ORDINANCE NO. 26-03

AN ORDINANCE TO WAIVE THE COMPETITIVE BIDDING REQUIREMENTS FOR THE PURCHASE AND INSTALLATION OF SCADA (SOFTWARE/CONTROLS FOR WATER TREATMENT PLANT OPERATIONS) SYSTEM UPGRADE AT THE ATKINS WATER TREATMENT PLANT; DECELARING AN EMERGENCY; AND, FOR OTHER PURPOSES.

WHEREAS, the Atkins City Council recognizes that the SCADA SYSTEM currently installed at the Atkins Water Treatment Center is outdated and in need of replacement; and

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; and

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 existing SCADA system at the Atkins Water Treatment Plant is currently operating on Wonderware 2017 SP1, which is not compatible with Windows 11 and is no longer supported by the manufacturer for modern cybersecurity and operating system updates. The Atkins City Council hereby finds that the replacement SCADA SYSTEM control and monitoring at the Atkins Water Treatment Plant shall be purchased and installed without soliciting bids in accordance with Arkansas Code Annotated Section § 14-58-104(6) and § 14-58-303(b).

SECTION 2. The Atkins City Council hereby authorizes the mayor or his designees to enter into a contract with Telemetry Solutions for the replacement of the SCADA SYSTEM. Telemetry Solutions is familiar with the Atkins Water Treatment Plant machinery and is knowledgeable of the critical system configuration. Telemetry Solutions will perform updates and repairs on existing equipment.

SECTION 3. The Atkins City Council hereby approves the total expenditure of $48,928.14, to be paid from Atkins Water Works.

SECTION 4. All ordinances, resolutions, and parts thereof in conflict herewith are hereby repealed to extent of such conflict.

SECTION 5. EMERGENCY CLAUSE: This ordinance is necessary to ensure that the citizens of Atkins are provided with clean and safe water. Additionally, 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 April, 2026.

ROWDY SWEET, MAYOR

ATTEST:

ANGELA SINGLETON, CITY CLERK

FILED
Angela Singleton, City Clerk
City of Atkins
Date: 4-14-2026

SEAL