

RESOLUTION 18-46

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARCO ISLAND, FLORIDA, APPROVING THE PURCHASE OF A PIERCE MANUFACTURING IMPEL PUC ENGINE PUMPER, IN AN AMOUNT NOT TO EXCEED \$576,641.00, UTILIZING THE FLORIDA SHERIFFS ASSOCIATION CONTRACT NUMBER FSA18-VEF13.0; AUTHORIZING THE INTERIM CITY MANAGER TO EXECUTE A MASTER LEASE PURCHASE AGREEMENT WITH PNC EQUIPMENT FINANCE, LLC, AND EXPEND BUDGETED FUNDS ON BEHALF OF THE CITY FOR THIS PURPOSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the governing body of **CITY OF MARCO ISLAND, FLORIDA** ("Lessee" or "City") desires to obtain certain equipment for use by the City's Fire Department, specifically a Pierce Manufacturing Impel PUC Engine Pumper Truck (the "Equipment") as described in the Master Lease Agreement (collectively, the "Lease"), between PNC Equipment Finance, LLC, ("Lessor") and Lessee, the form of which has been available for review by the governing body of Lessee prior to this meeting; and

WHEREAS, the Equipment is essential for Lessee to perform its governmental functions; and

WHEREAS, the Equipment is being procured through the Florida Sheriff's Association Contract FSA18-VEF13.0 and the vendor is Ten-8 Fire Equipment, Inc.; and

WHEREAS, funds for this vehicle will be budgeted from the City's Fire Rescue Capital Budget Account 3005220; and

WHEREAS, the funds made available will be deposited with PNC Equipment Finance, LLC, and will be applied to the acquisition of the Equipment in accordance with said Lease Agreement; and

WHEREAS, Lessee has satisfied the legal requirements, including those relating to any applicable public bidding requirements, to arrange for the acquisition of the Equipment and the execution and delivery of the Lease; and

WHEREAS, Lessee proposes to enter into the Lease with PNC Equipment Finance, LLC, substantially in the forms presented to this meeting; and

WHEREAS, the City of Marco Island has determined that it is in the best interest of the public and of the City to approve the purchase of a Pierce Manufacturing Impel PUC Engine Pumper and authorizes the Interim City Manager to execute a master lease purchase agreement with PNC Equipment Finance, LLC.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MARCO ISLAND, FLORIDA, AS FOLLOWS:

SECTION 1. The foregoing "Whereas" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution upon adoption hereof.

SECTION 2. That the City Council approves the purchase of a Pierce Manufacturing Impel PUC Engine Pumper, in an amount not to exceed \$576,641.00, utilizing the Florida Sheriffs Association Contract Number FSA18-VEF13.0.

SECTION 3. That the Interim City Manager is hereby authorized to execute a master lease agreement with PNC Equipment Finance, LLC, attached hereto as Exhibit "A," together with such non-substantive changes as are deemed acceptable to the Interim City Manager, and approved as to form and legal sufficiency by the City Attorney, and expend the budgeted amounts for the purchase of the Equipment.

SECTION 4. That the appropriate City officials are authorized to do all things necessary and expedient in order to carry out the aims of this Resolution.

SECTION 5. The City's obligations under the Lease shall be subject to annual appropriation or renewal by the City Council as set forth in the Lease, and the City's obligations under the Lease shall not constitute general obligations of the City or indebtedness under the Constitution or laws of the State.

SECTION 6.. As to the Lease, the City reasonably anticipates to issue not more than \$10,000,000 of tax-exempt obligations (other than "private activity bonds" which are not "qualified 501(c)(3) bonds") during the current calendar year in which each such Lease is issued and hereby designates each Lease as a qualified tax-exempt obligation for purposes of Section 265(b) of the Internal Revenue Code of 1986, as amended.

SECTION 7. The foregoing Resolution shall take effect immediately upon its adoption on this 16th day of July 2018.

ATTEST:



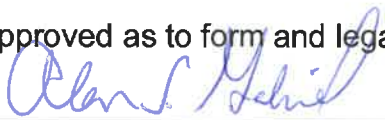
Laura M. Litzan, City Clerk

CITY OF MARCO ISLAND, FLORIDA

By: 

Jared Grifoni, Chairman

Approved as to form and legal sufficiency:



Alan L. Gabriel, City Attorney



Legislation Details (With Text)

File #: ID 18-359 **Version:** 1 **Name:**
Type: Resolution **Status:** Passed
File created: 6/27/2018 **In control:** Fire Rescue Department
On agenda: 7/16/2018 **Final action:** 7/16/2018
Title: Resolution Approving the Lease-Turn in of a Pierce Impel PUC Engine/Pumper Truck
Sponsors:
Indexes:
Code sections:
Attachments: 1. Resolution 18-46, 2. Exhibit A, 3. Ten-8 Equipment proposal, 4. Florida Sheriffs Association purchasing Program FSA18-VEF13.0

Date	Var.	Action By	Action	Result
7/16/2018	1	City Council	approved	

Agenda Item: 6(B)1*	Prepared By: Deputy Chief Batiato
Business: Consent Agenda Resolution	Department: Fire Rescue Department

A Resolution Approving the Lease-Turn in of a Pierce Impel PUC Engine/Pumper Truck

BACKGROUND:

The Fire Rescue Department is requesting capital funding to purchase a new Engine. This engine was originally included within the FY14 Capital Improvement Program and is currently contained within the FY18 Capital Improvement Program.

Our current 2010 frontline engine will be retained and placed in the reserve status. This will reduce the need to borrow an engine from another Fire District, if available, when one of our apparatus requires routine maintenance or repair.

The new recommended Engine is a Pierce Impel PUC manufactured in Appleton, Wisconsin purchased through the Florida dealer, Ten-8 Fire Equipment, Bradenton. This is the same manufacturer as our other Fire Units, which help standardize parts and repairs. Delivery is expected at ten-months from the order.

FUNDING SOURCE / FISCAL IMPACT:

The Fire Rescue Department has researched many municipal contracts, pre-owned equipment and explored leasing options. As originally presented to Council the Fire Rescue Department has pursued, through the apparatus manufacturer, an option of executing an eight-year lease turn-in, paid in annual payments with a one-year deferred payment making the first payment due FY 2019. This lease comes with a \$184,924.45 balloon but as indicated in the PNC agreement (Attached):

"If Lessee decides to purchase another Pierce apparatus of equal or higher value than the balloon amount, Pierce and PNC Equipment Finance will guarantee that the value of the leased vehicle will be equal to the balloon payment amount."

The new truck will be purchased through the Florida Sheriff's Association/ Florida Association Bid Contract No. FSA18-VEF13.0 (Specification #19). This contract is in effect beginning May 4th, 2018

through March 31st, 2020.

Apparatus	\$ 650,641
Less: Pre-pay discount	\$ 24,000
Trade-in: 2005 Pierce 85' Tower	<u>\$ 50,000</u>
Total	\$ 576,641

RECOMMENDATION:

Authorize the lease turn-in of the new Fire Rescue Engine with an annual expense not to exceed \$66,797.01.

POTENTIAL MOTION: "I move approval of Resolution 18-46."