

BOROUGH OF SOUDERTON

MONTGOMERY COUNTY

PENNSYLVANIA

SPECIFICATIONS AND CONTRACT DOCUMENTS

FOR

EQUIPMENT RENTALS- MILLING AND PAVING PROJECTS

EQUIPMENT RENTALS- EXCAVATION AND UTILITY CONSTRUCTION

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Bids Due: Before 10:00 a.m.

Friday, May 16, 2025

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One Proof of Publication

LEGAL NOTICE

BOROUGH OF SOUDERTON MONTGOMERY COUNTY PENNSYLVANIA

Sealed proposals will be received by the Borough of Souderton, at the office of the Borough Manager/Secretary, 31 W. Summit Street, Souderton, Pennsylvania until **10:00 am**, prevailing time, on **Friday, May 16, 2025**, for the following:

Equipment Rentals- Milling and Paving Projects

Equipment Rentals- Excavation and Utility Construction

All bids will be opened and read aloud at a public hearing at 10:00 am, Friday, May 16m 2025, in the Council Chambers of the Souderton Municipal Building, 31 W. Summit Street, Souderton, Pennsylvania. The proposals will then be reviewed, tabulated and presented to Souderton Borough Council for formal consideration at their advertised meeting on Monday, May 19, 2025, beginning at 7:00 pm, in the Council Chambers of the Souderton Municipal Building.

Specifications and bidding instructions are available at the Souderton Borough Office during normal business hours and at www.soudertonborough.org. All proposals must be on forms furnished by the Borough of Souderton. The bid proposal must be accompanied by a certified check, cashier's check or bid bond in the amount of ten percent (10%) of the proposed purchase price, with such security made payable to the Borough of Souderton.

The Borough reserves the right to waive any informality and reject any or all proposals.

Sara Jarrett-Eaton, Borough Manager/Secretary

GENERAL CONDITIONS

1. Throughout the contract document the term "Borough" shall refer to the Borough of Souderton. The term "Bidder" shall refer to the party submitting a proposal to supply various equipment rentals.

2. **Bidder's Responsibility**

Each bidder shall familiarize themselves with all of the contract documents and shall fully comply with all conditions. Bidders must acquaint themselves with the conditions affecting equipment to be supplied. No extra compensation will be accepted for failure to read and understand the conditions of this agreement.

3. **Patented or Equal Items**

Whenever proprietary names are used, whether or not followed by the words "or an approved equal," a bidder may supply a piece of equipment of equal quality and performance provided specifications are met. The Director of Public Works or the Borough Manager shall determine whether a proposed alternative machine is acceptable.

4. **Award-Delivery or Rejection of Bids**

- (a) The contract will be awarded to the lowest responsible Bidder complying with the conditions of the contract documents, provided the bid is reasonable and in the best interest of the Borough to accept.
- (b) Before award, the Borough may require satisfactory evidence to show that the Bidder is fully prepared in every way to furnish, supply and deliver the equipment and perform the required work promptly without lengthy delays and that the bidder has been regularly engaged in the business of supplying and operating the specified equipment.
- (c) Total hours of use and location of work projects will depend on actual needs of the Borough, as determined by the Director of Public Works or the Borough Manager. The Borough does not obligate itself to any specific amount of work during the term of the agreement.

5. **Maintenance of Prices**

- (a) Bidders agree and understand that the term of this agreement begins June 1, 2025 and extends through December 31, 2026.
- (b) Bidders further agree that the quoted hourly rates will be maintained throughout

the entire term of this agreement.

- (c) In the event the Borough must rent equipment from another contractor due to the lack of availability, the bidder shall save the Borough harmless from said increased cost by reimbursing the additional costs.

6. Performance and Payment Bonds

Bidder agrees to furnish performance and payment bond, with sufficient surety in the amount of 100% of the total amount of the contract, guaranteeing satisfactory performance and supply of equipment specified under the contract as well as payment of the operators. The Performance and Payment Bond shall be submitted at the time of execution of the contract.

7. Insurance

Bidder shall carry or cause to be carried for the duration of the Contract, the form and minimum limits of coverage of insurance specified on the attached sample Certificate of Insurance. Insurance coverage provided shall apply to all operations undertaken by the bidder, contractor, their agents, employees and any subcontractor for the duration of the contract. No subcontractor shall enter upon or perform any work under this contract unless a Certificate of Insurance is provided to the Borough verifying the same limits of insurance coverage are maintained. All insurance companies shall have a minimum A. M. Bests Company rating of A-VIII.

Bidder shall accept, insofar as the work covered by this agreement is concerned, the provisions of the Workers Compensation Act of Pennsylvania. The Bidder's workers compensation insurance shall cover full liability under the provisions of this act.

Prior to execution of the Contract, the Bidder shall have his Insurance Agent forward a "Certificate of Insurance" which affirmatively asserts that the minimum insurance requirements as set forth in this subsection have been satisfied. The Certificate of Insurance shall list the Borough of Souderton as an additional insured.

8. Contract Documents

Contract documents shall consist of the Advertisement, Information to Bidders, General Conditions, Specifications, Proposal Forms and the Agreement.

INFORMATION TO BIDDERS

1. Souderton Borough Council (hereinafter called the Borough) invites bids on the forms attached, with all information properly completed. Bids will be received at the Office of the Borough Manager/Secretary, 31 W. Summit Street, Souderton, Pennsylvania, until **10:00 a.m.**, prevailing time, on **Friday, May 16, 2025** at which time the bids will be opened and publicly read. Formal consideration of the proposals will be conducted by Souderton Borough Council at their advertised meeting on Monday, May 19, 2025 beginning at 7:00 p.m.
2. The envelope, containing the bids, must be sealed, addressed to P. Michael Coll, Borough Manager/Secretary, 31 W. Summit Street, Souderton, Pennsylvania 18964 and designated as **Bid for Equipment Rentals.**
3. The Borough may consider informal any bid not prepared and submitted in accordance with the provisions hereof and may waive any informality in or reject any or all bids or select a single item from any bid.
4. Any bid may be withdrawn prior to the above scheduled time for the opening of bids or authorized postponements thereof. Any bid received after the time and date specified shall not be considered. No Bidder may withdraw a bid within forty-five (45) days after the actual date of the opening thereof.
5. Proposals must be submitted on the enclosed form. All blank spaces for bid prices must be filled in. Bidders may submit proposals for any or all divisions of equipment. Each bid shall be totaled. Negligence on the part of the Bidder in preparing his bid confers no right of withdrawal or modification of his bid after such bid has been opened.
6. The Borough may make such investigations as they deem necessary to determine the ability of the Bidder to furnish the equipment, and the Bidder shall furnish to the Borough all such information and data for this purpose as the Borough shall request. The Borough reserves the right to reject any bid if the evidence submitted by, or the investigation of such Bidder, fails to satisfy the Borough that such Bidder is qualified to carry out the obligation of the contract. Conditional bids will not be accepted.
7. Each bid must be accompanied by certified check, cashier's check or bid bond of the Bidder in an amount of ten percent (10%) of the total estimated contract price. Such check, or bid bond will be returned to all unsuccessful Bidders within forty-eight (48) hours after the Borough and the accepted Bidder have executed the contract, or if no contract has been executed within forty-five (45) days after the date of the opening of the

bids, upon demand of the Bidder at any time thereafter as long as he has not been notified of the acceptance of his bid.

8. The successful Bidder, upon his failure or refusal to execute and deliver a contract within thirty (30) days after he has received notice of the acceptance of his bid, shall forfeit to the Borough as liquidated damages for his failure or refusal, the security deposited with his bid.
9. The Borough does not obligate itself to accept the lowest bid or any other bid. The contract will be awarded to the lowest responsible bidder complying with the conditions of this invitation for bids, provided the bid is reasonable and in the best interest of the Borough to accept. The Borough shall have a period of up to forty-five (45) calendar days to award the bid.
10. Bidders agree to indemnify and save harmless the Borough from all suits, or actions of every nature and description brought against them drawing out of the performance of this or any other contract, whether written or verbal.

NOTICE OF REQUIREMENT FOR CERTIFICATION OF NONSEGREGATED FACILITIES

Bidders are cautioned as follows:

By signing this proposal, the bidder will be deemed to have certified that he does not maintain or provide for his employees, facilities that are segregated on the basis of race, creed, national origin or handicap, whether such facilities are segregated by directive or on a de facto basis and that he will not maintain such segregated facilities. Failure of a bidder to agree to this requirement will render his bid non responsive to the terms of the contract.

EQUIPMENT RENTAL – DETAILED SPECIFICATIONS

1. Term of the contract shall begin June 1, 2025 and extend through December 31, 2026. A normal work day shall consist of eight hours, extending from 7:00 am through 3:30 pm, with one half hour for lunch. The normal work week shall be Monday through Friday. Equipment operators shall be available for overtime work if requested by the Borough.
2. Equipment and operators shall be available for work within ten (10) days notice from the Director of Public Works or the Borough Manager.
3. During the course of a construction project, notice not to work due to adverse weather conditions or any other reason, will be given to the Bidder before 4:00 pm of the preceding day. Should the Borough fail to give proper notice, the bidder shall be paid one hour operating time.
4. The bidder shall pay all transportation charges to move equipment to and from job sites. No charges in addition to the quoted hourly rates will be accepted by the Borough.
5. Equipment shall be maintained in good working order. Maintenance of the equipment shall be on the Bidder's time and at their expense. The bidder shall make all needed repairs to the equipment unless such damage was caused by the negligence of the Borough. Downtime in excess of one hour due to equipment breakdown shall not be charged to the Borough.
6. The bidder shall be responsible for supplying all fuel, lubricants and other fluids to keep the equipment in good working order.
7. Equipment operators and laborers shall be highly skilled in the specific operation of equipment or specified task. Evidence that the operator or laborer does not demonstrate required skills, or operates the equipment in such a manner as to endanger other workers, will be sufficient cause for the Borough to terminate this agreement.
8. The specific equipment required will be as follows. Acceptability of alternative models of equipment shall be left to the sole discretion of the Borough. Bidders may bid on any or all pieces of equipment.

Crawler Loader, 2cy bucket, minimum 110 hp, with operator
Crawler Loader, 2.5 cy bucket, minimum 150 hp, with operator
Crawler Dozer, 8 feet angle blade, with operator
Crawler Dozer, 10 feet angle blade, with operator
Track Excavator, minimum 38,000 lbs., 120Hp with operator
Mini Track Excavator, Minimum 10,000 Lbs, 35Hp, with operator
Track Excavator, minimum 48,000 lbs., 160Hp with operator
Bituminous Paver, self propelled, with 10-20 ft screed, w/operator
Bituminous Paver, self propelled, with 8-16 ft screed, w/operator
Bituminous Paver, Self Propelled, with 8-13 ft Screed, with operator
Tandem Vibratory Roller, 10-18 tons, 75"width, w/operator
Milling Machine, 79" drum width, self loading, w/operator
Ten Wheel Dump Truck, 18 ton, with driver
Tri-Axle Dump Truck, 23 ton capacity, with driver
Laborer- Road Construction and Paving
Laborer- Pipe and Utility Trench Work
Foreman or Screedman

SCHEDULE OF EQUIPMENT

A. TO BE FILLED IN BY THE MUNICIPALITY BEFORE PROPOSALS ARE DISTRIBUTED.		B. TO BE FILLED IN BY BIDDER				
BID ITEM	C. DESCRIPTION OF EQUIPMENT INCLUDING SIZE AND / OR CAPACITY	D. ESTIMATE D HOURS OF USE	E. MODEL OR SERIES ID	F. YEAR MFG.	G. HOURLY RATE BID	H. ESTIMATED TOTAL
1.	Crawler Loader, 2cy bucket, minimum 110 hp, with operator	1				\$0.00
2.	Crawler Loader, 2.5 cy bucket, minimum 150 hp, with operator	8				\$0.00
3.	Crawler Dozer, 8 feet angle blade, with operator	1				\$0.00
4.	Crawler Dozer, 10 feet angle blade, with operator	8				\$0.00
5.	Track Excavator, minimum 38,000 lbs., 120Hp with operator	24				\$0.00
6.	Mini Track Excavator, Minimum 10,000 Lbs, 35Hp, with operator	24				\$0.00
7.	Track Excavator, minimum 48,000 lbs., 160Hp with operator	24				\$0.00
8.	Bituminous Paver, self propelled, with 10-20 ft screed, w/operator	24				\$0.00
9.	Bituminous Paver, self propelled, with 8-16 ft screed, w/operator	1				\$0.00
10.	Bituminous Paver, Self Propelled, with 8-13 ft Screed, with operator	24				\$0.00
11.	Tandem Vibratory Roller, 10-18 tons, 75"width, w/operator	24				\$0.00
12.	Milling Machine, 79" drum width, self loading, w/operator	20				\$0.00
13.	Ten Wheel Dump Truck, 18 ton, with driver	1				\$0.00
14.	Tri-Axle Dump Truck, 23 ton capacity, with driver	24				\$0.00
15.	Laborer- Road Construction and Paving	24				\$0.00
16.	Laborer- Pipe and Utility Trench Work	24				\$0.00
17.	Foreman or Screedman	24				\$0.00
BID PRICES MUST INCLUDE TRANSPORTATION COSTS						\$0.00

I certify that the equipment described above will be made available to the MUNICIPALITY and meet all terms described in the agreement to which this schedule is attached.

Company Name: _____

Signature: _____

Printed Name and Title: _____

Date: _____