ORDINANCE NO.

AN ORDINANCE TO DISPENSE WITH THE REQUIREMENT OF COMPETITIVE BIDDING AS IMPRATICAL AND UNFEASIBLE; TO AWARD A CONTRACT TO RISK MANAGEMENT RESOURCES TO PROVIDE THIRD-PARTY ADMINISTRATION SERVICES FOR THE CITY’S SELF-FUNDED WORKERS’ COMPENSATION PROGRAM FOR A NINE (9)-MONTH PERIOD FROM JULY 1, 2017, TO MARCH 31, 2018; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, the City operates a Self-Funded Workers’ Compensation Program, and in order to ensure proper processing of claims a Third-Party Administrator is utilized; and,

WHEREAS, the City has operated the last three (3) years with Risk Management Resources as the company that provides such coverage; however, the question has arisen as to whether this contract is subject to a new competitive selection process; and,

WHEREAS, the current coverage will end on June 30, 2017, and this ordinance is needed to provide a coverage for the nine (9)-month period ending on March 31, 2018; and,

WHEREAS, it is necessary to submit this contract to competitive selection; however, the City cannot obtain an extension to allow for such bidding without a nine (9)-month extension of the existing contract with Risk Management Resources.

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

Section 1. The Board of Directors has determined that it is necessary to submit the City’s Third-Party Administrator Agreement for the City’s Self-Funded Workers’ Compensation Program to competitive selection; however, the City will need an extension of the existing contract with Risk Management Resources to allow for such bidding, so it is impractical and unfeasible to bid this particular nine (9)-month contract.

Section 2. The City Manager is hereby authorized to extend the existing contract with Risk Management Resources for a nine (9)-month period from July 1, 2017, to March 31, 2018 to provide Third-Party Administration Services for the City’s Self-Funded Workers’ Compensation Program at a rate of Six Thousand Dollars ($6,000.00) per month so that the City may complete the competitive selection process for a new contract for said services.
Section 3. Funding for this agreement is provided in Account No. 101003-52033.

Section 4. Severability. In the event any title, subtitle, section, subsection, subdivision, paragraph, subparagraph, item, sentence, clause, phrase, or work 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 this ordinance.

Section 5. Repealer. All ordinances, resolutions, or parts of the same that are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

Section 6. Emergency Clause. The City is required to comply with State Law as to the maintenance of Workers’ Compensation Coverage, and there is no present time to address issues about the renewal of a contract for Third-Party Administration Services for the City’s Self-Funded Workers’ Compensation Program and still meet this statutory mandate; further, only because this ordinance sets forth a specific time frame for a new bidding process for these services, the Board of Directors is willing to move forward at this time with this ordinance; an emergency is, therefore, declared to exist since such coverage is essential to the public health, safety, and welfare, as the City has budgeted to meet its fiscal obligations in 2017; an emergency is declared to exist and this ordinance shall be in full force and effect from and after the date of its passage.

PASSED: June 20, 2017

ATTEST:                 APPROVED:

_____________________________________   ___________________________________
Allison Segars, Assistant City Clerk     Kathy Webb, Vice-Mayor

APPROVED AS TO LEGAL FORM:

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Thomas M. Carpenter, City Attorney