

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO ISSUE A PURCHASE ORDER TO SUNSTATE METER & SUPPLY, INC. FOR THE PURCHASE OF NEPTUNE ADVANCE METERING INFRASTRUCTURE EQUIPMENT AND RELATED SOFTWARE; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE THE ATTACHED API LICENSE AGREEMENT AND N-SIGHT LICENSE AND SERVICE AGREEMENT BETWEEN THE CITY AND NEPTUNE TECHNOLOGY GROUP, INC. FOR THE SOFTWARE AND TRAINING IN THE USE OF SAID EQUIPMENT, IN ORDER TO REPLACE THE EXISTING AUTOMATED METER READING SYSTEM, IN THE TOTAL AMOUNT OF \$6,393,725 (INCLUSIVE OF LICENSE FEES AND 1<sup>ST</sup> YEAR MAINTENANCE); AND APPROVING AN AMENDMENT TO THE FISCAL YEAR 2016 CAPITAL IMPROVEMENT PROGRAM, AS SET FORTH IN THE ATTACHED EXHIBIT "A".

WHEREAS, on January 9, 2008, the City Commission passed and adopted Resolution No. R-2008-005, authorizing the execution of the agreement between Johnson Controls, Inc. (JCI) and the City of Hollywood; and

WHEREAS, the Department of Public Utilities, acquired the existing Automated Meter Reading (AMR) system to provide meter reads used to bill the City's approximately 40,000 customers; and

WHEREAS, the City desires to replace the Meter Transmission Units (MTUs) that were installed as part of the agreement with JCI due to the high failure rate of the MTUs; and

WHEREAS, the MTU failures cause inconvenience to customers and require billing consumption estimates, the end result of which is degraded customer billing service; and

WHEREAS, the vendor has been unable to modify their product to reduce the failure rate of the MTUs; and

WHEREAS, Neptune has an Advanced Metering Infrastructure (AMI) System with Meter Interface Units (MIUs) that are fully potted and designed to operate in our hot, humid, wet environment; and

WHEREAS, Sunstate Meter and Supply, Inc. is the sole distributor for Neptune products in the State of Florida; and

WHEREAS, the City has predominately installed Neptune meters that are compatible with the new Neptune Meter Reading system; and

WHEREAS, the Department of Public Utilities believes that it is in the best interest of the City to procure the AMI equipment manufactured by Neptune and sold through its representative, Sunstate Meter & Supply, Inc.; and

WHEREAS, Section 38.40(C)(8) of the Code of Ordinances provides that purchases of, and contracts for, supplies or contractual services, when the Commission declares by a five-sevenths (5/7th) affirmative vote that competitive bidding and competitive proposals are not in the best interest of the City, are exempt from the competitive bidding and competitive proposal requirements of the Purchasing Ordinance; and

WHEREAS, the Director of Public Utilities and the Contract Compliance Officer recommend that the City Commission approve the issuance of a purchase order to Sunstate Meter & Supply, Inc. in a total amount of \$6,393,725 for the purchase of the equipment and respective software and training; and

WHEREAS, it is necessary to amend the approved Fiscal Year 2016 Capital Improvement Program as more specifically set forth in Exhibit "A"; and

WHEREAS, the account numbers will be established by the Department of Financial Services;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA:

Section 1: That it hereby approves and authorizes the issuance, by the appropriate City Officials, of a purchase order between Sunstate Meter & Supply, Inc. and the City of Hollywood, together with such non material changes as may be subsequently agreed to by the City Manager and approved as to form and legality by the City Attorney.

Section 2: That it hereby approves and authorizes the execution, by the appropriate City Officials, of the attached API License Agreement and N-Sight License and Services Agreement between Neptune Technology Group, Inc. and the City of Hollywood, together with such non-material changes as may be subsequently agreed to by the City Manager and approved as to form and legality by the City Attorney.

Section 3: That it hereby approves an amendment to the approved FY 2016 Capital Improvement Program, as more specifically set forth in the attached Exhibit "A"

Section 4: That the Department of Financial Services is hereby authorized to establish the respective account numbers for the purchase of the equipment and software licenses.

Section 5: That this resolution shall be in full force and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
PETER BOBER, MAYOR

ATTEST:

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PATRICIA A. CERNY, MMC, CITY CLERK

APPROVED AS TO FORM AND LEGALITY  
for the use and reliance of the  
City of Hollywood, Florida, only.

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JEFFREY P. SHEFFEL, CITY ATTORNEY