

**ORDINANCE NO. 2240**

**AN ORDINANCE WAIVING THE REQUIREMENTS OF COMPETITIVE BIDDING FOR THE PURPOSE OF PURCHASING SELF-CONTAINED BREATHING APPARATUS**

**WHEREAS**, the Fire Chief has investigated the manufacturers of the required air packs to determine the one that best fits and therefore is the most desirable for the City's needs; and

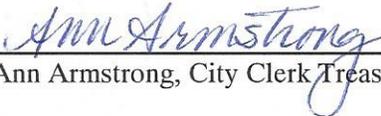
**WHEREAS**, equipment compatibility, safety and cost efficiency require the continued use of proprietary equipment manufactured by Scott Health and Safety,

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

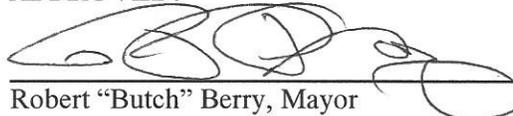
1. That pursuant to the provisions of Section 3.04.02 of the Eureka Springs Municipal Code, the Council of said City finds that this, being an exceptional situation in which the procedure for competitive bidding is deemed not feasible and impractical, does therefore waive the requirements of competitive bidding so as to allow the City to enter into an agreement for the City Fire Department to purchase ten (10) Self-Contained Breathing Apparatus manufactured by Scott Health and Safety from the dealer, E.V.S., of Conway, Arkansas, at a cost of not more than \$9,000 per unit.
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 That all ordinances or resolutions, and parts thereof, in conflict herewith are hereby repealed to the extent of such conflict.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 affect the remaining provisions.

**PASSED AND ORDAINED BY THE CITY COUNCIL OF THE CITY OF EUREKA SPRINGS, ARKANSAS, ON THE 25<sup>th</sup> DAY OF APRIL, 2016**

**ATTEST:**

  
\_\_\_\_\_  
Ann Armstrong, City Clerk Treasurer

**APPROVED:**

  
\_\_\_\_\_  
Robert "Butch" Berry, Mayor

All present voted "Aye" – Joyce Zeller, David Mitchell, Bob Thomas, Terry McClung and James DeVito