

RESOLUTION NO. 37-26

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, RETROACTIVELY APPROVING AN AGREEMENT WITH BADGER METER, INC., AS A CITY STANDARD FOR THE SUPPLY OF WATER METER TECHNOLOGY FOR ADVANCED METER INFRASTRUCTURE PRODUCTS AND SERVICES; AUTHORIZING THE CITY MANAGER TO EXECUTE ANY AMENDMENTS AND/OR RENEWALS THERETO AND TAKE ANY AND ALL ACTIONS NECESSARY TO EFFECTUATE THE INTENT OF THIS RESOLUTION; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS, the City of Delray Beach (the "City") is authorized to enter into agreements to provide services, programming, and products in accordance with its Charter; and

WHEREAS, the City requires water meter technology and customer service software and hardware to assist the City's Utilities Department; and

WHEREAS, the City has invested in water meter technology using Badger Meter, Inc.'s ("Contractor") products since 2013; and

WHEREAS, Contractor is the sole distributor of its products to customers in Florida; and

WHEREAS, on January 9, 2026, pursuant to Section 38 of the City's Purchasing Policies and Procedures Manual, a City Standard Memorandum was executed by the Chief Financial Officer for a period of 60 months, which is attached hereto and incorporated herein as Exhibit "A"; and

WHEREAS, the City desires to procure water meter technology products and services from the Contractor, as a City Standard, subject to the terms and conditions of the Agreement; and

WHEREAS, the City Commission deems approval of this Resolution to be in the best interest of the health, safety, and welfare of the residents and citizens of the City of Delray Beach and the public at large.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AS FOLLOWS:

Section 1. The foregoing recitals are hereby affirmed and ratified.

Section 2. The City Commission of the City of Delray Beach has reviewed and hereby retroactively approves the Agreement between the City and Contractor, attached hereto and incorporated herein as Exhibit "B".

Section 3. The City Commission authorizes the City Manager to execute any amendments and/or renewals thereto and take any and all actions necessary to effectuate the intent of this Resolution.

Section 4. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED in regular session on the ____ day of _____, 2026.

ATTEST:

Alexis Givings, City Clerk

Thomas F. Carney, Jr., Mayor

Approved as to form and legal sufficiency:

Lynn Gelin, City Attorney