

# State of Nebraska - INVITATION TO BID CONTRACT

Return to:  
State Purchasing Bureau  
301 Centennial Mall South, First Floor  
Lincoln, Nebraska 68508  
OR  
P.O. Box 94847  
Lincoln, NE 68509-4847  
Telephone: 402-471-2401  
Fax: 402-471-2089

|                       |                  |         |        |
|-----------------------|------------------|---------|--------|
| Date                  | 10/26/06         | Page    | 1 of 5 |
| Solicitation Number   | 1729 OF          |         |        |
| Opening Date and Time | 11/13/06         | 2:00 PM |        |
| Buyer                 | CONNIE HEINRICHS |         |        |

## DESTINATION OF GOODS

**MULTIPLE DELIVERY LOCATIONS  
PLEASE REFER TO DOCUMENTATION  
FOR DELIVERY ADDRESSES.**

Contract to supply and deliver TRUCK CHASSIS MINIMUM 31,000 GVWR WITH ASPHALT DISTRIBUTOR to the State of Nebraska as per the attached specifications for a one year period from date of award. Contract may be renewed when mutually agreeable with the vendor and the State of Nebraska. The State reserves the right to extend the period of this contract beyond the termination date when mutually agreeable with the vendor and the State of Nebraska.

**A response to this Solicitation is subject to, but not limited to, the included Standard Conditions and Terms. PLEASE READ CAREFULLY!**

**IT IS THE RESPONSIBILITY OF THE BIDDER TO REFER TO STATE PURCHASING BUREAU'S WEB SITE FOR ALL INFORMATION RELEVANT TO THIS SOLICITATION TO INCLUDE ADDENDA AND/OR AMENDMENTS THAT MAY BE ISSUED PRIOR TO THE OPENING DATE.**  
<http://www.das.state.ne.us/materiel/purchasing/purchasing.html>

Bid Tabulations are available on the internet at <http://www.das.state.ne.us/materiel/purchasing/bidtabs.htm>

This form is part of the specification package and must be signed and returned, along with all documents, by the opening date and time specified.

Any questions regarding this solicitation must be directed to State Purchasing Bureau, to the attention of the buyer. It is preferred that questions be sent via e-mail to [matpurc@notes.state.ne.us](mailto:matpurc@notes.state.ne.us). Questions may also be sent by facsimile to 402-471-2089. Refer to specification for additional information.

No facsimile solicitation responses will be accepted.

## INVITATION

| Line | Description               | Qty | UM | Unit Price | Extended Price |
|------|---------------------------|-----|----|------------|----------------|
| 1    | Asphalt Distributor Truck | 1   | EA | _____      | _____          |

No Bid Respond: ( ) Remove From Class-Item OR ( ) Keep Active For Class-Item

### BIDDER MUST COMPLETE THE FOLLOWING

PROMPT PAYMENT TERMS: \_\_\_\_\_ % \_\_\_\_\_ DAYS

By signing this Invitation to Bid, the bidder agrees to the "Standard Conditions and Terms of Bid Solicitation and Offer" and is committed to provide a drug free work place environment. Vendor will furnish the items requested within \_\_\_\_\_ days after receipt of order. Failure to enter Delivery Date may cause quotation to be REJECTED.

sign here  \_\_\_\_\_  
(Authorized Signature MANDATORY - MUST BE SIGNED IN INK)

VENDOR # \_\_\_\_\_

VENDOR: \_\_\_\_\_

Address: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Contact

Telephone \_\_\_\_\_

Facsimile \_\_\_\_\_

Email \_\_\_\_\_

Enter Contact Information

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| Line     | Description  | Qty      | UM        | Unit Price | Extended Price |
|----------|--|----------|-----------|------------|----------------|
|          | Truck Chassis Minimum 31,000 Pound GVWR with Asphalt Distributor   |          |           |            |                |
|          | Make: _____  |          |           |            |                |
|          | Model: _____   |          |           |            |                |
|          | GVWR: _____  |          |           |            |                |
|          | Engine: _____  |          |           |            |                |
|          | The options shall meet or exceed the following requirements that are exceptions to specification and must be FACTORY-INSTALLED. Quotes must be furnished if available for below list and if not included as standard equipment or required in main part of this specification. |          |           |            |                |
| <b>2</b> | <b>Allison MD3560P min 5 sp auto</b>   | <b>1</b> | <b>EA</b> | _____      | _____          |
|          | Allison MD3560P minimum five speed automatic transmission or larger Allison five speed for engine compatibility, transmission oil temperature gauge on or near dash, higher HP engine is acceptable.   |          |           |            |                |
|          | State Model: _____   |          |           |            |                |
| <b>3</b> | <b>10 spd transmission</b>   | <b>1</b> | <b>EA</b> | _____      | _____          |
|          | Fuller RF-7608LL, 10 speed transmission  |          |           |            |                |
| <b>4</b> | <b>7 spd transmission</b>  | <b>1</b> | <b>EA</b> | _____      | _____          |
|          | Spicer ES52-7A, seven speed transmission   |          |           |            |                |
| <b>5</b> | <b>Chassis tech repair manual</b>  | <b>1</b> | <b>EA</b> | _____      | _____          |
| <b>6</b> | <b>Engine shop manual</b>  | <b>1</b> | <b>EA</b> | _____      | _____          |

if not in chassis repair manual

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## INVITATION

| Line Description   | Qty | UM | Unit Price | Extended Price |
|--|-----|----|------------|----------------|
| 7 Chassis parts manual   | 1   | EA | _____      | _____          |
| 8 Engine parts manual  | 1   | EA | _____      | _____          |
| if not in chassis parts manual                                   |     |    |            |                |
| 9 Parts CD-ROM for chassis<br>and engine                         | 1   | EA | _____      | _____          |
| 10 Trans. tech repair manual<br>(manual transmission)            | 1   | EA | _____      | _____          |
| 11 Transmission tech repair man.<br>(automatic transmission)     | 1   | EA | _____      | _____          |
| 12 Trans. parts manual<br>(manual transmission)                  | 1   | EA | _____      | _____          |
| 13 Transmission parts manual<br>(automatic transmission)         | 1   | EA | _____      | _____          |
| 14 Electrical wiring diagram man.                                | 1   | EA | _____      | _____          |
| 15 Asphalt Dist. parts book                                      | 1   | EA | _____      | _____          |
| 16 Asphalt Dist. repair manual                                   | 1   | EA | _____      | _____          |
| 17 Asphalt Dist. Parts CD-ROM                                    | 1   | EA | _____      | _____          |
| 18 75 gal fuel tank  | 1   | EA | _____      | _____          |
| Minimum 75-gallon fuel tank(s) and specified vertical<br>exhaust |     |    |            |                |
| 19 Deduct Air Conditioning                                       | 1   | EA | _____      | _____          |

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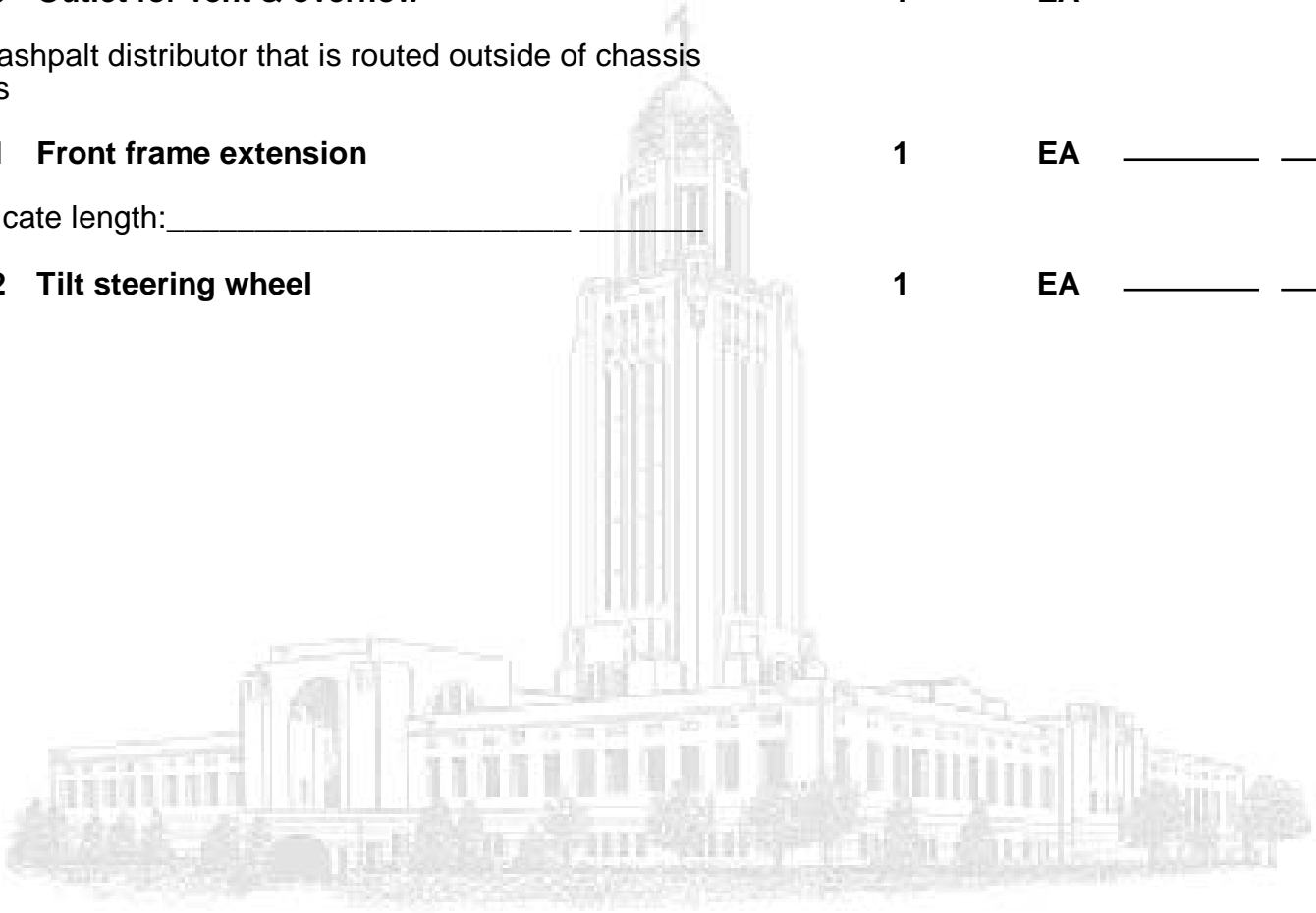
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| Line Description  | Qty | UM | Unit Price | Extended Price |
|---|-----|----|------------|----------------|
| <b>20 Outlet for vent &amp; overflow</b>                        | 1   | EA | _____      | _____          |
| for ashpalt distributor that is routed outside of chassis rails |     |    |            |                |
| <b>21 Front frame extension</b>                                 | 1   | EA | _____      | _____          |
| Indicate length: _____  |     |    |            |                |
| <b>22 Tilt steering wheel</b>                                   | 1   | EA | _____      | _____          |



## STANDARD CONDITIONS AND TERMS OF BID SOLICITATION AND OFFER Invitations to Bid and Contract Awards

It is the responsibility of the bidder to check the website for all information relevant to this solicitation to include addenda and/or amendments issued prior to the opening date. Website address: <http://www.das.state.ne.us/materiel/purchasing/purchasing.htm>

**SCOPE-** These standard conditions and terms of bid solicitation and acceptance apply in like force to this inquiry and to any subsequent contract resulting therefrom.

**PRICES-** Prices quoted shall be net, including transportation and delivery charges fully prepaid by the bidder, F.O.B. destination named in the Invitation to Bid. No additional charges will be allowed for packing, packages or partial delivery costs. When an arithmetic error has been made in the extended total, the unit price will govern.

**EXECUTION-** Bids must be signed in ink by the bidder on the State of Nebraska's Invitation to Bid form. All bids must be typewritten or in ink on the State of Nebraska's Invitation to Bid form. Erasures and alterations must be initialed by the bidder in ink. No telephone or voice bids will be accepted. Failure to comply with these provisions may result in the rejection of the bid.

**FACSIMILE DOCUMENTS-** The State Purchasing Bureau will only accept facsimile responses to Invitations to Bid on bids under \$25,000 and up to ten (10) pages. However, two party sealed bids containing facsimile pages are acceptable. No direct facsimile solicitation responses will be accepted for a commodity contract.

**VALID BID TIME-** Bids shall be firm for a minimum of sixty (60) calendar days after the opening date, unless otherwise stipulated by either party in the Invitation to Bid.

**DISCOUNTS-** Prices quoted shall be inclusive of ALL trade discounts. Cash discount terms of less than thirty (30) days will not be considered as part of the bid. Cash discount periods will be computed from the date of receipt of a properly executed claim voucher or the date of completion of delivery of all items in a satisfactory condition, whichever is later.

**PAYMENT-** Payment will be made by the responsible agency in conjunction with the State of Nebraska Prompt Payment Act 81-2401 through 2408. The State may request that payment be made electronically instead of by state warrant.

**COLLUSIVE BIDDING-** The bidder guarantees that the prices quoted have been arrived at without collusion with other eligible bidders and without effort to preclude the State of Nebraska from obtaining the lowest possible competitive price.

**LUMP SUM OR ALL OR NONE BIDS-** The State reserves the right to purchase item-by-item, by groups or as a total when the State may benefit by so doing. Bidders may submit a bid on an "all or none" or "lump sum" basis but should also submit a bid on an item-by-item basis. The term "all or none" means a conditional bid which requires the purchase of all items on which bids are offered and bidder declines to accept award on individual items; a "lump sum" bid is one in which the bidder offers a lower price than the sum of the individual bids if all items are purchased but agrees to deliver individual items at the prices quoted.

**SPECIFICATIONS-** Any manufacturer's names, trade names, brand names, information and/or catalog numbers listed in a specification are for reference and not intended to limit competition, but will be used as the standard by which equivalent material offered will be judged. The State Purchasing Director will be the sole judge of equivalency. The bidder may offer any brand which meets or exceeds the specification. When a specific product is required, the Invitation to Bid will so state. Any item bid is to be the latest current model under standard production at the time of order. No used or refurbished equipment will be accepted, unless otherwise stated.

**ALTERNATE/EQUIVALENT BIDS-** Bidder may offer bids which are at variance from the express specifications of the Invitation to Bid. The State reserves the right to consider and accept such bids if, in the judgement of the State Purchasing Director, the bid will result in goods and/or services equivalent to or better than those which would be supplied in the original bid specifications. Bidders must indicate on the Invitation to Bid the manufacturer's name, number and shall submit with their bid, sketches, descriptive literature and/or complete specifications. Reference to literature submitted with a previous bid will not satisfy this provision. Bids which do not comply with these requirements are subject to rejection. In the absence of any stated deviation or exception, the bid will be accepted as in strict compliance with all terms, conditions and specifications, and the bidder shall be held liable therefore.

**SAMPLES-** When requested, samples shall be furnished at the bidders expense prior to the opening of the bid, unless otherwise specified. Each sample must be labeled clearly and identify the bidders name, the Invitation to Bid number and the item number. Samples submitted must be representative of the commodities or equipment which would be delivered if awarded the bid. The State of Nebraska reserves the right to request samples even though this may not have been set forth in the Invitation to Bid. Samples not destroyed in testing will be returned at bidders expense, if requested, or will be donated to a public institution.

**RECYCLING-** Preference will be given to items which are manufactured or produced from recycled material or which can be readily reused or recycled after their normal use as per State Statute Section 81-15,159.

**LATE BIDS-** All bids will be time and date stamped upon receipt by the State Purchasing Bureau, and this shall be the official time and date of receipt. Bids received after the time of the bid opening will be considered late bids and will be returned to the bidder unopened. The State Purchasing Bureau is not responsible for late bids or lost requests due to mail service inadequacies, traffic or other similar reasons.

**BID OPENING-** Openings shall be public on the date and time specified on the Invitation to Bid form. It is the bidder's responsibility to assure the bid is delivered at the designated date, time and place of the bid opening. Telephone bids are not acceptable. A bid may not be altered after opening of the bids.

**NO BID-** If not submitting a bid, respond by returning the Invitation to Bid form explaining the reason in the space provided. Failure to respond to an Invitation to Bid may be cause for the removal of the bidder's name from the mailing list. NOTE: To qualify as a respondent, bidder must submit a "NO BID" and it must be received no later than the stated bid opening date and time.

**AWARD-** All purchases, leases, or contracts which are based on competitive bids will be awarded to the lowest responsible bidder, determined according to the provisions of State Statute Section 81-161, R.R.S. 1943. The State reserves the right to reject any or all bids, wholly or in part and to waive any deviations or errors that are not material, do not invalidate the legitimacy of the bid and do not improve the bidders competitive position. All awards will be made in a manner deemed in the best interest of the State.

**BID TABULATIONS-** Tabulations will be furnished upon written request. A self-addressed, stamped envelope which must include the agency and solicitation number must be enclosed. Bid tabulations will not be provided by telephone or facsimile. Bid files may be examined during normal working hours by appointment. Bid tabulations are available on the website at: <http://www.das.state.ne.us/materiel/purchasing/bidtabs.htm>

**PERFORMANCE AND DEFAULT-** The State reserves the right to require a performance bond from the successful bidder, as provided by law, without expense to the State. Otherwise, in case of default of the contractor, the State may procure the articles from other sources and hold the contractor responsible for any excess cost occasioned thereby.

**IN-STATE PREFERENCE-** A resident bidder shall be allowed a preference against a nonresident from a state which gives or requires a preference to bidders from that state. The preference shall be equal to the preference given or required by the state of the nonresident bidders. Where the lowest responsible bid from a resident bidder is equal in all respects to one from a nonresident bidder from a state which has no preference law, the resident bidder shall be awarded the contract.

**NONDISCRIMINATION-** The Nebraska Fair Employment Practice Act prohibits contractors of the State of Nebraska, and their subcontractors, from discriminating against any employee or applicant for employment, to be employed in the performance of such contracts, with respect to hire, tenure, terms, conditions or privileges of employment because of race, color, religion, sex, disability, or national origin. (State Statute Sections 48-1101 through 48-1125) The bidder guarantees compliance with the Nebraska Fair Employment Practice Act, and breach of this provision shall be regarded as a material breach of contract. The contractor shall insert a similar provision in all subcontracts for services to be covered by any contract resulting from this Invitation to Bid.

**TAXES-** Purchases made by the State of Nebraska are exempt from the payment of Federal Excise Taxes, and exemption certificates will be furnished on request. State and local taxes are exempt by State Statute Section 77-2704 (l) (m) R.R.S. 1943 and must not be included in the bid prices. Exemption by statute precludes the furnishing of State exemption certificates.

**DRUG POLICY -** Bidder certifies that it maintains a drug free work place environment to ensure worker safety and workplace integrity. Contractor agrees to provide a copy of its drug free workplace policy at any time upon request by the State.

**GRIEVANCE AND PROTEST-** Grievance and protest procedure is available by contacting the buyer. Protest must be filed within ten (10) days of award.

**NE ACCESS TECHNOLOGY STANDARDS-** Vendor agrees to ensure compliance with Nebraska Access Technology Standards. See website at: <http://www.nitc.state.ne.us/standards/accessibility/>