

**ORDINANCE NO. 2012-13**

**AN ORDINANCE OF THE CITY OF BRYANT, ARKANSAS TO WAIVE THE REQUIREMENT OF COMPETITIVE BIDDING FOR THE PURCHASE OF PICKUP TRUCK FOR THE BRYANT FIRE DEPARTMENT; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING AN EMERGENCY CLAUSE.**

**WHEREAS**, the City Council of the City of Bryant wishes to maximize allocated funds from the Springhill Fire Protection District available for the purchase of a ½ ton pickup truck for the Bryant Fire Department and to maximize the safety and services provided by the Bryant Fire Department and the Springhill Fire Protection District as well as the City of Bryant, Saline County, Arkansas.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BRYANT, SALINE COUNTY, ARKANSAS.**

**SECTION 1: WAIVER OF COMPETITIVE BIDDING**

- a. The Bryant Fire Department is owned and operated by the City of Bryant. Bryant wishes to waive competitive bidding on the purchase of ½ ton pickup truck for the Bryant Fire department.
- b. The City of Bryant Finance and Personnel Committee has been provided two proposals from the Fire Chief.
- c. The City of Bryant Finance and Personnel Committee has reviewed both proposals and recommended that proposal be moved to full council, with recommendation to purchase vehicle from local vendor located within the City of Bryant.

**SECTION 2: FEASIBILITY AND PRACTICALITY CONSIDERATIONS**

- a. A need for maximizing allocated funds for the purchase of vehicle exists.
- b. A need to effectuate expedited use and benefits to the Bryant Fire Department for the Citizens of Bryant exists.
- c. The Fire Department is currently down a vehicle due to mechanical breakdown.
- d. Current vehicle is of age that repairs and current maintenance upkeep has become cost prohibitive.
- e. The City finds that the need for maximizing allocated funds for the purchase of vehicle coupled with expedited delivery and a desire to maintain standards for consistency of the current Fire Department Fleet for maintenance cost.
- f. To continue to provide the high quality service standards to the Citizens of Bryant and the Springhill Fire Protection District necessitate the waiver of competitive bidding as competitive bidding in this circumstance is not feasible or practical.

**SECTION 3: AUTHORIZATION**

The Mayor or Fire Chief is hereby authorized to purchase ½ ton pickup truck and listed equipment as recommended in Finance and Personnel Committee proposal.

SECTION 4: BIDDING PROCEDURES WAIVED

That the City Council for the City of Bryant, Arkansas hereby finds that such circumstances described above constitute an exceptional situation where competitive bidding is not feasible or practical, and waives the requirements of formal competitive bidding.

SECTION 5: GENERAL REPEALER

All laws, ordinances, resolutions, or parts of the same, which are inconsistent or in conflict with the provisions of this ordinance, are hereby repealed to the extent of such inconsistency or conflict.

SECTION 6: EMERGENCY CLAUSE

To prevent an interruption in the valuable services which the Bryant Fire Department is providing and continues to provide, as well as for the safety and welfare for the Citizens of Bryant and the Springhill Fire District, the City Council hereby declares an emergency and this ordinance shall be in full force and effect immediately upon its passage and approval.

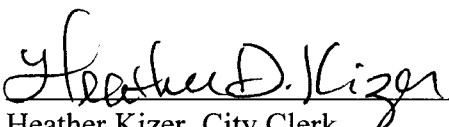
SECTION 7: SEVERABILITY

Should any title, section, paragraph, item, sentence, clause, or phrase of this ordinance be declared or adjudged invalid or unlawful by a court of competent jurisdiction, such declaration or adjudication shall not affect the remaining portions of the ordinance which shall remain in full force and effect as if the portion so declared or judged or unconstitutional was not originally a part of the ordinance.

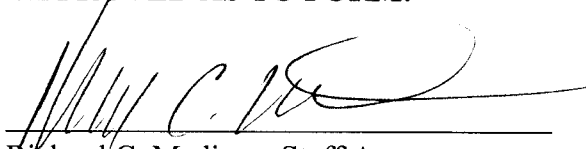
**DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF BRYANT, ARKANSAS, on this 26th day of April, 2012**

  
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Jill Dabbs, Mayor

**ATTEST:**

  
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Heather Kizer, City Clerk

**APPROVED AS TO FORM:**

  
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Richard C. Madison, Staff Attorney