

Bentonville City Council
Meeting Minutes
July 9, 2019

The City Council of Bentonville, Arkansas, met in regular session Tuesday, July 9, 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.

At 6:00 p.m., prior to calling the meeting to order, Mayor Orman invited public comments. 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.

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 Acree to approve the minutes of the June 25, 2019 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 Burckart. There was no discussion. Motion carried (8-0).

1. Ordinance No. 2019-105: 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: Sam Featherston;
Location: Featherston 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).

- 2a. Ordinance No. 2019-106: Ordinance changing real estate in the
City of Bentonville, Arkansas, from its present zoning
classification of A-1, agricultural to I-1, light industrial.
(Project No. RZ19-17)

[Applicant: Glass Investments, LLC;
Location: Southwest Rainbow Farm Road and Highway 112]

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).

- 2b. Ordinance No. 2019-107: Ordinance changing real estate in the
City of Bentonville, Arkansas, from its present zoning
classification of R-1, single family residential and I-2, heavy
industrial to C-2, general commercial. (Project No. RZ19-18)

[Applicant: North Arkansas Wholesale Company, LLC;
Location: Southeast 8th Street and Southeast Martin Luther
King, Jr. Parkway]

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

- 2c. Ordinance No. 2019-108: Ordinance accepting a lot split of
Lots 1 and 2 of Kindell Subdivision to the City of Bentonville,
Arkansas. (Project No. LS19-22)

[Applicant: Dustin Kindell;
Location: 4425 Southwest H Street]

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).

3. Resolution No. 7-9-19 A: Resolution authorizing the Mayor and the City Clerk to enter into an agreement with Selectron Technologies, Inc. to set up and service texting capabilities for scheduling building inspections.

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).

4. Ordinance No. 2019-109: Ordinance vacating an access and utility easement located at Lot 1 of Merchant Place Subdivision to the City of Bentonville, Arkansas, Benton County, Arkansas.

[Applicant: CEI Engineering;
Location: 701 South 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 Robinson. There was no discussion. Motion
carried (8-0).

5. Ordinance No. 2019-110: Ordinance vacating a utility easement located at Lot 7 Block 2 of the Meadows at Woods Creek to the City of Bentonville, Arkansas, Benton County, Arkansas.

[Applicant: Rob Caster;
Location: 14 Grassland Trail]

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. Ordinance No. 2019-111: Ordinance vacating a drainage and utility easement located at Lot 1 of Lewis Foster Addition to the City of Bentonville, Arkansas, Benton County, Arkansas.

[Applicant: Grant Nevill;
Location: 1303 Northwest 9th 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 Acree. There was no discussion. Motion carried (8-0).

7. Ordinance No. 2019-112: Ordinance vacating a drainage and utility easement located at Lot 2 of Lewis Foster Addition to the City of Bentonville, Arkansas, Benton County, Arkansas.

[Applicant: Grant Nevill;
Location: 1209 Northwest 9th Street]

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).

8. Resolution No. 7-9-19 B: Resolution setting a public hearing for July 23, 2019, on a petition filed by CEI Engineering requesting a street right-of-way vacation at 604 Southwest 5th Street.

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. Resolution No. 7-9-19 C: Resolution setting a public hearing for July 23, 2019, on a petition filed by Scott Waymire requesting a drainage and utility easement vacation for Lot 24 of Kensington Subdivision.

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).

- 10a. Approval to award Bid No. 19-41 to APAC Central, Inc., in the amount of \$428,784.43, for the 2019 street overlay program. Motion to approve by Council Member Sanchez, second by Council Member Burckart. There was no discussion. Motion carried (8-0).

- 10b. Approval of a budget adjustment in the amount of \$78,784.43 for the 2019 street overlay program.

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

11. Resolution No. 7-9-19 D: Resolution authorizing the Mayor and Clerk to enter into an amendment to the existing contract with Automated Merchant Systems, Inc. and approving a budget adjustment.

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).

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

[Council members reported on committees and boards they participate in related to the City. There were no public comments.]

Linda Spence
Linda Spence, City Clerk

Stephanie Orman
Stephanie Orman, Mayor

