

RESOLUTION NO. R-88- 45

A RESOLUTION DECLARING THAT THE CITY OF CONWAY, ARKANSAS, DOES NOT DESIRE AT THIS TIME TO BE SUBJECT TO THE PROVISIONS OF ACT 600 OF 1987, THE "ARKANSAS UNDERGROUND FACILITIES DAMAGES PREVENTION ACT," AND FOR OTHER PURPOSES.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CONWAY, ARKANSAS:

SECTION 1. Section 4 of Act 600 of 1987, the "Arkansas Underground Facilities Damages Prevention Act," provides:

Every city of the first class, city of the second class, incorporated town, county and rural water association, whether formed as a corporation, improvement district or other legal entity, shall adopt an ordinance or other formal resolution no later than January 1, 1989, indicating whether the city, council or rural water association desires to be subject to the provisions of this Act; provided however, every first class city, second class city, incorporated town, county and rural water association which fails to adopt an ordinance or resolution indicating whether it desires to not be covered by the provisions of this Act shall be subject to each and every provision of this Act on and after January 1, 1989.

SECTION 2. The City Council does hereby specifically declare that the City of Conway, Arkansas, does not desire to be subject to the provisions of Act 600 of 1987 at this time.

SECTION 3. Copies of this resolution shall be mailed to the One-Call Center, P.O. Box 21465, Little Rock, AR 72221 and to the Arkansas Municipal League, P.O. Box 38, North Little Rock, AR 72115.

SECTION 4. This resolution does not require publication in the newspaper and is not required to be posted in five public places.

SECTION 5. All resolutions in conflict with this resolution are hereby repealed.

PASSED this 13th day of December, 1988.

APPROVED:

Mayor

ATTEST:

City Clerk

Martha Hartwick
City Clerk

David V. Finley
Mayor