

**Bentonville City Council**  
Meeting Minutes  
January 9, 2007

The City Council of Bentonville, Arkansas met in regular session, Tuesday, January 9, 2007 at 6:00 p.m. in the City Council Chambers of City Hall, 115 West Central, Bentonville, Arkansas. Present were Council Members Ed Austin, Scott Comiskey, Mary Baggett, Chris Sooter, Jim Grider, James Smith and Rod Sanders. Also present were Mayor Bob McCaslin, City Attorney George Spence, City Clerk Suzanne Grider, the press, city staff, and the audience.

Mayor Bob McCaslin called the meeting to order and asked everyone to join him in saluting our nation's flag. After the pledge, the invocation was given by Jeff Odom of Word of Life Fellowship.

Benton County Clerk, Mary Lou Slinkard swore in and gave the certificate of election to all city council members, the city clerk and city attorney.

Motion was made by Council Member Grider, seconded by Council Member Baggett to approve the minutes of the regular meeting of December 12, 2006 as written. Motion carried (8-0).

Motion was made by Council Member Sanders, seconded by Council Member Baggett to suspend the rules regarding the reading of all ordinances and resolutions on three separate days and further move that they be read by title only. Motion carried (8-0).

**I. City Attorney George Spence read by title only Ordinance #(2007-1) accepting the annexation of certain territory to the City of Bentonville, Arkansas, and making same part of the City of Bentonville, and assigning same to wards.**

Motion was made by Council Member Sanders, seconded by Council Member Baggett to suspend the rules regarding the reading of this ordinance on three separate days and further move that this ordinance be read by title only. Motion carried (8-0).. City Attorney George Spence read the ordinance by title only. Motion was made by Council Member Sanders, seconded by Council Member Austin that the ordinance do pass. Motion carried (8-0).

**II. City Attorney George Spence read by title only Ordinance #(2007-2) accepting a plat of College Place, Subdivision Phase 8, to the City of Bentonville, Arkansas.**

Motion was made by Council Member Sanders, seconded by Council Member Baggett to suspend the rules regarding the reading of this ordinance on three separate days and further move that this ordinance be read by title only. Motion carried (8-0). City Attorney George Spence read the ordinance by title only. Motion was made by Council Member Grider, seconded by Council Member Comiskey that the ordinance do pass. Motion carried (8-0).

**III. City Attorney George Spence read by title only Ordinance #(2007-3) authorizing the mayor and the city clerk to enter into an agreement for the purchase of water meters for the City of Bentonville, and waiving the requirement of competitive bidding.**

Motion was made by Council Member Sanders, seconded by Council Member Baggett to suspend the rules regarding the reading of this ordinance on three separate days and further move that this ordinance be read by title only. Motion carried (8-0). City Attorney George Spence read the ordinance by title only. Motion was made by Council Member Grider seconded by Council Member Bennett that the ordinance do pass. Motion carried (8-0).

**IV. City Attorney George Spence read by title only Ordinance #(2007-4) authorizing the mayor and city clerk to purchase fuel for city vehicles from Frost Oil Company and waiving the requirement of competitive bidding.**

Motion was made by Council Member Sanders seconded by Council Member Baggett to suspend the rules regarding the reading of this ordinance on three separate days and further move that this ordinance be read by title only. Motion carried (8-0). City Attorney George Spence read the ordinance by title only. Motion was made by Council Member Baggett seconded by Council Member Grider that the ordinance do pass. Motion carried unanimously (8-0).

**V. City Attorney George Spence read by title only Ordinance #(2007-5) authorizing the mayor and city clerk to enter into an agreement for the purchase of electric meters from Stuart C. Irby Company for the City of Bentonville, in an amount not to exceed \$115,924.77, and waiving the requirement of competitive bidding.**

Motion was made by Council Member Sanders seconded by Council Member Baggett to suspend the rules regarding the reading of this ordinance on three separate days and further move that this ordinance be read by title only. Motion carried (8-0). City Attorney George Spence read the ordinance by title only. Motion was made by Council Member Baggett seconded by Council Member Comiskey that the ordinance do pass. Motion carried unanimously (8-0).

**VI. Award Blanket Bid #06-63 for electric materials for the year 2007 to the following:**

a. Stuart C. Irby -	197, 197.66
b. Diversified Electric	210,523.30
c. Arkansas Electric	111,536.26
d. Techline, Inc.	210,523.30
e. HD Supply Utilities	123,182.22
Total Amount	748,002.69

Motion was made by Council Member Austin, seconded by Council Member Sanders to award Blanket Bid #06-63 for electric materials to the companies listed above. Motion carried (8-0).

**VII. City Attorney George Spence read by title only Ordinance #(2007-6) authorizing the mayor and city clerk to enter into a contract for the renewal of the City of Bentonville's HVAC maintenance service in an amount not to exceed \$46,491.00, waiving the requirement of competitive bidding.**

Motion was made by Council Member Sanders seconded by Council Member Baggett to suspend the rules regarding the reading of this ordinance on three separate days and further move that this ordinance be read by title only. Motion carried (8-0). City Attorney George Spence read the ordinance by title only. Motion was made by Council Member Baggett seconded by Council Member Austin that the ordinance do pass. Motion carried unanimously (8-0).

**VIII. City Attorney George Spence read by title only Ordinance #(2007-7) prohibiting the transfer of all building permits, plumbing permits, electric permits, and mechanical permits between contractors and requiring such permits to be re-issued for a fee.**

Motion was made by Council Member Sanders seconded by Council Member Baggett to suspend the rules regarding the reading of this ordinance on three separate days and further move that this ordinance be read by title only. Motion carried (8-0). City Attorney George Spence read the ordinance by title only. Motion was made by Council Member Grider seconded by Council Member Austin that the ordinance do pass. Motion carried unanimously (8-0).

**IXa. Award Bid #06-12 to Ground Zero Construction for the construction of John DeShields Blvd. Extension in the amount of \$1,232,910.**

Motion was made by Council Member Grider, seconded by Council Member Sooter to award Bid #06-12 to Ground Zero Construction for the construction of John DeShields Blvd. Extension in the amount of \$1,232,910. Motion carried unanimously (8-0).

**IXb. Budget adjustment in the amount of \$220,000 for the John DeSheilds Blvd. Extension project.**

This item was removed from the agenda because it was unnecessary per Mike Churchwell, Street Engineer.

**Xa. City Attorney George Spence read by title only Ordinance #(2007-8) authorizing the mayor the city clerk to purchase a truck chassis for an ambulance remount for the City of Bentonville from Olathe Ford Sales, Inc. in an amount not to exceed \$41,574.00, waiving the requirement of competitive bidding and declaring an emergency.**

Motion was made by Council Member Sanders seconded by Council Member Baggett to suspend the rules regarding the reading of this ordinance on three separate days and further move that this ordinance be read by title only. Motion carried (8-0). City Attorney George Spence read the ordinance by title only. Motion was made by Council Member Comiskey seconded by Council Member Baggett that the ordinance do pass. Motion was made by Council Member Baggett, seconded by Council Member Sanders to approve the emergency clause. Motion carried (8-0).

- Xb. City Attorney George Spence read by title only Ordinance #(2007-9) authorizing the mayor the city clerk to enter into an agreement with Excellance Ambulance for an ambulance conversion remount for the City of Bentonville Fire Department, in an amount not to exceed \$63,513.49, waiving the requirement of competitive bidding and declaring an emergency.**

Motion was made by Council Member Sanders seconded by Council Member Baggett to suspend the rules regarding the reading of this ordinance on three separate days and further move that this ordinance be read by title only. Motion carried (8-0). City Attorney George Spence read the ordinance by title only. Motion was made by Council Member Austin seconded by Council Member Sanders that the ordinance do pass. Motion was made by Council Member Grider seconded by Council Member Comiskey to approve the emergency clause. Motion carried (8-0).

- XI. Budget adjustment for the fire department from a donation from Wal-Mart in the amount of \$1,000 to purchase a digital video camera for the training division.**

Motion was made by Council Member Sanders, seconded by Council Member Griderto approve a budget adjustment for the fire department in the amount of \$1,000. Motion carried (8-0).

- XIIa. Award Bid #06-51 to Southern Electric in the amount of \$1,590,000 for the relocation of electric lines for the Highway 72 Widening Project. Budgeted: \$6,000,000.**

Motion was made by Council Member Grider, seconded by Council Member Baggett to award Bid #06-51 to Southern Electric in the amount of \$1,590,000 for the relocation of electric lines for the Highway 72 Widening Project. Motion carried (8-0).

- XIIb. Award Bid #07-01 for the purchase of two steel poles for the electric line relocation on Highway 72 to Pelco in the amount of \$53,976.00.**

Motion was made by Council Member Comiskey, seconded by Council Member Grider to award Bid #07-01 to Pelco in the amount of \$53,976.00 to purchase two steel poles for electric line relocation on the Highway 72 project. Motion carried (8-0).

- XIIIa. Award Bid #06-60 to Highlines in the amount of \$1,231,732 for the construction of transmission and distribution lines for Substation G. Budgeted: \$3,436,590.**

Motion was made by Council Member Baggett, seconded by Council Member Grider to award Bid #06-60 to Highlines in the amount of \$1,231,732 for the construction of transmission and distribution lines for Substation G. Motion carried (8-0).

**XIIIb. Budget adjustment in the amount of \$80,091.00 for Substation G.**

Motion was made by Council Member Sooter, seconded by Council Member Grider to approve a budget adjustment for the electric department in the amount of \$80,091.00 for Substation G. Motion carried (8-0).

**XIV. City Attorney George Spence read by title only Ordinance #(2007-10) adopting a revised pay plan for the City of Bentonville and declaring an emergency.**

Motion was made by Council Member Sanders, seconded by Council Member Baggett to suspend the rules regarding the reading of this ordinance on three separate days and further move that this ordinance be read by title only. Motion carried (8-0). City Attorney George Spence read the ordinance by title only. Motion was made by Council Member Sanders, seconded by Council Member Grider that the ordinance do pass. Motion was made by Council Member Grider seconded by Council Member Sanders to approve the emergency clause. Motion carried (8-0).

Motion was made by Council Member Grider, seconded by Council Member Baggett to adjourn the meeting. Motion carried (8-0).

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Bob McCaslin, Mayor

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Suzanne Grider, City Clerk