**SUBJECT:** CITYWIDE BOTTLED WATER AND COOLER RENTAL SERVICE

**BID #:** SC-0449-20

**OPEN DATE:** 06/10/2020

## GENERAL GOVERNMENT AWARDS COMMITTEE

**KIND AND BASIS OF CONTRACT:** SUPPLY CONTRACT – JULY 1, 2020 THROUGH JUNE 30, 2021 WITH TWO (2) ONE (1) YEAR RENEWAL OPTIONS

**AGENCY:** PURCHASING DIVISION

**BASIS OF AWARD:** ALL OR NONE TO THE LOWEST RESPONSIVE, RESPONSIBLE BIDDER

**NUMBER OF BIDS INVITED:** 7 **NUMBER RECEIVED:** 3 **OTHER:** 0

**SUMMARY OF BIDS AND RECOMMENDED ACTIONS:**
Subject bid was awarded on 6/23/20 to Nestle Water North America, Inc. in the amount of $130,000.00. Increase in the amount of $50,000.00 approved on 1/29/21.

Recommend approval to reassign the award from Nestle Water North America, Inc. to BlueTriton Brands, Inc. and to ratify the assignment date back to April 12, 2021 due to their acquisition of the awarded supplier. Services shall continue under the same terms and conditions through June 30, 2021, with two (2) one (1) year renewal options.

Total not-to-exceed expenditure amount shall remain unchanged at $180,000.00.

Funding will be encumbered from various accounts and executed by Purchase Orders.

**ATTACHMENTS:** Recommendation Memo; Email Correspondence; Supplier's Letter & W-9; Previous Awards

**ANALYST:** _____
DAVID KLAGES

**RESPECTFULLY SUBMITTED:** _____
GREGORY PEASE, CHIEF
PROCUREMENT DIVISION

**CONCURRENCE BY:** GREG PEASE, CHIEF, PROCUREMENT DIVISION

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**(ALL AWARD ACTIONS SUBJECT TO LAWFULLY APPROPRIATED FUNDS)**
ACTION OF GGAC COMMITTEE ON RECOMMENDATIONS ABOVE

MEMBERS APPROVING _____ MEMBERS DISAPPROVING _____ DATE: _____

_____ _____ OTHER: _____

_____ _____

_____ _____

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**ACTION OF AWARDING AUTHORITY** DATE _____

APPROVED _____ DISAPPROVED _____

OTHER _____

SIGNATURE OF AUTHENTICATION _____

ONE CITY. ONE JACKSONVILLE.

# City of Jacksonville, Florida

*Lenny Curry, Mayor*

Procurement Division
Ed Ball Building
214 N. Hogan Street, Suite 800
Jacksonville, Florida 32202

To: Gregory W. Pease, Division Chief, Procurement Division

From: David Klages, Purchasing Analyst DK

Date: April 23, 2021

Subject: SC-0449-20 Citywide Bottled Water and Cooler Rental Service

Subject bid was awarded to Nestle Water North America, Inc. on June 23, 2020.

The Procurement Division recommends approval to reassign the award from Nestle Water North America, Inc. to BlueTriton Brands, Inc. and to ratify the assignment date back to April 12, 2021 due to their acquisition of the awarded supplier. Services shall continue under the same terms and conditions through June 30, 2021, with two (2) one (1) year renewal options.

The not-to-exceed expenditure amount shall remain unchanged at $180,000.00.

Funding will be encumbered from various accounts and executed by Purchase Orders.

Thank you for your assistance and consideration in this matter.

CC: Dustin Freeman
Manager of Purchasing Services

## Klages, David

**From:** Snober,Abear,Jacksonville,NWNA HOD FL ZONE Key Account Sales <Abear.Snober@waters.nestle.com>
**Sent:** Thursday, April 22, 2021 6:38 PM
**To:** Klages, David
**Cc:** Littrell,Emily,CASSELBERRY,NWNA HOD FL ZONE Sales; Nieto,Kathy,STAMFORD,NWNA HOD Sales Development
**Subject:** RE: Company Name Change for SC-0449-20 Citywide Bottled Water & Cooler Rental Service

**EXTERNAL EMAIL:** This email originated from a non-COJ email address. Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Good Afternoon David,
Please see the answers to your questions in red below. Also, we are still working on the renewal, as soon as I have a completed copy I will forward to you. As always, please don't hesitate to contact me If you need anything additional.

1. The letter is not dated – do you know the date the acquisition became official? April 12th 2021
2. What will the official name of the company be now? BlueTriton Brands, Inc.

Thank you,

**Abby Tozier | Key Account Development Manager**
M: 904-237-6933
abear.snober@waters.nestle.com

Ready Refresh | CERTIFIED CARBON NEUTRAL
Proud to be a CarbonNeutral company

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**From:** Klages, David <DKlages@coj.net>
**Sent:** Thursday, April 22, 2021 8:40 AM
**To:** Snober,Abear,Jacksonville,NWNA HOD FL ZONE Key Account Sales <Abear.Snober@waters.nestle.com>
**Cc:** MarkTierney@watersnestle.com; Littrell,Emily,CASSELBERRY,NWNA HOD FL ZONE Sales

Refresh

As a valuable customer of Nestlé Waters North America (NWNA), I wanted to share some important news with you.

As you are aware, on February 16, Nestlé announced it had reached an agreement with One Rock Capital Partners ("One Rock"), in partnership with Metropoulos & Co. ("Metropoulos"), to acquire NWNA. I am pleased to let you know that today marks the successful completion of the acquisition of NWNA.

The company will consist of our U.S. and Canadian brands, including: Pure Life® and Splash and our six U.S. regional spring water brands: Poland Spring® Brand 100% Natural Spring Water, Deer Park® Brand 100% Natural Spring Water, Ozarka® Brand 100% Natural Spring Water, Ice Mountain® Brand 100% Natural Spring Water, Zephyrhills® Brand 100% Natural Spring Water, and Arrowhead® Brand Mountain Spring Water. Also, included in the sale was our direct-to-consumer and office beverage delivery service, ReadyRefresh®.

Effective immediately, Dean Metropoulos has been appointed Chairman and Interim Chief Executive Officer of our company. Dean is an industry veteran with 40 years of experience operating and investing in successful food and beverage brands and businesses.

We are excited to embark on a new journey as a privately held company. Our company's owners shared that they see significant growth opportunity for the company and believe we are well-positioned to realize our tremendous potential, building on our established reputation as a leading provider of bottled water in North America. With the combination of leadership and industry experience we look forward to accelerating growth and transforming our company into an even more capable industry leader, while providing exceptional products and services to customers like you.

As the deal has just closed, our leadership teams are working together to shape our forward-looking strategy. There are still a lot of details to be finalized, but throughout this process we are committed to ensuring that our relationship remains a top priority.

We value your ongoing business and are committed to being your partner of choice.

I will be in touch with more information as it is available, but please reach out if you'd like to discuss the implications of the sale, so that I can continue to support you and your team throughout this transition.

On behalf of our entire team, thank you for your business and continued support.

Sincerely,
Your Friends at ReadyRefresh

Form **W-9**
(Rev. October 2018)
Department of the Treasury
Internal Revenue Service

# Request for Taxpayer Identification Number and Certification

▶ Go to *www.irs.gov/FormW9* for instructions and the latest information.

**Give Form to the requester. Do not send to the IRS.**

Print or type. See Specific Instructions on page 3.

1 Name (as shown on your income tax return). Name is required on this line; do not leave this line blank.

BLUETRITON BRANDS, INC.

2 Business name/disregarded entity name, if different from above

READYREFRESH

3 Check appropriate box for federal tax classification of the person whose name is entered on line 1. Check only one of the following seven boxes.

☐ Individual/sole proprietor or single-member LLC ☑ C Corporation ☐ S Corporation ☐ Partnership ☐ Trust/estate

☐ Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=Partnership) ▶

**Note:** Check the appropriate box in the line above for the tax classification of the single-member owner. Do not check LLC if the LLC is classified as a single-member LLC that is disregarded from the owner unless the owner of the LLC is another LLC that is not disregarded from the owner for U.S. federal tax purposes. Otherwise, a single-member LLC that is disregarded from the owner should check the appropriate box for the tax classification of its owner.

☐ Other (see instructions) ▶

4 Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3):

Exempt payee code (if any) 5

Exemption from FATCA reporting code (if any)

*(Applies to accounts maintained outside the U.S.)*

5 Address (number, street, and apt. or suite no.) See instructions.

900 LONG RIDGE ROAD - BLDG 2

Requester's name and address (optional)

6 City, state, and ZIP code

STAMFORD, CT 06902

7 List account number(s) here (optional)

## Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the instructions for Part I, later. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN*, later.

**Note:** If the account is in more than one name, see the instructions for line 1. Also see *What Name and Number To Give the Requester* for guidelines on whose number to enter.

**Social security number**

☐☐☐ - ☐☐ - ☐☐☐☐

or

**Employer identification number**

9 4 - 3 0 2 7 2 3 7

## Part II Certification

Under penalties of perjury, I certify that:

1. The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and
2. I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and
3. I am a U.S. citizen or other U.S. person (defined below); and
4. The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

**Certification instructions.** You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions for Part II, later.

**Sign Here** Signature of U.S. person ▶ Date ▶

# General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

**Future developments.** For the latest information about developments related to Form W-9 and its instructions, such as legislation enacted after they were published, go to *www.irs.gov/FormW9*.

## Purpose of Form

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following.

- Form 1099-INT (interest earned or paid)
- Form 1099-DIV (dividends, including those from stocks or mutual funds)
- Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
- Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
- Form 1099-S (proceeds from real estate transactions)
- Form 1099-K (merchant card and third party network transactions)
- Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
- Form 1099-C (canceled debt)
- Form 1099-A (acquisition or abandonment of secured property)

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.

*If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See* What is backup withholding, *later.*

(4)

**SUBJECT:** CITYWIDE BOTTLED WATER AND COOLER RENTAL SERVICE

**BID #:** SC-0449-20

**OPEN DATE:** 06/10/2020

**GENERAL GOVERNMENT AWARDS COMMITTEE**

**KIND AND BASIS OF CONTRACT:** SUPPLY CONTRACT – JULY 1, 2020 THROUGH JUNE 30, 2021 WITH TWO (2) ONE (1) YEAR RENEWAL OPTIONS

**AGENCY:** PURCHASING DIVISION

**BASIS OF AWARD:** ALL OR NONE TO THE LOWEST RESPONSIVE, RESPONSIBLE BIDDER

**NUMBER OF BIDS INVITED:** 7 **NUMBER RECEIVED:** 3 **OTHER:** 0

**SUMMARY OF BIDS AND RECOMMENDED ACTIONS:**
Subject bid was awarded on 6/23/20 to Nestle Water North America, Inc. in the amount of $130,000.00.

Recommend approval to increase the award to Nestle Water North America, Inc. by $50,000.00 to ensure sufficient funding for the initial contract term. Period of service will be date of award through June 30, 2021 with two (2) one (1) year renewal options. Total revised not-to-exceed award amount will be $180,000.00.

Funding will be encumbered from various accounts and executed by Purchase Orders.

**ATTACHMENTS:** Recommendation Memo; Previous Award

**ANALYST:** DAVID KLAGES

**RESPECTFULLY SUBMITTED:** GREGORY PEASE, CHIEF PROCUREMENT DIVISION

**CONCURRENCE BY:** GREG PEASE, CHIEF, PROCUREMENT DIVISION

**(ALL AWARD ACTIONS SUBJECT TO LAWFULLY APPROPRIATED FUNDS)**
ACTION OF GGAC COMMITTEE ON RECOMMENDATIONS ABOVE

MEMBERS APPROVING 3 MEMBERS DISAPPROVING 0 DATE: 1/28/2021

OTHER:

**ACTION OF AWARDING AUTHORITY** DATE 1/29/21

APPROVED ✓ BH DISAPPROVED

OTHER

SIGNATURE OF AUTHENTICATION

Brian Hughes
Chief Administrative Officer
For: Mayor Lenny Curry
Under Authority of:
Executive Order No: 2019-02

**SUBJECT:** CITYWIDE BOTTLED WATER AND COOLER RENTAL SERVICE

**BID #:** SC-0449-20

**OPEN DATE:** 06/10/2020

**GENERAL GOVERNMENT AWARDS COMMITTEE**

**KIND AND BASIS OF CONTRACT:** SUPPLY CONTRACT – JULY 1, 2020 THROUGH JUNE 30, 2021 WITH TWO (2) ONE (1) YEAR RENEWAL OPTIONS

**AGENCY:** PURCHASING DIVISION

**BASIS OF AWARD:** ALL OR NONE TO THE LOWEST RESPONSIVE, RESPONSIBLE BIDDER

**NUMBER OF BIDS INVITED:** 7 **NUMBER RECEIVED:** 3 **OTHER:** 0

**SUMMARY OF BIDS AND RECOMMENDED ACTIONS:**
Subject bid was opened on 6/10/20. Nestle Waters North America, Inc. returned their Insurance Agent Acknowledgement Form with the word "Agent" replaced by the word "Carrier" throughout. Additionally, Nestle Waters North America, Inc. returned photocopies of their bid submittal due to working from home because of COVID-19. Recommend approval to waive these technicalities as minor irregularities.

Recommend approval of award to Nestle Waters, Inc. as the lowest responsive, responsible bidder. Term shall be July 1, 2020 through June 30, 2021 with two (2) one (1) year renewal options. Estimated initial expenditure amount not-to-exceed $130,000.00.

Funding shall be encumbered from various accounts and executed by Purchase Orders.

**ATTACHMENTS:** Recommendation Memo; Bid Tabulation; Risk Mgt. Review; Terms & Conditions; Specifications

**ANALYST:** DAVID KLAGES

**RESPECTFULLY SUBMITTED:** GREGORY PEASE, CHIEF PROCUREMENT DIVISION

**CONCURRENCE BY:** GREG PEASE, CHIEF, PROCUREMENT DIVISION

**(ALL AWARD ACTIONS SUBJECT TO LAWFULLY APPROPRIATED FUNDS)**
ACTION OF GGAC COMMITTEE ON RECOMMENDATIONS ABOVE

MEMBERS APPROVING 3 MEMBERS DISAPPROVING 0 DATE: 6/18/20

Teresa R Eichar

OTHER:

**ACTION OF AWARDING AUTHORITY** DATE 6/23/20

APPROVED ✓ BH DISAPPROVED

OTHER

SIGNATURE OF AUTHENTICATION

Brian Hughes
Chief Administrative Officer
For: Mayor Lenny Curry
Under Authority of:
Executive Order No: 2019-02