

**State of Florida
Department of Transportation**



INVITATION TO BID
Boom Mower Equipment

DOT-ITB-26-9072-JM

EFFECTIVE DATES:
May 6, 2026 - May 5, 2029

VENDORS:
ATMAX Equipment Co. - CR1340
EFE, Inc. dba Everglades Equipment Group - CR1341

BID SHEET

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BID #: DOT-ITB-26-9072-JM

FOB: Statewide

BID TITLE: Boom Mower Equipment

**ITEM #1: 30ft BOOM MOWER DELIVERED TO ANY FDOT LOCATION IN FLORIDA,
PER SPECIFICATIONS 1 – 4 (must be finished turn-key unit).**

\$ 227,837.19 Manufacturer: MowerMax Equipment Co.

Model Number: MowerMax Boom Gen4

Vendor: ATMAX Equipment Co.

**ITEM #2: 39ft BOOM MOWER DELIVERED TO ANY FDOT LOCATION IN FLORIDA,
PER SPECIFICATIONS 1 – 3 (must be finished turn-key unit).**

\$ 299,000.00 Manufacturer: Energreen

Model Number: Alpha

Vendor: EFE, Inc. dba Everglades Equipment Group

**BOOM ATTACHMENT OPTIONS FOR ITEM #1: 30ft BOOM MOWER
OPTIONS: MAY OR MAY NOT BE PURCHASED AT DISCRETION OF THE FDOT.
OPTIONAL ACCESSORIES WILL NOT BE A PART OF THE PRICE EVALUATION AND
MAY BE TO MULTIPLE VENDORS.**

OPTION 1.A. Universal Skid Steer Plate:

Manufacturer and model number: MowerMax FLA – P/N: 810-4001

Unit Price \$ 14,503.13

OPTION 1.B. 50in Rotary Deck Mower with 90-Degree Swivel and 30/60-Degree Trunnion Mount for Articulation:

Manufacturer and model number: MowerMax Rotary Deck – P/N: 810-3052

Unit Price \$ 21,700.66

OPTION 1.C. 60in Rotary Deck Mower with 90-Degree Swivel and 30/60-Degree Trunnion Mount for Articulation:

Manufacturer and model number: MowerMax Rotary Deck – P/N: 810-3054

Unit Price \$ 21,700.66

OPTION 1.D. 50in Mulching Head:

Manufacturer and model number: Fecon Mulching Head – P/N: 810-3061

Unit Price \$ 31,031.75

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OPTION 1.E. 48in Direct Drive Saw With 80-Degree Articulation and Carbide Tip Replaceable Blade:

Manufacturer and model number: SawMax 48" – P/N: 810-3064

Unit Price \$ 19,970.75

OPTION 1.F. 67in Twin Direct Drive Saw With 80-Degree Articulation and Carbide Tip Replaceable Blades:

Manufacturer and model number: MowerMax TwinSaw 67 – P/N: 810-3066

Unit Price \$ 24,600.00

OPTION 1.G. 90in Twin Direct Drive Saw With 80-Degree Articulation and Carbide Tip Replaceable Blades:

Manufacturer and model number: MowerMax TwinSaw 90 – P/N: 810-3087

Unit Price \$ 27,500.00

OPTION 1.H. 60in Grass Flail Mower with Optional 180-Degree Rotator:

Manufacturer and model number: MowerMax Grass Flail – P/N: 810-3060

Unit Price \$ 21,334.73

OPTION 1.I. 44in Hammer Axe Flail Mower with Optional 180 Rotator:

Manufacturer and model number: MowerMax HamerAxe Flail – P/N: 810-3058

Unit Price \$ 22,043.71

OPTION 1.J. 22in Ditch Maintainer with Optional 90-Degree Rotator:

Manufacturer and model number: MowerMax Ditch Maintainer – P/N: 810-3071

Unit Price \$ 17,509.51

OPTION 1.K. 30in wide Ditch Cleanout Bucket:

Manufacturer and model number: MowerMax Ditch Cleanout Bucket

Unit Price \$ 5,249.00

OPTION 1.L. Heavy Duty Multi-Use Grapple with Optional Saw for Cutting Limbs:

Manufacturer and model number: MowerMax Grapple with Saw

Unit Price \$ 34,500.00

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BID TITLE: Boom Mower Equipment

**FRONT TOOL CARRIER ATTACHMENT OPTIONS FOR ITEM #1: 30ft BOOM MOWER
OPTIONS: MAY OR MAY NOT BE PURCHASED AT DISCRETION OF THE FDOT.**

OPTION 2.A. 96in Hydraulic Angling Broom:

Manufacturer and model number: MowerMax Broom – P/N: 810-4014

Unit Price \$ 11,666.76

OPTION 2.B. 96in Rotary Deck Mower

Manufacturer and model number: MowerMax Front Rotary Deck – P/N: 810-4010

Unit Price \$ 18,250.29

OPTION 2.C. Offset Shoulder Mower, 62in Wide Grass Flail with 36in Telescopic Extension:

Manufacturer and model number: MowerMax Offset Mower

Unit Price \$ 34,995.00

OPTION 2.D. Hydraulic turbine Blower with 360-Degree Nozzle Rotation:

Manufacturer and model number: Buffalo Blower – P/N: 810-4013

Unit Price \$ 10,666.27

OPTION 2.E. 24in Cold Planer:

Manufacturer and model number: MowerMax Cold Planer – P/N: 810-4024

Unit Price \$ 26,817.50

OPTION 2.F. Woodchipper:

Manufacturer and model number: MowerMax Woodchipper – P/N: 810-4021

Unit Price \$ 17,782.50

OPTION 2.G. Stump Grinder:

Manufacturer and model number: MowerMax Stump Grinder – P/N: 810-4020

Unit Price \$ 9,758.00

OPTION 2.H. 84in Grapple for Logs and Debris:

Manufacturer and model number: MowerMax Grapple – P/N: 810-4018

Unit Price \$ 16,549.50

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OPTION 2.I. Grapple Rake:

Manufacturer and model number: MowerMax Grapple Rake – P/N: 810-4028

Unit Price \$ 6,745.00

OPTION 2.J. Six-Way Dozer Blade:

Manufacturer and model number: MowerMax 6-way Dozer Blade – P/N: 810-4015

Unit Price \$ 11,687.50

OPTION 2.K. Hydraulic Angling Snow Plow:

Manufacturer and model number: MowerMax Snow Plow

Unit Price \$ 16,500.00

OPTION 2.L. Hydraulic Snow Blower:

Manufacturer and model number: MowerMax Snow Blower

Unit Price \$ 16,950.00

OPTION 2.M. 120in Hydraulic Angling Industrial Snow Pusher:

Manufacturer and model number: MowerMax Snow Pusher

Unit Price \$ 9,950.00

**BOOM ATTACHMENT OPTIONS FOR ITEM #2: 39ft BOOM MOWER
OPTIONS: MAY OR MAY NOT BE PURCHASED AT DISCRETION OF THE FDOT.**

OPTION 3.A. Rotator Unit for 180-Degree attachment Rotation:

Manufacturer and model number: Rotator

Unit Price \$ 4,000.00

OPTION 3.B. 47in Flail Head:

Manufacturer and model number: Energreen New Speed 150 49"

Unit Price \$ 18,150.00

OPTION 3.C. 59in Flail Head:

Manufacturer and model number: Energreen New Speed 150 59"

Unit Price \$ 19,995.00

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OPTION 3.D. Conveyor Head (Flail Head with Conveyor Belt):

Manufacturer and model number: Energreen Conveyor Head

Unit Price \$ 25,185.00

OPTION 3.E. Forestry Head with Fixed Teeth:

Manufacturer and model number: Energreen 120 Forestry Head

Unit Price \$ 25,000.00

OPTION 3.F. Saw Bar (Cutter Disc Bar):

Manufacturer and model number: Energreen SB45

Unit Price \$ 37,320.00

OPTION 3.G. Cutter Bar:

Manufacturer and model number: Energreen Cutter Bar 235

Unit Price \$ 8,385.00

OPTION 3.H. Power Sheers:

Manufacturer and model number: Energreen Power Sheers

Unit Price \$ 18,150.00

OPTION 3.I. Iron Brush:

Manufacturer and model number: Energreen Iron Brush

Unit Price \$ 9,450.00

OPTION 3.J. Ditch Cleaner:

Manufacturer and model number: Energreen FF50

Unit Price \$ 12,825.00

OPTION 3.K. Orange Peel Grapple:

Manufacturer and model number: Energreen Orange Peel FSG12015

Unit Price \$ 11,185.00

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OPTION 3.L. Truck Pincers:

Manufacturer and model number: Energreen Trunk Pincers

Unit Price \$ 9,175.00

OPTION 3.M. Grapple Fork:

Manufacturer and model number: Energreen Force One

Unit Price \$ 6,900.00

OPTION 3.N. Pruning Scissors-Pincers:

Manufacturer and model number: Energreen Power Sheers 225

Unit Price \$ 22,000.00

OPTION 3.O. Stump Grinder:

Manufacturer and model number: Energreen Stump Grinder H40S

Unit Price \$ 28,050.00

OPTION 3.P. River Bucket (Weeding-Mowing Bucket):

Manufacturer and model number: Energreen River Bucket 300

Unit Price \$ 16,995.00

OPTION 3.Q. Dutch Bucket:

Manufacturer and model number: Energreen Ditch Bucket

Unit Price \$ 13,500.00

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FOB: Statewide

BID TITLE: Boom Mower Equipment

AVAILABLE ATTACHMENT OPTIONS NOT LISTED - _____ft
OPTIONS: MAY OR MAY NOT BE PURCHASED AT DISCRETION OF THE FDOT.

USE ADDITIONAL PAGES AS NEEDED

ITEM DESCRIPTION: _____

Manufacturer and model number: _____

Unit Price \$ _____

ITEM DESCRIPTION: _____

Manufacturer and model number: _____

Unit Price \$ _____

ITEM DESCRIPTION: _____

Manufacturer and model number: _____

Unit Price \$ _____

ITEM DESCRIPTION: _____

Manufacturer and model number: _____

Unit Price \$ _____

ITEM DESCRIPTION: _____

Manufacturer and model number: _____

Unit Price \$ _____

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ITEM DESCRIPTION: _____

Manufacturer and model number: _____

Unit Price \$ _____

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BID #: DOT-ITB-26-9072-JM

FOB: Statewide

BID TITLE: Boom Mower Equipment

DELIVERY: Delivery will be made within _____ days after receipt of Purchase Order.

Is this product available with recycled content? ___Yes ___No

If yes, please send information separate from this Invitation to Bid (See Recycled Material Special Condition for more information).

MFMP Transaction Fee:

All payment(s) to the vendor resulting from this competitive solicitation WILL be subject to the MFMP Transaction Fee in accordance with the referenced Form PUR 1000 General Contract Condition #7d. The Transaction Fees imposed shall be based upon the date of issuance of the payment.

RENEWAL:

Upon mutual agreement, the Department and the Contract Vendor may renew the contract for a period that may not exceed 3 years or the term of the original contract, whichever is longer. The renewal must be in writing and signed by both parties, and is subject to the same terms and conditions set forth in the initial contract and any written amendments signed by the parties. Any renewal shall specify the renewal price, as set forth in the solicitation response except that an agency may negotiate lower pricing. Renewal is contingent upon satisfactory performance evaluations and subject to the availability of funds.

NOTE: In submitting a response, the bidder acknowledges they have read and agree to the solicitation terms and conditions and their submission is made in conformance with those terms and conditions.

ACKNOWLEDGEMENT: I certify that I have read and agree to abide by all terms and conditions of this solicitation and that I am authorized to sign for the bidder. I certify that the response submitted is made in conformance with all requirements of the solicitation.

Bidder: _____ FEID# _____

Address: _____ City, State, Zip: _____

Phone: _____ E-mail: _____

Authorized Signature: _____ Date: _____

Printed/Typed: _____ Title: _____

TECHNICAL SPECIFICATIONS

(Page 1 of 4)

BID #: DOT-ITB-26-9072-JM

FOB: Statewide

BID TITLE: Boom Mower Equipment

ITEM #1: 30ft BOOM MOWER SPECIFICATION

1) CARRIER REQUIREMENTS

The base unit, at a minimum, must have:

- A. 154 horsepower Stage V turbo diesel engine
- B. Four speed transmission with two work mode speeds ranging 0-8MPH and travel/transport speed of at least 20MPH
- C. Full-time four-wheel drive with three steering modes: four-wheel steering, two-wheel steering, and crab steering (all wheels turn in the same direction)
- D. Engine coolant and hydraulic oil to be cooled a remote, vertically mounted, heavy-duty side by side radiator/CAC/oil cooler with clean out reversing fan or equivalent
- E. Radiator to have a remote horizontally mounted, 21in diameter fan driven by a heavy-duty gear motor with case drain and pressure relief/anti-cavitation valve with an operator controlled/automatic reversing valve to cleanout radiator
- F. Cast iron counterweight with integrated operator steps, minimum of 3400lbs
- G. Non-rotating, forward facing cabin
- H. Multi terrain tread tires sufficient for on road and off-road use
- I. ROPS (Rollover Protective Structure) and FOPS (Falling Object Protective Structure) certified in accordance with current OSHA requirements and/or SAE standards

2) BOOM REQUIREMENTS

- A. 30ft telescopic boom
- B. Greaseable, hardened steel, pivot pin bushings
- C. All boom functions must be right hand joystick controlled
- D. Quick disconnect system consisting of a single pull pin for attachments and a Stucchi multi-coupling plate for hydraulic hoses, or equivalent

3) MINIMUM SAFETY EQUIPMENT

- A. Backup camera with front and rear view
- B. Fire extinguisher mounted in the cab
- C. Minimum of 107dB backup alarm
- D. Cabin mounted LED strobe lights visible from all sides
- E. ½in Lexan, or equivalent, on the boom side of the cabin in place of glass

4) FRONT TOOL CARRIER

- A. The front lift arms equipped with a universal skid steer plate and high flow hydraulics

TECHNICAL SPECIFICATIONS

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BID #: DOT-ITB-26-9072-JM

FOB: Statewide

BID TITLE: Boom Mower Equipment

ITEM #2: 39ft BOOM MOWER SPECIFICATION

1) CARRIER REQUIREMENTS

The base unit, at a minimum, shall have:

- J. 173 horsepower Stage V turbo diesel engine
- K. Two speed hydrostatic transmission with work mode ranging 0-8MPH max and travel speed ranging 0-24MPH max.
- L. Full-time four-wheel drive with three steering modes: four-wheel steering, two-wheel steering, and crab steering (all wheels turn in the same direction)
- M. Engine coolant and hydraulic oil to be cooled a remote, vertically mounted, heavy-duty side by side radiator/CAC/oil cooler with clean out reversing fan or equivalent
- N. Radiator to have a remote horizontally mounted, 21in diameter fan driven by a heavy belt with operator controlled reversing valve to cleanout radiator or equivalent
- O. Cast iron counterweight with integrated operator steps, minimum of 1950lbs
- P. 90-degree rotating cabin
- Q. Multi terrain tread tires sufficient for on road and off-road use
- R. ROPS (Rollover Protective Structure) and FOPS (Falling Object Protective Structure) certified in accordance with current OSHA requirements and/or SAE standards
- S. Automatic lubrication system for boom and axle components

2) BOOM REQUIREMENTS

- A. 39ft telescopic boom
- B. Greaseable, hardened steel, pivot pin bushings
- C. All boom functions must be right hand joystick controlled
- D. Hydraulic quick connect couplings
- E. Suspension proportion potentiometer electronic system for boom suspension

3) MINIMUM SAFETY EQUIPMENT

- A. Backup camera
- B. Fire extinguisher mounted in the cab
- C. Minimum of 107dB backup alarm
- D. Cabin mounted LED strobe lights visible from all sides
- E. HammerGlass special polycarbonate, or equivalent, on the windshield, door, and right side of cabin, in place of glass

TECHNICAL SPECIFICATIONS

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BID #: DOT-ITB-26-9072-JM

FOB: Statewide

BID TITLE: Boom Mower Equipment

OPTIONS AVAILABLE FOR ITEM #1: 30ft BOOM MOWER
OPTIONS MAY OR MAY NOT BE PURCHASED AT THE DISCRETION OF THE FDOT.

1) BOOM ATTACHMENT OPTIONS

- A. Universal skid steer plate
- B. 50in rotary deck mower with 90-degree swivel and 30/60-degree trunnion mount for articulation
- C. 60in rotary deck mower with 90-degree swivel and 30/60-degree trunnion mount for articulation
- D. 50in mulching head
- E. 48in direct drive saw with 80-degree articulation and carbide tip replaceable blade
- F. 67in twin blade direct drive saw with 80-degree articulation and carbide tip replaceable blades
- G. 90in twin blade direct drive saw with 80-degree articulation and carbide tip replaceable blades
- H. 60in grass flail mower with optional 180-degree rotator
- I. 44in hammer axe flail mower with optional 180 rotator
- J. 22in ditch maintainer with optional 90-degree rotator
- K. 30in wide ditch cleanout bucket
- L. Heavy duty multi-use grapple with optional saw for cutting limbs

2) FRONT TOOL CARRIER ATTACHMENT OPTIONS

- A. 96in hydraulic angling broom
- B. 96in rotary deck mower
- C. Offset shoulder mower, 62in wide grass flail with 36in telescopic extension
- D. Hydraulic turbine blower with 360-degree nozzle rotation
- E. 24in cold planer
- F. Woodchipper
- G. Stump grinder
- H. 84in grapple for logs and debris
- I. Grapple rake
- J. Six-way dozer blade
- K. Hydraulic angling snow plow
- L. Hydraulic snow blower
- M. 120in hydraulic angling industrial snow pusher

TECHNICAL SPECIFICATIONS

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BID #: DOT-ITB-26-9072-JM

FOB: Statewide

BID TITLE: Boom Mower Equipment

OPTIONS AVAILABLE FOR ITEM #2: 39ft BOOM MOWER
OPTIONS MAY OR MAY NOT BE PURCHASED AT THE DISCRETION OF THE FDOT.

3) BOOM ATTACHMENT OPTIONS

- A. Rotator unit for 180-degree attachment rotation
- B. 47in flail head
- C. 59in flail head
- D. Conveyor head (flail head with conveyor belt)
- E. Forestry head with fixed teeth
- F. Saw bar (cutter disc bar)
- G. Cutter bar
- H. Power sheers
- I. Iron brush
- J. Ditch cleaner
- K. Orange peel grapple
- L. Trunk pincers
- M. Grapple fork
- N. Pruning scissors-pincers
- O. Stump grinder
- P. River bucket (weeding-mowing bucket)
- Q. Ditch bucket

ORDERING INSTRUCTIONS

Bid Number: DOT-ITB-26-9072-JM

Title: Boom Mower Equipment

NOTE: ALL ORDERS SHOULD BE DIRECTED TO:

FEDERAL EMPLOYER IDENTIFICATION NUMBER (FEID): F571142522002

VENDOR: ATMAX Equipment Co.

ADDRESS: 6902 E. 7th Ave.

CITY, STATE, ZIP: Tampa, FL 33619

TELEPHONE: 813-634-1111

TOLL FREE NO: _____

DELIVERY: DELIVERY WILL BE MADE WITHIN 90 DAYS AFTER RECEIPT OF PURCHASE ORDER.

PRODUCT INFORMATION: DIRECT QUESTIONS TO:

NAME & TITLE: Steve Pietila, Regional Sales Manager

ADDRESS: 6902 E. 7th Ave.

CITY, STATE, ZIP: Tampa, FL 33619

TELEPHONE: 810-206-7010

TOLL FREE NO.: _____

E-MAIL ADDRESS: stevep@mowermax.com

WEB ADDRESS: mowermax.com

ORDERING INSTRUCTIONS

Bid Number: DOT-ITB-26-9072-JM

Title: Boom Mower Equipment

NOTE: ALL ORDERS SHOULD BE DIRECTED TO:

FEDERAL EMPLOYER IDENTIFICATION NUMBER (FEID): F591000566020

VENDOR: EFE, Inc. dba Everglades Equipment Group

ADDRESS: 138 Professional Way

CITY, STATE, ZIP: Wellington, FL 33414

TELEPHONE: 561-897-0693

TOLL FREE NO: _____

DELIVERY: DELIVERY WILL BE MADE WITHIN 30 DAYS AFTER RECEIPT OF PURCHASE ORDER.

PRODUCT INFORMATION: DIRECT QUESTIONS TO:

NAME & TITLE: Michael Crowe, Government Account Manager

ADDRESS: 1800 US-441

CITY, STATE, ZIP: Leesburg, FL 34748

TELEPHONE: 407-607-7158

TOLL FREE NO.: _____

E-MAIL ADDRESS: mcrowe@efe1963.com

WEB ADDRESS: www.efe1963.com

INTRODUCTION SECTION

1) INVITATION

The purpose of this Invitation to Bid is to obtain competitive bids to establish a three (3) year contract for the purchase of boom mower equipment by the Department of Transportation, hereafter referred to as the "Department". The contract will become effective on the date the successful bidder(s) is approved for award and will expire three (3) years from that date. After the award, said bidder(s) will be referred to as the "Vendor(s)".

All commodities identified in this Invitation to Bid will be subject to the availability of identical commodities as provided by mandatory Department of Management Services' State Contract(s) at such time these commodities become available. In the event of duplication(s) of commodities, the Department of Management Services' mandatory State Contract shall prevail.

2) TIMELINE

Provided below is a list of critical dates and actions. These dates are subject to change. Notices of changes (Addenda) will be posted on the Florida Vendor Information Portal at <https://vendor.myfloridamarketplace.com/> (click on "Search Advertisements") under this bid number. It is the responsibility of all potential bidders to monitor this site for any changing information prior to submitting your bid.

<u>ACTION / LOCATION</u>	<u>DATE</u>	<u>LOCAL TIME</u>
DEADLINE FOR TECHNICAL QUESTIONS - (There is no deadline for administrative questions)	04-09-2026	05:00 PM EST
BIDS DUE (ON OR BEFORE) - Florida Department of Transportation Central Procurement Office Jocelyn Moore, Purchasing Agent CO.Purch@dot.state.fl.us	04-21-2026	09:00 AM EST
PUBLIC OPENING - Florida Department of Transportation Central Procurement Office Jocelyn Moore, Purchasing Agent 605 Suwannee Street Tallahassee, FL 32399-0450	04-21-2026	10:00 AM EST
POSTING OF INTENDED DECISION/AWARD -	04-28-2026	

3) BID OPENING AGENDA

The sealed bids will be opened by the Department's Procurement Office personnel at the date, time and location in the Timeline. All bid openings are open to the public and will be conducted according to the following agenda:

Opening remarks – Approximate time of 2 minutes by Department Procurement Office personnel.

Public input period – To allow a maximum of 15 minutes total for public input related to the bid solicitation.

Bids opened – At conclusion of public input or 15 minutes, whichever occurs first, bids received timely will be opened with bidder's name and prices to be read aloud.

Adjourn - After all bids received timely have been opened, the meeting will be adjourned.

4) **SPECIAL ACCOMMODATIONS**

Any person with a qualified disability requiring special accommodations at a pre-bid conference, public meeting, and/or opening shall contact the contact person at the phone number, e-mail address provided on the title page at least five (5) working days prior to the event. If you are hearing or speech impaired, please contact this office by using the Florida Relay Services which can be reached at 1 (800) 955-8771 (TDD).

5) **CONTRACT USE**

Use of the contract resulting from this bid will be optional for the Department. The Department reserves the right to solicit separate bids for any unusual or abnormal quantity requirements that may arise during the term of the contract.

6) **ESTIMATED PURCHASES**

It is anticipated that the Department will purchase approximately \$2,400,000.00 under any contract resulting from this bid. This estimated amount is given only as a guideline for preparing your bid and should not be construed as representing an actual amount to be purchased under this contract. The Vendor(s) shall supply, at bid prices, the actual amounts ordered regardless of whether the total of such amounts is more or less than anticipated. This bid and the resulting contract will be subject to annual appropriated funding.

7) **RENEWAL**

Upon mutual agreement, the Department and the Contract Vendor may renew the contract for a period that may not exceed 3 years or the term of the original contract, whichever is longer. The renewal must be in writing and signed by both parties, and is subject to the same terms and conditions set forth in the initial contract and any written amendments signed by the parties. Any renewal shall specify the renewal price, as set forth in the solicitation response except that an agency may negotiate lower pricing. Renewal is contingent upon satisfactory performance evaluations and subject to the availability of funds.

SPECIAL CONDITIONS

1) **MyFloridaMarketPlace**

BIDDERS MUST BE ACTIVELY REGISTERED IN THE STATE OF FLORIDA'S MYFLORIDAMARKETPLACE SYSTEM BY THE TIME AND DATE OF THE BID OPENING OR THEY MAY BE CONSIDERED NON-RESPONSIVE (see Special Condition 20). All prospective bidders that are not registered should go to <https://vendor.myfloridamarketplace.com/> to complete on-line registration, or call 1-866-352-3776 for assisted registration.

All payment(s) to the vendor resulting from this competitive solicitation **WILL** be subject to the MFMP Transaction Fee in accordance with the referenced Form PUR 1000 General Contract Condition #7d. The Transaction Fees imposed shall be based upon the date of issuance of the payment.

2) **FLORIDA DEPARTMENT OF FINANCIAL SERVICES (DFS) W-9 REQUIREMENT**

The Florida Department of Financial Services (DFS) requires all vendors that do business with the state to submit an electronic Substitute Form W-9. Vendors must submit their W-9 forms electronically at <https://flvendor.myfloridacfo.com> to receive payments from the state. Contact the DFS Customer Service Desk at (850) 413-5519 or FLW9@myfloridacfo.com with any questions.

3) **QUESTIONS & ANSWERS**

In accordance with section 287.057(25), Florida Statutes, respondents to this solicitation or persons acting

on their behalf may not contact, between the release of the solicitation and the end of the 72-hour period following the agency posting the notice of intended award, excluding Saturdays, Sundays, and state holidays, any employee or officer of the executive or legislative branch concerning any aspect of this solicitation, except in writing to the procurement officer or as provided in the solicitation documents. Violation of this provision may be grounds for rejecting a response.

Any technical questions arising from this Invitation to Bid must be forwarded, in writing, to the procurement agent identified below. Questions must be received no later than the time and date reflected on the Timeline. The Department's written response to written inquiries submitted timely by bidders will be posted on the Florida Vendor Information Portal at <https://vendor.myfloridamarketplace.com/> (click on "Search Advertisements"), under this bid number. It is the responsibility of all potential bidders to monitor this site for any changing information prior to submitting their bid.

WRITTEN TECHNICAL QUESTIONS should be submitted to:
Jocelyn Moore at CO.Purch@dot.state.fl.us

Questions regarding administrative aspects of the bid process should be directed to the Procurement Agent in writing at the email address above.

4) ORAL INSTRUCTIONS / CHANGES TO THE INVITATION TO BID (ADDENDA)

No negotiations, decisions, or actions will be initiated or executed by a bidder as a result of any oral discussions with a State employee. Only those communications which are in writing from the Department will be considered as a duly authorized expression on behalf of the Department.

Notices of changes (Addenda) will be posted on the Florida Vendor Information Portal at <https://vendor.myfloridamarketplace.com/> (click on "Search Advertisements") under this bid number. It is the responsibility of all potential bidders to monitor this site for any changing information prior to submitting your bid. All Addenda will be acknowledged by signature and subsequent submission of Addenda with bid when so stated in the Addenda.

5) PRICES/DELIVERY

Prices shall be firm, net, delivered prices, F.O.B. destination.

Delivery must be made within thirty (30) calendar days or less upon receipt of a purchase order by the contract vendor at their designated ordering location. If more time is needed, the bidder should state the extra time required and the reasons why, in their bid response. Acceptance will be subject to the Department's approval.

6) IN-STATE PREFERENCE FOR COMMODITY BIDS

In accordance with Section 287.084, Florida Statutes, when the lowest responsible and responsive bid is submitted by a vendor whose principal place of business is located outside the state of Florida, a 5% price preference shall be awarded to the lowest responsible and responsive vendor whose principal place of business is located in the state of Florida, as determined by the vendor's registration with the Florida Department of State (SunBiz), unless the state where the out-of-state vendor is located provides a price preference for businesses having a principal place of business in that state. In that case, the same price preference shall be awarded to the lowest responsible and responsive vendor whose principal place of business is located in the state of Florida responding to this Invitation to Bid (ITB).

All bidders **MUST** complete the attached "In-State Preference Form" and submit with their bid response. All vendors whose principal place of business is outside of Florida, as determined by the vendor's registration with the Florida Department of State (SunBiz), **must accompany any written bid, proposal, or reply**

documents with a written opinion of an attorney at law licensed to practice law in that foreign state, as to the preferences, if any or none, granted by the law of that state to its own business entities whose principal places of business are in that foreign state in the letting of any or all public contracts. Failure to submit the "In-State Preference Form AND written opinion will result in the vendor being found non-responsive. For the 5% preference, the Department will apply 5% to the bid price(s) of the lowest out of state vendor whose state does not grant a preference if that vendor has submitted the lowest responsible and responsive bid. The "In-State Preference" does not apply to transportation projects that use federal funds.

7) INTENDED AWARD

As the best interest of the State may require, the right is reserved to make award(s) by individual item, group of items, all or none, or a combination thereof: on a geographical district basis and / or on a statewide basis with one or more suppliers to reject any and all bids or waive any minor irregularity or technicality in bids received. When it is determined there is competition to the lowest responsible bidder, evaluation of other bids is not required. Bidders are cautioned to make no assumptions, unless their bid has been evaluated as being responsive. All awards made as a result of this bid shall conform to applicable Florida Statute. In the event the Department receives identical pricing or scoring from multiple vendors that would tie the awarded vendor; the Department may, at its discretion, award to all responsive tied vendors or reject all.

8) PRE-BID CONFERENCE

A PRE-BID CONFERENCE WILL NOT BE HELD.

9) ALTERNATES

Alternate brands will be considered for this bid. The "Department" reserves the right to require each bidder to demonstrate to the satisfaction of the "Department" that the items/materials will perform in a completely acceptable manner. In the event the "Department" judges that the demonstrated performance is unsatisfactory, the "Department" may reject the bid. The bidder must be prepared to demonstrate the materials within fourteen (14) days after the bid opening date. Demonstration time and place is subject to agreement of the "Department" and the bidder.

Bidders submitting a bid that is based on an alternate brand of equipment must submit, with their bid, complete specifications and descriptive technical literature for the equipment proposed.

10) WARRANTY/SUBSTITUTIONS

A warranty is required on all items purchased against defective materials, workmanship, and failure to perform in accordance with required industry performance criteria, for a period of not less than ninety (90) days from the date of acceptance by the purchaser. Any deviation from this criteria must be documented in the bid response or the above statement shall prevail. Delivery of substitute commodities requires prior written approval from the ordering location.

11) REPLACEMENT/RESTOCKING

Replacement of all materials found defective within the warranty period shall be made without cost to the purchaser, including transportation if applicable. All fees associated with restocking cancelled orders shall be the responsibility of the vendor.

12) PRODUCT REQUIREMENTS/SPECIFICATIONS

Items furnished shall be standard products of the manufacturer or their suppliers, shall be new, unused, clean, and free from any defects or features affecting appearance, serviceability, or the safety of the user in normal intended use.

Any deviation from specifications indicated herein must be clearly pointed out; otherwise, it will be considered that items offered are in strict compliance with these specifications, and successful bidder will be held responsible therefore. Deviations must be explained in detail on separate attached sheet(s).

13) ACCEPTANCE

All items listed in the specifications, delivered to the Department not meeting specifications or found to be poorly manufactured will not be accepted, but returned to the vendor, at their expense, for replacement. Replacement of all items found defective shall be made without cost to the Department, including transportation, if applicable. As it may be impossible for each facility to inspect all items upon arrival, a reasonable opportunity must be given to these facilities for inspection of the items, and returning those that are defective.

14) REVIEW OF BIDDER'S FACILITIES & QUALIFICATIONS

After the bid due date and prior to contract execution, the Department reserves the right to perform or to have performed, an on-site review of the bidder's facilities and qualifications. This review will serve to verify data and representations submitted by the bidder and may be used to determine whether the bidder has adequate facilities, equipment, qualified and experienced staff, and overall management capabilities to provide the required items. The review may also serve to verify whether the bidder has financial capabilities adequate to meet the contract requirements.

Should the Department determine that the bid package has material misrepresentations or that the size or nature of the bidder's facilities, equipment, management capabilities, or the number of experienced personnel (including technical staff) are not adequate to ensure satisfactory contract performance, the Department has the right to reject the bid.

15) PROTEST OF INVITATION TO BID SPECIFICATIONS

Any person who is adversely affected by the contents of this Invitation to Bid must file the following with the Department of Transportation, Clerk of Agency Proceedings, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0450:

1. A written notice of protest within seventy-two (72) hours after the posting of the solicitation, (the notice of protest may be Faxed to 850-414-5264), and
2. A formal written protest in compliance with Section 120.57(3), Florida Statutes, within ten (10) days of the date on which the written notice of protest is filed.

Failure to file a protest within the time prescribed in section 120.57(3), Florida Statutes, or failure to post the bond or other security required by law within the time allowed for filing a bond shall constitute a waiver of proceedings under Chapter 120, Florida Statutes.

16) UNAUTHORIZED ALIENS

The employment of unauthorized aliens by any contractor is considered a violation of Section 274A(e) of the Immigration and Nationality Act. If the contractor knowingly employs unauthorized aliens, such violation shall be cause for unilateral cancellation of the contract.

17) SCRUTINIZED COMPANIES LISTS

All responses, regardless of dollar value, must include a completed Vendor Certification Regarding Scrutinized Companies Lists to certify the respondent is not on either of those lists. The Form should be submitted with the bid response.

Section 287.135, Florida Statutes, prohibits a company or other entity from bidding on, submitting a proposal for, or entering into or renewing a contract for goods or services of: i) \$100,000 or more if, at the time of bidding on, submitting a proposal for, or entering into or renewing such contract, the company or other entity is on the Scrutinized Companies or Other Entities that Boycott Israel List, created pursuant to Section 215.4725, Florida Statutes, or is engaged in a boycott of Israel; and, ii) \$1,000,000 or more if, at the time of bidding on, submitting a proposal for, or entering into or renewing such contract, the company or other entity is on either the Scrutinized Companies with Activities in Sudan List or the Scrutinized Companies with Activities in the Iran Terrorism Sectors List, created pursuant to Section 215.473, Florida Statutes, or is engaged in business operations in Cuba or Syria.

If the Department determines the Vendor submitted a false certification under Section 287.135, Florida Statutes, the Department shall either terminate the Contract after it has given the Vendor notice and an opportunity to demonstrate the Department's determination of false certification was in error pursuant to Section 287.135, Florida Statutes, or maintain the Contract if the conditions of Section 287.135, Florida Statutes are met.

18) RESERVATIONS

The Department reserves the right to accept or reject any or all bids received and reserves the right to make an award without further discussion of the bids submitted. Therefore, the bidder should make sure that the bid package submitted is complete and accurate and submitted to ensure delivery on or before the bid opening time and date specified in this solicitation. It is understood that the bid will become a part of the Department's official file, without obligation to the Department.

19) ADDITIONAL TERMS & CONDITIONS

No conditions may be applied to any aspect of the ITB by the bidder. Any conditions placed on any aspect of the bid documents by the bidder may result in the bid being rejected as a conditional bid (see "RESPONSIVENESS OF BIDS"). **DO NOT WRITE IN CHANGES ON ANY ITB SHEET.** The only recognized changes to the ITB prior to bid opening will be a written Addenda issued by the Department.

20) RESPONSIVENESS OF BIDS

Bids will not be considered if not received by the Department **on or before** the date and time specified as the due date for submission. All bids must be typed or printed in ink. A responsive bid is an offer to provide the items specified in this Invitation to Bid in accordance with all requirements of this Invitation to Bid. Bids found to be non-responsive will not be considered. Bids may be rejected if found to be irregular or not in conformance with the specifications and instructions herein contained. A bid may be found to be irregular or non-responsive by reasons that include, but are not limited to, failure to utilize or complete prescribed forms, modifying the bid specifications, submitting conditional bids or incomplete bids, submitting indefinite or ambiguous bids, or executing forms or the bid sheet with improper and/or undated signatures. Other conditions which may cause rejection of bids include, evidence of collusion among bidders, obvious lack of experience or expertise to provide the required items, and failure to perform or meet financial obligations on previous contracts. ALL determinations of responsiveness will be the responsibility of the FDOT Procurement Office.

21) REQUIRED DOCUMENTS

The bidder must use the attached Bid Sheet to submit its bid. The Bid Sheet must be signed and dated in ink by a representative who is authorized to contractually bind the bidder. All bid sheets and other documentation submitted in response to this solicitation must be executed and submitted in accordance with Special Conditions 24.

22) COPYRIGHTED MATERIAL

Copyrighted material will be accepted as part of a bid only if accompanied by a waiver that will allow the Department to make paper and electronic copies necessary for the use of Department staff and agents. It is noted that copyrighted material is not exempt from the Public Records Law, Chapter 119, Florida Statutes. Therefore, such material will be subject to viewing by the public, but copies of the material will not be provided to the public.

23) ATTACHMENT TO ITB SUBMITTAL - CONFIDENTIAL MATERIAL

The Bidder must include any materials it asserts to be exempted from public disclosure under Chapter 119, Florida Statutes, in a separate document labeled "Vendor's Name - Confidential Material". The Bidder must identify the specific Statute that authorizes exemption from the Public Records Law. Any claim of confidentiality on materials the Bidder asserts to be exempt from public disclosure and placed elsewhere in the bid will be considered waived by the Bidder upon submission, effective after opening.

24) ELECTRONIC SUBMISSION OF BIDS:

Please follow the below instructions for the submittal of electronic bids, failure to do so, may result in your bid being found non-responsive. Non-responsive replies will not be evaluated.

- a) Subject line must show: DOT-ITB-26-9072-JM – Vendor's Name
- b) Email shall contain one file attachment marked as the following: DOT-ITB-26-9072-JM - Bid Submittal
- c) Documents shall be submitted in portable document format (PDF) and have a size limit of 25MB.
- d) The body of the email shall not contain any information
- e) Documents shall not be submitted in a ZIP (.zip) file
- f) Bids shall be submitted to: CO.Purch@dot.state.fl.us

It is the bidder's responsibility to assure that the bid is delivered to the proper place **on or before** the Bid Due date and time (See Introduction Section 2 Timeline). Bids which for any reason are not so delivered, will not be considered.

25) MODIFICATIONS, RESUBMITTAL AND WITHDRAWAL

Bidders may modify submitted bids at any time prior to the bid due date. Requests for modification of a submitted bid shall be in writing and must be signed by an authorized signatory of the bidder. Upon receipt and acceptance of such a request, the entire bid will not be considered unless resubmitted by the due date and time. Bidders may also send a change in a separate email to be opened at the same time as the bid.

26) POSTING OF INTENDED DECISION/AWARD

26.1 - General:

The Department's decision will be posted on the Florida Vendor Information Portal at <https://vendor.myfloridamarketplace.com/>, on the date in the Timeline, and will remain posted for a period of seventy-two (72) hours. Any bidder who is adversely affected by the Department's recommended award or intended decision must file the following with the Department of Transportation, Clerk of Agency Proceedings, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0450:

1. A written notice of protest within seventy-two (72) hours after posting of the Intended Award, (the notice of protest may be Faxed to 850-414-5264), and
2. A formal written protest and protest bond in compliance with Section 120.57(3), Florida Statutes, within

ten (10) days of the date on which the written notice of protest is filed. At the time of filing the formal written protest, a bond (a cashier's check or money order may be accepted) payable to the Department must also be submitted in an amount equal to one percent (1%) of the estimated contract amount based on the contract price submitted by the protestor.

Failure to file a protest within the time prescribed in Section 120.57(3), Florida Statutes, or failure to post the bond or other security required by law within the time allowed for filing a bond shall constitute a waiver of proceedings under Chapter 120, Florida Statutes.

26.2 - Inability to Post:

If the Department is unable to post as defined above, the Department will notify all bidders by electronic notification on the Florida Vendor Information Portal (see special condition 26.1, above) and/or telephone. The Department will provide notification of any future posting in a timely manner.

26.3 - Request to Withdraw Bid:

Requests for withdrawal will be considered if received by the Department, in writing, within seventy-two (72) hours after the bid opening time and date. Requests received in accordance with this provision will be granted by the Department upon proof of the impossibility to perform based upon obvious error on the part of the bidder. Bidders that do not withdraw as stated above will forfeit their bid bond, if applicable.

27) RECYCLED MATERIAL

The Department encourages the use of products and materials with recycled content and post-consumer recovered materials. If the item(s) specified in the Technical Specification is available with recycled content, we request that you provide product information to help in our search for recycled products. However, this bid request is for the product as specified herein and does not require prices for recycled product. This information should be sent as part of your bid response or may be sent separately.

28) PRICE ADJUSTMENTS

The Department may, in its sole discretion, make an equitable adjustment in the Contract terms and/or pricing if pricing or availability of supply is affected by extreme and unforeseen volatility in the marketplace, that is, by circumstances that satisfy all the following criteria: (1) the volatility is due to causes wholly beyond the Vendor's control, (2) the volatility affects the marketplace or industry, not just the particular Contract source of supply, (3) the effect on pricing or availability of supply is substantial, and (4) the volatility so affects the Vendor that continued performance of the Contract would result in a substantial loss. The Vendor shall provide thirty (30) days written notice to the Department and written approval from the Department is required. Documentation of cost adjustments shall be provided by the Vendor to the Department.

29) DELIVERY LOCATION(S)

The primary point of delivery for this contract will be FDOT Shops, but bid prices will include delivery to other locations, throughout the State of Florida.

30) CANCELLATION

All contract obligations shall prevail for at least one hundred and eighty (180) days after the effective date of the contract. For the protection of both parties, this contract may be cancelled in whole or in part after one hundred and eighty (180) days by either party giving thirty (30) days prior written notice to the other contract party. The contract may, also, be cancelled by the Department for nonperformance (default).

31) ORDERING INSTRUCTIONS

Manufacturers are encouraged to bid direct naming dealers who will accept orders and complete deliveries. Bidders must include complete ordering instructions, including FEDERAL EMPLOYER IDENTIFICATION NUMBER (FEID), for invoicing dealers, with the bid on a separate sheet.

32) ORDER QUANTITIES

No minimum order quantities will be accepted. The Department will order as needed in the quantities needed.

33) OPEN PURCHASE ORDERS

The Department may, at its discretion, establish an open (estimated quantity) purchase order with the contract vendor(s) to facilitate the purchasing of materials. The purchase of materials may be placed by; (1) written purchase order, (2) telephone orders by authorized Department personnel, or (3) an itemized order in writing. The Department will supply the contract vendor(s) with a list of personnel authorized to order. Delivery of items on these open purchase orders shall not exceed the contract effective period.

34) INVOICING

Invoices must match units specified on the Purchase Order.

35) FORMS

The Bidder must complete all required items below and submit them as part of the Bid package. Any Bid in which these forms are not used or in which these forms are improperly executed may be considered non-responsive and the bid may be subject to rejection.

Bid Sheet

In-State Preference

Vendor Certification Regarding Scrutinized Companies Lists (Form 375-030-60)

Ordering Instructions

E-Verify Form

36) TERMS AND CONDITIONS

36.1 General Contract Conditions (PUR 1000)

The State of Florida's General Contract Conditions are outlined in form PUR 1000, which is a downloadable document incorporated into this Invitation to Bid (ITB) by reference. Any terms and conditions set forth in this ITB document will take precedence over the PUR 1000 form where applicable.

[PUR1000 General Contract Conditions](#)

The following paragraphs do not apply to this Invitation to Bid:

Paragraph 8(a), Dispute Resolution - PUR 1000

Paragraph 5(l), PRIDE – PUR 1000, when federal funds are utilized.

36.2 General Instructions to Respondents (PUR 1001)

The State of Florida's General Instructions to Respondents are outlined in form PUR 1001, which is a downloadable document incorporated into this Invitation to Bid (ITB) by reference. Any terms and conditions set forth in this ITB document take precedence over the PUR 1001 form where applicable.

<http://www.dms.myflorida.com/content/download/2934/11780/1001.pdf>

The following paragraphs do not apply to this Invitation to Bid:

Paragraph 3, Electronic Submission – PUR 1001

Paragraph 4, Terms and Conditions – PUR 1001

Paragraph 5, Questions – PUR 1001

36.3 MFMP Purchase Order Terms and Conditions

All MFMP Purchase Order contracts resulting from this solicitation will include the terms and conditions of this solicitation and the State of Florida's standardized Purchase Order Terms and Conditions, which can be found at the Department of Management Services website at the following link:

https://www.dms.myflorida.com/business_operations/state_purchasing/myfloridamarketplace/mfmp_agency_customers/po_terms_conditions

Section 8(B), PRIDE, is not applicable when using federal funds.

37) ORDER OF PRECEDENCE

All responses are subject to the terms and conditions of this solicitation, which, in case of conflict, shall have the following order of precedence listed:

Special Conditions

Technical Specifications

Bid Sheet

FDOT Purchase Order Terms and Conditions

MFMP Purchase Order Terms and Conditions – Section 8(B), PRIDE, is not applicable when using federal funds.

General Instructions to Respondents (PUR 1001)

General Contract Conditions (PUR 1000)

Introduction Section

38) ANTITRUST VIOLATOR VENDOR LIST

Pursuant to Section 287.137(2)(a), Florida Statutes, a person or an affiliate who has been placed on the antitrust violator vendor list following a conviction or being held civilly liable for an antitrust violation may not submit a bid, proposal, or reply for any new contract to provide any goods or services to a public entity; may not submit a bid, proposal, or reply for a new contract with a public entity for the construction or repair of a public building or public work; may not submit a bid, proposal, or reply on new leases of real property to a public entity; may not be awarded or perform work as a contractor, supplier, subcontractor, or consultant under a new contract with a public entity; and may not transact new business with a public entity.

39) PROHIBITION AGAINST CONSIDERING SOCIAL, POLITICAL, OR IDEOLOGICAL INTERESTS IN GOVERNMENT CONTRACTING

Pursuant to Section 287.05701, Florida Statutes, an awarding body may not request documentation of or consider a vendor's social, political, or ideological interests when determining if the vendor is a responsible vendor, and an awarding body may not give preference to a vendor based on the vendor's social, political, or ideological interest.

40) CONTRACTING WITH ENTITIES OF FOREIGN COUNTRIES OF CONCERN PROHIBITED

The Proposer must submit, with its Proposal, a completed Foreign Country of Concern Attestation (PUR 1355) (Form 6). Form 6 must be completed by an officer or representative of the Bidder on behalf of the Bidder.

41) AFFIDAVIT REGARDING LABOR AND SERVICES

Prior to contract execution, extension or renewal, the Department shall notify the Contract awardee of the need to download, complete, and submit the FDOT form, Affidavit Regarding Labor and Services, No. 375-030-31. Please have the form signed and notarized and send a scanned copy to the Department. The nongovernmental entity (Contract awardee) must maintain the original copy in accordance with other provisions of this Agreement or Contract, and in accordance with Florida law.