

Bentonville City Council
Meeting Minutes
October 22, 2013

The City Council of Bentonville, Arkansas, met in regular session Tuesday, October 22, 2013, 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.

Mayor McCaslin called the meeting to order at 6:00 p.m. The Mayor 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 Baggett to approve the minutes of the October 8, 2013 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. 2013-99: Ordinance vacating a utility easement located in Lot 3 Central Park Addition 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).

2. Approval to award Bid No. 13-29 to Bentonville Towing and approval of extendable contract between the City of Bentonville and Bentonville Towing for towing services.

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

3. Approval to award Bid No. 13-38 to Saltus Technologies in the amount of \$35,401.57 for digital ticket system hardware for the Police Department.

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

4. Resolution No. 10-22-13 A: Resolution setting public hearings concerning the placement and amount of liens to be secured against certain real property in the City of Bentonville, Arkansas [Lots 126 through 137, 2900 Southwest Amberwood] in order to recover City resources expended in removing unsightly and unsanitary conditions thereon for December 10, 2013 at 6:00 p.m.

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).

5. Resolution No. 10-22-13 B: Resolution authorizing a property tax levy for the City of Bentonville, Arkansas for the year 2013 to be collected in the year 2014.

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).

6. Approval to appoint Tom Hoehn to the Public Art Advisory Committee to fill position vacated by Joie Johnson.

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

7. Approval to award Bid No. 13-43 to Stuart Irby Company in the amount of \$85,333.95 for the Electric Department to purchase underground primary wire.

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

8. Approval of a change order to the Northwest 2nd Street project contract adding a line item called "Select Fill (B-stone)" resulting in a net change order of \$14,210.50 to the original contract.

Motion to approve by Alderman Baggett, second by Alderman Sooter.

Alderman Thomas inquired about additional cost for the project. Ben Peters, City Engineer, explained that depending on the type of fill material that would need to be used there could be an additional maximum cost of \$14,210.

Motion to approve carried (8-0).

9. Resolution No. 10-22-13 C: Resolution authorizing the Mayor and Clerk to enter into an agreement with the Bentonville Public Schools for use of the competitive pool at the Bentonville Community Recreation Center.

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

David Wright, Parks and Recreation Director, gave a power point presentation on the planned Community Recreation Center.

10. Approval of a grant award in the amount of \$2,000,000 from the Walton Family Foundation for the Bentonville Community Recreation Center project.

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

11. Resolution No. 10-22-13 D: Resolution authorizing the Mayor and Clerk to enter into an amendment to the agreement with Crossland Construction for construction management services for the Bentonville Community Recreation Center.

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).

12. Approval of a budget adjustment in the amount of \$12,653,000 for the Bentonville Community Recreation Center project.

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

13. Resolution No. 10-22-13 E: Resolution authorizing the Mayor and Clerk to enter into an agreement with Geotechnical and Testing Service, Inc. for services related to the Bentonville Community Recreation Center project.

City Attorney Spence read the resolution by title only. Motion to pass by Alderman Grider, second by Alderman Burckart.

Alderman Thomas asked where the funds for this expenditure would come from. David Wright stated this was part of the 16.3 million budget for the full project.

Motion to approve carried (8-0).

14. Resolution No. 10-22-13 F: Resolution authorizing the Mayor and Clerk to enter into an amendment to the agreement with Barker Rinker Seacat for additional services related to design of the Bentonville Community Recreation Center.

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).

The Mayor and several aldermen expressed appreciation for the gift from the Walton Family Foundation and for the Bentonville School District's participation in the Community Recreation Center project.

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