

O-09-24

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

**AN ORDINANCE WAIVING FORMAL BIDDING REQUIREMENTS FOR UPGRADES TO THE GEAR MONITORING EQUIPMENT AT THE MURRAY HYDRO PLANT; APPROPRIATING FUNDS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.**

WHEREAS, Ark. Code ann. § 14-58-303 requires City purchases exceeding the amount of \$20,000 to follow statutory procedures of local advertisement and opening of sealed bids which may only be waived in exceptional situations where bidding is deemed not feasible or practical; and

WHEREAS, following a recent gear failure of the shaft driven pump at the Murray Hydroelectric Plant (“Hydro Plant”), an investigation was performed to determine if the gear monitoring equipment should have revealed indications of the problem; and

WHEREAS, as a result of the investigation, it was discovered that the G3000 system and software has not been upgraded since its installation in 1994 and is currently operating under the outdated DOS system; and

WHEREAS, Monitoring Technology Corporation, the original source of the equipment, conducted the investigation and has determined that the system and software can be upgraded; and

WHEREAS, Monitoring Technology Corporation has submitted its proposal and quote for upgrading the G3000 system and software (Proposal No. AMH-P-021909-KL attached hereto as Exhibit “A”).

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 upgrading the G3000 monitoring equipment at the Murray Hydroelectric Plant, and the Electric Department is authorized to order the work from Monitoring Technology Corporation pursuant to Proposal No. AMH-P-021909-KL, attached hereto as Exhibit “A” and incorporated by reference.

SECTION 2: That the amount of Sixty-seven Thousand Two Hundred & 00/100 Dollars (\$67,200.00) plus travel expenses and per diem rates (as outlined in Terms and Conditions of the proposal) are hereby appropriated from the Electric Department O & M Fund.

SECTION 3: That all ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.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