

ORDINANCE NO. 62-23ORDINANCE WAIVING COMPETITIVE BIDDING AND
AUTHORIZING PAYMENT FOR SERVICES RELATED TO
MAINTENANCE OF FOREST PARK, ROSELAWN AND HOLY
CROSS CEMETERIES FOR APRIL, MAY AND JUNE 2023

WHEREAS, the not-for-profit entity Fort Smith Cemeteries, Inc. is the owner of record of Forest Park, Roselawn, and Holy Cross cemeteries located in Fort Smith; and

WHEREAS, a significant portion of the community has spaces or loved ones interred at each of these cemeteries, and the community demands and expects certain standards of basic maintenance and care of the cemeteries, and

WHEREAS, management issues with Fort Smith Cemeteries, Inc. has left the NPO without the resources or equipment to properly maintain such properties; and

WHEREAS, in the interest of the public's health and welfare, the City engaged a private contractor to provide basic mowing and maintenance of such cemeteries until such time as due process in accordance with the City's property maintenance code can be provided to the owner and liens established for continued instances of needed care.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE CITY OF FORT SMITH, ARKANSAS, THAT:

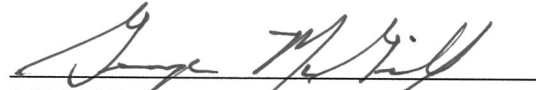
Section 1. In the interest of public health and welfare related to maintenance needs at Forest Park, Roselawn, and Holy Cross cemeteries in the City of Fort Smith, regular procurement requirements for selecting contractors including competitive bidding procedures are hereby waived.

Section 2. The City Administrator is authorized to pay invoices totaling \$33,507 from a private contractor for basic mowing and maintenance services performed at Forest Park, Roselawn, and Holy Cross cemeteries in the City of Fort Smith for the months of April, May and June 2023.

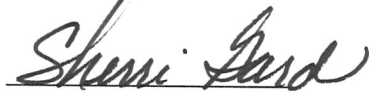
Section 3. Maintenance expenses at the properties beginning July 1, 2023 will be addressed by the selected contractor and through normal operation and assessment of liens through the city's property maintenance code enforcement process.

Adopted this 11th day of July, 2023.

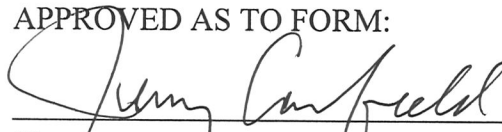
APPROVED


MAYOR

ATTEST


CITY CLERK

APPROVED AS TO FORM:


City Attorney