



WILLIAM A. BELL, SR.
MAYOR

CITY OF BIRMINGHAM

FINANCE DEPARTMENT

PURCHASING DIVISION

P-100 CITY HALL
710 NORTH 20TH STREET
BIRMINGHAM, ALABAMA 35203-2227

TELEPHONE (205) 254-2265
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J. THOMAS BARNETT, JR.
FINANCE DIRECTOR

RON NICKEL
PURCHASING AGENT

WILLIAM E. CAFFEE
ASSISTANT PURCHASING AGENT

September 2, 2015

INVITATION TO BID #15-69

Sealed bids for 2015 skid mounted spray units for the City of Birmingham, will be received by the Purchasing Agent, Room P-100 First Floor City Hall, Birmingham, Alabama, until 2:00 p.m., September 16, 2015 at which time and place they will be publicly opened and read.

Bidders wishing to bid can download the complete solicitation including the specifications and bid forms via the internet at www.birminghamal.gov (go to link titled **Bidding Opportunities**), or by visiting the Purchasing Office at the address shown above, or by calling (205) 254-2265, fax (205) 254-2484 and requesting a copy be mailed to you. Any addenda will be available on the internet. Bidder is responsible for checking the website for addenda until bid opening date. Addenda will be mailed to only those vendors who were provided a copy in person or by mail.

Bids are to be submitted on the bid form provided and all quotations are to be f.o.b. Birmingham, Alabama delivered.

It is required for any contract exceeding \$10,000.00 that the bidder submits with his bid a certified check, a cashier's check, or a bid bond payable to the City of Birmingham in the amount of \$500.00. In order for any bid award to be considered that exceeds \$10,000.00, your bid must be accompanied by an acceptable bid bond or check. Bid bond checks will be returned to all unsuccessful bidders after the formal award is made and to the successful bidder after acceptance of award. Should the successful bidder fail to accept the award, the bid bond or check shall be forfeited.

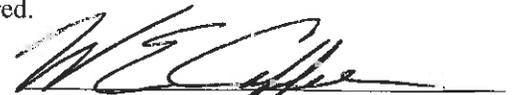
The City follows a policy of nondiscrimination. No contractor with the City should discriminate on the basis of race, sex, religion, or national origin. Failure by the Vendor to carry out these requirements is a material breach of its obligations, which may result in its termination or such other remedy as the City deems appropriate.

No bid may be withdrawn for a period of sixty (60) days after the date of the bid opening.

The City reserves the right to reject any or all bids submitted in whole or part, and to waive any informalities.

Bids must be submitted in a sealed envelope marked, "**SEALED BID SKID MOUNTED SPRAY UNITS – 2:00 P.M., 09/16/15**". Bids may be hand delivered to Room P-100 First Floor City Hall, Birmingham, Alabama, or mailed to City of Birmingham, P. O. Box 11295, Birmingham, Alabama 35202-1295. (**DO NOT MAIL TO ROOM P-100 FIRST FLOOR CITY HALL**). However, bids sent by any express carrier (Federal Express, UPS, DHL, etc.) must be mailed to 710 North 20th Street, and specify delivery to P-100 First Floor City Hall.

It is the bidder's responsibility to make sure that his bid is in the possession of the Purchasing Agent on or before 2:00 p.m., September 16, 2015. Bids received after this time will not be considered.


W E Caffee, Assistant Purchasing Agent

a.m.
B.N. 09/11/15

SPECIFICATIONS FOR BID 2015 SKID MOUNTED SPRAY UNITS

GENERAL:

The City of Birmingham plans to purchase the 2015 skid mounted spray units specified in the document in the quantity indicated. Award will be based on the lowest price, responsive, responsible bid submitted.

The City reserves the right to make additional purchase of 2015 skid mounted spray units at the bid price at a later date if mutually agreeable to both parties.

Municipalities are not liable for sales tax: reference Code of Alabama Section 40-23-4. Costs normally considered pass through costs (property tax, use tax, delivery charge, etc.) to the customer by the provider must be included in any fee proposed (Code of Alabama Section 40-12-222). For the purchase of personal property, the City's policy is to apply a local preference option, as allowed by State of Alabama Code, Section 41-16-50, in determining the low bidder.

Bidders are required to provide an additional two (2) copies of their original bid with their package.

The City will issue purchase order(s) to the successful bidder for the goods and/or services (bid items) that are the subject of the bid. Unless otherwise agreed in a writing that is signed by both parties, the entire agreement between the City and the successful bidder concerning the bid items is comprised of the terms, conditions, specifications and requirements stated in (a) the contemplated purchase order(s), (b) this Invitation to Bid and Specifications and (c) your bid (collectively, the "Contract Requirements"). These writings supersede all former proposals, offers, negotiations, representations or agreements, either written or oral, concerning the provision of vendor's goods and/or services. By acceptance of the City's purchase order(s), the successful vendor agrees to abide by and perform its responsibilities related to the bid items in compliance with the Contract Requirements.

Each bidder is to extend prices and provide a total for the bid being submitted. In order for any bid award to be considered that exceeds \$10,000.00 your bid must have been accompanied by an acceptable bid bond, certified check or cashier's check in the amount of \$500.00. Bid bond checks will be returned to all unsuccessful bidders after the formal award is made and to the successful bidder after acceptance of award. Should the successful bidder fail to accept the award, the bid bond check shall be forfeited.

Contract award to purchase the materials covered in this bid document shall be construed under and governed by the laws of the State of Alabama and each party hereto irrevocably agrees to be subject to the jurisdictions of the courts of the State of Alabama.

The City's standard payment term is Net-30 Days from acceptance. Exception may be allowed for discounted early payment, such as 2%-10, Net 30 Days. The reference date for all such discounted early payment terms will be the date the invoice is received or the date the goods are received, whichever is later. In the event of a dispute the City's record shall prevail. **The City will not consider any bids requiring C.O.D. payments.**

Vendor (and its employees, agents and any subcontractors) shall not discriminate on the basis of race, color, national origin, or sex in the performance of the services contemplated hereunder. Failure by the Vendor to carry out these requirements is a material breach of its obligations, which may result in its termination or such other remedy as the City deems appropriate.

Vendor acknowledges and agrees that, consistent with federal law and City's public policy, it will encourage disadvantaged business enterprise (DBE) participation to the extent permitted by law. A "disadvantaged business enterprise" is a for-profit small business concern (i) at least 51% owned by one or more individuals who are both socially and economically disadvantaged or, in the case of a corporation, in which 51% of the stock is owned by one or more such individuals; and (ii) whose management and daily business operations are controlled by one or more of the socially and economically disadvantaged individuals who own it. In accordance with federal law, a "socially and economically disadvantaged individual" includes African-Americans, Hispanic Americans, Native Americans, Asian-Americans, women, and any additional groups designated as socially and economically disadvantaged by the Federal Small Business Administration.

Successful bidder acknowledges and agrees that the City has the right to deduct from total amount of consideration to be paid, if any, to the successful bidder under this agreement all unpaid, delinquent, or overdue license fees, taxes, fines, penalties and other amounts due the City from the successful bidder. The City of Birmingham must have a copy of the successful bidder's current City of Birmingham business license prior to formal award of contract. Each bidder may submit a copy of his/her license along with his/her bid. However, bidder must provide a copy of his/her current business license no later than seven (7) working days of receipt of notice of intent to award. Failure to submit the requested information will result in the notice of intent to award being revoked.

Any successful bidder who is not currently set up as a vendor in the City of Birmingham vendor file will be required to submit a completed W-9 tax form prior to any award. The W-9 tax form may be submitted with your bid or no later than seven (7) working days of receipt of notice of intent to award.

Successful Vendor (located in the State of Alabama or located outside of the State of Alabama, but employs one or more employees within the State of Alabama) represents and warrants that it does not knowingly employ, hire for employment, or continue to employ an "unauthorized alien", as defined by the Beason-Hammon Alabama Taxpayer and Citizen Protection Act, Act No. 2011-535 (H.B.56) of the Alabama Legislature, as amended from time to time (the "Act") and that, during the performance of this contract, Vendor shall participate in the E-Verify program as required under the term of the Act. Vendor agrees to comply with all applicable provisions of the Act. As a condition for the award of any contract, Vendor shall provide documentation establishing that the Vendor is enrolled in the E-Verify program, or a signed, written statement that the Vendor does not have a presence (one or more employees) in the State of Alabama. Vendor may submit applicable documentation with his/her bid or no later than seven (7) working days of receipt of notice of intent to award.

Any questions concerning these specifications should be addressed to the Purchasing Division, Attn: Artelia Macon, Principal Buyer at (205) 254-2265 or Fax: (205) 254-2484, between the hours of 9:00 a.m. & 4:00 p.m. Monday thru Friday.

SPECIFICATIONS
FOUR (4) OR MORE 2015 SKID MOUNTED
SPRAY UNITS
UNITED STATES ASSEMBLY
FOR
CITY OF BIRMINGHAM, ALABAMA

It is the intent of this specification to describe a complete, ready to utilize 200 gallon sprayer skid unit with hose reel for the City of Birmingham, AL

The better of a three year or the manufacturer's warranty period will begin with the effective equipment in-service date, which may or may not be equal to the equipment delivery date, but will in no case be later than six months after equipment has been delivered. All standard equipment to be included. Skids will not be accepted with any dealer emblems affixed to vehicle.

Equipment recall notices should be mailed directly to Bob Rainey, Director, Equipment Management, 515 6th Avenue South, Birmingham. AL 35205.

All participating bidders shall mark conspicuously - compliance or non-compliance with an "X" in the appropriate column beside each specified item. Those items marked in the "NO" column must be explained in detail on the provided "Exceptions to Specifications" pages.

Questions should be addressed to Mr. Bob Rainey, Director, Equipment Management, c/o Mr. Ron Nickel, Purchasing Agent, Purchasing Division, 710 North 20th Street, Room P-100 First Floor, Birmingham, AL, 35203.

GENERAL DESCRIPTION: The basic spray unit shall include a spray pump, pump motor, hose reel, 200 gallon poly tank and skid. All components in the spray system must be non-corrosive type, compatible with chemicals currently used by the City of Birmingham. The list includes the following chemicals: Ranger Pro, Vanquish, DMA 4, Oust Extra, Pendulum, Aquacap, Plateau, MSMA, Outrider, Milestone, Krenite, Arsenal, Round Up Custom, Round Up Pro Concentrate, Proclipse, Simazine and Garlon 3A. Please note this list is just herbicides and does include any adjuvants or surfactants

**APPROXIMATELY FOUR (4) OR MORE 2015 SKID
MOUNTED SPRAY UNITS
PAGE TWO OF TWO**

**BIDDER
COMPLIANCE
YES NO**

CHEMICAL TANK: The spray tank shall be square poly with a minimum 200 gallon capacity _____

SPRAY HOSE: The spray hose shall be Synflex with 1/2 inch inside diameter and 5/8 inch outside diameter _____

HOSE REEL: The hose reel shall be an electric Hannay or equal with a capacity of 300 – 500 feet of Synflex hose. _____

PUMP MOTOR: The motor shall be a Honda 5.5 horse power gas engine with 3/4 inch shaft with Drainzit 1/4", 10mm drain tube or equal. _____

PUMP: Shall be a Hypro D30 diaphragm pump _____

SKID: Shall be painted or powder coated iron. _____

SPRAY GUN: Shall be an Udor 8 inch Turbo Industrial Spray Gun no exceptions. _____

8" Barrel _____

Nickel Plated Aluminum Trigger Valve with Stainless Steel Trigger and Guard _____

1/2" MBSP Inlet Swivel Included _____

Adjustable Spray Pattern from Straight Stream to Cone _____

Mist Adjustable volume trigger _____

FOB: **515 6th Avenue South
Birmingham, AL 35205**

BID FORM

W. E. Caffee
 Assistant Purchasing Agent
 Birmingham, Alabama

Submitted below is my firm bid for 2015 skid mounted spray units for the City of Birmingham, in accordance with your invitation to bid and specifications dated September 2, 2015. Prices quoted are F.O.B. Birmingham, Alabama delivered and I am bidding in accordance with specification except as listed below.

Approx. Qty	Description	Make/Model	Unit Price	Extended Total
4	2015 Skid Mounted Spray Units as per specification.		\$ _____	\$ _____
	Optional Item			
	Additional Hoses as specified above		\$ _____	
	Additional Spray Gun as specified above		\$ _____	
NOTE: Optional items will only be a factor in determining the low bid price if selected at time of award.			Total	\$ _____

I hereby certify that we do not discriminate in employment of our personnel against any persons on account of race, creed, color, sex, or national origins, and acknowledge, and agree, that the City encourages minority – and women – owned business participation to the maximum extent possible. This policy includes Historically Underutilized Business Enterprises such as architectural firms, engineering firms, investment banking firms, other professional service providers, and construction contractors as part of the City’s business, economic and community revitalization programs.

EXCEPTIONS TO SPECIFICATIONS:

 Date of Bid

 Company

 Street Address

 Post Office Box (Zip if different the street address)

 Tax ID Number

 City State Zip

 Name (Print or Type)

 Terms of Payment

 Signature

 Delivery Date

 Title

 Telephone Number

 E-mail address

 Fax Number

Bidder acknowledges receipt of _____ addenda to the bid.
 (Number(s))