

RESOLUTION 2005-01

A RESOLUTION APPOINTING MR. JAY HARTMAN TO THE BOARD OF COMMISSIONERS, CENTRAL ARKANSAS WATER, AND FOR OTHER PURPOSES

WHEREAS, the term of Ms. Alma Williams, a member of the Board of Commissioners, Central Arkansas Water ("CAW Board"), expired on June 30, 2009; and

WHEREAS, Ms. Williams due to other commitments submitted her resignation from the Board, as of December 29, 2004; and

WHEREAS, by law it is the duty of the remaining commissioners to nominate and appoint a commissioner when a vacancy occurs on the CAW Board, subject to confirmation by the Board of Directors of the City of Little Rock, Arkansas, and the City Council of the City of North Little Rock, Arkansas.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS, CENTRAL ARKANSAS WATER, THAT the remaining commissioners do hereby appoint Mr. Jay Hartman to fulfill the remaining years of the unexpired term, subject to confirmation by the duly elected and qualified members of the Board of Directors of the City of Little Rock and the City Council of the City of North Little Rock, and that his term of office shall be through June 30, 2009.

BE IT FURTHER RESOLVED THAT the Board of Directors of the City of Little Rock and the City Council of the City of North Little Rock be requested to confirm this appointment.

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**CERTIFICATE**

I, Francille Turbyfill, Secretary of the Board of Commissioners, Central Arkansas Water, certify that, as such Secretary, I have custody of the Minutes and documents of Central Arkansas Water, and that the above and foregoing is a correct copy of a resolution adopted by said Board of Commissioners at a special meeting held January 24, 2005.

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Francille Turbyfill, Secretary



## **RESOLUTION – 2005-02**

### **RESOLUTION OF APPRECIATION FOR PARTICIPATION IN THE TASK GROUP FOR WATERSHED MANAGEMENT**

**WHEREAS**, the Board of Commissioners , Central Arkansas Water (CAW) established the Task Group for Watershed Management for the purpose of reviewing the watershed plan for Lakes Maumelle and Winona, providing a community perspective on the watershed plan, and making recommendations on the watershed plan to the Board of Commissioners, CAW ; and

**WHEREAS**, the Task Group’s recommendations to develop a comprehensive watershed plan encompasses a thorough evaluation of existing CAW resources, as well as future areas of need; and

**WHEREAS**, officials from governmental and non-governmental agencies around Arkansas have given generously of their time and experience in furthering the goals of the Task Group for Watershed Management; and

**WHEREAS**, the Board of Commissioners, CAW has received several recommendations from the Task Group for Watershed Management.

**NOW, THEREFORE, BE IT RESOLVED THAT** the Board of Commissioners, CAW extends its heartfelt appreciation to all the individuals who participated in the Task Group for Watershed Management for their energy, enthusiasm, and commitment to furthering the goals and mission of Central Arkansas Water.

**BE IT FURTHER RESOLVED THAT** the Board of Commissioners, CAW approves the recommendations of the Task Group for Watershed Management and agrees to begin immediate implementation of these recommendations.

**FURTHER, IT IS DIRECTED THAT** a copy of this resolution be included in the official Minutes of the Board of Commissioners, CAW and a copy be presented to each member of the Task Group for Watershed Management.

Adopted this 10th day of February 2005 by the Board of Commissioners, CAW

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Secretary

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Chair

April 15, 2005

Resolution – 2005-03

**WHEREAS**, Ms. Alma Williams, as a member of the Board of Commissioners, Central Arkansas Water (CAW), has provided four and a half years of outstanding service and representation for the citizens of the Little Rock-North Little Rock metropolitan community; and

**WHEREAS**, Ms. Williams was an inaugural member of the Board and began her first term on the Board in July 2001, upon the formation of CAW; and

**WHEREAS**, her extensive and impressive background in regional utility relations, business and educational affairs, and civic involvement have been invaluable assets to the Board in its decision-making and governance of the utility and operation of the waterworks; and

**WHEREAS**, the customers of Central Arkansas Water depend on private citizens, such as Ms. Williams, to oversee operations of the public drinking water system and to ensure a safe, high-quality, dependable, and affordable supply of drinking water; and

**WHEREAS**, during her tenure, Ms. Williams has been committed to this mission and the objectives of CAW in our delivery of service to the 374,000 people that depend on the utility for drinking water; and

**WHEREAS**, Ms. Williams particularly has championed source-water protection for our drinking water supplies, Lake Maumelle and Lake Winona; educational and advancement opportunities for employees; exceptional customer service in all aspects; and positive and cooperative relations between the Board, water utility, and public.

**NOW, THEREFORE, BE IT RESOLVED THAT** the Board of Commissioners, Central Arkansas Water, does hereby express sincere appreciation to Ms. Williams for her distinguished service to CAW and our customers and honor her for her contributions to the vision, integrity, excellence, and oversight of the utility.

**FURTHER, IT IS DIRECTED THAT** a copy of this resolution be included in the official Minutes of the Board of Commissioners and a copy be presented to Ms. Williams.

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We, Eddie Powell, Thomas W. Rimmer, Francille Turbyfill, M. Jane Dickey, Tony Kendall, Dr. Roby Robertson, and Jay Hartman, as members of the Board of Commissioners, Central Arkansas Water, do hereby certify that the above and foregoing is a correct copy of the resolution adopted by us on this 15th day of April 2005.

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Chair

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Vice Chair

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Secretary

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**RESOLUTION 2005 – 04**

A RESOLUTION EXPRESSING THE JOINT INTENT OF CENTRAL ARKANSAS WATER AND SALINE WATERSHED REGIONAL WATER DISTRIBUTION DISTRICT TO SUPPLY THE LONG-TERM WATER NEEDS OF THE SALINE WATERSHED ALLIANCE

WHEREAS, the Saline Watershed Regional Water Distribution District, d/b/a Saline Watershed Alliance (SWA), is seeking sources of drinking water that will meet the long-term needs of their member systems; and

WHEREAS, Central Arkansas Water (CAW) is currently a primary supplier of water to other water systems in the area; and

WHEREAS, CAW and SWA expect to jointly acquire sufficient capacity to meet the long-term needs of the SWA; and

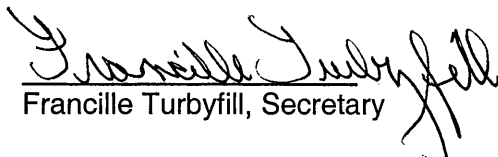
WHEREAS, the Board of Commissioners desires to confirm the willingness of CAW to enter into discussions and studies for CAW and SWA jointly to meet the long-term needs of the SWA;

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS, CENTRAL ARKANSAS WATER THAT:

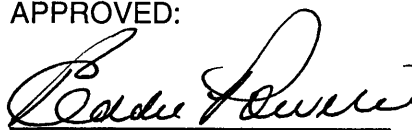
1. It is the joint intent of CAW and SWA to offer to supply high quality drinking water to members of the SWA in quantities sufficient to meet their long-term needs. It is further the intent of CAW that the rates, fees and other charges for such water shall be fair and equitable, determined using the national standards for pricing such as those set forth by the American Water Works Association and other applicable professional organizations.
2. The management and staff of CAW are hereby authorized to enter into discussions with the SWA, its officers, or authorized representatives, to further the purposes of this resolution, and to recommend to the Board of Commissioners appropriate arrangements for carrying out the intent of this resolution.
3. Additional studies may be required before the parties will be able to enter into meaningful discussion or negotiations. If additional studies are required, the cost of these studies shall be borne equally by both parties. It is specifically understood that both parties will agree in writing to participate in the payment of the costs of any study prior to commencement of any work or the creation of any obligation for the payment of expenses.

The foregoing resolution has been duly adopted by the Board of Commissioners, Central Arkansas Water at a meeting of the Board of Commissioners, Central Arkansas Water held on June 2<sup>nd</sup>, 2005.

Attest:

  
Francille Turbyfill, Secretary

APPROVED:

  
Eddie Powell, Chair

**RESOLUTION 2005-05**

**RESOLUTION EXPRESSING INTENT OF CENTRAL ARKANSAS WATER TO  
STUDY THE PRACTICALITY, FEASIBILITY, AND LONG TERM EFFECTS  
OF SUPPLYING UNTREATED WATER TO THE PARON-OWENSVILLE  
WATER AUTHORITY**

WHEREAS, the Paron-Owensville Water Authority ("Paron Water") is seeking sources of drinking water that will meet the long-term needs of their systems; and

WHEREAS, Central Arkansas Water owns and operates an untreated water transportation pipeline (the "Pipeline") located adjacent and in close vicinity to Paron Water; and

WHEREAS, Central Arkansas Water believes it currently has a sufficient supply of untreated water available to the Pipeline to meet the long-term needs of Paron Water; and

WHEREAS, the Consolidation Agreement under which Central Arkansas Water was created anticipates "a regional effort to secure a new source of water supply for central Arkansas, with a regional authority that can grow in number of members and in scope of responsibility"; and

WHEREAS, the Board of Commissioners desire to confirm the willingness of Central Arkansas Water to study the practicality, feasibility, and long term effects of supplying untreated water to Paron Water in an effort to meet the long-term needs of Paron Water on fair and equitable terms;


**BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF CENTRAL ARKANSAS WATER THAT:**

1. It is the intent of Central Arkansas Water to study the practicality, feasibility and long term effects of supplying untreated water to Paron Water in quantities sufficient to meet its long-term needs. If it is determined that it is practical, feasible and in the best interest of Central Arkansas Water to supply untreated water to Paron Water, then it is further the intent of Central Arkansas Water that the rates, fees and other charges for such water shall be fair and equitable to Paron as compared to other water customers of Central Arkansas Water. Specifically, the Board of Commissioners contemplates that the rates, fees and other charges to be proposed to the Paron-Owensville Water Authority will be determined in a fair and equitable manner using the national standards for pricing as set forth by the American Water Works Association and other applicable professional standards.

2. The management and staff of Central Arkansas Water are authorized to enter into discussions with the management, staff and duly appointed agents of the Paron Water to further the purposes of these resolutions, and to recommend to the Board of Commissioners appropriate arrangements for carrying out the intent of these resolutions.

The foregoing resolutions have been duly adopted by the Board of Commissioners of Central Arkansas Water at a meeting of the Board of Commissioners of Central Arkansas Water held on July 14, 2005.

Attest:

  
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Dr. Roby Robertson, Secretary/Treasurer

APPROVED:

  
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Tom Rimmer, Chair

**RESOLUTION 2005-06**

A RESOLUTION RE-APPOINTING MR. EDDIE POWELL TO THE BOARD OF COMMISSIONERS, CENTRAL ARKANSAS WATER, AND FOR OTHER PURPOSES

WHEREAS, the term of Mr. Eddie Powell, a member of the Board of Commissioners, Central Arkansas Water ("CAW Board"), expired on June 30, 2005; and

WHEREAS, by law it is the duty of the remaining commissioners to nominate and appoint a commissioner when a vacancy occurs on the CAW Board, subject to approval by the Board of Directors of the City of Little Rock, Arkansas, and the City Council of the City of North Little Rock, Arkansas.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS, CENTRAL ARKANSAS WATER, THAT the remaining commissioners do hereby re-appoint Mr. Powell to a seven-year term, subject to approval by the duly elected and qualified members of the Board of Directors of the City of Little Rock and the City Council of the City of North Little Rock, and that his term of office will be July 1, 2005, through June 30, 2012.

BE IT FURTHER RESOLVED THAT the Board of Directors of the City of Little Rock and the City Council of the City of North Little Rock be requested to approve this appointment.

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**CERTIFICATE**

I, Dr. Roby Robertson, Secretary of the Board of Commissioners, Central Arkansas Water, certify that, as such Secretary, I have custody of the Minutes and documents of Central Arkansas Water, and that the above and foregoing is a correct copy of a resolution adopted by said Board of Commissioners at its regular meeting held July 14, 2005.

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Dr. Roby Robertson, Secretary

**RESOLUTION 2005-07**

A RESOLUTION AUTHORIZING THE ESTABLISHMENT OF AN INTERNAL REVENUE CODE § 457 PLAN (EMPLOYEES DEFERRED COMPENSATION PLAN) WITH US BANK, N.A. FOR THE BENEFIT OF CENTRAL ARKANSAS WATER EMPLOYEES

WHEREAS, Central Arkansas Water (CAW) is eligible to offer a deferred compensation plan to employees in accordance with Section § 457 of the Internal Revenue Code (the "Code"); and

WHEREAS, the Employer has recommended that a § 457 (b) plan be established for the benefit of employees as that term is defined in the Code.

WHEREAS, in order to provide a vehicle to accumulate said deferred compensation it is desirable to establish a Trust with US Bank, N.A.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS, CENTRAL ARKANSAS WATER, THAT the Employer hereby agrees to establish a plan and trust to be known as the Central Arkansas Water Deferred Compensation § 457 Plan – 2 respectively, each to be effective October 1, 2005.

BE IT FURTHER RESOLVED THAT the proper officers of the Employer shall take all such actions necessary to effect the establishment of this Plan including the execution of the Adoption Agreement and any other supporting documents.

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**CERTIFICATE**

I, Dr. Roby Robertson, Secretary of the Board of Commissioners, Central Arkansas Water, certify that, as such Secretary, I have custody of the Minutes and documents of Central Arkansas Water, and that the above and foregoing is a correct copy of a resolution adopted by said Board of Commissioners at its regular meeting held July 14, 2005.

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Dr. Roby Robertson, Secretary

**RESOLUTION 2005-08**

There is no 2005-08 - number was skipped



## RESOLUTION 2005-09

A RESOLUTION TO ESTABLISH A SCHEDULE OF RATES FOR CENTRAL ARKANSAS WATER; TO FIX THE EFFECTIVE DATE FOR THESE RATES; AND FOR OTHER PURPOSES

WHEREAS, on July 1, 2001 the City of Little Rock and the City of North Little Rock created Central Arkansas Water ("CAW") as a public body corporate and politic under the Consolidated Waterworks Authorization Act, Act 982 of the 83<sup>rd</sup> Arkansas General Assembly, and consolidated the ownership and operation of their municipal water utilities into CAW, and

WHEREAS, the Consolidation Agreement between the City of Little Rock and the City of North Little Rock vested the authority to establish water rates in the Board of Commissioners of Central Arkansas Water, and

WHEREAS, the Consolidation Agreement further directed that the Commission shall propose an equalizing schedule of water rates, to take effect beginning January 1, 2002, or as soon thereafter as practicable, which shall be based on Rate Studies; shall equalize water rates among similarly-situated classes of customers throughout the City of Little Rock and the City of North Little Rock over a reasonable period of time not to exceed ten (10) years; and shall provide sufficient funds for the accomplishment of the Improvement Agendas, and

WHEREAS, Carter-Burgess, Inc. and Pros Consulting, LLC., CAW's rate consultants, completed the Rate Studies and made recommendations on the equalizing schedule of rates recommended in the Rate Studies, and

WHEREAS, the Board of Commissioners, by Resolutions 2001-09 and 2003-08, accepted the findings of the Rate Studies and adopted the equalizing schedule of rates recommended by the Rate Studies, and

WHEREAS, the Board of Commissioners finds that the rates established herein are adequate to meet the revenue requirements that include the cost of operating and maintaining the system, as well as funding for needed capital improvements,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS, CENTRAL ARKANSAS WATER THAT RATE SCHEDULE NO. 1 OF CENTRAL ARKANSAS WATER SHALL BE AMENDED AND RESTATED, AS FOLLOWS:

### RATE SCHEDULE NO. 1 OF CENTRAL ARKANSAS WATER

**Section 1.** The following schedule of rates is hereby established by Central Arkansas Water for Domestic, Commercial, Industrial, and Sprinkler customer classes inside and outside of the corporate limits of the City of Little Rock ("LR"), Arkansas, and the City of North Little Rock ("NLR"), Arkansas, and whose water service meters are located both south (LR) and north (NLR) of the Arkansas River.

#### Effective Dates

This schedule shall become effective for water billed on or after February 1, 2006, January 1, 2007, and January 1, 2008, as hereinafter set forth.

#### Meter Measurement

Except for public and private fire services, all water used shall be measured through meters. The size of each meter shall be determined by Central Arkansas Water commensurate with its estimate of the amount of water to be used for the premises. One cubic foot of water is equal to 7.48 gallons weighing 62.5 pounds avoirdupois.

Minimum Monthly Charge

The Minimum Monthly Charge for all customers, except public and private fire service, includes payment for the first 200 cubic feet (cf) of water used.

METER SIZE (diameter)	MINIMUM MONTHLY CHARGE	
	EFFECTIVE FEBRUARY 1, 2006	
	INSIDE	OUTSIDE
5/8"	\$ 4.77	\$ 6.39
3/4"	\$ 6.15	\$ 8.24
1"	\$ 8.75	\$ 11.72
1 1/2"	\$ 14.79	\$ 19.81
2"	\$ 23.98	\$ 32.14
3"	\$ 44.36	\$ 59.44
4"	\$ 72.15	\$ 96.68
6"	\$ 142.70	\$ 191.22
8"	\$ 241.36	\$ 323.42
10"	\$ 347.50	\$ 465.65
12"	\$ 632.88	\$ 848.06

Additional Monthly Charge

In addition to the Minimum Monthly Charge, the first table of rates shall apply to the amount of water used in excess of 200 cubic feet per month for customers inside the City of Little Rock ("LR"), Arkansas followed by the second table for outside city customers located south of the Arkansas River.

CUSTOMER CLASS	RATES		
	EFFECTIVE 2/1/2006	EFFECTIVE 1/1/2007	EFFECTIVE 1/1/2008
	INSIDE LR CHARGES \$ PER 100 CF	INSIDE LR CHARGES \$ PER 100 CF	INSIDE LR CHARGES \$ PER 100 CF
DOMESTIC	\$ 0.94	\$ 1.11	\$ 1.29
COMMERCIAL	\$ 0.86	\$ 1.00	\$ 1.15
INDUSTRIAL	\$ 0.79	\$ 0.91	\$ .99
SPRINKLER	\$ 0.94	\$ 1.11	\$ 1.29

CUSTOMER CLASS	RATES		
	EFFECTIVE 2/1/2006	EFFECTIVE 1/1/2007	EFFECTIVE 1/1/2008
	OUTSIDE LR CHARGES \$ PER 100 CF	OUTSIDE LR CHARGES \$ PER 100 CF	OUTSIDE LR CHARGES \$ PER 100 CF
DOMESTIC	\$ 1.56	\$ 1.76	\$ 1.90
COMMERCIAL	\$ 1.38	\$ 1.61	\$ 1.65
INDUSTRIAL	\$ 1.01	\$ 1.28	\$ 1.46
SPRINKLER	\$ 1.56	\$ 1.76	\$ 1.90

In addition to the Minimum Monthly Charge, the first table of rates shall apply to the amount of water used in excess of 200 cubic feet per month for customers inside the City of North Little Rock ("NLR"), Arkansas followed by the second table for outside city customers located north of the Arkansas River.

CUSTOMER CLASS	RATES		
	EFFECTIVE 2/1/2006	EFFECTIVE 1/1/2007	EFFECTIVE 1/1/2008
	INSIDE NLR CHARGES \$ PER 100 CF	INSIDE NLR CHARGES \$ PER 100 CF	INSIDE NLR CHARGES \$ PER 100 CF
DOMESTIC	\$ 1.39	\$ 1.39	\$ 1.39
COMMERCIAL	\$ 1.35	\$ 1.35	\$ 1.35
INDUSTRIAL	\$ 0.79	\$ 0.91	\$ .99
SPRINKLER	\$ 1.39	\$ 1.39	\$ 1.39

CUSTOMER CLASS	RATES		
	EFFECTIVE 2/1/2006	EFFECTIVE 1/1/2007	EFFECTIVE 1/1/2008
	OUTSIDE NLR CHARGES \$ PER 100 CF	OUTSIDE NLR CHARGES \$ PER 100 CF	OUTSIDE NLR CHARGES \$ PER 100 CF
DOMESTIC	\$ 1.90	\$ 1.90	\$ 1.90
COMMERCIAL	\$ 1.84	\$ 1.84	\$ 1.84
INDUSTRIAL	\$ 1.01	\$ 1.28	\$ 1.46
SPRINKLER	\$ 1.90	\$ 1.90	\$ 1.90

Nonresident Consumers

The term "outside City" used in the foregoing rates refers to any consumer receiving service outside the municipal boundaries of the City of Little Rock and the City of North Little Rock and to nonresident consumers and Master-metered Customers who purchase water within the municipal boundaries for transport to a point outside the municipal boundaries for use or resale.

Private Fire Services

Private fire service connections for private premises in both the City of Little Rock, Arkansas and the City of North Little Rock, Arkansas and consumers outside the municipal boundaries of each city both north and south of the Arkansas River shall pay the following annual fire service charges:

	RATES	
	EFFECTIVE FEBRUARY 1, 2006	
	INSIDE	OUTSIDE
FIRE HYDRANTS	\$ 61.70	\$ 89.25
FIRE CONNECTION MINIMUM CHARGE	\$ 71.55	\$ 103.50
AUTOMATIC SPRINKLER SYSTEM MINIMUM CHARGE (1,000 HEADS)	\$ 71.55	\$ 103.50
ADDITIONAL HEADS, EACH	\$ 0.07	\$ 0.11
STANDPIPE 1 1/4" (OR SMALLER)		

DIAMETER, EACH	\$ 14.00	\$ 20.25
1 1/2" DIAMETER, EACH AT	\$ 21.78	\$ 31.50
2" DIAMETER, EACH	\$ 35.78	\$ 51.75
2 1/2" DIAMETER, EACH	\$ 71.55	\$ 103.50

**Section 2.** The following schedule of rates is established by Central Arkansas Water for Master-metered Customers.

Master-metered Customers

All outside Central Arkansas Water customers purchasing water through a master meter contract shall pay a Minimum Monthly Charge as found in Section 1 for the first 200 cubic feet of water used and an additional amount determined by the following rates for all water used in excess of 200 cubic feet per month, effective the dates stated.

TIME WATER IS TAKEN	RATES		
	EFFECTIVE 2/1/2006	EFFECTIVE 1/1/2007	EFFECTIVE 1/1/2008
	\$ PER 100 CF	\$ PER 100 CF	\$ PER 100 CF
ON PEAK Customers taking any water from: 4:01am to 8:59am and/or 5:01pm to 9:59pm	\$ 0.838	\$ 0.883	\$ 0.898
OFF PEAK Customers taking all water from: 10pm to 4am and/or 9am to 5pm	\$ 0.664	\$ 0.731	\$ 0.744

**Section 3.** The following schedule of rates is hereby established by Central Arkansas Water for Raw Water Customers.

All Central Arkansas Water customers purchasing raw water shall pay a Minimum Monthly Charge as found in Section 1 for the first 200 cubic feet of water used and an additional amount determined by the following rates for all water in excess of 200 cubic feet per month, effective the dates stated:

	RATES		
	EFFECTIVE 2/1/2006	EFFECTIVE 1/1/2007	EFFECTIVE 1/1/2008
	\$ PER 100 CF	\$ PER 100 CF	\$ PER 100 CF
Raw Water Customer	\$ 0.390	\$ 0.435	\$ 0.435

**Section 4.** Bills for service shall be rendered and paid monthly, with the exception of payments for private fire service. Payments for private fire service shall be due in semi-annual installments in advance of the first (1<sup>st</sup>) day of January and July of each year.

**Section 5.** When the North Little Rock Water Department and Little Rock Municipal Water Works were merged in 2001 to form Central Arkansas Water, the new entity was charged with the responsibility to equalize water rates among similarly situated classes of customers throughout Little Rock and North Little Rock over a reasonable period of time not to exceed ten (10) years. The rate equalization process is intended to gradually eliminate differences in water rates between classes of customers within the City of Little Rock and the City of North Little Rock during the time period January 1, 2002 through December 31, 2010. When the water rate equalization process started, Central Arkansas Water determined that the rates would be based upon a regional cost-of-service rate methodology and that the transition would occur in two phases as set forth below:

Phase I: During the time period of January 1, 2002 to December 31, 2006, CAW will increase customer rates within the City of Little Rock toward recovery of the actual cost-of-service to such customers, and when practical will decrease customer rates within the City of North Little Rock toward recovery of the actual cost-of-service for such customers. Beginning January 1, 2004, CAW will establish specific rates for each customer class within the City of Little Rock and the City of North Little Rock, and will eliminate all declining block rates applicable to customers within each city.

Phase II: During the time period of January 1, 2007 to December 31, 2010, CAW will continue to increase customer water rates within the City of Little Rock as CAW's cost-of-service increases. Customer water rates within the City of North Little Rock will remain unchanged until such rates equal CAW's cost-of-service to such customers. By July 1, 2011, the water rates of similarly situated classes of customers within the City of Little Rock and the City of North Little Rock shall be identical. Water rates applicable to all other CAW customers will reflect the actual cost-of-service to such customers, but not equal the rates applicable to CAW customers within the City of Little Rock and the City of North Little Rock.

Phase I has been accomplished a year ahead of schedule.

**Section 6.** A penalty of ten percent (10%) shall be added to a customer bill not paid before the 20<sup>th</sup> day following the billing date. If a bill is not paid within 30 days after the billing date, service for the affected premise, or customer, may be disconnected. In such event, CAW may levy a reconnection charge.

**Section 7. Repealer.** All previous rate schedule resolutions are hereby repealed, as of the effective date of the schedule herein established.

**Section 8. Severability.** The provisions of this resolution are separable, and if any portion, section, provision, or phrase of this resolution shall be declared invalid or unconstitutional, such action shall not affect the validity of the remainder of this resolution.

**Section 9. Definitions.** The customer classes described in the Additional Monthly Charge subsection of Section 1 of Rate Schedule No. 1 shall be defined as follows:

"Domestic" shall mean all customers receiving water service at a single building or building unit that is owned, leased, or rented by one party, separately metered, and occupied as a residence.

"Commercial" shall mean all customers receiving water service at (i) a building containing two or more apartments or family units that are rented or leased to tenants as residences and are not separately metered; (ii) a building occupied by a retail or service business; (iii) a building owned or occupied by a public utility, a department of a municipality, or a state or federal governmental agency; or (iv) a non-domestic customer that does not fit the definition of an Industrial Class customer.

"Industrial" shall mean any commercial customer (i) who uses at least 1,500,000 cf of water per meter during the 12-month period from September 1 to August 31; or (ii) who agrees to take or pay for a minimum of 125,000 cf of water per meter per month on an annual basis. Customers who qualify for industrial service described in (i) above shall be assigned to the Industrial Class for the calendar year beginning the following January.

"Sprinkler" shall mean all customers receiving separately-metered water service used exclusively for irrigation sprinkler systems or other outdoor purposes.

#### CERTIFICATE

I, Tony Kendall, Vice Chair of the Board of Commissioners, Central Arkansas Water, certify that, as such Vice Chair, I have custody of the Minutes and documents of Central Arkansas Water, and that the above and foregoing is a correct copy of the resolution adopted by said Board of Commissioners at its regular meeting held October 13, 2005.

  
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Vice Chair

**RESOLUTION 2005 – 10**

A RESOLUTION TO AMEND RESOLUTION 2002-03 AND TO CLARIFY THE CALCULATION OF THE SYSTEM DEVELOPMENT CHARGE THAT CENTRAL ARKANSAS WATER WILL ASSESS TO ITS MASTER-METERED CUSTOMERS FOR SERVICES ASSOCIATED WITH PROVIDING WATER SERVICES AND FOR OTHER PURPOSES

WHEREAS, the Board of Commissioners (the “Board”), Central Arkansas Water (“CAW”), in Resolution 2002-03, adopted on May 9, 2002, and amended by Resolution 2002-04, adopted on August 8, 2002, established System Development Charges within the CAW distribution system (the “System”); and

WHEREAS, the Board desires to amend Section 8.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS, CENTRAL ARKANSAS WATER, THAT:

**Section 1.** Section 8 of Resolution 2002-03, adopted on May 9, 2002, is hereby amended and restated in its entirety as follows:

*Master-metered Customers.* The following assessment schedule of System Development Charges is adopted for all Master-metered Customers:

For Master-metered Customers in 2006 that have a rate of \$.664 per hundred cubic feet (CCF) or \$.838 per hundred cubic feet (CCF), each new meter installation will add a volumetric surcharge to the monthly consumption.

The volumetric surcharge will be in accordance to the following table:

ACTUAL METER SIZE	SERVICE UNITS	CHARGE BY METER SIZE	MASTER-METER RATE	
			2006 RATE PER CCF	2006 RATE PER CCF
			\$0.664	\$0.838
			VOLUME (CCF)	VOLUME (CCF)
5/8- OR 3/4-INCH	1	\$150	225.90	179.00
1-INCH	1.5	\$225	338.86	268.50
1 1/2-INCH	2.5	\$375	564.76	447.49
2-INCH	5	\$750	1,129.52	894.99
3-INCH	8	\$1,200	1,807.23	1,431.98
4-INCH	15	\$2,250	3,388.55	2,684.96
6-INCH	25	\$3,750	5,647.59	4,474.94

For Master-metered Customers in 2007 that have a rate of \$.731 per hundred cubic feet (CCF) or \$.883 per hundred cubic feet (CCF), each new meter installation will add a volumetric surcharge to the monthly consumption.

The volumetric surcharge will be in accordance to the following table:

			MASTER-METER RATE	
			2007 RATE PER CCF	2007 RATE PER CCF
			\$0.731	\$0.883
ACTUAL METER SIZE	SERVICE UNITS	CHARGE BY METER SIZE	VOLUME (CCF)	VOLUME (CCF)
5/8- OR 3/4-INCH	1	\$150	205.20	169.88
1-INCH	1.5	\$225	307.80	254.81
1 1/2-INCH	2.5	\$375	513.00	424.69
2-INCH	5	\$750	1,025.99	849.38
3-INCH	8	\$1,200	1,641.59	1,359.00
4-INCH	15	\$2,250	3,077.98	2,548.13
6-INCH	25	\$3,750	5,129.96	4,246.89

For Master-metered Customers in 2008 that have a rate of \$.744 per hundred cubic feet (CCF) or \$.898 per hundred cubic feet (CCF), each new meter installation will add a volumetric surcharge to the monthly consumption.

The volumetric surcharge will be in accordance to the following table:

			MASTER-METER RATE	
			2008 RATE PER CCF	2008 RATE PER CCF
			\$0.744	\$0.898
ACTUAL METER SIZE	SERVICE UNITS	CHARGE BY METER SIZE	VOLUME (CCF)	VOLUME (CCF)
5/8- OR 3/4-INCH	1	\$150	201.61	167.04
1-INCH	1.5	\$225	302.42	250.56
1 1/2-INCH	2.5	\$375	504.03	417.59
2-INCH	5	\$750	1,008.06	835.19
3-INCH	8	\$1,200	1,612.90	1,336.30
4-INCH	15	\$2,250	3,024.19	2,505.57
6-INCH	25	\$3,750	5,040.32	4,175.95

Section 2. The Board of CAW finds that the foregoing schedule of volumetric surcharges is required to provide sufficient revenue to ensure the proper operation and maintenance of the utility.

Section 3. All of the terms of Resolution 2002-03 not specifically modified by this Resolution shall remain unchanged.

Section 4. The Board of CAW duly adopts the revised schedule of volumetric charges set forth in Section 1 hereof effective as of February 1, 2006.

CERTIFICATE

I, Tony Kendall, Vice Chair of the Board of Commissioners, Central Arkansas Water, certify that, as such Vice Chair, I have custody of the Minutes and documents of Central Arkansas Water, and that the above and foregoing is a correct copy of the resolution adopted by said Board of Commissioners at its regular meeting held October 13, 2005.

\_\_\_\_\_  
Vice Chair



**RESOLUTION 2005 –11**

RESOLUTION OF INTENT TO SELL PROPERTY AT THE CORNER OF  
CAPITOL AND CUMBERLAND TO THE CITY OF LITTLE ROCK FOR USE AS  
A POLICE KIOSK BY THE LITTLE ROCK POLICE DEPARTMENT AND  
AUTHORIZING SUCH SALE SUBJECT TO CERTAIN TERMS AND  
CONDITIONS

WHEREAS, Central Arkansas Water (“CAW”) and the City of Little Rock (the “City”) each previously owned an undivided one-half interest in Lots 1, 2 and 3, Block 40 of the Original City of Little Rock, Pulaski County, Arkansas (the “Property”); and

WHEREAS, CAW purchased the City’s interest in the Property; and

WHEREAS, the Little Rock Police Department (“LRPD”) desires to purchase a portion of the Property for the purpose of constructing a police kiosk at the southeast corner of the intersection of Capitol Avenue and Cumberland Street (“Lot 3R”); and

WHEREAS, CAW desires to sell Lot 3R to the City for use as a police kiosk by LRPD;

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS, CENTRAL ARKANSAS WATER THAT:

Section 1. CAW is authorized to sell Lot 3R to the City of Little Rock, for the use and benefit of the City of Little Rock Police Department for the sum of Sixty- Seven Thousand Five Hundred Dollars (\$67,500) upon satisfaction of the conditions contained hereafter:

- (a) The replat of the Property submitted to the Commission on this date shall be approved by the Little Rock Planning Commission;
- (b) The Little Rock Planning Commission shall grant CAW a Conditional Use Permit to use Lot 2R for parking; and
- (c) The Board of Directors of the City shall approve purchase of Lot 3R by LRPD.

Section 2. Upon completion of the sale of Lot 3R to the City, CAW shall (i) pay all costs associated with providing sanitary sewer service to Lot 3R; (ii) resurface and stripe the existing parking areas located on proposed Lot 2R; (iii) asphalt and stripe parking spaces for LRPD on Lot 3R; and (iv) provide landscaping along right-of-way adjacent to Cumberland Street.

Section 3. Each or any of the Chair, Secretary, Chief Executive Officer or the Chief Operations Officers is hereby authorized and directed to do any and all things necessary to effect purpose of this Resolution, including, but not limited to the execution of any deed or other document or agreement transferring ownership of Lot 3R to the City, the performance of all obligations of CAW under this Resolution, and the performance of all acts of whatever nature necessary to effect and carry out the authority conferred by this Resolution.

Section 4. This Resolution shall be in effect upon its adoption and approval.

Section 5. In the event the Little Rock Planning Commission does not approve the proposed replat of the Property or grant CAW a Conditional Use Permit for Lot 2R, then the purposes of this Resolution shall be deemed failed and the transactions contemplated by this Resolution shall not occur.

Section 6. In the event the Board of Directors of the City does not approve purchase of Lot 3R subject to the terms and conditions contained in this Resolution, then the purposes of this Resolution shall be deemed failed and the transactions contemplated by this Resolution shall not occur.

The foregoing resolution has been duly adopted by the Board of Commissioners, Central Arkansas Water at a meeting of the Board of Commissioners, Central Arkansas Water held on October 13, 2005.

ATTEST:

APPROVED:

\_\_\_\_\_  
Roby Robertson, Secretary

\_\_\_\_\_  
Tom Rimmer, Chair

**RESOLUTION 2005-12**

**RESOLUTION APPROVING AMENDMENTS TO THE CENTRAL ARKANSAS WATER SECTION 125 CAFETERIA PLAN TO ADOPT CERTAIN BENEFITS NOW AVAILABLE UNDER THE LAWS AND REGULATIONS APPLICABLE TO SUCH PLAN**

WHEREAS, Central Arkansas Water maintains the Central Arkansas Water Section 125 Cafeteria Plan (the "Plan") for the benefit of its employees; and

WHEREAS, Central Arkansas Water desires to amend the Plan to provide additional benefits for its employees;

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF CENTRAL ARKANSAS WATER THAT:

1. Central Arkansas Water amend and restate its Central Arkansas Water Section 125 Cafeteria Plan, for the purpose of, among other things, providing a "Grace Period" for submitting claims for expenses under the Unreimbursed Medical/Dental Plan and the Dependant Care Assistance Program, and making other technical amendments to assure the Plan's continued compliance with applicable laws and regulations, all as set forth in the Central Arkansas Water Section 125 Cafeteria Plan attached as Exhibit A hereto; and

2. The Chief Executive Officer and the Director of Human Resources are authorized and directed to execute all documents, instruments and certificates required or necessary to carry out the foregoing resolution and take all other actions necessary or desirable in connection with the foregoing resolution.

The foregoing resolutions have been duly adopted by the Board of Commissioners of Central Arkansas Water at a meeting of the Board of Commissioners of Central Arkansas Water held on November 10, 2005.

Attest:

APPROVED:

\_\_\_\_\_  
Dr. Roby Robertson  
Secretary/Treasurer

\_\_\_\_\_  
Thomas W. Rimmer  
Chair