

INVITATION TO BID

The Commissioners Court of Colorado County, Texas is accepting sealed bids for

AC-5 Asphalt
AC-10 Asphalt
CRS-2 Emulsion
***MC-30 Road Oil**
***Seal Coat Sealers**

(*or Proven Equal acceptable to Commissioners)

as described in the attached specifications. Bids (**2 copies**) should be placed in a sealed envelope clearly marked.

SUBMISSION OF BIDS: Sealed bids shall be submitted to the Office of the Colorado County Judge, Colorado County Courthouse, 400 Spring Street, Room 107, Columbus, Texas 78934.

Deadline for bid submission is March 2, 2023 at 2:00 P.M., at which time the bids will be publicly opened and read aloud in Room 101 of the Colorado County Courthouse.

Bids received after the deadline **WILL NOT BE CONSIDERED FOR THE AWARD OF BID SUBMITTED** and shall be considered **VOID** and **UNACCEPTABLE**. **COLORADO COUNTY** is not responsible for lateness or non-delivery of mail, carrier, etc.

Bids may be discussed and/or awarded at the Commissioners Court Regular Meeting on March 13, 2023 at 9:00 a.m. at the location posted in the agenda.

Bidder will use lump sum or unit pricing as per specifications. Payment will be made upon receipt of invoice after delivery and proper processing by Commissioners Court.

Do not add sales tax in bid price, Colorado County is tax exempt. Tax exempt forms will be furnished upon request to the Colorado County's Auditor's Office.

IT SHALL BE THE BIDDER'S RESPONSIBILITY TO AFFIX SUFFICIENT POSTAGE ON ALL BIDS. ANY POSTAGE DUE WILL NOT BE PAID BY COLORADO COUNTY.

If you do not wish to bid at this time but wish to remain on the **BID LIST** for this item, please submit a "NO BID" by the same time and same location as stated for bidding. If you don't submit a "NO BID", your name may be removed from the **BID LIST**. If you wish to be changed to the **BID LIST** for another item, please let us know. Information on which items and services we maintain **BID LISTS** for is available from the Colorado County Judge's Office.

Colorado County reserves the right to waive all technicalities, to reject any and all bids and to accept any bid advantageous to the County.

Bid Sheet

For

AC-5 Asphalt
AC-10 Asphalt
CRS-2 Emulsion
***MC-30 Road Oil**
***Seal Coat Sealers**

*(*or Proven Equal acceptable to Commissioners)*

Period of Contract: April 1, 2023 to March 31, 2024
Deadline for Bid Submission: March 2, 2023 at 2:00 p.m.

Price Adjustments: If the bidder's price is to be adjusted during the period covered by this contract, the terms and conditions of such price adjustment must be clearly stated in the bid. If price adjustment conditions are not clearly stated, the price as quoted will be guaranteed by the bidder not to increase for the duration of the contract. If bidding rack price, attach the current rack price.

Requirement: Cost of pump & hose to be included in bid.

AC-5 Asphalt	Precincts			
	One Rock Island	Two Weimar	Three Frelsburg	Four Eagle Lake
Price per Gal. F.O.B. Plant				
Price per Gal. F.O.B. Colorado County Area				

AC-10 Asphalt	Precincts			
	One Rock Island	Two Weimar	Three Frelsburg	Four Eagle Lake
Price per Gal. F.O.B. Plant				
Price per Gal. F.O.B. Colorado County Area				

CRS-2 Emulsion	Precincts			
	One Rock Island	Two Weimar	Three Frelsburg	Four Eagle Lake
Price per Gal. F.O.B. Plant				
Price per Gal. F.O.B. Colorado County Area				

*MC-30 Road Oil	Precincts			
	One Rock Island	Two Weimar	Three Frelsburg	Four Eagle Lake
Price per Gal. F.O.B. Plant				
Price per Gal. F.O.B. Colorado County Area				

*Seal Coat Sealers	Precincts			
	One Rock Island	Two Weimar	Three Frelsburg	Four Eagle Lake
Price per Gal. F.O.B. Plant				
Price per Gal. F.O.B. Colorado County Area				

Company Name

Signature of Authorized Agent

Mailing Address

Printed Name of Authorized Agent

City, State, Zip Code

Title

Phone Number

Email address

Tax I.D. Number

List of Government Officials
For
Colorado County, Texas

Ty Prause, County Judge

Doug Wessels, Commissioner, Pct. #1

Ryan Brandt, Commissioner, Pct. #2

Keith Neuendorff, Commissioner, Pct. #3

Darrell Gertson, Pct. #4

CONFLICT OF INTEREST QUESTIONNAIRE

For vendor doing business with local governmental entity

FORM CIQ

This questionnaire reflects changes made to the law by H.B. 23, 84th Leg., Regular Session.

This questionnaire is being filed in accordance with Chapter 176, Local Government Code, by a vendor who has a business relationship as defined by Section 176.001(1-a) with a local governmental entity and the vendor meets requirements under Section 176.006(a).

By law this questionnaire must be filed with the records administrator of the local governmental entity not later than the 7th business day after the date the vendor becomes aware of facts that require the statement to be filed. See Section 176.006(a-1), Local Government Code.

A vendor commits an offense if the vendor knowingly violates Section 176.006, Local Government Code. An offense under this section is a misdemeanor.

OFFICE USE ONLY

Date Received

1 Name of vendor who has a business relationship with local governmental entity.

2 Check this box if you are filing an update to a previously filed questionnaire. (The law requires that you file an updated completed questionnaire with the appropriate filing authority not later than the 7th business day after the date on which you became aware that the originally filed questionnaire was incomplete or inaccurate.)

3 Name of local government officer about whom the information is being disclosed.

Name of Officer

4 Describe each employment or other business relationship with the local government officer, or a family member of the officer, as described by Section 176.003(a)(2)(A). Also describe any family relationship with the local government officer. Complete subparts A and B for each employment or business relationship described. Attach additional pages to this Form CIQ as necessary.

A. Is the local government officer or a family member of the officer receiving or likely to receive taxable income, other than investment income, from the vendor?

Yes No

B. Is the vendor receiving or likely to receive taxable income, other than investment income, from or at the direction of the local government officer or a family member of the officer AND the taxable income is not received from the local governmental entity?

Yes No

5 Describe each employment or business relationship that the vendor named in Section 1 maintains with a corporation or other business entity with respect to which the local government officer serves as an officer or director, or holds an ownership interest of one percent or more.

6 Check this box if the vendor has given the local government officer or a family member of the officer one or more gifts as described in Section 176.003(a)(2)(B), excluding gifts described in Section 176.003(a-1).

7

Signature of vendor doing business with the governmental entity

Date

CONFLICT OF INTEREST QUESTIONNAIRE

For vendor doing business with local governmental entity

A complete copy of Chapter 176 of the Local Government Code may be found at <http://www.statutes.legis.state.tx.us/Docs/LG/htm/LG.176.htm>. For easy reference, below are some of the sections cited on this form.

Local Government Code § 176.001(1-a): "Business relationship" means a connection between two or more parties based on commercial activity of one of the parties. The term does not include a connection based on:

- (A) a transaction that is subject to rate or fee regulation by a federal, state, or local governmental entity or an agency of a federal, state, or local governmental entity;
- (B) a transaction conducted at a price and subject to terms available to the public; or
- (C) a purchase or lease of goods or services from a person that is chartered by a state or federal agency and that is subject to regular examination by, and reporting to, that agency.

Local Government Code § 176.003(a)(2)(A) and (B):

(a) A local government officer shall file a conflicts disclosure statement with respect to a vendor if:

(2) the vendor:

(A) has an employment or other business relationship with the local government officer or a family member of the officer that results in the officer or family member receiving taxable income, other than investment income, that exceeds \$2,500 during the 12-month period preceding the date that the officer becomes aware that

- (i) a contract between the local governmental entity and vendor has been executed;
- or
- (ii) the local governmental entity is considering entering into a contract with the vendor;

(B) has given to the local government officer or a family member of the officer one or more gifts that have an aggregate value of more than \$100 in the 12-month period preceding the date the officer becomes aware that:

- (i) a contract between the local governmental entity and vendor has been executed; or
- (ii) the local governmental entity is considering entering into a contract with the vendor.

Local Government Code § 176.006(a) and (a-1)

(a) A vendor shall file a completed conflict of interest questionnaire if the vendor has a business relationship with a local governmental entity and:

- (1) has an employment or other business relationship with a local government officer of that local governmental entity, or a family member of the officer, described by Section 176.003(a)(2)(A);
- (2) has given a local government officer of that local governmental entity, or a family member of the officer, one or more gifts with the aggregate value specified by Section 176.003(a)(2)(B), excluding any gift described by Section 176.003(a-1); or
- (3) has a family relationship with a local government officer of that local governmental entity.

(a-1) The completed conflict of interest questionnaire must be filed with the appropriate records administrator not later than the seventh business day after the later of:

(1) the date that the vendor:

- (A) begins discussions or negotiations to enter into a contract with the local governmental entity; or
- (B) submits to the local governmental entity an application, response to a request for proposals or bids, correspondence, or another writing related to a potential contract with the local governmental entity; or

(2) the date the vendor becomes aware:

- (A) of an employment or other business relationship with a local government officer, or a family member of the officer, described by Subsection (a);
- (B) that the vendor has given one or more gifts described by Subsection (a); or
- (C) of a family relationship with a local government officer.

CERTIFICATE OF INTERESTED PARTIES

FORM 1295

OFFICE USE ONLY

Complete Nos. 1 - 4 and 6 if there are interested parties.
 Complete Nos. 1, 2, 3, 5, and 6 if there are no interested parties.

1 Name of business entity filing form, and the city, state and country of the business entity's place of business.

2 Name of governmental entity or state agency that is a party to the contract for which the form is being filed.

3 Provide the identification number used by the governmental entity or state agency to track or identify the contract, and provide a description of the services, goods, or other property to be provided under the contract.

4 Name of Interested Party	City, State, Country (place of business)	Nature of Interest (check applicable)	
		Controlling	Intermediary

5 Check only if there is NO Interested Party.

6 UNSWORN DECLARATION

My name is _____, and my date of birth is _____.

My address is _____, _____, _____, _____, _____.
(street) (city) (state) (zip code) (country)

I declare under penalty of perjury that the foregoing is true and correct.

Executed in _____ County, State of _____, on the _____ day of _____, 20____.
(month) (year)

 Signature of authorized agent of contracting business entity
 (Declarant)

ADD ADDITIONAL PAGES AS NECESSARY

RESIDENCE CERTIFICATION

Pursuant to Texas Government Code 2252.001 *et seq.*, as amended, Colorado County requests Residence Certification. 2252.001 *et seq.* of the Government Code provides some restrictions on the awarding of a governmental contract; pertinent provisions of 2252.001 are stated below:

“Nonresident bidder” refers to a person who is not a resident

“Resident bidder” refers to a person whose principal place of business is in this state, including a contractor whose ultimate parent company or majority owner has its principal place of business in this state.

I certify that _____ is a Resident Bidder of
(Company Name)
Texas as defined in Government Code 2252.001

I certify that _____ is a Nonresident Bidder of
(Company Name)
Texas as defined in Government Code 2252.001 and our principal place of business is located in _____.
(City and State)

Signature of Authorized Company Official

Printed Name of Authorized Company Official