

ORDINANCE NO. 1623

AN ORDINANCE WAIVING COMPETITIVE BIDDING REQUIREMENTS FOR PROCURING PROFESSIONAL SERVICES FOR CONDUCTING A FEASIBILITY STUDY FOR THE CITY OF EUREKA SPRINGS PARKING AUTHORITY

WHEREAS, the Parking Authority held a public hearing on July 28, 1994, to present its proposed Master Plan; and,

WHEREAS, the Parking Authority believes that an objective study should be conducted to address parking and related transportation issues in the downtown area, to provide recommendations and alternatives for alleviating identified parking needs, and to determine the feasibility of development of a parking garage at a specified location in the downtown district; and

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

Section One: Competitive Bidding Requirements Waived

Pursuant to Title 3, Section 3.04.02, "Purchases, More Than Five Thousand Dollars," of the Municipal Code, the competitive bidding requirements are hereby waived for contracting with The Center for Resource Planning and Management, Southwest Missouri State University, Springfield, Missouri, for professional services for the development of said feasibility study. The amount of the contract shall not exceed \$15,000. The Center is the only known, affordable, and available resource within a 100-mile radius of Eureka Springs,

Section Two: Repeal Clause

All Ordinances or Resolutions, and parts thereof, in conflict herewith are hereby repealed to the extent of such conflict.

PASSED AND ORDAINED BY THE CITY COUNCIL OF THE CITY OF EUREKA SPRINGS, ARKANSAS, THIS 27th DAY OF September, 1994.

APPROVED:



Interim Mayor

ATTEST:



Juanita S. Barner, City Clerk

me
1-13-95

JAY C. MINER
City Attorney
City of Eureka Springs
44 S. Main
Eureka Springs, AR 62632

January 3, 1995

Ms. Mary Ann Lee
City Clerk
City of Eureka Springs
44 S. Main
Eureka Springs, AR 72632

RE: Referendum Petition on Ordinance No. 1623

Dear Mary Ann:

On September 23, 1994, the Eureka Springs City Council passed Ordinance No. 1623, an ordinance waiving competitive bidding.

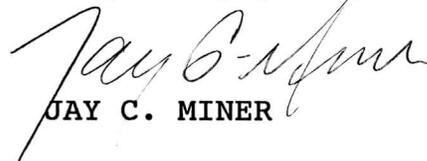
Inasmuch as Ordinance 1623 is not an ordinance of a general or permanent nature, it does not require publication. Consequently, if the electors want to refer the matter to a vote, a petition had to be submitted to the Clerk within 30 days after its passage.

On October 20, 1994, the Ordinance was published in the newspaper. The City Clerk, Juanita Barner, caused it to be published for information purposes only, and not to affect its passage.

A referendum petition on Ordinance 1623 was submitted to the Clerk on November 21, 1994, approximately two months after its passage. I do not believe it was timely filed and the petition should be rejected.

If you have any questions regarding this matter, please feel free to contact me.

Very truly yours,


JAY C. MINER