



City of Conway, Arkansas
CITY COUNCIL
Agenda • December 13, 2022
www.conwayarkansas.gov

Elected Officials
Mayor Bart Castleberry
City Clerk Michael O. Garrett
City Attorney Charles Finkenbinder

Ward 1 Position 1 – Andy Hawkins
Ward 1 Position 2 – David Grimes
Ward 2 Position 1 – Anne Tucker
Ward 2 Position 2 – Shelley Mehl
Ward 3 Position 1 – Mark Ledbetter
Ward 3 Position 2 – Mary Smith
Ward 4 Position 1 – Theodore Jones Jr.
Ward 4 Position 2 – Shelia Isby

5:30pm:

Updates on Parks & Recreation Projects

6:30pm:

City Council Meeting • City Council Chambers • 1111 Main Street

Call to Order:

Bart Castleberry, Mayor

Roll Call:

Michael O. Garrett, Clerk/Treasurer

Minutes Approval:

November 8th, 2022

A. Public Hearing

1. Public Hearing to discuss the closing of a portion of EW Martin Drive in the Conway Industrial Park “East”.
 - a. Ordinance to approve the closure of the east portion of EW Martin Drive in the Conway Industrial Park “East.”

B. Economic Development Committee ((Conway Area Chamber of Commerce, Conway Development Corporation, Conway Downtown Partnership, & Conway Corporation)

1. Resolution authorizing the Mayor to enter into certain sale agreements with the Conway Development Corporation.

C. Community Development Committee (Airport, Community Development, Code Enforcement, Permits, Inspections, & Transportation, Planning & Development)

1. Resolution requesting the Faulkner County Tax Collector place a lien on various properties for expenses incurred by the City for Code Enforcement.
2. Ordinance approving the private club permit location for Olive Garden of Conway, Inc. to be located at 554 Museum Road.
3. Consideration to approve nominations for the Annual Boards and Commissions.
4. Ordinance appropriating Rescue Plan Grant Program funds from the FAA for the Conway Airport.
5. Ordinance appropriating CARES ACT grant funds from the FAA for the Conway Airport.
6. Resolution to approve a corporate ground lease agreement for the Conway Airport.
7. Ordinance appropriate funding and enter into an agreement with Blackbird Arts Collective for the Conway Poetry Project for the Public Art Advisory Committee.
8. Ordinance appropriating donation funds for Arbor Day for the Conway Tree Board.

9. Ordinance granting a franchise agreement to Brick and Forge to utilize specific street rights of way on the west side of Court Street in Downtown Conway.
10. Ordinance establishing guidelines and roles for the Public Art Advisory Committee.
11. Ordinance to amend ordinance O-19-85 governing small wireless communication facilities in the right-of-way for the City of Conway.
12. Ordinance accepting the annexation of ±32.24 acres located south of Empy Trail and Orchard Hills, Phase 2.
13. Ordinance to rezone property located at the Northwest corner of the intersection of Dave Ward Drive and S Country Club Road from O-1 to C-2.
14. Ordinance to rezone property located at the west of South Country Club Road and north of Dave Ward Drive, including 633 S. Country Club and 640 Diane Lane from O-1 to S-1.
15. Consideration to approve a conditional use permit for property located at 2005 Meadowlake to allow the use of duplex/two-family dwelling in a C-2 zoning district.
16. Consideration to approve a conditional use permit for property located at 1320 S. German Lane to allow Public-Owned Service Facility and Utility Facility uses in an A-1 zoning district.

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

1. Ordinance appropriating funds for the Conway Soccer Complex.

E. Public Safety Committee (District Court, Department of Information Systems & Technology, Animal Welfare, Communication Emergency Operations Center, Police, Fire, & Office of the City Attorney)

1. Consideration to dispose of certain equipment for the Conway Police Department.
2. Ordinance appropriating reimbursement funds for the Conway Police Department.
3. Resolution approving the acceptance of a grant and entering into an agreement for the Conway Police Department.
4. Ordinance entering into an agreement with Axon to purchase tasers for the Conway Police Department.

F. Finance

1. Ordinance appropriating funds for employee bonuses.
2. Ordinance adopting a budget for the City of Conway for the fiscal year 2023.

G. New Business

1. Consideration to cancel the December 27th, 2022, City Council meeting.

Adjournment



**City of Conway, Arkansas
Ordinance No. O-22-___**

AN ORDINANCE CLOSING A PORTION OF EW MARTIN DRIVE LOCATED WITHIN CONWAY INDUSTRIAL PARK "EAST", AND FOR OTHER PURPOSES:

Whereas, a petition was duly filed with the City of Conway, Arkansas on the 2nd of December, 2022 by Conway Development Corporation, asking the City Council to vacate and abandon the eastern portion of EW Martin Drive.

Whereas, after due notice as required by law, the Council has, at the time and place mentioned in the notice, heard all persons desiring to be heard on the question and has ascertained that the street or the portion thereof, hereinbefore described, has heretofore been dedicated to the public use as a right-of-way herein described; has not been actually used by the public generally for a period of at least five (5) years; that all the owners of the property abutting upon the portion of the right-of-way to be vacated have been afforded the opportunity to file with the Council their written consent to the abandonment; and the public interest and welfare will not be adversely affected by the abandonment of this portion of the right-of-way.

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

Section 1. That the City of Conway, Arkansas releases, vacates, and abandons its rights, together with the rights of the public generally, in and to the right-of-way designated as follows:

ALL THOSE PORTIONS OF EW MARTIN DRIVE ABUTTING BLOCKS 6 AND 7 OF CONWAY INDUSTRIAL PARK EAST WHICH ARE EAST OF THE SOUTHEASTERN MOST PROPERTY CORNER OF LOT 3-A OF THE J & L REPLAT.

Section 2. A copy of the ordinance duly certified by the City Clerk shall be filed in the office of the recorder of the county and recorded in the deeds records of the county.

PASSED this 13th day of December, 2022.

Approved:

Mayor Bart Castleberry

Attest:

**Michael O. Garrett
City Clerk/Treasurer**



December 6, 2022

The Honorable Bart Castleberry
Mayor of Conway
City Hall
1111 Main Street
Conway, AR 72032

RE: Closure of Street Right of Way on EW Martin in Conway Industrial Park Subdivision.

Dear Mayor Castleberry:

Conway Corporation has no objections to abandoning the Street Right of Way located on the EW Martin Drive in the Conway Industrial Park Subdivision described below:

All portions of EW Martin Dr abutting Blocks 6 and 7 of Conway Industrial Park East which are east of the southeasternmost property corner of Lot 3-A of the J & L Replat.

Conway Corporation does however want to maintain 15' easements centered on both water and sewer mains located parallel to the existing street right of way.

If you have any questions, please let me know.

Sincerely,

CONWAY CORPORATION

A handwritten signature in blue ink that reads 'Leslie Guffey'.

Leslie Guffey
Engineering & Planning



CITY OF CONWAY

TRANSPORTATION DEPARTMENT

December 6, 2022

Conway City Council
900 W Oak St, Conway, AR 72032

Re: EW Martin Drive ROW Vacation

The City of Conway Transportation Department has no opposition to the proposed right-of-way vacation as described below:

All those portions of EW Martin Dr abutting Blocks 6 and 7 of Conway Industrial Park East which are east of the southeasternmost property corner of Lot 3-A of the J & L Replat.

Please feel free to contact me if you have any questions or need any additional information.

Sincerely,

Kurt Jones, P.E.
City Engineer



City of Conway, Arkansas
Resolution No. R-22-__

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO CERTAIN SALE AGREEMENTS WITH CONWAY DEVELOPMENT CORPORATION FOR PROPERTIES LOCATED AT THE CURRENT CONWAY AIRPORT AND PROPERTIES LOCATED AT THE FORMER CONWAY AIRPORT, AS BEING NECESSARY FOR AND BENEFICIAL TO THE WELFARE OF THE RESIDENTS OF CONWAY.

Whereas, the City of Conway has a compelling interest in the growth and redevelopment of property located at both the former and current airport sites; and

Whereas, the City and the Conway Development Corporation (CDC) own parcels of land in each location; and

Whereas, the CDC owns two tracts adjacent to the current Conway Airport - one tract of 49.2 acres and a second of 63.62 acres. Said tracts being identified as marked in yellow in Exhibit A attached hereto, recent appraised at a value of one million six hundred and ninety-two thousand dollars (\$1,692,000.00). The City would greatly benefit from obtaining these parcels of property adjoining the current airport for, including but not limited to, present needs and future growth of the airport including expansion of general aviation and aviation industry related uses; and

Whereas, the CDC also owns 6.026 acres of property, in three parcels, at the old Conway Airport (marked in yellow in Exhibit B attached hereto and appraised in 2022 as having a value of one million one hundred and fourteen thousand and seven hundred dollars (\$1,114,700.00), and City acquisition of this property would benefit the City including but not limited to as additional land for the construction of the planned aquatic center; and

Whereas, certain City-owned property at the old airport/Central Landing, comprising 40.6 acres, as marked in orange in Exhibit C attached hereto, more or less, at or adjoining Central Landing, is currently not in active use by the City. CDC has plans to develop that property in a project that would provide a great economic benefit to the citizens of Conway without cost to the City of Conway; and

Whereas, an agreement to exchange these various parcels will greatly facilitate the following important public needs: expansion of general aviation and aviation industry related uses at current airport, expansion of the Conway Industrial Park, provide land needed for aquatic center construction, provide right-of-way access for the planned aquatic center and for Central Landing, and provide right-of-way access for the southern connection to the Conway Industrial Park.

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

Section 1: The City Council for the City of Conway hereby authorizes the Mayor and City Clerk to

enter into and execute all necessary agreements with Conway Development Corporation to acquire the CDC properties at the new Conway Airport and located at the old Conway Airport, as herein identified, in exchange for the City owned property at the old Airport, as herein identified.

Section 2: That this Resolution shall be in full force and effect from and after its passage and approval.

PASSED this 13th day of December 2022

Approved:

Mayor Bart Castleberry

Attest:

Michael O. Garrett
City Clerk/Treasurer

Central Landing Swap

Legend

-  CDC Land to City
-  City Land to CDC



1.8 acres for Central Landing Blvd.

.946 acres for aquatic center


3.28 acres of CDC land for southern ROW connection



CDC 110

SW parcel is 63+-
NE parcel is 47+-

Legend

 CDC property



Google Earth

3000 ft





MEMO

TO: Mayor Bart Castleberry
CC: City Council Members
FROM: Missy Schrag
DATE: December 13, 2022
SUBJECT: Certified Liens – Code Enforcement

The following resolutions are included for a request to the Faulkner County Tax collector to place a certified lien against real property as a result of incurred expenses by the City.

The properties & amount (plus a ten percent collection penalty) are as follows:

- | | |
|------------------------|----------|
| 1. 7 Azalea Loop | \$162.29 |
| 2. 26 Brierwood Cir | \$217.29 |
| 3. 255 Garland | \$173.84 |
| 4. 1520 Appalachian Dr | \$198.30 |

Please advise if you have any questions.

Thank you for your consideration.



**City of Conway, Arkansas
Resolution No. R-22-___**

A RESOLUTION REQUESTING THE FAULKNER COUNTY TAX COLLECTOR PLACE A CERTIFIED LIEN AGAINST REAL PROPERTY AS A RESULT OF INCURRED EXPENSES BY THE CITY OF CONWAY, AND FOR OTHER PURPOSES.

Whereas, in accordance with Ark. Code Ann. § 14-54-901, the City of Conway has corrected conditions existing on **7 Azalea Loop**, within the City of Conway and is entitled to compensation pursuant to Ark. Code § 14-54-904: and

Whereas, State law also provides for a lien against the subject property, with the amount of lien to be determined by the City Council at a hearing held after the notice to the owner thereof by certified mail with said amount **\$162.29** (\$120.26 + Penalty \$12.03 + filing fee \$30.00) to be thereafter certified to the Faulkner County Tax Collector; and

Whereas, a hearing for the purpose of determine such lien has been set for **December 13, 2022** in order to allow for service of the attached notice of same upon the listed property owners, by certified or publication as is necessary.

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

Section 1: That after said public hearing the amount listed above is hereby certified and is to be forwarded to the Faulkner County Tax Collector and Assessor by the City of Conway.

Section 2: That this Resolution shall be in full force and effect from and after its passage and approval.

ADOPTED this 13th day of December, 2022.

Approved:

Mayor Bart Castleberry

Attest:

**Michael O. Garrett
City Clerk/Treasurer**



CODE CASE HISTORY REPORT RESPROP-1022-1295 FOR CITY OF CONWAY

Changed On	User	Description	Before	After	Additional Info
10/13/2022	Michael Davis	Code Case added			Code Case (RESPROP-1022-1295)
10/13/2022	Michael Davis	Due Date	[none]	10/13/2022	Code Case Workflow Step (Violations)
	Michael Davis	Step Workflow Status	Not Started	Started	Code Case Workflow Step (Violations)
	Michael Davis	Code Case Workflow Step Action added			Code Case Workflow Step Action (3.2.4 Grass or Weeds)
10/20/2022	Michael Davis	Due Date	[none]	10/13/2022	Code Case Workflow Step (Notice of Violation)
	Michael Davis	Code Case Workflow Step Start Date	[none]	10/20/2022	Code Case Workflow Step (Notice of Violation)
	Michael Davis	Step Workflow Status	Not Started	Started	Code Case Workflow Step (Notice of Violation)
	Michael Davis	Inspection added			Inspection ([Auto])
	Michael Davis	Action Workflow Status	Not Started	Failed	Code Case Workflow Step Action (Property Maintenance Follow-up Investigation)
	Michael Davis	Violation Compliance Date	10/20/2022	10/27/2022	Violation (3.2.4 Grass or Weeds)
10/20/2022	Michael Davis	Inspection Scheduled End Date	10/20/2022	10/27/2022	Inspection (ICODE-11847-2022)
10/24/2022	Michael Davis	Inspection Scheduled End Date	10/27/2022	10/31/2022	Inspection (ICODE-11847-2022)
	Michael Davis	Violation Compliance Date	10/27/2022	10/31/2022	Violation (3.2.4 Grass or Weeds)
10/28/2022	Michael Davis	Code Case Status	Open	Schedule City Clean up	Code Case (RESPROP-1022-1295)
10/28/2022	Michael Davis	Due Date	[none]	10/13/2022	Code Case Workflow Step (Letter Phase)
	Michael Davis	Code Case Workflow Step Start Date	[none]	10/28/2022	Code Case Workflow Step (Letter Phase)
	Michael Davis	Step Workflow Status	Not Started	Started	Code Case Workflow Step (Letter Phase)
	Michael Davis	Inspection added			Inspection ([Auto])
	Michael Davis	Action Workflow Status	Not Started	Failed	Code Case Workflow Step Action (Code Enforcement Final Investigation)
11/01/2022	Michael Davis	Date Closed	[none]	11/1/2022	Code Case (RESPROP-1022-1295)
	Michael Davis	Code Case Status	Schedule City Clean up	Closed - Resolved	Code Case (RESPROP-1022-1295)
	Michael Davis	Complete	No	Yes	Code Case (RESPROP-1022-1295)
11/01/2022	Michael Davis	Inspection Status	In Violation	Corrected	Inspection (ICODE-12005-2022)
	Michael Davis	Action Workflow Status	Failed	Passed	Code Case Workflow Step Action (Code Enforcement Final Investigation)
	Michael Davis	Inspection Actual Departure Date	[none]	11/1/2022	Inspection (ICODE-11847-2022)
	Michael Davis	Inspection Status	No Progress	Corrected	Inspection (ICODE-11847-2022)
	Michael Davis	Action Workflow Status	Failed	Passed	Code Case Workflow Step Action (Property Maintenance Follow-up Investigation)
	Michael Davis	Due Date	10/13/2022	10/24/2022	Code Case Workflow Step (Violations)
	Michael Davis	Step Workflow Status	Started	Passed	Code Case Workflow Step (Violations)
	Michael Davis	Violation Resolved Date	[none]	11/1/2022	Violation (3.2.4 Grass or Weeds)
	Michael Davis	Violation Status	In Violation	Resolved	Violation (3.2.4 Grass or Weeds)
	Michael Davis	Action Workflow Status	Started	Passed	Code Case Workflow Step Action (3.2.4 Grass or Weeds)

City of Conway
Code Enforcement &
Public Works
1111 Main St.
Conway, Arkansas 72032
www.conwayarkansas.gov



Phone 501-450-6191
Fax 501-450-6144

DIAZ, MARICELCI ORTIZ & LOPEZ, ISAAC VELAZQUEZ
7 AZALEA LOOP
CONWAY AR 72032

Parcel # 711-00028-000

RE: Nuisance Abatement at 7 Azalea Loop, Conway AR
Cost of Clean-Up, Amount Due: \$120.26

To whom it may concern:

Because you failed or refused to remove, abate, or eliminate certain conditions on the aforementioned real property in the City of Conway, after having been given seven (7) days notice in writing to do so, the City of Conway was forced to undertake the cleanup of this property to bring it within compliance of the Conway Municipal Code.

The City of Conway is requesting payment for all costs expended in correcting said condition. If after thirty (30) days from the receipt of this letter notifying you of the cost to correct said condition, such payment has not been remitted to the City, the City has the authority to file a lien against real estate property for the cost expended after City Council approval.

At its **December 13, 2022, Meeting**, 6:30 p.m. located at 1111 Main Street, the City Council will conduct a public hearing on three items:

1. Consideration of the cost of the clean-up of your real property.
2. Consideration of placing a lien on your real property for this amount.
3. Consideration of certifying this amount determined at the hearing, plus a ten percent (10%) penalty for collection & filing fees, to the Tax Collector of Faulkner County to be placed on the tax books as delinquent taxes and collected accordingly.

None of these actions will be necessary if full payment is received before the meeting date. Please make check payable to the **City of Conway** and mail to **1111 Main Street Conway Arkansas 72032** with the **attention** to **Missy Schrag**. If you have any questions, please feel free to call me at 501-450-6191.

Respectfully,

City of Conway
Code Enforcement

INVOICE

City of Conway
Code Enforcement &
Public Works

DATE: OCTOBER 31, 2022

822 Locust St.
Conway, AR 72034
Phone: 501-450-6191
Fax 501-450-6144
missy.schrag@conwayarkansas.gov

TO DIAZ, MARICELCI ORTIZ & LOPEZ, ISAAC VELAZQUEZ
7 AZALEA LOOP
CONWAY AR 72032

Description: Mowing/Clean-up/Admin Fees
associated with the nuisance abatement at
7 Azalea Loop, Conway Arkansas

CODE ENFORCEMENT OFFICER	PARCEL NUMBER	PAYMENT TERMS	DUE DATE
MICHAEL DAVIS	711-00028-000		December 13, 2022

HOURS	DESCRIPTION	UNIT PRICE	LINE TOTAL
1	MOWING & DEBRIS REMOVAL BY C.E.P.P.	45.50	45.50
	Maintenance Fee (Mower/bush hog/weed eat)	25.00	25.00
1	Administrative Fee (Code Enforcement)	20.00	20.00
1	Administrative Fee (Code Officer)	17.46	17.46
2	Regular Letter	.55	1.10
2	Certified Letter	5.60	11.20

TOTAL \$120.26

- **Total amount due after December 13, 2022 includes collection penalty & filing fees**

TOTAL WITH PENALTY & FILING FEES \$162.29

Make all checks payable to City of Conway Code Enforcement @ 1111 Main Street Conway Arkansas 72032



City of Conway, Arkansas
Resolution No. R-22-___

A RESOLUTION REQUESTING THE FAULKNER COUNTY TAX COLLECTOR PLACE A CERTIFIED LIEN AGAINST REAL PROPERTY AS A RESULT OF INCURRED EXPENSES BY THE CITY OF CONWAY, AND FOR OTHER PURPOSES.

Whereas, in accordance with Ark. Code Ann. § 14-54-901, the City of Conway has corrected conditions existing on 26 Brierwood Cir. Within the City of Conway and is entitled to compensation pursuant to Ark. Code § 14-54-904: and

Whereas, State law also provides for a lien against the subject property, with the amount of lien to be determined by the City Council at a hearing held after the notice to the owner thereof by certified mail with said amount \$217.29 (\$170.26 + Penalty \$17.03 + filing fee \$30.00) to be thereafter certified to the Faulkner County Tax Collector; and

Whereas, a hearing for the purpose of determine such lien has been set for **December 13th, 2022** in order to allow for service of the attached notice of same upon the listed property owners, by certified or publication as is necessary.

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

Section 1: That after said public hearing the amount listed above is hereby certified and is to be forwarded to the Faulkner County Tax Collector and Assessor by the City of Conway.

Section 2: That this Resolution shall be in full force and effect from and after its passage and approval.

ADOPTED this 13th day of December, 2022.

Approved:

Mayor Bart Castleberry

Attest:

Michael O. Garrett
City Clerk/Treasurer



CODE CASE HISTORY REPORT RESPROP-0922-1206 FOR CITY OF CONWAY

Changed On	User	Description	Before	After	Additional Info
09/15/2022	Michael Davis	Code Case added			Code Case (RESPROP-0922-1206)
09/15/2022	Michael Davis Michael Davis	Due Date Code Case Workflow Step Action added	[none]	9/15/2022	Code Case Workflow Step (Violations) Code Case Workflow Step Action (3.2.4 Grass or Weeds)
09/15/2022	Michael Davis Michael Davis Michael Davis Michael Davis	Due Date Step Workflow Status Violation added Action Workflow Status	9/15/2022 Not Started	9/15/2022 Started	Code Case Workflow Step (Violations) Code Case Workflow Step (Violations) Violation (3.2.4 Grass or Weeds) Code Case Workflow Step Action (3.2.4 Grass or Weeds)
09/22/2022	Michael Davis Michael Davis Michael Davis Michael Davis Michael Davis Michael Davis	Due Date Code Case Workflow Step Start Date Step Workflow Status Inspection added Action Workflow Status Violation Compliance Date	[none] [none] Not Started	9/15/2022 9/22/2022 Started Failed	Code Case Workflow Step (Notice of Violation) Code Case Workflow Step (Notice of Violation) Code Case Workflow Step (Notice of Violation) Inspection ([Auto]) Code Case Workflow Step Action (Property Maintenance Follow-up Investigation) Violation (3.2.4 Grass or Weeds)
09/28/2022	Michael Davis	Code Case Status	Open	Schedule City Clean up	Code Case (RESPROP-0922-1206)
10/03/2022	Michael Davis Michael Davis Michael Davis	Date Closed Code Case Status Complete	[none] Schedule City Clean up No	10/3/2022 Closed - Resolved Yes	Code Case (RESPROP-0922-1206) Code Case (RESPROP-0922-1206) Code Case (RESPROP-0922-1206)
10/03/2022	Michael Davis Michael Davis Michael Davis Michael Davis Michael Davis Michael Davis Michael Davis Michael Davis Michael Davis Michael Davis Michael Davis	Due Date Code Case Workflow Step Start Date Step Workflow Status Inspection added Action Workflow Status Inspection Actual Departure Date Inspection Status Action Workflow Status Due Date Step Workflow Status Violation Resolved Date Violation Status Action Workflow Status	[none] [none] Not Started	9/15/2022 10/3/2022 Started Passed	Code Case Workflow Step (Letter Phase) Code Case Workflow Step (Letter Phase) Code Case Workflow Step (Letter Phase) Inspection ([Auto]) Code Case Workflow Step Action (Code Enforcement Final Investigation) Inspection (ICODE-11211-2022) Inspection (ICODE-11211-2022) Code Case Workflow Step Action (Property Maintenance Follow-up Investigation) Code Case Workflow Step (Violations) Code Case Workflow Step (Violations) Violation (3.2.4 Grass or Weeds) Violation (3.2.4 Grass or Weeds) Code Case Workflow Step Action (3.2.4 Grass or Weeds)

City of Conway
Code Enforcement

1111 Main St.
Conway, Arkansas 72032
www.conwayarkansas.gov



Phone 501-450-6191
Fax 501-450-6144

Elizabeth Jackson
26 Brierwood Cir
Conway AR 72034

Parcel # 710-09038-000

RE: Nuisance Abatement at 26 Brierwood Cir. Conway AR
Cost of Clean-Up, Amount Due: \$170.26

To whom it may concern:

Because you failed or refused to remove, abate, or eliminate certain conditions on the aforementioned real property in the City of Conway, after having been given seven (7) days notice in writing to do so, the City of Conway was forced to undertake the cleanup of this property to bring it within compliance of the Conway Municipal Code.

The City of Conway is requesting payment for all costs expended in correcting said condition. If after thirty (30) days from the receipt of this letter notifying you of the cost to correct said condition, such payment has not been remitted to the City, the City has the authority to file a lien against real estate property for the cost expended after City Council approval.

At its **November 22, 2022 Meeting**, 6:30 p.m. located at 1111 Main Street, the City Council will conduct a public hearing on three items:

1. Consideration of the cost of the clean-up of your real property.
2. Consideration of placing a lien on your real property for this amount.
3. Consideration of certifying this amount determined at the hearing, plus a ten percent (10%) penalty for collection & filing fees, to the Tax Collector of Faulkner County to be placed on the tax books as delinquent taxes and collected accordingly.

None of these actions will be necessary if full payment is received before the meeting date. Please make check payable to the **City of Conway** and mail to **1111 Main Street Conway Arkansas 72032** with the **attention** to **Missy Schrag**. If you have any questions, please feel free to call me at 501-450-6191.

Respectfully,

City of Conway
Code Enforcement

INVOICE

City of Conway Code Enforcement

DATE: SEPTEMBER 27, 2022

822 Locust St.
Conway, AR 72034
Phone: 501-450-6191
Fax 501-450-6144
missy.schrag@conwayarkansas.gov

TO Elizabeth Jackson
26 Brierwood Cir
Conway AR 72034

Description: Mowing/Clean-up/Admin Fees
associated with the nuisance abatement at
26 Brierwood Cir. Conway Arkansas

CODE ENFORCEMENT OFFICER	PARCEL NUMBER	PAYMENT TERMS	DUE DATE
MICHAEL DAVIS	710-09038-000		November 22, 2022

HOURS	DESCRIPTION	UNIT PRICE	LINE TOTAL
1	MOWING & DEBRIS REMOVAL BY C.E.P.P.	45.50	45.50
	Maintenance Fee (Mower/bush hog/weed eat)	25.00	25.00
	Weed Control	50.00	50.00
1	Administrative Fee (Code Enforcement)	20.00	20.00
1	Administrative Fee (Code Officer)	17.46	17.46
2	Regular Letter	.55	1.10
2	Cert5ified Letter	5.60	11.20
TOTAL			\$170.26
TOTAL WITH PENALTY & FILING FEES			\$217.29

- **Total amount due after November 22, 2022 includes collection penalty & filing fees**

Make all checks payable to City of Conway Code Enforcement @ 1111 Main Street Conway Arkansas 72032



**City of Conway, Arkansas
Resolution No. R-22-__**

A RESOLUTION REQUESTING THE FAULKNER COUNTY TAX COLLECTOR PLACE A CERTIFIED LIEN AGAINST REAL PROPERTY AS A RESULT OF INCURRED EXPENSES BY THE CITY OF CONWAY, AND FOR OTHER PURPOSES.

Whereas, in accordance with Ark. Code Ann. § 14-54-901, the City of Conway has corrected conditions existing on 255 Garland St., within the City of Conway and is entitled to compensation pursuant to Ark. Code § 14-54-904: and

Whereas, State law also provides for a lien against the subject property, with the amount of lien to be determined by the City Council at a hearing held after the notice to the owner thereof by certified mail with said amount \$173.84 (\$130.76 + Penalty \$13.08 + filing fee \$30.00) to be thereafter certified to the Faulkner County Tax Collector; and

Whereas, a hearing for the purpose of determine such a lien has been set for **December 13, 2022** in order to allow for service of the attached notice of same upon the listed property owners, by certified or publication as is necessary.

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

Section 1: That after said public hearing, the amount listed above is hereby certified and is to be forwarded to the Faulkner County Tax Collector and Assessor by the City of Conway.

Section 2: That this Resolution shall be in full force and effect from and after its passage and approval.

ADOPTED this 13th day of December, 2022.

Approved:

Mayor Bart Castleberry

Attest:

**Michael O. Garrett
City Clerk/Treasurer**



CODE CASE HISTORY REPORT RESPROP-1022-1291 FOR CITY OF CONWAY

Changed On	User	Description	Before	After	Additional Info
10/11/2022	Charles Gann	Code Case added			Code Case (RESPROP-1022-1291)
10/11/2022	Charles Gann	Due Date	[none]	10/11/2022	Code Case Workflow Step (Violations)
	Charles Gann	Step Workflow Status	Not Started	Started	Code Case Workflow Step (Violations)
	Charles Gann	Code Case Workflow Step Action added			Code Case Workflow Step Action (3.5.1 Accumulation of Rubbish or Garbage)
	Charles Gann	Code Case Workflow Step Action added			Code Case Workflow Step Action (3.2.4 Grass or Weeds)
10/18/2022	Charles Gann	Violation Compliance Date	10/18/2022	10/25/2022	Violation (3.5.1 Accumulation of Rubbish or Garbage)
	Charles Gann	Violation Compliance Date	10/18/2022	10/25/2022	Violation (3.2.4 Grass or Weeds)
10/24/2022	Charles Gann	Violation Compliance Date	10/25/2022	10/31/2022	Violation (3.5.1 Accumulation of Rubbish or Garbage)
	Charles Gann	Violation Compliance Date	10/25/2022	10/31/2022	Violation (3.2.4 Grass or Weeds)
10/31/2022	Charles Gann	Code Case Status	Open	Schedule City Clean up	Code Case (RESPROP-1022-1291)
11/02/2022	Charles Gann	Date Closed	[none]	11/2/2022	Code Case (RESPROP-1022-1291)
	Charles Gann	Code Case Status	Schedule City Clean up	Closed - Resolved	Code Case (RESPROP-1022-1291)
	Charles Gann	Complete	No	Yes	Code Case (RESPROP-1022-1291)
	Charles Gann	Due Date	10/11/2022	10/24/2022	Code Case Workflow Step (Violations)
	Charles Gann	Step Workflow Status	Started	Passed	Code Case Workflow Step (Violations)
	Charles Gann	Violation Resolved Date	[none]	11/2/2022	Violation (3.5.1 Accumulation of Rubbish or Garbage)
	Charles Gann	Violation Status	In Violation	Resolved	Violation (3.5.1 Accumulation of Rubbish or Garbage)
	Charles Gann	Action Workflow Status	Started	Passed	Code Case Workflow Step Action (3.5.1 Accumulation of Rubbish or Garbage)
	Charles Gann	Violation Resolved Date	[none]	11/2/2022	Violation (3.2.4 Grass or Weeds)
	Charles Gann	Violation Status	In Violation	Resolved	Violation (3.2.4 Grass or Weeds)
	Charles Gann	Action Workflow Status	Started	Passed	Code Case Workflow Step Action (3.2.4 Grass or Weeds)

City of Conway
Code Enforcement &
Public Works
1111 Main St.
Conway, Arkansas 72032
www.conwayarkansas.gov



Phone 501-450-6191
Fax 501-450-6144

BOLANOS, JAIME VICENTE
255 GARLAND ST
CONWAY, AR 72032

Parcel # 710-02796-000

RE: Nuisance Abatement at 255 Garland St., Conway AR
Cost of Clean-Up, Amount Due: \$130.76

To whom it may concern:

Because you failed or refused to remove, abate, or eliminate certain conditions on the aforementioned real property in the City of Conway, after having been given seven (7) days notice in writing to do so, the City of Conway was forced to undertake the cleanup of this property to bring it within compliance of the Conway Municipal Code.

The City of Conway is requesting payment for all costs expended in correcting said condition. If after thirty (30) days from the receipt of this letter notifying you of the cost to correct said condition, such payment has not been remitted to the City, the City has the authority to file a lien against real estate property for the cost expended after City Council approval.

At its **December 13, 2022 Meeting**, 6:30 p.m. located at 1111 Main Street, the City Council will conduct a public hearing on three items:

1. Consideration of the cost of the clean-up of your real property.
2. Consideration of placing a lien on your real property for this amount.
3. Consideration of certifying this amount determined at the hearing, plus a ten percent (10%) penalty for collection & filing fees, to the Tax Collector of Faulkner County to be placed on the tax books as delinquent taxes and collected accordingly.

None of these actions will be necessary if full payment is received before the meeting date. Please make check payable to the **City of Conway** and mail to **1111 Main Street Conway Arkansas 72032** with the **attention** to **Missy Schrag**. If you have any questions, please feel free to call me at 501-450-6191.

Respectfully,

City of Conway
Code Enforcement

INVOICE

City of Conway
Code Enforcement &
Public Works

DATE: OCTOBER 31, 2022

822 Locust St.
Conway, AR 72034
Phone: 501-450-6191
Fax 501-450-6144
missy.schrag@conwayarkansas.gov

TO BOLANOS, JAIME VICENTE
255 GARLAND ST
CONWAY, AR 72032

Description: Mowing/Clean-up/Admin Fees
associated with the nuisance abatement at
255 Garland St., Conway Arkansas

CODE ENFORCEMENT OFFICER	PARCEL NUMBER	PAYMENT TERMS	DUE DATE
CHARLES GANN	710-02796-000		December 13, 2022

HOURS	DESCRIPTION	UNIT PRICE	LINE TOTAL
1	MOWING & DEBRIS REMOVAL BY C.E.P.P.	56.00	56.00
	Maintenance Fee (Mower/bush hog/weed eat)	25.00	25.00
1	Administrative Fee (Code Enforcement)	20.00	20.00
1	Administrative Fee (Code Officer)	17.46	17.46
2	Regular Letter	.55	1.10
2	Certified Letter	5.60	11.20

TOTAL \$130.76

- **Total amount due after December 13, 2022 includes collection penalty & filing fees**

TOTAL WITH PENALTY & FILING FEES \$173.84

Make all checks payable to City of Conway Code Enforcement @ 1111 Main Street Conway Arkansas 72032



City of Conway, Arkansas
Resolution No. R-22-

A RESOLUTION REQUESTING THE FAULKNER COUNTY TAX COLLECTOR PLACE A CERTIFIED LIEN AGAINST REAL PROPERTY AS A RESULT OF INCURRED EXPENSES BY THE CITY OF CONWAY, AND FOR OTHER PURPOSES.

Whereas, in accordance with Ark. Code Ann. § 14-54-901, the City of Conway has corrected conditions existing on 1520 Appalachian Dr. within the City of Conway and is entitled to compensation pursuant to Ark. Code § 14-54-904: and

Whereas, State law also provides for a lien against the subject property, with the amount of lien to be determined by the City Council at a hearing held after the notice to the owner thereof by certified mail with said amount \$198.30 (\$153.00 + Penalty \$15.30 + filing fee \$30.00) to be thereafter certified to the Faulkner County Tax Collector; and

Whereas, a hearing for the purpose of determine such lien has been set for **December 13th, 2022** in order to allow for service of the attached notice of same upon the listed property owners, by certified or publication as is necessary.

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

Section 1: That after said public hearing the amount listed above is hereby certified and is to be forwarded to the Faulkner County Tax Collector and Assessor by the City of Conway.

Section 2: That this Resolution shall be in full force and effect from and after its passage and approval.

ADOPTED this 13th day of December, 2022.

Approved:

Mayor Bart Castleberry

Attest:

Michael O. Garrett
City Clerk/Treasurer



CODE CASE HISTORY REPORT RESPROP-0922-1178 FOR CITY OF CONWAY

Changed On	User	Description	Before	After	Additional Info
09/06/2022	Michael Davis	Code Case added			Code Case (RESPROP-0922-1178)
09/06/2022	Michael Davis	Due Date	[none]	9/6/2022	Code Case Workflow Step (Violations)
	Michael Davis	Step Workflow Status	Not Started	Started	Code Case Workflow Step (Violations)
	Michael Davis	Code Case Workflow Step Action added			Code Case Workflow Step Action (3.5.1 Accumulation of Rubbish or Garbage)
	Michael Davis	Code Case Workflow Step Action added			Code Case Workflow Step Action (3.5.4.1 No Trash or Garbage Container)
	Michael Davis	Code Case Workflow Step Action added			Code Case Workflow Step Action (3.5.3 Appliance/Furniture)
09/13/2022	Michael Davis	Due Date	[none]	9/6/2022	Code Case Workflow Step (Notice of Violation)
	Michael Davis	Code Case Workflow Step Start Date	[none]	9/13/2022	Code Case Workflow Step (Notice of Violation)
	Michael Davis	Step Workflow Status	Not Started	Started	Code Case Workflow Step (Notice of Violation)
	Michael Davis	Inspection added			Inspection ([Auto])
	Michael Davis	Action Workflow Status	Not Started	Failed	Code Case Workflow Step Action (Property Maintenance Follow-up Investigation)
	Michael Davis	Violation Compliance Date	9/13/2022	9/20/2022	Violation (3.5.4.1 No Trash or Garbage Container)
	Michael Davis	Violation Compliance Date	9/13/2022	9/20/2022	Violation (3.5.1 Accumulation of Rubbish or Garbage)
	Michael Davis	Violation Compliance Date	9/13/2022	9/20/2022	Violation (3.5.3 Appliance/Furniture)
09/21/2022	Michael Davis	Code Case Status	Open	Schedule City Clean up	Code Case (RESPROP-0922-1178)
10/03/2022	Michael Davis	Date Closed	[none]	10/3/2022	Code Case (RESPROP-0922-1178)
	Michael Davis	Code Case Status	Schedule City Clean up	Closed - Resolved	Code Case (RESPROP-0922-1178)
	Michael Davis	Complete	No	Yes	Code Case (RESPROP-0922-1178)
10/03/2022	Michael Davis	Due Date	[none]	9/6/2022	Code Case Workflow Step (Letter Phase)
	Michael Davis	Code Case Workflow Step Start Date	[none]	10/3/2022	Code Case Workflow Step (Letter Phase)
	Michael Davis	Step Workflow Status	Not Started	Started	Code Case Workflow Step (Letter Phase)
	Michael Davis	Inspection added			Inspection ([Auto])
	Michael Davis	Action Workflow Status	Not Started	Passed	Code Case Workflow Step Action (Code Enforcement Final Investigation)
	Michael Davis	Inspection Actual Departure Date	[none]	10/3/2022	Inspection (ICODE-10936-2022)
	Michael Davis	Inspection Status	No Progress	Corrected	Inspection (ICODE-10936-2022)
	Michael Davis	Action Workflow Status	Failed	Passed	Code Case Workflow Step Action (Property Maintenance Follow-up Investigation)
	Michael Davis	Due Date	9/6/2022	9/13/2022	Code Case Workflow Step (Violations)
	Michael Davis	Step Workflow Status	Started	Passed	Code Case Workflow Step (Violations)
	Michael Davis	Violation Resolved Date	[none]	10/3/2022	Violation (3.5.4.1 No Trash or Garbage Container)
	Michael Davis	Violation Status	In Violation	Resolved	Violation (3.5.4.1 No Trash or Garbage Container)
	Michael Davis	Action Workflow Status	Started	Passed	Code Case Workflow Step Action (3.5.4.1 No Trash or Garbage Container)

CODE CASE HISTORY REPORT RESPROP-0922-1178

Changed On	User	Description	Before	After	Additional Info
	Michael Davis	Violation Resolved Date	[none]	10/3/2022	Violation (3.5.1 Accumulation of Rubbish or Garbage)
	Michael Davis	Violation Status	In Violation	Resolved	Violation (3.5.1 Accumulation of Rubbish or Garbage)
	Michael Davis	Action Workflow Status	Started	Passed	Code Case Workflow Step Action (3.5.1 Accumulation of Rubbish or Garbage)
	Michael Davis	Violation Resolved Date	[none]	10/3/2022	Violation (3.5.3 Appliance/Furniture)
	Michael Davis	Violation Status	In Violation	Resolved	Violation (3.5.3 Appliance/Furniture)
	Michael Davis	Action Workflow Status	Started	Passed	Code Case Workflow Step Action (3.5.3 Appliance/Furniture)

City of Conway
Code Enforcement

1111 Main St.
Conway, Arkansas 72032
www.conwayarkansas.gov



Phone 501-450-6191
Fax 501-450-6144

Brett W Berry
1550 Edgestone Cir
Conway AR 72034

Parcel # 711-12592-046

RE: Nuisance Abatement at 1520 Appalachian Dr. Conway AR
Cost of Clean-Up, Amount Due: \$153.00

To whom it may concern:

Because you failed or refused to remove, abate, or eliminate certain conditions on the aforementioned real property in the City of Conway, after having been given seven (7) days notice in writing to do so, the City of Conway was forced to undertake the cleanup of this property to bring it within compliance of the Conway Municipal Code.

The City of Conway is requesting payment for all costs expended in correcting said condition. If after thirty (30) days from the receipt of this letter notifying you of the cost to correct said condition, such payment has not been remitted to the City, the City has the authority to file a lien against real estate property for the cost expended after City Council approval.

At its **November 22, 2022 Meeting**, 6:30 p.m. located at 1111 Main Street, the City Council will conduct a public hearing on three items:

1. Consideration of the cost of the clean-up of your real property.
2. Consideration of placing a lien on your real property for this amount.
3. Consideration of certifying this amount determined at the hearing, plus a ten percent (10%) penalty for collection & filing fees, to the Tax Collector of Faulkner County to be placed on the tax books as delinquent taxes and collected accordingly.

None of these actions will be necessary if full payment is received before the meeting date. Please make check payable to the **City of Conway** and mail to **1111 Main Street Conway Arkansas 72032** with the **attention** to **Missy Schrag**. If you have any questions, please feel free to call me at 501-450-6191.

Respectfully,

City of Conway
Code Enforcement

INVOICE

City of Conway Code Enforcement

DATE: SEPTEMBER 27, 2022

822 Locust St.
Conway, AR 72034
Phone: 501-450-6191
Fax 501-450-6144
missy.schrag@conwayarkansas.gov

TO Brett W Berry
1550 Edgestone Cir
Conway AR 72034

Description: Mowing/Clean-up/Admin Fees
associated with the nuisance abatement at
1520 Appalachian Dr. Conway Arkansas

CODE ENFORCEMENT OFFICER	PARCEL NUMBER	PAYMENT TERMS	DUE DATE
MICHAEL DAVIS	711-12592-046		November 22, 2022

HOURS	DESCRIPTION	UNIT PRICE	LINE TOTAL
1	MOWING & DEBRIS REMOVAL BY C.E.P.P.	45.50	45.50
	Maintenance Fee (Mower/bush hog/weed eat)	25.00	25.00
	Sanitation ticket#820599	32.74	32.74
1	Administrative Fee (Code Enforcement)	20.00	20.00
1	Administrative Fee (Code Officer)	17.46	17.46
2	Regular Letter	.55	1.10
2	Cert5ified Letter	5.60	11.20
TOTAL			\$153.00
TOTAL WITH PENALTY & FILING FEES			\$198.30

- **Total amount due after November 22, 2022 includes collection penalty & filing fees**

Make all checks payable to City of Conway Code Enforcement @ 1111 Main Street Conway Arkansas 72032



**City of Conway, Arkansas
Ordinance No. O-22-__**

AN ORDINANCE APPROVING THE PRIVATE CLUB PERMIT FOR OLIVE GARDEN OF CONWAY, INC. AND ALLOWING FOR THE APPLICATION OF THE REQUIRED PERMITS FROM THE ARKANSAS ALCOHOLIC BEVERAGE CONTROL DIVISION PER ARKANSAS CODE ANNOTATED §3-9-222 AS AMENDED

Whereas, Olive Garden of Conway, Inc. has applied for a private club permit as required under Chapter 4.12.04 of the Conway City Code per Ordinance No. O-17-100 and A.C.A §3-9-222; and

Whereas, the application is limited and specific to Olive Garden of Conway, Inc. located at 554 Museum Road, Conway, AR 72032; and

Whereas, the applicant has provided all the information required in permit application process and met all the standards set forth by the Conway City Council; and

Whereas, the City Council for the City of Conway hereby approves the application for permit for the proposed location to operate a private club within the City limits of Conway; and

Whereas, this approval does not authorize the operation of a private club within the City of Conway but does function as an authorization to apply for a private club permit through the Arkansas Alcoholic Beverage Control Division per A.C.A §3-9-222.

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

Section 1. That the application for private club permit location is hereby approved for and Olive Garden of Conway, Inc. located at 554 Museum Road, Conway, AR 72032.

Section 2. That no private club operations will begin unless and until a permit to operate a private club is issued by the Arkansas Alcoholic Beverage Division.

Section 3. That the approval and permit are subject to suspension or revocation by the City in the event the applicant violates Conway City Code or State law.

Passed this 13th day of December, 2022.

Approved:

Mayor Bart Castleberry

Attest:

**Michael O. Garrett
City Clerk/Treasurer**

City of Conway, Arkansas
Office of the Mayor
Mayor Bart Castleberry
1111 Main Street
Conway, AR 72032
www.conwayarkansas.gov

MEMO

To: Mayor Castleberry
CC: City Council Members
From: Felicia Rogers
Date: December 6th, 2022
Re: Annual Boards/Commissions Appointments

Annual Boards and Commissions were advertised from October 1st – 31st, 2022. The following boards are recommending nominations of the following:

- Airport Advisory Committee
 - J.C. Thornton Term expires in December 2026
 - Michael Moix Term expires in December 2026
- Bicycle & Pedestrian Advisory Board
 - Duston Morris Term expires in December 2025
 - Kalyn Camp Term expires in December 2025
 - Wesley Pruitt Term expires in December 2025
 - Keith Jackson Term expires in December 2025
- Conway Tree Board
 - Shannie Jackson Term expires in December 2025
 - Sam Little Term expires in December 2025
 - Amy Roaming – White Term expires in December 2025

- Diversity Advisory Council
 - Rafeal Marlow Term expires in December 2026
 - Danielle Henry Term expires in December 2026

- Historic District Commission
 - Jenny Davis Term expires in December 2025
 - Liz Hamilton Term expires in December 2025
 - Lynne Crafton Term expires in December 2023 – (filling the remaining term of Ms. Cason’s)
 - Steve Hurd Term expires in December 2024

- Oak Grove Cemetery
 - Kathy Cooper Term expires in December 2026

- Planning Commission
 - Mark Ferguson Term expires in December 2027
 - Lori Quinn Term expires in December 2027
 - Jensen Thielke Term expires in December 2025 – (filling the remaining term of Mr. Webb’s)

- Public Art Advisory Committee
 - Morgan Lefler Term expires in December 2024
 - Ana Gwatney Term expires in December 2024

- Robinson Cemetery Board
 - Donna Boxley Term expires in December 2027
 - Ernestine Acklin Term expires in December 2027
 - Jerry Carter Term expires in December 2027

Please advise if you have any questions



**City of Conway, Arkansas
Ordinance No. O-22-___**

AN ORDINANCE ACCEPTING AND APPROPRIATING GRANT FUNDS FROM THE FEDERAL AVIATION ADMINISTRATION FOR THE CONWAY AIRPORT; AND FOR OTHER PURPOSES

WHEREAS, the City of Conway was awarded funding from the Federal Aviation Administration (FAA) Rescue Plan Grant Program in the amount of \$23,000.04; and

WHEREAS, this funding was authorized to be used for costs related to operations, personnel, cleaning, sanitization, janitorial services, combating the spread of pathogens at the airport, and debt service payments; and

WHEREAS, City staff has submitted a list of incurred expenses to the FAA and has subsequently been approved for reimbursement of those expenditures; and

WHEREAS, the Conway Airport requests City Council approval to accept these funds and appropriate back into the operating budget line items listed below.

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

Section 1. The City of Conway shall accept \$23,000.04 from the FAA Airport Rescue Plan Grant Program, and appropriate these funds from the Federal Grant Revenue account (550.109.4200) to the following operating budget line items:

550-109-5440 Equipment Maintenance	\$9,068.00
550.109.5299 Other Professional Services	\$2,160.00
550.109.5430 Ground Maintenance	\$321.00
550.109.5113 Part Time	\$7,000.00
550.109.5420 Computer Equip Maintenance	\$649.00
550.109.5799 Other Misc. Expense	\$2,000.00
550.109.5410 Building Maintenance	\$1802.04

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

PASSED this 13th day of December 2022

Approved:

Mayor Bart Castleberry

Attest:

**Michael O. Garrett
City Clerk/Treasurer**



City of Conway, Arkansas
Ordinance No. O-22-___

AN ORDINANCE ACCEPTING AND APPROPRIATING GRANT FUNDS FROM THE FEDERAL AVIATION ADMINISTRATION FOR THE CONWAY AIRPORT; AND FOR OTHER PURPOSES

Whereas, the City of Conway was awarded funding from the Federal Aviation Administration (FAA) Cares Act Grant Program in the amount of \$1,808.82; and

Whereas, this funding was authorized to be used for costs related to operations, personnel, cleaning, sanitization, janitorial services, combating the spread of pathogens at the airport, and debt service payments; and

Whereas, city staff has submitted a list of incurred expenses to the FAA and has subsequently been approved for reimbursement of those expenditures; and

Whereas, the Conway Airport requests City Council approval to accept these funds and appropriate back into the operating budget line items listed below.

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

Section 1. The City of Conway shall accept \$1,808.82 from the FAA Cares Act Grant Program, and appropriate these funds from the Federal Grant Revenue account (550.109.4200) to the following operating budget line items:

550.109.5410 Building Maintenance	\$1,808.82
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Section 2. All ordinances in conflict herewith are repealed to the extent of the conflict.

PASSED this 13th day of December 2022.

Approved:

Mayor Bart Castleberry

Attest:

Michael O. Garrett
City Clerk/Treasurer



City of Conway, Arkansas
Resolution No. R-22-_____

A RESOLUTION APPROVING A CORPORATE GROUND LEASE AGREEMENT WITH CRRG HANGAR LLC, FLYWHEEL LAND, & TAILHOOK WITH THE CONWAY REGIONAL AIRPORT

Whereas, the Conway Regional Airport desires to enter into a corporate ground lease with CRRG Hangar LLC, Flywheel Land & Tailhook, to construct an aircraft hangar on city-owned property; and,

Whereas, the Conway Regional Airport desires to lease and grant, and each Lessee desires to lease and use, certain premises and facilities on the Airport, together with certain rights, licenses, and privileges thereon; and

Whereas, each corporate ground lease with each Lessee will be for a period of 40 years and will pay the City in advance for the annual rental of the premises at the rate of .30 per square foot per year, as calculated on an annual basis.

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

Section 1. The City Council hereby authorizes the Mayor and City Clerk to enter into a lease agreement with each lessee (CRRG Hangar LLC, Flywheel Land & Tailhook) to build a corporate hangar at the Conway Regional Airport.

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

PASSED this 13th day of December 2022.

Approved:

Mayor Bart Castleberry

Attest:

Michael O. Garrett
City Clerk/Treasurer



City of Conway, Arkansas
Ordinance No. O-22-_____

AN ORDINANCE APPROPRIATING FUNDS AND APPROVING THE POETRY PROJECT FOR THE PUBLIC ART ADVISORY COMMITTEE, AND FOR OTHER PURPOSES:

Whereas, City Council approved on December 14th, 2021, with R-21-4A, the willingness to create a poetry art installation project that will be a partnership with Blackbird Arts Collective in conjunction with the Creative Institute; and

Whereas, selections have been made after over fifty original submissions were made, and twelve poems were chosen for installation around the City of Conway; and

Whereas, the Public Art Advisory Committee has approved the various location throughout the City for the poetry project and has favorably reviewed and approved the proposal and recommendation for its review and approval by the Mayor and City Council; and

Whereas, the total cost of the Conway Public Poetry Project will be \$16,385.

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

Section 1. The City Council hereby authorizes the Mayor and City Clerk to enter into an agreement with Blackbird Arts Collective for the Conway Public Poetry Project for an amount of \$16,385. An additional \$3,615 will also be included for misc. expenses related to this project.

Section 2. The City of Conway shall appropriate \$20,000 for the Public Art Poetry Project Installation from the Parks & Recreation Voluntary Property Tax Fund Balance Appropriation Account (221.140.4900) to the Parks & Recreation – CIP Misc. Account (221.140.5990).

Section 3. All ordinances in conflict herewith are repealed to the extent of the conflict.

Passed this 13th day of December 2022.

Approved:

Mayor Bart Castleberry

Attest:

Michael O. Garrett
City Clerk / Treasurer

**AGREEMENT TO FURNISH
PUBLIC ART INSTALLATION
TO THE CITY OF CONWAY, ARKANSAS**

ARTICLE I: SCOPE

For consideration set forth in Article V of this Agreement, **Blackbird Arts Collective**, hereinafter referred to as the CONTRACTOR, agrees to provide professional services for the Conway Poetry Project for the City of Conway, Arkansas, hereinafter referred to as the CITY.

This Agreement shall supersede any previous written or verbal agreements made between the CONTRACTOR and the CITY. Unless modified in writing as set forth in Article IV by the parties hereto, the duties of the CONTRACTOR and the CITY shall not be construed to exceed those services and duties specifically set forth in this Agreement.

In consideration of the mutual promises contained herein, it is agreed to as follows, and is effective upon its execution by and between both parties hereto.

ARTICLE II: RESPONSIBILITIES OF CONTRACTOR

- A. Notice to Proceed. CONTRACTOR will not begin work on any of the duties and services listed in Article I until execution of the contract by both parties.
- B. Scope of Service. The CONTRACTOR will complete the work described in Exhibit A of this agreement.
- C. Production of Artwork. The CONTRACTOR agrees that all work products produced by the CONTRACTOR in the fulfillment of its obligations under this Agreement shall be considered property of the CITY, with an unlimited, royalty free license for CITY use, and shall be provided to the CITY upon completion of this Agreement. The CONTRACTOR understands the Artwork shall be displayed on a temporary basis and may be removed in the future to allow for future rotating Artworks.
- D. State or Federal Requirements. The CONTRACTOR covenants and agrees that in the performance of its duties hereunder, it will comply with all other state and federal requirements applicable to contracts of this type. If any provision of this Agreement shall be deemed to be not in compliance with any statute or role of law, such provision shall be deemed modified to ensure compliance with said statute or role of law.
- E. Taxpayer Identification Number. The CONTRACTOR agrees to complete a Request for Taxpayer Identification Number and Certification (W-9 Form) as a condition of the City's obligation to make payment.
- F. Information. The CONTRACTOR shall provide the city detailed reporting of all costs incurred for the project including any use of subcontractors.

ARTICLE III: RESPONSIBILITY OF CITY

- A. Authorization to Proceed. The CITY shall authorize CONTRACTOR upon execution of the contract to start work in accordance with the terms of Exhibit A.
- B. Make Ready. The CITY shall assist the CONTRACTOR in a mutually agreeable manner to prepare the site for the art installations to such a condition to make the site ready for work. This shall include blocking off the site to provide a safe place for work to be conducted and removal of any accumulation of debris and cleaning of the site such that it is ready for installation of the art.
- C. Reproduction Rights. The CONTRACTOR grants the CITY and its assigns, a nonexclusive irrevocable and royalty-free perpetual license to make two-dimensional reproductions of the Artwork for non-commercial purposes. All reproductions by the CITY shall contain a credit to the CONTRACTOR.
- D. Display and Repair. The CITY shall agree to display the Artwork on a temporary basis upon its satisfactory completion by the CONTRACTOR. If the Artwork becomes damaged, the CITY shall make reasonable attempts to contact the CONTRACTOR to provide an opportunity to repair or seek recommendations for repair of the Artwork.

ARTICLE IV: MODIFICATIONS

CITY or CONTRACTOR shall not make modifications in the attached Agreement or these Standard Terms and Conditions except in writing as an amendment to the agreement. Said modifications shall be agreed to by both parties, with scope of work, schedule, and compensation to be negotiated at the time the modification is proposed by either party. Modifications that do not meet these requirements shall not be binding, and no further compensation will be allowed for any work performed.

ARTICLE V: COMPENSATION

CITY agrees to pay for the services covered under this agreement as a lump sum of \$16,385. Fifty percent of the sum shall be paid upon execution of this agreement; the remaining fifty percent of the sum shall be paid upon completion and acceptance of the work by the CITY. The CONTRACTOR shall provide notice the CITY when the project is complete. The CITY shall provide written notice of acceptance of the project or provide a list of necessary requirements for completion.

ARTICLE VI: INDEMNIFICATION

The CONTRACTOR agrees to indemnify, defend, and hold harmless the CITY, its agents, officers, and employees, from and against any and all liability, claims, suits, loss, damages, costs, and expenses arising out of or resulting from the negligent or intentional acts, errors, or omissions of the CONTRACTOR, its officers, employees, or agents.

ARTICLE VIII: ASSIGNMENT

This Agreement is to be binding upon the heirs, successors, and assigns of the parties hereto and is not to be assigned by either party without first obtaining the written consent of the other. No assignment of this Agreement shall be effective until the assignee assumes in writing the obligations of the assigning party and delivers such written assumption to the other original party to this Agreement.

Use of subcontractors by the CONTRACTOR or subsidiary or affiliate Firms of the CONTRACTOR for technical or professional services shall not be considered an assignment of a portion of this Agreement, and the CONTRACTOR shall remain fully responsible for the work performed, whether such performance is by the CONTRACTOR. Nothing herein shall be construed to give any rights or benefits hereunder to anyone other than CITY and CONTRACTOR.

ARTICLE IX: INTEGRATION

These terms and conditions and the attachments represent the entire understanding of CITY and CONTRACTOR as to those matters contained herein. No prior oral or written understanding shall be of any force or effect with respect to those matters covered herein. The agreement may not be modified or altered except in writing as specified in Article IV.

ARTICLE X: SUSPENSION OF WORK

The CITY may suspend, in writing, and without cause, all or a portion of the work under this Agreement. The CONTRACTOR may request that the work be suspended by notifying the CITY, in writing, of circumstances that are interfering with the progress of work. The CONTRACTOR may suspend work on the project in the event the CITY does not pay invoices when due. The time for completion of the work shall be extended by the number of days work is suspended. In the event that the period of suspension exceeds 90 days, the terms of the Agreement are subject to renegotiation and both parties are granted the option to terminate work on the suspended portion of the project, in accordance with Article XI.

ARTICLE XI: TERMINATION OF WORK

CITY may terminate all or a portion of the work covered by this Agreement at its convenience and with or without cause. Either party may terminate work if the other party fails to substantially perform in accordance with the provisions of the Agreement. Termination of the Agreement is accomplished by written notice from the party initiating termination no less than fifteen (15) days in advance of the effective date of termination. Such notice of termination shall be delivered by certified mail with a receipt for delivery returned to the sender.

If no notice of termination is given, relationships and obligations created by this Agreement shall be terminated upon completion of all applicable requirements of this Agreement.

ARTICLE XII: FORCE MAJEURE

Neither the CITY nor the CONTRACTOR shall hold the other responsible for damages or delay in performance caused by acts of God, strikes, lockouts, accidents, or other events beyond the control of the other or the other's employees and agents.

ARTICLE XII: CONFLICT AND SEVERABILITY

In the event of any inconsistency between the terms of this Agreement and the terms listed in any additional attachments to this Agreement, the terms of this Agreement shall control. Any provision of this document found to be prohibited by law shall be ineffective to the extent of such prohibition without invalidating the remainder of the document.

ARTICLE XIV: CONSTRUCTION

The Parties acknowledge that the parties and their counsel have reviewed this Agreement and that the normal rule of construction to the effect that any ambiguities are to be resolved against the drafting Party shall not be employed in the interpretation of this Agreement or any exhibits or amendments hereto.

ARTICLE XV: NON-DISCRIMINATION/EQUAL EMPLOYMENT OPPORTUNITY

During the term of this Agreement, the CONTRACTOR agrees as follows: The CONTRACTOR will not discriminate against any employee or applicant for employment because of creed, religion, race, color, sex, marital status, sexual orientation, gender identity, political ideology, ancestry, national origin, or the presence of any sensory, mental, or physical handicap, unless based upon a bona fide occupational qualification. The CONTRACTOR will take affirmative action to ensure that applicants are employed, and that employees are treated during employment, without regard to their creed, religion, race, color, sex, sexual orientation, gender identity, national origin, or the presence of any sensory, mental, or physical handicap. Such action shall include, but not be limited to the following: employment, upgrading, demotion, or transfer, recruitment or recruitment advertising layoff or termination, rates of pay or other forms of compensation, and selection for training, including apprenticeship.

ARTICLE XVI: COURT OF JURISDICTION

The laws of the state of Arkansas shall govern the validity of this Agreement, its interpretation and performance, and other claims related to it. Venue for litigation shall be in Faulkner County, Arkansas.

CONTRACTOR:

CITY OF CONWAY, ARKANSAS

Date:

Date:

By:

By:

CONTRACTOR

Mayor

EXHIBIT A
SCOPE OF WORK

1) GENERAL PROVISIONS

- a) CONTRACTOR will design and fabricate two mural paintings consistent designs approved by the CITY, subject to all provisions and requirements of the City of Conway.
 - i) Contractor will head the project, work with, and coordinate all volunteers and subcontractors.
 - ii) Use of any subcontractors shall be approved by the CITY.
- b) CONTRACTOR shall accomplish all sign designs and all work in Exhibit B that is not designated as a task of the CITY in Exhibit A or any general article of the agreement.
- c) All signs shall be fabricated and installed by the CITY.

2) WORK PRODUCTS

- a) Preliminary designs (paper and/or digital artwork) for review and consideration by the CITY.
- b) Final sign designs and installation plan, including materials for review and approval by CITY. CITY will manage permitting process.
- c) The Art installation shall be a temporary exhibit: The City of Conway is not bound to maintain the art installations in perpetuity.

3) SCHEDULE

- a) CONTRACTOR is responsible for work to be completed no later than June 30th, 2023. Based on approval by the CITY with submitted drawings.

4) COMPENSATION

- a) The CONTRACTOR shall be the recipient of the lump sum of \$16,385.00 public art grant which she shall be solely responsible to administer, in increments, to each individual Contractor.

EXHIBIT B
INSTALLATION PROPOSAL



Conway Public Poetry Project Installation Proposal 2022/23



Project Overview:

During National Poetry Month (April 2022), local nonprofit Blackbird Arts Collective launched the Conway Public Poetry Project. Over fifty original submissions were received from city residents. A committee comprised of members from Blackbird Arts Collective, Conway Public Art Committee, Hendrix College, and the Creative Institute of Central Arkansas chose twelve poems for installation around the City of Conway.

The following is a proposal for semi-permanent (approximately 5 years) installation locations and formats. This has been approved by the Conway Public Poetry Project committee, as well as the Conway Public Art Committee.

Estimated Project Costs

Budget Line Item	Details	Cost
Mural #1	CJHS location	\$6,000
Mural #2	Ida Burns location	\$7,600
Sign installations	For eight (8) installation sites	\$450
Framed poem installations	For two (2) installation sites	\$300
Installation graphic designs	Includes sign designs for eight (8) locations, as well as a poetry location brochure/booklet, and printing for 300 copies.	\$1,175
Public unveiling event	Includes event advertising, details, and printing.	\$500
Poet award framed certificates	For 12 poets	\$360
TOTAL		\$16,385

Poem	Location	Installation Details
<p>Splash of azaleas In watercolor pinkness Bees flit in and sup</p> <p>- a haiku</p>	<p>Behind the Faulkner County Library by the community garden.</p> 	<p>Printed metal sign installed along with three azalea bushes.</p>
<p>Downtown</p> <p>To be seen is to be held. Behold the one in your view. Take it slow. Mind your pace. Study the light on their face. Their reflection is of you.</p>	<p>In the plaza outside the Chamber of Commerce.</p> 	<p>Printed metal sign installed.</p>

It's okay if you aren't okay
It's okay if you break
It's okay if you aren't yourself all the time
It's okay to be yourself
It's not okay if you give up
It's not okay to wave the white flag
It's okay to live the life you have always wanted
It's okay

Crosswalk by Conway Jr. High School at the Mitchell and Prince intersection, also utilizing the sidewalk corner by the gym.



Original mural installation to include:

- Design
- Installation
- Primer
- Paint
- Sealant
- Mural Shield

Smile
Happy, Beautiful
Brightening, Delighting, Thrilling
Semi-circle, Teeth, Upside-down, Mouth
Depressing, Alarming, Distressing Sad,
Lonesome
Frown



(Age 9)

Sidewalk in front of Ida Burns Elementary School, continuing across the crosswalk at Donaghey and Lee.



Original mural installation to include:

- Design
- Installation
- Primer
- Paint
- Sealant
- Mural Shield

<p>Bouncing Blooms</p> <p>Bloomin' bougainvillea The letters bounce atop my tongue What a fun phrase to say Bloomin' bougainvillea On my lips the sounds have hung I could say it all the day Bloomin' bougainvillea Like a song that should be sung It's in my mouth to stay Bloomin' bougainvillea</p>	<p>Out front at the McGhee Center. Will stay outside during warm months and rolled inside the lobby during the winter.</p> 	<p>Printed metal sign to be included along with a bougainvillea plant in a large planter with rolling plant stand.</p> <p>Inside a potted bougainvillea plant (the McGhee Center could put in lobby)</p> <p>Pot \$100 5 gallon Plant \$100 Soil \$20 rolling plant stand \$30 Graphic Design \$50</p>
<p>Early Morning Dog Walk</p> <p>Deep in the woods, The wispy morning mist that covers both ugliness and beauty, sluggishly rises, leaving wetness dropping like tears from overhanging branches, leaving elegant fragile webs decorating tall, winter-dead stalks, leaving my dogs, shiver-shaking dampness from their thick, wavy fur.</p>	<p>In Gatling Park</p> 	<p>Printed metal sign installed.</p>

The Tree

There once was a tree,
That all could see;

Where birds would sit and sing a sweet
song,
As they sat on its branches so long;

But one day a guy called timber,
And that tree bent to the ground so limber;

Now it's just a bump,
Nice for a sitting stump;

In the Conway Dog Park beside a stump.



Printed metal sign installed.


deep in admiration


Surrounded by trees,
with the fullness of your chest,
inhale, and be loved.

Along the Stone Dam Trail by the UCA nature area.



Printed metal sign installed.

<p><u>Fairytale Fishin'</u></p> <p>No buckets, no boats, And no carrying large totes, Just Grandpa and me.</p> <p>A pole in each hand Grasshoppers by the pond bank. Gramps catches our bait.</p> <p>A nibble, a tug. Feel the line, ignore the bug Wait-then jerk the hook</p> <p>A flip-flopping, splash, reeling in a big fat bass.</p>	<p>At the pond by the baseball fields.</p> 	<p>Printed metal sign installed.</p>
<p>DANCER</p> <p>I dreamed I was a dancer, lithe and graceful, strong and fleet. The clouds were flames of red beneath my hot, staccato feet. The music of the spheres empowered every spin and leap; And I was truly me – the dancer – only in my sleep.</p>	<p>Inside the UCA Reynolds Performance Hall lobby.</p>	<p>The piece will be printed, matted, and framed.</p>

<p>The Scarlet Ibis</p> <p>Ruby chest Struggle to fly Bleeding heart Dying breath Up off the ground Triumph unspoken Little boy grown Soon to be broken</p> <p>(Age 14)</p>	<p>Tucker Creek Trail between Country Club and Hogan</p> 	<p>Printed metal sign installed.</p>
<p>Galactic Love</p> <p>We lived like planets, We passed close by, A whisper of connection and closeness, Before our orbit pulled us on our way again.</p>	<p>In the UCA planetarium lobby.</p>	<p>The piece will be printed, matted, and framed.</p>



**City of Conway, Arkansas
Ordinance No. O-22- _____**

AN ORDINANCE ACCEPTING AND APPROPRIATING DONATION FUNDS FOR THE CONWAY TREE BOARD FOR ARBOR DAY; AND FOR OTHER PURPOSES

Whereas, donations in the amount of \$190.00 have been received in support of the Conway Tree Board.

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

Section 1: The City of Conway, Arkansas, shall accept donation funds in the amount of \$190.00 and appropriate said funds from Donation Account (260-000-4705) to the Tree Board Expense Account (260-000-5430).

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

PASSED this 13th day of December, 2022.

Approved:

Mayor Bart Castleberry

Attest:

**Michael O. Garrett
City Clerk/Treasurer**



City of Conway, Arkansas
Ordinance No. O-22-___

AN ORDINANCE GRANTING A FRANCHISE TO BRICK AND FORGE TO UTILIZE SPECIFIC STREET RIGHTS OF WAY ON THE WEST SIDE OF COURT STREET IN BLOCK 5, ROBINSON'S PLAN TO THE CITY OF CONWAY; DECLARING AN EMERGENCY AND FOR OTHER PURPOSES:

Whereas, Brick and Forge desires to be able to accommodate guests by providing an adequate outdoor waiting / dining area, and

Whereas, an entry to Brick and Forge on Lot 11 of Block 5 of Robinson's Plan abuts street right-of-way on Court Street, and

Whereas, the City of Conway wishes to encourage the protection and enhancement of the City's appearance, identity, and economic vitality and the preservation and enhancement of the general quality of life of residents and visitors:

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

Section 1: That a franchise is hereby granted from the City of Conway, Arkansas, to the Alliance Investment Group, LLC of Conway, Arkansas being the owner of Lot 13 and Part of Lots 11-12, Block 5, of Robinson's Plan and its current occupant only, who is Brick and Forge, for the placement of an outdoor dining area on public rights-of-way on the west side of Court Street adjacent to Lot 11, Block 5, of the Robinson's Plan to the City of Conway, Arkansas. Said franchise shall expire upon transfer of ownership or lease, at which time any new owner or leaseholder shall apply for a franchise with the City of Conway.

Section 2: That the franchise shall be granted for those areas of the sidewalk along Court Street abutting Lot 11 of Block 5 of Robinson's Plan which are south of the existing electrical transformer. An area for pedestrian use, at least 5 feet wide, shall be maintained in a consistent with the American Disabilities Act to allow use of sidewalk by the public for passage.

Section 3: That all items permitted by this franchise shall be constructed, erected, maintained, repaired and operated in a strict compliance with all City codes, ordinances, and regulations for the life of the franchise and shall be approved as to its design by the City Engineer and Planning and Development Director. In addition, owner is responsible for sidewalk maintenance directly in front of the building for the life of the franchise, including any repair to sidewalk upon the structure's removal.

Section 4: That the City of Conway assumes no maintenance responsibility for the permitted furniture or structures. The City shall not be responsible for damage to or loss of anything placed in the space covered under this franchise, including by City, utility crews or contractors while performing work in the public rights-of-way or easements. The City assumes no liability for personal injury or property damage as a result of the placement of the permitted furniture or structures, and the applicant shall indemnify and hold the City and its employees, agents, and officials harmless from actions, claims, costs, damages, and expenses to which the City may be subjected to arising out of the placement of the permitted furniture or structures or any activity occurring in the public rights-of-way which may occur as a result of granting this franchise.

Section 5: That upon notice from City, the franchisee shall remove the permitted items from the public rights-of-way or easements at its own expense for any public improvement project or if the situation becomes a public nuisance as determined by the City.

Section 6: That all ordinances or parts of ordinances in conflict with this ordinance are hereby repealed to the extent of the conflict.

Section 7: That 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 13th day of December, 2022.

Approved:

Mayor Bart Castleberry

Attest:

Michael O. Garrett
City Clerk/Treasurer

Visual Example of Construction





**City of Conway, Arkansas
Ordinance No. O-22-__**

AN ORDINANCE OF THE CITY COUNCIL REPEALING O-15-96 AND CREATING A PUBLIC ART ADVISORY COMMITTEE.

Whereas, the City acknowledges the role of art in providing citizens with a quality of environment, cultural enrichment and a shared symbol of community in Conway; and

Whereas, public art is a partnership between a design team and the community to bring something to the city that will enhance public space, and ranges from murals and sculptures to decorated functional objects, and

Whereas, public art is meant to foster a dialogue throughout a community that asks its citizens to evaluate and define their collective identity, and

Whereas, public art is art meant for public contemplation and should be easily accessible by the community; and

Whereas, public art will help provide the citizens of Conway with a quality of living environment and help to promote their cultural heritage, and

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

Section 1: Ordinance No. O-15-96 is hereby repealed in its entirety.

Section 2: Public Art:

Public art is art made for public view accessible to the community and is found in and on public facilities and spaces such as parks, rights-of-way, community facilities, and government buildings and/or on such private facilities and spaces such as can be secured for the public benefit.

Section 3: The Public Art Advisory Committee:

- A. The Public Art Advisory Committee is established and shall be composed of five (5) members. These members shall include:
 1. Three (3) members with expertise or experience in the field of art, either an art historian, gallery director, arts professor or instructor or other arts professional.
 2. Two (2) members of the community at large.
- B. Members shall serve two (2) year terms and any subsequent terms shall require reappointment by the Mayor and confirmation by the City Council.
- C. The Mayor may reappoint an existing member for two (2) additional terms. No subsequent reappointment may be made without a break in service of at least two (2) years.
- D. All terms shall begin on January 1 and end on December 31 of the designated appointment term.

- E. Members shall be appointed by the Mayor with approval by City Council.
- F. The Public Art Advisory Committee shall be staffed by the Public Art Manager or their designee from the Planning and Development Department who shall manage all administration of the Public Art Program. The Office of the Mayor shall manage all financial records of the committee. Staff shall be responsible for convening all meetings of the Public Art Advisory Committee and setting the agendas for all meetings. No meeting shall be called or convened except by staff.
- G. The three (3) existing members of the Public Art Committee with terms expiring on January 31st, 2025, shall be made members of the Public Art Advisory Committee with terms expiring on December 31st, 2024.

Section 4: The Responsibilities of the Public Art Committee are as follows:

- A. Recommend adoption of the Public Art Master Plan and proposed policy to support the Public Art Program.
- B. Support staff in appointing review panel members and develop procedures to commission artwork.
- C. Support staff in establishing criteria and eligibility standards for applicants of projects.
- D. Support staff in establishing criteria for awarding projects.
- E. Support staff in evaluating proposed donations of public art.
- F. Support staff in evaluating removal of artwork from public display.
- G. Act principally in an advisory capacity to Conway staff in any matter pertaining to public art.
- H. Aid in providing input and feedback in the development of the Annual Work Plan.

Section 5: Responsibility of the City

- A. Prepare and provide final approval by the City Council of the Public Art Program update and yearly appropriations for public art as part of the annual budget process.
- B. Maintain all records of the Public Art Advisory Committee.
- C. Management of all contracts and or agreements with any artists or art consultants.
- D. Coordinate with Public Art Advisory Committee to ascertain advice on any matter pertaining to public art, including: preparing and presenting the public art update to the City Council; artist selection juries and process; commission and placement of artworks; and public art programming.
- E. Provision of funds for public art projects, including revenue dedications, grant applications, and gift acceptance.
- F. Approval and oversight of all financial transactions as required by normal city operational procedures.

Updated this 13th day of December, 2022.

Approved:

Attest:

Mayor Bart Castleberry

Michael O. Garrett
City Clerk/Treasurer



City of Conway, Arkansas
Ordinance No. _____

AN ORDINANCE AMENDING ORDINANCE NO. O-19-85 GOVERNING THE CONSTRUCTION, INSTALLATION, MAINTENANCE, AND REMOVAL OF SMALL WIRELESS COMMUNICATION FACILITIES IN THE RIGHT-OF-WAY IN COMPLIANCE WITH CERTAIN ORDERS OF THE FCC AND ACT 999 OF 2019; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

Whereas, pursuant to Arkansas law, the City Council of Conway, Arkansas (“City”) is authorized to adopt regulations by reference (Ark. Code Ann. §14-55-207); and

Whereas, certain Wireless Service Providers are occupying public rights-of-way owned, held in trust, and maintained by the City, in order to install and maintain small wireless communication facilities that will enhance data connectivity through wireless communication services; and

Whereas, the City recognizes the economic and social value of data connectivity and desires to encourage wireless infrastructure investment by providing a fair and predictable process for the deployment of small wireless communication facilities within the public rights-of-way in a manner that is: (1) safe; (2) compatible with and complementary to the provision of services by the City and others lawfully using the rights-of-way; and (3) consistent with the aesthetic standards of the City; and

Whereas, on or about August 14, 2018, the City adopted Ordinance No. O-18-80 establishing regulations to govern the installation, maintenance, and removal of small wireless facilities in the right-of-way; and

Whereas, in August and September of 2018, the Federal Communication Commission (“FCC”) issued orders dramatically restricting the authority of local governments to regulate small wireless facilities in the right-of-way (“small cell orders”); and

Whereas, the City has disputed, and continues to dispute the authority of the FCC regarding the small cell orders but intends to adhere to the orders until such time that the orders may be vacated or amended; and

Whereas, the Arkansas legislature recently adopted Act 999 of 1999 that restricted the authority of local government to regulate small wireless facilities, including many of the restrictions imposed by the FCC’s small cell order; and

Whereas, on or about August 30, 2019, the City adopted Ordinance No. O-19-85 establishing regulations to improve the procedures used to receive and evaluate small wireless facilities in accordance with the law.

Whereas, the City seeks to amend Ordinance No. O-19-85 to create design standards and an aesthetic corridor to provide consistency in the procedural and aesthetic standards of small wireless facilities throughout the City.

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

Section 1: That the Small Wireless Communication Facility Regulation of the City Conway, attached as Exhibit “A” to Ordinance No. O-19-85 is hereby replaced in its entirety with the revised **Small Wireless Communication Facility Regulation of the City of Conway**, attached as Exhibit “A” to this ordinance and

incorporated herein by reference. Small wireless facility designs that previously received aesthetic approval from the City shall continue to be authorized and may be administratively added to Appendix B in the attached regulation.

Section 2: That three (3) copies of this ordinance shall be filed with the Office of the City Clerk and on the City web site for inspection and view by the public prior to adoption.

Section 3: That all ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.

Section 4: That the provisions of this Ordinance are hereby declared to be severable, and if any section, phrase or provision shall be declared or held invalid, such invalidity shall not affect the remainder of the sections, phrases or provisions.

Section 5: That any person who violates this ordinance shall be subject to a fine of no less than \$100 nor more than \$1,000 per offense, except that when an offense is, in its nature, continuous in respect to time, the person in violation shall be subject to a fine of no less than \$50 nor more than \$500 per day.

Section 6: It is hereby found and determined that improved data connectivity would improve the Conway economy and enhance the ability of Conway citizens to share information and that adoption of a new regulation governing the installation, maintenance, and removal of small wireless communication facilities in the City's rights-of-way is necessary to achieve these benefits in a manner that is consistent with broad City interests including the proper and orderly growth of the City of Conway, Arkansas, and being necessary for the immediate preservation of the public health, safety and welfare; THEREFORE, 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 13th day of December, 2022.

Approved:

Mayor Bart Castleberry

Attest:

Michael O. Garrett
City Clerk/Treasurer



City of Conway, Arkansas
Ordinance No. O-22-___

AN ORDINANCE ACCEPTING THE ANNEXATION OF CERTAIN LANDS COMPRISED OF ±32.24 ACRES LOCATED SOUTH OF EMPY TRAIL AND ORCHARD HILL PHASE 2, TO THE CITY OF CONWAY:

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

Section 1: That the City of Conway, Arkansas, hereby accepts the hereinafter described territory, including all adjacent and abutting rights-of-way, annexed to said City by order of the County Court of Faulkner County, Arkansas heretofore entered on **November 7, 2022**, and said territory being situated in Faulkner County, Arkansas, shall be a part of the City of Conway and shall be zoned **R-1**. Legal description as follows:

BEING A PART OF THE S ½ NE ¼, A PART OF THE NW ¼ SE ¼, AND PART OF THE SE ¼ SW ¼, ALL IN SECTION 3, T-4-N, R-14-W, FAULKNER COUNTY, ARKANSAS; MORE PARTICULARLY DESCRIBED AS: COMMENCING AT THE SW CORNER OF SAID S ½ NE ¼; SAID POINT BEING THE POINT OF BEGINNING; THENCE ALONG THE WEST LINE OF SAID S ½ NE ¼, N01°45'29"E 699.96 FEET TO THE SW CORNER OF LOT 10, ORCHARD HILL SUBDIVISION PHASE 2; THENCE LEAVING SAID WEST LINE, ALONG THE SOUTH LINE OF ORCHARD HILL SUBDIVISION PHASE 2, S88°09'05"E 310.02 FEET; THENCE N01°50'55"E 108.61 FEET TO THE SW CORNER OF LOT 11, ORCHARD HILL SUBDIVISION PHASE 2; THENCE S64°10'33"E 458.83 FEET TO THE SW CORNER OF LOT 14, ORCHARD HILL SUBDIVISION PHASE 2; THENCE S82°27'33"E 149.73 FEET TO THE SW CORNER OF LOT 15, ORCHARD HILL SUBDIVISION PHASE 2; THENCE S89°22'22"E 507.23 FEET TO THE SE CORNER OF LOT 17, ORCHARD HILL SUBDIVISION PHASE 2; THENCE S12°45'35"W 132.09 FEET; THENCE S70°29'44"E 60.42 FEET TO THE SW CORNER OF LOT 21, ORCHARD HILL SUBDIVISION PHASE 2; THENCE LEAVING SAID SOUTH LINE, ALONG A CURVE TO THE RIGHT WITH AN ARC LENGTH OF 79.43 FEET, A RADIUS OF 77.82 FEET, A CHORD BEARING OF S41°59'57"W, A CHORD LENGTH OF 76.02 FEET; THENCE S71°14'18"W 145.89 FEET; THENCE S13°30'04"E 250.00 FEET; THENCE S17°22'28"W 126.56 FEET; THENCE S52°10'10"W 261.61 FEET; THENCE S78°50'15"W 217.02 FEET; THENCE S81°43'16"W 180.58 FEET; THENCE N85°16'36"W 196.26 FEET; THENCE S50°16'54"W 331.29 FEET; THENCE N88°09'05"W 594.32 FEET; THENCE N01°50'55"E 200.00 FEET; THENCE N88°09'05"W 84.78 FEET; THENCE N01°50'55"E 266.22 FEET TO THE NORTH LINE OF SAID NE ¼ SW ¼; THENCE ALONG SAID NORTH LINE S87°21'56"E 450.04 FEET TO THE POINT OF BEGINNING, CONTAINING 32.24 ACRES, MORE OR LESS.

And that the above described lands and territory be, and the same hereby are, declared to be a part of the City of Conway, Faulkner County, Arkansas.

Section 2: From and after this date, all inhabitants residing within and upon the hereinabove described lands and territory shall have and enjoy all the rights and privileges of,

and be subject to all the laws, rules, ordinances, limitations and regulations imposed upon the inhabitants within the original limits of said City of Conway, Arkansas, and for voting purposes, said lands are hereby assigned to and designated as part of **Ward 4** of the City of Conway, Arkansas.

Section 3: It is hereby declared the annexed land shall be provided the following services immediately upon the effective date of this annexation: police protection; fire protection; maintenance of any publicly dedicated streets within the property; and the opportunity to connect to potable water, electric, and telecommunications services provided by Conway Corporation at the expense of the property owner.

PASSED this 13th day of December, 2022.

Approved:

Mayor Bart Castleberry


Attest:

Michael O. Garrett
City Clerk/Treasurer

FILED

NOV 07 2022

MARGARET DARTER
FAULKNER COUNTY CLERK

BY  DC

IN THE COUNTY COURT OF FAULKNER COUNTY, ARKANSAS

Frank Shaw, Petitioner

CC-22-16

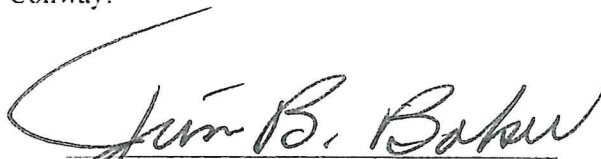
ORDER

Comes now before the Court the above-styled case. and after having been presented the facts and circumstances, and having considered the relevant laws, this Court finds and orders the following:

1. A petition of annexation was filed October 13, 2022. An amended petition of annexation was filed November 1, 2022.
2. All appropriate signatures were affixed to the Petition, as required by A.C.A. 14-40-609.
3. The proposed site to be annexed was adequately described and further displayed a map of the proposed site.
4. The appropriate documentation was provided under A.C.A. 14-40-609.
5. Based on the above premises, the Petitioner's prayer is right and proper.

WHEREFORE, this Court finds that the area described in Exhibit A should be, and hereby is, released for annexation into the City of Conway:

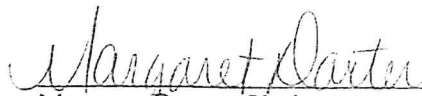
IT IS SO ORDERED.




HON. JIM B. BAKER
Faulkner County Judge

Dated Nov. 7th, 2022

We verify that the above referenced Petition complies with A.C.A. 14-40-609.


Margaret Darter, Clerk


Krissy Lewis, Assessor

APPLICATION REQUESTING ANNEXATION

Conway Planning Commission • City of Conway, Arkansas

Frank Shaw

name of applicant

hereby petitions the City of Conway, Arkansas for annexation

of the following lands into the City of Conway.

[enter legal description]

Being a part of the S 1/2 NE 1/4, a part of the NW 1/4 SE 1/4, and part of the SE 1/4 SW 1/4, all in Section 3, T-4-N, R-14-W, Faulkner County, Arkansas; more particularly described as: Commencing at the SW corner of said S 1/2 NE 1/4; said point being the Point of Beginning; thence along the West line of said S 1/2 NE 1/4, N01°45'29"E 699.96 feet to the SW corner of Lot 10, Orchard Hill Subdivision Phase 2; thence leaving said West line, along the South line of Orchard Hill Subdivision Phase 2, S88°09'05"E 310.02 feet; thence N01°50'55"E 108.61 feet to the SW corner of Lot 11, Orchard Hill Subdivision Phase 2; thence S64°10'33"E 458.83 feet to the SW corner of Lot 14, Orchard Hill Subdivision Phase 2; thence S82°27'33"E 149.73 feet to the SW corner of Lot 15, Orchard Hill Subdivision Phase 2; thence S89°22'22"E 507.23 feet to the SE corner of Lot 17, Orchard Hill Subdivision Phase 2; thence S12°45'35"W 132.09 feet; thence S70°29'44"E 60.42 feet to the SW corner of Lot 21, Orchard Hill Subdivision Phase 2; thence leaving said South line, along a curve to the right with an arc length of 79.43 feet, a radius of 77.82 feet, a chord bearing of S41°59'57"W, a chord length of 76.02 feet; thence S71°14'18"W 145.89 feet; thence S13°30'04"E 250.00 feet; thence S17°22'28"W 126.56 feet; thence S52°10'10"W 261.61 feet; thence S78°50'15"W 217.02 feet; thence S81°43'16"W 180.58 feet; thence N85°16'36"W 196.26 feet; thence S50°16'54"W 331.29 feet; thence N88°09'05"W 594.32 feet; thence N01°50'55"E 200.00 feet; thence N88°09'05"W 84.78 feet; thence N01°50'55"E 266.22 feet to the North line of said NE 1/4 SW 1/4; thence along said North line S87°21'56"E 450.04 feet to the Point of Beginning, containing 32.24 acres, more or less.

and requests the property to be zoned R1 upon annexation.
desired zoning classification

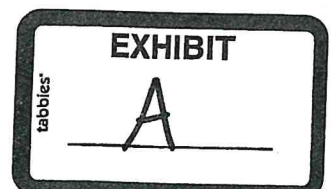
All petitioners must sign

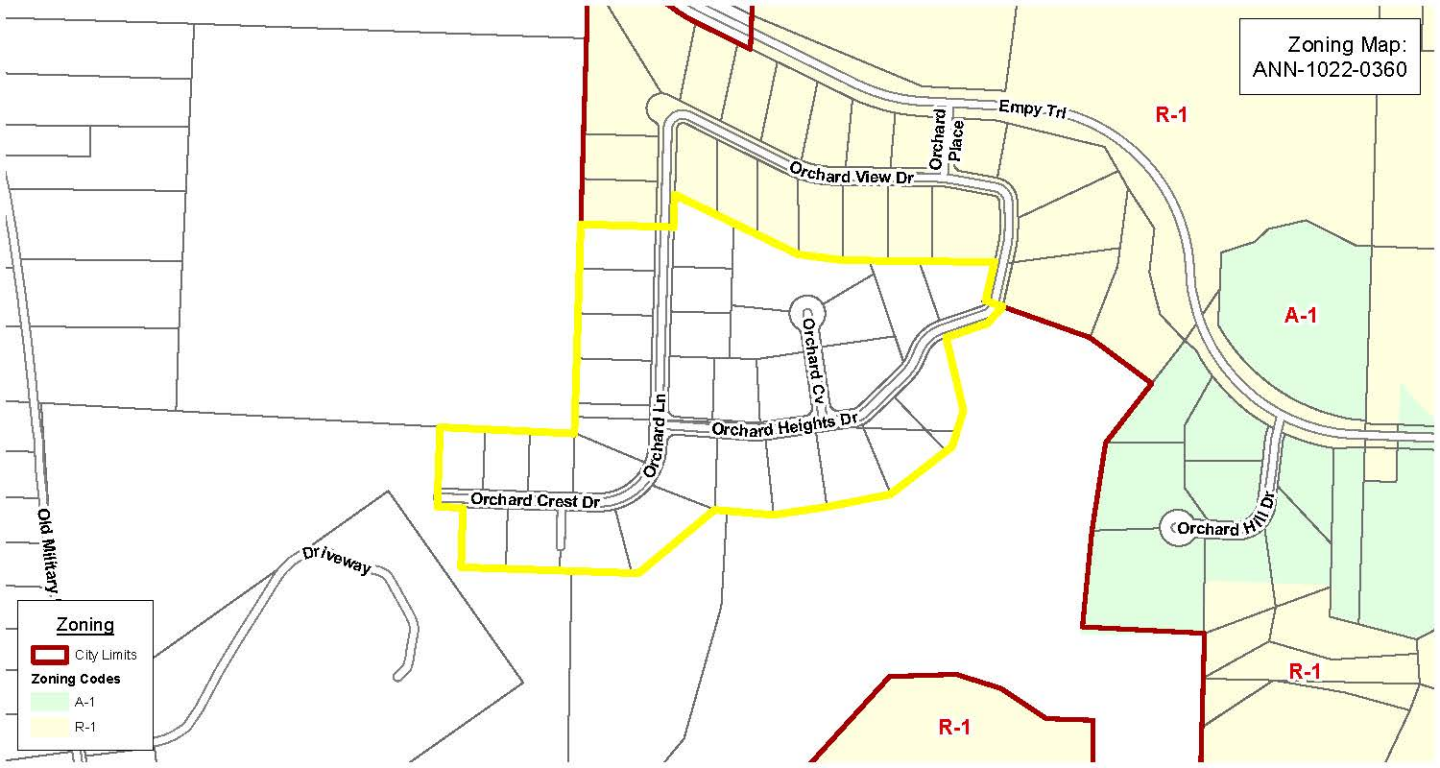
Name Frank Shaw

Address P.O. Box 10943




City, State, Zip Conway, AR 72034

Signature *Frank Shaw*





Zoning

-  City Limits
- Zoning Codes**
-  A-1
-  R-1

R-1

A-1

R-1

R-1

Old Military

Driveway

Empy Trl

Orchard Place

Orchard View Dr

Orchard Cv

Orchard Heights Dr

Orchard Crest Dr

Orchard Ln

Orchard Hill Dr



City of Conway, Arkansas
Ordinance No. O-22- _____

AN ORDINANCE AMENDING SECTIONS 201.1 AND 201.3 OF THE CONWAY ZONING CODE TO REZONE PROPERTY LOCATED AT THE NORTHWEST CORNER OF THE INTERSECTION OF DAVE WARD DRIVE AND S COUNTRY CLUB ROAD FROM O-1 TO C-2:

Whereas, in accordance Arkansas Code Annotated § 14-56-416 has adopted a Zoning Code and Arkansas Code Annotated § 14-56-423 provides for the amendment of such regulations; and

Whereas, Proper public notice was given, and the Conway Planning Commission held a duly authorized public hearing on **November 21st, 2022**, and adopted the amendments.

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 **O-1** symbols and indications as shown on the Zoning District Boundary Map in an area described as follows:

PART OF THE S1/2 NW 1/4 OF SECTION 15, T-5-N, R-14-W, FAULKNER COUNTY, ARKANSAS MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NE COMER OF SAID S1/2 NW 1/4; THENCE N88°07'07"W 1260.00 FEET; THENCE S01 °49'46"W 839.42 FEET TO A FOUND 3/8" RE BAR; THENCE S88°07'11"E 665.96 FEET TO A SET 1/2" RE BAR (APLS #1243), SAID POINT BEING THE POINT OF BEGINNING; THENCE S88°07'11"E 563.74 FEET TO A FOUND CAGIS MONUMENT #1029-06 ON THE WEST RIGHT OF WAY OF COUNTRY CLUB LANE; THENCE ALONG SAID RIGHT OF WAY, S01 °50'24"W 310.88 FEET TO A FOUND 2" ALUMINUM RIGHT OF WAY MONUMENT; THENCE CONTINUING ALONG SAID RIGHT OF WAY, N88°40'33"W 9.85 FEET TO A FOUND 2" ALUMINUM RIGHT OF WAY MONUMENT; THENCE S01 °25'07"W 80.00 FEET TO A FOUND 2" ALUMINUM RIGHT OF WAY MONUMENT, SAID POINT LYING ON THE NORTH RIGHT OF WAY OF DAVE WARD DRIVE; THENCE LEAVING THE WEST RIGHT OF WAY OF COUNTRY CLUB LANE, ALONG THE NORTH RIGHT OF WAY OF DAVE WARD DRIVE, S54°16'42"W 49.67 FEET TO A FOUND 2" ALUMINUM RIGHT OF WAY MONUMENT; THENCE CONTINUING ALONG SAID RIGHT OF WAY, S88°09'19"W 225.37 FEET TO A 2" ALUMINUM RIGHT OF WAY; THENCE N88°22'14"W 292.25 FEET TO A SET 1/2" REBAR (APLS #1243); THENCE LEAVING SAID RIGHT OF WAY, N02°06'35"E 437.20 FEET TO THE POINT OF BEGINNING, CONTAINING 5.56 ACRES MORE OR LESS.

SUBJECT TO ALL ROADWAYS, EASEMENTS AND RESERVATIONS THAT ARE OF RECORD OR PHYSICALLY IN PLACE.

and

PART OF THE SOUTHEAST QUARTER (SE 1/4) OF THE NORTHWEST QUARTER (NW 1/4) OF SECTION FIFTEEN (15), TOWNSHIP FIVE (5) NORTH, RANGE FOURTEEN (14) WEST OF

THE FIFTH PRINCIPAL MERIDIAN, CONWAY, FAULKNER COUNTY, ARKANSAS, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF THE S 1/2 OF THE NW 1/4 OF SAID SECTION 15; THENCE N88°07'37"W A DISTANCE OF 1260.00 FEET; THENCE S01°49'16"W A DISTANCE OF 839.25 FEET; THENCE S88°07'41"E A DISTANCE OF 665.96 FEET TO THE POINT OF BEGINNING, SAID POINT BEING A FOUND IRON PIN WITH CAP "PLS 1156"; THENCE S02°06'05"W A DISTANCE OF 437.38 FEET TO A POINT ON THE NORTHERLY RIGHT-OF-WAY OF ARKANSAS HIGHWAY 60; THENCE ALONG SAID NORTHERLY RIGHT-OF-WAY LINE N88°22'44"W A DISTANCE OF 50.00 FEET; THENCE LEAVING SAID NORTHERLY RIGHT-OF-WAY LINE N02°06'05"E A DISTANCE OF 437.59 FEET; THENCE S88°07'41"E A DISTANCE OF 50.00 FEET TO THE POINT OF BEGINNING, CONTAINING 0.50 ACRES (21,874 SQUARE FEET).

to those of **C-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 13th day December, 2022.

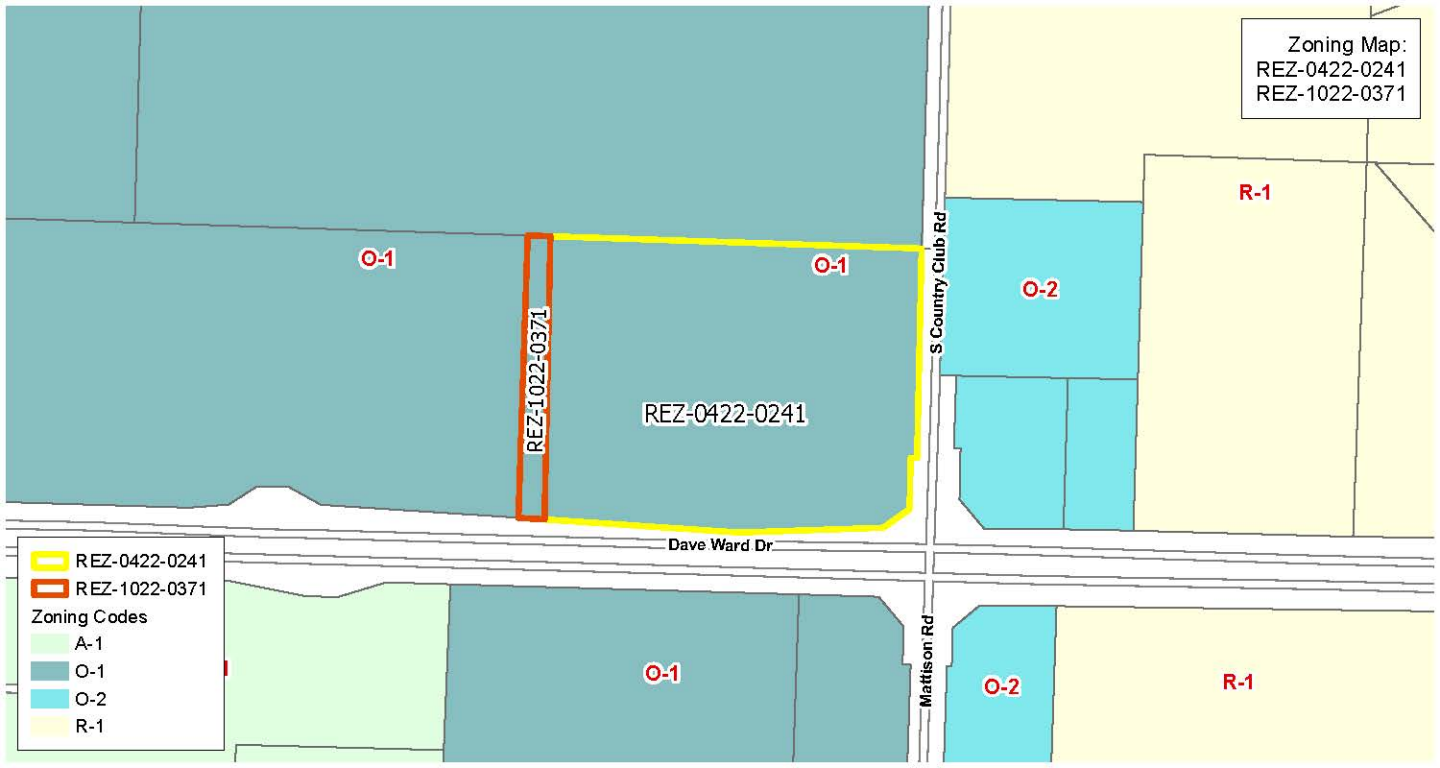
Approved:

Mayor Bart Castleberry

Attest:

Michael O. Garrett
City Clerk/Treasurer

Zoning Map:
REZ-0422-0241
REZ-1022-0371



REZ-0422-0241

REZ-1022-0371

Zoning Codes

- A-1
- O-1
- O-2
- R-1

O-1

O-1

REZ-0422-0241

REZ-1022-0371

Dave Ward Dr.

S Country Club Rd

Mattison Rd

O-2

R-1

O-1

O-2

R-1



**City of Conway, Arkansas
Ordinance No. O-22- _____**

AN ORDINANCE AMENDING THE CONWAY ZONING DISTRICT BOUNDARY MAP REFERENCED IN SECTIONS 201.1 AND 201.3 OF THE CONWAY ZONING CODE TO REZONE PROPERTY LOCATED WEST OF S COUNTRY CLUB ROAD AND NORTH OF DAVE WARD DRIVE, INCLUDING 633 S COUNTRY CLUB ROAD, FROM O-1 TO S-1:

Whereas, in accordance Arkansas Code Annotated § 14-56-416 has adopted a Zoning Code and Arkansas Code Annotated § 14-56-423 provides for the amendment of such regulations; and

Whereas, Proper public notice was given, and the Conway Planning Commission held a duly authorized public hearing on **November 21st, 2022**, and adopted the amendments.

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 **O-1** symbols and indications as shown on the Zoning District Boundary Map in an area described as follows:

PART OF THE SOUTH HALF OF THE NORTHWEST QUARTER OF SECTION 15, TOWNSHIP 05 NORTH, RANGE 14 WEST OF THE 5TH PRINCIPLE MERIDIAN, FAULKNER COUNTY, ARKANSAS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SAID SOUTH HALF OF THE NORTHWEST QUARTER; THENCE S01°45'55"W ALONG THE EAST LINE OF SAID NORTHWEST QUARTER 420.25 FEET; THENCE LEAVING SAID EAST LINE N88°05'44"W 30.00 FEET TO A 1/2" REBAR FOUND ON THE WEST RIGHT-OF-WAY OF COUNTRY CLUB ROAD; THENCE S01°45'51"W ALONG SAID WEST RIGHT-OF-WAY LINE 419.85 FEET TO A FOUND CAGIS MONUMENT #1029-06; THENCE, LEAVING SAID WEST RIGHT-OF-WAY, N88°06'33"W 1230.22 FEET TO A 1/2" REBAR; THENCE N88°07'00"W, PASSING THROUGH A 1/2" PIPE AT 692.15 FEET FOR A TOTAL DISTANCE OF 722.04 FEET TO A POINT IN DIANE LANE; THENCE N02°07'18"E 187.00 FEET; THENCE S88°06'37"E, PASSING THROUGH A 1/4" REBAR AT 25.04 FEET, FOR A TOTAL DISTANCE OF 208.87 FEET TO A 1/4" REBAR; THENCE N02°06'23"E 208.72 FEET TO A 1/4" REBAR; THENCE N88°05'28"W, PASSING THROUGH A 1/4" REBAR AT 183.86 FEET, FOR A TOTAL DISTANCE OF 208.81 FEET; THENCE N02°07'18"E 443.95 FEET TO A 1" PIPE ON THE NORTH LINE OF SAID SOUTH HALF OF THE NORTHWEST QUARTER; THENCE ALONG SAID NORTH LINE S88°08'38"E 717.10 FEET TO A 1/2" PIPE; THENCE LEAVING SAID NORTH LINE S01°47'06"W 30.00 FEET TO A 5/8" REBAR WITH CAP 1784 SET ON THE SOUTH LINE OF A 30 FOOT WIDE STREET DEDICATION TO THE CITY OF CONWAY AS RECORDED IN DOCUMENT #2005-15132; THENCE ALONG THE SOUTH LINE OF SAID STREET DEDICATION S88°06'01"E 630.14 FEET TO A 1/2" REBAR WITH CAP 1379; THENCE LEAVING THE SOUTH LINE OF SAID STREET DEDICATION N01°39'01"E 30.34 FEET TO A 1/2" REBAR FOUND ON THE NORTH LINE OF SAID SOUTH HALF OF THE NORTHWEST QUARTER; THENCE S88°05'23"E ALONG SAID EAST LINE 629.85 FEET, RETURNING TO THE

POINT OF BEGINNING, CONTAINING 36.45 ACRES, MORE OR LESS. LESS AND EXCEPT ALL RIGHT-OF-WAYS OF RECORD OR FACT. to those of **S-1**, 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 13th day December, 2022.

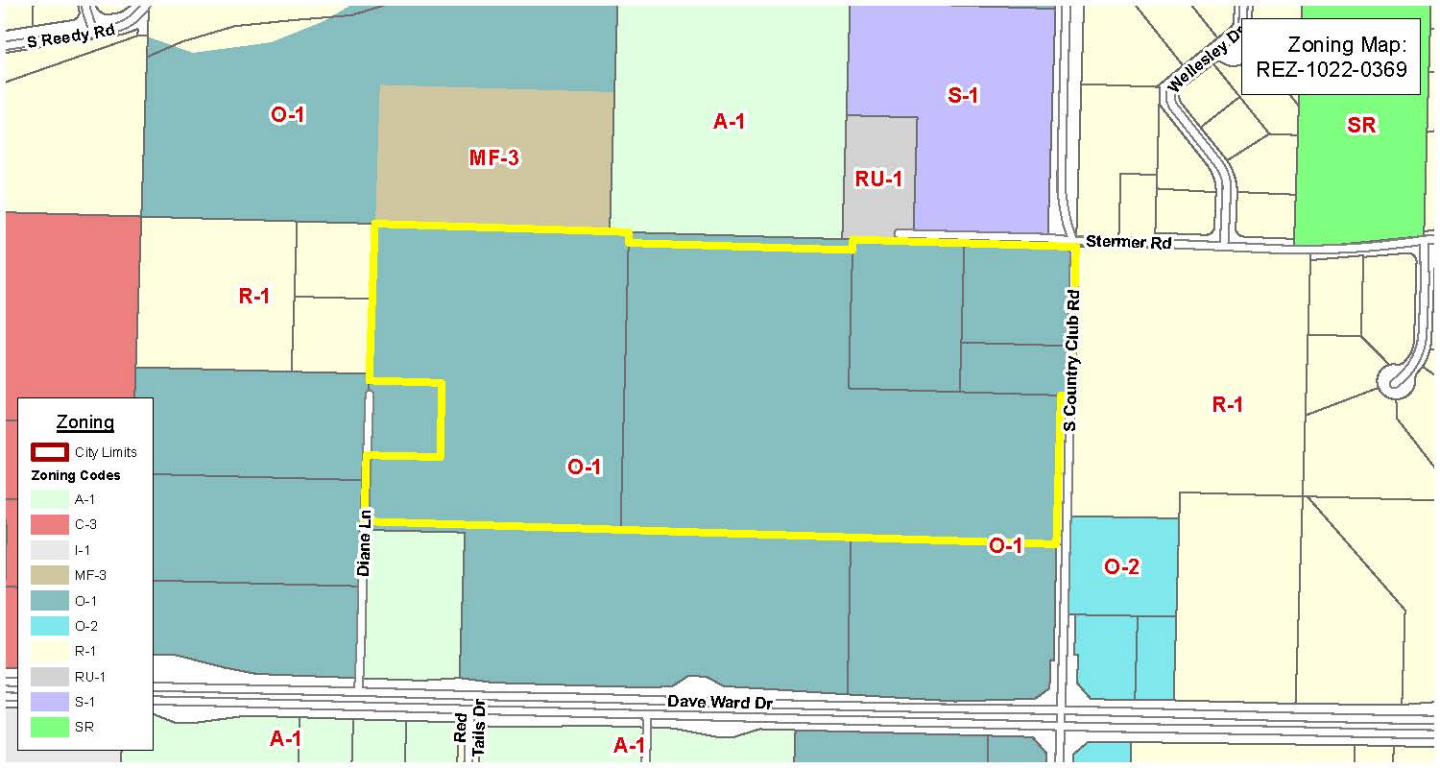
Approved:












Mayor Bart Castleberry

Attest:

Michael O. Garrett
City Clerk/Treasurer

Zoning Map:
REZ-1022-0369



Zoning	
	City Limits
Zoning Codes	
	A-1
	C-3
	I-1
	MF-3
	O-1
	O-2
	R-1
	RU-1
	S-1
	SR



1111 MAIN STREET • CONWAY, AR 72032
 (501) 450-6105 • planningcommission@conwayarkansas.gov

MEMO

To: Mayor Bart Castleberry
 cc: City Council Members

From: Rhea Williams, 2022 Planning Commission Chairman
 Date: December 13, 2022

Re: Conditional Use request to allow Duplex/2-Family Dwelling in C-2 zone for property located at 2005 Meadowlake Road

Rhett Thompson, has requested to allow a Duplex/2-Family Dwelling in C-2 zone for property located at 2005 Meadowlake Road, with the legal description:

PART OF THE SW ¼ SW ¼, SECTION 36, T-6-N, R-14-W, FAULKNER COUNTY, ARKANSAS MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT A POINT 316 YARDS WEST FROM THE NORTHEAST CORNER OF SAID SW ¼ SW ¼ AND RUNNING THENCE SOUTH 220 YARDS; THENCE WEST 22 YARDS; THENCE NORTH 220 YARDS; THENCE EAST 22 YARDS TO THE POINT OF BEGINNING.

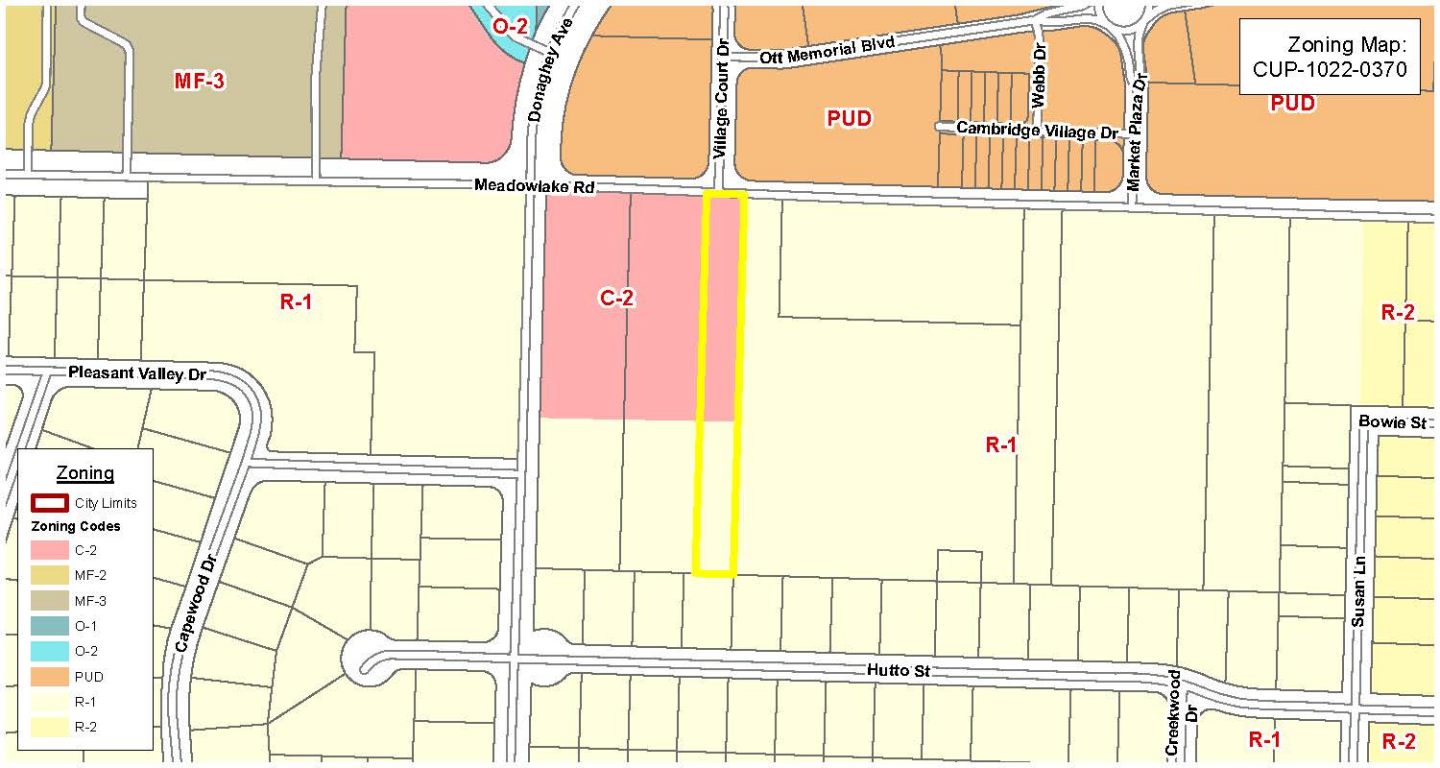
The applicant is requesting to use the existing structure as a duplex in the C-2 zoning district. Planning was made aware of improvements to the site by the Permits and Inspections Department, triggering review and determination that a Conditional Use permit would be needed to satisfy requirements. As the proposed use of a duplex is less intense than a commercial use at this site

Staff recommendation: Staff recommends approval of the conditional use permit, with the following 10 conditions:

1. Permitted uses are limited to two family residential.
2. All standards and uses other than those defined shall be governed by restrictions of the R-2A zoning district.
3. Given the lot size, only one driveway is allowed off Meadowlake Road; the second driveway and culvert shall be removed.
4. Parking area and driveway must be paved with a sealed surface pavement or concrete and shall be maintained so as to prevent dust resulting from continued use.
5. All remaining gravel areas should be removed and landscaping shall be installed.
6. Any expansion of the structure or site shall require development review approval.
7. Any change to the use may require a new or amended conditional use permit.
8. Any expansions or additions to the structure as well as any changes to the use shall require an amended or new conditional use permit.
9. No variance of any kind may be subsequently requested.
10. The conditional use shall automatically expire if the approved use ceases for more than 18 consecutive months.

The Planning Commission reviewed the request at its regular meeting on November 21, 2022 and voted 8-0 that the request be forwarded to the City Council with a recommendation for approval. Please advise if you have any questions.

Zoning Map:
CUP-1022-0370



Zoning

- City Limits
- Zoning Codes
- C-2
- MF-2
- MF-3
- O-1
- O-2
- PUD
- R-1
- R-2



1111 MAIN STREET • CONWAY, AR 72032
 (501) 450-6105 • planningcommission@conwayarkansas.gov

MEMO

To: Mayor Bart Castleberry
 cc: City Council Members

From: Rhea Williams, 2022 Planning Commission Chairman
 Date: December 13, 2022

Re: Conditional Use request to allow Public-Owned Service Facility and Utility Facility in A-1 zone for property located at 1320 S German Lane

H + N Architects, has requested to allow Public-Owned Service Facility and Utility Facility in A-1 zone for property located at 1320 S German Lane, with the legal description:

THE E $\frac{1}{2}$ NE $\frac{1}{4}$ OF SECTION 24, TOWNSHIP 5 NORTH, RANGE 14 WEST, LESS AND EXCEPT THE FOLLOWING PARCELS:

EXCEPTION 1: PART OF THE SE $\frac{1}{4}$ NE $\frac{1}{4}$ OF SAID SECTION 24, DESCRIBED AS BEGINNING AT THE SOUTHWEST CORNER OF SAID SE $\frac{1}{4}$ NE $\frac{1}{4}$, AND RUN THENCE NORTH ALONG AND WITH THE WEST LINE OF SAID SE $\frac{1}{4}$ NE $\frac{1}{4}$, A DISTANCE OF 208.71 FEET; THENCE EAST, PARALLEL WITH THE SOUTH LINE OF SAID SE $\frac{1}{4}$ NE $\frac{1}{4}$, A DISTANCE OF 417.42 FEET; THENCE SOUTH, PARALLEL WITH THE WEST LINE OF SAID SE $\frac{1}{4}$ NE $\frac{1}{4}$, A DISTANCE OF 208.71 FEET TO THE SOUTH LINE OF SAID SE $\frac{1}{4}$ NE $\frac{1}{4}$; THENCE WEST ALONG THE SOUTH LINE OF SAID SE $\frac{1}{4}$ NE $\frac{1}{4}$, A DISTANCE OF 417.42 FEET TO THE POINT OF BEGINNING CONTAINING 2 ACRES, MORE OR LESS IN SAID EXCEPTION.

EXCEPTION 2: THE NORTH 70 YARDS OF THE NE $\frac{1}{4}$ NE $\frac{1}{4}$ OF SECTION 24, TOWNSHIP 5 NORTH, RANGE 14 WEST DESCRIBED AS BEGINNING AT THE NORTHEAST CORNER OF SAID NE $\frac{1}{4}$ NE $\frac{1}{4}$, AND RUNNING THENCE WEST ALONG THE NORTH LINE OF SAID NE $\frac{1}{4}$ NE $\frac{1}{4}$, A DISTANCE OF 428.12 YARDS TO THE NORTHWEST CORNER OF SAID NE $\frac{1}{4}$ NE $\frac{1}{4}$; THENCE SOUTH 70 YARDS THENCE EAST 428.12 YARDS TO THE EAST LINE OF SAID NE $\frac{1}{4}$ NE $\frac{1}{4}$; THENCE NORTH ALONG THE EAST OF SAID NE $\frac{1}{4}$ NE $\frac{1}{4}$ A DISTANCE OF 70 YARDS TO THE NORTHEAST CORNER OF SAID NE $\frac{1}{4}$ NE $\frac{1}{4}$, AND THE POINT OF BEGINNING, CONTAINING 6.19 ACRES, MORE OR LESS AND LEAVING 71.81 ACRES, MORE OR LESS.

The applicant has stated the following intentions for the site: *"There is an office building, warehouse and vehicle maintenance facility along with material storage and covered parking on site that will include the engineering, electric, water, wastewater and telecom crews. The facility will be open all year weekdays from 8-5. The operations crews will primarily be on site from 7am-4pm. The dispatch office will be occupied 24hrs/day all year with 1-2 staff at all times. There are approximately 150 employees who will be on site at various times during normal business hours. We anticipate 10 or less visitors to the facility on average."* The site rests as a transition zone between industry to the east and predominantly single-family residential to the west (south of the site). The site is designed in a manner to mitigate the visual impacts of the utility yards by reducing views of such facilities from S German Ln. The office building would additionally serve as a visual

buffer for uses which are more averse to the visual character of S German Ln. The site will border (to the west) the future S German Ln/Powerline Park, helping mitigate impacts of the use on nearby residential property. Location of the use at the site will allow a consolidation of utility facilities for Conway Corp and can be considered somewhat compatible with the Comprehensive Plan.

Staff recommendation: Staff recommends approval of the conditional use permit, with the following 8 conditions:

1. A 25' undisturbed vegetative buffer shall be maintained with the property to the north of the site (known as the Henze Property 710-08576-000), the ROW of Covington Way, Lot 2 of 1200 Place Ph 1 subdivision, Lots 9-10 and 14 of Covington Commercial Ph 3 subdivision. Buffering requirements along Lots 9-10 and 14 of Covington Commercial Ph3 Subdivision shall only become active if fencing is placed within 50' of the shared property lines.
2. Metal ornamental fencing shall be required along the west property line to mitigate view of the site from S German Ln. Additional ornamental fencing shall be required where indicated on the fencing plan included on page 6 (specifically near the access drive and transmission line easement).
3. Security fencing with 3-strand barbed wire may be allowed in areas not visible from adjacent property/ROW, or where a 25' vegetative buffer is provided. Dense evergreen plantings shall be required in any areas where security fencing is placed and no dense vegetation exists.
4. Fencing topped with razor wire shall be prohibited. Where ornamental fencing is required, any security components shall be ornamental in nature. Evergreen plantings capable of reaching a height of 20' shall be required along S German Ln frontage. The combination of fencing and plantings shall have the effect of adequately screening any utility/maintenance yards or portions of buildings not complying with the building design standards of 1101 from view of the public ROW. The Planning Director shall be empowered to determine the required number of plantings or locations where solid fencing is required.
5. Conway Corp shall coordinate with the City of Conway/Metroplan to provide, via platted easement or separate instrument, adequate easements to provide for the future construction of the Northwest Trail (being an extension of Stone Dam Creek Trail) across Conway Corp property, as indicated on the exhibit [to the right] from the Central Arkansas Greenways Plan.
6. The development shall be subject to site development review in accordance with Article 1101 of the Zoning Code.
7. The area subject to development shall be platted prior to issuance of building permits. Platting may include only those portions of the site affected by development, provided any remaining, unplatted portion of property exceeds 5 acres in area.
8. The conditional use permit shall expire if the use is not commenced within eighteen (18) months from the date of approval and if the use ceases for a consecutive period of greater than eighteen (18) months.

The Planning Commission reviewed the request at its regular meeting on November 21, 2022 and voted 8-0 that the request be forwarded to the City Council with a recommendation for approval.

Please advise if you have any questions.

FANNIE
DR

C-3

COVINGTON WAY





MF-3

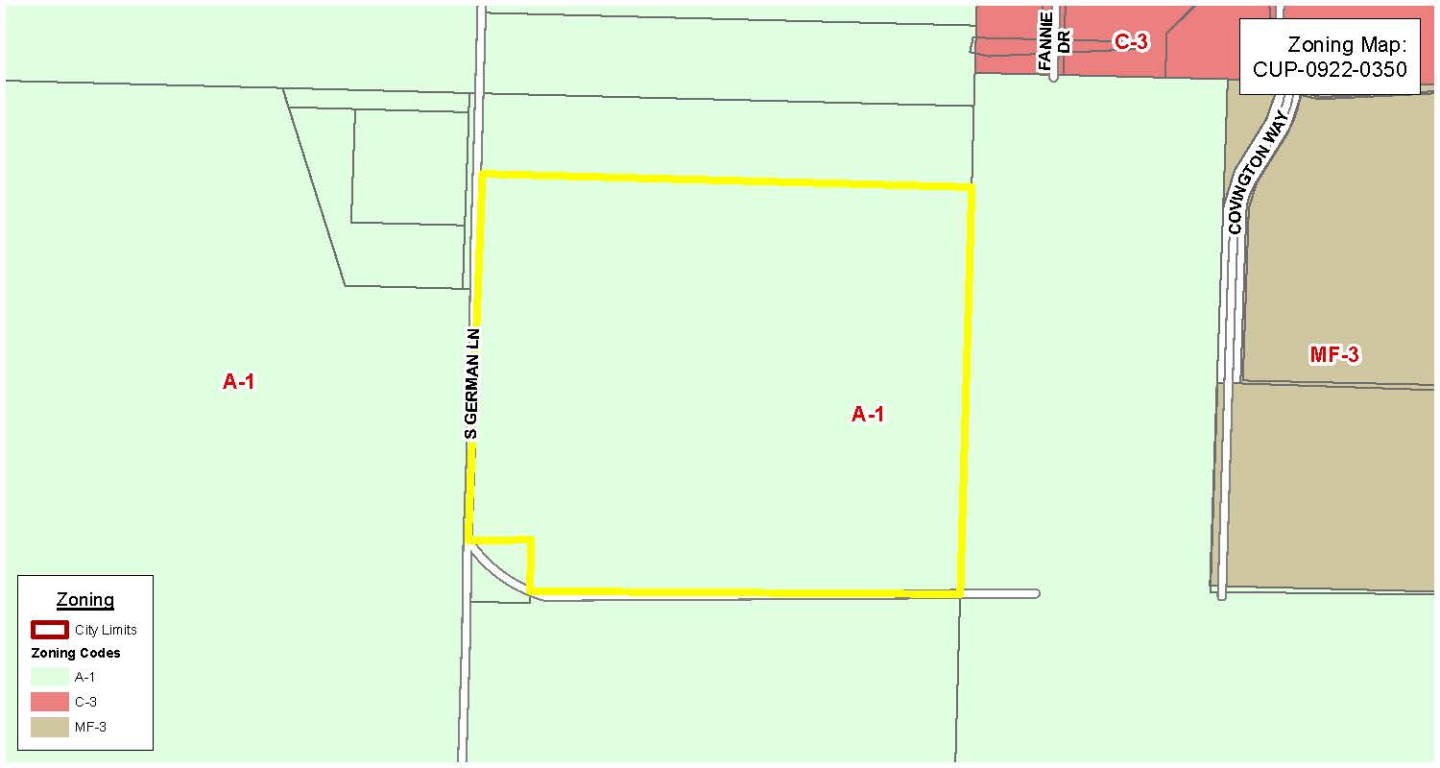
A-1

A-1

S GERMAN LN

Zoning

-  City Limits
- Zoning Codes**
-  A-1
-  C-3
-  MF-3





**City of Conway, Arkansas
Ordinance No. O-22-___**

AN ORDINANCE APPROPRIATING FUNDS FOR THE CONWAY SOCCER COMPLEX PROJECT; AND FOR OTHER PURPOSES

Whereas, the City of Conway approved a rededication of the Advertising and Promotion bond to build a new soccer complex that would include ten lighted fields, a concessions building, bathrooms, office space, seating, trails; and

Whereas, after a complete detailed scope of this project, additional funding will be required to complete; and

Whereas, Nabholz Construction has provided a preliminary estimate for this project in the amount of \$9,370,000.00

Whereas, Resolution No. R-22-36 approved the American Rescue Plan ACT project listing for the City of Conway.

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

Section 1. The City of Conway shall approve the preliminary estimate budget for the Conway Soccer Complex in the amount of \$9,370,000.

Section 2. The City of Conway ARPA Project List is hereby amended to include the Conway Soccer Complex and shall appropriate \$1,500,000 from the Grant Fund Balance Appropriation Account (399.000.4900) into the Parks & Recreation Account (399.140.5990).

Section 3. The City of Conway shall appropriate an amount not to exceed \$500,000 from the General Fund Balance (001.119.4900) into the Parks & Recreation Account (001.140.5990).

Section 4. Conway Advertising & Promotion funding will be allocated after the mayor and City Council approves the guaranteed maximum price (GMP) provided by Nabholz.

Section 5. The City of Conway ARPA Project List is hereby amended to exclude the Conway Police Department Shooting Range.

Section 5. All ordinances in conflict herewith are repealed to the extent of the conflict.

PASSED this 13th day of December, 2022.

Approved:

Mayor Bart Castleberry

Attest:

**Michael O. Garrett
City Clerk/Treasurer**

MEMORANDUM

TO: Mayor Bart Castleberry
City Council Members

FROM: Chief William Tapley

DATE: Dec 13, 2022

SUBJECT: Request for disposal of IT assets

The attached listing details items to be removed from the Conway Police Departments Information Technology inventory. These items are obsolete or broken and no longer used within the department. I would like to request approval to remove these items from our inventory listing and to dispose of them.

If approved, these items will be auctioned via an online auction, such as GovDeals.com or PublicSurplus.com, or properly disposed of, depending on the condition of the items.

Thank you for your consideration.

City of Conway
 Conway Police Department Removal from Inventory
 12/13/2022 (Rev2)

IT Tag	Finance Tag	CLASS	MAKE	MODEL	SERIAL NUMBER	Misc Notes
4092	NONE	All-in-One PC	Dell	Optiplex 9030 AiO	782D482	adjustable stand - Auction if functional (*E-Waste* if not functional)
4094	NONE	All-in-One PC	Dell	Optiplex 9030 AiO	783F482	adjustable stand - Auction if functional (*E-Waste* if not functional)
4102	NONE	All-in-One PC	Dell	Optiplex 9030 AiO	782G482	adjustable stand - Auction if functional (*E-Waste* if not functional)
4108	NONE	All-in-One PC	Dell	Optiplex 9030 AiO	781H482	adjustable stand - Auction if functional (*E-Waste* if not functional)
4110	NONE	All-in-One PC	Dell	Optiplex 9030 AiO	781K482	adjustable stand - Auction if functional (*E-Waste* if not functional)
4183	NONE	All-in-One PC	Dell	Optiplex 7440 AiO	JSX8RD2	adjustable stand - Auction if functional (*E-Waste* if not functional)
4204	NONE	All-in-One PC	Dell	Optiplex 7440 AiO	2H7HND2	non-adjustable stand - Auction if functional (*E-Waste* if not functional)
4242	NONE	All-in-One PC	Dell	Optiplex 7450 AiO	9W2DJH2	adjustable stand - Auction if functional (*E-Waste* if not functional)
4243	NONE	All-in-One PC	Dell	Optiplex 7450 AiO	9W2YHH2	adjustable stand - Auction if functional (*E-Waste* if not functional)
4244	NONE	All-in-One PC	Dell	Optiplex 7450 AiO	9W2BJH2	adjustable stand - Auction if functional (*E-Waste* if not functional)
4245	NONE	All-in-One PC	Dell	Optiplex 7450 AiO	9W30JH2	adjustable stand - Auction if functional (*E-Waste* if not functional)
4246	NONE	All-in-One PC	Dell	Optiplex 7450 AiO	9W22JH2	adjustable stand - Auction if functional (*E-Waste* if not functional)
4247	NONE	All-in-One PC	Dell	Optiplex 7450 AiO	9W32JH2	adjustable stand - Auction if functional (*E-Waste* if not functional)
4248	NONE	All-in-One PC	Dell	Optiplex 7450 AiO	9W38JH2	adjustable stand - Auction if functional (*E-Waste* if not functional)
4250	NONE	All-in-One PC	Dell	Optiplex 7450 AiO	9W31JH2	adjustable stand - Auction if functional (*E-Waste* if not functional)
4251	NONE	All-in-One PC	Dell	Optiplex 7450 AiO	9W2XHH2	adjustable stand - Auction if functional (*E-Waste* if not functional)
4252	NONE	All-in-One PC	Dell	Optiplex 7450 AiO	9W21JH2	adjustable stand - Auction if functional (*E-Waste* if not functional)
4254	NONE	All-in-One PC	Dell	Optiplex 7450 AiO	9W28JH2	adjustable stand - Auction if functional (*E-Waste* if not functional)
4255	NONE	All-in-One PC	Dell	Optiplex 7450 AiO	9W29JH2	non-adjustable stand - Auction if functional (*E-Waste* if not functional)
4256	NONE	All-in-One PC	Dell	Optiplex 7450 AiO	9W27JH2	adjustable stand - Auction if functional (*E-Waste* if not functional)
4257	NONE	All-in-One PC	Dell	Optiplex 7450 AiO	9W2CJH2	adjustable stand - Auction if functional (*E-Waste* if not functional)
NO IT TAG	NONE	Camera	Sony	MVC-FD75	1265845	Blue PD Tag-01843 *Ewaste*- Obsolete
NO IT TAG	NONE	Camera	Sony	MVC-FD75	1265776	Blue PD Tag-01841 *Ewaste*- Obsolete
NO IT TAG	NONE	Camera	Sony	MVC-FD100	325842	Blue PD Tag-00534 *Ewaste*- Obsolete
NO IT TAG	NONE	Camera	Panasonic	WV-NS202A	HKA01202	*E-Waste* Obsolete
NO IT TAG	NONE	Camera	Panasonic	WV-NS202A	HKA01245	*E-Waste* Obsolete
NO IT TAG	NONE	Camera	Panasonic	WV-NS202A	HKA01283	*E-Waste* Obsolete
NO IT TAG	NONE	Camera	Panasonic	WV-NS202A	HKA01259	*E-Waste* Obsolete
NO IT TAG	NONE	Camera	Panasonic	WV-NW484S	HJV50473	*E-Waste* Obsolete
NO IT TAG	NONE	Camera	Panasonic	WV-NW484S	HJV50862	*E-Waste* Obsolete
NO IT TAG	NONE	Camera	Panasonic	WV-NW484S	HJV49775	*E-Waste* Obsolete
NO IT TAG	NONE	Camera	Panasonic	WV-NW484S	HJV50790	*E-Waste* Obsolete
NO IT TAG	NONE	Camera	Panasonic	WV-NW484S	HJV50918	*E-Waste* Obsolete
NO IT TAG	NONE	Camera	Olympus	SP-510UZ	J92236120	*E-Waste* Obsolete
NO IT TAG	NONE	Camera	Kodak	EasyShare C613	KCGHA74931806	*E-Waste* Obsolete
NO IT TAG	NONE	Camera	Kodak	EasyShare C183	KCGMV04020814	*E-Waste* Obsolete
NO IT TAG	NONE	Camera	Kodak	EasyShare C613	KCGHA74931805	*E-Waste* Obsolete
NO IT TAG	NONE	Camera	Sony	DSC-W120	585917	*E-Waste* Obsolete
NO IT TAG	NONE	Camera	Kodak	EasyShare C183	KCGMV02914579	*E-Waste* Obsolete
NO IT TAG	NONE	Camera	Canon	IXUS 160 (PC2197)	72061008975	*E-Waste* Obsolete
NO IT TAG	NONE	Camera	Kodak	EasyShare M340	KCGKP94255475	*E-Waste* Obsolete
NO IT TAG	NONE	Camera	Kodak	EasyShare M340	KCGKP94255794	*E-Waste* Obsolete
NO IT TAG	NONE	Camera	Canon	PowerShot A540 (PC1183)	3122268977	*E-Waste* Obsolete
NO IT TAG	NONE	Camera	Nikon	Speedlight SB-700	2048313	*E-Waste* Obsolete

NO IT TAG	NONE	Camera	Sony	MVC-FD73	1036764	PD Blue Tag- 01701 *E-Waste* Obsolete
NO IT TAG	NONE	Camera	Sony	MVC-FD75	1235874	PD Blue Tag- 01751 *E-Waste* Obsolete
NO IT TAG	NONE	Camera	Sony	MVC-FD75	1486992	PD Blue Tag- 113-00971 *E-Waste* Obsolete
NO IT TAG	NONE	Camera	Sony	MVC-FD75	1235876	PD Blue Tag- 01746 *E-Waste* Obsolete
NO IT TAG	NONE	Camera	Sony	MVC-FD73	1036761	PD Blue Tag- 01702 *E-Waste* Obsolete
NO IT TAG	NONE	Camera	Sony	MVC-FD75	1362040	PD Blue Tag- 01876 *E-Waste* Obsolete
NO IT TAG	NONE	Camera	Sony	MVC-FD75	1235868	PD Blue Tag- 01747 *E-Waste* Obsolete
NO IT TAG	NONE	Camera	Sony	MVC-FD75	1235872	PD Blue Tag- 01750 *E-Waste* Obsolete
NO IT TAG	NONE	Camera	Sony	MVC-FD75	1235871	PD Blue Tag- 01749 *E-Waste* Obsolete
NO IT TAG	NONE	Camera	Kodak	EasyShare C183	KCGMV04020816	*E-Waste* Obsolete
NO IT TAG	NONE	Camera	Olympus	SP-510UZ	J92247164	*E-Waste* Obsolete
NO IT TAG	NONE	Camera	HP	Photosmart 945 (GRLYB-0310)	CN427D1019	*E-Waste* Obsolete
NO IT TAG	NONE	Camera	HP	Photosmart 945 (GRLYB-0310)	CN43NE102R	*E-Waste* Obsolete
NO IT TAG	NONE	Camera	Olympus	SP-510UZ	J92247108	*E-Waste* Obsolete
NO IT TAG	NONE	Camera	Olympus	SP-510UZ	J92247114	*E-Waste* Obsolete
NO IT TAG	NONE	Camera	Sony	DSC-P100	846244	*E-Waste* Obsolete
NO IT TAG	NONE	Camera	Sony	DSC-P200	1032461	*E-Waste* Obsolete
4286	NONE	Compute Stick	Intel	BOXSTK1AW32SC	GESC74100DH7	Auction if functional (*E-Waste* if not functional)
4287	NONE	Compute Stick	Intel	BOXSTK1AW32SC	GESC74100BVN	Auction if functional (*E-Waste* if not functional)
4288	NONE	Compute Stick	Intel	BOXSTK1AW32SC	GESC737006E2	Auction if functional (*E-Waste* if not functional)
2800	NONE	Desktop	Dell	Optiplex 790	6HMS4V1	Auction if functional (*E-Waste* if not functional)
4253	NONE	Desktop	Dell	Optiplex 7050	7P87JH2	Auction if functional (*E-Waste* if not functional)
NO IT TAG	NONE	In-Car Camera System	L3 Mobile Vision	L3 Monitor / Display - No Model	FB006413	Defective / unable to be repaired / *E-Waste* Obsolete
NO IT TAG	NONE	In-Car Camera System	L3 Mobile Vision	FlashBack2 DVR	FB020531	Defective / unable to be repaired / *E-Waste* Obsolete
NO IT TAG	NONE	In-Car Camera System	L3 Mobile Vision	FlashBack2 DVR	FB032883	Defective / unable to be repaired / *E-Waste* Obsolete
NO IT TAG	NONE	In-Car Camera System	L3 Mobile Vision	FlashBack1 DVR	FB011022	Defective / unable to be repaired / *E-Waste* Obsolete
NO IT TAG	NONE	In-Car Camera System	L3 Mobile Vision	FlashBack1 DVR	FB013277	Defective / unable to be repaired / *E-Waste* Obsolete
NO IT TAG	NONE	In-Car Camera System	L3 Mobile Vision	FlashBack2 DVR	FB032891	Defective / unable to be repaired / *E-Waste* Obsolete
NO IT TAG	NONE	In-Car Camera System	L3 Mobile Vision	FlashBack1 DVR	FB013253	Defective / unable to be repaired / *E-Waste* Obsolete
NO IT TAG	NONE	In-Car Camera System	L3 Mobile Vision	FlashBack1 DVR	FB014160	Defective / unable to be repaired / *E-Waste* Obsolete
NO IT TAG	NONE	In-Car Camera System	L3 Mobile Vision	FlashBack1 DVR	FB006415	Defective / unable to be repaired / *E-Waste* Obsolete
NO IT TAG	NONE	In-Car Camera System	L3 Mobile Vision	FlashBack1 DVR	FB014164	Defective / unable to be repaired / *E-Waste* Obsolete
NO IT TAG	NONE	In-Car Camera System	L3 Mobile Vision	FlashBack1 DVR	FB014167	Defective / unable to be repaired / *E-Waste* Obsolete
NO IT TAG	NONE	In-Car Camera System	L3 Mobile Vision	FlashBack1 DVR	FB013275	Defective / unable to be repaired / *E-Waste* Obsolete
NO IT TAG	NONE	In-Car Camera System	L3 Mobile Vision	FlashBack1 DVR	FB011026	Defective / unable to be repaired / *E-Waste* Obsolete
NO IT TAG	NONE	In-Car Camera System	L3 Mobile Vision	FlashBack2 DVR	FB025205	Defective / unable to be repaired / *E-Waste* Obsolete
NO IT TAG	NONE	In-Car Camera System	L3 Mobile Vision	FlashBack2 DVR	FB025203	Defective / unable to be repaired / *E-Waste* Obsolete

NO IT TAG	NONE	In-Car Camera System	L3 Mobile Vision	FlashBack2 DVR	FB023541	Defective / unable to be repaired / *E-Waste* Obsolete
NO IT TAG	NONE	In-Car Camera System	L3 Mobile Vision	FlashBack2 DVR	FB025215	Defective / unable to be repaired / *E-Waste* Obsolete
NO IT TAG	NONE	In-Car Camera System	L3 Mobile Vision	FlashBack1 DVR	FB013241	Defective / unable to be repaired / *E-Waste* Obsolete
4010	NONE	Laptop	Dell	Latitude 14 Rugged (5404)	9PQNNY1	*E-Waste* - Won't power on - parted out-Disposal
4278	NONE	Laptop	Dell	Precision 5520	JG2C3H2	Auction if functional (*E-Waste* if not functional)
NO IT TAG	NONE	Laptop	Dell	Vostro 3558	J115P32	*E-Waste* NO POWER
NO IT TAG	NONE	Laptop	Dell	Inspiron 15-3531	5D10K22	*E-Waste* - cracked screen
2638	113-1458	Monitor	HP	LA2205wg	3CQ9493MNJ	Auction if functional (*E-Waste* if not functional)
2757	NONE	Monitor	Dell	P2210f	CN-00VW5M-72872-18P-7T3M	Auction if functional (*E-Waste* if not functional)
2801	NONE	Monitor	Dell	P2210t	CN-06H6FX-74445-239-520S	Auction if functional (*E-Waste* if not functional)
2805	NONE	Monitor	Dell	P2210t	CN-06H6FX-74445-25J-A7VM	Auction if functional (*E-Waste* if not functional)
3454	NONE	Monitor	Dell	P2212Hb	CN-0NDMRP-74261-31J-0H2U	Auction if functional (*E-Waste* if not functional)
3564	NONE	Monitor	Dell	U2412Mb	CN-0YMYH-174261-376-0M4L	Auction if functional (*E-Waste* if not functional)
3678	NONE	Monitor	HP	E221	CNK3440QQB	Auction if functional (*E-Waste* if not functional)
3697	NONE	Monitor	Dell	2209Waf	CN-0H736H-72872-06A-0LYL	Auction if functional (*E-Waste* if not functional)
3721	NONE	Monitor	HP	E221	CNK4060LQ7	Auction if functional (*E-Waste* if not functional)
3794	NONE	Monitor	HP	E231	3CQ4040STR	Auction if functional (*E-Waste* if not functional)
3797	NONE	Monitor	HP	E221	CNK41105TY	Auction if functional (*E-Waste* if not functional)
3798	NONE	Monitor	HP	E221	CNK41105TX	Auction if functional (*E-Waste* if not functional)
3968	NONE	Monitor	Dell	P2314Hc	CN-008MT5-64180-525-1AFB	Auction if functional (*E-Waste* if not functional)
3969	NONE	Monitor	Dell	P2314Hc	CN-008MT5-64180-525-1AAB	Auction if functional (*E-Waste* if not functional)
3973	NONE	Monitor	Dell	P2314Hc	CN-008MT5-64180-525-1ABB	NO Monitor stand - Auction if functional (*E-Waste* if not functional)
3974	NONE	Monitor	Dell	P2314Hc	CN-008MT5-64180-525-1AXB	Auction if functional (*E-Waste* if not functional)
3983	NONE	Monitor	Dell	P2314Hc	CN-008MT5-64180-525-1ASB	NO Monitor stand - Auction if functional (*E-Waste* if not functional)
NO IT TAG	NONE	Monitor	Viewsonic	VG2230WM-3 (VS11422)	RBD093601672	Auction if functional (*E-Waste* if not functional)
NO IT TAG	NONE	Printer	Brother	PocketJet PJ-623	U62864J5Z366935	*E-Waste* USB issues
NO IT TAG	NONE	Printer	Brother	PocketJet PJ-623	U62864J5Z422955	*E-Waste* USB issues
NO IT TAG	NONE	Printer	Brother	PocketJet PJ-623	U62864C5Z990801	*E-Waste* USB issues
NO IT TAG	NONE	Printer	Brother	PocketJet PJ-623	U62864J5Z317574	*E-Waste* USB issues
NO IT TAG	NONE	Printer	Brother	PocketJet PJ-623	U62864M3Z994946	*E-Waste* USB issues
NO IT TAG	NONE	Printer	Brother	PocketJet PJ-623	U62864J5Z317571	*E-Waste* USB issues
NO IT TAG	NONE	Printer	HP	PSC 1210 all-in-one (Q1660A)	CN3CDF40YV5H	*E-Waste* Obsolete
NO IT TAG	NONE	Printer	Enduro	Magicard - Ultra Electronics Card System	47C7308	*E-Waste* Obsolete
NO IT TAG	NONE	Printer	OKI	N22106A	01BB9B008047A0	*E-Waste* Obsolete
NO IT TAG	NONE	Printer	HP	DesignJet T2300 (CN727A & CN728A)	CN1CN7K025	cost to much to repair *E-Waste* Obsolete
NO IT TAG	NONE	Projector	NEC	VT660	24L49441	*E-Waste* Obsolete
NO IT TAG	NONE	Shredder	The Ideal	3801	661841	Blue PD Tag-00254 *Ewaste*- Obsolete
4133	NONE	Tablet	Fujitsu	Stylistic Q704	R6501269	Auction if functional (*E-Waste* if not functional)
4178	NONE	Tablet w/Keyboard	Dell	Latitude 5175 (2-in-1)	C6NJMC2	Auction if functional (*E-Waste* if not functional)
4179	NONE	Tablet w/Keyboard	Dell	Latitude 5175 (2-in-1)	7K6KMC2	Auction if functional (*E-Waste* if not functional)
NO IT TAG	NONE	TV/DVD Player	Funai	LD190EM2	DS1A1226219157	*E-Waste* Obsolete
NO IT TAG	NONE	TV/VCR	Daewoo	DVN-14F6N	GT9ZEK1166	*E-Waste* Obsolete
3254	NONE	Vehicle Modem	Utility	Rocket Modem	U11-275-918	*E-Waste* - Obsolete-vendor no longer supports (End of Life)
3457	NONE	Vehicle Modem	Utility	Rocket Modem	U13-070-027	*E-Waste* - Obsolete-vendor no longer supports (End of Life)
3822	NONE	Vehicle Modem	Utility	Rocket Modem	U14-007-494	*E-Waste* - Obsolete-vendor no longer supports (End of Life)
3823	NONE	Vehicle Modem	Utility	Rocket Modem	U14-007-495	*E-Waste* - Obsolete-vendor no longer supports (End of Life)



City of Conway, Arkansas
Ordinance No. O-22-____

AN ORDINANCE APPROPRIATING REIMBURSEMENTS FUNDS FROM VARIOUS ENTITIES FOR THE CITY OF CONWAY POLICE DEPARTMENT; AND FOR OTHER PURPOSES

Whereas, the City of Conway has received reimbursements funds from the following entities:

Various Companies	\$34,882.07	Extra Duty Services
DEA/Marshall	\$5,377.09	Taskforce Funds
Municipal Vehicle Program	\$10,034.67	Insurance Proceeds
Municipal Vehicle Program	\$674.83	Insurance Proceeds

Whereas, the Conway Police Department needs these funds to replenish its expenditure accounts.

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

Section 1. The City of Conway shall appropriate funds from various companies in the amount of \$34,882.07 from 001.121.4185 to the CPD overtime expense account, 001.121.5114.

Section 2. The City of Conway shall appropriate funds from various companies in the amount of \$5,377.09 from 001.121.4185 to the CPD overtime account 001.121.5114.

Section 3. The City of Conway shall appropriate funds from Municipal Vehicle Program in the amount of \$10,034.67 from 001.119.4360 to the CPD vehicle maintenance expense account 001.121.5450.

Section 4. The City of Conway shall appropriate funds from Municipal Vehicle Program in the amount of \$674.83 from 001.119.4360 to the AWU vehicle maintenance expense account 001.127.5450.

Section 5. All ordinances in conflict herewith are repealed to the extent of the conflict.

PASSED this 13th day of December, 2022.

Approved:

Mayor Bart Castleberry

Attest:

Michael O. Garrett
City Clerk/Treasurer



**City of Conway, Arkansas
Resolution No. R-22-_____**

A RESOLUTION APPROVING THE ACCEPTANCE OF THE AWARD AND SIGNING OF THE MEMORANDUM OF UNDERSTANDING (MOU) FOR THE DEPARTMENT OF PUBLIC SAFETY'S "PUBLIC SAFETY EQUIPMENT GRANT PROGRAM" AND FOR OTHER PURPOSES

Whereas, the Arkansas Department of Public Safety provides law enforcement agencies with the opportunity to achieve improvement in community trust and relationships by assisting with improvements in equipment and training; and

Whereas, the City of Conway was awarded funding through the Arkansas Department of Public Safety Equipment Grant Program on December 1, 2022; and

Whereas, the Conway Police Department has been awarded \$100,000.00 in grant funding to assist in implementing a Virtual Reality (VR) Training program; and

Whereas, the Conway Police Department share will be approximately \$40,000 over a five year period; and

Whereas, the Arkansas Department of Public Safety requires the city to sign and return a Memorandum of Understanding (MOU) fourteen days from the date of the received grant award notification, which will be December 15, 2022;

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

Section 1. The City of Conway does hereby express its support for Conway's Public Safety Equipment Grant award and MOU.

Section 2. The City Council does hereby authorize the Mayor to execute all agreements and contracts regarding this project.

Section 3. All ordinances in conflict herewith are repealed to the extent of the conflict.

PASSED this 13th day of December 2022.

Approved:

Mayor Bart Castleberry

Attest:

**Michael O. Garrett
City Clerk/Treasurer**



City of Conway, Arkansas
Ordinance No. O-22-_____

AN ORDINANCE WAIVING THE COMPETITIVE BID PROCESS AND ENTERING INTO AN AGREEMENT FOR THE PURCHASE OF TASERS FROM AXON FOR THE CONWAY POLICE DEPARTMENT; AND FOR OTHER PURPOSES

Whereas, the Conway Police Department needs to purchase tasers, cartridges, holsters, and batteries for the department; and

Whereas, Axon is the sole source provider for Taser International Products; therefore, it is the desire of the City Council to waive the competitive bid process.

Whereas, funds for this purchase have been included in the 2023 budget pending City Council approval.

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

Section 1. The City of Conway shall enter into an agreement and accept Axon (formally known as Taser International) as the sole source provider and hereby waive the competitive bid requirements for the additional Tasers, cartridges, holsters, and batteries in the amount of \$236,436.25.

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

PASSED this 13th day of December, 2022.

Approved:

Mayor Bart Castleberry

Attest:

Michael O. Garrett
City Clerk/Treasurer



**City of Conway, Arkansas
Ordinance No. O-22-_____**

AN ORDINANCE APPROPRIATING FUNDS FOR EMPLOYEE APPRECIATION BONUSES; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES:

Whereas, The City Council of the City of Conway would like to recognize the efforts of full time and part time city employees through the award of an employee appreciation bonus, for which funding must be provided.

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

Section 1: The City of Conway shall appropriate \$369,000 from Fund Balance Appropriation Accounts to the salary accounts for each department in order to provide an expression of appreciation to all full time employees in the net amount of \$600 and all part time employees in the net amount of \$300. Each fund will bear the cost of bonuses for employees, as follows:

General Fund - \$280,000
Street Fund - \$24,000
Sanitation Enterprise Fund - \$60,000
Airport Fund - \$5,000

To receive a bonus, employees must be hired prior to the last full pay period in November and must be actively employed on the date of distribution. Employees pending termination will not receive any appreciation bonus.

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; 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 13th day of December, 2022.

Approved:

Mayor Bart Castleberry

Attest:

Michael O. Garrett
City Clerk/Treasurer



City of Conway, Arkansas
Ordinance No. O-22-_____

AN ORDINANCE ADOPTING A BUDGET FOR THE CITY OF CONWAY, ARKANSAS, FOR THE FISCAL YEAR JANUARY 1, 2023 THROUGH DECEMBER 31, 2023, AND PROVIDING THAT THE AMOUNTS STATED IN THE BUDGET DOCUMENT AS ADOPTED EXPENDITURES SHALL BECOME APPROPRIATED FOR THE VARIOUS FUNCTIONS AND ACTIVITIES SPECIFIED IN SAID BUDGET DOCUMENT; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES:

Whereas, the Mayor of the City of Conway has submitted to the City Council a budget for the fiscal year 2023;

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

Section 1. A Budget for the fiscal year 2023 for the City of Conway, Arkansas; providing a total appropriation for the following funds:

	<u>Revenue</u>	<u>Expenditures</u>
General	\$43,562,350	\$43,518,970
Street	7,500,000	7,500,000
Sanitation	10,600,000	10,600,000
Airport	1,945,051	1,765,489
Parks and Rec Ad Val	23,000	-0-
Animal Welfare Ad Val	13,800	-0-
Spay & Neuter Program	30,000	30,000
Court Automation	83,000	45,000
Franchise Fee Econ Dev	596,200	596,200
Parks and Rec A&P	4,220,000	3,227,675
Pay as You Go Sales Tax (Street & Police)	5,100,000	5,100,000
Street Sales & Use Tax 2018	1,950,000	1,950,000
Street Impact	520,000	-0-
Parks Impact	215,000	-0-
Non Uniform Pension	<u>3,251,500</u>	<u>2,610,000</u>
Total Budget	\$79,609,901	\$76,943,334

Section 2. From the effective date of the budget, to wit: January 1, 2023, the several amounts as stated therein as adopted expenditures shall be and are hereby appropriated for the several purposes, functions and activities within the various departments, offices and agencies specified therein.

Section 3. The Mayor is directed to cause the proper accounting entries to be made in the books and records of the City so as to reflect the appropriations for the aforesaid fiscal year,

and he is further directed to file a certified copy of the adopted budget for the fiscal year with the City Clerk of the City of Conway, Arkansas.

Section 4. For those funds in which budgeted expenditures exceed revenues, City Council authorizes that Fund Balance (unrestricted reserves) will be utilized to pay for actual expenditures during the year that are in excess of actual revenues.

Section 5. All ordinances in conflict herewith are repealed to the extent of that conflict.

Section 6. This ordinance is necessary for the protection of the public peace, health and safety, 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 13th day of December, 2022.

Approved:

Mayor Bart Castleberry

Attest:

Michael O. Garrett
City Clerk