

EXHIBIT "A"

HIDALGO COUNTY

(all funding sources, i.e. R&B, CIP, and CAP)

"CRS-2 (CATIONIC RAPID SETTING) EMULSIFIED ASPHALT"

BID NO. 2006-300-08-30-MSS

SPECIFICATIONS

I. INFORMATION / INSTRUCTIONS TO BIDDERS:

MATERIAL: CRS-2 (CATIONIC RAPID SETTING) EMULSIFIED ASPHALT

INCREMENTS: BID PRICE SHOULD BE IN INCREMENTS OF 1,000 UP TO 5,000 GALLONS.

SPECIAL CONDITIONS: BID PRICE BY THE GALLON (FREIGHT TO BE INCLUDED).
VENDOR MUST SUPPLY PUMP AND HOSE (FOR UNLOADING)

The purchases of **CRS-2 (CATIONIC RAPID SETTING) EMULSIFIED ASPHALT** will be **on an as needed basis only** by Hidalgo County all funding sources (i.e. CIP, CAP and R&B).

DISCLOSURE: Hidalgo County Precinct No. 4 have current contracts for this product. Hidalgo County Precinct No. 4 reserves the right to participate upon award of this new contract at the end of their current contracts or whichever is in the best interest to Hidalgo County Precincts 4. Precinct 4's contract will expire on November 15, 2006.

LOCATIONS, CONTACTS, AND DELIVERY INSTRUCTIONS:

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| Precinct No. 1 MILE 11 N. and 1 ½ miles W. from FM 1015-Sunrise Hill Park Weslaco, Tx 78596 Raul Lozano, Chief Administrator (956) 968-8733 | Precinct No. 2 301 E. State Pharr, TX 78577 Ricardo Cuellar, Field Operations Director (956) 787-1891 | Precinct No. 3 400 W. 13 th Mission, TX 78572 Domingo Villarreal, Jr., Coordinator (956) 585-4509 | Precinct No. 4 1102 N. Doolittle Edinburg, TX 78539 Juan Carranza, Chief Administrator (956) 383-3112 |
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Delivery hours will be arranged with Precincts when requiring **CRS-2 (CATIONIC RAPID SETTING) EMULSIFIED ASPHALT**.

II. BID AWARD, TERMS AND CONDITIONS:

- A. The contract term will be for a period of six (6) months with county's option to extend the contract for an additional six (6) months based on performance evaluation and contingent upon terms, conditions and costs remaining unchanged, and/or a 60 day grace period at the end of the contract for unforeseen delays on subsequent contract award. It is agreed and understood that Hidalgo County will purchase no more material than is needed. Prices must remain firm during the contract period unless modifications are agreed and approved by Hidalgo County Commissioners Court.
- B. Hidalgo County reserves the right to reject any/all bids, to waive any/all formalities or technicalities, or to accept the bid considered the best and most advantageous to the County.
- C. Hidalgo County reserves the right to award the bid to one or multiple bidders whichever is in the best interest of the County.
- D. The contract for the material shall remain in effect until contract expires, delivery/completion of services ordered or terminated by either party with a thirty (30) day written notice prior to any cancellation. The successful bidder must state in writing the reasons for such cancellation. Hidalgo County reserves the right to award canceled contract to next lowest bidder as it deems to be in the best interest of the County.
- E. Insurance Certificates as per "**Exhibit C**" must be submitted to the Purchasing Department prior to any services being performed by the awarded bidder.
- F. Continuing non-performance of the bidder in terms of specifications shall be basis for the termination of the contract by the County. The County shall not pay for work, equipment, supplies or service which are unsatisfactory. Vendors will be given a reasonable opportunity before termination to correct the deficiencies.
- G. In the event the material furnished does not meet all the County's requirement (regardless of weather, test's acceptability, method of repair or other conditions), the County reserves the option to require the material supplier to replace or to reimburse the County for unused portion of material found to be unsatisfactory.
- H. Hidalgo County reserves the right to seek purchases for "**CRS-2 Emulsified Asphalt**" from State Contracts whenever it is in the best interest of the County to do so.

III ADDITIONAL INFORMATION

DISCLOSURE OF CONFLICT OF INTEREST: Effective January 1, 2006, Chapter 176 of the Texas Local Government Code requires that any vendor, person, consultant or contractor considering doing business with Hidalgo County (“the County”) to disclose in the Conflict of Interest Questionnaire (“the CIQ”) attached as **Exhibit D**, the vendor, person, consultant or contractor’s affiliation or business relationship that might cause a conflict of interest with the County. By law, the CIQ must be filed with the Hidalgo County Clerk’s Office no later than the seventh business day after the date the person becomes aware of facts that require that statement to be filed. The disclosure requirement applies to a person or business who contracts or seeks to contract with Hidalgo County for the sale or purchase of property, goods or service. Any purchase order or contract resulting from this process shall be considered null and void if the successful participant fails to comply with Texas Local Government Code Chapter 176. Vendors, consultants, contractors and others who desire to conduct business with Hidalgo County are encouraged to refer to Texas Local Government Code Chapter 176 for the details of this law. An offense under Texas Local Government Code Chapter 176 is a Class C Misdemeanor.

Please Submit completed CIQ forms to the Hidalgo County Clerk’s Office located at 100 N. Closner, Edinburg, Texas 78539-Hidalgo County Courthouse. **COMPLETION AND SUBMISSION OF FORM CIQ IS THE SOLE REPOSIBILITY OF THE PROSPECTIVE PARTICIPANT.**

Further information required for this project can be addressed to, Hidalgo County Purchasing Department at (956) 318-2626. Hidalgo County is requesting that any and all questions, inquiries, and clarifications regarding quotes, bids, proposals, or statements of qualifications be addressed to, Martha L. Salazar, CPPB, Purchasing Agent, 100 E. Cano St.-4th Floor, Edinburg, Texas 78539. **TELEPHONE INQUIRIES WILL NOT BE ACCEPTED.**

ALL WRITTEN INQUIRIES WILL BE ACCEPTED VIA FACSIMILE NO LATER THAN, Wednesday, August 23, 2006, 5:00 P.M. Responses will be sent to all applicants via facsimile by no later than, **5:00 P.M., Friday, August 25, 2006.**