ORDINANCE NO. 2007- 2007-16

AN ORDINANCE WAIVING COMPETITIVE BIDDING
FOR THE PURCHASE OF A FULLY EQUIPPED FIRE TRUCK
FOR THE CITY OF ATKINS, AND FOR OTHER PURPOSES

WHEREAS, the Atkins Volunteer Fire Department is in need of a new specifically designed and equipped fire truck; and

WHEREAS, Pierce Manufacturing, Inc. is the only company that designs and equips a fire truck to meet the specific needs of the Atkins Volunteer Fire Department; and

WHEREAS, Pro-Fire Equipment, LLC is the only dealer selling or leasing Pierce Manufacturing, Inc. fire trucks in the State of Arkansas and a three state area; and

WHEREAS, it is therefore not feasible or practical to advertise for bids for the lease and purchase of such a fire truck; and

WHEREAS, a public hearing was conducted pursuant to law to allow the public to express its opinion for or against the purchase of such a fire truck.

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Atkins, Arkansas as follows:

SECTION 1: The City Council of the City of Atkins waives competitive bidding for the purchase of a fire truck pursuant to A.C.A. §14-58-303, and the Mayor of the City of Atkins is hereby authorized to enter into a lease/purchase agreement on behalf of the City of Atkins with Pierce Manufacturing, Inc., and Pro-Fire Equipment, LLC for the purchase of one (1) fully equipped Pierce Contender Pumper with a 198 inch wheel base, and a Cummins ISC 360 hp, 1050 torque, CC, 2007 engine for the price of $278,815.00, together with a performance bond at a cost of $815.00.

SECTION 2: This ordinance being necessary for the public peace, health and safety of the citizens of Atkins, an emergency is declared and this Ordinance shall become effective immediately upon its passage and approval.

DATED this 9th day of October, 2007.

JERRY DON BARRETT, Mayor

BRENDA GRAVES, City Clerk