

ORDINANCE NO. 1426

AN ORDINANCE TO BE ENTITLED "AN ORDINANCE TO VACATE AND ABANDON THOSE CERTAIN STREETS AND ALLEYS SITUATED AS FOLLOWS: Adair Avenue between Lots A11, B11, A12, B12, A13, B13 and 14 of Block 1 -and- Lots B4, A4, B3, A3, B2, A2, B1 and A1 of Block 4 in Fairview Addition to the City of Hope, Hempstead County, Arkansas. Tyson Avenue between Block 4 and Block 5 in Fairview Addition to the City of Hope, Hempstead County, Arkansas. The entire Alley in Block 1, the entire Alley in Block 4 and both Alleys in Block 5 in Fairview Addition to the City of Hope, Hempstead County, Arkansas."

WHEREAS, a Petition was duly filed with the City Clerk for consideration by the Board of Directors of the City of Hope, Arkansas, asking the Board of Directors to vacate and abandon all that portion of the streets and alleys designated on the plat to the City of Hope, Arkansas, now appearing of record in the Recorder's Office of Hempstead County, Arkansas, said streets and alleys being situated as follows:

Adair Avenue between Lots A11, B11, A12, B12, A13, B13 and 14 of Block 1 - and- Lots B4, A4, B3, A3, B2, A2, B1 and A1 of Block 4 in Fairview Addition to the City of Hope, Hempstead County, Arkansas.

Tyson Avenue between Block 4 and Block 5 in Fairview Addition to the City of Hope, Hempstead County, Arkansas.

The entire Alley in Block 1, the entire Alley in Block 4 and both Alleys in Block 5 in Fairview Addition to the City of Hope, Hempstead County, Arkansas.

WHEREAS, after due notice as required by law, the Board of Directors has, at the time and place mentioned in the notice, heard all persons desiring to be heard on the question and all owners of the property abutting upon the streets and alleys to be vacated have consented to such abandonment; that said streets and alleys were dedicated to the public use pursuant to said plat; that said streets and alleys have never been used by the public; and that the public interest and welfare will not be adversely affected by the abandonment of such streets and alleys.

NOW, THEREFORE, BE IT ORDAINED by the Board of Directors of the City of Hope, Arkansas:

SECTION I: The City of Hope, Arkansas, hereby releases, vacates and abandons all its rights, together with the rights of the public generally, in and to the streets and alleys designated as follows:

Adair Avenue between Lots A11, B11, A12, B12, A13, B13 and 14 of Block 1 - and- Lots B4, A4, B3, A3, B2, A2, B1 and A1 of Block 4 in Fairview Addition to the City of Hope, Hempstead County, Arkansas.

Tyson Avenue between Block 4 and Block 5 in Fairview Addition to the City of Hope, Hempstead County, Arkansas.

The entire Alley in Block 1, the entire Alley in Block 4 and both Alleys in Block 5 in Fairview Addition to the City of Hope, Hempstead County, Arkansas.

SECTION II: A copy of the Ordinance duly certified by the City Clerk shall be filed in the Office of the Recorder of Hempstead County, Arkansas and recorded in the deed records of said County.

SECTION III: The ordinance shall take effect and be in force

DATED this 6th day of January, 2004.

Dennis Ramsey, Mayor

Leneta Hare, City Clerk

ORDINANCE NO. 1427

AN ORDINANCE TO REPEAL ORDINANCE 1425 AND TO
REZONE A PORTION OF THE SECTION 21, TOWNSHIP 12
SOUTH, RANGE 24 WEST IN THE CITY OF HOPE,
ARKANSAS, AND FOR OTHER PURPOSES

WHEREAS, Ordinance 1425 was adopted by the Board of Directors of the City of Hope, Arkansas on November 18, 2003 to reclassify the zoning of a certain property; and

WHEREAS, Said ordinance contained an inaccurate legal description and does not establish the correct boundaries for the zoning reclassification it is necessary to repeal ordinance 1425 and correctly describe the new zoning district; and

WHEREAS, the Board of Directors of the City of Hope, Arkansas, has determined that a rezoning of said property from the current classification of R-2 to the new classification of R-5 would be appropriate.

NOW, THEREFORE, be it ordained by the Board of Directors of the City of Hope, Arkansas:

SECTION 1: Ordinance 1425 and all other ordinances in conflict herewith be, and the same are hereby, repealed.

SECTION 2: The following described real property in the City of Hope, Arkansas, to-wit: Commence at the northwest corner of the SW $\frac{1}{4}$ of the SE $\frac{1}{2}$ of Section 21, Township 12 South, Range 24 West and run East 660 feet to a point; thence run South 660 feet to a point; thence run East 30' to the POINT OF BEGINNING; thence run South 200' to a point; thence run East 125' to a point; thence run North 200' to a point; thence run West 125' back to the POINT OF BEGINNING; and containing about 0.56 acres in the City of Hope, Arkansas

Is hereby rezoned from its current zoning classification of R-2 to the new zoning classification of R-5, and the zoning map of the City of Hope, Arkansas, shall be amended to reflect said changes.

SECTION 3: It being determined by the Board of Directors of the City of Hope, Arkansas, that this ordinance is necessary for the public convenience, health, safety and welfare, an emergency is hereby declared to exist, and this ordinance shall take effect and be in full force from and after its passage and approval.

ADOPTED THIS 6th DAY OF JANUARY, 2004.

Dennis Ramsey, Mayor

Leneta Hare, City Clerk

ORDINANCE NO. 1428

AN ORDINANCE TO BE ENTITLED: "AN
ORDINANCE TO WAIVE THE REQUIREMENT OF
COMPETITIVE BIDDING AS REQUIRED BY
ARKANSAS CODE ANNOTATED SECTION 14-58-
303 FOR THE PURCHASE OF AUDIT SERVICES
FOR THE YEAR 2003"

WHEREAS, the City Board of Directors has determined that an exceptional situation exists in the purchase of audit services in that it is not feasible or practical to seek competitive bids for these services because of the urgent need by the City to purchase these services.

NOW, THEREFORE, be it ordained by the Board of Directors of the City of Hope, Arkansas:

SECTION I: The Board of Directors of the City of Hope, Arkansas, hereby determines that the requirements for competitive bidding for the purchase of audit services for the year 2003 is deemed not feasible or practical and is thereby waived because there is an urgent need by the City of Hope to purchase these services.

SECTION II: This action being necessary to the preservation of public peace, health, and safety, an emergency is hereby declared to exist, and this Ordinance shall take effect and be in force from and after its passage and approval.

PASSED AND APPROVED on this 20th day of January, 2004.

Dennis Ramsey, Mayor

Leneta Hare, City Clerk

ORDINANCE NO. 1429

AN ORDINANCE TO BE ENTITLED: "AN ORDINANCE TO WAIVE THE REQUIRED BY ARKANSAS CODE ANNOTATED SECTION 14-58-303 FOR THE HOPE POLICE DEPARTMENT'S PURCHASE OF CARDINAL TRACKING BADGE SE SOFTWARE, MOBILE BADGE SE SOFTWARE, AND COSTS RELATED TO DATA MIGRATION AND INSTALLATION"

WHEREAS, the City Board of Directors has determined that an exceptional situation exists in the Hope Police Department's purchase of Cardinal Tracking Badge SE software, Mobile Badge SE software, as well as costs related to data migration and installation of said software, in that it is not feasible or practical to seek competitive bids for these items because this software is an exclusive product of Cardinal Tracking Incorporated.

NOW, THEREFORE, be it ordained by the board of Directors of the City of Hope, Arkansas:

SECTION I: The board of Directors of the City of Hope, Arkansas, hereby determines that the requirements for competitive bidding for the purchase of Cardinal Tracking Badge SE software, Mobile Badge SE software, as well as costs related to data migration and installation of said software is deemed not feasible or practical and is thereby waived because of the sole source nature of the product.

SECTION II: This action being necessary to the preservation of public peace, health, and safety, an emergency is hereby declared to exist, and this ordinance shall take effect and be in force from and after its passage and approval.

PASSED AND APPROVED on this 20th day of January, 2004.

Leneta Hare, City Clerk

Dennis Ramsey, Mayor

ORDINANCE NO. 1430

WAIVE THE REQUIREMENT OF COMPETITIVE CODE ANNOTATED
SECTION 14-58-303 FOR THE RAZING AND REMOVAL OF A
CONDEMNED NUISANCE STRUCTURE"

WHEREAS, The City Board of Directors condemned as a nuisance by resolution a structure located at 903 South Walker, and;

WHEREAS, The property owner has not abated the nuisance as directed by applicable ordinances, and;

WHEREAS, the City Board of Directors has determined that an exceptional situation exists in the need to remove the remains of said condemned nuisance structure, in that it is not feasible or practical to seek competitive bids for this service.

NOW THEREFORE, be it ordained by the Board of Directors of the City of Hope, Arkansas:

SECTION I: The board of Directors of the City of Hope, Arkansas, hereby determines that the requirements for competitive bidding for the cost of razing, removal and disposal of a condemned nuisance structure located at 903 South Walker street by Larry Adams Excavating is deemed not feasible or practical and is thereby waived.

SECTION II: This action being necessary to the preservation of public peace, health, and safety, an emergency is hereby declared to exist, and this ordinance shall take effect and be in force from and after its passage and approval.

PASSED AND APPROVED on this 20th day of January, 2004.

Dennis Ramsey, Mayor

Leneta Hare, City Clerk

ORDINANCE NO. 1431

AN ORDINANCE TO REZONE THE SOUTH HALF OF LOTS
1,2, AND 3, BLOCK7, FRISCO ADDITION TO THE
CITY OF HOPE, HEMPSTEAD COUTY, ARKANSAS.

WHEREAS, after due notice as required by law, the Planning and Zoning Commission of the City of Hope, Arkansas, at the time and place mentioned in the notice, and in a public hearing, heard all persons desiring to be heard on the questions; and

WHEREAS, after said hearing the Planning and Zoning Commission of the City of Hope, Arkansas, voted to recommend that the said rezoning be granted, and

WHEREAS, the Board of Directors of the City of Hope, Arkansas, has determined that a rezoning of said property from the current classification of C4 to C2 would be appropriate.

NOW, THEREFORE, be it ordained by the Board of Directors of the City of Hope, Arkansas.

SECTION 1: The following described real property in the City of Hope, Arkansas to-wit:

The south half of lots 1, 2, and 3, Block 7, Frisco
Addition to the City of Hope, Hempstead County, Arkansas.

Is hereby rezoned from its current zoning classification of C4 to C2, and the zoning map of the City of Hope, Arkansas, shall be amended to reflect said changes.

SECTION 2: All ordinances in conflict herewith be, and the same are hereby, repealed.

SECTION 3: It being determined by the Board of Directors of the City of Hope, Arkansas, That this ordinance is necessary for the public convenience, health, safety and welfare, an emergency is hereby declared to exist, and this ordinance shall take effect and be in full force from and after its passage approval.

ADOPTED THIS 2nd DAY OF MARCH, 2004

Dennis Ramsey, Mayor

Carol Almond, City Clerk

ORDINANCE NO. 1432

AN ORDINANCE TO REZONE CERTAIN LAND IN THE
CITY OF HOPE, ARKANSAS, AND FOR OTHER PURPOSES

WHEREAS, a Petition to Rezone was duly filed with the city board of directors of the City of Hope, Arkansas, requesting the City of Hope, Arkansas, through the Planning and Zoning Commission and the Board of Directors, to rezone certain land in said city; and,

WHEREAS, after due notice as required by law, the Planning and Zoning Commission of the City of Hope, Arkansas, voted to recommend that said rezoning be granted; and

WHEREAS, the Board of Directors of the City of Hope, Arkansas, has determined that a rezoning of said property from current classification R-2 to new zoning classification R-5 would be appropriate.

NOW, THEREFORE, be it ordained by the Board of Directors of the City of Hope, Arkansas:

SECTION 1: The following described real property in the City of Hope, Arkansas, to-wit:

Lots Five (5), Six (6), Seven (7) and Eight (8), Block Four (4), Nichols Addition to the City of Hope, Hempstead County, Arkansas.

is hereby rezoned from its current zoning classification of R-2 to new zoning classification R-5, and the zoning map of the City of Hope, Arkansas, shall be amended to reflect said changes.

SECTION 2: All ordinances in conflict herewith be, and the same are hereby, repealed.

SECTION 3: It being determined by the Board of Directors of the City of Hope, Arkansas, that this ordinance is necessary for the public convenience, health, safety and welfare, an emergency is hereby declared to exist, and this ordinance shall take effect and be in full force from and after its passage and approval.

ADOPTED THIS 2nd DAY OF MARCH, 2004

Dennis Ramsey, Mayor

Carol Almond, City Clerk

ORDINANCE NO. 1433

AN ORDINANCE TO BE ENTITLED: "AN ORDINANCE TO WAIVE THE REQUIREMENT OF COMPETITIVE BIDDING AS REQUIRED BY ARKANSAS CODE ANNOTATED SECTION 14-58-303 FOR PURCHASE OF A DOUBLE BEADED STEEL BELT REPLACEMENT CONVEYOR INCLUDING INSTALLATION AND FREIGHT FOR USE AT THE CITY OF HOPE LANDFILL"

WHEREAS, the City Board of Directors has determined that an exceptional situation exists in the purchase of a double beaded steel belt replacement conveyor, including installation and freight, for use at the city of hope landfill in that it is not feasible or practical to seek competitive bids for this item because of the urgent need by the City to purchase this item and place same in use.

NOW THEREFORE, be it ordained by the Board of Directors of the City of Hope, Arkansas:

SECTION I: The Board of Directors of the City of Hope, Arkansas, hereby determines that the requirements for competitive bidding for the purchase of a double beaded steel belt replacement conveyor, including installation and freight, for use at the City of Hope landfill is deemed not feasible or practical and is thereby waived because there is an urgent need by the City of Hope to purchase this item and place same in use.

SECTION II: This action being necessary to the preservation of public peace, health, and safety, an emergency is hereby declared to exist, and this Ordinance shall take effect and be in force from and after its passage and approval.

PASSED AND APPROVED on this 2nd day of March, 2004.

Dennis Ramsey, Mayor

Carol Almond, City Clerk

ORDINANCE NO. 1434

AN ORDINANCE TO REZONE LOT 8, BLOCK A, YERGER ADDITION TO THE CITY OF HOPE, ARKANSAS, AND FOR OTHER PURPOSES

WHEREAS, after due notice as required by law, the Planning and Zoning Commission of the City of Hope, Arkansas, at the time and place mentioned in the notice, and in a public hearing, heard all persons desiring to be heard on the question; and

WHEREAS, after said hearing, the Planning and Zoning Commission of the City of Hope, Arkansas, voted to recommend that the said rezoning be granted; and

WHEREAS, the Board of Directors of the City of Hope, Arkansas, has determined that a rezoning of said property from the current classification of R-1 to the new classification of R-5 would be appropriate.

NOW THEREFORE, be it ordained by the Board of Directors of the City of Hope, Arkansas:

SECTION 1: The following described real property in the City of Hope, Arkansas, to-wit:

...Lot 8, Block A, Yerger Addition to the City of Hope, Arkansas...

Is hereby rezoned from its current zoning classification of R-1 to the new zoning classification of R-5, and the zoning map of the City of Hope, Arkansas, shall be amended to reflect said changes.

SECTION 2: All ordinances in conflict herewith be, and the same are hereby, repealed.

SECTION 3: It being determined by the Board of Directors of the City of Hope, Arkansas, That this ordinance is necessary for the public convenience, health, safety and welfare, an emergency is hereby declared to exist, and this ordinance shall take effect and be in full force from and after its passage and approval.

ADOPTED THIS 1st DAY OF JUNE, 2004

Dennis Ramsey, Mayor

Carol Almond, City Clerk

ORDINANCE NO. 1435

AN ORDINANCE TO REZONE A PORTION OF THE BROWN'S ADDITION NO. 2 IN THE CITY OF HOPE, ARKANSAS, AND FOR OTHER PURPOSES

WHEREAS, after due notice as required by law, the Planning and Zoning Commission of the City of Hope, Arkansas, at the time and place mentioned in the notice, and in a public hearing, heard all persons desiring to be heard on the question; and

WHEREAS, after said hearing, the Planning and Zoning Commission of the City of Hope, Arkansas, voted to recommend that the said rezoning be granted; and

WHEREAS, the Board of Directors of the City of Hope, Arkansas, has determined that a rezoning of said property from the current classification of R-2 to the new classification of R-5 would be appropriate.

NOW, THEREFORE, be it ordained by the Board of Directors of the City of Hope, Arkansas:

SECTION 1: The following described real property in the City of Hope, Arkansas, to-wit:

Lots 9 and 10 of Brown's Addition No. 2 in the City of Hope, Arkansas.

Is hereby rezoned from its current zoning classification of R-2 to the new zoning classification of R-5, and the zoning map of the City of Hope, Arkansas, shall be amended to reflect said changes.

SECTION 2: All ordinances in conflict herewith be, and the same are hereby, repealed.

SECTION 3: It being determined by the Board of Directors of the City of Hope, Arkansas, that this ordinance is necessary for the public convenience, health, safety and welfare, an emergency is hereby declared to exist, and this ordinance shall take effect and be in full force from and after its passage and approval.

ADOPTED THIS 1st DAY OF JUNE, 2004.

Dennis Ramsey, Mayor

Carol Almond, City Clerk

ORDINANCE NO. 1436

AN ORDINANCE TO VACATE AND ABANDON A CERTAIN PLATTED BUT UNOPENED HAWTHORNE STREET IN THE CITY OF HOPE, HEMPSTEAD COUNTY, ARKANSAS, LYING NORTH OF BLOCK THREE AND SOUTH OF BLOCK FOUR, ALL IN WEAVER ADDITION TO THE CITY OF HOPE, HEMPSTEAD COUNTY, ARKANSAS

WHEREAS, a petition was duly filed with the City Clerk for consideration by the Board of Directors of the City of Hope, Arkansas, asking the Board of Directors to vacate and abandon a portion of platted but unopened Hawthorne Street in Weaver Addition in the City of Hope, Arkansas, said portion of said street being more particularly described as follows, to-wit:

All that part of platted but unopened Hawthorne Street in the City of Hope, Hempstead County, Arkansas, lying North of Block Three and South of Block Four, all in Weaver Addition to the City of Hope, Hempstead County, Arkansas;

reference here made to the Plat of Weaver Addition to the City of Hope, Hempstead County, Arkansas, now appearing of record in the office of the Circuit Clerk and Ex-Officio Recorder of Hempstead County, Arkansas; and,

WHEREAS, after due notice as required by law, the Board of Directors has, at the time and place mentioned in the notice, heard all persons desiring to be heard on the question and has ascertained that the portion of the street herein described, has not been opened and actually used by the public, that all owners of the property abutting upon the portion of the street to be vacated have filed with the Board of Directors their written consent to such abandonment; and that the public interest and welfare will not be adversely affected by the abandonment of such alley.

NOW, THEREFORE, be it ordained by the Board of Directors of the City of Hope, Arkansas:

SECTION I: The City of Hope, Arkansas hereby releases, vacates and abandons all its rights, together with the rights of the public generally, in and to the portion of Hawthorne Street to the City of Hope, Hempstead County, Arkansas, described as follows:

All that part of platted but unopened Hawthorne Street in the City of Hope, Hempstead County, Arkansas, lying North of Block Three and South of Block Four, all in Weaver Addition to the City of Hope, Hempstead County, Arkansas.

SECTION II: A copy of the Ordinance duly certified by the City Clerk shall be filed in the Office of the Recorder of Hempstead County, Arkansas and recorded in the deed records of said County.

SECTION III: This Ordinance shall take effect and be in full force from and after its passage.

PASSED AND APPROVED ON THIS 15th DAY OF JUNE, 2004.

Dennis Ramsey, Mayor

Carol Almond, City Clerk

ORDINANCE NO. 1437

AN ORDINANCE TO BE ENTITLED: "AN ORDINANCE TO WAIVE THE REQUIREMENT OF COMPETITIVE BIDDING AS REQUIRED BY ARKANSAS CODE ANNOTATED SECTION 14-58-303 FOR PURCHASE AND INSTALLATION OF ALUMINUM FRAME FOLDING TYPE DOORS FOR THE CITY OF HOPE AIRPORT"

WHEREAS, the City Board of Directors has determined that an exceptional situation exists in the purchase and installation of aluminum frame folding type doors for the City of Hope airport in that it is not feasible or practical to seek competitive bids for this item because of the urgent need by the City to purchase this item and place same in use.

NOW THEREFORE, be it ordained by the Board of Directors of the City of Hope, Arkansas:

SECTION I: The Board of Directors of the City of Hope, Arkansas, hereby determines that the requirements for competitive bidding for the purchase and installation of aluminum frame folding type doors for the City of Hope airport is deemed not feasible or practical and is thereby waived because there is an urgent need by the City of Hope to purchase this item and place same in use.

SECTION II: This action being necessary to the preservation of public peace, health, and safety, an emergency is hereby declared to exist, and this Ordinance shall take effect and be in force from and after its passage and approval.

PASSED AND APPROVED on this 6th day of July, 2004.

Dennis Ramsey, Mayor

Carol Almond, City Clerk

ORDINANCE NO. 1438

AN ORDINANCE TO BE ENTITLED: "AN ORDINANCE TO WAIVE THE REQUIREMENT OF COMPETITIVE BIDDING AS REQUIRED BY ARKANSAS CODE ANNOTATED SECTION 14-58-303 FOR PURCHASE OF REPAIR SERVICES FOR A CITY OF HOPE RAILROAD SPUR"

WHEREAS, the City Board of Directors has determined that an exceptional situation exists in the purchase of repair services for a City of Hope railroad spur in that it is not feasible or practical to seek competitive bids for this repair because of the urgent need by the City to repair this item and place same in use.

NOW THEREFORE, be it ordained by the Board of Directors of the City of Hope, Arkansas:

SECTION I: The Board of Directors of the City of Hope, Arkansas, hereby determines that the requirements for competitive bidding for the purchase of repair services for a City of Hope rail spur is deemed not feasible or practical and is thereby waived because there is an urgent need by the City of Hope to repair this item and place same in use.

SECTION II: This action being necessary to the preservation of public peace, health, and safety, an emergency is hereby declared to exist, and this Ordinance shall take effect and be in force from and after its passage and approval.

PASSED AND APPROVED on this 10th day of August, 2004.

Dennis Ramsey, Mayor

Carol Almond, City Clerk

ORDINANCE NO. 1439

AN ORDINANCE TO BE ENTITLED: "AN ORDINANCE TO WAIVE THE REQUIREMENT OF COMPETITIVE BIDDING AS REQUIRED BY ARKANSAS CODE ANNOTATED SECTION 14-58-303 FOR PURCHASE OF GIS INTERNET MAPPING SOFTWARE"

WHEREAS, the City Board of Directors has determined that an exceptional situation exists for purchasing internet mapping software for use by the GIS Department in that it is not feasible or practical to seek competitive bids for this item because of the urgent need by the City to purchase this item and place same in use.

NOW THEREFORE, be it ordained by the Board of Directors of the City of Hope, Arkansas:

SECTION I: The Board of Directors of the City of Hope, Arkansas, hereby determines that the requirements for competitive bidding for purchasing internet mapping software for use by the GIS Department in that it is not feasible or practical to seek competitive bids for this item and is thereby waived because of the urgent need by the City to purchase this item and place same in use.

SECTION II: This action being necessary to the preservation of public peace, health, and safety, an emergency is hereby declared to exist, and this Ordinance shall take effect and be in force from and after its passage and approval.

PASSED AND APPROVED on this 7th day of September, 2004.

Dennis Ramsey, Mayor

Carol Almond, City Clerk

ORDINANCE NO. 1440

AN ORDINANCE TO BE ENTITLED: "AN ORDINANCE TO WAIVE THE REQUIREMENT OF COMPETITIVE BIDDING AS REQUIRED BY ARKANSAS CODE ANNOTATED SECTION 14-58-303 FOR PURCHASE OF A 2004 CAT SKID STEER LOADER FOR THE CITY OF HOPE LANDFILL"

WHEREAS, the City Board of Directors has determined that an exceptional situation exists in the purchase of a 2004 Cat Skid Steer Loader for the City of Hope Landfill in that it is not feasible or practical to seek competitive bids for a 2004 Cat Skid Steer Loader because of the urgent need by the City to purchase this item and place same in use.

NOW THEREFORE, be it ordained by the Board of Directors of the City of Hope, Arkansas:

SECTION I: The Board of Directors of the City of Hope, Arkansas, hereby determines that the requirements for competitive bidding for the purchase of a 2004 Cat Skid Steer Loader for the City of Hope Landfill is deemed not feasible or practical and is thereby waived because there is an urgent need by the City of Hope to purchase this item and place same in use.

SECTION II: This action being necessary to the preservation of public peace, health, and safety, an emergency is hereby declared to exist, and this Ordinance shall take effect and be in force from and after its passage and approval.

PASSED AND APPROVED on this 21st day of September, 2004.

Dennis Ramsey, Mayor

Carol Almond, City Clerk

ORDINANCE NO. 1441

AN ORDINANCE TO REZONE A PORTION OF THE MAGNOLIA ADDITION IN THE CITY OF HOPE, ARKANSAS, AND FOR OTHER PURPOSES

WHEREAS, after due notice as required by law, the Planning Commission of the City of Hope, Arkansas, at the time and place mentioned in the notice, and in a public hearing, heard all persons desiring to be heard on the question; and

WHEREAS, after said hearing, the Planning Commission of the City of Hope, Arkansas, voted to recommend that the said rezoning be granted; and

WHEREAS, the Board of Directors of the City of Hope, Arkansas, has determined that a rezoning of said property from the current classification of R-2 to the new classification of R-5 would be appropriate.

NOW, THEREFORE, be it ordained by the Board of Directors of the City of Hope, Arkansas:

SECTION 1: The following described real property in the City of Hope, Arkansas, to-wit:

All of Lot 12 in Block 12 of the Magnolia Addition in the City of Hope, Arkansas.

Is hereby rezoned from its current zoning classification of R-2 to the new zoning classification of R-5, and the zoning map of the City of Hope, Arkansas, shall be amended to reflect said changes.

SECTION 2: All ordinances in conflict herewith be, and the same are hereby, repealed.

SECTION 3: It being determined by the Board of Directors of the City of Hope, Arkansas, that this ordinance is necessary for the public convenience, health, safety and welfare, an emergency is hereby declared to exist, and this ordinance shall take effect and be in full force from and after its passage and approval.

ADOPTED THIS 21st DAY OF SEPTEMBER, 2004.

Dennis Ramsey, Mayor

Carol Almond, City Clerk

ORDINANCE NO. 1442

**AN ORDINANCE ADOPTING VOLUMES I, II AND III OF THE 2002
ARKANSAS FIRE PREVENTION CODE FOR THE CITY OF HOPE,
ARKANSAS AND FOR OTHER PURPOSES.**

WHEREAS, The Southern Building Code, 1991 edition, governing construction of buildings had been previously adopted; and

WHEREAS, Volumes I, II and III of the 2002 Arkansas fire Prevention Code were promulgated by the State Fire Marshall for the State of Arkansas on January 1, 2003; and

WHEREAS, In order to establish the minimum requirements consistent with nationally recognized good practice for providing a reasonable level of life safety and property protection from the hazards of fire, explosion or dangerous conditions in new and existing buildings, structures and premises;

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE CITY OF HOPE, ARKANSAS:

SECTION 1: That the 2002 Arkansas Fire Prevention Code Volumes I, II and III, as amended hereinafter, is hereby adopted. Said Code is adopted by reference as if it were copied herein fully word for word.

SECTION 2: The following sections are hereby revised:

Volume I Section 101.1 Insert:	City of Hope, Arkansas
Volume I Section 109.3 Insert:	Misdemeanor and \$500.00
Volume I Section 111.4 Insert:	\$50.00 and \$500.00
Volume II Section 101.1 Insert:	City of Hope, Arkansas
Volume II Section 105.2(1):	Delete
Volume II Section 105.3.1.1:	Delete
Volume II Section 1612.3 Insert:	City of Hope, Arkansas and October 1, 1981
Volume II Section 3409.2 Insert:	September 21, 2004
Volume III Section R101.1 Insert:	City of Hope, Arkansas
Volume III Section R105.2(1):	Delete
Volume III Section R105.3.1.1:	Delete

SECTION 3: Prior to the connection of any water or electric service to any new structure within the Corporate Limits or City of Hope Planning Area, or any account information change on any existing non-residential building within the Corporate Limits of Hope by Hope Water and Light a release from the Building Official or City Manager is required.

SECTION 4: The Board of Directors of The City of Hope, Arkansas shall act as any Board of Appeals referenced to in Volumes I, II and II of the Arkansas Fire Prevention Code.

SECTION 5: All ordinances and parts of ordinances in conflict herewith are repealed to the extent of the conflict.

SECTION 6: This ordinance being necessary for the protection of the public peace, health and safety, an emergency is hereby declared to exist; and this ordinance shall be in full force and effect from and after its passage.

PASSED AND APPROVED ON THIS 21ST DAY OF SEPTEMBER, 2004

Dennis Ramsey, Mayor

Carol Almond, City Clerk

ORDINANCE NO. 1443

**AN ORDINANCE TO REZONE A PORTION OF THE COLLEGE ADDITION IN
THE CITY OF HOPE, ARKANSAS, AND FOR OTHER PURPOSES**

WHEREAS, after due notice as required by law, the Planning and Zoning Commission of the City of Hope, Arkansas, at the time and place mentioned in the notice, and in a public hearing, heard all persons desiring to be heard on the question; and

WHEREAS, after said hearing, the Planning and Zoning Commission of the City of Hope, Arkansas, voted to recommend that the said rezoning be granted; and

WHEREAS, the Board of Directors of the City of Hope, Arkansas, has determined that a rezoning of said property from the current classification of R-2 to the new classification of C-4 would be appropriate.

NOW, THEREFORE, be it ordained by the Board of Directors of the City of Hope, Arkansas:

SECTION 1: The following described real property in the City of Hope, Arkansas, to-wit:

All of Lot 1 in Block 15, All of Block 16, All of Lot 1 and the North 70' of the East 140' of Lot 4 in Block 17 in the College Addition in the City of Hope, Arkansas.

Is hereby rezoned from its current zoning classification of R-2 to the new zoning classification of C-4, and the zoning map of the City of Hope, Arkansas, shall be amended to reflect said changes.

SECTION 2: All ordinances in conflict herewith be, and the same are hereby, repealed.

SECTION 3: It being determined by the Board of Directors of the City of Hope, Arkansas, that this ordinance is necessary for the public convenience, health, safety and welfare, an emergency is hereby declared to exist, and this ordinance shall take effect and be in full force from and after its passage and approval.

ADOPTED THIS 2nd DAY OF NOVEMBER, 2004.

Dennis Ramsey, Mayor

Carol Almond, City Clerk

ORDINANCE NO. 1444

AN ORDINANCE TO REZONE A PORTION OF THE WEAVER ADDITION IN THE CITY OF HOPE, ARKANSAS, AND FOR OTHER PURPOSES

WHEREAS, after due notice as required by law, the Planning and Zoning Commission of the City of Hope, Arkansas, at the time and place mentioned in the notice, and in a public hearing, heard all persons desiring to be heard on the question; and

WHEREAS, after said hearing, the Planning and Zoning Commission of the City of Hope, Arkansas, voted to recommend that the said rezoning be granted; and

WHEREAS, the Board of Directors of the City of Hope, Arkansas, has determined that a rezoning of said property from the current classification of R-2 to the new classification of C-3 would be appropriate.

NOW, THEREFORE, be it ordained by the Board of Directors of the City of Hope, Arkansas:

SECTION 1: The following described real property in the City of Hope, Arkansas, to-wit:

All of Lots 4, 5, 6 and 7 in Block 2 in the Weaver Addition in the City of Hope, Arkansas.

Is hereby rezoned from its current zoning classification of R-2 to the new zoning classification of C-3, and the zoning map of the City of Hope, Arkansas, shall be amended to reflect said changes.

SECTION 2: All ordinances in conflict herewith be, and the same are hereby, repealed.

SECTION 3: It being determined by the Board of Directors of the City of Hope, Arkansas, that this ordinance is necessary for the public convenience, health, safety and welfare, an emergency is hereby declared to exist, and this ordinance shall take effect and be in full force from and after its passage and approval.

ADOPTED THIS 2nd DAY OF NOVEMBER, 2004

Dennis Ramsey, Mayor

Carol Almond, City Clerk

ORDINANCE NO. 1445

AN ORDINANCE TO BE ENTITLED: "AN ORDINANCE TO WAIVE THE REQUIREMENT OF COMPETITIVE BIDDING AS REQUIRED BY ARKANSAS CODE ANNOTATED SECTION 14-58-303 FOR THE PURCHASE OF AUDIT SERVICES FOR THE YEAR 2004"

WHEREAS, the City Board of Directors has determined that an exceptional situation exists in the purchase of audit services in that it is not feasible or practical to seek competitive bids for these services because of the urgent need by the City to purchase these services.

NOW, THEREFORE, be it ordained by the Board of Directors of the City of Hope, Arkansas:

SECTION I: The Board of Directors of the City of Hope, Arkansas, hereby determines that the requirements for competitive bidding for the purchase of audit services for the year 2004 is deemed not feasible or practical and is thereby waived because there is an urgent need by the City of Hope to purchase these services.

SECTION II: This action being necessary to the preservation of public peace, health, and safety, an emergency is hereby declared to exist, and this Ordinance shall take effect and be in force from and after its passage and approval.

PASSED AND APPROVED on this 2nd day of November, 2004.

Dennis Ramsey, Mayor

Carol Almond, City Clerk

ORDINANCE NO. 1446

AN ORDINANCE AUTHORIZING THE ISSUANCE OF CAPITAL IMPROVEMENT BONDS IN THE MAXIMUM PRINCIPAL AMOUNT OF \$7,500,000 UNDER AMENDMENT NO. 62 TO THE ARKANSAS CONSTITUTION TO FINANCE THE ACQUISITION, CONSTRUCTION, AND EQUIPPING OF COMMUNITY CENTER FACILITIES; LEVYING A 3/4% LOCAL SALES, AND USE TAX TO PAY AND SECURE THE BONDS; LEVYING A 1/4% LOCAL SALES AND USE TAX TO OPERATE AND MAINTAIN THE COMMUNITY CENTER FACILITIES AND TO PAY AND SECURE THE BONDS; CALLING AND SETTING A DATE FOR A SPECIAL ELECTION TO REFER TO A VOTE OF THE PEOPLE THE QUESTIONS OF ISSUING THE BONDS AND LEVYING AND PLEDGING THE TAXES; DECLARING AN EMERGENCY; AND PRESCRIBING OTHER MATTERS PERTAINING THERETO.

WHEREAS, the City of Hope, Arkansas is a city of the first class duly organized and existing under the laws of the State of Arkansas; and

WHEREAS, the Board of Directors of the City has determined that it would be in the best interest of the City and its citizens to acquire, construct, and equip community center facilities for the City including, but not limited to, a multipurpose building or buildings with facilities for recreational activities, meetings, and education and other capital improvements related to or necessary for the community center facilities (collectively, the "Community Center"); and

WHEREAS, the Board of Directors has further determined that the costs of acquiring, constructing, and equipping the Community Center may be financed through the issuance of capital improvement bonds in the maximum principal amount of \$7,500,000 (the "Bonds") pursuant to Amendment No. 62 to the Arkansas Constitution and the Local Government Bond Act of 1985, as amended; and

WHEREAS, the Board of Directors has further determined that the net collections after deduction of the administrative charges of the State of a new 3/4% local sales and use tax levied under the provisions of the Local Government Bond Act of 1985 can be used to pay and secure the repayment of the Bonds; and

WHEREAS, the Board of Directors has further determined that the City needs to provide a new source of funds for the operation and maintenance of the Community Center and an additional source of funds to pay and secure the repayment of the Bonds; and

WHEREAS, the Board of Directors has further determined that the City can operate and maintain the Community Center and provide additional funds to pay and secure the repayment of the Bonds from the net collections after deduction of the administrative charges of the State of a new 1/4% local sales and use tax levied under the provisions of A.C.A. Section 26-75-301 *et seq.*; and

WHEREAS, the purpose of this Ordinance is to submit to the electors of the City at a special election called for that purpose the questions of (a) approving the issuance of the Bonds, (b) approving the levy of a new 3/4% local sales and use tax and the pledge of the net collections of the 3/4% local sales and use tax to retire the Bonds, and (c) approving the levy of a new 1/4% local sales and use tax to operate and maintain the Community Center and the pledge of the net collections of the 1/4% local sales and use tax to retire the Bonds;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE CITY OF HOPE, ARKANSAS THAT:

SECTION 1. (a) The City authorizes the issuance of the Bonds for the purpose of acquiring, constructing, and equipping the Community Center; provided, however, that the issuance of the Bonds shall be submitted to the qualified electors of the City at a special election as provided in this Ordinance.

(b) If the vote of the qualified electors of the City is favorable, the Mayor and the City Clerk are authorized and directed to execute a trust indenture which defines the rights of the owners of the Bonds and provides for the appointment of a trustee for the owners of the Bonds.

SECTION 2. Under the authority of the Local Government Bond Act of 1985^t (A.C.A. Section 14-164-301 *et seq.*), and to pay and secure the repayment of the Bonds, there is levied a 3/4% tax on the receipts from sales at retail within the City of all items and services which are subject to taxation under the Arkansas Gross Receipts Tax Act of 1941, as amended (A.C.A. Section 26-52-101, *et seq.*); and a 3/4% tax on the receipts for storing, using, or consuming tangible personal property or taxable services within the City under the Arkansas Compensating Tax Act of 1949, as amended (A.C.A. Section 26-53-101, *et seq.*) (collectively, the "3/4% Sales and Use Tax"). When the Bonds have been fully paid, the 3/4% Sales and Use Tax shall no longer be levied or collected.

SECTION 3. Under the authority of A.C.A. Section 26-75-301 *et seq.*, and to operate and maintain the Community Center and to pay and secure the repayment of the Bonds, there is levied a 1/4% tax on the receipts from sales at retail within the City of all items and services which are subject to taxation under the Arkansas Gross Receipts Tax Act of 1941, as amended (A.C.A. Section 26-52-101, *et seq.*); and a 1/4% tax on the receipts for storing, using, or consuming tangible personal property or taxable services within the City under the Arkansas Compensating Tax Act of 1949, as amended (A.C.A. Section 26-53-101, *et seq.*) (collectively, the "1/4% Sales and Use Tax"). If the Bonds are not approved by the electors, the 1/4% tax shall not be levied or collected.

SECTION 4. From the effective date of the tax to and including December 31, 2005, the 3/4% Sales and Use Tax and the 1/4% Sales and Use Tax shall be levied and collected only on the first \$2,500 for each single transaction. From and after January 1, 2006, the 3/4% Sales and Use Tax and the 1/4% Sales and Use Tax shall be levied and collected as provided in A.C.A. Section 14-164-334, as in effect from time to time.

SECTION 5. The term "single transaction" is defined as provided in Ordinance No. 1140 of the City, adopted on December 15, 1987.

SECTION 6. A special election is called to be held on December 14, 2004, and at the election there shall be submitted to the electors of the City the questions of (a) approving the issuance of the Bonds, (b) approving the 3/4% Sales and Use Tax and the pledge of the net collections of the 3/4% Sales and Use Tax to retire the Bonds, and (c) approving the 1/4% Sales and Use Tax to operate and maintain the Community Center and the pledge of the net collections of the 1/4% Sales and Use Tax to retire the Bonds.

SECTION 7. The questions shall be placed on the ballot for the election in substantially the following forms:

COMMUNITY CENTER BONDS

There is submitted to the qualified electors of the City of Hope, Arkansas, the issuance of capital improvement bonds in the maximum principal amount of \$7,500,000 for the purpose of financing all or a portion of the cost of acquiring, constructing, and equipping community center facilities and other capital improvements related to or necessary for the community center facilities.

Vote on the question by placing an "X" in one of the following squares, either FOR or AGAINST:

FOR the issuance of bonds for community center facilities...

AGAINST the issuance of bonds for community center facilities.

3/4% SALES AND USE TAX TO PAY COMMUNITY CENTER BONDS

There is submitted to the qualified electors of the City of Hope, Arkansas, the levy and collection of a 3/4% local sales and use tax within the City. If the tax is approved, the net collections of the tax after deduction of the administrative charges of the State of Arkansas will be used to pay and secure the repayment of bonds approved by the voters for community center facilities. When the bonds have been fully paid, the 3/4% tax will no longer be levied or collected.

Vote on the question by placing an "X" in one of the following squares, either FOR or AGAINST:

FOR adoption of a 3/4% local sales and use tax within the City of Hope to pay community center bonds.....

AGAINST adoption of a 3/4% local sales and use tax within the City of Hope to pay community center bonds.....

1/4% SALES AND USE TAX TO OPERATE COMMUNITY CENTER AND PAY COMMUNITY CENTER BONDS

There is submitted to the qualified electors of the City of Hope, Arkansas, the levy and collection, of a 1/4% local sales and use tax within the City. If the tax is approved, the, net collections of the tax after deduction of the administrative charges of the ;State of Arkansas will be used to operate and maintain community center facilities and to pay and secure the repayment of bonds approved by the voters for community center facilities.

Vote on the question by placing an "X" in one of the following squares, either FOR or AGAINST:

FOR adoption of a 1/4% local sales and use tax within the City of Hope to operate and maintain community center facilities and to pay community center bonds.....

AGAINST adoption of a 1/4% local sales and use tax within the City of Hope to operate and maintain community center facilities and to pay community center bonds.....

SECTION 8. The City Clerk is authorized and directed to give notice of the election by one publication in a newspaper having a general circulation within the City, the publication to be not less than ten days prior to the date of the election.

SECTION 9. The election shall be held and conducted and the vote canvassed and the results declared in the manner provided for municipal elections under the election laws of the State as then in effect, and only qualified voters of the City shall have the right to vote at the election.

SECTION 10. The results of the election shall be proclaimed by the Mayor. The Mayor's Proclamation shall be published one time in a newspaper having general circulation in the City and shall advise that the results as proclaimed shall be conclusive unless attacked in the Circuit Court of Hempstead County within 30 days after the date of publication.

SECTION 11. A copy of the Mayor's Proclamation shall be given to the Director of the Arkansas Department of Finance and Administration.

SECTION 12. A certified copy of this Ordinance shall be given to the Hempstead County Board of Election Commissioners so that the necessary election officials and supplies may be provided.

SECTION 13. The Mayor and City Clerk for and on behalf of the City, are authorized and directed to do any a all things necessary to call and hold the special election as provided in this Ordinance.

SECTION 14. In the event a majority of the qualified electors voting on the question approve the issuance of the Bonds and the levy of the 3/4% Sales and Use Tax and the 1/4% Sales and Use Tax, the taxes provided by Sections 2 and 3 of this Ordinance shall become effective, enforceable, and collectible on the first day of the first month of the calendar quarter after the expiration of the later of (a) 30 days from the date of publication of the Mayor's Proclamation of the election results and (b) 60 days from the date that notice has been provided by the Director of the Arkansas Department of Finance and Administration to sellers, and (c) 90 days from the date that notice of the election results has been given to the Director of the Arkansas Department of Finance and Administration.

SECTION 15. The 3/4% Sales and Use Tax and the 1/4% Sales and Use Tax shall not be repealed or reduced until all Bonds authorized in this Ordinance and approved by the voters shall have been retired in full.

SECTION 16. If any part of this Ordinance is held invalid, such invalidity shall not affect any other portion of this Ordinance.

SECTION 17. All ordinances and parts of ordinances in conflict with this Ordinance are repealed to the extent of such conflict.

SECTION 18. The Board of Directors determines that the City is in dire need of accomplishing and providing essential capital improvements and obtaining additional funds to operate and maintain such improvements; that an appropriate way to provide and operate such capital improvements is by the levying of local sales and use taxes within the City and by the issuance of bonds payable from a pledge of and lien upon the net collections of such taxes, as authorized by Amendment No. 62 to the Arkansas Constitution and the Local Government Bond Act of 1985; and that this ordinance shall be given immediate effect so that the essential capital improvements may be acquired, constructed, equipped, operated, and maintained as soon as possible. Therefore, -0 emergency is declared to exist and this ordinance being necessary for the immediate preservation of the public health, safety, and welfare shall be in full force and effect from and after its passage and approval.

PASSED AND APPROVED this November 2nd, 2004.

Dennis Ramsey, Mayor

Carol Almond, City Clerk

ORDINANCE NO. 1447

AN ORINANCE TO BE ENTITLED: "AN ORDINANCE TO LEVY A TAX OF TWO POINT TWO (2.2) MILLS UPON THE ASSESSED VALUE OF THE REAL AND PERSONAL PROPERTY IN THE CITY OF HOPE, ARKANSAS, FOR THE YEAR 2004, AND FOR OTHER PURPOSES."

BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE CITY OF HOP ARKANSAS:

SECTION 1: That a tax of two point two (2.2) mills be, and the same is her^eby levied upon, all taxable property, both real and personal, within the City of Hope, Arkansas, for the year 2004 to be collected in 2005.

SECTION 2: All monies collected and raised by said tax shall constitute a general fund to defray the general and ordinary expenses of the said City of Hope, Arkansas.

SECTION 3: The Clerk of the City of Hope, Arkansas, shall certify this I z- y to the Clerk of Hempstead County, Arkansas, to be placed upon the book- and collected at the same time and in the same manner as State and County taxes are collected.

SECTION 4: All ordinances or parts of ordinances in conflict herewith are h^ereby repealed and this ordinance being necessary for the public health, safety, and general welfare of the inhabitants of the City of Hope, Arkansas, an emergency is hereby declared, and this Ordinance shall be in full force and effect from and after its passage and publication.

PASSED AND APPROVED this 9th day of November, 2004.

Dennis Ramsey, Mayor

Carol Almond, City Clerk

ORDINANCE NO. 1448

AN ORDINANCE TO BE ENTITLED: "AN ORDINANCE TO LEVY A TAX OF ONE (1) MILL UPON THE ASSESSED VALUE OF THE REAL AND PERSONAL PROPERTY IN THE CITY OF HOPE, ARKANSAS, FOR THE YEAR 2004, FOR THE PURPOSE OF PAYING PENSIONS TO THE RETIRED FIREMEN AND PENSIONS TO THE WIDOWS AND MINOR CHILDREN OF DECEASED AND RETIRED FIREMEN, AND FOR OTHER PURPOSES."

BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE CITY OF HOPE, ARKANSAS:

SECTION 1: That a tax of one (1) mill be, and same is hereby levied upon, all taxable property, both real and personal, within the City of Hope, Arkansas, for the year 2004 to be collected in 2005.

SECTION 2: All monies collected and raised by said tax shall be used only for the purpose of helping to pay pensions to retired firemen, to widows and minor children of deceased firemen, and to widows and minor children of deceased retired firemen, as now provided by the law.

SECTION 3: The Clerk of the City of Hope, Arkansas, shall certify this levy to the Clerk of Hempstead County, Arkansas, to be placed upon the books and collected at the same time and in the same manner as State and County taxes are collected.

SECTION 4: All ordinances or parts of ordinances in conflict herewith are hereby repealed, and this ordinance being necessary for the public, health, safety, and general welfare of the inhabitants of the City of Hope, Arkansas, an emergency is hereby declared, and this Ordinance shall be in full force and effect from and after its passage and publication.

PASSED AND APPROVED this 9th day of November, 2004.

Dennis Ramsey, Mayor

Carol Almond, City Clerk

ORDINANCE NO. 1449

AN ORDINANCES TO BE ENTITLED: "AN ORDINANCE TO VACATE AND ABANDON ALL PUBLIC ALLEYS AND RIGHTS OF WAY LOCATED WITHIN WARD'S REPLAT OF BEARDS ADDITION IN THE CITY OF HOPE, ARKANSAS."

WHEREAS, a petition was duly filed with the City Clerk for consideration by the Board of Directors of the City of Hope, Arkansas on the 16th day of November, 2004, asking the Board of Directors to vacate and abandon all of the alleys designated on Ward's replat of Beard's addition in the City of Hope, Arkansas, now appearing of record in miscellaneous record book____, page____ in the Office of the Recorder of Hempstead County, Arkansas, said alleys being situated within Ward's Replat of Beard's addition

WHEREAS, after due notice as required by law, the Board of Directors has, at the time and place mentioned in the notice, heard all persons desiring to be heard on the question and has ascertained that the alley, herein described, has not been actually used by the public generally for a period of five (5) years subsequent to the filing of the plat: that all owners of the property abutting upon the alley to be vacated have filed with the Board of Directors their written consent to such abandonment: and that the public interest and welfare will not be adversely affected by the abandonment of such alley.

NOW, THEREFORE, be it ordained by the Board of Directors of the City of Hope, Arkansas:

SECTION 1: The City of Hope, Arkansas hereby releases, vacates and abandons all its rights, together with the rights of the public generally, in and to the alley designated as follows:

All alleys and rights of way located within Ward's replat of Beard's Addition.

SECTION II: A copy of the Ordinance duly certified by the City Clerk shall be filed in the Office of the Recorder of Hempstead County, Arkansas and recorded in the deed records of said County.

SECTION III: This ordinance shall take effect and be in full force from and after its passage.

PASSED AND APPROVED ON THIS 16th DAY OF NOVEMBER, 2004.

Dennis Ramsey, Mayor

Carol Almond, City Clerk

ORDINANCE NO. 1450

AN ORDINANCE TO REZONE A PORTION OF THE SHELTON ADDITION IN THE CITY OF HOPE, ARKANSAS, AND FOR OTHER PURPOSES

WHEREAS, after due notice as required by law, the Planning and Zoning Commission of the City of Hope, Arkansas, at the time and place mentioned in the notice, and in a public hearing, heard all persons desiring to be heard on the question; and

WHEREAS, after said hearing, the Planning and Zoning Commission of the City of Hope, Arkansas, voted to recommend that said rezoning be granted; and

WHEREAS, the Board of Directors of the City of Hope, Arkansas, has determined that a rezoning of said property from the current classification of R-2 to a new classification of R-5 would be appropriate.

NOW, THEREFORE, be it ordained by the Board of Directors of the City of Hope, Arkansas:

SECTION 1: The following described real property in the City of Hope, Arkansas, to-wit:

All of Lots 5, 6, 7 and 8 in Block 1 in the Shelton Addition in the City of Hope, Arkansas.

Is hereby rezoned from its current zoning classification of R-2 to a new zoning classification of R-5, and the zoning map of the City of Hope, Arkansas, shall be amended to reflect said changes.

SECTION 2: All ordinances and parts of ordinances in conflict herewith are repealed to the extent of such conflict.

SECTION 3: It being determined by the Board of Directors of the City of Hope, Arkansas, that this ordinance is necessary for the public convenience, health, safety and welfare, an emergency is hereby declared to exist, and this ordinance shall take effect and be in full force from and after its passage and approval.

ADOPTED THIS 7TH DAY OF DECEMBER, 2004.

Dennis Ramsey, Mayor

Carol Almond, City Clerk

ORDINANCE NO. 1451

**AN ORDINANCE TO REZONE A PORTION OF THE HICKORY GROVE
ADDITION TO THE CITY OF HOPE, ARKANSAS, AND FOR OTHER
PURPOSES**

WHEREAS, after due notice as required by law, the Planning and Zoning Commission of the City of Hope, Arkansas, at the time and place mentioned in the notice, and in a public hearing, heard all persons desiring to be heard on the question; and

WHEREAS, after said hearing, the Planning and Zoning Commission of the City of Hope, Arkansas, voted to recommend that said rezoning be granted; and

WHEREAS, the Board of Directors of the City of Hope, Arkansas, has determined that a rezoning of said property from the current classification of R-2 to a new classification of R-5 would be appropriate.

NOW, THEREFORE, be it ordained by the Board of Directors of the City of Hope, Arkansas:

SECTION 1: The following described real property in the City of Hope, Arkansas, to-wit:

Lot 7 in Block 1 in the Hickory Grove Addition in the City of Hope, Arkansas.

Is hereby rezoned from its current zoning classification of R-2 to a new zoning classification of R-5, and the zoning map of the City of Hope, Arkansas, shall be amended to reflect said changes.

SECTION 2: All ordinances and parts of ordinances in conflict herewith are repealed to the extent of such conflict.

SECTION 3: It being determined by the Board of Directors of the City of Hope, Arkansas, that this ordinance is necessary for the public convenience, health, safety and welfare, an emergency is hereby declared to exist, and this ordinance shall take effect and be in full force from and after its passage and approval.

ADOPTED THIS 7TH DAY OF DECEMBER, 2004.

Dennis Ramsey, Mayor

Carol Almond, City Clerk

ORDINANCE NO. 1452

AN ORDINANCE AMENDING ORDINANCE 1279 "AN ORDINANCE ESTABLISHING THE RATES FOR SERVICES TO BE FURNISHED BY THE SEWER SYSTEM OF THE CITY OF HOPE; AND FOR OTHER PURPOSES."

WHEREAS, Section 2 of Ordinance 1279 establishes a formula for determining consumption rates for non-metered residential customers by using family size; and

WHEREAS, Data are not readily available for making such a comparison and no formulae information is provided in Ordinance 1279 for non-residential customers;

WHEREAS, A number of structures are in dire need of making connection to the City of Hope Wastewater collection system as required by the Arkansas Department of Health, amending ordinance 1279 has become necessary.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE CITY OF HOPE, ARKANSAS:

SECTION 1: Section 2 of Ordinance 1279 is hereby amended by deleting the following phrase: "In the case of users not on a metered basis, the utility superintendent shall establish water consumption based on a comparison of the non-metered user with a metered user of similar class. Example: a non-metered family of four will be compared to a typical family of four with a water meter to establish water consumption". Section 2 of Ordinance 1279 is further amended by inserting the following phrases: In the case of residential users not on a metered basis the standard consumption of 6,000 gallons shall be the monthly basis for charges. In the case of commercial users not on a metered basis the standard consumption of 26,000 gallons shall be the monthly basis for charges. All factory or industrial uses shall be metered and charged according to Ordinance 1279.

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

SECTION 4: This ordinance being necessary for the protection of the public peace, health and safety, an emergency is hereby declared to exist; and this ordinance shall be in full force and effect from and after its passage.

ADOPTED THIS 7th day of DECEMBER, 2004.

Dennis Ramsey, Mayor

Carol Almond, City Clerk