

RESOLUTION NO. 2010-554

Adopted by the Sacramento City Council

September 21, 2010

AWARDING A CONTRACT FOR THE PURCHASE OF SWIMMING POOL CHEMICALS

BACKGROUND

- A. The Parks and Recreation Department has an ongoing need to purchase a variety of chemicals required to operate and maintain the City's swimming pools, wading pools and fountains.
- B. On April 8, 2010, the Department of Parks and Recreation, in accordance with City Code Section 3.56, issued Invitation For Bid No. B10190015212 for the purchase of five groups of chemicals. Eight responses were received, although not all respondents provided bids for all five groups.
- C. On June 22, 2010, City Council authorized the award of a contract to Lincoln Equipment, Inc., in the amount of \$305,990 for two of the groups of chemicals - calcium hypochlorate (Group I) and sodium hypochlorate (Group II).
- D. The lowest responsive and responsible bidder for the remaining three groups of chemicals - muriatic acid (Group III), sodium bicarbonate (Group IV) and calcium chloride (Group V) - was Leslie's Poolmart, Inc, d/b/a Leslie's Swimming Pool Supplies (Leslie's) with a total bid for Fiscal Year (FY) 2010/11, exclusive of all bid evaluation adjustments, of \$31,900.73.
- E. Leslie's is headquartered in the state of Arizona. However, the proposed contract award is consistent with City Council Resolution 2010-346, which calls for a boycott of businesses headquartered in the state of Arizona (Boycott Resolution), because it is not practicable to award the contract to the second-lowest bidder(s), and awarding the contract to the second-lowest bidder(s) would result in a significant additional cost to the City.
- F. Leslie's provides a benefit to the local economy because it has a commercial sales and service office at 4641 Pell Drive and retail stores at 4740 Natomas Boulevard and 7215 Greenhaven Drive, all within the Sacramento city limits. Pursuant to the City Manager-approved guidelines for implementing the Boycott Resolution (Guidelines), failure to award the contract to Leslie's is not practicable because it would adversely affect the Sacramento economy.
- G. Whether the bid evaluation results are considered separately for each of the three groups of chemicals, or they are considered in the aggregate, the second-lowest bid evaluation results are more than 10% higher than the bid evaluation results for Leslie's.

Pursuant to the Guidelines, awarding the contract to the second-lowest bidder(s) would result in a significant additional cost to the City.

BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:

Section 1. A one-year contract is awarded to Leslie's Poolmart, Inc., d/b/a Leslie's Swimming Pool Supplies, the lowest responsive and responsible bidder, for the purchase of chemicals in an amount not to exceed \$31,901 for Fiscal Year (FY) 2010/11.

Section 2. The City Manager is authorized to execute the contract and the required purchase order for FY2010/11.


Adopted by the City of Sacramento City Council on September 21, 2010 by the following vote:

Ayes: Councilmember's Cohn, Fong, Hammond, McCarty, Pannell, Sheedy, Tretheway, and Waters.

Noes: None.

Abstain: None.

Absent: Mayor Johnson.



Vice Mayor Robbie Waters

Attest:



Shirley Concolino, City Clerk