

RESOLUTION NO. 2022-096

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
1) DISPENSING WITH THE FORMAL BIDDING PROCEDURE PURSUANT TO ELK
GROVE MUNICIPAL CODE CHAPTER 3.42; AND 2) AUTHORIZING THE CITY
MANAGER TO EXECUTE A CONTRACT WITH SCP DISTRIBUTORS (DBA
LINCOLN AQUATICS) IN THE AMOUNT OF \$110,000 AND A CONTRACT WITH
HASA, INC. IN THE AMOUNT OF \$821,400 TO PROVIDE POOL CHEMICALS FOR
THE ELK GROVE AQUATICS CENTER; AND 3) AUTHORIZING PAYMENTS TO
NORTHSTAR CHEMICAL IN THE AMOUNT OF \$9,530 FOR POOL CHEMICALS
DELIVERED TO THE ELK GROVE AQUATICS CENTER
BEYOND THE CONTRACT PERIOD**

WHEREAS, in October 2020, the City issued an Invitation To Bid (ITB) to seek a company or companies to provide pool chemicals to the Elk Grove Aquatics Center in compliance with the City's contracts and purchasing ordinance (Elk Grove Municipal Code Section 3.42.180(a)), and the City entered into contracts for products with SCP Distributors (dba Lincoln Aquatics), HASA, Inc, and Northstar Chemical in January 2021; and

WHEREAS, due to an administrative oversight, contract extensions were not executed for the three contracts in January 2022. Despite the administrative oversight, the three above-identified vendors continued to provide necessary pool chemicals to the City for pool operations; and

WHEREAS, in communicating this error with the respective chemical companies, Northstar Chemical and HASA, Inc. requested priced adjustment due to the increasing prices in the chemical market. Staff solicited quotes from suppliers and determined HASA, Inc is able to provide Sodium Hypochlorite at a lower rate than Northstar Chemical; and

WHEREAS, staff is recommending contracts with multi-year options with Lincoln Aquatics and HASA, Inc. to ensure programming can continue at the Elk Grove Aquatics Center and stabilize pricing in the future against possible changes in the chemical market. Staff is proposing contracts effective as of the expiration date in January 2022 for Lincoln Aquatics and HASA, Inc. to reimburse them for the chemicals provided beyond the contract term; and

WHEREAS, Northstar provided chemicals beyond the contract period in good faith and staff is recommending the City authorize \$9,530 in payment for goods received between January – April 2022; and

WHEREAS, for the reasons presented in the staff report, staff recommends dispensing with the formal bidding procedure pursuant to Elk Grove Municipal Code Section 3.42.180(B)(3); and

WHEREAS, sufficient funding is identified in the Aquatics Center budget for Fiscal Year 2021-2022 for these goods for the remainder of this fiscal year. Funding for future years will be programmed in the respective fiscal year's budget.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Elk Grove hereby:

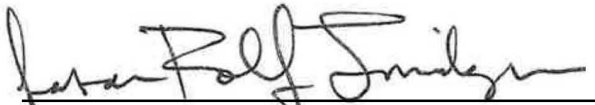
- 1) Dispenses with formal bidding procedureS pursuant to Elk Grove Municipal Code Section 3.42.180(B)(3); and
- 2) Authorizes the City Manager to execute a contract with SCP Distributors (DBA Lincoln Aquatics) in the amount of \$110,000, in substantially the form presented and a contract with Hasa, Inc. in the amount of \$821,400, in substantially the form presented, to provide pool chemicals for the Elk Grove Aquatics Center; and
- 3) Authorizes payments to Northstar Chemical in the amount of \$9,530 for pool chemicals delivered to the Elk Grove Aquatics Center beyond the contract period.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 11th day of May 2022




BOBBIE SINGH-ALLEN, MAYOR of the
CITY OF ELK GROVE

ATTEST:


JASON LINDGREN, CITY CLERK

APPROVED AS TO FORM:


JONATHAN P. HOBBS,
CITY ATTORNEY

CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2022-096

STATE OF CALIFORNIA)
COUNTY OF SACRAMENTO) ss
CITY OF ELK GROVE)

I, Jason Lindgren, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on May 11, 2022 by the following vote:

AYES: **COUNCILMEMBERS:** *Singh-Allen, Suen, Hume, Spease, Nguyen*

NOES: **COUNCILMEMBERS:** *None*

ABSTAIN: **COUNCILMEMBERS:** *None*

ABSENT: **COUNCILMEMBERS:** *None*



Jason Lindgren, City Clerk
City of Elk Grove, California