

c) **Standard Purchasing Resolution 2: Award to Sole Bidder Meeting Specifications – Cargo Trailers**

Resolution #2018-10-145-J-4c

RESOLVED, That Troy City Council hereby **AWARDS** a contract to purchase two (2) American Hauler Trailers including the installed various options as specified to the sole bidder, *American Trailer Mart of Waterford, MI* for an estimated total cost of \$18,109.00 at the unit price contained in the bid tabulation opened September 20, 2018.

PURCHASE ORDER

No. 2019-00000512
DATE: 10/15/2018
PAGE: 1 of 1
FOB DESTINATION


Ship To
 CITY OF TROY
 Motor Pool
 4693 ROCHESTER ROAD
 TROY, MI 48085

Bill To
 CITY OF TROY
 Motor Pool
 4693 ROCHESTER ROAD
 TROY, MI 48085

VENDOR NO. 169545

Vendor
 AMERICAN TRAILER MART
 3225 WEST HURON STREET
 WATERFORD, MI 48328

COUNCIL RESOLUTION
 2018-10-145-J-4c
INSTRUCTIONS
 Return to Department

QUANTITY	UNIT	DESCRIPTION	UNIT COST	TOTAL COST
1	Each	American Hauler Trailer NH8514TA2	7,811.0000	\$7,811.00
1	Each	American Hauler Trailer AWAFX8526TA3	10,298.0000	\$10,298.00
				
				\$18,109.00

Entered By: MaryBeth Murz

Special Instructions:

CITY COUNCIL AWARD DATE: 10/8/2018. Deliver as per all bid specifications and in accordance with ITB-COT 18-40.

TERMS & CONDITIONS

1. Purchases of Municipalities are exempt from State Sales and Federal Excise Taxes.
2. Prior to acceptance, vendor agrees to provide City with information under the Right-to-Know Law, P.A. 1986, No. 80, and fully comply with all terms and conditions of the Michigan Occupational Safety and Health Act, MCL 408.1001, et seq. including vendor shall provide City with an "MSDS". Vendor also agrees to be responsible for all required labeling.
3. In cases of emergency/disaster, the City can purchase up to six(6) times the order amount for a period of six(6) months at the price contained in the contract.
4. Purchase Orders are signed electronically based upon computer generated "on-line" authorized approvals. Authentic signatures are on file in the City of Troy Purchasing Department.

NOTICE: The City could put the vendor on notice that vendors will be held financially responsible for any claims or awards made against the City as a result of the vendor's action. If the City has to defend the initial lawsuit, the City will bring in the vendor as a co-defendant or sue the vendor, either as the result of settling a claim or the conclusion of the lawsuit.

I HEREBY CERTIFY THAT THIS ORDER IS PROPERLY AUTHORIZED AND APPROVED.

MaryBeth Murz

Opening Date: 09/20/2018
Date Reviewed: 09/20/2018

CITY OF TROY
BID TABULATION
TRAILERS

ITB-COT 18-40
Page 1 of 1

VENDOR NAME:	American Trailer Mart
CITY:	Waterford, MI
PROPOSAL: FURNISH TWO (2) TRAILERS FOR THE CITY OF TROY DEPARTMENT OF PUBLIC WORKS.	
Trailer Model #:NH8514TA2	\$7,811.00
Trailer Model #:AWAFX8526TA3	\$10,298.00
TOTAL:	<u>\$18,109.00</u>
Hours of Operation:	M-F 9-5 S 9-2
Contact Person:	Dave Orr
24 Hour Phone #:	248-738-1600
References: Y or N	Y
Payment Terms: Y or N	Net 30
Warranty: Y or N	3 Year
Exceptions: Y or N	N
Acknowledgement: Y or N	Y
Forms: Y or N	Y
Sole Bidder Meeting Specifications	

ATTEST:
Brian Varney
Tonya Braden
Brittany McKee
Kristine Kallek


MaryBeth Murz,
Purchasing Manager



CITY OF TROY
BID PROPOSAL

ITB-COT 18-40
Page 1 of 4

The undersigned proposes to FURNISH TWO (2) TRAILERS FOR THE CITY OF TROY DEPARTMENT OF PUBLIC WORKS in accordance with the attached specifications. The specifications are to be considered an integral part of this bid proposal, at the following prices:

COMPANY NAME: American Trailer Mart

Table with 4 columns: QTY, Proposal, Description, Price. Contains two rows of trailer specifications and a total price of \$18109.00.

NOTE: Trailers shall be delivered as ready.

INFORMATION:

For additional general information or questions concerning this project please contact MaryBeth Murz, Purchasing Manager, at (248) 680-7291 between the hours of 8:00 a.m. and 4:00 p.m., Monday thru Friday.

DESIGNATED CITY REPRESENTATIVE:

Brian Varney, Fleet Operations Manager at (248) 524-3390 (Brian.Varney@troymi.gov) is the designated City Representative for this project.

CONTACT INFORMATION:

Hours of operation: M-F 9-5 Sat 9-2 24 Hour Phone No.
Contact Person: Dave Orr, Roz Gore Phone No. 248-738-1600 x110, 248-738-1600 x107

WARRANTY:

Detail Warranty.
Manufacturer Warranty: 3 year Limited Warranty - See attached
Dealer Warranty:

COMPANY NAME: American Trailer Mart

Three Year Limited Warranty

Steel undercarriage is warranted for a period of three years. Undercarriage does not include coupler, jacks, electrical, fasteners, any aluminum parts, screws, side construction, lights, safety chains, plywood, rust protection or paint. It is the customer's sole responsibility to maintain trailer in such a manner to prohibit against corrosion. The factory reserves the sole right to determine if any claim against workmanship or material is applicable for warranty, repair, or reimbursement. This warranty expressly excludes all products used or registered in any commercial application. This three year limited warranty is for Falcon Raptor, All Sport, and Silver Hawk series trailer only.

One Year Limited Warranty

American Hauler warrants for a period of one year from the date of purchase to non-commercial retail purchasers that our products will be free of material defects and workmanship errors. It is the responsibility of retail purchaser to return product to an American Hauler dealer or the manufacturing plant if deemed necessary, at the sole expense of the retail purchaser. This warranty expressly excludes all products used or registered in any commercial application.

Warranty Validation

- 1.) Warranty card must be filled out in full and sent to the factory.
- 2.) All Warranty repairs must have prior approval by the factory before work begins.
- 3.) The factory will provide a warranty approval number.
- 4.) The labor cost will be limited to the original installation cost of the defective parts or material at the time of original manufacture at the factory.
- 5.) Any unauthorized repairs, towing, or transportation of any kind will be the sole responsibility of the consumer.
- 6.) All warranty must be authorized through a current American Hauler dealer before repairs are started.

What is not covered under the warranty by American Hauler

- 1.) Tires are covered by tire manufacturer. Please refer to your tire warranty information.
- 2.) Axles are covered by the axle manufacturers warranty; please refer to your axle warranty information.
- 3.) Wear items such as bearings and brake shoes.
- 4.) Deterioration of exterior appearance due to exposure, road use, electrolysis, salt or chemicals commonly used to melt ice.
- 5.) Trailer damage caused by overloading or improperly secured loads.
- 6.) Improper coupling of hitch assembly.
- 7.) Any loss of income, lodging, transportation, towing or any other expense caused by a failure of any item related to the product.
- 8.) Any American Hauler product sold outside the United States or Canada.
- 9.) Any American Hauler product that has been transferred from original owner.

ANY EXPRESSED WARRANTY NOT PROVIDED HEREIN, AND ANY REMEDY FOR BREACH OF CONTRACT WHICH BUT FOR THIS PROVISION MIGHT ARISE BY IMPLICATION OF OPERATION OF LAW, IS HEREBY EXCLUDED AND DISCLAIMED. THE IMPLIED WARRANTIES OF MERCHANTABILITY AND OF FITNESS FOR ANY PARTICULAR PURPOSE ARE EXPRESSLY LIMITED TO A TERM OF ONE (1) YEAR. SOME STATES DO NOT ALLOW LIMITATIONS ON HOW LONG IMPLIED WARRANTY LAST, SO THE ABOVE LIMITATION MAY NOT APPLY TO YOU. UNDER NO CIRCUMSTANCES SHALL American Hauler BE LIABLE TO PURCHASER OR ANY OTHER PERSON FOR ANY SPECIAL, INCIDENTAL OR CONSEQUENTIAL DAMAGES, WHETHER ARISING OUT OF BREACH OF WARRANTY, BREACH OF CONTRACT OTHERWISE SOME STATES DO NOT ALLOW THE EXCLUSION LIMITATION OF INCIDENTAL OR CONSEQUENTIAL DAMAGES SO THE ABOVE LIMITATION MAY NOT APPLY TO YOU. THIS WARRANTY GIVES YOU SPECIFIC LEGAL RIGHTS AND YOU MAY ALSO HAVE OTHER RIGHTS WHICH MAY VARY FROM STATE TO STATE.

Factory neither assumes nor authorizes any other person to give any other warranty or to assume on its behalf any other obligation or liability. This warranty is non-transferable from the original owner.

Model Number:

V.I.N. Number:

Dealer:

Address:

DETACH AND KEEP FOR RECORDS

DOWNPAYMENTS AND PREPAYMENTS:

Any bid submitted which requires a down payment or prepayment for services prior to performance and acceptance, as being in conformance with specifications will not be considered for award. No payments will be made until work/ service is performed to the satisfaction of the authorized City representative.

MATERIAL AVAILABILITY:

Bidders must accept responsibility for verification of material availability, production schedules, and other pertinent data prior to submission of their bid, and confirm delivery times. It is the responsibility of the bidder to notify the City immediately if items specified are discontinued, replaced, or not available for an extended period of time.

LEAD TIME:

Trailer Model # NH8514TA2: manufactur currently running 45 days from order
Trailer Model # AWAFX8526TA3: in stock - white exterior color

DELIVERY:

Trailers shall be delivered as ready to the City of Troy Department of Public Works, 4693 Rochester Road, Troy MI, 48085.

AWARD:

The evaluation and award of this bid shall be a combination of factors, including but not limited to: cost, professional competence, equipment, references, and the correlation of the bid proposal submitted to the needs of the City of Troy.

The City of Troy reserves the right to award this bid to the lowest responsible total bidder meeting specifications; to reject low bids which have major deviations from specifications; to accept a higher bid which has only minor deviations; whatever is deemed to be in the City's best interest.

LOCAL PREFERENCE:

The City of Troy reserves the right to award a contract to a local business, one which pays City of Troy taxes (real and/or personal), if the bid of a local vendor is within 5% of the lowest responsive and responsible non-local bidder, then the local vendor is given one chance to match the low bid.

BID DEPOSIT AND FORFEITURE:

The bid deposit of the lowest bidder shall be forfeit if, after bid opening, a change in the bid price or other provision of the bid is required by the bidder that is prejudicial to the interest of the City of Troy or fair competition.

CONTRACT FORMS:

Bidders should complete the Legal Status of Bidder, Non-Collusion Affidavit, Certification regarding Debarment and the Certification regarding "Iran Linked Business" forms and return with your bid proposal.

COMPANY NAME: American Trailer Mart

PURCHASE ORDER:

After the Troy City Council has approved the award recommendation, the successful bidder will receive a purchase order issued from the City of Troy, which will create a bilateral contract between the City of Troy and the successful bidder. The purchase order shall commit the bidder to deliver the trailers in accordance with the bid specifications. A contract document will not be issued.

REFERENCES:

The City of Troy requires that your company list at least three (3) government customers who have recently purchased trailers provided by your company.

COMPANY: City of Farmington Hills
ADDRESS: 3811 Interchange Dr Farmington Hills, MI 48335
PHONE: 248-423-1897 CONTACT: Bill Wright
EMAIL: WWright@fhgov.com

COMPANY: Van Buren Charter Township
ADDRESS: 46425 Tyler Rd
PHONE: 734-699-8900 x 9205 CONTACT: JoAnn Montgomery
EMAIL: JMontgomery@VanBuren-Mi.org

COMPANY: Michigan Department of Transportation
ADDRESS: 2522 W Main St Lansing, MI 48917
PHONE: 517-284-6448 CONTACT: Scott Poyer
EMAIL: Poyer.S@michigan.gov

COMPANY NAME: _____

SIGNATURE PAGE

PRICES:

Prices shall remain firm for 60 days or bid award, whichever comes first, except the successful bidder whose prices shall remain firm through project completion.

SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE: X 

NOTE:

The undersigned has checked carefully the bid figures and understands that he/she shall be responsible for any error or omission in this bid offer and is in receipt of all addenda as issued.

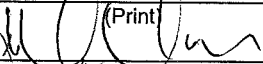
TAX ID: 20-4619725

COMPANY: Michigan Trailer Mart Inc
DBA American Trailer Mart

ADDRESS: 3225 W Huron St CITY: Waterford STATE: MI ZIP: 48328

PHONE: (248) 738-1600 FAX NUMBER: (248) 738-1608

REPRESENTATIVE NAME: Dave Orr

SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE:  (Print)

PAYMENT TERMS: Net 30 WARRANTY: **AS SPECIFIED**

CHECK INCLUDED: _____ E-MAIL: dave@americantrailermart.com
roz@americantrailermart.com

EXCEPTIONS:

Any exceptions, substitutions, deviations, etc. from the City of Troy specifications and this proposal must be stated below and reason for, and are an integral part of this bid proposal offer.

ACKNOWLEDGEMENT:

I, Dave Orr, certify that I have read the **Instructions to Bidders** (2 Pages) and that the bid proposal documents contained herein were obtained directly from the City's Purchasing Department or MITN website, www.mitn.info and is an official copy of the Authorized Version.

SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE: X 

IMPORTANT:

All City of Troy purchases require a MATERIAL SAFETY DATA SHEET, where applicable, in compliance with the MIOSHA "Right to Know" Law. Please include a copy of any relevant SDS at the time of bid submission.

NOTE:

The City of Troy, at their discretion, may require the bidder to supply a Financial Report from an impartial Financial Credit Reporting Service before award of contract.

U.S. FUNDS:

All prices are to be quoted in U. S. Currency.

**Bid Specifications
American Hauler Trailer
Model # NH8514TA2**

Make	American Hauler
Model Number	NH8514TA2
Overall Length	17' 10"
Overall Width	8' 6"
Overall Height	8' 5"
Front Door	NA
Front Door Width	NA
Front Door Height	NA
Interior Length	15' 2"
Interior Width	8'
Interior Height	6' 6"
Side Door	Standard
Side Door Width	36"
Side Door Height	6' 6"
Rear Doors	Ramp w/Beavertail
Ramp Door Width	7' 6"
Roof	1 Piece Aluminum
Sides	V-Nose aluminum sided
Height w/Beavertail	6' 2"
Hitch Weight	245
Hitch Height	19"
Ball Size	3". Lunette Ring
Platform Height	21"
GAWR	7000
GVWR	7000
Curb Weight	2450
Payload Capacity	4550
Brakes	Electric
Tires	ST205/75R15/C
Wheels	Steel
Frame	6" Beam Steel
Floor	Double 3/4"
Side Walls	3/8"
Axle Type	Spring
Roof Center	24"
Wall Center	16"
Floor Center	12"
Plug	7-Way Bargman Plug
Lighting	LED Clearance & Tail Lights Additional Upgrades
Option	ADDITIONAL HEIGHT OPTIONS Add Height 6" - LF
Option	FRAME - FRAME OPTIONS Add Floor Crossmembers to make 12" O/C (Upgrade)
Option	DOORS - RAMP DOOR OPTIONS Upgrade To Reinforced Ramp Door Heavy Duty (12" On Center Frame) Tapered Reverse Ramp Wedge w/ Transition Flap add 6" for roof height
Option	FLOORING - OPTIONS Double 3/4" Floor
Option	PACKAGES - RACE OPTIONS PCP Package (Ramp Door and Beavertail) Ramp Door Beavertail
Option	60" Tongue
Option	(2) 12V LED Lights w/ Switch
Option	Roof Vent
Option	(4) 5,000lb Floor D-Rings
Option	FLOORING - UPGRADES OPTIONS 3/4" Wolmanized Plywood Floor

**Bid Specifications Continued
American Hauler Trailer
Model # AWAFX8526TA3**

Make	American Hauler
Model Number	AWAFX8526TA3
Overall Length	28' 2"
Overall Width	8' 6"
Overall Height	7' 6"
Front Door	Ramp
Front Door Width	4' 9"
Front Door Height	6' 1"
Interior Length	26'
Interior Width	8'
Interior Height	6' 8"
Side Door	Standard
Side Door Width	32" RV Style
Side Door Height	66"
Rear Doors	Ramp
Ramp Door Width	7' 7"
Roof	1 Piece Aluminum
Sides	V-Nose Aluminum sided
Height w/Beavertail	6' 4"
Hitch Weight	580
Hitch Height	19"
Ball Size	2-5/16"
Platform Height	20"
GAWR	9990
GVWR	9990
Curb Weight	3413
Payload Capacity	6577
Brakes	Electric
Tires	ST225/75R15
Wheels	Steel
Frame	5" Tube Aluminum
Floor	3/4"
Side Walls	White Vinyl
Axle Type	Spring
Roof Center	24"
Wall Center	16"
Floor Center	16"
Plug	7-Way Bargman Plug
Lighting	LED Clearance & Tail Lights

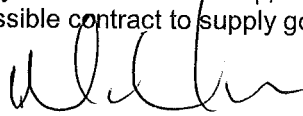


**VENDOR CERTIFICATION
THAT IT IS NOT AN
"IRAN LINKED BUSINESS"**

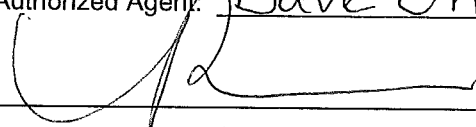
Pursuant to Michigan law, (the Iran Economic Sanctions Act, 2012 PA 517, MCL 129.311 et seq.), before accepting any bid or proposal, or entering into any contract for goods or services with any prospective Vendor, the Vendor must first certify that it is not an "IRAN LINKED BUSINESS", as defined by law.

Vendor	
Legal Name	Michigan Trailer Mart Inc
Street Address	3225 W Huron St
City	Waterford
State, Zip	MI 48328
Corporate I.D. Number/State	800669990/Michigan
Taxpayer I.D. #	20-4619725

The undersigned, with: 1.) full knowledge of all of Vendors business activities, 2.) full knowledge of the requirements and possible penalties under the law MCL 129.311 et seq. and 3.) the full and complete authority to make this certification on behalf of the Vendor, by his/her signature below, certifies that: the Vendor is NOT an "IRAN LINKED BUSINESS" as require by MCL 129.311 et seq., and as such that Vendor is legally eligible to submit a bid and be considered for a possible contract to supply goods and/or services to the City of Troy.

Signature of Vendor's Authorized Agent: 

Printed Name of Vendor's Authorized Agent: Dave Orr

Witness Signature: 

Printed Name of Witness: Virginia Bernill



CITY OF TROY
OAKLAND COUNTY, MICHIGAN
NON-COLLUSION AFFIDAVIT

TO WHOM IT MAY CONCERN:

David Ladin Orr, being duly sworn deposed, says that he
(Print Full Name)

is President. The party making the foregoing proposal or bid,
(State Official Capacity in Firm)

that such bid is genuine and not collusion or sham; that said bidder has not colluded, conspired, connived, or agree, directly or indirectly, with any bidder or person, to put in a sham bid or to refrain from bidding and has not in any manner directly or indirectly sought by agreement or collusion, or communication or conference, with any person to fix the bid price or affiant or any other bidder, or to fix any overhead, profit, or cost element of said bid price, or that of any other bidder, or to secure the advantage against the City of Troy or any person interested in the proposed contract; and that all statements contained in said proposal or bid are true.

[Signature]
SIGNATURE OF PERSON SUBMITTING BID

[Signature]
NOTARY'S SIGNATURE

Subscribed and sworn to before me this 14th
day of September, 2018
in and for Oakland County.

My commission expires:

ROSALYN JO GORE
NOTARY PUBLIC - STATE OF MICHIGAN
COUNTY OF OAKLAND
My Commission Expires 10/06/2023
Acting in the County of _____



**CERTIFICATION REGARDING
DEBARMENT, SUSPENSION, AND OTHER RESPONSIBILITY MATTERS**

The prospective participant certifies, to the best of its knowledge and belief, that it and its principals:

1. Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in transactions under any non-procurement programs by any federal, state or local agency.
2. Have not, within the three year period preceding, had one or more public transactions (federal, state, or local) terminated for cause or default; and
3. Are not presently indicted or otherwise criminally or civilly charged by a government entity (federal, state, or local) and have not, within the three year period preceding the proposal, been convicted of or had a civil judgment rendered against it:
 - a. For the commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public transaction (federal, state, or local), or a procurement contract under such a public transaction;
 - b. For the violation of federal, or state antitrust statutes, including those proscribing price fixing between competitors, the allocation of customers between competitors, or bid rigging; or
 - c. For the commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.

I understand that a false statement on this certification may be grounds for the rejection of this proposal or the termination of the award. In addition, the general grant of this authority exists within the City's Charter, Chapter 12, Section 12.2- Contracts.

I am able to certify to the above statements.

American Trailer Mart
Name of Agency/Company/Firm (Please Print)

David Orr President
Name and title of authorized representative (Please Print)

[Signature]
Signature of authorized representative

09-14-18
Date

I am unable to certify to the above statements. Attached is my explanation.



500 West Big Beaver
Troy, MI 48084
troymi.gov

2018C10-145 - J-40

CITY COUNCIL AGENDA ITEM

Date: October 3, 2018
 To: Mark F. Miller, City Manager
 From: MaryBeth Murz, Purchasing Manager
 Tom Darling, Director of Financial Services
 Kurt Bovensiepe, Public Works Director *KB*
 Brian Varney, Fleet Operations Manager
 Subject: Standard Purchasing Resolution 2 – Award to Sole Bidder Meeting Specifications – Cargo Trailers

History

- Two (2) trailers will be purchased for departmental use.
- One (1) trailer will be used by the City Clerk’s Office to haul and store voting equipment.
- One (1) trailer will be used by the Facilities Maintenance Department to haul repair equipment to City facility locations.
- This purchase will increase the size of the existing Department of Public Works motor pool fleet by two (2) pieces of equipment.

Purchasing

- On September 12, 2018 an Invitation to Bid was issued and posted on the Michigan Inter-governmental Trade Network (MITN) website. www.mitn.info.
- September 20, 2018 a bid opening was conducted and Bids were received as required by the City Charter and Code for the purchase of two (2) American Hauler Trailers. Below is a summary of potential firms.
- One Hundred and Fifty (150) vendors were notified via MITN. One (1) bid response was received. *American Trailer Mart of Waterford, MI* is the sole bidder and meets all specifications.

Companies notified via MITN	150
Troy Companies notified via MITN	3
Troy Companies - Active email Notification	3
Troy Companies - Active Free	0
Companies that viewed the bid	17
Troy Companies that viewed the bid	0

MITN provides a resourceful online platform to streamline the procurement process, reduce costs, and make it easier and more transparent for vendors to do business with the City of Troy. Active MITN members with a current membership and paying annual dues receive automatic electronic notification which allows instant access to Bids, RFPS and Quote opportunities with the City. Active MITN non-paying members are responsible to monitor and check the MITN website for opportunities to do business with the City. Inactive MITN member status can occur when a company does not renew their account upon expiration. Inactive members cannot be notified of solicitations or access any bid information.

Financial

- Funds are available in the Public Works Fleet Division Capital Account. The Project# is 2019C0080.



500 West Big Beaver
Troy, MI 48084
troymi.gov

CITY COUNCIL AGENDA ITEM

Recommendation

City management recommends awarding a contract for the purchase of two (2) American Hauler Trailers including the installed various options as specified to the sole bidder, *American Trailer Mart of Waterford, MI* for an estimated total cost of \$18,109.00 at the unit price contained in the bid tabulation opened September 20, 2018.

**Standard Purchasing Resolution 2 - Award Sole Bidder Meeting Specifications-
Cargo Trailers**

RESOLVED, That Troy City Council hereby AWARDS a contract to purchase two (2) American Hauler Trailers including the installed various options as specified to the sole bidder, *American Trailer Mart of Waterford, MI* for an estimated total cost of \$18,109.00 at the unit price contained in the bid tabulation opened September 20, 2018.