

Bentonville City Council
Meeting Minutes
April 28, 2009

The City Council of Bentonville, Arkansas met in regular session on Tuesday, April 28, 2009 at 6:00 p.m. at the Community Development Building, Planning Commission Chambers, 305 SW "A" Street, Bentonville, Arkansas. Present were Council Members Mary Baggett, Jim Grider, Shane Perry, Chris Sooter, Brad Crain, James Dotson, and Bill Burckart. Council Member Ed Austin was absent. Also present were Mayor Bob McCaslin, City Clerk Suzanne Grider, City Attorney George Spence, 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, there was a moment of silence for our military forces and the invocation was given by Bill Rogers of Word of Life Church.

Motion was made by Council Member Baggett, seconded by Council Member Grider to approve the minutes of the April 14, 2009 meeting as written. Motion carried (7-0).

Motion was made by Council Member Dotson, 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 their title only. Motion carried (7-0).

I. City Attorney George Spence read by title only Ordinance #(2009-40) 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. (George and Nancy Huber).

Motion was made by Council Member Dotson, 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 its title only. Motion carried (7-0) of those present with Council Member Austin absent. City Attorney George Spence read the ordinance by its title. Motion was made by Council Member Grider, seconded by Council Member Baggett that the ordinance do pass. Motion carried (7-0) of those present with Council Member Austin absent.

IIa. City Attorney George Spence read by title only Ordinance by its title only #(2009-41) accepting a property line adjustment of Lot 2 Bark Park Addition to the City of Bentonville, Arkansas.

Motion was made by Council Member Dotson, 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 its title only. Motion carried (7-0). City Attorney George Spence read the ordinance by its title only. Motion was made by Council Member Grider, seconded by Council Member Crain that the ordinance do pass. Motion carried (7-0) of those present with Council Member Austin absent.

IIb. City Attorney George Spence read by title only Ordinance by its title only #(2009-42) accepting a property line adjustment of Lot 1 Mountain Bike Trail Addition to the City of Bentonville, Arkansas.

Motion was made by Council Member Dotson, 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 its title only. Motion carried (7-0). City Attorney George Spence read the ordinance by its title only. Motion was made by Council Member Grider, seconded by Council Member Dotson that the ordinance do pass. Motion carried (7-0) of those present with Council Member Austin absent.

III. City Council approval of a temporary document scanning position for Community Development and also a budget adjustment in the amount of \$4,500.00.

Motion was made by Council Member Perry, seconded by Council Member Grider to approve a temporary document scanning position for the Community Development offices and also approve a budget adjustment in the amount of \$4,500.00. Motion carried (7-0) of those present with Council Member Austin absent.

IV. City Attorney George Spence read by title only Resolution #(04-28-09A) authorizing the mayor and clerk to enter into an agreement with the Bentonville Advertising and Promotion Commission for administration of the Wayfinding program in the amount of \$30,000.

Motion was made by Council Member Baggett, seconded by Council Member Perry to adopt the resolution. Motion carried (7-0) of those present with Council Member Austin absent.

V. Informational item concerning the bid award for the Olive/28th Street Improvement Project.

Mike Churchwell, Transportation Director, stated that the design is complete for the Olive/28th St. Improvement project and the department has been working on right of way acquisition, which has been challenging. The City of Rogers City Council is awarding the bid tonight for the project. It will be a 15 month contract to begin in the next few weeks. We had estimated \$3.75 million in our budget this year and we are currently at \$3.2 million right now. The City of Bentonville Electric Department will also be doing some underground electric work for us at that location.

Mr. Churchwell stated that Daivd Mills, our sign shop technician, who has been serving in IRAQ will be back at the City beginning on Monday. We plan to have a drop in for him next week to welcome him back.

VI. City Attorney George Spence read by title only Ordinance by its title only #(2009-43) authorizing the mayor and the city clerk to enter into an agreement with

Arkansas Western Gas Company for the relocation of gas lines in connection with the Southwest "I" Street project in the City of Bentonville, in an amount of \$196,166.00, waiving the requirement of competitive bidding.

Motion was made by Council Member Dotson, 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 its title only. Motion carried (7-0). City Attorney George Spence read the ordinance by its title only. Motion was made by Council Member Grider, seconded by Council Member Sooter that the ordinance do pass. Motion carried (7-0) of those present with Council Member Austin absent.

- VII. Budget Adjustment to install Bar Code System for Inventory. The old barcode solution was discontinued by SunGard H T E because it was not very functional. They have partnered with QuatreD and have available a wireless bar coding solution. This allows you to make adjustments to the individual part number information and allow real time update on a hand held bar coding scanner. This will allow for greater accuracy in our inventory. SunGard's Barcode Interface is a cost of \$8,640.00. Quatred's mobile computing software, hardware, scanners, travel, 3-day training and installation is a cost of \$ 14,610.00. Total cost of "Bar Code System" will be \$23,250.00 plus taxes \$2,092.50 = \$ 25,342.50.**

Motion was made by Council Member Perry, seconded by Council Member Crain to adopt the resolution. Motion carried (7-0) of those present with Council Member Austin absent.

- VIII. Informational presentation on competitive (AFG) Assistance to Firefighters Grant to acquire a GPS activated traffic preemption system for designated controlled intersections.**

Fire Chief Dan White stated the department would like to pursue a very competitive grant, (AFG) an Assistance to Firefighters Grant, to purchase a preemption system for certain designated controlled intersections in the City. This GPS System would have transmitters in the fire vehicles which would activate the light as you are approaching. The total cost we are looking at is \$250,000. There are 18 intersections at approximately \$6,000 to 8,000 a piece and 24 vehicles at \$3,000 to \$4,000 a piece. It is a 90/10 Federal matching grant which would cost the city approximately \$25,000 if we receive it. There is no guarantee we will receive it because there will be a lot of competition because a lot of departments are needing the money now.

Motion was made by Council Member Baggett, seconded by Council Member Burckart to allow the department to pursue the grant. Motion carried (7-0) of those present with Council Member Austin absent.

- IX. City Attorney George Spence read by title only Resolution #(04-28-09B) declaring certain property belonging to the City of Bentonville Fire Department as surplus property. (1992 Grumman Fire Engine).**

April 28, 2009
City Council Minutes

Motion was made by Council Member Grider, seconded by Council Member Sooter to adopt the resolution. Motion carried (7-0) of those present with Council Member Austin absent.

X. City Attorney George Spence read by title only Ordinance by its title only #(2009-44) amending certain ambulance billing rates for the City of Bentonville Fire Department.

Motion was made by Council Member Dotson, 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 its title only. Motion carried (7-0). City Attorney George Spence read the ordinance by its title only. Motion was made by Council Member Perry, seconded by Council Member Baggett that the ordinance do pass. Motion carried (7-0) of those present with Council Member Austin absent.

XI. City Attorney George Spence read by title only Resolution #(04-28-09C) adopting the (NIMS) National Incident Management System established by the United States Department of Homeland Security for all emergency response by all departments and agencies of the City of Bentonville, Arkansas.

Motion was made by Council Member Grider, seconded by Council Member Perry to adopt the resolution. Motion carried (7-0) of those present with Council Member Austin absent.

XII. City Attorney George Spence read by title only Resolution #(04-28-09D) adopting certain standard operating guidelines for the City of Bentonville Fire Department. (Technical Rescue Team Operations and Exhaust Filter Generation).

Motion was made by Council Member Grider, seconded by Council Member Burckart to adopt the resolution. Motion carried (7-0) of those present with Council Member Austin absent.

XIII. Informational Item - Conceptual Design of the Park Property on SW 5th and SW D Streets.

Mr. David Wright, Parks and Recreation Manager, stated that on Feb. 19, 2009 the department held a public meeting for residents to come in and voice their questions and opinions concerning a neighborhood park located at Southwest 5th and Southwest "D" Street. The department mailed out a flyer to every household living within a quarter mile of the park property. Neighbors attended and stated they would like to see a playground, swings, slides, a climbing structure, a pavilion and a fence around the property. The department discussed a natural barrier instead and most residents agreed. This design was brought back to the parks board for their approval and it fit within the city's budget. It will cost approximately \$199, 000 but will last 20 years. The public works department will help the city save approximately \$45,000 by doing the dirt work themselves. The dirt will come from Memorial Park. Mr. Wright stated that the

April 28, 2009
City Council Minutes

engineers should finish their part within 30 days and we should be pushing dirt hopefully in 60 days.

Council Member Grider asked if it was lighted other than with street lights. Mr. Wright stated no.


Council Member Baggett asked how large the pavilion would be. Mr. Wright stated 20 ft.

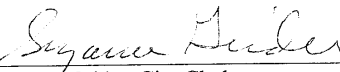
XIV. Informational Item: The widening of E Central Ave/E Hwy 72 has prompted the City to propose necessary adjustments to the Enhanced 911 addressing system. Two street names proposed to be changed are:

- E Hwy 72, from J St to the Hwy 540 interchange, will become E. Central Ave.
- E Central Ave, beginning at E Hwy 72 and continuing east (toward Little Flock) to the corporate limits, will become E Battlefield Blvd.

Troy Galloway, Community Development Director, stated that there will not be a resolution at tonight's meeting for approval. The department had mailed out letters to the 100 residents being affected by the name change and wanted to hold a hearing in case any had questions. No residents attended.

Motion was made by Council Member Grider, seconded by Council Member Burckart to adjourn the meeting. Motion carried (7-0) of those present with Council Member Austin absent.


Bob McCaslin, Mayor


Suzanné Grider, City Clerk