

★ **Roll Call Number**

13-0732

**Agenda Item Number**

37 A

**Date** May 6, 2013

WHEREAS, the Park & Recreation Department requested the Finance Department Procurement Division order Liebert cooling equipment for use in the IT Department Server Room to be networked with existing Liebert cooling equipment; and

WHEREAS, the Procurement Administrator has determined that such equipment is available from Liebert Corporation, c/o Data Power Technology, 10202 Douglas Ave., Urbandale, IL 50322 (David Cooper/President), the sole area wide distributor; and

WHEREAS, Municipal Code section 2-726 (a)(7) provides for a non-competitive procurement of goods and/or services that are of such a nature that they are the only goods and/or services which will fit and comply with the required use, or are an integral part of a total system so as to be uniquely compatible with existing city need, materials or equipment to be cost effective; and

WHEREAS, funding is available from PKS990000/BLD074, Capital Projects/HVAC Improvements; and

WHEREAS, the Procurement Administrator and the Park & Recreation Department recommend the sole source purchase from Data Power Technology;

NOW THEREFORE BE IT RESOLVED, that the Des Moines City Council hereby accepts and approves the non-competitive purchase of Liebert cooling equipment from Data Power Technology at a total cost of \$39,616.00.

Moved by Mahaffey to adopt

Approved as to form:

Ann DiDonato

Ann DiDonato  
Assistant City Attorney

(Council Communication No. 13-222)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GRIESS	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
TOTAL	7			
MOTION CARRIED	APPROVED			

T. M. Franklin 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.

Diane Rauh City Clerk