

**A RESOLUTION AUTHORIZING AWARD OF A CONTRACT FOR THE
PURCHASE OF HARDWARE FROM DELL MARKETING L.P.
NO. 2024-123**

WHEREAS, the City of Commerce City (“City”), intends to purchase various computer and technology hardware to meet City needs (“Project”);

WHEREAS, Dell Marketing L.P. (“Dell”) has entered into a NASPO Master Agreement with the State of Minnesota, providing discounted rates on hardware to participating entities;

WHEREAS, the State of Colorado has executed a Participating Addendum to the Minnesota NASPO Master Agreement, which allows local jurisdictions in Colorado to purchase hardware projects at the discounted prices negotiated in the Minnesota Agreement;

WHEREAS, the cooperative purchasing made available through the NASPO and Colorado State agreements meets City requirements for procurement; and

WHEREAS, the cost to the City of the Project will exceed \$250,000.00 and, pursuant to the City’s procurement policies and the City Manager’s commitment to the City Council, the City Council must approve any procurement in excess of \$250,000.00.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COMMERCE CITY, COLORADO, AS FOLLOWS:

SECTION 1. Findings. The recitals to this resolution are incorporated as findings of the City Council. This resolution is found to be necessary for the preservation of the public health, safety, and welfare and in the public interest.

SECTION 2. Award of Contract. The award of the contract for the Services to the Contractor is hereby approved subject to successful finalization of an appropriate contract on terms acceptable to the City Manager. This resolution shall not be deemed to grant any right or interest in the award of a contract to Dell. All rights and interests shall be defined exclusively by the terms and conditions set forth in the written contract.

SECTION 3. Authorization to Negotiate. The City Manager is hereby authorized to negotiate and finalize the details of a contract with the Contractor, including final pricing and payment terms, consistent the services agreement with the Contractor.

SECTION 4. Execution and Attestation. Upon successful finalization of the contract and approval as to form by the City Attorney, the City Manager is hereby authorized to execute, and the City Clerk to attest, the contract on behalf of the City.

RESOLVED AND PASSED THIS 21ST DAY OF OCTOBER 2024.

CITY OF COMMERCE CITY, COLORADO

Steve J. Douglas, Mayor

ATTEST

Dylan A. Gibson, City Clerk