

Bentonville City Council
Meeting Minutes
February 26, 2019

The City Council of Bentonville, Arkansas, met in regular session Tuesday, February 26, 2019, at 6:00 p.m., at the Community Development Building, 305 Southwest A Street, Bentonville, Arkansas.

Present were council members Tim Robinson, Chad Goss, Cindy Acree, Chris Sooter, Aubrey Patterson, Bill Burckart, Octavio Sanchez and Jonathan Terlouw. Also present were Mayor Stephanie Orman, City Attorney George Spence, City Clerk Linda Spence, the press, city staff and the audience.

Prior to calling the meeting to order, Mayor Orman invited public comments with regard to agenda items. Drew Williams spoke in reference to Item No. 4 on the agenda. The Mayor next invited questions or comments from the Council. Council Member Sanchez stated that he had passed out a document for the Council's consideration regarding the Animal Service Center of the Mesilla Valley in Las Cruces, New Mexico.

Mayor Orman 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 February 12, 2019 meeting as presented, second by Council Member Acree. 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. Resolution No. 2-26-19 A: Resolution recognizing the twenty-eight year law enforcement career and retirement of Detective Corporal Mike Stegall.

Mayor Orman recognized Jon Simpson, Chief of Police, who in turn recognized Detective Stegall. Mayor Orman read the resolution and presented Detective Stegall with a framed copy, which was followed by a standing ovation.

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

2. Ordinance No. 2019-31: Ordinance accepting the annexation of certain territory to the City of Bentonville, Arkansas, and making same a part of the City of Bentonville and assigning same to wards.

[Applicant: Walnut Farm Montessori School, Inc.;
Location: East Highway 72]

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).

- 3a. Ordinance No. 2019-32: Ordinance changing real estate in the City of Bentonville, Arkansas, from its present zoning classification of R-2, duplex and patio home residential and PUD, planned unit development to C-2, general commercial. (Project No. RZ19-01)

[Applicant: BOS Park, LLC;
Location: Southwest Regional Airport Boulevard and
Southwest Featherston 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).

- 3b. Ordinance No. 2019-33: Ordinance accepting a lot split of Lots 1 through 3 of BOS Park Subdivision to the City of Bentonville, Arkansas. (Project No. LS19-01)

[Applicant: BOS Park, LLC;
Location: Southwest Regional Airport Boulevard and
Southwest Featherston 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).

4. Resolution No. 2-26-19 B: Resolution of the City Council of Bentonville, Arkansas certifying local government endorsement of business to participate in the Tax Back Program (The Consolidated Incentive Act of 2003, Section 15-4-2706(d)).

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).

5. Ordinance No. 2019-34: Ordinance vacating an alley right-of-way located between Lot 12 Block 3 of Deming's Addition and Lot 12 of Curtis Addition.

[Applicant: Michael and Kathleen Coughlin, Emerald Isle Holdings, LLC;
Location: 303 and 305 North Main Street]

Mayor Orman declared a public hearing open for comments. There was no response so Mayor Orman declared the hearing closed.

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).

6. Resolution No. 2-26-19 C: Resolution setting a public hearing for March 12, 2019, on a petition filed by John and Patricia Toogood requesting a utility easement vacation at 6101 Southwest Fair View Boulevard.

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

Council Member Robinson. There was no discussion. Motion carried (8-0).

7. Resolution No. 2-26-19 D: Resolution declaring certain property belonging to the City of Bentonville Police Department as surplus property. [Two 2011 Chevrolet Tahoes]

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).

8. Resolution No. 2-26-19 E: Resolution declaring certain property belonging to the City of Bentonville Police Department as surplus property. [One 2011 Ford Crown Victoria]

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

9. Approval of a change order for the Wastewater Department to the Flintco contract price for screw press installation from \$448,900 to \$433,426.

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

10. Approval of a budget adjustment for the District Court, in the amount of \$1,149.32, to recognize rollover of remaining grant funds from the Arkansas Alternative Dispute Resolution Commission for a pilot mediation program.

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

11. Ordinance No. 2019-35: Ordinance adding a position to the pay plan for the City of Bentonville, Arkansas.
[Inventory Manager, Grade 33]

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).

12. Resolution No. 2-26-19 F: Resolution authorizing the Mayor and Clerk to enter into an agreement with Emergency Services Group International to provide training to the City of Bentonville Police Department and Fire Department.

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

13. Approval of a change order for the Parks and Recreation Department, in the amount of \$10,432, for the Citizens Park tennis complex.

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

14. Approval to award Bid No. 19-06 to Recreonics, Inc., in the amount of \$23,547.33, for the purchase of two Duraflex one meter diving board stands and one Duraflex 16-foot diving board to be installed at the Melvin Ford Aquatic Center.

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

15. Approval of the renewal of the agreement with Challenger Sports to be the contractor for the 2019 recreational soccer camp program.

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

16. Approval of a bid award to Steam Explorers to provide recreational camps and programs for Bentonville Parks and

Recreation for the year 2019, with two renewable years in 2020 and 2021.

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

17. Ordinance No. 2019-36: Ordinance authorizing the Mayor and the City Clerk to enter into an agreement with the Arkansas United States Specialty Sports Association for providing baseball umpires for the City of Bentonville Parks and Recreation Department 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).

18. Ordinance No. 2019-37: Ordinance authorizing the Mayor and the City Clerk to enter into an agreement with the Bentonville Youth Softball Association for providing umpires and scorekeepers for the City of Bentonville Parks and Recreation Department 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).

Mayor Orman stated that Dennis Birge, Transportation Director, had formulated an email that was available regarding the status of the geese at the airport. She added that updates would be sent out as the situation progressed. She asked Mr. Birge to address the Council about the situation with the geese and he did, including several questions from members of the Council.

Mayor Orman stated she had received several questions regarding establishment of the City Hall Committee. She stated the committee would be comprised of five members -- three City staff members, one City Council member and one citizen - and asked that anyone interested in serving on the committee notify her by Tuesday, March 5, even if they had spoken to her about it previously.

Mayor Orman handed out updated calendars to the Council.

Mayor Orman stated that immediately before adjourning the meetings going forward that she intended to begin a practice of calling on members of the Council to report, if they care to, regarding any City boards or commissions they participate in.

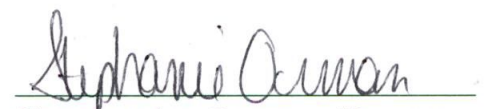
Council members identified the boards and committees they sat on, as follows: Council Member Patterson stated that she sat on the Traffic and Signage Committee. Council Member Sanchez stated that he sat on the Airport Advisory Board and the Library Advisory Board. Council Member Robinson stated that he sat on the Animal Shelter Committee (Bentonville Pet Resource and Service Center Steering Committee) and the Public Art Advisory Committee.

Council Member Burckart stated that he sat on the Animal Shelter Committee. Council Member Goss stated that he sat on the Advertising and Promotion Commission. Council Member Sooter stated that he sat on the Advertising and Promotion Commission, the Parks and Recreation Advisory Board and the Tree and Landscape Advisory Committee.

Mayor Orman recognized a Boy Scout from Troop 36 who was present working on his Citizenship in the Community merit badge.

Motion to adjourn by Council Member Burckart, second by Council Member Robinson. Motion carried (8-0).


Linda Spence, City Clerk


Stephanie Orman, Mayor

