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**CITY OF MARATHON, FLORIDA
RESOLUTION 2014-13**

A RESOLUTION 2014-13, OF THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, WAIVING THE CITY'S PURCHASING POLICIES AND PROCEDURES AND AUTHORIZING A SOLE SOURCE DIRECT PURCHASE OF FITNESS EQUIPMENT FROM COLUMBIA CASCADE IN AN AMOUNT NOT TO EXCEED \$26,530.00 FOR INSTALLATION AT OCEANFRONT PARK; AUTHORIZING THE ACTING CITY MANAGER TO EXECUTE ANY REQUIRED PURCHASE ORDER AND EXPEND BUDGETED FUNDS ON BEHALF OF THE CITY; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, pursuant to Resolution 2013-134 the City Council of the City of Marathon, Florida (the "City"), adopted procurement 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 acquisition and purchase 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 the meet the requirements" of a particular procurement; and

WHEREAS, the City contracted with the engineering firm of David Douglas Associates, Inc. (DDAI) to prepare 100% construction bid plans and specifications for the construction of a fitness trail and equipment at Oceanfront Park using high density polyethylene recycled plastic composite equipment; and

WHEREAS, Columbia Cascade is a sole source manufacturer of the equipment DDAI specified in the construction bid plans it prepared for the City; and

WHEREAS, the Acting City Manager recommends the City Council waive the purchasing policies and procedures due to the sole source status of Columbia Cascade's equipment, and the City Council finds the sole source purchase of the equipment from Columbia Cascade 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 Acting City Manager the City Council finds the sole source purchase of the equipment from Columbia Cascade is in the best interest of the City. is authorized to execute the purchase orders and expend funds on behalf of the City.

Section 3. The City's purchasing policies and procedures are hereby waived and the City Council hereby approves the sole source purchase of fitness equipment from Columbia Cascade in an amount not to exceed \$26,530.00. The Acting City Manager is authorized to execute any required purchase order(s) 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 11th DAY OF FEBRUARY, 2014.

THE CITY OF MARATHON, FLORIDA



Chris Bull, Vice Mayor

AYES: Keating, Senmartin, Snead, Bull
NOES: None
ABSENT: Ramsay
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:**

City Attorney

