

Instrument #201711904

Real Estate Book

Ordinance

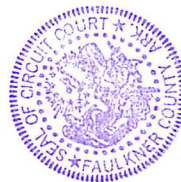
Filed: 07/31/2017 03:08 pm

Faulkner County, Arkansas

Crystal Taylor, Circuit Clerk

By: Diana Varner, D.C.

2 Pages \$20.00



**City of Conway, Arkansas
Ordinance No. O-17-70**

AN ORDINANCE WAIVING THE REQUIREMENT TO OBTAIN COMPETITIVE BIDS FOR EQUIPMENT REPAIR, DECLARING AN EMERGENCY, AND FOR OTHER PURPOSES

Whereas, a 2011 Mack MRU613 Front Load Truck (asset #733), which is utilized by the collections program of the Department of Sanitation to conduct business efficiently, in a timely manner, and to fully and adequately provide commercial collection services for and on behalf of the inhabitants and businesses of the City, experienced a fire in the engine compartment causing severe damage to the electrical components on the chassis and refuse body on October 3, 2016; and

Whereas, an insurance claim from the Arkansas Municipal League's Municipal Vehicle Program was denied due to a "mechanical breakdown" on October 26, 2016; and

Whereas, Shipley Motor Equipment Company is a central Arkansas dealer for Mack Truck parts and service, is an approved City vendor, and was able to provide these repair services to assist the collections program in conducting and maintaining uninterrupted daily operations; and

Whereas, this matter represents an exceptional circumstance which renders the competitive bidding process impractical and unfeasible, because the type of repair requires the use of an authorized Mack Truck parts and service provider, and the use of the competitive bidding process would delay the completion of the repairs and therefore unnecessarily delay the return of the vehicle to service; and

Whereas, the Shipley Motor Equipment Company's quoted price for the repair of this equipment exceeds the amount that allows purchase without bids being taken.

NOW THEREFORE, BE IT ORDAINED AND ENACTED BY THE CITY COUNCIL OF THE CITY OF CONWAY, ARKANSAS THAT:

Section 1: The City of Conway, because the competitive bidding process is impractical and unfeasible due to exceptional circumstances, shall waive the conditions of competitive bidding, so that competitive bidding requirements are hereby waived, and the repairs to asset #733 for \$43,789.07 from the Shipley Motor Equipment Company, are approved.

Section 2: This ordinance is necessary for the protection of the public peace, health and safety, and an emergency is hereby declared to exist, and this ordinance shall be in full force and effect from and after its passage and approval.

Section 3: All ordinances in conflict herewith are repealed to the extent of the conflict.

This Ordinance adopted this 27th day of June, 2017.

Attest:



Michael O. Garrett
City Clerk/Treasurer

Approved



Mayor Bart Castleberry