

Bentonville City Council  
Meeting Minutes  
January 28, 2014

The City Council of Bentonville, Arkansas, met in regular session Tuesday, January 28, 2014, at 6:00 p.m., at the Community Development Building, Planning Commission meeting room, 305 SW A Street, Bentonville, Arkansas.

Present were council members Mary Baggett, Chris Sooter, Roger Thomas, Shane Perry, Leah Williams, Bill Burckart, Burton Head and Jim Grider. Also present were Mayor Bob McCaslin, City Attorney George Spence, City Clerk Linda Spence, the press, city staff and the audience.

Motion was made by Alderman Baggett to approve the minutes of the January 14, 2014 meeting as written, second by Alderman Grider. There was no discussion. Motion carried (8-0).

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

- 1a. Ordinance No. 2014-14: Ordinance accepting a plat of Lot 41 Oakwood Heights Addition to the City of Bentonville, Arkansas.

[Applicant: Jimmy Beasley; Location: Intersection of Almond Drive and Hidden Oaks Trail]

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

- 1b. Ordinance No. 2014-15: Ordinance accepting a plat of Lot 17 Block 1 Smartt's Addition to the City of Bentonville, Arkansas.

[Applicant: Thrive Bentonville, LLC; Location: 401 Southwest A Street]

City Attorney Spence read the ordinance by title only. Motion to pass by Alderman Baggett, second by Alderman Grider. There was no discussion. Motion carried (7-0-1), with Alderman Perry abstaining.

- 1c. Ordinance No. 2014-16: Ordinance accepting a plat of Gateway Park Addition to the City of Bentonville, Arkansas.

[Applicant: Glass Investments, LLC; Location: Southwest Rainbow Farms Road and Southwest Regional Airport Boulevard]

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

- 1d. Ordinance No. 2014-17: Ordinance accepting a plat of Lot 8 Block 12 Deming's 2nd Addition to the City of Bentonville, Arkansas.

[Applicant: Jay Howard; Location: 502 Northeast A Street]

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

- 1e. Ordinance No. 2014-18: Ordinance changing real estate in the City of Bentonville, Arkansas, from its present classification to I-1, light industrial.

[Applicant: Geoff Bates; Location: Southwest corner of Southwest Regional Airport Boulevard and Southwest Rainbow Farms Road]

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

- 1f. Ordinance No. 2014-19: Ordinance changing real estate in the City of Bentonville, Arkansas, from its present classification to C-2, general commercial.

[Applicant: Stephen Giles; Location: West of Peach Orchard Road and Northwest Lowes Avenue]

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

- 1g. Resolution No. 1-28-14 A: Resolution adopting the Southeast Downtown Area Plan pursuant to Arkansas Code Annotated §14-56-414.

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

2. Ordinance No. 2014-20: Ordinance vacating a utility easement located in Lot 2 Magellan Commercial Subdivision to the City of Bentonville, Arkansas, Benton County, Arkansas.

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 ordinance by title only. Motion to pass by Alderman Grider, second by Alderman Sooter. There was no discussion. Motion carried (8-0).

3. Approval to purchase a four-wheel drive Jeep Patriot utility vehicle for \$20,349 instead of the budgeted Toyota Tacoma two-wheel drive pickup with a bid price of \$21,793, resulting in a savings of \$1,444.

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

4. Resolution No. 1-28-14 B: Resolution authorizing the Mayor and Clerk to enter into an agreement with the Bentonville/Bella Vista Chamber of Commerce for Economic Development services.

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

5. Approval to appoint Thomas Byland to the City of Bentonville Planning Commission to fill the unexpired term of Pat Carroll.

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

6. Ordinance No. 2014-21: 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 Grider, second by Alderman Baggett. There was no discussion. Motion carried (8-0).

7. Resolution No. 1-28-14 C: Resolution authorizing the Mayor and Clerk to enter into an agreement with the City of Rogers, Arkansas for animal services.

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

8. Resolution No. 1-28-14 D: Resolution declaring certain property belonging to the City of Bentonville Police Department as surplus property (a single vent containment trailer).

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

9. Resolution No. 1-28-14 E: Resolution authorizing the Mayor and Clerk to enter into an agreement with Downtown Bentonville, Inc.

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

10. Ordinance No. 2014-22: Ordinance authorizing the Mayor and the City Clerk to enter into an agreement for the purchase of chlorine for certain parks facilities and waiving the requirement of competitive bidding.

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

11. Resolution No. 1-28-14 F: Resolution authorizing the Mayor and Clerk to enter into an agreement with Challenger Sports for the operation of a youth soccer camp for the City of Bentonville Parks and Recreation Department.

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

12. Ordinance No. 2014-23: Ordinance authorizing the Mayor and the City Clerk to enter into agreements with Utility Services Group for the maintenance of certain City of Bentonville water storage tanks and waiving the requirement of competitive bidding.

City Attorney Spence read the ordinance by title only.

Alderman Thomas asked what the reason was for waiving bid requirements.

Preston Newbill, Water Utilities Manager, indicated the five tanks are items that require routine maintenance. He stated this agreement establishes a certain set amount for maintenance to be budgeted and paid out each year for ten years with an annual renewal option. He also stated that after research four companies were contacted and that two of them did not meet the requirements set forth, one did not respond, and that Utility Services Group met all requirements. Mayor McCaslin also indicated this item was included in the 2014 budget that was approved.

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

13. Resolution No. 1-28-14 G: Resolution authorizing the Mayor and Clerk to enter into an agreement with Sandcreek Engineering for design, bid administration and construction observation services related to the Northeast 2nd Street drainage project.

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

14. Approval to accept a Walmart grant in the amount of \$96,729 to provide training for the Fire Department and Police Department in the event of an active shooter incident in the City of Bentonville.

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

15. Approval of a budget adjustment in the amount of \$96,729 to provide for the above-mentioned active shooter training.

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

16. Resolution No. 1-28-14 H: 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 for active shooter training.

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

17. Resolution No. 1-28-14 I: Resolution declaring certain property belonging to the City of Bentonville Fire Department as surplus property (thirty self-contained breathing apparatus bottles).


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


18. Ordinance No. 2014-24: Ordinance amending a job title in the pay plan for the City of Bentonville, Arkansas (Community and Economic Development Director).

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

19. Mayor McCaslin presented his State of the City Report, accompanied by a power point slideshow.

Motion was made by Alderman Grider to adjourn the meeting, second by Alderman Burckart. Motion carried (8-0).

  
\_\_\_\_\_  
Linda Spence, City Clerk

  
\_\_\_\_\_  
Bob McCaslin, Mayor