



## **BENTONVILLE CITY COUNCIL AGENDA**

**Committee of the Whole  
Community Development  
Planning Commission Meeting Room**

**Monday, October 12, 2015 6:00 p.m.  
305 SW "A" Street**

**Regular City Council Meeting  
Community Development  
Planning Commission Meeting Room**

**Tuesday, October 13, 2015 6:00 p.m.  
305 SW "A" Street**

**Public Comments on Tonight's Agenda Items (Limited Public Forum)  
Questions, Comments and Discussion from Alderman on Tonight's Agenda  
Call to Order  
Pledge of Allegiance  
Moment of Silence – For our Military Forces  
Roll Call  
Approval of Minutes: September 22, 2015  
Swear in Police Officer: Kyle Putnam**

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### **AGENDA**

1. **Committee of the Whole** - Monday, October 12, 2015 - HDR Presentation of the Water, Sewer, and Electric Rate Studies. **(Monday Night Only)**
2. A proclamation designating October 2015 Community Planning Month in the City of Bentonville.
3. Planning:
  - 3a. **TNG Properties, LLC: Lot Split, Lots 14 & 15, Block 4 of Railroad Addition, Southeast 2<sup>nd</sup> Street and Southeast B Street.**

**The planning commission voted 7-0 recommending approval.**

The applicant has submitted a lot split for property at Southeast 2<sup>nd</sup> Street and Southeast B Street. The property is currently zoned D-E, Downtown Edge. The plat provided by the applicant shows the creation of two new lots from Lot 12. The new lots will be known as Lot 14 (0.13 acres) and Lot 15 (0.25 acres), Block 4 of Railroad Addition. Right-of-way is being dedicated along Southeast 2<sup>nd</sup> Street to facilitate street improvement that will be installed with the Large Scale Development. Water and sewer services are available to both lots.

- 3b. **Lykin's Leasing LLC: Rezoning, 504 Southwest 'E' Street, Zoned R-1, Single Family Residential to RC-2, Central Residential-Moderate Density.**

**The planning commission voted 7-0 recommending approval.**

The rezoning request is consistent with the City of Bentonville's Future Land Use Map, which depicts this property as Downtown mixed Use Residential.

4. Appointment of Napoleon Dezaldivar to the Bentonville Public Art Advisory Committee. He will be appointed to a three-year term expiring October 13, 2018.
5. Appointment of Jerris Palmer to the Bentonville Public Art Advisory Committee. She will be appointed to a three-year term expiring October 13, 2018.
6. A resolution setting a public hearing for October 27, 2015 for a utility and drainage easement vacation located at 118 SE G Street.
7. Reappointment of Brian Baldwin to an additional 3-year term on the Airport Advisory Board. This term will expire on September 30, 2018.
8. Council approval of a resolution authorizing the Mayor and Clerk to enter into a professional services contract with Traffic Engineering Consultants for the annual traffic signal timing study and coordination plan at 22 signalized intersections for a lump sum amount not to exceed \$33,000.00. This is a budgeted item. See attached memo and supporting documents.
9. Mayor and City Council to declare Backhoe #3810-02 vin # JJG0308589 which is a 2001 Case 580M surplus. See attached memo.
10. Mayor and City Council to add \$25,000.00 to the Street Departments 020-3810-430-44-50 Public Works by Project Maintenance line item for the 2015 budget. See Attached Memo.
11. Staff recommends Council approval of a Resolution authorizing the Mayor and City Clerk to enter into a Utility Agreement with the Arkansas State Highway Commission for engineering and construction services associated with AHTD Project No. CA0004(45) - Arkansas Hwy 265 between Hwy 264 and Pleasant Grove Road.
- 12a. Staff recommends Council approval of a Resolution authorizing the Mayor and City Clerk to enter into a professional services agreement with Garver in an amount not to exceed \$32,429.00 for engineering services including design, bidding, and construction associated with the Utility Agreement with the Arkansas State Highway Commission for AHTD Project No. CA0004(45) - Arkansas Hwy 265 between Hwy 264 and Pleasant Grove Road. This contract is 100% reimbursable per AHTD's Utility Accommodation Policy.
- 12b. Budget Adjustment to front costs for engineering services associated with the Utility Agreement with the Arkansas State Highway Commission for AHTD

Project No. CA0004(45) - Hwy 265 Improvements between Hwy 264 and Pleasant Grove Road.

13. A Resolution authorizing the Mayor and City Clerk to execute an easement grant to Southwestern Bell Telephone Company, d/b/a AT&T Arkansas for installation of facilities adjacent to their existing cabinet in the NW corner of City property located at 402 South Main Street, Bentonville.
14. Adopt Resolution certifying the rate of taxation levied on real and personal property in the City of Bentonville. This Resolution is required by the Quorum Court and County Clerk in order to facilitate the millage levy to be collected in 2016.
15. Council approval of an Ordinance repealing Ordinance No. 2009-73 as amended, fixing rates for electricity to be furnished by the electric system of the City of Bentonville; pertaining to the other matters relating thereto; and declaring an emergency.
16. Recommend the Mayor and City Council waive the requirements for competitive bidding and enter into an agreement with Fayette Tree and Trench, Inc. for the installation of electric pedestals, transformers, conduit, and repair of light pole bases in the amount of \$34,600.00.
17. A resolution authorizing the Mayor and City Council to enter into a contract with Osmose to provide pole testing to the City of Bentonville Electric Department for an amount not to exceed \$26,600.00.
18. Request for a waiver of bid to allow for the purchase of one (1) 20 foot wide by 8 foot high (\$20,378.00) and two (2) 14 foot wide by 8 foot high (\$18,500.00 each) Autogate brand lift gates with Buckeye style ornamental iron from Modern Fence and Supply Company of Springdale. These gates will complete our perimeter fence project with an automatic two gate system in the front of the police facility and a single gate at the rear of the facility. Modern Fence has a long standing history of quality service in our area and currently provides all maintenance and service for the city's automatic gate systems. Modern Fence is the only company in Northwest Arkansas with two Certified Automatic Gate Operator Installers (CAGOI) on staff and the only Blue Ribbon Contractor in the area. Modern Fence will provide responses within 24 hours of being notified, warranty all labor for one year, and will honor the manufacturer's (Autogate's) warranty, except labor, after the first year. Being located in Springdale, this provider will promote safety and convenience by allowing for local, timely and cost effective gate service. Because Modern Fence is also the service provider of choice for the city, this waiver of bid will likewise streamline our current and future service needs. The 2015 budgeted amount for this gate project is \$86,000.00 and the cost of the aforementioned gates, as quoted by Modern Fence is \$57,378.00.00. The remaining amount (\$28,622.00) will be utilized to complete the installation with the necessary wiring, hardware, and control devices, etc.
19. Budget adjustment in the amount of \$10,988.88 from Federal Grants to Minor Equipment. This adjustment would replace funds spent from minor equipment

to purchase equipment for the Digital Forensic Investigations Unit. This adjustment reflects grant income received from the Arkansas Internet Crimes Against Children Task Force in the amount of \$9,968.00 in June of 2015 for the purchase of one Forensic Recover of Evidence Device (FRED), 2 write blockers for computer investigations, and 4 2TB hard drives for computer investigations. Additionally, it reflects grant income received from the United States Secret Service in the amount of \$1,019.94 in September of 2015 for the purchase of one Faraday Box for cellular forensic investigations.

20. Parks and Recreation Staff seeks Council's approval of a Final Reconciliation Change Order, in the amount of \$1,588.00 to Decco for the Citizens Park Parking Lots.