



City of Conway Council Agenda

Council Meeting Date: **September 8th, 2015**

5:30pm – Committee Meeting: **No Committee Meeting**

6:30pm - Council Meeting

Call to Order: Mayor Tab Townsell

Roll Call: City Clerk/Treasurer Michael O. Garrett

Minutes Approval: August 25th, 2015

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 Whitmore

1. Report of Standing Committees:

A. Public Hearing:


1. Public Hearing/Ordinance to change the name of the current & future Arkansas Highway 25 to Salem Road.

B. Economic Development Committee (Airport, Conway Corporation, Conway Development Corporation, Conway Downtown Partnership & the Conway Area Chamber of Commerce)

1. Consideration to approve a change order (#2) for airport sewer utility contract with Tyler Group for Cantrell Field.
2. Consideration to approve a change order (#3) for the airport sewer utility contract with Tyler Group for Cantrell Field.
3. Ordinance appropriating funds for the purchase of snow plow implements for the airport tractor & a floor cleaner for the Cantrell Field community hangar.
4. Consideration to approve a memorandum of agreement from the Federal Aviation Administration to operate a remote transmitter/receiver (RTR) at Cantrell Field.

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

1. Resolution setting a public hearing to discuss the closing of an alley in Block 79 of the Boulevard Addition running south from South Blvd to Robins Street.
2. Resolution requesting the Faulkner County Tax Collector to place certified lien on property located at 26 Briarwood Circle as a result of incurred expenses by the City.

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3. Resolution requesting the Faulkner County Tax Collector to place certified lien on property located at 66 Briarwood Circle as a result of incurred expenses by the City.
 4. Consideration to approve the nomination of Matthew Murphy to the Bicycle & Pedestrian Advisory Board.
 5. Ordinance granting a temporary franchise agreement to Stephen Giese to operate a mobile vending cart (Green Cart Deli) in Simon Park.
 6. Ordinance creating a newly form public art committee with designated funding for the board.

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

1. Ordinance appropriating funding for the construction and property acquisition of Tucker Creek Trail from College Avenue to Adamsbrooke Drive for the Parks & Recreation Department.

Adjournment



**City of Conway, Arkansas
Ordinance No. O-15-_____**

AN ORDINANCE CHANGING THE STREET NAME OF CURRENT AND FUTURE ARKANSAS HIGHWAY 25 TO SALEM ROAD WITHIN THE CITY OF CONWAY; AND FOR OTHER PURPOSES:

Whereas; The City Council of the City of Conway, Arkansas has been petitioned to rename **Future Arkansas Highway 25** due to new road construction/relocation of Arkansas Highway 25, which will be a natural extension of current Salem Rd North of Interstate 40; and

Whereas; it is preferable in such a situation for the street name to be changed for safety purposes and consistency.

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

Section 1: That the street name for the future Arkansas Highway 25 be renamed to Salem Rd for areas with the current City Limits of Conway and within in any future annexations by the City of Conway of the future road.

Section 2: That all ordinances in conflict herewith are hereby repealed to the extent of that conflict.

PASSED this 8th day of September, 2015.

Approved:

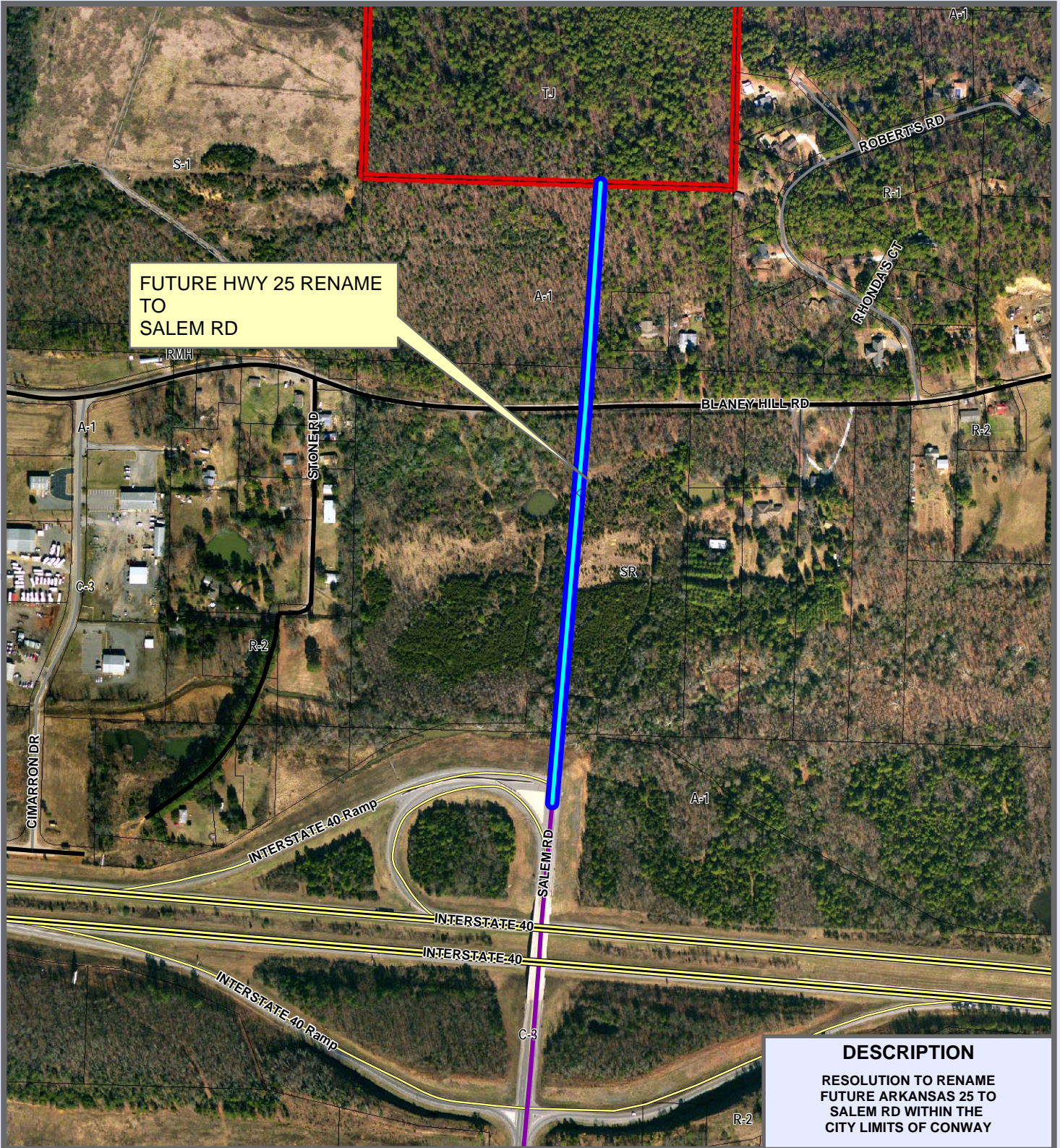
Mayor Tab Townsell

Attest:

Michael O. Garrett
City Clerk/Treasurer

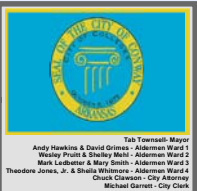
CITY OF CONWAY

HIGHWAY 25 RENAMING -- INSIDE CITY LIMITS



FUTURE HWY 25 RENAME TO SALEM RD

DESCRIPTION
 RESOLUTION TO RENAME FUTURE ARKANSAS 25 TO SALEM RD WITHIN THE CITY LIMITS OF CONWAY



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
RESIDENTIAL		HR	RMH
PRIVATE ROAD		SR	
INTERSTATE RAMP		Commercial	Office
RAILROADS		C-1	O-1
		C-2	O-2
		C-3	O-3
		C-4	Special
			SP
			S-1
			A-1
			PUD
			TJ



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/CEGIS
 E-MAIL: Jason.Lyon@CityOfConway.org

MEMO

To: Mayor Tab Townsell
CC: Conway City Council
From: Josh Zylks, Airport Manager
Date: 21 August 2015
Subject: Approval of change order #2 for Airport Sewer Utility Construction

I have attached Change Order No. 2 for the Airport Sewer Utility Contract with Tyler group in the amount of \$27,344.75. This change order involves adding the water lines to the ends of the buildings as well as the wash bay down at the T-hangar complex. It also involves the addition of an area drain and piping between the Terminal building and Community Hangar.

Approximately \$8,770 of this amount will be paid for by the ADA 90/10 grant and the remainder will be paid for from Cantrell Field Sale Funds.

I ask for your approval of this change order as submitted.

If you have any questions please advise.



Construction Contract Change Order

Project: Utility Construction Garver Job No. 1201-1501	Change Order No. 2
	Date Prepared: 06/16/15 Prepared by: BSM
Owner: City of Conway 100 East Robins Conway, AR 72032	Contractor: The Tyler Group, Inc. 240 Skyline Drive Conway, Arkansas 72032

Description of Work Included in Contract
 Construction of approximately 1,650 LF of 8" PVC gravity sewer with manholes and appurtenances; a duplex submersible pump station, electrical power services and distribution; 600 LF of 2" force main, 2000 gallon septic tank, and field lines.

Changes and Reasons Ordered (List Individual Changes as: A, B, C, D, etc.)

- A. One 3/4" backflow preventer and aqua shield aluminum enclosure with heat. (Water Line Project added to Utility Project)
- B. 745 LF of 2" pex pipe. (Water Line Project added to Utility Project)
- C. 16 LF of 2" copper pipe. (Water Line Project added to Utility Project)
- D. 65 LF of 3/4" copper pipe. (Water Line Project added to Utility Project)
- E. Six 2" Merrill frost free hydrants. (Water Line Project added to Utility Project)
- F. One 2" brass gate valve. (Water Line Project added to Utility Project)
- G. Six 3/4" brass gate valve. (Water Line Project added to Utility Project)
- H. Five 2" to 3/4" pex pipe to copper adapter. (Conway Corp requirement)
- I. Concrete Lid at Hangar #4 Wash Bay
- J. One 2" backflow preventer and aqua shield aluminum enclosure with heat. (Water Line Project added to Utility Project)
- K. 12" HDPE Drainage Pipe adjacent to hangar
- L. 3' x 3' concrete drainage structure with 2' x 2' metal grate
- M. Existing Storm Drain Tie In
- N. Grading adjacent to drainage structure

Attachments:

Contract Changes	Bid Item No.	Bid Item Description	Unit of Measure	Original Contract Quantity	Contract Unit Price	Revised Contract Quantity	Revised Unit Price	Original Contract Cost	Revised Contract Cost
A.	CO2.A	3/4" backflow preventer and aqua shield aluminum enclosure with heat	EA	0	\$0.00	1	\$1,925.00	\$0.00	\$1,925.00
B.	CO2.B	2" Pex Pipe	LF	0	\$0.00	745	\$11.25	\$0.00	\$8,381.25
C.	CO2.C	2" Copper Pipe	LF	0	\$0.00	16	\$20.50	\$0.00	\$328.00
D.	CO2.D	3/4" Copper Pipe	LF	0	\$0.00	65	\$10.50	\$0.00	\$682.50
E.	CO2.E	2" Merrill Hydrants	EA	0	\$0.00	6	\$275.00	\$0.00	\$1,650.00
F.	CO2.F	2" Brass Gate Valve	EA	0	\$0.00	1	\$72.00	\$0.00	\$72.00
G.	CO2.G	3/4" Brass Gate Valve	EA	0	\$0.00	6	\$46.00	\$0.00	\$276.00
H.	CO2.H	2" to 3/4" Pex Pipe to Copper Adapter	EA	0	\$0.00	5	\$137.00	\$0.00	\$685.00
I.	CO2.I	Concrete Lid at Wash Bay	EA	0	\$0.00	1	\$1,850.00	\$0.00	\$1,850.00
J.	CO2.J	2" backflow preventer and aqua shield aluminum enclosure with heat	EA	0	\$0.00	1	\$2,725.00	\$0.00	\$2,725.00
K.	CO2.K	12" HDPE Pipe	LF	0	\$0.00	190	\$17.50	\$0.00	\$3,325.00
L.	CO2.L	Concrete Drainage Structure	EA	0	\$0.00	1	\$2,725.00	\$0.00	\$2,725.00
M.	CO2.M	Storm Drain Tie In	LS	0	\$0.00	100%	\$1,520.00	\$0.00	\$1,520.00
N.	CO2.N	Fine Grading	LS	0	\$0.00	100%	\$1,200.00	\$0.00	\$1,200.00
								\$0.00	\$0.00
Summation of Cost								\$0.00	\$27,344.75
Net Cost for this Change Order								\$0.00	\$27,344.75

Estimated Project Cost		Time Change	
	Estimated Project Cost	Contract Start Date	March 24, 2014
Original Contract Amount	\$243,107.00	Original Contract Time (calendar days)	100
Previously Approved Changes	\$25,455.00	Previously Approved Changes (calendar days)	0
This Change Order	\$27,344.75	This Change Order (calendar days)	0
New Contract Amount	\$295,906.75	New Construction Completion Date	July 2, 2014

THIS AGREEMENT IS SUBJECT TO ALL ORIGINAL CONTRACT PROVISIONS AND PREVIOUS CHANGE ORDERS

ISSUED FOR REASONS INDICATED ABOVE Engineer: Garver	 _____ Engineer's Signature	P.M.	8/4/15 _____ Date
ACCEPTED BY CONTRACTOR	 _____ Contractor's Signature	P.M.S.	7-1-15 _____ Date
APPROVED BY OWNER	_____ Owner's Signature	_____ Title	_____ Date

MEMO

To: Mayor Tab Townsell
CC: Conway City Council
From: Josh Zylks, Airport Manager
Date: 21 August 2015
Subject: Approval of change order #3 for Airport Sewer Utility Construction

I have attached Change Order No. 3 for the Airport Sewer Utility Contract with Tyler group in the amount of \$22,823.76. This change order involves reconciliation of differences in quantities between the original bid and the final project as constructed.

This change order will be paid for under the 2013 FAA AIP grant.

I ask for your approval of this change order as submitted.

If you have any questions please advise.



Construction Contract Change Order

Project: Utility Construction Garver Job No. 1201-1501	Change Order No. 3 Date Prepared: 06-22-15 Prepared by: BSM
Owner: City of Conway 100 East Robins Conway, AR 72032	Contractor: The Tyler Group, Inc. 240 Skyline Drive Conway, Arkansas 72032

Description of Work Included in Contract
 Construction of approximately 1,650 LF of 8" PVC gravity sewer with manholes and appurtenances; a duplex submersible pump station, electrical power services and distribution; 600 LF of 2" force main, 2000 gallon septic tank, and field lines.

Changes and Reasons Ordered (List Individual Changes as: A, B, C, D, etc.)

A. Reconciliation of quantities.

Attachments:

Contract Changes	Bid Item No.	Bid Item Description	Unit of Measure	Original Contract Quantity	Contract Unit Price	Revised Contract Quantity	Revised Unit Price	Original Contract Cost	Revised Contract Cost
A.	SS-601-1.3	Field Lines	LF.	700	\$16.00	600	\$16.00	\$11,200.00	\$9,600.00
A.	SS-602-1.1	4" PVC Encasement Pipe	LF.	282	\$8.00	296	\$8.00	\$2,256.00	\$2,368.00
A.	33 34 16-3.5	2" PVC Force Main	LF.	600	\$10.00	527	\$10.00	\$6,000.00	\$5,270.00
A.	33 39 13-3.6-1	Standard 4'-0" Manhole, 0' to 6' Depth	Each	5	\$4,100.00	6	\$4,100.00	\$20,500.00	\$24,600.00
A.	33 39 13-3.6-2	Additional Vertical Feet of Manhole	V.F.	22	\$350.00	18.85	\$350.00	\$7,700.00	\$6,597.50
A.	33 41 20-3.5-1	8" Dia. PVC Pipe Gravity Sewer, 6' to 8' cut	LF.	222	\$42.00	141	\$42.00	\$9,324.00	\$5,922.00
A.	33 41 20-3.5-2	8" Dia. PVC Pipe Gravity Sewer, 8' to 10' cut	LF.	787	\$46.00	855	\$46.00	\$36,202.00	\$39,330.00
A.	33 41 20-3.5-3	8" Dia. PVC Pipe Gravity Sewer, 10' to 12' cut	LF.	360	\$78.00	439	\$78.00	\$28,080.00	\$34,242.00
A.	33 41 20-3.5-4	8" Dia. PVC Pipe Gravity Sewer, 12' to 14' cut	LF.	35	\$85.00	100	\$85.00	\$2,975.00	\$8,500.00
A.	33 41 20-3.5-5	8" Dia. PVC Pipe Gravity Sewer, 14' to 16' cut	LF.	154	\$85.00	140	\$85.00	\$13,090.00	\$11,900.00
A.	33 41 20-3.5-6	8" Dia. PVC Pipe Gravity Sewer, 16' to 18' cut	LF.	82	\$90.00	145	\$90.00	\$7,380.00	\$13,050.00
A.	33 41 20-3.5-7	4" Service Lateral	LF.	450	\$12.00	841	\$12.00	\$5,400.00	\$10,092.00
A.	33 41 20-3.5-8	Cleanouts	Each	5	\$400.00	4	\$400.00	\$2,000.00	\$1,600.00
A.	CO1.A	Class 7 Rock	CY	120	\$61.25	178.17	\$61.25	\$7,350.00	\$10,912.91
A.	CO1.B	Flowable Concrete Fill	CY	50	\$74.50	28	\$74.50	\$3,725.00	\$2,086.00
A.	CO1.E	2" Conduit Installed	LF	600	\$5.85	571	\$5.85	\$3,510.00	\$3,340.35
A.	CO1.F	4-#6 wires installed in conduit	LF	600	\$4.20	625	\$4.20	\$2,520.00	\$2,625.00
								\$0.00	\$0.00
Summation of Cost								\$169,212.00	\$192,035.76
Net Cost for this Change Order								\$22,823.76	\$22,823.76

Estimated Project Cost	Time Change
Estimated Project Cost	Contract Start Date
Original Contract Amount \$243,107.00	March 24, 2014
Previously Approved Changes \$52,799.75	Original Contract Time (calendar days) 100
This Change Order \$22,823.76	Previously Approved Changes (calendar days) 0
New Contract Amount \$318,730.51	This Change Order (calendar days) 0
	New Construction Completion Date July 2, 2014

THIS AGREEMENT IS SUBJECT TO ALL ORIGINAL CONTRACT PROVISIONS AND PREVIOUS CHANGE ORDERS

ISSUED FOR REASONS INDICATED ABOVE	<i>BLN</i>	P.M.	8/4/15
Engineer: Garver	_____ Engineer's Signature	_____ Title	_____ Date
ACCEPTED BY CONTRACTOR	<i>Tim P. Tyler</i>	Prcs,	8-1-15
	_____ Contractor's Signature	_____ Title	_____ Date
APPROVED BY OWNER	_____ Owner's Signature	_____ Title	_____ Date



**City of Conway, Arkansas
Ordinance No. O-15-__**

AN ORDINANCE APPROPRIATING FUNDS FOR THE PURCHASE OF SNOW PLOW IMPLEMENTS FOR THE AIRPORT TRACTOR, AND A RIDE-ON FLOOR CLEANER; AND FOR OTHER PURPOSES.

Whereas, The City's Airport Department has determined that the need exists for snow plow implements for the tractor, and a ride-on floor scrubber for the Community Hangar; and

Whereas, The City's Finance department has determined that the airport has an unallocated fund balance of \$35,157.00 in the 2015 budget.

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

Section 1: The City of Conway shall appropriate \$10,000 from the Airport – Fund Balance Appropriation Account (550.109.4900) to expenditure accounts in the Airport Department as follows: Machinery and Equipment (550.109.5910) \$10,000.

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

PASSED this 8th day of September, 2015.

Approved:

Mayor Tab Townsell

Attest:

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

MEMO

To: Mayor Tab Townsell
Conway City Council

From: Josh Zylks, Airport Manager

Date: September 3rd, 2015

Subject: Approval of Memorandum of Agreement for RTR

The attached document is a copy of the MOA with the FAA to operate the Remote Transmitter/Receiver at the new airport. This document allows the FAA permission to install, operate, maintain, and access RTR equipment in the facility that the City is building. There is no cost to the City for this agreement, and the City will receive no rent funding from the FAA, as the facility is considered mutually beneficial to both parties.

I ask that you approve the agreement as submitted.

Please advise if you have any questions.



U.S. Department
of Transportation
**Federal Aviation
Administration**

Central Logistics Service Area
Real Estate & Utilities Group, ALO-720

2601 Meacham Blvd.
Fort Worth, Texas 76137

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

Dear Mayor Townsell:

Subject: Lease No. DTFACN-15-L-00211
Memorandum of Agreement (MOA) No. DTFACN-15-L-00240
(CWS/CXW) RTR
Conway, Arkansas

Enclosed are (2) copies of Lease No. DTFACN-15-L-00211, providing the Federal Aviation Administration (FAA) with equipment space owned by the City of Conway, Arkansas for the Remote Transmitter Receiver (RTR) and antenna located at Dennis F. Cantrell Field (CWS). Additionally, enclosed are (2) copies of Memorandum of Agreement No. DTFACN-15-L-00240, providing the land rights for the new RTR facility located at Conway Municipal Airport, Cantrell Field (CXW).

Please have all copies of the lease and MOA signed and dated, complete the Public Authorization Certificates, and return all copies in the enclosed postage paid envelope. When received, a fully executed copy will be returned to you for your records.

Should you have any questions or require additional information, please contact Teresa McDaniel at 817-222-5409 or via email at teresa.mcdaniel@faa.gov.

Sincerely,

Patsy McComis
Real Estate Contracting Officer

3 Enclosures
Lease No. DTFACN-15-L-00211 (2)
MOA No. DTFACN-15-L-00240 (2)
Postage Paid Envelope

**U.S. DEPARTMENT OF TRANSPORTATION
FEDERAL AVIATION AGREEMENT**

MEMORANDUM OF AGREEMENT

DTFACN- 15 - L - 00240

This agreement is made and entered into by the CITY OF CONWAY, ARKANSAS, hereinafter referred to as Sponsor, for itself, its successors and assigns, and the FEDERAL AVIATION ADMINISTRATION, hereinafter referred to as the FAA.

WITNESSETH

WHEREAS, the parties listed above have entered into an Airport Improvement Grant Agreement; and

WHEREAS, the parties listed above have entered into an agreement providing for the construction, operation, and maintenance of FAA owned navigation, communication and weather aids for the support of Air Traffic Operations; and

WHEREAS, the parties consider it desirable to work in cooperation with each other in the technical installation and operation of air navigational aids; and

WHEREAS, both parties agreed the establishment, operation, and maintenance of systems for air traffic control, navigation, communication, and weather reporting is in the primary interest of safety and direct support of the ongoing operation of the Conway Municipal Airport, Cantrell Field (CXW).

NOW, THEREFORE, the parties mutually agree as follows:

1. TERMS AND CONDITIONS (Jan 12):

It is mutually understood and agreed that the Sponsor requires FAA navigation aid facilities in order to operate their business and that the FAA requires navigation, communication and weather aid facilities at the Airport in order to support Air Traffic Operations. Thus, in the interest of both parties it is hereby agreed that the Sponsor and the FAA will construct, operate, and maintain FAA owned navigation, communication and weather aid facilities in areas on the Airport that have been mutually determined and agreed upon for the term commencing on October 1, 2014 and continuing through September 30, 2034. Upon signature of this document, the Sponsor will construct a RTR antenna tower site to include: a pad for the building, a 10' x 16' pre-fabricated building, self-supporting 40' tall steel antenna tower with maintenance platform, electricity cables and telephone lines as agreed in Reimbursable Agreement AJW-FN-CSA-14-2147. The FAA can terminate this agreement, in whole or part at any time by giving at least (30) day's notice in writing. Said notice shall be sent by certified or registered mail.

1.3.3 No Cost Land on an Airport Memorandum of Agreement

Revised January 2012

OMB Control No. 2120-0595

MOA No. DTFACN-15-L-00240
(CXW) Conway Municipal Airport, Cantrell Field
Conway, Arkansas

A. Together with a right-of-way for ingress to and egress from the premises; a right-of-way for establishing and maintaining pole lines or under ground lines for extending electrical power and/or telecommunications lines to the premises; including a right-of-way for subsurface power, communication and/or water lines to the premises; all rights-of-way to be over the area referred to as Conway Municipal Airport, Cantrell Field, to be routed reasonably determined to be the most convenient to the FAA and as not to interfere with Airport operations. The Sponsor shall have the right to review and comment on plans covering access and utility rights-of-way under this paragraph.

B. And the right to grading, conditioning, and installing drainage facilities, seeding the soil of the premises, and removing all obstructions from the premises which may constitute a hindrance to the establishment and maintenance of navigational aid systems. The Sponsor shall have the right to review and comment on plans covering work permitted under this paragraph.

C. And the rights to make alterations, attach fixtures, and erect additions, structures or signs, in direct support of the Airport. The Sponsor shall have the right to review and comment on plans covering work permitted under this paragraph.

D. And the right to park, without cost, all official and privately owned vehicles used for the maintenance and operation of the air navigational facilities. Parking shall be provided adjacent to the navigational aid facility or as near as possible without interfering with the operation of the Airport.

2. CONSIDERATION (Aug- 02):

The FAA shall pay the Sponsor no monetary consideration, it being mutually agreed that the rights extended to the FAA herein are in consideration of the obligations assumed by the FAA in its establishment, operation, and maintenance of navigational aid facilities upon the premises.

3. PURPOSE (Apr-05):

It is understood and agreed that the use of the herein described premises, known as Conway Municipal Airport, Cantrell Field, shall be related to the FAA's activities in support of Air Traffic operations.

1.3.3 No Cost Land on an Airport Memorandum of Agreement

Revised January 2012

OMB Control No. 2120-0595

4. FAA FACILITIES (Apr-05)

The current FAA facilities covered by this agreement are identified on the most current approved Airport Layout Plan (ALP) and/or other pertinent drawings that are made part of this agreement by reference and shown on the attached FAA "List of Facilities". The future facilities covered by this agreement include the RTR antenna tower site as agreed in Reimbursable Agreement AJW-FN-CSA-14-2147.

5. TITLE TO IMPROVEMENTS (Apr-05):

Title to the improvements constructed for use by the FAA during the life of this agreement shall be in the name of the FAA.

6. HAZARDOUS SUBSTANCE CONTAMINATION (May-00):

The FAA agrees to remediate, at its sole cost, all hazardous substance contamination on the FAA facility premises that is found to have occurred as a direct result of the installation, operation, relocation and/or maintenance of the FAA's facilities covered by this agreement. The Sponsor agrees to remediate or have remediated at its sole cost, any and all other hazardous substance contamination found on the FAA facility premises. The Sponsor also agrees to save and hold the U. S. Government harmless for any and all costs, liabilities and/or claims by third parties that arise out of hazardous contamination found on the FAA facility premises that are not directly attributable to the installation, operation and/or maintenance of the facilities on the attached FAA "List of Facilities."

7. INTERFERENCE WITH FAA OPERATIONS (Oct-96):

The Sponsor agrees not to erect or allow to be erected any structure or obstruction of whatsoever kind or nature within the Airport's boundaries that may interfere with the proper operation of the navigational aid facilities installed by the FAA, as it is not in the best interest of the Sponsor or the FAA.

8. FUNDING RESPONSIBILITY FOR FAA FACILITIES (Oct-96):

The Sponsor agrees that any relocation, replacement, or modification of any existing or future FAA's navigational aid systems made necessary by Airport improvements or changes, which interferes with the technical and/or operational characteristics of the facility, will be at the expense of the Sponsor, with the exception of any such improvements or changes which are made at the request of the FAA. In the event such relocations, replacements, or modifications are necessary due to causes not attributable to either the Sponsor or the FAA, funding responsibility shall be determined by mutual agreement between the parties.

1.3.3 No Cost Land on an Airport Memorandum of Agreement

Revised January 2012

OMB Control No. 2120-0595

MOA No. DTFACN-15-L-00240
(CXW) Conway Municipal Airport, Cantrell Field
Conway, Arkansas

9. NON-RESTORATION (Oct-96):

It is hereby agreed between the parties, that upon termination of its occupancy, the FAA shall have no obligation to restore and/or rehabilitate, either wholly or partially, the property which is the subject matter of this agreement. It is further agreed that the FAA may abandon in place any or all of the structures and equipment installed in or located upon said property by the FAA during its tenure. Such abandoned equipment shall become the property of the Sponsor.

10. NOTICES (Oct-96):

All notices/correspondence shall be in writing, reference the Agreement number, and be addressed as follows:

SPONSOR:

City of Conway
1201 Oak Street
Conway, AR 72032

FEDERAL AVIATION ADMINISTRATION:

Department of Transportation
Federal Aviation Administration
Real Estate and Utilities Group, ALO-720
2601 Meacham Boulevard
Fort Worth, TX. 76137

11. The following clauses are incorporated by reference: The full text of these clauses can be found via Internet at site <http://fast.faa.gov/> and finding the form "Land On-Airport Lease".

1. OFFICIALS NOT TO BENEFIT (10/96)
2. COVENANT AGAINST CONTINGENT FEES (8/02)
3. ANTI-KICKBACK (10/96)

MOA No. DTFACN-15-L-00240
(CXW) Conway Municipal Airport, Cantrell Field
Conway, Arkansas

12. SIGNATURES (Apr-04):

The Sponsor and the FAA hereby agree to the provisions outlined in this agreement as indicated by the signatures herein below of their duly authorized representative (s). This agreement is effective upon the date of signature by the last party thereof.

CITY OF CONWAY, ARKANSAS

UNITED STATES OF AMERICA,
FEDERAL AVIATION ADMINISTRATION

By: _____

By: _____

Patsy J. McComis

Title: _____

Title: Real Estate Contracting Officer

Date: _____

Date: _____

MOA No. DTFACN-15-L-00240
(CXW) Conway Municipal Airport, Cantrell Field
Conway, Arkansas

PUBLIC AUTHORIZATION CERTIFICATE

I, _____, certify that I am the _____ (title)
of the City of Conway, Arkansas, named in the foregoing agreement; and that Tab Townsell,
who signed said agreement on behalf of the City of Conway, Arkansas, was then Mayor of
said City of Conway, Arkansas; that said agreement was duly signed for and on behalf of the
City of Conway, Arkansas, by authority of its governing body, and is within the scope of its
powers.

Signed _____ <insert Seal of Authority>



**City of Conway, Arkansas
Resolution No. R-15- ____**

A RESOLUTION SETTING A PUBLIC HEARING TO DISCUSS THE CLOSING OF AN ALLEY IN BLOCK 79 OF THE BOULEVARD ADDITION, IN THE CITY OF CONWAY, ARKANSAS.

Whereas, a petition has been filed with the City Council of the City of Conway, Arkansas by The Tyler Group to abandon a twenty foot alley in Block 79 of the Boulevard Addition running south from South Boulevard to Robins Street within the corporate limits of the City of Conway; and

Whereas, upon the filing of the petition with the City, the City shall set a date and time for a hearing before the City Council for consideration of the petition.

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

1. That the City Council shall hear said petition at its regular meeting to be held at the Russell L. "Jack" Roberts District Court Building, 810 Parkway Street, Conway, Arkansas, on September 22nd, 2015 at 6:30 p.m.
2. That the City Clerk is hereby directed to publish notice of the filing of said petition and of said hearing for the time and in the manner prescribed by law.

PASSED this 8th day of September, 2015.

Approved:

Mayor Tab Townsell

Attest:


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

CITY OF CONWAY

BOULEVARD ADDN BLOCK 79 -- ALLEY CLOSING




DESCRIPTION
BLOCK 79
BOULEVARD ADDN
ALLEY CLOSING



Andy Hawkins & David Grimes - Aldermen Ward 1
 Wes Pratt & Shelly Mott - Aldermen Ward 2
 Mark Leubner & Mary Smith - Aldermen Ward 3
 Theodore Jones, Jr. & Sheila Whitmore - Aldermen Ward 4
 Chuck Clemons - City Attorney
 Michael Garrett - City Clerk



Bryan Patrick - Director
 Wes Craiglow - Deputy Director
 Scott Grammer - Planner
 Beth Skotko - Planning Tech
 Jason Lyon - GIS Coordinator



CONWAY PLANNING COMMISSION
 Lee Washington - Chair
 Mark Lewis - Vice-Chair

<ul style="list-style-type: none"> — INTERSTATE — MAJOR ARTERIAL — MINOR ARTERIAL — COLLECTOR — RESIDENTIAL — PRIVATE ROAD — INTERSTATE RAMP — RAILROADS 	<ul style="list-style-type: none"> — LOT LINE — STREAMS — LAKES & PONDS — CITY LIMITS 	<p>Residential</p> <ul style="list-style-type: none"> R-1 R-2A R-2 HR SR 	<p>Industrial</p> <ul style="list-style-type: none"> MF-1 MF-2 MF-3 RMH 	<p>Commercial</p> <ul style="list-style-type: none"> C-1 C-2 C-3 C-4 	<p>Office</p> <ul style="list-style-type: none"> O-1 O-2 O-3 	<p>Special</p> <ul style="list-style-type: none"> SP S-1 A-1 PUD
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1 in = 300 ft
SEPTEMBER 2015

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
 LANDMARK IMS WEBSITE:
gis.cityofconway.org (UNDER DEVELOPMENT)
 E-MAIL: Jason.Lyon@CityofConway.org



City of Conway, Arkansas
Resolution No. R-15-___

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 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 \$195.70 (\$150.64 + Penalty-\$15.06+ 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 **September 8th, 2015** 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 8th day of September, 2015.

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 31, 2015

Re: 26 Briarwood Cir

- July 15, 2015– Warning Violation written regarding grass in the yard by Kim Beard.
- Property Owner is listed as Elizabeth M Jackson.
- Regular letter sent to property owner 7/15/15.
- Property was rechecked on 7/24/15 with no progress made.
- Final Cleanup completed on 7/29/15.
- 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: SEPTEMBER 3, 2015

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 72034

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		September 8, 2015

HOURS	DESCRIPTION	UNIT PRICE	LINE TOTAL
1	1 Employee -Mowing/Cleanup	16.03	16.03
1	1 Employee -Mowing/Cleanup	16.62	16.62
1	1 Employee -Mowing/Cleanup	10.94	10.94
1	1 Employee -Mowing/Cleanup	10.94	10.94
1	1 Employee -Mowing/Cleanup	10.94	10.94
1	Maintenance Fee (mower)	15.00	15.00
1	Administrative Fee (Missy Schrag)	20.49	20.49
1	Administrative Fee (Kim Beard)	17.46	17.46
1	Administrative Fee (Glenn Berry)	21.00	21.00
2	Certified Letter	5.13	10.26
2	Regular letter	.48	.96

TOTAL BY 9/8/15 \$150.64

- Total amount due after September 8, 2015 includes collection penalty & filing fees

TOTAL AFTER 9/8/15 \$195.70

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

August 4, 2015

Parcel # 710-09038-000

Elizabeth M Jackson
26 Briarwood Cir
Conway AR 72034

RE: Nuisance Abatement at 26 Briarwood Cir, Conway AR
Cost of Clean-Up, Amount Due: \$150.64

Dear Mr. Jackson,

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 **September 8, 2015 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: 07/15/15

Violator Name: Elizabeth M Jackson

Address of Violation: 26 Briarwood Circle

Violation Type: Overgrown grass

Warning #: CE8790

Description of Violation and Actions Taken: On 07/15/15 Code Enforcement Officer Kim Beard wrote a violation to correct overgrown grass at 26 Briarwood Circle. Regular letter was sent to property owner on 07/15/15. Property was rechecked on 07/24/15 with no progress made. Final cleanup was completed on 07/29/15.

Code Enforcement Officer: Kim Beard

Officer Signature: _____

Date:

Time:



City of Conway, Arkansas
Resolution No. R-15-_____

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 **\$195.70** (\$150.64 + Penalty-\$15.06+ 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 **September 8, 2015** 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 8th day of September, 2015.

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 31, 2015

Re: 66 Briarwood Cir

- July 15, 2015– Warning Violation written regarding grass in the yard by Kim Beard.
- Property Owner is listed as Arthur Buras.
- Regular letter sent to property owner 7/15/15.
- Property was rechecked on 7/24/15 with no progress made.
- Final Cleanup completed on 7/29/15.
- 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: SEPTEMBER 3, 2015

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		September 8, 2015

HOURS	DESCRIPTION	UNIT PRICE	LINE TOTAL
1	1 Employee -Mowing/Cleanup	16.03	16.03
1	1 Employee -Mowing/Cleanup	16.62	16.62
1	1 Employee -Mowing/Cleanup	10.94	10.94
1	1 Employee -Mowing/Cleanup	10.94	10.94
1	1 Employee -Mowing/Cleanup	10.94	10.94
1	Maintenance Fee (mower)	15.00	15.00
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2	Certified Letter	5.13	10.26
2	Regular letter	.48	.96

TOTAL BY 9/8/15 \$150.64

- Total amount due after September 8, 2015 includes collection penalty & filing fees

TOTAL AFTER 9/8/15 \$195.70

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

August 4, 2015

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: \$150.64

Dear Mr. Buras,

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 **September 8, 2015 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: 07/25/15

Violator Name: Arthur Buras

Address of Violation: 66 Briarwood Circle

Violation Type: Overgrown grass

Warning #: CE8788

Description of Violation and Actions Taken: On 07/25/15 Code Enforcement Officer Kim Beard wrote a violation to correct overgrown grass at 66 Briarwood Circle. Regular letter was sent to property owner on 07/15/15. Property was rechecked on 07/24/15 with no progress made. Final cleanup was completed on 07/29/15.

Code Enforcement Officer: Kim Beard

Officer Signature: _____

Date:

Time:



**BICYCLE & PEDESTRIAN
ADVISORY BOARD**
CITY OF CONWAY, ARKANSAS

August 24, 2015

Memorandum for Action: To approve the nomination of certain Bicycle and Pedestrian Advisory Board members.

Dear Mayor and City Councilmembers,

On behalf of the board, as approved by a vote of its members, I hereby recommend Matthew Murphy to fill the position recently vacated by Jimmy Warren, who recently resigned after being accepted to law school.

Mr. Murphy is a Conway resident, an avid cyclist, and the current chairman of the Conway Advocates for Bicycling board. His proposed term will expire on December 31, 2017.

Please contact me with any additional questions.

Regards,

Todd Ake
BPAB Chairman



City of Conway, Arkansas
Ordinance No. O-15-_____

AN ORDINANCE GRANTING A TEMPORARY FRANCHISE TO STEPHEN GIESE, OWNER OF THE GREEN CART DELI TO UTILIZE SIMON PARK TO OPERATE A VENDING CART; AND FOR OTHER PURPOSES.

Whereas, Stephen Giese of The Green Cart Deli (mobile cart) desires to utilize Simon Park in downtown Conway to operate a portable concession stand, and

Whereas, the City of Conway has control of such streets and public grounds and parks and find it advantageous to grant a franchise for the use of a vending cart in Simon Park.

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

SECTION 1: A temporary franchise that shall be in effect until September 1st, 2016 is hereby granted from the City of Conway (hereinafter referred to as "City") to Stephen Giese of 174 Stanley Road, Vilonia, AR 72173 (hereinafter referred to as "Franchisee") for the purpose of the use of a vending cart in Simon Park for profit in a limited area (Simon Park) within the City of Conway. Franchisee, in the conduct of his business shall be authorized to utilize the park and public grounds in and around Simon Park not including the public parking lots or driveways except when the city shall notify Mr. Giese of the events that reserve the park for other purposes. Mr. Giese should make every effort to notify the City in advance of usage dates of Simon Park.

Section 2: This franchise is non-exclusive.

Section 3. Fees – A fee of \$50 shall be charged for this franchise.

Section 4. Franchisee shall be responsible for obtaining insurance in the amount of \$25,000 per person for bodily injury claims with a \$50,000 aggregate limit for bodily injury claims and \$25,000 for property damages, and that this franchise shall not be valid without such insurance.

Section 5. This franchise shall not be transferred to any other party.

Section 6. That franchisee shall be responsible for keeping the park and public grounds and parking areas clean of all waste and trash that is generated by the operations of this franchise. That failure to do comply will be adequate grounds for revocation of this franchise.

Section 7. All operations and facilities shall be maintained in a safe manner and licensed and inspected as required by the State of Arkansas. That failure to comply will be adequate grounds for revocation of this franchise.

Section 8. That the City assumes no maintenance or liability responsibility for franchisee's plant or appurtenances.

Section 9. That the Mayor, Police Chief or Fire Chief may temporarily revoke this franchise or restrict the free exercise of this franchise if it is determined that a situation exists that requires such revocation or restriction for the public safety or for abatement of a public nuisance. Upon such temporary revocation or restriction, Franchisee shall remove equipment and appurtenances from the park and/or public grounds at his expense until further notice from the city.

PASSED this 8th day of September, 2015.

Approved:

Mayor Tab Townsell

Attest:

Michael O. Garrett
City Clerk/Treasurer



City of Conway, Arkansas
Ordinance No. O-15-_____

A ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CONWAY, ARKANSAS REPEALING R-04-38, CREATING A PUBLIC ART COMMITTEE FOR THE DEVELOPMENT, CREATION, ACQUISITION, PLACEMENT, AND ONGOING MAINTENANCE OF PUBLIC ART IN OR ON CITY OWNED OR PUBLICLY SECURED FACILITIES AND SPACES, ESTABLISHING GUIDELINES FOR THE PROVISION OF PUBLIC ART THEREIN, DEDICATING ONGOING AND PERRENIAL REVENUES FOR PUBLIC ART, AND ESTABLISHING ADMINISTRATIVE AND STAFF SUPPORT FOR THE OPERATIONS OF THE PUBLIC ART COMMITTEE AND THE MAINTENANCE OF PUBLIC ART

Whereas, the City acknowledges the role of art in providing citizens with a quality of environment, cultural enrichment and a shared symbol of community in Conway; and

Whereas, public art is a partnership between a design team and the community to bring something to the city that will enhance public space, and ranges from murals and sculptures to decorated functional objects, and

Whereas, public art is meant to foster a dialogue throughout a community that asks its citizens to evaluate and define their collective identity, and

Whereas, public art is art meant for public contemplation and should be easily accessible by the community; and

Whereas, public art will help provide the citizens of Conway with a quality of living environment and help to promote their cultural heritage, and

Whereas, the city's previous attempt at providing for public art suffered from organizational shortcomings and no identifiable on-going funding.

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

Section 1: **Resolution R-04-38 is hereby repealed in its entirety**

Section 2: **Public Art:**

Public art is art made for public view accessible to the community and is found in and on public facilities and spaces such as parks, theaters, rights-of-way, and government buildings and/or on such private facilities and spaces such as can be secured for the public benefit.

Section 3: **The Public Art Committee:**

- A. The Public Art Project Committee is established and shall be composed of seven (7) members. These members shall include:
 1. Three (3) members with expertise or experience in the field of art, either an art historian, gallery director, art professor or instructor or other art professionals.
 2. Four (4) members of the community at large.
- B. Members shall serve four (4) year terms with the initial terms of office staggered such that two terms end each of the first three years and the final term to end after the

fourth year. All subsequent terms shall be four years and members are allowed to serve two consecutive terms.

- C. Members shall be appointed by the Mayor with approval by City Council.
- D. The Public Art Committee shall be staffed by the City Planning Department who shall manage all administrative affairs for the committee.

Section 4: The Responsibilities of the Public Art Committee are as follows:

- A. Developing and continually updating a plan for the implementation of public art and directing resources toward the placement of public art throughout Conway.
- B. Directing the process of selecting, developing, and implementing each public art project.
- C. Defining the parameters of each project seeking public input prior to approval of the project and, where applicable, public participation in the implementation of the project.
- D. Seeking and confirming city council final approval of each project prior to implementation.
- E. Keeping a record of the proceedings of the committee and records, financial or otherwise, of each project from conception until installation.
- F. Keeping the community informed of how each project is progressing.

Section 5: Responsibility of the City

- A. Final approval by the city council of all projects under taken by the Public Art Committee
- B. Holding all records of the Public Art Committee.
- C. Development/approval of all contracts and or agreements.
- D. Dedication of all Public Art as public park space and/or assets and maintenance of the art as required with any specialty maintenance funded through the proceeds of the Public Art Committee.
- E. Provision of funds for public art projects including revenue dedications, grant applications, and gift acceptance.
- F. Approval and oversight of all financial transactions as required by normal city operational procedures.

Section 6: Dedication of Funding to Public Art

The following city revenues are dedicated on a continual and ongoing basis for the purposes of development, creation, acquisition, placement, and on-going maintenance of Public Art in Conway:

- A. The annual proceeds of the voluntary property tax collected for public recreation in Conway shall be dedicated to Public Art.
- B. Thirty thousand (\$30,000) dollars from the city's assigned portion of Advertising & Promotion Prepared Food sales tax revenue shall be dedicated each year for Public Art.

Passed this 8th day of September, 2015.

Approved:

Attest:

Mayor Tab Townsell

Michael O. Garrett
City Clerk/Treasurer



**City of Conway, Arkansas
Ordinance No. O-15-_____**

**AN ORDINANCE APPROPRIATING FUNDING FOR THE CONSTRUCTION AND PROPERTY ACQUISITION OF
TUCKER CREEK TRAIL FROM COLLEGE AVENUE TO ADAMSBROOKE DRIVE; AND FOR OTHER PURPOSES**

Whereas, the Conway City Council approved the low bid from J’s Construction in the amount of \$423,825 for the construction of Tucker Creek Trail from College Avenue to Adamsbrooke Drive; and

Whereas, the Conway City Council has approved the completion of the section of Tucker Creek Trail from College Avenue to Adamsbrooke Drive in the 2015 Parks A&P Funded Project List; and

Whereas, this project will be funded by the Conway Parks & Recreation A&P Funds

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

Section 1. The City of Conway shall appropriate an amount of \$423,825 from Parks and Recreation A&P Fund Balance Appropriation (252-000-4900) to the Conway Parks Department Parks General CIP Account (252-140-5990) for the trail construction.

Section 2. The City of Conway shall appropriate an amount of \$126,000 from Parks and Recreation A&P Fund Balance Appropriation (252-000-4900) to the Conway Parks Department Parks General CIP Account (252-140-5990) for the property acquisition.

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

PASSED this 8th day of September 2015.

Approved:

Mayor Tab Townsell

Attest:

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