



MEETING: **CITY COUNCIL WORK SESSION**

DATE AND TIME: **Monday, September 19, 2016 – 5:30 P.M.**

Location: City Hall Conference Room
101 Town Center, Bella Vista, Arkansas

- I. **CALL TO ORDER:** This meeting has been given public notice in accordance with the Section 25-19-106 of the Freedom of Information Act, in such form that will apprise the general public and news media of subject matter that is intended for consideration and action.
- II. **ROLL CALL:** Mayor Peter Christie, Aldermen Frank Anderson, John Flynn, Becky Morgan, James Wozniak and Larry Wilson
- III. **BUSINESS:**
 - A. **ORDINANCE NO-** AMENDING SECTION 20-6 JUVENILE CURFEW OF THE BELLA VISTA CITY CODE TO CLARIFY AND PROVIDE FOR CONSTITUTIONALLY MANDATED EXCEPTIONS TO A VIOLATION, DECLARING AN EMERGENCY, AND FOR OTHER PURPOSES.
 - B. **ORDINANCE NO-** WAIVING THE REQUIREMENTS OF FORMAL COMPETITIVE BIDDING AND AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A CONTRACT WITH BELLA VISTA ANIMAL SHELTER, INC. IN THE AMOUNT OF \$18,000.00 PER YEAR, PLUS \$100 PER DOG AND \$50 PER CAT FEES, FOR CALENDAR YEAR 2017, AND FOR OTHER PURPOSES.
 - C. **R2016-RESOLUTION-** AMENDING THE 2016 ANNUAL CITY BUDGET TO AUTHORIZE AN ADDITIONAL PART-TIME EMPLOYEE LIBRARY POSITION (16 HOURS PER WEEK MAXIMUM).
 - D. **R2016- RESOLUTION-** AMENDING THE 2016 ANNUAL CITY BUDGET TO APPROPRIATE \$216,000.00 FROM CITY RESERVES FOR THE CASH PURCHASE OF A 2016 AMBULANCE FOR THE FIRE DEPARTMENT.
 - E. **R2016- RESOLUTION-** EXPRESSING THE SUPPORT OF THE BELLA VISTA CITY COUNCIL REGARDING THE LOCATION OF A DEPARTMENT OF THE BENTON COUNTY DISTRICT COURT IN THE CITY.

F. R2016- RESOLUTION APPROVING AMOUNTS OF LIENS TO BE CERTIFIED TO THE BENTON COUNTY TAX COLLECTOR AGAINST CERTAIN REAL PROPERTIES AS A RESULT OF GRASS CUTTING EXPENSES AND ABATEMENT OF OTHER NUISANCES BY THE CITY OF BELLA VISTA; AND FOR OTHER PURPOSES.

G. ORDINANCE NO- AMENDING THE BELLA VISTA CITY CODE TO ENACT *SECTION 2-347 COLLECTION OF FINES AND COSTS IN DISTRICT COURT* TO FULFILL STATE LAW REQUIREMENTS TO DESIGNATE A RESPONSIBLE PARTY FOR THE COLLECTION OF FINES AND COSTS ASSESSED IN DISTRICT COURT, AND FOR OTHER PURPOSES.

H. Request for Bid, Sand/Salt Storage Building.

I. Request for Bid, Heavy Equipment Shed.

J. Notice of Intent to Purchase portions of BC- RWD #1.

ADJOURNMENT

*** Please note: Upon reasonable notice, efforts will be made to accommodate the needs of disabled individuals through appropriate aids and services. For additional information or to request this service, please contact the City Clerk at 479-876-1255.

ORDINANCE NO. _____

CITY OF BELLA VISTA, ARKANSAS

AMENDING SECTION 20-6 JUVENILE CURFEW OF THE BELLA VISTA CITY CODE TO CLARIFY AND PROVIDE FOR CONSTITUTIONALLY MANDATED EXCEPTIONS TO A VIOLATION, DECLARING AN EMERGENCY, AND FOR OTHER PURPOSES

WHEREAS, Section 20-6 of the City Code provides for a juvenile curfew; and

WHEREAS, the Section is unclear and does not sufficiently provide for constitutionally mandated exceptions to a violation; and

WHEREAS, clarifying changes to the Section are necessary;

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

SECTION 1: The City Council of the City of Bella Vista, Arkansas hereby amends Section 20-6 Juvenile Curfew of the Bella Vista City Code so that after amendment the Section shall read as follows:

“Sec. 20-6. Juvenile curfew.

- (a) It shall be unlawful for any person under the age of eighteen (18) years to be upon or about the public streets and alleys of the city, or any other public place, park, playground, lake, lakeshore, or vacant lots, between the hours of 11:00 p.m and 6:00 a.m., Sunday through Thursday, or 12:00 midnight and 6:00 a.m., Friday and Saturday.
- (b) Evidence that a person under the age of eighteen (18) years is present at any prohibited location provided in subsection (a) during the prohibited shall be prima facie evidence of a violation of this section.
- (c) No person shall be deemed in violation of subsection (a) if:
 - (1) the person is accompanied by a parent, guardian, or a responsible adult authorized by a parent or guardian to take the parent or guardian’s place to accompany the person for a designated period of time and purpose within a specified area. For purposes of this subsection (c)(1), a “responsible adult” means a person at least twenty-one (21) years of age to whom a parent or legal guardian has expressly given permission to accompany the minor;
 - (2) the person is employed and is at work, or travelling directly to or from work to a place of residence;

- (3) the person is at an activity that is supervised by adults and sponsored by the city, a civic organization, a property owners association, a public or private school, or any entity that takes responsibility for the person, or the person is travelling directly to or from such an activity to a place of residence;
- (4) the person is on a trip in interstate commerce;
- (5) the person is required to leave a residence because of an emergency;
- (6) the person is engaged in an activity that is protected by the First Amendment to the U.S. Constitution, or the freedom of speech, religion or expression provisions of Article II of the Arkansas Constitution; or
- (7) the person is emancipated and no longer has a parent-child relationship as a result of marriage, or as a result of being recognized as an adult by an order of a court of competent jurisdiction.”

SECTION 2: EMERGENCY CLAUSE. The need to provide clarity and provide for constitutionally mandated exceptions to a violation of the juvenile curfew is immediate and necessary for the public health and safety. Therefore, an emergency is hereby declared to exist, and this Ordinance shall take full force and effect from and after its passage as provided by law.

PASSED THIS _____ DAY OF _____, 2016.

APPROVED:

MAYOR PETER CHRISTIE

ATTEST:

WAYNE JERTSON
CITY CLERK

Requested by: Mayor
Prepared by: Jason Kelley, Staff Attorney

ORDINANCE NO _____

CITY OF BELLA VISTA, ARKANSAS

WAIVING THE REQUIREMENTS OF FORMAL COMPETITIVE BIDDING AND AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A CONTRACT WITH BELLA VISTA ANIMAL SHELTER, INC. IN THE AMOUNT OF \$18,000.00 PER YEAR, PLUS \$100 PER DOG AND \$50 PER CAT FEES, FOR CALENDAR YEAR 2017, AND FOR OTHER PURPOSES

WHEREAS, the City of Bella Vista does not have its own animal shelter; and

WHEREAS, Bella Vista Animal Shelter, Inc. has provided animal shelter services for the Bella Vista community for a number of years; and

WHEREAS, there is no other animal shelter service available in the City of Bella Vista for the provision of dog and cat sheltering in furtherance of city and state legal requirements;

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

SECTION 1. The City Council of the City of Bella Vista, Arkansas hereby determines that the above circumstances make formal competitive bidding not feasible or practical and therefore waives the requirement of formal competitive bidding and authorizes the Mayor and City Clerk to enter into a contract with Bella Vista Animal Shelter, Inc. in an amount of \$18,000.00 per year, plus \$100 per dog and \$50 per cat shelter fee, for the provision of animal sheltering services for the City of Bella Vista.

PASSED THIS _____ DAY OF _____, 20_____

APPROVED:

MAYOR PETER CHRISTIE

ATTEST:

WAYNE JERTSON, CITY CLERK

Requested by Mayor
Prepared by Jason Kelley, Staff Attorney

RESOLUTION NO. _____

CITY OF BELLA VISTA, ARKANSAS

**AMENDING THE 2016 ANNUAL CITY BUDGET TO AUTHORIZE AN
ADDITIONAL PART-TIME EMPLOYEE LIBRARY POSITION (16
HOURS PER WEEK MAXIMUM)**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BELLA VISTA,
ARKANSAS:**

SECTION 1: The City Council of the City of Bella Vista, Arkansas hereby amends the 2016 City Budget to authorize an additional part-time employee library position (16 hours per week maximum). Funding for the position shall be provided through the available 2016 library budget.

PASSED THIS _____ DAY OF _____, 2016.

APPROVED:

Mayor Peter Christie

ATTEST:

City Clerk Wayne Jertson

Requested by Mayor Christie
Prepared by Jason Kelley, Staff Attorney

RESOLUTION NO. _____

CITY OF BELLA VISTA, ARKANSAS

**AMENDING THE 2016 ANNUAL CITY BUDGET TO APPROPRIATE
\$216,000.00 FROM CITY RESERVES FOR THE CASH PURCHASE OF A
2016 AMBULANCE FOR THE FIRE DEPARTMENT**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BELLA VISTA,
ARKANSAS:**

SECTION 1: The City Council of the City of Bella Vista, Arkansas hereby amends the 2016 City Budget to appropriate \$216,000.00 from available city reserves for the cash purchase of a 2016 ambulance for the Fire Department (Acct. No. 30-52800).

PASSED THIS _____ DAY OF _____, 2016.

APPROVED:

Mayor Peter Christie

ATTEST:

City Clerk Wayne Jertson

Requested by Mayor Christie
Prepared by Jason Kelley, Staff Attorney

RESOLUTION NO. _____

CITY OF BELLA VISTA, ARKANSAS

**EXPRESSING THE SUPPORT OF THE BELLA VISTA CITY COUNCIL
REGARDING THE LOCATION OF A DEPARTMENT OF THE BENTON
COUNTY DISTRICT COURT IN THE CITY**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BELLA VISTA,
ARKANSAS:**

SECTION 1: The City Council of the City of Bella Vista, Arkansas hereby expresses its support of the State of Arkansas taking action to locate a department of the Benton County District Court in the City of Bella Vista.

SECTION 2: The City Clerk is requested to deliver a copy of this Resolution to the state Administrative Office of the Courts, the City's delegation in the Arkansas General Assembly, and to the Governor's office.

PASSED THIS _____ DAY OF _____, 2016.

APPROVED:

Mayor Peter Christie

ATTEST:

City Clerk Wayne Jertson

**BUSINESS OF THE CITY COUNCIL
BELLA VISTA, AR**

MEETING DATE: September 26, 2016 - Regular Meeting

AGENDA ITEM:

ITEM TITLE: A Resolution Approving the Amounts of Liens to be Certified to the Benton County Tax Collector Against Certain Real Properties as a Result of Grass Cutting Expenses and Abatement of Other Nuisances by the City of Bella Vista, and For Other Purposes.

SUBMITTED BY: Christopher Suneson, PLA

SUMMARY EXPLANATION: Beginning in May and ending in September of each year, the Department undertakes the clean up of properties in violation of the Nuisance regulations of the Municipal Code. State statute allows for the collection of these types of expenditures through certification to the Benton County Tax Collector.

Included in the resolution are only one property that has been maintained in 2016. It is the Department's understanding that this particular property may transfer ownership, and started the notification process a month earlier than usual for it.

The property owner was notified in August of the need to pay the expenses within 30 days of receipt of the attached invoice. The invoice also provides notice of a public hearing to certify the amounts on September 26, 2016. Per statute, the City Council must conduct a public hearing on these amounts, and certify the costs of the Tax Collector.

The resolution reflects collections received by the Department through September 14, 2016.

ATTACHMENT: ORDINANCE RESOLUTION OTHER

RECOMMENDATION: The administration is recommending approval of this resolution.

ACTION REQUESTED:
Motion to adopt



BELLA VISTA
A place to call home

**CITY OF BELLA VISTA
 COMMUNITY DEVELOPMENT SERVICES DEPT.
 616 W. LANCASHIRE BLVD.
 BELLA VISTA, AR 72715
 (479) 268-4980**

DATE: 8/2/2016

INVOICE

TO:
 Retha D. Williams
 13 Grisham Drive
 Bella Vista, AR 72715

CC: **Land Commissioner**
 c/o John Thurston
 State of Arkansas
 109 State Capitol Bldg.
 Little Rock, AR 72201

Doug McCash
 Bella Vista Village POA, Inc.
 P.O. Box 6210
 Bella Vista, AR 72714

RE: 13 Grisham Drive, Bella Vista, AR 72715

Parcel #16-02520-000

NO:	DESCRIPTION	COST
	ABSTRACTS	
	FILING FEE	
	GRASS CUTTING(S)	
	PROPERTY CLEAN UP / MOWING	\$640.00
	VEGETATIVE CONTROL	
	POSTAGE	\$19.41
	LEGAL ADVERTISING	
	DEMOLITION	
	HAZARDOUS MATERIALS	
	ASBESTOS	
	BOARDING & SECURING	
	ADMINISTRATIVE COSTS	
TOTAL AMOUNT DUE		\$659.41

PAYMENT DUE DATE: UPON RECIEPT

If payment is not received within 30 days of your receipt of this invoice, a lien will be filed against the property pursuant to AR CODE ANN. 14-54-903 (b). FURTHER, if the debt is not paid within this period of time, a hearing to have the debt certified for collection will then be held on: **September 26, 2016**, at 6:30pm at the Bella Vista American Legion Post 341, 1889 Bella Vista Way (Hwy 71 & Kingsland Rd), Bella Vista, AR before the Bella Vista City Council. You have a right to attend the hearing.
 For more information you may call (479)876-1255.

PLEASE MAKE CHECK PAYABLE TO : CITY OF BELLA VISTA

MAIL TO: City of Bella Vista, P.O. Box 5655, Bella Vista, AR 72714

RESOLUTION NO. _____

A RESOLUTION APPROVING AMOUNTS OF LIENS TO BE CERTIFIED TO THE BENTON COUNTY TAX COLLECTOR AGAINST CERTAIN REAL PROPERTIES AS A RESULT OF GRASS CUTTING EXPENSES AND ABATEMENT OF OTHER NUISANCES BY THE CITY OF BELLA VISTA; AND FOR OTHER PURPOSES

WHEREAS, in accordance with Ark. Code Ann. § 14-54-901, the City of Bella Vista has corrected conditions existing on certain lots or other real property within the City of Bella Vista and is entitled to compensation pursuant to Ark. Code Ann. § 14-54-904; and

WHEREAS, State law also provides for a lien against the subject properties, with the amount of lien to be determined by the City Council at a hearing held after notice to the owner thereof by certified mail or publication (see Exhibit "A" attached hereto), with said amount (plus a ten percent collection penalty) to be thereafter certified to the Benton County Tax Collector; and

WHEREAS, a hearing for the purpose of determining such liens has been set on September 26, 2016, in order to allow for service of the attached notice of same upon the listed property owners, by certified mail or publication as is necessary; and

WHEREAS, the costs of abatement and the properties affected are:

Last Known Registered Owner	Address	Parcel Number	Total
Retha D Williams	13 Grisham Drive	16-02520-000	\$659.41

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

SECTION 1: That after notice to property owners, a public hearing was held on September 26, 2016, for the purpose of determining the amount of liens, if any, to be filed against certain real property as the result of grass cutting and abatement of other nuisances by the City of Bella Vista.

SECTION 2: That the monies, as determined by this hearing, are reimbursable to the City of Bella Vista for cleanup of the indicated properties;

SECTION 3: That the incurred expenses, as indicated, plus a penalty of 10% for collection, be certified by the City Clerk of Bella Vista to the Benton County Tax Collector, and placed by him / her on the tax books as delinquent taxes, and collected accordingly, and the amount, less 3% thereof, when so collected shall be paid to the City of Bella Vista.

SECTION 4: That this Resolution shall be in full force and effect from and after its passage and approval.

PASSED THIS ____ DAY OF _____, 2016.

Motion to adopt made by:

Ayes:

Nays:

Motion .

APPROVED:

Mayor Peter Christie

ATTEST:

Wayne Jertson
City Clerk

APPROVED AS TO FORM:

Jason B. Kelley, Staff Attorney

Prepared by: Christopher Suneson, PLA, AICP, Director of Community Development Services

ORDINANCE NO. _____

CITY OF BELLA VISTA, ARKANSAS

AMENDING THE BELLA VISTA CITY CODE TO ENACT *SECTION 2-347 COLLECTION OF FINES AND COSTS IN DISTRICT COURT TO FULFILL STATE LAW REQUIREMENTS TO DESIGNATE A RESPONSIBLE PARTY FOR THE COLLECTION OF FINES AND COSTS ASSESSED IN DISTRICT COURT, AND FOR OTHER PURPOSES*

WHEREAS, Ark. Code Ann. § 16-13-709 requires the governing body of a political subdivision which contributes to the expenses of a district court to designate a county, town, or city official, agency or department who shall be primarily responsible for the collection of fines assessed in the district court; and

WHEREAS, the City of Bella Vista contributes to the expenses of the Bentonville Department of Division 2 of the Benton County District Court;

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

SECTION 1: The City Council of the City of Bella Vista, Arkansas hereby enacts a new Section 2-347 Collection of Fines and Costs in District Court to the Bella Vista City Code which shall read as follows:

“Sec. 2-347. Collection of Fines and Costs in District Court.

Pursuant to Ark. Code Ann. § 16-13-709, the Benton County District Court, Division 2, Bentonville Department is hereby designated as the entity with primary responsibility for the collection of fines and costs assessed in district court.”

PASSED THIS _____ DAY OF _____, 2016.

APPROVED:

MAYOR PETER CHRISTIE

ATTEST:

WAYNE JERTSON
CITY CLERK

Requested by: Mayor
Prepared by: Jason Kelley, Staff Attorney

Memorandum

September 14, 2016

To: Mayor Peter Christie and Bella Vista City Council

From: Mike Button, City of Bella Vista Street Superintendent

RE: Request for Bid, Sand/Salt Storage Building

Requests for Bid were sent out to 11 different vendors for the construction of a Sand/Salt Storage Building located at the new Street Department Facility. Three bids were received, with Luttrell Construction being the low bidder at \$173,000.00. This Vendor meets all specifications provided in the bid packet for the construction of a 72 x 100-foot structure comprised of 8-foot-tall concrete stem walls with a clear span truss system and membrane fabric roof system. The budgeted amount for the entire project was in the amount of \$246,000.00, which included a paved floor as well as hard surface paving in front and one side of this structure, and some electrical lighting which will ultimately be part of another contract.

With that being said, I recommend that Bella Vista City Council award bid to Luttrell Construction in an amount not exceed \$178,190.00 (includes a 3% contingency to cover a potential rock clause) for the construction of a Sand/Salt Storage Building at the new Bella Vista Street Department Facility.

Respectfully Submitted,

Mike Button

City of Bella Vista Street Superintendent,

Salt Storage Re-bid Bid Tabulation - Sept 14th 2016 @ 9:30am

Company Name	Contact	Phone No.	Bid Amount
A&B Construction	Ben Striegel	319-330-0566	
Beck Construction	Larry Beck	479-462-9345, 479-899-6140	
Arnold Luttrell	Arnold	479-903-6001	\$173,000
Diamond C Construction	Rome	479-935-0381	\$305,000
Construct Connect	Jake Valentine	800-364-2059	
GCC	Byram McCune	479-721-3396	
Dodge Data	Tina Tydings	513-666-3357	
SSI	Jimmy Carson	479-361-5857	\$266,700
Ground Zero	Mr. H. Harris	479-957-2966 or 918-422-5354	
Clear Span	Brad Williams	800-603-4445 x 1241	
Legacy Building Solutions	Matt	319-560-4505	

City of Bella Vista

STATE OF ARKANSAS

INVITATION TO BID

The City of Bella Vista, Arkansas will accept sealed bids on:

Salt Storage Building

Specifications may be obtained at the office of the Bella Vista Street Department, 2471 Forest Hills Blvd, Bella Vista, AR 72715 or call 479-876-1204 and a copy will be sent to you. Sealed bids must be submitted to the of City of Bella Vista, c/o Mike Button, 2471 Forest Hills Blvd, Bella Vista, AR 72715 prior to the bid opening at 9:30 AM CST on Wednesday, September 14, 2016. Envelope must be marked as follows: **“Salt Storage Building”**.

Bella Vista reserves the right to reject any or all bids or any part thereof and to accept the bid that is in the best interest of the City.

Bid price must include all cost, freight and any applicable taxes.

Michael Button
Street Superintendent

Published: August, 2016

Memorandum

September 14, 2016

To: Mayor Peter Christie and Bella Vista City Council

From: Mike Button, City of Bella Vista Street Superintendent

RE: Request for Bid, Heavy Equipment Shed

Requests for Bid were sent out to 14 different vendors for the construction of a Heavy Equipment Shed located at the new Street Department Facility. Three bids were received, with Marion Company LLC being the low bidder at \$85,384.00. This Vendor meets all specifications provided in the bid packet for the construction of a 150 x 40-foot deep equipment shed for storing heavy type track equipment etc. The budgeted amount for the entire project was in the amount of \$135,000.00, which included a gravel floor (to be done in-house by Street Department) and some electrical lighting which will ultimately be part of another contract.

With that being said, I recommend that Bella Vista City Council award bid to Marion Company LLC, in an amount not exceed \$87,950.00 (includes a 3% contingency to cover a potential rock clause) for the construction of a Heavy Equipment Shed at the new Bella Vista Street Department Facility.

Respectfully Submitted,

Mike Button

City of Bella Vista Street Superintendent,

City of Bella Vista

STATE OF ARKANSAS

INVITATION TO BID

The City of Bella Vista, Arkansas will accept sealed bids on:

Heavy Equipment Shed

Specifications may be obtained at the office of the Bella Vista Street Department, 2471 Forest Hills Blvd, Bella Vista, AR 72715 or call 479-876-1204 and a copy will be sent to you. Sealed bids must be submitted to the City of Bella Vista, c/o Mike Button, 2471 Forest Hills Blvd, Bella Vista, AR 72715 prior to the bid opening at 10:00 AM CST on Wednesday, September 14, 2016. Envelope must be marked as follows: **“Heavy Equipment Shed”**.

Bella Vista reserves the right to reject any or all bids or any part thereof and to accept the bid that is in the best interest of the City.

Bid price must include all cost, freight and any applicable taxes.

Michael Button
Street Superintendent

Published: August, 2016

Heavy Equipment Shed Bid Tabulation 9/14/16 @ 10:00am

Company Name	Contact	Phone No.	Bid Amount
A&B Construction	Ben Striegel	319-330-0566	
Beck Construction	Larry Beck	479-462-9345, 479-899-6140	
Arnold Luttrell	Arnold	479-903-6001	
Marathon Metal of Gravette	Brent	866-479-7870	
Diamond C Construction	Rome	479-935-0381	\$108,000
GCC	Byram McCune	479-721-3396	
Dodge Data	Tina Tydings	513-666-3357	
American Building Systems	BJ Grant	501-847-3051	
SBI Metal Buildings.com	B. Cordell	501-262-0600	\$145,700
Jones Building Systems	Miles	479-644-6336	
ConstructConnect	Peter "Drew" Ener	323-602-5079 x 74467	
Liberty Hill Contracting	Kelly Lindsey	479-871-1492	
SSI	Jimmy Carson	479-361-5857	
Marion Company LLC	Jason Flynn	417-451-5743	\$85,384

August 29, 2016

Frank Holzkamper, Utilities Director
Centerton Water & Sewer Department
500 Keller Rd
P.O. Box 366
Centerton, AR 72719-0366

Re: Letter of Intent to Purchase portions of BC-RWD #1
and Long Term Supply Agreement

Dear Mr. Holzkamper:

This letter will serve to indicate our desire to purchase that portion of your 'rural water system' that extends along Hwy AR-279 from the water main connection at Hwy AR-72 northeasterly and into the City of Bella Vista. We understand that this part of your water system has an outstanding USDA Loan obligation and that the USDA will need to establish the value of the system proposed to be purchased.

We would like to move forward as soon as possible with this acquisition. We are concurrently preparing the required documentation to establish a Public Water System for the City with the Arkansas Department of Health. Based upon verbal communication with the ADH, they have indicated that we may proceed in this manner.

In addition, we are desirous of entering into a long term (20-yrs) agreement with 5-yr automatic renewable feature with Centerton Water & Sewer Department to assure the City of an uninterrupted supply of water for the purchased portion of your system. We would like to discuss prospective terms of such an agreement once information becomes available on the valuation for the system being contemplated for purchase.

Please confirm your willingness for the sale of the indicated portion of your rural water system, as indicated above, subject to obtaining necessary controlling Agency approvals.

Should you have any questions, please contact me at (479) 876-1255 or by email at pchristie@bellavistaar.gov

Sincerely,

Cc: Alderman Frank Anderson
Larry Wilms, P.E.