

**2012 Bituminous Material
February 6, 2012
10:00 A.M.**

Company Name _____

Contact Name _____

Email Address _____

Street Address _____

City, State _____

Zip Code _____

Phone _____

Fax _____

To be considered a valid bidder, you must either pick up a contract book at our office and be added to the bidders list or fax this registration form to us at least 4 days prior to the bid opening to be added to the bidders list. Subcontractors and suppliers are encouraged but not required to register as a contract holder.

Fax completed form to:

Defiance County Engineer's Office: (419) 782-3031

**SPECIFICATIONS AND BIDDING DOCUMENTS
DEFIANCE, OHIO**

2012 BITUMINOUS MATERIAL

**FOR
BOARD OF COUNTY COMMISSIONERS
DEFIANCE COUNTY, OHIO**

**Prepared by:
Defiance County Engineer
510 Court Street, Ste. 201
Defiance, Ohio 43512**

WARREN J. SCHLATTER, P.E., P.S.

LEGAL NOTICE

Sealed proposals will be received by the Board of County Commissioners, Defiance County, Ohio, for the following improvements:

2012 BITUMINOUS MATERIAL

until ***10:00 o'clock A.M., Local Time, MONDAY, FEBRUARY 6, 2012*** at which time the proposals will be publicly opened and read. Bids may be hand delivered or mailed to the Board of County Commissioners, 500 Court Street, Defiance, Ohio. 43512.

The above materials are to be in accordance with the specifications now on file in the Office of the Defiance County Engineer. Copies of the Bid Document may be obtained at the Office of the County Engineer, located at 510 Court Street, Ste. 201, Defiance, Ohio, 43512 , between 8:00 a.m. and 4:30 p.m. or by logging on to <http://www.defiance-county.com/engineer/bids.htm> and downloading the contract.

The Board of County Commissioners reserves the right to reject any or all bids.

Stephanie Metz, Clerk
Defiance County Commissioners

Warren J. Schlatter, P.E., P.S.
Defiance County Engineer

Advertise on: **MONDAY, JANUARY 23, 2012**
MONDAY, JANUARY 30, 2012

BID

Proposal of _____ (hereinafter called "BIDDER"), organized and existing under the laws of the State of _____ doing business as *_____. To the Defiance County Board of County Commissioners (hereinafter called "OWNER"). In compliance with your Legal Notice, BIDDER hereby proposes to perform all WORK for the **2012 BITUMINOUS MATERIAL**, in strict accordance with the CONTRACT DOCUMENTS, within the time set forth therein, and at the prices stated below.

It is understood that separate sealed BIDS will be received by the Board of County Commissioners **until 10:00 A.M. (Local Time), MONDAY, FEBRUARY 6, 2012** and then at the Office of the County Commissioners, they shall be opened and read aloud.

It is understood that the Legal Notice is considered a part of this BID as if herein set out verbatim, or if not attached, as if hereto attached. By submission of this BID, each BIDDER certified and in the case of a joint BID each party thereto certified as to his own organization that this BID has been arrived at independently, without consultation, communication, or agreement as to any matter relating to this BID with any other BIDDER or with any competitor.

Each bid shall contain the full name and correct address of every person, firm or company interested in same, and shall be accompanied by a certified check or cashier's check upon a solvent bank in the amount of 10% of the bid or a bond executed by a surety company authorized to do business in Ohio, for a sum equal to the amount of the bid submitted, as a guarantee that if the bid is accepted, a contract will be entered into and its performance properly secured.

The right is reserved by the Board of County Commissioners to reject any and all Bids, to waive any informality in Bids received, and to accept any Bid which is deemed to be most favorable to the Board of County Commissioners. No Bidder may withdraw his Bid for a period of sixty (60) days after the scheduled closing time for the receipt of Bids.

* Insert "A corporation", "A partnership", or "An individual" as applicable.

BID (Cont)

PROPOSAL AND SPECIFICATIONS

In accordance with the Legal Advertisement herewith attached, the Board of County Commissioners proposes to take bids on **2012 BITUMINOUS MATERIAL** for themselves and various Government Agencies.

The Defiance County Commissioners reserve the right to reject any, any portion of or all bids.

BITUMINOUS MATERIAL

Various grades of asphalt, the total estimated requirements for all grades to be approximately 395,000 gal. Supplier to submit unit price bid for pick-up at suppliers plant or delivered in tanker loads to any point in Defiance County.

Grade	Quantity	Unit Price Pick-Up	Unit Price Delivered
MWS 90 ODOT 702	275,000 Gal.	\$ _____	\$ _____
MC 30 ODOT 702	10,000 Gal.	\$ _____	\$ _____
RS 2	10,000 Gal.	\$ _____	\$ _____
RS 2P	10,000 Gal.	\$ _____	\$ _____
AEP Prime	20,000 Gal.	\$ _____	\$ _____
SS1H-DILUTED	10,000 Gal.	\$ _____	\$ _____
HFRS2P	50,000 Gal.	\$ _____	\$ _____
Other (State)			
_____		\$ _____	\$ _____
_____		\$ _____	\$ _____
_____		\$ _____	\$ _____

Bid (cont)

Bid Submitted By:

Date: _____

Company Name

Signature

Address

(Area Code) Telephone Number

City, State, Zip

Bidder must guarantee their bid price to ***DECEMBER 28, 2012.***

These bids shall cover all materials bid for Defiance County and all townships within Defiance County.

Each bid shall contain the full name and correct address of every person, firm or company interested in same.

Bidders are requested to submit their bids on this form.

The Defiance County Commissioners reserve the right to reject any, any portion of or all bids.

BID GUARANTY AND CONTRACT BOND
(Section 153.571 Ohio Revised Code)

KNOW ALL MEN BY THESE PRESENTS, that we, the undersigned _____ (Name and address) as Principal, and _____ (Name) as Sureties, are hereby held and firmly bound unto the BOARD OF DEFIANCE COUNTY COMMISSIONERS, hereinafter called the Obligee, in the penal sum of the dollar amount of the bid submitted by the Principal to the OWNER on **MONDAY, FEBRUARY 6, 2012** to undertake the project known as:

2012 BITUMINOUS MATERIAL

The penal sum referred to herein shall be the dollar amount of the principal's bid to the Obligee, incorporating any additive or deductive alternate proposals made by the Principal on the date referred to above to the Obligee, which are accepted by the Obligee. In no case shall the penal sum exceed the amount of: _____ dollars (\$_____). (If the foregoing blank is not filled in, the penal sum will be the full amount of the principal's bid, including alternates. Alternatively, if the blank is filled in, the amount stated must not be less than the full amount of the bid including alternates, in the dollars and cents. A percentage is not acceptable.) For the payment of the penal sum well and truly to be made, we hereby jointly and severally bind ourselves, our heirs, executors, administrators, successors, and assigns.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH that whereas the above-named principal has submitted a bid on the above referred to project.

Now, therefore, if the Obligee accepts the bid of the principal and the principal fails to enter into a proper contract in accordance with the bid, plans, detailed, specifications, and bills of material; and in the event the principal pays to the Obligee the difference not to exceed ten percent of the penalty hereof between the amount specified in the bid and such larger amount for which the Obligee may in good faith contract with the next lowest bidder to perform the work covered by the bid; or in the event the Obligee does not award the contract to the next lowest bidder and resubmits the project for bidding, the principal pays to the Obligee the difference not to exceed ten percent of the penalty hereof between the amount specified in the bid, or the costs, in connecting with the resubmission, of printing, new contract document, required advertising, and printing and mailing notices to prospective bidders, whichever is less, then this obligation shall be null and void, otherwise to remain in full force and effect; if the Obligee accepts the bid of the principal and the principal within ten days after the awarding of the contract enters into a proper contract in accordance with the bid, plans, details, specifications, and bills of material, which said contract is made a part of this bond the same as though set forth herein.

Now also, if the said principal shall well and faithfully do and perform the things agreed to be done and performed according to the terms of said contract; and shall pay all lawful claims of subcontractors, material men, and laborers, for labor performed and material furnished in the carrying forward, performing, or completing of said contract; we agreeing and assenting that this undertaking shall be for the benefit of any material man or laborer having a just claim, as well as for the Obligee herein; then this obligation shall be void; expressly understood and agreed that the liability of the surety for any and all claims hereunder shall in no event exceed the penal amount of this obligation as herein stated.

Bid Guaranty and Contract Bond (cont)

The above Surety hereby certifies that it is authorized by the superintendent of insurance, State of Ohio to execute the above bond and that the liability incurred is within the limits prescribed by Section 3929.121 of the Ohio Revised Code.

The said surety hereby stipulates and agrees that no modification, omissions, or additions, in or to the terms of the said contract or in or to the plans or specifications therefore shall in any way affect the obligation of said surety on its bond and does hereby waive notice of any such modifications, omissions, or additions to the terms of the contract or in or to the plans and specifications.

SIGNED AND SEALED This _____ day of _____, 20 ____.

Principal:

Company Name

By: _____
Printed Name

Title: _____

Surety:

Surety Company Address:

By: _____
Attorney-in-fact

Surety Agent's Address:

**AFFIDAVIT OF CONTRACTOR OR SUPPLIER OF NON-DELINQUENCY
OF PERSONAL PROPERTY TAXES**

O.R.C. §5719.042

"After the award by a taxing district of any contract let by competitive bid and prior to the time the contract is entered into, the person making a bid shall submit to the district's fiscal officer a statement affirmed under oath that the person with whom the contract is to be made was not charged at the time the bid was submitted with any delinquent personal property taxes on the general tax list of personal property of any county in which the taxing district has territory or that such person was charged with delinquent personal property taxes on any such tax list, in which case the statement shall also set forth the amount of such due and unpaid delinquent taxes and any due and unpaid penalties and interest thereon. If the statement indicates that the taxpayer was charged with any such taxes, a copy of the statement shall be transmitted by the fiscal officer to the county treasurer within thirty days of the date it is submitted.

A copy of the statement shall also be incorporated into the contract, and no payment shall be made with respect to any contract to which this section applies unless such statement has been so incorporated as a part thereof."

STATE OF OHIO:
DEFIANCE COUNTY

The undersigned, being first duly sworn, having been awarded a contract by you for **2012 BITUMINOUS MATERIAL** hereby states that we are not charged at the time the bid was submitted with any delinquent personal property taxes on the general tax list of personal property of any county in which you as a taxing district have territory and that we were not charged with delinquent personal property taxes on any such tax list.

In consideration of the award of the above contract, the above statement is incorporated in said contract as a covenant of the undersigned.

Sworn to before me and subscribed in my presence this _____ day of _____, 20 ____.

Notary Public

EQUAL EMPLOYMENT OPPORTUNITY STATEMENT

The _____ (Name of Contractor) does not discriminate on the basis of race, color, national origin, sex, religion, age or disability in employment or the provision of services.

Signature

Title

Date

Sworn to before me and subscribed in my presence this _____ day of _____, 20 _____.

Notary Public