ORDINANCE NO. 1 2 3 AN ORDINANCE TO DECLARE THAT IT IS IMPRACTICAL AND UNFEASIBLE TO BID; TO AUTHORIZE PARTICIPATION OF THE 4 CITY OF LITTLE ROCK, ARKANSAS, IN AN INSURANCE POOL 5 ADMINSTERED BY THE ARKANSAS MUNICIPAL LEAGUE FOR 6 CERTAIN LITIGATION COSTS, EXPENSES AND COVERAGE, FOR AN 7 AMOUNT NOT TO EXCEED FIVE HUNDRED SEVENTY-TWO 8 9 THOUSAND, EIGHT HUNDRED SEVENTY-ONE AND 04/100 DOLLARS 10 (\$572,871.04); TO DECLARE AN EMERGENCY; AND FOR OTHER **PURPOSES.** 11 12 13 WHEREAS, the City of Little Rock, Arkansas, or its employees, are frequently named as defendants 14 in cases brought pursuant to Federal or State Civil Rights Acts, and there is a cost involved with the defense 15 of these matters as well as a potential liability should the City, or the employee, be found liable; and, 16 WHEREAS, instead of the purchase of an Annual Insurance Policy, the City has participated in an 17 insurance pool of various local governments known as Municipal League Defense Program, which is 18 administered through the Arkansas Municipal League; and, 19 WHEREAS, it is time to participate in the pool in the amount of Five Hundred Seventy-Two Thousand, 20 Eight Hundred Seventy-One and 04/100 Dollars (\$572,871.04) as determined by the formula adopted by 21 the Arkansas Municipal League for the year 2018, 22 WHEREAS, current coverage for the City ends on December 31, 2017, and it is important to have this 23 insurance in place on January 1, 2018; 24 NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE CITY 25 **OF LITTLE ROCK, ARKANSAS:** 26 Section 1. The City Manager is authorized to enter into an agreement with the Arkansas Municipal 27 League for participation by the City of Little Rock in the Municipal League Defense Program for the year 28 2018 in an amount not to exceed Five Hundred Seventy-Two Thousand, Eight Hundred Seventy-One and 29 04/100 Dollars (\$572,871.04). 30 Section 2. Because this is an insurance pool and not liability insurance, and the agreement with the 31 Arkansas Municipal League enables the City to provide its own legal counsel for the litigation of these 32 matters, the Board of Directors finds that it is impractical and unfeasible to bid for such an agreement. 33 Section 3. Funds for this agreement are available in Account No. 100000-63630.

Section 4. Severability. In the event any section, subsection, subdivision, paragraph, subparagraph,
item, sentence, clause, phrase, or word of this Ordinance is declared or adjudged to be invalid or
unconstitutional, such declaration or adjudication shall not affect the remaining provisions of this ordinance,
as if such invalid or unconstitutional provision were not originally part of this ordinance.

Section 5. *Repealer*. All ordinances, resolutions, bylaws, and other matters inconsistent with this
ordinance are hereby repealed to the extent of such inconsistency including, but not limited to, Little Rock,
Ark., Ordinance No. 21,342 (December 13, 2016).

8 Section 6. Emergency Clause. The ability to have such coverage in place at all times is essential to 9 the public health, safety, and welfare, and therefore, an emergency is declared to exist and this ordinance 10 shall be in full force and effect upon its passage so there is no questions that the City is a part of this pool

11 on January 1, 2018.

12 **PASSED:** November 21, 2017

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16	Susan Langley, City Clerk
17	APPROVED AS TO LEGAL FORM:

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20	Thomas M	. Carpenter,	City	Attorney
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APPROVED:	

Mark Stodola, Mayor

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