

ORDINANCE NO. 19-833

AN ORDINANCE TO AMEND SECTIONS 2.60.01, 2.60.02, 2.60.04, AND 2.60.06 OF THE CITY OF CLARKSVILLE MUNICIPAL CODE

WHEREAS, the City of Clarksville is desirous of amending Sections 2.60.01, 2.60.02, 2.60.04, and 2.60.06 of the Clarksville Municipal Code;

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

1. Section 2.60.01 is hereby amended to read as follows:

Created. There is hereby created a Commission to be designated as the Clarksville Connected Utility Commission of the city of Clarksville, Arkansas, and hereafter in this ordinance referred to as "Commission," to be comprised of five (5) duly qualified resident electors of the city of Clarksville, Arkansas, and from and after the passage of this ordinance, to consist of Ted Riley, whose term will expire Dec. 31, 1967; T. L. Smith, whose term will expire Dec. 31, 1968; Kenneth King, whose term will expire Dec. 31, 1969; R.P. Walton, whose term will expire Dec. 31, 1970; Phil Taylor, whose term will expire Dec. 31, 1971. Beginning with Dec. 31, 1967, the Mayor shall submit nominations for commission positions and the City Council shall appoint one Commissioner each year for a term of five (5) years, and each Commissioner shall serve until his successor is appointed. The Commissioners shall on Dec. 31, of each year, elect from their five (5) members a chairman and a secretary. No chairman shall serve two (2) years in succession. The Commission shall adopt rules for their meetings, and in event of any disagreement, the concurrence of three (3) Commissioners shall control. (Ord. No. 462, Sec. 1.)

2. 2.60.02 is hereby amended to read as follows:

Authority. The Commission is hereby placed in full charge and authority of the

municipal electric system, water and sewer utilities, and broadband network, with the power to operate and maintain them and to exercise all power necessary or incidental to the management, operation and control of the properties for the furnishing of water, wastewater, electricity, and broadband service for the inhabitants of the city of Clarksville. (Ord. No. 357.)

3. 2.60.04 is hereby amended to read as follows:

Bond funds. The Commission shall make provision, by creation of a special fund for the payment of principal and interest of any revenue bonds issued by the city on behalf of the utility. It shall then determine the amount necessary and advisable to be set aside for the reasonable and efficient operation of the plants. After provision for payment of bonds and interest and operation, the Commission shall set aside a reasonable sum for maintenance of the plants and for the depreciation account. Funds remaining after such provisions shall be considered as net revenues and may be used as necessary for the extension, improvement, and enlargement of the plants and distribution systems and may be held as reserve funds to be used for any purpose as authorized in Section 2.60.02 herein, or as may be expressly authorized by the City Council. (Ord. No. 357, Sec. 1c.)


4. 2.60.06 is hereby amended to read as follows:

Compensation. No member of the Commission shall receive any compensation of any kind, including salary, benefits, services, or property, but in the event that any member of the Commission shall incur any expense in the performance of duties as a Commissioner, such expense may be allowed by approval of the Commission as a part of the cost of operation and paid out of the revenues of the systems. (Ord. No. 357, Sec. 1.)


5. All other ordinances or parts of ordinances in conflict herewith are hereby repealed.

PASSED THIS 9th DAY OF December, 2019.

APPROVED:


David Rieder, Mayor

ATTEST:


City Clerk/Treasurer