

NEAL
St. Bernard Parish Conformed Copy

6-001
Randy S. Nunez
Clerk of Court
St. Bernard Parish Courthouse
Chalmette, LA 70044
(504) 271-3434

Received From :
ST BERNARD PARISH GOVERNMENT
8201 WEST JUDGE PEREZ DRIVE
ATTENTION: RONNIE ALONZO CAO
CHALMETTE, LA 70043

First MORTGAGOR

ST BERNARD PARISH GOVERNMENT

First MORTGAGEE

DPC ENTERPRISES LP

Index Type : MORTGAGES

File Number : 603291

Type of Document : CONTRACT

Book : 1810 **Page :** 402

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Description : CHEMICALS -003-2016

Recorded Information

I hereby certify that the attached document was filed for registry and recorded in the Clerk of Court's office for St. Bernard Parish, Louisiana

On (Recorded Date) : 08/11/2016

At (Recorded Time) : 11:30:40AM



Doc ID - 007692610013

C O N T R A C T
CHEMICALS-003-2016

This agreement made and entered into at Chalmette, Louisiana, St. Bernard Parish, Louisiana this July 20, 2016 day by and between the St. Bernard Parish Government, State of Louisiana, HEREIN represented by the President Guy S. McInnis, HEREINAFTER called the Owner and DPC Enterprises L.P. represented by Mark Chapman, HEREINAFTER called the contractor.

WITNESSETH: That the Owner and the Contractor, for the considerations hereinafter named, agrees as follows:

The Contractor shall furnish all chemicals required in the Contract Documents entitled: "Bid for Chemicals for St. Bernard Parish Government, Department of Public Works, Water and Sewer Division"

All in accordance with the said Contract Documents prepared by the St. Bernard Parish Department of Public Works, St. Bernard Parish Government.

The purchase of chemicals under this contract shall commence on July 20, 2016 and continue for a period of one year unless contract is canceled. Contract may be renewed for an additional one year and must be mutually agreed upon by both parties.

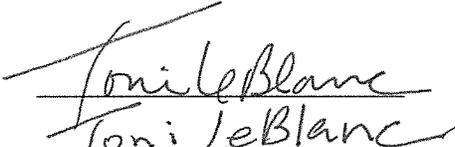
The Owner agrees to pay the Contractor for the chemicals furnished in accordance with the contract and prices set up in the Bid under the following:

CONTRACT PRICES

Item C	Liquid Chlorine (150 lb. Cylinders)	\$0.7940 lb.
Item H	Sodium Hypochlorite (12.5% Bleach)	\$0.6439 gal.

All chemicals furnished shall be done in accordance with the attached General Conditions, Special Conditions, Bid Specifications and Bid Form which become a part of this contract.

WITNESS:



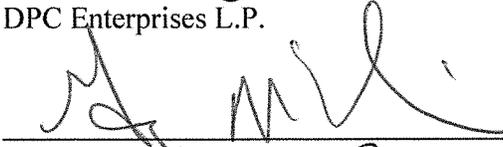
Toni LeBlanc



Teri T. Neskey



Mark Chapman
Sales Representative
DPC Enterprises L.P.



Guy S. McInnis
President
St. Bernard Parish Government

BID FORM

St. Bernard Parish Government
 Department of Public Works
 1125 East St. Bernard Highway
 Chalmette, Louisiana 70043

Ladies/Gentlemen,

Having examined the Specifications the undersigned in compliance with your invitation to bid hereby proposed to furnish the following for the price listed below:

Item No.	Description	Unit Price	Quantity	Total
A.	Potassium Permanganate	\$ _____ lb.	9,125 lbs.	\$ _____
B.	Liquid Chlorine (Ton Containers)	\$ <u>.3215</u> lb.	164,250 lbs.	\$ <u>52,806.375</u>
C.	Liquid Chlorine (150 lb. Cylinders)	\$ <u>.7940</u> lb.	5,475 lbs.	\$ <u>4,347.15</u>
D.	Poly-dadmac	\$ _____ lb.	120,450 lbs.	\$ _____
E.	Anhydrous Ammonia	\$ _____ lb.	31,025 lbs.	\$ _____
F.	Sludge Dewatering Polymer	\$ _____ lb.	11,680 lbs.	\$ _____
G.	Aluminum Sulfate (Liq. Alum 48%)	\$ _____ ton	60 tons.	\$ _____
H.	Sodium Hypochlorite (12.5%Bleach)	\$ <u>.6439</u> gal.	146,000 gals.	\$ <u>94,009.40</u>
I.	3 1/8" Calcium Hypochlorite Tablets Hydrated	\$ _____ lb.	20,075 lbs.	\$ _____

Quantities are estimates only on a per annual contract

Mack Choy / *Mack Choy*
 C.A.A.P.A.A.

The undersigned agrees that this Bid shall be good and may not be withdrawn for a period of 45 calendar days after the scheduled closing time for receiving of Bids.

Bid must be accompanied by a certified check, cashier's check or bid bond acceptable to the Owner in the amount equal to at least five percent (5%) of the total amount bid and payable without condition to the Owner as a guarantee that the bidder, if awarded the bid, will act in accordance with all terms and conditions of the Bid Specifications.

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Bid Form.

The following additional items are attached to this Bid Form:

- a) Non-Collusion Affidavit
- b) Statutory Affidavit
- c) Employment Letter
- d) Satisfactory evidence of the authority of person signing bid/proposal form. (As per General Conditions – Item No. 8)

The Bidder acknowledges receipt of, and makes part of this Proposal, the following addenda:

NO ADDENDA

OPC ENTERPRISES L.P.
Company's Name

Maria Choy / MARIL CHAPMAN
Signature

SALES REPRESENTATIVE
Title

620 WEST 10TH ST. RESERVE, LA. 70084
Address

985-536-1172
Telephone Number

SPECIFICATIONS

ITEM A: POTASSIUM PERMANGANATE

Product must be Free – Flowing E.P.A. approved and meet A.W.W.A. specifications for use in potable water treatment, **CAIROX Potassium Permanganate** or **EQUAL**. To be delivered in 50 lb. (25kg) containers. Minimum shipment of 36 containers.

ITEM B: LIQUID CHLORINE (TON CONTAINERS)

Product must be shipped in one ton containers. Chlorine needs to be delivered within five days of placement of order. Minimum shipment of 8 tons.

ITEM C: LIQUID CHLORINE (150 LB. CYLINDERS)

Product must be shipped in 150 lb. cylinders. Chlorine needs to be delivered within five days of placement of order. Minimum shipment of 15 cylinders.

ITEM D: POLY-DADMAC

Product must be a water soluble cationic poly-diallyl-dimethyl-ammonium chloride. Product must be resistant to chloramines and must be capable of functioning as a primary coagulant without any additional additives. Shelf life shall be no less than twelve (12) months. Must be approved by E.P.A. and LA. Department of Health and meet A.W.W.A. specifications for use in potable water treatment at a dosage of 0.5 – 10 ppm. The polymer shall be at least 20% active chemical. Manufacturer shall conduct trail test in the St. Bernard Parish Water Treatment Plant prior to awarding of bid contract. Delivery of the chemical shall be made at the polymer storage tanks, located at Water Treatment Plant #1. **POLYDYNE C 308-P** or **EQUAL**. Minimum shipment of 5000 gallons.

ITEM E: ANHYDROUS AMMONIA

Product must meet E.P.A and A.W.W.A. approval for use in potable water treatment. Product must be delivered to Supplier supplied 500 gallon tank.

Metallurgical Grade (M Grade)
Ammonia Assay: 99.9965 Min
Ammonia Assay: 99.999 Typical
Water (ppm): 33 Max
Water (ppm): 10 Typical
Oil (ppm): 2 Max
Oil (ppm): 1 Typical

ITEM F: SLUDGE DEWATERING POLYMER

Product must be cationic, molyacrylamide emulsion polymer capable of functioning as a primary dewatering polymer without the aid of additional additives. Minimum shipment of 275 gallon Tote. POLYDYNE CLARIFLOC C-6286 or EQUAL.

ITEM G: ALUMINUM SULFATE (LIQUID ALUM 48%)

Product must be delivered in liquid and priced per dry ton. Alum must be NSF approved for potable water. Liquid Aluminum Sulfate must be manufactured with Kaolin Clay as the raw material source. Delivery shall be to owner supplied 5000 gallon bulk tank, with minimum shipments of 4000 gallons.

ITEM H: SODIUM HYPOCHLORITE (12.5% BLEACH)

Product must be approved for use in potable water and wastewater treatment plants. Product shall be a 12.5% solution and delivered to owner supplied bulk shipment tanks. Minimum shipments of 4500 – 5000 gallons.

ITEM I: 3 1/8" CALCIUM HYPOCHLORITE TABLETS, HYDRATED

The tablets shall be calcium hypochlorite 3 1/8" Accu-Tab SI tablets manufactured by PPG Industries, Inc., or equal and shall be NSF Standard 60 listed. The tablets shall be packaged in 6 1/2 gallon plastic pails containing 55 pounds by weight. Minimum shipment will be 24 pails.

ALL PRICES QUOTED ON ITEMS A THROUGH I SHALL INCLUDE SHIPPING CHARGES.

GENERAL CONDITIONS

1. It is the policy of the St. Bernard Parish Government not to do business with any firm, individual, partnership or corporation employing or owned by any individual who is an employee of the St. Bernard Parish Government.
2. All delivery charges must be included in all bids unless it is stated in the bid package that the St. Bernard Parish Government will pick up all materials.
3. Contract will be for a one year period with an option to renew for an additional one year. Contract Renewal must be mutually agreed upon by both parties.
4. Bid to be awarded to lowest responsive/responsible bidder meeting specifications on each item.
5. Bid must be enclosed in a sealed envelope with the submitting company name and address as well as the project title "Bid for Chemicals for St. Bernard Parish Government, Department of Public Works, Water and Sewer Division" on the outside of the envelope.
6. The Non-Collusion Affidavit and Statutory Affidavit must be completed and notarized. Both affidavits must be returned with the bid.
7. The Employment Letter must be completed and returned with the bid.
8. The bid form must be properly signed by the Bidder. A corporate resolution must be submitted with the bid or the person signing the bid documents must be listed on the Louisiana Secretary of State's website as an officer of the corporation, unless bidder has otherwise complied with LSA-R.S. 38:2212(A)(1)(c) or LSA-R.S. 38:2212(O). If bidder is registered out of state of Louisiana, a corporate resolution must be submitted with the bid, unless bidder has otherwise complied with LSA-R.S. 38:2212(A)(1)(c) or LSA-R.S. 38:2212(O). Satisfactory evidence of the authority of the person signing on behalf of the individual, firm or partnership must be attached, unless bidder has otherwise complied with LSA-R.S. 38:2212(A)(1)(c) or LSA-R.S. 38:2212(O). Failure to comply will cause bid to be rejected and the Parish reserves the right to award bid to the next lowest responsive and responsible bidder in the event. A sample corporate resolution is enclosed in the bid package.
9. Each bid must be accompanied by a certified check, cashier's check or bid bond acceptable to the Owner in the amount equal to at least five percent (5%) of the total amount bid and payable without condition to the Owner as a guarantee that the bidder, if awarded the bid, will act in accordance with all terms and conditions of the Bid Specifications.

10. If addenda(s) are issued, Bidder must acknowledge Addenda on the Bid Form

11. All invoices must be mailed as follows:

St. Bernard Parish Government
Accounts Payable Department
8201 West Judge Perez Drive
Chalmette, Louisiana 70043

Special Conditions – Deliveries

1. Item A, B, C, D, E, F, G and I shall be delivered to the following address:

St. Bernard Parish Government
Department of Public Works
Water and Sewer Division
1111 East St. Bernard Highway
Chalmette, Louisiana 70043

2. Item H shall be delivered to the following address:

Munster Waste Water Treatment Plant
3300 Munster Boulevard
Meraux, Louisiana 70075

NON-COLLUSION
AFFIDAVIT

STATE OF LOUISIANA

PARISH OF St. John the Baptist BEING FIRST
DULY SWORN, DEPOSES AND SAYS:

THAT HE IS MARK CHAPMAN / SALES REPRESENTATIVE OF
RPC ENTERPRISES L.P.
(CONTRACTOR)

THE PARTY MAKING THE FOREGOING PROPOSAL OR BID, THAT SUCH BID IS GENUINE AND NOT COLLUSIVE, NOR A SHAM; THAT SAID BIDDER HAS NOT COLLUDED, CONSPIRED, CONNIVED, OR AGREED, DIRECTLY OR INDIRECTLY, WITH ANY BIDDER OR PERSON, TO PUT IN A SHAM BID OR TO REFRAIN FROM BIDDING, AND HAS NOT IN ANY MANNER DIRECTLY OR INDIRECTLY, SOUGHT BY AGREEMENT OR COLLUSION, OR COMMUNICATION OR CONFERENCE, WITH ANY PERSON, TO FIX THE BID PRICE ELEMENT OR SAID BID, OR OF THAT OF ANY OTHER BIDDER OR TO SECURE ANY ADVANTAGE AGAINST ANY OTHER BIDDER OR TO ANY PERSON INTERESTED IN THE PROPOSED CONTRACT; AND THAT ALL STATEMENTS CONTAINED IN SAID PROPOSAL OR BID ARE TRUE.

Mark Chapman
(SIGNATURE OF BIDDER)

THE ABOVE STATEMENTS MUST BE SUBSCRIBED AND SWORN TO BEFORE A NOTARY PUBLIC.

SUBSCRIBED AND SWORN TO THIS 23rd DAY OF May
20 16.

William D. O'Regan III
NOTARY PUBLIC

William D. O'Regan III Notary Public
Bar Roll # 10231
My Commission Expires At Death

STATUTORY AFFIDAVIT
Required by RS 38:2224

STATE OF LOUISIANA

PARISH OF St. John the Baptist BEING FIRST

DULY SWORN, DEPOSES AND SAYS:

THAT HE IS MARC CHAPMAN / SALES REPRESENTATIVE OF
D.P.C. ENTERPRISES L.P.
(CONTRACTOR)

(1) That affiant employed no person, corporation, firm, association, or other organization, either directly or indirectly, to secure the public contract under which he received payment, other than persons regularly employed by the affiant whose services in connection with the construction, alteration or demolition of the public building or project or in securing the public contract were in the regular course of their duties for affiant; and

(2) That no part of the contract price received by affiant was paid or will be paid to any person, corporation, firm, association, or other organization for soliciting the contract, other than the payment of their normal compensation to persons regularly employed by the affiant whose services in connection with the construction, alteration or demolition of the public building or project were in the regular course of their duties for affiant.

Marc Chapman
(SIGNATURE OF BIDDER)

THE ABOVE STATEMENTS MUST BE SUBSCRIBED AND SWORN TO BEFORE A NOTARY PUBLIC.

SUBSCRIBED AND SWORN TO THIS 23rd DAY OF May
20 16

William D. O'Regan III
NOTARY PUBLIC

William D. O'Regan III Notary Public
Bar Roll # 10231
My Commission Expires At Death

EMPLOYMENT LETTER

Department of Public Works
St. Bernard Parish Government
1125 East St. Bernard Highway
Chalmette, Louisiana 70043

This is to certify that no one employed by this organization, or having an owner relationship with this organization, is an employee of the St. Bernard Parish Government.

I further assure you that we will not make any payments to any employees or elected officials of St. Bernard Parish as a result or a condition of doing business with the St. Bernard Parish Government.

Signed

Mark Chapman

Name

MARK CHAPMAN
(print or type)

Title

SALES REPRESENTATIVE

Company

DPC ENTERPRISES L.P.

Date

5-23-16



DPC ENTERPRISES

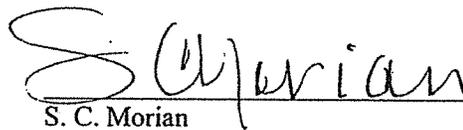
P.O. Box 130468
HOUSTON, TEXAS 77219-0468
(713) 863-1947
Fax (713) 863-8316

Certified Copy of Corporate Resolution

I, S. C. Morian, duly elected and acting Secretary of DPC Enterprises, GP, LLC, a Delaware Limited Liability Company (the "Company"), hereby certify that the following resolution was adopted by unanimous consent of the Directors, and has not been amended or rescinded, and is still in full force and effect:

BE IT RESOLVED, Mr. Mark Chapman, Sales Representative for DPC Enterprises, L.P. be, and is hereby appointed, constituted and designated as agent and attorney-in-fact of the Company with full power and authority to act on behalf of this Company in all negotiations, bidding concerns, and transactions with St. Bernard Parish, Louisiana or any of its agencies, departments, employees, or agents, including but not limited to, the execution of all bids, papers, documents, affidavits, bonds, sureties, contracts and acts and to receive and receipt therefore all purchase orders and notices issued pursuant to the provisions of any such bid or contract, this company hereby ratifying, approving, confirming and accepting each and every such act performed by the said agent and attorney-in-fact.

IN WITNESS WHEREOF, the undersigned has executed this Certificate on May 10, 2016.


S. C. Morian