

ORDINANCE NO. 793

AN ORDINANCE AMENDING CHAPTER 2 OF MONTICELLO CITY CODE, CONCERNING ADMINISTRATION; AMENDING CONDITIONS TO THE AMOUNT THE MAYOR IS AUTHORIZED TO EXPEND WITHOUT COMPETITIVE BIDDING TO INCLUDE A \$15,000.00 THRESHOLD ONLY FOR THE PURCHASE OF USED-VEHICLES; AND DECLARING AN EMERGENCY.

WHEREAS, in compliance with ACA § 14-58-303, the City Council of Monticello, Arkansas has adopted purchasing procedures for competitive bidding which is codified as Municipal Code § 2-106 (Ordinance No. 787); and

WHEREAS, the aforesaid ordinance requires the Mayor to seek competitive bids for purchases over the sum of \$10,000.00; and

WHEREAS, competitive bidding for used-vehicles often result in local vendors being unable to compete with vendors from the Houston, TX and Dallas, TX area; and the City, being required by law to award the lowest qualified bidder, has to travel to procure said used-vehicles, adding expensive costs to the purchase; and

WHEREAS, the City Council of Monticello, Arkansas has determined it appropriate that the expense amount threshold for competitive bidding be increased for the purchasing of used-vehicles to not exceed \$15,000.00.

NOW THEREFOR BE IT ORDAINED, by the City Council of the Monticello, Arkansas, that Chapter 2 of Monticello City Code, concerning administration, is amended to reads as follows:

"Sec. 2-106. Competitive Bidding.

(a) **Bidding procedure.** When required by this section, the mayor or his designated representative shall invite competitive bidding thereon by legal advertisement published at least one time in any local newspaper authorized published legal notices. Bids received pursuant to said advisement shall be open not less than fifteen (15) days following the date of the first publication of the invitation to bid; provided. However, that, in the event of an emergency, the Mayor may invite competitive bidding to be opened not less than five (5) days following the date of the first publication of invitation to bid. There upon, the mayor shall transmit to the city council a tabulation of all bids as received thereon and the city council, with the recommendation of the mayor, by resolution duly passed, shall authorize the purchase or contract to the lowest responsible bidder; provided, however, the city council may reject any and all bids.

(b) **When required, General.** Except as defined otherwise in this section, the mayor or his designated representative shall use competitive bidding, as defined in this section, when the amount of any expenditure for any purchase or contract authorized in section 2-104 exceeds the sum of ten thousand dollars (\$10,000.00).

(c) **When required, Used-vehicles.** The mayor or his designated representative shall use competitive bidding, as defined in this section, when the amount of any expenditure for any purchase of a used-vehicle exceeds the sum of fifteen thousand dollars (\$15,000.00)."

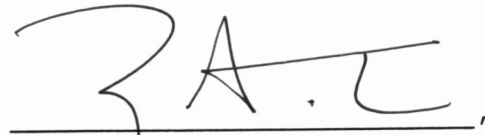
EMERGENCY CLAUSE.

BE IT ALSO ORDAINED by the City Council of the City of Monticello, Arkansas, that:

The City Council having determined that there is a great public need to replace certain patrol vehicles with newer used-vehicles in a timely manner which allows for a speedier replacement of inadequate patrol vehicles; and that because it has been found the public welfare and safety has being in jeopardy because of existence of inadequate patrol vehicles, an emergency is hereby declared to exist and this ordinance shall be in full force and effect and after its passage and publication.

(End of Ordinance)

ADOPTED on this 28 day of July, 2015.



Mayor

ATTEST:



City Clerk