

RESOLUTION NO. 23-11-126

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING FISCAL YEAR 2023-2024 EXPENDITURES FROM AIRVAC INC., DONERITE PUMPS, INC., F.J. NUGENT & ASSOCIATES, FORTILINE WATERWORKS, KB VACUUM PUMP SOLUTIONS, LLC., AND SUNBELT RENTALS FOR THE OPERATION AND MAINTENANCE OF THE VILLAGE'S WASTEWATER COLLECTION AND TRANSMISSION SYSTEM; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING 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 (the "Wastewater System"), Islamorada, Village of Islands ("Village") must make regular purchases from specialized vendors; and

WHEREAS, the Village relies upon Airvac Inc., Donerite Pumps, Inc., F.J. Nugent & Associates, Fortiline Waterworks, KB Vacuum Solutions, LLC. and Sunbelt Rentals, collectively "WASTEWATER VENDORS" for operating supplies, materials, repairs, and maintenance for the Wastewater System; and

WHEREAS, Airvac Inc. is a sole source provider of parts, components and supplies for the Vacuum Collection System; and

WHEREAS, F.J. Nugent & Associates is a sole source provider of E/One Grinder Pumps and parts locally; and

WHEREAS, Fortiline Waterworks is a reliable and timely provider of pipe materials and components; and

WHEREAS, Donerite Pumps, Inc. is a reliable and timely provider of repairs to electrical motors for sewage and vacuum pumps; and

WHEREAS, KB Vacuum Solutions, LLC. is a sole source provider of vacuum pump repair and maintenance services and materials; and

WHEREAS, Sunbelt Rentals is a local, reliable, and timely provider of pump rentals to the Village; and

WHEREAS, pursuant to Section 2-327(c)(4) of the Village's Code of Ordinances, competitive bidding shall apply to purchase of or contracts for materials, supplies, equipment, improvements or services where the anticipated cost is estimated to exceed \$25,000.00 for each of the WASTEWATER VENDORS during Fiscal Year 2023-2024; and

WHEREAS, pursuant to Section 2-238 of the Village Code, the requirements of Section 2-327(c)(4) of the Village's Code of Ordinances relating to competitive bidding may be waived by the following provisions as they relate to the WASTEWATER VENDORS:

(a) By the Village Council upon a documented finding that the purchase of the particular goods or services without competitive bidding is in the best interests of the Village;

(c) When only one vendor possesses the unique and singularly available capability to meet the requirements of the solicitation, such as technical qualifications, ability to deliver at a particular time, or services from a public utility;

(e) In the event of an emergency situation which requires the immediate purchase of goods or supplies, which shall not be subject to competitive bidding; and

WHEREAS, the Village Council finds that approval of Fiscal Year 2023-2024 not to exceed amounts for goods and services from the WASTEWATER VENDORS for operation and maintenance of the Wastewater System and waiver of competitive bidding in accordance with Section 2-238 of the Village Code is 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 Fiscal Year Expenditures. The Village Council hereby approves the following: 1) purchases from Airvac, Inc., in an amount not to exceed Sixty Thousand Dollars (\$60,000.00); 2) purchases from F.J. Nugent & Associates, Inc., in an amount not to exceed Eighty Thousand Dollars (\$80,000.00); 3) purchases from Fortiline Waterworks in an amount not to exceed Forty Thousand Dollars (\$40,000.00); purchases from Donerite Pumps, Inc. in an amount not to exceed Fifty Thousand Dollars (\$50,000.00); 5) purchases from KB Vacuum Solutions, LLC, in an amount not to exceed Eighty Thousand Dollars (\$80,000.00); and 6) purchases from Sunbelt Rentals in an amount not to exceed One Hundred Thousand Dollars (\$100,000.00).

Section 3. 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 4. Approval of Waiver of Competitive Bidding. In accordance with Section 2-238(a), (c), and (e) of the Village Code, the Village Council waives the competitive bidding provisions of the Village Code to utilize the WASTEWATER VENDORS for these purchases, as applicable.

Section 5. Effective Date. This Resolution shall take effect immediately upon adoption.

Motion to adopt by Mark Gregg, second by Elizabeth Jolin.

**FINAL VOTE AT ADOPTION
VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS**

Mayor Joseph B. Pinder III	<u>Yes</u>
Vice Mayor Sharon Mahoney	<u>Yes</u>
Councilwoman Elizabeth Jolin	<u>Yes</u>
Councilman Mark Gregg	<u>Yes</u>
Councilman Henry Rosenthal	<u>No</u>

PASSED AND ADOPTED THIS 7th DAY OF NOVEMBER, 2023.

DocuSigned by:
Joseph B. Pinder III
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JOSEPH B. PINDER, III, MAYOR

ATTEST:

DocuSigned by:
Marne K. McGrath
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MARNE MCGRATH, VILLAGE CLERK

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

DocuSigned by:
John J. Quick
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JOHN J. QUICK, INTERIM VILLAGE ATTORNEY





Council Communication

To: Mayor and Village Council
From: A.J. Engelmeyer, Public Works Director
Date: November 7, 2023
SUBJECT: **Resolution Approving Fiscal Year 2023-2024 Purchases from Wastewater Vendors for the Wastewater Department - TAB 9**

Background:

As part of the development and maintenance of its central wastewater collection and transmission system (the "Wastewater System"), Islamorada, Village of Islands ("Village") must make regular purchases from specialized vendors. The Village relies upon Airvac Inc., Donerite Pumps, Inc., F.J. Nugent & Associates, Fortiline Waterworks, KB Vacuum Solutions, LLC. and Sunbelt Rentals, collectively "WASTEWATER VENDORS" for operating supplies, repairs, and maintenance for the Wastewater System.

Pursuant to Section 2-327 of the Village's Code of Ordinances relating to the Village's purchasing guidelines, the Village Manager has the authority to make purchases or enter into contracts for purchases of materials, supplies, equipment, improvements, or services where the total amount expended is less than \$25,000.00 and the aggregate total for any single vendor in any single year is less than \$25,000.00. Purchases of or contracts for purchases of materials, supplies, equipment improvements, or services where the total amount expended is \$25,000.00 or more shall be awarded by the Village Council. Purchases arising because of emergencies are exempt from Village Council approval. However, the Village Manager must notify each Council Member of the type and amount of the emergency purchase within 24 hours.

Analysis:

The proposed resolution would authorize the expenditures from the WASTEWATER VENDORS in the authorized amounts indicated below for Fiscal Year 2023-2024, and the proposed resolution would approve a waiver of competitive bidding for these purchases. Orders are placed with the vendors on an as-needed basis. Purchase orders would be created for each vendor for the amounts approved by the Village Council, and invoices would be applied to the purchase orders when goods are received or services are performed. As the amounts of the purchase orders are reached, staff would request authorization to increase not-to-exceed amounts from the Village Council as needed and as the fiscal year progresses.

The following are the WASTEWATER VENDORS who are either sole source providers for specific materials, supplies, parts, and equipment for the Village's wastewater collection and transmission system or who are vendors that have proven to be most responsive to the Village's needs by having inventory available and possessing an ability to deliver goods or

services timely. The dollar amounts listed are the purchasing authorization requested from each vendor at this time. Often replacement pumps are needed on an emergency basis. Village wastewater staff anticipates that expenses associated with rental, replacement, repair or maintenance of pumps and pump motors will decrease when the capital project to reconfigure the North Plantation Key booster pump station is completed.

Vendor: Airvac, Inc.
Location: Various
Goods or Services: Sole Source Provider for vacuum sewer system parts, components, & supplies
Purchase Authorization: \$60,000.00

Vendor: F. J. Nugent & Associates, Inc.
Location: Longwood, FL
Goods or Services: Sole Source Provider for E/One Grinder pumps & parts locally
Purchase Authorization: \$80,000.00

Vendor: Fortiline Waterworks
Location: Various
Goods or Services: Supplier of pipe materials & components
Purchase Authorization: \$40,000.00

Vendor: Donerite Pumps, Inc.
Location: Opa Locka, FL
Goods or Services: Repairs to electrical motors for sewage & vacuum pumps
Purchase Authorization: \$50,000.00

Vendor: KB Vacuum Solutions, Inc
Location: Edgewater, FL
Goods or Services: Sole Source Provider of vacuum pump repair & maintenance services & materials
Purchase Authorization: \$80,000.00

Vendor: SunBelt Rentals
Location: Islamorada & Marathon, FL
Goods or Services: Pump rentals
Purchase Authorization: \$100,000.00

Through participation in professional conferences and other training, wastewater staff stays informed of industry trends and any new vendors and service providers. It is through communication with vendors directly and establishment of positive working relationships that staff is able to negotiate best pricing and availability of goods and services needed.

Budget Impact:

The Village's FY 2023-2024 approved budget for the Wastewater Enterprise Fund includes \$270,000.00 for Operating Supplies, \$510,000.00 for Repair and Maintenance expenses, and \$350,000.00 for Infrastructure for Capital Outlay. Purchases from the WASTEWATER VENDORS would be coded to these accounts as appropriate.

Staff Impact:

No change in staffing levels would occur as a result of passage and adoption of the attached Resolution.

Recommendation:

Staff recommends approval and adoption of the attached Resolution thereby authorizing expenditures from the WASTEWATER VENDORS in the above-listed authorized amounts during Fiscal Year 2023-2024 and approve waiver of competitive bidding.

Attachments: 1. Reso_FY23-24 Wastewater Purchases