R-22- 113

**RESOLUTION NO. _____**

**A RESOLUTION WAIVING FORMAL BIDDING REQUIREMENTS AND AUTHORIZING PAYMENT TO JLC COMMUNICATIONS, INC. TO INSTALL FIBER OPTIC CABLE AT 515 WEST PERSHING BOULEVARD; AND FOR OTHER PURPOSES.**

WHEREAS, on September 13, 2021, the City Council adopted Resolution No. 10107, authorizing the Mayor and City Clerk to enter into an Offer and Acceptance and Lease Agreement to purchase certain real property located at 515 West Pershing Boulevard in the City of North Little Rock ("the City") from USAble Mutual Insurance Company ("USAble") for services provided by the City; and

WHEREAS, Ark. Code Ann. § 14-58-303 requires City purchases exceeding the amount of $35,000 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, due to current supply chain constraints and lack of labor availability, public bidding is not feasible to complete the project within the year; and

WHEREAS, JLC Communications, Inc., 25520 Interstate 30, Bryant, AR 72022, ("JLC Communications") is a local contractor that does fiber optic cable installation and has a history of winning public bids, as their overhead costs are often lower than out-of-state bids; and

WHEREAS, time is of the essence to finish this project, and JLC Communications is familiar with the IT infrastructure and has all necessary equipment in stock; and

WHEREAS, the cost of the removal and relocation of the fiber optic cable will not exceed One Hundred Ninety Thousand and 00/100 Dollars ($190,000.00).

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

SECTION 1: That formal bidding is hereby waived in connection with the installation of fiber optic cable, not to exceed One Hundred Ninety Thousand and 00/100 Dollars ($190,000.00).

SECTION 2: That the payment to JLC Communications, Inc. shall be paid from the North Little Rock IT Department 2022 Budget.

SECTION 3: That the provisions of this Resolution 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 4: That this Resolution shall be in full force and effect from and after its passage and approval.

PASSED:

APPROVED:

Mayor Terry C. Hartwick

SPONSOR:

Terry C. Hartwick

Mayor Terry C. Hartwick by AF

ATTEST:

Diane Whitbey, City Clerk

APPROVED AS TO FORM:

Amy Beckman Fields, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/kt

FILED 11:00 A.M. _____ P.M.

By Amy Fields CA

DATE 6-4-20

**Diane Whitbey, City Clerk and Collector**
**North Little Rock, Arkansas**

RECEIVED BY