

AN ORDINANCE AMENDING SECTION 2-172 OF THE CODE OF ORDINANCES OF THE CITY OF MARIETTA ALLOW THE SALE OF SURPLUS SUPPLIES, MATERIALS OR EQUIPMENT TO ANOTHER UNIT OF GOVERNMENT WITHOUT REQUIRING AN OPPORTUNITY FOR COMPETITIVE BIDDING; REPEALING ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY

BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF MARIETTA, OKLAHOMA:

SECTION 1. Section 2-172 (b) of the Code of Ordinances of the City of Marietta which provides:

(b) Before the sale of any surplus or obsolete supplies, materials or equipment, the value of which exceeds the sum of \$1,000.00, ample opportunity for competitive bidding shall be given. The sale shall be awarded to the highest and best responsible bidder.

is amended to read as follows:

(b) Before the sale of any surplus or obsolete supplies, materials or equipment, the value of which exceeds the sum of \$1,000.00, ample opportunity for competitive bidding shall be given. The sale shall be awarded to the highest and best responsible bidder.

(1) An opportunity for competitive bidding is not required when the surplus or obsolete supplies, materials, or equipment is to be sold to another unit of government at fair market value.

SECTION 2. All ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, repealed.

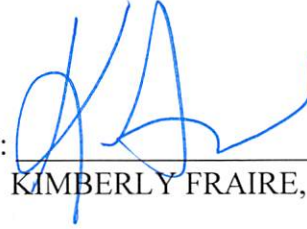
SECTION 3. If any section, sub-section, sentence, clause, phrase, or portion of this Ordinance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portion of this Ordinance.

SECTION 4. It being immediately necessary for the preservation of the public peace, health, safety, and welfare of the City of Marietta and the inhabitants thereof that this ordinance be put into full effect, an emergency is hereby declared to exist by reason whereof this ordinance shall be in full force and effect from and after its passage and approval.

PASSED by the City Council and **SIGNED** by the Mayor of the City of Marietta, Oklahoma on this 30th day of October 2019.

CITY OF MARIETTA

BY:



KIMBERLY FRAIRE, MAYOR

ATTEST:



DOTTIE GWIN, CITY CLERK

