

- 1. Resolution to approve the intent regarding the issuance of bonds for the purpose of assisting in the financing of the expansion and renovation of an existing industrial facility within the City.
- B. Community Development Committee (Airport, Community Development, Code Enforcement, Permits, Inspections, & Transportation, Planning & Development)
  - 1. Consideration to approve waiving all three readings for the ordinances on the December 12, 2023, City Council agenda.
  - 2. Resolution requesting the Faulkner County Tax Collector to place a lien on 201 Club Lane for expenses incurred by the City.
  - 3. Consideration to approve the annual nominations for boards and commissions.
  - 4. Resolution to amend a resolution regarding boards and commissions.

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

- 1. Consideration to remove inventory and dispose of from the inventory for the Department of Sanitation.
- 2. Resolution to approve the purchase of a front load refuse truck for the Department of Sanitation.
- 3. Ordinance appropriating funds and approving the purchase of a rear load refuse truck for the Department of Sanitation.
- D. Public Safety Committee (District Court, Department of Information Systems & Technology, Animal Welfare, CEOC (Communication Emergency Operations Center), Police, Fire, & Office of the City Attorney)
  - 1. Ordinance appropriating reimbursement funds to the Conway Police Department.
- E. Finance
  - 1. Ordinance approving the FY2024 City of Conway Budget.

- F. New Business
  - 1. Consideration to cancel the December 26<sup>th</sup>, 2023, City Council meeting.

Adjournment

#### RESOLUTION NO. R-23-\_\_\_\_

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, RENOVATION, REFURBISHING AND EQUIPPING OF AN EXISTING INDUSTRIAL FACILITY LOCATED WITHIN THE CITY

WHEREAS, the City of Conway, Arkansas (the "City") is authorized under the provisions of Amendment 65 to the Constitution of the State of Arkansas ("Amendment 65") and the Municipalities and Counties Industrial Development Revenue Bond Law, Arkansas Code Annotated §§14-164-201 *et seq.* (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 manufacturing and distribution facilities and corporate and management offices for industry; and

WHEREAS, a company engaged in light manufacturing (the "Company"), has evidenced its interest in expanding, renovating, refurbishing and equipping an existing industrial facility (the "Project") located 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 the Company in the financing of the Project through the issuance of the City's Not to Exceed \$50,000,000 Taxable Industrial Development Revenue Bonds (Project Westwood), Series 2024;

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

<u>Section 1.</u> It is the City's present intention to assist the Company in the financing of the proposed Project on one or more phases through the issuance of industrial development revenue bonds under the authority of Amendment 65 and the Act. It is presently estimated by the Company that bonds in the aggregate principal amount of approximately \$50,000,000 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 expanded, renovated, refurbished and/or equipped are identical to or different from the facilities and improvements presently expected to constitute the Project.

<u>Section 2</u>. 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 thirty (30) 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.

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

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

ADOPTED this 12<sup>th</sup> day of December, 2023.

By:\_

Mayor Bart Castleberry

ATTEST:

By:\_\_\_\_

Michael O. Garrett City Clerk/Treasurer

(SEAL)

### City of Conway, Arkansas Office of the Mayor

# Memo:

То:	Mayor Bart Castleberry
CC:	City Council Members
From:	Felicia Rogers
Date:	December 4 <sup>th</sup> , 2023
Re:	December 12 <sup>th</sup> , 2023 City Council Ordinances

The following ordinances are included on the December 12<sup>th</sup>, 2023, agenda for consideration of waiving the three readings of each ordinance:

- 1. C -3 Ordinance appropriating funds and approving the purchase of a rear load refuse truck for the Department of Sanitation.
- 2. D -1 Ordinance appropriating reimbursement funds to the Conway Police Department.
- 3. E -1 Ordinance approving the FY2024 City of Conway Budget.



### City of Conway, Arkansas Resolution No. R-23-\_\_\_\_

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 <u>201 Club Ln.</u>, 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  $\frac{147.89}{107.17}$  + Penalty 10.72 + 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 **December 12th**, **2023** 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.

**Section2**: That this Resolution shall be in full force and effect from and after its passage and approval.

**ADOPTED** this 12<sup>th</sup> day of December 2023.

Approved:

Attest:

**Mayor Bart Castleberry** 

City of Conway Code Enforcement & Public Works 822 Locust Ave Conway, Arkansas 72032 www.conwayarkansas.gov



Phone 501-450-6191 Fax 501-450-6144

Andrew & Tara Greer Andrew 381 Dartmouth Ave. San Carlos, CA 94070

Parcel # 710-02087-000

#### RE: Nuisance Abatement at 201 Club Ln., Conway AR Cost of Clean-Up, Amount Due: \$107.17

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 **December 12th, 2023 Meeting**, 6:00 p.m. located at 1111 Main 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 **822 Locust Ave Conway Arkansas 72032** with the **attention** to **Lily Couch.** If you have any questions, please feel free to call me at 501-450-6191.

Respectfully,

City of Conway Code Enforcement

### INVOICE

DATE:NOVEMBER 3RD, 2023

### City of Conway Code Enforcement &

Public Works Dept.

822 Locust Ave. Conway, AR 72034 Phone: 501-450-6191 Fax 501-450-6144 Lily.couch@conwayarkansas.gov

TO Andrew & Tara Greer Andrew 381 Dartmouth Ave. San Carlos, CA 94070 Description: Mowing/Clean-up/Admin Fees associated with the nuisance abatement at 201 Club Ln., Conway Arkansas

CODE ENFORCEMENT OFFICER	PARCEL NUMBER	PAYMENT TERMS	DUE DATE
Michael Davis	710-02087-000		December 12th, 2023

HOURS	DESCRIPTION	UNIT PRICE	LINE TOTAL
1	MOWING & DEBRIS REMOVAL BY C.E.P.P.	32.41	32.41
	Maintenance Fee (Mower/bush hog/weed eat)	25.00	25.00
1	Administrative Fee (Code Enforcement)	20.00	20.00
1	Administrative Fee (Code Officer)	17.46	17.46
2	Regular Letter	.55	1.10
2	Certified Letter	5.60	11.20
	(10% penalty + \$30.00 filing fees= \$40.72)		
		TOTAL	\$107.17
	tal amount due after December 12th, 2023 Iudes collection penalty & filing fees	TOTAL WITH PENALTY & FILING FEES	\$147.89

Make all checks payable to City of Conway Code Enforcement @ 822 Locust Ave. Conway Arkansas 72032



### CODE CASE HISTORY REPORT RESPROP-1023-0751 FOR CITY OF CONWAY

Changed On	User	Description	Before	After	Additional Info
10/06/2023	Michael Davis	Code Case added			Code Case (RESPROP-1023-0751)
10/06/2023	Michael Davis	Due Date	[none]	10/6/2023	Code Case Workflow Step (Violations)
	Michael Davis	Step Workflow Status	Not Started	Started	Code Case Workflow Step (Violations)
	Michael Davis	Code Case Workflow Step Action added			Code Case Workflow Step Action (3.2.4 Grass or Weeds)
10/16/2023	Michael Davis	Due Date	[none]	10/6/2023	Code Case Workflow Step (Notice of Violation)
	Michael Davis	Code Case Workflow Step Start Date	[none]	10/16/2023	Code Case Workflow Step (Notice of Violation)
	Michael Davis	Step Workflow Status	Not Started	Started	Code Case Workflow Step (Notice of Violation)
	Michael Davis	Inspection added			Inspection ([Auto])
	Michael Davis	Action Workflow Status	Not Started	Failed	Code Case Workflow Step Action (Property Maintenance Follow-up Investigation)
	Michael Davis	Violation Compliance Date	10/13/2023	10/20/2023	Violation (3.2.4 Grass or Weeds)
10/16/2023	Michael Davis	Due Date	[none]	10/6/2023	Code Case Workflow Step (Letter Phase)
	Michael Davis	Code Case Workflow Step Start Date	[none]	10/16/2023	Code Case Workflow Step (Letter Phase)
	Michael Davis	Step Workflow Status	Not Started	Started	Code Case Workflow Step (Letter Phase)
	Michael Davis	Inspection added			Inspection ([Auto])
	Michael Davis	Action Workflow Status	Not Started	Passed	Code Case Workflow Step Action (Code Enforcement Final Investigation)
10/16/2023	Michael Davis	Inspection Actual Departure Date	10/16/2023	[none]	Inspection (ICODE-4703-2023)
	Michael Davis	Inspection Status	Corrected	In Violation	Inspection (ICODE-4703-2023)
	Michael Davis	Action Workflow Status	Passed	Failed	Code Case Workflow Step Action (Code Enforcement Final Investigation)
10/30/2023	Michael Davis	Code Case Status	Open	Schedule City Clean up	Code Case (RESPROP-1023-0751)
11/08/2023	Michael Davis	Date Closed	[none]	11/8/2023	Code Case (RESPROP-1023-0751)
	Michael Davis	Code Case Status	Schedule City Clean up	Closed - Resolved	Code Case (RESPROP-1023-0751)
	Michael Davis	Complete	No	Yes	Code Case (RESPROP-1023-0751)
11/08/2023	Michael Davis	Inspection Actual Departure Date	11/8/2023	11/8/2023	Inspection (ICODE-4703-2023)
	Michael Davis	Inspection Status	In Violation	Corrected	Inspection (ICODE-4703-2023)
	Michael Davis	Action Workflow Status	Failed	Passed	Code Case Workflow Step Action (Code Enforcement Final Investigation)
	Michael Davis	Inspection Actual Departure Date	11/8/2023	11/8/2023	Inspection (ICODE-4702-2023)
	Michael Davis	Inspection Status	In Violation	Corrected	Inspection (ICODE-4702-2023)
	Michael Davis	Action Workflow Status	Failed	Passed	Code Case Workflow Step Action (Property Maintenance Follow-up Investigation)
	Michael Davis	Due Date	10/6/2023	10/16/2023	Code Case Workflow Step (Violations)
	Michael Davis	Step Workflow Status	Started	Passed	Code Case Workflow Step (Violations)
	Michael Davis	Violation Resolved Date	[none]	11/8/2023	Violation (3.2.4 Grass or Weeds)
	Michael Davis	Violation Status	In Violation	Resolved	Violation (3.2.4 Grass or Weeds)
	Michael Davis	Action Workflow Status	Started	Passed	Code Case Workflow Step Action (3.2.4 Grass or Weeds)

City of Conway, Arkansas Office of the Mayor Mayor Bart Castleberry 1111 Main Street Conway, AR 72032



To:	Mayor Castleberry
CC:	City Council Members
From:	Felicia Rogers
Date:	December 6 <sup>th</sup> , 2023
Re:	Annual Boards/Commissions Appointments

Annual Boards and Commissions were advertised from October  $1^{st} - 31^{st}$ , 2023. A total of 38 nominations were received and reviewed for openings on seven boards and commissions.

The following nominations are recommended for approval:

- Airport Advisory Committee
  - Jassen C. Travis
    Term expires December 31, 2027
- Bicycle & Pedestrian Advisory Board
  - Kimbie Akins Term expires December 31, 2026

#### Diversity Advisory Council

- Jacqueline Gault Term expires December 31, 2025
- Jalon Hughes Term expires December 31, 2027
- Candie Corona Term expires December 31, 2027

#### Historic District Commission

0	Marianne Smith Black	Term expires December 31, 2024
0	Corey Park	Term expires December 31, 2026
0	Joshua Hamilton	Term expires December 31, 2026

Nathanel Johnson Jr. Term expires December 31, 2026

□ Oak Grove Cemetery

0	Kathy McDaniels	Term expires December 2028
0	Brandi Keith	Term expires December 2028
Planning C	ommission	
0	Mallory Jay Winbourne	Term expires December 2025
0	Jeffry Brooks Davis	Term expires December 2028
0	Teneicia Roundtree	Term expires December 2028
Robinson (	Cemetery Board	
0	Patrick Block	Term expires December 2028

Please advise if you have any questions



City of Conway, Arkansas Resolution No. R-23-\_\_\_\_

#### A RESOLUTION AMENDING R-12-05 WHICH AUTHORIZE THE FORMATION OF THE BICYCLE AND PEDESTRIAN ADVISORY BOARD, AND FOR OTHER PURPOSES

**Whereas**, Resolution R-12-05 authorized the formation of the Bicycle and Pedestrian Advisory Board with eleven members; and

Whereas, the City has hired a Bicycle and Pedestrian Coordinator to assist with the advisory board and their recommendation would be for the board level to go to seven community members for three year terms, with the board appointing, if necessary, members to specifically represent special interest, such as pedestrian or bicycle issue and bicycle advocacy within the Community. The board would also seek to work with organizations such as Conway Public Schools and the Chamber of Commerce when possible.

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

**Section 1:** The Bicycle and Pedestrian Coordinator will be the official staff person for the Bicycle and Pedestrian Advisory board.

**Section 2.** The Bicycle and Pedestrian Advisory Board (BPAB) will now consist of a total of seven community members, all members will still be required to be citizens of the City of Conway, live within the city limits, will be appointed by the Mayor of the City of Conway and confirmed by the City Council.

Section 3: All resolutions in conflict herewith are hereby repealed to the extent of that conflict.

**PASSED** this 12<sup>th</sup> day of December, 2023.

Approved:

Mayor Bart Castlebery

Attest:



To: Bart Castleberry, Mayor

From: Joseph Hopper, Director

Date: December 4, 2023

#### Re: Request to Remove and Dispose of Assets from Inventory

The Department of Sanitation has the following vehicles and equipment that are no longer being used or are ready to be cycled out:

Asset #	Year	Make	Model	Description	VIN/Serial Number
261	2013	Mack	MRU613	Front Load Refuse Truck	1M2AV04C1DM009780
262	2012	Mack	LEU613	Automated Refuse Truck	1M2AU02C0DM007458
	2010	Marathon	Ram-Jet	Horizontal Compactor	

We formally request the removal of these items from the Department's fixed asset inventory for disposal. If approved, these items will be auctioned via an online auction, such as GovDeals.com or PublicSurplus.com, and/or sold as scrap.

Please let me know if you have any questions or concerns regarding this request.



#### City of Conway, Arkansas Resolution No. R-23-\_\_\_\_

#### A RESOLUTION TO APPROVE THE PURCHASE OF A FRONT LOAD REFUSE TRUCK FOR THE CITY OF CONWAY DEPARTMENT OF SANITATION; AND FOR OTHER PURPOSES

Whereas, the City of Conway Department of Sanitation has a need to purchase a replacement front load refuse truck; and

**Whereas,** the total purchase amount is \$358,538.49 and the 2023 City of Conway Department of Sanitation Budget includes funds to purchase the truck; and

**Whereas,** the City of Conway Department of Sanitation has obtained quotes and River City Hydraulics provided the lowest quote through a Sourcewell Cooperative Contract. Quotes received as follows:

\$358,538.49
\$360,300.53
\$395,183.82
\$394,408.28

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

**Section 1**. The City of Conway approves the cooperative Sourcewell contract with River City Hydraulics in the amount of \$358,538.49.

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

**PASSED** this 12<sup>th</sup> day of December, 2023.

Approved:

Attest:

Mayor Bart Castleberry

C-2



#### City of Conway, Arkansas Ordinance No. O-23-\_\_\_\_

### AN ORDINANCE APPROPRIATING FUNDS AND APPROVING THE PURCHASE OF A REFUSE TRUCK FOR THE CONWAY DEPARTMENT OF SANITATION; DECLARING AN EMGERGENCY; AND FOR OTHER PURPOSES;

Whereas, the City of Conway Department of Sanitation needs to purchase a replacement rear load refuse truck; and

**Whereas,** the total purchase amount is \$248,727.72. The 2023 City of Conway Department of Sanitation Budget includes funds in the amount of \$10,608.64 remaining in the Sanitation Enterprise Fund Machinery and Equipment Account (510-510-5910); and

**Whereas**, additional funds in the amount of \$238,119.08 would be needed from the Sanitation Enterprise Fund Balance Appropriation Account to purchase the rear load truck; and

**Whereas,** the City of Conway Department of Sanitation has obtained quotes and River City Hydraulics provided the lowest quotes for the truck through a Sourcewell Cooperative Contract. Quotes received as follows:

\$248.727.72
\$276,754.97
\$301,182.14

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

**Section 1.** The City of Conway shall appropriate \$238,119.08 from the Sanitation Enterprise Fund Balance Appropriation Account to the Sanitation Enterprise Fund Machinery and Equipment Account (510-510-5910).

**Section 1**. The City of Conway approves the cooperative Sourcewell contract with River City Hydraulics in the amount of \$248,727.72.

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

**PASSED** this 12<sup>th</sup> day of December, 2023.

Approved:

Mayor Bart Castleberry

Attest:



#### City of Conway, Arkansas Ordinance No. O-23-\_\_\_\_

## AN ORDINANCE APPROPRIATING REIMBURSEMENT FUNDS FROM VARIOUS ENTITIES FOR THE CONWAY POLICE DEPARTMENT; AND FOR OTHER PURPOSES

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

Various Companies	\$26,424.46	Extra Duty Services
Municipal Vehicle Program	\$2,201.02	Insurance Proceeds
Sheriff's Office	\$60.00	<b>Restitution Funds</b>

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 various companies in the amount of \$26,424.46 from 001.121.4185 to the CPD overtime account, 001.121.5114.

**Section 2.** The City of Conway shall appropriate funds from the Municipal Vehicle Program in the amount of \$2,201.02 from 001.119.4360 to the CPD vehicle maintenance expense account 001.121.5450.

**Section 3.** The City of Conway shall accept restitution funds totaling 60.00 and appropriate funds from 001.121.4184 to the CPD other miscellaneous expense account 001.121.579.

**Section 4.** All ordinances in conflict herewith are repealed to the extent of the conflict.

**PASSED** this 12<sup>th</sup> day of December, 2023.

#### Approved:

Mayor Bart Castleberry

Attest:



# City of Conway, Arkansas ORDINANCE NO. O-23-\_\_\_\_

AN ORDINANCE ADOPTING A BUDGET FOR THE CITY OF CONWAY, ARKANSAS, FOR THE FISCAL YEAR JANUARY 1, 2024 THROUGH DECEMBER 31, 2024, AND PROVIDING THAT THE AMOUNTS STATED IN THE BUDGET DOCUMENT AS ADOPTED EXPENDITURES SHALL BECOME APPROPRIATED FOR THE VARIOUS FUNCTIONS AND ACTIVITIES SPECIFIED IN SAID BUDGET DOCUMENT; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES:

**Whereas,** the Mayor of the City of Conway has submitted to the City Council a budget for the fiscal year 2024;

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

**Section 1.** A Budget for the fiscal year 2024 for the City of Conway, Arkansas; providing a total appropriation for the following funds:

	<u>Revenue</u>	<b>Expenditures</b>
General	\$45,492,550	\$45,372,550
Street	7,520,000	7,456,881
Sanitation	10,850,000	10,822,938
Airport	2,379,978	2,379,978
Parks and Rec Ad Val	23,000	-0-
Animal Welfare Ad Val	13,800	-0-
Spay & Neuter Program	30,000	30,000
Court Automation	83,000	45,000
Franchise Fee Econ Dev	597,977	597,977
Parks and Rec A&P	4,720,000	2,608,650
Pay as You Go Sales Tax	5,300,000	5,300,000
Street Impact	520,000	-0-
Parks Impact	215,000	-0-
Non-Uniform Pension	3,251,500	2,910,000
Total Budget	\$80,996,805	\$77,523,974

**Section 2.** From the effective date of the budget, to wit: January 1, 2024, the several amounts as stated therein as adopted expenditures shall be and are hereby appropriated for the several purposes, functions and activities within the various departments, offices and agencies specified therein.

**Section 3.** The Mayor is directed to cause the proper accounting entries to be made in the books and records of the City so as to reflect the appropriations for the aforesaid fiscal year, and he is further directed to file a certified copy of the adopted budget for the fiscal year with the City Clerk of the City of Conway, Arkansas.

**Section 4.** For those funds in which budgeted expenditures exceed revenues, City Council authorizes that Fund Balance (unrestricted reserves) will be utilized to pay for actual expenditures during the year that are in excess of actual revenues.

**Section 5**. All ordinances in conflict herewith are repealed to the extent of that conflict.

**Section 6**. This ordinance is necessary for the protection of the public peace, health and safety, an emergency is hereby declared to exist and this ordinance shall be in full force and effect from and after its passage and approval.

**PASSED** this 12<sup>th</sup> day of December, 2023.

Approved:

Mayor Bart Castleberry

Attest: