



City of Conway, Arkansas  
CITY COUNCIL  
Agenda • October 10<sup>th</sup>, 2023  
[www.conwayarkansas.gov](http://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 – Cindy Webb  
Ward 4 Position 1 – Theodore Jones Jr.  
Ward 4 Position 2 – Shelia Isby

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**5:30pm:** No Committee Meeting  
**6:00pm:** City Council Meeting • City Council Chambers • 1111 Main Street  
Call to Order: Bart Castleberry, Mayor  
Roll Call: Michael O. Garrett, Clerk/Treasurer  
Minutes Approval: September 26<sup>th</sup>, 2023

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

1. Consideration to approve waiving all three readings for the ordinances on the Oct. 10<sup>th</sup>, 2023, City Council agenda.
2. Ordinance to approve new federal standards for electric utilities for Conway Corporation.
3. Ordinance to approve a deed transfer for Stone Dam Wastewater Treatment Plant to Conway Corporation.

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

1. Ordinance appropriating funding for the Culture in the Parke event held by the Diversity Adversity Council.
2. Ordinance to rezone property located at 1 Eagle Wing Drive from A-1 to R-1.

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

1. Resolution to approve waiving bids for resurfacing the courts at the Conway Tennis Center.
2. Resolution to approve Taggart Architects for planning and designing a new Solid Waste Operations and Maintenance facility for the Sanitation Department.

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

1. Consideration to approve vehicle disposal for the Conway Police Department.
2. Ordinance appropriating funding for the Conway Police Department.
3. Ordinance appropriating funding for the Conway Fire Department.
4. Ordinance appropriating funding from the sale of Station #3 for the Conway Fire Department.
5. Ordinance to provide procedures for municipal candidates to file nominating petitions in the City of Conway.

***Adjournment***

City of Conway, Arkansas  
Office of the Mayor

# Memo:

**To:** Mayor Bart Castleberry  
**CC:** City Council Members  
**From:** Felicia Rogers  
**Date:** October 3<sup>rd</sup>, 2023  
**Re:** October 10<sup>th</sup>, 2023 City Council Agenda

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The following ordinances are included on the October 10<sup>th</sup>, 2023, agenda for consideration of waiving the three readings of each ordinance:

1. A-1 Ordinance to approve new federal standards for electric utilities for Conway Corporation.
2. A-2 Ordinance to approve a deed transfer for Stone Dam Wastewater Treatment Plant to Conway Corporation.
3. B-1 Ordinance appropriating funding for the Culture in the Parke event held by the Diversity Adversity Council.
4. B-2 Ordinance to rezone property located at 1 Eagle Wing Drive from A-1 to R-1.
5. D-2 Ordinance appropriating funding for the Conway Police Department.
6. D-3 Ordinance appropriating funding for the Conway Fire Department.
7. D-4 Ordinance appropriating funding from the sale of Station #3 for the Conway Fire Department.
8. D-5 Ordinance to provide procedures for municipal candidates to file nominating petitions in the City of Conway.



**City of Conway, Arkansas**  
**Ordinance No. O-23-\_\_\_\_\_**

**AN ORDINANCE REGARDING NEW FEDERAL STANDARDS PERTAINING TO ELECTRIC UTILITIES UNDER THE PUBLIC UTILITIES REGULATORY POLICIES ACT OF 1978, AS AMENDED BY THE ENERGY INDEPENDENCE AND SECURITY ACT OF 2007 AND THE INFRASTRUCTURE INVESTMENT AND JOBS ACT OF 2021; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.**

**Whereas**, the Public Utility Regulatory Policies Act of 1978 (“PURPA”) as amended by the Energy Independence and Security Act of 2007 requires municipal electric utilities with total retail sales of 500 million kilowatt-hours during any calendar year to formally consider and determine whether to adopt new electric utility standards relating to demand response practices and electric vehicle charging programs; and

**Whereas**, Conway Corporation, the lessee operator of the city-owned electric utility, had annual retail sales in excess of this 500 million kilowatt-hours and accordingly must comply with PURPA, as amended by the Energy Independence and Security Act of 2007; and

**Whereas**, Management of Conway Corporation published a notice in the Log Cabin Democrat and held a public hearing on July 11, 2023 to consider new electric rates including the new EV program; and

**Whereas**, Management of Conway Corporation have considered the comments and evaluated the recommended policies on those Standards; and

**Whereas**, the Board of Directors of Conway Corporation has adopted a resolution accepting the recommendation of Management.

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

**SECTION ONE.** The new electric rates in Ordinance 0-23-45 includes new electric vehicle rates and demand response practices was considered by Conway Corporation.

**SECTION TWO.** The city adopted the recommendations of Conway Corporation in the electric rate ordinance.

**SECTION THREE.** Ordinance 0-09-125 is hereby amended by this ordinance.

**SECTION FOUR.** It is ascertained and declared that the implementation of this Ordinance is of immediate concern to the inhabitants of the City; that by reason thereof an emergency exists and this Ordinance, being necessary for the immediate preservation of public welfare, shall take effect and be in full force from and after its passage and approval.

**PASSED** this 10<sup>th</sup> day of October, 2023.

**Attest:**

**Approved :**

\_\_\_\_\_  
**Mayor Bart Castleberry**

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



**City of Conway, Arkansas**  
**Ordinance No. O-23-\_\_\_\_\_**

**AN ORDINANCE AUTHORIZING A QUITCLAIM DEED TRANSFERRING THE TITLE OF PROPERTY UTILIZED FOR THE STONE DAM WASTEWATER TREATMENT PLANT TO CONWAY CORPORATION.**

Whereas, Conway Corporation has had a lease to operate the wastewater system of the city of Conway since 1957; and

Whereas, Conway Corporation purchased property to construct and operate the Stone Dam Wastewater Treatment Plants in 1960; and

Whereas, Conway Corporation has continually used the property purchased by Conway Corporation for the purpose of providing utility services to the citizens of Conway; and

Whereas, Conway Corporation will use this land along with newly purchased land to construct the Conway Corporation Operations Center; and

Whereas, to replat the entire areas, it is helpful to have ownership under the name of Conway Corporation, and

Whereas, the Conway Police Firing Range will remain the property of the city of Conway;

Now, therefore, be it ordained by the City Council of the city of Conway, Arkansas:

Section One. The attached quitclaim deed is approved.

Section Two. The Mayor of the city of Conway, Arkansas is authorized to sign the quitclaim deed.

Passed this 10<sup>th</sup> day of October, 2023.

**Approved:**

\_\_\_\_\_  
**Mayor Bart Castleberry**

**Attest:**

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

KNOW ALL MEN BY THESE PRESENTS:

QUITCLAIM DEED

THAT the City of Conway, GRANTOR, for and in consideration of the sum of Ten Dollars (\$10.00) and other consideration to it in hand paid by Conway Corporation, GRANTEE, the receipt of which is hereby acknowledged by GRANTOR, does hereby grant, quitclaim, sell and convey unto Conway Corporation, and unto their heirs and assigns forever, the following described lands situated in FAULKNER County, Arkansas:

A PART OF THE W1/2, SECTION 19, T-05-N, R-13-W, FAULKNER COUNTY, ARKANSAS BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A FOUND STONE FOR THE NW CORNER OF SAID NW1/4, SAID POINT BEING THE SW CORNER OF COVINGTON COMMERCIAL SUBDIVISION PH2, RECORDED AS DOC NO. P201900002, RECORDS OF FAULKNER COUNTY, ARKANSAS; THENCE ALONG THE NORTH LINE OF SAID NW1/4 S88°40'24"E A DISTANCE OF 653.77' TO A FOUND TYLER CAP FOR THE NW CORNER OF 12 HUNDRED PLACE SUBDIVISION PH1 REPLAT, RECORDED AS DOC NO. P202100049, RECORDS OF FAULKNER COUNTY ARKANSAS; THENCE ALONG THE WEST LINE SAID 12 HUNDRED PLACE S01°55'59"W A DISTANCE OF 1328.11' TO A FOUND 1/2" REBAR FOR THE SW CORNER OF PHASE 2 OF SAID 12 HUNDRED PLACE RECORDED AS DOC NO. P202200066, RECORDS OF FAULKNER COUNTY, ARKANSAS; THENCE ALONG THE SOUTH LINE OF SAID PHASE 2 S89°23'29"E A DISTANCE OF 646.06' TO A FOUND 1/2" REBAR FOR THE NE CORNER OF THE SW1/4 NW1/4, SAID SECTION 19; THENCE ALONG THE EAST LINE OF SAID SW1/4 NW1/4 S00°43'02"W A DISTANCE OF 1354.73' TO A FOUND 1/2" REBAR FOR THE NW CORNER OF THE NE1/4 SW1/4 OF SAID SECTION 19; THENCE ALONG THE NORTH LINE OF SAID NE1/4 SW1/4 S88°30'37"E A DISTANCE OF 169.07' TO A FOUND 1/2" REBAR; THENCE LEAVING SAID NORTH LINE S01°47'52"W A DISTANCE OF 539.42' TO A FOUND TYLER CAP; THENCE N85°51'30"W A DISTANCE OF 596.19' TO A FOUND TYLER CAP; THENCE S00°21'27"W A DISTANCE OF 717.49' TO A FOUND TYLER CAP; THENCE N89°46'54"W A DISTANCE OF 200.18' TO A FOUND TYLER CAP; THENCE S01°47'38"W A DISTANCE OF 1089.34' TO A FOUND 1/2" REBAR; THENCE S78°51'28"E A DISTANCE OF 190.32' TO A SET 1/2" REBAR W/CAP (1363); THENCE S69°31'18"E A DISTANCE OF 158.12' TO A SET 1/2" REBAR W/CAP (1363); THENCE S60°29'59"E A DISTANCE OF 255.59' TO A SET 1/2" REBAR W/CAP (1363); THENCE S63°13'39"E A DISTANCE OF 201.61' TO A SET 1/2" REBAR W/CAP (1363); THENCE S75°40'42"E A DISTANCE OF 32.25' TO A SET 1/2" REBAR W/CAP (1363); THENCE S01°47'38"W A DISTANCE OF 40.85' TO A SET PK NAIL BEING ON THE SOUTH LINE OF THE SE1/4 SW1/4 OF SAID SECTION 19; THENCE ALONG SAID SOUTH LINE N88°06'14"W A DISTANCE OF 176.36' TO A SET 1/2" REBAR W/CAP (1363) FOR THE SE CORNER OF THE SW1/4 SW1/4 SAID SECTION 19, SAID POINT BEING THE NE CORNER OF HICKORY RIDGE SUBDIVISION AS SHOWN IN PLAT BOOK E, PAGE 53, RECORDS OF FAULKNER COUNTY ARKANSAS; THENCE ALONG THE SOUTH LINE OF SAID SW1/4 SW1/4 N88°15'32"W A DISTANCE OF 1303.40' TO A FOUND 1/2" REBAR FOR THE

SW CORNER OF SAID SECTION 19; THENCE ALONG THE WEST LINE OF SAID SECTION 19 THE FOLLOWING CALLS: N01°48'33"E A DISTANCE OF 2616.92' TO A FOUND 2" PIPE; THENCE N01°27'19"E A DISTANCE OF 1314.15' TO A SET 1/2" REBAR W/CAP (1363); THENCE N01°36'46"E A DISTANCE OF 57.15' TO A FOUND 1/2" REBAR FOR THE SW CORNER OF THE NW1/4 NW1/4, SAID SECTION 19; THENCE N01°36'46"E A DISTANCE OF 1046.99' TO A FOUND RDF CAP; THENCE N01°36'46"E A DISTANCE OF 289.20' TO THE POINT OF BEGINNING, CONTAINING 119.01 ACRES MORE OR LESS.

TO HAVE AND TO HOLD the same unto the GRANTEE and unto its successors and assigns forever, with all appurtenances thereunto belonging.

IN TESTIMONY WHEREOF, the name of the GRANTOR is hereunto affixed by its duly authorized officer on this \_\_\_\_ day of \_\_\_\_\_, 2023.

City of Conway, Arkansas

By: \_\_\_\_\_  
Bart Castleberry  
Mayor

ACKNOWLEDGMENT

STATE OF ARKANSAS  
COUNTY OF FAULKNER

BE IT REMEMBERED, That on this day came before the undersigned, City Clerk / Treasurer and acting Bart Castleberry, to me well known as the Mayor of the City of Conway, Arkansas, and acknowledged that he had executed, signed and delivered the same in his capacity as such Mayor on behalf of the City of Conway, Arkansas, for the consideration, uses and purposes therein mentioned and set forth.

WITNESS my hand and seal as such City Clerk / Treasurer this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
Michael Garrett, City Clerk / Treasurer

CERTIFICATE

The undersigned certifies under penalties of false swearing that this conveyance is exempt from documentary stamps.

City of Conway

By \_\_\_\_\_  
Mayor, City of Conway, Arkansas  
Mail Tax Statement, if any, to:  
Address: 1111 Main Street  
Conway, AR 72032



**City of Conway, Arkansas  
Ordinance No. O-23-\_\_\_**

**AN ORDINANCE APPROPRIATING FUNDS FROM THE DIVERSITY ADVISORY COUNCIL FOR THE FIRST ANNUAL CULTURE IN THE PARK EVENT HELD IN DOWNTOWN CONWAY; AND FOR OTHER PURPOSES**

**Whereas**, the Diversity Advisory Council hosted the first annual Culture in the Park event on September 30<sup>th</sup>, 2023 in MLK Square located in Downtown Conway; and

**Whereas**, funds in the amount of \$800 were received from the Diversity Advisory Council to assist with the preparation of this event.

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

**Section 1.** The City of Conway shall appropriate \$800 from the General Fund Revenue Donation Account (001.119.4705) to the Administration Misc. Expense Account (001.101.5799).

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

**PASSED** this the 10<sup>th</sup> day of October, 2023.

**Approved:**

\_\_\_\_\_  
**Mayor Bart Castleberry**

**Attest:**

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





**City of Conway, Arkansas**  
**Ordinance No. O-23- \_\_\_\_\_**

**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 AT 1 EAGLE WING DRIVE, FROM A-1 TO R-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 **September 18<sup>th</sup>, 2023**.

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

S ½ SW ¼ OF SECTION 30, T6N, R13W, FAULKNER COUNTY, ARKANSAS

to those of **R-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 10<sup>th</sup> day October, 2023.

**Approved:**

\_\_\_\_\_  
**Mayor Bart Castleberry**

**Attest:**

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



1111 Main Street • Conway, AR 72032  
(501) 450-6105 • [planning@conwayarkansas.gov](mailto:planning@conwayarkansas.gov)

## MEMO

To: Mayor Bart Castleberry  
cc: City Council Members

From: The Department of Planning & Development  
Date: October 10, 2023

Re: **APPEAL TO CITY COUNCIL**- Request to rezone property located at 1 Eagle Wing Drive, from A-1 to R-1

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Central Arkansas Professional Surveying (Bobby French), has requested to rezone property located at 1 Eagle Wing Drive from A-1 to R-1, with the legal description:

S ½ SW ¼ OF SECTION 30, T6N, R13W, FAULKNER COUNTY, ARKANSAS

The applicant is seeking the rezoning from A-1 to R-1 for single-family development. The regulations for the A-1 zoning district are designed to preserve and protect prime agricultural lands and to protect undeveloped areas from intensive uses until a use pattern is approved. The Comprehensive Plan defines this area as Single Family which establishes a use pattern. This rezoning is appropriate for this area as single-family homes exist to the north and west. The east and south are largely undeveloped.

Staff recommendation: Staff recommended approval of the rezoning as the proposed zoning is consistent with the present and proposed use of the site and will likely not cause harm to surrounding properties.

The Planning Commission reviewed the request at its regular meeting on September 18, 2023. After considerable public comment, the Planning Commission voted 3-4 (with 1 recusal), failing the rezoning request. On September 20, 2023, Mr. French, the authorized agent for the applicant, Mr. Grant Goode, emailed Planning Staff indicating his request to appeal the Planning Commission denial to the City Council.

**The City Council has two options for action:**

- City Council may uphold the decision of the Planning Commission, denying the application with reasons cited regarding the potential development too great for the area.
- City Council may overturn the decision of the Planning Commission, approving the application, as amended.

Please advise if you have any questions.

*Enclosed Exhibits:*

1. *Appeal Letter to City Council from applicant*
2. *Zoning Map*
3. *Comprehensive Plan Map*

**Exhibit 1**

**From:** [Robert French P.S. #1363](#)  
**To:** [Lauren Hoffman](#)  
**Subject:** Goode appeal  
**Date:** Wednesday, September 20, 2023 11:36:34 AM  
**Attachments:** [image001.png](#)

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**This message was sent from outside the organization. If you were not expecting this email, please be cautious when opening attachments or clicking on links.**

Our firm would like to appeal the Planning Commission denial of rezoning 1 eagle Wing Dr from A-1 to R-1.

We feel this zoning is appropriate for the area and as Staff has stated in their report is in line with the

City's Comprehensive plan. We would appreciate your consideration on this topic.

Thanks

Robert French, P.S. #1363

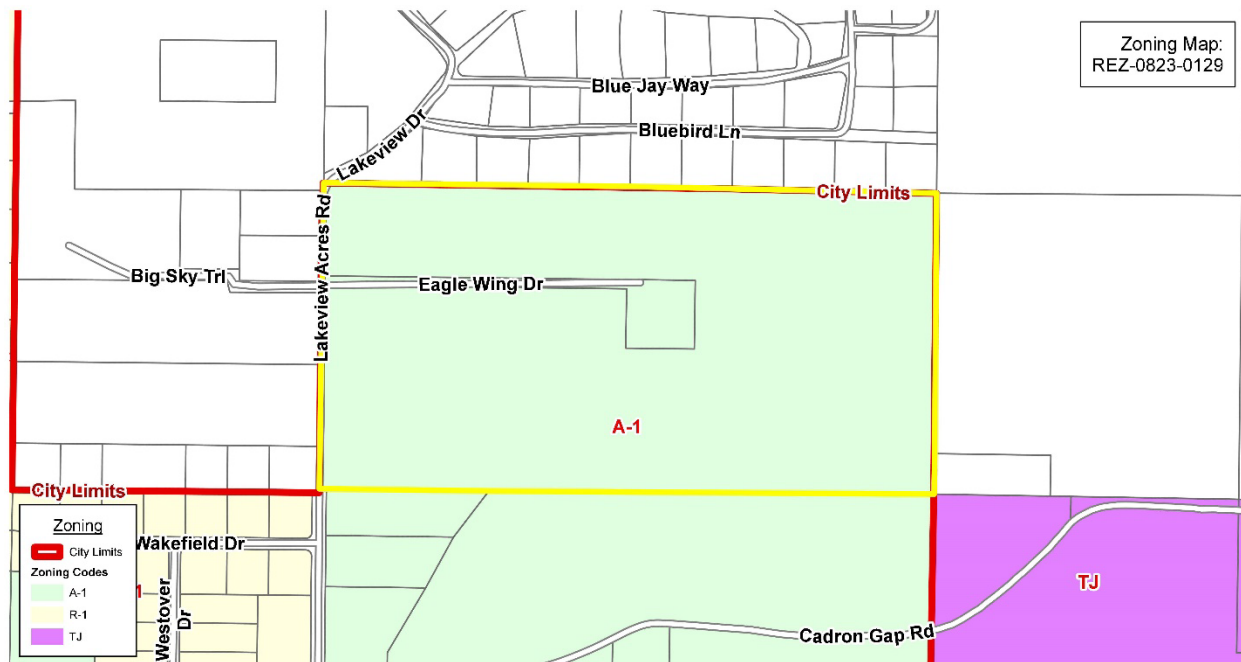
501.513.4800- ofc

501.472.2862- mobile

501.513.0900- fax



**Exhibit 2**



**Exhibit 3**





**City of Conway, Arkansas  
Resolution No. R-23-\_\_**

**A RESOLUTION TO WAIVE THE COMPETITIVE BID PROCESS TO REPAIR AND RESURFACE EIGHT TENNIS COURTS AT THE CONWAY TENNIS CENTER FOR THE PARKS AND RECREATION DEPARTMENT; AND FOR OTHER PURPOSES**

**Whereas**, the City of Conway has an immediate need to repair and resurface tennis courts at the Conway Tennis Center; and

**Whereas**, the City of Council previously approved this project and appropriated A&P funds to cover the cost associated with repairing and resurfacing the tennis courts through O-23-75; and

**Whereas**, the City of Conway requests Council waive the bid process and allow the City to enter into an agreement with Hill Country Tennis & Tracks in the amount of \$70,000.

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

**Section 1.** The City of Conway shall waive the competitive bid process and allow the City to enter into an agreement with Hill Country Tennis & Tracks in the amount of \$70,000 to repair and resurface eight tennis courts.

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

**PASSED** this 10<sup>th</sup> day of October 2023.

**Approved:**

\_\_\_\_\_  
**Mayor Bart Castleberry**

**Attest:**

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



**City of Conway, Arkansas  
Resolution No. R-23-\_\_**

**A RESOLUTION TO APPROVE PROFESSIONAL SERVICES TO PLAN AND DESIGN A NEW SOLID WASTE OPERATIONS AND MAINTENANCE FACILITY FOR THE CONWAY DEPARTMENT OF SANITATION; AND FOR OTHER PURPOSES**

**Whereas**, the City of Conway has solicited professional services for qualified architectural firms to submit qualifications to plan and design a new Solid Waste Operations and Maintenance Facility; and

**Whereas**, the City received submittals from two different firms. Both submittals were evaluated, scored, and ranked by the selection committee; and

**Whereas**, the selection committee would like to recommend TAGGART Architects to provide professional services for this project.

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

**Section 1.** The City of Conway will enter into an agreement with TAGGART Architects to provide professional services for the planning and design of a new Solid Waste Operations and Maintenance Facility.

**Section 2.** The City of Conway Mayor Bart Castleberry is hereby authorized and directed to execute all appropriate agreements and contracts necessary to expedite the above-stated project.

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

**PASSED** this 10<sup>th</sup> day of October 2023.

**Approved:**

\_\_\_\_\_  
**Mayor Bart Castleberry**

**Attest:**

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

Qualifications	Maximum	LAE	Taggart
1. Firm and key individual's qualifications and experience	120	93	114
2. Demonstrated experience with local conditions and techniques	80	69	75
3. Experience and references from similar projects	60	27	53
4. Capacity of Firm to service the project	60	58	55
5. Completeness of proposal	20	18	17
6. Budget and schedule compliance experience	40	37	24
7. MWBE	20	0	7
	400	302	345

## MEMORANDUM

**TO:** City Council Members/Mayor Bart Castleberry

**FROM:** Chief William Tapley

**DATE:** October 10, 2023

**SUBJECT:** Request for disposal of seized assets

The Police Department has the following vehicles that are not being used:

- 2006 Lincoln Navigator VIN 5LMFU27566LJ20378

I would like to request approval to remove these items from our inventory listing and to dispose of them. These vehicles/items will be sold through auction, "as is", on [www.publicsurplus.com](http://www.publicsurplus.com).

Thank you for your consideration.





**City of Conway, Arkansas  
Ordinance No. O-23-\_\_\_\_\_**

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

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

Various Companies	\$44,070.20	Extra Duty Services
DEA/Marshals	\$8,056.79	Taskforce Funds
Municipal Vehicle Program	\$3,520.65	Insurance Proceeds
Various Companies	\$2,030.00	Donations
Sheriff's Office	\$846.25	Restitution Funds

**Whereas**, the Conway Police Department needs these funds to replenish their 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 \$44,070.20 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 \$8,056.79 from 001.121.4186 to CPD overtime account 001.121.5114.

**Section 3.** The City of Conway shall appropriate funds from the Municipal Vehicle Program in the amount of \$3,520.65 from 001.119.4360 to the CPD vehicle maintenance account 001.121.5450.

**Section 4.** The City of Conway shall appropriate funds from various companies in the amount of \$2,030.00 from 001.121.4705 to the CPD grant and donation account 001.121.5760.

**Section 5.** The City of Conway shall accept restitution funds totaling \$846.25 and appropriate funds from 001.121.4184 to the CPD other miscellaneous expense account 001.121.5799 and;

**Section 6.** All ordinances in conflict herewith are repealed to the extent of the conflict.

**PASSED** this 10<sup>th</sup> day of October, 2023.

**Approved:**

**Attest:**

\_\_\_\_\_  
**Mayor Bart Castleberry**

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



**City of Conway, Arkansas  
Ordinance No. O-23-\_\_\_\_\_**

**AN ORDINANCE APPROPRIATING FUNDS FOR THE CONWAY FIRE DEPARTMENT AND FOR  
OTHER PURPOSES**

**Whereas**, the Conway Fire Department requests \$250 for the use of assisting in purchasing a smart board for the training room at Central Station, and;

**Whereas**, funds in the amount of \$250 were received from the Faulkner County Board of Realtors to be used for such purpose; and

**Whereas**, the Conway Fire Department requests \$500 for the use of paying annual Baby Box fees, and;

**Whereas**, funds in the amount of \$500 were received from Kathy Linn to be used 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 appropriate \$250 from the General Fund Revenue Donation Account (001.131.4705) to the Fire Department Accountable Equipment Account (001.131.5650).

**Section 2.** The City of Conway shall appropriate \$500 from the General Fund Revenue Donation Account (001.131.4705) to the Fire Department Other Purchased Services Account (001.131.5399).

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

**PASSED** this the 10<sup>th</sup> day of October, 2023

**Approved:**

\_\_\_\_\_  
**Mayor Bart Castleberry**

**Attest:**

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



**City of Conway, Arkansas  
Ordinance No. O-23-\_\_\_\_\_**

**AN ORDINANCE APPROPRIATING FUNDS FROM THE SALE OF PROPERTY LOCATED AT 875 ENTERPRISE AVENUE FOR THE CONWAY FIRE DEPARTMENT; AND FOR OTHER PURPOSES**

**Whereas**, the City of Conway approved the sale of property located at 875 Enterprise Avenue, Conway, AR, which is currently Fire Station #3, and will be replaced by the new Station #3, located on Harkrider Street; and

**Whereas**, the City of Conway has received a check in the amount of \$298,370.12 from the sale of this property; and

**Whereas**, the Conway Fire Department will use these funds to update some of the fire stations and supplement low balance line items.

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

**Section 1.** The City of Conway shall appropriate funding in the amount of \$248,370.12 from 001.119.4611 to the building maintenance operating line item (001.131.5410) and \$50,000 to the vehicle maintenance operating line item (001.131.5450).

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

**PASSED** this 10<sup>th</sup> day of October, 2023.

**Approved:**

\_\_\_\_\_  
**Mayor Bart Castleberry**

**Attest:**

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



**City of Conway, Arkansas**  
**Ordinance No. O-23-\_\_\_**

**AN ORDINANCE PROVIDING FOR PROCEDURES FOR MUNICIPAL CANDIDATES TO FILE NOMINATING PETITIONS; REPEALING ANY ORDINANCES IN CONFLICT; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.**

**Whereas**, the City of Conway has opted pursuant to Arkansas Code Annotated § 14-42-206 to have non-partisan municipal elections.

**Whereas**, prior law, Arkansas Code Annotated 14-42-206(e)(1)(B), authorized the governing body of cities of the first class to require independent candidates for municipal office to file petitions for nomination as independent candidates with the county clerk no earlier than twenty (20) days prior to the preferential primary election and no later than noon on the day before the preferential primary election, even if the municipal offices are all independent or otherwise nonpartisan.

**Whereas**, the City chose the subsection(e)(3)(B) option.

**Whereas**, Act 328 of 2023 removed the subsection(e)(1)(B) option.

**Whereas**, the current version of Arkansas Code Annotated 14-42-206 requires candidates for municipal office to file petitions for nomination as independent candidates with the county clerk during a one week period ending ninety (90) days before the general election by noon.

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

**Section 1.** Ordinances O-00-06, O-03-168, O-08-15, and O-19-117 of the City of Conway are in conflict with Act 328 of 2023 and are hereby repealed.

**Section 2.** Candidates for municipal office shall file petitions for nomination as independent candidates with the county clerk during a one week period ending ninety (90) days before the general election by noon.

**Section 3.** This ordinance shall be published at least once per week for two consecutive weeks immediately following adoption of the ordinance in a newspaper having a general circulation in the City of Conway.

**Section 4.** Arkansas law, A.C.A. 14-42-206, requires that ordinances of this type be enacted no later than ninety (90) days prior to the filing deadline; that A.C.A. 14-42-506 requires such ordinances to be published immediately following adoption of the ordinance; therefore, it being in the public interest to have this ordinance published immediately, an emergency is hereby declared to exist, and this ordinance shall go into effect from and after its passage and approval.

Passed this 10<sup>th</sup> day of October, 2023.

**Approved:**

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**Mayor Bart Castleberry**

**Attest:**

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