

City Council Members

Mayor Tab Townsell

City Attorney Michael Murphy

City Clerk/Treasurer Michael O. Garrett



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

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**City of Conway - City Council Meeting**  
**Tuesday March 9<sup>th</sup>, 2010 @ 6:30pm**  
**District Court Building – 810 Parkway St., Conway, AR 72032**  
**5:30pm - City Council Committee Meeting**  
***Discussion of Scrap Metal Ordinance***

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Call to Order

Roll Call

Minutes: **February 23<sup>rd</sup>, & March 3<sup>rd</sup>, 2010**

Announcements / Proclamations / Recognition:

**1. Report of Standing Committees:**

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

1. Consideration to enter into an agreement with the Faulkner County Senior Citizens & FCCDD for transportation services.
2. Consideration of additional Street Impact Fee Projects, Corridor Street Projects, & 2010 Street Improvement Projects.
3. Discussion of the condemnation resolution for property located at #1 Cambridge Drive.  
***(Requested by Alderman Grimes)***

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

1. Ordinance appropriating revenue funds received from Marck Industries to the Conway Sanitation Department.

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

1. Ordinance appropriating insurance proceeds received for fire engine repairs to the Conway Fire Department.

**D. Finance**

**Old Business**

**New Business**

**Adjournment**



City of Conway, Arkansas

Ordinance No. O-10-\_\_\_

**AN ORDINANCE AMENDING TITLE 4 OF THE CONWAY MUNICIPAL CODE; REPEALING ANY ORDINANCES IN CONFLICT; AND FOR OTHER PURPOSES**

**WHEREAS**, the 87th General Assembly of the State of Arkansas, in its Act 390 of 2009, passed legislation concerning matters currently addressed by city ordinances; and

**WHEREAS**, the Mayor and City Council desire to amend Title 4 of the Conway Municipal Code in accordance with the power granted it by ARK. CODE ANN. § 14-54-101 et seq., ARK. CODE ANN § 17-44-102, and to reflect recent legislative changes.

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

**SECTION 1.** Chapter 4.76 Pawnshops shall be deleted in its entirety and replaced with the following:

**CHAPTER 4.76 USED OR SECONDHAND GOODS**

**Sections:**

4.76.01 Generally

4.76.02 Pawnbrokers and Dealers in Secondhand Goods

4.76.03 Precious Metals

4.76.04 Scrap Metal Dealers

**4.76.01 Generally**

**4.76.01.01. Penalty.** The failure on the part of any owner or operator of a pawnshop, pawnbroker or dealer in secondhand goods, precious or scrap metals, his or her agent or any other person or entity subject to the provisions of this ordinance to comply with the provisions of this ordinance shall be deemed a violation. Upon conviction, the offender shall be punished by a fine of not more than one hundred dollars (\$100.00) for each separate offense. Each day an owner or operator of a pawnshop, pawnbroker or dealer in secondhand goods, precious or scrap metals, his or her agent or any other person or entity subject to the provisions of this ordinance fails to comply with a provision of this ordinance shall constitute a separate offense and shall be punished accordingly.

**4.76.02. Pawnbrokers and dealers in secondhand goods**

**4.76.02.01. Definitions.**

The following words, terms and phrases, when used in this division, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Dealer in secondhand goods* means any person who:

- (1) Buys, sells or otherwise deals principally in used or secondhand goods; or
- (2) Buys for resale any used or secondhand goods, whether or not as a principal vocation or business, and without regard to whether or not such person maintains a place of business for such purpose.

"Dealer in secondhand goods" does not include a licensed retailer of new goods who shall, in the ordinary course of business, receive used or secondhand goods only as a "trade-in" or as part consideration for purchases of new goods. "Dealer in secondhand goods" does not include a person who sells or exchanges coins, tokens, metals, or goods of any other nature, if such activity is conducted as part of an approved exhibit at an approved convention held in a facility subject to the regulation of the advertising and promotion commission.

*Goods* means any tangible chattel or personalty capable of physical delivery, except furniture and motor vehicles. "Furniture" does not include radios, television sets, appliances or other items with mechanical, electrical or electronic works.

*Pawnbroker* means a person engaged in the business of lending money upon the security of goods deposited with it or left in pawn, with or without a fixed period of redemption, whether or not a fixed place of business is maintained for such purposes.

#### **4.76.02.02. Records and reports.**

- (a) Each and every owner or operator of a pawnshop, pawnbroker and dealer in secondhand goods doing business in the city shall:
- (1) Keep a well-bound record book or register which shall contain a copy of every pawn ticket or contract or bill of sale issued by the pawnbroker or dealer in secondhand goods. The chief of police or his duly authorized agents shall be entitled to inspect the book or register at any reasonable time.
  - (2) Take a color photograph or digital image of any and all jewelry or precious metals that may be pawned or sold. Jewelry shall mean items of personal adornment and shall include, but not be limited to, any bracelet, brooch, charm, cuff link, earring, necklace, ring, tie bar or watch. Precious metals shall include items made from gold, silver or platinum. The photograph or digital image must:
    - (i) be maintained in such a manner that the image can be readily matched, correlated, and cross-referenced with all other records of the transaction to which they relate;
    - (ii) be available to the chief of police, or the chief's designee, upon request; and
    - (iii) be kept or otherwise maintained for sixty (60) days after the date of the transaction, or the date the goods were received, whichever is later.
  - (3) Maintain an electronic inventory-tracking system which is capable of delivery and transmission of all statutorily-required information via computer to the entity designated by the Conway Police Department. Information required by such system shall include, but not be limited to, the following:
    - (i) *Amount loaned.* The amount loaned against the article by the pawnbroker or paid for the article by a pawnbroker or dealer in secondhand goods.
    - (ii) *Ticket number.* The pawn ticket number or redemption number issued to the pawnor and assigned to and tagged onto the goods. All items must be identified with consecutively numbered tags generated by the inventory-tracking system.
    - (iii) *Article.* A description of the class of goods within which the pawned or purchased item belongs. Examples are: projector, camera, shoes, revolver, typewriter, watch, ring, television, etc. It shall not be necessary to give a detailed description of such item or goods.
    - (iv) *Description of article.* A concise description of the goods shall be given. In the case of all goods the size, color and descriptive characteristics most pertinent shall be entered. Serial numbers of all appliances or mechanical, electrical, electronic or other manufactured goods shall be entered if such is available on said goods. Model or chassis numbers shall not be entered in lieu of a serial number unless there is no serial number. In the case of watches, the outside case number shall be sufficient if the watch is waterproof, but otherwise both the case number and movement number shall be given, if both are present.

- (v) *Marks.* Any identifying marks, initials, monograms or personalized features shall be entered to further describe the goods.
- (vi) *Name of party pledging or selling.* The name of the person presenting the goods for pawn or for sale. The name entered shall be substantiated and verified by examination of the government-issued photo ID of the pawnor or seller.
- (vii) *Method of identification.* The number appearing on the government-issued photo ID of the person pawning or selling goods, used for identification under paragraph (vi) of this subsection.
- (viii) *Address.* The address of the person pawning or selling goods.
- (ix) *Description of person.* A description of the person pawning or selling goods indicating sex, race, date of birth, height and weight.

(b) The city of Conway, through the Conway Police Department, shall provide free, commercial grade software, together with periodic updates of such software, to affected pawnshops, pawnbrokers, and dealers in secondhand goods in order to facilitate compliance with this ordinance.

#### **4.76.02.03. Duty to retain goods.**

No bond, security or goods of any kind whatsoever received on deposit, purchased or pledged to or by any pawnbroker or dealer in secondhand goods shall be sold or permitted to be redeemed or removed from the place of business of such pawnbroker or dealer in secondhand goods for a period of fifteen (15) days from the time of receiving same.

#### **4.76.02.04. Notification to police of altered serial numbers.**

In the event any goods are pawned, pledged or sold, or tendered for pawn or sale to any pawnbroker or dealer in secondhand goods, which normally carry or have a serial number or numbers or means of identification which shall have been removed, mutilated, defaced or destroyed, such fact shall be immediately reported by the pawnbroker or dealer in secondhand goods to the chief of police or his duly authorized agent.

#### **4.76.03. Precious metals**

##### **4.76.03.01. Definitions.**

The following words, terms and phrases, when used in this division, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Precious metal dealer* means a person engaged in the business of buying precious metals, whether for cash or trade, and whether or not a fixed place of business is maintained for such purposes.

*Precious metals* means any form of gold, silver or platinum.

##### **4.76.03.02. Exemptions.**

This division does not apply to:

- (1) Financial institutions chartered under state or federal banking laws.
- (2) Security firms duly licensed under federal or state law.
- (3) Transactions between such institutions or firms and their customers.
- (4) Transactions involving loose teeth.
- (5) Purchase of coins except that when coins are purchased, the precious metal dealer must verify the seller's identification by taking down his name, address, government-issued photo ID and retain a complete description of the coins.

##### **4.76.03.03. Records and reports.**

(a) Every person engaged in the business of buying precious metals, whether for cash or trade, shall:

- (1) Keep a well-bound record book or register which shall contain a copy of every bill of sale issued by the dealer. The chief of police or his duly authorized agent shall be entitled to inspect the book or register at any reasonable time.
  - (2) Take a color photograph or digital image of the goods received. The photograph or digital image must:
    - (i) Be maintained in such a manner that the image can be readily matched, correlated, and cross-referenced with all other records of the transaction to which they relate;
    - (ii) Be available to the chief of police, or the chief's designee, upon request; and
    - (iii) Be kept or otherwise maintained for sixty (60) days after the date of the transaction, or the date the goods were received, whichever is later.
  - (3) Maintain an electronic inventory-tracking system which is capable of delivery and transmission of the following information via computer to the entity designated by the Conway Police Department. Information required by such system shall include, but not be limited to, the following:
    - (i) *Amount paid.* In this column shall be entered the amount paid for the article or articles by a dealer in precious metals.
    - (ii) *Ticket number.* The tag or ticket number issued and assigned to and tagged onto the goods. All items purchased must be identified with consecutively numbered tags generated by the inventory-tracking system.
    - (iii) *Article.* A description of the class of goods within which the purchased items belong. Examples are coins, rings, silverware, etc.
    - (iv) *Description of article.* A concise description of the goods shall be given. In the case of all goods the size, color and descriptive characteristics most pertinent shall be entered. Serial numbers shall be entered if such is available on said goods. In the case of watches, the outside case number shall be sufficient if the watch is waterproof, but otherwise both the case number and movement number shall be given, if both are present.
    - (v) *Marks.* Any identifying marks, initials, monograms, brand name or personalized features shall be entered to further describe the goods.
    - (vi) *Name of party selling.* The name of the person presenting the goods for sale. The name entered shall be substantiated and verified by examination of the government-issued photo ID of the seller
    - (vii) *Method of identification.* The number appearing on the government-issued photo ID of the person selling the articles.
    - (viii) *Address.* The address of the person selling goods.
    - (ix) *Description of person.* A description of the person selling goods, indicating sex, race, date of birth, height and weight.
- (b) The city of Conway, through the Conway Police Department, shall provide free, commercial grade software, together with periodic updates of such software, to every person engaged in the business of buying precious metals, whether for cash or trade, in order to facilitate compliance with this ordinance.

#### **4.76.03.04. Duty to retain goods.**

No precious metals of any kind whatsoever received by the dealer shall be sold or permitted to be removed from the place of business of the dealer for a period of fifteen (15) days from the time of receiving same. All such goods shall be retained in the original condition in which they were received during such period.

#### **4.76.03.05. Notification to police of altered goods.**

In the event any articles sold to any precious metal dealer have had the serial number or other means of identification removed, mutilated, defaced or destroyed or melted down, such fact shall be immediately reported by the dealer to the chief of police or his duly authorized agent.

#### **4.76.04. Scrap metal dealers**

##### **4.76.04.01. Records.**

- (a) Each and every dealer or purchaser of junk and scrap metals and materials doing business in the City of Conway shall maintain an electronic inventory-tracking system which is capable of delivery and transmission of all statutorily-required information via computer to the entity designated by the Conway Police Department.
- (b) The city of Conway, through the Conway Police Department, shall provide free, commercial grade software, together with periodic updates of such software, to affected dealers or purchasers of junk and scrap metals and materials in order to facilitate compliance with this ordinance and state law.

**SECTION 2.** That all ordinances in conflict herewith are repealed to the extent of the conflict.

**SECTION 3.** That this ordinance shall be in full force and effect on \_\_\_\_\_.

**PASSED** this 9<sup>th</sup> day of March, 2010

**APPROVED:**

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

**ATTEST:**

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

**CONTRACT FOR TRANSPORTATION SERVICES WITH  
FAULKNER COUNTY SENIOR CITIZEN PROGRAM**

For the fee of \$45,000 Faulkner County Senior Citizens Program shall provide transportation services to the senior citizens of Conway, Arkansas. Length of contract shall be January 1<sup>st</sup>, 2010 through December 31<sup>st</sup>, 2010.

Transportation services shall include but not limited to:

Employment transportation  
Medical transportation  
Educational transportation  
Recreational transportation  
Transportation for personal needs (shopping, bill paying, prescriptions, etc.)

All services shall be provided on request and as vehicle scheduling permits

Faulkner County Senior Citizens Program shall maintain daily trip sheets of all transportation services. Any further documentation necessary or required by City, State, or Federal requirements will be maintained and available upon request for review or audit by City officials.

Faulkner County Senior Citizens Program will provide services to all mentioned above classes without regard to race, color, religion, sex, national origin, disability, veteran status, or marital status.

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Mayor Tab Townsell  
City of Conway

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Debra Robinson  
Faulkner County Senior Citizens Program

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Michael O. Garrett  
City Clerk/Treasurer  
City of Conway

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Jerry Lancaster  
Board President  
Faulkner County Senior Citizens Program

**CONTRACT FOR TRANSPORTATION SERVICES WITH  
FAULKNER COUNTY COUNCIL ON DEVELOPMENTAL DISABILITIES**

For the fee of \$30,000 Faulkner County Council on Development Disabilities shall provide transportation services to persons who are 18 years of age or older with developmental disabilities. Length of contract shall be January 1<sup>st</sup>, 2010 through December 31<sup>st</sup>, 2010.

Transportation services shall include but not limited to:

- Employment transportation
- Transportation needs as permitted by program

All services shall be provided on request and as vehicle scheduling permits

Faulkner County Council on Developmental Disabilities shall maintain accurate records of all transportation services. Any further documentation necessary or required by City, State, or Federal requirements will be maintained and available upon request for review or audit by City officials.

Faulkner County Council on Developmental Disabilities will provide services to all mentioned above classes without regard to race, color, religion, sex, national origin, disability, veteran status, or marital status.

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Mayor Tab Townsell  
City of Conway

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Rennia Johnston, Executive Director  
FCC/DD

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Michael O. Garrett  
City Clerk/Treasurer  
City of Conway

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Kathy Hall  
Board President  
FCC/DD



## MEMORANDUM

To : Mayor Tab Townsell

From: Ronnie Hall  
City Engineer

Date: March 5, 2010

Re: 2010 Street Projects

I have attached the "2010 Street Fund Summary" which includes the Street Maintenance Projects, Impact Fee Projects and Corridor Street Projects that have been approved to date. A street maintenance project is available for Ward 4 in the amount of \$36,000. The Ward 3 projects includes a repayment of \$29,000 from Ward 4 with the amount available for Ward 4 reduced by this amount..

The other issues pending include providing funding for the Relocation of College Avenue to Elm Street in the area of St. Joseph Church (\$1,100,000 and providing funding for the engineering eservices for Phase I of the Western Loop (South Interchange). The engineering services are likely to be in the \$1,000,000 range and will be reimbursed 80% by grant money. We have considered the "Pay as You Go" sales tax as the likely funding for these projects in the past.

**CITY OF CONWAY**  
**2010 STREET FUND SUMMARY**

(MARCH 5, 2010)

<b>A</b>	ESTIMATED STREET FUND REVENUE FOR 2010	State Fuel Tax Turn Back	\$	2,464,000
		Property Tax ( 50% 3 mil Co.. road tax)	\$	1,117,020
		Sales Tax (St. Fund Share of Salary Tax)	\$	222,240
		Conway Corp Franchise Fee (Traffic Signal System)	\$	150,000
		Misc. (Interest, signs Fees & other)	\$	58,500
	TOTAL ESTIMATED REVENUE FOR 2010		\$	4,011,760
		CARRIED OVER FROM 2009		2010 BUDGET AMOUNT
	1 BUDGETED PERSONAL SERVICES COST		\$	1,997,935
	2 BUDGETED OPERATING COST (Patching & Construction Material, Fuel, Equip. maint., Etc)	\$	50,000	\$ 904,600
	3 PROFESSIONAL SERVICES		\$	30,000
	4 TRAFFIC SIGNAL MAINTENANCE		\$	130,000
	5 DONAGHEY & ROBINS TRAFFIC SIGNAL	\$	100,000	\$ -
	6 VEHICLES (2-1 ton + 1 pickup)	\$	23,560	\$ 51,000
	7 EQUIPMENT - (Dump Truck + Sweeper+mower+Crane+broom+striper)	\$	85,647	\$ 202,400
	8 SOFTWARE - Updated Sign Program + Traffic Engineer Programs	\$	25,000	\$ 15,000
	9 ALLOWANCE FOR ALLOCATION TO STREET PROJECTS	\$	345,504	\$ 680,825
	TOTAL SALARIES AND USUAL OPERATING COST		\$	4,011,760

**B STREET PROJECT APPROVED & FUNDED FROM PRIOR YEARS:**

		AMOUNT
1	Salem Road - College Ave.	\$ 35,000
2	Middle Road Overlay - Gold Creek to E. German.	\$ 48,000
3	Smith Street Overaly	\$ 8,000
4	Bellmeade	\$ 39,000
5	Pheasant Road Paving	\$ 45,000
6	Factory St. - Willow to Garland - 2009 funding	\$ 70,000
7	Washington Ave - Fleming to Old Morrilton (partial funding) - 2009 funding	\$ 100,000
	<b>TOTAL CARRIED OVER STREET CONSTRUCTION PROJECTS</b>	<b>\$ 345,000</b>

**C FUNDS AVAILABLE FOR 2010 STREET PROJECTS**

		CITY FORCES	CONTRACTOR EST. COST
	STREET MAINTENANCE PROJECTS APPROVED 2-23-10	\$ 680,825	
1	WASHINGTON AVE. RECONSTRUCTION - FLEMING TO OLD MORRILTON (+\$100,000 FROM 09)	\$ 225,000	567000
2	WINFIELD Harkrider to Tyler (mesh w/ Harkrider Imp.)	\$ 36,000	
3	MARKHAM St. Harkrider Project to Spruces	\$ 15,000	
4	CALDWELL Donaghey to Western	\$ 15,000	
5	Crepe Myrtle- Butterfly & Heidi in St. Johns (street surface destroyed by required patching)	\$ 30,000	0
6	DEERBROOK (Ward 1) Nutter Chapel to Old Military (24' Pavement w/open ditch)	\$ 93,000	
7	RICHLAND HILLS COVE (Ward 4)	\$ 25,000	
8	?????? (Ward 4)	\$ 36,000	
9	Shady Lane (Ward 3)	\$ 42,000	
10	Irby Drive in St. Johns (Ward 3)	\$ 35,000	
11	Royal Oaks / Krooked Kreek (Ward 3 +29,000 from Ward 4)	\$ 42,000	
	<b>TOTAL APPROVED 2010 STREET PROJECTS</b>	<b>\$ 594,000</b>	

**D NON-STREET MAINTENANCE ALLOCATION OF 2010 PROJECT FUNDS:**

SENIOR CITIZENS TRANSPORTATION	\$ 45,000
FCCFF Transportaion	\$ 30,000
BOYS & GIRLS CLUB TRANSPORATION	\$ 12,500
<b>TOTAL NON-STREET MAINTENANCE ALLOCATION</b>	<b>\$ 87,500</b>

**TOTAL ALLOCATED 2010 PROJECT FUNDS \$ 681,500**

**E IMPACT FEE PROJECTS APPROVED**

1 MUSEUM ROAD - Siebenmorgen Road to Lower Ridge Road	\$ 1,800,000
2 FARRIS ROAD - Bruce to Oaklawn	\$ 782,000
TOTAL ESTIMATED COST UNCOMPLETED IMPACT FEE PROJECTS	\$ 2,582,000

**F CORRIDOR STREET PROJECTS FUNDED BY "PAY AS YOU GO " SALES TAX**

	REMAINING COST
1 SALEM ROAD EXTENDED TO U.S.64	\$ 100,000
2 STURGIS & STANLEY RUSS IMPROVEMENT:	\$ 75,000
3 MEADOWS NORTH ACCESS (Nina Russ Lane)	\$ 774,000
4 SALEM ROAD RAILROAD OVERPASS (20% Match)	\$ 7,500
5 DONAGHEY-DAVE WARD INTERSECTION	\$ 1,200,000
6 PRINCE STREET - Western Ave thru Salem Road	\$ 3,000,000
7 COLLEGE AVENUE @ COUNTRY CLUB ROAD - Roundabout	\$ 300,000
8 COLLEGE AVENUE - Salem Road thru Hubbard	\$ 1,050,000
TOTAL REMAINING COST OF APPROVED CORRIDOR STREET PROJECTS	\$ 6,506,500

CITY OF CONWAY, ARKANSAS  
CORRIDOR STREET PROJECTS  
ESTIMATED FUND STATUS JANAUARY 2010

Revised 2/4/2010

Sales Tax Collected for Street Projects

MAY-DEC 07	\$ 1,823,886
JAN- DEC 08	\$ 2,924,223
JAN -Dec.09 EST.	\$ 2,434,323

	2009	2010	2011	2012	2013
<b>ESTIMATED TOTAL FUNDS AVAILABLE AT END YEAR</b>	<b>\$ 7,182,432</b>	<b>\$ 2,900,000</b>	<b>\$ 2,900,000</b>	<b>\$ 2,900,000</b>	<b>\$ 2,900,000</b>
<b>CORRIDOR PROJECTS APPROVED FOR CONSTRUCTION</b>					
<b>1 SALEM ROAD EXTENDED TO U.S.64</b>					
SALEM ROAD ROW	\$ 515,500				
TOM LINDSEY CONTRACT	\$ 2,263,169				
ASPHALT PAVING NORTH SALEM (Rogers Group)	\$ 150,000	100000			
Grubbs Testing & other Engineering	\$ 32,000				
TRAFFIC SIGNAL MOD. (EST)	\$ 43,036				
<b>TOTAL SALEM EXT. TO 64</b>	<b>\$ 3,003,705</b>	<b>\$ 100,000</b>			
<b>2 STURGIS &amp; STANLEY RUSS IMPROVEMENT:</b>					
J'S CONSTRUCTION CONTRACT	\$ 1,049,677				
ASPHALT PAVING (Roger Group)	\$ 200,000	75000			
<b>TOTAL STURGIS &amp; STANLEY RUSS</b>	<b>\$ 1,249,677</b>	<b>\$ 75,000</b>			
<b>3 MEADOWS NORTH ACCESS (Nina Russ Lane)</b>					
J'S CONSTRUCTION CONTRACT	\$ 779,420	220000			
ASPHALT PAVING	\$ -	125000			
SEWER TO RUSS PROPERTY	\$ -	145000			
UNDERGROUND ELECTRIC - STANLEY RUSS TO HP SITE	\$ -	220000			
DECORATIVE FENCE ALONG EAST SIDE ROAD	\$ -	40000			
FENCE ALONG WEST SIDE ROAD	\$ -	17000			
FENCE BETWEEN STANLEY RUSS & MEADOWS	\$ -	25000			
RIGHT OF WAY	\$ 150,000				
<b>TOTAL MEADOWS NORTH ACCESS</b>	<b>\$ 929,420</b>	<b>\$ 792,000</b>			
<i>LESS AVAILABLE INDUSTRIAL BOND FUNDS</i>	<i>\$ 614,313</i>	<i>\$ 18,361</i>			
<b>NET AMOUNT REQ'D for Nina Russ from Sales Tax</b>	<b>\$ 315,107</b>	<b>\$ 773,639</b>			
<b>4 SALEM ROAD RAILROAD OVERPASS (20% Match)</b>					
AHTD 20% Match	\$ 588,554				
Tiffany ROW Deposit (20%) (\$101,100)	\$ 20,220				
Additional Tiffany ROW Cost (20%) (\$139285.59)	\$ 27,857				
Jacobs Engineering	\$ 26,084	7500			
<b>TOTAL SALEM ROAD OVERPASS</b>	<b>\$ 662,715</b>	<b>\$ 7,500</b>			
<b>5 Harkrider - Flemming to Siebenmorgen (20% Match)</b>	<b>\$ 265,000</b>				
<b>6 DONAGHEY-DAVE WARD INTERSECTION</b>	<b>\$ 150,805</b>	<b>\$ 1,200,000</b>			
<b>7 PRINCE STREET - Western Ave thru Salem Road</b>	<b>\$ 15,000</b>	<b>\$ 1,000,000</b>	<b>\$ 2,000,000</b>		
<b>8 COLLEGE AVENUE @ COUNTRY CLUB ROAD - Roundabout</b>		<b>\$ 300,000</b>			
<b>9 COLLEGE AVENUE - Salem Road thru Hubbard</b>		<b>\$ 800,000</b>	<b>\$ 250,000</b>		
<b>10 COLLEGE AVENUE - Relocation to Elm Street</b>	<b>\$ 3,843</b>	<b>\$ 800,000</b>	<b>\$ 300,000</b>		
<b>11 WESTERN LOOP ENGINEERING -Environmental (20%)</b>	<b>\$ 50,000</b>	<b>\$ 10,000</b>			
<b>12 WESTERN LOOP ENGINEERING - Phase 1 Design (20%)</b>	<b>\$ -</b>	<b>\$ 200,000</b>	<b>\$ 100,000</b>		
<b>13 WESTERN LOOP CONSTRUCTION - Phase 1</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 500,000</b>	<b>\$ 4,500,000</b>
<b>TOTAL</b>	<b>\$ 5,715,853</b>	<b>\$ 5,266,139</b>	<b>\$ 2,650,000</b>	<b>\$ 500,000</b>	<b>\$ 4,500,000</b>
<b>NET REMAINING OR (DEFICIT) AT END OF YEAR</b>	<b>\$ 1,466,579</b>	<b>\$ (899,560)</b>	<b>\$ (649,560)</b>	<b>\$ 1,750,440</b>	<b>\$ 150,440</b>



City of Conway, Arkansas  
Resolution No. R-09-28

**A RESOLUTION ORDERING THE CONDEMNATION AND CLEANUP LOCATED AT #1 CAMBRIDGE DRIVE AND DECLARING THE INTENT OF THE CITY TO BRING THE PROPERTY UP TO CITY CODE IF THE OWNER DOES NOT**

**WHEREAS**, there is a pool located at #1 Cambridge Street which because of its dilapidated, 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 pool at #1 Cambridge Street in Conway, Arkansas, because of its dilapidated, 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 said pool be filled in (closed) and brought up to 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 fill in the pool, and if the same be not removed within the thirty (30) days, then the Mayor of the City of Conway, Arkansas is directed to proceed at once to fill in the pool and clean up the property and prepare an itemized statement of cost of bringing the property up to code 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 personal and/or real estate property in order to recover the money so owed.

PASSED this 9<sup>th</sup> day of June, 2009

APPROVED:

Mayor Tab Townsell

ATTEST:

Michael O. Garrett  
City Clerk/Treasurer



**City of Conway, Arkansas**  
**Ordinance No. O-10-\_\_\_\_\_**

**AN ORDINANCE APPROPRIATING REVENUE RECEIVED IN 2010 FOR THE CITY OF CONWAY SANITATION DEPARTMENT'S OLD RECYCLING LINE; AND FOR OTHER PURPOSES;**

**WHEREAS**, the City of Conway received \$17,150 from Marck Industries Inc. that have not previously been accepted by Council;

**WHEREAS**, the City of Conway would like to appropriate funds into the Sanitation Replacement Fund to be used for site preparation expenses related to the new recycling line;

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

**SECTION 1.** The City of Conway shall accept revenue received in 2010 in the amount of \$17,150 and appropriate such funds from the Sanitation Replacement Fund Sale of Assets Revenue account (23.920) into the Sanitation Enterprise Fund Heavy Equipment account 50.118.934.

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

**PASSED** this 9<sup>th</sup> day of March, 2010.

**APPROVED:**

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

**ATTEST:**

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



**City of Conway, Arkansas  
Ordinance No. O-10-\_\_\_**

**AN ORDINANCE APPROPRIATING INSURANCE PROCEEDS RECEIVED IN 2009 FOR FIRE ENGINE REPAIRS  
FOR THE CONWAY FIRE DEPARTMENT; AND FOR OTHER PURPOSES;**

**WHEREAS**, the City of Conway received insurance proceeds amounting to \$1,655 for damages to Engine 5 which have not previously been accepted by Council; nor has budgetary authority for the repairs 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 accept insurance proceeds received in 2010 in the amount of \$1,655 and appropriate such funds from the General Fund Insurance Proceeds account (01.512) into the fire department vehicle maintenance account 01.115.234.

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

**PASSED** this 9<sup>th</sup> day of March, 2010.

**APPROVED:**

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**Mayor Tab Townsell**

**ATTEST:**

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