

ORDINANCE NO. 20080410-005

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 April 21, 2008.

PASSED AND APPROVED

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<u>April 10</u> , 2008	§	<u>Will Wyn</u>
		Will Wyn
		Mayor
APPROVED: <u>David Allan Smith</u>	ATTEST: <u>Shirley A. Gentry</u>	
David Allan Smith	Shirley A. Gentry	
City Attorney	City Clerk	