



## BENTONVILLE CITY COUNCIL AGENDA

**Committee of the Whole Monday October 22, 2007 6:00 p.m. City Hall  
Council Chambers 115 West Central**

**Regular City Council Mtg. Tuesday October 23, 2007 6:00 p.m. City Hall  
Council Chambers 115 West Central**

**Call to Order**

**Pledge of Allegiance**

**Moment of Silence – For our Military Forces.**

**Invocation: Steve Betts of Calvary Temple**

**Roll Call**

**Approval of Minutes: October 9, 2007**

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### AGENDA

1. Denise Land, Mayor McCaslin, and Camille Thompson – Update on Bond Funding. **(Monday Night Only)**
2. Mike Churchwell – Street Department Update related to Bond Funding. **(Monday Night Only)**
3. Doug Glaysher and Todd Franke – Parks Department Update related to Bond Funding. **(Monday Night Only)**
4. An ordinance accepting the annexation of certain territory to the City of Bentonville, Arkansas, and making same a part of the City of Bentonville, and assigning same to wards.
5. Planning:
- 5a. **Skinnywater LLC & Marishamatt PR: Edwards Acres, Lot 12 Block 2, Lot Split, Southeast 28<sup>th</sup> Street and South Walton Blvd, Zoned C-2.**

**The planning commission voted 5-0 recommending approval.**

The applicant has submitted a Lot Split application for lot 12 of Edwards Acres. The 5 acre lot is currently the site of the Metro Market. The northern portion of the lot is currently undeveloped and is requested to be split off from the remainder of the lot. The proposed lot will consist of 1 acre and be known as Lot 13 of Edwards Acres. All right of way and easements were dedicated with the original plat of Edwards Acres except for an Access easement that will be

dedicated with this plat to allow Lot 14 access across lot 13 to Southeast 28<sup>th</sup> Street.

- 5b. **Michael Jeffcoat: Spencer Square Subdivision, Lot Split, 1402 Southwest 14<sup>th</sup> Street, Zoned C-2.**

**The planning commission voted 5-0 recommending approval.**

The Lot Split application is for property located at 1401 SW 14<sup>th</sup> Street, zoned C-2, General Commercial. The applicant is platting tract land into a subdivision. The new subdivision will be known as Spencer Square Lot 1 (2.801 acres) and Lot 2 (0.196). Lot 2 is being dedicated as right-of-way. Additional easements are being dedicated with this plat.

- 5c. **Nanetta Japhet: Mulkey-Japhet, Rezoning, 9687 Windmill Road, Zoned A-1 to R-E.**

**The planning commission voted 6-0 recommending approval.**

The applicant has submitted a rezoning request for 2.77 acres located at 9687 Windmill Road. A lot split has been submitted which facilitates the splitting of the 2.77 acres from a larger agricultural zoned parcel. The applicant is requesting the property be zoned R-E, Residential Estate. The rezoning is required for the applicant to create a lot smaller than 5 acres.

- 5d. **Nanetta Japhet: Mulkey Subdivision, Lot Split, 9687 Windmill Road, Zoned A-1.**

**The planning commission voted 6-0 recommending approval.**

The applicant has submitted a Lot split application for 39.96 acres located at 9687 Windmill Road. The proposed lots will be known as Lot 1 and 2 of Mulkey Subdivision. Lot 1 consist of 36 acres and will retain the A-1, Agricultural Zoning. The applicant has submitted rezoning for Lot 2 (2.77 acres) from Agricultural to Residential Estate. All required right-of-way and easements have been dedicated per this plat.

6. Approval of the 2008-2012 Capital Improvement Plan.
7. Appointment of Chris Sooter to the Tree and Landscape Committee.
8. Appointment of Tammy McDaniel and Kim Eason to complete Steve Wright and Sherry Mendenhall's unexpired terms on the Advertising & Promotion Commission.
9. Appointment of Shane Perry to serve as an ex officio member of the Parks Advisory Board.
10. Council approval of change order #1 on the Community Development Block Grant (CDBG) funded sidewalk construction and ADA ramp retrofit project in the amount of \$4,653.00. This change order includes the removal of existing sidewalk that connects to the Town Branch Trail at SE 5th Street and replacing it with an ADA compliant ramp that will connect the new sidewalk to the trail. Also included is the additional sidewalk to cross the existing driveway and

increasing the thickness of this section to 6-inches instead of 4-inches. There is no change in contract times.

11. Council approval of change order #2 on the Community Development Block Grant (CDBG) funded sidewalk construction and ADA ramp retrofit project in the amount of \$9,570. The change order includes adding approximately 290 LF of 5-foot wide sidewalk along SE 5th Street. There is no change in contract times.
12. Adopt Resolution certifying the rate of taxation levied on real and personal property in the City of Bentonville. This Resolution is required to by the Quorum Court and County Clerk in order to facilitate the millage levy. The rates are the same as in previous years.
13. Budget adjustment for the purchase of a Dorr-Oliver turntable assembly drive unit for the grit removal system located at the Bentonville Wastewater Treatment Plant.
14. Council approval of an ordinance establishing an agreement between the City of Bentonville and the City of Rogers for design and construction of improvements to the existing 28th St/Olive St. overpass and approaches over I-540 as well as improvements to the 28th/Moberly Lane intersection on the Bentonville side.
- 15a. An ordinance authorizing Mid-America Environmental Solutions to remove three 10,000 gallon road oil tanks and their contents at the Compost Facility in the amount of \$28,814.00, waiving the requirement of competitive bidding.
- 15b. Budget adjustment in the amount of \$28,814.00 for the removal of three 10,000 gallon road oil tanks and their contents at the Compost Facility.