



Request For Proposal

**Used Diesel Semi-Truck
RFP No: PG-004-17**

Date Due: **January 30, 2017 @ 11:00 A.M.**

ITEMS BELOW APPLY TO AND BECOME A PART OF TERMS AND CONDITIONS OF THE RFP. ANY EXCEPTIONS THERETO MUST BE IN WRITING

Proposer must sign all RFPS – the laws of the State of Texas must prevail on all RFP’s. By signing this RFP, Proposer certifies that if a Texas address is shown as the address of the RFP, Proposer qualifies as a Texas Resident Bidder as defined in Rule 1 TAC 111.2

The Payee ID Number is the taxpayer number assigned and used by the Comptroller of Public Accounts of Texas. Enter this number in the spaces provided below. If this number is not known:

1. Enter your Federal Employer’s Identification Number,
2. Sole owner should also enter Social Security Number.

Proposer/Respondent Name: _____

Payee ID Number: _____

Company Name: _____

Address: _____

City-State-Zip: _____

Phone Number: _____

Signature: _____

General Information

Texas State Technical College (TSTC) was established in 1965 as the James Connally Technical Institute (JCTI) of Texas A & M University to meet the state's evolving workforce needs. This college was located in Central Texas at the former James Connally Air Force Base in Waco. At the time, Governor John Connally predicted that it would be "the most sophisticated technical-vocational institute in the country."

In 1967, JCTI expanded to include a South Texas campus in Harlingen. In 1969, the colleges separated from Texas A & M University and became an independent state system, with the name Texas State Technical Institute (TSTI) and its own Board of Regents. Additional campuses were created in 1970 in Amarillo in the Panhandle of Texas and in Sweetwater in West Texas. As the demand for quality technical education continued to grow, extension centers were established in McAllen (1983), Abilene (1985), Breckenridge (1989), Brownwood (1991), and Marshall (1991). In 1991, TSTI was renamed Texas State Technical College (TSTC). In 1999, the extension center in Marshall became an independent college of the system.

Today, the Texas State Technical College System includes four colleges: TSTC Harlingen, TSTC Marshall, TSTC Waco, and TSTC West Texas, which makeup campuses in Abilene, Breckenridge, Brownwood, Sweetwater, Hutto, North Texas and Richmond. More than 15,000 students attend TSTC on credit programs alone.

TSTC is the only state-supported technical college system in Texas. With a statewide role and mission, TSTC is efficiently and effectively helping Texas meet the high-tech challenges of today's global economy, in partnership with business and industry, government agencies, and other educational institutions. TSTC has high graduation rates, exceptional postgraduate success rates, and an outstanding record in graduating individuals from diverse cultural and socioeconomic backgrounds.

Purpose of Solicitation

TSTC is soliciting the purchase of **(1) one Used Heavy-Duty diesel fueled Late model truck.** The heavy-duty diesel truck are instructional equipment for student learning and training purpose.

DESCRIPTION	QTY	UNIT	UNIT PRICE	EXT
Used Heavy –Duty Diesel Truck	1	EA	_____	_____

Year - 2013 or Newer
Make – Mack
Series – CHU613
Engine – Mack MP-8 445
Body Style – Day Cab
Color – ANY
Transmission – Eaton-Fuller – RTLO-18913A
Speed – 13 Spd sp
Suspension – Air Ride
FA Capacity – 14600
RA Capacity – 38000
RE Ratio – 3.56
Wheelbase – 219
Wheels – Aluminum Front Aluminum Outside Rear
Tires – 11R24.5
Miles - _____ (Must be entered)

Misc. Costs (If Any) _____

Shipping Cost (If Any) for delivery of Truck _____
To: TSTC West Texas, Sweetwater
300 Homer K. Taylor Dr.
Sweetwater, Texas 79556

Title & License _____

Grand Total \$ _____

Bid Exact or Equivalent

NOTE TO VENDOR: Proposer must submit with RFP there Specifications, Mileage, Pictures, etc of truck they are bidding with RFP submittal.

Proposer must specify on there RFP submittal the amount of days (if any) they are able to HOLD truck on there lot pending the review and award of RFP.

Amount of day’s proposer will hold Truck on there lot pending TSTC award. _____ DAYS

Other Factors for Award of Bid: Mileage and Condition of Used Diesel Truck. Refer to “Award of Proposal” below for complete criteria.

AWARD OF PROPOSAL

Texas State Technical College reserves the right to accept or reject all or any proposals and all or any part of any kind of proposal, waive minor technicalities and award in the best interest of TSTC in accordance with the Texas Education Code 51.9335. Texas State Technical College will award according to “Best Value” and the following criteria:

- the quality, delivery, availability, and adaptability of the supplies, materials, equipment, location or contractual services for the particular use required;
- the number and scope of conditions attached to the proposal;
- the ability, capacity, and skill of the Proposer to perform the contract or provide the services required;
- whether the Proposer can perform the contract or provide the service promptly, or within the time required, without delay or interference; the character, responsibility, integrity, reputation, and experience of the Proposer;
- the quality of performance of previous contracts or services;
- any previous or existing noncompliance by the Proposer with specification requirements relating to time of submission of specified data such as samples, models, drawings, certificates, or other information; the sufficiency of the financial resources and ability of the Proposer to perform the contract or provide the service; and the ability of the Proposer to provide future maintenance, repair parts, and service
- the purchase price;
- the reputation of the Proposer and of the Proposer’s goods or services;
- the total long-term cost to the Owner to acquire the Proposer’s goods or services; and
- any relevant criteria specifically listed in the RFP.

DEADLINE TO SUBMIT RFP:

January 30, 2017 @ 11:00 A.M.

Attn: Pedro Guardiola

Texas State Technical College

Purchasing Office

Service Support Center Building

Harlingen, Texas 78550

POINT-OF-CONTACT: The Owner designates the following persons, as its representative and Point-of-Contact for this RFP. Respondents shall restrict all contact with the Owner and direct all questions regarding this RFP, including questions regarding terms and conditions, to the Point-of-Contact persons.

Pedro Guardiola
Texas State Technical College
1902 North Loop 499
Harlingen, Texas 78550
Phone: 956-364-4428
E-mail: pedro.guardiola@tstc.edu

NO REIMBURSEMENT FOR COSTS: Respondent acknowledges and accepts that any costs or expenses incurred from the Respondent's participation in this RFP process shall be at the sole risk and responsibility of the Respondent. Respondents submit RFPs at their own risk and expense.

REQUIREMENTS FOR REQUEST FOR PROPOSAL

Respondents shall carefully read the information contained in the following criteria and submit a complete RFP submittal package. Incomplete submissions will be considered non-responsive and subject to rejection.

Respondent Rights to Withdraw Proposal

Respondent may withdraw their proposals at any time prior to the deadline for receipt of proposals. To Withdraw, Respondent must submit a written withdrawal request signed by its authorized representative(s) addressed to the Texas State Technical College System Procurement Officer named in this RFP.

TSTC General Terms and Conditions

ITEMS BELOW APPLY TO AND BECOME A PART OF TERMS AND CONDITIONS OF RFP, ANY EXCEPTIONS THERE TO MUST BE IN WRITING.

BIDDING REQUIREMENTS

Proposers must comply with all rules, regulations and statutes relating to purchasing in the State of Texas in addition to the requirements of this form.

Proposers must price per unit shown. Unit prices shall govern in the event of extension errors.

RFPs should be submitted on this form. RFPs must be time stamped at ordering agency on or before the hour and date specified for the RFP opening.

Late and/or unsigned RFPs will not be considered under any circumstances. Person signing RFP must have the authority to bind the firm in a contract.

Quote FOB destination, freight prepaid and allowed unless otherwise stated within the specifications.

RFP prices are requested to be firm for TSTC acceptance for 30 days from RFP opening date. "Discount from list" proposals are not acceptable unless requested. Cash discounts are not considered in determining an award. Cash discounts offered will be taken if earned.

RFPs should give Payee ID Number, full firm name and address of Proposer on the face of this form. Enter in the space provided, if not shown. Additionally, firm name should appear on each continuation page of a RFP, in the block provided in the upper right hand corner. The Payee ID Number is the taxpayer number assigned and used by the Comptroller of Public Accounts of Texas. If this number is not known, complete the following:

Enter Federal Employer's Identification Number

Sole owner should also enter Social Security Number

Proposal cannot be altered or amended after Submittal Deadline. Alterations made before Submittal Deadline should be initialed by Proposer or his authorized agent. No RFP can

be withdrawn after Submittal Deadline without approval by TSTC based on an acceptable written reason.

Purchases made for State use are exempt from the State Sales tax and Federal Excise tax. Do not include tax in RFP. Excise Tax Exemption Certificates are available upon request.

TSTC reserves the right to accept or reject all or any part of any kind, waive minor technicalities and award the RFP to best serve the interests of TSTC.

Consistent and continued tie bidding could cause rejection of RFPs by TSTC and/or investigation for antitrust violations.

TSTC shall not be responsible for failure of electronic equipment or operator error. Late illegible, incomplete, or otherwise non-responsive RFPs will not be considered.

SPECIFICATIONS

Catalogs, brand names or manufacturer's references are descriptive only, and indicate type and quality desired. Proposals on brands of like nature and quality will be considered unless advertised under Texas Government Code, Title 10, Subtitle D, Section 2155.067. If bidding on other than references, RFP should show manufacturer, brand or trade name, and other description of product offered. If other than brand(s) specified offered, illustrations and complete description of product offered are requested to be made part of the RFP. Failure to take exception to specifications or reference data will require Proposer to furnish specified brand names, numbers, etc.

Unless otherwise specified, items shall be new and unused and of current production.

All electrical items must meet all applicable OSHA standards and regulations, and bear the appropriate listing from UL, FMRC or NEMA.

Samples, when requested, must be furnished free of expense to TSTC. If not destroyed in examination, they will be returned to the Proposer, on request, at Proposer's expense. Each sample should be marked with Proposer's name and address, and requisition number. Do not enclose in or attach RFP to sample.

Any oral statement or representation contrary to the written specifications of this Request For Proposal (RFP) will not bind TSTC.

Manufacturer's standard warranty shall apply unless otherwise stated in the RFP.

TIE PROPOSALS

Awards will be made in accordance with Rule 1 TAC Section 113.6 (b) (3) and 113.8 (preferences)

DELIVERY

Show number of days required to place material in the TSTC central receiving designated location under normal conditions. Delivery days mean calendar days, unless otherwise specified. Failure to state delivery time obligates Proposer to deliver in 14 calendar days. Unrealistic delivery promises may cause RFP to be disregarded.

If delay is foreseen, selected vendor shall give written notice to the ordering agency. Selected vendor must keep the ordering agency advised at all times of status of order. Default promised delivery (without accepted reasons) or failure to meet specifications authorizes the ordering agency to purchase supplies elsewhere and charge full increase, if any, in cost and handling to defaulting selected vendor.

No substitutions permitted without written approval of TSTC.

Delivery shall be made during normal working hours only, unless prior written approval has been obtained from ordering agency.

INSPECTION AND TESTS

All goods will be subject to inspection and test by TSTC. Authorized ordering agency personnel shall have access to supplier's place of business for the purpose of inspecting merchandise. Tests shall be performed on samples submitted with the RFP or on samples taken from regular shipment. All costs shall be borne by the selected vendor in the event products tested fail to meet or exceed all conditions and requirements of the specification. Goods delivered and rejected in whole or in part may, at TSTC's option, be returned to the selected vendor or held for disposition at vendor's expense. Latent defects may result in revocation of acceptance.

AWARD OF CONTRACT

A response to this RFP is an offer to contract based upon the terms, conditions and specifications contained herein. RFPs do not become contracts until they are accepted through an open market purchase order. The contract shall be governed, construed and interpreted under the laws of the State of Texas. The factors listed in Texas Government Code, Title 10, Subtitle D, Section 2155.074, 2155.144, 2156.007, 2157.003 shall also be considered in making an award. Any legal actions must be filed in McLennan or Travis County, Texas.

PAYMENT

Selected vendor shall submit an itemized invoice showing TSTC's purchase order number. TSTC will incur no penalty for late payment if payment is made in 30 or fewer days from receipt of goods or services and an uncontested invoice.

PATENTS OR COPYRIGHTS

The selected vendor agrees to protect TSTC from claims involving infringement of patents.

VENDOR ASSIGNMENTS

Selected vendor hereby assigns to ordering agency any and all claims for overcharges associated with this contract arising under the antitrust laws of the United States 15 U.S.C.A. Section 1, et seq. (1973), and the antitrust laws of the State of Texas, TEX. Bus. & Comm. Code Ann. Sec. 15.01, et seq. (1967). Inquiries pertaining to IFBs must give the requisition number, codes, and opening date.

PROPOSER AFFIRMATION

Signing this RFP with a false statement is a material breach of contract and shall void the submitted RFP or any resulting contracts, and the Proposer shall be removed from all bid lists.

The Proposer has not given, offered to give, nor intends to give at any time hereafter any economic opportunity, future employment, gift, loan, gratuity, special discount, trip, favor, or service to a public servant in connection with the submitted RFP.

Neither the Proposer nor the firm, corporation, partnership, or institution represented by the Proposer, or anyone acting for such firm, corporation or institution has violated the antitrust laws of this State or the Federal Antitrust Laws (see section 9, above), nor communicated directly or indirectly the RFP made to any competitor or any other person engaged in such line of business.

Pursuant to Section 2155.004 Government Code the Proposer has not received compensation for participation in the preparation of the specifications for this RFP.

Pursuant to Section 231.006(d), Family Code (relating to child support), the Proposer certifies that the individual or business entity named in this RFP is not ineligible to receive this specified payment and acknowledges that this contract may be terminated and payment may be withheld if this certification is inaccurate.

Under Section 2155.004 Government Code the Proposer certifies that the individual or business entity named in this RFP is not ineligible to receive the specified contract and acknowledges that this contract may be terminated and/or payment withheld if this certification is inaccurate.

The Selected contractor shall defend, indemnify, and hold harmless TSTC, all of its officers, agents and employees from and against all claims, actions, suits, demands, proceedings, costs, damages, and liabilities, arising out of, connected with, or resulting from any acts or omissions of contractor or any agent, employee, subcontractor, or supplier of contractor in the execution or performance of this contract.

Proposer agrees that any payments due the selected contractor under this contract will be applied towards any debt, including but not limited to delinquent taxes and child support that is owed to the State of Texas.

Proposer certifies that they are in compliance with section 669.003 of the Government Code, relating to contracting with executive head of a State agency. If section 669.003 applies Proposer will complete the following information in order for the RFP to be evaluated:

Name of Former executive: _____

Name of State agency: _____

Date of separation from State agency: _____

Date of Employment with Proposer: _____

Proposer agrees to comply with government Code 2155.4441, pertaining to service contract use of products in the State of Texas.

Pursuant to Section 231.006©, Family Code,

RFP must include names and Social Security Numbers of each person with at least 25% ownership of the business entity submitting the RFP. Attach name & social security numbers for each person. This information must be provided prior to contract award.

NOTE TO PROPOSER

Any terms and conditions attached to a RFP will not be considered unless specifically referred to on this RFP form and may result in disqualification of the RFP. The dispute resolution process provided for in chapter 2260 of the Texas Government Code must be used by the ordering agency and the selected contractor to attempt to resolve all disputes arising under this contract.