

ORDINANCE NO. 0-98-10

AN ORDINANCE REQUIRING ALL CONTRACTORS, CARPENTERS, WORKMEN, REPAIRMEN, ETC., WHO OFFER SERVICES FOR THE CONSTRUCTION, RECONSTRUCTION, REMODELING, ROOFING, PLUMBING, HVAC, AND ELECTRICAL WORK 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 desires to offer assurances to the citizens of the City about the reliability of contractors and workmen offering construction services, and

WHEREAS, the State of Arkansas has certain requirements for workers' compensation insurance and for the licensing of plumbers, electricians, HVAC contractors and other general contractors performing work of a value over \$20,000, and

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

NOW THEREFORE BE IT ORDAINED:

SECTION 1 - All contractors, carpenters, workmen, and repairmen, who offer services for the construction, reconstruction, remodeling, roofing, plumbing, HVAC and electrical 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.

SECTION 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. A \$10,000 license and permit bond with the City of Arkadelphia named as obligee be filed with the city.
- b. 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, merchantability and fitness for owners' needs for a period of one year from the date of completion of work.
- c. Contractors, workmen, and repairmen that are required to have a state license must present the license at the time of registration with the City.

SECTION 3 - After all these requirements have been met by the person or firm offering services, the City will issue a permit authorizing them to provide their services in the City.

SECTION 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 00 for each day the contractor, carpenter, workman, and repairman is in violation and shall be prosecuted to the full extent of the law.

SECTION 5 - This ordinance does not apply to work of a cosmetic nature such as painting, floor covering and wall covering nor does it apply to any contractor, carpenter, workmen or repairman who is performing services in the City that do not require a permit from the City to perform said work.

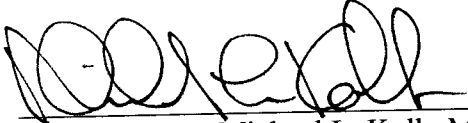
SECTION 6 - All contractors, carpenters, workmen, repairmen, etc. are required to register with the City annually and to pay an annual fee of \$20.

SECTION 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.

SECTION 8 - Ordinance #0-97-4 is hereby repealed, however those individuals and firms that complied with 0-97-4 will not be required to register until annual renewal time on or before their anniversary date.

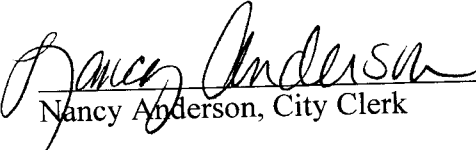
SECTION 9 - The need to protect citizens from unfair trade practices has abated and in an effort to return to normal practices to protect both citizens and contractors an emergency is declared and this ordinance shall be in full force and effect from and after its passage.

PASSED AND APPROVED this 4th day of June 1998.



Michael L. Kolb, Mayor

ATTEST:



Nancy Anderson, City Clerk