

## Ordinance No. 0-97-3

### **AN ORDINANCE REQUIRING ALL CONTRACTORS, CARPENTERS, WORKMEN, REPAIRMEN, ETC., WHO OFFER SERVICES FOR THE CONSTRUCTION, RE-CONSTRUCTION, REMODELING, ROOFING, PLUMBING, ELECTRICAL WORK, TREE REMOVAL SERVICES, ETC. IN THE CITY OF ARKADELPHIA, TO MEET CERTAIN CRITERIA BEFORE BEING AUTHORIZED TO PERFORM WORK IN THE CITY, AND DECLARING AN EMERGENCY**

WHEREAS the City of Arkadelphia was hit by a massive tornado on Saturday, March 1, 1997 causing serious damage to the people and structures of the City, and

WHEREAS it is anticipated that there will be numerous contractors, carpenters, workmen, repairmen, etc. coming to the City to offer their services for hire, and

WHEREAS the City of Arkadelphia desires to offer assurances to the citizens of the City about the reliability of contractors coming to the City offering construction services, and

WHEREAS the City has put in place a system to screen and evaluate said contractors to attempt to see that only reputable services are provided our citizens during this time, and


NOW THEREFORE BE IT ORDAINED:

1. All contractors, carpenters, workmen, and repairmen who are not presently registered with the City, and who do not hold either builders, plumbers, or electrical license with the City of Arkadelphia, must register with the City prior to offering and or performing any construction work.
2. Any and all contractors, carpenters, workmen, repairmen, etc. must provide the following to be placed on the City's approved contractor list for said work:

- a. An irrevocable letter of credit in the amount of \$2,500 made out to the City of Arkadelphia, or a \$2,500 performance bond deposited with the City, and
  - b. Proof of Arkansas Workers' Compensation insurance, and
  - c. Proof of a General Liability Insurance policy in the amount of \$500,000, or more, and
  - d. Proof of a Builder's risk policy, which insures the structure during reconstruction.
  - e. Agree that all services performed within the City of Arkadelphia for any citizen, or owner of property shall carry, as part of the contract, (whether oral or written), an implied warranty of habitability and merchantability and fitness for owners needs.
3. After all these requirements have been met by the contractor, the City will then consider issuing a permit authorizing them to provide their services in the City.
  4. Anyone failing to qualify, and who performs work in the City of Arkadelphia without obtaining a permit from the City shall be guilty of a misdemeanor and be subject to a daily fine of \$1,000. for each day the contractor, carpenter, workman, and repairman is in violation, and shall be prosecuted under the full extent of law.
  5. Should any provision of this ordinance be declared invalid, only that section so declared shall be affected, and all other provisions of the ordinance shall remain in full force and effect.
  6. The City declares an emergency, and the necessity for this ordinance, suspends the rules requiring reading on three separate meetings, and declares an emergency allowing the provisions to take effective immediately on passage.
  7. This ordinance shall remain in full force and effect for 180 days, and at the end of that time re-enactment shall be required by the City.

Passed and approved this 3rd day of March, 1997.


FOR THE CITY of ARKADELPHIA



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Mike Kolb, Mayor

ATTEST:



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Nancy Anderson, City Clerk