



Roll Call Number

23-1409

Agenda Item Number

11

Date October 23, 2023

**APPROVING EXCEPTION TO REQUEST FOR PROPOSAL (RFP) PROCESS FOR GOOD CAUSE AND APPROVING PROFESSIONAL SERVICES AGREEMENT (PSA) WITH OPN, INC. D/B/A OPN ARCHITECTS, INC. FOR PROFESSIONAL SERVICES FOR THE CITY FACILITY EXPANSION PHASE 1 IMPROVEMENTS PROJECT, NOT TO EXCEED \$2,240,660**

WHEREAS, the City Engineer recommends that the procurement of professional services for the City Facility Expansion Phase 1 Improvement Project, 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.

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 such Section.

BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That Professional Services Agreement between the City of Des Moines and OPN, Inc, d/b/a OPN Architects, Inc., Terry L. Gebard, President, 200 5<sup>th</sup> Avenue SE, Suite 201, Cedar Rapids, Iowa 52401, for a total cost not to exceed \$2,240,660, based on lump sum labor amount of \$2,210,660 plus reimbursable costs not to exceed \$30,000, to provide professional services for the City Facility Expansion Phase 1 Improvements project, a copy of which is on file in the office of the City Clerk, is hereby approved as to form and content.

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.

(City Council Communication Number 23-455 attached)  
Activity ID 01-2024-004

Moved by *Latto* to adopt. Second by *Voss*

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FORM APPROVED: s/Kathleen Vanderpool  
 Kathleen Vanderpool  
 Deputy City Attorney

SLN

Funding Source: 2023-24 CIP, Page 62, City Facility and Armory Replacement, BL133, being:  
 General Fund Loan, Local Option Sales and Service Tax, Land Sales, and General Funds made possible from American Rescue Plan Act Funds

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
GATTO	✓			
MANDELBAUM	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	6			

MOTION CARRIED APPROVED  
*T. M. Franklin Cownie*  
 Mayor

**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.

*Laura Baumgartner*  
 City Clerk