaire Assembly.
- Change all Type 2 pull boxes on the job to Type 2 HD pull boxes. This item will not require a change order but an over-run of the quantities in the original contract.
- Add 3 Each Type 2 HD pull boxes on the conduit run between the traffic signal at Hwy 102 / SB ramps and the traffic signal at Hwy 62 / NB ramps.
- Change all traffic signal controller cabinets to ELS1014 Super P Cabinet with rear door and powder coated black.
- Change all Video Detector Racks (16 Ch) to a rack with two 6 slot racks instead of a 6 slot and 5 slot rack.

Sincerely,
Shawn Brown

TO ACCOMPANY
CHANGE ORDER NO. 008.....
JOB NO. CA0902.....
FAP ACNHPP-49-1(18)85.....
COUNTY Benton.....

All Service Electric, Inc.
182 Whited Farm Lane
Hot Springs, AR 71913
(501) 767-8424 Office (501) 767-8404 Fax

11/11/2016

AHTD Job CA0902 (Benton County)

Please accept the following revised pricing as requested.

<u>Description</u>	<u>Quantity</u>	<u>Units</u>	<u>Unit Price</u>	<u>Extension</u>
System Local Controller - Fiber, 8 Phases	4	EA	\$ 18,017.00	\$ 72,068.00
Traffic Signal Head, LED, 3 Section, 1 Way	25	EA	\$ 695.00	\$ 17,375.00
Traffic Signal Head, LED, 4 Section, 1 Way	3	EA	\$ 887.00	\$ 2,661.00
Concrete Pull Box, Type 2	0	EA	\$ 455.00	\$ -
Concrete Pull Box, Type 2 HD	42	EA	\$ 600.00	\$ 25,200.00
Traffic Signal Mast Arm & Pole with Fdn, 26'	1	EA	\$ 14,882.00	\$ 14,882.00
Traffic Signal Mast Arm & Pole with Fdn, 34'	1	EA	\$ 15,936.00	\$ 15,936.00
Traffic Signal Mast Arm & Pole with Fdn, 36'	1	EA	\$ 16,932.00	\$ 16,932.00
Traffic Signal Mast Arm & Pole with Fdn, 38'	1	EA	\$ 17,337.00	\$ 17,337.00
Traffic Signal Mast Arm & Pole with Fdn, 40'	1	EA	\$ 18,690.00	\$ 18,690.00
Traffic Signal Mast Arm & Pole with Fdn, 42'	1	EA	\$ 19,748.00	\$ 19,748.00
Traffic Signal Mast Arm & Pole with Fdn, 46'	1	EA	\$ 20,514.00	\$ 20,514.00
Traffic Signal Mast Arm & Pole w Fdn, 24'-38'	1	EA	\$ 22,643.00	\$ 22,643.00
Holophane Luminaire Assembly	8	EA	\$ 1,868.00	\$ 14,944.00
Traffic Signal Pedestal Pole with Foundation	6	EA	\$ 2,583.00	\$ 15,498.00
Video Detector (IP)	23	EA	\$ 2,397.00	\$ 55,131.00
Vehicle Detector Rack (16 Channel)	4	EA	\$ 1,845.00	\$ 7,380.00

Quote includes all labor, material, equipment, taxes and incidentals necessary to complete the above work.

Bond is not included. Please add 1.25% to the above total for bond.

Sincerely,

Shawn Brown (501-617-1256)
shawn@ase-ar.com

TO ACCOMPANY
CHANGE ORDER NO. 008
JOB NO. CA0902
FAP ACNHPP-49-1(18)85
COUNTY Benton



Special Provision for
Signalized Intersection Decorative Poles
CA0902 Change Order 8
Bentonville, Ar

Decorative Traffic Signal Poles

- Black Powder Coat
- Ornamental Pole Top P/N PB-5315
- Ornamental Pole Base P/N PB-5354, PB-5535, or PB-5381

Holophane Memphis style decorative luminaire (purchased through the City of Bentonville)

- Part Number MPU250HPMAB4PSRSS
- Slipfitter P/N WLLF/200-SCA/BK

Pedestrian Poles

- Octagonal Base for Pedestrian Poles, Black in color P/N PB-5349-P33
- Pole Cap, Acorn, Black in color PB-5401-PB

The City of Bentonville reserves the right to reject any materials or equipment that has been damaged in shipping, handling or unloading and may require replacement at no cost to the City.

TO ACCOMPANY
CHANGE ORDER NO. **008**.....
JOB NO. **CA0902**.....
FAP **ACNHPP-49-1(18)85**.....
COUNTY **Benton**.....

Ornamental Pole Top & Bases

Pelco's decorative pole top and bases help make the traffic signal aesthetically pleasing to the eye. Available for various pole diameters and multiple finish options.



TO ACCOMPANY
CHANGE ORDER NO. 008
JOB NO. CA0902
FAP ACNHPP-49-1(18)85
COUNTY Benton



Ornamental Pole Top, Cast Alum, 5-1/4" - 24-1/4" Diameter Pole (36" in Height)

PB-5315 - - -
5.25 thru 24.25
Trim Color T__=Point
Coating PNC=Process No Color
P__=Point

Note:
Cap Size available in 1" increments.

Ornamental Pole Base, 4-Piece Cast Alum, 8" - 12" Diameter Pole (27" Footprint)

PB-5354 - - -
8.00 thru 12.00
Pole Diameter Trim Color T__=Point
Coating PNC=Process No Color
P__=Point

Ornamental Pole Base, 4-Piece Cast Alum, 12" - 16" Diameter Pole (30" Footprint)

PB-5355 - - -
12.00 thru 16.00
Pole Diameter Trim Color T__=Point
Coating PNC=Process No Color
P__=Point



Ornamental Pole Base, 4-Piece Cast Alum, 18" - 26" Diameter Pole (40" Footprint)

PB-5381 - -
18.00 thru 26.00
Pole Diameter Coating PNC=Process No Color
P__=Point

Note: 1. All assemblies are supplied standard with stainless hardware.
2. Contact Pelco for a complete Ornamental product catalog.
3. See Reference Section for available paint colors.

TO ACCOMPANY
CHANGE ORDER NO. 008
JOB NO. CA0202
FAP ACNIPP 49.1/1885
COUNTY Benton

Maximum Effective Projected Area - 2.37 ft.
Maximum Weight - 66 lbs.

Optional NEMA Turn-Lock Photocontrol Receptacle

Topless latch
Wiring Chamber
1.50" NPT Pendant Mount (P)
Quick Lock Stem Mount (S) Hinge
Stainless Steel Latch
Hinge
Sag Glass
Teardrop Glass
Electrical/Reflector Assembly

Memphis

UTILITY

ORDERING INFORMATION:

COVER TYPE
MPJ = Memphis Utility

BALLAST TYPE
(3) 0.00L = 0.00L
0.00H = 0.00H
15.0H = 15.0W
25.0H = 25.0W
40.0H = 40.0W
15.0M = 15.0W
25.0M = 25.0W
40.0M = 40.0W
15.0P = 15.0W
25.0P = 25.0W
40.0P = 40.0W

VOLTAGE
12 = 120 VOLT
20 = 208 VOLT
24 = 240 VOLT
27 = 277 VOLT
34 = 347 VOLT
48 = 480 VOLT
MA = M (Wired 120V)
MB = M (Wired 250V)
MC = M (Wired 240V)
MD = M (Wired 277V)

HOUSING COLOR
A = As Specified
B = Black
N = Green
Z = Bronze

OPTICS
4 = TEARDROP
ASYMMETRIC
6 = SAG CLEAR
SYMMETRIC
7 = SAG CLEAR
ASYMMETRIC

DECORATIVE OUTDOOR

HOLOPHANE
LEADER IN LIGHTING SOLUTIONS
An Energy Efficient Company

2009 ACQUITY BRANDS LIGHTING INC. All Rights Reserved

Specifications

DESCRIPTION
The Memphis Utility is styled to replicate the teardrop form and has a light fixture in the front of the fixture. This provides light control and ease of installation and maintenance. The Memphis Utility is a single fixture system for true street lighting performance.

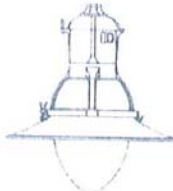
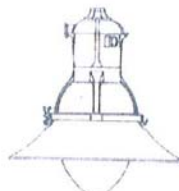
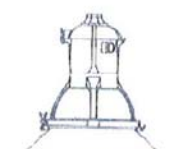
WIRING CHAMBER
This wiring chamber has a 1.50 inch NPT and stainless steel set screw for a wire hold. The chamber has a 1/2 inch hole for a 1/2 inch conduit. The chamber is secured in place by a stainless steel latch. The chamber is secured in place by a stainless steel latch. The chamber is secured in place by a stainless steel latch.

ELECTRICAL / REFLECTOR ASSEMBLY
The electrical / reflector assembly is a single unit that is mounted to the wiring chamber. The assembly is secured in place by a stainless steel latch. The assembly is secured in place by a stainless steel latch. The assembly is secured in place by a stainless steel latch.

REFLECTOR / DOOR ASSEMBLY
The reflector / door assembly is a single unit that is mounted to the electrical / reflector assembly. The assembly is secured in place by a stainless steel latch. The assembly is secured in place by a stainless steel latch. The assembly is secured in place by a stainless steel latch.

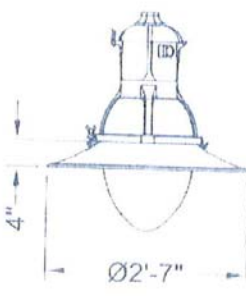
BALLAST
(Refer to Ballast Data Sheet for specific operating characteristics)
150 watt and below 120 volt high pressure sodium (HPS) ballast, and High Power Electronic for type A, B, C, D, E, F, G, H, I, J, K, L, M, N, O, P, Q, R, S, T, U, V, W, X, Y, Z, AA, AB, AC, AD, AE, AF, AG, AH, AI, AJ, AK, AL, AM, AN, AO, AP, AQ, AR, AS, AT, AU, AV, AW, AX, AY, AZ, BA, BB, BC, BD, BE, BF, BG, BH, BI, BJ, BK, BL, BM, BN, BO, BP, BQ, BR, BS, BT, BU, BV, BW, BX, BY, BZ, CA, CB, CC, CD, CE, CF, CG, CH, CI, CJ, CK, CL, CM, CN, CO, CP, CQ, CR, CS, CT, CU, CV, CW, CX, CY, CZ, DA, DB, DC, DD, DE, DF, DG, DH, DI, DJ, DK, DL, DM, DN, DO, DP, DQ, DR, DS, DT, DU, DV, DW, DX, DY, DZ, EA, EB, EC, ED, EE, EF, EG, EH, EI, EJ, EK, EL, EM, EN, EO, EP, EQ, ER, ES, ET, EU, EV, EW, EX, EY, EZ, FA, FB, FC, FD, FE, FF, FG, FH, FI, FJ, FK, FL, FM, FN, FO, FP, FQ, FR, FS, FT, FU, FV, FW, FX, FY, FZ, GA, GB, GC, GD, GE, GF, GG, GH, GI, GJ, GK, GL, GM, GN, GO, GP, GQ, GR, GS, GT, GU, GV, GW, GX, GY, GZ, HA, HB, HC, HD, HE, HF, HG, HH, HI, HJ, HK, HL, HM, HN, HO, HP, HQ, HR, HS, HT, HU, HV, HW, HX, HY, HZ, IA, IB, IC, ID, IE, IF, IG, IH, II, IJ, IK, IL, IM, IN, IO, IP, IQ, IR, IS, IT, IU, IV, IW, IX, IY, IZ, JA, JB, JC, JD, JE, JF, JG, JH, JI, JJ, JK, JL, JM, JN, JO, JP, JQ, JR, JS, JT, JU, JV, JW, JX, JY, JZ, KA, KB, KC, KD, KE, KF, KG, KH, KI, KJ, KK, KL, KM, KN, KO, KP, KQ, KR, KS, KT, KU, KV, KW, KX, KY, KZ, LA, LB, LC, LD, LE, LF, LG, LH, LI, LJ, LK, LL, LM, LN, LO, LP, LQ, LR, LS, LT, LU, LV, LW, LX, LY, LZ, MA, MB, MC, MD, ME, MF, MG, MH, MI, MJ, MK, ML, MN, MO, MP, MQ, MR, MS, MT, MU, MV, MW, MX, MY, MZ, NA, NB, NC, ND, NE, NF, NG, NH, NI, NJ, NK, NL, NM, NO, NP, NQ, NR, NS, NT, NU, NV, NW, NX, NY, NZ, OA, OB, OC, OD, OE, OF, OG, OH, OI, OJ, OK, OL, OM, ON, OO, OP, OQ, OR, OS, OT, OU, OV, OW, OX, OY, OZ, PA, PB, PC, PD, PE, PF, PG, PH, PI, PJ, PK, PL, PM, PN, PO, PP, PQ, PR, PS, PT, PU, PV, PW, PX, PY, PZ, QA, QB, QC, QD, QE, QF, QG, QH, QI, QJ, QK, QL, QM, QN, QO, QP, QQ, QR, QS, QT, QU, QV, QW, QX, QY, QZ, RA, RB, RC, RD, RE, RF, RG, RH, RI, RJ, RK, RL, RM, RN, RO, RP, RQ, RR, RS, RT, RU, RV, RW, RX, RY, RZ, SA, SB, SC, SD, SE, SF, SG, SH, SI, SJ, SK, SL, SM, SN, SO, SP, SQ, SR, SS, ST, SU, SV, SW, SX, SY, SZ, TA, TB, TC, TD, TE, TF, TG, TH, TI, TJ, TK, TL, TM, TN, TO, TP, TQ, TR, TS, TT, TU, TV, TW, TX, TY, TZ, UA, UB, UC, UD, UE, UF, UG, UH, UI, UJ, UK, UL, UM, UN, UO, UP, UQ, UR, US, UT, UY, UZ, VA, VB, VC, VD, VE, VF, VG, VH, VI, VJ, VK, VL, VM, VN, VO, VP, VQ, VR, VS, VT, VU, VV, VW, VX, VY, VZ, WA, WB, WC, WD, WE, WF, WG, WH, WI, WJ, WK, WL, WM, WN, WO, WP, WQ, WR, WS, WT, WU, WV, WW, WX, WY, WZ, XA, XB, XC, XD, XE, XF, XG, XH, XI, XJ, XK, XL, XM, XN, XO, XP, XQ, XR, XS, XT, XU, XV, XW, XX, XY, XZ, YA, YB, YC, YD, YE, YF, YG, YH, YI, YJ, YK, YL, YM, YN, YO, YP, YQ, YR, YS, YT, YU, YV, YW, YX, YY, YZ, ZA, ZB, ZC, ZD, ZE, ZF, ZG, ZH, ZI, ZJ, ZK, ZL, ZM, ZN, ZO, ZP, ZQ, ZR, ZS, ZT, ZU, ZV, ZW, ZX, ZY, ZZ

TO ACCOMPANY
 CHANGE ORDER NO. 008
 JOB NO. CA0902
 FAP ACNHPP-49-1(18)85
 COUNTY Benton

	Standard	Shallow Skirt	Deep Skirt
 Teardrop Glass Asymmetric			
☐	☐	☐	☐
 Sag Glass Symmetric Asymmetric			
☐	☐	☐	☐

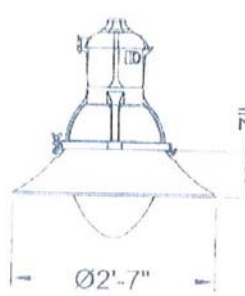
Mark Appropriate
Box for Trim Option

Skirt Dimensions



4" 7"

Ø2'-7"



7"

Ø2'-7"

Memphis
Utility

DECORATIVE
OUTDOOR

HOLOPHANE
EAGLE LIGHTING SOLUTION
An Eagle Lighting Company

2009 HOLOPHANE BRANDS, L.P. All Rights Reserved.

ORDER # _____

TYPE: _____

DRAWN: KRW

DATE: 7/23/13

DWG NO. LUM_MEMPHIS

Octagonal Pedestal Bases Iron

Pelco offers aluminum, iron, and plastic bases in various sizes as well as poles in aluminum and steel. Pelco's PB-5334 and PB-5335 cast aluminum square bases are FHWA certified and meets or exceeds AASHTO break-away requirements. Plastic replacement doors offer an economical way to deter vandalism.

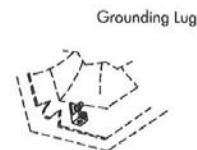
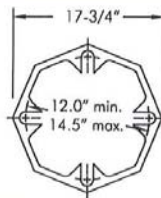
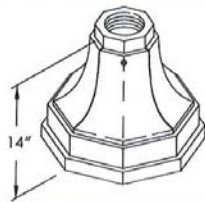


Octagonal Base Assembly, Iron w/ Iron Door

PB-5310 - - -

1S=1 Hex Bolt GL=Grounding GLV=Galvanized
4S=4 Set Screws Lug P__=Paint
Blank=None Blank=None

TO ACCOMPANY
CHANGE ORDER NO. **008**.....
JOB NO. **CA0902**.....
FAP **ACNIHP-49-1(18)85**.....
COUNTY **Benton**.....

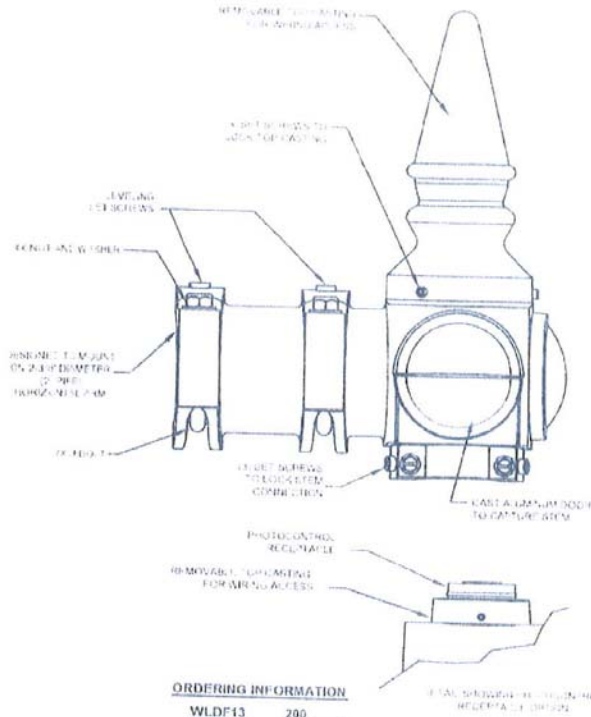


Note: 1. All assemblies are supplied standard with stainless fasteners.
2. See Reference Section for available paint colors.

TO ACCOMPANY
 CHANGE ORDER NO. 008.....
 JOB NO. CA0902.....
 FAP ACNHPP-49-1118185.....
 COUNTY Benton.....

West Liberty Style Decorative Arm Fitter

For Use with Quick Lock Stem mounting luminaires



ORDERING INFORMATION

WLDF13	200
WEST LIBERTY DECORATIVE ARM FITTER	SIZE 200 - 20" HORIZONTAL ARM 20" HORIZONTAL ARM
	FINISH BK = BLACK BL = BRASS BR = BRASS GR = GRAY SS = STAINLESS GN = GREEN WH = WHITE CU = CUPRO CS = CUSTOM CO = COLORED
OPTIONS PH = PHOTOCONTROL RECEPTACLE NMA = NEMA 1-150V PHOTOCONTROL	

ARCHITECTURAL OUTDOOR ORDER #

TYPE

DRAWING NO: LUM WLDF13

THIS DRAWING, WHEN APPROVED, WILL BECOME THE COMPLETE SPECIFICATION FOR THE MATERIAL TO BE FURNISHED BY THE MANUFACTURER. THE MANUFACTURER SHALL BE RESPONSIBLE FOR THE MATERIAL TO BE FURNISHED BY THE MANUFACTURER. THE MANUFACTURER SHALL BE RESPONSIBLE FOR THE MATERIAL TO BE FURNISHED BY THE MANUFACTURER. THE MANUFACTURER SHALL BE RESPONSIBLE FOR THE MATERIAL TO BE FURNISHED BY THE MANUFACTURER.

THIS DRAWING IS THE PROPERTY OF HOLOPHANE AND IS LOANED TO YOU FOR YOUR PROJECT ONLY. IT IS NOT TO BE REPRODUCED, COPIED, OR TRANSMITTED IN ANY FORM OR BY ANY MEANS, ELECTRONIC OR MECHANICAL, INCLUDING PHOTOCOPYING, RECORDING, OR BY ANY INFORMATION STORAGE AND RETRIEVAL SYSTEM. WITHOUT THE WRITTEN PERMISSION OF HOLOPHANE, THIS DRAWING IS NOT TO BE USED FOR ANY OTHER PROJECT.



SCALE: N/A
 DRAWN: JCH
 APP'D:
 DATE: 4-1-13

Specifications

GENERAL DESCRIPTION

The West Liberty style decorative arm fitter is designed to replicate the look of period cast arm mounts.

MATERIAL

The fitter body, top cover, and door assembly shall be heavy wall cast aluminum. All mounting and locking hardware shall be stainless steel.

INSTALLATION

The fitter is designed to be used with luminaires having a welded top mount stem. The contoured door (with integral lanyard) is removed to allow the stem to engage inside the fitter. The door is replaced to the capture the luminaire stem. The fitter is provided with (2) U-bolts, washers and nuts and (2) leveling set screws that lock the fitter to a nominal 2" horizontal arm and allow a +/- 5 degree adjustment from horizontal to the fitter. The swivel action on the stem allows for +/- 4 degree adjustment from vertical. (3) set screws lock the threaded male connector in place. The cast top cover can be removed to allow access to the inside of the fitter to facilitate wire connections. (3) set screws lock the cover to the fitter.

FINISH

The fitter is finished with a polyester powder paint applied after a seven stage pretreatment process to insure maximum durability.

WARRANTY

Limited warranty located at www.acuitybrands.com/CustomerResources/TermsandConditions.aspx

NOTE

Specifications subject to change without notice.

Pole & Arm Caps

Pelco offers pole and arm caps in various sizes in both aluminum and steel. Caps for 4-1/2" OD posts are available in aluminum and ABS plastic.



Pole Cap, Acorn Type, Alum, 3" OD Pole

PB-5403 - ☐ Cooling
PNC=Process No Color
P__=Paint

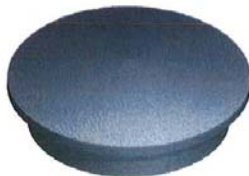


Pole Cap, Acorn Type, Alum, 3-1/2" OD Pole

PB-5407 - ☐ Cooling
PNC=Process No Color
P__=Paint

Pole Cap, Acorn Type, Alum, 4-1/2" OD Pole

PB-5401 - ☐ Cooling
PNC=Process No Color
P__=Paint



Pole Cap, Dome Type, Alum, 4-1/2" OD Pole

PB-5402 - ☐ Cooling
PNC=Process No Color
P__=Paint

Note: 1. All assemblies are supplied standard with stainless fasteners.
2. See Reference Section for available paint colors.

TO ACCOMPANY
CHANGE ORDER NO. 008.....
JOB NO. CA9907.....
FAP ACNHPP-49-1(18)85.....
COUNTY Benton.....

New Contract Item Information

The information listed below has not been executed for payment..

<u>Item Code - Item Name</u>	<u>Item Units</u>	<u>Bid Proposal Number</u>	<u>Line Item Number</u>
Contract: CA0902 - Hwy. 62/102-Hwy. 72 Widening & Intchg. Impvts. (S)		RE Office: C2	
Paper CO Number: 8		Spec Year: 2014 Specifications Unit: E	
915385 - Luminaire Assembly Co_____	EACH	0283	0972
701117 - System Local Controller (8 Phases)	EACH	0285	0974
915160 - Traffic Signal Head Led, (___Section, ___Way) Co_____	EACH	0286	0975
915160 - Traffic Signal Head Led, (___Section, ___Way) Co_____	EACH	0287	0976
711002 - Concrete Pull Box (Type 2)	EACH	0288	0977
915098 - Traffic Signal Mast Arm & Pole With Foundation (___') Co_____	EACH	0289	0978
915098 - Traffic Signal Mast Arm & Pole With Foundation (___') Co_____	EACH	0290	0979
915098 - Traffic Signal Mast Arm & Pole With Foundation (___') Co_____	EACH	0291	0980
915098 - Traffic Signal Mast Arm & Pole With Foundation (___') Co_____	EACH	0292	0981
915098 - Traffic Signal Mast Arm & Pole With Foundation (___') Co_____	EACH	0293	0982
915098 - Traffic Signal Mast Arm & Pole With Foundation (___') Co_____	EACH	0294	0983
915098 - Traffic Signal Mast Arm & Pole With Foundation (___') Co_____	EACH	0295	0984
915449 - Traffic Signal Mast Arm & Pole With Foundation (___'-___')	EACH	0296	0985
915373 - Traffic Signal Pedestal Pole With Foundation Co_____	EACH	0297	0986
714742 - Video Detector (Ip)	EACH	0298	0987
915290 - Vehicle Detector Rack (___Channel)	EACH	0299	0988
915005 - Concrete Pull Box (Type 2Hd) Co_____	EACH	0300	0989

The Bid Proposal Number and Line Item Number listed above must be used when this item is entered into a change order within SiteManager.

Failure to use these numbers will prevent this item from being included in an estimate.

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE MAYOR AND CLERK TO ENTER INTO AN AGREEMENT WITH THE ARKANSAS HIGHWAY AND TRANSPORTATION DEPARTMENT FOR THE UPGRADE OF NEW TRAFFIC SIGNAL POLES AND ASSOCIATED FIXTURES IN CONNECTION WITH THE I-49 INTERCHANGE IMPROVEMENTS AT HIGHWAY 72 AND 102.

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

Section 1: That the City of Bentonville be and is hereby authorized to participate in the costs of upgrading certain traffic signal poles and associated fixtures in connection with the I-49 Interchange Improvements at Highway 72 and 102 by contributing an amount not to exceed \$91,073.01, as per the agreement 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 _____, 2017.

APPROVED:

MAYOR

ATTEST:

CITY CLERK



CHECK ALL THAT APPLY			
☒	Bid Award	Bid #	2016-59
☐	Budget Adjustment		
☐	Change Order		
☐	Informational		
☐	Ordinance		
☐	Resolution		
☐	Other		

AGENDA FORM

CITY COUNCIL MEETING OF:

January 10, 2016

Submitted by:

David Wright

Department

Parks and Rec

Phone

271-6813

ACTION REQUIRED:

Parks and Recreation recommends City Council to award bid No. 2016-59 to Jet Custom Screen Printing for participant shirts for the Run Bentonville Half Marathon.

COST TO CITY:

Cost of this Request: \$19,980

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



Memo



To: City Council, Mayor McCaslin
From: Lee Farmer, Recreation Services Manager
Through: David Wright, Parks and Recreation Director
Date: January 10, 2017
Re: City Council Bid Award 2016-59 from Jet Custom Screen Printing for the Run Bentonville Half Marathon shirts.

Parks and Recreation is seeking City Council's approval in awarding bid No. 2016-59 to Jet Custom Screen Printing for the amount of \$19,980 for the Run Bentonville Half Marathon shirts.

Parks and Recreation has administered the Run Bentonville Half Marathon since 2011. This year's event will occur on April 1, on the Downtown Bentonville Square. The program has grown in participation every year with more with almost 3,000 runners participating in 2016. Each participant who registers and pays a registration fee for the half marathon, receives a participant shirt.

With the continued growth of this event, Parks and Recreation figures to be at an amount that may exceed amount that determines if the shirts should be formally bid. In an effort to be as respectable as possible to our participants and out taxpayers, we formally bid the item. Jet Custom Screen Printing is the low bidder for the overall price of the shirts (please see attachment). Although the total prices of the shirts do not exceed the \$20,000 threshold, any reorder will certainly place us over the limit. Because of that, and the fact that the shirts will be purchased as the submitted unit pricing, we feel it is important to seek City Council approval at this time.

The expenses for these shirts, and all other expenses, for this event are covered in the revenue produced in sponsorships and registration fees.

If you have any questions regarding this item, please call me at 464.7275 or email lfarmer@bentonvillear.com.

Attachments:

Run Bentonville Half Marathon Shirt Bid

Bid Sheet for 2017 Bentonville Half Marathon T-Shirts Bid #16-59
As per bid specifications

Half Marathon Shirts

Item #	Description	Unit Price	Qty	Extended Price
1	Men's Small	\$ 5.60	300	\$ 1680.00
2	Men's Medium	\$ 5.60	250	\$ 1400.00
3	Men's Large	\$ 5.60	300	\$ 1680.00
4	Men's X-Large	\$ 5.60	300	\$ 1680.00
5	Men's XX-Large	\$ 6.60	50	\$ 330.00
6	Women's Small	\$ 5.60	300	\$ 1680.00
7	Women's Medium	\$ 5.60	450	\$ 2520.00
8	Women's Large	\$ 5.60	500	\$ 2800.00
9	Women's X-Large	\$ 5.60	500	\$ 2800.00
10	Women's XX-Large	\$ 6.60	50	\$ 330.00

Volunteer Shirts

Item#	Description	Unit Price	Qty	Extended Price
1	Small	\$ 4.40	75	\$ 330.00
2	Medium	\$ 4.40	100	\$ 440.00
3	Large	\$ 4.40	75	\$ 330.00
4	X-Large	\$ 4.40	40	\$ 176.00
5	XX-Large	\$ 6.20	10	\$ 62.00

Note: All bid submittals must be received in a sealed envelope with Bid #16-59 clearly written on the outside. No late bids will be considered.

Company Submitting: Jet Custom Screen Printing 479-751-5100

B:

F:

7-10 business days for production
we can deliver in a truck to Parks & Rec. office

Bid Sheet for 2017 Bentonville Half Marathon T-Shirts Bid #16-59
As per bid specifications

Half Marathon Shirts

Item #	Description	Unit Price	Qty	Extended Price
1	Men's Small	\$ 5.75	300	\$ 1,725.00
2	Men's Medium	\$ 5.75	250	\$ 1,437.50
3	Men's Large	\$ 5.75	300	\$ 1,725.00
4	Men's X-Large	\$ 5.75	300	\$ 1,725.00
5	Men's XX-Large	\$ 6.75	50	\$ 337.50
6	Women's Small	\$ 5.75	300	\$ 1,725.00
7	Women's Medium	\$ 5.75	450	\$ 2,587.50
8	Women's Large	\$ 5.75	500	\$ 2,875.00
9	Women's X-Large	\$ 5.75	500	\$ 2,875.00
10	Women's XX-Large	\$ 6.75	50	\$ 337.50

Volunteer Shirts

Item#	Description	Unit Price	Qty	Extended Price
1	Small	\$ 4.75	75	\$ 356.25
2	Medium	\$ 4.75	100	\$ 475.00
3	Large	\$ 4.75	75	\$ 356.25
4	X-Large	\$ 4.75	40	\$ 190.00
5	XX-Large	\$ 5.75	10	\$ 57.50

Note: All bid submittals must be received in a sealed envelope with Bid #16-59 clearly written on the outside. No late bids will be considered.

Company Submitting: LAUREN JAMES Co.

By

Fl

-We will deliver All shirts in-hand to the P&R offices in Bentonville.

Bid Sheet for 2017 Bentonville Half Marathon T-Shirts Bid #16-59
As per bid specifications

Half Marathon Shirts

Item #	Description	Unit Price	Qty	Extended Price
1	Men's Small	\$ 5.75	300	\$ 1725.00
2	Men's Medium	\$ 5.75	250	\$ 1437.50
3	Men's Large	\$ 5.75	300	\$ 1725.00
4	Men's X-Large	\$ 5.75	300	\$ 1725.00
5	Men's XX-Large	\$ 7.75	50	\$ 387.50
6	Women's Small	\$ 5.75	300	\$ 1725.00
7	Women's Medium	\$ 5.75	450	\$ 2587.50
8	Women's Large	\$ 5.75	500	\$ 2875.00
9	Women's X-Large	\$ 5.75	500	\$ 2875.00
10	Women's XX-Large	\$ 7.75	50	\$ 387.50
				17,450.00

Volunteer Shirts

Item#	Description	Unit Price	Qty	Extended Price
1	Small	\$4.25	75	\$ 318.75
2	Medium	\$4.25	100	\$ 425.00
3	Large	\$4.25	75	\$ 318.75
4	X-Large	\$ 4.25	40	\$ 170.00
5	XX-Large	\$ 6.25	10	\$ 62.50
				\$1295.00

Note: All bid submittals must be received in a sealed envelope with Bid #16-59 clearly written on the outside. No late bids will be considered.

Company Submitting: New Life Graphics Inc

By

File

- ① Delivery is included in price to Athletic Center.
- ② Additional quantity will be at same price above with an additional \$.50 per piece, if less than 300pcs. If greater same price as above applies.
- ③ Payment Terms 50% down with order balance net 10 days, after delivery.

Bid Sheet for 2017 Bentonville Half Marathon T-Shirts Bid #16-59

As per bid specifications

Half Marathon Shirts

Item #	Description	Unit Price	Qty	Extended Price
1	Men's Small	\$ 7.13	300	\$ 2,139
2	Men's Medium	\$ 7.13	250	\$ 1,782.50
3	Men's Large	\$ 7.13	300	\$ 2,139
4	Men's X-Large	\$ 7.13	300	\$ 2,139
5	Men's XX-Large	\$ 8.63	50	\$ 431.50
6	Women's Small	\$ 7.13	300	\$ 2,139
7	Women's Medium	\$ 7.13	450	\$ 3,208.50
8	Women's Large	\$ 7.13	500	\$ 3,565
9	Women's X-Large	\$ 7.13	500	\$ 3,565
10	Women'sXX-Large	\$ 8.63	50	\$ 431.50

Volunteer Shirts

Item#				
1	Small	\$ 4.64	75	\$ 348
2	Medium	\$ 4.64	100	\$ 464
3	Large	\$ 4.64	75	\$ 348
4	X-Large	\$ 4.64	40	\$ 185.60
5	XX-Large	\$ 6.64	10	\$ 66.40

Note: All bid submittals must be received in a sealed envelope with Bid #16-59 clearly written on the outside. No late bids will be considered.

Company Submitting: UNIVERSAL CREATIVE CONCEPTS

B

F



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

AGENDA FORM

CITY COUNCIL MEETING OF:

January 10, 2017

Submitted by:

David Wright

Department

Parks and Rec

Phone

271-6813

ACTION REQUIRED:

City Council approval of an ordinance to waive competitive bidding bid award to Steam Explorers for operation of recreational camps and programs for Bentonville Parks and Recreation.

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: City Council, Mayor McCaslin
From: Lee Farmer, Recreation Services Manager
Through: David Wright, Parks and Recreation Director
Date: December 15, 2016
Re: City Council approval of an ordinance waiving competitive bidding and awarding a contract to "Steam Explorers" of Rogers, to provide recreational camps and programs for Bentonville Parks and Recreation.

Parks and Recreation is seeking City Council's approval of an ordinance waiving competitive bidding and awarding a contract to Steam Explorers to provide recreational camps and programs for Bentonville Parks and Recreation.

In 2015, Parks and Recreation began to offer Lego camps at our Camp Bentonville program. Since this time, BPR successfully hosted half-day summer camps based at the Bentonville Community Center. These popular programs repeatedly maxed out with participation. With the popularity of these programs, and the frequency they are being offered, the payment for services to the contractor will exceed the figure that determines if the service should be formally bid for services.

Bentonville Parks and Recreation is responsible for working with the vendor (Steam Explorers) and determining the program schedule for the year. After the schedule is created, BPR promotes and registers participants for the program. BPR pays Steam Explorers 80% of the gross revenue and retains 20% for our operational expenses.

Steam Explorers owns the franchise for Lego in Northwest Arkansas and is the only authorized provider of these programs in the area. The partnership will allow Bentonville Parks and Recreation to offer 16 sessions of Lego based programs at the Community Center in 2017. These programs will begin during Spring Break in March and will continue throughout the year. As with all of BPR's programs, the contractor's staff members are required to pass criminal background checks.

If you have any questions regarding this item, please call me at 464.7275 or email lfarmer@bentonvillear.com.

Attachments:
Steam Explorers Agreement

STEAM EXPLORERS PERFORMANCE AGREEMENT

Agreement, dated as of December 8, 2016, by and between Sarah Tracy dba STEAM EXPLORERS (SE), located at 804 E. Audrey Lane, Rogers AR 72758 and Bentonville Parks & Recreation ("BPR").

Location of Services to be performed:

*Bentonville Community Center
1101 Citizens Circle
Bentonville, AR 72712*

Primary Contact:

*Chris Cuchia
(479) 696-0205
ccuchia@bentonvillear.com*

TERMS

1. **Services to be Performed:** SE will facilitate Lego activities for students enrolled in BPR activities. SE will provide all necessary materials for the program. SE will provide all arts and crafts supplies that coordinate with each camp. The camp(s) will be:

2017:

- A. March 20-24 – Worlds of Amusement (\$80 per camper).
- B. June 5-9 – Minecraft (\$80 per camper).
- C. June 12-16 – Jr. Robotics (\$100 per camper).
- D. July 10-14 – Animation Extreme (\$100 per camper).
- E. July 17-21 – Star Wars: Storm Trooper (\$80 per camper)
- F. October 16&17: TBD (\$32 per camper)
- G. November 20&21: TBD (\$32 per camper)
- H. December 28&29: TBD (\$32 per camper)

***Camps will be from 9-12 and 1-4 pm each day unless there is a need to combine both camps into one.

2. **Arrival:** Teachers will arrive at the location no later than 8:20 a.m. Students may be dropped off no earlier than 30 minutes before the start of camps.

3. **Terms of Payment:** Bentonville Parks and Recreation shall pay STEAM EXPLORERS according to the following terms and conditions: Net 14 days after invoice has been submitted.
4. **Payment Amount:** As listed above with each camp.
5. **Student to Teacher Ratio:** There shall be no less than 1 teacher per 30 students in each camp. STEAM EXPLORERS will be responsible for providing all teachers for camps listed above. Teachers will be responsible for supervision of all children attending a STEAM EXPLORERS camp.
6. **STEAM EXPLORERS will provide:** 1 Mini figure at the end of each camp to take home.
7. **Bentonville Parks and Recreation will Provide:** All Marketing, and Registration on behalf of STEAM EXPLORERS for any and all camp(s) or event(s) for all dates listed above.
8. **Camps will be performed at:** Bentonville Community Center, 1101 Citizens Circle, Bentonville, AR 72712.

CONDITIONS

1. **Federal, State and Local Taxes:** Bentonville Parks and Recreation shall not withhold or pay federal, state, or local income taxed or payroll taxes of any kind on behalf of STEAM EXPLORERS. Bentonville Parks and Recreation shall not treat STEAM EXPLORERS as an employee with respect to the services performed hereunder for federal, state, or local tax purposes.
2. **STEAM EXPLORERS Tax Duties and Liabilities:** STEAM EXPLORERS acknowledges all responsibility for paying federal and state income taxes, and that Bentonville Parks and Recreation will not withhold or pay any portion of STEAM EXPLORERS taxes.
3. **Independent Contractor Status:** STEAM EXPLORERS acknowledges and represent to Bentonville Parks and Recreation that (1) SE is not and shall not

be an employee of BPR, and the status of SE shall be that of an independent contractor solely responsible for SE employees actions and inactions; (2)

4. SE shall act solely as an independent contractor, not as an employee or agent for BPR; and (3) SE is not authorized to enter into contracts or agreements on behalf of BPR.
5. **Recording:** STEAM EXPLORERS reserves the right to photograph and document all aspects of the program for educational and marketing purposes, to include potential use in training, promotional marketing, and on B4K social medial sites.
6. **Assignability:** This agreement shall not be transferred or assigned, in whole or in part, by SE without prior written consent of BPR.
7. **Choice of Law:** Any dispute under this Agreement, or related to this Agreement, shall be decided in accordance with the laws of the State of Arkansas.
8. **Agreement:** This Agreement supersedes all prior written or oral agreements, if any, between the parties and constitutes the entire agreement between the parties. The Agreement cannot be changed or modified orally. This Agreement may be supplemented, amended, or revised only in writing by agreement of the parties.
9. **Force Majeure:** Neither party shall be liable in damages or have the right to terminate this agreement for any delay or default in performing hereunder if such a delay or default is caused by conditions beyond its control including but not limited to acts of God, government restrictions (including the denial or cancellation of any export of other necessary license), wars, insurrections and/or any other cause beyond the reasonable control of the party whose performance is affected (including mechanical, electronic, or communications failure).

STEAM EXPLORERS

Bentonville Mayor: Bob McCaslin



Name: Bob McCaslin

Title: Mayor

Date:

12-6-16

Date:

ORDINANCE NO. _____

**AN ORDINANCE AUTHORIZING THE MAYOR AND THE
CITY CLERK TO ENTER INTO AN AGREEMENT WITH
STEAM EXPLORERS FOR RECREATIONAL CAMPS AND
PROGRAMS FOR THE CITY OF BENTONVILLE PARKS
AND RECREATION DEPARTMENT AND WAIVING THE
REQUIREMENT FOR COMPETITIVE BIDDING.**

**NOW, THEREFORE, BE IT ORDAINED 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 Steam Explorer for Recreational Camps and Programs for the City of Bentonville Parks and Recreation Department, as per the Proposal attached hereto as Exhibit A.

Section 2: Because this company is the only local company franchised and licensed to provide Lego based programs in the area, it would be neither practical nor feasible to advertise for competitive bidding, and that requirement is herein waived.

PASSED and APPROVED this ____ day of _____, 2017.

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:

January 10, 2017

Submitted by:

Mike Bender

Department

Public Works Dir

Phone

271-6873

ACTION REQUIRED:

Staff recommends City Council approve Amendment #3 to the Agreement for Engineering Services with McClelland Consulting Engineers, Inc. for an increase of \$15,261.41 for additional construction services and associated expenses associated with utility relocations for AHTD's Bella Vista Bypass project. Increase in cost will be covered by liquidated damages collected from Rosetta Construction, LLC due to project overrun. This amendment increases contract amount to \$254,677.73.

COST TO CITY:

Cost of this Request: \$15,261

Additional Budget Amount \$0

☐ One time amount

☐ Continuing O and M

Previously Budgeted	\$	239,625
Funds Expended to Date		239,625
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 *[Signature]*
CC:
Date: January 3, 2017
Re: Change Order #4 and Final Reconciliation for Rosetta Construction, LLC and Amendment to McClelland Engineering for Water, Sewer, and Electric Utilities Relocation associated with AHTD Bella Vista Bypass project

Staff recommends approval of Change Order #4 and Final Reconciliation for Rosetta Construction, Inc. for a decreased amount of \$205,623.71 for the Water, Sewer, and Electric Utilities Relocation associated with the AHTD Bella Vista Bypass Project. This change order will decrease the contract price from \$4,736,386.00 to \$4,530,762.29. The project overran contract time and, as such, \$15,261.41 of the noted reduction is for liquidated damages that will be utilized to cover extra fees incurred from McClelland Engineering Consultants, Inc. in the same amount. As such, Staff recommends approval of an amended professional services agreement with McClelland Engineering Consultants, Inc. for an amount not to exceed \$254,677.73 which is the current contract plus the \$15,261.41 to be covered by damages mentioned above. The remaining reduction in the construction contract is from final measured quantities.

This project qualifies for reimbursement from AHTD. Per the initial agreement with AHTD in 2007, the reimbursement factor was 40.56%. With the previous change orders, the reimbursement factor was adjusted to 38%. This factor will be recalculated based on final construction and engineering costs and will most likely change but should be fairly close to current factor.

Thank you for your consideration of this request.

AMENDMENT NO. 3
To
AGREEMENT FOR ENGINEERING SERVICES
Between
CITY OF BENTONVILLE, ARKANSAS
And
McCLELLAND CONSULTING ENGINEERS, INC.
FAYETTEVILLE, ARKANSAS
For the
BELLA VISTA BYPASS WATER AND SEWER IMPROVEMENTS

The June 19, 2007 Agreement between the CITY OF BENTONVILLE and McCLELLAND CONSULTING ENGINEERS, INC. is hereby amended to modify the fee for engineering services during the construction phase of the Bella Vista Bypass Water and Sewer Improvements Project in the vicinity of Highway 71B and Peach Orchard Road, and as further defined by AHTD Job 090224.

Section B of the Agreement lists a Construction Phase maximum fee of \$80,850.00. This maximum fee was to a total of \$117,872.39 under AMENDMENT NO. 2. The construction completion date was set at February 1, 2016, as per Change Order No. 3. The project was deemed substantially complete in June 2016, and final completion was achieved on October 27, 2016. Therefore, additional costs were incurred by the ENGINEER to provide construction observation personnel during the time the Contractor worked beyond the February 1, 2016 completion date. This AMENDMENT NO. 3 increases the Construction Phase Services fee by \$15,261.41 to a revised total of \$133,133.80. The Contractor's final payment request will be reduced accordingly by \$15,261.41 to offset this cost.

The resulting contract amounts before and after this AMENDMENT NO. 3 are summarized as follows:

Description	Fee Before AMENDMENT NO. 3	Fee After AMENDMENT NO. 3
Preliminary Planning and Final Design Phase	\$102,860.28	\$102,860.28
Additional Engineering (Easement Preparation, SWPPP)	\$12,692.02	\$12,692.02
Construction Phase Services	\$117,872.39	\$133,133.80
Expenses*	<u>\$6,200.00</u>	<u>\$5,991.63</u>
Totals	\$239,624.69	\$254,677.73

* Reimbursable expenses have been adjusted to the actual total on this contract.

The additional fees are based on the Hourly Rate Schedule that was in effect at the time the services were provided. All other provisions, covenants, recitals, terms and conditions of the Agreement, which are not expressly amended herein, shall remain in full force and effect.

The parties hereby have executed this AMENDMENT No. 3 on this date, the _____ day
of _____, 2017.

CITY OF BENTONVILLE, ARKANSAS

McClelland Consulting Engineers, Inc.

By: _____
Mayor

By: _____
President

ATTEST:

ATTEST:

By: _____
City Clerk

By: _____

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO AN AMENDED PROFESSIONAL SERVICES AGREEMENT WITH MCCLELLAND CONSULTING ENGINEERS, INC. FOR ENGINEERING SERVICES ASSOCIATED WITH UTILITY RELOCATION CAUSED BY THE ARKANSAS STATE HIGHWAY AND TRANSPORTATION DEPARTMENT'S BELLA VISTA BYPASS PROJECT

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 amended professional services agreement with McClelland Consulting Engineers, Inc. for engineering services associated with utility relocation caused by the Arkansas State Highway and Transportation Department's Bella Vista Bypass project in an amount not to exceed \$254,677.73 as set forth in the agreement 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 _____, 2017.

APPROVED:

MAYOR

ATTEST:

CITY CLERK



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

AGENDA FORM

CITY COUNCIL MEETING OF:

January 10, 2017

Submitted by:

Mike Bender

Department

Public Works Dir

Phone

271-6873

ACTION REQUIRED:

Staff recommends approval of Change Order #4 and Final Reconciliation for Rosetta Construction, LLC for a total decrease of \$205,623.71 for the Water, Sewer and Electric Utilities Relocation project associated with AHTD's Bella Vista Bypass project. This final change order reduces the contract amount from \$4,736,386.00 to \$4,530,762.29. Of this reduction, \$15,261.41 is liquidated damages and will be used to fund costs incurred by McClelland Consulting Engineers, Inc. for construction services due to time overage. The remaining reduction is from final quantity measurements.

COST TO CITY:

Cost of this Request:

Additional Budget Amount

☐ One time amount

☐ Continuing O and M

Previously Budgeted	\$	4,736,386
Funds Expended to Date		4,530,762
Remaining Budget		205,624
Budget Adjustment		-
Remaining After Adjustment	\$	205,624

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 *JMB*
CC:
Date: January 3, 2017
Re: Change Order #4 and Final Reconciliation for Rosetta Construction, LLC and Amendment to McClelland Engineering for Water, Sewer, and Electric Utilities Relocation associated with AHTD Bella Vista Bypass project

Staff recommends approval of Change Order #4 and Final Reconciliation for Rosetta Construction, Inc. for a decreased amount of \$205,623.71 for the Water, Sewer, and Electric Utilities Relocation associated with the AHTD Bella Vista Bypass Project. This change order will decrease the contract price from \$4,736,386.00 to \$4,530,762.29. The project overran contract time and, as such, \$15,261.41 of the noted reduction is for liquidated damages that will be utilized to cover extra fees incurred from McClelland Engineering Consultants, Inc. in the same amount. As such, Staff recommends approval of an amended professional services agreement with McClelland Engineering Consultants, Inc. for an amount not to exceed \$254,677.73 which is the current contract plus the \$15,261.41 to be covered by damages mentioned above. The remaining reduction in the construction contract is from final measured quantities.

This project qualifies for reimbursement from AHTD. Per the initial agreement with AHTD in 2007, the reimbursement factor was 40.56%. With the previous change orders, the reimbursement factor was adjusted to 38%. This factor will be recalculated based on final construction and engineering costs and will most likely change but should be fairly close to current factor.

Thank you for your consideration of this request.

Change Order

No. **4-FINAL**

Date of Issuance: _____ Effective Date: _____

Project: Bella Vista Bypass	Owner: Bentonville Water Utilities	Owner's Contract No.:
Contract: Water & Sewer Main Replacement		Date of Contract: April 3, 2014
Contractor: Rosetta Construction, LLC		Engineer's Project No.: FY072128

The Contract Documents are modified as follows upon execution of this Change Order:

Description: Provide final reconciliation of costs based on final pay request from Contractor:

1. Contract reduction for additional engineering observation time = \$15,261.41
 2. Contract reduction based on final quantities. Total contract (\$4,736,386.00) less final pay request (\$4,546,023.70) = net reduction (\$190,362.30)
- Total = (\$205,623.71)**

Attachments (list documents supporting change):

Contractor's final pay request.

CHANGE IN CONTRACT PRICE:	CHANGE IN CONTRACT TIMES:
Original Contract Price: \$4,633,953.00	Original Contract Times: ☐ Working days ☒ Calendar days Substantial completion (days or date): <u>N/A</u> Ready for final payment (days or date): <u>225 (11/28/14)</u>
[Increase] [Decrease] from previously approved Change Orders No. <u>1</u> to No. <u>3</u> : \$102,433.00	[Increase] [Decrease] from previously approved Change Orders No. <u>1</u> to No. <u>3</u> : Substantial completion (days): <u>N/A</u> Ready for final payment (days): <u>430</u>
Contract Price prior to this Change Order: \$4,736,386.00	Contract Times prior to this Change Order: Substantial completion (days or date): <u>N/A</u> Ready for final payment (days or date): <u>655 (2/1/16)</u>
[Increase] [Decrease] of this Change Order: \$205,623.71	Increase for this Change Order: Substantial completion (days or date): <u>N/A</u> Ready for final payment (days or date): <u>269 days</u>
Contract Price incorporating this Change Order: \$4,530,762.29	Contract Times with all approved Change Orders: Substantial completion (days or date): <u>N/A</u> Ready for final payment (days or date): <u>924 Days (10/27/16)</u>

	ACCEPTED:	ACCEPTED:
	By: _____ Owner (Authorized Signature)	By: _____ Contractor (Authorized Signature)
	Date: <u>12/27/2016</u>	Date: _____



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

AGENDA FORM

CITY COUNCIL MEETING OF:

January 10, 2017

Submitted by: Denise Land

Department

Administration

Phone

271-3118

ACTION REQUIRED:

Resolution authorizing the offering of sales and use tax bonds to finance capital improvements; and prescribing other matters relating thereto.

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



RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE OFFERING OF SALES
AND USE TAX BONDS TO FINANCE CAPITAL
IMPROVEMENTS; AND PRESCRIBING OTHER MATTERS
RELATING THERETO.

WHEREAS, at the special election held August 14, 2007 in the City of Bentonville, Arkansas (the "City"), a majority of the electors voting on the questions approved the issuance of (a) bonds in the maximum principal amount of \$91,000,000 to finance street improvements, (b) bonds in the maximum principal amount of \$16,100,000 to finance park and recreation improvements, (c) bonds in the maximum principal amount of \$5,000,000 to finance fire department improvements, (d) bonds in the maximum principal amount of \$800,000 to finance airport improvements, and (e) bonds in the maximum principal amount of \$5,000,000 to finance police department improvements (collectively, the "Voter-Approved Bonds"); and

WHEREAS, the City has heretofore issued a portion of the Voter-Approved Bonds as follows: Sales and Use Tax Bonds, Series 2007, Sales and Use Tax Bonds, Series 2009 and Sales and Use Tax Bonds, Series 2010; and

WHEREAS, there remains unissued the following Voter-Approved Bonds: (a) \$22,323,217 in principal amount for the street improvements, (b) \$3,422,830 in principal amount for police department improvements and (c) \$2,492,299 in principal amount for fire department improvements; and

WHEREAS, the City Council has determined that the City should issue the balance of the unissued Voter-Approved Bonds for the street improvements and the police department improvements, as the fourth series of bonds (the "Series 2017 Bonds"); and

WHEREAS, Stephens Inc. (the "Underwriter") has been appointed to act as the underwriter of the Voter-Approved Bonds; and

WHEREAS, the City plans to expend funds on the street improvements and the police department improvements prior to the issuance of the Bonds and to reimburse itself from proceeds of the Series 2017 Bonds for such expenditures;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Bentonville, Arkansas:

Section 1. The offering of the Series 2017 Bonds by the Underwriter as set forth herein is hereby authorized.

Section 2. The officials of the City are authorized to cooperate with the Underwriter and Friday, Eldredge & Clark, LLP, as Bond Counsel, in the preparation of a

preliminary official statement and bond ordinance and are further authorized to execute such writings and take such actions as may be appropriate to the offering of the Series 2017 Bonds.

Section 3. As the issuance of the Series 2017 Bonds is, under Arkansas law, subject to the approval of the City Council, by ordinance, any sale of the Series 2017 Bonds will be subject to the approval of the City Council.

Section 4. The City hereby expresses its "official intent" within the meaning of Regulation § 1.150-2 promulgated by the United States Treasury Department, to advance its own funds to pay the costs of the street improvements and the police department improvements prior to the issuance of the Series 2017 Bonds and to reimburse itself from Series 2017 Bond proceeds for such expenditures.

This Resolution passed this _____ day of _____, 2017.

APPROVED:

ATTEST:

By: _____
Mayor

City Clerk

(SEAL)

CERTIFICATE

The undersigned, City Clerk of the City of Bentonville, Arkansas (the "City"), hereby certifies that the foregoing is a true and compared copy of a resolution passed at a regular session of the City Council of the City, held at the regular meeting place of the Board at _____ o'clock p.m. on the _____ day of _____, 2017.

City Clerk

(SEAL)



BENTONVILLE CITY COUNCIL AGENDA

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

**Tuesday, January 10, 2017 6:00 p.m.
305 SW "A" Street**

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

**Tuesday, January 10, 2017 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: December 13, 2016**

AGENDA

1. An 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. (Kyle and Melissa Sanders)
2. Planning:
- 2a. **Lot Split: Lot 14, 15, 16, 17 & 18, Block 2, Railroad Addition, 202, 204, 2016, 208 & 210 Southeast 'A' Street, Kathleen Motheral.**

The Planning Commission voted 7-0, recommending approval.

The applicant has submitted a proposal for a lot split that will create five (5) new lots from one (1) existing lot. The new lots will be known as Lots 14, 15, 16, 17 & 18, Block 2, Railroad Addition. Right-of-way is being dedicated along Southeast 'A' Street per the current Master Street Plan requirements. A 20' wide public utility and cross access easement along the southern portion of the property is also being dedicated with the plat. Each of the new lots will have access to public utilities and a public street.

- 2b. **Lot Split: Lots 20 & 21, Block 2, Dunn & Davis Addition, 505 & 507 Southwest 'C' Street, CalCon, Inc.**

The Planning Commission voted 7-0, recommending approval.

The applicant has submitted a proposal for a lot split that will create two (2) new lots from one (1) existing lot. The new lots will be known as Lot 20 (0.12 acres) and Lot 21 (0.12 acres), Block 2, Dunn & Davis Addition. Right-of-way is being dedicated along Southwest 'C' Street per the current Master Street Plan. Each of the new lots will have access to public utilities and a public street.

- 2c. **Lot Split: Lots 25 & 26, 3rd East Side Addition, Southeast 5th Street, Kerry Laman.**

The Planning Commission voted 7-0, recommending approval.

The applicant has submitted a proposal for a lot split that will create two (2) new lots from one (1) existing lot. The new lots will be known as Lot 25 (0.14 acres) and Lot 26 (0.14 acres) of the 3rd East Side Addition. Per the current Master Street Plan, adequate right-of-way exists along Southeast 5th Street. A 10' wide public utility easement is being dedicated along the western property line of the new Lot 25 for an existing public sewer main. Each of the new lots will have access to public utilities and a public street.

- 2d. **Property Line Adjustment: Lots 15 & 16, Block 6, Dunn & Davis Addition, Southwest 'B' Street & Southwest 7th Street, Village at B Street, LLC.**

The Planning Commission voted 7-0, recommending approval.

The applicant has submitted a property line adjustment creating two (2) new lots by adjusting the common lot line of two (2) existing lots. The new lots will be known as Lot 15 (0.18 acres) and Lot 16 (0.29 acres), Block 6, Dunn & Davis Addition. Per the requirements of the current Master Street Plan, additional right-of-way is being dedicated along Southwest 'B' Street. A public drainage easement and public utility easements are also being dedicated. Both new lots will have access to public utilities and a public street. A private cross access easement was dedicated by a separate document.

- 2e. **Final Plat: Providence Village, Phase 1, Southwest Nomad Road & Southwest Windmill Road, Providence 2016, LLC.**

The Planning Commission voted 7-0, recommending approval.

The applicant has submitted a final plat for 56 acres located at the intersection of Southwest Nomad Road and Southwest Windmill Road to be known as Providence Village, Phase 1. One hundred eighty five (185) single family lots will be created with the platting of the first phase of the subdivision. Right-of-way and easements will be dedicated with the plat. All public infrastructure has been inspected and accepted by the city utility departments.

- 2f. **Rezoning: Buildup Development, LLC & Jamal & Stephanie Parker, 1111 Southwest Parnell Drive, From R-2, Duplex and Patio Home Residential to R-ZL, Zero Lot Line.**

The Planning Commission voted 7-0, recommending approval.

The Future Land Use Plan depicts this property as Medium Density Residential (MDR). The R-ZL, Zero Lot Line zoning is an appropriate zoning district for this designation.

- 2g. **Rezoning: Lamplighter Restorations, LLC, 407 & 409 Southeast 6th Street, From R-1, Single Family Residential to DN-4, Downtown Mixed-Use Residential.**

The Planning Commission voted 7-0, recommending approval.

The Future Land Use Plan depicts this property as Downtown Mixed Use Residential (DMUR). The DN-4, Downtown Mixed-Use Residential zoning is an appropriate zoning district for this designation.

- 2h. **Rezoning: Lamplighter Restorations, LLC, 408 & 410 Southeast 6th Street, From R-1, Single Family Residential to DN-4, Downtown Mixed-Use Residential.**

The Planning Commission voted 7-0, recommending approval.

The Future Land Use Plan depicts this property as Downtown Mixed Use Residential (DMUR). The DN-4, Downtown Mixed-Use Residential zoning is an appropriate zoning district for this designation.

3. City Council approval of an ordinance authorizing the Mayor and City Clerk to enter into an agreement with Ozark Regional Transit (ORT), a public transit authority, in the fixed amount of \$127,757.00 to provide transit services within the City of Bentonville and waiving the requirement for competitive bidding.
4. Public hearing and ordinance vacating a Utility Easement located at 4001 NE Kensington Avenue, Kensington Subdivision, to the City of Bentonville, Arkansas, Benton County, Arkansas.
5. A resolution authorizing the Mayor and city Clerk to enter into a Memorandum of Understanding with NWA Regional Planning for storm water education in 2017, total cost \$22,400.10.
6. Council approval of a resolution authorizing the Mayor and Clerk to enter into an agreement with the Arkansas Highway and Transportation Department (AHTD Project #CA0902) and budget adjustment to upgrade the proposed new traffic signal poles, mast arms, and luminaires from the standard galvanized to the decorative associated with the interchange improvements at Hwy 72/I-49 and Hwy 102/I-49 in the amount of \$91,073.01.
7. Parks and Recreation recommends City Council to award bid No. 2016-59 to Jet Custom Screen Printing for participant shirts for the Run Bentonville Half Marathon.

8. City Council approval of an ordinance to waive competitive bidding bid award to Steam Explorers for operation of recreational camps and programs for Bentonville Parks and Recreation.
9. Staff recommends City Council approve Amendment #3 to the Agreement for Engineering Services with McClelland Consulting Engineers, Inc. for an increase of \$15,261.41 for additional construction services and associated expenses associated with utility relocations for AHTD's Bella Vista Bypass project. Increase in cost will be covered by liquidated damages collected from Rosetta Construction, LLC due to project overrun. This amendment increases contract amount to \$254,677.73.
10. Staff recommends approval of Change Order #4 and Final Reconciliation for Rosetta Construction, LLC for a total decrease of \$205,623.71 for the Water, Sewer and Electric Utilities Relocation project associated with AHTD's Bella Vista Bypass project. This final change order reduces the contract amount from \$4,736,386.00 to \$4,530,762.29. Of this reduction, \$15,261.41 is liquidated damages and will be used to fund costs incurred by McClelland Consulting Engineers, Inc. for construction services due to time overage. The remaining reduction is from final quantity measurements.
11. Resolution authorizing the offering of sales and use tax bonds to finance capital improvements; and prescribing other matters relating thereto.