

Bentonville City Council  
Meeting Minutes  
January 13, 2015

The City Council of Bentonville, Arkansas, met in regular session Tuesday, January 13, 2015, at 6:00 p.m., at the Community Development Building, 305 SW A Street, Bentonville, Arkansas.

Present were council members Stephanie Orman, John Skaggs, Tim Robinson, Chris Sooter, James Smith, Bill Burckart, Octavio Sanchez and Jim Webb. Also present were Mayor Bob McCaslin, City Attorney George Spence, City Clerk Linda Spence, the press, city staff and the audience.

Mayor McCaslin called the meeting to order at 6:00 p.m. The Mayor led everyone present in the pledge of allegiance followed by a moment of silence in support of our armed forces. Mayor McCaslin also asked those present to keep former Police Chief James Allen in their thoughts and prayers.

Alderman Sanchez noted an issue with the minutes with regard to item 1b from the December 9, 2014 agenda. He noted that the minutes reflected approval of the rezoning to DE but thought it should be reflected differently.

Motion was made by Alderman Burckart to approve the minutes of the December 9, 2014 meeting subject to review of the questioned item and correction if appropriate, second by Alderman Smith. Motion carried (8-0).

[Note: Alderman Sanchez was correct and the December 9, 2014 minutes will be filed as revised for the correction.]

Motion was made by Alderman 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 Alderman Smith. There was no discussion. Motion carried (8-0).

- 1a. Ordinance No. 2015-1: Ordinance accepting a lot split of Lots 201 and 202 Bentonville Original to the City of Bentonville, Arkansas.

[Applicant: Connie Reynolds;  
Location: 301 Northeast 2nd Street]

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

- 1b. Ordinance No. 2015-2: Ordinance accepting a lot split of Lots 21 and 22 Huffman Addition to the City of Bentonville, Arkansas.

[Applicant: Sharon Armstrong;  
Location: 612 Northwest Jefferson Street]

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

- 1c. Ordinance No. 2015-3: Ordinance changing real estate in the City of Bentonville, Arkansas from its present classification to R-1, single family residential.

[Applicant: Autumn Avenue Property, LLC;  
Location: Northwest Autumn Avenue]

City Attorney Spence read the ordinance by title only. Motion to pass by Alderman Burckart, second by Alderman Smith. There was no discussion. Motion carried (8-0).

- 1d. Ordinance No. 2015-4: Ordinance changing real estate in the City of Bentonville, Arkansas from its present classification to PUD, planned unit development.

[Applicant: TCI Bentonville, Inc.; Location: Southwest Regional Airport Boulevard]

City Attorney Spence read the ordinance by title only.  
Motion to pass by Alderman Burckart, second by  
Alderman Sanchez.

Alderman Skaggs asked for an explanation of the Planning Commission vote of 4-2. Troy Galloway, Community Development Director, explained that given the location of this particular request he thought that the reason for the dissenting votes was centered around the idea that there would be an increase in the population density in this general area without any foreseeable future for goods and services. He stated that to be the reason it was presented as a planned unit development allowing some of the out parcels to eventually provide some of those goods and services.

Motion carried (8-0).

- 1e. Ordinance No. 2015-5: Ordinance accepting a final plat of Amber Ridge to the City of Bentonville, Arkansas.

[Applicant: Meadows at Wood Creek, Inc.;  
Location: Northeast Marina Drive]

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

2. Approval to appoint Scott Eccleston to the Bentonville Planning Commission, filling the unexpired term of Thomas Byland, term to expire on July 1, 2015.

Motion to approve by Alderman Burckart, second by  
Alderman Smith. There was no discussion. Motion carried  
(8-0).

3. Approval to appoint Joe Haynie to the City of Bentonville Board of Adjustment, term to expire on January 1, 2020.

Motion to approve by Alderman Smith, second by Alderman Burckart. There was no discussion. Motion carried (8-0).

4. Approval to reappoint Sam Pearson to the City of Bentonville Board of Adjustment, term to expire January 1, 2020.

Motion to approve by Alderman Smith, second by Alderman Sooter. There was no discussion. Motion carried (8-0).

5. Resolution No. 1-13-15 A: Resolution certifying the amount of liens to be placed on certain properties for the City of Bentonville's costs associated with mowing and weed removal on said properties: Lots 50 through 54 of Stoneburrow Addition Phase 1, in the amount of \$400.

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

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

6. Approval to award Bid No. 14-60 to Long Lewis Ford in the amount of \$134,712 for purchase of three ambulance chassis.

Motion to approve by Alderman Sooter, second by Alderman Smith. There was no discussion. Motion carried (8-0).

7. Ordinance No. 2015-6: Ordinance authorizing the Mayor and the City Clerk to enter into an agreement for the purchase of uniforms for the Bentonville Police Department and waiving the requirement of competitive bidding.

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

8. Ordinance No. 2015-7: Ordinance authorizing the Mayor and City Clerk to enter into an agreement with the City of Rogers for animal services and waiving the requirement of competitive bidding.

City Attorney Spence read the ordinance by title only.  
Motion to pass by Alderman Burckart.

Alderman Sanchez indicated he had received questions regarding this item. He asked if the reason the City did not pursue its own shelter was because doing so would be less favorable from an economic standpoint. Mayor McCaslin stated that was the reason.

Second to the motion by Alderman Sanchez. Motion carried (8-0).

9. Approval to award Bid No. 14-50, a six-month blanket bid, to Techline in the amount of \$11,766 and Stuart Irby Company in the amount of \$251,840, in the total amount of \$263,606, to purchase 3-phase transformers on an as-needed basis.

Motion to approve by Alderman Webb, second by Alderman Sanchez. There was no discussion. Motion carried (8-0).

10. Approval to award Bid No. 14-57 to Wesco in the amount of \$70,130 and Techline in the amount of \$16,020, in the total amount of \$86,150, to purchase pole mount transformers.

Motion to approve by Alderman Sanchez, second by Alderman Sooter. There was no discussion. Motion carried (8-0).

11. Ordinance No. 2015-8: Ordinance authorizing the Mayor and the City Clerk to enter into an agreement for the purchase of electric and 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 Alderman Burckart, second by  
Alderman Robinson. There was no discussion. Motion carried  
(8-0).

12. Ordinance No. 2015-9: 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 HD Supply Waterworks and waiving the requirement of competitive bidding.

City Attorney Spence read the ordinance by title only.

Alderman Burckart asked whether the price had increased much since the initial contract with this vendor.

Travis Matlock, Engineering Director, stated the price was close to the same the City had been paying for the last two years. He indicated that as long as metal prices do not go up, he would expect the price to remain pretty stable.

Motion to pass by Alderman Burckart, second by  
Alderman Sooter. Motion carried (8-0).

13. Ordinance No. 2015-10: Ordinance authorizing the Mayor and the City Clerk to enter into an agreement for the purchase of ornamental lighting fixtures 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 Alderman Sanchez, second by  
Alderman Burckart. There was no discussion. Motion carried  
(8-0).

14. Approval of a change order and budget adjustment for the Parks and Recreation Department in the amount of \$38,597 for the parking lot project at Merchants Park.

Motion to approve by Alderman Sanchez, second by  
Alderman Smith. There was no discussion. Motion carried  
(8-0).

15. Approval to appoint Jon Terlouw to the Parks and Recreation Advisory Board, filling unexpired term of Scott Eccleston, which term will expire on December 31, 2015.

Motion to approve by Alderman Burckart, second by Alderman Smith. There was no discussion. Motion carried (8-0).

16. Resolution No. 1-13-15 B: Resolution approving the fixed base operator agreement for the Bentonville Municipal Airport.

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

17. Resolution No. 1-13-15 C: Resolution authorizing the Mayor and City Clerk to assign a current land lease agreement at the Bentonville Municipal Airport.

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

Mayor McCaslin indicated that the Council could elect a chairman for the Council who would chair Committee of the Whole meetings, noting that the Council could do so immediately or defer to a future meeting.

Alderman Sanchez nominated Chris Sooter as chairman of the Council, second by Alderman Skaggs.

Mayor McCaslin asked if there were any further nominations. There were none.

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

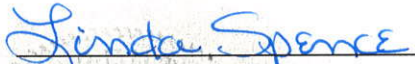
Mayor McCaslin noted that the Council had been forwarded a letter by Alderman Burckart addressing procedural issues. He suggested

such might be discussed at a Committee of the Whole meeting and suggested one the Monday before the next regular meeting.

Motion by Alderman Sooter to discuss the proposals from Alderman Burckart at a Committee of the Whole meeting on January 26, second by Alderman Sanchez. Motion carried (8-0).

Mayor McCaslin recognized Troy Galloway, Community Development Director. Mr. Galloway invited the Council to attend the upcoming training to be put on by the Planning Department on January 30.

Motion to adjourn the meeting was made by Alderman Burckart, second by Alderman Sooter. There was no discussion. Motion carried (8-0).

  
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Linda Spence, City Clerk

  
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Bob McCaslin, Mayor

