

INVITATION TO BID

BID DATE: 04/12/18

PLEASE REFER TO BID NO. **2018-056**

QUOTE NOT LATER THAN: **04/25/18 BY 4:00 PM**
(EST)

TO:
VENDOR NAME:
ADDRESS:

FROM:
PURCHASING DEPARTMENT
COUNTY OF BERRIEN, MICHIGAN
ADMINISTRATION CENTER
701 MAIN STREET
ST. JOSEPH, MICHIGAN 49085

CONTACT:
TELEPHONE #:
FAX #:
EMAIL:

PLEASE INDICATE "BID NO. 2018-056" ON OUTSIDE OF SEALED ENVELOPE TO INSURE PROPER BID PLACEMENT. DELIVERY REQUIREMENTS: AS PER SPECIFICATIONS

The Berrien County Board of Commissioners reserves the right to reject any and all bids or make any deviations deemed in the best interest of Berrien County.

Quality: All materials/services furnished must be the best of their respective kinds (unless otherwise specified) and will be subject to our inspection and approval after delivery. If materials are rejected it will be held for disposition at your risk and expense.

| QUANTITY | DESCRIPTION | UNIT PRICE | TOTAL |
|-------------|--|------------|-------|
| | <u>REQUEST FOR BID ON THE FOLLOWING:</u> | | |
| 16,000 TONS | ICE CONTROL SAND PLEASE SEE ATTACHED SPECIFICATIONS <u>PLEASE SEND TWO (2) COPIES OF BID PROPOSAL</u> <u>TOTAL COST:</u> | | |
| | PURSUANT TO MICHIGAN PUBLIC ACT 517 OF 2012, AN IRAN-LINKED BUSINESS IS NOT ELIGIBLE TO SUBMIT A BID FOR THIS RFP. FURTHER, EACH BID SUBMISSION MUST INCLUDE WRITTEN CERTIFICATION BY THE BIDDER THAT THE BIDDER IS NOT AN IRAN LINKED BUSINESS (SEE ATTACHED FORM). A BID SUBMISSION WITHOUT THE REQUIRED WRITTEN CERTIFICATION MAY BE REJECTED AS INCOMPLETE AND VIOLATIVE OF LAW. A SUSTAINED DETERMINATION BY THE | | |

| QUANTITY | DESCRIPTION | UNIT PRICE | TOTAL |
|----------|--|------------|-------|
| | <p>COUNTY THAT A BIDDER HAS SUBMITTED A FALSE CERTIFICATION OF BEING AN IRAN LINKED BUSINESS MAY RESULT IN THE CANCELLATION OF AN EXISTING CONTRACT, A CANCELLATION OF INTENT TO ENTER INTO A NEW CONTRACT, AND/OR REPORTING OF THE BIDDER TO THE STATE ATTORNEY GENERAL, AND POSSIBLE FINES AND COSTS, AND BAR FROM FURTHER BIDDING ON COUNTY RFP'S FOR AN ADDITIONAL 3 YEARS, AS PROVIDED UNDER P.A. 517 OF 2012.</p> <p>MEMBER OF HPS (HOSPITAL PURCHASING SERVICES), STATE OF MICHIGAN MIDEAL PURCHASING PROGRAM, AND NATIONAL JOINT POWERS ALLIANCE</p> <p>ANY QUESTIONS REGARDING BID SPECIFICATIONS, PLEASE CONTACT DON GEISLER AT dgeisler@bcroad.org or 269-925-1196 ext. 4405</p> <p>ALL OTHER QUESTIONS REGARDING THE BID PROCESS, PLEASE CONTACT THE PURCHASING DEPT. AT 269-983-7111 EXT. 8020</p> | | |

Cheri Vance

CHERI VANCE
 ACCOUNTING COORDINATOR
 PHONE: 269-983-7111 EXT. 8020
 FAX: 269-982-8668
 (purchasing@berriencounty.org)

BIDDERS NAME: _____

BIDDERS PHONE NUMBER: _____

BID DATE: _____

BERRIEN COUNTY ROAD DEPARTMENT

PROPOSAL AND SPECIFICATIONS

FOR

ICE CONTROL SAND

BERRIEN COUNTY ROAD DEPARTMENT

SPECIFICATIONS

All material to be furnished hereunder shall conform to the specification as follows:

PRIMARY MATERIAL:

Sand, ice control, natural, sharp, coarse, angular, clean (debris free), shall pass Berrien County Road Department 2ICE Spec. 100% shall pass 3/8" sieve, 20% to 75% pass #30 sieve, 0-8% loss by washing.

SECONDARY MATERIAL:

In the event the above specified sand is unavailable, the County reserves the right to request an alternate type of sand. This alternate material is 2SS, 2MS, or "2NS" and must be in compliance with the 2012 MDOT Standard Specifications for Construction. Table 902.4 attached with 2NS being the preferred.

NOTE: To be considered for award, material must be available year round.
AWARD WILL BE BASED ON THE PRIMARY MATERIAL ONLY.

TESTING

All material will be tested prior to award. Instruction and arrangements for testing will be issued by the Berrien County Road Department.

Additionally, the county reserves the right to test material prior to delivery and as required during the contract period. The county reserves the right of final approval on all material.

F.O.B.

Prices shall be quoted "F.O.B. Delivered" with transportation charges prepaid on all orders.

The QUANTITIES listed in the Price Schedule are ESTIMATED QUANTITIES ONLY and are not quantities of total purchases.

The Contractor shall deliver the ice control sand between May 1 to October 1, 2018.

The Road Department may order on an "AS NEEDED BASIS" additional ice control sand for winter season with the minimum order being at least 600 TONS.

Delivery must be made within 7 calendar days after notification from the Berrien County Road Department for this additional ice control sand.

BERRIEN COUNTY ROAD DEPARTMENT

ASSIGNMENT

The contractor is prohibited from assigning, transferring, conveying, subletting, or otherwise disposing of any contract resulting from this bid of its rights, title, or interest therein or its owner to execute such agreement to any person, company, corporation, or entity without the previous written approval of the Berrien County Road Department.

CANCELLATION

CANCELLATION OF CONTRACT by the Berrien County Road Department may be 1) default of the contractor or b) lack of further need for the service or commodity. Default is defined as the failure of the contractor to fulfill the obligations of the quotation, contract, or purchase order. In case of default by the contractor, the Berrien County Road Department may immediately cancel the contract or purchase order and procure the articles of services from other sources, and hold the contractor responsible for any excess costs occasioned thereby. In the event the Berrien County Road Department no longer needs the service or commodity specified in the contract or purchase order due to program changes, changes in laws, rules or regulations, relocation of offices, or lack of funding, the Berrien County Road Department may cancel the contract or purchase order, without further liability to the Berrien County Road Department, by giving the contractor written notice of cancellation 30 days prior to the date of cancellation.

BERRIEN COUNTY ROAD DEPARTMENT

PROPOSAL, QUANTITY & PRICE

We, the undersigned agree to furnish and deliver "Ice Control Sand" as specified in the attached specifications in the amounts and for the price listed below:

NOTE: BIDS MUST BE PRICE PER TON.

BENTON HARBOR 4000 TON PRIMARY MATERIAL _____ PER TON

SECONDARY MATERIAL _____ PER TON

BAKERTOWN 4000 TON PRIMARY MATERIAL _____ PER TON

SECONDARY MATERIAL _____ PER TON

EAU CLAIRE 3000 TON PRIMARY MATERIAL _____ PER TON

SECONDARY MATERIAL _____ PER TON

WATERVLIET 500 TON PRIMARY MATERIAL _____ PER TON

SECONDARY MATERIAL _____ PER TON

BARODA 4000 TON PRIMARY MATERIAL _____ PER TON

SECONDARY MATERIAL _____ PER TON

THREE OAKS 500 TON PRIMARY MATERIAL _____ PER TON

SECONDARY MATERIAL _____ PER TON

BERRIEN COUNTY ROAD DEPARTMENT

******PLEASE NOTE QUANTITY IN TONS.**

PRIMARY MATERIAL: Sand, ice control, natural, sharp, coarse, angular, clean (debris free), shall pass BCRC 2ICE Spec. 100% shall pass 3/8" sieve, 20-75% shall pass #30 sieve, 0-8% loss by washing.

SECONDARY MATERIAL: Sand, 2NS, 2SS, or 2MS, must be in compliance with the 2003 Standard Specifications for Construction, Table 902-4 attached with 2NS being the preferred.

NOTE: The secondary material should be used only when the primary material is unavailable. In addition, the contractor must receive approval from the Berrien County Road Department for secondary materials prior to delivery.

Maximum moisture content of material supplied will be 7% or less. For moisture content above 7% the Berrien County Road Department will deduct from price in accordance with MDOT Spec. 109.01. (One percent deduction for every one percent over).

BERRIEN COUNTY ROAD DEPARTMENT

ALTERNATE BID

We, the undersigned agree to furnish "ICE CONTROL SAND" as specified in the attached specifications in a stockpile, location indicated below. It is the intent of the Road Department to load and haul with Road Commission equipment into our yards. If scales are available at the stockpile location, the Road Department will furnish a weigh person and pay for by the ton. If scales are not available the Road Department will pay for by the cubic yard. Please bid price per ton. Please bid all locations that material is available.

STOCKPILE LOCATION _____

PRICE PER TON _____

STOCKPILE LOCATION _____

PRICE PER TON _____

STOCKPILE LOCATION _____

PRICE PER TON _____

BERRIEN COUNTY ROAD DEPARTMENT

NAME AND ADDRESS OF BIDDER

NAME _____

STREET ADDRESS _____

CITY AND STATE _____

BID SUBMITTED BY: _____

(Authorized Signature)

TELEPHONE _____

DATE _____

REMARKS: _____

TERMS: _____

BERRIEN COUNTY ROAD DEPARTMENT

TITLE VI CONTRACT REQUIREMENTS

During the performance of this contract, the contractor, for itself, its assignees and successors in interest (hereinafter referred to as the “contractor”) agrees as follows:

1. **Compliance with Regulations:** The contractor shall comply with the Regulations relative to non-discrimination in Federally-assisted programs of the Department of Transportation, Title 49, code of Federal Regulations, Part 21 as they may be amended from time to time, (hereinafter referred to as the Regulations), which are herein incorporated by reference and made a part of this contract.
2. **Non-discrimination:** The contractor, with regard to the work performed by it during the contract, shall not discriminate on the grounds of race, color, or national origin in the selection and retention of subcontractors, including procurements of materials and leases of equipment. The contractor shall not participate either directly or indirectly in the discrimination prohibited by section 21.5 of the Regulation, including employment practices when the contractor covers a program set forth in Appendix B of the Regulations.
3. **Solicitations for Subcontracts, Including Procurements of Materials and Equipment:** In all solicitations either by competitive bidding or negotiation made by the contractor for work to be performed under a subcontract, including procurements of materials or leases of equipment, each potential subcontractor or supplier shall be notified by the contractor of the contractor’s obligations under this contract and the Regulations relative to non-discrimination on the grounds of race, color, or national origin.
4. **Information and Reports:** The contractor shall provide all information and reports required by the Regulations, or directives issued pursuant thereto, and shall permit access to its books, records, accounts, other sources of information, and its facilities as may be determined by the **BERRIEN COUNTY ROAD DEPARTMENT** to be pertinent to ascertain compliance with such Regulations or directives. Where any information required of a contractor is in the exclusive possession of another who fails or refuses to furnish this information, the contractor shall so certify to the State highway department, or the Federal Highway Administration as appropriate, and shall set forth what efforts it has made to obtain the information.
5. **Sanctions for Non-compliance:** In the event of the contractor’s non-compliance with the non-discrimination provisions of this contract, the **BERRIEN COUNTY ROAD DEPARTMENT** shall impose such contract sanctions as it or the Federal Highway Administration may determine to be appropriate, including, but not limited to:

BERRIEN COUNTY ROAD DEPARTMENT

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- (a) Withholding of payments to the contractor under the contract until the contractor complies, and/or
- (b) Cancellation, termination or suspension of the contract, in whole or in part.

6. Incorporation of Provisions: The contractor shall include the provisions of paragraphs (1) through (6) in every subcontract, including procurement of materials and leases of equipment, unless exempt by the Regulations, or directives issued pursuant thereto. The contractor shall take such action with respect to any subcontract or procurement as the **BERRIEN COUNTY ROAD DEPARTMENT** may direct as a means of enforcing such provisions including sanctions for non-compliance: Provided, however, that, in the event a contractor becomes involved in, or is threatened with, litigation with a subcontractor or supplier as a result of such direction, the contractor may request the **BERRIEN COUNTY ROAD DEPARTMENT** to enter into such litigation to protect the interests of the County, and, in addition, the contractor may request the State highway department to enter into such litigation to protect the interests of the State and/or the United States to enter into such litigation to protect the interests of the United States.

