

REGULAR CALLED MEETING BOARD OF DIRECTORS

Boardroom

November 1, 2022

5:30 p.m.

AGENDA

1. Call to Order Mayor Byrd
2. Invocation
3. Approval of Board Minutes from October 18, 2022 – Mayor Byrd
4. Third Reading and Adoption of Ordinance Water Rates – Gary Brinkley
5. Third Reading and Adoption of Ordinance Waste Water Rates – Gary Brinkley
6. Approval of Change Order #1 for Water/Sewer to Supersite – Gary Brinkley
7. Second Reading of Ordinance to Adopt NFPA 70 National Electrical Code 2020 & Annex 1 Electrical Technical Codes – Gary Brinkley
8. Health Insurance Rate Increase – Gary Brinkley
9. City Manager's Report – Gary Brinkley
10. Routine Business – Mayor Byrd
11. Adjournment – Mayor Byrd

Regular Meeting: Citizens speaking to the Board of Directors shall have a speaking time limit of **10 minutes**. The Board of Directors may ask follow up questions which may extend the time limit.

Open Session Forum: Speaking time limit is **5 minutes** a speaker may not yield his or her time to another speaker

**REGULAR CALLED MEETING
BOARD OF DIRECTORS**

Board Room

October 18, 2022

5:30 P.M.

MEMBERS:

Taylor Chaney, *Ward 1 Director*
Chris Porter, *Ward 2 Director*
Keith Crews, *Ward 3 Director*
Reo Cummings, *Ward 4 Director*
Jason Jones, *Ward 5 Director (absent)*
Roland Gosey, *Assistant Mayor*
Scott Byrd, *Mayor*

OTHERS:

Gary Brinkley, *City Manager*
Samantha Roybal, *City Clerk*

CALL TO ORDER

The Mayor called the meeting to order at 5:30 p.m.

The Mayor announced a quorum was present.

INVOCATION

Director Cummings

APPROVAL OF BOARD MINUTES FROM OCTOBER 4, 2022

A motion was made by Director Cummings, seconded by Director Chaney to approve the minutes from the October 4, 2022 Board Meeting.

The motion passed on a roll call vote and the vote was as follows:

Taylor Chaney	“Aye”	Roland Gosey	“Aye”
Chris Porter	“Aye”	Jason Jones	“Absent”
Reo Cummings	“Aye”	Mayor Byrd	“Aye”
Keith Crews	“Aye”		

PRESENTATION OF ASSISTANT CHIEF

Mr. Brinkley & Fire Chief Hunt presented Assistant Fire Chief Andy Neel with his new Assistant Chief pins & jacket.

PROCLAMATION FOR CHAMBER OF COMMERCE WEEK

Nikki Chandler from the Arkadelphia Chamber of Commerce expressed her appreciation for the partnership between the City of Arkadelphia and the Commerce.

PROCLAMATION FOR NATIONAL FRIENDS OF LIBRARIES WEEK

A proclamation was issued for National Friends of Libraries week.

UPDATED POLICE DEPARTMENT TAKE-HOME VEHICLE POLICY

Mr. Brinkley and Police Chief Jason Jackson requested the Board amend the current policy on take home vehicles. The current policy states that officers may take home their vehicles if they live within 15 miles of the city limits. The amendment to the policy would state: officers may take home their vehicles provided, they live in the county or within 25 miles from the city limits of Arkadelphia.

A motion was made by Director Porter, seconded by Director Chaney to adopt the ordinance.

The motion passed on a roll call vote and the vote was as follows:

Taylor Chaney	“Aye”	Roland Gosey	“Aye”
Chris Porter	“Aye”	Jason Jones	“Absent”
Reo Cummings	“Aye”	Mayor Byrd	“Aye”
Keith Crews	“Aye”		

CONSIDERATION OF ORDINANCE TO SETTING WATER RATES

The Mayor called for the City Clerk to read the ordinance, title only.

The City Clerk read the Ordinance, title only.

A motion was made by Director Chaney seconded by Director Crews to place the Ordinance on its third reading, title only.

The motion passed on a roll call vote and the vote was as follows:

Taylor Chaney	“Aye”	Roland Gosey	“Aye”
Chris Porter	“Aye”	Jason Jones	“Absent”
Reo Cummings	“Aye”	Mayor Byrd	“Aye”
Keith Crews	“Aye”		

CONSIDERATION OF ORDINANCE TO SETTING WASTEWATER RATES

The Mayor called for the City Clerk to read the ordinance, title only.

The City Clerk read the Ordinance, title only.

A motion was made by Director Chaney seconded by Director Porter to place the Ordinance on its third reading, title only at the next meeting.

The motion passed on a roll call vote and the vote was as follows:

Taylor Chaney	“Aye”	Roland Gosey	“Aye”
Chris Porter	“Aye”	Jason Jones	“Absent”
Reo Cummings	“Aye”	Mayor Byrd	“Aye”
Keith Crews	“Aye”		

CONSIDERATION OF APPROVAL AWOS AGREEMENT WITH FFA

Mr. Brinkley requested the Board approve the agreement with the FAA for the installation of the AWOS in the new terminal building at the estimated cost of \$7,142.81.

A motion was made by Director Chaney seconded by Director Cummings to approve the AWOS agreement with FAA in the estimated amount of \$7,142.81.

The motion passed on a roll call vote and the vote was as follows:

Taylor Chaney	“Aye”	Roland Gosey	“Aye”
Chris Porter	“Aye”	Jason Jones	“Absent”
Reo Cummings	“Aye”	Mayor Byrd	“Aye”
Keith Crews	“Aye”		

CONSIDERATION OF REAL ESTATE PURCHASE

Mr. Brinkley requested the Board approve a sealed bid not-to-exceed the amount of \$100,000.00 for the piece of property west of Millcreek & North 15th which is owned by Henderson State University. The property, if bid accepted, would be for a future dog park.

A motion was made by Director Crews seconded by Director Porter to approve a sealed bid not exceeding the amount of \$100,000.00 for the piece of property west of Millcreek & North 15th

The motion passed on a roll call vote and the vote was as follows:

Taylor Chaney	“Aye”	Roland Gosey	“Aye”
Chris Porter	“Aye”	Jason Jones	“Absent”
Reo Cummings	“Aye”	Mayor Byrd	“Aye”
Keith Crews	“Aye”		

PUBLIC HEARING FOR ADOPTION OF NFPA 70 NATIONAL ELECTRICAL CODE 5:33 P.M. – 5:35 P.M.

CONSIDERATION OF ORDINANCE TO ADOPT TECHNICAL CODE 70 NATIONAL ELECTRICAL CODE

Mr. Brinkley requested the Board place the Ordinance on its first reading, excluding charts. This is in keeping with past readings of technical code ordinances.

A motion was made by Assistant Mayor Gosey seconded by Director Crews to place the Ordinance on its first reading.

The motion passed on a roll call vote and the vote was as follows:

Taylor Chaney	“Aye”	Roland Gosey	“Aye”
Chris Porter	“Aye”	Jason Jones	“Absent”
Reo Cummings	“Aye”	Mayor Byrd	“Aye”
Keith Crews	“Aye”		

The Mayor called for the City Clerk to read the Ordinance.

The City Clerk read the Ordinance.

A motion was made by Director Chaney seconded by Director Cummings to place the Ordinance on its second reading, title only.

The motion passed on a roll call vote and the vote was as follows:

Taylor Chaney	“Aye”	Roland Gosey	“Aye”
Chris Porter	“Aye”	Jason Jones	“Absent”
Reo Cummings	“Aye”	Mayor Byrd	“Aye”
Keith Crews	“Aye”		

CITY MANAGER’S REPORT

October 18, 2022

- Work on the Christmas display in Town Square is taking hold. We recognize there is a wonderful opportunity for Arkadelphia to own Christmas in SW Arkansas. Welcome to Yule Love Christmas in Arkadelphia. The image is that of a hallmarkish movie set and the name is Prancer’s Plaza! It will be open from December 1st - January 1st. You will have the opportunity to hear choral groups, meet Santa, have numerous photo opportunities in the village, have movie night, and on and on. We are really pleased with how the community has come together with the participation from the Chamber, and Downtown Association and we are proud to announce the A&P Commission is the title sponsor for the event. More details to follow.
- It has been an arduous legal process to get the easements for the Haddock Street and Henderson Street drainage projects right. That was completed last week.

- I was able to attend a conference at U of Arkansas with professors from HSU and OBU hosted by the Office of Entrepreneurship and Innovation. As you'd expect, UofA is doing great things to create an environment where entrepreneurs can incubate business concepts and develop programs and products. We can have our proportionate share of that. We will be working with the universities, chamber, and others to help start that process.
- Thank you to those who were able to attend the Veolia groundbreaking ceremony last Wednesday. Veolia is making a significant investment in its facilities that will have a long-term positive economic impact on our community.
- Thank you to those who were able to attend the ArDOT Ground Breaking Ceremony on Friday. Hearing about the \$60 million dollar improvement is amazing. We have already seen a positive impact from the planned work with the corner of Pine & 10th being nearly completely reconfigured.
- Staff will be attending the Career Exploration Day event tomorrow to discuss municipal careers with Juniors and Seniors from local high schools.
- Our congratulations to The Greater Tate Temple. It was a pleasure to attend their Ribbon Cutting yesterday and get a tour of the building. It is a phenomenal facility for worship and serving the community.

Dates to Remembers:

- City-wide Halloween Trick or Treat at Town Square begins at 5:00 pm on Halloween. This is a joint event hosted by the city of Arkadelphia, the Chamber of Commerce, and the Downtown Arkadelphia Assoc.
- The Feaster Trail Sign Reveal is scheduled for Tuesday, November 1st at 9 am at the Baptist Health trailhead on Twin Rivers Drive.

ROUTINE BUSINESS

Taylor Chaney, Ward 1 – Nothing.

Chris Porter, Ward 2 – He congratulated Andy Neel on his promotion to Assistant Fire Chief.

Keith Crews, Ward 3 – He inquired about the progress of Feaster Trail.

Reo Cummings, Ward 4 – He expressed his concern about the debris in the ditches on Clark Street.

Jason Jones, Ward 5 – Absent.

Roland Gosey, Assistant Mayor – He expressed his concern about children playing in an abandoned mobile home on 1626 Logan Street.

Scott Byrd, Mayor – He thanked the staff for their efforts in communicating with the public and business owners during the drainage work done on Caddo street. He mentioned it was a good football weekend.

ADJOURNMENT

There being no further business to discuss, Director Crews made the motion, seconded by Director Cummings to adjourn. **The motion passed unanimously, and the meeting adjourned at 6:10 p.m.**

Scott Byrd, Mayor

Samantha Roybal, City Clerk

ADDITIONAL ATTENDEES

Jason Hunt
Nikki Chandler
Julie Lacy
Jason Jackson
Andy Neel
DeAnna Graves
Lewis A. Shepherd, Jr.
Joyce Johnson
Nancy Hall



MEMORANDUM

To: Mayor Byrd & Board of Directors
From: Gary Brinkley, City Manager
Date: October 27, 2022
Re: Water Rate Ordinance

A handwritten signature in blue ink, appearing to read 'Gary Brinkley', is positioned to the right of the 'From:' and 'Date:' fields.

Following the third reading, title only, staff recommends you adopt the Ordinance.

Thank you.

AN ORDINANCE ESTABLISHING RATES TO BE CHARGED FOR WATER FURNISHED BY THE WATERWORKS SYSTEM OF THE CITY OF ARKADELPHIA, ARKANSAS, AND PRESCRIBING OTHER MATTERS RELATING HERETO:

WHEREAS, The City of Arkadelphia, Arkansas Water Department has operated and maintained the water system and provided services for over 14 years since the last general rate increase; *and*

WHEREAS, The increases in the cost of operations and maintenance have placed the future of the system in serious financial difficulty; *and*

WHEREAS: The City of Arkadelphia contracted for a rate study that determined the rates necessary for the system to be financially stable; *and*

WHEREAS: the rate study provided a financial model to which the water company will become financially sustainable.

NOW THEREFORE BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE CITY OF ARKADELPHIA, ARKANSAS, THAT:

Section 1. MINIMUM MONTHLY CHARGE -The following monthly rates be and are hereby fixed as rates to be charged for water (first 2,000 gallons) furnished and services provided by the Water Department of the City of Arkadelphia, Arkansas, which rates the City Board of Directors find and declare to be reasonable and necessary minimum rates to be charged beginning January 1 of each year as follows:

Minimum Charge (first 2,000 gallons)

Meter Size	2023	2024	2025	2026	2027
5/8"	\$17.30	\$18.60	\$19.99	\$21.49	\$23.10
3/4"	\$20.66	\$22.21	\$23.88	\$25.67	\$27.59
1"	\$27.22	\$29.26	\$31.46	\$33.82	\$36.35
1-1/2"	\$43.71	\$46.99	\$50.51	\$54.30	\$58.37
2"	\$58.58	\$62.97	\$67.70	\$72.77	\$78.23
3"	\$101.34	\$108.94	\$117.11	\$125.89	\$135.34
4"	\$159.00	\$170.93	\$183.74	\$197.53	\$212.34
6"	\$284.19	\$305.50	\$328.42	\$353.05	\$379.53

Section 2. ADDITIONAL MONTHLY CHARGE - In addition to the minimum monthly charge cited above, the following rates per thousand gallons shall apply to the amount of used water in excess of 2,000 gallons per month.

Amount	2023	2024	2025	2026	2027
Next 8,000 gal.	\$2.16	\$2.26	\$2.38	\$2.50	\$2.62
Next 40,000 gal.	\$1.85	\$1.94	\$2.04	\$2.14	\$2.25
Over 50,000 gal.	\$1.31	\$1.37	\$1.44	\$1.52	\$1.59

The charge for services to premises beyond the Arkadelphia City limits (not within a wholesale customers territory) who purchase from the City of Arkadelphia, Arkansas Water Department, shall be charged a rate 25% greater than the charges shown above.

Section 2.1 WHOLESALE CUSTOMER CHARGES – Those systems who are wholesale customers to the City of Arkadelphia, Arkansas Water Department shall be charged rates as follows:

Water System	2023	2024	2025	2026	2027
River Valley	\$2.00	\$2.10	\$2.21	\$2.32	\$2.43
Caddo Valley	\$2.00	\$2.10	\$2.21	\$2.32	\$2.43
Country Water	\$2.00	\$2.10	\$2.21	\$2.32	\$2.43
Gum Springs	\$2.00	\$2.10	\$2.21	\$2.32	\$2.43

Section 3. A monthly fee of \$0.40 per meter will be assessed for the Federal Safe Drinking Water Act for water analysis by the Arkansas Department of Health.

Section 4. The effective date of this ordinance shall be January 1, 2023.

Section 5. This Ordinance shall amend Ordinance O-01-11, O-09-03 and any other ordinance in conflict herewith. All other provisions of the ordinances with respect to the operation of the Water Department of the City of Arkadelphia remain as previously enacted.

Section 6. The rates established hereby shall never be reduced below an amount sufficient to provide the operation, maintenance, and depreciation of the water system for the payment of the water system portion of the principal and interest on current bonds, and on bonds that may be issued in the future, and when necessary, said increased to prove sufficient funds for these requirements.

Section 7. The provisions of this Ordinance are separable, and if any portion, section, provision or phrase of this Ordinance shall be declared invalid or unconstitutional, such action shall not affect the validity of the remainder of this Ordinance.

PASSED AND ENACTED THIS _____ day of December 2022.

APPROVED: _____

Mayor Scott Byrd

ATTEST: _____

Samantha Roybal, City Clerk



MEMORANDUM

To: Mayor Byrd & Board of Directors
From: Gary Brinkley, City Manager
Date: October 27, 2022
Re: Wastewater Rate Ordinance

A handwritten signature in green ink, appearing to be 'G. Brinkley', is written over the 'From:' and 'Date:' lines of the memorandum.

Following the third reading, title only, staff recommends you adopt the Ordinance.

Thank you.

ORDINANCE O-22-_____

AN ORDINANCE ESTABLISHING THE RATES FOR SERVICES TO BE FURNISHED BY THE SEWER SYSTEM OF THE CITY OF ARKADELPHIA, ARKANSAS, AND FOR OTHER PURPOSES.

BE IT ORDAINED BY THE CITY BOARD OF DIRECTORS OF THE CITY OF ARKADELPHIA, ARKANSAS:

ARTICLE I

Section 1. General – The City hereby establishes as rates for sewer services furnished by the City’s system, which the Board of Directors finds and declares to be reasonable and necessary, to be charged to all users who contribute wastewater to Arkadelphia, Arkansas treatment works. The proceeds of such charges so delivered will be for the purpose of operation and maintenance, including replacement (OM&R), the public wastewater treatment works. (Replacement is defined as expenditures for obtaining and installing equipment, accessories or appurtenances during the useful life of the treatment works necessary to maintain the capacity and performance for which they were designed and constructed)

All users of the municipally owned wastewater treatments systems shall be charged monthly as follows, beginning January 1, 2023:

Sewer rates generally

Usage/base rate	2023	2024	2025	2026	2027
0-2000 gallons	\$10.40	\$10.91	\$11.46	\$12.03	\$12.64
Next 8,000 gal. (per 1000 gal.)	\$3.11	\$3.27	\$3.43	\$3.60	\$3.78
Next 40,000 gal. (per 1000 gal.)	\$2.60	\$2.73	\$2.86	\$3.01	\$3.16
Next 100,000 gal. (per 1000 gal.)	\$2.08	\$2.18	\$2.29	\$2.41	\$2.53
Next 350,000 gal. (per 1000 gal.)	\$1.30	\$1.36	\$1.43	\$1.50	\$1.58
Over 500,000 gal. (per 1000 gal.)	\$1.16	\$1.21	\$1.27	\$1.34	\$1.40

In the case of users not on a metered basis, the Utility Manager shall establish water consumption based on the non-metered user with a metered user of a similar class.

All users shall be classified by the City of Arkadelphia as residential, commercial, or industrial.

Section 2. Excessive Strength – For any user, when the BOD exceeds 250 mg/l, the suspended solids exceed 250mg/l, or when other pollutant concentrations exceed the range of concentration of these pollutants in normal domestic sewage, a surcharge will be added to the basic charge. This surcharge shall be calculated by the following formula:

$$Cs = (Bc (B) + SC (S) + PC (P)) Vu$$

Symbols and definitions:

- Cs = A surcharge for wastewater of excessive strength
- BC= O&M Cost for treatment unity of biochemical oxygen demand (BOD)
- B = Concentration of BOD from a user above the base level
- Sc = O&M cost for treatment of a unit of any pollutant
- S = Concentration of suspended solids (SS) from a user above a base level
- Pc – O&M cost for treatment of a unit of any pollutant
- P= Concentration of any pollutant from a user above a base level
- Vu = Volume of concentration from a user per unit of time

The City also has the right to require pretreatment should it be determined that high concentrations of pollutants may adversely affect wastewater treatment.

Section 3. Charges for Extraneous Flow – The cost of operations and maintenance for all flows not directly attributable to users (such as Infiltration/Inflow) shall be distributed among users on the same basis as operation and maintenance charges.

Section 4. Toxic Pollutants Charges – Each user that discharges any toxic pollutants which cause an increase in the cost of managing the effluent or sludge of the treatment works shall pay for such incurred costs.

Section 5. User Charge Computations – Monthly user charges shall be computed based upon the number of thousands of gallons of water purchased times the rates presented above.

Section 6. Billing – Users will be billed on a monthly basis with payment due by the 10th day of the month following the date of billing. Users on metered water service will be billed on the same notice as water charges and will be designated as a separate entry. Users of the wastewater system not on metered water service will be billed monthly on individual notice for wastewater services as the rate established by the Utility Manager.

Section 7. Records – A financial management system will be maintained by the City of Arkadelphia, Arkansas to document compliance with Federal and State regulations. The system will account for all revenues generated and expenditures for operations, maintenance and replacement.

ARTICLE II

Section 1. Review and Revision - The user charge ordinance shall be reviewed not less often than every year regarding the wastewater contribution of users and the sewer classes, the total costs of operation, maintenance and replacement of the treatment works and its approved user charge. The charges for user classes shall be revised to accomplish the following:

1. Maintenance the proportionate distribution of operation and maintenance costs among users and user classes.
2. Generate sufficient revenue to pay the total costs necessary to the proper operation and maintenance (including replacement) of the treatment works.
3. Apply excess revenues collected from a class of users to the costs of operation and maintenance attributable to that class for the next year, and rates shall be adjusted accordingly.
4. Revenues from the project (e.g., sale of treatment-related by-product or lease of the land) shall be used to offset the cost of OM&R.

ARTICLE III

Any user who feels his user charge is unjust and inequitably may make a written application to the Arkadelphia Waste and Sewer Committee, requesting a review of his charge. Said written request shall, where necessary, show the actual or estimated average flow and or strength of his wastewater in comparison with the values upon which the charge is based, including how the measurement or estimates were made.

Review of the request shall be made by the Water and Sewer Committee, and if substantiated, the user charges for that user shall be recomputed based on the revised flow and or strength data and the new charges shall be applicable to the next billing cycle.

ARTICLE IV

The user charges shall apply to all charges mailed to consumers the last day of December 2022 for usage that month.

ARTICLE V

All ordinances in conflict herewith are hereby repealed. The invalidity of any section, clause, sentence or provision shall not affect the validity of any other part of this ordinance.

The user charge system shall take precedence over any terms or conditions of agreements or contracts between the City of Arkadelphia, Arkansas, and any other users which are inconsistent with applicable State or Federal regulations regarding user charge systems.

PASSED ON THE _____ DAY OF _____, 2022.

APPROVED:

Scott Byrd, Mayor


ATTEST:

Samantha Roybal, City Clerk



MEMORANDUM

To: Mayor Byrd & Board of Directors
From: Gary Brinkley, City Manager
Date: October 27, 2022
Re: Change Order #1 Water/Sewer Extension to SuperSite



Attached please find Change Order #1 for the Water/Sewer extension south of town.

The change order was initiated by our preference to extend the gravity sewer to the west side of Highway 67 to better provide sewer service to that side of the road in the future. The engineers extended the gravity sewer design to include a concrete manhole on the west side of the road and an 8-inch PVC gravity sewer line under Highway 67 in a 12-inch steel encasement pipe. They have also come to terms with the area land owners on the necessary right of ways to facilitate the construction.

The cost is within the contingent amount of the original budgeted number. Regrettably, we are using most of that budget number up early in the process.

Staff recommends you approve Change Order #1 and direct the City Manager to execute the documentation.

Thank you.

Date of Issuance: _____ Effective Date: _____
 Owner: **Arkadelphia Water Utilities, Arkansas** Owner's P.O. No.: _____
 Contractor: **J.R. Fox Company, Inc.** Contractor's Project No.: _____
 Engineer: **Crist Engineers, Inc.** Engineer's Project No.: **22013**
 Project: **EDCCC Water and Sewer Extensions** Contract Name: **EDCCC Water and Sewer Extensions**

The Contract is modified as follows upon execution of this Change Order:

Description: Adding MH-0 at Sta. 46+88 for future development purposes. Replacing 1-1/2 inch SDR-21 PVC Sewage Force Main with 8-inch SDR-26 Gravity Sewer. Replacing 6-inch Stl. Encasement Pipe – Bored with 16-inch Stl. Encasement Pipe – Bored. Deleting (1) clean-out assembly item.

Attachments: 1. Change Order No. 1 Drawings. 2. Change Order No. 1 Summary, Contractor provided pricing and supporting documents.

CHANGE IN CONTRACT PRICE	CHANGE IN CONTRACT TIMES
Original Contract Price: \$752,015.00	Original Contract Times: Substantial Completion: 120 days Ready for Final Payment: 150 days
Increase (Decrease) from previously approved Change Orders \$00.00	No Change from previously approved Change Orders No. <u>N/A</u> to No. <u>N/A</u> : Substantial Completion: <u>No Change</u> Ready for Final Payment: <u>No Change</u> days
Contract Price prior to this Change Order: \$752,015.00	Contract Times prior to this Change Order: Substantial Completion: <u>120</u> Ready for Final Payment: <u>150</u> days
Increase of this Change Order: \$65,693.60	[Increase] {Decrease} of this Change Order: Substantial Completion: <u>10</u> Ready for Final Payment: <u>10</u> days
Contract Price incorporating this Change Order: \$817,708.60	Contract Times with all approved Change Orders: Substantial Completion: <u>130</u> days Ready for Final Payment: <u>160</u> days days

RECOMMENDED:
By: [Signature]
Project Engineer
Title: Engineer
Date: 10/13/22

ACCEPTED:
By: _____
Owner (Authorized Signature)
Title _____
Date _____

ACCEPTED:
By: [Signature]
Contractor (Authorize
Title Project MGR
Date 10/12/2022



**UTILITY CONTRACTORS
LITTLE ROCK, AR.**

Change Order Request

October 4, 2022

Attention: Omar Alhallak - Project Engineer
Crist Engineers, Inc.

RE: Arkadelphia - EDCCC Water and Sewer Extensions - Change Order 1

Scope of Work: Add 200 LF - 16" Stl. Encasement Bore and Deduct (200 LF) - 6" Stl. Encasement Bore

ITEM	QTY	UNIT	DESCRIPTION	UNIT	TOTAL
12	200	LF	16" Stl. Encasement Pipe - Bored	\$ 407.00	\$ 81,400.00
12	200	LF	6" Stl. Encasement Pipe - Bored (Deduct)	\$ (162.00)	\$ (32,400.00)
6	262	LF	1 1/2" SDR-21 PVC Sewage Force Main	\$ (6.20)	\$ (1,624.40)
15	230	LF	8" SDR-26 PVC Gravity Sewer	\$ 56.00	\$ 12,880.00
9	1	EA	4' Diameter Manhole	\$ 5,197.00	\$ 5,197.00
11	1	EA	Cleanout Assembly	\$ (1,048.00)	\$ (1,048.00)
19	1	LS	Miscellaneous (Additional Bond Cost)	\$ 1,289.00	\$ 1,289.00
					\$ -
TOTAL					\$ 65,693.60

Inclusions: J.R. Fox Company will furnished all labor, material and equipment for the installation of 16" Stl. encasement bore

Exclusisons: Relocation of unknown utilities or sub-surface structures and City, Coutry or State Permits

Respectfully submitted,


Mark Samples
Project Manager

P.O. BOX 7382

LITTLE ROCK, AR 72217

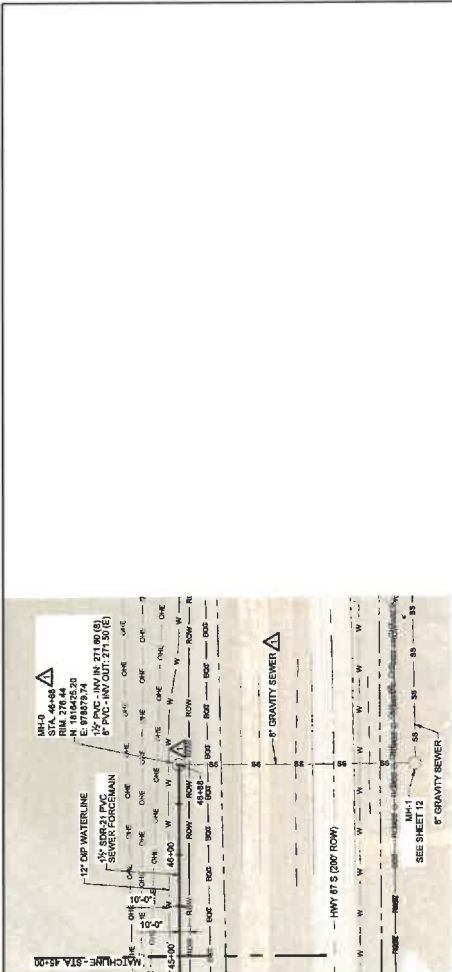
Tel: (501) 944-5240

CHANGE ORDER 1

Items Changed	NUMBER OF UNITS				Unit Price	Amount of Overrun(+) Under-run(-) (This Change)
	Original Contract	By Previous Change Orders	To Be Constructed	Overrun (+) Under-run(-) This Change Order		
Arkadelphia - EDDCCC Water and Sewer Extensions						
Reason For Change						
12	16" Stl. Encasement Bore	-	-	200.0	200	\$ 407.00 \$ 81,400.00
12	6" Stl. Encasement Bore	200		-	(200)	\$ 162.00 \$ (32,400.00)
6	1 1/2" SDR-21 PVC Sewage Force Main	4,950.00		4,688.00	(262)	\$ 6.20 \$ (1,624.40)
15	8" SDR-26 PVC Gravity Sewer	1,400		1,630	230	\$ 56.00 \$ 12,880.00
9	4" Diameter Manhole	5		6	1	\$ 5,197.00 \$ 5,197.00
11	Cleanout Assembly	2.00		1.00	(1)	\$ 1,048.00 \$ (1,048.00)
19	Miscellaneous (Additional Bond Cost)	16,432.00		17,721.00	1	\$ 1,289.00 \$ 1,289.00

CHANGE ORDER REQUESTED

65,693.60



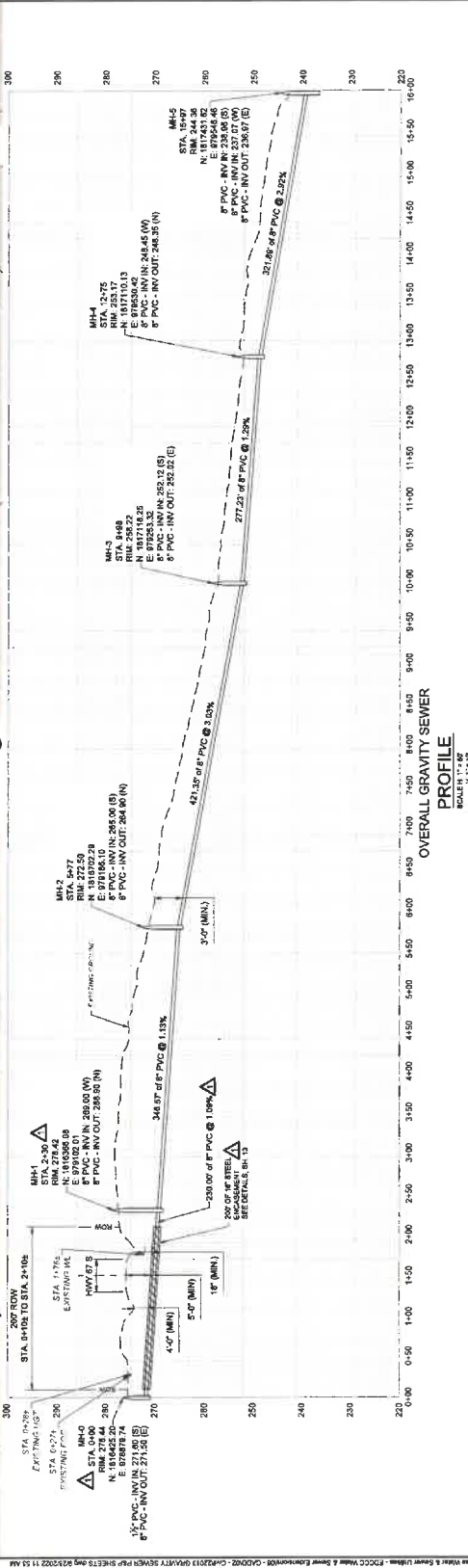
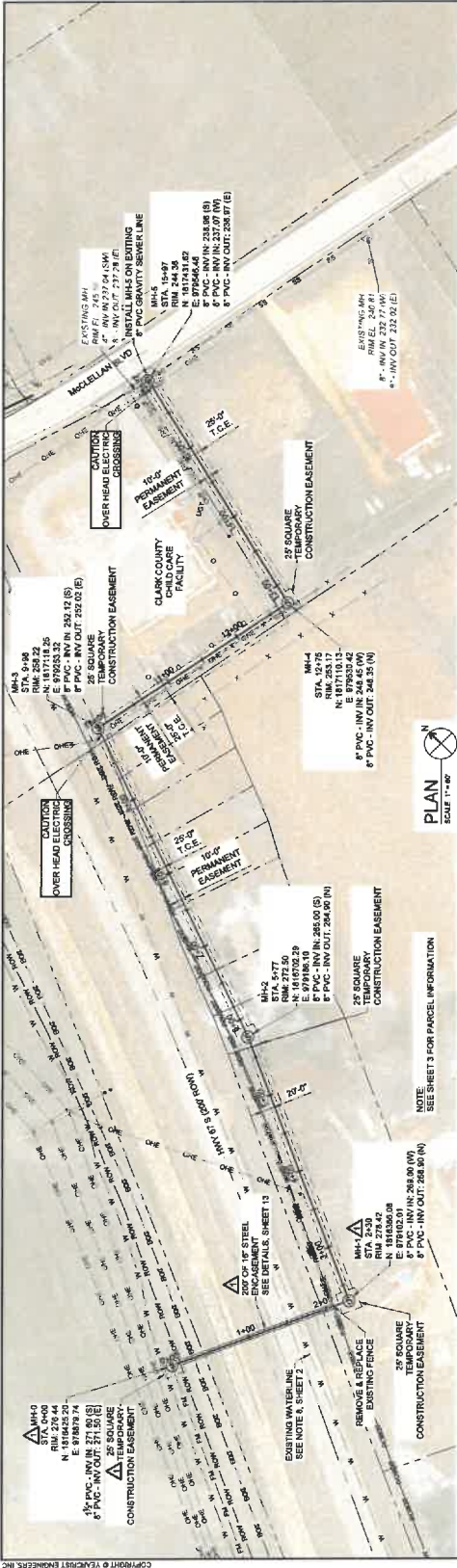
PLAN
SCALE 1"=40'

NOTE:
SEE SHEET 3 FOR PARCEL INFORMATION



PROFILE
SCALE 1"=4' OF

JOB NO 22013 SHEET NO	GUN SPRINGS, ARKANSAS ARKADELPHIA WATER UTILITIES EDCCC WATER & SEWER EXTENSIONS SEWER FORCE MAIN - STA. 45+00 TO 46+88	 CRIST ENGINEERS, INC. CONSULTING ENGINEERS 1115 E. ROCK AVENUE, SUITE 200 GUN SPRINGS, ARKANSAS 72090 PHONE: (501) 684-8200 WWW.CRISTENGINEERS.COM	DESIGNED: JPK CHECKED: SBM DATE: AUG. 2022
			DRAWN: JPK DATE:
C.O. / J.E.E.P.S.: WJC / CA REV. / DATE: /	CHANGE ORDER #1 - NETWORKING DRAWN: C-M-C	REMARKS	11



OVERALL GRAVITY SEWER PROFILE

SCALE: H=1"=20'
V=1"=4'

NO.	DATE	BY	CHKD	REV.	REMARKS

DESIGNED: [blank]

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DATE: AUG. 2022

COPYRIGHT © VEINCENTI ENGINEERS, INC. 12/2022 12/23/23 - ARCADEPHIA WATER & Sewer Utilities - EDCCC Water & Sewer Extensions - CD2022 - CD-22013 GRAVITY SEWER PLAN SHEETS 08/23/2022 11:51 AM



MEMORANDUM

To: Mayor Byrd & Board of Directors 
From: Gary Brinkley, City Manager
Date: October 27, 2022
Re: Ordinance to Adopt NFPA 70 National Electrical Code 2020 & Annex 1

Following the second, reading title only; staff recommends placing the Ordinance on its third reading, title only, at the next scheduled meeting.

Thank you.

ANNEX 1: ADMINISTRATION AND ENFORCEMENT ARTICLE FOR THE NFPA 70®: NATIONAL ELECTRICAL CODE®, 2020 FOR THE CITY OF ARKADELPHIA, ARKANSAS

Annex 1 is part of the requirements of the NFPA 70®: National Electrical Code®, 2020. It is to provide for the administration and enforcement of said code.

1.1 Scope. The following functions are covered:

- (1) The inspection of electrical installations as covered by 90.2
- (2) The investigation of fires caused by electrical installations
- (3) The review of construction plans, drawings, and specifications for electrical systems
- (4) The design, alteration, modification, construction, maintenance, and testing of electrical systems and equipment
- (5) The regulation and control of electrical installations at special events including but not limited to exhibits, trade shows, amusement parks, and other similar special occupancies

1.2 Definitions.

Authority Having Jurisdiction (AHJ). An organization, office or individual responsible for enforcing the requirements of a code or standard, or for approving equipment, materials, an installation, or a procedure.

Chief Electrical Inspector. An electrical inspector who either is the authority having jurisdiction or is designated by the authority having jurisdiction and is responsible for administering the requirements of this *Code*.

Electrical Inspector. An individual authorized by the authority having jurisdiction to perform electrical inspections.

1.3 Purpose. The purpose of this article shall be to provide requirements for administration and enforcement of the *National Electrical Code*®.

1.4 Title. The title of this *Code* shall be NFPA 70®, *National Electrical Code*®, of the National Fire Protection Association. The short title of this *Code* shall be the *NEC*®.

1.5 Application.

- A. New Installations.** This *Code* applies to new installations. Buildings with construction permits dated after adoption of this *Code* shall comply with its requirements.
- B. Existing Installations.** Existing electrical installations that do not comply with the provisions of this *Code* shall be permitted to be continued in use unless the authority having jurisdiction determines that the lack of

conformity with this *Code* presents an imminent danger to occupants. Where changes are required for correction of hazards, a reasonable amount of time shall be given for compliance, depending on the degree of the hazard.

- C. Additions, Alterations, or Repairs.** Additions, alterations, or repairs to any building, structure, or premises shall conform to that required of a new building without requiring the existing building to comply with all the requirements of this *Code*. Additions, alterations, installations, or repairs shall not cause an existing building to become unsafe or to adversely affect the performance of the building as determined by the authority having jurisdiction. Electrical wiring added to an existing service, feeder, or branch circuit shall not result in an installation that violates the provisions of the *Code* in force at the time the additions are made.

1.6 Occupancy of Building or Structure.

- A. New Construction.** No newly constructed building shall be occupied in whole or in part in violation of the provisions of this *Code*.
- B. Existing Buildings.** Existing buildings that are occupied at the time of adoption of this *Code* shall be permitted to remain in use provided the following conditions apply:

- (1) The occupancy classification remains unchanged
- (2) There exists no condition deemed hazardous to life or property that would constitute an imminent danger

1.7 Authority. Where used in this article, the term *authority having jurisdiction* shall include, the chief electrical inspector or other individuals designated by the governing body. This *Code* shall be administered and enforced by the authority having jurisdiction designated by the governing authority as follows:

- (1) The authority having jurisdiction shall be permitted to render interpretations of this *Code* in order to provide clarification to its requirements, as permitted by 90.4.
- (2) When the use of any electrical equipment or its installations is found to be dangerous to human life or property, the authority having jurisdiction shall be empowered to have the premises disconnected from its source of electric supply. When such equipment or installation has been so

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- condemned or disconnected, a notice shall be placed thereon listing the causes for the condemnation, the disconnection, or both and the penalty under 1.12 for the unlawful use thereof. Written notice of such condemnation or disconnection and the causes therefore shall be given within 24 hours to the owners, the occupant, or both, of such building, structure, or premises. It shall be unlawful for any person to remove said notice, to reconnect the electric equipment to its source of electric supply, or to use or permit to be used electric power in any such electric equipment until such causes for the condemnation or disconnection have been remedied to the satisfaction of the inspection authorities.
- (3) The authority having jurisdiction shall be permitted to delegate to other qualified individuals such powers as necessary for the proper administration and enforcement of this *Code*.
- (4) Police, fire, and other enforcement agencies shall have authority to render necessary assistance in the enforcement of this *Code* when requested to do so by the authority having jurisdiction.
- (5) The authority having jurisdiction shall be authorized to inspect, at all reasonable times, any building or premises for dangerous or hazardous conditions or equipment as set forth in this *Code*. The authority having jurisdiction shall be permitted to order any person(s) to remove or remedy such dangerous or hazardous condition or equipment. Any person(s) failing to comply with such order shall be in violation of this *Code*.
- (6) Where the authority having jurisdiction deems that conditions hazardous to life and property exist, he or she shall be permitted to require that such hazardous conditions in violation of this *Code* be corrected.
- (7) To the full extent permitted by law, any authority having jurisdiction engaged in inspection work shall be authorized at all reasonable times to enter and examine any building, structure, or premises for the purpose of making electrical inspections. Before entering a premises, the authority having jurisdiction shall obtain the consent of the occupant thereof or obtain a court warrant authorizing entry for the purpose of inspection except in those instances where an emergency exists. As used in this section, *emergency* means circumstances that the authority having jurisdiction knows, or has reason to believe, exist and that reasonably can constitute immediate danger to persons or property.
- (8) Persons authorized to enter and inspect buildings, structures, and premises as herein set forth shall be identified by proper credentials issued by this governing authority.
- (9) Persons shall not interfere with an authority having jurisdiction carrying out any duties or functions prescribed by this *Code*.
- (10) Persons shall not use a badge, uniform, or other credentials to impersonate the authority having jurisdiction.
- (11) The authority having jurisdiction shall be permitted to investigate the cause, origin, and circumstances of any fire, explosion, or other hazardous condition.
- (12) The authority having jurisdiction shall be permitted to require plans and specifications to ensure compliance with this *Code*.
- (13) Whenever any installation subject to inspection prior to use is covered or concealed without having first been inspected, the authority having jurisdiction shall be permitted to require that such work be exposed for inspection. The authority having jurisdiction shall be notified when the installation is ready for inspection and shall conduct the inspection within two City of Arkadelphia business days.
- (14) The authority having jurisdiction shall be permitted to order the immediate evacuation of any occupied building deemed unsafe when such building has hazardous conditions that present imminent danger to building occupants.
- (15) The authority having jurisdiction shall be permitted to waive specific requirements in this *Code* or permit alternative methods where it is assured that equivalent objectives can be achieved by establishing and maintaining effective safety. Technical documentation shall be submitted to the authority having jurisdiction to demonstrate equivalency and that the system, method, or device is approved for the intended purpose.
- (16) Each application for a waiver of a specific electrical requirement shall be filed with the

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authority having jurisdiction and shall be accompanied by such evidence, letters, statements, results of tests, or other supporting information as required to justify the request. The authority having jurisdiction shall keep a record of actions on such applications, and a signed copy of the authority having jurisdiction's decision shall be provided for the applicant.

1.8 Board of Appeals.

A. Creation of the Board of Appeals. A local regulatory authority may establish a Board known as the Board of Appeals.

B. Appointments. The board shall be appointed by the applicable governing body.

(1) Members of the Board shall be chosen in a manner to reflect a balanced representation of individuals or organizations qualified by experience and training to address matters pertaining to electrical installations. A member shall not act in a case in which he has a personal or financial interest. Voting members shall not be employees of the authority having jurisdiction. The Chair of the Board shall be elected by the Board membership.

(2) The Chief Electrical Inspector in the jurisdiction adopting this Article shall be the non-voting secretary of the Board. Where the Chief Electrical Inspector of a local municipality serves a Board at a state level, he or she shall be permitted to serve as a voting member of the Board.

(3) The board may consist of not fewer than five voting members. Board members may be selected from the following:

- a) Chief Electrical Inspector from a local government (for State Board only)
- b) An electrical contractor operating in the jurisdiction
- c) A licensed professional engineer engaged primarily in the design or maintenance of electrical installations
- d) A journeyman electrician

(4) Additional membership may be selected from the following:

- a) A master (supervising) electrician
- b) The Fire Marshal (or Fire Chief)
- c) A representative of the property/casualty insurance industry

- d) A representative of an electric power utility operating in the jurisdiction
- e) A representative of electrical manufacturers primarily and actively engaged in producing materials, fittings, devices, appliances, luminaries (fixtures), or apparatus used as part of or in connection with electrical installations
- f) A member of the labor organization that represents the primary electrical workforce
- g) A member from the public who is not affiliated with any other designated group
- h) A representative of a telecommunications utility operating in the jurisdiction

C. Terms. The terms of office of the board members shall be staggered so that no more than one-third of the board is appointed or replaced in any 12-month period. The two alternates may serve one-year terms. Continued absence of any member from required meetings of the board shall, at the discretion of the applicable governing body, render any such member subject to immediate removal from office.

D. Quorum. A quorum as established by the Board operating procedures shall be required to conduct Board business. The Board shall hold such meetings as necessary to carry out the purposes of this article. The Chair or a majority of the members of the Board shall have the authority to call meetings of the Board.

E. Appeals.

(1) Review of Decisions. Any person, firm, or corporation may register an appeal with the Board for a review of any decision of the Chief Electrical Inspector or of any Electrical Inspector; provided that such appeal is made in writing within fifteen (15) days after such person, firm, or corporation shall have been notified. The board shall meet within 30 calendar days after notice of appeal has been received. The Chief Electrical Inspector shall mail a copy of the decision to the appellant within fifteen (15) days of the board's decision.

(2) Conditions. Any person shall be permitted to appeal a decision of the authority having jurisdiction to the Board when it is claimed that any one or more of the following conditions exist:

- a) The true intent of the codes or ordinances described in this *Code* has been incorrectly

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- interpreted.
- b) The provisions of the codes or ordinances do not fully apply.
 - c) A decision is unreasonable or arbitrary as it applies to alternatives or new materials.
- (3) Submission of Appeals. A written appeal, outlining the *Code* provision from which relief is sought and the remedy proposed, shall be submitted to the authority having jurisdiction within 15 calendar days of notification of violation.
- F. Meetings and Records.** Meetings and records of the Board shall conform to the following:
- (1) Meetings of the Board shall be open to the public as required by law.
 - (2) Records of meetings of the Board shall be available for review during normal business hours, as required by law.
- 1.9 Records and Reports.** The authority having jurisdiction shall retain records in accordance with (A) and (B).
- (A) Retention.** The authority having jurisdiction shall keep a record of all electrical inspections, including the date of such inspections and a summary of any violations found to exist, the date of the services of notices, and a record of the final disposition of all violations. All required records shall be maintained until their usefulness has been served or as otherwise required by law.
- (B) Availability.** A record of examinations, approvals, and variances granted shall be maintained by the authority having jurisdiction and shall be available for public review as prescribed by law during normal business hours.
- 1.10 Permits and Approvals.** Permits and approvals shall conform to (A) through (H).
- A. Application**
- (1) Activity authorized by a permit issued under this *Code* shall be conducted by the permittee or the permittee's agents or employees in compliance with all requirements of this *Code* applicable thereto and in accordance with the approved plans and specifications. No permit issued under this *Code* shall be interpreted to justify a violation of any provision of this *Code* or any other applicable law or regulation. Any addition or alteration of approved plans or specifications shall be approved in advance by the authority having jurisdiction, as evidenced by the issuance of a new or amended permit.
- (2) A copy of the permit shall be posted or otherwise readily accessible at each work site or carried by the permit holder as specified by the authority having jurisdiction.
- B. Content.** Permits shall be issued by the authority having jurisdiction and shall bear the name and signature of the authority having jurisdiction or that of the authority having jurisdiction's designated representative. In addition, the permit shall indicate the following:
- (1) Operation or activities for which the permit is issued
 - (2) Address or location where the operation or activity is to be conducted
 - (3) Name and address of the permittee
 - (4) Permit number and date of issuance
 - (5) Period of validity of the permit
- C. Issuance of Permits.** The authority having jurisdiction shall be authorized to establish and issue permits, certificates, notices, and approvals, or orders pertaining to electrical safety hazards pursuant to 1.12, except that no permit shall be required to execute any of the classes of electrical work specified in the following:
- (1) Replacement of equipment such as lamps and of electric utilization equipment approved for connection to suitable permanently installed receptacles. Replacement of flush or snap switches, fuses, lamp sockets, and receptacles, and other minor maintenance and repair work, such as replacing worn cords and tightening connections on a wiring device
 - (2) The process of manufacturing, testing, servicing, or repairing electric equipment or apparatus
- D. Annual Permits.** In lieu of an individual permit for each installation or alteration, an annual permit may, upon application, be issued by the authority having jurisdiction, to any person, firm, or corporation regularly employing one or more employees for the installation, alteration, and maintenance of electric equipment in or on buildings or premises owned or occupied by the applicant for the permit. Upon application, an

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electrical contractor as agent for the owner or tenant may be issued an annual permit. The applicant shall keep records of all work done, and such records shall be transmitted periodically to the Electrical Inspector.

E. Fees. Any political subdivision that has been provided for electrical inspection in accordance with the provisions of this article may establish fees that shall be paid by the applicant for a permit before the permit is issued.

F. Inspection and Approvals.

(1) Upon the completion of any installation of electrical equipment that has been made under a permit other than an annual permit, it shall be the duty of the person, firm, or corporation making the installation to notify the Electrical Inspector having jurisdiction, who shall inspect the work within a reasonable time.

(2) Where the Inspector finds the installation to be in conformity with the statutes of all applicable local ordinances and all rules and regulations, the Inspector shall issue to the person, firm, or corporation making the installation a certificate of approval, with duplicate copy for delivery to the owner, authorizing the connection to the supply of electricity and shall send written notice of such authorization to the supplier of electric service. When a certificate of temporary approval is issued authorizing the connection of an installation, such certificates shall be issued to expire at a time to be stated therein and shall be revocable by the Electrical Inspector for cause.

(3) When any portion of the electrical installation within the jurisdiction of an Electrical Inspector is to be hidden from view by the permanent placement of parts of the building, the person, firm, or corporation installing the equipment shall notify the Electrical Inspector, and such equipment shall not be concealed until it has been approved by the Electrical Inspector or until two City of Arkadelphia business days have elapsed from the time of such notification, provided that on large installations, where the concealment of equipment proceeds continuously, the person, firm, or corporation installing the equipment shall give the Electrical Inspector due notice in advance, and inspections shall be made periodically during the progress of the work.

(4) At regular intervals, the Electrical Inspector having jurisdiction shall visit all buildings and premises where work may be done under annual permits and shall inspect all electric equipment installed under such permits since the date of the previous inspection. The Electrical Inspector shall issue a certificate of approval for such work as is found to be in conformity with the provisions of this article and all applicable ordinances, orders, rules, and regulations, after payments of all required fees.

(5) If, upon inspection, any installation is found not to be fully in conformity with the provisions of this article, and all applicable ordinances, rules, and regulations, the Inspector making the inspection shall at once forward to the person, firm, or corporation making the installation a written notice stating the defects that have been found to exist.

G. Revocation of Permits. Revocation of permits shall conform to the following:

(1) The authority having jurisdiction shall be permitted to revoke a permit or approval issued if any violation of this *Code* is found upon inspection or in case there have been any false statements or misrepresentations submitted in the application or plans on which the permit or approval was based.

(2) Any attempt to defraud or otherwise deliberately or knowingly design, install, service, maintain, operate, sell, represent for sale, falsify records, reports, or applications, or other related activity in violation of the requirements prescribed by this *Code* shall be a violation of this *Code*. Such violations shall be cause for immediate suspension or revocation of any related licenses, certificates, or permits issued by this jurisdiction. In addition, any such violation shall be subject to any other criminal or civil penalties as available by the laws of this jurisdiction.

(3) Revocation shall be constituted when the permittee is duly notified by the authority having jurisdiction.

(4) Any person who engages in any business, operation, or occupation, or uses any premises, after the permit issued therefore has been suspended or revoked pursuant to the provisions of this *Code*, and before such suspended permit has been reinstated or a new permit issued, shall

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be in violation of this *Code*.

- (5) A permit shall be predicated upon compliance with the requirements of this *Code* and shall constitute written authority issued by the authority having jurisdiction to install electrical equipment. Any permit issued under this *Code* shall not take the place of any other license or permit required by other regulations or laws of this jurisdiction.
- (6) The authority having jurisdiction shall be permitted to require an inspection prior to the issuance of a permit.
- (7) A permit issued under this *Code* shall continue until revoked or for the period of time designated on the permit. The permit shall be issued to one person or business only and for the location or purpose described in the permit. Any change that affects any of the conditions of the permit shall require a new or amended permit.

H. Applications and Extensions. Applications and extensions of permits shall conform to the following:

- (1) The authority having jurisdiction shall be permitted to grant an extension of the permit time period upon presentation by the permittee of a satisfactory reason for failure to start or complete the work or activity authorized by the permit.
- (2) Applications for permits shall be made to the authority having jurisdiction on forms provided by the jurisdiction and shall include the applicant's answers in full to inquiries set forth on such forms. Applications for permits shall be accompanied by such data as required by the authority having jurisdiction, such as plans and specifications, location, and so forth. Fees shall be determined as required by local laws.
- (3) The authority having jurisdiction shall review all applications submitted and issue permits as required. If an application for a permit is rejected by the authority having jurisdiction, the applicant shall be advised of the reasons for such rejection. Permits for activities requiring evidence of financial responsibility by the jurisdiction shall not be issued unless proof of required financial responsibility is furnished.

1.11 Plans Review. Review of plans and specifications shall conform to (A) through (C).

A. Authority. For new construction, modification, or rehabilitation, the authority having jurisdiction shall be permitted to review construction documents and drawings.

B. Responsibility of the Applicant. It shall be the responsibility of the applicant to ensure the following:

- (1) The construction documents include all of the electrical requirements.
- (2) The construction documents and drawings are correct and in compliance with the applicable codes and standards.

C. Responsibility of the Authority Having Jurisdiction. It shall be the responsibility of the authority having jurisdiction to promulgate rules that cover the following:

- (1) Review of construction documents and drawings within established time frames for the purpose of acceptance or to provide reasons for nonacceptance
- (2) Review and approval by the authority having jurisdiction shall not relieve the applicant of the responsibility of compliance with this *Code*.
- (3) Where field conditions necessitate any substantial change from the approved plan, the authority having jurisdiction shall be permitted to require that the corrected plans be submitted for approval.

1.12 Notice of Violations, Penalties. Notice of violations and penalties shall conform to (A) and (B).

A. Violations.

- (1) Whenever the authority having jurisdiction determines that there are violations of this *Code*, a written notice shall be issued to confirm such findings.
- (2) Any order or notice issued pursuant to this *Code* shall be served upon the owner, operator, occupant, or other person responsible for the condition or violation, either by personal service or mail or by delivering the same to, and leaving it with, some person of responsibility upon the premises. For unattended or abandoned locations, a copy of such order or notice shall be posted on the premises in a conspicuous place at

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or near the entrance to such premises and the order or notice shall be mailed by registered or certified mail, with return receipt requested, to the last known address of the owner, occupant, or both.

B. Penalties.

- (1) Any person who fails to comply with the provisions of this *Code* or who fails to carry out an order made pursuant to this *Code* or violates any condition attached to a permit, approval, or certificate shall be subject to the penalties established by this jurisdiction.
- (2) Failure to comply with the time limits of an abatement notice or other corrective notice issued by the authority having jurisdiction shall result in each day that such violation continues being regarded as a new and separate offense.
- (3) Violation of any provision of this article or any code provision of the NEC 2017 is hereby declared to be a misdemeanor, punishable by a fine up to \$1,000.00 and imprisonment in the county jail for a maximum of one year with each day the codes are not complied with being a separate violation.

1.13 Connection to Electricity Supply. Connections to the electric supply shall conform to (A) through (E).

- A. Authorization.** Except where work is done under an annual permit and except as otherwise provided in 1.13, it shall be unlawful for any person, firm, or corporation to make connection to a. supply of electricity or to supply electricity to any electric equipment installation for which a permit is required or that has been disconnected or ordered to be disconnected.
- B. Special Consideration.** By special permission of the authority having jurisdiction, temporary power shall be permitted to be supplied to the premises for specific needs of the construction project. The authority having jurisdiction shall determine what needs are permitted under this provision.
- C. Notification.** If, within two City of Arkadelphia business days after the Electrical Inspector is notified of the completion of an installation of electric equipment, other than a temporary approval installation, the Electrical Inspector has neither authorized connection nor disapproved

the installation, the supplier of electricity is authorized to make connections and supply electricity to such installation.

- D. Other Territories.** If an installation or electric equipment is located in any territory where an Electrical Inspector has not been authorized or is not required to make inspections, the supplier of electricity is authorized to make connections and supply electricity to such installations.
- E. Disconnection.** Where a connection is made to an installation that has not been inspected, as outlined in the preceding paragraphs of this section, the supplier of electricity shall immediately report such connection to the Chief Electrical Inspector. If, upon subsequent inspection, it is found that the installation is not in conformity with the provisions of this article, the Chief Electrical Inspector shall notify the person, firm, or corporation making the installation to rectify the defects and, if such work is not completed within fifteen (15) City of Arkadelphia business days or a longer period as may be specified by the authority having jurisdiction, the authority having jurisdiction shall have the authority to cause the disconnection of that portion of the installation that is not in conformity.

1.14 Liability for Damages. This article shall not be construed to affect the responsibility or liability of any party owning, designing, operating, controlling, or installing any electric equipment for damages to persons or property caused by a defect therein, nor shall the City of Arkadelphia or any of its employees be held as assuming any such liability by reason of the inspection, reinspection, or other examination authorized.

1.15 Validity. If any section, subsection, sentence, clause, or phrase of this article is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this article.

1.16. Repeal of Conflicting Acts. All annexes or parts of annexes in conflict with the provisions of Annex 1 are hereby repealed.

ORDINANCE NO. 0-22-_____

AN ORDINANCE ADOPTING THE NFPA 70® NATIONAL ELECTRICAL CODE® 2020 EDITION AND ANNEX 1: ADMINISTRATION AND ENFORCEMENT ARTICLE FOR THE NFPA 70® NATIONAL ELECTRICAL CODE® 2020 EDITION FOR THE CITY OF ARKADELPHIA, ARKANSAS; PROVIDING PENALTIES FOR VIOLATIONS THEREOF, REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH, AND FOR ALL OTHER PURPOSES.

WHEREAS, the State of Arkansas has generally adopted this code, and;

WHEREAS, the City Board of Directors held a public hearing on October 18, 2022 and all requirements set forth in Arkansas Code Section 14-55-207 were met; and

WHEREAS, it is the desire of the City of Arkadelphia, Arkansas to adopt and enact this standard electrical code to continue to provide enforcement and inspection services relating to the construction and maintenance of buildings, public safety, health, and general welfare.

NOW THEREFORE BE IT ORDAINED BY THE CITY BOARD OF DIRECTORS OF THE CITY OF ARKADELPHIA, ARKANSAS:

SECTION 1. The following codes are hereby adopted by reference as though they were copied herein fully:

1. NFPA 70® National Electrical Code® 2020 Edition, excluding Section 210.8F and the Informative Annexes A through J.
2. Annex 1: Administration and Enforcement Article for the NFPA 70® National Electrical Code® 2020 Edition for the City of Arkadelphia, Arkansas.

SECTION 2. Violation of any code provision as mentioned above is hereby declared to be a misdemeanor, punishable by a fine up to \$1,000.00 and imprisonment in the county jail for a maximum of one year with each day the code is not complied with being a separate violation.

SECTION 3. Severability – if any section of this ordinance shall be declared unconstitutional or unlawful, only that section of the ordinance shall be affected and all other provisions of the ordinance shall remain in full force and effect.

SECTION 4. All ordinances and parts of ordinances in conflict herewith are hereby repealed.


PASSED this _____ day of _____, 2022

APPROVED: _____
Scott Byrd Mayor

ATTEST: _____
Samantha Roybal, City Clerk



MEMORANDUM

To: Mayor Byrd & Board of Directors
From: Gary Brinkley, City Manager 
Date: October 27, 2022
Re: Discussion on Health Insurance for 2023 Budget

We were notified this week that our health insurance premiums will be increasing in 2023. We purchase our insurance from the Arkansas Municipal Health Benefit Plan which as always provided the city with excellent pricing due to our small size.

You will be provided the new rate for approval on Tuesday night.