



**BULLOCH COUNTY BOARD OF COMMISSIONERS
115 NORTH MAIN STREET
STATESBORO, GEORGIA 30458**

**INVITATION FOR BID
BULLOCH COUNTY RECREATION & PARKS DEPARTMENT
COMPACT EXCAVATOR**

The Bulloch County Board of Commissioners (herein after referred to as the “County”) is accepting **COMPETITIVE SEALED BIDS** for:

Material or Service: The purchase of one **Compact Excavator** to be used by the Bulloch County Recreation & Parks Department.

Bid Submission Deadline: The deadline for receipt of sealed bids is 3:00 PM, March 8, 2023. Prospective bidders shall file all documents necessary to support their bids. The written bid document supersedes any verbal or written prior communication between parties. Late bids will not be considered. **FAXED OR E-MAILED BIDS WILL NOT BE ACCEPTED.**

Note: Due to the construction at 115 North Main Street, if you are planning on attending the bid opening and bringing your bid with you, you must allow for enough time to find parking and your way to the room where the bid opening will be held.

Time and Place for Submission and Opening of Bids: Bidders are responsible for the actual delivery of sealed bids during normal business hours to the Bulloch County Board of Commissioners, 115 North Main Street, Statesboro, Georgia 30458. The original bid and one (1) copy along with supporting documents must be submitted in a sealed clearly marked envelope. At the time and date of the bid deadline, the bids will be publicly opened, and cost components read aloud at the Bulloch County Commissioners North Main Annex, in Conference Room 102 at the above-referenced address. The bids will be reviewed to determine conformity with the specifications and other criteria. Upon closure of the review, the Parks Division Manager will recommend the selection of a bid or bids most advantageous to the County or the rejection of all bids, which final decision will be approved by the Board of Commissioners.

Obtaining a Copy of Bid Package: A bid package may be requested by contacting Faye Bragg, Purchasing Manager, at fbragg@bullochcounty.net or <http://bullochcounty.net/procurement/>. Any addenda to this solicitation will be issued through the purchasing office, and it will be the sole responsibility of the bidder to periodically check the County’s website for any addenda for this project. Failure to include a signed copy of any addenda issued for this project in the submitted bid package will result in the submitted bid not being considered for this project.

Bid Identification: The outside of the sealed envelope shall include the wording: Compact Excavator Bid; Bid Opening: March 8, 2023 @ 3:00 PM; Attn: Faye Bragg, Purchasing Manager.

Check List: There is a checklist on page 11 that lists the forms that must be included in the sealed bid submission. Failure to return any of the items on the check list will be justification for non-acceptance of the submitted sealed bid.

Local Buying Preference: Departments are encouraged to use local vendors whenever possible. However, the County cannot pay a much higher price to do so because there is an obligation to the taxpayers to use our financial resources wisely.

For all purchases of \$15,000 or more, if the quality, service, price, and other factors are substantially equal, then a local vendor whose bid is within 5% of the lowest bid may be given an opportunity to match the lowest bid. This policy shall be stated in all applicable solicitations but does not apply to public works construction projects or road projects.

For purposes of this provision, a “local vendor” is one that 1) has a principal business location within the boundaries of Bulloch County; 2) has a valid occupational tax certificate issued by a jurisdiction located in Bulloch County; and 3) owns the property where the principal business location is located, or has a lease for a term of no less than one year for the principal business location which in effect requires the local vendor to pay the ad valorem taxes on the leased property.

A “principal business location” is further defined as a permanent facility with a physical location in Bulloch County where it can be demonstrated 1) that the goods or services are either made, stored, processed, sold or rendered at the facility; and 2) that substantial administrative or management activities are performed by one or more employees, principals, representatives or agents for the purpose of transacting business.

To request the local vendor preference, a vendor must include a completed local vendor form with its submitted bid. It is the vendor’s responsibility to provide clear and convincing evidence that it meets the requirements for being considered a local vendor pursuant to this provision. The determination of whether a vendor has submitted sufficient evidence to support being deemed a local vendor shall be solely within the discretion of the Board of Commissioners and shall not be subject to challenge.

To request local vendor preference, you must contact the Purchasing Manager for the proper form to complete. The completed form must be included with the submitted package to be considered for the local vendor preference.

Award and Reservations: It is understood and agreed that in consideration of the sum of One Dollar and No/100 (\$1.00) cash in hand paid, receipt whereof is hereby acknowledged, the bidder agrees that this bid shall be an option, which is hereby given to the County to accept or reject this bid at any time within sixty (60) calendar days from the date on which it is opened and

read. It is expressly covenanted and agreed that this proposal is not subject to withdrawal by the bidder during the term of said option. The bidder is solely responsible for delivering its sealed bid to the exact location and by the time stated. The County reserves the right to reject any or all bids and to waive technicalities and informalities in bids, and to accept, in whole or in part, such bid or bids that may be deemed in the best interest of the County. The County reserves the right to use or not use any alternate bid associated with this solicitation.

Exceptions to Specifications: Any contract resulting from this invitation shall bind the bidder to all terms, conditions and specifications set forth in this invitation. Bidders whose bids do not conform shall so note on the “Exceptions to Specifications” sheet provided. While the County reserves the right to make an award to a nonconforming bidder when in the best interest of the County, such awards will not be readily made, and bidders are urged to conform to the greatest extent possible. No exceptions will be considered to have been taken by a bidder unless it is properly set out as provided above, and no exception will be deemed to have been taken by the County unless incorporated in a contract resulting from this invitation and so stated.

If awarded, an award will be made to that responsive and responsible bidder or bidders with the most advantageous bid or bids to the County, price and other factors considered. Time is of the essence.

TERMS AND CONDITIONS

Changes: No change shall be made to this invitation except by written modification by the Purchasing Department.

Fob Destination Point: Bid prices shall include shipping to Mill Creek Regional Park, 1388 Hwy. 24 East, Statesboro, GA 30461. Title to remain with vendor until fully accepted by County. Goods damaged or not meeting specifications will be rejected. **DELIVERY DATE MUST BE STATED ON BID.**

Compliance: The County's failure to insist on compliance with any of the terms or conditions of this Invitation to Bid shall not be deemed a waiver of the County's right to insist at any time on full compliance with any of the terms and conditions stated herein.

Disqualification: Bids may be disqualified for: a) receipt of the bid by the County past the stated deadline; b) any irregularities; c) unbalanced unit price or extensions; d) unbalanced value of any items; or e) failure to complete bid information correctly. If in the opinion of the County, the bidder is not in a position to perform the contract, the bid may be disqualified and rejected. The County reserves the right to waive any minor informalities or irregularities.

Lawsuits/Bribery/Conflicts of Interest/Defaults: Prospective bidders shall disclose any record of pending lawsuits, criminal violations and/or convictions, conflicts of interest, or contract defaults.

Liability: The County is not liable for any cost incurred in the preparation of the bid. Nor is the County bound by any information provided to bidders prior to the bid opening unless reduced to writing and distributed as a written addendum.

Clarification of Submittals: The County reserves the right to seek clarification of any point in a bidder's sealed bid submission, or to obtain additional information.

Exceptions: Conditional bids or those that take exception to the specifications will be considered only at the discretion of the Parks Division Manager.

Correction or Withdrawal of Bids, Cancellation of Awards: Correction or withdrawal of bids after the deadline for submitting bids has passed, or cancellation of awards or contracts may be permitted only to the extent that the bidder can show by clear and convincing evidence that a clerical mistake of non-judgmental character was made, or where the withdrawal or cancellation is in the best interest of the County.

County Obligations: The County has a standing policy to disqualify or withhold compensation to vendors, contractors, and professional consultants if there are existing obligations to the County for any liens, ad valorem taxes, licenses or other financial remittances due to the County.

Award: If awarded, the award will be made to that responsive and responsible bidder or bidders whose bid is most advantageous to the County, price and other factors considered. The County specifically reserves the right to make an award to more than one bidder if the County determines that it is in the County's best interest to do so, and to reject any and all bids. The bidder or bidders to whom the award is made will be notified at the earliest possible date.

Payment: Payment will be made upon completion of work and acceptance by the County on invoice submitted and approved by the Project Manager within (30) thirty days of receipt of invoice. Itemize all invoices in full. Be sure our order number is on your invoice. One lump sum payment for the purchase of a Compact Excavator will be made.

Inquiries Regarding Payment: All inquiries regarding payment of invoices are to be directed to Accounts Payable, (912) 764-6245.

Regulatory Agencies: Successful bidder will be responsible for all required permits or licenses required by any regulatory agency of the City, County, State or Federal Governments.

Anti-Discrimination Clause: Bulloch County does not discriminate against any person because of race, color, religion, national origin, or handicap in employment or services provided.

Delivery: Delivery shall be made to the Mill Creek Regional Park 1388 Hwy. 24 East, Statesboro, GA 30461. Time is of the essence.

Product Compliance: Bidders must submit with their bid, the latest printed specifications and/or advertising literature to show compliance with our specifications on the units they propose to furnish.

Questions: All questions concerning this invitation should be directed to the buyer whose name appears on the bottom of this page unless otherwise directed.

Bid Reservations: The County reserves the right to reject any or all Bids, to award in whole or in part and to waive minor immaterial defects in Bids. Negotiations may be necessary to complete the contract.

Indemnification: The Contractor agrees to indemnify, hold harmless, and defend the County, its officials, and employees (hereinafter collectively “the indemnitees”) from and against any and all claims, damages, liabilities, suits, proceedings, costs, and expenses of litigation (including, without limitation, reasonable attorney’s fees) related to or arising in any way out of the performance of this Agreement, unless such is attributable to the sole negligence of the indemnitees. The indemnity obligation of the Contractor will survive the expiration or termination of this Agreement.

Quality: Any brand names or trade names used in the specifications are for the purpose of describing and establishing general quality levels.

Design: The design of the mechanical members shall be such that the stress imposed through normal shock loads at maximum engine torque shall not cause rupture or permanent deformation or undue wear on any member.

Warranties: List all factory warranties along with any additional warranties in the bid submission.

Contract: The successful bidder shall be required to enter into a contract that is substantially the same as the contract included herewith.

The bid must be submitted in a sealed envelope to the following address:

Bulloch County Commissioners
Attn: Purchasing Manager
115 N Main St.
Statesboro, GA 30458

Bidders will be fully responsible for the delivery of their bids in a timely manner. Reliance upon U.S. Mail or other carriers is at the bidder's risk. Late bids will not be considered.

For technical questions concerning this bid contact Tony Morgan, Parks Division Manager, 912-489-9076 or tmorgan@bullochrec.com.

For procurement procedures concerning this bid contact Faye Bragg, Purchasing Manager, at fbragg@bullochcounty.net.

SHIPPING COSTS, IF ANY SHALL BE INCLUDED IN BID PRICES

Bid Specifications

These specifications are to establish the quality, type, and size level needed by the Bulloch County Recreation & Parks Department. All models/brands bid that are considered equal in quality, type, and size by SBCPRD will be considered for award. Accessories not specifically mentioned herein but necessary to furnish a complete unit ready for use shall also be included.

Compact Excavator

EXCAVATOR OPERATIONAL CHARACTERISTICS

1. ROPS with canopy.
2. Diesel engine required with minimum gross output of 24.8 HP at 2200 rpm. .
3. Rubber tracks.
4. Auxiliary hook up on arm with Auxiliary hydraulic flow of 15.8 gal/min or more.
5. Angle Blade on front with left/right angle of 25 degrees each direction.
6. Operation weight of 7,781 pounds
7. Standard Arm length
8. Ability to offset boom to the right 1'4.1" and the left 1'5.7".

EXCAVATOR'S REQUIRED ATTACHMENT

1. Hydraulic operated thumb
2. Manual Quick Attach coupler
3. Quick attach 18" bucket with teeth
4. Quick attach 36" ditching bucket with bolt on edge

Reference – Kubota KX033-4 Angle Blade

BID FORM

Make and Model of Compact Excavator being bid:

Bid price for Compact Excavator being bid: \$ _____

Shipping & Handling: \$ _____

Grand Total: \$ _____

GRAND TOTAL IN WORDS: _____

Estimated lead time for delivery: _____

List types and length of warranties: _____

Company Name: _____

Company Address: _____

Company Representative: _____

Title: _____

Signature of Representative: _____

Printed Name of Representative: _____

Telephone Number: _____

Fax Number: _____

E-mail Address: _____

**BULLOCH COUNTY, GEORGIA
NON-COLLUSION AFFIDAVIT**

The following affidavit is to accompany the bid:

STATE OF:

COUNTY OF:

Owner, Partner or Officer of Firm:

Company Name, Address, County and State:

The undersigned, being of lawful age, being first duly sworn, on oath says that he/she is the agent authorized by the firm to submit the attached proposal. In making such representation, affiant further states for himself/herself and on behalf of firm, that they have not been a party to any collusion among firms in restraint of competition by agreement to submit a bid or proposal at a fixed price or to refrain from proposing; or with any office of Bulloch County or any of their employees as to quantity, quality or price in the prospective contract; or any discussion between firms and any official of Bulloch County or any of their employees concerning exchange of money or other things of value for special consideration in submitting a sealed bid for:

FIRM NAME _____

SIGNATURE _____

TITLE _____

Subscribed and sworn to before me this _____ day of _____ 20_____.

NOTARY PUBLIC _____

**BULLOCH COUNTY, GEORGIA
BIDDER DECLARATION**

The bidder understands, agrees and warrants:

That the bidder has carefully read and fully understands the full scope of the specifications.

That the bidder has the capability to successfully undertake and complete the responsibilities and obligations in said specifications.

That this bid shall be valid for 60 days.

That this bid may be withdrawn by requesting such withdrawal in writing at any time prior to March 8, 2023 @ 3:00pm, but may not be withdrawn after such date and time for a period of 60 days.

That Bulloch County reserves the right to reject any or all bids and to accept that bid which will, in its opinion, best serve the public interest. Bulloch County reserves the right to waive any technicalities or informalities in the bidding.

That by submission of this bid the bidder acknowledges that Bulloch County has the right to make any inquiry or investigation it deems appropriate to substantiate or supplement information supplied by the bidder.

If a partnership, a general partner must sign.

If a corporation the authorized corporate officer(s) must sign, and the corporate seal must be affixed to this proposal.

BIDDER:

Name	Title
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Name	Title
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AFFIX CORPORATE SEAL (if applicable)

Subscribed and sworn to before me this _____ day of _____ 20____.

NOTARY PUBLIC _____

CHECK LIST

The items listed below must be returned with the sealed bid. Failure to return any of the items listed will be justification for not accepting the submitted bid.

- 1. Page 4 – Catalog Pages, cut sheets, other written or technical and performance specifications
- 2. Page 7 – Exceptions to Specifications Sheet
- 3. Page 8 – Bid Sheet
- 4. Page 9 – Non-Collusion Affidavit
- 5. Page10 – Bidder Declaration

Note: Due to the construction at 115 North Main Street, if you are planning on attending the bid opening and bringing your bid with you, you must allow for enough time to find parking and your way to the room where the bid opening will be held.

TO BE COMPLETED BY AWARD WINNER ONLY

ACCEPTANCE OF PROPOSAL – EXAMPLE ONLY

Bulloch County hereby accepts the undersigned supplier's offer submitted in response to the attached Invitation to Bid for the following item: _____
_____.

By executing this Acceptance of Proposal, Bulloch County and the undersigned supplier acknowledge and agree to be bound by all terms and conditions of the attached Request for Proposals and all specifications and pricing stated therein.

IN WITNESS WHEREOF, Bulloch County and the undersigned supplier have caused their authorized representatives to set their hands and seals this _____ day of _____, 20____.

BULLOCH COUNTY, GEORGIA
By: _____
Thomas M. Couch, County Manager

[Name of Successful BIDDER]
By: _____

Print or type name of signatory

[FORM OF ACCEPTANCE OF PROPOSAL]

The successful vendor(s) will be required to execute this Acceptance of Proposal.