

City of Butler, Pennsylvania
140 West North Street
Butler, PA 16001 - 5298

REQUEST FOR PROPOSALS

***Street Materials
for Contract Year 2025***

1. PRODUCT DESCRIPTION & ESTIMATED AMOUNTS.

a. Asphalt Products.

- (1) 9.5 MM Superpave Wearing Course FOB and placed with 60-ton minimum - 400 tons.
- (2) 19mm Superpave Binder FOB and placed - 400 tons.
- (3) E-3 Emulsion placed – 2,500 gallons.

b. Limestone.

AASHTO	#2A - 1,000 tons.
	#4 - 1,000 tons.
	#8 - 1,000 tons.
	#57 - 1,000 tons.

2. INSTRUCTIONS TO BIDDERS.

a. All bids will be submitted on Form MS-963, Proposal & Contract for Equipment and/or Materials (attached).

b. Bidder is responsible for submission of bids that conform to all existing regulations of the City of Butler.

c. Each proposal shall be clearly marked on the outside of a sealed envelope as **BID OPENING, Nov. 5, 2024, and** the name of the item or items for which the bid is submitted shall be indicated on the envelope (e.g., Limestone or Asphalt Products).

d. A ten percent bid bond, cashiers check, certified check, or money order payable to the City of Butler must accompany all proposals.

e. Bidders will not be permitted to withdraw any bid for a period of sixty days after date of bid opening.

f. Successful bidders shall forfeit any deposit required upon his/her failure to enter into a contract within twenty days after the award, and they must provide a performance to the City of Butler as a part of the contract award process.

g. All bidders will be notified in writing of the bid award as well as amounts of all bids submitted. Unsuccessful bidders shall be entitled to return of all deposits.

h. City Council reserves the right to reject any or all bids and to waive any irregularity in the bidding process if deemed in its best interest to do so.

3. DEADLINE.

a. All bids must be in the hands of the City Clerk not later than **2:00 PM on November 5, 2024**. Address is 140 W. North Street, Butler, PA 16001 - 5298. Bids received after that time will not be considered.

b. Bids will be opened at 2:05 PM on **November 5th** in the Office of the City Clerk.

c. Please refer any questions to the undersigned @ (724) 285 – 4124, extension 205.

Mindy F. Gall
City Clerk
September 26, 2024

Attachment:

Form MS-963 (Proposal & Contract for Equipment and/or Materials)

Schedule of Prices - Materials
MS-963 Substitute
City of Butler, Pennsylvania
Street Materials for Contract Year: 2025

SECTION ONE - LIMESTONE PRODUCTS

BID SUBMITTED BY:

1	2	3	4	5	6	A	7	B	8	C
Item No.	Approximate Quantity	Unit	Description	Remarks and/or Delivery Dates	Unit Price FOB Plant	Total (2 X 6)	Unit Price Delivered at Job Site	Total (2 X 7)	Unit Price Delivered As Directed	Total (2 X 8)
1	1,000	Tons	AASHTO #2A Limestone							
2	1,000	Tons	AASHTO #4 Limestone							
3	1,000	Tons	AASHTO #8 Limestone							
4	1,000	Tons	AASHTO #57 Limestone							
Remarks										

Schedule of Prices - Materials
MS-963 Substitute
City of Butler, Pennsylvania
Street Materials for Contract Year: 2025

SECTION TWO- ASPHALT PRODUCTS

BID SUBMITTED BY:

1	2	3	4	5	6	A	7	B	8	C
Item No.	Approximate Quantity	Unit	Description	Remarks and/or Delivery Dates	Unit Price FOB Plant	Total (2 X 6)	Unit Price Delivered at Job Site	Total (2 X 7)	Unit Price Delivered As Directed	Total (2 X 8)
1	400	Tons	9.5 MM Superpave Wearing Course (Formerly ID2)							
2	400	Tons	19 MM Superpave Binder (Formerly Binder)							
3	2,500	Gal.	E-3 Emulsion							

Remarks



**PROPOSAL AND CONTRACT FOR
EQUIPMENT AND/OR MATERIALS ONLY ***

INSTRUCTIONS ON PAGE 3

(THIS PROPOSAL INCLUDES
INSTRUCTIONS TO BIDDERS)

A. DEPOSIT OF PROPOSALS.

1. All envelopes containing Bid proposals shall be clearly marked "Bid Proposal for letting of 11/5/2024 ."
DATE

City of Butler
MUNICIPALITY (NAME & TYPE)

Sealed Proposals will be received on or before 2:00 PM , on the above Letting Date.
TIME

Melinda F. Gall
SECRETARY

140 W North Street
Butler PA 16001

Bids will be opened and read at approximately 2:05 PM , on the above Letting Date.
TIME

ADDRESS
724-285-4124
MUNICIPAL CONTACT PHONE NUMBER

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

2. Supplier agrees to furnish and deliver those items for which prices have been indicated on the Schedule of Prices (Attachment 1) in accordance with the current PennDOT Specifications (Pub. 408), except bidders need not be prequalified by PennDOT (Sec. 102.01). It is understood that: (1) Bituminous materials will be purchased weight or converted gallons at 60° F. (2) Supplier must furnish Form CS-4171, CERTIFICATE OF COMPLIANCE and/ or TR-465 DAILY BITUMINOUS MIX CERTIFICATION. (3) The Municipality reserves the right to make an award on the basis of quotations received for any item or on the basis of the aggregate total for all like items on which quotations are received.
3. Contract shall expire in one year from Date of Award or December 31, 2025
(DATE)

B. CONTRACTOR'S CERTIFICATION

Proposal of _____

(NAME OF CONTRACTOR)

(ADDRESS)

1. It is hereby certified as follows:
- a. The only person (s) having an interest in this proposal is (are) [include owners of leased equipment]:

- b. None of the above persons are employees of the municipality.
- c. This proposal is made without collusion with any other person, firm or corporation.
- d. All specifications referred to above have been examined by the suppliers. The supplier understands that the quantities indicated herein are approximate and are subject to change as may be required; and that all work is payable on the basis of the unit prices listed on the Schedule of Prices (Attachment 1).
2. Accompanying this proposal is a certified check or bid bond in the amount of \$ _____ made payable to the municipality, as a proposal guarantee which, it is understood, will be forfeited in case the supplier fails to comply with the requirements of the proposal.
3. Name(s) of source(s) of supply of bituminous materials.

* For Contract Projects, use MS-944.

4. The supplier will comply with all requirements of the laws and implementing regulations of the Commonwealth of Pennsylvania and of the United States relating to human relations, equal opportunity and non-discrimination in employment, and will pay to workmen employed in the performance of the contract the wages to which they may be entitled and, when required by law, not less than the applicable prevailing wage.
5. The supplier will provide the municipality with a performance bond in the amount of 50% of the contract, conditioned upon the faithful performance of the contract.

WITNESS OR ATTESTED BY:

TITLE: _____

PLACE
SEAL
HERE

SUPPLIER _____

BY: _____

TITLE: _____

PLACE
SEAL
HERE*TO BE EXECUTED ONLY IN THE EVENT THE ABOVE PROPOSAL IS ACCEPTED***ACCEPTED ON:****ATTESTED BY:**November 17, 2023

DATE

TITLE: _____

City Clerk

City of Butler

MUNICIPALITY _____

BY: _____

TITLE: _____

Mayor, City of Butler

(SEAL)

TITLE: _____

TOTAL AMOUNT OF CONTRACT:

TITLE: _____

\$ _____

ITEMS INCLUDED IN CONTRACT:

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SCHEDULE OF PRICES FOR EQUIPMENT AND / OR MATERIALS

EQUIPMENT Type, Make, Model, Specifications: _____

Delivery Date: _____

F.O.B. _____

PRICE \$ _____

 OUTRIGHT PURCHASE - Trade-in \$ _____

Net \$ _____

 RENTAL WITH PURCHASE OPTION (Rental to be applied to purchase price.)

 Rental: _____ per _____
 (Hour, day, week, month, etc.)

PRICE \$ _____

- Trade-in \$ _____

Net \$ _____

PROPOSAL AND CONTRACT INSTRUCTIONS

1. The proposal must be typewritten or printed.
2. If more than one proposal on any project is submitted by any individual, firm or partnership, corporation or association under the same or different names, only one lowest proposal will be considered.
3. Bid bonds may be waived by municipality by crossing it out on Proposal Form 963.
4. Part A of page 1 is to be completed by the municipality. Part B of page 1 is to be completed by the supplier. Schedule of Prices - under equipment section the municipality must complete description, delivery date, delivery site, and check appropriate block (s) for outright purchase or rental with purchase option. Under material section all like materials must be listed together and space provided for a total of all like materials. **EXAMPLE:** All classes of concrete, all sizes of concrete pipe, all sizes corrugated metal pipe, all asphalt materials, etc. Columns 1, 2, 3, 4, and 5 (be sure to include delivery date) must be filled in by the municipality to insure equitable bidding. All of Columns 6, A, 7, B, 8, and C must be filled in by the supplier, unless otherwise indicated. (Unit Price delivered as directed does not apply to bituminous pavements. Use form MS-944.) If more space is needed, add note at the bottom of the page: " Continued on Attachment 1 - A" and add additional sheet designated as Attachment 1-A, 1-B, etc. Repeat note for each additional sheet required. Municipality may eliminate one or two pairs of Columns 6 through C, if no bids are desired under one or two of the options.
5. Performance bonds are provided by only the successful bidder. Bond must be in 50% of contract amount.
6. Where Materials for a Wearing Surface Treatment are part of the contract Average Daily Traffic (ADT) Count must be included in the description.
7. Contractor awarded the bid shall receive an approved copy of the contract.
8. Form MS-963 is not to be used for purchasing bituminous or other pavements in place. **IF ALTERNATE BIDS MUST BE SECURED, BOTH MS-963 AND MS-944 MUST BE USED.**
9. This form is **PRIMARILY** for use when work is performed by Local Forces.
10. An **ESCALATOR CLAUSE** is optional; however, it must be included in the proposal prepared by the Municipality. An escalator clause **MAY NOT** be inserted by the contractor.
11. Freight On Board (FOB) asphalt is subject to the requirements of Publication 408, Section 110.04(a) Price Adjustment of Bituminous Materials.

SCHEDULE OF PRICES - MATERIALS

BIDDER NAME:

1 ITEM NO.	2 APPROX. QUANTITY	3* UNIT	4** DESCRIPTION	5 REMARKS AND / OR DELIVERY DATES	6 UNIT PRICE FOB PLANT	A TOTAL (2 x 6)	7 UNIT PRICE DELIVERED AT JOB SITE	B TOTAL (2 x 7)	8*** UNIT PRICE DELIVERED AS DIRECTED	C TOTAL (2 x 8)

* Gallons - Tons - Feet - etc.

** Includes Class - Size - Diameter

***For Bituminous or other Pavements in Place, Use Form 944

ALL COLUMNS MUST BE COMPLETED UNLESS OTHERWISE INDICATED.

USE OF CUTBACK ASPHALT IS PROHIBITED BETWEEN MAY 1 st
AND OCTOBER 31 st EXCEPT AS NOTED IN BULLETIN NO. 25.

PERFORMANCE BOND

(With Corporate Surety)

Attachment # 2**KNOW ALL MEN BY THESE PRESENTS, That we,** __________
as Principal and _____

a corporation incorporated under the laws of the State of _____

as Surety, are held and firmly bound unto _____

in the full and just sum of _____

(\$ _____) dollars lawful money of the United States of America, to be paid to the above

Municipality or its assigns, to which payment well and truly to be made, we bind ourselves, our heirs, executors
administrators, successors and assigns, jointly and severally, firmly by these presents.**WHEREAS**, the above bounden Principal has entered into a contract with the above Municipality, bearing
even date herewith, for the undertaking of certain obligations as therein set forth,**NOW, THEREFORE**, the condition of this obligation is such that if the above bounden Principal, as
Contractor, shall in all respects comply with and faithfully perform the terms and conditions of said contract, including
the Specifications and conditions referred to and made a part thereof, and such alterations as may be made in said
Specifications as therein set forth, then this Obligation shall be void, but otherwise the same shall be and remain in full
force, virtue and effect.It is further provided that any alteration which may be made in the terms of the contract or its specifications
with the express approval to the Municipality or the Principal to the other, shall not in any way release the Principal
and the Surety or either or any of them, their heirs, executors, administrators, successors or assigns from their
liability hereunder, notice to the Surety of any such alteration or forbearance being hereby waived.**IN WITNESS WHEREOF**, the said Principal and Surety have duly executed this Bond under Seal, pursuant
to due and legal action authorizing the same to be done on _____

(DATE OF BOND)

PLACE
SEAL
HERE**Attest / Witness**_____
CONTRACTOR_____
TITLE**BY**_____
TITLE:PLACE
SEAL
HERE**Attest / Witness**_____
SURETY COMPANY_____
TITLE_____
TITLE:

FORM OF
ADVERTISEMENT

Sealed proposals will be received by the:

City of Butler

of

Butler

(City, Borough, Twp.: 1st. Cl. or 2nd Cl.)

(County)

at

140 W North Street

Butler PA 16001

(Address)

until 2:00 PM, on November 5, 2024, for the following:

(Time)

(Month-Day-Year)

[illegible]

Liquidated Damages Apply

Proposals must be upon the forms furnished by the Municipality.

The bid must be accompanied by a certified check or bid bond in the amount of 10 % of the bid, made payable to the municipality.

The Municipality reserves the right to reject any or all proposals.

City of Butler

(City, Borough, Twp: 1st. Cl. Or 2nd Cl.

BY:

(Name)

(Title)

(Date)

THIS ADVERTISEMENT ENDS HERE

FOR DEPARTMENT USE ONLY

This advertisement meets the requirements of regulation 1300.

CITY OF BUTLER



ROBERT A. DANDY
MAYOR

DONALD L. SHEARER
Accounts & Finance

LARRY W. CHRISTY
Public Safety

TROY D. DOUTHETT
Streets & Public Improvement

DANIEL G. HERR
Parks/Recreation & Public Property

JEFFERY A. SNYDER
Controller

LINDA L. GRAHAM-GREEK
Treasurer

ROBERT S. O'NEILL
Chief of Police

CHRISTOPHER K. SWITALA
Chief of Fire

MELINDA F. GALL
City Clerk

THOMAS E. BRETH
City Solicitor

JOHN E. EVANS
Zoning & Code Management Officer

GARY A. BONELLI
Health Inspector

JOSEPH L. GRAY, P.E.
Municipal Engineer

BIDDER'S NOTICE

Notice is hereby given that sealed proposals for street materials (limestone, bituminous material, and liquid asphalt products) for 2025 will be received by the City of Butler, in the Office of the City Clerk, 140 West North Street, Butler, PA 16001, until 2:00 PM, November 5, 2024. Bids will be opened at 2:05 PM, November 5, 2024, in the Office of the City Clerk. Bid forms and specifications may be obtained at the Office of the City Clerk, Monday through Friday, from 8:30 AM to 4:30 PM. All bids must be submitted on forms provided by the City and be accompanied by a ten-percent bid bond. City Council reserves the right to reject any and all bids or parts thereof and to waive irregularities in the bidding process if deemed in the best interests of the City.

**Please publish twice as soon as possible and furnish proof of publication to the
Office of the City Clerk, 140 West North St., Butler, PA 16001**

Mindy F. Gall
September 26, 2024