



MEMORANDUM

TO: Bruce Moore, City Manager

FROM: Stuart Thomas, Chief of Police *ST*

RE: Little Rock Wastewater Utility Investigation

DATE: January 28, 2014

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On December 11, 2013, the Police Department initiated an investigation into allegations of questionable expenditures inside the Little Rock Wastewater Utility. There were also allegations of someone shooting street signs that were on the property of the Fourche Creek Treatment Facility, located at 9500 Birdwood Drive. Additionally, on December 30, 2013, the Department further initiated inquiry into the disposition of unused pipe which remained on the Utility's inventory but which had apparently been removed from the Utility's possession and property. This memorandum summarizes the Department's investigation. Issues which appeared to involve the management, policy and personnel functions of the Utility and did not constitute a potential violation of Arkansas Statute or City Code were referred to the Utility administration during the course of this investigation.

On December 12, 2013, detectives met with John Jarratt (Interim CEO) at the Administration Building of the Little Rock Wastewater Utility. During this meeting, John Jarratt informed detectives that Little Rock Wastewater Utility funds had been spent to set up a Recreational Vehicle area for Stanley Miller at the Fourche Creek Treatment Facility. Mr. Jarratt also informed detectives that in mid-September 2013, he, Stanley Miller and Reggie Corbitt were made aware of street signs having been shot at on the Fourche Creek Treatment Facility property. Mr. Jarratt told detectives that an internal investigation was conducted and a firearms policy was drafted at that time. Mr. Jarratt advised that they were unable to find out who had shot the signage at the Fourche Creek Facility. Mr. Jarratt brought two (2) speed limit signs to detectives that had been posted on the Fourche Creek Facility and both signs had numerous bullet holes in them. Mr. Jarratt also gave detectives four (4) spent .22 caliber shell casings that were found in an operations truck at the Fourche Creek Facility at the time the internal investigation was conducted. All the aforementioned items were stored as evidence in the Little Rock Police Department's Property Room.

On December 13, 2013, detectives drove to the Adams Field Treatment Facility and met with Stanley Suel (Interim Director of Operations) at which time he took detectives to the

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disinfectant building. Mr. Suel showed detectives an area where Stanley Miller had parked his camper trailer. Detectives found a thirty (30) amp trailer outlet and a fifty (50) amp trailer outlet at the site. The fifty (50) amp trailer plug appeared to be fairly new. While at the disinfectant building, detectives were shown an enclosed chain link dog pen that was bolted to the concrete pad in the disinfectant building. There was a large dog in the pen while detectives were there. Inside the pen were an electrical heating blanket that the dog was lying on and two (2) electrical heating lamps that were operating. Detectives met with Mike Thompson (Operator) who has worked at Little Rock Wastewater for approximately twelve (12) years. Mr. Thompson told detectives that Stanley Miller had parked his camper trailer at the site dating back approximately three (3) to four (4) years. Mr. Thompson advised that is when the thirty (30) amp trailer plug was first installed and that Stanley Miller had brought a newer camper trailer to the Adams Field Treatment Facility approximately six (6) months ago and that is when the upgraded fifty (50) amp trailer plug was installed by Little Rock Wastewater staff. Mr. Thompson stated that Stanley Miller hooked a water hose from the disinfectant building to his camper trailer and that there was a RV dump station towards the front of the plant. Mr. Thompson also told detectives Stanley Miller had directed employees to put in the aforementioned dog pen. Stanley Suel advised detectives that several of the employees had complained that Stanley Miller would bring the dog into the employee's break room and allow it to roam around. Detectives took photographs of the camper trailer plugs, the dog kennel and the surrounding area.

On December 13, 2013, detectives drove to the Fourche Creek Treatment Facility and again met with Stanley Suel. Mr. Suel took detectives to an area behind the Digester where a recreational vehicle pad had been constructed using SB2 type gravel. On this site was an RV electrical pedestal, a frost free water hook-up and sewer connection. The site connected to a road that was at the facility using SB2 with a culvert at the entrance to the RV site. Mr. Suel took detectives to the disinfectant building where the electrical work originated from to the RV site. Joe Fryer (Maintenance Supervisor) also met with detectives at the disinfectant building and showed them where the electrical work was performed. Mr. Fryer told detectives a new breaker for the RV site had to be installed along with a transfer switch to a transformer before the electrical power was able to leave the building. After the power left the building, electrical wiring was laid in a trench for approximately four hundred (400) feet to the RV site. Mr. Fryer said an existing water line was located and employees of the Little Rock Wastewater Utility tied into the existing water line and ran a new water line to the RV site. Mr. Fryer also showed detectives where a sewer line was installed at the RV site and tied into an existing sewer manhole. Mr. Fryer advised that two (2) junction boxes had to be installed along the electrical route due to the distance from the disinfectant building to the RV site. A shutoff valve also had to be installed to the new water line that ran to the RV site. Mr. Fryer said that on October 24 or 25, 2013, Stanley Miller approached him and David Wood (Superintendent of Fourche Plant) and told them he wanted an RV pad installed

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along with electrical, water and sewer. Mr. Fryer said he was told the project had to be completed by the end of the next week, which would have been November 1, 2013.

On December 16 and 17, 2013, detectives took statements from eight (8) maintenance employees who worked on constructing the RV site for Stanley Miller. All the employees stated the instructions they were given was that the location for Stanley Miller's RV site would have to be completed in one (1) week. The employees who were interviewed said they rented a trencher to lay electrical wiring, dug the trenches, laid water and sewer lines to the site and had SB2 delivered from Granite Mountain Quarries and put down and leveled at the site. After the initial RV site's footprint was laid, Stanley Miller informed Danny Robnett (Maintenance Supervisor) that it was not large enough to house his RV and two trucks. Mr. Robnett said more SB2 was brought in to accommodate Stanley Miller's request. Mr. Robnett said the amount of SB2 used from the original footprint was almost doubled.

Detectives also interviewed Tracy Kerr (storeroom) and Stacey Qualls (Maintenance Coordinator) in reference to the purchases that were made for the construction of the RV site for Stanley Miller. Tracy Kerr and Stacey Qualls handled the invoices and rental agreements for the work performed at the site. Ms. Kerr said employees are given a "P" card for purchases that are under five hundred (\$500) dollars and these cards were used for some of the materials purchased for the RV site. Ms. Kerr also handled the invoice for the trencher that was rented at Hum's Rental to dig all the trenches. Ms. Kerr said they originally rented a handheld trencher but it broke so they had to go back and get a driven trencher.

(Diagrams of the locations of the RV sites at the two Utility facilities are attached to this memorandum.)

During the course of interviewing the maintenance employees at the facility, they were asked if they had ever brought firearms on the grounds and if they did, had they ever shot any weapons at the facility. They were also asked if they had shot at any of the signage at the facility. It was revealed that in fact most of the employees had brought firearms into the facility at some point in their employment and had shot those weapons at the back of the facility between two berms by the Arkansas River. All of these employees denied shooting any signage on the property; however, several of the employees in their statement said there have been bullet holes in many of the signs for years.

On December 18, 2013, detectives interviewed James Johnson (former Operator) and asked him about the shooting of the signage at the Fourche Creek Facility. Mr. Johnson said he had brought a .22 caliber rifle onto the property and had shot the weapon at the back of the property between two berms by the Arkansas River. Mr. Johnson said he never shot any of the signs on the property and that most of the bullet holes were old. Mr. Johnson said that approximately seven years ago the signs were replaced because they



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had been shot then. Mr. Johnson said numerous employees had shot near the berms, including Stanley Miller.

On December 19, 2013, detectives met with Leon Davidson and Justin Privitera at the Fourche Creek Treatment Facility. Both Mr. Davidson and Mr. Privitera are plant operators who work the overnight shift. Both employees were questioned about the bullet holes in the signage around the plant property. Mr. Davidson told detectives that he has brought weapons on the property and had in fact shot those weapons at the back of the property between two berms close to the Arkansas River. Mr. Davidson said he had shot at phonebooks and cans but never at any signage. Mr. Davidson said they would sometimes rest their weapons on the outside mirror of the operator's truck and shoot and that there were probably old .22 caliber shell casings in the vehicle. Mr. Davidson said he was told by Justin Privitera that James Johnson (former Operator at Fourche) had shot at some of the signs on the property.

Detectives interviewed Justin Privitera who told detectives that he has brought weapons on the property and had shot those weapons at the back of the property by the Arkansas River. Mr. Privitera denied being present when any of the signs were shot and denied telling anyone he was present when James Johnson had shot any of the signs.

On December 20, 2013, detectives received a call from John Jarratt who advised that Leon Davidson wanted to talk to detectives. Detectives met Leon Davidson near the Fourche Creek Treatment Facility and he advised that he had not told the entire story the day before about the shooting of the signage. Mr. Davidson told detectives that early in the summer of 2013, he and James Johnson were working together at the Fourche Creek Treatment Facility. Mr. Davidson said that Mr. Johnson had a new Ruger 10/22 .22 caliber rifle and brought it to the plant. Mr. Davidson said he saw Mr. Johnson shoot at a couple of speed limit signs along with cans and cups on the fence. Mr. Davidson also said Mr. Johnson brought an Ithaca double barrel shotgun on the facility and shot it at some signs. Mr. Davidson also said Mr. Johnson had shot at a street light near the Administration Building. Mr. Davidson said that another employee, Kenny Collins, was present when this occurred. Mr. Davidson did say that a lot of the signs already had bullet holes in them and he did not know when the damage had occurred. Mr. Davidson also said all or most of the signs had been replaced approximately seven (7) years ago right before they were going to have a walk through by city officials.

On December 20, 2013, detectives met with Kenny Collins (Utility Worker) at the Little Rock Wastewater's Clearwater Administration Building. Mr. Collins told detectives that in the summer of 2013, he was at the Fourche Creek Treatment Facility visiting Leon Davidson when they were outside the Administration Building sitting on a picnic table. Mr. Collins advised that James Johnson was also present. Mr. Collins said James Johnson began shooting at a street light by the Administration Building with a Ruger 10/22 rifle. Mr. Collins said he remembers telling Johnson he was crazy and "this would

come back on him.” Mr. Collins said he has brought a weapon on the property and that they used to dove hunt at the back of the property by the Arkansas River.

During the course of this investigation, Little Rock Wastewater Utility provided documentation that shows Stanley Miller moved his original camper trailer on the Adams Field Treatment Facility grounds on June 1, 2010, until September 30, 2012, staying approximately four hundred thirty-two (432) days. Documents show he moved another camper on the Adams Field site on July 15, 2013, until September 30, 2013, staying approximately seventy-seven (77) days. The costs associated with the electrical improvements and the dog kennel that was put on site were estimated at \$2,149.89. The costs to construct the Fourche Creek Treatment Facility RV site were estimated at \$11,592.90. This cost includes one hundred seventy-seven (177) manhours used by employees of the Little Rock Wastewater Utility to construct the site. Little Rock Wastewater Utility was able to provide an estimated cost of utility (i.e. electrical, water and sewer) usage by Stanley Miller while he stayed at Adams Field and Fourche Creek Facilities. The cost was estimated as \$12,624.00 and determined by estimated daily cost on spot rental at Maumelle Park (includes utilities and space for camper). The total cost associated with Stanley Miller at both sites for construction and improvements and living at the locations is estimated at \$26,366.79.

On December 18, 2013, detectives met with Stanley Miller and he agreed to give a statement. Mr. Miller was represented by Kenneth Shemin (attorney out of Rogers, AR). Mr. Miller stated he was the Director of Operations and Facilities and advised that Reggie Corbitt (CEO) was his only supervisor. Mr. Miller was asked about the allegations that he used the Little Rock Wastewater Utilities funds to improve the Adams Field Facility for his RV use and subsequently used company funds to construct and improve the Fourche Creek Facility for his personal use. Mr. Miller stated he did in fact use funds for the aforementioned purposes. Mr. Miller said these expenditures were authorized by the CEO, Reggie Corbitt. Mr. Miller was asked if he authorized a dog kennel to be constructed at the Adams Field Facility and he stated he did, but that the dog belonged to all employees of the facility. Detectives asked Mr. Miller who brought the dog to the facility and he stated that he did. Mr. Miller said he brought his first camper, a 1972 Airstream, to the Adams Field Facility approximately three to four years ago to oversee operations at the plant after the superintendent was fired. Mr. Miller stated sometime later he bought a newer camper, a 2011 Springdale, and moved it on the Adams Field Facility. Mr. Miller denied staying at the Adams Field Facility overnight for over five hundred (500) days and in fact said he only stayed overnight at the facility maybe twenty to twenty-five (20-25) nights. Mr. Miller said he only moved the RV on site to take naps while working many hours to oversee its operation. Mr. Miller was asked about Utility employees doing the work to improve the site for his RV, to which he replied that he told the employees to do the work “only if you don’t have anything to do.” Mr. Miller was asked if he had stored his personal ATVs and Jet Skis at the Adams Field site and he stated that he stored them in the basement of one of the buildings at Adams Field. He

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indicated that this was for convenience and was not uncommon, with his predecessor even having an electric train there.

Mr. Miller further stated he was going to move his RV to the Fourche Creek Facility because they were also having problems with its operations and he needed to move onsite to have direct supervision. Mr. Miller was asked if anyone was living with him at the Fourche Facility and he identified his live-in partner, Linda Hayley. Mr. Miller was asked how Ms. Hayley was able to access the facility and he stated she was issued a "proxy" access card that he requested. Ms. Hayley was not an employee of Little Rock Wastewater. In the end, Mr. Miller said CEO Reggie Corbitt authorized all work and expenditures at both facilities to have his RV on-site and he felt he had done nothing wrong. Mr. Miller said he never offered nor was he asked to reimburse Little Rock Wastewater for any monies spent at either facility or any utilities he used while staying on the sites. When asked about bringing weapons on the facility, Mr. Miller said he possesses a concealed weapons license and has in fact brought weapons onto the facility but that he has never fired any weapon while on facility property.

On December 18, 2013, Reggie Corbitt gave detectives a statement regarding allegations that Little Rock Wastewater Utility funds were used to improve and construct a RV site for Stanley Miller. Mr. Corbitt was also represented by Kenneth Shemin. Mr. Corbitt was asked if he authorized expenditures for the work and manhours that went in to improving and constructing RV sites at Adams Field and the Fourche Creek Treatment Facility. Mr. Corbitt said that, while he didn't "sign off" on them, he was aware that it had occurred. When asked why he allowed Mr. Miller to move onto these facilities, he said he needed a "command presence" on-site to make sure the employees were performing. Mr. Corbitt said he believed Mr. Miller only stayed at the Adams Field Facility approximately thirty (30) days. Mr. Corbitt said he had no problem with any of the monies spent or used to do the improvements or construction of the RV site; he further stated that the site would also be used in the future for construction trailers and as a sandblasting pad. Mr. Corbitt stated Mr. Miller never reimbursed any monies that were used for the improvements or for any utility usage nor was he asked to reimburse. Mr. Corbitt said he has brought weapons onto company property but has never discharged any weapon. He further stated that he ordered an investigation by the Utility into signs being shot, but he "did not see that anything could be accomplished by calling the Little Rock Police Department."

On December 30, 2013, the Department received an email from John Jarratt (Interim CEO) advising that on December 27, 2013, he received a letter from Debbie Williams (Accounting Supervisor) detailing that a large amount of Little Rock Wastewater pipe was missing from its inventory. In question was thirteen (13), thirty-two (32) foot joints of sixty (60) inch concrete pipe and one thousand, two hundred, fifty-five (1,255) linear feet of forty-two (42) inch concrete pipe. The cost of the sixty (60) inch pipe was estimated at \$36,749.92 and the forty-two (42) inch pipe was estimated at \$33,885.00.



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The aforementioned piping was surplus from capital projects between 1988 and 1990 and was being kept in a field at the backside of the Adams Field Treatment Facility.

Debbie Williams informed John Jarratt it was her intent for the year 2013 that the pipe be scrapped and sold at auction due to Little Rock Wastewater no longer having any use for this type of pipe. Debbie Williams spoke with Eric Wassell (former Superintendent Adams Field Treatment Facility) who told her that several years ago he was informed by Stan Miller that he had a company coming to haul off the pipe. During the course of the investigation, detectives obtained weekly reports from Adams Field Plant Operations Department dated February 27, 2011, to March 5, 2011, and March 6, 2011, to March 12, 2011. Both of these weekly reports were sent to Stan Miller, Manager of Operations. Detailed in these reports were notes that Rick Furr Excavation would be removing large diameter pipe from the Adams Field Facility. An e-mail was also obtained that was dated March 10, 2011, which was sent from Eric Wassell to the Adams Field Operators and Maumelle Operations, telling them that Rick Furr Excavation would be on site next week to remove large diameter pipe from the rear of the property and that the operators on duty should allow access to interior roadways of the plant to Rick Furr Excavating.

Detectives spoke with several employees at the Adams Field Facility who were working at this treatment facility during the first weeks of March, 2011, and each of them said access was granted to a construction company and piping was removed. None of the employees knew much about the removal of the pipe other than that they received the e-mail from Eric Wassell telling them that the pipe would be removed and to grant access to the plant.

On January 1, 2014, the Department received information that Doug Meyer had contacted City Hall after reading in the *Arkansas Democrat-Gazette* about the missing pipe from Little Rock Wastewater and advised that he believed he had some of the pipe in question on his property. On January 2, 2014, Doug Meyer was contacted and arrangements made to meet him on January 3, 2014, on his property at 12615 David O. Dodd Rd. Mr. Meyer advised that in early 2011 he was having a general conversation with Stan Miller about some work he was doing and made mention about needing some pipe. Mr. Meyer said Stan Miller told him he knew where some would be available. Mr. Meyer said several days went by and Stan Miller called him back telling him there was some piping available at the Wastewater facility by the airport.

Mr. Meyer said he went and looked at the pipe with Stan Miller and found a large part of the pipe broken into pieces and unusable. There were some sixty (60) inch sections that he did want and asked Stan Miller how much the Utility wanted for the pipe. Mr. Meyer said Stan Miller told him that the Utility needed the space and if he would haul the pipe off and clean the area, he could have it for no charge. Mr. Meyer said he hired Weaver/Bailey Construction to remove thirteen (13) sections of the sixty (60) inch pipe and at least a hundred (100) feet of the forty-two (42) inch pipe and take it to his property



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on David O'Dodd. Mr. Meyer said he paid Weaver/Bailey Construction approximately \$6,000 to remove the pipe from Adams Field.

Detectives photographed thirteen (13) sections of the sixty (60) inch pipe and advised Mr. Meyer not to remove the pipe until further notice. Mr. Meyer took detectives to another part of his property off of David O. Dodd Road and showed them where he had already placed approximately one-hundred (100) feet of the forty-two (42) inch pipe in the ground. Photographs were also taken of this pipe for purposes of this investigation.

On January 3, 2014, detectives made contact with John Jarratt and informed him that they had found the sixty (60) inch pipe and advised him of the location. Mr. Jarratt was also informed that Mr. Meyer would be calling him.

On January 7, 2014, detectives made contact with Richard Furr, Jr. (Rick Furr Excavating) and took a statement from him regarding the missing pipe from the Adams Field Treatment Facility. Mr. Furr said that in early 2011 his excavating company was working for the Pulaski County Levee District clearing the levee right of ways near the Adams Field Treatment Facility when he was approached by Stanley Miller and Reggie Corbitt. Mr. Furr said Miller and Corbitt asked him if he could remove the pipe at the facility and clean up the area. Mr. Furr said he was told he could have the pipe for salvage purposes if he could haul it off and clear the area. Mr. Furr said he agreed. Mr. Furr said he arrived on a Saturday and, when he arrived, Weaver/Baily Construction had trucks already there loading the sixty (60) inch pipe. Mr. Furr said he took what was left of the forty-two (42) inch pipe and stored it at his construction yard. Detectives then went to 1615 Woodyard in Pulaski County with Mr. Furr and observed seventeen (17), twenty (20) foot sections of forty-two (42) inch pipe and one (1), ten (10) foot section of forty-two (42) inch pipe stacked together. The pipe did not appear to be in good condition and was photographed. Detectives advised John Jarratt at Little Rock Wastewater of the location of the pipe. Mr. Furr was advised not to move any of the pipe and to make contact with John Jarratt. Mr. Furr telephoned John Jarratt prior to detectives leaving the property.

On January 9, 2014, detectives made contact with Eric Wassell at the Little Rock Wastewater Administration Building. Mr. Wassell told detectives that in early 2011 he was the Superintendent of the Little Maumelle Treatment Facility that was being constructed. Mr. Wassell said while the construction was being completed at the Little Maumelle Plant, he and the Little Maumelle Operators were being housed at the Adams Field Treatment Facility. Mr. Wassell said in January 2011 the levees around the facility were being cleared pursuant to Corps of Engineers specifications. Mr. Wassell said there were three (3) abandoned concrete mixers that were partially blocking the clearing of the levees. Mr. Wassell said arrangements were made with the Airport to have the old concrete mixers hauled off. Mr. Wassell said at that time he asked Stan Miller about possibly cleaning up the old pipe on the Adams Field property. Mr. Wassell said he was



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going to approach the Finance Department about getting a salvage value, but Mr. Miller told him he would handle it. Mr. Wassell said in February, 2011, he was at a staff meeting at the Fourche Creek Treatment Facility when Stan Miller told him arrangements had been made to have the old pipe removed and the area cleaned. Mr. Miller told Eric Wassell to have the operators allow access to the Adams Field Treatment Facility by Rick Furr Excavating to remove the pipe. On March 10, 2011, Eric Wassell sent an e-mail to the Adams Field and Little Maumelle Operators stating that Rick Furr Excavation would be onsite "next week" to remove the pipe. Eric Wassell said his understanding of the arrangement was that the excavating company would pay to remove the pipe for the salvage value of the pipe. Mr. Wassell said the forty-two (42) inch pipe was pipe that had been in the ground and removed and was not in good condition and the sixty (60) inch pipe was in good condition. Mr. Wassell said he and his staff were moved to the Little Maumelle Treatment Facility prior to the finished removal of the pipe.

On January 15, 2014, detectives again met with Stanley Miller and his attorney, Ken Shemin. Mr. Miller provided a statement in reference to the removal of the pipe at the Adams Field Facility. Mr. Miller said he was out surveying the Adams Field Treatment Facility Property one day with Reggie Corbitt and Mr. Corbitt told him they needed to have the old pipe at the facility removed and the area cleaned. Mr. Miller said an old neighbor of his, Doug Meyer, had asked if he knew where he could get some old drainage pipe and Mr. Miller told him the Utility had some, but that he would have to pay the cost of removal and clean the area. Mr. Miller said sometime later Eric Wassell told him there was a company clearing the levees and they wanted some of the pipe. Miller said he told Wassell they could have whatever Doug Meyer did not take. Miller said he went to the Jim Barham (Chief Financial Officer) and asked if the pipe in question was in inventory he was told it was not. Mr. Miller said since the pipe was not in inventory there was no need to do a Retirement Work Order. A Retirement Work Order is a device by which inventoried equipment and property is removed from the inventory and disposed of. Mr. Miller said he never received any money or services from anyone to have the pipe removed.

On January 15, 2014, detectives also met with Reggie Corbitt and his attorney, Ken Shemin. Mr. Corbitt said he recalled that in 2008 or 2009 he was at the Adams Field Treatment Facility with Stan Miller and saw the condition of the pipe and grounds around the pipe and considered it a security risk and an eyesore. Mr. Corbitt said that he told Miller to make arrangements to get rid of the pipe and clean the area. Mr. Corbitt said he never saw the pipe again, but in late 2012 he followed up with Stan Miller and Miller told him they got most of the pipe removed. Mr. Corbitt indicated that no Retirement Work Order was done on the pipe because he had asked Jim Barham (Chief Financial Officer) if the pipe was in inventory and Barham told him it was not. Mr. Corbitt said there was no need to do a Retirement Work Order since the pipe was not in inventory. Mr. Corbitt said he never received any money or services from anyone who took part in the removal of the pipe.

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Detectives subsequently learned that Jim Barham (Chief Financial Officer, Little Rock Wastewater Utility) had retired from the utility and had passed away in 2013.

At this time there is no evidence to suggest any money was exchanged between any of the contractors who removed the pipe and any Little Rock Wastewater employee or the Utility itself; however, the investigation does show the pipe was in inventory and there was not a Retirement Work Order done to have the pipe properly removed from inventory.

The three elements of the Department's investigation may be summarized as considering the following:

As to the matters of the expenditures related to Mr. Miller's two RVs, both as to site preparation and the comparable market rate of services provided for the use of the site, and the matter of the disposition of unused, inventoried Utility pipe, Arkansas Code 14-42-108 [Prohibited actions by municipal officials or employees] Section (a)(1) provides that "It shall be unlawful for any official or employee of any municipal corporation of this state to receive or accept any water, gas, electric current, or other article or service from the municipal corporation, or any public utility operating therein, without paying for it at the same rate and in the same manner that the general public in the municipal corporation pays therefor." Further, 14-42-108 (b)(1) provides that "It shall be unlawful for any city official or employee of any municipal corporation to furnish or give to any person, concerns, or corporations any property belonging to the municipal corporation, or service from any public utility owned or operated by the municipal corporation, unless payment is made therefor to the municipal corporation at the usual and regular rates, and in the usual manner, except as provided in subsection (a) of this section."

As to the discharge of firearms at the Utility facility and the damage to Utility property, Arkansas Code 5-38-203 [Criminal mischief in the first degree] Section (a) provides that "A person commits the offense of criminal mischief in the first degree if he or she purposely and without legal justification destroys or causes damage to: (1) the property of another..." Additionally, City of Little Rock Code Section 18-102 provides, in part, that the "discharging or firing of any weapon...or firearm of any description within the city limits is prohibited..."

The Department's case file will be submitted to the Prosecuting Attorney's Office for further review and I will advise you of the results of that review.

Information contained in this memorandum is provided pursuant to my authority under Departmental General Order 107.III.7.





Fourche Creek R.V.  
Site for Stan Miller

Map

Traffic

200 ft

50 m



