

**CITY OF MARATHON, FLORIDA
RESOLUTION 2018-11**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, WAIVING THE CITY'S PROCUREMENT POLICIES AND PROCEDURES AND AUTHORIZING THE SOLE SOURCE PURCHASE OF A NEW CITY PUMP-OUT VESSEL IN AN AMOUNT NOT TO EXCEED \$103,438.00 FROM PUMPOUT USA, INC.; APPROVING THE TRADE IN OF THE CITY'S CURRENT 2001 PUMP-OUT VESSEL FOR A CREDIT OF \$25,859.50 TO BE APPLIED AGAINST THE PURCHASE OF THE NEW PUMP-OUT VESSEL; AUTHORIZING THE CITY MANAGER TO ENTER INTO A PURCHASE AGREEMENT IN CONNECTION THEREWITH AND EXPEND BUDGETED FUNDS ON BEHALF OF THE CITY; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, to reduce pollution from vessel sewage discharges, the City of Marathon provides pump-out services to boaters in Boot Key Harbor, however, the pump-out vessel the City purchased in 2001 is in disrepair and in need of replacement; and

WHEREAS, the City applied for and received a Department of Environmental Protection Clean Vessel Act Grant to purchase a new pump-out vessel; and

WHEREAS, due to the volume of sewage discharge collected daily by the City's pump-out vessel, after extensive inquiry by City Marina staff only one vendor is able to manufacture the pump-out vessel required by the City (vendor is on DEP's approved vendor list); and

WHEREAS, PumpOut USA, Inc. ("PumpOut") provided the City with a quote to manufacture and deliver a new pump-out vessel in an amount not to exceed \$103,438.00; and PumpOut will take the City's 2001 pump-out vessel as a trade-in valued at \$25,859.50; and

WHEREAS, the City Manager recommends the City Council waive the City's purchasing policies and procedures due to the sole source status of PumpOut.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, THAT:

Section 1. The above recitals are true and correct and incorporated herein.

Section 2. Based upon the recommendation of the City Manager the City Council finds that PumpOut is a sole source provider of the pump-out vessel the City needs in order to properly provide sewage pump-out services to the boaters in Boot Key Harbor. Accordingly, the City's purchasing policies and procedures are hereby waived and the City Council approves the purchase of a new pump-out vessel from PumpOut in an amount not to exceed \$103,438.00; and further approves the trade-in of the City's current pump-out vessel for a credit of \$25,859.50 to be applied

against the purchase of the new pump-out vessel. The City Manager is authorized to execute the purchase agreement for the new pump-out vessel and expend budgeted funds on behalf of the City.

Section 3. This resolution shall take effect immediately upon its adoption.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, THIS 13th DAY OF FEBRUARY, 2018.

THE CITY OF MARATHON, FLORIDA



Michelle Coldiron, Mayor

AYES: Bartus, Cook, Senmartin, Zieg, Coldiron
NOES: None
ABSENT: None
ABSTAIN: None

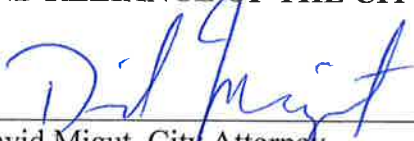
ATTEST:



Diane Clavier, City Clerk

(City Seal)

**APPROVED AS TO FORM AND LEGALITY FOR THE USE
AND RELIANCE OF THE CITY OF MARATHON, FLORIDA ONLY:**



David Migut, City Attorney