

State of Nebraska - INVITATION TO BID

ONE TIME PURCHASE

Return to:
 State Purchasing Bureau
 1526 K Street, Suite 130
 Lincoln, Nebraska 68508
 OR
 P.O. Box 94847
 Lincoln, NE 68509-4847
 Telephone: 402-471-6500
 Fax: 402-471-2089

Date	4/7/14	Page	1 of 5
Solicitation Number	4674 OF		
Opening Date and Time	04/24/14	2:00 PM	
Buyer	DIANNA GILLILAND (AS)		

DESTINATION OF GOODS

**GAME & PARKS COMMISSION
 FORT ROBINSON STATE PARK
 % PARK SUP'T
 3200 HIGHWAY 20
 CRAWFORD NE 69339-0392**

_____ I hereby certify that I am a Resident disabled veteran or business located in a designated enterprise zone in accordance with Neb. Rev. Stat. §73-107 and wish to have preference, if applicable, considered in the award of this contract.

One Time Purchase to supply and deliver 2011 or Newer Model Used 4X4 Open Top Four Passenger Sport Utility Vehicle to the State of Nebraska as per the attached specifications.

A response to this Solicitation is subject to, but not limited to, the Standard Terms and Conditions. PLEASE READ CAREFULLY!

IT IS THE RESPONSIBILITY OF THE BIDDER TO REFER TO STATE PURCHASING BUREAU' S WEBSITE FOR ALL INFORMATION RELEVANT TO THIS SOLICITATION TO INCLUDE ADDENDA AND/OR AMENDMENTS THAT MAY BE ISSUED PRIOR TO THE OPENING DATE. <<http://www.das.ne.us/materiel/purchasing/purchasing.html>>

Bid Tabulations are available on the internet at <<http://www.das.state.ne.us/materiel/purchasing/bidtabs.htm>>

This form is part of the specification package and must be signed and returned, along with all documents, by the opening date and time specified.

Any questions regarding this solicitation must be directed to State Purchasing Bureau, to the attention of the buyer. It is preferred that questions be sent via e-mail to as.materielpurchasing@nebraska.gov <<mailto:as.materielpurchasing@nebraska.gov>>. Questions may also be sent by facsimile to 402-471-2089. Refer to specification for additional information.

No facsimile or email solicitation responses will be accepted on bids \$25,000 and over.

The State may request that payment be made electronically instead of by state warrant. ACH/EFT Enrollment Form can be found at: <<http://www.das.state.ne.us/accounting/forms/achenrol.pdf>>

The Contractor is required and hereby agrees to use a federal immigration verification system to determine the work eligibility status of employees physically performing services within the State of Nebraska. A federal immigration verification system mean the electronic verification of the work authorization program authorized by the Illegal Immigration Reform and Responsibility Act of 1996, 8 U.S.C. 1324a, known as E-Verify Program, or an equivalent federal program designed by the United States Department of Homeland Security or other federal agency authorized to verify the work eligibility status of a newly hired employee.

No Bid Respond: () Remove From Class-Item OR () Keep Active For Class-Item

BIDDER MUST COMPLETE THE FOLLOWING

DISCOUNT PAYMENT TERMS: _____ % _____ DAYS

By signing this Invitation to Bid, the bidder agrees to the "Standard Conditions and Terms of Bid Solicitation and Offer" and is committed to provide a drug free work place environment. Vendor will furnish the items requested within _____ days after receipt of order. Failure to enter Delivery Date may cause quotation to be REJECTED.

Sign Here _____
 (Authorized Signature MANDATORY - MUST BE SIGNED IN INK)

Enter Contact Information Below

VENDOR# _____
VENDOR: _____
Address: _____

Contact _____
Telephone _____
Facsimile _____
Email _____

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3200 HIGHWAY 20
CRAWFORD NE 69339-0392**

The contractor, by signature to this Invitation to Bid, certifies that the contractor is not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded by any federal department or agency from participating in transactions (debarred). The contractor also agrees to include the above requirements in any and all subcontracts into which it enters. The contractor shall immediately notify the Department if, during the term of this contract, contractor becomes debarred. The Department may immediately terminate this contract by providing contractor written notice if contractor becomes debarred during the term of this contract.

If the Contractor is an individual or sole proprietorship, the following applies:

1. The Contractor must complete the United States Citizenship Attestation Form, available on the Department of Administrative Services website at: <http://das.nebraska.gov/lb403/attestation_form.pdf>
2. If the Contractor indicates on such attestation form that he or she is a qualified alien, the Contractor agrees to provide the US Citizenship and Immigration Services documentation require to verify the Contractor's lawful presence in the United States using the Systematic Alien Verification for Entitlements (SAVE) Program.
3. The Contractor understands and agrees that lawful presence in the United States is required and the Contractor may be disqualified or the contract terminated if such lawful presence cannot be verified as required by Neb. Rev. Stat. §4-108.

Proprietary Information - Data contained in the Invitation to Bid response and all documentation provided therein, become the property of the State of Nebraska and the data becomes public information upon opening the Invitation to Bid. If the bidder wishes to have any information withheld from the public, such information must fall within the definition of Proprietary Information contained within Nebraska's Public Records Statutes. All Proprietary Information the bidder wishes the state to withhold must be submitted in a sealed package, which is separate from the remainder of the bid response. The separate package must be clearly marked PROPRIETARY on the outside of the package. Bidders may not mark their entire Invitation to Bid response as proprietary. Bidders cost may not be marked as proprietary information. Failure of the bidder to follow the instructions for submitting proprietary and copyrighted information may result in the information being viewed by other bidders and the public. Proprietary information is defined as trade secrets, academic and scientific research work which is in progress and unpublished, and other information which if released would give advantage to business competitors and serve no public purpose (see Neb. Rev. Stat. §84-712.05(3)). In accordance with Attorney General Opinions 92068 and 97033, bidders submitting information as propriatary may be required to prove specific, named competitor(s) would be advantaged by release of the information and the specific advantage the competitor(s) would receive. Although every effort will be made to withhold information that is properly submitted as proprietary and meets the State's definition of proprietary information, the State is under no obligation to maintain the confidentiality of proprietary information and accepts no liability for the release of such information.

Once bids are opened they become the property of the State of Nebraska and will not be returned.

It is understood by the parties that in the State of Nebraska's opinion, any limitation on the contractor's liability is unconstitutional under the Nebraska State Constitution, Article XIII, Section III and that any limitation of liability shall not be binding on the State of Nebraska despite inclusion of such language in documents supplied by the contractor's bid response.

State Statute 73-107 allows for a preference for a resident disabled veteran or business located in a designated enterprise zone. When a state contract is to be awarded to the lowest responsible bidder, a resident disabled veteran or a business located in a designated enterprise zone under the Enterprise Zone Act shall be allowed a preference over any other resident or nonresident bidder, if all other factors are equal.

Resident disabled veterans means any person (a) who resides in the State of Nebraska, who served in the United States Armed Forces, including any reserve component or the National Guard, who was discharged or otherwise separated with a characterization of honorable or general (under honorable conditions), and who possesses a disability rating letter issued by the United States Department of Veterans Affairs establishing a service-connected disability or a disability determination from the United States Department of Defense and (b)(i) who owns and controls a business or, in the case of a publicly owned business, more than fifty percent of the stock is owned by one or more persons described in subdivision (a) of this subsection and (ii) the management and daily business operations of the business are controlled by one or more persons described in

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subdivision(a) of this subsection. Any contract entered into without compliance with this section shall be null and void.

Therefore, if a resident disabled veteran or business located in a designated enterprise zone submits a bid in accordance with Neb. Rev. Stat. §73-107 and has checked " yes" requesting priority/preference to be considered in the award of this contract, the following will need to be submitted by the vendor within 10 business days of request:

- a. Documentation from the United States Armed Forces confirming service,
- b. Documentation of discharge or otherwise separated characterization of honorable or general (under honorable conditions),
- c. Disability rating letter issued by the United States Department of Veterans Affairs establishing a service-connected disability or a disability determination from the United States Department of Defense; and
- d. Documentation which shows ownership and control of a business or, in the case of a publicly owned business, more than fifty percent of the stock is owned by one or more persons described in subdivision (a) of this subsection; and the management and daily business operations of the business are controlled by one or more persons described in subdivision (a) of this subsection.

Failure to submit the requested documentation within 10 business days of notice will disqualify the bidder from consideration of the preference.

IMPORTANT NOTICE: Pursuant to § 84-602, all state contracts in effect as of January 1, 2014 will be posted to a public website beginning July 1, 2014. Any non-proprietary, non-copyrighted information or other information not specifically excluded by § 84-712.05 WILL BE POSTED FOR PUBLIC VIEWING.

(bl 04/03/14)

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Any questions regarding this solicitation must be directed to State Purchasing Bureau, to the attention of the buyer. It is preferred that questions be sent via e-mail to matpurch.dasmat@nebraska.gov. Questions may also be sent by facsimile to 402-471-2089. Refer to specification for additional information.

No facsimile or email solicitation responses will be accepted on bids \$25,000 and over.

INVITATION

Line	Description	Quantity	Unit of Measure	Unit Price	Extended Price
1	2011 OR NEWER MODEL USED 4X4 OPEN TOP FOUR PASSENGER SPORT UTILITY VEHICLE	1.0000	EA	_____	_____

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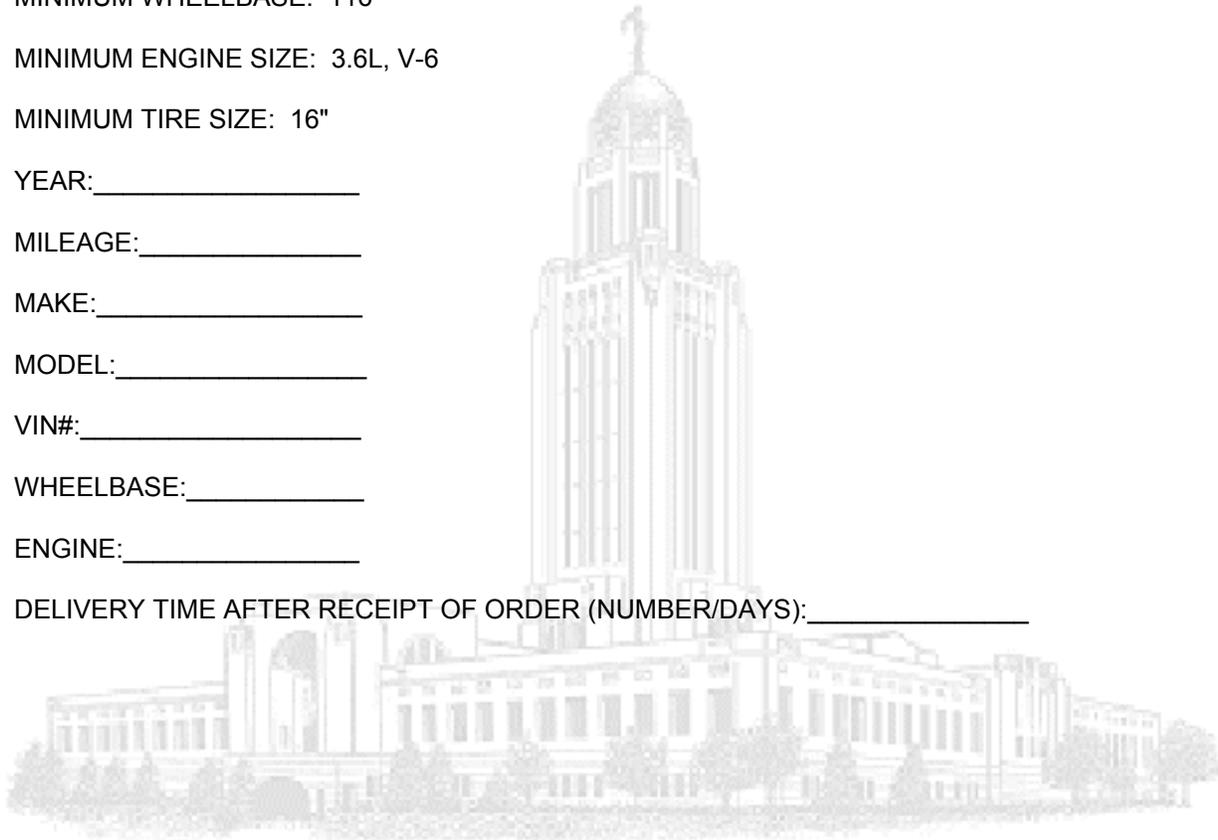
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INVITATION

Line	Description	Quantity	Unit of Measure	Unit Price	Extended Price
	MILEAGE: NOT TO EXCEED 36,000				
	MINIMUM WHEELBASE: 116"				
	MINIMUM ENGINE SIZE: 3.6L, V-6				
	MINIMUM TIRE SIZE: 16"				
	YEAR: _____				
	MILEAGE: _____				
	MAKE: _____				
	MODEL: _____				
	VIN#: _____				
	WHEELBASE: _____				
	ENGINE: _____				
	DELIVERY TIME AFTER RECEIPT OF ORDER (NUMBER/DAYS): _____				



STANDARD CONDITIONS AND TERMS OF BID SOLICITATION AND OFFER Invitations to Bid and Contract Awards

It is the responsibility of the bidder to check the website for all information relevant to this solicitation to include addenda and/or amendments issued prior to the opening date. Website address: <http://www.das.state.ne.us/materiel/purchasing/purchasing.htm>

SCOPE- These standard conditions and terms of bid solicitation and acceptance apply in like force to this inquiry and to any subsequent contract resulting therefrom.

PRICES- Prices quoted shall be net, including transportation and delivery charges fully prepaid by the bidder, F.O.B. destination named in the Invitation to Bid. No additional charges will be allowed for packing, packages or partial delivery costs. When an arithmetic error has been made in the extended total, the unit price will govern.

EXECUTION- Bids must be signed in ink by the bidder on the State of Nebraska's Invitation to Bid form. All bids must be typewritten or in ink on the State of Nebraska's Invitation to Bid form. Erasures and alterations must be initialed by the bidder in ink. No telephone or voice bids will be accepted. Failure to comply with these provisions may result in the rejection of the bid.

FACSIMILE DOCUMENTS- The State Purchasing Bureau will only accept facsimile responses to Invitations to Bid on bids under \$25,000 and up to ten (10) pages. However, two party sealed bids containing facsimile pages are acceptable. No direct facsimile solicitation responses will be accepted for a commodity contract.

VALID BID TIME- Bids shall be firm for a minimum of sixty (60) calendar days after the opening date, unless otherwise stipulated by either party in the Invitation to Bid.

DISCOUNTS- Prices quoted shall be inclusive of ALL trade discounts. Cash discount terms of less than thirty (30) days will not be considered as part of the bid. Cash discount periods will be computed from the date of receipt of a properly executed claim voucher or the date of completion of delivery of all items in a satisfactory condition, whichever is later.

PAYMENT- Payment will be made by the responsible agency in conjunction with the State of Nebraska Prompt Payment Act 81-2401 through 2408. The State may request that payment be made electronically instead of by state warrant.

COLLUSIVE BIDDING- The bidder guarantees that the prices quoted have been arrived at without collusion with other eligible bidders and without effort to preclude the State of Nebraska from obtaining the lowest possible competitive price.

LUMP SUM OR ALL OR NONE BIDS- The State reserves the right to purchase item-by-item, by groups or as a total when the State may benefit by so doing. Bidders may submit a bid on an "all or none" or "lump sum" basis but should also submit a bid on an item-by-item basis. The term "all or none" means a conditional bid which requires the purchase of all items on which bids are offered and bidder declines to accept award on individual items; a "lump sum" bid is one in which the bidder offers a lower price than the sum of the individual bids if all items are purchased but agrees to deliver individual items at the prices quoted.

SPECIFICATIONS- Any manufacturer's names, trade names, brand names, information and/or catalog numbers listed in a specification are for reference and not intended to limit competition, but will be used as the standard by which equivalent material offered will be judged. The State Purchasing Director will be the sole judge of equivalency. The bidder may offer any brand which meets or exceeds the specification. When a specific product is required, the Invitation to Bid will so state. Any item bid is to be the latest current model under standard production at the time of order. No used or refurbished equipment will be accepted, unless otherwise stated.

ALTERNATE/EQUIVALENT BIDS- Bidder may offer bids which are at variance from the express specifications of the Invitation to Bid. The State reserves the right to consider and accept such bids if, in the judgement of the State Purchasing Director, the bid will result in goods and/or services equivalent to or better than those which would be supplied in the original bid specifications. Bidders must indicate on the Invitation to Bid the manufacturer's name, number and shall submit with their bid, sketches, descriptive literature and/or complete specifications. Reference to literature submitted with a previous bid will not satisfy this provision. Bids which do not comply with these requirements are subject to rejection. In the absence of any stated deviation or exception, the bid will be accepted as in strict compliance with all terms, conditions and specifications, and the bidder shall be held liable therefore.

SAMPLES- When requested, samples shall be furnished at the bidders expense prior to the opening of the bid, unless otherwise specified. Each sample must be labeled clearly and identify the bidders name, the Invitation to Bid number and the item number. Samples submitted must be representative of the commodities or equipment which would be delivered if awarded the bid. The State of Nebraska reserves the right to request samples even though this may not have been set forth in the Invitation to Bid. Samples not destroyed in testing will be returned at bidders expense, if requested, or will be donated to a public institution.

RECYCLING- Preference will be given to items which are manufactured or produced from recycled material or which can be readily reused or recycled after their normal use as per State Statute Section 81-15,159.

LATE BIDS- All bids will be time and date stamped upon receipt by the State Purchasing Bureau, and this shall be the official time and date of receipt. Bids received after the time of the bid opening will be considered late bids and will be returned to the bidder unopened. The State Purchasing Bureau is not responsible for late bids or lost requests due to mail service inadequacies, traffic or other similar reasons.

BID OPENING- Openings shall be public on the date and time specified on the Invitation to Bid form. It is the bidder's responsibility to assure the bid is delivered at the designated date, time and place of the bid opening. Telephone bids are not acceptable. A bid may not be altered after opening of the bids.

NO BID- If not submitting a bid, respond by returning the Invitation to Bid form explaining the reason in the space provided. Failure to respond to an Invitation to Bid may be cause for the removal of the bidder's name from the mailing list. NOTE: To qualify as a respondent, bidder must submit a "NO BID" and it must be received no later than the stated bid opening date and time.

AWARD- All purchases, leases, or contracts which are based on competitive bids will be awarded to the lowest responsible bidder, determined according to the provisions of State Statute Section 81-161, R.R.S. 1943. The State reserves the right to reject any or all bids, wholly or in part and to waive any deviations or errors that are not material, do not invalidate the legitimacy of the bid and do not improve the bidders competitive position. All awards will be made in a manner deemed in the best interest of the State.

BID TABULATIONS- Tabulations will be furnished upon written request. A self-addressed, stamped envelope which must include the agency and solicitation number must be enclosed. Bid tabulations will not be provided by telephone or facsimile. Bid files may be examined during normal working hours by appointment. Bid tabulations are available on the website at: <http://www.das.state.ne.us/materiel/purchasing/bidtabs.htm>

PERFORMANCE AND DEFAULT- The State reserves the right to require a performance bond from the successful bidder, as provided by law, without expense to the State. Otherwise, in case of default of the contractor, the State may procure the articles from other sources and hold the contractor responsible for any excess cost occasioned thereby.

IN-STATE PREFERENCE- A resident bidder shall be allowed a preference against a nonresident from a state which gives or requires a preference to bidders from that state. The preference shall be equal to the preference given or required by the state of the nonresident bidders. Where the lowest responsible bid from a resident bidder is equal in all respects to one from a nonresident bidder from a state which has no preference law, the resident bidder shall be awarded the contract.

NONDISCRIMINATION- The Nebraska Fair Employment Practice Act prohibits contractors of the State of Nebraska, and their subcontractors, from discriminating against any employee or applicant for employment, to be employed in the performance of such contracts, with respect to hire, tenure, terms, conditions or privileges of employment because of race, color, religion, sex, disability, or national origin. (State Statute Sections 48-1101 through 48-1125) The bidder guarantees compliance with the Nebraska Fair Employment Practice Act, and breach of this provision shall be regarded as a material breach of contract. The contractor shall insert a similar provision in all subcontracts for services to be covered by any contract resulting from this Invitation to Bid.

TAXES- Purchases made by the State of Nebraska are exempt from the payment of Federal Excise Taxes, and exemption certificates will be furnished on request. State and local taxes are exempt by State Statute Section 77-2704 (l) (m) R.R.S. 1943 and must not be included in the bid prices. Exemption by statute precludes the furnishing of State exemption certificates.

DRUG POLICY - Bidder certifies that it maintains a drug free work place environment to ensure worker safety and workplace integrity. Contractor agrees to provide a copy of its drug free workplace policy at any time upon request by the State.

NE ACCESS TECHNOLOGY STANDARDS- Vendor agrees to ensure compliance with Nebraska Access Technology Standards. See website at:

<http://www.nitc.state.ne.us/standards/accessibility/>

Used 4x4 Open Top Four Passenger Sport Utility Vehicle, 2011 or Newer Model

**STATE OF NEBRASKA PURCHASING BUREAU
SCHEDULE OF EVENTS**

The State expects to adhere to the tentative procurement schedule shown below. It should be noted, however, that some dates are approximate and subject to change.

	ACTIVITY	DATE/TIME
1	Release Invitation to Bid	April 7, 2014
2	Last Day to Submit Written Questions	April 11, 2014
3	State Responds to Written Questions Through an Addendum to be posted to the internet at: http://www.das.state.ne.us/materiel/purchasing/rfp.htm	April 15, 2014
4	Bid Opening Location: Nebraska State Office Building State Purchasing Bureau 301 Centennial Mall South, Mall Level Lincoln, NE 68508	April 24, 2014 2:00 p.m. Central Time

WRITTEN QUESTIONS AND ANSWERS

Any explanation desired by a bidder regarding the meaning or interpretation of any Invitation to Bid provision must be submitted in writing to the State Purchasing Bureau and clearly marked "ITB Number 4674 OF; Used 4x4 Open Top Four Passenger Sport Utility Vehicle, 2011 or Newer Model Questions". It is preferred that questions be sent via e-mail to matpurc.dasmat@nebraska.gov. Questions may also be sent by facsimile to 402-471-2089, but must include a cover sheet clearly indicating that the transmission is to the attention of Dianna Gilliland, showing the total number of pages transmitted, and clearly marked "ITB Number 4674 OF; Used 4x4 Open Top Four Passenger Sport Utility Vehicle, 2011 or Newer Model Questions".

Written answers will be provided through an addendum to be posted on the internet at <http://www.das.state.ne.us/materiel/purchasing/rfp.htm> on or before the date shown in the Schedule of Events.

Used 4x4 Open Top Four Passenger Sport Utility Vehicle, 2011 or Newer Model

**STATE OF NEBRASKA PURCHASING BUREAU
STANDARD TERMS and CONDITIONS**

These following conditions are applicable to bid specifications the Used 4x4 Open Top Four Passenger Sport Utility Vehicle, 2011 or Newer Model.

1. All bidders must comply with the licensing requirements for motor vehicle dealers established under the Motor Vehicle Industries Regulation Act, Nebraska Revised Statutes, Chapter 60, Article 14. The licensing requirements must be met at time of bid opening for the bid to be valid.

Nebraska Dealer License Number: _____

2. Award may be made to the most responsible bidder submitting the lowest base price.
3. Bids must be signed in ink by the bidder on the State of Nebraska's One Time Purchase Invitation to Bid form. **FAILURE TO INCLUDE THIS FORM SIGNED IN INK WILL BE CAUSE FOR REJECTION OF THE ONE TIME PURCHASE INVITATION TO BID RESPONSE.**

**STATE OF NEBRASKA PURCHASING BUREAU
SPECIFICATIONS**

The vehicle furnished under this specification shall be standard production unit, offered to the general trade, equal in every respect to the construction and performance characteristics shown in the manufacturer's specifications and descriptive literature for this type of vehicle as manufactured and advertised for delivery in the continental United States and including all equipment normally offered and installed at the factory when built. "Stripped" SUV versions are specifically excluded.

Engine bores, main bearings, connecting rod bearings and wrist pins shall not exceed the manufacturer's established size tolerances.

The vehicle offered must meet the following minimum specifications.

NON-COMPLIANCE STATEMENT

Read these specifications carefully. Any and all exceptions to these specifications must be written on or attached to quotation request. Any noncompliance may void your quotation. Non-compliance to any single specification can void your bid.

It is the responsibility of Bidders to obtain information and clarifications as provided below. The State of Nebraska is not responsible for any erroneous or incomplete understandings or wrongful interpretations of this Invitation to Bid by any Bidder.

No interpretation related to the meaning of bid specifications or other pre-bid documents will be made orally to any Bidder by the State of Nebraska. Any request for bid interpretation must be put in writing and faxed by the Bidder to: the State Purchasing Bureau, Fax (402) 471-2089 or e-mailed to AS Materiel Purchasing as.materielpurchasing@nebraska.gov by the last day to submit written questions that is specified in the Schedule of Events. (Inquiries received after the last day to submit written questions may not be addressed).

RIGHTS

The State reserves the right to waive technicalities; reject any or all bids, wholly or in part; and to waive any deviations or errors that are not material, do not invalidate the legitimacy of the bid, and do not improve the bidder's competitive position. This one time purchase may be awarded item-by-item, group of items, or total, to best serve the interest of the State of Nebraska. The State of Nebraska will be the sole judge of equivalence and any decision will be final. All awards will be made in a manner deemed in the best interest of the State.

SECRETARY OF STATE

Contract or purchase order awards may be limited to bidders authorized to transact business in the State of Nebraska. All awarded bidders are expected to comply with all Nebraska Secretary of State registration requirements. It is the responsibility of the bidder to comply with any registration requirements pertaining to types of business entities (e.g. person, partnership, foreign or domestic limited liability company, association, or foreign or domestic corporation or other type of business entity). The bidder who is the expected recipient of an award recommendation will be required to certify that it has so complied and produce a true and exact copy of its current (dated within 90 days), valid Certificate of Good Standing or Letter of Good Standing; or in the case registration is not required, to provide, in writing, the reason as to why none is required. This must be accomplished prior to the award of the contract or purchase order. Further, all bidders shall comply with any and all other applicable Nebraska statutes regarding transacting business in the State of Nebraska. In order to expedite the award process, bidders are encouraged to submit their valid Certificate of Good Standing or Letter of Good Standing with their bid.

**STATE OF NEBRASKA PURCHASING BUREAU
SPECIFICATIONS**

TAXES

The State is not required to pay taxes of any kind and assumes no such liability as a result of this solicitation. Any property tax payable on the contractor's equipment which may be installed in a state-owned facility is the responsibility of the contractor.

MOTOR VEHICLE INDUSTRIES REGULATION ACT

All bidders must comply with the licensing requirements for motor vehicle dealers established under the Motor Vehicle Industries Regulation Act, Nebraska Revised Statutes, Chapter 60, Article 14 at time of bid. Bids will only be accepted from bidders who are fully compliant with the Motor Vehicle Industries Regulation Act, Chapter 60, Article 14.

ACCEPTABLE MODELS

Vehicles that meet or exceed these specifications may be bid on this invitation.

DELIVERY

Between 9:00 AM and 3:00 PM, daily except Saturday, Sunday and holidays, AFTER SERVICING AND READY TO DRIVE, with not less than ¼ tank of gasoline. Deliveries desired prior to 30 days after receipt of order; quoted deliveries beyond 30 days are an award consideration. All deliveries shall be scheduled with agency representative. The vehicle shall not exceed 28,000 miles on the odometer at the time it is officially accepted.

Vehicle will not be accepted if all paper work is not with the vehicle at time of delivery. Dealer still owns the vehicle until buyers sign all required paper work.

FOB Destination to:

Game and Parks Commission
Fort Robinson State Park
3200 Highway 20
Crawford NE 69339-0392

Mike Morava 308-665-2900

PAYMENT

Payment will be made in conjunction with the State of Nebraska Prompt Payment Act §81-2401 through 2408. Payment shall be within 45 days of receipt of service or invoice, whichever is received later. Payment will be made by the responsible agency in compliance with the State of Nebraska Prompt Payment Act (See Neb. Rev. Stat. §81-2401 through 81-2408). The State may require the contractor to accept payment by electronic means such as ACH deposit. In no event shall the State be responsible or liable to pay for any services provided by the contractor prior to the Effective Date, and the contractor hereby waives any claim or cause of action for any such services.

FACTORY INSTALLATION

The vehicle shall comply with all current provisions of the National Traffic and Motor 2 Safety Act, and applicable provisions of the USEPA Emission Standards.

Used 4x4 Open Top Four Passenger Sport Utility Vehicle, 2011 or Newer Model

**STATE OF NEBRASKA PURCHASING BUREAU
SPECIFICATIONS**

All items listed below are required. If there is an exception, a detailed explanation must be provided.

BIDDER INSTRUCTIONS

Bidder must respond to each of the following statements. Specifications listed are minimum conditions that must be met in order for a bidder to qualify for the award. A "Yes" response means the bidder guarantees they can meet this condition. An "Exception" response means the bidder cannot meet this condition and may or may not be considered. An "Exception" response should be used only with a narrative response in the Comments section explaining in detail any deviation from the bidder's ability to meet the condition, and an explanation of how this would be determined to be an acceptable alternative to meeting the condition. Alternatives must be detailed in such a way that allows such deviations to be fully evaluated. The State of Nebraska shall determine at its sole discretion whether or not the vendor's alternative is an acceptable alternative.

Yes	Exception	1) Used 4x4 Open Top Four Passenger Sport Utility Vehicle, 2011 or Newer Model
_____	_____	A. Year: 2011 or newer. Minimum standards as stated in these specifications. State year bid: _____
_____	_____	B. A 4x4 vehicle is required.
_____	_____	C. Not to exceed 36,000 miles on vehicle. Minimum standards as stated in these specifications State mileage: _____
_____	_____	D. Color: Prefer the body color to be silver. The interior trim can be any color of manufacturer's standards. State color bid: _____
_____	_____	E. Glass: Approved tinted safety glass shall be required in all doors, windows, and windshields. Glass shall be free of optical deviation and visibility distortions. Sunscreen glass required.
_____	_____	F. Half doors preferred.
_____	_____	G. Top not required nor desired.
_____	_____	H. Front Seats: Front Bucket seats must be manufacturer's heavy-duty model with maximum depth foam rubber and heavy-duty cloth covering. Head restraints or high backs for outboard seats required.
_____	_____	I. Rear Seat: Standard, Vinyl, must be the type that folds down or be removable.
_____	_____	J. Arm Rests: Arm rests on both left and right-hand sides of each front seat, if available.
_____	_____	K. Sun Visors: Dual, padded, if available.
_____	_____	L. Mirrors: Interior adjustable, day and night tab (selector type, non-glare). Outside mirror mounted on left and right sides of vehicle.
_____	_____	M. Power Outlet: Required.
_____	_____	N. Seat Belts: Individual lap/shoulder for all seats as applicable per seat occupancy with standard automatic retractors.
_____	_____	O. Horn: Horn required.
_____	_____	P. Windshield Wipers and Washer: Multiple-speed electric with washer and intermittent or delay capability.
_____	_____	Q. Air Conditioner not desired nor required.

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|-------|-------|---|
| _____ | _____ | R. Heater: A fresh air type heater with windshield defrosters shall be installed. |
| _____ | _____ | S. Radio not required nor desired. |
| _____ | _____ | T. Lights: Halogen high beam headlights with low beam; back up lights; dome light. Directional signals to be complete with front and rear lights, self-canceling control lever on the steering column. Hazard lights. Daylight running lights if available. |
| _____ | _____ | U. Floor Coverings: Full carpeting, front and rear, required. |
| _____ | _____ | V. Automatic speed control not desired or required. |
| _____ | _____ | W. Windows: Manual windows acceptable. |
| _____ | _____ | X. Hood Release: Inside driver's compartment. |
| _____ | _____ | Y. Airbag: Driver and passenger side required. |
| _____ | _____ | Z. Fuel Tank: Minimum, 13.5-gallon regular model. State size bid: _____. |
| _____ | _____ | AA. Floor Mats: Motor vehicle shall be delivered with floor mats (front and rear) required. |
| _____ | _____ | BB. License Plate Bracket: Vehicle shall be equipped with front and rear license plate brackets. |

Comments: _____

- | Yes | Exception | 2) ENGINE AND DRIVE TRAIN |
|-------|-----------|--|
| _____ | _____ | A. Engine: Minimum standards as stated in these specifications. |
| _____ | _____ | B. Transmission: A minimum four forward Speed Automatic, with lockup converter required, if available. |
| _____ | _____ | C. Two speed transfer case. |
| _____ | _____ | D. Air Cleaner: Dry type. |
| _____ | _____ | E. Oil Filter: Full flow throwaway type. |
| _____ | _____ | F. Thermostat: Required as recommended for permanent-type antifreeze. |
| _____ | _____ | G. Radiator: Coolant recovery system required. |
| _____ | _____ | H. Axle Ratio: Ratio to be recommended by manufacturer. |

Comments: _____

- | Yes | Exception | 3) SUSPENSION AND RUNNING GEAR |
|-------|-----------|--|
| _____ | _____ | A. Wheelbase: Minimum standards as stated in these specifications. |
| _____ | _____ | B. Steering: Power steering required. |
| _____ | _____ | C. Steering Wheel: Regular production model or approved deluxe wheel. Tilt steering wheel desired. |
| _____ | _____ | D. Wheels: Standard original equipment wheels (4) (minimum 16"). |

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| _____ | _____ | E. Tires: Four standard (minimum 16-inch) original or optional equipment tires shall be furnished. "Mini" or "compact" spares offered as original equipment are acceptable. All tires except the "mini" or "compact" spare shall be all season steel-belted radial manufactured by a major manufacturer and shall be factory installed. Spare rim can be steel. Tires should have a 50,000-mile tire rating. The inability to provide all season steel-belted radial tires as standard original or optional equipment shall be noted as an exception in the bid. |
| _____ | _____ | F. Brakes: Four (4) wheel disc brakes and Anti-Lock braking system required, if available. |
| _____ | _____ | G. Stability traction control system and/or roll stability system required, if available. |
| _____ | _____ | H. Suspension: Must be designed to handle passenger and cargo requirements. |

Comments: _____

Yes	Exception	4) ELECTRICAL SYSTEM
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|-------|-------|--|
| _____ | _____ | A. Ignition system: 12-Volt, solid state. Must be equipped with high tension, radio frequency shielded, ignition wiring. |
| _____ | _____ | B. Battery: Heavy-duty, maintenance free, highest cold cranking amperage capacity for model bidding. Specify capacity: _____ |
| _____ | _____ | C. Alternator: Standard, required. |

Comments: _____

Yes	Exception	5) MISCELLANEOUS
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|-------|-------|---|
| _____ | _____ | A. The vehicle shall be protected to 34 degrees below zero Fahrenheit by permanent type ethylene glycol base antifreeze of the brand normally furnished by the manufacturer. The radiator shall be tagged or marked to indicate the type, brand and degree of protection. |
| _____ | _____ | B. Each unit shall be delivered to the purchaser with all wheels balanced and the front end aligned. |
| _____ | _____ | C. Manufacturer's standard complement of tools, bumper jack, wheel wrench, and jack handle shall be provided, together with facilities for storage. |
| _____ | _____ | D. All equipment such as floor mats and 3 rd keys shall be with vehicle upon delivery. |

Comments: _____

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Yes	Exception	6) DELIVERY
_____	_____	A. The vehicle shall be delivered FOB destination to the requesting agency and in accordance with the Delivery Schedule shown on the purchase order. The vehicle is to be road ready, fully equipped, serviced, and washed with the equivalent of a ¼ tank of gasoline. Vehicle showing lack of proper dealer pre-delivery service shall be subject to rejection until the vehicle is properly serviced. Dealer nameplates, decals, etc., shall <u>not</u> be affixed.
_____	_____	B. After the SUV has been fully serviced, the dealer may deliver it by rail freight, truck transport or by driving to the destination. IMPORTANT: The motor vehicle shall not have over 28,000 miles on the odometer at the time the motor vehicle is officially accepted and signed for by the purchaser. Deliveries shall be made between the hours of 9:00 AM and 3:00 PM daily, except Saturday, Sunday, and holidays. All deliveries must be scheduled with the Agency Representative.
_____	_____	C. The vehicle title, and a properly executed service and warranty policy shall accompany the vehicle when delivered.
_____	_____	D. The vehicle shall be completely checked by the vendor to ensure conformance with the manufacturer's specifications and the State of Nebraska requirements as stated herein.
_____	_____	E. Invoices shall describe the vehicle, including vehicle identification number (VIN), key number and State of Nebraska purchase order number.
_____	_____	F. A motor vehicle that has been wrecked or sustained more than minor nicks and scratches will not be accepted.

Comments: _____

Yes	Exception	7) WARRANTY
_____	_____	A. The manufacturer's remaining standard warranty shall apply to the vehicle. Mechanical or body repair required under manufacturer's warranty, prior to use of the vehicle by the State, shall be the responsibility of the selling dealer, including the transportation thereof. Warranty to be effective from date of issuance of assignment and the mileage warranty will begin from the mileage on the odometer on the date of assignment. The selling dealer will provide warranty activation cards or delayed warranty forms with manufacturer mailing information in order to properly activate said warranty. State warranties from manufacturer: Years: _____ Miles: _____
_____	_____	B. A minimum warranty of one (1) year, is required. An odometer reading up to 100,000 miles rust warranty is required. Indicate standard manufacturer's warranties. The manufacturer's standard warranty shall be stated in the Exceptions/Comments section of the Bid if different and noted if different than requested.

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- _____ C. Vendor shall be responsible for all repairs to include parts and labor during the 1 year warranty period.

Comments:

Yes Exception 8) MANUALS

- _____ A. Operator's manual must accompany the vehicle delivered.
_____ B. Equipment and engine service repair manual, if available.
_____ C. Equipment and engine parts manual, if available.
_____ D. All manual(s) must be furnished prior to payment and delivered to Area Manager. Failure to deliver all manuals that are ordered may result in non-payment of ten percent of purchase order total until all manuals are delivered.

Comments:

Yes Exception 9) SERVICE

- _____ A. Prior to the awarding of, or entering into any agreement whether verbal or in writing, it shall be the responsibility of the manufacturer and/or the successful bidder to ensure and satisfy the State of Nebraska that there are factory authorized dealers, geographically located within the United States of America and the State of Nebraska, who will service and repair the vehicle being submitted for consideration without undue delay. State factory authorized dealer, to make repairs, located within Nebraska:
Name: _____
Address: _____
City/Zip: _____
- _____ B. Vendor must indicate to whom payment is to be made, stating full name of company or entity, complete address and telephone number. After one time purchase is awarded, payment shall only be made as indicated unless written notification is made to the AS/Materiel/Purchasing Bureau requesting a change order to the purchase order; this must be done 30 days prior to the delivery of vehicle. **THERE WILL BE NO EXCEPTIONS!**
- _____ C. If vendor is interested in electronic fund transfer (EFT) payment, please contact-purchasing agency before one time purchase has been awarded.

Comments:

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Yes	Exception	10) SECRETARY OF STATE REGISTRATION REQUIREMENTS
_____	_____	*Prior to award and/or upon request of SPB, potential award recipient will be asked to certify compliance with Nebraska Secretary of State Registration by providing a true and exact copy of current (dated within 90 days) valid Certificate of Good Standing or Letter of Good Standing.
_____	_____	A. Bidder is a SOLE PROPRIETORSHIP (in which case, no Letter of Good Standing/Certificate of Good Standing is required)
_____	_____	B. Bidder is a GENERAL PARTNERSHIP (in which case, no Letter of Good Standing/Certificate of Good Standing is required)
_____	_____	C. Bidder is a FOREIGN or DOMESTIC CORPORATION or BUSINESS and a copy of current Letter of Good Standing/Certificate of Good Standing from the Nebraska Secretary of State is provided within bid submission documents.
_____	_____	D. Bidder is a FOREIGN or DOMESTIC CORPORATION or BUSINESS and a copy of current Letter of Good Standing/Certificate of Good Standing from the Nebraska Secretary of State will be provided in a timely manner upon request prior to award.

Comments:

NON-COMPLIANCE STATEMENT

Read this specification carefully. Any and all exceptions to this specification must be stated below or attached to the Invitation to Bid, in ink in a legible format. Non-compliance can void your bid response.

EXCEPTIONS/COMMENTS:

Use additional pages if needed