

1 **WHEREAS**, the authority for such action was approved in 2019 Ark. Acts 978, *codified as* Ark. Code
2 Ann. §§ 14-47-140 (a) (1) (C) (D) (F) (G), and can be implemented upon a two-thirds (2/3) vote of the
3 Board of Directors – Act 978 at § 1, *codified as* § 14-47-140 (a)(2).

4 **NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE CITY**
5 **OF LITTLE ROCK, ARKANSAS:**

6 **Section 1.**

7 **(a)** The Mayor shall have the authority to hire the City Manager and this decision is final unless
8 the Board of Directors, by a two-thirds (2/3) vote, overrides this hiring decision; provided, that any
9 attempt to override must be requested in writing by a member of the Board of Directors within ten
10 (10) days of the date the Mayor has announced the hire;

11 **(b)** The Mayor shall conduct the Annual Review of the City Manager.

12 **Section 2.** The Mayor shall have the authority to terminate the city manager and this decision is final
13 unless the Board of Directors, by a two-thirds (2/3) vote, overrides this termination decision; provided, that
14 any attempt to override must be requested in writing by a member of the Board of Directors within ten
15 (10) days of the date the Mayor has announced the termination.

16 **Section 3.**

17 **(a)** The Mayor shall have the authority to hire the City Attorney subject to the confirmation
18 and approval of a majority of the Board of Directors;

19 **(b)** The Mayor and Vice-Mayor shall jointly conduct the Annual Review of the City Attorney.

20 **Section 4.** The Mayor shall have the authority to terminate the City Attorney and this decision is final
21 unless the Board of Directors, by a two-thirds (2/3) vote, overrides this termination decision; provided, that
22 any attempt to override must be requested in writing by a member of the Board of Directors within ten (10)
23 days of the date the Mayor has announced the termination.

24 **Section 5. Severability.** In the event any title, section, paragraph, item, sentence, clause, phrase, or
25 word of this ordinance is declared or adjudged to be invalid or unconstitutional, such declaration or
26 adjudication shall not affect the remaining portions of the ordinance which shall remain in full force and
27 effect as if the portion so declared or adjudged invalid or unconstitutional was not originally a part of the
28 ordinance.

29 **Section 6. Repealer.** All laws, ordinances, resolutions, or parts of the same, that are inconsistent with
30 the provisions of this resolution, are hereby repealed to the extent of such inconsistency including, but not
31 limited to, Little Rock, Ark., Ordinance No. 16,435 (June 1, 1993), Little Rock, Ark., Ordinance No. 19,761
32 (June 12, 2007), and Little Rock, Ark., Resolution No. 14,902 (December 3, 2018).

33 **Section 7. Emergency Clause.** *In light of changes in state law, and the recommendations of the*
34 *Governance Structure Study Group, it is deemed important that the Mayor have greater authority to making*
35 *hiring or termination decisions as to the City Manager and the City Attorney in order to assure that one*

1 *(1) person can be held accountable by the citizens for the actions of local government; such a need is*
2 *essential to protect the public health, safety, and welfare; an emergency is, therefore, declared to exist, and*
3 *this ordinance shall be in full force and effect from and after the date of its passage.*

4 **PASSED: February 18, 2020**

5 **ATTEST:**

APPROVED:

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Susan Langley, City Clerk

_____ **Frank Scott, Jr., Mayor**

9 **APPROVED AS TO LEGAL FORM:**

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Thomas M. Carpenter, City Attorney

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