

Date January 9, 2012

**APPROVING AN EXCEPTION TO THE PROCUREMENT ORDINANCE
COMPETITIVE RFP PROCESS REQUIREMENTS FOR GOOD CAUSE AND
APPROVING CONTRACT BETWEEN THE CITY OF DES MOINES AND ELECTRIC
PUMP, INC. FOR THE PROVISION OF NEW PUMP STATIONS, REPLACEMENT
PUMPS FOR EXISTING PUMP STATIONS, PUMP REPAIR PARTS
AND MANAGEMENT OF THE CITY'S PUMP REPAIR PARTS INVENTORY, AND
FOR THE PROVISION OF PUMP REPAIR SERVICES**

WHEREAS, following issuance of a Request for Proposals issued by the City of Des Moines and receipt and evaluation of proposals, on December 18, 2000, by Roll Call No. 00-4659, the City and Electric Pump & Tool Services, Inc., Richard S. Miller, President and Secretary, 4280 Northeast 14th Street, Des Moines, Iowa 50313 (EP), entered into a contract for the provision of pump stations, pump parts and pump repair services for the City's stormwater and sanitary sewer system and, acting as the Des Moines Metropolitan Wastewater Reclamation Agency's (WRA) operating contractor, for the WRA's wastewater treatment plant ("the Contract"); and

WHEREAS, on December 5, 2005, by Roll Call No. 05-2900, the City Council approved an Addendum and Amendment to the Contract which renewed the initial term for three years and added the WRA as a separate party to the Contract; and

WHEREAS, on December 8, 2008, by Roll Call No. 08-2138, the City Council approved a renewal of the Contract which expired on December 18, 2011; and

WHEREAS, the standardization of pumps and repair services and the City's reduced inventory of parts has resulted in reduced costs of maintaining an inventory and more efficient and effective use of maintenance staff and reduced engineering and design costs; and

WHEREAS, the City desires to enter into a new contract for the provision of the above described services with Electric Pump, Inc. for City sanitary and stormwater sewer systems in order to continue the standardization of pump stations, parts and repair services, for an initial term of 5 years with up to two 5 year renewals upon mutual agreement of the parties, which will include a new Master Price List and up to 5% annual increases in repair services, a copy of which is on file in the City Clerk's Office; and

WHEREAS, the City Manager recommends that the procurement of the above described equipment and services be exempted from the competitive request for proposals process requirements for good cause shown, pursuant to Section 2-710(b) of the Municipal Code of the City of Des Moines.

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NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that good cause has been shown to exempt the procurement of the above described equipment and services from the Procurement Ordinance competitive request for proposals process requirements.

BE IT FURTHER RESOLVED that the Contract By and Between the City of Des Moines, Iowa and Electric Pump, Inc. (Tom. Miller, Chief Operating Officer, 4280 NE 14th Street, Des Moines, Iowa, 50313) for the Provision of New Pumps For New Pump Stations, Replacement Pumps for Existing Pump Stations, Pump Repair Parts and Management of the City's Pump Repair Parts Inventory, and for the Provision of Pump Repair Services, which is on file in the Office of the City Clerk, be and is hereby approved as to form and content, and the Mayor is hereby authorized and directed to sign said Contract on behalf of the City, and the City Clerk is hereby authorized and directed to attest to his signature.

(Council Communication No. 12- 005)

Moved by _____ to adopt.

APPROVED AS TO FORM:

Ann DiDonato
Ann DiDonato
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRIESS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
TOTAL				
MOTION CARRIED			APPROVED	
_____ Mayor				

CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

_____ City Clerk