

## -INVITATION TO BID-

The Lewis and Clark County Public Works Department is soliciting competitive bids from interested parties for the purchase of 1 1/4" minus top surfacing gravel.

All Bids must be in accordance with the contract documents on file at the Lewis and Clark County Public Works Office, 3402 Cooney Drive, Helena MT 59602. Copies of the contract documents used for preparing a bid may be obtained by going to the Lewis and Clark County webpage at: <https://www.lccountymt.gov/Government/Grants-and-Purchasing/Bids-and-Proposals-Current>

A pre-bid conference will be held on Wednesday, March 20 at 3:00 p.m. local time in the Public Works Weed District Conference Room, located at 3402 Cooney Drive, Helena, Montana. Lewis and Clark County strongly urges interested bidders to attend.

Each bid or proposal must be accompanied by a Certified Check, Cashier's Check or Bid Bond payable to Lewis and Clark County, in an amount not less than ten percent of the total amount of the bid.

Bids will be considered based on the most responsible bid submitted and the following criteria: purchase price, product availability, and specifications.

**Sealed bids must be received at the Office of the Board of County Commissioners, Room 345, City-County Building, 316 N. Park Avenue, Helena, MT 59623 no later than 4:00 p.m. local time on Wednesday March 27. The envelope containing the sealed bid will be labeled with the bidder's name, address, and "Augusta Gravel Bid Enclosed".**

Bids will be opened and read aloud at the public meeting of the County Commissioners on Thursday, March 28 at 9:00 a.m. local time in Room 330 of the City-County Building, 316 N. Park Avenue, Helena, MT.

Lewis and Clark County reserves the right to reject any or all bids, to waive irregularities or to accept any bid deemed to be for the public good.

Legal Ad: Independent Record

Publish: Saturday, March 9, 2024  
Saturday, March 16, 2024

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**LEWIS AND CLARK COUNTY  
INVITATION TO BID**

**STANDARD TERMS AND CONDITIONS**

1. Competition

Lewis and Clark County encourages free and open competition among bidders. Whenever possible, specifications, bid invitations, and conditions are designed to accomplish this objective, consistent with the necessity to satisfy the County's needs and the accomplishment of a sound economical operation.

The bidder's signature on this proposal guarantees that the prices quoted have been established without collusion with other eligible bidders and without effort to preclude Lewis and Clark County from obtaining the lowest possible competitive price.

The award will be made based on the most responsible bid submitted and the following criteria: purchase price, material availability and specifications.

Prior to the award of the contract, bids may be held by Lewis and Clark County for a period not to exceed 30 days from the date of opening of the bids for the purpose of reviewing the bids and investigating the qualifications of the bidder.

2. Preparation of Bids

Bids will be written in ink and/or typewritten on bid forms furnished herewith. Erasures and alterations must be initialed by the bidder in ink. No verbal bids shall be accepted.

**The outside of the sealed envelope containing the bid will be labeled according to the invitation to bid.**

The bidder agrees that the bid shall be good and may not be withdrawn during the 30-day period.

3. Bid Items

The bidder warrants that the material offered conforms to the specifications herein requested and is free from defect.

4. Cash Discount

Bidders may quote a cash discount, provided it is based on a period of 30 days or more. A shorter period will not be considered in determination of a low bid. Any cash discount as part of this contract will be computed from the date of receipt of a properly executed claim or the date of completion of delivery of all items in satisfactory condition, whichever is later.

5. Excise Taxes

Lewis and Clark County is exempt of Federal Excise Taxes. Exemption certificates will be furnished upon request.

6. Acceptance/Rejection of Bids

Lewis and Clark County reserves the right to accept or reject any or all bids, wholly or in part, to make awards in any manner deemed in the best interest of the County.

7. All-or-None Proposals

Bidders may submit alternate proposals on an all-or-none basis but are requested to submit a primary quotation on an item-by-item basis to be considered for either type of award.

8. Bid Determination

The basis of the award will be dependent on the most responsible bid submitted with consideration given to the following criteria: purchase price, material availability and specifications.

9. Tabulation

In the event that a quotation is entered in which the unit price and extension do not agree, the unit price shall prevail.

10. Bid Proposal Worksheet

Bidders are required to complete all Bid Proposal Worksheets.

11. Nondiscrimination

In accordance with federal and state laws, the bidder agrees not to discriminate against any client, employee, or applicant for employment or for services, because of race, creed, color, national origin, sex or age with regard to, but not limited to, the following: employment upgrading, demotion, or transfer; recruitment or recruitment advertising; lay-offs or terminations; rates of pay or other forms of compensation; selection for training; or rendition of services.

It is further understood that any vendor who is in violation of this clause shall be barred forthwith from receiving awards of any purchase from Lewis and Clark County unless a satisfactory showing is made that discriminatory practices have ceased and the recurrence of such acts is unlikely.

12. Bid Consideration

No bid will be considered unless accompanied by a bid bond, bank draft, money order, or certified check, in the amount of not less than ten (10) percent of the total bid.

13. Cone of Silence

County Policy requires that a cone of silence shall be established on all County competitive selection processes. The cone of silence prohibits any communication regarding an invitation to bid or other competitive solicitation between any bidder (or its agents or representatives) or other entity with the potential for a financial interest in the award (or their respective agents or representatives) regarding such competitive solicitation, and any County Commissioner or County employee, or other persons authorized to act on behalf of the County.

14. Prebid Conference

A pre-Bid conference will be held at the time and location stated in the invitation or advertisement to bid. Representatives of Owner and Engineer will be present to discuss the Project. Bidders are encouraged to attend and participate in the conference. This will be the only opportunity for prospective bidders to ask questions or request clarifications. Engineer will post to <https://www.lccountymt.gov/Government/Grants-and-Purchasing/Bids-and-Proposals-Current> such Addenda as Engineer considers necessary in response to questions arising at the conference. Oral statements may not be relied upon and will not be binding or legally effective.

**-BID SPECIFICATIONS -**

**1 1/4" Crushed Top Surfacing Gravel**

Material shall meet the requirements of Montana Public Works Standard Specifications Seventh Edition, Section 02240 1 1/4" Crushed Top Surfacing, attached to this request for bids.

Bidder must have 20,000 tons of material stockpiled by June 30, 2024, within a ten-mile radius of the intersection of Sun Canyon and Barr Creek Roads, Augusta, Montana. Material will be loaded, transported, and delivered to worksite(s) by Lewis and Clark County.

Bidder may use material from any source, provided that the material has been tested through representative samples and meets required specifications. Bidder will be required to submit samples and test results for acceptance by County prior to receiving payment.

If the material is stockpiled on property not owned by the Bidder, Bidder shall submit with their bid a notarized storage and access agreement with the property owner that includes the landowner's name and contact information; location of the material to include an address if one exists, township, range and section, and a map; and permission for the County to access material between the hours of 6:00 a.m. and 9:00 p.m., Monday through Friday for a five year period ending June 30, 2029.

**- BID PROPOSAL WORKSHEET -**

**BASE BID**

Description	Unit	Est. Quantity	Unit Price	Extended Price
1 ¼” Minus Crushed Top Surfacing Gravel	Ton	20,000		
Total Bid Price Written in Words:				

**Return To: Lewis and Clark County  
Board of County Commissioners  
316 N. Park Avenue, Room 345  
Helena, MT 59623**

**Bids must be submitted no later than March 27, 2024 at 4:00 p.m. local time.**

**THE UNDERSIGNED BIDDER** has become familiar with the material solicited by Lewis and Clark County through the bid specifications. The Bidder agrees to follow and abide by all laws required in the State of Montana and Lewis and Clark County. The Bidder, having satisfied himself of the product specifications, does submit the offer as follows:

**THE BIDDER HEREBY PROPOSES AND AGREES**, if this offer is accepted, to enter into an Agreement to provide the material, and assumes all obligations, duties, and responsibilities specified herein for the following unit price and lump sum.

**THE UNDERSIGNED BIDDER HEREBY CERTIFIES** that:

1. This offer is genuine and is not made in the interest of, or on the behalf of, any undisclosed person or firm, and is not submitted as a result of any agreement with any association, corporation, or group.
2. The Bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham offer.
3. The Bidder has not solicited or induced any person or firm to refrain from bidding.
4. The Bidder has not sought by collusion to obtain any advantage over any other bidder or over Lewis and Clark County.

**- BID PROPOSAL WORKSHEET -**

Signature of authorized company official:

By: \_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(Printed Name)

Title: \_\_\_\_\_

Date: \_\_\_\_\_

Bidder Name: \_\_\_\_\_

Bidder Address: \_\_\_\_\_

City, State, Zip: \_\_\_\_\_

Telephone: \_\_\_\_\_

E-Mail \_\_\_\_\_

Contact Name: \_\_\_\_\_



**PLEASE ATTACH HERE**

- **Bid Security**
- **Storage and Access Agreement (If applicable)**

## SECTION 02240

### CRUSHED TOP SURFACING

#### PART 1: GENERAL

##### 1.1 DESCRIPTION

- A. This work is the stockpiling of crushed top surfacing meeting the gradation and other quality criteria specified herein.

##### 1.2 REFERENCES

- A. AASHTO T99 - Standard Method of Test for moisture-density Relations of Soils Using 5.5 lb. (2.5Kg) Rammer and 12-inch (305mm) Drop
- B. AASHTO T11 – Materials Finer than No.200 Sieve in Mineral Aggregates by Washing
- C. AASHTO T27 – Sieve Analysis of Coarse and Fine Aggregates
- D. AASHTO T89 – Determining the Liquid Limit Of Soils
- E. AASHTO T90 – Determining the Plastic Limit and Plasticity Index of Soils
- F. ASTM – C131 – Standard Test Method For Resistance to Degradation to Small Size Coarse Aggregate by Abrasion and Impact in the Los Angeles Machine
- G. ASTM C88 – Standard Test Method of Soundness of Aggregates by Use of Sodium Sulfate or Magnesium Sulfate
- H. ASTM – D5821 – Standard Test Method for Determining the Percentage of Fractured Particles in Coarse Aggregate

##### 1.3 SUBMITTALS

- A. Submit pre-production source tests once identified but prior to undertaking further project material production. Submit production laboratory test results at frequencies as specified. Crushed Top Surfacing Material shall have, as a minimum, the following laboratory tests completed:
  - 1. Los Angeles Abrasion (1) test from each material source
  - 2. Sodium Soundness (1) test from each material source
  - 3. Atterberg Limits (1) test representative of each 2,000 tons of 1 ¼” Top Surfacing
  - 4. Fractured Faces (1) test representative of each 5,000 tons of 1 ¼” Top Surfacing
  - 5. Sieve Analysis (1) test representative of each 2,000 tons of 1 ¼” Top Surfacing
  - 6. Proctor (1) test representative from each source if more than (1) source is utilized.

**PART 2: PRODUCT**

**2.1 GENERAL**

- A. Furnish crushed top surfacing material meeting the applicable aggregate quality requirements.

**2.2 CRUSHED TOP SURFACING MATERIAL**

- A. Consists of both fine and coarse fragments of crushed stone or crushed gravel, and/or natural gravel, and when approved, blended with sand, finely crushed stone, or crusher screenings.
- B. Use crushed stone or gravel consisting of hard, durable particles of fragments of stone, free of excess of flat, elongated, soft or disintegrated pieces, dirt, or other deleterious matter, and having a percent of wear of not exceeding 50 at 500 revolutions when tested under AASHTO T96.
- C. Crush material so that the percentage of fractured particles in the finished product is as constant and uniform as practical. Crush to produce material where at least 20% of the material retained on the No. 4 sieve has at least one fractured face.

**2.3 GRADATION**

- A. As determined by AASHTO Methods T11 and T27, furnish material for the grading specified in the contract documents, including binder or filler, which may have been added at the plant or at the site, meeting the requirements of that grading in the Table of Gradations below:

**TABLE OF GRADATIONS**

Percentage by Weight Passing Square Mesh Sieves

<u>Sieve</u>	<u>% Passing</u>
1 ¼"	100 %
1"	--
¾" Sieve	70-90%
½" Sieve	--
No. 4 Sieve	45-75%
No. 10 Sieve	25-55%
No. 40 Sieve	--
No. 200 Sieve	8-20%

- B. Dust Ratio: The portion passing the No. 200 sieve shall not exceed 2/3 of the portion passing the No. 40 Sieve.
- C. The liquid limit for that portion of the fine aggregate passing a No. 40 sieve shall not exceed 35 and the plasticity index shall be between 5 and 9, as determined by AASHTO T-89 and T-90. A target value plasticity index of 7 is desired.

- D. Sodium Sulfate Soundness (5) cycles, not to exceed 12% loss of coarse aggregate. Loss shall not exceed 10% for coarse aggregate when using Magnesium Sulfate.
- E. Flat and Elongated Particles (1:5 ratio for plus 3/8" sieve calculated by mass, weighted average) shall not exceed 10%.

**PART 3: EXECUTION**

NOT USED

**PART 4: MEASUREMENT AND PAYMENT**

**4.1 TON BASIS; CRUSHED TOP SURFACING**

- A. This item is measured and paid for by the ton stockpiled of crushed top surfacing of the gradations specified in the Contract documents at the contract unit price bid for 1 1/4" Minus Crushed Top Surfacing. Price and payment is full compensation for all tools, labor, and incidentals necessary to furnish this item.
- B. Payment is made under:
  - 1. 1 1/4" Crushed Top Surfacing – per ton stockpiled. Supplier shall provide a surveyed quantity in Tons that is present in the stockpile.