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City of Conway, Arkansas Ordinance No. <u>O-09-118</u>

## AN ORDINANCE WAIVING BIDS FOR ACTRA TRAFFIC MANAGEMENT SYSTEM AND SOFTWARE; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES

WHEREAS, the City of Conway's Street Department operates and maintains the traffic signal system in the City of Conway.

WHEREAS, The City of Conway desires to install a Traffic Management System to communicate with, manage and receive date from the individual Eagle Traffic Signal Controllers (manufactures by Siemens Energy and Automation, Inc. and supplied by Temple Industries) located at each of the signalized intersections in Conway and,

WHEREAS, Siemens Energy and Automation, Inc. provides the ACTRA system software and management system which is a master control system linking, communicating with and providing data feedback from the various intersection equipped with an Eagle Traffic Signal Controller and,

WHEREAS, no other vendor offers software and traffic management system that will provide the master controller that effectively communicates with Temple Industries' Eagle Controllers.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CONWAY, ARKANSAS THAT:

**SECTION 1.** The City of Conway shall waive the requirement for competitive bidding of the Traffic Management System Software and related equipment, and installation and authorize the street department to purchase the ACTRA Traffic Management System from Temple Industries of Decatur, Alabama, the sole source provider of compatible software for the city' traffic signal controller equipment at a cost not to exceed \$151,705.

**SECTION 2.** All ordinances in conflict herewith are repealed to the extent of the conflict.

**SECTION 3.** This ordinance is necessary for the protection of the public peace, health and safety and an emergency is hereby declared to exist, and this ordinance shall be in full force and effect from and after its passage and approval.

**PASSED** this 13<sup>th</sup> day of October, 2009.

APPROVED:

Mayor Tab Townsell

ATTEST:

Michael O. Garrett City Clerk/Treasurer