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FAULKNER CO, AR FEE \$35.00
 I hereby certify that this instrument was
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 RECORDED: 03-01-2024 02:14:46 PM
 NANCY EASTHAM
 FAULKNER COUNTY CIRCUIT CLERK
 BY: DIANA VARNER, D.C.
ORDINANCE

City of Conway, Arkansas
Ordinance No. O-24-02

AN ORDINANCE FIXING THE RATES TO BE CHARGED FOR THE SERVICES OF THE MUNICIPAL WATERWORKS SYSTEM; SUPERSEDING ORDINANCE NO. O-16-46 AND O-17-58; REPEALING ALL ORDINANCES IN CONFLICT; AND FOR OTHER PURPOSES.

Whereas, sthe City of Conway, Arkansas (the "City") owns a water storage treatment and distribution system (the "System") serving residents within and near the City, which System is operated and maintained by Conway Corporation, a nonprofit corporation organized and existing under the laws of the State of Arkansas (the "Corporation"), pursuant to an exclusive franchise granted to the Corporation by the City pursuant to Ordinance No. O-86-11, as amended by Ordinance O-14-100, Ordinance O-16-46 and O-17-58; and

Whereas, the Board of Directors of the Corporation has determined the need to provide sufficient revenues and has proposed a rate increase for System services;

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

Section One. All ordinances, resolutions and parts thereof in conflict herewith, including particularly Ordinance No. O-16-46 and O-17-58, are hereby repealed and superceded as of April 1, 2024, and the terms of System water rate schedules listed below are hereby adopted.

Section Two. The minimum monthly fee for System service is the Customer User Charge which is based upon meter size, consumption rate, and watershed protection fee.

a) Residential customers

Effective April 1, 2024, Customer User Charges payable monthly for Residential Customers are:

5/8-3/4 inch meter	\$7.66
1 inch meter	\$17.30
1 ½ inch meter	\$32.99
2-inch meter	\$50.88

Watershed Protection Fee	
5/8-3/4 inch meter	\$1.00
1 inch meter	\$1.00
1 ½ inch meter	\$1.00
2-inch meter	\$2.00

b) Commercial and Industrial Customers

Effective April 1, 2024, Customer User Charges payable monthly for Commercial and Industrial customers are:

5/8-3/4 inch meter	\$7.66
1 inch meter	\$17.30
1 ½ inch meter	\$32.99
2-inch meter	\$50.88
3-inch meter	\$101.57
4-inch meter	\$164.85
6-inch meter	\$329.48
8-inch meter	\$411.95

Watershed Protection Fee

5/8-3/4 inch meter	\$1.00
1 inch meter	\$1.00
1 ½ inch meter	\$1.00
2-inch meter	\$2.00
3-inch meter	\$5.00
4-inch meter	\$7.00
6-inch meter	\$7.00
8-inch meter	\$7.00

c) Institutional Customers

Effective April 1, 2024, Customer User Charges payable monthly for Institutional customers are:

8-inch meter	\$411.95
Watershed Protection Fee	\$7.00

d) Other Customers

The monthly Customer User Charge for users described in Section Six of this Ordinance shall be based upon meter size and billed in addition to the consumption rate. The monthly charge, effective April 1, 2024 shall be:

5/8-3/4 inch meter	\$17.30
1 inch meter	\$25.91
1 1/2 inch meter	\$47.54
2-inch meter	\$75.66

Watershed Protection Fee

5/8-3/4 inch meter	\$1.00
1 inch meter	\$1.00
1 1/2 inch meter	\$1.00
2-inch meter	\$2.00

Section Three. Effective April 1, 2024, the monthly Residential consumption rate shall be:

First 1,000 gallons or any part thereof, minimum	\$4.44
All over 1,000 gallons	\$4.44 per thousand gallons

Section Four. Effective April 1, 2024, the monthly Commercial and Industrial consumption rate shall be:

First 1,000 gallons or any part thereof, minimum	\$4.44	
Next 19,000 gallons	\$4.44	per thousand gallons
Next 30,000 gallons	\$4.13	per thousand gallons
Next 50,000 gallons	\$3.56	per thousand gallons
All over 100,000 gallons	\$3.30	per thousand gallons

Section Five. The monthly Institutional consumption rate for service to college campuses, the Conway Human Development Center and any other institutions shall be as follows. The Customer User Charge for Institutional customers shall be one eight-inch meter in Section Two above.

All consumption \$3.30 per thousand gallons with a 1,000-gallon minimum

Section Six. Notwithstanding any other section of this Ordinance, the monthly consumption rate for multi-family (single building) dwellings, mobile home parks (RT zones) and dwellings that are partially used for business, such as beauty shops or auto repair shops shall be as listed below. This rate is not applicable to separate buildings on one meter or separate mobile homes in a mobile home park (RT Zone).

Effective April 1, 2024

All water consumed \$4.44 per thousand gallons with a 1,000-gallon minimum

Section Seven.

A. Effective April 1, 2024, the monthly use fee for automatic fire protection systems shall be as follows. Water used for any other purpose must be metered.

First 1,000 sprinkler heads	\$18.92	monthly minimum
Each additional sprinkler head	\$.01	monthly

B. Residential customers receiving private fire protection through a $\frac{3}{4}$ or 1 inch meter at a single-family residence shall pay a minimum monthly rate of \$5.00 on that service. Any usage on the meter will be billed at the consumption rates in Section Three. Installation fees for the private fire meter, as established by Conway Corporation, shall be the responsibility of the property owner.

Section Eight. The minimum monthly consumption charge for all classes of customers is 1,000 gallons.

Section Nine. For water taken from fire hydrants, effective April 1, 2024, the monthly consumption rate shall be \$4.44 per thousand gallons with a 1,000-gallon minimum and the monthly Customer User Charge shall be \$108.09. Deposits for fire Hydrant meters will be calculated based on estimates to best mitigate risk to Conway Corporation at the sole discretion of Conway Corporation. Conway Corporation reserves the right to recall meters for calibration at any time during the year; if meters are not returned by customer, Conway Corporation may invoice customer for the full replacement cost of the meter.

Section Ten. Out of City customers shall pay 150% of the applicable Customer User Charge and water consumption fee of in-city customers indicated above.


Section Eleven. The schedule of charges as described above in sections 2,3,4,5,6,7,8 and 10 shall be indexed on February 1 each year by the amount of increase in the Consumer Price Index (or 3% whichever is less) for the preceding year. A copy of the revised rates shall be posted on the Conway Corporation web site. This provision is effective on April 1, 2025.

Section Twelve. The above rates are subject to all local, state and federal taxes which are currently in effect or any taxes or fees which are imposed after the effective date of this Ordinance. Rates in this Ordinance are effective for all water use billed on or after April 1, 2024.

Section Thirteen. The net bill for System services, computed in accordance with the monthly rates set forth above, shall be due and payable upon presentation. If payment is not received within 30 days after presentation of a bill, System service may be discontinued. The amount of the delinquent bill plus a reconnect charge of \$50.00 must be paid before System service will be restored.


PASSED: February 13th, 2024.

Approved:

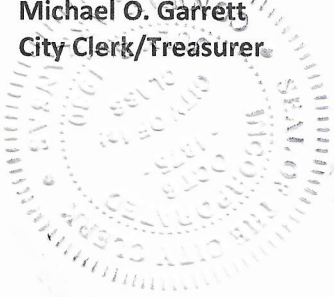


Mayor Bart Castleberry

Attest:



Michael O. Garrett
City Clerk/Treasurer



CERTIFICATE

**STATE OF ARKANSAS
COUNTY OF FAULKNER
CITY OF CONWAY**

I, Michael Garrett, the duly elected, qualified, and acting: Clerk-Treasurer of the City of Conway, Arkansas, do hereby certify that the attached and foregoing is a true and correct copy of an ordinance presented to the City Council of the City of Conway, Arkansas, at a meeting of that body held on the 13th day of February, 2024 same is duly recorded in the minutes of meeting of said Council.

Witness, my hand, and seal of the City of Conway, Arkansas this 20th day of February, 2024.


CITY CLERK-TREASURER

