

**EQUIPMENT**

**EXCAVATORS,  
BACKHOE/LOADERS  
&  
WHEELED LOADERS**

**Regions 1, 2, 3, 4 & 5**

**2013**

# **STATE PROJECT**

## BIDDING INSTRUCTIONS

1. Complete the bid forms with pen and ink.
2. The following are to be completed and returned with the bid:
  - a. A copy of the Notice to Contractors
  - b. the completed Acknowledgement of Bid Amendments form
  - c. the completed Schedule of Items
  - d. two (2) copies of the completed and signed Contract Agreement, Offer & Award form
  - e. the completed Contractor Information Sheet
  - f. completed vehicle technical specification sheets for each piece of equipment
  - g. vehicle descriptions for each piece of equipment
  - h. Any other certifications or Bid requirements listed in the Bid Documents as due by Bid opening.

3. For security and other reasons, all Bid Packages which are mailed or delivered, shall be provided in double (one envelope inside the other) envelopes. The *Inner Envelope* shall have the following information provided on it:

Bid Enclosed - Do Not Open

Title:

Town:

Date of Bid Opening:

Name of Contractor with mailing address and telephone number:

In Addition to the usual address information, the *Outer Envelope* should have written or typed on it:

Double Envelope: Bid Enclosed

Title:

Town:

Date of Bid Opening:

Name of Contractor:

Hand-carried Bids may be in one envelope, and should be marked with the following information:

Bid Enclosed: Do Not Open

Title:

Town:

Name of Contractor:

4. If a paper Bid is to be hand carried, deliver directly to the Reception Desk using the "Public Entrance" which is located on the Capitol Street side of the DOT Headquarters Building in Augusta. If a paper Bid is to be sent express, "FedEx First Overnight" delivery is suggested as the package is delivered directly to the DOT Headquarters Building, Mailroom, in Augusta located at 24 Child Street in Augusta. Other means, such as U.S. Postal's Service Express Mail has proven not to be reliable. If a paper bid is to be mailed, the mailing address is Maine Department of Transportation, 16 State House Station, Augusta, ME 04333-0016.

5. If you need further information regarding Bid preparation, call the DOT Contracts Section at (207) 624-3410. For complete bidding requirements, refer to Section 102 of the Maine Department of Transportation, Standard Specification, Revision of December 2002.

# NOTICE

The Maine Department of Transportation is attempting to improve the way Bid Amendments/Addendums are handled, and allow for an electronic downloading of bid packages from our website, while continuing to maintain an optional planholders list.

Prospective bidders, subcontractors or suppliers who wish to download a copy of the bid package and receive a courtesy notification of project specific bid amendments, must provide an email address to Diane Barnes or David Venner at the MDOT Contracts mailbox at: [MDOT.contracts@maine.gov](mailto:MDOT.contracts@maine.gov). Each bid package will require a separate request.

Additionally, interested parties will be responsible for reviewing and retrieving the Bid Amendments from our web site, and acknowledging receipt and incorporating those Bid Amendments in their bids using the Acknowledgement of Bid Amendment Form.

The downloading of bid packages from the MDOT website is not the same as providing an electronic bid to the Department. Electronic bids must be submitted via <http://www.BIDX.com>. For information on electronic bidding contact Patrick Corum at [patrick.corum@maine.gov](mailto:patrick.corum@maine.gov) , Rebecca Snowden at [rebecca.snowden@maine.gov](mailto:rebecca.snowden@maine.gov) or Diane Barnes at [diane.barnes@maine.gov](mailto:diane.barnes@maine.gov).

# NOTICE

## Bidders:

Please use the attached “Request for Information” form when faxing questions and comments concerning specific Contracts that have been Advertised for Bid. Include additional numbered pages as required. Questions are to be faxed to the number listed in the Notice to Contractors. This is the only allowable mechanism for answering Project specific questions. Maine DOT will not be bound to any answers to Project specific questions received during the Bidding phase through other processes.



### **Vendor Registration**

Prospective Bidders must register as a vendor with the Department of Administrative & Financial Services if the vendor is awarded a contract. Vendors will not be able to receive payment without first being registered. Vendors/Contractors will find information and register through the following link –

<http://www.maine.gov/purchases/venbid/index.shtml>

## CONTRACTOR INFORMATION

\_\_\_\_\_  
**(Date)**

\_\_\_\_\_  
**(Signature)**

\_\_\_\_\_  
**(Name and Title Printed)**

\_\_\_\_\_  
**(Contractor Name)**

\_\_\_\_\_  
**Vendor Customer Number**

### Mailing Address:

\_\_\_\_\_  
**Street/PO Box                      City                      State                      Zip**

\_\_\_\_\_  
**phone**

\_\_\_\_\_  
**fax**

\_\_\_\_\_  
**email**

**Sole Proprietorship - Partnership - (circle one)**

**Corporation – Company - Association - Estate - (circle one)**

**STATE OF MAINE DEPARTMENT OF TRANSPORTATION  
NOTICE TO CONTRACTORS**

Sealed Bids addressed to the Maine Department of Transportation, Augusta, Maine 04333 and endorsed on the wrapper "Bids for Excavators, Loaders and Backhoe/Loaders in Regions 1 - 5" will be received from contractors at the Reception Desk, Maine DOT Building, Capitol Street, Augusta, Maine, until 11:00 o'clock A.M. (prevailing time) on February 27, 2013 and at that time and place publicly opened and read. Bids will be accepted from all bidders. The lowest responsive bidder must demonstrate successful completion of projects of similar size and scope to be considered for the award of this contract.

Description: Excavators, Loaders and Backhoe/Loaders

Location: In Regions 1 – 5

Outline of Work: Supply excavators, loaders and backhoe/loaders for seasonal use by the Department, not for on call equipment rental used as needed basis.

**A non-mandatory pre-bid meeting is scheduled for February 21, 2013 at Fleet Building located at 105 Capital Street, Augusta, Maine starting at 10:00 A.M.**

**Basis of Award will be Sections 1, 2, 3, 4 & 5. Each will be awarded separately.**

For general information regarding Bidding and Contracting procedures, contact George Macdougall at (207)624-3410. Our webpage at <http://www.maine.gov/mdot/contractors/> contains a copy of the schedule of items, Plan Holders List, written portions of bid amendments (not drawings), and bid results. For Project-specific information fax all questions to **Gail MacMunn** at (207)624-3431. Questions received after 12:00 noon of Friday prior to bid date will not be answered. Bidders shall not contact any other Departmental staff for clarification of Contract provisions, and the Department will not be responsible for any interpretations so obtained. TTY users call Maine Relay 711.

Contract Bid Books, specifications and bid forms are available at <http://www.maine.gov/mdot/contractors/>. They may be seen at the Maine DOT Building in Augusta, Maine and at the Department of Transportation's Regional Offices in Scarborough, Augusta, Dixfield, Bangor and Presque Isle. They can be obtained at no cost at the Department at 24 Child Street, Augusta, ME, between the hours of 8:00 a.m. to 4:30 p.m., may be requested by telephone at (207) 624-3536 between the hours of 8:00 a.m. to 4:30 p.m, or from Maine Department of Transportation, Attn.: Mailroom, 16 State House Station, Augusta, Maine 04333-0016.

**There will be no bid bonds, performance bonds or payment bond required.**

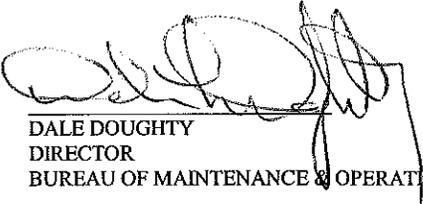
Each Bid must be made upon blank forms provided by the Department.

This Contract is subject to all applicable State Laws.

All work shall be governed by "State of Maine, Department of Transportation, Standard Specifications, Revision of December 2002", price \$10 [\$13 by mail], and Standard Details, Revision of December 2002, price \$20 [\$25 by mail]. They also may be purchased by telephone at (207) 624-3536 between the hours of 8:00 a.m. to 4:30 p.m. Standard Detail updates can be found at <http://www.maine.gov/mdot/contractors/publications/>.

The right is hereby reserved to the Maine DOT to reject any or all bids.

Augusta, Maine  
February 13, 2013

  
DALE DOUGHTY  
DIRECTOR  
BUREAU OF MAINTENANCE & OPERATIONS



MAINE DEPARTMENT OF TRANSPORTATION  
SCHEDULE OF ITEMS  
INFORMATION

Regions 1, 2, 3, 4 & 5  
Excavators  
Loaders & Backhoe Loaders  
January 22, 2013

**Bidders may bid one or more Region/Section Combinations in accordance with the table provided in Special Provision Basis of Award. For each Region/Section Combination bid, Bidders are required to bid all pieces of equipment in that section. For each Piece of Equipment bid, Bidders are required to bid all required and elective options. Each Region/Section Combination will be awarded separately.** For related provisions, see Special Provision 102 Bidding & 103 Award & Contracting (Basis of Award).

**Bidders are to submit completed technical specification sheet checklists and vehicle descriptions.**

The Department will reject bids if any one of the following occurs: the Bid is not Delivered to the precise location and by the precise time set forth in the Notice to Contractors or any applicable Bid Amendment, the Bid is not signed by a duly authorized representative of the Bidder, the unit price for any item is not provided or is illegible as determined by the Department, the Bid contains any conditional or alternate Bidding language, the technical specification checklist sheet is not completed as directed or vehicle descriptions are not provided with the bid. The Bidder will have no opportunity to cure the above Non-curable Bid Defects. For clarification, questions, comments/recommendations use the "Request for Information" form as directed in the Bid Book instructions.

SCHEDULE OF ITEMS

CONTRACT ID: 020116.10

PROJECT(S): 020116.10  
 020116.20  
 020116.30  
 OTHERS

CONTRACTOR : \_\_\_\_\_

LINE NO	ITEM DESCRIPTION	APPROX. QUANTITY AND UNITS	UNIT PRICE		BID AMOUNT	
			DOLLARS	CTS	DOLLARS	CTS
SECTION 0001 Excavators and Loaders Region 1						
0010	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #1-1 Required Option, Ditching/Clean Out Bucket	CM 12.000				
0020	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #1-1 Required Option, Front Dozer Blade	CM 12.000				
0030	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #1-1 Required Option, Wrist Action	CM 12.000				
0040	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #1-1 Track 26,000 - 32,000, Region 1	CM 12.000				
0050	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #1-2 Required Option, Ditching/Clean Out Bucket	CM 12.000				
0060	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #1-2 Required Option, Wrist Action	CM 12.000				
0070	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #1-2 Track 26,000 - 32,000, Region 1	CM 12.000				

SCHEDULE OF ITEMS

CONTRACT ID: 020116.10

PROJECT(S): 020116.10  
 020116.20  
 020116.30  
 OTHERS

CONTRACTOR : \_\_\_\_\_

LINE NO	ITEM DESCRIPTION	APPROX. QUANTITY AND UNITS	UNIT PRICE		BID AMOUNT	
			DOLLARS	CTS	DOLLARS	CTS
0080	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #1-2 Required Option, Front Dozer Blade	CM 12.000				
0090	631.60 EQUIPMENT RENTAL (BY MONTH) Wheel ed Loader #1-3 12,000 - 15,000	CM 10.000				
0100	631.60 EQUIPMENT RENTAL (BY MONTH) Wheel ed Loader #1-4 12,000 - 15,000	CM 10.000				
0110	631.60 EQUIPMENT RENTAL (BY MONTH) Wheel ed Loader #1-5 12,000 - 15,000	CM 10.000				
0120	631.60 EQUIPMENT RENTAL (BY MONTH) Wheel ed Loader #1-6 30,000 - 36,000	CM 10.000				
0130	631.60 EQUIPMENT RENTAL (BY MONTH) Wheel ed Loader #1-6 Reqd Option, Bucket Mtd Loader Forks 60"	CM 10.000				
0140	631.60 EQUIPMENT RENTAL (BY MONTH) Wheel ed Loader #1-7 30,000 - 36,000	CM 10.000				
SECTION 0001 TOTAL						

SECTION 0002 Excavators and Backhoe/Loaders Region 2

SCHEDULE OF ITEMS

CONTRACT ID: 020116.10

PROJECT(S): 020116.10  
 020116.20  
 020116.30  
 OTHERS

CONTRACTOR : \_\_\_\_\_

LINE NO	ITEM DESCRIPTION	APPROX. QUANTITY AND UNITS	UNIT PRICE		BID AMOUNT	
			DOLLARS	CTS	DOLLARS	CTS
0150	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader #2-10 16, 000-20,000, Region 2	CM 12.000				
0160	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader #2-10 Reqd Option, Ext Stick Dig Depth up to 18'	CM 12.000				
0170	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader #2-11 16, 000-20,000, Region 2	CM 12.000				
0180	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader #2-11 Reqd Option, Ext Stick Dig Depth up to 18'	CM 12.000				
0190	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader #2-6 16, 000 - 20,000, Region 2	CM 12.000				
0200	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader #2-6 Req Option, Ext Stick Dig Depth up to 18'	CM 12.000				
0210	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader #2-7 16, 000-20,000, Region 2	CM 12.000				

SCHEDULE OF ITEMS

CONTRACT ID: 020116.10

PROJECT(S): 020116.10  
020116.20  
020116.30  
OTHERS

CONTRACTOR : \_\_\_\_\_

LINE NO	ITEM DESCRIPTION	APPROX. QUANTITY AND UNITS	UNIT PRICE		BID AMOUNT	
			DOLLARS	CTS	DOLLARS	CTS
0220	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader #2-7 Reqd Option, Ext Stick Dig Depth up to 18'	CM 12.000				
0230	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader #2-8 16,000 - 20,000, Region 2	CM 12.000				
0240	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader #2-8 Reqd Option, Ext Stick Dig Depth up to 18'	CM 12.000				
0250	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader #2-9 16,000 - 20,000, Region 2	CM 12.000				
0260	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader #2-9 Reqd Option, Ext Stick Dig Depth up to 18'	CM 12.000				
0270	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #2-1 Required Option, Ditching/Clean Out Bucket	CM 12.000				
0280	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #2-1 Required Option, Front Dozer Blade	CM 12.000				

SCHEDULE OF ITEMS

CONTRACT ID: 020116.10

PROJECT(S): 020116.10  
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CONTRACTOR : \_\_\_\_\_

LINE NO	ITEM DESCRIPTION	APPROX. QUANTITY AND UNITS	UNIT PRICE		BID AMOUNT	
			DOLLARS	CTS	DOLLARS	CTS
0290	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #2-1 Required Option, Wrist Action	CM 12.000				
0300	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #2-1 Track 17,000 - 19,000, Region 2	CM 12.000				
0310	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #2-2 Required Option, Ditching/Clean Out Bucket	CM 12.000				
0320	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #2-2 Required Option, Wrist Action	CM 12.000				
0330	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #2-2 Track 17,000 - 19,000, Region 2	CM 12.000				
0340	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #2-3 Required Option, Ditching/Clean Out Bucket	CM 12.000				
0350	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #2-3 Required Option, Front Dozer Blade	CM 12.000				

SCHEDULE OF ITEMS

REVISED:

CONTRACT ID: 020116.10

PROJECT(S): 020116.10  
 020116.20  
 020116.30  
 OTHERS

CONTRACTOR : \_\_\_\_\_

LINE NO	ITEM DESCRIPTION	APPROX. QUANTITY AND UNITS	UNIT PRICE		BID AMOUNT	
			DOLLARS	CTS	DOLLARS	CTS
0360	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #2-3 Required Option, Wrist Action	CM 12.000				
0370	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #2-3 Track 17,000 - 19,000, Region 2	CM 12.000				
0380	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #2-4 Required Option, Ditching/Clean Out Bucket	CM 12.000				
0390	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #2-4 Required Option, Front Dozer Blade	CM 12.000				
0400	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #2-4 Required Option, Wrist Action	CM 12.000				
0410	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #2-4 Track 17,000 - 19,000, Region 2	CM 12.000				
0420	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #2-5 Required Option, Ditching/Clean Out Bucket	CM 12.000				

SCHEDULE OF ITEMS

CONTRACT ID: 020116.10

PROJECT(S): 020116.10  
 020116.20  
 020116.30  
 OTHERS

CONTRACTOR : \_\_\_\_\_

LINE NO	ITEM DESCRIPTION	APPROX. QUANTITY AND UNITS	UNIT PRICE		BID AMOUNT	
			DOLLARS	CTS	DOLLARS	CTS
0430	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #2-5 Required Option, Front Dozer Blade	CM 12.000				
0440	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #2-5 Required Option, Wrist Action	CM 12.000				
0450	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #2-5 Track 17,000 - 19,000, Region 2	CM 12.000				
0460	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #2-2 Required Option, Front Dozer Blade	CM 12.000				
SECTION 0002 TOTAL						

SECTION 0003 Excavators and Backhoe/Loaders Region 3

0470	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader #3-10 13,500-15000, Region 3	CM 14.000				
0480	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader #3-10 Reqd Opt, Ditching Clean Up Bucket	CM 14.000				

SCHEDULE OF ITEMS

CONTRACT ID: 020116.10

PROJECT(S): 020116.10  
 020116.20  
 020116.30  
 OTHERS

CONTRACTOR : \_\_\_\_\_

LINE NO	ITEM DESCRIPTION	APPROX. QUANTITY AND UNITS	UNIT PRICE		BID AMOUNT	
			DOLLARS	CTS	DOLLARS	CTS
0490	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader #3-10 Reqd Opt, Ext Stick Digging Depth up to 17'	CM 14.000				
0500	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader #3-10 Reqd Opt, Jaw Type Bucket	CM 14.000				
0510	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader #3-10 Reqd Opt, Wrist Action Adapter Wain Roy Type	CM 14.000				
0520	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader #3-6 13, 500-15,000. Region 3	CM 14.000				
0530	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader #3-6 Reqd Opt, Digging Clean Up Bucket	CM 14.000				
0540	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader #3-6 Reqd Opt, Ext Stick Digging Depth up to 17'	CM 14.000				
0550	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader #3-6 Reqd Opt, Jaw Type Bucket	CM 14.000				

SCHEDULE OF ITEMS

CONTRACT ID: 020116.10

PROJECT(S): 020116.10  
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 020116.30  
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CONTRACTOR : \_\_\_\_\_

LINE NO	ITEM DESCRIPTION	APPROX. QUANTITY AND UNITS	UNIT PRICE		BID AMOUNT	
			DOLLARS	CTS	DOLLARS	CTS
0560	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader #3-6 Reqd Opt, Wrist Action Adapter Wain Roy Type	CM 14.000				
0570	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader #3-7 13, 500-15,000, Region 3	CM 14.000				
0580	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader #3-7 Reqd Opt, Ditching Clean Up Bucket	CM 14.000				
0590	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader #3-7 Reqd Opt, Ext Stick Digging Depth up to 17'	CM 14.000				
0600	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader #3-7 Reqd Opt, Jaw Type Bucket	CM 14.000				
0610	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader #3-7 Reqd Opt, Wrist Action Adapter Wain Roy Type	CM 14.000				
0620	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader #3-8 13, 500-15,000, Region 3	CM 14.000				

SCHEDULE OF ITEMS

CONTRACT ID: 020116.10

PROJECT(S): 020116.10  
020116.20  
020116.30  
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CONTRACTOR : \_\_\_\_\_

LINE NO	ITEM DESCRIPTION	APPROX. QUANTITY AND UNITS	UNIT PRICE		BID AMOUNT	
			DOLLARS	CTS	DOLLARS	CTS
0630	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader #3-8 Reqd Opt, Ditching Clean Up Bucket	CM 14.000				
0640	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader #3-8 Reqd Opt, Ext Stick Digging Depth up to 17'	CM 14.000				
0650	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader #3-8 Reqd Opt, Jaw Type Bucket	CM 14.000				
0660	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader #3-8 Reqd Opt, Wrist Action Adapter Wain Roy Type	CM 14.000				
0670	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader #3-9 13, 500-15000, Region 3	CM 14.000				
0680	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader #3-9 Reqd Opt, Ditching Clean Up Bucket	CM 14.000				
0690	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader #3-9 Reqd Opt, Ext Stick Digging Depth up to 17'	CM 14.000				

SCHEDULE OF ITEMS

CONTRACT ID: 020116.10

PROJECT(S): 020116.10  
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 020116.30  
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LINE NO	ITEM DESCRIPTION	APPROX. QUANTITY AND UNITS	UNIT PRICE		BID AMOUNT	
			DOLLARS	CTS	DOLLARS	CTS
0700	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader #3-9 Reqd Opt, Jaw Type Bucket	CM 14.000				
0710	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader #3-9 Reqd Opt, Wrist Action Adapter Wain Roy Type	CM 14.000				
0720	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #23-3 Reqd Opt, Ditching/Clean Out Bucket	CM 10.500				
0730	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #3-1 Reqd Opt Ditching/Clean Out Bucket	CM 10.500				
0740	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #3-1 Required Option, Front Dozer Blade	CM 10.500				
0750	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #3-1 Required Option, Wrist Action	CM 10.500				
0760	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #3-1 Track 25,000 - 32,000, Region 3	CM 10.500				

SCHEDULE OF ITEMS

CONTRACT ID: 020116.10

PROJECT(S): 020116.10  
020116.20  
020116.30  
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CONTRACTOR : \_\_\_\_\_

LINE NO	ITEM DESCRIPTION	APPROX. QUANTITY AND UNITS	UNIT PRICE		BID AMOUNT	
			DOLLARS	CTS	DOLLARS	CTS
0770	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #3-2 Required Option, Ditching/Clean Out Bucket	CM 10.500				
0780	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #3-2 Required Option, Wrist Action	CM 10.500				
0790	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #3-2 Track 25,000 - 32,000, Region 3	CM 10.500				
0800	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #3-3 Required Option, Front Dozer Blade	CM 10.500				
0810	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #3-3 Required Option, Wrist Action	CM 10.500				
0820	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #3-3 Track 25,000 - 32,000, Region 3	CM 10.500				
0830	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #3-4 Required Option, Ditching/Clean Out Bucket	CM 10.500				

SCHEDULE OF ITEMS

CONTRACT ID: 020116.10

PROJECT(S): 020116.10  
 020116.20  
 020116.30  
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CONTRACTOR : \_\_\_\_\_

LINE NO	ITEM DESCRIPTION	APPROX. QUANTITY AND UNITS	UNIT PRICE		BID AMOUNT	
			DOLLARS	CTS	DOLLARS	CTS
0840	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #3-4 Required Option, Front Dozer Blade	CM 10.500				
0850	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #3-4 Required Option, Wrist Action	CM 10.500				
0860	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #3-4 Track 25,000 - 32,000, Region 3	CM 10.500				
0870	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #3-5 Required Option, Ditching/Clean Out Bucket	CM 10.500				
0880	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #3-5 Required Option, Front Dozer Blade	CM 10.500				
0890	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #3-5 Required Option, Wrist Action	CM 10.500				
0900	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #3-5 Track 25,000 - 32,000, Region 3	CM 10.500				
0910	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #3-2 Required Option, Front Dozer Blade	CM 10.500				
SECTION 0003 TOTAL						

SCHEDULE OF ITEMS

CONTRACT ID: 020116.10

PROJECT(S): 020116.10  
020116.20  
020116.30  
OTHERS

CONTRACTOR : \_\_\_\_\_

LINE NO	ITEM DESCRIPTION	APPROX. QUANTITY AND UNITS	UNIT PRICE		BID AMOUNT	
			DOLLARS	CTS	DOLLARS	CTS

SECTION 0004 Excavators and Loaders Region 4

0920	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #4-1 Req'd Option, Ditching/Clean Out Bucket	CM	12.000				
0930	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #4-1 Req'd Option, Wrist Action	CM	12.000				
0940	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #4-1 Required Option, Front Dozer Blade	CM	12.000				
0950	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #4-1 Track 17,000-19,000, Region 4	CM	12.000				
0960	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #4-2 Req'd Option, Ditching/Clean Out Bucket	CM	12.000				
0970	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #4-2 Req'd Option, Wrist Action	CM	12.000				
0980	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #4-2 Track 17,000 - 19,000, Region 4	CM	12.000				

SCHEDULE OF ITEMS

CONTRACT ID: 020116.10

PROJECT(S): 020116.10  
 020116.20  
 020116.30  
 OTHERS

CONTRACTOR : \_\_\_\_\_

LINE NO	ITEM DESCRIPTION	APPROX. QUANTITY AND UNITS	UNIT PRICE		BID AMOUNT	
			DOLLARS	CTS	DOLLARS	CTS
0990	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #4-3 Reqd Option, Wrist Action	CM 12.000				
1000	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #4-3 Reqd Options, Ditching/Clean Out Bucket	CM 12.000				
1010	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #4-3 Required Option, Front Dozer Blade	CM 12.000				
1020	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #4-3 Track 17,000-19,000, Region 4	CM 12.000				
1030	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #4-2 Required Option, Front Dozer Blade	CM 12.000				
1040	631.60 EQUIPMENT RENTAL (BY MONTH) Wheel ed Loader #4-4 23,000-27,000, Region 4	CM 12.000				
1050	631.60 EQUIPMENT RENTAL (BY MONTH) Wheel ed Loader #4-4 Reqd Option, High Lift Loader Arms	CM 12.000				
1060	631.60 EQUIPMENT RENTAL (BY MONTH) Wheel ed Loader #4-5 23,000-27,000, Region 4	CM 12.000				

SCHEDULE OF ITEMS

CONTRACT ID: 020116.10

PROJECT(S): 020116.10  
 020116.20  
 020116.30  
 OTHERS

CONTRACTOR : \_\_\_\_\_

LINE NO	ITEM DESCRIPTION	APPROX. QUANTITY AND UNITS	UNIT PRICE		BID AMOUNT	
			DOLLARS	CTS	DOLLARS	CTS
1070	631.60 EQUIPMENT RENTAL (BY MONTH) Wheel ed Loader #4-5 Req d Opti on, High Li ft Loader Arms	CM 12.000				
1080	631.60 EQUIPMENT RENTAL (BY MONTH) Wheel ed Loader #4-6 23,000-27,000, Regi on 4	CM 12.000				
1090	631.60 EQUIPMENT RENTAL (BY MONTH) Wheel ed Loader #4-6 Req d Opti on, High Li ft Loader Arms	CM 12.000				
SECTION 0004 TOTAL						

SECTION 0005 Excavators Regi on 5, Track

1100	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #5-1 Required Opti on, Di tching/Clean Out Bucket 60'	CM 4.000				
1110	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #5-1 Required Opti on, Front Dozer Blade	CM 4.000				
1120	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #5-1 Required Opti on, Wrist Acti on	CM 4.000				

SCHEDULE OF ITEMS

CONTRACT ID: 020116.10

PROJECT(S): 020116.10  
 020116.20  
 020116.30  
 OTHERS

CONTRACTOR : \_\_\_\_\_

LINE NO	ITEM DESCRIPTION	APPROX. QUANTITY AND UNITS	UNIT PRICE		BID AMOUNT	
			DOLLARS	CTS	DOLLARS	CTS
1130	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #5-1 Track 25,000-32,000, Region 5	CM 4.000				
1140	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #5-2 Required Option, Ditching/Clean Out Bucket 60"	CM 3.500				
1150	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #5-2 Required Option, Front Dozer Blade	CM 3.500				
1160	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #5-2 Required Option, Wrist Action	CM 3.500				
1170	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #5-2 Track 25,000 - 32,000, Region 5	CM 3.500				
1180	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #5-3 Required Option, Ditching/Clean Out Bucket 60"	CM 3.500				
1190	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #5-3 Required Option, Front Dozer Blade	CM 3.500				

SCHEDULE OF ITEMS

CONTRACT ID: 020116.10

PROJECT(S): 020116.10  
020116.20  
020116.30  
OTHERS

CONTRACTOR : \_\_\_\_\_

LINE NO	ITEM DESCRIPTION	APPROX. QUANTITY AND UNITS	UNIT PRICE		BID AMOUNT	
			DOLLARS	CTS	DOLLARS	CTS
1200	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #5-3 Required Option, Wrist Action	CM 3.500				
1210	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #5-3 Track 25,000-32,000, Region 5	CM 3.500				
1220	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #5-4 Reqd Option, Ditching/Clean Out Bucket Large	CM 3.500				
1230	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #5-4 Required Option, Front Dozer Blade	CM 3.500				
1240	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #5-4 Required Option, Wrist Action	CM 3.500				
1250	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #5-4 Track 33,000-45,000, Region 5	CM 3.500				
1260	890.01 SPECIAL WORK #1 Excavator #5-1 Reqd Opt, Transp, Region 5, per unit, per year	LUMP	LUMP			
1270	890.01 SPECIAL WORK #1 Excavator #5-2 Reqd Opt, Transp, Region 5, per unit, per year	LUMP	LUMP			

SCHEDULE OF ITEMS

CONTRACT ID: 020116.10

PROJECT(S): 020116.10  
020116.20  
020116.30  
OTHERS

CONTRACTOR : \_\_\_\_\_

LINE NO	ITEM DESCRIPTION	APPROX. QUANTITY AND UNITS	UNIT PRICE		BID AMOUNT	
			DOLLARS	CTS	DOLLARS	CTS
1280	890.01 SPECIAL WORK #1 Excavator #5-3 Reqd Opt, Transp, Region 5, per unit, per year	LUMP	LUMP			
1290	890.01 SPECIAL WORK #1 Excavator #5-4 Reqd Opt, Transp, Region 5, per unit, per year	LUMP	LUMP			
SECTION 0005 TOTAL						

SECTION 0006 Excavators Region 5, Wheel ed

1300	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #5-5 Required Option, DITCHING/CLEAN OUT BUCKET LARGE	CM	4.000			
1310	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #5-5 Required Option, Front DOZER BLADE	CM	4.000			
1320	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #5-5 Required Option, Wrist ACTION	CM	4.000			
1330	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator #5-5 Wheel ed 35,000-45,000, REGION 5	CM	4.000			

SCHEDULE OF ITEMS

CONTRACT ID: 020116.10

PROJECT(S): 020116.10  
020116.20  
020116.30  
OTHERS

CONTRACTOR : \_\_\_\_\_

LINE NO	ITEM DESCRIPTION	APPROX. QUANTITY AND UNITS	UNIT PRICE		BID AMOUNT	
			DOLLARS	CTS	DOLLARS	CTS
1340	890.01 SPECIAL WORK #1 Excavator #5-5 Regd Option, Transp, REG 5, PER UNIT, PER YEAR	LUMP	LUMP			
SECTION 0006 TOTAL						

SECTION 0007 Region 1 - optional

1350	631.60 EQUIPMENT RENTAL (BY MONTH) Loader 30, 000-36,000, High Lift Loader Arms, Reg 1, per unit	CM	10.000			
1360	631.60 EQUIPMENT RENTAL (BY MONTH) Loader, 30, 000-36,000, Bucket Mtd Loader Forks 48", Reg 1, per unit	CM	10.000			
1370	890.01 SPECIAL WORK #1 Transp, Exc, Reg 1, per unit, per year	LUMP	LUMP			
1380	890.01 SPECIAL WORK #1 Transp, Loaders, Reg 1, per unit, per year	LUMP	LUMP			
SECTION 0007 TOTAL						

SECTION 0008 Region 2 - optional

SCHEDULE OF ITEMS

CONTRACT ID: 020116.10

PROJECT(S): 020116.10  
020116.20  
020116.30  
OTHERS

CONTRACTOR : \_\_\_\_\_

LINE NO	ITEM DESCRIPTION	APPROX. QUANTITY AND UNITS	UNIT PRICE		BID AMOUNT	
			DOLLARS	CTS	DOLLARS	CTS
1390	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader, Digging/Cleanup Bucket, Reg 2, per unit	CM 1.000				
1400	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader, Front End Loader Forks 48", Reg 2, per unit	CM 1.000				
1410	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader, Front End Loader Forks 60", Reg 2, per unit	CM 1.000				
1420	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader, Hydraulic Hammer, Reg 2, per unit	CM 1.000				
1430	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader, Hydraulic Thumb, Reg 2, per unit	CM 1.000				
1440	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader, Jaw Type Bucket, Reg 2, per unit	CM 1.000				
1450	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader, Wrist Action Adapter, Reg 2, per unit	CM 1.000				

SCHEDULE OF ITEMS

CONTRACT ID: 020116.10

PROJECT(S): 020116.10  
020116.20  
020116.30  
OTHERS

CONTRACTOR : \_\_\_\_\_

LINE NO	ITEM DESCRIPTION	APPROX. QUANTITY AND UNITS	UNIT PRICE		BID AMOUNT	
			DOLLARS	CTS	DOLLARS	CTS
1460	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator, Hammer, Region 2, per unit	CM 1.000				
1470	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator, Hydraulic Thumb, Region 2, per unit	CM 1.000				
1480	890.01 SPECIAL WORK #1 Transp, Backhoe/Loader, Region 2, per unit, per year	LUMP	LUMP			
1490	890.01 SPECIAL WORK #1 Transp, Excavator, Region 2, per unit, per year	LUMP	LUMP			
SECTION 0008 TOTAL						

SECTION 0009 Region 3 - optional

1500	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader, Front End Loader Forks 48", Region 3, per unit	CM 1.000				
1510	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader, Front End Loader Forks 60", Region 3, per unit	CM 1.000				

SCHEDULE OF ITEMS

CONTRACT ID: 020116.10

PROJECT(S): 020116.10  
 020116.20  
 020116.30  
 OTHERS

CONTRACTOR : \_\_\_\_\_

LINE NO	ITEM DESCRIPTION	APPROX. QUANTITY AND UNITS	UNIT PRICE		BID AMOUNT	
			DOLLARS	CTS	DOLLARS	CTS
1520	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader, Hydraulic Hammer, Region 3, per unit	CM 1.000				
1530	631.60 EQUIPMENT RENTAL (BY MONTH) Backhoe/Loader, Hydraulic Thumb, Region 3, per unit	CM 1.000				
1540	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator, Hammer, Region 3, per unit	CM 1.000				
1550	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator, Hydraulic Thumb, Region 3, per unit	CM 1.000				
1560	890.01 SPECIAL WORK #1 Transportation, Backhoe/Loader, Region 3, per unit, per year	LUMP	LUMP			
1570	890.01 SPECIAL WORK #1 Transportation, Excavator, Region 3, per unit, per year	LUMP	LUMP			
SECTION 0009 TOTAL						

SECTION 0010 Region 4 - optional

SCHEDULE OF ITEMS

CONTRACT ID: 020116.10

PROJECT(S): 020116.10  
020116.20  
020116.30  
OTHERS

CONTRACTOR : \_\_\_\_\_

LINE NO	ITEM DESCRIPTION	APPROX. QUANTITY AND UNITS	UNIT PRICE		BID AMOUNT	
			DOLLARS	CTS	DOLLARS	CTS
1580	631.60 EQUIPMENT RENTAL (BY MONTH) Loader, Reg 4, Bucket Mtd Loader Forks 48", per unit	CM 6.000				
1590	631.60 EQUIPMENT RENTAL (BY MONTH) Loader, Reg 4, Bucket Mtd Loader Forks 60", per unit	CM 6.000				
1600	890.01 SPECIAL WORK #1 Transportation, Excavator, Region 4, per unit, per year	LUMP	LUMP			
1610	890.01 SPECIAL WORK #1 Transportation, Loaders, Region 4, per unit, per year	LUMP	LUMP			
SECTION 0010 TOTAL						
SECTION 0011 Region 5 - optional						
1620	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator, Reg 5, 25,000-32,000, Hydr Thumb, per unit	CM 4.000				
1630	631.60 EQUIPMENT RENTAL (BY MONTH) Excavator, Reg 5, 33,000-45,000, Hydr Thumb, per unit	CM 3.500				
SECTION 0011 TOTAL						
TOTAL BID						

## **CONTRACT AGREEMENT, OFFER & AWARD**

AGREEMENT made on the date last signed below, by and between the State of Maine, acting through and by its Department of Transportation (Department), an agency of state government with its principal administrative offices located at Child Street, Augusta, Maine, with a mailing address at 16 State House Station, Augusta, Maine 04333-0016, and

\_\_\_\_\_ a corporation or other legal entity organized under the laws of the State of \_\_\_\_\_, with its principal place of business located at \_\_\_\_\_

The Department and the Contractor, in consideration of the mutual promises set forth in this Agreement (the "Contract"), hereby agree as follows:

### **A. The Work.**

The Contractor agrees to complete all Work as specified or indicated in the Contract including Extra Work in conformity with the Contract, **EXCAVATORS, BACKHOE/LOADERS & WHEELED LOADERS** in **REGIONS 1, 2, 3, 4 & 5**, in the State of Maine. The Work includes construction, maintenance during construction, warranty as provided in the Contract, and other incidental work.

The Contractor shall be responsible for furnishing all supervision, labor, equipment, tools supplies, permanent materials and temporary materials required to perform the Work including construction quality control including inspection, testing and documentation, all required documentation at the conclusion of the project, warranting its work and performing all other work indicated in the Contract.

The Department shall have the right to alter the nature and extent of the Work as provided in the Contract; payment to be made as provided in the same.

### **B. Time.**

The Contractor agrees to complete all Work, except warranty work, on or before the dates listed below:

Region 1	Sections 1&7	5/31/2015
Region 2	Sections 2&8	5/31/2015
Region 3	Sections 3&9	5/31/2015
Region 4	Sections 4&10	5/31/2015
Region 5	Sections 5&11	10/31/2013
Region 5	Section 6	10/31/2013

If the Department does not receive sufficient funds to fund this Agreement and other obligations of the State, or if funds are de-appropriated, then the Department may substantially decrease quantities for the second year and no adjustment shall be made to the Unit Price(s), nor shall the Contractor be entitled to adjustments to compensation for the reduction in quantities.

**C. Price.**

The quantities given in the Schedule of Items of the Bid Package will be used as the basis for determining the original Contract amount, and that the amount of this offer is

**Section 1** - \_\_\_\_\_  
\$ \_\_\_\_\_

**Section 2** - \_\_\_\_\_  
\$ \_\_\_\_\_

**Section 2** - \_\_\_\_\_  
\$ \_\_\_\_\_

**Section 4** - \_\_\_\_\_  
\$ \_\_\_\_\_

**Section 5** - \_\_\_\_\_  
\$ \_\_\_\_\_

**Section 6** - \_\_\_\_\_  
\$ \_\_\_\_\_.

**D. Contract.**

This Contract, which may be amended, modified, or supplemented in writing only, consists of the Contract documents as defined in the Plans, Standard Specifications, Revision of December 2002, Standard Details Revision of December 2002 as updated through advertisement, Supplemental Specifications, Special Provisions, Contract Agreement; and Contract Bonds. It is agreed and understood that this Contract will be governed by the documents listed above.

**E. Certifications.**

By signing below, the Contractor hereby certifies that to the best of the Contractor's knowledge and belief:

1. All of the statements, representations, covenants, and/or certifications required or set forth in the Bid and the Bid Documents, including those in the Contract are still complete and accurate as of the date of this Agreement.
2. The Contractor knows of no legal, contractual, or financial impediment to entering into this Contract.
3. The person signing below is legally authorized by the Contractor to sign this Contract on behalf of the Contractor and to legally bind the Contractor to the terms of the Contract.

**F. Offer.**

The undersigned, having carefully examined the site of work, the Standard Specifications Revision of December 2002, Supplemental Specifications, Special Provisions and Contract Agreement contained herein for construction of: **EXCAVATORS, BACKHOE/LOADERS & WHEELED LOADERS** in **REGIONS 1, 2, 3, 4 & 5**, State of Maine, on which bids will be received until the time specified in the “Notice to Contractors” do(es) hereby bid and offer to enter into this contract to supply all the materials, tools, equipment and labor to construct the whole of the Work in strict accordance with the terms and conditions of this Contract at the unit prices in the attached “Schedule of Items”.

The Offeror agrees to perform the work required at the price specified above and in accordance with the bids provided in the attached “Schedule of Items” in strict accordance with the terms of this solicitation, and to provide the appropriate insurance and bonds if this offer is accepted by the Government in writing.

As Offeror also agrees:

First: To do any extra work, not covered by the attached “Schedule of Items”, which may be ordered by the Resident, and to accept as full compensation the amount determined upon a “Force Account” basis as provided in the Standard Specifications, Revision of December 2002, and as addressed in the contract documents.

Second: That this offer shall remain open for 30 calendar days after the date of opening of bids.

Third: The Bidder hereby certifies, to the best of its knowledge and belief that: the Bidder has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of competitive bidding in connection with its bid, and its subsequent contract with the Department.

IN WITNESS WHEREOF, the Contractor, for itself, its successors and assigns, hereby execute two duplicate originals of this Agreement and thereby binds itself to all covenants, terms, and obligations contained in the Contract Documents.

CONTRACTOR

\_\_\_\_\_  
Date

\_\_\_\_\_  
(Signature of Legally Authorized Representative  
of the Contractor)

\_\_\_\_\_  
Witness

\_\_\_\_\_  
(Name and Title Printed)

**G. Award.**

Your offer is hereby accepted for (see checked boxes):

- Section 1 & Section 7, the following items \_\_\_\_\_  
The contract amount is \_\_\_\_\_.
- Section 2 & Section 8, the following items \_\_\_\_\_  
The contract amount is \_\_\_\_\_.
- Section 3 & Section 9, the following items \_\_\_\_\_  
The contract amount is \_\_\_\_\_.
- Section 4 & Section 10, the following items \_\_\_\_\_  
The contract amount is \_\_\_\_\_.
- Section 5 & Section 11, the following items \_\_\_\_\_  
The contract amount is \_\_\_\_\_.
- Section 6  
The contract amount is \_\_\_\_\_.

This award consummates the Contract, and the documents referenced herein.

MAINE DEPARTMENT OF TRANSPORTATION

\_\_\_\_\_  
Date

\_\_\_\_\_  
By: Brian Burne  
Highway Maintenance Engineer  
Bureau of Maintenance & Operations

\_\_\_\_\_  
Witness

## **CONTRACT AGREEMENT, OFFER & AWARD**

AGREEMENT made on the date last signed below, by and between the State of Maine, acting through and by its Department of Transportation (Department), an agency of state government with its principal administrative offices located at Child Street, Augusta, Maine, with a mailing address at 16 State House Station, Augusta, Maine 04333-0016, and

\_\_\_\_\_ a corporation or other legal entity organized under the laws of the State of \_\_\_\_\_, with its principal place of business located at \_\_\_\_\_

The Department and the Contractor, in consideration of the mutual promises set forth in this Agreement (the "Contract"), hereby agree as follows:

### **A. The Work.**

The Contractor agrees to complete all Work as specified or indicated in the Contract including Extra Work in conformity with the Contract, **EXCAVATORS, BACKHOE/LOADERS & WHEELED LOADERS** in **REGIONS 1, 2, 3, 4 & 5**, in the State of Maine. The Work includes construction, maintenance during construction, warranty as provided in the Contract, and other incidental work.

The Contractor shall be responsible for furnishing all supervision, labor, equipment, tools supplies, permanent materials and temporary materials required to perform the Work including construction quality control including inspection, testing and documentation, all required documentation at the conclusion of the project, warranting its work and performing all other work indicated in the Contract.

The Department shall have the right to alter the nature and extent of the Work as provided in the Contract; payment to be made as provided in the same.

### **B. Time.**

The Contractor agrees to complete all Work, except warranty work, on or before the dates listed below:

Region 1	Sections 1&7	5/31/2015
Region 2	Sections 2&8	5/31/2015
Region 3	Sections 3&9	5/31/2015
Region 4	Sections 4&10	5/31/2015
Region 5	Sections 5&11	10/31/2013
Region 5	Section 6	10/31/2013

If the Department does not receive sufficient funds to fund this Agreement and other obligations of the State, or if funds are de-appropriated, then the Department may substantially decrease quantities for the second year and no adjustment shall be made to the Unit Price(s), nor shall the Contractor be entitled to adjustments to compensation for the reduction in quantities.

**C. Price.**

The quantities given in the Schedule of Items of the Bid Package will be used as the basis for determining the original Contract amount, and that the amount of this offer is

**Section 1** - \_\_\_\_\_  
\$ \_\_\_\_\_

**Section 2** - \_\_\_\_\_  
\$ \_\_\_\_\_

**Section 2** - \_\_\_\_\_  
\$ \_\_\_\_\_

**Section 4** - \_\_\_\_\_  
\$ \_\_\_\_\_

**Section 5** - \_\_\_\_\_  
\$ \_\_\_\_\_

**Section 6** - \_\_\_\_\_  
\$ \_\_\_\_\_.

**D. Contract.**

This Contract, which may be amended, modified, or supplemented in writing only, consists of the Contract documents as defined in the Plans, Standard Specifications, Revision of December 2002, Standard Details Revision of December 2002 as updated through advertisement, Supplemental Specifications, Special Provisions, Contract Agreement; and Contract Bonds. It is agreed and understood that this Contract will be governed by the documents listed above.

**E. Certifications.**

By signing below, the Contractor hereby certifies that to the best of the Contractor's knowledge and belief:

1. All of the statements, representations, covenants, and/or certifications required or set forth in the Bid and the Bid Documents, including those in the Contract are still complete and accurate as of the date of this Agreement.
2. The Contractor knows of no legal, contractual, or financial impediment to entering into this Contract.
3. The person signing below is legally authorized by the Contractor to sign this Contract on behalf of the Contractor and to legally bind the Contractor to the terms of the Contract.

**F. Offer.**

The undersigned, having carefully examined the site of work, the Standard Specifications Revision of December 2002, Supplemental Specifications, Special Provisions and Contract Agreement contained herein for construction of: **EXCAVATORS, BACKHOE/LOADERS & WHEELED LOADERS** in **REGIONS 1, 2, 3, 4 & 5**, State of Maine, on which bids will be received until the time specified in the “Notice to Contractors” do(es) hereby bid and offer to enter into this contract to supply all the materials, tools, equipment and labor to construct the whole of the Work in strict accordance with the terms and conditions of this Contract at the unit prices in the attached “Schedule of Items”.

The Offeror agrees to perform the work required at the price specified above and in accordance with the bids provided in the attached “Schedule of Items” in strict accordance with the terms of this solicitation, and to provide the appropriate insurance and bonds if this offer is accepted by the Government in writing.

As Offeror also agrees:

First: To do any extra work, not covered by the attached “Schedule of Items”, which may be ordered by the Resident, and to accept as full compensation the amount determined upon a “Force Account” basis as provided in the Standard Specifications, Revision of December 2002, and as addressed in the contract documents.

Second: That this offer shall remain open for 30 calendar days after the date of opening of bids.

Third: The Bidder hereby certifies, to the best of its knowledge and belief that: the Bidder has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of competitive bidding in connection with its bid, and its subsequent contract with the Department.

IN WITNESS WHEREOF, the Contractor, for itself, its successors and assigns, hereby execute two duplicate originals of this Agreement and thereby binds itself to all covenants, terms, and obligations contained in the Contract Documents.

CONTRACTOR

\_\_\_\_\_  
Date

\_\_\_\_\_  
(Signature of Legally Authorized Representative  
of the Contractor)

\_\_\_\_\_  
Witness

\_\_\_\_\_  
(Name and Title Printed)

**G. Award.**

Your offer is hereby accepted for (see checked boxes):

- Section 1 & Section 7, the following items \_\_\_\_\_  
The contract amount is \_\_\_\_\_.
- Section 2 & Section 8, the following items \_\_\_\_\_  
The contract amount is \_\_\_\_\_.
- Section 3 & Section 9, the following items \_\_\_\_\_  
The contract amount is \_\_\_\_\_.
- Section 4 & Section 10, the following items \_\_\_\_\_  
The contract amount is \_\_\_\_\_.
- Section 5 & Section 11, the following items \_\_\_\_\_  
The contract amount is \_\_\_\_\_.
- Section 6  
The contract amount is \_\_\_\_\_.

This award consummates the Contract, and the documents referenced herein.

MAINE DEPARTMENT OF TRANSPORTATION

\_\_\_\_\_  
Date

\_\_\_\_\_  
By: Brian Burne  
Highway Maintenance Engineer  
Bureau of Maintenance & Operations

\_\_\_\_\_  
Witness

## CONTRACT AGREEMENT, OFFER & AWARD

AGREEMENT made on the date last signed below, by and between the State of Maine, acting through and by its Department of Transportation (Department), an agency of state government with its principal administrative offices located at Child Street Augusta, Maine, with a mailing address at 16 State House Station, Augusta, Maine 04333-0016, and (Name of the firm bidding the job) a corporation or other legal entity organized under the laws of the State of Maine, with its principal place of business located at (address of the firm bidding the job)

The Department and the Contractor, in consideration of the mutual promises set forth in this Agreement (the "Contract"), hereby agree as follows:

**A. The Work.**

The Contractor agrees to complete all Work as specified or indicated in the Contract including Extra Work in conformity with the Contract, PIN No. 1224.00, for the Hot Mix Asphalt Overlay in the town/city of South Nowhere, County of Washington, Maine. The Work includes construction, maintenance during construction, warranty as provided in the Contract, and other incidental work.

The Contractor shall be responsible for furnishing all supervision, labor, equipment, tools supplies, permanent materials and temporary materials required to perform the Work including construction quality control including inspection, testing and documentation, all required documentation at the conclusion of the project, warranting its work and performing all other work indicated in the Contract.

The Department shall have the right to alter the nature and extent of the Work as provided in the Contract; payment to be made as provided in the same.

**B. Time.**

The Contractor agrees to complete all Work, except warranty work, on or before November 15, 2006. Further, the Department may deduct from moneys otherwise due the Contractor, not as a penalty, but as Liquidated Damages in accordance with Sections 107.7 and 107.8 of the State of Maine Department of Transportation Standard Specifications, Revision of December 2002 and related Special Provisions.

**C. Price.**

The quantities given in the Schedule of Items of the Bid Package will be used as the basis for determining the original Contract amount and for determining the amounts of the required Performance Surety Bond and Payment Surety Bond, and that the amount of this offer is           (Place bid here in alphabetical form such as One Hundred and Two dollars and 10 cents)            
\$ (repeat bid here in numerical terms, such as \$102.10) Performance Bond and Payment Bond each being 100% of the amount of this Contract.

**D. Contract.**

This Contract, which may be amended, modified, or supplemented in writing only, consists of the Contract documents as defined in the Plans, Standard Specifications, Revision of December 2002, Standard Details Revision of December 2002, Supplemental Specifications, Special Provisions, Contract Agreement; and Contract Bonds. It is agreed and understood that this Contract will be governed by the documents listed above.

**E. Certifications.**

By signing below, the Contractor hereby certifies that to the best of the Contractor's knowledge and belief:

1. All of the statements, representations, covenants, and/or certifications required or set forth in the Bid and the Bid Documents, including those in Appendix A to Division 100 of the Standard Specifications Revision of December 2002 (Federal Contract Provisions Supplement), and the Contract are still complete and accurate as of the date of this Agreement.
2. The Contractor knows of no legal, contractual, or financial impediment to entering into this Contract.
3. The person signing below is legally authorized by the Contractor to sign this Contract on behalf of the Contractor and to legally bind the Contractor to the terms of the Contract.

**F. Offer.**

The undersigned, having carefully examined the site of work, the Plans, Standard Specifications, Revision of December 2002, Standard Details Revision of December 2002, Supplemental Specifications, Special Provisions, Contract Agreement; and Contract Bonds contained herein for construction of:

**PIN 1234.00 South Nowhere, Hot Mix Asphalt Overlay**,

State of Maine, on which bids will be received until the time specified in the "Notice to Contractors" do(es) hereby bid and offer to enter into this contract to supply all the materials, tools, equipment and labor to construct the whole of the Work in strict accordance with the terms and conditions of this Contract at the unit prices in the attached "Schedule of Items".

The Offeror agrees to perform the work required at the price specified above and in accordance with the bids provided in the attached "Schedule of Items" in strict accordance with the terms of this solicitation, and to provide the appropriate insurance and bonds if this offer is accepted by the Government in writing.

As Offeror also agrees:

First: To do any extra work, not covered by the attached "Schedule of Items", which may be ordered by the Resident, and to accept as full compensation the amount determined upon a "Force Account" basis as provided in the Standard Specifications, Revision of December 2002, and as addressed in the contract documents.

Second: That the bid bond at 5% of the bid amount or the official bank check, cashier's check, certificate of deposit or U. S. Postal Money Order in the amount given in the "Notice to Contractors", payable to the Treasurer of the State of Maine and accompanying this bid, shall be forfeited, as liquidated damages, if in case this bid is accepted, and the undersigned shall fail to abide by the terms and conditions of the offer and fail to furnish satisfactory insurance and Contract bonds under the conditions stipulated in the Specifications within 15 days of notice of intent to award the contract.

Third: To begin the Work as stated in Section 107.2 of the Standard Specifications Revision of 2002 and complete the Work within the time limits given in the Special Provisions of this Contract.

Fourth: The Contractor will be bound to the Disadvantaged Business Enterprise (DBE) Requirements contained in the attached Notice (Additional Instructions to Bidders) and submit a completed Contractor's Disadvantaged Business Enterprise Utilization Plan with their bid.

Fifth: That this offer shall remain open for 30 calendar days after the date of opening of bids.

Sixth: The Bidder hereby certifies, to the best of its knowledge and belief that: the Bidder has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of competitive bidding in connection with its bid, and its subsequent contract with the Department.

IN WITNESS WHEREOF, the Contractor, for itself, its successors and assigns, hereby execute two duplicate originals of this Agreement and thereby binds itself to all covenants, terms, and obligations contained in the Contract Documents.

CONTRACTOR  
**(Sign Here)**  
\_\_\_\_\_  
(Signature of Legally Authorized Representative  
of the Contractor)

**(Witness Sign Here)**  
\_\_\_\_\_  
Witness

**(Print Name Here)**  
\_\_\_\_\_  
(Name and Title Printed)

**G. Award.**

Your offer is hereby accepted.  
documents referenced herein.

This award consummates the Contract, and the

MAINE DEPARTMENT OF TRANSPORTATION

\_\_\_\_\_  
Date

\_\_\_\_\_  
By: David Bernhardt, Commissioner

\_\_\_\_\_  
(Witness)

**SPECIAL PROVISION**  
**SECTIONS 102 BIDDING**  
**& 103 AWARD & CONTRACTING**  
**(Basis of Award)**

This Contract is to supply excavators, backhoe/loaders and loaders for seasonal use by the Department as specified in Special Provision Excavator, Loaders, Backhoe/Loaders, and is not to be used for on call equipment rental on an as needed basis.

Bidders are to submit the completed technical specification sheet checklists and vehicle descriptions with their bid.

Bidders may bid one or more Region/Section combination in accordance with the table below. For each Region/Section bid, Bidders are required to bid all pieces of equipment in that section. For each Piece of Equipment bid, Bidders are required to bid all required and elective options. Each Region/Section Combination will be awarded separately.

Region	Region/Section Combination	Basis of Award
Region 1	Sections 1&7	Section 1
Region 2	Sections 2&8	Section 2
Region 3	Sections 3&9	Section 3
Region 4	Sections 4&10	Section 4
Region 5	Sections 5&11	Section 5
Region 5	Section 6	Section 6

The basis for award for Sections 1, 2, 3, 4, 5 and 6 will be the lowest responsive bid for the equipment and the required options for each Section as determined by the Department. Each Region/Section combination will be awarded separately based on the bids for Sections 1, 2, 3, 4, 5 and 6.

Elective Options (Sections 7, 8, 9, 10 and 11) are Items that must be bid on by the bidder, but may or may not be awarded based on the bid prices and each regions needs. Sections 7, 8, 9, 10 and 11 will not be included in the determination of the lowest bid for the Region/Section combination.

Work will be awarded under these agreements according to the following process: The Apparent Low Bidder for the particular Section (1, 2, 3, 4, 5 or 6) will have first option to furnish the equipment. If this Bidder is unable to furnish the equipment, then the Department will contact the Bidder that submitted the next lowest bid to see if that Bidder will furnish all of the equipment for the Section combination and subsequent

Bidders in ascending order of the amount of their bids, until a Bidder agrees to furnish the equipment for a Section.

If the Department increases quantities or a Contractor is unable to furnish equipment contracted under these agreements, Work will be awarded under these agreements according to the following process: The Bidder with the Contract for that Section (1,2, 3, 4, 5 or 6) will have first option to furnish the equipment. If this Bidder is unable to furnish the equipment, then the Department will contact the Bidder that submitted lowest bid for the particular Equipment to see if that Bidder will furnish the equipment. If this Bidder is unable to furnish the equipment, then the Department will contact the Bidder that submitted the next lowest bid to see if that Bidder will furnish the equipment and subsequent Bidders in ascending order of the amount of their bids, until a Bidder furnish the equipment.

SPECIAL PROVISION  
SECTION 108  
PAYMENT  
(Payment)

Payment

The Department will pay the Contractor monthly for the previous month and at the completion of the contract. The Department will estimate the quantities and make payment based upon such estimates and information contained on statements provided by the Contractor. Informational statements shall be submitted by the Contractor to the Department's Contract Administrator for administrative and reconciliation purposes. Invoices shall include the following minimum information:

Contractor Name, Address & Contract Number  
Invoice Date & Number  
Billing Period - Start Date and End Date  
Region & Location of Equipment  
Equipment Description & Serial Number  
Unit cost for each unit at the Unit Prices contained in the Contractor's Bid or as adjusted for a portion of a month in accordance with this contract  
Itemized breakdown for Extra Work such as damage repair or service calls agreed to by written Contract Modification  
Total amount due

The Department may request that the Contractor submit backup documentation including copies of receipts, invoices, and itemized payments to Subcontractors.

The Department may withhold payments claimed by the Contractor on account of:

- A. Repetitive Breakdowns
- B. Equipment rejected due to condition
- C. Damage to a third party,
- D. Claims filed or reasonable evidence indicating probable filing of claims,
- E. Failure of the Contractor to make payments to Subcontractors or for Materials or labor,
- F. Regulatory non-compliance or enforcement,
- G. All other causes that the Department reasonably determines negatively affect the State's interest.

SPECIAL PROVISION  
SECTION 109  
CHANGES

If the Department does not receive sufficient funds to fund this Agreement and other obligations of the State, or if funds are de-appropriated, then the Department may substantially decrease quantities for the second year and no adjustment shall be made to the Unit Price(s), nor shall the Contractor be entitled to adjustments to compensation. The Contractor shall be paid for actual quantities furnished and accepted at the Unit Prices contained in the Contractor's Bid.

## SPECIAL PROVISIONS EXCAVATORS, LOADERS & BACKHOE/LOADERS

Schedule The Contactor shall provide equipment in accordance with the dates shown below.

<b>SECTIONS 1&amp;7</b>			
Region	Item # and Description	Dates	Quantity
1	<b>EXCAVATOR</b> <b>TRACK, 25,000-32,000 Lbs</b> 631.60 EQUIPMENT RENTAL (BY MONTH) EXCAVATORS #1-1 & 1-2 REQUIRED OPTIONS: DITCHING/CLEAN OUT BUCKET WRIST ACTION FRONT DOZER BLADE	5/1/2013 – 10/31/2013 5/1/2014 – 10/31/2014  6 mo/yr, 2 yrs = 12 CM per exc	2 Excavators,
	ELECTIVE OPTIONS: TRANSPORTATION – PICKUP & DELIVERY		
1	<b>WHEEL LOADER</b> <b>12,000-15,000 Lbs</b> 631.60 EQUIPMENT RENTAL (BY MONTH) WHEELED LOADERS #1-3, 1-4 & 1-5	11/1/2013 – 3/31/2014 11/1/2014 – 3/31/2015  5 mo/yr, 2 yrs = 10 CM per loader	3 Loaders,
	ELECTIVE OPTIONS: TRANSPORTATION – PICKUP & DELIVERY		
1	<b>WHEEL LOADER</b> <b>30,000-36,000 Lbs</b> 631.60 EQUIPMENT RENTAL (BY MONTH) WHEELED LOADERS #1-6 & 1-7 #1-6 BUCKET MOUNTED LOADER FORKS 60”	11/1/2013 – 3/31/2014 11/1/2014 – 3/31/2015  5 mo/yr, 2 yrs = 10 CM per loader	2 Loaders,
	ELECTIVE OPTIONS: BUCKET MOUNTED LOADER FORKS 48” HIGH LIFT LOADER ARMS TRANSPORTATION – PICKUP & DELIVERY		

Regions 1, 2, 3, 4 & 5  
Excavators, Loaders &  
Backhoe Loaders  
January 22, 2013

<b>SECTIONS 2&amp;8</b>			
Region	Item # and Description	Dates	Quantity
2	<b>EXCAVATOR TRACK, 17,000-19,000 Lbs</b> 631.60 EQUIPMENT RENTAL (BY MONTH) EXCAVATORS #2-1, 2-2, 2-3, 2-4 & 2-5 REQUIRED OPTIONS: DITCHING/CLEAN OUT BUCKET 48" WRIST ACTION FRONT DOZER BLADE	4/19/2013 – 10/18/2013 4/19/2014 – 10/18/2014  6 mo/yr, 2 yrs = 12 CM per exc	5 Excavators
	ELECTIVE OPTIONS: HYDRAULIC THUMB HAMMER TRANSPORTATION – PICKUP & DELIVERY		
2	<b>BACKHOE/ LOADER 16,000-20,000 Lbs</b> 631.60 EQUIPMENT RENTAL (BY MONTH) BACKHOE/LOADERS #2-6, 2-7, 2-8, 2-9, 2-10 & 2-11 REQUIRED OPTIONS: EXTENDABLE DIPPERSTICK DIGGING DEPTH UP TO 18'	10/18/2013 – 4/19/2014 10/18/2014 – 4/19/2015  6 mo/yr, 2 yrs = 12 CM per backhoe	6 Backhoe/ loaders
	ELECTIVE OPTIONS: WRIST ACTION ADAPTER DITCHING/CLEAN UP BUCKET JAW TYPE BUCKET HYDRAULIC HAMMER HYDRAULIC THUMB FRONT END LOADER FORKS 48" FRONT END LOADER FORKS 60" TRANSPORTATION – PICKUP & DELIVERY		

Regions 1, 2, 3, 4 & 5  
Excavators, Loaders &  
Backhoe Loaders  
January 22, 2013

<b>SECTIONS 3&amp;9</b>			
Region	Item # and Description	Dates	Quantity
3	<b>EXCAVATOR</b> <b>TRACK, 25,000-32,000 Lbs</b> 631.60 EQUIPMENT RENTAL (BY MONTH) EXCAVATORS #3-1, 3-2, 3-3, 3-4 & 3-5 REQUIRED OPTIONS: DITCHING/CLEAN OUT BUCKET WRIST ACTION FRONT DOZER BLADE	5/13/2013 – 10/18/2013 5/13/2014 – 10/18/2014 5 ¼ mo/yr, 2 yrs = 10 ½ CM per exc	5 Excavators
	ELECTIVE OPTIONS: HYDRAULIC THUMB HAMMER TRANSPORTATION – PICKUP & DELIVERY		
3	<b>BACKHOE/ LOADER</b> <b>13,500-15,000 Lbs</b> 631.60 EQUIPMENT RENTAL (BY MONTH) BACKHOE/LOADERS #3-6, 3-7, 3-8, 3-9 & 3-10 REQUIRED OPTIONS: EXTENDABLE DIPPERSTICK DIGGING DEPTH UP TO 17' WRIST ACTION ADAPTER/WAIN ROY TYPE JAW TYPE BUCKET DITCHING/CLEAN UP BUCKET	10/18/2013 – 5/13/2014 10/18/2014 – 5/13/2015  7 mo/yr, 2 yrs = 14 CM per backhoe	5 Backhoe/ loaders
	ELECTIVE OPTIONS: HYDRAULIC HAMMER HYDRAULIC THUMB FRONT END LOADER FORKS 48" FRONT END LOADER FORKS 60" TRANSPORTATION – PICKUP & DELIVERY		

Regions 1, 2, 3, 4 & 5  
Excavators, Loaders &  
Backhoe Loaders  
January 22, 2013

<b>SECTIONS 4&amp;10</b>			
Region	Item # and Description	Dates	Quantity
4	<b>EXCAVATOR</b> <b>TRACK, 17,000-19,000 Lbs</b> 631.60 EQUIPMENT RENTAL (BY MONTH) EXCAVATORS #4-1, 4-2 & 4-3 REQUIRED OPTIONS: DITCHING/CLEAN OUT BUCKET WRIST ACTION FRONT DOZER BLADE - LARGE	4/15/2013 – 10/15/2013 4/15/2014 – 10/15/2014  6 mo/yr, 2 yrs = 12 CM per exc	3 Excavators
	ELECTIVE OPTIONS: HYDRAULIC THUMB HAMMER TRANSPORTATION – PICKUP & DELIVERY		
4	<b>WHEEL LOADER</b> <b>23,000 - 27,000 Lbs</b> 631.60 EQUIPMENT RENTAL (BY MONTH) WHEELED LOADERS #4-4, 4-5 & 4-6 REQUIRED OPTIONS: HIGH LIFT LOADER ARMS	10/15/2013 – 4/15/2014 10/15/2014 – 4/15/2015  6 mo/yr, 2 yrs = 12 CM per backhoe	3 Loaders
	ELECTIVE OPTIONS: BUCKET MOUNTED LOADER FORKS 48” BUCKET MOUNTED LOADER FORKS 60” TRANSPORTATION – PICKUP & DELIVERY		

Regions 1, 2, 3, 4 & 5  
Excavators, Loaders &  
Backhoe Loaders  
January 22, 2013

<b>SECTIONs 5&amp;11</b>			
Region	Item # and Description	Dates	Quantity
5	<b>EXCAVATOR</b> <b>TRACK, 25,000-32,000 Lbs</b> 631.60 EQUIPMENT RENTAL (BY MONTH) EXCAVATORS #5-1 REQUIRED OPTIONS: DITCHING/CLEAN OUT BUCKET 60" WRIST ACTION FRONT DOZER BLADE TRANSPORTATION – PICKUP & DELIVERY	6/3/2013 – 10/1/2013  4 mo/yr, 1 yr =4 CM per exc	1 Excavator
	ELECTIVE OPTIONS: HYDRAULIC THUMB		
5	<b>EXCAVATOR</b> <b>TRACK, 25,000-32,000 Lbs</b> 631.60 EQUIPMENT RENTAL (BY MONTH) EXCAVATORS #5-2 & 5-3 REQUIRED OPTIONS: DITCHING/CLEAN OUT BUCKET 60" WRIST ACTION FRONT DOZER BLADE TRANSPORTATION – PICKUP & DELIVERY	6/17/2013 – 10/1/2013  3 ½ mo/yr 1 yr = 3 ½ CM per exc	2 Excavators
	ELECTIVE OPTIONS: HYDRAULIC THUMB		
5	<b>EXCAVATOR</b> <b>TRACK, 33,000-45,000 Lbs</b> 631.60 EQUIPMENT RENTAL (BY MONTH) EXCAVATORS #5-4 REQUIRED OPTIONS: DITCHING/CLEAN OUT BUCKET LARGE WRIST ACTION FRONT DOZER BLADE TRANSPORTATION – PICKUP & DELIVERY	5/13/2013 – 9/3/2013  3 ½ mo/yr 1 yr = 3 ½ CM per exc	1 Excavator
	ELECTIVE OPTIONS: HYDRAULIC THUMB		

<b>SECTION 6</b>			
Region	Item # and Description	Dates	Quantity
5	<b>EXCAVATOR</b> <b>WHEELED, 35,000-45,000 Lbs</b> 631.60 EQUIPMENT RENTAL (BY MONTH) EXCAVATORS #5-5 REQUIRED OPTIONS: DITCHING/CLEAN OUT BUCKET LARGE WRIST ACTION REAR DOZER BLADE TRANSPORTATION – PICKUP & DELIVERY	6/3/2013-10/1/2013  4 mo/yr, 1 yr  = 4 CM per exc	1 Excavator
	ELECTIVE OPTIONS:		

General The Department reserves the right, at the time of delivery, to inspect the equipment and reject because of condition. In the case of repetitive breakdowns during operation, the Contractor will have the option to replace the equipment with another equivalent unit.

The Contractor shall perform all repairs, service and scheduled maintenance, except damage caused by the Department. All costs for labor, equipment and materials required to perform the work will not be paid for directly, and will be considered incidental to the Equipment Rental pay item(s). The Department will provide fuel, oil and grease. If a piece of equipment is unable to run, is unsafe to operate or should not be run as determined by the Department, the Contractor will make sufficient repairs within three working days of the initial call by the Department. For those repairs taking longer than 3 working days, a replacement piece of equivalent equipment with temporary registration shall be provided, if possible. For each piece of equipment requiring repairs due to normal operation and unable to operate safely more than 3 working days during the month, the Contractor may furnish a replacement with temporary registration or if a replacement is not furnished, the Department may choose to extend the return date by an equivalent duration or choose to receive a credit. The credit will be deducted from the monthly rental for the number of days, in excess of one, that the equipment was unable or unsafe to operate computed at the Unit Price per month per each given in the Schedule of Items calculated in accordance with section “Measurement and Payment” below.

Optional Equipment The Department is considering the use of optional equipment. The Department has reserved the option to accept or reject the bid price for the optional equipment. If the Department rejects the bid price for the above-mentioned work, it shall be omitted from the contract in its entirety and the Contractor will fulfill the contract in accordance with the contract documents. If the Department accepts the bid price, the Contractor shall include the optional equipment in the schedule in accordance with contract documents.

Changes The Department may return Equipment early, extend the duration, increase or decrease Pay Item quantities from the estimated quantities shown in the Bid Documents, and such increase or decrease shall not be considered Extra Work. The Contractor shall be paid for actual quantities in place and Accepted at the Unit Prices contained in the Contractor’s Bid. The Contractor accepts such payment as full and complete compensation.

Measurement and Payment Equipment Rental and required attachments and optional attachments will be measured per machine by the month which shall be payment in full for furnishing equipment and all materials, labor and equipment to satisfactorily perform repairs, service and scheduled maintenance. A month is defined as a time lasting from a date in one calendar month until the same date in the next calendar month. The initial day of the month will be the day of the month on which each piece of Equipment was delivered and will be considered the billing start date. In the event that the Department has a piece of equipment for a period that cannot be measured in whole months, the portion of the month will be measured in accordance with the table below.

Portion	Measurement	Payment
1 – 7 days	0.25	(0.25)(monthly unit bid price)
8 – 14 days	0.50	(0.50)(monthly unit bid price)
15 – 21 days	0.75	(0.75)(monthly unit bid price)
22 – 31 days	1.0	(1.0)(monthly unit bid price)

If the Contractor delivers a piece of equipment later than the scheduled date, the Department at its choice may extend the return date to get the full period or reduce payment by the time not in possession. If the Contractor fails to pick up a piece of equipment as scheduled, the additional time will not be measured for payment.

The Contractor shall deliver the equipment and pick the equipment up from Region 5. The Contractor shall contact the Region a minimum of two (2) days prior to delivery for delivery coordination. The Contractor shall deliver the equipment only during the following times: Monday through Friday, 7:00 AM through 3:00 PM except deliveries may not be made on holidays. Delivery to the Region will not be measured for payment and will be considered incidental to the Equipment Rental pay item(s). Regions 1, 2, 3 & 4 will pick up and deliver the excavators unless they choose the optional transportation item.

The accepted quantities of Equipment Rental will be paid for at the contract Unit Price for each type of equipment per month per each for each month furnished plus the portion payment as shown on the table above. Payment shall be full compensation for all labor, equipment, material and incidentals necessary to perform the work in accordance with these specifications.

The accepted quantities of Required Options and Elective Options will be paid for at the contract unit price per each per month which price shall be full compensation for all labor, equipment, material and incidentals necessary to perform the work in accordance with these specifications.

Optional equipment will be paid at the Unit Price per month per each for each month furnished plus the portion payment as shown on the table above.

The accepted quantities of Item 890.01 Special Work #1, Transportation will be paid for at the contract Lump Sum Unit Price per piece of equipment per year for delivery and pickup and which price shall be full compensation for all labor, equipment, material and incidentals necessary to move the equipment and all associated options and perform the work in accordance with these specifications.

The Department will pay for Extra Work such as service calls, additional attachments and damage repair by written Contract Modification in accordance with Section 109.7 Equitable Adjustments to Compensation and 109.8 Contract Modification.

Payment will be made under:

<u>Pay Item</u>	<u>Pay Unit</u>
631.60 Equipment Rental (by Month)	Calendar Month
890.01 Special Work #1, Transportation	Lump Sum

**INSTRUCTIONS FOR COMPLETING TECHNICAL SPECIFICATION  
SHEET**

Please complete the checklist for technical specifications set forth below. Each Bidder must indicate whether it can meet the technical specifications by inserting an “X” next to each specification. The “X” will demonstrate that the Bidder’s offering meets the technical specification. If a Bidder cannot meet a technical specification, then the Bidder must give an explanation for each exception and for equipment that is not available or that will be dealer installed. All explanations must be provided in detail on separate pages along with the justification as to why the alternative equipment or deliverables will be as good as the equipment or deliverables described in the detailed specifications for desired items. A copy of the vendor specification proposal must be provided. Following these instructions is essential for proper bid evaluation. If a Bidder fails to provide requested information or if information on a quote is found to be false or misleading, the quote will be rejected as unresponsive.

The following abbreviations must be used by interested Bidders:

- X Meeting Specification**
- N/A Not Available**
- DI Dealer Installed**
- AE Approved equal process**

**SPECIAL PROVISIONS**

**TRACK EXCAVATOR: 17,000 – 19,000**

- This work consists of providing all equipment, preventative maintenance on a scheduled basis, when needed.
- Service calls must not be included in the bid and will be handled separately.

**The excavator specifications and terms are as follows:**

**Tracked Excavators:**

- \_\_\_ Operating weight not less than 17,000 pounds and not more than 19,000 pounds.
- \_\_\_ Digging depth minimum of 13’
- \_\_\_ Horsepower must have a minimum of 50hp maximum of 60hp.
- \_\_\_ Excavators must be no older than (5) five years nor have more than 3000 hours.
- \_\_\_ Each machine must come with a minimum 30” inch digging bucket with teeth.
- \_\_\_ The tail swing must not extend more than one foot beyond the outside edge of the track in any direction for excavators furnished for Regions 2, & 4.
- \_\_\_ Excavator transport width must not exceed 8’6”.

- Excavator arm length must be between 6' and 7'
- Excavators boom length must be between 12' and 12' 10"
- Excavator dump height must be between 17' 10 and 18' 7"
- Excavators must have air conditioning, and strobe light.
- Buckets must have OSHA approved lift hook or lift loop on all buckets.
- Excavators must be equipped with street pads.
- Excavators must be equipped with pilot controls and pattern select.
- The Contractor must provide to the Department, a completed Lessor's certificate a minimum of 3 weeks prior to delivery.

**The Department will provide the following:**

- Insurance.
- Daily fuel, oil and grease.

**Options for a tracked excavator priced separately than equipment listed above:**

**Options:**

- Hydraulic thumb
- Hammer
- Ditching/Clean out bucket with bucket size included
- Wrist action
- Front Blade
- Transportation

**Vehicles Description must be included with the bid package:**

**Lease Term and Quantity: see Schedule of Items.**

**INSTRUCTIONS FOR COMPLETING TECHNICAL SPECIFICATION**  
**SHEET**

Please complete the checklist for technical specifications set forth below. Each Bidder must indicate whether it can meet the technical specifications by inserting an “X” next to each specification. The “X” will demonstrate that the Bidder’s offering meets the technical specification. If a Bidder cannot meet a technical specification, then the Bidder must give an explanation for each exception and for equipment that is not available or that will be dealer installed. All explanations must be provided in detail on separate pages along with the justification as to why the alternative equipment or deliverables will be as good as the equipment or deliverables described in the detailed specifications for desired items. A copy of the vendor specification proposal must be provided. Following these instructions is essential for proper bid evaluation. If a Bidder fails to provide requested information or if information on a quote is found to be false or misleading, the quote will be rejected as unresponsive.

The following abbreviations must be used by interested Bidders:

- X Meeting Specification**
- N/A Not Available**
- DI Dealer Installed**
- AE Approved equal process**

**SPECIAL PROVISIONS**

**TRACK EXCAVATOR: 25,000 – 32,000**

- This work consists of providing all equipment, preventative maintenance on a scheduled basis, when needed.
- Service calls must not be included in the bid and will be handled separately.

**The excavator specifications and terms are as follows:**

**Tracked Excavators:**

- \_\_\_ Operating weight must be not less than 25,000 pounds and not more than 32,000 pounds
- \_\_\_ Digging depth minimum of 16’
- \_\_\_ Horsepower must have a minimum of 80hp.
- \_\_\_ Excavators must be no older than (5) five years nor have more than 3000 hours.
- \_\_\_ Each excavator must come with a minimum 30” inch digging bucket with teeth.
- \_\_\_ The tail swing must not extend more than one foot beyond the outside edge of the track in any direction for excavators furnished for Regions 1, 2, 3& 4.
- \_\_\_ The tailswing must not extend more than three feet beyond the outside edge of the track

in any direction for excavators furnished Region 5.

- Excavator transport width must not exceed 8'6".
- Excavator arm length must not exceed 9'2" for excavators furnished for Regions 1, 2 & 4.
  
- Excavators must have air conditioning, and strobe light.
- Buckets must have a OSHA approved lift hook or lift loop on all buckets.
- Excavators must be equipped with street pads.
- Excavators must be equipped with pilot controls and pattern select.
- The Contractor must provide to the Department, a completed Lessor's certificate a minimum of 3 weeks prior to delivery.

**The Department will provide the following:**

- Insurance.
- Daily fuel, oil and grease.

**Options for a tracked excavator priced separately than equipment listed above:**

**Options:**

- Hydraulic thumb
- Hammer
- Ditching/Clean out bucket with bucket size included
- Wrist action
- Front Blade
- Transportation

**Vehicles Description must be included with the bid package:**

**Lease Term and Quantity: see Schedule of Items.**

**INSTRUCTIONS FOR COMPLETING TECHNICAL SPECIFICATION  
SHEET**

Please complete the checklist for technical specifications set forth below. Each Bidder must indicate whether it can meet the technical specifications by inserting an “X” next to each specification. The “X” will demonstrate that the Bidder’s offering meets the technical specification. If a Bidder cannot meet a technical specification, then the Bidder must give an explanation for each exception and for equipment that is not available or that will be dealer installed. All explanations must be provided in detail on separate pages along with the justification as to why the alternative equipment or deliverables will be as good as the equipment or deliverables described in the detailed specifications for desired items. A copy of the vendor specification proposal must be provided. Following these instructions is essential for proper bid evaluation. If a Bidder fails to provide requested information or if information on a quote is found to be false or misleading, the quote will be rejected as unresponsive.

The following abbreviations must be used by interested Bidders:

**X Meeting Specification**  
**N/A Not Available**  
**DI Dealer Installed**  
**AE Approved equal process**

**SPECIAL PROVISIONS**

**TRACK EXCAVATOR: 33,000 – 45,000**

- This work consists of providing all equipment, preventative maintenance on a scheduled basis, when needed.
- Service calls must not be included in the bid and will be handled separately.

**Tracked Excavators:**

**The excavator specifications and terms are as follows:**

- \_\_\_ Operating weight must be not less than 33,000 pounds and not more than 45,000 lbs.
- \_\_\_ Digging depth minimum of 18’.
- \_\_\_ Horsepower must have a minimum of 100hp.
- \_\_\_ Excavators must be no older than (5) five years nor have more than 3000 hours.
- \_\_\_ Each excavator must come with a minimum 36” inch digging bucket with teeth.
- \_\_\_ The tail swing must not extend more than one foot beyond the outside edge of the track in any direction for excavators furnished for Regions 1, 2, 3 & 4.
- \_\_\_ The tailswing must not extend more than three feet beyond the outside edge of the

- track in any direction for excavators furnished for Region 5.
- Excavator transport width must not exceed 8'6".
- Excavator arm length must not exceed 9'2" for excavators furnished for Regions 1, 2 & 4.
- Excavators must have air conditioning, and strobe light.
- Buckets must have a OSHA approved lift hook or lift loop on all buckets.
- Excavators must be equipped with street pads.
- Excavators must be equipped with pilot controls and pattern select.
- The Contractor must provide to the Department, a completed Lessor's certificate a minimum of 3 weeks prior to delivery.

**The Department will provide the following:**

- Insurance.
- Daily fuel, oil and grease.

**Options for a tracked excavator priced separately than equipment listed above:**

**Options:**

- Hydraulic thumb
- Hammer
- Ditching/Clean out bucket with bucket size included
- Wrist action
- Front Blade
- Transportation

**Vehicles Description must be included with the bid package:**

**Lease Term and Quantity: see Schedule of Items.**

**INSTRUCTIONS FOR COMPLETING TECHNICAL SPECIFICATION**  
**SHEET**

Please complete the checklist for technical specifications set forth below. Each Bidder must indicate whether it can meet the technical specifications by inserting an “X” next to each specification. The “X” will demonstrate that the Bidder’s offering meets the technical specification. If a Bidder cannot meet a technical specification, then the Bidder must give an explanation for each exception and for equipment that is not available or that will be dealer installed. All explanations must be provided in detail on separate pages along with the justification as to why the alternative equipment or deliverables will be as good as the equipment or deliverables described in the detailed specifications for desired items. A copy of the vendor specification proposal must be provided. Following these instructions is essential for proper bid evaluation. If a Bidder fails to provide requested information or if information on a quote is found to be false or misleading, the quote will be rejected as unresponsive.

The following abbreviations must be used by interested Bidders:

**X Meeting Specification**  
**N/A Not Available**  
**DI Dealer Installed**  
**AE Approved equal process**

**SPECIAL PROVISIONS**

**WHEELED EXCAVATOR: 33,000 – 45,000**

- This work consists of providing all equipment, preventative maintenance on a scheduled basis, when needed.
- Service calls must not be included in the bid and will be handled separately.

**The excavator specifications and terms are as follows:**

**Wheeled Excavator:**

- \_\_\_ Operating weight must be not less than 35,000 pounds and not more than 45,000 pounds.
- \_\_\_ Digging depth minimum of 18’
- \_\_\_ Horsepower must have a minimum of 110hp.
- \_\_\_ Excavators must be no older than (5) five years nor have more than 3000 hours.
- \_\_\_ Each excavator must come with a minimum ¾ yard digging bucket with teeth.
- \_\_\_ Excavators must have air conditioning, number plate bracket and strobe light.
- \_\_\_ Buckets must have an OSHA approved lift hook or lift loop on all buckets.

- Excavators must be equipped with pilot controls and pattern select.
- The Contractor must provide to the Department, a completed Lessor's certificate a minimum of 3 weeks prior to delivery.
- Equipment shall have temporary registrations valid until the Department can get the equipment registered.
- Each machine must have a valid State of Maine inspection sticker for the duration of the rental

**The Department will provide the following:**

- Insurance.
- Daily fuel, oil and grease.

**Options for a wheeled excavator priced separately than equipment listed above:**

**Options:**

- Ditching/Clean out bucket with bucket size included
- Wrist action
- Rear Dozer Blade and front outriggers
- Transportation

**Vehicles Description must be included with the bid package:**

**Lease Term and Quantity: see Schedule of Items.**

**INSTRUCTIONS FOR COMPLETING TECHNICAL SPECIFICATION**  
**SHEET**

Please complete the checklist for technical specifications set forth below. Each Bidder must indicate whether it can meet the technical specifications by inserting an “X” next to each specification. The “X” will demonstrate that the Bidder’s offering meets the technical specification. If a Bidder cannot meet a technical specification, then the Bidder must give an explanation for each exception and for equipment that is not available or that will be dealer installed. All explanations must be provided in detail on separate pages along with the justification as to why the alternative equipment or deliverables will be as good as the equipment or deliverables described in the detailed specifications for desired items. A copy of the vendor specification proposal must be provided. Following these instructions is essential for proper bid evaluation. If a Bidder fails to provide requested information or if information on a quote is found to be false or misleading, the quote will be rejected as unresponsive.

The following abbreviations must be used by interested Bidders:

**X Meeting Specification**  
**N/A Not Available**  
**DI Dealer Installed**  
**AE Approved equal process**

**SPECIAL PROVISIONS**

**Backhoe / Loader 13,300-15,000** (weight range is for a base model)

- This work consists of providing all equipment, preventative maintenance on a scheduled basis when needed.
- Service calls must not be included in the bid and will be handled separately.

**The equipment specifications and terms are as follows:**

**Backhoe/Loader**

- \_\_\_ Horsepower not less than 70hp and not more than 90hp
- \_\_\_ Operating weight not less than 13,500 pounds and not more than 15,000 pounds.
- \_\_\_ Backhoe must have a minimum digging depth of 12’.
- \_\_\_ Backhoe/loader will be no older than (3) three years nor have more than 1600 hours at time of initial delivery.
- \_\_\_ Four wheel drive required.
- \_\_\_ Dump clearance at 45° bucket angle minimum 8’
- \_\_\_ Backhoe must come equipped with pilot controls with pattern select.
- \_\_\_ Front bucket minimum capacity 1 cubic yard

- Each machine must come with a quick change digging bucket minimum of 24” and maximum 28’ with teeth.
- Each machine must have air conditioning, strobe light and number plate bracket.
- Buckets must have OSHA approved Lift hook, three (3) 3000 lb. rated lifting hooks furnished on the top of the front bucket one on each end and one in the middle
  
- Each machine must have exterior cab rear view mirrors and side mirrors.
- Each machine must have windshield washer.
- The Contractor must provide to the Department, a completed Lessor’s certificate a minimum of 3 weeks prior to delivery.
- Backhoe/Loaders must have temporary registrations valid until the Department can get the Backhoe/Loader registered.
- Each machine must come with a valid State of Maine inspection sticker good through the term of the rental.

**The Department will provide the following:**

- Registration and insurance.
- Daily fuel, oil and grease.

**Options for a Backhoe/Loader priced separately than equipment listed above:**

**Options for a Backhoe/Loader:**

- Wrist action adapter/ Wain Roy Type
- Ditching/clean up bucket with bucket size included
- Jaw type bucket
- Hydraulic Hammer
- Hydraulic Thumb
- Front end loader forks 48” inch
- Front end loader forks 60” inch
- Extendable dipperstick digging depth up to 17’
- Transportation

**Vehicles Description must be included with the bid package:**

**Lease Term and Quantity: see Schedule of Items.**

**INSTRUCTIONS FOR COMPLETING TECHNICAL SPECIFICATION**  
**SHEET**

Please complete the checklist for technical specifications set forth below. Each Bidder must indicate whether it can meet the technical specifications by inserting an “X” next to each specification. The “X” will demonstrate that the Bidder’s offering meets the technical specification. If a Bidder cannot meet a technical specification, then the Bidder must give an explanation for each exception and for equipment that is not available or that will be dealer installed. All explanations must be provided in detail on separate pages along with the justification as to why the alternative equipment or deliverables will be as good as the equipment or deliverables described in the detailed specifications for desired items. A copy of the vendor specification proposal must be provided. Following these instructions is essential for proper bid evaluation. If a Bidder fails to provide requested information or if information on a quote is found to be false or misleading, the quote will be rejected as unresponsive.

The following abbreviations must be used by interested Bidders:

**X Meeting Specification**  
**N/A Not Available**  
**DI Dealer Installed**  
**AE Approved equal process**

**SPECIAL PROVISIONS**

**Backhoe / Loader 16,000-20,000** (weight range is for base model)

- This work consists of providing all equipment, preventative maintenance on a scheduled basis when needed.
- Service calls must not be included in the bid and will be handled separately.

**The equipment specifications and terms are as follows:**

**Backhoe/Loader**

- \_\_\_ Horsepower not less than 90hp and not more than 105hp
- \_\_\_ Operating weight not less than 16,000 pounds and not more than 20,000 pounds.
- \_\_\_ Backhoe must have a minimum digging depth of 14’
- \_\_\_ Backhoe/loaders will be no older than (3) three years nor have more than 1600 hours at time of initial delivery.
- \_\_\_ Four wheel drive required.
- \_\_\_ Dump clearance at 45° bucket angle minimum 8’6”
- \_\_\_ Backhoes must come equipped with pilot controls with pattern select.

- Buckets must come with a quick change digging bucket, minimum of 24” and a maximum of 28” with teeth.
- Front bucket minimum capacity 1.3 cubic yard.
- Backhoe/loaders must have air conditioning, strobe lights and number plate bracket.
- Buckets must have OSHA approved Lift hook, three (3) 3000 lb. rated lifting hooks furnished on the top of the front bucket one on each end and one in the middle.
- Each machine must have interior mounted rear view mirror and two exterior side mirrors.
- Each machine must have windshield washer.
- The Contractor shall provide to the Department, a completed Lessor’s certificate a minimum of 3 weeks prior to delivery.
- Backhoe/Loaders must have temporary registrations valid until the Department can get the Backhoe/Loader registered.
- Each machine must come with a valid State of Maine inspection sticker good through the term of the rental.

**The Department will provide the following:**

- Registration and insurance.
- Daily fuel, oil and grease.

**Options for a Backhoe/Loader priced separately than equipment listed above:**

**Options for a Backhoe/Loader:**

- Wrist action adapter/ Wain Roy Type
- Ditching/clean up bucket with bucket size included
- Jaw type bucket
- Hydraulic Hammer
- Hydraulic Thumb
- Front end loader forks 48” inch
- Front end loader forks 60” inch
- Extendable dipperstick digging depth up to 18’
- Transportation

**Vehicles Description must be included with the bid package:**

**Lease Term and Quantity see Section 2:**

**INSTRUCTIONS FOR COMPLETING TECHNICAL SPECIFICATION**  
**SHEET**

Please complete the checklist for technical specifications set forth below. Each Bidder must indicate whether it can meet the technical specifications by inserting an “X” next to each specification. The “X” will demonstrate that the Bidder’s offering meets the technical specification. If a Bidder cannot meet a technical specification, then the Bidder must give an explanation for each exception and for equipment that is not available or that will be dealer installed. All explanations must be provided in detail on separate pages along with the justification as to why the alternative equipment or deliverables will be as good as the equipment or deliverables described in the detailed specifications for desired items. A copy of the vendor specification proposal must be provided. Following these instructions is essential for proper bid evaluation. If a Bidder fails to provide requested information or if information on a quote is found to be false or misleading, the quote will be rejected as unresponsive.

The following abbreviations must be used by interested Bidders:

**X Meeting Specification**  
**N/A Not Available**  
**DI Dealer Installed**  
**AE Approved equal process**

**SPECIAL PROVISIONS**

**Wheeled Loader 12,000-15,000**

- This work consists of providing all equipment, preventative maintenance on a scheduled basis when needed.
- Service calls must not be included in the bid and will be handled separately.

**The equipment specifications and terms are as follows:**

**Wheeled Loader**

- \_\_\_ Horsepower not less than 75hp and not more than 100hp
- \_\_\_ Operating weight not less than 12,000 pounds and not more than 15,000 pounds.
- \_\_\_ Loaders will be no older than (3) three years and have more than 1600 hours at the time of initial delivery
- \_\_\_ Front bucket must have minimum capacity 1.0 cubic yards.
- \_\_\_ Four wheel drive required.
- \_\_\_ Loaders must be articulating.
- \_\_\_ Dump clearance at 45° bucket angle minimum 8’
- \_\_\_ Bucket must come with a bolt on cutting edge.

- Bucket must have OSHA approved Lift hook or Lift loop furnished on front bucket
- Loaders must have air conditioning, strobe light and number plate bracket.

- The Contractor shall provide to the Department, a completed Lessor's certificate a minimum of 3 weeks prior to delivery.
- Loaders must have temporary registrations valid until the Department can get the loader registered.
- Each machine must have a valid State of Maine inspection sticker for the duration of the rental

**The Department will provide the following:**

- Registration and insurance.
- Daily fuel, oil and grease.

**Options for a Loaders priced separately than equipment listed above:**

**Options for a Loaders:**

- Bucket mounted loader forks 48" inch
- Bucket mounted loader forks 60" inch
- High lift loader arms
- Transportation

**Vehicles Description must be included with the bid package:**

**Lease Term and Quantity: see Schedule of Items.**

**INSTRUCTIONS FOR COMPLETING TECHNICAL SPECIFICATION  
SHEET**

Please complete the checklist for technical specifications set forth below. Each Bidder must indicate whether it can meet the technical specifications by inserting an “X” next to each specification. The “X” will demonstrate that the Bidder’s offering meets the technical specification. If a Bidder cannot meet a technical specification, then the Bidder must give an explanation for each exception and for equipment that is not available or that will be dealer installed. All explanations must be provided in detail on separate pages along with the justification as to why the alternative equipment or deliverables will be as good as the equipment or deliverables described in the detailed specifications for desired items. A copy of the vendor specification proposal must be provided. Following these instructions is essential for proper bid evaluation. If a Bidder fails to provide requested information or if information on a quote is found to be false or misleading, the quote will be rejected as unresponsive.

The following abbreviations must be used by interested Bidders:

**X Meeting Specification**  
**N/A Not Available**  
**DI Dealer Installed**  
**AE Approved equal process**

**SPECIAL PROVISIONS**

**Wheeled Loader 23,000-27,000**

- This work consists of providing all equipment, preventative maintenance on a scheduled basis when needed.
- Service calls must not be included in the bid and will be handled separately.

**The equipment specifications and terms are as follows:**

**Wheeled Loader**

- \_\_\_ Horsepower not less than 125hp and not more than 145hp
- \_\_\_ Operating weight not less than 23,000 pounds and not more than 27,000 pounds.
- \_\_\_ The Loaders will be no older than (3) three years and have more than 1600 hours at the time of initial delivery
- \_\_\_ Front bucket minimum capacity 2.5 cubic yards.
- \_\_\_ Four wheel drive required.
- \_\_\_ Loaders must be articulating.
- \_\_\_ Dump clearance at 45° bucket angle minimum 8’6”
- \_\_\_ Bucket must come with a bolt on cutting edge.

- \_\_\_ Buckets must have OSHA approved Lift hook or Lift loop furnished on front bucket
- \_\_\_ Loaders must have air conditioning, strobe light and number plate bracket.
- \_\_\_ The Contractor shall provide to the Department, a completed Lessor's certificate a minimum of 3 weeks prior to delivery.
- \_\_\_ Loaders must have temporary registrations valid until the Department can get the Loader registered.
- \_\_\_ Each machine must have a valid State of Maine inspection sticker for the duration of the rental

**The Department will provide the following:**

Registration and insurance.  
Daily fuel, oil and grease.

**Options for a Loader priced separately than equipment listed above:**

**Options for a Loader:**

- \_\_\_ Bucket mounted loader forks 48" inch
- \_\_\_ Bucket mounted loader forks 60" inch
- \_\_\_ High lift loader arms for minimum dump clearance at 45° bucket angle 9' 6"
- \_\_\_ Transportation

**Vehicles Description must be included with the bid package:**

**Lease Term and Quantity: see Schedule of Items.**

**INSTRUCTIONS FOR COMPLETING TECHNICAL SPECIFICATION**  
**SHEET**

Please complete the checklist for technical specifications set forth below. Each Bidder must indicate whether it can meet the technical specifications by inserting an “X” next to each specification. The “X” will demonstrate that the Bidder’s offering meets the technical specification. If a Bidder cannot meet a technical specification, then the Bidder must give an explanation for each exception and for equipment that is not available or that will be dealer installed. All explanations must be provided in detail on separate pages along with the justification as to why the alternative equipment or deliverables will be as good as the equipment or deliverables described in the detailed specifications for desired items. A copy of the vendor specification proposal must be provided. Following these instructions is essential for proper bid evaluation. If a Bidder fails to provide requested information or if information on a quote is found to be false or misleading, the quote will be rejected as unresponsive.

The following abbreviations must be used by interested Bidders:

- X Meeting Specification**
- N/A Not Available**
- DI Dealer Installed**
- AE Approved equal process**

**SPECIAL PROVISIONS**

**Wheeled Loader 30,000-36,000**

- This work consists of providing all equipment, preventative maintenance on a scheduled basis when needed.
- Service calls must not be included in the bid and will be handled separately.

**The equipment specifications and terms are as follows:**

**Wheeled Loader**

- \_\_\_ Horsepower not less than 180hp and not more than 200hp
- \_\_\_ Operating weight not less than 30,000 pounds and not more than 36,000 pounds.
- \_\_\_ The Loaders will be no older than (3) three years and have more than 1600 hours at the time of initial delivery
- \_\_\_ Front bucket minimum capacity 2.0 cubic yards and a maximum of 2.75 cubic yards.
- \_\_\_ Four wheel drive required.
- \_\_\_ Loaders must be articulating.
- \_\_\_ Dump clearance at 45° bucket angle minimum 8’10”
- \_\_\_ Bucket must come with a bolt on cutting edge.

- Buckets must have OSHA approved Lift hook or Lift loop furnished on front bucket
- Loaders must have air conditioning, strobe light and number plate bracket.
- The Contractor shall provide to the Department, a completed Lessor's certificate a minimum of 3 weeks prior to delivery.
- Loaders must have temporary registrations valid until the Department can get the Loader registered.
- Each machine must have a valid State of Maine inspection sticker for the duration of the rental

**The Department will provide the following:**

Registration and insurance.  
Daily fuel, oil and grease.

**Options for a Loaders priced separately than equipment listed above:**

**Options for a Loaders:**

- Bucket mounted loader forks 48" inch
- Bucket mounted loader forks 60" inch
- High lift loader arms
- Transportation

**Vehicles Description must be included with the bid package:**

**Lease Term and Quantity: see Schedule of Items.**

## **SPECIAL PROVISIONS**

### **SPECIAL PROVISIONS SECTION 102** **BIDDING**

102.1.1 Basic Requirements Change the first sentence from: "...(A) comply with the Prequalification Procedure adopted by the department, (B) not have been debarred or suspended from Bidding, and (C) not be in Default with respect to any outstanding Contract with the Department..." to "(A) not have been debarred or suspended from Bidding, and (B) not be in Default with respect to any outstanding Contract with the Department..."

102.6 Bid Guaranty Delete the entire section 102.6

102.7.1 Location and Time Add the following sentence "As a minimum. The Bidder will submit a bid Package consisting of the Notice to Contractors, the complete Acknowledgement of Bid Amendment form, the complete schedule of items, 2 copies of the completed Agreement, Offer, & Award form and any Certifications or Bid Requirements listed in the Bid Book.

102.11.1 Curable Bid Defects Add the following curable bid defects " G. The Bidder fails to submit the completed technical specification sheet checklists and vehicle descriptions or the submitted completed technical specification sheet checklists and vehicle descriptions are incomplete, insufficient or unclear.

### **SPECIAL PROVISIONS SECTION 103** **AWARD AND CONTRACTING**

103.3.1 Notice and Information Gathering Change the first paragraph to read as follows: "After Bid Opening and as a condition for Award of a Contract, the Department may require an Apparent Successful Bidder to demonstrate to the Department's satisfaction that the Bidder is responsible and qualified to perform the Work".

103.5 Award Conditions Delete the section in its entirety and replace with the following:

The Apparent Successful Bidders must provide and/or perform all of the items listed in this Section 103.5 and the Bid Documents within 14 Days of Receipt of the Notice of Intent to Award. Unless indicated otherwise, all items must be delivered to the Department's Bureau of Maintenance & Operations.

103.5.1 Performance and Payment Bonds Delete the entire section 103.5.1.

103.5.4 Execution of Contract By Bidder Delete the entire section and replace with the following:

The properly completed and signed Contract Agreement, Offer, & Award form provided with the Bid constitutes the Bidder's offer. Once the department has received any other pre-award items required, the Department will sign the Contract Agreement, Offer, & Award form and execute the Contract. The point of Contract execution is when the Contractor receives the Notice of Award.

**SPECIAL PROVISION SECTION 108**  
**PAYMENT**

108.3 Retainage Delete the entire section 108.3.

**SPECIAL PROVISION SECTION 109**  
**CHANGES**

109.1.2 Substantial Changes to Major Items Delete the entire section.

109.2 Elimination of Items Delete the entire section.