



**CITY OF CONWAY
1201 Oak Street
Conway, Arkansas 72032**

Invitation and Bid No. 2007-28

INVITATION

TO THE VENDOR ADDRESSED:

Bidders are invited to furnish the items listed herein in accordance with the terms and conditions attached. **Sealed** bids must be in the hands of the Mayor not later than **10 am, Wednesday, April 4th, 2007** at which time all bids will be opened and read in the Downstairs Conference Room in City Hall. Unsigned bids will be rejected. Successful bidders will receive a purchase order, if necessary, within 30 days of City Council approval.

**City of Conway
Solicitation of Sealed Bid for Auction Items**

The City of Conway is accepting sealed bids for the auction of (2) balers from our Conway Sanitation Department.

- Sealed bids should be sent to City Hall, Attn: Felicia Rogers, 1201 Oak Street, Conway, AR no later than 10:00 a.m. Wednesday, April 4th, 2007.
- Items will be awarded to the highest bid, and are to be paid for within **three days of the bid opening, or the item will be given to the next highest bid.**
- Arrangements to view auction items during normal business hours can be arranged in advance of the bid opening by contacting the Sanitation Department at 501.450.6155.
- All items are being sold “as is” without warranty.

- Items available for auction are subject to change without notice. No representation is made of the condition or value of any of the items offered for auction, and some items are offered for salvage parts use only.
- The Baler must be pickup the week of April 9th through April 13. The city reserves the right to extend the pickup date, if necessary. You must make advance arrangements with the Sanitation Dept to pick the items up.

Items listed for Auctions are as follows:

- Baler #1 Model Number is Gorilla 200T4-13/9
- Baler #2 Model number is Gorilla 100S4-12/9
 - The 100 or 200 in the model number refers to horse power
 - The “S” or “T” in the model number refers to single or twin motors.
 - The number 4 refers to the 4 main hydraulic pumps. This information was taken from the service manual. However baler #1 has 6 main pumps and baler #2 has 3 main pumps.
 - The 12/9 or 13/9 refers to the diameter of the main cylinder followed by the diameter of the side ram cylinder.
 - These were the last balers made by Mosley.

**Bid Number 2007-28
Conway Sanitation Dept. – Baler Auction**

Unsigned bids will be rejected:

Bid price for Baler #1 _____

Bid price for Baler #2 _____

Total price _____

Authorized Agent Bidding on this project:

Company Name

Company Representative Name

Representative's Signature

Address Email Address

City State Zip

Telephone Number Fax Number

Date

City of Conway
TERMS AND CONDITIONS

Important – Read Carefully

By Submission of bid, bidder certifies that he has read all terms and conditions and that bid is submitted in accordance therewith.

1. Prices quoted will be considered to be net prices unless otherwise stated by the bidder. Cash discounts requiring payments in less than 30 days will not be considered in making awards.
2. Prices quoted shall be FOB Conway unless otherwise specifically stated on proposal. In either case, delivery charges must be prepaid.
3. All fees and taxes shall be included in prices quoted.
4. Bidder certifies that he will make delivery of items for which he bids within 10 days after receipt of award – unless otherwise specifically stated. Time of delivery in excess of 10 days may be considered a factor in making awards.
5. In case of default of contractor in making deliveries as per contract, the City may procure the articles or services from other sources and hold the contractor responsible for all excess costs occasioned thereby. Bidder's record as to satisfactory performance under previous contracts will be considered a factor in making awards and retention on bid lists.
6. The City reserves the right to reject any or all bids, in part or in whole and to waive information in bids received.
7. If not otherwise specified, bidder must furnish brand names with catalog number, if any, on items which are offered as "equal." In all such cases the burden of establishing equality is upon the bidder and failure to do so within a reasonable time may result in rejection. Alternative bids will not be considered unless no other type bid for the item is received.
8. In the case of equal or tie bids, preference will be given to Arkansas bidders. Other than as stated in the first sentence, awards on tie bids will be made at the discretion of the purchasing official. In such cases, "splitting" will be avoided and awards of previous contract(s) to one or more of the bidders will not be a factor.
9. In the event that bidder is unable to furnish all of an item, bids on portions thereof may be considered.
10. Final inspections and acceptance or rejection will be made after delivery. Items rejected because of non-conformance shall be removed and replaced immediately with those which meet specifications, all at the expense of the contractor. In the event that necessity requires the use of non-conforming items, payment therefore will be made at a proper reduction in price which shall be not greater than contractor's actual cost by purchase, fabrication, manufacture or other production method plus transportation paid to carriers. All costs in connection with testing items that do not meet specifications shall be paid by contractor.
11. Quality, time of performance, probability of performance, and location of bidder will be factors in awards of all contracts.
12. The City reserves the right to purchase any, all or none of the items listed, in combinations thereof that may be in the best interest of the City of Conway.
13. The City reserves the right to change any specifications, terms and/or conditions at any time, with adequate notice in writing to bid invitees of those changes, if any.
14. The City is qualified for "GSA" pricing schedules, if available and applicable.
15. The City reserves the right to waive any informalities or minor defects, but this shall not be construed to indicate waiver of any specification, term and/or condition unless in the best interest of the City in the judgment of the City.
16. **CONSTRUCTION/INSTALLATION:** Any construction work that is worth \$20,000 or more must comply with Arkansas Code Annotated § 22-9-204.
17. **PROHIBITED INTEREST CONDITION:** No official of the City authorized on behalf of the City to specify, plan, design, negotiate, make, accept or approve, or take part in specifying, planning, negotiating, making, accepting or approving any construction or material purchase contract or any subcontract in connection with any purchase made by the City of Conway shall

become directly or indirectly interested personally in the purchase in the purchase or any part thereof.

18. **EQUAL OPPORTUNITY IN EMPLOYMENT:** All qualified bidders will receive consideration without regard to race, color, religion, sex, age, disability or national origin.