

BILL NO. 20-123

AN ORDINANCE APPROVING THE USE OF A COOPERATIVE CONTRACT BETWEEN SOURCEWELL AND JOHN DEERE CONSTRUCTION RETAIL SALES TO PURCHASE HEAVY EQUIPMENT AND ACCESSORIES AS NEEDED AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE SAME FOR AND ON BEHALF OF THE CITY.

WHEREAS, the City of Lee's Summit, Missouri (the "City") has a need to purchase heavy equipment and accessories and,

WHEREAS, Section 6.1 of the Procurement Policy allows the City to make purchases from contracts that were originally procured by another entity but have extended the pricing and terms of such contract to other entities such as the City; and,

WHEREAS, the City is able to purchase heavy equipment and accessories pursuant to a contract between Sourcewell, a third party aggregator that brings entities together, and John Deere Construction Retail Sales ("Cooperative Contract No. 2020-073"); and,

WHEREAS, Section 6.1 of the Procurement Policy requires that cooperative contracts that have an estimated annual spend of \$50,000 or more be approved by City Council before they are used; and,

WHEREAS, the City anticipates spending over \$50,000.00 annually on the purchase of heavy equipment and accessories.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LEE'S SUMMIT, MISSOURI, as follows:

SECTION 1. The City Council of the City of Lee's Summit, Missouri hereby approves the City's use of the Sourcewell contract with John Deere Construction Retail Sales, Contract #032119-JDC (referred to as "Cooperative Agreement"), a copy of which is on file with the Procurement Division of the Finance Department and incorporated herein by reference, and authorizes the City Manager to execute an agreement by and between the City and John Deere Construction Retail Sales, attached as Exhibit A and incorporated herein by reference, to purchase the heavy equipment and accessories, on an as-needed basis, listed in the Cooperative Agreement.

SECTION 2. This Ordinance shall be in full force and effect from and after the date of its passage and adoption, and approval by the Mayor.

SECTION 3. Should any section, sentence, or clause of this Ordinance be declared invalid or unconstitutional, such declaration shall not affect the validity of the remaining sections, sentences, or clauses.

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PASSED by the City Council of the City of Lee's Summit, Missouri, this _____day of _____, 2020.

ATTEST:

Mayor *William A. Baird*

City Clerk *Trisha Fowler Arcuri*

APPROVED by the Mayor of said city this ____ day of _____, 2020.

ATTEST:

Mayor *William A. Baird*

City Clerk *Trisha Fowler Arcuri*

APPROVED AS TO FORM:

Daniel R. White, Chief Counsel of Management and Operations