

ORDINANCE NO. 6433

AN ORDINANCE WAIVING THE REQUIREMENTS OF COMPETITIVE BIDDING FOR THE PURCHASE OF CERTAIN NEW VEHICLES FOR VARIOUS CITY DEPARTMENTS PURSUANT TO A.C.A §14-47-138(B); AND FOR OTHER PURPOSES.

WHEREAS, The City of Hot Springs faces unprecedented challenges in procuring new City vehicles; the State of Arkansas cancelled the State Contract for vehicle purchase due to supply chain issues and increased product demand and the City's purchasing agent has advertised for bid a list for approximately 20 new vehicles for which no bids were received, and

WHEREAS, vehicles available for sale on dealer lots are selling within days as the continued supply chain issues and current computer chip shortages have decreased the available supply of vehicles from manufactures, and

WHEREAS, A.C.A §14-47-138(b) provides that "The board, by ordinance, may waive the requirement of competitive bidding in exceptional situations where this procedure is not feasible...", and

WHEREAS, City staff requests that the Board of Directors consider waiving competitive bidding and authorizing the City Manager to locate, negotiate and purchase vehicles in an amount not to exceed budgetary constraints.

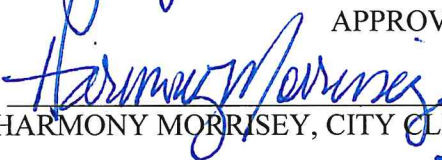
NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the City Of Hot Springs, Arkansas;

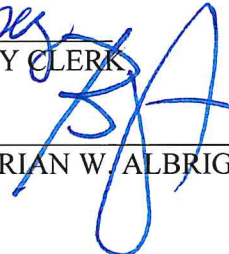
Section 1: That it is hereby found and determined that it is not feasible, practical, or possible to require competitive bidding for the purchase of City vehicles due to the exceptional situation created by the current supply chain issues, reduced availability of vehicles and computer chip shortages; and thus, competitive bidding for city vehicles to be purchased through fiscal year 2023 is hereby waived pursuant to A.C.A §14-47-138(b).

Section 2: The City Manager and designated staff are hereby authorized to act on behalf of the City of Hot Springs with respect to the locating, negotiating and purchasing of vehicles as similar as possible to the original specifications listed in the aforementioned bid documents, in an amount not to exceed departmental budgetary constraints of the respective fiscal years; provided further that the City Manager, or his designee, is authorized to act on behalf of the City in the administration of these purchases.

PASSED: July 19, 2022

APPROVED:  PAT McCABE, MAYOR

ATTEST:  HARMONY MORRISEY, CITY CLERK

APPROVED AS TO LEGAL FORM:  BRIAN W. ALBRIGHT, CITY ATTORNEY