

City Council Members

Ward 1 Position 1 – Andy Hawkins
Ward 1 Position 2 – David Grimes
Ward 2 Position 1 – Mark Vaught
Ward 2 Position 2 – Shelley Mehl
Ward 3 Position 1 – Jim Rhodes
Ward 3 Position 2 – Mary Smith
Ward 4 Position 1 – Theodore Jones, Jr.
Ward 4 Position 2 – Shelia Whitmore

Mayor Tab Townsell

City Attorney Michael Murphy

City Clerk/Treasurer Michael O. Garrett



5:30pm -- Committee Meeting:

No Committee Meeting

7:00pm -- City Council Meeting

Courtroom in District Court Building

810 Parkway, Conway, AR 72032

September 22nd, 2009

1. Call to Order

2. Roll Call

3. Minutes: *September 15th, 2009*

4. Recognition of Guests: *Employee Service Awards*

5. Public Hearings:

6. Report of Standing Committees:

A. Economic Development Committee (Airport, Conway Corporation, Conway Development Corporation, Chamber of Commerce)

1. Resolution authorizing the execution of wastewater revenue improvement bonds, Series 2009.

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

1. Consideration to accept nominations for the Conway Health Facilities Board.
(Information to be provided prior to meeting)
2. Consideration to allow Cuerden Sign Co to perform vegetation control (bush hog) along the highway right of way adjacent to the property owned by Mary Kay Dickens on Interstate 40.
3. Resolution ordering the clean up and repair of property located on 2108 Independence.
4. Resolutions requesting the Faulkner County Tax Collector to place certified liens on certain properties as a result of incurred expenses by the City.
5. Ordinance appropriating funds for operating expenses for the Conway Tree Board. .
6. Resolution accepting grant funds from the FAA for the relocation of the Conway Airport.

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

1. Ordinance authorizing the Parks Department to purchase certain items through the National IPA (Intergovernmental Purchasing Alliance).
2. Consideration to accept bids for sports lighting for nine fields and security lighting and parking lot lighting for Conway Station Park Baseball Complex.

(Information will be provided prior to meeting)

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

1. Ordinance waiving bids for roof repairs at Station 1 & Station 2 for the Conway Fire Department.
2. Ordinance appropriating funds civil service expense related and police & fire testing for the City of Conway.

7. Old Business

8. New Business

Adjournment

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF CONWAY, ARKANSAS AUTHORIZING THE EXECUTION, SALE AND DELIVERY OF WASTEWATER REVENUE IMPROVEMENT BONDS, SERIES 2009, AS AUTHORIZED BY ORDINANCE NO. O-09-76; APPROVING THE TERMS OF THE SALE THEREOF; AND PRESCRIBING OTHER MATTERS RELATING THERETO.

WHEREAS, by Ordinance No. O-09-76 of the Ordinances of the City of Conway, Arkansas (the "City"), passed and approved July 14, 2009 (the "Authorizing Ordinance"), there was authorized the issuance of the City's Wastewater Revenue Improvement Bonds, Series 2009, in total principal amount not to exceed \$12,000,000 (the "Series 2009 Bonds"), to be dated and otherwise as described in detail in the Authorizing Ordinance; and

WHEREAS, pursuant to and subject to the limitations set forth in the Authorizing Ordinance, the Mayor was authorized and directed to execute a Bond Purchase Agreement on behalf of the City for the sale of the Series 2009 Bonds to Stephens Inc. and Crews & Associates, Inc. (the "Underwriters");

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

Section 1. There is now confirmed the issuance and delivery of the Series 2009 Bonds to the Underwriters in the aggregate principal amount of [\$12,000,000], designated "City of Conway, Arkansas, Wastewater Revenue Improvement Bonds, Series 2009," as more particularly described in the Authorizing Ordinance, at the price of [98.886%] of the principal amount of the Series 2009 Bonds, [plus][less] a net reoffering [premium][discount] of \$_____, and plus accrued interest to and through the day preceding the closing date, and which Series 2009 Bonds shall mature and shall bear interest as follows:

<u>Maturity Date</u>	<u>Principal Amount</u>	<u>Interest Rate</u>	<u>Price</u>
October 1, 2010	\$	%	%
October 1, 2011		%	%
October 1, 2012		%	%
October 1, 2013		%	%
October 1, 2014		%	%
October 1, 2015		%	%
October 1, 2016		%	%
October 1, 2017		%	%
October 1, 2018		%	%
October 1, 2019		%	%
October 1, 2020		%	%

October 1, 2021	%	%
October 1, 2022	%	%
October 1, 2023	%	%
October 1, 2024	%	%
October 1, 2025	%	%
October 1, 2026	%	%
October 1, 2027	%	%
October 1, 2028	%	%
October 1, 2029	%	%

Section 2. That the provisions of this Resolution are hereby declared to be separable and if a section, phrase or provision shall be declared invalid, such declaration shall not affect the validity of the remainder of the Resolution.

ADOPTED: September __, 2009.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

[S E A L]

CERTIFICATE

The undersigned, City Clerk of the City of Conway, Arkansas, does hereby certify that the foregoing is a true and correct copy of Resolution No. _____ of the City Council of the City of Conway, Arkansas, duly adopted by said Council on September ____, 2009, as the same now appears of record in this office.

IN WITNESS WHEREOF I have hereunto set my hand and seal of the City on this ____ day of September, 2009.

City Clerk of the City of Conway, Arkansas

[S E A L]

September 18, 2009

To Whom It May Concern:

This is to certify that I have no objections to Cuerden Sign Co. Inc. cutting vegetation (bush hogging) on the highway right of way, along the south side of Interstate 40 adjacent to the Cuerden Sign billboard location on the Kay Dickens property just at the 124 mile marker. I understand that this is a permitted activity allowed by the Arkansas Highway & Transportation Department.

Respectfully,

Tab Townsell
Mayor

DRAFT



City of Conway, Arkansas
Resolution No. R-09-_____

**A RESOLUTION ORDERING THE CLEAN UP AND REPAIR OF PROPERTY LOCATED ON 2108
 INDEPENDENCE AVENUE AND DECLARING THE INTENT OF THE CITY TO BRING THE
 PROPERTY UP TO CITY CODE IF THE OWNER DOES NOT**

WHEREAS, there is a structure located at 2108 Independence Avenue which because of its, unsightly, unsafe and unsanitary condition, has become detrimental to the public health, safety and welfare of the citizens of Conway, Arkansas; and

WHEREAS, Conway's Municipal Code and Arkansas Code Annotated § 14-56-203 authorizes this City Council to, by Resolution order, the clean up of said property by the owner within thirty (30) days after proper service.

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

SECTION 1: That the structure at 2108 Independence Avenue in Conway, Arkansas, because of its, unsightly, unsafe and unsanitary condition has become detrimental to the public health, safety and welfare of the citizens of Conway, Arkansas, and it is hereby ordered that the properties be brought up city code by the owner therefore.

SECTION 2: That a notice of the time and place of this meeting was mailed to the owner of said property by certified mail, return receipt requested, advising the owner that the City Council would take action on this matter.

SECTION 3: That a copy of this Resolution be forwarded to the owner of said property by certified mail, return receipt requested, directing that said owner has thirty (30) days in which to bring the property up to city code, then the Mayor of the City of Conway, Arkansas is directed to proceed at once to clean up the property and prepare an itemized statement of cost of bringing the property up to code said structure with a request for payment.

SECTION 4: If payment is not made within ten (10) days after receipt of said itemized statement, the Mayor is directed to sell, at public or private sale, any debris or material obtained from the clean up of property and pay to the owner any balance after the City has been reimbursed. If the proceeds from said sale are not sufficient to cover the cost, then the City shall proceed to file a lien on the property in order to recover the money so owed.

PASSED this 22nd day of September, 2009

APPROVED:

Mayor Tab Townsell

ATTEST:

Michael O. Garrett,
City Clerk/Treasurer



City of Conway - Mayor's Office
 1201 Oak Street
 Conway, AR 72032
www.cityofconway.org



Memo:

To: Mayor Tab Townsell
CC: City Council Members
 Barbara McElroy, Code Enforcement

From: Felicia Rogers
Date: September 18, 2009
Re: September 22, 2009 City Council Agenda

The following resolutions are included for a request to the Faulkner County Tax collector to place a certified lien against real property as a result of incurred expenses by the City.

The properties & amount (plus a ten percent collection penalty) are as follows:

1.	1320 Harrison St	\$141.03
2.	1505 Western Ave	\$141.03
3.	620 First St	\$140.62
4.	116 & 118 Baridon St	\$162.79
5.	1616 Davis St	\$174.26
6.	4 Gwen Ln	\$181.04
7.	503 Monroe St	\$189.69
8.	1515 Freyaldenhoven Ln.	\$231.53
9.	4910 College Ave	\$257.74
10.	2530 T. J. Dr.	\$322.94
11.	3090 Napa Valley	\$382.58
12.	1605 Hosta Dr.	\$1061.25

Please advise if you have any questions.



City of Conway, Arkansas
Resolution No. R-09-_____

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 1320 Harrison Street 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 \$141.03 (plus a ten percent collection penalty) 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 September 22nd, 2009 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 22nd day of September, 2009.

Approved:

Mayor Tab Townsell

Attest:

Michael O. Garrett
City Clerk/Treasurer

**Conway Code Enforcement
Incident Report**

Date of Violation: 6-29-09

Violator Name: Ethel Roseburr

Address of Violation: 1320 Harrison

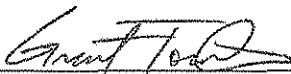
Violation Type: Tall grass

Warning #: CE8785

Description of Violation and Actions Taken:

On 6-29-09 I wrote the above address a warning for violation of city ordinance concerning tall grass. The house is vacant and the warning was sent through both certified and regular mail to the owner that was listed. The letters were mailed on 7-1-09 and the property was rechecked on 7-30-09. No progress had been made and the property was scheduled for mowing. Pictures were also taken at this time. The property was mowed on 8-5-09 with pictures taken before and after the cleanup was complete. Pictures are on file.

Code Enforcement Officer: Grant Tomlin

Officer Signature:  _____

Date: 9-15-09

Time: 0911



City of Conway, Arkansas
Resolution No. R-09-___

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 1505 Western Avenue 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 \$141.03 (plus a ten percent collection penalty) 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 September 22nd, 2009 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 22nd day of September, 2009.

Approved:

Mayor Tab Townsell

Attest:

Michael O. Garrett
City Clerk/Treasurer

**Conway Code Enforcement
Incident Report**

Date of Violation: 5-26-09

Violator Name: Sylva Croney

Address of Violation: 1505 Western Ave.

Violation Type: Tall grass, vehicles/trailers

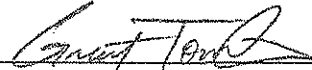
Warning #: CE8529

Description of Violation and Actions Taken:

On 5-26-09 I received a complaint concerning tall grass at 1505 Western Ave. Upon arrival at the residence, I noticed that approximately one half of the lot was unmowed and approximately 18-20" tall. There was also an abandoned/inoperable vehicle on the property, which was a Plymouth Voyager van with Arkansas LPN: 445 JBJ with an expiration of 9-08. A warning was issued to the resident for the listed violations. I rechecked the property on 6-3-09 and the vehicle had been removed. However, the grass had not been corrected. The property was rechecked on 6-10-09 and no further progress had been made. Certified and regular letters were then sent to the resident concerning the tall grass. The property was rechecked on 6-19-09 and no progress had been made. The property was then scheduled for cleanup. During this time, the resident made contact with Barbara McElroy, Code Enforcement Assistant, and stated that the tall grass on the property actually belonged to his ex-wife. According to the resident, his ex-wife was responsible for the half of the yard that was not being maintained. I made contact with a female at the residence and she stated that the owner was out of town. I had her make contact with the owner to tell him that the yard needed to be mowed immediately since both he and his ex-wife showed to own the property and we had nothing to determine what he was claiming. After several weeks of non-compliance and numerous complaints about the property, it was placed on the cleanup schedule. Pictures were taken before and after the mowing was complete and are on file. The property was mowed on 8-7-09.

Code Enforcement Officer: Grant Tomlin

Officer Signature: _____



Date: 9-15-09

Time: 0826



City of Conway, Arkansas
Resolution No. R-09-_____

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 620 First Street 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 \$140.62 (plus a ten percent collection penalty) 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 September 22nd, 2009 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 22nd day of September, 2009.

Approved:

Mayor Tab Townsell

Attest:

Michael O. Garrett
City Clerk/Treasurer

Conway Code Enforcement
Incident Report

Date of Violation: 07-27-09

Violator Name: Debra L. Banks

Address of Violation: 620 First St. (East Apt.)

Violation Type: Tall Grass

Warning #: CE8876

Description of Violation and Actions Taken: Violation for tall grass was observed and warning written on 07-27-09. A recheck was conducted with no change noted on 08-04-09. Letters were sent out with certified delivery being signed for on 08-06-09. A recheck was conducted again on 08-17-09 with no change in condition observed. Mowing by the physical plant was scheduled and work completed on 08-19-09. Pictures were taken before and after the mowing being completed and are on file.

Code Enforcement Officer: Bill Haynes

Officer Signature: Bill Haynes

Date: 08-19-09

Time: 1525 hrs.



City of Conway, Arkansas
Resolution No. R-09-_____

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 **116 & 118 Baridon Street** 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 **\$162.79** (plus a ten percent collection penalty) 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 September 22nd, 2009 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 22nd day of September, 2009.

Approved:

Mayor Tab Townsell

Attest:

Michael O. Garrett
City Clerk/Treasurer

Conway Code Enforcement
Incident Report

Date of Violation: 07-16-09

Violator Name: Odessa B. Lockridge

Address of Violation: 116 & 118 S. Baridon

Violation Type: Furniture & Appliances Violation

Warning #: CE8909

Description of Violation and Actions Taken: Responding to a complaint, I observed the violation at the duplex at 116 & 118 S. Baridon. Three mattresses were stacked by the street on the south side of the property and one was leaning on the rear of the property. I wrote a warning citation and had it delivered by mail to the listed owner of the property on 07-17-09. Rechecks were conducted on 07-31 and 08-10-09 with no change in the condition. Pictures were taken and removal was scheduled with the Physical Plant. The Mattresses were removed by the Physical plant on the morning of the 14th of Aug. Pictures were taken of the area after removal.

Code Enforcement Officer:

Officer Signature:  # 403

Date: 08-14-09

Time: 0945 hrs.



City of Conway, Arkansas
Resolution No. R-09-_____

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 1616 Davis Street 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 \$174.26 (plus a ten percent collection penalty) 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 September 22nd, 2009 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 22nd day of September, 2009.

Approved:

Mayor Tab Townsell

Attest:

Michael O. Garrett
City Clerk/Treasurer

Conway Code Enforcement
Incident Report

Date of Violation: 06-29-09

Violator Name: Chris Thompson

Address of Violation: 1616 Davis

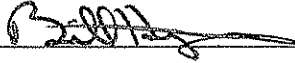
Violation Type: Tall Grass

Warning #: CE8760

Description of Violation and Actions Taken: The violation was observed and written on June 29th. A recheck was conducted on July 7th with no change in condition. Certified letters were sent out and were signed for on July 9th. A recheck was conducted on July 30th with no change in condition. Mowing was scheduled and pictures were taken of the violation. The Physical Plant arrived to conduct mowing services. The property owners had mowed the front yard but the back was still untouched. Attempts to contact the owners were unsuccessful so the back yard was mowed and trimmed at that time. Pictures were taken before and after the work was conducted and are on file.

Code Enforcement Officer: Bill Haynes

Officer Signature: _____



Date: 08-13-09

Time: 0915 hrs.



**City of Conway, Arkansas
Resolution No. R-09-_____**

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 4 Gwen Lane 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 \$181.04 (plus a ten percent collection penalty) 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 September 22nd, 2009 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 22nd day of September, 2009.

Approved:

Mayor Tab Townsell

Attest:

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

CE 8314

**Conway Code Enforcement
Incident Report**

Date of Violation: 4-30-09

Violator Name: Fuller

Address of Violation: 4 Gwen Lane

Violation Type: Tall grass

Warning #: CE8314

Description of Violation and Actions Taken:

On 4-30-09 I saw the house at 4 Gwen Lane with extremely tall grass in the front yard. I stopped at the house and found that it was vacant. A warning was issued for tall grass for the owner of the residence. The property was rechecked on 5-8-09 and no progress had been made. A recheck was done again on 5-18-09 and no progress had been made. A certified letter was sent to the owner at this time in reference to the violation. A recheck on 5-29-09 also showed no progress. Pictures were taken at this time and the property was scheduled for cleanup by the city work crew. The property was cleaned (mowed) on 6-4-09 and 6-5-09. Pictures were taken of the property after the cleanup was complete.

Code Enforcement Officer: Grant Tomlin

Officer Signature:  _____

Date: 6-11-09

Time: 1439



City of Conway, Arkansas
Resolution No. R-09-_____

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 503 Monroe Street 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 \$189.69 (plus a ten percent collection penalty) 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 September 22nd, 2009 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 22nd day of September, 2009.

Approved:

Mayor Tab Townsell

Attest:

Michael O. Garrett
City Clerk/Treasurer

Conway Code Enforcement
Incident Report

Date of Violation: July 16, 2009
Violator Name: Travis Caudell
Address of Violation: 503 Monroe
Violation Type: Grass, Rubbish/trash
Warning #: 8850

Description of Violation and Actions Taken: On July 16, 2009 a warning was issued for grass, rubbish/trash. Mr. Caudell was warned earlier in the year about the condition of the property. Regular and certified letters were sent out July 17, 2009 with no response. On 7-31-09 a recheck was done with no progress. On 8-03-09 another recheck was done with no progress and pictures were taken. On 08-13-09 I checked the property again and nothing had been done. Pictures were taken and the physical plant was contacted for clean up. On 8-17-09 a recheck was performed with no progress, so the physical plant mowed and picked up the property. 32 days lapsed before clean up was done. Pictures are on file if needed.

Code Enforcement Officer:

Officer Signature: Ottie Caudell

Date: 8-17-09

Time: 1:45



City of Conway, Arkansas
Resolution No. R-09-_____

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 1515 Freyaldenhoven Lane 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 \$231.53 (plus a ten percent collection penalty) 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 September 22nd, 2009 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 22nd day of September, 2009.

Approved:

Mayor Tab Townsell

Attest:

Michael O. Garrett
City Clerk/Treasurer

Conway Code Enforcement
Incident Report

Date of Violation: 08-04-09

Violator Name: A. L. Stanley

Address of Violation: 1515 Freyaldenhoven

Violation Type: Tall Grass

Warning #: CE9101

Description of Violation and Actions Taken: 1515 Freyaldenhoven is a vacant house in foreclosure. This property was cited and mowed by city crews earlier this season. The grass fell into violation again and a warning was again sent to the listed owners on 08-04-09. A recheck was performed on 08-17-09 with no change in its condition. The physical plant was scheduled to mow and weed-eat the property and the work was completed on 08-19-09. Pictures were taken of the property before and after the work being done and are on file.

Code Enforcement Officer: Bill Haynes

Officer Signature: 

Date: 08-19-09

Time: 1050 hrs.



City of Conway, Arkansas
Resolution No. R-09-_____

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 4910 College Avenue 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 \$257.74 (plus a ten percent collection penalty) 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 September 22nd, 2009 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 22nd day of September, 2009.

Approved:

Mayor Tab Townsell

Attest:

Michael O. Garrett
City Clerk/Treasurer

**Conway Code Enforcement
Incident Report**

Date of Violation: 5-19-09

Violator Name: Eric and Gena Turner

Address of Violation: 4910 College (vacant lot)

Violation Type: Tall grass

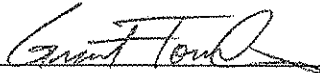
Warning #: CE8483

Description of Violation and Actions Taken:

On 5-19-09 I noticed a vacant lot located at 4910 College Avenue with extremely tall grass. I knew this lot and its owners from previous violations. I issued a warning and posted the property for the violation. Code Enforcement Assistant Barbara McElroy called the owners of the property and told them about the violation on 5-19-09 and the owners said that they would take care of it. The property was rechecked on 5-27-09 with no progress noted. Certified and regular mail letters were then sent to the owners of the property concerning the violation. The letters were signed for on 6-3-09 by Turner and the property was rechecked on 6-11-09. No progress was noted at this recheck and the property was scheduled for cleanup and pictures were taken. Due to the size of the property and the height of the grass, a bush hog was needed to mow the property. The physical plant did not have a bush hog/tractor at this time, so the property was not mowed until 8-10-09 when they received their tractor and bush hog. Pictures were taken before and after the property was mowed and are on file.

Code Enforcement Officer: Grant Tomlin

Officer Signature: _____



Date: 9-15-09

Time: 0851



City of Conway, Arkansas
Resolution No. R-09-_____

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 2530 T.J. Drive 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 \$322.94 (plus a ten percent collection penalty) 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 September 22nd, 2009 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 22nd day of September, 2009.

Approved:

Mayor Tab Townsell

Attest:

Michael O. Garrett
City Clerk/Treasurer

**Conway Code Enforcement
Incident Report**

Date of Violation: 5-18-09 and 7-28-09

Violator Name: Emmitt Hiser

Address of Violation: 2530 T.J. Drive

Violation Type: Tall grass, appliance/furniture

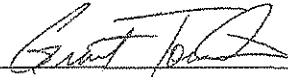
Warning #: CE8425 and CE9014

Description of Violation and Actions Taken:

On 5-18-09 I received a complaint concerning tall grass at 2530 T.J. Drive. Upon arrival at the house I found that the grass was taller than 8" and over 4' tall in some spots of the back yard. A warning was issued to the listed owner in Arkansas County Data, Emmitt Hiser, for tall grass. The house appeared to be vacant at the time. The warning was mailed to the listed mailing/billing address through both regular and certified mail. The property was rechecked on 6-4-09 and no progress was noted. Pictures were taken of the property and it was scheduled for cleanup. The property was mowed on 6-10-09. Pictures were taken before and after the cleanup was complete. On 7-28-09 I drove by 2530 T.J. and noticed that the grass was again in violation of city ordinance. There was also an appliance/furniture violation at this time. I issued another warning for the violations and the warning was sent through certified and regular mail on 7-30-09. After a recheck, no progress was noted and the property was again mowed. Pictures were taken before and after the mowing.

Code Enforcement Officer: Grant Tomlin

Officer Signature: _____



Date: 9-14-09

Time: 1517



City of Conway, Arkansas
Resolution No. R-09-_____

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 3090 Napa Valley 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 \$382.58 (plus a ten percent collection penalty) 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 September 22nd, 2009 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 22nd day of September, 2009.

Approved:

Mayor Tab Townsell

Attest:

Michael O. Garrett
City Clerk/Treasurer

**Conway Code Enforcement
Incident Report**

Date of Violation: 4-29-09 and 7-24-09

Violator Name: Ronald & Sarah Morris

Address of Violation: 3090 Napa Valley Drive (vacant lot)

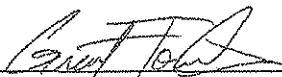
Violation Type: Tall Grass

Warning #: CE8308 and CE8872

Description of Violation and Actions Taken:

On 4-29-09 I received a complaint sheet regarding tall grass on a vacant lot at the corner of Napa Valley and Donnell Ridge. Upon arrival at the location, I found that there was a single vacant lot at the corner of Napa Valley and Donnell Ridge. A check of the property through Arkansas County Data revealed that the address was 3090 Napa Valley. The property showed to be owned by Ronald and Sarah Morris and their mailing/billing address was listed as 6 Palmetto Court, Little Rock, AR 72211. The parcel number was listed as 711-12247-002. A warning was issued to the owners for tall grass and sent to them through regular and certified mail on 4-30-09. The property was rechecked on 5-7-09 and 5-15-09 with no progress noted. Another certified letter was sent to the owners about the violation and the property was rechecked on 5-28-09. No progress was noted at this time and the property was scheduled for mowing/cleanup. Pictures were taken of the property at this time also. The property was mowed by the city work crew on 6-08-09. Pictures were taken before and after the cleanup of the property was complete. I received another complaint about the property on 7-24-09. When I checked the property, I found that the grass was again in violation of city ordinance. A warning was issued to the property owners and sent to them through regular and certified mail. A recheck was done on the property on 8-7-09 and found that no action had been taken to correct the violation. The property was again scheduled for mowing and was mowed on 8-11-09. Pictures were taken before and after the mowing was completed.

Code Enforcement Officer: Grant Tomlin

Officer Signature:  _____

Date: 09-14-09

Time: 1458



City of Conway, Arkansas
Resolution No. R-09-__

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 1605 Hosta Drive 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 \$1061.25 (plus a ten percent collection penalty) 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 September 22nd, 2009 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 22nd day of September, 2009.

Approved:

Mayor Tab Townsell

Attest:

Michael O. Garrett
City Clerk/Treasurer

**Conway Code Enforcement
Incident Report**

Date of Violation: 5-28-09

Violator Name: Kenneth Downing Revocable Trust

Address of Violation: 1605 Hosta


Violation Type: Tall grass, rubbish/trash

Warning #: CE8542

Description of Violation and Actions Taken:

On 5-28-09 I received a complaint concerning tall grass and rubbish/trash (construction debris, which was large piles of concrete slab) at a vacant lot on Hosta. Upon arrival I found that the address of the lot was 1605 Hosta and the lot was owned by Kenneth Downing Revocable Trust. The parcel number for the lot was 711-12519-301. A warning was issued to the owner of the lot for the above violations and sent to them through both regular and certified mail. The certified letter was signed for on 6-3-09 and the property was rechecked on 6-11-09. No progress had been made to correct the violations. Pictures were taken at this time and the property was scheduled for cleanup. Due to the fact that some of the construction debris was extremely heavy, a front-end loader from the street department was needed to move some of the concrete. A total of five (5) trips to the landfill were necessary to remove all of the concrete and construction debris. Pictures were taken before and after cleanup was complete and are on file.

Code Enforcement Officer: Grant Tomlin

Officer Signature:  _____

Date: 9-15-09

Time: 0753



City of Conway, Arkansas
Ordinance No. O-09-___

AN ORDINANCE APPROPRIATING FUNDS FOR THE CONWAY TREE BOARD TO PAY FOR OPERATING EXPENSES; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES;

WHEREAS, trees in our city increase property value, enhance the economic vitality of business areas, and beautify our community; and

WHEREAS, the City of Conway Tree Board has the primary responsibility for effectively managing public trees, for educating City residents regarding the criticality our urban tree canopy, and for drafting innovative and progressive policy which aims to further enhance Conway's urban tree canopy; and

WHEREAS, the holiday of Arbor Day, recognized by official proclamation, is one of critical importance to the education of the general public to the beneficial role our urban forest plays within our community; and

WHEREAS, the funding for this has been previously appropriated by Council action;

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

SECTION 1. The City of Conway shall appropriate \$7,000 from the (01.990) General Fund Appropriation Account (01.990) to the (01.108.739) Tree Board Account.

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

Section 3. 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 22nd day of September, 2009.

APPROVED:

Mayor Tab Townsell

ATTEST:

Michael O. Garrett
City Clerk/Treasurer



City of Conway, Arkansas

Resolution No. R-09-_____

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A GRANT FROM THE FEDERAL AVIATION ADMINISTRATION AND FOR OTHER PURPOSES

Whereas, the City of Conway has received a "Finding of No Significant Impact" in regard to the environmental issues for a possible Relocated Conway Airport Site in the Lollie Bottoms Area, and

Whereas, the City has received partial funding for Design Engineering and land acquisition in 2008 and the city desires to continue to move forward with the development of this relocated Conway Airport, and

Whereas, the Federal Aviation Administration may have grant funds available up to an amount of \$1,347,620 for a grant to reimburse the City of Conway for 95% of the cost associated with the following items of work:

- | | |
|--|---------------|
| 1. Administrative Cost (Consultant, Legal Ads, shipping, etc.) | (\$12,000) |
| 2. Preliminary Engineering and Design Engineering Fees | (\$80,000) |
| 3. Land & Easement Acquisition | (\$1,326,548) |
| 4. Value Engineering | (\$15,000) |

Final contracts and proposals for the above items of work will be presented to the FAA and City for approval.

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

Section 1. The Mayor is authorized to accept the an Airport Improvement Program grants from the Federal Aviation Administration for up to \$1,347,620 for use in the above work items needed to required to pursue the development of the Relocated Conway Airport..

Section 2. The City of Conway agrees to provide the required five (5%) percent local share of the project cost or up to \$70,928 and further authorizes the Mayor to seek reimbursement of the local five (5%) share or up to \$70,928 from the State of Arkansas Department of Aeronautics.

Passed this 22nd day of September, 2009.

Approved:

Mayor Tab Townsell

Attest:

Michael O. Garrett
City Clerk/Treasurer



City of Conway, Arkansas
Ordinance No. O-09-_____

AN ORDINANCE AUTHORIZING THE CITY TO PURCHASE THROUGH THE NATIONAL IPA (INTERGOVERNMENTAL PURCHASING ALLIANCE COMPANY) FOR THE PURPOSE OF FURNISHING AND PURCHASING EQUIPMENT FOR THE CONWAY PARKS & RECREATION DEPARTMENT; AND FOR OTHER PURPOSES.

WHEREAS, the City is in need of equipment and furnishings for the existing Conway park facilities and those facilities under construction; and

WHEREAS, National Intergovernmental Purchasing Alliance Company (National IPA) works with public and non-profit agencies, who *as* Principal Procurement Agencies competitively solicit national master agreements for aggregated use. This cooperative purchasing strategy offers lower costs, plus time and resource savings, to participating agencies.

WHEREAS, the City believes that substantial savings on the purchase cost of certain furnishings and equipment can be gained through purchasing equipment through the National IPA Contract vendor sources which will provide the City with the opportunity to participate in volume purchasing and volume discounts; and

WHEREAS, the City finds that the use of cooperative purchasing on additional items will result in significant savings in the expenditure of public funds and is therefore in the public interest;

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

SECTION 1: The City Council of the City of Conway hereby authorizes the Mayor to enter into Purchase Agreements with vendors associated with National IPA as needed for the purchase of equipment and furnishings for the Conway Parks Department and for other City purchases during the 2009 / 2010 fiscal year if such is economically beneficial when total cost is compared to total cost of like goods and services offered through State contract pricing.

SECTION 2. The City Council of the City of Conway hereby waives the requirement for competitive bids for the purchase of a Toro Groundmaster 4700-D, Toro Sand Pro 3040, & Toro Turf Aerator 686.

SECTION 3. The City Council of the City of Conway hereby waives the requirements for competitive bids for the purchase of equipment for maintenance of park facilities currently existing or under construction for items to be purchased during 2009 and 2010 from National IPA Contract vendor sources provided that such prices are favorable as compared to state contract prices.

SECTION 4: All ordinances in conflict herewith are repealed to the extent to the conflict.

PASSED this 22nd day of September, 2009.

APPROVED:

Mayor Tab Townsell

ATTEST:

Michael O. Garrett
City Clerk/Treasurer



Memo

To: Mayor Tab Townsell
CC: Conway City Council
From: Brian Knopp, Parks Director
Date: September 11, 2009
Re: Approval to purchase capital equipment through The National IPA Contract Discount

The Conway Parks Department would like to request approval to purchase the following 3 capital purchases through the National IPA Contract Discount. The National IPA Contract Discount has been looked at and approved by City Attorney Mike Murphy.

All of these items will be purchased with funds already in the Parks Department 2009 Capital Budget.

- Toro Groundsmaster 4700-D
- Toro Sand Pro 3040
- Toro Turf Aerator 686 (78" towed)



City of Conway, Arkansas
Ordinance No. O-09- _____

**AN ORDINANCE WAIVING BIDS FOR THE PURCHASE OF A NEW ROOF FOR STATION 1 & STATION 2 AT
 THE CONWAY FIRE DEPARTMENT; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES**

WHEREAS, the Conway Fire Department has an immediate need to repair the roof located at Station 1 & Station 2; and

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

Section 1. The City of Conway shall waive the requirements for obtaining competitive bids for the purchase of the roof at Station 1 & 2 and shall utilize the low quote in the amount of \$14,100 (this includes both stations) provided by Burgess Brothers Roofing Company of Conway.

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

Section 3. 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 22nd day of September, 2009

APPROVED:

Mayor Tab Townsell

ATTEST:

Michael O. Garrett
City Clerk/Treasurer



**City of Conway, Arkansas
Ordinance No. O-09-_____**

AN ORDINANCE APPROPRIATING FUNDING FOR CIVIL SERVICE EXPENSES, DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES:

WHEREAS, the City of Conway has a need to pay for expenses related to Civil Service Commission expenses and fire fighter and police officer testing; for which funding has not previously been provided;

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

SECTION 1. The City of Conway shall appropriate \$ 9,505 for expenses related to the Civil Service Commission expenses and fire fighter and police officer testing from (01.990) General Fund into (01.106.296) Civil Service Account through a General Fund balance appropriation.

SECTION 2. This ordinance is necessary for the protection of the public peace, health and safety and an emergency is hereby declared to exist, and this ordinance shall be in full force and effect from and after its passage and approval.

SECTION 3. All ordinances in conflict herewith are repealed to the extent of the conflict.

PASSED this 22nd day of September, 2009.

APPROVED:

Mayor Tab Townsell

ATTEST:

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