

O-09-09

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE WAIVING FORMAL BIDDING REQUIREMENTS FOR REFURBISHMENT OF THE SHAFT DRIVEN PUMP ON UNIT 2 AT THE MURRAY HYDRO PLANT; APPROPRIATING FUNDS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.**

WHEREAS, due to mechanical failure, it is necessary to refurbish the shaft driven pump on Unit 2 at the Murray Hydroelectric Plant; and

WHEREAS, Philadelphia Gear Corporation, the only source for these parts and work, has presented two options for refurbishment: Alternate A at a cost of \$844,588 or Alternate B at a cost of \$488,855 (see comparison attached hereto as Exhibit "A" ), and it is the opinion of the Electric Department that Alternate B is the appropriate selection; and

WHEREAS, Philadelphia Gear Corporation has submitted its quote for Option B (Quote No. 69268 attached hereto as Exhibit "B"); and

WHEREAS, the Electric Department is confident that a portion of the cost will be covered under its insurance coverage (less a deductible of \$250,000), and a claim has been filed with the insurance carrier for the mechanical failure.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NORTH LITTLE ROCK, ARKANSAS:

SECTION 1: That formal bidding is hereby waived in connection with refurbishment of the shaft driven pump on Unit 2 at the Murray Hydroelectric Plant, and the Electric Department is authorized to order the work from Philadelphia Gear Corporation pursuant to Quote No. 69268 in the amount of Four Hundred Eighty-eight Thousand, Eight Hundred Fifty-five & 00/100 Dollars (\$488,855.00), said amount to be appropriated from the Electric Department O&M Fund.

SECTION 2: That a claim has been filed with the Electric Department's insurance carrier for the Hydro Plant, and any payments received (less the deductible) will be applied as an off-set to the expenditure appropriated in Section 1 above.

SECTION 3: That all ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.

SECTION 4: That the provisions of this Ordinance are hereby declared to be severable, and if any section, phrase or provision shall be declared or held invalid, such invalidity shall not affect the remainder of the sections, phrases or provisions.

SECTION 5: It is hereby found and determined that the adoption of this Ordinance is immediately necessary to insure the proper and orderly growth of the City of North Little Rock, Arkansas and is necessary for the immediate preservation of the public health, safety and welfare; THEREFORE, an emergency is hereby declared to exist, and this Ordinance shall be in full force and effect from and after its passage and approval.

PASSED:

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APPROVED:

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Mayor Patrick H. Hays

SPONSOR:

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Mayor Patrick H. Hays

ATTEST:

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Diane Whitbey, City Clerk

APPROVED AS TO FORM:

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C. Jason Carter, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/b