

PURCHASING ORDINANCE

AN ORDINANCE ESTABLISHING A PROCEDURE FOR PURCHASING, SALE OR EXCHANGE OF PROPERTY IN COMPLIANCE WITH ACT NO. 28 OF 1959, AS AMENDED BY ACT 344 OF 1981 AND ACT 745 OF 1985, (ARK. STAT. 19-4421-ARK. STAT. 19-4430), DECLARING AN EMERGENCY, AND FOR OTHER PURPOSES.

BE IT ORDAINED BY THE CITY OR TOWN COUNCIL OF THE CITY OR TOWN OF PLEASANT PLAINS, ARKANSAS.

SECTION 1. The Mayor, or his duly authorized representative, shall have exclusive power and responsibility to make purchases of all supplies, apparatus equipment, materials and other things requisite to public purposes for the City or Town of Pleasant Plains and to make all necessary contracts for work or labor to be done, or material or other necessary thing 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 Five Thousand Dollars (\$5,000.00).

SECTION 2. Where the amount of expenditure for any purchase or contract exceeds the sum of Five Thousand Dollars (\$5,000.00), 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 shall be awarded to the lowest responsible bidder, provided, however, the Mayor or his duly authorized representative, may reject any and all bids received.

SECTION 3. 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 or town, when funds on hand are adequate to pay such bills, debts, or liabilities. That the payment or disapproval of any bills, debts or liabilities not covered by a previous appropriation shall require confirmation of the governing body.

SECTION 4. That 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 Five Thousand Dollars (\$5,000.00). That no supplies, materials or equipment shall be sold without receiving competitive bids therefor if the value thereof exceed the sum of Five Thousand Dollars (\$5,000.00); 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 Five Thousand Dollars (\$5,000.00), the same may be sold by the Mayor without competitive bidding.

SECTION 5. This ordinance shall be effective March 14, 1987. All ordinance or parts of ordinance in conflict herewith are hereby repealed.

SECTION 6. Whereas, State laws require the establishment of a procedure for municipal purchases under Five Thousand Dollars (\$5,000.00) and this ordinance being necessary for the immediate protection of the public peace, health and safety, an emergency is hereby declared to exist and this ordinance shall be in full force and effect from and after its passage and approval.

Approved: Thomas Roberson

MAYOR

PASSED: March 14, 1987

ATTEST: Paul Staccato

CLERK OR RECORDER

AN ORDINANCE APPROVING AND ACCEPTING
THE ANNEXATION TO THE TOWN OF PLEASANT PLAINS,
ARKANSAS, CERTAIN LANDS LOCATED IN TOWNSHIP II
NORTH, RANGE 6 WEST OF INDEPENDENCE COUNTY, ARK.

WHEREAS, the County Court of Independence County, Arkansas, entered its Order of January 18, 1977, upon the petition of B. A. Gilpatrick, et al, the owners of the lands to be annexed, after due notice of hearing on said petition for the time and in the manner prescribed by law, ordering the annexation of the following described lands located in Independence County, Arkansas, to-wit:

Beginning at a point 264.5 feet North of the Southwest Corner of the Southeast Quarter of Section 22, Township 11 North, Range 6 West; thence East 358.0 feet to the West right of way line of US Highway 167 for the Beginning Point of this description; thence West 358.0 feet; thence North 237.2 feet; thence East 426.0 feet to US Highway 167; thence in a Northeasterly direction to the Southwest Corner of the Lee Gilbert Property; thence East 530.3 feet; thence North to the Northwest Corner of the Southeast Quarter of the Southeast Quarter of Section 22, Township 11 North, Range 6 West; thence East to the Northeast Corner of said Quarter Section; thence South to the Southeast Corner of the Southeast Quarter of Section 22, Township 11 North, Range 6 West; thence West to the Southwest Corner of the Southeast Quarter of the Southeast Quarter; thence South to the Southeast Corner of the Northwest Quarter of the Northeast Quarter of Section 26, Township 11 North, Range 6 West; thence West to the Southwest Corner of the Northwest Quarter of the Northeast Quarter of Section 26, Township 11 North, Range 6 West; thence North-easterly along the West right of way line of US Highway 167 to the point of beginning of this description.

ALSO beginning at the Northwest Corner of the Southwest Quarter of the Northwest Quarter of Section 27, Township 11 North, Range 6 West; thence South to the Southwest Corner of the Northwest Quarter of the Southwest Quarter; thence West to the Northwest corner of the Southeast Quarter of the Southeast Quarter of Section 28, Township 11 North, Range 6 West; thence South to the Southwest Corner of the Southeast Quarter of the Southeast Quarter of Section 28, Township 11 North, Range 6 West; thence West along the Section Line one-half of one-quarter; thence South 210 feet to a point; thence East to the Quarter Section Line separating the Northwest Quarter of the Northwest Quarter of Section 34, Township 11 North, Range 6 West and the Northeast Quarter of the North West Quarter of Section 34, Township 11 North, Range 6 West; thence North to the Northeast Corner of the Southwest Quarter of the Northwest Quarter of Section 27, Township 11 North, Range 6 West; thence West to the Point of Beginning.

Excluded from the above description are all lands belonging to C. A. Meharg and/or Mrs. Meharg located in Section 27, Township 11 North, Range 6 West being 19 acres in the Western Half of the Southwest Quarter of the Northwest Quarter of said section.

FILED

MAR 3 1977

Filed in County Clerk's Office this
22 day of Feb, 1977
Margaret Booth Clerk
D.C.

WINSTON BRYANT
SECRETARY OF STATE
By _____

IN THE COUNTY COURT OF INDEPENDENCE COUNTY, ARKANSAS
IN THE MATTER OF THE ANNEXATION OF
CERTAIN LANDS TO PLEASANT PLAINS,
ARKANSAS

ORDER OF ANNEXATION

Comes on this 18th day of January, 1977, to be heard the petition of B. A. Gilpatrick, et al, for the annexation of lands hereinafter particularly described to the Town of Pleasant Plains, Arkansas; and, after being well and sufficiently advised in the premises, the Court doth find:

1. That the petition for annexation has been filed herein by B. A. Gilpatrick, et al, equitable owners, for the annexation to the Town of Pleasant Plains, Arkansas, the following described lands:

Beginning at a point 264.5 feet North of the Southwest Corner of the Southeast Quarter of Section 22, Township 11 North, Range 6 West; thence East 358.0 feet to the West right of way line of US Highway 167 for the Beginning Point of this description; thence West 358.0 feet; thence North 237.2 feet; thence East 426.0 feet to US Highway 167; thence in a Northeasterly direction to the Southwest Corner of the Lee Gilbert Property; thence East 530.3 feet; thence North to the Northwest Corner of the Southeast Quarter of the Southeast Quarter of Section 22, Township 11 North, Range 6 West; thence East to the Northeast Corner of said Quarter Section; thence South to the Southeast Corner of the Southeast Quarter of Section 22, Township 11 North, Range 6 West; thence West to the Southwest Corner of the Southeast Quarter of the Southeast Quarter; thence South to the Southeast Corner of the Northwest Quarter of the Northeast Quarter of Section 26, Township 11 North, Range 6 West; thence West to the Southwest Corner of the Northwest Quarter of the Northeast Quarter of Section 26, Township 11 North, Range 6 West; thence North-easterly along the West right of way line of US Highway 167 to the point of beginning of this description.

ALSO beginning at the Northwest Corner of the Southwest Quarter of the Northwest Quarter of Section 27, Township 11 North, Range 6 West; thence South to the Southwest Corner of the Northwest Quarter of the Southwest Quarter; thence West to the Northwest corner of the Southeast Quarter of the Southeast Quarter of Section 28, Township 11 North, Range 6 West; thence South to the Southwest Corner of the Southeast Quarter of the Southeast Quarter of Section 28, Township 11 North, Range 6 West; thence West along the Section Line One-half of One-quarter; thence South 210 feet to a point; thence East to the Quarter Section line separating the Northwest Quarter of the Northwest Quarter of Section 34, Township 11 North, Range 6 West and the Northeast Quarter of the Northwest Quarter of Section 34, Township 11 North, Range 6 West; thence North to the Northeast Corner of the Southwest Quarter of the Northwest Quarter of Section 27, Township 11 North, Range 6 West; thence West to the Point of Beginning.

Filed in County Clerk's Office this
18 day of January, 1977
Margaret B. Bostley, Clerk
BY *[Signature]*


Excluded from the above description are all lands belonging to C. A. Meharg and/or Mrs. Meharg located in Section 27, Township 11 North, Range 6 West being 19 acres in the Western Half of the Southwest Quarter of the Northwest Quarter of said Section.

2. This petition was filed with the Court on the 13th day of December, 1976; that on that date an order was entered by the Court setting the aforesaid petition for a public hearing on the 18th day of January 1977 at 10:00 A.M.

3. That notice of this hearing has been given by publication once per week for three (3) consecutive weeks prior to this hearing in the Batesville Guard, a newspaper published in and with a genuine and bona fide general circulation within Independence County, Arkansas; that proof of publication of such notice has been filed herein; that this matter is properly before the Court for consideration.


4. That the lands hereinabove described are contiguous to the present boundaries of the Town of Pleasant Plains, Arkansas; that the limits of the territory to be annexed have been accurately described and that an accurate map thereof has been made and filed herein; that this petition is by all of the owners of the property sought to be annexed; that no one appears in opposition to this annexation; that the annexation sought herein is right and proper, and such petition should be granted.

IT IS THEREFORE, HEREBY CONSIDERED, ADJUDGED AND ORDERED by the Court that the lands hereinabove described be, and hereby are, ordered annexed to the Town of Pleasant Plains, Arkansas, and that a copy of this Order of Annexation shall be recorded by the Clerk as required by law.


JESS CARPENTER, COUNTY JUDGE

State of Arkansas
County of Independence

I hereby certify this to be a true copy of the original instrument filed in this Court on the 18 day of Jan, 1977, and of record in Book _____ of _____ Page _____


Margaret Beethy, Clerk
By _____ D. C.

ORDINANCE NO. 2

AN ORDINANCE APPROVING AND ACCEPTING
THE ANNEXATION TO THE TOWN OF PLEASANT PLAINS,
ARKANSAS, CERTAIN LANDS LOCATED IN TOWNSHIP II
NORTH, RANGE 6 WEST OF INDEPENDENCE COUNTY, ARK.

WHEREAS, the County Court of Independence County, Arkansas,
entered its Order of January 18, 1977, upon the petition of B. A.
Gilpatrick, et al, the owners of the lands to be annexed, after
due notice of hearing on said petition for the time and in the
manner prescribed by law, ordering the annexation of the follow-
ing described lands located in Independence County, Arkansas, to-wit:

Beginning at a point 264.5 feet North of the South-
west Corner of the Southeast Quarter of Section 22,
Township 11 North, Range 6 West; thence East 358.0
feet to the West right of way line of US Highway 167
for the Beginning Point of this description; thence
West 358.0 feet; thence North 237.2 feet; thence East
426.0 feet to US Highway 167; thence in a Northeasterly
direction to the Southwest Corner of the Lee Gilbert
Property; thence East 530.3 feet; thence North to the
Northwest Corner of the Southeast Quarter of the South-
east Quarter of Section 22, Township 11 North, Range 6
West; thence East to the Northeast Corner of said Quar-
ter Section; thence South to the Southeast Corner of the
Southeast Quarter of Section 22, Township 11 North,
Range 6 West; thence West to the Southwest Corner of
the Southeast Quarter of the Southeast Quarter; thence
South to the Southeast Corner of the Northwest Quarter of
the Northeast Quarter of Section 26, Township 11 North,
Range 6 West; thence West to the Southwest Corner of
the Northwest Quarter of the Northeast Quarter of Sec-
tion 26, Township 11 North, Range 6 West; thence North-
easterly along the West right of way line of US Highway
167 to the point of beginning of this description.

ALSO beginning at the Northwest Corner of the South-
west Quarter of the Northwest Quarter of Section 27, Town-
ship 11 North, Range 6 West; thence South to the South-
west Corner of the Northwest Quarter of the Southwest
Quarter; thence West to the Northwest corner of the South-
east Quarter of the Southeast Quarter of Section 28, Town-
ship 11 North, Range 6 West; thence South to the Southwest
Corner of the Southeast Quarter of the Southeast Quarter
of Section 28, Township 11 North, Range 6 West; thence
West along the Section Line one-half of one-quarter; thence
South 210 feet to a point; thence East to the Quarter
Section Line separating the Northwest Quarter of the
Northwest Quarter of Section 34, Township 11 North, Range
6 West and the Northeast Quarter of the North West Quarter
of Section 34, Township 11 North, Range 6 West; thence
North to the Northeast Corner of the Southwest Quarter of
the Northwest Quarter of Section 27, Township 11 North,
Range 6 West; thence West to the Point of Beginning.

Excluded from the above description are all lands be-
longing to C. A. Meharg and/or Mrs. Meharg located in
Section 27, Township 11 North, Range 6 West being 19
acres in the Western Half of the Southwest Quarter of
the Northwest Quarter of said section.

FILED

Filed in County Clerk's Office this
22 day of Feb, 1977
Margaret Batty Clerk
D.C.

MAR 3 1977

WINSTON BRYANT
SECRETARY OF STATE

By _____

WHEREAS, more than Thirty (30) Days have elapsed since the entry of said Order by the County Court of Independence County, Arkansas- and no person, firm or corporation has instituted any proceeding in the Circuit Court of Independence County, Arkansas, or elsewhere to prevent such annexation, and no protestants have appeared and no notice given to the authorities of the Town of Pleasant Plains, Arkansas, of any attempt to vacate, review, set aside or appeal from said Order of the County Court; and

WHEREAS, said above described lands are contiguous to and adjoin the Town of Pleasant Plains, Arkansas; and

NOW, THEREFORE, BE IT ORDAINED by the Town Council of Pleasant Plains, Arkansas;

1. That the Town of Pleasant Plains, Arkansas, acting by and through its Town Council, does hereby approve the annexation of and does hereby accept and make a part of the incorporated area of the Town of Pleasant Plains, Arkansas, all of the lands described hereinabove.

2. It is further ordered that when two copies of the entire proceedings in the Independence County Court concerning this annexation have been prepared and duly filed by the Independence County Clerk, one copy of said proceedings shall be delivered to and filed with the Secretary of State of the State of Arkansas, pursuant to Arkansas Statutes Annotated Section 19-305.

PASSED this 21 day of February, 1977.

APPROVED

B. M. Henderson
MAYOR

ATTEST:

Francis W. Nelson
RECORDER

State of Arkansas
County of Independence
I hereby certify this to be a true copy of the
said instrument filed in this Court on the 22
day of Feb, 1977, and of record in Book
of _____ Page _____
Margaret Beatty, Clerk
D. C.