

NOTICE OF RECEIVING BIDS FOR
LIQUID BITUMINOUS MATERIAL FOR
THE PORTER COUNTY HIGHWAY
DEPARTMENT FOR 2013

Notice is hereby given that the Board of Commissioners of Porter County, Indiana will receive sealed bids up to Monday, April 15th, 2013, 4:30 PM, DST, at the Office of the Porter County Auditor, Porter County Administration Center, 155 Indiana Ave., Valparaiso, IN, 46383, for furnishing liquid bituminous material. Bids are to be opened on Tuesday, April 16, 2013 at 2:00 P.M., DST. The bids shall be firm and net for the calendar year 2013. Each bid, submitted on an official form approved by the State Board of Accounts, shall be accompanied by a Statutory Non-Collusion Affidavit. Each bidder shall accompany his bid with a bidder's bond equal to 10% of the bid. Any out-of state bidder will be required to post a cashier's check instead of a bond. The surety on Any such bond must be acceptable to the Board of Commissioners. The checks of unsuccessful bidders shall be returned to them upon selection of successful bidders and the check or bond of the successful bidder shall be held until delivery of all of the items according to the bid. Bids will be evaluated on the basis of such factors as reliability, productivity, and services. THE BOARD RESERVES THE RIGHT TO REJECT ANY AND ALL BIDS OR PARTS THEREOF, WAIVE ALL INFORMALITIES OR IRREGULARITIES IN BIDDING AND TO READVERTISE.

ESCALATOR CLAUSES

"BIDDERS shall have the right to increase the contract unit price in an amount equal to the bidder's increase in costs of material and supplies including increased costs that result from fuel price increases which directly impact the cost of transporting the material and supplies which occur subsequent to the date on which such bid is submitted (hereinafter referred to as "base date") to the Board having authority to award contracts. Any increase (or decrease) in the bids shall be verified by proper documents furnished to the responsible awarding board (which shall include proof of decrease or increase to the bidder from the bidder's source of supply.)"

"BIDDER may reserve the right to allocate its product to its customers in a fair and equitable manner, if necessary, due to the reduction of the allocation from the source of supply to the bidder in accordance with any directives for mandatory allocation issued by an appropriate agency of the Federal Government."

SPECIFICATIONS FOR LIQUID BITUMINOUS MATERIAL, 350,000 GALLONS OR LESS

All grades of bituminous material as covered by these specifications shall strictly conform to latest INDOT specifications and be on INDOT immediate usage list with all tickets so stamped.

- A. State price per gallon - all grades
 - a. Delivered to storage tank in loads of 4,000 - 6,000 gallons
 - b. Delivered to storage tank in less than 4,000 gallon loads
 - c. Picked up by county at source of supply.
- B. A letter shall be furnished with bid from the producer of that material which the bidder intends to supply, giving the source of raw materials, and the producer's willingness to furnish. Bidders who are also producers will give this information on letterhead.
- C. Bidder's letter on letterhead shall state their ability to furnish for the use of Porter County two (2) 10,000 gallon insulated storage tanks with heating devices. This Equipment is to be furnished free of charge to the County. This equipment is to be supplied within three (3) days after notification by the County Highway Supervisor.
- D. Samples of various bituminous shipments may be taken by the County and tested. Any material found not meeting specifications shall be rejected and claims will not be allowed. Two rejections will be failure of contract. This is covered under SECTION G.
- E. Bituminous materials shall be delivered in truck loads as ordered by the County Highway Supervisor or representative, to any point in Porter County. Bidder shall furnish any grade of material within 24 hours.

F. FAILURE TO COMPLY WITH SECTIONS B

F. FAILURE TO COMPLY WITH SECTIONS B AND C WILL CAUSE REJECTION OF THIS BID.

G. FAILURE TO COMPLY WITH SECTIONS C, D, AND E SHALL CONSTITUTE FAILURE TO CARRY OUT CONTRACT, AND SHALL ALLOW THE COUNTY THE RIGHT TO PURCHASE THE MATERIAL ON THE OPEN MARKET, HOLDING THE SUCCESSFUL BIDDER AND/OR THE SURETIES ON HIS BOND, RESPONSIBLE FOR ANY ADDITIONAL BETWEEN THE MARKET PRICE AND THE CONTRACT PRICE.

(March 14, 21, 2013)