

## COUNCIL AGENDA STATEMENT



Meeting Date: May 27, 2025

To: Honorable Mayor & Members of the City Council

From: Dan Saus, Utilities Manager

Through: George Garrett, City Manager

Agenda Item: **Resolution 2025-50**, Waiving The City's Purchasing Policies And Procedures And Approving A Sole Source Purchase Of Wastewater Vacuum Sewer Collection Tank For Service Area 3 Wastewater Treatment Facility From FLOVAC, In An Amount Not To Exceed \$217,972.65; Authorizing The City Manager To Execute Purchase Orders Expend Budgeted Funds On Behalf Of The City; And Providing For An Effective Date

---

### BACKGROUND & JUSTIFICATION:

The City of Marathon's Service Area 3 WWTP is aging and requires replacement of the vacuum sewage collection tank. This tank serves to provide vacuum to the entire collection system, collects the sewage and transfer pumps pump it up into the treatment facility. The tank cannot be out of service for more than 4-6 hours at a time. This prevents us from performing any major repairs to the tank which currently has several holes in it that are temporarily patched. The plan to replace it includes the purchase of a new fiberglass tank with an abrasion coating on the inside to eliminate the corrosion problems we are seeing with the current tank. We also need to rent a temporary tank to keep the system running during the installation. Proposal is attached as Exhibit 1. Sole source letter attached as Exhibit 2.

The Utilities Director and Operations staff have reviewed the proposal we received and propose recommendation of award. The tank upgrade may qualify for grant funding.

### CONSISTENCY CHECKLIST:

1. Comprehensive Plan
2. Other – 2010 Sewer Mandate
3. Not applicable

Yes	No
<u>X</u>	_____
<u>X</u>	_____
<u>X</u>	_____

### FISCAL NOTE:

The adopted FY25 wastewater utility budget includes appropriations of \$1,890,000 for Service Area 3 upgrades.

### RECOMMENDATION:

Approve Resolution



**City of Marathon Florida**

9805 Overseas Highway  
Marathon, Florida 33050  
Attn: Dan Saus

Ref: Sole Source – Fovac Equipment

May 2025

Dear Mr. Saus,

This letter serves to provide additional information on the proprietary and sole source nature of FLOVAC's Collection Tank, Valves, Controllers and appurtenances specially developed by our company for applications in Vacuum Sewerage Systems.

As a global leader in Vacuum Sewerage Systems, FLOVAC has designed and developed proprietary solutions and systems dedicated to the operation and performance of Vacuum Sewerage Networks, including vacuum station equipment the vacuum valves and collection pits.

Such a system includes design, coatings and fabrication sourced from licensed vendors, individually customized by FLOVAC to incorporate proprietary construction to fit the specific requirements of Vacuum Sewerage Systems.

Furthermore, FLOVAC's unique tank system, due to its proprietary nature, could only be purchased directly from FLOVAC. Additionally, the components of the system incorporating our proprietary technology may not be used or sold without express authorization from FLOVAC.

In the event there are items required for the installation of FLOVAC's collection System that are not of proprietary nature, FLOVAC will promptly advise the City of Marathon

Please feel free to contact me with any additional questions that you may have regarding this matter.

Sincerely,  
**FLOVAC, Inc.**

*Cc: John Radinoff*

A handwritten signature in blue ink, appearing to read "Michael Pringle".

Michael Pringle- CEO

**CITY OF MARATHON, FLORIDA  
RESOLUTION 2025-50**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, WAIVING THE CITY'S PURCHASING POLICIES AND PROCEDURES AND APPROVING A SOLE SOURCE PURCHASE OF A FIBERGLASS WASTEWATER TREATMENT VACUUM SEWAGE COLLECTION TANK FOR SERVICE AREA 3 FROM FLOVAC, IN AN AMOUNT NOT TO EXCEED \$217,972.65; AUTHORIZING THE CITY MANAGER TO EXECUTE PURCHASE ORDERS EXPEND BUDGETED FUNDS ON BEHALF OF THE CITY; AND PROVIDING FOR AN EFFECTIVE DATE**

**WHEREAS**, pursuant to Ordinance 2015-14, 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**, in accordance with Section 2-183 and 2-184(F), the City may waive competitive bidding procedures to obtain goods and services which cannot be acquired through the normal purchasing process, and in this case, where only one vendor possesses the unique and singularly available capability to meet the requirement for wastewater equipment and supplies which are in the City's best interest; and

**WHEREAS**, the City's wastewater treatment plants and collection systems consist of specialized equipment requiring products and supplies for repairs and maintenance by specified vendors, and FLOVAC is the sole source of the needed fiberglass vacuum sewer collection tank for the City's Service Area 3 wastewater treatment plant as provided by Exhibit "A", which are distributed solely by FLOVAC; 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 vendor, FLOVAC, in an amount not to exceed \$217,972.65, as provided on Exhibit "A" for the replacement membranes for Service Area 5.

**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 purchases of specialized equipment requiring products and supplies for repairs and maintenance of the City's wastewater treatment systems is in the best interest of the City and approves the purchase.

**Section 3.** The City's purchasing policies and procedures are hereby waived and the City Council hereby approves sole source purchase of fiberglass vacuum sewer tank from FLOVAC for the City's wastewater treatment plant three. The City Manager is hereby authorized to execute a purchase with FLOVAC as described in the proposal attached hereto as Exhibit "A," 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 27<sup>TH</sup> DAY OF MAY, 2025.**

**THE CITY OF MARATHON, FLORIDA**

\_\_\_\_\_  
**Lynn Landry, Mayor**

AYES:

NOES:

ABSENT:

ABSTAIN:

**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:**

\_\_\_\_\_  
Steve Williams, City Attorney

Steve Suggs  
Weiler Engineering  
201 W Marion Ave, Unit 1306  
Punta Gorda, Florida 33950

## **Marathon Area 3 Vacuum Sewer Collection Tank Replacement Project**

### **FLOVAC- Scope of Supply Proposal**

**May 1, 2025**

#### **Replacement Vacuum Station Collection Tank**

New 5,000 Gallon Fiberglass Collection Tank – Estimated lead time 20 - 30 weeks ARO (may be able to expedite)

- ✓ New Fiberglass Collection Tank manufactured dimensionally per supplied original tank dimensional drawing
- ✓ New Tank Fabricated via Hand Lay-up per NBS PS 15-69 and Contact Molded per ASTM D 4097-19
- ✓ Resin selection, per resin manufacturer, to be Derakane Signia 411 WSR
- ✓ Detailed Collection Tank Approval Drawing will be supplied for approval prior to manufacturing start

**Note:** Derakane 411-350 was requested and the alternate manufacturer option stated above was recommended and the data sheet has been provided for customer review. All existing piping, accessories and electrical wiring required between original collection tank and new collection tank is to be completed by others. Flovac has included 2 weeks, noted below, of site support to the installation contractor, and EOR, to ensure a successful project. Only that material detailed in this quotation is being offered. No assumptions should be made that anything not specifically specified is included.

#### **Vacuum Station Bypass Collection Tank Rental**

Rental of Bypass Collection Tank

Flovac will provide, for installation by others, a mild steel collection vessel with suitable volume and connections for bypass of Marathon vacuum station located in Area 3 up to 9 months.

**Note:** The contractor may need to supply a positive displacement pump truck and connections needed between new standpipes and pump truck. Estimated time window for inspection 1 week and operational bypass support.

#### **Site Support**

**2 weeks**

Station

- ✓ Provide installation instruction and guidance on supplied equipment, including orientation and best practices for long-term success.
- ✓ Work with contractor on equipment change over planning and support minimizing disruption to the end user.
- ✓ Start up support and training.

**TOTAL PRICE**

**\$ 217,972.65**



**PAYMENT TERMS** (to be agreed upon at time of order)

- 30% due at proposal acceptance
- 40% due at delivery (of major system components)
- 30% due at completion of install (or 180 days after delivery)

**Summary**

We at FLOVAC are incredibly pleased to have the opportunity to assist in the pursuit of continuously improving the operation and reliability of the Marathon Florida vacuum sewerage collection system. We are confident that Flovac supplied equipment, and support will not only make the contractors' lives easier but also ensure a successful project with ongoing support for the contractor and municipality.

Please advise if you have any questions or need any additional information.

Thank you for the opportunity and we look forward to your response.

A handwritten signature in blue ink, appearing to read "M. Pringle", written over a horizontal line.



**Michael Pringle**

**CEO**

**[www.flovac.com](http://www.flovac.com)**

c.c. Matthew Woodward – Senior Engineer

Stephanie Lambert – Project Manager