

## **ORDINANCE NO. 1850**

### **AN ORDINANCE OF THE CITY OF EUREKA SPRINGS, ARKANSAS, WAIVING THE REQUIREMENTS OF COMPETITIVE BIDDING AS RELATES TO THE PURCHASE OF TENTS**

**WHEREAS**, the City of Eureka Springs, Arkansas, is desiring to purchase four tents to be used for festivals and special events sponsored by the City of Eureka Springs; and

**WHEREAS**, after research and inquiry, the Festival Director for the City of Eureka Springs has determined that Academy Tent Company manufactures a 20 foot by 40 foot modular tent which is uniquely suited to the needs of Eureka Springs and that no other company manufactures a reasonably suitable alternative; and

**WHEREAS**, the cost of four tents plus shipping is approximately \$16,220.00, which exceeds the \$10,000.00 limit for purchase without competitive bidding; and

**WHEREAS**, the City Council has determined that exceptional circumstances exist which render the competitive bidding process to not be practical or feasible; and

**WHEREAS**, a state of emergency exists because the tents must be ordered, manufactured and delivered by October 6, 2000, for use at the Folk Festival street fair; NOW, THEREFORE

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

1. That pursuant to the provisions of Section 2-222(d) of the Eureka Springs Municipal Code, the City Council does hereby waive the requirements of competitive bidding for the purchase of four 20 foot by 40 foot modular tents from Academy Tent Company.
2. That all ordinances or resolutions, and parts thereof, in conflict herewith are hereby repealed to the extent of such conflict.
3. That each of the provisions of this ordinance are severable and the decision of any court having jurisdiction as to the validity of any provision shall not effect the remaining provisions.

4. That a state of emergency exists due to the need for immediate purchase of these tents, and therefore, this ordinance shall go into full force and effect immediately upon its passage.

**PASSED AND ORDAINED BY THE CITY COUNCIL OF THE CITY OF EUREKA SPRINGS, ARKANSAS, THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2000.**

**APPROVED:**

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**BEAU ZAR SATORI, Mayor**

**ATTEST:**

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**MARY ANN LEE, City Clerk**

CERTIFICATE

The undersigned, City Clerk of the City of Eureka Springs, Arkansas (the City), hereby certifies that the foregoing pages are a true and correct copy of Ordinance No.1850, adopted at a regular session of the City Council of the City, held at the regular meeting place of the City Council at 7:00 p.m. on the \_\_\_\_ day of \_\_\_\_\_, 2000, and that said Ordinance is of record in Ordinance Record Book No. \_\_\_\_\_ of the City, now in my possession.

GIVEN under my hand and seal this \_\_\_\_ day of \_\_\_\_\_, 2000.

\_\_\_\_\_  
City Clerk

(SEAL)