

4. Hot bituminous pavement, Type MT, in place, for overlaying existing pavement or application on previously prepared base course, including finishing and placing required prime coats/tack coats and plant mix bituminous base course together with all necessary tools, equipment and labor Vendor shall have in-place within fourteen (14) calendar days after receipt of purchase order.

Hot bituminous pavement, type MT
(For overlaying existing pavement in place) \$ _____ per ton

5. Hot bituminous pavement, Type ST, in place, for overlaying existing pavement or application on previously prepared base course, including finishing and placing required prime coats/tack coats and plant mix bituminous base course together with all necessary tools, equipment and labor Vendor shall have in-place within fourteen (14) calendar days after receipt of purchase order.

Hot bituminous pavement, type ST
(For overlaying existing pavement in place) \$ _____ per ton

Section I Specifications:

- Hot bituminous pavement, types SC-1 or ST, HT and MT shall conform to the latest edition of MDOT Standard Specifications for Road and Bridge Construction, Section 401 – Bituminous Pavement
- Contractor will ensure that all transitions are completed so as to be level with existing road grades when completed. Only saw cutting or milling to a minimum of 2” will be allowed.
- Tickets from certified scales shall be issued for each load from plant. Scale tickets shall be signed by a representative of the City of D’Iberville as designated by the Director of Public Works.
- The City of D’Iberville shall place a representative to oversee the contractor’s quality management program. The City of D’Iberville shall place a representative at each job-site to receive load tickets.
- The contractor shall establish a quality management program to include job safety and traffic control procedures in accordance with the latest edition of the Manual of Uniform Traffic Control Devices. In addition, the contractor shall be responsible for material testing and quality control documentation of mix design and placement per MDOT Standard Specifications for Road and Bridge Construction Section 401 – Bituminous Pavement and Section 403 – Hot Mix Asphalt Pavement. Failure to provide adequate safety, traffic control and testing and documentation will be just cause for termination of this contract. The City of D’Iberville shall be at liberty to fulfill purchase orders from other vendors, and the successful bidder shall be liable to the city for any additional costs incurred. Failure to perform the above shall likewise be grounds to terminate the contract at the option of the City of D’Iberville. Any “re-work” that is determined to be the fault

of the contract, shall be done at the contractor's expense. The rework determination shall be made by either the Director of Public Works or the City Engineer.

Materials quoted herein above shall meet the most current applicable portions of the latest edition of MDOT Standard Specifications for Road and Bridge Construction, Sections 401 and 403.

Section II – Emulsified Asphalt

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| 1. | F.O.B. our plant, loaded on city trucks
Type CQS-1H | \$ _____ per gal. |
| 2. | F.O.B. our plant, loaded on city trucks
Type CRS-2 | \$ _____ per gal. |
| 3. | F.O.B. our plant, loaded on city trucks
Type CSS-1 | \$ _____ per gal. |
| 4. | F.O.B. our plant, loaded on city trucks
Type SS-1 | \$ _____ per gal. |
| 5. | F.O.B. our plant, loaded on city trucks
Type SS-1H | \$ _____ per 5gal Bucket |
| 6. | F.O.B. Department of Public Works
Type SS-1H | \$ _____ per 5gal Bucket |

Section II Specifications:

- Successful bidder shall fill orders immediately. Should the successful bidder fail to do so, the city shall be at liberty to purchase the ordered material from others and the successful bidder shall be liable to the city for any additional cost incurred by reason of the bidder's failure to supply within the time specified. Failure to provide the product(s) when requested shall also be grounds to terminate their contract at the option of the City of D'Iberville.
- Bituminous materials as listed above shall conform to the latest edition of the MDOT Standard Specifications for Road and Bridge Construction, Section 702 - Bituminous Materials.
- Measurement: Refer to MDOT Standard Specifications for Road and Bridge Construction, Section 702.02 – Measurement and Section 702.03 – Heating of Bituminous Material

Notice to bidders:

All bids are to be submitted on this form and shall be submitted in sealed envelopes marked in the lower left hand corner “**Group C – Hot Bituminous Pavement - Type C-1,**” to be opened Tuesday, October 30, 2007 at 10:00 A.M. at 10383 Automall Parkway, D’Iberville, MS 39540. Bids not submitted on this form may be disqualified.

Hold harmless: Contractor agrees that it will, and hereby does, indemnify, defend and hold harmless city of D’Iberville from and against any and all claims, damages, losses, costs and expenses of every kind and nature, including court costs and attorney fees and claims for damages resulting from or arising out of any infringement claim or claim of bodily injury, death or damage to real or tangible personal property caused by contractor and/or its partners, principals, agents, employees or subcontractors in the performance of this contract. The City of D’Iberville will notify the contractor in writing of any claim to be indemnified hereunder, of which city has knowledge, and contractor in turn will promptly notify city of any such claim. Contractor shall, at its sole expense, control the defense of such suit to the extent allowed by Mississippi law. The parties agree to cooperate with one another in the defense of any such matter.

Any request for price increase during the term of contract will be rejected. Should this rejection result in the cancellation of the contract, the vendor shall be removed from the qualified bidders list for twenty-four (24) months. If adverse conditions exists industry wide, modifications to disqualifications may be made as circumstances warrant. The city reserves the right to request from the vendor an extension of this contract for a second term of twelve (12) months, commencing October 1, 2008, with all prices remaining constant.

Address bid to:

City Clerk
City of D’Iberville
P. O. Box 6519
D’Iberville, MS 39540