

ORDINANCE NO. 4-2020

AN ORDINANCE WAIVING COMPETITIVE BIDDING IN ACCORDANCE WITH ARKANSAS CODE ANNOTATED SECTION 14-58-303 AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT TO REPAIR CERTAIN PROPERTY FOR THE CITY OF HELENA-WEST HELENA AND FOR OTHER RELATED PURPOSES.

WHEREAS, THE CITY OF HELENA-WEST HELENA HAS AN IMMEDIATE NEED OF THE LIFT STATION PUMPS IN THE HELENA-WEST HELENA WATER UTILITY AND THE REPAIR IS NEEDED FOR THE EFFECTIVE AND EFFICIENT OPERATION OF THE CITY OF HELENA-WEST HELENA WATER DEPARTMENT; AND

WHEREAS, TIME IS OF THE ESSENCE AND IT IS NOT FEASIBLE TO ADVERTISE FOR BIDS AT THIS TIME.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF HELENA-WEST HELENA AS FOLLOWS:

SECTION 1 - Waiver of Competitive Bidding:

- a) Pursuant to Arkansas Code Annotated Section 14-58-303, the City of Helena-West Helena City Council makes the finding that exceptional circumstances exist and the bidding procedure is not feasible at this time.
- b) The City Council waives competitive bidding relating to the repairing of the Lift Station #5 pump and water repairs at the Helendale Booth. In addition, the repairs will take at least 10 to 12 weeks lead time for the equipment to be ordered and then it has to be repaired. The City Council desires that the project be completed so that the water and sewer can flow effectively and have a permanent repair to the Lift Station and for the Helendale repairs as well.
- c) The City has two separate invoices and transactions regarding these issues. For the Helendale project, the City has received estimates in the amount of \$8,970 which includes one Aurora Pump and a Pump shaft to be purchased from Instruments and Supply, Inc. The total expenditure for that portion is \$8,790.
- d) The Lift Station portion of this expenditure is to repair Lift Station #5. Said expenditure is with Genflow Inc in the amount of \$15,598 including cost and labor.
- e) The Mayor is authorized to execute all contracts necessary to

complete the project. The total estimated cost of the project, including estimated fees and incidentals, is approximately \$8,790 and \$15,598 for the expenditures.

- f) The Mayor is authorized to execute all contracts to secure the repairs to the tennis courts. In addition, the Mayor and City Attorney are authorized to finalize all negotiations relating to execute of the contract.

SECTION 2-Severability:

If, for any reason, any portion of this ordinance is held to be invalid, such invalidity shall in no way affect the remaining portions thereof, which are valid, but such valid portions shall be and remain in full force and effect.

SECTION 3 - Repealer:

All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 4 - Emergency Enactment:

This Ordinance being necessary to promote the health, safety, peace, and general welfare of the citizens of Helena-West Helena, Arkansas, an emergency is hereby declared to exist, and this Ordinance shall be in full force and effect immediately.

PASSED: march 31, 2020

APPROVED: Kevin A. Smith
Kevin Smith, Mayor

ATTESTED Sandi Ramsey
Sandi Ramsey, City Clerk