

Bentonville City Council
Meeting Minutes
May 23, 2017

The City Council of Bentonville, Arkansas, met in regular session Tuesday, May 23, 2017, at 6:00 p.m., at the Community Development Building, 305 Southwest A Street, Bentonville, Arkansas.

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

At 6:00 p.m., prior to calling the meeting to order, Mayor McCaslin recognized one Boy Scout present working on earning his Citizenship in the Community merit badge.

Mayor McCaslin then invited public comments. Nelson Erdmann and Dana Hope were recognized and spoke regarding Item 6f, a resolution adopting revisions to the Future Land Use Map. There were no comments or questions from the Council.

Thereafter, Mayor McCaslin called the meeting to order. The Mayor led everyone present in the pledge of allegiance followed by a moment of silence in support of our armed forces.

Motion was made by Alderman Burckart to approve the minutes of the May 9, 2017 meeting as presented, second by Alderman Smith. There was no discussion. Motion carried (8-0).

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

1. Mayor McCaslin read a proclamation proclaiming the week of May 21 through 27, 2017 as Emergency Medical Services Week. The proclamation was presented to Fire Chief Brent Boydston and members of his department.

2. Ordinance No. 2017-87: 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.

[DEB Farm Adventures, Inc. - Michael Payne]

City Attorney Spence read the ordinance by title only. Motion to pass by Alderman Sanchez, second by Alderman Burckart. There was no discussion. Motion carried (8-0).

- 3a. Ordinance No. 2017-88: Ordinance amending Ordinance No. 2017-82 to correct the previously adopted rezoning designation from the property's previous classification of R-1, single family residential and DE, downtown edge to DE, downtown edge.

City Attorney Spence read the ordinance by title only. Motion to pass by Alderman Smith, second by Alderman Webb. There was no discussion. Motion carried (8-0).

- 3b. Ordinance No. 2017-89: Ordinance accepting a lot split of Lot 10 Block 4 Deming's Addition to the City of Bentonville, Arkansas.

[Applicant: Polly E. Harris;
Location: 405 Northwest A Street]

City Attorney Spence read the ordinance by title only. Motion to pass by Alderman Sanchez, second by Alderman Orman. There was no discussion. Motion carried (8-0).

- 3c. Ordinance No. 2017-90: Ordinance accepting a property line adjustment of Lots 34, 35 and 36 Dickson's Addition to the City of Bentonville, Arkansas.

[Applicant: Cottage Home XNA, LLC;
Location: West Central Avenue, Southwest F Street and Southwest 2nd Street]

City Attorney Spence read the ordinance by title only. Motion to pass by Alderman Sanchez, second by Alderman Burckart. There was no discussion. Motion carried (8-0).

- 3d. Ordinance No. 2017-91: Ordinance accepting lot split of Lots 1 and 2 Opal Subdivision to the City of Bentonville, Arkansas.

[Applicant: Highland, LLC;

Location: Southwest Opal Road, Southwest Barron Road and Southwest Regional Airport Boulevard]

City Attorney Spence read the ordinance by title only. Motion to pass by Alderman Sanchez, second by Alderman Sooter. There was no discussion. Motion carried (8-0).

- 3e. Ordinance No. 2017-92: Ordinance changing real estate in the City of Bentonville, Arkansas, from its present classification of R-1, single family residential to DN-2, downtown medium-density residential.

[Applicant: Kenneth Ehret;

Location: North Main Street and Northeast Monroe Street]

City Attorney Spence read the ordinance by title only. Motion to pass by Alderman Sanchez, second by Alderman Robinson. There was no discussion. Motion carried (8-0).

- 3f. Resolution No. 5-23-17 A: Resolution adopting revisions to the Future Land Use Map of the City of Bentonville to change real estate from its present land use classification of low density residential to medium density residential.

[Applicant: Charles Burnett, Bear State Bank;

Location: Southwest 2nd Street]

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

Alderman Burckart asked whether it would be typical to have commercial development at intersections. Shelli Kerr, Planning Services Manager, indicated that an effort is made to concentrate activity at intersections. Ms. Kerr also indicated that access between properties would be considered during the large scale process. Ms. Kerr emphasized that the change was just to the land use classification and use of the

property would depend on the separately determined zoning classifications.

Alderman Smith asked about access to Highway 72 and Ms. Kerr indicated such could be addressed during the large scale process and would have to be approved by the Highway Department as State Highway 72 is involved.

Second to the motion to pass by Alderman Orman. Motion carried (7-1), with Alderman Smith voting no.

- 3g. Ordinance No. 2017-93: Ordinance accepting a lot split of Lots 25, 26, 27, 28 and 29 Block 6 W.A. Burks Addition to the City of Bentonville, Arkansas.

[Applicant: Kenneth Ehret;

Location: North Main Street and Northeast Monroe Street]

City Attorney Spence read the ordinance by title only. Motion to pass by Alderman Webb, second by Alderman Robinson. There was no discussion. Motion carried (8-0).

- 3h. Ordinance No. 2017-94: Ordinance accepting a property line adjustment of Lot 16 Crystal Bridges Addition and Lots 3 and 4 Martz Addition to the City of Bentonville, Arkansas.

[Applicant: Crystal Bridges Museum of American Art;

Location: 600 Museum Way and 1107 Northeast J Street]

City Attorney Spence read the ordinance by title only. Motion to pass by Alderman Sanchez, second by Alderman Smith. There was no discussion. Motion carried (8-0).

4. Approval for the reappointment of David Short for a three year term on the Tree and Landscape Advisory Committee, said term to expire May 23, 2020.

Motion to approve by Alderman Sooter, second by Alderman Smith. There was no discussion. Motion carried (8-0).

5. Approval for the installation of a permanent piece of artwork titled "The Monarch and Dandelions" by artist Amanda Wilshire at Orchard Park.

There was no discussion. No motion was made, but the item was approved by unanimous consent.

6. Approval to award bid No. 17-03 to Challenger Teamwear in an amount not to exceed \$43,000 for the purchase of soccer uniforms for the 2017-2018 season.

Motion to approve by Alderman Sooter, second by Alderman Sanchez. There was no discussion. Motion carried (8-0).

7. Approval to transfer a surplus vactor truck from the Sewer Department to the Electric Department.

Motion to approve by Alderman Sanchez, second by Alderman Burckart. There was no discussion. Motion carried (8-0).

8. Approval of a reconciliation change order for the 2016 Bentonville sidewalk improvements project in the amount of \$12,633.12 from the original contract amount of \$210,782.

Motion to approve by Alderman Robinson, second by Alderman Webb. There was no discussion. Motion carried (8-0).

9. Resolution No. 5-23-17 B: Resolution adopting an updated quality management plan for EPA funded projects for the City of Bentonville, Arkansas.

City Attorney Spence read the resolution by title only. Motion to pass by Alderman Sanchez, second by Alderman Robinson. There was no discussion. Motion carried (8-0).

10. Resolution No. 5-23-17 C: Resolution authorizing the Mayor and Clerk to enter into an amendment to the contract with the Arkansas Highway and Transportation Department related to the Highway 71B interchange.

City Attorney Spence read the resolution by title only.
Motion to pass by Alderman Burckart, second by
Alderman Sanchez. There was no discussion. Motion carried
(8-0).

City Attorney Spence reported on the status of ward redistricting.

Motion to adjourn by Alderman Webb, second by Alderman Smith.
Motion carried (8-0).

Linda Spence
Linda Spence, City Clerk

Bob McCaslin
Bob McCaslin, Mayor

