

ORDINANCE NO. 0-08-05
AN ORDINANCE ESTABLISHING THE PURCHASING AUTHORITY
OF THE CITY MANAGER, SETTING THE POLICY OF RECEIVING
COMPETITIVE BIDS THEREON, AND REPEALING ORDINANCE O-02-01, TO DECLARE AN
EMERGENCY AND FOR OTHER PURPOSES.

BE IT ORDAINED BY THE BOARD OF DIRECTORS OF ARKADELPHIA, ARKANSAS, THAT:

Section 1. The City Manager, or his/her duly authorized representative shall have exclusive power and responsibility to make purchases of all supplies, apparatus, equipment, materials and other things necessary for public purposes in and for the city and to make all necessary contracts for work or labor to be done or material or other necessary things to be furnished for the benefit of the city or in carrying out any work or undertaking of a public nature therein where the total expenditure therefore is below the sum of Ten Thousand Dollars (\$10,000). Where the amount of expenditures for any purpose or contract is Ten Thousand Dollars (\$10,000) or more, the City Manager or his/her duly authorized representative shall invite competitive bidding thereon by legal advertisement in any local newspaper. Bids received pursuant to the legal advertisement shall be opened and read on the date set for receiving the bids in the presence of the City Manager or his/her duly authorized representative together with any committee that may be named by the City Manager or the governing body for this purpose. The contract shall be awarded by the City Manager and the Board of Directors to the lowest responsible bidder; provided, however, the City Manager and the Board of Directors may reject any and all bids received.

(A)Exceptions, above \$10,000 but not to exceed \$20,000 or the State limit in accordance with ACA § 14-58-303

1. Purchasing petroleum products such as oil for the production of asphalt, and diesel and gasoline for the use in city vehicles or equipment.

Section 2. The Board may waive the requirement of competitive bidding in exceptional circumstances where this procedure is not feasible all in accordance with ACA § 14-47-138 as may be amended from time to time.

Section 3. The City Manager may approve for payment out of any funds previously appropriated for that purpose, or disapprove any bills, debts, or liabilities asserted as claims against the City. When funds on hand are inadequate to pay such bills, debts, or liabilities not covered by previous appropriations, confirmation shall be required by the Board of Directors.

Section 4. All ordinances and parts of ordinances in conflict herewith are hereby repealed and specifically repealed is Ordinance O-02-01.

Section 5. Due to the fact that bills are outstanding an emergency is required to continue with the day to day operations of the city NOW THEREFORE, AN EMERGENCY IS HEREBY DECLARED TO EXIST AND this Ordinance being necessary for the preservation of the public peace, health and safety, shall take effect and be in force from and after its passage and approval.

PASSED AND APPROVED this 17th day of July, 2008.

C.T. Hollingshead, Mayor

Rendi Currey, City Clerk