

Date March 9, 2020

**APPROVING EXCEPTION TO REQUEST FOR PROPOSAL PROCESS FOR GOOD CAUSE AND APPROVING PROFESSIONAL SERVICES AGREEMENT (PSA) WITH KIRKHAM MICHAEL & ASSOCIATES, INC. FOR CONSTRUCTION SERVICES FOR SE 9<sup>TH</sup> STREET STORM WATER PUMP STATION AND IMPROVEMENTS, NOT TO EXCEED \$400,000**

WHEREAS, the City Engineer recommends that the procurement of professional services for SE 9<sup>th</sup> Street Storm Water Pump Station and Improvements, 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: That the Professional Services Agreement between the City of Des Moines and Kirkham Michael & Associates, Inc., Michael S. Olson, P.E, President, 12700 West Dodge Road, Omaha, NE, 68154, for a total cost not to exceed \$400,000, based on hourly rates, to provide construction services for SE 9<sup>th</sup> Street Storm Water Pump Station and Improvements, is hereby approved, subject to approval as to form by the Legal Department.

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.

(Council Letter Number 20-102 attached)  
Activity ID 08-2017-006

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

★ Roll Call Number

Agenda Item Number

9

Date March 9, 2020

FORM APPROVED: Kathleen Vanderpool  
Kathleen Vanderpool  
Deputy City Attorney

SLN

Funding Source: 2019-2020 CIP, Page Storm Water-6, Flood Mitigation Improvements, SM087, State Flood Mitigation funds

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

**CERTIFICATE**

I, P. Kay Cmelik, 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