

THE STATE OF TEXAS     )  
   :  
 COUNTY OF WINKLER     )

On this the 17<sup>th</sup> day April, 2015, the Commissioners' Court of Winkler County, Texas, met in Special Term of Court at the Courthouse in Kermit, Texas, with the following members present, to-wit:

Charles M. Wolf	County Judge
Billy Stevens	Commissioner, Precinct No. 1
Randy Neal	Commissioner, Precinct No. 3
Billy Ray Thompson	Commissioner, Precinct No. 4
Shethelia Reed	County Clerk and Ex-Officio Clerk of Commissioners' Court

ABSENT:     Robbie Wolf                     Commissioner, Precinct No. 2

constituting a quorum of Court, at which time the following among other proceedings were had:

At 9:00 o'clock A.M. Judge Wolf called the meeting to order.

Following discussion and review of bid received from West Texas State Bank for Winkler County Bank Depository Contract for 2015-2019, it was determined that said bid did not meet the specification, therefore, a motion was made by Commissioner Neal and seconded by Commissioner Thompson to authorize the County Auditor to advertise for bids for Winkler County Bank Depository Contract for 2015-2019; said bids to be received until 9:00 o'clock A.M. on Monday, May 11, 2015, with the Commissioners' Court reserving the right to reject any and all bids; which motion became an order of the Court upon the following vote:

Ayes:           Commissioners Stevens, Neal and Thompson  
 Noes:           None  
 Absent:        Commissioner Wolf

Following discussion regarding previous award of aggregate and asphalt bids from April 13, 2015, it was determined that one bid had been overlooked and that all bids needed to be re-tabulated and compared. A motion was made by Commissioner Neal and seconded by Commissioner Thompson to award bids for 2015 paving project as follows:

# 1. Capitol Aggregates – aggregate

**WINKLER COUNTY  
SPECIFICATIONS  
2015 PAVING MATERIALS  
AGGREGATE**

The Commissioners' Court of Winkler County, Texas will receive sealed bids for the purchase of Class A Aggregate to be used in the 2015 Paving Project. Sealed bids will be received until 10:00 a.m., April 13, 2015, at which time said bids will be opened and read aloud. Bids received after that date and time will be returned to the bidder unopened.

Bids must be submitted in a sealed, opaque envelope and marked on the face "AGGREGATE BID". Bidders are required to submit the original and five copies of their bid using the enclosed bid form. Bids may be mailed to the Winkler County Auditor, Drawer O, Kermit, Texas 79745, or hand delivered to the office of the County Auditor, First Floor Courthouse, Kermit, Texas. Any exceptions to specifications shall be noted and indicated on attachment to bid. The Commissioners' Court reserves the right to reject any and all bids and to waive any irregularities or informalities in any bid received.

Winkler County estimates that the amount of aggregate required for the 2015 Paving Project will be approximately 3000 cubic yards of Class A, P.B. Grade # 5 Aggregate and 250 cubic yards of Class A, Grade # 3 Aggregate. The accepted bid price PER CUBIC YARD of aggregate will determine the accurate total amount of materials needed. Price bid shall be the total unit price PER CUBIC YARD of aggregate, F.O.B. Kermit, Texas without exempt State and Federal taxes, and such price, if accepted and awarded by the Commissioner's Court, shall remain firm of all shipment of aggregate required until December 31, 2015. Tax Exemption certificates will be furnished to the successful bidder.

Shipment of aggregate shall be made in full truck load lots delivered on location as instructed by Winkler County Commissioner Robbie Wolf.

**MATERIAL SPECIFICATIONS**

**MATERIALS:**

Aggregate shall be composed of sound, clean and durable particles of gravel, free of dust, organic matter and other foreign material. Aggregate shall conform to the test and requirements of the Texas Department of Transportation Standard Specifications for Construction of Highways, Streets and Bridge, Item 302.

**TYPE AND CLASS:**

Aggregate shall be Class A, P.B. Grade #5 and Class A, Grade #3.

**GRADE:**

When Tested by Test Method Tex-200F, Part I, the gradation requirements for the aggregate shall be as follows:

GRADE NO. 5	PERCENT BY WEIGHT	
	Retained on 3/8 sieve	0 - 5
Retained on No. 4 sieve		50 - 80
Retained on No. 8 sieve		98 - 100

The aggregate shall not contain more than 1.0 percent loss from fine dust, clay-like particles and/or silt present when tested in accordance with Test Method Tex-217 F, Part I, Item 302, Table 1.

**WINKLER COUNTY  
BID FORM  
2015 PAVING MATERIALS  
AGGREGATE**

The undersigned proposes to furnish the materials listed below at the prices indicated within the delivery time set forth, all prices F.O.B., Kermit, Texas without Federal Excise or State Sales Taxes.

The undersigned certifies that the materials offered herein meet the specifications set forth for such by the County of Winkler. Any deviations from said specifications are clearly and completely set forth on attached sheet or sheets.

It is understood that the Winkler County Commissioners' Court reserves the right to reject any and all bids, to waive all formalities.

**BID PROPOSAL:**

Grade No. 3, Class A, aggregate at Eighty Eight dollars and Eighty Six cents per cubic yard.  
(written) (written)

\$ 188.41  
(numerical)

P. B. Grade No. 5, Class A aggregate as required and requested at Sixty Four dollars and Eighty One cents per cubic yard.  
(written) (written)

\$ 64.91  
(numerical)

BIDDER: Capitol Aggregates DATE: 3/17/15 By: Wanda McCoy  
(Name of Company) (Signature)

Rob Hysantation  
(Title)

Telephone No: 932-251-2988

PO BOX 33240  
(Street or P.O. Box)

Fax No: 932-571-6924

San Antonio TX 78265-3240  
(City, State & Zip Code)

# 2. Western Emulsions, Inc. – CRS-2 and HFE 90

**WINKLER COUNTY  
BID FORM  
2015 PAVING MATERIALS  
ASPHALT**

The undersigned proposes to furnish the materials listed below at the prices indicated within the delivery time and location set forth, all prices F.O.B., Kermit, Texas without Federal Excise or State Sales Taxes.

The undersigned certifies that the materials offered herein meet the specifications set forth for such by the County of Winkler. Any deviations from said specifications are clearly and completely set forth on attached sheet or sheets.

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**BID PROPOSAL:**

	<u>Accepted</u> CRS-2	<u>Accepted</u> HFE 90	TAC AP-2	TAC MC-30
PRICE PER GALLON	\$ <u>1.61</u>	\$ <u>1.50</u>	\$ <u>No Bid</u>	\$ <u>No Bid</u>
* SHIPPING CHARGES/ PER GALLON	\$ <u>.17</u>	\$ <u>.17</u>	\$ <u>---</u>	\$ <u>---</u>
* FUEL ADJUSTMENT/ CHARGES PER GALLON	\$ <u>---</u>	\$ <u>---</u>	\$ <u>---</u>	\$ <u>---</u>
OTHER CHARGES	\$ <u>---</u>	\$ <u>---</u>	\$ <u>---</u>	\$ <u>---</u>
TOTAL BID PRICE / PER GALLON	\$ <u>1.78</u>	\$ <u>1.67</u>	\$ <u>No Bid</u>	\$ <u>No Bid</u>

BIDDER: Western Emulsions Inc DATE: 4/7/15 By: [Signature]  
(Name of Company) (Signature)

Regional Sales Dir.  
(Title)

Telephone No: 806-787-0557

8516 Kenosha Dr.  
(Street or P.O. Box)

Fax No: 806-799-1836

Lubbock TX 79423  
(City, State & Zip Code)

\* Subject to change with notification prior to shipping!

3. Holly Frontier Refining & Marketing, LLC – TAC AEP

WINKLER COUNTY  
 BID FORM  
 2015 PAVING MATERIALS  
 ASPHALT

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The undersigned certifies that the materials offered herein meet the specifications set forth for such by the County of Winkler. Any deviations from said specifications are clearly and completely set forth on attached sheet or sheets.

It is understood that the Winkler County Commissioners' Court reserves the right to reject any and all bids, to waive all formalities.

BID PROPOSAL:

	CRS-2	HFE 90	TAC AEP	TAC MC-30
PRICE PER GALLON	\$ No Bid	\$ 1.70	\$ 1.88	\$ No Bid
* SHIPPING CHARGES/ PER GALLON	\$ No Bid	\$ 0.14	\$ 0.14	\$ No Bid
* FUEL ADJUSTMENT/ CHARGES PER GALLON	\$ No Bid	\$ N/A	\$ N/A	\$ No Bid
OTHER CHARGES	\$ No Bid	\$ N/A	\$ N/A	\$ No Bid
TOTAL BID PRICE / PER GALLON	\$ No Bid	\$ 1.84	\$ 2.02	\$ No Bid

BIDDER: Holly Frontier Refining & Marketing, LLC DATE: 4/8/15 By: [Signature]  
 (Name of Company) (Signature)

Telephone No. (505) 344-3526  
 Fax No. (505) 344-0181

District Marketing Manager  
 (Title)  
P.O. Box 26743  
 (Street or P.O. Box)  
Albuquerque, NM 87125  
 (City, State & Zip Code)

\* Subject to change with notification prior to shipping!

4. Heartland Asphalt Materials, Inc. – TAC MC-30 as sole source – no price

WINKLER COUNTY  
 BID FORM  
 2015 PAVING MATERIALS  
 ASPHALT

The undersigned proposes to furnish the materials listed below at the prices indicated within the delivery time and location set forth, all prices F.O.B., Kermit, Texas without Federal Excise or State Sales Taxes.

The undersigned certifies that the materials offered herein meet the specifications set forth for such by the County of Winkler. Any deviations from said specifications are clearly and completely set forth on attached sheet or sheets.

It is understood that the Winkler County Commissioners' Court reserves the right to reject any and all bids, to waive all formalities.

BID PROPOSAL:

	CRS-2	HFE 90	TAC AEP	TAC MC-30
PRICE PER GALLON	\$ 1.75	\$ No Bid	\$ 3.30	\$ No Bid
* SHIPPING CHARGES/ PER GALLON	\$ 0.21	\$ No Bid	\$ 0.21	\$ No Bid
* FUEL ADJUSTMENT/ CHARGES PER GALLON	\$ N/A	\$ No Bid	\$ N/A	\$ N/A
OTHER CHARGES	\$ 0.00	\$ No Bid	\$ 0.00	\$ No Bid
TOTAL BID PRICE / PER GALLON	\$ 1.96	\$ No Bid	\$ 3.51	\$ No Bid

BIDDER: Heartland Asphalt Materials, Inc. DATE: 4/1/15 By: [Signature]  
 (Name of Company) (Signature)

Telephone No. 817-788-9700  
 Fax No. 817-788-9706

Regional Manager  
 (Title)  
800 W. Acacia Freeway, Suite 400  
 (Street or P.O. Box)  
Hurst, Texas 76054  
 (City, State & Zip Code)

\* Subject to change with notification prior to shipping!

Winkler County Emulsion Prices  
 4/13/15 thru 4/23/15  
 Heartland Asphalt Materials  
 Alan Alexander  
 806-377-4181

Product	Price \$/Ton @ Main plant in Lubbock	Delivery/ Freight \$	Delivered Price \$*
CRS-2	\$2.77	\$0.21	\$2.98
HFE 90	\$2.15	\$0.21	\$2.36
MC-30*	\$3.30	\$0.21	\$3.51
Emulsion	\$2.21	\$0.21	\$2.42
Fuel Oil	\$2.00	\$0.21	\$2.21

\* Heartland will provide MC-30 when requested. However, due to market volatility, price will be provided based upon requested delivery date.

\*\* Prices are fixed for any agencies participating in the three-year agreement with Winkler County. However, the freight charges are only guaranteed for those agencies within Winkler County. Any agency outside of Winkler County will be required to pay a cost by state agency.

Additional Charges:  
 Man Freight: \$300  
 Demurrage: \$100/week  
 Pallet/roll charges: \$10/roll  
 (except 4000): \$12/roll

which motion became an order of the Court upon the following vote:

Ayes: Commissioners Stevens, Neal and Thompson  
 Noes: None  
 Absent: Commissioner Wolf

Following discussion of Third Amended Resolution in support of Hotel Occupancy Tax, a motion was made by Commissioner Neal and seconded by Commissioner Stevens to rescind current Second Amended Resolution; develop plan as to where tax money would be used and re-submit during the next legislative session in 2017; which motion became an order of the Court upon the following vote:

Ayes: Commissioners Stevens, Neal and Thompson  
Noes: None  
Absent: Commissioner Wolf

A motion was made by Commissioner Neal and seconded by Commissioner Thompson to adjourn the meeting; which motion became an order of the Court upon the following vote:

Ayes: Commissioners Stevens, Neal and Thompson  
Noes: None  
Absent: Commissioner Wolf

MINUTES approved the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

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COUNTY CLERK