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Legal NOTICES

ORDINANCE NO. 2025-01

AN ORDINANCE TO WAIVE THE REQUIREMENT OF COMPETITIVE BIDDING FOR THE PURCHASE OF A CHEVROLET 2500 HD PICKUP TRUCK FOR THE FIRE DEPARTMENT; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES

WHEREAS, Arkansas Code Annotated § 14-58-303 requires competitive bidding for the purchase by the City of Beebe, Arkansas, of supplies, apparatus, equipment, materials, and services, the cost of which is in excess of \$35,000.00; and

WHEREAS, pursuant to Arkansas Code Annotated § 14-58-303, the City Council for the City of Beebe, Arkansas, may, by resolution, waive the requirements of competitive bidding in exceptional situations where this procedure is deemed not feasible or practical or as provided under Arkansas Code Annotated § 14-58-104; and

WHEREAS, the City of Beebe, Arkansas, must have in its possession for use on a daily basis by the Fire Department a Chevrolet 2500HD Silverado Pickup Truck; and

WHEREAS, the City of Beebe, Arkansas, therefore is presently in need of a Chevrolet 2500HD Silverado Pickup Truck the cost of each may exceed \$35,000.00; and

WHEREAS, it has been determined by the City Council for the City of Beebe, Arkansas, that placing the matter for bid would unduly delay the purchase of the Chevrolet 2500HD Silverado Pickup Truck and would likely result in the City of Beebe not obtaining the best equipment necessary for the purposes needed; and

WHEREAS, the City of Beebe has contacted several suppliers regarding the purchase of the 2500HD Pickup Truck with the necessary accessories thereon and the City Council for the City of Beebe, Arkansas, has determined that there exists one (1) supplier, namely Carl Black Chevrolet Buick GMC, Inc., which can deliver within a reasonable time the Chevrolet 2500HD Silverado Pickup Truck needed and wanted by the City of Beebe; and

WHEREAS, it has, therefore, been determined by the City Council for the City of Beebe, Arkansas, that competitive bidding, therefore, is not feasible or practical.

THEREFORE, BE IT ORDAINED by the City Council of the City of Beebe, Arkansas:

1. That it is not feasible or practical to require competitive bidding for the procurement of a Chevrolet 2500HD Silverado Pickup Truck from Carl Black Chevrolet Buick GMC, Inc. by the City of Beebe, Arkansas, as defined by Arkansas Code Annotated § 14-58-303 and as held by the Supreme Court of Arkansas in *Klinger v. City of Fayetteville*, 293 Ark. 128, 732 S.W. 2d 859 (1987).

2. That, therefore, the requirement of competitive bidding for the present procurement by the City of Beebe, Arkansas, of the following equipment:

One (1) Used Chevrolet 2500HD Silverado Pickup Truck, S/N: IGC3YNE76RF180054 as set forth in Exhibit "A" attached hereto.

should be, and, the same is hereby waived.

3. That the Mayor and Clerk of the City of Beebe, Arkansas, shall have and are hereby given the necessary and requisite authority to contract on behalf of the City of Beebe, Arkansas, to acquire said Chevrolet 2500HD Silverado Pickup Truck and to sign necessary documents on behalf of the City of Beebe, Arkansas, without further action of the Council.

4. **EMERGENCY CLAUSE:** That the procurement of the Chevrolet 2500HD Silverado Truck is necessary for the health and safety of the citizens of the City of Beebe, Arkansas, and emergency is hereby declared to exist and this ordinance shall be in full force and effect after its passage and approval.

PASSED, APPROVED AND ADOPTED this 27 day of January, 2025.

Miké Robertson
MIKE ROBERTSON, MAYOR

ATTEST:
Carol Crump Westergren
CAROL CRUMP-WESTERGREN
CITY CLERK-TREASURER

PREPARED AND APPROVED AS TO FORM BY:

Randy L. Grice
RANDY L. GRICE, ABN 93131
CITY ATTORNEY

This publication paid for by the City of Beebe at a cost of \$583.00

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