

ORDINANCE NO. 2022 - 04

AN ORDINANCE PROVIDING FOR THE CLERK OF THE CITY TO RECEIVE COMPENSATION FOR PERFORMING THE SERVICES OF TREASURER AFTER THE OFFICE OF CLERK AND TREASURE WERE SEPARATED; REPEALING ANY ORDINANCES IN CONFLICT; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES:

WHEREAS, state law prohibits an elected city official from receiving compensation in excess of the compensation allowed for the elected position; and

WHEREAS, the City has by Ordinance 2016-03 separated the offices of City Clerk and Treasurer, providing for an elected Clerk and an appointed Treasurer; and

WHEREAS, for the years 2020 and 2021, the Clerk performed the tasks of the Treasurer and the office of the Clerk and was paid a salary for the office of the Clerk and an hourly wage for the tasks of the Treasurer; and

WHEREAS, Ark. Code Ann. § 14-42-107(b)(1) requires the city council to enact an ordinance authorizing and prescribing the extent of the authority for city council members, officials, or municipal employees to conduct business with the City.

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

Section 1. The City Council of the City of Cherokee Village, Arkansas, hereby authorizes, retroactively, that the Clerk of the City may perform the tasks of the City Treasurer and receive compensation for that work in addition to the compensation received for performing the work of the office of City Clerk during the time the Clerk performed work in each capacity.

Section 2. All ordinances and parts of ordinances which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

EMERGENCY CLAUSE. It being necessary for the continued orderly administration of the City of Cherokee Village and to comply with the requirements of the legislative audit to enact an ordinance authorizing the dual pay received by the Clerk for performing the tasks of the Treasurer in addition to performing the duties of the Clerk, such ordinance being necessary for the preservation of the health, welfare and safety of the citizens of the City, the City Council of the City of Cherokee Village, Arkansas, recognizes and declares an emergency to exist, and this Ordinance, being necessary for the preservation of the public peace, health, comfort, convenience, morals, safety and

welfare of the City of Cherokee Village, Arkansas, shall be in full force and effect from the date of its adoption.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF
CHEROKEE VILLAGE, ARKANSAS

DATE 7/22/2022

APPROVED: Russell Stokes, Jr.
Russell Stokes, Jr., Mayor

ATTEST: Penny Trumpy
Penny Trumpy, Clerk