

**ORDINANCE NO. 2013-02-409**

**AN ORDINANCE AMENDING SECTION 4 OF ORDINANCE NO. 2005-3-201,  
DECLARING AN EMERGENCY, AND FOR OTHER PURPOSES**

WHEREAS, by Ordinance No. 2005-3-201 as amended by Ordinance No. 2007-10-300 the City Council of the City of Tontitown, Arkansas expressed its desire to become a member of the Northwest Arkansas Conservation Authority (“NACA”); and

WHEREAS, the City of Tontitown did become, and continues to be, a member of NACA and, by virtue of that membership has a representative on the NACA Board of Directors; and

WHEREAS, Section 4 of Ordinance No. 2005-3-201 as amended by Ordinance 2007-10-300 which nominates and identifies the City’s representative on the NACA Board has become outdated; and

WHEREAS, it is in the best interest of the City of Tontitown to revise Section 4 of Ordinance No. 2005-3-201 and Ordinance No. 2007-10-300

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TONTITOWN, ARKANSAS:

Section 1: Section 4 of Ordinance No. 2005-3-201 as amended by Ordinance No. 2007-10-300 is hereby amended to read as follows:

“Section 4: The Chairman of the Committee of the whole Commission is hereby nominated and shall become the representative of the City of Tontitown as a member of the Board of Directors of the northwest Arkansas Conservation Authority, effective immediately.”

Section 2: All other provisions of Ordinance No. 2005-3-201 as amended by Ordinance No. 2007-10-300 shall remain unchanged.

Section 3: Emergency Clause:

The City Council of the City of Tontitown, Arkansas has determined it necessary for the public peace, health, and safety that this Ordinance be effect immediately. Therefore, an emergency is declared to exist, and this Ordinance shall become effective immediately upon its passage. Said determination of an emergency is based upon the following facts found to exist by the City Council:


- 1) The City’s participation as a member of NACA is vital to the public health, welfare and safety;
- 2) The City’s representation on the NACA Board is vital to ensure that Tontitown’s interests are properly represented at NACA Board meetings;

- 3) The City's representation on the NACA Board is called into question by the fact Ordinance No. 2005-3-201 as amended by Ordinance No. 2007-10-300 is outdated and
- 4) It is necessary for the uninterrupted representation of the City on the NACA board that this Ordinance become immediately effective.

PASSED AND APPROVED this 5 day of February, 2013

  
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Mayor

Attest:

  
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City Recorder/Treasurer