



Roll Call Number

23-1463

Agenda Item Number

59

Date October 23, 2023

**RESOLUTION APPROVING THE PURCHASE OF
ONE (1) REPLACEMENT RUBBER TIRE TRACTOR BACKHOE FROM
MURPHY TRACTOR AND EQUIPMENT COMPANY, AND
APPROVING USE OF SOURCEWELL CONTRACT NUMBER 011723-JDC**

WHEREAS, the Fleet Services Division has requested the Finance Department's Procurement Division to issue a purchase order for the purchase of one (1) replacement rubber tire tractor backhoe for use by the Department of Public Works; and

WHEREAS, the Procurement Administrator has determined that the compact motor grader has been competitively bid and is available from Murphy Tractor and Equipment Company, (Thomas Udland, President, 5087 NE 46th Avenue, Des Moines, IA 50317), an authorized reseller of John Deere Construction Retail Sales a division of John Deere Shared Services LLC, DBA John Deere Construction Retail Sales John Deere Company, using Sourcewell Contract Number 011723-JDC; 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 Ordinance; and

WHEREAS, the one (1) replacement rubber tire tractor backhoe is being purchased from Murphy Tractor and Equipment Company, in the amount of \$189,574.00 utilizing the Sourcewell Contract Number 011723-JDC; and

WHEREAS, FY2023-2024 I010 Equipment Replacement Fund, page 88.

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

1. The purchase of one (1) replacement rubber tire tractor backhoe for use by the Department of Public Works from Murphy Tractor and Equipment Company, an authorized reseller of John Deere Construction Retail Sales a division of John Deere Shared Services LLC, DBA John Deere Construction Retail Sales John Deere Company, at a total cost of \$189,574.00 using Sourcewell Contract Number 011723-JDC is hereby approved.
2. To the extent determined necessary by the Legal Department and the Finance Department, the Finance Department and Fleet Division are hereby authorized and directed to proceed with negotiation of a Short Form Agreement or similar agreement between the City and an authorized reseller of John Deere Construction Retail Sales a division of John Deere Shared Services LLC, DBA John Deere Construction Retail Sales John Deere Company, supplementing Sourcewell Contract No. 011723-JDC, and

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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. 23 - 466)

Moved by Gatto to adopt.

Second by Voss.

APPROVED AS TO FORM:

/s/ Thomas G. Fisher Jr.
Thomas G. Fisher Jr.
Deputy City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSEN
COWNIE	✓			
BOESEN	✓			
GATTO	✓			
MANDELBAUM	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	6			
MOTION CARRIED	APPROVED			

J. M. Franklin Cownie 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.

Laura Baumgartner City Clerk