Call to Order
Roll Call
Minutes: **April 13th, 2010**
Announcements / Proclamations / Recognition: **Employee Service Awards**
**Conway High Boys Basketball Team**

1. **Report of Standing Committees:**

   A. **Economic Development Committee (Airport, Conway Corporation, Conway Development Corporation, Chamber of Commerce)**

      1. Consideration of the nomination of Jim Isom to the Conway Tree Board.

      2. Consideration of a request regarding property for the new Conway Airport.  
         *(Information to be provided at meeting by Ronnie Hall)*

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

      1. Ordinance to rezone property located at 805 Crosspoint Road from R-1 to O-2.

      2. Ordinance amending the mechanical permit fees for the construction and alternations of mechanical systems in buildings in the City of Conway.

      3. Consideration to amend an agreement with the Arkansas State Highway Department that would provide LED Traffic Signals for the City of Conway.

      4. Resolution expressing the intent of the City to accept the Transit Feasibility Study prepared by Metroplan.

      5. Resolution authorizing the Mayor to enter into an agreement with the AR State Highway Department for the construction of a new Interchange on Interstate 40 at the Southern terminus of the Conway Western Arterial Loop.
C. Public Safety Committee (Police, CEOC, Information Technology, Fire, District Court, City Attorney & Animal Welfare)

1. Ordinance accepting a donation to the Conway Police Department (Communication Center).

2. Ordinance accepting restitution & appropriating funds for overtime performed by the Conway Police Department.

3. Consideration to enter into an agreement with AT&T for plexar and long distance services for the City of Conway. *(Information to be provided at the meeting)*

D. Old Business

E. New Business

Adjournment
March 18, 2010

Honorable Tab Townsell
Mayor
City of Conway
1201 Oak Street
Conway, AR 72032

RE-Tree Board Appointment

Dear Mayor Townsell:

Section 3 of Conway Ordinance 0-06-26 provides that “at least one member shall be an employee of Conway Corporation recommended by Conway Corporation Management.” I would like to nominate Jim Isom to succeed Gary Manning who no longer is a resident of the city.

Jim’s home address is 3342 Chimney Rock in Conway. If you need other information, please let me know.

Sincerely,

Richard Arnold
Chief Executive Officer
AN ORDINANCE AMENDING SECTIONS 201.1 AND 201.3 OF THE CONWAY ZONING ORDINANCE TO REZONE PROPERTY LOCATED AT 805 CROSSPOINT ROAD FROM R-1 TO O-2:

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

SECTION 1: The Zoning District Boundary Map of the Conway Land Development Code be amended by changing all the R-1 symbols and indications as shown on the Zoning District Boundary Map in an area described as follows:

Lot 1, Crosspoint Subdivision, Phase 1, to the city of Conway, Arkansas as shown on Plat of Record in Plat Book 11, page 127, Records of Faulkner County, Arkansas.

to those of O-2, and a corresponding use district is hereby established in the area above described and said property is hereby rezoned.

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

PASSED this 27th day of April, 2010.

Approved:

_________________________
Mayor Tab Townsell

Attest:

_________________________
Michael O. Garrett
City Clerk/Treasurer
April 20, 2010

Council Members
Conway, AR 72032

Dear Council Members:

A request for a rezoning from R-1 to O-2 by R. Chance Norman for the property that is located at 805 Crosspoint Road with the legal description

   Lot 1, Crosspoint Subdivision, Phase 1, to the city of Conway, Arkansas as shown on Plat of Record in Plat Book 11, page 127, Records of Faulkner County, Arkansas.

was reviewed by the Planning Commission at their regular meeting on April 19, 2010. The Planning Commission voted 9 – 0 to deny this rezoning. Mr. Norman has requested to appeal this denial at the City Council meeting of April 27, 2010.

Sincerely,

Kent Mathis, Vice Chair
Planning Commission
DESCRIPTION
LIVING WELL CHIROPRACTIC
REZONE R-1 TO O-2
ADDRESS: 805 CROSSPOINT RD

LIVING WELL CHIROPRACTIC REZONE R-1 TO O-2

THIS MAP WAS PREPARED BY THE CITY OF CONWAY PLANNING AND DEVELOPMENT DEPARTMENT FOR ITS USE AND MAY BE REVISED AT ANY TIME WITHOUT NOTIFICATION TO ANY USER. THE CITY OF CONWAY PLANNING AND DEVELOPMENT DEPARTMENT DOES NOT GUARANTEE THE CORRECTNESS OR ACCURACY OF ANY FEATURES ON THIS MAP. CITY OF CONWAY ASSUMES NO RESPONSIBILITY IN CONNECTION THEREWITH.

CONTACT INFORMATION
LANDMARK IMS WEBSITE: gis.cityofconway.org (UNDER DEVELOPMENT)
E-MAIL: Jason.Lyon@CityofConway.org

APRIL 2010
1 in = 250 ft
Attn: Brian C Patrick, Director of Planning

We respectfully request to formally appeal the city planning commission’s denial of our request for rezoning of 805 Crosspoint from R-1 to O-2 at the next City Council meeting scheduled to be held on April 27, 2010 at 6:30 P.M.

Legal Description: Lot 1 Crosspoint Subdivision Phase 1, to the city of Conway, Arkansas as shown on plat of record in plat book 11, page 127, Records of Faulkner County, Arkansas.

Thank you,

John Chance Norman, D.C.
AN ORDINANCE AMENDING THE MECHANICAL PERMIT FEES FOR THE CONSTRUCTION AND ALTERATIONS OF MECHANICAL SYSTEMS IN BUILDINGS IN THE CITY OF CONWAY: AMENDING SECTION 11.56.05.01 OF THE CONWAY MUNICIPAL CODE: DECLARING AN EMERGENCY AND FOR OTHER PURPOSES.

WHEREAS, The City of Conway would like to update the mechanical permit fees for the construction and alterations to the mechanical systems installed in buildings;

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

SECTION 1. Section 11.56.05.01 of the Conway Municipal Code be hereby amended to read as follows:

“11.56.05.01 Mechanical Permit fees.

11.56.06.A.1.01 Schedule of mechanical permit fees. A fee for each mechanical permit shall be paid in accordance with the following schedule:

<table>
<thead>
<tr>
<th>Schedule of Mechanical Permit Fees</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Heating and Cooling Systems for a new construction, Additions and Accessory Buildings</td>
<td>$0.06 per square foot of area under roof, with a minimum of $36.00, whichever is greater.</td>
</tr>
<tr>
<td>2. Remodel, Renovations, Alterations, Replacement and Repairs to:</td>
<td></td>
</tr>
<tr>
<td>Boilers</td>
<td>$50.00 for one boiler + $15.00 per each addn. boiler</td>
</tr>
<tr>
<td>Commercial Vent Hoods and Exhaust Systems</td>
<td>$50.00 for one exhaust system + $15.00 per each addn. system</td>
</tr>
<tr>
<td>Ductwork</td>
<td>$50.00 for one system + $35.00 per each addn. system</td>
</tr>
<tr>
<td>HVAC Change Out/Repair</td>
<td>$50.00 for one unit + $25.00 per each addn. unit</td>
</tr>
<tr>
<td>Refrigeration</td>
<td>$50.00 for one refrigeration unit + $15.00 per each addn. unit</td>
</tr>
<tr>
<td>4. Re-Inspections and Additional Inspections (*See note below)</td>
<td>$25.00 per inspection</td>
</tr>
<tr>
<td>5. Work commencing before permit issuance</td>
<td>Permit fee shall be doubled</td>
</tr>
<tr>
<td>6. Building Code Appeals Board Application Fee</td>
<td>$250.00</td>
</tr>
</tbody>
</table>

*Note – Re-inspections will not be rescheduled until each re-inspection fee for each trade that failed inspection has been paid.
SECTION 2. All ordinances in conflict herewith are repealed to the extent of the conflict.

PASSED this 27th day of April, 2010.

APPROVED:

__________________________
Mayor Tab Townsell

ATTEST:

__________________________
Michael O. Garrett
City Clerk/Treasurer
MEMO

TO: Mr. Bryan Patrick – Planning Department Director
FROM: Lynn Hicks, Building Official
DATE: Draft
SUBJECT: Recommendation and Justification to Amend the Mechanical Permit Fee Schedule

I would like to recommend a change to the Schedule of Mechanical Permit Fees.

Such changes are reflected in the following Fee Schedule with the new fees noted in blue font and the old fee being shown removed with a strike through.

<table>
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</tr>
</thead>
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<td>6. Building Code Appeals Board Application Fee</td>
</tr>
</tbody>
</table>

*Note – Re-inspections will not be rescheduled until each re-inspection fee for each trade that failed inspection has been paid.
The justification for the change to the Mechanical Permit Fee Schedule is as follows:

The current Schedule of Mechanical Permit Fees is adopted with a Minimum $30.00 Mechanical Fee for all “Remodel, Renovations, Alterations, Replacement and Repair” projects.

This fee is applicable regardless of the amount of work involved or the extent of inspections required to insure compliance.

The same $30.00 “remodel” fee applies regardless of the extent of the work. A change out of a single mechanical unit on a single family residence is charged the same permit fee as a remodel to a commercial “big box” type of retail facility which may be changing out a dozen mechanical units on the roof, several refrigeration units inside and replacing the commercial vent hoods in the building.

The proposed fee will allow the permit fee more commensurate with the scope of the work being installed and the amount of time necessary to conduct the inspection.

The $50.00 base fee for each category of equipment is established to cover the two basic inspection trips required for the Rough-in and Final Inspections at $25.00 each.

Attached find a proposed ordinance drafted for the purpose of amending the Mechanical Permit Fee Schedule in the manner noted above.

Thanks for your help in the matter.
American Recovery and Reinvestment Act

April 12, 2010

The Honorable Tab Townsell
Mayor of Conway
1201 Oak Street
Conway, Arkansas 72032

RE: American Reinvestment and Recovery Act of 2009 – award number DE-EE0000833
Arkansas Energy-Efficient Light-Emitting Diode (LED) Traffic Signals Grant

Dear Honorable Townsell:

Arkansas has received more than $2 million through the American Recovery and Reinvestment Act of 2009 to administer Energy Efficiency and Community Block Grant (EECBG) funds for the installation of Energy-Efficient Light-Emitting Diode (LED) Traffic Signals in Arkansas communities. We are pleased to inform you that your community is eligible to apply for a grant through these funds to upgrade traffic signals.

This is a one-time opportunity involving limited ARRA funds that may be used only in specific circumstances. The funds are available on a first-come, first-serve basis.

The Arkansas Energy Office (AEO), a division of the Arkansas Economic Development Commission, has partnered with the Arkansas State Highway and Transportation Department (AHTD) to implement the project. The AHTD will coordinate the appropriate selection and installation process. If you have any questions, please contact Mark Lyons, AHTD Maintenance Division, at 501-569-2378.

Enclosed is information on the special features and energy-saving benefits of LED traffic signals as well as a Traffic Control Device Agreement that shows eligible intersections in your community identified by the AHTD.

If you are interested in this grant opportunity, please review and sign the enclosed amended maintenance agreement and return it no later than May 28, 2010 to:

AHTD, Maintenance Division
PO Box 2261
Little Rock, AR 72203-2261

The Arkansas Energy Office and the Arkansas State Highway and Transportation Department look forward to serving your community.

Sincerely,

[Signatures]

Chris Benson
Director, Arkansas Energy Office
Arkansas Economic Development Commission

Frank Vozel
Deputy Director and Chief Engineer
Arkansas State Highway and Transportation Department
Arkansas LED Traffic Signals Project

The Arkansas Energy Office (AEO) worked on a joint project with the Arkansas State Highway and Transportation Department (AHTD) to install LED traffic signals in 54 small communities. The lenses in ninety eight intersections were replaced. This reduced annual energy consumption by 882,312 kWh per year.

- The AHTD estimates that at the present rate of upgrading intersections to LEDs, it will take about 30 years to complete the State.
- Measured energy savings per intersection is slightly over 9,000 kWh per year per intersection. This results in an energy savings of 89%
- Each intersection is estimated to reduce CO₂ emissions by about 140,000 pounds per year.

Based on the success of this effort, the AEO would like to continue this work with the AHTD to complete the transformation to LED traffic signals.

- Current estimated installed cost per intersections is $4,400.
- Number of eligible intersections identified statewide remaining to be converted to LEDs is 370.
- Total estimated cost for this retrofit is approximately $2,000,000.
- Estimated energy savings for these intersections is 3,362,000 kWh per year

Based on this information a grant was requested through the American Recovery and Reinvestment Act of 2009 to administer Energy Efficiency and Community Block Grant (EECBG) funds for the installation of Energy-Efficient Light-Emitting Diode (LED) Traffic Signals in Arkansas communities.
WHEREAS, authority for the control of the locations and types of all traffic control devices on State Highways has been delegated to the State Highway Commission by Section 109(d), Title 23, U.S. Code, and Ann. 27-52-104, 105, and 106; and

WHEREAS, the State Highway Commission has officially adopted a Manual and Specifications for a uniform system of traffic control devices, and the Minute Order 2001-141 of July 11, 2001 has implemented these statues to the operation of traffic control devices by local governments;

WHEREAS, it is in the interest of the State Highway Commission, the State of Arkansas, and the Authority for Maintenance of Traffic Control devices to provide energy saving devices on the Public Highway System;

NOW THEREFORE, in accordance with these authorizations, the following agreement is made between the agency herein designated as Maintenance Authority and the Arkansas State Highway and Transportation Department:

1) The Maintenance Authority hereby agrees to provide electrical power to the control device(s) and to maintain the traffic control device(s) being installed by the Arkansas State Highway and Transportation Department at the intersection(s) listed below at no cost to the Department.

   Location Description: LED Lens Upgrade See Attached

2) Replacement of faulty units shall be the responsibility of the Maintenance Authority and shall be made with units that are equivalent to, or exceed the low energy rating of those replaced.

3) The Maintenance Authority will save the Department harmless from any and all damage claims that may arise during the period that the traffic control devices are being maintained by the Maintenance Authority.

Maintenance Authority: Conway

BY

Title: Mayor

Date: 3/10/2010

ARKANSAS STATE HIGHWAY AND TRANSPORTATION DEPARTMENT

Tony Sullivan
State Maintenance Engineer

Printed: 3/11/2010
<table>
<thead>
<tr>
<th>Ref_No</th>
<th>ROUTE</th>
<th>MAIN ST</th>
<th>MINOR ST</th>
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</thead>
<tbody>
<tr>
<td>2187</td>
<td>286</td>
<td>Hwy. 286 / 60 David Ward &amp; Hwy. 365 (Harkrider</td>
<td></td>
</tr>
<tr>
<td>1965</td>
<td>60</td>
<td>Hwy. 60 &amp; Hogan Lane</td>
<td></td>
</tr>
<tr>
<td>2180</td>
<td>60</td>
<td>Hwy. 60 (Prince St.) &amp; Country Club Rd.</td>
<td></td>
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<tr>
<td>2181</td>
<td>64</td>
<td>Washinton Ave. &amp; Donaghey Ave.</td>
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<tr>
<td>2186</td>
<td>City</td>
<td>Bruce St. &amp; Augusta Ave.</td>
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<tr>
<td>2176</td>
<td>City</td>
<td>College Ave. &amp; Locust. St.</td>
<td></td>
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<tr>
<td>2179</td>
<td>City</td>
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<tr>
<td>2178</td>
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<td>College Ave. &amp; Salem Rd.</td>
<td></td>
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<tr>
<td>2177</td>
<td>City</td>
<td>College Ave. &amp; Farris Rd.</td>
<td></td>
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<tr>
<td>2188</td>
<td>City</td>
<td>Country Club Rd. &amp; White Oak Dr.</td>
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<tr>
<td>2190</td>
<td>City</td>
<td>Davis St. &amp; Robins St.</td>
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<tr>
<td>2183</td>
<td>City</td>
<td>Donaghey Ave. &amp; Lee Ave.</td>
<td></td>
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<tr>
<td>2182</td>
<td>City</td>
<td>Donaghey Ave. &amp; Meadowlake Rd.</td>
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<tr>
<td>2189</td>
<td>City</td>
<td>Salem Rd. &amp; Carl Stuart St.</td>
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<tr>
<td>2185</td>
<td>City</td>
<td>Tyler St. &amp; Salem Rd.</td>
<td></td>
</tr>
<tr>
<td>2184</td>
<td>City</td>
<td>Tyler St. &amp; Country Club Rd.</td>
<td></td>
</tr>
</tbody>
</table>
RESOLUTION EXPRESSING INTENT OF THE CONWAY CITY COUNCIL TO ACCEPT THE CONWAY TRANSIT FEASIBILITY STUDY

WHEREAS, the City of Conway, in cooperation with Metroplan, authorized the Conway Transit Feasibility Study; and

WHEREAS, Phase One (Chptrs. I to XI) of the Conway Transit Feasibility Study determined that development of a bus transit system within the city is feasible and Phase Two (Chptr. XII) created a plan for deployment/implementation of said system; and

WHEREAS, findings of Phases One and Two were presented to the City Council and made available for public comment; and

WHEREAS, the development/deployment of a bus transit system is consistent with the vision and goals expressed in the City’s long-range development plan and critical to the development of other modal choices;

NOW, THEREFORE, BE IT RESOLVED, that the City Council does hereby accept the Conway Transit Feasibility Study.

Adopted this 27th day of April 2010.

Approved:

__________________________
Mayor Tab Townsell

ATTESTED:

__________________________
Michael O. Garrett
City Clerk/Treasurer
A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE ARKANSAS STATE HIGHWAY AND TRANSPORTATION DEPARTMENT FOR THE CONSTRUCTION OF A NEW INTERCHANGE ON INTERSTATE 40 AT THE SOUTHERN TERMINUS OF THE CONWAY WESTERN ARTERIAL LOOP

WHEREAS, the City of Conway and the Arkansas State Highway and Transportation Department have proposed the construction of a new interchange on Interstate 40 at the proposed southern terminus of the Conway Western Arterial Loop based on a study conducted by the City’s consultant that has determined this is a viable improvement; and

WHEREAS, the Arkansas State Highway and Transportation Department is agreeable to a 50-50 partnership with the City of Conway in all cost of developing the interchange including engineering, right-of-way acquisition, utility relocation, and construction; and

WHEREAS, Federal earmarked funds may become available for the project and if so, these funds will be applied to the project costs first and the City and Department will share the remaining costs.

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

SECTION I: The City of Conway will participate in accordance with its designated responsibilities in this project.

SECTION II: The Mayor, or his designee, is hereby authorized and directed to execute all appropriate agreements and contracts necessary to expedite the implementation of this project.

SECTION III: The City pledges its full support and hereby authorizes the Arkansas State Highway and Transportation Department to initiate action to implement this project.

THIS RESOLUTION adopted this 27th day of April, 2010.

Attest:                      Approved:

_________________________  ______________________________
Michael O. Garrett          Mayor Tab Townsell
City Clerk/Treasurer        City of Conway, Arkansas
AN ORDINANCE ACCEPTING DONATION TO THE CONWAY POLICE DEPARTMENT; AND FOR OTHER PURPOSES

WHEREAS, the Conway Police Department (Conway Communications Center) received a grill as a donation from Home Depot with a total value of approximately $200 for employee use and;

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

SECTION 1. The City of Conway shall accept the donation of the grill for the use of the Police Department (Conway Communications Center).

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

PASSED this 27th date of April, 2010.

APPROVED:

_________________________
Mayor Tab Townsell

ATTEST:

_________________________
Michael O. Garrett
City Clerk/Treasurer
AN ORDINANCE ACCEPTING RESTITUTION FOR OVERTIME PERFORMED BY THE CONWAY POLICE DEPARTMENT PERSONNEL; AND FOR OTHER PURPOSES

WHEREAS, the City of Conway has received restitution from various sources totaling $51,921.25 for overtime duties performed by the Conway Police Department personnel for the first quarter of 2010; and

WHEREAS, budgetary authority for the additional required overtime has not previously been provided;

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

Section 1. The City of Conway shall accept restitution in the amount of $51,921.25 from various sources and shall appropriate the same amount from the General Fund Reimburse for Law Enforcement Revenue Account (01.944) into the following expenditure accounts within the Conway Police Department budget:

- 01.113.111 Salaries $3,271.83
- 01.113.121 Overtime $36,777.99
- 01.113.162 FICA $3,145.70
- 01.113.164 LOPFI $8,725.73

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

PASSED this 27th day of April, 2010.

APPROVED:

_________________________________
Mayor Tab Townsell

ATTEST:

_________________________________
Michael O. Garrett
City Clerk/Treasurer