

CITY OF MARATHON, FLORIDA  
RESOLUTION 2013-98

**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 OF FLOOD INSURANCE FROM KEYS INSURANCE SERVICES FOR WASTEWATER FACILITIES, IN AN AMOUNT NOT TO EXCEED \$75,661 AS SHOWN ON EXHIBIT "A"; AUTHORIZING THE CITY MANAGER TO EXECUTE THE REQUIRED PURCHASE ORDERS AND EXPEND BUDGETED FUNDS ON BEHALF OF THE CITY; AND PROVIDING FOR AN EFFECTIVE DATE**

**WHEREAS**, pursuant to Resolution 2003-134, 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 requirement"; and

**WHEREAS**, flood insurance rates are set by the Florida Emergency Management Agency (FEMA) and private insurance companies typically do not provide competitive quotes for this type of insurance; and

**WHEREAS**, the City's flood and wind insurance provider, Keys Insurance Services of Marathon, has proffered flood insurance quotes for the City's wastewater facilities at Service Areas 3, 4, 6 and the Vacuum Station with a \$5,000 deductible as set forth on Exhibit "A" attached hereto and made a part hereof; and

**WHEREAS**, the City Manager recommends the City Council waive the City's purchasing policies and procedures due to the sole source status of the provider of the flood insurance for the wastewater facilities, which the City desires to purchase.

**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 purchase of flood insurance for the City's wastewater facilities at Service Areas 3, 4, 6 and the Vacuum Station 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 approves the sole source purchase of flood insurance for wastewater facilities from Keys Insurance Services of Marathon as shown on Exhibit "A", in an amount not to exceed \$75,661.00. The City Manager is authorized to execute the required purchase orders 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 26<sup>th</sup> DAY OF NOVEMBER, 2013.**

**THE CITY OF MARATHON, FLORIDA**

  
\_\_\_\_\_  
**Dick Ramsay, Mayor**

AYES: Bull, Keating, Senmartin, Snead, 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:**

  
\_\_\_\_\_  
City Attorney

EXHIBIT "A"

City of Marathon  
FY 2013-14

**Flood Insurance Summary**  
*Building Only*

| <b>Location</b>  | <b>Address</b>          | <b>Premium<br/>(\$5,000<br/>Deductible)</b> |
|--|-------------------------|---|
| SA 1 Knights Key Lift Station (no building)                          | Knights Key Boulevard   | - -   |
| SA 3 Old Towne WWTP Facility   | 4095 Overseas Highway   | \$24,473                                    |
| SA 4 Sombrero WWTP Facility  | 450 Sombrero Beach Road | \$7,669                                     |
| SA 5 Little Venice Wastewater Plant (control room/digester building) | 10685 Overseas Highway  | - -   |
| SA 5 Little Venice Wastewater Plant (pump room building)             | 10685 Overseas Highway  | \$1,105                                     |
| SA 15 Vacuum Substation (SA 5)                                       | 7280 Overseas Highway   | \$22,943                                    |
| SA 6 WWTP Coco Plum Facility   | 100 Avenue I            | \$19,471                                    |
| SA 7 WWTP Grassy Key Facility  | 59255 Overseas Highway  | - -   |
| <b>Total</b>   |                         | <b>\$75,661</b>                             |