

Mayor Tab Townsell

City Attorney Michael Murphy

City Clerk/Treasurer Michael O. Garrett



Aldermen

Ward 1 Position 1 – Andy Hawkins

Ward 1 Position 2 – David Grimes

Ward 2 Position 1 – Mark Vaught

Ward 2 Position 2 – Shelley Mehl

Ward 3 Position 1 – Jack Bell

Ward 3 Position 2 – Mary Smith

Ward 4 Position 1 – Theodore Jones, Jr.

Ward 4 Position 2 – Shelia Whitmore

CITY OF CONWAY

5:30pm – Committee Meeting:

Verizon (Cell Towers)

6:30pm -- Council Meeting

Courtroom in District Court Building

810 Parkway, Conway, AR 72034

January 23rd, 2007

1. Call to Order

2. Roll Call

3. Minutes: *January 8th, 2007*

4. Recognition of Guests: *Employee Service Awards*

5. Public Hearings:

6. Report of Standing Committees:

A. Community Development Committee (Planning, Zoning, Permits, Community Development, Historic District, Streets, & Conway Housing Authority)

1. Consideration of nominations for the Parks Advisory Board for the following: Dr. Frank Servedio (Alderman Hawkins), Pete Tanguay (Alderman Vaught), & Jeff Standridge (Alderman Mehl).
2. Consideration of the nomination of Tom Poe to the Conway Tree Board as the Chamber of Commerce Representative.
3. Ordinance appropriating funds to Conway Corporation for Guy Murphy Industrial Park.
(Ordinance will be provided later)

B. Public Service Committee (Sanitation, Parks & Recreation, & Physical Plant)

1. Consideration of acceptance of bid for concession stand lease at Don Owens Sports Complex.
2. Consideration to appropriate funds to purchase equipment for the Youth Softball Association of Conway.
3. Discussion for obtaining an appraisal of park land for property located on Morningside Drive.

C. Public Safety Committee (Police, CEOC, Fire, Dist. Court & City Att., & Animal Welfare)

1. Ordinance appropriating funds for the wastewater lift station and force main for Animal Welfare Unit.

2. Ordinance appropriating asset forfeiture funds to the Conway Police Department for National Law Enforcement Accreditation fees.
3. Ordinance waiving bids for the purchase and maintenance of radio equipment for the City of Conway.
4. Ordinance waiving bids for Business Networks to provide network application and system support to the City of Conway.
5. Consideration to enter into a contract with Jim Hayes of Business Network Solutions to provide network support to the City.
6. Consideration to transfer funds from part time labor to contract labor to provide funds to compensate Jim Hays of Business Network Solutions for network support.

7. Old Business

- A. Consideration of a sidewalk variance for property located at 4965 College Avenue.

8. New Business

- A. Consideration to terminate the entire wrecker service agreement with Helton Auto Wrecker, Jim Smith Wrecker Service, Pro Auto Wrecker Service, & Steve's Auto Wrecker.
- B. Consideration to terminate the wrecker service agreement with Helton Auto Wrecker and Pro Auto Wrecker Service.
- C. Consideration of Department Head & Elected Official compensation review.

Adjournment



City of Conway
www.cityofconway.org
Board/Commission Nomination Form:

Date: 01/12/07

Board(s) Preferred (Please be specific)

Parks Advisory Board	_____
_____	_____
_____	_____
_____	_____

Person Nominated: Dr. Frank Servedio

Address: 475 Whitney Woods *City, State, Zip* Conway, AR 72034

Phone/Home: *Work:*

Person making nomination: Alderman Andy Hawkins

Address: 405 Louise Lane, Conway, AR 72032

Phone/Home: _____ *Work:* _____

Please send to: Michael O. Garrett
City Clerk/Treasurer
1201 Oak Street
Conway, AR 72032
(501) 450-6100
(501) 450-6145 (f)



City of Conway
www.cityofconway.org
Board/Commission Nomination Form:

Date: Jan 7, 2007

Board (s) Preferred (Please be specific)

Parks Advisory Board _____

Person Nominated: Pete Tanguay

Address: 1910 Centennial Club Drive City, State, Zip Conway, AR 72034

Phone/Home: 501-450-9234 *Work:* 501-450-6446

Person making nomination: Mark Vaught

Address: 48 Thousand Oaks Circle Conway, AR 72032

Phone/Home: _____ *Work:* _____

Please send to: Michael O. Garrett
City Clerk/Treasurer

1201 Oak Street
Conway, AR 72032
(501) 450-6100
(501) 450-6145 (f)

Please provide the following information for consideration to a City of Conway Board/Commission.

List community/civic activities. Indicate activities in which you (or your nominee) are or have been involved.

President of the Conway Area Tennis Association for the past 5 years. Committee member for the St. Vincent Auxiliary Professional Men's tennis tournament for the last 3 years and serving as tournament director for the 2007 tournament. This is the longest running USTA Pro-Circuit tournament in the nation. Past board member on the Girl Scout Board of Directors representing Faulkner County. Past board member for Young Life, a youth ministry organization.

Indicate why you (or your nominee) are interested in serving on this board or commission and what other qualifications apply to this position.

Very interested in promoting health and quality of life issues in Conway, especially as they relate to youth and families.

What contributions do you hope to make?

Assist in evaluating alternatives for new developments, as well as the management of existing resources, to make the best use of funding to provide opportunities for individuals and families to enjoy sports and recreation. Where possible, help Conway differentiate itself as a progressive community from a sports and recreation perspective. To assist in the marketing of existing and new resources to increase utilization by Conway residents.

Please feel free to attach to this application any additional information.

The City of Conway strives to ensure all City Boards are representative of our diverse community. To assist in these endeavors; please provide the following information on a voluntary basis:

Age: 50 Sex: M Race: C

Occupation: Business Owner – Health Care Technology Ward 3

Email Address: pete@rock-pond.com



1/7/2007

Signature of Applicant or Nominator Date



City of Conway
www.cityofconway.org
Board/Commission Nomination Form:

Date: 1/16/2007

Board (s) Preferred (Please be specific)

Parks Advisory Board

Person Nominated: Jeff Standridge

Address: 3265 Chrysler Cove *City, State, Zip* Conway, AR 72034

Phone/Home: 336-9618 *Work:* 342-6087

Person making nomination: Shelley Mehl

Address: 3105 Willow Run Drive, Conway, AR 72032

Phone/Home: _____ *Work:* _____

Please send to: Michael O. Garrett
City Clerk/Treasurer
1201 Oak Street
Conway, AR 72032
(501) 450-6100
(501) 450-6145 (f)



City of Conway
www.cityofconway.org
Board/Commission Nomination Form:

Date: January 19, 2007

Board (s) Preferred (Please be specific)

<u>Conway Tree Board</u>	_____
_____	_____
_____	_____
_____	_____

Person Nominated: Tom Poe

Address: 16 Justice Lane, Conway, AR 72034

Phone/Home: _____ *Work:* _____

Person making nomination: Mayor Tab Townsell

Address: _____

Phone/Home: _____ *Work:* _____

Please send to: Michael O. Garrett
City Clerk/Treasurer
1201 Oak Street
Conway, AR 72032
(501) 450-6100
(501) 450-6145 (f)

Memo

To: Mayor Townsell
Cc: Conway City Council
From: Brian Knopp
Date: January 17, 2007
Re: Acceptance of Bid

The Conway Parks Department recently accepted bids for the Concession Stand Lease for Don Owen Softball Complex and adjoining T-Ball Fields for the period commencing January 1, 2007 and continuing through December 31, 2007, with the option to renew for one year at a time for four additional years upon proper notice and compliance with all rules and requirements of the lease. We received one (1) bid:

- 1) PO Boys Concessions

We are requesting the City Council to accept this bid.

ORDINANCE NO.O-07-_____

AN ORDINANCE APPROPRIATING FUNDS; AND FOR OTHER PURPOSES:

WHEREAS, the Conway Parks Department has been approached by the Youth Softball Association of Conway (YSAC) to help them purchase equipment in the amount of \$6,360 to be used during their 2007 season;

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

SECTION 1. The City of Conway shall appropriate \$6,360 from the Fund Balance Appropriation Account to the Youth Softball Association of Conway

SECTION 2. All ordinances in conflict herewith are repealed to the extent of the conflict.

PASSED this 23rd day of January, 2007.

APPROVED:

Mayor Tab Townsell

ATTEST:

Michael O. Garrett
City Clerk/Treasurer

Memo

To: Mayor Townsell
Cc: Conway City Council
From: Brian Knopp
Date: 01/17/07
Re: Appropriation of Funds

The City of Conway Parks Department has been approached by the Youth Softball Association of Conway to help purchase equipment for their 2007 ball season. Their equipment list consists of the following items:

Equipment Bags (60) @ \$12	\$ 720
6 and under helmets (60) @ \$25	\$1,500
Pitching Machine Wheels (2) @\$300	\$ 600
Sets of Catchers Equipment (30) @ \$100	\$3,000
Catchers Helmet	
Chest Protector	
Leg Guards	
11" Leather Softballs (12 dz) @ \$45/dz	\$ 540

Total \$6,360

The Parks Department is bringing this request to the City Council for discussion and/or approval.

ORDINANCE NO. O-07_____

AN ORDINANCE APPROPRIATING FUNDS FOR WASTEWATER LIFT STATION AND FORCE MAIN, AND FOR OTHER PURPOSES:

WHEREAS, the City of Conway request to appropriate funds to cover cost associated with connecting the Animal Welfare Facilities to the City sewer system which was not previously budgeted.

WHEREAS, a low bid from Paladino-Nash was accepted on July 25, 2006 (Bid No. 2006-35) for \$74,313.75

WHEREAS, the City of Conway request to appropriate funds in the amount of \$15,843.00 to cover cost associated with the Wastewater Lift Station and Force Main.

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

SECTION 1. The City of Conway shall appropriate \$15,843.00 from the General Fund Balance Appropriation Account (01.990) to account (50.436.767), Lift Station, Construction in Process account.

SECTION 2. All ordinances in conflict herewith are repealed to the extent of the conflict.

PASSED this 23rd day of January, 2007

APPROVED:

Mayor Tab Townsell

ATTEST:

Michael O. Garrett
City Clerk/Treasurer

**Paladino-Nash, Inc.
2390 Victory Lane
Conway, Arkansas 72032
501-329-4044**

Conway Animal Welfare

PROPOSAL


Install Line for Domestic Septic Tank and Clean Out and
Repair Asphalt

\$1,200.00


Accepted By:



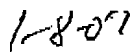
Frank Paladino



Signature



Date



Date

ORDINANCE NO. O-07-____

AN ORDINANCE APPROPRIATING ASSET FORFEITURE FUNDS TO THE POLICE DEPARTMENT; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES

WHEREAS, the Conway Police Department needs approximately \$5,985.00 for National Law Enforcement Accreditation fees and;

WHEREAS, money in the Conway Police Department Asset Forfeiture account is allowed by law to be used for such purposes as these;

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

SECTION 1. The City of Conway shall appropriate \$5,985.00 from the Forfeited Property account to the Asset Forfeiture Professional Services expense account and whereas:

SECTION 2. All ordinances in conflict herewith are repealed to the extent of the conflict.

SECTION 3. This ordinance is necessary for the protection of the public peace, health and safety and an emergency is hereby declared to exist, and this ordinance shall be in full force and effect from and after its passage and approval.

PASSED this 23rd day of January 2007.

APPROVED:

Mayor Tab Townsell

ATTEST:

Michael O. Garrett
City Clerk/Treasurer

Appropriations

Revenue			
Department / Division Name	Account Number (fund / rev acct)	Account Name	Amount (whole dollars)
Asset Forfeiture Funds	21.503	Forfeited Property	5,985
			5,985

Expenditures			
Department / Division Name	Account Number (fund / dept / exp)	Account Name	Amount (whole dollars)
Asset Forfeiture	21.113.266	Professional Services	5,985
			5,985

Explanation:
CALEA Continuation fees and Mock On-Site fees

Signatures:	Date:
Requested By	Dara Tapley
Department Head	1/16/2007
Budget Analyst	1/16/2007

ORDINANCE NO. O-07-_____

AN ORDINANCE WAIVING BIDS FOR THE PURCHASE AND MAINTENANCE OF RADIO EQUIPMENT FOR THE CITY OF CONWAY; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES

WHEREAS, Services necessary to purchase and maintain radio communications equipment require goods and services from proprietary vendors; and

WHEREAS, Motorola has provided all current radio equipment to the City of Conway and has knowledge of the intricate workings of the city’s radio systems including Fire, Law Enforcement, and other department communications; and

WHEREAS, Motorola Inc. is the only vendor that can provide radio communications equipment compatible with existing city wide radio communications equipment; and

WHEREAS, Motorola Inc. has provided all current radio equipment maintenance to the City of Conway and has knowledge of the intricate workings of the city’s radio systems including Fire, Law Enforcement, and other department communications.

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

SECTION 1. The City of Conway shall waive the requirement for obtaining bids for the purchase of additional radio communications equipment and shall purchase said equipment from Motorola Inc. as a sole source vendor.

SECTION 3. The City of Conway shall waive the requirement for obtaining bids for the maintenance of existing and added radio communications equipment and shall contract with Motorola Inc. as a sole source vendor.

SECTION 4. All ordinances in conflict herewith are repealed to the extent of the conflict.

SECTION 5. This ordinance is necessary for the protection of the public peace, health and safety and an emergency is hereby declared to exist, and this ordinance shall be in full force and effect from and after its passage and approval.

PASSED this 23rd day of January, 2007.

APPROVED:

Mayor Tab Townsell

ATTEST:

Michael O. Garrett
City Clerk/Treasurer

ORDINANCE NO. O-07-_____

AN ORDINANCE WAIVING BIDS FOR NETWORK APPLICATIONS AND SYSTEM SUPPORT, DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES

WHEREAS, the City of Conway uses outside vendors to assist in supporting the city’s wide area network (WAN); and

WHEREAS, Business Network Solutions has provided reliable network applications and systems support to the City of Conway for over 6 years; and

WHEREAS, Business Network Solutions has a long-term relationship with the City of Conway and has knowledge of the intricate workings of the city’s wide area network (WAN) to include Fire and Law Enforcement sensitive hardware and software; and

WHEREAS, Business Network Solutions has a signed security agreement with ACIC (Arkansas Crime Information Center); and

WHEREAS, Business Network Solutions hourly rate of \$75.00 is substantially lower than the current market rate of \$120.00 per hour for network applications and systems support;

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

SECTION 1. The City of Conway shall accept Business Network Solutions as sole provider to provide network applications and systems support for the City of Conway’s wide area network.

SECTION 2. All ordinances in conflict herewith are repealed to the extent of the conflict.

SECTION 3. This ordinance is necessary for the protection of the public peace, health and safety and an emergency is hereby declared to exist, and this ordinance shall be in full force and effect from and after its passage and approval.

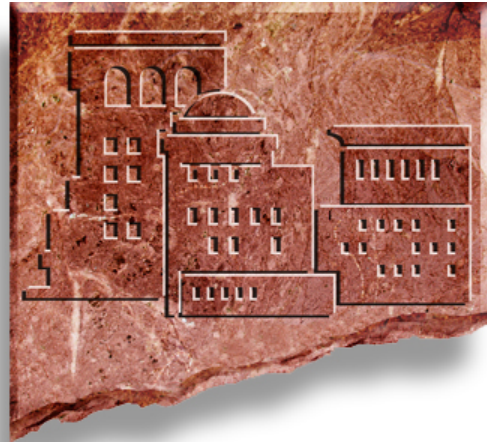
PASSED this 23rd day of January, 2007

APPROVED:

Mayor Tab Townsell

ATTEST:

Michael O. Garrett
City Clerk/Treasurer

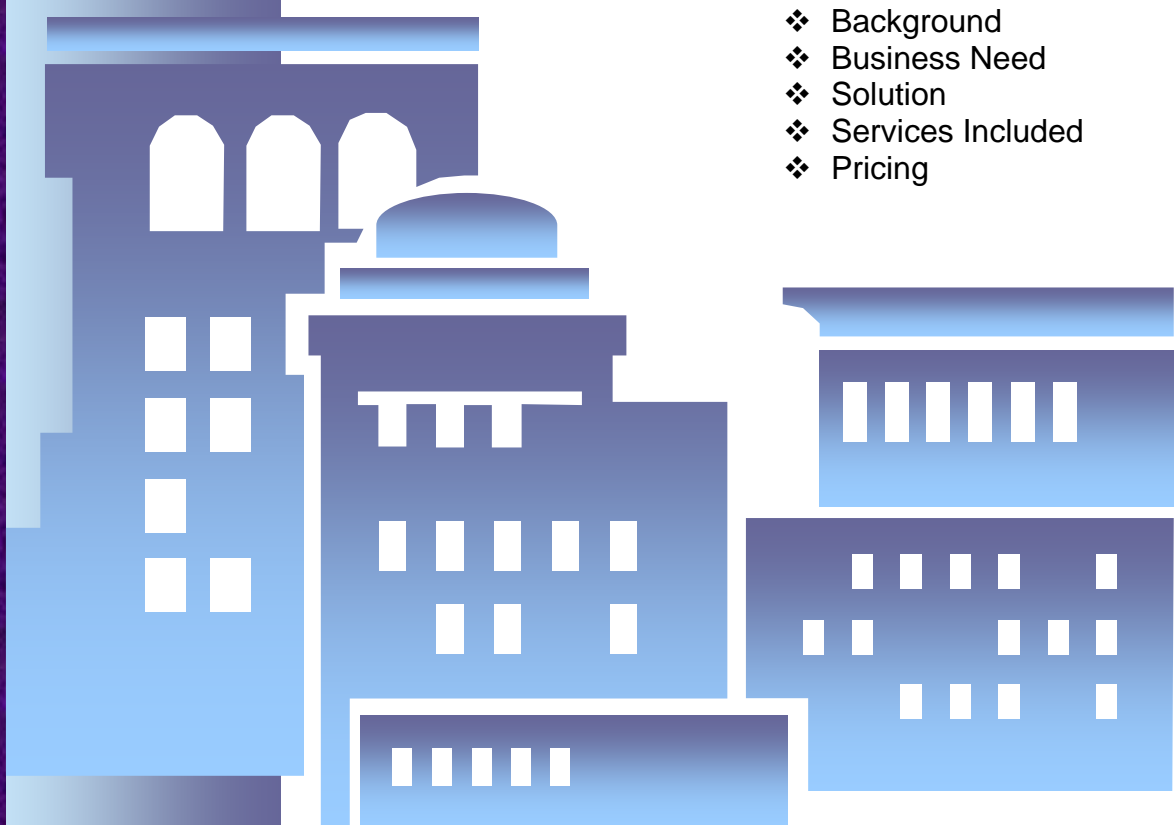


Information Technology and Network Consulting
Services Proposal
For
The City of Conway

October 25, 2006

Proposal includes:

- ❖ Overview
- ❖ Background
- ❖ Business Need
- ❖ Solution
- ❖ Services Included
- ❖ Pricing



Overview

Business Network Solutions was established in August of 2000 to serve the increasing need for high quality computer and network solutions for today's businesses. We have over 18 years of proven experience in the field of network design, maintenance and integration and currently support over 60 customers throughout Arkansas but mainly serving Conway and Little Rock. We understand that your solution must meet your needs now and in the future.

Business Network Solutions, Inc. has been asked to provide a proposal to the City of Conway, Arkansas for Information Technology and Network consulting services. The Term of this proposal is twelve (12) months or fifty-two (52) weeks. The term begins within 15 business days from the date which the proposal is accepted.

Background

Business Network Solutions, Inc has been working for the City of Conway since 2001 when the computer network consisted of one (1) server and a handful of desktop computers. Since that time we have helped the City design and grow their network to over 170 desktop's and ten (10) servers spread across 13 sites throughout the City. We have extensive experience in the day-to-day operation of all systems within the City network and provide on-going support to the IT staff on a weekly basis.

Business Need

Demand on the City of Conway Information Technology department has been increasing over the past year – and continues to increase. Additional resource(s) are necessary to keep up with the demand.

Solution

The City of Conway and Business Network Solutions, Inc will partner together to fill the resource gap. Business Network Solutions, Inc is pleased to propose our services for 16 hours a week. This solution brings many points of value including the following:

- The City of Conway immediately gains an experienced resource.
- The City of Conway immediately gains a resource with broad exposure to “best practices” which can be shared with and leveraged for The City of Conway.
- The City of Conway gains a Network Engineer who can “hit the ground running” due to knowledge of The City of Conway network, policies, procedures, and pain points.
- The City of Conway gains flexibility and time to make resource decisions in their changing business climate as Business Network Solutions would offer a “52 week with option to reassess” scenario (i.e., The City of Conway immediately gains an experienced resource to focus on its needs...at the end of the term the scenario can be altered to accommodate a new hire, downsized to an ad hoc only basis, etc.)

Services Included

The services included (but not limited to) as part of this proposal are as follows:

- Desktop support and maintenance
- Network support, configuration, and maintenance
- Server support and Maintenance
- Help Desk Maintenance and ticket resolution
- Setup and Maintenance of Intrusion Detection System
- Develop Network Management System
- Develop Network Patch Management solution for desktops and servers
- Assess the City’s technology requirements
- Infrastructure inventory tracking
- Documentation maintenance

The Services provided by Business Network Solutions, Inc can be utilized at any one of the 13 city locations.

Pricing

The charge for the services offered by Business Network Solutions, Inc is \$54,080. This can be invoiced in 12 monthly payments of \$4,506 or can be split as a weighted average across the thirteen entities that will be utilizing the services provided.

- 16 hours a week (excluding holidays) for 52 weeks a year
- 832 hours : Total # of hours allotted in a twelve (12) month time period

Business Network Solutions has provided a “bank” of up to 16 hours per week that can be drawn upon for services rendered at no additional charge. Allocation of bankable hours must be used within the month allotted and are not cumulative unless explicitly agreed upon. Additional hours will be charged at \$65 per hour.

Normal services are included in the fees except for work performed outside of a typical eight (8) hour work day and on weekends and holidays (“overtime”). In instances where The City of Conway requires previously unscheduled projects/work to be completed in a time frame that requires Overtime, Business Network Solutions will present the estimated costs within an impact statement. The City of Conway must approve overtime in writing in advance. Overtime hours will be charged at the rate of \$95.00 per hour.

Business Network Solutions:

City of Conway:

Signature Date

Signature Date

Print Name & Title

Print Name & Title



6C-6



City of Conway
Conway Emergency Operations Center

MEMORANDUM

TO: Tab Townsell, Mayor
FROM: Lloyd Hartzell, Director
DATE: January 17, 2007
SUBJECT: Transfer of funds

I am requesting that \$66,560.00 be transferred from 01.112.114 (Part Time Labor) to 01.112.131 (Contract Labor) to provide funds to compensate Jim Hays of Business Network Solutions for network support.

C: Conway City Council

November 28, 2006

My name is Kenny Wiedower and I am writing to request a sidewalk variance. I am building a new home at 4965 College Avenue. My home will be located between existing homes that do not have a sidewalk in front of them. Also, there is not a sidewalk on my side of College from Prince Street (about ½ mile) to Bristol Subdivision (about 1/4 mile). There is also a subdivision (Paddington) on my side of the street that does not have a sidewalk nor does it have curbs or drains at this time.

I have spoken with Mayor Townsell and he states that the surrounding houses will eventually have to put sidewalks in. He also stated that they are gong to eventually put curbs in on College Avenue. He said at that time that my existing neighbors will be asked to put their sidewalks in. I am requesting that I be given that same extension as my neighbors have received to put my sidewalks in at that time. This would allow my sidewalk to connect to something rather than drop off at both ends because of no sidewalk to connect it to. Thank you for time and attention to this matter

Thank you,

Kenny Wiedower
329-8552
4965 Frisco
Conway, AR 72034

AGREEMENT

This Agreement is entered this 30th day of November, 2004, between the City of Conway, Arkansas, and Jim Smith of Jim Smith's Wrecker Service, Bill Helton of Helton's Wrecker Service, Steve Gafner of Steve's Wrecker Service, and Neal Ross of Pro Auto Wrecker Service

WITNESSETH:

WHEREAS, City of Conway desires to maintain quality wrecker service to the public utilizing the streets within the corporate limits of the city when circumstances require the City to initiate a call for wrecker services. This agreement, between the City and the providers of wrecker services, is for the purpose of addressing the respective needs and to provide for the maximum benefit of the traveling public; and

NOW, THEREFORE, IN CONSIDERATION OF THE COVENANTS SET FORTH HEREIN, THE PARTIES AGREE AS FOLLOWS:

1. **SERVICES**

The undersigned wrecker service providers shall provide services as set out in Conway Municipal Code 4.56.02, as amended by Ordinance O-04-49 on May 25, 2004 and as amended by Ordinance O-04-85 on July 30, 2004 and as further amended by Ordinance O-04-122 on October 26, 2004. The procedures and term of the franchise agreement shall be governed by the principles set out in Resolutions No. R-04-20 and No. R-04-29. Copies of Section 4.56.02, the three ordinances set out above and Resolutions No. R-04-20 and No. R-04-29 are attached hereto and incorporated herein as if set out word for word.

2. **CONSIDERATION**

In consideration for having the right to provide wrecker services for calls initiated by the city and receive the fees as set out above, the undersigned wrecker service providers shall collectively pay to the City the sum of TWENTY THOUSAND (\$20,000.00) DOLLARS annually, with the total payment due on or before December 1st of each year.

3. **TERMS**

The initial term of this Agreement shall be for a period commencing December 1, 2004, to and including, November 30, 2009. Jim Smith's Wrecker Service, Helton's Wrecker Service, Steve's Wrecker Service, and Pro Auto Wrecker Service shall be assigned a monthly rotation for the duration of the five year term of this franchise. Should any provider under this Agreement fail, for whatever reason, to remain in the rotation or otherwise ceases to provide wrecker services, it is understood and agreed that the remaining providers shall pay an increased pro rata

amount of the collective franchise fee in consideration of the increased participation in the rotation.

4. **TERMINATION**

This Agreement and all performances and obligations required hereunder may be terminated by the Mayor of the City of Conway for cause at any time during the Term of the Agreement with the approval of the City Council at any regular meeting provided that the Mayor has placed the termination recommendation on the agenda for that meeting by the proper deadline as established by the City Council and further provided that the Mayor provides the terminated party with written notice of termination immediately upon the date of termination.

5. **ASSIGNMENT AND SUBCONTRACTING**

That this agreement and the franchise may not be assigned to or assumed by another wrecker service or successor service with out the express approval of the city council.

City of Conway

Tab Townsell 11-30-04
Mayor Tab Townsell Date

Michael O. Garrett 11-30-04
Michael O. Garrett, City Clerk Date

Conway Wrecker Service Providers

Jim Smith Wrecker Service

Jim Smith 11-30-04
Jim Smith, Owner Date

Helton Wrecker Service

William Helton 11-30-04
William Helton, Owner Date

Pro Auto Wrecker Service

Neal Ross 11-30-04
Neal Ross, Owner Date

Steve's Wrecker Service

Steve Gafner 11/30/04
Steve Gafner, Owner Date

ORDINANCE O-04-122

③ City
 AN ORDINANCE AMENDING SECTION 4.56 OF THE CONWAY MUNICIPAL CODE AS AMENDED PREVIOUSLY BY ORDINANCE O-04-49 AND ORDINANCE O-04-85, DECLARING AN EMERGENCY, AND FOR OTHER PURPOSES

WHEREAS, the City of Conway wishes alter the terms and conditions under which it grants wrecker franchises for city tows,

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

SECTION 1. That Section 4.56.02, (B), of the Conway Municipal Code is hereby amended to read as follows:

- "B. The Franchisee will be required to sweep and haul away all debris, glass, and metal parts of automobiles damaged at the scene of an accident. Excessive debris cleanup shall be charged at a rate of \$40.00 per half hour for passenger cars and trucks up to dual wheels. Excessive debris cleanup for trucks with dual wheels and heavier shall be charged an additional charge according to what needs and equipment are required to complete the job."

SECTION 2. That Section 4.56.02, (E), of the Conway Municipal Code is hereby amended to strike the last sentence of the third paragraph namely:

- (E) (First Paragraph remains)
 (Second Paragraph remains)
 (Third Paragraph remains except the last sentence . . .)
~~"Copies of these forms will be submitted monthly to the Police Chief of the city of Conway."~~

SECTION 3. That Section 4.56.02, (F), of the Conway Municipal Code is hereby amended by striking the entire section from the code and redesignating the remaining sections accordingly after the other amendments to the code as contemplated in this ordinance have been.

SECTION 4. That Section 4.56.02, (H), of the Conway Municipal Code is hereby amended to read as follows:

- "(H) The Franchisee will be required to have or to have available radio dispatched equipment of the following specifications:
 2 - One (1) ton light duty wreckers
 1 - Twenty-five (25) ton rated wrecker with tandem (twin-screw) rear axles

1 - One and one half (1.5) ton or heavier rollback (flatbed)

SECTION 5: That Section 4.56.02, CHARGES, (F), of the Conway Municipal Code is hereby amended to read as follows:

"CHARGES:

(F). The tow charges will be increased five (5%) percent a year each year starting *December 1, 2005 until December 1, 2008.*

SECTION 6: That Section 4.56.02, STORAGE, (C), of the Conway Municipal Code is hereby amended to read as follows:

"STORAGE:

(C). After a vehicle has been placed in the storage area, the Franchisee(s) may charge a maximum of **\$30.00** to release said vehicle if said release occurs between the hours of 6:00 p.m. and 8:00 a.m. or if said release occurs on *Sundays or holidays.*

All wrecker calls for city owned vehicles shall be directed to the Franchisee(s) and shall be handled by the Franchisee(s) free of charge" with the exception of large vehicles classed in categories "C" and "D" of the "CHARGES" section above which shall be charged up to the maximum current charge as allowed by ordinance.

SECTION 7. That all ordinances or parts of ordinances in conflict with this ordinance specifically Ordinance O-04-61 are repealed to extent of that conflict.

SECTION 8. That an emergency is declared and this ordinance shall be in full force and effect from the date of passage and publication.

PASSED this 26th day of October, 2004

APPROVED:



Mayor Tab Townsell

ATTEST:



City Clerk Mike Garrett