

.....  
**Date** ..... **February 24, 2025** .....

**RESOLUTION SCHEDULING HEARING ON AN AGREEMENT TO REPLACE REFUSE TRUCK FLEET EVERY TWO YEARS FOR FOUR YEARS SUBJECT TO RENEWAL IN AN ANNUAL COMMITMENT OF AN AMOUNT NOT-TO-EXCEED \$2,000,000 UNDER A LEAST COST AGREEMENT WITH HOUSBY MACK, INC.**

WHEREAS, it is deemed necessary and advisable for the Solid Waste Enterprise of the City of Des Moines, Iowa ("Solid Waste Enterprise") to replace half its aging refuse truck fleet on an annual basis with the right to return each truck at the end of two years, in an annual principal amount of not to exceed \$2,000,000 for four years as authorized by Iowa Code Sections 364.4 and 384.83 for the purpose of providing funds to pay costs of acquiring the trucks using, funds from the Solid Waste Enterprise; and,

WHEREAS, the term of the proposed Agreement will not exceed the economic life of the property to be acquired; and,

WHEREAS, the proposed Agreement shall be payable solely out of the Solid Waste Enterprise fund; and,

WHEREAS, a copy of the proposed Agreement is on file in the Office of the City Clerk which provides that the City shall purchase the equipment with a right to return for each truck for a two-year period for four years from the effective date of the agreement until four years following the effective date subject to renewal; and,

WHEREAS, it is in the best interests of the City to acquire this equipment for use in conjunction with Solid Waste Enterprise operations; and,

WHEREAS, before the proposed Agreement may be authorized, it is necessary to comply with the provisions of Iowa Code Sections 364.4 and 384.83 and to publish notice of the proposal and of the time and place of the hearing at which the City Council proposes to take action for the authorization of the Agreement and to receive oral and/or written objections from any resident or property owner of the City to such action.

(Continued on Page 2)



**Roll Call Number**

**Agenda Item Number**

30

**Date** ..... February 24, 2025 .....

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

1. The City Council hereby declares its intent, following a public hearing to be held on March 10, 2025 at 5:00 p.m. in in the Council Chambers at City Hall, to take action to approve and enter into an agreement to replace refuse truck fleet every two years for four years subject to renewal in an annual commitment of an amount not-to-exceed \$2,000,000 under a least cost agreement with Housby Mack, Inc for use in conjunction with Solid Waste Enterprise operations.
2. The City Clerk is hereby authorized and directed to publish notice of said hearing and intent to take action to approve and enter into the Lease Purchase Agreement in the form hereto attached, all in accordance with Iowa Code Sections 362.3, 364.4 and 384.83.

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

Second by \_\_\_\_\_.

FORM APPROVED:

Thomas G. Fisher Jr.  
Deputy City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
BOESEN				
SIMONSON				
VOSS				
COLEMAN				
WESTERGAARD				
MANDELBAUM				
GATTO				
TOTAL				

MOTION CARRIED

APPROVED

\_\_\_\_\_  
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