ORDINANCE NO. 2002-06

AN ORDINANCE TO WAIVE BIDDING REQUIREMENTS FOR THE REPLACING OF A SIX-INCH SEWER MAIN; AUTHORIZING THE MAYOR TO ENTER INTO CONTRACTS FOR THE ABOVE MENTIONED PROJECT; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, a six-inch main has collapsed between E. 2nd Street and E. 3rd Street; and

WHEREAS, the collapse caused raw sewage to be spilled on the ground; and

WHEREAS, the Mayor contracted and had the line replaced,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MULBERRY, ARKANSAS:

SECTION 1. That the City Council has determined that an exceptional situation exists where the advertisement for competitive bidding on material and construction of a sewer main is not practical or reasonable.

SECTION 2. That the provisions of City Ordinance No. 99-8 and A.C.A. 22-9-203 are hereby waived, and the funds of up to $25,000.00 are appropriated from the ½ Cent Sewer Sales Tax Fund for this project.

SECTION 3. That the actions of the Mayor are hereby ratified with regards to the construction of a 300 foot sewer main from E. 2nd Street to E. 3rd Street.

SECTION 4. All ordinances or parts of ordinances in conflict wherewith are hereby repealed.

SECTION 5. If any provision of this ordinance is held invalid or unconstitutional it shall be deemed severable and

separable, and the remaining provisions shall remain in full force and effect.

SECTION 6. It is hereby ascertained and declared that in order to facilitate prompt action to this crisis and to ensure an adequate system for the removal of wastewater for the citizens of Mulberry, Arkansas, an emergency is declared to exist. The provisions of this ordinance, being necessary for the protection of the public health, shall be in full force and effect from and after their passage and approval.

PASSED AND APPROVED THIS 23RD DAY OF APRIL, 2002.

APPROVED: _____
Jeff Maryin, Mayor

CITY OF MULBERRY SEAL MULBERRY, ARK.

ATTEST: _____
Joe Benham, Recorder-Treasurer