

AGENDA ITEM FOR ADMINISTRATIVE MEETING

() Discussion only
(X) Action

FROM (DEPT/ DIVISION): County Counsel

SUBJECT: Award Contract for Cationic Emulsified Asphalt Purchases

<p>Background: The County issued its annual invitation to bid for cationic emulsified asphalt (CRS-2). The asphalt is to be used for 2023 road chip sealing projects. Three bids were received:</p> <p>Albina Asphalt - \$553/ton Ergon Asphalt & Emulsion - \$521/ton Idaho Asphalt Supply - \$620/ton</p> <p>The recommendation from the department is to award the contract to the lowest bid.</p>	<p>Requested Action: Approve contract for cationic emulsified asphalt for 2023 purchases with Ergon Asphalt & Emulsions</p>
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ATTACHMENTS: Bids

*****For Internal Use Only*****

Checkoffs:

- () Dept. Head (copy)
- () Budget (copy)
- () Fiscal
- () Legal (copy)
- () (Other - List:)

To be notified of Meeting:
Tom Fellows

To attend Meeting:

Scheduled for meeting on: April 5, 2023

Action taken:

Follow-up:

Umatilla County
2023
CRS-2 Bid Sheet

CRS-2 Price per Ton	<u>\$483.⁰⁰</u>
Freight Charge per ton	<u>\$ 70.⁰⁰</u>
CRS-2 Price per ton w/Freight	<u>\$ 553.⁰⁰</u>
CRS-2P Price per ton	<u>\$ 500.⁰⁰</u>
CRS-2P Price per ton w/Freight	<u>\$ 570.⁰⁰</u>
Time allowed for unloading	<u>2 Hours</u>

Additional charges

Additional unload charge per hour	<u>\$ 150.⁰⁰</u>
Product return restock fee	<u>NONE</u>
Product return freight charge	<u>\$ 35.⁰⁰/TON</u>
<u>OVERNIGHT FEE FOR TRUCKS</u>	<u>\$ 250.⁰⁰/NIGHT</u>
_____	_____
_____	_____
_____	_____

Company Name ALBENA ASPHALT

Address 801 MAIN STREET

VANCOUVER, WA 98660

Email: KYLE.ARNTSON@ALBENA.COM

Phone: 360-816-8536

Contact Person: KYLE ARNTSON



Umatilla County
2023
CRS-2 Bid Sheet

CRS-2 Price per Ton	<u>\$ 495.⁰⁰</u>
Freight Charge per ton	<u>\$ 26.⁵⁰</u>
CRS-2 Price per ton w/Freight	<u>\$ 521.⁵⁰</u>
CRS-2P Price per ton	<u>\$ 525.⁰⁰</u>
CRS-2P Price per ton w/Freight	<u>\$ 551.⁵⁰</u>
Time allowed for unloading	<u>2 Hours</u>

Additional charges

Additional unload charge per hour	<u>(SEE LETTER) \$140.⁰⁰</u>
Product return restock fee	<u>\$300.⁰⁰</u>
Product return freight charge	<u>1/2 FREIGHT</u>
_____	_____
_____	_____
_____	_____
_____	_____

Company Name ERGON ASPHALT & EMISSIONS

Address 3152 SELPH LANDING RD.

PASCO, WA 99301

Email: STAN.BROGDON@ERGON.COM

Phone: (509) 545-9864

Contact Person: STAN BROGDON

POWER OF ATTORNEY

Ergon Asphalt & Emulsions, Inc., a Mississippi Corporation, hereby nominates and appoints each of Evan Henninger, Sean Pellersels, Stan Brogdon, Josh Giudice, Doug Pleak and Steve Van De Bogert, as its agent and attorney-in-fact with the authority and for the purpose of executing and delivering bid proposals and contracts and/or agreements in connection therewith for the supply of up to 20,000 tons and/or 5,000,000 gallons of asphalt materials per single bid for the States of Washington, Oregon, Montana, Idaho, Colorado, Wyoming, North Dakota, South Dakota and Nebraska for and on behalf of Ergon Asphalt & Emulsions, Inc.

The address of Ergon Asphalt & Emulsions, Inc.'s home office is 2829 Lakeland Drive, Flowood, Mississippi 39232.

This Power of Attorney shall remain in full force and effect from and after the effective date until December 31, 2023, or such earlier time as it may be revoked by action of the Board of Directors of Ergon Asphalt & Emulsions, Inc.

Effective: January 1, 2023

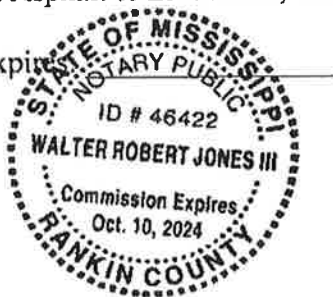
ERGON ASPHALT & EMULSIONS, INC.

By: 
J. Baxter Burns, II, President

STATE OF MISSISSIPPI
COUNTY OF RANKIN

Sworn to and subscribed before me this 10th day of January, 2023, by J. Baxter Burns, II, President of Ergon Asphalt & Emulsions, Inc.

My commission expires _____




Notary Public

ERGON.

Asphalt & Emulsions

Umatilla County Public Works
3920 Westgate
Pendleton, OR 97801

March 23, 2023

RE: Ergon Asphalt & Emulsions Trucking Terms

To whom it may concern:

Ergon Asphalt & Emulsions is pleased to submit a proposal to supply liquid asphalt materials to you for the 2023 road maintenance season. This letter is intended to communicate all applicable trucking terms that may or may not have already been referenced in your bid document. ***Any terms listed in your bid document that differ from terms listed here supersede the conflicting terms.***

Freight	All freight rates included in our bid are based on a 30-ton minimum load. Shipment requests for loads less than 30 tons will still be billed the 30-ton minimum load rate.
Demurrage	\$140.00 per hour (first 2 hours free).
Cancellation	Cancellations <u>may</u> be subject to cancellation fees for loss of truck utilization and operations expense if common carrier is unable to find work for the cancelled load, plus \$300.00 per load restocking fee for loads already loaded at time of cancellation.
Product Returns	\$300.00 per load restocking fee (No credit given for dilute material or antistrip). (When not related to product or service issues.)
Return Freight	Full freight charges to destination and ½ freight back will be charged. (When not related to product or service issues.)
Pumping	Most delivery truck/trailers are not set up to be able to pump product. If you need this service, please inquire about availability and cost.
Split Loads	We are no longer able to offer this service.

Ergon A&E requests that a county representative includes the arrival and departure times along with their signature on the truckers' manifest when accepting the loads. These times are used to determine correct demurrage charges with the trucker. Negligence in marking down the arrival and departure times along with the county representative signature on the manifest will be assumed to deem the truckers time notations as being correct for demurrage billing purposes.

We look forward to assisting you in your road maintenance program for the 2023 season.

Sincerely,

Stan Brogdon
Area Sales Manager
Ergon Asphalt & Emulsions

**Umatilla County
2023
CRS-2 Bid Sheet**

CRS-2 Price per Ton	<u>\$555.00/ton</u>
Freight Charge per ton	<u>\$65.00/ton</u>
CRS-2 Price per ton w/Freight	<u>\$620.00/ton</u> --
CRS-2P Price per ton	<u>\$583.00/ton</u>
CRS-2P Price per ton w/Freight	<u>\$648.00/ton</u>
Time allowed for unloading	<u>2 Hours Free</u>

Additional charges

Additional unload charge per hour	<u>2 hrs free, \$125.00/hr. after</u>
Product return restock fee	<u>\$250.00 Per Load</u>
Product return freight charge	<u>\$32.50</u>
Overnight Holdover	<u>\$400.00/Night</u>
Jobsite Pumpoff	<u>\$125.00/Occurance</u>
_____	<u>_____</u>
_____	<u>_____</u>

Company Name Idaho Asphalt Supply, Inc.
Address 16425 W. Prairie Ave.
Hauser, ID 83854

Email: jjoy@idahoasphalt.com

Phone: (208) 773-0563

Contact Person: Daniel Ludwick/Logistics Mgr.