

Date June 18, 2007

RESOLUTION SETTING DATE OF HEARING ON PEPSI-COLA GENERAL BOTTLEERS OF IOWA, INC. (PEPSI AMERICAS) SINGLE BEVERAGE PROVIDER CONCESSION AGREEMENT

WHEREAS, the Park and Recreation Department has consolidated its beverage operations to solicit proposals for the purpose of securing one single beverage provider in cooperation with existing park facilities and concessionaires; and

WHEREAS, sections 2-726(a)(11) and 2-746(b)(5) of the Procurement Ordinance provide that the procurement of sponsorship services which provide funding and/or promotion, marketing or assistance with the implementation of events, services or programs undertaken by the Park and Recreation Department are exempt from the competitive procurement process; and

WHEREAS, on March 18, 2002, pursuant to Roll Call No. 02-709, the City of Des Moines and PepsiAmericas entered into a Single Beverage Provider Agreement, which expired on March 19, 2007; and

WHEREAS, the Park and Recreation Department staff and Intermark, Inc. have solicited and evaluated proposals from various beverage service providers and have determined that the proposal received by Pepsi-Cola General Bottlers of Iowa, Inc. (Pepsi Americas) is the best proposal; and

WHEREAS, City staff and Pepsi Americas have negotiated an agreement for single beverage provider services for a term of approximately 5 years until February 28, 2011, during which the City will receive \$26,000 in 2007 and \$10,000 from 2008-2011 plus additional revenue from sales; and

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

1. The City Council of the City of Des Moines shall consider a single beverage provider concession agreement between the City and Pepsi-Cola General Bottlers of Iowa, Inc. (Pepsi Americas) which proposes that Pepsi Americas will be the single beverage provider in certain Park and Recreation Department facilities for a term of approximately 5 years until February 28, 2011, in consideration of an annual payment of \$26,000.00 in 2007 and \$10,000 from 2008-2011 plus additional revenue from beverage sales.

2. A public hearing shall be held on July 9, 2007 at 5:00 p.m. in the City Council Chamber, City Hall, 400 Robert D. Ray Drive, Des Moines, Iowa.

★ Roll Call Number

Agenda Item Number

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Date June 18, 2007

3. The City Clerk is hereby authorized and directed to publish notice of the proposal in the form hereto attached not less than four nor more than twenty days from the date of the hearing.

(Council Communication No. 07-376)

Moved by _____ to adopt.

APPROVED AS TO FORM:

Ann DiDonato
Assistant City Attorney

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, COLEMAN, HENSLEY, KIERNAN, MAHAFFEY, MEYER, VLASSIS, and 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