

RESOLUTION NO. {{item.sequential_number}}

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING AN ANNUAL CONTRACT WITH CHAMELEON INDUSTRIES, INC. OF MESQUITE, TEXAS, IN THE ESTIMATED AMOUNT OF \$212,000, FOR LIQUID AMMONIUM SULFATE; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, this item will allow for the purchase of liquid ammonium sulfate for the City's Conventional and Membrane Water Treatment Plants during fiscal years 2022 and 2023 from Chameleon Industries, Inc. - liquid ammonium sulfate is used in the treatment of potable water;

Whereas, Invitation to Bid (ITB) No. 51-09-22 was issued to procure liquid ammonium sulfate - two responsive bids were received from the following vendors: Chemtrade Chemicals US, LLC of Parsippany, New Jersey and Chameleon Industries, Inc.;

Whereas, the low bid was received from Chameleon Industries, Inc. in the amount of \$0.24 per wet pound and it is anticipated that approximately 333,333 wet pounds will be needed for the rest of fiscal year 2022 and 550,000 wet pounds for fiscal year 2023, for a total estimated expenditure of \$212,000;

Whereas, the contract will include a price adjustment clause that allows the contracted vendor to submit requests for price adjustments 30 calendar days prior to the anticipated implementation - the City will consider the price adjustment if the change does not exceed the original margin of the bid price;

Whereas, the annual contract will commence upon Council approval and will continue through September 30, 2023 - the contract can be extended for four additional one-year periods, if agreeable to both parties;

Whereas, Staff recommends Council authorize an annual contract with Chameleon Industries, Inc. of Mesquite, Texas, in the estimated amount of \$212,000, for liquid ammonium sulfate;

Whereas, funding for the remainder of fiscal year 2022, in an estimated amount of \$80,000, is included in the adopted fiscal year 2022 Budget within Account No. 520-5100-535-2118 - the fiscal year 2023 Proposed Budget will include funding in the amount of \$132,000; and

Whereas, the City Council has considered the matter and deems it in the public interest to authorize this action.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, THAT:

Part 1: Findings. All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council of the City of Temple, Texas, and they are hereby approved and incorporated into the body of this Resolution as if copied in their entirety.

Part 2: The City Council authorizes the City Manager, or her designee, after approval as to form by the City Attorney's office, to execute an annual contract with Chameleon Industries, Inc. of Mesquite, Texas, in the estimated amount of \$212,000, for liquid ammonium sulfate.

Part 3: It is hereby officially found and determined that the meeting at which this Resolution was passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED this the 2nd day of **June, 2022.**

THE CITY OF TEMPLE, TEXAS

TIMOTHY A. DAVIS, Mayor

ATTEST:

APPROVED AS TO FORM:

Jana Lewellen
City Secretary

Kathryn H. Davis
City Attorney