



Legislation Text

File #: RES-23:001, **Version:** 1

A RESOLUTION BY THE JONESBORO CITY COUNCIL DECLARING AN EXCEPTIONAL SITUATION AND WAIVE COMPETITIVE BIDDING TO REPAIR DAMAGE TO CITY-OWNED INDUSTRIAL TRACK WHEREAS, Burlington Northern Santa Fe (BNSF) damaged the City-Owned industrial track on December 14, 2022;

WHEREAS, Shelby Railroad Services, Inc., the on-call contractor for rail services, accessed the damages and the cost to mobilize and repair the damaged rail to be \$42,553.00;

WHEREAS, BNSF has agreed to reimburse the City of Jonesboro all expenses related to repairing the damaged rail; and,

WHEREAS, bidding is impractical due to nature of the damage and the immediate need to repair the damaged rail.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF JONESBORO, ARKANSAS THAT:

Section 1: An exceptional situation exists requiring the waiving of the conditions of competitive bidding, so that competitive bidding requirements are hereby waived, and Shelby Railroad Services, Inc. was mobilized to repair damages to City-Owned industrial track.

Section 2: BNSF has acknowledged the damages and will reimburse the City of Jonesboro all expenses related to repairing the damages that resulted from the December 14, 2022 accident.

PASSED AND APPROVED THIS 17TH DAY OF JANUARY 2023.