

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Complaint by Allied Universal Corporation and Chemical Formulators, Inc. against Tampa Electric Company for violation of Sections 366.03, 366.06(2) and 366.07, Florida Statutes, with respect to rates offered under Commercial/Industrial Service Rider tariff; petition to examine and inspect confidential information; and request for expedited relief

Docket No. 000061-EI

RECEIVED-FPSC
01 FEB - 1 AM 8:30
RECORDS AND REPORTING

ODYSSEY MANUFACTURING COMPANY'S FIRST REQUEST FOR OFFICIAL RECOGNITION

ODYSSEY MANUFACTURING COMPANY ("Odyssey"), by and through undersigned counsel, and pursuant to Section 120.569(2)(i), Florida Statutes, and Sections 90.202(5), 90.202(10), and 90.202(12), Florida Evidence Code, hereby files this First Request for Official Recognition, and requests that the Commission take official recognition of the following documents:

- 1. Resolution 2000-1602 of the City Council of the City of Tampa, Florida, awarding bid to Allied Universal Corporation for the furnishing of Sodium Hypochlorite, a copy of which is attached to this Request as Exhibit A; and
- 2. City of Orlando Council Recommended Action dated November 13, 2000, authorizing Director of Purchasing to make an award to Allied Universal Corporation for furnishing of Sodium Hypochlorite for various City wastewater treatment facilities, a copy of which is attached to this Request as Exhibit B; and

RECEIVED & FILED
Blackard
FPSC-BUREAU OF RECORDS

DOCUMENT NUMBER-DATE
01504 FEB-16
FPSC-RECORDS/REPORTING

3. Executive Summary from the Collier County Government dated September 26, 2000 awarding "Annual Contract for Sodium Hypochlorite" to Allied Universal Corporation, a copy of which is attached to this Request as Exhibit C.

Dated this 30th day of January, 2001.

WAYNE L. SCHIEFELBEIN, ESQ.
P.O. Box 15856
Tallahassee, FL 32317-5856
(850) 422-1013
(850) 531-0011 (Fax)

And



JOHN L. WHARTON, ESQ.
ROSE, SUNDBSTROM & BENTLEY, LLP
2548 Blairstone Pines Drive
Tallahassee, FL 32301
(850) 877-6555
(850) 656-4029 (Fax)

Attorneys for
ODYSSEY MANUFACTURING COMPANY

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing First Request for Official Recognition has been furnished by Facsimile and U.S. Mail(*), or by Hand Delivery(**) to the following on this 30th day of January, 2001:

Robert V. Elias, Esq. (**)
Marlene K. Stern, Esq.
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Kenneth Hoffman, Esq. (**)
John Ellis, Esq.
Rutledge Law Firm
P.O. Box 551
Tallahassee, FL 32302

Patrick K. Wiggins, Esq. (**)
Katz, Kutter, Haigler, et al.
106 East College Avenue
Tallahassee, FL 32301

Harry W. Long, Jr., Esq. (*)
Tampa Electric Company
P.O. Box 111
Tampa, FL 33601

Lee Willis, Esq. (**)
James D. Beasley, Esq.
Ausley & McMullen
P.O. Box 391
Tallahassee, FL 32303

Daniel K. Bandklayder, Esq. (*)
Anania, Bandklayder, et al.
100 S.E. 2nd Avenue, Suite 4300
Miami, FL 33131-2144

Philip A. Allen, III, Esq. (*)
Lucio, Bronstein, et al.
80 S.W. 8th Street, Suite 3100
Miami, FL 33131

Scott J. Fuerst, Esq. (*)
Ruden, McClosky, et al.
200 East Broward Boulevard
Ft. Lauderdale, FL 33301



JOHN L. WHARTON, ESQ.

Bids

RESOLUTION NO. 2000- 1602

A RESOLUTION APPROVING THE BID OF ALLIED UNIVERSAL CORPORATION FOR THE FURNISHING OF CERTAIN PROPERTY, SUPPLIES, MATERIALS OR SERVICES FOR THE USE OF THE DEPARTMENT OF SANITARY SEWERS, AWT PLANT; AUTHORIZING THE DIRECTOR OF PURCHASING TO PURCHASE SAID PROPERTY, SUPPLIES, MATERIALS OR SERVICES; PROVIDING AN EFFECTIVE DATE.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TAMPA, FLORIDA:

Section 1. That the bid of Allied Universal Corporation for the furnishing of:

Sodium Hypochlorite (12%) Bulk (Re-Bid)
Bid #31092200
Estimated Expenditure: \$304,000.00,

such bid being the lowest responsible bid received therefor, is hereby approved; and the Director of Purchasing is hereby authorized to purchase same.

Section 2. That the award period shall be for a one-year (1-year) period from the effective date of the awarding or approving Resolution, and may be renewed on the same terms and conditions for two (2) additional one-year (1-year) periods. A price escalation/de-escalation is allowable three (3) months after the beginning of the award period and at three-month (3-month) intervals thereafter.

Section 3. That other proper officers of the City of Tampa are authorized to do all things necessary and proper in order to carry out and make effective the provisions of this Resolution, which shall take effect immediately upon its adoption.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF TAMPA, FLORIDA, ON NOV 16 2000

[Signature]
CHAIRMAN, CITY COUNCIL
PRO-TEM

ATTEST:

[Signature]
CITY CLERK

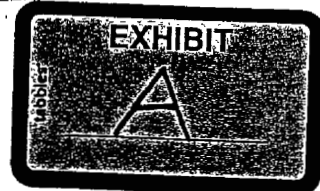
APPROVED AS TO FORM:

[Signature]
SAMUEL S. HAMILTON
ASSISTANT CITY ATTORNEY

SS9042A-05229. Estimated: \$304,000.00

State of Florida
County of Hillsborough

This is to certify that the foregoing is a true and correct copy of Resolution 2000-1602 on file in my office. Witness my hand and official seal this 25th day of Jan, 20 01.
[Signature]
CITY CLERK



400 South Orange Avenue
P.O. Box 4990
Orlando, FL 32801-4990

City of Orlando Facsimile

To: Beverly A. Bell Fax: 954-333-4246

From: Karen Elzy, A.P.P. Phone: 407-246-2368

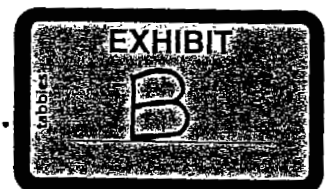
Date: 1/24/01

Re: Sodium Hypochlorite Bid Pages: 2 + cover page

CC:

Urgent For Review Please Comment Please Reply Please Recycle

Notes: As requested per your telephone conversation with Andy Berman, attached is a copy of the Bid Tabulation Sheet and Council Agenda for our Sodium Hypochlorite Bid. Please advise if you require copies of the total Bid package including the individual bids. If so, please forward a check in the amount of \$14.30 for 74 single sided copies @ \$.15 ea and 16 double sided copies @ \$.20 ea.





**CITY OF ORLANDO
COUNCIL AGENDA
ITEM**

CITY CLERK'S
USE ONLY:

*TT
Diane*

- CONSENT AGENDA
- NEW BUSINESS
- _____

FOR MEETING OF November 13, 2000

FROM: Jon Mead, C.P.M., Director of Purchasing

SIGNATURE: *Jon Mead*

EXHIBITS: _____

SUBJECT:

Annual Purchase Agreement for Sodium Hypochlorite for Various City Wastewater Treatment Facilities, BI01-1441

SUMMARY:

The following sealed bids were received in response to subject Invitation to Bid:

<u>Vendor</u>	<u>Bid Amount</u>
Allied Universal	\$91,548.90
Odyssey	\$96,014.70
Harcross Chemicals	\$101,721.00
Clearwater Chemical	\$114,870.30
PB&S Chemical	\$123,801.90

The Office of Purchasing and the Wastewater Bureau evaluated the bids and recommend award to Allied Universal Corporation, the most responsive and responsible bidder.

FISCAL & EFFICIENCY DATA: [As applicable, cite funding source; original approval date and contract amount, Documentary Number, cumulative change orders, recurring cost, (e.g. operating & maintenance); allocation of any generated revenues; any applicable efficiency data; etc.]

Wastewater Lift Stations (354), Iron Bridge (353), Conserv I (351), and Conserv II (352) Account 6315, Sodium Hypochlorite (Chlorine) is used at these facilities for odor control during the wastewater treatment process. Use of annual contracts saves money by consolidating requirements and establishing firm fixed prices.

RECOMMENDED ACTION:

Authorize the Director of Purchasing to make an award to Allied Universal Corporation, Miami, Florida in the estimated annual amount of \$91,548.90. This item has been reviewed by the MBE/WBE Office.

NOTE: ALL AGENDA ITEMS MUST BE IN THE CITY CLERK'S OFFICE BY NOON WEDNESDAY PRIOR TO THE REGULAR MONDAY CITY COUNCIL MEETING.

DISTRIBUTION:

October 12, 2000 3 pm

Annual Purchase Agreement for Sodium Hypochlorite for Various City Wastewater Treatment Facilities

Dianne Farrell Purchasing Agent

				P B S Chemical		Harcross Chemicals		Allied Universal		Odyssey		Clearwater Chemical	
Description	Unit	Quan.	Item	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total
Sodium Hypochlorite	gal	248,100	1	0.49	\$121,569.00	0.41	\$101,721.00	0.369	\$91,548.90	0.387	\$96,014.70	0.463	\$114,870.30
Sodium Hypochlorite	gal	248,100	2	0.499	\$123,801.90	0.41	\$101,721.00	0.369	\$91,548.90	0.387	\$96,014.70	0.463	\$114,870.30
Total:													
Terms:					n 30		n 30				n 30		n 30
Delivery/Completion within:							5 days				2 days		1-2 days
Certification Signed & Notarized:					yes		yes		yes		yes		yes
References:					yes		yes		yes		yes		yes
Minority Certification													
Expiration Date:													
Original & Number of Copies:					2		2		2		2		2
Literature:													

Offers from the vendors listed herein are the only offers received timely as of the above opening date and time. All other offers submitted in response to this solicitation, if any, are hereby rejected as late.

ORIGINAL DT

JAN-25-01 THU 11:02 AM CY OF ORLANDO PURCHASING FAX NO. 407 2462869 P. 03



COLLIER COUNTY GOVERNMENT

3301 EAST TAMiami TRAIL
NAPLES, FLORIDA 34112
(941) 774-8425
FAX (941) 732-0844

<http://co.collier.fl.us>

January 23, 2001

Beverly A. Bell
Legal Assistant
Ruden McClosky Smith Schuster & Russell, P.A.
P.O. Box 1900
Fort Lauderdale, FL 33302

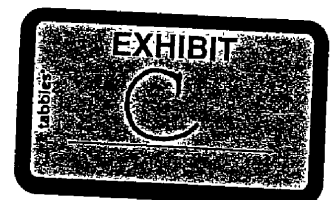
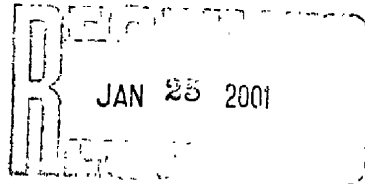
RE: Bid #00-3136 – Annual Contract for Sodium Hypochlorite Solution

Dear Ms. Bell:

Pursuant to your facsimile of January 22, 2001, enclosed is a copy of the Executive Summary awarding the subject bid with the bid tabulation attached. To the best of my knowledge, this is a true copy of the agenda item submitted and approved by the Collier County Board of County Commissioners on September 26, 2000.

Sincerely,

Lyn M. Wood, C.P.M.
Public Utilities Purchasing Agent



EXECUTIVE SUMMARY

RECOMMENDATION TO AWARD BID #00-3136 – “ANNUAL CONTRACT FOR SODIUM HYPOCHLORITE SOLUTION”

OBJECTIVE: That the Board of County Commissioners, Ex-Officio, the Governing Board of the County Water/Sewer District, award Bid #00-3136 – “Annual Contract for Sodium Hypochlorite Solution” to control odor caused by hydrogen sulfide and organic gasses at the water treatment and wastewater reclamation facilities.

CONSIDERATION:

1. The County’s Public Works Division operates water and wastewater facilities necessary to serve the customers of the County Water/Sewer District.
2. These facilities provide treatment of the County’s water and sewage and a by-product of such treatment can be odorous hydrogen sulfide and organic gasses
3. Bid #00-3136 – “Annual Contract for Sodium Hypochlorite Solution” was posted on August 4, 2000. Eighty-eight (88) inquiries were sent to vendors. Five (5) packages were received. All legal requirements have been met.
4. Staff has reviewed the bids received and recommends that the lowest, qualified and responsive bidder is Allied Universal Corp.

GROWTH MANAGEMENT IMPACT: There is no growth management impact associated with this item.

FISCAL IMPACT: The fiscal impact of awarding this bid is in the estimated amount of \$226,560.00. Funds are budgeted and approved in the Collier County Water/Sewer District North and South Water Treatment Plants, and North and South Wastewater Treatment plants plant budgets.

RECOMMENDATION: That the Board of County Commissioners, Ex-Officio, the Governing Board of the County Water Sewer District, award Bid #00-3136 – “Annual Contract for Sodium Hypochlorite” to Allied Universal Corp.

AGENDA ITEM NO. <u>16 (e) (5)</u>
SEP 26 2000

SUBMITTED BY: Lyn M Wood Date: 9/12/00
Lyn M. Wood, Purchasing Agent

REVIEWED BY: Paul Mattäusch Date: 09/12/00
Paul Mattäusch, Water Director

REVIEWED BY: Joe Cheatham Date: 9/12/00
Joe Cheatham, Wastewater Director

REVIEWED BY: Gwen Butler Date: 9/12/00
Gwen Butler, Interim Purchasing/GS Director

APPROVED BY: Edward N. Finn Date: 9/14/00
Edward N. Finn, Interim Public Utilities Administrator

Project Title: Annual Contract for Sodium Hypochlorine Solution
 Tabulation for Bid: 00-3136
 Opening Date: August 24, 2000 @ 2:30pm

Project Mgr: Howard Brogdon
 Inquiries Sent: 89
 Packages Rec: 5
 Posting Date: 08/04/2000 Packages Sent: 11

Quantity	DESCRIPTION	Harcros	Odysy	HCI <i>Measurtec</i>	Allied Universal	Jones
	Furnish & Deliver Sodium Hypochlorite					
	Solution Per Gallon	\$0.458	\$0.390	\$0.387	\$0.354	\$0.476
	640,000					
	TOTAL BID	\$293,120.00	\$249,600.00	\$247,680.00	\$226,560.00	\$304,768.00
	Prompt Payment Terms				<i>★</i>	
	Addenda Received				<i>12.5%</i>	
	Buyer: Lyn Wood <i>Lyn Wood</i>					
	Witness: Donna Williamson <i>Donna Williamson</i>					