ORDINANCE NO. _______

AN ORDINANCE TO ESTABLISH AND LAY OFF CITY OF LITTLE ROCK, ARKANSAS MUNICIPAL PROPERTY OWNERS’ MULTIPURPOSE IMPROVEMENT DISTRICT NO. 2020-002 (BEAR DEN MOUNTAIN PROJECT); AND FOR OTHER PURPOSES.

WHEREAS, a Petition to form City of Little Rock Municipal Property Owners' Multipurpose Improvement District No. 2020-002 (Bear Den Mountain Project) has been filed with the Little Rock City Clerk; and,

WHEREAS, the City Clerk has presented the petition to the Mayor; and,

WHEREAS, the Mayor has set April 7, 2020, at 6:00 PM, or as soon afterwards as the item may be reached on the regular call of the agenda, as the date and time for a Public Hearing before the Little Rock Board of Directors for consideration of the petition; and,

WHEREAS, the Little Rock Board of Directors has determined from an Abstractor's Certificate of Property Ownership that those signing the petition constitute all the owners of the real property to be located in said District; and,

WHEREAS, the Arkansas Municipal Property Owners' Improvement District Law provides that if the governing body determines that all the owners of the real property to be located in the District have petitioned for the improvements, it shall then be its duty by ordinance to establish and lay off the District as defined in the petition and to appoint the Commissioners named In the petition.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE CITY OF LITTLE ROCK, ARKANSAS:

Section 1. The real property described in Exhibit A of his ordinance is hereby established and laid off as City of Little Rock, Arkansas Municipal Property Owners’ Multipurpose Improvement District No. 2020-002 (Bear Den Mountain Project) for the purpose of constructing and installing facilities for waterworks, drainage, gas pipelines, underground trenches and excavations necessary for the installation of electric and telephone distribution systems, sanitary sewers, streets, including curbs, gutters and sidewalks, together with facilities related to any of the foregoing within the District.

Section 2. The following three (3) individuals are hereby appointed as Commissioners of said Improvement District: Andrew Holbert; Kevin Hutchingson; and Bradford Gaines.

Section 3. The name of the Improvement District shall be City of Little Rock, Arkansas Municipal Property Owners’ Multipurpose Improvement District No. 2020-002 (Bear Den Mountain Project).
Section 4. Severability. In the event any title, subtitle, section, subsection, subdivision, paragraph, subparagraph, item, sentence, clause, phrase, or work of this ordinance is declared or adjudged to be invalid or unconstitutional, such declaration or adjudication shall not affect the remaining portions of the ordinance which shall remain in full force and effect as if the portion so declared or adjudged invalid or unconstitutional was not originally a part of this ordinance.

Section 5. Repealer. All ordinances and resolutions, and parts of the same, that are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

Section 6. Emergency Clause. The Board of Directors of the City of Little Rock, Arkansas, has determined that with development in the area covered by the boundaries of the Improvement District laid off in this ordinance requires, as critical to the public health, safety, and welfare, construction of additional infrastructure; an emergency is, therefore, declared to exist, and this ordinance shall be in full force and effect from and after the date of its passage.

PASSED: April 7, 2020

ATTEST:                    APPROVED:

________________________________________  ___________________________________
Susan Langley, City Clerk        Frank Scott, Jr., Mayor

APPROVED AS TO LEGAL FORM:

________________________________________
Thomas M. Carpenter, City Attorney
Exhibit A

LEGAL DESCRIPTION

THE S ½ OF THE SE ¼ OF SECTION 22, TOWNSHIP 2 NORTH, RANGE 14 WEST, PULASKI COUNTY, ARKANSAS.