

MUDDY CREEK TOWNSHIP

420 STANFORD ROAD

PROSPECT, PA 16052

724-368-3438

724-368-3432 (FAX)

MUDDYCREEKTOWNSHIP@ZOOMINTERNET.NET

SUPERVISORS:

DALE KERR
ERIC SAUNDERS
ROBERT J. JESTEADT

SECRETARY/TREASURER:

KELLY LIVERMORE

To: Prospective Bidder
From: Kelly Livermore, Secretary/Treasurer
Date: February 28, 2018
Re: Road Oil

Notice is hereby given that the Muddy Creek Township Board of Supervisors will receive sealed bids for the purchase of Road Oil (MC 70 and E3).

All bids will be in writing and delivered by hand, Fed Ex, or mail to

420 Stanford Road, Prospect, Pa 16052

All bids must be received by 9:00 AM, Prevailing Time, on Wednesday, March 21, 2018. Bids will be open and read aloud on March 21, 2018 at approximately 1:00 PM at the monthly meeting of the Board of Supervisors. Bids received after the time set for receiving bids will be rejected and returned unopened to the bidder. All interested parties are invited to attend.

Specifications and bid forms may be secured from the Muddy Creek Township website (www.muddycreektwp.com) or at the Muddy Creek Township Administrative Office at the above address.

Each bid shall be submitted on the bid form provided. Bids are to be sealed and plainly labeled – "BID –Road Oil."

Questions about the bid must be in writing and directed to Kelly Livermore and faced to 724-368-3432.

The Muddy Creek Township Board of Supervisors reserves the right to waive irregularities in bids, to reject any or all bids with or without cause, and to award the bid that it determines to be in the best interest of Muddy Creek Township.

VISIT US AT WWW.MUDDYCREEKTWP.COM



PROPOSAL AND CONTRACT (WHEN EXECUTED)

INSTRUCTIONS ON PAGE 4

THIS PROPOSAL INCLUDES INSTRUCTIONS TO BIDDERS

A. DEPOSIT OF PROPOSALS.

All envelopes containing Bid proposals shall be clearly marked "Bid Proposal for letting of Road Oil (3/21/2018) ." DATE

Muddy Creek Township MUNICIPALITY (NAME & TYPE)

Kelly Livermore SECRETARY

Sealed Proposals will be received on or before 9:00 AM on the above Letting Date. TIME

420 Stanford Road Prospect, Pa 16052 ADDRESS

Bids will be opened and read at approximately 1:00 PM , on the above Letting Date. TIME

PROPOSALS MUST BE MAILED OR OTHERWISE DELIVERED TO THE ABOVE ADDRESS.

- 1 The contractor proposes to furnish and deliver all materials (including Form CS-4171, CERTIFICATE OF COMPLIANCE and/ or TR-465 DAILY BITUMINOUS MIXTURE CERTIFICATION) and to do and perform all work on the following project as more specifically set forth in the Schedule of Prices (Attachment), in accordance with drawings and specifications on file at Muddy Creek Township as well as the supplements and special requirements contained herein and/ or attached hereto and current PennDOT Specifications (Publication 408), except (a) bidders need not be prequalified by PennDOT (Sec.102.01), and (b) Volumetric testing of bituminous paving materials is not required (Sec. 409).
2 If designated as the successful bidder, the contractor will begin work on the date specified in the notice to proceed, or as otherwise provided in the special requirements, and will complete all work within see attachment 1-A calendar days.
3 Accompanying this proposal is a certified check or bid bond in the amount of made payable to the municipality as a proposal guarantee which, it is understood, will be forfeited in case the contractor fails to comply with the requirements of the proposal.

B. PROPOSAL OF:

Three horizontal lines for contractor information

NAME / ADDRESS OF CONTRACTOR

CONTRACTORS CERTIFICATION

It is hereby certified as follows:

- 1 The only person interested in the proposal as principal (s) is (are):
2 None of the above persons are employees of the municipality.
3 This proposal is made without collusion with any other person, firm or corporation.
4 All plans and specifications referred to above and the site of the work have been examined by the contractor. The contractor understands that the quantities indicated herein are approximate and are subject to change as may be required; and that all work is payable on the basis of the unit price listed on the Schedule of Prices. (Attachment 1).

- 5 The contractor will comply with all requirements of the laws and implementing regulations of the Commonwealth of Pennsylvania and the United States relating to human relations, equal opportunity and non-discrimination in employment, and will pay to workmen employed in the performance of the contract the wages to which they may be entitled.

- 6 The contractor will provide the municipality with a performance bond, conditioned upon the faithful performance of the contract in accordance with the plans, specifications and conditions thereof, and a payment bond, conditioned on the prompt payment of all material furnished and labor supplied or performed in the prosecution of the work, in accordance with the Public Works Contractors' Bond Law of 1967; and an affidavit accepting the provisions of the Workmen's Compensation Act of 1915, as amended.

CONTRACTOR

BY: _____ DATE: _____
TITLE:

WITNESSED OR ATTESTED BY: _____ DATE: _____
TITLE:

TO BE EXECUTED ONLY IN THE EVENT THE ABOVE PROPOSAL IS ACCEPTED

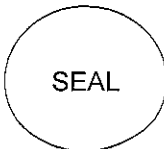
ACCEPTED ON : _____
DATE

Muddy Creek Township
MUNICIPALITY

BY: _____
TITLE:

BY: _____
TITLE:

BY: _____
TITLE:



ATTESTED BY: _____
TITLE:



ATTACHMENT 1

TO MS - 944 (PROPOSAL AND CONTRACT MS - 944)

County: Butler County

Municipality: Muddy Creek Township

Project Number: _____

LOCATION OF WORK:

Road Oil to be delivered to various locations in Muddy Creek Township, Butler County, Pennsylvania.

DESCRIPTION OF WORK:

Delivery of specified product in place at location within Muddy Creek Township, Butler County, Pennsylvania. +++++All unit prices include delivery costs+++++

ESCALATOR CLAUSE:(if adopted by Municipality.)

THIS PORTION TO BE COMPLETED BY THE MUNICIPALITY

SCHEDULE OF PRICES					
1 Item No.	2 Approximate Quantities	3 Unit	4 *Description	5 Unit Price	6 Total
1	10,000 +/-	Gallons	MC 70 Road Oil		
2	10,000 +/-	Gallons	E3 Emulsion		
3					
4					
5					
6					

*** DESCRIPTION:**
 Must include ADT on wearing surfaces
 USE OF CUTBACK ASPHALT IS PROHIBITED
 BETWEEN MAY 1st AND OCTOBER 31st, EXCEPT AS NOTED IN BULLETIN NO. 25.
 FOR OPTION OR PHASE BIDS THE TOTALS FOR EACH MUST BE INCLUDED.

	SUBTOTAL
SUBTOTAL FROM OTHER ATTACHMENTS	
BID TOTAL FOR A NON OPTION / PHASE BID	
OPTION 1 OR PHASE 1 BID TOTAL	
OPTION 2 OR PHASE 2 BID TOTAL	
OPTION 3 OR PHASE 3 BID TOTAL	

**SPECIAL PROVISIONS TO CONTRACT MS-944 (Attachment 1-A)
CONTAINS IMPORTANT INFORMATION FOR THE CONTRACTOR**

The Prime Contractor and subcontractors must comply with all of the following provisions that are marked with an "X".

Traffic Control and Safety Devices to be provided by the Contractor.
(Maintenance and Protection of Traffic to comply with current MUTCD, Publication 212 and Publication 213.)

- X Delivery tickets for all materials.
CS-4171 Certificate of Compliance and/ or TR-465 Daily Bituminous Mixture Certification required for all materials.
Notify the Municipality five working days prior to start of project.
Work to be completed on or before _____ . After _____ Liquidated damages apply at the rate of \$ 870.00 per calendar day.
Roadway to be power broomed by (contractor _____ municipality _____)prior to start of project.
Excess material to be removed by (contractor _____ municipality _____)
Municipality to inspect project.
Need Bill of Lading for each shipment of bituminous material per Section 702.1(c) of Specifications 408.
Tack Coat required per Section 460, or 409 for superpave, of Specifications 408 and is incidental to paving item unless noted otherwise.
Prime Coat required per Section 461 of Specifications 408.
Bituminous Seal on all abutting pavement and curbs required.
Saw cut or Milled Paving Notch required and incidental to paving item unless noted otherwise.
Scratch/ Leveling Courses to be placed at the discretion of appointed inspector(s).
Full width pavement with one pass required.

- X Municipality reserves the right to limit work completed.
Taper pavement the last 3 feet to curb.
For FOB Source bids, hauling distance will determine selection of bid award.
Municipality reserves the right to procure material which best suits their requirements after all bids and items are reviewed.
Incidental Preparation and clean up required. (Project Construction Materials)
The municipality reserves the right to make an award on the basis of the aggregate total for all like items on which quotations are received.
Provide design, which meets Specifications Form 408 to the municipality 5 days prior to start of work.

- X Contractor responsible for defects that occur within one year of applications.
Contractor required to review proposed project with Municipality's Representative prior to bidding.
- X Oil Samples required from each distributor truck by contractor (1) one quart : A.M. & P.M. and witnessed by municipality and retained by municipality. (Oil samples must be placed in an approved type container that is compatible with oil sample.)
At least three random stone samples to be taken by contractor on project site witnessed by municipality and retained by municipality.
Complete all testing in accordance with Specification Form 408 Section 409 except for superpave volumetric testing.
Notice to Proceed will be the date of Contract acceptance.
Final Completion Certificate & Notice of Completion required.
Future award of Contract will be based on quality of work as determined by the municipality.
Contractor, notify all residents of pending work to be performed.

- X Contract shall be valid until March 31, 2019
- X All prices shall include delivery. No fuel surcharge shall be paid.
- X Anti Collusion affidavit must accompany bid submission

My signature signifies that I have read and understand the above special provisions to this contract, and by being authorized by this company to act as their authorized representative, and on their behalf hereby agree to adhere to any and all of the provisions pertaining to this contract.

Contractor's Representative _____ Date _____

Company _____

Municipality's Representative _____ Date _____

Muddy Creek Township

Municipality _____

ANTI-COLLUSION AFFIDAVIT



County Butler County

Municipality Muddy Creek Township

Project Number _____

Fed. Project No. _____
(If Applicable)

State of _____

County of _____

The undersigned deponent deposes and says that he is the _____

of the _____ Company; that he is authorized to make this affidavit on behalf of said company in compliance with section 102.06 (e) of Department Specifications, Publication 408, as amended and that the said company has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with such contract.

(Contractor)

BY

Sworn to and subscribed before me the undersigned notary public this

_____ day of _____, _____.

Notary Public

My Commission expires _____



COMMONWEALTH OF PENNSYLVANIA

PUBLIC WORKS EMPLOYMENT VERIFICATION FORM

Date _____

Business or Organization Name (Employer) _____

Address _____

City _____ State _____ Zip Code _____

Contractor Subcontractor (check one)

Contracting Public Body _____

Contract/Project No _____

Project Description _____

Project Location _____

As a contractor/subcontractor for the above referenced public works contract, I hereby affirm that as of the above date, our company is in compliance with the Public Works Employment Verification Act ('the Act') through utilization of the federal E-Verify Program (EVP) operated by the United States Department of Homeland Security. To the best of my/our knowledge, all employees hired post January 1, 2013 are authorized to work in the United States.

It is also agreed to that all public works contractors/subcontractors will utilize the federal EVP to verify the employment eligibility of each new hire within five (5) business days of the employee start date throughout the duration of the public works contract. Documentation confirming the use of the federal EVP upon each new hire shall be maintained in the event of an investigation or audit.

I, _____, authorized representative of the company above, attest that the information contained in this verification form is true and correct and understand that the submission of false or misleading information in connection with the above verification shall be subject to sanctions provided by law.

Authorized Representative Signature



AFFIDAVIT RE

ACCEPTING PROVISIONS OF THE WORKMEN'S COMPENSATION ACT

State of _____)
)
) ss:
)
County of _____)

being duly sworn according to law deposes and says that they ^{he has} have
it has

accepted the provisions of the Workmen's Compensation Act of 1915 of the Commonwealth of Pennsylvania, with
has his
its supplements and amendments, and have insured their liability thereunder in accordance with the terms of said
its

Act with _____
(SURETY COMPANY)

(TYPE OR PRINT) CONTRACTOR

BY _____
SIGNATURE

Sworn to and subscribed before me this _____ day of _____ A.D. 20 ____ .

SIGNATURE

My Commission Expires _____ (DATE)



CERTIFICATE OF COMPLIANCE

1. **◆COUNTY:** _____ **◆LR/SR:** _____ **◆SEC/SEG:** _____ **◆ECMS#:** _____
 (◆ - To be completed by the party that will ship the material to the project, otherwise leave blank.)

2. I / WE hereby certify that the material listed on line 5 was:

- Manufactured Fabricated Coated Precasted Produced

By _____
(Name of Manufacturer, Fabricator, Coater, Precaster or Producer) (Supplier Code)

3. and the party listed above certifies that the material(s) on line 5 meets the requirements of
Publication 408, Section(s) _____
AASHTO, ASTM, Federal or other designation _____

4. The material listed below is being shipped to: _____
(Company Name)

5. LOT NO.	QUANTITY	APPROVED MATERIAL AS LISTED IN BULLETIN # 14 or 15 BULLETIN # 41 or 42 PRODUCERS, LIST HMA / PCC JMF.

6. **CHECK HERE IF YOUR PRODUCT CONTAINS IRON OR STEEL** I / WE certify that we received a copy of the Mill Certification Form(s) from the manufacturer(s) of any steel or iron materials contained in our product and all manufacturing processes including coatings application (e.g., epoxy, galvanizing, or painting) have occurred in the United States and we are maintaining copy(s), in our files in accordance with Section 106.03(b)3. Note: While coating materials themselves are not covered by Buy America, the application of these materials on steel or iron must occur in the United States.

7. **VENDOR CLASSIFICATION (CHECK ONE BLOCK ONLY) -**

- | | |
|---|--|
| <input type="checkbox"/> #1 Manufacturer, Fabricator, Coater, Precaster Listed in Bulletin # 15, or Producer Listed in Bulletin # 14, 41 or 42
<i>I certify that the above statements are true and to the best of my knowledge, fairly and accurately describe the product(s) listed.</i> | <input type="checkbox"/> #2 Distributor, Supplier or *Private Label Company Not Listed in Bulletin # 15. Also, complete line 9
<i>I certify that the material being supplied is one and the same as provided to us by the manufacturer listed on this document and quantities listed above are accurate.</i> |
|---|--|

8. **NAME (print) :** _____ **TITLE:** _____
COMPANY NAME : _____
SIGNATURE : _____ **DATE:** _____
By Responsible Company Official (QC Staff only if you checked block #1 on line 7)

9. List company that sold you the material(s) documented above: _____
(Complete if you checked Block # 2 on line # 7, otherwise leave blank.) (Company Name)

After completing the Certificate of Compliance form CS-4171, maintain the original at your company's location. A copy of the Certificate of Compliance form must accompany your material shipment to its next destination. Also, if you receive material shipments from other companies related to PennDOT projects, the accompanying Certificate of Compliance forms must be kept on file at your location. These files must be available for inspection and verification by a Department Representative for a period of not less than THREE years from the date of the last shipment.

***Private Label Companies must identify the true manufacturer (Line 2) and the approved material (Line 5) as listed in Bulletin # 15.**