

Ordinance No. 0-97-4

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:

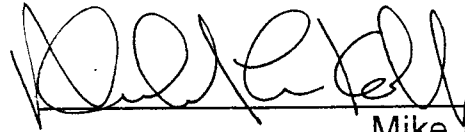
1. All contractors, carpenters, workmen, and repairmen, who offer services for the construction, reconstruction, remodeling, roofing, plumbing, electrical and tree removal work in, on, or around structures must register with the City and meet the requirements of this ordinance prior to offering and or performing any construction work.
2. Any and all contractors, carpenters, workmen, repairmen, etc. must provide the following in order to be placed on the City's approved contractor list for said work:

- a. An irrevocable letter of credit in the amount of \$10,000 made out to the City of Arkadelphia, or a \$10,000 license and permit bond with the City of Arkadelphia named as obligee be filed with the city.
 - b. Proof of currently in force Arkansas Workers' Compensation Insurance that complies with Arkansas State Law or exemption therefrom, and
 - c. Proof of a General Liability Insurance applicable to operations being conducted in the State of Arkansas with minimum limits of \$500,000 for bodily injury and/or property damage for any one occurrence, and
 - d. 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 for a period of one year from the date of completion of the work.
3. After all these requirements have been met by the contractor, the City will issue 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. This ordinance does not apply to work of a cosmetic nature such as painting, floor covering and wall covering.
 6. All contractors carpenters, workmen, repairmen, etc. are required to register with the city annually.

7. 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.
8. Ordinance # 0-97-3 is hereby repealed, however, those individuals and firms that complied with 0-97-3 will not be required to register until annual renewal time on or before their anniversary date.
9. Due to the devastating tornado of March 1, 1997, and the need to protect the citizens from unfair trade practices, an emergency is declared and this ordinance shall be in full force and effect from and after its passage.

Passed and approved this 13th day of March, 1997.

FOR THE CITY of ARKADELPHIA



Mike Kolb, Mayor

ATTEST:



Nancy Anderson, City Clerk