

**CITY OF MARATHON, FLORIDA  
RESOLUTION 2016-08**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, WAIVING THE CITY'S PURCHASING POLICIES AND PROCEDURES AND APPROVING SOLE SOURCE DIRECT PURCHASE IN AN AMOUNT NOT TO EXCEED \$71,340.00 FOR VUEWORKS (A COMPUTERIZED MAINTENANCE/ASSET MANAGEMENT SOLUTION), THROUGH DATA TRANSFER SOLUTIONS, LLC.; WHICH WILL BE SUBMITTED FOR REIMBURSEMENT THROUGH FDEP GRANT LP44040; AUTHORIZING THE CITY MANAGER TO EXPEND BUDGETED FUNDS ON BEHALF OF THE CITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, pursuant to Ordinance 2014-15, 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 requirement"; and

**WHEREAS**, the purchase of a computerized maintenance and asset management solution system will enable the wastewater department to improve efficiency and manage City assets effectively; and

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

**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 are incorporated herein by this reference.

**Section 2.** Based upon the recommendation of the City Manager, the City Council finds that sole source vendor status of Data Transfer Solutions as attached hereto as Exhibit "A, together with such non-material changes as may be acceptable to the City Manager and approved as to form and legality by the City Attorney is hereby approved.

**Section 3.** The City's purchasing policies and procedures are hereby waived and the City Council hereby approves sole source purchase VUEWorks Computerized Data Asset Management Program services from Data Transfer Solutions, in an amount not to exceed \$71,340.00. The City Manager or is authorized to execute purchases and expend budgeted funds.

**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 26<sup>TH</sup> DAY OF JANUARY, 2016.**

**THE CITY OF MARATHON, FLORIDA**



**Mark Senmartin, Mayor**

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

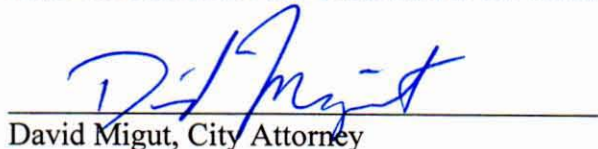
**ATTEST:**



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



January 20, 2016

To Whom It May Concern:

This letter is to inform the City of Marathon, Florida that Data Transfer Solutions, LLC. is the sole manufacturer of VUEWorks™ and the only company providing implementation and training services for these products. These services include:

- VUEWorks™ Software Installation
- VUEWorks™ Configuration
- VUEWorks™ Module Configuration
- VUEWorks™ Condition Form Configuration
- Training Services for VUEWorks™ Administration
- Training Services for End Users of VUEWorks™

Sincerely,

A handwritten signature in black ink, appearing to read 'BS', written over a light blue horizontal line.

**Brian R. Sovik, PMP, GISP**  
**Vice President, GIS Solutions**