



LEGAL NOTICE

**REQUEST FOR BID
SEALED BID 14-009**

For

7-8 TON COMPACT EXCAVATORS

For

**ST. CHARLES COUNTY GOVERNMENT
ST. CHARLES, MISSOURI**

St. Charles County is seeking bids for **TWO (2) COMPACT EXCAVATORS (7-8 TON)**. The county reserves the right to terminate the contract for any violation, by the successful bidder, of any term or condition of the contract by giving ninety (90) days written notice stating the reasons therefore and giving the party time to remedy any deficiencies.

BID INSTRUCTIONS

One [1] signed original and one [1] signed copy of the bid must be received in a sealed envelope plainly marked “**14-009 Compact Excavators (7-8 Ton)**” with the date and time of the bid opening in the lower left corner of the envelope.

An authorized representative of the company/person submitting the bid must sign the bid, in **blue** ink.

Bids must be submitted to the St. Charles County Finance Department, 201 North Second Street Room 541 St. Charles MO 63301 prior to the bid opening.

Bid opening will be on Wednesday 12/4/13 at 10:00 am, in Room 523 of the St. Charles County Administration Building, 201 North Second Street, St. Charles, MO 63301.

St. Charles County reserves the right to accept and/or reject any and all bids.

Bid results may be obtained by emailing a request to the St. Charles County Purchasing Department at purchasing@sccmo.org, **no phone calls please**. Include the name and number of the bid and date of the bid opening when requesting the results. The time it takes for final bid results to be made public depends on the complexity of the project and the cost of the project.

BID INQUIRIES

Any questions or clarifications concerning this Request for Bid must be submitted in writing via E-mail (preferred), mail or fax to:

Kurt Mandernach, Purchasing Manager
St. Charles County Government
Finance Department
201 North Second St
St. Charles, Missouri 63301
Fax: (636)949-7589
purchasing@sccmo.org

For questions or inquiries concerning the specifications please contact:

Jeff Spalding, Highway Superintendent
St. Charles County Government
201 North Second St
St. Charles, Missouri 63301
Fax: (636)949-7307
jspalding@sccmo.org

- The bid number and title shall be referenced on all correspondence.
- All questions must be received no later than **5:00 pm** on **11/25/13**. Any question received after this deadline may not be answered.

Responses to questions/clarifications will be placed on the County's website <http://finance.sccmo.org/finance>. Check this website frequently for updates and any addendum that are issued.

Prohibited Communication

Contact with any representative, other than through the procedure outlined in the section titled “Bid Inquiries”, concerning this request is prohibited PRIOR TO BID OPENING. Representative shall include, but not be limited to, all elected and appointed officials, and employees of St. Charles County and their Agents within St. Charles County. Any Offeror engaging in such prohibited communications prior to Bid Opening may be disqualified at the sole discretion of St. Charles County.

TERMS AND CONDITIONS

- St. Charles County reserves the right to reject any and all bids or parts of a bid and waive technicalities, and to adjust quantities.
- All bids will be considered final. No additions, deletions, corrections, or adjustments will be accepted after the time of bid opening.
- All delivery costs or charges must be included in the F.O.B. destination bid price.
- City, County and State of Missouri Sales Tax and Federal Taxes are not applicable to sales made to St. Charles County and must be excluded.
- The contract shall be effective for the approximate twelve (12) month period from the date of the notice of award.
- The electronic version of this bid/RFP is available upon request. The document was entered into WORD for Microsoft Windows. The Purchasing Office does not guarantee the completeness and accuracy of any information provided on the electronic version. Therefore, respondents are cautioned that the hard copy of this bid/RFP on file in the Purchasing Office governs in the event of a discrepancy between the information contained in or on the electronic version and that which is on the hard copy.
- Vendors are required to clearly identify any deviations from the specifications in this document.
- An authorized officer of the company submitting the bid must sign all bids, in blue ink.
- Vendors must submit two [2] signed copies of their bid; one is to be an original and so marked.
- All prices and notations must be in blue ink or typewritten on the attached form. Mistakes must be crossed out, corrections typed adjacent and must be initialed in blue ink by the person signing the bid.
- St. Charles County will not award any bid to an individual or business having any outstanding amounts due from a prior Contract or business relationship with the County or who owes any amount(s) for delinquent taxes, fees or licenses.

- Sealed proposals received after the designated time of the receipt of the sealed proposals will be considered as “No Bid” and “Void” and will not be opened.
- The successful bidder is specifically denied the right of using in any form or medium the names of St. Charles County or any other public entity within the St. Charles County for public advertising unless express written permission is granted.
- All bidders must possess the necessary and appropriate business and/or professional licenses in their field.
- Award will be made to the low responsive, responsible bidder, or to the offeror whose proposal is most advantageous to the County, price and other factors considered. When payments are to be made to the County, award will be made to the most advantageous offer.
- County reserves the right to accept any item or group of items offered, unless the bidder qualifies his bid by specific limitations. The bid can be on an "all or none" basis if wording in the bid so states and if all items solicited are included in the bid.
- When applicable, provide unit prices and extension prices. Where there is disagreement in the unit and extension prices, the unit price shall govern.

Employment of Unauthorized Aliens Prohibited (Missouri Revised Statutes Section 285.530)

As a condition for the award of any contract or grant in excess of five thousand dollars by St. Charles County to a business entity, the business entity shall, by sworn affidavit and provision of documentation**, affirm its enrollment and participation in a federal work authorization program (**E-Verify**) with respect to the employees working in connection with the contracted services. Every such business entity shall sign an affidavit affirming that it does not knowingly employ any person who is an unauthorized alien in connection with the contracted services. [RSMO 285.530 (2)]

An employer may enroll and participate in a federal work authorization program (**E-Verify**) and shall verify the employment eligibility of every employee in the employer's hire whose employment commences after the employer enrolls in a federal work authorization program. The employer shall retain a copy of the dated verification report received from the federal government. Any business entity that participates in such program shall have an affirmative defense that such business entity has not violated subsection 1 of this section. [RSMO 285.530 (4)]

Any entity contracting with St. Charles County shall only be required to provide the referenced affidavit on an annual basis. A copy of the affidavit is included in this bid request. Vendors may choose to send the required documentation using one of the following options:

- Send the notarized affidavit and E-Verify MOU signature page to: St. Charles County, Attn: Purchasing Manager, 201 N Second Street, Room 541, St. Charles, MO 63301 prior to responding to any solicitations; **OR**
- Send the notarized affidavit and E-Verify MOU signature page along with a bid solicitation response.

These documents will be kept on file. The notarized affidavit and E-Verify MOU signature page will remain current for **one year** from the date of the notarized affidavit.

**** PLEASE NOTE:**

***Acceptable enrollment and participation documentation consists of a valid copy of the signature page Of the E-Verify Memorandum of Understanding, completed and signed by the Contractor, and the Department of Homeland Security - Verification Division
The online address to enroll in the E-verify program is:***

<https://e-verify.uscis.gov/enroll/StartPage.aspx?JS=YES>

Open Records

Any and all information contained in or submitted with the bid becomes a public record subject to the Missouri Sunshine Law when the bids are opened. If the bidder believes that any information contained in or submitted with the bid is protected from disclosure by the Missouri Sunshine Law, the bidder must clearly identify what information the bidder believes is so protected and must also clearly identify the legal basis therefore.

BID SPECIFICATIONS

St. Charles County is seeking bids for **two (2) Compact Excavators (7-8 Ton)** for the Highway Department.

Unless otherwise specified, any manufacturers' names, trade names, brand names, information and/or catalog numbers listed in this specification are descriptive, **not restrictive**. The bidder may offer any product that meets or exceeds the applicable specifications. The bidder must demonstrate comparability, by including appropriate catalog materials, literature, specifications, test data, etc. **The County shall determine in its sole discretion whether a product is acceptable as an equivalent.**

| Item Number | Feature Description | Meets | Exceeds | Not available or does not meet spec |
|--|---|-------|---------|-------------------------------------|
| A. OPERATING WEIGHTS & GROUND PRESSURES | | | | |
| 1) | Minimum 18,500 lbs. Operating Weight (includes Standard Equipment, Rubber Tracks and Cab w/Heat/AC) | | | |
| 2) | Ground Pressure with 17.7" Rubber Tracks – 5.7 psi | | | |
| B. WORKING RANGE & DIGGING FORCES | | | | |
| 3) | Maximum Blade Height – 17.6" | | | |
| 4) | Maximum Blade depth – 12" | | | |
| 5) | Maximum Radius of Working Equipment – 294.5" | | | |
| 6) | Maximum Working Equipment Radius with Boom at Maximum Height – 106.3" | | | |
| 7) | Maximum Bucket Tooth Height – 278.3" | | | |
| 8) | Maximum Dump Height – 200.2" | | | |
| 9) | Maximum Depth of Vertical Wall which can be excavated – 146.9" | | | |
| 10) | Maximum Dig Depth – 184.0" | | | |
| 11) | Swing Clearance (Rear of Upper Structure) – 51.1" | | | |
| 12) | Tail Swing Overhang – 5.8" | | | |
| 13) | Minimum Bucket Pivot Angle – 185 degrees | | | |
| 14) | Slew Speed – 9.8 RPM | | | |
| 15) | Boom Swing (Left) – 70 degrees | | | |
| 16) | Boom Swing (Right) – 55 degrees | | | |
| 17) | Arm Digging Force – 7659 lbf. | | | |
| 18) | Bucket Digging Force – 12280 lbf. | | | |
| C. DIMENSIONS | | | | |
| 19) | Clearance (Upper Structure to Ground Line) – 29.0" | | | |
| 20) | Minimum Radius in Travel Position – 188.8" | | | |
| 21) | Overall Length in Travel position – 242.8" | | | |
| 22) | Blade Height – 17.7" | | | |
| 23) | Length of track on Ground – 86.6" | | | |
| 24) | Machine Centerline to Standard Blade – 75.3" | | | |
| 25) | Overall Length of Track Assembly – 111.1" | | | |
| 26) | Cab/Canopy Height – 106.3" | | | |
| 27) | Blade Width – 90.6" | | | |

| D. HYDRAULIC SYSTEM | | | |
|-------------------------------|---|--|--|
| 28) | Number of Pumps – Two (2) | | |
| 29) | Pump Type – Piston Variable Displacement Load Sense | | |
| 30) | Pump Capacity – 38 GPM (144.0 L/min); 5.8 GPM (22 L/min) | | |
| 31) | System Relief Pressure – 4279 PSI | | |
| 32) | Auxiliary Relief – 3046 PSI | | |
| 33) | Control Valve – (1) 10 Spool, Closed Center Valve | | |
| 34) | Drive Motors – (2) Axial Piston Motors | | |
| 35) | Slew Motor – Axial Piston Motor | | |
| 36) | Oil Cooler – Standard Equipment | | |
| E. DRIVE SYSTEM | | | |
| 37) | Final Drive – Each track independently driven by hydrostatic axial piston motor. | | |
| 38) | Reduction Type – Three (3) Stage Planetary Gear Reduction 45.97 : 1 | | |
| 39) | Maximum Drawbar Pull – 13669 lb.-f | | |
| 40) | Maximum Gradability Traveling Down or Backing Up Slopes- 30 degrees | | |
| 41) | Travel Speed – Low: 1.8 MPH High: 2.9 MPH | | |
| F. ENGINE / ELECTRICAL | | | |
| 42) | Make / Model – Yanmar/4TNV98-ZWDB8 | | |
| 43) | Fuel/Cooling – Diesel/Liquid | | |
| 44) | Horsepower (SAE Gross) – 57.0 HP | | |
| 45) | Horsepower (SAE Net) – 53.5 HP | | |
| 46) | Rated Engine Speed – 2150 RPM | | |
| 47) | Torque @ 1500 RPM (SAE Net) – 164.5 ft. lbs. | | |
| 48) | Number of Cylinders - 4 | | |
| 49) | Displacement – 202.5 cu. In. | | |
| 50) | Lubrication – Pressure System with Filter | | |
| 51) | Filter – Cartridge Type – Full Flow | | |
| 52) | Air Cleaner – Dry Replaceable Paper Cartridge with Safety Element | | |
| 53) | Alternator – 12V/60 amps | | |
| 54) | Battery – 12V, 750cca @ 0 degrees | | |
| 55) | Starter – 12V, Gear Reduction Type, 4.0 HP | | |
| G. CONTROLS | | | |
| 56) | High/Low Travel Speed – Controlled by Switch on Console | | |
| 57) | Vehicle Steering – Direction and Speed Controlled by two (2) Hand levers or Foot Pedals | | |
| 58) | Excavating Functions – Two (2) Hydraulic Joysticks Control Boom, Arm, Bucket & Slew Functions. Foot Pedal Controls Boom Swing, & Blade Controlled by Separate Lever | | |
| 59) | Engine Speed Control – Rotary Dial | | |
| 60) | Auxiliary Function – Foot Pedal Controlled | | |
| 61) | Service Brake (Travel) – Hydraulic Lock on Motor | | |
| 62) | Parking Brake (Travel) – Hydraulic Lock on Motor | | |
| 63) | Slew Brakes – Automatically Applied Slew Brake integrated in Motor. | | |

| H. CAPACITIES | | | | |
|------------------------------|---|--|--|--|
| 64) | Fuel Tank – 29.1 gal. | | | |
| 65) | Cooling System (Radiator) – 2.6 gal. | | | |
| 66) | Engine Oil & Filter – 12.3 qts. | | | |
| 67) | Hydraulic Reservoir – 23.0 gal. | | | |
| I. UNDERCARRIAGE | | | | |
| 68) | Undercarriage – Crawler Type Tractor Design | | | |
| 69) | Track Rollers – Sealed, with Reinforced Box Section Track Roller frame | | | |
| 70) | Track Adjustors – Grease Type with Shock Absorbing Recoil Springs | | | |
| 71) | Track Type / Width (Standard) – Half Pitch Rubber/ 17.7” | | | |
| 72) | Number of Track Rollers – Five (5) on Each Side | | | |
| J. INSTRUMENTATION | | | | |
| 73) | Air Filter Indicator | | | |
| 74) | Auto – Idle Indicator | | | |
| 75) | Check Engine Warning Light | | | |
| 76) | Engine Oil Pressure Gauge with Light & Audible Alarm | | | |
| 77) | Engine Temperature Gauge with Light & Audible Alarm | | | |
| 78) | Fuel Gauge | | | |
| 79) | Hour Meter / Tachometer | | | |
| 80) | Low Fuel Indicator | | | |
| 81) | Pre – Heat Indicator | | | |
| 82) | Two Speed Indicator | | | |
| K. STANDARD FEATURES | | | | |
| 83) | Auto-Idle | | | |
| 84) | Auxiliary Hydraulics with Quick Couplers | | | |
| 85) | Boom Load Holding Valve | | | |
| 86) | Control Console locks | | | |
| 87) | Control Pattern Selector Valve (ISO / STD.) | | | |
| 88) | Dozer Blade | | | |
| 89) | Enclosed Cab with Heat / AC | | | |
| 90) | Horn | | | |
| 91) | Hydraulic Joystick Controls | | | |
| 92) | Mirror | | | |
| 93) | Retractable Seat Belt | | | |
| 94) | Rubber Tracks | | | |
| 95) | Spark Arrestor Muffler | | | |
| 96) | Suspension Cloth High Back Seat | | | |
| 97) | Two Speed Travel | | | |
| 98) | Work lights | | | |
| 99) | Warranty : Minimum 12 Months / Unlimited Hours | | | |
| L. TRAINING RESOURCES | | | | |
| 100) | A Comprehensive Excavator Safety Training Kit | | | |
| 101) | A Comprehensive Excavator Operator Training Kit | | | |
| M. SERVICEABILITY | | | | |
| 102) | Access to Following Items by Opening Rear Tailgate or Side Access Hood: Air Cleaner with indicator, Battery, Cooling System, Oil Coolers, Engine Oil, Fuel Filters, | | | |

| | | | | |
|------|---|--|--|--|
| | Engine Oil Level, Starter, & Sight Gauges for Hydraulics | | | |
| 103) | Tailgate & Fuel Fill to Have Locks | | | |
| 104) | Easy Access to All Grease Points | | | |
| 105) | Central Grease point for Slew Bearing, Slew Pinion & Offset Cylinder | | | |
| | N. SAFETY | | | |
| 106) | Deactivation of All Excavator Functions When Console is in Upright Position | | | |
| 107) | Automatic Spring Applied Brake to Lock Upper Structure to Undercarriage for Transporting. | | | |
| 108) | Grab Handles to Enter & Exit cab | | | |
| 119) | Front & Rear Lights | | | |
| 110) | Weather Resistant Operator Handbook Inside cab | | | |
| | O. BUCKETS | | | |
| 111) | Minimum 24" Heavy Duty Bucket w/Hydraulic Clamp (Thumb) | | | |
| 112) | Minimum 36" Smooth Edge Ditching Bucket | | | |

TRADE IN

**1 – 2006 430 Bobcat Mini Excavator - Serial # 563012250
(Unit may be viewed at Western District Facility 121 Freymuth Rd. Wentzville, MO 63385)**

All answers of ***Exceeds or Not Available or does not meet spec*** shall be explained on the *Exception Sheet* included in this packet. Cite the corresponding Item Number of the feature involved.

The bid must include delivery of Excavators to the following facilities.

Eastern District Facility 2550 Bethman Rd. St. Charles, MO 63301

Western District Facility 121 Freymuth Rd. Wentzville, MO 63385

The successful bidder shall deliver the excavator within 180 days of the bid award date. If the successful bidder fails to deliver within the time specified, a sum of \$25.00 per unit per day shall be forfeited to the County as liquidated damages.

The bids are scheduled to be awarded at the first County Council meeting in February. Please take this into consideration when submitting your bid.

Exception Sheet

If the item(s) and/or services proposed in the response to this bid is in any way different from that contained in this proposal or bid, the bidder is responsible to clearly identify all such differences in the space provided below. Otherwise, it will be assumed that the bidder's offer is in total compliance with all aspects of the proposal or bid.

Below are the exceptions or differences to the stated specifications (attach additional sheets as needed):

Date: _____

Signature: _____

Title: _____

Company: _____

Bid Form

SB14-009

For (2) 7-8 TON COMPACT EXCAVATORS

BID OPENING DATE: 12/4/13 at 10:00 am

(Bidder name)

Submits the following bid for this project:

Quantity – Two (2), 7-8 Ton

Make, Model and Year of Compact Excavators Offered _____

**Total price per unit with specified buckets
(to include both buckets as specified per unit)** \$ _____

Total Price for both units w/buckets as specified \$ _____

Less Trade in: \$ _____
2006 430 Bobcat Mini Excavator - Serial # 563012250

TOTAL \$ _____

Authorized signature

Date _____

THIS FORM MUST BE COMPLETED AND ENCLOSED WITH THE BID

Audit Clause for Contracts

Examination of Records

The Contractor's records must include, but not be limited to, accounting records (hard copy, as well as computer readable data), written policies and procedures, subcontractor files, indirect cost records, overhead allocation records, correspondence, instructions, drawings, receipts, vouchers, memoranda, and any other data relating to this contract shall be open to inspection and subject to audit and/or reproduction by the County Auditor, or a duly authorized representative from the County, at the County's expense. The contractor must preserve all such records for a period of three years, unless permission to destroy them is granted by the County, or for such longer period as may be required by law, after the final payment. Since the Contractor is not subject to the Missouri Sunshine Law (Chapter 610, RSMo), information regarding the Contractor's operations, obtained during audits, will be kept confidential.

The Contractor will require all subcontractors under this contract to comply with the provisions of this article by including the requirements listed above in written contracts with the subcontractors.

Vendor Information

Company Name: _____

Business Address: _____

Business Hours: _____

Phone: _____ Fax: _____

Email address: _____

Contact Person: _____

Authorized Signature: _____

(Indicates acceptance of all bid terms and conditions)

Date: _____

EXHIBIT A

**ST. CHARLES COUNTY
DOMESTIC PRODUCTS PROCUREMENT ACT (BUY AMERICAN)**

The Missouri Domestic Products Procurement Act (34.350-34.359 RSMo) requires that for all bids with a value of \$25,000 or more, the goods or commodities purchased by any public agency (which definition includes all political subdivisions of the State, including counties) or used or supplied in the construction, alteration, repair, or maintenance of any public works must be **manufactured or produced** in the United States. As defined in 34.350 RSMo, United States means the United States of America, the District of Columbia, and all territories and possessions subject to the jurisdiction of the United States. The law also requires that the bidder must provide proof of compliance. **Note: In general, if an import tariff is applied to an item, it does not qualify for the Buy American preference. In addition, Most Favored Nation status does not allow application of the preference.**

Section A – All Products Are Manufactured or Produced In U.S.

If all products bid qualify as domestic products under Missouri law, complete only Section A.

| |
|--|
| I hereby certify that all products qualify as domestic, that the information provided is true and correct, and complies with all provisions of Sections 34.350-34.359 RSMo. I understand that any misrepresentation herein constitutes the commission of a class A misdemeanor pursuant to Section 34.355 of the Revised Statutes of Missouri. |
| SIGNATURE |
| COMPANY NAME |

If Section A is completed, do not complete Section B.

Section B – Only One Product Line or No Products Are Manufactured or Produced In U.S.

If only one product line or no products are manufactured or produced in the U.S. complete only section B.

| |
|---|
| I hereby certify that there is only one product line or no product manufactured or produced in the U.S., that the information provided is true and correct, and complies with all provisions of Sections 34.350-34.359 RSMo. I understand that any misrepresentation herein constitutes the commission of a class A misdemeanor pursuant to Section 34.355 of the Revised Statutes of Missouri. |
| SIGNATURE |
| COMPANY NAME |

Section C – Products May Qualify Because of Qualifying Treaty

If some or all products bid qualify for domestic status because of a trade treaty, etc., then the bidder must identify each product, country and qualifying treaty, etc. below. The bidder must list ALL products which are or may qualify as domestic below. If more space is needed, please copy this form and submit as an attachment.

| BID ITEM NUMBER(S) | COUNTRY WHERE MANUFACTURED OR PRODUCED | QUALIFYING TREATY, LAW, AGREEMENT, OR REGULATION |
|--------------------|--|--|
| | | |
| | | |
| | | |
| | | |
| | | |

SECTION C

| |
|--|
| I hereby certify that the specific items listed above are domestic, that the information provided is true and correct, and complies with all provisions of Sections 34.350-34.359 RSMo. I understand that any misrepresentation herein constitutes the commission of a class A misdemeanor pursuant to Section 34.355 of the Revised Statutes of Missouri. |
| SIGNATURE |
| COMPANY NAME |