

**WHARTON COUNTY, TEXAS  
2024 OIL BASED ROAD MATERIAL  
JANUARY 1 - DECEMBER 31, 2024**

**P - Awarded Bidder**

Bids as presented to Commissioners' Court on November 27, 2023 **awarded on 11/27/2023.**

**PRIMARY**

|           | PRODUCT/BIDDER                                 | PIT LOCATION                     | MATERIAL ONLY PER TON | DELIVERED PER TON | DELIVERY MIN. TONS | MATERIAL ONLY PER GALLON | DELIVERED PER GAL. | DELIVERY MIN. GAL. | 1           | 2 | 3 | 4 | SAM .GOV | HUB |
|-----------|--|----------------------------------|-----------------------|-------------------|--------------------|--------------------------|--------------------|--------------------|-------------|---|---|---|----------|-----|
| <b>A.</b> | <b>MC-30 PRIME OIL</b>                         |                                  |                       |                   |                    |                          |                    |                    |             |   |   |   |          |     |
|           | MARTIN ASPHALT CO.                             | 300 CHRISTY PLACE S. HOUSTON, TX |                       |                   |                    | 3.85                     | 4.02               | 5,000              | P           | P | P | P | 05/29/24 |     |
|           | CLEVELAND ASPHALT                              | 100 ASPHALT LN., SHEPHERD, TX    | 1225.00               | 1264.20           | 21                 | 5.00                     | 5.16               | 5,000              |             |   |   |   | 09/04/24 |     |
| <b>B.</b> | <b>AC-5</b>                                    |                                  |                       |                   |                    |                          |                    |                    |             |   |   |   |          |     |
|           | MARTIN ASPHALT CO.                             | 300 CHRISTY PLACE S. HOUSTON, TX |                       |                   |                    | 2.35                     | 2.52               | 5,000              | P           | P | P | P | 05/29/24 |     |
|           | CLEVELAND ASPHALT                              | 100 ASPHALT LN., SHEPHERD, TX    | 805.00                | 842.80            | 21                 | 3.50                     | 3.66               | 5,000              |             |   |   |   | 09/04/24 |     |
| <b>C.</b> | <b>AE-P</b>                                    |                                  |                       |                   |                    |                          |                    |                    |             |   |   |   |          |     |
|           | MARTIN ASPHALT CO.                             | 300 CHRISTY PLACE S. HOUSTON, TX |                       |                   |                    | 3.25                     | 3.42               | 5,000              |             |   |   |   | 05/29/24 |     |
|           | CLEVELAND ASPHALT                              | 100 ASPHALT LN., SHEPHERD, TX    | 756.00                | 796.32            | 21                 | 3.00                     | 3.16               | 5,000              | P           | P | P | P | 09/04/24 |     |
|           | P2 EMULSION/<br>P2 Prime Concentrate           | ELM MOTT, TX                     | 480.48                | 546.34            | 21                 | 1.97                     | 2.24               | 5,000              | SOLE SOURCE |   |   |   | 03/13/24 |     |
| <b>D.</b> | <b>CRS-2 (1 Ton/2,000 Gallon Max.Delivery)</b> |                                  |                       |                   |                    |                          |                    |                    |             |   |   |   |          |     |
|           | MARTIN ASPHALT CO.                             | 300 CHRISTY PLACE S. HOUSTON, TX |                       |                   |                    | 2.70                     | 3.10               | 2,000              |             |   |   |   | 05/29/24 |     |
|           | CLEVELAND ASPHALT                              | 100 ASPHALT LN., SHEPHERD, TX    | 630.70                | 725.94            | 8                  | 2.65                     | 3.05               | 2,000              | P           | P | P | P | 09/04/24 |     |
|           | CLEVELAND ASPHALT                              | 100 ASPHALT LN., SHEPHERD, TX    | 630.70                | 668.78            | 21                 | 2.65                     | 2.78               | 5,000              | P           | P | P | P | 09/04/24 |     |
|           | P2 EMULSION/<br>P2 CWE-2                       | ELM MOTT, TX                     | 734.14                | 802.63            | 21                 | 3.01                     | 3.29               | 5,000              | SOLE SOURCE |   |   |   | 03/13/24 |     |
| <b>E.</b> | <b>EC-30 Prime Oil</b>                         |                                  |                       |                   |                    |                          |                    |                    |             |   |   |   |          |     |
|           | P2 EMULSION / P2 RTU                           | ELM MOTT, TX                     | 470.73                | 536.58            | 21                 | 1.93                     | 2.20               | 5,000              | SOLE SOURCE |   |   |   | 03/13/24 |     |
| <b>F.</b> | <b>RC-250</b>                                  |                                  |                       |                   |                    |                          |                    |                    |             |   |   |   |          |     |
|           | MARTIN ASPHALT CO.                             | 300 CHRISTY PLACE S. HOUSTON, TX |                       |                   |                    | 3.75                     | 3.92               | 5,000              | P           | P | P | P | 05/29/24 |     |
|           | CLEVELAND ASPHALT                              | 100 ASPHALT LN., SHEPHERD, TX    | 1004.50               | 1043.70           | 21                 | 4.10                     | 4.26               | 5,000              |             |   |   |   | 09/04/24 |     |

**Comments:**

P2 Emulsion: please see attached equivalent and/or superior information and Sole Source Affidavit.

P2 Emulsion: is proudly recognized and accepted by Tarrant County Co-Op.

Cleveland Asphalt: All prices except CRS-2 are based on minimum 21 ton or 5000 gallon load, for smaller quantities please call

1-800-334-0177.

CRS-2 quote is based on minimum 2000 gallon or equivalent of 8 tons

Diluted material can not be returned for credit.

Demurrage charge \$80.00/hr after 2 free hours

(1 TON OF CRS-2 IS 238 GALLONS TO TON, CLEVELAND ASPHALT PROD. INC DOES NOT SHIP QUANTITIES THAT SMALL)

Martin Asphalt Co.: Demurrage charge \$95 /hour after 2 free hours



# P2 Emulsions

*Service. Performance. Commitment.*

## Pricing Effective As Of January 1, 2024

*Pricing subject to change with written notice.*

P2 Salesman: David Williams

Contact Number: 361-877-2584

| Product                        | Tanker FOB Plant | Tanker FOB County | Drum/Tote Plant |
|--------------------------------|------------------|-------------------|-----------------|
| P2 Stabilizer                  | \$2.68           | \$2.96            | \$2.90          |
| P2S1                           | \$2.68           | \$2.96            | \$2.90          |
| P2 CWE-2<br>(Chip Seal)        | \$3.01           | \$3.29            | \$3.23          |
| P2 CWP<br>(Cold Weather Patch) | \$3.01           | \$3.29            | \$3.23          |
| P2 ROC<br>(Road Over Coat)     | \$2.83           | \$3.10            | \$3.05          |
| P2 Rejuvenator                 | \$2.68           | \$2.96            | \$2.90          |
| P2 Prime Concentrate           | \$1.97           | \$2.24            | \$2.19          |
| P2RTU                          | \$1.93           | \$2.20            | \$2.15          |

**\*\*All listed prices are per U.S. gallon**

**\*\*Minimum Tanker Delivery: 5,000 Gallons**

**\*\*Delivery over 250 miles subject to additional charges**

**\*\*Demurrage (trucking charge): First 2 hours free, \$80.00 per hour thereafter**

**\*\*Pump Charge (trucking charge): \$80.00**

**\*\*Push Charge (trucking charge): \$80.00 per hour**

**\*\*Return Loads (trucking charge): Subject to charge from delivering freight line**

**\*\*Smaller Quantities Available, Subject to Freight Differential of \$0.25/gal less than 5,000 gal**

Containers available for smaller product amounts

"Tote" Containers (275 gallons size each) cost \$100.00 per container

"Drum" Containers (55 gallons size each) cost \$35.00 per drum

Containers are re-usable and can be rinsed out, brought back and re-filled at customer discretion

Containers priced individually and sold only with orders for material

**Thank you and we look forward to serving all your emulsion needs!**



**P2 Emulsions**

*Service. Performance. Commitment.*

**SOLE-SOURCE PURCHASE AFFIDAVIT**

**KNOW ALL MEN BY THESE PRESENTS THAT:**

Before me, the undersigned authority duly authorized to take acknowledgements and administer oaths on this day personally appeared Seth McGinnis, on sworn oath stated the following:

My name is Seth McGinnis and I serve as the Chief Executive Officer of P Squared Emulsions Plants, LLC. I respect the required compliance of Wharton County to the competitive bidding requirements outlined under Chapter 262 of the Texas Local Government Code; however, **the purchase of an item that can be obtained from only one source is exempted from said statutory competitive bidding provisions.**

The authority to purchase P Squared Emulsion Plants, LLC's proprietary products as defined as "Sole-Source" may be found under Texas Local Government Code § 262.024a (7)(A).

- a) A contract for the purchase of any of the following items is exempt from the requirement established by Section 262.023 if the commissioners court by order grants the exemption:
  - (7) an item that can be obtained from only one source, including:
    - (A) items for which competition is precluded because of the existence of patents, copyrights, secret processes"

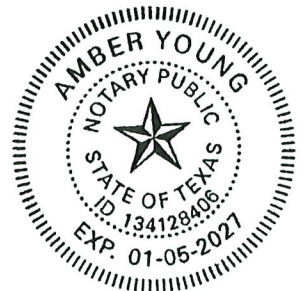
I represent and assert to the Purchasing Department of Wharton County and hereby warrant that P Squared Emulsion Plants, LLC is the **sole-source manufacturer and supplier** of the following item(s): **P2 Stabilizer, P2 Rejuvenator, ROC, CWE-2, CWP & all P2 Road Primes.**

Each of our asphalt emulsion products is manufactured on site to the specifications of our **proprietary formulas which are solely owned and manufactured by P Squared Emulsion Plants, LLC.** I like Wharton County assert that should P Squared Emulsion Plants, LLC cease to be the sole-source supplier of these proprietary products; I shall immediately make full disclosure in writing of all relevant facts and circumstances.


**IN WITNESS WHEREOF**, the undersigned has executed this Affidavit on the 20th day of October 2023.

  
\_\_\_\_\_  
(Signature)

Seth McGinnis, C.E.O.  
\_\_\_\_\_  
(Printed Name) (Title)



**SWORN TO AND SUBSCRIBED** before me on October 20, 2023 by Seth McGinnis.

  
\_\_\_\_\_  
Notary Public, State of Texas  
My Commission expires on January 5, 2027



# P2 Emulsions

*Service. Performance. Commitment.*

**Date:** October 20, 2023

**To:** Wharton County

**Subject:** P Squared Emulsion Plants LLC Sole Source Products

This communication serves as certification that all products listed below are produced in accordance with the State of Texas' Sole Source requirements according to the proprietary formulas and specifications of P Squared Emulsion Plants LLC. Our proprietary products conform to the formal definition of "a confidential formulation usually containing two or more ingredients and about which information is not in the public domain" and as such, **P Squared Emulsion Plants LLC is the only manufacturer and distributor of said products.**

## **P Squared Emulsion Plants LLC Products:**

### **"P2 Stabilizer"**

Our P2 Stabilizer is an asphalt emulsion that is incorporated into existing soil or base material to provide increased base strength and stability. P2 Stabilizer eliminates the need for additional material such as aggregates, lime, cement or other additives. The utilization of P2 Stabilizer results in increased base density and hardness without sacrificing the flexibility and waterproof properties of asphalt.

### **"P2 Rejuvenator"**

Our P2 Rejuvenator is engineered to rejuvenate old asphalt roads, RAP and other millings with residual asphaltic content. A one-time application will rejuvenate the existing material through softening oxidized pavement materials and re-binding asphalt to revitalize the road base.

### **"P2 ROC"**

Our P2 ROC is engineered to seal and protect existing road surfaces. Our "Road Over Coat" is a proven sealing solution that locks down loose chip seal aggregate while sealing oxidized and cracked surfaces. ROC is designed to be traffic safe in under an hour resulting in a uniform, black road surface.

### **"CWE-2-No Bleed Chip Seal"**

Our unique chip seal formula exhibits superior performance when compared to commodity type CRS-2 emulsions. CWE-2 can be applied in a broader range of temperatures (10-20 degrees below other products) and WILL NOT BLEED under extreme summer temperatures.

### **"CWP – Pothole Patch"**

This emulsion is specifically formulated to work in ALL patch machines; ALL year round with the exact same results. Smooth consistency, no bleed finish and extremely low clog rates differentiate CWP from all other patch materials.

### **"P2 Prime Concentrate "P"**

We have several proprietary "ready-to-use" formulas that include prime, tack and dust control products that all derive from our P2 Prime Concentrate. Based on application, customer needs and dilution rates; we have something for literally every road across the state of Texas.

\*\*All P Squared Emulsion Plants LLC proprietary products fulfill the formal requirements found in Texas Local Government Codes regarding county purchasing, Section 262.024.7.A. (Available upon request)

\*\*All P Squared Emulsion Plants LLC proprietary products are fully TCEQ and EPA compliant

**All of us at P Squared thank you for the opportunity and we look forward to serving all your emulsion needs!**