
MINUTES OF THE CITY COUNCIL, CITY OF CONWAY, ARKANSAS

Conway, Arkansas
Tuesday, 6:00 pm
October 25, 2022

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: Councilman Hawkins, Councilman Grimes, Councilwoman Mehl, Councilwoman Tucker, Councilman Ledbetter, Councilwoman Smith, Councilman Jones, and Councilwoman Isby. Also, present and acting: Mayor Bart Castleberry, City Attorney Charles Finkenbinder, City Clerk Michael Garrett

Call to Order: Mayor Bart Castleberry

Roll Call: Michael O. Garrett, City Clerk

Minutes: October 11, 2022

Councilwoman Isby motioned to approve the **October 11, 2022** minutes as submitted. Councilwoman Mehl seconded the motion. There was no discussion. The motion passed 8-0.

Monthly Financial Report: Month ending September 30, 2022

Tyler Winningham addressed the Council stating that sales tax was up 10.6% and 13.4% year to date. He added that funds from Beverage Taxes and A&P taxes have been strong as well. He said that overall, the General Fund revenue is up about 4 million dollars compared to this same time last year. He added that some of the department funds that seemed off would correct themselves by the end of the year. Councilwoman Smith made a motion to approve the monthly financials and Councilman Jones seconded it. The motion to approve carried 8-0.

Report of Standing Committees:

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

1. Resolution setting a public hearing to discuss the closing of Court Z Street located on Lot 24 Round Mountain Subdivision.

R-22-48

Councilman Hawkins presented Item A1 to the Council. James Walden explained that there was a request for a re-plat in that area which necessitated the need to close this street. Councilwoman Smith made a motion to adopt the Resolution and Councilwoman Isby seconded it. A vote was called, and the Resolution passed 8-0.

2. Consideration to approve the nominations for the Civil Service Commission.

Councilman Hawkins presented Item A2 to the Council. He told the Council the nominations were for Eric King whose term would expire August 25, 2028, and Dennis Moore whose term would expire August 25, 2026. Councilman Hawkins moved to approve the nominations and Councilman Jones seconded it. The nominations were approved 8-0.

3. Ordinance appropriating funds received from Metroplan for the Northwest Arkansas Study Tour.

O-22-116

Councilman Hawkins presented Item A3 to the Council. Councilwoman Isby made a motion to waive the three readings and Councilman Jones seconded it. Councilwoman Smith made a motion to adopt the Ordinance and Councilwoman Isby seconded it. The Clerk called the roll with the following voting "Aye": Councilman Hawkins, Councilman Ledbetter, Councilman Grimes, Councilwoman Tucker, Councilwoman Smith, Councilwoman Isby, and Councilwoman Mehl. The Ordinance passed 8-0.

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4. **Resolution requesting the Faulkner County Tax Collector place a lien on property located at 1525 Hardy Street for expenses in the amount of \$179.78 incurred by the City for Code Enforcement.**

R-22-49

Councilman Hawkins presented Item A4 to the Council. There was no one present to represent the property. Councilwoman Isby made a motion to adopt the Resolution and Councilwoman Smith seconded it. A vote was called, and the Resolution passed 8-0.

5. **Resolution requesting the Faulkner County Tax Collector place a lien on property located at 3980 Ledbetter Dr. for expenses in the amount of \$195.29 incurred by the City for Code Enforcement.**

R-22-50

Councilman Hawkins presented Item A5 to the Council. There was no one present to represent the property. Councilwoman Isby made a motion to adopt the Resolution and Councilwoman Smith seconded it. A vote was called, and the Resolution passed 8-0.

6. **Resolution requesting the Faulkner County Tax Collector place a lien on property located at 3990 Ledbetter Dr for expenses in the amount of \$195.59 incurred by the City.**

R-22-51

Councilman Hawkins presented Item A6 to the Council. There was no one present to represent the property. Councilwoman Isby made a motion to adopt the Resolution and Councilwoman Smith seconded it. A vote was called, and the Resolution passed 8-0.

7. **Resolution to approve the use of Federal Aid Surface Transportation Block Grant Program (STBG) funds for the Stone Dam Creek Extension Project for the Transportation Department.**

R-22-52

Councilman Hawkins presented Item A7 to the Council. James Walden told the Council that this portion is being called Phase 1 of the Northwest Trail but it's actually an extension of Stone Dam Creek Trail. He added that it's part of the Central Arkansas Greenways Plan. Councilwoman Smith made a motion to adopt the Resolution and Councilwoman Isby seconded it. A vote was called, and the Resolution passed 8-0.

8. **Consideration to approve a conditional use permit for property located at 82 Lower Ridge Road.**

Councilman Hawkins presented Item A8 to the Council, stating that it was reviewed by the Planning Commission at their meeting on October 17, and at that time was voted 7-0 to forward to City Council with the recommendation for approval. James Walden said that this is intended for duplex development at MF-1 density. Councilwoman Isby made a motion to approve the conditional use permit and Councilwoman Smith seconded it. The motion to approve carried 8-0.

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

1. **Ordinance appropriating reimbursement funds for the Conway Police Department.**

O-21-117

Mayor Castleberry presented Item B1 to the Council. Chief Tapley told the Council that the department has received reimbursements for several entities and asked that they be appropriated for the departments use. Councilwoman Isby made a motion to waive the three readings and Councilman Jones seconded it. Councilwoman Smith made a motion to adopt the Ordinance and Councilwoman Isby seconded it. The Clerk called the roll with the following voting "Aye": Councilwoman Mehl, Councilman Ledbetter, Councilman Grimes, Councilwoman Isby, Councilwoman Tucker, Councilman Hawkins, Councilman Jones, and Councilwoman Smith. The Ordinance passed 8-0.

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2. **Resolution to approve entering into an agreement with S7 Tactical for training facility use for the Conway Police Department.**

R-22-53

Mayor Castleberry presented Item B2 to the Council saying that the prices to build a range came back high. The said that if the Council approved, the City could arrange a five-year finance for the training grounds, or an agreement could be made to use the training grounds at S7 Tactical. Councilman Jones asked if the events scheduled at the facility would interfere with the department's use and Chief Tapley said that most of their events are on the weekends. He said they were not charging the City anything for the rest of this year, and it would be \$25,000 for next year. Councilwoman Smith made a motion to adopt the Resolution and Councilwoman Isby seconded it. A vote was called, and the Resolution passed 8-0.

C. New Business

Resolutions regarding the levy of millage rates on personal property taxes.

Mayor Castleberry presented and read the Resolutions to the Council, noting that there is no increase in the rates from the previous year. Councilwoman Smith made a motion to adopt the Resolutions for the levy of millage rates on personal property taxes. Councilwoman Isby seconded the motion. The Resolutions were passed 8-0.

1. R-22-54

Resolution of a voluntary levy of two-tenths (.2) mill on the dollar be made upon the assessed valuation of all taxable real estate and personal property tax for an Animal Shelter for the City of Conway.

2. R-22-55

Resolution of a voluntary levy of four-tenths (.4) mill on the dollar be made upon the assessed valuation of all taxable real estate and personal property tax for a recreation assessment raising special revenue for the sole and exclusive purpose of providing additional funds for the purpose of construction, equipping, operating, and maintaining the public recreation and playgrounds of City of Conway.

3. R-22-56

Resolution of a voluntary levy of four-tenths (.4) mill on the dollar be made upon the assessed valuation of all taxable real estate and personal property tax for raising special revenue the exclusive purpose of operating and maintaining the cemeteries for the City of Conway.

4. R-22-57

Resolution of a levy of four-tenths (.4) mill on the dollar be made upon the assessed valuation of all taxable real estate and personal property tax for raising special revenue for the Pension and Relief Fund for a Policeman's Pension and Relief Fund.

5. R-22-58

Resolution of a levy of four-tenths (.4) mill on the dollar be made upon the assessed valuation of all taxable real estate and personal property tax for raising special revenue for the Pension and Relief Fund for a Fireman's Pension and Relief Fund.

6. R-22-59

Resolution of a levy of four-tenths (.4) mill on the dollar be made upon the assessed valuation of all taxable real estate and personal property tax for raising special revenue for the Pension and Relief Fund for paid Non-uniformed employees.

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7. R-22-60

Resolution of a levy of three (3.0) mill on the dollar be made upon the assessed valuation of all taxable rate and personal property tax for raising General Fund Revenues.

Adjournment-----

PASSED this 25th day of October 2022

APPROVED:

Mayor Bart Castleberry

City Clerk Michael O. Garrett