

Mayor presented letter from the Red Cross asking for a donation.

Gary Woodlee moved to donate \$600 to the Red Cross stipulating that the money be used locally, seconded by Ken Smith passed unanimsly.

The Mayor informed the Council that Bill Jenkins of BRADD said he would try to get CETA workers for 1981 to help clear debris from town creek.

He also informed those present that October 24th is proclaimed United Nation Day.

Bill Greer moved that relative to the 1981 budget effective January 1, the park would be set up the same as other City departments, seconded by Gary Woodlee and passed unanimously.

Ken Smith moved, seconded by Harold Pay Johns to approve the second reading of Ordinance 80-4, and adopt said Ordinance which reads as follows:

ORDINANCE NO. 80-4

AN ORDINANCE ADOPTING THE NATIONAL ELECTRIC CODE; PROVIDING FOR THE APPOINTMENT OF AN ELECTRICAL INSPECTOR; SPECIFYING THE QUALIFICATIONS AND DUTIES OF AN ELECTRICAL INSPECTOR; REQUIREING PERMITS FOR COMMENCING CONSTRUCTION, ALTERATIONS OR REPAIRS OF ANY ELECTRICAL WIRING AND PRESCRIBING FEES THEREFOR; AUTHORIZING ADOPTION AND AMENDMENT OF REGULATIONS IMPLEMENTING THIS ORDINANCE, AND PRESCRIBING PENALTIES FOR THE VIOLATION HEREOF.

WHEREAS, the City Council of the City of Russellville, Kentucky, deems it advisable to adopt an ORDINANCE ADOPTING THE NATIONAL ELECTRIC CODE; PROVIDING FOR THE APPOINTMENT OF AN ELECTRICAL INSPECTOR; SPECIFYING THE QUALIFICATIONS AND DUTIES OF AN ELECTRICAL INSPECTOR; REQUIREING PERMITS FOR COMMENCING CONSTRUCTION, ALTERATIONS, OR REPAIRS OF ANY ELECTRICAL WIRING AND PRESCRIBING FEES THEREFOR; AUTHORIZING ADOPTION AND AMENDMENT OF REGULATIONS IMPLEMENTING THIS ORDINANCE AND SPECIFYING FEES; AND PRESCRIBING PENALTIES FOR THE VIOLATION THEREOF, and

WHEREAS, the Electric Plant Board of the City of Russellville, Kentucky, has indicated its agreement that such Ordinance should be adopted,

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF RUSSELLVILLE, KENTUCKY, that:

I. DEFINITIONS:

The definitions of "Electrical Contractor", "Electrician", "Electrical", and "Electrical Inspector" set out in KRS 227.450, as amended, shall define these terms when used in this Ordinance or when used in regard to any regulations adopted hereunder.

II. NATIONAL ELECTRIC CODE:

The City of Russellville hereby adopts as a minimum standard, the requirements of the National Electric Code, as last published, three copies of which shall be on file in the office of the City Clerk. In the event the Electric Plant Board of the City of Russellville or the City Council of the City of Russellville or any other governmental agency requires standards more stringent than those required by the National Electric Code, as last published, then the more stringent standards shall apply.

III. ELECTRICAL INSPECTOR:

There is hereby created the position of Electrical Inspector. At its first regular meeting after its election, or as soon thereafter

office for two years or until his successor is elected and has qualified, subject to removal for good cause at any time. However, at its first regular meeting after the effective date of this Ordinance, or as soon thereafter as practicable, the City Council shall elect a competent person as Electrical Inspector to serve until the first regular meeting after the election of the next succeeding City Council.

A. QUALIFICATIONS

In order to be qualified for the position of Electrical Inspector, a person must be certified by the Commissioner of Housing, Buildings and Construction pursuant to KRS 227.489, as amended.

B. DUTIES:

"Duties" as used in this subsection include the powers and authority referred to herein. The Electrical Inspector shall have the following duties:

- (1) It shall be unlawful for the Electrical Inspector, except in the performance of his duties, to engage in the business of installation, alteration, maintenance or sale of electrical wiring, electric devices or electrical material, either directly or indirectly, and he shall have no financial interest in any concern engaged in any such business in the City.
- (2) The Electrical Inspector shall have the right during reasonable hours to enter any building in the City in discharge of his official duties, or for the purpose of making an inspection or test of the electrical equipment therein; and he shall have the duty and authority to enforce all of the provisions of this Ordinance and any regulations adopted hereunder.
- (3) The Electrical Inspector shall have the power to cause the current and any wire or conduit to be turned off whenever this is necessary in an emergency for the protection of life or property.
- (4) The Electrical Inspector shall make all inspections necessary to the enforcement of the City ordinances; and no electric wiring shall be covered until it has been inspected and approved by him.
- (5) Whenever the Electrical Inspector shall find electrical work being done in violation of City Ordinances, he shall have the power to order the work stopped until the Ordinances are complied with. It shall be unlawful to continue any such work after such a stop order has been issued except upon written permission of the Electrical Inspector; provided that where such stop order is made orally, it shall be followed by a written stop order within an hour.
- (6) The Electrical Inspector shall give a certificate of approval to the owner or person in charge of the premises (hereinafter sometimes referred to as "customer") which he has inspected where he finds that the electric apparatus and wiring therein fully comply with the Ordinances of the City. After the Electrical Inspector has certified an electrical installation, construction, alteration, or repair, he shall furnish and attach an approval sticker bearing his signature and certification number in a conspicuous place on the main service entrance equipment. He shall also provide the owner of the electrical installation or his authorized agent with a certificate approval if the same is requested. A copy of any certificate or rejection thereof shall be furnished to the City Clerk of the City of Russellville and the Electric Plant Board.
A complete record of each inspection shall be kept by the inspector until otherwise directed by the City of Russellville and these records shall be the property of the City and shall be made available to any governmental agency upon request.
- (7) The Electrical Inspector shall comply with all provisions of local, state, and federal laws and regulations.
- (8) The Electrical Inspector shall report to the City Council

the name of any electrical contractor or electrician who consistently does work which is not in accordance with this Ordinance or any regulations adopted hereunder.

- (9) The Electrical Inspector shall approve only work done by electrical contractors or electricians who are duly licensed by the City to do business in the City.
- (10) All fees inuring to the benefit of the Electrical Inspector shall be paid to the City of Russellville and no such fees or remuneration shall be paid directly by any other person or entity to the Electrical Inspector.
- (11) The Electrical Inspector shall maintain any certification required by law and shall vacate his position upon the termination of that certification.
- (12) Under an emergency condition, subject to the discretion of the Electrical Inspector, a temporary service connection may be granted where sufficient load is connected for commercial buildings needing three phase power until a final inspection can be made. All other temporary service connections shall be made only with the approval of the Electrical Inspector and the Superintendent of the Electric Plant Board.

IV. PERMITS

All persons, firms, companies, or corporations shall, before commencing construction, alterations or repairs of any electrical wiring or equipment in the City, obtain a permit for such work pursuant to application made to the City Clerk of the City of Russellville. Permits for construction, alterations, or repairs of any electrical wiring or equipment shall be issued upon receipt of an application therefor made out on a printed form furnished by the City Clerk. The fees herein provided for are to be paid in advance. The permits shall be posted in plain view, inside the building near the entrance switch or inside the service switch when installed.

The applicaiton for each such permit shall contain the name of the owner of the property or the user of the electrical equipment to be installed, altered or changed, and the location of such work by correct address, street and number, and the name and address of the electrical contractor or electrician.

In addition to the fees hereinafter specified, the application shall be accompanied by a payment to the City in the amount of \$6.00 for the issuance of the permit which shall inure to the benefit of the City and be deposited in the General Fund of the City of Russellville.

There are hereby adopted as reasonable fees to be paid for the inspection by the Electrical Inspector the following which shall be paid to the City Clerk and shall inure to the benefit of the Flectrical Inspector and shall be paid to the Flectrical Inspector by the City on a monthly basis:

- 1. Single-Phase Farm, Residential, and Small Commercial
 - a. Meter poles and Service Entrance \$17.50
 - b. Up to 100-amp service with branch circuits 15.00
 - c. 200-amp service with branch circuits 20.00
 - d. 300-amp service with branch circuits 25.00
 - e. 400-amp service with branch circuits 40.00
 - f. 600-amp service with branch circuits 70.00
- 2. Three-Phase Commercial and Industrial
 - a. Up to 100-amp service with branch circuits 20.00
 - b. 200-amp service with branch circuits 40.00
 - c. Over 200-amp service with branch circuits 40.00 plus \$.10 per amp over 200 amps.
- 3. Re-inspection fee for all of the above \$15.00
- 4. Entrance Change
 - a. 60-100 amp \$10.00
 - b. 100-200 amp 15.00
 - c. 200-400 amp 20.00
 - d. Over 400 amp 20.00 plus \$.05 per amp over 400

The obligation to apply for and obtain the perm^t required herein is the responsibility of both the owner of the property and his electrical contractor or electrician, and the failure to obtain a permit when same is required shall be deemed a violation of this ordinance by both the owner and his electrical contractor or electrician.

Upon the issuance of a permit provided for herein, the applicant shall receive two copies, one to be displayed as hereinabove provided for, and the other to be delivered to the Electric Plant Board which will then issue the proper meter base called for in the permit. An additional copy of the permit shall be delivered by the City Clerk to the Electrical Inspector.

V. INSPECTION

All persons, firms, companies or corporations required by the provisions of this Ordinance and/or any regulations adopted hereunder shall notify the electrical inspector when the project is ready for inspection.

No such person, firm, company, or corporation shall conceal electrical wiring or other electrical apparatus which is required to be inspected until after it has been inspected and approved. Concealed work, which will not permit full inspection, shall not be accepted.

All electrical work shall be finished and ready for service before final inspection.

All changes in existing wiring when installed for the purpose of connecting to the electric secondary distribution system of the Electric Plant Board shall be inspected if the customer's work involves the change of an electric service entrance. A change of electrical service means either a change of the main fuse panel or box used as the customer's main disconnect or main fuse protection on the customer's wiring or a change of wire size from the delivery point of electric energy of the Electric Plant Board to the metering point and from the metering point to the customer's main fuse panel or box. All other additions or changes in the customer's existing wiring done in connection with the change of a service entrance shall also be inspected. There shall be one inspection of changes in existing wiring, to be made upon completion of the work.

A customer, at his request, may have a voluntary inspection of any change of existing wiring for which inspection is not required. The fee for this inspection shall be the same as for a re-inspection and shall be paid by the customer upon the obtaining of a permit as for a required inspection under this Ordinance. If the Electrical Inspector finds that the change of wiring does not meet the require-

ments of this Ordinance, the electrical contractor or electricians shall re-work the wiring until it complies with all requirements, and the costs of re-inspection shall be borne and paid by the electrical contractor or electrician.

VI. MISCELLANEOUS PROVISIONS

(1) This Ordinance and the regulations adopted hereunder shall not be construed to relieve from nor lessen the responsibility of any person owning, operating, constructing, altering, or repairing any electrical wires, appliances, apparatus, construction, or equipment for damages to anyone injured by a defect therein, nor shall the City, Electric Plant Board, or any agent thereof or the Electrical Inspector be upheld as assuming any such liability by reason of inspection authorized in this Ordinance or the regulations adopted hereunder or certificate of approval issued by the Electrical Inspector.

(2) The license of an electrical contractor or electrician who consistently does work which is not in accordance with this Ordinance or regulations adopted hereunder may be rescinded or revoked by the City Council.

(3) The Electrical Inspector shall not be considered as an employee of the City, but shall be considered as self-employed.

(4) All electrical contractors and electricians, when making a request for temporary or construction power, shall, if requested, provide the Electric Plant Board with evidence that they are duly licensed by the City of Russellville.

(5) Special permission shall be obtained from the Superintendent of the Electric Plant Board or his designated agent, prior to the breaking of any seal of any metering equipment for the disconnecting of any conductor on the line side of the metering equipment.

(6) The location of the service entrance of any new construction must be approved by the Electric Plant Board prior to commencement of construction.

(7) All electrical service connections are to be made by the Electric Plant Board only after inspection and approval of the installation is given by the Electrical Inspector, who will so advise the Electric Plant Board of the approval.

(8) The Electrical Inspector shall be the named insured in a liability policy which may be provided him by the City of Russellville covering his liability in the following amounts: \$100,000 or as determined by regulations adopted pursuant hereto.

VII. REGULATIONS

The City Council of the City of Russellville may adopt and amend such regulations as it deems advisable for the implementation of this Ordinance.

VIII. PENALTIES

Any person, firm, company or corporation violating any provision of this Ordinance or any regulations adopted hereunder shall pay a fine to the City of Russellville within fourteen days after receiving notice of such violation in an amount of \$25.00, which amount shall be deposited in the general fund of the City of Russellville, and upon failure to do so shall upon conviction be fined in an amount not less than \$10.00 nor more than \$100.00 or imprisoned for a period of not more than fifty (50) days or both, and each day during or on which such violation occurs or continues shall be deemed a separate offense.

IX. SEVERABILITY

In the event any portion or portions of this Ordinance are declared invalid for any reason, such invalidity shall not affect the validity of the other portions hereof, and the other portions hereof shall remain in full force and effect.

X. REPEAL

All prior Ordinances and/or regulations of the City of Russellville in conflict with the provisions of this Ordinance are hereby repealed to the extent of that conflict only, and such ordinances and/or regulations to the extent of that conflict shall cease to be effective upon the effective date of this Ordinance.

Continued
Council Meeting
Oct. 21, 1980

IX. EFFECTIVE DATE OF THIS ORDINANCE

This Ordinance shall become effective upon its passage and publication according to law.

The provisions of the Kentucky Revised Statutes, as amended, shall supercede the provisions of this Ordinance.

Adopted on first reading by roll call vote, this the 7th day of October, 1980.

Adopted on second reading by roll call vote, this the 21st day of October, 1980.

CITY OF RUSSELLVILLE

BY

MAYOR

ATTESTED:

CITY CLERK

FIRST READING: October 7, 1980

Eddie Martin	AYF	Harold Ray Johns	AYF
Willie Hampton	AYF	Bill Greer	AYF
Ken Smith	AYF	Gary Woodlee	AYE

SECOND READING: October 21, 1980

Eddie Martin	AYF	Harold Ray Johns	AYF
Willie Hampton	AYE	Bill Greer	AYE
Ken Smith	AYE	Gary Woodlee	AYE

Eddie Martin moved, seconded by Gary Woodlee, to approve the first reading of Ordinance 80-5 relative to retaining the current organization and structure of the City government. Same passed with the following voting:

<u>Gary Woodlee</u>	YEA	<u>Ken Smith</u>	YFA
<u>Bill Greer</u>	YEA	<u>Willie Hampton</u>	YFA
<u>Harold Ray Johns</u>	YEA	<u>Eddie Martin</u>	YEA

Bill Greer moved to adjourn. Motion died lack of second.

Eddie Martin moved to hire Chester Whitescarver as Electrical Inspector for the City of Russellville in accordance with Ordinance 80-4, seconded by Harold Ray Johns. Same passed unanimously.

Gary Woodlee moved to adjourn, seconded by Ken Smith, passed unanimously.

MAYOR