

City of Fayetteville Staff Review Form

2021-0420

Legistar File ID

6/15/2021

City Council Meeting Date - Agenda Item Only

N/A for Non-Agenda Item

Brad Hardin

5/24/2021

FIRE (300)

Submitted By

Submitted Date

Division / Department

Action Recommendation:

Staff requests Council approval of an ordinance to allow the fire department to contract with a software company for a reporting system for fire protection systems inside the City of Fayetteville.

Budget Impact:

Account Number		Fund	
Project Number		Project Title	
Budgeted Item?	NA	Current Budget	\$ -
		Funds Obligated	\$ -
		Current Balance	\$ -
Does item have a cost?	NA	Item Cost	
Budget Adjustment Attached?	NA	Budget Adjustment	
		Remaining Budget	\$ -

V20180321

Purchase Order Number: _____

Previous Ordinance or Resolution # _____

Change Order Number: _____

Approval Date: _____

Original Contract Number: _____

Comments:



MEETING OF JUNE 15, 2021

TO: Mayor and City Council

FROM: Brad Hardin, Fire Chief

DATE: May 24, 2021

SUBJECT: Staff requests Council approval of an ordinance to allow the fire department to contract with a software company for a reporting system for fire protection systems inside the City of Fayetteville.

RECOMMENDATION:

The Fayetteville Fire Department recommends the adoption of the ordinance to allow the use of a inspection reporting system as outlined in the City Council packet.

BACKGROUND:

The City Attorney's Office and the Fire Marshal's Office worked together to develop this ordinance to allow the Fayetteville Fire Department to contract with a software company for data compilation pertaining to Fire Protection Systems in businesses and organizations within the city. In addition to Fayetteville, Springdale and Rogers are in the process of adopting this system in their respective jurisdictions.

DISCUSSION:

The Arkansas Fire Prevention Code requires periodic testing and maintenance of all fire protection equipment; to include fire sprinkler, fire alarm and hood vent systems. The fire code also requires that the third-party inspector of included fire protection systems submit completed inspection reports as directed by the fire code official. The current system has some inspections being submitted by fax, some by email, some by mail and others are not submitted at all. For example, out of the 753 active fire sprinkler systems in the City, the Fayetteville Fire Marshals Office received 361 inspection reports over the preceding 12 months. This system will help us to track fire protection systems, increase inspection and testing code compliance, reduce false alarms activity and ensure a safer community. Moving to this type of inspection reporting system will allow us to efficiently review and track inspections; will allow us to develop a follow-up inspection process, reduce administrative tasks and help us gather detailed analytics to assist in our accreditation process. The system we are requesting is similar to the backflow inspection reporting system that is currently being used by the City of Fayetteville Water Department.

BUDGET/STAFF IMPACT:

There is not a budget impact or cost to the city with regards to this ordinance approval

Attachments:

Ordinance Details

ORDINANCE NO. _____

AN ORDINANCE TO ENACT §94.06 THIRD PARTY INSPECTION AND REPORTS SYSTEM FIRE PROTECTION AND PREVENTION ORDINANCE CONCERNING THIRD-PARTY PROTECTION AND CONTROL, INSPECTION, TESTING, AND MAINTENANCE REPORTING OF THE FAYETTEVILLE CODE

WHEREAS, the Arkansas Fire Prevention Code requires periodic testing and maintenance of certain fire protection systems alarms, devices, equipment and other features; and

WHEREAS, the fire code official is authorized by the Arkansas Fire Prevention Code to approve reports of inspection by approved agencies or individuals; and

WHEREAS, pursuant to Section 107.2.1 of the Arkansas Fire Prevention Code and Standards, required tests and inspection reports shall be available to the fire code official at all times and such records shall be filed as directed by the fire code official; and

WHEREAS, the City has adopted the provisions of the Arkansas Fire Prevention Code and Standards, current edition, and the provisions of technical codes and standards and has made the same applicable as the Fire Prevention Code of the City of Fayetteville in §173.02 Fire Prevention Code/Building Code of the *Unified Development Code*; and

WHEREAS, the City Council desires to amend its Fire Prevention Code to require inspection reports to be provided to the City through a third-party inspection reporting system.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE, ARKANSAS:

Section 1: That the City Council of the City of Fayetteville, Arkansas hereby enacts §94.06 **Third-Party Inspections and Reporting System** as follows:

“94.06 Third-Party Inspections and Reporting System.

(a) Inspections and Maintenance Required.

The owner of the property where any device, equipment, alarm, system and any other feature is required for compliance of the provisions of this Article or is otherwise installed on the property shall cause maintenance, testing and inspections of all such devices, equipment, alarms, systems and features in accordance with this Code and applicable referenced standards and specified intervals. If, following inspection and testing, any device, equipment, alarm, system and any other feature does not meet manufacture’s specifications or fails to perform as intended, then it shall be repaired or replaced in accordance with subsection (e) below.

Maintenance, testing and inspections shall include, without limitation, the following fire protection systems:

- (1) Automatic Fire Sprinkler System
- (2) Commercial Kitchen Hood System
- (3) Fire Alarm System

(b) Qualifications of Inspectors.

Only qualified personnel shall make inspections or perform testing required by the current editions of the Arkansas Fire Prevention Code and the adopted provisions of technical codes. Qualified personnel shall include, but not be limited to:

- (1) Personnel who are factory-trained and certified for the type and brand of device, equipment, alarm, system, or feature being inspected or tested.
- (2) Personnel who are certified by a nationally recognized certification organization approved by the City.
- (3) Personnel who are registered, licensed or certified by Arkansas or the City of Fayetteville to perform the required inspections and testing.
- (4) Personnel of the Fire Department.

(c) Reporting of Inspections and Tests.

Records of all installations, inspections, tests and maintenance required by this Section shall be provided electronically to the City's designated electronic reporting system. Completed records shall be submitted no later than fifteen (15) days following the applicable installation, inspection, test and maintenance. The submitted report shall contain all information required by the City's designated electronic reporting system. The fee for any report filed using the electronic reporting system shall not exceed fifteen dollars (\$15.00) for each type of fire protection system.

(d) Retention of Records.

Records of any device, equipment, alarm and system inspections, tests and maintenance required by the current editions of the Arkansas Fire Prevention Code and the adopted provisions of technical codes shall be maintained on the premises for a minimum of three (3) years following the date of any inspection, test and maintenance and shall be copied to the fire department and its contractors pursuant to either the provisions of the City Code or upon the request of the fire code official.

(e) Repairs.

If any device, equipment, alarm, system and any other feature fails its inspection or operational test, within thirty (30) days of such inspection or test or the property owner shall make all necessary repairs to make the item fully operational. Defective parts must be replaced with manufacturer approved parts. If repair is not possible, the item must be replaced with devices, equipment, alarms, systems and features in accordance with this Code and applicable referenced

standards. Completed records shall be submitted no later than fifteen (15) days following the applicable maintenance, repair or replacement. The submitted report shall contain all information required by the City's designated electronic reporting system. The fee for any report filed using the electronic reporting system shall not exceed fifteen dollars (\$15.00).

Additional inspections and testing may be required of the repaired or replaced device, equipment, alarm, system or other feature upon the request of the fire code official.”

PASSED and **APPROVED** this _____ day of _____, 2021.

APPROVED:

ATTEST:

By: _____
LIONELD JORDAN, Mayor

By: _____
KARA PAXTON, City Clerk/Treasurer