

STATEWIDE BULK FUEL SBPO20231369

Parties:

IDAHO DIVISION OF PURCHASING

(DOP)

and

COLEMAN OIL COMPANY, LLC.

("Contractor")

RECITALS:

- a. DOP, on behalf of State of Idaho, has a current Contract with Busch Distributors, Inc. (Busch) for Bulk Fuel that will expire on 02/28/2023. Busch Distributors, Inc. was bought by Coleman Oil Company, LLC. (Coleman Oil) and Coleman Oil has agreed to provide services for the remainder of the original contract term. Busch and DOP have mutually agreed to terminate the contract on 08/31/2022, at which point Coleman Oil will take over the remainder of the original contract term.
- b. An Invitation to Bid (ITB) is being prepared to replace the current Statewide Bulk Fuel Contract and in planning for the ITB, the need for sufficient time to prepare and execute a successful ITB is imperative.
- c. For services to continue, a new Contract is needed to allow Contractor to provide services for an interim period of 09/01/2022 to 02/28/2023 or until a new Contract is awarded.
- d. Pursuant to Idaho Code, Section 67-9221 and IDAPA 38.05.01.042.09, DOP has approved a one-time exemption from solicitation to allow for continuation of these critical services.

AGREEMENT:

THE CONTRACTOR AGREES TO UNDERTAKE PERFORMANCE OF THIS AGREEMENT UNDER THE TERMS AND CONDITIONS SET FORTH HEREIN. THE PARTIES, IN CONSIDERATION OF THE MUTUAL COVENANTS AND CONDITIONS CONTAINED HEREIN, AGREE AS FOLLOWS:

1. TERM OF AGREEMENT

This Agreement shall commence on 09/01/2022 and expire on 02/28/2023 or until a new contract is awarded. The parties may mutually agree in writing to a different end date based on new Contract implementation.

2. PURPOSE

The purpose of this Agreement is to provide a 'bridge agreement' to allow the Contractor to provide Bulk Fuel during the solicitation, award, and implementation period of a new Contract.

3. SCOPE OF WORK

The Contractor shall provide Bulk Fuel during the term of this agreement until expiration or until parties mutually agree in writing to a different end date based on the implementation period of a new contract.

4. INCORPORATION BY REFERENCE

Idaho Contract Purchase Order SBPO17200383 terms and conditions shall apply including but not limited to any Special Terms and Conditions, the original RFP, the State of Idaho Standard Contract Terms and Conditions, original winning proposal, and any amendments shall apply to SBPO20231369 which are hereby incorporated by reference.

5. In no event shall this Contract be effective until executed by DOP.

Idaho Division of Purchasing

David Miller

David Miller
Buyer

Date: 08/31/2022

Coleman Oil Company, LLC.

Sign: 

Print: Ian Coleman

Title: President

Date: 08/31/22