



BENTONVILLE CITY COUNCIL AGENDA

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

**Tuesday, May 10, 2016 6:00 p.m.
305 SW "A" Street**

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

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**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: April 26, 2016**

AGENDA

1. Request that the City Council recognize the 100 year anniversary of the Bentonville Police Department with a resolution. City Council action 100 years and 1 day ago, May 9, 1916, created the "Office of Watch or Police in the City of Bentonville, Ark." by means of "Ordinance # 141." See attached resolution.
2. Planning:
 - 2a. **Lot Split: JTK Development, LLC, Southeast 22nd Street & Southeast 'C' Street, Zoned C-3, Central Commercial.**

The planning commission voted 7-0 recommending approval.

The applicant has submitted a lot split for property located at the intersection of Southeast 22nd Street and Southeast 'C' Street. The plat as provided indicates the creation of two new lots from 5 existing lots. The new lots will be known as Lot 25 (1.32 acres) & Lot 26 (2.61 acres) of Werts 3rd Addition. The plat reflects the dedication of a public cross access easement along the proposed common property line of the two lots and a 20' wide drainage easement along the northern property line of new Lot 25. Water and sewer services are available to both lots.

- 2b. **Lot Split: Lots 10 & 11 Dowell Addition, North Walton Boulevard & Northwest 'J' Street, Zoned C-2.**

The planning commission voted 7-0 recommending approval.

The applicant has submitted a lot split for property that fronts onto North Walton Boulevard and backs up to Northwest 'J' Street. The plat as provided indicates the creation of two new lots from all of exiting Lot 5. The new lots will be known as Lot 10 (1.60 acres) & Lot 11 (2.40 acres) of Dowell Addition. The plat reflects the dedication of right-of-way along Northwest 'J' Street per the master street plan and the dedication of a variable width drainage easement for an existing 48" storm pipe that crosses portion of both lots. Water and sewer services are available to both lots.

- 2c. **Lot Split: Lots 20, 21 & 22, Block 5 of Dunn & Davis Addition, Southwest 7th Street & Southwest 'B' Street, D-E, Downtown Edge.**

The planning commission voted 7-0 recommending approval.

The applicant has submitted a lot split for property situated on the northwest corner of the intersection of Southwest 7th Street and Southwest 'B' Street. The plat as provided indicates the creation of three new lots from all of exiting Lots 9 & 12. The new lots will be known as Lot 20 (0.10 acres) & Lot 21 (0.08 acres) and Lot 22 (0.14 acres), Block 5 of Dunn & Davis Addition. The plat shows the dedication of right-of-way along Southwest 'B' Street per the master street plan. Water and sewer services are available to both lots.

- 2d. **Rezoning: Barry and Kim Parsley, 9004 Windmill Road, Rezoning from A-1, Agricultural to R-1, Single Family Residential.**

The planning commission voted 7-0 recommending approval.

The applicants have requested a rezoning from A-1 to R-1. This property is the site of single family dwelling and large agricultural buildings. This property was recently annexed. Public services are adequate in this area.

3. A resolution for the Mayor and City Clerk to update a Lease Agreement in name change only. The request by 40 Rivercliff, LLC to change name on lease from 40 Rivercliff, LLC to Steve and Anita Patton for a hangar at 2400 SW Aviation Street of Bentonville Municipal Airport.
- 4a. Council approval of a Resolution authorizing the Mayor and City Clerk to enter into a professional services agreement with Morrison-Shipleigh Engineers, Inc. to provide services for the Bentonville Municipal Airport in an amount not to exceed \$8,000.00 for Application for Airport Land Release from FAA (Task Order #13). Services shall be in accordance with provisions of the Master Agreement executed April 12th, 2011 and as amended September 11, 2014.
- 4b. City Council to approve a budget adjustment of \$8,000.00 for Professional/Legal Services at the Municipal Airport.

5. City Council approval of a budget adjustment to recognize \$144,000.00 from the Advertising and Promotions Commission for Phillips Park Improvements.
6. (A) Request that the City Council recognize the retirement of Police Department K-9 Merlin, and authorize the ownership of the K-9 to be transferred to his handler, Corporal Guary Morgan. Corporal Morgan and his wife, Patty, donated Merlin to the City of Bentonville in May of 2008. Due to recent medical concerns, K9 Merlin's retirement is in the best interests of the animal and all involved parties. Upon retirement, Corporal Morgan would assume complete responsibility for the K9. (B) It is also requested that the City Council accept the donation of a replacement explosive detection K9 from Corporal Morgan and Patty Morgan. This dog, K9 Gizmo, a 5 year old Belgium Malinois, is a certified replacement for the retiring K9 Merlin. This donation would be accomplished with an agreement in place that would allow the City to assume care and maintenance costs for K9 Gizmo and also allow this animal to be returned to Corporal Morgan should he be retired or removed from service for any reason. See also attached letter from Corporal Morgan.
7. Approval of budget adjustment for \$3,000.00 to Bentonville Public Library from the Northwest Arkansas Economic Development District (NWAEDD) for a General Improvement Fund (GIF) grant. The funds are designated to support BPL's Tech Loan Program with the purchase of new ereader devices and accessories.
8. Staff seeks Council approval of a resolution authorizing the Mayor and City Clerk to enter into a professional services agreement with Oros and Busch Application Technologies, Inc. for the transport and proper disposal of biosolids produced by the City of Bentonville Wastewater Treatment Facility, in an amount not to exceed \$125,000.00 per year. Per Section 9. of this agreement; the City may choose to renew the contract for three additional terms, providing the conditions are acceptable to both parties. This is a yearly budgeted item.