Charge:

"Customers receiving sewer services to locations outside of the City limits will be charged double the prevailing minimum charge."

Fee: $39.78 ($19.89x2) a month + in excess of 2,000 gallons, $1.061 per 100 gallons (same as inside city limits)

Ordinance Timeline:

O2005-20: This ordinance introduces the differential sewer charge in inside vs outside city limits services. Inside city limit customers were charged $5.50 minimum and outside customers were $8.25 minimum. Excess of 2,000 gallon charges were $2.60 per 1,000 gallons inside city limits and $3.90 per 1,000 gallons outside city limits.

O2006-02: Water and sewer rates were combined into one ordinance. There was no increase in the minimum or excess usage charge for sewer, however, the outside city limit increase was removed entirely.

O2009-28 and O2010-28: Referencing water and sewer rates with no differential charge.

O2011-30; Section 3: Charging customers outside city limits receiving sewer services double the prevailing minimum charge was instated.

O2015-04; Section 6: Charge and language remain.

O2018-08; Section 4: Charge and language remain.

O2021-07; Section 9: Charge and language remain.

There is no ordinance removing this charge or there ever being a time those charges were collected.

Arkansas Law References: ACA 14-235-223, 14-234-214, 14-235-203

Cities of like size/system in Arkansas that have rates for inside vs outside city limit customers:

Hot Springs, Benton, Centerton, Van Buren, Cabot, Texarkana, Siloam Springs, El Dorado, etc...

I have not yet found a city that provides services to customers outside city limits but does not charge a different rate than customers inside city limits pay.

Bottom line is it costs more to provide services to these outside city limit customers vs inside city limit customers. Charging a differential rate to outside city limit customers is well within our rights as a City, and per ordinance, we already should have been charging those customers double the minimum charge since 2011. Our rate study does not note the differential rate.

Options to discuss at workshop:

1) Do nothing until new rate study can be completed, and differential rates be determined. With the inflation rate, an increase to inside city limit customer rates will also, most likely, be necessary.

2) Start charging the outside city limit customers double immediately as per ordinance 2021-07. A new rate study will be done in 2024 already, and if we start charging the correct rates now, they will be able to better model the City's rates moving forward. This will also be revenue that is calculated in determining the required revenue increase needed to receive low interest rate loans. Keep in mind, this would not be a "new" rate. This has been passed in ordinances since 2011. It has just not been collected.

ORDINANCE NO. 2005- 20

AN ORDINANCE CONFIRMING EXISTING RATES FOR SEWER SERVICES RENDERED BY THE WATER AND SEWER SYSTEM FOR RESIDENTS OF THE CITY OF BRYANT, ARKANSAS; FIXING RATES FOR SEWER SERVICES RENDERED BY THE WATER AND SEWER SYSTEM FOR NON-RESIDENTS OF THE CITY OF BRYANT, ARKANSAS; AND PRESCRIBING OTHER MATTERS RELATING THERETO.

WHEREAS, the City of Bryant, Arkansas (the "City") owns and operates water and sewer facilities, which are operated as a single integrated municipal undertaking (the "System") under the control of the Bryant Water and Wastewater Commission (the "Commission"); and

WHEREAS, the City Council and the Commission have determined that the existing debt service surcharge and connection and impact fees established by Ordinance 2003-17 are confirmed and shall continue to be billed and collected; and

WHEREAS, the City Council and the Commission have determined that it is necessary for the growth of the City to provide sewer services to residents outside the City limits upon approval by the City Council and when those non-residents enter into a Preannexation Agreement with the City.

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

Section 1. Monthly Sewer Usage Charge. Each sewer customer shall pay a monthly sewer charge based on water consumption according to the following schedule of rates:

For the first 2,000 gallons of water consumption per month, or portion thereof, a charge of $5.50 shall be the monthly minimum sewer charge for customers inside the City limits and a charge of $8.25 shall be the monthly minimum sewer charge for customers outside the City limits.

For all water consumption in excess of 2,000 gallons, each customer shall pay an additional charge of $2.60 per 1,000 gallons for customers inside the City limits and $3.90 per 1,000 gallons for customers outside the City limits.

Any multi-unit inside the City limits that has installed a master meter will pay the minimum bill of $5.50 on each unit plus usage shown on the master meter at rates for customers inside the City limits. Any multi-unit outside the City limits that has installed a master meter will pay the minimum bill of $8.25 on each unit plus usage shown on the master meter at the rate set for customers outside the City limits.

Section 2. Severability. The provisions of this Ordinance are separate 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 3. General Repealer. All ordinances and resolutions and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

PASSED: July 14, 2005

APPROVED:

Paul E. Halley

Mayor, Paul E. Halley

ATTEST:

Brenda Cockerham

City Clerk

(seal)

ORDINANCE NO. 2006-02

AN ORDINANCE ESTABLISHING SEWER AND WATER RATES FOR SERVICES RENDERED BY THE MUNICIPAL SEWER AND WATER SYSTEMS OF THE CITY OF BRYANT, ARKANSAS; ESTABLISHING WATER RATES FOR METERS OF CERTAIN SIZES; FIXING CERTAIN IMPACT AND CONNECTION FEES AND ESTABLISHING A CAPITAL ACCOUNT FOR DEBT RETIREMENT FUND

WHEREAS, the City of Bryant, Arkansas (the "City") owns and operates a sewer (wastewater) and water system (the "System"), and has determined that adjustments should be made in certain charges for services of the System in order that the City and its inhabitants may continue to have adequate and proper sewer and water facilities.

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

Section 1. Debt Service Charge

(a) All sewer customers of the System (including sewer customers who receive water from sources other than the System and occupants of mobile homes and apartments which have no separate water meter) shall be charged a monthly fee (the "Debt Service Surcharge") to be used solely for the retirement of an issue of sewer revenue bonds in the principal amount of $4,500,000 (the "Series 1998 Bonds"). The Debt Service Surcharge will be paid by all sewer customers regardless of the amount of water used or waste water discharges. All revenues derived from the Debt Service Surcharge shall be used solely for payment of debt service (principal, interest, and trustee fees and expenses) of the Series 1998 Bonds.

(b) The monthly Debt Service Surcharge for each mobile home, with or without a separate water meter, shall be $8.95.

(c) The monthly Debt Service Surcharge for each apartment, residential dwelling unit with or without a separate water meter, shall be $8.95.

(d) A monthly Debt Service Surcharge for each new residential dwelling unit of any type, with or without a separate water meter, shall be $8.95.

(e) The monthly Debt Service Surcharge for health care facilities shall be based on meter size.

(f) The monthly Debt Service Surcharge for State funded facilities shall be based on meter size.

(g) The Debt Service Surcharge for commercial establishments shall be based on meter size. Any additional unit without a separate water meter shall be $8.95.

(h) The Debt Service Surcharge for all other sewer customers will be based on meter size.

Meter sizes are as follows:

Meter Size	Debt Service Surcharge
5/8" x 3/4"	$ 8.95
3/4"	8.95
1"	30.00
1 ½"	60.00
2"	95.00
3"	190.00
4"	300.00
6"	600.00

Section 2. Effective Date. The Debt Service Surcharge is hereby confirmed for all billing statements mailed on or after January 15, 1998. It shall be billed and collected in addition to all other water and sewer rates and charges. In the case of mobile\manufactured homes, residential dwelling units and apartments without a separate meter, the Debt Service Surcharge shall be included on the bills of the metered customer to whom existing sewer charges for the unmetered mobile/manufactured homes, residential dwelling units and apartments are sent.

Section 3. Sewer Rates The sewer rates, established by the passage of this ordinance shall be billed and collected..

Rates are as follows:

(a) Monthly Sewer Usage Charge. Each sewer customer shall pay a monthly sewer charge based on water consumption according to the following schedule of rates:

For the first 2000 gallons of water consumption per month, or portion thereof, a charge of $5.50. This shall be the monthly minimum sewer charge.

For all water consumption in excess of 2000 gallons, each customer shall pay an additional charge of $2.60 per 1000 gallons.

Any multi unit that has installed a master meter will pay the Minimum Bill of $5.50 on each unit plus usage shown on master meter.

Section 4. Sewer Connection Fees and Impact Fees.

(a) Connection fees and impact fees shall be charged on all new connections to the sewer facilities.

Rates are as follows:

	Connection Fees	Impact fees
Subdivision, Mobile/Manufactured Park/Village Development		$50.00 per lot (may be in phases)
Motel	$150.00	$500.00 plus $150.00 per room
Apartment /Apartment Complexes	$150.00 per unit	$ 500.00 per unit
Residential dwelling units Mobile/Manufactured Homes	$150.00 per unit	$ 500.00 per unit
Strip Malls	$150.00 per unit	$ 500.00 per unit
Elderly/Nursing Care Facilities	$150.00	$ 500.00 plus $150.00 per room
Assisted Living Facilities /Retirement Center	$150.00 per unit	$ 500.00 per unit
Commercial Establishments- Permanent or Temporary	$150.00 per unit	$500.00 per unit
Other Customers (Other defined as anything not listed above - See definitions for classifications)	$150.00 per unit	$500.00

Sewer impact fees may only be used for Capital Improvements (See Section 6 of Ordinance No.97-3), with the exception of $100.00 of each impact fee collected. This is to be deposited into an interest bearing account to be used as a Debt Retirement Fund for 1998 Bonds. The Bonds shall be subject to redemption, from funds from any sources at the option of the City, on and after June 1, 2003, in whole at any time or in part on any interest payment date.

Section 5. Water Rates

(a) Except for water furnished through fire sprinkler systems, all water furnished by the Bryant Municipal Water and Sewer System shall be measured through meters. The size of each meter shall be not less than (five-eighths) 5/8 inch and not more than (six) 6 inches, as determined by the manager of the system on the basis of his estimate of the amount of water to be used for the premises. Each water customer shall pay a monthly charge for water as follows:

For the first 2000 gallons of water consumption per month, or portion thereof, each customer shall pay a charge (known as the "Minimum Charge") based on meter size as follows:

Meter Size	Minimum Charge
5/8 inch	$ 6.60
3/4 inch	11.11
1 inch	15.60
1 ½ inch	21.60
2 inch	27.60
3 inch	60.60
4 inch	90.06
6 inch	174.06

For all water consumption in excess of 2000 gallons per month, each customer shall pay an additional charge of $3.05 per 1,000 gallons.

Each customer age 65 and over with verification of age will receive a senior citizen discount of three dollars ($3.00) per month which shall be deducted from the monthly water bill.

(b) Water Connection Fees and Impact Fees based on 5/8 inch meter size
The Charge for any larger meter shall be based on the cost of installation.

Rates are as follows:

	Connection Fees
Commercial Establishment (per unit) - Permanent or Temporary	$245.00 plus cost of larger installation
Residential Dwelling Unit/ Mobile/Manufactured Home	$245.00 per unit
Subdivision or Mobile Homes Village - if developer installs all services including meter boxes and setter	$245.00 per unit
Motels	$245.00 plus cost of larger installation
Apartment Complex- Apartment Complexes/Strip Mall	$245.00 plus cost of larger installation
Connection fee based on single meter - if separate meter used - price per each.	
Elderly/Nursing Care Facilities	$245.00
Watering Meters - New Service (Sprinkling)	$245.00
Assisted Living/Retirement Center Facilities	$245.00 plus cost of larger installation
Connection Fees for all other customers (Other defined as anything not listed above)	$245.00

	Impact Fees
Commercial Establishment - Permanent or Temporary/Strip Malls	$500.00 per unit
Residential Dwelling Unit/ Mobile/Manufacturing Homes	$500.00 per unit
Motels	$500.00 plus $150.00 per room
Apartment/Apartment Complexes	$500.00 per residential dwelling unit
Subdivision - Mobile/Manufactured Village/Park Development	$50.00 per lot (may be in phases)
Elderly/Nursing Care Facilities	$500.00 plus $150.00 per unit
Additional meters impacting water only (Sprinkling)	$150.00
Assisted Living/Retirement Facilities	$500.00 per unit
Impact Fee for all Other Customers (Other defined as anything not listed above)	$500.00 per unit

Central Arkansas Water System Development Charges effective September 1, 2002:

Charges for meters will be in accordance with the following table:

ACTUAL METER SIZE	SERVICE UNITS	CHARGE BY METER SIZE
5/8 or 3/4-inch	1	$150
1-inch	1.5	$225
1 ½-inch	2.5	$375
2-inch	5	$750
3-inch	8	$1,200
4-inch	15	$2,250
6-inch	25	$3,750

Water impact fees can be used only for Capital Improvements in water (See Six (6) of Ordinance No. 97-3).

Subdivision and Mobile/Manufactured Village/Park Development impact fees can only be used for Capital Improvement in water or sewer (See Six (6) of Ordinance No. 97-3).

(c) None of the water services afforded by the System shall be furnished without a charge being made therefor. Any multi unit that has installed a master meter will pay the Minimum Bill on each unit plus usage shown on master meter.

Section 6. Severability. The provisions of this Ordinance are separate 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 7. General Repealer. All ordinances and resolutions and parts hereof in conflict herewith are hereby repealed to the extent of such conflict.

Section8. Emergency Clause. It being necessary to provide adequate potable water for the consumers in the City, an emergency is hereby declared and this ordinance shall have full force and effect from and after its date of passage.

PASSED AND APPROVED this 23 Day of January, 2006

APPROVED:

Paul E. Halley, Mayor

DATE: January 23, 2006

ATTEST:

Brenda Cockerham

B Cockerham, City Clerk

Larry D Smart

Acting Mayor for 1/23/06 meeting

CITY OF BRYANT
ORDINANCE NO. 2011 - 30

AN ORDINANCE TO AMEND ORDINANCE Nos. 2009-28 and 2010-28 AND ESTABLISH RATES FOR SERVICES RENDERED BY THE SEWER FACILITIES OF THE WATER AND SEWER SYSTEM OF THE CITY OF BRYANT, ARKANSAS; AND PRESCRIBING OTHER MATTERS RELATING THERETO

WHEREAS, the City of Bryant, Arkansas (the "City") owns and operates a water and sewer system (the "System"); and

WHEREAS, it is necessary for the City to amend the rates for calendar year 2012 and establish the rates for calendar year 2013 for sewer services of the System;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BRYANT, ARKANSAS:

Section 1. Amendment to Ordinance No. 2009—28, As Amended by Ordinance No. 2010-28

Section 1 of Ordinance No. 2009-28, as amended, is hereby amended to read as follows:

Section 1(d): For sewer service billed by the City after January 1, 2012, the amount to be paid by each customer shall be computed on the basis of the following schedule of rates:

For the first 2,000 gallons of water consumption per month or portion thereof:	$14.82 (minimum charge)
All water consumption in excess of 2,000 gallons:	$0.724 per 100 gallons.

Section 2. Sewer Rates for 2013

For sewer service billed by the City after January 1,2013, the amount to be paid by each customers shall be computed on the basis of the following schedule of rates:

For the first 2,000 gallons of water consumption per month or portion thereof:	$15.22 (minimum charge)
All water consumption in excess of 2,000 gallons:	$0.746 per 100 gallons.

Section 3. Non-Resident Customers

Customers receiving sewer services to locations outside of City limits will be charged double the prevailing minimum charge.

Section 4. Rate Review

(a) On or before August 30, 2012, the City shall review the rates set forth in Section 1 above to ensure that such rates, together with the rates set forth in Section ___ of Ordinance No. 2011 - ___, will produce revenues sufficient to pay debt service on outstanding bonds secured by water and sewer revenues ("System Bonds"), provide an adequate depreciation fund, pay the costs of operating and maintaining the System and meet any required bond covenants for the next ensuing fiscal year.

(b) On or before August 30, 2013, the City shall review the rates set forth in Section 2 above to ensure that such rates, together with the rates set forth in Section ___ of Ordinance No. 2011 - ___, will produce revenues sufficient to pay debt service on outstanding System Bonds, provide an adequate depreciation fund, pay the costs of operating and maintaining the System and meet any required bond covenants for the next ensuing fiscal year.

(c) On or before June 30, 2014 and on or before June 30 of each third year thereafter, the City shall engage a duly qualified consulting engineer not in the regular employ of the City (an "Engineer") to review the then current water and sewer rates and make recommendations as to whether any rate increases are necessary to produce revenues sufficient to pay debt service on outstanding System Bonds, provide an adequate depreciation fund, pay the costs of operating and maintaining the System and meet any required bond covenants for the next ensuing fiscal year.

(d) Beginning in 2015, the City, on or before August 30 of each year that an Engineer is not engaged pursuant to subsection (c) above, shall review the then current water and sewer rates to determine whether any rate increases are necessary to produce revenues sufficient to pay debt service on outstanding System Bonds, provide an adequate depreciation fund, pay the costs of operating and maintaining the System and meet any required bond covenants for the next ensuing fiscal year.

Section 5. Charges Required

None of the sewer services afforded by the System shall be furnished without a charge being made therefor. Any multi unit that has installed a master meter will pay the Minimum Charge on each unit plus usage shown on the master meter.

Section 6. Severability

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 the Ordinance.

Section 7. Repealer

All ordinances and resolutions and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

PASSED AND APPROVED this 29 day of ~~October~~, 2011.

Mayor Jill Dabbs

ATTEST:

Heather Kizer, City Clerk

ORDINANCE NO. 2015-4

AN ORDINANCE TO AMEND ORDINANCE No. 2011-30 AND EXTABLISH RATES FOR SERVICES RENDERED BY THE SEWER FACILITIES OF THE WATER AND WASTEWATER SYSTEM OF THE CITY OF BRYANT, ARKANSAS; AND PRESCRIBING OTHER MATTERS RELATING THERETO

WHEREAS, the City of Bryant, Arkansas (the "City") owns and operates a water and sewer system (the "System"); and

WHEREAS, it is necessary for the City to amend the rates for calendar year 2015 and establish the rates for calendar years 2016, and 2017 for sewer services of the System;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BRYANT, ARKANSAS:

Section 1. Amendment to Ordinance 2011-30

Ordinance No. 2011-30 is hereby amended by adding and replacing Sections 3 through 5 with the following:

Section 3. Sewer Rates for 2015

For sewer service billed by the City after January 1, 2015 the amount paid by each customer shall be computed on the basis of the following schedule of rates:

For the first 2,000 gallons of water consumption per month or portion thereof:	*$16.41 (minimum charge)*
All water consumption in excess of 2,000 gallons:	*$0.840 per 100 gallons*

Section 4. Sewer Rates for 2016

For sewer service billed by the City after January 1, 2016 the amount paid by each customer shall be computed on the basis of the following schedule of rates:

For the first 2,000 gallons of water consumption per month or portion thereof:	*$16.46 (minimum charge)*
All water consumption in excess of 2,000 gallons:	*$0.852 per 100 gallons*

Section 5. Sewer Rates for 2017

For sewer service billed by the City after January 1, 2016 the amount paid by each customer shall be computed on the basis of the following schedule of rates:

For the first 2,000 gallons of water consumption per month or portion thereof:	*$16.45 (minimum charge)*
All water consumption in excess of 2,000 gallons:	*$0.877 per 100 gallons*

Section 6. Non-Resident Customers

Customers receiving sewer services to locations outside of City limits will be charged double the prevailing minimum charge.

Section 7. Senior Citizen Discounts

Each customer 65 years and older, with verification of age, shall receive a senior citizen discount of three dollars and thirty cents ($3.30), which shall be deducted from the monthly sewer bill.

Section 8. Residential Grinder Pumps

Customers receiving sewer services that require grinder pumps permitted, operated and maintained by the City will be charged a flat monthly surcharge in the amount of $6.00 in addition to charges for sewer usage.

Section 9. Rate Review

(a) On or before August 30, 2015, the City shall review the rates set forth in Section 2 above to ensure that such rates will produce revenues sufficient to pay debt service on outstanding bonds secured by water and sewer revenues ("System Bonds"), provide an adequate depreciation fund, pay the costs of operating and maintaining the System and meet any required bond covenants for the next ensuing fiscal year.

(b) On or before August 30, 2016, the City shall review the rates set forth in Section 3 above to ensure that such rates will produce revenues sufficient to pay debt service on outstanding System Bonds, provide an adequate depreciation fund, pay the costs of operating and maintaining the System and meet any required bond covenants for the next ensuing fiscal year.

(c) On or before June 30, 2017 and on or before June 30 of each third year thereafter, the City shall engage a duly qualified consulting (agent, engineer, firm) not in the regular employ of the City (an "Engineer") to review the then current water and sewer rates and make recommendations as to whether any rate increases are necessary to produce revenues sufficient to pay debt service on outstanding System Bonds, provide an adequate depreciation fund, pay the costs of operating and

maintaining the System and meet any required bond covenants for the next ensuing fiscal year.

(d) The City, on or before August 30 of each year that an Engineer is not engaged pursuant to subsection (c) above, shall review the then current water and sewer rates to determine whether any rate increases are necessary to produce revenues sufficient to pay debt service on outstanding System Bonds, provide an adequate depreciation fund, pay the costs of operating and maintaining the System and meet any required bond covenants for the next ensuing fiscal year.

Section 10. Charges Required

None of the sewer services afforded by the System shall be furnished without a charge being made therefor. Any multi-unit that has installed a master meter will pay the Minimum Charge on each unit plus usage shown on the master meter.

Section 2. Severability

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

Section 3. Repealer

All ordinances and resolutions and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

PASSED AND APPROVED this 27 day of Jan, 2015.

Mayor Jill Dabbs

ATTEST:

Sue Ashcraft, City Clerk

ORDINANCE NO. 2018-08

AN ORDINANCE TO AMEND ORDINANCE No. 2015-4 AND ESTABLISH RATES FOR SERVICES RENDERED BY THE SEWER FACILITIES OF THE WATER AND WASTEWATER SYSTEM OF THE CITY OF BRYANT, ARKANSAS; AND PRESCRIBING OTHER MATTERS RELATING THERETO

WHEREAS, the City of Bryant, Arkansas (the "City") owns and operates a water and sewer system (the "System"); and

WHEREAS, it is necessary for the City to amend the rates for calendar year 2017 and establish the rates for calendar years 2018 - 2020 for sewer services of the System;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BRYANT, ARKANSAS:

Section 1. Amendment to Ordinance 2015-4

Ordinance No. 2015-4 is hereby amended by replacing Section 1 with the following:

Section 3. Sewer Rates for 2018 - 2020

For sewer service billed by the City after March 1, 2018 the amount paid by each customer shall be computed on the basis of the following schedule of rates:

For the first 2,000 gallons of water consumption per month or portion thereof:	*$17.04 (minimum charge)*
All water consumption in excess of 2,000 gallons:	*$.909 per 100 gallons*

Section 4. Non-Resident Customers

Customers receiving sewer services to locations outside of City limits will be charged double the prevailing minimum charge.

Section 5. Senior Citizen Discounts

Each customer 65 years and older, with verification of age, shall receive a senior citizen discount of three dollars and thirty cents ($3.49), which shall be deducted from the monthly sewer bill.

Section 6. Residential Grinder Pumps

Customers receiving sewer services that require grinder pumps permitted, operated and maintained by the City will be charged a flat monthly surcharge in the amount of $12.95 in addition to charges for sewer usage.

Section 7. Rate Review

(a) On or before August 30, 2018, the City shall review the rates set forth in Section 2 above to ensure that such rates will produce revenues sufficient to pay debt service on outstanding bonds secured by water and sewer revenues ("System Bonds"), provide an adequate depreciation fund, pay the costs of operating and maintaining the System and meet any required bond covenants for the next ensuing fiscal year.

(b) On or before August 30, 2019, the City shall review the rates set forth in Section 2 above to ensure that such rates will produce revenues sufficient to pay debt service on outstanding bonds secured by water and sewer revenues ("System Bonds"), provide an adequate depreciation fund, pay the costs of operating and maintaining the System and meet any required bond covenants for the next ensuing fiscal year.

(c) On or before August 30, 2020, the City shall review the rates set forth in Section 2 above to ensure that such rates will produce revenues sufficient to pay debt service on outstanding bonds secured by water and sewer revenues ("System Bonds"), provide an adequate depreciation fund, pay the costs of operating and maintaining the System and meet any required bond covenants for the next ensuing fiscal year.

(d) The City, on or before August 30 of each year that an Engineer is not engaged pursuant to subsection (c) above, shall review the then current water and sewer rates to determine whether any rate increases are necessary to produce revenues sufficient to pay debt service on outstanding System Bonds, provide an adequate depreciation fund, pay the costs of operating and maintaining the System and meet any required bond covenants for the next ensuing fiscal year.

Section 8. Charges Required

None of the sewer services afforded by the System shall be furnished without a charge being made therefor. Any multi-unit that has installed a master meter will pay the Minimum Charge on each unit plus usage shown on the master meter.

Section 2. Severability

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

Section 3. Repealer

All ordinances and resolutions and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

PASSED AND APPROVED this 27 day of March, 2018.

Mayor Jill Dabbs

ATTEST:

Sue Ashcraft, City Clerk

ORDINANCE NO.: 2021 - 7

AN ORDINANCE TO AMEND ORDINANCE No. 2018-08 AND ESTABLISH RATES FOR SERVICES RENDERED BY THE SEWER FACILITIES OF THE WATER AND WASTEWATER SYSTEM OF THE CITY OF BRYANT, ARKANSAS; AND PRESCRIBING OTHER MATTERS RELATING THERETO; WITH EMERGENCY CLAUSE.

WHEREAS, the City of Bryant, Arkansas (the "City") owns and operates a water and sewer system (the "System"); and

WHEREAS, it is necessary for the City to amend the rates for calendar year 2021 and establish rates for calendar years 2022-2030 for sewer services of the System;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BRYANT, ARKANSAS:

Section 1: Amendment to Ordinance 2018-08

Ordinance 2018-08 is hereby amended by replacing Section 1 with the following:

Section 3. Sewer Rates for 2021

For sewer services billed by the City April 1, 2021 through December 31, 2021 the amount paid by each customer shall be computed on the basis of the following schedule of rates:

For the first 2,000 gallons of water consumption per month or portion thereof:	*$18.57 (minimum charge)*
All water consumption in excess of 2,000 gallons:	*$.991 per 100 gallons*

Section 4. Sewer Rates for 2022

For sewer services billed by the City January 1, 2022 through December 31, 2022 the amount paid by each customer shall be computed on the basis of the following schedule of rates:

For the first 2,000 gallons of water consumption per month or portion thereof:	*$19.50 (minimum charge)*
All water consumption in excess of 2,000 gallons:	*$1.040 per 100 gallons*

Section 5. Sewer Rates for 2023

For sewer services billed by the City January 1, 2023 through December 31, 2023 the amount paid by each customer shall be computed on the basis of the following schedule of rates:

For the first 2,000 gallons of water consumption per month or portion thereof:	*$19.89 (minimum charge)*
All water consumption in excess of 2,000 gallons:	*$1.061 per 100 gallons*

Section 6. Sewer Rates for 2024

For sewer services billed by the City January 1, 2024 through December 31, 2024 the amount paid by each customer shall be computed on the basis of the following schedule of rates:

For the first 2,000 gallons of water consumption per month or portion thereof:	*$20.29 (minimum charge)*
All water consumption in excess of 2,000 gallons:	*$1.082 per 100 gallons*

Section 7. Sewer Rates for 2025

For sewer services billed by the City January 1, 2025 through December 31, 2025 the amount paid by each customer shall be computed on the basis of the following schedule of rates:

For the first 2,000 gallons of water consumption per month or portion thereof:	*$20.70 (minimum charge)*
All water consumption in excess of 2,000 gallons:	*$1.104 per 100 gallons*

Section 8. Sewer Rates for 2026 - 2030

For sewer services billed by the City after December 31, 2025, there will be a 3% annual increase in rates.

Section 9. Non-Resident Customers

Customers receiving sewer services to locations outside of City limits will be charged double the prevailing minimum charge.

Section 10. Senior Citizen Discounts

Each customer 65 years and older, with verification of age, shall receive a senior citizen discount of three dollars and eighty one cents ($3.81), which shall be deducted from the monthly sewer bill.

Section 11. Residential Grinder Pumps

Customers receiving sewer services that require grinder pumps permitted, operated and maintained by the City will be charged a flat monthly surcharge in the amount of $12.95 in addition to charges for sewer usage.

Section 12. Rate Review

(a) On or before August 30, 2021, the City shall review the rates set forth in Section 3 above to ensure that such rates will produce revenues sufficient to pay debt service on outstanding bonds secured by water and sewer revenues ("System Bonds"), provide an adequate depreciation fund, pay the costs of operating and maintaining the System and meet any required bond covenants for the ensuing fiscal year.

(b) On or before August 30, 2022, the City shall review the rates set forth in Section 4 above to ensure that such rates will produce revenues sufficient to pay debt service on outstanding bonds secured by water and sewer revenues ("System Bonds"), provide an adequate depreciation fund, pay the costs of operating and maintaining the System and meet any required bond covenants for the ensuing fiscal year.

(c) On or before August 30, 2023, the City shall review the rates set forth in Section 5 above to ensure that such rates will produce revenues sufficient to pay debt service on outstanding bonds secured by water and sewer revenues ("System Bonds"), provide an adequate depreciation fund, pay the costs of operating and maintaining the System and meet any required bond covenants for the ensuing fiscal year.

(d) On or before August 30, 2024, the City shall review the rates set forth in Section 6 above to ensure that such rates will produce revenues sufficient to pay debt service on outstanding bonds secured by water and sewer revenues ("System Bonds"), provide an adequate depreciation fund, pay the costs of operating and maintaining the System and meet any required bond covenants for the ensuing fiscal year.

(e) On or before August 30, 2025, the City shall review the rates set forth in Section 7 above to ensure that such rates will produce revenues sufficient to pay debt service on outstanding bonds secured by water and sewer revenues ("System Bonds"), provide an adequate depreciation fund, pay the costs of operating and maintaining the System and meet any required bond covenants for the ensuing fiscal year.

(f) On or before June 30, 2021 and on or before June 30 of each third year thereafter, the City shall engage a duly qualified consulting (agent, engineer, firm) not in the employ of the City (an "Engineer") to review the then current water and sewer rates and make recommendations as to whether any rate increases are necessary to produce revenues sufficient to pay debt service on outstanding System Bonds, provide an adequate depreciation fund, pay the costs of operating and maintaining the System and meet any required bond covenants for the next ensuing fiscal year.

(g) The City, on or before August 30 of each year that an Engineer is not engaged pursuant to subsection (f) above, shall review the then current water and sewer rates to determine whether any rate increases are necessary to produce revenues sufficient to pay debt service on outstanding System Bonds, provide an adequate depreciation fund, pay the costs of operating and maintaining the System and meet any required bond covenants for the next ensuing fiscal year.

Section 13. Charges Required

None of the sewer services afforded by the System shall be furnished without a charge being made therefor. Any multi-unit that has installed a master meter will pay the Minimum Charge on each unit plus usage shown on the master meter.

Section 2: Provisions Severable

If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of the Ordinance are hereby declared to be severable.

Section 4: Repealer

All ordinances and resolutions and parts thereof in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

Section 5: Emergency Clause

An emergency is hereby declared to exist and this Ordinance being necessary for the preservation of public peace, health and safety shall be in full force and effect from and after its passage and approval.

PASSED AND APPROVED THIS 30th DAY OF MARCH 2021, BY THE CITY COUNCIL OF BRYANT, ARKANSAS.

Allen Scott, Mayor

Attest:

Sue Ashcraft, City Clerk