

RESOLUTION NO. 21 - 2016

A RESOLUTION ACCEPTING THE BID OF KENTUCKY AMERICAN WATER COMPANY, IN ACCORDANCE WITH THE PROVISIONS OF ORDINANCE NO. 144-2015, CREATING AND OFFERING FOR SALE A NON-EXCLUSIVE WATER FRANCHISE AND PRIVILEGE TO CONSTRUCT, ERECT, LAY, RELAY, REPLACE, OPERATE AND MAINTAIN A WATERWORKS SYSTEM WITHIN THE PUBLIC RIGHTS-OF-WAY IN FAYETTE COUNTY, AND AUTHORIZING THE MAYOR, ON BEHALF OF THE URBAN COUNTY GOVERNMENT, TO EXECUTE A FRANCHISE AGREEMENT WITH KENTUCKY AMERICAN WATER COMPANY, INCORPORATING THE TERMS AND CONDITIONS OF ORDINANCE NO. 144-2015.

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BE IT RESOLVED BY THE COUNCIL OF THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT:

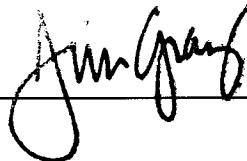
Section 1 - That the bid of Kentucky American Water Company, submitted in accordance with the provisions of Lexington-Fayette Urban County Government Ordinance No. 144-2015, creating and offering for sale a non-exclusive franchise for the construction, operation, and maintenance of a waterworks system in Fayette County, a copy of which is attached to the Franchise Agreement as Exhibit "A", is hereby declared to be a highest and best bidder for said franchise; and said franchise is hereby sold to and vested in Kentucky American Water Company, for the period of time provided in the ordinance and franchise agreement.

Section 2 - That the Mayor, on behalf of the Lexington-Fayette Urban County Government, be and hereby is authorized to execute the Franchise Agreement with Kentucky American Water Company, which is attached hereto and incorporated herein by reference, and which agreement incorporates by reference in its entirety the material provisions of Lexington-Fayette Urban County Government Ordinance No. 144-2015.

Section 3 - That this Resolution shall become effective on the date of its passage.

PASSED URBAN COUNTY COUNCIL: Passed January 21, 2016

MAYOR



ATTEST:



CLERK OF URBAN COUNTY COUNCIL