



**Revised Agenda:  
Correction for Item No. 6**

## **BENTONVILLE CITY COUNCIL AGENDA**

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

**Tuesday, July 28, 2015 6:00 p.m.  
305 SW "A" Street**

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

**Tuesday, July 28, 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: July 14, 2015**

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### **AGENDA**

1. Recognition by City Council of Michael and Lisa Clark who live at 108 SE 3rd Street. The property was nominated by a Bentonville resident and won the July Residential Yard of the Month award. Please refer to memo.
2. Recognition by City Council of Steve and Nick Fisher with Dream Structures, the exclusive builders of Wildwood Subdivision, Phase V. Steve and Nick Fisher are the first recipients of the City of Bentonville's "Grow with Trees Award". Please refer to memo.
3. Planning:
  - 3a. **Hope Church of Northwest Arkansas: Lot Split, Lots 3 & 4 Schulz Addition, 1700 Southeast Moberly Lane, Zoned, R-1, Single Family Residential.**

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

The applicant has submitted a lot split for property located at 1700 Southeast Moberly Lane that resides in the R-1, Single Family zoning district. The plat as provided by the applicant indicates the creation of two new lots and will be known as Lot 3 (6.44 acres) and Lot 4 (2.94 acres) of Schulz Addition. Right-of-way is being dedicated along Southeast Moberly Lane per the master street

plan. Right-of-way is also being dedicated for a future cul-de-sac to be constructed at the east end of Southeast 17<sup>th</sup> Street. A cross access easement, utility easement and drainage easement are being dedicated with the plat. Water and sewer services are available to both lots.

- 3b. **City of Bentonville: Property Line Adjustment, Lot 18, Block 1, Smartts Addition, 401 South Main Street, Zoned R-1, Single Family Residential.**

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

The applicant has submitted a property line adjustment for property located at 402 South Main Street that resides in the DE, Downtown Edge zoning district. The plat as provided by the applicant proposes the creation of one new lot from three existing lots and will be known as Lot 18, Block 1, of Smartts Addition (0.51 acres). Right-of-way and a utility easement are both being dedicated along South Main Street. Water and sewer services are available to this location.

- 3c. **Sally and Roger Jones: Rezoning, R-1, Single Family Residential to R-2, Duplex & Patio Home Residential, Oakwood Avenue (Lot 8 Morrison Heights 2)**

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

The applicant has requested a rezoning from R-1 to R-2. This lot is undeveloped within a duplex and patio home subdivision. The R-2 District will allow the last remaining lot within the established duplex subdivision to be developed and will be consistent with the surrounding homes while providing a variety of housing types in an area of the city where the environment is compatible with low to moderate density residential development.

- 3d. **Emerald Isle Holding, LLC: Rezoning, Southwest 'B' & Southwest 4<sup>th</sup> Street, Single Family Residential to D-E, Downtown Edge.**

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

The applicants have requested a rezoning from R-1 to R-2 to build 3 single family structures on the property.

- 3e. **Mathias Shopping Centers Inc.: Rezoning Request from R-1, Single Family Residential to I-1, Light Industrial.**

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

The applicants have requested a rezoning from R-1 to I-1. The property is currently undeveloped.

4. Request acceptance of a bid from Frank Sharum Landscape Design in the amount of \$68,462.00 to allow for the purchase and delivery of 988 trees in 12 varieties for the 3rd Annual Tree Planting Blitz to be held on October 16, 2015.

5. Public Hearing and ordinance vacating a utility easement located in part of Lot 18 of Blueberry Heights Subdivision, to the City of Bentonville, Arkansas, Benton County, Arkansas.
6. A resolution setting a public hearing for August 11, 2015 and correcting and amending Item #6 for an alley and right of way vacation in W.A. Burks Addition.
7. A resolution for the Mayor and City Clerk to assign an airport ground lease from Cornerstone Aviation LLC to Benjamin and Felicity Meyer. Said lease is known as Suite #5 2501 SW "I" Street.
8. Council approval of a resolution authorizing the Mayor and Clerk to enter into Supplemental Agreement #3 for professional services with Burns & McDonnell Engineering for additional services and scope of work on the 8<sup>th</sup> Street Improvements Project in the amount of \$234,268.06. See attached memo and supporting contract documents. This supplemental agreement has been approved by the AHTD and FHWA.
9. Council approval of a resolution authorizing the Mayor and Clerk to enter into an agreement with Natural State Stream Land Company for the purchase of streambank mitigation credit requirements (9,873 credits) by the Corps of Engineers for the Tributary 2 Drainage Project for \$42/credit (total of \$414,666). See attached memo and supporting documentation.
10. Request a budget adjustment in the amount of \$345,000.00. This amount will purchase, equip, and provide set up for seven (7) 2016 Chevrolet Tahoes and replace five (5) cameras. These Tahoes will replace five (5) total 2008 and 2009 Ford Crown Victorias, and one (1) 2008 Dodge Durango that are scheduled for replacement in the 2016 Budget. The amount will also purchase one additional Tahoe to be used for the previously approved, mid-year personnel addition of the Community Officer (Note: the vehicle for the second approved position, the Domestic Violence Detective, was purchased by the Benton County Prosecutor's Office at no cost to the City). This budget adjustment is related to GM overselling 2015 models and subsequently converting 2015 models to 2016 models, leaving a local dealer (Superior in Siloam Springs) with available units that will meet our specifications. Additionally, Chevrolet has also developed a police pursuit vehicle Tahoe (PPV) with fully selectable 4 wheel drive. These 4WD PPV Tahoes are identical in capability to our present 2WD Tahoes but have all weather capabilities and can be available to the City at 2015 State Bid prices (approximately \$32,000.00 as equipped per vehicle). The cost reflected in this adjustment is our 2015 budgeted amount per vehicle (\$45,000.00) which allows for a \$32,000.00 vehicle cost and a \$13,000.00 equipment and set up cost and includes five car cameras (\$30,000.00). Considering an estimated cost increase next year (vehicles and equipment) of 3%, the early purchase of these vehicles would represent a cost saving to the city of about \$10,350.00. Additionally, due to the upgrade to 4 wheel drive vehicles with speed rated capabilities, this purchase would also increase the safety and capabilities of our police department with more all-weather capable vehicles that still retain better handling and stopping characteristics.

11. Request that the City Council declare certain items as being surplus, namely two (2) Remington 700 rifles. These rifles are more than 13 years old, are no longer in service, and were replaced with newer models in 2013. The rifles include serial numbers E6762124 and G6532294. Upon being declared surplus the above mentioned weapons can be traded in for a \$300.00 credit per firearm (\$600.00 total trade in) to a vendor (Class 3 firearms dealer) with which the city currently does business, such as Mile High Shooting or Phoenix Distributors. This trade in amount can be utilized to offset the cost of SWAT Team rifles that were previously budgeted for 2015. This trade in will provide for both a responsible disposition of these retired weapons and an overall cost savings to the city.
12. Recommend Mayor and city Council award the bid for Right of Way Clearing to Asplundh Tree Expert Co. as shown on the attached bid form.
13. Request City Council approve the destruction (by shredding) of Sixty Three (63) "Copy-Paper-Sized" boxes of old City records. These old records had been stored in the former City Clerk's file storage room, and then in the 2nd floor break room of City Hall. These old records have been reviewed twice by Human Resources and the Finance department, and any records that required retention have been removed from these records.