

**CITY OF DIAMOND CITY, ARKANSAS
ORDINANCE NUMBER 2020-02**

**AN ORDINANCE BY THE CITY COUNCIL OF DIAMOND CITY, BOONE COUNTY,
ARKANSAS REPEALING ORDINANCE NUMBER 02-2015 AND TO ESTABLISH THE
WATER RATES FOR THE FISCAL YEAR 2020 AND DECLARING AN EMERGENCY.**

WHEREAS, the City of Diamond City has entered into a signed contract with the citizens of Diamond City for the city to provide water services for a monthly fee; and

WHEREAS, the City of Diamond City, Arkansas is responsible for determining reasonable water rates to ensure that the City has the resources to meet its obligations and provide for the efficient operation of the system; and

WHEREAS, the City Council of Diamond City has determined that there is sufficient revenue to fund the Water Account and no increase is necessary;

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

SECTION I: CURRENT MONTHLY WATER RATES:

A. The Water rates for the year 2020 shall be set at the same level as was approved for 2019. The following rates shall be used:

1. Residential and Commercial Inside and Outside the City Limits

1,000 Gallons Flat Rate Per Thousand \$15.76

2. Industrial Rate

Tier I 1,000 Gallons First 1,000 Gallons \$27.31
Tier II 1,000 Gallons Second 1,000 Gallons and each 1000 Thereafter \$13.80

3. Corps of Engineers Park

Same as Commercial Rate \$15.76

4. Downstream Meters

Per 1,000 Gallons Prorated \$15.76

B. For future rate increases the City will be required to first hold a Public Hearing for input from the residents and then a council vote to institute any increases in the Water rates.

SECTION II: SEVERABILITY

A. This ordinance and the various parts thereof are hereby declared to be severable. Should any section or subsection be declared by the courts to be unconstitutional or invalid, such decision shall

not affect the ordinance as a whole, or any portion thereof other than the section or subsection to be declared unconstitutional or invalid.

- B. Ordinance 2019-08 repeals Ordinance 02-2015 and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION IV: EMERGENCY CLAUSE

It is hereby declared that the current rates generate sufficient funds to compensate the City of Diamond City for costs incurred. Therefore, an emergency is declared to exist in that this ordinance will have an immediate monetary effect upon the residents of the City of Diamond City and in order to continue the efficient operations of the city's water system it is necessary to pass and implement this ordinance immediately. The provisions herein have immediate effect and therefore this ordinance shall be in full force and effect from and after its passage.

Approved and adopted by roll call vote as follows this ____ day of _____, 2020.

Ayes _____ Nays _____ Abstentions _____ Absent _____

ATTEST:

APPROVED:

Recorder

Linda Miracle
Mayor