

ORDINANCE NO. 16-18

AN ORDINANCE DECLARING AN EXCEPTIONAL SITUATION AND WAIVING THE REQUIREMENTS OF COMPETITIVE BIDDING FOR THE PURCHASE OF AN ALTERNATE DAILY COVER MACHINE FOR USE AT THE FORT SMITH SANITARY LANDFILL

BE IT ORDAINED AND ENACTED BY THE BOARD OF DIRECTORS OF THE CITY OF FORT SMITH, ARKANSAS, that:

WHEREAS, the Arkansas Department of Environmental Quality has approved for use at the Fort Smith Landfill an alternate daily cover consisting of non-reusable polyethylene film (bio-degradable plastic); and,

WHEREAS, it is determined that the use of alternate daily cover at the Fort Smith Landfill is essential to augment the use of soils as daily cover in order to extend the on-site supply of soil at the landfill and to ensure sufficient daily cover at the landfill; and,

WHEREAS, EPI Environmental Products, Inc. is the sole source provider of the alternate daily cover machine capable of deploying the non-reusable polyethylene film (bio-degradable plastic cover) approved by the Arkansas Department of Environmental Quality for use at the Fort Smith Landfill.

NOW THEREFORE,

SECTION 1: There is hereby declared an exceptional situation consisting of the need to acquire from a sole source supplier an alternate daily cover machine capable of deploying alternate daily cover approved by the Arkansas Department of Environmental Quality for use at the Fort Smith Landfill. Based on the declared exceptional situation, competitive bidding requirements for the purchase of the alternate daily cover machine are not feasible and are hereby waived.

SECTION 2: The purchase of an alternate daily cover machine from EPA Environmental Products, Inc. is hereby approved at a cost of \$91,080.43.

SECTION 3: The City Administrator is hereby authorized to take any and all necessary actions to complete the purchase of the alternate cover machine as authorized by Section 2 above.

PASSED AND APPROVED this 6th day of February 2018.

APPROVED:

Sanek Sanek
MAYOR

ATTEST:

Shensi Gard
CITY CLERK

Approved as to form:

Jerry Campbell
No Publication Required