

BID INVITATION

STANDARD CONDITIONS

M-04-059H

1. **ACCEPTANCE AND REJECTION:** The Arkansas State Highway and Transportation Department (AHTD) reserves the right to reject any or all bids, to accept bids in whole or in part (unless otherwise indicated by bidder), to waive any informalities in bids received, to accept bids on materials or equipment with variations from specifications where efficiency of operation will not be impaired, and to award bids to best serve the interest of the State.
2. **PRICES:** Unless otherwise stated in the Bid Invitation, the following will apply: (1) unit prices shall be bid, (2) prices should be stated in units of quantity specified (feet, each, lbs., etc.), (3) prices must be F.O.B. destination specified in bid, (4) prices must be firm and not subject to escalation, (5) bid must be firm for acceptance for 30 days from bid opening date. In case of errors in extension, unit prices shall govern. Discounts from bid price will not be considered in making awards.
3. **BID BONDS AND PERFORMANCE BONDS:** If required, a **Bid Bond** in the form of a cashier's check, certified check, or surety bond issued by a surety company, in an amount stated in the Bid Invitation, must accompany bid. **Personal and company checks are not acceptable as Bid Bonds.** Failure to submit a Bid Bond as required will cause a bid to be rejected. The Bid Bond will be forfeited as liquidated damages if the successful bidder fails to provide a required Performance Bond within the period stipulated by AHTD or fails to honor their bid. Cashier's checks and certified checks submitted as Bid Bonds will be returned to unsuccessful bidders; surety bonds will be retained. The successful bidder will be required to furnish a **Performance Bond** in an amount stated in the Bid Invitation and in the form of a cashier's check, certified check, or surety bond issued by a surety company, unless otherwise stated in the Bid Invitation, as a guarantee of delivery of goods/services in accordance with the specifications and within the time established in the bid. **Personal and company checks are not acceptable as Performance Bonds.** In some cases, a cashier's check or certified check submitted as a Bid Bond will be held as the Performance Bond of the successful bidder. Cashier's checks or certified checks submitted as Performance Bonds will be refunded shortly after payment has been made to the successful bidder for completion of all terms of the bid; surety bonds will be retained. Surety bonds must be issued by a surety company authorized to do business in Arkansas, and must be signed by a Resident Local Agent licensed by the Arkansas State Insurance Commissioner to represent that surety company. Resident Agent's Power-of-Attorney must accompany the surety bond. Certain bids involving labor will require Performance Bonds in the form of surety bonds only (no checks of any kind allowed). In such cases, the company issuing the surety bond must comply with all stipulations herein and must be named in the U. S. Treasury listing of companies holding Certificates of Authority as acceptable sureties on Federal Bonds and as acceptable reinsuring companies. Any excess between the face amount of the bond and the underwriting limitation of the bonding company shall be protected by reinsurance provided by an acceptable reinsuring company.
4. **TAXES:** The AHTD is not exempt from Arkansas State Sales and Use Taxes, or local option city/county sales taxes, when applicable, and bidders are responsible to the State Revenue Department for such taxes. These taxes should not be included in bid prices, but where required by law, will be paid by the AHTD as an addition thereto, and should be added to the billing to the AHTD. The AHTD is exempt from Federal Excise Taxes on all commodities except motor fuels; and excise taxes should not be included in bid prices except for motor fuels. Where applicable, tax exemption certificates will be furnished by the AHTD.
5. **"ALL OR NONE" BIDS:** Bidders who wish to bid "All or None" on two or more items shall so stipulate on the face of bid sheet; otherwise, bid may be awarded on an individual item basis.
6. **SPECIFICATIONS:** Complete specifications should be attached for any substitution or alternate offered, or where amplification is necessary. Bidder's name must be placed on all attachments to the bid.
7. **EXCEPTIONS TO SPECIFICATIONS:** Any exceptions to the bid specifications must be stated in the bid. Any exceptions to manufacturer's published literature must be stated in the bid, or it will be assumed that bidder is bidding exactly as stated in the literature.
8. **BRAND NAME REFERENCES:** All brand name references in bid specifications refer to that commodity or its equivalent, unless otherwise stated in Bid Invitation. Bidder should state brand or trade name of item being bid, if such name exists.
9. **FREIGHT:** All freight charges should be included in bid price. Any change in common carrier rates authorized by the Interstate Commerce Commission will be adjusted if such change occurs after the bid opening date. Receipted common carrier bills that reflect ICC authorized rate changes must be furnished.
10. **SAMPLES AND LITERATURE:** Samples or technical literature must be provided within 14 days of AHTD request unless AHTD extends time. Failure to provide samples or literature within this period may cause bid to be rejected. When required, samples of items must be furnished free of charge, prior to or after the opening of bids, and, if not destroyed, will be returned upon request at the bidder's expense. Each individual sample must be labeled with bidder's name and item number. Request for return of samples must be made within 10 days following submission of sample. Samples from successful bidders will be retained for comparison with items actually furnished.
11. **GUARANTY:** Unless otherwise indicated in Bid Invitation, it is understood and agreed that any item offered or shipped on this bid shall be newly manufactured, latest model and design, and in first class condition; and that all containers shall be new, suitable for storage or shipment and in compliance with all applicable laws relating to construction, packaging, labeling and registration.
12. **BACKORDERS OR DELAY IN DELIVERY:** Backorders or failure to deliver within the time required may constitute default. Vendor must give written notice to the AHTD, as soon as possible, of the reason for any delay and the expected delivery date. The AHTD has the right to extend delivery if reasons appear valid. If reason or delivery date is not acceptable, vendor is in default.
13. **DEFAULT:** All commodities furnished will be subject to inspection and acceptance by AHTD after delivery. Default in promised delivery or failure to meet specifications authorizes the AHTD to cancel award or any portion of same, to reasonably purchase commodities or services elsewhere and to charge full increase, if any, in cost and handling to defaulting vendor. Applicable bonds may be forfeited.
14. **ETHICS:** "It shall be a breach of ethical standards for a person to be retained, or to retain a person, to solicit or secure a State contract upon an agreement of understanding for a commission, percentage, brokerage, or contingent fee, except for retention of bona fide employees or bona fide established commercial selling agencies maintained by the contractor for the purpose of securing business." (Arkansas Code, Annotated, Section 19-11-708).

ARKANSAS STATE HIGHWAY AND TRANSPORTATION DEPARTMENT

SPECIFICATION 04-64-4024

FOR

PORTABLE AIR COMPRESSOR

250 CFM

1. **Compressor:** Single stage rotary screw type with a minimum rated delivery of 250 cubic feet of free air per minute at a normal discharge pressure of no less than 100 psi. Shall have automatic control device to regulate compressor output by varying speed of compressor, synchronizing engine speed with air demand. Lubrication and cooling system on compressor shall be so designed to insure proper operating temperature and provide automatic shutdown for high compressor discharge temperature, high engine water temperature and low engine oil pressure. Compressor shall be equipped with approved type air intake filters.
2. **Air Receiver:** Shall be ASME approved, of adequate capacity, as regularly furnished by manufacturer on 250 cfm compressors, and have oil separator where required. Adequate filters shall be furnished.
3. **Engine:** Shall be liquid cooled diesel with a minimum displacement of 3.9 liters (238 cubic inches) and be recommended by manufacturer for use with 250 cfm compressor. Shall be equipped with 12 volt electric system including starter, battery, alternator and ammeter, voltmeter or charge indicator. Shall have electric hourmeter (oil pressure or fuel solenoid actuated), tachometer, approved type air cleaner, lube oil and fuel filters with replaceable elements, approved type governor and muffler. Shall be equipped with oil pressure gauge, water temperature gauge and electric fuel level gauge. Fuel tank shall have capacity for not less than eight (8) hours of operation. Cooling system shall have anti-freeze protection to -20° F, or lower.
4. **Mounting:** Shall be mounted on a single axle equipped with spring type or torsional type suspension and two (2) pneumatic tired steel disc wheels. Tires shall be as regularly furnished by manufacturer with load carrying capacity to handle unit at highway towing speeds. Shall have an A-frame type towing extension with retractable pneumatic tired swivel third wheel for support of unit while working, safety chains with hooks and 3" pintle type towing eye for attaching to towing vehicle. Shall have combination stop, tail and turn signals and be complete with six pole round trailer connector including plug for compressor and receptacle for towing vehicle. Unit shall be equipped with a lifting bail.
5. **Enclosure:** Shall have hood and/or side enclosures to protect engine and compressor and permit locking when not in use. Shall have built in tool box, including lock if tool box is not located inside engine compartment.
6. **Color:** Units shall be painted Arkansas State Highway & Transportation Department Omaha Orange, Sherwin-Williams No. F1E 4143 Kern Transport Enamel, or equal.
7. **Warranty:** Compressor purchased under this specification shall be warranted against defects in materials and workmanship for a minimum period of twelve (12) months (365 days) from date unit is placed in operation by AHTD. Warranty shall include parts, labor and transportation cost to location of equipment. If equipment cannot be repaired on location, warranty shall include cost of transport to the facility where the repair work will be done. It will be the responsibility of the successful bidder to insure that repairs are completed in a timely manner.
8. **Manuals:** The successful bidder shall furnish an Operator's Instruction Manual with each unit delivered and one (1) copy each of Shop Repair Manual and Parts Book (for engine as well as compressor and related components) to each FOB point. In addition, one (1) copy each of Operator's Instruction Manual, Shop Repair Manual, and Parts Book (for engine as well as compressor and related components) shall be furnished to Equipment & Procurement Division, P.O. Box 2261, Little Rock, AR 72203 (11302 W. Baseline Road, Little Rock, AR 72209, if shipping UPS, FedEx, etc.).

The successful bidder may provide Shop Repair Manuals and Parts Manuals on computer media (CD ROM, Floppy Disks, etc.) in lieu of printed manuals.
9. Units shall be assembled, adjusted and made ready for continuous operation at time of delivery.

All equipment and accessories necessary for the efficient operation of unit shall be furnished whether or not they are specifically mentioned in this specification (including standard equipment as regularly furnished by Manufacturer as shown on printed literature and specifications - unless specifically excluded by this specification).
10. The successful bidder shall maintain a representative inventory of replacement parts and service facilities for servicing equipment bid on.
11. The Arkansas State Highway & Transportation Department reserves the right to require a demonstration, under actual working conditions, of the compressor bid under this specification before award is made.