

Mayor Bart Castleberry
Clerk/Treasurer Denise Hurd
City Attorney Charles Finkenbinder



City Council Members
Ward 1 Position 1 – Andy Hawkins
Ward 1 Position 2 – David Grimes
Ward 2 Position 1 – Drew Spurgers
Ward 2 Position 2 – Shelley Mehl
Ward 3 Position 1 – Mark Ledbetter
Ward 3 Position 2 – Spencer Hawks
Ward 4 Position 1 – Theodore Jones Jr.
Ward 4 Position 2 – Shelia Isby

Tuesday, May 26th, 2026 City Council Agenda

Conway Municipal Building, City Council Chambers
1111 Main Street, Conway, AR 72032
www.conwayarkansas.gov

5:30 pm Committee Meeting:	No Committee Meeting
6:00 pm Council Meeting:	City Council Meeting
Call to Order:	Mayor Bart Castleberry
Roll Call:	Denise Hurd, Clerk/Treasurer
Minutes Approval:	May 12 th , 2026
Monthly Financial Report:	Month ending April 30 th , 2026

A. Economic Development Committee: (Conway Area Chamber of Commerce, Conway Development Corporation, Conway Downtown Partnership, & Conway Corporation)

1. Consideration to approve waiving all three readings for the ordinances on the May 26th City Council agenda.
2. Resolution expressing the willingness of the City of Conway, in partnership with Conway Corporation, to apply for Congressionally Directed Spending for the Tucker Creek Equalization Storage Facility Project.
3. Ordinance authorizing the issuance of taxable industrial development revenue refunding bonds for DBG located at 600 Dave Ward Drive.

B. Community Development Committee: (Airport, Community Development, Code Enforcement, Permits, Inspections, & Transportation, Planning & Development)

1. Resolution approving an agreement for general legal services for the Advertising and Promotion Commission.
2. Resolution approving the Conway Emergency Utility Assistance program for the Community Development Department.
3. Resolution approving the application to apply for the Love Your Block Grant Program for neighborhood engagement for the Community Development Department.
4. Resolution approving the application to apply for the STBG grant program for the Connect Conway project.

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

1. Ordinance appropriating funds for the purchase of property located at the corner of Center and Robins Street for the Parks & Recreation Department.

D. Public Safety Committee (Police, Fire, CEOC, District Court, & Information Technology)

1. Ordinance authorizing personnel changes within the Conway Fire Department.

Adjournment

MINUTES OF THE CITY COUNCIL, CITY OF CONWAY, ARKANSAS

**Conway, Arkansas
Tuesday, 6:00 pm
May 12, 2026**

On this date the City Council of the City of Conway, Arkansas met in regular session. The following members being a quorum were present and acting: Councilman Hawkins, Councilman Grimes, Councilman Spurgers, Councilwoman Mehl, Councilman Ledbetter, Councilman Hawks, Councilman Jones, and Councilwoman Isby. Also, present and acting: Mayor Bart Castleberry, City Clerk Denise Hurd, and City Attorney Charles Finkenbinder.

Call to Order: Mayor Bart Castleberry

Roll Call: Denise Hurd, City Clerk

A. Public Safety Committee: (Police, Fire, CEOC, District Court, & Information Technology)

- 1. Ordinance to approve waiving the competitive bid and appropriating funding for the purchase of a mid-mount aerial apparatus for the Conway Fire Department.**

O-26-32

Mayor Castleberry presented item A1 to the Council, explaining that a truck had become available and that if approved, the City would purchase it out of the General Fund and reimburse it with tax revenue from the public safety tax that began collecting in April. He added that the City could receive this truck within six months and if one was ordered it would be a two to three year wait time. Chief Winter addressed the Council saying that this is a duplicate of the demo model aerial that was purchased a few months ago, reiterating that this already built truck became available this month and was ready for purchase and if approved, should be delivered by October or November. There was some discussion as to the length of time required to build fire trucks at present. Chief Winter said that Pierce, the company the City purchases from, has added a new plant and has decreased production time by about a year. Councilman Ledbetter made a motion to adopt the Ordinance with the emergency clause, to purchase the truck and Councilwoman Mehl seconded it. The Clerk called the roll with the following voting "Aye": Councilwoman Mehl, Councilman Jones, Councilman Hawks, Councilman Grimes, Councilman Ledbetter, Councilman Spurgers, Councilman Hawkins, and Councilwoman Isby. The Ordinance with the emergency clause passed 8-0.

Adjournment-----

PASSED this 12th day of May, 2026

APPROVED:

Mayor, Bart Castleberry

City Clerk, Denise Hurd



City of Conway, Arkansas
Monthly Financial Reports
April 30, 2026

City of Conway
 Monthly Financial Report - General Fund
 For the month ended April 30, 2026



Revenues	Budget	Month Activity	Year to Date	Encumbered	(Over)/Under Budget	% Expend/Collect
Property Tax	5,300,000	232,978	763,234		4,536,766	14%
Payments in Lieu of Tax	30,000	-	-		30,000	0%
State Tax Turnback	2,900,000	65,628	326,388		2,573,612	11%
Sales Tax	31,500,000	2,361,601	10,263,242		21,236,758	33%
Beverage Tax	650,000	-	51,022		598,978	8%
Franchise Fees	4,399,720	366,320	1,628,800		2,770,920	37%
Licenses and Permits	654,000	46,330	134,547		519,453	21%
Public Safety	4,263,566	608,141	1,526,046		2,737,520	36%
Community Center	2,428,427	54,363	200,076		2,228,351	8%
Parks & Recreation	1,087,400	46,104	398,765		688,635	37%
Interest Income	900,000	48,062	213,276		686,724	24%
Contributions and Donations	-	-	1,350		(1,350)	-
Grant Revenue	-	-	196,739		(196,739)	-
Lease Revenue	70,000	-	18,013		51,987	26%
Proceeds from Sale of Assets	1,809	1,914	4,853		(3,044)	268%
Transfers In	770,000	-	-		770,000	0%
Insurance Proceeds	294	530	34,400		(34,106)	11701%
Miscellaneous Revenues	25,000	41,429	54,511		(29,511)	218%
Total Revenues	54,980,216	3,873,400	15,815,264		39,164,952	29%
Expenditures						
Admin (Mayor, HR)	1,257,189	91,011	353,258	1,239	902,692	28%
Finance	548,677	28,120	106,676	-	442,001	19%
City Clerk/Treasurer	182,358	13,529	53,676	717	127,965	29%
City Council	102,734	7,627	21,911	-	80,823	21%
Planning	723,418	54,707	248,620	11,897	462,901	34%
Physical Plant	1,035,273	81,263	308,083	10,345	716,845	30%
Information Technology	1,817,439	72,652	350,982	124,645	1,341,813	19%
Permits and Inspections	661,171	48,819	184,464	14	476,694	28%
Community Center	4,772,231	874,096	1,386,994	20,283	3,364,954	29%
Nondepartmental	1,590,388	47,733	720,125	10,698	859,566	45%
Police	18,730,611	1,334,971	5,732,939	276,889	12,720,782	31%
CEOC	4,229,426	670,724	1,631,241	26,580	2,571,605	39%
Animal Welfare	623,055	51,987	180,499	2,780	439,776	29%
Municipal District Court	1,016,418	80,972	295,726	933	719,759	29%
City Attorney	679,385	55,803	206,327	2,199	470,859	30%
Fire	15,553,046	1,580,955	5,027,163	242,375	10,283,509	32%
Parks	4,725,929	402,259	1,392,280	47,157	3,286,492	29%
Total Expenditures	58,248,748	5,497,227	18,200,965	778,749	39,269,034	31%
Net Revenue/(Expense)	(3,268,531)		(2,385,700)			

*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
2026

Fund Balance Appropriations

<u>Ordinance</u>	<u>Date</u>	<u>Description</u>	<u>Amount</u>
O-25-112	12/9/25	Potential operating deficit for Community Center	600,000
O-26-20	3/24/26	Ballistic plates for police bulletproof vests	88,372
O-26-21	3/24/26	New vehicle leasing program	40,000
O-26-24	4/14/26	Furniture for new additional District Court space	25,000
			<u>\$ 753,372</u>

City of Conway
 Balance Sheet - General Fund
 As of April 30, 2026



Cash - Operating	8,282,637
Cash - Reserve	2,012,953
Petty Cash	715
Taxes Receivable	5,631,898
Accounts Receivable	6,429,446
Lease Receivable	444,839
Due from Other Funds	256,707
Due from Street	25,108
Due from Component Unit	264,744
Due from Municipal Court	44,803
Fuel Inventory	(14,658)
General Inventory	585
<i>Assets</i>	<u>23,379,779</u>
Insurance and Benefits Payable	(27,491)
Event Deposits	9,450
Held for Others - Crimestopper Reward	5,000
Held for Others - Performance Bonds	5,195
Deferred Revenue	5,370,069
Unearned Revenue	1,383,593
<i>Liabilities</i>	<u>6,745,816</u>
<i>Fund Balance</i>	<u>16,633,963</u>
<i>Total Liabilities & Fund Balance</i>	<u>23,379,779</u>

*All figures are unaudited

City of Conway
 Monthly Financial Report - Street Fund
 For the month ended April 30, 2026



	<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	1,800,000	85,769	281,021		1,518,979	16%
Payments in Lieu of Tax	10,000	-	-		10,000	0%
State Tax Turnback	5,000,000	421,218	1,520,832		3,479,168	30%
Severance Tax	100,000	16,254	45,834		54,166	46%
State Tax Turnback - Wholesale	420,000	34,565	122,194		297,806	29%
Sales Tax	420,000	32,506	142,639		277,361	34%
Sign Permits	-	420	420		(420)	-
Engineering Fees	10,000	550	1,600		8,400	16%
Fees for Street Cuts	225,000	5,540	32,797		192,203	15%
Insurance Proceeds	-	-	120		(120)	-
Interest Income	200,000	17,578	74,892		125,108	37%
Total Revenues	8,185,000	614,400	2,222,350	-	5,962,650	27%
Expenditures						
Personnel Costs	3,458,178	229,613	942,694	-	2,515,484	27%
Other Operating Costs	4,833,617	714,317	2,202,557	1,266,163	1,364,897	46%
Total Operating Costs	8,291,795	943,930	3,145,251	1,266,163	3,880,381	38%
Capital Outlay	868,309	102,503	396,997	-	471,313	46%
Total Expenditures	9,160,105	1,046,432	3,542,247	1,266,163	4,351,694	39%
Net Revenue/(Expense)	(975,105)		(1,319,898)			

*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

2026

Fund Balance Appropriations

<u>Ordinance</u>	<u>Date</u>	<u>Description</u>	<u>Amount</u>
O-26-03	1/13/26	Settlement of lawsuit with Tom Watson Construction	71,000
O-26-21	3/24/26	New vehicle leasing program	20,000
			<u>\$ 91,000</u>

City of Conway
Balance Sheet - Street Fund
As of April 30, 2026



Cash - Operating	4,903,478
Taxes Receivable	78,913
Accounts Receivable	2,540,070
<i>Assets</i>	<u>7,522,461</u>
Insurance and Benefits Payable	2,852
Due to General Fund	25,108
Deferred Revenue	1,968,990
<i>Liabilities</i>	<u>1,996,950</u>
<i>Fund Balance</i>	<u>5,525,511</u>
<i>Total Liabilities & Fund Balance</i>	<u>7,522,461</u>

*All figures are unaudited

City of Conway
 Monthly Financial Report - Sanitation
 For the month ended April 30, 2026



	<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						
Sanitation Fee Rev-Residential	10,350,000	938,862	3,691,393		6,658,607	36%
Proceeds - Recycled Materials	450,000	-	74,059		375,941	16%
Landfill Fees - General	400,000	(4,767)	107,891		292,109	27%
Insurance Proceeds	-	4,282	4,282		(4,282)	-
Interest Income	950,000	70,633	279,869		670,131	29%
Miscellaneous Revenues	-	-	772		(772)	-
Total Revenues	12,150,000	1,009,011	4,158,266	-	7,991,734	34%
Expenditures						
Personnel Costs	6,359,725	478,236	2,053,883	-	4,305,842	32%
Other Operating Costs	<u>3,633,000</u>	<u>373,070</u>	<u>753,671</u>	<u>210,153</u>	<u>2,669,176</u>	<u>21%</u>
Total Operating Costs	9,992,725	851,306	2,807,554	210,153	6,975,018	28%
Capital Outlay	<u>2,903,585</u>	<u>-</u>	<u>-</u>	<u>2,085,687</u>	<u>817,897</u>	<u>0%</u>
Total Expenditures	12,896,310	851,306	2,807,554	2,295,841	7,792,915	22%
Net Revenue/(Expense)	(746,310)		<u>1,350,712</u>			

*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
2026

Fund Balance Appropriations

<u>Ordinance</u>	<u>Date</u>	<u>Description</u>	<u>Amount</u>
O-26-18	3/24/26	Purchase two refuse trucks	498,585

City of Conway
 Balance Sheet - Sanitation
 As of April 30, 2026



Cash - Operating	15,235,578
Petty Cash	200
Post Closure Cash Account	7,433,954
Accounts Receivable	32,500
Due from Component Unit	1,068,483
General Inventory	2,122
Land & Buildings	2,080,291
Infrastructure	921,553
Machinery, Equipment & Vehicles	4,043,664
Construction in Progress	134,555
Deferred Outflows of Resources	18,969
Deferred Outflows of Resources-OPEB	210,886
<i>Assets</i>	<u>31,182,756</u>
Accounts Payable	1,529
Insurance and Benefits Payable	6,769
Compensated Absences	356,761
Net Pension Obligation	8,723,931
Deferred Inflows of Resources	3,642,292
Deferred Inflows of Resources-OPEB	241,122
Net OPEB Liability	961,549
Due to Other Funds	5,215
Landfill Close/Post Close	9,309,171
<i>Liabilities</i>	<u>23,248,339</u>
<i>Net Position</i>	<u>7,934,417</u>
<i>Total Liabilities and Net Position</i>	<u>31,182,756</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 April 30, 2026



	<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						
Sales Tax	40,000	2,740	12,331		27,669	31%
Airport Fuel Sales	1,720,000	143,942	583,334		1,136,666	34%
T-Hangar Rent	270,000	16,170	122,294		147,706	45%
Community Hangar Rent	72,000	4,000	15,265		56,735	21%
Ground Leases	20,665	-	-		20,665	0%
Misc Revenue - Non air	10,000	4,794	12,576		(2,576)	126%
Miscellaneous Revenues	22,000	3,173	9,569		12,431	43%
Total Revenues	2,154,665	174,819	755,369	-	1,399,296	35%
Expenditures						
Personnel Costs	459,430	36,642	173,574	-	285,856	38%
Fuel for Resale	1,450,000	131,641	465,035	-	984,965	32%
Other Operating Costs	191,250	21,295	38,917	1,437	150,896	20%
Total Operating Costs	2,100,680	189,578	677,526	1,437	1,421,717	32%
Total Expenditures	2,100,680	189,578	677,526	1,437	1,421,717	32%
Net Revenue/(Expense)	53,985		77,843			

*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
2026

Fund Balance Appropriations

<u>Ordinance</u>	<u>Date</u>	<u>Description</u>	<u>Amount</u>
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City of Conway
 Balance Sheet - Airport
 As of April 30, 2026



Cash - Operating	518,273
Taxes Receivable	7,381
Accounts Receivable - Fuel Vendor	91,807
Fuel Inventory	79,259
Land	1,254,473
Buildings	4,196,937
Machinery & Equipment	47,751
Infrastructure	19,150,222
Improvements	395,675
Construction in Progress	573,432
Deferred Outflows of Resources-OPEB	8,446
<i>Assets</i>	<u>26,323,655</u>
Compensated Absences	12,153
Deferred Inflows of Resources	38,509
Deferred Inflows of Resources-OPEB	9,657
Due to General Fund	1,493
Unearned Revenue	225,744
Note Payable	600,000
<i>Liabilities</i>	<u>887,556</u>
<i>Net Position</i>	<u>25,436,098</u>
<i>Total Liabilities & Net Position</i>	<u>26,323,655</u>

*All figures are unaudited

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

City of Conway
Monthly Financial Report - Major Project Funds
As of April 30, 2026

Parks and Rec A&P Tax

Balance, 3/31/26	969,827
Receipts	460,212
Payments	(187,194)
Balance, 4/30/26	\$ 1,242,845

Pay as you go Sales Tax

Balance, 3/31/26	13,881,365
Receipts	429,306
Payments	(686,260)
Balance, 4/30/26	\$ 13,624,412

Street Impact Fees

Balance, 3/31/26	1,805,111
Receipts	5,752
Payments	(600)
Balance, 4/30/26	\$ 1,810,262

Parks Impact Fees

Balance, 3/31/26	502,231
Receipts	7,546
Payments	-
Balance, 4/30/26	\$ 509,777

Street Sales Tax

Balance, 3/31/26	19,391,363
Receipts	61,703
Payments	(77,194)
Balance, 4/30/26	\$ 19,375,872

City of Conway, Arkansas

Office of the Mayor

www.conwayarkansas.gov

Memo:

To: Mayor Bart Castleberry
CC: City Council Members
From: Felicia Rogers
Date: May 22nd, 2026
Re: May 26th, 2026 City Council Agenda

The following ordinances are included on the April 28th, 2026, City Council Agenda for consideration of waiving the three readings of each ordinance:

1. A-3 Ordinance authorizing the issuance of taxable industrial development revenue refunding bonds for DBG located at 600 Dave Ward Drive.
2. C-1 Ordinance appropriating funds for the purchase of property located at the corner of Center and Robins Street for the Parks & Recreation Department.
3. D-1 Ordinance authorizing personnel changes within the Conway Fire Department.



**City of Conway, Arkansas
Resolution No. R-26-_____**

A RESOLUTION EXPRESSING THE WILLINGNESS OF THE CITY OF CONWAY TO APPLY, IN PARTNERSHIP WITH CONWAY CORPORATION, FOR CONGRESSIONALLY DIRECTED SPENDING ALLOCATED TO THE TUCKER CREEK EQUALIZATION STORAGE FACILITY PROJECT

Whereas, Conway Corp made a request for Congressionally Directed Spending (CDS) through Senator Boozman and the Environmental Protection Agency (EPA); and

Whereas, the Tucker Creek Equalization Storage Facility project was allocated \$4,775,000 through the Clean Water State Revolving Fund and EPA; and

Whereas, the project will convert to a 75-million-gallon (MG) equalization storage facility to help mitigate peak wastewater flows during high volume rain events. Wastewater will be diverted to the Tupelo Bayou Wastewater Treatment Plant, where the discharge will be of higher quality due to a more effective treatment method; and

Whereas, with this Congressionally Directed Spending, the City of Conway must apply and be the primary recipient of the funding; and

Whereas, Conway Corporation operates utilities for the city and will provide a match for the Congressionally Direct Spending (CDS) funding which is estimated to be \$1,193,750.00 (20%).

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

Section 1. The City of Conway will partner with Conway Corp in making an application for Congressionally Directed Spending funds for the project referenced above.

Section 2. The City Council does hereby authorize the Mayor to execute all agreements and contracts regarding this project.

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

PASSED this 26th day of May 2026.

Approved:

Mayor Bart Castleberry

Attest:

**Denise Hurd
City Clerk/Treasurer**

ORDINANCE NO. O-26-_____

AN ORDINANCE AUTHORIZING THE ISSUANCE OF TAXABLE INDUSTRIAL DEVELOPMENT REVENUE REFUNDING BONDS, SERIES 2026A AND SERIES 2026B; AUTHORIZING THE EXECUTION AND DELIVERY OF TRUST INDENTURES SECURING THE BONDS; AUTHORIZING THE EXECUTION AND DELIVERY OF LEASE AGREEMENTS WITH RESPECT TO THE REFINANCED FACILITIES; AUTHORIZING OTHER DOCUMENTS RELATING TO THE ISSUANCE OF AND SECURITY FOR THE BONDS; AUTHORIZING THE EXECUTION AND DELIVERY OF BOND PURCHASE AGREEMENTS PROVIDING FOR THE SALE OF THE BONDS; AND PRESCRIBING OTHER MATTERS RELATING THERETO.

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 Sections 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 and refinancing thereof by the issuance of bonds payable from the revenues derived from such facilities; and

WHEREAS, pursuant to the Act and as approved by Ordinance No. O-17-138 of the City Council adopted on December 12, 2017, the City has previously issued its \$5,200,000 Taxable Industrial Development Revenue Bond (DBG Arkansas Project), Series 2018 (the “Original Bond”), for the purpose of financing the acquisition, renovation, refurbishment and equipping of an industrial facility (the “Original Project”) located at 600 Dave Ward Drive within the corporate boundaries of the City; and

WHEREAS, the Original Bond was issued and secured pursuant to the terms and provisions of a Trust Indenture dated as of December 1, 2018 (the “Original Indenture”), by and between the City and Simmons Bank, as trustee (the “Trustee”); and

WHEREAS, the Original Project facilities were leased by the City to DBG Arkansas, LLC, a Delaware limited liability company (“DBG”) pursuant to the terms and provisions of a Lease Agreement dated as of December 1, 2018 (the “Original Lease Agreement”); and

WHEREAS, in connection with the issuance of the Bond, the City and DBG also entered in an Agreement for Payments in Lieu of Taxes dated December 28, 2018 (the “Original PILOT Agreement”), with respect to the real and personal property comprising the Original Project; and

WHEREAS, as approved by Ordinance No. O-24-47 of the City Council adopted on July 23, 2024, (i) a portion of the real property comprising the Original Project was released by the City and reconveyed to DBG, and (ii) DBG’s interest in the remaining real property and in the personal property comprising the Original Project (the “Remaining Project Property”) and its rights and obligations under the Original Lease Agreement and Original PILOT Agreement were assigned, with the consent of the City, by DBG to DW WH Conway, LLC, an Arkansas corporation

("DWWH"), pursuant to an Assignment and Assumption Agreement dated December 9, 2024, by and between DBG and DWWH (the "Assignment and Assumption Agreement"); and

WHEREAS, the Remaining Project Property was simultaneously subleased by DWWH to DBG pursuant to a Sublease dated as of December 13, 2024 (the "Sublease"); and

WHEREAS, the necessary arrangements have now been made with DBG and DWWH for the refinancing of the Remaining Project Property through the issuance of (i) the City's Taxable Industrial Development Revenue Refunding Bond (DBG Arkansas Project), Series 2026A (the "Series 2026A Bond"), and (ii) the City's Taxable Industrial Development Revenue Refunding Bond (DW WH Conway Project), Series 2026B (the "Series 2026B Bond," and together with the Series 2026A Bond, the "Refunding Bonds"), in the aggregate principal amount of \$5,200,000; and

WHEREAS, the Series 2026A Bond will be issued pursuant to the terms and provisions of a Trust Indenture to be dated as of the date of the date of delivery of the Series 2026A Bond (the "2026A Indenture"), by and between the City and Simmons Bank, as trustee (the "Series 2026A Trustee"); and

WHEREAS, the Series 2026B Bond will be issued pursuant to the terms and provisions of a Trust Indenture to be dated as of the date of the date of delivery of the Series 2026B Bond (the "2026B Indenture"), by and between the City and Simmons Bank, as trustee (the "Series 2026B Trustee"); and

WHEREAS, the necessary arrangements have been made with the City to continue leasing (i) the personal property components of the Remaining Project Property to DBG pursuant to the terms and provisions of a Lease Agreement to be dated as of the date of the date of delivery of the Series 2026A Bond (the "2026A Lease Agreement"), and (ii) the real property components of the Remaining Project Property to DWWH pursuant to the terms and provisions of a Lease Agreement to be dated as of the date of the date of delivery of the Series 2026B Bond (the "2026B Lease Agreement");

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

Section 1. The City Council makes the following findings and determinations:

(a) Based on information compiled and released by the Arkansas Division of Workforce Services, the unemployment rate in Faulkner County during February of 2026 averaged 4.0%. Accordingly, the continuation of operations at the Original Project facility will provide needed employment opportunities and other benefits to residents of the City.

(b) DBG will continue to utilize the Original Project facilities in connection with its custom metal fabrication business.

(c) DBG's continued presence within the City will be an important factor in the economic well-being and employment base for the City and its inhabitants.

(d) The Refunding Bonds will not constitute general obligations of the City within the meaning of any constitutional or statutory limitation, but will be special limited obligations of the City as provided in the Act, the principal of and the interest on which shall be payable solely from the revenues or other receipts, funds, monies and property pledged therefor under the 2026A Indenture and 2026B Indenture.

Section 2. (a) There is hereby authorized and directed the issuance of the Series 2026A Bond and the sale thereof to an affiliate of DBG (the “2026A Purchaser”) pursuant to the terms and provisions of a Bond Purchase Agreement to be dated as of the date of delivery of the Series 2026A Bond (the “2026A Bond Purchase Agreement”). The form of said 2026A Bond Purchase Agreement is specifically approved in Section 5 hereof. The Series 2026A Bond shall be sold at a purchase price of par and shall be issued and delivered according to the terms and provisions of the 2026A Bond Purchase Agreement. The Series 2026A Bond shall be issued in the original aggregate principal amount of Three Million Eight Hundred Forty Thousand Dollars (\$3,840,000), shall be dated as of the date of its delivery, shall mature on December 31, 2037, and shall bear interest at the rate of 4.00% per annum. The precise form of the Series 2026A Bond shall be set forth in the 2026A Indenture between the City and Simmons Bank, as trustee (the “2026A Trustee”), specifically approved in Section 3 hereof. The Mayor is hereby authorized and directed to execute and deliver the Series 2026A Bond to the 2026A Purchaser as requested by DBG, and the City Clerk is hereby authorized and directed to execute and deliver the Series 2026A Bond and to affix the seal of the City thereto, and the Mayor and City Clerk are hereby authorized and directed to cause the Series 2026A Bond to be authenticated by the 2026A Trustee.

(b) There is hereby authorized and directed the issuance of the Series 2026B Bond and the sale thereof to an affiliate of DWWH (the “2026B Purchaser”) pursuant to the terms and provisions of a Bond Purchase Agreement to be dated as of the date of delivery of the Series 2026B Bond (the “2026B Bond Purchase Agreement”). The form of said 2026B Bond Purchase Agreement is specifically approved in Section 5 hereof. The Series 2026B Bond shall be sold at a purchase price of par and shall be issued and delivered according to the terms and provisions of the 2026B Bond Purchase Agreement. The Series 2026B Bond shall be issued in the original aggregate principal amount of One Million Three Hundred Sixty Thousand Dollars (\$1,360,000), shall be dated as of the date of its delivery, shall mature on December 31, 2037, and shall bear interest at the rate of 4.00% per annum. The precise form of the Series 2026B Bond shall be set forth in the 2026B Indenture between the City and Simmons Bank, as trustee (the “2026B Trustee”), specifically approved in Section 3 hereof. The Mayor is hereby authorized and directed to execute and deliver the Series 2026B Bond to the 2026B Purchaser as requested by DWWH, and the City Clerk is hereby authorized and directed to execute and deliver the Series 2026B Bond and to affix the seal of the City thereto, and the Mayor and City Clerk are hereby authorized and directed to cause the Series 2026B Bond to be authenticated by the 2026B Trustee.

Section 3. (a) To prescribe the terms and conditions upon which the Series 2026A Bond is to be secured, executed, authenticated, issued, accepted and held, the Mayor and the City Clerk are hereby authorized and directed to execute, acknowledge and deliver a Trust Indenture to be dated as of the date of delivery of the Series 2026A Bond (the “2026A Indenture”), by and between the City and Simmons Bank, as trustee for the Series 2026A Bond (the “2026A Trustee”), and the Mayor and City Clerk are hereby authorized and directed to cause the 2026A Indenture to be accepted, executed and acknowledged by the 2026A Trustee. The 2026A Indenture is hereby

approved in substantially the form submitted to this meeting, and the Mayor is hereby authorized to confer with the 2026A Trustee, DBG, and Kutak Rock LLP, Little Rock, Arkansas (“Bond Counsel”), in order to complete the 2026A Indenture in substantially the form submitted to this meeting, with such changes as shall be approved by such persons executing the document, their execution to constitute conclusive evidence of such approval.

(a) To prescribe the terms and conditions upon which the Series 2026B Bond is to be secured, executed, authenticated, issued, accepted and held, the Mayor and the City Clerk are hereby authorized and directed to execute, acknowledge and deliver a Trust Indenture to be dated as of the date of delivery of the Series 2026B Bond (the “2026B Indenture”), by and between the City and Simmons Bank, as trustee for the Series 2026B Bond (the “2026B Trustee”), and the Mayor and City Clerk are hereby authorized and directed to cause the 2026B Indenture to be accepted, executed and acknowledged by the 2026B Trustee. The 2026B Indenture is hereby approved in substantially the form submitted to this meeting, and the Mayor is hereby authorized to confer with the 2026B Trustee, DWWH, and Bond Counsel in order to complete the 2026B Indenture in substantially the form submitted to this meeting, with such changes as shall be approved by such persons executing the document, their execution to constitute conclusive evidence of such approval.

(Advice is given that copies of the 2026A Indenture and the 2026B Indenture in substantially the forms authorized to be executed are on file with the City Clerk and are available for inspection by any interested person.)

Section 4. (a) To prescribe the terms upon which the personal property components of the Remaining Project Property are to be leased by the City to DBG, there is hereby authorized and directed the execution and delivery of a Lease Agreement to be dated as of the date of delivery of the Series 2026A Bond (the “2026A Lease Agreement”), by and between the City, as lessor, and DBG, as lessee, and the Mayor and the City Clerk are hereby authorized to execute, acknowledge and deliver the 2026A Lease Agreement for and on behalf of the City. The 2026A Lease Agreement is hereby approved in substantially the form submitted to this meeting, and the Mayor is hereby authorized to confer with DBG, the Trustee and Bond Counsel in order to complete the 2026A Lease Agreement in substantially the form submitted to this meeting, with such changes as shall be approved by such persons executing the document, their execution to constitute conclusive evidence of such approval.

(a) To prescribe the terms upon which the real property components of the Remaining Project Property are to be leased by the City to DWWH, there is hereby authorized and directed the execution and delivery of a Lease Agreement to be dated as of the date of delivery of the Series 2026B Bond (the “2026B Lease Agreement”), by and between the City, as lessor, and DWWH, as lessee, and the Mayor and the City Clerk are hereby authorized to execute, acknowledge and deliver the 2026B Lease Agreement for and on behalf of the City. The 2026B Lease Agreement is hereby approved in substantially the form submitted to this meeting, and the Mayor is hereby authorized to confer with DWWH, the Trustee and Bond Counsel in order to complete the 2026B Lease Agreement in substantially the form submitted to this meeting, with such changes as shall be approved by such persons executing the document, their execution to constitute conclusive evidence of such approval.

(Advice is given that copies of the 2026A Lease Agreement and the 2026B Lease Agreement in substantially the forms authorized to be executed are on file with the City Clerk and are available for inspection by any interested person.)

Section 5. (a) To prescribe the terms and conditions upon which the Series 2026A Bond is to be sold to an affiliate of DBG (the “2026A Purchaser”), the Mayor is hereby authorized and directed to execute a Bond Purchase Agreement on behalf of the City to be dated as of the date of delivery of the Series 2026A Bond (the “2026A Bond Purchase Agreement”). The 2026A Bond Purchase Agreement is hereby approved in substantially the form thereof submitted to this meeting, and the Mayor is hereby authorized to confer with DBG and Bond Counsel in order to complete such 2026A Bond Purchase Agreement in substantially the form submitted to this meeting, with such changes as shall be approved by such persons executing the document, their execution to constitute conclusive evidence of such approval.

(a) To prescribe the terms and conditions upon which the Series 2026B Bond is to be sold to an affiliate of DWWH (the “2026B Purchaser”), the Mayor is hereby authorized and directed to execute a Bond Purchase Agreement on behalf of the City to be dated as of the date of delivery of the Series 2026B Bond (the “2026B Bond Purchase Agreement”). The 2026B Bond Purchase Agreement is hereby approved in substantially the form thereof submitted to this meeting, and the Mayor is hereby authorized to confer with DWWH and Bond Counsel in order to complete such 2026B Bond Purchase Agreement in substantially the form submitted to this meeting, with such changes as shall be approved by such persons executing the document, their execution to constitute conclusive evidence of such approval.

(Advice is given that copies of the 2026A Bond Purchase Agreement and 2026B Bond Purchase Agreement in substantially the forms authorized to be executed are on file with the City Clerk and are available for inspection by any interested person.)

Section 6. The City, DBG and DWWH recognize that under Article 16, Section 5, of the Constitution of the State of Arkansas, as interpreted under past decisions of the Supreme Court of the State of Arkansas applicable to facilities financed pursuant to the Act, including particularly the case of Wayland v. Snapp, 232 Ark. 57, 334 S.W.2d 663 (1960), the Remaining Project Property will be exempt from *ad valorem* taxation. Although the City makes no representation as to the continued precedential value of such past decisions, (i) DBG has agreed to enter into an Agreement for Payments in Lieu of Taxes to be dated as of the date of its execution (the “2026A PILOT Agreement”), requiring DBG to make certain payments in lieu of all *ad valorem* taxes which would otherwise be levied on the personal property components of the Remaining Project Property by local public bodies with taxing power, and (ii) DWWH has agreed to enter into an Agreement for Payments in Lieu of Taxes to be dated as of the date of its execution (the “2026B PILOT Agreement”), requiring DWWH to make certain payments in lieu of all *ad valorem* taxes which would otherwise be levied on the real property components of the Remaining Project Property by local public bodies with taxing power. In order to provide for such payments, there is hereby authorized and directed the execution and delivery of the 2026A PILOT Agreement and the 2026B PILOT Agreement, and the Mayor is hereby authorized to execute and deliver the 2026A PILOT Agreement and the 2026B PILOT Agreement for and on behalf of the City. The 2026A PILOT Agreement and the 2026B PILOT Agreement are hereby approved in substantially the forms submitted to this meeting, and the Mayor is hereby authorized to confer with DBG,

DWWH and Bond Counsel in order to complete the 2026A PILOT Agreement and 2026B PILOT Agreement in substantially the forms submitted to this meeting, with such changes as shall be approved by such persons executing the documents, their execution to constitute conclusive evidence of such approval.

(Advice is given that copies of the 2026A PILOT Agreement and the 2026B PILOT Agreement in substantially the forms authorized to be executed are on file with the City Clerk and are available for inspection by any interested person.)

Section 7. The Mayor and City Clerk, for and on behalf of the City, are hereby authorized and directed to do any and all things necessary to effect the execution and delivery of the Series 2026A Bond, the Series 2026B Bond, the 2026A Indenture, the 2026A Indenture, the 2026A Lease Agreement, the Series 2026B Lease Agreement, the 2026A Bond Purchase Agreement, the 2026B Bond Purchase Agreement, the 2026A PILOT Agreement and the 2026B PILOT Agreement, or the assignment of any of the foregoing items by DBG, DWWH, the 2026A Purchaser or the 2026B Purchaser, and to perform all of the City's obligations under and pursuant thereto. The Mayor and the City Clerk are hereby further authorized and directed, for and on behalf of the City, 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.

Section 8. Kutak Rock LLP, Little Rock, Arkansas, is hereby appointed as Bond Counsel with respect to the issuance of the Series 2026A Bond and Series 2026B Bond, the fees and expenses of which firm shall be paid from the proceeds of the Series 2026A Bond or Series 2026B Bond or by DWWH.

Section 9. The provisions of this Ordinance are hereby declared to be severable, and if any section, phrase or provision shall for any reason be declared to be invalid, such declaration shall not affect the validity of the remainder of the sections, phrases or provisions.

Section 10. All ordinances, resolutions and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

ADOPTED: May 26th, 2026.

Attest:

Mayor Bart Castleberry

Denise Hurd
City Clerk/Treasurer

(S E A L)



**City of Conway, Arkansas
Resolution No. R-26-__**

A RESOLUTION TO APPROVE THE CONWAY ADVERTISING & PROMOTION COMMISSION TO ENTER INTO AN AGREEMENT FOR GENERAL LEGAL SERVICES, AND OTHER PURPOSES

Whereas, the City of Conway solicited professional services for the Conway Advertising & Promotion Commission for qualified attorneys to submit proposals to provide on-call legal services as it pertains to matters of general business law, and related services; and

Whereas, the City of Conway received submittals from four (4) different firms. Bequette Billingsley & Kees PA, Dustin T Chapman, Owens & Parker Law Firm PA, and Quattlebaum Grooms & Tull PLLC. The proposals were evaluated and scored by the Conway Advertising & Promotion Commission selection committee; and

Whereas, the City of Conway requests the Council approve the proposal from Owens & Parker Law Firm, PA, and allows the Conway Advertising & Promotion Commission to enter into a contract; and

Whereas, the cost for these professional services will be paid by the Advertising and Promotion Commission.

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

Section 1. The City of Conway shall accept the proposal, and the Conway Advertising and Promotion Commission shall enter into an agreement with Owens & Parker Law Firm, PA, to provide on-call legal services as it pertains to matters of general business law and related services.

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

PASSED this 26th day of May 2026.

Approved:

Mayor Bart Castleberry

Attest:

**Denise Hurd
City Clerk/Treasurer**



**City of Conway, Arkansas
Resolution No. R-26-__**

A RESOLUTION AUTHORIZING THE USE OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS FOR THE CONWAY EMERGENCY UTILITY ASSISTANCE PROGRAM; ADMINISTERED THROUGH THE COMMUNITY DEVELOPMENT DEPARTMENT; AND FOR OTHER PURPOSES:

Whereas, the City of Conway, Arkansas, is an entitlement community participating in the U.S. Department of Housing and Urban Development (HUD) Community Development Block Grant (CDBG) Program; and

Whereas, the City has identified an ongoing need to assist low- and moderate-income households experiencing housing instability, eviction risk, and utility disconnection; and

Whereas, emergency utility assistance constitutes an eligible public service activity pursuant to 24 CFR 570.201(e); and

Whereas, the proposed activity meets the HUD national objective of benefiting Low- and Moderate-Income Limited Clientele pursuant to 24 CFR 570.208(a)(2); and

Whereas, the City Council desires to authorize the allocation of CDBG funds for such eligible activities.

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

Section 1. The City of Conway hereby authorizes the use of CDBG funds for the following program administered by the Community Development Department: Conway Emergency Utility Assistance Program. This program will be funded each year, depending on funding and priority availability. The program will start in early 2027.

Section 2. Assistance shall be provided only to eligible low- and moderate-income households pursuant to HUD regulations.

Section 3. This Resolution shall take effect immediately upon its passage and approval.

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

PASSED this 26th day of May, 2026.

Approved:

Mayor Bart Castleberry

Attest:

**Denise Hurd
City Clerk/Treasurer**



**City of Conway, Arkansas
Resolution No. R-26-_____**

A RESOLUTION EXPRESSING THE WILLINGNESS OF THE CITY OF CONWAY TO APPLY FOR THE LOVE YOUR BLOCK GRANT PROGRAM; AND OTHER PURPOSES

Whereas, the Love Your Block grant program is a two-year civic engagement program that brings city leaders and residents together to strengthen neighborhoods “one block at a time”; and

Whereas, the Love Your Block grant program helps develop and implement small-scale neighborhood improvement projects, such as trash and debris cleanup, community gardens, art, and sprucing up parks, that make their communities better places to live; and

Whereas, if awarded, this grant is a two-year program with \$270,000 for program staffing and administration, resident engagement, and mini-grant competition; this grant does not require any matching funds.

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

Section 1. The City Council does hereby express its support for the 2026-2028 Love Your Block grant application and shall authorize the application submittal.

Section 2. The City Council does hereby authorize the Mayor to execute all agreements and contracts regarding this project.

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

PASSED this 26th day of May 2026.

Approved:

Mayor Bart Castleberry

Attest:

**Denise Hurd
City Clerk/Treasurer**



City of Conway, Arkansas
Resolution No. R-26-_____

A RESOLUTION EXPRESSING THE WILLINGNESS OF THE CITY OF CONWAY TO UTILIZE FEDERAL AID SURFACE TRANSPORTATION BLOCK GRANT PROGRAM (STBG) AND CARBON REDUCTION PROGRAM (CRP) FUNDS FOR THE CONNECT CONWAY PROJECT

Whereas, Metroplan issued a call for transportation projects from member jurisdictions for the federal fiscal year 2027 under the Surface Transportation Block Grant Program (STBG) and Carbon Reduction Program; and

Whereas, the City of Conway understands STBG funds are available at 80% federal contribution and 20% local match and must be obligated during FFY 2027 (October 2026 – September 2027); and

Whereas, the City of Conway proposes submitting an application for the construction of the Connect Conway project; and

Whereas, the City of Conway understands that Federal-aid funds are available for this project on a reimbursable basis and require work to be completed and proof of payment prior to actual monetary reimbursement; and

Whereas, this project, using federal funding, will be open and available for use by the general public and maintained by the applicant for the life of the project; and

Whereas, the city will apply for \$3,000,000 in STBG funding for construction support of Connect Conway and will require \$600,000 in matching funds.

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

Section 1. The City of Conway does hereby express its support for the STBG application for the Connect Conway project and shall authorize application submittal and commitment of matching funds for the grant.

Section 2. The City Council does hereby authorize the Mayor to execute all agreements and contracts regarding this project.

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

PASSED this 26th day of May 2026.

Approved:

Mayor Bart Castleberry

Attest:

Denise Hurd
City Clerk/Treasurer



City of Conway, Arkansas
Ordinance No. O-26-_____

AN ORDINANCE APPROPRIATING FUNDS FOR THE PURCHASE OF PROPERTY AT THE CORNER OF CENTER AND ROBINS STREET FOR ADDITIONAL PARKING AT CONWAY STATION PARK; AND FOR OTHER PURPOSES

Whereas, the City Council of the City of Conway, Arkansas, has determined that additional parking is necessary to serve Conway Station Park, and related recreational activities adequately, and

Whereas, the City has identified certain real property about +/- 2.33 acres located at the northeast corner of Center and Robins Street, owned by Central Baptist College, suitable for such purposes; and

Whereas, two appraisals were obtained by the City for the property and are listed as follows: Coats Appraisal (\$526,000) and Vaughn (\$350,000) & one appraisal was obtained by the property owner (CBC) from Cooper Appraisal (\$500,000).

Whereas, the City of Conway will offer Central Baptist College \$450,000 for the above stated land, and

Whereas, the City of Conway has funds available in the Parks Impact Fee Fund Balance for this purchase.

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

Section 1. The City of Conway shall hereby approve the purchase of +/- 2.33 acres of land for \$450,000 and closing costs (\$5,000) located at the northeast corner of Center and Robins Street for additional parking and related purposes associated with Conway Station Park.

Section 2. The City of Conway shall appropriate \$460,000 from the Parks Impact Fee Fund Balance Account (652.140.4900) into the Parks Impact Fee Land Acquisition account (652-140-5901). This will include the purchase and estimated closing costs.

Section 3. The Mayor is hereby authorized to sign all contracts and related documents associated with the purchase of this real property.

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

PASSED this 25th day of May, 2026.

Approved:

Mayor Bart Castleberry

Attest:

Denise Hurd
City Clerk/Treasurer



**City of Conway, Arkansas
Ordinance No. O-26- _____**

AN ORDINANCE AUTHORIZING PERSONNEL CHANGES WITHIN THE CONWAY FIRE DEPARTMENT, AND FOR OTHER PURPOSES:

Whereas, the Conway Fire Department has determined that there is a need to streamline operations to enable the department to provide a higher level of service and protection to the citizens of Conway by the reclassification of one Engineer Senior Staff (FR231) to Captain Basic Staff (FR31-1).

Whereas, the annual salary for an Engineer Senior Staff position (FR231) is \$65,650, and the annual salary for a Captain Basic Staff position (FR31-1) is \$67,579.20.

Whereas, this reclassification will not affect the authorized staffing level of 120, and no budget adjustment is required for fiscal year 2026.

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

Section 1. The Conway Fire Department is hereby authorized to reclassify one Engineer Senior Staff (FR231) to Captain Basic Staff (FR31-1). The authorized staffing level will remain the same.

Section 2. No additional salary funds are required for this staffing adjustment in 2026.

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

PASSED this 26th day May, 2026.

Approved:

Mayor Bart Castleberry

Attest:

**Denise Hurd
City Clerk/Treasurer**