

Ordinance No. 2010-04

AN ORDINANCE FIXING RATES FOR WATER AND SEWER SERVICES RENDERED BY THE WATER AND SEWER SYSTEM OF THE CITY OF CLINTON, ARKANSAS; AND PRESCRIBING OTHER MATTERS RELATING THERETO.

WHEREAS, the City of Clinton, Arkansas (the "City") owns and operates a water and sewer system (the "System") and has determined that extensions, betterments and improvements to the water facilities of the System (the "improvements") should be made in order that the City and its inhabitants may have adequate and proper water facilities; and

WHEREAS, the improvements will have to be financed with the proceeds of revenue bonds; and

WHEREAS, it is necessary for the City to increase water and sewer rates to be charged for the services of the System in order to assist in making the bond payments and to pay increased operation and maintenance costs;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Clinton, Arkansas:

Section 1: That the following rates and charges which the City Council hereby finds and declares are fair, reasonable rates to be charges for water and sewer services be, and they are hereby, fixed as rates to be rendered by the System.

- (A) Meter Deposit. Each customer who connects with the water facilities of the System shall pay a meter deposit in the amount:
 - (1) Residential \$50.00 water \$25.00 sewer
 - (2) Commercial \$100.00 water \$50.00 sewer
- (B) Tapping Fee. There shall be a tapping fee for each customer who hereafter connects with and use the water facilities of the system. The fee for taps shall be as following based upon meter size:
 - (1) Sewer Taps Inside the City:
 - Residential \$450.00
 - Commercial \$475.00
 - (2) Water Taps:
 - Taps inside the City Limits
 - (a) 3/4 " Residential \$325.00
 - (b) 1" Residential \$375.00

- (c) 3/4" Commercial \$335.00
- (d) 1" Commercial \$385.00

Taps Outside the City Limits

- (a) 3/4" Residential \$750.00
- (b) 1" Residential \$800.00
- (c) 3/4" Commercial \$760.00
- (d) 1" Commercial \$810.00

Large Taps inside the City Limits

- (a) 2" (price does not include meter) \$675.00
- (b) 4" (price does not include meter) \$975.00
- (c) 6" (price does not include meter) \$1075.00

Large Taps outside the City Limits

- (a) 2" (price does not include meter) \$885.00
- (b) 4" (price does not include meter) \$1135.00
- (c) 6" (price does not include meter) \$1260.00

(C) Reconnection Charge. In the event any premises are disconnected from the water facilities of the System, the customer concerned, prior to reconnection, shall pay all delinquent charges, together with a reconnection charge for each reconnection of the premises to the System as follows: \$35.00 for customers outside the City Limits; and \$20.00 for customers inside the City Limits. All customers inside and outside the City shall pay a \$60.00 after hour's service charge.

(d) None of the facilities or services afforded by the System shall be furnished without a charge being made therefore.

SECTION 2 That the operation of the System shall be on a fully metered basis with a meter installed at each water connection and there shall be one (1) user on a meter. All bills for water services shall be rendered in the net amount due. If any water bill is not paid on or before the fifteenth (15th) day penalty shall be added and if any bill is not paid by the twenty-fifth (25th) day of the month after the bill shall be rendered, water service shall be disconnected. There shall be no dual connections; that is there shall be not more than one (1) user on a single meter.

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

SECTION 4 That all ordinances and resolutions and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

PASSED: February 11, 2009



ATTEST:

Merl Eoff
Merl Eoff, Recorder/Treasurer

Roger L Rorie
Roger Rorie, Mayor

VAN BUREN COUNTY
DEMOCRAT

PROOF OF PUBLICATION AND INVOICE FOR LEGAL ADVERTISING

Date: _____

Bill to: City of Clinton
P.O. Box 970
Clinton, Ar.
72031

REMIT PAYMENT TO:
Central Arkansas Newspapers
P.O. Box 428
North Little Rock, AR 72115

Refer to invoice # _____

AD COPY:

Published on following dates:
2-25-10

TOTAL CHARGES: \$ 119.00

PROOF OF PUBLICATION
STATE OF ARKANSAS
COUNTY OF VAN BUREN

I do solemnly swear that I am an employee of Stephens Media dba the Van Buren County Democrat, a weekly newspaper printed and published in said County, State of Arkansas: That I was an employee of Stephens Media at and during the publication of the annexed legal advertising in the case of:

Ordinance No. 2010-04

pending in the _____ Court, in said County and at the dates of the several publications of said advertisement stated above, and that during said periods and at said dates said newspaper was printed and has a bona fide circulation in said County, and had a bona fide circulation therein for the period of more than one month before the date of the first publication of said advertisement, and that said advertisement was published in the regular weekly issue of said newspaper as stated above

Subscribed and sworn to before me this 1st day
of March 20 10

Notary Public Monica Bronson

My commission expires 11-20-15



AN ORDINANCE FIXING RATES FOR WATER AND SEWER SERVICES RENDERED BY THE WATER AND SEWER SYSTEM OF THE CITY OF CLINTON, ARKANSAS; AND PRESCRIBING OTHER MATTERS RELATING

ers this Ordinance to be its declaration of official intent to issue the Bonds and to make reimbursement with a portion of the proceeds thereof for all original expenditures incurred in acquiring, constructing or equipping the Medical Center project approved by the voters between the date that is sixty (60) days prior to the date of this Ordinance and the date a series of Bonds is issued for such purposes, plus a de minimis amount and preliminary expenditures, as such terms are defined in Section 1.150-2(f) of the Federal Income Tax Regulations.

Section 10. That Kutak Rock LLP is hereby engaged as Bond Counsel and Crews & Associates, Inc. is hereby engaged as Underwriter with respect to the issuance of the Bonds. The fees and expenses of Bond Counsel and the Underwriter shall be a cost of issuance of the Bonds to be paid with Bond proceeds.

Section 11. That the provisions of this Ordinance are hereby declared to be separable and if any provision shall for any reason be held illegal or invalid, such holding shall not affect the validity of the remainder of this Ordinance.

Section 12. That all ordinances and parts thereof in conflict herewith are hereby repealed.

Section 13. That it is hereby ascertained and declared that there is a critical need to restructure the County's outstanding indebtedness through the refunding of the Prior Bonds and to levy the sales and Use tax in place of the Prior Tax to as to have a continuing source of revenue to finance needed capital improvements to the Medical Center, all in order to promote and protect the health, safety and welfare of the inhabitants of the County. It is, therefore, declared that an emergency exists and this Ordinance being necessary for the immediate preservation of public peace, health and safety shall be in force and effect immediately from and after its passage.

PASSED AND APPROVED this 18th Day of February, 2010.

APPROVED BY:
Robert Bramlett, County Judge

ATTEST BY:
Ester Bass, County Clerk

THERETO.

WHEREAS, the City of Clinton, Arkansas (the "City") owns and operates a water and sewer system (the "System") and has determined that extensions, betterments and improvements to the water facilities of the System (the "improvements") should be made in order that the City and its inhabitants may have adequate and proper water facilities; and

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Large Taps inside the City

Limits

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SECTION 2. That the operation of the System shall be on a fully metered basis with a meter installed at each water connection and there shall be one (1) user on a meter. All bills for water services shall be rendered in the net amount due. If any water bill is not paid on or before the fifteenth (15th) day, penalty shall be added and if any bill is not paid by the twenty-fifth (25th) day of the month after the bill shall be rendered, water service shall be disconnected. There shall be no dual connections; that is there shall be not more than one (1) user on a single meter.

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

SECTION 4. That all ordinances and resolutions and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

PASSED: 02-11-2010

ATTEST:
Roger Rorie, Mayor

Merl Eoff, Recorder/Treasurer