

**ORDINANCE NO. 2021-08-963**

**CITY OF TONTITOWN, WASHINGTON COUNTY, ARKANSAS**

**AN ORDINANCE AMENDING CHAPTER 32.02: PURCHASING BY MAYOR AND COUNCIL MEMBERS; PROCEDURE OF THE TONTITOWN MUNICIPAL CODE OF THE CITY OF TONTITOWN IN ITS ENTIRETY AND DECLARING AN EMERGENCY.**

**WHEREAS**, Chapter 32.02: PURCHASING BY MAYOR AND COUNCIL MEMBERS; PROCEDURE sets forth the procedures, terms and other rules governing the Municipal Code of the City of Tontitown;

**WHEREAS**, Act 435 of 2021 changed the requirements for competitive bidding and purchasing; and

**WHEREAS**, the City Council of the City of Tontitown has reviewed and discussed these rules and now finds it to be in the best interest of the citizens of the City of Tontitown to amend Chapter 32.02: PURCHASING BY MAYOR AND COUNCIL MEMBERS; PROCEDURE of the Tontitown Municipal Code to set forth the purchasing procedure of the Mayor and Council members.

**NOW THEREFORE, BE IT ENACTED AND ORDAINED**, by the City Council of the City of Tontitown, as follows:

**Section 1.** That Chapter 32.02: PURCHASING BY MAYOR AND COUNCIL MEMBERS; PROCEDURE, of the Tontitown Municipal Code is hereby amended in its entirety as follows:

See Attached Exhibit “A”

**Section 2.** In the event that any section, paragraph, subdivision, clause, phrase, or other provision or portion of this Ordinance shall 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.

**Section 3.** Declaration of Emergency. It is hereby found and determined that Section Chapter 32.02: PURCHASING BY MAYOR AND COUNCIL MEMBERS; PROCEDURE, of the Tontitown Municipal Code should be immediately amended in order to provide for purchasing procedures of the Mayor and Council members. Therefore, an emergency is declared to exist, and this act, being immediately necessary for the preservation and protection of the public peace, health, safety and welfare of the City and its citizens, shall become effective on the date of its passage and approval by the Mayor. If the Ordinance is neither approved nor vetoed by the Mayor, it shall become effective on the expiration of the period of time during which the Mayor may veto this Ordinance. If the Ordinance is vetoed by the Mayor and the veto is overridden by the City Council, it shall become effective on the date the City Council overrides

the veto.

**PASSED AND APPROVED** this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

APPROVED:

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Paul Colvin, Jr., Mayor

ATTEST:

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Rhonda Ardemagni, City Clerk-Treasurer  
(SEAL)