

0-10-43

ORDINANCE NO. _____

AN ORDINANCE EMPOWERING CENTRAL ARKANSAS WATER TO DISCONTINUE WATER SERVICES FOR NON-PAYMENT OF SERVICE FEES TO URBAN SERVICE DISTRICTS IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, Central Arkansas Water is a public body corporate and politic organized and existing under the laws of the State of Arkansas, including, particularly, the Consolidated Waterworks Authorization Act of 2001, Act 982 of the 83rd General Assembly of the State of Arkansas, codified at Arkansas Code Annotated §§25-20-301, et seq. (2002 Repl.) and provides water services in and for the citizens of the City of North Little Rock, Arkansas; and

WHEREAS, the City of North Little Rock ("the City") has formed, and may form in the future, urban service districts organized under Chapter 95 of Title 14, Subtitle 5 of the Arkansas Code of 1987 Annotated whose service fees are collected by Central Arkansas Water; and

WHEREAS, Central Arkansas Water requires, as a condition to its agreement to collect such service charges, an ordinance granting Central Arkansas Water specific authority to discontinue water services in the event of non-payment of service fees of any urban service district collected by Central Arkansas Water for the benefit of urban service districts organized by the City of North Little Rock.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NORTH LITTLE ROCK, ARKANSAS:

SECTION 1: That the City, Central Arkansas Water, and any urban service district authorized under Chapter 95 of Title 14, Subtitle 5 of the Arkansas Code of 1987 Annotated (the "Act") established in the City of North Little Rock, Arkansas, for which service charges shall be collected by the City of North Little Rock through agreement with Central Arkansas Water and shall be an addition to the monthly water and sewer bill collected by Central Arkansas Water and then remitted to the City of North Little Rock for the benefit of any such Urban Service District, shall be authorized, collectively or individually, to discontinue water services in the event of non-payment of service fees of any urban service district collected by Central Arkansas Water for the benefit of urban service districts organized by the City of North Little Rock.

SECTION 2: That any ordinance or parts of ordinances that are in conflict herewith are hereby repealed to the extent they conflict with this ordinance.

SECTION 3: It has been found, and it is hereby declared, by the City Council that there is an immediate need for improvements to be constructed by urban service districts within the City of North Little Rock, Arkansas, and that improvements cannot be made without a confident mechanism for the collection of service charges to pay for

said improvements; THEREFORE, an emergency is declared, and this Ordinance, being necessary for the preservation of public peace, health and safety, shall be in full force and effect upon its passage and approval.

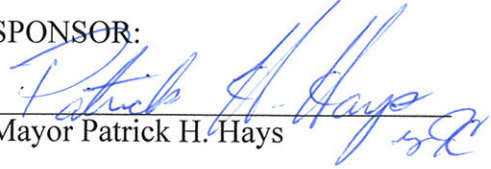
PASSED:

APPROVED:

Mayor Patrick H. Hays

SPONSOR:

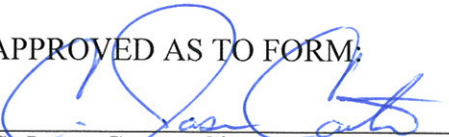
ATTEST:



Mayor Patrick H. Hays

Diane Whitbey, City Clerk

APPROVED AS TO FORM:



C. Jason Carter, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY

FILED 11:04 A.M. 6-8-10 P.M.

BY City Atty - Carter

DATE 6-8-10

Diane Whitbey, City Clerk and Collector
North Little Rock, Arkansas

RECEIVED by Bobbi Dudley