



City of Conway, Arkansas
Resolution No. R-19-64

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING FOR THE PURPOSE OF RECEIVING COMMENTS AND QUESTIONS ON A PROPOSED WASTEWATER RATE INCREASE

Whereas, Conway Corporation operates the wastewater system for the City of Conway pursuant to an exclusive franchise granted to the Corporation by the City; and

Whereas, the Board of Directors of the Corporation has approved and recommended that the City Council adopt revised rates for wastewater system services and such revised rates are proposed by an ordinance which has been introduced and read by the City Council; and

Whereas, Arkansas Code Annotated Section 14-235-223(d) requires that a public hearing be held following introduction of any ordinance fixing wastewater rates or charges and that notice of such hearing be published in a newspaper published within the City at least ten (10) days prior to the date fixed in the notice for the hearing; and

Whereas, the Conway City Council, by Resolution, requires a public hearing prior to final passage of a rate ordinance;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Conway, Arkansas, that a public hearing will be held in conjunction with the City Council meeting on **Tuesday, November 26, 2019 at 6:30 p.m.** in the City Council Chambers to consider proposed rates for wastewater users and that notice of such hearing will be published in the *Log Cabin Democrat* as soon as possible in the form attached hereto as Exhibit A.

ADOPTED AND APPROVED THIS 12th day of November, 2019.

Approved:

Mayor Bart Castleberry

Attest:

Michael O. Garrett
City Clerk/Treasurer

EXHIBIT A

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that there has been introduced before the City Council of the City of Conway, Arkansas an ordinance amending the rates for services relating to the City's wastewater system (the "System") billed on and after January 1, 2020. The proposed amended rates are as follows:

ORDINANCE NO. 0-19-__

AN ORDINANCE FIXING RATES FOR SERVICES RENDERED BY THE WASTEWATER SYSTEM OF THE CITY OF CONWAY, ARKANSAS; PRESCRIBING MATTERS RELATING THERETO.

WHEREAS, the City of Conway, Arkansas (the "City") owns a wastewater system (the "System"), which System is operated by Conway Corporation, an Arkansas nonprofit corporation (the "Corporation"), pursuant to an exclusive franchise granted by the City; 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'

WHEREAS, the City has previously established rates for System services pursuant to Ordinance No. O-92-15 adopted on April 28, 1992, as amended and supplemented by the provisions of Ordinance No. O-03-88 adopted on July 8, 2003, Ordinance No. O-09-48 adopted on May 12, 2009 and Ordinance O-12-14 (the "Prior Rate Ordinance");

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

Section 1. That all customers of the System shall be classified by the Corporation as residential, commercial or industrial/institutional.

Section 2. That the Prior Rate Ordinance is hereby amended to read as follows with respect to wastewater service billed on and after January 1, 2020, and the rates contained below are declared by the City and the Corporation to be fair, reasonable and necessary: The minimum monthly fee for System service is the Customer User Charge which is based upon customer user classification and consumption rate.

a) Residential customers

Effective January 1, 2020, Customer User Charges payable monthly for Residential customers are:

Customer charge \$6.64

Consumption charge \$7.57 per 1,000 gallons of metered water consumption (2,000 gallons minimum)

Minimum monthly charge \$21.78 per month

Effective January 1, 2021, Customer User Charges payable monthly for Residential customers are:

Customer charge \$6.97

Consumption charge \$7.95 per 1,000 gallons of metered water consumption (2,000 gallons minimum)

Minimum monthly charge \$22.87 per month

Effective January 1, 2022, Customer User Charges payable monthly for Residential customers are:

Customer charge \$7.32

Consumption charge \$8.35 per 1,000 gallons of metered water consumption (2,000 gallons minimum)

Minimum monthly charge \$24.02 per month

b) Commercial customers

Effective January 1, 2020, Customer User Charges payable monthly for Commercial customers are:

Customer charge \$8.31

Consumption charge 1st 25,000 gallons of metered water \$7.57 per 1,000 gallons of metered water consumption (2,000 gallons minimum)

Consumption charge next 75,000 gallons of metered water \$8.26 per 1,000 gallons of metered water consumption

Consumption charge above 100,000 gallons of metered water \$7.57 per 1,000 gallons of metered water consumption

Minimum monthly charge \$23.45 per month

Effective January 1, 2021, Customer User Charges payable monthly for Commercial customers are:

Customer charge \$8.73

Consumption charge 1st 25,000 gallons of metered water \$7.95 per 1,000 gallons of metered water consumption (2,000 gallons minimum)

Consumption charge next 75,000 gallons of metered water \$8.67 per 1,000 gallons of metered water consumption

Consumption charge above 100,000 gallons of metered water \$7.95 per 1,000 gallons of metered water consumption

Minimum monthly charge \$24.63 per month

Effective January 1, 2022, Customer User Charges payable monthly for Commercial customers are:

Customer charge \$9.17

Consumption charge 1st 25,000 gallons of metered water \$8.35 per 1,000 gallons of metered water consumption (2,000 gallons minimum)

Consumption charge next 75,000 gallons of metered water \$9.10 per 1,000 gallons of metered water consumption

Consumption charge above 100,000 gallons of metered water \$8.35 per 1,000 gallons of metered water consumption

Minimum monthly charge \$25.87 per month

c) Industrial/Institutional

Effective January 1, 2020, Customer User Charges payable monthly for Industrial/Institutional customers are:

Customer charge \$29.89

Consumption charge 1st 25,000 gallons of metered water \$7.57 per 1,000 gallons of metered water consumption (2,000 gallons minimum)

Consumption charge next 75,000 gallons of metered water \$8.26 per 1,000 gallons of metered water consumption

Consumption charge above 100,000 gallons of metered water \$7.57 per 1,000 gallons of metered water consumption

Minimum monthly charge \$45.03 per month

Effective January 1, 2021, Customer User Charges payable monthly for Commercial customers are:

Customer charge \$31.38

Consumption charge 1st 25,000 gallons of metered water \$7.95 per 1,000 gallons of metered water consumption (2,000 gallons minimum)

Consumption charge next 75,000 gallons of metered water \$8.67 per 1,000 gallons of metered water consumption

Consumption charge above 100,000 gallons of metered water \$7.95 per 1,000 gallons of metered water consumption

Minimum monthly charge \$47.28 per month

Effective January 1, 2022, Customer User Charges payable monthly for Commercial customers are:

Customer charge \$32.95

Consumption charge 1st 25,000 gallons of metered water \$8.35 per 1,000 gallons of metered water consumption (2,000 gallons minimum)

Consumption charge next 75,000 gallons of metered water \$9.10 per 1,000 gallons of metered water consumption

Consumption charge above 100,000 gallons of metered water \$8.35 per 1,000 gallons of metered water consumption

Minimum monthly charge \$49.65 per month

Section 3. The provisions of this Ordinance are separable and if a section, phrase or provision hereof shall be declared invalid, such declaration shall not affect the validity of the remainder of this Ordinance.

Section 4. Out of City customers shall pay 150% of the applicable Customer User Charge of In-City customers indicated above.

Section 5. The schedule of charges as described in section 2 shall be increased on January 1, beginning 2023 and each subsequent year by the amount of two percent (2%). A copy of the revised rates shall be posted on the Conway Corporation web site.

Section 6. All ordinances and resolutions and parts thereof in conflict herewith, particularly are hereby repealed to the extent of such conflict.

PASSED this 12th day of November, 2019.

Approved:



Mayor Bart Castleberry

Attest:



**Michael O. Garrett
City Clerk/Treasurer**