

Date May 20, 2024

RESOLUTION APPROVING THE PURCHASE OF SOLID WASTE COLLECTION CARTS FROM TOTER, INC. AT A TOTAL ESTIMATED COST OF \$700,000.00, AND APPROVING USE OF SOURCEWELL CONTRACT #041521-TOT, AND AUTHORIZING NEGOTIATION AND EXECUTION OF AGREEMENT WITH VENDOR

WHEREAS, the Solid Waste Division of the Public Works Department has requested the Finance Department, Procurement Division to issue blanket purchase orders for solid waste collection carts compatible with existing solid waste trucks to be purchased during fiscal year 2025; and

WHEREAS, the Procurement Administrator has determined that the requested solid waste carts have been competitively bid and are available from Toter, Inc., 841 Meachum Road, Statesville, NC 28687, Chad Coquette, Executive Director/CEO, per Sourcewell Contract #041521-TOT; and

WHEREAS, Des Moines Municipal Code Section 2-726(m) provides for the procurement of goods and/or services from contracts that have been competitively established through cooperative group contracting consortiums for state government departments, institutions, agencies and political subdivisions, without conforming to the competitive bidding requirements of the Procurement Division; and

WHEREAS, the solid waste carts are being purchased from Toter, Inc. in an estimated total amount not to exceed \$700,000.00 utilizing the Sourcewell Contract #041521-TOT; and

WHEREAS, funding for said purchase is available from PW250430, Solid Waste Collection, and PW250432, Curbside Recycling.

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

- 1. The purchase of solid waste carts compatible with existing solid waste trucks for use by the Solid Waste Division of the Public Works Department from Toter, Inc., in the amount of \$700,000.00 utilizing the Sourcewell Contract #041521-TOT is hereby approved.
2. To the extent determined necessary by the Legal Department and the Finance Department, the Finance Department and the Public Works Department are hereby authorized and directed to proceed with negotiation of a Short Form Agreement or similar agreement between the City of Des Moines and Toter, Inc., supplementing the Sourcewell Contract #041521-TOT, and the Finance Director is authorized and directed to execute said Agreement on behalf of the City following approval as to form by the Legal Department.

(Council Communication No. 24-218)

Moved by _____ to adopt.

Second by _____.

APPROVED AS TO FORM:

/s/ Chas M. Cahill

Chas M. Cahill

Assistant City Attorney

 **Roll Call Number**

Agenda Item Number

36

Date May 20, 2024

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
BOESEN				
COLEMAN				
GATTO				
MANDELBAUM				
SIMONSON				
VOSS				
WESTERGAARD				
TOTAL				
MOTION CARRIED			APPROVED	
<hr/>				
_____ Mayor				

CERTIFICATE

I, Laura Baumgartner, 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