
MINUTES OF THE CITY COUNCIL, CITY OF CONWAY, ARKANSAS

Conway, Arkansas
Tuesday 6:30 pm
January 24th, 2017

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, Alderwoman Mehl, Alderman Ledbetter, Alderwoman Smith and Alderwoman Isby. Also, present and acting: Mayor Bart Castleberry, City Clerk Michael Garrett and City Attorney Chuck Clawson. Not in Attendance Alderman Pruitt and Alderman Jones.

Call to Order: Mayor Bart Castleberry

Roll Call: Michael O. Garrett

Minutes: January 10, 2017

Alderwoman Smith motioned to approve the **January 10, 2017** minutes as submitted. Alderwoman Isby seconded the motion. There was no discussion. The motion passed 6-0.

Employee Service Awards

Approval of Monthly financial Report ending December 31st, 2016:

Tyler Winningham, CFO, reviewed the financial reports for General, Street, Sanitation, Airport and Special projects for the Council. Alderwoman Smith motioned to adopt the monthly financial reports ending December 31st, 2016. Alderwoman Isby seconded the motion. There was no further discussion. The motion passed 6-0.

Alderwoman Smith motioned to suspend the rules and move items 1A-9 and 1A-10 next on the agenda. Alderwoman Isby seconded the motion. There was no further discussion. The motion passed 6-0.

Ordinance to rezone the property located at Donnell Ridge and Mattison Road from A-1 and R-1 to a PUD.

O-17-07

Alderman Hawkins reported to the City Council the next request was reviewed by the Planning Commission at its regular meeting on January 17. The Planning Commission voted 10-0 this request be forwarded to the City Council with a recommendation for approval with the conditions stated in the PUD.

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1. Exterior composed of brick, rock and hardie board/cement board. Hardie board limited to 60% of exterior less windows and doors.
2. No vinyl siding. Vinyl siding and fascia allowed on gables and dormers only.
3. 10/12 roof pitch or greater on main roof.
4. Garages cannot protrude past front of house unless side entry on single family houses.
5. Architectural shingles or metal roofing only.
6. Street trees of 2" caliper at time of planting to be provided by developer. Minimum of one per lot.
7. Brick/rock walls and entrances on Mattison Road and Donnell Ridge Road. 8' wood privacy fence constructed on rear of lots bordering London Road and Church Drive Way with pickets facing outward.
8. ~~Minimum 9' ceilings throughout, finished floor to finished ceiling. No "boxed" or "tray/coffered" ceilings.~~
9. Granite or solid surface countertops required.
10. All Duplexes constructed with double garages.

Hal Crafton was present to answer questions on behalf of the request. Alderwoman Smith motioned to waive the readings of the ordinance. Alderwoman Isby seconded the motion. The motion passed 6-0. Audrey Bibbs addressed the City Council and requested this item be sent back to the planning commission for further consideration. Kent Mathis stated he is in favor of the project but expressed his concern about Mattison Roads ability to handle the added construction traffic. Alderwoman Smith motioned to adopt the ordinance, and strike the PUD Final Development Plan Condition number 8: "Minimum 9' ceilings throughout, finished floor to finished ceiling. No boxed or tray/coffered ceilings." Alderwoman Isby seconded the motion. There was no further discussion. The clerk called the roll with the following voting "Aye": Alderwoman Mehl, Alderman Ledbetter, Alderwoman Smith, Alderman Hawkins, Alderwoman Isby, and Alderman Grimes. The motion passed 6-0.

Ordinance to rezone property located at 1401 Hogan Lane from R-1 to O-1.

O-17-08

Alderman Hawkins reported to the City Council the next request was reviewed by the Planning Commission at its regular meeting on November 21, 2016. The Planning Commission voted 10-0 this request be forwarded to the City Council With a recommendation of denial. Mitch Hart addressed the City Council regarding his denial by the Planning Commission. Joe Pruett resident of Sunderland Park spoke in opposition to the request. Mr. Pruett pointed out a large group of residence of Sunderland Park Subdivision who were in opposition. Craig Cloud, Deanna Johnson and Jody Caviness spoke in opposition to the request. Alderwoman Smith motioned to waive the readings of the ordinance. Alderwoman Isby seconded the motion. The motion passed 6-0. Alderman Grimes motioned to adopt the

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ordinance. Alderwoman Smith seconded the motion. There was no further discussion. The clerk called the roll with the following voting "No": Alderwoman Mehl, Alderman Ledbetter, Alderwoman Smith, Alderman Hawkins, Alderwoman Isby and Alderman Grimes. The motion failed 0-6.

Alderman Grimes motioned to waive the readings of the remaining ordinances:
A4 A8 B1 B2 B3 B4 B7

Alderwoman Isby seconded the motion. The motion passed 6-0. Alderwoman Isby excused herself from the meeting.

1. **1. Report of Standing Committees: Report of Standing Committees:**
 - A. **Community Development Committee (Planning, Zoning, Permits, Community Development, Historic District, Streets, & Conway Housing Authority)**
 1. **Resolution setting a public hearing to discuss the closing of a utility/drainage easement located on Lot 17, Princeton Village PUD.**

R-17-03

Alderman Hawkins presented item 1A1 to the Council. There was no discussion. Alderwoman Smith motioned to adopt the resolution setting the public hearing for February 14, 2017. Alderwoman Mehl seconded the motion. There was no discussion. The motion passed 5-0.

2. **Consideration to grant a right of way easement to Conway Corporation.**

There was no representative from Conway Corporation in attendance. Alderman Hawkins motioned to hold the item in committee until a representative of Conway Corporation was available for questions. Alderwoman Smith seconded the motion. The motion passed 5-0.

3. **Consideration to reappoint Cornell Maltbia to the Civil Service Commission.**

Lisa Mabry-Williams, Human Resources Director, spoke in favor of the reappointment. There was no further discussion. Alderwoman Smith motioned to approve the reappointment. Alderwoman Mehl seconded the motion. The motion passed 5-0.

4. **Ordinance to reclassify an accounting manager position to a purchasing manager position within the Finance Department.**

Alderwoman Smith motioned to table the item pending the development of a formal job description for the position. Alderman Hawkins seconded the motion. Mayor Castleberry called for the vote. The motion passed unanimously 5-0.

5. Consideration to rebid the remediation work project for the Conway Scrap Metal Site.

Mr. Scott Grummer, City Planner, explained after review of the bids received there were several items that were not detailed enough to receive accurate bids. Alderman Hawkins made a motion to rebid the items. Alderwoman Smith seconded the motion. There was no discussion. The motion passed 5-0.

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

Alderwoman Smith motioned to approve the agreements for 2017 as requested:

Boys & Girls Club of Faulkner County	\$78,000.00
Independent Living Services	\$30,000.00
Faulkner County Council on Aging	\$69,000.00

Alderwoman Mehl seconded the motion. Finley Vinson, Street and Engineer pointed out a budget appropriation of \$13,000 would be necessary for the difference in the budgeted amount. Mayor Castleberry called for a vote. The item was passed 5-0.

7. Consideration to approve a conditional use permit for Mt. Carmel Community to allow a senior living/assisted living facility at property located at 2505 Salem Road in an A-1 zoning district.

This item was reviewed by the Planning Commission at their meeting on January 17th. At that time the Committee voted 9-1 the request be forwarded to City Council with recommendation for approval with the following conditions:

1. Right-of-way dedication at the Salem Road/Meadowlake Road intersection for a roundabout per City Engineer specifications shall be dedicated during platting/development review.
2. The proposed development shall be generally constructed as presented.
3. Single ownership of all property and structures is required.
4. Right of way from roundabout to access residual Irby property to the south and west per City Engineer specifications shall be dedicated during platting and development review

Jimmy Elrod was present to answer questions on behalf of the Mt. Carmel Community. Alderwoman Smith motioned to approve the conditional use permit. Bryan Patrick addressed the Council to discuss Condition #4 regarding the

connectivity of adjoining properties via the proposed roundabout. After further discussion Alderwoman Smith withdrew her motion to approve and a motion was made to table the recommendation until further details were available from the developer. Alderwoman Mehl seconded. The motion to table this item passed 5-0.

8. Ordinance to rezone property located at 129 Eve Lane from A-1 to R-1

O-17-09

This item was reviewed by the Planning Commission at their meeting on January 17th, and was passed unanimously 10-0 for a recommendation for approval from City Council. Alderman Hawkins motioned to approve the Ordinance. Alderwoman Smith seconded the motion. There was no further discussion. The clerk called the roll with the following voting "Aye": Alderwoman Mehl, Alderman Ledbetter, Alderwoman Smith, Alderman Hawkins, and Alderman Grimes. The motion passed 5-0.

2. Public Safety Committee (Police, AWU, CEOC, Fire, District Court, Information Technology, & City Attorney)

1. Ordinance appropriating funds for the repairs of Engine 1 for the Conway Fire Department.

O-17-10

Fire Chief Mike Winter explained the Fire Department had received an insurance check for damage to Engine 1 and he was asking to have that money placed back into the Fire Department 2017 budget. Alderwoman Smith motioned to approve the Ordinance. Alderman Hawkins seconded the motion. There was no further discussion. The clerk called the roll with the following voting "Aye": Alderman Ledbetter, Alderman Hawkins, Alderwoman Mehl, Alderman Grimes and Alderwoman Smith. The motion passed 5-0.

2. Ordinance accepting and appropriating grant & donation funds for the Conway Fire Department.

O-17-11

Fire Chief Mike Winter explained the Fire Department had received two grants from Sam's Club in the amount of \$1500 and \$236 from Fred's. Alderman Hawkins motioned to approve the Ordinance. Alderwoman Smith seconded the motion. There was no further discussion. The clerk called the roll with the following voting "Aye": Alderwoman Mehl, Alderman Grimes Alderman Ledbetter, Alderwoman Smith and Alderman Hawkins. The motion passed 5-0.

3. Ordinance to purchase Tasers & cartridges from Taser International for the Conway Police Department.

O-17-12

Police Chief Spradlin explained this ordinance was to purchase 10 Tasers, cartridges, and batteries along with declaring Taser International as a sole source provider, therefore waiving bids. Alderman Hawkins motioned to approve the Ordinance. Alderwoman Smith seconded the motion. There was no further discussion. The clerk called the roll with the following voting "Aye": Alderwoman Mehl, Alderwoman Smith, Alderman Ledbetter, Alderman Hawkins, and Alderman Grimes. The motion passed 5-0.

4. Ordinance to purchase concealment vests from Teeco Safety for the Conway Police Department.

O-17-13

Alderman Hawkins motioned to approve the Ordinance. Alderwoman Smith seconded the motion. There was no further discussion. The clerk called the roll with the following voting "Aye": Alderwoman Smith, Alderman Hawkins, Alderwoman Mehl, Alderman Ledbetter, and Alderman Grimes. The motion passed 5-0.

5. Consideration to enter into an agreement with Conway Housing Authority for one fully equipped community policing officer from the Conway Police Department.

Police Chief Spradlin explained this is an annual agreement the City has enter into with the Conway Housing Authority. Alderwoman Smith motioned to enter into the agreement. Alderwoman Mehl seconded the motion. The motion passed 5-0.

6. Consideration to retire a K9 dog and remove from the City's inventory for the Conway Police Department.

Police Chief Spradlin explained police dog "Chewy" was retired and would be cared for by Officer Matt Edgmon in the future. Alderwoman Smith motioned to approve the request. Alderwoman Mehl seconded the motion. The motion passed 5-0.

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7. Ordinance to appropriate funds to provide diversity training for the Conway Police and Fire Department.

O-17-14

Police Chief Spradlin addressed the Council and explained he and Fire Chief Winter were requesting a total of \$16,000 be appropriated from the city's operating account to provide diversity training for both the Police and Fire department. Alderwoman Smith motioned to approve the request. Alderwoman Mehl seconded the motion. The clerk called the roll with the following voting "Aye": Alderwoman Mehl, Alderwoman Smith, Alderman Grimes, Alderman Ledbetter and Alderman Hawkins. The motion passed 5-0.

Adjournment

PASSED this 24th day of January 2017

APPROVED:

Mayor Bart Castleberry

City Clerk Michael O. Garrett