

---

MINUTES OF THE CITY COUNCIL, CITY OF CONWAY, ARKANSAS

---

Conway, Arkansas  
Tuesday 6:30 p.m.  
April 22, 2008

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; Alderwoman Smith, Alderman Vaught, Alderman Hawkins, Alderman Jones, Alderwoman Mehl, Alderman Bell, Alderwoman Whitmore, and Alderman Grimes. Also, present and acting: Mayor Tab Townsell, City Clerk Michael Garrett, and City Attorney Michael Murphy.

1. *Call to Order*
2. *Roll Call*
3. *Minutes: April 8<sup>th</sup>, 2008*

Alderwoman Whitmore motioned to approve the April 8, 2008 minutes as submitted. There was no discussion. The motion passed 8-0.

4. *Recognition of Guests: Employee Service Awards*

5 Years:

Officer Chris Padgett – Police Dept.

15 Years:

Richard Forte – Street Dept.

5. *Public Hearings:*

- A. *Public hearing to discuss closing of a 15 foot utility easement between 1A & 2A and the 7.5 foot utility easement on the east side of Lot 1A & 2A of Runway Park Subdivision Lot 1 Re-plat.*

Mayor Townsell opened the public hearing. Fred Langford, applicant, was present to answer questions. There was no one present to address the issue. Mayor Townsell closed the public hearing.

1. **Ordinance closing the 15 foot utility easement between 1A & 2A and the 7.5 foot utility easement on the east side of Lot 1A & 2A of Runway Park of the Runway Park Subdivision Lot 1 Re-plat.**

**O-08-40A**

Alderwoman Smith motioned to waive the readings of the ordinance. Alderwoman Whitmore seconded the motion. The motion passed 8-0. Alderwoman Smith motioned to adopt the ordinance and the emergency clause. Alderman Bell seconded the motion. Alderman Bell asked the purpose for closing the easements. Fred Langford stated he is preparing to build on these lots and needs the easement closed in order to do so. There was no discussion. The clerk called the roll with the following voting "Aye": Alderman Hawkins, Alderman Grimes, Alderman Vaught, Alderwoman Smith, Alderman Bell, Alderman Jones, Alderwoman Whitmore, and Alderwoman Mehl. The motion passed 8-0.

**6. Report of Standing Committees:**

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

**1. Consideration of the nomination of Dwayne Young to the Conway Housing Authority Board.**

Alderman Bell motioned to approve this nomination. Alderwoman Smith seconded the motion. There was no discussion. The motion passed 8-0.

**2. Consideration of an agreement with the Arkansas Cooperative Extension Service to provide educational programming in the area of urban horticulture and related community development in the City of Conway.**

Mayor Townsell explained this agreement allows us to partially fund Kami Marsh who works with the city on the Tree Board. Alderwoman Smith motioned to enter into this agreement. Alderman Bell seconded the motion. Alderwoman Whitmore stated "Section C" states the city will pay this in four equal installments, one being the last day of March. Mayor Townsell stated we can change this to April. There was no further discussion. The motion passed 8-0.

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

- 1. Consideration of entering into a yearly agreement with the Faulkner County Solid Waste District for services provided by the Conway Sanitation Dept.**

Alderman Bell motioned to approve this agreement. Alderwoman Smith seconded the motion. There was no discussion. The motion passed 8-0.

- 2. Consideration of entering into an agreement with the Diamond Ice Company to provide bagged ice to the Conway Parks Department.**

Alderwoman Smith motioned to enter into this agreement. Alderman Bell seconded the motion. There was no discussion. The motion passed 8-0.

***C. Public Safety Committee (Police, CEOC, IT Technology, Fire, District Court & City Atty., Animal Control)***

- 1. Ordinance appropriating funding for Civil Service expenses related to fire and police testing.**

**O-08-41**

Mayor Townsell stated the amount needed is \$3,470.00. Alderman Hawkins motioned to waive the readings of the ordinance. Alderwoman Smith seconded the motion. The motion passed 8-0. Alderman Hawkins motioned to adopt the ordinance and the emergency clause. Alderman Bell seconded the motion. There was no discussion. The clerk called the roll with the following voting "Aye": Alderman Hawkins, Alderman Grimes, Alderman Vaught, Alderwoman Smith, Alderman Bell, Alderman Jones, Alderwoman Whitmore, and Alderwoman Mehl. The motion passed 8-0.

- 2. Consideration of accepting the request for proposal & entering into with Wittenberg, Delony & Davidson architects for architectural and engineering services for the renovation of the former ADEM building.**

Bart Castleberry, Fire Chief, was present to answer questions. Alderman Bell motioned to enter into this agreement. Alderwoman Smith seconded the motion. There was no discussion. The motion passed 8-0.

- 3. Ordinance waiving bids for the purchase of two EOD 9A bomb helmets for the Conway Fire Department.**

**O-08-42**

Mayor Townsell stated we are waiving bids and selecting a sole source vendor. Bart Castleberry, Fire Chief, explained these helmets were budgeted for and are needed since we have increased the bomb squad personnel by two. Mayor Townsell explained that Conway's bomb team is required to cover a portion of our surrounding area because of the federal funding we receive. Chief Castleberry stated they are called out approximately two times monthly and can be called out anywhere in the United States. Alderman Bell motioned to waive the readings of the ordinance. Alderwoman Smith seconded the motion. The motion passed 8-0. Alderman Bell motioned to adopt the ordinance and the emergency clause. Alderwoman Whitmore seconded the motion. There was no discussion. The clerk called the roll with the following voting "Aye": Alderman Hawkins, Alderman Grimes, Alderman Vaught, Alderwoman Smith, Alderman Bell, Alderman Jones, Alderwoman Whitmore, and Alderwoman Mehl. The motion passed 8-0.

- 4. Ordinance accepting donated ballistic shield to the Conway Police Department.**

**O-08-43**

A.J. Gary, Chief of Police, was present to answer questions. Mayor Townsell explained this shield was donated by the United States Postal Service; the shield is valued at \$2,000.00. Alderwoman Smith motioned to waive the readings of the ordinance. Alderman Bell seconded the motion. The motion passed 8-0. Alderman Jones motioned to adopt the ordinance. Alderwoman Smith seconded the motion. There was no discussion. The clerk called the roll with the following voting "Aye": Alderman Hawkins, Alderman Grimes, Alderman Vaught, Alderwoman Smith, Alderman Bell, Alderman Jones, Alderwoman Whitmore, and Alderwoman Mehl. The motion passed 8-0.

- 5. Ordinance approving items to be retained through court order from the Circuit Court of Faulkner County for the Conway Police Department.**

**O-08-44**

A.J. Gary, Chief of Police, explained on occasion when enough seized property is collected we then request to dispose of items that the city cannot use and keep items that can be used. Alderwoman Smith

motioned to waive the readings of the ordinance. Alderwoman Whitmore seconded the motion. The motion passed 8-0. Alderwoman Smith motioned to adopt the ordinance. Alderwoman Whitmore seconded the motion. There was no discussion. The clerk called the roll with the following voting "Aye": Alderman Hawkins, Alderman Grimes, Alderman Vaught, Alderwoman Smith, Alderman Bell, Alderman Jones, Alderwoman Whitmore, and Alderwoman Mehl. The motion passed 8-0.

**6. Ordinance appropriating funds to the Conway Police Department to purchase one global electric motorcar for the Parking Enforcement Officer.**

**O-08-45**

A.J. Gary, Chief of Police, was present to answer questions. Mayor Townsell briefly explained the need for the motorcar. Alderwoman Smith motioned to waive the readings of the ordinance. Alderwoman Whitmore seconded the motion. The motion passed 8-0. Alderwoman Whitmore motioned to adopt the ordinance and the emergency clause. Alderwoman Whitmore seconded the motion. There was no discussion. The clerk called the roll with the following voting "Aye": Alderman Hawkins, Alderman Grimes, Alderman Vaught, Alderwoman Smith, Alderman Bell, Alderman Jones, Alderwoman Whitmore, and Alderwoman Mehl. The motion passed 8-0.

**7. Old Business**

**8. New Business**

- A.** Ordinance authorizing the City to purchase through U.S. Communities for the purpose of furnishing and equipment for the New Police Facilities.

**O-08-46**

Alderwoman Smith motioned to waive the readings of the ordinance. Alderwoman Whitmore seconded the motion. The motion passed 8-0. Alderwoman Smith motioned to adopt the ordinance. Alderwoman Whitmore seconded the motion. There was no discussion. There was no discussion. The clerk called the roll with the following voting "Aye": Alderman Hawkins, Alderman Grimes, Alderman Vaught, Alderwoman Smith, Alderman Bell, Alderman Jones, Alderwoman Whitmore, and Alderwoman Mehl. The motion passed 8-0.

- B. Ordinance amending Ordinance O-05-50 adding newly created boards to the Blue Ribbon Commission recommendations.

**O-08-47**

Mayor Townsell stated we need to add the Civil Service Commission and the Old Conway Design Review Board to the Blue Ribbon Commission ordinance and assign a category for each. Mayor Townsell stated we are also requesting to remove the Public Facilities Board and the Hospital Facilities Board as they meet approximately once every four years. Mayor Townsell explained that the primary board members are limited to one term and some boards are not getting applicants to serve; however we have individuals who would like to serve another term. Mayor Townsell suggested that we limit primary boards and commission members whose standard term of service is four (4) years or longer to one (1) term, with the exception of members who are appointed to serve out the remainder of an unexpired term in which case they would be eligible to serve a full term. Mayor Townsell also recommended limiting boards and commission members whose terms are for less than four (4) years to two (2) terms if they are re-appointed. Alderman Jones motioned to approve section 4 as outlined above. Alderwoman Smith seconded the motion. After further discussion among the council Mayor Townsell asked if the council would allow him to change the bold printed portion of section 4 to read "for those boards whose standard term of service is four (4) years or more they may be reappointed after one full term has passed". The council was in agreement. Alderwoman Smith motioned to waive the readings of the ordinance. The motion passed 8-0. Alderwoman Smith motioned to adopt the ordinance and the emergency clause with the Mayor's amendment. Alderman Bell seconded the motion. There was no further discussion. There was no discussion. The clerk called the roll with the following voting "Aye": Alderman Hawkins, Alderman Grimes, Alderman Vaught, Alderwoman Smith, Alderman Bell, Alderman Jones, Alderwoman Whitmore, and Alderwoman Mehl. The motion passed 8-0.

Alderwoman Smith motioned to suspend the rules for consideration of two resolutions. Alderman Bell seconded the motion. The motion passed 8-0.

**Consideration of a resolution for the Conway Parks and Recreation Department to utilize federal-aid moneys from Arkansas Trails Program to develop/improve Stone Dam Creek Bike Walkway.**

---

MINUTES OF THE CITY COUNCIL, CITY OF CONWAY, ARKANSAS

---

**R-08-12**

Alderman Bell motioned to adopt the resolution. Alderwoman Smith seconded the motion. The motion passed 8-0.

**Consideration of a resolution for the Conway Parks and Recreation Department to utilize federal-aid moneys from Arkansas Trails Program to develop/improve Tucker Creek Bike Walkway.**

**R-08-13**

Alderman Bell motioned to adopt the resolution. Alderwoman Smith seconded the motion. The motion passed 8-0

*Adjournment*

**PASSED this 22<sup>nd</sup> day of April 2008**

APPROVED:

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

\_\_\_\_\_  
City Clerk Michael O. Garrett