

1 **BILL NO. S-22-04-32**

2
3 SPECIAL ORDINANCE NO. S-_____

4 AN ORDINANCE approving WPCP CHEMICAL
5 STORAGE TANK PROCUREMENT - WORK ORDER
6 NUMBERS 77017, 6760 & 76776 - \$271,909.00
7 between PELTON ENVIRONMENTAL PRODUCTS
8 and the City of Fort Wayne, Indiana, as a Special
Procurement under I.C. 5-22-10 by and through its
Department of City Utilities.

9 **NOW, THEREFORE, BE IT ORDAINED BY THE COMMON**
10 **COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:**

11 **SECTION 1.** That the WPCP CHEMICAL STORAGE TANK
12 PROCUREMENT - WORK ORDER NUMBERS 77017, 76760 & 76776 - by and
13 between PELTON ENVIRONMENTAL PRODUCTS and the City of Fort Wayne,
14 Indiana, as a Special Procurement under I.C. 5-22-10 by and through its
15 Department of City Utilities, is hereby ratified, and affirmed and approved in all
16 respects, respectfully for:

17
18 All labor, insurance, material, equipment, tools, power,
19 transportation, miscellaneous equipment, etc., necessary for the
procurement of seven bulk storage tanks;

20 involving a total cost of TWO HUNDRED SEVENTY-ONE THOUSAND NINE
21 HUNDRED NINE AND 00/100 DOLLARS - (\$271,909.00) all as more particularly
22 set forth in said WPCP CHEMICAL STORAGE TANK PROCUREMENT - WORK
23 ORDER NUMBERS 77017, 76760 & 76776 which is on file in the Office of the
24 Department of Purchasing, and is by reference incorporated herein, made a part
25 hereof, and is hereby in all things ratified, confirmed and approved.
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29
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SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

Council Member

APPROVED AS TO FORM AND LEGALITY

Malak Heiny, City Attorney



PELTON
ENVIRONMENTAL
PRODUCTS



10/25/2021

Subject: Sole Source Representative

To Whom It May Concern:

Poly Processing Company is the sole manufacture of its products. Pelton Environmental is the exclusive representative for Poly Processing Company in the municipal market for the states of Ohio and Indiana for the purchase of new products, replacement parts, repairs and maintenance.

Only Pelton Environmental can sell our products, provide repair/replacement parts, provide maintenance, field services or technical support for Poly Processing Company in the municipal market in Indiana and Ohio.

If you have questions or additional needs regarding this issue, please contact me.

Sincerely,

Randy Zimmer
Director of Sales and Marketing
Poly Processing Company
email: rzimmer@polyprocessing.com

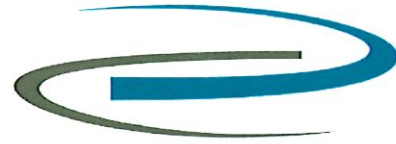
Mike Rowe

Pelton Environmental Products
8638 Cotter Street
Lewis Center, Ohio 43035



**PELTON
ENVIRONMENTAL
PRODUCTS, INC.**

8638 Cotton Street, Lewis Center, OH 43035
phone: 440.838.1221 fax: 440.838.1217
www.peltonenv.com



POLYPROCESSING
SOLUTIONS, SIMPLIFIED.

To: MIKE ROWE
Project:
Quote Number: Q-096689
Date: 9/23/2021

Thank you for the business opportunity. We are excited to serve you. Our proposal follows:

Tank System:		4150 VERT IMFO
Consisting of:		
[Primary Tank]	Qty: 1	4150 Vert Imfo 1.65 Spg Xlpe Nat
[Tank Base]	Qty: 1	PolyBase XLPE 8' 6" D, Flat Natural
[Fill Line]	Qty: 1	Drop Pipe 3" Int Pvc
[LEVEL]	Qty: 1	Bltd Flg Ftg 3" Thrd 8-bolt Pvc/ss/epdm
[DRAIN]	Qty: 1	Cmpn Flg Ftg 3" Thrd Pvc/ss/epdm W/ss Ring
[Sidewall Fitting]	Qty: 1	Bltd Flg Ftg 2" Thrd Pvc/ss/epdm
[OVERFLOW]	Qty: 1	Bltd Flg Ftg 4" Thrd Pvc/ss/epdm
[Vent]	Qty: 1	Bltd Flg Ftg 6" Sckt Pvc/ss/epdm
[Other Part]	Qty: 1	Ell 2" 45 Deg Txt Pvc 80
[Other Part]	Qty: 1	Flg Adpt 3" Thrd Pvc
[Other Part]	Qty: 1	Ell 3" 90 Deg Txt Pvc 80
	Qty: 1	Hydro Test
	Qty: 1	Impact Test
	Qty: 1	Gel Test
	Qty: 1	Wall Thickness - Actual
	Qty: 1	Approval Drawing
[Lid/Manway]	Qty: 1	Cvr Asmbly 24" 8-blft
System Subtotal:		\$11,723.00
Tank System:		8500 VERT IMFO
Consisting of:		
[Primary Tank]	Qty: 1	8500 Vert Imfo 1.90 Spg Xlpe Nat / OR1000 Nat
[Tank Base]	Qty: 1	PolyBase PUR 10' 2" D, Flat Black
[Lid/Manway]	Qty: 1	Cvr Asmly 24" Safe-surge Pe
[Fill Line]	Qty: 1	Drop Pipe 3" Int Pvc
[Dome Fitting]	Qty: 1	Ubd Ftg 2" Bhf Style Pvc/epdm
[Dome Fitting]	Qty: 1	Bltd Flg Ftg 3" Thrd 8-bolt Pvc/titan/epdm
[Pump Feed]	Qty: 1	Cmpn Flg Ftg 4" Thrd Pvc/titan/epdm Ss Ring
[Overflow Fitting]	Qty: 1	B.O.S.S. Fitting 3" Asmly Pe/pvc/titan/epdm
[Vent]	Qty: 1	Bltd Flg Ftg 8" Socket Pvc/titan/epdm
	Qty: 1	Hydro Test
	Qty: 1	Impact Test
	Qty: 1	Gel Test
	Qty: 1	Wall Thickness - Actual
	Qty: 1	Approval Drawing

System Subtotal:		\$32,828.00
Tank System:		11800 VERT SLP BTM IMFO
Consisting of:		
[Primary Tank]	Qty: 1	11800 Vert Imfo Slp Btm 2.20 Spg Xlpe Nat
[Tank Base]	Qty: 1	PolyBase PUR 12' D x 10.25" H to 4" H, Sloped, Black
[Lid/Manway]	Qty: 1	Cvr Asmbly 24" 8-blt
[IMFO Drain Fitting]	Qty: 1	Cmpn Flg Ftg 4" Thrd Pvc/titan/epdm Ss Ring
[Level]	Qty: 1	Bltd Flg Ftg 3" Thrd 8-bolt Pvc/titan/epdm
[Fill Line]	Qty: 1	Drop Pipe 3" Int Pvc
[Fill]	Qty: 1	Ubd Ftg 2" Flg Style Pvc/titan/epdm
[Vent]	Qty: 1	Bltd Flg Ftg 6" Sckt Pvc/titan/epdm
[Overflow]	Qty: 1	Bltd Flg Ftg 3" Thrd 8-bolt Pvc/titan/epdm
[Other Part]	Qty: 1	Flg 3" Threaded 8-hole Pvc 80
[Other Part]	Qty: 1	Gskt 3" Flg 8-hole 1/4" Epdm
[Other Part]	Qty: 1	Hose 3" X 30" W/mnpt Uhmwpe W/pvc King Nipple
	Qty: 1	Hydro Test
	Qty: 1	Impact Test
	Qty: 1	Gel Test
	Qty: 1	Wall Thickness - Actual
System Subtotal:		\$39,944.00
		Add shipping below per tank if shipped individually

Freight estimates:

1. 11800 IMFO \$13,500.00
2. 4150 IMFO \$2,650.00
3. 8500 IMFO \$5725.00

Pelton Environmental Products, Inc. offers Poly Processing Company's reliable, robust tank systems for the safe storage of high performance chemicals in critical applications. Each storage system is designed specifically for the chemical it will contain. Our product offering of cross-linked polyethylene tanks offer a margin of safety that meets or exceeds ASTM standards.

CITY OF FORT WAYNE, INDIANA

Pelton Environmental Products

(Vendor Name)

VENDOR DISCLOSURE STATEMENT RELATING TO:

- 1. FINANCIAL INTERESTS;**
- 2. POTENTIAL CONFLICTS OF INTEREST;**
- 3. CURRENT AND PENDING CONTRACTS OR PROCUREMENTS**

Vendors desiring to enter into certain contracts with the City of Fort Wayne, Indiana (the "City") shall disclose their financial interests, potential conflicts of interest and current and pending contract or procurement information as set forth below.

The following disclosures by Vendors are required for all contracts with annual payments by the City in the amount of \$50,000 or more. Vendors shall disclose their financial interests, potential conflicts of interest and other contract and procurement information identified in Sections 1, 2 and 3 below as a prerequisite for consideration for a contract awarded by the City. This Disclosure Statement must be completed and submitted together with the Vendor's contract, bid, proposal or offer.

A publicly traded entity may submit its current 10K disclosure filing in satisfaction of the disclosure requirements set forth in Sections 1 and 2 below.

Section 1: Disclosure of Financial Interest in Vendor

- a. If any individuals have either of the following financial interests in Vendor (or its parent), please check all that apply and provide their names and addresses (attach additional pages as necessary):

(i) Equity ownership exceeding 5% ☐

(ii) Distributable income share exceeding 5% ☐

(iii) Not Applicable (If N/A, go to Section 2) ☒

Name: _____ Name: _____

Address: _____ Address: _____

- b. For each individual listed in Section 1a. show his/her type of equity ownership:

sole proprietorship ☐ stock ☐

partnership interest ☐ units (LLC) ☐

other (explain) _____

- c. For each individual listed in Section 1a. show the percentage of ownership interest in Vendor (or its parent):
ownership interest:

Name: _____ %

Name: _____ %

Section 2: Disclosure of Potential Conflicts of Interest (not applicable for vendors who file a 10K)

For each individual listed in Section 1a, check "Yes" or "No" to indicate which, if any, of the following potential conflict of interest relationships apply. If "Yes", please describe using space under applicable subsection (attach additional pages as necessary):

- a. City employment, currently or in the previous 3 years, including contractual employment for services:
Yes _____ No X

- b. City employment of "Member of Immediate Family" (defined herein as: *Spouse, Child, Step Child, Parent or Step Parent, Father-in-law or Mother-in-law, Brother or Sister, Step Brother or Step Sister, Half Brother or Half Sister, Brother-in-law or Sister-in-law, Son-in-law or Daughter-in-law, Grandparent or Step Grandparent, Grandparent or Step Grandparent of Spouse, Grandchild*)
Including contractual employment for services in the previous 3 years:
Yes _____ No X

- c. Relationship to Member of Immediate Family holding elective City office currently or in the previous 3 years: Yes _____ No X

Section 3: DISCLOSURE OF OTHER CONTRACT AND PROCUREMENT RELATED INFORMATION

- a. Does Vendor have current contracts (including leases) with the City? Yes _____ No X

If "Yes", identify each current contract with descriptive information including purchase order or contract reference number, contract date and City contact below (attach additional pages as necessary).

- b. Does Vendor have pending contracts (including leases), bids, proposals, or other pending procurement relationship with the City? Yes _____ No X

If "Yes", identify each pending matter with descriptive information including bid or project number, contract date and City contact using space below (attach additional pages as necessary).

-
- c. Does vendor have any existing employees that are also employed by the City of Fort Wayne?

Yes _____ No x

If "Yes", provide the employee's name, current position held at vendor, and employment payment terms (hourly, salaried, commissioned, etc.).

Name / Position / Payment Terms:

Name / Position / Payment Terms:

Name / Position / Payment Terms:

- d. Does vendor's representative, agent, broker, dealer or distributor (if applicable) have any existing employees that are also employed by the City of Fort Wayne? For each instance, please provide the name of the representative, agent, broker, dealer or distributor; the name of the City employee, and the payment terms (hourly, salaried, commissioned, etc.).

Company / Name / Payment Terms: _____

Company / Name / Payment Terms: _____

Section 4: CERTIFICATION OF DISCLOSURES

In connection with the disclosures contained in Sections 1, 2 and 3 Vendor hereby certifies that, except as described in attached Schedule A:

- a. Vendor (or its parent) has not, within the five (5) year period preceding the date of this Disclosure Statement, been debarred, suspended, proposed for debarment declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
- b. No officer or director of Vendor (or its parent) or individual listed in Section 1a. is presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any offense;
- c. Vendor (or its parent) has not, within the five (5) year period preceding the date of this Disclosure Statement, had one or more public transactions (federal, state or local) terminated for cause or default;
- d. No officer or director of Vendor (or its parent) or individual listed in Section 1a. has, within the five (5) year period preceding the date of this Disclosure Statement, been convicted, adjudged guilty, or found liable in any criminal or civil action instituted by the City, the federal or state government or any other unit of local government; and
- e. Neither Vendor, nor its parent, nor any affiliated entity of Vendor, or any of their respective officers, directors, or individuals listed in Section 1a. is barred from contracting with any unit of any federal, state or local government as a result of engaging in or being convicted of: (i) bid-rigging; (ii) bid-rotating; or (iii) any similar federal or state offense that contains the same

elements as the offense of bid-rigging or bid-rotating

- f. Pursuant to IC 5-22-16.5, Vendor hereby certifies they do NOT provide \$20 million dollars or more in goods or services to the energy sector of Iran. Vendor also certifies it is not a financial institution that extends \$20 million dollars or more in credit that will provide goods or services to the energy sector of Iran or extends \$20 million dollars or more in credit to a person identified on the list as a person engaging in investment activities in Iran.

The disclosures contained Sections 1, 2 and 3 and the foregoing Certifications are submitted by

Pelton Environmental Products
(Name of Vendor)

8638 Cotter St Lewis Center, OH 43035
Address
(440) 838-1221
Telephone
mrowe@peltonenv.com
E-Mail Address

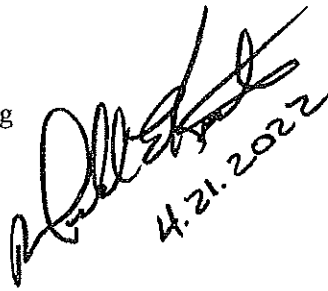
The individual authorized to sign on behalf of Vendor represents that he/she: (a) is fully informed regarding the matters pertaining to Vendor and its business; (b) has adequate knowledge to make the above representations and disclosures concerning Vendor; and (c) certifies that the foregoing representations and disclosures are true and accurate to the best of his/her knowledge and belief.

Name (Printed) Michael Rowe Title Owner/Sales Engineer
Signature Michael J Rowe Date 4-22-22

NOTE: FAILURE TO COMPLETE AND RETURN THIS FORM WITH YOUR DOCUMENTATION MAY RESULT IN YOUR CONTRACT, OFFER, BID OR PROPOSAL BEING DISQUALIFIED FROM CONSIDERATION.

Interoffice Memo

Date: April 21, 2022
To: Common Council Members
From: Michael Kiester, Manager, City Utilities Engineering
RE: WPCP Chemical Storage Tank Procurement
Work Order Numbers 77017, 76760 & 76776


4.21.2022

Council District # 5

The contractor shall furnish all labor, insurance, equipment, materials and power for the completion of the project: Water Pollution Control Plant Chemical Storage Tank Procurement as follows: The procurement of seven bulk storage tanks.

Implications of not being approved: These storage tanks provide capacity and ensure reliability that the Water Pollution Control Plant can effectively treat water as well as maintain compliance with their NPDES permit.

If Prior Approval is being Requested, Justify: N/A

The existing storage tanks have outlived their useful life and have been scheduled to be replaced this year. There are three separate chemical processes that will be improved by this procurement. All tanks for each process had been provided by Poly Processing. To ensure that we receive a one-to-one replacement, the same manufacturer has been selected. Pelton Environmental Products is the sole supplier for these items in our area. The total purchase price is \$271,909.00.

The cost of said project funded by Utility Revenue.

Council Introduction Date: April 26, 2022

CC: Matthew Wirtz
Jill Helfrich
File