

**CITY OF MARATHON, FLORIDA
RESOLUTION 2013-54**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, WAIVING THE CITY'S PURCHASING POLICIES AND PROCEDURES; APPROVING CERTAIN PURCHASES IN EXCESS OF \$10,000 AND LESS THAN \$25,000; AUTHORIZING THE CITY MANAGER TO EXECUTE ALL NECESSARY AGREEMENT OR DOCUMENTS IN CONNECTION WITH THE PURCHASE AND APPROPRIATING FUNDS ON BEHALF OF THE CITY; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, 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, pursuant to Resolution 2007-156, the City Council amended the Purchasing Policies and Procedures to provide that any purchases over \$10,000 and less than \$25,000 must be placed on a City Council agenda as a consent item for approval prior to execution of the contract or consummation of the purchase; and

WHEREAS, a 2003 twenty-three foot Nautica vessel is currently in use by the City for servicing the mooring field, providing transportation for Code Compliance staff, the Fire Marshall and other parties and in identifying and photographing derelict vessels, and other work related to the City Marina; and

WHEREAS, the current vessel has reached the end of its service life, is no longer seaworthy, and in need of replacement; and

WHEREAS, City staff has identified a replacement vessel that has been specially custom outfitted and reinforced to allow for heavier loads to service moorings and equipped in a manner that would improve its functionality to the City, and therefore the City Manager recommends the City Council waive the City's purchasing policies and procedures due to the sole source status of the proposed replacement vessel (the "Replacement Vessel").

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

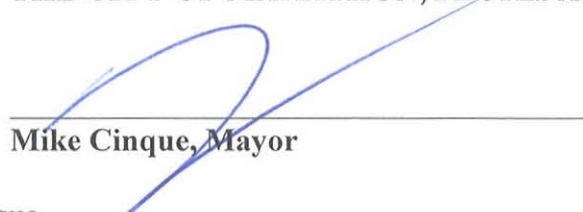
that the Replacement Vessel is being sold by a sole source vendor for the purchase approved herein. Accordingly, the City's purchasing policies and procedures are hereby waived and the City Council hereby approves the purchase set forth in Exhibit "A" attached hereto and incorporated herein.

Section 3. The City Manager or designee is authorized to execute any agreements in connection with this purchase and appropriate 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 JULY, 2013.

THE CITY OF MARATHON, FLORIDA



Mike Cinque, Mayor

AYES: Snead, Bull, Keating, Ramsay, Cinque
NOES: None
ABSENT: None
ABSTAIN: None

ATTEST:



Diane Clavier, City Clerk

(City Seal)

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



City Attorney

Exhibit "A"

Item 1	1992 Carolina Skiff With 2012 Tohatsu 115 HP Outboard With Less Than 100 Hours, With Four Year Warranty And 2012 Continental Trailer	\$13,000
--------	--	----------