ORDINANCE NO. 139

An ordinance providing for working the streets, alleys and public grounds in the town of Atkins, Arkansas.

Be it ordained by the town council of the town of Atkins, Arkansas, as follows:

Section 1. That all male persons residents of said Town of Atkins, Arkansas, between the ages of eighteen and forty five years, be and they are required to work on the streets and alleys and public grounds of said Town of Atkins for not less than three days and not over ten days in one year.

Section 2. That the Mayor of said Town appoint an overseer to superintend the working of said hands on said streets, alleys and public grounds, to be approved by the town council.

Section 3. That all persons liable to such work on the streets, alleys and public grounds shall have three days notice before such days of working on said streets, alleys and public grounds.

Section 4. That the Town Marshal shall by order of the Overseer of streets, alleys and public grounds warn all persons liable under this ordinance to meet at such time and place as said Overseer may designate to work on said streets, alleys and public grounds. Such notice shall be in writing served by the Marshal or his deputy served on the person liable to work on said streets, alleys and public grounds or by leaving a copy of said notice at his usual residence with some one of his family if he has a family, if no family then where he boards at.

Section 5. That any person liable to such duty may be exempted from same by paying to said overseer the sum of one dollar for each day he may fail to work on sid streets, alleys and public grounds before the day of working.

Section 6. That said overseer be and he is hereby empowered to appoint one or more assistants to assist him in his duties as such overseer always subject to the approval of the Street Committee and the Town Council. That said overseer be required to pay into the Town Treasurer and take receipts therefore, all sum or sums paid him by hands and he is required to give bond in such amount as the town council may require for his faithful payment into said Treasurer all of such sums of money and for the permormance of his duty as such overseer.

Section 7. That the Overseer is hereby empowered to hire at reasonable prices labor and purchase tools to enable him to work said streets alleys and public grounds and for the paying of said labor and hire or purchase of tools, that he may buy and through order of the Town Council and the Street Committee procure of said Town Treasurer money to be paid for such expenses, provided that said expenses shall not in any one year exceed the sum so paid into the treasurer from money collected by hands who fail to work as required by this ordinance.

Section 8. That any person shall neglect or refuse when legally warned to work as required by Section 4 of this ordinance, he or they shall be arrested by the Town Marshal and may be fined by the mayor not less than five dollars and not exceeding ten dollars and all costs of said arrest for each day he may fail to work on said streets, alleys and public grounds, that any person so arrested and fined under this ordinance may liquidate said fine and costs by work on said streets, alleys and public grounds under the custody of the Marshal of the Town of Atkins at the rate of one dollar and twenty-five cents per day the prisoner boarding himself. The Marshal may lodge such prisoners in the town calaboose in order to keep them from escaping or may require them to make bond for their appearance each day until said fine and costs are fully paid.

Section 9. It shall be the duty of the Street Committee, from time to time, to appoint and designate the days on which the said residents of the Town, or designate a portion of the town in which the work and labor shall be carried on and to notify the overseer and the Town Marshal, in writing, of such appointment of place to be worked and directing them to notify such residents of such territory to be worked such residents at a specified place and at a designated hour of the day for the purpose of such work and labor, such notices to conform to section four of this ordinance and served by the Marshal as required by section four of this ordinance.

Section 10. That said Overseer of streets, alleys and public grounds shall at all times be subject to the orders and direction of the Street Committee and the Town Council in the performance of his official duties in working the streets, alleys and public grounds and in paying over moneys collected by him from hands not working the streets, alleys and public grounds.

Section 11. This ordinance being necessary for the preservation of the public health, peace and safety an emergency is declared to exist, this ordinance to take effect and be in force from and after the date of its passage and publication.

Approved and passed August 19, 1912.

A. J. McCollum, Mayor
W. J. Jones, Recorder