RESOLUTION NO. _________

A RESOLUTION TO EXPRESS THE DISAGREEMENT OF THE CITY OF LITTLE ROCK, ARKANSAS, TO THE TEN (10)-YEAR RATE INCREASE AND ISSUANCE OF INDEBTEDNESS BY CENTRAL ARKANSAS WATER TO DEAL WITH CERTAIN INFRASTRUCTURE ISSUES; AND FOR OTHER PURPOSES.

WHEREAS, pursuant to Little Rock, Ark. Ordinance No. 18,410 (January 8, 2001), the City of Little Rock, Arkansas, agreed to enter into a consolidated agreement -- pursuant to an Interlocal Agreement -- with the City of North Little Rock, Arkansas, to accomplish a combination of the water facilities of both cities and to provide for a regional source of water for the citizens of the two (2) municipalities in the foreseeable future; and,

WHEREAS, to accomplish this goal an agreement was signed which delegated legislative authority of the City of Little Rock, Arkansas, to the City of North Little Rock, Arkansas, to impose rate increases, or bond funded indebtedness, since pursuant to Section 306 (v) and Section 307 (ii) of the Consolidation Agreement between the two (2) municipalities; and,

WHEREAS, a situation has arisen where the resulting entity – Central Arkansas Water (“CAW”) – has decided to compel the City to be involved in rate increases over a ten (10)-year period of time, and to use Revenue Bonds to fund improvements for a period of twenty (20) years, and the City of Little Rock, Arkansas, cannot impose its opposition to this indebtedness, nor these increases, if the City of North Little Rock, Arkansas, votes in favor of such action; and,

WHEREAS, many of the changes and modifications to the CAW System are not for water service within the corporate limits of the City of Little Rock, Arkansas, and the City of North Little Rock, Arkansas, and may even violate State Statutory and constitutional provisions.

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

Section 1. The Mayor and Members of the Board of Directors of the City of Little Rock, Arkansas, state their opposition to the proposed rate increases and funding mechanisms that have been approved by CAW, and by the City of North Little Rock, Arkansas.

Section 2. 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 was not originally a part of the resolution.

Section 3. 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: February 21, 2023

ATTEST: 

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Susan Langley, City Clerk

APPROVED: 

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Frank Scott, Jr., Mayor

APPROVED AS TO LEGAL FORM:

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Thomas M. Carpenter, City Attorney