

**ORDINANCE NO. 1811**  
**AN ORDINANCE OF THE CITY OF EUREKA SPRINGS,**  
**ARKANSAS, WAIVING THE REQUIREMENTS OF**  
**COMPETITIVE BIDDING AS RELATES TO THE PURCHASE**  
**OF A INCRETE CONTRACTORS PACKAGE; AND**  
**DECLARING AND EMERGENCY**

WHEREAS, the City of Eureka Springs, Arkansas, has for sometime desired to be able to construct/install stamped concrete in certain instances when approved and authorized by the proper governing bodies; and

WHEREAS, there are only two (2) suppliers of stamped concrete systems available to City to construct/ install stamped concrete, and that each supplier requires the staff of the intended purchaser to attend and be schooled in the proper methods of using said system; and

WHEREAS, the City of Eureka Springs has previously expressed its interest in the Increte system as a possible alternative to the use of limestone, and has invested considerable amounts in schooling and training members of the Public Works Department in the application of Increte; and

WHEREAS, for the City to undertake the application of Increte its is necessary to purchase a "Contractors Package", consisting of four (4) sets of tools, color hardener, release and sealer at a price of \$14,300.00; and

WHEREAS, the schooling and training of the City staff has effectively made stamped concrete a single supplier product in that to acquire said product from any supplier other than Increte would require extensive re-training and schooling of the City employees, and as such, to advertise for the purchase of stamped concrete systems would not be feasible or practical, and by reason thereof the requirements of competitive bidding in this exceptional situation should be waived; and

WHEREAS, that it is believed that the purchase of a stamped concrete system is now necessary so that immediate construction/installation of such system can be immediately undertaken and that therefore an emergency should be declared to exist so that this ordinance could go into and be of full force and effect immediately upon its passage.

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

SECTION ONE: That pursuant to the provisions of Section 3.04.02 of the Eureka Springs Municipal Code the Council of said City does hereby waive the requirements of competitive bidding to allow the City to purchase an Increte "Contractors Package" from Increte of the Ozarks for a price of \$14,300.00 plus shipping, handling and other charges and taxes, it being found that by the City Council that this is an exceptional situation where the procedure for competitive bidding is deemed not feasible or practical.

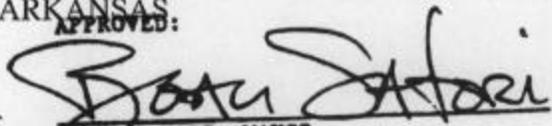
SECTION TWO: That an emergency is hereby declared and found to exist in that the City must act expediently to purchase the Increte "Contractors Package" to avail itself of the seasonal summer months for the application of stamped concrete.

IT IS SO PASSED AND ORDAINED this <sup>20</sup>~~14~~ day of May, 1999.

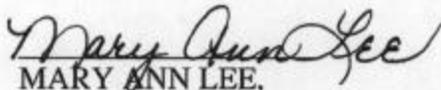
THE CITY OF EUREKA SPRINGS,  
ARKANSAS

APPROVED:

By:

  
BEAU SATORI, MAYOR  
BEAU SATORI, Mayor

ATTEST:

  
MARY ANN LEE,  
City Clerk