

ORDINANCE NO. 2009-01-328

AN ORDINANCE PROVIDING ACCESS TO MAYOR'S OFFICE DURING
NORMAL BUSINESS HOURS, DECLARING AN
EMERGENCY AND FOR OTHER PURPOSES

WHEREAS, the position of Mayor in the City of Tontitown, Arkansas, is a part time position, and, thus, the Mayor is not always at City Hall during normal business hours; and

WHEREAS, the Mayor's office often contains public records and other documents relating to and necessary for City business; and

WHEREAS, currently, the Mayor generally keeps his office locked when he is not there and has not provided to any other City Official a key or electronic code to access the office.

THEREFORE, BE IT ORDAINED BY THE CITY OF TONTITOWN, ARKANSAS, AS FOLLOWS:

SECTION 1: Section 32.10 of the Code of Ordinances of the City of Tontitown, Arkansas is hereby created and shall read as follows:

Section 32.10 Access to the Mayor's Office at City Hall

- (A) The Mayor's office located at City Hall, being public property, shall remain unlocked during normal business hours except as specifically provided in this Section.
- (B) The Mayor's office may be kept locked during normal business hours for routine security purposes only if there is on file with the City Administrative Assistant, or other person as may from time-to-time be designated by the City Council, a copy of all keys, electronic codes or passwords necessary to gain access to the Mayor's office.

SECTION 2: Any Ordinance or part thereof inconsistent with this Ordinance is hereby repealed.

SECTION 3: Emergency Clause. The City Council hereby declares an emergency to exist

in that, currently, there does not exist sufficient access to the Mayor's office for City business or the inspection of City records by citizens. As a result, City business may be interrupted and the City may also be prevented from complying with applicable statutes relating to public inspection of records. Therefore, this Ordinance, being necessary for the preservation of the public health, safety, welfare and peace, shall be in immediate force and effect from the date of its passage and approval.

PASSED AND APPROVED this 10th day of January, 2008, 2009

Mayor

Attest: Amy B. Pianalto
Recorder/Treasurer

Sponsor: Becky Alston

Roll Call

Shall the Ordinance Pass:

	Yea	Nay
Alderman David Bolinger	<u>✓</u>	<u> </u> Ward 1, Position 1
Alderman Henry Piazza	<u>✓</u>	<u> </u> Ward 1, Position 2
Alderman Arthur Penzo	<u>✓</u>	<u> </u> Ward 2, Position 1
Alderman Bobby Pianalto	<u>✓</u>	<u> </u> Ward 2, Position 2
Alderman Julie Bowling	<u>✓</u>	<u> </u> Ward 3, Position 1
Alderman Ken Robertson	<u>✓</u>	<u> </u> Ward 3, Position 2
Mayor Joe Edgmon	<u> </u>	<u>✓</u>
TOTALS	<u>6</u>	<u>1</u>