

AN ORDINANCE AUTHORIZING A LEASE AGREEMENT BY AND BETWEEN THE CITY OF DIAMOND CITY, ARKASAS AS THE LESSOR OF, AND ENTERGY ARKASAS, LLC AS LESSEE, AS LESSEE IN SUBSTANTIALLY THE FORM AND WITH THE CONTENTS SET FORTH AND MADE PART OF THE ORDINANCE: AUTHORIZING THE EXECUTION AND DELIVERY OF THE LEASE AGREEMENT.

WHEREAS, the City Council of the City of Diamond City, Arkansas has the authority to enact Ordinances relating to the City.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DIAMOND CITY, ARKANSAS THAT:

Section 1. There is hereby authorized the execution and delivery of Lease Agreement wherein the City of Diamond City, Arkansas, is Lessor and Entergy LLC. Is the Lessee, and the Mayor is hereby authorized to execute, acknowledge and deliver the Lease Agreement for and on behalf of the City of Diamond City, Arkansas. This form and contents of the Lease Agreement, which are hereby approved and which are made part of hereof, shall be substantially as follow;

Section 2. That the Mayor hereby is authorized and directed, for and on behalf of the City of Diamond City, Arkansas to do all things to execute all instruments and otherwise take all action necessary to realization of the City of Diamond City's rights and to discharge the City obligations as Lessor under the Lease Agreement.


Section 3. This Ordinance shall take effect immediately upon its passage.

Section 4. Any Ordinance or application thereof to any person or circumstance is held invalid by a court, such invalidity shall not affect other provisions or applications of the Ordinance and to such end the provisions of this ordinance are declared severable. All Ordinances or parts thereof in conflict herewith are hereby repelled to the extent of the conflict.

Section 5. EMERGENCY CLAUSE; It is determined by the City Council that the adoption of this Ordinance is an immediate and necessary need to provide clarity to the City of Diamond City and a need for Revenue for the City. The authorization by this Ordinance is necessary for the accomplishment of public benefits and purposes.

PASSED AND APPROVED this 26th day of 2021 in regular meeting.

Yes 6 No 0 Abstain 0 Absent 0



Recorder/ Kathy Pate



Mayor/Jaime Nuessner