

**ORDINANCE NO. 1863**  
**AN ORDINANCE OF THE CITY OF EUREKA SPRINGS,**  
**ARKANSAS, WAIVING THE REQUIREMENTS**  
**OF COMPETITIVE BIDDING AS RELATES TO THE**  
**PURCHASE OF A TELESQUIRT FIRE TRUCK**

**WHEREAS**, the City of Eureka Springs, Arkansas, is desiring to purchase a used fifty-five-foot (55') telesquirt fire truck to be used for the purpose of life safety and protection of property by the City of Eureka Springs Fire Department; and

**WHEREAS**, after research and inquiry, the City of Eureka Springs Fire Chief has determined that Deep South Truck Sales has for sale a used 1982 Hendrickson fifty-five-foot (55') telesquirt Detroit Diesel 8V71 with Allison Automatic, one thousand (1,000) gallon per minute pump, three hundred (300) gallon tank, ladder certification, and pump certification which is uniquely suited to the needs of Eureka Springs and that no other vehicle is a reasonably suitable alternative; and

**WHEREAS**, the cost of this Hendrickson telesquirt is approximately \$80,000.00, 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 telesquirt fire truck will provide life safety and protection of property not now available; 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 the 1982 Hendrickson telesquirt fire truck from Deep South Truck Sales.
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 That all ordinances or resolutions, and parts thereof, in conflict herewith are hereby repealed to the extent of such conflict.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 this telesquirt fire truck for protection of the safety of the citizens of Eureka Springs, and therefore, this ordinance shall go into full effect immediately upon its passage.

**PASSED AND ORDAINED BY THE CITY COUNCIL OF THE CITY OF  
EUREKA SPRINGS, ARKANSAS, THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2001**

**APPROVED:**

\_\_\_\_\_  
**BEAU ZAR SATORI, Mayor**

**ATTEST:**

\_\_\_\_\_  
**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. 1863, 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 \_\_\_\_\_, 2001, 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 \_\_\_\_\_, 2001.

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

(SEAL)