

original

TOWN OF GILBERT

ORDINANCE NO.

1-07

AN ORDINANCE TO ESTABLISH THE ANNUAL OPERATING BUDGET FOR
CALENDAR YEAR 2007

BE IT ORDAINED BY THE TOWN COUNCIL OF THE INCORPORATED TOWN
OF GILBERT, ARKANSAS:

SECTION 1. The annual budget for calendar year 2007
identified as "Town of Gilbert BUDGET for 2007" is hereby
adopted by reference. A copy of said Budget shall be filed in
the Office of the Town Recorder/Treasurer and shall be available
for inspection by any person during normal office hours.

SECTION 2. EXPENDITURE CATEGORIES. Expenditure of funds
appropriated by this Ordinance shall be restricted to the
line item amounts under each major category.

SECTION 3. TRANSFERS. Any transfer of moneys between the
General Fund, Street Fund or the major categories under these
funds shall be made only with prior approval of the Gilbert
Town Council.

SECTION 4. If any provision or section of this Ordinance is
held invalid by a court of competent jurisdiction, such
invalidity shall not effect other provisions of this Ordinance.

SECTION 5. This Ordinance being necessary for the protection and
preservation of public health and safety, an emergency is
hereby declared to exist and this Ordinance shall be in force
and take effect upon passage and publication.

APPROVED

Walter Norwest
Mayor

Dated: 1/15/07

ATTEST

Reyn E. Hunt
Recorder/Treasurer

original

ORDINANCE NO. 2-07

AN ORDINANCE DETERMINING THAT THE COST OF ACQUIRING
SHEILDED LIGHTING FIXTURES IS PROHIBITIVE

WHEREAS, Act 1963 of 2005, as amended by act 11 of 2006 (1st Ex. Sess.), enacted the Shielded Outdoor Lighting Act, 8-14-10 through 8-14-104 of the Arkansas Code Annotated (hereinafter, "the Act".)

WHEREAS, the Act provides that public funds shall not be used to install an outdoor lighting fixture that is not shielded and,

WHEREAS, the Act further provides that said prohibition shall not apply to any municipality or county if the governing body of the municipality or county determines by ordinance or to a municipality owned utility if the municipal employee responsible for procurement determines that the cist of acquiring a shielded outdoor lighting fixture will be prohibitive after comparing (i) the cost of the fixtures; and (ii) the projected energy cost of the operation of the fixtures.

THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF GILBERT,

SECTION 1. The town council finds that the additional cost of shielded fixtures over non-shielded ones has been estimated at \$2160.00, versus our current cost of \$1048.92 annually.

SECTION 2. The town council hereby determines that the cost of acquiring shielded outdoor lighting fixtures will be prohibitive.

SECTION 3. The Town of Gilbert hereby expressly intends to avail itself of the exemption from the requirements of the Act pertaining to the purchase of shielded outdoor lighting fixtures.

SECTION 4. The Town Council hereby finds that, unless this ordinance goes into effect immediately, the town will be subject to prohibitive costs for shielded lighting fixtures to the detriment of the public welfare and that an emergency is hereby declared to exist such that this ordinance will take effect immediately upon passage.

Adopted this 15th day of JANUARY, 2007, at a regularly scheduled meeting of the Town Council of Gilbert, Arkansas.

APPROVED: Mitch Mortvedt
Mayor Mitch Mortvedt

ATTEST: Regan C. Plumb
Recorder/Treasurer Regan Plumb