

Mayor Tab Townsell

City Attorney Michael Murphy

City Clerk/Treasurer Michael O. Garrett



City Council Members

- Ward 1 Position 1 – Andy Hawkins
- Ward 1 Position 2 – David Grimes
- Ward 2 Position 1 – Wesley Pruitt
- Ward 2 Position 2 – Shelley Mehl
- Ward 3 Position 1 – Mark Ledbetter
- Ward 3 Position 2 – Mary Smith
- Ward 4 Position 1 – Theodore Jones Jr.
- Ward 4 Position 2 – Shelia Whitmore

City of Conway - City Council Meeting

www.cityofconway.org

Tuesday, January 22nd, 2013 @ 6:30pm

Judge Russell L. "Jack" Roberts District Court Building – 810 Parkway St., Conway, AR 72032

5:30pm - Committee Meeting:

No Committee Meeting

Call to Order: Mayor Tab Townsell
 Roll Call: Michael O. Garrett, City Clerk/Treasurer
 Minutes: January 8th, 2013 City Council Meeting
 Announcements/Proclamations/Recognitions: *Employee Service Awards*

1. Report of Standing Committees:

A. Public Hearing:

- 1. Public Hearing/Ordinance to discuss the closing of a 10 foot utility easement and 15 foot right of way easement located at 2050 Dave Ward Drive.

B. Community Development Committee (Planning, Zoning, Permits, Community Development, Historic District, Streets, & Conway Housing Authority)

- 1. Consideration of a change order for JCI Construction for the Tucker Creek Pathway (Prince Street to Adamsbrook Drive).
- 2. Consideration to accept bids with the proposed change order (#1) for the Stone Dam Creek Pathway (Mimosa Drive to Dave Ward Drive).
- 3. Consideration for assignment of lease for the Boys and Girls Club of Faulkner County.
(Information will be provided prior to meeting)

C. Public Safety Committee (Fire, Police, CEOC, Animal Welfare, Information Technology, City Attorney, & District Court)

- 1. Consideration to enter into an agreement with the Conway Housing Authority for one fully equipped community police officer from the Conway Police Department.
- 2. Ordinance appropriating grant funds from the Justice Assistance Grant for the Conway Police.
- 3. Ordinance waiving competitive bids for the purchase of Tasers from Teeco Safety for the CPD.
- 4. Ordinance appropriating funds for the reclassification of positions at District Court.

D. Finance

- 1. Ordinance appropriating funds for a new one step employee salary scale and new salary amounts for full time elected officials.

2. Consideration to approve the monthly financials reporting ending December 31, 2012.

Old Business

New Business

1. Resolution urging the United States Congress to propose amendments to the US Constitution for states consideration relating to contributions and expenditures intended to affect elections.

Adjournment



City of Conway, Arkansas
Ordinance No. O-13- _____

AN ORDINANCE CLOSING THE 10-FOOT EASEMENT AND 15-FOOT RIGHT-OF-WAY LOCATED AT 2050 DAVE WARD DRIVE, HARLAN PARK SUBDIVISION; AND FOR OTHER PURPOSES;

WHEREAS, a petition was duly filed with the City Council of the City of Conway, Arkansas on the December 31st, 2012 asking the City Council to vacate and abandon all that portion of the 10-foot utility easement being a portion of Harlan Park Subdivision to the City of Conway, Arkansas, as shown on Plat Book A at Page 212 and a 15-foot Right-of-Way and easement according to Deed Book 385 at Page 656, both in the public records of Faulkner County, Arkansas.

WHEREAS, after due notice as required by law, the council has, at the time and place mentioned in the notice, heard all persons desiring to be heard on the question and has ascertained that the easement or the portion thereof, hereinbefore described, has heretofore been dedicated to the public use as an easement herein described; has not been actually used by the public generally for a period of at least five (5) years subsequent to the filing of the plat; that all the owners of the property abutting upon the portion of the 10-foot utility easement being a portion of Harlan Park Subdivision to the City of Conway, Arkansas, as shown on Plat Book A at Page 212 and a 15-foot Right-of-Way and easement according to Deed Book 385 at Page 656, both in the public records of Faulkner County, Arkansas to be vacated have filed with the council their written consent to the abandonment; and that public interest and welfare will not be adversely affected by the abandonment of the 10-foot utility easement being a portion of Harlan Park Subdivision to the City of Conway, Arkansas, as shown on Plat Book A at Page 212 and a 15-foot Right-of-Way and easement according to Deed Book 385 at Page 656, both in the public records of Faulkner County, Arkansas.

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

Section 1. The City of Conway, Arkansas releases, vacates, and abandons all its rights, together with the rights of the public generally, in and to the 10-foot utility easement being a portion of Harlan Park Subdivision to the City of Conway, Arkansas, as shown on Plat Book A at Page 212 and a 15-foot Right-of-Way and Easement according to Deed Book 385 at Page 656, both in the public records of Faulkner County, Arkansas designated as follows:

COMMENCING at a $\frac{3}{4}$ inch open top pipe being the Northeast Corner of Lot 4 of said Harlan Park Subdivision; Thence along the East line of said Lot 4 South 01°54'01" West, a distance 10.00 feet to the **POINT OF BEGINNING**;

Thence leaving said East line, South 89°07'31" East a distance of 5.00 feet to the East line of a said 10 foot Utility Easement; Thence along said East line, S01°54'01" West, a distance of 149.85 feet to the common line of Lot 7 and Lot 8 of said Harlan Park, and the North line of said 15 foot Right-of-Way and Easement; Thence along said North line, South 89°03'25" East, a distance of 10.00 feet to the East line of said 15 foot Right-of-Way and Easement line; Thence along said East line, South 01°54'01" West a distance of 80.17 feet to the North Right-of-Way of Dave Ward Drive per AHTD Job #080122; Thence along said North Right-of-Way the following two (2) courses:

- (1) North 88°11'26" West a distance of 15.00 feet to a found Mag Nail with washer (LS#1304)

(2) North 81°36'58" West a distance of 5.03 feet to the West line of said 10 foot Utility easement

Thence along said West line North 01°54'01" East a distance of 229.13 feet; Thence South 89°07'31" East, a distance of 5.00 feet to the **POINT OF BEGINNING** and containing 3,097 square feet and 0.07 acres, more or less.

Section 2. A copy of the ordinance duly certified by the city clerk shall be filed in the office of the recorder of the county and recorded in the deed records of the county.

Section 3. This ordinance shall take effect and be in force from and after its passage.

Passed this 22nd day of January 2013.

Approved:

Mayor Tab Townsell

Attest:

Michael O. Garrett
City Clerk/Treasurer



Lynda Palmer
AT&T Arkansas
Mgr.-OSP Png & Engr Design
Right-of-Way
Joint Use of Poles

1111 West Capitol, Rm 941
Little Rock, AR 72201
Phone: (501) 373.5255
Fax: (501) 373.0229 Fax
lynda.palmer@att.com

December 20, 2012

CEI

Attn: Nathan Streett, RLA, Proj. Mgr.
3108 S.W. Regency Parkway, Suite 2
Bentonville, AR 72712

transmitted via email

RE: Conway Kum & Go

Dear Mr. Streett:

I spoke with our engineer, David Cain, about the work that will be necessary to remove our cable from the dedicated utility easement that your client wishes to close.

As per your request, I concur in the proposed closing with the conditions that your client agrees to reimburse AT&T for its expense involved with moving the cable. A further condition is that your client not begin construction until AT&T's relocation work is complete and until financial reimbursement has been made in full.

Questions or comments concerning AT&T's facilities may be referred to Dave Cain on 501-373-8171. Questions on matters of easements and right-of-way may be referred to me.

Sincerely,

Lynda Palmer (signed)

CC: Dave Cain

UTILITY APPROVAL FORM
FOR RIGHT- OF- WAY, ALLEY, AND
UTILITY EASEMENT VACATIONS

DATE: 12-20-12

UTILITY COMPANY: AT&T

APPLICANT NAME: Kum & Go APPLICANT PHONE: 515-457-6232
REQUESTED VACATION (*applicant must check all that apply*):

- Utility Easement
- Right-of-way for alley or streets and all utility easements located within the vacated right- of- way.
- Alley
- Street right-of-way

I have been notified of the petition to vacate the following (*alley, easement, right-of-way*), described as follows:

General location / Address (referring to attached document- must be completed**)

** 2050 Dave Ward Dr., Conway, AR

(ATTACH legal description and graphic representation of what is being vacated-SURVEY)

UTILITY COMPANY COMMENTS:

- No objections to the vacation(s) described above.
- No objections to the vacation(s) described above, provided following described easements are retained. (State the location, dimensions, and purpose below.)

- No objections provided the following conditions are met:

AT&T has facilities within the easement to be closed. Developer must reimburse AT&T for its expenses to move the cable. The developer must agree not to begin construction until AT&T's facilities are relocated and until financial reimbursement has been made.

Lynne Palmer
Signature of Utility Company Representative

Mgr-OSP Png & Eng Design
Title (ROW/Joint Use of Poles)

**10 foot Utility Easement and 15 foot Right-of-way and Easement Vacate
Description:**

A 10 foot Utility Easement being a portion of Harlan Park Subdivision to the City of Conway, Arkansas, as shown on plat of record filed in Plat Book A at Page 212 and a 15 foot Right-of-Way and Easement according to Deed Book 385 at Page 656, both in the public records of Faulkner County, Arkansas, being described by metes and bounds as follows:

COMMENCING at a 3/4 inch open top pipe being the Northeast Corner of Lot 4 of said Harlan Park Subdivision; Thence along the East line of said Lot 4 South 01°54'01" West, a distance 10.00 feet to the **POINT OF BEGINNING**;

Thence leaving said East line, South 89° 07' 31" East a distance of 5.00 feet to the East line of a said 10 foot Utility Easement; Thence along said East line, S 01° 54' 01" West, a distance of 149.85 feet to the common line of Lot 7 and Lot 8 of said Harlan Park, and the North line of said 15 foot Right-of-Way and Easement; Thence along said North line, South 89° 03' 25" East, a distance of 10.00 feet to the East line of said 15 foot Right-of-Way and Easement line; Thence along said East line, South 01° 54' 01" West a distance of 80.17 feet to the North Right-of-Way of Dave Ward Drive per AHTD Job #080122; Thence along said North Right-of-Way the following two (2) courses:

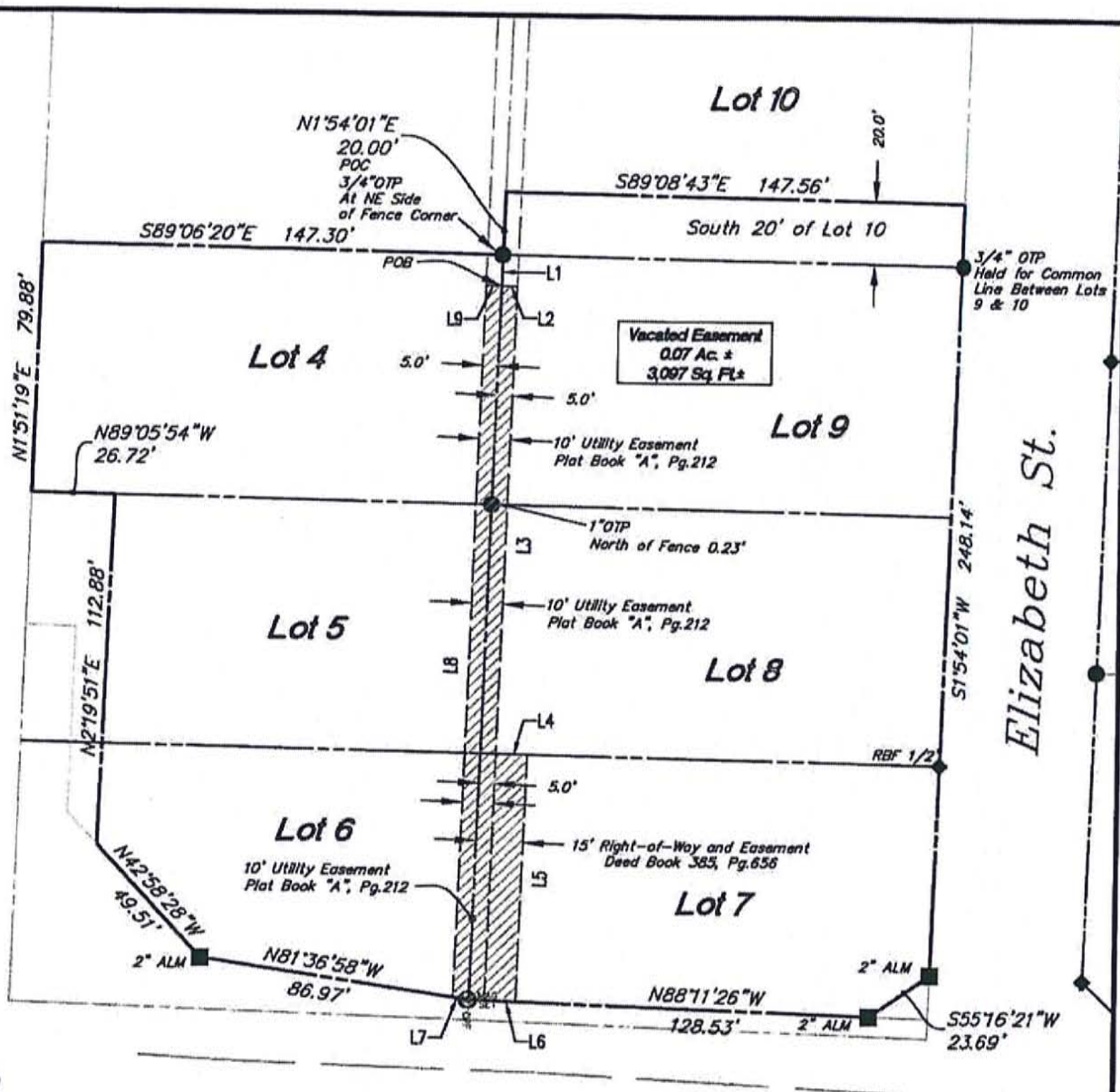
(1) North 88°11' 26" West a distance of 15.00 feet to a found Mag Nail with washer (LS#1304)

(2) North 81° 36' 58" West a distance of 5.03 feet to the West line of said 10 foot Utility easement;

Thence along said West line North 01° 54' 01" East a distance of 229.13 feet; Thence South 89° 07' 31" East, a distance of 5.00 feet to the **POINT OF BEGINNING** and containing 3,097 square feet and 0.07 acres, more or less.

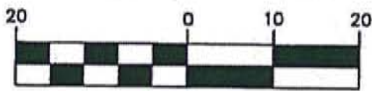
S. Donaghey Ave.

Elizabeth St.



Dave Ward Dr.

GRAPHIC SCALE



(IN FEET)
1 inch = 20 ft.

LINE TABLE		
LINE	BEARING	DISTANCE
L1	S01°54'01"W	10.00'
L2	S89°07'31"E	5.00'
L3	S01°54'01"W	149.85'
L4	S89°03'25"E	10.00'
L5	S01°54'01"W	80.17'

LINE TABLE		
LINE	BEARING	DISTANCE
L6	N88°11'26"W	15.00'
L7	N81°36'58"W	5.03'
L8	N01°54'01"E	229.13'
L9	S89°07'31"E	5.00'



Engineering Associates, Inc.

ENGINEERS • PLANNERS • SURVEYORS
LANDSCAPE ARCHITECTS • ENVIRONMENTAL SCIENTISTS

3108 SW Regency Parkway, Suite 2
Bentonville, Arkansas 72712

Phone 479-273-9472
Fax 479-271-0536

Kum & Go Store #158

Scale: 1" = 50'

12/19/12	MAM	KMH	TLP	KMH
DATE	PLS	PM	DRW	CHK'R

Vacation Easement
Dave Ward Dr. & S. Donaghey Ave.
Conway Arkansas

DATE
12/19/12
3:51 PM

SHEET NO.
1 OF 1

JOB # 27021 DRAWING: 27021-Vac-Easement-RD.dwg LAST SAVED BY: TPROHETT



817 N Creek Dr
Conway, AR 72032
Fax: 501 336 8372

December 20, 2012

CEI
Attn: Nathan Streett, RLA
Project Manager
3108 S.W. Regency Parkway, Suite 2
Bentonville, AR 72712

RE: Utility Easement Vacation Request Kum & Go

Dear Mr. Streett:

Centerpoint Energy has reviewed the Utility easement vacation request for Kum & Go at 2050 Dave Ward Drive in Conway. We do not have any conflicts with the vacating of these easements. I have attached the descriptions for these vacated easements.

Thank You,

A handwritten signature in blue ink that reads "Tanya Malcolm".

Dennis Fisher

Tanya Malcolm

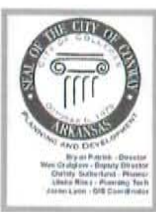
CC: City of Conway

CITY OF CONWAY

HARLAN PARK SUB LOT 4 EASEMENT/ROW CLOSINGS



DESCRIPTION
 HARLAN PARK SUB
 LOT 4 ROW AND EASEMENT
 10' UTILITY/ 15' ROW
 2050 DAVE WARD DR



INTERSTATE	LOT LINE	Residential R-1	Industrial MF-1	Special SF
MAJOR ARTERIAL	STREAM	Residential R-2A	Industrial MF-2	Special SF-1
MINOR ARTERIAL	LAKES & PONDS	Residential R-2	Industrial MF-3	Special SF-2
COLLECTOR	CITY LIMITS	Residential RM	Industrial RMH	Special SF-3
RESIDENTIAL		Residential R4		Special SF-4
PRIVATE ROAD		Commercial C-1	Office O-1	Special SF-5
INTERSTATE RAMP		Commercial C-2	Office O-2	Special SF-6
RAILROADS		Commercial C-3	Office O-3	Special SF-7
		Commercial C-4	Office O-4	Special SF-8



THIS MAP WAS PREPARED BY THE CITY OF CONWAY PLANNING AND DEVELOPMENT DEPARTMENT FOR ITS USE AND MAY BE REVISED AT ANY TIME WITHOUT NOTIFICATION TO ANY USER. THE CITY OF CONWAY PLANNING AND DEVELOPMENT DEPARTMENT DOES NOT GUARANTEE THE ACCURACY OR RELIABILITY OF ANY FEATURES ON THIS MAP. CITY OF CONWAY ASSUMES NO RESPONSIBILITY IN CONNECTION THEREWITH.

CONTACT INFORMATION:
 LANDMARK WEB SITE:
 WWW.CITYOFCONWAY.ORG
 EMAIL: JAMES.LAMBE@conway.org



City of Conway
Street and Engineering Department
100 East Robins Street
Conway, AR 72032

Ronnie Hall, P.E.
City Engineer
ronnie.hall@cityofconway.org
501-450-6165

January 17, 2013

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

Re: Tucker Creek Pathway
Prince Street to Adamsbrook Drive

Dear Mayor Townsell;

I propose that we add to JCI's current Prince Street contract the work required to construct the 850 foot long section of Tucker Creek Trail between Prince Street and Adamsbrook Drive. This will give a logical temporary connecting point for the trail and allow the area along Prince Street and this section of Tucker Creek to have a finished appearance as the Prince Street project is completed. JCI has agreed to utilize the same unit prices in their contract for the comparative items of work along the pathway with added cost for items not covered in the current Prince Street contract.

This section of trail is proposed to cross Tucker Creek at the north side of Adamsbrook Subdivision utilizing a reinforced concrete box culvert. The section of Tucker Creek between the Adamsbrook Drive bridge and the north boundary of Adamsbrook will have a modular block wall along each side of the creek to accommodate the limited easement width thru this area.

The contractor is currently finalizing his cost for the added work and we will have a firm change order amount by Tuesday January 22, 2013. The current estimated amount for this change order is \$270,000.

I am requesting approval of the proposed change order to add this section of Tucker Creek Trail to the Prince Street project.

Please advise if you have questions or need additional information.

Thanks,

Ronnie Hall, P.E.



City of Conway
 Street and Engineering Department
 100 East Robins Street
 Conway, AR 72032

Ronnie Hall, P.E.
 City Engineer
ronnie.hall@cityofconway.org
 501-450-6165

January 17, 2013

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

Re: Stone Dam Creek Pathway
 Mimosa Dr to Dave Ward Drive

Dear Mayor Townsell;

Bids were received at 10:00 AM, Thursday, August 18, 2011 at Conway City Hall for the above referenced project. This project involves the construction of 2,665 feet of 12' wide asphalt pathway from Mimosa Drive to Dave Ward Drive along Stone Dam Creek and includes a 32 space parking lot near the end of Mimosa Drive. The four bids received for this project are listed below and detailed on the enclosed bid tabulation.

F. P. Bivens Construction Co.	\$769,239.35
Township Builders	\$775,186.00
J's Construction	\$788,874.00
Hard Rock Construction, Inc.	\$790,521.59
Engineer's Estimate	\$721,074.00

This project was not awarded at the time bids were received due to issues with easements. Thru the subdivision platting process we now have the necessary easements. We will need to coordinate construction thru the Salter Development along the northern end of this project to minimize conflicts between projects. This coordination may delay the completion of the northern end of this project.

The low bidder, F.P. Bivens, is OK with proceeding with the project as bid in 2011 with the exception of the decorative fence bid item and the 120 foot bridge (price increased due to material cost). The fence and bridge subcontractor will not hold his price on these items due to substantial material cost increase. I recommend executing a concurrent change order to eliminate the fence and bridge and add a reinforced box culvert for the creek crossing. A separate contract for a less expensive fence can be secured. I recommend award of this project to the low bidder F. P. Bivens Construction, Inc. with a Change Order eliminating the decorative fence, eliminating the 120' span bridge and adding quantities for a reinforced concrete box culvert for a net revised contract amount of \$635,509.35.

The project would utilize the Parks & Recreation Bond's reserved for Pedestrian Trails.

Please advise if you have questions or need additional information.

Thanks,

Ronnie Hall, P.E.

**CITY OF CONWAY, ARKANSAS
STONE DAM CREEK PATHWAY
MIMOSA DRIVE TO DAVE WARD DRIVE
CONWAY, ARKANSAS**

TABULATION OF BIDS RECEIVED AUGUST 18, 2011 10:00 AM

DESCRIPTION	ESTIMATED QUANTITY	UNITS	F. P. Bivens Construction		Township Builders		J's Construction		HardRock Construction, Inc.		ENGINEERS ESTIMATE	
			UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT
1 SITE PREPARATION	1	L.S.	\$40,226.75	\$40,226.75	\$17,066.00	\$17,066.00	\$80,800.00	\$80,800.00	\$62,750.00	\$62,750.00	\$35,000.00	\$35,000.00
2 UNCLASSIFIED EXCAVATION	5,200	C.Y.	\$7.00	\$36,400.00	\$8.00	\$41,600.00	\$10.50	\$54,600.00	\$7.50	\$39,000.00	\$8.00	\$41,600.00
3 EMBANKMENT MATERIAL	3,100	C.Y.	\$8.50	\$26,350.00	\$14.00	\$43,400.00	\$12.70	\$39,370.00	\$10.75	\$33,325.00	\$10.00	\$31,000.00
4 UNDERCUT & BACKFILL	2,500	C.Y.	\$17.00	\$42,500.00	\$20.00	\$50,000.00	\$14.25	\$35,625.00	\$15.00	\$37,500.00	\$18.00	\$45,000.00
5 CRUSHED STONE BASE	2,000	TON	\$18.50	\$37,000.00	\$20.00	\$40,000.00	\$20.50	\$41,000.00	\$26.50	\$53,000.00	\$20.00	\$40,000.00
6 ASPHALT SURFACE	650	TON	\$100.00	\$65,000.00	\$98.00	\$63,700.00	\$85.00	\$55,250.00	\$97.00	\$63,050.00	\$85.00	\$55,250.00
7 12" STORM DRAIN	24	L.F.	\$16.48	\$395.52	\$40.00	\$960.00	\$29.00	\$696.00	\$25.00	\$600.00	\$30.00	\$720.00
8 15" STORM DRAIN	56	L.F.	\$22.52	\$1,261.12	\$43.00	\$2,408.00	\$30.00	\$1,680.00	\$30.00	\$1,680.00	\$35.00	\$1,960.00
9 18" STORM DRAIN	218	L.F.	\$25.92	\$5,650.56	\$46.00	\$10,028.00	\$30.00	\$6,540.00	\$47.00	\$10,246.00	\$40.00	\$8,720.00
10 CURB INLETS	6	EACH	\$2,200.00	\$13,200.00	\$2,500.00	\$15,000.00	\$1,985.00	\$11,910.00	\$2,000.00	\$12,000.00	\$2,000.00	\$12,000.00
11 INLET ON EXISTING STORM DRAIN	4	EACH	\$2,195.00	\$8,780.00	\$2,500.00	\$10,000.00	\$2,000.00	\$8,000.00	\$2,000.00	\$8,000.00	\$2,500.00	\$10,000.00
12 REINFORCED CONCRETE FOR BOX CULVERT	135	C.Y.	\$600.00	\$81,000.00	\$700.00	\$94,500.00	\$610.00	\$82,350.00	\$580.00	\$78,300.00	\$650.00	\$87,750.00
13 REINFORCED CONCRETE FOR BRIDGE ABUTME	40	C.Y.	\$672.00	\$26,880.00	\$700.00	\$28,000.00	\$575.00	\$23,000.00	\$430.00	\$17,200.00	\$600.00	\$24,000.00
14 CONCRETE CURB & GUTTER	1,000	L.F.	\$13.75	\$13,750.00	\$16.00	\$16,000.00	\$10.50	\$10,500.00	\$16.25	\$16,250.00	\$12.00	\$12,000.00
15 5' CONCRETE SIDEWALK	453	L.F.	\$16.80	\$7,610.40	\$20.00	\$9,060.00	\$16.00	\$7,248.00	\$18.50	\$8,380.50	\$18.00	\$8,154.00
16 WHEEL CHAIR RAMP	192	S.F.	\$15.00	\$2,880.00	\$17.00	\$3,264.00	\$12.00	\$2,304.00	\$10.50	\$2,016.00	\$10.00	\$1,920.00
17 CONCRETE APRON	100	S.Y.	\$40.00	\$4,000.00	\$48.00	\$4,800.00	\$36.00	\$3,600.00	\$45.50	\$4,550.00	\$40.00	\$4,000.00
18 4' DECORATIVE FENCE	800	L.F.	\$75.00	\$60,000.00	\$70.00	\$56,000.00	\$80.00	\$64,000.00	\$85.00	\$68,000.00	\$25.00	\$20,000.00
19 MODULAR BLOCK WALL	3,600	S.F.	\$23.20	\$83,520.00	\$19.00	\$68,400.00	\$17.50	\$63,000.00	\$10.85	\$39,060.00	\$30.00	\$108,000.00
20 120' X 12' PREFABRICATED BRIDGE	1	EACH	\$136,850.00	\$136,850.00	\$155,000.00	\$155,000.00	\$157,000.00	\$157,000.00	\$156,644.09	\$156,644.09	\$120,000.00	\$120,000.00
21 SILT FENCE	4,000	L.F.	\$3.00	\$12,000.00	\$2.00	\$8,000.00	\$2.00	\$8,000.00	\$5.00	\$20,000.00	\$3.00	\$12,000.00
22 B-STONE	200	TON	\$15.75	\$3,150.00	\$25.00	\$5,000.00	\$19.00	\$3,800.00	\$18.50	\$3,700.00	\$25.00	\$5,000.00
23 RIP RAP	300	TON	\$56.00	\$16,800.00	\$32.00	\$9,600.00	\$20.00	\$6,000.00	\$37.50	\$11,250.00	\$30.00	\$9,000.00
24 SOLID SODDING	1,500	Sq. Yds	\$4.50	\$6,750.00	\$4.00	\$6,000.00	\$4.00	\$6,000.00	\$7.50	\$11,250.00	\$3.00	\$4,500.00
25 SEEDING & MULCHING	3	ACRE	\$2,300.00	\$6,900.00	\$2,500.00	\$7,500.00	\$1,800.00	\$5,400.00	\$1,750.00	\$5,250.00	\$2,500.00	\$7,500.00
26 ACCESS CONTROL FACILITIES	2	EACH	\$1,500.00	\$3,000.00	\$1,700.00	\$3,400.00	\$2,500.00	\$5,000.00	\$6,375.00	\$12,750.00	\$2,500.00	\$5,000.00
27 CONSTRUCTION LAYOUT	1	L.S.	\$17,385.00	\$17,385.00	\$6,000.00	\$6,000.00	\$6,200.00	\$6,200.00	\$14,000.00	\$14,000.00	\$10,000.00	\$10,000.00
28 TRENCH & EXCAVATION SAFETY	1	L.S.	\$10,000.00	\$10,000.00	\$500.00	\$500.00	\$1.00	\$1.00	\$500.00	\$500.00	\$1,000.00	\$1,000.00
TOTAL				\$769,239.35		\$775,186.00		\$788,874.00		\$790,251.59		\$721,074.00

CITY OF CONWAY, ARKANSAS
STONE DAM CREEK PATHWAY
MIMOSA DRIVE TO DAVE WARD DRIVE
CONWAY, ARKANSAS
CONTRACT AMOUNT WITH PROPOSED CHANGE ORDER No. 1

			F. P. Bivens Construction	
DESCRIPTION	ESTIMATED		UNIT	
	QUANTITY	UNITS	PRICE	AMOUNT
1 SITE PREPARATION	1	L.S.	\$40,226.75	\$40,226.75
2 UNCLASSIFIED EXCAVATION	5,200	C.Y.	\$7.00	\$36,400.00
3 EMBANKMENT MATERIAL	3,100	C.Y.	\$8.50	\$26,350.00
4 UNDERCUT & BACKFILL	2,500	C.Y.	\$17.00	\$42,500.00
5 CRUSHED STONE BASE	2,000	TON	\$18.50	\$37,000.00
6 ASPHALT SURFACE	650	TON	\$100.00	\$65,000.00
7 12" STORM DRAIN	24	L.F.	\$16.48	\$395.52
8 15" STORM DRAIN	56	L.F.	\$22.52	\$1,261.12
9 18" STORM DRAIN	218	L.F.	\$25.92	\$5,650.56
10 CURB INLETS	6	EACH	\$2,200.00	\$13,200.00
11 INLET ON EXISTING STORM DRAIN	4	EACH	\$2,195.00	\$8,780.00
12 REINFORCED CONCRETE FOR BOX CULVERT	285	C.Y.	\$600.00	\$171,000.00
13 REINFORCED CONCRETE FOR BRIDGE ABUTMENT	0	C.Y.	\$672.00	\$0.00
14 CONCRETE CURB & GUTTER	1,000	L.F.	\$13.75	\$13,750.00
15 5' CONCRETE SIDEWALK	453	L.F.	\$16.80	\$7,610.40
16 WHEEL CHAIR RAMP	192	S.F.	\$15.00	\$2,880.00
17 CONCRETE APRON	100	S.Y.	\$40.00	\$4,000.00
18 4' DECORATIVE FENCE	0	L.F.	\$75.00	\$0.00
19 MODULAR BLOCK WALL	3,600	S.F.	\$23.20	\$83,520.00
20 120' X 12' PREFABRICATED BRIDGE	0	EACH	\$136,850.00	\$0.00
21 SILT FENCE	4,000	L.F.	\$3.00	\$12,000.00
22 B-STONE	200	TON	\$15.75	\$3,150.00
23 RIP RAP	300	TON	\$56.00	\$16,800.00
24 SOLID SODDING	1,500	Sq. Yds	\$4.50	\$6,750.00
25 SEEDING & MULCHING	3	ACRE	\$2,300.00	\$6,900.00
26 ACCESS CONTROL FACILITIES	2	EACH	\$1,500.00	\$3,000.00
27 CONSTRUCTION LAYOUT	1	L.S.	\$17,385.00	\$17,385.00
28 TRENCH & EXCAVATION SAFETY	1	L.S.	\$10,000.00	\$10,000.00
TOTAL				\$635,509.35

AGREEMENT

This agreement is entered this 1st day of January 2013, 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 \$35,000, 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, 2013 and December 31, 2013.

3. TERMS

The initial term of this Agreement shall be for a period commencing January 1, 2013, to and including, December 31, 2013. 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 the 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 15th 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 acknowledges 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: _____



City of Conway, Arkansas
Ordinance No. O-13-_____

**AN ORDINANCE APPROPRIATING GRANT FUNDS FOR THE CONWAY POLICE DEPARTMENT; AND
 FOR OTHER PURPOSES**

WHEREAS, the City of Conway has received funds in the amount of \$23,551.00 on behalf of the Conway Police Department and the Faulkner County Sheriff's Department as part of the 2012 Justice Assistance Grant, joint application and;

WHEREAS, the Conway Police Department and Faulkner County Sheriff's Department received these funds to purchase additional equipment.

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 grant proceeds in the amount of \$23,551.00 and appropriate from Federal Grant Revenue account (401.121.4200) into the Police Equipment Grant accountable equipment expenditure account, 401.121.5910.

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

PASSED this 22nd day of January, 2013

Approved:

Mayor Tab Townsell

Attest:

Michael O. Garrett
City Clerk/Treasurer



City of Conway, Arkansas
Ordinance No. O-13- _____

AN ORDINANCE WAIVING COMPETITIVE BIDS FOR THE PURCHASE OF TASERS FROM TEECO SAFETY FOR THE CONWAY POLICE DEPARTMENT; AND FOR OTHER PURPOSES

WHEREAS, the Conway Police Department needs to purchase 28 tasers for the department and;

WHEREAS, Teeco Safety is the sole source provider for the Taser International products, therefore, it is the desire of the City Council to waive competitive bids.

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

SECTION 1. The City of Conway shall accept Teeco Safety as the sole source provider and hereby waive competitive bid requirements for the additional 28 tasers at a cost of \$34,898.

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

PASSED this 22nd day of January, 2013.

Approved:

Mayor Tab Townsell

Attest:

Michael O. Garrett
City Clerk/Treasurer



17800 N. 85th St. * Scottsdale, Arizona * 85255 * 1-480-991-0797 * Fax 1-480-991-0791 * www.taser.com

January 17, 2013

SOLE SOURCE LETTER FOR TASER INTERNATIONAL PRODUCTS

To: Conway Police Department,

This letter is to confirm TASER International is the sole source manufacturer of the following TASER brand products:

- Electronic control devices (ECDs):
 1. TASER X2™ Models: 22002, and 22003.
 2. TASER X3® Models: 33209, and 33210.
 3. TASER X26™ Models: 26511, 26523, 26550, 26512, 26524, 26549.
 4. TASER X3W™ Models: 33228, and 33229.
- Optional Extended Warranties for ECDs:
 1. X2 ECD - 4-year extended warranty, item number 22014.
 2. X26 ECD - 1-year extended warranty, item number 26730.
 3. X26 ECD - 4-year extended warranty, item number 26744.
 4. X3 ECD - 1-year extended warranty, item number 33500.
 5. X3 ECD - 3-year extended warranty, item number 33501.
 6. X3W ECD - 1-year extended warranty, item number 33503
 7. X3W ECD - 2-year extended warranty, item number 33502
- TASER ECD cartridges compatible with the X26, M26™ and Shockwave™ ECDs (required for these ECDs to function in the probe deployment mode):
 1. 15-foot Model 34200.
 2. 21-foot Model 44200.
 3. 21-foot non-conductive Model 44205.
 4. 25-foot Model 44203.
 5. 35-foot Model 44206.
- TASER Smart cartridges compatible with the X2, X3, and X3W ECDs (required for these ECDs to function in the probe deployment mode):
 1. 15-foot Model 22150.
 2. 25-foot Model 22151.
 3. 35-foot Model 22152.
 4. Inert Simulator 25-foot Model 22155.
 5. 25-foot non-conductive Model 22157.
- TASER CAM™ recorder, Model 26830 (full video and audio with ability to disable audio).
 1. The TASER CAM can be downloaded by USB with the TASER CAM Download Kit, Model 26737.
- TASER CAM™ HD recorder, Model 26810 (full HD video and audio) and TASER CAM HD with AS (automatic shut-down feature), Model 26820.
 1. TASER CAM HD replacement battery, Model 26764.
 2. The TASER CAM HD can be downloaded by USB with the TASER CAM HD Download Kit, Model 26762.
 3. TASER CAM HD optional 4-year extended warranty, Item Number 26763.
- Power Modules for X26 ECD: Digital Power Magazine (DPM) Model 26700; eXtended Digital Power Magazine (XDPM) model 26701; and Controlled Digital Power Magazine (CDPM), Models 26702 and 26703.
- Power Modules for X2 ECD: Performance Power Magazine (PPM) Model 22010; Tactical Performance Power Magazine (TPPM) Model 22012; and Automatic Shut-Down Power Magazine (APPM) Model 22011.

- Power Module for X3 and X3W ECDs: Enhanced Digital Power Magazine (EPM) Model 33203
- TASER Shockwave ECD, Models 90012, 90011, 90013, and 90010. The TASER Shockwave ECD runs off of a Shockwave Power Magazine (SPM), Model 90007.
- TASER Blast Door Repair Kit Model 44019 and TASER Blast Door Replenishment Kit Model 44023

Smart™, TASER CAM™, X2™, X3W™, and X26™ are trademarks of TASER International, Inc., and TASER®, and X3® are registered trademarks of TASER International, Inc., registered in the U.S. © 2011 TASER International, Inc. All rights reserved.

SOLE AUTHORIZED TASER DISTRIBUTOR FOR ARKANSAS	SOLE AUTHORIZED REPAIR FACILITY TASER BRAND PRODUCTS
<p style="text-align: center;">Teeco Safety Inc. 1360 Grimmet Drive, PO Box 7784 Shreveport, LA. 71107 1-800-697-8564 Phone 1-318-424-5184 Fax</p>	<p style="text-align: center;">TASER International, Inc. 17800 N. 85th Street Scottsdale, AZ 85255 Phone: 480-905-2000 or 800-978-2737 Fax: 480-991-0791</p>

Please contact us at 1-800-978-2737 with any questions.

Sincerely,



Jim Halsted
Vice President, LE Sales
TASER International, Inc.



City of Conway, Arkansas
Ordinance No. O-13-_____

AN ORDINANCE APPROPRIATING FUNDS FOR THE RECLASSIFICATION OF DISTRICT COURT CLERK AND AN ADMINISTRATIVE ASSISTANT II POSITION IN DISTRICT COURT TO A DISTRICT COURT CLERK DIVISION II AND CHIEF DEPUTY COURT CLERK DIVISION I POSITION AUTHORIZED BY ORDINANCE O-13-11; AMENDING THE 2013 DISTRICT COURT BUDGET FOR A NEW FULL TIME POSITION AND A NEW PART TIME POSITION, BOTH TO BE FUNDED BY FAULKNER COUNTY; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, The District Court now has two Court Clerk positions to serve the new State-created two Judge System, which will incur a cost greater than what was originally budgeted for 2013; and

WHEREAS, The Faulkner County Quorum Court, by way of their Ordinance 12-31, have agreed to fund one additional full time position and one additional part time position for District Court in 2013. This will not require any additional City appropriation.

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

Section 1: To fund the new Clerk position, the City of Conway shall appropriate \$14,691 from the General Fund Balance Appropriation account (001.119.4900) to the proper salary and benefit accounts in the District Court department of the General Fund.

Section 2: To accommodate the wishes of the Faulkner County Quorum Court, the City of Conway shall amend the 2013 District Court budget, increasing the Salary account (001.128.5111) by \$25,000, increasing the Part Time Employees account (001.128.5113) by \$12,000, and increasing the Social Security Contributions account (001.128.5170) by \$2,830.

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

Section 4. 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 22nd day of January, 2013.

Approved:

Mayor Tab Townsell

Attest:

Michael O. Garrett
City Clerk/Treasurer



**City of Conway, Arkansas
Ordinance No. O-13-__**

**AN ORDINANCE APPROPRIATING FUNDS FOR A NEW ONE-STEP EMPLOYEE SALARY SCALE AND
NEW SALARY AMOUNTS FOR FULL TIME ELECTED OFFICIALS; DECLARING AN EMERGENCY;
AND FOR OTHER PURPOSES**

WHEREAS, The City Council of the City of Conway voted on December 20, 2012 to move all full time non-elected employees to a one-step salary scale based on the midpoint of ranges established by the JESAP Salary Study, and all full time elected officials to salary levels based on the results of the Arkansas Municipal League 2012 Salary Survey, to be effective January 1, 2013; and

WHEREAS, The 2013 General Fund and CDBG budgets for the City were adopted absent of the funds needed to implement these new salary levels.

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 as follows for the new salary scales:

General Fund	\$1,762,851
CDBG	<u>9,197</u>
Total	\$1,772,048

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 22nd day of January, 2013.

Approved:

Mayor Tab Townsell

Attest:

Michael O. Garrett
City Clerk/Treasurer

Salary and Benefit Cost Worksheet
For Implementation of a one-step system

Acct #	Admin (Mayor & HR)	2013 Adopted Budget	Cost w/ new scale	Additional Cost
5111	Salaries	282,829	315,262	32,433
5150	Nonuniform Pension	16,970	18,916	1,946
5170	FICA/Med	21,636	24,118	2,482
		<u>321,435</u>	<u>358,296</u>	<u>36,861</u>
Acct #	Finance			
5111	Salaries	267,685	271,982	4,297
5150	Nonuniform Pension	16,061	16,319	258
5170	FICA/Med	20,478	20,807	329
		<u>304,224</u>	<u>309,108</u>	<u>4,884</u>
Acct #	City Clerk			
5111	Salaries	131,910	139,667	7,757
5150	Nonuniform Pension	7,623	8,088	465
5170	FICA/Med	10,091	10,684	593
		<u>149,624</u>	<u>158,439</u>	<u>8,815</u>
Acct #	Planning			
5111	Salaries	539,112	555,069	15,957
5150	Nonuniform Pension	32,347	33,304	957
5170	FICA/Med	41,242	42,463	1,221
		<u>612,701</u>	<u>630,836</u>	<u>18,135</u>
Acct #	Physical Plant			
5111	Salaries	223,122	257,690	34,568
5150	Nonuniform Pension	13,387	15,461	2,074
5170	FICA/Med	17,069	19,713	2,644
		<u>253,578</u>	<u>292,864</u>	<u>39,286</u>
Acct #	Fleet Maintenance			
5111	Salaries	53,283	61,149	7,866
5150	Nonuniform Pension	3,197	3,669	472
5170	FICA/Med	4,076	4,678	602
		<u>60,556</u>	<u>69,496</u>	<u>8,940</u>
Acct #	Info Tech			
5111	Salaries	236,293	275,229	38,936
5150	Nonuniform Pension	14,178	16,514	2,336
5170	FICA/Med	18,076	21,055	2,979
		<u>268,547</u>	<u>312,798</u>	<u>44,251</u>
Acct#	Police			
5111	Salaries	5,545,574	6,200,157	654,583
5140	LOPFI	1,595,737	1,768,457	172,720
5150	Nonuniform Pension	61,274	71,166	9,892
5170	FICA/Med	424,236	474,312	50,076
		<u>7,626,821</u>	<u>8,514,092</u>	<u>887,271</u>
Acct #	Animal Welfare			
5111	Salaries	171,966	190,683	18,717
5150	Nonuniform Pension	10,396	11,441	1,045
5170	FICA/Med	16,793	18,125	1,332
		<u>199,155</u>	<u>220,249</u>	<u>21,094</u>

Salary and Benefit Cost Worksheet
For Implementation of a one-step system

<u>Acct #</u> <u>District Court</u>				
5111	Salaries	459,981	493,292	33,311
5150	Nonuniform Pension	24,324	26,323	1,999
5170	FICA/Med	<u>35,189</u>	<u>37,737</u>	<u>2,548</u>
		527,441	565,299	37,858
<u>Acct #</u> <u>City Attorney</u>				
5111	Salaries	237,913	257,042	19,129
5150	Nonuniform Pension	14,275	14,333	58
5170	FICA/Med	<u>18,200</u>	<u>19,664</u>	<u>1,464</u>
		270,388	291,039	20,651
<u>Acct #</u> <u>Fire</u>				
5111	Salaries	4,860,000	5,240,894	380,894
5140	LOPFI	1,242,447	1,358,094	115,647
5150	Nonuniform Pension	4,564	4,564	-
5170	FICA/Med	<u>76,031</u>	<u>80,709</u>	<u>4,678</u>
		6,183,042	6,684,261	501,219
<u>Acct #</u> <u>Parks</u>				
5111	Salaries	828,996	946,537	117,541
5150	Nonuniform Pension	48,347	55,400	7,053
5170	FICA/Med	<u>96,543</u>	<u>105,535</u>	<u>8,992</u>
		973,886	1,107,472	133,586
	Total General Fund	<u>17,751,398</u>	<u>19,514,249</u>	<u>1,762,851</u>

<u>Acct#</u> <u>CDBG</u>				
5111	Salaries	82,071	90,163	
5150	Nonuniform Pension	4,924	5,410	
5170	FICA/Med	<u>6,278</u>	<u>6,897</u>	
		<u>93,273</u>	<u>102,470</u>	<u>9,197</u>

Grand Total	<u><u>\$ 1,772,048</u></u>
--------------------	-----------------------------------



City of Conway, Arkansas
Monthly Financial Reports
December 31, 2012

City of Conway
 Monthly Financial Report - General Fund
 For the month ended December 31, 2012



Revenues	Budget	Month	Year to	Encumbered	(Over)/Under	%
		Activity	Date		Budget	Expend/Collect
Ad Valorem Tax	2,863,135	325,981	2,482,193		380,942	87%
Payments in Lieu of Tax	58,560	(1,094)	30,164		28,396	52%
State Tax Turnback	1,600,000	133,017	1,720,178		(120,178)	108%
Sales Tax	16,205,000	1,390,913	16,837,124		(632,124)	104%
Beverage Tax	335,000	31,109	388,612		(53,612)	116%
Franchise Fees	2,612,300	172,400	2,485,851		126,449	95%
Airport Revenue	51,800	6,290	73,674		(21,874)	142%
Airport Fuel Sales .05 / GAL	7,500	892	10,377		(2,877)	138%
Permits	626,700	37,862	519,688		107,012	83%
ACIEA Revenues	-	(1,875)	3,085		(3,085)	100%
Dog Tags & Fees	25,000	2,180	24,309		691	97%
Municipal Court Fines and Fees	750,000	55,949	717,625		32,375	96%
Law Enforcement	964,772	95,948	979,729		(14,957)	102%
Federal Grant Revenues	-	-	33,492		(33,492)	100%
State Grant Revenues	40,000	-	-		40,000	0%
Insurance Proceeds	20,251	347	20,756		(505)	102%
Parks	389,000	21,981	480,293		(91,293)	123%
Interest Income	4,000	664	4,286		(286)	107%
Proceeds from Sale of Assets	-	308	308		(308)	100%
Act 749 Public Safety	1,000	64	1,252		(252)	125%
Donations	15,646	977	21,416		(5,770)	100%
Act 833 Revenue	-	-	85,430		(85,430)	100%
Other Grant Revenues	50,000	-	-		50,000	0%
Miscellaneous Revenues	135,059	3,280	162,466		(27,407)	120%
Transfers from Other Funds	2,510,862	-	2,356,122		154,740	94%
Total Revenues	29,265,585	2,277,193	29,438,428	-	(172,842)	101%
Expenditures						
Admin (Mayor, HR)	521,422	49,448	501,507	-	19,915	96%
Finance	373,875	40,924	370,019	-	3,856	99%
City Clerk/Treasurer	201,824	16,200	170,782	-	31,042	85%
City Council	88,273	13,349	79,877	-	8,396	90%
Permits and Planning	749,204	95,848	735,730	700	12,774	98%
Physical Plant	396,021	46,712	382,955	15	13,051	97%
Fleet Maintenance	280,582	23,055	198,467	2,198	79,917	71%
Information Technology	1,163,845	74,331	682,994	359,332	121,519	59%
Airport	32,500	113	104,711	-	(72,211)	322%
Nondepartmental	660,309	12,306	557,358	210	102,741	84%
Police	10,201,766	1,211,401	9,718,685	221,851	261,230	95%
Animal Welfare	377,974	45,287	349,862	3,894	24,218	93%
Municipal District Court	839,975	101,818	866,328	-	(26,353)	103%
City Attorney	272,778	32,001	252,904	45	19,829	93%
Fire	8,413,141	994,300	8,198,910	78,547	135,684	97%
Parks	2,503,671	217,495	2,275,723	17,843	210,105	91%
	27,077,159	2,974,588	25,446,812	684,635	945,712	94%
Transfer to Reserve	500,000	500,000	500,000	-	-	100%
Total Expenditures	27,577,159	3,474,588	25,946,812	684,635	945,712	94%
Net Revenue/(Expense)	1,688,426		3,491,616			

*All figures are unaudited

Notes:

- 1) Budget column is current budget which includes all year-to-date adjustments, if any.
- 2) Airport expenditures are high due to paying invoices (\$80,000 total) to Garver Engineers for new airport terminal design. This will be reimbursed by the promissory note with First Security Bank once the first funds are drawn.
- 3) Most (\$2,000,000) of the Net Revenue for the year stems from the transfer of cash from Sanitation to the General Fund. This cash is to remain in the General Fund's operating bank account to make sure that money is available to meet the City's financial obligations from one month to the next, and is therefore not available to be budgeted for expenditures. Year-to-date net revenue available for spending is \$1,491,616.

City of Conway
General Fund
2012



Fund Balance Appropriations

<u>Ordinance</u>	<u>Date</u>	<u>Description</u>	<u>Amount</u>
O-12-07	1/24/12	New phone system at City Hall	20,000
O-12-13	2/28/12	Update city-wide salary study	3,000
O-12-18	3/13/12	Match to DHS grant for fire radios	45,545
O-12-20	3/13/12	Replace an outdoor warning siren	20,000
O-12-29	3/27/12	Flame resistant uniforms for fire dept	10,781
O-12-31	3/27/12	City's portion of new 911 system	54,270
O-12-43	4/24/12	Animal Welfare fuel	10,000
O-12-44	4/24/12	Civil Service Commission testing	19,600
O-12-49	5/8/12	Software and network switches for IT	95,600
O-12-60	6/26/12	Employee appreciation bonus	460,781
O-12-89	9/25/12	Audit & professional accounting fees	31,000
O-12-92	10/9/12	Advertising/Legal Notices	10,300
O-12-103	11/13/12	Finish Water Imp Dist #10 projects	2,770
O-12-108	11/27/12	Christmas bonus	222,800
O-12-115	12/11/12	IT Bucket truck and server replacement	449,000
			<u>1,455,447</u>

City of Conway
 Balance Sheet - General Fund
 For the month ended December 31, 2012



Cash - Operating	4,206,759
Cash - Reserve	500,000
Petty Cash	715
Taxes Receivable	2,948,400
Accounts Receivable	3,665,514
Due from Other Funds	40,483
Due from Street	67
Due from Municipal Court	(63,790)
Fleet Inventory	35,923
Fuel Inventory	50,077
General Inventory	(2,676)
<i>Assets</i>	<u>11,381,472</u>
Trade Accounts Payable	(234,899)
Salaries Payable	327,565
Federal Tax Payable	55,011
State Tax Payable	24,886
FICA Tax Payable	43,023
Medicare Tax Payable	14,859
Group Insurance Payable	107,105
LOPFI Payable	(219,909)
Nonuniform Pension Payable	19,284
Misc. Deductions Payable	12,337
Performance Bonds Payable	15,700
Due to Other Funds	513,308
¹ Due to Component Unit (Conway Corp Loan)	100,000
Deferred Revenue	2,916,918
<i>Liabilities</i>	<u>3,695,189</u>
<i>Fund Balance</i>	<u>7,686,283</u>
<i>Total Liabilities & Fund Balance</i>	<u>11,381,472</u>

*All figures are unaudited

¹ To help with the cost of the new airport that the FAA grant does not cover. Will receive State funding for this, but not until the end of the grant cycle.

City of Conway
 Monthly Financial Report - Street Fund
 For the month ended December 31, 2012



	<u>Budget</u>	<u>Month Activity</u>	<u>Year to Date</u>	<u>Encumbered</u>	<u>(Over)/Under Budget</u>	<u>% Expend/Collect</u>
Revenues						
Ad Valorem Tax	1,200,000	231,471	1,287,776		(87,776)	107%
Payments in Lieu of Tax	10,000	-	14,974		(4,974)	150%
State Tax Turnback	2,500,000	202,180	2,517,002		(17,002)	101%
Severance Tax	235,038	14,732	177,189		57,849	75%
Sales Tax	250,000	19,489	244,427		5,573	98%
Sign Permits	500	-	1,080		(580)	216%
Engineering Fees	10,000	-	10,650		(650)	107%
Interest Income	20,000	568	3,829		16,171	19%
Miscellaneous Revenues	<u>200,000</u>	<u>55</u>	<u>11,605</u>		<u>188,395</u>	<u>6%</u>
Total Revenues	4,425,538	468,495	4,268,532	-	157,006	96%
Expenditures						
Personnel Costs	2,032,388	220,487	1,915,533	-	116,855	94%
Other Operating Costs	<u>2,123,401</u>	<u>224,499</u>	<u>1,836,795</u>	<u>63,430</u>	<u>223,176</u>	<u>87%</u>
Total Operating Costs	4,155,789	444,986	3,752,328	63,430	340,031	90%
Capital Outlay	<u>661,071</u>	<u>141,118</u>	<u>461,255</u>	<u>31,674</u>	<u>168,142</u>	<u>70%</u>
Total Expenditures	4,816,860	586,104	4,213,583	95,104	508,173	87%
Net Revenue/(Expense)	(391,322)		<u>54,949</u>			

*All figures are unaudited

Notes:

- 1) Budget column is current budget which includes all year-to-date adjustments, if any.

City of Conway
Street Fund
2012



Fund Balance Appropriations

<u>Ordinance</u>	<u>Description</u>	<u>Amount</u>
O-12-01	Transportation for Boys & Girls Club, FCCDD	50,000
O-12-60	Employee appreciation bonus	37,139
O-12-108	Christmas bonus	<u>20,250</u>
		107,389

Fund Balance Adjustments - Budget Carryovers from 2011

1.	Street Paving & Reconstruction	117,900
2.	Construction in Progress	250,000
3.	Machinery & Equipment	<u>151,071</u>
		518,971

626,360

City of Conway
 Balance Sheet - Street Fund
 For the month ended December 31, 2012



Cash - Operating	1,270,411
Certificates of Deposit	300,000
Taxes Receivable	45,000
Accounts Receivable	1,696,615
Due from Other Funds	596,121
<i>Assets</i>	<u>3,908,177</u>
Trade Accounts Payable	240,819
Salaries Payable	17,217
Federal Tax Payable	5,235
State Tax Payable	2,450
FICA Tax Payable	6,239
Medicare Tax Payable	1,459
Group Insurance Payable	7,031
Nonuniform Pension Payable	5,963
Misc. Deductions Payable	2,370
Due to Other Funds	9,133
Due to General	(7,091)
Deferred Revenue	1,264,754
<i>Liabilities</i>	<u>1,555,579</u>
<i>Fund Balance</i>	2,352,598
<i>Total Liabilities & Fund Balance</i>	<u><u>3,908,177</u></u>

*All figures are unaudited

City of Conway
 Monthly Financial Report - Sanitation
 For the month ended December 31, 2012



Revenues	Budget	Month Activity	Year to Date	Encumbered	(Over)/Under Budget	% Expend/Collect
Sanitation Fees	7,470,000	665,629	7,508,362		(38,362)	101%
Proceeds - Recycled Materials	746,000	3,761	323,555		422,445	43%
Landfill Fees - E Waste	10,000	-	-		10,000	0%
Landfill Fees - General	200,000	10,864	219,703		(19,703)	110%
Cart Revenues	150	-	-		150	0%
Miscellaneous Revenues	3,000	-	-		3,000	0%
Interest Income	45,000	5,837	61,035		(16,035)	136%
Proceeds from Sale of Assets	-	-	32,954		(32,954)	100%
State Grant Revenues	3,770	-	68,570		(64,800)	100%
Insurance Proceeds	<u>23,968</u>	<u>-</u>	<u>18,967</u>		<u>5,001</u>	<u>79%</u>
Total Revenues	8,501,888	686,091	8,233,148	-	268,740	97%
Expenditures						
Personnel Costs	3,484,347	385,105	3,181,748	-	302,599	91%
Other Operating Costs	<u>5,210,078</u>	<u>348,775</u>	<u>4,601,000</u>	<u>21,425</u>	<u>587,653</u>	<u>88%</u>
Total Operating Costs	8,694,425	733,880	7,782,748	21,425	890,252	90%
Capital Outlay	<u>48,981</u>	<u>-</u>	<u>46,953</u>	<u>1,366</u>	<u>662</u>	<u>96%</u>
Total Expenditures	8,743,406	733,880	7,829,701	22,791	890,914	90%
Net Revenue/(Expense)	(241,518)		<u><u>403,448</u></u>			

*All figures are unaudited

Notes:

- 1) Budget column is current budget which includes all year-to-date adjustments, if any.
- 2) Capital outlay is shown here for budgeting purposes, but only depreciation expense will be recorded at year end.



City of Conway
Sanitation Fund
2012

Fund Balance Appropriations

<u>Ordinance</u>	<u>Description</u>	<u>Amount</u>
O-12-60	Employee appreciation bonus	91,503
O-12-108	Christmas bonus	<u>34,250</u>
		125,753

Fund Balance Adjustments - Budget Carryovers from 2011

1.	Machinery & Equipment	77,836
2.	Construction in Progress	<u>7,000</u>
		84,836

210,589

City of Conway
 Balance Sheet - Sanitation
 For the month ended December 31, 2012



Cash - Operating	1,543,358
Petty Cash	200
Post Closure Cash Account	4,249,060
Accounts Receivable	(20,369)
Due from Other Funds	65,165
General Inventory	2,122
Land & Buildings	4,394,619
Accum. Depr. - Buildings	(1,515,322)
Infrastructure	691,618
Accum. Depr. - Infrastructure	(338,720)
Machinery and Equipment	9,815,323
Accum. Depr. - M&E	(4,138,525)
Construction in Progress	689,767
<i>Assets</i>	<u>15,438,296</u>
Trade Accounts Payable	234,436
Salaries Payable	371,222
Federal Tax Payable	7,065
State Tax Payable	3,309
FICA Tax Payable	10,323
Medicare Tax Payable	2,411
Group Insurance Payable	29,973
Nonuniform Pension Payable	9,119
Misc. Deductions Payable	2,104
Other Accrued Expenses	855,700
Due to Other Funds	190
Accrued Interest Payable	32,255
2010 Recycling Note - US Bank	1,198,170
Landfill Close/Post Close	4,386,590
<i>Liabilities</i>	<u>7,142,867</u>
<i>Net Assets</i>	8,295,428
<i>Total Liabilities and Net Assets</i>	<u>15,438,296</u>

*All figures are unaudited



**City of Conway, Arkansas
Resolution No. R-13-____**

A resolution urging the United States Congress to propose amendments to the United States Constitution for the states' consideration relating to contributions and expenditures intended to affect elections and relating to the rights of corporations.

Whereas, the U.S. Bill of Rights provides certain inalienable rights to natural persons, and

Whereas, corporations are not mentioned in the U.S. Constitution, and

Whereas, corporations are legal entities that governments create, and the rights they enjoy under the U.S. Constitution have been and should be more narrowly defined than the rights that are afforded to natural persons, and

Whereas, the decision to regulate corporate financial campaign contributions is one that historically Congress and the states have been constitutionally allowed to address, and

Whereas, in 2010, the U.S. Supreme Court in Citizens United v. Federal Election Commission, 130 S.Ct. 876 (U.S. 2010), ruled that Congress and the states lacked the constitutional right to ban independent corporate expenditures to political campaigns for public office, and

Whereas, the U.S. Supreme Court in the Citizens decision applies to state and local elections as well as federal elections, and

Whereas, money is property, not speech, and;

Whereas, this policy change will require that the U.S. Constitution be amended to authorize congressional or state regulation of individual and corporate financial participation in political campaigns, and

Whereas, tens of thousands of people and municipalities across the nation are joining with the Move to Amend campaign to call for an Amendment to the US Constitution to Abolish Corporate Personhood and the doctrine of Money as Speech;

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

SECTION 1: That the City Council of Conway, Arkansas hereby expresses its support of the national "Move To Amend" campaign to call for an Amendment to the Constitution to Abolish Corporate Personhood and the doctrine of Money as Speech.

SECTION 2: That the City Council of Conway, Arkansas hereby requests that Arkansas legislators on State and Federal levels also support a U.S. constitutional amendment for the state's consideration that provides that money is not speech and corporations are not persons under the U.S. Constitution and that also affirms the constitutional rights of natural persons.

SECTION 3: That a copy of this resolution be sent to the Arkansas Congressional Delegation.

PASSED this 22nd day of January, 2013.

Approved:

Attest:

Mayor Tab Townsell

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