

**BERRIEN COUNTY ROAD DEPARTMENT**

PROPOSAL AND SPECIFICATIONS

FOR

**WATERBORNE  
PAVEMENT MARKING PAINT**

BOARD OF BERRIEN COUNTY COMMISSIONERS  
701 MAIN STREET  
ST. JOSEPH, MICHIGAN 49085

# BERRIEN COUNTY ROAD DEPARTMENT

## NOTICE TO BIDDERS

Notice is hereby given that sealed bids will be received at the Berrien County Administration Center of the County of Berrien, 701 Main Street, St. Joseph, Michigan 49085 until **4:00 P.M., Wednesday, March 20<sup>th</sup>, 2019** at which time and place they will be publicly opened and read aloud for the following:

1. **PREFABRICATED SIGNS**
2. **U-CHANNEL SIGN POSTS, STREET SIGN BRACKETS**
3. **REFLECTORIZED SIGN FACES, REFLECTORIZED ROLL MATERIAL, HIGH INTENSITY DELINEATORS, NON-REFLECTORIZED ROLL MATERIAL**
4. **ALUMINUM SIGN BLANKS**
5. **WATERBORNE PAVEMENT MARKING PAINT**
6. **GLASS BEADS FOR PAVEMENT MARKING**

All bids will be tabulated and presented to the Board of County Commissioners at their next regular meeting.

All bids shall be signed in ink and sealed in an envelope with the name of the item bid upon and the name of the bidder plainly marked on the outside. Specifications and proposal blanks may be obtained at the office of the Berrien County Road Department.

**The Road Department reserves the right to accept or reject any or all bids, to waive defects in a proposal and to award the Bid in any manner deemed to be in the best interest of Berrien County.**

**BERRIEN COUNTY ROAD DEPARTMENT**  
**MICHIGAN DEPARTMENT OF TRANSPORTATION**

SPECIFICATIONS

FOR

**PAVEMENT MARKING PAINTS**  
**(LEAD-FREE WATERBORNE)**

**DESCRIPTION**

This specification covers white and yellow, lead-free waterborne, ready-mixed paints to be used with pressure spray equipment to mark either Portland cement or bituminous concrete pavements. The paints shall be suitable for spray application without thinning when heated at temperatures up to 111 degrees F and shall also be suitable for retaining glass beads applied by the drop method.

The paints shall be uniformly ground and with reasonable redispersion, be suitable for application after a year of indoor storage.

The paint shall meet the current Michigan Department of Transportation Specifications for Waterborne Pavement Marking Paint.

MICHIGAN DEPARTMENT OF TRANSPORTATION

2012 QPL FOR LIQUID PAVEMENT MARKING MATERIALS

<u>WATERBORNE</u>	<u>WHITE</u>	<u>LEAD-FREE YELLOW</u>
Sherwin-Williams Paint	BP-5760 TM-2204	P-8479 TM-2205
Ennis Paint Co.	982211 982221 982201	982212 982222 982202
Ozark Materials, LLC	14228	24228

## **BERRIEN COUNTY ROAD DEPARTMENT**

NOTE: All paint material shall be from Tested Stock. The general procedures for Tested Stock may be found in Section F-4 of the Department's MQAPM. The following additional requirements shall apply:

1. Batch Size: Minimum batch size will be 2000 Gallons.
2. Labeling Requirements: Each drum shall be plainly marked, both on the head and side, with a durable, weather-resistant marking, showing the name and address of the manufacturer, description of the material, qualified products list identification number, batch number, date of manufacture, volume, and weight of contents and MDOT approval number.

### **PACKAGING & SHIPPING**

The paint shall be shipped in new, open-headed drums of 55 gallon capacity, placed on pallets and on an open flatbed trailer. The Road Department does **not** have a loading dock therefore we require a flatbed trailer with the ability to be unloaded from **BOTH SIDES**.

### **ACCEPTANCE AND REJECTION**

The paint furnished under the contract shall conform to the requirements herein set forth. In the event that the traffic paint does not comply with these specifications, the Vendor will be required to replace all such paints at his own expense, including all handling and transportation charges, with paint that does not comply.

### **SPECIFICATIONS FOR CONTROL OF MATERIALS**

#### **CONTROL OF MATERIALS**

Section 105.05 of the 2012 M.D.O.T. Standard Specifications for Construction and the following special provisions will apply.

#### **FOR PAINT**

Written certification from the supplier that materials meet M.D.O.T. Specification will be required.

**BERRIEN COUNTY ROAD DEPARTMENT**

**QUANTITY, DELIVERY POINT, SPECIFICATIONS AND PRICE SCHEDULE**

1. QUANTITY

Bids will be received on approximately 12,000 Gallons of Yellow Pavement Marking Paint & 10,000 Gallons of White Pavement Marking Paint. The quantities given are approximate and the right is reserved by the Board of County Commissioners to accept delivery on more or less than the quantity bid upon.

2. DELIVERY POINT AND DELIVERY DATE

The successful bidder may deliver at least 50% of the white paint and 70% of the yellow paint to the Road Department by June 1, 2019. The remainder shall be delivered no later than July 6, 2019 to 2860 E. Napier Avenue, Benton Harbor, Michigan 49022. The Road Department will also take delivery of 100% of the yellow and white paint if so desired. PRICES QUOTED MUST BE F.O.B. BENTON HARBOR, MICHIGAN.

3. SPECIFICATIONS

The Berrien County Road Department will receive bids on waterborne lead-free Pavement Marking Paints which shall meet the attached specifications of the Michigan Department of Transportation. It is understood and agreed that the Provisions for Performance Tests and Service Tests were met as required and listed in the specifications.

The Bidder shall furnish and attach to his proposal the Company's specifications for the particular paints offered. It is understood and agreed that the paints quoted herein shall have been manufactured after April 1, 2019.

**Bid:**

LEAD-FREE WHITE WATERBORNE, LEAD-FREE YELLOW WATERBORNE,

<u>QUANTITY</u>	<u>MATERIALS</u>	<u>TOTAL</u>
12,000 Gallons	LEAD-FREE WATERBORNE <u>WHITE PAINT</u> @ _____ PER GAL.	\$ _____
10,000 Gallons	LEAD-FREE WATERBORNE <u>YELLOW PAINT</u> @ _____ PER GAL.	\$ _____

TOTAL BASE BID: \$ \_\_\_\_\_

**BERRIEN COUNTY ROAD DEPARTMENT**

MANUFACTURER

NAME: \_\_\_\_\_

STREET ADDRESS: \_\_\_\_\_

CITY AND STATE: \_\_\_\_\_

NAME AND ADDRESS OF BIDDER

NAME: \_\_\_\_\_

STREET ADDRESS: \_\_\_\_\_

CITY AND STATE: \_\_\_\_\_

BID SUBMITTED BY: \_\_\_\_\_

(Authorized Signature)

TELEPHONE NUMBER: \_\_\_\_\_

DATE: \_\_\_\_\_

TERMS: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

REMARKS: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

## APPENDIX A

During the performance of this contract, the contractor, for itself, its assignees and successors in interest (hereinafter referred to as the “contractor”) agrees as follows:

1. **Compliance with Regulations:** The contractor shall comply with the Regulations relative to non-discrimination in Federally-assisted programs of the Department of Transportation, Title 49, code of Federal Regulations, Part 21 as they may be amended from time to time, (hereinafter referred to as the Regulations), which are herein incorporated by reference and made a part of this contract.
2. **Non-discrimination:** The contractor, with regard to the work performed by it during the contract, shall not discriminate on the grounds of race, color, or national origin in the selection and retention of subcontractors, including procurements of materials and leases of equipment. The contractor shall not participate either directly or indirectly in the discrimination prohibited by section 21.5 of the Regulation, including employment practices when the contractor covers a program set forth in Appendix B of the Regulations.
3. **Solicitations for Subcontracts, Including Procurements of Materials and Equipment:** In all solicitations either by competitive bidding or negotiation made by the contractor for work to be performed under a subcontract, including procurements of materials or leases of equipment, each potential subcontractor or supplier shall be notified by the contractor of the contractor’s obligations under this contract and the Regulations relative to non-discrimination on the grounds of race, color, or national origin.
4. **Information and Reports:** The contractor shall provide all information and reports required by the Regulations, or directives issued pursuant thereto, and shall permit access to its books, records, accounts, other sources of information and its facilities as may be determined by the **BERRIEN COUNTY ROAD DEPARTMENT** to be pertinent to ascertain compliance with such Regulations or directives. Where any information required of a contractor is in the exclusive possession of another who fails or refuses to furnish this information, the contractor shall so certify to the State highway department, or the Federal Highway Administration as appropriate, and shall set forth what efforts it has made to obtain the information.
5. **Sanctions for Non-compliance:** In the event of the contractor’s non-compliance with the non-discrimination provisions of this contract, the **BERRIEN COUNTY ROAD DEPARTMENT** shall impose such contract sanctions as it or the Federal Highway Administration may determine to be appropriate, including, but not limited to:
  - (a) Withholding of payments to the contractor under the contract until the contractor complies, and/or

(b) Cancellation, termination or suspension of the contract, in whole or in part.

6. **Incorporation of Provisions:** The contractor shall include the provisions of paragraphs (1) through (6) in every subcontract, including procurement of materials and leases of equipment, unless exempt by the Regulations, or directives issued pursuant thereto. The contractor shall take such action with respect to any subcontract or procurement as the **BERRIEN COUNTY ROAD DEPARTMENT** may direct as a means of enforcing such provisions including sanctions for non-compliance: Provided, however, that, in the event a contractor becomes involved in, or is threatened with, litigation with a subcontractor or supplier as a result of such direction, the contractor may request the **BERRIEN COUNTY ROAD DEPARTMENT** to enter into such litigation to protect the interests of the County, and, in addition, the contractor may request the State highway department to enter into such litigation to protect the interests of the State and/or the United States to enter into such litigation to protect the interests of the United States.

