

ORDINANCE NO. 2230

AN ORDINANCE TO WAIVE COMPETITIVE BIDDING TO PURCHASE ONE (1) TRAMSTAR POWER UNIT FOR THE EUREKA SPRINGS, ARKANSAS, TRANSIT DEPARTMENT AND DECLARING AN EMERGENCY

WHEREAS, the City of Eureka Springs, Arkansas, (“the City”) is currently in need of one (1) new tram power unit; and,

WHEREAS, the Transit Director has researched the cost and availability of acquiring an ADA wheelchair access tram power unit with a gas powered Ford E-350 OEM cab and chassis that will allow the Transit Department to operate the tram tours; and

WHEREAS, it is the recommendation of the Transit Director that the City purchase one (1) power unit built by Ford/Chance and purchased from Specialty Vehicles Corporation of Wichita, Kansas, so as to make the unit interchangeable with the current equipment used by the Transit Department.

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

Section 1. The requirement for competitive bidding in the acquisition of the tram power unit is and shall hereby be waived to allow the purchase of the unit from Specialty Vehicles Corporation of Wichita, Kansas, so as to provide the Transit Department with equipment that is interchangeable with its current equipment, parts supply and service experience, and cannot be reasonably obtained elsewhere.

Section 2. The quote from Specialty Vehicles Corporation in the amount of \$167,570, including a delivery charge of \$1,050 and a trade in credit of \$5000 shall hereby be accepted to allow for a timely purchase without unnecessary delay that could result in loss of use and revenue for the City Transit Department.

Section 3. All Ordinances and Resolutions, and parts thereof, in conflict with this Ordinance are hereby repealed to the extent of such conflict. In the event any one or more of the provisions contained in this Ordinance shall for any reason be held by a court of competent jurisdiction to be invalid, illegal or unenforceable in any respect, such invalidity, illegality or unenforceability shall not affect the remaining provisions of this Ordinance, and this Ordinance shall be construed as if such invalid, illegal or unenforceable provision or provisions had never been contained herein.

Emergency Clause

Section 4. The City Council, upon the recommendation of the Transit Director of the City of Eureka Springs, Arkansas, finds that because of the deteriorating condition of the existing power unit, potential loss of revenue, and time and manufacturing constraints for this specialty power unit, it is in the best interests and for the health, welfare and safety of the citizens of Eureka

Springs to purchase this one (1) tram power unit for the City; that an emergency is hereby declared to exist and therefore this Ordinance shall go into full force and effect immediately upon its passage.

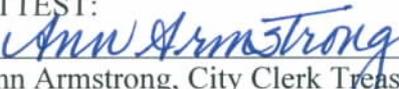
PASSED AND ORDAINED BY THE CITY COUNCIL OF THE CITY OF EUREKA SPRINGS, ARKANSAS, THIS 27TH DAY OF AUGUST, 2015.

APPROVED:



Robert D. Berry, Mayor

ATTEST:



Ann Armstrong, City Clerk Treasurer

All four members present voted "Aye": Bob Thomas, Joyce Zeller, James DeVito and Mickey Schneider