

**CITY OF LAKEVIEW  
BAXTER COUNTY ARKANSAS  
ORDINANCE 10-01**

**AN ORDINANCE TO REPEAL AND RECREATE ORDINANCES 5, 46, 60, 90-03, 91-02, 93-02 AND 94-03 CONCERNING THE OFFICIALS OF THE CITY OF LAKEVIEW, BAXTER COUNTY, ARKANSAS.**

**WHEREAS**, the City of Lakeview is a Second Class City; and

**WHEREAS**, it is necessary to review and update ordinances currently in effect which may be outdated and/or no longer applicable.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Lakeview, Baxter County, Arkansas

**SECTION I**

**ELECTED OFFICIALS**

- A. MAYOR.** The Mayor shall be elected in accordance with State Statutes (Ref. A.C.A. 14-44-105).
  
- B. COUNCIL MEMBERS** (Ref. Ord. 17-03)
  - 1. There shall be six (6) Council Members elected in accordance with State Statutes (Ref. A.C.A. 14-44-103).
  - 2. Council Members shall be elected to represent wards established in accordance with State Statutes (Ref. A.C.A. 14-44-101).
  
- C. RECORDER** (Ref. Ord, 19-02)
  - 1. Recorder shall be elected in accordance with State Statutes (Ref. A.C.A. 14-44-109(a)(1)(A).
  - 2. Term of office for the Recorder shall be in accordance with State Statutes (Ref. A.C.A. 14-44-115).
  - 3. Duties of the Recorder shall be as directed by Resolution of the Lakeview City Council.
  - 4. If qualified the Recorder may also serve as Treasurer of the City as described in Section D following. In this instance, the position shall be referred to as the Recorder/Treasurer.

**D. TREASURER (Ref. Ord. 19-02)**

1. Treasurer shall have the capacity of performing duties as required in Arkansas Statutes as they may apply and which may be audited by Legislative Audit from time to time. As such, it is concluded that this position is more crucial to the daily operation of the City.
2. Should the Recorder, as an elected position, referenced in Section above, be incapable or unwilling to perform these duties, the City reserves the right to hire an individual to fulfill this position,
3. Treasurer shall also serve as Court Clerk for the District Court, Baxter County, Department of Lakeview and perform those duties as required in Arkansas Statutes.
4. Duties of the Treasurer/Court Clerk shall be as directed by Resolution of the Lakeview City Council.

**SECTION II**

**REGULATIONS FOR ALL CITY OFFICERS**

**A. OATH OF CITY OFFICERS.** Every officer of the City shall take the Oath of Office as prescribed in State Statutes (Ref. A.C.A. 14-42-106 ).

**B. SALARIES**

1. All officers of the City shall receive such salaries as may be provided from time to time by the City Council by Resolution. No officer receiving compensation from the City shall be entitled to retain any portion of any fees collected by him/her for the performance of his/her duties as such officer in the absence of a specific law or ordinance to that effect.
2. Council Members shall be required to attend eighty percent (80%) of meetings, both regular and special, as called annually. Any Council Member failing to meet this requirement shall forfeit \$35.00 per meeting for each absence over the required percentage. (Ref. Ord. 17-02)

**C. VACANCIES.** Vacancies of elective officials shall be filled in accordance with State Statutes as they pertain to specific offices (Ref. A.C.A.14-44-104 and 14-44-106).

**SECTION III**

**SEVERABILITY-** The invalidity or unconstitutionality of the provisions of this Ordinance shall not affect any other section hereof, but same shall remain in full force and effect.

**SECTION IV**

**EMERGENCY CLAUSE-** This Ordinance being necessary to insure compliance with terms, an emergency is declared to exist and this Ordinance shall be in full force and effect from the date of its passage.

Passed and adopted this 20<sup>th</sup> day of April, 2010.

**Attest:**

*Rebecca Barton*

**Rebecca Barton, Recorder/Treasurer**

*Dennis Behling*

**Dennis Behling, Mayor**

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Sections I(B) & II(B)(2) Amended by Ord. 17-03 (11/21/17)

Section I(C & D) Amended by Ord. 19-02 (10/15/19)

Section II(C) Amended per 2021 Legislative Session Act 339