



City of  
**Los Banos**  
*At the Crossroads of California*

CITY OF LOS BANOS  
PUBLIC WORKS DEPARTMENT

**INVITATION FOR SEALED BIDS**

PROPOSAL FOR THE PURCHASE OF A  
**NEW 2019/2020 MODEL  
CRACK SEAL MACHINE**

City of Los Banos  
Public Works Department  
411 Madison Avenue  
Los Banos, CA 93635  
(209) 827-7056

Mark Fachin P.E.  
Public Works Director/ City Engineer

**The sealed bids must be received no later than 2 p.m.**

**Tuesday, October 22, 2019**

**By the office of the City Clerk  
520 J Street  
Los Banos, CA 93635**

# INVITATION FOR SEALED BIDS

CITY OF LOS BANOS  
PUBLIC WORKS DEPARTMENT  
411 Madison Avenue  
Los Banos, CA 93635  
(209) 827-7056

NOTICE IS HEREBY GIVEN that the LOS BANOS PUBLIC WORKS DEPARTMENT (herein called the "Owner") invites and will receive sealed bids up to the hour of 2:00 p.m. Pacific Daylight Savings Time (PDT) on **Tuesday, October 22, 2019** for the purchase of one (1) New 2019/2020 Crack Seal Machine. At said time, sealed Bid Proposal (herein called the "Bid") will be publicly opened and read aloud in the City of Los Banos Council Chambers by the office of the City Clerk at:

**Los Banos City Hall  
520 "J" Street  
Los Banos, California 93635**

Questions regarding the Bid Documents are to be directed to Dan Bronson, Public Works Fleet Coordinator, by email at [dan.bronson@losbanos.org](mailto:dan.bronson@losbanos.org).

Bids shall be submitted only on forms provided in the Bid Packet. Bids shall be in the hands of the City Clerk of the City of Los Banos, 520 J Street, Los Banos, California, 93635 on or before the hour of 2:00 p.m. PDT on **Tuesday, October 22, 2019**. No late Bids will be accepted and will be returned unopened. No oral, telegraphic, electronic, facsimile, or telephone bid submittals or modifications will be considered. Bids received after the bid submittal deadline will be rejected and returned to the Bidder unopened.

The Bid Proposal forms can be obtained from the City of Los Banos website at [www.losbanos.org](http://www.losbanos.org).

The City of Los Banos reserves the right to reject any and/or all Bids received.

# Information for Bidders

Bids will be received by the City of Los Banos Office of the City Clerk for the Owner, at the City Council Chambers of the City of Los Banos, 520 J Street, Los Banos, CA, 93635, until 2:00 p.m. Pacific Daylight Savings Time (PDT), on **Tuesday, October 22, 2019** then publicly opened and read aloud. Each Bid must contain one complete original set of Bid Proposal Forms. The Bid Proposal forms include "Specifications Compliance" and "Bid Form". The Addendum, if issued, will be posted on the City's website at [www.losbanos.org](http://www.losbanos.org). Bidder must acknowledge Addendum, if issued, by submitting signed Addendum with the Bid Proposal Forms. The completed Bid must be submitted in a sealed envelope and addressed to the Owner at 520 J Street, Los Banos, CA 93635. Each sealed envelope containing a Bid must be plainly marked on the outside as "**Crack Seal Machine Bid; Attention City Clerk**", and the envelope shall also bear on the outside, the name of the Bidder, and their address. If forwarded by mail, the sealed envelope containing the Bid Proposal forms must be enclosed in another envelope addressed to the City of Los Banos at 520 J Street, Los Banos, CA, 93635, and both envelopes clearly state "**Crack Seal Machine Bid; Attention City Clerk**".

Total Bid Price must be filled in, in ink or typewritten, and the Bid Form must be fully completed and executed when submitted, unless otherwise indicated. The Bid Form shall be signed by a person or persons legally authorized to bind Bidder to the Contract. The individuals signing each document shall warrant that they are authorized to bind the Bidder. Mistakes must be corrected and the correction inserted; correction must be initialed in ink by person signing the Bid Form. Each Bidder is responsible for the review of the Bid documents.

The Owner may waive any informalities or minor defects or reject any and all Bids. Any Bid may be withdrawn prior to the above scheduled time for the opening of Bid or authorized postponement thereof. Any Bid received after the time and date specified shall not be considered. All Bids shall remain firm for at least ninety (90) calendar days after the date and time of the bid opening unless otherwise specified. Should there be reasons why the Bid cannot be awarded within the specified period; the time may be extended by mutual agreement between the Owner and the Bidder. Award of Bid will be to the lowest responsible Bidder as determined by the Owner. A conditional or qualified Bid will not be accepted. The failure and omission of any Bidder to do any of the foregoing shall not relieve any Bidder from any obligation with respect to the Bid. The Owner will not be responsible for, nor be bound by, any oral instructions, interpretations, or explanations issued by the Owner or its representatives. Any request for clarifications or questions of the bid documents shall be emailed to:

Dan Bronson, Public Works Fleet Coordinator  
[dan.bronson@losbanos.org](mailto:dan.bronson@losbanos.org)

Requests for clarification or questions shall be delivered to the Owner by 5:00 p.m. PDT on **Wednesday, October 2, 2019**. Any Owner response to a request for clarification, questions and answers will be posted to the City's website at [www.losbanos.org](http://www.losbanos.org) not later than 5:00 p.m. PDT, **Friday, October 4, 2019** and if necessary become a part of the Bid as an Addendum. The proposed timeline of events associated with the awarding of Bid Proposal is:

Release of Advertisement for Bids		Friday, September 20, 2019
Deadline to submit questions/clarifications	5:00 p.m.	Wednesday, October 2, 2019
Addendum/Questions/Clarifications Posted	5:00 p.m.	Friday, October 4, 2019
Bid Opening	2:00 p.m.	Tuesday, October 22, 2019
City Council Awards Bid	7:00 p.m.	Wednesday, November 6, 2019
Issuance of a Purchase Order	By	Friday, November 8, 2019

Prior to receiving, the one (1) New 2019/2020 Crack Seal Machine will be inspected to insure the vehicle meets the specifications. The new Machine must be completely assembled, ready to operate, and serviced with **FULL TANK OF FUEL** by Bidder prior to acceptance by the Owner.

## Specifications Compliance

The Bidder shall note their compliance with each specification in the box provided with an X or check mark. Each line item requires an X or check mark. **Any specification left blank shall be considered a non-responsive Bid and will be rejected.** Any deviations from the specifications or where submitted literature does not fully support the meeting of the specifications, must be clearly cited and explained by the Bidder in the comment section following the specifications. The Owner will be responsible for determining specifications compliance.

**Yes No**                      **Each line specification requires checking either the Yes or No box**

- Machine supplied shall be the manufacturer's current production model and shall be bid with all of the standard equipment as specified in the manufacturer's printed literature. In addition, the Machine shall include the equipment shown on the subsequent specifications, but may not be limited to said equipment.
- Bidder shall quote purchase price to include manufacturer's warranty for one (1) New 2019/2020 Crack Seal Machine. The warranty shall commence upon acceptance of the completed vehicle by the Owner.
- Bidder shall quote the price for one (1) New 2019/2020 Crack Seal Machine including eight and three quarter percent (8.75%) sales tax, but excluding Federal excise tax. Bidder quote shall include delivery charges to the Owner.
- Machine must meet all current air quality standards, California Emission Control Regulations, all Federal Safety Standards, and Department of Motor Vehicle Regulations.
- Bid shall include delivery date of one (1) New 2019/2020 Crack Seal Machine. The delivery date shall be one hundred eighty (180) days or less from the date of bid award.
- In the event Seller fails to make delivery of the New 2019/2020 Crack Seal Machine in accordance with terms of the bid document set forth in the Purchase Agreement, with exception of Force Majeure causes or delays not imputable to Seller, the actual damage to Buyer for the delay will be difficult or impossible to determine. Therefore, in lieu of actual damages, Buyer shall be entitled to receive compensation from Seller in the form of liquidated damages and not as a penalty, and the Seller may be assessed such damages. The amount of such liquidated damages shall be equivalent to one-half of one percent [0.5%] of the value of the New 2019/2020 Crack Seal Machine System for which this purchase is made for each calendar day of the delayed item. Such liquidated damages shall begin on the first day after the delivery date specified herein has passed. Seller shall be entitled to a grace period of seven (7) calendar days for delivery of the item past the delivery date specified herein, during which period no liquidated damages will be assessed. If the item is not delivered before the grace period ends, then liquidated damages will be assessed on a retroactive basis as though there was no grace period. Liquidated damages will be limited to a maximum of ten percent [10%] of the unit price of the New 2019/2020 Crack Seal Machine. Buyer reserves the right to cancel the contract and be refunded any previous payments if the Seller fails to deliver the 2019/2020 Crack Seal Machine within 240 calendar days from the date of bid award.

**THIS PAGE MUST BE COMPLETED AND RETURNED WITH BID PROPOSAL FORMS**

## Specifications Compliance - Continued

**Yes No**      **Each line specification requires checking either the Yes or No box**

- (1) New 2019/2020 Crack Seal Machine
- Double jacketed boiler type material tank design (or equivalent)
- Trailer mounted and rated for highway class use
- Diesel powered and heated
- Electric heated sealing hose equipped (or equivalent)
- Working capacity of 400 gallons (minimum)
- Electric brakes on trailer
- LED stop, turn and tail with RV style plug

### **MELTING SYSTEM**

- Oil tank to be 30 gallons constructed of 7 gauge steel (minimum)
- Oil reservoir will be surrounded by a 10 gauge air reservoir
- Tank must be insulated on all sides with 1.5" of ceramic or FBX insulation (or equivalent)
- Full sweep vertical direct driven reversible agitator design with auger flighting (or equivalent)
- (2) 15 X 26 inch, insulated/angled loading door on curbside and of a "splash free" design
- Unit to include a vented HTO expansion tank
- Diesel burner maximum of 400,000 BTU
- (2) 6 inch round wand recirculation located on the rear of the machine

### **PUMPING AND DELIVERY SYSTEM**

- Pump shall be direct coupled, driven hydraulically and run in either direction
- Variable speed pump, 20 GPM output (minimum)
- When sealing valve is closed, sealant must be recirculated
- Sealing hose heated electrically, a floating ground designed system
- Dual hoses to be a minimum of ¾" inner diameter (ID) and no less than 20 feet long
- Hose booms will be located at rear sides of heating chamber
- Wand will utilize a ball valve attached to the end of the wand to eliminate dripping
- A 2.5" swivel disc

### **TEMPERATURE AND FLOW CONTROL**

- Display must have digital controllers for oil and materials temperatures

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Specifications Compliance - Continued

**Yes No**            **Each line specification requires checking either the Yes or No box**

- (3) LED status indicators for Pump, Agitator and Hose to indicate a ready status
- Digital controllers must display an error code and shut down burner
- Control system must be able to operate in manual or automatic mode
- Pump forward/reverse and agitator forward/reverse will be electrically controlled from control station
- Additional analog gauges for agitator and material pump pressure and backup material temperature

**DIESEL ENGINE**

- 25 HP, diesel engine
- Spin on oil filter and fuel filter
- Auto shutdown protection on alternator, oil pressure and coolant temperature
- Noise reduced cowl exhaust muffler
- 33 gallon fuel tank (minimum)
- Ball valve shut off to simplify fuel filter replacement
- Burner must be self-priming and equipped with fuel pressure gauge

**OPTIONS**

- Insulated noise reducing locking cover
- Agitator stop
- LED directional arrow stick mounted with controller
- Tool box mounted
- A second heated sealant hose system for dual hose sealing from a second pump (if available)
- Powder coat paint in manufacturer color
- Equipped with required safety decals and signage
- Fire extinguisher – 10 lbs ABC and first aid kit (mounted)
- Three (3) complete sets of keys
- Must be delivered with full tank of fuel
- 5 years or 5,000 hours warranty bumper to bumper

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# Bid Form

TO: OWNER  
City of Los Banos  
520 J Street  
Los Banos, CA 93635

DATE: \_\_\_\_\_

In compliance with the Invitation for Sealed Bids for **one (1) New 2019/2020 Model Crack Seal Machine**, the undersigned, as Bidder, hereby offers to sell to the Owner, in accordance with the terms, conditions, requirements and specifications set forth in the Bid documents for the price quoted on this Bid Form for **one (1) New 2019/2020 Model Crack Seal Machine**.

MANUFACTURER: \_\_\_\_\_

MODEL NUMBER: \_\_\_\_\_

DELIVERY DATE: \_\_\_\_\_

One Hundred eighty (180) days or less from the date Owner issues Purchase Order

**TOTAL BID PRICE \$** \_\_\_\_\_

Total Bid Price includes California Sales Tax, California Tire Recycling Fee, DMV documentation fees, freight, and delivery charges but excludes Federal Excise Tax, if any.

Total Bid Price Written:

\_\_\_\_\_ written form

The undersigned certifies under penalty of perjury that the quotation on this Bid Form constitutes a bona-fide offer to sell, that he/she is an authorized representative of the company listed, that the quotation is in no way sham or collusive, and that issuance of a Purchase Order by Owner constitutes acceptance of bidder's offer on the terms and conditions stated in the Bid documents, and forms a contract. Bidder will not withdraw its Bid for at least ninety (90) calendar days from the date and time of the bid opening.

\_\_\_\_\_  
BIDDER'S COMPANY

\_\_\_\_\_  
PRINT NAME - AUTHORIZED

\_\_\_\_\_  
ADDRESS

\_\_\_\_\_  
AUTHORIZED SIGNATURE

\_\_\_\_\_  
TELEPHONE NUMBER

**ARE YOU CLAIMING A LOCAL BUSINESS PREFERENCE?**     **YES**     **NO**

If yes submit written proof of the address of your principle place of business and a copy of your current City business license.

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