

RESOLUTION NO. 6-86

A RESOLUTION AUTHORIZING THE CITY OF COTTER TO ENTER INTO A COST-SHARING AGREEMENT BY AND BETWEEN THE WESLEY UNITED METHODIST CHURCH, HEREINAFTER REFERRED TO AS THE CHURCH, AND PETER G. PEITZ, REX S. BAYLESS, AND LOIS M. BAYLESS, RICHARD L. HEMMERT AND BILLIE HEMMERT, HEREINAFTER REFERRED TO AS PROPERTY OWNERS, AND THE CITY OF COTTER, ARKANSAS, HEREINAFTER REFERRED TO AS CITY,

WITNESSETH:

WHEREAS, the Church desires to acquire water from the city of Cotter, and the City has to provide a 8" waterline to the Donald Lacefield property in accordance with the agreement between the City of Cotter and Alice O. Bynum dated the 24th day of August, 1972, and the Property Owners desire to have the 8" waterline constructed over and across their properties, it is mutually covenanted and agreed as follows:

1. That the Church and the City, at their own expense (50% each, up-front funds), construct the 8" waterline to its present location. (Map: Points A to B).

2. The City of Cotter, in order to satisfy its obligation to provide water to the Donald Lacefield property shall construct and pay for the 8" waterline extending from its present location to the Lacefield property. (Map: Points B to D).

3. The property owners shall hereby grant to the City of Cotter an easement over, through and across their respective properties.

4. The Church hereby agrees to obtain two (2) cost estimates to construct a two-inch water line from the present location to the Church site. (Map: Points B-C).

5. The Church agrees to pay the City the lower of the two estimates for the constructing a one and one-half inch water line to the Church. (Map: Points E-C).

6. The property owners will each reimburse the City twenty -five percent (25%) of costs incurred through the 8" waterline construction from the present location to the Lacefield property (Map: Points B-D) when they hook onto said waterline.

7. The City of Cotter is hereby authorized to collect and reimburse the Church proportionately to their contribution (Map: Points B-C) when the property owners hook on to said water line.

8. The cost of constructing the 8" water line from its present location to the Lacefield property (Map: Points B-D) is \$10,670.85 (Approximately)
NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COTTER, ARKANSAS:

That the City of Cotter is authorized to enter into the aforementioned agreement.

PASSED AND APPROVED THIS 4TH DAY OF September, 1986.

APPROVED: Rex S. Bayless

Mayor

ATTEST: [Signature]

Recorder/Treasurer

(SEAL)