

CITY OF LIVERMORE
REQUEST FOR BID #4082
FOR: FIVE (5) 2010 FORD CROWN VICTORIA
POLICE INTERCEPTORS

NOTICE TO BIDDERS

Notice is hereby given that the City of Livermore invites sealed bids for; **FIVE (5) 2010 FORD CROWN VICTORIA POLICE INTERCEPTORS**. Each bid shall be in accordance with the conditions and specifications on file in the office of the **Purchasing Specialist, 1052 South Livermore Avenue, Livermore, California 94550**, where copies of said conditions and specifications may be inspected or obtained at no charge. All bids must be enclosed in a sealed envelope and **clearly identified** with **Bid Number, Bid Title, name of bidder** and **date of bid closing** to preclude premature opening of bid.

Sealed bids shall be delivered to the Purchasing Specialist at the above indicated address on or before **2PM, WEDNESDAY, FEBRUARY 17TH, 2010. NO LATE BIDS WILL BE ACCEPTED.**

The City of Livermore reserves the right to award or reject bids in part or in whole and on any basis it deems in the best interest of the City.

Reference is hereby made to said specifications for further details which specifications, general conditions, and this "Notice to Bidders" shall be considered part of any contract made pursuant thereto.

PUBLISHED: February 3rd, 2010

CITY OF LIVERMORE
REQUEST FOR BID #4082
GENERAL TERMS & CONDITIONS
FOR: FIVE (5) 2010 FORD CROWN VICTORIA
POLICE INTERCEPTORS

1. Notice is hereby given that the City of Livermore, Alameda County, California, will receive sealed bids for; **FIVE (5) 2010 CROWN VICTORIA POLICE INTERCEPTORS.**
2. Each bid shall be in accordance with specifications on file in the office of the Purchasing Specialist, City of Livermore, 1052 So. Livermore Ave., Livermore, California 94550, where a copy may be obtained at no charge.
3. **Each Bid shall be sealed and filed with the said Purchasing Specialist at 1052 South Livermore Avenue, Livermore, CA 94550 prior to 2:00 p.m., WEDNESDAY, FEBRUARY 17TH, 2010. It is the bidder's responsibility to ensure that bids are received prior to the 2:00 p.m. bid closing time. LATE BIDS WILL NOT BE ACCEPTED!**
4. Each bid must be accompanied by a **complete copy** of these specifications. All blanks in specifications must be filled in or bid will be considered unresponsive. **Please submit a total three (3) sets – one (1) signed original and two (2) copies.**
5. All prices must be typed or written in ink. **Bids written in pencil will not be accepted.** Mistakes may be crossed out and corrections inserted adjacent, but the correction must be initialed in ink by the person signing the bid.
6. Any claim of error by a bidder must be made before the time of the Bid opening; otherwise it shall be deemed waived.
7. The City reserves the right to reject any and all bids on any basis deemed in the best interest of the City. Any changes, omissions, or variations in specifications or conditions of bid may be considered cause of rejection.
8. No bidder may withdraw his or her bid for a period of sixty (60) days after the date set for the opening thereof.
9. The bidder, by submitting their bid, agrees to save, defend, keep, bear harmless, and fully indemnify the said City and any of its officers, officials, agents, employees, or volunteers from all damages, claims for damages, costs, or expenses, whether in law or in equity, that may at any time arise or be set up for an infringement of the patent rights, copyrights, or trade-marks of any person or persons in consequence of the use by said City, or by any of its officers, officials, agents, employees, or volunteers or articles to be supplied under this bid.

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GENERAL TERMS & CONDITIONS (CON'T)
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10. **This Bid will be awarded to the contractor whose Bid represents the Best Value to the City of Livermore. Pursuant to Municipal Code Section 2.68.360 (A) (5), the determination of which proposal represents the Best Value shall be based upon but not limited to, the following considerations:**
- a. **Cost;**
 - b. **The ability, capacity, and skill of the contractor to perform the contract or provide the services or equipment required;**
 - c. **The ability of the contractor to provide the services or equipment promptly or within the time specified without delay or interference;**
 - d. **The character, integrity, reputation, judgment experience, and efficiency of the contractor;**
 - e. **The quality of the contractor's performance on previous contracts with the City.**

Upon receipt of all bids and determination of the bid which represent the Best Value, the City will enter into negotiations, if required, with the selected bidder regarding the final contract terms and condition, per the Livermore Municipal Code Section 2.68.370.

11. The unit(s) furnished shall be new and unused and a current production model.
12. The models must comply with the SAE standards and meet all OSHA, State of California and Federal Industrial Safety Orders, and regulations in effect on the date of this invitation for bid.
13. Delivery shall be made to the City of Livermore Fleet Maintenance Division, 3500 Robertson Park Road, Livermore, California, to the attention of Mike Arnerich at 925-960-8031, Monday through Thursday between the hours of 7AM and 2PM.
14. The City of Livermore will furnish exemption certificates for all federal taxes, if required. California State, Alameda County, and City of Livermore taxes are applicable and shall be shown separately.
15. Before submitting bid, bidders must read the Specifications and complete all required documents.
16. Any questions regarding bidding procedures may be directed to the Purchasing Specialist, Leslie M. Young at (925) 960-4343. Any questions regarding the scope of the bid may be directed to Mike Arnerich the Public Works Supervisor - Fleet, at (925) 960-8031.
17. Bidder's attention is directed to the following Insurance Requirements. It is highly recommended that bidders confer with their respective insurance carriers or brokers to determine in advance of proposal submission the availability of insurance certificated and endorsements as prescribed and provided herein. If an apparent Best Value bidder fails to comply strictly with the insurance requirements, that bidder may be disqualified from award of the bid and or contract.

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INSURANCE REQUIREMENTS
FOR: FIVE (5) FORD CROWN VICTORIA
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1. HOLD HARMLESS AND INDEMNIFICATION

The Contractor shall defend, save, keep, and hold harmless the City, its officers, officials, agents, employees, and volunteers for all damages, costs, or expenses in law or equity that may at any time arise or be set up because of damages to property or personal injury received by reason of or in the course of performing work which may be occasioned by any willful or negligent act or omissions of the Contractor, any of the Contractor's employees, or any subcontractor. The City will not be held liable for any accident, loss, or damage to the work prior to its completion and acceptance.

Approval of the insurance contracts does not relieve the Contractor or subcontractors from liability under this hold harmless and indemnification clause.

2. INSURANCE REQUIREMENTS

Contractor shall procure and maintain for the duration of the contract insurance against claims for injuries to persons or damages to property, which may arise from or in connection with the performance of the work hereunder by the Contractor, his agents, representatives, employees, or subcontractors. The cost of such insurance shall be included in the Contractor's bid.

A. Minimum Scope of Insurance

Coverage shall be at least as broad as:

1. Insurance Services Office form number GL 0002 (Ed. 1/73) covering Comprehensive General Liability and Insurance Services Office form number GL 0404 covering Broad Form Comprehensive General Liability; or Insurance Services Office Commercial General Liability coverage ("occurrence" form CG 0001).
2. Insurance Services Office form number CA 0001 (Ed. 1/78) covering Automobile Liability, code 1 "any auto" and endorsement CA 0025.
3. Workers' Compensation insurance as required by the Labor Code of the State of California and Employers Liability insurance.
4. Fidelity insurance to protect against faithful performance forgery, theft, disappearance or destruction inside and outside coverage.

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B. Minimum Limits of Insurance

Contractor shall maintain limits no less than:

1. General Liability: \$1,000,000 combined single limits per occurrence for bodily injury, personal injury, and property damage. If Commercial General Liability Insurance or other form with a general aggregate limit is used, either the general aggregate limit shall apply separately to this project/location or the general aggregate limit shall be twice the required occurrence limit.
2. Automobile Liability: \$1,000,000 combined single limit per accident for bodily injury and property damage.
3. Workers' Compensation and Employers Liability: Workers' Compensation limits as required by the Labor Code of the State of California and Employers Liability limits of \$1,000,000 per accident.
4. Fidelity Insurance: \$50,000 per loss.

C. Deductibles and Self-Insured Retentions

Any deductibles or self-insured retentions must be declared to and approved by the City. At the option of the City, either: the insurer shall reduce or eliminate such deductibles or self-insured retentions as respects the City, its officers, officials, agents, employees, and volunteers; or the Contractor shall procure a bond guaranteeing payment of losses and related investigations, claim administration, and defense expenses.

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D. Other Insurance Provisions

The policies are to contain, or be endorsed to contain, the following provisions:

1. General Liability and Automobile Liability Coverages.

- a. The City, its officers, officials, agents, employees, and volunteers are to be covered as additional insured as respects: liability arising out of activities performed by or on behalf of the Contractor, products and completed operations of the Contractor, premises owned, occupied or used by the Contractor, or automobiles owned, leased, hired, or borrowed by the Contractor. The coverage shall contain no special limitations on the scope of protection afforded to the City, its officers, officials, agents, employees, or volunteers.
- b. The Contractor's insurance coverage shall be primary insurance as respects the City, its officers, officials, agents, employees, and volunteers. Any insurance or self-insurance maintained by the City, its officers, officials, agents, employees, and volunteers shall be in excess of the Contractor's insurance and shall not contribute with it.
- c. Any failure to comply with reporting provision of the policies shall not affect coverage provided to the City, its officers, officials, agents, employees, or volunteers.
- d. The Contractor's insurance shall apply separately to each insured against whom claim is made or suit is brought, except with respect to the limits of the insurer's liability.

2. Workers' Compensation and Employers Liability Coverage

The insurer shall agree to waive all rights of subrogation against the City, its officers, officials, agents, employees, and volunteers for losses arising from work performed by the Contractor for the City.

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3. All Coverage

Each insurance policy required by this clause shall be endorsed to state that coverage shall not be suspended, voided, canceled by either party, reduced in coverage or in limits except after thirty (30) days' prior written notice by certified mail, return receipt requested, has been given to the City.

E. Acceptability of Insurers

Insurance is to be placed with insurers with an A.M Best's rating of not less than A:VII.

F. Verification of Coverage

Contractor shall furnish the City with certificates of insurance and with original endorsements effecting coverage required by this clause. The certificates and endorsements for each insurance policy are to be signed by a person authorized by that insurer to bind coverage on its behalf.

All certificates and endorsements are to be received and approved by the City before work commences. The City reserves the right to require complete, certified copies of all required insurance policies, at any time.

G. Subcontractors

Contractor shall include all subcontractors as insured under its policies or shall furnish separate certificates and endorsements for each subcontractor. All coverage for subcontractors shall be primary insurance as respects the City, its officers, officials, agents, employees, and volunteers. Any insurance or self-insurance maintained by the City, its officers, officials, agents, employees, and volunteers shall be in excess of the Contractor's insurance and shall not contribute with it.

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SPECIFICATION

Five (5) 2010 model year or Newer Ford Crown Victoria Police Interceptor, including all standard equipment, and the following options as noted on state contract 1-09-23-14, Automobile sedan, CHP police 4 door pursuit class "E" special service vehicle.

DESCRIPTION

Police Interceptor package	
Exterior color: Factory Black/White (4 doors and roof white) (952)	\$ _____
** No aftermarket repainting**	
Interior color: Charcoal black, cloth front bucket seats, vinyl rear seats	\$ _____
3:27 Rear Axle Ratio	\$ _____
Six-way power driver's seat. (21A)	\$ _____
Courtesy lamp and door lock confirmation flash disable (478)	\$ _____
Decklid release on door and instrument panel (61H)	\$ _____
Rear Interior door handles / locks inoperable (67B)	\$ _____
Floor coverings, heavy duty black rubber. (STD)	\$ _____
Dual Spot Lights (51Z)	\$ _____
AM/FM Radio (58F)	\$ _____
Two-way radio preparation (946)	\$ _____
Driver controlled door locks and windows (948)	\$ _____
STANDARD WARRANTY: 5 years / 60,000 miles. (STD)	\$ _____
ABS brakes (STD)	\$ _____
Front / side airbags (59M)	\$ _____
All units keyed alike (Contact Fleet for code) (432)	\$ _____
Trunk pack (14T)	\$ _____
Silicone hoses (177)	\$ _____
Front door moldings (96B)	\$ _____
Ballistic front door shields (90B)	\$ _____
Option: "0" deductible 100,000 mile warranty	\$ _____

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SPECIFICATION

Warranty: Standard manufactures warranty.

Registration: The vendor will be responsible for processing all DMV documents for all vehicles. Register all required paperwork with the State of California, Department of Motor Vehicles, under the City of Livermore, 3500 Robertson Park Road, Livermore, CA 94550. Contact Mike Arnerich at 925-960-8031 with any questions.

Delivery: Awarded vendor shall remain in contact with Mike Arnerich to notify the City as to the build out dates and progress of all vehicles on a **monthly basis**.

The vendor shall set the estimated delivery date of _____ the vehicles will be available for the City of Livermore.

Delivery to take place weekdays, Monday through Thursday between 7AM to 2PM to:

City of Livermore
3500 Robertson Park Road
Livermore, Ca 94550
Attention: Mike Arnerich,
Public Works Supervisor – Fleet
925-960-8031

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BIDDER'S PROPOSAL

The undersigned bidder declares that he/she has carefully examined the General Conditions and Specifications and agrees to furnish FIVE (5) 2010 New Ford Crown Victoria Police Interceptors to the City of Livermore. The undersigned further declares that this Bid is made according to the provisions and under the terms of the "Notice to Bidders" which document is made a part of this bid.

Please mail or hand-deliver by, 2PM on Wednesday, February 17th, 2010 to;

City of Livermore
Purchasing Specialist
1052 South Livermore Avenue
Livermore, California 94550

FOR: FIVE (5) 2010 NEW FORD CROWN VICTORIA

		<u>Extended price for FIVE (5)</u>
Cost Per Vehicle	\$ _____	\$ _____
9.75% Sales Tax (Please note: Exempt if out of state)	\$ _____	\$ _____
Tire Tax	\$ _____	\$ _____
Misc. (DVM Doc. Processing)	\$ _____	\$ _____
Shipping/Delivery (if any)	\$ _____	\$ _____
Rebates – Gov. price concession?	\$ _____	\$ _____
TOTAL COST OF VEHICLE(S)	\$ _____	\$ _____

TOTAL INCLUDING WARRANTY OPTION:

“0” Deductible 100,000 mile warranty \$ _____ \$ _____

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BIDDER'S PROPOSAL (CON'T)

COOPERATIVE PURCHASING

Would you be willing to offer the above Vehicles to other Government Agencies at the above price? (Your response to this question will in no way affect the award of this Bid.)

YES _____ NO _____

DELIVERY SHALL BE MADE NO LATER THAN _____ DAYS AFTER RECEIPT OF ORDER.

BIDDER'S SIGNATURE

DATE: _____

BY: _____
(PLEASE SIGN) (PRINT NAME & TITLE)

COMPANY: _____

ADDRESS: _____

E-MAIL: _____

PHONE: _____ FAX: _____

ALL BLANKS IN SPECIFICATIONS MUST BE FILLED IN OR BID WILL BE CONSIDERED UNRESPONSIVE. EACH BID MUST BE ACCOMPANIED BY A COMPLETE COPY OF THESE SPECIFICATIONS, INCLUDING ANY ADDENDA ISSUED (IF ANY).