1	ORDINANCE NO		
2			
3	AN ORDINANCE TO AMEND LITTLE ROCK, ARK., ORDINANCE NO.		
4	11,366 (MARCH 4, 1963), AS AMENDED, TO PROVIDE FOR LEVYING A		
5	FRANCHISE FEE TO BE PAID BY SUMMIT UTILITIES (FORMERLY		
6	KNOWN AS CENTERPOINT ENERGY ARKLA); TO PROVIDE FOR THE		
7	PAYMENT THEREOF; AND FOR OTHER PURPOSES.		
8			
9	WHEREAS, Summit Utilities (formerly known as CenterPoint Energy ARKLA) ("the Gas Company")		
10	is authorized by franchise ordinance to operate a Gas Distribution System and appurtenances thereto, used		
11	in or incident to the rendition of gas service to the City of Little Rock, Arkansas ("the City") and the		
12	inhabitants residing therein; and,		
13	WHEREAS, the Gas Company is now and will be occupying the streets, alleys and rights-of-way of		
14	the City for the purpose of operating, maintaining and extending its gas services to the City and supplying		
15	the City and consumers therein gas service; and,		
16	WHEREAS, the City is legally authorized to impose, and the Gas Company is obligated to pay a just		
17	and reasonable Franchise Fee in connection with the operations in the City.		
18	NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE CITY		
19	OF LITTLE ROCK, ARKANSAS:		
20	Section 1. Section 1 of Little Rock, Ark., Ordinance No. 11,366 (March 4, 1963) is hereby amended		
21	to read as follows:		
22	Summit Utilities (the Gas Company) shall on a monthly basis pay a Franchise Fee in an		
23	amount equal to 5.2% of the Gas Company's gross revenues as paid to it during the		
24	Calendar Year 2023 and each year thereafter by all of its customers, including but not		
25	limited to industrial, residential and commercial customers located within the corporate		
26	limits of the City of Little Rock or the sum of Two Million, One Hundred Thousand Dollars		
27	(\$2,100,000.00) per year, whichever is greater. The Auditor of the Gas Company shall		
28	certify said gross revenues.		
29	Section 2. Payments to the City by Summit Utilities of the amounts as provided for in Section 1 hereof		
30	shall be made monthly on or before the 15 th day of each month.		
31	Section 3. Summit Utilities shall also be subject to the relocation policy set forth in Little Rock, Ark.,		
32	Rev. Code §§2-350 – 357 (1988).		
33	Section 4. All ordinances and parts of ordinances that conflict herewith are hereby repealed; provided,		
34	however, only to the extent that the same are in direct conflict herewith. Except as provided, nothing herein		

1	shall be construed to alter or change the terms or conditions of the present franchise under which the Gas		
2	Company is operating.		
3	Section 5. Effective Date. Because an ordinance of this nature remains in effect until abandoned, and		
4	in light of the language of the current Section 1 of this ordinance, it is noted that the Franchise Fees set		
5	forth in Section 1 of this ordinance shall be in full force and on January 1, 2023.		
6	PASSED: December 20, 2022		
7	ATTEST:	APPROVED:	
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9			
10	Susan Langley, City Clerk	Frank Scott, Jr., Mayor	
11	APPROVED AS TO LEGAL FORM:		
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13 14	Thomas M. Carpenter, City Attorney		
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