

000230

Doc#2006- 226  
Date 01/04/2006  
09:05:01 AM  
Filed & Recorded in  
Official Records of  
Faulkner County  
SHARON RIMMER  
FAULKNER COUNTY CIRCUIT CLERK  
Fees \$14.00  
by \_\_\_\_\_ D. C.

**ORDINANCE NO. O-05-161**

**AN ORDINANCE TRANSFERRING THE CONSTRUCTION, OPERATION AND MAINTENANCE OF THE CITY'S TRAFFIC LIGHT SYSTEM FROM CONWAY CORPORATION TO THE CITY OF CONWAY.**

**WHEREAS,** Ordinance 0-98-64 employed Conway Corporation as the operator of the traffic light system in Conway, Arkansas; and

**WHEREAS,** Conway Corporation and the City desire to transfer this function back to the City due to the complexity of the traffic system which can best be managed by the City.

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

**SECTION ONE.** The traffic light system shall include all electric and electronic devices for the control of vehicular and pedestrian traffic upon all streets, alleys, sidewalks, highways and other public ways within the corporate limits of the city of Conway, Arkansas, excepting, however, those lights, barricades and devices erected on and along the right-of-way of Union Pacific Railroad for the control of traffic on public thoroughfares crossing each railroad right of way.

**SECTION TWO.** The City does hereby release Conway Corporation from operation of the traffic light system as approved in Ordinance 0-98-64 and the City will be responsible for all construction, operation and maintenance of the City's traffic light system effective January 1, 2006.

**SECTION THREE.** Conway Corporation will release its rights and responsibilities under Ordinance 0-98-64. Conway Corporation must approve the release within thirty days of the passage of this Ordinance and must submit a resolution of the Board to the Mayor.

**SECTION FOUR.** Conway Corporation will transfer all assets of the traffic light division including vehicles, tools and replacement parts that the Corporation owns or controls to the City of Conway. In addition, Conway Corporation will work with the City to ensure that adequate personnel are either transferred or available to train the City's employees. Furthermore, the Corporation will work with the City to ensure a proper transition by contracting for staff and facilities until the traffic light system is fully operated by the City.

**SECTION FIVE.** Ordinance 0-98-64 is specifically repealed on December 31, 2005 and all other ordinances or parts of ordinances in conflict with this Ordinance are repealed.

③  
City

**SECTION SIX.** There is hereby found and declared to be an immediate need for the transfer of the traffic light system. It is therefore declared that an emergency exists and this ordinance being necessary for the immediate preservation of the public peace, health and safety shall be in effect and force immediately upon and after its passage.

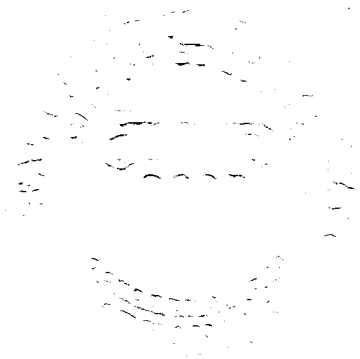
**PASSED** this 13<sup>th</sup> day of December, 2005.

**APPROVED:**

  
**MAYOR**

**ATTEST:**

  
**CITY CLERK**



**CERTIFICATE**

**STATE OF ARKANSAS  
COUNTY OF FAULKNER  
CITY OF CONWAY**

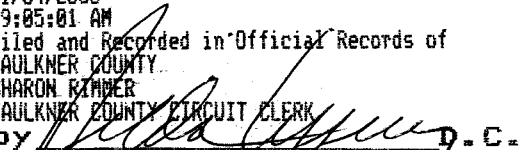
I, Michael Garrett, the duly elected, qualified, and acting: Clerk-Treasurer of the City of Conway, Arkansas, do hereby certify that the attached and foregoing is a true and correct copy of ordinance presented to the City Council of the City of Conway, Arkansas, at a meeting of that body held on the 13<sup>th</sup> day of December 2005, same is duly recorded in the minutes of meeting of said Council.

Witness, my hand and seal of the City of Conway, Arkansas, this 19<sup>th</sup> day of December 2005.

  
\_\_\_\_\_  
CITY CLERK-TREASURER

Seal



CERTIFICATE OF RECORD  
Doc#2006- 226  
01/04/2006  
09:05:01 AM  
Filed and Recorded in Official Records of  
FAULKNER COUNTY  
SHARON RIMMER  
FAULKNER COUNTY CIRCUIT CLERK  
by  D.C.