ORDINANCE NO. 02-2010

AN ORDIANCE AUTHORIZING AND APPROVING A WATER PURCHASE CONTRACT BETWEEN CITY OF AUSTIN, ARKANSAS, AND LONOKE WHITE PUBLIC WATER AUTHORITY OF THE STATE OF ARKANSAS; PROVIDING FOR CERTAIN OTHER MATTERS RELATING THERETO; AND DECLARING AN EMERGENCY.

WHEREAS, City of Austin, Arkansas (the "City"), is a participating utility in the Lonoke White Public Water Authority of the State of Arkansas ("LWPWA") project which will bring groundwater from Greers Ferry Lake to the North Central Arkansas area; and

WHEREAS, it has been found that it is in the interest of the City that the City enter into the attached Water Purchase Contract (the "Agreement") with LWPWA, whereby the City will obtain an individual interest in the water treated and transported via the LWPWA project;

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Austin, Arkansas:

Section 1.   The Agreement, in substantially the form presented at the meeting at which this Ordinance is addressed, is hereby approved, and the Mayor of the City is authorized to execute the Agreement on behalf of the City, with such changes as may be approved by the Mayor consistent with the Agreement presented and the terms of this Ordinance.

Section 2.   (a) The Mayor of the City of Austin, Arkansas, is authorized to execute such writings and take such actions as may be appropriate to carry out the terms of this Ordinance.

(b)   Action heretofore taken by the Mayor and consistent with the purposes of this Ordinance, including execution of the agreement, is hereby ratified and approved.

Section 3.   It has been found that the Agreement is plainly in the interest of the City and that its execution is essential to the development of a future supply of water to be made available pursuant to the Agreement. Therefore, it is declared that an emergency exists and that this Ordinance, being necessary for the immediate preservation of the public health and safety, shall take effect and be enforced from and after its adoption.

ADOPTED this 25 day of October , 2010.

APPROVED:

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Mayor

ATTEST:

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City Recorder