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### **RAYMOND JAMES**®



### FEATURES

#### Entergy gift lights Arkansas River

To celebrate its 100th birthday, Entergy has installed a world-class LED light display on three bridges that span the river between downtown Little Rock and North Little Rock.

# **1 O**April 1 is the deadline to publish annual financial statements, and the included forms will help your

statements, and the included forms will help you municipality comply.

### 1 **1** 2014 municipal election information

Review the filing dates, reporting requirements, and important statutes governing the municipal elections happening this year across all municipal classifications.

### DFA makes sales tax info accessible

As a result of legislation passed in the last General Session, the Department of Finance and Administration will develop a report that gives local governments more information about sources and trends in local sales tax collections.

### Where did I read that?

The annual five-year *City & Town* and Legal Articles indexes will help you locate articles, columns, and legal opinions that appeared in the magazine from 2009-2013.



Publisher Don Zimmerman Communications Director Whitnee V. Bullerwell

Advertising Assistant Tricia Zello

Editor Andrew T. Morgan Graphic/Layout Designer Mark R. Potter

Here's where to reach us: 501-374-3484 • FAX 501-374-0541 citytown@arml.org • www.arml.org



ON THE COVER—The John Q. Hammons Center in Rogers will soon be bustling with municipal leaders from across the state at the League's 2014 Winter Conference, Jan. 29-31. See page 24 in this issue for an updated tentative agenda. We look forward to seeing everyone there. Read also in this issue about the new LED lighting display on three bridges that span the Arkansas River between Little Rock and North Little Rock, important dates and information about this year's municipal elections, and a new report coming from DFA that will make local sales tax information more accessible. This issue also includes the annual *City & Town* five-year index.—atm

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Photos courtesy Fayetteville Visitors Bureau

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#### Greetings,

It is January 2014 already—my how time flies. The Winter Conference is quickly approaching. Have you registered yet? If you haven't, you need to get that done. We are looking forward to a great time in Rogers at the John Q. Hammons Center. We have sessions and speakers that I think you

The National League of Cities Congressional City Conference is March 8–12 and registration will be opening up soon. This is a great time

to meet with your local congressmen and senators. At the time I am writing this letter, we are over half way to my chal-

lenge of 1,000 likes on Facebook by the first of the year. Please encourage your department heads, city personnel, council members, and friends to like the page at www.facebook.com/Arkansas.Municipal.League. Let's see what we can do by



conference time. Remember to keep up with us on Twitter at @ARMuniLeague and YouTube at I think this deserves to be repeated from last month's letter: If you have not sent Whitnee

Bullerwell (wvb@arml.org) a unique email addresses for anyone who will be using the Cvent program, please do so. Help us make your registrations easier for you. This also deserves to be repeated: Have you visited www.greatcitiesgreatstate.com and

requested access to the site? Why not? As I mentioned earlier, people expect a social media presence for our cities. The materials available to you here help with that. You will be able to download the videos, posters, and ads to use in your area. Infographics, which are graphic visual representations of information, data, or knowledge to present complex information quickly and

clearly, are available now. We continue to see the videos throughout the state. Do you feel like the constraints you have in your life are working against you? Most people

do. It is amazing but often it can be the catalyst to accomplishment. In 1960 a bet was made for \$50 that an entertaining children's book could not be written using just 50 words. The challenge was given by Bennett Cerf, founder of Random House publishing. The person who accepted the challenge was Theo Geisel. Geisel went to work with this constraint and won the bet. With more than 200 million copies sold since publication, Green Eggs and Ham is one of the bestselling children's books in history. We know Theo Geisel as Dr. Seuss. You can read more about how

constraint can be used for creativity at jamesclear.quora.com. We work with constraints every single day, be it budget, facilities, equipment, you name

it. It's easy to say we can't make it happen, but what does the future hold when we make those constraints our stepping stones.

Thank you for allowing me to serve you, and I look forward to seeing you at our 2014 Winter Conference. Sincerely,

Jackie Crabtree Mayor, Pea Ridge President, Arkansas Municipal League



EXECUTIVE COMMITTEE: Mayor Bobbie Bailey, Alpena; Mayor C.T. "Chuck" Hollingshead, Arkadelphia; Mayor Rick Elumbaugh, Batesville; Mayor Scott McCormick, Crossett; Clerk/Treasurer Johnny Brigham, Dumas; Mayor Larry Bryant, Forrest City; Mayor Laura Hamilton, Garfield; Mayor Jeff Crockett, Harrison; Alderman Rose Marie Wilkinson, Haskell; Alderman Reedie Ray, Jacksonville; Alderman Joe Dan Yee, Lake Village; Alderman Joe Gies, Lakeview; Mayor Steve Northcutt, Malvern; Mayor Mike Watson, Maumelle; Mayor Allen Maxwell, Monticello; Mayor David Osmon, Mountain Home; Mayor Sonny Hudson, Prairie Grove; Mayor Bill Eaton, Russellville; Mayor Virginia Hillman, Sherwood; Mayor Doug Sprouse, Springdale; Mayor Harry Brown, Stephens; Mayor Marianne Maynard, Stuttgart; Mayor Bob Freeman, Van Buren; Alderman Dorothy Henderson, Warren.

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LARGE FIRST CLASS CITIES ADVISORY COUNCIL: Vice Mayor Kevin Settle, Fort Smith, Chair; City Manager Jimmy Bolt and City Directors James Calhoun and Julian Jaeger, Arkadelphia; Alderman Missy Langston, Blytheville; City Clerk Heather McKim, Bryant; Aldermen Ann Gilliam and Ed Long and Director of Operations Eddie Cook, Cabot; Alderman Irene Galbert and Assistant Mayor Kathy Lee, Camden; Chief of Staff Jack Bell, Conway; Alderman Dianne Hammond, El Dorado; Mayor Arnell Willis, Helena-West Helena; Assistant City Manager Lance Spicer, Hot Springs; Aldermen Kenny Elliott and Bill Howard, Jacksonville; Aldermen Chris Gibson and John Street, Jonesboro; Assistant City Manager Bryan Day, Little Rock; Alderman James Moore, Magnolia; Parks Commissioner Terry Bracy, Malvern; Clerk/Treasurer Joshua Clausen, Maumelle; Aldermen Jennifer Baker and Bob Devecki, Mountain Home; Mayor Joe Smith, Treasurer Mary Ruth Morgan, and Aldermen Debi Ross and Beth White, North Little Rock; Mayor Debe Hollingsworth and Alderman Steven Mays, Pine Bluff; Alderman Dale English, Searcy; Aldermen Marina Brooks, Charlie Harmon and Timothy McMinn, Sherwood; Mayor John Turner and City Clerk Peggy Woody, Siloam Springs; Mayor N. Wayne Smith, Clerk/Treasurer Patti Scott Grey, City Directors Ruth Penney Davis and Laney Harris, Texarkana; Clerk/ Treasurer Barbie Curtis, Van Buren; Alderman Herman Coleman, West Memphis.

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City of Rogers Office of the Mayor Mayor Greg Hines



Arkansas Municipal League 2014 Winter Conference

Dear Municipal League Friends,

Rogers is a *city of open doors* and we would like to open our doors to you and welcome each of you to Rogers and Northwest Arkansas. We are extremely honored to be the community to host such a prestigious event as the 2014 Arkansas Municipal League Winter Conference. We are thrilled that in June, the Arkansas Music Pavilion will open in Rogers bringing live music to our great city.

While you are here, we hope that you will get out and enjoy our city. Rogers has the region's best shopping at the Pinnacle Hills Promenade including Arkansas' only Cabela's, as well as abundant dining choices, all in a safe & clean city. Our historic downtown is minutes away from the John Q. Hammons Convention Center and is a great place to shop, dine & explore.

Thank you again for choosing the City of Rogers to host the 2014 Arkansas Municipal League Winter Conference and our hope is that you feel right at home!

Sincerely,

In AT

Mayor Greg Hines City of Rogers



Rogers City Hall – 301 Chestnut Street – Rogers, Arkansas 72756 Phone. 479.621.1127 – Fax.479.631.2767 – www.rogersarkansas.com



# Rogers Welcomes the Annual Municipal League Winter Conference

Our city motto is *Where Possible Lives*. So it's only fitting that Rogers is a destination that is as accessible as it is exciting. Come enjoy the unmatched combination of great lodging with over 2,000 available hotel rooms, outdoor activities, excellent shopping, fine dining, and much more—all at prices that can accommodate any budget. Go to **visitrogersarkansas.com** to learn more or call **1-800-364-1240** for a free visitor's guide.



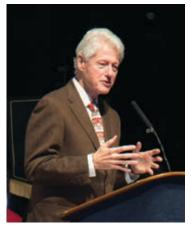
# Bridges, river glow thanks to Entergy gift

he Arkansas River is more colorful at night thanks to a gift from Entergy Arkansas and the Entergy Charitable Foundation. The Clinton Presidential Park Bridge, Main Street Bridge, and the Junction Bridge now glow with a dramatic, LED lighting display designed by Philips Lighting, the worldrenowned designers of light displays at the Eiffel Tower, Sydney Opera House, and the Empire State Building among others. The \$2.4 million project is a gift from Entergy to celebrate their 100th birthday.

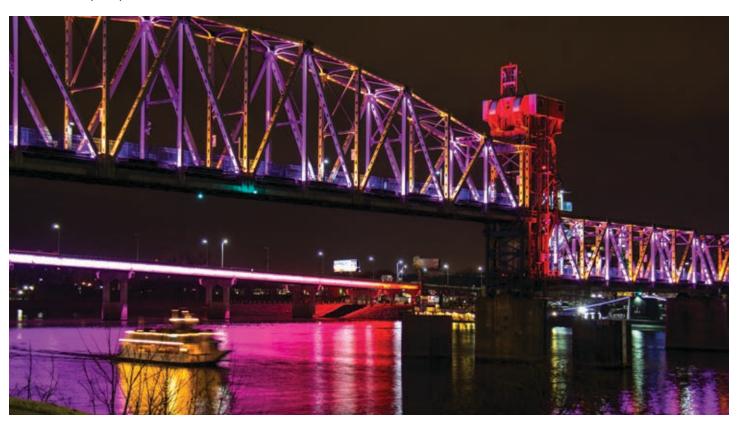
President Bill Clinton was on hand at the Dec. 19 dedication ceremony to celebrate the lighting display. Speaking to the several thousand who attended the ceremony, he called the display a wonderful contribution to the ongoing effort to transform the downtowns of Little Rock and North Little Rock. The lighting display brings to fruition a long-held dream, he said.

"When I agreed to put the [Clinton Presidential] Library in this site," he said, "I dreamed of a

time when, at night, we would have this bridge lit and everybody who landed in an airplane in Little Rock at night would fly over the library lit and the bridge lit and would see us and our potential and our values in a way they had never seen it before."



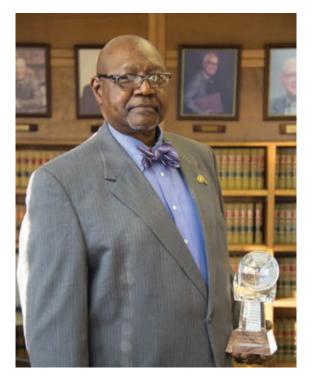




# SCI honors Sherman Banks with the Ruth Hashimoto Award

By Sherman Banks

n July 2013 I became the proud recipient of the Ruth Hashimoto Award, which is the highest honor that Sister Cities International presents to a member who exemplifies and promotes citizen diplomacy domestically and internationally.



In March 2007, Sister Cities International's Honorary Board created the annual award to honor Satoye "Ruth" Yamada Hashimoto. This award honors excellence in volunteerism, dedication and service to Sister Cities International. Ruth was the epitome of the reason why President Eisenhower created Sister Cities International when he envisioned an organization that could be the conduit for peace and prosperity by creating bonds between people from different cities around the world.

Born Nov. 10, 1913, in Seattle, Ruth Hashimoto grew up on the West Coast. She married a Japanese-American and had two daughters. On Dec. 8, 1941, her family's life changed dramatically when Pearl Harbor was attacked. The FBI took her father away in handcuffs as an "enemy alien." He was incarcerated at a camp in New Mexico. In September 1942, Ruth and her entire family were sent to an internment camp in Heart Mountain, Wyoming.

In a shack with a tarpaper roof and a potbellied stove, Ruth, her family, and other Japanese-Americans braved weather of 35 degrees below zero. In their one-room, 20' x 24' apartment her family, betrayed by their homeland, endured despair. When Christmas came it brought boxes and packages from Americans all across the country, accompanied by warm, heartfelt notes. For the rest of Ruth's life she gave thanks for the kindness and generosity of the many people who kept her from becoming bitter when she thought they'd been forgotten.

After a year at Heart Mountain, Ruth was sent to the University of Michigan to teach Japanese to American military officers. Her husband urged her not to take the assignment, because he was afraid that Japan would win the war, and then she would be shot. She didn't listen and served her country and made friendships that she kept for life. After the war, Ruth never stopped serving her country.

In 1951 Ruth moved to Albuquerque, N.M., to work at Kirtland Air Force Base, where she had a 25-year career as a supply officer. Ruth was a founder of the New Mexico Sister Cities International, which linked Albuquerque to seven other cities around the world.

She served as local president of the United Nations Association, as New Mexico state director of UNICEF, and as liaison to the Japanese consulate in Los Angeles. Ruth credits her meeting with Eleanor Roosevelt in 1959 as an inspiration to continue her volunteerism with the United Nations Association.

After President Ronald Reagan in 1988 signed an apology to the victims of the internment camps, Ruth was there for the ceremony. After receiving her restitution check of \$20,000, she gave half to the Japanese-American Citizens League and the rest to charities that promote peace and understanding.

There are so many more wonderful things I can say about Ruth Hashimoto, but there is not enough space in this article for that. However, I would like to say that I am humbled by being a recipient of the coveted Ruth Hashimoto award. In the short time I knew Ruth before her death in 2010, she never stopped giving and caring about other people. She lived the life of a true citizen diplomat.



*To learn more about Sister Cities International please contact Sherman Banks at 501-374-8493, email sbanks@aristotle.net, or write to P.O. Box 165920, Little Rock, AR 72216.* 

# Revised Annual Statements

The suggested **FORM A** is for use by cities of the first class, second class, and incorporated towns to comply with 14-59-116.

City or Town of		
(Cities of the first class,		. ,
Financial Stateme	nt January 1, 2013-De	ec. 31, 2013
Palanaa January 1, 2012	GENERAL FUND	
Balance January 1, 2013	\$	
Cash Receipts State Revenues	\$	
	\$ \$	
Property Taxes Sales Taxes	э \$	
Fines, Forfeitures, and Costs		
Franchise Fees	\$	
Transfers In	\$	
	\$	
Other Total Dessints	\$	
Total Receipts	\$	
Total General Fund Available	\$	
Evpenditures		
*Administrative Department:	Φ.	
Personal Services	\$	
Supplies	\$	
Other services and charges	\$	
Capital Outlay	\$	
Debt Service	\$	
Transfers Out	\$	
Total Expenditures	\$	
Balance General Fund Dec. 31, 2013	_\$	
	STREET FUND	
Balance January 1, 2013	\$	
Cash Receipts		
State Revenues	\$	
Property Taxes	\$	
Sales Taxes	\$	
Franchise Fees	\$	
Transfers In	\$ \$	
Other	\$	
Total Street Receipts	\$	
Total Street Fund Available	\$	
Eveneditures		
Expenditures	¢	
Personal Services	\$	
Supplies	\$	
Other services and charges	\$	
Capital Outlay	\$	
Debt service	\$	
Transfers out	\$	
Total Expenditures	\$	
Balance Street Fund Dec. 31, 2013	\$	
The classification of expenditures sha		i.e., administrative, police
department, fire department, parks d	•	
	INDEBTEDNESS	
Type of Debt	Amount	Date Last Payment Due
Property Tax Bonds	\$	
Short term financing obligations	\$	
Sales & Use Tax Bonds	\$	
Revenue Bonds	\$	
Lease Purchase Agreements	\$	
5		
		Date Free of Debt
Total	\$	
All financial records for the City of _		are public records and
are open for public inspection during	regular business hou	rs of A.M. to P.M.
Monday through Friday, at City Hall in	ן <u>ר</u> ו וייט	, Arkansas.
If the record is in active use or in stor		
citizen asks to examine it, the custod		
and set a date and hour within three	3) days at which time	the record will be available
for inspection and copying.		

Form A

# Municipalities must publish annual financial statement

for inspection and copying.

he time is rapidly arriving for the annual reporting of each city and town's financial statement. Refer to the *Handbook for Arkansas Municipal Officials*, 2013-14 ed., section 14-59-116 and section 14-237-113. Although these statements were required semiannually in the past, Acts 620 § 11 and 621 § 10 of 2011 amended the law to provide for annual publication instead.

Ark. Code Ann. § 14-59-116 now provides that the governing body of each municipality shall publish annually in a newspaper published in the municipality a FINANCIAL STATEMENT OF THE MUNICIPALITY by April 1 covering the previous calendar year (January through the end of December).

The financial statements should include the receipts and expenditures for the year. In addition, they should contain "a statement of the indebtedness and financial condition of the municipality."

Section 14-237-113 provides similar publication requirements for the operating authority of the WATER and SEWER DEPARTMENTS. Water and sewer departments administered by one or two commissions must comply with the law. If the water and sewer departments are administered by the city council, then it is the responsibility of the city council to comply with the statute.

What if no newspaper is published in the city or town? In that case, the statements may be posted in two public places in the municipality. Note that this is a change from the previous law, which only allowed incorporated towns to post and required that the postings appear in five public places.

Suggested Forms A and B appear on these facing pages. For additional information, call the League at 501-374-3484. The suggested **FORM B** is for use by Water and Sewer Departments to comply with 14-237-113.

	Form B	
City or Town of		
Financial Statem	ent January 1, 2013-De	ec. 31, 2013
WATER AND SEWER DEPARTME	INTS	
Balance January 1, 2013	\$	
Cash Receipts		
Water Payments	\$	
Sewer Payments	\$	
Sanitation Funds	\$	
Other	\$	
Total Receipts	\$	
Total Funds Available	\$	
Expenditures		
Personal Services	\$	
Supplies	\$	
Other services and charges	\$	
Capital Outlay	\$	
Debt Service	\$	
Transfers Out	\$	
Total Expenditures	\$	
Balance Water and Sewer Fund		
Dec. 31, 2013	\$	
	INDEBTEDNESS	
Type of Debt	Amount	Date Last Payment Due
Short term financing obligations	\$	
Water Revenue Bonds	\$	
Sewer Revenue Bonds	\$	
		Date Free of Debt
Total	\$	
All financial records of the Water a		are public records and
are open for public inspection durin Monday through Friday, at the Wate If the record is in active use or in sto citizen asks to examine it, the custo	er Department in orage and, therefore, no	, Arkansas. ot available at the time a

# **2014 Municipal Election Information**

#### DEADLINES FOR FILING AND OTHER IMPORTANT DATES

#### **Filing Dates**

Primary Election: From noon Monday, Feb. 24, 2014, until noon Monday, March 3, 2014. ACA 7-7-203(c)(1). General Election: Friday, July 25, 2014, until noon Friday, August 15, 2014 (independents). ACA 14-42-206(b)(1); ACA 7-6-102(a)(3).

OR, by City Ordinance: Wednesday, April 30, 2014, until noon Monday, May 19, 2014. ACA 14-42-206(d).

#### **Election Dates**

Preferential Primary Election: Tuesday, May 20, 2014. ACA 7-7-203(b).

General Primary Election (runoff): Tuesday, June 10, 2014. ACA 7-7-203(a).

General Election: Tuesday, Nov. 4, 2014. ACA 7-5-102. General Election (runoff): Tuesday, Nov. 25, 2014. ACA 7-5-106.

#### **Political Practice Pledge**

For Candidates in Preferential Primary Election: From noon Monday, Feb. 24 until noon Monday, March 3, 2014. ACA 7-6-102; 7-7-203.

For independent candidates: At time of filing petition for nomination. ACA 7-6-102.

#### **Financial Disclosure Statement**

For incumbents: Friday, Jan. 31, 2014. For candidates in Preferential Primary Election who did not file as an incumbent: Monday, March 10, 2014. ACA 21-8-701(c).

For Independent Candidates who did not file as an incumbent: First Monday following close of filing period (unless as an incumbent you filed on or before Jan. 31, 2014). ACA 21-8-701©.

#### **Reports of Contributions and Expenses**

Pre-election Report—Seven (7) days prior to any preferential primary, runoff, general, or special election. Not required if contributions and expenditures are each less than five hundred dollars (\$500), or if candidate runs unopposed.

Final Report—No later than thirty (30) days after the end of the month in which the candidate's name has appeared on the ballot, even if contributions and/or expenditures are over five hundred dollars (\$500). A candidate who withdraws shall file within thirty (30) days of withdrawal a report of any contributions and expenditures not previously reported.

Supplemental Report—After the final report, within thirty (30) days of contribution or expenditure. ACA 7-6-208.

## Deadlines Specific to City Administrator Form of Government

Noon Tuesday, May 29—Deadline for filing statement of candidacy and petition, no more than ninety (90) days (May 14, 2014) or less than seventy-five (75) days (May 29, 2014) before a municipal primary election, which is August 12, 2014. ACA 14-48-109(a)(3)&(4). Tuesday, Aug. 12–Primary Election for Directors and Mayor when two or more are seeking the office (second Tuesday in August preceding the municipal general election, which is Nov. 4, 2014). ACA 14-48-109(a)(2). Tuesday, June 3–Deadline for clerk to certify names of candidates on the petitions to county board of election commissioners seventy (70) days before municipal primary election, which is Aug. 12. ACA 14-48-109(a)(6) (B).

#### Officials elected take office Jan. 1, 2015

Note: Additional information and forms are contained in "Running for Public Office," published by the State Board of Election Commissioners. You can download it or order a hard copy at www.arkansas.gov/sbec/candidate.html.

### Mayor-Council Form of Government

#### Important Statutes

**14-42-206 Municipal elections—Nominating petitions** (a)(1) The city or town council of any city or town with the mayor-council form of government, by resolution passed before January 1 of the year of the election, may request the county party committees of recognized political parties under the laws of the state to conduct party primaries for municipal offices for the forthcoming year. (2) The resolution shall remain in effect for the subsequent elections unless revoked by the city or town council.

(3) When the resolution has been adopted, the clerk or recorder shall mail a certified copy of the resolution to the chairs of the county party committees and to the chairs of the state party committees.

(4) Candidates nominated for municipal office by political primaries under this section shall be certified by the county party committees to the county board of election commissioners and shall be placed on the ballot at the general election.

(b)(1) Any person desiring to become an independent candidate for municipal office in cities and towns with the mayor-council form of government shall file not more than one hundred two (102) nor less than eightyone (81) days prior to the general election by 12:00 noon with the county clerk the petition of nomination in substantially the following forms: (A) For all candidates except aldermen in cities of the first class and cities of the second class:

"PETITION OF NOMINATION—We, the undersigned qualified electors of the city (town) of \_\_\_\_\_, Arkansas, being in number not less than ten (10) for incorporated towns and cities of the second (2nd) class, and not less than thirty (30) for cities of the first (1st) class, do hereby petition that the name of be placed on the ballot for the office of at the next election of municipal officials in 20\_\_\_\_. [Printed Name, Signature, Street Address, Date of Birth, Date of Signing]" (B) For candidates for alderman elected by ward in cities of the first class and cities of the second class, the nominating petitions shall be signed only by qualified electors of the ward in the following manner:

"PETITION OF NOMINATION—We, the undersigned qualified electors of Ward \_\_\_\_ of the city of

\_\_\_\_\_, Arkansas, being in number not less than ten (10) for incorporated towns and cities of the second (2nd) class, and not less than thirty (30) for cities of the first (1st) class, do hereby petition that the name of \_\_\_\_\_ be placed on the ballot for the office of Alderman, Ward \_\_, position \_\_\_, of the next election of municipal officials in 20\_\_\_. [Printed Name, Signature, Street Address, Date of Birth, Date of Signing]"

(C) For at-large candidates for alderman of a ward in cities of the first class and cities of the second class, the nominating petitions shall be signed by any qualified elector of the city in the following manner:

"PETITION OF NOMINATION—We, the undersigned qualified electors of the city of \_\_\_\_\_, Arkansas, being in number not less than ten (10) for incorporated towns and cities of the second (2nd) class, and not less than thirty (30) for cities of the first (1st) class, do hereby petition that the name of \_\_\_\_\_ be placed on the ballot for the office of Alderman, Ward \_\_, position \_\_\_, of the next election of municipal officials in 20\_\_. [Printed Name, Signature, Street Address, Date of Birth, Date of Signing]"

(2)(A) An independent candidate for municipal office may qualify by a petition of not fewer than ten (10) electors for incorporated towns and cities of the second class and not fewer than thirty (30) electors for cities of the first class of the ward or city in which the election is to be held.

(B)(i) The county clerk shall determine no later than ten (10) days from filing whether the petition contains the names of a sufficient number of qualified electors.

(ii) The county clerk's determination shall be made no less than seventy-five (75) days before the general election.

(4)(A) An independent candidate shall state the position, including the position number, if any, on his or her petition.

(B) When a candidate has identified the position sought on the notice of candidacy, the candidate shall not be allowed to change the position but may withdraw a notice of candidacy and file a new notice of candidacy designating a different position before the deadline for filing.
(5) The sufficiency of a petition filed under this section may be challenged in the same manner as election contests under § 7-5-801 et seq.

(6) A person who has been defeated in a party primary shall not file as an independent candidate in the general election for the office for which he or she was defeated in the party primary.

(c)(1)(A) If no candidate receives a majority of the votes cast in the general election, the two (2) candidates receiving the highest number of votes cast for the office to be filled shall be the nominees for the respective offices, to be voted upon in a runoff election pursuant to § 7-5-106. (B) In any case, except for the office of mayor, in which only one (1) candidate has filed and qualified for the office, the candidate shall be declared elected and the name of the person shall be certified as elected without the necessity of putting the person's name on the general election ballot for the office.

(2) If the office of mayor is unopposed, then the candidate for mayor shall be printed on the general election ballot and the votes for mayor shall be tabulated as in all contested races.

(d)(1)(A) The governing body of any city of the first class, city of the second class, or incorporated town may enact an ordinance requiring independent candidates for municipal office to file petitions for nomination as independent candidates with the county clerk:

(i) No earlier than twenty (20) days prior to the preferential primary election; and

(ii) No later than 12:00 noon on the day before the preferential primary election.

(B) The governing body may establish this filing deadline for municipal offices even if the municipal offices are all independent or otherwise nonpartisan.

(2)(Å) The ordinance shall be enacted no later than ninety (90) days prior to the filing deadline.

(B) The ordinance shall be published at least one (1) time a week for two (2) consecutive weeks immediately following adoption of the ordinance in a newspaper having a general circulation in the city.

(e) A person filing for municipal office may file for only one (1) municipal office during the municipal filing period.

(f) Nothing in this section shall repeal any law pertaining to the city administrator form of government or the city manager form of government.

(g) This section does not apply in any respect to the election of district judges. History—Acts of 1991, Act 59, §§ 2, 3; Acts of 1991, Act 430, §§ 2, 3; Acts of 1995, Act 82, § 1; Acts of 1995, Act 665, § 1; Acts of 1997, Act 645, § 3; Acts of 1999, Act 752, § 1, eff. July 30, 1999; Acts of 2001, Act 1789, § 8, eff. Aug. 13, 2001; Acts of 2003, Act 542, § 3, eff. July 16, 2003; Acts of 2003, Act 1104, § 1, eff. July 16, 2003; Acts of 2003, Act 1165, § 10, eff. July 16, 2003; Acts of 2003, Act 1185, § 24, eff. July 16, 2003; Acts of 2007, Act 149, § 1, eff. July 31, 2007; Acts of 2007, Act 1020, § 21, eff. July 31, 2007; Acts of 2007, Act 1049, § 45, eff. July 31, 2007; Acts of 2009, Act 1480, § 63, eff. April 10, 2009; Acts of 2011, Act 519, § 1, eff. July 27, 2011; Acts of 2011, Act 1185, §§ 18, 19, eff. Oct. 2, 2011; Acts of 2013, Act 1066, § 1, eff. Aug. 16, 2013.

### 7-5-106. Runoff elections for county and municipal officials

(a)(1) If there are more than two (2) candidates for election to any county elected office, including the office of justice of the peace, at any general election held in this state and no candidate for the county elected office receives a majority of the votes cast for the county elected office, there shall be a runoff general election held in that county three (3) weeks following the date of the general election at which the names of the two (2) candidates receiving the highest number of votes, but not a majority, shall be placed on the ballot to be voted upon by the qualified electors of the county.

(2)(A) The following procedure will govern if there are more than two (2) candidates for election to any municipal office at any general election held in this state in which no candidate for the municipal office receives either:

(i) A majority of the votes cast; or

(ii) A plurality of forty percent (40%) of the votes cast. (B)(i) A candidate who receives a plurality of forty percent (40%) of the votes cast must obtain at least twenty percent (20%) more of the votes cast than the second place candidate for the municipal office to avoid a runoff general election against the second-place candidate (ii) If required, the runoff general election between the two (2) candidates shall be held in that municipality three (3) weeks following the date of the general election with the names of the two (2) candidates placed on the ballot to be voted upon by the qualified electors of the municipality.

(b) If two (2) candidates receive the highest number of votes and receive the same number of votes, a tie is deemed to exist and the names of the two (2) candidates shall be placed on the runoff general election ballot to be voted upon by the qualified electors of the county or the municipality, as the case may be.

(c)(1) If there is one (1) candidate who receives the highest number of votes, but not a majority of the votes, and two (2) other candidates receive the same number

of votes for the next highest number of votes cast, a tie is deemed to exist between the two (2) candidates. (2) The county board of election commissioners shall determine the runoff candidate by lot at a public meeting and in the presence of the two (2) candidates. (d) If one (1) of the two (2) candidates who received the highest number of votes for a county elected office or a municipal office but not a majority of the votes in a county for a county elected office or either a majority or both forty percent (40%) of the votes cast and at least twenty percent (20%) more of the votes cast than the second-place candidate in a municipality for a municipal office in the general election withdraws before certification of the result of the general election, the remaining candidate who received the most votes at the general election shall be declared elected to the county elected office or municipal office and there shall be no runoff general election.

(e)(1) The person receiving the majority of the votes cast for the county elected office or municipal office at the runoff general election shall be declared elected.
(2) However, if the two (2) candidates seeking election to the same county elected office or municipal office receive the same number of votes in the runoff general election, a tie is deemed to exist, and the county board shall determine the winner of the runoff general election by lot at an open public meeting and in the presence of the two (2) candidates.

(f)(1) As used in this section, "municipal office" means offices of cities of the first class and cities of the second class and incorporated towns and includes the offices of aldermen, members of boards of managers, or other elective municipal offices elected by the voters of the entire municipality or from wards or districts within a municipality.

(2) "Municipal office" does not include offices of cities having a city manager form of government.

(g) This section does not apply to election of members of the boards of directors and other officials of cities having a city manager form of government.

(h) This section is intended to be in addition to and supplemental to the laws of this state pertaining to the election of officers for county elected offices and municipal offices at general elections.

History—Acts of 1983, Act 909, §§ 1, 2; Acts of 1991, Act 53, § 1; Acts of 1997, Act 451, § 3; Acts of 1999, Act 554, § 1, eff. July 30, 1999; Acts of 2003, Act 1165, § 3, eff. July 16, 2003; Acts of 2007, Act 1049, § 14, eff. July 31, 2007; Acts of 2011, Act 1211, § 1, eff. July 27, 2011. Formerly—ASA 1947, §§ 3-616, 3-617.

#### **Mayor-Council Form of Government**

#### The Following Offices Will Be Elected in 2014:

#### Incorporated towns

Mayor—for a four (4) year term. ACA 14-44-105. City Attorney—for four (4) year term if it is not es-

tablished by ordinance that the office of the city attorney will be appointed. ACA 14-42-112(a) & (e).

Recorder/Treasurer—elected for four (4) year term. ACA 14-45-108.

Aldermen—five (5) elected for two (2) year terms if there has been no approval of a four-year election procedure. ACA 14-45-102. Aldermen run by Position Nos. 1, 2, 3, 4 or 5. ACA 7-7-304(e). Voted on by all electors of the town. ACA 14-45-102. If the voters have approved a four-year election cycle then initially, positions one (1), three (3), and five (5) shall have four (4)-year terms with aldermen representing positions numbered two (2) and four (4) to have two-year terms and thereafter four (4)-year terms.14-45-102(a)(2).

Marshal (if elected)—two (2)-year term. Council may provide by ordinance for appointment or election of city marshal or may create police department. ACA 4-45-109; 14-52-102 and 14-52-103.

#### Cities of the second class

Each Ward shall have at least one (1) voting precinct; provided, however, cities electing their aldermen city-wide may have only one (1) voting precinct. ACA 14-44-103(b)(1)(C) and (d), 14-43-307 (a)(2).

Mayor—for a four (4) year term. ACA 14-44-105. Aldermen—two (2) from each Ward elected for

two (2) year term, must reside in Ward. File by Position Number (1) or (2), and elected city wide unless otherwise provided by ordinance. ACA 14-44-103 (b)(1)(A) and (B) and (C)(1)(A) and (B). Note: Aldermen may, by ordinance referred to the voters, be elected to four-year staggered terms. ACA 14-44-103(a)(3). Some alderman will initially be elected to two (2) year terms in order to create the staggered terms.

City Attorney—for four (4) year term if it is not established by ordinance that the office of the city attorney will be appointed. ACA 14-42-112(e). Note however, that the law is unclear as to which four-year cycle applies to the city attorney's office. Either may be acceptable.

Marshal (if elected)—two (2) year term. Council may provide by ordinance for appointment or election of city marshal or may create police department. ACA 4-44-111, 14-52-102 and 14-52-103.

Collector (optional)—two (2) year term. ACA 14-44-117.

#### Cities of first class with less than 50,000 population

Mayor—ACA 14-43-305.

City Attorney—ACA 14-43-315.

City Clerk, Treasurer or Clerk-Treasurer—ACA 14-43-316.

Aldermen—two (2) from each Ward elected for two (2) year term; must reside in ward; file by Position No. 1 or No. 2 and elected city-wide unless otherwise provided by ordinance. ACA 14-43-307, 14-43-312. However, any first class city may, by ordinance referred to the voters, elect its aldermen to four-year staggered terms as provided in ACA 14-43-312. Note that this will mean some alderman will initially be elected to two-year terms in order to create the staggered terms.

#### Cities of first class with more than 50,000 population

City Attorney—elected for a four-year term. ACA 14-43-303(a)(3).

City Treasurer. 14-43-303(a)(3).

Aldermen—one (1) from each ward for four (4) year term, must reside in the ward, elected city-wide unless City Council passes ordinance to provide otherwise. ACA 14-43-303 and 14-43-307.

#### **Election of Aldermen Generally**

Aldermen in cities of the first and second class are elected city-wide if the City Council has not adopted one of the following two options:

Option 1. All the aldermen can be elected by wards.

Option 2. One alderman from each ward can be elected city-wide and one alderman from each ward can be elected by ward. ACA 14-43-307.

#### No Election in 2014 of following offices:

Mayor—Cities over 50,000 population. ACA 14-43-303.

City Clerk—Cities over 50,000 population. ACA 14-43-303.

One (1) alderman from each ward in cities with more than 50,000 population. ACA 14-43-303 (or other cities that have adopted staggered elections).

Recorder, Treasurer, or combined in cities of the second class. ACA 14-44-115.

District court judges—four (4)-year term. Ark. Const. amend. 80 secs. 16, 19; ACA 16-17-209; 16-17-923.

#### Independent Candidates Deadline for Filing

Filing deadline for independent candidates (provided that no ordinance was passed pursuant to ACA 14-42-206(d)(l) to shorten the filing period to noon of the day before the preferential primary election) is not more than one hundred and two (102) days, nor less than eighty-one (81) days by 12 p.m. before the general election. This translates to Friday July 25, 2014, until noon, Tuesday, Aug. 15, 2014. ACA 14-42-206(b)(1); ACA 7-6102(a) (3).

The City Council may fix filing deadline for independent candidates for municipal office: (i) No earlier than twenty (20) days prior to the preferential primary election; and (ii) No later than noon on the day before the preferential primary election (May 20, 2014). See ACA 14-42-206(d). The council must enact this ordinance no later than 90 days prior to the filing deadline and publish it for two weeks in a newspaper of general circulation in the city. The deadline may be established even if all offices are independent or otherwise nonpartisan. Petitions must be signed by not less than ten (10) electors for incorporated towns and cities of the second class and not less than thirty (30) electors for cities of the first class filed with the county clerk. ACA 14-42-206. The county clerk shall determine whether the petition contains a sufficient number of qualified electors. For City Administrator and City Manager cities, petitions must have at least 50 signatures. ACA 14-48-109(a)(5) and ACA 14-47-110(a)(3)(A)(i).

**Political Practice Pledge**— Filed with County Clerk between noon on Monday Feb. 24, 2014, and noon on Monday March 3, 2014, a pledge in writing stating that candidate is familiar with the requirements of ACA 7-1-103,7-1-104, 7-3-108, 7-6-101 through 7-6-104 and 7-6-102 and will in good faith comply with their terms. See ACA 7-6-102 & 7-7-203.

**Financial Disclosure Statement**—A candidate for municipal office must file a financial disclosure statement with the City Clerk or Recorder on the first Monday following the close of the period to file as a candidate for the elective office. Any incumbent office holder who has filed the statement for the year 2013 prior to Friday Jan. 31, 2014, shall not be required to file an additional statement. ACA 21-8-701(c) and 703(a)(3).

**Defeated candidates in primary**—A person who has been defeated in a party primary shall not be an independent candidate in the general election for the office for which he or she was defeated in the party primary. ACA 14-42-206(b)(6). No write-in votes—In all general elections held in cities of the first class, second class cities and incorporated towns for the election of officials of these municipalities, no ballots shall be counted for any person whose name is written in thereon. Only votes cast for the regularly nominated, or otherwise qualified candidates whose names are printed on the ballot as candidates in the election, shall be counted by the judges and clerks. ACA 14-43-202.

#### Who may seek municipal office

1. Must be a U.S. citizen.

2. Must be a resident of municipality or ward represented. Ark. Const. Art. 19 sec. 3; ACA § 14-42-201(c). Alderman must reside within the ward represented (ACA § 14-43-307, 309, 310; ACA § 14-44-103(b)2); or reside within the limits of the incorporated town (ACA §14-45-102).

3. Be at least eighteen (18) years of age (Amendment 26, U.S. Constitution).

4. Qualified elector and eligible at time of filing, or in case of age, at time of taking office. ACA 7-5-207(b). 5. Free from felony conviction, or conviction of embezzlement of public money, bribery, forgery, or other crime involving dishonesty, including misdemeanors, Ark. Const. Art. 5 § 9; State v. Oldner, 361 Ark. 316, 206 S.W.3d 818 (2005). An exception to this rule occurs if the conviction has been expunged or pardoned by the governor. The following circumstances may lead to a conviction being expunged: a first-time offender who fulfills the terms and conditions of court-imposed probation (ACA § 16-93-303) (except for some sexual offenses); a minor convicted of a felony while under sixteen (16) years of age who subsequently receives a pardon (ACA \$16-90-601); a person convicted of a nonviolent felony while under the age of eighteen (18) (ACA. §16-90-602); and an offender pardoned by the Governor (ACA § 16-90-605).

6. Must not claim the right to vote in another county or state. Ark. Const. Amend 51 § 6.

7. Must not presently be judged mentally incompetent by a court. Amend. 51, § 6.

#### Appointed municipal officials may seek election

Officials who have been appointed to their office may run for the office to which they were appointed. Amendment 29 to the Arkansas Constitution prohibits this for federal, state, district, circuit, county and township offices, but Amendment 29 does not apply to municipal offices.

#### City Administrator Form of Government

#### **Important Statutes**

#### 14-48-109. Election of directors and mayor—Oath

(a) Candidates for the office of director and mayor shall be nominated and elected as follows:

(1)(A)(i) A special election for the election of the initial membership of the board of directors and mayor shall be called by the Secretary of State as provided in § 14-48-108.

(ii) The proclamation shall be published in accordance with § 7-11-101 et seq.

(iii) For the initial election of directors and mayor, any person desiring to become a candidate shall file within twenty (20) days following the date of the proclamation by the Secretary of State with the city clerk or recorder a statement of candidacy in the form and with the supporting signatures as provided in this section. In all other respects, the initial elections shall be governed by the provisions of this chapter for holding municipal elections.

(B)(i) Special elections to fill any vacancy under § 14-48-115 shall be called through a resolution of the board.(ii) A proclamation of the election shall be signed by the

(11) A proclamation of the election shall be signed by the mayor and published in accordance with § 7-11-101 et seq. in some newspaper having a bona fide circulation in the municipality;

(2)(A) Candidates to be voted on at all elections to be held under the provisions of this chapter shall be nominated by primary election, and no names shall be placed upon the general election ballot except those selected in the manner prescribed in this chapter.

(B)(i) The primary elections, other than the initial primary, for those nominations for offices to be filled at the municipal general election shall be held on the second Tuesday of August preceding the municipal general election.

(ii)(a) The elections shall be under the supervision of the county board of election commissioners, and the election judges and clerks appointed for the general election shall be the judges and clerks of the primary elections.
(b) Primary elections shall be held in the same places as are designated for the general election, so far as possible, and shall, so far as practicable, be conducted in the same manner as other elections under the laws of this state;
(3) Any person desiring to become a candidate for mayor or director shall file with the city clerk not less than seventy-five (75) days nor more than ninety (90) days prior to the primary election by 12:00 noon a statement of his or her candidacy in substantially the following form:

"STATE OF ARKANSAS COUNTY OF \_\_\_\_\_. I, \_\_\_\_\_, being first duly sworn, state that I reside at \_\_\_\_\_\_

Street, City of \_\_\_\_\_, County and State aforesaid; that I am a qualified elector of said city and the ward in which I reside; that I am a candidate for nomination to the office of \_\_\_\_\_, to be voted upon at the primary election to be held on the day of \_\_\_\_, 20\_\_\_, and I hereby request that my name be placed upon the official primary election ballot for nomination by such primary election for such office and I herewith deposit the sum of ten dollars (\$10.00), the fee prescribed by law."

(4) The statement of candidacy and the petition for nomination supporting the candidacy of each candidate to be voted upon at any general or special election shall be filed with the city clerk or recorder not less than seventy-five (75) days nor more than ninety (90) days before the election by 12:00 noon;

(5) The name of each candidate shall be supported by a petition for nomination signed by at least fifty (50) qualified electors of the municipality requesting the candidacy of the candidate. The petition shall show the residence address of each signer and carry an affidavit signed by one (1) or more persons in which the affiant or affiants shall vouch for the eligibility of each signer of the petition. Each petition shall be substantially in the following form:

"The undersigned, duly qualified electors of the City of \_\_\_\_\_, Arkansas, each signer hereof residing at the address set opposite his or her signature, hereby requests that the name of \_\_\_\_\_ be placed on the ballot as a candidate for election to Position No. \_\_\_ on the Board of Directors (or Mayor) of said City of \_\_\_\_\_ at the election to be held in such city on the \_\_\_ day of \_\_\_, 20\_\_. We further state that we know said person to be a qualified elector of said city and a person of good moral character and qualified in our judgment for the duties of such office."

(6)(A) A petition for nomination shall not show the name of more than one (1) candidate.

(B) The name of the candidate mentioned in each petition, together with a copy of the election proclamation if the election is a special election, shall be certified by the city clerk or recorder to the county board of election commissioners not less than seventy (70) days before the election unless the clerk or recorder finds that the petition fails to meet with the requirements of this chapter. (C)(i) Whether the names of the candidates so certified to the county board of election commissioners are to be submitted at a biennial general election or at a special election held on a different date, the county board of election commissioners shall have general supervision over the holding of each municipal election. (ii)(a) In this connection, the election board shall post the nominations, print the ballots, establish the voting precincts, appoint the election judges and clerks, determine and certify the results of the election, and

determine the election expense chargeable to the city, all in the manner prescribed by law in respect to general elections; it is the intention of this chapter that the general election machinery of this state shall be utilized in the holding of all general and special elections authorized under this chapter.

(b) The result of the election shall be certified by the election board to the city clerk or recorder;

(7) The names of all candidates at the election shall be printed upon the ballot in an order determined by draw. If more than two (2) candidates qualify for an office, the names of all candidates shall appear on the ballot at the primary election;

(8)(A) If no candidate receives a majority of the votes cast in the primary, the two (2) candidates receiving the highest number of votes for mayor and for each director position to be filled shall be the nominees for those respective offices to be voted upon in the general election. (B) If no more than two (2) persons qualify as candidates for the office of mayor or for any director position to be filled, no municipal primary election shall be held for these positions, and the names of the two (2) qualifying candidates for each office or position shall be placed upon the ballot at the municipal general election as the nominees for the respective positions. Primary elections shall be omitted in wards in which no primary contest is required.

(C) In any case in which only one (1) candidate shall have filed and qualified for the office of mayor or any director position, or if a candidate receives a clear majority of the votes cast in a primary election, that candidate shall be declared elected. The name of the person shall be certified as elected without the necessity of putting the person's name on the general municipal election ballot for the office; and

(9) Any candidate defeated at any municipal primary election or municipal general election may contest it in the manner provided by law for contesting other elections.

(b) Each member of the board of directors, before entering upon the discharge of his or her duties, shall take the oath of office required by Arkansas Constitution, Article 19, Section 20.

History—Acts of 1967, Act 36, §§ 5, 9; Acts of 1971, Act 439, § 1; Acts of 1989, Act 347, §§ 2, 3; Acts of 1989, Act 905, § 7; Acts of 1997, Act 879, §§ 1, 2; Acts of 2005, Act 67, §§ 27, 28, eff. Aug. 12, 2005; Acts of 2005, Act 489, §§ 1, 2, eff. Aug. 12, 2005; Acts of 2007, Act 580, § 1, eff. July, 31, 2007; Acts of 2007, Act 1049, § 56, eff. July 31, 2007; Acts of 2009, Act 1480, § 74, eff. April 10, 2009; Acts of 2013, Act 313, §§ 1, 2, eff. Aug. 16, 2013.

### **City Manager Form of Government**

#### Deadlines for Filing; Other Dates

Noon Friday, Aug. 15, 2014—Deadline for all candidates for petitions of nomination and political practice pledges not more than one hundred two (102) days (July 25, 2014) nor less than eighty-one (81) days (Aug. 15, 2014) before general election which is Nov. 4, 2014. Thursday, Aug. 21, 2014—Deadline for city clerk to certify names of candidates for director to county board

certify names of candidates for director to county board of election commissioners, unless petition fails to meet standards seventy-five (75) days before general election, which is November 4, 2014). ACA 14-47-110(a)(3)(D).

#### **Important Statutes**

#### 14-47-110. Election of directors

(a) Candidates for the office of director shall be nominated and elected as follows:

(1)(A)(i) A special election to elect the initial membership of the board shall be called by the mayor as provided in \$14-47-106.

(ii) The mayor's proclamation shall be in accordance with § 7-11-101 et seq.

(B)(i) A special election to fill any vacancy under § 14-47-113 shall be called through a resolution of the board of directors.

(ii) A proclamation announcing the holding of the election shall be signed by the mayor and published in accordance with § 7-11-101 et seq.;

(2) The petition mentioned in subdivision (a)(3) of this section supporting the candidacy of each candidate to be voted upon at any general or special election shall be filed with the city clerk or recorder not more than one hundred two (102) days nor fewer than eighty-one (81) days before the election by 12:00 noon;

(3)(A)(i) In respect to both special and general elections, the name of each candidate shall be supported by a petition, signed by at least fifty (50) qualified electors of the municipality, requesting the candidacy of the candidate. (ii) The petition shall show the residence address of each signer and shall carry an affidavit signed by one (1) or more persons, in which the affiant or affiants shall vouch for the eligibility of each signer of the petition.

(B) Each petition shall be substantially in the following form:

"The undersigned, duly qualified electors of the City of \_\_\_\_\_, Arkansas, each signer hereof residing at the address set opposite his or her signature, hereby request that the name \_\_\_\_\_be placed on the ballot as a candidate for election to Position No. \_\_\_ on the Board of Directors of said City of \_\_\_\_\_ at the election to be held in such City on the \_\_\_ day of \_\_\_, 20\_\_\_. We further state that we know said person to be a qualified elector of said City and a person of good moral character and qualified in our judgment for the duties of such office."

(C) A petition for nomination shall not show the name of more than one (1) candidate.

(D)(i) The name of the candidate mentioned in each petition, together with a copy of the election proclamation if the election is a special election, shall be certified by the city clerk or recorder to the county board of election commissioners not less than seventy-five (75) days before the election unless the clerk or recorder finds that the petition fails to meet the requirements of this chapter.

(ii)(a) Whether the names of the candidates so certified to the county board of election commissioners are to be submitted at a biennial general election or at a special election held on a different date, the election board shall have general supervision over the holding of each municipal election.

(b) In this connection, the board shall post the nominations, print the ballots, establish the voting precincts, appoint the election judges and clerks, determine and certify the result of the election, and determine the election expense chargeable to the city, all in the manner prescribed by law in respect to general elections. It is the intention of this chapter that the general election machinery of this state shall be utilized in the holding of all general and special elections authorized under this chapter.

(c) The result of the election shall be certified by the election board to the city clerk or recorder; and

(4) The candidate for any designated position on the board of directors who, in any general or special election, shall receive votes greater in number than those cast in favor of any other candidate for the position shall be deemed to be elected.

(b) Each director, before entering upon the discharge of his or her duties, shall take the oath of office required by the Arkansas Constitution, Article 19, § 20.

History—Acts of 1921, Act 99, §§ 5, 8; Acts of 1957, Act 8, §§ 5, 6; Acts of 1965, Act 6, § 1; Acts of 1989, Act 347, § 1; Acts of 1993, Act 541, § 1; Acts of 2001, Act 552, § 1, eff. Aug. 13, 2001; Acts of 2005, Act 2145, § 33, eff. Aug. 12, 2005; Acts of 2007, Act 1049, § 52, eff. July 31, 2007; Acts of 2009, Act 1480, § 70, eff. April 10, 2009; Acts of 2011, Act 1185, § 20, eff. Oct. 2, 2011.

Formerly—Pope's Dig., §§ 10093, 10096; ASA 1947, §§ 19-705, 19-708.

# **NOTICE: Cities and Towns Must Report on Annexations by March 1**

Act 1502 of 2013 enacted a new reporting requirement concerning municipal annexations. The Act established ACA 14-40-2201, which states:

- (a)(1) Beginning March 1, 2014, and each successive year thereafter, the mayor or city manager of a city or incorporated town shall file annually with the city clerk or recorder, town recorder, and county clerk a written notice describing any annexation elections that have become final in the previous eight (8) years.
  - (2) The written notice shall include:
    - (A) The schedule of services to be provided to the inhabitants of the annexed portion of the city; and
    - (B) A statement as to whether the scheduled services have been provided to the inhabitants of the annexed portions of the city.

(b) If the scheduled services have not been provided to the new inhabitants within three (3) years after the date the annexation becomes final, the written notice reporting the status of the extension of scheduled services shall include a statement of the rights of inhabitants to seek detachment.

(c) A city or incorporated town shall not proceed with annexation elections if there are pending scheduled services that have not been provided in three (3) years as prescribed by law.

A form for the required report is included in the League publication "Municipal Annexation, Incorporation, & Boundary Changes" (revised June 2013) on page 19. This publication may be downloaded or ordered from www.ark.org/arml\_products/products/product\_list/publications\_products.php.

## Summaries of attorney general opinions

Recent opinions that affect municipal government in Arkansas

From the Office of Attorney General Dustin McDaniel

## State utility statute complies with federal law

Opinion: 2013-085 Requestor: Thompson, Robert—State Senator (Q1) Is the Paragould Light & Water Commission ("PLWC") a "corresponding water utility" as that term is defined in ACA 14-234-702(1)? (Q2) Does the mandatory termination of service contained in ACA 14-234-703(b) violate U.S. Constitutional safeguards set forth in *Memphis*  Light, Gas and Water Division vs. Craft, 436 U.S. 1 (1978)? **RESPONSE**: In my opinion, based on the information you have provided, the answer to your first question is "yes." The answer to your second question is "no," because a given utility company could comply with ACA 14-234-703(b) and still meet its obligations as set forth in *Memphis Light v. Craft*.

For full Attorney General opinions online, go to www.arkansasag.gov/opinions.

# Continuing Legal Education Offered at League 2014 Winter Conference

Six (6) hours of continuing legal education. (CLE) will be available for city attorneys who attend the Arkansas Municipal League's 2014 Winter Conference, Jan. 29-31, 2014, at the Rogers Convention Center in Rogers. The Arkansas City Attorneys Association (ACAA) sponsors the CLE. All CLE will occur on Friday, Jan. 31 in Ambassador Rooms C, D, and E of the Rogers Convention Center.

Robert Bamburg, City Attorney for Jacksonville, and ACAA President, urges members and non-members to register for the convention as soon as possible. A registration form is in this issue of *City & Town*; copies also are being mailed to city attorneys.

CLE topics are selected based on the requests from our city attorney members and will include, among other topics, municipal employer policies on fraternization, FOIA and job evaluation record requests, recent developments in eminent domain, DUI, and criminal procedures, as well as one (1) hour of ethics.

To attend the CLE program, registration is required at the League Convention. For registration information, call Whitnee Bullerwell at the League, 501-978-6105. For CLE information, call Mark Hayes, ACAA secretary/treasurer and League General Counsel at 501-978-6102 or his assistant, Jamie Adams, at 501-978-6124.

Arkansas Municipal League 2014 Winter Conference Wednesday-Friday January 29-31, 2014 John Q. Hammons Convention Center Rogers, AR

### CALENDAR

National League of Cities 2014 Congressional City Conference

Saturday-Wednesday March 8-12, 2014 Washington, D.C. Arkansas Municipal League 80th Annual Convention Wednesday-Friday June 18-20, 2014 Statehouse Convention Center Little Rock, AR

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### 2014 Winter Conference John Q. Hammons Center, Rogers, AR January 29-31, 2014

### Registration and payment must be received in League office by Friday, December 31, 2013, to qualify for advance registration.

Advance registration for municipal officials\$150
Registration fee after <b>December 31, 2013</b> , and on-site registration for municipal officials\$175
Spouse/guest registration\$75
Child registration
Other registrants\$200
<ul> <li>Registration will be processed ONLY with accompanying payment in full.</li> </ul>

- Registration will be processed ONLY with accompanying payment in full Make checks payable to the Arkansas Municipal League.
- Registration includes meals, activities and a copy of **Handbook for Arkansas Municipal Officials, 2013-2014 edition**.
- No daily registration is available.
- Registration must come through the League office. No telephone registrations will be accepted.
- No refunds after December 31, 2013.
- Cancellation letters must be postmarked by **December 31, 2013**.

### **Hotel Room Rates**

Single/Double	Check-in3 p.m.
Holiday Inn & Suites Single/Double\$122/\$132 Staybridge Suites	Check-in3 p.m.
Single/Double\$122/\$132	Check-in3 p.m.
Hyatt Place Single/Double\$129	Check-in3 p.m.

- Cut-off date for hotel reservations is **December 31, 2013**.
- Rooms in Rogers are subject to an 13.5% percent tax. Check out time is 12 noon.
- Rooms will be held until 6 p.m. and then released unless guaranteed by credit card.
- Contact the hotel directly to make changes or cancellations in hotel accommodations.
- Hotel confirmation number will come directly from the hotel.
- Please check on cancellation policy for your hotel.

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# Two ways to register

Register online at www.arml.org



Step 1: Delegate	Information	□ I am	a newly elected official.		
Name:					
Title:	City	/ of:			
Address:		Email:	(required)		
City:	State:Zip:	Telephone:			
Spouse/Guest will attend:	Yes 🗌 No 🛛 Name:				
Children will attend: 🔲	Yes 🗌 No 🛛 Name(s	5):			
Step 2: Payment Information         • WHAT IS YOUR TOTAL? (see opposite page for fees)         • Advance Registration       Regular Registration         \$ 150       \$175         \$ 400 ARE YOU PAYING?         • How ARE YOU PAYING?         • Check         Mail payment and form to:       Arkansas Municipal League 2014 Winter Conference P.O. Box 38 North Little Rock, AR 72115         • Credit Card       Complete information below and send to address above.         Credit Card:       Visa         • MasterCard       Exp. Date:         Card Number:					
City:	State:Zip:	Telephone:			
E-mail address (required for	r credit card payment).				
			hotels listed below. Please mention		
Embassy Suites T	3303 Pinnacle Hills Parkwo	y, Rogers, AR 72758	Reservations: 479-254-8400		
Holiday Inn & Suites	1803 South 52nd Street, R	ogers, AR 72758	Reservations: 479-845-1300		
Staybridge Suites	1801 South 52nd Street, R	ogers, AR 72758	Reservations: 479-845-5701		
Hyatt Place	610 W Walnut Street, Rog	ers, AR 72756	Reservations: 479-633-8555		

## **TENTATIVE 2014 WINTER CONFERENCE**

Rogers, AR

#### WEDNESDAY - JANUARY 29

#### 2:00 P.M. - 7:00 P.M.

REGISTRATION ...... Registration Area

#### 2:00 P.M. - 7:00 P.M.

VISIT WITH STATE AGENCIES ......Grand Ballroom V

Different state agencies have been invited to set up in this area. Take time to visit with them about how their agencies might best assist your city.

#### 2:30 P.M. - 3:30 P.M.

#### 4:00 P.M. - 5:00 P.M.

COMMUNICATION IN A CRISIS:

SPEAK LIKE YOUR LIFE DEPENDS ON IT ......Grand Ballroom I-IV

How we communicate with our citizens, employees and fellow elected officials is of vital importance. Three key elements of leadership communication are: purpose, precision and passion. This one hour certification class will provide you with communication tools to assist you as you strive to lead your municipality.

Presiding: Mayor Jackie Crabtree, Pea Ridge President, Arkansas Municipal League

Steve Trainor, Executive in Residence/Director of Speaker: Research, The Soderquist Center

(This session will count toward 1 hour of continuing education credit.)

#### 5:15 P.M. - 6:15 P.M.

HEALTHCARE REFORM AND CITIES ......Grand Ballroom I-IV

The new Affordable Care Act (Obamacare) has produced many questions and concerns. How will your city be impacted? At this session AML staff will provide an overview and then conduct a question/answer session.

Presiding: Mayor Mark Stodola, Little Rock First Vice President, Arkansas Municipal League

Speakers: Don Zimmerman, Executive Director Arkansas Municipal League Pat Planek, Assistant Director

Arkansas Municipal League

Chris Bradley, HIPAA Officer Arkansas Municipal League

#### 7:00 P.M.

OPENING NIGHT BANQUET ..... Grand Ballroom VI-X

Our featured banquet speaker is former Congressman John Paul Hammerschmidt. After his remarks, we will then recognize this year's Main Street award winners. Also, we will recognize the city officials who have completed the required 21 hours of course work to become certified municipal officials and those who have qualified for continuing education credit.

Presiding: Mayor Jackie Crabtree, Pea Ridge President, Arkansas Municipal League

Invocation: Rev. Gary Ryals, Pastor New Life Fellowship Church, Pea Ridge

Speaker: Former Congressman John Paul Hammerschmidt

#### 8:30 P.M.

PRESIDENT'S POST BANQUET RECEPTION ......Ambassador Rooms A-E

After the Banquet, stroll over to the Ambassador Halls for delicious desserts and a time to mix and mingle with fellow municipal officials.

#### Sponsored by The Friday Law Firm

### THURSDAY AM - JANUARY 30

#### 7:30 A.M. - 5:00 P.M.

#### 7:30 A.M. - 4:30 P.M.

VISIT WITH GOVERNMENTAL AGENCIES ......Grand Ballroom V

#### 9:00 A.M. - 10:15 A.M.

OPENING GENERAL SESSION.....Grand Ballroom I-IV

The Winter Conference officially begins with the singing of our National Anthem followed by welcome remarks from our host city Mayor, Greg Hines. Our keynote speech will be given by Mr. Andy Core a recipient of the "2012 Top 5 Global Speakers in Health/Health Care." Mr. Core will seek to motivate us to all live a more balanced, productive and healthier life. At the conclusion of Mr. Core's speech we will recognize the recipients of this year's Arkansas Business City of Distinction Awards.

Presiding: Mayor Jackie Crabtree, Pea Ridge President, Arkansas Municipal League

National Anthem: Julio Arriola and Johann Acuna Cross Church Pinnacle Hills

Speaker: Andy Core, Work-Life and Human Performance Expert

#### 10:15 A.M. - 10:30 A.M.

BREAK ......Grand Ballroom V

#### 10:30 A.M. - 11:15 A.M.

GENERAL SESSION II: ECONOMIC DEVELOPMENT STRATEGY: WHAT

HAS WORKED IN NORTHWEST ARKANSAS ......Grand Ballroom I-IV Throughout Northwest Arkansas business is booming, unemploy-

ment is down and cities are growing. Is there a strategy or secret to their success? This morning's speakers are community leaders who will discuss what has worked well for Northwest Arkansas.

Presiding: Mayor Jackie Crabtree, Pea Ridge President, Arkansas Municipal League

Speakers: Steve Clark

President, Fayetteville Chamber of Commerce Perry Webb

President, Springdale Chamber of Commerce **Raymond Burns** 

President, Rogers Chamber of Commerce

#### 11:15 A.M. - NOON

#### GENERAL SESSION III:

ECONOMIC ISSUES IMPACTING ARKANSAS .......Grand Ballroom I-IV

This session focuses on several economic development activities occuring throughout the state.

Presiding: Mayor Mark Stodola, Little Rock First Vice President, Arkansas Municipal League

Speakers: Mayor Sandy Sanders, Fort Smith

Mayor Lioneld Jordan, Fayetteville

Jim Youngquist, Executive Director Institute for Economic Advancement, UALR

Gene Higginbotham, Executive Director Arkansas Waterways Commision

Becky Thompson, Deputy Director of Global Business Arkansas Economic Development Commission

### THURSDAY PM - JANUARY 30

#### NOON

#### VOLUNTEER COMMUNITY OF THE YEAR

AWARDS LUNCHEON ...... Grand Ballroom VI-X

Mayor Melodee Kean will address the group about the significance of volunteerism in the aftermath of the Joplin tornado. At the conclusion of Mayor Kean's remarks, the 2013 Volunteer Community of the Year Award winners will be announced and recognized.

Presiding: Mayor Jackie Crabtree, Pea Ridge President, Arkansas Municipal League

Invocation: Rev. Edwin Brewer, Pastor First Assembly of God Church, Pea Ridge

Speaker: Mayor Melodee Colbert Kean, Joplin, Missouri Second Vice President, National League of Cities

#### 2:00 P.M. - 3:15 P.M.

#### THE FISCAL SESSION AND

OTHER LEGISLATIVE ISSUES .....Grand Ballroom I-IV

The Fiscal Session begins in just a few days. An invited group of distinguished legislators share their perspective on the upcoming fiscal session and other topics of interest and concern.

Presiding: Mayor Mark Stodola, Little Rock First Vice President, Arkansas Municipal League

Speakers: State Sen. Cecile Bledsoe, District 3 State Sen. Missy Irvin, District 18 State Sen. David Johnson, District 32 State Sen. Uvalde Lindsey, District 4 State Sen. Jon Woods, District 7 State Rep. Greg Leding, District 86 State Rep. Micah Neal, District 89

#### 3:15 P.M. - 3:30 P.M.

BREAKGr	rand Ballroom V
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#### 3:30 - 4:00 p.m.

#### CONGRESSMAN AND U.S. SENATORIAL CANDIDATE

TOM COTTON.... Congressman Cotton will give us a brief up date from Washington and also his vision for Arkansas.

Presiding: Mayor Mark Stodola, Little Rock First Vice President, Arkansas Municipal League Speaker: U.S. Congressman Tom Cotton

Fourth Congressional District

#### 4:15 P.M. - 5:15 P.M.

CREATING A VIBRANT SOCIAL COMMUNITY.....Grand Ballroom I-IV

Presiding: Mayor Jackie Crabtree, Pea Ridge President, Arkansas Municipal League

Speaker: Whitnee Bullerwell, Communications Director Arkansas Municipal League

(This session will count toward 1 hour of continuing education credit.)

#### 5:15 P.M. - 5:30 P.M.

THE WALTON FOUNDATION AND THE CRYSTAL BRIDGES MUSEUM:

GIVING BACK TO YOUR COMMUNITY.....Grand Ballroom I-IV

Presiding: Mayor Jackie Crabtree, Pea Ridge President, Arkansas Municipal League

Speaker: Mayor Bob McCaslin, Bentonville

#### 6:15 P.M. - 8:00 P.M.

RECEPTION ...... Crystal Bridges Museum

You may begin boarding the shuttle busses at 6:00 p.m. Busses will leave from the front of the Embassy Suites Hotel beginning at 6:15 p.m. to take delegates to Crystal Bridges for a reception and tour of the museum. Busses will begin returning delegates to the Embassy Suites at 7:45 p.m. The Reception/Tour will conclude at 8:00 p.m.

### FRIDAY - JANUARY 31

#### 7:30 A.M. - 12:00 P.M.

REGISTRATION OPENS ...... Registration Area

#### 8:30 A.M. - 4:30 P.M.

CITY ATTORNEYS...... Ambassador Rooms C,D,E City Attorneys will meet for six hours of CLE.

#### 9:00 A.M. - 10:00 A.M.

UPDATE FROM WASHINGTON D.C. .....Grand Ballroom I-IV Third District Congressman Steve Womack will give an update on municipal subjects of interest from the U.S. House perspective.

Presiding: Mayor Jackie Crabtree, Pea Ridge President, Arkansas Municipal League

Speaker: U.S. Congressman Steve Womack Third Congressional District

#### 10:00 A.M. - 10:15 A.M.

BREAK	Grand	Ballroom '	V

#### 10:15 A.M.- 11:15 A.M.

GOOD PLANNING MAKES GOOD SENSE.....Grand Ballroom I-IV

Presiding: Mayor Mark Stodola, Little Rock First Vice President, Arkansas Municipal League Speaker: John Robert Smith

Co-Chair, Transportation for America Campaign (This session will count toward 1 hour of continuing education credit.)

#### 11:15 A.M. - NOON

THE STATE AID STREET PROGRAM UPDATE ......Grand Ballroom I-IV

The State Aid Street Program has benefited many municipalities. There will be continued opportunity for you to obtain revenue for your city this next year. Attend this session and receive the latest details on the State Aid Street Program.

Presiding: Mayor Jackie Crabtree, Pea Ridge President, Arkansas Municipal League

Speaker: Mayor Mike Gaskill, Paragould Chairman of the State Aid Street Committee

#### NOON

LUNCH BUFFET ...... Grand Ballroom VI-X Before you depart, join us for a buffet of Southwest cuisine.

OTHER FRIDAY MEETINGS:

#### 1:00 P.M.

#### 1:00 P.M. - 3:00 P.M.

ARKANSAS CITY CLERKS, RECORDERS,

AND TREASURERS ASSOCIATION ...... Ambassador Rooms A & B

Presiding: Clerk/Treasurer Sondra Smith, Fayetteville President, Arkansas City Clerks, Recorders, and Treasurers Association

# Can you afford not to plan?

By Jim von Tungeln

his time of year presents two challenges for local officials. The first is to outline hopes for the coming year, i.e. goals, dreams, so-called "bucket lists," or just plain "must do's." The second is to prepare a budget that will address those hopes as well as maintain normal city functions. It can quickly boil down to dollars and cents. How does planning compete for scarce funds? Let us take a look.

In the frenzy that sometimes accompanies the budgeting effort, planning can certainly get lost. After all, it represents an abstract notion and is considered by management experts as a "staff" function. In addition, the planning function may lack the active supporters that speak out for other community needs. Elected officials who are facing physical emergencies do not always have time to consider the relationship between sound planning and protecting the public health, safety, and welfare.

In order to examine ways that planning can "pay for itself," consider first cities that aren't currently doing it. This would include cities that aren't enforcing zoning and development regulations designed to carry out plans. Why should they start?

One answer lies in the perception by the community and by the private sector. Efforts to plan for the future send a message that the city will be a good partner in investments at both the family and business level. One large city in the state that had never practiced zoning decided to do so when real estate professionals reported encountering businesses hesitant to invest in in the community for fear of how adjacent properties might develop.

A second reason concerns the stabilization of neighborhoods. In the city mentioned above, a large platted area with existing infrastructure and located near the city's country club lay

Careful planning is a key element in a city's economic development future as indicated by the proposed I-40 Commerce Park in Clarksville. vacant for years after one property owner converted several lots to a salvage yard. Another, smaller city, chose to practice planning and zoning after drug enforcement activities in adjacent cities resulted in an influx of substandard mobile homes concentrated on individual lots in haphazard arrangements.

Then there are concerns of public safety. I once visited a city in which a garage woodworking hobby had grown into a home occupation that grew into a sizeable sawmill in the middle of a quiet neighborhood with that attendant noise, pollution, and log-truck traffic. Sometimes, cities find themselves forced into a regulatory posture because of situations such as this. It is unfortunate but, as Founding Father James Madison once observed, "If men were angels, no government would be necessary."



Cities that already have planning and zoning in place should more easily recognize the need to support the existing program. One major reason is a negative one. It is the specter of litigation. Avoiding one complicated legal battle in which the city prevails or is held harmless would save a major portion of the planning budget for a year. Avoiding a case in which the city pays damages might fund a city's planning program for several years.

On a more positive note, good planning saves on the providing of emergency services when coordinated with the police and fire departments. Foreseeing the need for future fire and police stations is critical, as is the planning of an efficient transportations system.

Continuing the topic of efficient transportation systems, this, along with attention to good civic design and arrangement may be two of the best economic development tools available to the community. Stories circulate from time to time about industrial prospects whose interest evaporates upon their first impression of a poorly planned city.

Planning professionals are also trained to recognize and advise upon changes in development trends. For example, there was a time when planning protected residential areas from industrial encroachment. In fact, the epochal Supreme Court ruling in *Village of Euclid*, *Ohio v. Ambler Realty Co.*, 272 U.S. 365 (1926)—the case that gave municipalities the right to enforce zoning in America—resulted from the fear of industrial intrusion. Now, however, effective planning protects industrial development from residential encroachment and the resulting conflicts.

Let us not forget the benefits of coordinating future land use and transportation plans with the need to provide adequate public utilities and facilities. Land development that relies heavily on the use of force-mains for wastewater collection, for example, can cost municipalities thousands and thousands of dollars annually in the operating and maintaining pumping stations. And one does not have to travel far in our state to find expensive and inefficient water systems that result from questionable choices in land use.

Poorly located parks can require added maintenance costs or, worse, remain unused. Last minute attention to locating substations can result in higher land costs or even the purchase and clearing of developed property. Worse yet, failure to anticipate fire stations can even threaten the cost of insurance for all citizens of a community, a quick and certain way to lose citizen support of government.

That brings us to a point that I have been belaboring for the last several months. Planning, in the final analysis, is about good government. Our citizens deserve and expect it. Over all, they expect elected officials to observe the wise and efficient expenditure of funds. Some elected officials tend to be "project oriented" in order to leave a legacy. A well-planned community can be a more lasting legacy than any building or other single physical attraction.

Let us conclude this outing with the words of a private-sector management guru Peter Drucker. He offered this: "Long-range planning does not deal with future decisions, but with the future of present decisions." When one considers the time-value of money, i.e. the worth, 20 years from now, of a dollar saved today, the observation fits everything we have talked about. While we are at it, he also observed that "plans are only good intentions unless they immediately degenerate into hard work."

I couldn't have said it better myself. Best wishes for the coming year.



Jim von Tungeln is staff planning consultant and available for consultation as a service of the Arkansas Municipal League. He is a member of the American Institute of Certified Planners. Contact him at 501-944-3649. His website is www.planyourcity.com.

### **ACCRTA** scholarships available

The executive board of the Arkansas City Clerks, Recorders and Treasurers Association (ACCRTA) awards scholarships for tuition to attend the Municipal Clerks' Training Institute, the Academy for Advanced Education and the International Institute of Municipal Clerks' annual conference, all of which will enable Arkansas clerks to further educational training.

A scholarship honoring the memory of Bill S. Bonner will be awarded to a first-year attendee in the certification program at the Municipal Clerks' Institute in September 2014. This scholarship covers the registration fee.

Scholarships include: four local \$400 scholarships to attend the Municipal Clerks' Institute, Sept. 14-18, 2014, in Fayetteville; one \$400 scholarship for the Academy for Advanced Education, Sept. 17-18, 2014, in Fayetteville; and one \$400 scholarship to attend the International Institute of Municipal Clerks (IIMC) annual conference, May 18-22, 2014, in Milwaukee, Wisconsin.

These scholarships are in addition to the 11 regional scholarships awarded by the IIMC.

Fill out the scholarship application below and return it to:

Donna Stewart, City Clerk City of Camden PO Box 278 Camden, AR. 71711

For more information, contact: Scholarship Chairman Donna Stewart at **(870) 836-6436** or email **payroll.camden@cablelynx.com**.

#### **2014 APPLICATION FOR SCHOLARSHIP ASSISTANCE**

I,, am a member of the A International Institute of Municipal Clerks, and do hereb Deputy City Clerk, Recorder, Treasurer or related title at	by apply for assistance from the time of application.)	
Name Title		
Street Address or P.O. Box		
City, State, Zip		
Telephone Date assum		
Other related experience: Title Muni	cipality	Years
Education: H.S Graduate College (years) Degree _ Check one: This application is for aFirst Second What are the approximate costs of the institute you plan Travel/Transportation Registration Fee/ Lodging and Meal Total Amount How much does your municipality budget your departmed What is your reason(s) for applying for this scholarship? 	l Third year Institute to attend? /Tuition ent yearly for education? _	
I understand that if a scholarship is awarded to me, i I must attend all sessions.	t must be used between ]	an. 1, 2014, and Dec. 31, 2014, and that
Please attach written evidence that your Chief Existitute and that in the event that a scholarship is av		
I do hereby attest that the information submitted with th	is application is true and c	prrect to my best knowledge.
Signature: Date:		
CHECK THE SCHOLARSHIP FOR WHICH YOU ARE APP Municipal Clerks' Institute, Fayetteville Academy for Advanced Education, Fayetteville IIMC Conference, Milwaukee, Wisconsin	<b>LYING:</b> September 14-18, 2014	Deadline: May 31, 2014 Deadline: May 31, 2014 Deadline: April 15, 2014

**Disclaimer:** ACCRTA will not be responsible for applications that do not reach the chairman by the deadline. Please feel free to call after a few days to be sure your application was received



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# SHARE helps doctors coordinate care

By Thomas Powell, M.D., M.S.

ave you ever felt frustrated because information from your primary care doctor never made it to your specialist? Have you ever had to have a test repeated because of lost records? Or do you have trouble remembering all your medications and exact dosages from specialists to tell your primary care doctor? What if there was a way for all your health care providers to share your medical records? Now there is.

## Statewide health information exchange

Many hospitals and health care facilities in the state, including the University of Arkansas for Medical Sciences (UAMS), are now a part of the Arkansas State Health Alliance for Records Exchange (SHARE). With patients' permission, providers can get their health information through SHARE using a secure, statewide computer network. With this new system, all of a patient's medical information from different caregivers is combined to create a complete picture of health. This allows doctors to coordinate care more efficiently, saving time, money and worry, especially in emergency situations.

SHARE is part of the Health Information Technology (HIT) adoption nationwide, which involves transitioning hospitals and clinics from paper health records to electronic health records. SHARE also plays a vital role in all of the Arkansas health reform initiatives by providing holistic patient health data that contributes to better diagnoses and treatment decisions.

There are currently 10 hospitals, 109 practicing sites, and nearly 500,000 patients statewide benefitting from SHARE. It is our goal to have every health care site in Arkansas participating.

## How are electronic health records (EHR) used?

EHRs contain many pieces of information including:

- Demographics
- Notes from previous appointments
- Conditions
- Medications
- Medical history
- Radiology reports

Many people see doctors or health care providers in multiple locations. When physicians have access to a patient's EHR, it gives them immediate access to key information. Each provider keeps its own medical records, but with EHR, providers can access these records from any location in the state. Patients will have less paperwork to fill out and won't find themselves repeating their medical history several times.

These records give doctors the ability to quickly access new and past test results that will increase patient safety and effectiveness of care. Also, prescriptions are stored so health care providers can easily see any potential conflicts if new medication is prescribed. EHRs improve communication not only among doctors but also laboratory professionals, radiologists and pharmacists. A patient's primary care doctor can be alerted if they enter the hospital for any emergency and then when they are discharged to ensure continuity of care. Providers and patients are able to make more informed decisions about the patient's care plan.

#### Is it secure?

Traditional methods for securing medical records typically involve a lock and key. However, then the records had to be faxed, mailed or sent electronically if another doctor or facility needed to look at them. EHRs provide a high level of accountability for use and access through enhanced security and privacy layers such as electronic access control, electronic logging of access and use, electronic auditing of access and the ability to review individual access to data in near-real time.

In addition, SHARE uses technologies, policies and processes to incorporate Health Information Portability and Accountability (HIPAA) and Health Information Technology for Economic and Clinical Health (HITECH) Acts that cover access to and use of health information. Some information that is subject to special protection may not be included in SHARE such as certain records of minors or alcohol or substance abuse records. SHARE will not only help reduce the overall cost of health care in Arkansas, but it will help give Arkansans improved quality of care.

For more information, including a map of the program's current progress, visit www.sharearkansas.com.



*Thomas Powell, M.D., M.S., is Chief Medical Information Officer. University of Arkansas for Medical Sciences.* 



# **Municipal Property Program**

Your Municipal Property Program offers broad coverage for your municipal property. The limits of coverage are \$250 million per occurrence per member for damages from fire, windstorm and other incidents in excess of \$5,000.



Coverage is \$50 million for losses exceeding \$100,000 on earthquakes and flooding.

The Municipal Property Program's current rates are listed below.

Fire Class I	—	.0011	Χ	covered value	=	Premium
Fire Class LI	—	·0012	Χ	covered value	=	Premium
Fire Class Lll		·0013	Х	covered value	=	Premium
Fire Class Iv		·0014	Х	covered value	=	Premium
Fire Class V		·0015	Χ	covered value	=	Premium
Fire Class VI		·0016	Х	covered value	=	Premium
Fire Class VII		·0017	Χ	covered value	=	Premium
Fire Class VIII		·0018	Χ	covered value	=	Premium
Fire Class IX		·0019	Χ	covered value	=	Premium
Fire Class X	—	.002	Х	covered value	=	Premium
Unincorporated		.003	Х	covered value	=	Premium

For more information, call Linda Montgomery at League headquarters, 501-978-6123 or 501-374-3484, Ext. 233.

# Save our ash trees!

The invasive Emerald Ash Borer is threatening our ash trees, but with diligence we can keep the beetle at bay.

By Alison Litchy

merald ash borer, commonly referred to as EAB, has been spreading throughout the nation over the years and Arkansas needs to be prepared. The invasive species was first discovered in North America in 2002, but is now documented in 20 states as well as in Canada. EAB is an emerald green beetle that nests in the living tissue of the ash tree. Like Dutch elm disease in the late 1960s that wiped out American elms, EAB is threatening to wipe out our ash trees. EAB has not yet been officially detected in Arkansas. However, it has been reported in our bordering states with both Tennessee and Missouri being affected. With just under 300 million ash trees in forested lands in our state alone, EAB would be devastating to our ecosystem.

What does it look like? EAB is a bright metallic green insect that is about a half-inch long with a flat back and purple abdominal segments beneath wing covers. During the larval stage you may see their bell shaped, segmented, creamy white, legless form. One of the first indicators you are likely to see is their D-shaped exit holes. If you were to peel back the bark at one of these holes you would be able to see their galleries that weave back and forth across the wood grain in "S" patterns.

There are several different signs and symptoms for EAB. Some of these are indicators that show that a tree

is under some kind of stressor that may not necessarily be EAB. First is canopy dieback that begins at the top third of the canopy and progresses until the tree is bare. Another symptom you may see is epicormic shoots growing from the base or roots of the tree. Also vertical splits or cracks appear in the bark; you may be able to see the larvae galleries in the cracks. Also, increased woodpecker activity is found in the area due to them eating the larvae and leaving large holes behind. Some symptoms that are more indicative of EAB would be their D shaped exit holes in the bark, as well as sightings of the adult insect itself.

The most damage is created when the borer is in its larval stage. This is when it bores holes and feeding galleries, disrupting the flow of nutrients from roots to branches. This typically results in the death of the ash tree. It can, however, take years before you will notice that the tree is infected, with the first sign typically being dieback. Once signs are spotted, death is within the next year or two. Ash trees have not developed defenses to these predators due to fact they are an invasive foreign species with no natural predator. All varieties of ash in North America are affected.

EAB is likely to have come to The United States on shipping crates. However, we are aiding the spread of this insect by simply moving firewood around from



An adult Emerald Ash Borer, an invasive beetle species whose larvae pose a grave threat to our ash trees.

infected areas. Often areas that have been found to have EAB are quarantined and firewood is not allowed to cross those lines. County Extension Agent Neal Mays advises, "One of the best things we can do to prevent the spread of Emerald Ash Borer into our state is to not transport wood products such as firewood over state lines. This will hopefully slow the spread of this devastating insect. Arkansas has other borer issues such as Lilac borer with our maple trees to deal with and we are hoping not to have to worry about EAB as well."

The village of Northbrook, Ill., has developed and Ash Management Plan. They were able to work with the Motrin Arboretum to help develop this plan. Their plan has five key elements: resident and business outreach and education, village owned Ash trees, privately owned Ash trees, important contact information, and updating the plan. Their plan has estimated annual costs and has been able to come up with several grants to lessen the burden on the village. They have been able to increase awareness and dispel myths through informational displays, pamphlets, newsletters, webpage, public access television, presentations, and meetings. They have worked hard to increase awareness of the issue. Of the village-owned trees 14 percent are ash. This number has decreased 23 percent since adoption of the plan. To help slow the spread of EAB the town has surveyed their ash trees. The trees received a rating from 1, no apparent damage, to 5, dead. Trees will either be treated with insecticide, removed, and replant when trees are lost. They have found 75 percent of ash trees that were treated with trunk injection remained a 1 on their scale. And they plan to continue treatments. Residents that have had a village tree removed will be involved by being able to select what tree will be planted in its place within the following 18 months.

To learn more information on EAB visit www.emeraldashborer.info. The best way to prevent the spread of EAB is to source wood products locally. This includes firewood. Accessing stressed ash trees and removal of standing dead ash trees is also good preventative action. Contact a local extension agency or Forestry Commission to come inspect and properly identify borer issues. We hope to keep EAB out of our wonderful state and protect our ash trees.



Alison Litchy is urban forestry partnership coordinator with the Arkansas Forestry Commission. Call Alison at 501-984-5867 or email alison.litchy@arkansas.gov.

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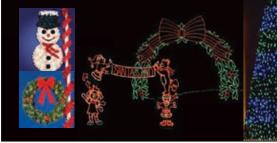
Parks Planning and Design Aquatic Parks Water & Wastewater Systems Street and Drainage Designs Architecture, Public Buildings Stormwater, Hydraulic Modeling



## Arkansas Holiday Lighting

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NORTH LITTLE ROCK, AR 501-978-2899 Abby Carman Sales Representative



# IEA course promotes development from the grassroots up

By Denise Leeson-Provost

Reference of the spandex and cape-wearing hero who swoops in and saves the day. Instead, the lesson normally translates to facilitating problem solving, planning, implementation, and evaluation with groups of stakeholders in addition to a lot of elbow grease.

Community engagement is one of the most critical and challenging aspects of our work. We strive to engage stakeholders in a variety of aspects of projects, i.e. we use community resources to identify and solve community problems. Part of community engagement is capacity building. We should always be on the lookout for individuals and groups who are willing to learn new skills and participate in the community in new and meaningful ways.

The East Arkansas Planning and Development District (EAPDD) prioritized investing in economic development at the community level. At the urging of its director, Melissa Rivers, the EAPDD Board agreed to offer scholarships to four local individuals to participate in the April 2013 Mid-South Basic Economic Development Course coordinated by UALR's Institute for Economic Advancement. The Basic Course attracts representatives of public and private organizations across Arkansas and neighboring states who come together to share, learn, and network.

EAPDD chose four individuals from the District applicants: Janet Manchester, executive director of community development in Rector; Sherman Smith, then volunteer with the city of Earle and Crittenden County; Terrance Clark, director of the Helena Entrepreneur Center; and Debra Felske, business owner and volunteer with the city of Osceola. Diverse experience and expertise characterize this group of four individuals who share devotion to their hometowns and a willingness to invest the time and energy necessary to see their communities prosper. Every participant in the Basic Course arrives with a unique set of goals and objectives. Some participants are sent by their employer while others seek out the opportunity for professional development.

"I had no background in economic development and I knew I needed help," Manchester said. Smith's circumstances were very different. He has years of experience with economic development in his community and county. Smith has seen the impact of a declining population and feels the need to do something to "lend to the viability of my community through economic and community development." He viewed the Basic Course as a first step along the path to certification in economic and community development. Credentials in the field could bring significant opportunities to Smith and the city of Earle.

Each participant also had expectations in mind for the Basic Course. Both Smith and Manchester anticipated opportunities to expand their professional network. Smith sought new techniques and information he could add to his economic development toolkit while Manchester attended the Basic Course in search of "practical advice." Smith and Manchester remained satisfied with the learning opportunities, up-to-date information, and networking. Manchester said that the combination of shared ideas and experienced presenters "affirmed my work."

We wanted to know what impact the Basic Course had on our participants and their communities. We asked Manchester and Smith about their economic development activities before and since the course.

Manchester had already begun working on a large economic development project prior to the course and had written grant proposals to fund a workforce development project and remodeling of the Rector community center. The Basic Course "gave me confidence and provided me with resources." After the course, Manchester explained that she would be able to contribute even more to the economic development project begun earlier. She conducted a survey of Chamber staff and business owners to test their participation in specific marketing activities. Survey responses led her to create a process that aids local small businesses to better promote their products and services on Facebook. Smith had previously contributed to the planning and implementation of various community and economic development projects over the years, including a recent city beautification effort. After the Basic Course, he began working with his Chamber of Commerce. He explained that he is now a better resource for his community, more effectively helping people connect to other people and information. He is working with his Chamber of Commerce to create a website that will be a working tool for the community. In addition, the town beautification project benefited from Smith's new understanding of the value of curb appeal.

Finally, we asked Smith and Manchester about goals they have set since participating in the Basic Course. They have both set ambitious, challenging goals for which the ideas came during the course. Smith plans to establish a community development corporation (CDC) and Manchester wants to recruit a group of benefactors with connections to her town. Since the interview in July, Sherman Smith has taken a position with the EAPDD. He now serves as a community liaison.

Melissa Rivers explained that Smith and Manchester are excellent examples of the many individuals in the region who share a passion for their communities yet lack the capacity to plan and implement large economic development projects. We asked Rivers about the results of their investment. "We see some changes taking place," she said. "Projects are better. People better understand their projects."

Rivers and her staff enact the lessons of the Knotty Problem on a daily basis. "We want more people to have access to networks and resources so there's a greater chance for success."

The Center for Economic Development Education within UALR's Institute for Economic Advancement hosts its annual Mid-South Basic Economic Development Course March 31 through April 3 in 2014. More information about the course and registration can be found at iea.ualr.edu/msbedc.html.



Denise Leeson-Provost is a Workforce Specialist at the Arkansas institute for Economic Advancement. Contact her at 501-569-8519 or email daleesonpro@ualr.edu.

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# DFA makes sales tax information accessible

A new report will be available to cities and counties that will be a significant improvement from what has been available in the past.

By Paul Young, League staff

ity officials have long sought more details about the sources of local sales tax collections in order to do a better job of managing and budgeting local revenues. A series of three articles was published in *City & Town* in early 2012 that explained the need and proposed legislation for the 2013 General Assembly. Legislation was drafted with the cooperation of the Department of Finance and Administration (DFA) and introduced with the co-sponsorship of 40 representatives and senators. However, the bill encountered strong resistance from the business community that felt the release of tax collections generated by specific businesses would create competitive harm or disadvantage.

At the urging of Sen. Uvalde Lindsey of Fayetteville, the bill's lead sponsor, DFA agreed to develop a report that would provide details of tax collections categorized by NAICS business codes (North American Industry Classification System). When a business that collects sales tax registers with DFA, it supplies the NAICS code which identifies its specific business activity. DFA relies on the business code provided since it does not have adequate information to verify the business activity of an entity that registers. The NAICS code established for each account remains the same after initial registration. While the accuracy of the code is not guaranteed, the code will be the same for each business from month to month, providing consistency in reporting when comparing month-tomonth tax collections.

DFA has done a similar report in the past, but it had some major problems due to being incomplete and inconsistently prepared. These and other issues were described in the 2012 series of articles. The new report will be automated and produced monthly for each taxing jurisdiction, beginning with tax receipts distributed by the State Treasurer in January 2014. Monthly receipts in January are related to business activity from two months prior (November) for tax collections remitted to DFA in the prior month (December). This report will not be considered confidential and will be available to local officials as well as the general public on the DFA website. Over time, monthly results can be combined and analyzed to have a better understanding of fluctuations and trends. A sample report for a large city appears on the accompanying page and illustrates how the new report will include the following information:

- 1. Tax collections for each NAICS code will be provided when there are at least three businesses in the code;
- 2. When there are not three businesses in a code, a summary total will be provided for all NAICS codes not having three businesses;
- 3. Totals per NAICS or Misc. code will be provided for:
  - a. rebates, and
  - b. other prior period adjustments (audits and refunds);
- 4. Vending decals and car revenue as separate amounts; and
- 5. The total accounted for by the report will agree to the tax transferred by DFA to the State Treasurer for distribution before any adjustments made by the Treasurer.

This report will not need to be requested by authorized individuals as in the past, but will be prepared automatically each month. It will be available on the DFA website in a format that city or county officials can access by using spreadsheet software such as Excel, and it can be saved on their own computers for further use and analysis. It is expected that the information will also be available soon in Adobe PDF format for viewing or saving if the user has no need to sort or analyze the information. Any city that receives a share of county collections will also have access to the related county sales tax information.

Prior to the tax distribution in January, DFA will send an information letter to each municipality and county in the state that levies a local sales and use tax. The letter will provide information about how to access the new report and contact information if support or assistance is required. If you have any questions about the use of this information, feel free to contact me.



Paul Young is the League's Finance Director. Contact Paul at 501-374-3484 Ext. 125, or email pyoung@arml.org.

Example of Monthly NAICS Report Information City and County Sales and Use Taxes								
NAICS Code	NAICS Description	y Sales Tax (Net of Rebates and Audit Adjustments)	Use Tax (Net of Rebates and Audit Adjustments)	Total Net Tax Reported to State Treasurer	Local Tax Rebates Issued	Audit Adjustments		
1114	Greenhouse, Nursery, and Floriculture Production	\$5,350.00		\$5,350.00				
1152	Support Activities for Animal Production	\$18,765.51	\$366.21	\$19,131.72				
2211	Electric Power Generation, Transmission and Distribution	\$683,354.15	\$89,627.66	\$772,981.81	\$1,568.50	\$66,310.88		
2212	Natural Gas Distribution	\$249,718.50	\$43,855.99	\$293,574.49	\$18,965.00	\$45,011.50		
2213	Water, Sewage and Other Systems	\$154,577.02	\$1,945.60	\$156,522.62				
2332	Residential Building Construction	\$(17,241.75)	\$5,455.80	\$(11,785.95)	\$19,854.32			
2333	Nonresidential Building Construction	\$(2,987.51)		\$(2,987.51)	\$687.94	\$(4,235.55)		
2349	Other Heavy Construction	\$30,758.87	\$290.00	\$31,048.87	\$789.66			
2351	Plumbing, Heating, and Air-Conditioning Contractors	\$78,693.92	\$24,588.22	\$103,282.14				
2352	Painting and Wall Covering Contractors	\$(1,832.61)		\$(1,832.61)	\$3,587.11			
2353	Electrical Contractors	\$12,940.89	\$3,665.88	\$16,606.77	\$11,548.20			
2354	Masonry, Drywall, Insulation, and Tile Contractors	\$482.01		\$482.01				
2355	Carpentry and Floor Contractors	\$6,392.00		\$6,392.00				
2356	Roofing, Siding, and Sheet Metal Contractors	\$(2,576.44)		\$(2,576.44)	\$39.45	\$(5,200.45)		
2359	Other Special Trade Contractors	\$12,128.72		\$12,128.72				
2361	Residential Building Construction	\$(7,525.27)		\$(7,525.27)	\$14,585.32			
2362	Nonresidential Building Construction	\$(29,281.48)	\$6,245.30	\$(23,036.18)	\$2,841.36	\$(45,833.61)		
2371	Utility System Construction	\$1,084.00		\$1,084.00				
2381	Foundation, Structure, and Building Exterior Contractors	\$5,582.34		\$5,582.34				
2382	Building Persia	j,		\$4,499.36				
·				\$19,814.48	\$7,354.12			

	and Maintenance	\$27,238.				
8114	Personal and Household Goods Repair and Maintenance	\$33,537.	ψτ,300.33	\$37,898.21	\$104.22	
8121	Personal Care Services	\$21,054.44		\$21,054.44		
8122	Death Care Services	\$10,446.93		\$10,446.93		
8123	Drycleaning and Laundry Services	\$40,926.77	\$2,044.77	\$42,971.54		\$1,987.70
8129	Other Personal Services	\$30,324.82		\$30,324.82		
8131	Religious Organizations	\$(4,712.51)		\$(4,712.51)		\$(7,854.22)
8134	Civic and Social Organizations	\$108,754.04		\$108,754.04		
8139	Business, Professional, Labor, Political, and Similar Organizations	\$5,487.00		\$5,487.00		
9211	Executive, Legislative, and Other General Government Support	\$(9,674.79)		\$(9,674.79)	\$12,598.32	
Other NAICS Codes	Combined Gross Tax Reported for NAICS Codes that have 2 or less businesses making up that industry type	\$3,680,479.25	\$899,560.75	\$4,580,040.00	\$31,564.30	\$125,458.50
Motor Vehicles		\$25,478.00	\$350.00	\$25,828.00		
Merchandise Vending		\$97.55		\$97.55		
	Total Local Tax Collection Amount to State Treasurer	\$21,089,065.36	\$2,183,297.61	\$23,272,362.97	\$274,395.59	\$423,437.76

# Cyber liability: Three important points for cities

By Alicia Klemola



s cities continue to rely more and more on technology, they also worry more and more about what's called "cyber liability." By not protecting electronic data in the right ways, cities can find themselves exposed to lawsuits, fines, and severe operational issues. For good reason, cities are increasingly worried about cyber liability.

But often, cities don't know what they don't know. What needs to be done to protect cities? While we've written about cyber liability in detail in the past, we'll use this post to share three key insights that we heard discussed at a recent panel discussion at the 2013 Kentucky League of Cities Conference and Expo.

To start thinking about cyber liability, consider the following points.

- 1. First, look at your data backups, since data loss is the most common cyber liability. Simply having the right data backup will save you the most worry about cyber liability. Yet, so many cities still have critical gaps in their onsite or offsite data backup. Cities need to address the following points:
  - Onsite data backup for quick recovery in case of something like server failure.
  - Offsite data backup in case of disaster like fire, flooding, tornadoes, or theft.
  - Testing data backup to ensure that it's working. We still see so many cities that don't test their data backup, and that lack of testing often leads to a greater risk of data loss.
  - Auditing data backup by providing documentation and evidence that your data backup is working.

- 2. Assess the current state of your technology assets and ongoing maintenance. While tight budgets might be an excuse for not overspending on technology, that doesn't mean you should neglect investing in the right technology. We see liability result from the following scenarios:
  - Minimal, reactive technology support. Fixing something only when it breaks is a form of neglect and increases liability.
  - Using cheap IT vendors that don't document their processes, skip industry standard best practices, and host your servers in poorly maintained environments.
  - Poor security, such as lack of enterprise-level antivirus software, weak passwords and administrative credentials (which increases the risk of hacking), and poor configuration of your hardware and software.

Poor, cheap technology maintenance increases your risk of viruses, hacking, malware, and other activities that lead to liabilities such as data theft, fraud, and other cybercrimes.

3. If you're a smaller city, you're more susceptible to cyber liability. Big cities might receive more publicity when cybercrimes occur, but small cities are the most susceptible to cyber liability because they often don't spend money to protect themselves. And many think they're too small to be a target. However, hackers are quite sophisticated and they look for easy targets. Small cities don't need a lot of technology investment to protect themselves, but at a minimum they need to make sure that:

- The city's website is hosted and secured professionally.
- The city's data is backed up both onsite and offsite, with regular testing and auditing.
- The city's technology infrastructure is proactively maintained and monitored for any issues.
- The city has enterprise-level antivirus, anti-spam, and patch management software helping keep technology secure and up-to-date.

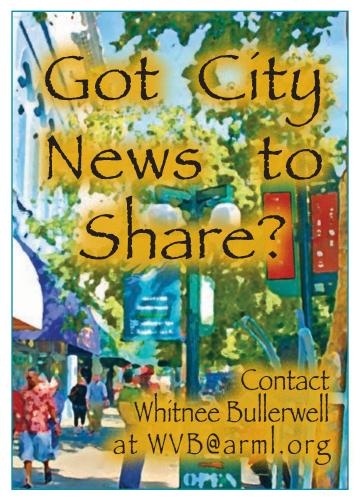
Cyber liability is really only messy when you don't prepare for it and suffer the end result of an issue like data loss or fraud. But when you simply invest in data backup and modern technology, most of your cyber liability problems go away.

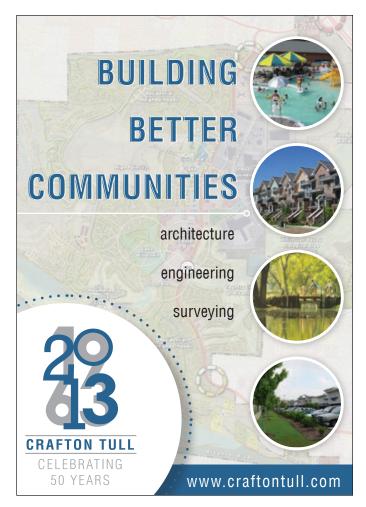
If you're still worried about the cost of such technology investments, we'll leave you with two thoughts.

• Even for small cities, the cost of important technologies has come down while the quality has gone up. If you're worried about areas like data backup that used to be cost-prohibitive, you'll be surprised at how affordable a basic solution costs today. • If you're still wary of even adding these low costs to your city budget, think of this investment like insurance. While car insurance can be a bit expensive sometimes, the cost of an accident can be catastrophic. The same rationale goes for cyber liability. Invest in the right technology like insurance. Otherwise, it's more probable you will experience a cyber liability incident, and the cost of dealing with that incident will far exceed the low monthly costs of investing in the right technology to protect yourself.

To talk about cyber liability in more detail, please contact us.

This article appeared originally in Sophcity's December 2013 CitySmart Newsletter and is reprinted with permission. Visit Sophcity online at www.sophcity.com, or contact them at 770-670-6940.





## **Municipal infrastructure mapping**

Up-to-date infrastructure mapping is a vital step for proper infrastructure maintenance and planning.

By Adam Triche

ew of us often think about the locations of our water, sewer, electricity, gas, and telecommunications facilities, despite the fact that these services have a significant impact on our everyday lives. What we care about most is our access to these services and that each is functioning properly. These utilities are critical to our daily existence, and we would not know what to do without them. Infrastructure mapping not only provides accurate locations of these critical facilities but also provides effective management and maintenance opportunities.

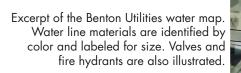
Accurate mapping further provides useful information to municipalities for economic opportunities. When companies look for new sites to develop, adequate infrastructure facilities, including water, sewer, and transportation, are issues central to site selection. Accurate infrastructure maps will answer these questions quickly and allow a municipality to better market its community. Construction of facility expansions and additions is also positively impacted by accurate infrastructure mapping, which lessens the likelihood of cross connections and reduces opportunities for breaks and interruptions of service.

As with any public works project, begin by clearly defining the scope of your infrastructure mapping project. Mapping can be as simple as compiling all current maps in a single drawing or as complicated as surveying every manhole, valve, fire hydrant, pump station, and tank. Determine the needs and expectations of the final product for your city. An understanding of what can be achieved with different levels of mapping detail can help you establish end goals for your project.

For example, would a fully interactive mapping system that can be updated immediately following system upgrades enhance your service capabilities, or are changes to your system infrequent and would a less detailed system be adequate?



Excerpt of the Mountain View sewer map. Manholes are labeled by panel ID and report number, and colors represent overall rating. Lines are labeled by size, and colors represent material.



Use of Geographical Information Systems (GIS) is the most common practice for mapping infrastructure. Another method is compilation of current maps to a single drawing, which is usually the least expensive option; however, accuracy can be lost, as the final product will only be as good as the data provided. Surveying infrastructure facilities will develop the most accurate maps, but due to the level of work involved, it is usually the most costly mapping option. GIS mapping is a more economical way to achieve accuracy and provide interactive capabilities while still controlling costs.

After selecting a method of mapping, determine how your infrastructure map will be used. Some items to consider include drafting and/or GIS software that is necessary to view or update the maps, computer hardware to run the software program, and employee training. Some cities handle these services in-house, and many others rely on consultants for these capabilities. Considering these items will help you establish a clearly defined project scope so that the final delivered mapping system meets expectations.

Infrastructure mapping provides access, visualization, and coordinates data with field workers, operations employees, and customer service personnel. An interactive mapping system provides accurate locations and improves management and maintenance of the critical infrastructure that we all depend on for our daily existence.



Adam Triche, PE is a project manager for McClelland Consulting Engineers, Inc., Little Rock. Contact Adam at 501-371-0272 or email him at atriche@mcclelland-engrs.com.

Excerpt of the Benton Utilities sewer map. Manholes are labeled by panel ID and number, and green lines represent PVC mains.

## Municipal Notes

### ACCRTA hosts Silent Auction at League Winter Conference

The Arkansas City Clerk Recorder Treasurers Association (ACCRTA) will hold its annual Silent Auction at the Arkansas Municipal League Winter Conference on Jan. 29 and 30. Proceeds from the auction are used to provide scholarships to clerks to attend various educational opportunities.

We encourage all attendees to stop by our booth to learn about the ACCRTA and how we can help your local clerk/treasurer, and to support this worthy event.

Remember to bid high and bid often! The higher bidder will need to pick up and pay for the item at the close of the auction, 3:30 p.m. Thursday, Jan. 30.

## Little Rock named most livable city

MSN's real estate site, realestate.msn.com, has placed Little Rock atop its recent list of the country's 10 most livable cities. The site names the state capital's natural beauty, stable economy, cultural amenities, parks and trails, affordable housing, and top-ranked schools as some of the reasons it topped the list. "It has the amenities of a larger city but is small enough that you can feel part of the diverse community," the article says. Dubuque, lowa; Anchorage, Alaska; Ithaca, N.Y.; Morgantown, W.Va.; Billings, Mont.; Columbia, S.C.; Santa Fe, N.M.; College Station/Bryan, Texas; and Burlington, Vt., rounded out the top 10.

## White Hall named among top places to live

White Hall has been named among the top places to live in Arkansas, the *White Hall Journal* reported Dec. 18, according to statics released recently online by www.nerdwallet.com and areavibes.com. According to the website, nerdwallet.com, White Hall came in sixth place for the best cities in the state for young families, placing just behind Bentonville, Greenwood, Lowell, Berryville and Pocahontas. Cities were rated on factors such as affordability, home values, taxes, utilities, fuel costs, quality of life, and area schools.

"The local school district is superb, with 40 percent of teachers having earned a master's degree. This distinction ranks the district in the top 10 percent of the state in terms of teacher preparedness," said Mike Anderson.

According to the website, areavibes.com, White Hall also topped the charts as the third city in the state for livability ranking just below Johnson and Bentonville. White Hall received an overall livability score of 82. The city also received an A+ for its crime index and education.

"White Hall is a hidden treasure," White Hall Mayor Noel Foster said. He noted that the commute to Little Rock from here is much quicker than most realize. "We are not an industrial community," he said. "Most come here for our schools and for their peace of mind because of our low crime rate."

## Obituaries

- JIM HILL, 74, a former state senator who served as the president pro tempore of the Arkansas Senate, died Dec. 11.
- JIM SHIRRELL, 77, who served Batesville for 20 years from 1971 to 1990, including 10 years as an alderman and 10 years as mayor, died Jan. 2. Shirrell was a past League president, serving in 1987-1988.
- **RICHARD SMITH**, 71, the mayor of Highland and a former planning and zoning commissioner, died Dec. 31.

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\* American Fidelity is a Section 125 Plan service provider, but not the Section 125 Plan administrator.



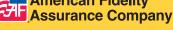
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## Legislative involvement matters

By Chad Gallagher

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There are tremendous grant opportunities in the private sector and with private foundations. Nothing is more exciting that partnering with the private sector to achieve a greater public good. Arkansas is fortunate to have so many philanthropic corporations with a determination to help make Arkansas a better place through charitable giving. However, the majority of grants received by Arkansas cities and towns continue to be state and federal government grants. These grants begin as an idea and eventually end up as a check received in your community.

Grant programs exist because somewhere along the way someone determined that the local government could better execute a project and that it benefits our citizens to promote certain types of projects locally. Even when these ideas take shape, they must still be funded. For state grants this requires support for the program and concept by the funding agency, the Governor, and ultimately the General Assembly. The General Assembly has an extraordinary impact on the lives of Arkansans and the cities they live in.

When the Legislature meets in February for the state's fiscal session, their discussions and decisions will impact your city. The General Assembly crafts laws that impact municipalities, creates programs that bring municipalities assistance, makes determinations about how economic development happens in Arkansas, creates new tax policies, and determines where the money in state coffers flows. Laws on zoning, sales tax limits, turnback funds, imminent domain, and others directly affect local governments. Cities are also impacted when grant programs are expanded or shelved.

Arkansas municipalities are fortunate that they are represented by the most respected lobbying team in the Capitol. Don Zimmerman puts together a great team every session, and year after year that team transcends partisan politics to protect and advance the interests of Arkansas cities and towns. However, I strongly encourage you not to leave all the work to the League. What happens in the Legislature can significantly impact your work as a city official. While the fiscal session can seem docile compared to the regular session, where thousands are bills are being considered, it is still very important. It's important because it focuses on how public dollars are spent in Arkansas. It's also a great opportunity for municipal leaders to interact with legislators.

I also hope you will consider contacting the League and offer to come to Little Rock during the session. Listen, learn, connect, and educate. Help our legislators see the vital role cities play in our state. Help them see that "great cities make a great state" is more than a motto; it is truth. Cities are the direct link to our state's economic development projects, quality of life, culture, infrastructure, emergency services, and much more. Cities are more than just a collection of zoning and land use rules. Arkansas cities are the state's engine. Your presence and involvement can help deliver that message to the men and women elected to represent us at the Capitol. Municipal and legislative partnerships help ensure a bright and strong future for Arkansas.



Chad Gallagher is principal of Legacy Consulting and a former mayor of De Queen. Contact him in De Queen at 870-642-8937, 501-246-8842 in Little Rock, or email chad.gallagher@legacyincorporated.com.



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## Inclusive parks for all abilities

A father's observation of how parks can be more accessible and provide interactive opportunities

#### By Dave Roberts

hen I agreed to write an article on behalf of the Arkansas Recreation and Parks Association, I fell back on the old adage: write what you know. As a park planner and landscape architect, I am very familiar with designing and constructing parks, but I decided to write on something else I know well: accessibility within parks. I am the father of a 12-year-old daughter with special needs. Her challenges are the result of cerebral palsy, which affects her mobility, making her dependent on a power wheelchair. Over the years, I have seen firsthand the unnecessary barriers many sites present their visitors, at both parks and other supposed "pedestrian friendly" environments. The frustrations I experience are as much from a parent trying to assist a child as they are from a landscape architect knowing that good design can prevent accessibility issues. On the other hand, I am bolstered by the accessible parks with programs and



Paying attention to details like curb cuts and trail arrangement helps give the entire community, including children with special needs like Alex Roberts, the author's daughter, full access to your city's parks and amenities.

amenities that have inclusion at the core of their mission.

It is good to point out that accessibility is not just about wheelchairs. It also covers improved access for many non-disabled groups such as parents with strollers, elderly with walkers, and even inexperienced cyclists. Barrier-free access means all users can enjoy the site regardless of ability, age, or social status. From a landowner's perspective, barrier-free access means that user safety has been improved, which subsequently reduces potential liability. It's a win-win for both user and owner.

### Access and interaction

The concept of access should start in the parking lot when a motorist becomes a pedestrian (unless access to the park is possible without vehicles). Meeting minimum codes for handicap parking is adequate (barely), but the location in the park is as important as the number of stalls provided. Access to trails or paths that lead to activities must be convenient, or users won't come. Logic would state that sidewalk curb cuts should be adjacent to the handicap parking, but that is often not the case. Trails are a great way to get all users involved in recreation at their comfort level, provided there are trail loops of various lengths from the trail head. I often walk with my daughter as she rides her three-wheeled bike on trails in central Arkansas. We are limited on how far we can travel, so having trails with short, medium, and long options are beneficial. Trail width is also a consideration that comes into play at certain parks with paths less than eight feet wide. Since service or emergency vehicles may need to access park locations, it is my professional opinion that trails should be 12 feet wide where possible.

Access to playgrounds is extremely important for the health of our children. According to Recreational Management.com, "...the *Journal of Community Health* revealed that children with easy access to a playground (less than two-thirds of a mile from home) are approximately five times more likely to have a healthy weight than children who do not have easy access to playgrounds." It is important that we appreciate the value of parks as we combat childhood obesity. Imagine that some of these children are special needs kids that rely on a caregiver for transport. That is more than enough reason for parks to be designed for users of all abilities.

It has become more apparent that our communities need more playgrounds, but rather than just more, they need to provide playgrounds with inclusive play



Inclusive programs like Miracle League of Arkansas give children and adults with special needs the chance to participate in a variety of activities that break barriers and stereotypes.

opportunities. New federal requirements under the Americans with Disabilities Act (ADA) now require public playgrounds to include equipment, materials, and designs that provide children with disabilities the same play opportunities as able-bodied children. Children learn to interact while in play. The more inclusive the interaction, the more "normal" it is to have disabled kids playing side by side with their non-disabled counterparts. Playgrounds may one day reflect society in terms of integration. A Chinese philosopher is purported to have said, "Tell me and I forget. Teach me and I may remember. Involve me and I learn."

#### **Inclusive programs**

There are now many parks with programs created specifically with special needs kids in mind. Miracle League baseball is a great example of such a place. We take our daughter to play baseball at the rubber field in Little Rock where she gets to experience the sport much like any little leaguer in any town in America. The formula is fairly simple: a barrier-free field, volunteer groups to help with the kids (so the parents can sit and cheer as fans), and the fun of the game that allows special kids to do what most of their siblings do. In one hour the volunteer "buddies" learn a valuable lesson on mentoring these special kids: stereotypes are broken, bonds are made, and laughter becomes infectious. As a parent of a special girl, I find myself grateful that Miracle League comes twice a year. I get to see her grin from ear to ear as she drives herself around the bases. I get to watch my daughter play a sport I never dreamed she would play.

I watch from the stands as a fan with a proud father's smile on my face.

Community Connections in central Arkansas provides other special needs after school programs like flag football, soccer, dance, and karate. Some use the buddy system to help the participants, and others use mentors and coaches. My daughter participates in the "I Can Dance" group that meets weekly to enjoy dance with the help of buddies and prepare for upcoming events. They dance each year at Little Rock's River Fest, have danced at an amusement park in San Antonio, and have even performed at Disney World. These were all experiences that both the special children and their buddies will remember for years to come.

Barrier-free parks are achievable if the intent and funding are present and the details are considered. A new parent with a stroller gets a crash course on accessibility the first time they go for a stroll. An elderly person with a walker can tell you all about barriers they encounter. Designing for inclusion is just as easy if the intent is there. Whether it is organized play, special programs, or playgrounds with amenities, it is about providing opportunities for all users. Inclusive parks benefit all facets of the community, helping us learn from each other by breaking down social and cultural barriers, and in turn helping make us better neighbors.

> Dave Roberts is Director of Planning at Crafton Tull in Little Rock. Contact Dave at 501-664-3245 or visit www.craftontull.com.

### 2013 State Turnback Funds

Actual Totals Per Capita							
	STREE	T	SEVERAN	CE TAX	GENERAL		
MONTH	2012	2013	2012	2013	2012	2013	
January	\$3.4786	\$3.2369	\$0.2859	\$0.3020	\$3.1339	\$3.1338	
February	\$3.7795	\$3.4064	\$0.2584	\$0.3873	\$1.0053	\$1.0094	
March	\$3.2521	\$3.0946	\$0.4307	\$0.3953	\$1.0055	\$1.0055	
April	\$3.4633	\$3.2024	\$0.2705	\$0.3438	\$1.0017	\$1.0056	
May	\$3.6848	\$3.5348	\$0.1999	\$0.3138	\$1.0053	\$1.0028	
June	\$3.8035	\$3.6607	\$0.2104	\$0.3573	\$1.0056	\$1.0055	
July	\$3.7480	\$3.5917	\$0.1996	\$0.4276	\$3.1087	\$2.8863	
August	\$3.5350	\$4.0882	\$0.1567	\$0.4603	\$1.0052	\$1.3763	
September	\$3.6430	\$5.0401	\$0.1899	\$0.4348	\$1.0056	\$1.0055	
October	\$3.4734	\$5.0134	\$0.2654	\$0.3953	\$1.0056	\$1.0055	
November	\$3.4269	\$4.3811	\$0.2902	\$0.3652	\$1.0054	\$1.0053	
December	\$3.4321	\$4.4869	\$0.2501	\$0.3649	\$0.9062	\$1.0055	
Total Year	\$42.7202	\$46.7372	\$3.0077	\$4.5476	\$16.1940	\$16.4470	

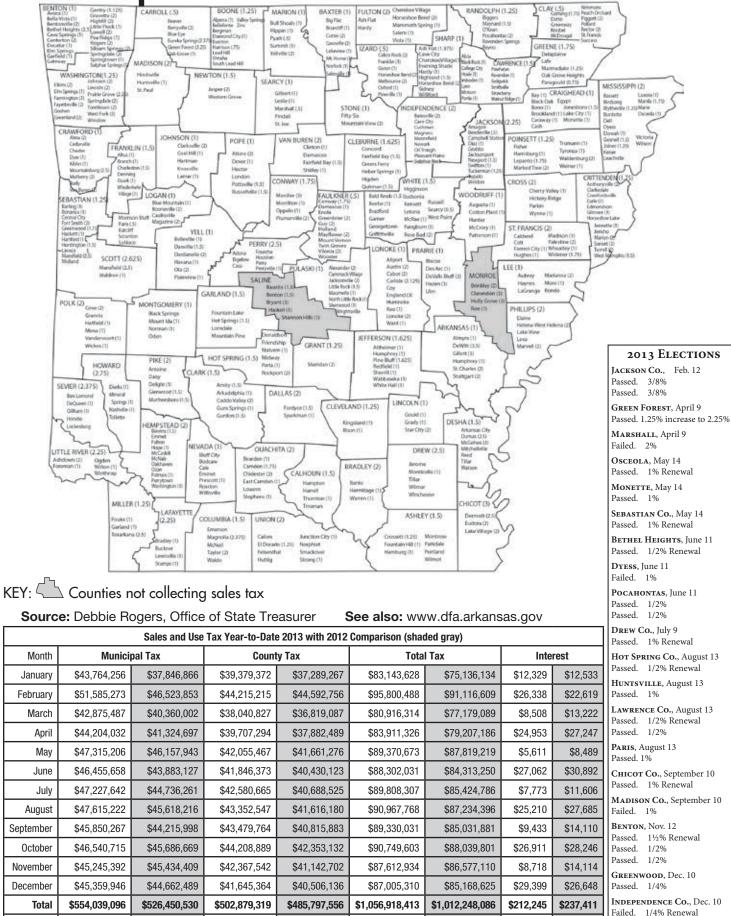
Actua	al To	tals	Per	Month
		IMIS		

	STR	EET	SEVERAN	ICE TAX	GENERAL			
MONTH	2012	2013	2012	2013	2012	2013		
January	\$6,537,582.03	\$6,083,989.12	\$537,347.01	\$567,571.55	* \$5,889,623.14	*\$5,890,046.27		
February	\$7,103,104.25	\$6,402,534.31	\$485,627.91	\$728,037.16	\$1,889,245.23	\$1,897,309.37		
March	\$6,111,822.72	\$5,816,498.28	\$809,523.74	\$742,998.16	\$1,889,603.23	\$1,889,913.31		
April	\$6,508,820.12	\$6,019,069.40	\$508,320.37	\$646,153.53	\$1,882,530.42	\$1,890,083.64		
Мау	\$6,925,015.17	\$6,643,763.23	\$375,733.12	\$589,734.49	\$1,889,362.42	\$1,884,771.73		
June	\$7,148,252.90	\$6,880,560.47	\$395,417.87	\$671,509.25	\$1,889,865.20	\$1,889,910.83		
July	\$7,043,886.87	\$6,750,810.43	\$375,173.84	\$803,621.40	** \$5,842,460.26	** \$5,424,973.20		
August	\$6,643,716.19	\$7,684,015.71	\$294,503.90	\$865,190.21	\$1,889,164.55	\$2,586,803.92		
September	\$6,846,853.12	\$9,473,119.80	\$356,918.13	\$817,319.05	\$1,890,041.23	\$1,889,909.64		
October	\$6,528,081.50	\$9,422,855.56	\$498,817.98	\$742,984.39	\$1,890,041.23	\$1,889,909.64		
November	\$6,440,629.62	\$8,234,597.41	\$545,491.57	\$686,466.96	\$1,889,559.03	\$1,889,429.45		
December	\$6,450,883.49	\$8,433,440.86	\$470,059.64	\$685,869.13	\$1,703,306.66	\$1,889,909.64		
Total Year	\$80,288,647.98	\$87,845,254.58	\$5,652,935.08	\$8,547,455.28	\$30,434,802.60	30,912,970.64		

\* Includes \$4 million appropriation from the Property Tax Relief Fund

\*\* Includes \$3,516,786.65 supplemental in July 2012 and \$3,516,799.83 in July 2013

### Local Option Sales and Use Tax in Arkansas



\$46,169,925

\$43,870,878

\$41,906,610

\$40.483.130

\$88,076,534

\$84.354.007

\$17,687

\$19,784

Averages

#### December 2013 Municipal Levy Receipts and December 2013 Municipal/County Levy Receipts with 2012 Comparison (shaded gray)

		•						•	-	•	• • • •
CITY SALES AND U		LAST YEAR	Gilbert		391.35			2,201.00	Norfork		5,848.24
Alexander		48,130.60	Gillett		7,728.35			80,341.10	Salesville		5,150.12
Alma		177,696.84	Gillham		1,559.04	Oxford		1,799.81 74.129.91	Benton County		579,443.22
Almyra		2,237.78 2,999.41	Gilmore		512.35 58,184.64	Ozark		16,159.87	Avoca		6,368.37
Alpena		3,043.69	Gosnell	16 528 66	14,371.55	Palestine		NA	Bella Vista		345,314.34 460,675.76
Altus		6,407.80	Gould		5,004.03	Paragould		270,533.11	Bethel Heights		30,954.45
Amity	8 383 77	8,486.62	Grady		2,622.51	Paris		24,119.36	Cave Springs	23.446.65	22,563.34
Anthonyville		257.16	Gravette		101,235.63	Patmos		76.66	Centerton		124,170.13
Arkadelphia	146,085.51	158,589.27	Green Forest	49,961.55	22,404.88	Patterson		1,478.22	Decatur		22,171.84
Ash Flat		73,262.89	Greenbrier		130,303.83	Pea Ridge	29,249.69	25,471.79	Elm Springs		495.90
Ashdown		113,808.35	Greenland		19,001.96	Perla		2,220.11	Garfield		6,551.07
Atkins		44,586.74	Greenwood		151,612.27	Perryville		17,600.52	Gateway		5,285.22
Augusta		26,597.04	Guion.		9,462.93	Piggott	66,101.61	59,907.07	Gentry		41,211.70
Austin		10,336.62	Gum Springs Gurdon		17 459 07	Pine Bluff	1 767 14	924,731.26	Gravette		30,341.10
Bald Knob		2,211.98 51,858.30	Guy		17,458.07 5,182.13	Plainview		933.82 4,020.92	Highfill		7,608.11 33,734.08
Barling.	19 222 89	18,822.62	Hackett		4,236.71	Plumerville	14 716 25	9,269.15	Lowell.		95,616.88
Batesville		554,090.49	Hamburg		28,140.60	Pocahontas		107,496.64	Pea Ridge		62,561.39
Bauxite		12,537.48	Hardy	18,358.20	15,648.14	Portia.		2,396.90	Rogers	758,917.40	730,326.57
Bay		6,316.33	Harrisburg	23,141.79	22,506.98	Pottsville		19,578.92	Siloam Springs	203,941.08	196,257.98
Bearden		11,466.75	Harrison		257,518.15	Prairie Grove		71,562.26	Springdale		79,004.31
Beebe		76,951.22	Hartford		1,685.52	Prescott		47,859.84	Springtown		1,135.34
Beedeville		108.74	Haskell		18,886.07	Pyatt		688.88	Sulphur Springs		6,668.51
Bella Vista Belleville		113,804.28	Hatfield		2,919.44 2,485.91	Quitman Ravenden		24,367.98	Boone County		345,848.82 3,649.46
Benton.		2,181.13 636,112.61	Hazen		52,961.74	Rector		2,417.05 25,490.75	Bellefonte		5,193.90
Bentonville		1,548,023.48	Heber Springs		137,868.39	Redfield		12,392.05	Bergman.	5 272 90	5,022.29
Berryville		211,366.05	Helena-West Helena		232,263.55	Rison		12,605.52	Diamond City		8,946.31
Bethel Heights		43,404.33	Hermitage		4,828.12			37,892.05	Everton		1,521.56
Black Rock		6,171.10	Highfill		71,284.96	Roe		590.01	Harrison		148,071.79
Blevins		1,797.11	Highland		24,563.93	Rogers		2,179,851.31	Lead Hill		3,100.32
Blue Mountain		145.72	Holly Grove		7,575.49	Rose Bud	18,403.98	18,204.18	Omaha	2,029.89	1,933.41
Blytheville		519,115.40	Hope		159,778.80	Russellville		901,770.38	South Lead Hill		1,166.91
Bonanza Bono		1,775.00 9,132.91	Horseshoe Bend Hot Springs		18,752.45 1,341,365.63	Salem		19,882.41 2,999.28	Valley Springs Zinc		2,093.57
Booneville		83,500.08	Hoxie		1,341,303.03 NA	Searcy		774,079.88	Bradley County		1,178.35 114,485.40
Bradley		2,460.63	Hughes		10,738.89	Shannon Hills.		10,704.42	Banks	123,304.01	884.00
Branch.		1,791.84	Humphrey		2,244.68	Sheridan		180,403.17	Hermitage		5,917.11
Briarcliff		2,070.76	Huntington		2,249.14	Sherrill		1,194.61	Warren		42,795.69
Brinkley	121,477.49	98,339.08	Huntsville		45,816.32	Sherwood		373,763.88	Calhoun County		52,188.50
Brookland		12,353.04	Imboden		7,471.59	Shirley		2,617.18	Hampton		11,491.37
Bryant		884,847.61	Jacksonville		586,006.69	Siloam Springs		468,460.64	Harrell		2,204.54
Bull Shoals		13,070.36	Jasper		25,231.81	Sparkman	3,626.30	3,229.15	Thornton		3,532.47
Cabot		622,165.59 38,326.70	Jennette Johnson		103.85 42,060.63	Springdale	1,/05,5/8.45	1,696,349.27 9.59	Tinsman		468.67 156,283.86
Calico Rock		28,585.00	Joiner		2,019.00	St. Charles		2,005.59	Beaver		572.13
Camden		271,770.58	Jonesboro		1,832,817.11	Stamps		14,929.26	Blue Eye		171.64
Caraway		7,065.66	Junction City		NA	Star City.		79,968.48	Chicot County		213,356.26
Carlisle	49,404.62	50,714.91	Keiser		2,730.86	Stephens		6,481.26	Dermott		22,278.75
Cave Springs	17,296.14	15,268.16	Кео		1,464.72			NA	Eudora		17,497.57
Centerton		76,435.25	Kibler		1,721.05	Stuttgart		400,130.19	Lake Village		19,857.33
Charleston		26,328.56	Kingsland		1,163.04	Sulphur Springs		1,293.29	Clark County		363,143.19
Cherokee Village .		11,513.63	Lake City		10,528.16	Summit		3,984.96	Clay County		50,302.94
Cherry Valley		5,510.77	Lake Village		69,488.11	Sunset		1,634.14	Datto.		347.49
Chidester		2,222.19 42,111.27	Lakeview		2,801.38 12,982.96	Swifton		2,797.14 7,045.68	Greenway		726.26 997.30
Clarksville		324,376.08	Lepanto		20,272.33	Texarkana		365,037.59	McDougal		646.34
Clinton		78,761.39	Leslie		5,575.41	Texarkana Special	181.897.03	181,810.78	Nimmons		239.77
Coal Hill		NA	Lewisville		9,386.19	Thornton		1,031.15	Peach Orchard		469.11
Conway		1,795,057.26	Lincoln	34,734.79	33,321.71	Tontitown		96,176.12	Pollard		771.43
Corning		82,660.99	Little Flock	6,432.93	7,026.60	Trumann		65,929.69	St. Francis		868.73
Cotter		8,942.07	Little Rock	6,053,746.65	5,856,908.64	Tuckerman		12,576.78	Success		517.77
Cotton Plant		2,025.63	Lonoke		131,174.78	Turrell		4,646.74	Cleburne County		375,526.47
Cove	100 077 01	9,879.65	Lowell	0.010.01	337,067.89	Twin Groves	0 700 00	5.02	Concord		2,787.92
Damascus		166,898.34 6,298.18	Madison.		3,245.70 1,127.69		580 540 33	3,485.11 275,738.63	Fairfield Bay Greers Ferry		2,090.94 10,180.48
Danville		47,061.44	Magazine	17 027 35	7,973.15			696.88	Heber Springs	85 616 49	81,866.57
Dardanelle		152,997.76	Magnolia		404,799.23	Vilonia		79,956.00	Higden		1,371.11
Decatur	18,622.02	14,992.15	Malvern	145,780.39	158,904.41	Viola	2,508.22	2,307.52	Quitman	8,746.86	8,363.75
Delight		3,202.17	Mammoth Spring		7,585.18			926.67	Cleveland County		34,878.17
De Queen		91,372.76	Manila		38,737.00			7,616.66	Kingsland		1,718.87
Dermott	35,460.42	30,457.20	Mansfield	32,183.66	27,127.89		42,529.92	42,927.24	Rison		5,168.13 378,364.09
DeValls Bluff		18,020.53 7,563.88	Marianna		77,421.12 177,227.03			64,302.50 17,409.25	Columbia County Emerson	680.67	674.05
DeWitt	174.168.44	172,362.99	Marked Tree		50,960.82			61,077.74	Magnolia	21.413.46	21,205.10
Diamond City		3,537.05	Marmaduke	15,646.36	16,563.49	Washington	1,876.97	1,458.02	McNeil		945.14
Diaz	3,733.27	3,857.65	Marshall	12,974.99	13,200.79	Weiner	10,245.06	11,186.61	Taylor	1,046.90	1,036.72
Dierks		14,832.95	Marvell		23,555.20	West Fork		30,705.44	Waldo		2,513.03
Dover		22,985.69	Maumelle		239,084.77	West Memphis		526,048.32	Conway County		353,782.98
Dumas		139,758.77	Mayflower		60,759.79	Wheatley		14,851.11	Menifee		3,742.06
Dyer		1,242.76 22,207.89	Maynard		3,973.05 16,075.91	White Hall		68,117.14 3,038.41	Morrilton		83,849.48 9,677.32
East Camden		4,552.41	McGehee	169 190 36	164,717.93			1,670.58	Plumerville		10,234.92
El Dorado		461,056.68	McRae		NA			2,798.57	Craighead County		261,762.20
Elkins	44,679.00	58,997.90	Melbourne		62,011.73			1,013.79	Bay		26,150.08
Elm Springs		4,396.06	Mena		132,983.26			116,543.66	Black Oak		3,804.18
England	75,384.58	64,217.48	Menifee		4,639.00			17,867.78	Bono	29,771.81	30,941.60
Etowah		810.35	Mineral Springs	3,681.13	3,567.90				Brookland		23,841.44
Eudora		30,203.73	Monette		NA			LAST YEAR	Caraway		18,570.77
Eureka Springs		225,144.27	Monticello		174,071.56			313,086.84	Cash		4,965.76
Fairfield Bay		22,373.01	Moro	127 602 90	2,756.90	Ashley County		227,073.34	Egypt		1,626.21
Farmington Fayetteville	2 915 202 20	106,030.72 2,814,378.96	Morrilton	17 157 27	140,214.60 19,046.13		1 843 10	55,259.41 1,756.02	Jonesboro		976,642.47 30,230.14
Flippin		2,814,378.96 42,500.63	Mountain Home	362 089 07	333,868.48			28,668.27	Monette		21,794.16
Fordyce		42,500.65	Mountain View		168,401.45			3,552.18	Crawford County		221,329.59
Foreman		8,570.41	Mountainburg		12,365.33	Parkdale		2,779.53	Alma		42,833.65
Forrest City	168,836.48	157,662.29	Mulberry	20,863.75	21,107.93	Portland	4,528.75	4,314.79	Cedarville	11,361.93	11,018.66
Fort Smith	3,013,968.06	3,019,955.17	Murfreesboro	24,827.38	24,455.45	Wilmot	5,792.60	5,518.91	Chester	1,295.95	1,256.79
Fouke		6,730.92	Nashville	97,345.22	95,562.63	Baxter County		274,386.81	Dyer	7,139.92	6,924.21
Fountain Hill		1,476.79	Newport	176,197.17	166,717.70			1,190.25	Kibler		7,596.08
Franklin		1,762.00	Norfork		4,411.95			2,700.95	Mountainburg	5,143.03	4,987.64
Garfield		6,227.96 1,747.90	Norman		2,220.12 1,353,745.06			11,101.36 23,782.10	Mulberry	13,489.24	13,081.69 482.17
Gassville		33,302.28	Oak Grove		673.41	Lakeview		8,480.53	Van Buren	185 760 28	482.17 180,147.94
Gentry		42,274.80	Ola		8,377.72			142,463.69	Crittenden County		641,806.50
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Anthonyville	937.42	Grubbs	3 529 21	3,355.93	Manila 40,867.03	38,918.56	Sebastian County 697,810.70	697,199.76
Clarkedale	2,160.14	Jacksonport		1,843.16	Marie	978.20	Barling 63,776.55	63,720.72
Crawfordsville2,946.48	2,788.97	Newport		68,501.04	Osceola	90,332.53	Bonanza 7,888.04	7,881.14
Earle	14,055.46	Swifton		6,937.91	Victoria	430.88	Central City6,886.61	6,880.58
Edmondson 2,626.61 Gilmore 1,456.02	2,486.20 1,378.18	Tuckerman		16,188.47 1,564.94	Wilson	10,515.68 NA	Fort Smith 1,182,644.19	1,181,608.80
Horseshoe Lake 1,796.19	1,700.16	Weldon		652.08	Montgomery County 41,383.23	39,558.20	Greenwood 122,806.56	122,699.04
Jennette	602.62	Jefferson County		681,963.95	Black Springs	511.26	Hackett	11,129.54
Jericho	692.87	Altheimer		9,825.81	Glenwood	216.90	Hartford	8,799.46 8,703.52
Marion	71,878.49	Humphrey		3,075.56	Mount Ida	5,556.74	Lavaca	31,373.78
Sunset	1,037.57 3,222.74	Pine Bluff		490,122.23 12,951.30	Norman	1,952.09 1,198.10	Mansfield	9,909.67
West Memphis 161,441.43	152,810.96	Sherrill		838.79	Nevada County	32,318.83	Midland	4,454.56
Cross County	240,634.07	Wabbaseka		2,546.32	Bluff City	896.14	Sevier County 237,519.34	238,596.98
Cherry Valley 6,609.78	6,180.82	White Hall		55,180.32	Bodcaw	997.32	Ben Lomond 1,081.98	1,086.89
Hickory Ridge 2,761.69	2,582.46	Johnson County		104,095.04	Cale	570.93	De Queen 49,204.07	49,427.31
Parkin	10,491.25 79,439.14	Clarksville Coal Hill		76,461.33 8,430.91	Emmet	3,432.79 23,819.96	Gillham 1,193.91	1,199.33
Dallas County 151,746.17	135,386.70	Hartman		4,323.76	Rosston	1,886.23	Horatio	7,825.62
Desha County	102,077.35	Knoxville		6,089.91	Willisville 1,010.08	1,098.48	Lockesburg	5,539.40
Arkansas City 3,590.13	3,950.55	Lamar		13,371.14	Newton County 50,346.54	49,560.98	Sharp County 69,588.86 Ash Flat	65,105.15 7,787.51
Dumas	50,795.82	Lafayette County		87,867.11	Jasper	1,983.29	Cave City	13,842.69
McGehee	45,539.22 3,885.78	BradleyBradley		4,141.05 1,813.36	Western Grove	1,634.30 314,415.02	Cherokee Village	30,816.28
Reed	1,856.54	Lewisville		8,440.36	Bearden	8,249.36	Evening Shade 3,669.28	3,432.86
Tillar	226.67	Stamps		11,163.69	Camden 106,628.55	104,039.28	Hardy 6,200.40	5,800.90
Watson 2,069.72	2,277.50	Lawrence County		131,022.58	Chidester 2,529.40	2,467.98	Highland 8,875.91	8,304.03
Drew County 401,871.41	405,811.49	Alicia		706.63	East Camden	7,950.47	Horseshoe Bend	63.57
Jerome	441.04 107,060.64	Black Rock		3,772.48 2,592.87	Louann	1,400.51 7,608.88	Sidney 1,537.36	1,438.31
Tillar	2,307.00	Hoxie		15,842.15	Perry County	92,860.92	Williford	595.98
Wilmar	5,778.81	Imboden		3,857.96	Adona	827.54	St. Francis County 144,150.94	148,370.01
Winchester 1,870.25	1,888.57	Lynn		1,641.20	Bigelow 1,140.23	1,247.25	Caldwell 9,484.74 Colt 6,459.88	9,762.34 6,648.94
Faulkner County 676,751.76	648,154.99	Minturn		621.15	Casa	677.08	Forrest City	270,372.90
Enola 2,060.70 Holland	1,973.63 3,252.39	Portia		2,490.30 410.30	Fourche	245.49 685.00	Hughes	25,346.91
Mount Vernon	846.67	Ravenden		2.678.35	Perry	1,069.07	Madison 13,141.92	13,526.56
Twin Groves 2,042.41	1,956.11	Sedgwick		866.19	Perryville	5,780.92	Palestine	11,978.66
Wooster 5,243.21	5,021.65	Smithville		444.49	Phillips County 110,587.99	100,362.03	Wheatley 6,066.82	6,244.38
Franklin County 150,386.98	151,273.45	Strawberry		1,720.98	Elaine	11,234.71	Widener 4,665.46	4,802.03
Altus	5,926.62 2,869.49	Walnut Ridge Lee County		27,866.24 31.579.97	Helena-West Helena 196,164.32 Lake View	178,025.22 7,825.44	Stone County	84,313.64
Charleston	19,718.91	Aubrey		978.60	Lexa	5,052.09	Fifty Six	1,539.77
Denning	3,682.64	Haynes		863.47	Marvell	20,950.27	Mountain View	24,458.34
Ozark	28,804.31	LaGrange		512.33	Pike County 130,263.67	133,871.27	Union County	496,178.35
Wiederkehr Village	297.12	Marianna		23,687.86	Antoine	858.53	Calion	14,465.20 615,911.31
Fulton County 90,296.14	90,620.30	Moro		1,243.40	Daisy	843.85	Felsenthal	3,544.44
Ash Flat	358.52 2,787.31	Rondo		1,139.77 54,127.15	Delight 1,992.08 Glenwood 15,608.22	2,047.25 16,040.49	Huttig	19,826.18
Hardy	147.63	Gould		4,284.51	Murfreesboro 11,716.88	12,041.37	Junction City 17,767.81	17,685.09
Horseshoe Bend	59.75	Grady		2,298.38	Poinsett County 112,310.73	111,438.75	Norphlet	22,313.79
Mammoth Spring 3,421.76	3,434.04	Star City		11,640.36	Fisher 1,679.79	1,666.75	Smackover	58,704.92
Salem	5,746.84	Little River County		164,134.76	Harrisburg 17,340.28	17,205.65	Strong	16,702.95
Viola 1,180.28 Garland County 1,783,299.25	1,184.51 1,401,580.37	Ashdown		33,479.46 7,166.57	Lepanto	14,148.70 19,178.85	Van Buren County 256,104.18	273,743.21
Fountain Lake	3,283.83	Ogden		1,275.95	Trumann	54,531.91	Clinton	24,316.53
Hot Springs	NA	Wilton		2,651.14	Tyronza	5,695.36	Damascus	2,336.33 20,139,17
Lonsdale1,131.39	613.68	Winthrop		1,361.01	Waldenburg	455.93	Fairfield Bay 18,841.48 Shirley 2,544.26	2,719.49
Mountain Pine	5,026.93	Logan County		78,395.91	Weiner	5,351.54	Washington County 1,156,278.83	1,106,934.74
Grant County	168,807.93 445,339.68	Blue Mountain Booneville		772.43 24.854.96	Polk County	235,514.25 7,064.50	Elkins	32,968.40
Delaplaine	1,148.74	Caulksville		1,326.84	Grannis	10,245.38	Elm Springs 19,468.94	18,638.11
Lafe 4,127.90	4,535.54	Magazine		5,276.23	Hatfield	7,637.80	Farmington	74,378.12
Marmaduke 10,013.32	11,002.15	Morrison Bluff		398.68	Mena 108,460.04	106,097.00	Fayetteville 956,930.27	916,093.37
Oak Grove Heights 8,012.46	8,803.70	Paris		22,001.93	Vandervoort	1,608.94	Goshen 13,928.68	13,334.28
Paragould	258,595.21 618,698.41	Ratcliff		1,258.32 1,395.37	Wickes	13,944.06 308,593.32	Greenland	15,674.93
Blevins	3,844.53	Subiaco		3,563.17	Atkins	37,061.18	Johnson	41,758.32
Emmet	524.81	Lonoke County		230,312.79	Dover 17,366.87	16,933.13	Lincoln	28,000.73 54,532.33
Fulton 1,981.04	2,453.18	Allport		931.29	Hector 5,671.33	5,529.69	Springdale	793,619.73
Hope	123,208.16	Austin		16,504.13	London	12,767.43	Tontitown	30,627.75
McCaskill	1,171.67 829.93	Cabot		192,542.79 17,929.41	Pottsville	34,873.88 343,086.27	West Fork	28,847.35
Oakhaven	768.91	Соу		777.43	Prairie County	34,524.83	Winslow 5,085.06	4,868.07
Ozan	1,037.41	England	24,795.07	22,877.41	Biscoe	2,862.61	White County 830,205.01	796,992.18
Patmos	781.11	Humnoke		2,299.89	Des Arc	13,540.23	Bald Knob	31,015.49
Perrytown 2,680.81 Washington	3,319.72 2,196.88	Keo Lonoke		2,073.14 34,376.86	DeValls Bluff 4,522.65 Hazen	4,881.42 11,576.62	Beebe	78,314.92
Hot Spring County 270,499.64	304,156.73	Ward		32,935.38	Ulm	1,340.63	Bradford 8,464.54 Garner	8,125.91 3,040.52
Donaldson 2,188.46	2,460.76	Madison County	172,303.14	153,010.64	Pulaski County 841,320.58	836,742.24	Georgetown	3,040.52
Friendship 1,279.63	1,438.85	Hindsville	363.51	322.81	Alexander 4,072.69	4,050.52	Griffithville	2,408.87
Malvern	84,352.41	Huntsville		12,414.85	Cammack Village 13,253.49	13,181.37	Higginson 6,925.53	6,648.47
Midway	3,180.18 1,970.24	St. Paul		597.98 74,855.65	Jacksonville	486,818.12 3,321,498.72	Judsonia	21,615.56
Rockport	6,172.32	Bull Shoals		12,895.89	Maumelle	294,572.68	Kensett	17,643.61
Howard County 293,334.06	293,993.80	Flippin	9,515.34	8,960.99	North Little Rock 1,075,189.48	1,069,338.46	Letona	2,730.05
Dierks14,370.04	14,402.36	Pyatt	1,551.95	1,461.53	Sherwood 509,482.84	506,710.31	McRae	7,301.54
Mineral Springs 15,321.29	15,355.74	Summit		3,994.42	Wrightsville	36,283.10	Pangburn 6,702.49	6,434.35
Nashville	58,817.06 3,050.81	Yellville		7,962.38 324,612.57	Randolph County 116,319.91 Biggers	112,120.26 2,718.35	Rose Bud	5,160.33
Independence County 710,980.26	482,785.07	Fouke		8,542.44	Maynard	3,337.23	Searcy	2,312.51 244,719.41
Batesville	119,137.01	Garland	8,647.01	8,542.44	0'Kean 1,576.70	1,519.77	West Point	1,980.62
Cave City 1,924.39	1,883.31	Texarkana	194,557.63	192,204.80	Pocahontas	51,766.19	Woodruff County 17,835.92	16,360.68
Cushman	5,254.68	Mississippi County		649,504.49	Ravenden Springs	924.40	Augusta	16,922.46
Magness	2,348.33 1,592.68	Bassett Birdsong		2,014.64 477.46	Reyno	3,572.24 NA	Cotton Plant 5,444.74	4,994.40
Newark	13,671.46	Blytheville	191,006.26	181,899.46	Scott County 138,108.33	136,577.73	Hunter	808.03
Oil Trough	3,022.60	Burdette	2,335.61	2,224.25	Mansfield 6,499.22	6,427.19	McCrory 14,505.31	13,305.56
Pleasant Plains 4,145.76	4,057.26	Dell		2,596.90	Waldron	25,708.74	Patterson	3,478.38
Sulphur Rock	5,301.19	Dyess		4,774.57	Searcy County	40,827.88	Yell County	96,713.35
Izard County	47,467.46 120,200.68	Etowah		4,087.50 41,317.50	Big Flat5.89 Gilbert164.83	6.66 186.61	Belleville 2,587.01 Danville	2,752.49 15,035.70
Amagon	852.02	Joiner	7,043.51	6,707.69	Leslie	2,939.13	Dardanelle	29,615.77
Beedeville	930.27	Keiser	9,281.29	8,838.78	Marshall	9,030.65	Havana	2,340.55
Campbell Station 2,331.47	2,217.00	Leachville		23,209.07	Pindall	746.45	Ola	7,995.32
Diaz 12,050.52	11,458.86	Luxora	14,404.95	13,718.15	St. Joe	879.74	Plainview	3,794.81

### MUNICIPAL MART

To place a classified ad in *City & Town*, please contact the League at 501-374-3484 or e-mail citytown@arml.org. Ads are FREE to members of the League and available at the low rate of \$.70 per word to non-members. For members, ads will run for two consecutive months from the date of receipt unless we are notified to continue or discontinue. For non-members, ads will run for one month only unless otherwise notified.

- IT DIRECTOR-Bryant is seeking qualified candidates for the position of IT Director. Under the direction of the Mayor, this position is responsible for the overall direction of the Information Technology department by planning, organizing, staffing, directing and controlling all activities of the department. The IT Director will also manage all aspects of the city's electronic network and computer systems. Requires an equivalent to four years of college, plus 8 years related experience and/or training, and 6 years related management experience, or equivalent combination of education and experience. Starting annual salary \$60,830 DOE. Benefits include vacation, sick leave, paid holidays, APERS retirement, health insurance as well as dental, vision, and life insurance. Full job description available at www.cityofbryant.com. Apply online or in person at the City of Bryant, Human Resources Department, 210 SW 3rd St., Bryant, AR 72202. For additional information, please contact the Human Resources Department at 501-943-0999.
- JOURNEYMAN LINEMAN—The City of Cushing, Okla., is looking for a Journeyman Lineman and Apprentice Lineman. The Journeyman Lineman needs to have at least 5 years of experience in the electric line construction and maintenance field. Applicant must be skilled in the construction and maintenance of high voltage and secondarv electric line, overhead and underground to include installing and removal of electric poles, transformers, insulators and associated equipment. Must be willing to relocate to Cushing and live within a 20 minute or less response time of the electric department. Competitive salaries and benefits. For more information call 918-225-1659 or email your resume to the human resources at citytreasurer@cityofcushing.org.
- **OPERATIONS SCHEDULING MANAGER**—Ozark Regional Transit in Springdale is accepting applications for an operations scheduling manager. This position has the overall responsibility for all operational, call center and scheduling functions. Route Match knowledge, and increasing levels of effective management or supervisory experience a must. Open until filled. For more information contact Human Resources, 479-756-5901 ext. 8752.
- **OPERATIONS TRAINING MANAGER**—Ozark Regional Transit in Springdale is accepting applications for an operations training manager. This position has the overall responsibility for all operational and safety training functions. Increasing levels of effective management or supervisory experience a must. Open until filled. For more information contact Human Resources, 479-756-5901 ext. 8752.
- **POLICE CHIEF**—Applications are now being accepted for the position of Police Chief with the City of Camden Police Department. Camden PD is a progressive department made up of 27 sworn officers and 16 civilian personnel. The current departmental operating budget is \$2,415,585.

The City is seeking a highly qualified and highly motivated individual who will assume responsibility for planning, directing and controlling all administrative and technical police services and activities, along with supervising and providing for the training, assignment and discipline of all departmental personnel. Camden PD enjoys a high degree of community respect and has excellent working relationships with other local, state and federal law enforcement agencies. The City offers a competitive salary, excellent fringe benefits, annual uniform allowance, 11 paid holidays annually, 15 days annual vacation leave, 20 days sick leave annually, City-paid Health, Life and Dental insurance, and a state-operated retirement system. Applicants must have successfully completed training at a certified state or national law enforcement training academy, completed college (preferred) with specialization either in criminology, police science, personnel management, or public or business administration. Applicants must also have extensive successful experience as a law enforcement officer in a police department or comparable police agency involving positions of progressive responsibility and demonstrated ability, with a minimum of two years of paid full-time employment as a Police Captain or higher outside the Camden PD or as a Lieutenant or higher inside the Camden PD. Applicants may have any combination of the above training, education and experience that will provide the required knowledge, skills and ability to perform the job. Applicants may submit their resume to the Mayor's Office, City of Camden, P.O. Box 278, Camden, AR 71711. The deadline for submitting resumes is February 1, 2014. EOE.

- **POLICE OFFICER**—Charleston is accepting applications for a full-time Police Officer. Candidates must be able to meet all requirements of law enforcement standards and training. The City of Charleston maintains a residency requirement on full-time officers. Contact Charleston City Hall at 479-965-2269 or email mail@aboutcharleston.com for an application. Application deadline is Jan. 31, 2014. EOE.
- **POLICE OFFICER**—Hermitage is taking applications for an evening shift police officer. To apply send resume to City of Hermitage, P.O. Box 120, Hermitage, AR 71647. For more information call 870-463-2209.
- **PURCHASING/PAYROLL ASST.**—Ozark Regional Transit in Springdale is accepting applications for a purchasing/payroll assistant. Requires a degree in accounting or a minimum of 3 years experience with basic accounting knowledge. The primary responsibility is administrative oversight of all company procurements including vehicle parts inventory, janitorial and office supplies, blanket purchases and capital projects. Additional duties include oversight of the disposal of surplus property and the records retention program. The position will also have accounting responsibilities by assisting payroll, fixed assets, accounts

payable, inventory, audit and invoicing, in order to foster the appropriate segregation of duties.

Applicants must submit a letter of intent and a resume with application. View and print an application at www.ozark.org or obtain one in person at 2423 E. Robinson Ave., Springdale, AR. 72764. For further information and full job description contact Susanne Watson, Human Resource Officer swatson@ozark.org or at 479-756-5901 ext. 8752, 8 a.m.-5 p.m. Mon-Fri. Open until filled.

- WATER/WASTEWATER GM-Forrest City Water Commission is accepting applications for a Water/ Wastewater General Manager. Requires degree in Civil Engineering, Public Admin., Business Admin. or related field; minimum of 5 years previous experience in Public Works or Business Administration with increasing supervisory experience. Must possess valid DL, submit to a background check and be willing to relocate, and possess or have the ability to obtain an Arkansas Class IV Water/Wastewater License within one year. The Commission requires a complete application to be submitted. Application is available at: Forrest City Water Commission, 303 North Rosser, P.O. Box 816, Forrest City, AR 72336. The Commission offers a generous benefit package including, but not limited to medical, dental, vision, LTD, Deferred Compensation, vacation and sick leave. For more information call 870-494-5561 or email jlking50@msn.com. Open until filled.
- FOR SALE—City of Bay/Bay Police Dept. has for sale a 2008 Dodge Charger. \$10,000. Approx. 120,000 miles. Complete w/ Havis K-9 transport, Hot Dog System, Pop-n-Lock Door opener, Console, pushbumper. Contact Chief Paul Keith, 870-781-3221 or Mayor Darrell Kirby, 870-781-3386.
- FOR SALE—Caddo Valley has a 2010 Dodge Charger police package patrol car for sale. White in color, approx.. 85,000 miles. V8 5.7 liter. It has had regular oil changes and has a LED light bar with LED lights in the back window. It has a Jotto Desk console for radio and siren storage. Comes with prisoner partition, siren speaker/controls. \$13,500 OB0. Please contact Police Chief Aaron Collier if interested at 870-246-6357 or email aaron.collier@leo.gov.
- FOR SALE—Hamburg has for sale 230k Onan generator with 300 gallon diesel tank, Y configuration. Asking \$15,000. For more information contact Jimmy Hargis at 870-853-6645 or jghargis@sbcglobal.net.
- **FOR SALE**—Maynard has a 2004 Black Ford Explorer for sale. 173,614 miles, new tires. Police radar equipment and light package installed. Bring sealed bid to city hall or mail bid to 13052 Hwy 115, Maynard, AR 72444. Deadline for receiving bids is Jan. 31.

Arkansas Municipal League P.O. Box 38 North Little Rock, AR 72115 (501) 374-3484



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