ORDINANCE NO. _____

AN ORDINANCE TO AMEND LITTLE ROCK, ARK., ORDINANCE NO. 15,091 (May 6, 1986) TO EXPAND MEMBERSHIP FROM THREE TO FIVE COMMISSIONERS FOR THE TALL TIMBERS RECREATIONAL IMPROVEMENT DISTRICT NO. 3; TO DESIGNATE MAURICE BECKETT AND DANIEL SCRUGGS AS THE TWO NEW COMMISSIONERS; TO DIRECT THE DRAWING OF LOTS TO DETERMINE THE INITIAL TERMS OF ALL MEMBERS; TO PROVIDE THAT AFTER THE INITIAL DRAWING EACH COMMISSIONER SHALL SERVE A TERM OF THREE YEARS; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, Little Rock, Ark., Ordinance No. 15,901 (May 6, 1986) created the Tall Timbers Recreational Improvement District No. 3 ("the District") which, at that time, had a board of commissioners made up of three persons; and,

WHEREAS, pursuant to Ark. Code Ann. § 14-88-301 (West 2020) a petition has been filed with the City Clerk that requests the expansion of the board of commissioners from three to five members; and,

WHEREAS, the petitions recommends the selection of Maurice Beckett and Daniel Scruggs as the two new commissioners; and,

WHEREAS, the petitions surpass the statutory requirement of having been signed by at least ten percent (10%) of the property owners within the district; and,

WHEREAS, this expansion mandates that all commissioners draw lots to determine the initial terms, not to exceed three (3) years, for a maximum of three (3) three-year (3-year) terms of service;

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

Section 1. The Board of Directors acknowledges the submission of petitions for modification to the board of commissioners of Tall Timbers Recreational Improvement District No. 3, and accepts that it was signed by 49 of 185 property owners which equals 26.48% of the total property owners within the District that exceeds to the ten percent (10%) requirement set forth in Ark. Code Ann. § 14-88-101(1)(A)(ii) (West 2020).

Section 2. The District board of commissioners is expanded to five (5) persons who own property within the District in compliance with the petition.

Section 3. At the request of the petitioners, Mr. Maurice Beckett and Mr. Daniel Scruggs, property owners within the District, are appointed to two additional commissioner seats on the District board of commissioners.

Section 4. ***Drawing lots for initial terms*****.**

(a) At the first meeting after the passage of this Ordinance, the commissioners shall draw lots to see the time each commissioner will serve; for the initial terms; the commissioners shall draw lots with one (1) lot representing a one-year (1-year) initial term of service; two (2) lots representing two (2) initial terms of two-years (2-years) of service; and, two (2) lots representing initial terms of three-years (3-years) of service; and,

(b) The names and terms so selected shall be certified to the City Clerk on or before Januar 1, 2027.

Section 5. All commissioners of the District, after the passage of this Ordinance, and after the initial set of terms as determined by lot have been completed, shall serve a term of three (3) years, provided that no commissioner shall serve for a period that exceeds three (3) three-year (3-year) terms.

Section 6. The provisions of this Ordinance are in addition to, and not in replacement of, all terms and conditions and responsibilities of service as an improvement district commissioner.

Section 7. ***Severability*****.** In the event any title, section, paragraph, item, sentence, clause, phrase or word of this ordinance is declared or adjudged to be invalid or unconstitutional, such declaration or adjudication shall not affect the remaining portions of the ordinance which shall remain in full force and effect as if the portion so declared or adjudged invalid or unconstitutional were not originally a part of the ordinance.

Section 7. ***Repealer*****.** All laws, ordinances, resolutions, or parts of the same, that are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency including, but not limited to Little Rock, Ark., Ordinance No. 15,091 (May 6, 1986), and Little Rock, Ark., Ordinance No. 15,201 (November 4, 1896).

Section 7. ***Emergency Clause*****.** *It is necessary to assure that the membership of the board of commissioners of a recreational improvement district are properly appointed and established in appropriate terms of office in order to conduct the business of the District, especially after a request expansion from three to five commissioners, to assure the proper payments of funds, to complete appropriate audits as required by law, and for all other purposes set out by state law; such necessity is essential to the public health, safety and welfare; therefore, this ordinance shall be in full force and effect from and after the date of its passage.*

PASSED: October 20, 2026

//

//

ATTEST: **APPROVED:**

_____ _____

Allison Segars, City Clerk **Frank Scott, Jr., Mayor**

APPROVED AS TO LEGAL FORM:

_____

Thomas M. Carpenter, City Attorney

//

//

//

//

//

//

//

//

//

//

//

//

//

//

//

//

//

//

//

//

//