



## Legislation Text

File #: 16-1331, Version: 1

**Dept/ Agency:** Water and Sewer Utilities

**Action:** ( ) Ratifying (X) Authorizing ( ) Amending

**Type of Service:** Bid Contract

**Purpose:** Supply and Delivery of Water Purification Chemicals for the City of Newark's Pequannock Water Treatment Plant - Contract No. 09-WS2016

**Entity Name:**

1. Chemtrade Chemicals US LLC., 90 East Halsey Road, Parsippany, New Jersey 07054
2. USALCO Baltimore Plant LLC., 2601 Cannery Avenue, Baltimore, Maryland 21226
3. Gulbrandsen Technologies, 2 Main Street, Clinton, New Jersey 08809
4. Carmeuse Lime, Inc., 11 Stanwix Street, 21st Floor, Pittsburg, Pennsylvania 15222
5. JCI Jones Chemicals, Inc., 103 River Street, Warwick, New York 10990
6. Kemira Water Solutions, 4321 West 6th Street, Lawrence, Kansas 66049

**Entity Address:** See Above

**Contract Amount:** Amount not to exceed \$1,400,000.00, the combined total cost for all six (6) chemical suppliers for the two year period

**Funding Source:** Department of Water and Sewer Utilities Budget Years 2016, 2017 and 2018

**Contract Period:** Two (2) Years from the date of the Notice to Proceed

**Contract Basis:** (X) Bid ( ) State Vendor ( ) Prof. Ser. ( ) EUS

(X) Fair & Open ( ) No Reportable Contributions ( ) RFP ( ) RFQ

( ) Private Sale ( ) Grant ( ) Sub-recipient ( ) n/a

**Additional Information:**

There are six (6) vendors with contracts collectively not to exceed \$1,400,000.00 grand total of all, includes chemicals for two (2) years based on quantity

Bids Solicited: Fifteen (15)

Bids Received: Nine (9)

Bids Rejected Six (6)

**WHEREAS**, the City of Newark is in need of suppliers to provide bulk water purification chemicals necessary to treat the water at the Pequannock Water Treatment Plant for the operation of the City of Newark's water utility system; and

**WHEREAS**, pursuant to the public bidding process of the Local Public Contracts Law, *N.J.S.A. 40A:11-1 et seq.*, the Department of Water and Sewer Utilities advertised on July 8, 2016, in a general circulation newspaper, for the receipt of sealed bids for Supply and Delivery of Water Purification Chemicals for the City of Newark's Pequannock Water Treatment Plant; and

**WHEREAS**, fifteen (15) prospective bidders requested Bid Specifications from the Department of Water and Sewer Utilities; and

**WHEREAS**, on August 5, 2016, the Department of Water and Sewer Utilities received sealed

bids from nine (9) contractors for the supply of certain water purification chemicals for water treatment at the Pequannock Water Treatment Plant; and

**WHEREAS**, upon review of the bids submitted, the Department of Water and Sewer Utilities, has determined that the following contractors submitted the lowest responsible bids in compliance with Local Public Contracts Law *N.J.S.A. 40A:11-1 et seq.*:

**Chemtrade Chemicals US LLC**, 90 East Halsey Road, Parsippany, New Jersey 07054, to supply Mixture of Aluminum Sulphate and Polyquaternary Amine in Water (Clar+Ion A505P or Delfloc 611 or Approved equal) @ \$0.1385/lb for Year 1 and @ \$0.141/lb for Year 2; and

**USALCO Baltimore Plant LLC**, 2601 Cannery Avenue, Baltimore, Maryland 21226, to supply Poly-aluminum chloride (PC 2380 or approved equal) @ \$0.1330/lb. for Year 1; and

**Gulbrandsen Technologies**, 2 Main Street, Clinton, New Jersey 08809, to supply Poly-aluminum Chloride (PC 2380 or approved equal) @ \$0.1349/lb for Year 2; and

**Carmeuse Lime, Inc.**, 11 Stanwix Street, 21st Floor, Pittsburg, Pennsylvania 15222, to provide Quick Lime @ \$0.0783/lb. and Hydrated Lime @ \$0.0783/lb. for Year 1 and Year 2; and

**JCI Jones Chemicals Inc.**, 103 River Street, Warwick, New York 10990, to supply Chlorine (Liquid) - 1 ton cylinders @ \$0.20225/lb for Year 1 and Year 2; and

**Kemira Water Solutions**, 4321 West 6<sup>th</sup> Street, Lawrence, Kansas 66049, to supply Cationic Polymer (Superfloc C-573 or Magnafloc LT-7989 or approved equal) @ \$0.717/lb for Year 1 and Year 2; and

**WHEREAS**, the Department of Water and Sewer Utilities reviewed the bids and found that the objectives of competitive bidding were achieved, that favorable bid prices were received, and that Chemtrade Chemicals US LLC, USALCO Baltimore Plant LLC, Gulbrandsen Technologies, Carmeuse Lime Inc., JCI Jones Chemicals Inc. and Kemira Water Solutions are responsible contractors capable of providing the products in accordance with the bid specifications; and

**WHEREAS**, based on the above findings, the City of Newark has determined that in accordance with *N.J.S.A. 40A:11-1 et seq.*, the above listed contractors constitute the lowest and responsible bidders for each of the products; and

**WHEREAS**, the City of Newark desires to award a contract to each of the aforementioned vendors in the amounts specified in the Bids for the supply of chemicals for water treatment at the Pequannock Water Treatment Plant, for the period of two (2) years from the date of the Notice to Proceed ; and

**WHEREAS**, the award of this contract is necessary for the efficient operation of the City of Newark's Pequannock Water Treatment Plant and is in compliance with Local Public Contracts Law,

*N.J.S.A. 40A:11-1 et seq.* and with the Fair and Open Process described in the New Jersey Local Unit Pay-to-Play Law, *N.J.S.A. 19:44A-20.5, et seq;* and

**WHEREAS**, the Municipal Council adopted the Contractor Pay-to-Play Reform Ordinance, R.O. 2:4-22C, which forbids the award of a contract to a Business Entity, as defined therein, which has made or solicited political contributions to Newark Municipal Candidates, office holders having ultimate responsibility for the award of a contract; candidate committees of the aforementioned candidates, and political or political party committees of the City of Newark or County of Essex; and continuing political committees or political action committees regularly engaged in the support of the City of Newark municipal or County of Essex elections; and certain other political party candidates committees, in excess of certain thresholds.

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:**

1. The Mayor and/or his designee, the Director of the Department of Water and Sewer Utilities is hereby authorized to enter into contracts with the following suppliers of water purification chemicals for a term of two (2) years, commencing on the date of the Notice to Proceed, as follows:

**Chemtrade Chemicals US LLC**, 90 East Halsey Road, Parsippany, New Jersey 07054, to supply Mixture of Aluminum Sulphate and Polyquaternary Amine in Water (Clar+Ion A505P or Delfloc 611 or Approved equal) @ \$0.1385/lb for Year 1 and @ \$0.141/lb for Year 2

**USALCO Baltimore Plant LLC**, 2601 Cannery Avenue, Baltimore, Maryland 21226, to supply Poly-aluminum chloride (PC 2380 or approved equal) @ \$0.1330/lb. for Year 1

**Gulbrandsen Technologies**, 2 Main Street, Clinton, New Jersey 08809, to supply Poly-aluminum Chloride (PC 2380 or approved equal) @ \$0.1349/lb for Year 2

**Carmeuse Lime, Inc.**, 11 Stanwix Street, 21st Floor, Pittsburg, Pennsylvania 15222, to provide Quick Lime @ \$0.0783/lb and Hydrated Lime @ \$0.0783/lb for Year 1 and Year 2

**JCI Jones Chemicals Inc.**, 103 River Street, Warwick, New York 10990, to supply Chlorine (Liquid) - 1 ton cylinders @ \$0.20225/lb for Year 1 and Year 2

**Kemira Water Solutions**, 4321 West 6<sup>th</sup> Street, Lawrence, Kansas 66049, to supply Cationic Polymer (Superfloc C-573 or Magnafloc LT-7989 or approved equal) @ \$0.717/lb for Year 1 and Year 2

2. This contract was solicited and awarded pursuant to the fair and open procedures in accordance with the State Pay-to-Play Law (N.J.S.A. 19:44A-20.5), and pursuant to the provisions of the Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i), and is in compliance with the City's Contractor Pay-to-Play Reform Ordinance, R.O. 2:4-22C.
3. These are open-ended contracts to be used as needed during the term of the contracts. Thus, for any and all expenditures against the contracts, a Certification of Funds attesting to the

availability of sufficient funds, as required by and pursuant to *N.J.A.C. 5:30-5.5(b)*, shall be executed before a contractual liability is incurred each time an order is placed covering the amount of the order. These contracts shall not exceed a combined total cost, for all six (6) chemical suppliers, of \$1,400,000.00 for two (2) years based on quantity.

4. It is the responsibility of the Director of the Department of Water and Sewer Utilities to ascertain the availability of sufficient funds before ordering the water purification chemicals and to assure that the chemicals provided are in compliance with the specifications; furthermore, the Director will provide the Municipal Council and the Assistant Business Administrator with appropriate monthly reports during the term of the contract.
5. There shall be no amendment or change to the contracts without prior approval by the Municipal Council.
6. There shall be no advance payments made against the contracts in accordance with *N.J.A.C. 40A:5-16*.
7. The Director of the Department of Water and Sewer Utilities shall file duly executed copies of the contracts in the Office of the City Clerk.
8. If required by State Law, the City Clerk shall provide the appropriate Notice of the Award of these contracts to the State Comptroller no later than twenty (20) business days following such award, in accordance with *N.J.S.A. 52:15C-10* and the Notice of the Office of the State Comptroller dated May 7, 2008.

### **STATEMENT**

This resolution authorizes the Mayor and/or his designee, the Director of the Department of Water and Sewer Utilities, to enter into and execute contracts with: 1) Chemtrade Chemicals US LLC; 2) USALCO Baltimore Plant LLC; 3) Gulbrandsen Technologies; 4) Carmeuse Lime, Inc.; 5) JCI Jones Chemicals Inc.; and 6) Kemira Water Solutions; for the purpose of Supply and Delivery of Water Purification Chemicals for the City of Newark's Pequannock Water Treatment Plant from the date of the Notice to Proceed, for a combined total cost, for all six (6) chemical suppliers, not to exceed \$1,400,000.00 for two (2) years based on quantity.