

STANDARD BID CONDITIONS

M-05-150P

1. **ACCEPTANCE AND REJECTION:** The Arkansas State Highway and Transportation Department (AHTD) reserves the right to reject any or all bids, to accept bids in whole or in part (unless otherwise indicated by bidder), to waive any informalities in bids received, to accept bids on materials or equipment with variations from specifications where efficiency of operation will not be impaired, and to award bids to best serve the interest of the State.
2. **PRICES:** Unless otherwise stated in the Bid Invitation, the following will apply: (1) unit prices shall be bid, (2) prices should be stated in units of quantity specified (feet, each, lbs., etc.), (3) prices must be F.O.B. destination specified in bid, (4) prices must be firm and not subject to escalation, (5) bid must be firm for acceptance for 30 days from bid opening date. In case of errors in extension, unit prices shall govern. Discounts from bid price will not be considered in making awards.
3. **BID BONDS AND PERFORMANCE BONDS:** If required, a **Bid Bond** in the form of a cashier's check, certified check, or surety bond issued by a surety company, in an amount stated in the Bid Invitation, must accompany bid. **Personal and company checks are not acceptable as Bid Bonds.** Failure to submit a Bid Bond as required will cause a bid to be rejected. The Bid Bond will be forfeited as liquidated damages if the successful bidder fails to provide a required Performance Bond within the period stipulated by AHTD or fails to honor their bid. Cashier's checks and certified checks submitted as Bid Bonds will be returned to unsuccessful bidders; surety bonds will be retained. The successful bidder will be required to furnish a **Performance Bond** in an amount stated in the Bid Invitation and in the form of a cashier's check, certified check, or surety bond issued by a surety company, unless otherwise stated in the Bid Invitation, as a guarantee of delivery of goods/services in accordance with the specifications and within the time established in the bid. **Personal and company checks are not acceptable as Performance Bonds.** In some cases, a cashier's check or certified check submitted as a Bid Bond will be held as the Performance Bond of the successful bidder. Cashier's checks or certified checks submitted as Performance Bonds will be refunded shortly after payment has been made to the successful bidder for completion of all terms of the bid; surety bonds will be retained. Surety bonds must be issued by a surety company authorized to do business in Arkansas, and must be signed by a Resident Local Agent licensed by the Arkansas State Insurance Commissioner to represent that surety company. Resident Agent's Power-of-Attorney must accompany the surety bond. Certain bids involving labor will require Performance Bonds in the form of surety bonds only (no checks of any kind allowed). In such cases, the company issuing the surety bond must comply with all stipulations herein and must be named in the U. S. Treasury listing of companies holding Certificates of Authority as acceptable sureties on Federal Bonds and as acceptable reinsuring companies. Any excess between the face amount of the bond and the underwriting limitation of the bonding company shall be protected by reinsurance provided by an acceptable reinsuring company. Annual Bid and Performance Bonds on file with E & P Division must have sufficient unencumbered funds to meet current bonding requirements, or the bid will be rejected, unless the balance is submitted as set forth above, prior to bid opening.
4. **TAXES:** The AHTD is not exempt from Arkansas State Sales and Use Taxes, or local option city/county sales taxes, when applicable, and bidders are responsible to the State Revenue Department for such taxes. These taxes should not be included in bid prices, but where required by law, will be paid by the AHTD as an addition thereto, and should be added to the billing to the AHTD. The AHTD is exempt from Federal Excise Taxes on all commodities except motor fuels; and excise taxes should not be included in bid prices except for motor fuels. Where applicable, tax exemption certificates will be furnished by the AHTD.
5. **"ALL OR NONE" BIDS:** Bidders who wish to bid "All or None" on two or more items shall so stipulate on the face of bid sheet; otherwise, bid may be awarded on an individual item basis.
6. **SPECIFICATIONS:** Complete specifications should be attached for any substitution or alternate offered, or where amplification is necessary. Bidder's name must be placed on all attachments to the bid.
7. **EXCEPTIONS TO SPECIFICATIONS:** Any exceptions to the bid specifications must be stated in the bid. Any exceptions to manufacturer's published literature must be stated in the bid, or it will be assumed that bidder is bidding exactly as stated in the literature.
8. **BRAND NAME REFERENCES:** All brand name references in bid specifications refer to that commodity or its equivalent, unless otherwise stated in Bid Invitation. Bidder should state brand or trade name of item being bid, if such name exists.
9. **FREIGHT:** All freight charges should be included in bid price. Any change in common carrier rates authorized by the Interstate Commerce Commission will be adjusted if such change occurs after the bid opening date. Receipted common carrier bills that reflect ICC authorized rate changes must be furnished.
10. **SAMPLES, LITERATURE, DEMONSTRATIONS:** Samples and technical literature must be provided free of any charge within 14 days of AHTD request, and free demonstrations within 30 days, unless AHTD extends time. Failure to provide as requested within this period may cause bid to be rejected. Samples, literature and demonstrations must be substantially the same as the item(s) being bid, unless otherwise agreed to by AHTD. Samples that are not destroyed will be returned upon request at bidders expense. Samples from successful bidders may be retained for comparison with items actually furnished.
11. **GUARANTY:** Unless otherwise indicated in Bid Invitation, it is understood and agreed that any item offered or shipped on this bid shall be newly manufactured, latest model and design, and in first class condition; and that all containers shall be new, suitable for storage or shipment and in compliance with all applicable laws relating to construction, packaging, labeling and registration.
12. **BACKORDERS OR DELAY IN DELIVERY:** Backorders or failure to deliver within the time required may constitute default. Vendor must give written notice to the AHTD, as soon as possible, of the reason for any delay and the expected delivery date. The AHTD has the right to extend delivery if reasons appear valid. If reason or delivery date is not acceptable, vendor is in default.
13. **DEFAULT:** All commodities furnished will be subject to inspection and acceptance by AHTD after delivery. Default in promised delivery or failure to meet specifications authorizes the AHTD to cancel award or any portion of same, to reasonably purchase commodities or services elsewhere and to charge full increase, if any, in cost and handling to defaulting vendor. Applicable bonds may be forfeited.
14. **ETHICS:** *"It shall be a breach of ethical standards for a person to be retained, or to retain a person, to solicit or secure a State contract upon an agreement of understanding for a commission, percentage, brokerage, or contingent fee, except for retention of bona fide employees or bona fide established commercial selling agencies maintained by the contractor for the purpose of securing business."* (Arkansas Code, Annotated, Section 19-11-708).

**ARKANSAS HIGHWAY AND TRANSPORTATION DEPARTMENT
SPECIFICATIONS FOR AUTOMATIC TRAFFIC COUNTER/CLASSIFIER
2 Road Tube Model**

1. **GENERAL CLAUSES AND CONDITIONS**

A. Units provided shall be the latest version. Improved models in current production (as offered to commercial trade) shall be of high quality material and workmanship. All units shall be new.

B. Bids shall be accompanied by a full description and specifications of all equipment offered. If the information accompanying the bid is not adequate to verify that the equipment meets the performance requirements specified, the Department shall have the right to require, at the vendors expense, a demonstration of the operating equipment or have a unit of the equipment supplied to the Technical Services Section of the Planning and Research Division, within 14 days after bid opening, for evaluation to verify that the equipment meets specifications, prior to final bid acceptance.

C. The Arkansas Highway and Transportation Department reserves the right to accept, reject or award each item separately. Right is also reserved to accept or reject, in whole or in part, or to waive information in bids received.

D. Upon delivery, bidder shall specify warranty period. Units shall be fully assembled and ready for continuous operations.

SPECIFICATIONS

A. Traffic Recorder. The supplied Traffic Recorder/Classifier shall be a portable unit, constructed of a lightweight durable material with a waterproof case. This recorder shall operate from an internal rechargeable battery, or a non-rechargeable battery with a life of at least two years. This recorder shall have a minimum of 64K byte memory, and the capability of being programmed from its own keyboard and display, or a portable computer. This recorder shall be fully self contained, programmable for volume counting, vehicle classification, and speed monitoring. Equipment will operate with two (2) road tube inputs with the capability of handling two lanes of directional traffic, record in 1 to 60 minute intervals, enter, store and output date, time, station number, ID number, number of lanes and lane direction.

B. Recorder Hardware. Recorder shall be supplied with all required cables and connectors necessary for local programming and data retrieval by portable computer. Basic electronics shall be modular plug in boards, to allow for field service and optional functions. User manuals for all hardware, and technical manuals for the traffic recorders, including all shop manuals, complete with full circuit diagrams and parts lists shall be furnished for the model of recorder supplied.

C. Recorder Setup. The recorder shall include, but not limited to, the following setup features:

Date and Time

Station Number

ID Number

Number and range of Speed categories (15 minimum)

Number and range of Classification categories (FHWA categories plus classes 14, 15 and totals).

Start and Stop times

Selectable Category Totals i.e. Grand, Midnight, 24 hour, Hourly, Interval and column.

Measurement select, Imperial (U.S.) or metric.

D. Software/Firmware. All recorder firmware shall have programmable setup for dBounce range, classification tables and speed tables to allow modification by the Data Technician. All software and user manuals for operation shall be included at no additional cost with this recorder. Software shall be compatible with programming and data retrieval by portable computer. The data files shall be compatible with the latest version of software currently used by the Department. The supporting software shall be capable of producing FHWA Record 3 format (Volume Record), FHWA Record C format (Classification Record), FHWA Speed report, Vehicle Classification report, and Volume Count.

**ARKANSAS HIGHWAY AND TRANSPORTATION DEPARTMENT
SPECIFICATIONS FOR AUTOMATIC TRAFFIC COUNTER/CLASSIFIER
4 Road Tube Model**

1. **GENERAL CLAUSES AND CONDITIONS**

A. Units provided shall be the latest version. Improved models in current production (as offered to commercial trade) shall be of high quality material and workmanship. All units shall be new.

B. Bids shall be accompanied by a full description and specifications of all equipment offered. If the information accompanying the bid is not adequate to verify that the equipment meets the performance requirements specified, the Department shall have the right to require, at the vendors expense, a demonstration of the operating equipment or have a unit of the equipment supplied to the Technical Services Section of the Planning and Research Division, within 14 days after bid opening, for evaluation to verify that the equipment meets specifications, prior to final bid acceptance.

C. The Arkansas Highway and Transportation Department reserves the right to accept, reject or award each item separately. Right is also reserved to accept or reject, in whole or in part, or to waive information in bids received.

D. Upon delivery, bidder shall specify warranty period. Units shall be fully assembled and ready for continuous operations.

SPECIFICATIONS

A. Traffic Recorder. The supplied Traffic Recorder/Classifier shall be a portable unit, constructed of a lightweight durable material with a waterproof case. This recorder shall operate from an internal rechargeable battery, or a non-rechargeable battery with a life of at least two years. This recorder shall have a minimum of 64K byte memory, and the capability of being programmed from its own keyboard and display, or a portable computer. This recorder shall be fully self contained, programmable for volume counting, vehicle classification, and speed monitoring. Equipment will operate with four (4) road tube inputs with the capability of handling multiple lanes of directional traffic, record in 1 to 60 minute intervals, enter, store and output date, time, station number, ID number, number of lanes and lane direction.

B. Recorder Hardware. Recorder shall be supplied with all required cables and connectors necessary for local programming and data retrieval by portable computer. Basic electronics shall be modular plug in boards, to allow for field service and optional functions. User manuals for all hardware, and technical manuals for the traffic recorders, including all shop manuals, complete with full circuit diagrams and parts lists shall be furnished for the model of recorder supplied.

C. Recorder Setup. The recorder shall include, but not limited to, the following setup features:

Date and Time

Station Number

ID Number

Number and range of Speed categories (15 minimum)

Number and range of Classification categories (FHWA categories plus classes 14, 15 and totals).

Start and Stop times

Selectable Category Totals i.e. Grand, Midnight, 24 hour, Hourly, Interval and column.

Measurement select, Imperial (U.S.) or metric.

D. Software/Firmware. All recorder firmware shall have programmable setup for dBounce range, classification tables and speed tables to allow modification by the Data Technician. All software and user manuals for operation shall be included at no additional cost with this recorder. Software shall be compatible with programming and data retrieval by portable computer. The data files shall be compatible with the latest version of software currently used by the Department. The supporting software shall be capable of producing FHWA Record 3 format (Volume Record), FHWA Record C format (Classification Record), FHWA Speed report, Vehicle Classification report, and Volume Count.

**ARKANSAS HIGHWAY AND TRANSPORTATION DEPARTMENT
SPECIFICATIONS FOR AUTOMATIC TRAFFIC COUNTER/CLASSIFIER
Piezo Model**

1. **GENERAL CLAUSES AND CONDITIONS**

A. Units provided shall be the latest version. Improved models in current production (as offered to commercial trade) shall be of high quality material and workmanship. All units shall be new.

B. Bids shall be accompanied by a full description and specifications of all equipment offered. If the information accompanying the bid is not adequate to verify that the equipment meets the performance requirements specified, the Department shall have the right to require, at the vendors expense, a demonstration of the operating equipment or have a unit of the equipment supplied to the Technical Services Section of the Planning and Research Division, within 14 days after bid opening, for evaluation to verify that the equipment meets specifications, prior to final bid acceptance.

C. The Arkansas Highway and Transportation Department reserves the right to accept, reject or award each item separately. Right is also reserved to accept or reject, in whole or in part, or to waive information in bids received.

D. Upon delivery, bidder shall specify warranty period. Units shall be fully assembled and ready for continuous operations.

SPECIFICATIONS

A. Traffic Recorder. The supplied Traffic Recorder/Classifier shall be suitable for mounting within a Traffic Control Box. This recorder shall operate from an internal rechargeable battery, solar supplied D.C. power or A.C. power. This recorder shall have a minimum of 256K byte memory, and the capability of being programmed from its own keyboard and display, or a portable computer. This recorder shall be fully self contained, programmable for volume counting, vehicle classification, and speed monitoring. Equipment will be capable of handling a minimum of 8 loops and four Piezo for multiple lanes of directional traffic, record in 1 to 60 minute intervals, enter, store and output date, time, station number, ID number, number of lanes and lane direction.

B. Recorder Hardware. Recorder shall be supplied with all required cables and connectors necessary for local programming, data retrieval by portable computer and power supply harnesses/adapters. Basic electronics shall be modular plug in boards, to allow for field service and optional functions. User manuals for all hardware, and technical manuals for the traffic recorders, including all shop manuals, complete with full circuit diagrams and parts lists shall be furnished for the model of recorder supplied.

C. Recorder Setup. The recorder shall include, but not limited to, the following setup features:

Date and Time

Station Number

ID Number

Number and range of Speed categories (15 minimum)

Number and range of Classification categories (FHWA categories plus classes 14, 15 and totals).

Start and Stop times

Selectable Category Totals i.e. Grand, Midnight, 24 hour, Hourly, Interval and column.

Measurement select, Imperial (U.S.) or metric.

D. Software/Firmware. All recorder firmware shall have programmable setup for dBounce range, classification tables and speed tables to allow modification by the Data Technician. All software and user manuals for operation shall be included at no additional cost with this recorder. Software shall be compatible with programming and data retrieval by portable computer. The data files shall be compatible with the latest version of software currently used by the Department. The supporting software shall be capable of producing FHWA Record 3 format (Volume Record), FHWA Record C format (Classification Record), FHWA Speed report, Vehicle Classification report, and Volume Count.

