

**CITY OF LAKEVIEW
BAXTER COUNTY ARKANSAS
ORDINANCE 10-09**

AN ORDINANCE TO PROVIDE FOR A PROCESS TO BE FOLLOWED BY THE CITY OF LAKEVIEW, BAXTER COUNTY, ARKANSAS COVERING PURCHASE OF ALL COMMODITIES, SERVICES AND/OR SUPPLIES.

WHEREAS, Arkansas State Statutes, Section 14-58-303(b)(1)(B) states "Except as provided under § 14-58-104, the municipal governing body of any city of the second class or incorporated town may provide by ordinance the procedure for making all purchases, and

WHEREAS, the City Council, City of Lakeview has determined that it is in the best interest of said City to have a process in place defining procedures to be followed for the purchase of all commodities, services and/or supplies.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Lakeview, Baxter County, Arkansas:

SECTION I QUOTATION/BIDDING REQUIREMENTS

- A.** Purchases less than \$5,000.00 may be done at the discretion of the Mayor or his designee, i.e. catalog/internet pricing, phone solicitation, etc. (Note that provisions as stated in Ordinance 10-08 shall prevail.)
- B.** Purchases greater than \$5,000.00, but less than \$15,000.00 require the solicitation of written quotes from a minimum of three (3) qualified suppliers.
- C.** Purchases greater than \$15,000.00 but less than \$50,000.00 shall constitute an informal bid process. An informal bid process is defined as an unadvertised bid. Bids will be kept confidential until the date and time specified on the bid document at which time they will become part of the public domain.
- D.** Purchases greater than \$50,000.00 shall constitute a formal bid process. A formal bid process is defined as a bid which will be advertised in the City's official newspaper specifying the purpose of the bid plus the date and time bids are due. On the date and time specified, bids will be opened and read into the public record.

SECTION II AWARD

- A.** Award shall be made to the lowest responsible bidder.
- B.** In so doing, evaluation of qualifications of firms bidding shall be in conformance with Section 19-11-803 Arkansas State Statutes.

SECTION III. NEGOTIATION OF CONTRACTS shall be per Section 19-11-805 Arkansas State Statutes with selection of firms to be negotiated with being made per Section 19-11-804.

SECTION IV. EXCEPTIONS. Competitive bidding shall not be used for the procurement of legal, financial advisor, architectural, engineering, construction management and land surveying professional consulting services per Section 19-11-801(b) Arkansas State Statutes.

SECTION V SEVERABILITY – The invalidity or unconstitutionality of the provisions of this Ordinance shall not affect any other section hereof, but same shall remain in full force and effect.

SECTION VI EMERGENCY CLAUSE. This Ordinance being necessary for the welfare and safety of the public, an emergency is declared to exist and this Ordinance shall be in full force and effective from the date of its passage.

PASSED AND ADOPTED by the City Council of the City of Lakeview, Baxter County, Arkansas this 21st day of Sept., 2010.

Attest:



Rebecca Barton, Recorder/Treasurer



Dennis Behling, Mayor