

★ Roll Call Number

Agenda Item Number

**36E**

Date January 25, 2010

WHEREAS, the Police Department requested the Finance Department Procurement Division to purchase one hundred and forty-four (144) MT-94 non-encapsulating entry suits and seventy-two (72) MNTRN-70 training suits for Iowa's WMD Tactical (SWAT) Task Force Teams, with twenty-four (24) MT-94 non-encapsulating entry suits and twelve (12) MNTRN-70 training suits to be retained by the City of Des Moines Metro STAR Tactical Team; and

WHEREAS, the Procurement Administrator has determined that such equipment is only available from Lion Apparel Inc., 6450 Poe Ave, Dayton, Ohio 45414, Richard W. Lapedes Chairman of the Board and Chief Executive Officer, the sole manufacturer and distributor; and

WHEREAS, Municipal Code section 2-726 (a)(7) provides for a non-competitive procurement of goods and/or services that are of such a nature that they are the only goods and/or services which will fit and comply with the required use, or are an integral part of a total system so as to be uniquely compatible with existing city need, materials or equipment to be cost effective; and

WHEREAS, funding is available from Recommended Budget June 30, 2010, Page 288, FY2008 (SWAT) Iowa's WMD Tactical Task Force Program Grant, SP751, POL985314; Homeland Security Grant Program in the amount of \$273,600.00.

WHEREAS, the Procurement Administrator approves of and recommends the sole source purchase from Lion Apparel Inc., 6450 Poe Ave, Dayton, Ohio 45414;

NOW THEREFORE BE IT RESOLVED, that the Des Moines City Council hereby accepts and approves the non-competitive purchase of MT-94 non-encapsulating entry suits and MNTRN-70 training suits, from Lion Apparel Inc. for a total cost of \$273,600, which is all reimbursable to the City through the FFY2008 Homeland Security Grant Program.

(Council Communication No. **10-053**)

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

*APPROVED AS TO FORM:*

*Ann DiDonato*  
Ann DiDonato  
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
GRIESS				
MAHAFFEY				
MEYER				
MOORE				
TOTAL				

**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.

MOTION CARRIED APPROVED

\_\_\_\_\_  
Mayor

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