

Bentonville City Council  
Meeting Minutes  
June 23, 2020

The City Council of Bentonville, Arkansas, met in regular session Tuesday, June 23, 2020, at 6:00 p.m., at the Bentonville Community Center, 1101 Southwest Citizens Circle, Bentonville, Arkansas.

Present were council members Chad Goss, Cindy Acree, Chris Sooter, Aubrey Patterson and Jonathan Terlouw, with Tim Robinson and Octavio Sanchez attending remotely and participating by Zoom, and Bill Burckart absent.

Due to the situation related to COVID-19, several members of the city staff and the public also attended remotely by Zoom. Mayor Orman reminded members of the Council that all votes would be by roll call.

There were no public comments or comments from the Council about items on the agenda.

Mayor Orman called the meeting to order. The Mayor led everyone present in the Pledge of Allegiance followed by a moment of silence in support of our armed forces and all those involved in dealing with the COVID-19 crisis.

Motion was made by Council Member Acree to approve the minutes of the June 9, 2020 meeting as presented, second by Council Member Goss. There was no discussion. Motion carried (7-0), with Council Member Burckart absent.

Motion was made by Council Member 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 Council Member Sanchez. There was no discussion. Motion carried (7-0), with Council Member Burckart absent.

1. Presentation of Spirit of Bentonville awards.

Mayor Orman presented the Spirit of Bentonville awards to Officer Christopher Gravley and Dana Jackson. Both were present to accept their award.

2. Bentonville Public Library 2019 annual report.

Mayor Orman recognized Hadi Dudley, Library Director, who presented the report.

- 3a. Ordinance No. 2020-110: Ordinance changing real estate in the City of Bentonville, Arkansas, from its present zoning classification of A-1, agricultural to C-2, general commercial. (Project No. RZ20-18)

[Applicant: Bentonville/Bella Vista Trailblazers Association, Inc.;  
Location: 700 Southwest 16<sup>th</sup> Street]

City Attorney Spence read the ordinance by title only. Motion to pass by Council Member Sanchez, second by Council Member Goss. There was no discussion. Motion carried (7-0), with Council Member Burckart absent.

- 3b. Ordinance No. 2020-111: Ordinance accepting a lot split of Lots 9-10 of Polson's Subdivision to the City of Bentonville, Arkansas. (Project No. LS20-29)

[Applicant: Southeast Sixth Partners, LLC;  
Location: 204 Southeast 6<sup>th</sup> Street]

City Attorney Spence read the ordinance by title only. Motion to pass by Council Member Sanchez, second by Council Member Goss. There was no discussion. Motion carried (7-0), with Council Member Burckart absent.

- 3c. Ordinance No. 2020-112: Ordinance accepting a lot split of Lots 5-6 of Northwest Prairie Addition to the City of Bentonville, Arkansas. (Project No. LS20-26)

[Applicant: Northwest Arkansas Trailblazers;  
Location: 1701 Northwest F Street]

City Attorney Spence read the ordinance by title only. Motion to pass by Council Member Sanchez, second by Council Member Robinson. There was no discussion. Motion carried (7-0), with Council Member Burckart absent.

- 3d. Ordinance No. 2020-113: Ordinance accepting a property line adjustment of Lot 9 of Griffin Addition to the City of Bentonville, Arkansas. (Project No. PLA20-26)

[Applicant: Rose Properties, LLC;  
Location: Southeast Griffin Drive]

City Attorney Spence read the ordinance by title only. Motion to pass by Council Member Sanchez, second by Council Member Goss. There was no discussion. Motion carried (7-0), with Council Member Burckart absent.

- 3e. Ordinance No. 2020-114: Ordinance accepting a property line adjustment of Lot 9, Block 1 of Scoggan Subdivision to the City of Bentonville, Arkansas. (Project No. PLA20-31)

[Applicant: Marrs Developing, LLC;  
Location: 405 Southwest C Street]

City Attorney Spence read the ordinance by title only. Motion to pass by Council Member Sanchez, second by Council Member Goss. There was no discussion. Motion carried (7-0), with Council Member Burckart absent.

4. Ordinance changing real estate in the City of Bentonville, Arkansas, from its present zoning classification of R-1, single family residential to DN-3, downtown high-density residential. (Project No. RZ20-11)

City Attorney Spence read the ordinance by title only. Mr. Spence stated that the applicant had requested that the hearing be postponed for three weeks until the next regularly scheduled Council meeting on July 14.

Motion to postpone the item to the July 14, 2020 agenda by Council Member Sanchez, second by Council Member Robinson.

There was no discussion. Motion carried (7-0), with Council Member Burckart absent.

5. Approval for the appointment of Eric Hipp to the Planning Commission, said term to expire on June 30, 2025.

Motion to approve by Council Member Sanchez, second by Council Member Goss. There was no discussion. Motion carried (7-0), with Council Member Burckart absent.

6. Approval for the appointment of Reginald Wright to the Planning Commission, said term to expire on June 30, 2025.

Motion to approve by Council Member Sanchez, second by Council Member Goss. There was no discussion. Motion carried (7-0), with Council Member Burckart absent.

7. Approval for the appointment of Tom Hoehn to the Public Art Advisory Committee, said term to expire on June 30, 2023.

Motion to approve by Council Member Sanchez, second by Council Member Goss. There was no discussion. Motion carried (7-0), with Council Member Burckart absent.

8. Ordinance No. 2020-115: Ordinance authorizing the Mayor and the City Clerk to purchase ebooks for the Bentonville Public Library from Overdrive, Inc. and waiving the requirement of competitive bidding.

City Attorney Spence read the ordinance by title only.

Motion to pass by Council Member Sanchez, second by Council Member Goss. There was no discussion. Motion carried (7-0), with Council Member Burckart absent.

9. Ordinance No. 2020-116: Ordinance vacating an access and utility easement located at Lot 119 and Lot 81 of Stone Meadow Subdivision to the City of Bentonville, Arkansas, Benton County, Arkansas. (VAC20-08)

[Applicant: Eric Heller;  
Location: 1805 Southwest Riverstone]

Mayor Orman declared a public hearing open for comments. There was no response so Mayor Orman declared the hearing closed.

City Attorney Spence read the ordinance by title only. Motion to pass by Council Member Sanchez, second by Council Member Goss. There was no discussion. Motion carried (7-0), with Council Member Burckart absent.

10. Ordinance No. 2020-117: Ordinance vacating a street right-of-way and establishing a utility easement located at Lot 22 of the Railroad Addition to the City of Bentonville, Arkansas, Benton County, Arkansas. (Project No. VAC20-09)

[Applicant: City of Bentonville;  
Location: Lot 22 of Railroad Addition]

Mayor Orman declared a public hearing open for comments. There was no response so Mayor Orman declared the hearing closed.

City Attorney Spence read the ordinance by title only. Motion to pass by Council Member Sanchez, second by Council Member Acree. There was no discussion. Motion carried (8-0).

11. Resolution No. 6-23-20 A: Resolution setting a public hearing for July 14, 2020, on a petition filed by CEI Engineering requesting a utility easement vacation for Lots 23, 24 and 25 of Chardonay Subdivision.

City Attorney Spence read the resolution by title only. Motion to pass by Council Member Sanchez, second by Council Member Goss. There was no discussion. Motion carried (7-0), with Council Member Burckart absent.

12. Resolution No. 6-23-20 B: Resolution authorizing the Mayor and City Clerk to execute an amendment to an airport land lease agreement for a hangar site located at the Bentonville Municipal Airport.

City Attorney Spence read the resolution by title only.

Motion to pass by Council Member Sanchez, second by Council Member Goss. There was no discussion. Motion carried (7-0), with Council Member Burckart absent.

- 13a. Resolution No. 6-23-20 C: Resolution authorizing the Mayor and Clerk to submit FAA Grant Application 3-05-0006-015-2020 for the Southeast Taxiway "B" construction project at the Bentonville Municipal Airport and to execute any and all contracts associated with said grant and paid for by said grant.

City Attorney Spence read the resolution by title only. Motion to pass by Council Member Sanchez, second by Council Member Goss. There was no discussion. Motion carried (7-0), with Council Member Burckart absent.

- 13b. Approval of a budget adjustment to allow for payment of the FAA administration fees for the FAA Airport Improvement Program Grant Application 3-05-0006-015-2020 for the Southeast Taxiway "B" construction project.

Motion to approve by Council Member Sanchez, second by Council Member Goss. There was no discussion. Motion carried (7-0), with Council Member Burckart absent.

14. Resolution No. 6-23-20 D: Resolution authorizing the Mayor and Clerk to enter into an amendment to the master agreement for professional services with Morrison Shipley Engineers related to the Town Vu Road bridge project.

City Attorney Spence read the resolution by title only. Motion to pass by Council Member Sanchez, second by Council Member Goss. There was no discussion. Motion carried (7-0), with Council Member Burckart absent.

15. Approval of a budget adjustment for the Bentonville Municipal Airport to reimburse funding of airport runway protection zone property in the amount of \$1,127,631.21.

Motion to approve by Council Member Sanchez, second by Council Member Goss. There was no discussion. Motion carried (7-0), with Council Member Burckart absent.

16. Resolution No. 6-23-20 E: Resolution authorizing the Mayor and Clerk to enter into a real estate contract to exchange property with Morrison Tract, LLC.

City Attorney Spence read the resolution by title only. Motion to pass by Council Member Sanchez, second by Council Member Sooter. There was no discussion. Motion carried (7-0), with Council Member Burckart absent.

- 17a. Approval to award Bid No. 20-22 to Diamond C Construction, in the amount of \$256,580.91, for construction of the McCollum Road sidepath Phase 1.

Motion to approve by Council Member Sanchez, second by Council Member Goss. There was no discussion. Motion carried (7-0), with Council Member Burckart absent.

- 17b. Approval of a budget adjustment for the Parks and Recreation Department, in the amount of \$160,000, to recognize revenue from a Transportation Alternatives Grant from Northwest Arkansas Regional Planning for the McCollum sidepath trail.

Motion to approve by Council Member Sanchez, second by Council Member Goss. There was no discussion. Motion carried (7-0), with Council Member Burckart absent.

18. Resolution No. 6-23-20 F: Resolution adopting the master plan for the Quilt of Parks for the City of Bentonville, Arkansas.

City Attorney Spence read the resolution by title only. Motion to pass by Council Member Sanchez, second by Council Member Goss. There was no discussion. Motion carried (7-0), with Council Member Burckart absent.

- 19a. Ordinance No. 2020-118: Ordinance authorizing the Mayor and the City Clerk to enter into an agreement with Stephens Insurance, LLC for the City of Bentonville's building and property insurance and waiving the requirement of competitive bidding.

City Attorney Spence read the ordinance by title only.

Motion to pass by Council Member Sanchez, second by Council Member Acree. There was no discussion. Motion carried (7-0), with Council Member Burckart absent.

- 19b. Approval of a budget adjustment for the Administration Department, in the amount of \$297,006, to cover the increased cost of property insurance.

Motion to approve by Council Member Sanchez, second by Council Member Goss. There was no discussion. Motion carried (7-0), with Council Member Burckart absent.

20. Resolution No. 6-23-20 G: Resolution of support for the "Our Bentonville - Be Safe, Be Smart" public awareness campaign and health authority guidance related to COVID-19.

City Attorney Spence read the resolution by title only. Motion to pass by Council Member Sanchez, second by Council Member Goss. There was no discussion. Motion carried (7-0), with Council Member Burckart absent.

Mayor Orman adjourned the meeting.

Council Member Sanchez reported briefly on the Utility Board having held a mostly organizational and educational meeting earlier in the day. There were no other committee reports and no public comments.

  
Linda Spence, City Clerk

  
Stephanie Orman, Mayor

