

This No. **15-718** and the bid opening date must appear on the bid envelope.

INVITATION TO BID

OFFICE OF CITY PURCHASING AGENT
P.O. Box 1111
Montgomery, Alabama
July 18, 2018

Gentlemen:

Sealed bids for ASPHALT will be received by the undersigned until 2:00 P.M. August 8, 2018 in Room 1, Building 1941, 934 North Ripley Street, Montgomery, Alabama 36104 and be opened as soon thereafter as practical. Bids will be publicly opened and read in Conference Room, Building 1941, 934 North Ripley Street, Montgomery, Alabama 36104. Bids may be hand carried or mailed; however, it is the responsibility of bidders to assure that bids are received no later than 2:00 P.M. on the date indicated above. Bids received after this time will not be considered.

All quotations shall be F.O.B., Montgomery, Alabama as indicated and submitted on the attached bid form. Bidders are requested to fill out the bid form by typewriter, indelible pencil or ink and to express delivery in number of days. If you cannot furnish any of the items please return the attached bid form marked "NO BID".

The City of Montgomery reserves the right to reject any or all bids and the right to make an award in the best interest of the City of Montgomery.

No oral, telephonic, telegraph, facsimile proposals, modifications, or alternate bids will be considered. Bids will not be considered from firms submitting more than one bid.

Questions regarding this solicitation may be directed to telephone number (334) 625-2610 and should be presented prior to the bid opening.

Sincerely,



Jane T. Hataway
Purchasing Agent

kb

- Attachment
1. Bid Form.
 2. Special Provisions.

Bid No. 15-718

	<u>ESTIMATED TONS</u>	<u>UNIT PRICE</u>	<u>EXTENDED AMOUNT</u>
<u>F.O.B., PLANT</u>			
Sheet Asphalt 424 3/8" Aggregate	1200	\$ _____	\$ _____
Mix 424A-361 ESAL C-D 3/4" W.S.	5000	\$ _____	\$ _____
Mix 424A-366 C-D 1/2" W.S. Leveling	5000	\$ _____	\$ _____
Mix 424B-651 ESAL C-D 1" U.B.	5000	\$ _____	\$ _____
Mix 424C-361 ESAL C-D 1 1/2" Base	5000	\$ _____	\$ _____
Mix 424A-360 ESAL C-D 1/2" Aggregate W.S.	5000	\$ _____	\$ _____
Mix 424B-650 ESAL C-D 3/4" Max Aggregate	5000	\$ _____	\$ _____
Mix 424B-653 ESAL C-D 1/2" Max Aggregate	5000	\$ _____	\$ _____
Mix 424B-654 ESAL C-D 3/4" Max Aggregate	5000	\$ _____	\$ _____
Mix 424B-657 ESAL C-D 1/2" Max Aggregate	5000	\$ _____	\$ _____
Mix 424B-658 ESAL C-D 3/4" Max Aggregate	5000	\$ _____	\$ _____
TOTAL BID		\$ _____	

TOTAL BID FOR F.O.B. PLANT

\$ _____

- NOTES:
1. Bids will be computed by Extension of Unit Price and estimated quantities on a total bid basis for the above items. In case of an extension error the unit price will govern.
 2. Automatic scaled printers will be furnished with each delivery. Deliveries not having these scaled printers will not be accepted by the City of Montgomery.
 3. The City of Montgomery reserves the right to accept or reject any or all bids within a minimum of 60 days after bids are opened.
 4. **INCOMPLETE BID BONDS AND UNSIGNED BID FORMS WILL BE CAUSE FOR DISQUALIFICATION OF A BID.**
 5. **VENDORS SHOULD PROVIDE ONE ORIGINAL PRINTED HARDCOPY, CLEARLY IDENTIFIED AS SUCH, AND ONE (1) ADDITIONAL COPY OF THEIR BID INCLUDING TWO COPIES OF ALL ATTACHMENTS, I.E., CATALOGS, BROCHURES, ETC.**
 6. **BUSINESS OWNERSHIP:**
SMALL – LESS THAN 50 EMPLOYEES OR GROSS RECEIPTS LESS THAN \$1,000,000.00 PER YEAR, INDEPENDENTLY OWNED AND OPERATED. _____ YES _____ NO
MINORITY AND WOMEN OWNED – AT LEAST 51% OWNED BY ONE OR MORE SOCIALLY AND ECONOMICALLY DISADVANTAGED INDIVIDUALS AND WHOSE MANAGEMENT AND DAILY BUSINESS OPERATIONS ARE CONTROLLED BY ONE OR MORE OF THOSE INDIVIDUALS.
_____ YES _____ NO
 7. Contract period will be for a six (6) month period from date of award with the option to renew five (5) additional six (6) month periods or up to three (3) years from date of award.
 8. This contract may be canceled for the convenience of either party, by either party giving sixty (60) days' notice to the other party.

BID FORM

The City of Montgomery makes no guarantee as to the amount of asphalt to be used. However, each bidder certifies by the submittal of his bid that he will maintain the capability of supplying the City of Montgomery a minimum of 700 tons daily upon 12 hours advance notice. Successful bidder must have plant rated to produce a minimum of 150 tons per hour.

The City of Montgomery agrees to give verbal (phone or personal) notice of twelve (12) hours advance notice for asphalt needed. The successful bidder agrees, after verbal (phone or personal) notice of twelve (12) hours, to supply asphalt, to the City of Montgomery, at any time so ordered. Due to Special Projects successful bidder agrees to supply asphalt seven (7) days per week and twenty-four (24) hours a day if required. The supplier (successful bidder) agrees to supply asphalt twelve (12) hours after receipt of notice and further understands and agrees that the prompt supplying of asphalt as specified is required hereunder. The supplier further agrees that should he not deliver within the twelve (12) hours specified above that the City of Montgomery may obtain the asphalt elsewhere and charge him for any excess costs over and above those specified in the contract. The supplier further understands and agrees that repeated delays and non-performance in deliveries shall at the option of the City of Montgomery be legal and sufficient grounds for cancellation of the contract, recognizing that the prompt supplying of asphalt is of the essence to the City of Montgomery. Successful bidder must have an asphalt plant in operation, within the Police Jurisdiction of the City of Montgomery at the time of the bid opening; said plant must be State approved. The City of Montgomery reserves the right to order mixes other than what is listed on the contract as may be needed by the City.

Contract period will be for a six (6) month period from date of award with the option to renew for five (5) additional six (6) month periods or up to three (3) years from date of award. This contract may be canceled for the convenience of either party, by either party giving sixty (60) days notice to the other party.

All asphalt mixes to be quoted F.O.B. Plant.

The asphalt will be ordered in quantities as required by work in progress or otherwise needed. The City has estimated that the following quantities will be purchased during the next year.

1. GENERAL: It is understood and agreed that the contract unit prices for bituminous materials in the accepted proposal shall be based on the ALDOT asphalt index price at the time of opening bids, **August 8, 2018**. The Department shall determine an "Asphalt Index" to address fluctuations in the cost of the bituminous materials based on monthly written base price quotes obtained from major suppliers of asphalt products to the Alabama Highway construction industry FOB the supplier's terminal. The PG Asphalt or Asphalt Cement index will be computed by determining the average unit price quoted for grade PG 67-22, to the nearest cent for each month. The "Index" will be published monthly and will be used for price adjustments as noted in Items 2 and 3 below.

2. USAGE: The "Index" in effect at the time of opening bids shall establish a base index for a project to which price adjustments, plus or minus will be made for bituminous materials incorporated into the work, in accordance with the specifications. This adjustment will be computed at the time the final or semi-final payment is made on the contract for the materials actually placed during each particular month that the monthly index changes by 10%, plus or minus, from the base index. The actual amount of adjustment will be determined by multiplying the increase or decrease of the appropriate monthly index from the base index by the amount of bituminous material used in the work during the period covered by the monthly index. The amount of asphalt will be calculated as follows:
 - Bituminous Bases, Plant Mix Pavements and Sheet – theoretical gallons per ton based on job mix formula using a unit weight of 8.51 pounds per gallon of asphalt.
 - Surface Treatments – actual gallons of asphalt used within specification requirements with volumetric correction to 60° F as per Subarticle 109.02(c).
 - Tack Coat and Mulch Adhesive – actual gallons within specification requirements prior to dilution with volumetric correction to 60° F as per Subarticle 109.2(c).

3. RESTRICTIONS: Only those types of bituminous materials noted in Item 2 above shall be used in computation of any bituminous material price adjustment. Any price adjustment herein provided shall not apply to materials used after expiration of contract time plus any approved time extension.
4. Sheet Asphalt shall contain a minimum of 10% of liquid A/C aggregate weight. No bid will be accepted that does not include proposed mix design for sheet asphalt. Said mix design shall be approved by the City of Montgomery prior to production.
5. Wearing Surface Mix 424A-361 to contain no more than 20% RAP.

The City Maintenance Department requests that successful vendor shall furnish **three (3) copies** of the asphalt delivery tickets F.O.B. plant.

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CHECKLIST MUST BE COMPLETED BY THE BIDDER

SECTION	COMPLY	CANNOT COMPLY	SEE ATTACHED SHEETS
1.	_____	_____	_____
2.	_____	_____	_____
3.	_____	_____	_____
4.	_____	_____	_____
5.	_____	_____	_____

SPECIAL PROVISIONS

NO. 1

THE CITY OF MONTGOMERY REQUIRES THAT A BID BOND BY A RELIABLE SURETY COMPANY AUTHORIZED TO DO BUSINESS IN THE STATE OF ALABAMA BE FILED WITH EACH BIDDER'S BID THAT EXCEEDS \$50,000.00. SUCH BOND SHALL BE FOR THE SUM OF FIVE PERCENT (5%) OF THE TOTAL BID. A CASHIERS CHECK PAYABLE TO THE CITY OF MONTGOMERY OR AN IRREVOCABLE LETTER OR CREDIT SHALL ALSO BE ACCEPTABLE.

NO. 2

CITY ORDINANCES MANDATE THAT ANYONE WHO TRANSACTS BUSINESS WITHIN THE CITY LIMITS OF MONTGOMERY BY ONE OR ALL OF THE FOLLOWING SITUATIONS IS SUBJECT TO OBTAIN A CITY BUSINESS LICENSE:

- 1) A physical location within the City.
- 2) A representative of your company calls on customer or solicits business within the City.
- 3) Merchandise is delivered into the City on a vehicle other than by common carrier.

BIDDERS FALLING WITHIN THE ABOVE CATEGORIES WILL BE REQUIRED TO OBTAIN A CITY OF MONTGOMERY BUSINESS LICENSE PRIOR TO ISSUANCE OF A CONTRACT OR PURCHASE ORDER

BUSINESS LICENSE NO. _____

No. 3.

Verification of E-Verify Enrollment in accordance with the Beason-Hammon Act.

SECTION 9

-The attached form should be completed and signed. Attach to it verification of your enrollment in E-Verify.

RFP/PROCUREMENT STATEMENT OF COMPLIANCE WITH THE BEASON-HAMMON ALABAMA TAXPAYER AND CITIZEN PROTECTION ACT AS AMENDED

This form with attachment is to be returned with the response to any RFP or other form of procurement and is to be completed as a condition for the award of any contract, grant, or incentive by the State of Alabama, any political subdivision thereof, or any state-funded entity to a business entity or employer that employs one or more employees within the State of Alabama.

State of _____

County of _____

“As a condition for the award of any contract, grant, or incentive by the state, any political subdivision thereof, or any state-funded entity to a business entity or employer that employs one or more employees within the State of Alabama, I hereby state that in my capacity as

_____ (state position) for _____

_____ (state business entity/employer/contractor name) that said business entity/employer/contractor shall not knowingly employ, hire for employment, or continue to employ an unauthorized alien within the State of Alabama.”

I further assert that said business entity/employer/contractor is enrolled in the E-Verify program if enrollment is not eligible to enroll because of the rules of that program or other factors beyond its control. (ATTACH DOCUMENTATION ESTABLISHING THAT BUSINESS ENTITY/EMPLOYER/CONTRACTOR IS ENROLLED IN THE E-VERIFY PROGRAM)

Signature

ATTACHMENT: VERIFICATION OF E-VERIFY ENROLLMENT.

THIS FORM PROVIDED FOR COMPLIANCE WITH SECTIONS 9 (a) and (b) BEASON-HAMMON ALABAMA TAXPAYER AND CITIZEN PROTECTION ACT; CODE OF ALABAMA, SECTIONS 31-13-9 (a) (b).and (c) as amended.