

ORDINANCE NO. _____

AN ORDINANCE WAIVING A CONFLICT OF INTEREST AND AUTHORIZING THE CITY OF BRYANT, ARKANSAS TO ENTER INTO A CONTRACT WITH TYG LANDSCAPING, OWNED BY A CITY EMPLOYEE; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, the City of Bryant, Arkansas ("City"), issued a Request for Proposal (RFP) for mowing services to be performed for the Bryant Police Department and Bryant Fire Department; and

WHEREAS, after review of the qualifications submitted, TYG Landscaping was selected as the most qualified and responsive company to perform such services; and

WHEREAS, TYG Landscaping is owned and operated by Chandler Pruitt, who is currently employed by the City of Bryant as a Firefighter; and

WHEREAS, pursuant to Arkansas Code § 14-42-107, municipal employees are generally prohibited from having an interest in contracts with the municipality unless the governing body has enacted an ordinance specifically permitting such business dealings and prescribing the extent of the authority; and

WHEREAS, all mowing services performed by Chandler Pruitt and/or TYG Landscaping shall be performed outside of Mr. Pruitt's scheduled working hours in his role as a Firefighter for the City of Bryant, and no City equipment, time, or resources shall be utilized in the performance of said contract; and

WHEREAS, the City Council finds that TYG Landscaping was selected through a fair and competitive RFP process, that the contract is in the best interest of the City, and that appropriate safeguards exist to prevent misuse of public office.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BRYANT, ARKANSAS:

SECTION 1. AUTHORIZATION AND WAIVER.

Pursuant to Arkansas Code § 14-42-107(b), the City Council hereby specifically permits and authorizes the City of Bryant to enter into a contract with TYG Landscaping, owned and operated by Chandler Pruitt, for mowing services for the Bryant Police Department and Bryant Fire Department.

The City Council hereby waives the statutory conflict of interest to the extent necessary to allow this contractual relationship.

SECTION 2. CONDITIONS AND LIMITATIONS.

The authorization granted herein is expressly subject to the following conditions:

1. All services performed by TYG Landscaping shall be performed outside of Chandler Pruitt's scheduled work hours in his role as a Firefighter for the City of Bryant.
2. No City equipment, materials, vehicles, supplies, or on-duty personnel time shall be used in the performance of the contract.

3. Compensation under the contract shall be at the rates approved through the RFQ selection process.
4. This waiver applies solely to the mowing services contract described herein and does not constitute a blanket authorization for future contracts.

SECTION 3. SEVERABILITY.

If any provision of this Ordinance is declared invalid or unenforceable, such declaration shall not affect the remaining provisions, which shall remain in full force and effect.

SECTION 4. EMERGENCY CLAUSE.

The City Council finds that mowing services are necessary for the proper maintenance, safety, and operation of City facilities, including the Police and Fire Departments; that uninterrupted grounds maintenance is essential for public safety and welfare; and that immediate authorization of this contract is necessary to ensure continued services.

Therefore, an emergency is declared to exist, and this Ordinance shall be in full force and effect immediately upon its passage and approval.

PASSED and APPROVED this _____ day of _____, 2026.

Approved:

Attest:

Mayor Chris Treat

Mark Smith, City Clerk