

Date June 3, 2024

APPROVING THE SOLE SOURCE PROCUREMENT OF EMULSIFIED ASPHALT MATERIALS FROM BITUMINOUS MATERIALS AND SUPPLY, L.P. FOR A TOTAL ANNUAL AMOUNT OF \$500,000.00

WHEREAS, the Public Works Department, Street Maintenance Division has requested the Finance Department, Procurement Division to purchase emulsified asphalt materials to be used for pothole patching and surface sealing on City of Des Moines streets; and

WHEREAS the Procurement Administrator has determined that the required emulsified asphalt materials for said street resurfacing and repairs are available from Bituminous Materials & Supply, L.P., 900 Raccoon Street, Des Moines, IA 50309, Dan Quigley, Plant Manager, the sole area-wide provider; and

WHEREAS, Des Moines Municipal Code Section 2-726(d) 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 needs, materials or equipment to be cost-effective; and

WHEREAS, funding for said procurement is available from S360 PW240402, Public Works, Street Maintenance, Road Use Tax Fund.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Des Moines hereby approves the sole source procurement of emulsified asphalt materials from Bituminous Materials and Supply L.P. for the above-described street resurfacing and repairs at a total estimated amount of \$500,000.00 and directs the Finance Department, Procurement Division to issue a blanket purchase order for said materials.

Approved as to form: **(Council Communication No.)** 24-243 Moved by Gatto to adopt.

/s/ Chas M. Cahill Second by Voss

Chas M. Cahill
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
BOESEN	✓			
COLEMAN	✓			
GATTO	✓			
MANDELBAUM	✓			
SIMONSON	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	7			

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.

MOTION CARRIED APPROVED
Connie Boesen Mayor

Laura Baumgartner City Clerk