
MINUTES OF THE CITY COUNCIL, CITY OF CONWAY, ARKANSAS

Conway, Arkansas
Tuesday, 6:30 pm
January 8, 2019

On this date the City Council of the City of Conway, Arkansas met in regular session. The following members being a quorum were present and acting: Alderman Hawkins, Alderman Grimes, Alderman Ledbetter, Alderwoman Mehl, Alderwoman Isby, Alderman Pruitt and Alderwoman Smith. Also, present and acting: Mayor Bart Castleberry, City Clerk Michael Garrett and City Attorney Chuck Clawson. Alderman Jones was not present.

Call to Order: Mayor Bart Castleberry

Roll Call: Michael O. Garrett, City Clerk

Minutes: December 11, 2018

Alderwoman Isby motioned to approve the **December 11, 2018** minutes as submitted. Alderwoman Smith seconded the motion. There was no discussion. The motion passed 7-0.

Report of Standing Committees:

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

1. Resolution adopting the organizational rules and procedures for the City Council FY2019.

R-19-01

Alderman Hawkins presented Item A1 to the Council. Alderwoman Isby made a motion to adopt the Resolution with no changes to the organizational rules and procedures for FY 2019. Alderwoman Smith seconded the motion. The motion carried 7-0.

2. Consideration to approve the nomination to the Oak Grove Cemetery Board.

Alderman Hawkins presented Item A2 to the Council, noting that Rick Willbanks was inadvertently omitted from the Boards and Commissions approval list from the last City Council meeting. He will be installed for a 5 year term on the Oak Grove Cemetery Board and Linda Rogers will serve a 1 year term, serving out the remainder of Rick Green's term. Alderman Hawkins moved to approve the nominations and Alderwoman Smith seconded it. The motion carried 7-0.

3. Consideration to approve the transportation services agreement with Boys & Girls Club of Faulkner County, Faulkner County Council on Aging & Independent Living Services for 2019.

Alderman Hawkins presented Item A3 to the Council. Mayor Castleberry added that the agreements were included in the 2019 budget. There was no discussion. Alderman Hawkins moved to approve the agreements and Alderwoman Mehl seconded it. The motion to approve carried 7-0.

4. Ordinance to approve the private club permit for Foghorn's located at 2310 Sanders Road.

O-19-01

Alderman Hawkins presented Item A4 to the Council. Alderwoman Isby made a motion to waive the three readings and Alderwoman Smith seconded it. The motion carried 7-0. There was no further discussion. Alderwoman Smith made a motion to adopt the Ordinance and Alderwoman Isby seconded it. The Clerk called the roll with the following voting "Aye": Alderwoman Isby, Alderman Grimes, Alderwoman Mehl, Alderman Ledbetter, Alderman Pruitt, Alderwoman Smith and Alderman Hawkins. The Ordinance passed 7-0.

5. Resolution requesting the Faulkner County Title Collector place a certified lien in the amount of \$200.91 on property located at 105 Eve Lane as a result of incurred expense by the City.

R-19-02

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Alderman Hawkins presented Item A5 to the Council. There was no one present to represent the property. Alderwoman Smith moved to adopt the Resolution and Alderwoman Isby seconded it. The Resolution was passed 7-0.

6. Ordinance clarifying the fees for the construction and alterations of buildings and building systems & temporary certificate of occupancy.

O-19-02

Alderman Hawkins presented Item A6 to the Council. Mayor Castleberry explained that this Ordinance corrects the earlier amendments which omitted the temporary certificate of occupancy. Alderwoman Isby made a motion to waive the three readings and Alderwoman Smith seconded it. The motion carried 7-0. Alderwoman Smith made a motion to adopt the Ordinance with the emergency clause and Alderwoman Isby seconded it. The Clerk called the roll with the following voting "Aye": Alderwoman Mehl, Alderman Ledbetter, Alderwoman Smith, Alderman Hawkins, Alderwoman Isby, Alderman Grimes and Alderman Pruitt. The Ordinance passed 7-0.

7. Ordinance accepting and appropriating proceeds from Faulkner County for GIS work per the interlocal agreement for use by the Planning & Development Department.

O-19-03

Alderman Hawkins presented Item A7 to the Council. Alderwoman Isby made a motion to waive the three readings and Alderwoman Smith seconded it. The motion carried 7-0. Alderman Hawkins clarified that the proceeds were \$3,500 per quarter and \$14,000 for the year from Faulkner County. Alderwoman Smith made a motion to adopt the Ordinance and Alderwoman Isby seconded it. The Clerk called the roll with the following voting "Aye": Alderman Pruitt, Alderwoman Isby, Alderman Grimes, Alderman Hawkins, Alderman Ledbetter, Alderwoman Smith and Alderwoman Mehl. The Ordinance passes 7-0.

8. Consideration to amend the conditional use permit No. 1344 which allows Restricted Office in R-2A zoning district for property located at 831 Donaghey Ave.

Alderman Hawkins presented Item A8 to the Council. James Walden, Planning Director was present to address the Council. He stated that this is a previously approved conditional use permit that's being requested to be modified to allow a broader set of uses, suitable to restricted office. Alderwoman Smith made a motion to approve the conditional use permit and Alderwoman Isby seconded it. The motion carried 7-0.

9. Consideration to approve a conditional use permit to allow Restricted Office in R-2 for property located at 2470 Tyler Street.

Alderman Hawkins presented Item A9 to the Council stating that this matter was reviewed by the Planning Commission at their December 18th, 2018 meeting and at that time was voted 6-2-1 to forward to City Council with the recommendation for approval with a condition that the permit is limited to the application KSI Construction Services. He moved to approve the conditional use permit and Alderwoman Smith seconded it. Mr. Walden explained that there was some opposition by a property owner concerning the access easement being used, and that it was felt that the easement was intended to be used for residential purposes only. There was no one else present to speak to the matter. The conditional use permit was approved 7-0.

10. Consideration to approve a conditional use permit to allow Restricted Office in MF-1 for property located at 855 Salem Road.

Alderman Hawkins presented Item A10 to the Council stating that this matter was reviewed by the Planning Commission at their December 17th, 2018 meeting and at that time was voted 9-0 to forward to City Council with the recommendation for approval with one condition, that the conditional use permit be limited to the applicant, Counseling Associates Inc. Alderwoman Smith moved to approve the conditional use permit and Alderwoman Mehl seconded it. The motion to approve passed 6-0-1 with Alderwoman Isby abstaining.

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11. Ordinance to rezone property located at 1630 Bill Lucy Drive from R-1 to PUD.

O-19-04

Alderman Hawkins presented Item A11 to the Council stating that this matter was reviewed by the Planning Commission at their December 17th, 2018 meeting and at that time was voted 9-0 to forward to City Council with the recommendation for approval. James Walden addressed the Council stating that the reason for requesting a PUD is due to some right-of-way issues in the development, and a few lots in the development have smaller set-backs than required in R-1 zoning. Alderwoman Smith made a motion to waive the three readings and Alderwoman Isby seconded it. The motion carried 7-0. There was no further discussion. Alderwoman Smith made a motion for adopting and Alderwoman Isby seconded it. The Clerk called the roll with the following voting "Aye": Alderman Grimes, Alderwoman Mehl, Alderwoman Smith, Alderman Pruitt, Alderman Hawkins, Alderwoman Isby and Alderman Ledbetter. The Ordinance passed 7-0.

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

1. Ordinance to waive bids and accept grant proceeds awarded to the Conway Fire Department Bomb Squad.

O-19-05

Mayor Castleberry presented Item B1 to the Council. Chief Mike Winter was present to address the Council and answer questions. He stated that the Conway Bomb Squad has received a Homeland Security Grant in the amount of \$186,498 that is 100% reimbursable, and also requesting to waive bids in order to use the money to bring their total containment vessel up to date. Alderwoman Smith moved to approve the Ordinance and Alderwoman Isby seconded it. The Clerk called the roll with the following voting "Aye": Alderman Grimes, Alderman Ledbetter, Alderman Pruitt, Alderwoman Smith, Alderwoman Isby, Alderman Hawkins and Alderwoman Mehl. The Ordinance passed 7-0.

2. Ordinance to approve asset forfeiture funds for various purchases for the Conway Police Department.

O-19-06

Mayor Castleberry presented Item B2 to the Council. Chief Spradlin was present to address the council. He asked for approval for appropriation of funds to purchase items which were cut from the 2019 budget to save costs. The items he listed to be purchased with the funds are: Track Software for use by detectives, upgrades for undercover covert camera systems, upgrades to three pole cameras, and an additional K-9 Police Service Dog and equipment. Alderwoman Smith moved to waive the three readings and Alderwoman Isby seconded it. The motion carried 7-0. Alderwoman Smith made a motion to adopt the Ordinance and Alderwoman Isby seconded it. The Clerk called the roll with the following voting "Aye": Alderwoman Isby, Alderman Grimes, Alderman Hawkins, Alderman Ledbetter, Alderwoman Mehl, Alderman Pruitt, and Alderman Smith. The Ordinance passed 7-0.

3. Ordinance to appropriate reimbursement funds from various entities for the Conway Police Department.

O-19-07

Mayor Castleberry presented Item B3 to the Council. Chief Spradlin addressed the Council stating that this is a general accounting Ordinance. There was no discussion. Alderwoman Isby moved to waive the three readings and Alderwoman Smith seconded it. The motion carried 7-0. Alderwoman Isby made a motion to adopt the Ordinance and Alderwoman Smith seconded it. The Clerk called the roll with the following voting "Aye": Alderman Ledbetter, Alderman Hawkins, Alderman Pruitt, Alderman Grimes, Alderwoman Mehl, Alderwoman Smith and Alderwoman Isby. The Ordinance passed 7-0.

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There was no further discussion. The meeting was adjourned.

Adjournment-----

PASSED this 8th day of January, 2019

APPROVED:

Mayor Bart Castleberry

City Clerk Michael O. Garrett