O-20-48

ORDINANCE NO. ___

AN ORDINANCE WAIVING FORMAL BIDDING REQUIREMENTS FOR THE PURCHASE OF 3M N95 MASKS FROM STRACK, INC., A SOLE SOURCE VENDOR; 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 advertisement and opening of sealed bids which may only be waived in exceptional situations where bidding is deemed not feasible or practical; and

WHEREAS, Governor Asa Hutchinson declared a state of emergency on March 11, 2020 in response to the COVID-19 pandemic; and

WHEREAS, due to the pandemic, paramedics and first responders need personal protective equipment, and the 3M Particulate Respirator N95 masks (the "N95 Masks") are designed to achieve a close facial fit and highly efficient filtration of airborne particles; and

WHEREAS, Strack, Inc., 410 Albacore Drive, Yorktown, VA 23692, is one of the few United States based companies to manufacture N95 masks, and prioritizes paramedics and first responders; and

WHEREAS, the North Little Rock Fire Department is requesting to purchase two hundred fifty (250) cases of N95 masks from Strack, Inc. at a price of Thirty Eight Thousand Two Hundred and Seventy Five Dollars & 00/100 Dollars ($38,275.00), plus tax.

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 the purchase of 250 cases of 3M Particulate Respirator N95 masks from Strack, Inc. for a total amount of Thirty Eight Thousand Two Hundred and Seventy Five Dollars & 00/100 Dollars ($38,275.00), plus tax (see Strack, Inc. Quote attached hereto as Exhibit A).

SECTION 2: That the cost of the masks is included in and shall be paid from the Fire Department COVID 19 Account.

SECTION 3: That all ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.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: That it is hereby found and determined that it is in the best interest of the City of North Little Rock to purchase said 3M Particulate Respirator N95 masks from Strack Inc. to monitor City Departments, 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:

Mayor Joe A. Smith

ATTEST:

Diane Whitbey, City Clerk

APPROVED AS TO FORM:

Amy Beckman Fields, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/kt

FILED 11:35 A.M. _____ P.M.
By A. Fields
DATE 5-5-20
Diane Whitbey, City Clerk and Collector
North Little Rock, Arkansas
RECEIVED BY S. Massey

EXHIBIT

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A

STRACK, INC.
410 Albacore Drive
Yorktown, VA 23692

Quote

Date	Quote #
4/29/2020	3042

Agency Name / Address
North Little Rock Fire Department Chief Gerald Tucker 723 Maple N.L.R. AR. 72114

Agency Ship To
North Little Rock Fire Department Chief Gerald Tucker 723 Maple N.L.R., AR 72114

P.O. No.	Rep	Terms	Quote Expires
	ATA	NET 30 / 1% NET 20	5/29/2020

Item Number	Description	Qty	Cost	Total
7000002056	3M Particulate Respirator 8511, N95 80 EA/Case	250	152.60	38,150.00
Shipping	Shipping Fee		125.00	125.00

3M is not allowing orders to be canceled or any returns. No exceptions.

Total $38,275.00

Phone #	E-mail
757-898-7281	stephanie@strack-inc.com

BGM