

Date June 27, 2022

**RESOLUTION APPROVING THE PURCHASE OF GAMETIME PLAYGROUND EQUIPMENT FOR EVERGREEN PARK FROM GAMETIME C/O CUNNINGHAM RECREATION, AND APPROVING USE OF OMNIA PARTNERS CONTRACT NO. 2017001134 AND AGREEMENT WITH PLAYCORE WISCONSIN, INC. D/B/A GAMETIME C/O CUNNINGHAM RECREATION**

**WHEREAS**, the Parks and Recreation Department requested the Finance Department, Procurement Division to procure GameTime playground equipment, play structures and freestanding play features as part of the Evergreen Park Shelter and Playground improvements, to be installed as a volunteer park project in fall 2022; and

**WHEREAS**, the Procurement Administrator has determined that the requested GameTime playground equipment has been competitively bid and is available from Playcore Wisconsin, Inc. d/b/a GameTime c/o Cunningham Recreation (Spencer Cheak, President, PO Box 240981, Charlotte, NC 28224), per Omnia Partners using OMNIA Contract to Provide Playground and Outdoor Fitness Equipment, Site Accessories, Surfacing, and Related Products and Services between Playcore Wisconsin, Inc. d/b/a GameTime and City of Charlotte, North Carolina (Contract No. 2017001134) as amended; and

**WHEREAS**, Des Moines Municipal Code Section 2-726(m) provides for the procurement of goods or services from contracts that have been competitively established through cooperative group contracting consortiums for State government departments, institutions, agencies and political subdivisions, such as Omnia Partners through the City of Charlotte, North Carolina, without conforming to the competitive bidding requirements of the Procurement Division; and

**WHEREAS**, the GameTime playground equipment, play structures and freestanding play features will be purchased from Playcore Wisconsin, Inc. d/b/a GameTime c/o Cunningham Recreation in the total amount of \$134,462.21 using Omnia Partners Contract No. 2017001134; and

**WHEREAS**, said purchase is subject to a Short Form Agreement – City Contract No. D23-005 between the City and Playcore Wisconsin, Inc. d/b/a GameTime c/o Cunningham Recreation, supplementing said Omnia Partners Contract with terms specific to the City’s procurement, with said agreement in substantially the form on file in the office of the City Clerk and as negotiated by the City’s Finance and Parks and Recreation Departments; and

**WHEREAS**, funding for said purchase is available from CIP PK137, G.O. Bonds

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

1. The purchase of GameTime playground equipment, play structures and freestanding play features as part of the Evergreen Park Shelter and Playground improvements, at a total cost of \$134,462.21 from GameTime c/o Cunningham Recreation, and per the general terms and pricing

★ **Roll Call Number**  
22-1029

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of Omnia Partners Contract No. 2017001134 with Playcore Wisconsin, Inc. d/b/a GameTime, is hereby approved.

- Subject to receipt of executed documents from the vendor, the Short-Form Agreement – City Contract No. D23-005 between the City and Cunningham Recreation, in substantially the form on file in the office of the City Clerk, supplementing Omnia Partners Contract No. 2017001134 with terms specific to the City’s procurement, is hereby approved, and the Finance Director is directed to execute said Agreement on behalf of the City following approval as to form by the Legal Department.

(Council Communication No. 22-289)

MOVED BY Gatto TO ADOPT.

SECOND BY Boesen.

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	4			1

MOTION CARRIED

APPROVED

J. M. Franklin Cownie  
 Mayor

**CERTIFICATE**

I, Laura Baumgartner, Acting 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.

Laura Baumgartner

City Clerk