



BENTON CITY COUNCIL

DECEMBER 17, 2020



AGENDA MEETING - 6:30 PM

REGULAR SESSION - 7:00 PM

**BENTON MUNICIPAL COMPLEX
114 SOUTH EAST STREET
COUNCIL CHAMBERS**

TOM FARMER, MAYOR

BENTON CITY COUNCIL
December 17, 2020
7:00 PM
AGENDA

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|-------------|---|---|
| I. | CALL TO ORDER | Mayor Tom Farmer |
| II. | INVOCATION | |
| III. | PLEDGE OF ALLEGIANCE | Council Member Lee |
| IV. | ROLL CALL | City Clerk |
| V. | APPROVAL OF MINUTES | November 30, 2020
Regular Meeting |
| VI. | COMMITTEE REPORTS & MOTIONS | |
| 1. | FINANCE COMMITTEE | Council Member Cash |
| | A.) RESOLUTION NO. 96 OF 2020 | |
| | A RESOLUTION ADOPTING THE 2020 BUDGET FOR THE GENERAL FUND, ANIMAL CONTROL, PARKS AND STREET FUNDS; ESTABLISHING A PROCEDURE FOR REVISING SAME; AND FOR OTHER PURPOSES | |
| | B.) RESOLUTION NO. 97 OF 2020 | |
| | A RESOLUTION CLOSING CERTAIN INACTIVE BANK ACCOUNTS OF THE CITY; AND FOR OTHER PURPOSES | |
| | C.) RESOLUTION NO. 98 OF 2020 | |
| | A RESOLUTION AMENDING THE 2020 BUDGET FOR THE GENERAL FUND AS ADOPTED IN RESOLUTION 82 OF 2019; ACCEPTING CARES ACT FUNDS FROM THE STATE OF ARKANSAS IN THE AMOUNT OF \$1,215,512.00 WHICH PROVIDES FINANCIAL RELIEF FROM THE COVID 19 PANDEMIC; AND FOR OTHER PURPOSES | |
| | D.) RESOLUTION NO. 99 OF 2020 | |
| | A RESOLUTION AUTHORIZING THE MAYOR TO CREATE AN ACCOUNT FOR THE PURPOSE OF HOLDING FUNDS FOR PAYMENT OF EXPENSES ASSOCIATED WITH THE COMBINED 911 CALL CENTER; AND FOR OTHER PURPOSES | |
| | E.) RESOLUTION NO. 100 OF 2020 | |
| | A RESOLUTION AUTHORIZING THE MAYOR TO CREATE AN ACCOUNT FOR THE PURPOSE OF HOLDING FUNDS FOR PAYMENT OF THE COSTS OF NEW POLICE VEHICLES; AND FOR OTHER PURPOSES | |
| | F.) RESOLUTION NO. 101 OF 2020 | |
| | A RESOLUTION AUTHORIZING THE CITY TO ENTER IN TO A CONTRACT WITH TYLER TECHNOLOGIES FOR THE PURCHASE OF SOFTWARE FOR THE HUMAN RESOURCES DEPARTMENT AND FINANCIAL SERVICES; AND FOR OTHER PURPOSES | |
| | G.) RESOLUTION NO. 102 OF 2020 | |
| | A RESOLUTION AUTHORIZING THE CITY TO ENTER INTO A CONTRACT EXTENSION WITH BRIAN BUTLER WHO SHALL SERVE AS THE ATTORNEY FOR THE POLICE AND FIRE DEPARTMENTS BEFORE THE CIVIL SERVICE COMMISSION; AND FOR OTHER PURPOSES | |

2. **PARKS COMMITTEE** **Council Member Hart**
- A.) RESOLUTION NO. 103 OF 2020**
A RESOLUTION ACCEPTING THE LOWEST ACCEPTABLE BID FOR CONSTRUCTING A FENCE AT RALPH BUNCHE PARK FROM JCON IN THE AMOUNT OF \$69,980.00; AND FOR OTHER PURPOSES
- B.) RESOLUTION NO. 104 OF 2020**
A RESOLUTION AUTHORIZING THE CITY TO ENTER INTO A CONTRACT EXTENSION WITH CBJ VENDING, LLC FOR OPERATING VENDING SERVICES LOCATIONS DESIGNATED BY THE CITY; AND FOR OTHER PURPOSES
3. **COMMUNITY SERVICES/ANIMAL CONTROL** **Council Member Reed**
- A.) ORDINANCE NO. 72 OF 2020**
AN ORDINANCE REZONING 2112 WATTS ROAD IN THE CITY OF BENTON, SALINE COUNTY ARKANSAS FROM R-7 MULTI-FAMILY TO C2 GENERAL COMMERCIAL; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES
- B.) RESOLUTION NO. 105 OF 2020**
A RESOLUTION AUTHORIZING THE CITY ATTORNEY TO FILE LAWSUITS IN THE SALINE COUNTY CIRCUIT COURT SEEKING TO ABATE PUBLIC NUISANCES LOCATED AT THIRTEEN PROPERTIES INSIDE THE BENTON CITY LIMITS; AND FOR OTHER PURPOSES
- C.) RESOLUTION NO. 106 OF 2020**
A RESOLUTION RATIFYING AND CONFIRMING THE APPOINTMENT OF DARRELL WOOD AS COMMISSIONER TO THE BENTON PLANNING & ZONING COMMISSION; AND FOR OTHER PURPOSES
- D.) RESOLUTION NO. 107 OF 2020**
A RESOLUTION RATIFYING AND CONFIRMING THE APPOINTMENT OF JOHNISE LAWANI AS COMMISSIONER TO THE BENTON PLANNING & ZONING COMMISSION; AND FOR OTHER PURPOSES
4. **STREET & DRAINAGE COMMITTEE** **Council Member Hamm**
- A.) RESOLUTION NO. 108 OF 2020**
A RESOLUTION ACCEPTING THE LOWEST ACCEPTABLE BID FOR THE SHENANDOAH BRIDGE PROJECT FROM HYDCO, INC. IN THE AMOUNT OF \$696,650.00; AND FOR OTHER PURPOSES
5. **PERSONNEL/HEALTH & SAFETY COMMITTEE** **Council Member Donnor**
- A.) ORDINANCE NO. 73 OF 2020**
AN ORDINANCE SETTING THE SALARY FOR THE OFFICE OF CITY CLERK; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES
- B.) ORDINANCE NO. 74 OF 2020**
AN ORDINANCE SETTING THE SALARY FOR THE OFFICE OF COUNCIL MEMBER; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES
- C.) ORDINANCE NO. 75 OF 2020**
AN ORDINANCE ADOPTING CERTAIN POLICIES AND PROCEDURES FOR THE CITY OF BENTON POLICE DEPARTMENT; DECLARING AN EMERGENCY; AND, FOR OTHER PURPOSES

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| 6. | PUBLIC UTILITIES COMMISSION | Council Member Herzfeld |
| | A.) RESOLUTION NO. 109 OF 2020 | |
| | A RESOLUTION RATIFYING AND CONFIRMING THE APPOINTMENT OF JERRY PONDER AS COMMISSIONER TO THE PUBLIC UTILITIES COMMISSION; AND FOR OTHER PURPOSES | |
| 7. | A&P COMMISSION | Council Members Baptist & Brown |
| VII. | Old Business | |
| VIII. | Public Comments | |
| IX. | SPECIAL PRESENTATION | Mayor Tom Farmer |
| X. | Adjourn | |

MINUTES OF THE BENTON CITY COUNCIL
Regular Session
November 30, 2020
Benton Municipal Complex

The Benton City Council was called to order at 7 pm.

Council Member Brown gave the invocation.

Council Member Hart led the pledge of allegiance.

Roll was called.

The following persons were in attendance:

**Council Member Frank Baptist
Council Member Jocelyn Cash
Council Member Bill Donnor
Council Member Jeff Morrow
Council Member Steve Lee
Brent Houston, City Attorney**

**Council Member Steve Brown
Council Member Evelyn Reed
Council Member Judd Hart
Council Member James Herzfeld
Council Member Jeff Hamm
Tom Farmer, Mayor**

When roll was called ten (10) council members were present. A quorum was declared. City Clerk Cindy Stracener was absent. Tina Coston filled in for the city clerk.

Council Member Hamm made a motion to approve the October 26, 2020 public hearing minutes concerning Arch Street. Seconded by Council Member Lee. The Mayor called for a voice vote. All council members replied in the affirmative, motion was approved with 10 affirmative votes.

Council Member Cash made a motion to approve the October 26, 2020 public hearing minutes concerning First Street. Seconded by Council Member Lee. The Mayor called for a voice vote. All council members replied in the affirmative, motion was approved with 10 affirmative votes.

Council Member Hamm made a motion to approve the minutes from the October 26, 2020 council meeting. Seconded by Council Member Baptist. The Mayor called for a voice vote. All council members replied in the affirmative, motion was approved with 10 affirmative votes.

Council Member Hart made a motion to adopt Resolution 93 of 2020 – A Resolution Accepting the Lowest Acceptable Bid for Parking Lot Improvements at Tyndall Park from Redstone Construction Group, Inc. in the Amount of \$139,500.25; and for Other Purposes. Seconded by Council Member Lee. The resolution was read. The Mayor asked for any comments, none. Roll was called which resulted in Council Member Baptist yes, Council Member Brown yes, Council Member Cash yes, Council Member Reed yes, Council Member Donnor yes, Council Member Morrow yes, Council Member Hart yes, Council Member Herzfeld yes, Council Member Lee yes, and Council Member Hamm yes. Resolution 93 of 2020 was approved with 10 affirmative votes.

Council Member Hamm made a motion to adopt Resolution 94 of 2020 – A Resolution Awarding a Contract for Architectural Services for Constructing a New Fire Station at Exit 114 to Black, Corley, Owens and Hughes PA; and for Other Purposes by title only. Seconded by Council Member Donnor. The resolution was read by title only. The Mayor asked for any comments, none. Roll was called which resulted in Council Member Baptist yes, Council Member Brown yes, Council Member Cash yes, Council Member Reed yes, Council Member Donnor yes, Council Member Morrow yes, Council Member Hart yes, Council Member Herzfeld yes, Council Member Lee yes, and Council Member Hamm yes. Resolution 94 of 2020 was approved with 10 affirmative votes.

The next item on the agenda was committee reports and motions. Council Member Hart was recognized for a report from the Parks Committee. Council Member Hart asked for the first reading of Ordinance 66 of 2020 – An Ordinance Setting the 2021 Rental Rates for the Parks and Recreation Department; Declaring an Emergency; and for Other Purposes. Seconded by Council Member Hamm. The ordinance was read. The Mayor asked for any comments. None. Council Member Hart made a motion to adopt Ordinance 66 of 2020 on its second and third readings by title only. Seconded by Council Member Lee. The ordinance was read by title only. Roll was called which resulted in Council Member Baptist yes, Council Member Brown yes, Council Member Cash yes, Council Member Reed yes, Council Member Donnor yes, Council Member Morrow yes, Council Member Hart yes, Council Member Herzfeld yes, Council Member Lee yes, and Council Member Hamm yes. Ordinance 66 of 2020 was adopted with 10 affirmative votes. Council Member Hart made a motion to adopt the emergency clause. Seconded by Council Member Cash. Roll was called which resulted in Council Member Baptist yes, Council Member Brown yes, Council Member Cash yes, Council Member Reed yes, Council Member Donnor yes, Council Member Morrow yes, Council Member Hart yes, Council Member Herzfeld yes, Council Member Lee yes, and Council Member Hamm yes. The emergency clause was adopted with 10 affirmative votes.

Council Member Hart made a motion to adopt Resolution 95 of 2020 – A Resolution Accepting the Lowest Acceptable Bid for Resurfacing the Pickleball Court at Tyndall Park from Wagner General Contractors, Inc. in the amount of \$76,500; and for Other Purposes. Seconded by Council Member Cash. The resolution was read. The Mayor asked for any comments, none. Roll was called which resulted in Council Member Baptist yes, Council Member Brown yes, Council Member Cash yes, Council Member Reed yes, Council Member Donnor yes, Council Member Morrow yes, Council Member Hart yes, Council Member Herzfeld yes, Council Member Lee yes, and Council Member Hamm yes. Resolution 95 of 2020 was approved with 10 affirmative votes.

Council Member Cash was recognized for a report from the Finance Committee. Council Member Cash asked for the first reading of Ordinance 67 of 2020 – An Ordinance Creating a Restricted Account for the Purpose of Saving Funds for the Purchase of New Financial Software for the City; Authorizing the Transfer of Funds; and For Other Purposes. Seconded by Council Member Donnor. The ordinance was read. The Mayor asked for any comments. None. Council Member Cash made a motion to adopt Ordinance 67 of 2020 on its second and third readings by title only. Seconded by Council Member Reed. The ordinance was read by title only. Roll was called which resulted in Council Member Baptist yes, Council Member Brown yes, Council Member Cash yes, Council Member Reed yes,

Council Member Donnor yes, Council Member Morrow yes, Council Member Hart yes, Council Member Herzfeld yes, Council Member Lee yes, and Council Member Hamm yes. Ordinance 67 of 2020 was adopted with 10 affirmative votes. Council Member Cash made a motion to adopt the emergency clause. Seconded by Council Member Donnor. Roll was called which resulted in Council Member Baptist yes, Council Member Brown yes, Council Member Cash yes, Council Member Reed yes, Council Member Donnor yes, Council Member Morrow yes, Council Member Hart yes, Council Member Herzfeld yes, Council Member Lee yes, and Council Member Hamm yes. The emergency clause was adopted with 10 affirmative votes.

Council Member Reed was recognized for a report from the Community Services/Animal Control Committee. Council Member Reed stated she had nothing to report.

Council Member Hamm was recognized for a report from the Streets and Drainage Committee. Council Member Hamm asked for the first reading of Ordinance 68 of 2020 – An Ordinance Amending Ordinance 5 of 1998; Increasing the Amount of Aggregate Base Material and Asphalt Required in the Construction of Local Residential and Narrow Residential Streets; Declaring an Emergency and for Other Matters Pertaining Thereto. Seconded by Council Member Reed. The ordinance was read. The Mayor asked for any comments, none. Council Member Hamm made a motion to adopt Ordinance 68 of 2020 on its second and third readings by title only. Seconded by Council Member Lee. The ordinance was read by title only. Roll was called which resulted in Council Member Baptist yes, Council Member Brown yes, Council Member Cash yes, Council Member Reed yes, Council Member Donnor yes, Council Member Morrow yes, Council Member Hart yes, Council Member Herzfeld yes, Council Member Lee yes, and Council Member Hamm yes. Ordinance 68 of 2020 was adopted with 10 affirmative votes. Council Member Hamm made a motion to approve the emergency clause. Seconded by Council Member Hart. Roll was called which resulted in Council Member Baptist yes, Council Member Brown yes, Council Member Cash yes, Council Member Reed yes, Council Member Donnor yes, Council Member Morrow yes, Council Member Hart yes, Council Member Herzfeld yes, Council Member Lee yes, and Council Member Hamm yes. The emergency clause was adopted with 10 affirmative votes.

Council Member Hamm asked for the first reading of Ordinance 69 of 2020 – An Ordinance Accepting the Public Streets, Utilities and Storm Drainage for Maintenance Within the Villas Subdivision; Declaring an Emergency and for Other Purposes. Seconded by Council Member Herzfeld. The ordinance was read. The Mayor asked for any comments, none. Council Member Hamm made a motion to adopt Ordinance 69 of 2020 on its second and third readings by title only. Seconded by Council Member Brown. The ordinance was read by title only. Roll was called which resulted in Council Member Baptist yes, Council Member Brown yes, Council Member Cash yes, Council Member Reed yes, Council Member Donnor yes, Council Member Morrow yes, Council Member Hart yes, Council Member Herzfeld yes, Council Member Lee yes, and Council Member Hamm yes. Ordinance 69 of 2020 was adopted with 10 affirmative votes. Council Member Hamm made a motion to adopt the emergency clause. Seconded by Council Member Reed. Roll was called which resulted in Council Member Baptist yes, Council Member Brown yes, Council Member Cash yes, Council Member Reed yes, Council Member Donnor yes, Council Member Morrow yes, Council Member Hart yes, Council Member Herzfeld yes, Council

Member Lee yes, and Council Member Hamm yes. The emergency clause was adopted with 10 affirmative votes.

Council Member Donner was recognized for a report from the Personnel/Health & Safety Committee. Council Member Donner asked for the first reading of Ordinance 70 of 2020 – An Ordinance Modifying the Pay Structure for All General Fund, Street, Animal Control, and Parks Department Employees; Declaring an Emergency; and For Other Purposes. Seconded by Council Member Morrow. The ordinance was read. The Mayor asked for any comments, none. Council Member Donner made a motion to adopt Ordinance 70 of 2020 by on its second and third readings by title only. Seconded by Council Member Reed. The ordinance was read by title only. Roll was called which resulted in Council Member Baptist yes, Council Member Brown yes, Council Member Cash yes, Council Member Reed yes, Council Member Donner yes, Council Member Morrow yes, Council Member Hart yes, Council Member Herzfeld yes, Council Member Lee yes, and Council Member Hamm yes. Ordinance 70 of 2020 was adopted with 10 affirmative votes. Council Member Donner made a motion to approve the emergency clause. Seconded by Council Member Lee. Roll was called which resulted in Council Member Baptist yes, Council Member Brown yes, Council Member Cash yes, Council Member Reed yes, Council Member Donner yes, Council Member Morrow yes, Council Member Hart yes, Council Member Herzfeld yes, Council Member Lee yes, and Council Member Hamm yes. The emergency clause was adopted with 10 affirmative votes.

The next meeting of the personnel committee will Monday night.

Council Member Herzfeld was recognized for a report on the Public Utilities Commission. Council Member Herzfeld asked for the first reading of Ordinance 71 of 2020 – An Ordinance Waiving Competitive Bidding and Authorizing and Ratifying the Purchase of One Flygt Model NP 3202 Submersible Pump for the Benton Utilities Wastewater Treatment Department; Declaring an Emergency; and For Other Purposes. Seconded by Council Member Morrow. The ordinance was read. The Mayor asked for any comments, none. Council Member Herzfeld made a motion to adopt Ordinance 71 of 2020 on its second and third readings by title only. Seconded by Council Member Reed. The ordinance was read by title only. Roll was called which resulted in Council Member Baptist yes, Council Member Brown yes, Council Member Cash yes, Council Member Reed yes, Council Member Donner yes, Council Member Morrow yes, Council Member Hart yes, Council Member Herzfeld yes, Council Member Lee yes, and Council Member Hamm yes. Ordinance 71 of 2020 was adopted with 10 affirmative votes. Council Member Herzfeld made a motion to approve the emergency clause. Seconded by Council Member Lee. Roll was called which resulted in Council Member Baptist yes, Council Member Brown yes, Council Member Cash yes, Council Member Reed yes, Council Member Donner yes, Council Member Morrow yes, Council Member Hart yes, Council Member Herzfeld yes, Council Member Lee yes, and Council Member Hamm yes. The emergency clause was adopted with 10 affirmative votes.

Council Member Baptist was recognized for a report on the A&P Commission. He stated that there was no report.

The Mayor asked if there was any unfinished business, new business or old business. None. He asked for any public comments. Brian Black thanked the council for hiring his firm as the architect for the new fire station.

The Mayor stated that the council meeting for December will be on December 17, 2020. Committee meetings will be the week of 7th. A virtual tree lighting will be on December 4th. January 4th at 6:00 pm all council members will be sworn in. The Finance Committee will meet December 7th. Community Service will meet December 10th. Streets and Drainage will also meet on the 10th.

The meeting was adjourned.

Cindy Stracener, City Clerk

Tom Farmer, Mayor

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December 14, 2020

Mayor Tom Farmer
City Clerk Cindy Stracener
Members of the Benton City Council and
Citizens of Benton
114 South East Street
Benton, AR 72015

Dear Mr. Mayor, Madam Clerk, Council Members and Benton Citizens:

It has been a pleasure serving the citizens of the city as its elected City Attorney for the past fourteen years. I have learned a great deal about our community and its residents during this time. I can honestly say our city is one of best places in the country to reside.

During the past fourteen years, I have been happy to play a supporting role for three fine men who served as our Mayor. Each have had their own projects for making our city a better place to live. One of the best parts of being City Attorney is looking at areas of town and realizing I played a small part in making certain community projects a reality, such as the Benton Event Center, Riverside Park, the Farmer's Market, the Highway 5 Fire Station, and the expansions of Military Road and Alcoa Road.

I will never forget the feelings that ran through me the day we won the lawsuit that allowed The Shoppes of Benton to proceed with construction. Many people do not know that I had been told if the City did not win the lawsuit and on the day it was set for trial, the developer was going on to a different project. The pressure of that trial was one of the greatest I had in my career because I knew what the project would mean for our community.

During my tenure I have formed many good relationships with the council members, department heads and employees. I hope the advice I gave to each of them was always sound. Over the years I have worked with and served alongside many great people who cared for the city and wanted to do their very best for the citizens. Collectively, I believe we have made Benton a better place to live and work.

December 14, 2020
Page 2 of 2

As you know I have been elected to serve as one of our county's circuit judges. I look forward to this new experience and hope I can have a positive impact on people's lives. For this reason I am resigning from the office of Benton City Attorney effective December 31, 2020. While part of me is sad to leave, I am comforted with the belief you will be in good hands with Baxter Drennon who will be fulfilling the remainder of my term.

Thank you for allowing me to serve as your City Attorney.

Sincerely,

A handwritten signature in black ink, appearing to be "Brent D. Houston", with a large, stylized flourish extending to the left and right.

Brent D. Houston

RESOLUTION NO. 96 OF 2020

A RESOLUTION ADOPTING THE 2020 BUDGET FOR THE GENERAL FUND, ANIMAL CONTROL, PARKS AND STREET FUNDS; ESTABLISHING A PROCEDURE FOR REVISING SAME; AND FOR OTHER PURPOSES

WHEREAS, pursuant to A.C.A. 14-58-201, the Mayor of the City of Benton, Arkansas has an obligation to submit an annual budget to the City Council for approval for the upcoming year; and

WHEREAS, pursuant to A.C.A. 14-58-202, the City Council of the City of Benton, Arkansas has an obligation to adopt a budget for the operation of the city for the upcoming year.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BENTON, ARKANSAS:

SECTION 1: Pursuant to the authority granted in A.C.A. 14-58-202 and 14-58-203 the City Council does hereby adopt the FY2021 City of Benton Budget (budget) which is attached hereto, marked as "Exhibit 1." The adoption of this budget shall be deemed as an appropriation pursuant to the foregoing statutes.

SECTION 2: The line items contained within the budget are deemed to be estimates of the costs necessary for running each department through the year. Expenditures may not exceed those amounts defined within "Exhibit 1."

SECTION 3: Should the amount budgeted for each amount shown in "Exhibit 1" need to be revised, monetary transfers between the departments may occur and shall be administered by and be the responsibility of the Mayor or his appointed staff member. Any adjustments to the amount budgeted within each category shall be done by the City Council who shall do so by passing a resolution amending the budget.

PASSED AND APPROVED this the _____ day of December 2020.

Tom Farmer, Mayor

Cindy Stracener, City Clerk

“EXHIBIT 1”

A copy of the 2021 proposed budget is available in the
Administrative Services Department located in the
Benton Municipal Complex, 114 S. East St., Benton, AR. 72015,
or by calling Mandy Spicer @ (501)776-5900

RESOLUTION NO. 97 OF 2020

A RESOLUTION CLOSING CERTAIN INACTIVE BANK
ACCOUNTS OF THE CITY; AND FOR OTHER PURPOSES

WHEREAS, it has been determined that certain bank accounts of the City are inactive and should be closed.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Benton, Arkansas, that:

SECTION 1: All bank accounts listed within Exhibit "1" to this Resolution shall be closed. The Mayor, City Clerk and the Mayor's designee are hereby authorized to close all banks contained within Exhibit "1". The Mayor is likewise authorized to transfer the balances in each account as provided for in Exhibit "1".

PASSED AND APPROVED this the _____ day of December, 2020.

Tom Farmer, Mayor

Cindy Stracener, City Clerk

City of Benton-Bank Account Closing List

Account Name:	G/L Number	Fund	Balance
Police Grant Fund	130.550.10.00	General	0.02
Fire Act Grant Fund	130.620.10.00	General	116,834.55
Promotion of Public Safety Fund	131.210.10.00	General	3,271.42
ACEDP-Generator Grant funds	131.530.10.00	General	5.01
Economic Development Grant Fund	130.440.60.00	Debt Service	2,529.61
ADED Multi Activity Grant #EIF200109	130.510.60.00	Debt Service	148.55
Senior Adult Center-Project Fund	130.690.60.00	Debt Service	0.01
Total to be deposited in to the General Operating Fund			122,789.17
Special Projects-Lillian St	131.460.23.00	Special Proj	18.76
Special Projects-Alcoa Rd	131.470.23.00	Special Proj	26,198.46
Total to be deposited in to the Street Improvement Fund			26,217.22
Parks-Riverside Park Dev Construction Fund	130.700.35.00	Parks	13.70
Total to be deposited in to the Parks Operating Fund			13.70

RESOLUTION NO. 98 OF 2020

A RESOLUTION AMENDING THE 2020 BUDGET FOR THE GENERAL FUND AS ADOPTED IN RESOLUTION 82 OF 2019; ACCEPTING CARES ACT FUNDS FROM THE STATE OF ARKANSAS IN THE AMOUNT OF \$1,215,512.00 WHICH PROVIDES FINANCIAL RELIEF FROM THE COVID 19 PANDEMIC; AND FOR OTHER PURPOSES

WHEREAS, the City has received the amount of \$1,215,512.00 in CARES Act funds from the State of Arkansas representing financial relief from the COVID 19 Pandemic; and

WHEREAS, the City Council hereby accepts these funds on behalf of the City; and

WHEREAS, the City Council needs to amend the 2020 General Fund budget in order to accept \$1,215,521.00 in CARES Act funds as additional income for the City as set forth in Exhibit "1" to this Resolution.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BENTON, ARKANSAS:

SECTION 1: The City Council does hereby accept the CARES Act funds from the State of Arkansas as stated above. These funds in the amount of \$1,215,521.00 shall be additional income for the City. These funds shall be appropriated as follows:

- \$50,000 for an audit;
- \$200,000 for future Animal Control facility;
- \$500,000 for future salaries reserve fund;
- the remaining amount shall be deposited into the Financial Stability fund.

SECTION 2: Pursuant to the authority granted in A.C.A. Sec. 14-58-202 and 14-58-203 the City Council does hereby amend the FY2020 City of Benton Budget as adopted in Resolution 82 of 2019 for the purpose of accepting \$1,215,512.00 in CARES Act funds referenced above. The revised income for the operations of the City is attached hereto as Exhibit "1" to this resolution and are more fully described therein. The adoption of this amendment shall be deemed as an appropriation of city funds.

PASSED AND APPROVED this the _____ day of December, 2020.

Tom Farmer, Mayor

Cindy Stracener, City Clerk

City of Benton, Arkansas

General Fund Budget Amendment FY 2020



The Finance Committee of the City of Benton does hereby submit for approval a budget amendment for the Fiscal Year 2020. This submittal includes a revision for the General Fund.

Section 1 defines the dollar amount of the amendments contained in this exhibit.

Section 2 is a detailed explanation of the amended Funding and Disbursements.

Section 1: Amended Appropriations – Fiscal Year 2020

General Fund

	Beginning Approved Budget	Budget Amendment	Revised Budget
Receipts	\$17,353,464	\$1,215,512	\$18,568,976
Personnel	\$14,668,539		\$14,668,539
O&M, Other, etc	\$2,161,578		\$2,161,578
Capital Items	\$637,302		\$637,302
Total Budget	(\$113,955)		\$1,101,557

Section 2: Funding & Disbursements – Fiscal Year 2020

General Fund

Funding

This budget amendment increases the receipts in General Fund to account for the receipt of funds from the CARES act grant.

GF Revenues	680.19.10.00	\$1,215,512
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RESOLUTION NO. 99 OF 2020

A RESOLUTION AUTHORIZING THE MAYOR TO CREATE AN ACCOUNT FOR THE PURPOSE OF HOLDING FUNDS FOR PAYMENT OF EXPENSES ASSOCIATED WITH THE COMBINED 911 CALL CENTER; AND FOR OTHER PURPOSES

WHEREAS, it has been determined that an account should be created which shall hold funds needed for expenses associated with the combined 911 Call Center.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Benton, Arkansas, that:

SECTION 1: The Mayor is authorized to create an account for holding funds for the payment of expenses associated with the combined 911 Call Center. The Mayor is also authorized to transfer the sum of \$32,477.82 from cash on hand into the account, representing the City's portion of the cost of a new generator for the facility. In addition thereto, the Mayor is also authorized to transfer the sum of \$201,589.65 into the account representing the City's portion of radio communications upgrades. These funds shall also come from cash on hand.

PASSED AND APPROVED this the _____ day of December, 2020.

Tom Farmer, Mayor

Cindy Stracener, City Clerk

RESOLUTION NO. 100 OF 2020

A RESOLUTION AUTHORIZING THE MAYOR TO CREATE AN ACCOUNT FOR THE PURPOSE OF HOLDING FUNDS FOR PAYMENT OF THE COSTS OF NEW POLICE VEHICLES; AND FOR OTHER PURPOSES

WHEREAS, it has been determined that an account should be created which shall hold funds necessary for paying the costs associated with the purchase of four police vehicles which were ordered in 2020 but will be paid for in 2021.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Benton, Arkansas, that:

SECTION 1: The Mayor is authorized to create an account for holding funds for the payment of expenses associated with the purchase of four police vehicles which were ordered in 2020 but which will not arrive until 2021 when the payment will be due. The Mayor is also authorized to transfer the sum of \$238,117.00 from Public Safety Fund budget into the account for this purpose.

PASSED AND APPROVED this the _____ day of December, 2020.

Tom Farmer, Mayor

Cindy Stracener, City Clerk

RESOLUTION NO. 101 OF 2020

A RESOLUTION AUTHORIZING THE CITY TO ENTER IN TO A CONTRACT WITH TYLER TECHNOLOGIES FOR THE PURCHASE OF SOFTWARE FOR THE HUMAN RESOURCES DEPARTMENT AND FINANCIAL SERVICES; AND FOR OTHER PURPOSES

WHEREAS, the City of Benton advertised for proposals for software for the Human Resources Department and Financial Services; and

WHEREAS, it has been determined that the proposal of Tyler Technologies is the most acceptable proposal for the City's needs.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Benton, Arkansas, that:

SECTION 1: The Mayor and City Clerk are hereby authorized to execute, on behalf of the City of Benton, a contract with Tyler Technologies for the purchase and installation of software for the Human Resources Department and Financial Services. The proposal of Tyler Technologies is attached hereto as Exhibit "1".

PASSED AND APPROVED this the _____ day of December, 2020.

Tom Farmer, Mayor

Cindy Stracener, City Clerk

“EXHIBIT 1”

A copy of the proposal from Tyler Technologies is available in the Administrative Services Department located in the Benton Municipal Complex, 114 S. East St., Benton, AR. 72015, or by calling Mandy Spicer @ (501)776-5900

RESOLUTION NO. 102 OF 2020

A RESOLUTION AUTHORIZING THE CITY TO ENTER INTO A CONTRACT EXTENSION WITH BRIAN BUTLER WHO SHALL SERVE AS THE ATTORNEY FOR THE POLICE AND FIRE DEPARTMENTS BEFORE THE CIVIL SERVICE COMMISSION; AND FOR OTHER PURPOSES

WHEREAS, Arkansas state law provides that the police and fire chief shall have separate counsel before the city's Civil Service Commission in as much as the City Attorney gives advice to the commission; and

WHEREAS, the police and fire chiefs have been represented by attorney George Ellis who passed last year; and

WHEREAS, the City earlier this year advertised for the legal services to be provided for the police and fire chiefs; and

WHEREAS, the City entered into a six month contract with Mr. Butler for providing these services; and

WHEREAS, the city administration has determined that the contract should be extended until December 31, 2021.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Benton, Arkansas, that:

SECTION 1: The Mayor or his designee is hereby authorized to execute, on behalf of the City of Benton, a contract extension with Brian Butler for providing legal services to the police and fire chief before the city's Civil Service Commission. This contract is attached hereto as Exhibit "1".

PASSED AND APPROVED this the _____ day of December, 2020.

Tom Farmer, Mayor

Cindy Stracener, City Clerk

CONTRACT FOR LEGAL SERVICES

THIS AGREEMENT has been entered into this day between the City of Benton, Arkansas ("City of Benton") and Brian Butler ("Contractor"), for and in consideration of the mutual covenants and agreements herein set forth:

1. Contractor agrees to provide legal services to the City of Benton Police Chief and Fire Chief (hereinafter "Chiefs") in all matters pending before the City of Benton Civil Service Commission.

2. The Contractor shall determine the means and the manner of performance of the contracted services. Contractor agrees to timely respond to legal issues presented by the Chiefs and to provide competent representations in such matters.

4. Contractor covenants and agrees to perform the services provided by this agreement to the best of his ability using accepted professional standards for providing the contracted services to the City of Benton.

5. The Contractor shall be compensated at a rate of \$416.67 per month as a retainer. The Contractor may also bill at a rate of \$200.00 per hour for actual time spent in representation of the Chiefs. Any hourly billing shall be in ten (10) minute increments.

6. The Contractor shall provide a monthly itemization of the time billed to the City for his work. Payment shall be made within ten days of the receipt of the itemization.

7. This agreement shall commence as of January 1, 2021 and shall continue until December 31, 2021 under the terms and conditions provided herein unless terminated in writing by notice given at least thirty (30) days prior to the expiration of any contract year. The City prior to the end of the contract year shall determine if the contract should be extended.

8. This is an agreement for services to be performed by an independent contractor. Contractor shall be responsible for the payment of all employment taxes and the like. Contractor shall not be entitled to any employment benefits from the City of Benton and acknowledges that he is not an employee of the City of Benton.

9. This agreement is drawn to be effective in and shall be

construed in accordance with the laws of the State of Arkansas. No amendment or variation of the terms of this agreement shall be valid unless made in writing and signed by the Contractor and duly authorized representative of the City of Benton. A waiver of any of the terms and conditions hereof shall not be construed as a general waiver by the City of Benton, and the City of Benton shall be free to reinstate any such term or condition with or without notice to Contractor. This contract may not be assigned.

10. Any notice to be given herein shall be to the following individuals:

City of Benton:
Tom Farmer, Mayor
114 S. East Street
Benton, Arkansas 72015

Contractor:

Brian Butler
113 South Market Street
Benton, Arkansas 72015

WITNESS the hands and seals of the parties this _____
day of _____, 2020.

CITY OF BENTON:

Mayor

CONTRACTOR:

Brian Butler

RESOLUTION NO. 103 OF 2020

A RESOLUTION ACCEPTING THE LOWEST ACCEPTABLE BID FOR CONSTRUCTING A FENCE AT RALPH BUNCHE PARK FROM JCON IN THE AMOUNT OF \$69,980.00; AND FOR OTHER PURPOSES

WHEREAS, the City of Benton, after having advertised for bids for the construction of a fence at Ralph Bunche Park, the City Council has determined that the bid submitted by JCon is the lowest acceptable bid for this construction project and that the City should award the contract to this lowest acceptable bidder.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Benton, Arkansas, that:

SECTION 1: The bid of JCon in the amount of \$69,980.00 is the lowest acceptable bid and said bid should be accepted and awarded to JCon for the construction of a fence at Ralph Bunche Park.

SECTION 2: The Mayor is authorized to execute, on behalf of the City of Benton a contract for construction of a fence at Ralph Bunche Park with the successful bidder and to execute such other documents as may be necessary and convenient to accomplish this purpose. The Mayor is likewise authorized on behalf of the City to pay JCon, those sums which become due and payable over the course of contract term.

PASSED AND APPROVED this the _____ day of December, 2020.

Tom Farmer, Mayor

Cindy Stracener, City Clerk

RESOLUTION NO. 104 OF 2020

A RESOLUTION AUTHORIZING THE CITY TO ENTER INTO A CONTRACT EXTENSION WITH CBJ VENDING, LLC FOR OPERATING VENDING SERVICES LOCATIONS DESIGNATED BY THE CITY; AND FOR OTHER PURPOSES

WHEREAS, the City of Benton published an RFP in 2019 requesting proposals for operating vending services at certain locations within city owned facilities; and

WHEREAS, CBJ Vending, LLC was awarded the contract for these services in 2019; and

WHEREAS, the RFP provided that the contract could be for a total of four years; and

WHEREAS, it has been determined that it is in the best interest of the city to enter into a one-year agreement extension with CBJ Vending, LLC for operating the concessions at the locations designated by the City.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Benton, Arkansas, that:

SECTION 1: The Mayor and City Clerk are hereby authorized to execute, on behalf of the City of Benton, a contract with CBJ Vending, LLC for the operations of concessions at Bernard Holland Park and Tyndall Park for one year commencing January 1, 2021 and ending December 31, 2021. This contract is attached hereto as Exhibit "1". This is the second of four possible contract terms for this vendor.

PASSED AND APPROVED this the _____ day of December, 2020.

Tom Farmer, Mayor

Cindy Stracener, City Clerk

CONTRACT FOR SERVICES

THIS AGREEMENT has been entered into this day between the City of Benton, Arkansas ("City of Benton") and CBJ Vending, LLC("Contractor"), for and in consideration of the mutual covenants and agreements herein set forth:

1. Contractor agrees to provide vending services to the City of Benton at locations designated by the City of Benton for the period beginning January 1, 2021 and ending December 31, 2021 under the terms and conditions as set forth in the RFP issued by the City of Benton. A copy of the RFP is attached hereto as Exhibit "1" and the terms and conditions which are stated therein are hereby incorporated now by reference as if stated word for word.

2. All costs and expenses in connection with the services performed by the Contractor shall be the responsibility of the Contractor. Contractor shall supply all of the tools of the trade necessary to perform the services contracted for by the City of Benton. All vending machines used by Contractor shall be the latest model for providing such services and function appropriately.

3. The Contractor shall determine the means and the manner of performance of the contracted services. Contractor agrees to keep all vending machines well stocked with appropriate products during the course of this agreement.

4. Contractor covenants and agrees to perform the services provided by this agreement to the best of his/her/its ability using accepted professional standards for providing the contracted services to the City of Benton.

5. This agreement may be terminated in accordance with the terms contained within the RFP.

6. This agreement may continue in full force and effect from year to year for a maximum of two(2) additional one (1) year terms under the terms and conditions provided herein unless terminated in writing by notice given at least thirty (30) days prior to the expiration of any contract year.

7. The Contractor shall charge the following amounts for vending products to the public during the course of the contract year:

SEE EXHIBIT "2"

Contractor shall provide a monthly statement to the City of Benton showing the collections received by Contractor. Contractor shall remit on a monthly basis twenty percent (20%) of the net sales to the City of Benton. Net sales shall be defined as being gross sales less all applicable sales taxes. The Contractor shall certify to the City of Benton the accuracy of the amount of sales in each monthly statement on a form supplied by the City of Benton.

8. This is an agreement for services to be performed by an independent contractor. Contractor shall be responsible for the payment of all sales taxes, employment taxes and the like. Contractor shall not be entitled to any employment benefits from the City of Benton.

9. This agreement is drawn to be effective in and shall be construed in accordance with the laws of the State of Arkansas. No amendment or variation of the terms of this agreement shall be valid unless made in writing and signed by the Contractor and duly authorized representative of the City of Benton. A waiver of any of the terms and conditions hereof shall not be construed as a general waiver by the City of Benton, and the City of Benton shall be free to reinstate any such term or condition with or without notice to Contractor.

WITNESS the hands and seals of the parties this _____ day of _____, 2018.

CITY OF BENTON:

Mayor

CONTRACTOR:

Authorized Signature

DEPARTMENT: Pak =

LINE ITEM #: _____

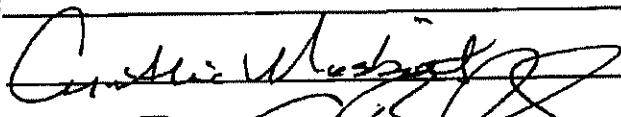
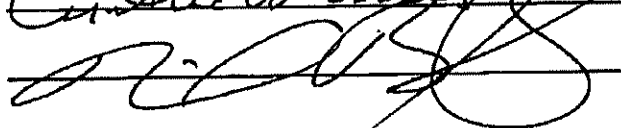
AMOUNT BUDGETED: _____

BID OPENING

DATE: 12/3 TIME: 10:30

DESCRIPTION: Vending Machine Services

COMPANY	REPRESENTATIVE	AMOUNT \$
<u>CBS Vending, LLC.</u>		<u>80 / 20%</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

WITNESSED BY: 


**INVITATION TO BID
VENDING MACHINE SERVICES**

The City of Benton is accepting sealed bids until 10:30 a.m., Tuesday, December 3, 2019 for Vending Machine Services, at which time the bids will be publicly opened and read aloud. Copies of the specifications are listed in the bid section of www.bentonar.org.

Bids are to be submitted to the Procurement Department in a sealed envelope with the notation of "Sealed Bid-Vending Machine Services" on the outside of it.

The City of Benton reserves the right to reject any and/or all bids, to waive informalities and to award the bid to the bidder deemed to be in the best interest of the City. Faxed, emailed and late bids will not be accepted.

No bid may be withdrawn, after the scheduled closing time for receipt of bids, for at least sixty (60) days.

Cynthia Nesbit
Procurement Manager
City of Benton
501-776-5900



Office of Administrative Services
114 S. East Street
Benton, AR 72015

Request for Proposals

Bid Number: RFP 2019-19	Buyer: Cynthia Nesbitt, Purchasing Coordinator
Commodity: Vending Machine Services	Bid Opening Date: December 3, 2019
Department: Parks Department	Bid Opening Time: 10:30 a.m.
Date Issued: November 14, 2019	

All proposals will be accepted until the time and date specified above. All proposals must be placed in a sealed package clearly marked on the outside "City of Benton Vending Machine RFP." The envelope should be properly addressed to the City of Benton with the Proposer's name and address indicated outside on the sealed package. An unsigned proposal will be considered non-responsive.

Mailing Address:	Bid Opening Location:
PO Box 607	114 S. East Street
Benton, AR 72018	Benton, AR 72015

C.B.T. Vending, LLC.
Printed Name of Company

605 Miller Cove Benton, Ark. 72019
Company Address

1-501-249-0265
Telephone Number

Fax Number

RAZR64x58@sbglobal.net
E-Mail Address

David Bailey
Printed Name of Authorized Signature

12/1/19
Date

[Signature]
Signature

12/1/19 Authorized
Date

Section 1 - General Information

Introduction: This Request for Proposal is issued by the City of Benton to secure a contract for a vending machine services for the River Center. The resulting contract is anticipated for a term of one (1) year with the possibility of four (4) one (1) year extensions.

Background: The City of Benton is a municipal government organization. The City has multiple departments that are stationed at different locations within the city. The departments are as follows: Mayor/Elected Officials, City Clerk, City Attorney, Information Technology, Communications, Police, Fire, Economic Development, Community Development, Street, Animal Control, Administrative Services, and Parks.

Caution to Bidders:

1. Vendors **must** submit four (4) signed, original RFP responses on or before the date specified on page one.
2. Proposals must provide a summary of the company's experience in providing these or similar services.
3. The City of Benton has the right to award this proposal to any Proposer regardless of proposal price. Proposals may not be withdrawn within 60 days after the proposals are opened. Proposal processes shall be in accordance with state law.
4. The City of Benton reserves the right to award a contract or reject any or all proposals and to waive any and all informalities associated with the proposal, if it is in the best interest of the City to do so. Bids may be rejected for one or more reasons not limited to the following:
 - a. Failure of the vendor to submit bid on or before the deadline established by this RFP.
 - b. Failure to sign the Official RFP Document.
 - c. Failure to complete the Official RFP Price Sheet.
 - d. Any wording by the vendor in their response to this RFP which conflicts with or takes exception to a requirement in the RFP.
 - e. Failure of any proposed goods or service to meet or exceed the specifications.

Equal Employment Opportunity Policy: The City of Benton does not discriminate because of race, sex (including pregnancy), religion, color, handicap, national origin, age, genetic information or political affiliation.

Delivery of Response Documents: It is the responsibility of vendors to submit bids at the place, and on or before the date and time, set in the RFP solicitation documents. RFP documents received after the date and time designated for bid opening are considered late bids and shall not be considered.

Pre-proposal Assistance: Questions relative to the development of a proposal are to be directed to Cynthia Nesbitt, in the Purchasing Office at (501) 776-5900. Technical questions are to be directed to Stephanie Jones (501) 776-5970.

General Terms and Conditions for Proposals

1. **Restrictive or Ambiguous Specifications:** It is the responsibility of the prospective Proposer to review the entire RFP packet and to notify the Purchasing Department if the specifications are formulated in a manner that would unnecessarily restrict competition. Any such protest or question regarding the specifications of proposal procedures must be received in the Purchasing Department not less than seventy-two (72) hours prior to the time set for proposal opening. These requirements also apply to specifications that are ambiguous.
2. **Taxes:** **Make sure to include all applicable taxes in your proposal.**
3. **Liabilities:** The Proposer shall hold the City of Benton, its officers, elected officials, agents, servants, and employees, harmless from liability of any nature or kind because of use of any copyrighted or un-copyrighted composition, secret, process, patented or unpatented invention, articles or appliances furnished or used under this proposal, and agrees to defend, at his own expense, any and all actions brought against the City of Benton because of the unauthorized use of such articles.
4. **Terms and Conditions:** In the event of a conflict between the proposal specifications and these terms and conditions the specifications will govern.
5. **Warranties:** All warranty information must be furnished.
6. **Alternate Proposals:** Alternate proposals are not acceptable and will be rejected unless authorized by the invitation to proposal. Alternate proposals are defined as proposals that do not comply with the proposal terms, conditions, and specifications. Proposers may submit more than one proposal providing that all such proposals comply with proposal terms, conditions, and specifications.
7. **Drug Free Workplace Program for Construction:** Law prohibits state or local governments from contracting for construction services with any private entity having five or more employees who has not furnished a written affidavit by its principal officer at the time of the proposal or contract stating that the contractor is in compliance with the provisions of this act.
8. **Public Access to Procurement Information:** All public records pertaining to purchasing shall be open for inspection during normal business hours. Information relating to the award of a particular contract shall be public only after evaluation of that proposal or proposal has been completed.

Interviews: The City anticipates shortlisting the proposers based upon responses to the submittal requirements. If necessary, the City shall conduct interviews/ demonstrations. However, the City may determine that shortlisting/ interviews are not necessary.

Award of Contract: This project will be awarded to a single contractor who submits the proposal deemed to be in the best interest of the City, unless otherwise noted in this document. Notwithstanding any other provision of the Request for Proposal, the City reserves the right to: (1) waive any immaterial defect or informality; or (2) reject any or all proposals, or portions thereof; or (3) reissue the Request for Proposal.

A response to any Request for Proposal is an offer to contract with the City based upon the terms, conditions, and specifications contained in the City's Request for Proposal. Proposals do not become contracts unless and until the City executes them. A contract has its inception in the award, eliminating a formal signing of a separate contract. For that reason, all of the terms and conditions

of the contract are contained in the Request for Proposal, unless any of the terms and conditions are modified by a Request for Proposal amendment, a contract amendment, a Best and Final Offer, or by mutually agreed terms and conditions.

Definitions:

"Applicant" - Proposer

"City" or "City of Benton" – The City of Benton, Arkansas

"Hourly Labor Rate" - hourly rate without cost of materials per person

"Proposer" - the individual, firm, partnership, joint venture or corporation which submits a proposal to the City of Benton in response to this RFP

"RFP" - Request for Proposals

Section 2 – Specific Requirements

Term & Renewal: The term of the contract shall commence within thirty days after notice of award is given to winning bidder. The contract shall remain in effect for a period of one (1) year, unless terminated, canceled or extended as otherwise provided herein. The contractor agrees that the City shall have the right, upon mutual consent, to renew the contract for up to four (4) additional one-year periods. In the event that the City exercises such right, all terms, conditions and provisions of the original contract shall remain the same and apply during the renewal period with the exception of price.

Quantities: Because this is an annual requirements contract, the City reserves the right to increase or decrease the estimated quantity as best fits its needs, and the City does not guarantee maximums or minimums. The City also reserves the right to spot-bid unusually large one-time quantities or to buy outside of this contract if extenuating circumstances exist.

Key personnel: It is essential that the contractor provide adequate experienced personnel, capable of and devoted to the successful accomplishment of work to be performed under this contract. The Contractor must agree to assign specific individuals to the key positions. The Contractor agrees that, once assigned to work under this contract, key personnel shall not be removed or replaced without written notice to the City.

If key personnel are not available for work under this contract for a continuous period exceeding thirty calendar days, or are expected to devote substantially less effort to the work than initially agreed upon, the Contractor shall immediately notify the City, and shall, subject to the concurrence of the City, replace such personnel with personnel of substantially equal ability and qualifications.

Cancellation: The City reserves the right to cancel the whole or any part of this contract due to failure by the contractor to carry out any material obligation, term, or condition of the contract. The City shall issue written notice to the contractor for any of the following circumstances:
The contractor fails to adequately perform, refuse, or neglect the services set forth in the specifications of the contract: The contractor fails to make progress in the performance of the contract and/or gives the City reason to believe that the contractor will not or cannot perform to the requirements of the contract.

Upon receipt of the written notice of concern, the contractor shall have ten (10) calendar days to provide a satisfactory response to the City. Failure on the part of the contractor to adequately address all issues of concern may result in the City resorting to any single or combination of the following remedies.

Cancel any contract: Reserve all rights or claims to damage for breach of any covenant of the Contract: In case of default, the City reserves the right to complete the required work. The City may recover reasonable excess cost from the contractor by any remedies as provided by law.

The City intends to maintain a budget to cover all expenses related to this contract; however, the City may cancel this contract if funds are no longer available. In such case, the City shall provide the Contractor with a 60-day written notice of cancellation. The City will pay for all authorized completed work or received goods.

Payment: Vendor shall provide a proposed payment arrangement for agreed upon proceeds from vending sales with the Parks and Recreation Department.

Delivery: Contractor shall be responsible for the delivery and restocking of all product and testing of all equipment and product as required. All prices shall include all charges for delivery, packing, crating, containers, etc. Prices proposed will be considered as being based on F.O.B. delivered, freight included.

References: Vendor must furnish as references a minimum of three (3) current customers located in the State of Arkansas who have received services of the same or similar in scope within the last five (5) years.

Business Name:	ALL WEATHER INSULATED PANELS
Business Address:	15000 PARADELA PKWY. LITTLE ROCK, AR. 72206
Contact Person and Phone:	DANIELLE BATES
Email Address:	dbates@awipanel.com

SEE RESPONSE FOR FULL LIST OF REFERENCES

Insurance: Prior to award, the successful vendor shall furnish an approved Certificate of Insurance from a company or agent licensed in the State of Arkansas, and must keep insurance in force throughout the contract period and any extensions. The insurance may not be modified without the City of Benton's approval.

The following is a list of liability limits for Worker's Compensation and Employee Fidelity Coverage and standard limits as outlined by vendor's insurance carrier.

1. Worker's Compensation and Employee Liability Policy

Worker's Compensation	Statutory Limits
Employer's Liability	\$1,000,000 each accident
2. Comprehensive General Liability Policy

Premises and Operation	
Contractual Insurance	
Personal Injury	

Each item listed in section 2 must have:

Bodily Injury	\$500,000 each person
	\$500,000 each occurrence
Property Damage	\$2,000,000 each occurrence
	\$2,000,000 aggregate

The Vendor shall assume all liability for any accidental or criminal occurrence.

Requirements and Required Documents:

Section 3 – Scope of Services

All responses shall include:

SCOPE:

Before submitting a proposal, firms shall carefully examine the scope of work and shall fully inform themselves as to all existing conditions and limitations and shall indicate in the proposal all items requested.

DESCRIPTION OF WORK TO BE PERFORMED:

The Vendor will be responsible for the installation and servicing of supplies to the vending machines installed at the following locations: Not included in the scope of work is the Boys and Girls Club building as well as the Senior Activity and Wellness Center.

River Center - 1800 Citizens Drive

Others as directed

EQUIPMENT:

Vendor shall provide all vending machines required by this proposal and have sole responsibility for the vending machines. The vending machines shall be new or the latest models available. The City will not be responsible for any equipment provided by the Contractor.

Vendors shall install, replace, remove and maintain all vending machines in good working condition. Repairs are to be completed within a 72 hour period from the time in which it was reported to the vendor.

Vendor shall have a customer refund system in place. Vendor shall provide a written copy of the policy and procedure for refunds to the customer upon their request.

Vendor shall stock all machines. Vendor must keep machines well-stocked. The products stocked may be selected by the Vendor. However, the City reserves the right to select at least 25% of the product stock to be dispensed from the vending machines.

The City will be responsible for providing operation infrastructure such as properly sized electrical needs and onsite garbage and trash removal.

OFFER TO CONTRACT:

TO THE CITY OF BENTON:

We hereby offer and agree to furnish the materials, transportation or service in compliance with all terms, conditions, specifications, and addenda in the Request for Proposal and any written exceptions in the offer. We understand that the items in this Request for Proposal, including, but not limited to, all required certificates are fully incorporated herein as a material and necessary part of the contract.

The undersigned hereby states, under penalty of perjury, that all information provided is true, accurate, and complete and states that he or she has authority to submit this proposal, which will result in a binding contract if accepted by the City of Benton.

We acknowledge receipt of the following addendum(s):

I certify, under penalty of perjury, that I have the legal authorization to bind the firm hereunder, and that our firm is not debarred from doing business under the Federal Excluded Parties List System (epls.gov):

Company Name

CBT Vending, LLC.

For clarification of this offer,

contact: Address

DAVID BAXLEY

Name:

605 MILLER COURT

City BENTON

State ARK

Zip 72019

1-501-249-0265

Phone:

Signature of Person Authorized to Sign

DAVID BAXLEY

Fax:

DAVID BAXLEY

Printed

Name Title

PRESIDENT/OWNER

ACCEPTANCE OF OFFER:

The Offer is hereby accepted.

Contact Term:

The Contractor is now bound to sell the materials or services listed by the attached contract and based upon the Request for Proposal, including all terms, conditions, specification, amendments, etc. and the Contractor's Offer as accepted by the City.

This contract shall henceforth be referred to as _____ The Contractor has been cautioned not to commence any billable work or to provide any material or service under this contract until Contractor receives purchase order and/or a notice to proceed from the City of Benton Purchasing Agent.

COUNTERSIGNED:

Mayor Tom Farmer

Date

APPROVED AS TO FORM BY:

City Attorney

Witness Signature

Date

Office of Administrative Services
114 S. East Street
Benton, AR 72015

Official RFP Price Sheet

All applicants must fill out the form below, along with the appropriate authorized signatures.

20% proposed for City of Benton

80% proposed for Vendor

Upon signing this form, the applicant is acknowledging that all information provided in this RFP is true and will provide documentation requested.

Price given above is the final to the City of Benton and includes all taxes, overhead and profit to the bidder. The City of Benton reserves the right to accept any or all part of bids, to reject any or all bids and to award to the bid deemed in the best interest to the City. Payments will be made quarterly to the City of Benton.

CBT Vending, LLC.
Printed Name of Company

605 Miller Cove Benton, Ark, 72019
Company Address

1-501-249-0265
Telephone Number

Fax Number

RA2RBAX58@sbglobal.net
E-Mail Address

David Baxley
Printed Name of Authorized Signature

12/1/19
Date

[Signature]
Authorized Signature

12/1/19
Date

City of Benton

Parks and Recreation

Purchasing Department

114 S. East Street

Benton, AR 72015

Vending Machine Services Proposal

Submitted by:

CBJ Vending, LLC.

605 Miller Cove

Benton, AR 72019

501-249-0265

razrbax58@sbcglobal.net

December 1, 2019

City Of Benton
Purchasing Department
114 S. East Street
Benton, AR 72015

RE: Vending Services Proposal

Purchasing Coordinator: Cynthia Nesbit

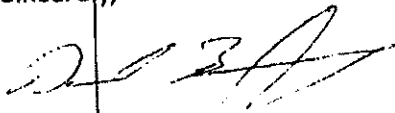
I appreciate the opportunity to offer you a proposal for vending services. As we discussed CBJ Vending is a locally owned and operated vending company that specializes in customer service. I believe we can offer you a quick response and personalized service that is unmatched by the large vending companies.

Included in this proposal is an equipment listing as well as pricing information. I am committing that our pricing structure will remain the same for at least one year.

I'm sure you know how much we appreciate this opportunity but allow me to reassure you of how hard we will work to earn your business and provide you and your associates with quality service.

If you have any questions regarding this proposal please call me at (501) 249-0265.

Sincerely,



CBJ Vending
David Baxley, President
605 Miller Cove
Benton, AR 72019
razrbax58@sbcglobal.net
501-249-0265

FIRMS QUALIFICATIONS

CBJ Vending currently provides vending services to 85 locations mostly comprised of customers located within Saline and Pulaski County. We serve customers at schools, trucking companies, banks, physicians' offices, retirement homes, Parks and fitness facilities, manufacturing facilities as well as numerous other types of locations. CBJ Vending has been in business for over 25 years but has been owned and operated by David and Theresa Baxley for the past 13 years. We are located in Benton and plan to remain in this market since this allows us the luxury of being able to respond quickly to our local customers.

EXPERIENCE AND REFERENCES

David Baxley, Owner and President of CBJ Vending has worked exclusively in the vending industry since 1978. He started out as a route person and rose through the ranks as a Service Manager, General Manager and Vice President. He was responsible for approximately 150 employees, business across four (4) states and numerous acquisitions of other vending companies.

Theresa Baxley has worked 35 years within and outside the vending industry, she handles all administrative duties as well as customer service. She holds a bachelor's degree in Business Administration from the University of Arkansas at Little Rock.

We currently provide services to numerous types of customers including City of Little Rock, Bishop Park, St. Vincent Clinics, First Security Banks, Arkansas Barber College, Everett Auto Dealerships, Scott Equipment, Supreme Fixtures, Fidelity Cable, All Weather Insulated Panels, Drumco and many others.

REFERENCES

City of Little Rock
John Eckert, Parks and Recreation
501-993-8513

Provide snack machine services to city tennis courts and fitness center.

Drumco
Dan Hodson – Plant Manager
501-860-3005

Provide snack, drink and cold food machine services to their manufacturing facility.

All Weather Insulated Panels
Danielle Bates
479-414-8285

Provide snack, drink and cold food machine services to their facilities.

Equipment

River Center 1 Snack Machine

- Others as negotiated
- CBJ Vending will be willing to negotiate placement of additional machines if all requirements are met and satisfactory to both parties.

I our look forward to working closely with you to provide the best solution for your vending needs.

Compensation

CBJ Vending proposes a 20% commission return to the City of Benton.

Commission will be paid on all net sales. Net sales are defined as gross sales minus all applicable sales tax. Commissions will be paid quarterly as directed by the Official RFP Price Sheet, a statement will be provided with each payment to ensure accountability of all locations.

Scope of Work

CBJ Vending has examined the scope of work and agrees to meet all conditions and requirements as described within the:

RFP#: RFP 2019-19

Commodity: Vending Machine Services

DATE Issued: November 14, 2019

PRICING/COMPENSTION

CBJ Vending suggests the following pricing structure to ensure fair pricing to all employees.

	PRODUCT	PRICE
	Chips Large	\$1.00
	Chips (Small)	\$0.75
	Crackers	\$0.75
	Candy	\$1.25
	Pastry	\$1.25
	Cookies	\$1.00
	Gum & Mints	\$0.50
	Popcorn	\$1.00

ORDINANCE NO. 72 OF 2020

AN ORDINANCE REZONING 2112 WATTS ROAD IN THE CITY OF BENTON, SALINE COUNTY ARKANSAS FROM R-7 MULTI-FAMILY TO C2 GENERAL COMMERCIAL; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES

WHEREAS, an application for rezoning was filed with the Planning Commission of the City of Benton, Arkansas by the City of Benton requesting that the land hereinafter described located at 2112 Watts Road in the City of Benton be zoned from R-7 to C-2; and

WHEREAS, the Planning Commission ordered a Public Hearing be held on December 8, 2020 at 6:00 p.m. for the purpose of hearing said application; the notice of such hearing having been published in a newspaper having a bona fide circulation in Saline County, Arkansas, with evidence having been submitted that all property owners or lessees within 300 feet of the property having been notified of said hearing; and at said hearing, the Planning Commission recommended to the City Council that such request be granted; and

WHEREAS, the City Council of the City of Benton, Arkansas desires to rezone the following property from R-7 to C-2.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BENTON, ARKANSAS;

SECTION 1: The following described property is hereby rezoned from R-7 Multi-Family to C-2 General Commercial:

2112 Watts Road, Benton, Arkansas 72015
Parcel Numbers: 800-06232-000; 800-06233-000

SECTION 2: The City Council, having found that the immediate rezoning of this property will allow the continued operation of a business on the property which will be of benefit to the local economy and housing needs of the community, hereby declares an emergency and this Ordinance shall be in full force and effect after its passage and approval.

PASSED AND APPROVED, this _____ day of December, 2020.

Tom Farmer, Mayor

Cindy Stracener, City Clerk

DESIGNATED FOR PUBLICATION

CITY OF BENTON
COMMUNITY DEVELOPMENT DEPARTMENT

Jessica Teague
Planner
Phone: (501) 776-5938
Email: jessica@bentonar.org



114 South East Street
Benton, Arkansas 72015
Fax: (501) 776-5922
Web: www.bentonar.org

MEMORANDUM

TO: Robin Freeman/Brian Black
Planning Commission

FROM: Jessica Teague
Community Development

DATE: December 3, 2020

RE: Rezone Request for 2112 Watts Road

The applicant is requesting a rezone of 2112 Watts Road, currently occupied as Lisa's Bait Shop, from R7 Multi-Family Residential to C2 General Commercial. All requirements have been met in accordance with City Ordinance. City and Benton Utilities Staff comments have been provided in the packets and recommend approval.

Please contact the Community Development Office if we may be of further assistance.



Jessica Teague <jessica@bentonar.org>

DRC Comments for 2112 Watts Road Rezone

1 message

Jessica Teague <jessica@bentonar.org>
To: Jessica Teague <jessica@bentonar.org>

Wed, Dec 2, 2020 at 2:48 PM

Good afternoon Lisa,

Below are comments I have received regarding 2112 Watts Road Rezone. Please address all comments and corrections and resubmit revised plans to the Community Development Office. Also, please let me know if you have any questions or concerns.

Community Development:

- Approves

Electric Department:

- Benton Electric approves

Fire Marshal:

- fire department has no issues with rezoning

Street Department:

- Streets and Drainage approves

Wastewater Conveyance Department:

- Wastewater Conveyance approves the rezone on 2112 Watts Rd.

Water Department:

- Water department approves this rezone

Thank you.

--

Sincerely,

Jessica Teague

Planner

Community Development

114 South East Street

Benton, AR 72015

Office: 501-776-5938, ext. 116

Cell: 501-249-8218

Fax: 501-776-5922

REZONE APPLICATION

TO THE BENTON, ARKANSAS PLANNING COMMISSION:

Applicant's Name City of Benton on behalf of Lisa Spencer

Address of subject property 2112 Watts Road

Legal description of subject property attached

Parcel Number 800-06232-000; 800-06233-000

It is requested that the above described property, currently in a E7 Zone District, be changed to a C2 Zone District. Attached hereto as a part of this application is an accurate scale drawing of the site and the surrounding area for a minimum distance of three hundred (300) feet from each boundary of the site showing locations of existing streets, property lines and the name and last known address of the recorded legal owners of all properties shown on the drawing. I hereby certify that I am the owner of the property identified in this application and to the best of my knowledge and belief, is true and correct.

Signed _____ Email _____

Address _____ Phone _____

Subscribed and certified to me this _____ day of _____, 20____

Receipt Number _____

Planning Department Representative _____

NOTE: THIS APPLICATION NEED NOT BE FILED IN PERSON AT THE OFFICE OF THE PLANNING COMMISSION; HOWEVER, WHEN FILING BY MAIL OR SECOND PARTY, THE SIGNATURE MUST BE NOTARIZED.

November 19, 2020

To whom it may concern:

It is the intent of Lisa Spencer, as the property owner, to rezone 2112 Watts Road from a residential zone to a C2-General Commercial Zone. This property has been a business since the 1950's and the zoning should reflect the use.

You are being notified of this request because you own property within a 300' radius of the property to be rezoned. The City of Benton Planning Commission will hear this request at their meeting scheduled for December 8, 2020 at 6:00pm at 114 S. East Street. If you have any questions please contact Jessica Teague with the Community Development Office. Her information is below.

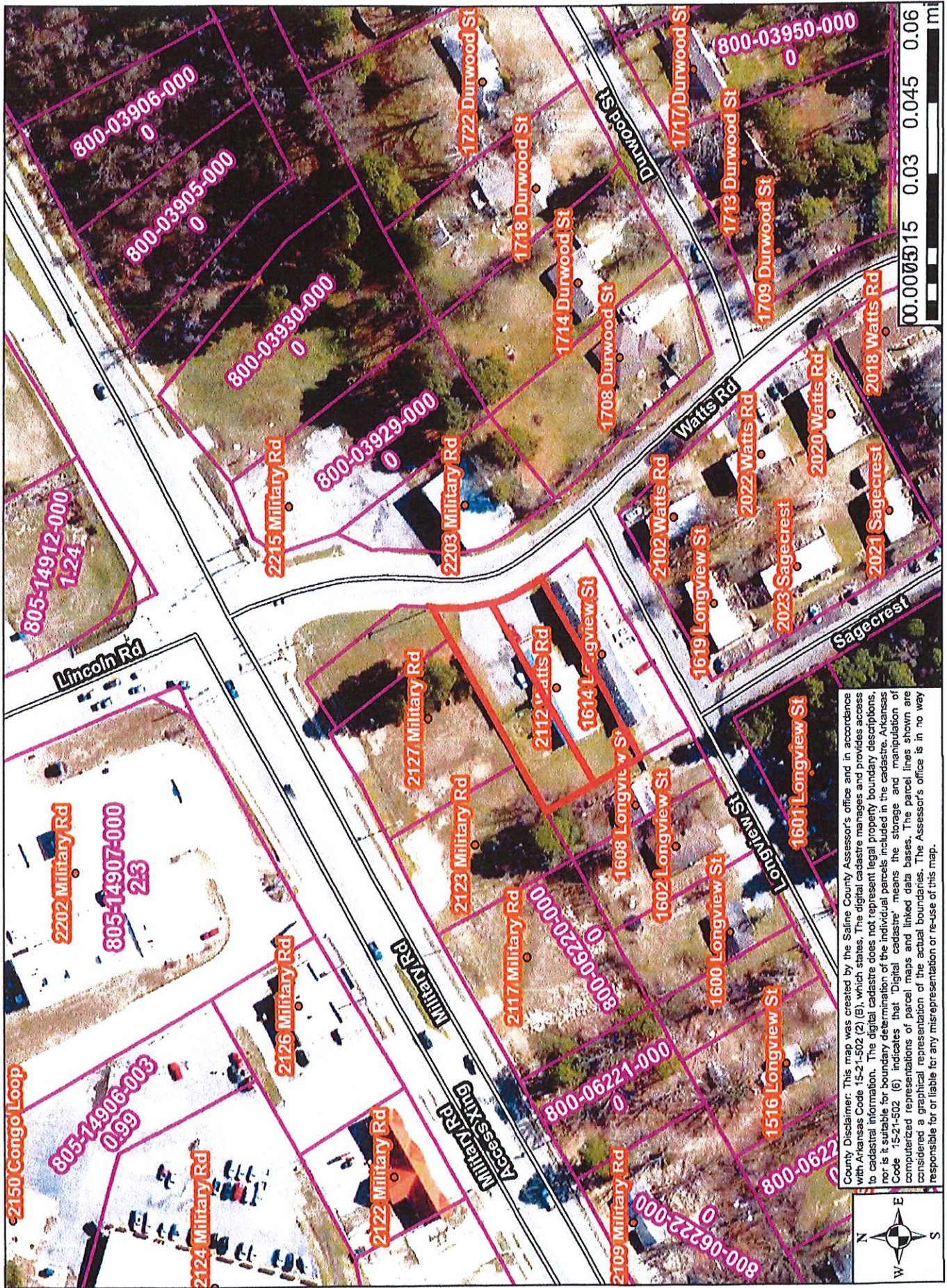
Sincerely,

Jessica Teague on behalf of the property owner, Lisa Spencer

501-776-5938

jessica@bentonar.org

2112 Watts Rd Rezone



County Disclaimer: This map was created by the Saline County Assessor's office and in accordance with Arkansas Code 15-21-502 (2) (B), which states, "The digital cadastre manages and provides access to cadastral information. The digital cadastre does not represent legal property boundary descriptions, nor is it suitable for boundary determination of the individual parcels included in the cadastre. Arkansas Code 15-21-502 (6) indicates that 'Digital cadastre' means the storage and manipulation of computerized representations of parcel maps and linked data bases. The parcel lines shown are considered a graphical representation of the actual boundaries. The Assessor's office is in no way responsible for or liable for any misrepresentation or re-use of this map."

SPENCER LISA A

2112 WATTS RD
BENTON, AR 72015
9

Basic Land Sales Valuation Taxes Receipts Improvements Parcel Boundary 9

Basic Info

Parcel Number:	800-06233-000
County Name:	Saline County
Property Address:	SPENCER LISA A 2112 WATTS RD BENTON, AR 72015 <u>Map This Address</u>
Mailing Address:	SPENCER LISA A 2112 WATTS RD BENTON AR 72015-2854
Collector's Mailing Address ⓘ:	SPENCER LISA A 2112 WATTS RD BENTON, AR 72015-2854
Total Acres:	0.00
Timber Acres:	0.00
Sec-Twp-Rng:	01-02S-15W
Lot/Block:	PT 30/
Subdivision:	BENTON HEIGHTS
Legal Description:	2002-28815
School District:	082 BENTON/BENTON
Homestead Parcel?:	No
Tax Status:	Taxable
Over 65?:	No

SPENCER LISA A
WATTS RD
BENTON, AR 72015

Basic Land Sales Valuation Taxes Receipts Parcel Boundary 9

Basic Info

Parcel Number:	800-06232-000
County Name:	Saline County
Property Address:	SPENCER LISA A WATTS RD BENTON, AR 72015
Mailing Address:	SPENCER LISA A 2112 WATTS RD BENTON AR 72015-2854
Collector's Mailing Address 9:	SPENCER LISA A 2112 WATTS RD BENTON, AR 72015-2854
Total Acres:	0.00
Timber Acres:	0.00
Sec-Twp-Rng:	01-02S-15W
Lot/Block:	29/
Subdivision:	BENTON HEIGHTS
Legal Description:	2002-28915
School District:	082 BENTON/BENTON
Homestead Parcel?:	No
Tax Status:	Taxable
Over 65?:	No

Parcel Number	GIS Acres	Owner Name	Physical City	Zip Code	Physical Address	S-T-R	Acres	Mailing Address	Mailing City	Mailing Sta	OBJECTID	x	y
800-03932-000	0.496043	HURST ANGELA L	BENTON	6479	1714 DURWOOD ST	S01-T02S-R15W		0 1714 DURWOOD ST	BENTON	AR	30073		
800-06219-000	0.316193	I-30 AUTO MALL INC	BENTON	6479	2123 MILITARY RD	S01-T02S-R15W		0 C/O JAN GREEN	LITTLE ROCK	AR	38051		
800-06230-000	0.26374	I-30 AUTO MALL INC	BENTON	6479	1602 LONGVIEW ST	S01-T02S-R15W		0 C/O JAN GREEN	LITTLE ROCK	AR	29152		
800-06234-000	0.224777	CASTLE INVESTMENTS LLC	BENTON	6479	1614 LONGVIEW ST	S01-T02S-R15W		0.33 PO BOX 30519	LITTLE ROCK	AR	30972		
800-03931-000	0.444227	ESTRADA ARNULFO M & SHAMAR M	BENTON	6479	1708 DURWOOD ST	S01-T02S-R15W		0 1708 DURWOOD STREET	BENTON	AR	34390		
800-03928-000	0.297405	GREEN VIRGLE F FAMILY LIMITED PARTNERSHIP	BENTON	6479	2203 MILITARY RD	S01-T02S-R15W		0 PO BOX 242087	LITTLE ROCK	AR	25728		
800-03933-000	0.453903	LEA ANGELA	BENTON	6479	1718 DURWOOD ST	S01-T02S-R15W		0 1718 DURWOOD ST	BENTON	AR	23047		
800-03929-000	0.017894	ARKANSAS STATE HIGHWAY COMMISSION	BENTON	6479	2215 MILITARY RD	S01-T02S-R15W		0.18 PO BOX 22661	LITTLE ROCK	AR	24130		
800-03949-000	0.512555	I-30 AUTO MALL INC	BENTON	6479	1709 & 1713 DURWOOD ST	S01-T02S-R15W		0 C/O JAN GREEN	LITTLE ROCK	AR	33341		
800-06218-000	0.661472	EAGLE PROPERTIES OF SALINE COUNTY LLC	BENTON	6479	2127 MILITARY RD	S01-T02S-R15W		0 2014 E WATTS RD	BENTON	AR	23005		
800-06221-000	0.373191	GREEN REAL ESTATE	BENTON	6479	MILITARY RD	S01-T02S-R15W		0 PO BOX 242087	LITTLE ROCK	AR	37113		
800-06221-000	0.323066	DUFEK FRANK & FRANK DUFEK JR	BENTON	6479	MILITARY RD	S01-T02S-R15W		0 1603 LONGVIEW	BENTON	AR	37292		
805-14907-000	2.284267	KNG-BENTON LLC	BENTON	6479	2202 LINCOLN RD	S01-T02S-R15W		2.3 ATTN: ASSET MANAGER	DES MOINES	IA	31807		
800-06229-000	0.149255	GREEN VIRGLE F FAMILY LIMITED PARTNERSHIP	BENTON	0		S01-T02S-R15W		0.15 PO BOX 242087	LITTLE ROCK	AR	33377		
800-06232-000	0.188251	DUFEK FRANK & FRANK DUFEK JR	BENTON	6479	LONGVIEW ST	S01-T02S-R15W		0 1603 LONGVIEW	BENTON	AR	21417		
800-06229-000	0.259618	I-30 AUTO MALL INC	BENTON	6479	1600 LONGVIEW ST	S01-T02S-R15W		0 C/O JAN GREEN	LITTLE ROCK	AR	40919		
800-06232-000	0.225167	SPENCER LISA A	BENTON	6479	WATTS RD	S01-T02S-R15W		0 2112 WATTS RD	BENTON	AR	23004		
800-06250-000	0.205549	DUFEK FRANK JR & DONNA FRANK WINNIE B	BENTON	6479	LONGVIEW ST	S01-T02S-R15W		0 1603 LONGVIEW	BENTON	AR	24770		
800-06228-000	0.341174	DUFEK FRANK & FRANK DUFEK JR	BENTON	6479	1516 LONGVIEW ST	S01-T02S-R15W		0 1603 LONGVIEW	BENTON	AR	31932		
800-06231-000	0.173804	I-30 AUTO MALL INC	BENTON	6479	1608 LONGVIEW ST	S01-T02S-R15W		0 C/O JAN GREEN	LITTLE ROCK	AR	26059		
805-14907-008	0.009622	ARKANSAS STATE HIGHWAY COMMISSION	BENTON	6479	MILITARY & LINCOLN S DR	S01-T02S-R15W		0.11 PO BOX 22661	LITTLE ROCK	AR	24155		
800-06220-000	0.486498	I-30 AUTO MALL INC	BENTON	6479	2117 MILITARY RD	S01-T02S-R15W		0 C/O JAN GREEN	LITTLE ROCK	AR	22953		
800-06251-000	0.638489	DUFEK FRANK JR	BENTON	6479	LONGVIEW ST	S01-T02S-R15W		0 1603 LONGVIEW	BENTON	AR	21770		
805-14906-000	0.412445	ANNCO PROPERTIES LLC	BENTON	6479	2126 MILITARY RD	S01-T02S-R15W		0.5 3215 FOXCROFT RD	LITTLE ROCK	AR	40627		
805-14906-004	0.289119	TRIDENT PROPERTIES LLC	BENTON	6479	2122 MILITARY RD	S01-T02S-R15W		0.27 301 ROYA LN SUITE 2	BRYANT	AR	24262		
800-03930-000	0.728044	VIRGLE F GREEN FAMILY LIMITED PARTNERSHIP	BENTON	6479	MILITARY RD	S01-T02S-R15W		0 PO BOX 242087	LITTLE ROCK	AR	22964		
800-06233-000	0.213389	SPENCER LISA A	BENTON	6479	2112 WATTS RD	S01-T02S-R15W		0 2112 WATTS RD	BENTON	AR	33318		
800-06235-000	1.128709	EAGLE PROPERTIES OF SALINE COUNTY LLC	BENTON	6479	LONGVIEW & WATTS RD	S01-T02S-R15W		0 2014 E WATTS RD	BENTON	AR	40875		
800-06248-000	1.59454	DUFEK FRANK & FRANK DUFEK JR	BENTON	6479	SAGECREST	S01-T02S-R15W		0 1603 LONGVIEW	BENTON	AR	40876		
800-06249-000	0.348442	WRIGHT DONNA L REVOCABLE TRUST - TRUSTEE DONNA L W	BENTON	6479	1601 LONGVIEW RD	S01-T02S-R15W		0 PO BOX 1829	BENTON	AR	31420		
805-14912-000	1.143532	LINCOLN WILLIAM PHILLIP	BENTON	6479	2313 LINCOLN RD	S01-T02S-R15W		1.24 6317 HIGH MEADOW DR	BENTON	AR	38086		

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<input type="checkbox"/> Adult Signature Restricted Delivery	\$	
Postage		
Total Postage		
Sent To	Trident Properties, LLC	
Street and	301 Roya Lane, Suite 2	
City, State, ZIP+4®	Bryant, AR 72022	
PS Form 3800		None

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<input type="checkbox"/> Adult Signature Required	\$	
<input type="checkbox"/> Adult Signature Restricted Delivery	\$	
Postage		
Total Postage		
Sent To	Frank or Winnie Dufek	
Street and	1603 Longview Drive	
City, State, ZIP+4®	Benton, AR 72015	
PS Form 3800		None

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<input type="checkbox"/> Adult Signature Restricted Delivery	\$	
Postage		
Total Postage		
Sent To	Jan Green	
Street and	PO Box 242087	
City, State, ZIP+4®	Little Rock, AR 72223	
PS Form 3800		None

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<input type="checkbox"/> Adult Signature Required	\$	
<input type="checkbox"/> Adult Signature Restricted Delivery	\$	
Postage		
Total Postage		
Sent To	Castle Investments, LLC	
Street and	PO Box 30519	
City, State, ZIP+4®	Little Rock, AR 72260	
PS Form 3800		None

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<input type="checkbox"/> Certified Mail Restricted Delivery	\$	
<input type="checkbox"/> Adult Signature Required	\$	
<input type="checkbox"/> Adult Signature Restricted Delivery	\$	
Postage		
Total Postage		
Sent To	Eagle Properties of Saline County, LLC	
Street and	2014 E. Watts Road	
City, State, ZIP+4®	Benton, AR 72015	
PS Form 3800		None

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<input type="checkbox"/> Certified Mail Restricted Delivery	\$	
<input type="checkbox"/> Adult Signature Required	\$	
<input type="checkbox"/> Adult Signature Restricted Delivery	\$	
Postage		
Total Postage		
Sent To	1-30 Plaza	
Street and	C/O Jan Green	
City, State, ZIP+4®	PO Box 242087	
PS Form 3800		None

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<input type="checkbox"/> Certified Mail Restricted Delivery \$	
<input type="checkbox"/> Adult Signature Required \$	
Postage \$	
Total Postage	
Sent To Angela Lea	
1718 Durwood Street	
Benton, AR 72015	
City, State, ZIP	
PS Form 380	

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<input type="checkbox"/> Certified Mail Restricted Delivery \$	
<input type="checkbox"/> Adult Signature Required \$	
Postage \$	
Total Postage	
Sent To Donna Wright Revocable Trust	
PO Box 1829	
Benton, AR 72018	
City, State, ZIP	
PS Form 380	

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<input type="checkbox"/> Return Receipt (electronic) \$	
<input type="checkbox"/> Certified Mail Restricted Delivery \$	
<input type="checkbox"/> Adult Signature Required \$	
Postage \$	
Total Postage	
Sent To ANNCO Properties, LLC	
3215 Foxcroft Road	
Little Rock, AR 72227	
City, State, ZIP	
PS Form 380	

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<input type="checkbox"/> Return Receipt (electronic) \$	
<input type="checkbox"/> Certified Mail Restricted Delivery \$	
<input type="checkbox"/> Adult Signature Required \$	
Postage \$	
Total Postage	
Sent To I-30 Plaza Inc.	
PO Box 242087	
Little Rock, AR 72223	
City, State, ZIP	
PS Form 380	

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<input type="checkbox"/> Return Receipt (electronic) \$	
<input type="checkbox"/> Certified Mail Restricted Delivery \$	
<input type="checkbox"/> Adult Signature Required \$	
Postage \$	
Total Postage	
Sent To Arkansas State Highway Commission	
PO Box 2261	
Little Rock, AR 72203	
City, State, ZIP	
PS Form 380	

7016 1970 0000 1482 7508

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<input type="checkbox"/> Return Receipt (hardcopy) \$	
<input type="checkbox"/> Return Receipt (electronic) \$	
<input type="checkbox"/> Certified Mail Restricted Delivery \$	
<input type="checkbox"/> Adult Signature Required \$	
Postage \$	
Total Postage	
Sent To Arnulfo or Shamar Estrada	
1708 Durwood Street	
Benton, AR 72015	
City, State, ZIP	
PS Form 380	

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<input type="checkbox"/> Return Receipt (hardcopy)	\$
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<input type="checkbox"/> Certified Mail Restricted Delivery	\$
<input type="checkbox"/> Adult Signature Required	\$
<input type="checkbox"/> Adult Signature Restricted Delivery	\$
Postage	
Total Postage	
Sent To	Angela Hurst
Street and Apt.	1714 Durwood Street
City, State, Zip	Benton, AR 72015
PS Form 3800	018

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Here

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<input type="checkbox"/> Return Receipt (hardcopy)	\$
<input type="checkbox"/> Return Receipt (electronic)	\$
<input type="checkbox"/> Certified Mail Restricted Delivery	\$
<input type="checkbox"/> Adult Signature Required	\$
<input type="checkbox"/> Adult Signature Restricted Delivery	\$
Postage	
Total Postage	
Sent To	William or Shannon Lincoln
Street and Apt.	6317 High Meadow Dr
City, State, Zip	Benton, AR 72015
PS Form 3800	018

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Here

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<input type="checkbox"/> Return Receipt (hardcopy)	\$
<input type="checkbox"/> Return Receipt (electronic)	\$
<input type="checkbox"/> Certified Mail Restricted Delivery	\$
<input type="checkbox"/> Adult Signature Required	\$
<input type="checkbox"/> Adult Signature Restricted Delivery	\$
Postage	
Total Postage	
Sent To	KNG-Benton, LLC
Street and Apt.	Attn: Asset Manager
City, State, Zip	1459 Grand Ave Des Moines, IA 50309
PS Form 3800	018

Postmark
Here

Advertising Receipt

Saline Courier
PO Box 207
Benton AR 72018

Phone: (501) 315-8228
Fax: (501) 315-1920

City of Benton/Community Devel

P.O. Box 607
BENTON , AR 72018

Acct #: 01102377

Ad #: 00109955

Phone: (501)776-5938

Date: 11/20/2020

Ad taker: JAA **Salesperson:**

Sort Line: NOTICE Notice is hereby given

Classification 710

Description	Start	Stop	Ins.	Cost/Day	Total
01 The Saline Courier	11/21/2020	11/21/2020	1	23.40	23.40
AFFI Affidavit					2.60

Ad Text:

NOTICE

Notice is hereby given that a hearing will be held by the Planning Commission of the City of Benton, AR of the 8th day of December, 2020 at 6:00pm at 114 S. East Street on the petition of Lisa Spencer for rezoning to a C2-General Commercial Zone on the 2112 Watts Road on the following lands to wit: Lots 29 and 30 Benton Heights the City of Benton, Saline County, Arkansas.

Payment Reference:

Total: 26.00

Tax: 0.00

Net: 26.00

Prepaid: 0.00

Total Due: 26.00

NOTICE

NOTICE is hereby given that a hearing will be held by the Planning Commission of the City of Benton, AR of the 8th day of December, 2020 at 6:00pm at 114 S. East Street on the petition of Lisa Spencer for rezoning to a C2-General Commercial Zone on the 2112 Watts Road on the following lands to wit: Lots 29 and 30 Benton Heights the City of Benton, Saline County, Arkansas.

Proof of Publication

STATE OF ARKANSAS
County of Saline

I, Bailey Huxley, do
solemnly swear that I am Legal Advertising
Clerk for The Saline Courier, a daily newspaper
printed in said county, and that I was such at the
date of publication hereinafter stated, and that
said newspaper had a bona fide circulation in
such county at said dates, and has been regularly
published in said county since the year 1876
before the date of the first publication of the
advertisement hereto annexed, and that said
advertisement was published in said newspaper
1 times for 1 issues, the first
insertion therein having been made on
11/21/20, and the last insertion on
11/21/20.

Billed Account CITY OF Benton Comm
Devel

Ad Number 109955

Bailey Huxley
Legal Advertising Clerk

Sworn to and subscribed before me on 11/21/20

Notary Public

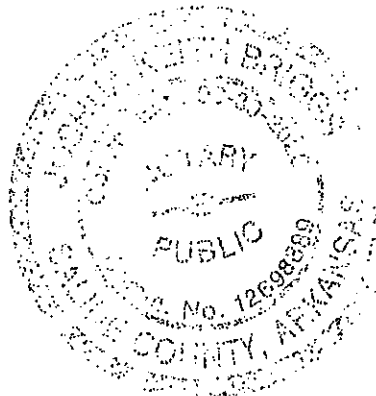
Legal Notices

NOTICE

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FEE FOR PRINTING

\$ 23.40 Cost of Notice
\$ 2.00 Cost of Proof
\$ 26.00 Total



Tuesday, December 08, 2020				
Rezone-2112 Watts Road				
	Voter		YES	NO
1	Chairman	Robin Freeman	<u> </u>	<u> </u>
2	Vice Chairman	Brian Black	✓	
3	Member	Lois Burks	<u> </u>	<u> </u>
4	Member	Mark Chilton	✓	
5	Member	vacant	<u> </u>	<u> </u>
6	Member	Stephanie Griffin	✓	
7	Member	Eric Rytima	✓	
8	Member	Jim Stilwell	✓	
9	Member	Carl West	✓	

6-0

Nomination	
Motion	West
Second	Stilwell

Nomination	
Motion	
Second	

RESOLUTION NO. 105 OF 2020

A RESOLUTION AUTHORIZING THE CITY ATTORNEY TO FILE LAWSUITS IN THE SALINE COUNTY CIRCUIT COURT SEEKING TO ABATE PUBLIC NUISANCES LOCATED AT THIRTEEN PROPERTIES INSIDE THE BENTON CITY LIMITS; AND FOR OTHER PURPOSES

WHEREAS, the City Council of the City of Benton has been presented with photographs of the conditions of each of the properties listed below, which are attached as Exhibit "1" to this Ordinance; and

WHEREAS, the City Council finds that the conditions at these properties are unsightly and pose a significant risk to the public health, safety and welfare and in particular to the neighbors who live in the vicinity of each such property; and

WHEREAS, the City Council finds and declares that these properties are a nuisance to the public which should be abated; and

WHEREAS, it has been determined that the best course of action for the city is to direct the City Attorney to file suit against each property owner(s) and anyone who maintains an interest in the property and ask the Saline County Circuit Court to also find that the property conditions constitute a public nuisance which should be abated.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Benton, Arkansas, that:

SECTION 1: For the reasons stated above, the City Attorney is hereby authorized to bring a cause of action in the Saline County Circuit Court seeking a court order to abate a public nuisance located at the following addresses in Benton:

SEE EXHIBIT "1"

PASSED AND APPROVED this the _____ day of December, 2020.

Tom Farmer, Mayor

Cindy Stracener, City Clerk

**Dilapidated-Damaged-Unfit Housing
Pending Approval for Condemnation**

Address	Property Owner Name	Parcel #	Ward	Condition of Structure	Notification Type	Date	Response to Certified Letter
1606 Gum St	Ace Property Investing LLC	800-12675-000	2	Dilapidated /Fire Damage	Certified letter	10/28/2020	Pending Demo by owner No permit issued
1608 Gum St	Ace Property Investing LLC	800-12675-000	2	Dilapidated damaged	Certified letter	10/28/2020	Pending Demo by owner No permit issued
511 E. Sevier St.	Richard McGuire	800-08453-000	3	Damaged/Dilapidated	Certified letter	11/2/2020	Demo structure pending permit request
2001 Edison Ave.	Jimmy & Kelli Taylor	805-19812-000	2	Damaged/Dilapidated	Certified letter	10/28/2020	11/9/20 letter from owner - Demo Pending
813-815 Watson Ln	Richard McGuire	800-55392-000	4	Damaged/Dilapidated	Certified letter	10/28/2020	letter from owner requiring to repair (2)
708 Spring St-North	Richard McGuire	800-55386-000	4	Damaged/Dilapidated	Certified letter	10/28/2020	Demo structure pending Permit request
1012 Reed St.	L. Oglesby/JA /Green Trust	805-20586-000	2	Dilapidated/ Damaged	Certified letter	10/28/2020	Property Probate-Pending donation to Hab
6528 Alcoa Rd- Pkwy	Freida Johnson Trustee	805-05971-000	1	Dilapidated MH Unfit	Certified letter	10/28/2020	12/1/20 No response from owner
2011 Watts Road	Will Alexander Deceased/Bragg	805-14909-000	1	Dilapidated House/MH	Certified letter	10/28/2020	Seeking Bids for Demo by owner (2) struct.
304 Valley St.	Mary Griffin Dec./Patrick Stokes	800-12626-000	2	Dilapidated- Unfit	Certified letter	10/28/2020	12/01/20 No response from owner
226 Valley St.	Frankie Calvin/Linda larkin	800-66522-000	2	Damaged/Dilapidated	Certified letter	10/28/2020	12/01/20 Notification, Unknown (2)struct
1406 Cedar St/	Lindell Marshall/John Marshall	805-20746-000	2	Fire Damaged 80-90%	Certified letter	11/23/2020	12/01/20 No response from owner <i>DEMO</i>
502 Border St.	Mary Wilder Dec-Lisa Hradwcky	800-52754-000	4	Dilapidated -Unfit damage	Certified letter	11/23/2020	12/01/20 Received notification, No response
Permitted/Demolition							
713 Tee St.	New Owner CDKSA Chris Dalby	800-61762-000	2	Dilapidated	Certified letter	10/28/2020	pending Demo permit issue - owner
419 Thompson	mauldin-Calvin	800-12680-000	2	Damaged/Dilapidated	Certified letter	10/28/2020	Demo Permit Pending - Demo by owner
3507 Coats Rd	Jimmy & Kelli Taylor	805-10101-000	4	Damaged/Dilapidated	Certified letter	10/28/2020	11/9/20 letter from owner - Permit 11/19
Pending Remodel							
1620 Gum St.	Deandra Cooper -Atkins	800-12672-000	2	Damaged/Dilapidated	Certified letter	10/28/2020	Repairing structure - letter from owner
1111 Dale St.	Amber fletcher/D. Gilmore	800-48421-000	2	Dilapidated	Certified letter	10/28/2020	Owner requesting additional time-to repair



09/21/2020 12:07

1606 Gum St.



1608

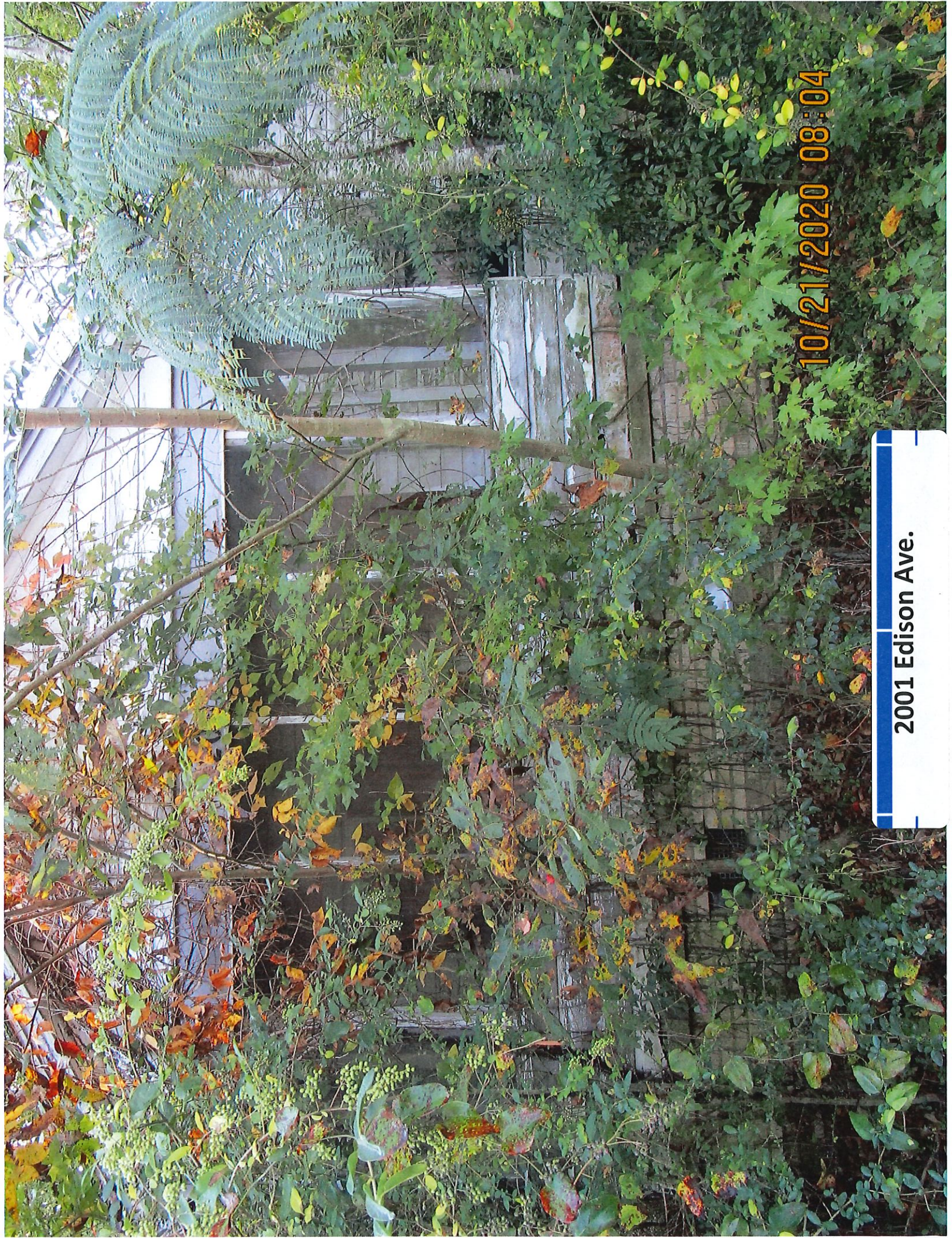
09/21/2020 12:09

1608 Gum St



09/16/2020 08:16

511 E. Sevier St.



10/21/2020 08:04

2001 Edison Ave.



09/21/2020 09:16

813 Watson Lane



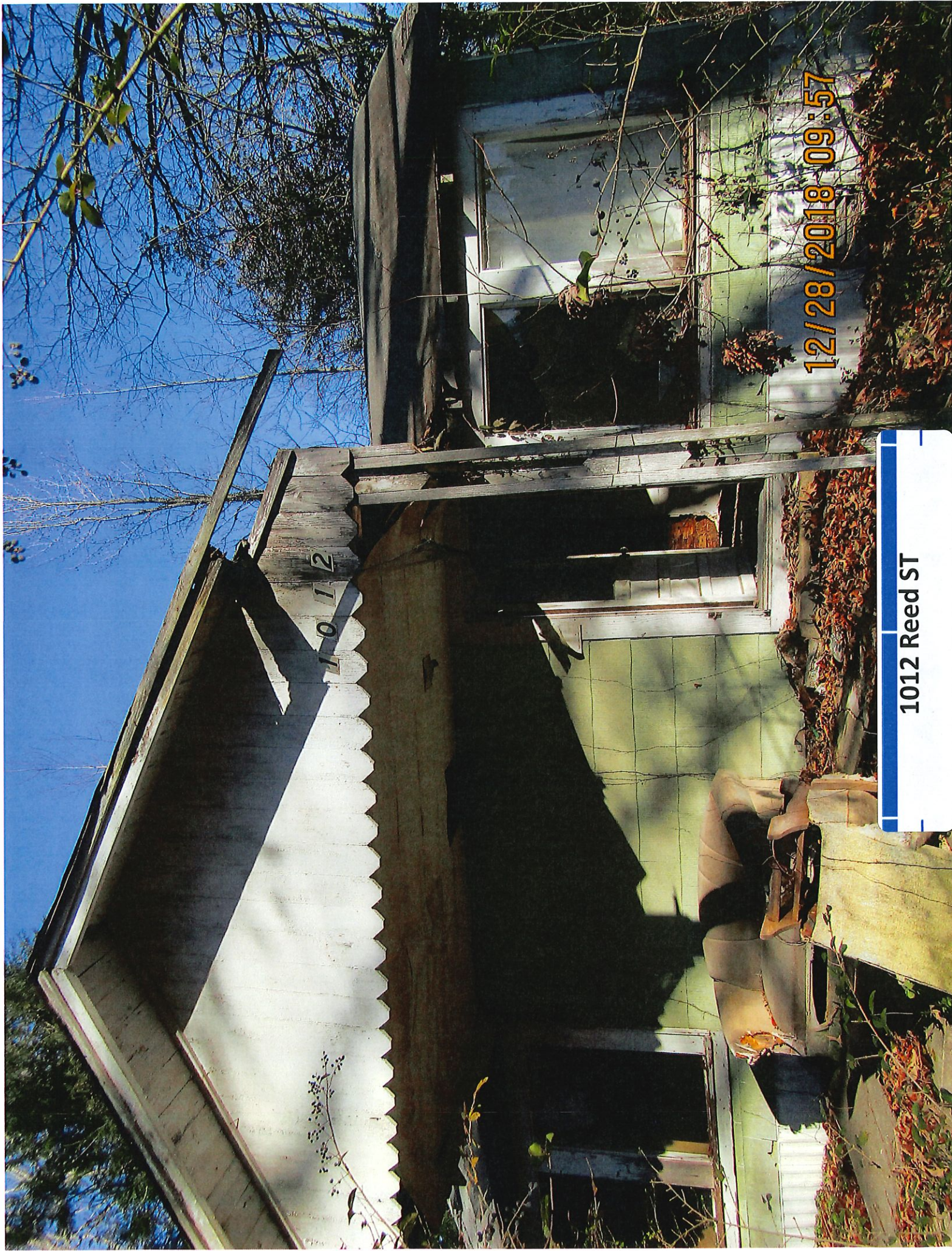
09/21/2020 09:19

815 Watson Lane



09/21/2020 11:49

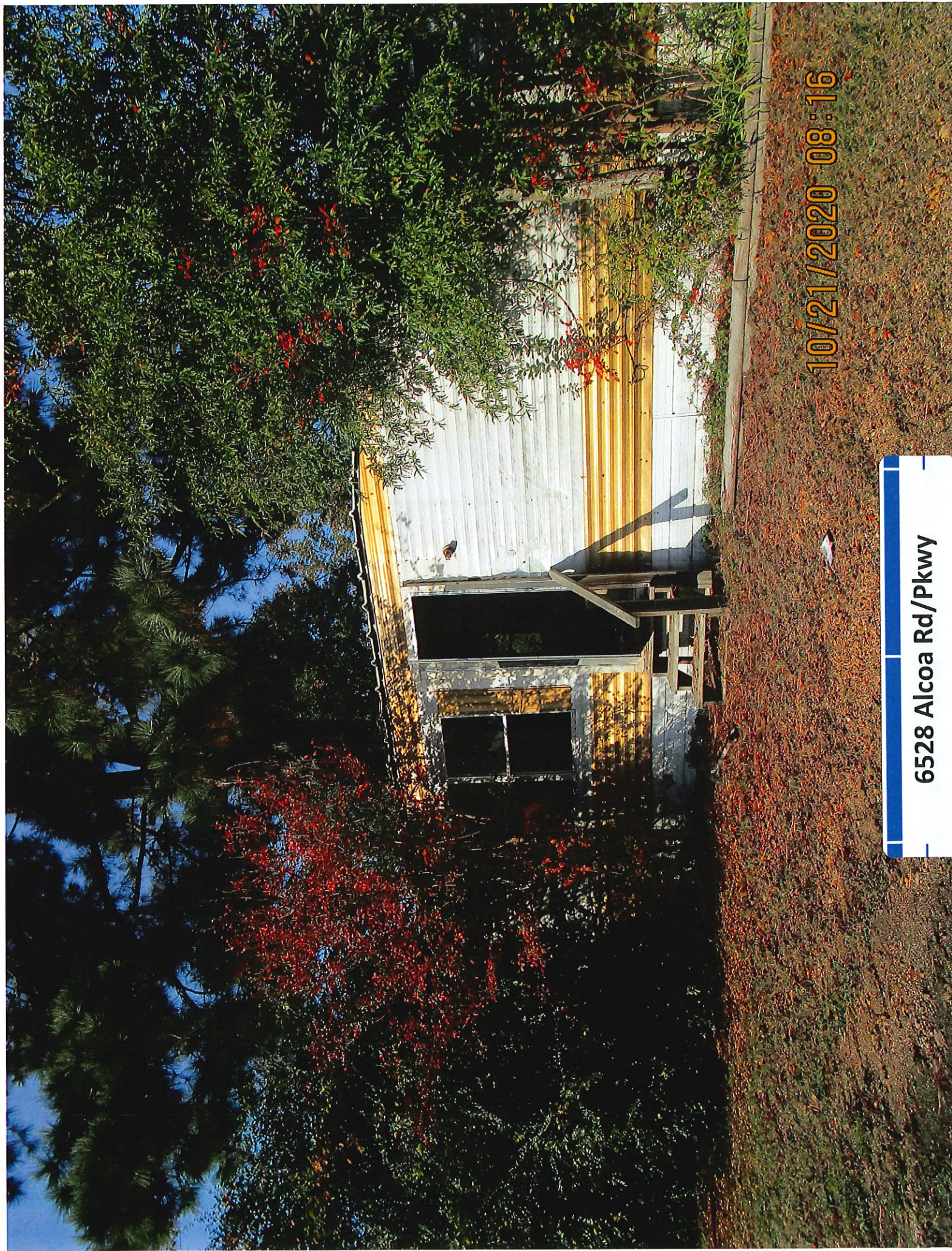
708 Spring/ North St.



12/28/2018 09:57

1012

1012 Reed ST

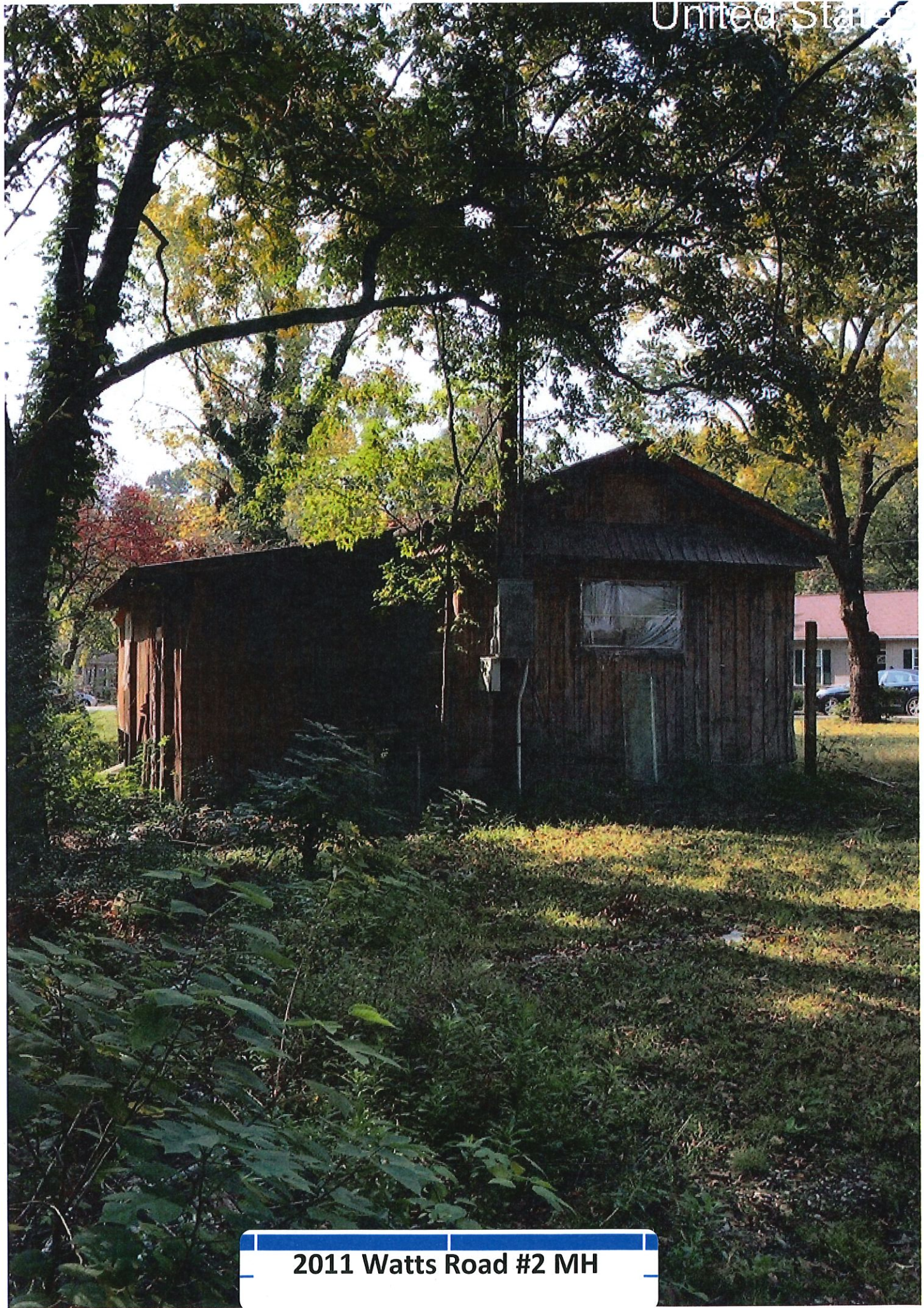


10/21/2020 08:16

6528 Alcoa Rd/Pkwy



2011 Watts Road #1



2011 Watts Road #2 MH

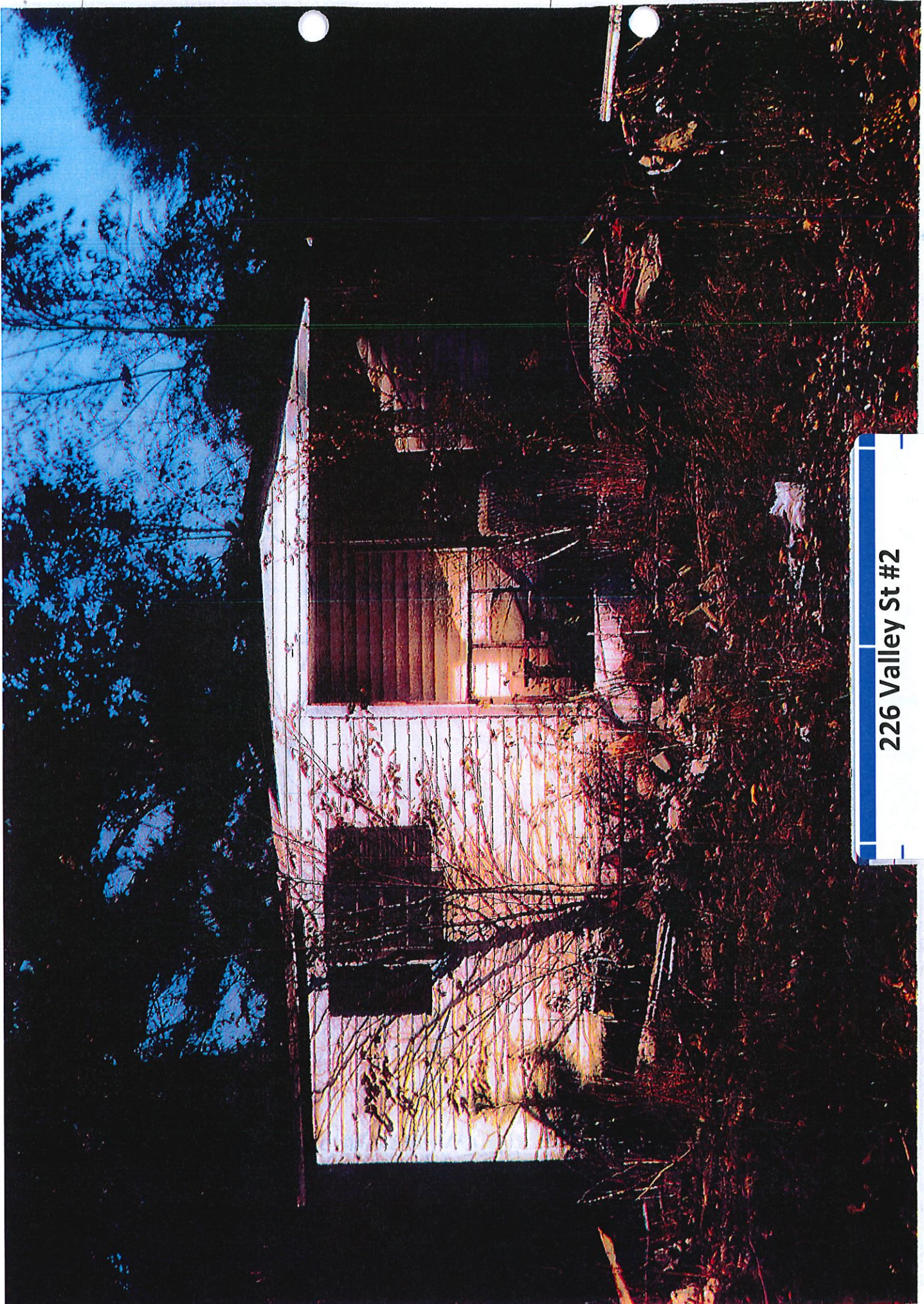


02/28/2020

NO
SMOKING

WARNING

304 Valley St



226 Valley St #2



226 Valley St. #3



12/07/2020 10:58

502 Border St.

RESOLUTION NO. 106 OF 2020

A RESOLUTION RATIFYING AND CONFIRMING THE APPOINTMENT OF DARRELL WOOD AS COMMISSIONER TO THE BENTON PLANNING & ZONING COMMISSION; AND FOR OTHER PURPOSES

WHEREAS, the City of Benton created the City of Benton Planning & Zoning Commission by Ordinance 29 of 1964; and

WHEREAS, the City Council desires to appoint **DARRELL WOOD** to fill this term of office, and whose term of office is set to expire January 1, 2028.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BENTON, ARKANSAS:

SECTION 1: Darrell Wood is hereby confirmed as a member of the City of Benton Planning & Zoning Commission. His term of office will expire January 1, 2028.

PASSED AND APPROVED this the ____ day of December 2020.

Tom Farmer, Mayor

Cindy Stracener, City Clerk

RESOLUTION NO. 107 OF 2020

A RESOLUTION RATIFYING AND CONFIRMING THE APPOINTMENT OF JOHNISE LAWANI AS COMMISSIONER TO THE BENTON PLANNING & ZONING COMMISSION; AND FOR OTHER PURPOSES

WHEREAS, the City of Benton created the City of Benton Planning & Zoning Commission by Ordinance 29 of 1964; and

WHEREAS, the City Council desires to appoint **JOHNISE LAWANI** to fill the unexpired term of office held by Robin Freeman, whose term of office is set to expire January 1, 2023.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BENTON, ARKANSAS:

SECTION 1: Johnise Lawani is hereby confirmed as a member of the City of Benton Planning & Zoning Commission. Her term of office will expire January 1, 2023.

PASSED AND APPROVED this the ____ day of December 2020.

Tom Farmer, Mayor

Cindy Stracener, City Clerk

RESOLUTION NO. 108 OF 2020

A RESOLUTION ACCEPTING THE LOWEST ACCEPTABLE BID
FOR THE SHENANDOAH BRIDGE PROJECT FROM HYDCO, INC.
IN THE AMOUNT OF \$696,650.00; AND FOR OTHER PURPOSES

WHEREAS, after having advertised for bids for the Shenandoah Bridge Project the City Council of the City of Benton has determined that the bid submitted by Hydco, Inc. is the lowest acceptable bid for this construction project and that the City should award the contract to this lowest acceptable bidder.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Benton, Arkansas, that:

SECTION 1: The bid of Hydco, Inc. in the amount of \$696,650.00 is the lowest acceptable bid and said bid should be accepted and awarded to Hydco, Inc. for the Shenandoah Bridge Project.

SECTION 2: The Mayor is authorized to execute, on behalf of the City of Benton a contract for the Shenandoah Bridge Project with the successful bidder and to execute such other documents as may be necessary and convenient to accomplish this purpose. The Mayor is likewise authorized on behalf of the City to pay Hydco, Inc., those sums which become due and payable over the course of contract term.

PASSED AND APPROVED this the _____ day of December, 2020.

Tom Farmer, Mayor

Cindy Stracener, City Clerk

CERTIFIED BID TAB

PROJECT: 18-5831 Shenandoah Rd. Bridge Construction and Utility Relocation
 BID LOCATION: McClelland Consulting Engineers, Inc., 7302 Kanis Rd, Little Rock, AR 72204
 BID TIME AND DATE: 2:00 PM, December 2, 2020

Certified by:

12/3/2020
 Maneesh Krishnan, P.E., License #15912

CONTRACTORS NAME
 CONTRACTORS LICENSE NO.

Hydco, Inc.
 0017810321

Redstone Construction Group,
 Inc.
 000770021

Burkhalter Technologies, Inc
 0134230420

Item No.	Item Description	Units	Quantity	Unit Cost	Total Cost	Unit Cost	Total Cost	Unit Cost	Total Cost
1	Site Preparation	LS	1	\$12,246.00	\$12,246.00	\$13,250.00	\$13,250.00	\$47,086.00	\$47,086.00
2	Remove and Dispose of Asphalt Driveways	SY	36	\$250.00	\$9,000.00	\$19.50	\$702.00	\$100.00	\$3,600.00
3	Remove and Dispose Existing Creek Crossing	LS	1	\$5,000.00	\$5,000.00	\$15,250.00	\$15,250.00	\$8,000.00	\$8,000.00
4	Remove and Dispose Curb and Gutter	LF	116	\$15.00	\$1,740.00	\$8.00	\$928.00	\$10.00	\$1,160.00
5	Remove and Dispose of Signs	EA	4	\$100.00	\$400.00	\$55.00	\$220.00	\$100.00	\$400.00
6	Unclassified Excavation (Plan Quantity)	CY	289	\$50.00	\$14,450.00	\$60.00	\$17,340.00	\$75.00	\$21,675.00
7	Compacted Embankment (Plan Quantity)	CY	199	\$75.00	\$14,925.00	\$21.50	\$4,278.50	\$30.00	\$5,970.00
8	(Undercut)-Stone Backfill	TON	470	\$75.00	\$35,250.00	\$42.00	\$19,740.00	\$50.00	\$23,500.00
9	Aggregate Base Course (Class 7) (6" Thick)	TON	260	\$30.00	\$7,800.00	\$45.00	\$11,700.00	\$28.00	\$7,280.00
10	Tack Coat	GAL	30	\$25.00	\$750.00	\$4.00	\$120.00	\$20.00	\$600.00
11	4" ACHM Binder Course	TON	128	\$75.00	\$9,600.00	\$118.00	\$15,104.00	\$130.00	\$16,640.00
12	2" ACHM Surface Course	TON	64	\$75.00	\$4,800.00	\$150.00	\$9,600.00	\$145.00	\$9,280.00
13	5" Concrete Driveway	SY	36	\$150.00	\$5,400.00	\$118.00	\$4,248.00	\$80.00	\$2,880.00
14	Maintenance of Traffic	LS	1	\$1,500.00	\$1,500.00	\$3,000.00	\$3,000.00	\$3,200.00	\$3,200.00
15	Roadway Construction Control	LS	1	\$3,000.00	\$3,000.00	\$6,800.00	\$6,800.00	\$5,000.00	\$5,000.00
16	36" R.C Pipe Culvert	LF	102	\$150.00	\$15,300.00	\$125.00	\$12,750.00	\$183.00	\$18,666.00
17	36" Headwall for R.C. Pipe Culvert	EA	1	\$3,000.00	\$3,000.00	\$2,150.00	\$2,150.00	\$3,500.00	\$3,500.00
18	Precast Bridge (26.5 Clear Roadway, 31' Span)	LS	1	\$45,000.00	\$45,000.00	\$86,000.00	\$86,000.00	\$95,500.00	\$95,500.00
19	Concrete Foundation and Concrete Piles	LS	1	\$266,637.00	\$266,637.00	\$304,500.00	\$304,500.00	\$426,763.00	\$426,763.00
20	Concrete Approach Slabs	LS	1	\$19,600.00	\$19,600.00	\$31,500.00	\$31,500.00	\$25,000.00	\$25,000.00
21	Concrete Ditch Paving	SY	6	\$92.00	\$552.00	\$181.00	\$1,086.00	\$200.00	\$1,200.00
22	Curb Inlet	EA	2	\$3,500.00	\$7,000.00	\$4,900.00	\$9,800.00	\$6,500.00	\$13,000.00
23	Reconstruct Existing Curb Inlet Tops and Throats	EA	2	\$2,000.00	\$4,000.00	\$2,700.00	\$5,400.00	\$2,500.00	\$5,000.00
24	Drop Inlet Extensions (3')	EA	4	\$2,000.00	\$8,000.00	\$1,000.00	\$4,000.00	\$1,700.00	\$6,800.00
25	Silt Fence	LF	1,000	\$3.00	\$3,000.00	\$4.75	\$4,750.00	\$4.50	\$4,500.00
26	Drop Inlet Silt Fence	LF	100	\$3.00	\$300.00	\$12.50	\$1,250.00	\$8.00	\$800.00
27	Sandbag Ditch Checks	BAG	160	\$15.00	\$2,400.00	\$9.00	\$1,440.00	\$10.00	\$1,600.00
28	Rock Ditch Checks	CY	15	\$80.00	\$1,200.00	\$67.00	\$1,005.00	\$150.00	\$2,250.00
29	Filter Fabric	SY	80	\$6.75	\$540.00	\$5.25	\$420.00	\$10.00	\$800.00
30	Dumped Rip Rap	CY	100	\$114.00	\$11,400.00	\$91.00	\$9,100.00	\$90.00	\$9,000.00
31	Temporary Seeding	ACRE	1	\$3,000.00	\$3,000.00	\$1,800.00	\$1,800.00	\$2,200.00	\$2,200.00
32	Solid Sodding	SY	675	\$4.00	\$2,700.00	\$6.00	\$4,050.00	\$7.00	\$4,725.00
33	Combination Concrete Curb and Gutter (MCE)	LF	475	\$15.00	\$7,125.00	\$25.00	\$11,875.00	\$22.00	\$10,450.00
34	W-Beam Guardrail with End Shoes	LF	62	\$75.00	\$4,650.00	\$88.75	\$5,502.50	\$98.00	\$6,076.00
35	Thermoplastic Stripping Yellow 4"	LF	600	\$11.00	\$6,600.00	\$2.50	\$1,500.00	\$2.00	\$1,200.00
36	Signs & Posts	EA	6	\$2,100.00	\$12,600.00	\$550.00	\$3,300.00	\$200.00	\$1,200.00
37	Utility Line Route Preparation Including Clearing & Grubbing for Waterline Construction, Complete	LF	222	\$75.00	\$16,650.00	\$19.00	\$4,218.00	\$60.00	\$13,320.00
38	Open-Cut Connection to Existing Line, As Indicated, Excluding Valve, 6"	EA	1	\$1,300.00	\$1,300.00	\$3,300.00	\$3,300.00	\$2,500.00	\$2,500.00
39	Open-Cut Connection to Existing Line, As Indicated, Excluding Valve, 12"	EA	1	\$2,000.00	\$2,000.00	\$7,300.00	\$7,300.00	\$2,500.00	\$2,500.00
40	Cut & Plug Existing Line, Upon Completion of Cut-In 6"	EA	1	\$1,000.00	\$1,000.00	\$2,000.00	\$2,000.00	\$3,550.00	\$3,550.00
41	Cut & Plug Existing Line, Upon Completion of Cut-In 12"	EA	1	\$1,500.00	\$1,500.00	\$2,000.00	\$2,000.00	\$3,780.00	\$3,780.00
42	Installation of C900 PVC Water Line, Including Trenching, Backfill, Fittings, etc., Complete	LF	145	\$75.00	\$10,875.00	\$132.00	\$19,140.00	\$235.00	\$34,075.00
43	Installation of Restrained Joint Ductile Iron Water Line Beneath Creek, Including Trenching, Backfill, Fittings, etc. Complete 12"	LF	65	\$150.00	\$9,750.00	\$166.00	\$10,790.00	\$536.00	\$34,840.00
44	Installation of Gate Valve & Box, Complete 12"	EA	4	\$2,000.00	\$8,000.00	\$3,600.00	\$14,400.00	\$8,567.00	\$34,268.00
45	Install Swing Connection to Existing 12" PVC SDR 21 with All Fittings and Restraints	EA	2	\$1,500.00	\$3,000.00	\$5,150.00	\$10,300.00	\$4,122.00	\$8,244.00
46	Anchor Collar & Full Restraint via All-Thread Rods, Complete 6"	EA	1	\$1,000.00	\$1,000.00	\$3,500.00	\$3,500.00	\$5,850.00	\$5,850.00
47	Anchor Collar & Full Restraint via All-Thread Rods, Complete 12"	EA	4	\$1,500.00	\$6,000.00	\$3,200.00	\$12,800.00	\$6,077.00	\$24,308.00
48	Post Installation Water Testing, Complete	LF	222	\$5.00	\$1,110.00	\$15.00	\$3,330.00	\$11.00	\$2,442.00
49	Arkansas Code Ann. §22-9-212, Trench and Excavation Safety System	LS	1	\$9,000.00	\$9,000.00	\$1.00	\$1.00	\$100.00	\$100.00
50	Miscellaneous (Mobilization, Demobilization, Bonds, Insurance, As-Built Record Drawings, and Any Items not Covered Elsewhere to Complete the Project per the Drawings and Specifications)	LS	1	\$75,000.00	\$75,000.00	\$62,000.00	\$62,000.00	\$29,000.00	\$29,000.00
TOTAL AMOUNT BID					\$696,650.00		\$780,538.00		\$995,278.00

*Correction Due to Math Error

ORDINANCE NO. 73 OF 2020

**AN ORDINANCE SETTING THE SALARY FOR THE OFFICE OF CITY CLERK;
DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES**

WHEREAS, it has been determined by the City Council that the annual salary of the City Clerk should be modified effective January 1, 2021 in keeping with the current responsibilities and duties of the office.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BENTON, ARKANSAS:

SECTION 1: The following position shall receive an annual compensation as follows.

Office of City Clerk: \$28,000.00

SECTION 2: This ordinance hereby repeals any other ordinances in conflict herewith to the extent any such conflict may exist but not otherwise.

SECTION 3: It is hereby found and determined that there is an immediate need to adopt the foregoing modification of the salary of the City Clerk. Therefore, an emergency exists and this ordinance is necessary for the preservation of the public peace, health and safety. It shall be in full force and effect immediately from and after its passage and approval.

PASSED AND APPROVED this the _____ day of December, 2020.

Tom Farmer, Mayor

Cindy Stracener, City Clerk

DESIGNATED FOR PUBLICATION

ORDINANCE NO. 74 OF 2020

AN ORDINANCE SETTING THE SALARY FOR THE OFFICE OF COUNCIL MEMBER; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES

WHEREAS, it has been determined by the City Council that the annual salary of the Council Member should be modified effective January 1, 2021 in keeping with the current responsibilities and duties of the office.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BENTON, ARKANSAS:

SECTION 1: The following position shall receive an annual compensation as follows.

Office of Council Member: \$10,500.00

SECTION 2: This ordinance here by repeals any other ordinances in conflict herewith to the extent any such conflict may exist but not otherwise.

SECTION 3: It is hereby found and determined that there is an immediate need to adopt the foregoing modification of the salary of the Council Member. Therefore, an emergency exists and this ordinance is necessary for the preservation of the public peace, health and safety. It shall be in full force and effect immediately from and after its passage and approval.

PASSED AND APPROVED this the _____ day of December, 2020.

Tom Farmer, Mayor

Cindy Stracener, City Clerk

DESIGNATED FOR PUBLICATION

Ordinance No. 75 of 2020

AN ORDINANCE ADOPTING CERTAIN POLICIES AND PROCEDURES FOR THE CITY OF BENTON POLICE DEPARTMENT; DECLARING AN EMERGENCY; AND, FOR OTHER PURPOSES.

WHEREAS, the City Council desires to adopt certain policies and procedures for the operations of the City of Benton Police Department.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Benton, Arkansas, that:

SECTION 1. The City Council of the City of Benton does hereby adopt certain policies and procedures for the operations of the City of Benton Police Department.

SECTION 2. There is an immediate need to adopt the attached policies and procedures in order to provide for the orderly operation of the City's police department. Therefore, an emergency exists, and this ordinance is necessary for the preservation of the public peace, health and safety. It shall be in full force and effect immediately from and after its passage and approval.

PASSED AND APPROVED this _____ day of December, 2020.

Tom Farmer, Mayor

Cindy Stracener, City Clerk

DESIGNATED FOR PUBLICAION

RESOLUTION NO. 109 of 2020

**A RESOLUTION RATIFYING AND CONFIRMING THE APPOINTMENT OF
JERRY PONDER AS COMMISSIONER TO THE PUBLIC UTILITIES COMMISSION;
AND FOR OTHER PURPOSES.**

WHEREAS, the City of Benton created the Public Utilities Commission by Ordinance 46 of 2004; and

WHEREAS, the City Council desires to appoint Jerry Ponder to the position of Commissioner of the Public Utilities Commission, with a term of office ending December 31, 2025;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BENTON, ARKANSAS;

SECTION 1: Jerry Ponder is hereby confirmed as a member of the Public Utilities Commission.

PASSED AND APPROVED this the 17th day of December, 2020.

Tom Farmer, Mayor

Cindy Stracener, City Clerk