

Mayor Tab Townsell

City Attorney Michael Murphy

City Clerk/Treasurer Michael O. Garrett



Aldermen

Ward 1 Position 1 – Andy Hawkins

Ward 1 Position 2 – David Grimes

Ward 2 Position 1 – Mark Vaught

Ward 2 Position 2 – Shelley Mehl

Ward 3 Position 1 – Jack Bell

Ward 3 Position 2 – Mary Smith

Ward 4 Position 1 – Theodore Jones, Jr.

Ward 4 Position 2 – Shelia Whitmore

**CITY OF CONWAY**

**5:30pm –Committee Meeting**

**Street Fund Program & Reconsideration of  
Southerland Sidewalk locations**

**6:30pm -- Council Meeting:**

**Courtroom in District Court Building**

**810 Parkway, Conway, AR 72034**

**March 27<sup>th</sup>, 2007**

- 1. Call to Order**
- 2. Roll Call**
- 3. Minutes:** *March 6<sup>th</sup>, 2007*
- 4. Recognition of Guests:** *Employee Service Awards*
- 5. Public Hearings:**
- 6. Report of Standing Committees:**
  - A. Economic Development Committee (Airport, Conway Corporation, CDC, Downtown Partnership)**
    1. Ordinance accepting and appropriating grant funds for downtown streetscape improvements along Oak Street (east of Front St).
    2. Ordinance waiving bids and selecting a sole source vendor for purchase of flower planters for the Downtown area along Front Street.
  - B. Community Development Committee (Planning, Zoning, Permits, Community Development, Historic District, Streets, & Conway Housing Authority)**
    1. Resolution setting a public hearing to discuss closing an easement in the south fifteen feet of Lot 1A-1 of the replat of Lot 1A in Sherman Heights.
    2. Resolution setting a public hearing to discuss abandoning West Simms Street (unimproved between Hubbard and Denison) in the Blaney Subdivision.
    3. Ordinance accepting the annexation of the north side of Prince Street at 5015 Sistine Chapel Lane across from Four Winds Chapel.
    4. Ordinance rezoning property located at 703 and 705 Donaghey Avenue from R-2A to O-3.
    5. Consideration of a conditional use permit for a child care facility for property located at 2100 Spring Valley Drive.
    6. Consideration of an appeal of ruling by the Old Conway Design Review Board by John & Joyce Hardin with a property address of 1215 Hunter Street.

7. Consideration of bids for LED Traffic signal modules for the Conway Street Department.
8. Consideration of bids for The Meadows Subdivision (Phase 2) street and drainage improvements.
9. Discussion/consideration of a roundabout at Prince Street and Western Ave.

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

1. Consideration to accept a bid from North Point Ford for a 4x4 One Ton Truck Chassis for the Sanitation Department.
2. Ordinance waiving bids for the purchase of a CAT motor grader for the Conway Sanitation Department.

**D. Public Safety Committee (Police, CEOC, Fire, Dist. Court & City Att., & Animal Control)**

1. Consideration to accept annual bids for turnout gear from Pro Fire Equipment for CFD.
2. Consideration to accept a bid for a rescue boat from Rescue One Connector for CFD.
3. Ordinance appropriating donated funds from Wal-Mart Foundation to purchase dive equipment carts for the Conway Fire Department Dive Team.
4. Ordinance appropriating funds for the Animal Welfare Wastewater Lift Station.
5. Consideration to purchase an adoption trailer for the Animal Welfare Unit with funds from the spray/neuter program.
6. Consideration of an agreement between the Conway Housing Authority and the City of Conway for one full time community policing officer.
7. Ordinance waiving bids and providing sole source status for L3 Communications for mobile vision digital video recording for the Conway Police Department.

**7. Old Business**

- A. Consideration of a conditional use permit for a transmission tower/station (cell tower) for property located at 3715 Prince Street on the site with West Conway Mini Storage.

**8. New Business**

- A. Ordinance appropriating funds to purchase an awning for the pavilion in Simon Park.
- B. Discussion regarding the purchase of the “Old Swing City Property” near Curtis Walker Park.

**Adjournment**

# Committee Meeting

January 17, 2007

Mayor Townsell and City Council Members  
City of Conway  
1201 Oak Street  
Conway, AR 72032

Dear Mayor Townsell and Council Members,

Our family has been in Conway for over 14 years and we have experienced many changes that have been a result of the decisions of the City Council of Conway. Our initial desire was to have a home in the "country" yet close enough to the city for the shopping conveniences. In 1995 we were annexed though we asked not to be. Later there were several battles with zoning changes proposed by those who wanted to build apartments or light industrial businesses in our neighborhood. We lost the last battle even with the 100 percent agreement of the Planning Commission to remain a residential subdivision. Now we have a portion of our residential subdivision rezoned to reflect light industrial. These events of the past have been difficult to accept.

Currently we are hoping to divide and sell a portion of our approximately 6.25 acres on London Road. In order to do this replat, the City of Conway requires sidewalks to be built along the 640 feet of street frontage. The purpose of this letter is not to complain, but ask you to intervene and review a recent mandate for sidewalks to be a part of the requirement for such a replat. We are willing to pay for sidewalks in another part of the city at the actual cost of the construction. For London Road, there are no existing sidewalks. Therefore, sidewalks built on our property will not connect with any existing sidewalk network and could easily be seen as a distraction and a nuisance to the area. Our road is high, narrow and has no shoulder so is no place to put a sidewalk except at the bottom of a steep ditch. It would be quite an awkward sight to say the least. Also, there is little prospect of additional sidewalks being built along London Road since there is no compelling reason for the owners of the residences there to build them.

We know that something reasonable can be worked out. Please understand that we are willing to do just that. We propose that we be excused from the requirement to build a sidewalk on our land in exchange for building sidewalks of equal footage in areas of the city where it would be more beneficial for all. We have some suggestions where those areas would be, but are willing to follow recommendations from the Council or the City Planning Department. One particular place we are familiar with and suggest for consideration is Block 64 of the Boulevard Addition along the north side of Bruce Street. Many students who live in the rental houses on Bruce, Mitchell and Davis Streets walk this path to classes and there is a well-beaten foot path along the street, but no side walk. That path would be approximately 270 feet of sidewalk, and then we could select additional paths in the area of the University to make a total at least equal to the frontage of our property on London Road. Another possibility would be the south side of Bruce Street from Block 64, since this is another high foot traffic area.

Thank you for your consideration.

Sincerely,

  
Dwight and Caryn Southerland

cc: Brian Patrick

RECEIVED  


**ORDINANCE NO. O-07- \_\_\_\_**

**AN ORDINANCE ACCEPTING GRANT FUNDS AND APPROPRIATING FUNDS FOR DOWNTOWN STREETScape IMPROVEMENTS; AND FOR OTHER PURPOSES**

**WHEREAS**, the City of Conway has received notification that it has been awarded a grant through the Department of Housing and Urban Development’s economic development initiative funds for downtown revitalization in the amount of \$198,000 for downtown streetscaping work;

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

**Section 1.** The City of Conway shall accept federal grant funding to be used for streetscape improvements along Oak Street (east of Front Street) and appropriate funds in the amount of \$198,000 from the Street Department Federal Grant Revenue (02.943) to the Street Department Downtown Revitalization Project.

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

**PASSED** this 27<sup>th</sup> day of March, 2007

**APPROVED:**

\_\_\_\_\_  
**Mayor Tab Townsell**

**ATTEST:**

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

**ORDINANCE NO. O-07-\_\_****AN ORDINANCE WAIVING BIDS AND SELECTION OF SOLE SOURCE VENDOR FOR PURCHASE OF FLOWER PLANTERS; DECLARING AN EMERGENCY AND FOR OTHER PURPOSES:**

**WHEREAS**, The City of Conway Street Department has a need for downtown renovation flower planters; and

**WHEREAS**, The Downtown Partnership would like to use Quick Crete Products to purchase flower planters. This Vendor will be able to match existing planters.

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

**SECTION 1.** The City of Conway shall waive the requirement for obtaining bids to purchase flower planters for the Downtown Partnership and utilize Quick Crete Products as a sole source vendor.

**SECTION 2:** The City of Conway shall use funds currently budgeted in the Construction in Progress (02.291.767).

**SECTION 3:** This ordinance is necessary for the protection of the public peace, health and safety; an emergency is hereby passage declared to exist, and this ordinance shall be in full force and effect from and after its passage and approval.

**SECTION 4.** All ordinances in conflict herewith are repealed to the extent of the conflict.

**PASSED** this 27<sup>th</sup> day of March 2007.

**APPROVED:**

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**Mayor Tab Townsell**

**ATTEST:**

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

**RESOLUTION NO. R-07- \_\_\_\_\_**

**A RESOLUTION SETTING A PUBLIC HEARING TO DISCUSS TO ABANDON AN EASEMENT BEING THE SOUTH FIFTEEN FEET OF LOT 1A-1 OF THE REPLAT OF LOT 1A IN THE SCHERMAN HEIGHTS SUBDIVISION**

**WHEREAS**, a petition has been filed with the City Council of the City of Conway, Arkansas by Jim Rankin for Trinity Development to abandon an easement being the south 15.00 feet of Lot 1A-1 of the replat of Lot 1A Scherman Heights as shown in Plat Book K, on page 230 records of Faulkner County, Arkansas within the corporate limits of the City of Conway; and

**WHEREAS**, upon the filing of the petition with the City, the City shall set a date and time for a public hearing before the City Council for consideration of the request.

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

1. That the City Council shall hear said request at its regular meeting to be held at the District Court Building, 810 Parkway Street, Conway, Arkansas, on the 10<sup>th</sup> of April at 6:30 pm.
2. That the City Clerk is hereby directed to publish notice of the filing of said petition and of said hearing for the time and date in the manner prescribed by law.

**PASSED** this 27<sup>th</sup> day of March, 2007.

**APPROVED:**

\_\_\_\_\_  
**Mayor Tab Townsell**

**ATTEST:**

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

**RESOLUTION NO. R-07- \_\_\_\_\_**

**A RESOLUTION SETTING A PUBLIC HEARING TO DISCUSS CLOSING WEST SIMMS STREET (UNIMPROVED BETWEEN HUBBARD AND DENISON) IN THE BLANEY SUBDIVISION**

**WHEREAS**, a petition has been filed with the City Council of the City of Conway, Arkansas by Brandon Potts to abandon West Simms Street (unimproved between Hubbard and Denison) in the Blaney Subdivision within the corporate limits of the City of Conway; and

**WHEREAS**, upon the filing of the petition with the City, the City shall set a date and time for a public hearing before the City Council for consideration of the request.

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

1. That the City Council shall hear said request at its regular meeting to be held at the District Court Building, 810 Parkway Street, Conway, Arkansas, on the 10<sup>th</sup> of April at 6:30 pm.
2. That the City Clerk is hereby directed to publish notice of the filing of said petition and of said hearing for the time and date in the manner prescribed by law.

**PASSED** this 27<sup>th</sup> day of March, 2007.

**APPROVED:**

\_\_\_\_\_  
**Mayor Tab Townsell**

**ATTEST:**

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

## ORDINANCE NO. O-07-\_\_\_\_\_

**AN ORDINANCE ACCEPTING THE ANNEXATION OF CERTAIN LANDS LOCATED ON THE NORTH SIDE OF PRINCE STREET AT 5015 SISTINE CHAPEL DRIVE ACROSS FROM FOUR WINDS CHAPEL TO THE CITY OF CONWAY, ARKANSAS:**

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

**SECTION 1:** That the City of Conway, Arkansas, hereby accepts the hereinafter described territory, annexed to said City by order of the County Court of Faulkner County, Arkansas, heretofore entered on the 8<sup>TH</sup> day of **MARCH 2007** and said territory being situated in Faulkner County, Arkansas, shall be a part of the City of Conway and shall be zoned **R-1** and described as follows:

**Lot 66, Chapel Creek Subdivision, aka 5015 Sistine Chapel Drive**

and that above said – described lands and territory be, and the same hereby are, declared to be a part of the City of Conway, Faulkner County, Arkansas.

**SECTION 2:** That unless a street is specifically named in this ordinance as being accepted for maintenance or to provide street frontage for the issuance of building permits, it shall not be accepted for either purpose.

**SECTION 3:** From and after this date, the inhabitants residing within and upon the hereinabove described lands and territory shall have and enjoy all the rights and privileges of, and be subject to all the laws, rules, ordinances, limitations and regulations imposed upon the inhabitants within the original limits of said City of Conway, Arkansas, and for voting purposes, said lands are hereby assigned to and designated as a part of **Ward 3** of the City of Conway, Arkansas.

**SECTION 4:** It is hereby ascertained and declared that it is necessary for the protection and preservation of the public health and safety that the foregoing ordinance shall take effect and be in force from and after its passage and publication.

**PASSED** this March 27<sup>th</sup>, 2007

**APPROVED:**

\_\_\_\_\_  
**Mayor Tab Townsell**

**ATTEST:**

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



**ORDINANCE NO. O-07-\_\_\_\_\_**

**AN ORDINANCE AMENDING SECTIONS 201.1 AND 201.3 OF THE CONWAY ZONING ORDINANCE TO REZONE PROPERTY LOCATED AT 703 AND 705 DONAGHEY AVENUE FROM R-2A TO O-3:**

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

**SECTION 1:** That the Zoning District Boundary Map of the Conway Land Development Code be amended by changing all the **R-2A** symbols and indications as shown on the Zoning District Boundary Map in an area described as follows:

The South 111 feet of Lots 15 and 16, Block A, Smith's Subdivision of Donaghey Addition to the City of Conway, Arkansas also known as 703 Donaghey Avenue,  
AND

The North 100 feet of Lots 15 and 16, Block A, Smith's Subdivision of Donaghey Addition to the City of Conway, Arkansas also known as 705 Donaghey Avenue.

to those of **O-3**, and a corresponding use district is hereby established in the area above described and said property is hereby rezoned.

**SECTION 2:** That all ordinances in conflict herewith are repealed to the extent of the conflict.

**PASSED** this 27<sup>th</sup> day of March, 2007.

**Approved:**

\_\_\_\_\_  
**Mayor Tab Townsell**

**Attest:**

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



**CITY OF CONWAY  
PLANNING COMMISSION**

1201 Oak Street  
Conway, Arkansas 72032  
(501) 450-6105

6B-5

March 20, 2007

Council Members  
Conway, AR 72032

Dear Council Members:

A request for a conditional use permit for a child care facility for property located at 2100 Spring Valley Drive west off South Donaghey Avenue with the legal description:

Tract D, Spring Valley Subdivision, West 266.67 feet by 175.5 feet with a 20 foot pedestrian access easement to the elementary school on the west side of the property

was reviewed by the Planning Commission at its regular meeting on March 19, 2007. The Planning Commission voted 8 – 0 that the request be sent to the City Council with a recommendation of approval with the below stated conditions attached.

1. Hours of operation are 6:30 a.m. to 6:00 p.m.
2. Lighting is to be inward, downward, and shrouded.
3. The number of children is limited to what the state of Arkansas regulations allow up to a maximum of 120 children.
4. Fencing will be six feet high and run from the northern boundary of the parking lot to the northern boundary of the property, enclosing that area.
5. No outdoor sound systems allowed.
6. The structure is required to meet proposed development standards as outlined in proposed Article 1101 of the Zoning Ordinance.
7. Dumpster enclosure to be masonry/brick veneer.
8. The submitted site plan is subject to revision as needed by the current site plan review requirements, including but not limited to ingress/egress, dumpster location, parking lot design, cross/joint access, trees, and landscaping.
9. Signage is limited to two 48 square foot wall mounted signs.

Submitted by,

Adam Thomas, Chairman  
Planning Commission

**NOTICE OF APPEAL**

FROM: John T. Hardin and Joyce M. Hardin, 1215 Hunter Street, Conway, AR 72032

TO: Conway City Council

RE: Appeal of ruling by Old Conway Design Review Board to pay in lieu sidewalk payment in connection with approval of project on February 28, 2007

This is notice that John T. Hardin and Joyce M. Hardin, owners of 1215 Hunter Drive, Conway, Arkansas, hereby request that the City Council overrule the February 28, 2007, order by the Old Conway Design Review Board requiring them to make an in lieu sidewalk payment in connection with a building project @ 1215 Hunter Street, Conway, AR.

Reasons for the appeal are as follows:

A. As to requiring a sidewalk:

1. The cost to build such a sidewalk bears no relationship to the underlying building permit, either by dollar or type of project;
2. Requiring sidewalk construction as a condition to a building permit in the Old Conway Overlay District but not for the rest of Conway is unfair and improper discrimination;
3. Requiring sidewalk construction as a condition to a building permit is an amendment to the Conway Building Code which was not properly noticed or approved by the City Council;
4. The geography of 1215 Hunter Street makes the placement of a sidewalk non-sensical and may even be contrary to other Conway ordinances dealing with preservation of trees, drainage and rights of way (e.g. the sidewalk will cover significant portions of tree root systems and will end approximately 1/3<sup>rd</sup> of the way up a neighbor's fence);

5. Requiring a sidewalk will lower the value of the property because of the sidewalk's location;

6. A sidewalk on this property creates an attractive nuisance and invites vandalism.

B. As to the required in-lieu payment:

1. The payment bears no relationship to the cost/size/type of project which requires the building permit;

2. The payment may be imposed an unlimited number of times (i.e. any time there is a building permit project);

3. The in-lieu fee for building permits only in the Conway Overlay District is unfair and improper discrimination;

4. The in-lieu fee is an amendment to the Conway Building Code which was not properly noticed or approved by the City Council;

5. There is no end to the number of in-lieu payments which may be required and the amount of the payment bears no relation to the amount of the project which triggers a building permit;

6. The sidewalk payment may be used for any of Conway, not just the Conway Overlay District.

CITY OF CONWAY  
2007 MAR 20 P 4: 03  
RECEIVED  
by [signature]



6B-7

**CITY OF CONWAY**  
**STREET AND ENGINEERING DEPT.**

100 East Robins • Conway, AR 72032  
501-450-6165 • Fax 501-513-3566

**Ronnie D. Hall, P.E.**  
City Engineer

March 15, 2007

Mayor Tab Townsell  
City Hall  
1201 Oak Street  
Conway, Arkansas 72032

Re: LED Signal Light Modules

Dear Mayor Townsell,

Bids were received at 10:00 AM, Tuesday, March 13, 2006 at Conway City Hall for LED Traffic Signal Modules for the traffic signal lights. The LED signal modules will replace the incandescent bulbs presently in the signal light head. The LED lights are more visible, longer lasting (5 times the life of an incandescent bulb) and use less electricity (2 to 6 watts for LED compared to 128 watts for incandescent). The four bids received are summarized as follows and detailed on the enclosed bid tabulation.

Mid America Signal (did not include tax)	\$24,555.40
Pinkley Sales Co.	\$27,453.58
Temple, Inc.	\$37,444.00
Swarco Traffic Management (did not bid on all items)	\$15,110.32

Mid America Signal says they forgot to include sales tax in their bid prices and will not furnish the items at the bid prices. The Swarco Traffic Management bid was for only a portion of the items and considered non-responsive. I recommend that the items included in this bid be purchased from Pinkley Sales Co. as per the bid submitted.

We are requesting that number of LED modules be increased to provide for the Led lights at the U.S. 65 - Conway Town Center Signal. The cost of adding these lights is \$1,801.38 making the total project cost \$29,254.96.

The Street Fund budget includes \$32,000 for the LED modules.

Please advise if you have questions or need additional information,

Sincerely,

Ronnie Hall, P.E.



CITY OF CONWAY  
STREET AND ENGINEERING DEPT 6B-8

100 East Robins • Conway, AR 72032  
501-450-6165 • Fax 501-513-3566

Ronnie D. Hall, P.E.  
City Engineer

March 20, 2007

Mayor Tab Townsell  
City Hall  
1201 Oak Street  
Conway, Arkansas 72032

Re: The Meadows Subdivision - Phase 2  
Street and Drainage Improvements

Dear Mayor Townsell,

Bids were received at 10:00 AM, Monday, March 19, 2007 at Conway City Hall for the above referenced project. This project involves the construction of the street, sidewalk and storm drainage for Phase 2 of the Meadows Subdivision. The project includes approximately 7,300 feet of street construction to provide access to the proposed lots in Conway Development Corporation's Technology Park. Seven bids were received for this work as summarized below and detailed on the attached Tabulation of Bids.

Robinson Backhoe & Dozer, Inc.	\$1,385,355.76
Tom Lindsey Contractor, Inc.	\$1,509,081.70
Mid-South Contractors, Inc.	\$1,633,243.88
Big River Construction	\$1,633,775.40
F.P. Bivens Construction Co.	\$1,674,550.48
Paladino-Nash, Inc.	\$1,715,623.16
Township Builders, Inc.	\$1,946,203.00
Engineer's Estimate	\$1,582,850.00

The low bid was submitted by Robinson Backhoe & Dozer Service of Conway, Arkansas in the amount of \$1,385,355.76. This bid appears to be a fair and reasonable bid for the work involved. I recommend that this project be awarded to Robinson Backhoe & Dozer Service.

This project is funded by the Industrial Development Bonds.

Please advise if you have questions or need additional information.

Sincerely,

Ronnie Hall, P.E.

**MEMORANDUM**

TO: MAYOR TAB TOWNSELL

FROM: RONNIE HALL, P.E.  
CITY ENGINEER

DATE: March 14, 2007

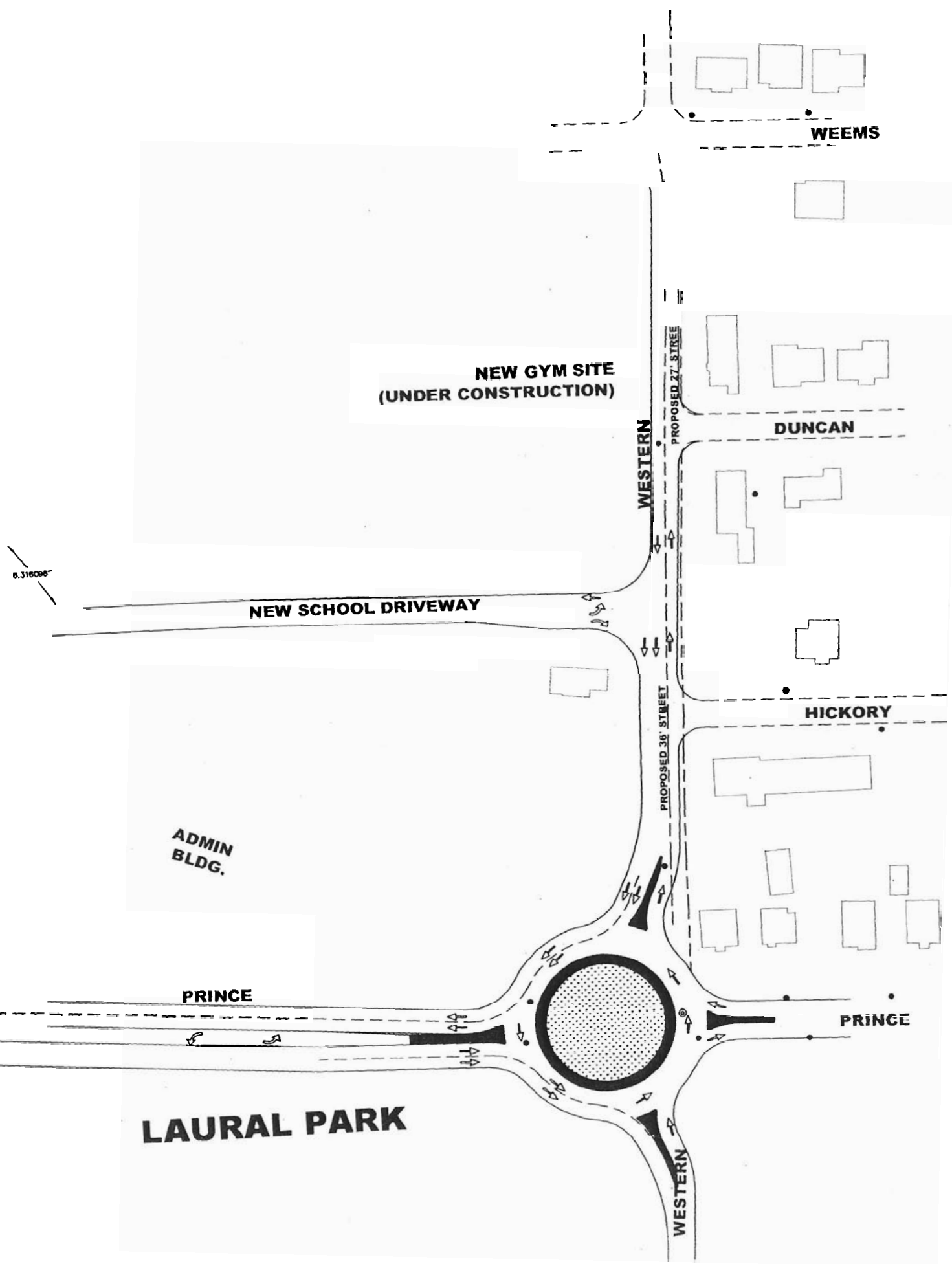
REFERENCE: Prince - Western Roundabout

At the March 13, 2007 Conway School Board Meeting, the school board voted to request that the city proceed with a roundabout at Prince & Western. The reasons discussed at the meeting that make this roundabout deemed desirable are as follows:

- The roundabout would provide for left turns out of the Conway High School West Campus onto Prince Street. The roundabout would provide for a safer and more efficient traffic movement for people desiring to go east from this campus.  
The tendency for traffic to travel thru the residential areas along Poplar, Weems, Duncan, and Hickory to exit the school campus would be reduced with the availability of a more efficient route to travel east bound from the campus.
- The west bound traffic on Caldwell to Prince and the east bound traffic on Prince to Caldwell could avoid the left turns at Donaghey by utilizing the roundabout and the Western to Caldwell connection.
- The Prince Street traffic flow may be inconvenienced by reducing their speed as they maneuver thru the roundabout as they leave or approach the Donaghey traffic signal. The roundabout would provide some traffic calming measures as the traffic approaches the residential area from the west or the school area from the east.
- The Western-Prince roundabout is larger than the roundabout at Tyler-Winfield-Washington and would allow school bus traffic to more readily move thru the intersection. The dimension across the proposed Western-Prince Roundabout is 200' compare to 122' across the Winfield-Washington-Tyler-Roundabout.
- The improvement of Western Avenue with or without the Roundabout needs to be completed prior to school starting in August.

The estimated cost of this roundabout is \$80,000 in material and services with the city forces performing the work. Funding for the roundabout is not included in our budget.

A schematic for the Western-Prince Roundabout is attached for you comments.



6.316006°

**NEW GYM SITE  
(UNDER CONSTRUCTION)**

**NEW SCHOOL DRIVEWAY**

**ADMIN  
BLDG.**

**PRINCE**

**LAURAL PARK**

**WESTERN**

**PROPOSED 27 STREET**

**PROPOSED 36 STREET**

**WEEMS**

**DUNCAN**

**HICKORY**

**PRINCE**

**WESTERN**





**CITY OF CONWAY  
SANITATION DEPARTMENT**

*P.O. Box 915  
4550 Hwy. 64 West  
Conway, AR 72033  
(501) 450-6155  
Fax: (501) 450-6157*

6C-1

**Cheryl Harrington**  
*Director*

March 13, 2007

Mayor Tab Townsell  
City Hall  
1201 Oak Street  
Conway, AR 72032

Re: 4X4 One Ton Chassis

Dear Mayor Townsell,

Bids were submitted at 10:00 am, Tuesday, March 13, 2007 at City Hall for a 4X4 One Ton Truck Chassis. Two bids were submitted:

#1 North Point Ford	\$24,370.00
#2 Landers Chrysler/Dodge	\$24,799.00

I recommend the bid from North Point Ford of \$24,370.00. It was the bid that met or exceeded all specifications that we required.

Please advise if you have questions or need additional information.

Sincerely,

Cheryl Harrington  
Sanitation Director

**ORDINANCE NO. O-07-\_\_****AN ORDINANCE WAIVING BIDS FOR PURCHASE OF SANITATION EQUIPMENT; DECLARING AN EMERGENCY AND FOR OTHER PURPOSES:**

**WHEREAS,** The City of Conway Sanitation Department has a need for a CAT motor grader; and

**WHEREAS,** Faulkner County has surplus used equipment that will be sold through public auction during 2007. Said equipment could possibly be purchased at considerable savings to the City;

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

**SECTION 1.** The City of Conway shall waive the requirement for obtaining bids for the purchase of a motor grader for the Sanitation Department and shall utilize Faulkner County as a sole source vendor.

**SECTION 2:** The City of Conway shall appropriate funds for the purchase of a motor grader not to exceed the amount of \$55,000 from the Sanitation Surcharge Fund Balance Account (23.190)

**SECTION 3:** This ordinance is necessary for the protection of the public peace, health and safety; an emergency is hereby passage declared to exist, and this ordinance shall be in full force and effect from and after its passage and approval.

**SECTION 4.** All ordinances in conflict herewith are repealed to the extent of the conflict.

**PASSED** this 27th day of March 2007.

**APPROVED:**

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**Mayor Tab Townsell**

**ATTEST:**

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

# Memo

**To: Mayor Tab Townsell**  
**From: Chief Castleberry**  
**Date: 3/22/2007**  
**Re: Turnout Gear (Coats and Pants)**

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On February 19, 2007 bids were published for Turnout Gear for the Conway Fire Department in the Log Cabin Democrat and sent to the following vendors:

- Pro-Fire Equipment, Conway, AR
- Fire EMS Rescue Services, Lawrence, KS
- Towers Fire Apparatus Co, Inc.

On March 6, 2007 at 10:00am at City Hall; bids were opened for the purchase of Turnout Gear (Coats and Pants) at any quantity as needed through 12-31-07.

Only one bid was submitted; it is tabulated as follows:

Pro Fire Equipment	Turnout Gear (Coat) -	\$ 988.51
	(Pant) -	\$ 689.41
	Tax -	\$ 139.09
	<u>Shipping Charges -</u>	<u>8.00</u>
	Total -	\$ 1,825.01

We recommend the approval of this submitted bid by Pro Fire Equipment for the purchase of these items.

Please advise if you have any questions.

# Memo

**To: Mayor Tab Townsell**  
**From: Chief Castleberry**  
**Date: 3/22/2007**  
**Re: Rescue Boat (including motor and trailer)**

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On March 1, 2007 bids were published for a Rescue Boat with motor and trailer for the Conway Fire Department in the Log Cabin Democrat and sent to the following vendors:

- Rescue ONE Connector Boats, Huntsville, AL

On March 15, 2007 at 10:00am at City Hall; bids were opened for the purchase of a Rescue Boat with a motor and trailer.

Only one bid was submitted; it is tabulated as follows:

Rescue ONE Connector Boats	Boat (including motor and trailer) -	\$	37,900.00
		Tax -	Included
		<u>Shipping Charges -</u>	<u>Included</u>
	Total -	\$	37,900.00

We recommend the approval of this submitted bid by Rescue ONE Connector Boats for the purchase of these items.

Please advise if you have any questions.

**ORDINANCE NO.0-07-\_\_\_\_\_**

**AN ORDINANCE APPROPRIATING DONATED FUNDS TO PURCHASE DIVE EQUIPMENT CARTS FOR THE CONWAY FIRE DEPARTMENT DIVE TEAM; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.**

**WHEREAS**, the Conway Fire Department requests \$650 to purchase 6 Dive equipment carts for the Conway Fire Department Dive Team.

**WHEREAS**, funds in the amount of \$650 were received by the Wal-Mart Foundation to be used for such purpose:

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

**SECTION 1.** The city of Conway shall appropriate \$650 from the General Fund Revenue Donation Account to the Fire Department SORT Team Supplies Operating Account (01.115.337, \$650).

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

**SECTION 3.** This ordinance is necessary for the protection of the public peace, health and safety, an emergency is hereby declared to exist, and this ordinance shall be in full force and effect from and after its passage and approval.

**PASSED** this 27<sup>th</sup> day of March, 2007

**APPROVED:**

\_\_\_\_\_  
**Mayor Tab Townsell**

**ATTEST:**

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

**ORDINANCE NO. O-07- \_\_\_\_\_****AN ORDINANCE APPROPRIATING FUNDS FOR WASTEWATER LIFT STATION AND FORCE MAIN, AND FOR OTHER PURPOSES:**

**WHEREAS**, the City of Conway request to appropriate funds to cover cost associated with connecting the Animal Welfare Facilities to the City sewer system which was not previously budgeted.

**WHEREAS**, a low bid from Paladino-Nash was accepted on July 25, 2006 (Bid No. 2006-35) for \$74,313.75

**WHEREAS**, the City of Conway request to appropriate funds in the amount of \$1,749.00 to cover the remaining cost associated with the Wastewater Lift Station and Force Main.

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

**SECTION 1.** The City of Conway shall appropriate \$1,532 from the Sanitation Fund Balance Appropriation Account(50.990) and appropriate \$217 from the General Fund Account (01.990) to (50.436.767), Lift Station Construction in Process account.

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

**PASSED** this 27<sup>th</sup> of March, 2007

**APPROVED:**

\_\_\_\_\_  
**Mayor Tab Townsell**

**ATTEST:**

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

**MEMORANDUM**

**TO:** City Council  
**FROM:** Shona Osborne, Animal Welfare Mgr.  
**DATE:** March 15, 2007  
**SUBJECT:** Purchase of Adoption Trailer

Conway Animal Welfare has experienced an influx of animals by 30% in 3 years. As our city continues to grow we must find new ways to place unwanted animals. The purchase of a mobile adoption unit is a resourceful tool that many cities have used to increase their adoption numbers. An adoption trailer, in addition to increasing adoptions, would raise awareness for the importance of spay/neuter and create a better understanding of the roll Animal Welfare plays in the community.

The sale of city tags, by our local veterinarians, has funded a successful spay/neuter program for the citizens of Conway who wish to adopt from our shelter. The purchase of city tags will continue to increase with the growth of the city, therefore, I request the purchase of an adoption trailer be made with monies from this program

Thank you for your consideration.

Shona Osborne  
Animal Welfare Mgr.

**AGREEMENT**

This Agreement is entered this \_\_\_\_\_ day of \_\_\_\_\_, 2007, between the City of Conway, Arkansas, and the Conway Housing Authority.

**WITNESSETH:**

**WHEREAS**, the Conway Housing Authority (hereafter, "CHA") desires to maintain and improve the security of its premises and to serve the respective needs and to provide for the maximum mutual benefit of the parties hereto; and

**WHEREAS**, this objective is to be accomplished by the controlled interaction of the City's police officers with tenants and guests of CHA; and

**WHEREAS**, the Conway Housing Authority desires to prevent and control crime, restore and/or maintain order, and reduce citizens' fear of crime within the CHA.

**NOW, THEREFORE, IN CONSIDERATION OF THE COVENANTS SET FORTH HEREIN, THE PARTIES AGREE AS FOLLOWS:**

1. **SERVICES**

The City shall provide one fully equipped community policing officer, with police vehicle, on a full-time basis to for the Conway Housing Authority. The Chief will select a qualified candidate. The officer will be selected based upon their qualifications to perform assigned duties. Should said community policing officer be requested by CHA to work any hours beyond the normal complement of the officer's pay period, said overtime hours will be subject to reimbursement by CHA to the City of Conway.

2. **CONSIDERATION**

In consideration for providing the above-described services, the Conway Housing Authority shall pay to the City the sum of \$30,000.00, which represents an amount that will offset the costs associated with the City providing one officer. The compensation shall be paid by the Conway Housing Authority to the City of Conway in full, between January 1, 2007 and December 31, 2007.

3. **TERMS**

The initial term of this Agreement shall be for a period commencing January 1, 2007, to and including, December 31, 2007. Absent termination by one of the parties hereto, or amendments mutually agreed upon by the parties, this Agreement shall automatically be renewed for additional terms of one year. This Agreement and all performances and obligations required hereunder may be terminated by the Mayor of the City of Conway or the executive director of the Conway Housing Authority at any time and for any cause provided that the terminating party provides the other party with written notice of termination immediately upon the date of termination.



4. **PERSONNEL**

The officer provided by the City shall be considered an employee of the City. Notwithstanding anything contained in this Agreement the officer shall at all times be subject to the policies and procedures of the Conway Police Department. The City shall be responsible for the selection of an officer. The City shall be responsible for the special training of the officer as required for participation in this program, and the scheduling of such officer. As required for the police department's performance evaluation system, CHA's Executive Director will provide letter input relating to the assigned officer's performance. Additionally, to insure the assigned Officer's working hours and days of work are aligned with the needs of the housing authority's resident's needs and priorities, a resident survey, inquiring about such hours and working days and other such dimensions, will be conducted on an annual basis and provided to the Chief of Police for his review no later than December 15<sup>th</sup> of each calendar year. Based upon such survey results, and collaboration with the CHA Executive, Officer working hours and days of work will be aligned with such findings.

5. **INSURANCE**

City and Conway Housing Authority acknowledge that the City of Conway, as a requirement of this Agreement, shall not be required to have additional insurance.

6. **ASSIGNMENT AND SUBCONTRACTING**

This Agreement and the performance of services required hereunder shall not be assigned or subcontracted by either party without the written consent of the other party.

7. **NOTICES**

Notices hereunder shall be given by first-class mail or personal service. Notice to the City shall be delivered or addressed to the Mayor, City of Conway, 1201 Oak Street, Conway, AR 72032. Notice to the Conway Housing Authority shall be delivered or addressed to the Executive Director, Mary Boyd, 335 S. Mitchell, Conway, Arkansas, 72034.

Conway Housing Authority

City of Conway

\_\_\_\_\_  
Executive Director

\_\_\_\_\_  
Mayor Tab Townsell

Date: \_\_\_\_\_

Date: \_\_\_\_\_

**ORDINANCE NO. O-07- \_\_\_\_**

**AN ORDINANCE WAIVING BIDS & PROVIDING SOLE SOURCE STATUS FOR MOBILE VISION DIGITAL VIDEO RECORDING; AND FOR OTHER PURPOSES**

**WHEREAS**, the Conway Police Department utilizes Mobile-Vision Digital Video Recording in their police units and;

**WHEREAS**, L-3 Communications is the sole provider of the digital recording system that works with the departments server and software.

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

**SECTION 1.** The City of Conway shall accept L3 Communications as the sole provider& waive bid requirements for the 7 new Mobile Vision In-Car digital recorders for the Conway Police Departments new units.

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

**SECTION 3.** This ordinance is necessary for the protection of the public peace, health and safety and an emergency is hereby declared to exist, and this ordinance shall be in full force and effect from and after its passage and approval.

**PASSED** this 27th day of March, 2007.

**APPROVED:**

\_\_\_\_\_  
**Mayor Tab Townsell**

**ATTEST:**

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



**CITY OF CONWAY**  
**PLANNING COMMISSION**  
1201 Oak Street  
Conway, Arkansas 72032  
(501) 450-6105

OB - 7A

August 22, 2006

Council Members  
Conway, AR 72032

Dear Council Members:

A request for a conditional use permit for a Transmission Tower/Station (Cell Tower) for property that is located at 3715 Prince Street on the site with West Conway Mini Storage and having the legal description:

A tract of land lying in and being a part of a tract of land situated in the NE¼ of the NE¼ of Section 9, T5N, R14W, Faulkner County, Arkansas, as described in Document #2005-10701, Deed Records of Faulkner County, Arkansas and being more particularly described as follows:

Commencing at a ½" iron rod found for the Southwest Corner of said tract of land; Thence N01°30'06"E on a Westerly line of said tract, a distance of 293.19 feet to a point on said West line; Thence S88°29'54"E perpendicular to said West line a distance of 73.98 feet to a Mag Nail set for corner, said corner being the Point of Beginning; Thence N36°31'33"W a distance of 14.00 feet to a Mag Nail set for corner; Thence N53°28'27"E a distance of 35.00 feet to a Mag Nail set for corner; Thence S36°31'33"E a distance of 14.00 feet to a Mag Nail set for corner; Thence S53°28'27"W a distance of 35 feet to the Point of Beginning, containing 490.00 square feet or 0.011 acres, more or less.

was reviewed by the Planning Commission at its regular meeting on August 21, 2006. The Planning Commission voted 9 – 0 that the request be sent to the City Council with a recommendation of approval with the below stated conditions attached.

- 1) Transmission tower must be monopole construction of flag pole design with no external antennae or cabling.
- 2) Fencing will be chain link and a minimum of 6 feet in height.
- 3) No signage allowed except that required by the FCC.
- 4) No lighting allowed except that required by the FAA and for emergency lighting in the compound.
- 5) No flags or banners allowed on this pole.

Submitted by,  
Velton Daves, Chairman

**ORDINANCE NO.0-07-\_\_\_\_\_**

**AN ORDINANCE APPROPRIATING FUNDS TO PURCHASE AN AWNING FOR THE PAVILION IN SIMON PARK; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.**

**WHEREAS**, the City of Conway has an immediate need to replace the awning cover on the Pavilion at Simon Park; and

**WHEREAS**, the funding for this purchase has not previously been appropriated by Council action;

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

**SECTION 1.** The City of Conway shall accept the low quote from Hot Springs Awning and appropriate \$9,440 from the (01.990) General Fund Appropriation Account to Parks & Recreation Department Improvements (01.120.915).

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

**SECTION 3.** This ordinance is necessary for the protection of the public peace, health and safety, an emergency is hereby declared to exist, and this ordinance shall be in full force and effect from and after its passage and approval.

**PASSED** this 27<sup>th</sup> day of March, 2007

**APPROVED:**

\_\_\_\_\_  
**Mayor Tab Townsell**

**ATTEST:**

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