

**ARKANSAS STATE HIGHWAY AND TRANSPORTATION DEPARTMENT
EQUIPMENT AND PROCUREMENT DIVISION
BID INVITATION**

Bid Number: Contract No. #H-07-010A

| | | |
|---|---|---|
| BID OPENING LOCATION: | MAIL TO: | DELIVER TO: |
| AHTD Equipment & Procurement Div. 11302 West Baseline Rd. Little Rock, AR 72209 | AHTD Equipment and Procurement Div. P.O. Box 2261 Little Rock, AR 72203 | AHTD Equipment & Procurement Div. 11302 West Baseline Rd. Little Rock, AR 72209 |

Bid Opening Date: June 13, 2006 Time: 11:00 a.m.

Sealed bids for furnishing the commodities and/or services described below, subject to the Conditions on page 2 of this bid invitation will be received at the above-noted mail and delivery locations until the above-noted bid opening date and time, and then publicly opened at the above-noted bid opening location. **Bids must be submitted on this form, with attachments when appropriate, or bids will be rejected. Late bids and unsigned bids will not be considered.**

In compliance with this Bid Invitation and subject to all the Conditions thereof, the undersigned offers and agrees to furnish any and all items upon which prices are quoted, at the price set opposite each item.

Company Name: _____

Name (Type or Print): _____

Address: _____

Title: _____

City: _____ State: _____ Zip: _____

Phone: _____ Fax: _____

Federal Tax ID or Social Security No.: _____

E-mail Address: _____

Signature: _____

Signature must be original (not photocopied) and in ink. Unsigned bids will be rejected.

| Item No. | Description | Quantity | Unit | Unit Price | Amount |
|----------|--|----------|------|------------|--------|
| 1. | <p>Supply Contract for furnishing to the Arkansas State Highway and Transportation Department Fast Setting Cement for 1 year beginning July 1, 2006 thru June 30, 2007 with an option to renew upon mutual agreement.</p> <p><u>FOB</u> – Equipment and Procurement, 11302 W. Baseline Rd., Little Rock, AR</p> <p>Fast Setting Cement, 50 lb. bags ea.</p> <p>Cement proposed to furnish is: Brand _____ No. _____</p> <p>Material furnished must meet the requirements of Arkansas Highway & Transportation Department Special Provision No. SP. 1130 (Rev. 5-8-97) attached to and made a part of this bid.</p> <p>The successful bidder will be required to make truck load delivery within 10 days after notification by Arkansas State Highway and Transportation Department.</p> <p>It shall be understood that by submission of bid bidder agrees to the conditions as herein specified and, if Bid is accepted by the Department, shall consider this Bid a Contract bound under these conditions.</p> <p>Bid Bond in the amount of \$500.00 required of all bidders at time of bid opening or bid will be rejected. Personal and company checks are not acceptable as Bid Bonds. See Condition 3 on page 2 of bid invitation.</p> <p>Performance Bond in an amount to be determined by the Department, not to exceed \$1,000.00 will be required of successful bidder prior to providing goods/services. Personal and company checks are not acceptable as Performance Bonds. See Condition 3 on page 2 of invitation.</p> <p>Bids and Specifications are available on-line by going to the AHTD web Site-www.arkansashighways.com and clicking on “Contracts”. Tabulations will also be available at this site within 72 hours after bid opening. If you have any questions, call this office at 501-569-2667.</p> <p>TWO SIGNED COPIES OF BID INVITATION MUST BE SUBMITTED.</p> | | | | |
| | | | | TOTAL BID | |

ARKANSAS STATE HIGHWAY AND TRANSPORTATION DEPARTMENT

STANDARD BID CONDITIONS

H-07-010A

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. Annual Bid and Performance Bonds on file with E & P Division must have sufficient unencumbered funds to meet current bonding requirements, or the bid will be rejected, unless the balance is submitted as set forth above, prior to bid opening.
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, LITERATURE, DEMONSTRATIONS:** Samples and technical literature must be provided free of any charge within 14 days of AHTD request, and free demonstrations within 30 days, unless AHTD extends time. Failure to provide as requested within this period may cause bid to be rejected. Samples, literature and demonstrations must be substantially the same as the item(s) being bid, unless otherwise agreed to by AHTD. Samples that are not destroyed will be returned upon request at bidders expense. Samples from successful bidders may 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
SUPPLY CONTRACT FOR FAST SETTING CEMENT
BID INFORMATION

CONTRACT NO. H-07-010A

Page 1 of 1 Page

1. The Arkansas State Highway and Transportation Department, hereinafter referred to as "the Department," will enter into a term contract with the successful bidder(s) to furnish requirements of Fast Setting Cement for the period set forth in the Bid Invitation.
2. Bid shall be submitted on the form furnished herewith. Bid envelope shall be sealed and marked so as to clearly indicate its contents and will be received at the locations noted on the Bid Invitation. Bids received after the date and time set for opening will be returned unopened to the bidder.
3. A bid may be withdrawn, modified, or corrected by the bidder after it has been submitted provided written request to do so is filed with the Equipment and Procurement Division prior to the time set for opening bids. Telegrams, faxes or letters received before time set for opening bids will be accepted and attached to the unopened bid, and the bid will be considered withdrawn, modified, or otherwise changed accordingly. No proposal may be withdrawn, modified, corrected, or otherwise changed after the time set for opening bids.
4. Arkansas State Highway and Transportation Department usage is approximately 3,416 bags per contract period. Under terms of this contract, the Department is not obligated to purchase any specific quantity or to make purchases at any specific time during the contract period.
5. Invoices for material furnished should be submitted to the Equipment and Procurement Division, P.O. Box 2261, Little Rock, AR.
6. The Department reserves the right to cancel this contract, or any part thereof, upon giving the vendor fifteen days notice of its intent to terminate. The contract shall automatically terminate as of the date given in said notice. Otherwise, prices bid shall remain in effect for the contract term.
7. Cooperative Purchasing. Other tax-supported entities* in Arkansas (cities, counties, state agencies, school districts, etc.) may purchase commodities covered in this Contract on an individual basis under the same specifications and conditions, and at the pricing set forth by each vendor, all at the discretion of each vendor in each case. Prices could be reduced by a vendor for minor alterations in conditions (changing minimum order quantities, etc.) as agreed by both parties, but could not be raised above the contract bid price under any circumstances. Vendors would not be required to sell to any such entity under this Contract, and those entities would not be obligated to purchase from the Contract.

Each entity wishing to purchase from the Contract would make contact directly with the appropriate vendor(s). The Highway Department would remain "out of the loop" for such transactions: all contact, orders, invoices, payments, etc. regarding such transactions must take place exclusively between the tax-supported entity and the vendor. The Department would be held harmless of any and all liability arising from such transactions.

*Tax-supported entities are defined as those receiving more than half of total funding from appropriated tax funds.

**ARKANSAS STATE HIGHWAY AND TRANSPORTATION DEPARTMENT
SPECIAL PROVISION 1130
FAST SETTING CEMENT**

DESCRIPTION:

This item shall consist of a fast setting neat cement, suitable for use in concrete for repairing damaged concrete pavement, bridges or other concrete structural applications. The cement shall be packaged in 50 pound bags.

TECHNICAL DATA:

The cement shall produce a concrete having the following minimum specified characteristics when batched using cement, concrete sand and $\frac{3}{4}$ " crushed stone at a ratio of 1:1:1 using water necessary to produce a 2" slump.

MINIMUM COMPRESSIVE STRENGTH:

Compressive strength shall be as shown below with time being measured from addition of water to mix.

| Temperature: | 45° F. | 70° F. | 95° F. |
|--------------|-----------|-----------|-----------|
| Time: | | | |
| 2 ½ Hours | 1200 psi. | 1500 psi. | 1200 psi. |
| 1 Day | 3000 psi. | 3000 psi. | 3000 psi. |
| 28 Days | 3500 psi. | 3500 psi. | 3500 psi. |

SHRINKAGE:

Maximum allowable shrinkage or expansion based on a modified AASHTO designation C107-86 test for cement shall be 0.20%.

The modified C107-86 shall include the following:

The requirement for the autoclave expansion shall be eliminated.

After molding, the specimens shall be moist cured at 74° F. and 100% relative humidity for one hour after which time the specimens will be demolded and measured for length. The specimens will then be allowed to air dry and cure at room temperature and humidity for seven days at which time the specimens will be measured for shrinkage or expansion.

CERTIFICATION:

The supplier shall submit certification that their material meets these specifications. The AHTD reserves the right to make independent tests to verify the results.

**ARKANSAS STATE HIGHWAY AND TRANSPORTATION DEPARTMENT
SPECIAL PROVISION 1130
FAST SETTING CEMENT**

WORKING TIME UNDER FIELD CONDITIONS:

Initial set from addition of water to mix shall be from 30 to 45 minutes with a minimum of 20 minutes of working time at all temperatures from 45° F. to 95° F. (workability must be good).

ADDITIVES:

All additives necessary to retard or accelerate the set time to obtain the compressive strength and working time as described above shall be furnished as part of the bid and included with each pallet of cement furnished. Additives shall be in individual packets of an amount necessary for each bag of cement and well marked as to usage, including instructions for number of packets per bag at a given temperature.

BASIS OF BID AND MEASUREMENT:

Basis of bid shall be the price per each 50 pound bag of "Fast Setting Cement".