

EXHIBIT “A”
Specifications/Requirements
HIDALGO COUNTY PRECINCT No. 4
“Hauling Services for All Road Materials (excluding hot mix)”
Bid No. 2020-385-12-09-ABV

SCOPE OF SERVICES:

Hidalgo County is soliciting competitive sealed bids for the service of *Hauling and delivery of various road materials* from awarded vendor pits identified herein to sites situated and located within Hidalgo County Precinct No. 4. **This bid excludes hauling of Hot-Mix.** All hauling services will be on an “As Needed Basis” only. There is no guaranteed annual volume by the Precinct. The County reserves the right to utilize its own trucks and drivers at the discretion of Precinct No. 4; throughout the duration of the contract.

SPECIFICATIONS/REQUIREMENTS:

The specifications/requirements goods contract will encompass hauling of all road materials from awarded vendor pits identified herein to sites situated and located within Hidalgo County Precinct No. 4, in accordance with the specifications/requirements specified herein and including, but not limited to all provisions set forth in the accompanying documentation.

1) The awarded vendor shall haul road materials (i.e. CRUSHED CALICHE & PIT-RUN CALICHE) from supply vendor "PIT" locations that are currently holding the contract for road material bids. Supply vendor(s) listed below are presently on Contract to provide road materials from the listed location(s); however, due to contract expiration or other circumstance, supply vendor(s) may change during the term of this bid/agreement. Awarded vendor(s) will be advised.

➤ **Locations of current pits and plants are as follows:**

• **CRUSHED CALICHE:**

VENDOR	PIT	LOCATION
FRONTERA MATERIALS	490 Pit	4.5 mi E of US 281 to FM 490 go W. approx. 6 mi. to pit.
	Reavis Pit	Approx. 4 mi N. of US 83 on FM 2221 go S. approx. 4 mi to pit- La Joya, TX

• **PIT- RUN CALICHE:**

VENDOR	PIT	LOCATION
FRONTERA MATERIALS	490 Pit	4.5 mi E of US 281 to FM 490 go W. approx. 6 mi. to pit.-

2) Bid will be based on ***low bid per ton basis*** as listed on bid page form

3) Hidalgo County Precinct No. 4 is requesting a minimum of trailers/trucks:

- Seven (7) HAULING TRAILERS and;
- Three (3) to five (5) HAULING TANDEM TRUCKS, to be available;
- Including five (5) trucks to be vendors owned.

4) The bidder must provide proof of ownership (copy of titles) and must furnish proof of possessing all necessary licenses and hauling permits, for all vendor owned trucks.

5) Trucks must have a capacity of carrying a minimum of fifteen (15) tons per load.

6) Attached you will find a request for Truck and driver information in **EXHIBIT “B”, ATTACHEMENTS B-1 & B-2**, Copies of the mentioned documentations must be submitted with your bid packet.

- 7) Trucks should be available at the discretion of Precinct No. 4 and will be on an “*As Needed Basis*”.
- 8) The successful bidder agrees to abide by all applicable state laws, regulations and be in compliance with all OSHA and TXDOT’s regulations and requirements.
- 9) Bidder will provide all labor, machinery and equipment, tools and materials required to render services.
- 10) Insurance Certificates as per EXHIBIT-“C” must be submitted to the Purchasing Department prior to any services being performed by the awarded bidder(s).
- 11) Have been in business for at least two years.

TERMS AND CONDITIONS:

- 1.) The term of the requirements contract will be for a one (1) year period. Hidalgo County reserves the right to extend the contract for an additional one (1) year, under agreement with the same rates, terms and conditions.
- 2.) Hidalgo County reserves the right to continue this bid for an additional sixty (60) day grace period at the end of the contract term for unforeseen delay in award of new bid for the next contract term.
- 3.) Hidalgo County reserves the right to award the bid to ONE or MULTIPLE bidders if the County determines it is in its best interest to do so.
- 4.) After Bid is awarded and successful awarded contractor defaults in meeting the general instructions to bidder(s) and/or in complying with the contract agreement, Hidalgo County reserves the right to seek the services of the next lowest bidder(s). In such event, Hidalgo County shall charge the successful bidder the difference for any additional cost of such item.
- 5.) Hidalgo County reserves the right to add or delete items during the term of the contract under the same rates and conditions.
- 6.) Any contract awarded to a successful bidder will be in effect until:
 - The contract expires.
 - Terminated by County with thirty (30) days written notice.
- 7.) Insurance requirements for this project to be maintained through out the contract term (refer to Exhibit “C” for limits).
- 8.) Bidder(s) agree that to the extent an item(s) is unavailable from Bidder’s own inventory; Bidder(s) will be responsible for locating an alternative supplier and for providing the product or service to Hidalgo County at no cost to the County.
- 9.) The bidder awarded the contract shall not engage the services of a subcontractor without prior written consent of Hidalgo County. When requesting written consent from Hidalgo County to retain a contractor to perform services hereunder the successful bidder must present evidence and submit to the County that the successful bidder and the proposed subcontractor possess all necessary licenses and permits to perform the services described herein and that the successful bidder and the proposed subcontractor have obtained and submitted the required insurance coverage and policies as required by Hidalgo County.

10.)The successful bidder shall not deliver products or provide services without a Hidalgo County purchase order, signed by an authorized agent of the Hidalgo County Purchasing Department.

MARKET VOLATILITY AND UNIT PRICE ADJUSTMENTS:

Hidalgo County recognizes that during periods of national crisis and unstable economic conditions, unforeseen price increase might affect costs for goods and services contracted on an annual basis. The following procedure may be employed to mediate price volatility.

1.) Requesting Price Adjustment:

Upon written request of the Vendor to the County Purchasing Agent, the County may review evidence of prevailing industry-wide market conditions that warrant an adjustment in bid prices contained in the contract.

- A Vendor must tie any price change clause to an industry-wide or otherwise nationally recognized index, or some other form of verifiable document. Such written request must be accompanied by a certified copy of the supplier's advisory or notification to the vendor of the price changes.
- The Vendor must put the Purchasing Agent on the mailing lists for such publications so that the Purchasing Agent can monitor said changes. Such membership shall be at no cost to the County.
- The County Purchasing Agent retains the right to determine whether or not such proposed price changes are in the best interest of the County.
- No price escalation will be authorized in excess of the amount of the increase referred to in the supplier's notice.
- The County may only grant a price increase if the evidence presented is deemed reliable. Should the County allow a price increase, the approved price change shall be honored for all orders received by the vendor or contractor after the effective date of such price change. Approved price changes are not applicable to orders already issued and in process at time of price change.

2.) Price Reduction:

Vendor shall notify the County at the time when the Vendor's cost for items and/or supplies reduce due to stabilization in the market at which time prices for items on this contract shall be reduced accordingly. Failure by the Vendor to notify the County of a decrease in costs for items and/or supplies for which the Vendor was granted a price adjustment, may result in immediate termination of this contract and the County shall not be obligated to pay the Vendor the difference between the contract price and the price adjustment.

3.) **Timeframe for Adjusted Price Increases:**

Price increases are only valid for the quarter in which they are requested and approved. Prices shall return to the original contract price at the beginning of the following quarter unless a Vendor notifies the County in writing within ten (10) days of expiration of the quarter in which the price increase is in effect, that it desires to have the price increase continue or that the Vendor is requesting a different price increase for the following quarter. Such request must be supplemented with sufficient justification to demonstrate that the price increase remains necessary. The County Purchasing Department shall have sole discretion whether to grant the price increase extension. The County Purchasing Department shall have sole discretion whether to grant the price increase extension. The County too, shall have discretion to unilaterally reduce, eliminate or extend a price adjustment to the Vendor at any time upon written notice from the County to the Vendor demonstrating justification for such reduction, elimination or extension of the price adjustment.

4.) **Allowable Review Periods:**

Price adjustment reviews may only be requested by the Vendor on a quarterly basis. However, the County may at its own discretion, conduct temporary price adjustment reviews at any time. The County Purchasing Agent and/or the County Auditor reserve the right to audit and/or examine any pertinent books, documents, papers, records or invoices relating directly to the contract transaction in question after reasonable notice and during normal business hours.

5.) **Dollar Limit to Price Changes:**

The total increase in contract price shall not exceed twenty-five percent (25%) of the original contract price during the contract term.

ADDITIONAL INFORMATION:

- 1) 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, 2802 S. Bus. Hwy. 281, Edinburg, Tx 78539. **TELEPHONE INQUIRIES WILL NOT BE ACCEPTED**
- 2) **ALL WRITTEN INQUIRIES WILL BE ACCEPTED VIA FACSIMILE NO LATER THAN, Monday, November 30, 2020 by 5:00 p.m. Responses to said inquiries will be sent to all applicants via facsimile by no later than Wednesday December 2, 2020 by 5:00 P.M.**
- 3) All cost and expenses associated with the preparation and submission of (bids, proposals, statements of qualifications (RFQ) and quotes shall be the responsibility of the bidder and no reimbursements for such charges or expenses shall be passed onto Hidalgo County.