

BENTON CITY COUNCIL MEETING

OCTOBER 27, 2014

7:00 PM



AGENDA MEETING 6:30 PM



BENTON MUNICIPAL COMPLEX
114 SOUTH EAST STREET
COUNCIL CHAMBERS

DAVID MATTINGLY, MAYOR

REGULAR SESSION
October 27, 2014
7:00 PM
AGENDA

- I. Call to Order** **Mayor Mattingly**
- II. Invocation**
- III. Pledge of Allegiance** **Alderman Moore**
- IV. Roll Call** **City Clerk**
- V. Approval of Minutes** **October 13, 2014**
Regular Meeting
- VI. Employee of the Month** **Alderman Donnor**
Dani Polk, September 2014
- VII. Service Anniversary Presentation** **Mayor Mattingly**
Hunter Begoon, 10 years
Linda Kreuser, 10 years
- VIII. RESOLUTION NO. 56 OF 2014** **Mayor Mattingly**
A RESOLUTION AMENDING RESOLUTION 47 OF 2013; CORRECTING THE TERM OF OFFICE OF ELGIN HAMNER TO THE CITY OF BENTON A&P COMMISSION; AND FOR OTHER PURPOSES
- IX. COMMITTEE REPORTS & MOTIONS**
- 1. Finance Committee** **Alderman Ponder**
- 2. Community Services/Animal Control** **Alderwoman Terrell**
- A.) ORDINANCE NO. 66 OF 2014**
AN ORDINANCE REZONING CERTAIN LAND IN THE CITY OF BENTON, SALINE COUNTY ARKANSAS, DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES
- 3. Streets & Drainage Committee** **Alderman Cunningham**
- A.) RESOLUTION NO. 57 OF 2014**
A RESOLUTION ACCEPTING THE LOWEST BID FOR CONSTRUCTION OF A STREET IMPROVEMENT PROJECT FOR FAIRFIELD ROAD; AWARDED THE CONTRACT TO BOYLES CONSTRUCTION. AND FOR OTHER PURPOSES
- 4. Personnel/Health & Safety Committee** **Alderman Donnor**
- 5. Parks Committee** **Alderman Lee**
- 6. Public Utilities Commission** **Alderman Herzfeld**
- 7. A & P Commission** **Aldermen Donnor & Ponder**
- X. Unfinished Business**
- XI. New Business**

XII. Announcements

XIII. Adjourn

MINUTES OF THE BENTON CITY COUNCIL
Regular Session
October 13, 2014
Benton Municipal Complex

The Benton City Council was called to order for a regular session at 7:00 p.m.

The Mayor gave the invocation.

Alderman Ponder led the pledge of allegiance.

Roll was called.

The following persons were in attendance:

Alderman Kerry Murphy	Alderman Charles Cunningham
Alderman Evelyn Reed	Alderman Bill Donnor
Alderman Jerry Ponder	Alderman Brad Moore
Alderman James Herzfeld	Alderman Steve Lee
Alderman Lori Terrell	Brent Houston, City Attorney
David Mattingly, Mayor	Cindy Stracener, City Clerk

When roll was called nine (9) council members were present. Alderman Baptist was absent. A quorum was declared.

The Mayor requested approval of the September 16, 2014 public hearing minutes. Alderman Lee made a motion to approve the minutes. Seconded by Alderman Cunningham. The Mayor called for a voice vote. All aldermen present replied in the affirmative. The minutes for the September 16, 2014 public hearing were approved with 9 affirmative and 1 absent vote.

The Mayor requested approval for the September 22, 2014 council meeting minutes. Alderman Murphy made a motion to approve the minutes. Seconded by Alderman Ponder. The Mayor called for a voice vote on the approval of the minutes. All aldermen present replied in the affirmative. The minutes for the September 22, 2014 council meeting were approved with 9 affirmative and 1 absent vote.

Officer Jason Moore was recognized as the August Employee of the Month.

Larry Langley was recognized for 35 years of service with the city.

A proclamation declaring October 12 - 18, 2014 as "Benton High School Class of 1964 Reunion Week" in the city of Benton was issued. See attached.

A proclamation declaring the month of October as "Domestic Violence Awareness Month" in the city of Benton was read. See attached.

The next item on the agenda was Committee reports and motions. The Mayor stated that it was decided in the agenda meeting to move the Parks Committee report and Ordinance 65 of 2014 up on the agenda. Alderman Lee was recognized. He stated that the committee met

on September 30, 2014. The committee gave the Mayor permission to proceed with the purchase of property from Holland Chapel Baptist Church. It will be used for parking for the Riverside project. Additionally the committee approved going forward with updating the lighting at Bernard Holland Park. Benton Utilities will also relocate some utilities at Bernard Holland Park.

Alderman Lee asked for the first reading of Ordinance 65 of 2014 – An Ordinance Waiving Competitive Bidding and Authorizing and Ratifying the Making of a Contract with Musco Finance, LLC and All Necessary Contractors; Declaring an Emergency; and For Other Purposes. Seconded by Alderman Herzfeld. The ordinance was read by the city clerk. The Mayor asked for any comments. None. Alderman Lee made a motion to suspend the rules. Seconded by Alderman Ponder. The Mayor asked that the roll be called. Roll called resulted in Alderman Baptist absent, Alderman Murphy yes, Alderman Cunningham yes, Alderman Reed yes, Alderman Donnor yes, Alderman Ponder yes, Alderman Moore yes, Alderman Herzfeld yes, Alderman Lee yes, and Alderman Terrell yes. Motion to suspend the rules was approved with 9 affirmative and 1 absent vote. Alderman Lee made a motion to approve Ordinance 65 of 2014 on its second and third readings. Seconded by Alderman Terrell. The ordinance was read by title only. Alderman Moore stated that he had a question at the appropriate time. The Mayor asked that the roll be called. Roll called resulted in Alderman Baptist absent, Alderman Murphy yes, Alderman Cunningham yes, Alderman Reed yes, Alderman Donnor yes, Alderman Ponder yes, Alderman Moore yes, Alderman Herzfeld yes, Alderman Lee yes, and Alderman Terrell yes. Ordinance 65 of 2014 was approved with 9 affirmative and 1 absent vote. The Mayor recognized Alderman Moore. Alderman Moore stated that he wanted to ask the question before the vote was taken. The Mayor stated oh, go ahead and ask your question to get it on the record. Alderman Moore stated that the vote has been taken but the question that he wanted to ask was that competitive bidding is in place to ensure the citizens of Benton pay the very best price for the very best product out there so why are we waiving competitive bidding in this instance. The Mayor stated that during our research for six plus months, it was determined that Musco is the industry leader. Some of the parts of the agreement including maintenance and service were not available elsewhere. We did not have anyone else step forward. It was all advertised and the chance given for others to come forward. In the maintenance contract there are conditions that if anything goes bad with any of these lights Musco stands ready to fix them through a control system. We are saving over \$20,000 over the current system that we have now. The Mayor apologized for not honoring the question before the vote. Alderman Moore stated that it is always in bad practice for the City of Benton to waive competitive bidding even if we only had one bidder at that point we would know beyond a shadow of a doubt that Musco Lighting is the company that we want to go with and it is bad practice for the citizens to put them at that disadvantage. Alderman Lee made a motion to approve the emergency clause. Seconded by Alderman Terrell. The Mayor asked that the roll be called. Roll called resulted in Alderman Baptist absent, Alderman Murphy yes, Alderman Cunningham yes, Alderman Reed yes, Alderman Donnor yes, Alderman Ponder yes, Alderman Moore yes, Alderman Herzfeld yes, Alderman Lee yes, and Alderman Terrell yes. The emergency clause was approved with 9 affirmative and 1 absent vote.

The Mayor stated that we have agonized in a positive way a lot over Riverside Park. When we get the new soccer complex and softball complex completed they will have state of the art lighting and hoping for LED packages. We felt Bernard Holland Park is desperately in need of some upgrades. It would not be right if we built all this new and less than 100 yards away

Bernard Holland is sitting there with wooden poles and poor lighting. So Bernard Holland Park is going to get some duly needed upgrades.

Alderman Ponder was recognized for the Finance Committee report. He stated that the committee met last week and the next items are a result of that meeting. Alderman Ponder asked for the first reading of Ordinance 62 of 2014 – An Ordinance Amending the 2014 Budget for the General Fund as Adopted in Ordinance 77 of 2013; Appropriating Funds for the Police Department; Declaring an Emergency; and for Other Purposes. Seconded by Alderman Reed. The ordinance was read by the city clerk. The Mayor asked for any comments. Alderman Ponder stated that this appropriation will bring the total for purchase of police cars this year to \$320,000 which is exactly in line with the information that was provided to several public groups and to the voters last fall and to the council on August 26, 2013. Alderman Ponder made a motion to suspend the rules. Seconded by Alderman Donnor. The Mayor asked that the roll be called on the motion to suspend. Roll called resulted in Alderman Baptist absent, Alderman Murphy yes, Alderman Cunningham yes, Alderman Reed yes, Alderman Donnor yes, Alderman Ponder yes, Alderman Moore yes, Alderman Herzfeld yes, Alderman Lee yes, and Alderman Terrell yes. Motion to suspend the rules was approved with 9 affirmative and 1 absent vote. Alderman Ponder made a motion to adopt Ordinance 62 of 2014 on its second and third readings. Seconded by Alderman Moore. The ordinance was read by title only. The Mayor asked that the roll be called. Roll called resulted in Alderman Baptist absent, Alderman Murphy yes, Alderman Cunningham yes, Alderman Reed yes, Alderman Donnor yes, Alderman Ponder yes, Alderman Moore yes, Alderman Herzfeld yes, Alderman Lee yes, and Alderman Terrell yes. Ordinance 62 of 2014 was adopted with 9 affirmative and 1 absent vote. Alderman Ponder made a motion to adopt the emergency clause. Seconded by Alderman Terrell. The Mayor asked that the roll be called for the emergency clause. Roll called resulted in Alderman Baptist absent, Alderman Murphy yes, Alderman Cunningham yes, Alderman Reed yes, Alderman Donnor yes, Alderman Ponder yes, Alderman Moore yes, Alderman Herzfeld yes, Alderman Lee yes, and Alderman Terrell yes. The emergency clause was approved with 9 affirmative and 1 absent vote.

Alderman Ponder asked for the first reading of Ordinance 63 of 2014 – An Ordinance Amending the 2014 Budget for the General Fund as Adopted in Ordinance 77 of 2013; Appropriating Funds for the Parks Department; Declaring an Emergency; and For Other Purposes. Seconded by Alderman Terrell. The ordinance was read by the city clerk. This ordinance is to relocate an overhead electrical line, an underground electrical line and purchase a transformer for Bernard Holland Park. The Mayor asked for any comments. Alderman Ponder stated that the purchase is being made from cash reserves from the Parks Department. If this ordinance and the next are successful it should leave a balance of \$509,000. Alderman Ponder made a motion to suspend the rules. Seconded by Alderman Donnor. The Mayor asked that the roll be called on the motion to suspend the rules. Roll called resulted in Alderman Baptist absent, Alderman Murphy yes, Alderman Cunningham yes, Alderman Reed yes, Alderman Donnor yes, Alderman Ponder yes, Alderman Moore yes, Alderman Herzfeld yes, Alderman Lee yes, and Alderman Terrell yes. Motion to suspend the rules was approved with 9 affirmative and 1 absent vote. Alderman Ponder made a motion to adopt Ordinance 63 of 2014 on its second and third readings. Seconded by Alderman Lee. The ordinance was read by title only. The Mayor asked that the roll be called. Roll called resulted in Alderman Baptist absent, Alderman Murphy yes, Alderman Cunningham yes, Alderman Reed yes, Alderman Donnor yes, Alderman Ponder yes,

Alderman Moore yes, Alderman Herzfeld yes, Alderman Lee yes, and Alderman Terrell yes. Ordinance 63 of 2014 was adopted with 9 affirmative and 1 absent vote. Alderman Ponder made a motion to adopt the emergency clause. Seconded by Alderman Herzfeld. The Mayor asked that the roll be called for the emergency clause. Roll called resulted in Alderman Baptist absent, Alderman Murphy yes, Alderman Cunningham yes, Alderman Reed yes, Alderman Donnor yes, Alderman Ponder yes, Alderman Moore yes, Alderman Herzfeld yes, Alderman Lee yes, and Alderman Terrell yes. The emergency clause was approved with 9 affirmative and 1 absent vote.

Alderman Ponder asked for the first reading of Ordinance 64 of 2014 – An Ordinance Amending the 2014 Budget for the General Fund as Adopted in Ordinance 77 of 2013; Appropriating Funds for the Parks Department; Authorizing the Purchase of Real Property for the City Parks Department; Authorizing an Agreement Between the City and Holland Chapel Baptist Church Pertaining to the Land Purchase; Declaring an Emergency; and For Other Purposes. Seconded by Alderman Terrell. The ordinance was read by the city clerk. The Mayor asked for any comment. None. Alderman Ponder made a motion to suspend the rules. Seconded by Alderman Donnor. The Mayor asked that the roll be called on the motion to suspend. Roll called resulted in Alderman Baptist absent, Alderman Murphy yes, Alderman Cunningham yes, Alderman Reed yes, Alderman Donnor yes, Alderman Ponder yes, Alderman Moore yes, Alderman Herzfeld yes, Alderman Lee yes, and Alderman Terrell yes. Motion to suspend was approved with 9 affirmative and 1 absent vote. Alderman Ponder made a motion to adopt Ordinance 64 of 2014 on its second and third readings. Seconded by Alderman Cunningham. The ordinance was read by title only. The Mayor asked that the roll be called. Roll called resulted in Alderman Baptist absent, Alderman Murphy yes, Alderman Cunningham yes, Alderman Reed yes, Alderman Donnor yes, Alderman Ponder yes, Alderman Moore yes, Alderman Herzfeld yes, Alderman Lee yes, and Alderman Terrell yes. Ordinance 64 of 2014 was adopted with 9 affirmative and 1 absent vote. Alderman Ponder made a motion to adopt the emergency clause. Seconded by Alderman Moore. The Mayor asked that the roll be called. Roll called resulted in Alderman Baptist absent, Alderman Murphy yes, Alderman Cunningham yes, Alderman Reed yes, Alderman Donnor yes, Alderman Ponder yes, Alderman Moore yes, Alderman Herzfeld yes, Alderman Lee yes, and Alderman Terrell yes. The emergency clause was approved with 9 affirmative and 1 absent vote.

Alderman Terrell was recognized for the Community Service/Animal Control Committee report. She stated that the committee met last week. The minutes are attached. Alderman Terrell made a motion to approve Resolution 43 of 2014 – A Resolution Ratifying and Confirming the Appointment of Brett Chumley as Commissioner to the Benton Historic District Commission; and For Other Purposes. Seconded by Alderman Lee. The resolution was read by the city clerk. The Mayor asked for any comments. None. The Mayor asked that the roll be called. Roll called resulted in Alderman Baptist absent, Alderman Murphy yes, Alderman Cunningham yes, Alderman Reed yes, Alderman Donnor yes, Alderman Ponder yes, Alderman Moore yes, Alderman Herzfeld yes, Alderman Lee yes, and Alderman Terrell yes. Resolution 43 of 2014 was approved with 9 affirmative and 1 absent vote.

Alderman Terrell made a motion to approve Resolution 44 of 2014 – A Resolution Ratifying and Confirming the Appointment of Karen Hammer as Commissioner to the Benton Historic District Commission; and For Other Purposes. Seconded by Alderman Lee. The resolution was read by the city clerk. The Mayor asked for any comments. The Mayor

asked that the roll be called. Roll called resulted in Alderman Baptist absent, Alderman Murphy yes, Alderman Cunningham yes, Alderman Reed yes, Alderman Donnor yes, Alderman Ponder yes, Alderman Moore yes, Alderman Herzfeld yes, Alderman Lee yes, and Alderman Terrell yes. Resolution 44 of 2014 was approved with 9 affirmative and 1 absent vote.

Alderman Terrell made a motion to approve Resolution 45 of 2014 – A Resolution Ratifying and Confirming the Reappointment of Janet Ausburn as Commissioner to the Benton Historic District Commission; and For Other Purposes. Seconded by Alderman Lee. The resolution was read by the city clerk. The Mayor asked for any comments. The Mayor asked that the roll be called. Roll called resulted in Alderman Baptist absent, Alderman Murphy yes, Alderman Cunningham yes, Alderman Reed yes, Alderman Donnor yes, Alderman Ponder yes, Alderman Moore yes, Alderman Herzfeld yes, Alderman Lee yes, and Alderman Terrell yes. Resolution 45 of 2014 was approved with 9 affirmative and 1 absent vote.

Alderman Terrell made a motion to approve Resolution 46 of 2014 – A Resolution Ratifying and Confirming the Appointment of Mark Chilton as Commissioner to the Benton Board of Adjustment; and For Other Purposes. Seconded by Alderman Ponder. The resolution was read by the city clerk. The Mayor asked for any comments. The Mayor asked that the roll be called. Roll called resulted in Alderman Baptist absent, Alderman Murphy yes, Alderman Cunningham yes, Alderman Reed yes, Alderman Donnor yes, Alderman Ponder yes, Alderman Moore yes, Alderman Herzfeld yes, Alderman Lee yes, and Alderman Terrell yes. Resolution 46 of 2014 was approved with 9 affirmative and 1 absent vote.

Alderman Terrell made a motion to adopt Resolution 47 of 2014 – A Resolution Authorizing the Mayor and City Attorney to Petition the Saline County Court to Annex Certain Real Property into the City of Benton; and For Other Purposes. Seconded by Alderman Lee. The resolution was read by the city clerk. The Mayor asked for any comments. The Mayor asked that the roll be called. Roll called resulted in Alderman Baptist absent, Alderman Murphy yes, Alderman Cunningham yes, Alderman Reed yes, Alderman Donnor yes, Alderman Ponder yes, Alderman Moore yes, Alderman Herzfeld yes, Alderman Lee yes, and Alderman Terrell yes. Resolution 47 of 2014 was approved with 9 affirmative and 1 absent vote.

Alderman Terrell made a motion to approve Resolution 48 of 2014 – A Resolution Authorizing the Mayor to Demolish Certain City Owned Structures Which Present a Danger to the Community; and for Other Purposes. Seconded by Alderman Herzfeld. The resolution was read by the city clerk. The properties include the old bus terminal and single family residence adjacent, vacant single family residence on Highway 5 where new fire station and police substation will be built, and the boneyard buildings on Hazel Street. The Mayor asked for any comments. The Mayor asked that the roll be called. Roll called resulted in Alderman Baptist absent, Alderman Murphy yes, Alderman Cunningham yes, Alderman Reed yes, Alderman Donnor yes, Alderman Ponder yes, Alderman Moore yes, Alderman Herzfeld yes, Alderman Lee yes, and Alderman Terrell yes. Resolution 48 of 2014 was approved with 9 affirmative and 1 absent vote.

Alderman Terrell made a motion to approve Resolution 49 of 2014 – A Resolution Authorizing the City Attorney to File a Lawsuit in the Saline County Circuit Court Seeking

to Abate a Nuisance Located at 907 Park Lane, Benton, Arkansas; and For Other Purposes. Seconded by Alderman Herzfeld. The resolution was read by the city clerk. The Mayor asked for any comments. None. The Mayor asked that the roll be called. Roll called resulted in Alderman Baptist absent, Alderman Murphy yes, Alderman Cunningham yes, Alderman Reed yes, Alderman Donnor yes, Alderman Ponder yes, Alderman Moore yes, Alderman Herzfeld yes, Alderman Lee yes, and Alderman Terrell yes. Resolution 49 of 2014 was approved with 9 affirmative and 1 absent vote.

Alderman Terrell made a motion to approve Resolution 50 of 2014 – A Resolution Authorizing the City Attorney to File a Lawsuit in the Saline County Circuit Court Seeking to Abate a Nuisance Located at 622 West Smith Street, Benton, Arkansas; and For Other Purposes. Seconded by Alderman Herzfeld. The resolution was read by the city clerk. The Mayor asked for any comments. None. The Mayor asked that the roll be called. Roll called resulted in Alderman Baptist absent, Alderman Murphy yes, Alderman Cunningham yes, Alderman Reed yes, Alderman Donnor yes, Alderman Ponder yes, Alderman Moore yes, Alderman Herzfeld yes, Alderman Lee yes, and Alderman Terrell yes. Resolution 50 of 2014 was approved with 9 affirmative and 1 absent vote.

Alderman Terrell made a motion to approve Resolution 51 of 2014 – A Resolution Authorizing the City Attorney to File a Lawsuit in the Saline County Circuit Court Seeking to Abate a Nuisance Located at 1608 McCurdy Road, Benton, Arkansas; and For Other Purposes. Seconded by Alderman Herzfeld. The resolution was read by the city clerk. The Mayor asked for any comments. None. The Mayor asked that the roll be called. Roll called resulted in Alderman Baptist absent, Alderman Murphy yes, Alderman Cunningham yes, Alderman Reed yes, Alderman Donnor yes, Alderman Ponder yes, Alderman Moore yes, Alderman Herzfeld yes, Alderman Lee yes, and Alderman Terrell yes. Resolution 51 of 2014 was approved with 9 affirmative and 1 absent vote.

Alderman Terrell made a motion to approve Resolution 52 of 2014 – A Resolution Extending the Operational Control of the City's Public Access Channel to YCAT and Extending Their Agreement to Record City Council Meetings; and for Other Purposes. Seconded by Alderman Donnor. The resolution was read by the city clerk. The Mayor asked for any comments. None. The Mayor asked that the roll be called. Roll called resulted in Alderman Baptist absent, Alderman Murphy yes, Alderman Cunningham yes, Alderman Reed yes, Alderman Donnor yes, Alderman Ponder yes, Alderman Moore yes, Alderman Herzfeld yes, Alderman Lee yes, and Alderman Terrell yes. Resolution 52 of 2014 was approved with 9 affirmative and 1 absent vote.

Alderman Cunningham was recognized for the Streets and Drainage Committee report. Alderman Cunningham made a motion to approve Resolution 53 of 2014 – A Resolution Authorizing the Mayor and City Clerk to Execute an Agreement with I.E. McCray, III and Irving Matthew McCray for the Purchase of Real Property; and For Other Purposes. Seconded by Alderman Herzfeld. The resolution was read by the city clerk. This property will be used for depositing environmental waste by the Street Department. The Mayor asked for any comment. None. The Mayor asked that the roll be called. Roll called resulted in Alderman Baptist absent, Alderman Murphy yes, Alderman Cunningham yes, Alderman Reed yes, Alderman Donnor yes, Alderman Ponder yes, Alderman Moore yes, Alderman Herzfeld yes, Alderman Lee yes, and Alderman Terrell yes. Resolution 53 of 2014 was approved with 9 affirmative and 1 absent vote.

Alderman Cunningham made a motion to approve Resolution 54 of 2014 – A Resolution Accepting the Lowest Bid for Construction of a Street Improvement Project for Longview Street; Awarding the Contract to Boyles Construction; and For Other Purposes. Seconded by Alderman Terrell. The resolution was read by the city clerk. The Mayor asked for any comments. None. The Mayor asked that the roll be called. Roll called resulted in Alderman Baptist absent, Alderman Murphy yes, Alderman Cunningham yes, Alderman Reed yes, Alderman Donnor yes, Alderman Ponder yes, Alderman Moore yes, Alderman Herzfeld yes, Alderman Lee yes, and Alderman Terrell yes. Resolution 54 of 2014 was approved with 9 affirmative and 1 absent vote.

Alderman Donnor was recognized for the Personnel/Health & Safety Committee report. He stated he had nothing to report.

Alderman Lee was asked if he had anything else from the Parks Committee. He stated that he would answer Alderman Moore's question. Alderman Lee stated that earlier in the year the Parks Director and I went to a couple of cities to look at their parks, Conway in particular. Conway's park has this lighting system that we are looking at. Conway raves about it and three college softball teams use the complex. Burns Park also has this system. We have been looking at the lighting for the last several months. At the last Parks Committee meeting, a representative of Musco was present and answered any question that anybody had about the lighting. So I feel confident that the city and the Parks Committee did their due diligence in giving the city of Benton the best lighting system for the parks that money can buy. The guarantees are also great. Stadium lighting is a lot more difficult than going to Walmart and buying a flashlight. I feel like the citizens of Benton are getting some outstanding lighting that is long overdue.

Alderman Herzfeld was recognized for the Public Utility Commission report. He stated that he did not have a report.

Alderman Ponder was recognized for the Advertising and Promotion Commission report. Alderman Ponder made a motion to adopt Resolution 55 of 2014 – A Resolution Ratifying and Confirming the Reappointment of Mark Fikes as Commissioner to the Benton Advertising and Promotion Commission; and for Other Purposes. Seconded by Alderman Donnor. The resolution was read by the city clerk. The Mayor asked that the roll be called. Roll called resulted in Alderman Baptist absent, Alderman Murphy yes, Alderman Cunningham yes, Alderman Reed yes, Alderman Donnor yes, Alderman Ponder yes, Alderman Moore yes, Alderman Herzfeld yes, Alderman Lee yes, and Alderman Terrell yes. Resolution 55 of 2014 was approved with 9 affirmative and 1 absent vote. Alderman Ponder stated that the commission will meet this Thursday.

There was not any new or unfinished business.

The Mayor stated that the City of Benton will be one of twelve communities selected for 2014 Arkansas Volunteer Community of the Year Award. We will be recognized at the Municipal Leagues Mid-Winter Conference in January. He thanked Tina Coston for all her hard work in coordinating. We had 303,000 volunteer hours across this city in the last year. Alderman Reed has been nominated and selected as one of the recipients of the Arkansas Community Services Award for volunteer work in her community for the year. The city of

Benton through submission to the City of Distinction Award received an honorable mention for our parks quality of life for the Riverside Park Plans Project. The Boys and Girls Club night out will be this Thursday. Saturday October 25th will be Spooks City. Brent Davis, Editor of the Saline Courier has accepted a position with the city and will be coming to work for us on November 10, 2014.

The meeting adjourned at 7:56 p.m.

Cindy Stracener, City Clerk

David Mattingly, Mayor

Proclamation

WHEREAS, the week of October 12 – 18, 2014 has been set aside in Benton Arkansas as a time for recognition and celebration of the Benton High School Class of 1964's 50th anniversary; and

WHEREAS, the members of the class of 1964 who live in Benton, Arkansas, will be joined by fellow classmates from around the country who have made a special effort to be part of this celebration ; and

WHEREAS, for the past 50 years, the members of this class have been outstanding examples of community minded citizens who have served as important role models to the young men and women in their communities; and

WHEREAS, although the reunion will be a time of joy in seeing old friends and remembering good times, it will be an opportunity to recall the past friendships of the members of the class who are deceased; and

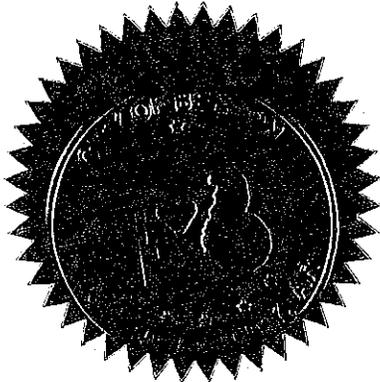
WHEREAS, the City of Benton hopes this 50-year reunion of the Benton High School Class of 1964 will be memorable and enjoyable for the members and their families.

NOW, THEREFORE, I David Mattingly, acting under my authority as Mayor of the City of Benton, Arkansas, do hereby proclaim the week of October 12 - 18, 2014, as

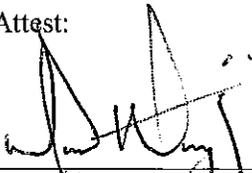
“BENTON HIGH SCHOOL CLASS OF 1964 REUNION WEEK”

in the City of Benton and encourage all citizens to join me in honoring this worthy observance.

IN WITNESS HEREOF, I have hereunto set my hand and caused the Seal of the City of Benton, Arkansas to be affixed at City Hall this 13th day of October in the year of our Lord, two thousand and fourteen.



Attest:



David Mattingly, Mayor
City of Benton

Proclamation

Whereas, 1 in every 4 women will experience domestic violence during her lifetime and approximately 15.5 million children are exposed to domestic violence each year; and

Whereas, when a family member is abused, it can have long-term damaging effects on the victim that also leave a mark on family, friends, and the community at large; and

Whereas, domestic violence is widespread and is devastating to society as a whole, but particularly women and children; and

Whereas, the problem of domestic violence is not confined to any group or groups of people, but crosses all economic, racial, gender, educational and religious organizations, and is sustained by society's indifference; and

Whereas, victims should have help to find the compassion, comfort, and healing they need, and domestic abusers should be punished to the full extent of the law; and

Whereas, it is important to recognize the compassion and dedication of the individuals who provide services to victims of domestic violence and work to increase public understanding of this significant problem; and

Whereas, it is battered women themselves who have been in the forefront of efforts to bring peace, equality, and healing to our homes and communities; and

Whereas, local programs, state coalitions, national organizations, and other agencies nationwide are committed to increasing public awareness of domestic violence and its prevalence, and to eliminating it through prevention and education; and

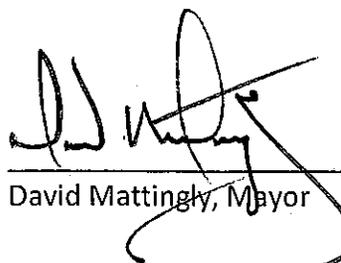
Whereas, our Nation has a moral obligation to work to prevent domestic violence and to address its brutal and destructive effects

NOW THEREFORE, in recognition of the important work done by domestic violence programs and victims' service providers, I, David Mattingly, acting under my authority as Mayor of the City of Benton, Arkansas do hereby proclaim the month of October 2014 as

"DOMESTIC VIOLENCE AWARENESS MONTH"

In the City of Benton and urge all citizens to support activities and programs that work towards the elimination of personal and institutional violence against all people.





David Mattingly, Mayor

Community Services/Animal Control Committee Meeting
Benton Municipal Complex
Mayor's Conference Room
October 7, 2014 at 6:00 P.M.

Attendees:

Alderman Jerry Ponder
Alderman James Herzfeld
Mayor David Mattingly
City Attorney Brent Houston

Committee Members Present:

Alderwoman Lori Terrell (chair)
Alderman Charles Cunningham
Alderman Bill Donnor
Alderwoman Evelyn Reed
Terry Parsons-staff
Jim Towe-staff

Meeting called to order.

Item one on the agenda is Structural Engineering Reports on the Palace Theater, Boneyard Buildings and the Old Bus Terminal.

Palace Theater: Mayor Mattingly discussed the state of disrepair of the Palace Theater and that a structural engineer deemed the building unsafe and recommended demolition. He will be sending a letter to the Royal Players informing them that they will have until the end of the year to relocate their costumes and other property. The Mayor also requested that the Community Services Committee allow them until the end of the year to look into other options of rehabilitating or selling the Palace Theater before making a decision on the fate of the building. Motion made to table this item for later discussion pending additional research on options for the Palace Theater. City Attorney states that the building needs to be of limits to everyone except staff and engineers working on the project. There was a second. Motion passed.

Boneyard Buildings: Old water plant at Hazel and Main and the storage buildings that the Street Department is currently using. A structural engineer again deemed the buildings unsafe and recommends demolition. Steps are being taken to start the demolition process. The demolition cost has been put in the Street Department budget for 2015. Motion made for a Resolution to move forward to demolish these buildings with existing funds in the Street Department. There was a second. Motion passed.

Old Bus Terminal: A structural engineer deemed the building unsafe and recommended demolition. Jim Towe stated that asbestos surveys have been done on the Palace Theater, Boneyard Buildings and the Old Bus Terminal. Agenda was amended to include the house on South East Street next door to the Bus Terminal. The Mayor will be sending a letter to the Gann Museum, Tamra Gore and the Benton Police Department to remove their property being stored in the Bus Terminal by the end of the year. Amended motion and a second to present a Resolution to the City Council to demolish the Boneyard Buildings and the Bus Terminal and the house next door. Motion passed.

Next item on the agenda is to annex the property on Highway 5 for the new fire/police substation. City Attorney Brent Houston requests the committee to pass a Resolution to file a petition with the County Court to annex this property into the city. Purchase of the property is complete. There is a motion and second. Motion passed.

Mayor Mattingly requests a motion for a Resolution to demolish the house on the Highway 5 property. There was a motion and a second. Motion passed.

Next item is reviewing upgrading Fidelity service to 100MG. We are currently under contract for 50MG. UCI did a review and said with the Event Center it put us right at 50MG. Mayor Mattingly is requesting a motion to allow him to move into a three year contract with Fidelity for the 100MG bandwidth. There was a motion and a second. Motion passed.

Mayor Mattingly said when the contract is drawn up that he will present it to the Community Services Committee and to the City Council to make them aware of the contract and the costs.

Next item on the agenda is the renewal of the annual agreement with YCAT. They are not asking for any changes to the contract. There was a motion and a second to continue with the contract with YCAT. Motion passed.

Last item on the agenda is condemnation or nuisance orders for 1608 McCurdy Road, 622 West Smith, and 907 Park Lane. Jim Towe stated that 622 West Smith Street was supposed to be demolished by the owner in January and the permit was not purchased until September 22, 2014. The permit is good for 180 days. City Attorney Brent Houston recommends that we file suite against Billy Coke to get this house torn down in a timely manner. The same owner has 1608 McCurdy and he refused the certified letter. The third property at 907 Park Lane is owned by Richard McGwire. Motion and a second made for legal action to be taken regarding 1608 McCurdy. Motion passed. Motion and a second made for legal action to be taken regarding 622 W. Smith. Motion passed. Motion and second made for legal action to be taken regarding 907 Park Lane. Motion passed.

Meeting adjourned.

RESOLUTION NO. 56 OF 2014

A RESOLUTION AMENDING RESOLUTION 47 OF 2013; CORRECTING THE TERM OF OFFICE OF ELGIN HAMNER TO THE CITY OF BENTON A&P COMMISSION; AND FOR OTHER PURPOSES

WHEREAS, the City of Benton created the City of Benton A&P COMMISSION by Ordinance 46 of 2005; and

WHEREAS, A.C.A. §26-75-605 states that appointments to the commission shall be for a four (4) year time period; and

WHEREAS, Resolution 47 of 2013 mistakenly appointed Elgin Hamner to a three (3) year period, which needs to be corrected; and

WHEREAS, the term of office for Elgin Hamner shall be for a term of four (4) years and will expire on October 10, 2017.

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

SECTION 1. Resolution 47 of 2013 is here by amended to state that Elgin Hamner is confirmed as a member of the City of Benton A&P Commission. His term of office will expire October 10, 2017.

PASSED AND APPROVED this the _____ day of October, 2014.

David J. Mattingly, Mayor

Cindy Stracener, City Clerk

ORDINANCE NO. 66 OF 2014

AN ORDINANCE REZONING CERTAIN LAND IN THE CITY OF BENTON, SALINE COUNTY ARKANSAS, 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 Mary Talbert, Edward Talbert, Beverly Trickey, Danny Talbert, and Jeanette Curtis, requesting that the land hereinafter described be zoned CS – Service Commercial and

WHEREAS, the Planning Commission ordered a Public Hearing be held on October 14, 2014, 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 to CS – Service Commercial Zoning District.

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 R1-7.5 Single-Family Residential Zoning District and HI – Heavy Industrial to:

Legal Descriptions:

Tract 1: Part of the SW 1/4 of the SW 1/4, Section 12, T-2-S, R-15W

Tract 2: Part of the SW 1/4 of the SW 1/4, Section 12, T-2-S, R-15W

Tract 3: Part of the SW 1/4 of the SW 1/4, Section 12, T-2-S, R-15W

SECTION 2: The City Council, having found that the rezoning of this property will allow for the immediate construction to start, 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 October, 2014.

David Mattingly, Mayor

Cindy Stracener, City Clerk

P & Z Vote
Yes-6 No-0

Staff Use:
DATE SUBMITTED 9/25/14
DATE OF NEXT MEETING 10/14/14
AD MUST RUN NOT LATER THAN _____

Application and Procedural Requirements for Rezone Permit

Applicant's Name MARY TALBERT, EDWARD TALBERT, BEVERLY TRICKEY,
DANNY TALBERT, JEANNETTE CURTIS
Address of Subject Property 1622 EDISON AVENUE

Legal Description of Subject Property (may be attached on separate sheet)

SEE ATTACHED

Assessor's Parcel Number of Subject Property 805-19269-001 & 805-19269-000
Zoning District of Subject Property HEAVY INDUSTRIAL / SINGLE FAMILY
Proposed Use COMMERCIAL SERVICE

Please attach vicinity map of the property, 8.5 x 11 inch size. Additional required information is detailed on p. 2.

~~I~~ ^{WE} ~~am~~ ^{ARE} hereby certify that ~~I am~~ the owner of the property identified in this application; or, that I am the authorized agent of N/A, who is the owner of said property; or that I am the employee or agent of N/A, which is a public utility company or other agency with the powers of eminent domain, and that I am authorized to act in their behalf, and that this application, to the best of my knowledge and belief, is true and correct.

Edward Talbert
EDWARD TALBERT
Beverly Trickey
BEVERLY TRICKEY
Danny Talbert
DANNY TALBERT
Jeannette Curtis
JEANNETTE CURTIS

Signed Mary Talbert
MARY TALBERT
Mailing Address 1916 Southshore Drive
BENTON, AR 72015

Phone Number 501-778-6592 OR 501-776-5005

Subscribed and certified to me this 25 day of September, 2014.

Patty McKinney
Community Development Dept Representative

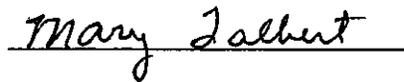
September 15, 2014

To the Benton City Planning Commission:

It is my intent to re-zone property located at 1622 Edison Avenue, Benton, AR 72015, for the purpose of selling the property . Therefore, we are requesting that the above named property be re-zoned for Commercial Service.

It is my intent to have the same property be re-zoned for selling the property.

Sincerely,



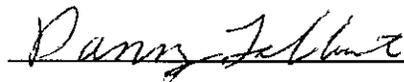
Mary Talbert



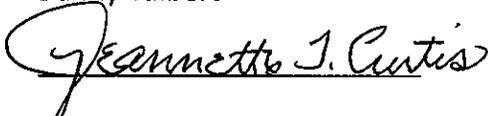
Edward Talbert



Beverly Trickey



Danny Talbert



Jeannette Curtis

1916 Southshore Drive

Benton, AR 72015

501-778-6592 or 501-776-5005



10-28254-000

805-19823-000

805-19827-000

805-19820-000

805-19827-000

805-19816-000

805-19811-000

805-19815-000

805-19812-000

805-19269-001

805-19269-000

805-19269-001

805-19773-000

800-63913-000

805-19261-000

805-19260-000

805-19259-000

805-19258-000

805-19257-000

805-19253-000

805-19238-000

805-19233-000

40 20 0 40 Meters



Proof of Publication

STATE OF ARKANSAS
County of Saline

I, Maribel Buech, 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 09-24-2014, and the last insertion on 09-24-2014.

Billed Account Jeannette Curtis

Ad Number 60083

Maribel Buech
Legal Advertising Clerk

Sworn to and subscribed before me on 9-24-14

Julie Albrecht
Notary Public

FEE FOR PRINTING
\$ 453.40
\$ 2.60 Cost of Proof
\$ 456.00 Total

JULIE ALBRECHT
SALINE COUNTY
NOTARY PUBLIC - ARKANSAS
My Commission Expires February 22, 2022
Commission No. 12386297
Cost of Notice

Legal Notices

PUBLIC NOTICE

Notice is hereby given that a hearing will be held by the Planning and Zoning Commission of the City of Benton, AR on Tuesday the 14th day of October, 2014 at 8:00p.m. at Benton Municipal Complex, Benton, Arkansas for a rezoning for the property located at 1822 Edison Avenue, Benton, AR 72015 to wit:

LEGAL DESCRIPTION (AS SURVEYED):
TRACT 1: PART OF THE SW/4, OF THE SW/4, SECTION 12, T-2-S, R-15-W, 5TH PRINCIPAL MERIDIAN, SALINE COUNTY, ARKANSAS, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF SECTION 12, THENCE N01°54'55"E FOR 71.71 FEET; THENCE S87°29'28"E FOR 305.91 FEET; THENCE S87°29'28"E FOR 135.55 FEET; THENCE N05°40'58"W FOR 82.90 FEET TO THE SOUTHEAST RIGHT-OF-WAY OF MISSOURI PACIFIC RAILROAD; THENCE N57°54'23"E FOR 84.84 TO THE POINT WHERE SAID RAILROAD RIGHT-OF-WAY INTERSECTS THE NORTH RIGHT-OF-WAY OF ARKANSAS HIGHWAY 183; THENCE DEPARTING FROM SAID RAILROAD RIGHT-OF-WAY AND FOLLOWING SAID HIGHWAY 183 RIGHT-OF-WAY, AS DEFINED BY AHTD JOB # 061039, S79°11'02"E FOR 489.51 FEET TO THE POINT OF BEGINNING OF THE LAND HEREIN DESCRIBED; THENCE DEPARTING FROM SAID RIGHT-OF-WAY, N07°09'08"E FOR 96.98 FEET; THENCE N83°04'50" E FOR 81.20 FEET TO A POINT ON THE WEST RIGHT-OF-WAY OF THE BENTON EXPRESSWAY, AS DEFINED BY AHTD JOB# 061039; THENCE FOLLOWING SAID AHTD RIGHT-OF-WAY, S14°33'42"E FOR 40.62 FEET; THENCE S40°14'11"W FOR 97.34 FEET; THENCE N79°11'02"W FOR 40.58 FEET TO THE POINT OF BEGINNING, CONTAINING 0.18 ACRES.

SURVEYORS NOTES:
THE EAST LINE OF CW LEWIS SUBDIVISION IS NOT COINCIDENT WITH THE EAST LINE OF THE SW/4 SW/4 SECTION 12, T-2-S, R-15-W AS EVIDENCED BY EXISTING MONUMENTS, FENCE LINES, AND PREVIOUS SURVEY BY JAMES L. HARPER, PLS #0829.

LEGAL DESCRIPTION (AS SURVEYED):
TRACT 2: PART OF THE SW/4, OF THE SW/4, SECTION 12, T-2-S, R-15-W, 5TH PRINCIPAL MERIDIAN, SALINE COUNTY, ARKANSAS, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF SECTION 12, THENCE N01°54'55"E FOR 71.71 FEET; THENCE S87°29'28"E FOR 305.91 FEET; THENCE S87°29'28"E FOR 135.55 FEET; THENCE N05°40'58"W FOR 82.90 FEET TO THE SOUTHEAST RIGHT-OF-WAY OF MISSOURI PACIFIC RAILROAD; THENCE N57°54'23"E FOR 84.84 TO THE POINT WHERE SAID RAILROAD RIGHT-OF-WAY INTERSECTS THE NORTH RIGHT-OF-WAY OF ARKANSAS HIGHWAY 183, THE POINT OF BEGINNING OF THE LAND HEREIN DESCRIBED; THENCE FOLLOWING SAID RAILROAD RIGHT-OF-WAY ALONG A CURVE TO THE LEFT WHOSE RADIUS IS 5788.88 FEET, DELTA ANGLE IS 53°7'04", FOR 567.40 FEET ALONG THE ARC OR N54°52'46"E FOR 587.17 FEET ALONG THE CHORD; THENCE N63°04'15" E FOR 29.68 FEET TO THE WEST RIGHT-OF-WAY OF THE BENTON EXPRESSWAY AS DEFINED BY AHTD JOB# 061039; THENCE ALONG SAID AHTD RIGH-OF-WAY, S14°33'42"E 340.91 FEET; THENCE DEPARTING FROM SAID RIGHT-OF-WAY, S83°04'50"W FOR 81.20 FEET; THENCE S07°03'08"W FOR 96.98 FEET TO THE NORTH RIGH-OF-WAY OF HIGHWAY 183 AS DEFINED BY AHTD JOB# 061039; THENCE ALONG SAID RIGHT-OF-WAY, N79°11'02"W FOR 489.51 FEET TO THE POINT OF BEGINNING, CONTAINING 2.71 ACRES.

SURVEYORS NOTES:
THE EAST LINE OF CW LEWIS SUBDIVISION IS NOT COINCIDENT WITH THE EAST LINE OF THE SW/4 SW/4 SECTION 12, T-2-S, R-15-W AS EVIDENCED BY EXISTING MONUMENTS, FENCE LINES, AND PREVIOUS SURVEY BY JAMES L. HARPER, PLS #0829.

LEGAL DESCRIPTION (AS SURVEYED):
TRACT 3: PART OF THE SW/4, OF THE SW/4, SECTION 12, T-2-S, R-15-W, 5TH PRINCIPAL MERIDIAN, SALINE COUNTY, ARKANSAS, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF SECTION 12, THENCE N01°54'55"E FOR 71.71 FEET; THENCE S87°29'28"E FOR 305.91 FEET; THENCE S87°29'28"E FOR 135.55 FEET; THENCE N05°40'58"W FOR 82.90 FEET TO THE SOUTHEAST RIGHT-OF-WAY OF MISSOURI PACIFIC RAILROAD; THENCE N57°54'23"E FOR 84.84 TO THE POINT WHERE SAID RAILROAD RIGHT-OF-WAY INTERSECTS THE NORTH RIGHT-OF-WAY OF ARKANSAS HIGHWAY 183; THENCE FOLLOWING SAID RAILROAD RIGHT-OF-WAY ALONG A CURVE TO THE LEFT WHOSE RADIUS IS 5788.88 FEET, DELTA ANGLE IS 53°7'04", FOR 567.40 FEET ALONG THE ARC OR N54°52'46"E FOR 587.17 FEET ALONG THE CHORD; THENCE N53°07'04"E FOR 29.68 FEET TO THE WEST RIGHT-OF-WAY OF THE BENTON EXPRESSWAY AS DEFINED BY AHTD JOB# 061039; THENCE N53°07'04"E FOR 319.71 FEET TO A POINT ON THE EAST RIGHT-OF-WAY OF THE BENTON EXPRESSWAY, AS DEFINED BY AHTD JOB# 061039 AND THE POINT OF BEGINNING OF THE LAND HEREIN DESCRIBED; THENCE CONTINUING ALONG SAID RAILROAD RIGHT-OF-WAY N53°07'04"E FOR 231.19 FEET TO THE NORTHEAST CORNER OF LOT 18, CW LEWIS SUBDIVISION TO THE CITY OF BENTON; THENCE DEPARTING FROM SAID RAILROAD RIGHT-OF-WAY, S01°24'11"W ALONG THE EAST LINE OF SAID SUBDIVISION FOIR 743.38 FEET TO THE NORTHEAST CORNER OF LOT 2; THENCE N89°40'08"W FOR 430.90 FEET TO THE NORTHEAST CORNER OF LOT 29; THENCE S01°24'11" W ALONE THE EAST LINE THEREOF, FOR 28.68 FEET TO THE NORTH RIGHT-OF-WAY OF ARKANSAS HIGHWAY 183, AS DEFINED BY AHTD JOB # 061039; THENCE N50°18'20"W FOR 38.84 FEET TO THE EAST RIGHT-OF-WAY OF THE BENTON EXPRESSWAY AS DEFINED BY AHTD JOB# 061039; THENCE ALONG SAID RIGHT-OF-WAY, N00°53'23"E FOR 320.78 FEET; THENCE N02°14'42"W FOR 284.70 TO THE POINT OF BEGINNING, CONTAINING 2.61 ACRES.

SURVEYORS NOTES:
THE EAST LINE OF CW LEWIS SUBDIVISION IS NOT COINCIDENT WITH THE EAST LINE OF THE SW/4 SW/4 SECTION 12, T-2-S, R-15-W AS EVIDENCED BY EXISTING MONUMENTS, FENCE LINES, AND PREVIOUS SURVEY BY JAMES L. HARPER, PLS #0829.

Said property is proposed to be rezoned from its current zoning as heavy industrial/ single family residential to commercial services(CS). The Petitioners are Mary Talbert, Edward Talbert, Beverly Trickey, Danny Talbert, and Jeannette Curtis at 1918 Southshore Drive, Benton, AR 72015. 501-778-8592 or 501-778-5005.

FIRST NATIONAL TITLE COMPANY
216 West Sevier Street
Benton, AR 72015

September 9, 2014

Mary Talbert, Edward Talbert, Beverly
Trickey, Danny Talbert and Jeannette
T. Curtis
1916 Southshore Drive
Benton, AR 72015

Re: Part of the SW 1/4 SW 1/4 Section 12,
Township 2 South, Range 15 West,
Saline County, Arkansas

We have searched the public records of Saline County, Arkansas, and the records and indices of First National Title Company up to August 19, 2014 at 12:01 A. M. and find the following Grantees in the last Deeds of record conveying those lands in Saline County, Arkansas, lying within 300 feet of the lands described in Warranty Deed executed by Talbert Pulpwood Company, Inc. DBA Talbert Timber Company, to Mary Talbert, et al, filed for record March 20, 2014 as Saline County Document Number 14 018546. Said Warranty Deed attached hereto and made a part hereof. We make no representations as to the status of any titles.

James F. Milby and Martha T. Milby, Co-Trustees
of the Milby Revocable Trust and
Martha Milby, individually
19407 Joanleigh Drive
Spring, Texas 77388

Arthur Connerly, III
12723 Hunters Hill Road
Little Rock, Arkansas 72211

Janet S. Sauser and
Melissa Q. Wood
1523 33rd Street, NW
Washington, DC 20007

Roland Steele
3428 S Centinela Ave #3
Los Angeles, California 90066

Jimmy Taylor and Kelli Taylor
1106 Rocky Mountain Drive
Benton, Arkansas 72019

Stinson Bailey and Doris Bailey Revocable
Trust
318 Edison Avenue, Suite 2
Benton, Arkansas 72015

Shelnut Family Properties, LLC
309 Hidden Meadows Drive
Benton, Arkansas 72015

Phillip M. McGarrah
1411 Columbia Avenue
Benton, Arkansas 72015

Travis F. Nelson, Jr.
1202 Kensington Drive
Bryant, Arkansas 72022

Patrick H. Wootton, Dorothy M. Wootton and
Sharon McCormack
2000 North Foxtrail
Benton, Arkansas 72019

Lourdes E. Donley
7326 Milford Drive
Little Rock, Arkansas 72209

Martha Gayle Lopez
2435 Helmich
Benton, Arkansas 72019

(3)

Rigoberto Morales and Elba Morales
1302 Central Street
Benton, Arkansas 72015

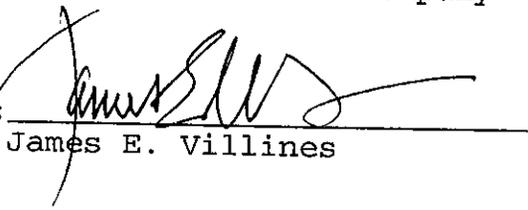
Cornerstone Propane Operating LLC
formerly known as Cornerstone Propane, L.P.
C/O Albano Group
P.O. Box 1240
Manchester, New Hampshire 03105

Saline County, Arkansas
200 North Main Street
Benton, Arkansas 72015

City of Benton, Arkansas
P.O. Box 607
Benton, Arkansas 72018

Thank you for this opportunity to be of service.

First National Title Company

By: 

James E. Villines

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Restricted Delivery Fee (Endorsement Required)	\$	\$0.00
Total Postage & Fees	\$	\$6.49

09/25/2014

Sent to: *James & Melba Taylor*
Street, Apt. No. or PO Box No.: *1106 Rocky Mtn Dr*
City, State, ZIP+4: *Beitton AR 72019*

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Restricted Delivery Fee (Endorsement Required)	\$	\$0.00
Total Postage & Fees	\$	\$6.49

09/25/2014

Sent to: *The Inert Family Property*
Street, Apt. No. or PO Box No.: *309 N. Main*
City, State, ZIP+4: *Beitton AR 72015*

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Return Receipt Fee (Endorsement Required)	\$	\$2.70
Restricted Delivery Fee (Endorsement Required)	\$	\$0.00
Total Postage & Fees	\$	\$6.49

09/25/2014

Sent to: *James & Melba Taylor*
Street, Apt. No. or PO Box No.: *1907 South Main Dr*
City, State, ZIP+4: *Beitton, TX 77388*

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Postage	\$	\$0.49
Certified Fee	\$	\$3.30
Return Receipt Fee (Endorsement Required)	\$	\$2.70
Restricted Delivery Fee (Endorsement Required)	\$	\$0.00
Total Postage & Fees	\$	\$6.49

09/25/2014

Sent to: *Salina County Attorneys*
Street, Apt. No. or PO Box No.: *200 N. Main St*
City, State, ZIP+4: *Beitton AR 72015*

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Certified Fee	\$	\$3.30
Return Receipt Fee (Endorsement Required)	\$	\$2.70
Restricted Delivery Fee (Endorsement Required)	\$	\$0.00
Total Postage & Fees	\$	\$6.49

09/25/2014

Sent to: *Kolano Steels*
Street, Apt. No. or PO Box No.: *3428 S. Cantalua Ave*
City, State, ZIP+4: *Los Angeles CA 90066*

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BEITON AR 72018 0115 0115

Postage	\$	\$0.49
Certified Fee	\$	\$3.30
Return Receipt Fee (Endorsement Required)	\$	\$2.70
Restricted Delivery Fee (Endorsement Required)	\$	\$0.00
Total Postage & Fees	\$	\$6.49

09/25/2014

Sent to: *City of Beiton*
Street, Apt. No. or PO Box No.: *P.O. Box 602*
City, State, ZIP+4: *Beiton AR 72015*

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Postage	\$	\$0.49
Certified Fee	\$	\$3.30
Return Receipt Fee (Endorsement Required)	\$	\$2.70
Restricted Delivery Fee (Endorsement Required)	\$	\$0.00
Total Postage & Fees	\$	\$6.49

09/25/2014

Sent to: *R. S. Roberts, M.D.*
Street, Apt. No. or PO Box No.: *1307 Central St*
City, State, ZIP+4: *Beiton AR 72015*

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Certified Fee	\$	\$3.30
Return Receipt Fee (Endorsement Required)	\$	\$2.70
Restricted Delivery Fee (Endorsement Required)	\$	\$0.00
Total Postage & Fees	\$	\$6.49

09/25/2014

Sent to: *Carroll's Property Agency*
Street, Apt. No. or PO Box No.: *P.O. Box 240*
City, State, ZIP+4: *Manchester, NH 03105*

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For delivery information visit our website at www.usps.com.
LITTLE ROCK AR 72111 0115 0115

Postage	\$	\$0.49
Certified Fee	\$	\$3.30
Return Receipt Fee (Endorsement Required)	\$	\$2.70
Restricted Delivery Fee (Endorsement Required)	\$	\$0.00
Total Postage & Fees	\$	\$6.49

09/25/2014

Sent to: *Arthur Conway III*
Street, Apt. No. or PO Box No.: *1323 Humber Hill Rd*
City, State, ZIP+4: *LA AR 72011*

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BEITON AR 72019 0115 0115

Postage	\$	\$0.49
Certified Fee	\$	\$3.30
Return Receipt Fee (Endorsement Required)	\$	\$2.70
Restricted Delivery Fee (Endorsement Required)	\$	\$0.00
Total Postage & Fees	\$	\$6.49

09/25/2014

Sent to: *Patricia Vaughn Shaver*
Street, Apt. No. or PO Box No.: *300 N. Main*
City, State, ZIP+4: *Beiton AR 72019*

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LITTLE ROCK AR 72259 0115 0115

Postage	\$	\$0.49
Certified Fee	\$	\$3.30
Return Receipt Fee (Endorsement Required)	\$	\$2.70
Restricted Delivery Fee (Endorsement Required)	\$	\$0.00
Total Postage & Fees	\$	\$6.49

09/25/2014

Sent to: *Louise E. Davis*
Street, Apt. No. or PO Box No.: *1336 Wilhena Dr*
City, State, ZIP+4: *LA AR 72209*

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BEITON AR 72019 0115 0115

Postage	\$	\$0.49
Certified Fee	\$	\$3.30
Return Receipt Fee (Endorsement Required)	\$	\$2.70
Restricted Delivery Fee (Endorsement Required)	\$	\$0.00
Total Postage & Fees	\$	\$6.49

09/25/2014

Sent to: *Maehlyr Sayle Lepp*
Street, Apt. No. or PO Box No.: *2435 Alkovich*
City, State, ZIP+4: *Beiton AR 72019*

5490 1650 2000 0206 7013

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Return Receipt Fee (Endorsement Required)	\$ 2.70	
Restricted Delivery Fee (Endorsement Required)	\$ 0.00	
Total Postage & Fees	\$ 6.49	

Sent To TRAVIS A. NELSON, JR.
 Street, Apt. No., or PO Box No. 1202 KENSINGTON DR
 City, State, ZIP+4 BRYANT AR 72022

PS Form 3800, August 2006 See Reverse for Instructions

2590 1650 2000 0206 7013

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
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For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$ 0.49	0315 BENTON AR 72015 Postmark Here SEP 25 2014 09/25/2014
Certified Fee	\$ 3.30	
Return Receipt Fee (Endorsement Required)	\$ 2.70	
Restricted Delivery Fee (Endorsement Required)	\$ 0.00	
Total Postage & Fees	\$ 6.49	

Sent To STINSON 3 Doris Bailey
 Street, Apt. No., or PO Box No. 318 EDISON AVE 5R 2
 City, State, ZIP+4 BENTON, AR 72015

PS Form 3800, August 2006 See Reverse for Instructions

1620 1650 2000 0206 7013

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OFFICIAL USE

Postage	\$ 0.49	0315 BENTON AR 72015 Postmark Here SEP 25 2014 09/25/2014
Certified Fee	\$ 3.30	
Return Receipt Fee (Endorsement Required)	\$ 2.70	
Restricted Delivery Fee (Endorsement Required)	\$ 0.00	
Total Postage & Fees	\$ 6.49	

Sent To JANET SAUSSE & Melissa W...
 Street, Apt. No., or PO Box No. 1523 33rd ST, NW
 City, State, ZIP+4 Washington DC 20007

PS Form 3800, August 2006 See Reverse for Instructions

1620 1650 2000 0206 7013

U.S. Postal Service™
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OFFICIAL USE

Postage	\$ 0.49	0315 BENTON AR 72015 Postmark Here SEP 25 2014 09/25/2014
Certified Fee	\$ 3.30	
Return Receipt Fee (Endorsement Required)	\$ 2.70	
Restricted Delivery Fee (Endorsement Required)	\$ 0.00	
Total Postage & Fees	\$ 6.49	

Sent To Phillip McGARRAH
 Street, Apt. No., or PO Box No. 1411 Columbia Ave
 City, State, ZIP+4 Benton, AR 72015

PS Form 3800, August 2006 See Reverse for Instructions

WARRANTY DEED

FILED
SALINE COUNTY
COURT CLERK

2014 MAR 20 AM 11:02

KNOW ALL MEN BY THESE PRESENTS:

THAT Talbert Pulpwood Company, Inc. DBA Talbert Timber Co., an Arkansas ~~BY: _____~~ BT corporation, GRANTOR, acting by and through its President and Secretary, duly authorized, for and in consideration of the sum of Ten Dollars and 00/100 (\$10.00) and other good and valuable consideration paid by Mary Talbert, Edward Talbert, Beverly Trickey, Danny Talbert, and Jeannette T. Curtis, GRANTEES, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey to GRANTEES, and to GRANTEES' heirs and assigns forever, the following lands lying in the County of Saline, and state of Arkansas to wit:

TRACT 1:

Part of the SW/4, of the SW/4, Section 12, T-2-S, R-15-W, 5th principal meridian, Saline County, Arkansas, more particularly described as follows: commencing at the southwest corner of section 12, thence N01°54'55"E for 71.71 feet; thence S87°29'26"E for 305.91 feet; thence S87°29'26"E for 135.55 feet; thence N05°40'58"W for 82.90 feet to the southeast right-of-way of Missouri Pacific Railroad; thence N57°54'23"E for 64.64 to the point where said railroad right-of-way intersects the north right-of-way of Arkansas Highway 183; thence, departing from said railroad right-of-way and following said highway 183 right-of-way, as defined by AHTD Job #061039, S79°11'02"E for 489.51 feet to the point of beginning of the land herein described; thence, departing from said right-of-way, N07°03'08"E for 96.96 feet; thence N83°04'50"E for 81.20 feet to a point on the west right-of-way of the Benton Expressway, as defined by AHTD Job #061039; thence, following said AHTD right-of-way, S14°33'42"E for 40.62 feet; thence S40°14'11"W for 97.34 feet; thence N79°11'02"W for 40.58 feet to the point of beginning, containing 0.18 acres.

TRACT 2:

Part of the SW/4, of the SW/4, Section 12, T-2-S, R-15-W, 5th principal meridian, Saline County, Arkansas, more particularly described as follows: commencing at the southwest corner of Section 12, thence N01°54'55"E for 71.71 feet; thence S87°29'26"E for 305.91 feet; thence S87°29'26"E for 135.55 feet; thence N05°40'58"W for 82.90 feet to the southeast right-of-way of Missouri Pacific Railroad; thence N57°54'23"E for 64.64 to the point where said railroad right-of-way intersects the North right-of-way of Arkansas Highway 183, the point of beginning of the land herein described; thence, following said railroad right-of-way along a curve to the left whose radius is 5786.98 feet, delta angle is 53°7'04", for 567.40 feet along the arc or N54°

14 018516

52°46"E for 567.17 feet along the chord; thence N53°07'04"E for 29.66 feet to the West right-of-way of the Benton Expressway as defined by AHTD Job# 061039; thence, along said AHTD right-of-way, S14°33'42"E 340.91 feet; thence, departing from said right-of-way, S83°04'50"W for 81.20 feet; thence S07°03'08"W for 96.96 feet to the North right-of-way of Highway 183 as defined by AHTD Job# 061039; thence, along said right-of-way, N79°11'02"W for 489.51 feet to the point of beginning, containing 2.71 acres.

TRACT 3:

Part of the SW/4, of the SW/4, Section 12, T-2-S, R-15-W, 5th principal meridian, Saline County, Arkansas, more particularly described as follows: Commencing at the southwest corner of Section 12, thence N01°54'55"E for 71.71 feet; thence S87°29'26"E for 305.91 feet; thence S87°29'26"E for 135.55 feet; thence N05°40'58"W for 82.90 feet to the southeast right-of-way of Missouri Pacific Railroad; thence N57°54'23"E for 64.64 to the point where said railroad right-of-way intersects the North right-of-way of Arkansas Highway 183; thence, following said railroad right-of-way along a curve to the left whose radius is 5786.98 feet, delta angle is 53°7'04", for 567.40 feet along the arc or N54°52'46"E for 567.17 feet along the chord; thence N53°07'04"E for 29.66 feet to the West right-of-way of the Benton Expressway as defined by AHTD Job# 061039; thence N53°07'04"E for 313.71 feet to a point on the East right-of-way of the Benton Expressway, as defined by AHTD Job # 061039 and the point of beginning of the land herein described; thence, continuing along said railroad right-of-way, N53°07'04"E for 231.19 feet to the northeast corner of lot 16, C. W. Lewis Subdivision to the city of Benton; thence, departing from said railroad right-of-way, S01°24'11"W, along the East line of said subdivision for 743.38 feet to the northeast corner of lot 2; thence N88°40'06"W for 130.00 feet to the northeast corner of Lot 29; thence S01°24'11", along the East line thereof, for 28.68 feet to the North right-of-way of Arkansas Highway 183, as defined by AHTD Job # 061039; thence N50°16'20"W for 38.84 feet to the East right-of-way of the Benton Expressway as defined by AHTD Job# 061039; thence, along said right-of-way, N00°53'23"E for 320.78 feet; thence N02°14'42"W for 284.70 feet to the point of beginning, containing 2.61 acres.

To have and to hold the same unto the said GRANTEES and unto their heirs and assigns forever, with all appurtenances thereunto belonging.

And GRANTOR hereby covenants with said GRANTEES to forever warrant and defend the title to the property against all claims whatever.

14 018547

IN TESTIMONY WHEREOF, the name and seal of the GRANTOR is hereunto affixed
on this the 4th day of JANUARY, 2014.

TALBERT PULPWOOD CO., INC. DBA TALBERT TIMBER CO.

By: Mary Talbert
President

ATTEST:

Jeannette J. Curtis
Secretary

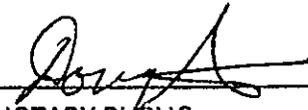
14 018548

ACKNOWLEDGMENT

STATE OF ARKANSAS)
)
COUNTY OF SALINE)

BE IT REMEMBERED, that on this day came before the undersigned, a Notary Public, within and for the County and State aforesaid, duly qualified, commissioned and acting, Mary Talbert and Jeannette T. Curtis, to me well known, who stated they were the President and Secretary, respectively, of Talbert Pulpwood Co., Inc. DBA Talbert Timber Co., a corporation, and were duly authorized in their respective capacities to execute this instrument in the name and on behalf of the corporation, and stated they had executed and delivered this instrument for the consideration and purposes and in the capacities set forth therein.

WITNESS my hand and seal this 4th day of Jan, 2014.



NOTARY PUBLIC

My commission expires:

12-31-2014

645810 41

No 37923

DATE 9/25 20 14

CITY OF BENTON, ARKANSAS

GENERAL FUND

RECEIVED OF Talbot Logging \$ 30⁰⁰

FOR Ryzone 805-19269-801 / 805-19269-000

#12309

PJ McKinnon

RECEIVED BY:

Patty McKinney

From: dhood
Sent: Tuesday, October 07, 2014 12:45 PM
To: jim
Cc: Patty McKinney; steve; Randy Hawkins; Elec. Manager
Subject: rezone

Jim,

After meeting with community development on 9/30/2014 Benton Utilities Water department approves the all rezones discussed at the meeting. This approval is for rezone only and does not in any way provide approval for construction at this site. This approval does not guarantee the availability of utilities at the site.

Thanks,

Dewayne Hood
Water Department Assistant Manager
Benton Utilities
1314 Venturi Dr.
Benton, AR 72019
501-776-5932
Fax 501-776-5924
dhood@bentonar.org

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Patty McKinney

From: Jonathan W. Buff
Sent: Monday, October 06, 2014 4:21 PM
To: jim
Cc: Patty McKinney; Randy Hawkins
Subject: Rezone

Jim,

After meeting with community development on 10/2/2014 Benton Utilities Water department approves the rezone of Hwy 35 and Parkway Talbots tract 1 and 2 parcel. This is from R1.75 to CS commercial. This approval is for rezone only and does not in any way provide approval for construction at this site. This approval does not guarantee the availability of utilities at the site.

Thanks,

Jonathan Buff
Wastewater Manager
Benton Utilities
616 W Hazel
Benton, AR 72015
Phone: 501-776-5982
Fax: 501-776-5974
jwbuff@bentonar.org

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Patty McKinney

From: Bruce Armstrong
Sent: Thursday, October 02, 2014 2:16 PM
To: jim
Cc: Patty McKinney; jessica
Subject: Rezone - Edison @ Benton Parkway (East Side)

Jim,

I see no reason to deny the request for rezone from R1-7.5 to CS from the property on the east side of the Edison/Benton Parkway intersection.

Thanks,
Bruce

Bruce Armstrong
Fire Marshal
Benton Fire Department
Phone: 501-776-5962
Fax: 501-776-5963

ORDINANCE NO. 4 OF 1958

Whereas, a petition has been filed with the City Council of the City of Benton, Arkansas, on the 3rd day of June, 1958, by Mrs. Ora Lewis being the owner of all lands adjoining the following described land situated in the City of Benton, Saline County, Arkansas, to-wit:

That part of C. W. Lewis Subdivision to the City of Benton, Saline County, Arkansas, described as follows: Beginning at the Northwest corner of Lot 5 and run thence North to the Northwest corner of Lot 16; thence in a Northeasterly direction to the Northeast corner of Lot 16; thence North 20 feet to the M.O.P. Ry. right of way; thence in a Southwesterly direction along said right of way to a point directly North of the Southwest corner of Lot 17; thence South 20 feet to the Southwest corner of said Lot 17; thence in a Northeasterly direction along the North line of said Lot 17 to the Northeast corner of said Lot 17; thence South to the Northeast corner of Lot 26; thence East to the point of beginning.

And stating that said land as above described was dedicated for street and alley purposes in the Dedication Deed of C. W. Lewis Sub-division to the City of Benton, Saline County, Arkansas, as per plat of said Sub-division recorded in Book 16 at page 499 of the records of Saline County, Arkansas, and that said land as above described has never been opened or used for public travel or street purposes and has always been considered as belonging to the owner of the land adjoining said street and should be vacated for street purposes and become a part of the property of Mrs. Ora Lewis; and,

Whereas, after due notice published in the Saline County News as required by law, the City Council at the time and at the place mentioned in said notice heard all persons desiring to be heard on the question and has ascertained that part of said street as above described has never been opened or used for public travel or used for street purposes and that the owner of the property adjoining the above described land has filed with the City Council her written petition asking that part of said street be vacated and that the public interest and welfare will not be adversely affected by vacating that part of said street.

NOW THEREFORE, be it ordained by the City Council of the City

of Benton, Arkansas.

Section I. That the City of Benton, Arkansas hereby releases, vacates and abandons all its rights together with the rights of the public generally in and to:

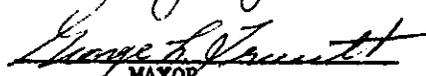
That part of C. W. Lewis Subdivision to the City of Benton, Saline County, Arkansas, described as follows: Beginning at the Northwest corner of Lot 5 and run thence North to the Northwest corner of Lot 16; thence in a Northeasterly direction to the Northeast corner of Lot 16; thence North 20 feet to the M.O.P. Ry. right of way; thence in a Southwesterly direction along said right of way to a point directly North of the Southwest corner of Lot 17; thence South 20 feet to the Southwest corner of said Lot 17; thence in a Northeasterly direction along the North line of said Lot 17 to the Northeast corner of said Lot 17; thence South to the Northeast corner of Lot 26; thence East to the point of beginning.

Situated in the City of Benton, Saline County, Arkansas.

Section II. That a copy of this ordinance duly certified by the City Clerk shall be filed in the office of the recorder of deeds of Saline County, Arkansas and be recorded in the Deed Records.

Section III. This ordinance shall take effect and be in force and effect from and after its passing.

Passed and approved on this 1 day of July, 1958.


MAYOR

Attest:


CITY CLERK

RESOLUTION NO. 57 OF 2014

A RESOLUTION ACCEPTING THE LOWEST BID FOR CONSTRUCTION OF A STREET IMPROVEMENT PROJECT FOR FAIRFIELD ROAD; AWARDED THE CONTRACT TO BOYLES CONSTRUCTION. AND FOR OTHER PURPOSES

WHEREAS, the City of Benton, after having advertised for bids, has determined that the bid submitted by Boyles Construction, 34101 Kanis Road, Paron, Arkansas, is the lowest bid for the Fairfield Road street improvement project (Exhibit 1 & 2) and that the City should award the contract to the lowest acceptable bidder.

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

SECTION 1: The bid of Boyles Construction in the amount of \$510,798.00 is the lowest acceptable bid for the Fairfield Road improvement project and the said bid should be, and is hereby, accepted and awarded to Boyles Construction.

SECTION 2: The Mayor and City Clerk are hereby authorized to execute, on behalf of the City of Benton, a contract for the project with the successful bidder, and to execute such documents as may be necessary or convenient to accomplish the purpose of this resolution.

SECTION 3: The Mayor and the City's Chief Financial Officer are hereby authorized to pay all amounts when due under the contract. The amount of \$510,798.00 plus a ten (10) percent contingency reserve is hereby appropriated for this purpose. The mayor is further authorized to execute any change order necessary to complete the project up to the ten percent contingency reserve amount and reporting the change order request to the Street Committee.

SECTION 4: The City Council does hereby authorize \$561,877.80, which includes a ten percent contingency reserve. The Street Special Project fund is designated as the funding source for the Fairfield Road street improvement project.

PASSED AND APPROVED this the _____ day of October, 2014.

David J. Mattingly, Mayor

Cindy Stracener, City Clerk



P.O. Box 34087
Little Rock, AR 72203
P. (501) 371-0272
F. (501) 371-9932

www.mcclelland-engrs.com

October 21, 2014
Tony Floyd
Mgr. City of Benton St. Dept.
305 Hazel St.
Benton, AR 72015

RE: LR14-5753 Benton Street Improvements – Fairfield Rd

Dear Tony,

We opened bids at the City of Benton for the above mentioned project on Tuesday, October 7, 2014, and Boyles Construction, Inc. was the apparent low bidder. Per your request, we have reviewed the Contractor's experience in roadway construction. From the information that we have gathered, we find no reason to not recommend Boyles Construction, Inc. If you have any questions or concerns, please feel free to contact me.

Sincerely,

A handwritten signature in black ink that reads 'Maneesh Krishnan'.

Maneesh Krishnan, P.E.
Project Manager, Associate

Exhibit 2

PROJECT: LR24-5753 BENTON STREET IMPROVEMENTS - GARFIELD RD
 BID LOCATION: Mayor's Conference Room, City Hall, Benton, AR
 BID TIME & DATE: 2:00PM, October 7, 2014

CERTIFIED BID TAB

Certified By:

Mamunur Rashid
 Mamunur Rashid, P.E., License #15912

Item No.	Description	Units	Qty.	Boyer Construction 0885290415		Redstone Construction Group 0007700215		Township Builders 0089640815	
				Unit Cost	Total Cost	Unit Cost	Total Cost	Unit Cost	Total Cost
1	Site Preparation	LS	1.00	\$25,000.00	\$25,000.00	\$40,000.00	\$40,000.00	\$36,879.00	\$36,879.00
2	Underdrain Installation	CY	2.80	\$17.00	\$47.60	\$37.00	\$89,480.00	\$76.00	\$47,240.00
3	Stone Bedding (1.5" Stone with 5" Class 1 Base Course)	TON	1,400.00	\$32.00	\$44,800.00	\$43.50	\$60,700.00	\$34.00	\$47,600.00
4	Rebar Installation	CY	223.00	\$11.00	\$2,453.00	\$17.50	\$3,902.50	\$25.00	\$5,575.00
5	FACTORY SURFACE COURSE (2")	TON	470.00	\$96.00	\$44,832.00	\$90.00	\$42,300.00	\$80.00	\$37,600.00
6	FACTORY SURFACE COURSE (2")	TON	460.00	\$96.00	\$44,160.00	\$84.00	\$38,616.00	\$67.00	\$30,818.00
7	Class 7 Base Course (1.5")	TON	2,350.00	\$24.00	\$56,400.00	\$22.00	\$51,700.00	\$22.00	\$51,700.00
8	Concrete Curb and Gutter (1.5")	LF	2,980.00	\$10.90	\$32,482.00	\$12.00	\$35,760.00	\$76.00	\$226,000.00
9	Concrete Sidewalk (4" Thickness)	SY	930.00	\$33.00	\$30,690.00	\$39.00	\$36,270.00	\$40.00	\$37,200.00
10	Commercial Concrete Driveway (5" Thickness)	SY	130.00	\$55.00	\$7,150.00	\$55.00	\$7,150.00	\$49.00	\$6,370.00
11	Residential Concrete Driveway (5" Thickness)	SY	130.00	\$42.00	\$5,460.00	\$40.00	\$5,200.00	\$40.00	\$5,200.00
12	Single Ring Curb (18" x 18" x 3" High)	EA	6.00	\$2,600.00	\$15,600.00	\$2,700.00	\$16,200.00	\$4,200.00	\$25,200.00
13	Double Ring Curb (18" x 18" x 3" High)	EA	2.00	\$7,800.00	\$15,600.00	\$8,100.00	\$16,200.00	\$4,800.00	\$9,600.00
14	Double Ring Curb (18" x 18" x 3" High)	EA	2.00	\$2,800.00	\$5,600.00	\$3,000.00	\$6,000.00	\$4,000.00	\$8,000.00
15	18" RCP Drain Pipe	LF	952.00	\$46.00	\$43,792.00	\$57.37	\$54,603.24	\$68.00	\$64,736.00
16	24" RCP Drain Pipe	LF	255.00	\$57.00	\$14,535.00	\$72.00	\$18,360.00	\$80.00	\$20,400.00
17	12" x 18" A/RCP RCP Drain Pipe	LF	27.00	\$88.00	\$2,376.00	\$99.00	\$2,673.00	\$100.00	\$2,700.00
18	12" x 18" A/RCP RCP Drain Pipe	EA	1.00	\$700.00	\$700.00	\$1,500.00	\$1,500.00	\$800.00	\$800.00
19	Adjust Sewer Manhole to Proposed Final Elevation	EA	3.00	\$800.00	\$2,400.00	\$1,600.00	\$4,800.00	\$400.00	\$1,200.00
20	Rebar	CY	25.00	\$55.00	\$1,375.00	\$59.00	\$1,475.00	\$56.00	\$1,400.00
21	SRI Form	LF	1,800.00	\$4.00	\$7,200.00	\$4.00	\$7,200.00	\$3.00	\$5,400.00
22	Rebar Protection	EA	8.00	\$390.00	\$3,120.00	\$383.72	\$3,070.56	\$3.00	\$9.00
23	Geotextile Fabric	SY	1,115.00	\$3.00	\$3,345.00	\$2.50	\$2,787.50	\$3.00	\$3,345.00
24	4" Topsoil Fertilized and Placed	ACFE	320.00	\$16.00	\$5,120.00	\$2.00	\$640.00	\$2.00	\$640.00
25	Seeding	EA	1.00	\$3,000.00	\$3,000.00	\$2,800.00	\$2,800.00	\$2,400.00	\$2,400.00
26	Solid Siding	SY	790.00	\$8.00	\$6,320.00	\$6.00	\$4,740.00	\$3.00	\$2,370.00
27	6" SBR 21 PVC Manhole	LF	1,500.00	\$24.00	\$36,000.00	\$16.00	\$24,000.00	\$24.00	\$36,000.00
28	6" x 2" Taplog Sleeve	EA	1.00	\$1,000.00	\$1,000.00	\$1,200.00	\$1,200.00	\$2,400.00	\$2,400.00
29	6" x 6" Taplog Sleeve	EA	2.00	\$3,000.00	\$6,000.00	\$2,900.00	\$5,800.00	\$3,800.00	\$7,600.00
30	7" GRG Valve	EA	1.00	\$7,000.00	\$7,000.00	\$6,900.00	\$6,900.00	\$1,200.00	\$1,200.00
31	6" GRG Valve	EA	4.00	\$1,000.00	\$4,000.00	\$1,300.00	\$5,200.00	\$1,200.00	\$4,800.00
32	6" x 6" TIE	EA	2.00	\$1,250.00	\$2,500.00	\$300.00	\$600.00	\$200.00	\$400.00
33	Install Water Service Lines (Short Services)	EA	8.00	\$800.00	\$6,400.00	\$850.00	\$6,800.00	\$900.00	\$7,200.00
34	Install Water Service Lines (Long Services)	EA	1.00	\$1,000.00	\$1,000.00	\$850.00	\$850.00	\$900.00	\$900.00
35	Fire Hydrant Assembly	EA	1.00	\$12,000.00	\$12,000.00	\$4,300.00	\$4,300.00	\$4,300.00	\$4,300.00
36	Maintenance of Traffic	LS	1.00	\$2,000.00	\$2,000.00	\$5,000.00	\$5,000.00	\$8,000.00	\$8,000.00
37	Address Code, Man, 522, 9-111 Traffic and Excavator Safety System	LS	1.00	\$2,000.00	\$2,000.00	\$1.00	\$1.00	\$1,000.00	\$1,000.00
38	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	1.00	\$25,000.00	\$25,000.00	\$38,000.00	\$38,000.00	\$15,000.00	\$15,000.00

TOTAL AMOUNT BID:

\$518,798.00

\$377,266.50

\$896,064.50