

# Mayor and Council Communication

**DATE:** 04/12/22

**M&C FILE NUMBER:** M&C 22-0261

**LOG NAME:** 13P AMEND 17-0148 BULK CHEMICALS CG WATER

**SUBJECT**

(ALL) Authorize Execution of an Amendment to the Non-Exclusive Purchase Agreements with Brenntag Southwest, Inc., Chemtrade Chemicals US, LLC, DPC Industries, Inc., G2O Technologies, LLC., Pennco, Inc., Polydyne, Inc., Linde, Inc., Texas Lime Company, Univar Solutions USA, Inc., HD Supply Facilities Maintenance, LTD d/b/a USAbluebook, and Vandana Gopalan d/b/a The Bargain Source for Bulk Water Treatment Chemicals to Increase the Annual Amount by \$2,500,000.00 for a New Total Annual Amount Up to \$12,500,000.00 for the Water Department

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**RECOMMENDATION:**

It is recommended that the City Council authorize an amendment to the non-exclusive Purchase Agreements with Brenntag Southwest, Inc., Chemtrade Chemicals US, LLC, DPC Industries, Inc., G2O Technologies, LLC., Pennco, Inc., Polydyne, Inc., Linde, Inc., Texas Lime Company, Univar Solutions USA, Inc., HD Supply Facilities Maintenance, LTD d/b/a USAbluebook, and Vandana Gopalan d/b/a The Bargain Source for bulk water treatment chemicals to increase the annual amount by \$2,500,000.00 for a new total amount up to \$12,500,000.00 for the Water Department.

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**DISCUSSION:**

On March 8, 2017, the Purchasing Division issued an Invitation to Bid 17-0148 to establish purchase agreements for bulk water treatment chemicals to treat drinking water, wastewater and industrial waste at various water treatment plants throughout the City. On June 6, 2017, the City Council approved Mayor and Council Communication P-12057 awarding non-exclusive Purchase Agreements with 20 Bulk Water Treatment Chemicals Vendors for an amount up to \$10,000,000.00 annually.

Since 2017, the number of Bulk Water Treatment Chemicals Vendors has been reduced to 11 Vendors. Because of increase costs and increased needs, the Purchasing Division, on behalf of the Water Department is requesting an additional \$2,500,000.00 spending authority for a new total amount of \$12,500,000.00. The additional spending authority will be allocated to the vendors on an as needed basis.

Funding is budgeted in the Water Department's rollup within the Water & Sewer Fund.

DVIN-BE - A waiver of the goal for Business Equity subcontracting requirements is approved by the DVIN-BE, in accordance with the Business Equity Ordinance, because the application of the provisions of this ordinance will impose an economic risk on the City of unduly delay acquisition of the goods or services.

A 1295 form is not required for Linde, Inc, Chemtrade Chemicals US, LLC, and Univar Solutions USA, Inc because it will be with a publicly-traded business entity or a wholly-owned subsidiary of a publicly-traded business entity.

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**FISCAL INFORMATION / CERTIFICATION:**

The Director of Finance certifies that funds are available in the current operating budget, as previously appropriated, in the Water and Sewer Fund to support the approval of the above recommendation and execution of the amendment. Prior to an expenditure being incurred, the Water Department has the responsibility to validate the availability of funds.

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Expedited