



City of Conway Council Agenda

<u>Council Meeting Date:</u>	August 23rd. 2016
<u>5:30pm Committee Meeting:</u>	South Interchange Annexation Report
<u>6:30pm:</u>	Council Meeting
<u>Call to Order:</u>	Mayor Tab Townsell
<u>Roll Call:</u>	City Clerk/Treasurer Michael O. Garrett
<u>Minutes Approval:</u>	August 9 th , 2016

Employee Service Awards

Approval of the monthly financial report ending July 31st, 2016

Mayor Tab Townsell
City Clerk Michael O. Garrett
City Attorney Chuck Clawson

City Council Members

Ward 1 Position 1 – Andy Hawkins
Ward 1 Position 2 – David Grimes
Ward 2 Position 1 – Wesley Pruitt
Ward 2 Position 2 – Shelley Mehl
Ward 3 Position 1 – Mark Ledbetter
Ward 3 Position 2 – Mary Smith
Ward 4 Position 1 – Theodore Jones Jr.
Ward 4 Position 2 – Shelia Isby

1. Report of Standing Committees:

A. Public Hearings:

1. Public hearing/Ordinance changing the name of Clearwell Road, east of Hogan Lane to Miller's View Road.
2. Public hearing/Ordinance to close a portion of the utility easement for certain lots along Andrews Drive in Makenna Cove subdivision.
3. Public hearing/Ordinance to close the unbuilt right of way running through Block 7 West-end addition.

B. Economic Development Committee (Conway Corporation, Conway Development Corporation, & Chamber of Commerce)

1. Resolution stating the intent of the issuance of bonds for Douglas Companies for the expansion of an industrial facility.
2. Resolution to certify local government endorsement of Insight Enterprise Inc. to participate in the tax back program.

C. Community Development Committee (Airport, Planning & Development, Street & Engineering, Permits & Inspections, Code Enforcement, & Community Development)

1. Resolutions requesting the Faulkner County Tax Collector place certified liens on certain properties as a result of incurred expenses by the City.
2. Discussion/Update from Vector Disease Control on the mosquito abatement program.
3. Consideration to approve the bid for an alley construction project located in Block 7, Burns Addition in the Pine Street Neighborhood.

4. Ordinance appropriating grant funds received from the EPA for the Spencer Street Brownfield cleanup project.
5. Consideration of a request from the University of Central Arkansas to close a portion of Bruce Street during this academic school year.
6. Consideration to approve the installation of speed humps for Conway Regional Hospital and Centennial Valley Neighborhood Association.
7. Consideration to approve the request to secure an engineer firm for the design of the Dave Ward Drive Overpass Pedestrian Bridge.
8. Ordinance granting a franchise to S.A.M. Group, LLC to utilize specific right of way on the east side of Front Street at 910 and 912 Front Street & just north of 912 Front Street in the alley of Block 11.
9. Ordinance to rezone property located at 2820 College Avenue from R-1 and O-1 to MF-3.
10. Consideration to approve a conditional use permit request to allow a nursing facility for property located at 4550 Prince Street.

D. Public Services Committee (Sanitation, Parks & Recreation & Physical Plant)

1. Consideration to accept the interest rate quote for five year financing for equipment purchases for the Sanitation Department.
2. Ordinance approving the issuance of a promissory note to provide short term financing for the Conway Sanitation Department.
3. Resolution to establish the intent of reimbursement for cost and expenses incurred for the Sanitation Department.

E. Public Safety Committee (Police, AWU, CEOC, Fire, District Court, , Information Technology, & City Attorney)

1. Ordinance approving the donation of computer hardware & equipment to various cities from District Court.
2. Consideration to approve the disposal of assets (tasers) for the Conway Police Department.
3. Consideration to enter into an agreement with the Conway Public School District for the School Resource Officer's Program.
4. Ordinance appropriating reimbursement funds from various entities for the Conway Police Department.
5. Consideration to approve the bid for the installation & removal of kennel fencing at the Conway Animal Welfare Unit.
6. Ordinance appropriating ad valorem funds for the Animal Welfare Unit.
7. Ordinance appropriating reimbursement funds received from PetSmart for the Animal Welfare Unit.
8. Ordinance amending Title 6 of the Conway Municipal Code referred to as the "Animal Control Ordinance" for the Animal Welfare Unit.

Adjournment



City of Conway
Human Resources Department
City Hall
1201 Oak Street
Conway, Arkansas 72032
www.cityofconway.org

Date: August 11, 2016

To: Tony Harrington Finley Vinson
Joe Hopper Mike Winter
Jody Spradlin

Cc: Brandy Arnold Meg Hawkins
Mandy Cates Amy Springer
Michelle Collins

From: Lisa Mabry-Williams

Subject: Years of Service Recognition – Presentation of Pins

The City will present service pins in recognition of employees with 5, 10, 15, 20, 25 and 30 years of service at the 2nd City Council Meeting of each month. Mayor Townsell will present the pins to the employees. During the Council meeting on Tuesday, August 23rd at 6:30 p.m. the following employees are eligible to receive a pin:

Years of Service	Name	Date of Hire	Department
5	Jack Branscum, Civil Engineer	08/22/2011	Street
	Roxanne Bates, Telecommunicator	08/15/2011	CEOC/Police
	Raymond Cash, Equipment Operator	08/01/2011	Sanitation
10	Steven Newsom, Recycling Supervisor	08/21/2006	Sanitation
15	Lieutenant Glen Cooper	08/26/2001	Police
	William Canady, Crew Leader	08/13/2001	Physical Plant
	Captain Jason Burroughs	08/13/2001	Fire



City of Conway, Arkansas
Monthly Financial Reports
July 31, 2016

City of Conway
 Monthly Financial Report - General Fund
 For the month ended July 31, 2016



Revenues	Budget	Month Activity	Year to Date	Encumbered	(Over)/Under Budget	% Expend/Collect
Ad Valorem Tax	3,800,000	102,493	1,337,960		2,462,040	35%
Payments in Lieu of Tax	31,250	-	-		31,250	0%
State Tax Turnback	883,250	109,884	613,231		270,019	69%
Insurance Tax Turnback - LOPFI	1,100,000	-	-		1,100,000	0%
Sales Tax	18,200,000	1,561,631	10,455,376		7,744,624	57%
Beverage Tax	400,000	64,385	269,932		130,068	67%
Franchise Fees	3,511,000	257,462	1,864,684		1,646,316	53%
Permits	298,000	55,573	380,714		(82,714)	128%
ACIEA Revenues	5,000	1,884	6,536		(1,536)	131%
Dog Tags & Fees	25,000	2,265	15,715		9,285	63%
Municipal Court Fines and Fees	1,042,500	72,582	607,846		434,654	58%
Law Enforcement	771,246	28,514	359,653		411,593	47%
State Grant Revenues	-	-	92,529		(92,529)	-
Parks	552,500	26,704	360,657		191,843	65%
Interest Income	17,000	2,396	14,585		2,415	86%
Proceeds from Sale of Assets	-	-	432		(432)	-
Insurance Proceeds	25,270	1,640	26,910		(1,640)	106%
Donations	17,439	-	19,723		(2,284)	113%
Act 833 Revenue	90,000	46,072	46,072		43,928	51%
Miscellaneous Revenues	115,000	7,447	47,253		67,747	41%
Transfers from Other Funds	423,000	-	176,250		246,750	42%
Total Revenues	31,307,454	2,340,932	16,696,056	-	14,611,399	53%
Expenditures						
Admin (Mayor, HR)	637,529	54,857	328,760	418	308,350	52%
Finance	440,657	75,245	254,068	57	186,533	58%
City Clerk/Treasurer	171,569	15,162	77,996	594	92,979	45%
City Council	91,913	6,869	42,841	-	49,072	47%
Planning	390,360	43,091	209,091	189	181,081	54%
Physical Plant	538,348	51,328	240,457	1,817	296,074	45%
Fleet Maintenance	88,182	8,744	76,983	476	10,723	87%
Information Technology	1,128,312	78,848	619,941	11,087	497,284	55%
Airport	-	6,983	140,518	-	(140,518)	-
Permits and Inspections	671,437	69,796	323,387	550	347,500	48%
Nondepartmental	592,300	131,827	543,585	1,813	46,903	92%
Police	11,145,772	1,158,120	6,129,972	22,586	4,993,214	55%
CEOC	1,029,201	105,295	555,755	5,164	468,282	54%
Animal Welfare	443,346	47,723	221,052	4,889	217,405	50%
Municipal District Court	871,042	86,418	473,256	134	397,652	54%
City Attorney	493,622	78,176	277,477	4,733	211,412	56%
Fire	9,573,309	1,085,576	5,581,294	41,133	3,950,881	58%
Parks	2,919,628	273,737	1,452,057	11,391	1,456,179	50%
	31,226,525	3,377,796	17,548,488	107,031	13,571,006	56%
Total Expenditures	31,226,525	3,377,796	17,548,488	107,031	13,571,006	56%
Net Revenue/(Expense)	80,929		(852,432)			

*All figures are unaudited

Notes:

1) Budget column is current budget which includes all year-to-date adjustments, if any.

City of Conway
General Fund
2016



Fund Balance Appropriations

<u>Ordinance</u>	<u>Date</u>	<u>Description</u>	<u>Amount</u>
O-16-18	2/23/16	Planning Dept interim Deputy Director	14,000
O-16-37	4/12/16	Entry level police officer/firefighter promotional testing	5,000
O-16-38	4/26/16	Mosquito abatement program	150,000
O-16-63	5/24/16	Contract with Jeff West for IT support	8,000
O-16-65	6/14/16	Remodel City Attorney's office	27,064
			<u>\$ 204,064</u>

City of Conway
 Balance Sheet - General Fund
 For the month ended July 31, 2016



Cash - Operating	4,484,316
Cash - Reserve	2,011,965
Petty Cash	715
Taxes Receivable	3,226,136
Accounts Receivable	2,849,638
Due from Other Funds	1,624
Due from Street	16,744
Due from Component Unit	187,858
Fleet Inventory	15,539
Fuel Inventory	18,912
General Inventory	585
<i>Assets</i>	<u>12,814,034</u>
Accounts Payable	145,555
Salaries Payable	223,136
Insurance and Benefits Payable	94,747
Event Deposits	720
Deferred Revenue	3,009,536
<i>Liabilities</i>	<u>3,473,694</u>
Fund Balance - Committed to cash flow	2,000,000
Fund Balance - Committed to reserve	2,000,000
Fund Balance - Unassigned	5,340,339
<i>Fund Balance</i>	<u>9,340,339</u>
<i>Total Liabilities & Fund Balance</i>	<u>12,814,034</u>

*All figures are unaudited

City of Conway
 Monthly Financial Report - Street Fund
 For the month ended July 31, 2016



	<u>Budget</u>	<u>Month Activity</u>	<u>Year to Date</u>	<u>Encumbered</u>	<u>(Over)/Under Budget</u>	<u>% Expend/Collect</u>
Revenues						
Ad Valorem Tax	1,440,000	38,030	579,728		860,272	40%
Payments in Lieu of Tax	15,000	-	-		15,000	0%
State Tax Turnback	3,579,020	303,804	2,510,909		1,068,111	70%
Severance Tax	250,000	7,609	69,572		180,428	28%
Sales Tax	250,000	21,881	146,498		103,502	59%
Sign Permits	500	-	180		320	36%
Engineering Fees	10,000	100	1,000		9,000	10%
Insurance Proceeds	-	-	19,595		(19,595)	-
Interest Income	20,000	2,184	13,513		6,487	68%
Miscellaneous Revenues	5,050	-	9,546		(4,496)	189%
Total Revenues	5,569,570	373,608	3,350,541	-	2,219,029	60%
Expenditures						
Personnel Costs	2,385,177	231,480	1,147,300	-	1,237,877	48%
Other Operating Costs	1,987,471	49,775	673,512	27,638	1,286,321	34%
Total Operating Costs	4,372,648	281,255	1,820,812	27,638	2,524,198	42%
Capital Outlay	3,365,277	76,408	2,174,608	119,900	1,070,769	65%
Total Expenditures	7,737,925	357,664	3,995,420	147,538	3,594,967	52%
Net Revenue/(Expense)	(2,168,355)		(644,878)			

*All figures are unaudited

Notes:

- 1) Budget column is current budget which includes all year-to-date adjustments, if any.

City of Conway
Street Fund
2016



Fund Balance Appropriations

<u>Ordinance</u>	<u>Date</u>	<u>Description</u>	<u>Amount</u>
O-16-40	4/26/16	Contribution to AHTD for Dave Ward Dr project	2,000,000
O-16-47	5/10/16	Demolish house at 2901 College Ave	5,700
			<u>\$ 2,005,700</u>

City of Conway
Balance Sheet - Street Fund
For the month ended July 31, 2016



Cash - Operating	3,550,481
Taxes Receivable	102,826
Accounts Receivable	1,603,427
<i>Assets</i>	<u>5,256,734</u>
Accounts Payable	21,167
Salaries Payable	18,797
Insurance and Benefits Payable	14,519
Due to General	13,141
Deferred Revenue	1,294,270
<i>Liabilities</i>	<u>1,361,893</u>
<i>Fund Balance</i>	3,894,841
<i>Total Liabilities & Fund Balance</i>	<u>5,256,734</u>

*All figures are unaudited

City of Conway
 Monthly Financial Report - Sanitation
 For the month ended July 31, 2016



Revenues	<u>Budget</u>	<u>Month</u> <u>Activity</u>	<u>Year to</u> <u>Date</u>	<u>Encumbered</u>	<u>(Over)/Under</u> <u>Budget</u>	<u>%</u> <u>Expend/Collect</u>
Sanitation Fees	8,750,000	779,150	5,276,970		3,473,030	60%
Proceeds - Recycled Materials	400,000	83,425	328,296		71,704	82%
Landfill Fees - General	225,000	18,940	126,941		98,059	56%
Insurance Proceeds	181,078	-	181,078		-	-
Interest Income	55,000	6,694	43,944		11,056	80%
Miscellaneous Revenues	-	9,078	43,301		(43,301)	-
Total Revenues	9,611,078	897,288	6,000,530	-	3,610,549	62%
Expenditures						
Personnel Costs	4,000,646	447,239	2,211,665	-	1,788,981	55%
Other Operating Costs	2,984,375	223,906	1,206,066	173,232	1,605,077	40%
Total Operating Costs	6,985,021	671,145	3,417,730	173,232	3,394,058	49%
Capital Outlay	3,864,815	564,513	1,085,728	66,328	2,712,759	28%
Total Expenditures	10,849,837	1,235,658	4,503,458	239,561	6,106,817	42%
Net Revenue/(Expense)	(1,238,758)		1,497,071			

***All figures are unaudited**

Notes:

- 1) Budget column is current budget which includes all year-to-date adjustments, if any.
- 2) Capital outlay is shown here for budgeting purposes, but only depreciation expense will be recorded at year end.

City of Conway
Sanitation Fund
2016
Fund Balance Appropriations



<u>Ordinance</u>	<u>Date</u>	<u>Description</u>	<u>Amount</u>
			<u>\$ -</u>

City of Conway
 Balance Sheet - Sanitation
 For the month ended July 31, 2016



Cash - Operating	5,157,464
Petty Cash	200
Post Closure Cash Account	5,576,492
Accounts Receivable	735
Due from Other Funds	11,500
Due from Component Unit	862,034
General Inventory	2,122
Land & Buildings	2,697,649
Infrastructure	1,136,716
Machinery and Equipment	5,946,952
Vehicles	139,589
Computer Equip & Software	958
<i>Assets</i>	<u>21,532,413</u>
Accounts Payable	35,411
Salaries Payable	195,124
Insurance and Benefits Payable	20,927
Net Pension Obligation	1,286,026
Due to Other Funds	(6,461)
Landfill Close/Post Close	7,926,380
<i>Liabilities</i>	<u>9,457,407</u>
<i>Net Assets</i>	<u>12,075,006</u>
<i>Total Liabilities and Net Assets</i>	<u>21,532,413</u>

*All figures are unaudited

Note: Capital assets shown at book value (cost less accumulated depreciation).

City of Conway
 Monthly Financial Report - Airport
 For the month ended July 31, 2016



	<u>Budget</u>	<u>Month</u> <u>Activity</u>	<u>Year to</u> <u>Date</u>	<u>Encumbered</u>	<u>(Over)/Under</u> <u>Budget</u>	<u>%</u> <u>Expend/Collect</u>
Revenues						
Airport Fuel Sales	761,000	58,528	372,554		388,446	49%
Sales Tax	18,000	2,254	7,504		10,496	42%
T-Hangar Rent	118,000	3,630	32,687		85,313	28%
Community Hangar Rent	15,000	1,630	6,136		8,864	41%
Ground Leases	20,250	28,970	92,897		(72,647)	459%
Miscellaneous Revenues	2,500	735	5,580		(3,080)	223%
Total Revenues	934,750	95,747	517,357	-	417,393	55%
Expenditures						
Personnel Costs	204,700	18,914	98,114	-	106,586	48%
Fuel for Resale	550,000	40,504	239,521	-	310,479	44%
Other Operating Costs	139,200	4,099	39,087	895	99,218	28%
Total Operating Costs	893,900	63,518	376,722	895	516,283	42%
Capital Outlay	-	-	-	-	-	0%
Total Expenditures	893,900	63,518	376,722	895	516,283	42%
Net Revenue/(Expense)	40,850		140,635			

*All figures are unaudited

Notes:

- 1) Budget column is current budget which includes all year-to-date adjustments, if any.
- 2) Capital outlay is shown here for budgeting purposes, but only depreciation expense will be recorded at year end.

City of Conway
Airport Fund
2016



Fund Balance Appropriations

<u>Ordinance</u>	<u>Date</u>	<u>Description</u>	<u>Amount</u>
			<u>\$ -</u>

City of Conway
Balance Sheet - Airport
For the month ended July 31, 2016



Cash - Operating	238,502
Taxes Receivable	2,020
Accounts Receivable - Fuel Vendor	79,278
Due from Other Funds	733
<i>Assets</i>	<u>320,533</u>
Salaries Payable	1,855
Insurance and Benefits Payable	1,468
Due to General	427
<i>Liabilities</i>	<u>3,750</u>
<i>Fund Balance</i>	<u>316,783</u>
<i>Total Liabilities & Fund Balance</i>	<u>320,533</u>

*All figures are unaudited

City of Conway
Monthly Financial Report - Major Project Funds
For the month ended July 31, 2016



Parks and Rec A&P Tax

Balance, 6/30/16	2,091,970
Receipts	585,410
Payments	(25,186)
Balance, 7/31/16	\$2,652,194

Pay as you go Sales Tax

Balance, 6/30/16	2,078,683
Receipts	1,171
Payments	(562,382)
Balance, 7/31/16	\$1,517,472

Street Impact Fees

Balance, 6/30/16	469,447
Receipts	22,937
Payments	-
Balance, 7/31/16	\$ 492,384

Parks Impact Fees

Balance, 6/30/16	293,644
Receipts	12,206
Payments	-
Balance, 7/31/16	\$ 305,850



City of Conway, Arkansas
Ordinance No. O-16- _____

AN ORDINANCE CHANGING THE NAME OF CLEARWELL ROAD, EAST OF HOGAN LANE, TO MILLER'S VIEW ROAD; AND FOR OTHER PURPOSES:

Whereas, it is desired that the portion of the road currently named **Clearwell Road** in Nob Hill Subdivision, east of Hogan Lane, be renamed **Miller's View Road** by petition of property owner, Jim Miller, for the purpose of redevelopment.

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

Section 1: That only the portion of **Clearwell Road** in Nob Hill Subdivision, located East of Hogan Lane be renamed **Miller's View Road**.

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

PASSED this 23rd day of August, 2016.

Approved:

Mayor Tab Townsell

Attest:

Michael O. Garrett
City Clerk/Treasurer

OLD MORRILTON HWY

MILLER'S VIEW

NOB HILL DR

SUGAR MAPLE RIDGE

CLEARWELL RD

NOB HILL DRIVE

QUATTLEBAUM CV





City of Conway, Arkansas

Ordinance No. O-16-___

AN ORDINANCE CLOSING A PORTION OF THE 30 FOOT UTILITY EASEMENT OF LOTS 2, 3, 5 AND 6, ALONG ANDREWS DRIVE, MAKENNA COVE SUBDIVISION; AND FOR OTHER PURPOSES;

Whereas, a petition was duly filed with the City Council of the City of Conway, Arkansas on the 9th day of August, 2016 asking the City Council to vacate and abandon the North 4 feet of the 30 foot utility easement of Lots 2 and 3; and the North 3 feet of the 30 foot utility easement of Lots 5 and 6, Makenna Cove Subdivision.

Whereas, after due notices as required by law, the Council has, at the time and place mentioned in the notice, heard all persons desiring to be heard on the question and has ascertained that the easement or portion thereof, hereinbefore described, has heretofore been dedicated to the public use as an easement herein described; has not been actually used by the public generally for a period of at least 5 years subsequent to the filing of the plat; that all property owners of the property abutting upon the North 4 feet of the 30 foot utility easement of Lots 2 and 3; and the North 3 feet of the 30 foot utility easement of Lots 5 and 6, Makenna Cove Subdivision to be vacated have filed with their council their written consent to the abandonment; and that public interest and welfare will not be adversely affected by the abandonment of the North 4 feet of the 30 foot utility easement of Lots 2 and 3; and the North 3 feet of the 30 foot utility easement of Lots 5 and 6, Makenna Cove Subdivision.

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

Section 1. The City of Conway, Arkansas releases, vacates, and abandons all its rights, together with the rights of the public generally, in and to the North 4 feet of the 30 foot utility easement of Lots 2 and 3; and the North 3 feet of the 30 foot utility easement of Lots 5 and 6, Makenna Cove Subdivision, designated as follows:

Lots 2, 3, 5, and 6, Makenna Cove Subdivision to the City of Conway, Arkansas

Section 2. A copy of the ordinance, duly certified by the City Clerk, shall be filed in the office of the recorder of the county and recorded in the deed records of the county.

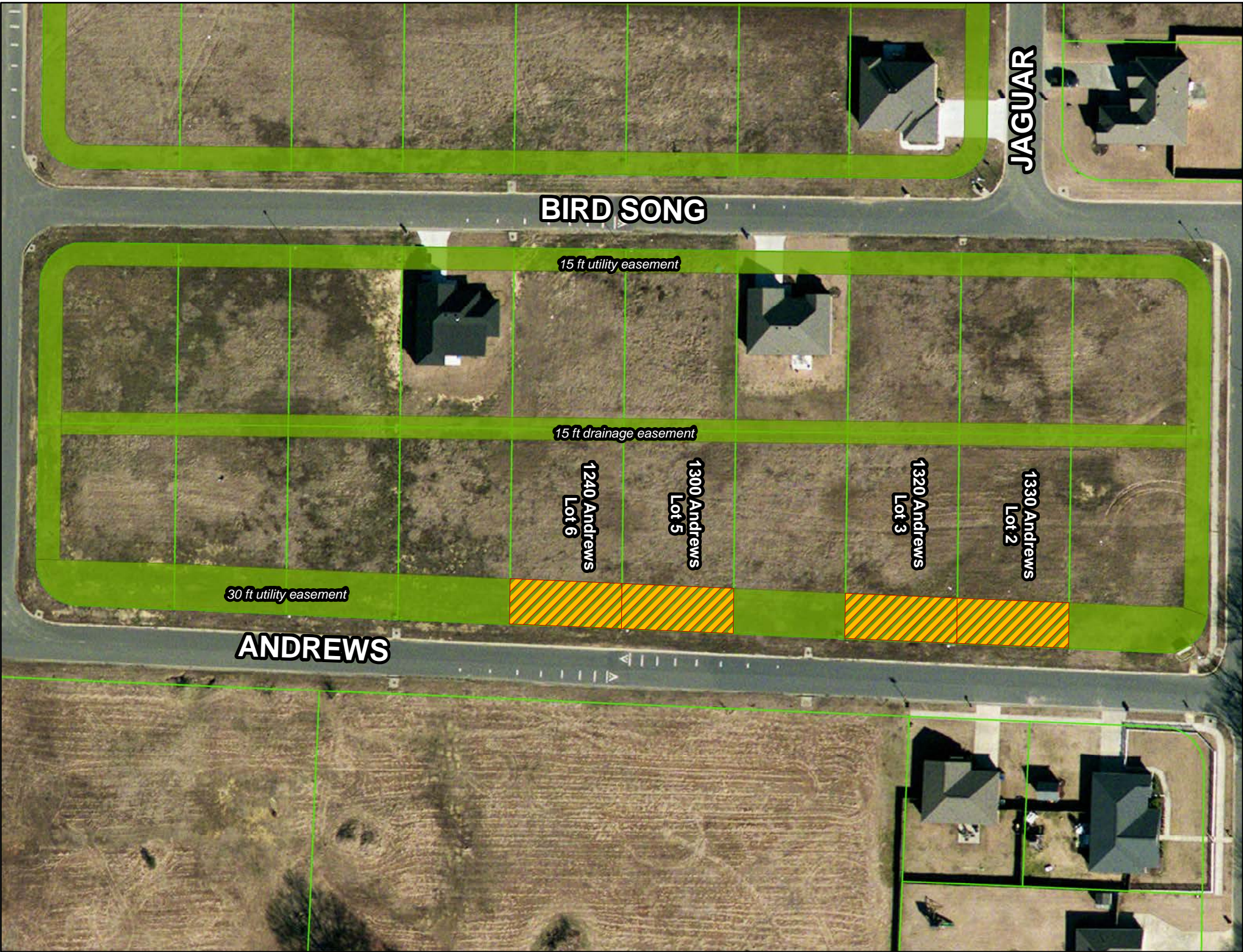
PASSED this 23rd day of August, 2016.

Approved:

Mayor Tab Townsell

Attest:

Michael O. Garrett
City Clerk/Treasurer



JAGUAR

BIRD SONG

15 ft utility easement

15 ft drainage easement

1330 Andrews
Lot 2

1320 Andrews
Lot 3

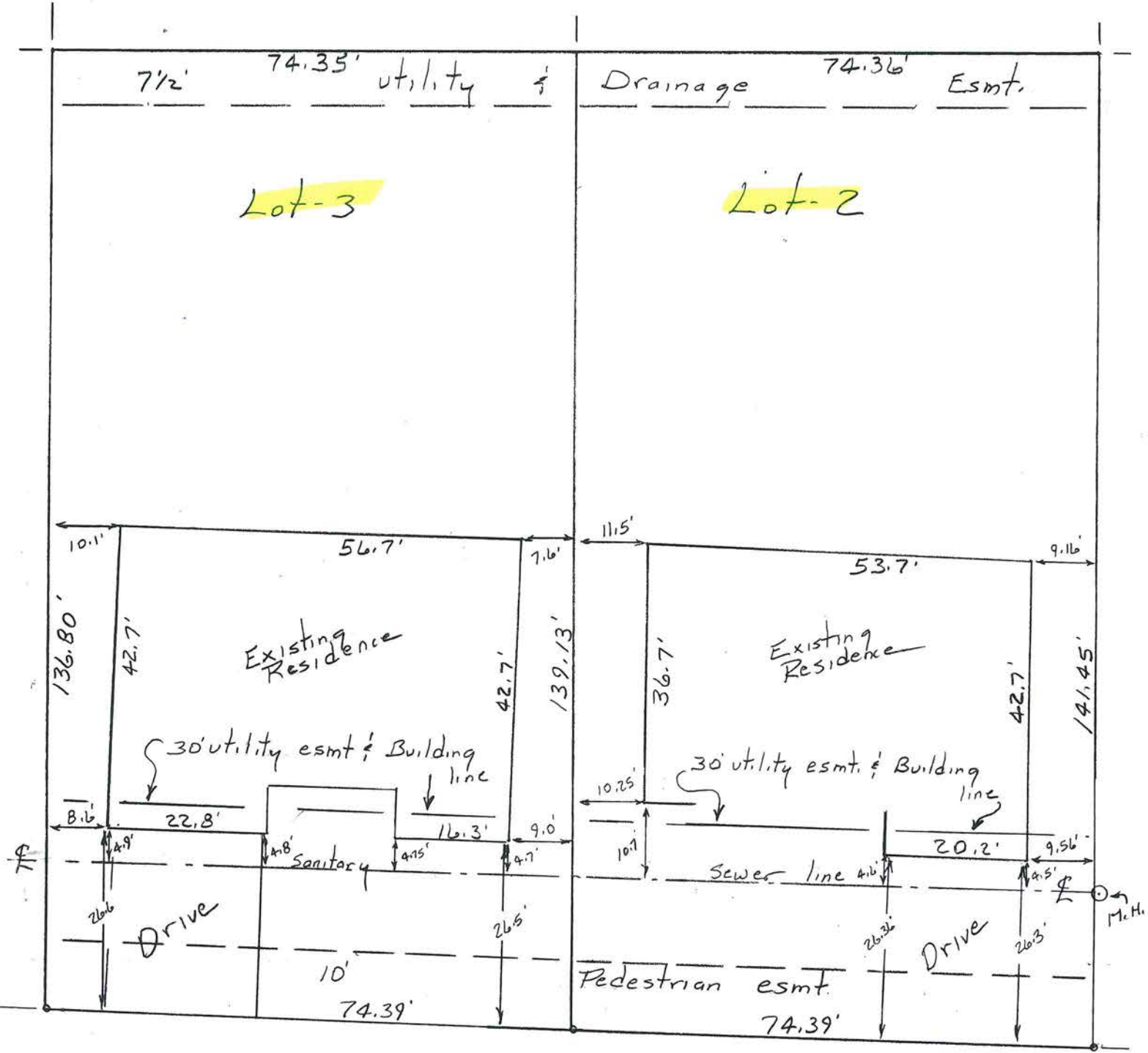
1300 Andrews
Lot 5

1240 Andrews
Lot 6

30 ft utility easement

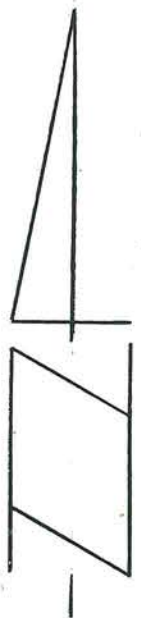
ANDREWS



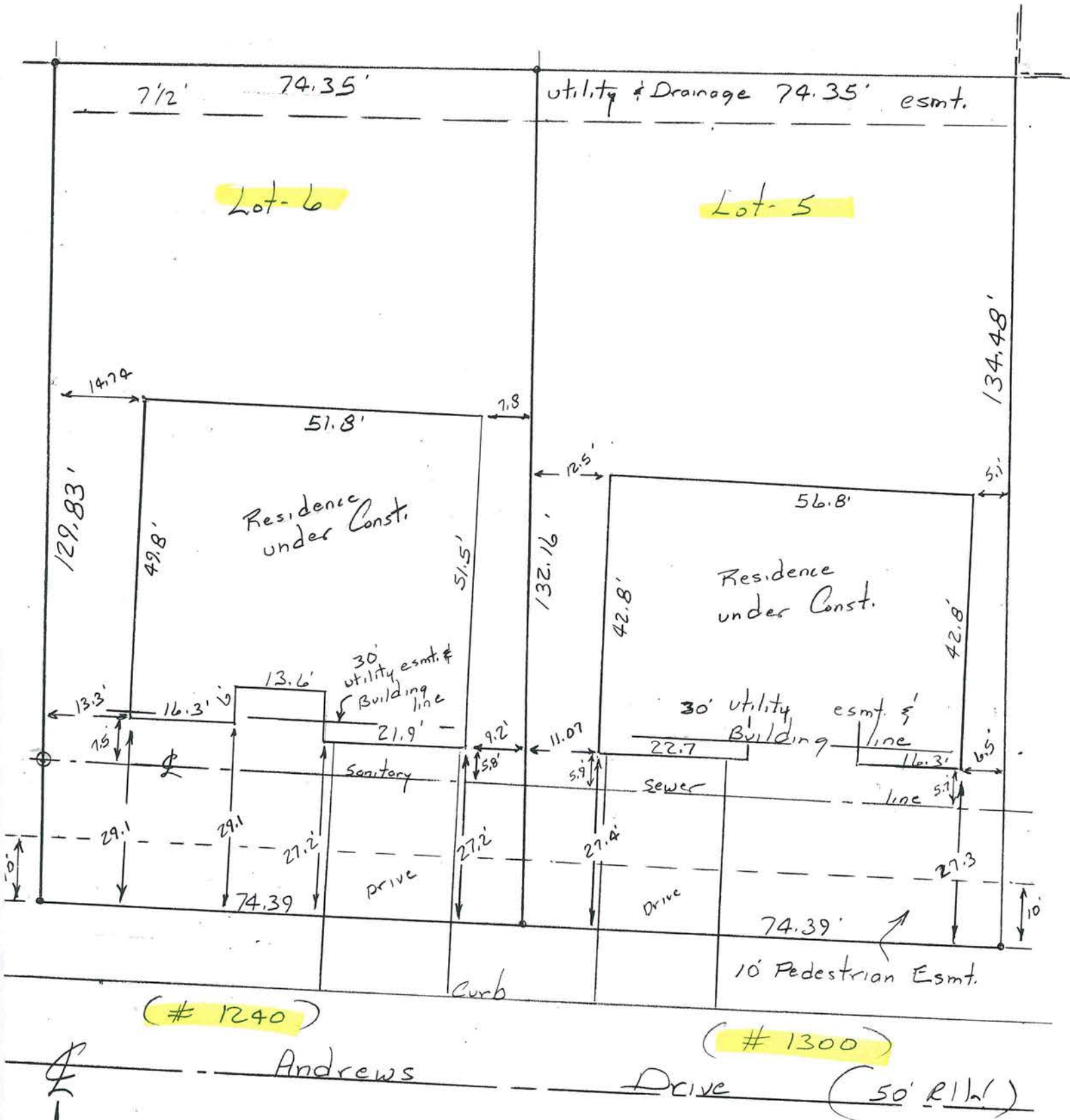


(# 1320) Curb (# 1330)
 Andrews Drive (50' R.I.H.)

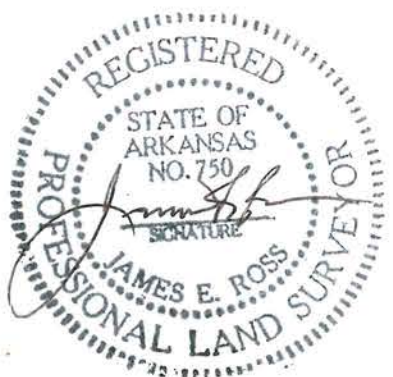
Lots 2 & 3, Makenna Cove Subdivision
 City of Conway, Arkansas, as shown on plat of
 record in Plat Book K, Page 293, plat records
 of Faulkner County, Arkansas.



For: Robert Hepner
 Date: 8-09-2016
 Scale 1" = 20'



Lots 5 & 6, Makenna Cove Subdivision, City of Conway, Arkansas, as shown on plat of record in Plat Book K, Page 293, plat records of Faulkner County, Arkansas.



For: Robert Hepner
 Date: 7/13/2016
 Scale: 1" = 20'
 • Iron Pin



City of Conway, Arkansas
Ordinance No. O-16- _____

**AN ORDINANCE CLOSING THE UNBUILT RIGHT OF WAY RUNNING THROUGH BLOCK 7, WEST END ADDITION;
 AND FOR OTHER PURPOSES:**

Whereas, a petition was duly filed with the City of Conway, Arkansas on the 2nd of August, 2016 by Trinity Development Company, Inc. asking the City Council to vacate and abandon the unbuilt, north-south, Right-of-Way running through Block 7, West End Addition.

Whereas, after due notice as required by law, the council has, at the time and place mentioned in the notice, heard all persons desiring to be heard on the question and has ascertained that the easement or the portion thereof, hereinbefore described, has heretofore been dedicated to the public use as a Right-of-Way herein described; has not been actually used by the public generally for a period of at least five (5) years subsequent to the filing of the plat; that all the owners of the property abutting upon the portion of the Right-of-Way to be vacated have been afforded the opportunity to file with the council their written consent to the abandonment; and the public interest and welfare will not be adversely affected by the abandonment of this portion of the Right-of-Way.

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

Section 1. The City of Conway, Arkansas releases, vacates, and abandons its rights, together with the rights of the public generally, in and to the unbuilt Right-of-Way designated as follows:

A 50 foot, unbuilt right-of-way running north and south through Block 7, West End Addition, east of Lot 2 SA-CO Office Park,

with the exception of a 15 foot easement, centered on the 6 inch water main running along the east side of said right-of-way; a 15 foot easement, centered on the 8 inch sewer main running along west side of said right-of-way, and the existing overhead electrical power lines for the use of Conway Corporation.

Section 2. A copy of the ordinance duly certified by the city clerk shall be filed in the office of the recorder of the county and recorded in the deed records of the county.

PASSED this 23rd day of August, 2016.

Approved:

Mayor Tab Townsell

Attest:

Michael O. Garrett
 City Clerk/Treasurer



705

625

625

625

622

CONWAY REGIONAL
HEALTH FOUNDATION, INC

600

SIMMONS FIRST
NATIONAL BANK

TRINITY DEVELOPMENT
COMPANY INC

550

TRINITY DEVELOPMENT
COMPANY INC

TRINITY DEVELOPMENT
COMPANY INC

SALEM RD

RIGHT OF WAY

2806

SPRADLIN, JERRY DEAN &
SPRADLIN, VELMA LEE
REVOC TRUST

SPRADLIN,
JERRELL

2850

ARVEST BANK

2802

COLLEGE AVE

2901

2825

2823

2755

319

2869

2835

2825

2825

2825

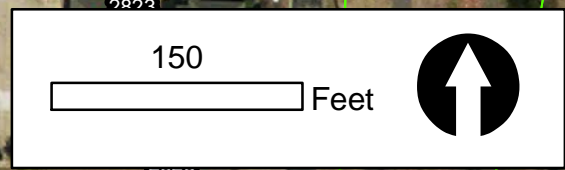
2825

2823

2823

2823

2823





Lynda Palmer

AT&T Arkansas
Mgr.-OSP Png & Engr Design
Right-of-Way
Joint Use of Poles

1111 West Capitol, Rm 941
Little Rock, AR 72201
Phone: (501) 373.5255
Fax: (501) 373.0229 Fax
lynda.palmer@att.com

August 12, 2016

City of Conway
Attn: Engineering Department
1201 Oak Street
Conway, AR 72032

sent via email

Starla Wood sdwood_caps@yahoo.com
Professional Surveying

Gentlemen:

RE: Proposed closing of right-of-way, West End Addition, Conway

AT&T has been asked to relinquish its interest in the following right-of-way:

A 50' road right-of-way running north and south through Block 7, West End Addition to the City of Conway, east of Lot 2 SA-CO Office Park.

AT&T concurs in this request.

Questions concerning our facilities in Conway can be referred to our local engineer, Lannie Page, at 501-218-6842 (lp1318@att.com).

Sincerely,

Lynda Palmer

CC: Lannie Page



August 11, 2016

City of Conway
1201 Oak St
Conway, AR 72032

RE: Closing of Alley on Block 7, West End Addition

To Whom it May Concern:

Centerpoint Energy has no objection to closing the alley on Block 7, West End Addition in Conway.

Thank You,

A handwritten signature in blue ink that reads "Tanya Malcolm".

Dennis Fisher
Tanya Malcolm

cc: Starla Wood



August 11, 2016

The Honorable Tab Townsell
Mayor of Conway
City Hall
1201 Oak Street
Conway, AR 72032

Re: Alley closure in Block 7 West End Addition, East of Lot 2 SA-CO Office Park in
Conway, Faulkner County, Arkansas.

Dear Mayor Townsell:

Conway Corporation has no objections to the request to close the Alley that runs North and South through Block 7, West End Addition, East of Lot 2 SA-CO Office Park. However, we do want to maintain a 15 foot easement center on the 6 inch water main running on the east side of that right of way, along with the overhead electric lines and a 15 foot easement centered on the 8 inch sewer main on the west side of the right of way. Please see attached map of existing utilities.

If you have any questions, please let me know.

Respectfully yours,

CONWAY CORPORATION

Leslie Guffey
Engineering and Planning

cc: CAPS



City of Conway, Arkansas
Resolution No. R-16-__

**A RESOLUTION OF INTENT OF THE CITY COUNCIL OF THE CITY OF CONWAY, ARKANSAS
 REGARDING THE ISSUANCE OF BONDS FOR THE PURPOSE OF ASSISTING IN THE
 FINANCING OF THE EXPANSION AND EQUIPPING OF AN INDUSTRIAL FACILITY
 LOCATED WITHIN THE CITY**

WHEREAS, the City of Conway, Arkansas (the “City”) is authorized under the provisions of the Municipalities and Counties Industrial Development Revenue Bond Law, Arkansas Code Annotated §§14-164-201 *et seq.* (1998 Repl. & 2015 Supp.) (the “Act”), to own, acquire, construct, reconstruct, improve, equip and lease facilities to secure and develop industry and to assist in the financing thereof by the issuance of bonds payable from the revenues derived from such facilities; and

WHEREAS, as defined in the Act, “industry” includes warehouses and distribution facilities and corporate and management offices for industry; and

WHEREAS, Douglas Companies, Inc., an Arkansas corporation engaged in the warehousing and distribution of convenience products, has evidenced its interest in expanding and equipping certain existing industrial facilities (the “Project”) located at 200 Exchange Avenue within the corporate boundaries of the City if permanent financing for the Project can be provided through the issuance of revenue bonds under the authority of the Act; and

WHEREAS, in order to secure and develop industry within the City in accordance with the provisions of the Act, the City desires to assist Douglas Companies, Inc. or an affiliate thereof (the “Company”) in the financing of the Project through the issuance of the City’s Not to Exceed \$7,000,000 Taxable Industrial Development Revenue Bonds (Douglas Companies Project);

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

Section 1. It is the City’s present intention to assist the Company in the financing of the proposed Project through the issuance of industrial development revenue bonds under the authority of the Act. It is presently estimated by the Company that bonds in the aggregate principal amount of approximately \$7,000,000 would be required for this purpose. However, the City’s intent is to issue the bonds from time to time, pursuant to the terms of the Act, in such amount as shall be requested by the Company for accomplishing all or any part of the Project, whether or not such amount is more or less than the above estimate and whether or not the facilities and improvements finally acquired, constructed and/or equipped are identical to or different from the facilities presently expected to constitute the Project.

Section 2. In conjunction with any issuance of bonds to assist in the financing of the Project, the City states its intention to enter into an agreement with the Company providing for annual payments by the Company in lieu of ad valorem taxes in an amount equal to thirty-five percent (35%) of the aggregate amount of ad valorem taxes that would otherwise be due with respect to the Project facilities but for the City’s issuance of the bonds. It is the City’s present intention that said bonds and the corresponding agreement for payments in lieu of ad valorem taxes would have a term of approximately twenty (20) years. Any payment made in lieu of ad valorem taxes would be distributed to the political subdivisions which would have received ad valorem tax payments with respect to the Project facilities in

the proportion that the millage levied by each affected political subdivision bears to the total millage levied by all affected political subdivisions.

Section 3. All resolutions and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Section 4. This Resolution shall be in full force and effect from and after its adoption.

ADOPTED this 23rd day of August, 2016.

Approved:

By: _____
Mayor Tab Townsell

Attest:

By: _____
Michael O. Garrett
City Clerk/Treasurer

(SEAL)



**City of Conway , Arkansas
Resolution No. R-16-_____**

RESOLUTION OF THE CITY OF CONWAY CERTIFYING LOCAL GOVERNMENT ENDORSEMENT OF BUSINESS TO PARTICIPATE IN THE TAX BACK PROGRAM (AS AUTHORIZED BY SECTION 15-4-2706(d) OF THE CONSOLIDATED INCENTIVE ACT OF 2003).

Whereas, in order to be considered for participation in the Tax Back Program, the local government must endorse a business to participate in the Tax Back Program; and

Whereas, the local government must authorize the refund of local sales and use taxes as provided in the Consolidated Incentive Act of 2003; and

Whereas, said endorsement must be made on specific form available from the Arkansas Economic Development Commission; and

Whereas, Insight Enterprises, Inc. is located at 355 LedgeLawn Drive, Suite 200, Conway, AR 72034 (Mailing address – 6820 South Hart Avenue, Tempe, AZ, 85283) has sought to participate in the program and more specifically has requested benefits accruing from the location of their Conway office facility; and

Whereas, Insight Enterprises, Inc. has agreed to furnish the local government all necessary information for compliance.

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

- Section 1. Insight Enterprises, Inc. is endorsed by the City of Conway, Arkansas for benefits from the sales & use tax refunds as provided by Section 15-4-2706(d) of the Consolidated Incentive Act of 2003.
- Section 2. The Department of Finance and Administration is authorized to refund local sales and use taxes to Insight.
- Section 3. This resolution shall take effect immediately.

Passed this 23rd day of August, 2016.

Approved:

Mayor Tab Townsell

Attest:

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



MEMO

TO: Mayor Tab Townsell
CC: City Council Members
FROM: Missy Lovelady
DATE: August 15, 2016
SUBJECT: Certified Liens – Code Enforcement

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. 408 S Davis | \$148.95 |
| 2. 26 Briarwood Cir | \$193.95 |
| 3. 66 Briarwood Cir | \$193.95 |
| 4. 1335 Josita | \$221.18 |

Please advise if you have any questions.

Thank you for your consideration.



City of Conway, Arkansas
Resolution No. R-16-____

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 **408 S. Davis** 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 **\$148.95** (\$108.14 + Penalty-\$10.81 + filing fee-\$30.00) 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 **August 23rd, 2016** 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 23rd day of August, 2016.

Approved:

Mayor Tab Townsell

Attest:

Michael O. Garrett
City Clerk/Treasurer

City of Conway
Code Enforcement
1201 Oak Street
Conway, Arkansas 72032



Missy Lovelady
Phone: 501-450-6191
Fax: 501-450-6144

MEMO:

To: Mayor Tab Townsell
CC: City Council Members

From: Missy Lovelady
Date: August 15, 2016

Re: 408 S Davis

- June 2, 2016– Warning Violation written regarding grass, rubbish/trash & appliance/furniture in the yard by Kim Beard.
- Property Owner is listed as Joseph Syed Banken.
- Property was rechecked on 6/13&24/16 with no progress made.
- Certified and regular letters were mailed 6/29/16 to address on file and a notice was left by post office.
- Property was rechecked on 7/6/16 with no action taken.
- Final Cleanup completed on 7/12/16.
- Certified and regular letters were sent including date, time & place of the City Council meeting.

If you have any questions please advise.

INVOICE

City of Conway
Code Enforcement

DATE: JULY 15, 2016

1201 Oak Street
 Conway, AR 72032
 Phone: 501-450-6191
 Fax 501-450-6144
 missy.schrag@cityofconway.org

TO Joseph & Ali Syed Banken
 408 S Davis
 Conway AR 72034

Description: Mowing/Clean-up/Admin Fees
 associated with the nuisance abatement at
 408 S Davis, Conway Arkansas

CODE ENFORCEMENT OFFICER	PARCEL NUMBER	PAYMENT TERMS	DUE DATE
Kim Beard	710-07340-008		August 23, 2016

HOURS	DESCRIPTION	UNIT PRICE	LINE TOTAL
1	2 Employee -Mowing/Cleanup	16.62	16.62
1.5	3 PT Employee - Mowing/Cleanup	10.94	16.41
	Sanitation ticket #562516	32.63	32.63
1	Maintenance fee (mower)	15.00	15.00
1	Administrative Fee (Missy Lovelady)	20.49	20.49
1	Administrative Fee (Kim Beard)	17.46	17.46
1	Administrative Fee (Michelle Collins)	10.94	10.94
2	Certified Letter	5.13	10.26
2	Regular letter	.48	.96
TOTAL BY 8/23/16			\$108.14
TOTAL AFTER 8/23/16			\$148.95

- Total amount due after August 23, 2016 includes collection penalty & filing fees

Make all checks payable to City of Conway Code Enforcement @ 1201 Oak Street Conway Arkansas 72032

City of Conway
Code Enforcement

1201 Oak Street
Conway, Arkansas 72032
www.cityofconway.org



Missy Lovelady
Conway Permits & Code Enforcement
Phone 501-450-6191
Fax 501-450-6144

July 15, 2016

Parcel # 710-07340-008

Joseph & Ali Syed Banken
408 S Davis
Conway AR 72034

RE: Nuisance Abatement at 408 S Davis, Conway AR
Cost of Clean-Up, Amount Due: \$108.14

To whom it may concern:

Because you failed or refused to remove, abate or eliminate certain conditions on the aforementioned real property in the City of Conway, after having been given seven (7) days notice in writing to do so, the City of Conway was forced to undertake the cleanup of this property to bring it within compliance of the Conway Municipal Code.

The City of Conway is requesting payment for all costs expended in correcting said condition. If after thirty (30) days from the receipt of this letter notifying you of the cost to correct said condition, such payment has not been remitted to the City, the City has the authority to file a lien against real estate property for the cost expended after City Council approval.

At its **August 23, 2016 Meeting**, 6:30 p.m. located at 810 Parkway Street, the City Council will conduct a public hearing on three items:

1. Consideration of the cost of the clean-up of your real property.
2. Consideration of placing a lien on your real property for this amount.
3. Consideration of certifying this amount determined at the hearing, plus a ten percent (10%) penalty for collection & filing fees, to the Tax Collector of Faulkner County to be placed on the tax books as delinquent taxes and collected accordingly.

None of these actions will be necessary if full payment is received before the meeting date. Please make check payable to the **City of Conway** and mail to **1201 Oak Street Conway Arkansas 72032** with the **attention to Missy Lovelady**. If you have any questions, please feel free to call me at 501-450-6191.

Sincerely,

Missy Lovelady

**Conway Code Enforcement
Incident Report**

Date of Violation: 06/02/16

Violator Name: Joseph Syed Banken

Address of Violation: 408 S Davis

Violation Type: Grass, Rubbish and Trash and Apppliance/Furn in yard

Warning #: CE8975

Description of Violation and Actions Taken: On 06/02/16 Code Enforcement Officer Kim Beard wrote a notice to correct grass, rubbish and trash and appliance/furniture in yard. Property was rechecked on 06/13/16 and 06/24/16 with no progress made. Certified and regular letters were mailed on 06/29/16. Property was rechecked on 07/06/16 with no action taken. Final cleanup was completed on 07/12/16.

Code Enforcement Officer: Kim Beard

Officer Signature: _____

Date:

Time:



City of Conway, Arkansas
Resolution No. R-16-___

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 26 Briarwood Cir 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 \$193.95 (\$149.05 + Penalty-\$14.90 + filing fee-\$30.00) 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 **August 23, 2016** 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 23rd day of August, 2016.

Approved:

Mayor Tab Townsell

Attest:

Michael O. Garrett
City Clerk/Treasurer

City of Conway
Code Enforcement
1201 Oak Street
Conway, Arkansas 72032



Missy Lovelady
Phone: 501-450-6191
Fax: 501-450-6144

MEMO:

To: Mayor Tab Townsell
CC: City Council Members

From: Missy Lovelady
Date: August 15, 2016

Re: 26 Briarwood Circle

- June 29, 2016– Warning Violation written regarding grass, rubbish & trash in the yard by Kim Beard.
- Property Owner is listed as Elizabeth Jacksn.
- Property was rechecked on 7/7/16 with no progress made.
- Final Cleanup completed on 7/11/16.
- Certified and regular letters were sent including date, time & place of the City Council meeting.

If you have any questions, please advise.

INVOICE

City of Conway
Code Enforcement

DATE: AUGUST 19, 2016

1201 Oak Street
Conway, AR 72032
Phone: 501-450-6191
Fax 501-450-6144
missy.schrag@cityofconway.org

TO Elizabeth M Jackson
26 Briarwood Cir
Conway AR 72032

Description: Mowing/Clean-up/Admin Fees
associated with the nuisance abatement at
26 Briarwood Cir, Conway Arkansas

CODE ENFORCEMENT OFFICER	PARCEL NUMBER	PAYMENT TERMS	DUE DATE
Kim Beard	710-09038-000		August 23, 2016

HOURS	DESCRIPTION	UNIT PRICE	LINE TOTAL
1	1 Employee -Mowing/Cleanup	18.82	18.82
2	2 Employee -Mowing/Cleanup	16.62	33.24
2	2 PT Employee - Mowing/Cleanup	10.94	21.88
1	Maintenance fee (mower)	15.00	15.00
1	Administrative Fee (Missy Lovelady)	20.49	20.49
1	Administrative Fee (Kim Beard)	17.46	17.46
1	Administrative Fee (Michelle Collins)	10.94	10.94
2	Certified Letter	5.13	10.26
2	Regular letter	.48	.96

TOTAL BY 8/23/16 \$149.05

- Total amount due after August 23, 2016 includes collection penalty & filing fees

TOTAL AFTER 8/23/16 \$193.95

Make all checks payable to City of Conway Code Enforcement @ 1201 Oak Street Conway Arkansas 72032

City of Conway
Code Enforcement

1201 Oak Street
Conway, Arkansas 72032
www.cityofconway.org



Missy Lovelady
Conway Permits & Code Enforcement
Phone 501-450-6191
Fax 501-450-6144

July 15, 2016

Parcel # 710-09038-000

Elizabeth M Jackson
26 Briarwood Cir
Conway AR 72032

RE: Nuisance Abatement at 26 Briarwood Cir, Conway AR
Cost of Clean-Up, Amount Due: \$149.05

To whom it may concern:

Because you failed or refused to remove, abate or eliminate certain conditions on the aforementioned real property in the City of Conway, after having been given seven (7) days notice in writing to do so, the City of Conway was forced to undertake the cleanup of this property to bring it within compliance of the Conway Municipal Code.

The City of Conway is requesting payment for all costs expended in correcting said condition. If after thirty (30) days from the receipt of this letter notifying you of the cost to correct said condition, such payment has not been remitted to the City, the City has the authority to file a lien against real estate property for the cost expended after City Council approval.

At its **August 23, 2016 Meeting**, 6:30 p.m. located at 810 Parkway Street, the City Council will conduct a public hearing on three items:

1. Consideration of the cost of the clean-up of your real property.
2. Consideration of placing a lien on your real property for this amount.
3. Consideration of certifying this amount determined at the hearing, plus a ten percent (10%) penalty for collection & filing fees, to the Tax Collector of Faulkner County to be placed on the tax books as delinquent taxes and collected accordingly.

None of these actions will be necessary if full payment is received before the meeting date. Please make check payable to the **City of Conway** and mail to **1201 Oak Street Conway Arkansas 72032** with the **attention to Missy Lovelady**. If you have any questions, please feel free to call me at 501-450-6191.

Sincerely,

Missy Lovelady

**Conway Code Enforcement
Incident Report**

Date of Violation: 06/29/16

Violator Name: Elizabeth Jackson

Address of Violation: 26 Briarwood Circle

Violation Type: Grass; Rubbish & Trash

Warning #: CE8998

Description of Violation and Actions Taken: On 06/29/16 Code Enforcement Officer Kim Beard wrote a notice to correct grass and rubbish & trash. Property was rechecked on 07/07/16 with no progress made. Final cleanup was completed on 07/11/16.

Code Enforcement Officer: Kim Beard

Officer Signature: _____

Date:

Time:



City of Conway, Arkansas
Resolution No. R-16-___

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 66 Briarwood Circle 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 \$193.95 (\$149.05 + Penalty-\$14.90 + filing fee-\$30.00) 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 **August 23, 2016** 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 23rd day of August, 2016.

Approved:

Mayor Tab Townsell

Attest:

Michael O. Garrett
City Clerk/Treasurer

City of Conway
Code Enforcement
1201 Oak Street
Conway, Arkansas 72032



Missy Lovelady
Phone: 501-450-6191
Fax: 501-450-6144

MEMO:

To: Mayor Tab Townsell
CC: City Council Members

From: Missy Lovelady
Date: August 15, 2016

Re: 66 Briarwood Circle

- June 28, 2016– Warning Violation written regarding grass in the yard by Kim Beard.
- Property Owner is listed as Arthur Buras.
- Property was rechecked on 7/6/16 with no progress made.
- Final Cleanup completed on 7/11/16.
- Certified and regular letters were sent including date, time & place of the City Council meeting.

If you have any questions, please advise.

INVOICE

City of Conway Code Enforcement

DATE: AUGUST 19, 2016

1201 Oak Street
Conway, AR 72032
Phone: 501-450-6191
Fax 501-450-6144
missy.schrag@cityofconway.org

TO Arthur Buras
66 Briarwood Cir
Conway AR 72034

Description: Mowing/Clean-up/Admin Fees
associated with the nuisance abatement at
66 Briarwood Cir, Conway Arkansas

CODE ENFORCEMENT OFFICER	PARCEL NUMBER	PAYMENT TERMS	DUE DATE
Kim Beard	710-09029-000		August 23, 2016

HOURS	DESCRIPTION	UNIT PRICE	LINE TOTAL	
1	1 Employee -Mowing/Cleanup	18.82	18.82	
2	2 Employee - Mowing/Cleanup	16.62	33.24	
2	2 PT Employee - Mowing/Cleanup	10.94	21.88	
1	Maintenance fee (mower)	15.00	15.00	
1	Administrative Fee (Missy Lovelady)	20.49	20.49	
1	Administrative Fee (Kim Beard)	17.46	17.46	
1	Administrative Fee (Michelle Collins)	10.94	10.94	
2	Certified Letter	5.13	10.26	
2	Regular letter	.48	.96	
TOTAL BY 8/23/16			\$149.05	
<ul style="list-style-type: none">Total amount due after August 23, 2016 includes collection penalty & filing fees			TOTAL AFTER 8/23/16	\$193.95

Make all checks payable to City of Conway Code Enforcement @ 1201 Oak Street Conway Arkansas 72032

City of Conway
Code Enforcement

1201 Oak Street
Conway, Arkansas 72032
www.cityofconway.org



Missy Lovelady
Conway Permits & Code Enforcement
Phone 501-450-6191
Fax 501-450-6144

July 15, 2016

Parcel # 710-09029-000

Arthur Buras
66 Briarwood Cir
Conway AR 72034

RE: Nuisance Abatement at 66 Briarwood Cir, Conway AR
Cost of Clean-Up, Amount Due: \$149.05

To whom it may concern:

Because you failed or refused to remove, abate or eliminate certain conditions on the aforementioned real property in the City of Conway, after having been given seven (7) days notice in writing to do so, the City of Conway was forced to undertake the cleanup of this property to bring it within compliance of the Conway Municipal Code.

The City of Conway is requesting payment for all costs expended in correcting said condition. If after thirty (30) days from the receipt of this letter notifying you of the cost to correct said condition, such payment has not been remitted to the City, the City has the authority to file a lien against real estate property for the cost expended after City Council approval.

At its **August 23, 2016 Meeting**, 6:30 p.m. located at 810 Parkway Street, the City Council will conduct a public hearing on three items:

1. Consideration of the cost of the clean-up of your real property.
2. Consideration of placing a lien on your real property for this amount.
3. Consideration of certifying this amount determined at the hearing, plus a ten percent (10%) penalty for collection & filing fees, to the Tax Collector of Faulkner County to be placed on the tax books as delinquent taxes and collected accordingly.

None of these actions will be necessary if full payment is received before the meeting date. Please make check payable to the **City of Conway** and mail to **1201 Oak Street Conway Arkansas 72032** with the **attention to Missy Lovelady**. If you have any questions, please feel free to call me at 501-450-6191.

Sincerely,

Missy Lovelady

**Conway Code Enforcement
Incident Report**

Date of Violation: 06/28/16

Violator Name: Arthur Buras

Address of Violation: 66 Briarwood Circle

Violation Type: Grass

Warning #: CE8996

Description of Violation and Actions Taken: On 06/28/16 Code Enforcement Officer Kim Beard wrote a notice to correct grass. Property was rechecked on 07/06/16 with no progress made. Final cleanup was completed on 07/11/16.

Code Enforcement Officer: Kim Beard

Officer Signature: _____

Date:

Time:



City of Conway, Arkansas
Resolution No. R-16-___

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 1335 Josita 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 \$221.18 (\$173.80 + Penalty-\$17.38 + filing fee-\$30.00) 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 **August 23, 2016** 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 23rd day of August, 2016.

Approved:

Mayor Tab Townsell

Attest:

Michael O. Garrett
City Clerk/Treasurer

City of Conway
Code Enforcement
1201 Oak Street
Conway, Arkansas 72032



Missy Lovelady
Phone: 501-450-6191
Fax: 501-450-6144

MEMO:

To: Mayor Tab Townsell
CC: City Council Members

From: Missy Lovelady
Date: August 15, 2016

Re: 1335 Josita

- May13, 2016– Warning Violation written regarding grass, rubbish & trash in the yard by Kim Beard.
- Property Owner is listed as Susan Davis.
- Property was rechecked on 5/24/16 with no progress made.
- Certified and regular letters were mailed 5/26/16 to address on file and a notice was left by post office.
- Property was rechecked on 6/3/16 &6/27/16 with no action taken.
- Final Cleanup completed on 7/12/16.
- Certified and regular letters were sent including date, time & place of the City Council meeting.

If you have any questions, please advise.

INVOICE

City of Conway
Code Enforcement

DATE: AUGUST 19, 2016

1201 Oak Street
Conway, AR 72032
Phone: 501-450-6191
Fax 501-450-6144
missy.schrag@cityofconway.org

TO Susan S Davis
1335 Josita
Conway AR 72034

Description: Mowing/Clean-up/Admin Fees
associated with the nuisance abatement at
1335 Josita, Conway Arkansas

CODE ENFORCEMENT OFFICER	PARCEL NUMBER	PAYMENT TERMS	DUE DATE
Kim Beard	711-12188-225		August 23, 2016

HOURS	DESCRIPTION	UNIT PRICE	LINE TOTAL
2	2 Employee -Mowing/Cleanup	16.62	33.24
3	3 PT Employee - Mowing/Cleanup	10.94	32.82
	Sanitation ticket #562517	32.63	32.63
1	Maintenance fee (mower)	15.00	15.00
1	Administrative Fee (Missy Lovelady)	20.49	20.49
1	Administrative Fee (Kim Beard)	17.46	17.46
1	Administrative Fee (Michelle Collins)	10.94	10.94
2	Certified Letter	5.13	10.26
2	Regular letter	.48	.96

TOTAL BY 8/23/16 \$173.80

- Total amount due after August 23, 2016 includes collection penalty & filing fees

TOTAL AFTER 8/23/16 \$221.18

Make all checks payable to City of Conway Code Enforcement @ 1201 Oak Street Conway Arkansas 72032

City of Conway
Code Enforcement

1201 Oak Street
Conway, Arkansas 72032
www.cityofconway.org



Missy Lovelady
Conway Permits & Code Enforcement
Phone 501-450-6191
Fax 501-450-6144

July 15, 2016

Parcel # 711-12188-225

Susan Davis
1335 Josita
Conway AR 72034

RE: Nuisance Abatement at 1335 Josita, Conway AR
Cost of Clean-Up, Amount Due: \$173.80

To whom it may concern:

Because you failed or refused to remove, abate or eliminate certain conditions on the aforementioned real property in the City of Conway, after having been given seven (7) days notice in writing to do so, the City of Conway was forced to undertake the cleanup of this property to bring it within compliance of the Conway Municipal Code.

The City of Conway is requesting payment for all costs expended in correcting said condition. If after thirty (30) days from the receipt of this letter notifying you of the cost to correct said condition, such payment has not been remitted to the City, the City has the authority to file a lien against real estate property for the cost expended after City Council approval.

At its **August 23, 2016 Meeting**, 6:30 p.m. located at 810 Parkway Street, the City Council will conduct a public hearing on three items:

1. Consideration of the cost of the clean-up of your real property.
2. Consideration of placing a lien on your real property for this amount.
3. Consideration of certifying this amount determined at the hearing, plus a ten percent (10%) penalty for collection & filing fees, to the Tax Collector of Faulkner County to be placed on the tax books as delinquent taxes and collected accordingly.

None of these actions will be necessary if full payment is received before the meeting date. Please make check payable to the **City of Conway** and mail to **1201 Oak Street Conway Arkansas 72032** with the **attention** to **Missy Lovelady**. If you have any questions, please feel free to call me at 501-450-6191.

Sincerely,

Missy Lovelady

**Conway Code Enforcement
Incident Report**

Date of Violation: 05/13/16

Violator Name: Susan Davis

Address of Violation: 1335 Josita

Violation Type: Grass and Rubbish and Trash

Warning #: CE8963

Description of Violation and Actions Taken: On 05/13/16 Code Enforcement Officer Kim Beard wrote a notice to correct grass and rubbish and trash. Property was rechecked on 05/24/16 with no progress made. Certified and regular letters were mailed on 05/26/16. Property was rechecked on 06/03/16 and 06/27/16 with no action taken. Final cleanup was completed on 07/12/16.

Code Enforcement Officer: Kim Beard

Officer Signature: _____

Date:

Time:



Vector Disease Control International

Mosquito Surveillance and Control Report

for

Conway, AR

Activities from 1 July -
31 July 2016

1375 Siebenmorgan Rd • Conway, AR 72032

T- (870)222-7971

www.vdci.net





Conway Activity Report

July 2016

Vector Disease Control, Inc. (VDCI) provides a proven, scientific approach to mosquito control for the City of Conway. VDCI's operations include larval and adult mosquito surveillance followed by the application of larvicides and adulticides. In addition, our office responds to service requests from the public.

Mosquito Surveillance

VDCI utilized a total of 10 CDC Traps in 12 different locations throughout the month of July. Throughout the month we changed locations, out of curiosity of other locations, within the contract. First, we moved our Round Mountain trap to 1700 Mayor lane, giving us a trap in the very south east corner of Conway, AR. We also moved our Oliver trap (143 Oliver) to Beaver Fork Park, in the very northern portion of Conway, AR. Currently, the traps can be found in the following locations: 1375 Siebenmorgen St., 1717 Bruce St., Centennial Soccer Park on Artis Lane, "The Links" at the Cadron Valley Country Club, 2971 Eggman Rd, 2301 Hermes lane, Beaver Fork Park, University of Central Arkansas Nature Reserve (Farris Rd.), intersection of Spencer Lake Dr. and Padgett Rd. (on Lake Carol Dan), and 1700 Mayor Lane.

As always, our Centennial Soccer Park trap yielded the highest count for the month, for an average of 265.5 mosquitoes/night. Next came the newly placed trap at Beaver Fork Park, with 77.7 mosquitoes/night. Our lowest trap count comes from 2301 Hermes, with an average of 2.8 mosquitoes/night. All traps have experienced a semi-consistent count, with periodic "jumps" or "dips", due to high rain or during very dry consecutive days.

A common trend for all traps is the presence of *Anopheles quadramaculatis*. This mosquito is aggressive and of a large size, making it a noticeable pest. They are



also a hardy species of mosquitoes, originating from eutrophic waters of rice fields, or any other stagnant water containing organic nutrients. Another aggressive mosquito species that has made its way in many of our traps is *Psorophora columbiae*. Though even more aggressive than the *A. quadramaculatis*, it is not a hardy species of mosquitoes. For example, the Centennial Soccer Park held tons of stagnant water for these mosquitoes to breed. There was 200 + of just this one species. VDCI focused on these areas, as well as upwind areas just outside of Conway, and at the end of July there was a count of 43 (July 28). There is a presence of *Aedes albopictus*, an invasive species from southeast Asia. This mosquito can be a vector of the zika virus, as well as a couple other disease, such as the yellow fever virus, dengue fever, and chikungunya fever. It is very fortunate that this mosquito does not travel great distances, which has kept it localized around our following traps: Eggman, Spencer Lake Dr., and Bruce, with our Bruce trap yielding the most *A. albopictus*. (a range from 0 - 9). There has not been a consistent yield of this species in any other trap, meaning we may catch 1 or 2 every week. Since *Aedes albopictus* does not travel great distances, this means somebody could be breeding them in their backyard in an unknown location. Officials should look for dirty stagnant water for these pests. Data of trap findings can be found in the surveillance forms attached.

Larval Control Activity

Permanent water, flood water, artificial containers, and drainage system sites have been inspected for larval mosquito breeding. In the month of July, VDCI applied 282.6 ounces of Aquabac 200 g (62637-3) and 327.4 ounces of Vectobac 12AS (73049-38), equaling out to a total of 610 ounces of larvicide applied to the city of Conway, AR. Larvicide was applied to any service request performed, if needed as well. If there are any leads of consistent standing water, lacking the presence of minnows or fish, these areas need to be reported so we can keep a close watch. Data sheets and maps of our larvicide program can be found attached.



Adult Mosquito Control Activity

Vector Disease Control Int. has been running two trucks, covering all of Conway, AR within a week's time. Throughout this period, an estimated 112.2 gallons of adulticide chemical has been applied via night application. The following chemicals have been used in combating the population of adult mosquitoes, along with the amount applied: Permanone 30-30 (432-1235), 71.4 gallons applied; Kontrol 30-30 (73748-5), 40.8 gallons applied. Our data shows a great presence in zone 4, as usual. We have started bringing much attention to our zone 7 as well, due to the presence of *Aedes albopictus* in our trap, located at 1717 Bruce Street. We applied 32 gallons and 11.6 gallons to these two zones, respectively. We also calculated an estimated 400.5 spray miles, covering 14,193.6 acres of the city of Conway. These two latter variables are the amount of miles driven during application and the amount of acres that has been engaged by our chemical's "fog." All of our adulticide data is attached to this form.

Service Request

VDCI experienced a fair amount of service requests, during the month of July. The majority of service requests performed were self-driven service requests, consisting of the Centennial Soccer Park, Beaver Fork Park, and UCA. However, many individuals have taken advantage of our online system that the code enforcement dept, has set up, to request our services. Many others still prefer to call our office or the code enforcement's office as well. Either way, we guarantee a speedy and genuine services to the people of Conway, with their pesticide needs. A total of 8713.6 ounces of adulticide and 140.30 ounces of larvicide have been applied to a total of 82 residents and businesses. Attached are statistics and maps of our service request program. If there are any questions or interest in seeing examples of our service request forms, copies will gladly be presented to city council or other individuals of city hall.

**Summary**

During this report period, VDCI maintained excellent control of larval and adult mosquito populations throughout the City of Conway. VDCI strives for the best mosquito control possible. We will also maintain our equipment and continue with an enhanced control plan for the 2016 season. As always, all residents with any mosquito-related questions or concerns are encouraged to contact VDCI's Conway office at (870) 222.7971.



Adult Mosquito Surveillance Report

Start Date: 7/1/2016

End Date: 7/31/2016

Conway

Trap Location	Date Trap Set	Trap Type	Mosquito Species	No. Collected
Treatment Area 0 Collections				
Round Mountain (Control)	7/5/2016	CDC Light Trap	<i>Aedes vexans</i>	13
			<i>Culex spp.</i>	7
			<i>Psorophora columbiae</i>	7
Round Mountain (Control)	7/11/2016	CDC Light Trap	<i>Aedes vexans</i>	3
			<i>Anopheles quadrimaculatus</i>	4
			<i>Culex spp.</i>	2
Round Mountain (Control)	7/18/2016	CDC Light Trap	<i>Psorophora columbiae</i>	13
			<i>Aedes vexans</i>	2
			<i>Anopheles quadrimaculatus</i>	25
Round Mountain (Control)	7/25/2016	CDC Light Trap	<i>Culex spp.</i>	11
			<i>Psorophora columbiae</i>	2
			<i>Aedes vexans</i>	34
Round Mountain (Control)	7/25/2016	CDC Light Trap	<i>Aedes vexans</i>	34
			<i>Anopheles quadrimaculatus</i>	11
			<i>Culex spp.</i>	12
			<i>Psorophora columbiae</i>	4
Trap Total				150 (Avg. 37.5)

Treatment Area 1 Collections				
Hermes	7/5/2016	CDC Light Trap	<i>Anopheles punctipennis</i>	1
Hermes	7/11/2016	CDC Light Trap	<i>Anopheles quadrimaculatus</i>	1
			<i>Psorophora columbiae</i>	3
Hermes	7/18/2016	CDC Light Trap	<i>Culex spp.</i>	3
Hermes	7/25/2016	CDC Light Trap	<i>Aedes vexans</i>	1
			<i>Culex spp.</i>	1
			<i>Psorophora columbiae</i>	3
Hermes	7/28/2016	CDC Light Trap	<i>Anopheles quadrimaculatus</i>	1
Trap Total				14 (Avg. 2.8)
Siebenmorgen	7/11/2016	CDC Light Trap	<i>Anopheles quadrimaculatus</i>	3

Vector Disease Control International
 1375 E. Siebenmorgen Rd.
 Conway, AR 72032
 800-413-4445

Trap Location	Date Trap Set	Trap Type	Mosquito Species	No. Collected
Siebenmorgen	7/11/2016	CDC Light Trap	<i>Culex spp.</i>	5
Siebenmorgen	7/25/2016	CDC Light Trap	<i>Aedes albopictus</i>	3
			<i>Anopheles quadrimaculatus</i>	1
			<i>Psorophora ferox</i>	6
Trap Total				18 (Avg. 9)

Treatment Area 2 Collections

Beaver Fork Park	7/18/2016	CDC Light Trap	<i>Aedes vexans</i>	27
			<i>Anopheles quadrimaculatus</i>	13
			<i>Culex spp.</i>	17
			<i>Psorophora columbiae</i>	33
Beaver Fork Park	7/25/2016	CDC Light Trap	<i>Anopheles quadrimaculatus</i>	40
			<i>Culex spp.</i>	6
			<i>Psorophora columbiae</i>	5
Beaver Fork Park	7/28/2016	CDC Light Trap	<i>Anopheles quadrimaculatus</i>	80
			<i>Culex spp.</i>	5
			<i>Psorophora columbiae</i>	7
Trap Total				233 (Avg. 77.7)

Treatment Area 3 Collections

Cadron Valley Country Club	7/5/2016	CDC Light Trap	<i>Anopheles quadrimaculatus</i>	4
			<i>Culex spp.</i>	2
Cadron Valley Country Club	7/11/2016	CDC Light Trap	<i>Aedes albopictus</i>	1
			<i>Aedes vexans</i>	2
			<i>Culex spp.</i>	1
Cadron Valley Country Club	7/25/2016	CDC Light Trap	<i>Aedes vexans</i>	3
			<i>Anopheles quadrimaculatus</i>	14
			<i>Culex spp.</i>	2
			<i>Psorophora columbiae</i>	2
Cadron Valley Country Club	7/28/2016	CDC Light Trap	<i>Anopheles quadrimaculatus</i>	3
			<i>Culex spp.</i>	1
Trap Total				35 (Avg. 8.8)

Treatment Area 4 Collections

Trap Location	Date Trap Set	Trap Type	Mosquito Species	No. Collected
Artis Lane	7/11/2016	CDC Light Trap	<i>Anopheles quadrimaculatus</i>	33
			<i>Culex spp.</i>	41
			<i>Psorophora columbiae</i>	206
Artis Lane	7/18/2016	CDC Light Trap	<i>Anopheles quadrimaculatus</i>	73
			<i>Culex spp.</i>	260
			<i>Psorophora columbiae</i>	32
Artis Lane	7/25/2016	CDC Light Trap	<i>Anopheles quadrimaculatus</i>	110
			<i>Culex spp.</i>	90
			<i>Psorophora columbiae</i>	16
Artis Lane	7/28/2016	CDC Light Trap	<i>Aedes vexans</i>	7
			<i>Anopheles quadrimaculatus</i>	107
			<i>Culex spp.</i>	44
			<i>Psorophora columbiae</i>	43
Trap Total				1,062 (Avg. 265.5)
Spencer Lake Dr.	7/5/2016	CDC Light Trap	<i>Aedes vexans</i>	10
			<i>Anopheles quadrimaculatus</i>	20
			<i>Culex spp.</i>	40
Spencer Lake Dr.	7/18/2016	CDC Light Trap	<i>No Mosquitoes</i>	0
Spencer Lake Dr.	7/25/2016	CDC Light Trap	<i>Aedes albopictus</i>	1
			<i>Aedes vexans</i>	6
			<i>Anopheles quadrimaculatus</i>	14
			<i>Culex spp.</i>	37
Spencer Lake Dr.	7/28/2016	CDC Light Trap	<i>Aedes vexans</i>	7
			<i>Anopheles quadrimaculatus</i>	15
			<i>Culex spp.</i>	35
			<i>Psorophora columbiae</i>	2
Trap Total				187 (Avg. 46.8)

Treatment Area 5 Collections

Eggman	7/5/2016	CDC Light Trap	<i>Anopheles quadrimaculatus</i>	16
			<i>Culex spp.</i>	2
Eggman	7/18/2016	CDC Light Trap	<i>Aedes albopictus</i>	1
			<i>Aedes vexans</i>	1
			<i>Anopheles quadrimaculatus</i>	3
			<i>Culex spp.</i>	28
			<i>Psorophora columbiae</i>	3
Eggman	7/25/2016	CDC Light Trap	<i>Anopheles quadrimaculatus</i>	2
			<i>Culex spp.</i>	20

Trap Location	Date Trap Set	Trap Type	Mosquito Species	No. Collected
Eggman	7/25/2016	CDC Light Trap	<i>Psorophora columbiae</i>	8
Eggman	7/28/2016	CDC Light Trap	<i>Aedes albopictus</i>	3
			<i>Anopheles quadrimaculatus</i>	5
			<i>Culex spp.</i>	4
Trap Total				96 (Avg. 24)

Treatment Area 6 Collections

Farris	7/28/2016	CDC Light Trap	<i>Anopheles quadrimaculatus</i>	5
			<i>Culex spp.</i>	11
			<i>Psorophora ferox</i>	5
Trap Total				21 (Avg. 21)

Treatment Area 7 Collections

Bruce	7/5/2016	CDC Light Trap	<i>Aedes albopictus</i>	2
			<i>Aedes vexans</i>	1
			<i>Anopheles quadrimaculatus</i>	4
			<i>Culex spp.</i>	1
Bruce	7/11/2016	CDC Light Trap	<i>Aedes albopictus</i>	7
			<i>Aedes vexans</i>	3
			<i>Anopheles quadrimaculatus</i>	3
Bruce	7/18/2016	CDC Light Trap	<i>Aedes spp.</i>	1
			<i>Aedes vexans</i>	1
			<i>Anopheles quadrimaculatus</i>	4
Bruce	7/25/2016	CDC Light Trap	<i>Aedes albopictus</i>	8
			<i>Aedes spp.</i>	1
			<i>Aedes vexans</i>	1
			<i>Anopheles quadrimaculatus</i>	2
			<i>Culex spp.</i>	5
Bruce	7/28/2016	CDC Light Trap	<i>Aedes albopictus</i>	9
			<i>Anopheles quadrimaculatus</i>	5
			<i>Culex spp.</i>	6
Trap Total				64 (Avg. 12.8)
Oliver	7/5/2016	CDC Light Trap	<i>Aedes albopictus</i>	2
			<i>Anopheles quadrimaculatus</i>	5
			<i>Culex spp.</i>	7
Oliver	7/11/2016	CDC Light Trap	<i>Aedes vexans</i>	1
			<i>Anopheles quadrimaculatus</i>	1

Trap Location	Date Trap Set	Trap Type	Mosquito Species	No. Collected
Oliver	7/11/2016	CDC Light Trap	<i>Culex spp.</i>	1
Trap Total				17 (Avg. 8.5)

Treatment Area 8 Collections

Mayor	7/28/2016	CDC Light Trap	<i>Anopheles quadrimaculatus</i>	11
			<i>Culex spp.</i>	20
			<i>Psorophora columbiae</i>	21
			<i>Psorophora ferox</i>	7
Trap Total				59 (Avg. 59)

Overall Trap Total	1,956
Overall Trap Average	50.2

Faulkner County

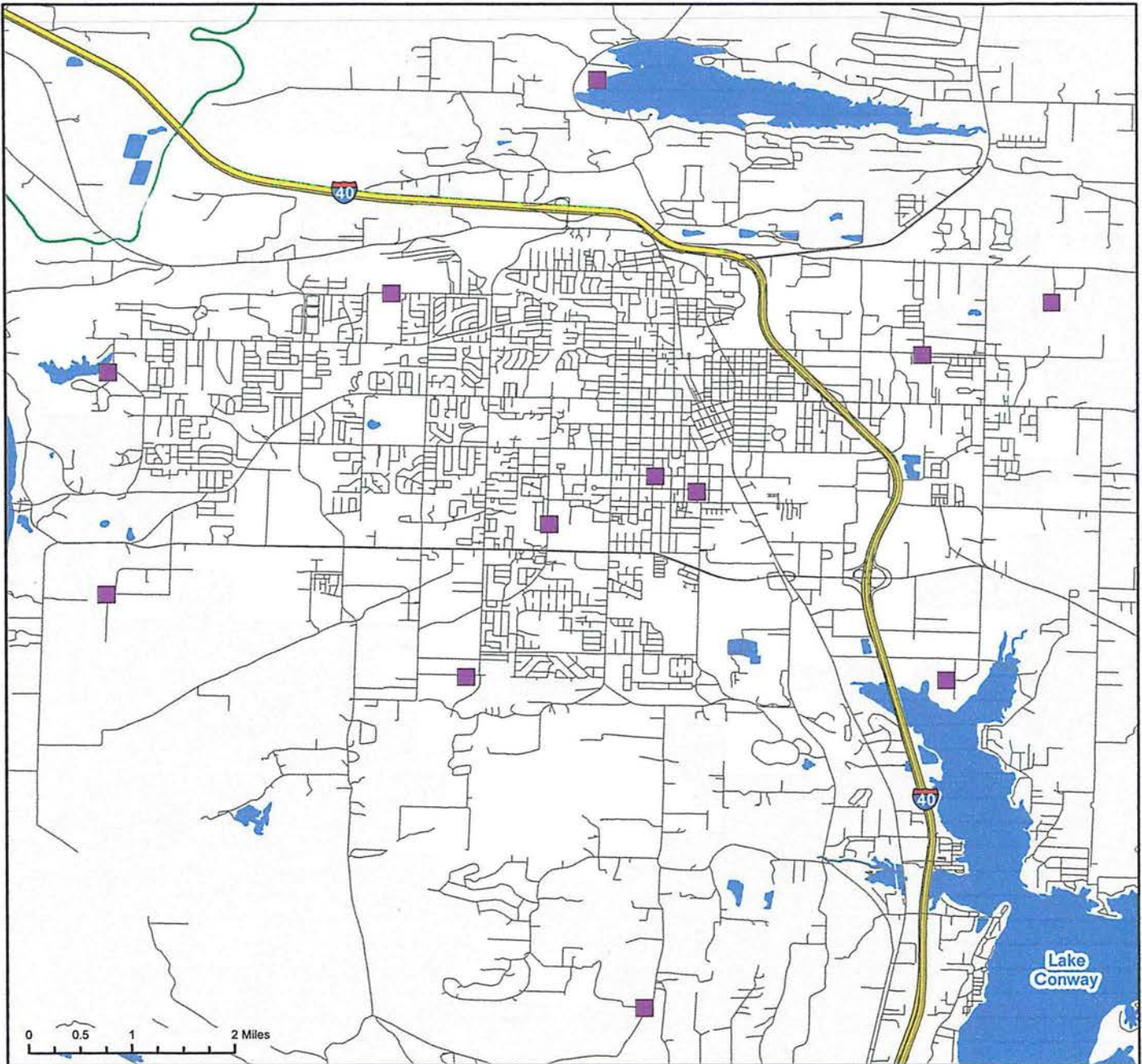
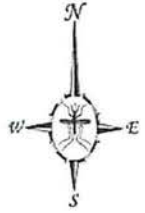


Conway, Arkansas

Adult Surveillance Sites:
July 2016



■ Trap Locations



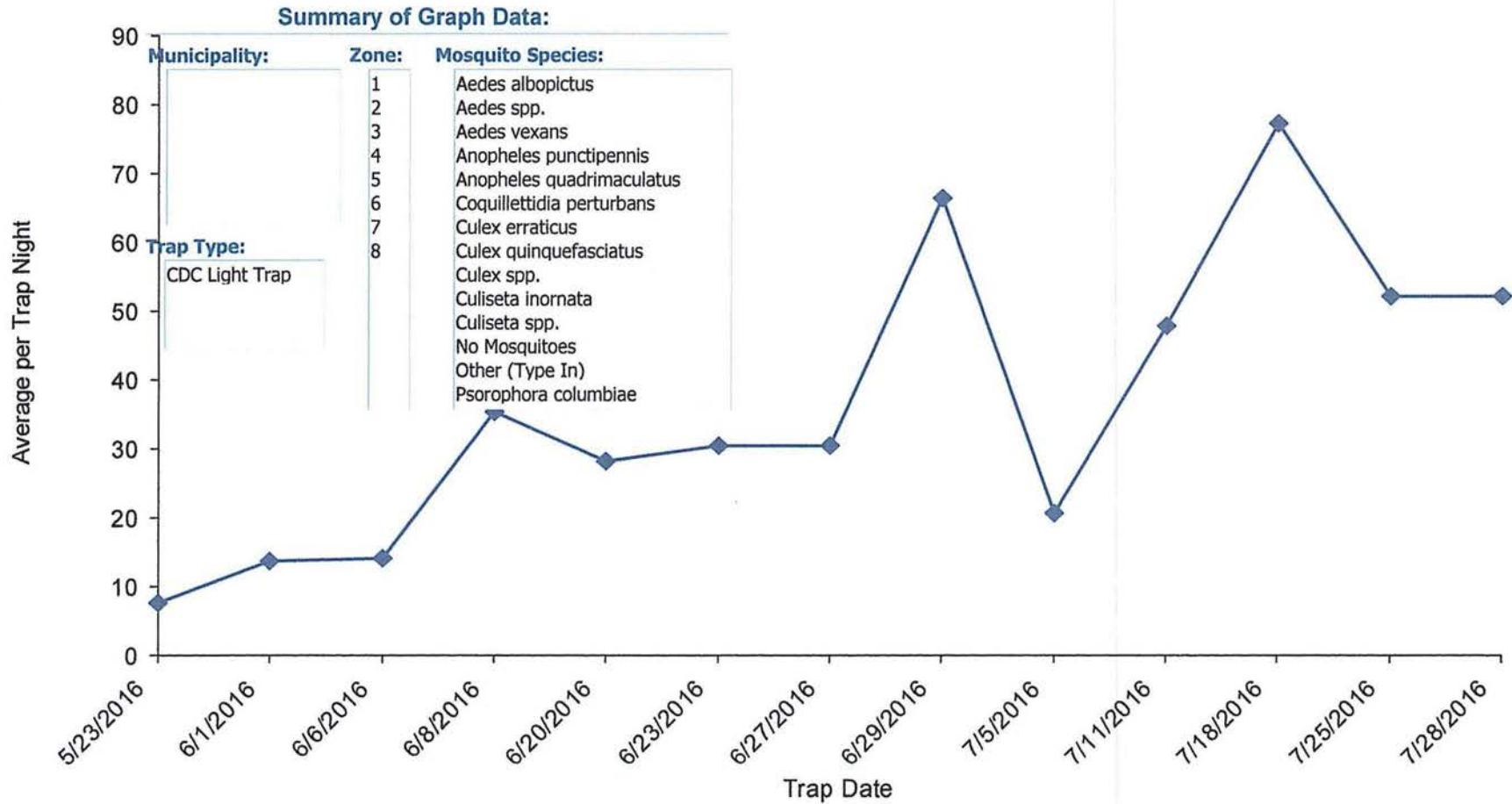
Vector Disease Control
1320 Brookwood Dr., Suite H
Little Rock, AR 72202

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Adult Mosquito Surveillance Summary

Conway





Larvicide Applications

Start Date: 7/1/2016

End Date: 7/31/2016

Conway

Date	Location	Habitat	No. of Larvae	Larvicide	Amount Applied (oz.)	Area Treated (sq ft)	
Treatment Area 1 Applications							
7/1/2016	1105 Salem, 6th & 1st	ditches	0	Aquabac 200G (62637-3)	6.5	2,528.0	
					Total Ounces Applied:	6.5	2,528.0
						0.1 acres	
7/1/2016	1290 Lollie & Donal Ridge intersection	tires & ditches	0	Vectobac 12AS (73049-38)	8.0	1,089.0	
7/5/2016	Soccer Park @ Artis Lane	Ditch/Culvert	0	Vectobac 12AS (73049-38)	16.0	6,806.3	
7/26/2016	163 tilk, 651 e 6th, 518 e 6th	ditch	1-10	Vectobac 12AS (73049-38)	25.6	9,722.5	
					Total Ounces Applied:	49.6	17,617.8
						0.4 acres	
					Total Larvicide Applied in Zone 1:	56.1	20,145.8
						0.5 acres	
Treatment Area 2 Applications							
7/19/2016	Clifton & Hairston	Ditch/Culvert/Flood water	1-10	Aquabac 200G (62637-3)	6.5	2,527.9	
7/22/2016	Clifton Street Apartments	ditch	1-10	Aquabac 200G (62637-3)	7.8	3,033.6	
7/26/2016	1105 E Salem	Culvert	1-10	Aquabac 200G (62637-3)	3.9	1,516.8	
	Clifton Street Apartments	ditch	1-10	Aquabac 200G (62637-3)	6.5	2,528.0	
	Soccer Park @ Artis Lane	Culvert/Ditch & Floodwater	>50	Aquabac 200G (62637-3)	40.3	15,673.8	
					Total Ounces Applied:	65.0	25,280.2
						0.6 acres	

Vector Disease Control International
 1375 E. Siebenmorgan Rd.
 Conway, AR 72032
 800-413-4445

Date	Location	Habitat	No. of Larvae	Larvicide	Amount Applied (oz.)	Area Treated (sq ft)
Total Larvicide Applied in Zone 2:					65.0	25,280.2 0.6 acres
Treatment Area 4 Applications						
7/1/2016	Artis @ Aransas Golf Center	ditches	0	Aquabac 200G (62637-3)	5.2	2,022.4
7/8/2016	Arkansas Golf Center & Soccer Field @ Artis Lane	Dtich/Culvert	0	Aquabac 200G (62637-3)	5.2	2,022.4
7/11/2016	Central Baptist @ Dave Ward	flood lane/ditches	0	Aquabac 200G (62637-3)	13.0	5,056.1
	Golf Center @ Artis Lane	flood lane/ditches	0	Aquabac 200G (62637-3)	3.9	1,516.8
7/12/2016	1105 Salem Road	Ditch/ Culvert	>50	Aquabac 200G (62637-3)	9.1	3,539.0
	5398 Donnell Ridge	Ditch/Culvert & Tires at H2O plant	1-10	Aquabac 200G (62637-3)	52.0	20,222.8
	5398 Donnell Ridge Cntd.	Flood Waters from rice fields	1-10	Aquabac 200G (62637-3)	5.2	2,022.3
	Waste H2O Plant on Lollie, 5398 Donnell Ridge	Ditch/Culvert & Tires at H2O plant	1-10	Aquabac 200G (62637-3)	14.3	5,561.3
7/22/2016	4155 Donnell Ridge Road	floodwater	1-10	Aquabac 200G (62637-3)	14.3	5,561.7
	Soccer Park @ Artis Lane	ditch	1-10	Aquabac 200G (62637-3)	15.6	6,067.3
Total Ounces Applied:					137.8	53,592.1 1.2 acres
7/11/2016	Soccer Park @ Artis Lane	flood lane/ditches	0	Vectobac 12AS (73049-38)	16.0	27,225.0
7/12/2016	Golf Center/Soccer Park on Artis, Artis and Lisa	Ditch/Culvert	1-10	Vectobac 12AS (73049-38)	16.0	6,222.4

Date	Location	Habitat	No. of Larvae	Larvicide	Amount Applied (oz.)	Area Treated (sq ft)
7/18/2016	1024 Salem, Exchange & D. Ward, Bronnie & Exchange,	Ditch/Culvert/Flood water	1-10	Vectobac 12AS (73049-38)	2.5	100.7
	1190 & 1150 Harkrider	Ditch/Culvert/Flood water	1-10	Vectobac 12AS (73049-38)	2.0	722.0
	1290 Lollie	Ditch/Culvert/Flood water	1-10	Vectobac 12AS (73049-38)	0.2	97.1
	1525 & 1495 Harkrider	Ditch/Culvert/Flood water	1-10	Vectobac 12AS (73049-38)	1.0	100.0
	Landmark & Harkrider, Tommy Lewis & Harkrider	Ditch/Culvert/Flood water	1-10	Vectobac 12AS (73049-38)	5.0	2,000.3
	Lee Andrew & Dave Ward, 4601 Dave Ward, Walmart-D. Ward	Ditch/Culvert/Flood water	1-10	Vectobac 12AS (73049-38)	1.0	388.3
	Lisa & Artis, Arkansas Golf Center, Soccer Park	Ditch/Culvert/Flood water	1-10	Vectobac 12AS (73049-38)	5.0	1,944.5
	Lollie & Donnell Ridge, 5398 Donnell Ridge, 5583 D. Ridge	Ditch/Culvert/Flood water	11-50	Vectobac 12AS (73049-38)	10.0	3,881.2
	McNutt & London, 3555 & 3475 London, Salem & Brookwood	Ditch/Culvert/Flood water	11-50	Vectobac 12AS (73049-38)	3.0	1,166.7
	Salem & Burford, 1105 Salem	Ditch/Culvert/Flood water	11-50	Vectobac 12AS (73049-38)	11.0	4,239.0
	Soccer Park, Aris & Dave Ward, Ethridge & Lollie	Ditch/Culvert/Flood water	11-50	Vectobac 12AS (73049-38)	20.0	7,766.3
7/20/2016	Arkansas Golf Center Artis Lane	Ditch/Cuvert	1-10	Vectobac 12AS (73049-38)	12.3	4,783.5
7/26/2016	163 Tilk, 651 E 6th, 518 e 6th	ditches	11-50	Vectobac 12AS (73049-38)	37.0	1,051.0

Date	Location	Habitat	No. of Larvae	Larvicide	Amount Applied (oz.)	Area Treated (sq ft)
7/27/2016	5498 Donnel Ridge & Exchange/Dave Ward intersect	floodwater/ditches	>50	Vectobac 12AS (73049-38)	60.0	2,334.0
Total Ounces Applied:					202.0	64,021.9 1.5 acres
Total Larvicide Applied in Zone 4:					339.8	117,614.0 2.7 acres

Treatment Area 6 Applications

7/19/2016	2811 Bruce	Ditch/Culvert/Flood water	11-50	Aquabac 200G (62637-3)	13.0	5,055.7
	St. Joseph Catholic Church on College	Standing Water	1-10	Aquabac 200G (62637-3)	1.3	505.7
Total Ounces Applied:					14.3	5,561.4 0.1 acres
7/20/2016	1611 Davis, Mitchell&College, St. Jo Catholic	Ditch/Culvert	1-10	Vectobac 12AS (73049-38)	0.8	88.0
	Hendrix,,Clifton&Harrison,Clifton St. apts	Ditch/Culvert	11-50	Vectobac 12AS (73049-38)	2.0	1,000.9
Total Ounces Applied:					2.8	1,088.9 0.0 acres
Total Larvicide Applied in Zone 6:					17.1	6,650.3 0.2 acres

Treatment Area 7 Applications

7/22/2016	980 Runway St.	ditch/culvert	1-10	Aquabac 200G (62637-3)	5.2	2,022.4
Total Ounces Applied:					5.2	2,022.4 0.0 acres
7/20/2016	300 Exchange, 980 Runway, Runway&Tilk, 101 205 Tilk	Ditch/Culvert	11-50	Vectobac 12AS (73049-38)	6.6	2,900.8
	342,621,800,720 Harkrider, 758, 755 Equity	Ditch/Culvert	1-10	Vectobac 12AS (73049-38)	10.0	4,000.8

Date	Location	Habitat	No. of Larvae	Larvicide	Amount Applied (oz.)	Area Treated (sq ft)
7/20/2016	584 Commerce,1024 Salem,102Hogan,Hogan&Raedy	Ditch/Cuvert	11-50	Vectobac 12AS (73049-38)	5.6	2,000.4
	5th&6th, 1st&6th	Manholes	1-10	Vectobac 12AS (73049-38)	0.5	182.8
	Jeannette & Tilk, Jeannette & Exchange	Ditch/Culvert	0	Vectobac 12AS (73049-38)	1.0	47.0
	Jeannette&Exchange, 1000Jeannette,355Jr,5th&6th,1&5	Ditch/Culvert	11-50	Vectobac 12AS (73049-38)	6.6	2,578.4
	Lisa&Artis,Soccer Park,11274Lollie,5398D. Ridge	Ditch/Cuvert	11-50	Vectobac 12AS (73049-38)	12.3	4,783.5
	Raedy&Highland, 250, 112 Hogan	Ditch/Cuvert	11-50	Vectobac 12AS (73049-38)	1.0	578.0
	w505 Dave Ward,Exchange& Dave Ward	Ditch/Culvert	1-10	Vectobac 12AS (73049-38)	1.4	421.0
Total Ounces Applied:					45.0	17,492.6 <i>0.4 acres</i>
Total Larvicide Applied in Zone 7:					50.2	19,515.1 <i>0.4 acres</i>
Treatment Area 8 Applications						
7/12/2016	165 E. 6th, 7th & 6th, 5th & 6th	Manholes	1-10	Aquabac 200G (62637-3)	18.2	7,078.0
	399 Exchange Ave.	Ditch/ Culvert	11-50	Aquabac 200G (62637-3)	2.6	1,011.1
	7th & 6th, 5th & 6th	Ditch/ Culvert	11-50	Aquabac 200G (62637-3)	13.0	5,055.7
7/29/2016	Dave ward&Exchange, 285 Exchange, 307 Jr, 505 6th	Ditch/Culvert	1-10	Aquabac 200G (62637-3)	20.0	7,778.0
Total Ounces Applied:					53.8	20,922.8 <i>0.5 acres</i>

Date	Location	Habitat	No. of Larvae	Larvicide	Amount Applied (oz.)	Area Treated (sq ft)
7/18/2016	480&300Exchange, Jeannette&Exchange, 900 6th, 5th&6th	Ditch/Culvert/Flood water	1-10	Vectobac 12AS (73049-38)	8.0	3,111.2
7/28/2016	Exchange & Dave Ward, Centennial Soccer Park	Ditch/Culvert/Flood water	1-10	Vectobac 12AS (73049-38)	20.0	7,778.0
Total Ounces Applied:					28.0	10,889.2 0.2 acres
Total Larvicide Applied in Zone 8:					81.8	31,812.0 0.7 acres
Overall Total Ounces Applied					610.0	221,017.4 5.1 acres

Faulkner County

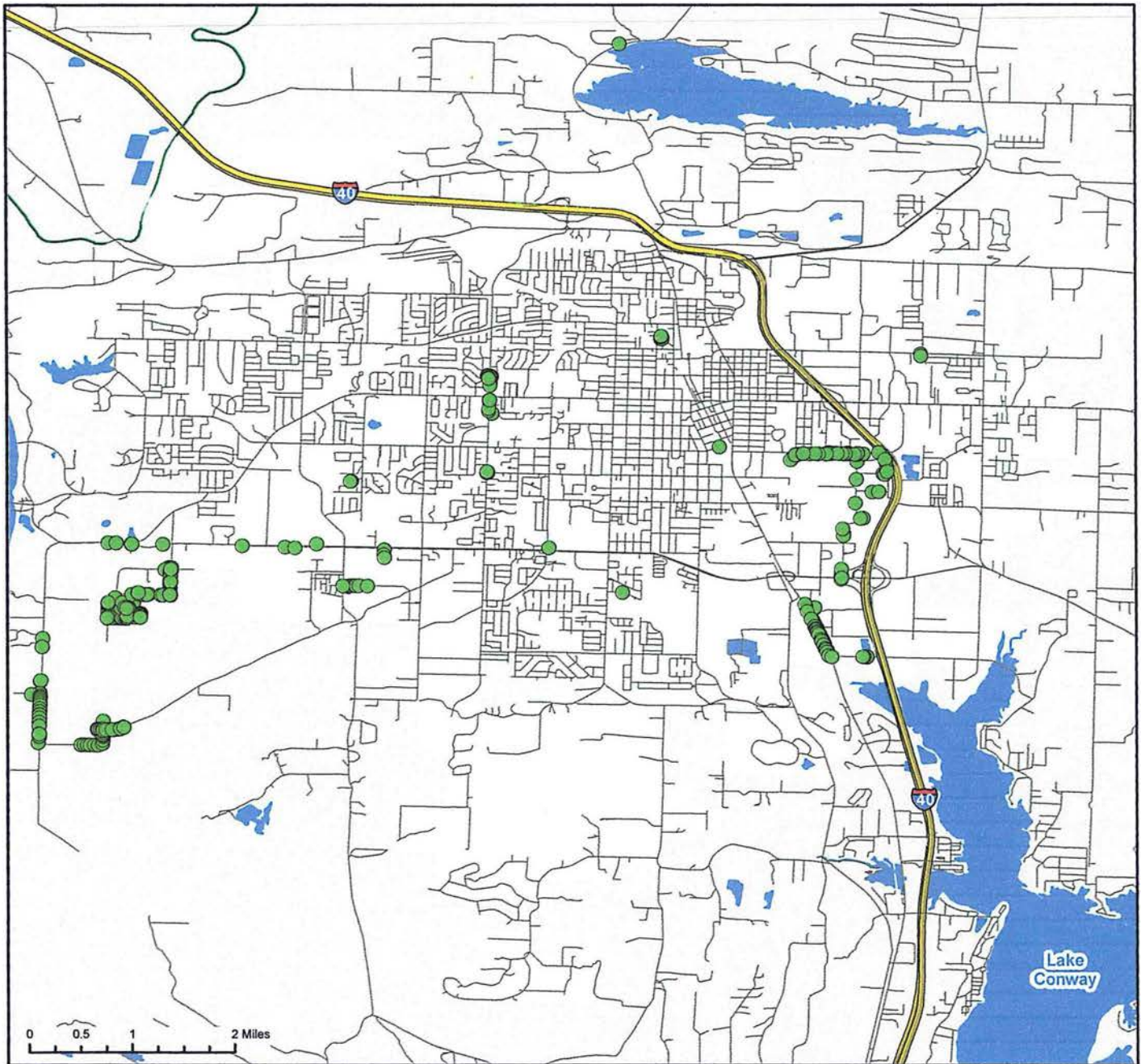
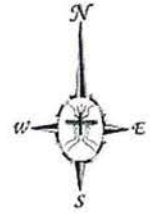


Conway, Arkansas

Larval Surveillance & Control: July 2016



● Inspected- Treated



0 0.5 1 2 Miles



Vector Disease Control
1320 Brookwood Dr., Suite H
Little Rock, AR 72202

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Memo

To: Mayor Tab Townsell
From: Scott Grummer, Planning & Development
Date: 8/19/2016
Re: Grading, Drainage and Demolition Bid Approval

A request for bid was advertised on 07/31/2016 for Alley Construction on Block 7, Burns Addition to the City of Conway, in the Pine Street Neighborhood. This work is pre-development preparation for the Cottage Housing Pocket Neighborhood project which is a public/private partnership with the City of Conway.

On August 16, 2016 at 10:00am, one bid was received and opened by Felicia Rogers at City Hall in the presence of the bidding contractors, which bid tabulation is as follows:

- Craig Custom Construction, LLC \$72, 620

Craig Custom Construction, LLC was the only. This project is being paid for with Community Development Block Grant (CDBG) funding, so we are requesting approval of these bid results, and authorization to award Craig Custom Construction, LLC with the project.



City of Conway, Arkansas
Ordinance No. O-16- _____

AN ORDINANCE APPROPRIATING GRANT FUNDS FOR THE SPENCER STREET BROWNFIELD CLEANUP PROJECT; AND FOR OTHER PURPOSES;

Whereas, grant funds in the amount of \$1,008.16 were received from the U.S. Environmental Protection Agency in support of the Spencer Street Brownfield Cleanup Project and for other expenses.

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

Section 1: The City of Conway, Arkansas, shall accept grant funds in the amount of \$1,008.16 and appropriate said funds from Federal Miscellaneous Grant Account (399-000-4200) to the Planning & Development Grant Account (399-105-5799).

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

PASSED this 23rd day of August, 2016.

Approved:

Mayor Tab Townsell

Attest:

Michael O. Garrett
City Clerk/Treasurer



August 16, 2016

Honorable Tab Townsell
Mayor
City of Conway
City Hall
1201 Oak Street
Conway, AR 72032

RE: University of Central Arkansas/Request to Close a Portion of Bruce Street

Dear Mayor Townsell:

Last year we began construction of the Conway Corporation Center for Sciences. It is being constructed along Bruce Street between LSC and Western Avenue.

With the cooperation of the Conway School District, and with the permission of the City of Conway, we were allowed to close a portion of Bruce Street during the 2015-2016 academic year between the hours of 7:30 A.M. and 3:00 P.M. each day for construction work and traffic, and also to allow our students to cross Bruce Street without having to dodge traffic. In the last few years, we have developed more property on the north side of Bruce Street, particularly the addition to the science building and the sorority houses.

In order to ensure the safety of our students, faculty, staff and visitors during the remaining construction phase of the new science building, and also to ensure their safety for this academic year, we would respectfully request that we be permitted to close it during this academic year, as we did last year.

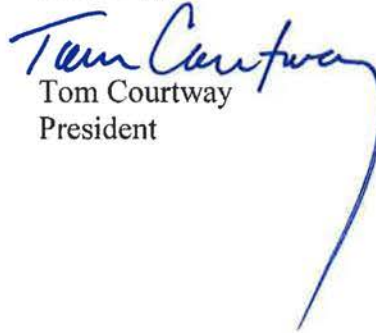
The details of our request are as follows:

- (a) If granted, the closure would begin on Monday, August 18, 2016;
- (b) The times the street would be closed would be Monday through Friday of each week from 7:30 A.M. until 3:00 P.M.;
- (c) The method of closing the street would be to place barricades prohibiting vehicular traffic in proximity of the entrance of the Farris Center on Bruce Street and at the intersection of Western Avenue and Bruce Street. A map is attached showing and describing the proposed request; and
- (d) Certain vehicles would be permitted to travel the street. These would include police, fire and ambulances, as well as patients needing handicapped parking to visit the UCA Physical Therapy building, as well as UCA maintenance vehicles.

We appreciate your consideration of this request. I am providing a copy of this letter to Dr. Greg Murry, Superintendent of the Conway School District, so he will be aware of this request, although it is my understanding that our staffs have discussed the closure recently.

If you have questions or we need to meet to discuss if further, please let me know.

Sincerely,

A handwritten signature in blue ink that reads "Tom Courtway". The signature is fluid and cursive, with a long, sweeping tail that extends downwards and to the right.

Tom Courtway
President

cc: Dr. Greg Murry (via e-mail)

08.18.2016**Memo**

To
Mayor Tab Townsell**From**
B. Finley Vinson, P.E.**CC**
Felicia Rogers**Re**
Speed Hump Installation
Conway Regional
Centennial Valley**Comments:**

The Street & Engineering Department has received two requests for the installation of speed humps.

Conway Regional Hospital has requested two speed humps, one on Ada Avenue and the other on Western Avenue.

Centennial Valley Neighborhood Association has also requested two additional speed humps: one on Bay Town Drive and the other on Warwick Hills Lane.

If you approve of these installations, I will have them installed with the understanding that Conway Regional Hospital and Centennial Valley Neighborhood Association are responsible for the full cost of installation.

City of Conway Street & Engineering Department

(501) 513-3565
100 E Robins St, Conway, AR 72032

[www.cityofconway.org/pages/street-department/
finley.vinson@cityofconway.org](http://www.cityofconway.org/pages/street-department/finley.vinson@cityofconway.org)



08.18.2016**Memo**

To
Mayor Tab Townsell**From**
B. Finley Vinson, P.E.**CC**
Felicia Rogers**Re**
Stone Dam Creek
Pedestrian Bridge**Comments:**

The University of Central Arkansas has agreed to provide \$300,000.00 in funding towards the construction of the Stone Dam Creek pedestrian bridge over Dave Ward Drive.

Last year we received \$400,000 in funding from the Arkansas Highway Department and \$150,000 from Metroplan. We have applied for an additional \$500,000 in funding from the AHTD this year. Depending upon the size of this year's award, the total funding provided by all three outside contributors will be between \$850,000 and \$1,350,000. The total estimated construction cost is estimated to be approximately \$2,000,000.

As part of the \$150,000 award from Metroplan, we were required to commit to spending the funds by the end of 2017. In order to meet this requirement, we need to begin the design phase very soon. I request permission to secure an engineer for the design of this project from among the engineers that responded to the 2016 RFQ.

City of Conway Street & Engineering Department

(501) 513-3565
100 E Robins St, Conway, AR 72032

[www.cityofconway.org/pages/street-department/
finley.vinson@cityofconway.org](http://www.cityofconway.org/pages/street-department/finley.vinson@cityofconway.org)





**City of Conway, Arkansas
Ordinance No. O-16-_____**

AN ORDINANCE GRANTING A FRANCHISE TO S.A.M. Group, LLC, TO UTILIZE SPECIFIC RIGHT-OF-WAY ON THE EAST SIDE OF FRONT STREET AT 910 AND 912 FRONT STREET AND JUST NORTH OF 912 FRONT STREET IN THE ALLEY OF BLOCK 11, ROBINSON'S PLAN TO THE CITY OF CONWAY:

Whereas, S.A.M. Group, LLC, desires to be able to construct an unenclosed balcony along the front of the new building at 910 & 912 Front Street and an unenclosed stair in the alley North of 912 Front Street.

Whereas, the City of Conway owns the Right-Of-Way along Front Street and entire alley, and

Whereas, based on the dimensions of the proposed unenclosed balcony and unenclosed stair, it does not appear that such building elements shall impede or hamper any current use or activity along Front Street or in the alley, and

Whereas, construction of an unenclosed balcony at this location shall serve as a betterment and provide vibrancy for downtown activity. It will also provide sidewalk cover as protection to pedestrians. Construction of an unenclosed stair at this location shall provide private access to 2nd story loft apartments and also contribute to the vibrancy and density of the downtown urban environment.

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

Section 1: That a franchise is hereby granted from the City of Conway, Arkansas to the owners of the Central 1/3 and North 25' of Lot 9, Block 11 of the Robinson's Plan and/or the owner's successors and assigns for the life of the building, for the placement of an unenclosed balcony within public right-of-way on the Eastern side of Front Street along the said Central 1/3 and North 25' of Lot 9, Block 11 of the Robinson's Plan to the City of Conway, Arkansas. Franchise shall also grant from the City of Conway, Arkansas to the owners of the Central 1/3 and North 25' of Lot 9, Block 11 of the Robinson's Plan and/or the owner's successors and assigns for the life of the building, for the placement of an unenclosed stair within public right-of-way on the Southern side of alley from Front Street to Chestnut street, North of said Central 1/3 and North 25' of Lot 9, Block 11 of the Robinson's Plan to the City of Conway, Arkansas.

Section 2: That the franchise area for the unenclosed balcony shall be granted as described: Starting at 15 feet above the ground, at the Southwest corner of Lot 9, Block 11, Central 1/3, Robinson's Plan; thence Northerly 6 feet along the west property line of Central 1/3 of Lot 9 to the point of beginning; thence Westerly 6 feet 4 inches into the ROW; thence Northerly 39 feet 4 inches to the North property line of the North 25 feet of Lot 9; thence continue Northerly 5 feet into the alley; thence Easterly 6 feet 4 inches to the West property line of Lot 9; thence continue Easterly 33 feet 8 inches along the North property line of Lot 9 and parallel to the alley; thence Southerly 5 feet back to the North property line of Lot 9. A steel structured, composite concrete deck balcony for the purposes of outdoor dining and festival observance may be constructed in said franchise easement at 15 feet above finish floor elevation of the building immediately adjacent to said franchise.

That the franchise area for the unenclosed stair shall be granted as described: Starting at the Northwest corner of Lot 9, Block 11, Robinson's Plan; thence Easterly 28 feet 6 inches along the North property line of North 25 feet of Lot 9 to the point of beginning; thence Northerly 6 feet into the alley; thence Easterly 37 feet 6 inches; thence Southerly 6 feet back to the North property line of Lot 9. A steel structured stair and composite concrete deck landing for the purposes of accessing 2nd story loft apartments

may be constructed in said franchise easement originating at grade level and terminating at 16 feet 8 inches above finish floor elevation of the building immediately adjacent to said franchise.

Section 3: That the structures permitted by this franchise shall be constructed, erected, maintained, repaired and operated in a strict compliance with all state, federal and City codes, ordinances, and regulations for the life of the franchise and shall be approved as to its design by the city authorities having jurisdiction. Further, the exterior vertical surfaces of the handicap entrance must be constructed out of brick, decorative block, or architecturally molded concrete as approved by the city engineer.

Section 4: That the City of Conway assumes no maintenance responsibility for the permitted unenclosed balcony or unenclosed stair. The City assumes no liability for personal injury or property damages as of a result of the placement of the permitted unenclosed balcony or unenclosed stair and the applicant shall indemnify and hold the City harmless from actions, claims, costs, damages, and expenses to which the City may be subjected arising out of the placement of the permitted unenclosed balcony or unenclosed stair in the public right-of-way.

Section 5: That upon notice from the appropriate city departments (as established by the Mayor), the franchisee shall remove the permitted items from the public right-of-way or easement at their own expense for any public improvement project or if the situation becomes a public nuisance.

Section 6: That all ordinances or parts of ordinances in conflict with this ordinance are hereby repealed to the extent of the conflict.

Section 7: That it is ascertained and declared that it is necessary for the public peace and welfare of the citizens of the City of Conway, Arkansas an emergency is hereby declared to exist and this ordinance shall take effect and be in force from and after its passage and publication and shall benefit and run in favor of all future owners of the property and their successors and assigns.

PASSED this 23rd day of August, 2016.

Approved:

Mayor Tab Townsell

Attest:

Michael O. Garrett
City Clerk/Treasurer

NORTH

FRONT

R.O.W. ALLEY

910 / 912 FRONT ST

OAK



Franchise Area

Proposed Location

Parcels



City of Conway, Arkansas
Ordinance No. O-16- _____

AN ORDINANCE AMENDING SECTIONS 201.1 AND 201.3 OF THE CONWAY ZONING ORDINANCE TO REZONE PROPERTY LOCATED AT 2820 COLLEGE AVENUE FROM R-1 AND O-1 TO MF-3:

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

Section 1: The Zoning District Boundary Map of the Conway Land Development Code be amended by changing all the **R-1** and **O-1** symbols and indications as shown on the Zoning District Boundary Map in an area described as follows:

[Tract 1]

The north 117.50 feet of the south 358.0 feet of the east 200 feet of Block 7, West End Addition Subdivision to the City of Conway, Arkansas, as shown on Plat of Record in Plat Book "A" at Pages 38 and 39, records of Faulkner County, Arkansas, less and except the west 5.0 feet for additional street right-of-way.

[Tract 2]

Lot 2 SA-CO Office Park, as shown on Plat of Record in Plat Book "J" at Page 232, records of Faulkner County, Arkansas.

[Tract 3]

A part of Block 7, West End Addition to the City of Conway, Arkansas, as shown on Plat of Record in Plat Book A, Pages 38-39, described as follows: Beginning at the northeast corner of said Block 7, West End Addition, thence along the east line of said Block 7 S02°05'45"W, 272.00 feet to a 1/2 rebar w/ cap (PLS 1363); thence leaving said east line N88°33'00"W, 195.72 feet to a 1/2 rebar w/ cap (PLS 1363); thence run N02°04'17"E, 272.00 feet to a 1/2 rebar w/ cap (PLS 1363); thence run S88°32'54"E, 195.84 feet to a 1/2 pipe; thence run S02°05'45"W, 30.00 feet to the point of beginning, containing 1.22 acres more or less.

to those of **MF-3**, and a corresponding use district is hereby established in the area above described and said property is hereby rezoned.

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

Passed this 23rd day of August, 2016

Approved:

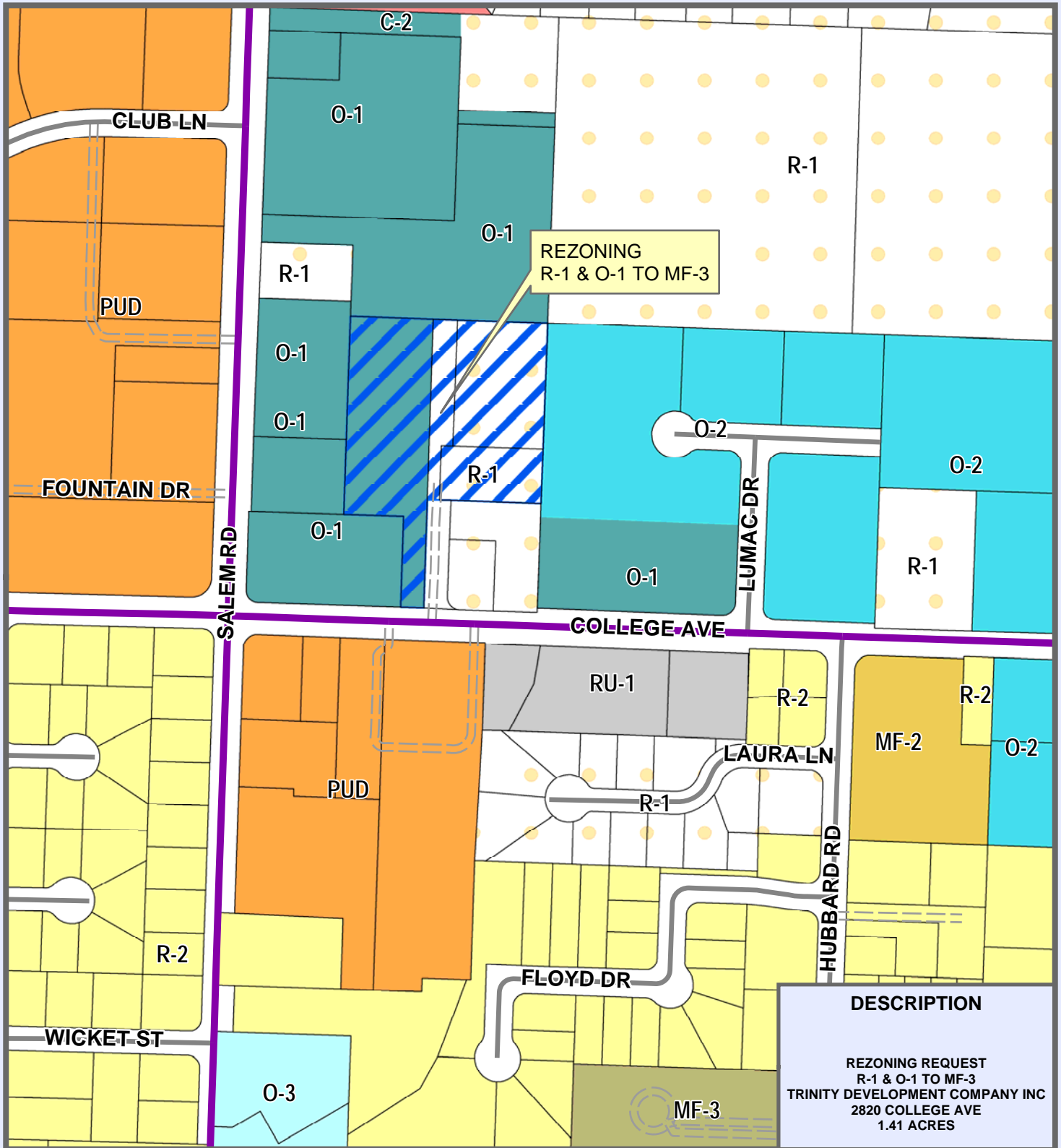
Attest:

Mayor Tab Townsell

Michael O. Garrett
City Clerk/Treasurer

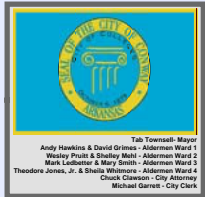
CITY OF CONWAY

TRINITY DEVELOPMENT COMPANY INC -- REZONE

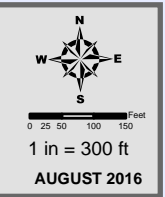


DESCRIPTION

REZONING REQUEST
R-1 & O-1 TO MF-3
TRINITY DEVELOPMENT COMPANY INC
2820 COLLEGE AVE
1.41 ACRES

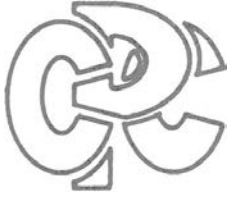


INTERSTATE MAJOR ARTERIAL MINOR ARTERIAL COLLECTOR RESIDENTIAL PRIVATE ROAD INTERSTATE RAMP RAILROADS	LOT LINE STREAMS LAKES & PONDS CITY LIMITS	<table border="0"> <tr> <th colspan="2">Residential</th> <th colspan="2">Industrial</th> </tr> <tr> <td>R-1</td><td>MF-1</td> <td>I-1</td><td></td> </tr> <tr> <td>R-2A</td><td>MF-2</td> <td>RU-1</td><td></td> </tr> <tr> <td>R-2</td><td>MF-3</td> <td>I-3</td><td></td> </tr> <tr> <td>HR</td><td>RMH</td> <td></td><td></td> </tr> <tr> <td>SR</td><td></td> <td></td><td></td> </tr> </table> <table border="0"> <tr> <th colspan="2">Commercial Office</th> <th colspan="2">Special</th> </tr> <tr> <td>C-1</td><td>O-1</td> <td>SP</td><td></td> </tr> <tr> <td>C-2</td><td>O-2</td> <td>S-1</td><td></td> </tr> <tr> <td>C-3</td><td>O-3</td> <td>A-1</td><td></td> </tr> <tr> <td>C-4</td><td></td> <td>PUD</td><td></td> </tr> <tr> <td></td><td></td> <td>TJ</td><td></td> </tr> </table>	Residential		Industrial		R-1	MF-1	I-1		R-2A	MF-2	RU-1		R-2	MF-3	I-3		HR	RMH			SR				Commercial Office		Special		C-1	O-1	SP		C-2	O-2	S-1		C-3	O-3	A-1		C-4		PUD				TJ	
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THIS MAP WAS PREPARED BY THE CITY OF CONWAY PLANNING AND DEVELOPMENT DEPARTMENT FOR ITS USE, AND MAY BE REVISED AT ANY TIME WITHOUT NOTIFICATION TO ANY USER. THE CITY OF CONWAY PLANNING AND DEVELOPMENT DEPARTMENT DOES NOT GUARANTEE THE CORRECTNESS OR ACCURACY OF ANY FEATURES ON THIS MAP. CITY OF CONWAY ASSUMES NO RESPONSIBILITY IN CONNECTION THEREWITH.

CONTACT INFORMATION
 WWW.CONWAYPLANNING.ORG/SIS
 E-MAIL: Jason.Lyon@CityofC-Conway.org



CONWAY PLANNING COMMISSION

1201 OAK STREET CONWAY, AR 72032 (501) 450-6105

MEMO

To: Mayor Tab Townsell
CC: City Council Members

From: Mark Lewis, 2016 Planning Commission Chairman
Date: August 16, 2016

Re: Request to rezone property located at 2820 College Avenue from R-1 and O-1 to MF-3

A request to rezone property from R-1 and O-1 to MF-3, property located at 2820 College Avenue with the legal description:

[Tract 1]

The north 117.50 feet of the south 358.0 feet of the east 200 feet of Block 7, West End Addition Subdivision to the City of Conway, Arkansas, as shown on Plat of Record in Plat Book "A" at Pages 38 and 39, records of Faulkner County, Arkansas, less and except the west 5.0 feet for additional street right-of-way.

[Tract 2]

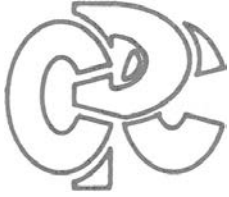
Lot 2 SA-CO Office Park, as shown on Plat of Record in Plat Book "J" at Page 232, records of Faulkner County, Arkansas.

[Tract 3]

A part of Block 7, West End Addition to the City of Conway, Arkansas, as shown on Plat of Record in Plat Book A, Pages 38-39, described as follows: Beginning at the northeast corner of said Block 7, West End Addition, thence along the east line of said Block 7 S02°05'45"W, 272.00 feet to a 1/2 rebar w/ cap (PLS 1363); thence leaving said east line N88°33'00"W, 195.72 feet to a 1/2 rebar w/ cap (PLS 1363); thence run N02°04'17"E, 272.00 feet to a 1/2 rebar w/ cap (PLS 1363); thence run S88°32'54"E, 195.84 feet to a 1/2 pipe; thence run S02°05'45"W, 30.00 feet to the point of beginning, containing 1.22 acres more or less.

was reviewed by the Planning Commission at its regular meeting on August 15, 2016. The Planning Commission voted 7-1 that this request be forwarded to the City Council with a recommendation for approval. Justin Brown voted in opposition expressing concern regarding the existing access available through Slim Chickens' parking lot and possible access south of Fire Station No. 4. He also felt that the planned development is not an appropriate use of the land.

Please advise if you have any questions.



C-10

CONWAY PLANNING COMMISSION

1201 OAK STREET CONWAY, AR 72032 (501) 450-6105

MEMO

To: Mayor Tab Townsell
CC: City Council Members

From: Mark Lewis, 2016 Planning Commission Chairman
Date: August 16, 2016

Re: Conditional Use Permit request to allow a nursing facility at 4550 Prince Street

A request for a Conditional Use Permit to allow a nursing facility for property located at 4550 Prince Street with the legal description:

A part of the NW 1/4 SW1/4 of Section 9, Township 5 North, Range 14 West, Faulkner County, Arkansas being more particularly described as commencing at the northwest corner of the SW1/4 of Section 9; thence S88°30'57"E, along the north line of the said SW1/4, a distance of 30.00 feet to a point on the east right-of-way line of Wescon Lane, said point being the point of beginning; thence continue along the north line of said SW1/4 S88°30'57"E, a distance of 1074.88 feet to a point on the west right-of-way line of Arkansas State Highway #60 (Prince Street); thence S31°17'42"W, along said west right-of-way line, a distance of 728.62 feet to a point on the said east right-of-way line of Wescon Lane; thence N02°20'08"E, along said east right-of-way line, a distance of 620.50 feet to the point of beginning, containing 12.8436 acres, more or less.

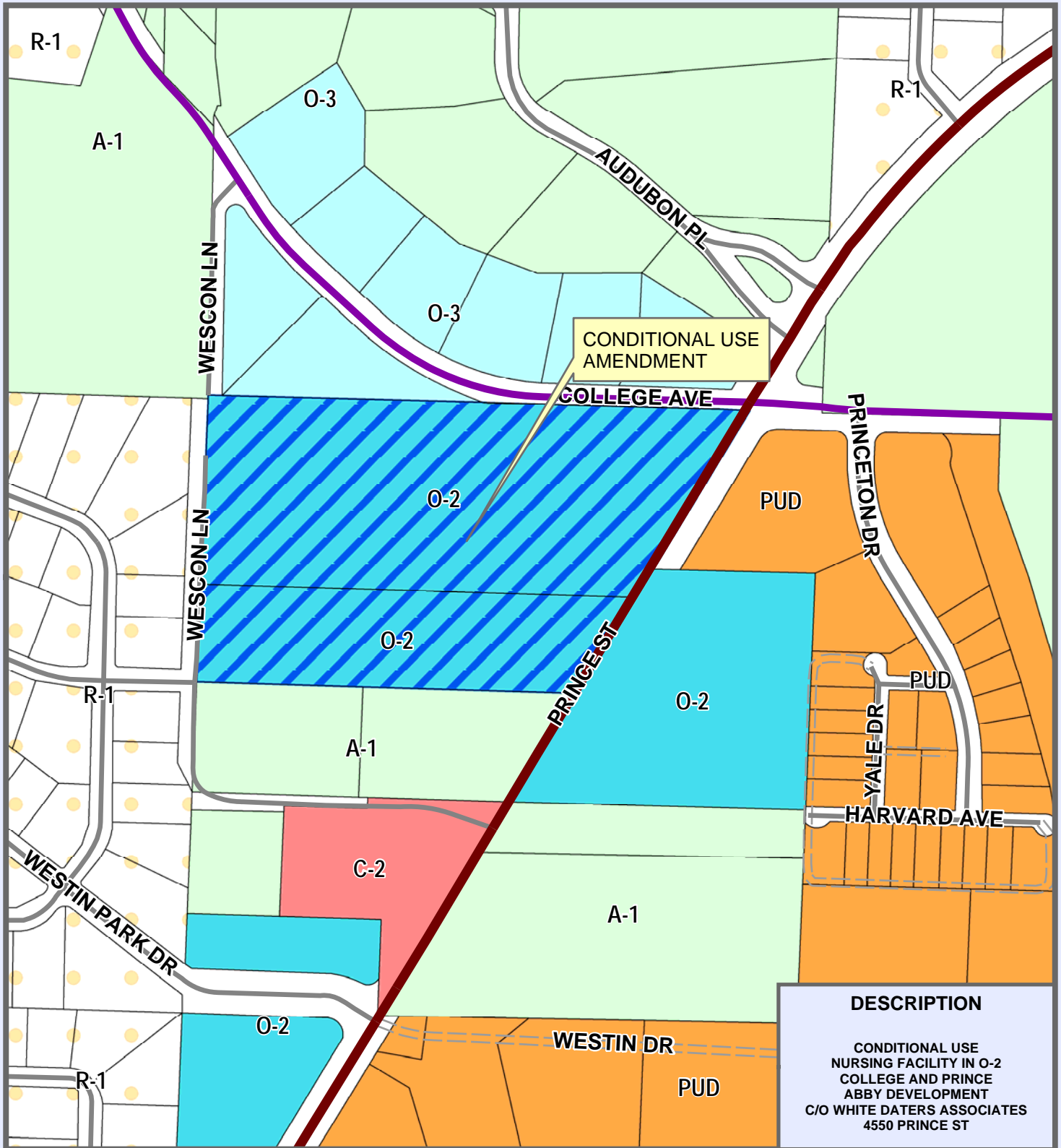
was reviewed by the Planning Commission at its regular meeting on August 15, 2016. The Planning Commission voted 8-0 that this request be forwarded to the City Council with a recommendation for approval with the following conditions:

1. Right-of-way at the College Avenue/Prince Street intersection for a roundabout per City Engineer specifications shall be dedicated during platting/development review.
2. The proposed development shall be generally constructed as presented.
3. Conditional Use Permit No. 1279, allowing restricted retail, shall be repealed and no longer in effect upon issuance of a building permit for the proposed senior development.

Please advise if you have any questions.

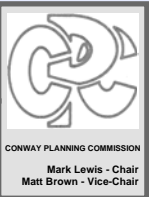
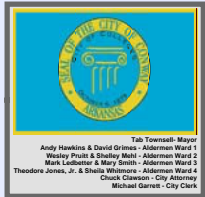
CITY OF CONWAY

ABBY DEVELOPMENT -- CONDITIONAL USE



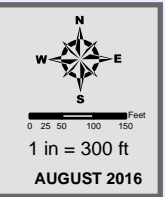
DESCRIPTION

CONDITIONAL USE
NURSING FACILITY IN O-2
COLLEGE AND PRINCE
ABBY DEVELOPMENT
C/O WHITE DATERS ASSOCIATES
4550 PRINCE ST



INTERSTATE	LOT LINE	Residential	Industrial
MAJOR ARTERIAL	STREAMS	R-1	MF-1
MINOR ARTERIAL	LAKES & PONDS	R-2A	MF-2
COLLECTOR	CITY LIMITS	R-2	MF-3
PRIVATE ROAD		HR	RMH
INTERSTATE RAMP		SR	
RAILROADS		Commercial	Office
		C-1	O-1
		C-2	O-2
		C-3	O-3
		C-4	PUD
			TJ
			Special
			SP
			S-1
			A-1
			PUD
			TJ

0	25	50	100	150
1 in = 300 ft				
AUGUST 2016				



THIS MAP WAS PREPARED BY THE CITY OF CONWAY PLANNING AND DEVELOPMENT DEPARTMENT FOR ITS USE, AND MAY BE REVISED AT ANY TIME WITHOUT NOTIFICATION TO ANY USER. THE CITY OF CONWAY PLANNING AND DEVELOPMENT DEPARTMENT DOES NOT GUARANTEE THE CORRECTNESS OR ACCURACY OF ANY FEATURES ON THIS MAP. CITY OF CONWAY ASSUMES NO RESPONSIBILITY IN CONNECTION THEREWITH.

CONTACT INFORMATION
WWW.CONWAYPLANNING.ORG/SIS
E-MAIL: Jason.Lyon@CityofC-Conway.org

Michael O. Garrett
Clerk-Treasurer
cityclerk@cityofconway.org



City of Conway
1201 Oak Street
Conway, Arkansas 72032
501-450-6100

Interest rate quotes
\$3,000,000
Sanitation equipment 2016
(August 23, 2016)

U.S. Bancorp	2.31
Arvest Bank	2.49
First Service Bank	2.79
Simmons Bank	2.90
First Security Bank	3.12
Centennial Bank	4.15



City of Conway, Arkansas
Ordinance No. O-16-_____

AN ORDINANCE AUTHORIZING THE ISSUANCE OF A PROMISSORY NOTE TO PROVIDE SHORT-TERM FINANCING UNDER AMENDMENT NO. 78 TO THE ARKANSAS CONSTITUTION FOR CERTAIN EQUIPMENT PURCHASES IN THE CITY OF CONWAY SANITATION DEPARTMENT; PROVIDING FOR PAYMENT OF THE PRINCIPAL AND THE INTEREST ON THE NOTE; APPROPRIATING FUNDS FROM GENERAL REVENUES; REIMBURSING THE CITY FOR PREVIOUS COSTS INCURRED PURCHASING CERTAIN ITEMS; REPEALING ANY OTHER ORDINANCES IN CONFLICT HERewith; DECLARING AN EMERGENCY AND PRESCRIBING OTHER MATTERS PERTAINING THERETO.

Whereas, the City of Conway, Arkansas (the "City") is authorized and empowered under the provisions of Amendment No. 78 to the Arkansas Constitution ("Amendment No. 78") and Act No. 1808 of 2001 (codified as Arkansas Code Annotated § 14-78-101, *et seq.*, the "Act"), to incur short term financing obligations maturing over a period of, or having a term not to exceed five (5) years for the purpose of acquiring, constructing, installing and renting real property or tangible personal property having an expected useful life of more than one year; and

Whereas, it is proposed that the City issue its Promissory Note in the principal amount up to \$3,000,000 (the "Note") under Amendment No. 78 and the Act for the purpose of providing financing for all or a portion of the cost for certain equipment purchases for the City of Conway Sanitation Department (the "Project"); and

Whereas, the City has expended from its Sanitation Fund and it is proposed that the City reimburse said Fund a portion of the specific costs incurred for certain equipment purchases prior to the date of the proposed Promissory Note; and

Whereas, the City intends to arrange for the loan (the "Loan") from a financial institution (the "Lender") and to issue the Note to the Lender at a price of par in consideration for the Loan.

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

Section 1: The City of Conway City Council (the "City Council") hereby finds that the Project is real or tangible personal property having a useful life of more than one year. The City Council further finds that the sum of the principal amount of the proposed Promissory Note and the outstanding principal amount of the City's other promissory notes issued under the authority of Amendment 78 do not exceed five percent (5%) of the assessed value of taxable property located within the City as determined by the last tax assessment completed before the issuance of the proposed Promissory Note.

Section 2: Under the authority of the Constitution and laws of the State of Arkansas, including particularly Amendment No. 78 and the Act, the issuance of the Promissory Note in the principal amount of up to \$3,000,000 is hereby authorized for the purpose of financing a portion of the cost of the Project. The Note shall be dated the date of its issuance and shall bear interest on the outstanding principal amount at a fixed rate of _____% per annum (calculated on the basis of the actual number of days elapsed in a year of 365 days (366 days in a leap year). The Note shall be repaid within five years from the first draw thereunder, and the Note shall commence to bear interest as of such date as contemplated by Arkansas Code Annotated § 14-78-102(4). The Note shall be issued in fully registered form.

Section 3: To the extent permitted by U. S. Treasury Regulation 1.150-2 (the "Regulation") the City may reimburse its Sanitation Fund a portion of the specific costs incurred for certain equipment purchases associated with this Project from the proceeds of the Note.

Section 4: [REDACTED] has been selected by the Mayor, and approved by the City Council, based upon the commitment or proposal for the Loan that the Mayor has determined to have the lowest cost to the City after soliciting proposals or commitments for the Loan and receiving such proposals and commitments on August 5, 2016 from at least three financial institutions having offices in Faulkner County.

Section 5: It is expected that the first draw on the borrowings will occur on or about September 1, 2016 and the City will execute the Note immediately prior to such draw. Interest will begin to accrue on only the amount borrowed as of the date of each draw.

Section 6: As provided in Amendment No. 78, the debt service payments on the Note shall be charged against and paid from the general revenue of the City within five years, but not later than five (5) years from the date of the first draw on the Note when the obligation commences to bear interest, as contemplated by Arkansas Code Annotated § 14-78-102(4). For the purpose of making the annual debt service, there is hereby, and shall be, appropriated to pay the Note, an amount of general revenue of the City sufficient for such purposes. The City's Director of Finance is hereby authorized and directed to withdraw from the general revenues of the City the amounts at the times necessary to make the annual debt service payments on the Note.

Section 7: The Mayor and City Clerk, for and on the behalf of the City, are hereby authorized and directed to do any and all things necessary to effect the issuance execution, and delivery of the Note, and the performance of all acts of whatever nature necessary to effect and carry out the authority conferred by this Ordinance. The Mayor and City Clerk are hereby further authorized and directed, for and on behalf of the City, and to execute all papers, documents, certificates, and other instruments that may be required for the carrying out of such authority or to evidence the exercise thereof. The City covenants that it shall not take any action or suffer or permit any action to be taken or conditions to exist which causes or may cause the interest payable on the Note to be included in gross income for federal income tax purposes. Without limiting the generality of the foregoing, the City covenants that the proceeds of the Note will not be used directly or indirectly in such manner as to cause the Note to be treated as "arbitrage bonds" within the meaning of Section 148 of the Internal Revenue Code of 1986, as amended (the "Code"). The City covenants that it will submit to the Secretary of the Treasury of the United States, not later than the 15th day of the second calendar month after the close of the calendar quarter in which the Note is issued, a statement as required by Section 149(e) of the Code. The City represents that it has not used or permitted the use of, and covenants that it will not use or permit the use of the proceeds of the Note, in such manner as to cause the Note to be "private activity bonds" within the meaning of Section 141 of the Code. The City covenants that it will take no action which would cause the Note to be "federally guaranteed" within the meaning of Section 149(b) of the Code. Nothing in this Article shall prohibit investments in bonds issued by the United States Treasury.

Section 8: In the event any title, section, paragraph, item, sentence, clause, phrase, or word of this Ordinance is declared or adjudged to be invalid or unconstitutional, such declaration or adjudication shall not be affect the remaining portions of this Ordinance, which shall remain in full force and effect as if the portion so declared or adjudged invalid or unconstitutional was not originally a part of this Ordinance.

Section 9: All ordinances or resolutions of the City in conflict herewith are hereby repealed to the extent of such conflict.

Section 10: Funds provided through the issuance of the Note are hereby appropriated and budgetary authority is provided for the Project in an amount up to \$3,000,000.

Section 11: Funds provided shall be appropriated from the Sanitation Fund – Loan Proceeds account (510.510.4370) into the Machinery and Equipment account (510.510.5910) as money borrowed and received for the Project in an amount of up to \$3,000,000.

Section 12: This ordinance is necessary for the protection of the public peace, health and safety and that in order to avoid project delays to this Project, it is essential to the ability of the City to efficiently conduct business and have the necessary funds to pay for this Project and therefore, 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 on this 23rd day of August, 2016.

Approved:

Mayor Tab Townsell

Attest:

Michael O. Garrett
City Clerk/Treasurer



City of Conway, Arkansas
Resolution No. R-16-___

A RESOLUTION OF INTENT REGARDING THE REIMBURSEMENT OF CERTAIN COSTS AND EXPENSES INCURRED IN PURCHASING EQUIPMENT FOR THE SANITATION DEPARTMENT

Whereas, the City of Conway, Arkansas (the "City") has determined the need for certain equipment purchases in the Sanitation Department to replace items that are either beyond their useful service life or have been damaged beyond repair; and

Whereas, the total costs of the purchases, including expenses associated with the financing thereof, are presently estimated to be approximately \$3,000,000; and

Whereas, the City does not have adequate funds on hand to pay the estimated costs of the purchases; and

Whereas, the City proposes to obtain the necessary funds to accomplish the purchases and to pay related expenses through the issuance of its tax-exempt bonds (the "Bonds") pursuant to the authority of Amendment 78 to the Constitution of the State of Arkansas; and

Whereas, the principal amount of the Bonds is not presently expected to exceed \$3,000,000; and

Whereas, the purpose of this Resolution is for the City to declare its "official intent" to reimburse itself for certain purchases pursuant to Section 1.150-2 of the Regulations of the U.S. Department of Treasury promulgated pursuant to the provisions of the Internal Revenue Code of 1986, as amended.

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

Section 1. That the adoption of this Resolution is intended as the City's "official intent" to reimburse itself from the proceeds of Bonds for certain equipment purchases advanced by the City.

Section 2. That a copy of this resolution shall be furnished by the Mayor to any entity requesting such a copy in connection with the financing of the Project.

PASSED AND APPROVED this 23rd day of August, 2016.

Approved:

Mayor Tab Townsell

Attest:

Michael O. Garrett
City Clerk/Treasurer



City of Conway, Arkansas
Ordinance No. O-16- _____

AN ORDINANCE APPROVING DONATION OF COMPUTER HARDWARE FROM DISTRICT COURT; AND FOR OTHER PURPOSES:

Whereas, The City of Conway has surplus computer hardware which is obsolete, no longer used by the City, and of no value to the City; and

Whereas, The City of Conway will be disposing of surplus computer hardware, by auction, donation, or e-waste in an environmentally conscious manner; and

Whereas, The Damascus, Greenbrier, Guy, Mayflower, and Vilonia District Courts have a need for certain computer hardware that is being disposed of by the City of Conway; and

Whereas, Arkansas Code 14-58-306 (C) allows municipal supplies, materials, or equipment to be transferred to another government entity within the state.

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

Section 1. The City of Conway shall transfer certain obsolete, no longer used by the City, computer hardware to the Damascus, Greenbrier, Guy, Mayflower, and Vilonia District Courts.

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

Passed this 23rd day of August, 2016.

Approved:

Mayor Tab Townsell

Attest:

Michael O. Garrett
City Clerk/Treasurer



**City of Conway
District Court**

MEMORANDUM

TO: Honorable Mayor Tab Townsell & City Council Members

FROM: Judge Susan Weaver and Judge David Reynolds

DATE: August 16, 2016

SUBJECT: Obsolete Computer Equipment

The recent upgrade and replacement of computers and other hardware over a period of time has left the city with a large amount of surplus computer equipment. This equipment is obsolete, no longer used by the city, and of no value to the city. We have a few options of disposal.

Our options to dispose of the surplus are, auction, e-waist, and donation. We have attempted several times to auction the surplus with little success. While the hardware has no value to the city, other entities such as the Van Buren County District Court have a need for some of the hardware. My recommendation is the city donate surplus hardware to, the Damascus, Greenbrier, Guy, Mayflower, and Vilonia District Courts.

Items to be donated:

ITEM	Make/Model	Service Tag
Scanner	Canon DR-C130	FW309366
Scanner	Canon DR-C130	FW309344
Scanner	Canon DR-C130	FW306854
Scanner	Canon DR-C130	FW309350
Scanner	Canon DR-C130	FW309336
Scanner	Canon DR-C1300	FW309354
Scanner	Canon DR-C130	FW309337
Scanner	Canon DR-C130	FW306890

ITEM	Make/Model	Service Tag
PC	Dell OptiPlex 780	8PM3CP1
PC	Dell OptiPlex 780	8PN4CP1
PC	Dell OptiPlex 780	8PN0CP1
PC	Dell OptiPlex 780	8PMYBP1
PC	Dell OptiPlex 780	8PN2CP1
PC	Dell OptiPlex 780	8PN1CP1
PC	Dell OptiPlex 780	8PM1CP1
PC	Dell OptiPlex 780	8PLYBP1

ITEM	Make/Model	Service Tag
Monitor	HP L2245wg	CNK8351PHG
Monitor	HP L2245wg	CNK8510CXR
Monitor	HP L2245wg	CNK9061DH6
Monitor	HP L2245wg	CNK8351N3V
Monitor	HP L2245wg	CNK84001QC
Monitor	HP L2245wg	CNK9030HCJ
Monitor	Dell P2211Ht	CN-0TYXD9-74445-0BK-BH9S
Monitor	Dell P2211Ht	CN-0TYXD9-74445-0BH-B2YL

MEMORANDUM

TO: City Council Members/Mayor Tab Townsell

FROM: Chief Jody Spradlin

DATE: August 23, 2016

SUBJECT: Request for disposal of assets

The Conway Police Department has three (3) Tasers that are no longer being used. Their serial numbers are as follows: X30000VMV, X30000VWV, and X30000VTD. These Tasers are no longer under a warranty, and the cost to fix them is almost the same as replacing them. I would like to request approval to remove these Tasers from our inventory and to dispose of them.

Thank you for your consideration.

AGREEMENT

This Agreement is entered this _____ day of _____, 2016, between the City of Conway, Arkansas, and the Conway School District.

WITNESSETH:

WHEREAS, District desires to maintain and improve a School Resource Officers' Program ("Program") to serve the respective needs and to provide for the maximum mutual benefit of the parties hereto; and

WHEREAS, this objective is to be accomplished by the controlled interaction of the City's police officers with students and staff of the District; and

WHEREAS, the district desires to reduce juvenile crime and to promote students' well being.

NOW, THEREFORE, IN CONSIDERATION OF THE COVENANTS SET FORTH HEREIN, THE PARTIES AGREE AS FOLLOWS:

1. **SERVICES**

The City shall provide seven police officers and one police sergeant on a full-time basis to serve as School Resource Officers for the Conway School District. Two officers will be placed at the Conway High School; two officers will be placed at the Conway Junior High School; one officer will be placed at each middle school; and all officers will share the responsibilities of the elementary schools. The program may be expanded to add additional officers.

2. **CONSIDERATION**

In consideration for providing the above-described services, the Conway School District shall pay to the City the sum of \$280,000 which represents approximately half of the total costs associated with the officers' salaries, benefits, and the average overtime/comp that they receive as part of their SRO duties. The compensation shall be paid by the Conway School District to the City of Conway in full, between July 1, 2016 and July 30, 2017.

3. **TERMS**

The term of this Agreement shall be for a period commencing July 1, 2016, to and including, June 30, 2017. Absent termination by one of the parties hereto, or amendments mutually agreed upon by the parties, this Agreement shall automatically be renewed for additional terms of one year. This Agreement and all performances and obligations required hereunder may be terminated by the Mayor of the City of Conway or Superintendent of the Conway School District at any time and for any cause provided that the terminating party provides the other party with written notice of termination immediately upon the date of termination.

4. **PERSONNEL**

The School Resource Officers provided by the City shall be considered employees of the City. The School Resource Officers shall perform their services in accordance with Exhibit "A". Notwithstanding anything contained in this Agreement or the attachments to this Agreement, the School Resources Officer shall at all times be subject to the policies and procedures of the Conway Police Department. The City and the District shall be jointly responsible for the selection of an officer from the list of eligible candidates provided by the City. The City shall be responsible for the special training of the officer as required for participation in this program, and the scheduling of such School Resource Officers.

5. **INSURANCE**

City and District acknowledge that the other party is a governmental entity, duly organized under the laws of the State of Arkansas, and that each party relies on tort immunity. Accordingly, either parties, as a requirement of this Agreement shall not require additional insurance.

6. **ASSIGNMENT AND SUBCONTRACTING**

This Agreement and the performance of services required hereunder shall not be assigned or subcontracted by either party without the written consent of the other party.

7. **NOTICES**

Notices hereunder shall be given by first-class mail or personal service. Notice to the City shall be delivered or addressed to the Mayor, City of Conway, 1201 Oak Street, Conway, AR 72032. Notice to the District shall be delivered or addressed to the Superintendent of Schools, 2220 Prince Street, Conway, AR 72034.

Conway School District

City of Conway

Superintendent

Mayor Tab Townsell

Date: _____

Date: _____

SCHOOL DISTRICT

Exhibit A

SCHOOL RESOURCE OFFICER

QUALIFICATIONS:

1. A police officer with a minimum of three years of law enforcement experience.
2. Officer has effective oral communication skills.
3. Officer has effective written communication skills.
4. Officer has strong desire to work with children and young adults.

BASIC PERFORMANCE RESPONSIBILITIES:

- A. The school resource officer will report directly to the school resource officer supervisor. The school resource officer supervisor will coordinate all resource officer activities with the Assistant Superintendent of Schools. Each school resource officer shall:
 1. Provide a general security presence within the school district at each of the SRO's assigned schools.
 2. Provide informal counseling to students and/or faculty.
 3. Act as a guest lecturer in the classroom in law enforcement related areas.
 4. Act as a liaison between the department and the school district.
 5. Investigate crimes occurring on school property.
- B. The school resource officer will assist school officials in setting up procedures for juvenile delinquency prevention programs by:
 1. Providing assistance to students and school staff members.
 2. Presenting various crime prevention, drug, and alcohol seminars.
 3. Serving as a positive role model.
 4. Bridging the communication gap between students and police.
 5. Enforcing State, Federal, and local laws whenever necessary.
 6. Preventing the organization of youth based gangs.
- C. The school resource officer will assist school officials with maintaining order in and around the school by investigating criminal behavior and taking enforcement action as appropriate to help insure a safe environment for students and school district officials.
- D. The school resource officer shall project a professional appearance and attitude that has a positive influence on the community.
- E. The school resource officer will report to his or her assigned school at the time designated by the school resource officer supervisor and will:
 1. Report to the area of assignment and remain in this area unless duty demands otherwise.
 2. Be visible in or around schools before school, during assemblies, lunch hours, and after school to ensure smooth school operation.
 3. Keep supervisors informed of the progress of investigations and/or problems in his or her area of responsibility.
 4. Accurately record daily activities as assigned and submit reports to the unit supervisor for approval.
- F. The school resource officer will perform any other duties as assigned by his or her supervisor.

- G. School resource officers who are assigned to schools will be on their assignments throughout the normal calendar year.
- H. Vacations other than school holidays will be taken primarily during times when school is not in session.

Note: The school resource officers will work extra-curricular activities at their assigned schools that the school resource officer supervisor deems necessary for the program to succeed. Compensation for the extra-curricular activities worked by the positions will be paid by time off through school holidays and summer months, to include the use of the School Resource Officer's accrued compensation time. Due to the accrual of this time the school resource officers are exempted from the departments 100 hour cap on accrued compensatory time.

I have read and agree to the above stipulations concerning extra-curricular activities.

School Resource Officer

School Resource Officer

School Resource Officer

School Resource Officer

School Resource Officer

School Resource Officer

School Resource Officer

School Resource Officer



City of Conway, Arkansas
Ordinance No. O-16-_____

AN ORDINANCE APPROPRIATING REIMBURSEMENTS FUNDS FROM VARIOUS ENTITIES FOR THE CITY OF CONWAY POLICE DEPARTMENT; AND FOR OTHER PURPOSES

Whereas, the City of Conway has received reimbursements funds from the following entities:

US Marshall Service	\$	4,180.92	OT Reimbursement
The Summit Church	\$	136.75	Extra Duty
AR State Police	\$	5,598.42	DUI/Seatbelt Taskforce
District Court of Faulkner Co	\$	90.00	Restitution
Department of Justice	\$	21,484.00	2015 JAG Grant

Whereas, the Conway Police Department needs these funds to replenish their expenditure accounts;

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

Section 1. The City of Conway shall appropriate funds from the US Marshall Service in the amount of \$4,180.92 from 001.121.4186 to CPD overtime expense account, 001.121.5114.

Section 2. The City of Conway shall appropriate funds from The Summit Church in the amount of \$136.75 from 001.121.4185 to the CPD overtime expense account, 001.121.5114.

Section 3. The City of Conway shall appropriate funds from the AR State Police in the amount of \$5,598.42 from 304.000.4201 to CPD overtime expense account, 001.121.5114.

Section 4. The City of Conway shall appropriate funds from the District Court of Faulkner County in the amount of \$90.00 from 001.121.4184 to CPD uniform expense account, 001.121.5650.

Section 5. The City of Conway shall appropriate funds from the Department of Justice in the amount of \$21,484.00 from 401.121.4200 to the CPD state grant weapons and ammo expense account, 401.121.5680.

Section 6. All ordinances in conflict herewith are repealed to the extent of the conflict

PASSED this 23rd day of August, 2016.

Approved:

Attest:

Mayor Tab Townsell

Michael O. Garrett
City Clerk/Treasurer

MEMORANDUM

TO: City Council Members/Mayor Tab Townsell
FROM: Chief Jody Spradlin
DATE: August 23, 2016
SUBJECT: Acceptance of Bids

Bids were opened August 3, 2016 for installation and removal of kennel fencing at the Conway Animal Welfare Unit; the following bid was received:

- LGL Animal Care Products, Inc.	\$ 51,489.00
- Direct Animal Products	\$ 53,019.00
- Mason Company	\$ 57,133.94

I respectfully request that the City of Conway accept this bid from Mason Company. Although the bid is higher than the other two, Mason Company offers more than the other two companies. The specifics are as follows: installation and removal included in bid, all kennels will be covered, and bite dogs would be sectioned off. Thank you for your consideration.



City of Conway, Arkansas
Ordinance No. O-16-_____

AN ORDINANCE APPROPRIATING AD VALOREM FUNDS FOR THE CITY OF CONWAY ANIMAL WELFARE UNIT; AND FOR OTHER PURPOSES

Whereas, the Conway Animal Welfare Unit needs approximately \$57,133.94 to install and remove kennel fencing; and

Whereas, money received from Ad Valorem Taxes is allowed, by law, to be used for such purposes.

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

Section 1. The City of Conway shall appropriate Ad Valorem Tax Funds in the amount of \$47,768.00 from 222.127.4900 to the Animal Welfare Ad Valorem Building Improvements Expense account 222.127.5410.

Section 2. The City of Conway shall appropriate funds from the Animal Welfare Grant miscellaneous expense account in the amount of \$9,365.94 from 399.127.5699 to the Animal Welfare Ad Valorem Building Improvements Expense account 222.127.5410.

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

PASSED this 23rd day of August, 2016.

Approved:

Mayor Tab Townsell

Attest:

Michael O. Garrett
City Clerk/Treasurer



**City of Conway, Arkansas
Ordinance No. O-16-____**

AN ORDINANCE APPROPRIATING REIMBURSEMENTS FUNDS FROM PETSMAST FOR THE CITY OF CONWAY ANIMAL WELFARE UNIT; AND FOR OTHER PURPOSES

Whereas, the City of Conway has received reimbursements funds from the following entities:

PetSmart	\$ 882 Rescue Wagon
----------	---------------------

Whereas, the Conway Police Department needs these funds to replenish their expenditure accounts.

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

Section 1. The City of Conway shall appropriate Rescue Wagon funds from Pet Smart in the amount of \$882 from 223.127.4705 to the AWU Spay/Neuter Miscellaneous expense account 223.127.5699.

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

PASSED this 23rd day of August, 2016.

Approved:

Mayor Tab Townsell

Attest:

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



**City of Conway, Arkansas
Ordinance No. O-16-_____**

AN ORDINANCE AMENDING TITLE 6 OF THE CONWAY MUNICIPAL CODE REGARDING ANIMALS AND FOWL; AMENDING ORDINANCE NO. O-04-60, THE "ANIMAL CONTROL" ORDINANCE; REPEALING ORDINANCES O-04-57, O-05-130, O-05-138, O-06-76, O-09-82, O-10-91, O-11-32, O-11-46 IN THEIR ENTIRETY; REPEALING ANY OTHER ORDINANCES AND/OR PROVISIONS OF THE CONWAY MUNICIPAL CODE IN CONFLICT TO THE EXTENT OF THE CONFLICT; AND FOR OTHER PURPOSES:

Whereas, the Conway Animal Welfare Unit desires to amend and clarify certain provisions of Title 6 of the Conway Municipal Code and Ordinance No. O-04-60, the "Animal Control" ordinance.

Whereas, the Conway City Council has determined that clear and functional regulations regarding animals and fowl within the City are essential to the protection of the public peace, health and safety.

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

Section 1. Title 6 of the Conway Municipal Code and Ordinance No. O-04-60, the "Animal Control" ordinance, are hereby amended to read in their entirety as follows:

TITLE 6
ANIMALS AND FOWL

Chapters:

- 6.04 Animals Generally
- 6.08 Fowl, Livestock, Wildlife, Wild Animals and Reptiles
- 6.12 Penalty
- 6.16 Spay/Neuter Program

CHAPTER 6.04
ANIMALS GENERALLY

Sections:

- 6.04.01 Definitions
- 6.04.02 Enforcement
- 6.04.03 Citations
- 6.04.04 Interference with animal control officers
- 6.04.05 Confinement of animals on premises of owner
- 6.04.06 Impoundment and disposition of at-large animals
- 6.04.07 Reclaiming animals; fees for reclaiming
- 6.04.08 Fraudulent redemption of domestic animals
- 6.04.09 Nuisance animals
- 6.04.10 Condition of pens and premises
- 6.04.11 Number of animals
- 6.04.12 Annual license and tag
- 6.04.13 Rabies vaccination required
- 6.04.14 Animal care
- 6.04.15 Transportation
- 6.04.16 Animal bites
- 6.04.17 Quarantine after bite

- 6.04.18 Duty to prevent attacks or harm upon, or aggressive behavior toward, persons
- 6.04.19 Dangerous dogs
- 6.04.20 Vicious dogs
- 6.04.21 Killing rabid, vicious or dangerous animals
- 6.04.22 Diseased or injured animals
- 6.04.23 Deposit of funds; assisted spay and neutering
- 6.04.24 Prohibition of sale of animals from certain locations

6.04.01 Definitions The following words and phrases shall have the following meaning for purposes of Title 6 of the Conway Municipal Code:

Animal Every vertebrate non-human species of animal, wild or domestic, male or female, including, but not limited to, dogs, cats, livestock and other mammals, birds, reptiles, amphibians and fish.

Animal acceptance The act of the Animal Welfare Unit accepting a dog, puppy, cat or kitten brought in to the shelter by an individual for permanent relinquishment.

Animal Rescue/Shelter An establishment wherein a person, business, government or organization engages in the practice of providing temporary homes for stray, surrendered, or abandoned pet animals. Animals are kept at the shelter until it is reclaimed by the owner, adopted to a new owner, placed with another organization or euthanized.

Animal Welfare Officer The person or persons employed by the city of Conway and designated by the city of Conway as enforcement officer or officers and having authority to carry out all provisions of this ordinance, including police officers of the city of Conway, Arkansas.

Animal Welfare Unit Any and all person persons employed by the city of Conway and designated as Animal Control Officers and any premises designated by the city of Conway for the purpose of impounding and caring for dogs and cats found running at large in violation of this ordinance.

At-large An animal is at-large within the meaning of Title 6 when it is not confined within a house, building, enclosure, or fence, or otherwise restrained on the premises of the owner, such as by a trolley system sufficiently strong to prevent the animal from escaping, or, when away from the premises of the owner, is not confined by a leash or safely within the passenger compartment of an automobile.

Cat Any domestic or feral cat (*Felis catus* or *Felis domesticus*) over the age of six (6) months.

Dog Any domestic canine or canine crossbreed (*Canis familiaris*) over the age of six (6) months.

Domestic animal Animals which are trained and kept as pets, or which commonly rely upon humans for food and shelter, including, but not limited to, dogs, puppies, cats, kittens; birds kept indoors; hamsters, gerbils and such other small rodents; chinchillas, rabbits; non-poisonous lizards, except crocodiles and alligators, and non-poisonous snakes, which animals or reptiles are capable of being maintained continuously in cages; and other living creatures generally referred to as domestic pets. The term "domestic animals" shall also mean animals of husbandry or livestock.

Euthanasia The act of humanely and painlessly putting an animal to death.

Fence A physical barrier enclosing an area of ground which is sufficient to confine the animal in question to the premises, or an electronic system which is designed to prevent, and which *actually* prevents, the animal in question from departing predefined boundaries upon the premises without the use of a physical barrier.

Kennel An establishment wherein any person, business, or organization engages in the practice of boarding, breeding, buying, grooming, letting for hire, training for a fee, or selling dogs or other animals.

Kitten Any domestic or feral cat (*Felis catus* or *Felis domesticus*) under the age of six (6) months.

Neutered A castrated male animal, un-sterilized dogs or cats too elderly or infirm to breed, as previously certified in writing as such, at the time of the dog or cat's licensing, by a veterinarian licensed to practice within the state.

Owner/harbinger Any person, group of persons, or corporations owning, keeping or harboring an animal or animals.

Physical injury Impairment of physical condition, infliction of substantial pain, or infliction of bruising, swelling, or a visible mark associated with physical trauma.

Puppy Any dog under the age of six (6) months

Repeatedly at large An animal is repeatedly at large within the meaning of this ordinance when it is not confined to the premises of the owner, or not within a house or other building or enclosure, or not restrained on the premises of the owner by a leash sufficiently strong to prevent the animal from escaping and restricting the animal to the premises of the owner, or not confined by a leash, or not confined in an automobile when away from the premises of the owner, more than three times within the previous year.

Restraint An animal is under restraint within the meaning of this ordinance if it is controlled by a leash, is confined safely within the passenger compartment of an automobile not on the property of its owner, or is confined on the property of its owner or keeper.

Serious physical injury Physical injury that creates a substantial risk of death or that causes protracted disfigurement, protracted impairment of health, or loss or protracted impairment of the function of any bodily member or organ.

Spayed A female animal that has undergone an ovary-hysterectomy, un-sterilized dogs or cats too elderly or infirm to breed as previously certified in writing as such, at the time of the dog's or cat's licensing, by a veterinarian licensed to practice within the state.

Wildlife rehabilitator Is a person, business, or organization who provides aid to injured, orphaned, displaced, or distressed wild animals in such a way that they may survive when released to their native habitats. Activities may include direct care of wildlife and arranging suitable release sites. Rehabilitators must possess current licensing from the Arkansas game and Fish Department and must comply with all state, county, and municipal laws and ordinances.

6.04.02 Enforcement The provisions of this ordinance shall be enforced by the Animal Welfare Officers of the city of Conway's Animal Welfare Unit and by members of the Conway Police Department.

6.04.03 Citations Conway Animal Welfare Officers and members of the Conway Police Department are hereby authorized to issue citations in lieu of arrest, as described in Arkansas Rules of Criminal Procedure Rule 5.2, to any person who violates any provision of Title 6 of the Conway Municipal Code. Such citations shall be in a form approved by the District Court of Faulkner County, shall designate the offense(s) committed, and shall require the person so charged to either appear before the Court on a given date to answer the charges or present the citation to the District Court Clerk for disposition prior to that date. Should an arrest be required, whether for the violation itself or for failure to appear in response to a citation, the Animal Welfare Officer(s) shall seek the assistance of the Patrol Services Division of the Conway Police Department to affect such arrest.

6.04.04 Interference with animal control officers No person shall unlawfully hinder or interfere with an Animal Welfare Officer in the performance of his or her duties, or seek to release any animal in the custody of an Animal Welfare Officer except as herein provided. No person shall remove any animal, or assist any other person in removing any animal, from the Animal Welfare Unit except as herein provided.

6.04.05 Confinement of animals on premises of owner

- A. **Confinement required** Any person owning, possessing, or keeping an animal or animals within the corporate limits of the City of Conway, whether vaccinated or unvaccinated, licensed or unlicensed, shall at all times prevent such animal(s) from being at large.

- B. Chaining No person shall direct-point chain or tether a dog to a stationary object. Dogs may be restrained by means of a trolley system, or a tether attached to a pulley on a cable run, only if the following conditions are met:
1. Only one (1) dog may be tethered to each cable run.
 2. The tether must be attached to a properly fitting collar or harness worn by the dog, with enough room between the collar and the dog's throat through which two (2) fingers may fit. Choke collars and pinch collars are prohibited for purposes of tethering a dog to a cable run.
 3. There must be a swivel on at least one (1) end of the tether to minimize tangling of the tether.
 4. The tether and cable run must be of adequate size and strength to effectively restrain the dog. The size and weight of the tether must not be excessive, as determined by the animal welfare officer, considering the age, size and health of the dog.
 5. The cable run must be at least ten (10) feet in length and mounted at least four (4) feet and no more than eight (8) feet above ground level.
 6. The length of the tether from the cable run to the dog's collar should allow access to the maximum available exercise area and should allow continuous access to water and shelter. The trolley system must be of appropriate configuration to confine the dog to the owner's property, to prevent the tether from extending over an object of an edge that could result in injury or strangulation of the dog, and to prevent the tether from becoming entangled with other objects or animals.
- C. Impoundment of Animal for Chaining Violation: Upon notification by written warning of a violation of Section 6.04.05(B), the owner shall be allowed ten (10) days to correct the violation. If the violation is not corrected within ten (10) days, the dog(s) may be removed and impounded by Animal Welfare Officers.

6.04.06 Impoundment and disposition of at-large animals

- A. Any domestic animal found to be at large within the corporate limits of this city shall be impounded by an Animal Welfare Officer and confined in a humane manner.
- B. Upon impounding any at-large domestic animal, an Animal Welfare Officer shall make a reasonable effort, if possible, to notify the owner(s) of the animal of its impoundment, and to inform the owner(s) of the conditions whereby they may regain custody of the animal.
- C. Title to any impounded at-large animal that is not claimed within five (5) business days by its owner or his or her authorized representative, as identified in writing, is automatically transferred to the Conway Animal Welfare Unit, which may put the animal up for adoption or destroy it in a humane manner, at the discretion of the Director of the Animal Welfare unit or their designee.
- D. Prior to destroying any dog found running at-large which carries its owner's address, an Animal Welfare Officer shall give the dog's owner at least five (5) days' notice of the date of the proposed destruction of the dog. The notice shall be by certified letter, return receipt requested and shall otherwise conform to the requirements of A.C.A. § 14-54-1102.
- E. An Animal Welfare Officer may request that the City Attorney bring criminal charges under A.C.A. § 5-62-101, *et seq.*, against any owner of any impounded animal who refuses or fails to claim his or her animal.

- F. Upon the expiration of the five (5) business-day period stated in Section 6.04.06(C) and payment of the following adoption fees, title to any at-large animal impounded and not claimed by its owner, or owner's representative, may be transferred by the Animal Welfare Unit to another party, not including the owner or owner's representative, subject to the licensing and vaccination requirements set out in this ordinance:
1. Fifty (\$50.00) for an altered dog or cat
- (Or)
2. Twenty-Five (\$25.00) for an unaltered dog or cat, in addition to a spay/neutering fee which shall be determined by the veterinarian selected to perform the alteration and paid directly to the veterinarian
- G. Sterilization of all adopted animals shall be performed within thirty (30) days of payment of the applicable adoption and altering fees. The Animal Welfare Unit may grant an extension of the time for sterilization, not to exceed thirty (30) additional days, upon the request of the owner if, in the opinion of a veterinarian licensed to practice veterinary medicine in the state of Arkansas, the animal is medically compromised to the extent that such sterilization should not be performed at the time. A signed agreement to have the animal altered shall be binding. Failure to comply shall constitute a violation of this section. In such cases, the animal described therein shall be returned to the Animal Welfare Unit upon request and title to the animal shall revert back to the Animal Welfare Unit. No claim may be made by the owner to recover expenses incurred for maintenance of the animal including the initial procurement cost. In addition, all dogs and cats adopted shall be micro-chipped prior to being released. The expense of micro-chipping is included at no additional charge.
- H. Adoption fees on altered animals shall be equally dispersed, \$25.00 into the City of Conway operating account (001-127-4170) and \$25.00 into the Animal Welfare Spay and Neuter account (223-127-4170).

6.04.07 Reclaiming animals; fees for reclaiming

- A. Any person who owns, possesses or harbors an animal which has been seized by, or is impounded at, the Animal Welfare Unit, and which is subject to being returned to its owner, possessor or harbinger under the provisions of this Chapter, may claim and retrieve such animal from the Animal Welfare Unit by payment of:
1. A fee of Ten Dollars (\$10.00) per day that the animal has remained in custody; and
 2. A fee of Twenty Dollars (\$20.00) if the impounded animal is required by Section 6.04.12 to wear a City license tag and was not wearing such a tag at the time of its impoundment; and
 3. A fee of Twenty Dollars (\$20.00) if the impounded animal is required by Section 6.04.13 to wear a rabies vaccination tag and was not wearing such a tag at the time of its impoundment; and
 4. Any and all other costs incurred by the Animal Welfare Unit.
- B. If a dog or cat has not been vaccinated against rabies within the immediately preceding twelve (12) months and/or is not currently licensed, as applicable, said animal shall be reclaimed only after payment of all fees required for vaccination and/or licensing. The burden of proof as to vaccination and licensing shall be upon the party attempting to claim the dog or cat from the Animal Welfare Officer under this Section.

- C. Any person reclaiming an animal must provide a valid form of picture identification, such as a driver's license, Arkansas ID card, or school ID card containing the person's name, current address and date of birth.
- D. An additional fee of Twenty Dollars (\$20.00), plus the regular license fee, shall be assessed to the party reclaiming an unlicensed animal. An additional Twenty Dollar (\$20.00) fee shall be assessed for reclaiming a dog or cat unvaccinated for rabies within the immediately preceding twelve (12) months. If the person reclaiming the animal is a Conway resident, that person shall also cause said animal to be licensed in accordance with the regulations of the city then in force, and the costs or expense of such vaccination and/or license fee shall be paid by the party reclaiming such animal and shall be in addition to the fees hereinabove set out. It shall be the responsibility of said party to furnish proof of such vaccination to Animal Welfare within ten (10) days of the animal being reclaimed.
- E. The Animal Welfare Officer shall keep complete and accurate records of all dogs and cats impounded and, should an owner's animal be impounded a second time within an eighteen (18) month period, then in such event, the Animal Welfare Officer, prior to releasing said animal shall require a fee of Twenty Dollars (\$20.00) to be paid by such owner, possessor or keeper of said spayed/neutered dog or Seventy-Five Dollars (\$75.00) for said un-spayed/un-neutered dog or cat, in addition to the other fees and costs set forth in 6.04.07(A). In addition a citation may be issued for a nuisance dog or cat.
- F. Upon the third and each subsequent impoundment within an eighteen (18) month period, then in such event, of said owner's spayed/neutered dog or cat, the Animal Welfare Officer, prior to releasing said animal shall require an impound fee of Fifty Dollars (\$50.00) to be paid by such owner, possessor or keeper of said spayed/neutered dog or cat, or an impound fee of One Hundred Dollars (\$100.00) for an un-spayed/un-neutered dog or cat, plus Ten Dollars (\$10.00) per day board. Upon said subsequent violation, the owner, keeper or possessor of such dog/cat shall in addition, comply with the above licensing and vaccination fees. In addition a citation may be issued for a nuisance dog or cat.
- G. All fees described in this section shall be in addition to whatever penalties might be assessed for misdemeanor violations described in other sections under this ordinance.

6.04.08 Fraudulent redemption of domestic animals If any person shall obtain possession and custody of any domestic animal for, or on behalf of, the owner thereof, for the purpose of avoiding payment of the fees and penalties imposed upon the owner under this ordinance, both the owner of such animal and the person so obtaining possession and custody of the animal for the owner shall be deemed to have violated the terms of this ordinance and both shall be punished as hereinafter provided.

6.04.09 Nuisance animals

- A. Owners, keepers or harborers of nuisance animals shall be subject to a fine. Nuisance animals are any animals which infringe upon the rights of another animal or a person, or which:
 1. Molest passersby or passing vehicles; or
 2. Attack other domestic animals; or
 3. Trespass on school grounds; or
 4. Are repeatedly at large; or
 5. Damage private or public property; or
 6. Bark, whine, howl or make any other noise in an excessive, continuous, or untimely fashion; or
 7. Cause fouling of the air by odor and thereby create unreasonable annoyance; or
 8. Interfere with refuse collection or other service personnel; or
 9. Defecate on property other than property owned by their owner, keeper or harborer while at large or while under restraint; or

6.04.10 Condition of pens and premises

- A. All animals, excluding livestock, shall be provided with appropriate shelter and a safe, non-injurious environment, as per federal Animal Welfare Act guidelines. Shelters and enclosures, whether temporary or permanent, must be constructed so that they are the appropriate size, strength, and material that allows the animal to stand, stretch, turn around, and lie down freely. Unless heated, animal houses shall contain proper bedding to insure protection from weather conditions. The shelters, enclosures and fenced areas for animals must be kept free of hazards such as trash, sharp edges, protruding nails, broken or splintered wood, metal or glass shards, machinery, loose wires, or any other material that may cause injury.
- B. There shall be at least one hundred (100) square feet in either pen or yard for each dog over six (6) months of age kept therein.
- C. It shall be unlawful for any person, firm or corporation owning, keeping or harboring domestic animals to fail to keep any premises where such domestic animals are kept free from offensive odors to the extent that such odors are disturbing to any person residing within reasonable proximity of the said premises.
- D. It shall be unlawful for any person, firm or corporation owning, keeping or harboring domestic animals to allow any premises where such animals are kept to become unclean and a threat to the public health by failing to diligently and systematically remove all animal waste from the premises.
- E. It shall be unlawful for any person, firm or corporation owning, keeping or harboring domestic animals to allow those animals to become infested with ticks, fleas, parasites or other vermin by failing to diligently and systematically apply accepted methods of insect, parasite and vermin control.

6.04.11 Number of animals It shall hereafter be unlawful for any person, to own, keep, or harbor more than a total of four (4) dogs and/or cats over the age of twelve (12) weeks on a single premises within the corporate limits of the city. This provision shall not apply to proprietors of animal hospitals and veterinarians, when such animals are kept upon premises used by such business, or to holders of a valid kennel permit.

- A. No person, business, or organization may operate a kennel or animal rescue shelter, or engage in wildlife rehabilitation, without a valid and current kennel permit issued by the Conway Animal Welfare Unit. Kennel permits shall be issued annually, and at no cost. However, kennel permits shall be denied or revoked if any of the following criteria are not met:
 - 1. The operation of a kennel or animal rescue shelter or the conduct of wildlife rehabilitation upon the applicant or permit holder's premises shall comply with all applicable Conway ordinances, including the Zoning Ordinance; and
 - 2. The number of animals housed on permit holder's premises shall not exceed a number which shall be determined by the City Council in each individual case. Only animals twelve (12) weeks of age and older shall count toward the maximum number of animals on the permittee's premises; and
 - 3. The applicant or permit holder shall consent to random inspections of the kennel, animal rescue shelter or wildlife rehabilitation operation in order to insure safe, sanitary conditions and compliance with these regulations.
 - 4. The applicant or permit holder's facilities shall comply with the following minimum standards for kennels, animal rescue shelters and wildlife rehabilitation facilities:

- a. Animal housing areas shall be physically separated from areas in which food and/or drink for human consumption is prepared, served or stored and from any living and/or sleeping areas of kennel personnel; and
- b. Enclosures shall be provided which allow adequate protection against weather extremes. If drains are used, they shall be properly constructed and kept in good repair. If closed drainage systems are used, waste water shall be disposed of by connection to a sanitary sewer of any approved sewage disposal system in compliance with city code; and
- c. Each animal shall have sufficient space to stand up, lie down, and turn around without touching the sides or tops of cages; and
- d. Cages shall be so made and constructed as to allow cleaning and sanitizing; and
- e. Cage floors of concrete, unless radiantly heated, shall have a resting board or some type of bedding; and
- f. Runs shall provide protection from the weather and be constructed of an impervious surface. Run floors must also slope toward a drain to prevent the accumulation of water and debris; and
- g. All animal quarters and runs are to be kept clean, dry and in a sanitary condition. Animal waste shall be removed from enclosures daily and/or as often as may be necessary to prevent contamination of the animals and to reduce disease hazards and odors. All surfaces shall be washed with a detergent solution followed by a safe and effective sanitizer. Animals must be removed from the enclosures during the cleaning process and precautions taken to avoid cross contamination; and
- h. Indoor housing for domestic animals shall be sufficiently heated when necessary to protect animals from cold, and to provide for their health and comfort. The ambient temperature shall be made consistent with the requirements of the particular species.
- i. Indoor housing of animals shall be adequately ventilated with fresh air to minimize odors and moisture and to provide for the health and comfort of the animals at all times. Auxiliary ventilation, such as exhaust fans and vents or air-conditioning, shall be provided when the ambient temperature is eighty five (85) degrees Fahrenheit, or higher; and
- j. Reliable and adequate electric power shall be provided. Electrical wiring must meet all requirements of city code; and
- k. The floors of the enclosures shall be constructed to prevent injury to animals' feet and legs. Enclosures for dogs and cats may have wire flooring, provided that:
 - i. the wire is of adequate gauge to prevent sagging under the weight of the animal; and
 - ii. the wire mesh is small enough to prevent their feet from falling through the mesh; and
 - iii. the animal is provided a solid surface large enough to lie down upon;

- l. Animal food shall be wholesome, palatable, free from contamination, and of a sufficient quantity and nutritive value to meet the normal daily requirements for the condition and size of the animal to which it is provided. Food shall be stored off the floor, or in a waterproof closed container, and adequately protected against infestation or contamination by vermin; and
 - m. All animals shall have fresh water available at all times. Water vessels shall be mounted or secured in a manner that prevents tipping and be of the removable type. Backflow preventers shall be installed on any threaded faucet; and
 - n. Water and food containers and all other utensils shall be cleaned and sanitized using generally acceptable methods such as the use of heat or chemical sanitizing solution. These containers shall be cleaned and sanitized as often as necessary to maintain sanitary conditions; and
 - o. An effective program for the control of insects, parasites, and mammalian pests or vermin shall be maintained; and
 - p. Animals kept in the same enclosure shall be maintained in compatible groups. Females in season shall not be housed in the same primary enclosure with males, except for breeding purposes. Puppies and kittens shall not be housed in the same primary enclosure with adult dogs or cats other than their dams, except when permanently maintained in breeding colonies. Dogs shall not be housed in the same primary enclosure with cats, nor shall dogs or cats be housed in the same primary enclosure with any other species of animals; and
 - q. Animals under treatment for a communicable disease shall be physically separated from other susceptible animals to minimize spread of the disease. Sick animals shall be provided with access to veterinary care; and
- B. An appeal of the denial or revocation of a kennel permit may be made to the City Council within ten (10) days of the notice of such denial or revocation. In the case of revocation, appeal to the City Council shall suspend enforcement of this Section until such time as the appeal is acted upon by the Council. The Council shall take up the appeal at the next regularly scheduled Council meeting. Denial of the appeal by the City Council, or the failure to appeal such a notice of revocation of a permit within the prescribed ten (10) day period, shall result in the immediate revocation of the kennel permit.
- C. The Conway City Council may grant a variance from the minimum kennel standards set forth in Section 6.04.11(A)(4) by a two thirds (2/3) vote.
- D. The Conway Animal Welfare Unit is exempt from the provisions of Section 6.04.11(A).

6.04.12 Annual license and tag

- A. Levy of license fee There is hereby levied and there shall be collected an animal licensing fee in the amount hereinafter provided on each dog or cat owned or kept within the city. Said fee shall be paid to the city or to any authorized licensed veterinarian. Said fee shall be paid to the city via one of these methods: by mail with a self-addressed, stamped envelope enclosed; paid at the Animal Welfare Unit; or paid at any licensed veterinarian participating in the city's spay/neuter program. It shall be the duty of any licensed veterinarian collecting a fee under the provisions of this section to remit such fee to the city (less a Two Dollar (\$2.00) fee per license issued as allowed to the veterinarian issuing the annual license on the behalf of the city of Conway). It shall be a prerequisite for any licensed veterinarian to participate in the city of Conway spay/neuter program to offer for sale at their clinic the city animal annual licenses as outlined above.

- B. Amount of license fee For each neutered male or spayed female the levied fee shall be in the amount of Ten Dollars (\$10.00) annually. The fee for each unspayed female or unaltered male shall be Twenty Dollars (\$20.00) annually, except for any animal under four (4) months of age. If a dog or cat is of such age that a license is not required, the owner of the dog or cat shall obtain any durable tags which state the name of the owner, the address, and a telephone number whereby the owner, keeper or harbinger can be contacted.
- C. Time to obtain license Should a dog or cat be brought into the city, the person owning or keeping such dog or cat shall have thirty (30) days in which to pay the licensing fee levied hereby. Any person bringing a dog or cat into the city on a temporary basis (less than thirty (30) days) is not subject to city of Conway licenses.
- D. Issuance of license receipt and tag The city official or a licensed veterinarian to whom the fee levied by subsections (A) and (B) above is paid shall issue a receipt therefore and shall issue to each person paying said fee a metal tag indicating that said fee has been paid. No tag shall be issued for any dog or cat unless a certificate is presented from a licensed veterinarian indicating that said dog or cat has been vaccinated for rabies within one year prior thereto.
- E. License period A license, if not revoked, shall be valid for one year from the date of rabies vaccination. Every owner shall obtain a new license each year. An owner shall have ten days from the date the license expires to obtain a new license.
- F. Tag to be attached to animal's collar It shall be the duty of the owner, keeper or harbinger of every dog or cat within the city to attach the applicable tag provided for in this section to a collar securely fixed around the neck of said dog or cat.
- G. Service dogs All owners of seeing-eye dogs, hearing-ear dogs, assistance dogs, or guide dogs, such dogs being used to aid sensory impaired citizens, or other citizens who, upon medical advice, require the use of an assistance dog, shall not be required to pay an annual city license fee, but shall be required to obtain a license tag and identification tag.
- H. Lost or destroyed tag In case a tag for the animal licensing fee required by this ordinance is lost or destroyed, a duplicate shall be issued by the city upon presentation of a receipt or other verification showing payment of said fee or receipt of such duplicate tag.

6.04.13 Rabies vaccination required

- A. All dogs, cats and other domestic animals in the city which are capable of contracting rabies shall be annually vaccinated against rabies by an accredited veterinarian. A metal tag evidencing such vaccination shall be attached to the harness or collar of every such animal in the city.
- B. No tag shall be transferable from one animal to another. No refunds shall be made on any fee from one animal to another.
- C. No refunds shall be made on any fee because of the death of the animal or because the owner leaves the city before the expiration of the license period.
- D. The provisions of section 6.04.13 shall not apply to any dog or cat under the age of four (4) months.

6.04.14 Animal care

- A. No person shall expose any known poisonous substance, whether mixed with food or not, so that the same shall be liable to be eaten by any animal, provided that it shall not be unlawful for a person to expose on his own property common rat poison mixed only with vegetable substances.
- B. No person shall fail to provide his animals with sufficient, good, wholesome and nutritious food, water in sufficient quantities, proper air, shelter which complies with the requirements of Section

6.04.10, veterinary care when needed to prevent suffering, and humane care and treatment. No dog or cat may be kept on flooring of suspended wire grid except those which are kept in a kennel or animal rescue shelter pursuant to a valid kennel permit issued under Section 6.04.11 of the Conway Municipal Code and under conditions compliant with Section 6.04.11(A)(4)(I).

- C. No person shall beat, cruelly ill-treat, torment, overload, overwork, or otherwise abuse an animal, or cause, instigate, or permit any dogfight, cockfight, bullfight, or other combat between animals and/or humans.
- D. No owner, keeper or harbinger of an animal shall abandon such animal.
- E. No person shall confine any animal in a parked vehicle if the outside air temperature is higher than 80 degrees Fahrenheit, unless the vehicle is running and the air-conditioner is working properly. Animal Welfare Officers or other law enforcement officers shall not be liable for damage caused or resulting to any vehicle when they have reason to believe that an animal confined to that vehicle must be removed for their safety and well-being.
- F. Any person who violates any provision of this Section is guilty of Animal Mistreatment and shall, upon conviction, be fined as provided in Section 6.12.01.
- G. An Animal Control Officer who has probable cause to believe that an animal is or has been subject to Animal Mistreatment as described in this Section may immediately remove and impound the animal. When an animal is impounded under this section, it shall not be released to its owner, keeper or harbinger unless and until:
 - 1. The attorney having authority and jurisdiction to prosecute elects not to charge the owner, keeper or harbinger with any crime related to the acts or events which led to the animal's impoundment under this Section, and the animal is reclaimed as provided in Section 6.04.07; or
 - 2. The owner, keeper or harbinger of the animal is found not guilty of all offenses for which he or she is charged related to the acts or events which led to the animal's impoundment under this Section, and the animal is reclaimed as provided in Section 6.04.07.
- H. When any person pleads guilty or nolo contendere to, or is found guilty of, Animal Mistreatment, any impounded animals formerly owned, kept or harbored by that person shall become the property of the Conway Animal Welfare Unit and shall be made available to the public for adoption unless, in the judgment of the Director of the Conway Animal Welfare Unit, abuse or neglect has rendered the animal(s) unfit for adoption. Such adoptions shall be subject to those provisions of Section 6.04.06(F) and (G) which establish the requirements, procedures and fees for adoption of unclaimed at-large animals.
- I. When any owner, keeper or harbinger of an animal pleads guilty or nolo contendere to, or is found guilty of, Animal Mistreatment, or she shall be ordered to pay restitution for all costs incurred by the Animal Welfare Unit related to the impounding and care of the animal.

6.04.15 Transportation No person shall transport or carry any animal by motorized means unless the animal is safely enclosed within the vehicle or trailer, or enclosed in a portable kennel, crate, or dog box designed for this purpose, which is then fastened by a secure and appropriate means to the bed or the chassis of the vehicle. Dogs may be transported in open beds of pick-up trucks provided they are secured therein by means of a humane cross-tether and/or harness which prevents the dog from leaving, falling or being thrown from the truck bed. In all cases where animals are transported by motorized vehicles, it must be in a safe and humane manner that will prevent the animal from falling from, being thrown from, or jumping from the motorized vehicle or trailer being pulled by such.

6.04.16 Animal bites

- A. When any animal has bitten, scratched or otherwise attacked a person or another domestic animal, any person having knowledge of such incident shall immediately notify the Conway Animal Welfare Unit.
- B. Animal Welfare Officers have authority to impound any animal which has bitten, scratched or otherwise attacked a person or another domestic animal. Upon impoundment, such animals may remain in the custody of Animal Welfare until all applicable provisions of Title 6 of the Conway Municipal Code and state law are met.

6.04.17 Quarantine after bite

- A. Any animal which has bitten a person is a rabies suspect. The owner, keeper or harbinger of such animal shall immediately release it for quarantine confinement in a veterinary hospital approved by the City. If the Director of the Animal Welfare Unit or his or her designee determines that space is available, such quarantine may also be carried out at the Animal Welfare Unit. All quarantines shall be for a period of ten (10) days.
- B. Upon the request of any person who has been bitten by a dog or other animal within the corporate limits of the city (or by a parent or legal guardian of a person bitten who is under a disability), the Animal Welfare Officer shall take such dog or animal, or a plurality of same if they are reasonably suspected of the biting, into custody and confine and quarantine same under the provisions of 6.04.17(A) or under the supervision of a licensed veterinarian, who shall keep such dog or animal in quarantine until he shall issue his certificate that:
 - 1. The veterinarian has complied with the observation provisions of Section 3 of Act 11, First Extraordinary Session of the 1968 Arkansas General Assembly (Rabies Control Act) and that the dog or other animal appears to be free of infection of rabies (hydrophobia).
- C. When the licensed veterinarian supervising the quarantine of any dog or other animal quarantined under subsection (A) and (B) issues the certificate provided for in subsection (B)(1), the owner of such dog or animal may retake custody of it upon tender to such veterinarian or the city Animal Welfare Officer of their customary and reasonable fees and charges for impounding, boarding, lodging, observation and testing; except a person who is bitten by an animal while baiting, teasing, or molesting said animal or while trespassing on the premises of the owner or keeper of said animal shall pay all customary and reasonable charges and fees resulting from his request to have said animal confined and quarantined.
- D. The fee for quarantining an animal at the Conway Animal Welfare Unit shall be three hundred dollars (\$300), and must be paid in full at the beginning of the quarantine period. In addition to the quarantine fee, the owner, keeper or harbinger of any animal quarantined at the Conway Animal Welfare Unit shall, before reclaiming the animal, pay the following fees:
 - 1. A fee of Twenty Dollars (\$20.00) if the quarantined animal is required by Section 6.04.12 to wear a City license tag and was not wearing such a tag at the time its quarantine began; and
 - 2. A fee of Twenty Dollars (\$20.00) if the impounded animal is required by Section 6.04.13 to wear a rabies vaccination tag and was not wearing such a tag at the time its quarantine began.
- E. If any animal quarantined under this section is not reclaimed by its owner within five (5) business days of the end of the quarantine period, the animal shall be released by any veterinarian supervising its quarantine to an Animal Welfare Officer, who shall treat such animal as one found running at-large in accordance with the provisions of Section 6.04.06.

- F. Any dog or other animal having rabies or symptoms thereof, or suspected of having rabies, or which has been exposed to rabies shall be immediately released by the owner or custodian of such dog or animal to an Animal Welfare Officer, who shall confine such dog or animal in quarantine, as provided for above.

6.04.18 Duty to prevent attacks or harm upon, or aggressive behavior toward, persons Any person who owns, keeps, harbors, or possesses any animal(s) within the corporate limits of the City of Conway shall at all times prevent such animal(s) from attacking any person, causing harm of any kind to any person, and from exhibiting any aggressive behavior towards any person. It shall be an affirmative defense to this offense that the animal was provoked or teased by the alleged victim. In the event any person is convicted of violating this Section, the convicting court may, in its discretion, order that the animal(s) in question be humanely destroyed.

6.04.19 Dangerous dogs

- A. Generally No person shall own, possess or keep any dangerous dog within the corporate limits of the City, except in compliance with the provisions of this Section.
- B. Grounds for dangerous dog designation A dog is considered a dangerous dog for purposes of this section if:
1. Without provocation, it attacks, bites or causes physical injury to a person engaged in a lawful activity; or
 2. While off the property of its owner and without provocation, it causes serious physical injury to another domestic animal; or
 3. Without provocation and while not on a leash and under the control of its owner or custodian, it chases, confronts or approaches a person on a street, sidewalk or other public property in a menacing fashion such as would put a reasonable person in fear of attack; or
 4. Acts in a manner which the owner knows, or reasonably should know, is an indication that the dog is dangerous and is not merely being protective in a particular set of circumstances; or
 5. Has been declared dangerous, or has been given some other designation, by another governmental body under circumstances that would meet the grounds for dangerous dog designation under the provisions of this Section.
- C. Dangerous dog designation.
1. Designation If the Director of the Animal Welfare Unit or any Animal Welfare Officer has cause to believe that a dog is a dangerous dog, the Director or their designee may find and declare such dog a dangerous dog and may seize and impound the dog. At the time of any such seizure, the officer shall leave written notice of the seizure at the owner, keeper or harbinger's last known residence, which notice shall provide instructions for reclaiming the dog.
 2. Notice of designation Upon designating a dog as a dangerous dog, the Animal Welfare Unit shall give notice of the declaration and the reasons for it in writing to the person who owns, keeps, or harbors the dog. Such notice shall be effective upon being mailed to the owner, keeper or harbinger's last known address via certified mail, return receipt requested.

3. Opportunity to contest designation The notice of dangerous dog designation shall also inform the dog's owner, keeper or harbinger that a hearing to contest the designation shall be held before the Chief of Police of the Conway Police Department, or their appointed designee, if a written request for a hearing is received by the Director of the Animal Welfare Unit within seven (7) working days of the mailing of the notice of dangerous dog designation, or before title to the animal is transferred to the Animal Welfare Unit pursuant to this Section, whichever occurs first.
 4. Status pending hearing Once notice of a dangerous dog designation has been given, the dog so designated shall be considered a dangerous dog for purposes of this Section unless and until such time as that designation is overruled by the Chief of Police of the Conway Police Department or their appointed designee.
 5. Hearing Hearings required pursuant to this Section shall be held no more than seven (7) working days from the date of receipt of the request. The Chief of Police of the Conway Police Department, or their appointed designee, shall act as the appeal hearing officer and shall make their ruling on the basis of a preponderance of the evidence presented at the hearing. The hearing shall be an informal proceeding, and each party shall have the right to call and examine witnesses, to introduce exhibits, to cross-examine opposing witnesses on any matter relevant to the issues even though that matter was not covered in the direct examination, to impeach any witness regardless of which party first called the witness to testify, and to rebut the evidence against the party. Either party may call the owner/custodian as a witness. The decision of the hearing officer regarding a dangerous dog designation shall be final.
 6. Compliance If the person owning, keeping, possessing or otherwise maintaining a dog designated a dangerous dog fails to request a hearing within the time allowed, or if the Chief of Police of the Conway Police Department, or their designee, determines that the dangerous dog designation shall stand, the owner or custodian shall comply with all requirements of this section for the keeping of dangerous dogs within the City limits.
- D. Requirements generally Every person who owns, keeps or harbors a dangerous dog within the corporate limits of the City shall at all times comply with the following requirements:
1. A dangerous dog shall be microchipped, to include its owner or keeper's name and contact information, within fourteen (14) days of being designated a dangerous dog by the Animal Welfare Unit.
 2. A dangerous dog shall not be permitted to go outside its kennel or pen unless such dog is securely maintained with a leash no longer than four feet in length.
 3. A dangerous dog shall not be kept on a chain, rope or other type of leash outside its kennel or pen, unless a person is in direct physical control of the leash.
 4. Any person in control of a dangerous dog must be of sufficient size and strength to adequately maintain control of the dog at all times.
 5. Dangerous dogs may not be leashed to inanimate objects such as trees, posts, buildings, etc.
 6. Any dangerous dog on a leash outside its kennel must be muzzled by a device sufficient to prevent the dog from biting people or other animals.
 7. A dangerous dog shall be kept in compliance with all other applicable provisions of this ordinance, Title 6 of the Conway Municipal Code

- E. Confinement All dangerous dogs shall be securely confined indoors or in a securely enclosed kennel, except when leashed and muzzled as provided above. The pen, kennel or structure must have secure sides and a secure top, which is attached to the sides. All structures used must be locked with a key or combination lock when the animals are within the structures. The pen or kennel must have a secure bottom or floor attached to the sides of the pen or the sides of the pen must be embedded in the ground at a depth of no less than two feet. All structures used to house dangerous dogs must also comply with all zoning and building regulations of the city. Kennels must be adequately lighted and ventilated and be kept in a clean and sanitary condition.
- F. Indoor confinement No dangerous dog may be kept on a porch, patio or in any part of a house or building that would allow the dog to exit of its own volition, or in a building in which the windows are open, or in which window screens or screen doors are the only obstacles preventing the dog from exiting the structure, unless the dog may only exit directly into a kennel as described in Section B above.
- G. Signs Within fourteen (14) days of their dog designated a dangerous dog, any owner, keeper or harbinger of a dangerous dog shall display, in a prominent place on their premises, a sign easily readable by the public bearing the words "Beware of dog." In addition, a similar sign shall be posted on the dangerous dog's kennel or pen.
- H. Insurance Within fourteen (14) days of their dog being designated a dangerous dog, all owners, keepers or harborers of dangerous dogs shall provide proof to the Animal Welfare Unit of public liability insurance in a single incident amount of Fifty Thousand Dollars (\$50,000.00) for A) bodily injury or death of any person or persons, and B) damage to property owned by any persons, which may result from the keeping or maintenance of the dangerous dog. The insurance policy shall provide that no cancellation shall be made without ten (10) days written notice being provided to the Animal Welfare Unit. Proof of the continuation of the above described insurance coverage shall be provided to the Animal Welfare Unit once every six (6) months by the owner, keeper or harbinger of a dangerous dog.
- I. Inspection All owners, keepers or harborers of dangerous dogs shall:
1. Consent, upon request, to an inspection of their premises by members of the Animal Welfare Unit, to include any and all areas in which the dangerous dog is or may be confined, to determine compliance with this section; or
 2. Immediately remove the dangerous dog from the corporate limits of the City of Conway and prevent its return, unless and until any owner, keeper or harbinger of the dangerous dog consents to the requested inspection.
- J. Notification of death or relocation All owners, keepers or harborers of dangerous dogs must within ten (10) days notify in writing the Animal Welfare Unit of any of the following:
1. The death of the dog.
 2. The removal of the dog from the city.
 3. The new address of the owner if the owner moves within the corporate city limits of Conway.
- K. Sale or transfer of ownership Any person may sell, barter or in any other way dispose of a dangerous dog by transferring it to another person within the corporate limits of the City of Conway, provided that the seller or transferor shall notify the Animal Welfare Unit of the sale or transfer no less than three (3) days prior to the date thereof, and provided that the buyer or transferee complies at all times with the requirements of this section after receiving the dangerous dog.

- L. Failure to comply; impoundment Failure of the owner, keeper or harbinger of any dangerous dog to comply with any provision of this Section shall result in the immediate seizure and impoundment of the dangerous dog by the Conway Animal Welfare Unit and the revocation of the dog's city license, necessitating the dog's immediate removal from the City. The Animal Welfare Officer shall, at the time of such seizure, leave written notice of that seizure at the owner, keeper or harbinger's last known residence, which notice shall provide instructions for reclaiming the dog.
- M. Reclaiming dangerous dogs No dangerous dog in the custody or control of the Animal Welfare Unit shall be returned to its owner, keeper or harbinger unless and until:
1. the owner, keeper or harbinger of the dangerous dog establishes to the satisfaction of the director of the Animal Welfare Unit, or that person's designee, that the dog will be kept and handled as required by this Section; and
 2. the owner, keeper or harbinger of the dangerous dog has complied with the requirements of Section 6.04.07 for reclaiming impounded animals; and
 3. the dangerous dog has been microchipped by a licensed veterinarian of the owner's choosing located within the corporate limits of the City of Conway.
- N. Removal from the city When any person pleads guilty or nolo contendere to or is found guilty of any violation of this Section, the Court shall, in addition to assessing fines pursuant to Section 6.12.01, order the dog in question to be immediately removed from the City. Should the defendant refuse to remove the dog from the city, the District Court Judge may find the defendant in contempt and order immediate confiscation of and impoundment of the dog.
- O. Disposition of unclaimed dangerous dogs If the owner, keeper, or harbinger of a dangerous dog impounded under this Section, or his or her representative as identified in writing, fails to reclaim the dog by compliance with the requirements of subsection (M) of this Section within five (5) business days of the date of its seizure, title to that dog is automatically transferred to the Conway Animal Welfare Unit, which may, at the discretion of the Director of the Animal Welfare unit or their designee, transfer title to another party, not including the former owner, keeper or harbinger or their representative, or destroy the dog in a humane manner.
- P. Separate violations Each day on which a violation of this Section continues shall be deemed a separate offense. In addition to the penalties set forth in Section 6.12.01, any person who violates the provisions of this Section shall pay all expenses incurred by the Conway Animal Welfare Unit as a result of the violation, including shelter, food, handling, veterinary care and testimony.

6.04.20 Vicious dogs

- A. Prohibited No person shall own, possess or keep any vicious dog within the corporate limits of the City.
- B. Grounds for vicious dog designation A dog is considered a vicious dog for purposes of this Section if it:
1. Causes death or serious physical injury to a person engaged in a lawful activity; or
 2. On two (2) or more occasions, without provocation, attacks, bites or causes physical injury to a person engaged in a lawful activity; or
 3. On more than one (1) occasion, while off the property of its owner and without provocation, causes serious physical injury to another domestic animal; or
 4. Without provocation, kills a domestic animal; or

5. Has been trained for dog fighting or is owned or kept for the purpose of dog fighting; or
6. Has been declared vicious, or has been given some other designation, by another governmental body under circumstances that would meet the grounds for vicious dog designation under the provisions of this Section.

C. Vicious dog designation.

1. Designation If the Director of the Animal Welfare Unit or any Animal Welfare Officer has cause to believe that a dog is a vicious dog, the Director or their designee may find and declare such dog a vicious dog and shall, when practicable, immediately seize and impound the dog. At the time of any such seizure, the officer shall leave written notice of the seizure at the owner, keeper or harborer's last known residence, which notice shall provide instructions for reclaiming the dog.
2. Notice of designation Upon designating a dog as a vicious dog, the Animal Welfare Unit shall give notice of the declaration and the reasons for it in writing to the person who owns, keeps, or harbors the dog. Such notice shall be effective upon being mailed to the owner, keeper or harborer's last known address via certified mail, return receipt requested.
3. Opportunity to contest designation The notice of vicious dog designation shall also inform the dog's owner, keeper or harborer that a hearing to contest the designation shall be held before the Chief of Police of the Conway Police Department, or their appointed designee, if a written request for a hearing is received by the Director of the Animal Welfare Unit within seven (7) working days of the mailing of the notice of vicious dog designation, or before title to the animal is transferred to the Animal Welfare Unit pursuant to this Section, whichever occurs first.
4. Status pending hearing Once notice of a vicious dog designation has been given, the dog so designated shall be considered a vicious dog for purposes of this Section unless and until such time as that designation is overruled by the Chief of Police of the Conway Police Department or their appointed designee.
5. Hearing Hearings required pursuant to this Section shall be held no more than seven (7) working days from the date of receipt of the request. The Chief of Police of the Conway Police Department, or their appointed designee, shall act as the appeal hearing officer and shall make their ruling on the basis of a preponderance of the evidence presented at the hearing. The hearing shall be an informal proceeding, and each party shall have the right to call and examine witnesses, to introduce exhibits, to cross-examine opposing witnesses on any matter relevant to the issues even though that matter was not covered in the direct examination, to impeach any witness regardless of which party first called the witness to testify, and to rebut the evidence against the party. Either party may call the owner/custodian as a witness. The decision of the hearing officer regarding a vicious dog designation shall be final.
6. Compliance If the person owning, keeping, possessing or otherwise maintaining a dog designated a vicious dog fails to request a hearing within the time allowed, or if the Chief of Police of the Conway Police Department, or their designee, determines that the vicious dog designation shall stand, the owner or custodian shall comply with all requirements of this section regarding vicious dogs.

D. Impoundment and removal by the Animal Welfare Unit Failure of the owner, keeper or harborer of any vicious dog to comply with any provision of this Section shall result in the immediate seizure and impoundment of the vicious dog by the Conway Animal Welfare Unit. The Animal Welfare

Officer shall, at the time of such seizure, leave written notice of the seizure at the owner, keeper or harbinger's last known residence, which notice shall provide instructions for reclaiming the dog.

- E. Reclaiming vicious dogs No vicious dog in the custody or control of the Animal Welfare Unit shall be returned to its owner, keeper or harbinger unless and until:
1. The owner, keeper or harbinger of the vicious dog has complied with the requirements of Section 6.04.07 for reclaiming impounded animals; and
 2. The vicious dog has been microchipped by a licensed veterinarian of the owner's choosing located within the corporate limits of the City of Conway; and
 3. The owner, keeper or harbinger of the vicious dog, or his or her representative as identified in writing, provides a location outside, but within 20 miles of, the corporate limits of the City of Conway to which the dog may be transported by the Animal Welfare Unit for return to its owner, keeper or harbinger or their representative.
- F. Return to the city prohibited After a vicious dog has been removed from the corporate limits of the city as required by this Section, no person shall return that dog to the City. The owner, keeper or harbinger of a vicious dog which has been removed from the city as required by this Section shall not fail to prevent the vicious dog from returning to the City.
- G. Disposition of unclaimed vicious dogs If the owner, keeper, or harbinger of a vicious dog impounded under this Section, or his or her representative as identified in writing, fails to reclaim the dog by compliance with the requirements of subsection (E) of this Section within five (5) business days of the date of its seizure, title to that dog is automatically transferred to the Conway Animal Welfare Unit, which may, at the discretion of the Director of the Animal Welfare unit or their designee, transfer title to another party outside the corporate limits of the city, not including the former owner, keeper or harbinger or their representative, or destroy the dog in a humane manner.
- H. Separate violations Each day on which a violation of this Section continues shall be deemed a separate offense. In addition to the penalties set forth in Section 6.12.01, any person who violates the provisions of this Section shall pay all expenses incurred by the Conway Animal Welfare Unit as a result of the violation, including shelter, food, handling, veterinary care and testimony.

6.04.21 Killing rabid, vicious or dangerous animals

- A. A police officer may kill, without notice to the owner, any dog, cat, or any other animal, domestic or wild, if such animal is reasonably suspected of being rabid, whether it bears the tag provided for or not.
- B. A police officer may kill any animal, without notice to the owner, if it is reasonably suspected by the officer to be a vicious or dangerous animal and is putting persons or property in immediate and unreasonable danger.

6.04.22 Diseased or injured animals

- A. It shall be unlawful for any person to knowingly keep any injured animal without providing proper treatment for such injury, or any animal infected with a disease which may contaminate other animals and which may be a health hazard. A person acts "knowingly" when he is aware that such circumstances exist.
- B. Any such untreated injured animal or any diseased animal shall be immediately treated or, when necessary, humanely destroyed, to prevent unwarranted suffering. The disposition of such animals shall be at the discretion of the Director of the Animal Welfare Unit or a licensed veterinarian.

- C. Animal Welfare will transport deceased animals for licensed veterinarians who participate in the sales of city animal license tags and collection of fees for same, and the city's spay/neuter program, as provided in 6.04.12(A), free of charge as requested. The animals will be disposed of in the same manner as any animals that are euthanized at the Animal Welfare Unit.

6.04.23 Deposit of funds; assisted spay and neutering All fees paid to the city of Conway for the licensing of dogs or cats collected after this ordinance becomes effective shall be set aside for an assisted spay and neuter program and other animal health needs.

6.04.24 Prohibition of sale of animals from certain locations The sale, distribution or giving away of animals from public property, or property with a commercial office or industrial zoning, is prohibited. Established animal business enterprises with permanent structures, livestock auction facilities, and the Conway Animal Welfare Unit are exempt from this prohibition.

CHAPTER 6.08

FOWL, LIVESTOCK, WILDLIFE, WILD ANIMALS AND REPTILES

Sections:

- 6.08.01 Deposit on streets
- 6.08.02 Running at-large – fowl
- 6.08.03 Running at-large – stock
- 6.08.04 Keeping of livestock prohibited
- 6.08.05 Hunting and trapping
- 6.08.06 Keeping of innately wild animals, non-human primates or venomous reptiles
- 6.08.07 Keeping of hogs

6.08.01 Deposit on streets Every dead cow, horse, or other animal found lying on any of the streets, alleys or any other place is declared to be a nuisance and whoever shall deposit the same in such place shall upon conviction thereof be fined not greater than Five Hundred Dollars (\$500.00)

6.08.02 Running at-large – fowl It shall be unlawful for any chicken, guinea, duck, goose or other fowl to stray beyond the enclosure of its owner or owners, keeper of keepers, within the city limits of the city of Conway, Arkansas.

6.08.03 Running at-large – stock The running at-large or in the public streets, alleys, sidewalks, commons or unenclosed grounds or public or private property within the corporate limits of the city of Conway, of any cattle, horses, mules, asses, swine, sheep, goats or any other animals of like kind, is hereby made unlawful.

6.08.04 Keeping of livestock prohibited

- A. It shall be unlawful for any person to keep, maintain, or permit to run at-large within the corporate limits of the city, any livestock, except as provided herein.
- B. The keeping of livestock, including horses, cows, donkeys, mules, goats, sheep, or ratites (flightless birds such as ostriches, emus, etc.) is permitted only where they are maintained on an enclosed pasture with a minimum of three acres for each animal. Such enclosures shall be kept in a sanitary, healthful, and secure condition so as to prevent any nuisance to citizens.
- C. The keeping of horses is permitted only where a shelter or shelters are accessible to each horse on the property. Such shelters shall consist of a solid, impermeable roof and at least two contiguous, solid, impermeable walls, and shall be sufficient in size or number so as to allow each horse on the property to obtain shelter from the elements.
- D. Adequate supplemental feed shall be supplied in such quantities as shall maintain the good health and proper condition of each head of livestock.

- E. Water vessels appropriately constructed and located must be available so that each head of livestock will have twenty-four hour access to wholesome water.
- F. For any other animals commonly referred to as farm animals including but not limited to chickens, guinea, goose and ducks, space allotment and food and water must be adequate enough for each animal to be maintained in a comfortable, healthy and stress-free manner. Pens shall be designed to prevent run off of feces to adjacent property owners and maintain in such a way to prevent undue odors.

6.08.05 Hunting and trapping

- A. It is unlawful for any person to hunt, chase, shoot, wound, kill, net, trap, snare or in any other manner whatsoever catch any wildlife within the city limits of Conway, except pursuant to the rules, regulations and licensing requirements of the Arkansas Game and Fish Commission. However, should it be determined by Conway Animal Welfare Unit that a wild or domestic animal is causing a nuisance or creating verifiable property damage, humane live traps may be used to capture and trans-located or impound such animal.
- B. Hunting on property owned by the city of Conway is prohibited. Provided, the Mayor's office may, in cooperation with the Arkansas Game and Fish Commission, issue hunting permits for nuisance wildlife on property owned by the city of Conway.
- C. No person shall set any trap, to catch any animal, permit any trap owned by them or in their control to be set to catch any animal, or allow a trap to be set to catch an animal on their property unless approved by the Animal Welfare Unit. Any animal so trapped shall be immediately relinquished to the Animal Welfare Unit.
- D. This section shall not apply to the indoor trapping of rats and mice.
- E. Nothing in this paragraph shall apply to fur bearing season traps authorized by the Arkansas Game and Fish Commission pursuant to Game and Fish Commission Code of Regulations, Section 10.02 and 10.04.

6.08.06 Keeping of innately wild animals, non-human primates or venomous reptiles

- A. As used in this section, the term "innately wild animals" shall mean lions, tigers, cougars, leopards, panthers, bears, wolves and other non-domestic animals or carnivore, notwithstanding that their natural wildness may be intermittently dormant, as such wildness is likely to be awakened at any time, suddenly and unexpectedly. The failure to specifically list any animal in this subsection will not preclude such animal from being deemed an innately wild and non-domestic animal.
- B. Innately wild animals shall include all members of the order Carnivora which are all meat-eating animals, excluding domestic breeds of dogs and cats.
- C. Keeping of prohibited animals in this section:
 - 1. Carnivora shall include, but not be limited to, the following families, with representative of those families as indicated:
 - a. Ursidae: Bears
 - b. Canidae: Wolves, coyotes, foxes, or the hybrid offspring of such canidae (including, but not limited to, domestic dog – canidae crosses)
 - c. Hyaenidae: Hyenas
 - d. Filidae: Lions, tigers, leopards, American lions (commonly known as pumas, cougars, and panthers), cheetahs, bobcats, ocelots, jaguars, African panthers, lynx, margays
 - e. Procyonidae: Raccoons and relatives
 - f. Mustelidae: Weasels, skunks and relatives

- g. Viverridae: Binturongs, civets, and relatives
- 2. Non-human primates shall include, but not be limited to, the following families:
 - a. Monkeys: Spider monkeys, squirrel monkeys, marmosets, baboons and relatives.
 - b. Great apes: Gorillas, orangutans, gibbons, siamangs, chimpanzees and relatives.
- 3. Venomous reptiles shall include, but not be limited to, the following families:
 - a. Colubridae: (two genera only), Dispholidus (boomslang) and Thelotornis (twin snakes).
 - b. Elapidae: Cobras, kraits, coral snakes and relatives.
 - c. Hydrophilidae: Sea snakes.
 - d. Viperidae: Vipers, adders.
 - e. Crotalidae: Pit vipers (commonly known as rattlesnakes, water moccasins, copperheads).
 - f. Helodermatidae: Gila monsters.
- D. The possession, maintenance or keeping of innately wild animals within the city is hereby prohibited.
- E. There shall be a three (3) day grace period after notice for removal of the innately wild animal from the City before any penalty for violation of this section shall be imposed.

6.08.07 Keeping of hogs It shall be unlawful for any person or persons to keep or confine any hog or swine within any lot, pen, building, or enclosure of any kind within the City of Conway; provided this ordinance shall not apply to the keeping or confining of hogs or swine for a period not longer than eight (8) days, within the City of Conway by any person or persons in pens or other enclosures owned or leased by and adjacent to the premises of any auction company or for the purpose of exhibit at the Faulkner County Fair when said hogs or swine are confined for the purpose of sale at auction.

CHAPTER 6.12 **PENALTY**

Sections:

6.12.01 Penalty

6.12.01 Penalty Any person, firm or corporation who violates any provision of this ordinance, Title 6 of the Conway Municipal Code, shall, upon conviction, be guilty of a misdemeanor and be punished by a fine of not less than Fifty Dollars (\$50.00), nor more than One Thousand Dollars (\$1,000.00), and if such violation be continued, each day's violation shall be a separate offense.

CHAPTER 6.16 **SPAY/NEUTER PROGRAM**

Sections:

6.16.01 Guidelines

6.16.01 Guidelines The city of Conway recognizes the necessity of creating guidelines to the Spay/Neuter program as follows:

- A. In order to participate in the Spay/Neuter Voucher Program, participating veterinarians must agree to offer City animal tags for sale to their client base, as mentioned in Section 6.04.12(A) of the Conway Municipal Code.
- B. Any licensed veterinarian within Faulkner County may be eligible to participate in this program provided full compliance and participation with (A) above.

- C. Vouchers shall be redeemed for the following amounts by participating licensed veterinarians:
1. Not to exceed \$120 for dogs owned by residents of the City of Conway and kept within the corporate limits of the City.
 2. Not to exceed \$80 for cats owned by residents of the City of Conway and kept within the corporate limits of the City.
- D. This voucher shall be applied for the sterilization of the animal, and rabies vaccination only. Any other fees will be the sole responsibility of the adoptee.

Section 2. Ordinances O-04-57, O-05-130, O-05-138, O-06-76, O-09-82, O-10-91, O-11-32 and O-11-46, are hereby repealed in their entirety.

Section 3. All ordinances and/or provisions of the Conway Municipal Code in conflict herewith are hereby repealed to the extent of that conflict.

Approved:

Mayor Tab Townsell

Attest:

Michael O. Garrett
City Clerk/Treasurer