Council Meeting Date: January 23rd, 2018

5:30pm - Committee Meeting: No Committee Meeting

6:30pm: Council Meeting

Call to Order: Mayor Bart Castleberry

Roll Call: Michael O. Garrett, City Clerk/Treasurer

Minutes Approval: January 9th, 2018

Approval of monthly financial report ending December 31, 2017

Presentation: Arkansas Mission of Mercy

1. Report of Standing Committees:

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

      1. Ordinance amending Ordinance No. O-12-08 to allow for an additional enforcement remedy of discontinuation of water services for customers.

      2. Consideration to remove fixed asset inventory for the Conway Airport.

      3. Ordinance to rezone property located at 1340 & 1370 McNutt Road from MF-2 to I-1.

      4. Ordinance to rezone property located at 604 & 606 East Robins Street from C-3 to PUD.

      5. Consideration to approve a conditional use permit request from Finish Line Motors to allow automobile sales in CMU(Commercial Mixed-Use) zoning district in the Markham Street Neighborhood Specific Plan for property located at 1267 & 1269 Harkrider Street.

   B. Public Safety Committee (Police, Fire, District Court, Animal Welfare Unit, Communication Emergency Operations Center, Information Technology, & City Attorney)

      1. Ordinance appropriating grant funds received from the Arkansas Department of Management to the Conway Police Department SWAT team.

      2. Ordinance to waive bids and purchase tasers from Taser International for the CPD.

      3. Ordinance to waive bids and purchase concealment vests from Teeco Safety for the CPD.

      4. Consideration to extend the lease agreement with the University of Central Arkansas for property located at 1835 South Donaghey Avenue.

      5. Ordinance accepting and appropriating insurance proceeds for the Conway Fire Department.

      6. Ordinance authorizing a staffing change and appropriating funds for a new assistant chief position within the Conway Fire Department.

Adjournment
City of Conway, Arkansas
Monthly Financial Reports
December 31, 2017
City of Conway  
Monthly Financial Report - General Fund  
For the month ended December 31, 2017  

### Revenues

<table>
<thead>
<tr>
<th>Source</th>
<th>Budget</th>
<th>Month Encumbered</th>
<th>Year to Date Encumbered</th>
<th>(Over)/Under Budget</th>
<th>% Expend/Collect</th>
</tr>
</thead>
<tbody>
<tr>
<td>Ad Valorem Tax</td>
<td>3,900,000</td>
<td>(65,439)</td>
<td>3,314,974</td>
<td>585,026</td>
<td>85%</td>
</tr>
<tr>
<td>Payments in Lieu of Tax</td>
<td>20,000</td>
<td>-</td>
<td>29,442</td>
<td>(9,442)</td>
<td>147%</td>
</tr>
<tr>
<td>State Tax Turnback</td>
<td>930,000</td>
<td>64,122</td>
<td>934,373</td>
<td>(4,373)</td>
<td>100%</td>
</tr>
<tr>
<td>Insurance Tax Turnback - LOPFI</td>
<td>1,300,000</td>
<td>-</td>
<td>1,289,345</td>
<td>10,655</td>
<td>99%</td>
</tr>
<tr>
<td>Sales Tax</td>
<td>18,200,000</td>
<td>1,519,435</td>
<td>18,954,504</td>
<td>(754,504)</td>
<td>104%</td>
</tr>
<tr>
<td>Beverage Tax</td>
<td>400,000</td>
<td>-</td>
<td>414,784</td>
<td>(14,784)</td>
<td>104%</td>
</tr>
<tr>
<td>Franchise Fees</td>
<td>3,569,000</td>
<td>567,718</td>
<td>3,398,143</td>
<td>170,857</td>
<td>95%</td>
</tr>
<tr>
<td>Permits</td>
<td>401,000</td>
<td>29,334</td>
<td>452,112</td>
<td>(51,112)</td>
<td>113%</td>
</tr>
<tr>
<td>ACIEA Revenues</td>
<td>5,000</td>
<td>952</td>
<td>10,805</td>
<td>(5,805)</td>
<td>216%</td>
</tr>
<tr>
<td>Dog Tags &amp; Fees</td>
<td>30,000</td>
<td>2,022</td>
<td>31,012</td>
<td>(1,012)</td>
<td>103%</td>
</tr>
<tr>
<td>Municipal Court Fines and Fees</td>
<td>1,153,400</td>
<td>21,634</td>
<td>902,628</td>
<td>250,772</td>
<td>78%</td>
</tr>
<tr>
<td>Law Enforcement</td>
<td>858,420</td>
<td>123,677</td>
<td>907,051</td>
<td>(48,631)</td>
<td>106%</td>
</tr>
<tr>
<td>Parks</td>
<td>561,800</td>
<td>27,892</td>
<td>642,007</td>
<td>(80,207)</td>
<td>114%</td>
</tr>
<tr>
<td>Interest Income</td>
<td>22,000</td>
<td>8,486</td>
<td>67,942</td>
<td>(45,942)</td>
<td>309%</td>
</tr>
<tr>
<td>Proceeds from Sale of Assets</td>
<td>-</td>
<td>-</td>
<td>4,300</td>
<td>(4,300)</td>
<td>-</td>
</tr>
<tr>
<td>Insurance Proceeds</td>
<td>47,623</td>
<td>12,691</td>
<td>66,301</td>
<td>(18,678)</td>
<td>139%</td>
</tr>
<tr>
<td>Donations</td>
<td>16,036</td>
<td>-</td>
<td>15,037</td>
<td>999</td>
<td>94%</td>
</tr>
<tr>
<td>Act 833 Revenue</td>
<td>90,000</td>
<td>45</td>
<td>97,455</td>
<td>(7,455)</td>
<td>108%</td>
</tr>
<tr>
<td>Miscellaneous Revenues</td>
<td>148,969</td>
<td>59,769</td>
<td>192,540</td>
<td>(43,571)</td>
<td>129%</td>
</tr>
<tr>
<td>Transfers from Other Funds</td>
<td>423,000</td>
<td>-</td>
<td>387,750</td>
<td>35,250</td>
<td>92%</td>
</tr>
<tr>
<td><strong>Total Revenues</strong></td>
<td>32,076,247</td>
<td>2,372,338</td>
<td>32,112,505</td>
<td>-</td>
<td>(36,257)</td>
</tr>
</tbody>
</table>

### Expenditures

<table>
<thead>
<tr>
<th>Category</th>
<th>Budget</th>
<th>Month Encumbered</th>
<th>Year to Date Encumbered</th>
<th>(Over)/Under Budget</th>
<th>% Expend/Collect</th>
</tr>
</thead>
<tbody>
<tr>
<td>Admin (Mayor, HR)</td>
<td>671,206</td>
<td>72,296</td>
<td>647,063</td>
<td>23,279</td>
<td>96%</td>
</tr>
<tr>
<td>Finance</td>
<td>447,200</td>
<td>34,624</td>
<td>408,530</td>
<td>38,670</td>
<td>91%</td>
</tr>
<tr>
<td>City Clerk/Treasurer</td>
<td>189,805</td>
<td>15,447</td>
<td>131,450</td>
<td>58,356</td>
<td>69%</td>
</tr>
<tr>
<td>City Council</td>
<td>100,767</td>
<td>6,227</td>
<td>78,933</td>
<td>21,834</td>
<td>78%</td>
</tr>
<tr>
<td>Planning</td>
<td>426,946</td>
<td>40,986</td>
<td>359,881</td>
<td>67,015</td>
<td>84%</td>
</tr>
<tr>
<td>Physical Plant</td>
<td>529,884</td>
<td>51,014</td>
<td>462,361</td>
<td>66,997</td>
<td>87%</td>
</tr>
<tr>
<td>Fleet Maintenance</td>
<td>157,579</td>
<td>17,786</td>
<td>167,360</td>
<td>(9,837)</td>
<td>106%</td>
</tr>
<tr>
<td>Information Technology</td>
<td>1,161,827</td>
<td>189,394</td>
<td>1,043,361</td>
<td>61,982</td>
<td>90%</td>
</tr>
<tr>
<td>Permits and Inspections</td>
<td>720,745</td>
<td>76,522</td>
<td>685,506</td>
<td>35,018</td>
<td>95%</td>
</tr>
<tr>
<td>Nondepartmental</td>
<td>763,384</td>
<td>26,880</td>
<td>765,849</td>
<td>(4,294)</td>
<td>100%</td>
</tr>
<tr>
<td>Police</td>
<td>11,688,533</td>
<td>1,394,459</td>
<td>11,070,949</td>
<td>73,512</td>
<td>99%</td>
</tr>
<tr>
<td>CECO</td>
<td>1,140,706</td>
<td>126,393</td>
<td>1,082,563</td>
<td>58,053</td>
<td>95%</td>
</tr>
<tr>
<td>Animal Welfare</td>
<td>489,746</td>
<td>55,275</td>
<td>461,755</td>
<td>27,449</td>
<td>94%</td>
</tr>
<tr>
<td>Municipal District Court</td>
<td>882,019</td>
<td>93,010</td>
<td>846,368</td>
<td>34,926</td>
<td>96%</td>
</tr>
<tr>
<td>City Attorney</td>
<td>476,600</td>
<td>52,916</td>
<td>449,534</td>
<td>18,566</td>
<td>94%</td>
</tr>
<tr>
<td>Fire</td>
<td>9,999,428</td>
<td>1,185,961</td>
<td>9,625,634</td>
<td>307,253</td>
<td>96%</td>
</tr>
<tr>
<td>Parks</td>
<td>3,029,603</td>
<td>276,993</td>
<td>2,695,184</td>
<td>319,123</td>
<td>89%</td>
</tr>
<tr>
<td><strong>Total Expenditures</strong></td>
<td>32,875,978</td>
<td>3,716,181</td>
<td>31,519,282</td>
<td>1,197,903</td>
<td>96%</td>
</tr>
</tbody>
</table>

Net Revenue/(Expense) = (799,730)  
953,223

*All figures are unaudited*

Notes:
1) Budget column is current budget which includes all year-to-date adjustments, if any.
# Fund Balance Appropriations

<table>
<thead>
<tr>
<th>Ordinance</th>
<th>Date</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>O-17-14</td>
<td>1/24/17</td>
<td>Diversity training for police and fire</td>
<td>16,000</td>
</tr>
<tr>
<td>O-17-34</td>
<td>3/28/17</td>
<td>Fuel tank repair</td>
<td>2,600</td>
</tr>
<tr>
<td>O-17-40</td>
<td>4/11/17</td>
<td>Mosquito abatement program</td>
<td>150,000</td>
</tr>
<tr>
<td>O-17-41</td>
<td>4/11/17</td>
<td>Generator repairs at CEOC</td>
<td>6,664</td>
</tr>
<tr>
<td>O-17-42</td>
<td>4/11/17</td>
<td>Civil service testing</td>
<td>5,400</td>
</tr>
<tr>
<td>O-17-55</td>
<td>5/9/17</td>
<td>Repair roof at City Hall</td>
<td>125,000</td>
</tr>
<tr>
<td>O-17-62</td>
<td>5/23/17</td>
<td>Health benefit premium increase</td>
<td>140,241</td>
</tr>
<tr>
<td>O-17-72</td>
<td>6/27/17</td>
<td>Civil service testing</td>
<td>2,600</td>
</tr>
<tr>
<td>O-17-73</td>
<td>6/27/17</td>
<td>New HVAC unit at CEOC</td>
<td>15,000</td>
</tr>
<tr>
<td>O-17-130</td>
<td>11/14/17</td>
<td>Operation Shop Secure</td>
<td>50,000</td>
</tr>
<tr>
<td>O-17-132</td>
<td>11/14/17</td>
<td>Employee Appreciation Bonuses</td>
<td>157,153</td>
</tr>
</tbody>
</table>

$670,658
City of Conway  
Balance Sheet - General Fund  
For the month ended December 31, 2017  

<table>
<thead>
<tr>
<th>Asset Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cash - Operating</td>
<td>4,685,055</td>
</tr>
<tr>
<td>Cash - Reserve</td>
<td>2,011,965</td>
</tr>
<tr>
<td>Petty Cash</td>
<td>715</td>
</tr>
<tr>
<td>Taxes Receivable</td>
<td>3,362,084</td>
</tr>
<tr>
<td>Accounts Receivable</td>
<td>4,210,302</td>
</tr>
<tr>
<td>Due from Other Funds</td>
<td>31,156</td>
</tr>
<tr>
<td>Due from Street</td>
<td>48,833</td>
</tr>
<tr>
<td>Due from Component Unit</td>
<td>294,539</td>
</tr>
<tr>
<td>Fleet Inventory</td>
<td>15,539</td>
</tr>
<tr>
<td>Fuel Inventory</td>
<td>47,357</td>
</tr>
<tr>
<td>General Inventory</td>
<td>585</td>
</tr>
<tr>
<td><strong>Assets</strong></td>
<td><strong>14,708,132</strong></td>
</tr>
<tr>
<td>Accounts Payable</td>
<td>583,543</td>
</tr>
<tr>
<td>Salaries Payable</td>
<td>233,685</td>
</tr>
<tr>
<td>Insurance and Benefits Payable</td>
<td>45,668</td>
</tr>
<tr>
<td>Held for Others - Performance Bonds</td>
<td>12,700</td>
</tr>
<tr>
<td>Event Deposits</td>
<td>890</td>
</tr>
<tr>
<td>Due to Other Funds</td>
<td>5,768</td>
</tr>
<tr>
<td>Deferred Revenue</td>
<td>4,045,383</td>
</tr>
<tr>
<td><strong>Liabilities</strong></td>
<td><strong>4,927,638</strong></td>
</tr>
<tr>
<td>Fund Balance - Committed to cash flow</td>
<td>2,000,000</td>
</tr>
<tr>
<td>Fund Balance - Committed to reserve</td>
<td>2,000,000</td>
</tr>
<tr>
<td>Fund Balance - Unassigned</td>
<td>5,780,494</td>
</tr>
<tr>
<td><strong>Fund Balance</strong></td>
<td><strong>9,780,494</strong></td>
</tr>
<tr>
<td><strong>Total Liabilities &amp; Fund Balance</strong></td>
<td><strong>14,708,132</strong></td>
</tr>
</tbody>
</table>

*All figures are unaudited*
## City of Conway
### Monthly Financial Report - Street Fund
#### For the month ended December 31, 2017

### Revenues

<table>
<thead>
<tr>
<th></th>
<th>Budget</th>
<th>Month Activity</th>
<th>Year to Date</th>
<th>Encumbered</th>
<th>(Over)/Under Budget</th>
<th>%</th>
</tr>
</thead>
<tbody>
<tr>
<td>Ad Valorem Tax</td>
<td>1,500,000</td>
<td>186,733</td>
<td>1,190,939</td>
<td>309,061</td>
<td>79%</td>
<td></td>
</tr>
<tr>
<td>Payments in Lieu of Tax</td>
<td>15,000</td>
<td>-</td>
<td>-</td>
<td>15,000</td>
<td>0%</td>
<td></td>
</tr>
<tr>
<td>State Tax Turnback</td>
<td>2,683,474</td>
<td>210,152</td>
<td>2,401,040</td>
<td>282,434</td>
<td>89%</td>
<td></td>
</tr>
<tr>
<td>AHTD 1/2 Cent Sales Tax Turnback</td>
<td>1,100,000</td>
<td>101,733</td>
<td>1,154,321</td>
<td>(54,321)</td>
<td>105%</td>
<td></td>
</tr>
<tr>
<td>Severance Tax</td>
<td>75,000</td>
<td>9,199</td>
<td>161,674</td>
<td>(86,674)</td>
<td>216%</td>
<td></td>
</tr>
<tr>
<td>Sales Tax</td>
<td>250,000</td>
<td>21,290</td>
<td>265,586</td>
<td>(15,586)</td>
<td>106%</td>
<td></td>
</tr>
<tr>
<td>Sign Permits</td>
<td>500</td>
<td>-</td>
<td>270</td>
<td>230</td>
<td>54%</td>
<td></td>
</tr>
<tr>
<td>Engineering Fees</td>
<td>5,000</td>
<td>350</td>
<td>18,925</td>
<td>(13,925)</td>
<td>379%</td>
<td></td>
</tr>
<tr>
<td>Insurance Proceeds</td>
<td>3,054</td>
<td>80</td>
<td>3,135</td>
<td>(81)</td>
<td>103%</td>
<td></td>
</tr>
<tr>
<td>Interest Income</td>
<td>20,000</td>
<td>5,755</td>
<td>49,947</td>
<td>(29,947)</td>
<td>250%</td>
<td></td>
</tr>
<tr>
<td>Miscellaneous Revenues</td>
<td>1,505</td>
<td>40,000</td>
<td>53,593</td>
<td>(52,088)</td>
<td>3561%</td>
<td></td>
</tr>
<tr>
<td><strong>Total Revenues</strong></td>
<td><strong>5,653,533</strong></td>
<td><strong>575,292</strong></td>
<td><strong>5,299,430</strong></td>
<td></td>
<td><strong>354,103</strong></td>
<td>94%</td>
</tr>
</tbody>
</table>

### Expenditures

<p>| | | | | | | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Personnel Costs</td>
<td>2,201,405</td>
<td>230,454</td>
<td>2,054,729</td>
<td>-</td>
<td>146,676</td>
<td>93%</td>
</tr>
<tr>
<td>Other Operating Costs</td>
<td>3,512,036</td>
<td>301,280</td>
<td>2,345,851</td>
<td>15,272</td>
<td>1,150,913</td>
<td>67%</td>
</tr>
<tr>
<td><strong>Total Operating Costs</strong></td>
<td><strong>5,713,441</strong></td>
<td><strong>531,733</strong></td>
<td><strong>4,400,579</strong></td>
<td><strong>15,272</strong></td>
<td><strong>1,297,589</strong></td>
<td>77%</td>
</tr>
<tr>
<td>Capital Outlay</td>
<td>1,647,577</td>
<td>235,067</td>
<td>1,037,756</td>
<td>159,405</td>
<td>450,416</td>
<td>63%</td>
</tr>
<tr>
<td><strong>Total Expenditures</strong></td>
<td><strong>7,361,018</strong></td>
<td><strong>766,801</strong></td>
<td><strong>5,438,335</strong></td>
<td><strong>174,677</strong></td>
<td><strong>1,748,005</strong></td>
<td>74%</td>
</tr>
</tbody>
</table>

### Net Revenue/(Expense)

|                      | (1,707,485) | (138,906)   |

*All figures are unaudited*

**Notes:**

1) Budget column is current budget which includes all year-to-date adjustments, if any.
## City of Conway
### Street Fund
#### 2017

**Fund Balance Appropriations**

<table>
<thead>
<tr>
<th>Ordinance</th>
<th>Date</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>O-17-34</td>
<td>3/28/17</td>
<td>Fuel tank repair</td>
<td>2,600</td>
</tr>
<tr>
<td>O-17-47</td>
<td>5/9/17</td>
<td>Increased transportation for Boys &amp; Girls Club</td>
<td>13,000</td>
</tr>
<tr>
<td>O-17-50</td>
<td>5/9/17</td>
<td>Finish Smith &amp; Spencer Reconstruction</td>
<td>139,000</td>
</tr>
<tr>
<td>O-17-62</td>
<td>5/23/17</td>
<td>Health benefit premium increase</td>
<td>11,583</td>
</tr>
<tr>
<td>O-17-97</td>
<td>9/12/17</td>
<td>Right of way acquisition for College/Salem roundabout</td>
<td>154,239</td>
</tr>
<tr>
<td>O-17-102</td>
<td>9/12/17</td>
<td>Finish 6th Street overpass</td>
<td>1,000,000</td>
</tr>
<tr>
<td>O-17-132</td>
<td>11/14/17</td>
<td>Employee Appreciation Bonuses</td>
<td>13,580</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td><strong>$ 1,334,002</strong></td>
</tr>
</tbody>
</table>
### City of Conway
### Balance Sheet - Street Fund
### For the month ended December 31, 2017

<table>
<thead>
<tr>
<th>Assets</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cash - Operating</td>
<td>4,426,639</td>
</tr>
<tr>
<td>Taxes Receivable</td>
<td>47,108</td>
</tr>
<tr>
<td>Accounts Receivable</td>
<td>1,375,074</td>
</tr>
<tr>
<td><strong>Assets</strong></td>
<td><strong>5,848,821</strong></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Liabilities</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Accounts Payable</td>
<td>138,045</td>
</tr>
<tr>
<td>Salaries Payable</td>
<td>18,500</td>
</tr>
<tr>
<td>Insurance and Benefits Payable</td>
<td>9,883</td>
</tr>
<tr>
<td>Due to Other Funds</td>
<td>10,841</td>
</tr>
<tr>
<td>Due to General</td>
<td>41,701</td>
</tr>
<tr>
<td>Deferred Revenue</td>
<td>1,375,073</td>
</tr>
<tr>
<td><strong>Liabilities</strong></td>
<td><strong>1,594,043</strong></td>
</tr>
</tbody>
</table>

**Fund Balance**  
4,254,778

**Total Liabilities & Fund Balance**  
5,848,821

*All figures are unaudited*
City of Conway  
Monthly Financial Report - Sanitation  
For the month ended December 31, 2017

<table>
<thead>
<tr>
<th>Revenues</th>
<th>Budget</th>
<th>Month Activity</th>
<th>Year to Date</th>
<th>Encumbered</th>
<th>Budget</th>
<th>(Over)/Under Budget</th>
<th>%</th>
<th>Expend/Collect</th>
</tr>
</thead>
<tbody>
<tr>
<td>Sanitation Fees</td>
<td>8,750,000</td>
<td>1,651,384</td>
<td>8,213,379</td>
<td>536,621</td>
<td>536,621</td>
<td>94%</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Proceeds - Recycled Materials</td>
<td>540,000</td>
<td>71,878</td>
<td>856,997</td>
<td></td>
<td>(316,997)</td>
<td>159%</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Landfill Fees - General</td>
<td>200,000</td>
<td>10,174</td>
<td>203,763</td>
<td></td>
<td>(3,763)</td>
<td>102%</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Insurance Proceeds</td>
<td>5,733</td>
<td>-</td>
<td>6,479</td>
<td></td>
<td>(746)</td>
<td>113%</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Loan Proceeds</td>
<td>-</td>
<td>-</td>
<td>1,850,743</td>
<td></td>
<td>(1,850,743)</td>
<td>-</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Interest Income</td>
<td>50,000</td>
<td>15,732</td>
<td>111,418</td>
<td></td>
<td>(61,418)</td>
<td>223%</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Proceeds from Sale of Assets</td>
<td>-</td>
<td>62,500</td>
<td>156,755</td>
<td></td>
<td>(156,755)</td>
<td>-</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Miscellaneous Revenues</td>
<td>-</td>
<td>50</td>
<td>15,569</td>
<td></td>
<td>(15,569)</td>
<td>-</td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>Total Revenues</strong></td>
<td>9,545,733</td>
<td>1,811,718</td>
<td>11,415,104</td>
<td>-</td>
<td>(1,869,371)</td>
<td>120%</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

| Expenditures                    |         |                |              |            |               |                     |   |                |
| Personnel Costs                 | 3,903,434 | 445,875        | 3,882,463    | -          | 20,971        | 99%                  |   |                |
| Other Operating Costs           | 3,646,496 | 229,316        | 3,103,533    | 88,044     | 454,919       | 85%                  |   |                |
| **Total Operating Costs**       | 7,549,930 | 675,191        | 6,985,996    | 88,044     | 475,890       | 93%                  |   |                |
| Capital Outlay                  | 4,169,969 | 548,752        | 838,491      | 1,085,250  | 2,246,228     | 20%                  |   |                |
| **Total Expenditures**          | 11,719,899 | 1,223,943      | 7,824,487    | 1,173,294  | 2,722,119     | 67%                  |   |                |

**Net Revenue/(Expense)**        | (2,174,166) |                |              |            | 3,590,617     |                     |   |                |

*All figures are unaudited*

Notes:
1) Budget column is current budget which includes all year-to-date adjustments, if any.
2) Capital outlay is shown here for budgeting purposes, but only depreciation expense will be recorded at year end.
City of Conway  
Sanitation Fund  
2017  
Fund Balance Appropriations

<table>
<thead>
<tr>
<th>Ordinance</th>
<th>Date</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>O-17-62</td>
<td>5/23/17</td>
<td>Health benefit premium increase</td>
<td>$31,212</td>
</tr>
<tr>
<td>O-17-132</td>
<td>11/14/17</td>
<td>Employee Appreciation Bonuses</td>
<td>$34,272</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>$65,484</td>
</tr>
</tbody>
</table>
City of Conway  
Balance Sheet - Sanitation  
For the month ended December 31, 2017

<table>
<thead>
<tr>
<th>Asset Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cash - Operating</td>
<td>7,007,102</td>
</tr>
<tr>
<td>Petty Cash</td>
<td>200</td>
</tr>
<tr>
<td>Post Closure Cash Account</td>
<td>5,668,557</td>
</tr>
<tr>
<td>Accounts Receivable</td>
<td>(1,140)</td>
</tr>
<tr>
<td>Due from Other Funds</td>
<td>68</td>
</tr>
<tr>
<td>General Inventory</td>
<td>2,122</td>
</tr>
<tr>
<td>Land &amp; Buildings</td>
<td>2,484,109</td>
</tr>
<tr>
<td>Infrastructure</td>
<td>1,043,647</td>
</tr>
<tr>
<td>Machinery and Equipment</td>
<td>3,915,471</td>
</tr>
<tr>
<td>Vehicles</td>
<td>448,244</td>
</tr>
<tr>
<td>Deferred Outflows of Resources</td>
<td>1,454,446</td>
</tr>
</tbody>
</table>

**Assets**

<table>
<thead>
<tr>
<th>Liability Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Accounts Payable</td>
<td>86,966</td>
</tr>
<tr>
<td>Salaries Payable</td>
<td>41,143</td>
</tr>
<tr>
<td>Insurance and Benefits Payable</td>
<td>21,846</td>
</tr>
<tr>
<td>Compensated Absences</td>
<td>168,607</td>
</tr>
<tr>
<td>Net Pension Obligation</td>
<td>9,286,388</td>
</tr>
<tr>
<td>Deferred Inflows of Resources</td>
<td>637,180</td>
</tr>
<tr>
<td>Due to Other Funds</td>
<td>7,891</td>
</tr>
<tr>
<td>Landfill Close/Post Close</td>
<td>8,524,931</td>
</tr>
</tbody>
</table>

**Liabilities**

| Net Assets                                   | 3,247,874 |

**Total Liabilities and Net Assets**

*All figures are unaudited*

Note: Capital assets shown at book value (cost less accumulated depreciation).
# City of Conway
## Monthly Financial Report - Airport
### For the month ended December 31, 2017

### Revenues

<table>
<thead>
<tr>
<th>Activity</th>
<th>Budget</th>
<th>Month</th>
<th>Year to Date</th>
<th>(Over)/Under</th>
<th>%</th>
</tr>
</thead>
<tbody>
<tr>
<td>Sales Tax</td>
<td>13,000</td>
<td>1,121</td>
<td>11,726</td>
<td>1,274</td>
<td>90%</td>
</tr>
<tr>
<td>Airport Fuel Sales</td>
<td>600,000</td>
<td>73,870</td>
<td>754,917</td>
<td>(154,917)</td>
<td>126%</td>
</tr>
<tr>
<td>T-Hangar Rent</td>
<td>118,000</td>
<td>44,940</td>
<td>156,304</td>
<td>(38,304)</td>
<td>132%</td>
</tr>
<tr>
<td>Community Hangar Rent</td>
<td>25,000</td>
<td>4,300</td>
<td>18,974</td>
<td>6,026</td>
<td>76%</td>
</tr>
<tr>
<td>Ground Leases</td>
<td>125,000</td>
<td>-</td>
<td>119,678</td>
<td>5,323</td>
<td>96%</td>
</tr>
<tr>
<td>Insurance Proceeds</td>
<td>3,681</td>
<td>-</td>
<td>-</td>
<td>3,681</td>
<td>0%</td>
</tr>
<tr>
<td>Proceeds from Sale of Assets</td>
<td>-</td>
<td>3,031,849</td>
<td>3,031,849</td>
<td>(3,031,849)</td>
<td>-</td>
</tr>
<tr>
<td>Miscellaneous Revenues</td>
<td>13,000</td>
<td>855</td>
<td>10,410</td>
<td>2,590</td>
<td>80%</td>
</tr>
</tbody>
</table>

**Total Revenues**: 897,681 3,156,935 4,103,857 - (3,206,176) 457%

### Expenditures

<table>
<thead>
<tr>
<th>Activity</th>
<th>Budget</th>
<th>Month</th>
<th>Year to Date</th>
<th>(Over)/Under</th>
<th>%</th>
</tr>
</thead>
<tbody>
<tr>
<td>Personnel Costs</td>
<td>218,053</td>
<td>29,847</td>
<td>249,067</td>
<td>- (31,014)</td>
<td>114%</td>
</tr>
<tr>
<td>Fuel for Resale</td>
<td>431,000</td>
<td>44,129</td>
<td>591,093</td>
<td>- (160,093)</td>
<td>137%</td>
</tr>
<tr>
<td>Other Operating Costs</td>
<td>157,881</td>
<td>6,570</td>
<td>159,478</td>
<td>1,350 (2,947)</td>
<td>101%</td>
</tr>
<tr>
<td>Total Operating Costs</td>
<td>806,934</td>
<td>80,546</td>
<td>999,639</td>
<td>1,350 (194,055)</td>
<td>124%</td>
</tr>
<tr>
<td>Capital Outlay</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>0%</td>
</tr>
</tbody>
</table>

**Total Expenditures**: 806,934 80,546 999,639 1,350 (194,055) 124%

**Net Revenue/(Expense)**: 90,747 3,104,218

*All figures are unaudited

**Notes:**
1. Budget column is current budget which includes all year-to-date adjustments, if any.
2. Capital outlay is shown here for budgeting purposes, but only depreciation expense will be recorded at year end.
City of Conway
Airport Fund
2017

Fund Balance Appropriations

<table>
<thead>
<tr>
<th>Ordinance</th>
<th>Date</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>O-17-59</td>
<td>5/23/17</td>
<td>Study of the Lollie levee</td>
<td>$10,000</td>
</tr>
<tr>
<td>O-17-60</td>
<td>5/23/17</td>
<td>New windcone and pole</td>
<td>$5,500</td>
</tr>
<tr>
<td>O-17-62</td>
<td>5/23/17</td>
<td>Health benefit premium increase</td>
<td>$1,608</td>
</tr>
<tr>
<td>O-17-132</td>
<td>11/14/17</td>
<td>Employee Appreciation Bonuses</td>
<td>$2,040</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td><strong>$19,148</strong></td>
</tr>
</tbody>
</table>
City of Conway  
Balance Sheet - Airport  
For the month ended December 31, 2017

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cash - Operating</td>
<td>3,387,389</td>
</tr>
<tr>
<td>Taxes Receivable</td>
<td>2,020</td>
</tr>
<tr>
<td>Accounts Receivable - Fuel Vendor</td>
<td>103,963</td>
</tr>
<tr>
<td>Due from Other Funds</td>
<td>733</td>
</tr>
<tr>
<td>Land</td>
<td>1,607,274</td>
</tr>
<tr>
<td>Buildings</td>
<td>4,652,909</td>
</tr>
<tr>
<td>Machinery &amp; Equipment</td>
<td>477,842</td>
</tr>
<tr>
<td>Vehicles</td>
<td>16,454</td>
</tr>
<tr>
<td>Infrastructure</td>
<td>25,425,821</td>
</tr>
<tr>
<td>Construction in Progress</td>
<td>52,066</td>
</tr>
<tr>
<td><strong>Assets</strong></td>
<td><strong>35,726,471</strong></td>
</tr>
<tr>
<td>Accounts Payable</td>
<td>5,410</td>
</tr>
<tr>
<td>Salaries Payable</td>
<td>2,268</td>
</tr>
<tr>
<td>Insurance and Benefits Payable</td>
<td>1,552</td>
</tr>
<tr>
<td>Compensated Absences</td>
<td>5,127</td>
</tr>
<tr>
<td>Due to General</td>
<td>800</td>
</tr>
<tr>
<td>Accrued Interest Payable</td>
<td>108,986</td>
</tr>
<tr>
<td>Notes Payable</td>
<td>2,750,000</td>
</tr>
<tr>
<td><strong>Liabilities</strong></td>
<td><strong>2,874,143</strong></td>
</tr>
<tr>
<td><strong>Fund Balance</strong></td>
<td><strong>32,852,327</strong></td>
</tr>
<tr>
<td><strong>Total Liabilities &amp; Fund Balance</strong></td>
<td><strong>35,726,471</strong></td>
</tr>
</tbody>
</table>

*All figures are unaudited*

Note: Capital assets shown at book value (cost less accumulated depreciation).
City of Conway  
Monthly Financial Report - Major Project Funds  
For the month ended December 31, 2017  

<table>
<thead>
<tr>
<th>Parks and Rec A&amp;P Tax</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Balance, 11/30/17</td>
<td>2,531,958</td>
</tr>
<tr>
<td>Receipts</td>
<td>274,656</td>
</tr>
<tr>
<td>Payments</td>
<td>(970,311)</td>
</tr>
<tr>
<td>Balance, 12/31/17</td>
<td>$1,836,303</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Pay as you go Sales Tax</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Balance, 11/30/17</td>
<td>3,499,639</td>
</tr>
<tr>
<td>Receipts</td>
<td>931,102</td>
</tr>
<tr>
<td>Payments</td>
<td>(709,608)</td>
</tr>
<tr>
<td>Balance, 12/31/17</td>
<td>$3,721,132</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Street Impact Fees</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Balance, 11/30/17</td>
<td>1,012,646</td>
</tr>
<tr>
<td>Receipts</td>
<td>19,934</td>
</tr>
<tr>
<td>Payments</td>
<td>(3,000)</td>
</tr>
<tr>
<td>Balance, 12/31/17</td>
<td>$1,029,580</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Parks Impact Fees</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Balance, 11/30/17</td>
<td>485,239</td>
</tr>
<tr>
<td>Receipts</td>
<td>11,400</td>
</tr>
<tr>
<td>Payments</td>
<td>(3,000)</td>
</tr>
<tr>
<td>Balance, 12/31/17</td>
<td>$ 493,640</td>
</tr>
</tbody>
</table>
AN ORDINANCE AMENDING ORDINANCE NO. O-12-08 TO ALLOW FOR AN ADDITIONAL ENFORCEMENT REMEDY OF DISCONTINUATION OF WATER SERVICE FOR CUSTOMERS THAT VIOLATE THE ORDINANCE; AND FOR OTHER PURPOSES

Whereas, the City adopted Ordinance O-12-08 to include enforcement provisions; and

Whereas, grease continues to infiltrate the city’s wastewater system; and

Whereas, The Department of Environmental Quality requires enforcement of the ordinance; and

Whereas, a new enforcement provision is needed in certain cases; and

Whereas, the Board of Directors of Conway Corporation requested this amendment to preserve the safety of the wastewater system.

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

Section One: Section Six of Ordinance O-12-08 is amended to add a provision for the disconnection of water for violators of the ordinance.

Section Two: Ordinance O-12-08 is amended to add the following language:

6.8 Water Service Termination

When the CEO or his designee determines that a User has violated or continues to violate the provisions of this Ordinance, or any order issued hereunder, water service to the User may be terminated. Service will only be reinstated at the Users sole expense after the User has satisfied the requirements of this Ordinance.

Section Three: All ordinance and parts of ordinances in conflict with this ordinance are hereby repealed.

Passed this 23rd day of January, 2018.

Approved:

Attest: __________________________
Mayor Bart Castleberry

Michael O. Garrett
City Clerk/Treasurer
Resolution of the Board of Directors of Conway Corporation

A RESOLUTION RECOMMENDING THE CITY COUNCIL TO ADOPT AN AMENDMENT TO ORDINANCE 0-12-08 ALLOWING ADDITIONAL ENFORCEMENT OF GREASE TRAPS UNDER CERTAIN CONDITIONS

WHEREAS, The City of Conway adopted Ordinance O-12-08 REGULATING PRE-TREATMENT INTO THE CONWAY WASTEWATER SYSTEM; and

WHEREAS, AN ADDITIONAL ENFORCEMENT MECHANISM IS NEEDED TO ALLOW WATER SERVICE TO BE DISCONNECTED IN CERTAIN SITUATIONS

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of Conway Corporation Requests the City Council to adopt an amendment, as attached, to Ordinance 0-12-08 providing for additional enforcement where needed.

Adopted this 16th day of January, 2018

[Signatures]

Chairman

Secretary
To: Mayor Bart Castleberry
CC: Conway City Council
From: Josh Zylks, Airport Manager
Date: 11 January 2018
Subject: Request to Remove Fixed Assets (Property) from Inventory

The listing below details items to be removed from the fixed assets (inventory) of the Airport Department. I would like to request approval to remove these items from our fixed asset inventory listing as the properties listed below have been sold.

<table>
<thead>
<tr>
<th>Asset Number</th>
<th>Description</th>
<th>Purchase Date</th>
<th>Book Value</th>
</tr>
</thead>
<tbody>
<tr>
<td>0439</td>
<td>Airport Property</td>
<td>1/1/1941</td>
<td>$1,500.00</td>
</tr>
<tr>
<td>0440</td>
<td>Airport-Improvements</td>
<td>1/1/1981</td>
<td>$33,644.26</td>
</tr>
<tr>
<td>0444</td>
<td>Airport-Improvements</td>
<td>1/1/1997</td>
<td>$81,669.75</td>
</tr>
<tr>
<td>0469</td>
<td>Airport Property-4.5 Acres</td>
<td>1/1/1958</td>
<td>$3,000.00</td>
</tr>
<tr>
<td>0470</td>
<td>Airport Land</td>
<td>1/1/1989</td>
<td>$137,603.50</td>
</tr>
<tr>
<td>0477</td>
<td>Airport-Clearing Land</td>
<td>1/1/1990</td>
<td>$1,350.00</td>
</tr>
<tr>
<td>0478</td>
<td>Airport Property 16.71 Acres</td>
<td>1/1/1987</td>
<td>$16,475.00</td>
</tr>
<tr>
<td>0479</td>
<td>Airport Park Improvements</td>
<td>1/1/1985</td>
<td>$9,600.00</td>
</tr>
<tr>
<td>0482</td>
<td>Airport Property-60.5 Acres</td>
<td>1/1/1967</td>
<td>$10,500.00</td>
</tr>
<tr>
<td>0483</td>
<td>Airport Lots-13-21BLK 22</td>
<td>1/1/1941</td>
<td>$10,000.00</td>
</tr>
<tr>
<td>0484</td>
<td>Airport Lots-11-13BLK 21</td>
<td>1/1/1967</td>
<td>$8,000.00</td>
</tr>
<tr>
<td>0491</td>
<td>Property Adjacent Airport</td>
<td>12/16/1992</td>
<td>$11,969.35</td>
</tr>
<tr>
<td>0499</td>
<td>Worm Property Airport</td>
<td>1/1/1991</td>
<td>$22,044.00</td>
</tr>
</tbody>
</table>

If you have any questions please advise.
City of Conway, Arkansas
Ordinance No. O-18-_____

AN ORDLANCE AMENDING SECTIONS 201.1 AND 201.3 OF THE CONWAY ZONING ORDINANCE TO REZONE PROPERTY LOCATED AT 1340 & 1370 MCNUTT ROAD FROM MF-2 TO I-1:

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 MF-2 symbols and indications as shown on the Zoning District Boundary Map in an area described as follows:

Lots E and F, Sherwood Estates Replat Lots 20-22 West to the City of Conway, containing 2.57 acres more or less.

to those of I-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 23rd day of January, 2018.

Approved:

__________________________
Mayor Bart Castleberry

Attest:

__________________________
Michael O. Garrett
City Clerk/Treasurer
MEMO

To: Mayor Bart Castleberry
CC: City Council Members

From: Jerry Rye, 2018 Planning Commission Chairman
Date: January 17, 2018

Re: Request to rezone from MF-2 to I-1 property located at 1340 & 1370 McNutt Road

Hartland Development has requested to rezone the portions of the properties, located at 1340 & 1370 McNutt Road, currently zoned MF-2 (Multi-family 2, 18 units/acre) to I-1 (Intermediate Industrial) with legal descriptions:

Lots E and F, Replat Sherwood Estates Lots 20-22 West to the City of Conway

Portions of Lots E and F have residual MF-2 zoning due to the rerouting of Donnell Ridge Road to align with the new Old Military Road intersection. The applicant wishes to change this residual MF-2 zoning to I-1 to be congruent with the I-1 zoning of the rest of the properties.

The Planning Commission reviewed this request at its regular meeting on January 16, 2018. The Planning Commission voted 7-0, that this request be forwarded to the City Council with a recommendation for approval.

Please advise if you have any questions.
AN ORDINANCE AMENDING SECTIONS 201.1 AND 201.3 OF THE CONWAY ZONING ORDINANCE TO REZONE PROPERTY LOCATED AT 604 AND 606 E ROBINS STREET FROM C-3 TO PUD:

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 C-3 symbols and indications as shown on the Zoning District Boundary Map in an area described as follows:

[604 E Robins Street]
Part of the SE 1/4 SW 1/4 of Section 7, Township 5 North, Range 13 West, described as beginning at a point 781 feet west of the Southeast corner of said SE 1/4 SW 1/4 and run from thence north 237 feet; thence west 112 feet; thence south 237 feet; thence east 112 feet to the point of beginning, containing 0.6 acres more or less and sometimes known as Lot “B”, as surveyed and platted by B.F. Stermer, County Surveyor, on January 15, 1953.

and

[606 E Robins Street]
Part of the SE 1/4 SW 1/4, Section 7, Township 5 North, Range 13 West, Faulkner County, Arkansas, as described as beginning at a point 888.0 feet west of the southeast corner of said SE 1/4 SW 1/4; thence west 78.0 feet; thence north 237 feet; thence east 78.0 feet; thence south 237.0 feet to the point of beginning.

to those of PUD, 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 23rd day of January, 2018.

Approved:

____________________________
Mayor Bart Castleberry

Attest:

____________________________
Michael O. Garrett
City Clerk/Treasurer
MEMO

To: Mayor Bart Castleberry
CC: City Council Members

From: Jerry Rye, 2018 Planning Commission Chairman
Date: January 17, 2018

Re: Request to rezone from C-3 to PUD property located at 604 & 606 E Robins Street

Phillip Fletcher has requested to rezone from C-3 (Highway Service & Open Display District) to [Hope Village] PUD (Planned Unit Development) property located at the 604 & 606 E Robins Street with the legal descriptions:

[604 E Robins Street]
Part of the SE 1/4 SW 1/4 of Section 7, Township 5 North, Range 13 West, described as beginning at a point 781 feet west of the Southeast corner of said SE 1/4 SW 1/4 and run from thence north 237 feet; thence west 112 feet; thence south 237 feet; thence east 112 feet to the point of beginning, containing 0.6 acres more or less and sometimes known as Lot “B”, as surveyed and platted by B.F. Stermer, County Surveyor, on January 15, 1953.

and

[606 E Robins Street]
Part of the SE 1/4 SW 1/4, Section 7, Township 5 North, Range 13 West, Faulkner County, Arkansas, as described as beginning at a point 888.0 feet west of the southeast corner of said SE 1/4 SW 1/4; thence west 78.0 feet; thence north 237 feet; thence east 78.0 feet; thence south 237.0 feet to the point of beginning.

The Planning Commission reviewed this request at its regular meeting on January 16, 2018. The Planning Commission voted 7-0, that this request be forwarded to the City Council with a recommendation for approval.

Please advise if you have any questions.
City of Hope Outreach (C-3 to PUD) -- REZ

1.01 ac.
SMALL HOMES COMMUNITY
CONWAY, ARKANSAS

TWO BEDROOM HOME
600 SF
To: Mayor Bart Castleberry  
CC: City Council Members  

From: Jerry Rye, 2018 Planning Commission Chairman  
Date: January 16, 2018  

Re: APPEAL of Planning Commission denial for a Conditional Use Permit for property located at 1267 & 1269 Harkrider Street  

Finish Line Motors [Sylvester Ingram] PH LLC is appealing the denial by the Conway Planning Commission for a Conditional Use Permit to allow Automobile Sales in a CMU [Commercial Mixed-Use] zoning district in the Markham Street Neighborhood Specific Plan for property located at 1267 & 1269 Harkrider Street, with the legal description:

Block 7, Lots 11 and 12, Block 7 Jones Addition & W1/2 of Clayton Street

The Planning Commission reviewed this request at its regular meeting on November 20, 2017. The Planning Commission voted 0-8 against the motion that this request be forwarded to the City Council with a recommendation for approval. Failing to garner 6 votes in the positive, the motion was defeated.

The applicant notified the Planning & Development Department on December 18, 2017 of his intent to appeal the Planning Commission’s denial of his request to the City Council at the regularly scheduled January 23, 2018 City Council meeting.

Since the denial by the Planning Commission the applicant has not provided any additional information regarding his request.

Please advise if you have any questions.
Finish Line Motors, LLC  
1269 Harkrider St.  
Conway, AR 72032  
(501) 205-8446  

Re: Conway Planning Commission  

**Request for Appeal Hearing**  

I am hereby requesting an appeal regarding the denial of Finish Line Motors, LLC request for Conditional Use Permit to allow Automobile Sales in a CMU (MSN-SP) zoning district for property located at 1267 & 1269 Harkrider St. Conway, AR 72032.  

Sincerely,  
Finish Line Motors LLC
FINISH LINE MOTORS REQUEST FOR CONDITIONAL USE PERMIT TO ALLOW AUTO SALES & SERVICE IN A C-MU ZONING DISTRICT
(Markham Street Neighborhood Specific Plan)

APPLICANT
Finish Line Motors
Sylvester Ingram
PO Box 10202
Conway, AR 72032

STAFF REVIEW BY
Bryan Patrick, Director of Planning and Development
1201 Oak St
Conway, AR 72032

SITE DATA
Location. 1267 and 1269 Harkrider Street (Southwest corner of Pine and Harkrider)

Site Area. ±0.29 acre

Current Zoning. C-MU (Commercial - Mixed Use) in the Markham Street Neighborhood Specific Plan

Requested Conditional Use. Seeking permit to allow Auto-Related Sales and Service

Existing Structures. 2 former single family residential structures addressed 1267 (south) and 1269 (north)

Overlay. Markham Street Neighborhood Specific Plan

Comprehensive Plan. The 2004 Comprehensive Plan notes the property as part of a special study. The Markham Street Neighborhood Specific Plan (MSN-SP) was completed in March 2015. The Markham Street Plan rezoned the area from a conventional C-3 intensive commercial zone to Commercial Mixed Use. The MSN-SP not only regulates allowed land uses, it also is a form based code regulating the exterior form of structures and specific building material requirements. Auto sales and service are allowed by conditional use permit. However, auto storage is not allowed.

Projected Traffic Impact. With a conditional use permit for auto sales and service, traffic would increase slightly. An increase in vehicle trips would be limited by the available vehicle storage area. As a major arterial, Harkrider can accommodate the slight increase in vehicle traffic.

Flood\Drainage. No flood issues on this property

Utility Infrastructure. The applicant will need to coordinate utilities with Conway Corporation for any extension or upgrade of services.

Street Improvement. In 2012, Harkrider Street was improved. There are no current street improvement plans for the area.

Conway 2025. Not applicable.

STAFF COMMENTS
The applicant began storing cars and trucks on this property over a several week period. In October 2017, Code Enforcement issued a citation and told the applicant that the property is not zoned for car storage, sales, or service. The applicant is now seeking a conditional use permit in order to continue to store, service, and sell cars at this location. There are 2 old residential structures on the property; the south structure has only been used as a residence. In recent years, the north structure has been used as a bail bondsman office. The applicant plans to tear down the south structure and use the north structure as an office. They would like to spread gravel on the property and put up a fence in order to store cars. City zoning regulations do not allow car sales from gravel lots. A paved parking area must be used. There is no practical street access from Harkrider and only a small one car driveway on Pine Street. The residential office structure would also need upgrades in order to be used for commercial purposes such as handicap restrooms and access. There is an auto sales lot immediately north across Pine Street. This car sales lot has been in operation since the 1990s when Harkrider was a more rural like highway. It appears that no vehicle service takes place at the existing car lot.
In 2015, the Markham Street Neighborhood Specific Plan was approved. The MSN-SP envisions Harkrider becoming an urban corridor with a more traditional downtown streetscape. As property is redeveloped, new structures are to be built closer to the street with pedestrian friendly sidewalks. Parking lots are secondary and must be on the rear or sides of structures. Parking lots cannot be placed on corners. Harkrider redevelopment is slowly taking shape. Further south, at Oak and Harkrider, Primecare was recently upgraded and given a pedestrian friendly streetscape. A new medical office building at the old Pizza Hut location is slated to be constructed, townhomes and a cottage development on Siebenmorgen are also planned.

Car storage, sales, and service goes against area redevelopment plans. The Markham Street Neighborhood Plan only allows the sales and service of vehicles. However, most vehicle service shops accumulate non-functioning vehicles and create vehicle storage problems. The size of the lot also limits usable vehicle sales and service area. The ideal use of the property would be a new commercial structure meeting the Markham Street Neighborhood - Specific Plan appropriately located on the street with car parking at the rear of the structure.

STAFF RECOMMENDATIONS
Planning Staff recommends denial of this conditional use permit request. The requested use is not congruent with the Markham Street Neighborhood Plan. It would be difficult and expensive to construct a paved parking area with appropriate screening and fencing as required by the Markham Street Neighborhood - Specific Plan. The Plan envisions vehicles as a secondary use. The existing structure(s) are in poor shape and would not function well as commercial structures. The proposed use of gravel for vehicle storage is prohibited and inappropriate.
City of Conway, Arkansas
Ordinance No. O-18-____

AN ORDINANCE APPROPRIATING GRANT FUNDS RECEIVED FROM THE ARKANSAS DEPARTMENT OF EMERGENCY MANAGEMENT TO THE CONWAY POLICE DEPARTMENT SWAT TEAM; AND FOR OTHER PURPOSES

Whereas, the City of Conway has been awarded funds in the amount of $18,923.77 through the Faulkner County Judge’s office from the AR Department of Emergency Management for equipment purchases for the Conway Police Department’s SWAT team; and

Whereas, this is a carryover of SWAT grant funds appropriated in a previous year and has not yet been spent.

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

Section 1. The City of Conway shall accept all grant proceeds totaling $18,923.77 and appropriate from 399.000.4201, State Grant Revenue account into the Machinery and Equipment State Grant Expense account 399.121.5910.

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

PASSED this 23rd day of January, 2018

Approved:

______________________________
Mayor Bart Castleberry

Attest:

______________________________
Michael O. Garrett
City Clerk/Treasurer
AN ORDINANCE WAIVING THE COMPETITIVE BID PROCESS FOR THE PURCHASE OF TASERS FROM TASER INTERNATIONAL FOR THE CONWAY POLICE DEPARTMENT; AND FOR OTHER PURPOSES

Whereas, the Conway Police Department needs to purchase 10 Tasers, cartridges, holsters, and batteries for the department; and

Whereas, Taser International is the sole source provider for the Taser International products, therefore, it is the desire of the City Council to waive bids.

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

Section 1. The City of Conway shall accept Taser International as the sole source provider and hereby waive competitive bid requirements for the additional 10 Tasers, cartridges, holsters, and batteries at a cost of $25,161.00.

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

PASSED this 23rd day of January, 2018.

Approved:

__________________________
Mayor Bart Castleberry

Attest:

__________________________
Michael O. Garrett
City Clerk/Treasurer
April 5, 2017

To:  Conway Police Department

Re:  Sole Source Letter for Axon Enterprise, Inc.’s TASER Conducted Electrical Weapons, Axon brand products, and Evidence.com Data Management Solutions

A sole source justification exists because the following goods and services required to satisfy the agency’s needs are only manufactured and available for purchase from Axon Enterprise. Axon is also the sole distributor of all TASER brand products for the agency identified in this letter.

TASER CEW Descriptions

X2 CEW

- Multiple-shot CEW
- High efficiency flashlight
- Static dual LASERs (used for target acquisition)
- ARC switch enables drive-stun with or without a Smart Cartridge installed
- Central Information Display (CID): Displays mission-critical data such as remaining battery energy, burst time, operating mode, and user menu to change settings and view data on a yellow-on-black display
- The Trilogy log system records information from a variety of sensors into three data logs: Event log, Pulse log, and Engineering log. Data can be downloaded using a universal serial bus (USB) data interface module connected to a personal computer (PC). Data may be transferred to Evidence.com services.
- Real-time clock with back-up battery
- Onboard self-diagnostic and system status monitoring and reporting
- Ambidextrous safety switch
- Capable of audio/video recording with optional TASER CAM HD recorder
- The trigger activates a single cycle (approximately five seconds). Holding the trigger down will continue the discharge beyond the standard cycle (except when used with an APPM or TASER CAM HD AS). The CEW cycle can be stopped by placing the safety switch in the down (SAFE) position
- Compatible with TASER Smart Cartridges only

X26P CEW

- High efficiency flashlight
- Red LASER (used for target acquisition)
- Central Information Display (CID): Displays data such as calculated remaining energy, burst time, and notifications
- The Trilogy log system records information from a variety of sensors into three data logs: Event log, Pulse log, and Engineering log. Data can be downloaded using a universal serial bus (USB) data interface module connected to a personal computer (PC). Data may be transferred to Evidence.com services.
- Real-time clock with back-up battery
- Onboard self-diagnostic and system status monitoring and reporting
- Ambidextrous safety switch
- Capable of audio/video recording with optional TASER CAM HD recorder
- The trigger activates a single cycle (approximately five seconds). Holding the trigger down will continue the discharge beyond the standard cycle (except when used with an APPM or TASER CAM HD AS). The CEW cycle can be stopped by placing the safety switch in the down (SAFE) position.
- Compatible with TASER standard series cartridges
Axon Signal Performance Power Magazine (SPPM)
- Battery pack for the X2 and X26P conducted electrical weapons
- Shifting the safety switch from the down (SAFE) to the up (ARMED) positions sends a signal from the SPPM. Upon processing the signal, an Axon system equipped with Axon Signal technology transitions from the BUFFERING to EVENT mode. Axon Signal technology only works with Axon cameras.

**TASER Brand CEW Model Numbers**

1. Conducted Electrical Weapons (CEWs):
   - TASER X2 Models: 22002 and 22003
   - TASER X26P Models: 11002 and 11003

2. Optional Extended Warranties for CEWs:
   - X2 - 4-year extended warranty, item number 22014
   - X26P - 2-year extended warranty, item number 11008
   - X26P - 4-year extended warranty, item number 11004

3. TASER standard cartridges (compatible with the X26P; required for this CEW to function in the probe deployment mode):
   - 15-foot Model: 34200
   - 21-foot Model: 44200
   - 21-foot non-conductive Model: 44205
   - 25-foot Model: 44203
   - 35-foot Model: 44206

4. TASER Smart cartridges (compatible with the X2; required for this CEW to function in the probe deployment mode):
   - 15-foot Model: 22150
   - 25-foot Model: 22151
   - 25-foot inert simulation Model: 22155
   - 25-foot non-conductive Model: 22157
   - 35-foot Model: 22152

5. TASER CAM HD recorder Model: 26810 (full HD video and audio) and TASER CAM HD with AS (automatic shut-down feature) Model: 26820. The TASER CAM HD is compatible with both the X26P and X2 CEWs.
   - TASER CAM HD replacement battery Model: 26764
   - TASER CAM HD Download Kit Model: 26762
   - TASER CAM HD optional 4-year extended warranty, item number 26763

6. Power Modules (Battery Packs) for X26P and X2 CEWs:
   - Performance Power Magazine (PPM) Model: 22010
   - Tactical Performance Power Magazine (TPPM) Model: 22012
   - Automatic Shut-Down Performance Power Magazine (APPM) Model: 22011
   - eXtended Performance Power Magazine (XPPM) Model: 11010
   - eXtended Automatic Shut-Down Performance Power Magazine (XAPPM) Model: 11015
   - Axon Signal Performance Power Magazine (SPPM) Model: 70116

7. TASER Dataport Download Kits:
   - Dataport Download Kit for the X2 and X26P Model: 22013

8. TASER Blast Door Repair Kit Model 44019 and TASER Blast Door Replenishment Kit Model 44023

9. Conductive Target front Model 80000 and Conductive Target back, Model 80001
10. CEW Holsters:
   - Right-hand X2 holster by BLACKHAWK Model: 22501
   - Left-hand X2 holster by BLACKHAWK Model: 22504
   - Right-hand X26P holster by BLACKHAWK Model: 11501
   - Left-hand X26P holster by BLACKHAWK Model: 11504

11. TASER Simulation Suit II Model 44550

**Axon Digital Evidence Solution Description**

**Axon Flex 2 Video Camera (DVR)**
- Video playback on mobile devices in the field via Bluetooth pairing
- Retina Low Light capability sensitive to less than 0.1 lux
- Audio tones to alert user of usage
- Low SD, high SD, low HD, and high HD resolution (customizable by the agency)
- Up to 120-second buffering period to record footage before pressing record button
- Multiple mounting options using magnetic attachment: head, collar, shoulder, helmet, ball cap, car dash, and Oakley sunglass mounts available
- 120-degree diagonal field of view camera lens. 102-degree horizontal field of view, and 55-degree vertical field of view

**Axon Flex 2 Controller**
- 12+ hours of battery operation per shift (even in recording mode)
- LED lights to show current battery level and operating mode
- Haptic notification available
- Tactical beveled button design for use in pocket
- Compatible with Axon Signal technology

**Axon Body 2 Video Camera**
- Video playback on mobile devices in the field via Bluetooth pairing
- Retina Low Light capability sensitive to less than 1 lux
- Audio tones and haptic (vibration) notification to alert user of usage
- Audio mute during event option
- Wi-Fi capability
- High, medium, and low quality recording available (customizable by the agency)
- Up to two-minute buffering period to record footage before pressing record button
- Multiple mounting options using holster attachment: shirt, vest, belt, and dash mounts available
- 12+ hours of battery operation per shift (even in recording mode)
- LED lights to show current battery level and operating mode
- 143-degree lens
- Includes Axon Signal technology

**Axon Fleet Camera**
- Fully integrated with Evidence.com services and Axon devices
- Immediate upload to Evidence.com of critical event videos via 4G/LTE
- Wireless alerts from the TASER CEW Signal Performance Power Magazine (SPPM).
- Automatic transition from buffering to event mode in an emergency vehicle equipped with the Axon Signal Unit

**Axon Signal Unit (ASU)**
- Communications device that can be installed in emergency vehicles.
- With emergency vehicle light bar activation, or other activation triggers, the Axon Signal Unit sends a signal. Upon processing the signal, an Axon system equipped with Axon Signal technology transitions
from the BUFFERING to EVENT mode.

**Axon Interview Solution**
- High-definition cameras and microphones for interview rooms
- Covert or overt camera installations
- Touch-screen user interface
- Motion-based activation
- Up to 7-minute pre- and post-event buffering period
- Full hardware and software integration
- Upload to Evidence.com services
- Interview room files can be managed under the same case umbrella as files from Axon on-officer cameras and Axon Fleet cameras; i.e., Axon video of an arrest and interview room video are managed as part of the same case in Evidence.com
- Dual integration of on-officer camera and interview room camera with Evidence.com digital evidence solution

**Axon Flex Camera (DVR)**
- Video playback on mobile devices in the field via Bluetooth pairing
- Retina Low Light capability sensitive to less than 1 lux
- Audio tones to alert user of usage
- High, medium, and low quality recording available (customizable by the agency)
- 30-second buffering period to record footage before pressing record button
- Multiple mounting options using magnetic attachment: head, collar, shoulder, helmet, ball cap, car dash, and Oakley sunglass mounts available

**Axon Flex Controller**
- 12+ hours of battery operation per shift (even in recording mode)
- LED lights to show current battery level and operating mode
- Tactical beveled button design for use in pocket
- Available with Axon Signal technology

**Axon Body Video Camera**
- Video playback on mobile devices in the field via Bluetooth pairing
- Retina Low Light capability sensitive to less than 1 lux
- Audio tones to alert user of usage
- High, medium, and low quality recording available (customizable by the agency)
- 30-second buffering period to record footage before pressing record button
- Multiple mounting options using holster attachment: shirt, vest, belt, and dash mounts available
- 12+ hours of battery operation per shift (even in recording mode)
- LED lights to show current battery level and operating mode
- Tactical beveled button design for use in pocket
- 130-degree lens

**Axon Signal Technology**
- Sends a broadcast of status that compatible devices recognize when certain status changes are detected.
- Only compatible with TASER and Axon products

**Axon Dock**
- Automated docking station uploads to Evidence.com services through Internet connection
- No computer necessary for secure upload to Evidence.com
- Charges and uploads simultaneously
Evidence.com Data Management System

- Software as a Service (SaaS) delivery model that allows agencies to manage and share digital evidence without local storage infrastructure or software needed
- SaaS model reduces security and administration by local IT staff: no local installation required
- Automatic, timely security upgrades and enhancements deployed to application without the need for any local IT staff involvement
- Securely share digital evidence with other agencies or prosecutors without creating copies or requiring the data to leave your agency’s domain of control
- Controlled access to evidence based on pre-defined roles and permissions and pre-defined individuals
- Password authentication includes customizable security parameters: customizable password complexity, IP-based access restrictions, and multi-factor authentication support
- Automated category-based evidence retention policies assists with efficient database management
- Ability to recover deleted evidence within seven days of deletion
- Stores and supports all major digital file types: .mpeg, .doc, .pdf, .jpeg, etc.
- Requires NO proprietary file formats
- Ability to upload files directly from the computer to Evidence.com via an Internet browser
- Data Security: Robust Transport Layer Security (TLS) implementation for data in transit and 256-bit AES encryption for data in storage
- Security Testing: Independent security firms perform in-depth security and penetration testing
- Reliability: Fault- and disaster-tolerant infrastructure in at least four redundant data centers in both the East and West regions of the United States
- Chain-of-Custody: Audit logs automatically track all system and user activity. These logs cannot be edited or deleted, even by account administrators and IT staff
- Protection: With no on-site application, critical evidence stored in Evidence.com is protected from local malware that may penetrate agency infrastructure
- Stability: Axon Enterprise is a publicly traded company with stable finances and funding, reducing concerns of loss of application support or commercial viability
- Application and data protected by a CJIS and ISO 27001 compliant information security program
- Dedicated information security department that protects Evidence.com and data with security monitoring, centralized event log analysis and correlation, advanced threat and intrusion protection, and incident response capabilities
- Redact videos easily within the system, create tags, markers and clips, search seven fields in addition to five category-based fields, create cases for multiple evidence files

Evidence.com for Prosecutors

- All the benefits of the standard Evidence.com services
- Ability to share information during the discovery process
- Standard licenses available for free to prosecutors working with agencies already using Evidence.com services
- Unlimited storage for data collected by Axon cameras and Axon Capture

Axon Capture Application

- Free app for iOS and Android mobile devices
- Allows users to capture videos, audio recordings, and photos and upload these files to their Evidence.com account from the field
- Allows adding metadata to these files, such as: Category, Title, Case ID, and GPS data

Axon View Application

- Free app for iOS and Android mobile devices
- Allows user to view the camera feed from a paired Axon Body, Axon Body 2, or Axon Flex, or Axon Flex 2 camera in real-time
- Allows for playback of videos stored on a paired Axon Body or Axon Flex system
- Allows adding meta-data to videos, such as: Category, Title, Case ID, and GPS data
Axon Professional Services
- Dedicated implementation team
- Project management and deployment best practices aid
- Training and train-the-trainer sessions
- Integration services with other systems

Axon Customer Support
- Online and email-based support available 24/7
- Human phone-based support available Monday–Friday 7:00 AM–5:00 PM MST; support is located in Scottsdale, AZ, USA
- Library of webinars available 24/7
- Remote-location troubleshooting
Axon Brand Model Numbers

1. Axon Flex 2 Cameras:
   - Axon Flex 2 Camera (online) Model: 11528
   - Axon Flex 2 Camera (offline) Model: 11529

2. Axon Flex 2 Controller Model: 11532

3. Axon Flex 2 USB Sync Cable Model: 11534

4. Axon Flex 2 Coiled Cable, Straight to Right Angle, 48" (1.2 m)

5. Axon Flex 2 Camera Mounts:
   - Oakley Flak Jacket Kit Model: 11544
   - Collar Mount Model: 11545
   - Oakley Clip Model: 11554
   - Epaulette Mount Model: 11546
   - Ballcap Mount Model: 11547
   - Ballistic Vest Mount Model: 11555
   - Universal Helmet Mount Model: 11548

6. Axon Body 2 Camera Model: 74001

7. Axon Flex 2 Controller and Axon Body 2 Camera Mounts:
   - Z-Bracket, Men’s, Axon RapidLock Model: 74018
   - Z-Bracket, Women’s Axon RapidLock Model: 74019
   - Magnet, Flexible, Axon RapidLock Model: 74020
   - Magnet, Outerwear, Axon RapidLock Model: 74021
   - Small Pocket, 4" (10.1 cm), Axon RapidLock Model: 74022
   - Large Pocket, 6" (15.2 cm), Axon RapidLock Model: 74023
   - MOLLE Mount, Single, Axon RapidLock Model: 11507
   - MOLLE Mount, Double, Axon RapidLock Model: 11508
   - Belt Clip Mount, Axon RapidLock Model: 11509

8. Axon Fleet Camera Model: 74001

9. Axon Signal Unit Model: 70112

10. Axon Dock Models:
    - Axon Dock – Individual Bay and Core for Axon Flex 2
    - Axon Dock – 6-Bay and Core for Axon Flex 2
    - Individual Bay for Axon Flex 2 Model: 11538
    - Core (compatible with all Individual Bays and 6-Bays) Model: 70027
    - Wall Mount Bracket Assembly for Axon Dock: 70033
    - Axon Dock – Individual Bay and Core for Axon Body 2 and Axon Fleet Model 74009
    - Axon Dock – 6-Bay and Core for Axon Body 2 and Axon Fleet Model 74008
    - Individual Bay for Axon Body 2 and Axon Fleet Model: 74011

Axon Product Packages

1. Officer Safety Plan: includes a CEW, Axon camera and Dock upgrade, and Evidence.com license and
storage. See your Sales Representative for further details and Model numbers.

2. TASER Assurance Plan (TAP): Hardware extended warranty coverage, Spare Products, and Upgrade Models available for the X2 and X26P CEWs, and the TASER CAM HD recorder. (The TAP is available only through Axon Enterprise, Inc.)

3. TASER 60: Pay for X2 and X26P CEWs and Spare Products in installments over 5 years.

<table>
<thead>
<tr>
<th>SOLE AUTHORIZED DISTRIBUTOR FOR AXON BRAND CAMERAS AND TASER BRAND CEW PRODUCTS</th>
<th>SOLE AUTHORIZED REPAIR FACILITY FOR AXON BRAND CAMERAS AND TASER BRAND CEW PRODUCTS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Axon Enterprise, Inc. 17800 N. 85th Street, Scottsdale, AZ 85255 Phone: 800-978-2737 Fax: 480-991-0791</td>
<td>Axon Enterprise, Inc. 17800 N. 85th Street, Scottsdale, AZ 85255 Phone: 800-978-2737 Fax: 480-991-0791</td>
</tr>
</tbody>
</table>

Please contact your local Axon sales representative or call us at 1-800-978-2737 with any questions.

Sincerely,

Josh Isner
Executive Vice President, North American Sales
Axon Enterprise, Inc.
AN ORDINANCE WAIVING BIDS FOR THE PURCHASE OF CONCEALMENT VESTS FROM TEECO SAFETY FOR THE CONWAY POLICE DEPARTMENT; AND FOR OTHER PURPOSES

Whereas, the Conway Police Department needs to purchase 23 Concealment Vests for the department; and

Whereas, Teeco Safety is the sole source provider for the Point Blank Concealment Vests in the state, therefore, it is the desire of the City Council to waive bids.

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

Section 1. The City of Conway shall accept Teeco Safety as the sole source provider and hereby waive competitive bid requirements for the additional 23 Concealment Vests at a cost of $20,930.

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

PASSED this 23rd day of January, 2018.

Approved:

________________________
Mayor Bart Castleberry

Attest:

________________________
Michael O. Garrett
City Clerk/Treasurer
STATE OF ARKANSAS

Term Contract

Vendor No. 100002073
Contact Rafe Jordan
Your reference SP-17-0032

Send Invoice To: As noted on individual purchase order.

TEECO SAFETY INC
PO Box 7784
SHREVEPORT LA 71137-7784

Ship To:
TEECO SAFETY INC
SHREVEPORT LA

Contract No. 4600039049
Date 10/25/2016
Contact Timothy O’Brien
Telephone 501-324-9320
Fax 501-324-9311

Our ref. ST
Incoterms FOB
DESTINATION

Valid from: 10/25/2016
Valid to: 03/15/2018

THIS IS A TERM CONTRACT ISSUED BY THE OFFICE OF STATE PROCUREMENT TO BE USED IN CONJUNCTION WITH NASPO ValuePoint CONTRACT 2016-181. THIS DOES NOT REPRESENT YOUR AUTHORITY TO SHIP. THE ORDERING AGENCY WILL ISSUE A PURCHASE ORDER TO AUTHORIZE SHIPMENT.

Statewide Procurement Specialist:
Tim O’Brien @ 501-324-9320
Office of State Procurement
1509 W. 7th Street, Rm 300
Little Rock, AR 72201-3966

Timothy.O’Brien@dfa.arkansas.gov

CONTRACT PERIOD: The term of this contract shall be from date of award, October 25, 2016 through March 15, 2018 with the option to renew for up to three (3) one year increments or a portion thereof. In no event shall the total contract term be more than five (5) years.

DELIVERY REQUIREMENTS: PRICES ARE F.O.B. DESTINATION.

INVOICE and FOB DELIVERY LOCATION:

AS SPECIFIED ON AGENCY PURCHASE ORDER

Scope: This is a NASPO ValuePoint cooperative Term Contract issued by the State of Colorado with the State of Arkansas as an authorized participant in purchasing Body Armor through the NASPO ValuePoint Multi-state agreement.

GENERAL CONDITIONS AND INSTRUCTIONS TO VENDOR:
All purchasing rules and regulations defined by the State of Arkansas apply to this document.

Purchasing Official/Fiscal Officer ___________________________ Date ___________________________
The quantities listed are estimates and are not a guarantee to purchase. The State may order more or less as is required during the term of the contract.

<table>
<thead>
<tr>
<th>Item</th>
<th>Material/Description</th>
<th>Target Qty</th>
<th>UM</th>
<th>Unit Price</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>0001</td>
<td>10129680 ARMOR,BODY,ACESSORIES</td>
<td>300,000.00</td>
<td>Lump Sum</td>
<td>1.00</td>
<td>$ 300,000.00</td>
</tr>
</tbody>
</table>

Estimated Net Value

300,000.00

Arkansas State Procurement Contact:
Tim O'Brien
501-324-9320
Timothy.O'Brien@dfa.arkansas.gov

OUTLINE AGREEMENT AWARD TERMS AND CONDITIONS

1. GENERAL: All terms and conditions stated in the invitation for bid govern this contract.

2. PRICES: Prices are firm and not subject to escalation, unless otherwise specified in the invitation for bid.

3. DISCOUNTS: All cash discounts offered will be taken if earned.

4. TAXES: Most state agencies must pay state sales tax. Before billing, the contractor should contact the ordering agency to find out if that agency must pay sales tax. Itemize state sales tax when applicable on invoices.

5. BRAND NAME REFERENCES: The contractor guarantees that the commodity delivered is the same as specified in the bid.

6. GUARANTY: All items delivered are to be newly manufactured, in first-class condition, latest model and design, including, where applicable, containers suitable for shipment and storage unless otherwise indicated in the bid invitation. The contractor guarantees that everything furnished hereunder will be free from defects in design, workmanship, and material; that if sold by drawing, sample or specification, it will conform thereto and will serve the function for which furnished. The contractor further guarantees that if the items furnished hereunder are to be installed by the contractor, such items will function properly when installed. The contractor also guarantees that all applicable laws have been complied with relating to construction, packaging, labeling, and registration. The contractor’s obligations under this paragraph shall survive for a period of one year from the date of delivery, unless otherwise specified in the invitation for bid.

7. AWARD: This contract award does not authorize shipment. Shipment against this contract is authorized by the receipt of a purchase order from the ordering agency. A written purchase order mailed or otherwise furnished to the contractor results in a binding obligation without further action by either party.

GENERAL CONDITIONS AND INSTRUCTIONS TO VENDOR:

All purchasing rules and regulations defined by the State of Arkansas apply to this document.
8. DELIVERY: The term of the contract is shown on the face of the contract award. The contractor is required to supply the state’s needs during this term. The number of days required to place the commodity in the receiving agency's designated location under normal conditions is also shown. Consistent failure to meet delivery without a valid reason may cause removal from the bidders' list or suspension of eligibility for award.

9. BACK ORDERS OR DELAY IN DELIVERY: Back orders or failure to deliver within the time required may be default of the contract. The contractor must give written notice to the Office of State Procurement and ordering agency of the reason and the expected delivery date. If the reason is not acceptable, the contractor is in default. The Office of State Procurement has the right to extend delivery if reasons appear valid. If the date is not acceptable, the agency may buy elsewhere.

10. DELIVERY REQUIREMENTS: No substitutions or cancellations are permitted without written approval of the Office of State Procurement. Delivery shall be made during agency work hours only, 8:00 a.m. to 4:30 p.m., unless prior approval for other delivery has been obtained from the agency. Packing memoranda shall be enclosed with each shipment.

11. STORAGE: The ordering agency is responsible for storage if the contractor delivers within the time required and the agency cannot accept delivery.

12. DEFAULT: All commodities furnished will be subject to inspection and acceptance of the ordering agency after delivery. Default in promised delivery or failure to meet specifications authorizes the Office of State Procurement to cancel this contract or any portion of same and reasonably purchase commodities elsewhere and charge full increase, if any, in cost and handling to the defaulting contractor.

13. VARIATION IN QUANTITY: The state assumes no liability for commodities produced, processed or shipped in excess of the amount specified herein.

14. INVOICING: The contractor shall submit an original and two copies of an itemized invoice showing the bid number and purchase request number when itemized in the invitation for bid. Invoices must be sent to "Invoice to" point shown on the purchase order.

15. STATE PROPERTY: Any specifications, drawing, technical information, dies, cuts, negatives, positives, data or any other commodity furnished to the contractor hereunder or in contemplation hereof or developed by the contractor for the use hereunder shall remain property of the state, be kept confidential, be used only as expressly authorized, and be returned at the contractor's expense to the F.O.B. point, properly identifying what is being returned.

16. ASSIGNMENT: This contract is not assignable nor the duties hereunder delegable by either party without the written consent of the other party to the contract.

17. OTHER REMEDIES: In addition to the remedies outlined herein, the contractor and the state have the right to pursue any other remedy permitted by law or in equity.

GENERAL CONDITIONS AND INSTRUCTIONS TO VENDOR:
All purchasing rules and regulations defined by the State of Arkansas apply to this document.
18. LACK OF FUNDS: The state may cancel this contract to the extent funds are no longer legally available for expenditures under this contract. Any delivered but unpaid for goods will be returned in normal condition to the contractor by the state. If the state is unable to return the commodities in normal condition and there are no funds legally available to pay for the goods, the contractor may file a claim with the Arkansas Claims Commission. If the contractor has provided services and there are no longer funds legally available to pay for the services, the contractor may file a claim.

19. QUANTITIES: The state may order more or less than the estimated quantity in the invitation for bid.

20. DISCLOSURE: Failure to make any disclosure required by the Governor's Executive Order 98-04, or any violation of any rule, regulation, or policy adopted pursuant to that order, shall be a material breach of the terms of this contract. Any contractor, whether an individual or entity, who fails to make the required disclosure or who violates any rule, regulation, or policy shall be subject to all legal remedies available to the agency.

GENERAL CONDITIONS AND INSTRUCTIONS TO VENDOR:
All purchasing rules and regulations defined by the State of Arkansas apply to this document.
STATE OF ARKANSAS
SECOND LEASE AMENDMENT

This Agreement is made and entered into as of the 10th day of January, 2018, by and between UNIVERSITY OF CENTRAL ARKANSAS, hereinafter referred to as “Lessor”, and CITY OF CONWAY, ARKANSAS, hereinafter referred to as “Lessee”.

WITNESSETH

Whereas, by Lease Agreement dated March 18, 2008, and First Lease Amendment dated April 26, 2013, Lessor leased to Lessee real property located at 1835 South Donaghey Avenue; all situated in the City of Conway, Arkansas, County of Faulkner, (the “Lease”); and

Whereas, the parties hereto have hereby agreed to extend the term of the Lease and to amend and modify the Lease as hereinafter set out.

Now, therefore, for and in consideration of the Premises and other good and valuable consideration, the receipt and adequacy of which are hereby acknowledged, the parties hereto hereby agree that the term of the Lease is hereby extended for a period commencing on April 1, 2018 and continuing through March 31, 2023, upon the same terms and conditions except the Lease shall be amended and modified as follows:

1. **Lessee.** LESSEE is hereby amended and modified from CITY OF CONWAY, hereinafter referred to as “City” and FAULKNER COUNTY, hereinafter referred to as “County” to CITY OF CONWAY, ARKANSAS, hereinafter referred to as “Lessee”; and

2. **Term.** LESSEE is extending its term by exercising the Second (2nd) of Three (3) Options to Renew, with the amended term beginning on April 1, 2018 and ending on March 31, 2023; and

3. **Special Provisions.** Special Provisions 3(a) of the Lease is hereby amended and modified to add the following:

   (a) The LESSOR, LESSEE and DBA agree that should the Lease expire prior to the execution of any proposed Amendment Agreement, the parties agree that the Lease is hereby reinstated and ratified upon the Amendment Agreement being fully executed by the parties. The provisions, terms, and conditions of any subsequent Amendment Agreement shall govern in the event of conflict or inconsistencies, or both. This paragraph should not be construed between the parties as an agreement that the Lease will be extended for additional terms, but rather as an option between the parties to enter into the future negotiations for additional terms should they so desire.

The Lease Agreement as hereby amended, modified and extended is hereby ratified and confirmed by the parties.
hereto as being in full force and effect.

This Agreement shall be binding on the parties hereto and their respective heirs, successors and assigns.

Executed as of the date first hereinabove set out.

LESSOR:

UNIVERSITY OF CENTRAL ARKANSAS

By: __________________________

Houston D. Davis, President

Date: __________________________

LESSEE:

CITY OF CONWAY, ARKANSAS

By: __________________________

Bart Castleberry, Mayor

Date: __________________________

DIVISION OF BUILDING AUTHORITY

As Agent for the University of Central Arkansas

By: __________________________

Wes Lacewell, Administrator of Real Estate Services

Date: __________________________

By: __________________________

Anne W. Laidlaw, Director

Date: __________________________
AN ORDINANCE ACCEPTING AND APPROPRIATING INSURANCE PROCEEDS; AND FOR OTHER PURPOSES

Whereas, the Conway Fire Department requests appropriation of $6,769 for the purchase of a Thermal Imaging Camera; and

Whereas, funds in the amount of $7,550 were received from insurance proceeds for such purpose; and

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

Section 1. The City of Conway shall accept $6,769 from the Insurance Proceeds (001-119-4360) and appropriate said amount into the Fire Department Capital Equipment Operating Account (001.131.5910).

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

PASSED this the 23rd day of January, 2018

Approved:

__________________________
Mayor Bart Castleberry

Attest:

__________________________
Michael O. Garrett
City Clerk/Treasurer
City of Conway, Arkansas
Ordinance No. O-18- _____

AN ORDINANCE AUTHORIZING A STAFFING CHANGE & APPROPRIATING FUNDS FOR A NEW
AUTHORIZED POSITION WITHIN THE CONWAY FIRE DEPARTMENT; AND FOR OTHER PURPOSES

Whereas, the Conway Fire Department requests an additional Assistant Chief position to lead
the newly established EMS Division, and

Whereas, The CFD has determined that there is a need for this new position; and

Whereas, this addition will soon provide the citizens of Conway with a higher level of service
from the fire department in regards to EMS services; and

Whereas, a budget adjustment in the amount of $100,017.43 is required for the remainder of
the FY2018 to fund this position.

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

Section 1. The authorized staffing level in the City of Conway Fire Department is increased
by one (1) uniformed, full time position.

Section 2. The City of Conway shall appropriate an amount not to exceed $100,017.43 from the
Fund Balance Appropriation Line Item into the Fire Department Uniformed Personnel Accounts to cover
the cost of the newly created position - Assistant Chief.

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

PASSED this the 23rd day of January, 2018.

Approved:

_________________________
Mayor Bart Castleberry

Attest:

_________________________
Michael O. Garrett
City Clerk/Treasurer