

Bentonville City Council
Meeting Minutes
August 8, 2017

[A Committee of the Whole meeting was held on Monday, August 7, 2017. After reviewing agenda items, a consent agenda was approved.]

The City Council of Bentonville, Arkansas, met in regular session Tuesday, August 8, 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, Bill Burckart, Octavio Sanchez and Jim Webb, with Thomas Hoehn absent. 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 invited public comments pertaining to items on the agenda. There was no response so the Mayor declared the comment period closed. The Mayor then invited questions or comments from the council about items on the agenda and there were none.

Motion was made by Council Member Robinson to approve the minutes of the July 25, 2017 meeting as presented, second by Council Member Sanchez. There was no discussion. Motion carried (7-0), with Council Member Hoehn absent.

Motion was made by Council Member Sooter to suspend the rules regarding the reading of all ordinances on three separate days and further that all ordinances and resolutions be read by title only, second by Council Member Robinson. There was no discussion. Motion carried (7-0), with Council Member Hoehn absent.

4. Ordinance No. 2017-134: Ordinance authorizing the Mayor and the City Clerk to purchase an odor control device for the compost facility and waiving the requirement of competitive bidding.

City Attorney Spence read the ordinance by title only. Motion to pass by Council Member Sanchez, second by Council Member Burckart.

Council Member Orman asked for an explanation as to how this particular unit was chosen and how it was going to be presented to the public. Nancy Busen, Wastewater Manager, stated that after researching odor control devices this unit was chosen because of its mobility and cost. She added that this device has a timer feature on it which would enable it to be turned on and used during the middle of the night and on weekends. She also stated that her office would provide information on the City web site and newsletter about this device.

Motion carried (7-0), with Council Member Hoehn absent.

8. Resolution No. 8-8-17 A: Resolution concerning provision of water service and sanitary sewer service to a property located within the corporate limits of the City of Rogers, but near the corporate limits of the City of Bentonville; authorizing the City of Bentonville to provide sanitary sewer service to the property; stating that Rogers Water Utilities will provide water service to the property; and for other purposes.

City Attorney Spence read the resolution by title only. Motion to pass by Council Member Sanchez, second by Council Member Robinson.

Council Member Burckart asked how the sewer service would be metered. Mike Bender, Public Works Director, stated that the water usage meter reading from Rogers would be used for billing. Mayor McCaslin also stated that because this is outside the city limits of Bentonville the City's commercial rate will be used.

Motion carried (7-0), with Council Member Hoehn absent.

- 9a. Resolution No. 8-8-17 B: Resolution authorizing the Mayor and City Clerk to enter into an amended agreement with Sand Creek

Engineering for surveying and design services for the Elm Tree Road and Highway 72 West intersection improvements project.

City Attorney Spence read the resolution by title only. Motion to pass by Council Member Sanchez, second by Council Member Webb. There was no discussion. Motion carried (7-0), with Council Member Hoehn absent.

11. Ordinance No. 2017-135: Ordinance authorizing the Mayor and the City Clerk to enter into an agreement for the purchase of remote switchgear from Irby Utility and waiving the requirement of competitive bidding.

City Attorney Spence read the ordinance by title only. Motion to pass by Council Member Sanchez, second by Council Member Burckart. There was no discussion. Motion carried (7-0), with Council Member Hoehn absent.

Consent Agenda - Items 1, 2, 3, 5, 6, 7, 9b and 10:

1. Approval for the appointment of Chad Goss to the City of Bentonville Advertising and Promotion Commission.
2. Approval for the reappointment of Richard Binns to the City of Bentonville Planning Commission, said term to expire July 1, 2022.
3. Approval for the appointment of Elaine Kerr to the City of Bentonville Planning Commission, said term to expire July 1, 2022.
5. Approval of a budget adjustment in the amount of \$16,482 for Wastewater Utilities to purchase three electrical panels to allow odor control maximization at the compost facility.
6. Approval of change order No. 1 and final reconciliation for Dean Crowder Construction, Inc. for an increase of \$4,298.50 and an additional 120 calendar days for Schedule B of the 8th Street water and sewer relocations associated with the widening of 8th Street.

7. Approval of change order No. 1 to Luttrell Enterprises in the amount of \$46,931 to allow for additional mowing and trimming cycles of State highway right-of-ways within city limits.
- 9b. Approval of a budget adjustment in the amount of \$6,000 to cover additional surveying and design work by Sand Creek Engineering for the Elm Tree Road and Highway 72 West intersection improvements.
10. Approval of change order No. 1 in the amount of \$26,375 for Elm Tree Road and Highway 72 West intersection improvement costs, including a specialty foundation, additional water main fittings and adding additional days to the construction contract.

Motion to approve the consent agenda by Council Member Burckart, second by Council Member Webb. There was no discussion. Motion carried (7-0), with Council Member Hoehn absent.

Motion to adjourn by Council Member Burckart, second by Council Member Robinson. Motion carried (7-0), with Council Member Hoehn absent.

Linda Spence
Linda Spence, City Clerk

Bob McCaslin
Bob McCaslin, Mayor

