

ORDINANCE NO. 435

**AN ORDINANCE
CALLING FOR A SPECIAL ELECTION TO FILL
THE VACANCY OF DIRECTOR - WARD 4 IN BARLING, ARKANSAS**

WHEREAS, a vacancy currently exists in the position of Director - Ward 4 due to the death of Director Juanita Hilts, effective, June 21, 2016; and

NOW, THEREFORE, BE IT RESOLVED AND ENACTED BY THE BOARD OF DIRECTORS OF THE CITY OF BARLING, ARKANSAS, THAT:

A special election shall be held on the 8th day of November 2016, to fill the position of Director - Ward 4 and to decide all other issues, if any, lawfully placed on the ballot at the special election.

The deadline for all candidates of any nature to file petitions of nomination with the City Clerk for the position of Director - Ward 4 shall be no sooner than the 16th day of August, 2016 and no later than 12:00 pm on the 31st day of August, 2016.

The deadline for drawing ballot position by the Sebastian County Board of Election Commissioners shall be no later than end of business on the 15th day of September, 2016.

This special election shall be certified by the Sebastian County Board of Election Commissioners no later than the 18th day of November, 2016.

The City Clerk is hereby authorized and directed to give all necessary notices to the County Board of Election Commissioners and to all other persons of the calling of such election.

It being necessary to preserve the City's public health, safety, and welfare, an emergency is hereby declared to exist and this Ordinance shall take effect and be in full force from and after its passage and approval.

PASSED AND APPROVED this 28th day of July, 2016.

Jerry Barling, Mayor

ATTEST:

Flo Brown, City Clerk

The proclamation passed unanimously.

CONSIDERATION OF APPOINTMENT OF WARD 4 DIRECTOR TO FILL WARD 4 DIRECTOR POSITION

Administrator Tanner stated that according to state statute in the case of a vacancy in the office of mayor or in the office of a member of the board of directors, the board, at the first regular meeting after the occurrence of the vacancy and by majority vote, shall appoint a person or call for a special election to be held in accordance with § 7-11-101 et seq. to fill the vacancy for the remainder of the unexpired term.

As per A.C.A. 14-48-115

The Barling Board of Directors will need to appoint a person to serve the unexpired term of the vacancy of the Ward 4 Director by a majority vote.

Director Maness nominated Rusty Peoples; Director Brigham nominated Claudia Catlett; Director Farrar nominated Linda Shipley and Director McMahan nominated Hank McMurtery. A motion was made that nominations cease by Director Gattis.

After a ballot vote, Linda Shipley was elected to fill the vacancy for Ward 4.

Mayor Barling introduced the new fire chief from Fort Chaffee and State Rep. Charlotte Douglas.

OLD BUSINESS

Director Gattis asked if there were any bids on the cameras for the park. Administrator Tanner stated he had received one bid and was expecting another one.

Mayor Barling stated the Board passed Resolution #18 regarding the alcohol issue. State Rep. Douglas stated she is for local control and will get back to the Board and bring a copy of the bill.

NEW BUSINESS

Administrator Tanner reminded the Board of the Independence Day celebration at the Barling City Park.

DeeWayne Norbury gave a report on getting yards mowed.

Public Works Director Core stated the concrete has been poured on H Street. Mr. Core also reported on various other street and sidewalk projects. Mr. Core has priced new pickup to replace the pickup that had been wrecked at \$25,224.00. The City received \$9,900.00 from insurance so the City would need to make up the difference.

Report from the fire department included 24 EMS calls and 20 fire calls, with 3 -4 vehicle accidents.

Chief Miner stated two officers began the academy in Fort Smith. The department is beginning work on the National Night Out which will be held at the Barling City Park this year.