

1 located within the City during the applicable fiscal year (the "Franchise Fee"), shall be
2 imposed upon Central Arkansas Water as compensation for the franchise granted by the
3 Franchise Agreement. Operating revenues on which the Franchise Fee is based, however,
4 shall not include operating revenues derived from any user with demand exceeding 1.0
5 MGD on an annual average provided that the City and the user have entered an agreement
6 that provides for the City from the user alternative consideration for Central Arkansas
7 Water's use of the City's rights-of-way. The Franchise Fee shall be payable to the City in
8 monthly installments, each such installment being due not less than thirty (30) days
9 following the end of the month to which it applies. Installments of the Franchise Fee may
10 be remitted on an estimated basis, subject to periodic reconciliation, on such terms as may
11 be acceptable to the City's Finance Director and Treasurer. The Franchise Fee shall
12 continue in effect during the term of the Franchise Agreement, unless revised or repealed
13 by subsequent ordinance.

14 **Section 2.** The purpose of this ordinance is to amend and confirm prior ordinances, and other legislation
15 such as Little Rock, Ark. Resolution No. 17,018 (April 7, 2026), and to any ordinance or resolution which
16 refers to the amount of an annual franchise fee for Central Arkansas Water as in accordance with agreement
17 between the City and Central Arkansas Water and Little Rock, Ark., Ordinance No. 18,898 (December 21,
18 2007)

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

24 **Section 4. Repealer.** All ordinances and parts of ordinances that conflict herewith are hereby
25 repealed; provided, however, only to the extent that the same are in direct conflict herewith. Except as
26 provided, nothing herein shall be construed to alter or change the terms or conditions of the present franchise
27 under which Central Arkansas Water is operating as set forth in Ordinance No. 22,603 (April 29, 2025).

28 **PASSED: April 14, 2026**

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1 **ATTEST:**

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5 **Allison Segars, City Clerk**

APPROVED:

Frank Scott, Jr., Mayor

6 **APPROVED AS TO LEGAL FORM:**

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

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