ORDINANCE NO.

AN ORDINANCE TO DISPENSE WITH THE REQUIREMENT OF COMPETITIVE BIDS AND TO AUTHORIZE THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH GRACE COMMUNICATIONS COMPANY, IN THE AMOUNT OF FIVE HUNDRED SEVENTY-TWO THOUSAND, ONE HUNDRED FIFTY-FOUR AND 25/100 ($572,154.25), FOR A MAINTENANCE AGREEMENT FOR THE MOTOROLA EMERGENCY COMMUNICATIONS SYSTEM; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, the Emergency Communications System is a Motorola System, and Grace Communications Company is the only authorized company to work on the proprietary software and testing equipment which makes it impractical and unfeasible to submit this contract to formal competitive selection; and,

WHEREAS, this agreement is essential to maintain the Emergency Communications System, and needs to be assured of being in place as quickly as possible.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE CITY OF LITTLE ROCK, ARKANSAS:

Section 1. The City Manager is authorized to enter into a maintenance agreement with Grace Communications for the Emergency Communications System in an amount not to exceed Five Hundred Seventy-Two Thousand, One Hundred Fifty-Four and 25/100 Dollars ($572,154.25) without a formal competitive process since it is unfeasible and impractical to bid because Grace Communications Company is the only authorized entity in the area that can fulfill this agreement.

Section 2. Funds for the cost of this agreement will come from the 911 Fees that the City collects to help with the Emergency Communications System.

Section 3. Severability. In the event any title, section, paragraph, item, sentence, clause, phrase, or word of this resolution is declared or adjudged to be invalid or unconstitutional, such declaration or adjudication shall not affect the remaining portions of the resolution 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 resolution.

Section 5. Repealer. All laws, ordinances, resolutions, or parts of the same, that are inconsistent with the provisions of this resolution, are hereby repealed to the extent of such inconsistency.
Section 6. Emergency Clause. The ability to maintain and operate the 800 MHz Emergency Communications System, and to have on call qualified technicians to work with the system and the proprietary Motorola Software, is essential to the public health, safety and welfare; and emergency is, therefore, declared to exist in order to assure that there is no gap with this maintenance agreement, this ordinance shall be in full force and effect from and after the date of its passage.

PASSED: November 7, 2016

ATTEST: 

Susan Langley, City Clerk

APPROVED: 

Mark Stodola, Mayor

APPROVED AS TO LEGAL FORM:

Thomas M. Carpenter, City Attorney