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THIS AGREEMENT, made and entered into this 7 day of February, 2011, is by and between the City of Fort Lauderdale, a Florida municipality, ("City"), whose address is 100 North Andrews Avenue, Fort Lauderdale, FL 33301-1016, and The Dumont Company, Inc., a Florida corporation, ("Contractor"), whose address and phone are 381 South Central Avenue, Oviedo, FL 32765, Phone: 800-330-1369, Fax: 800-524-9315.

WHEREAS, the City issued Invitation to Bid Number 413-10625 ("ITB"), and the Contractor submitted a bid in response to the ITB,

NOW, THEREFORE, for and in consideration of the mutual promises and covenants set forth herein and other good and valuable consideration, the City and the Contractor covenant and agree as follows:

1. The Contractor agrees to provide to the City calcium hypochlorite (100 lb. drums) in accordance with and in strict compliance with the specifications, terms, conditions, and quantities for the City of Fort Lauderdale set forth in the ITB beginning March 11, 2011, and ending March 10, 2012.

2. This contract form G-110 Rev. 01/10, the ITB, any and all addenda to the ITB and the Contractor's response thereto, and the Contractor's proposal in response to the ITB are integral parts of this Contract, and are incorporated herein.

3. In the event of conflict between or among the contract documents, the order of priority shall be as follows:

First, this contract form, G-110 Rev. 01/10;
Second, any and all addenda to the ITB in reverse chronological order;
Third, the ITB;
Fourth, the Contractor's response to any addendum requiring a response;
Fifth, the Contractor's response to the ITB.

4. The Company warrants that the goods and services supplied to the City pursuant to this Contract shall at all times fully conform to the specifications set forth in the ITB and be of the highest quality. In the event the City, in the City's sole discretion, determines that any product or service supplied pursuant to this Contract is defective or does not conform to the specifications set forth in the ITB the City reserves the right unilaterally to cancel an order or cancel this Contract upon written notice to the Contractor, and reduce commensurately any amount of money due the Contractor.

5. The Contractor shall not present any invoice to the City that includes sales tax (85-8012514506C-7) or federal excise tax (59-6000319).

6. Contractor shall direct all invoices in duplicate for payment to Finance Department, City of Fort Lauderdale, 100 N. Andrews Avenue, 6th Floor, Fort Lauderdale, FL 33301. Any applicable discount MUST appear on the invoice.

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IN WITNESS WHEREOF, the City and the Contractor execute this Contract as follows:

CITY OF FORT LAUDERDALE

By: _____
Director of Procurement Services

Approved as to form:

_____
Senior Assistant City Attorney

ATTEST

_____
Print Name:
Title: TH. HOUSIAU

CONTRACTOR

By: _____
President Ronald H. Cartwright

(CORPORATE SEAL)

STATE OF Florida:
COUNTY OF Seminole:

The foregoing instrument was acknowledged before me this 1 day of February, 2011, by Ronald H. Cartwright as president for The Dumont Company, Inc., a Florida corporation.

(SEAL)

_____
Notary Public, State of Florida
(Signature of Notary)

MARCIA A. STIVANSON
Comm# DD0780635
Expires 4/20/2012
Florida Notary Assn., Inc

_____
(Print, Type, or Stamp Commissioned Name of Notary Public)

Personally Known X OR Produced ID _____
Type of ID Produced _____

CONTRACT COPY

The Dumont Company, Inc.

Bid Contact **Marcia Stivanson**
marcias@dumontchemicals.com
Ph 800-330-1369

Address **381 S. Central Avenue**
Oviedo, FL 32765

Item #	Line Item	Notes	Unit Price	Qty/Unit	Total Price	Attch.	Docs
413-10625-1-01	Chlorine, One Ton Cylinder				No Bids		
413-10625-1-02	Chlorine, 150 lb. Cylinders				No Bids		
413-10625-1-03	Calcium Hypochlorite, 100 lb. Drum	**Supplier Product Code:**	**First Offer - $124.00**	215 / drum	**$26,660.00**		**Y**

CITY OF FORT LAUDERDALE
SPECIFICATIONS PACKAGE

413-10625

Chlorine, Liquid in Cylinders (Co-Op Annual Contract)

CITY OF FORT LAUDERDALE

Bob McKenney

954-828-5139

NON-COLLUSION STATEMENT:

By signing this offer, the vendor/contractor certifies that this offer is made independently and *free* from collusion. Vendor shall disclose below any City of Fort Lauderdale, FL officer or employee, or any relative of any such officer or employee who is an officer or director of, or has a material interest in, the vendor's business, who is in a position to influence this procurement.

Any City of Fort Lauderdale, FL officer or employee who has any input into the writing of specifications or requirements, solicitation of offers, decision to award, evaluation of offers, or any other activity pertinent to this procurement is presumed, for purposes hereof, to be in a position to influence this procurement.

For purposes hereof, a person has a material interest if they directly or indirectly own more than 5 percent of the total assets or capital stock of any business entity, or if they otherwise stand to personally gain if the contract is awarded to this vendor.

In accordance with City of Fort Lauderdale, FL Policy and Standards Manual, 6.10.8.3,

3.3. City employees may not contract with the City through any corporation or business entity in which they or their immediate family members hold a controlling financial interest (e.g. ownership of five (5) percent or more).

3.4. Immediate family members (spouse, parents and children) are also prohibited from contracting with the City subject to the same general rules.

Failure of a vendor to disclose any relationship described herein shall be reason for debarment in accordance with the provisions of the City Procurement Code.

NAME	RELATIONSHIPS
None	

In the event the vendor does not indicate any names, the City shall interpret this to mean that the vendor has indicated that no such relationships exist.

GENERAL QUESTIONAIRE

BIDDER NAME: **The Dumont Company**

Complete the following:

Contact Name: **Ronald H. Cartwright** Phone: **800-330-1369**

E-Mail address **ron.cartwright@dumontchemicals.com**

1. Number of years experience the bidder has had in providing similar services:
   17+Years

2. Provide three references for which you have performed similar services.

   Company Name: **City of Deltona**
   Address: **255 Enterprise, Deltona, FL 32735**
   Contact Name:**Jim Smith** Telephone: **386-804-2398**

   Company Name: **City of Palm Coast**
   Address: **160 Cypress Pkwy, Palm Coast, FL 32164**
   Contact Name:**Jim Hogan** Telephone: **386-986-2348**

   Company Name: **Dania Beach**
   Address: **1201 Stirling Road, Dania Beach, FL 33004**
   Contact Name:**Jim Baker** Telephone: **954-924-3747**

3. Have you ever failed to complete work awarded to you? If so, where and why?

   No

4. For Calcium Hypochlorite only, state minimum order required (no greater than 4 drums):
   No Minimum

5. For Calcium Hypochlorite only, state delivery charge for orders less than required minimum:
   None

6. Chlorine, one ton cylinder, manufactured by: **No Bid**

7. Chlorine, 150 lb. cylinder, manufactured by: **No Bid**

8. Calcium Hypochlorite, 100 lb. drum, manufactured by: **Arch Chemical**

Emergency Information

1. Location(s) of nearest emergency station(s):**Hollywood & Labelle**

2. Name(s) of person(s) in charge of emergency crew(s): **Ronald Cartwright**

3. Telephone number(s) to be called for emergency service and/or normal maintenance:

800-330-1369

4. Time period(s) during which service will be available from the telephone number(s) designated:

24 hours/day, 7 days/week

5. Delivery time after receipt of order **2**calendar days (not to exceed 48 hours.)

Fuel Adjustment

Bidder: The following information is required as a basis for any fuel adjustment claim, which may be made by the contractor during the contract period. If incomplete information is furnished in the bid proposal future requests for price adjustments based upon fuel costs cannot be processed.

a.) Type of fuel used: **N/A**

b.) Price per gallon on (date) at bidder's normal point of supply:$/gal.

c.) Name and address of fuel supplier:

d.) Percentage of final product/service cost attributable to fuel cost

for chlorine in one ton cylinders: %

for chlorine in 150 lb. cylinders: %

for calcium hypochlorite in 100 lb. drums: %

6. Comments

None

The proposer understands that the information contained in these proposal pages is to be relied upon by the City in awarding the proposed contract, and such information is warranted by the proposer to be true. The proposer agrees to furnish such additional information, prior to acceptance of any proposal relating to the qualifications of the proposer, as may be required by the City.

Please review the questionnaire to make sure all questions have been answered. Attach additional sheets if necessary. Failure to answer each question could result in the disqualification of your bid.

BID/PROPOSAL SIGNATURE PAGE

How to submit bids/proposals: It is preferred that bids/proposals be submitted electronically at www.bidsync.com, unless otherwise stated in the bid packet. If mailing a hard copy, it will be the sole responsibility of the Bidder to ensure that the bid reaches the City of Fort Lauderdale, City Hall, Procurement Department, Suite 619, 100 N. Andrews Avenue, Fort Lauderdale, FL 33301, prior to the bid opening date and time listed. Bids/proposals submitted by fax or email will NOT be accepted.

The below signed hereby agrees to furnish the following article(s) or services at the price(s) and terms stated subject to all instructions, conditions, specifications addenda, legal advertisement, and conditions contained in the bid. I have read all attachments including the specifications and fully understand what is required. By submitting this signed proposal I will accept a contract if approved by the CITY and such acceptance covers all terms, conditions, and specifications of this bid/proposal.

Please Note: If responding to this solicitation through BidSync, the electronic version of the bid response will prevail, unless a paper version is clearly marked **by the bidder** in some manner to indicate that it will supplant the electronic version. All fields below **must** be completed. If the field does not apply to you, please note N/A in that field.

Submitted by:**Ronald H. Cartwright**
(signature) (date)

Name (printed):**Ronald H. Cartwright** Title:**President**

Company: (Legal Registration) **The Dumont Company, Inc.**

CONTRACTOR, IF FOREIGN CORPORATION, MAY BE REQUIRED TO OBTAIN A CERTIFICATE OF AUTHORITY FROM THE DEPARTMENT OF STATE, IN ACCORDANCE WITH FLORIDA STATUTE §607.1501 (visit http://www.dos.state.fl.us/).

Address:**381 South Central Avenue**

City:**Oviedo** State:**FL** Zip:**32765**

Telephone No.**800-330-1369** FAX No.**800-524-9315**

Email:**ron.cartwright@dumontchemicals.com**

Delivery: Calendar days after receipt of Purchase Order (section 1.02 of General Conditions):**2 days**

Payment Terms (section 1.03):**Net 30**

Total Bid Discount (section 1.04):**None**

Does your firm qualify for MBE or WBE status (section 1.08): MBE ☐ WBE ☐

ADDENDUM ACKNOWLEDGEMENT - Proposer acknowledges that the following addenda have been received and are included in the proposal:

Addendum No. Date Issued

VARIANCES: State any variations to specifications, terms and conditions in the space provided below or reference in the space provided below all variances contained on other pages of bid, attachments or bid pages. No variations or exceptions by the Proposer will be deemed to be part of the bid submitted unless such variation or exception is listed and contained within the bid documents and referenced in the space provided below. If no statement is contained in the below space, it is hereby implied that your bid/proposal complies with the full scope of this solicitation. HAVE YOU STATED ANY VARIANCES OR EXCEPTIONS BELOW? BIDDER MUST CLICK THE EXCEPTION LINK IF ANY VARIATION OR EXCEPTION IS TAKEN TO THE SPECIFICATIONS, TERMS AND CONDITIONS. If this section does not apply to your bid, simply mark N/A in the section below.
Variances: **N/A**
revised 3-23-10