
MINUTES OF THE CITY COUNCIL, CITY OF CONWAY, ARKANSAS

Conway, Arkansas
Tuesday 6:30 p.m.
February 10, 2009

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, Alderwoman Smith, Alderman Jones, Alderwoman Whitmore, Alderwoman Mehl, Alderman Vaught, Alderman Rhodes, 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:* January 29th, 2009

Alderwoman Smith motioned to approve the January 29, 2009 minutes as submitted. Alderwoman Whitmore seconded the motion. The motion passed 8-0.

4. *Recognition of Guests:* None
5. *Public Hearings:*

A. *Public hearing to discuss renaming portions of Trey Lane.*

Mayor Townsell briefly explained that the city's master street plan calls for Trey Ln. to be a continuous road running south with no turn offs and stated there is a suggestion to name the southern east/west segment of Trey Ln. "Soccer Park Rd." Mayor Townsell opened the public hearing. There was no one present to speak to the issue. Mayor Townsell closed the public hearing. Alderman Grimes motioned to name the southern east/west segment of Trey Ln., running by the soccer park, "John W. Allison Rd." or "Allison Rd". Alderwoman Smith seconded the motion. Jason Lyon, GSI Coordinator, stated that every property owner along the northern east/west segment of Trey Ln. was notified of the public hearing and we have received no response in the Planning & Development Dept. There was no further discussion. The motion passed 8-0. Council concurred to hold in committee the naming the northern east/west segment of Trey Ln. until suggestions could be given by land owners.

6. *Report of Standing Committees:*

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

1. **Consideration to approve Dwayne Young as a commissioner on the Board of the Housing Authority.**

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Mayor Townsell stated this is a five year term. Alderman Hawkins motioned to approve the nomination. Alderwoman Smith seconded the motion. There was no discussion. The motion passed 8-0.

2. Ordinance establishing storm water management regulations for the City of Conway.

O-09-13

Ronnie Hall, City Engineer, explained this ordinance is required as a part of our MS4 permit from ADEQ; we are required to adopt an ordinance that makes sure contractors are obtaining their state storm water pollution prevention permit. We ensure this by having the contractor show their state permit before obtaining a building permit. Mr. Hall went onto explain the various components of this ordinance. 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. Alderwoman Mehl seconded the motion. Gene Salter asked if the city would govern over ADEQ permits or will the state still control properties in excess of one acre. Mr. Hall stated one would still need to get the same ADEQ permits you get now. There was no further discussion. The clerk called the roll with the following voting "Aye": Alderwoman Mehl, Alderman Hawkins, Alderwoman Smith, Alderman Jones, Alderman Vaught, Alderman Rhodes, Alderwoman Whitmore, and Alderman Grimes. The motion passed 8-0.

B. Public Safety Committee (Police, CEOC, IT Technology, Fire, Dist. Court & City Atty., & Animal Control)

1. Ordinance authorizing the City to purchase through Coleman's Office Supply for office furnishings for the new police facility.

O-09-14

Mark Elsinger, Special Project Coordinator, stated this was not sent out to bid; we have been working with Coleman's for the past two years trying to develop this information. Mr. Elsinger stated there are two different sets of product; one is KI Industries which until last week we thought was still associated with US Communities which works like state contract. KI Industries is now associated with Horizon which is similar in nature; they are a national contract that the state has approved. However, KI Industries products do not cover all the furnishings needed so we received comparison list pricing. Coleman's price for the bulk of the furniture, on the same products, was \$169,012.22; the additional products were priced by Coleman's at \$4,760.17; the installation was priced by Coleman's at \$14,150.45. Mayor Townsell stated this can be taken to bid if council desires but these quotes are probably in line with state contract. Alderwoman Smith motioned to waive the readings of the ordinance. Alderwoman Whitmore

seconded the motion. The motion passed 8-0. Mayor Townsell stated that after the word "ordinance", in the title of the ordinance, the words "*waiving bids*" should be added. Alderwoman Smith motioned to adopt the emergency clause with the amendment suggested. Alderwoman Whitmore seconded the motion. There was no discussion. The clerk called the roll with the following voting "Aye": Alderwoman Mehl, Alderman Hawkins, Alderwoman Smith, Alderman Jones, Alderman Vaught, Alderman Rhodes, Alderwoman Whitmore, and Alderman Grimes. The motion passed 8-0.

2. Ordinance waiving bids for the purchase of telephone systems for the City of Conway.

O-09-15

Lloyd Hartzell, IT Director, explained we advertised and sent invitations for RFP's and invited vendors to do a presentation of their phone systems; our goal is to have the same system city wide. Mr. Hartzell stated five vendors returned RFP's and gave their presentation to the IT committee which consisted of various city employees; the quote given was based on the amount of phones needed and Kirby Telephone Svc was the lowest quote and Mr. Hartzell recommend going with Kirby's Telephone Svc as a sole source vendor. 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. There was no discussion. The clerk called the roll with the following voting "Aye": Alderwoman Mehl, Alderman Hawkins, Alderwoman Smith, Alderman Jones, Alderman Vaught, Alderman Rhodes, Alderwoman Whitmore, and Alderman Grimes. The motion passed 8-0.

7. Old Business

8. New Business

A. Discussion / Consideration to pay for flood damages that occurred to Pearce Heating & Air located in Downtown Conway.

Mayor Townsell explained this flooding occurred during Hurricane Gustav and explained that the design for the new police station closed the alley which in essence caused the flooding. Mayor Townsell stated that he does not feel that this is Nabholz's fault; the elevation plans (for the new police) did not consider what was just beyond our property line. The elevation plans have since been changed to consider the abutting properties elevation levels. Mayor Townsell explained Pearce Heating & Air submitted paperwork showing costs that were incurred and proposed costs of getting things fixed. Mayor Townsell stated he has some issues with the estimate as he feels it is excessive, 90 sq. yards of carpet have been removed, but Pearce is re-installing 190 sq. yards of carpet (some of

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the carpet has yet to be removed), and he feels the supervision costs are questionable. Alderman Hawkins motioned to hold this item in committee until Pearce Heating & Air can be present to speak on their own behalf. Alderwoman Smith seconded the motion. The motion passed 8-0.

B. Discussion of options for the Pennington/PUD Development.

Item pulled from the agenda.

Adjournment

PASSED this 10th day of February 2009

APPROVED:

Mayor Tab Townsell

City Clerk Michael O. Garrett