ORDINANCE NO. 25-05

AN ORDINANCE TO WAIVE THE COMPETITIVE BIDDING REQUIREMENTS FOR THE PURCHASE OF A GENERATOR FOR THE SOUTH WASTEWATER TREATMENT PLANT; DECLARING AN EMERGENCY; AND, FOR OTHER PURPOSES.

WHEREAS, the Atkins City Council recognizes that the generator currently installed at the South Wastewater Treatment Plant is outdated and in need of complete replacement;

WHEREAS, the City is authorized and empowered under the provisions of Arkansas Code Annotated Section § 14-58-104(6) to waive competitive bidding requirements for the replacement of parts and labor for repairs of machinery and equipment.

WHEREAS, the City is authorized and empowered under the provisions of Arkansas Code Annotated Section § 14-58-303(b) to waive competitive bidding requirements in exceptional situations where the bidding requirements are deemed not feasible or practical.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ATKINS, ARKANSAS:

SECTION 1. The current generator located at the South Wastewater Treatment Plant has been in use for over 20 years, and its components are no longer in production. Manufacturing replacement parts for the obsolete generator would cost as much as, or more than, purchasing a new generator. Furthermore, the estimated delivery time of a new generator is anywhere from 5 weeks to 24 weeks.

SECTION 2. The Atkins City Council hereby waives competitive bidding in accordance with A.C.A §14-58-104(b) which provides that replacement parts and labor for repairs of machinery and equipment may be purchased without soliciting bids.

SECTION 3. The Atkins City Council finds that the requirements of competitive bidding are not feasible or practical under the circumstances and hereby waives competitive bidding requirements in accordance with A.C.A §14-58-303(b).

SECTION 4. The Atkins City Council hereby authorizes the mayor or his designees to enter into a contract with United Engines for the purchase of a generator (Volvo 7.7L Diesel Engine 1800 RPM, EPA Tier 3 Certified Emergency Standby, 250 kW/313kVA @120/240 V 30, 752 Full Load Amps) at the South Wastewater Treatment Plant. The total cost for said purchase is Seventy-Six Thousand, Eight hundred and Fifty Dollars and Zero Cents ($76,850.00).

SECTION 5. All ordinances, resolutions, and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 6. EMERGENCY CLAUSE: This ordinance is necessary for the protection of the peace, health and safety of citizens of Atkins, Arkansas, and therefore, an emergency is

declared to exist, and this ordinance shall go into effect from and after its passage and approval.

DATED AND PASSED this 14th day of October, 2025.

ROWDY SWEET, MAYOR

ATTEST:

ANGELA SINGLETON, CITY CLERK

FILED
Angela Singleton, City Clerk
City of Atkins
Date: 10-14-25