

AN ORDINANCE WAIVING FORMAL BIDDING REQUIREMENTS FOR REPAIRS TO THE CONCRETE DRAINAGE DITCH AT THE BACK OF PROPERTY LOCATED AT 709-713 HEALY AVENUE IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; APPROPRIATING FUNDS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, Ark. Code Ann. § 14-58-303 requires City purchases exceeding the amount of \$20,000 to follow statutory procedures of local government advertisement and opening of sealed bids which may only be waived in exceptional situations where bidding is deemed not feasible or practical; and

WHEREAS, the drainage ditch at the back of properties located at 709-713 Healy Avenue has collapsed (see location map attached hereto as Exhibit “A”); and

WHEREAS, with recent excessive rain in our area, there is a high probability that additional rain will increase damages and may, in all likelihood, trigger serious erosion of residential properties situated along the failed portion of the ditch; therefore, time is of the essence, and it is crucial that repair work be started as soon as possible; and

WHEREAS, the Public Works Department is currently in the process of obtaining quotes for the repair work, and it is in the best interests of the City and its residents that the company with the lowest bid, having the appropriate equipment and manpower needed to expeditiously complete repairs, be selected.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NORTH LITTLE ROCK, ARKANSAS:

SECTION 1: That formal bidding is hereby waived in connection with repairs to a portion of the concrete drainage ditch at the back of properties located at 709-713 Healy Avenue in the City of North Little Rock, and the Mayor, or his designee, is hereby authorized to select the company/contractor with the lowest bid, having the appropriate equipment and manpower necessary to complete the work in an efficient and prompt manner.

SECTION 2: That the sum of Fifty Thousand & 00/100 Dollars (\$50,000.00) is hereby appropriated from the General Fund as a line item for Storm Water Drainage Maintenance & Repairs in the 2016 budget for the Public Works Department.

SECTION 3: That all ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.

SECTION 4: That the provisions of this Ordinance are hereby declared to be severable, and if any section, phrase or provision shall be declared or held invalid, such invalidity shall not affect the remainder of the sections, phrases or provisions.

SECTION 5: It is hereby found and determined that delaying commencement of repair work to the subject drainage ditch could contribute to damage to adjacent residential properties thereby generating additional costs to remedy the problem; that the adoption of this Ordinance is immediately necessary to insure the proper and orderly growth of the City of North Little Rock, Arkansas and is necessary for the immediate preservation of the public health, safety and welfare; THEREFORE, an emergency is hereby declared to exist, and this Ordinance shall be in full force and effect from and after its passage and approval.

PASSED:

APPROVED:

Mayor Joe A. Smith

SPONSOR:

ATTEST:



Mayor Joe A. Smith

Diane Whitbey, City Clerk

APPROVED AS TO FORM:



C. Jason Carter, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/b



tabbles
EXHIBIT
"A"



Date: 5/4/2016

Drainage Ditch from 709-713 Healy Ave.

