



JOHN THURSTON

ARKANSAS SECRETARY OF STATE

January 14, 2020

The Hon. Jo Wester
Crawford County Clerk
300 Main Street, Room 7
Van Buren, AR 72956

Re: City of Rudy Annexation Resolution 2019-6-1

Dear Ms. Wester,

This letter acknowledges receipt and filing of the following notice of municipal boundary change by the Office of the Arkansas Secretary of State:

Filing Type: Annexation pursuant to § A.C.A 14-40-302 (annexation by election)

Effective Date: 9/16/2019

County: Crawford

City: Rudy

City Resolution: 2019-6-1

Dated: 6/12/2019

County Court Order: N/A

Date Filed: N/A

A file marked copy of the resolution and exhibits submitted to our Office are enclosed. By copy of this letter (and its enclosures), the Secretary of State hereby notifies the appropriate mapping authorities for Arkansas. Please retain these copies as official record of the filing of the municipal change by the Arkansas Secretary of State.

If you have any questions or concerns regarding this filing, please do not hesitate to contact our Office at 501-683-3717.

Sincerely,

A handwritten signature in cursive script that reads "Shantell McGraw".

Shantell McGraw
Elections Division

cc: Arkansas Geographic Information Systems Office (w/encl)
Arkansas Department of Transportation Mapping Department (w/encl)
Department of Finance and Administration (w/encl)
Arkansas Public Service Commission (w/encl)
Arkansas Economic Development Institute (w/encl)
The Hon. James Jones, Mayor of Rudy (w/encl)
Mr. M. Sean Brister, Rudy City Attorney (w/encl)



Arkansas Secretary of State

Mark Martin Arkansas Secretary of State, 500 Woodlane Ave, Little Rock, AR 72201-1094

Municipal Boundary Change Checklist

County: Crawford City/Town: Rudy

City Ordinance/Resolution No: 2019-6-1 Date approved: 6-12-2019

County Court Case No: _____ Date Order Filed: _____

Type: Election ACA § 14-40-302

(Choose from the list of Arkansas Code Sections located on the back)

Date Change Effective: 9-16-2019 Set by: Municipal Ordinance Emergency Clause Court Default
(Required by Act 655 of 2017)

For Circuit Court Challenge: Date Order Filed: _____ Upheld Overturned Other (attach explanation)

Initiating party:

All Landowners Majority Landowners Municipal Governing Body State Other _____

Supporting Documentation attached (check all that apply):

- File marked copy of City Ordinance/Resolution (required)
- File marked copy of County Court Order (required except for island annexation and annexation approved by election)
- Copy of Arkansas GIS approved printed map and certification letter (required)
- Proof of Publication for all Legal Notices (include Hearing, Election, and City Ordinance/Resolution notices)
- File marked copy of Petition Part or File marked copy of the certified special election results (if applicable)
- File marked copy of Complaint and final Circuit Court Order (Court Challenge only)

Municipal Contact:

Name: M. Sean Brister Title: City Attorney

Street Address: PO Box 1451

City: Alma St: AR Zip code: 72921

Complete one form per ordinance/resolution, attach it as a cover page to the supporting document set and submit to the County Clerk's Office within 45 days of the Effective Date as required by Act 655 of 2017

County Official:

Signature: [Signature] Title: Chief Deputy

Date: 12-31-19

Pursuant to Act 655 of 2017, County Officials must submit a file-marked copy of municipal boundary change documents within 30 days of receipt to: Arkansas Secretary of State, Attn: Municipal Boundary Filing, 500 Woodlane Ave Suite 256, Little Rock, AR 72201-1094

Office of the Arkansas Secretary of State use only

Received by: [Signature]

FILED

JAN 14 2020

Arkansas
Secretary of State

TOWN OF RUDY, ARKANSAS

ORDINANCE NO. 2019-6-1

FILED
2019 JUN 13 AM 10:37
TERESA A. HEDGECOCK
COUNTY CLERK
CRAWFORD COUNTY, ARKANSAS

AN ORDINANCE SUBMITTING TO THE VOTERS OF THE TOWN OF RUDY, ARKANSAS, AND OTHER AFFECTED PERSONS, THE QUESTION OF ANNEXATION TO SAID CITY OF CERTAIN CONTIGUOUS TERRITORY; AND DECLARING AN EMERGENCY

WHEREAS, it appears to the City Council of the Town of Rudy, Arkansas, that the annexation of certain hereinafter described territory, contiguous to the Town of Rudy, is necessary for the orderly growth and development of the City;

WHEREAS, the lands represent the actual growth of the municipality beyond its legal boundary;

WHEREAS, the lands are platted and held for sale or use as municipal lots, or whether platted or not, the lands are held to be sold as suburban property; or

WHEREAS, the lands are needed for proper municipal purposes.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF RUDY, ARKANSAS:

SECTION 1. That there shall be submitted to the qualified electors of the City of and of the following described area, the question of the annexation of the following described territory to the Town of Rudy:

A legal description identifying the area to be annexed is attached hereto as Exhibit A and made a part hereof.

A map depicting said annexation area is attached hereto as Exhibit B and made a part hereof.

SECTION 2. The question of annexation of the territory described above in Section 1 shall be submitted to the electors qualified to vote on this issue at a special election to be held on Tuesday, August 13, 2019, in compliance with A.C.A. 7-11-205. Once this ordinance takes effect, the City Recorder/Treasurer shall immediately notify the County Election Commission and the County Clerk by forwarding to each, a certified copy of this ordinance and the map showing the area to be annexed.

*C. Nancy A. Keagy, Bk.
(D) 7-97*

SECTION 3. If at such election a majority of the qualified electors voting in such election shall vote for such annexation, the annexation shall be effective and the territory included within the corporate limits of the Town of Rudy thirty [30] days following the County Clerk's certification of the election results and recording of the same, along with the description and a map of the annexed area, in the county records, and filing a certified copy thereof with the Secretary of State; or in the event an action is filed with the Circuit Court, on the date the judgment of said Court becomes final. If a majority of the qualified electors voting on the issue at the election vote against the annexation, the annexation ordinance shall be null and void.

SECTION 4. No later than forty-five (45) days prior to the election, the city shall identify all persons who reside within the area proposed to be annexed, and the county clerk shall assist the city in determining the names and addresses of all qualified electors residing within that area.

SECTION 5. The city recorder/treasurer shall give notice of the election by publication by at least one [1] insertion in some newspaper having a general circulation in the city.

SECTION 6. If the annexation is approved and becomes final, the governing body of the city shall, by ordinance, as soon as practical after the annexation, attach and incorporate such annexed territory to and in one [1] or more wards of the city lying adjacent thereto, and the territory so assigned and attached to a ward shall thereafter be considered and become a part thereof as fully as any other part of the city.

SECTION 7. If the annexation is approved and becomes final, the following services shall be extended to the area within three [3] years: police protection, fire protection, solid waste collection, and public street maintenance shall be available immediately upon finalization of the annexation.

The schedule of services shall be included in the annual written report required by A.C.A. 14-40-2201.

SECTION 8. The ballots used at said election on the question of annexation shall be marked as follows:

[] FOR annexation of the territory described in Ordinance No. 2019-6-1.

[] AGAINST annexation of the territory described in Ordinance No. 2019-6-1.

*Annexation - BK -
(D) 1/9/98*

SECTION 9. Emergency Clause. This ordinance being necessary for the immediate preservation of the public peace, health, safety, and welfare, as well as compliance with special election statutes, an emergency is hereby declared to exist and this ordinance shall be effective and in full force and effect from and after its passage and approval.

PASSED AND APPROVED THIS 12TH DAY OF JUNE IN THE YEAR 2019.

APPROVED:

*James Jones by Jeffrey Robertson
as his direction*

MAYOR

ATTEST:

[Signature]

RECORDER/TREASURER

CERTIFICATION

I, the City Recorder/Treasurer of Rudy, Arkansas, certify that the foregoing ordinance was passed by a vote of 4 to 0 and the included emergency clause was passed by separate vote of 4 to 0 by the City Council of Rudy, Arkansas, at a special meeting held on June 12, 2019, such that the ordinance was duly adopted and approved and an emergency was declared.

[Signature]

Recorder/Treasurer

*Amended by BR
(D) 7.99*

CERTIFIED

Co. Board # 2019-60

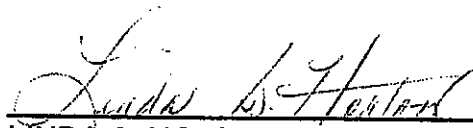
DYER AND RUDY ANNEXATION ELECTION
AUGUST 13, 2019

CERTIFICATE OF COUNTY CLERK WITH
CERTIFICATE OF ELECTION COMMISSIONERS
AND BALLOT ATTACHED.

I, Linda S. Horton, Interim County Clerk within and for the County and State aforesaid, hereby certify that at the close of the Dyer and Rudy Annexation on August 13, 2019, the County Election Commission serving as election officials made a return of the votes cast as tabulated and printed by automatic tabulating equipment, certified the return and filed the certification with me.

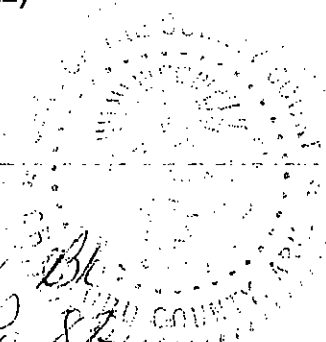
I further certify that the attached Certificate of County Board of Election Commissioners Ascertainning and Declaring Results of Election is a true copy of such certificate filed in my office, together with one of the ballots, by the County Board of Election Commissioners no earlier than forty-eight (48) hours and not later than ten (10) days after the annual school election. The printed ballot attached hereto is a true copy of the ballot used in said Dyer and Rudy Annexation and one of said printed ballots has been filed in my office as a permanent record.

Given and certified this 16th, day of August 2019.



LINDA S. HORTON
INTERIM COUNTY CLERK

(SEAL)



Annexation Bl.
'D' Pg. 82

Crawford County Clerk's Office
300 Main Street, Room 7
Van Buren, AR 72956
(479) 474-1312

**CERTIFICATE OF COUNTY BOARD OF ELECTION COMMISSIONERS
ASCERTAINING AND DECLARING RESULTS OF ELECTION**

We, the undersigned members of the County Board of Election Commissioners of Crawford County, Arkansas, hereby certify that:

Returns of the votes of the Special Election – Dyer-Rudy Annexation, held on August 13, 2019, in Crawford County, Arkansas have been delivered to the Interim County Clerk;

The returns show the number of votes for or against the issue on the ballot.

We ascertain and declare the results of the election to be:

The votes cast for the candidates were as follows:

Rudy Annexation issue has passed with a vote of 12 for and 0 against.
Dyer Annexation issue on the ballot was cancelled, no votes counted.

WITNESS our hands this 16th day of August 2019.



BILL COLEMAN, CHAIRMAN



MIKE MOXLEY



MEMORY BOUCHER

Rudy/Dyer Ann. 19

Annexation Bk
'D' 19. 83

RUN DATE:08/16/19 01:39 PM

	TOTAL VOTES	%	EV	AB	ED	PV
PRECINCTS COUNTED (OF 3)	3	100.00				
REGISTERED VOTERS - TOTAL	609					
BALLOTS CAST - TOTAL	12		2	1	9	0
BALLOTS CAST - BLANK	0		0	0	0	0
VOTER TURNOUT - TOTAL		1.97				
VOTER TURNOUT - BLANK						
Annexation Dyer (VOTE FOR) 1						
For	0		0	0	0	0
Against	0		0	0	0	0
Over Votes	0		0	0	0	0
Under Votes	0		0	0	0	0
Annexation Rudy (VOTE FOR) 1						
For	12	100.00	2	1	9	0
Against	0		0	0	0	0
Over Votes	0		0	0	0	0
Under Votes	0		0	0	0	0

Annexation Blk
08/16/19



2019 Special Annexation
Election
Crawford County
August 13, 2019

Alma 4 Rudy City

INSTRUCTIONS TO VOTER

1. Vote for a candidate by blackening the oval (●) beside the candidate's name. Vote on amendments, acts, and measures by placing the appropriate mark below the amendment (or act or measure) either FOR or AGAINST.

2. If you vote for more than one candidate in a race, your vote in that race will not count. If you make a mistake on your ballot, return it to an election official for a replacement ballot. You may replace up to two ballots in an election.

City

Annexation

For annexation of the territory described in Ordinance NO. 2019-6-1

Against annexation of the territory described in Ordinance NO. 2019-6-1

For

Against



2019 Special Annexation
Election
Crawford County
August 13, 2019

Rudy

INSTRUCTIONS TO VOTER

1. Vote for a candidate by blackening the oval (●) beside the candidate's name. Vote on amendments, acts, and measures by placing the appropriate mark below the amendment (or act or measure) either FOR or AGAINST.

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City

Annexation

For annexation of the territory described in Ordinance NO. 2019-6-1

Against annexation of the territory described in Ordinance NO. 2019-6-1

For

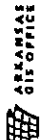
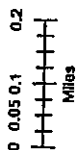
Against

Annexation Bk
(8) 19-84

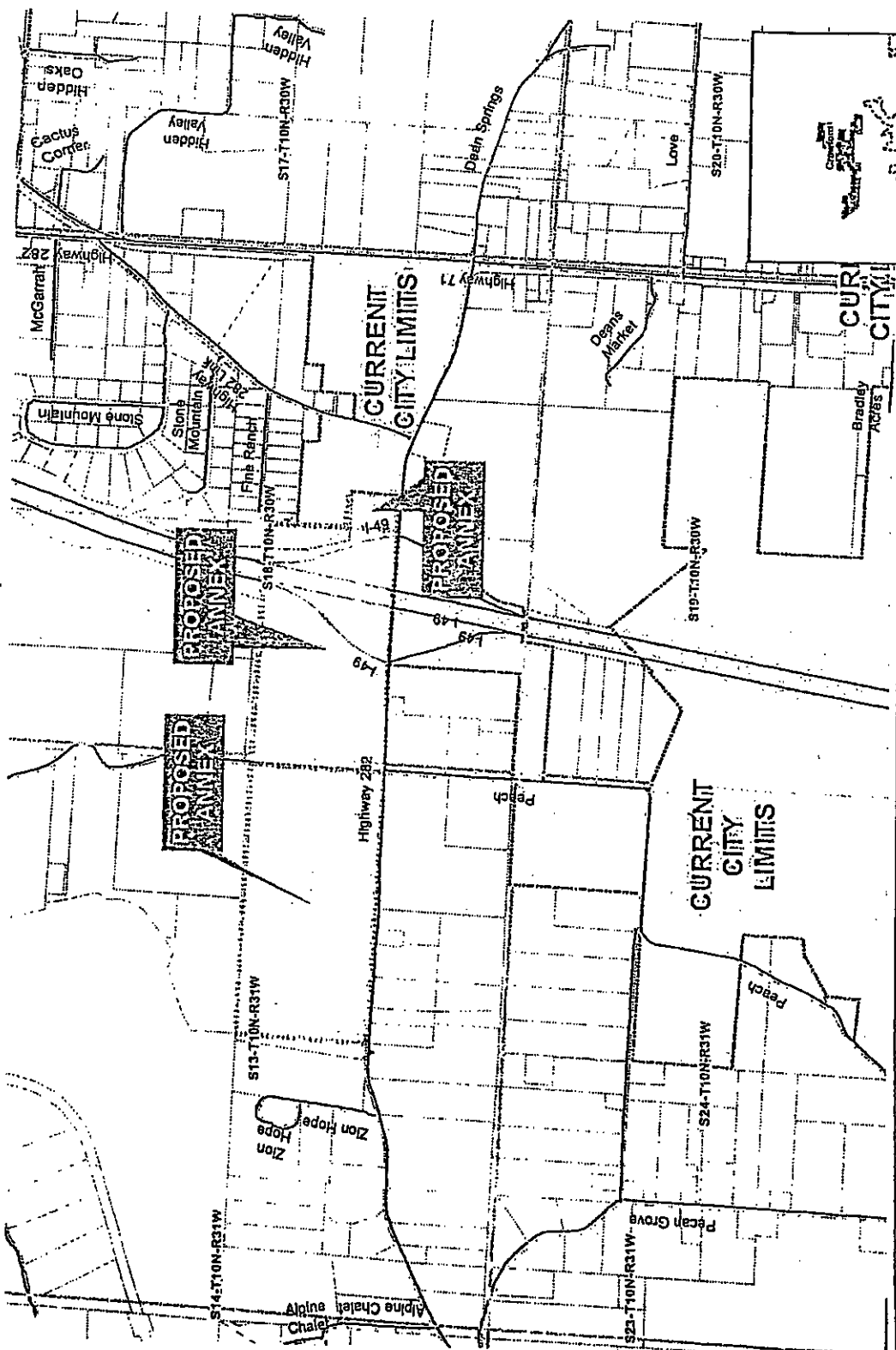
Proposed Annex: City of Rudy
March 2018

City: Rudy
Mayor: James Jones

Arkansas Code 14-10-101.
Before an entity undertakes an annexation, consolidation, or detachment proceeding under this chapter, the entity shall coordinate with the Arkansas Geographic Information Systems Office for preparation of legal descriptions and digital mapping for the relevant annexation, consolidation, and detachment areas.
The map contained herein, in evidence, the entity has met requirements of Act 514 of 2015



Arkansas GIS Office



Handwritten note: 101 St. Ann's Bl.

All of the SE1/4 of STR 13 10 N 31W lying North of Arkansas 282 Link;
All of the SW1/4 of STR 18 10N 30W lying North of Arkansas 282 Link; and
All of the W1/2 SW1/4 NW1/4 SE1/4 of STR 18 10N 30W lying North of
Arkansas 282 Link;

Ameyakoi Bk.
(W) 79.100

Book 32-19.132



**ARKANSAS
GIS OFFICE**

March 15, 2018

Mr. Sean Brister
Brister Law Firm, PLLC
724 Fayetteville Ave
Alma, AR 72921

RE: City of Rudy Annexation Coordination Requirement

Mr. Brister,

Thank you for coordinating with our office as you seek to annex property into the City of Rudy, AR located in Section 13, Township 10 North, Range 31 West and in Section 17, Township 10 North, Range 30 West. This letter represents confirmation that you have properly coordinated with our office (Arkansas GIS Office) as specified in § 14-40-101 (Act 914 of 2015) of the 90th General Assembly.

Our office will wait completion of any additional steps necessary for the proposed boundary change, which normally comes from the Arkansas Secretary of State Elections Division after any appropriate filing by your County Clerk.

Thank you,

Jennifer Wheeler, GIS Analyst
/jw

Attachments:
GIS Office Map of Proposed Annexation
Legal Description
Secretary of State Municipal Change Checklist

H:\City_Annexations\Cities\Rudy\20180315\Doc\20180315_Rudy_Annexation_Coordination_Letter.docx

ARKANSAS GIS OFFICE · 1 CAPITOL MALL SUITE 6D · LITTLE ROCK · ARKANSAS · 72201
PHONE (501) 682-2767 · www.gis.arkansas.gov · FAX (501) 682-6077

Annexation Blk
D. Pg. 100-A

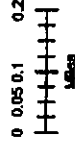
32-133-B

City: Rudy
 Mayor: James Jones

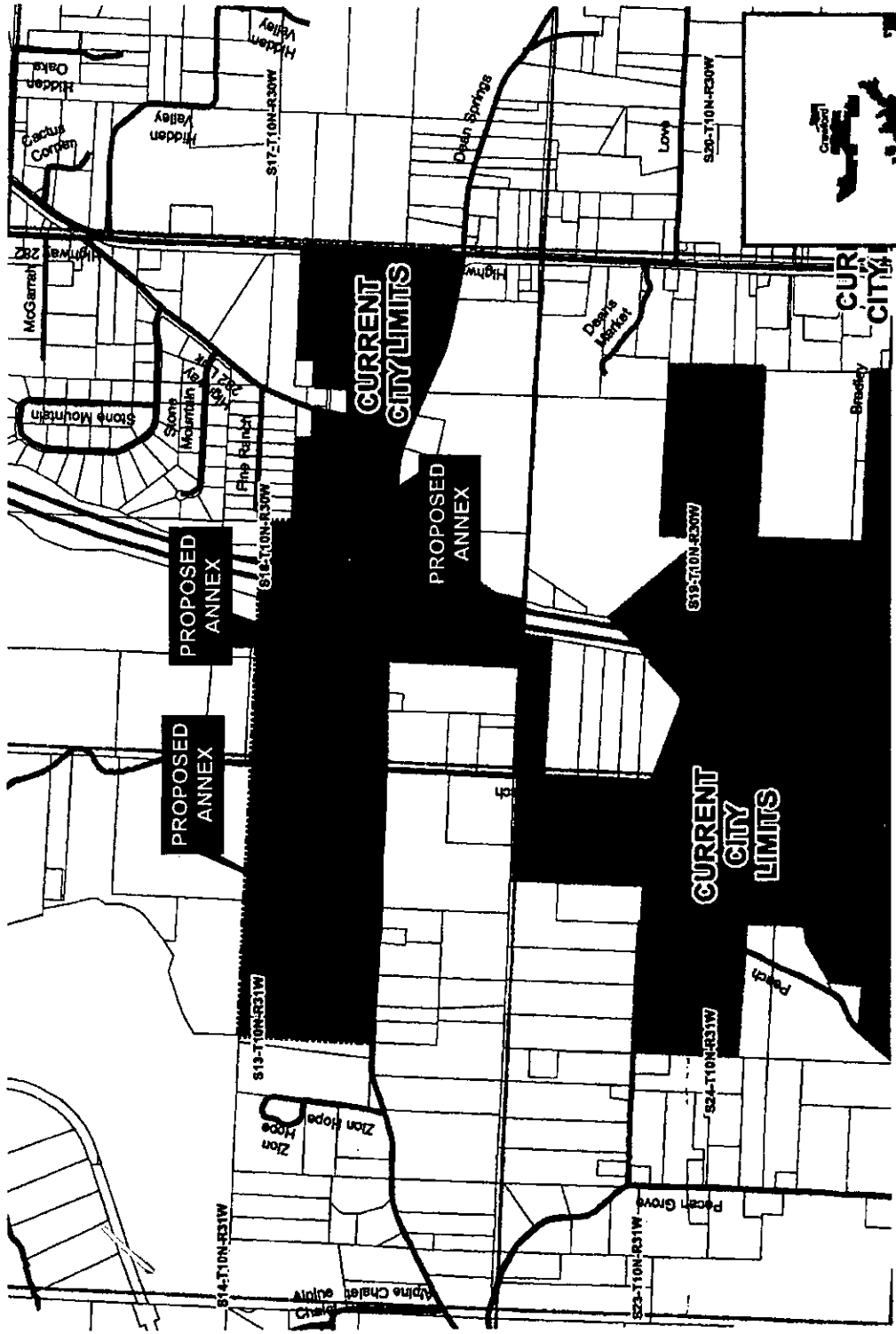
Missouri Code 14-40-101.

Before an entity undertakes an annexation or consolidation, it should first determine whether the city itself complies with the Missouri Geographic Information Systems Office's requirements for the relevant annexation, consolidation, and detachment laws.

The map contained herein, in evidence to the city, has met requirements of Act 214 of 2015.



14-City_Annexation-2015-04-2011-02-11-11



*Annexation Bill
 W. P. 101*

32-133

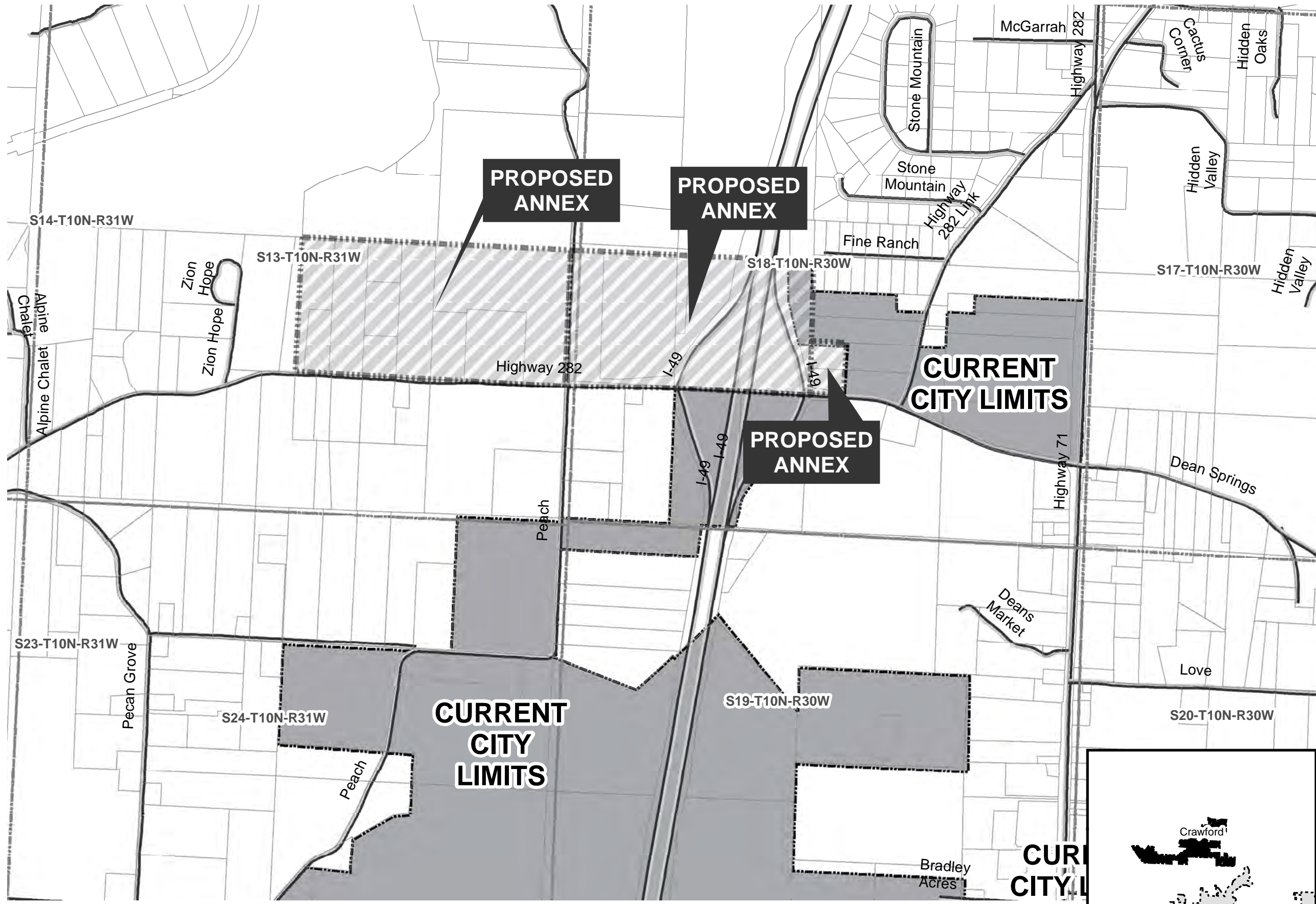
**Proposed Annex: City of Rudy
March 2018**

City: Rudy
Mayor: James Jones

Arkansas Code 14-40-101.

Before an entity undertakes an annexation, consolidation, or detachment proceeding under this chapter, the entity shall coordinate with the Arkansas Geographic Information Systems Office for preparation of legal descriptions and digital mapping for the relevant annexation, consolidation, and detachment areas.

The map contained herein, is evidence, the entity has met requirements of Act 914 of 2015



-  Proposed Annex
-  Sections
-  Parcels
-  Minor Road
-  Existing City

