

# CONTRACT SUMMARY

CITY OF FORT LAUDERDALE  
PROCUREMENT SERVICES DEPARTMENT

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<b>Period Covered:</b> 4/6/10 – 3/26/12	<b>Contract No.:</b> 10(03)10-01-01-27H-3	<b>Master Blanket:</b> 101406
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**Awarded Vendor:**

Leslie's Poolmart, Inc.  
3925 E. Broadway Road, Suite 100  
Phoenix, AZ 85040

Delivery: not stated  
Payment Terms: Net 30

Attn: Ryan Baumann (Rep)  
602-366-3848  
Fax 602-366-3939  
Brian Coleman (for ordering)  
305-772-4764  
Email [bcoleman@lesl.com](mailto:bcoleman@lesl.com)

Insurance Coverage Required: Yes  No   
Authorized for Purchases: Under \$25,000  Over   
City Commission Approval: 4/6/10 Pur-05 CAR 10-0471  
Extension Options: Yes  No  Years: 2, 1 yr extensions

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**SWIMMING POOL CHEMICALS**

Item 1 - Soda Ash #81298, 50 lb bag	\$ 18.04 / bag
Item 2 - Diatomaceous Earth #14323, 50 lb bag	\$ 14.99 / bag
Item 3 - Sodium Bicarbonate #81292, 50 lb bag	\$ 15.28 / bag
Item 4 - Cyanuric Acid #81293, 100 lb drum	\$103.99 / drum
Item 10 - Calcium Chloride #81269, 50 lb bag	\$ 16.88 / bag
Item 16 - Chlorine Dry tablet (3" tablet) #12450 50lb.	\$ 97.50 / 50 lb pail
Item 19 - Sodium Trichloride #12515, 50 lb bag	\$ 129.99 / bag
Item 20 - Calcium Hypochlorite #14182, 100 lb drums	\$ 134.99 / drum
Item 22 - Chlorine Briquettes #81110, 50 lb. pail	\$ 98.94 / pail

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**Department Contract Co-Ordinator:** Ronna Adams, Business Enterprises (954) 828-5889  
Kim Clifford, Parks & Recreation (954) 828-5354

**Procurement Specialist:** AnnDebra Diaz, CPPB  
Richard Ewell, CPPB

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THIS AGREEMENT, made and entered into this 6th day of April, 2010, 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 Leslie's Poolmart, Inc. a Florida corporation ("Contractor"), whose address and phone are 3925 E. Broadway Road, Suite 100, Phoenix AZ 85040, Phone 602-366-3848, Fax: 602-366-3939.

WHEREAS, the City of Sunrise issued Invitation to Bid Number 10(03)10-01-01-27-H ("ITB"), and the Contractor submitted a bid in response to the ITB; and

WHEREAS, on April 6, 2010, the City Commission of the City of Fort Lauderdale approved an agreement with Contractor for the goods or services described in 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 Swimming Pool Chemicals (Items 1, 2, 3, 4, 10, 16, 19, 20, 22) in accordance with and in strict compliance with the specifications, terms, conditions, and requirements set forth in the ITB and any and all addenda thereto beginning April 6, 2010 and ending March 26, 2012.

2. This contract form G-110 Rev. 01/10, the ITB, any and all addenda to the ITB, 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 City of Sunrise's ITB in reverse chronological order;

Third, the City of Sunrise ITB;

Fourth, the Contractor's response to any addendum requiring a response;

Fifth, the Contractor's response to the City of Sunrise 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.

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5. The City may cancel this Contract upon written notice to the Contractor in the event the Contractor fails to furnish the goods or perform the services as described in the ITB within 30 days following written notice to the Contractor.

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

7. 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.

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

CITY OF FORT LAUDERDALE  
By: [Signature]  
Director of Procurement Services

ATTEST

\_\_\_\_\_  
Print Name

Title: \_\_\_\_\_  
(Secretary for corporation  
member or manager for L.L.C.)

CONTRACTOR

By: [Signature]

Print Name: Steve Ortega

Title: EVP / CFO  
(If not president of corporation or  
managing member of limited liability  
company, please attach proof of  
authorization.)



BID TITLE: SWIMMING POOL CHEMICALS

BID NUMBER: 10(03)10-01-01-27-H

**SCHEDULE "C"  
CITY OF SUNRISE  
CERTIFICATION**

The following certifies that this Invitation For Bid is submitted without prior understanding, agreement, or connection with any corporation, firm or person submitting a Request for Submittal for the same materials, services, and supplies and is in all respects fair and without collusion or fraud.

The Respondent certifies by his/her signature below that this Submittal is current, accurate, complete and is presented to the City for the performance of this contract in accordance with all the requirements as stated in this Request for Submittal, and that the person signing this Certification is authorized to bind the firm by their signature.

NAME (PRINT): Steve Ortega

TITLE: EVP / CFO

COMPANY: LESLIE'S POSUMART INC

ADDRESS: 3925 E BROADWAY Rd #100, Phoenix, AZ, 85040

FEDERAL TAX ID. NO: 95-4620298

SIGNATURE: [Handwritten Signature]

**SOCIAL SECURITY NUMBER COLLECTION DISCLOSURE STATEMENT**

Please be advised that pursuant to Section 119.071(5)(a)2.a., Florida Statutes the City of Sunrise ("City") discloses that the City requests your social security number for the purpose of payroll eligibility verification, processing employment benefits, income reporting, tax reporting, background checks on employee applicants, advisory board applicants and other City program volunteers. Social security numbers are also used as a unique numeric identifier and may be used for search purposes.

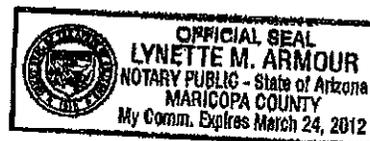
Please affix corporate seal or have this Certification notarized below.

Lynette M. Armour  
Notary-Full Name

3/24/2012  
Notary Expiration & Seal

Date: 1/19/2010

OR:  
(Corporate seal)



BID TITLE: SWIMMING POOL CHEMICALS

BID NUMBER: 10(03)10-01-01-27-H

**SCHEDULE "A"  
CITY OF SUNRISE  
BID SHEET**

**ALL BIDS SHALL REMAIN VALID FOR NINETY (90) DAYS AFTER BID OPENING**

**NOTE: Minimum order requirements are not acceptable due to the nature of this bid.  
Items will be bought in units specified below.**

Item No.	Est. Qty.	Description SKU #	MFG/ Trade Name	Unit Cost	EXTENDED PRICE
1.	481	Soda Ash, # 81298 50 LB Bag	LPM SODA ASH	\$18.04/bag	\$8,677.24
2.	445	# 14323 Diatomaceous Earth 50 LB Bag	EP Minerals DIATOMACEOUS EARTH	14.99 <del>15.28</del> /bag	\$13,341.10
3.	1013	Sodium Bicarbonate 50 LB Bag # 81292	LPM ALKALINITY UP	\$15.28/bag	\$15,478.64
4.	75	Cyanuric Acid # 81293 100 LB Drum	LPM CONDITIONER	\$103.99/drum	\$7,799.25
5.	12	Cyanuric Acid # 14256 <del>50 LB Drum</del> 25 LB Drum	LPM	\$25.99/drum	\$623.76
6.	24	Muriatic Acid # 81916 55 Gallon Drum	SUNBELT	\$142.99/drum	\$3,431.76
7.	100	Muriatic Acid # 14236 15 Gallon Drum	SUNBELT	\$59.99/drum	\$5,999
8.	4719	Muriatic Acid # 14013 1 Gallon Container	SUNBELT	\$4.59/gallon	\$21,660.21
9.	67	Sodium Hydroxide Solution (Caustic) Commercial Grade 50% Strength 15 Gallon Drum	_____	\$____/drum	No Bid
10.	971	Calcium Chloride # 81269 50 LB Bag	LPM HARDNESS PLUS	\$16.88/bag	\$16,370.98
11.	3	Sodium Sulfite 50 LB Bag	_____	\$____/bag	No Bid

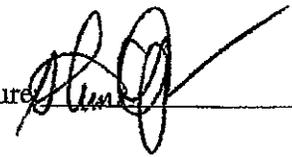
Company Name: LESLIE'S Poolmart Inc Authorized Signature: [Signature]

BID TITLE: SWIMMING POOL CHEMICALS

BID NUMBER: 10(03)10-01-01-27-H

Item No.	Est. Qty.	Description	MFG/ Trade Name	Unit Cost	EXTENDED PRICE
12.	166,000	Sodium Hypochlorite-Batch (Liquid Chlorine) 500 gallons minimum quantity delivered at any one time	Allied	\$ 1.50 /gallon	\$ 249,000
13.	155,425	Sodium Hypochlorite-Batch (Liquid Chlorine) (No minimum quantity)	Allied	\$ 1.50 /gallon	\$ 233,137.50
14.	25,000	Sodium Hypochlorite-Continuous (Liquid Chlorine) 500 gallons minimum quantity delivered at any one time	Allied	\$ — /gallon	\$ No B.O
15.	74,000	Sodium Hypochlorite-Continuous (Liquid Chlorine) (No minimum quantity)	Allied	\$ — /gallon	\$ No B.O
16.	60	#1243 or #12450 Chlorine Dry Tablet (3" Tablet) <del>40 LB Pail</del> 35 LB or 50 LB	Occidental Jumbo TABS	69.99 /35LB or \$97.50/pail 50LB	4,199.40 \$ 5,850.00
17.	60	Pure Fiber 90 Fiber Clear 25 LB Bag # 14329	Southwest Independent	\$43.27/bag	\$ 2,596.20
18.	4	Sodium Dichloride 25 LB Bag # 12061	Occidental CHLOR BRITE	\$55.81/bag	\$ 223.24
19.	49	# 12515 Sodium Trichloride <del>25 LB Bag</del> 50 LB Bag	SCP Trichlor Granular	\$129.99/bag	\$ 6,369.51
20.	117	Calcium Hypochlorite 100 LB drums # 14182	PPG POWER POWDER PRO	\$134.99/drum	\$ 15,793.83
21.	110	Calcium Hypochlorite 25 LB Pail # 14183	PPG POWER POWDER PLUS	\$50.41/pail	\$ 5,545.10
22.	2,354	# 81116 Chlorine Briquettes 50 LB pail	PPG POWER PRO TABS	\$ 98.94/pail	\$ 232,904.76
23.	100	# 14547 Potassium Peroxymonosulfate 50 LB pail	LPM FRESH-N-CLEAR	\$69.99/pail	\$ 6,999
24.	7	IS-3 Plus 5 LB pail	—	\$ — /pail	\$ No B.O

Company Name: LESLIE'S POOLWARE INC

Authorized Signature: 

BID TITLE: SWIMMING POOL CHEMICALS

BID NUMBER: 10(03)10-01-01-27-H

TOTAL BID OFFER (Items 1-24): \$ 374,632.48

THREE HUNDRED SEVENTY FOUR THOUSAND, SIX HUNDRED THIRTY TWO DOLLARS, FORTY EIGHT CENTS  
(Written Dollar Amount)

**CONTINGENCY PRICING**

RUSH Fee for Expedited Delivery within 48 Hours of notice.	\$ <u>N/A</u> /delivery
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All Vendors MUST indicate the percentage (%) off the balance of line.

0 %

Vendor to indicate, any drum deposit charges, if applicable:

Item No. _____	\$ <u>N/A</u>	Item No. _____	\$ <u>N/A</u>
Item No. _____	\$ <u>N/A</u>	Item No. _____	\$ <u>N/A</u>
Item No. _____	\$ <u>N/A</u>	Item No. _____	\$ <u>N/A</u>

All deliveries will be made by Common Carrier ONLY. Yes \_\_\_\_\_ No \_\_\_\_\_

Delivery will be made within \_\_\_\_\_ calendar days after receipt of purchase order. (To Be Completed ONLY if vendor is unable to comply with specified delivery requirements indicated within the bid document.)

If applicable, would you extend the prices bid herein to other municipalities? Award of bid is not contingent upon concurrence with this offer to other municipalities. Yes:  No: \_\_\_\_\_

**ADDENDUM RECEIPT:** Contractor shall acknowledge below the receipt of any and all addenda, if any, by listing the Addenda No. and date of issuance.

ADDENDUM NO: \_\_\_\_\_ /DATE \_\_\_\_\_ ADDENDUM NO: \_\_\_\_\_ /DATE \_\_\_\_\_  
 ADDENDUM NO: \_\_\_\_\_ /DATE \_\_\_\_\_ ADDENDUM NO: \_\_\_\_\_ /DATE \_\_\_\_\_

Company Name: Leslie's Poolmart, Inc. Authorized Signature: [Signature]