



Date April 4, 2022

**RESOLUTION APPROVING PROCUREMENT OF ONAN STANDBY GENERATOR MAINTENANCE SERVICES FROM CUMMINS, INC., AND APPROVING USE OF STATE OF IOWA CONTRACT 21233A AND AGREEMENT WITH CUMMINS, INC.**

WHEREAS, the Public Works Department requested the Finance Department Procurement Division to procure maintenance and repair services for pump station Onan generators; and

WHEREAS, the Procurement Administrator has determined that Onan Standby Generator Maintenance Services have been competitively bid and are available from Cummins, Inc., 1680 NE 51st Ave., Des Moines, IA 50313, per State of Iowa Contract 21233A; and

WHEREAS, Municipal Code Section 2-726(k) provides for the purchase of goods or services from contracts established by the State of Iowa Department of Administrative Services, the Iowa Department of Transportation, or the Iowa Communications Network pursuant to procedures established by Iowa Code Chapter 8A and rules and regulations promulgated thereunder, without conforming to the competitive bidding requirements of the Procurement Division; and

WHEREAS, funding at an annual estimated total cost of \$80,000.00 is available from Public Works Operating Budget, PW247412, PW247414/526030.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, that:

1. The purchase of Standby Power System Maintenance Services, at an annual cost not-to-exceed \$80,000.00 and per the general terms and pricing of State of Iowa contract 21233A with Cummins, Inc., is hereby approved.
2. The Short Form Agreement – City Contract No. J22-345 between the City and Cummins, Inc., in substantially the form on file with the City Clerk, supplementing State of Iowa Contract 21233A with terms specific to the City’s procurement, is hereby approved and the City Manager is directed to execute said Agreement following approval as to form by the Legal Department.

(Council Communication No. 22- 147) Moved by \_\_\_\_\_ to adopt.  
Seconded by \_\_\_\_\_.

Approved as to Form:

/s/ Glenna K. Frank  
Glenna K. Frank, Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
GATTO				
SHEUMAKER				
MANDELBAUM				
VOSS				
WESTERGAARD				
TOTAL				

**CERTIFICATE**

I, P. Kay Cmelik, 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.

MOTION CARRIED APPROVED

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk