

City of Conway

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FAULKNER COUNTY CIRCUIT CLERK

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by

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D.C.

ORDINANCE 0-05- 31

AN ORDINANCE TO AMEND THE ELECTRIC FRANCHISE AND LEASE ORDINANCES BY EXTENDING THE TERMINATION DATE TO DECEMBER 31, 2010; AND TO NAME THE CONWAY CORPORATION AS AGENT OF THE CITY IN THE ARRANGEMENT OF TRANSMISSION SERVICES AND FOR OTHER PURPOSES

WHEREAS, Conway Corporation operates the Electric Plant Facilities for the City of Conway; and

WHEREAS, the new power purchase contract is scheduled to expire on December 31, 2010 and the current franchise and lease expires on May 31, 2009; and

WHEREAS, the franchise and lease termination dates should be at least the length of time of the power purchase contract,

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

SECTION 1. Section One of Ordinance 0-79-25 is hereby amended to provide that the franchise agreement begins on June 1, 1979 and ends on December 31, 2010.

SECTION 2. Ordinance 0-79-24 is hereby amended to provide that the Electric Plant Lease Agreement is for a term to begin on June 1, 1979 and ending on December 31, 2010. Conway Corporation is also named as the agent for the City pursuant to Section 29.2 of the Entergy Services, Inc. Open Access Transmission Tariff to make application for and recommend Transmission Service arrangements for the City. The action of the Mayor in authorizing Conway Corporation to make any applications are hereby ratified and confirmed.

SECTION 3. All ordinances or parts of ordinances in conflict herewith are repealed to the extent of the conflict.

ADOPTED AND APPROVED THIS 7 day of April, 2005

APPROVED:

Tab Townsell
Mayor Tab Townsell

ATTEST:

Michael O. Garrett
City Clerk Michael O. Garrett