

**ORDINANCE NO.**

**AN ORDINANCE AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE A COST PARTICIPATION AGREEMENT WITH MANOR INDEPENDENT SCHOOL DISTRICT FOR CONSTRUCTION OF A 16-INCH WATER MAIN AND APPURTENANCES TO SERVE THE MANOR ELEMENTARY SCHOOL NUMBER 6; AND WAIVING CERTAIN REQUIREMENTS OF SECTIONS 25-9-62 AND 25-9-67 OF THE CITY CODE RELATING TO COST PARTICIPATION.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:**

**PART 1.** This ordinance applies to an application for cost participation under City Code Chapter 25-9, Article 1, Division 2, Subpart B (*Cost Reimbursement And Cost Participation*) by Manor Independent School District for construction of a 16-inch water main and appurtenances to serve the Manor Elementary School Number 6 to be located at 5600 Decker Lane.

**PART 2.** The council authorizes the city manager to negotiate and execute a cost participation agreement with Manor Independent School District in an amount not to exceed \$42,439.00 or 25 percent of the actual construction costs, whichever is less.

**PART 3.** The council waives:

- (A) the requirement of Section 25-9-62 (*Amount of Cost Participation*) of the City Code regarding computation of City cost participation; and
- (B) the provision of Section 25-9-67 (*Cost Participation and Cost Reimbursement Payment*) of the City Code prescribing the date for a cost reimbursement payment.

**PART 4.** This ordinance takes effect on \_\_\_\_\_, 2008.

**PASSED AND APPROVED**

\_\_\_\_\_, 2008      § \_\_\_\_\_  
§  
§

Will Wynn  
Mayor

**APPROVED:** \_\_\_\_\_  
David Allan Smith  
City Attorney

**ATTEST:** \_\_\_\_\_  
Shirley A. Gentry  
City Clerk