



BENTONVILLE CITY COUNCIL AGENDA

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

**Tuesday, June 11, 2019 6:00 p.m.
305 SW "A" Street**

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

**Tuesday, June 11, 2019 6:00 p.m.
305 SW "A" Street**

**Public Comments on Tonight's Agenda Items (Limited Public Forum)
Questions, Comments and Discussion from City Council Members on Tonight's
Agenda
Call to Order
Pledge of Allegiance
Moment of Silence – For our Military Forces
Roll Call
Approval of Minutes: May 28, 2019**

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. (Bertrand Annexation, Glynn and Jennifer)
(Pages 3-20)
2. Planning:
- 2a. **Ordinance accepting a property line adjustment of Lots 14-15 of A&A First Addition, Bryan Seba, Northeast 10th Street, R-1, Single Family Residential.**
(Pages 23-25)
The Planning Commission voted 7-0, recommending approval.

A Property Line Adjustment of Lots 10, 11, and 12 of A&A First Addition, creating new Lots 14 (+/- .47 acres) & 15 (+/- .66 acres). The plat dedicates approximately .02 acres of right-of-way along NE 10th Street. The plat has satisfied all requirements of the Land Development Code of the City of Bentonville.
3. Public hearing and ordinance vacating a Ingress/Egress Easement located at Tract 2 of Hall Addition (411 SE Walton), to the City of Bentonville, Arkansas, Benton County, Arkansas.
(Pages 26-29)
4. A resolution setting a public hearing for June 25, 2019 for a Utility Easement Vacation requested for 3702 SW Davinci Blvd, Highpointe Addition.

- (Pages 30-32)**
5. City Council approval of Mayor's recommendation to appoint Cindy Acree to the City of Bentonville's Traffic, Safety and Signage Committee. She will be replacing Aubrey Patterson in the City Council Member position on the Committee.
- (Page 33)**
6. Request approval of ordinance to adjust the utility billing cycle boundaries.
- (Pages 34-39)**
7. Financial Update – Jake Harper, Finance Director. **(Committee of the Whole)**
8. Staff Updates. **(Committee of the Whole)**



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

AGENDA FORM

CITY COUNCIL MEETING OF:

June 11, 2019

Submitted by:

Jim Wheelless

Department

Phone

271-3112

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. (Bertrand Annexation, Glynn and Jennifer)

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 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 all of the owners of the hereinafter described territory, said owners being listed in Exhibit "A" to this ordinance, praying that said territory be annexed to, and made a part of the City of Bentonville, Arkansas, and

WHEREAS, on the 24th day of April, 2019, the County Court of Benton County, Arkansas, entered an order authorizing annexation pursuant to § 14-40-609 of the Arkansas Code, finding that the petition met the requirements for annexation under that provision and directed the Clerk to forward the order to the Mayor of the City of Bentonville; and

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

Section 1. That the land described on the attached Exhibit "B," which includes both the territory sought to be annexed by the petitioners and the dedicated public roads and rights of way abutting or traversing the property proposed to be annexed, is territory contiguous to and adjoining the City of Bentonville, Arkansas, and the petition to annex that property is hereby granted and the property described in Exhibit "B" 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.

Section 4: That this ordinance shall become effective 30 days from its passage and approval.

PASSED AND APPROVED THIS _____ DAY OF June, 2019.

APPROVED: _____
HON. STEPHANIE ORMAN, Mayor

ATTEST: _____
HON. LINDA SPENCE, City Clerk

Bertrand Annexation
EXHIBIT "A"

Glynn and Jennifer Bertrand

15-15962-000

Bertrand Annexation
Exhibit "B"

Part of the SE ¼ of the SW ¼ of Section 25, Township 20N, Range 31W and more particularly described as follows:

Commencing at the NE Corner of said SE ¼ of the SW ¼ of Section 25, Township 20N, Range 31W.

Thence N 89° 12' 30" W, 658.80';
Thence S 0° 13' 12" E, 110';
Thence S 64° 13' 04" W, 35';
Thence S 13° 29' 07" W, 203.25';
Thence S 19° 21' 31" E, 67.21';
Thence S 52° 12' 09" E, 72.23';
Thence S 00° 13' 12" E, 132.32' to the Point of Beginning.

Thence S 66° 06' 53" W, 248.73';
Thence S 88° 52' 33" E, 227.43';
Thence N 00° 01' 22" E, 105.17' to the Point of Beginning.

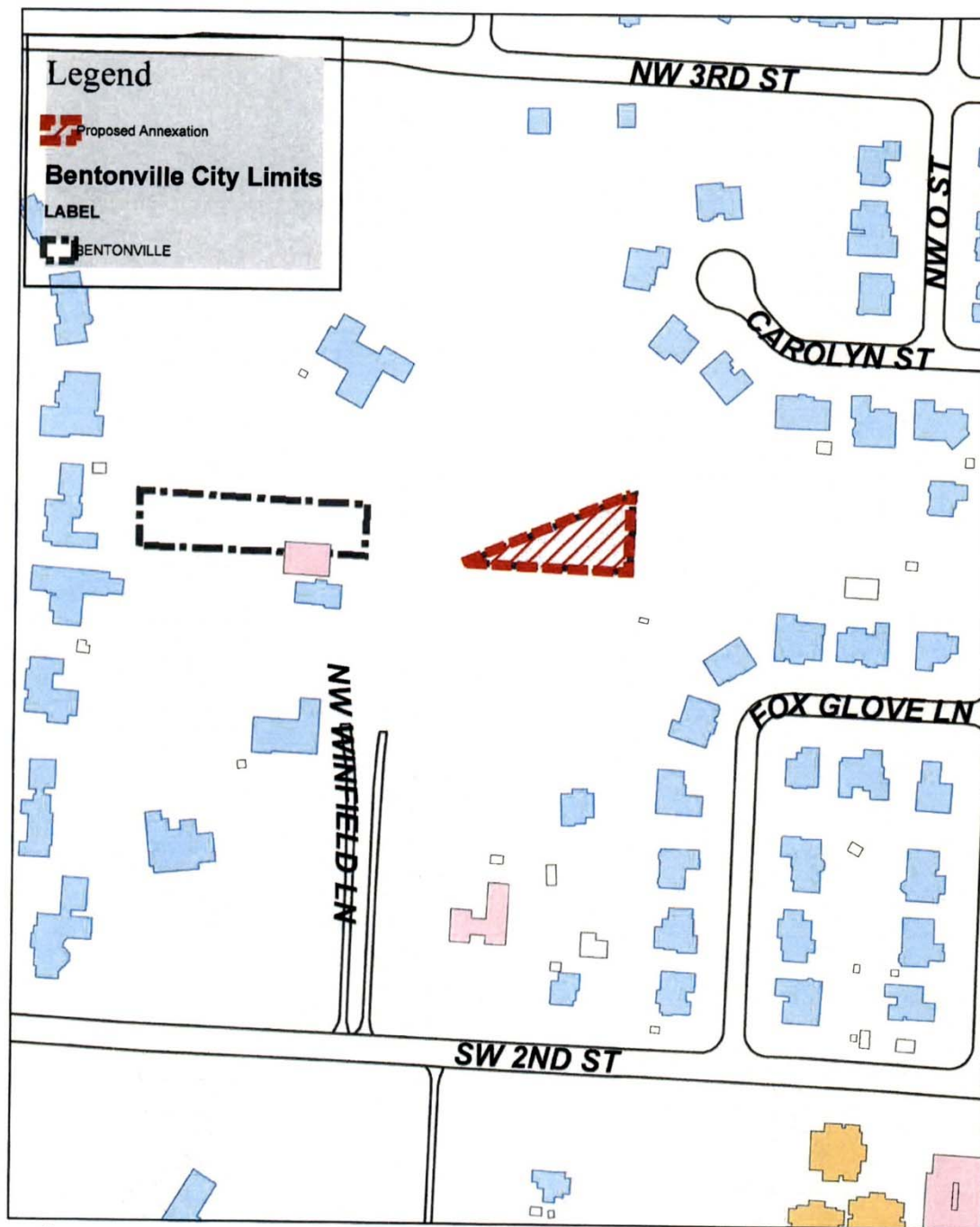


Exhibit "B"
Proposed Annexation
Betrand

1 inch = 164 feet



IN THE MATTER OF ANNEXING TO THE CITY
OF BENTONVILLE, ARKANSAS CERTAIN TERRITORY
CONTIGUOUS TO SAID CITY

NO. _____

PETITION FOR ANNEXATION – 100 % OF OWNERS PETITIONING

DATE: 3-20-2019

Come now the undersigned petitioners, and state as follows:

1. That we, owning 100% of the property in the following described area, do hereby petition, pursuant to A.C.A. §14-40-609, the City Council of Bentonville, Arkansas, to annex the following lands to the City of Bentonville, Arkansas.

Refer to Exhibit "A"

2. We further state that this petition is signed by one hundred percent (100%) of the real estate owners owning one hundred percent (100%) of the acreage in said area and that the area to be annexed does not contain property whose owners do not wish to have their property annexed.

3. That said property description herein is contiguous to and adjoining the present City of Bentonville city limits, as shown on the map attached hereto as Exhibit "B".

4. That no enclaves will be created if this petition is accepted and the territory annexed into the City of Bentonville.

5. That the following schedule of services shall be extended to the area by the City of Bentonville within three (3) years after the date the annexation becomes final:

All properties annexed into the City of Bentonville are provided with Police, Fire and EMS services.

Additional services such as water and sewer may be provided if readily available. Such services are provided in accordance with existing ordinances and terms of service, including but not limited to the payment of required fees, the necessary permits, inspections and approvals.

6. That a letter or title opinion from a certified abstractor or title company verifying that the petitioners are all owners of record of the relevant property or properties is attached hereto as Exhibit "C" and is made part of this petition as if set out word for word herein.

7. That a letter or verification from a certified surveyor or engineer verifying that the relevant property or properties are contiguous with the City of Bentonville and that no enclaves will be created if the property or properties are accepted by the City of Bentonville is attached hereto as Exhibit "D" and is made part of this petition as if set out word for word herein.

8. That each of the undersigned persons executing this petition has confirmed by their signature a desire that their property, which is included in the property described above, be annexed into the City of Bentonville.

I confirm my desire that property owned by me, which is to be included in a petition to annex property, be annexed into the City of Bentonville.

If the property being annexed is owned jointly, I attest that all owners of the property are signing a copy of this confirmation.

If the property is owned by a trust, I attest either that I have the authority to sign this confirmation on behalf of the trust, or that all persons required to do so by the trust are signing a copy of this confirmation.

If the property is owned by a corporation, limited liability company or other entity I attest either that I have the authority to sign this confirmation on behalf of the entity, or that all persons required to do so by the entity's governing documents are signing a copy of this confirmation.

[Redacted Signature]

**Signature of Property Owner or
Legal Representative of Property Owner,
Petitioner**

**Title, if applicable (i.e. Trustee,
(Managing Member, President,
Secretary)**

15-15962-000

Parcel number of property to be annexed

[Redacted]

ACKNOWLEDGMENT

State of Arkansas)
) ss.
County of Benton)

On this the 20 day of March, 2019, before me, the undersigned officer, personally appeared Glynn & Jennifer Bertrand known to me (or satisfactorily proven) to be the person whose name is subscribed above and acknowledged and attested that it was executed for the purposes therein apparent.

[Redacted Notary Signature]

NOTARY PUBLIC

My Commission Expires:

2/17/28





ARKANSAS GIS OFFICE

April 1, 2019

Mr. Jim Wheelless
GIS Coordinator – City of Bentonville
305 SW A Street
Bentonville, AR 72712

RE: City of Bentonville Annexation Coordination Requirement

Mr. Wheelless,

Thank you for coordinating with our office as you seek to annex property into the City of Bentonville, AR described as the Bertrand Annexation located in Section 25, Township 20 North, Range 31 West. This letter represents confirmation that you have properly coordinated with our office (Arkansas GIS Office) as specified in § 14-40-101 (Act 914 of 2015) of the 90th General Assembly.

Please note that while our data indicates this area is already within the City of Bentonville, we understand that your office, along with the Benton County Assessor's Office, have determined this to be an enclave that the land owner wishes to annex into the City of Bentonville.

Our office will wait completion of any additional steps necessary for the proposed boundary change, which normally comes from the Arkansas Secretary of State Elections Division after any appropriate filing by your County Clerk.

Thank you,



Jennifer Wheeler, GIS Analyst
/jw

Attachments:
GIS Office Map of Proposed Annexation
Legal Description
Secretary of State Municipal Change Checklist

H:\City_Annexations\Cities\Bentonville\20190328\Doc\20190328_Bentonville_Annexation_Coordination_Letter.docx

ARKANSAS GIS OFFICE · 1 CAPITOL MALL SUITE 6D · LITTLE ROCK · ARKANSAS · 72201
PHONE (501) 682-2767 · www.gis.arkansas.gov · FAX (501) 682-6077

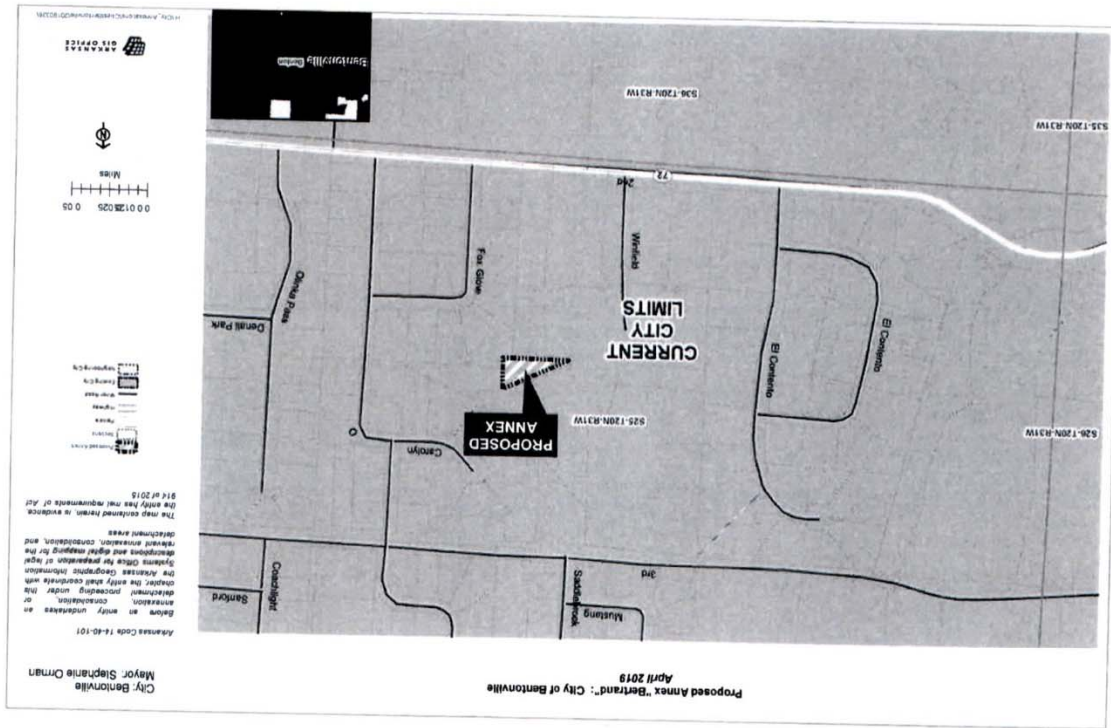


Exhibit "A"
Bertrand Annexation

Part of the SE ¼ of the SW ¼ of Section 25, Township 20N, Range 31W and more particularly described as follows:

Commencing at the NE Corner of said SE ¼ of the SW ¼ of Section 25, Township 20N, Range 31W.

Thence N 89° 12' 30" W, 658.80';
Thence S 0° 13' 12" E, 110';
Thence S 64° 13' 04" W, 35';
Thence S 13° 29' 07" W, 203.25';
Thence S 19° 21' 31" E, 67.21';
Thence S 52° 12' 09" E, 72.23';
Thence S 00° 13' 12" E, 132.32' to the Point of Beginning.

Thence S 66° 06' 53" W, 248.73';
Thence S 88° 52' 33" E, 227.43';
Thence N 00° 01' 22" E, 105.17' to the Point of Beginning.



Benton
216 W Sevier Street
Benton, AR 72015

Bentonville
300 SW 28th Street
Bentonville, AR 72712

Eureka Springs
70 S. Main Street, Suite 2
Eureka Springs, AR 72632

Fayetteville
1420 Augustine Lane, Suite 1
Fayetteville, AR 72703

Sheridan
206 N Rose Street
Sheridan, AR 72150



EXHIBIT "C"

Faulkner County Title Company
A Division of
First National Title Company
Conway
711 Locust Street
Conway, AR 72034

Little Rock Title Company
A Division of
First National Title Company
Little Rock
1001 W. Markham Street #100
Little Rock, AR 72201

Greenbrier
8 Wilson Farm Road, Suite A
Greenbrier, AR 72058

First National
Title Company

Headquarters
First National Title Company
Little Rock
415 N McKinley Street Suite 1200
Little Rock, AR 72205

April 9, 2019

Greetings,

This letter is given in connection with what is understood to be an effort to voluntarily annex certain real property into the City of Bentonville. Based on our review, we verify that the persons listed in Exhibit C-1 to this letter are all the owners of record of the real property described in Exhibit C-2 to this letter.

Sincerely,

Steve Pangle

Benton County Manager

First National Title

www.firstnationaltitle.net

Betrand Annexation
EXHIBIT "C-1"

Glynn and Jennifer Betrand

15-15962-000

Bertrand Annexation
Exhibit "C-2"

Part of the SE ¼ of the SW ¼ of Section 25, Township 20N, Range 31W and more particularly described as follows:

Commencing at the NE Corner of said SE ¼ of the SW ¼ of Section 25, Township 20N, Range 31W.

Thence N 89° 12' 30" W, 658.80';
Thence S 0° 13' 12" E, 110';
Thence S 64° 13' 04" W, 35';
Thence S 13° 29' 07" W, 203.25';
Thence S 19° 21' 31" E, 67.21';
Thence S 52° 12' 09" E, 72.23';
Thence S 00° 13' 12" E, 132.32' to the Point of Beginning.

Thence S 66° 06' 53" W, 248.73';
Thence S 88° 52' 33" E, 227.43';
Thence N 00° 01' 22" E, 105.17' to the Point of Beginning.

EXHIBIT "D"

Greetings:

This letter is given in connection with what is understood to be an effort to voluntarily annex certain real property (Bertrand Annexation) into the City of Bentonville. I am a licensed Professional Engineer in the State of Arkansas. Based on my review, I verify that the real property described in Exhibit D-1 to this letter is contiguous with the City of Bentonville and that no enclaves will be created if the described property is accepted by the City of Bentonville.

Sincerely,



Travis Matlock, P.E.

Bertrand Annexation
Exhibit "D-1"

Part of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 25, Township 20N, Range 31W and more particularly described as follows:

Commencing at the NE Corner of said SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 25, Township 20N, Range 31W.

Thence N 89° 12' 30" W, 658.80';
Thence S 0° 13' 12" E, 110';
Thence S 64° 13' 04" W, 35';
Thence S 13° 29' 07" W, 203.25';
Thence S 19° 21' 31" E, 67.21';
Thence S 52° 12' 09" E, 72.23';
Thence S 00° 13' 12" E, 132.32' to the Point of Beginning.

Thence S 66° 06' 53" W, 248.73';
Thence S 88° 52' 33" E, 227.43';
Thence N 00° 01' 22" E, 105.17' to the Point of Beginning.



City Council Agenda Items
For City Council Meeting of June 11, 2019
From the June 4, 2019 Planning Commission Meeting

- a. Ordinance accepting a property line adjustment of Lots 14-15 of A&A First Addition, Bryan Seba, Northeast 10th Street, R-1, Single Family Residential.**

The Planning Commission voted 7-0, recommending approval.

A Property Line Adjustment of Lots 10, 11, and 12 of A&A First Addition, creating new Lots 14 (+/- .47 acres) & 15 (+/- .66 acres). The plat dedicates approximately .02 acres of right-of-way along NE 10th Street. The plat has satisfied all requirements of the Land Development Code of the City of Bentonville.



Consent Agenda Items

For Planning Commission meeting of June 4, 2019

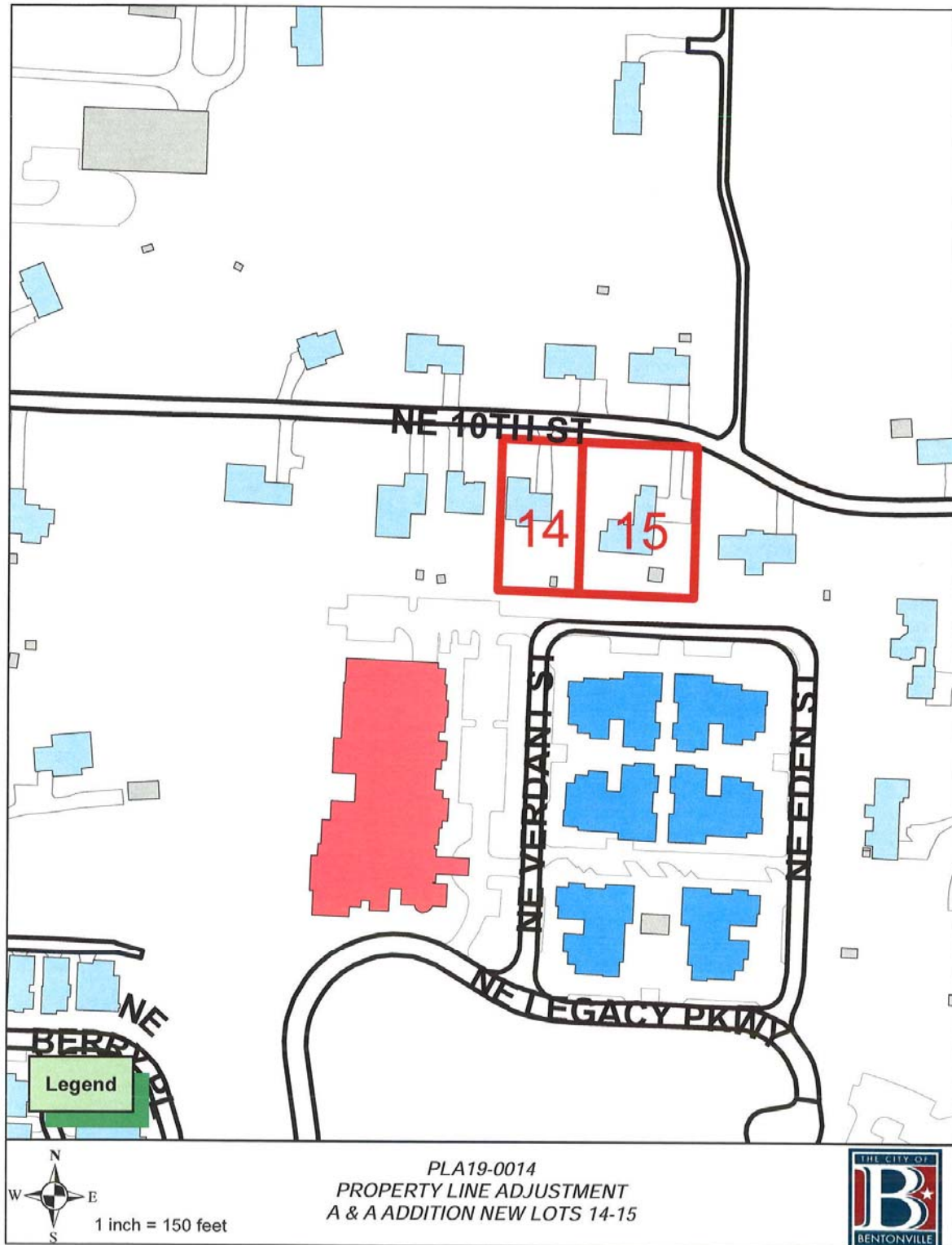
Reviewer: Tyler Overstreet, Planner

- ❖ At the Technical Review meeting held on May 28, 2019 the Planning Commission requested these items be placed on the consent agenda. The descriptions below shall serve as the staff report for each of the consent agenda items.

Property Line Adjustment: Lots 14 & 15, A&A First Addition, Bryan Seba, NE 10th Street, R-1, Single-Family Residential, (PLA19-0014)

A Property Line Adjustment of Lots 10, 11, and 12 of A&A First Addition, creating new Lots 14 (+/- .47 acres) & 15 (+/- .66 acres). The plat dedicates approximately .02 acres of right-of-way along NE 10th Street. The plat has satisfied all requirements of the Land Development Code of the City of Bentonville.

(Please click on this link to access the vicinity map for this item: <http://geo.bentonvillear.com/mgweb/PZpending/>)



ORDINANCE NO. _____

**AN ORDINANCE ACCEPTING A PROPERTY LINE ADJUSTMENT OF LOTS
14-15 OF A&A FIRST ADDITION TO THE CITY OF BENTONVILLE,
ARKANSAS (PROJECT NUMBER: PLA19-0014).**

WHEREAS, pursuant to the provisions of Title 15 of the Bentonville Municipal Code, the property line adjustment of Lots 14-15 of A&A First Addition of the City of Bentonville, Benton County, Arkansas was submitted to the Bentonville Planning Commission on June 4, 2019; 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 of Lots 14-15 of A&A First 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 _____, 2019.

APPROVED:

ATTEST:

MAYOR

CITY CLERK



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

AGENDA FORM

CITY COUNCIL MEETING OF:

July 11, 2017

Submitted by:

Ellen Norvell

Department

Engineering

Phone

271-3168

ACTION REQUIRED:

Public hearing and ordinance vacating a Ingress/Egress Easement located at Tract 2 of Hall Addition (411 SE Walton), 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.

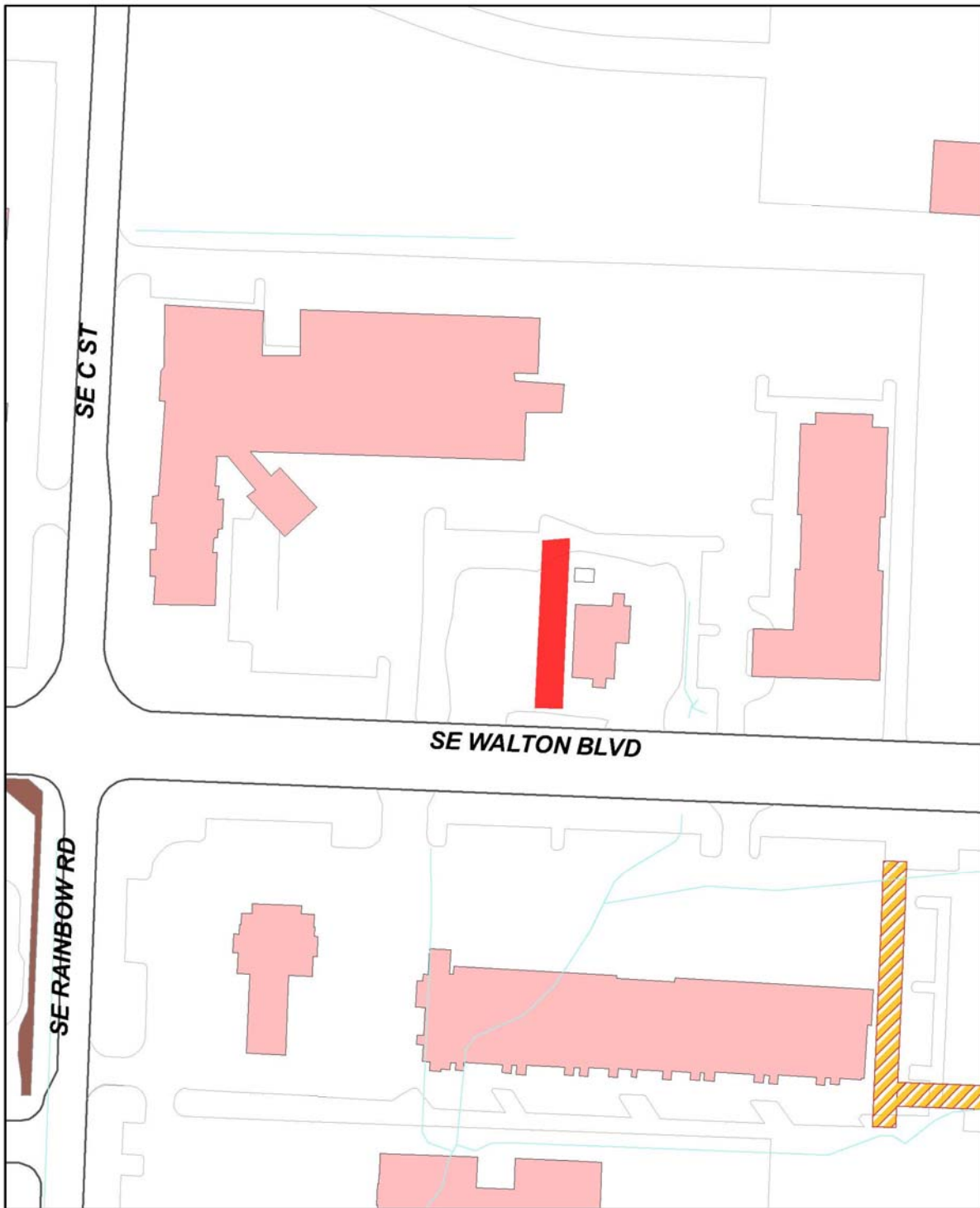
117 WEST CENTRAL AVENUE * BENTONVILLE, AR 72712

www.bentonvillear.com



PLEASE RECYCLE





VAC19-0017
Proposed Access Easement Vacation

1 inch = 104 feet



ORDINANCE NO. _____

AN ORDINANCE VACATING AN INGRESS/EGRESS EASEMENT LOCATED AT TRACT 2 OF HALL ADDITION SUBDIVISION TO THE CITY OF BENTONVILLE, ARKANSAS, BENTON COUNTY ARKANSAS.

WHEREAS, a petition was filed with the City Council of the City of Bentonville, Arkansas, by Adam Samuels asking the City Council to vacate an ingress/egress easement located in the City of Bentonville, Benton County, Arkansas, which portion is more particularly described as follows:

Tract 2 in Hall Addition to Bentonville, Benton County, Arkansas, being a Subdivision of part of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 8, Township 19 North, Range 30 West, as shown in Plat Record 14 at Page 224.

Subject to a 24-foot ingress/egress easement across the West side thereof as shown in Benton County Arkansas Deed Record 406 at Page 532.

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 drainage 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 an ingress/egress easement designated as follows:

Tract 2 in Hall Addition to Bentonville, Benton County, Arkansas, being a Subdivision of part of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 8, Township 19 North, Range 30 West, as shown in Plat Record 14 at Page 224.

Subject to a 24-foot ingress/egress easement across the West side thereof as shown in Benton County Arkansas Deed Record 406 at Page 532.

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 _____, 2019, at a regular meeting of the City Council of the City of Bentonville, Arkansas.

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

**STEPHANIE ORMAN, Mayor
City of Bentonville, Arkansas**



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

AGENDA FORM

CITY COUNCIL MEETING OF:

June 11, 2019

Submitted by:

Ellen Norvell

Department

Engineering

Phone

271-3168

ACTION REQUIRED:

A resolution setting a Public Hearing for June 25, 2019 for a Utility Easement Vacation requested for 3702 SW Davinci Blvd, Highpointe Addition.

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.

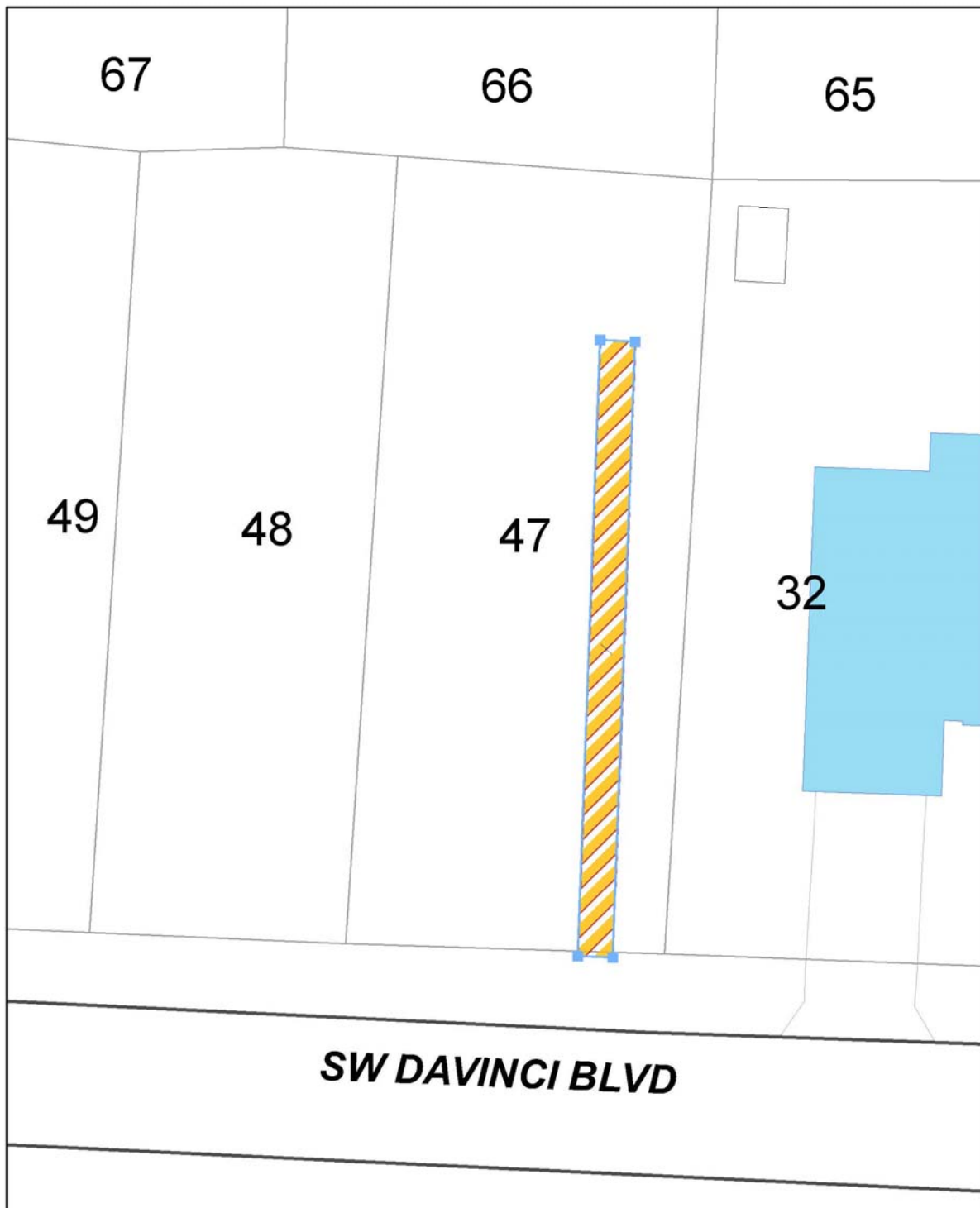
117 WEST CENTRAL AVENUE * BENTONVILLE, AR 72712

www.bentonvillear.com



PLEASE RECYCLE





VAR19-0010
Efrain Garcia
Easement Vacation

1 inch = 21 feet



RESOLUTION NO. _____

IN THE CITY COUNCIL FOR THE CITY OF BENTONVILLE, ARKANSAS:

WHEREAS, a petition was duly filed with the City Council of Bentonville, Arkansas by Efrain Garcia requesting utility easement vacation within the City of Bentonville, Arkansas be vacated, which said utility easement is described as follows:

COMMENCING AT THE NW CORNER OF LOT 47, THENCE ALONG THE NORTH LINE OF SAID LOT 47 S 87°20'41" E 35.90 FEET, THENCE LEAVING SAID LOT LINE S 02°04'14" W 30.00 FEET TO THE POINT OF BEGINNING, THENCE S 87°20'41" E 6.00 FEET, THENCE S 02°04'14" W 105.96 FEET TO THE SOUTH LINE OF SAID LOT 47, THENCE ALONG SAID SOUTH LOT LINE N 87°28'21" W 6.00 FEET, THENCE LEAVING SAID SOUTH LOT LINE N 02°04'14" E 105.98 FEET TO THE POINT OF BEGINNING.

WHEREAS, Ark. Code Ann. Section 14-301-302(c) provides that the City Council shall by resolution fix a day for the hearing of the petition and shall direct the City Clerk and Recorder to give notice of the meeting, by publication, once per week for two (2) consecutive weeks in some newspaper published in and having general circulation in Bentonville, Benton County, Arkansas.

NOW, THEREFORE, BE IT RESOLVED, by the City of Bentonville, Arkansas, that the petition to close the above described utility easement is set for a hearing on June 25, 2019 at 6:00 p.m. in the City Council Room of the City of Bentonville, Arkansas, and the Bentonville City Clerk and Recorder is directed to give notice of this meeting by publication as set forth by Ark. Code Ann. Section 14-301-302(c).

The above and foregoing resolution was passed, approved and adopted the _____ day of _____ 2019 at a regular meeting of the City Council of the City of Bentonville, Arkansas.

Linda Spence, City Clerk
Bentonville, Arkansas

Stephanie Orman, Mayor
City of Bentonville, Arkansas



June 6, 2019

To: City Council Members & City Clerk

From: Mayor Stephanie Orman

Subject: Appointment of Cindy Acree to the City of Bentonville's Traffic, Safety and Signage Committee.

I recommend Cindy Acree for appointment to the City of Bentonville's Traffic, Safety and Signage Committee. She will be replacing Aubrey Patterson in the City Council Member position on the Committee.



Stephanie Orman



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

AGENDA FORM

CITY COUNCIL MEETING OF:

June 11, 2019

Submitted by:

Gary Wilson

Department

Utility Billing/Meter Reading

Phone

271-3104

ACTION REQUIRED:

Request approval of ordinance to adjust the utility billing cycle boundaries.

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



City of Bentonville

Memorandum

To: Mayor Orman and City Council
From: Gary Wilson
Date: May 31, 2019

The Utility Billing and Collections Department is requesting adoption of an ordinance to adjust the utility billing cycles.

After approximately 15 years and significant growth our cycles have become out of balance. The number of accounts in the cycles currently varies from 13.67% to 48.25%. Once the boundaries are realigned, the cycles will be more in line with each other while also allowing for growth in future years.

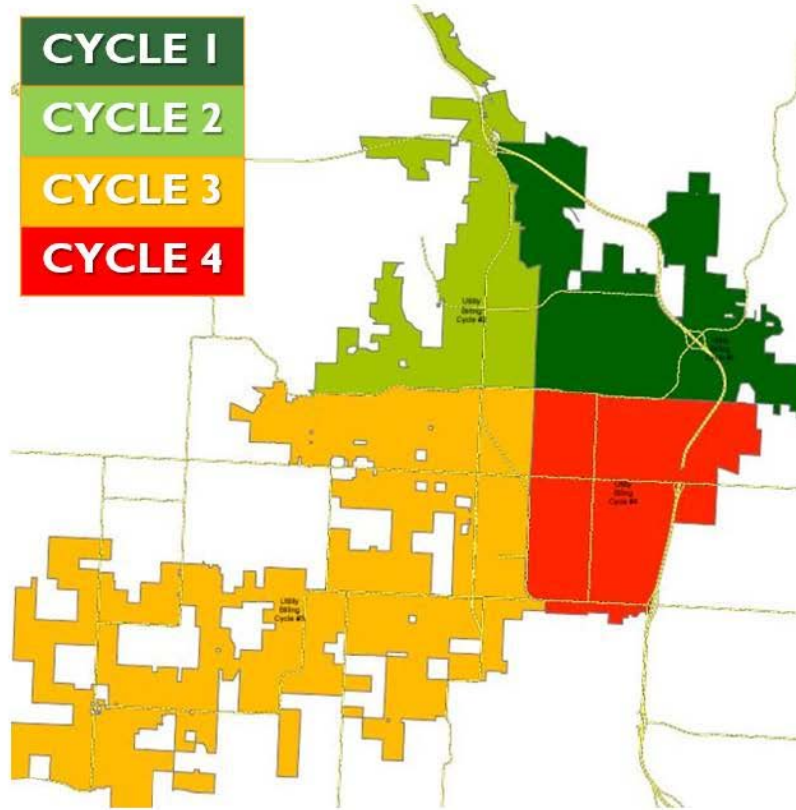
We will begin notifying customers that will be impacted with the bills created approximately July 9th for those in the first of three phases. The phase one customers will transition with the bills created approximately October 16th and due November 8th. The second phase customers will be notified with the bill created approximately July 30th and transition with the bills created approximately December 10th and due January 2nd. The final phase customers will be notified with the bills created approximately August 30th and transition with the bills created approximately December 20th and due January 15th.

For the customers that transition from one cycle to another, the transition billing will have their late fee waived. In addition, if a customer needs additional time for the transition bill, an extension will be allowed whether they would normally qualify or not.

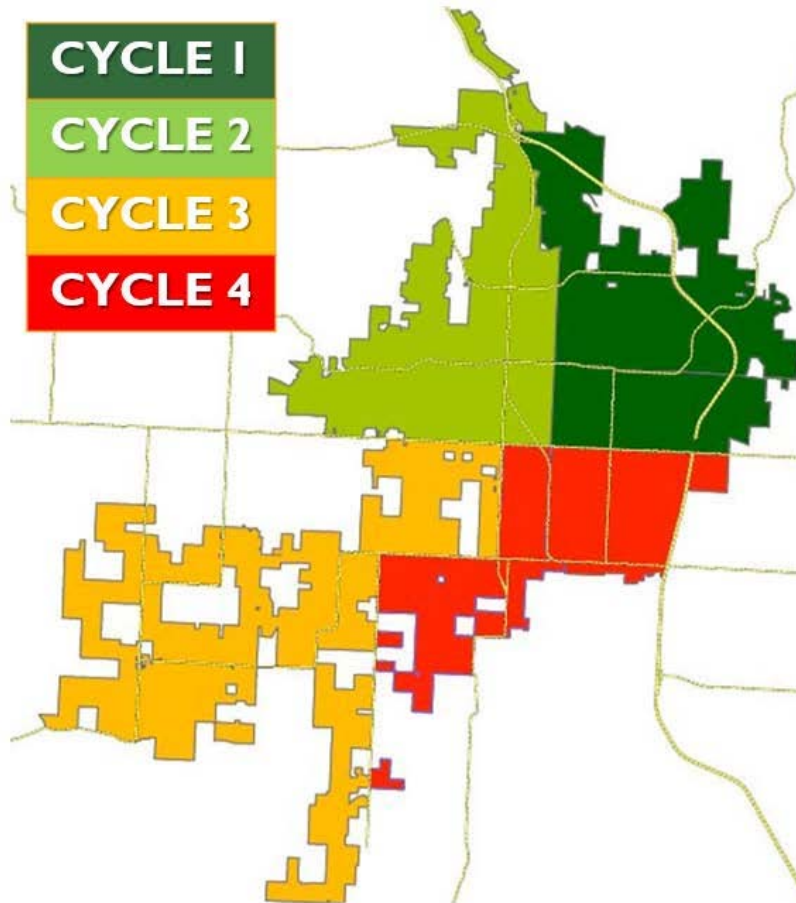
We encourage all customers to consider our average billing program to help with budgeting and especially for those that will be impacted by this change.

117 WEST CENTRAL AVE, BENTONVILLE, AR 72712
T 479-271-3100 U WWW.BENTONVILLEAR.COM

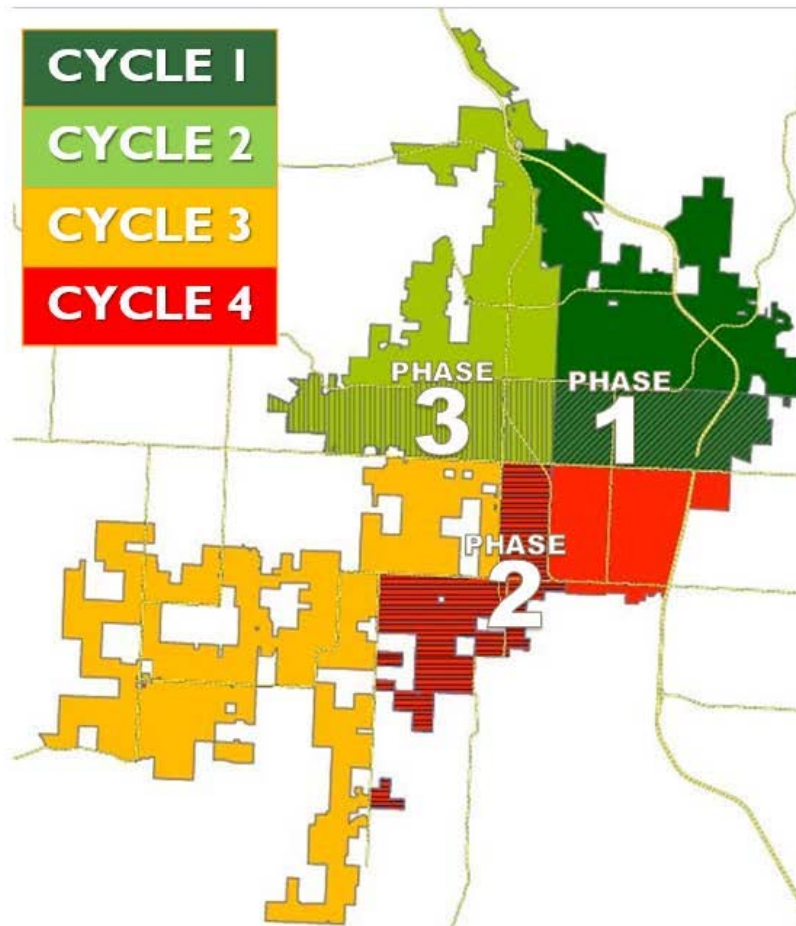
Current Cycles Boundary:



New Cycle Boundary:



Cycle Transition Phases:



ORDINANCE NO. _____

**AN ORDINANCE AMENDING SECTION 10.32.02 OF THE
BENTONVILLE MUNICIPAL CODE PERTAINING TO
THE BILLING CYCLES FOR UTILITY BILLS.**

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

Section 1: That section 10.32.02(a) of the Bentonville Municipal Code [proposed
section 98-867 (a)] be amended to read as follows:

When bills mailed and due and payable: All electric, water, sewer and trash collection
accounts of the City of Bentonville, Arkansas shall be divided geographically into four (4)
billing cycles. Cycle One (1) shall generally consist of the area north of 14th Street and east of
west A Street. Cycle Two (2) shall generally consist of the area north of 14th Street and west of
west A Street. Cycle Three (3) shall generally consist of the area south of 14th Street, west of I
Street between 14th Street and Southwest Regional Airport Boulevard, north of Southwest
Regional Airport Boulevard to Morning Star Road and all areas west of Morning Star road.
Cycle Four (4) shall generally consist of the area south of 14th Street and east of Southwest I
Street between 14th Street and Regional Airport Boulevard, south of Southwest Regional Airport
Boulevard to Morning Star Road.

Section 2: That all ordinances or parts of ordinances in conflict herewith should be
and the same are hereby repealed.

PASSED and APPROVED this _____ day of _____, 2019.

APPROVED:

MAYOR

ATTEST:

CITY CLERK