

ORDINANCE 2002-004

AN ORDINANCE PROVIDING FOR THE ADOPTION, BY REFERENCE, OF THE MODEL PROCUREMENT CODE; PROVIDING FOR PENALTIES FOR VIOLATIONS THEREOF; AND PROVIDING FOR A SEVERABILITY CLAUSE, REPEALER CLAUSE AND AN EFFECTIVE DATE

BE IT ORDAINED BY THE CITY COUNCIL OF RUSSELLVILLE, KENTUCKY THAT:

WHEREAS, the City of Russellville, Kentucky, by operation of law, has been governed by KRS 424.260 as pertains to purchasing and bidding procedures for goods, services, equipment and supplies; and,

WHEREAS, a Model Act exists which provides for more comprehensive legislation for a public agency to follow when making such contracts and purchases; and,

WHEREAS, the general welfare of the taxpayers of the City of Russellville will be better served when purchases and contracts are achieved through more comprehensive legislation that fosters competition and imposes more stringent ethical standards upon Vendors of goods and services;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF RUSSELLVILLE, KENTUCKY, AS FOLLOWS:

Section I - ADOPTION

1. City Council hereby adopts by reference, as if fully rewritten herein, KRS 45A.345 through KRS 45A.460, inclusive, and all subsequent amendments to be promulgated by the General Assembly of the Commonwealth of Kentucky.

2. This shall be known as the "Model Procurement Code" for the City of Russellville, Kentucky, and a copy of this Ordinance, along with a copy of KRS 45A.345 through KRS 45A.460, inclusive, is available for public inspection at the office of the City Clerk for the City of Russellville, Kentucky, during normal business hours.

Section II - PENALTIES

1. Any person, partnership or corporation who shall violate any section of this Ordinance shall be subject to the same fine and penalty and proscribed by the applicable section of the Model Procurement Code found in the Kentucky Revised statutes, to the extent permitted by law.

2. All other violations by any person, partnership or corporation shall be subject to a fine of not more than \$500.00 and imprisonment for not more than twelve (12) months in the county jail, or both, at the discretion of the Court.

3. Nothing contained herein shall preclude any civil remedy available in a court of law.

Section III - SEVERABILITY CLAUSE

If any clause, provision or section of this ordinance shall be ruled void or unenforceable by any court of competent jurisdiction, the remainder hereof is intended to be enacted and shall be in force and effect notwithstanding.

Section IV - REPEALER CLAUSE

All ordinances or parts of ordinances in conflict herewith now in effect are hereby repealed.

Section V - EFFECTIVE DATE

This ordinance shall be effective upon its passage and publication as required by law.

FIRST READING conducted this the 19th day of March, 2002.

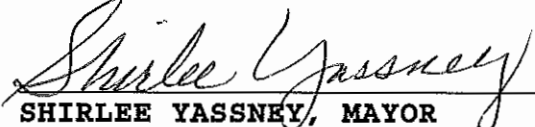
SECOND READING CONDUCTED AND PASSAGE by roll call vote this 2nd day of April, 2002.

AYES: Ken Smith, Russell Jones, Howard Wren, Morris L. Kisselbaugh, Ken Barrett
Jean Hankins

NAYS: None

ABSENT: None

ABSTAINING: None


SHIRLEE YASSNEY, MAYOR

ATTEST:


PEGGY S. JENKINS, City Clerk