

## RESOLUTION 26-R07

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORT ST. LUCIE, FLORIDA, APPROVING OF, AND AUTHORIZING THE CITY MANAGER TO EXECUTE, A SETTLEMENT AGREEMENT BETWEEN THE CITY OF PORT ST. LUCIE, FLORIDA (“CITY”) AND PENTAIR FLOW TECHNOLOGIES, LLC (“PENTAIR”); PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

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**WHEREAS**, in August 1996, the City entered into Contract 96-35915 with Pentair’s predecessor in interest for the supply of grinder pump systems; and

**WHEREAS**, Pentair is a manufacturer of pumping equipment and sold various pumping equipment, including grinder pump systems and associated equipment and controls, to the City from the 1990s to the 2020s (the “Equipment”); and

**WHEREAS**, the City removed some of the Equipment from service, stored some of the removed Equipment on City owned or controlled property, and replaced some of the removed Equipment with equipment not made or sold by Pentair; and

**WHEREAS**, other Equipment is still in service in the City; and

**WHEREAS**, the City has made warranty claims to Pentair relating to some of the Equipment, has alleged that the Equipment and systems in which the Equipment operate are defective, and that the Equipment still in service in the City may have had issues previously, or could have issues now or in the future, or along with any other allegations or claims that could have been alleged by the City (the “Claims”); and

**WHEREAS**, the City and Pentair have determined independently that it is desirable and beneficial for them to settle, compromise and resolve their Claims via a settlement agreement, which is attached hereto and incorporated herein as Exhibit A (“Settlement Agreement”).

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF PORT ST. LUCIE, FLORIDA:**

Section 1. Ratification of Recitals. The foregoing recitals are hereby ratified and confirmed as true and correct and are hereby made a part of this resolution.

Section 2. Approval, Authorization, and Ratification. The City Council hereby: i) approves the Settlement Agreement, attached hereto as Exhibit A; and ii) authorizes the City Manager to execute and enter into, on behalf of the City, the Settlement Agreement, and take any and all action required to comply with said Settlement Agreement.

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Section 3. Conflict. If any resolutions, or parts of resolutions, are in conflict herewith, this Resolution shall control to the extent of the conflicting provisions.

Section 4. Severability. The provisions of this Resolution are intended to be severable. If any part of this Resolution is determined to be void or is declared illegal, invalid, or unconstitutional by a Court of competent jurisdiction, the remainder of this Resolution shall remain in full force and effect.

Section 5. Effective Date. This Resolution shall become effective immediately upon its adoption.

**PASSED AND ADOPTED** by the City Council of the City of Port St. Lucie, Florida, this 26th day of January 2026.

CITY COUNCIL  
CITY OF PORT ST. LUCIE

ATTEST:

By: \_\_\_\_\_  
Shannon M. Martin, Mayor

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Sally Walsh, City Clerk

APPROVED AS TO FORM:

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Richard Berrios, City Attorney