

**Date** March 18, 2024

**APPROVING EXCEPTION TO REQUEST FOR PROPOSAL (RFP) PROCESS FOR GOOD CAUSE AND APPROVING PROFESSIONAL SERVICES AGREEMENT (PSA) WITH BOLTON & MENK, INC. FOR PROFESSIONAL SERVICES FOR 2<sup>nd</sup> AVENUE IMPROVEMENTS FROM COURT AVENUE TO INTERSTATE 235 NOT TO EXCEED \$147,778**

WHEREAS, the City Engineer recommends that the procurement of professional services for 2<sup>nd</sup> Avenue Improvements from Court Avenue to Interstate 235 (I-235) be exempted from the requirements of the Engineering Department’s Request for Proposal (RFP) process and advertising requirement for good cause shown, pursuant to Section 2-726(b)(1)(A) of the Municipal Code of the City of Des Moines; and

WHEREAS, the City Engineer recommends that good cause exists to exempt the procurement of these professional services from the Engineering Department’s Request for Proposal (RFP) process, including advertisement requirement in Section 2-730 of the Municipal Code, to efficiently complete the design of 2<sup>nd</sup> Avenue Improvements from Court Avenue to I-235 and Bolton & Menk, Inc. is qualified to perform the professional services and was selected based upon their team’s qualifications and experience with similar projects.

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 services from the requirements of the Engineering Department’s RFP process and the advertising requirement of Section 2-730.

BE IT FURTHER RESOLVED: That the Professional Services Agreement between the City of Des Moines and Bolton & Menk, Inc., Bradley C. DeWolf, P.E., President/CEO, 1960 Premier Drive, Mankato, Minnesota, 56001-5900, for a total cost not to exceed \$147,778, based on hourly rates, to provide design services for 2<sup>nd</sup> Avenue Improvements from Court Avenue to I-235 is hereby approved, subject to approval as to form by the Legal Department.

BE IT FURTHER RESOLVED: That the Mayor and City Clerk are hereby authorized and directed to execute and attest, respectively, said Professional Services Agreement for and on behalf of the City of Des Moines, Iowa.

 **Roll Call Number**

**Agenda Item Number**

9

**Date** March 18, 2024

(City Council Communication Number 24-114 attached)  
Activity ID 01-2024-012

Moved by \_\_\_\_\_ to adopt. Second by \_\_\_\_\_

FORM APPROVED: s/Kathleen Vanderpool

Kathleen Vanderpool  
Deputy City Attorney

 SLN<sub>pw</sub>

Funding Source: 2023-2024 CIP, Page 153, 2<sup>nd</sup> Ave. Improvements – Court Ave. to I-235,  
ST305, Tax Increment Funding (TIF) Bonds

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
BOESEN				
COLEMAN				
GATTO				
MANDELBAUM				
VOSS				
WESTERGAARD				
TOTAL				
MOTION CARRIED			APPROVED	

**CERTIFICATE**

I, Laura Baumgartner, 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.

\_\_\_\_\_  
Mayor

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