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Date..... May 23, 2011

**APPROVING EXCEPTION TO COMPETITIVE PROCUREMENT PROCESS FOR FISCAL YEARS 2012 AND 2013, APPROVING RENEWAL OF AGREEMENT WITH DELTA DENTAL OF IOWA FOR ADMINISTRATIVE SERVICES RELATED TO THE CITY'S SELF- INSURED DENTAL PLAN FOR EMPLOYEES AND CERTAIN RETIREES, AND AUTHORIZING CITY STAFF TO NEGOTIATE RATES FOR FISCAL YEARS 2012 AND 2013 WITH APPROVAL BY THE CITY MANAGER**

WHEREAS, the City of Des Moines provides its employees and retirees under the age of 65 years with dental coverage via a self-insured fund; and

WHEREAS, in order to administer the fund, the City uses an outside source to administer the dental plan; and

WHEREAS, following a Request for Proposals ("RFP") in 2010, the dental plan administrator contract was awarded to Delta Dental of Iowa, Donn Hutchins, CEO, 9000 Northpark Drive, Johnston, Iowa 50131, with a cost proposal 10% lower than the next lowest proposal; and

WHEREAS, by Roll Call 10-756 an agreement with Delta Dental was approved for the term July 1, 2010 through June 30, 2011; and

WHEREAS, in anticipation of the expiration of the current administrative services agreement on June 30, 2011, City staff requested a renewal quote from Delta Dental; and

WHEREAS, Delta Dental provided a renewal quote which freezes their fixed fees for FY2012 and further guarantees a \$00.10 contract increase in administrative fees for FY2013 representing a \$2,500 per year increase to the City in administrative fees; and

WHEREAS, such renewal proposal is favorable and represents renewal cost estimates lower than that of the next lowest proposer for FY2011; and

WHEREAS, it now is the desire of the City to renew the dental plan administrator contract with Delta Dental of Iowa for the period July 1, 2011 through June 30, 2012; and

WHEREAS, it further is the desire of the City to again renew such contract for the period of July 1, 2012 through June 30, 2013 subject to staff negotiation and approval of the City Manager consistent with the contract terms as detailed in the attached Council Communication; and

WHEREAS, an insurance binder representing the FY 2012 costs for coverage are available for approval and execution by the Mayor; and

WHEREAS, Des Moines Municipal Code Subsection 2-710(b) authorizes the City Council subject to the recommendation of the City Manager, to waive the RFP process upon good cause shown; and

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WHEREAS, the City Manager recommends that the above described procurement be exempted from the RFP requirements for good cause shown, pursuant to Des Moines Municipal Code Subsection 2-710(b).

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

1) That good cause has been established to exempt the procurement of dental plan administrative services from the competitive procurement requirements of Des Moines Municipal Code Subsection 2-710(b); and

2) That a one year renewal of the Delta Dental Agreement with rates for services for the term July 1, 2011 through June 30, 2012 as set out in the binder from Delta Dental of Iowa, Donn Hutchins, CEO, 9000 Northpark Drive, Johnston, Iowa, 50131, a copy of which is on file in the Office of the City Clerk, is approved and the Mayor is authorized and directed to execute such Agreement on behalf of the City of Des Moines.

BE IT FURTHER RESOLVED that City staff is authorized to negotiate an additional one year renewal of the Agreement with Delta Dental of Iowa for the term July 1, 2012 through June 30, 2013 subject to the above described contract increase for FY2013 and subject to the approval of the City Manager who also shall be authorized to execute such Agreement on behalf of the City without requirement of further council review but as approved as to form by the Legal Department.

(Council Communication 11- 331 )

Approved as to Form:

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



Carol J. Moser, Assistant City Attorney

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

MOTION CARRIED

APPROVED

**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.

\_\_\_\_\_  
Mayor

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