

ORDINANCE NO. 19-15

AN ORDINANCE WAIVING THE REQUIREMENT OF COMPETITIVE BIDDING RELATIVE TO STRUCTURAL STEEL SUPPLY AND ERECTION AND APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE TRADE CONTRACTS FOR MATERIALS AND SERVICES RELATED TO THE CONSTRUCTION OF AN AQUATICS FACILITY AT BEN GEREN REGIONAL PARK

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WHEREAS, Sebastian County and the City of Fort Smith, as owners, jointly are constructing a recreational aquatics park at Ben Geren Regional Park; and

WHEREAS, Sebastian County and the City of Fort Smith have contracted with Flintco, LLC ("Flintco") to serve as Construction Manager for the construction of the recreational aquatics park; and

WHEREAS, sealed bids were solicited for various trade contracts for materials and services related to the construction of the recreational aquatics park, and the bids were opened and read aloud in public on April 10 at 2:00 p.m. and December 30, 2014 at 2:00 p.m. in the Sebastian County Courthouse located in Fort Smith; and

WHEREAS, Flintco has vetted all bids opened at the public bid openings and recommended to Sebastian County and the City of Fort Smith a lowest responsible bidder for each of the trade contracts with the exception of structural steel supply and erection, which trade contract received no bids at bid opening; and,

WHEREAS, Flintco has negotiated and recommends a trade contract with Holmes Erection, Inc. in the amount of \$26,500.00 for structural steel supply and erection required for the construction of the recreational aquatics park;

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Board of Directors of the City of Fort Smith, Arkansas that:

Section 1: Because of the exceptional situation of the receipt of no bids at advertised bid opening for the structural steel supply and erection trade contract the requirement of competitive bidding for the structural steel supply and erection trade

contract is waived and the trade contract negotiated with Holmes Erection, Inc. in the amount of \$26,500.00 is hereby approved.

Section 2: The City of Fort Smith hereby approves the following identified trade contracts in the designated amounts for the designated materials and services. The Mayor is hereby authorized to execute, his signature being attested by the City Clerk, the approved trade contracts:

for landscaping and irrigation materials and services with Frank Sharum Landscape Design, Inc. of Fort Smith, Arkansas in the amount of \$251,649.31;

for highway sign materials and services with ABC Printing and Signs of Bonanza, Arkansas in the amount of \$140,070;

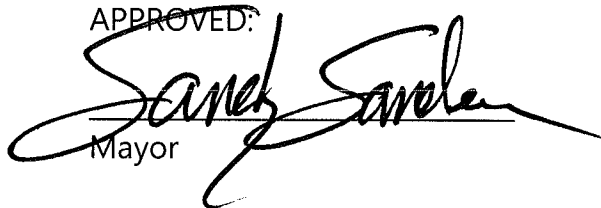
for concrete work materials and services with Professional Concrete Specialties, LLC of Rogers, Arkansas in the amount of \$243,285;

for structural steel supply and structural steel erection materials and services with Holmes Erection, Inc. of Fort Smith, Arkansas in the amount of \$26,500.

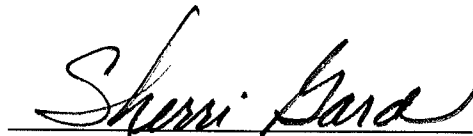
Section 3. The City of Fort Smith, acting jointly with Sebastian County, hereby assigns for management, implementation and enforcement purposes the trade contracts approve by Sections 1 and 2 above to Flintco pursuant to the provisions of Section 2.3.2.1 of the contract of Sebastian County and the City of Fort Smith with Flintco.

This Ordinance enacted this 17<sup>th</sup> day of February, 2015.

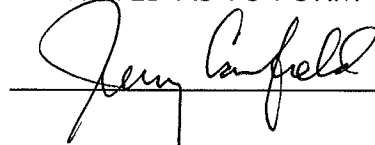
APPROVED:

  
Mayor

ATTEST:

  
City Clerk

APPROVED AS TO FORM

  
npr