CITY OF MULBERRY, ARKANSAS

ORDINANCE NO. 2026-06

AN ORDINANCE AUTHORIZING THE CITY OF MULBERRY TO CONDUCT BUSINESS WITH PERSONS OR ENTITIES RELATED TO CITY OFFICIALS/EMPLOYEES, REPEALING ANY OTHER CONFLICTING ORDINANCES, AND OTHER RELATED PURPOSES.

WHEREAS, Arkansas law contained in Ark. Code Ann. § 14-42-107 (b) (1) provides that "[n]o alderman, council member, official, or municipal employee shall be interested, directly or indirectly, in the profits of any contract for furnishing supplies, equipment, or services to the municipality unless the governing body of the city has enacted an ordinance specifically permitting aldermen, council members, officials, or municipal employees to conduct business with the City and prescribing the extent of this authority."

WHEREAS, the City Council of the City of Mulberry believes it to be in the best interests of the citizens of the City to permit family members of officials and employees to enter into contracts with the City due to the small size of the City.

THEREFORE, be it ordained by the City Council of the City of Mulberry, Arkansas, as follows:

SECTION 1: The City of Mulberry, Arkansas, is hereby permitted to enter into reasonable and customary in the industry contracts for the following businesses which have ownership related to city officials and/or employees.

a. Dickerson, Inc. (Recorder-Treasurer Carla Dickerson)– purchase of items routinely sold to the public from the hardware store for prices equal to or less than those offered to the general public;
b. Arctic Temp and Refrigeration HVAC LLC (Employee Melissa Sampson)– purchase of labor and materials for HVAC repairs and installation for the city on terms reasonable and commensurate to the industry;
c. Crawford Construction Company (Mayor Gary Baxter)– purchase of labor and materials for construction/repair at the city on terms reasonable and commensurate to the industry

SECTION 2: Any other City ordinance or provision of any City ordinance purporting to act under A.C.A. § 14-42-107 prohibiting City officials from holding interests in contracts with the City of Mulberry is hereby repealed.

SECTION 3: **Emergency Clause**
This ordinance is deemed important for the immediate protection and preservation of the public peace, health, safety, and welfare of the citizens of Mulberry, Arkansas, because of the need to have open and honest government without the actual or appearance of impropriety, nepotism, or favoritism and due to the overwhelming public sentiment, that could result in a breach of the peace without the immediate repeal of the aforementioned ordinance. Therefore, an emergency is hereby declared and this ordinance shall be and take effect and be in full force after its passage, approval, and publication.

CITY OF MULBERRY, ARKANSAS

ORDINANCE NO. 2026-06

PASSED AND APPROVED THIS 21 DAY OF July, 2026.

APPROVED:

MAYOR
Gary D. Baxter

ATTESTED:

RECORDER-TREASURER
Carla Dickerson