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MINUTES OF THE CITY COUNCIL, CITY OF CONWAY, ARKANSAS

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Conway, Arkansas  
Tuesday 6:30 pm  
August 9, 2016

On this date the City Council of the City of Conway, Arkansas met in regular session. The following members being a quorum were present and acting: Alderman Hawkins, Alderman Grimes, Alderman Pruitt, Alderman Ledbetter, Alderwoman Smith, and Alderman Jones. Also, present and acting: City Clerk Michael Garrett and Deputy City Attorney Graham Jones. Mayor Townsell, City Attorney Chuck Clawson, Alderwoman Mehl, and Alderwoman Isby were not in attendance

**Call to Order: Mayor Tab Townsell**

**Roll Call: Michael O. Garrett**

**Minutes: July 26, 2016 City Council Meeting**

Alderwoman Smith motioned to approve the July 26, 2016 minutes as submitted. Alderman Jones seconded the motion. There was no discussion. The motion passed 6-0.

**1. Report of Standing Committees:**

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

**R-16-28**

**1. Resolution setting a public hearing to discuss the closing of a portion of the utility easement for certain lots along Andrews Drive.**

Alderwoman Smith motioned to adopt the resolution. Alderman Jones seconded the motion. There was no discussion. The motion passed 6-0. The public hearing is set for Tuesday August 23, 2016 at 6:30 pm.

**2. Resolution setting a public hearing to discuss the closing of the unbuilt right of way running through Block 7 West End Addition.**

**R-16-29**

Alderwoman Smith motioned to adopt the resolution. Alderman Jones seconded the motion. There was no discussion. The motion passed 6-0. The public hearing is set for Tuesday August 23, 2016 at 6:30 pm.

**3. Consideration to approve the purchase of right of way of Lot 3 Pediatric Plus Subdivision (South of College) for the Tucker Creek Trail Project.**

Finley Vinson, City Engineer, explained this purchase is for a portion of the Tucker Creek project that has already been completed; we had to obtain easements for the trail on both the north and south side of College Ave., which are both owned by Pediatrics Plus. Mr. Vinson

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stated in early negotiations the agreement was if Pediatrics Plus donated the property on the north side of College Ave., the city would purchase the property on the south side, but the amount was in doubt. Mr. Vinson stated we obtained an appraisal for both easements; the north side easement appraised for \$21,000.00 and the south side easement appraised at \$20,000.00. Mr. Vinson stated at some point the owner believes we agreed to pay him \$21,000.00 (appraisal for north side easement), but the property we are actually purchasing is on the south side of College Ave.; this is why the appraisal is for \$20,000.00, but the recommendation is to pay \$21,000.00. Alderman Hawkins asked if they have donated the north side easement. Mr. Vinson stated yes, and on the south side Pediatrics Plus has dedicated the easement, but the proposal is that we vacate the easement and buy the entirety of Lot 3, which is all the property that encompasses the trail and the creek. Alderman Jones motioned to approve the purchase of the south side easement for \$21,000.00. Alderwoman Smith seconded the motion. There was no discussion. The motion passed 6-0.

**4. Consideration to approve the change order for the Arkansas Highway & Transportation Department for the Hwy. 64 Interchange Traffic Operation Improvements.**

Finley Vinson, City Engineer, recommends approval of the change order which replaces the majority of the cement stabilized base course with asphalt binder course and adds drainage pipe and appurtenances made necessary by previous earthwork changes; this change order results in a savings of \$50,619.54. Alderwoman Smith motioned to approve the change order. Alderman Jones seconded the motion. There was no discussion. The motion passed 6-0.

**B. Public Services Committee (Sanitation, Parks, & Recreation & Physical Plant)**

**1. Consideration of options for the property the City acquired on South German Lane for the Parks & Recreation Department.**

Steve Ibbotson, Parks Director, stated the property is at 1305 S. German Lane has been vacated and utilities are off. Mr. Ibbotson stated the house does have a log room that is approximately 12 x 14 that has Hagen chinked logs in it and a clabbered ceiling, but outside of that he has not found anything else in the house that would be considered historical; there have been concerns from individuals that want to preserve this but it is only a 13 x 15 foot room. Mr. Ibbotson stated if we leave it as it is now there is a chance that it will be vandalized i.e. stripping the copper from the heat and air units, burning it, or someone moving into it. Mr. Ibbotson stated if council would like we could do an RFP to see what it would cost to save the lumber etc. Alderman Hawkins stated he believe Jack Bell, Chief of Staff, has also been contacted about a possible buyer to come and move the structure. Mr. Bell stated that is correct, he received a call from an individual that is interested in moving it to another location. Alderwoman Smith asked if we could bid it to see if others are also interested in it. Mr. Ibbotson stated we could do that through the RFP process. Alderman Hawkins feels that is a good idea and he would also like to reject any proposals if necessary. Alderwoman Smith asked if we know what it is worth. Mr. Ibbotson stated no, not to have it moved; his understanding was everyone was interested in the log room. Alderman Hawkins stated it is worth seeing what proposals we could receive and stated he would like to see the wood repurposed for something. Mr. Ibbotson stated they will be happy to put together an RFP and bring the results back to council. Alderwoman Smith motioned to

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compile an RFP. Alderman Grimes seconded the motion. Alderman Jones stated if someone wants to remove it at no cost, we should not overlook that. Alderman Hawkins concurred. There was no further discussion. The motion passed 6-0.

**2. Consideration to enter into a Memorandum of Agreement regarding the Springfield/Des Arc Bridge for the Park & Recreation Department.**

Graham Jones, Deputy City Attorney, stated there may be a typographical error in the last paragraph which makes reference to "War Eagle Bridge in Benton County". Jack Bell, Chief of Staff, stated that is a typographical error and we will have that corrected and stated this is just one of many steps in the process of dealing with the grant process. Alderwoman Smith motioned to approve entering into this agreement. Alderman Pruitt seconded the motion. There was no discussion. The motion passed 6-0.

**3. Ordinance appropriating the funds for the moving and restoration of the Springfield/Des Arc Bridge for the Parks & Recreation Department.**

**O-16-88**

Steve Ibbotson, Parks Director, explained the \$89,000.00 we are requesting to be appropriated from the A&P funds is to be divided; \$60,000.00 will cover the city's portion of the grant match, and \$29,000.00 is to cover the rest of the contract that we have with Workin' Bridges. Alderwoman Smith motioned to waive the readings of the ordinance. Alderman Jones seconded the motion. The motion passed 6-0. Alderwoman Smith motioned to adopt the ordinance. Alderman Jones seconded the motion. There was no discussion. The clerk called the roll with the following voting "Aye": Alderman Hawkins, Alderman Grimes, Alderman Pruitt, Alderman Ledbetter, Alderwoman Smith, and Alderman Jones. The motion passed 6-0.

**4. Consideration to accept the interest rate quote for five year financing for equipment purchases at the Sanitation Department.**

Alderman Hawkins stated he has been notified by City Clerk Michael Garrett that agenda Items B-4, B-5, and B-6 need pulled from the agenda due to a misunderstanding with the submitted interest rates. Alderman Hawkins motioned to remove Items B-4, B-5, and B-6 from the agenda. Alderwoman Smith seconded the motion. There was no discussion. The motion passed 6-0.

**5. Ordinance approving the issuance of a promissory note to provide short term financing for the Conway Sanitation Department.**

Item removed from the agenda.

**6. Resolution to establish the intent of reimbursement for the cost and expenses incurred for the Sanitation Department.**

Item removed from the agenda.

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

**1. Ordinance appropriating grant and reimbursement funds for the Animal Welfare Unit.**

**O-16-89**

Alderswoman Smith motioned to waive the readings of the ordinance. Alderman Jones seconded the motion. The motion passed 6-0. Alderswoman Smith motioned to adopt the ordinance. Alderman Jones seconded the motion. Jody Spradlin, Chief of Police, stated these are reimbursement funds from Rescue Wagon in the amount of \$45,750.00 and \$1,556.00. There was no further discussion. The clerk called the roll with the following voting "Aye": Alderman Hawkins, Alderman Grimes, Alderman Pruitt, Alderman Ledbetter, Alderswoman Smith, and Alderman Jones. The motion passed 6-0.

**2. Ordinance appropriating reimbursement funds for various entities for the Conway Police Department.**

**O-16-90**

Jody Spradlin, Chief of Police, stated these are reimbursement funds from the following companies:

• Various Insurance Companies	\$ 5,455.64	Insurance Proceeds
• Various Companies	\$12,262.49	Extra Duty Services
• District Court of Faulk. Co.	\$ 90.00	Restitution

Alderswoman Smith motioned to waive the readings of the ordinance. Alderman Ledbetter seconded the motion. The motion passed 6-0. Alderman Jones motioned to adopt the ordinance. Alderswoman Smith seconded the motion. There was no discussion. The clerk called the roll with the following voting "Aye": Alderman Hawkins, Alderman Grimes, Alderman Pruitt, Alderman Ledbetter, Alderswoman Smith, and Alderman Jones. The motion passed 6-0.

**3. Consideration to approve the disposal of assets (portable breath testers) for the Conway Police Department.**

Jody Spradlin, Chief of Police, explained we have 5 portable breath testers that are no longer being used and requested approval to remove them from inventory and to dispose of them. The serial numbers are 1063633, 1223103, 1005163, 1223101, and 1223102. Alderswoman Smith motioned to approve the removal and disposal of the breath testers. Alderman Jones seconded the motion. There was no discussion. The motion passed 6-0.

**4. Consideration to approve the disposal of assets (camera equipment) for the Conway Police Department.**

Jody Spradlin, Chief of Police, explained this camera system is close to 7 years old and we are having connectivity problems and they have been replaced with newer models and asked council for approval to dispose of these through [www.publicsurplus.com](http://www.publicsurplus.com).

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Alderwoman Smith motioned to approval the disposal of assets. Alderman Jones seconded the motion. There was no discussion. The motion passed 6-0. The serial numbers are as follows:

FB006412	FB014159
FB006413	FB014160
FB006414	FB014161
FB006415	FB014162
FB005844	FB014163
FB005845	FB014164
FB005846	FB014169
FB005847	FB011020
FB005848	FB011021
FB005849	FB011022
FB005850	FB011023
FB005851	FB011024
FB013241	FB011025
FB013246	FB011026
FB013248	FB013270
FB013253	FB013271
FB013254	FB013272
FB013260	FB013273
FB013265	FB013274
FB014165	FB013275
FB014166	FB013276
FB014167	FB013277
FB014168	
FB014158	

**Adjournment**

**PASSED this 9th day of August 2016**

**APPROVED:**

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*Mayor Tab Townsell*

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*City Clerk Michael O. Garrett*