



## **EASTLAND COUNTY BID/PROPOSAL PACKET**

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**EASTLAND COUNTY AUDITOR**  
**EASTLAND COUNTY COURTHOUSE**  
**100 WEST MAIN STREET, SUITE 205**  
**EASTLAND, TEXAS 76448**  
PHONE: 254-629-1082 FAX: 254-629-2080  
[auditor1@eastlandcountytexas.com](mailto:auditor1@eastlandcountytexas.com)

**NOTICE TO BIDDER**

By order of the Commissioners' Court of Eastland County, Texas, the County Auditor will receive bids until **12:00 P.M., Friday, January 17, 2025**, for five (5) boom mowers, five (5) one-ton pick-up trucks, one (1) excavator with mulching head, and three (3) one-half ton pickup trucks to be used by USDA Forest Service Community Wildfire Defense Grant Program.. Bidders must use unit pricing. Bidders may bid on each piece/type of equipment. Bidders do not need to bid on all equipment to be considered. Complete bid specifications are available at Eastland County Auditor's Office or on Eastland County's website [www.eastlandcountytexas.com](http://www.eastlandcountytexas.com) . Electronic bids will not be accepted. Bids must be sealed and addressed to Eastland County Auditor's Office, 100 W. Main Street, Suite 205, Eastland, Texas 76448. Sealed bids must be plainly marked with "Equipment Bid" and type of equipment bidding. Each equipment type should be in a separate envelope. Bids will be opened in a regular Commissioners' Court meeting on Tuesday, January 21, 2025, at 9:00 A.M. Eastland County reserves the right to select separate vendors for each piece/type of equipment. Eastland County reserves the right to reject any and all bids.

## EASTLAND COUNTY, TEXAS TERMS AND CONDITIONS

1. Bids must give the full company name and address of the bidder. Failure to manually sign bid will disqualify bid.
2. **All bidders must complete the "Conflict of Interest Questionnaire". Chapter 176 of the Texas Local Government code requires that any vendor or person conducting business or wishing to conduct business with a county complete the questionnaire. It must be filed with the Eastland County Clerk. It is a Class C misdemeanor offense if a person violates Section 176.006, Local Government Code. Any questions can be directed to the Texas Ethics Commission in Austin.**
3. **Government Code Chapter 2252, Section 908 states that a governmental entity or state agency may not enter into certain contracts with a business entity unless the business entity submits a disclosure of interested parties to the governmental entity or state agency at the time the business submits the signed contract to the governmental entity or state agency. The law applies only to a contract of a governmental entity or state agency that either (1) requires an action or vote by the governing body of the entity or agency before the contract may be signed or (2) has a value of at least \$1 million. Business entities are required to submit a Notice of Disclosure on the Texas Ethics Commission website: [https://www.ethics.state.tx.us/whatsnew/elf\\_info\\_form1295.htm](https://www.ethics.state.tx.us/whatsnew/elf_info_form1295.htm)**
4. It is understood that Eastland County, Texas reserves the right to accept or reject any and/or all Bids.
5. All bids shall be submitted in hard copy paper form and presented in a sealed envelope, plainly marked on the outside with "Equipment Bid" and type of equipment bidding. A hard copy paper form submittal shall be manually signed in ink by a person who has the authority to bind the firm in a contract. Submittals shall be mailed to or hand delivered to the Eastland County Auditor's Office. Bid pricing shall be good for 90-days from the date of bid opening or until contract is awarded, whichever comes first.
6. Sealed bids will be opened on the date set forth in the Notice to Bidder and/or the Legal Notice.
7. Any explanation, clarification, or interpretation desired by a bidder regarding any part of the bid must be requested in writing from the Auditor's Office not less than five (5) business days before bid closing. Interpretations, corrections, or changes to the bid made in any other manner are not binding upon the County, and bidders shall not rely upon such interpretations, corrections, or changes. Oral explanations or instructions given before the award of the contract are not binding. Requests for explanations or clarifications may be e-mailed to [auditor1@eastlandcountytexas.com](mailto:auditor1@eastlandcountytexas.com) . The request must clearly identify the bidder's company name, point of contact and bid title. Any written information given to one bidder concerning a bid will be furnished as an addendum to all bidders who have been issued a bid.
8. If ownership of your firm changes during the term of this contract, Eastland County must be notified in writing within ten (10) days and a new declaration of relationship submitted immediately to the Eastland County Auditor's Office. Failure by the vendor to provide written notification of change of ownership may result in cancellation of the contract.
9. Eastland County is exempt from State Sales Tax and Federal Excise Tax; therefore, the prices submitted shall not include taxes.
10. All delivery and freight charges are to be included as part of the bid price. Please include quotes with F.O.B. All components required to render items complete, installed, and operational shall be included in the total bid prices. Eastland County will pay no additional freight/delivery/installation/set up fees.

11. The title and risk of loss of the goods shall not pass to the buyer until the buyer takes possession of the goods at the point(s) of delivery.
12. The bids will be awarded to the lowest and best bids and in the best interest of Eastland County. Contracts may be awarded to more than one bidder if they are in the best interest of Eastland County.
13. All bidders will comply with all Federal, State, and local laws related to conducting business in Eastland County including, but not limited to licensing, labor, and health laws. The laws of the State of Texas govern the interpretation, validity and effect of this bid, its award, and any contract entered.
14. The successful bidder agrees, by entering into this contract, to defend, indemnify and hold Eastland County harmless from any and all courses of action of claims of damages arising out of or related to the bidder's performance under this contract.
15. If delivery delay is foreseen, the vendor shall give written notice to the County Auditor. Eastland County has the right to extend delivery dates if reasons appear valid. Vendors must keep the County advised at all times of status of order. Default in promised delivery (without accepted reasons) or failure to meet specifications, authorizes the County to purchase equipment elsewhere and charge full increase in cost and handling to the defaulting vendor.
16. All items shall be new, in first-class condition. Verbal agreements to the contrary will not be recognized. All materials and services shall be subject to the County's approval. Unsatisfactory items will be returned at the Bidder's expense.
17. Specifications may reference name brands, make, and/or model numbers. Any reference made to make, model or manufacturer used in specifications is for descriptive purposes only. Products of like quality will be considered. Eastland County shall act as the sole judge in determining equality and acceptability of products offered.
18. Vendors shall submit separate invoices for each purchase order. *Invoices shall be itemized and transportation charges, if there are any, shall be listed separately.* Payments will not be due until invoices are submitted to the Eastland County Treasurer after product delivery.
19. It is expressly understood and agreed that in case Eastland County should need any item(s) not available within the time frame requested from the vendor during the term of this contract, Eastland County reserves the right to purchase these items from other than the successful vendor. This shall not be in violation of any terms or conditions of the said contract. Further, Eastland County reserves the right to seek another vendor if, at any time, vendor's prices do not conform to public pricing.
20. Seller warrants that the product sold to Buyer shall conform to the standards promulgated by the U.S. Department of Labor under the Occupational Safety and Health Act of 1970. In the event the product does not conform to current OSHA standards, buyer may return the product for correction or replacement at the Sellers expense. In the event Seller fails to make the appropriate correction within a reasonable time, correction made by Buyer will be at Seller's expense.
21. The bidder and bidder's insurance carrier waive all rights whatsoever with regard to subrogation against Eastland County as an indirect party to any suit arising out of personal or property damages resulting from the bidder's performance under this agreement.
22. Any interpretation, corrections or changes to these specifications will be made by addenda. Sole issuing authority of addenda shall be vested in the Eastland County Auditor, authorized to do so by the

Commissioners' Court. Addenda will be mailed to all who are known to have received a copy of the specifications. Proposers shall acknowledge receipt of all addenda.

23. Either party may terminate the awarded contract with thirty (30) days written notice. Termination notice should be delivered to Eastland County Judge, 100 West Main Street, Suite 203, Eastland, Texas 76448.
24. Under Section 271.905 Texas Local Government Code; the Commissioners' Court reserves the right to award a contract to a qualified local bidder within three (3) percent of the lowest bid.

Eastland County does not discriminate based on race, color, national origin, sex, religion, age and disability in employment or the provision of services.

**SIGNATURE PAGE**

I hereby certify that the items offered meet all the requirements of the bid conditions and specifications and I hereby accept the provisions of the terms and conditions included in the bid specifications.

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Legal Name of Bidder

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Authorized Representative Signature

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Print or Type Authorized Representative's Name and Title

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Complete Mailing Address (for Correspondence)      City      State      Zip Code

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Complete Remittance Address (if different from above)      City      State      Zip Code

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Telephone Number      Fax Number

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Authorized Representative's Email Address

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Unique Entity Number (SAM.gov)

## **Five (5) Boom Mowers:**

Five self-contained, purpose-built boom-mowers with a primary focus on stability, visibility, maneuverability and operator safety.

Diesel engines

Boom arms with the minimum reach of 24 foot

Boom arm travel cradle for safe traveling

Quick disconnect system for changing attachments

Cab should have safety glass to protect operator

Cab should contain adjustable air ride seat

Unit should have warning safety lighting

Attachments:

Five rotary deck mowers 50" or bigger

Two mulching heads 48" or bigger

Three quad saw blades 84" or bigger

Attachments must have quick disconnect systems that work with the self-contained, purpose-built boom mower

Please provide warranty information and delivery dates for all bid items.

**Five (5) One-Ton Pick-up Trucks:**

2024 or newer

One ton Crew cab

Towing package

Dual rear wheel axle

4-wheel drive

Diesel

Automatic transmission

A/C and Heater

Gooseneck ready flatbed with toolboxes

Spare tire

Please provide warranty information and delivery dates for all bid items.

## **One (1) Excavator with Mulching Head:**

65 HP or greater excavator

Excavator must have standard safety equipment or better

Safety lighting package

Ability to add Excavator Thumb Attachment

Boom reach should be at least 120 inches

Hydraulic flow rate should be at least 30 gals/min at pump

Excavator should meet or exceed the needs of the attachment

Attachment:

Mulcher with carbide teeth

36-inch or greater working width

Please provide warranty information and delivery dates for all bid items.

**Three (3) One-Half Ton Pickup Trucks:**

2024 or newer

Half ton Crew cab

4-wheel drive

Gasoline

Automatic transmission

A/C and Heater

Spare tire

Please provide warranty information and delivery dates for all bid items.

**CONFLICT OF INTEREST QUESTIONNAIRE**

**FORM CIQ**

**For vendor or other person doing business with local governmental entity**

This questionnaire is being filed in accordance with chapter 176 of the Local Government Code by a person doing business with the governmental entity.

By law this questionnaire must be filed with the records administrator of the local government not later than the 7th business day after the date the person becomes aware of facts that require the statement to be filed. *See* Section 176.006, Local Government Code.

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

**OFFICE USE  
ONLY**

\_\_\_\_\_  
Date Received

**1. Name of person doing business 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 September 1 of the year for which an activity described in Section 176.006(a), Local Government Code, is pending and not later than the 7th business day after the date the originally filed questionnaire becomes incomplete or inaccurate.)

**3. Describe each affiliation or business relationship with an employee or contractor of the local governmental entity who makes recommendations to a local government officer of the local governmental entity with respect to expenditure of money.**

**4. Describe each affiliation or business relationship with a person who is a local government officer and who appoints or employs a local government officer of the local governmental entity that is the subject of this questionnaire.**

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**CONFLICT OF INTEREST QUESTIONNAIRE**

**FORM CIQ**

**For vendor or other person doing business with local governmental entity**

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**5. Name of local government officer with whom filer has affiliation or business relationship. (Complete this section only if the answer to A, B, or C is YES.)**

This section, item 5 including subparts A, B, C & D, must be completed for each officer with whom the filer has affiliation or business relationship. Attach additional pages to this Form CIQ as necessary.

A. Is the local government officer named in this section receiving or likely to receive taxable income from the filer of the questionnaire?

Yes       No

B. Is the filer of the questionnaire receiving or likely to receive taxable income from or at the direction of the local government officer named in this section AND the taxable income is not from the local governmental entity?

Yes       No

C. Is the filer of this questionnaire affiliated with a corporation or other business entity that the local government officer serves as an officer or director, or holds an ownership of 10 percent or more?

Yes       No

D. Describe each affiliation or business relationship.

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**6. Describe any other affiliation or business relationship that might cause a conflict of interest.**

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**7.**

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Signature of person doing business with the governmental entity

Date

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The Texas Legislature passed House Bill 1295 that went into effect January 1, 2016. It requires contracts that are approved by the Commissioners' Court to have a notarized ethics statement submitted to the County. Here is the link to the website with the video explaining how to do this.

[https://www.ethics.state.tx.us/whatsnew/elf\\_info\\_form1295.htm](https://www.ethics.state.tx.us/whatsnew/elf_info_form1295.htm)

Please submit your completed and notarized form with your bid packet.

House Bill 89 VERIFICATION

I, \_\_\_\_\_ (Person name), the undersigned  
representative of \_\_\_\_\_ (Company or Business name)

\_\_\_\_\_ (hereafter referred to as company) being an adult over the  
age of eighteen (18) years of age, after being duly sworn by the undersigned notary, do  
hereby depose and verify under oath that the company named-above, under the provisions  
of Subtitle F, Title 10, Government Code Chapter 2270::

- 1. Does not boycott Israel currently; and
- 2. Will not boycott Israel during the term of the contract the above-named  
Company, business or individual with Eastland County, Texas.

Pursuant to Section 2270.001, Texas Government Code:

- 1. "Boycott Israel" means refusing to deal with, terminating business activities with, or  
otherwise taking any action that is intended to penalize, inflict economic harm on, or  
limit commercial relations specifically with Israel, or with a person or entity doing  
business in Israel or in an Israeli-controlled territory, but does not include an action made  
for ordinary business purposes; and
- 2. "Company" means a for-profit sole proprietorship, organization, association,  
corporation, partnership, joint venture, limited partnership, limited liability partnership,  
or any limited liability company, including a wholly owned subsidiary, majority-owned  
subsidiary, parent company or affiliate of those entities or business associations that  
exist to make a profit.

\_\_\_\_\_

\_\_\_\_\_

DATE

SIGNATURE OF COMPANY REPRESENTATIVE

ON THIS THE \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, personally appeared  
\_\_\_\_\_, the above-named person, who after by me  
being duly sworn, did swear and confirm that the above is true and correct.

NOTARY SEAL

\_\_\_\_\_

**EASTLAND COUNTY AUDITOR  
EASTLAND COUNTY COURTHOUSE  
100 WEST MAIN STREET, SUITE 205  
EASTLAND, TEXAS 76448  
PHONE: 254-629-1082 FAX: 254-629-2080  
[auditor1@eastlandcountytexas.com](mailto:auditor1@eastlandcountytexas.com)**

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**BILL TO: EASTLAND COUNTY AUDITOR'S OFFICE**

NOTICE TO PUBLISHER: Please publish in your issues on Thursday, January 2, 2025 and Thursday, January 9, 2025. A copy of this notice and the publisher's affidavit must accompany the invoice when presented for payment.

**NEWSPAPER: Eastland County Today**