

CITY ORDINANCES OF CONWAY, ARKANSAS

Conway, Arkansas.

August 15th, 1928, eight o'clock P.M.

At a special session of the city council of the city of Conway, Arkansas, duly held at the regular meeting place of said council, to-wit: The Commercial Club Rooms, in said city, pursuant to adjournment, on August 15th, 1928, at eight o'clock P. M., the following members of the council elect, being a quorum, were present and acting: Aldermen Leo Crafton, Fred Gordy, Judson Goad, J. Martin Hill, W. C. Thompson, and Charles Steed, and Mayor H. D. Russell; Aldermen S. T. Smith and George Shaw were absent; Mayor Russell was presiding; Recorder J. Wendell Henry and City Attorney George F. Hartje were present and acting; and thereupon the following proceedings were had, to-wit:

The following accounts against the city were presented to the council, by it examined and found correct, and on motion unanimously adopted, same were allowed and ordered paid, to-wit:

NAME	PURPOSE	AMOUNT
H. D. Russell	Salary as Mayor for July	\$50.00
J. Wendell Henry	Salary as Recorder "	50.00
George F. Hartje	Salary as Attorney "	50.00
T. G. Wilson	" " Treasurer "	5.00
Sam J. Donnell	" " Police "	125.00
J. H. Durham	" " " "	115.00
Albert Jones	" " Inspector "	125.00
Shannon Whitten	" " Fireman "	60.00
Chamber of Commerce	Rent for July	25.00
George Shaw	Salary as Alderman for July	5.00
Leo Crafton	do	5.00
Fred Gordy	do	5.00
S. T. Smith	do	5.00
J. Martin Hill	do	5.00
W. C. Thompson	do	5.00
Judson Goad	do	5.00
Chas. Steed	do	5.00
J. C. Sandeford	a/c rendered	4.00
J. K. Ross	Special police duty	10.00
Powers Bros.	a/c rendered	3.50
J. I. Summers	Balance on motorcycle	25.00
Conway News	a/c rendered	29.50
S. G. Smith	do	.75
City Lumber Company	do	.90
United Motor Co.	do	10.75
Harton Service Co.	do	7.09
J. K. Ross	Special police duty	10.00
Sheriff Benton	do	5.00
Austin-Western Rd. Mch. Co.	a/c rendered	25.30
Grummer Hardware Co.	do	33.68
	TOTAL,	<u>\$805.47</u>

Upon motion duly made and seconded, and on roll call being had, unanimously adopted, the rules were ordered suspended and the sum of \$805.47 ordered appropriated out of the general revenue funds of the city to pay the above accounts, respectively.

Account of Greeson Drug Co. for \$1.05 for supplies to injured firemen was presented to the council, by it examined and found correct, and upon motion unanimously adopted, same was allowed and ordered paid; and on motion duly made and seconded and on roll call being had, unanimously adopted, the rules were ordered suspended and said sum of \$1.05 ordered appropriated out of the "Firemen Pension Fund" of the city to pay said account.

The following ordinance was introduced and read the first time:

"ORDINANCE NUMBER A-88

AN ORDINANCE, ENTITLED "AN ORDINANCE REGULATING THE OPERATION OF VEHICLES ON THE STREETS, ALLEYS AND OTHER PUBLIC GROUNDS WITHIN THE CITY OF CONWAY, ARKANSAS; REQUIRING CERTAIN DUTIES OF DRIVERS OF VEHICLES IN CASE OF ACCIDENTS; REQUIRING GARAGE KEEPERS TO REPORT DAMAGED CARS, PRESCRIBING PENALTIES FOR THE VIOLATION OF THIS ORDINANCE, AND FOR OTHER PURPOSES."

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

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ORDINANCE NUMBER A-88 (Continued)

of narcotic drugs or any person who is under the influence of intoxicating liquor or narcotic drugs to drive any vehicle upon any street, alley or other public grounds within the limits of the City of Conway, Arkansas.

SECTION 2. Any person who drives any vehicle upon a street, alley or other public grounds within the limits of the City of Conway, Arkansas, carelessly and heedlessly in wilful or wanton disregard of the rights or safety of others, or without due caution and circumspection and at a speed or in a manner so as to endanger or be likely to endanger any person or property, shall be guilty of reckless driving and upon conviction shall be punished as provided in Section 8 of this ordinance.

SECTION 3. (a) Any person driving a vehicle on a street, alley or any other public grounds within the limits of the city of Conway, Arkansas, shall drive the same at a careful and prudent speed not greater than is reasonable and proper, having due regard to the traffic, surface and width of the street, alley or other public grounds and of any other conditions then existing, and no person shall drive any vehicle upon a street, alley or any other public grounds at such speed as to endanger the life, limb or property of any person.

(b) Subject to the provisions of sub-division (a) of this section and except in those instances where a lower speed is specified in this ordinance, it shall be prima facie lawful for the driver of a vehicle to drive the same at a speed not exceeding the following, but in any case when such speed would be unsafe it shall not be lawful.

(1) Fifteen miles an hour when approaching within fifty feet of a grade crossing of any steam, electric or street railway when the driver's view is obstructed. A driver's view shall be deemed to be obstructed when at any time during the last two hundred feet of his approach to such crossing he does not have a clear and uninterrupted view of such railway crossing and of any traffic on such railway for a distance of four hundred feet in each direction from such crossing.

(2) Fifteen miles an hour when passing a school during school recess or while children are going to or leaving school during opening or closing hours.

(3) Fifteen miles an hour when approaching within fifty feet and in traversing an intersection of streets when the driver's view is obstructed. A driver's view shall be deemed to be obstructed when at any time during the last fifty feet of his approach to such intersection, he does not have a clear and uninterrupted view of such intersection and of the traffic upon all of the streets entering such intersection for a distance of two hundred feet from such intersection.

SECTION 4. (a) The driver of any vehicle involved in an accident resulting in injury or death to any person shall immediately stop such vehicle at the scene of such accident and any person violating this provision shall upon conviction be punished as provided in Section 9 of this ordinance.

(b) The driver of any vehicle involved in an accident resulting in damage to property shall immediately stop such vehicle at the scene of such accident and any person violating this provision shall upon conviction be punished as provided in Section 9 of this ordinance.

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the registration number of his vehicle and exhibit his operator's or chauffeur's license to the person struck or the driver or occupants of any vehicle collided with and shall render to any person injured in such accident reasonable assistance, including the carrying of such person to a physician or surgeon for medical or surgical treatment if it is apparent that such treatment is necessary or is requested by the injured person.

SECTION 5. The driver of any vehicle involved in an accident resulting in injuries or death to any person or property damaged to an apparent extent of fifty dollars or more shall within twenty-four hours forward a report of such accident to the police department of the City of Conway, Arkansas. The report of such accident shall be made in writing and signed by the driver of the vehicle involved in such accident. The fact that such reports have been made shall be admissible in evidence solely to prove a compliance with this ordinance, but no such report or any part thereof or statement contained therein shall be admissible in evidence for any other purpose in any trial, civil or criminal, arising out of such accident.

SECTION 6. The person in charge of any garage or repair shop to which is brought any motor vehicle which shows evidence of having been involved in a serious accident or struck by any bullet shall report to the police department within twenty-four hours after such motor vehicle is received, giving the engine number, registration number and the name and address of the owner or operator of such vehicle.

SECTION 6-A. (a) It shall be unlawful for any person to drive any vehicle upon a street, alley or public grounds within the city of Conway, Arkansas, with any sign, poster or other non-transparent material upon the front windshield, side wings, side or rear windows of such motor vehicle other than a certificate or other paper required to be so displayed by law.

(b) Every windshield on a motor vehicle shall be equipped with a device for cleaning rain, snow or other moisture from the windshield which device shall be so constructed as to be controlled or operated by the driver of the vehicle.

SECTION 7. Every person who is convicted of a violation of Section 1 of this ordinance relating to habitual users of narcotic drugs and driving while under the influence of intoxicating liquor or narcotic drugs shall be punished by imprisonment in the municipal jail for not less than thirty days nor more than one year or by fine of not less than one hundred dollars nor more than one thousand dollars or by both such fine and imprisonment. On a second or subsequent conviction he shall be punished by imprisonment for not less than ninety days nor more than one year, and, in the discretion of the court, a fine of not more than one thousand dollars.

SECTION 8. Every person convicted of reckless driving under Section 2 of this ordinance shall be punished by imprisonment in the municipal jail for a

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fine and imprisonment, and on a second or subsequent conviction shall be punished by imprisonment for not less than ten days nor more than six months or by fine of not less than fifty dollars nor more than one thousand dollars, or by both such fine and imprisonment.

SECTION 9. Every person convicted of violating Section 4 of this ordinance relative to the duty to stop in the event of certain accidents shall be punished by imprisonment in the municipal jail for not less than thirty days nor more than one year, or by fine of not less than one hundred nor more than five thousand dollars or by both fine and imprisonment.

SECTION 10. Every person convicted of violating any other provision of this ordinance for which another penalty is not provided shall on ^{con} conviction thereof be punished by a fine of not more than one hundred dollars or by imprisonment in the municipal jail for not more than ten days; for a second such conviction within one year thereafter such person shall be punished by a fine of not more than two hundred dollars or by imprisonment in the municipal jail for not more than twenty days or both such fine and imprisonment; and upon a third or subsequent conviction within one year after the first conviction such person shall be punished by a fine of not more than five hundred dollars or by imprisonment in the municipal jail for not more than six months or by both such fine and imprisonment.

SECTION 11. All ordinances and parts of ordinances in conflict herewith are hereby repealed, and this ordinance being necessary for the immediate safety of the travelling public and for the preservation of the public health, peace and safety an emergency is hereby declared to exist, and this ordinance shall take effect and be in force immediately from and after its passage and publication."

Motion was thereupon duly made and seconded that the rules be suspended and said ordinance read the second time; and upon roll call being had, said motion was adopted and the rules ordered suspended by the following vote: Ayes: Aldermen Leo Crafton, Fred Gordy, Judson Goad, J. Martin Hill, W. C. Thompson and Charles Steed; and Mayor H. D. Russell; Noes: None. Said ordinance was then read the second time.

Motion was thereupon duly made and seconded that the rules be again suspended and said ordinance read the third time, and placed on roll call for final passage; and upon roll call being had, said motion was adopted and the rules again suspended by the following vote: Ayes: Aldermen Leo Crafton, Fred Gordy, Judson Goad, J. Martin Hill, W. C. Thompson and Charles Steed; and Mayor H. D. Russell; Noes: None. Said ordinance was then read the third time; and the roll call being had on the question: "Shall the ordinance pass as read?" the following vote was recorded: Ayes: Aldermen Leo Crafton, Fred Gordy, Judson Goad, J. Martin Hill, W. C. Thompson, and Charles Steed; and Mayor H. D. Russell; Noes: None. Aldermen Shaw and Smith were absent. It was then declared that said ordinance had been duly adopted.

Motion was thereupon made that the emergency clause to said ordinance as contained in Section Eleven thereof be adopted on separate roll call and made a part of said ordinance; said motion was duly seconded, and upon roll call being, said motion was

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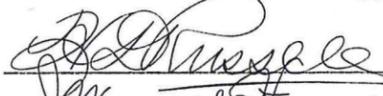
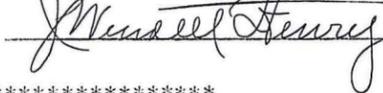
and Charles Steed; and Mayor H. D. Russell; Noes: None. It was then declared that said emergency clause had been duly adopted.

No other business appearing, upon motion unanimously adopted, the council adjourned.

STATE OF ARKANSAS,
County of Faulkner. ss.

We, H. D. Russell, Mayor, and J. Wendell Henry, Recorder, of the City of Conway, Arkansas, do certify that the above and foregoing is a true and correct minute of a meeting of the city council of said city duly held on August 15th, 1928, at the time and place therein above set forth.

WITNESS our hands as such officials and the seal of said city, this August 15th, 1928.

 Mayor
 Recorder

Conway, Arkansas.
Tuesday, August 28th, 1928.
Eight o'clock P. M.

At a regular stated meeting of the city council of the city of Conway, Arkansas, duly held on Tuesday, August 28th, 1928, at eight o'clock P. M., at the regular meeting place of said council, to-wit: The Commercial Club Rooms, in said city, the following members of the council elect, being all of said members, were present and acting: Aldermen George Shaw, Leo Crafton, Fred Gordy, S. T. Smith, W. C. Thompson, J. Martin Hill, Charles Steed, and Judson Goad; and Mayor H. D. Russell; Mayor Russell was presiding; Recorder J. Wendell Henry and City Attorney George F. Hartje were present and acting; and the following proceedings were had:

Louis H. Moore, a member of the board of improvement of Street Improvement District Number Eleven (11) of the City of Conway, having filed with the council written his/resignation as a member of said board of improvement, upon motion duly made and on roll call being had seconded, said resignation/was accepted by the following vote: Ayes: Aldermen George Shaw, Leo Crafton, Fred Gordy, S. T. Smith, W. C. Thompson, J. Martin Hill, Charles Steed and Judson Goad; and Mayor H. D. Russell; Noes: None.

Thereupon the following resolution was introduced:

"BE IT RESOLVED THAT J. R. Edwards, an elector of Conway, Arkansas, and a resident in and property owner of Street Improvement District Number Eleven (11) of the City of Conway, Arkansas, be and he is hereby elected and appointed as a member of the board of improvement of said Street Improvement District Number Eleven (11), of Conway, Arkansas, to succeed Louis H. Moore, resigned."

Upon roll call being had, said resolution was adopted and said J. R. Edwards elected and appointed as a member of the board of improvement of said Street Improvement District Number Eleven (11) by the following vote: Ayes: Aldermen Leo Crafton, George Shaw, S. T. Smith, Fred Gordy, J. Martin Hill, W. C. Thompson, Charles Steed, and Judson Goad; and Mayor H. D. Russell; Noes: None.

Thereupon there was filed with the council by the board of improvement of Street