

ORDINANCE 1860

AN ORDINANCE OF THE CITY OF EUREKA SPRINGS, ARKANSAS, WAIVING THE REQUIREMENTS OF COMPETITIVE BIDDING AS RELATES TO THE PARTIAL RENOVATION OF THE THEATER SECTION OF THE CITY AUDITORIUM

Whereas, the City of Eureka Springs, Arkansas is desiring to renovate and preserve the City Auditorium of the City of Eureka Springs, Arkansas; and

Whereas, after research and inquiry, the City Advertising and Promotion Commission has determined that Backstage Connections of Branson, Mo. is uniquely qualified in the historical restoration, preservation and safety requirements of the Eureka Springs Auditorium.

Whereas, the cost of restoration is approximately \$108,000.00 which exceeds the \$10,000.00 limit for purchase without competitive bidding.

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 renovation and preservation must be completed by March 29, 2001 to insure the safety of the patrons of the facility;

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 restoration and preservation of the City Auditorium.
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 That all ordinances or resolutions, and parts thereof, in conflict herewith are hereby repealed to the extent of such conflict.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 the restoration and preservation work to be completed by March 29, 2001, 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 _____, 2001**

ATTEST:

APPROVED:

MARY ANN LEE, City Clerk

BEAU ZAR SATORI, Mayor