

ORDINANCE NO. 2019-_____

CITY OF TONTITOWN, WASHINGTON COUNTY, ARKANSAS

AN ORDINANCE TO WAIVE COMPETITIVE BIDDING AND AUTHORIZE THE SALE BY PUBLIC ACUTION TO AUCTION THE SALE OF CERTAIN PERSONAL PROPERTY ITEMS AND EQUIPMENT BY BLOCK AUCTION COMPANY.

WHEREAS, the City Council of the City of Tontitown has been advised that certain personal property items and equipment are no longer of use to the city, therefore it is the desire of the City Council to auction said personal property items and equipment; and

WHEREAS, the City Council has authorized the City of Tontitown to use Block Auction Company, when appropriate, in order to auction certain personal property items and equipment; and

WHEREAS, the City Council has found that exceptional circumstances exist, and that bidding on certain items that exceed \$20,000.00 in value is not feasible or practical, and that a public auction is more cost effective, efficient and will lead to a better price than as individual advertised for sale; and

WHEREAS, the City Council agrees that it is in the best of the City of Tontitown and its citizens to auction personal property items and equipment as the property is of no use to the city and proceeds from the sale will benefit the City of Tontitown; and

WHEREAS, the City of Tontitown, finds that having Block Auction Company perform the auction for their personal property items and equipment, would provide substantial savings for Tontitown.

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Tontitown, Arkansas;

Section 1. That pursuant to state law and applicable city ordinances, the City Council hereby waives the requirements of competitive bidding for the auction of personal property items and equipment attached hereto as Exhibit "A".

Section 2. The Mayor is hereby authorized, on behalf of the City of Tontitown, to take all measure necessary to give effect to authorization by the City Council set forth in this Ordinance.

Section 3. That all ordinances or resolutions or orders, and parts thereof, in conflict with this ordinance are hereby repealed to the extent of such conflict.

Section 4. That in the event that any section, paragraph, subdivision, clause, phrase, or other provision or portion of this Ordinance be adjudged invalid or unconstitutional, the same

shall not affect the validity of this Ordinance as a whole, or any part or provision, other than the part so decided to be invalid or unconstitutional, and the remaining provisions of this Ordinance shall be construed as if such invalid, unenforceable or unconstitutional provision or provisions had never been contained herein.

PASSED AND APPROVED this _____ day _____, 2019.

APPROVED:

Paul Colvin, Jr., Mayor

ATTEST:

Rhonda Ardemagni, City Recorder-Treasurer
(SEAL)