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City of Conway, Arkansas
Ordinance No. O-10-20

AN ORDINANCE WAIVING BIDS IN CONJUNCTION WITH AN AUDIT TO BE PERFORMED BY A THIRD PARTY INDEPENDENT AUDITOR; APPROPRIATING FUNDS FOR SUCH ITEMS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES:

WHEREAS, it is the intent of the City Council to authorize the Mayor to enter into a contract with a third party independent auditor for a program of work and schedule of rates to perform an audit for the City of Conway; and

WHEREAS, the City Council finds that the recent discovery of lower than expected revenue fund reserves constitutes an exceptional situation and that time is of the essence in having third party independent audit performed with all deliberate speed and that requesting bids or proposals under these circumstances is neither feasible nor practical; and

WHEREAS, A.C.A § 14-58-303(b)(2)(B) authorizes the City Council to waive the requirements of competitive bidding in such exceptional situations where this procedure is deemed not feasible or practical.

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

SECTION 1. The City Council hereby finds that the recent discovery of lower than expected revenue fund reserves constitutes an exceptional situation pursuant to A.C.A § 14-58-303(b)(2)(B) and that time is of the essence in having a third party independent audit performed with all deliberate speed and that requesting bids or proposals under these circumstances is neither feasible nor practical.

SECTION 2. The City of Conway shall waive the requirement for obtaining bids or proposals and the Mayor is hereby authorized to enter into an agreement with Thomas & Thomas for an independent audit of the City's financial.

SECTION 3. All ordinances in conflict herewith are repealed to the extent of the conflict.

SECTION 4. This ordinance is necessary for the protection of the public peace, health and safety and that an immediate financial audit of the City's finances is essential to the ability of the City to efficiently conduct business and therefore, 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 2nd day of March, 2010.

APPROVED:

Mayor Tab Townsell

ATTEST:

Michael O. Garrett
City Clerk/Treasurer