1	ORDINANCE NO	
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3	AN ORDINANCE TO AMEND CHAPTER 2, ARTICLE IV, DIVISION 4 OF	
4	THE LITTLE ROCK CODE OF ORDINANCES (1988), TO ASSURE	
5	OPENNESS AND TRANSPARENCY IN THE REQUEST AND	
6	SELECTION OF PROFESSIONAL SERVICES; TO DECLARE AN	
7	EMERGENCY; AND, FOR OTHER PURPOSES.	
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9	WHEREAS, the City Manager is currently the only person authorized to execute contracts on behalf	
10	of the City of Little Rock, Arkansas, for the purchase of goods and services and, further, is the only person	
11	who executes such contracts; and,	
12	WHEREAS, the current authority for the City Manager to purchase all supplies, apparatus, equipment,	
13	naterials, services and other things, without prior notice or knowledge is Fifty Thousand Dollars	
14	(\$50,000.00), including all Professional Services, except Lobbying Services; and,	
15	WHEREAS, it is appropriate that Professional Services are not the subject of a Request for	
16	Qualifications, as set forth in Little Rock, Ark., Rev. Code § 2-243 (1988), if the Board does not approve	
17	of such a project; and,	
18	WHEREAS, the nature of Professional Services is such that emergency situations are not really	
19	required, so a brief notice and the opportunity for discussion by the elected Mayor and Members of the	
20	Board of Directors is appropriate before policy decisions are made to take certain actions; and,	
21	WHEREAS, the desire to meet these interests should be done without an adverse impact upon the City	
22	Manager's ability to assure that City Policies and Contracts are timely pursued.	
23	NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE CITY	
24	OF LITTLE ROCK, ARKANSAS:	
25	Section 1. Little Rock, Ark., Rev. Code § 2-242 (e) (1988) is hereby amended to read as follows:	
26	The City Manager is authorized to approve Professional Service Contracts up to Fifty	
27	Thousand Dollars (\$50,000.00), exclusive of Political Consultants and Lobbyists, which	
28	still must receive Board approval, pursuant to the following conditions:	
29	(1) The City Manager shall provide the Mayor and Members of the Board of	
30	Directors each Monday, or the first day of business if City Hall is closed on a	
31	Monday for any reason, a list of the Professional Services Contracts that are	
32	anticipated to be under Fifty Thousand Dollars (\$50,000.00), fourteen (14)	
33	days before the issuance of a formal request for proposals.	

(2) If, during the fourteen (14- day period, any member of the Board of Directors, including the Mayor, wishes to discuss the proposed Professional Service at a public meeting, the desire shall be made a discussion item for the next regular meeting, or regularly scheduled agenda meeting, of the Board of Directors;

- (3) Failure to follow this procedure for any reason whatsoever shall mean that the City is not authorized to enter into such a contract, which is a condition of any Professional Service that will be placed in the Request for Qualifications submitted to make the selection decision.
- **Section 2.** Little Rock, Ark., Rev. Code § 2-243 (1988) is hereby amended to include an introduction before Subsection (a) to read as follows:
 - Subject to the provisions of Little Rock, Ark., Rev. Code § 20242 (e) (1988):
- **Section 3.** The provisions of this ordinance do not apply to true emergency situations caused by acts of God, natural disasters, fires, explosions, or insurrections, when the purchase of supplies, apparatus, equipment, material, professional services, and other things, must be made on an emergency basis to be later ratified by the Mayor and Members of the Board of Directors in order to address the immediate situation.
- **Section 4.** If a future amendment of the Little Rock, Ark., Rev. Code of Ordinances (1988), would alter the numerical section, or subsection, designations set forth in this ordinance, but otherwise fail to note such a change in enumeration, the provisions of this ordinance shall be deemed automatically amended to comply with appropriate enumeration, and otherwise shall remain in full force and effect from and after the passage of this ordinance.
- **Section 5.** *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 were not originally a part of the ordinance.
- **Section 6.** *Repealer.* All ordinances, resolutions, bylaws, and other matters inconsistent with this ordinance including the provisions of Chapter 2, Article IV, Division 4 of the Little Rock, Ark., Rev. Code (1988), are hereby repealed to the extent of such inconsistency.
- Section 6. Emergency. The ability of the City, and the Mayor and Members of the Board of Directors to assure that all professional services are selected in an open, transparent method, while also assuring that the City Manager has the authority to execute contractual agreements on behalf of the City without undue delay, is essential to the, to the public health, safety, and welfare; an emergency is, therefore, declared to exist and this ordinance shall be in full force and effect from and after the date of its passage.

ATTEST:	APPROVED:
Susan Langley, City Clerk	Frank Scott, Jr., Mayor
APPROVED AS TO LEGAL FORM:	
Thomas M. Carpenter, City Attorney	
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