

ORDINANCE NO. 2015- 02

**AN ORDINANCE REPEALING ORDINANCES 99-10 AND 2005-07 AND ESTABLISHING A PROCEDURE FOR THE PURCHASING, SALE OR EXCHANGE OF PROPERTY IN THE CITY OF CHEROKEE VILLAGE, ARKANSAS; AND FOR OTHER PURPOSES**

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHEROKEE VILLAGE, ARKANSAS**

**SECTION 1.** Ordinances 99-10 and 2005-07 are repealed in their entirety.

**SECTION 2.** The Mayor, or his duly authorized representative, shall have exclusive power and responsibility to make purchases of all supplies, apparatus, equipment, materials and power and other things requisite to public purposes for the City of Cherokee Village, Arkansas and to make all necessary contracts for work or labor to be done, or material or other necessary things to be furnished for the benefit of the City where the amount of the expenditure for any purchase or contract does not exceed the sum of Fifteen Thousand Dollars (\$15,000.00).

**SECTION 3.** Where the amount of expenditure for any purchase or contract exceeds the sum of Fifteen Thousand Dollars (\$15,000.00), the Mayor, or his duly authorized representative, shall invite competitive bids thereon by legal advertisement in any local newspaper. Bids received pursuant to said advertisement shall be opened and read on the date set for receiving said bids in the presence of the Mayor, or his duly authorized representative. The contract may be awarded to the lowest responsible bidder; however, the Mayor or his representative may reject any and all bids received.

**SECTION 4.** The Mayor, or his duly authorized representative, may approve for payment out of any funds previously appropriated for that purpose or disapprove any bills, debts or liabilities asserted as claims against the City when funds on hand are adequate to pay such bills, debts or liabilities. The payment or disapproval of any bills, debts, or liabilities not covered by a previous appropriation shall require confirmation of the governing body.

**SECTION 5.** The Mayor, or his duly authorized representative, may sell or exchange any municipal supplies, materials or equipment without competitive bidding if such supplies, materials or equipment have a value of less than Two Thousand Dollars (\$2,000.00). No supplies, materials or equipment shall be sold without receiving competitive bids therefore if the value thereof exceeds the sum of Two Thousand Dollars (\$2,000.00); provided, however, if the Mayor shall certify in writing to the governing body that, in his opinion, the fair market value of such item or lot (to be disposed of in one unit) is less than Ten Thousand Dollars (\$10,000.00), the same may be sold by the Mayor without competitive bidding.

**SECTION 6.** If any provision of this ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the ordinance which can be given effect without the invalid provision or application, and to this end provisions of this ordinance are declared to be severable.

**SECTION 7.** All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

**PASSED AND APPROVED BY THE CHEROKEE VILLAGE CITY COUNCIL**

DATE 2-23-2015

APPROVED: \_\_\_\_\_

Russell Stokes, Jr.  
Russell Stokes, Jr., Mayor

ATTEST: \_\_\_\_\_

Lana Hamilton  
Lana Hamilton, City Clerk