

MINUTES OF A REGULAR MEETING OF THE COUNCIL
OF THE CITY OF OSCEOLA, ARKANSAS
HELD MARCH 14, 1951

The Council of the City of Osceola, Arkansas, convened in regular session in the Council Chamber on the 14th day of March, 1951, at 7:30 P.M.

The meeting was called to order by Ben F. Butler, Mayor and Presiding Officer of said Council. The City Clerk called the roll.

PRESENT:	C. W. Watson	ABSENT:
	C. D. Ayres	
	James E. Hyatt, Jr.,	
	A. W. Young	
	R. E. Prewitt	
	Tim E. Bowles	
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	J. W. Thrailkill, Chief of Police	

Minutes of meetings from September 13, 1950, through February 14, 1951, were read and approved.

On motion seconded and passed the following bills were allowed and ordered paid:

Ralph Auto Supply	\$ 5.49
Sheriff & Collector	31.50
Wright Printing & Office Supply	25.50
Ben F. Butler Company	157.98
Tim Bowles Motors	19.50
Crane Lumber Company	42.84
G. F. Bryant	14.23
Wilson & Sartain Gravel Company	36.07
Louis George Motor Company	39.50
Arkansas Municipal League	122.00
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Tim E. Bowles, Chairman of the Street Committee, reported that he and the City Engineer had made a survey of street needs and found that gravel in the amount of \$3700.00 to \$3800.00 was needed to put the streets in good condition and recommended that gravel in that amount be purchased for the purpose.

It was moved, seconded and passed that the said gravel be ordered.

It was the consensus of the Mayor and Council that the Memphis Cotton Carnival Goodwill Ambassadors who will arrive in Osceola at 6:00 P.M. April 16th be entertained at dinner by city officials, and expenditure for the purpose was duly authorized.

Alderman Hyatt informed the Council that inquiry as to whether or not neighboring towns were furnishing electricity and water free to churches and schools disclosed that they were not furnishing this free service. He said that many in the low income group had been disconnect-

ed by the Municipal Power Plant due to inability to pay their utility bills, and in his opinion, discontinuance of free service and operating the power plant as economically as possible would allow the plant to lower rates to a figure which would enable those of modest means to pay their utility bills. The Mayor and the rest of the Councilmen felt that free utility service to religious and educational institutions should be continued due to the fact that it had been practiced for such a long period that it had attained the stature of tradition, and further felt that many whose contributions or support to said institutions were either nil or negligible thus indirectly contributed to their support.

Alderman Watson informed the council that Morgan Worthington had paid a sewer connection fee in October, 1947, amount \$10.00, but said property has not been connected to the sewer system, and moved that refund of said fee be authorized. Mr. Watson's motion was duly seconded and passed.

H. T. Shippen, Tax Assessor, advised the Council that he had prepared plat of irregular lots and that he would make no charge for this work. He said this plat would enable him to place these untaxed lots on the assessment roll and yield additional tax revenue to political subdivisions entitled to same which has been escaping.

On motion seconded and passed the following reports were accepted and ordered filed:

Light & Power Plant operating statement for February, 1951.
Chief of Police & Collector for February, 1951.
Municipal Court Clerk for February, 1951.
City Treasurer - February 13, 1951 to March 14, 1951.

The following ordinance was introduced and read in full by
James E. Hyatt, Jr.:

ORDINANCE NO. 299

AN ORDINANCE TO BE ENTITLED: "AN ORDINANCE TO PROVIDE FOR THE REGULATION AND CONTROL OF TRAFFIC UPON THE PUBLIC STREETS AND THOROUGHFARES WITHIN THE CITY OF OSCEOLA, ARKANSAS, AND TO REGULATE AND CONTROL PARKING; AND TO DEFINE AND PROVIDE FOR THE PROSECUTION AND PUNISHMENT OF OFFENSES AND VIOLATIONS OF THIS ORDINANCE, AND FOR OTHER PURPOSES."

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF OSCEOLA, ARKANSAS:

Section 1: The words and phrases hereinafter used shall have the meanings and definitions respectively ascribed to them as set forth and defined in Act No. 300 of the Acts of the General Assembly of the State of Arkansas for the year 1937.

Section 2: It shall be a misdemeanor punishable as herein-

after set forth for any person to wilfully fail or refuse to comply with any lawful order or direction of any police officer invested by law with authority to direct, control, or regulate traffic. It shall be a misdemeanor and punishable as hereinafter set forth for any person to do any act prohibited, or fail to do any act required, under any of the provisions of this ordinance.

Section 3: The provisions of this ordinance apply to all vehicles and drivers of all vehicles, regardless of ownership so long as the same are driven or operated in the City of Osceola, Arkansas. The driver of any fire truck or ambulance, while responding to an emergency call, upon approaching an authorized stop sign or signal, may proceed cautiously past such stop sign or signal. At all other times when not responding to emergency calls, the vehicles shall be driven and operated in obedience to this ordinance.

Section 4: Every person riding a bicycle or an animal or driving an animal-driven vehicle, shall be subject to the provisions of this ordinance applicable to the driver of any vehicle.

Section 5: The driver of any vehicle involved in an accident or collision shall immediately stop such vehicle at the scene of such accident or collision and remain at the scene until he shall have given his name, address, and the registration number of the vehicle operated or driven by him or her to the driver or occupant or person attending the other vehicle, and to any officer investigating the accident or collision, and such person shall also upon request of the officer exhibit his or her operator's or chauffeur's license to said officer.

Section 6: The driver of any vehicle which comes in contact with any vehicle which is unattended or not occupied by some person, shall immediately stop, and then and there either locate or notify the owner or operator of such other vehicle, giving the information mentioned above, or shall notify the police.

Section 7: The rules respecting the right-of-way in the operation of motor vehicles within the City of Osceola shall be the same as they are defined under the laws of the State of Arkansas.

Section 8: No person shall operate any vehicle subject to the provisions of this ordinance which is not equipped with properly functioning lighting devices in compliance with the requirements of the laws of the State of Arkansas.

Section 9: No person shall start a vehicle which is stopped, standing or parked unless and until such movement can be made with reasonable safety with due regard to all other traffic.

Section 10: The driver of a vehicle about to enter or emerge from an alley or private road or driveway to enter or cross a street shall yield the right-of-way to all vehicles approaching on said street or highway.

Section 11: The driver of any vehicle shall not turn such vehicle so as to proceed in an opposite direction upon any street where

such turning is not prohibited unless such movement can be made in safety and without obstructing or interfering with other traffic.

Section 12: The driver of a vehicle shall not back the same into an intersection or over a cross-walk at any time and shall in no event or at any place back a vehicle unless such movement can be made in safety.

Section 13: The driver of a vehicle shall not drive within or upon any sidewalk area except at a permanent or temporary driveway across the same.

Section 14: No person shall drive a vehicle over any unprotected hose of a fire department when laid on any street or driveway, to be used at any fire or alarm of fire without the consent of the fire officials or other police officer in command.

Section 15: No person shall drive a vehicle through or across any barrier or against any proper signal indicating any street or portion closed for the purpose of construction or repairs thereupon.

Section 16: No driver of any vehicle shall drive between the vehicles comprising a funeral or other authorized procession while they are in motion and when such vehicles are susceptible to identification as parts of such procession. This provision shall not apply at intersections where traffic is controlled by traffic signals or police officers.

Section 17: No person shall turn a vehicle from a direct course upon a street until and unless such movement can be made with reasonable safety and then only after giving a clearly audible signal by sounding the horn if any pedestrian may be affected by such movement or after giving the proper manual or mechanical signal indicating such driver's intention to so turn. The signals herein required are those required by the Uniform Traffic Code under the laws of the State of Arkansas.

Section 18: No person shall place or maintain or display upon or in view of any street or thoroughfare any unauthorized sign, signal, marker or traffic control device or legend which purports to be or is in imitation of any such official device or sign, which is calculated to affect the operation of the standing or parking of vehicles. Any such sign, signal, marking, or traffic control device so erected without the authority of the Chief of Police, as provided for in this ordinance, is hereby declared to be a public nuisance, and the Chief of Police shall cause the same to be removed.

Section 19: (a) Pedestrians shall be governed and shall be subject to the control of traffic signals or devices at intersections. Where the traffic control signals or markers are not in effect, the driver of a vehicle shall yield the right-of-way, slowing down or stopping, if necessary so to yield, to a pedestrian crossing the roadway within any marked cross-walk or within any unmarked cross-walk at an intersection.

(b) Whenever any vehicle is stopped at a marked cross-walk or at any unmarked cross-walk at an intersection to permit pedestrians to cross the street, the driver of any vehicle approaching from the rear shall not overtake and pass such stopped vehicle.

(c) Pedestrians crossing at places other than a marked or unmarked cross-walk at an intersection shall yield the right-of-way to all vehicles upon the roadway.

(d) Notwithstanding the provisions of this section every driver of a vehicle shall use due care to avoid striking or colliding with any pedestrian at any place.

Section 20: (a) No person shall drive a vehicle when it is so loaded, or when there are in the front seat such number of persons, exceeding three, as to obstruct the view of the driver to the front or sides of the vehicle or so as to interfere with the driver's control over such vehicle.

(b) No passenger shall ride in any motor vehicle carrier of passengers in such a position as to interfere with the operator's view ahead or to the sides thereof, or so as to interfere with his control over the driving mechanism thereof.

(c) No person shall ride in or upon any vehicle upon any portion thereof not designated or intended for the use of passengers, nor upon the fenders or running boards thereof. This provision shall not apply to any employee engaged in the necessary discharge of duty, or to person riding within bodies of trucks in space intended for merchandise.

Section 21: No person shall operate a motor vehicle unless the same be equipped with a proper muffler fitted to the exhaust thereof.

Section 22: The driver of any vehicle other than one on official business shall not follow fire apparatus traveling in response to a fire alarm closer than 300 feet or drive into or park such vehicle within the block where fire apparatus has stopped in answer to a fire alarm.

Section 23: (a) Upon the immediate approach of an authorized emergency vehicle, when the driver is given audible signal by siren, exhaust whistle or bell, the driver of every vehicle shall yield the right-of-way and shall immediately drive to a position parallel to and as close as possible to the right hand edge of the curb of the street clear of any intersection and shall stop and remain in such position until the authorized emergency vehicle has passed, except when otherwise directed by a police officer.

(b) Upon the approach of an authorized emergency vehicle the operator of every motor carrier of passengers shall immediately stop his vehicle clear of any intersection and keep it in such position until the authorized emergency vehicle has passed, except when otherwise directed by a police officer.

(c) This section shall not operate to relieve the driver of any authorized emergency vehicle from the duty to drive with due regard for the safety of all persons using the streets.

Section 24: No person driving or in charge of a motor vehicle shall permit it to stand unattended without first stopping the engine, locking the ignition, and removing the key, and when standing upon any

perceptible grade without effectively setting the brake thereon and turning the front wheels to the curb side of the street.

Section 25: No person shall drive any vehicle through the driveway of a filling station or through the driveway of any similar property designed to serve public trade for the purpose of avoiding the negotiation of an intersection.

Section 26: No person riding upon any bicycle, motorcycle, coaster, wagon, roller skates or any toy vehicle shall cling to nor attach the same or himself to any moving vehicle upon the streets.

Section 27: No person upon roller skates or riding in or by means of any coaster, wagon, or toy vehicle shall go upon any street except while crossing a street at a regular cross-walk except upon portions of streets that may be designated for the time as "play streets."

Section 28: RULES OF THE ROAD. Upon all streets a vehicle shall be driven upon the right half thereof, except as follows:

(a) When the right half of such street is closed to traffic by any official order or while under construction or repair.

(b) When overtaking and passing another vehicle proceeding in the same direction under the rules governing such movements.

(c) Upon a street divided into three marked lanes for traffic under the rules applicable thereon, or,

(d) Upon any street officially designated for one-way traffic.

Section 29: Driver of vehicles passing in opposite directions shall pass each other to the right and each driver shall give to the other at least one-half of the width of the traveled portion of the street as nearly as possible.

Section 30: The following rules shall govern the overtaking and passing of vehicles proceeding in the same direction, subject to the limitations and special rules hereinafter stated.

(a) The driver of a vehicle overtaking another vehicle proceeding in the same direction shall pass to the left thereof at a safe distance and shall not again drive to the right side of the roadway until safely clear of the overtaken vehicle.

(b) The driver of an overtaken vehicle shall give way to the right in favor of the overtaking vehicle on audible signal and shall not increase the speed of this vehicle until completely passed by the overtaking vehicle.

Section 31: No vehicle shall be driven to the left side of the center of the street or roadway in overtaking and passing of another vehicle proceeding in the same direction unless such left side is clearly visible and is free of oncoming traffic for a sufficient distance ahead to permit such overtaking and passing to be completely made without interfering with the safe operation of any vehicle over-

taken. In every event the overtaking vehicle must return to the right hand side of the roadway before coming within 100 feet of any vehicle approaching from the opposite direction.

(a) No vehicle shall, in overtaking and passing another vehicle or at any other time, be driven to the left side of the street or roadway under the following conditions.

1. When approaching the crest of a grade upon any street or bridge or viaduct.

2. When approaching within 100 feet or while traversing any intersection of streets or railroad crossing.

3. Where any official traffic control device, sign, or marker directs traffic to keep to the right.

4. When and while the vehicle so being overtaken is itself engaged in passing to the left of an overtaken vehicle.

Section 32: The driver of a vehicle approaching an intersection shall yield the right-of-way to the vehicle which has entered the intersection from a different street or roadway.

(a) When two vehicles enter an intersection from different streets or roadways at the same time the driver of the vehicle on the left shall yield the right-of-way to the vehicle on the right.

(b) The foregoing rules are modified as through streets officially designated as such and those intersections to which officially placed "stop" requirements have been erected.

Section 33: The driver of a vehicle within an intersection intending to turn to the left shall yield the right-of-way to any vehicle approaching from the opposite direction which is within the intersection or so close thereto as to constitute an immediate hazard, but said driver having so yielded and having given a signal when and as required under the law, may make such left turn and the drivers of all other vehicles approaching the intersection from said opposite direction shall yield the right-of-way to the vehicle making the left turn.

Section 34: The driver of a vehicle intending to turn at an intersection shall do as follows:

(a) The approach for a right hand turn shall be made as close as practical to the right hand curb or edge of the street.

(b) Approach for a left turn shall be made in that portion of the right half of the street nearest the center line thereof and after entering the intersection the left turn shall be made so as to leave the intersection to the right of the center line of the street being entered.

Section 35: No person shall throw or deposit upon any highway or street or alley any glass bottles, glass, nails, tacks, wire, cans or any other substance likely to injure any person, animal, or vehicle upon the streets or roadway.

(b) Any person who drops or permits to be dropped or thrown

upon any street or alley any destructive or injurious material shall immediately remove the same or cause it to be removed.

(c) Any person removing a wrecked or damaged vehicle from a street or highway shall remove any glass or other injurious substance dropped or deposited upon the street or alley from such vehicle.

Section 36: No person shall stop or suddenly decrease the speed of a vehicle without first giving an appropriate signal of such intention to the driver of any vehicle immediately to the rear when there is opportunity to give such signal.

Section 37: The driver of a motor vehicle shall not follow another vehicle more closely than is reasonable and prudent, having due regard for the speed of such vehicles and the traffic upon and the condition of the street or roadway.

Section 38: No person shall operate any motor vehicle unless the same is equipped with a braking system in good working condition and of adequate means to control and stop such vehicle, and conforming to the requirements of the laws of the State of Arkansas.

Section 39: Bicycles shall be equipped with lights conforming to the requirements of the laws of the State of Arkansas, and it shall be unlawful to operate any bicycle not so equipped. All vehicles, other than motor vehicles, shall be required to be equipped with lights conforming to the requirements of the laws of the State of Arkansas.

Section 40: No person operating a vehicle shall execute a "U" turn at or within any intersection or upon any street between intersections within the business district of the City of Osceola, Arkansas.

Section 41: Whenever authorized signs are erected indicating that no "U" turn is permitted in any other area of the City than the business districts, no driver of a vehicle shall disobey the directions of such signs or indications.

Section 42: Whenever authorized signs or markers are erected indicating or requiring a "STOP" for vehicles before entering into any intersection or upon any street, no person shall enter such intersection or proceed into such street without first bringing the vehicle operated by him to a stop. "STOP" as herein required shall mean a complete cessation of motion of such vehicle.

Section 43: Whenever authorized signs or markers have been erected indicating a zone of "QUIET", no person operating a vehicle within such zone shall sound the horn or other warning device thereof except in an emergency.

Section 44: Whenever authorized signs or markers are erected indicating any street or portion thereof as a play street, no person shall drive a vehicle upon such street or portion thereof except drivers of vehicles having business or whose residences are within such closed areas, and then any such driver shall exercise the greatest care in driving within such area.

Section 45: No person shall drive a vehicle through a safety zone at any time.

Section 46: Whenever, by appropriate markers or other indications zones have been established for the loading or discharge of passengers of motor vehicle carriers, no person shall drive a vehicle in or through such zone at any time when persons are within the area thereof or when a carrier vehicle has stopped or is about to stop thereat for the purpose of loading or discharging passengers.

Section 47: The driver or operator of any passenger carrier vehicle shall not stop the same at any place for the purpose of loading or discharging passengers except at such place or places as may be designated for such purpose by appropriate sign or markers erected.

Section 48: No person shall stand or park a vehicle in a roadway or street other than parallel with the edge of the street or roadway, headed in the direction of traffic, and with the curb-side wheels of the vehicle within 12 inches of the edge of the curb of such street or roadway, except: (a) upon those streets which have been marked by appropriate sign or marker permitting angle parking, vehicles shall be parked at an angle to the curb indicated by such mark or signs, and (b) in places where and at times when stopping for the purpose of loading or unloading materials or merchandise is permitted, vehicles used for the transportation thereof may back into the curb for such purposes only and then only for the period of time actually necessary to accomplish such purpose.

Section 49: No person shall park or stand a vehicle in such a manner as to obstruct the free use and access of the entrance to or exit from any public or private driveway at any time.

Section 50: No person shall park or stand a vehicle in any alley at any time, except for the purpose of loading or unloading materials and merchandise, and then only for the actual time necessary to accomplish such purpose. Whenever any vehicle is so parked or permitted to stand, sufficient clearance room shall be permitted for the passage of other vehicles.

Section 51: It shall be unlawful for any person to park a vehicle otherwise than with the right hand side thereof parallel to the curb, except where streets are marked for angle parking.

Section 52: When signs or markers have been placed indicating the allowance of parking for the purpose of loading or unloading passengers, no person shall park or permit to stand in the area so designated other than for the expeditious loading or unloading of passengers in the space so indicated and then for a period not to exceed three minutes.

Section 53: No person shall stop or stand a vehicle in any area designated as a stop or stand for motor vehicle carriers or passengers.

Section 54: (a) No person shall stand or park a vehicle upon any street or roadway for the principal purpose of displaying the same for sale, or (b) for the purpose of washing, greasing or repairing except for emergency repairs.

Section 55: No person shall park or permit a vehicle to stand in any place or places contrary to the direction or official signs, markers or other indications whenever such signs or markers have been placed or erected. On streets where cars are parked, all other cars must be kept moving in the line or traffic and no motor vehicle shall be stopped in said line or traffic except at stop signals and then only for sufficient time to observe the stop signal.

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Section 56: (a) Whenever any police officer finds a vehicle standing upon a street or roadway in violation of any of the laws pertaining to the parking or standing thereof, such officer is authorized to move such vehicle or to require the driver or other person in charge thereof to move the same to a lawful position.

(b) Whenever any police officer finds a vehicle unattended upon any street or in any place where such vehicle constitutes an obstruction to traffic such officer is authorized to provide for the removal of such vehicle to some garage or other place for safekeeping, as the Chief of Police may cause to be directed.

Section 57: No person shall move or cause to be moved any vehicle not owned by such person into any prohibited area or away from a curb for such distance as is unlawful, except that this provision shall not apply to the actions of any authorized police officer moving any vehicle for the purpose of clearing an obstruction to traffic and in such event the driver of the vehicle so moved by an officer shall not be subject to any penalty hereunder.

Section 58: HAZARDOUS DRIVING. Any person who shall drive or operate any vehicle within the City of Osceola in such a manner as to constitute a hazard or menace to the safety of other persons or traffic under the conditions and circumstances existing at the time thereof, (notwithstanding such person may not have been driving in excess of the lawful speed limitation or that a collision or accident may not have ensued) shall be guilty of a misdemeanor and upon conviction thereof punished as provided in the ordinance.

Section 59: No person shall drive a vehicle within the City of Osceola at a speed greater than Thirty (30) miles per hour in the residential areas of the City nor at a greater speed than Twenty (20) miles per hour in business area, provided, however, this limitation shall not apply to authorized emergency vehicles traveling in response to an emergency call nor when in pursuit of an actual or suspected violator of the law. The limitation shall apply to such authorized emergency vehicles at all other times. The "business area" of the City of Osceola as the term is used in this ordinance shall be and apply to the following streets, to-wit:

Walnut Street, Hale Avenue between Ash and Maple Streets, Poplar Street between Johnson and Ford Streets, Ford Street between Poplar and Maple Streets and on Railroad and Pecan Streets between Johnson and Bard Streets.

Section 60: No ambulance shall be driven within the City of Osceola at a speed greater than 45 miles per hour when being driven in response to an emergency call and within the business area of the City the speed of an ambulance upon an emergency call shall be reduced not to exceed 25 miles per hour.

Section 61: The driver of an authorized emergency vehicle or ambulance being driven in response to an emergency call shall continuously sound an audible warning signal by bell, siren, or exhaust whistle.

Section 62: Any person who drives any vehicle in such a manner

as to indicate either willful or wanton disregard of the safety of persons or property is guilty of reckless driving and violation of this ordinance.

Section 63: It shall be the duty of the Chief of Police of the City of Osceola to determine the installation and maintenance of traffic control signals, markers and devices in conformity with the requirements of the laws of the State of Arkansas; to devise remedial measures and to conduct investigations of traffic conditions within the city and to cooperate with other City Officials in the ways and means to improve traffic conditions in order to carry out the provisions of this ordinance.

(b) The Chief of Police is hereby empowered and authorized:

1. To designate and maintain, by appropriate devices, marks, or lines upon one surface of the roadways, cross-walks, at intersections and further where in his opinion, there appears to be a particular hazard to pedestrians crossing such roadway, and at such other places as he may deem necessary.
2. To establish, mark, and maintain safety zones of such kind and nature and at such place or places as he may deem advisable, consistent with the provisions of this ordinance.
3. To establish a temporary zone of "QUIET" upon any street where any person is ill if and when requested to do so by written statement of the City Physician showing the necessity therefor.
4. To mark lanes for traffic on street pavements at such places as he may deem necessary or advisable.
5. To temporarily designate any portion of a street as a "Play-section" therein and to mark the same by appropriate signs or markers calculated to protect the same.
6. To determine the location of zones for the loading and discharge of passengers by public carriers; to establish bus stops and stands for the loading and discharge of passengers of common carrier motor vehicles in such places and in such numbers as he shall determine to be the greatest benefit and convenience of the public, and to designate such zones, stops or stands by appropriate signs or markers.
7. To erect signs or markers, indicating "NO PARKING" upon that side of any street adjacent to any school property when such parking would in his opinion interfere with traffic or create a hazardous condition.
8. To determine the size and locations of passenger and freight loading and unloading zones and those where "curb service" is to be rendered to patrons in motor vehicles; to designate the same by appropriate signs or markers and to designate the hours or times during which such zones must be so used and the permitted period of time the same may be so occupied.
9. To designate any street or thoroughfare as a "through street" and to require that all vehicles shall come to a stop before entering or crossing the same and to designate any intersection as a stop intersection and to require all vehicles to come to a stop at one or more entrances to such intersection and to designate such required stops by appropriate signs, markers, or traffic control devices.

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10. To designate by appropriate sign or marker any intersection or junction of streets or thoroughfares at which a "U" turn shall be prohibited, in addition to those prohibited under provisions of this ordinance elsewhere, when in his opinion to permit such a turn would create a hazard to traffic or pedestrians.

11. To designate and establish "reduced speed" zones for the protection of schools or other places where in his opinion such designation should be made for the public safety, and to determine those intersections or places, in addition to the others that may be specifically named herein, at which a "left turn" shall be prohibited, and to cause such places to be marked by appropriate signs or markers.

12. To modify or alter any designation made by him, when, in his judgment, such alteration or change is warranted by a change in traffic conditions in the areas or places to which such designations have previously been made applicable.

(a) No zone, parking, lane, stand, stop, or other designation as herein authorized to be made by the Chief of Police shall become effective, nor shall any person be punished under such provisions of this ordinance for a violation of any such designation until and unless the same shall have been appropriately marked by signs, markers, signals, buttons, or other traffic control devices.

(b) The City Council of the City of Osceola shall have the authority to require the Chief of Police to alter, modify, or annul any designation so made by him under the provisions of this ordinance by the adoption of a resolution directing the Chief of Police to make such alteration, modification or annulment.

Section 64: The following described areas in Osceola, Arkansas, are described as restricted parking areas, to-wit:

- a. When properly marked or designated with appropriate signs, the parking lane directly in front of the United States Post Office and approximately 85 feet in length.
- b. When properly marked or designated with appropriate signs 45 feet of the parking lane running West from the Southwest corner of the intersection of Highway 61 and Hale Avenue and 45 feet of the parking lane running South from the Southwest corner of the intersection of Highway 61 and Hale Avenue.
- c. When properly marked or designated with appropriate signs, 40 feet of the parking lane running East from the southeast corner of the intersection of Pecan Street and Hale Avenue, and 25 feet of the parking lane running South from the Southeast corner of the intersection of Pecan Street and Hale Avenue.
- d. When properly marked or designated with appropriate signs, 25 feet of the parking lane running South from the Southeast corner of the intersection of Highway 61 and Hale Avenue.

Within the said restricted parking area as above described in part "d" there shall be no parking at any time.

Within the said restricted parking area as above described in part "a", parking in said restricted parking area from 8:00 o'clock A.m., to 6:00 o'clock p.m., shall not exceed 15 minutes.

Within the said restricted parking area as above described in parts "b" and "c" parking in said restricted parking areas from 9:00 o'clock a.m., to 2:00 o'clock p.m., shall not exceed 15 minutes.

Section 65: For the purpose of expediting collections of fines and bonds under this ordinance a Traffic Fines Bureau is hereby created and established. For the time being the Clerk of the Municipal Court for Osceola shall collect and issue receipts for fines, penalties or bonds where persons desire to plead guilty under this section. A person guilty of a violation charged on a traffic violation notice or a traffic citation, may plead guilty without appearing in Court when so indicated upon the violation notice. Said person or persons desiring to plead guilty may appear at the Traffic Fines Bureau within 48 hours (Saturdays, Sundays and holidays excepted) and make payment. Said person or persons desiring to plead guilty shall give his or her name and address, drivers license number and surrender the traffic violation notice to the official in charge of the Traffic Fines Bureau. When a person or persons responsible, fail to comply with notice of traffic violation or a traffic citation, a warrant shall be issued for the arrest of the owner of any vehicle involved in the traffic violation.

Section 66: It shall be a misdemeanor for any person, firm or corporation to violate any one of the provisions of this ordinance. Any person, firm or corporation convicted of a misdemeanor for the violation of any one of the provisions of this ordinance for which another penalty is not provided, shall, for the first conviction thereof, be fined by a fine not to exceed \$100.00 or for imprisonment for not more than ten days; and for a second such conviction within one year thereafter, such person, firm or corporation shall be fined not to exceed \$200.00 or by imprisonment not exceeding twenty days, or by both such fine and imprisonment and upon a third such conviction within one year from the first conviction such person may be punished by a fine not to exceed \$500.00, or by imprisonment for not more than six months, or by both such fine and imprisonment.

Section 67: The Chief of Police shall be the administrative traffic engineer officer of the City, and shall exercise the powers and duties conferred upon him by the provisions of this ordinance. It shall be the general duty of the Chief of Police to determine the installation and proper erection and maintenance of the traffic control signs, markers, and control devices; and do all things necessary to properly place into effect this ordinance of the City.

Section 68: All ordinances or parts of ordinances in conflict herewith are hereby repealed. The parts of this ordinance shall be deemed separate and severable, and should any section or part hereof be held unconstitutional or void, the remaining unaffected portions and sections hereof shall remain in full force and effect.

Section 69: This ordinance being necessary for the immediate

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preservation of public peace, welfare, and safety, an emergency is hereby declared to exist, and this ordinance shall be in full force and effect from and after its passage.

Passed, adopted and approved this the 14th day of March, 1951.

/s/ Ben F. Butler
Mayor

Attest:

/s/ C. H. Bryant
City Recorder

After the reading of said ordinance it was moved and seconded that the rules be suspended and said ordinance be placed upon its first reading, which motion carried by the following vote:

Members voting "Aye"
C. D. Ayres
James E. Hyatt, Jr.,
A. W. Young
R. E. Prewitt
Tim E. Bowles

Members voting "No"

Whereupon, it was moved and seconded that said ordinance be passed upon its first reading, which motion carried by the following vote:

Members voting "Aye"
C. D. Ayres
James E. Hyatt, Jr.,
A. W. Young
R. E. Prewitt
Tim E. Bowles

Members voting "No"

Whereupon, it was moved and seconded that the rules be suspended and said ordinance be placed upon its second reading, which motion carried by the following vote:

Members voting "Aye"
C. D. Ayres
James E. Hyatt, Jr.,
A. W. Young
R. E. Prewitt
Tim E. Bowles

Members voting "No"

Whereupon, it was moved and seconded that said ordinance be passed upon its second reading, which motion carried by the following vote:

Members voting "Aye"
C. D. Ayres
James E. Hyatt, Jr.,
A. W. Young
R. E. Prewitt
Tim E. Bowles

Members voting "No"

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Whereupon, it was moved and seconded that the rules be suspended and said ordinance be placed on its third and final reading, which motion carried by the following vote:

Members voting "Aye"
C. D. Ayres
James E. Hyatt, Jr.,
A. W. Young
R. E. Prewitt
Tim E. Bowles

Members voting "No"

Whereupon, it was moved and seconded that said ordinance be passed upon its third reading and adopted, which motion carried by the following vote:

Members voting "Aye"
C. D. Ayres
James E. Hyatt, Jr.,
A. W. Young
R. E. Prewitt
Tim E. Bowles

Members voting "No"

Whereupon, said ordinance was by the Mayor declared duly passed and adopted.

Emergency clause of Ordinance No. 299, which follows, was introduced and read in full by Alderman Hyatt:

Section 69 of Ordinance No. 299. - This ordinance being necessary for the immediate preservation of public peace, welfare, and safety, an emergency is hereby declared to exist, and this ordinance shall be in full force and effect from and after its passage.

Passed, adopted and approved this the 14th day of March, 1951.

/s/ Ben F. Butler
Mayor

Attest:

/s/ C. H. Bryant
City Recorder

After the reading of said emergency clause, it was moved and seconded that the rules be suspended and said emergency clause be placed upon its first reading, which motion carried by the following vote:

Members voting "Aye"
C. D. Ayres
James E. Hyatt, Jr.,
A. W. Young
R. E. Prewitt
Tim E. Bowles

Members voting "No"

Whereupon, it was moved and seconded that said emergency clause be passed upon its first reading, which motion carried by the following vote:

Members voting "Aye"
C. D. Ayres
James E. Hyatt, Jr.,
A. W. Young
R. E. Prewitt
Tim E. Bowles

Members voting "No"

Whereupon, it was moved and seconded that the rules be suspended and said emergency clause be placed upon its second reading, which motion carried by the following vote:

Members voting "Aye"
C. D. Ayres
James E. Hyatt, Jr.,
A. W. Young
R. E. Prewitt
Tim E. Bowles

Members voting "No"

Whereupon, it was moved and seconded that said emergency clause be passed upon its second reading, which motion carried by the following vote:

Members voting "Aye"
C. D. Ayres
James E. Hyatt, Jr.,
A. W. Young
R. E. Prewitt
Tim E. Bowles

Members voting "No"

Whereupon, it was moved and seconded that the rules be suspended and said emergency clause be placed upon its third and final reading, which motion carried by the following vote:

Members voting "Aye"
C. D. Ayres
James E. Hyatt, Jr.,
A. W. Young
R. E. Prewitt
Tim E. Bowles

Members voting "No"

Whereupon, it was moved and seconded that said emergency clause be passed upon its third reading, and adopted, which motion carried by the following vote:

Members voting "Aye"
C. D. Ayres
James E. Hyatt, Jr.,
A. W. Young
R. E. Prewitt
Tim E. Bowles

Members voting "No"

Whereupon, said emergency clause of Ordinance No. 299 was by the Mayor declared duly passed and adopted.

Motion to adjourn was duly seconded and passed.

Ben F. Butler
Mayor

Attest:

G. F. Bryant
City Clerk

AB1092

MINUTES OF A SPECIAL MEETING OF THE COUNCIL
OF THE CITY OF OSCEOLA, ARKANSAS
HELD APRIL 25, 1951

The Council of the City of Osceola, Arkansas, convened in special session in the Council Chamber on the 25th day of April, 1951, at 7:30 P.M. It was found that each member had been served with the usual twenty-four hour written notice required by previous resolution.

The meeting was called to order by Ben F. Butler, Mayor and Presiding Officer of said Council. The City Clerk called the roll.

PRESENT: James E. Hyatt, Jr.
C. D. Ayres
K. E. Prewitt
Tim E. Bowles
C. W. Watson

ABSENT: None

Minutes of the last meeting were read and approved.

On motion seconded and passed the following bills were allowed and ordered paid:

Mary Walters	\$ 25.00
Cotton Belt Gravel Company	543.80
Wilson & Sartain Gravel Company	540.71
Prewitt-Rogers Abstract Company	40.00
Buchanan Chevrolet Company	21.63
Sheriff & Collector	48.00
Boothe's Esso Station	0.75
Louis George Motor Company	35.22
Lion Oil Company	3.00
Home Oil Company	7.60
Misco, Inc.	1.39
The Osceola Times	209.36
" " "	18.90
G. F. Bryant	5.92
" " "	2.21