1	ORDINANCE NO	
2		
3	AN ORDINANCE TO DECLARE IT IMPRACTICAL AND UNFEASIBLE	
4	TO BID, TO AUTHORIZE THE CITY MANAGER TO ENTER INTO A	
5	CONTRACT WITH MIDSOUTH RAILROAD SERVICE, IN AN AMOUNT	
6	NOT TO EXCEED TWO HUNDRED FORTY-SEVEN THOUSAND, NINE	
7	HUNDRED EIGHTY-THREE DOLLARS (\$247,983.00), FOR RAILROAD	
8	EQUIPMENT AND SERVICES FOR THE FOURCHE DAM PIKE	
9	WIDENING PROJECT; AND FOR OTHER PURPOSES.	
10	WIDENING I ROJECT, AND FOR OTHER I CRI OSES.	
11	WHEREAS, the City has undertaken an economic development project to widen and improvement	
12	Fourche Dam Pike from north of Lindsey Road to south of Frasier Pike in the Little Rock Port area,	
13	including widening and improvement of the railroad crossing north of Lindsey Road; and,	
14	WHEREAS, after careful consideration, it has been deemed that competitive bidding of this	
15	specialized railroad equipment is not feasible as there is only one (1) qualified bidder within the State of	
16	Arkansas that can meet all specification requirements, including meeting the need for emergency	
17	maintenance and repair making this an exceptional situation; and,	
18	WHEREAS, MidSouth Railroad Service, the only qualified bidder in Arkansas, has maintained rail	
19	signal equipment at the Little Rock Port Authority for forty-five (45) years and can ensure continuity and	
20	compatibility with existing systems, and has a local employee in place to respond to malfunctioning	
21	equipment in a timely manner thereby enabling the Port Authority Railway to meet Federal Railroad	
22	Administration Requirements.	
23	BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE CITY OF LITTLE ROCK,	
24	ARKANSAS:	
25	Section 1. The City Manager is authorized to enter into a contract with MidSouth Railroad Services	
26	for Railroad Equipment and Services for the Fourche Dam Pike Widening Project, in an amount not to	
27	exceed Two Hundred Forty-Seven Thousand, Nine Hundred Eighty-Three Dollars (\$247,983.00), which is	
28	the base contract amount of Two Hundred Six Thousand, Six Hundred Fifty-Two and 71/100 Dollars	
29	(\$206,652.71).	
30	Section 2. Because MidSouth Railroad Service is the only qualified bidder within the State of Arkansas	
31	that can meet all specification requirements, including meeting the need for emergency maintenance and	
32	repair making this an exceptional situation, the Board of Directors finds that it is impractical and unfeasible	
33	to bid for such an agreement.	

to bid for such an agreement.

<b>Section 3.</b> Funding will be from a gr	ant from the Economic Development Administration and the Job	
Recruitment/Economic Development s	et-aside in the 3/8-Cent Capital Improvement Sales and	
Compensating Use Tax.		
Section 4. Severability. In the event any title, section, paragraph, 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 portions of the ordinance which shall remain in full force and		
effect as if the portion so declared or adjudged invalid or unconstitutional was not originally a part of the		
ordinance.		
Section 5. Repealer. All laws, ordinances, resolutions, or parts of the same that are inconsistent with		
he provisions of this ordinance are hereb	y repealed to the extent of such inconsistency.	
PASSED: December 1, 2020		
ATTEST:	APPROVED:	
Susan Langley, City Clerk	Frank Scott. Jr., Mayor	
APPROVED AS TO LEGAL FORM:		
Thomas M. Carpenter, City Attorne	ey	
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