

Bentonville City Council
Meeting Minutes
April 14, 2015

The City Council of Bentonville, Arkansas, met in regular session Tuesday, April 14, 2015, at 6:00 p.m., at the Community Development Building, 305 Southwest 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.

At 6:00 p.m., prior to calling the meeting to order, Mayor McCaslin 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.

Thereafter, Mayor McCaslin called the meeting to order. The Mayor then led everyone present in the pledge of allegiance followed by a moment of silence in support of our armed forces.

Motion was made by Alderman Smith to approve the minutes of the March 24, 2015 minutes as presented, second by Alderman Sanchez. 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 Skaggs. There was no discussion. Motion carried (8-0).

Mayor McCaslin recognized visiting Boy Scout Jackson Parrish from Troop 66.

Mayor McCaslin next recognized Police Chief Jon Simpson and the communications staff from the Police Department. The Mayor read a proclamation declaring the week of April 12-18, 2015, as National Public Safety Telecommunicators Week in Bentonville, which was presented to Ronya Marveggio. Chief Simpson commended dispatch employee Jamie Hobbs with regard to a recent emergency call handled by her and presented her with a St. Michaels coin.

1. Tour of NACA facility by council members and city staff.
(This took place Monday at a Committee of the Whole meeting.)
2. Kalene Griffith, President of Visit Bentonville, distributed printed copies of the strategic plan for the year and presented a report regarding Visit Bentonville (formerly the Bentonville Convention and Visitors Bureau) through a power point presentation.
- 3a. Ordinance No. 2015-42: Ordinance accepting a lot split of Lots 9 and 10 Durham Place to the City of Bentonville, Arkansas.

[Applicant: Habitat for Humanity of Benton County, Inc.;
Location: Durham Place]

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).

- 3b. Ordinance No. 2015-43: Ordinance accepting a property line adjustment of Lot 26 Block 2 Clark's Second Addition to the City of Bentonville, Arkansas.

[Applicant: Rod Sanders; Location: 308 Southwest 3rd Street]

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).

- 3c. Ordinance No. 2015-44: Ordinance changing real estate in the City of Bentonville, Arkansas from its present classification to RC-2, central residential-moderate density.

[Applicant: Michael Wright; Location: 305 Southwest C Street]

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

- 3d. Ordinance No. 2015-45: Ordinance changing real estate in the City of Bentonville, Arkansas from its present classification to A-1, agricultural.

[Applicant: Burckart Construction, Inc.; Location: 2303 Southwest Birch]

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

- 3e. Ordinance No. 2015-46: Ordinance changing real estate in the City of Bentonville, Arkansas from its present classification to C-2, general commercial.

[Applicant: Food Hub NWA, LLC; Location: 801 Southwest 8th Street]

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

- 3f. Ordinance No. 2015-47: Ordinance accepting a lot split of Lots 198, 199 and 200 Stoneburrow Subdivision Phase 1 to the City of Bentonville, Arkansas.

[Applicant: ATEX Investments; Location: Town Vu Road]

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

- 3g. Ordinance No. 2015-48: Ordinance accepting a lot split of Lots 1, 2 and 3 Hogwild Subdivision to the City of Bentonville, Arkansas.

[Applicant: Louise Bishop Revocable Trust;
Location: Southeast 28th Street and Southeast J Street]

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

4. Resolution No. 4-14-15 A: Resolution setting a public hearing for April 28, 2015, at 6:00 p.m., on a petition filed by Karen and Andy Stuckey requesting a utility easement vacation in the City of Bentonville, Arkansas.

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

5. Approval to appoint Mike Bender to serve as the City representative on the Benton County Regional Solid Waste Management District Board for a maximum term of four years beginning May 2015.

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

6. Approval of a reconciliation change order as the final project cost of the Bentonville Police Department perimeter fence is \$1,549.82 less than the currently contracted amount of \$65,000.

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

7. Approval of a budget adjustment in the amount of \$4,200 for the Police Department to purchase uniforms for the purpose of establishing an Honor Guard program.

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

8. Ordinance No. 2015-49: Ordinance authorizing the Mayor and the City Clerk to enter into an agreement with UCO Equipment for the transfer of an aerial device from an existing service truck to a new cab and chassis for the City of Bentonville Electric Utilities Department 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).

9. Ordinance No. 2015-50: Ordinance authorizing the Mayor and the City Clerk to enter into an agreement with Novatech for the purchase of certain remote terminal unit equipment for the City of Bentonville Electric Utilities Department and waiving the requirement of competitive bidding.

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

10. Ordinance No. 2015-51: Ordinance authorizing the Mayor and the City Clerk to enter into an amended power supply agreement with SWEPCO to modify the yearly billing process and waiving the requirement of competitive bidding.

City Attorney Spence read the ordinance by title only.

Alderman Sanchez asked for an explanation of the changes to the agreement. Travis Matlock, Engineering Director, stated that rates are based on peak demand and that under the new agreement that demand will be estimated and that the true up

based on actual usage will occur the following year. He added that SWEPCO will adjust the rates more frequently and that all of this is expected to make the true up closer when calculated, reducing the adjustments required to the City's bill, which is passed on to customers.

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

Mayor McCaslin stated there was no further business.

Motion to adjourn by Alderman Burckart, second by Alderman Smith. Motion carried (8-0).



Linda Spence, City Clerk



Bob McCaslin, Mayor