

1 **RESOLUTION NO. _____**

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

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

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

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

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

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

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

31 **Section 2. *Severability.*** In the event any title, section, paragraph, item, sentence, clause, phrase, or
32 word of this resolution is declared or adjudged to be invalid or unconstitutional, such declaration or
33 adjudication shall not affect the remaining portions of the resolution which shall remain in full force and

1 effect as if the portion so declared or adjudged invalid or unconstitutional was not originally a part of the
2 resolution.

3 **Section 3. Repealer.** All laws, ordinances, resolutions, or parts of the same that are inconsistent with
4 the provisions of this resolution are hereby repealed to the extent of such inconsistency.

5 **ADOPTED: March 7, 2023**

6 **ATTEST:**

APPROVED:

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10 **Susan Langley, City Clerk**

Frank Scott, Jr., Mayor

11 **APPROVED AS TO LEGAL FORM:**

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14 **Thomas M. Carpenter, City Attorney**

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