

**RESOLUTION NO. 22-09-101**

**A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING PURCHASES OF VACUUM PITS AND VACUUM PIT COMPONENTS FROM AIRVAC, INC., RATIFYING OTHER EXPENDITURES INCURRED FROM AIRVAC, INC. TO DATE, AND AUTHORIZING ADDITIONAL COMPONENT PURCHASES THROUGH THE END OF FY 2021-2022; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; APPROVING A WAIVER OF COMPETITIVE BIDDING; AND PROVIDING FOR AN EFFECTIVE DATE**

**WHEREAS**, as part of development and maintenance of its central wastewater collection and transmission system, Islamorada, Village of Islands (the "Village"), has made purchases of vacuum pits and vacuum pit components from Airvac, Inc. ("Airvac"), on a project-by-project basis to install, repair, and maintain wastewater vacuum system; and

**WHEREAS**, Airvac is a sole-source vendor for the Village to purchase vacuum pits and vacuum pit components; and

**WHEREAS**, the Village would like to make a purchase of required replacement vacuum pit components from Airvac in the sum of \$41,373.20 (Exhibit "A") for necessary repairs and replacements and to have on hand during hurricane season; and

**WHEREAS**, the Village has spent an additional \$5,829.62 on parts purchases from Airvac in FY 2021-2022 through August 31, 2022; and

**WHEREAS**, the Village estimates it will need to purchase additional vacuum pits and components for necessary replacements in the sum of up to \$75,000.00 through the remainder of FY 2021-2022, which ends on September 30, 2022; and

**WHEREAS**, pursuant to Section 2-327 of the Village's Code of Ordinances relating to the Village's purchasing guidelines, purchases of or contracts for materials, supplies, equipment,

improvements, or services where the total amount expended is \$25,000.00 or more shall be awarded by the Village Council; and

**WHEREAS**, the Village Council of Islamorada, Village of Islands (the "Village Council") finds that approval of the purchase at Exhibit "A", ratification of a purchase from Airvac in the amount of \$5,829.62, approval of purchase of additional vacuum pits and components in the amount not to exceed \$75,000.00 through fiscal year end, and waiver of competitive bidding for the purchases are in the best interest of the Village.

**NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals.** The above recitals are true and correct and incorporated into this Resolution by this reference.

**Section 2. Approval of Expenses.** The Village Council hereby approves and ratifies the following: 1) purchase of vacuum pit components included on Exhibit "A" from Airvac in the amount of Forty-One Thousand Three Hundred Seventy-Three and 20/100 Dollars (\$41,373.20); 2) purchase of additional parts in FY 2021-2022 through August 31, 2022, in the amount of Five Thousand Eight Hundred Twenty-Nine and 62/100 Dollars (\$5,829.62); and 3) purchase of an additional vacuum pits and components for an amount not to exceed Seventy-Five Thousand and no/100 Dollars (\$75,000.00) from Airvac through September 30, 2022.

**Section 3. Authorization of Village Officials.** The Village Manager and/or his designee and the Village Attorney are authorized to take all actions necessary to implement the terms and conditions of purchases.

**Section 4. Authorization of Fund Expenditure.** Notwithstanding the limitations imposed upon the Village Manager pursuant to the Village's Purchasing Procedures Ordinance, the

Village Manager is authorized to expend budgeted funds to implement the terms and conditions of the purchases.

**Section 5. Waiver of Competitive Bidding.** In accordance with Section 2-328(1) and (3) of the Village Code, the Village Council waives the competitive bidding provisions of the Village Code for these purchases.

**Section 6. Effective Date.** This Resolution shall take effect immediately upon adoption.  
Motion to adopt by Councilman David Webb, second by Councilman Mark Gregg.

**FINAL VOTE AT ADOPTION**

**VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS**

Mayor Pete Bacheler	Yes
Vice Mayor Henry Rosenthal	Absent
Councilman Mark Gregg	Yes
Councilman Joseph B. Pinder III	Yes
Councilman David Webb	Yes


**PASSED AND ADOPTED ON THIS 15th DAY OF SEPTEMBER, 2022.**

  
\_\_\_\_\_  
PETE BACHELOR, MAYOR

ATTEST:

  
\_\_\_\_\_  
MARNE MCGRATH, VILLAGE CLERK

APPROVED AS TO FORM AND LEGALITY FOR THE USE AND BENEFIT OF ISLAMORADA, VILLAGE OF ISLANDS:

  
\_\_\_\_\_  
JOHN J. QUICK, INTERIM VILLAGE ATTORNEY

Airvac, Inc.  
 4217 N. Old US Highway 31  
 Rochester, IN 46975  
 Tel# 574.223.3980  
 Tax ID#:35-2749561



**Airvac**

**Sold-to address**

Village of Islands, Islamorada  
 86800 Overseas Hwy  
 ISLAMORADA FL 33036

**Ship-to address**

Village of Islands, Islamorada  
 86800 Overseas Hwy  
 ISLAMORADA FL 33036

**Quotation**

**Number/Date** 20112303 / 08/24/2022  
**Reference no./Date**  
**Sold-To** 10000528  
**Validity period** 08/24/2022 to 09/24/2022  
**Sales person name** Southeast  
**Entered by** Becky Smith

**We deliver according to the following conditions:**

Currency USD

**Terms of payment:** Within 30 days without deduction

**Terms of delivery:** CIP Islamorada FL

US13ISL02P04  
 Shipping not included in quote.

Item	Material Description	Qty	UoM	Price	Value
000010	AVD-D-0B ROLLING DIAPHRAGM W/LUBRICANT	100.000	EA	91.00 USD	9,100.00
000020	ACRBK CONTROLLER REBUILDING KIT	100.000	EA	43.50 USD	4,350.00
000030	TUBE3/8SI 3/8" SILICONE TUBING, BLUE	100.000	FT	3.47 USD	347.00
000040	TUBE5/8 5/8"ID X 13/16"OD PU TUBING	100.000	FT	6.60 USD	660.00
000050	ASP-D 'E' MODEL SURGE SUPPRESSOR	50.000	EA	46.00 USD	2,300.00
000060	AVV2-ASM SUMP BREATHER ASSEMBLY	8.000	EA	207.00 USD	1,656.00
000070	AV3-F-NACCESS F'MODEL 3"VLV, BOXED NO ACCES	8.000	EA	1,475.00 USD	11,800.00
000080	AVV3-ASM-1 SUMP BREATHER FOR 6.5' 1PC PIT	16.000	EA	340.00 USD	5,440.00
000090	CV2-U 2" AIRVAC CHECK VALVE	4.000	EA	153.58 USD	614.32
000100	AV2001 2" VALVE LRG BODY-HP LOW	4.000	EA	1,246.00 USD	4,984.00

Item	Material Description	Qty	UoM	Price	Value
000110	AVD-S-02 O-RING -243, LOWER HOUSING TO BODY	100.000	EA	1.19 USD	119.00
000120	CAP5/8 5/8" RED S-CAP	12.000	EA	0.24 USD	2.88
Items total					41,373.20
Tax Jur Code Level 1		0.000		41,373.20	0.00
Final amount					41,373.20

Airvac, Inc., on behalf of its designated affiliates and subsidiaries (such term shall include any subsidiary, division or affiliate of Airvac, Inc. as designated [hereinafter Airvac]) will furnish requested equipment, materials or service (hereinafter Goods) to buyer. Such provision shall be governed by Airvac's terms and conditions published at : [www.airvac.com/en/terms-and-conditions](http://www.airvac.com/en/terms-and-conditions) and/or that are forwarded with the order request [hereinafter Terms]. These Terms shall control and govern all transactions between Buyer and Airvac, whether under subsequent verbal and/or written requests, unless subject to an express, duly executed agreement which is not a pre-printed form) for the particular subject matter effective either upon buyer signing the Terms or order confirmation or quote, or upon Airvac shipping the Goods or otherwise commencing performance, whichever occurs first. The Terms, together with the specifications, drawings and other requirements specified, constitutes the entire agreement between the parties, and all prior negotiations or proposals related thereto are superseded and of no effect. Any written confirmation by buyer containing additional or different terms from the Terms shall be of no effect, unless Airvac expressly agrees, in writing, to such additional or different terms.