

**CITY OF MARATHON, FLORIDA
RESOLUTION 2014-123**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, WAIVING THE CITY'S PURCHASING POLICIES AND PROCEDURES AND AUTHORIZING A SOLE SOURCE AGREEMENT FOR ANNUAL OPERATIONS AND MAINTENANCE SERVICES WITH WATER RESOURCES TECHNOLOGIES, INC. FOR THE AREA 7 LOW PRESSURE WASTEWATER COLLECTION SYSTEM AND RELATED SERVICES IN AN AMOUNT NOT TO EXCEED \$32,375.00; AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT AND EXPEND BUDGETED FUNDS ON BEHALF OF THE CITY; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, pursuant to Resolution 2008-134, the City Council of the City of Marathon, Florida (the "City"), adopted Purchasing Policies and Procedures after determining that it was fiscally prudent and in the best interests of the City's residents for the City to adopt policies and procedures for City employees and officials regarding the purchasing and acquisition of contractual services, equipment, goods, professional services and other similar types of services; and

WHEREAS, the City may waive competitive bidding in the event that "only one vendor possesses the unique and singularly available capability to meet the requirements of a particular procurement; and

WHEREAS, the City wishes to approve an annual Operations and Maintenance Services Agreement (the "Agreement") with Water Resources Technologies, Inc. ("WRT") for the Area 7 Low Pressure Wastewater Collection System and related services in an annual amount not to exceed \$32,375.00, hereto attached as Exhibit A; and

WHEREAS, WRT is the manufacturer of E-One pumps is exempt from the City's purchasing policies and procedures because the vendor possesses the unique and singularly available capability to meet the requirement for the specialized services required in the Area 7 low pressure wastewater collection system; and

WHEREAS, the City Manager recommends the City Council waive the purchasing policies and procedures due to the sole source status of WRT, and the City Council find the sole source agreement with WRT is in the best interest of the City.

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 the sole source purchase of services from WRT is in the best interest of the City,

Section 3. The City's purchasing policies and procedures are hereby waived and the City Council hereby authorizes the City Manager to execute the Agreement, in substantially the same form and format as attached hereto as Exhibit "A" and expend budgeted funds on behalf of the City.

Section 4. This resolution shall take effect immediately upon its adoption.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, THIS 23RD DAY OF SEPTEMBER, 2014.

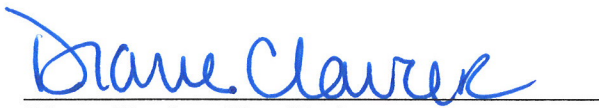
THE CITY OF MARATHON, FLORIDA



Dick Ramsay, Mayor

AYES: Bartus, Bull, Keating, Senmartin, Ramsay
NOES: None
ABSENT: None
ABSTAIN: None

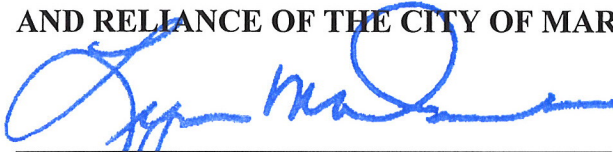
ATTEST:



Diane Clavier, City Clerk

(City Seal)

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



Lynn M. Dannheisser, City Attorney



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Randy Bell
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July 9, 2014

City of Marathon
9805 Overseas Highway
Marathon, FL 33050
Attn: Zully Hemeyer
cityofmarathon@ci.marathon.fl.us

Area 7 (Grassy Key) Operation and Maintenance Service Agreement

Dear Zully,

We are pleased to submit this proposal for an Operation and Maintenance Service Agreement for the Area 7 (Grassy Key) Low Pressure Sewer Collection System. This is to be an annual agreement and can be re-negotiated and renewed each year based upon the approval of both the City of Marathon and Water Resource Technologies. The term of this agreement to be in effect from October 1, 2014 thru September 30, 2015.

Duplex and Triplex Connections:

- The yearly fee per duplex grinder pump station (128 duplex stations, including the new fire station) is \$250.00 per station.....**Sub-Total - \$32,000.00**
 - The yearly fee for the single triple grinder pump station.....**Sub-Total - \$375.00**
- TOTAL \$32,375.00***

(*This breaks down to \$2,697.916 per month for the annual period.)

Services provided under this agreement:

- Under the terms of this agreement, Water Resource Technologies (WRT) will respond within 30 minutes to all alarms and service requests. Depending on the type of requests WRT will dispatch according. Service calls will be treated with high priority and every attempt will be made to respond immediately.
- 24/7 Service for grinder pump stations
- Parts and repairs to the pump cores under normal failure conditions. Any failure due to power surges, natural disasters, vandalism, negligence or Acts of God will be quoted prior to repair.
- Additional discounts to parts needed, 15% total extended discount.

- WRT will store and utilize City of Marathon spare pump inventory.
- Detailed report for every service request which WRT is dispatched.
- Yearly inspection of each grinder pump station. Inspection to included full analysis of control panel, High Tide equipment, pump operations, power checks and an inspection report. Inspections will be staggered on a quarterly basis.
- In field repairs will be attempted on the pumps. If the repairs are more in depth, a City spare will be installed in place of the failed pump for the system.

Emergency or After Hours Response - Collection System Maintenance on call basis:

- Repairs to the collection system will be treated and billed on a case by case basis. The City of Marathon will be billed individually per occurrence.
- WRT Hourly Labor Rate for standard service (fusion welding, manual labor, supervision and inspection - \$100 per hour/per man
- WRT Hourly Labor Rate for heavy equipment service and operation - \$150 per hour/per man.

Utility Location Service:

- Locate services to be billed on a case by case basis. The City of Marathon will be billed individually per occurrence. WRT to provide utility locate services for all Low Pressure Sewer Mains, isolation valves, flushing connections, connection stub outs for all residential and commercial properties that have not connected to the collection system.
- These locates are for appurtenances in Public Right of Way only. WRT shall not be responsible for any work done on private property. These locate services will be billed at the WRT Hourly Labor Rate of \$100 per hour/per man.
- Utility location requests shall be made 24-48 hours in advance. WRT to provide report detailing the utilities located and will mark such utilities on the site surveyed.
- Utility locates shall be based upon the reliability and accuracy of the as-built drawings provided to WRT by the City of Marathon.

We appreciate the opportunity to allow us to provide this proposal. If you have any questions, please contact me at your convenience.

Respectfully submitted,

Randy Bell
South Florida Sales Manager

Accepted by Michael H. Ruto

Title City Manager

Date 9/26/14