

PROPOSED RESOLUTION NO. 2025-R-13

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, APPROVING THE AGREEMENT WITH OPERATIONS MANAGEMENT INTERNATIONAL, INC., FOR THE OPERATION, MAINTENANCE, AND MANAGEMENT OF THE CITY UTILITY SYSTEM AND SERVICES; MAKING SPECIFIC FINDINGS THAT THE APPROVAL OF THIS AGREEMENT IS IN THE BEST INTEREST OF THE CITY PURSUANT TO SECTION 35.18(C)(8) OF THE CITY CODE OF ORDINANCES; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE THE NECESSARY DOCUMENTS TO EFFECTUATE THIS RESOLUTION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Pembroke Pines provides water and wastewater services to residents and businesses located within the City's utility service areas; and

WHEREAS, Operations Management International, Inc., has been under contract with the City since February 13, 2015 to perform the operation, maintenance, and management of the City's utility system and to provide customer service, meter reading, and utility billing services (the "Existing Agreement") throughout the City's utility service areas; and

WHEREAS, the Existing Agreement between the City and Operations Management International, Inc., expires on October 1, 2025; and

WHEREAS, the City Commission desires to enter into a new agreement, as may be amended from time to time and attached hereto as **Exhibit "A"**, with Operations Management International, Inc., to continue providing and performing the operation, maintenance, and management of the City's utility system and to provide customer service, meter reading, and utility billing services; and

WHEREAS, the City Commission recognizes that Operations Management International, Inc., has provided the services required under the agreement in a satisfactory manner for the last ten (10) years; and

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WHEREAS, the daily provision of water and sewer services to the City's residents and businesses is a complex endeavor directly impacting the life, health, and welfare of the citizens, residents, and visitors of the City of Pembroke Pines;

WHEREAS, Operations Management International, Inc., has thoroughly demonstrated its significant familiarity with the City's utility system as well as its ability to provide the services under the proposed agreement in the same form and manner that it has provided since 2015; and

WHEREAS, under the Existing Agreement with Operations Management International, Inc., the City has been able to limit utility rate increases to the amount prescribed by annual consumer price index adjustments.

WHEREAS, the City's Administrative staff has reviewed this matter and provided that the selection of a new firm to begin providing water and sewer services throughout the City will result in a costly six (6) month overlap between the present and future providers; and

WHEREAS, staff has further provided that the introduction of a new contractor who is unfamiliar with the City's utility system may result in an unnecessary risk to the health, safety, and welfare of the City's residents and businesses; and

WHEREAS, the ongoing professional contractual relationship between the City of Pembroke Pines and Operations Management International, Inc., has fostered a familiarity and understanding between both parties of the needs, expectations, and demands of the City's residents and the City's government related to the provision of the services required herein; and

WHEREAS, Ensuring the continued and trusted provision of such essential services to the citizens, residents, business owners, and visitors of the City of Pembroke Pines is of

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significant importance to the City Commission, benefit to the City's residents, and a matter of public health, safety, and welfare; and

WHEREAS, Section 35.18(C)(8) of the City Code of Ordinances provides that contracts for services may be exempt from competitive bidding requirements under the City's Procurement Code upon specific factual finding a simple majority affirmative vote of the City Commission declaring that the process of competitive bidding and competitive proposals is not in the best interest of the City; and

WHEREAS, the City Commission finds that entering into this Operation, Maintenance, and Management Agreement with Operations Management International, Inc. is in the best interest of the City.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, 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.

Section 2. The City Commission of the City of Pembroke Pines does hereby approve the Agreement for Operation, Maintenance and Management of the City's utility system, attached hereto as Exhibit "A", providing for operation, maintenance and management of the City's utility system, and providing customer service, meter reading, and utility billing services.

Section 3. The City Commission finds that, pursuant to Section 35.18(C)(8) of the City's Code of Ordinances, and as supported by this Resolution, that the process of competitive bidding and competitive proposals for the service provided under the Operation, Maintenance, and Management Agreement attached hereto as Exhibit "A" is not in the best interest of the City.

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Section 4. The City Manager or City Manager's designee is authorized execute the Operation, Maintenance, and Management Agreement and to take all steps necessary to coordinate and effectuate the intent of this Resolution.

Section 5. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Section 6. If any clause, section, other part or application of this Resolution is held by any court of competent jurisdiction to be unconstitutional or invalid, in part or application, it shall not affect the validity of the remaining portions or applications of this Resolution.

Section 7. This Resolution shall become effective immediately upon its passage and adoption.

PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, THIS ____ DAY OF _____, 2025.

CITY OF PEMBROKE PINES, FLORIDA

ATTEST: By: _____
MAYOR ANGELO CASTILLO

_____ DEBRA ROGERS, CITY CLERK	CASTILLO	_____
APPROVED AS TO FORM:	HERNANDEZ	_____
	GOOD	_____
	SCHWARTZ	_____
_____ OFFICE OF THE CITY ATTORNEY	RODRIGUEZ	_____