

ORDINANCE 99-9

BE IT ENACTED BY THE CITY OF CHEROKEE VILLAGE, SHARP COUNTY, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED:

AN ORDINANCE AUTHORIZING THE CITY OF CHEROKEE VILLAGE ENTER INTO AN INTERLOCAL AGREEMENT WITH THE CITIES OF ASH FLAT AND HARDY, AND SHARP COUNTY, ARKANSAS TO CREATE AND MANAGE THE SHARP COUNTY REGIONAL AIRPORT AUTHORITY.

WHEREAS, the cities of Cherokee Village, Ash Flat, and Hardy, and Sharp County, Arkansas all agree that it would be mutually beneficial to form, by interlocal agreement, the Sharp County Regional Airport Authority.

WHEREAS, the operation and management of a regional airport is a large expenditure for the county and cities acting individually.

WHEREAS, sound business practice dictates that regional management would be less expensive.

WHEREAS, Arkansas law provides for such interlocal agreement in Arkansas Code Annotated §25-20-101, and requires approval of said agreement by the Attorney General, State of Arkansas, which has been accomplished.

THEREFORE, be it enacted by the City of Cherokee Village, Arkansas as follows:

SECTION I. That the cities of Cherokee Village, Ash Flat, and Hardy, and Sharp County, Arkansas, all agree that it would be mutually beneficial to form, by interlocal agreement, the Sharp County Regional Airport Authority.

SECTION II. That the operation and management of a regional airport is a large expenditure for the county and cities acting individually and sound business practice dictates that regional management would be less expensive.

SECTION III. That Arkansas law provides for such interlocal agreement in Arkansas Code Annotated §25-20-101, and requires approval of said agreement by the Attorney General, State of Arkansas, which has been accomplished.

SECTION IV. That the Mayor of the City of Cherokee Village shall have authority to enter into the interlocal agreement upon such terms and conditions which are mutually agreeable to the parties and to sign such agreement and other documents legally binding Cherokee Village, Arkansas to said interlocal agreement.

SECTION V. That the City of Cherokee Village will be responsible to contribute the City's yearly budgeted contribution. If additional monies are requested, the City of Cherokee Village will apply an expense limit of double the amount initially budgeted.

SECTION VI. That the Authority shall be governed by an eight-member board of commissioners as set out in the attached articles with the initial terms being as follows: Cherokee Village, two commissioners; Ash Flat, two commissioners; Hardy, two commissioners; and Sharp County, two commissioners to be appointed upon staggered terms as set out in the attached articles. That at least one commissioner shall be fully experienced in aviation, holding some type of aeronautical license and rating.

SECTION VII. That if any provision of this ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not effect other provisions or applications of the ordinance which can be given effect with the invalid provisions or applications, and to this end, the provisions of this ordinance are declared to be severable.

SECTION VIII. That an emergency is hereby declared to exist and this ordinance shall be in full force and shall take effect upon passage and publication.

PASSED AND APPROVED BY THE CHEROKEE VILLAGE CITY COUNCIL.

DATED: June 22, 1999

APPROVED: Marjorie A. Rogers
Marjorie A. Rogers, Mayor

ATTEST: Susan E. Maynard
Susan E. Maynard, Clerk/Treasurer