

ORDINANCE NO. 2008-12

**AN ORDINANCE AUTHORIZING AND APPROVING OF THE
EMPLOYMENT OF PUBLIC OFFICIALS
OR EMPLOYEES WHO WERE WILLING TO WORK
FOR THE DURATION OF THE CITY EMERGENCY
DECLARED ON FEBRUARY 5, 2008 AND BEYOND
IF NECESSARY AND APPLICABLE, PRESCRIBING
OTHER MATTERS RELATING THERETO; AND
DECLARING AN EMERGENCY.**

WHEREAS, the City of Clinton, Arkansas (the "City") suffered the onslaught of tornadoes, wind, hail and flooding rains commencing on or about February 4, 2008; and

WHEREAS, the City and its residents suffered heavy damages consisting of destroyed and damaged residences, out buildings, City owned buildings and other damages including, but not limited to, destroyed and damaged public and private infrastructure members and systems, and was otherwise heavily damaged in its ability to deliver essential services; and

WHEREAS, the City rights of ways, public property and private roads and driveways were filled with storm debris and an urgent need to clear those rights of way, and other methods of ingress and egress so as to deliver city services; and

WHEREAS, the City was in urgent need of manpower to clear storm debris and other labor for the benefit of the City and its residents; and

WHEREAS, public employees, elected officials and others came forward with offers to work for the City to help clear debris and other manual labor required to assist in the recovery at the then prevailing rates; and

WHEREAS, the city was in urgent need of such labors and in light of the emergency then prevailing the Mayor acted in employing such labor as was needed by the City, some of which were public employees and elected officials:

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Clinton, Arkansas:

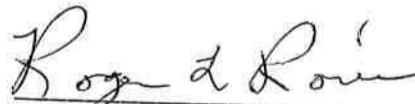
Section 1. That the Mayor did have and shall continue to have the authority to hire temporary emergency help at a prevailing wage sufficient to be accepted by laborers for the manual labor and other work necessary for the benefit of the City of Clinton.

Section 2. That during an emergency all those willing to work, including public employees, elected officials or others, shall be eligible for such temporary employment for the duration of the emergency as determined by the Mayor.

Section 3. The Ordinance shall be incorporated within and become part of the City of Clinton Disaster Mitigation Plan yet to be adopted.

Section 4. There being an urgent need to provide for the City of Clinton in times of emergency due to disaster and/or other catastrophic loss beyond the immediate ability of the City of Clinton to fully and timely respond within its budget and/or within the means of and in the course of ordinary municipal operations, an emergency is declared to exist and this Ordinance will go into effect immediately upon approval.

PASSED:


Roger L. Rorie, Mayor

GIVEN under my hand and seal this 14th day of August 2008


Merl Eoff, City Recorder


Approved as to Legal Form:

Joseph B. Marshall
City Attorney

Van Buren County Democrat

P.O. Box 119

Clinton, Arkansas 72031

(501) 745-5175

PROOF OF PUBLICATION

State of Arkansas, }
County of Van Buren } ss.

I, Megan Reynolds-Stahl, General Manager of the Van Buren County Democrat, a newspaper published in said County and State, and having general circulation therein, hereby certify that the annexed advertisement was published in said paper

1 time(s) on the 27 day of Aug, 2008.
Publisher's Fee \$ 134.68, Megan Reynolds Publisher

Subscribed and sworn to before me this 8 day of Sept, 2008
My Commission expires Oct 13, 2015
Mary Archer
Notary Public



ORDINANCE NO. 2008-12
AN ORDINANCE AUTHORIZING AND APPROVING OF THE EMPLOYMENT OF PUBLIC OFFICIALS OR EMPLOYEES WHO WERE WILLING TO WORK FOR THE DURATION OF THE CITY EMERGENCY DECLARED ON FEBRUARY 5, 2008 AND BEYOND IF NECESSARY AND APPLICABLE, PRESCRIBING OTHER MATTERS RELATING THERETO; AND DECLARING AN EMERGENCY.
WHEREAS, the City of Clinton, Arkansas (the "City") suffered the onslaught of tornadoes, wind, hail and flooding rains commencing on or about February 4, 2008; and
WHEREAS, the City and its residents suffered heavy damages consisting of destroyed and damaged residences, out buildings, City owned buildings and other damages including, but not limited to, destroyed and damaged public and private infrastructure members and systems, and was otherwise heavily damaged in its ability to deliver essential services; and
WHEREAS, the City rights of ways, public property and private roads and driveways were filled with storm debris and an urgent need to clear those rights of way, and other methods of ingress and egress so as to deliver city services; and
WHEREAS, the City was in urgent need of manpower to clear storm debris and other labor for the benefit of the City and its residents; and
WHEREAS, public employees, elected officials and others came forward with offers to work for the City to help clear debris and other manual labor required to assist in the recovery at the then prevailing rates; and
WHEREAS, the city was in urgent need of such labors and in light of the emergency then prevailing the Mayor acted in employing such labor as was needed by the City, some of which were public employees and elected officials:
NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Clinton, Arkansas:
Section 1. That the Mayor did have and shall continue to have the authority to hire temporary emergency help at a prevailing wage sufficient to be accepted by laborers for the manual labor and other work necessary for the benefit of the City of Clinton.
Section 2. That during an emergency all those willing to work, including public employees, elected officials or others, shall be eligible for such temporary employment for the duration of the emergency as determined by the Mayor.
Section 3. The Ordinance shall be incorporated within and become part of the City of Clinton Disaster Mitigation Plan yet to be adopted.
Section 4. There being an urgent need to provide for the City of Clinton in times of emergency due to disaster and/or other catastrophic loss beyond the immediate ability of the City of Clinton to fully and timely respond within its budget and/or within the means of and in the course of ordinary municipal operations, an emergency is declared to exist and this Ordinance will go into effect immediately upon approval.
PASSED:
Roger L. Rorie, Mayor
GIVEN under my hand and seal this _____ day of _____
Merl Eoff, City Recorder
(SEAL)
Approved as to Legal Form:
Joseph B. Marshall
City Attorney
182711481cc

Book 6 pg 373