

Special Meeting: January 12, 2024

ORDINANCE NO. 2024- 09

**AN ORDINANCE APPROVING THE
OPENING OF A NEW
ACCOUNT AT EAGLE BANK
FOR THE CITY OF FAIRFIELD BAY
TO ACCEPT DONATIONS AND OTHER RECEIPTS FOR,
AND TO PAY COSTS AND EXPENSES OF,
LEASE OF THE CAMPGROUND FROM THE
U.S. ARMY CORPS OF ENGINEERS;
CONTINUING PROHIBITION ON SPENDING
AT CAMPGROUND;
DECLARING AN EMERGENCY;
AND FOR OTHER PURPOSES.**

WHEREAS, The Mayor asks the City to open an account at Eagle Bank for the purpose of receiving donations, receipts, and other income from the Campground, and to be used as a separate checking account for Campground expenses and costs, for the purposes of accounting;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FAIRFIELD BAY, ARKANSAS:

1. That the Mayor, and the Recorder-Treasurer are authorized to open a new account at Eagle Bank for the purpose of receiving donations, and other receipts from the Campground (such as overnight camping fees, usage fees, parking fees, and the like), and to make payments of Costs and Expenses for the Campground, and the Recorder-Treasurer can make the appropriate transactions and entries in the books and records of the City.
2. The Recorder-Treasurer be, and she is hereby, **AUTHORIZED TO MAKE THE APPROPRIATE ENTRIES**, to open an account at Eagle Bank, provided that such account comports with applicable Arkansas statutes and recommendations of Legislative Audit, in all respects. Access to the Campground account shall be limited to the Recorder-Treasurer, and the Mayor; and further is subject to budgeting, appropriation, approval, and review by the City Council.
3. **LIMITATION:** The spending limitations imposed by Ordinance No. 23-24 (dated October 2, 2023), are continued herein, unless repealed or revised by the City Council. The City Council requires a deposit of no less than \$36,750.00 from the "non-profit donor" before the campground can be opened, or a lease can be signed, or any other "campground" spending can take place; consequently, further action by the Council is

required for any spending from this account. The Recorder-Treasurer is authorized to accept donations of any kind or size for this account, on the understanding that such funds are non-refundable, and become property of the City subject to appropriation by the City Council, and review by legislative audit (among others).

3. The Mayor and the Recorder-Treasurer be, and they are hereby, AUTHORIZED TO TAKE ANY AND ALL ACTIONS to put this Ordinance into full force and effect.


4. **EMERGENCY CLAUSE.** It is necessary for the efficient operation of Municipal Government that the City open an account at Eagle Bank for the Campground, AND FURTHER that the City maintain clarity and uniformity in the application of its laws; now, therefore, **AN EMERGENCY IS DECLARED TO EXIST**, and this Ordinance being necessary for the preservation of the public peace, health, safety, and welfare, and for the accuracy of its accounting records, it shall take effect and be in full force and effect immediately from and after its passage and approval.

5. **NOT TO BE CODIFIED:** This Ordinance, concerning accounting and bookkeeping matters concerning the City's accounts, shall not be codified in the Municipal Code.

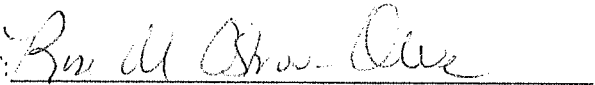
6. **SEVERABILITY CLAUSE:** If any provision of this Ordinance, or the application thereof, to any person or circumstance is held invalid for any reason, such invalidity shall not affect other provisions or applications of this Ordinance, which shall be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared severable.

DATED: 12th day of January, 2024.

APPROVED:


Jackie Sikes, Mayor

ATTEST:


Rosie M Ostronic Owen, City Recorder/Treasurer

Reviewed and approved:
AJ Kelly
Kelly Law Firm, PLC
PO Box 251570
Little Rock AR 72225-1570
Rev2: 1/12/24