



**PROPOSAL INVITATION NO. TEC 107-21  
TRANSPORTATION FUELS (UNLEADED GASOLINE AND DIESEL FUEL)**

**ADDENDUM NO. 1**

This addendum becomes a permanent part of Proposal Invitation No. TEC 107-21.

1. The following changes are made to Part One, Attachment 1, Transportation Fuel Purchase Agreement:
  - Transportation Fuel Purchase Agreement, Article II, Section 2A (p.33): The reference in the first paragraph to "Schedule A" is revised to "Schedule."
  - Transportation Fuel Purchase Agreement, Article II, Section 2B.c.i. (p.34): The reference to "Article I, Section 3" is revised to "Article II, Section 3."
  - Transportation Fuel Purchase Agreement, Article II, Section 8 (p.35): The reference to "Article I, Section 2A or 2B" is revised to "Article II, Section 2A or 2B."
  
2. The following information was requested pertaining to Proposal Invitation No. TEC 107-21.
  - Would TASB consider extending the due date?
    - **No, the deadline remains June 9, 2021 at 2:00PM.**
  
  - Will bids be considered responsive if electronic signatures are used? (i.e. DocuSign)
    - **Yes. As provided in Section B.8 of the Fixed-Rate Fuel Terms and Conditions and Section B.13 of the Rack Rate/Index-Priced Fuel Terms and Conditions regarding Proposal Signatures, a facsimile or electronic signature will be deemed an original. (Whether ink or electronic signature, Proposals must be submitted in accordance with the Proposal Instructions.)**
  
  - Or are wet signatures required for bids to be considered responsive?
    - **See response to question above.**
  
  - Please provide all bid submission and contract documents from the last awarded bidder.
    - **This information is not provided as part of the solicitation process. To request records under the Texas Public Information Act, you will need to submit your request to [publicinformationenergy@tasb.org](mailto:publicinformationenergy@tasb.org).**
  
  - Have cooperative members ever terminated a fixed purchase agreement for convenience?
    - **The Cooperative's fixed-rate transportation fuel program has been around since 2009 with many Cooperative members participating over the years in a large number of fuel pools and individual purchase agreements. While certainly not a common occurrence, during the long tenure of the Cooperative's fuel program, individual purchase agreements may have ended early either by mutual agreement between the Cooperative member and fuel vendor or via termination by a party for a variety of reasons with a variety of resolutions. Terminations would be addressed between the vendor and purchaser subject to the terms of the applicable purchase agreement or other mutual agreement of the parties. The Cooperative is not a party to individual purchase agreements between vendors and Cooperative members.**



12007 Research Boulevard • Austin, Texas 78759-2439 • PH: 800-580-8272 • [tasb.org](http://tasb.org)

- Have cooperative members ever terminated a fixed purchase agreement for convenience without liquidating the contract?
  - **See response to question above.**
  
- Can freight rates be adjusted year over year?
  - **Please review the Proposal Invitation for stated requirements on freight rates and other delivery charges, which are addressed throughout. As provided in the Proposal Invitation, generally freight must be billed at Seller's freight cost, without markup, but you should review the full Proposal Invitation for all provisions regarding freight charges, including notice requirements. Proposers are required to provide information on Vendor's proposed schedule or detailed information on how freight and other delivery charges will be calculated on the Freight Rates and Other Delivery Charges form. This information will be evaluated as part of Vendor's proposal. Any deviations to the Proposal Invitation requirements, including provisions regarding freight rates, must be listed on the Deviations and Compliance form.**
  
- Can fuel surcharge be passed through as a line item to cooperative members?
  - **See Freight Rates and Other Delivery Charges form in the Proposal Invitation. Such information will be reviewed as part of the proposal evaluation.**
  
- Can freight rates be adjusted in individual contracts with cooperative members?
  - **See response to question on freight rates above.**

---

Please sign and return one copy of this Addendum with your proposal as verification of your receipt and compliance with the information contained in this Addendum.

Company Name: \_\_\_\_\_

Address: \_\_\_\_\_

Signature of Authorized  
Company Official: \_\_\_\_\_ Title: \_\_\_\_\_

Telephone Number: \_\_\_\_\_ Date: \_\_\_\_\_