

Bentonville City Council
Meeting Minutes
November 12, 2019

The City Council of Bentonville, Arkansas, met in regular session Tuesday, November 12, 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 Sanchez to approve the minutes of the October 22, 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 Sanchez. There was no discussion. Motion carried (8-0).

1. Ordinance No. 2019-162: 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: Danny R. and Jo R. Jones;
Location: Southwest O 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).

- 2a. Ordinance No. 2019-163: Ordinance accepting a lot split of
Lots 7, 8 and 9 Block F of Orchard Addition to the City of
Bentonville, Arkansas. (Project No. LS19-31)

[Applicant: Lamplighter Restorations, LLC;
Location: Southeast 6th Street and Southeast D 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).

- 2b. Ordinance No. 2019-164: Ordinance accepting a lot split of
Lots 23 and 24 of Limestone Ranch Subdivision to the City of
Bentonville, Arkansas. (Project No. LS19-32)

[Applicant: Stearman Revocable Trust;
Location: Southwest H 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).

- 2c. Ordinance No. 2019-165: Ordinance accepting a lot split of
Lot 20 of Lefors Addition to the City of Bentonville, Arkansas.
(Project No. LS19-33)

[Applicant: Elvis and Janet Moody;
Location: Northwest 2nd 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).

- 2d. Ordinance No. 2019-166: Ordinance accepting a lot split of Lot 1 of Gateway Park North Subdivision to the City of Bentonville, Arkansas. (Project No. PLA19-33)

[Applicant: Glass Investments, LLC;
Location: Southwest Regional Airport Boulevard]

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. 2019-167: Ordinance accepting a final plat of Preston Park Phase 1 to the City of Bentonville, Arkansas. (Project No. FP19-05)

[Applicant: Bright Gator, LLC;
Location: Southwest Bright 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).

- 2f. Ordinance No. 2019-168: Ordinance changing real estate in the City of Bentonville, Arkansas, from its present zoning classification of A-1, agricultural to R-2, duplex and patio home residential. (Project No. RZ19-32)

[Applicant: Todd and Brenda Elzey;
Location: 9549 Glen 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. Resolution No. 11-12-19 A: Resolution accepting a right-of-way dedication from Lot 34 of Dickson's Addition at 705 West Central Avenue to the City of Bentonville, Arkansas.

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).

4. Resolution No. 11-12-19 B: Resolution authorizing the Mayor to enter into a contract with Flintco, LLC to provide construction management services for the City of Bentonville.

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).

- 5a. Resolution No. 11-12-19 C: Resolution authorizing the Mayor and Clerk to enter into a real estate contract with West Plaza Investment, LLC.

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

- 5b. Approval of a budget adjustment, in the amount of \$3,410,000, for the purchase of the West Plaza building located at 1000 Southwest 14th Street.

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

6. Ordinance No. 2019-169: Ordinance vacating an alley right-of-way and establishing a utility easement located in Bentonville Original Subdivision to the City of Bentonville, Arkansas, Benton County, Arkansas. (VAC19-34)

[Applicant: CEI Engineering, Inc.;
Location: West Central Avenue and Southwest 2nd 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).

7. Resolution No. 11-12-19 D: Resolution authorizing the Mayor and City Clerk to enter into an amended agreement with McClelland Consulting Engineers, Inc. for professional services for the design of the Water Tower Road project.

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. 11-12-19 E: Resolution authorizing the Mayor to enter into an amended agreement with Morrison Shipley Engineers for the Town Vu Bridge replacement project.

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).

9. Resolution No. 11-12-19 F: Resolution authorizing the Mayor and City Clerk to execute approval of an assignment of an airport land lease agreement for a hangar site located 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).

10. Resolution No. 11-12-19 G: Resolution adopting amended written procedures concerning the turf (grass) runway 17/35 operations located 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 Acree. There was no discussion. Motion carried
(8-0).

11. Resolution No. 11-12-19 H: Resolution of the City Council of Bentonville, Arkansas certifying local government endorsement of a 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 Sooter. There was no discussion. Motion
carried (8-0).

- 12a. Approval of a change order for the Parks and Recreation Department, in the amount of \$22,508, for the Citizens Park playground.

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

- 12b. Approval of a budget adjustment for the Parks and Recreation Department, in the amount of \$22,508, to recognize the expenses for the change order for the Citizens Park playground.

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

13. Approval of a change order for the Parks and Recreation Department, in the amount of \$10,000, for additional design work by CEI Engineering for the McCollum Trail.

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

Mayor Orman adjourned the meeting.

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

