

RESOLUTION NO.

**A RESOLUTION TO CERTIFY LOCAL GOVERNMENT
ENDORSEMENT OF SOUTHWEST POWER POOL, INC., LOCATED AT
201 WORTHEN DRIVE, LITTLE ROCK, ARKANSAS, TO PARTICIPATE
IN THE ARKANSAS TAX BACK PROGRAM, AS AUTHORIZED BY ARK.
CODE ANN. § 15-4-2706(D) OF THE CONSOLIDATED INCENTIVE ACT
OF 2003; AND FOR OTHER PURPOSES.**

WHEREAS, the regulations of the Arkansas Tax Back Program require local government endorsement of businesses or enterprises that wish to participate in and take advantage of the program; and

WHEREAS, Southwest Power Pool, Inc. has been declared by the Management of the Arkansas Tax Back Program to be an appropriate applicant to benefit from the features of the program in its creation of One Hundred Sixty-Eight (168) new jobs and a total investment of at least Thirty-Four Million Seven Hundred Thousand Dollars (\$34,700,000.00); and

WHEREAS, Southwest Power Pool, Inc. has agreed to furnish to the management of the Arkansas Tax Back Program all information necessary to assure compliance with the terms and conditions of the program.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE CITY OF LITTLE ROCK, ARKANSAS:

Section 1. The City endorses Southwest Power Pool, Inc. and the Mayor is authorized to execute, a required Certificate of Local Government Endorsement of Southwest Power Pool, Inc. to participate in the Arkansas Tax Back Program and to be eligible to benefit from any refunds and tax credits, including City Gross Receipts and Compensating Use Tax Credits, in accordance with the regulations of the Arkansas Tax Back Program.

Section 2. To the extent the City has authority to grant such authority, the Department of Finance and Administration is authorized to refund any City Sales and Compensating Use Taxes collected from Southwest Power Pool, Inc., during the period of time that it participates in the Arkansas Tax Back Program.

Section 3. *Severability.* In the event any title, section, paragraph, item, sentence, clause, phrase, or word of this resolution is declared or adjudged to be invalid or unconstitutional, such declaration or adjudication shall not affect the remaining portions of the resolution, which shall remain in full force and effect as if the portion so declared or adjudged invalid or unconstitutional were not originally a part of the resolution.

Section 4. *Repealer.* All laws, ordinances, resolutions, or parts of the same, that are inconsistent with the provisions of this resolution, are hereby repealed to the extent of such inconsistency.

ADOPTED: January 6, 2026

ATTEST:

APPROVED:

Allison Segars, City Clerk

Frank Scott, Jr., Mayor

APPROVED AS TO LEGAL FORM:

Thomas M. Carpenter, City Attorney

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