

1 **Section 3.** Because of the need to get this work completed quickly, and the fact that one (1) entity is
2 already in place to provide most of this broadband infrastructure work to the City, the Board of Directors
3 declares that it is impractical and unfeasible to bid for these nine sites; therefore, the requirement of
4 competitive selection is waived.

5 **Section 4. Severability.** In the event any title, section, paragraph, item, sentence, clause, phrase or
6 word of this ordinance is declared or adjudged to be invalid or unconstitutional such declaration or
7 adjudication shall not affect the remaining portions of the ordinance which shall remain in full force and
8 effect as if the portion so declared or adjudged invalid or unconstitutional were not originally a part of the
9 ordinance.

10 **Section 5. Repealer.** All laws, ordinances, resolutions, and parts of the same that are inconsistent with
11 the provisions of this ordinance are hereby repealed to the extent of such inconsistency including, but not
12 limited to, Little Rock, Ark., Resolution No. 14,180 (September 1, 2015).

13 **Section 5. Emergency Clause.** *The ability to complete and activate broadband infrastructure to*
14 *assist with City data transmission is essential to the public health, safety and welfare, and the ability to*
15 *contract quickly with a supplier to complete the build out including these nine sites is even more critical;*
16 *an emergency is, therefore, declared to exist and this ordinance shall be in full force and effect from and*
17 *after the date of its passage.*

18 **PASSED: November 17, 2015**

19 **ATTEST:**

APPROVED:

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21 _____
22 **Susan Langley, City Clerk**

_____ **Mark Stodola, Mayor**

23 **APPROVED AS TO LEGAL FORM:**

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26 **Thomas M. Carpenter, City Attorney**

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