

**ORDINANCE NO. 870**

**AN ORDINANCE WAIVING THE REQUIREMENTS  
OF COMPETITIVE BIDDING FOR THE PURCHASE  
OF ACCOUNTING COMPUTER SOFTWARE**

WHEREAS, the Eureka Springs Hospital Commission (Hospital) is desiring to purchase computer software to be used for the purposes of financial accounting and billing for the Hospital; and

WHEREAS, the Hospital Administrator, Jack Morris, has reviewed three software packages which are designed for use by hospitals for purposes of financial accounting and billing and has chosen the software package designed by Advanced Professional Software, Inc. to be the most desirable and cost effective for the Hospital's needs; and

WHEREAS, the Hospital Commission believes that to advertise for bids on a financial accounting and billing software package would not prove feasible or practical due to the unique nature of such software and the scarcity of suppliers in the State of Arkansas and the United States, and that it is beneficial to the Hospital to allow the Hospital Administrator to use his professional expertise and opinion to choose the software which would best serve the needs and the interests of the Hospital; and

WHEREAS, a state of emergency exists by reason of fact that the Eureka Springs Hospital Commission will take over the operation and management of the Eureka Springs Hospital in the very near future;

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

1. That pursuant to the provisions of Section 3.04.02 of the Eureka Springs Municipal Code, the Council of said City finds that this being an exceptional situation in which the procedure for competitive bidding is deemed not feasible or practical does, therefore, waive the requirements of competitive bidding so as to allow the Hospital Administrator and the Hospital Commission to select and purchase the financial accounting and billing software package designed by Advanced Professional Software, Inc., for a purchase price up to \$70,000.00.

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 That all ordinances or resolutions, and parts thereof, in conflict herewith are hereby repealed to the extent of such conflict.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.

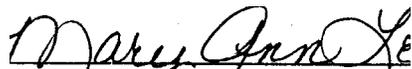
4. That a state of emergency exists in order to provide for the continued operation of the Eureka Springs Hospital for the health and welfare of the citizens of Eureka Springs and by reason thereof, this Ordinance shall go into full effect immediately upon its passage.

**PASSED AND ORDAINED BY THE CITY COUNCIL OF THE CITY OF EUREKA SPRINGS, ARKANSAS, THIS 9<sup>th</sup> DAY OF \_\_\_\_\_, 2001.**

APPROVED:

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ATTEST:

  
MARY ANN LEE, City Clerk