

ORDINANCE NO. B- 386

AN ORDINANCE AMENDING ORDINANCE NO. B-362 OF THE CITY OF ARKADELPHIA, ARKANSAS, TO PROVIDE FOR LEVYING ADDITIONAL PRIVILEGE TAX TO BE PAID TO THE CITY OF ARKADELPHIA, ARKANSAS: BY ARKANSAS LOUISIANA GAS COMPANY, PROVIDING FOR THE PAYMENT THEREOF: DECLARING AN EMERGENCY: AND FOR OTHER PURPOSES:

WHEREAS, the Arkansas Louisiana Gas Company (hereinafter sometimes referred to as "Gas Company") is or will be duly authorized by franchise ordinance to operate a gas distribution system and appurtenances thereto, used in or incident to the rendition of gas service to Arkadelphia, Arkansas, and to the inhabitants thereof residing in said municipality; and

WHEREAS, the Gas Company is now or will be occupying the streets and alleys of this City, for the purposes of operating, maintaining and extending its gas service to the municipality and the inhabitants and consumers residing in said municipality and supplying the municipality and consumers therein gas service; and

WHEREAS, the municipality is entitled to receive such just and reasonable taxes from the Gas Company which the municipality may lawfully impose and the Gas Company is entitled to pay.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE CITY OF ARKADELPHIA, ARKANSAS:

Section 1. The sale, furnishing, transmission and distribution of natural gas by the Gas Company within the City is hereby declared to be a special privilege and for such privilege and franchise the Gas Company shall pay to the City a special tax, charge or imposition, as follows:

For the year 1981 and thereafter, the Gas Company shall pay the sum of \$56,376.90 per year, payable in approximately equal quarterly installments beginning in January, 1981.


Said payments shall be in lieu of the payments otherwise called for in the Company's franchise agreement.

Section 2. Nothing herein contained shall be construed as altering or amending any of the rights or obligations of either the City or the Gas Company as provided in the existing franchise agreement between the City and the Gas Company, except insofar as the effect hereof will relieve the Gas Company from the obligation of the payments provided for in said franchise agreement so long as the provisions of this ordinance are in effect.

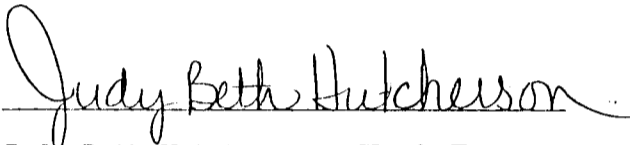
Section 3. All ordinances and parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 4. It is hereby found by the City of Arkadelphia Board of Directors that there is an urgent need for an accurate forecast of revenues for the City. Therefore, an emergency is declared to exist, and this ordinance being necessary for the preservation and advancement of the public peace, health and safety, shall be in full force and effect from and after the date of its approval.

APPROVED THIS 4th DAY OF December, 1980.



Mayor Sam L. Watson



Judy Beth Hutcherson, Clerk-Treasurer