

Bentonville City Council
Meeting Minutes
December 11, 2018

The City Council of Bentonville, Arkansas, met in regular session Tuesday, December 11, 2018, 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, Aubrey Patterson and Jonathan Terlouw. 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. The Mayor recognized Dylan Shaddox, who spoke regarding Mayor McCaslin's retirement.

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 Council Member Sanchez to approve the minutes of the November 27, 2018 meeting as presented, second by Council Member Burckart. There was no discussion. Motion carried (8-0).

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 Sanchez. There was no discussion. Motion carried (8-0).

1. Ozark Regional Transit Annual Report.

Mayor McCaslin recognized Jeff Hatley, Public Information Officer for Ozark Regional Transit, who provided an update on the operations of the organization.

- 2a. Ordinance No. 2018-163: Ordinance accepting a lot split of Lots 9 through 12 Block 2 of Robinnaire Heights Subdivision to the City of Bentonville, Arkansas. (Project No. LS18-035)

[Applicant: JRJC II, LLC;
Location: 5036 Southwest Shell Road]

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 (8-0).

- 2b. Ordinance No. 2018-164: Ordinance accepting a property line adjustment of Lots 40 and 41 of Dickson's Addition to the City of Bentonville, Arkansas. (Project No. PLA18-037)

[Applicant: Eric and Tamie Osterloh;
Location: 201 Northwest G Street]

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

- 2c. Ordinance No. 2018-165: Ordinance accepting a property line adjustment of Lot 2 of Keypoint Church Addition to the City of Bentonville, Arkansas. (Project No. PLA18-039)

[Applicant: Keypoint Church, Inc.;
Location: 3700 Medical Center Parkway]

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 (8-0).

- 2d. Ordinance No. 2018-166: Ordinance changing real estate in the City of Bentonville, Arkansas, from its present zoning classification of PRD, planned residential development to PRD, planned residential development. (Project No. PRD18-004)

[Applicant: Aurora Partners, LLC;
Location: South Morning Star Road]

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

- 2e. Ordinance No. 2018-167: Ordinance accepting a lot split of Lots 1 and 2 of Rainbow Farm Addition to the City of Bentonville, Arkansas. (Project No. LS18-040)

[Applicant: Mark Smith;
Location: 3720 North Rainbow Farm Road]

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

3. Ordinance No. 2018-168: Ordinance authorizing the Mayor and Clerk to execute documents necessary and appropriate to reverse certain utility easement and right-of-way dedications to the City and for other purposes.
(##LS18-025 - Simpson and ILS17-001 - Daniel/Willis)

City Attorney Spence read the ordinance by title only. Motion to pass by Council Member Sanchez, second by Council Member Goss. There was no discussion. Motion carried (7-1), with Council Member Orman abstaining.

4. Presentation of the history of the Southwest A Street property owned by the City and a proposed plan for a city hall and an administrative facility.

Mayor McCaslin recognized Jake Harper, Director of Finance and Administration. Mr. Harper stated that building a new city hall had been in the works for several years. He also stated that customer accessibility and service were top priorities and suggested that because of that a separate city hall be built downtown and an administrative facility be considered on Southwest I Street on property that the City owns. He stated

that facility would house departments such as utility billing, accounting, human resources, purchasing and IT. He estimated the cost of the projects at 8.7 to 9.8 million dollars. He answered questions from the Council. He added that he would like to see a committee set up for the downtown city hall project.

5. Resolution No. 12-11-18 A: Resolution authorizing the Mayor and Clerk to enter into a contract for the sale of certain real property to Recasting LLC.

City Attorney Spence read the resolution by title only.

Council Member Burckart expressed concern about approving a contract of this nature on such short notice.

Motion to pass by Council Member Sooter, second by Council Member Sanchez. There was no further discussion. Motion carried (8-0).

6. Resolution No. 12-11-18 B: Resolution authorizing the Mayor and City Clerk to enter into a professional services agreement with BKD for auditing services for the City of Bentonville.

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

7. Ordinance No. 2018-169: Ordinance adopting certain amendments to the 2019 pay plan for the City of Bentonville, Arkansas.

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

8. Ordinance No. 2018-170: Ordinance adopting revisions to the Personnel Policy for the City of Bentonville, Arkansas.

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 (8-0).

9. Approval for the appointment of Luke Wetzel to the Advertising and Promotion Commission, said term to expire on December 31, 2022.

Motion to approve by Council Member Robinson, second by Council Member Sanchez. There was no discussion. Motion carried (8-0).

10. Approval for the reappointment of Brian Burke to the Northwest Arkansas Regional Airport Authority Board of Directors, said term to expire on December 31, 2024.

Motion to approve by Council Member Robinson, second by Council Member Sanchez. There was no discussion. Motion carried (8-0).

11. Approval for the appointment of Cynthia Cochran to the Library Advisory Board, said term to expire on December 31, 2023.

Motion to approve by Council Member Burckart, second by Council Member Sooter. There was no discussion. Motion carried (8-0).

12. Resolution No. 12-11-18 C: Resolution authorizing the Mayor and City Clerk to execute a right-of-way to a utility corridor as it relates to the placement of a waterline onto airport property as part of an existing utility infrastructure project at the Bentonville Municipal Airport.

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

13. Approval to award Bid No. 18-66, a six-month blanket bid, to Arkansas Electric to purchase 1-phase transformers, in the amount of \$382,405.

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

14. Approval to award Bid No. 18-65 to Stuart Irby, a six-month blanket bid, in the amount of \$597,468 for 3-phase transformers.

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

15. Approval to award Bid No. 18-67, a six-month blanket bid, to Stuart Irby in the amount of \$37,380 and to AECI in the amount of \$157,426, for double bushing pole mount transformers.

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

16. Approval to award Bid No. 18-62, a one-year blanket bid, to Ferguson Waterworks in the amount of \$66,116.10, NW Arkansas Winwater in the amount of \$299,326.35, and Core and Main in the amount of \$2,011.75 for water/sewer materials.

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

17. Approval to award Bid No. 18-60, a one-year blanket bid, to Arkansas Electric in the amount of \$166,980.85, Stuart Irby in the amount of \$710,183.23, Anixter Electric Supply in the amount of \$99,139.13, and Border States in the amount of \$22,657.15, for electric materials.

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

18. Approval to award Bid No. 18-63, a one-year blanket bid, to Benton County Stone in the amount of \$193,700 and Hutchenson Construction in the amount of \$40,800, for street materials.

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

19. Approval to award Bid No. 18-61, a one-year blanket bid, to Techline in the amount of \$32,369.62 and Stuart Irby in the amount of \$31,147, for electric switchgears.

Motion to approve by Council Member Robinson, second by Council Member Goss. There was no discussion. Motion carried (8-0).

20. Approval to award Bid No. 18-64, a one-year blanket bid, to D&G Springfield Janitor Supplies in the amount of \$57,482.30 and American Paper and Twine in the amount of \$183, for janitorial supplies.

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

21. Ordinance No. 2018-171: Ordinance authorizing the Mayor and the City Clerk to enter into an agreement for the purchase of electric meters for the City of Bentonville from Mueller Systems 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 Robinson. There was no discussion. Motion carried (8-0).

22. Ordinance No. 2018-172: Ordinance authorizing the Mayor and the City Clerk to enter into an agreement for the purchase of water meters for the City of Bentonville from Mueller Systems 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 Robinson. There was no discussion. Motion carried (8-0).

23. Ordinance No. 2018-173: Ordinance authorizing the Mayor and the City Clerk to enter into an agreement for the purchase of Sensus water meters for the City of Bentonville from Core and Main 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 Robinson. There was no discussion. Motion carried (8-0).

24. Ordinance No. 2018-174: Ordinance authorizing the Mayor and the City Clerk to enter into an agreement for the purchase of ornamental lighting fixtures from Holophane Ornamental Lighting for the City of Bentonville 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 Goss. There was no discussion. Motion carried (8-0).

25. Resolution No. 12-11-18 D: Resolution authorizing the Mayor and City Clerk to enter into an offer and acceptance agreement for the purchase of real property from 2M Investments, LLC for the purpose of relocating the Public Works maintenance facilities.

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

Council Member Burckart questioned why available space at the Utility Complex was not being used and the need for purchasing more land. Mike Bender, Public Works Director, stated that planned expansion for the various departments already located at the Utility Complex would be using the space.

Motion carried (7-1), with Council Member Burckart voting no.

26. Approval to award Bid No. 18-51 to Greenlayer, in the amount of \$19,900, for the Bentonville half marathon finisher hoodies.

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

27. Approval to award Bid No. 18-50 to Jet Custom Screen Printing, in the amount of \$21,910.48, for the Run Bentonville half marathon shirts.

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

28. Approval for the reappointments of Mike Power and Steven George to the Parks and Recreation Advisory Board, said terms to expire on December 31, 2021; and for the appointment of Justin Hundley to the Parks and Recreation Advisory Board, said term to expire on December 31, 2021.

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

29. Ordinance No. 2018-175: Ordinance authorizing the Mayor and the City Clerk to enter into an agreement for the purchase of chlorine for certain parks facilities 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 (8-0).

30. Resolution No. 12-11-18 E: Resolution authorizing the Mayor and Clerk to enter into an agreement with Ann O'Sullivan for instructional recreation and wellness classes for the Bentonville Parks and Recreation Department.

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

31. Resolution No. 12-11-18 F: Resolution authorizing the Mayor and Clerk to enter into an agreement with Erin Dolan Edminister for instructional swim and triathlon training for the Bentonville Parks and Recreation Department.

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

32. Resolution No. 12-11-18 G: Resolution authorizing the Mayor and Clerk to enter into an agreement with Jami Bernards for instructional swim lessons for the Bentonville Parks and Recreation Department.

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

33. Resolution No. 12-11-18 H: Resolution authorizing the Mayor and Clerk to enter into an agreement with Kristen Bernards for instructional swim lessons for the Bentonville Parks and Recreation Department.

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

34. Resolution No. 12-11-18 I: Resolution authorizing the Mayor and Clerk to enter into an agreement with Sarah Gwin for instructional swim lessons for the Bentonville Parks and Recreation Department.

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

35. Resolution No. 12-11-18 J: Resolution authorizing the Mayor and Clerk to enter into an agreement with the Arkansas

Department of Transportation for the addition of street lighting along Southeast 8th Street.

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

36. Mayor McCaslin noted that the next regularly scheduled City Council meeting would be on December 25th.

Motion to not hold that meeting and to next meet on January 8, 2019 was made by Council Member Burckart, second by Council Member Robinson. There was no discussion. Motion carried (8-0).

37. Resolution No. 12-11-18 K: Resolution commending and congratulating Mayor McCaslin for his many years of service to the citizens of Bentonville.

Council Member Sooter read the resolution. Motion to pass by Council Member Burckart, second by Council Member Sanchez. There was no discussion. Motion carried (8-0).

Council Member Sooter presented a framed copy of the resolution to the Mayor and noted that a reception would be held after adjournment of the meeting.

The Council meeting was adjourned thereafter without objection.


Linda Spence, City Clerk


Stephanie Orman, Mayor

