

ORDINANCE NO. 2023-_____

CITY OF TONTITOWN, WASHINGTON COUNTY, ARKANSAS

AN ORDINANCE AUTHORIZING AND AGENCY AGREEMENT BETWEEN WEICHERT REALTORS GRIFFIN SPG AND THE CITY OF TONTITOWN; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, Ark. Code Ann. §14-42-107(b)(1) provides no alderman, council member, official, or municipal employee shall be interested directly or indirectly, in the profits of any contract for furnishing supplies, equipment, or services to the municipality unless the governing body of the city has enacted an ordinance specifically permitting alderman, council members, officials, or municipal employees to conduct business with the city and prescribing the extent of this authority;

WHEREAS, Tom Joseph is an appointed commissioner on the Tontitown Planning Commission;

WHEREAS, Tom Joseph is a real estate agent employed by Weichert Realtors Griffin SPG;

WHEREAS, the City of Tontitown desires to enter into a real estate transaction for the purchase of certain real property for the a police station location and Tom Joseph will be selling agent;

WHEREAS, the City Council believed it is in the best interests of the City of Tontitown enter into the certain real estate transaction, that the transaction will realize advantageous savings to the taxpayers of the City of Tontitown that would not be available through other means of sale or purchase; and

WHEREAS, the City Council of the City of Tontitown desires to authorize and permit the transaction involving Weichert Realtors Griffin SPG and Tom Joseph as set forth in this Ordinance.

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

SECTION 1. The City Council acknowledges and authorizes that Tom Joseph, who is employed by Weichert Realtors Griffin SPG, is and shall be permitted to conduct business with the City of Tontitown pursuant to Ark. Code Ann. §14-42-107(b)(1) for the purpose of the real estate transaction for the police station location.

SECTION 2. No favoritism shall be shown to Tom Joseph or Weichert Realtors Griffin SPG over other possible real estate agents who may or will desire to provide real estate agency services to the City of Tontitown in the future.

SECTION 3. EMERGENCY CLAUSE. Because the purchase of real property that the City of Tontitown needs for a police station site is of a nature which required and requires the City to act with dispatch in order to secure pricing which will save the taxpayers of the City Tontitown substantial money, and this is necessary for the public peace, health, safety and welfare, an emergency is hereby declared to exist. Therefore, this ordinance shall be in full force and effect from after the date of the passage.

PASSED AND APPROVED this _____ day of December ____, 2023.

APPROVED:

Angela Russell, Mayor

ATTEST:

Rhonda Ardemagni, City Clerk-Treasurer
(SEAL)