ORDINANCE NO. 2010-06

AN ORDINANCE AUTHORIZING THE CITY OF ATKINS TO WAIVE THE NECESSITY OF COMPETITIVE BIDDING BEFORE MAKING SUBSTANTIAL REPAIRS TO THE SOUTH WASTEWATER TREATMENT PLANT LOCATED IN ATKINS, ARKANSAS, CAUSED BY STORM DAMAGE IN FEBRUARY, 2008, AND FOR OTHER PURPOSES

WHEREAS, the South Wastewater Treatment Plant in Atkins, Arkansas, sustained substantial storm damage caused by a tornado in February, 2008, and

WHEREAS, a substantial part of the damage was sustained to two aerators located in the middle of the equalization basin, and

WHEREAS, to perform the repair work to the two aerators requires the basin to be emptied in order to repair or replace the equipment, and

WHEREAS, the plant operator has been running the plant at maximum capacity for the last two years in an effort to draw the water level down, and

WHEREAS, because of the unusually dry weather during the summer of 2010, the water level in the basin has now been lowered extensively, and

WHEREAS, the water level in the basin is expected to rise once rainy weather returns in a few weeks, and

WHEREAS, the competitive bid process can consume anywhere from thirty (30) to sixty (60) days, and

WHEREAS, the repair work itself will require at least three (3) weeks to finish, and

WHEREAS, if the work is not done immediately while the water level is low, the repairs will likely be delayed until the fall of 2011 thereby increasing costs substantially to make the repairs, and

WHEREAS, the City Council deems the stated reasons above to constitute exceptional circumstances causing the competitive bidding process to be not feasible or practical.

Now therefore be it ordained by the city council of the City of Atkins as follows:

SECTION 1: Waiver of Competitive Bidding for Substantial Repairs to the South Wastewater Treatment Plant in Atkins. The City Council for the City of Atkins

waives the requirement of competitive bidding for substantial repairs needed to be made immediately to the South Wastewater Treatment Plant in Atkins because of the existence of exceptional circumstances necessitating the waiving of competitive bidding in this situation causing the procedure of competitive bidding to be neither feasible nor practical.

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.

PASSED and APPROVED this 16th day of November, 2010.

JERRY DON BARRETT, Mayor

BRENDA GRAVES, City Clerk

FILED
Brenda Graves, City Clerk
City of Atkins
Date: 11/16/10

SEAL
CITY OF ATKINS
POPE COUNTY ARKANSAS