

Date April 20, 2009

APPROVING AN EXCEPTION TO THE PROCUREMENT ORDINANCE COMPETITIVE RFP PROCESS REQUIREMENTS FOR GOOD CAUSE AND ACCEPTING PROPOSAL OF HOLLAND & KNIGHT LLP TO PROVIDE FEDERAL GOVERNMENT AFFAIRS SERVICES AND APPROVAL OF CONTRACT FOR THE PROVISION OF SAME

WHEREAS, federal policy and funding issues have significant impact on City services and infrastructure; and,

WHEREAS, the opportunity to receive additional federal funding is significantly expanded with the authorization of the American Recovery and Reinvestment Act ("the Act"); and,

WHEREAS, the City is certain to benefit from the assistance of persons located in Washington, D.C. representing the City's interests; and,

WHEREAS, the Finance Department prepared a Request for Proposals (RFP) to solicit professional federal government affairs services and the Procurement Division solicited bids for such services by issuing RFPs to 23 potential proposers with 9 proposals received, with a short response time and followed the usual RFP process with the exception that notice of the RFP was not published; and,

WHEREAS, the City Manager recommends that the procurement of such services be exempted from the competitive RFP process for good cause shown, pursuant to Section 2-710(b) of the Municipal Code of the City of Des Moines, due to the need to procure such services as soon as possible in order to meet the Act deadlines; and,

WHEREAS, an evaluation and selection committee reviewed the proposals and recommends the selection of Holland & Knight, LLP, as the highest scorer based on the weighting criteria described in the RFP and is the most qualified to represent the City of Des Moines on federal policy and funding matters.

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 federal government affairs services from the Procurement Ordinance competitive RFP process.

BE IT FURTHER RESOLVED that the proposal submitted by Holland & Knight, LLP is hereby accepted and the Mayor is authorized and directed to execute an agreement with Holland & Knight, LLP to provide such services for an amount not to exceed \$7,500.00 per month, plus travel expenses, for a period of one year, with up to three 1 year renewal options, a copy of which is on file in the City Clerk's Office, for and on behalf of the City of Des Moines, and the City Clerk is authorized to attest to his signature.

(Council Communication No. 09- 222)

MOVED BY _____ TO APPROVE.

APPROVED AS TO FORM:

Ann DiDonato
Ann DiDonato, Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
VLASSIS				
TOTAL				

MOTION CARRIED

APPROVED

Mayor

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.

City Clerk