

④ City of Conway 010334

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ORDINANCE NO. O-06-24

AN ORDINANCE ESTABLISHING A BOARD OF CIVIL SERVICE COMMISSIONERS FOR THE FIRE AND POLICE DEPARTMENTS OF THE CITY OF CONWAY; REPEALING ANY OTHER ORDINANCES OR RULES OR REGULATIONS IN CONFLICT; AND FOR OTHER PURPOSES.

WHEREAS, the City Council has the authority, pursuant to Ark. Code Ann. §14-51-102, to establish a board of civil service commissioners for the police and fire departments;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CONWAY, ARKANSAS, THAT:

SECTION 1. That pursuant to Ark. Code Ann. §14-51-102 and §14-51-201, the city council shall, by ordinance, name five (5) upright and intelligent citizens of their cities as a board of civil service commissioners for the police and fire departments.

SECTION 2. That the appointments and terms of service of civil service commissioners shall be pursuant to A.C.A. §14-51-201, as amended.

SECTION 3. That commissioners shall meet the requirements and qualifications enumerated in A.C.A. §14-51-202, as amended.

SECTION 4. That the civil service commission shall conduct its affairs, derive its powers and be governed by the requirements of A.C.A. §14-51-201—311, as amended.

SECTION 5. That pursuant to A.C.A. §14-51-206(a), the city attorney shall act as attorney for the commission in all trials or other legal transactions. Provided, the commission may appoint an attorney to represent the commission if it so desires.

SECTION 6. That pursuant to A.C.A. §14-51-206(b), The city shall hire, on an annual basis, independent legal counsel to represent the city and the department head when the city's managerial employment decisions are brought for review before the commission and in all trials, proceedings, or other legal transactions before the commission.

SECTION 7. The city council shall, pursuant to A.C.A. §14-51-207:

- (1) Provide suitable rooms for the board to hold meetings;
- (2) Allow all reasonable supplies;
- (3) Permit use of public buildings for holding examinations by the board;
- (4) Provide, designate, manage, and supervise a paid city employee, full-time or part-time, as may be deemed necessary by the city's mayor, to be known as the administrative assistant to the commission. This assistant shall help with the clerical and administrative needs of the board; and
- (5) Provide adequate funding for legal counsel as enumerated in this chapter.

SECTION 8. That pursuant to A.C.A. §14-51-301, the commission provided for in this ordinance shall prescribe, amend, and enforce rules and regulations governing the fire and police departments.

SECTION 9. That pursuant to A.C.A. §14-51-302, all employees in the fire or police department shall be governed by rules and regulations set out by the chief of their respective police or fire departments after rules and regulations have been adopted by the city council.

SECTION 10. That pursuant to A.C.A. §14-51-304, the city council shall from time to time fix the number of employees and the salaries to be drawn by each rank in the fire and police departments.

SECTION 11. That the uniformed employee code, which this ordinance is intended to supersede, shall still be in effect until such time that it is specifically repealed upon the completion of all necessary preliminary steps to activate a Civil Service Commission.

SECTION 12. Any amendments to this ordinance shall require the votes of at least six (6) City Council members. Further, any proposed amendments to this ordinance shall be read at three separate city council meetings at least twelve (12) days apart prior to a vote by the city council.

SECTION 13. That this ordinance shall go into effect from and after its passage and publication.

PASSED this 16 day of March, 2006.


MAYOR TAB TOWNSELL

ATTEST:


MICHAEL O. GARRETT, CITY CLERK