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Washington County, AR
Bette Stamps Circuit Clerk
File **2008-00007777**

ORDINANCE 2008-03-308

ORDINANCE NO. 2008-03-308

AN ORDINANCE RATIFYING AND CONFIRMING THE PARTICIPATION BY THE CITY OF TONTITOWN, ARKANSAS IN THE NORTHWEST ARKANSAS CONSERVATION AUTHORITY; AND PRESCRIBING OTHER MATTERS RELATING THERETO.

WHEREAS, pursuant to Ordinance No. 2005-4-215 of the City of Tontitown, Arkansas (the "City"), the City joined the Northwest Arkansas Conservation Authority ("NACA") and approved a Third Amended Agreement accomplishing the same (the "Third Amended Agreement"); and

WHEREAS, pursuant to Ordinance No. 2005-11-235 of the City, the City approved a Fourth Amended Agreement to add additional members to NACA (the "Fourth Amended Agreement"); and

WHEREAS, NACA is in the process of issuing tax-exempt bonds to finance wastewater conveyance and treatment facilities to benefit the City; and

WHEREAS, the City has entered into a Service Contract with NACA for the treatment and disposal of the City's wastewater; and

WHEREAS, bond counsel for NACA has requested that the City Council of the City ratify and confirm the execution and delivery of the Third Amended Agreement and the Fourth Amended Agreement and all actions taken by the City and NACA pursuant thereto;

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

Section 1. That the execution and delivery of the Third Amended Agreement and Fourth Amended Agreement and all actions taken by the City and NACA thereto are hereby ratified and confirmed.

Section 2. The provisions of this Ordinance are hereby declared to be separable and if any provision shall for any reason be held illegal or invalid, such holding shall not affect the validity of the remainder of this Ordinance.

Section 3. All ordinances and resolutions or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

PASSED: March 4, 2008.

ATTEST:

APPROVED:

Debra A. Carter
City Recorder

[Signature]
Mayor

(SEAL)