

Mayor Bart Castleberry
Clerk/Treasurer Michael O. Garrett
City Attorney Chuck Clawson



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 Isby

Tuesday, August 27th, 2019 City Council Agenda

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

5:30pm:	No Committee Meeting
6:30pm:	City Council Meeting
Call to Order:	Bart Castleberry, Mayor
Roll Call:	Michael O. Garrett, Clerk/Treasurer
Minutes Approval:	August 13, 2019
Monthly Financial Report:	Month ending July 31 st , 2019

Report of Standing Committees:

A. Public Hearing

1. Public hearing to discuss the issuance and sale of wastewater revenue improvement bonds for Conway Corporation.

B. Economic Development Committee (Conway Area Chamber of Commerce, Conway Development Corporation, Conway Downtown Partnership, & Conway Corporation)

1. Ordinance authorizing the issuance and sale of wastewater revenue improvement bonds for Conway Corporation.
2. Ordinance amending Ordinance No. O-18-80 governing of small wireless communication facilities for the City of Conway.

C. Community Development Committee (Airport, Community Development, Planning & Development, Permits & Inspection (Code Enforcement), Historic District, Transportation)

1. Resolution setting a public hearing to discuss the closing of a utility easement on Lots 4 & 7, Block 3 in Robbinswood Addition.
2. Ordinance approving the private club permit location for Walk-on's Sports Bistreaux of Conway for property located at 955 S. Amity Road.
3. Ordinance approving the private club permit location for Verona Entertainment of Conway for property located at 190 Skyline Drive.
4. Resolution requesting Faulkner County Tax Collector place a lien against property located at 126 Shamrock for expenses incurred by the City.
5. Resolution requesting Faulkner County Tax Collector place a lien against property located at 335 Grandview Heights for expenses incurred by the City.
6. Ordinance amending the Title 11 of the Conway Municipal Code as related to flex duct limitations for the Permits & Inspections Department.

7. Resolution authorizing the Office of the City Attorney to seek condemnation for property located at 1604 Tyler Street for the Tyler Street Sidewalk Improvement Project.
8. Resolution authorizing the Office of the City Attorney to seek condemnation for property located at 2111 Tyler Street for the Tyler Street Sidewalk Improvement Project.
9. Resolution accepting the bid for reflective pain and thermoplastic pavement markings as part of the Transportation Department's construction and maintenance program.
10. Consideration to approve a conditional use permit request from Sarah Huggins/Victor Investment Properties to allow church/religious activities in I-3 zoning district for property located at 750 9th Avenue.
11. Consideration to approve a conditional use permit request from Allen Shaver/Shaver Properties to allow a density of up to 12 dwellings units per acre in R-2A (two family residential district) for property located at 553 Factory Street.

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

1. Consideration to dispose & remove items from inventory (vehicles) for the Conway Police Department.
2. Consideration to dispose & remove from inventory (air sampler and inventory logs) for the Conway Police Department.
3. Ordinance appropriating reimbursement funds from various entities for the Conway Police Department.
4. Ordinance appropriating asset forfeiture funds for a K9 Handler certification course for the Conway Police Department.
5. Ordinance accepting bids and appropriating asset forfeiture funds for the police and fire training facility for the City.

Adjournment



City of Conway, Arkansas
Monthly Financial Reports
July 31, 2019

City of Conway
 Monthly Financial Report - General Fund
 For the month ended July 31, 2019



Revenues	<u>Budget</u>	<u>Month</u>	<u>Year to</u>	<u>Encumbered</u>	<u>(Over)/Under</u>	<u>%</u>
		<u>Activity</u>	<u>Date</u>		<u>Budget</u>	<u>Expend/Collect</u>
Ad Valorem Tax	4,000,000	115,249	2,142,353		1,857,647	54%
Payments in Lieu of Tax	20,000	-	-		20,000	0%
State Tax Turnback	930,000	64,851	447,382		482,618	48%
Insurance Tax Turnback - LOPFI	1,300,000	321,200	321,200		978,800	25%
Sales Tax	19,750,000	1,738,430	11,761,586		7,988,414	60%
Beverage Tax	450,000	-	237,827		212,173	53%
Franchise Fees	3,409,000	274,485	1,998,453		1,410,547	59%
Permits	441,500	67,650	405,099		36,401	92%
ACIEA Revenues	2,500	2,439	3,977		(1,477)	159%
Dog Tags & Fees	30,000	1,805	14,150		15,850	47%
Municipal Court Fines and Fees	959,000	(29,600)	402,872		556,128	42%
Law Enforcement	865,009	101,538	348,203		516,806	40%
Parks	600,500	51,973	432,905		167,595	72%
Interest Income	102,500	16,675	131,737		(29,237)	129%
Proceeds from Sale of Assets	3,135	1,812	20,139		(17,004)	642.4%
Insurance Proceeds	30,134	(9,996)	12,696		17,438	42%
Donations	8,800	-	3,900		4,900	44%
Act 833 Revenue	90,000	-	-		90,000	0%
Miscellaneous Revenues	147,500	10,078	85,976		61,524	58%
Transfers from Other Funds	723,000	35,250	254,811		468,189	35%
Total Revenues	33,862,577	2,763,838	19,025,266	-	14,837,312	56%
Expenditures						
Admin (Mayor, HR)	3,548,286	253,313	797,523	157,018	2,593,745	22%
Finance	435,941	25,906	234,104	-	201,837	54%
City Clerk/Treasurer	145,569	10,953	83,260	-	62,309	57%
City Council	103,031	6,743	46,125	-	56,906	45%
Planning	546,122	26,699	271,130	1,319	273,674	50%
Physical Plant	548,775	42,916	285,360	4,155	259,261	52%
Information Technology	1,051,439	60,209	582,066	91,789	377,584	55%
Permits and Inspections	620,759	43,417	325,897	1,172	293,689	52%
Nondepartmental	671,221	21,855	466,539	400	204,282	70%
Police	12,373,785	962,381	7,353,369	46,420	4,973,996	59%
CEOC	1,261,613	87,284	632,799	5,597	623,217	50%
Animal Welfare	481,225	33,525	266,889	950	213,385	55%
Municipal District Court	951,567	63,085	571,826	1,398	378,344	60%
City Attorney	478,065	34,913	276,707	631	200,727	58%
Fire	10,335,146	825,773	5,866,574	58,669	4,409,902	57%
Parks	3,118,156	252,480	1,709,461	18,026	1,390,669	55%
Total Expenditures	36,670,700	2,751,454	19,769,628	387,544	16,513,529	54%
Net Revenue/(Expense)	(2,808,123)		(744,362)			

*All figures are unaudited

Notes:

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

City of Conway
General Fund
2019



Fund Balance Appropriations

<u>Ordinance</u>	<u>Date</u>	<u>Description</u>	<u>Amount</u>
O-19-25	2/26/19	Upgrade Finance software	6,500
R-19-05	2/20/19	Settlement of the Raines case	30,000
O-19-39	3/26/19	Remodel new City Hall	2,658,627
O-19-49	5/28/19	Match funds for Historic Preservation grant	25,000
O-19-77	7/23/19	Employee assistance plan	11,550
			<u>\$ 2,731,677</u>

City of Conway
 Balance Sheet - General Fund
 As of July 31, 2019



Cash - Operating	5,233,249
Cash - Reserve	2,098,810
Petty Cash	715
Taxes Receivable	3,689,445
Accounts Receivable	5,107,309
Due from Other Funds	(11,674)
Due from Street	12,010
Due from Component Unit	216,783
Fleet Inventory	15,539
Fuel Inventory	15,229
General Inventory	585
<i>Assets</i>	<u>16,378,002</u>
Accounts Payable	259,816
Salaries Payable	290,544
Insurance and Benefits Payable	63,092
Held for Others - Performance Bonds	(20)
Held for Others - Crimestopper Reward	5,000
Event Deposits	1,950
Due to Other Funds	11,196
Deferred Revenue	4,644,826
<i>Liabilities</i>	<u>5,276,404</u>
Fund Balance - Committed to cash flow	2,000,000
Fund Balance - Committed to reserve	2,000,000
Fund Balance - Unassigned	7,101,598
<i>Fund Balance</i>	<u>11,101,598</u>
<i>Total Liabilities & Fund Balance</i>	<u>16,378,002</u>

*All figures are unaudited

City of Conway
 Monthly Financial Report - Street Fund
 For the month ended July 31, 2019



	<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	1,500,000	-	537,388		962,612	36%
Payments in Lieu of Tax	8,000	-	-		8,000	0%
State Tax Turnback	2,683,474	221,866	1,540,480		1,142,994	57%
AHTD 1/2 Cent Sales Tax Turnback	1,320,000	119,706	815,332		504,668	62%
Severance Tax	120,000	10,702	87,691		32,309	73%
Sales Tax	270,000	24,359	164,801		105,199	61%
State Grant Revenues	133,859	133,859	133,859			
Sign Permits	-	60	660		(660)	-
Engineering Fees	10,000	(475)	8,300		1,700	83%
Insurance Proceeds	-	-	85			
Interest Income	96,000	12,596	83,198		12,802	87%
Miscellaneous Revenues	842	-	842		-	100%
Total Revenues	6,142,175	522,672	3,372,636	-	2,769,624	55%
Expenditures						
Personnel Costs	2,902,800	175,108	1,327,613	-	1,575,187	46%
Other Operating Costs	2,440,322	223,998	1,219,500	60,147	1,160,674	50%
Total Operating Costs	5,343,122	399,106	2,547,113	60,147	2,735,862	48%
Capital Outlay	1,710,940	27,211	95,976	180,879	1,434,084	6%
Total Expenditures	7,054,061	426,317	2,643,089	241,027	4,169,946	37%
Net Revenue/(Expense)	(911,887)		729,547			

*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
2019



Fund Balance Appropriations

<u>Ordinance</u>	<u>Date</u>	<u>Description</u>	<u>Amount</u>
O-19-46	5/28/19	Contracts for herbicide application & landscape maint	121,475
O-19-47	5/28/19	Contract for construction observation	87,500
O-19-63	6/25/19	Tyler Street improvements	256,253
			<u>\$ 465,228</u>

City of Conway
Balance Sheet - Street Fund
As of July 31, 2019



Cash - Operating	5,349,348
Taxes Receivable	50,824
Accounts Receivable	1,715,828
Due from Other Funds	(9,153)
<i>Assets</i>	<u>7,106,846</u>
Accounts Payable	28,592
Salaries Payable	19,899
Insurance and Benefits Payable	4,628
Due to Other Funds	2,189
Due to General	11,509
Deferred Revenue	1,363,995
<i>Liabilities</i>	<u>1,430,811</u>
<i>Fund Balance</i>	<u>5,676,035</u>
<i>Total Liabilities & Fund Balance</i>	<u>7,106,846</u>

*All figures are unaudited

City of Conway
 Monthly Financial Report - Sanitation
 For the month ended July 31, 2019



	<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						
Sanitation Fees	9,000,000	723,778	5,349,742		3,650,258	59%
Proceeds - Recycled Materials	400,000	46,210	274,164		125,836	69%
Landfill Fees - General	200,000	19,674	100,554		99,446	50%
Insurance Proceeds	-	-	5,313		(5,313)	-
Interest Income	100,000	31,180	221,360		(121,360)	221%
Proceeds from Sale of Assets	-	-	150		(150)	-
Miscellaneous Revenues	-	71	127		(127)	-
Total Revenues	9,700,000	820,913	5,951,410	-	3,748,590	61%
Expenditures						
Personnel Costs	4,630,294	331,742	2,549,050	290	2,080,954	55%
Other Operating Costs	<u>3,027,500</u>	<u>267,241</u>	<u>1,422,598</u>	<u>133,361</u>	<u>1,471,541</u>	<u>47%</u>
Total Operating Costs	7,657,794	598,984	3,971,648	133,651	3,552,495	52%
Capital Outlay	<u>3,482,193</u>	<u>26,424</u>	<u>329,417</u>	<u>1,435,257</u>	<u>1,717,519</u>	<u>9%</u>
Total Expenditures	11,139,987	625,408	4,301,065	1,568,908	5,270,014	39%
Net Revenue/(Expense)	(1,439,987)		<u><u>1,650,345</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
2019

Fund Balance Appropriations



<u>Ordinance</u>	<u>Date</u>	<u>Description</u>	<u>Amount</u>
			<u>\$ -</u>

City of Conway
 Balance Sheet - Sanitation
 As of July 31, 2019



Cash - Operating	8,419,942
Petty Cash	200
Post Closure Cash Account	5,870,718
Accounts Receivable	(6,215)
Due from Other Funds	(537)
Due from Component Unit	789,483
General Inventory	2,122
Land & Buildings	2,267,481
Infrastructure	950,578
Machinery and Equipment	3,672,442
Vehicles	331,509
Deferred Outflows of Resources	2,025,687
<i>Assets</i>	<u>24,323,409</u>
Accounts Payable	67,464
Salaries Payable	45,280
Insurance and Benefits Payable	17,474
Compensated Absences	168,607
Net Pension Obligation	10,673,533
Deferred Inflows of Resources	1,644,081
Due to Other Funds	6,370
Landfill Close/Post Close	8,621,822
<i>Liabilities</i>	<u>21,244,631</u>
<i>Net Assets</i>	<u>3,078,778</u>
<i>Total Liabilities and Net Assets</i>	<u>24,323,409</u>

*All figures are unaudited

Note: Capital assets shown at book value (cost less accumulated depreciation).

City of Conway
 Monthly Financial Report - Airport
 For the month ended July 31, 2019



	<u>Budget</u>	<u>Month</u> <u>Activity</u>	<u>Year to</u> <u>Date</u>	<u>Encumbered</u>	<u>(Over)/Under</u> <u>Budget</u>	<u>%</u> <u>Expend/Collect</u>
Revenues						
Sales Tax	13,000	1,704	10,410		2,590	80%
Airport Fuel Sales	900,000	76,752	409,023		490,977	45%
T-Hangar Rent	118,000	6,079	45,614		72,386	39%
Community Hangar Rent	25,000	700	13,300		11,700	53%
Ground Leases	125,000	8,712	60,984		64,016	49%
Miscellaneous Revenues	13,000	1,356	6,801		6,199	52%
Total Revenues	1,194,000	95,303	546,131	-	647,869	46%
Expenditures						
Personnel Costs	309,701	18,430	157,229	-	152,472	51%
Fuel for Resale	701,000	65,770	351,003	-	349,997	50%
Other Operating Costs	182,450	9,605	70,662	8,815	102,972	39%
Total Operating Costs	1,193,151	93,806	578,894	8,815	605,441	49%
Capital Outlay	32,000	19,746	19,746	-	12,254	0%
Total Expenditures	1,225,151	113,552	598,641	8,815	617,695	49%
Net Revenue/(Expense)	(31,151)		<u>(52,509)</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
Airport Fund
2019



Fund Balance Appropriations

<u>Ordinance</u>	<u>Date</u>	<u>Description</u>	<u>Amount</u>
O-19-36	3/26/19	Add an Airport Line Tech II position	35,670

City of Conway
 Balance Sheet - Airport
 As of July 31, 2019



Cash - Operating	230,358
Taxes Receivable	2,102
Accounts Receivable - Fuel Vendor	70,908
Land	1,254,473
Buildings	4,204,034
Machinery & Equipment	736,087
Vehicles	9,141
Infrastructure	23,962,938
<i>Assets</i>	<u>30,470,042</u>
Accounts Payable	3,732
Salaries Payable	3,230
Insurance and Benefits Payable	2,667
Compensated Absences	5,127
Due to General	1,289
<i>Liabilities</i>	<u>16,045</u>
<i>Fund Balance</i>	<u>30,453,997</u>
<i>Total Liabilities & Fund Balance</i>	<u>30,470,042</u>

*All figures are unaudited

Note: Capital assets shown at book value (cost less accumulated depreciation).

City of Conway
Monthly Financial Report - Major Project Funds
As of July 31, 2019



Parks and Rec A&P Tax

Balance, 4/30/19	956,880
Receipts	304,426
Payments	(399,376)
Balance, 5/31/19	\$ 861,930

Pay as you go Sales Tax

Balance, 4/30/19	1,740,853
Receipts	3,857
Payments	(57,852)
Balance, 5/31/19	\$ 1,686,858

Street Impact Fees

Balance, 4/30/19	1,114,159
Receipts	290,235
Payments	(22,078)
Balance, 5/31/19	\$ 1,382,316

Parks Impact Fees

Balance, 4/30/19	601,626
Receipts	25,590
Payments	(7,068)
Balance, 5/31/19	\$ 620,148

Street Sales Tax

Balance, 4/30/19	5,288,951
Receipts	11,783
Payments	(23,281)
Balance, 5/31/19	\$ 5,277,452

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a public hearing will be held before the Mayor and City Council of the City of Conway, Arkansas (the "City") at the place and time set forth below on the question of the issuance by the City of up to \$10,500,000 principal amount of its Wastewater Revenue Improvement Bonds, Series 2019A (the "Bonds"), under the authority of Amendment 65 to the Arkansas Constitution and Arkansas Code Annotated §§14-164-401 *et seq.*

The proceeds of the Bonds will be used (i) to fund the payment of costs associated with the conversion of the Tucker Creek wastewater treatment plant from an aeration treatment facility to an equalization basin and costs of various improvements related thereto, (ii) to replace and rehabilitate a large segment of a wastewater collection main serving central parts of the City, and (iii) to pay costs of issuance of the Bonds.

A public hearing will be held with respect to the issuance of the Bonds on Tuesday, August 27, 2019, at 6:30 p.m., at the District Court Building, 810 Parkway, Conway, Arkansas. Any persons interested may express their views, both orally and in writing, on the proposed issuance of the Bonds and on the nature of the improvements to be financed. At such hearing, all objections and suggestions will be heard and considered, and such action will be taken by the City Council as is deemed proper in response to said objections and suggestions.

This notice is published and the above described hearing is to be held in satisfaction of the requirements of Arkansas Code Annotated §19-9-607.

Bart Castleberry, Mayor

Publication Instructions: Publish one time in the *Log Cabin Democrat* not later than August 17, 2019. Please send two proofs of publication to Kutak Rock LLP, 124 W. Capitol, Suite 2000, Little Rock, Arkansas, 72201, Attn: Gordon M. Wilbourn.

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE OF (1) NOT TO EXCEED \$10,500,000 OF WASTEWATER REVENUE IMPROVEMENT BONDS, SERIES 2019A, AND (2) NOT TO EXCEED \$23,000,000 OF WASTEWATER REVENUE REFUNDING BONDS, TAXABLE SERIES 2019B, BY THE CITY OF CONWAY, ARKANSAS; AUTHORIZING THE EXECUTION AND DELIVERY OF A SIXTH SUPPLEMENTAL TRUST INDENTURE PURSUANT TO WHICH THE SERIES 2019 BONDS WILL BE ISSUED AND SECURED; AUTHORIZING THE EXECUTION AND DELIVERY OF AN OFFICIAL STATEMENT PURSUANT TO WHICH THE SERIES 2019 BONDS WILL BE OFFERED; AUTHORIZING THE EXECUTION AND DELIVERY OF A BOND PURCHASE AGREEMENT PROVIDING FOR THE SALE OF THE SERIES 2019 BONDS; AUTHORIZING THE EXECUTION AND DELIVERY OF A CONTINUING DISCLOSURE AGREEMENT; AUTHORIZING THE EXECUTION AND DELIVERY OF AN ESCROW DEPOSIT AGREEMENT; PRESCRIBING OTHER MATTERS RELATING THERETO; AND DECLARING AN EMERGENCY.

WHEREAS, the City of Conway, Arkansas (the “City”), a city of the first class, presently owns a wastewater collection and treatment system (the “Wastewater System”) serving the residents of the City, which Wastewater System is operated and maintained by the Conway Corporation, a nonprofit corporation organized and existing under the laws of the State of Arkansas (the “Corporation”), pursuant to an exclusive franchise to operate the Wastewater System granted to the Corporation by the City; and

WHEREAS, the City also presently owns an electric generation and distribution system (the “Electric System”) serving the residents of the City, which Electric System is operated and maintained by the Corporation pursuant to a lease from the City and an exclusive franchise to operate the Electric System granted to the Corporation by the City; and

WHEREAS, the City is authorized and empowered under the provisions of the Constitution and laws of the State of Arkansas, including particularly Amendment 65 and Arkansas Code Annotated Sections 14-164-401 *et seq.* (Repl. 1998 & 2017 Supp.) (as from time to time amended, the “Act”) to issue and sell its wastewater revenue bonds for the purpose of financing and refinancing the cost of improvements to the Wastewater System; and

WHEREAS, pursuant to the provisions of Ordinance No. O-12-36 of the City, adopted and approved on April 24, 2012, the City has previously issued its Wastewater Revenue Improvement Bonds, Series 2012A (the “Series 2012A Bonds”), in the original principal amount of \$25,000,000; and

WHEREAS, in order to secure funds necessary to finance the acquisition, construction and equipping of additional betterments and improvements to the Wastewater System, including primarily the conversion of the Tucker Creek Wastewater Treatment Plant from an aeration facility to an equalization basis and various improvements related thereto, and the replacement and

rehabilitation of segments of the wastewater treatment main serving central parts of the City, and engineering and other expenses in connection therewith (collectively, the “Project”), and to pay printing, legal, underwriting and other expenses incidental to the issuance of wastewater revenue bonds for such purposes, the City has now determined to issue its Wastewater Revenue Improvement Bonds, Series 2019A, in aggregate principal amount not to exceed \$10,500,000 (the “Series 2019A Bonds”); and

WHEREAS, an open public hearing on the question of the issuance of the Series 2019A Bonds and the financing of the Project has been held before the City Council and Mayor of the City on August 27, 2019, following publication of notice of such public hearing in the *Log Cabin Democrat* on August 16, 2019; and

WHEREAS, in order to secure funds necessary to refund the outstanding Series 2012A Bonds (and thereby achieve significant debt service savings) and to pay printing, legal, underwriting and other expenses incidental to the issuance of wastewater revenue bonds for such purposes, the City has also now determined to issue its Wastewater Revenue Refunding Bonds, Taxable Series 2019B, in the aggregate principal amount of \$23,000,000 (the “Series 2019B Bonds”); and

WHEREAS, the City has determined to issue and secure the Series 2019A Bonds and the Series 2019B Bonds on a prior and senior basis to the security for (i) its outstanding Wastewater Revenue Improvement Bond, Series 2015B (the “Series 2015B Bond”), and (ii) its outstanding Wastewater Revenue Refunding Bond, Series 2017 (the “Series 2017 Bond”), and on a parity basis with the security for (iii) its outstanding Wastewater Revenue Refunding Bonds, Series 2014 (the “Series 2014 Bonds”), and (iv) its outstanding Wastewater Revenue Refunding Bonds, Series 2016 (the “Series 2016 Bonds”), pursuant to a Sixth Supplemental Trust Indenture (the “Sixth Supplemental Trust Indenture”) by and among the City, the Corporation and First Security Bank, as trustee (the “Trustee”), a form of which has been presented to and is before this meeting; and

WHEREAS, the City proposes to enter into a Bond Purchase Agreement (the “Bond Purchase Agreement”) in substantially the form presented to and before this meeting, with Stephens Inc. and Crews & Associates, Inc., Little Rock, Arkansas (the “Underwriters”), providing for the sale of the Series 2019A Bonds and Series 2019B Bonds.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Conway, Arkansas that:

Section 1. The City Council hereby finds and declares that the acquisition, construction and equipping of the Project and the refunding of the Series 2012A Bonds are both in the best interest of the City and the customers of the Wastewater System. Accordingly, the funding of costs of the Project and the refunding of the Series 2012A Bonds are hereby authorized.

Section 2. Under the authority of the Constitution and laws of the State of Arkansas, including particularly Amendment 65 to the Constitution of Arkansas and the Act, there is hereby authorized the issuance of bonds of the City to be designated as “Wastewater Revenue Improvement Bonds, Series 2019A” (the “Series 2019A Bonds”). The Series 2019A Bonds shall be issued in the original aggregate principal amount of not to exceed Ten Million Five Hundred

Dollars (\$10,500,000), shall mature not later than October 1, 2039, and shall bear interest at the rates specified in the Bond Purchase Agreement. In no event shall the true interest cost relating to the Series 2019A Bonds exceed 4.000% per annum. The proceeds of the Series 2019A Bonds will be utilized to acquire, construct and equip the Project, and to pay printing, underwriting, legal and other expenses incidental to the issuance of the Series 2019A Bonds.

Under the authority of the Constitution and laws of the State of Arkansas, including particularly Amendment 65 to the Constitution of Arkansas and the Act, there is also hereby authorized the issuance of bonds of the City to be designated as “Wastewater Revenue Refunding Bonds, Taxable Series 2019B” (the “Series 2019B Bonds”). The Series 2019B Bonds shall be issued in the original aggregate principal amount of not to exceed Twenty-Three Million Dollars (\$23,000,000), shall mature not later than October 1, 2037, and shall bear interest at the rates specified in the Bond Purchase Agreement. In no event shall the true interest cost relating to the Series 2019B Bonds exceed 4.000% per annum. The proceeds of the Series 2019B Bonds will be utilized to refund the Series 2012A Bonds, and to pay printing, underwriting, legal and other expenses incidental to the issuance of the Series 2019B Bonds.

The payment of the principal of and interest on the Series 2019A Bonds and the Series 2019B Bonds (collectively, the “Series 2019 Bonds”) will be secured primarily by the net revenues of the Wastewater System and shall be secured on a secondary basis by surplus net revenues of the Electric System, all as provided in the Trust Indenture dated as of April 1, 2004, as previously supplemented by a First Supplemental Trust Indenture dated as of October 1, 2009, by a Second Supplemental Trust Indenture dated as of November 1, 2010, by a Third Supplemental Trust Indenture dated as of May 1, 2012, by a Fourth Supplemental Trust Indenture dated as of August 1, 2014, by a Fifth Supplemental Trust Indenture dated as of January 1, 2016, and as further supplemented and amended by a Sixth Supplemental Trust Indenture to be dated as of October 1, 2019 (as supplemented and amended, the Indenture”), by and among the City, the Corporation and the Trustee. Such security shall be granted on a parity basis with the security for the Series 2014 Bonds and the Series 2016 Bonds and on a prior and senior basis to the security for the Series 2015B Bond and the Series 2017 Bond. The Series 2019 Bonds shall be issued in the forms and denominations, shall be dated, shall be numbered, shall be subject to redemption prior to maturity and may contain such other terms, covenants and conditions, all as set forth in the Indenture.

The Mayor is hereby authorized and directed to execute and deliver the Series 2019A Bonds and Series 2019B Bonds in substantially the forms thereof contained in the Sixth Supplemental Trust Indenture submitted to this meeting, and the City Clerk is hereby authorized and directed to execute and deliver the Series 2019A Bonds and Series 2019B Bonds and to affix the seal of the City thereto, and the Mayor and City Clerk are hereby authorized and directed to cause the Series 2019A Bonds and Series 2019B Bonds to be accepted and authenticated by the Trustee. The Mayor is hereby authorized to confer with the Trustee, the Underwriters, and Kutak Rock LLP, Little Rock, Arkansas (“Bond Counsel”), in order to complete the Series 2019A Bonds and Series 2019B Bonds in substantially the forms contained in the Sixth Supplemental Trust Indenture submitted to this meeting, with such changes as shall be approved by such persons executing the Series 2019A Bonds and Series 2019B Bonds, their execution to constitute conclusive evidence of such approval.

Section 3. To prescribe the terms and conditions upon which the Series 2019 Bonds are to be executed, authenticated, issued, accepted, held and secured, the Mayor is hereby authorized and directed to execute and acknowledge the Sixth Supplemental Trust Indenture, by and among the City, the Corporation and the Trustee, and the City Clerk is hereby authorized and directed to execute and acknowledge the Sixth Supplemental Trust Indenture and to affix the seal of the City thereto, and the Mayor and the City Clerk are hereby authorized and directed to cause the Sixth Supplemental Trust Indenture to be accepted, executed and acknowledged by the Corporation and the Trustee. The Sixth Supplemental Trust Indenture is hereby approved in substantially the form submitted to this meeting, including, without limitation, the provisions thereof pertaining to the pledge of Wastewater System net revenues and Electric System surplus net revenues to the Series 2019 Bonds and the terms of the Series 2019 Bonds. The Mayor is hereby authorized to confer with the Corporation, the Trustee, the Underwriters and Bond Counsel in order to complete the Sixth Supplemental Trust Indenture in substantially the form submitted to this meeting with such changes as shall be approved by such persons executing the Sixth Supplemental Trust Indenture, their execution to constitute conclusive evidence of such approval.

(Advice is given that a copy of the Sixth Supplemental Trust Indenture in substantially the form authorized to be executed is on file with the City Clerk and is available for inspection by any interested person.)

Section 4. There is hereby authorized and approved a Preliminary Official Statement of the City, including the cover page and appendices attached thereto, relating to the Series 2019 Bonds. The Preliminary Official Statement is hereby “deemed final” within the meaning of U.S. Securities and Exchange Commission Rule 15c2-12. The distribution of the Preliminary Official Statement is hereby approved. The Preliminary Official Statement, as amended to conform to the terms of the Bond Purchase Agreement, including Exhibit A thereto, and with such other changes and amendments as are mutually agreed to by the City, the Corporation and the Underwriters, is herein referred to as the “Official Statement,” and the Mayor is hereby authorized to execute the Official Statement for and on behalf of the City. The Official Statement is hereby approved in substantially the form of the Preliminary Official Statement submitted to this meeting, and the Mayor is hereby authorized to confer with the Corporation, the Trustee, the Underwriters and Bond Counsel in order to complete the Official Statement in substantially the form of the Preliminary Official Statement submitted to this meeting with such changes as shall be approved by such persons, the Mayor’s execution to constitute conclusive evidence of such approval.

(Advice is given that a copy of the Preliminary Official Statement is on file with the City Clerk and is available for inspection by any interested person.)

Section 5. In order to prescribe the terms and conditions upon which the Series 2019 Bonds are to be sold to the Underwriters, the Mayor is hereby authorized and directed to execute, at the request of the Corporation, a Bond Purchase Agreement on behalf of the City, to be dated as of the date of its execution (the “Bond Purchase Agreement”), by and between the City and the Underwriters, and the Bond Purchase Agreement is hereby approved in substantially the form submitted to this meeting, and the Mayor is hereby authorized to confer with the Corporation, the Underwriters and Bond Counsel in order to complete the Bond Purchase Agreement in substantially the form submitted to this meeting with such changes as shall be approved by such

persons executing the Bond Purchase Agreement, their execution to constitute conclusive evidence of such approval.

(Advice is given that a copy of the Bond Purchase Agreement in substantially the form authorized to be executed is on file with the City Clerk and is available for inspection by any interested person.)

Section 6. In order to provide for the defeasance and redemption of the Series 2012A Bonds, the Mayor is hereby authorized and directed to execute an Escrow Deposit Agreement to be dated as of the date of its execution (the “Escrow Agreement”), by and between the City and First Security Bank, as escrow trustee (the “Escrow Trustee”), and the Mayor is hereby authorized and directed to cause the Escrow Agreement to be executed by the Escrow Trustee. The Escrow Agreement is hereby approved in substantially the form submitted to this meeting, and the Mayor is hereby authorized to confer with the Corporation, the Underwriters and Bond Counsel in order to complete the Escrow Agreement in substantially the form submitted to this meeting with such changes as shall be approved by such persons executing the Escrow Agreement, their execution to constitute conclusive evidence of such approval.

(Advice is given that a copy of the Escrow Agreement in substantially the form authorized to be executed is on file with the City Clerk and is available for inspection by any interested person.)

Section 7. In order to provide for continuing disclosure of certain financial and operating information with respect to the City, the Wastewater System and the Electric System in compliance with the provisions of Rule 15c2-12 of the U.S. Securities and Exchange Commission, the Mayor is hereby authorized and directed to execute a Continuing Disclosure Agreement to be dated as of the date of its execution (the “Continuing Disclosure Agreement”), by and among the City, the Corporation and First Security Bank, as dissemination agent (the “Dissemination Agent”), and the Mayor is hereby authorized and directed to cause the Continuing Disclosure Agreement to be executed by the Corporation and the Dissemination Agent. The Continuing Disclosure Agreement is hereby approved in substantially the form submitted to this meeting, and the Mayor is hereby authorized to confer with the Corporation, the Dissemination Agent, the Underwriters and Bond Counsel in order to complete the Continuing Disclosure Agreement in substantially the form submitted to this meeting with such changes as shall be approved by such persons executing the Continuing Disclosure Agreement, their execution to constitute conclusive evidence of such approval.

(Advice is given that a copy of the Continuing Disclosure Agreement in substantially the form authorized to be executed is on file with the City Clerk and is available for inspection by any interested person.)

Section 8. The Mayor and City Clerk, for and on behalf of the City, are hereby authorized and directed to do any and all things necessary to effect the issuance, sale, execution and delivery of the Series 2019 Bonds and to effect the execution and delivery of the Sixth Supplemental Trust Indenture, the Continuing Disclosure Agreement, the Bond Purchase Agreement, the Escrow Agreement, the Official Statement and a Tax Compliance Agreement relating to the tax exemption of interest on the Series 2019A Bonds, and to perform all of the

obligations of the City under and pursuant thereto. The Mayor and the City Clerk are further authorized and directed, for and on behalf of the City, to execute all papers, documents, certificates and other instruments that may be required for the carrying out of such authority or to evidence the exercise thereof.

Section 9. Kutak Rock LLP, Little Rock, Arkansas, is hereby appointed to act as Bond Counsel on behalf of the City in connection with the issuance and sale of the Series 2019 Bonds.

Section 10. The rates for services of the Wastewater System previously enacted pursuant to Ordinance No. O-92-15, Ordinance No. O-03-88, Ordinance O-09-48 and Ordinance No. O-12-14 are hereby ratified and confirmed. The rates for services of the Electric System previously enacted pursuant to Ordinance No. O-05-143 and Ordinance No. O-15-76 are hereby ratified and confirmed.

Section 11. The provisions of this Ordinance are hereby declared to be severable, and if any section, phrase or provision shall for any reason be declared to be illegal or invalid, such declaration shall not affect the validity of the remainder of the sections, phrases or provisions of this Ordinance.

Section 12. All ordinances, resolutions and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Section 13. It is hereby found and determined that there is an urgent need to finance certain betterments and improvements to the Wastewater System and to refinance certain outstanding indebtedness of the City secured by revenues of the Wastewater System, and in order to do so on the most favorable terms, it is necessary to enter into the Bond Purchase Agreement as soon as possible. Therefore, an emergency is hereby declared to exist and this Ordinance, being necessary for the immediate preservation of the public health, safety and welfare, shall be in force and take effect immediately upon and after its passage.

ADOPTED AND APPROVED THIS _____ DAY OF AUGUST, 2019.

APPROVED:

ATTEST:

Mayor

City Clerk

(S E A L)



**City of Conway, Arkansas
Ordinance No. O-19-_____**

AN ORDINANCE AMENDING ORDINANCE NO. O-18-80 GOVERNING THE CONSTRUCTION, INSTALLATION, MAINTENANCE AND REMOVAL OF SMALL WIRELESS COMMUNICATION FACILITIES IN THE RIGHT-OF-WAY IN COMPLIANCE WITH CERTAIN ORDERS OF THE FCC AND ACT 999 OF 2019; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, pursuant to Arkansas law, the City Council of Conway, Arkansas (“City”) is authorized to adopt regulations by reference (Ark. Code Ann. §14-55-207); and

WHEREAS, certain Wireless Service Providers are occupying public rights-of-way owned, held in trust, and maintained by the City, in order to install and maintain small wireless communication facilities that will enhance data connectivity through wireless communication services; and

WHEREAS, the City recognizes the economic and social value of data connectivity and desires to encourage wireless infrastructure investment by providing a fair and predictable process for the deployment of small wireless communication facilities within the public rights-of-way in a manner that is: (1) safe; (2) compatible with and complementary to the provision of services by the City and others lawfully using the rights-of-way; and (3) consistent with the aesthetic standards of the City; and

WHEREAS, on or about August 14, 2018, the City adopted Ordinance No. O-18-80 establishing regulations to govern the installation, maintenance and removal of small wireless facilities in the right-of-way; and

WHEREAS, in August and September of 2018, the Federal Communication Commission (“FCC”) issued orders dramatically restricting the authority of local governments to regulate small wireless facilities in the right-of-way (“small cell orders”); and

WHEREAS, the City has disputed, and continues to dispute the authority of the FCC regarding the small cell orders but intends to adhere to the orders until such time that the orders may be vacated or amended; and

WHEREAS, the Arkansas legislature recently adopted Act 999 of 1999 that restricted the authority of local government to regulate small wireless facilities, including many of the restrictions imposed by the FCC’s small cell order; and

WHEREAS, the City seeks to amend Ordinance No. O-18-80 to comply with the FCC’s small cell orders, to comply with Act 999 of 2019, and to improve the procedures used to receive and evaluate small wireless facilities in accordance with the law.

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

SECTION 1: That the Small Wireless Communication Facility Regulation of the City of North Little Rock, attached as Exhibit “A” to Ordinance No. O-18-80 is hereby replaced in its entirety with the **Small Wireless Communication Facility Regulation of the City of Conway**, attached as Exhibit “A” to this ordinance and incorporated herein by reference. Small wireless facility designs that previously received aesthetic approval from the City shall continue to be authorized and may be administratively added to Appendix B in the attached regulation.

SECTION 2: That three (3) copies of this ordinance shall be filed with the Office of the City Clerk and on the City web site for inspection and view by the public prior to adoption.

SECTION 3: That all ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.

SECTION 4: That the provisions of this Ordinance are hereby declared to be severable, and if any section, phrase or provision shall be declared or held invalid, such invalidity shall not affect the remainder of the sections, phrases or provisions.

SECTION 5: That any person who violates this ordinance shall be subject to a fine of no less than \$100 nor more than \$1,000 per offense, except that when an offense is, in its nature, continuous in respect to time, the person in violation shall be subject to a fine of no less than \$50 nor more than \$500 per day.

SECTION 6: It is hereby found and determined that improved data connectivity would improve the Conway economy and enhance the ability of Conway citizens to share information and that adoption of a new regulation governing the installation, maintenance, and removal of small wireless communication facilities in the City's rights-of-way is necessary to achieve these benefits in a manner that is consistent with broad City interests including the proper and orderly growth of the City of Conway, Arkansas, and being necessary for the immediate preservation of the public health, safety and welfare; THEREFORE, 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 August, 2019.

Approved:

Mayor Bart Castleberry

Attest:

Michael O. Garrett
City Clerk/Treasurer



**City of Conway, Arkansas
Resolution No. R-19-___**

A RESOLUTION SETTING A PUBLIC HEARING TO DISCUSS THE CLOSING OF A UTILITY EASEMENT ON LOTS 4 AND 7, BLOCK 3, ROBBINSWOOD ADDITION, IN THE CITY OF CONWAY, ARKANSAS:

Whereas, a petition has been filed with the City Council of the City of Conway, Arkansas by Brooks Pearson, to abandon all of the utility easement along the shared property boundary of Lots 4 and 7, Block 3, Robbinswood Addition, within the corporate limits of the City of Conway, Arkansas; and

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

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

1. That the City Council shall hear said petition at its regular meeting to be held at the Russell L. "Jack" Roberts District Court Building, 810 Parkway Street, Conway, Arkansas, on the 10th day of September, 2019 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 in the matter prescribed by law.

PASSED this 27th day of August, 2019.

APPROVED:

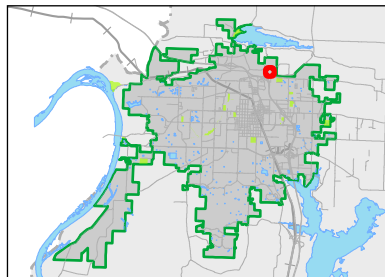
Mayor Bart Castleberry

ATTEST:

Michael O. Garrett
City Clerk/Treasurer



Esri, HERE, Garmin, (c) OpenStreetMap contributors, and the GIS user community



DESCRIPTION

City Council
Review

VAC2019AUG01

0.023769 ac.

Residential		Industrial	
R-1	MF-1	I-1	
R-2A	MF-2	RU-1	
R-2	MF-3	I-3	
HR	RMH		
SR			
Commercial		Office	
C-1	O-1		
C-2	O-2		
C-3	O-3		
C-4			
	Special		
	SP	A-1	
	S-1	PUD	
	A-1	TJ	



City of Conway
Planning & Development
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
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www.cityofconway.org/pages/planning-development
www.cityofconway.org/pages/gis



Feet

AUG* 2019



City of Conway, Arkansas
Ordinance No. O-19-_____

AN ORDINANCE APPROVING THE PRIVATE CLUB PERMIT FOR WALK-ON'S SPORTS BISTREAUX OF CONWAY AND ALLOWING FOR THE APPLICATION OF THE REQUIRED PERMITS FROM THE ARKANSAS ALCOHOLIC BEVERAGE CONTROL DIVISION PER ARKANSAS CODE ANNOTATED §3-9-222 AS AMENDED

Whereas, Walk-ons Sports Bistreaux of Conway has applied for a private club permit as required under Chapter 4.12.04 of the Conway City Code per Ordinance No. O-17-100 and A.C.A §3-9-222, and

Whereas, the application is limited and specific to Walk-ons Sports Bistreaux of Conway located at 955 S. Amity Road Conway, AR 72032, and

Whereas, the applicant has provided all the information required in permit application process and met all the standards set forth by the Conway City Council, and

Whereas, the City Council for the City of Conway hereby approves the application for permit for the proposed location to operate a private club within the City limits of Conway, and

Whereas, this approval does not authorize the operation of a private club within the City of Conway but does function as an authorization to apply for a private club permit through the Arkansas Alcoholic Beverage Control Division per A.C.A §3-9-222.

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

Section 1. That the application for private club permit is hereby approved for and specific Walk-ons Sports Bistreaux of Conway to be located at 955 S. Amity Road, Conway, AR 72032.

Section 2. That no private club operations will begin unless and until a permit to operate a private club is issued by the Arkansas Alcoholic Beverage Division.

Section 3. That the approval and permit are subject to suspension or revocation by the City in the event the applicant violates Conway City Code or State law.

Passed this 27th day of August, 2019.

Approved:

Mayor Bart Castleberry

Attest:

Michael O. Garrett
City Clerk/Treasurer



**City of Conway, Arkansas
Ordinance No. O-19-_____**

AN ORDINANCE APPROVING THE PRIVATE CLUB PERMIT FOR VERONA ENTERTAINMENT AND ALLOWING FOR THE APPLICATION OF THE REQUIRED PERMITS FROM THE ARKANSAS ALCOHOLIC BEVERAGE CONTROL DIVISION PER ARKANSAS CODE ANNOTATED §3-9-222 AS AMENDED; AND FOR OTHER PURPOSES

Whereas, Verona Entertainment has applied for a private club permit as required under Chapter 4.12.04 of the Conway City Code per Ordinance No. O-17-100 and A.C.A §3-9-222, and

Whereas, the application is limited and specific to Verona Entertainment located at 190 Skyline Drive, Conway, AR 72032, and

Whereas, the applicant has provided all the information required in permit application process and met all the standards set forth by the Conway City Council, and

Whereas, the City Council for the City of Conway hereby approves the application for permit for the proposed location to operate a private club within the City limits of Conway, and

Whereas, this approval does not authorize the operation of a private club within the City of Conway but does function as an authorization to apply for a private club permit through the Arkansas Alcoholic Beverage Control Division per A.C.A §3-9-222.

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

Section 1. That the application for private club permit is hereby approved for and specific to Verona Entertainment located at 190 Skyline Drive, Conway, AR 72032.

Section 2. That no private club operations will begin unless and until a permit to operate a private club is issued by the Arkansas Alcoholic Beverage Division.

Section 3. That the approval and permit are subject to suspension or revocation by the City in the event the applicant violates Conway City Code or State law.

Passed this 25th day of June, 2019.

Approved:

Mayor Bart Castleberry

Attest:

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



**City of Conway, Arkansas
Resolution No. R-19-___**

A RESOLUTION REQUESTING THE FAULKNER COUNTY TAX COLLECTOR PLACE A CERTIFIED LIEN AGAINST REAL PROPERTY AS A RESULT OF INCURRED EXPENSES BY THE CITY OF CONWAY; AND FOR OTHER PURPOSES.

Whereas, in accordance with Ark. Code Ann. § 14-54-901, the City of Conway has corrected conditions existing on 126 Shamrock Dr. within the City of Conway and is entitled to compensation pursuant to Ark. Code § 14-54-904: and

Whereas, State law also provides for a lien against the subject property, with the amount of lien to be determined by the City Council at a hearing held after the notice to the owner thereof by certified mail with said amount \$181.02 (\$137.29 + Penalty \$13.73 + filing fee \$30.00) to be thereafter certified to the Faulkner County Tax Collector; and

Whereas, a hearing for the purpose of determine such lien has been set for **August 27, 2019** in order to allow for service of the attached notice of same upon the listed property owners, by certified or publication as is necessary.

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Conway, Arkansas that:

Section 1: That after said public hearing the amount listed above is hereby certified and is to be forwarded to the Faulkner County Tax Collector and Assessor by the City of Conway.

Section 2: That this Resolution shall be in full force and effect from and after its passage and approval.

ADOPTED this 27th day of August, 2019.

Approved:

Mayor Bart Castleberry

Attest:

Michael O. Garrett
City Clerk/Treasurer

City of Conway
Code Enforcement
1201 Oak Street
Conway, Arkansas 72032



Missy Schrag
Phone: 501-450-6191
Fax: 501-450-6144

CODE ENFORCEMENT REPORT

To: Mayor Bart Castleberry
CC: City Council Members

Re: Violation # CE19-0592
Address of Violation: 126 Shamrock

- June 5, 2019 – a Violation was written for rubbish; trash; appliance; furniture and left on the premises by Kim Beard.
- Property Owner is listed as Rainmakers Unlimited LLC.
- Property was re-inspected on 6/13/2019 with no progress made.
- Certified and regular letters were mailed 6/17/2019 to address on file and a notice was left by post office.
- Property was rechecked on 6/26/2019 with no progress made and City cleanup was requested on 6/26/2019.
- Final Cleanup completed on 7/17/2019.
- Certified and regular letters were sent including date, time & place of the City Council meeting.

Code Enforcement Officer: Kim Beard

Officer Signature: _____ Date: _____

City of Conway
Code Enforcement

1201 Oak Street
Conway, Arkansas 72032
www.cityofconway.org



Missy Schrag
Conway Permits & Code Enforcement
Phone 501-450-6191
Fax 501-450-6144

July 24, 2019

Parcel # 710-07510-000

RAINMAKERS UNLIMITED
PO BOX 11482
CONWAY, AR 72034

RE: Nuisance Abatement at 126 Shamrock Dr. Conway AR
Cost of Clean-Up, Amount Due: \$137.29

To whom it may concern:

Because you failed or refused to remove, abate or eliminate certain conditions on the aforementioned real property in the City of Conway, after having been given seven (7) days notice in writing to do so, the City of Conway was forced to undertake the cleanup of this property to bring it within compliance of the Conway Municipal Code.

The City of Conway is requesting payment for all costs expended in correcting said condition. If after thirty (30) days from the receipt of this letter notifying you of the cost to correct said condition, such payment has not been remitted to the City, the City has the authority to file a lien against real estate property for the cost expended after City Council approval.

At its **August 27, 2019 Meeting**, 6:30 p.m. located at 810 Parkway Street, the City Council will conduct a public hearing on three items:

1. Consideration of the cost of the clean-up of your real property.
2. Consideration of placing a lien on your real property for this amount.
3. Consideration of certifying this amount determined at the hearing, plus a ten percent (10%) penalty for collection & filing fees, to the Tax Collector of Faulkner County to be placed on the tax books as delinquent taxes and collected accordingly.

None of these actions will be necessary if full payment is received before the meeting date. Please make check payable to the **City of Conway** and mail to **1201 Oak Street Conway Arkansas 72032** with the **attention** to **Missy Schrag**. If you have any questions, please feel free to call me at 501-450-6191.

Respectfully,

Missy Schrag

INVOICE

City of Conway Code Enforcement

DATE: AUGUST 22, 2019

1201 Oak Street
Conway, AR 72032
Phone: 501-450-6191
Fax 501-450-6144
missy.schrag@cityofconway.org

TO RAINMAKERS UNLIMITED, LLC
10 CHESTER COVE
CONWAY AR 72034

Description: Mowing/Clean-up/Admin Fees
associated with the nuisance abatement at
126 Shamrock, Conway Arkansas

CODE ENFORCEMENT OFFICER	PARCEL NUMBER	PAYMENT TERMS	DUE DATE
Kim Beard	710-07510-000		August 27, 2019

HOURS	DESCRIPTION	UNIT PRICE	LINE TOTAL
1	1 Employee -Mowing/Cleanup	22.21	22.21
1	1 Employee -Mowing/Cleanup	21.15	21.15
	Sanitation Ticket # 662088	32.74	32.74
1	Administrative Fee (Code Enforcement)	20.49	20.49
1	Administrative Fee (Code Officer)	17.46	17.46
1	Administrative Fee (Physical Plant)	10.94	10.94
2	Certified Letter	5.60	11.20
2	Regular letter	.55	1.10

TOTAL \$137.29

- Total amount due after August 27, 2019 includes collection penalty & filing fees

TOTAL
WITH PENALTY &
FILING FEES \$181.02

Make all checks payable to City of Conway Code Enforcement @ 1201 Oak Street Conway Arkansas 72032



City of Conway, Arkansas
Resolution No. R-19-___

A RESOLUTION REQUESTING THE FAULKNER COUNTY TAX COLLECTOR PLACE A CERTIFIED LIEN AGAINST REAL PROPERTY AS A RESULT OF INCURRED EXPENSES BY THE CITY OF CONWAY; AND FOR OTHER PURPOSES.

Whereas, in accordance with Ark. Code Ann. § 14-54-901, the City of Conway has corrected conditions existing on 335 Grandview Hts within the City of Conway and is entitled to compensation pursuant to Ark. Code § 14-54-904: and

Whereas, State law also provides for a lien against the subject property, with the amount of lien to be determined by the City Council at a hearing held after the notice to the owner thereof by certified mail with said amount \$519.35 (\$444.86 + Penalty \$44.49 + filing fee \$30.00) to be thereafter certified to the Faulkner County Tax Collector; and

Whereas, a hearing for the purpose of determine such lien has been set for **August 27, 2019** in order to allow for service of the attached notice of same upon the listed property owners, by certified or publication as is necessary.

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Conway, Arkansas that:

Section 1: That after said public hearing the amount listed above is hereby certified and is to be forwarded to the Faulkner County Tax Collector and Assessor by the City of Conway.

Section 2: That this Resolution shall be in full force and effect from and after its passage and approval.

ADOPTED this 27th day of August, 2019.

Approved:

Mayor Bart Castleberry

Attest:

Michael O. Garrett
City Clerk/Treasurer

City of Conway
Code Enforcement
1201 Oak Street
Conway, Arkansas 72032



Missy Schrag
Phone: 501-450-6191
Fax: 501-450-6144

CODE ENFORCEMENT REPORT

To: Mayor Bart Castleberry
CC: City Council Members

Re: Violation # CE19-0579
Address of Violation: 335 Grandview Hts.

-
- May 24, 2019 – a Violation was written for grass; rubbish; trash and left on the premises by Kim Beard.
 - Property Owner is listed as Dessie Iburg.
 - Property was re-inspected on 5/30/2019 with no progress made.
 - Certified and regular letters were mailed 6/4/2019 to address on file and a notice was left by post office.
 - Property was rechecked on 6/11/2019 with no progress made and City cleanup was requested on 6/17/2019.
 - Final Cleanup completed on 7/10/2019.
 - Certified and regular letters were sent including date, time & place of the City Council meeting.

Code Enforcement Officer: Kim Beard

Officer Signature: _____ Date: _____

City of Conway
Code Enforcement

1201 Oak Street
Conway, Arkansas 72032
www.cityofconway.org



Missy Schrag
Conway Permits & Code Enforcement
Phone 501-450-6191
Fax 501-450-6144

July 26, 2019

Parcel # 710-05436-000

IBURG, DESSIE
335 GRANDVIEW HTS
CONWAY AR 72032-8875

RE: Nuisance Abatement at 335 Grandview Hts. Conway AR
Cost of Clean-Up, Amount Due: \$444.86

To whom it may concern:

Because you failed or refused to remove, abate or eliminate certain conditions on the aforementioned real property in the City of Conway, after having been given seven (7) days notice in writing to do so, the City of Conway was forced to undertake the cleanup of this property to bring it within compliance of the Conway Municipal Code.

The City of Conway is requesting payment for all costs expended in correcting said condition. If after thirty (30) days from the receipt of this letter notifying you of the cost to correct said condition, such payment has not been remitted to the City, the City has the authority to file a lien against real estate property for the cost expended after City Council approval.

At its **August 27, 2019 Meeting**, 6:30 p.m. located at 810 Parkway Street, the City Council will conduct a public hearing on three items:

1. Consideration of the cost of the clean-up of your real property.
2. Consideration of placing a lien on your real property for this amount.
3. Consideration of certifying this amount determined at the hearing, plus a ten percent (10%) penalty for collection & filing fees, to the Tax Collector of Faulkner County to be placed on the tax books as delinquent taxes and collected accordingly.

None of these actions will be necessary if full payment is received before the meeting date. Please make check payable to the **City of Conway** and mail to **1201 Oak Street Conway Arkansas 72032** with the **attention** to **Missy Schrag**. If you have any questions, please feel free to call me at 501-450-6191.

Respectfully,

Missy Schrag

INVOICE

City of Conway Code Enforcement

DATE: AUGUST 22, 2019

1201 Oak Street
Conway, AR 72032
Phone: 501-450-6191
Fax 501-450-6144
missy.schrag@cityofconway.org

TO IBURG, DESSIE
335 GRANDVIEW HTS
CONWAY AR 72032-8875

Description: Mowing/Clean-up/Admin Fees
associated with the nuisance abatement at
335 Grandview Hts., Conway Arkansas

CODE ENFORCEMENT OFFICER	PARCEL NUMBER	PAYMENT TERMS	DUE DATE
Kim Beard	710-05436-000		August 27, 2019

HOURS	DESCRIPTION	UNIT PRICE	LINE TOTAL
5	1 Employee -Mowing/Cleanup	21.15	111.05
5	1 Employee -Mowing/Cleanup	21.15	105.75
5	2 Employee - Mowing/Cleanup	10.73	53.65
1	Maintenance Fee	15.00	15.00
	Sanitation Ticket # 681346; 681387; 681406	98.22	98.22
1	Administrative Fee (Code Enforcement)	20.49	20.49
1	Administrative Fee (Code Officer)	17.46	17.46
1	Administrative Fee (Physical Plant)	10.94	10.94
2	Certified Letter	5.60	11.20
2	Regular letter	.55	1.10
TOTAL			\$444.86
TOTAL WITH PENALTY & FILING FEES			\$519.35

- Total amount due after August 27, 2019 includes collection penalty & filing fees

Make all checks payable to City of Conway Code Enforcement @ 1201 Oak Street Conway Arkansas 72032

Before Phtoos









After Photos:











City of Conway, Arkansas
Ordinance No. O-19- _____

AN ORDINANCE AMENDING TITLE 11 OF THE CONWAY MUNICIPAL CODE; UPDATING THE CITY MECHANICAL CODE; AND DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES:

Whereas, the Mayor and City Council desire to amend Chapter Title 11 of the Conway Municipal Code.

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

Section 1. Chapter 11.56.03.B shall be amended to read as follows:

B. Amend Section 603.6.2 of the Arkansas Mechanical Code as adopted by the City of Conway to add the following:

603.6.2.3 City of Conway Amendment – Flex duct limitations. The following limitations apply to the use of flex duct in the City of Conway.

- a. Flex duct shall be allowed in commercial projects, branch lines only or when approved by authority having jurisdiction;
- b. Flex duct is prohibited in residential projects;
- c. Mechanically approved fittings are required for all turns;
- d. Mechanically approved fittings are required for take off

Section 2. That not less than three (3) copies of the code, or the pertinent parts thereof, have been and are now filed in the office of the Clerk/Treasurer of the City of Conway, Arkansas, for inspection and view by the public prior to the passage of this ordinance, and the same are hereby adopted and incorporated, as amended, as fully as if set out at length herein, and from the date on which this ordinance shall take effect, the provisions thereof shall be controlling in the construction of mechanical systems within the corporate limits of the City of Conway, Arkansas, except as regulated by other ordinances of the Conway Municipal Code.

Section 3. Pursuant to A.C.A. §14-55-207©, the City of Conway has published a public notice, by publication in a paper of general circulation within the City of Conway, stating that copies of the code, or the pertinent parts thereof, are open to public examination prior to passage.

Section 4. All ordinances in conflict herewith are hereby repealed to the extent of that conflict.

Section 5. This ordinance is necessary for the protection of the peace, health, and safety of the citizens of Conway, and therefore, an emergency is declared to exist, and this ordinance shall go into effect from and after its passage and approval.

PASSED this 27th day of August, 2019.

Approved:

Mayor Bart Castleberry

Attest:

Michael O. Garrett
City Clerk/Treasurer



MEMO

TO: Mayor Bart Castleberry
CC: City Council Members
FROM: Missy Schrag
DATE: July 12, 2019 / For the Upcoming August 27, 2019 CCM
SUBJECT: Mechanical Code Addendum

Documentation provided for the revision of the Mechanical Code for Building Permits and Inspection(s) for the City of Conway.

Please advise if you have any questions.

Thank you for your consideration.

NOTICE

The Mayor and City Council are considering an amendment to the Conway Municipal Code to adopt changes to the Mechanical Code Chapter 11.56.03.B by reference.

Three (3) copies of the code, or the pertinent parts thereof, are available for inspection in the office of the City Clerk of Conway at 1201 Oak St. between the hours of 8:00 am and 4:30 pm, Monday through Friday.

The proposed amendment will be reviewed at the August 27, 2019 City Council meeting at 6:30 pm in the District Court Building, 810 Parkway St., Conway, AR



STATE OF ARKANSAS
 COUNTY OF FAULKNER

90117379
 City of Conway
 1201 Oak St
 Conway, AR 72032

I, Eden Corley, do hereby certify that I am the Authorized Agent of the Log Cabin Democrat, a daily newspaper published in the city of Conway, Arkansas, and having a bonafide circulation in Faulkner County, Arkansas, that said newspaper has been published at regular intervals continuously during a period of at least twelve (12) months prior to the date of publication of the annexed:

Notice

and is in all respects eligible and qualified to publish legal notices under the provisions of Act 152 of the 1937 Acts of the General Assembly of the State of Arkansas as amended by Act 263 of the 1937 Acts of the General Assembly of the State of Arkansas.

I further certify that said legal advertisement, a copy of which is hereby attached, was published in said newspaper for 2 insertions on the following days, to wit:

Ad Number	Date Published
90811734	08/03/19

AFFIANT: Eden Corley

Subscribed and sworn to, this 6th day of August, 2019.

Notary Public: Eliesha Wolverson

My commission expires December 13, 2026



Cost for Printing: \$40.80

Cost of Affidavit: \$5.00

Total Cost: \$45.80

City of Conway

016595

ORDINANCE NO. O-2004-73

Doc#2004- 16420
Date 08/09/2004
03:21:02 PM
Filed & Recorded in
Official Records of
Faulkner County
SHARON RIMMER
FAULKNER COUNTY CIRCUIT CLERK
Fees \$14.00
by _____

210015

am D.C.

AN ORDINANCE ADOPTING THE STANDARD MECHANICAL CODE AS AMENDED FOR THE CITY OF CONWAY; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES:

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

SECTION 1: That there is hereby adopted by the City of Conway, Arkansas, pursuant to Arkansas Code Annotated §14-55-207(a), for the purpose of establishing rules and regulations for safe mechanical installations, including alteration, repair, replacements, equipment, appliances, fixtures, fittings and appurtenances thereto so as to safeguard life, health and public welfare and the protection of property, that certain mechanical code, which has been adopted by the State of Arkansas as the 2003 or most current Edition of the Arkansas State Mechanical Code save and except such portions as are hereafter amended as follows:

- A. Flex duct shall be allowed only on branch lines;
- B. Flex duct shall be no longer than fourteen (14) feet in length;
- C. Mechanically approved fittings are required for all turns;
- D. Mechanically approved fittings are required for take off;
- E. Fiber duct shall not be allowed.

SECTION 2: That not less than three (3) copies of the code, or the pertinent parts thereof, have been and are now filed in the office of the Clerk/Treasurer of the City of Conway, Arkansas, for inspection and view by the public prior to the passage of this ordinance, and the same are hereby adopted and incorporated as fully as if set out at length herein, and from the date on which this ordinance shall take effect, the provisions thereof shall be controlling in the construction of all buildings and other structures within the corporate limits of the City of Conway, Arkansas, except as regulated by other ordinances of this code.

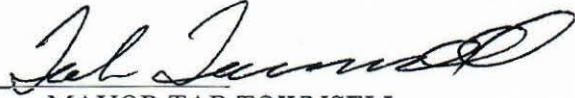
SECTION 3: That pursuant to A.C.A. §14-55-207(c), the City Clerk of the City of Conway has published a public notice, by publication in a paper of general circulation within the City of Conway, stating that copies of code, or the pertinent parts thereof, are open to public examination prior to the passage of this ordinance.

SECTION 4: That all ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of that conflict.

SECTION 5: That this ordinance is necessary for the protection of the peace, health and safety of the citizens of Conway, and therefore, an emergency is declared to exist, and this ordinance shall go into effect from and after its passage and approval.

PASSED this 13th day of July 2004.

APPROVED:

A handwritten signature in black ink, appearing to read "Tab Townsell", written over a horizontal line.

MAYOR TAB TOWNSELL

ATTEST:

A handwritten signature in black ink, appearing to read "Michael O. Garrett", written over a horizontal line.
MICHAEL O. GARRETT, CITY CLERK



City of Conway, Arkansas
Resolution No. R-19-__

A RESOLUTION AUTHORIZING THE OFFICE OF THE CITY ATTORNEY TO ACT PURSUANT TO ARKANSAS CODE ANNOTATED §18-15-201 *ET SEQ.*, AND OTHER STATE STATUTORY AUTHORITY TO SEEK CONDEMNATION BY EMINENT DOMAIN PROCEEDINGS OF CERTAIN PROPERTIES DESCRIBED HEREIN FOR THE PUBLIC PURPOSE OF CONSTRUCTING AND MAINTAINING STREET, ROAD AND BOULEVARD RIGHT OF WAY AND ALL NECESSARY AND PROPER EASEMENTS RELATED THERETO FOR THE CITY OF CONWAY’S TYLER STREET IMPROVEMENT PROJECT.

WHEREAS, the City of Conway, Arkansas, is a city of the First Class duly organized and existing as a municipal corporation under the laws of the State of Arkansas. The City of Conway (“the City”) has its principal place of business within the borders of Faulkner County, Arkansas. Under Arkansas law, the City is empowered under Arkansas Code Annotated § 18-15-201, *et seq.*, and other statutory authority to condemn real property by eminent domain for the purposes of streets, parks, boulevards, and public buildings (among other lawful purposes); and

WHEREAS, as part of the planning, construction and maintenance of the Tyler Street (“the Project”), the City is in the process of planning and developing sufficiently wide and safe roads, streets, boulevards, sidewalks and necessary and proper rights of way within the statutory areas relative to the corporate limits of Conway as set out in A.C.A. § 18-15-201(a)(2), the City Council for the City of Conway has found and determined that it is necessary for public purposes to acquire the real properties described herein upon which to construct and maintain said roadway, street and sidewalks. Being unable to reach an agreement and compromise as to the amount of just compensation to pay the landowner, it is now necessary for public purposes to acquire the real properties described herein upon which to construct and maintain said roadway and sidewalks. Because the City has established a legitimate public purpose for said properties, it is empowered under ACA §18-15-201 to seek condemnation through eminent domain of the properties as described herein and to properly compensate the owners of said lands pursuant to state law.

WHEREAS, to secure timely access to said real properties, however, it is necessary that eminent domain authority be declared, established, and exercised for the purpose of the construction, maintenance, and public use of the improved roadway, streets, boulevards, utilities, rights of way, sidewalks and appropriate appurtenances developed thereto. As well and on behalf of the public, the City must continue ownership and control of the real property described herein, as necessary for the public purposes of continued maintenance, traffic control, safety, drainage, pedestrian passage and necessary and proper services throughout the affected areas and properties described herein.

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

SECTION 1: The City Council for the City of Conway hereby finds and determines that it is necessary for public purposes to acquire the real properties owned by certain landowner described herein upon which to construct and maintain said roadway, streets, boulevards, sidewalks and necessary easements. Being unable to reach an agreement and compromise as to the amount of just compensation to pay the respective landowners, it is necessary for public purposes to acquire the real properties owned by the landowner described herein upon which to construct and maintain said roadway, streets, boulevards, sidewalks and necessary easements. Because the City has established a legitimate public purpose for said properties, the City is empowered under Ark. Code Ann. §18-15-201 to seek condemnation through eminent domain of the properties described herein and to properly compensate the owners of said lands pursuant to state law.

SECTION 2: John, Russell and Carmen Brashears are the individuals who own real estate upon and along the Project area which is needed for the Project. The street address of the property is 1604 Tyler Street, Conway, Arkansas 72032, with the real estate in question more particularly described below:

PART OF LOT 197 FIDLAR'S SURVEY AS SHOWN ON B.G. WILSON'S MAP OF THE CITY OF CONWAY AS SHOWN IN PLAT BOOK A, PAGE 46, RECORDS OF FAULKNER COUNTY, ARKANSAS BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SE CORNER OF SAID LOT 197; THENCE ALONG THE NORTH RIGHT OF WAY LINE OF TYLER STREET A DISTANCE OF 100.20' TO THE WEST PROPERTY LINE OF BRESHEARS, PARCEL #710-02999-000; THENCE LEAVING SAID RIGHT OF WAY AND ALONG SAID PROPERTY LINE, NORTH A DISTANCE OF 8.00'; THENCE LEAVING SAID PROPERTY LINE EAST, PARALLEL WITH THE NORTH RIGHT OF WAY LINE OF TYLER STREET A DISTANCE OF 71.54'; THENCE LEAVING SAID PARALLEL LINE WITH A CURVE TURNING TO THE LEFT WITH AN ARC LENGTH OF 44.63', WITH A RADIUS OF 28.00', WITH A CHORD LENGTH OF 40.06' TO THE WEST RIGHT OF WAY LINE OF CLIFTON STREET; THENCE ALONG SAID RIGHT OF WAY LINE A DISTANCE OF 36.66' TO THE POINT OF BEGINNING, CONTAINING 979.13 SQUARE FEET, (0.0225 ACRES) MORE OR LESS.

SECTION 3: The City is further in need of Temporary Construction Easements for the Project, as more particularly described above, from the landowners as identified and detailed above.

SECTION 4: To secure timely access to said real properties, however, it is necessary that eminent domain authority be declared, established, and exercised for the purpose of the construction, maintenance, and public use of the improved roadway, streets, boulevards, sidewalks, rights of way, necessary and proper easements and appropriate appurtenances developed thereto. As well and on behalf of the public, the City must continue ownership and control of the real property described herein, as necessary for the public purposes of continued maintenance, traffic control, safety and necessary and proper rights of way and easements throughout the affected areas and properties described herein.

SECTION 5: The Office of the City Attorney of the City is hereby authorized to act on behalf of the City and initiate statutory proceedings for eminent domain and condemnation of the lands described herein for the purposes stated herein, up to and including filing appropriate legal pleadings and process in those courts of law having jurisdiction over such process and proceedings.

PASSED this 27th day of August, 2019.

Approved:

Mayor Bart Castleberry

Attest:

Michael O. Garrett
City Clerk/Treasurer



City of Conway, Arkansas

Resolution No. R-19-__

A RESOLUTION AUTHORIZING THE OFFICE OF THE CITY ATTORNEY TO ACT PURSUANT TO ARKANSAS CODE ANNOTATED §18-15-201 *ET SEQ.*, AND OTHER STATE STATUTORY AUTHORITY TO SEEK CONDEMNATION BY EMINENT DOMAIN PROCEEDINGS OF CERTAIN PROPERTIES DESCRIBED HEREIN FOR THE PUBLIC PURPOSE OF CONSTRUCTING AND MAINTAINING STREET, ROAD AND BOULEVARD RIGHT OF WAY AND ALL NECESSARY AND PROPER EASEMENTS RELATED THERETO FOR THE CITY OF CONWAY'S TYLER STREET IMPROVEMENT PROJECT.

WHEREAS, the City of Conway, Arkansas, is a city of the First Class duly organized and existing as a municipal corporation under the laws of the State of Arkansas. The City of Conway ("the City") has its principal place of business within the borders of Faulkner County, Arkansas. Under Arkansas law, the City is empowered under Arkansas Code Annotated § 18-15-201, *et seq.*, and other statutory authority to condemn real property by eminent domain for the purposes of streets, parks, boulevards, and public buildings (among other lawful purposes); and

WHEREAS, as part of the planning, construction and maintenance of the Tyler Street ("the Project"), the City is in the process of planning and developing sufficiently wide and safe roads, streets, boulevards, sidewalks and necessary and proper rights of way within the statutory areas relative to the corporate limits of Conway as set out in A.C.A. § 18-15-201(a)(2), the City Council for the City of Conway has found and determined that it is necessary for public purposes to acquire the real properties described herein upon which to construct and maintain said roadway, street and sidewalks. Being unable to reach an agreement and compromise as to the amount of just compensation to pay the landowner, it is now necessary for public purposes to acquire the real properties described herein upon which to construct and maintain said roadway and sidewalks. Because the City has established a legitimate public purpose for said properties, it is empowered under ACA §18-15-201 to seek condemnation through eminent domain of the properties as described herein and to properly compensate the owners of said lands pursuant to state law.

WHEREAS, to secure timely access to said real properties, however, it is necessary that eminent domain authority be declared, established, and exercised for the purpose of the construction, maintenance, and public use of the improved roadway, streets, boulevards, utilities, rights of way, sidewalks and appropriate appurtenances developed thereto. As well and on behalf of the public, the City must continue ownership and control of the real property described herein, as necessary for the public purposes of continued maintenance, traffic control, safety, drainage, pedestrian passage and necessary and proper services throughout the affected areas and properties described herein.

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

SECTION 1: The City Council for the City of Conway hereby finds and determines that it is necessary for public purposes to acquire the real properties owned by certain landowner described herein upon which to construct and maintain said roadway, streets, boulevards, sidewalks and necessary easements. Being unable to reach an agreement and compromise as to the amount of just compensation to pay the respective landowners, it is necessary for public purposes to acquire the real properties owned by the landowner described herein upon which to construct and maintain said roadway, streets, boulevards, sidewalks and necessary easements. Because the City has established a legitimate public purpose for said properties, the City is empowered under Ark. Code Ann. §18-15-201 to seek condemnation through eminent domain of the properties described herein and to properly compensate the owners of said lands pursuant to state law.

SECTION 2: Lillian Ellen Price is the individual who owns real estate upon and along the Project area which is needed for the Project. The street address of the property is 2111 Tyler Street, Conway, Arkansas 72032, with the real estate in question more particularly described below:

A PART OF LOT 3, BLOCK 4, CONWAY MANOR SUBDIVISION AS SHOWN IN PLAT BOOK C, PAGE 42, RECORDS OF FAULKNER COUNTY, ARKANSAS BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NW CORNER OF SAID LOT 3, THENCE EAST, ALONG THE SOUTH RIGHT OF WAY OF TYLER STREET TO THE NE CORNER OF SAID LOT 3; THENCE SOUTH, ALONG THE EAST LINE OF SAID LOT 3 A DISTANCE OF 4 FEET; THENCE LEAVING SAID EAST LINE, WEST, PARALLEL TO THE SOUTH RIGHT OF WAY OF TYLER STREET TO THE WEST LINE OF SAID LOT 3; THENCE NORTH, ALONG THE WEST LINE OF SAID LOT 3 TO THE POINT OF BEGINNING, CONTAINING 279.62 SQUARE FEET, (0.0064 ACRES) MORE OR LESS.

SECTION 3: The City is further in need of Temporary Construction Easements for the Project, as more particularly described above, from the landowners as identified and detailed above.

SECTION 4: To secure timely access to said real properties, however, it is necessary that eminent domain authority be declared, established, and exercised for the purpose of the construction, maintenance, and public use of the improved roadway, streets, boulevards, sidewalks, rights of way, necessary and proper easements and appropriate appurtenances developed thereto. As well and on behalf of the public, the City must continue ownership and control of the real property described herein, as necessary for the public purposes of continued maintenance, traffic control, safety and necessary and proper rights of way and easements throughout the affected areas and properties described herein.

SECTION 5: The Office of the City Attorney of the City is hereby authorized to act on behalf of the City and initiate statutory proceedings for eminent domain and condemnation of the lands described herein for the purposes stated herein, up to and including filing appropriate legal pleadings and process in those courts of law having jurisdiction over such process and proceedings.

PASSED this 27th day of August, 2019.

Approved:

Mayor Bart Castleberry

Attest:

Michael O. Garrett
City Clerk/Treasurer



**City of Conway, Arkansas
Resolution No. R-19-_____**

A RESOLUTION ACCEPTING THE BID FOR REFLECTIVE PAINT AND THERMOPLASTIC PAVEMENT MARKINGS AS PART OF THE TRANSPORTATION DEPARTMENT'S CONSTRUCTION AND MAINTENANCE PROGRAM; AND FOR OTHER PURPOSES

Whereas, the Conway Transportation Department solicited bids for Pavement Marking; and

Whereas, four bids were submitted on August 7th, 2019 and Contractor's Specialty submitted the lowest qualified bid; and

Whereas, funding for this bid was included in the 2019 Adopted Budget.

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 bid from Contractor's Specialty in the amount of \$175,259.50 for reflective paint and thermoplastic pavement markings.

Section 2. All resolutions in conflict herewith are repealed to the extent of the conflict.

PASSED this 27th day of August 2019.

Approved:

Mayor Bart Castleberry

Attest:

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

Description	Quantity	Unit	Unit Bid Price	Amount	Unit Bid Price	Amount	Unit Bid Price	Amount	Unit Bid Price	Amount
			AR Sign and Barricade		Contractor's Specialty		Time Striping		A F & G	
Reflectorized Paint Pavement Marking Yellow (4")	180520	Lin. FT	0.085	15344.2	0.2	36104	0.13	23467.6	0.17	30688.4
Reflectorized Paint Pavement Marking White (4")	8230	Lin. FT	0.085	699.55	0.2	1646	0.13	1069.9	0.81	6666.3
Reflectorized Paint Pavement Marking White (6")	117150	Lin. FT	0.1	11715	0.24	28116	0.15	17572.5	0.17	19915.5
Reflectorized Paint Pavement Marking White (12") (Crosswalks)	4790	Lin. FT	2	9580	2.5	11975	5	23950	0.81	3879.9
Reflectorized Paint Pavement Marking White (24") (Stop Bars)	1010	Lin. FT	4	4040	3.5	3535	10	10100	0.18	181.8
Reflectorized Paint Pavement Marking (Bike Emblems)	212	Each	150	31800	75	15900	150	31800	0.92	195.04
Reflectorized Paint Pavement Marking (Arrows)	189	Each	150	28350	100	18900	125	23625	2.5	472.5
Thermoplastic Pavement Marking Yellow (4")	20080	Lin. FT	1.5	30120	0.65	13052	0.75	15060	7.5	150600
Thermoplastic Pavement Marking White (4")	6090	Lin. FT	1.5	9135	0.65	3958.5	0.75	4567.5	4.5	27405
Thermoplastic Pavement Marking white (6")	7900	Lin. FT	2	15800	0.72	5688	0.85	6715	12.5	98750
Thermoplastic Pavement Marking White (12") (Crosswalks)	1570	Lin. FT	8.5	13345	6	9420	10	15700	75	117750
Thermoplastic Pavement Marking White (24") (Stop Bars)	100	Lin. FT	18.5	1850	15	1500	20	2000	52.5	5250
Thermoplastic Pavement Marking (Arrows)	98	Each	800	78400	150	14700	450	44100	275	26950
Thermoplastic Pavement Marking (Yield Line)	545	Each	55	29975	17	9265	18	9810	15.25	8311.25
Permanent Pavement Marking Removal (Hydro-Blasting)	3000	Lin. FT	10	30000	0.5	1500	1.5	4500	0.5	1500
Total Pavement Marking Cost				\$310,153.75		\$175,259.50		\$234,037.50		\$498,515.69



1201 OAK STREET • CONWAY, AR 72032
(501) 450-6105 • planningcommission@cityofconway.org

MEMO

To: Mayor Bart Castleberry
cc: City Council Members

From: Justin Brown, 2019 Planning Commission Chairman
Date: August 20, 2019

Re: Request for conditional use permit to allow church/religious activities in I-3 zoning district

Sarah Huggins/Victor Investment Properties, LLC, has requested a conditional use permit to allow a church/religious activities in an I-3 zoning district for property located at 750 9th Avenue with the legal description:

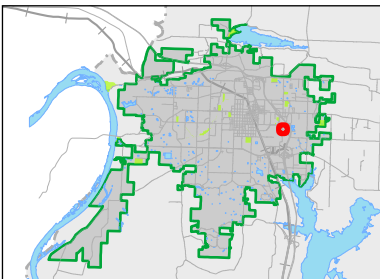
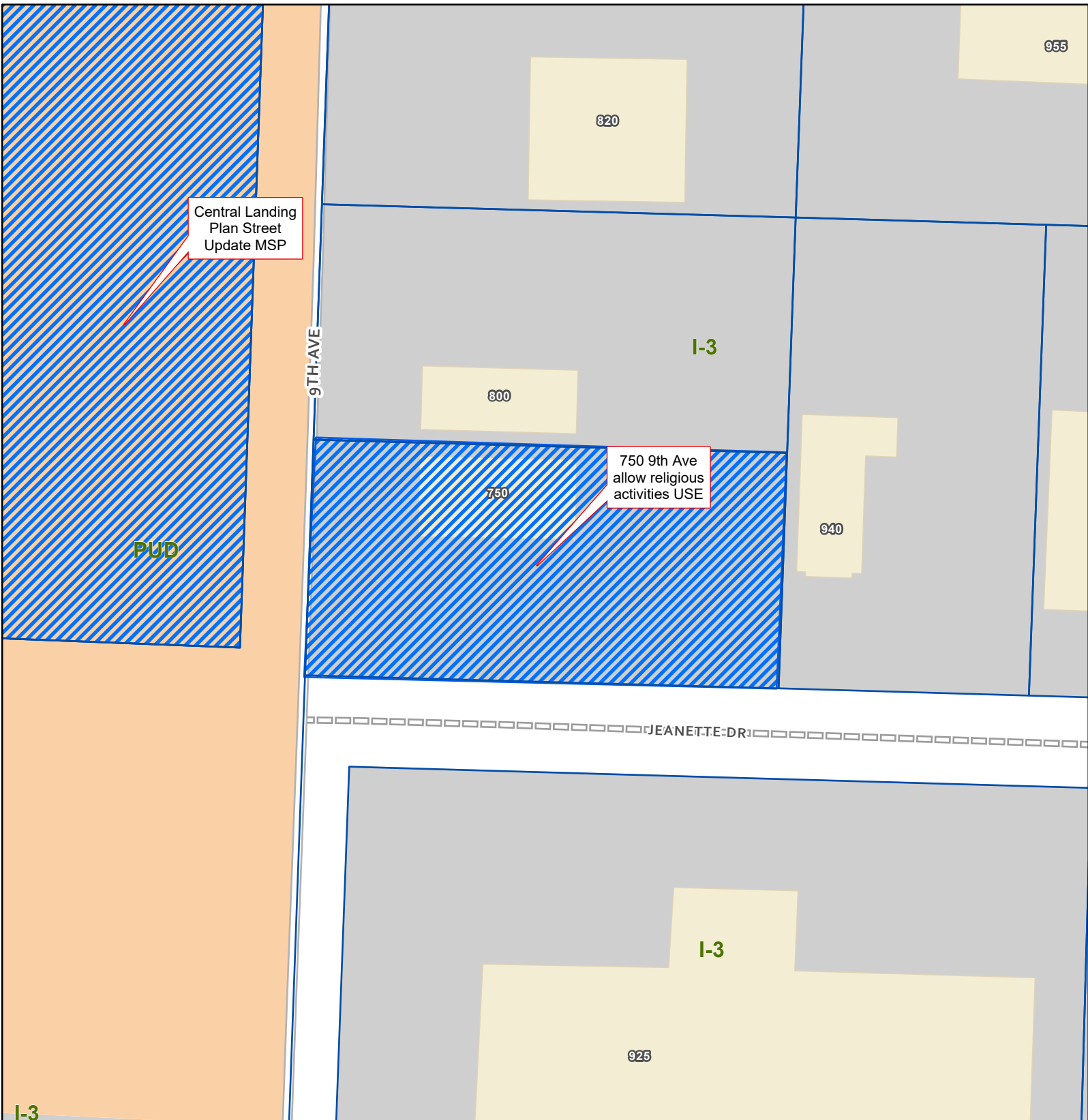
Part of the W ½ SW ¼ Section 8, T5N, R13W, described as commencing at the northwest corner of said W ½ SW ¼ and run south 0°08'E, along the west line of said W ½ SW ¼ a distance of 850 feet to the point of beginning; thence continue south 0°08'E 150 feet; thence south 89°26'W 300 feet to the point of beginning, containing 1.03 acres, more or less, subject to road easements along the west 30 feet thereof.

The applicant is requesting the conditional use permit to allow an approximately 50-member religious congregation to lease the space for 2 years. The church holds regular Tuesday and Thursday evening Bible studies and Sunday services. The church will not have a childcare/preschool program.

The Planning Commission reviewed the request at its regular meeting on August 19, 2019 and voted 8-0 that the request be forwarded to the City Council with a recommendation for approval with the following conditions:

1. All existing and proposed off-street parking shall meet the standards set forth in Articles 501 and 1101 of the Zoning Code, including but not limited to sealed surfacing and curb installation.
2. All landscaping shall be provide in accordance with the standards set form in Article 1101 of the Zoning Code including, but not limited to, perimeter landscaping (one canopy tree per 30 feet) and interior parking lot landscaping requirements.
3. Any expansions or additions to the structure as well as any changes to the use shall require an amended or new conditional use permit.
4. Conditional use permit is limited to the term of the current occupancy.

Please advise if you have any questions.



DESCRIPTION

Planning Commission Review

USE2019AUG01

1.045256 ac.

Residential		Industrial	
R-1	MF-1	I-1	
R-2A	MF-2	RU-1	
R-2	MF-3	I-3	
HR	RMH		
SR			
Commercial		Office	
C-1	O-1	SP	
C-2	O-2	S-1	
C-3	O-3	A-1	
C-4		PUD	
		TJ	

City of Conway
Planning & Development

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 CORRECTNESS OR ACCURACY OF ANY FEATURES ON THIS MAP. THIS DOCUMENT IS TO BE USED FOR REFERENCE PURPOSES ONLY.
www.conwayarkansas.gov/planning
www.conwayarkansas.gov/gis

N
70
Feet
AUG 2019

APPLICATION FOR CONDITIONAL USE PERMIT

**Conway Planning Commission
City of Conway, Arkansas**

Proposed Location

Address: 750 9th Ave Conway, AR 72032

Subdivision Name: _____

Block Number: _____ Lot Number: _____

Legal description, if not in a subdivision: See Attached

Present zoning classification: I-3

Description of Conditional Use Permit being sought: Religious Activity/Church including Sunday services and week night Bible Study by Iglesia Cristiana W. Roca de Salracion.

Name of Applicant: Victor Investment Properties LLC
by Sarah Huggins

Signature of Owner/Applicant: 

Home Address: 220 Mill Pond Rd. Conway, AR 72034

Email Address: Sarah@carpetroleum.com Daytime Telephone: 501-733-0285

Date: 7-23-19

(Attach all necessary maps and drawings)

Improved Parking Areas:

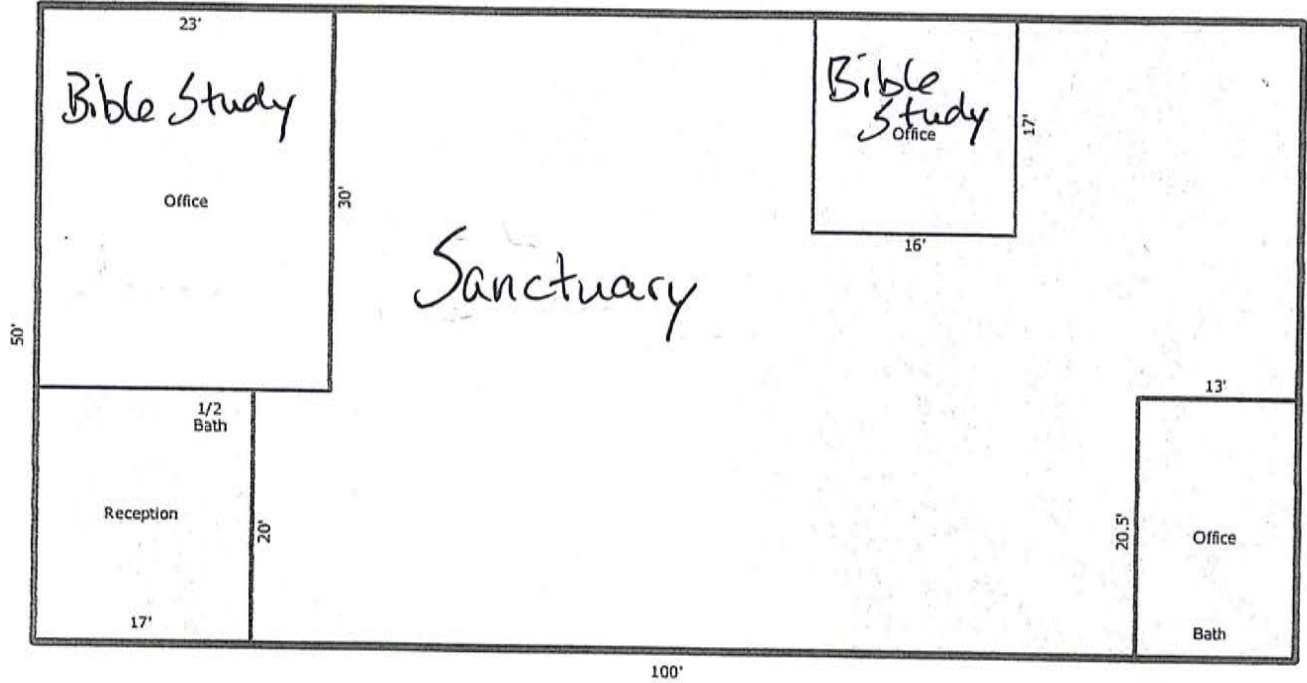
- A) 33'x40' – 3 parking spots
- B) 100'x40' – 9 parking spots
- C) 52'x15' (plus additional gravel area for maneuvering) – 5 parking spots; could only be used as parking if gate was put up to block access to Jeanette Dr. Not desirable but usable if required by planning commission.

Unimproved Parking Areas:

- D) Overflow parking and maneuvering – gravel surface



Building Sketch



AREA CALCULATIONS SUMMARY

Code	Description	Net Size	Net Totals
GBA1	First Floor	5000.00	5000.00
OTH	Front Reception	340.00	
	Office	690.00	
	Office	266.50	
	Office	272.00	1568.50

BUILDING AREA BREAKDOWN

Breakdown	Subtotals
First Floor 50.0 x 100.0	5000.00



9th Ave

750 9th Avenue

Parking

Parking

9th Ave

Jeanette Dr

Jeanette Dr

Property Owners

Parcel #	Owner	Owner Address	Legal	Physical Address
710-07906-000E	CITY AIRPORT		PT SE 1/4	
710-07886-001	CONWAY DEVELOPMENT CORPORATION	900 OAK ST CONWAY AR 72032	PT NE SW & PT SE	
712-07139-101	EZELL, SEAN	897 OAK PARK BLVD #67 PISMO BEACH CA 93449	LOT 1 CANTRELL FIELD OVERRUN SUB	955 PLANE RD
712-07139-002	GRAY, KAY M TRUSTEE OF KAY GRAY IRREVOCABLE TRUST	5 SHOEMAKER CIR CONWAY AR 72032-9424	PT W 1/2 SW	800 9TH AVE
712-07139-015	HECK, BETTY R	10 FORREST LANE CONWAY AR 72034	LOT 6 (BENEFICIARY DEED) J R PROPERTIES ADDN	940 JEANETTE DR
712-07139-007C	ROGERS, DOUGLAS G III, LLC	1301 SOUTH 70TH FORT SMITH AR 72903-	PT W 1/2 SW	820 9TH AVE
712-07139-014	SKELTON, DAVID & SKELTON, PATRICIA L	16 GREENBRIER LN CONWAY AR 72032-9159	LOT 5 J R PROPERTIES ADDN	960 JEANETTE DR
712-07139-051	SPECIALTY RENTAL TOOLS & SUPPLY, LLC	1600 E HWY 6 STE 418 ALVIN TX 77511		925 JEANETTE DR
712-07139-003	VICTOR INVESTMENT PROPERTIES, LLC	220 MILL POND RD CONWAY AR 72034-8327	PT W 1/2 SW	750 9TH AVE



1201 OAK STREET • CONWAY, AR 72032
 (501) 450-6105 • planningcommission@cityofconway.org

MEMO

To: Mayor Bart Castleberry
 cc: City Council Members

From: Justin Brown, 2019 Planning Commission Chairman
 Date: August 20, 2019

Re: Request for conditional use permit to allow density of 12 dwelling units per acre in R-2A zoning district

Allen Shaver/Shaver Properties, on behalf of Allen and Mark Paladino, has requested a conditional use permit to allow a density of up to 12 dwelling units per acre in R-2A (two-family residential district) for property located at 553 Factory St with the legal description:

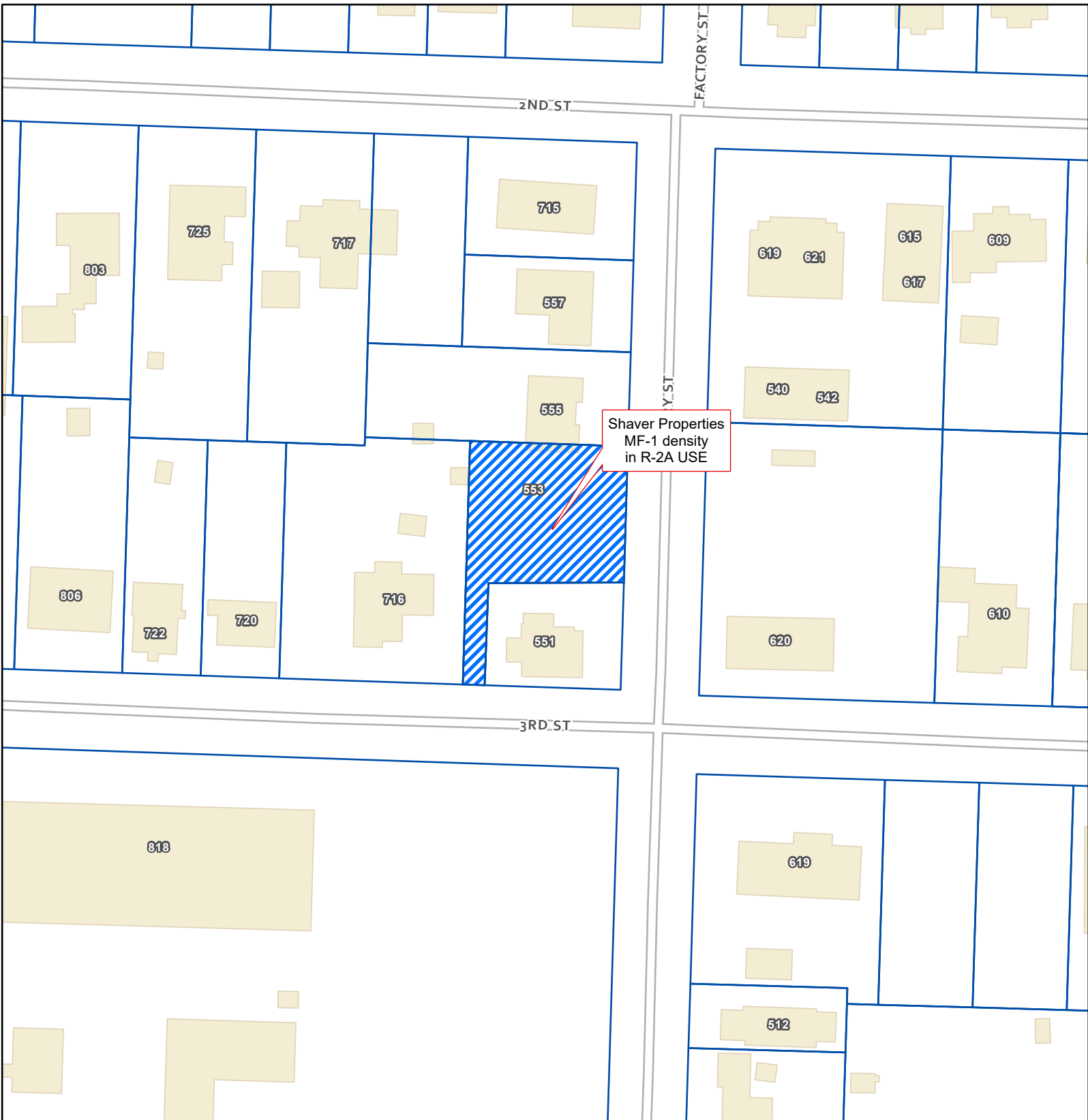
A part of the east half of Block 10, Harkrider Addition to the City of Conway, Faulkner County, Arkansas as shown on plat of records in Plat Book A at Page 46 to the Faulkner County Records more particularly described as follows: Beginning at the southeast corner of said Block 10, and run from thence north 150 feet; thence west 217 feet; thence south 80 feet; thence east 100 feet; thence south 70 feet to the south line of said Block 10; thence east 117 feet to the point of beginning. Less and except: part of the east half of Block 10, Harkrider Addition to the City of Conway, Faulkner County, Arkansas as shown on plat of records in Plat Book A at Page 46 to the Faulkner County Records, more particularly described as follows: Beginning 117 feet west and 70 feet north of the southeast corner of said Block 10, and run thence west 100 feet; thence north 80 feet, thence east 100 feet; thence south 80 feet, to the point of beginning. Less and Except: part of Block 10, Harkrider Addition to the City of Conway, Faulkner County, Arkansas as shown on plat of records in Plat Book A at Page 46 Faulkner County records, more particularly described as: beginning at the southeast corner of said Block 10, thence north 89°14'42"W 86.60 feet; thence north 00°27'23"E 65.01 feet; thence north 88°36'07"E 86.14 feet; thence south 00°02'04"W 68.26 feet to the point of beginning, containing 0.13 acres, more or less.

The subject property is surveyed to be 11,779 square feet. The R-2A zoning district requires 5,000 square feet of lot area, per family [for a two-family dwelling unit]. The applicant is requesting an increased density to 3,630 square feet of lot area, per family, for the purpose of constructing a three-family dwelling.

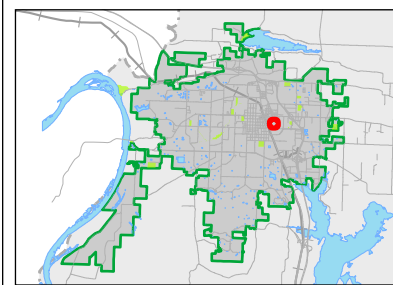
The Planning Commission reviewed the request at its regular meeting on August 19, 2019 and voted 8-0 that the request be forwarded to the City Council with a recommendation for approval with the following conditions:

1. Access to all three units shall be provided from the 3rd St frontage.
2. All units shall front on Factory St with principle entrances that face the street.
3. If proposed, garages shall be rear or side loaded.
4. All parking shall be located to the rear of the property.

Please advise if you have any questions.



Shaver Properties
MF-1 density
in R-2A USE



DESCRIPTION

Planning Commission
Review

USE2019AUG03

0.225663 ac.

Residential		Industrial	
R-1	MF-1	I-1	
R-2A	MF-2	RU-1	
R-2	MF-3	I-3	
HR	RMH		
SR			
Commercial		Office	
C-1	O-1		
C-2	O-2		
C-3	O-3		
C-4			
		Special	
	SP	S-1	
	A-1	A-1	
	PUD		
	TJ		

**City of Conway
Planning & Development**

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 CORRECTNESS OR ACCURACY OF ANY FEATURES ON THIS MAP. THIS DOCUMENT IS TO BE USED FOR REFERENCE PURPOSES ONLY.
www.conwayarkansas.gov/planning
www.conwayarkansas.google

N
70
Feet
AUG 2019

PUBLIC NOTICE

Notice is hereby given that Allen Shaver has filed an application with the city of Conway planning Commission requesting that R2 density be allowed in an R2A zone be allowed at a site.

553 Factory street in the city of Conway Arkansas 72032

more particularly described as

A part of the East Half of Block 10, Harkrider Addition to the City of Conway, Faulkner County, Arkansas as shown on plat of records in Plat Book A at Page 46 to the Faulkner County Records, more particularly described as follows: Beginning at the Southeast corner of said Block 10, and run from thence North 150 feet; thence West 217 feet; thence South 80 feet; thence East 100 feet; thence South 70 feet to the South line of said Block 10; thence East 117 feet to the Point of Beginning. LESS AND EXCEPT Part of the East Half of Block 10, Harkrider Addition to the City of Conway, Faulkner County, Arkansas as shown on plat of records in Plat Book A at Page 46 to the Faulkner County Records, more particularly described as follows: Beginning 117 feet West and 70 feet North of the Southeast corner of said Block 10, and run thence West 100 feet; thence North 80 feet; thence East 100 feet; thence South 80 feet, to the Point of Beginning. LESS AND EXCEPT Part of Block 10, Harkrider Addition to the City of Conway, Faulkner County, Arkansas as shown on plat of records in Plat Book A at Page 46 to the Faulkner County Records, more particularly described as: Beginning at the Southeast corner of said Block 10, thence North 89 degrees 14 minutes 42 seconds West 86.60 feet; thence North 00 degrees 27 minutes 23 seconds East 65.01 feet; thence North 88 degrees 36 minutes and 07 seconds East 66.14 feet; thence South 00 degrees 02 minutes 04 seconds West 68.26 feet to the Point of Beginning, containing 0.13 acres, more or less.

A public hearing on said request will be held at 7pm on August 19, 2019 in the District Court Building, 810 Parkway Street. All persons are called upon to show cause for or against the granting of such permit.

For further information regarding this item please visit www.conwayarkansas.gov or contact the planning and development department at 501-450-6105

allen shaver
1261 harkrider street
conway ar 72032
501-730-3584

Exhibit

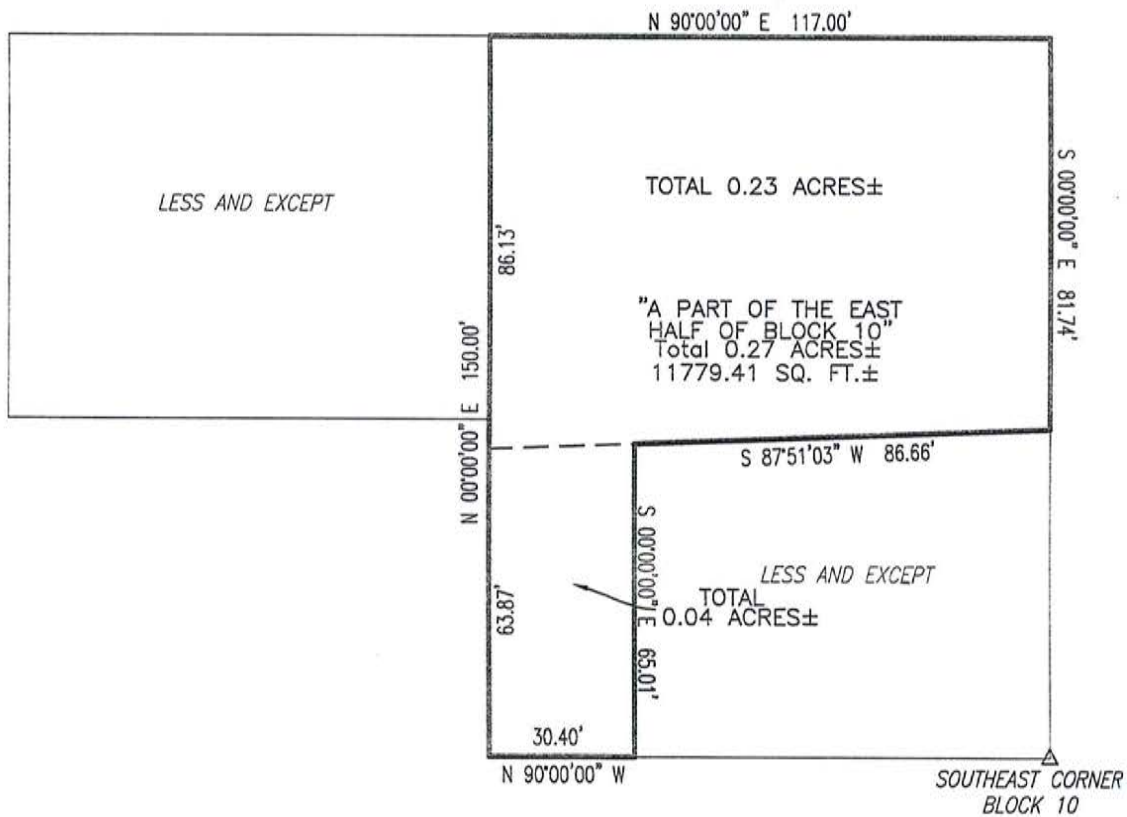



Exhibit for: Allen Paladino
Date: 8/1/19
Scale: 1 inch equals 40 feet

Being a part of the East Half of Block 10,
Harkrider Addition to the City of Conway,
Faulkner County, Arkansas as shown on plat
of records in Plat Book A Page 46 to the
Faulkner County Records.

DATE: 8-1-19	 Tyler Group surveying.mapping.engineering 240 SKYLINE DR. STE 3000/CONWAY, AR. 72032 phone: 501.329.1400 www.tylergroup.net fax: 501.327.3972 email: info@tylergroup.net	SCALE: 1"=40'
FIELD WORK BY: N/A		JOB NO: 119-0180
DRAWN BY: PBH		JOB NAME: Block 10
CHECKED BY: MH		SHEET NO: 1 OF 1

MEMORANDUM

TO: City Council Members/Mayor Bart Castleberry
FROM: Chief Jody Spradlin
DATE: Aug 27, 2019
SUBJECT: Request for disposal of assets

The Police Department has the following vehicles that are not being used:

- 2006 Dodge Stratus VIN 1B3EL46R16N250645
- 2002 Honda Accord VIN JHMCG56742C027308 (Seized)
- 2005 Honda Pilot VIN 5FNYP18665B046523

I would like to request approval to remove these items from our inventory listing and to dispose of them. These vehicles will be sold through auction, "as is", on www.publicsurplus.com.

Thank you for your consideration.

MEMORANDUM

TO: City Council Members/Mayor Bart Castleberry

FROM: Chief Jody Spradlin

DATE: August 27, 2019

SUBJECT: Request for removal from Inventory and Inspection Logs.

Please approve removing the Passport Air Sampler and the two SCBA rigouts from our inventory and from the Unusual Occurrence Inspection Log. The items are no longer in use by our department. The SCBA is outdated according to the CFD Battalion Chief Erwin and testing of our current SCBA model is no longer supported by their agency. Chief Erwin recommends that we contact CFD if we develop a need for SBCA and they can provide them to us. He also recommends not using the current SBCA due to the possibility of the air inside being aged.

The passport Air Sampler (Clandestine Meth-Lab Sniffer) is no longer in use according to Lt. Burningham and he has no foreseeable need for it and has no investigators trained in its use.

Thank you for your consideration.



City of Conway, Arkansas
Ordinance No. O-19-_____

AN ORDINANCE APPROPRIATING REIMBURSEMENTS FUNDS FROM VARIOUS ENTITIES FOR THE CITY OF CONWAY POLICE DEPARTMENT; AND FOR OTHER PURPOSES

Whereas, the City of Conway has received reimbursements funds from the following entities:

Various Companies	\$8,805.29	Extra Duty Services
AR State Police	\$969.16	Taskforce Funds
Various Companies	\$2,000.00	Child Safety Fair
Various Companies	\$106.75	Insurance Proceeds
DEA/Marshall	\$905.45	Taskforce Funds

Whereas, the Conway Police Department needs these funds to replenish their expenditure accounts;

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 from Various Companies in the amount of \$8,805.29 from 001.121.4185 to the CPD overtime expense account, 001.121.5114.

Section 2. The City of Conway shall appropriate funds from ASP in the amount of \$969.16 from 304.000.4201 to the CPD overtime expense account 001.121.5114.

Section 3. The City of Conway shall appropriate funds from various companies in the amount of \$2,000 from 001.121.4705 to the CPD Child Safety Fair expense account 001.121.5450.

Section 4. The City of Conway shall appropriate funds from various companies in the amount of \$106.75 from 001.121.4186 to the CPD Other Miscellaneous expense account 001.121.5799.

Section 5. The City of Conway shall appropriate funds from Federal funds in the amount of \$905.45 from 001.121.4186 to the CPD overtime expense account 001.121.5114.

Section 6. All ordinances in conflict herewith are repealed to the extent of the conflict.

PASSED this 27th day of August, 2019.

Approved:

Mayor Bart Castleberry

Attest:

Michael O. Garrett
City Clerk/Treasurer



**City of Conway, Arkansas
Ordinance No. O-19- ____**

**AN ORDINANCE APPROPRIATING ASSET FORFEITURE FUNDS TO THE CONWAY POLICE DEPARTMENT
FOR VARIOUS PURCHASES; AND FOR OTHER PURPOSES**

Whereas, the Conway Police Department needs approximately \$1,900 for the K9 Handler certification course hosted by Little Rock K9 Academy. This is to certify the new handler with our already owned K9; and

Whereas, money in the Conway Police Department Asset Forfeiture account is allowed, by law, to be used for such purposes as these.

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 in the amount not to exceed \$1,900 from the Fund Balance Account (250.000.4900) into the Asset Forfeiture Conferences/Education account (250.121.5750).

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

PASSED this 27th day of August, 2019.

Approved:

Mayor Bart Castleberry

Attest:

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



City of Conway, Arkansas
Ordinance No. O-19-__

AN ORDINANCE ACCEPTING THE LOWEST BID AND APPROPRIATING ASSET FORFEITURE FUNDS TO THE CONWAY POLICE DEPARTMENT FOR THE POLICE AND FIRE TRAINING FACILITY; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES:

Whereas, the Conway Police and Fire Departments solicited bids for interior construction and electrical installation at the new training facility; and

Whereas, Centech Services Inc. submitted the lowest Electrical bid 2019-19 in the amount of \$57,000; and

Whereas, Eric Moix Construction submitted the lowest construction bid 2019-20 in the amount of \$30,475; and

Whereas, the Conway Fire Department has a residual budget of \$24,000 for this project, the Conway Police Department would like to appropriate \$72,000 from Asset Forfeiture account to cover cost of these two bids and plumbing; and

Whereas, money in the Conway Police Department Asset Forfeiture account is allowed, by law, to be used for such purposes as these.

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 lowest bids from Centech Services Inc. and Eric Moix Construction.

Section 2. The City of Conway shall appropriate funds in the amount of \$72,000 from the Fund Balance Account (250.000.4900) into the Asset Forfeiture machinery and equipment expense account (250.121.5904).

Section 3. All ordinances in conflict herewith are repealed to that 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 27th day of August 2019.

Approved:

Mayor Bart Castleberry

Attest:

Michael O. Garrett
City Clerk/Treasurer



City of Conway, Arkansas
Purchasing Department
1201 Oak Street
Conway, AR 72032
501.358.6810

City of Conway
Purchasing Department
Bid Tabulations
www.cityofconway.org

Number of Bids Received 5
Bids Opened by: Jamie Brice and Chief
Cardin

2019-19 CPD CFD Electrical

Bid Opening Date: August 14, 2019, 3:00 p.m. Local Time, City Hall Downstairs Conference Room

Bidder's Name		Total Bid Amount
Centech Services Inc.		\$57,000
Fleming Electric	Required bid form and bid bond not included	\$56,094
Fureigh Electric		\$63,000
Graham Brothers Electric Inc.		\$64,500
Robert Bailey		\$66,900

Bid Winner: Centech Services Inc.

Bid Approval Date: Pending Council Approval 8/27/19

Contact Person: Jamie.brice@cityofconway.org



City of Conway, Arkansas
Purchasing Department
1201 Oak Street
Conway, AR 72032
501.358.6810

City of Conway
Purchasing Department
Bid Tabulations
www.cityofconway.org

Number of Bids Received 5
Bids Opened by: Chief Cardin and
Jamie Brice

2019-20 CPD CFD Interior Construction

Bid Opening Date: August 14, 2019, 3:00 p.m. Local Time, City Hall Downstairs Conference Room

Bidder's Name		Total Bid Amount
Eric Moix Construction		\$30,475
Kordsmier Remodeling		\$52,037.83
Lewis Construction		\$67,860
Wagner General Contractors		\$58,618
Western Millwright Services		\$48,500

Bid Winner: Eric Moix Construction

Bid Approval Date Council approval pending Council Approval 8/27/19

Contact Person: Jamie.brice@cityofconway.org