



CERTIFICATE OF RECORD  
FAULKNER CO, AR FEE \$25.00

I hereby certify that this instrument was  
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NANCY EASTHAM

FAULKNER COUNTY CIRCUIT CLERK

BY: DIANA VARNER, D.C.

**ORDINANCE**

**City of Conway, Arkansas  
Ordinance No. O-24-76**

**AN ORDINANCE AMENDING ORDINANCE NO. O-24-02 TO CORRECT SECTION REFERENCES AND TO REVISE THE EFFECTIVE DATE FOR THE INITIAL ANNUAL REVISIONS OF WATER RATES; AND PRESCRIBING OTHER MATTERS RELATING THERETO.**

**WHEREAS**, the 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 No. O-14-100, Ordinance No. O-16-46 and Ordinance No. O-17-58; and

**WHEREAS**, pursuant to a recommendation and request by the Board of Directors of the Corporation, the City Council previously adopted Ordinance No. O-24-02 on February 13, 2024 (the “Rate Ordinance”), setting rates and charges for System services and water usage;

**WHEREAS**, it has been determined that Section 11 of the Rate Ordinance should be revised in order to correctly reflect the sections subject to, and the initial date for, annual revisions to the water rates and charges set forth in the Rate Ordinance;

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

**Section 1.** The City Council hereby finds that an amendment to the Rate Ordinance is desirable in order to correctly reflect the sections subject to, and the initial date for, annual revisions to the water rates and charges set forth in the Rate Ordinance. Accordingly, the Rate Ordinance is hereby amended as follows:


**Section 2.** Section 11 of the Rate Ordinance is hereby amended to read as follows: “The schedule of charges as described above in Sections 2, 3, 4, 5, 6, 7, 8 and 9 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 website. This provision is effective on February 1, 2025.”

**Section 3.** The sections, paragraphs, sentences, clauses and phrases of this Ordinance are hereby declared to be severable, and if any section, paragraph, sentence, clause or phrase of this Ordinance shall be declared invalid or unconstitutional by any court of

competent jurisdiction, such invalidity or unconstitutionality shall not void or affect any of the remaining portions or provisions of this Ordinance.

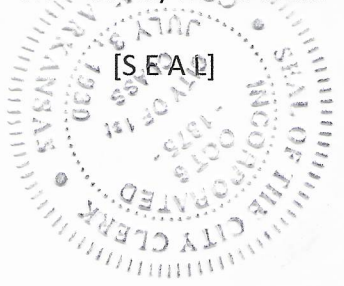
**Section 4.** All ordinances and resolutions and parts of ordinances and resolutions in conflict herewith, including conflicting provisions of Ordinance No. O-24-02, are hereby repealed to the extent of such conflict.

**PASSED AND APPROVED** this 12<sup>TH</sup> day of November, 2024

  
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 12<sup>th</sup> day of November, 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 14<sup>th</sup> day of November 2024.

  
**CITY CLERK-TREASURER**

