

Bid
for
RFB-Purchase of The Following New Attachments:
One (1) Hydraulic High Shoulder Planer; One (1) Hydraulic Sidearm Ditcher;
One (1) Hydraulic Sickle Bar Type Tree Limb Cutter
Bid No: 2009-045-01-28CGV
January 28, 2009

To: Martha L. Salazar, CPPB, Purchasing Agent
Hidalgo County Purchasing Department
2812 So. Business Hwy 281 - New Administration Building
Edinburg, Texas 78539

In accordance with the Specifications, and subject to all laws and regulations of the United States and state and local laws, the undersigned bidder proposes and commits to furnish all labor, equipment, material, software and services as set forth in the documents hereinbefore mentioned. The undersigned bidder further agrees, upon acceptance of its bid, to execute a contract and/or Purchase Order issued by Hidalgo County for performing and completing the work described in the Specifications within the time stated and for the prices proposed in the documents attached hereto and made a part hereof. The purchases resulting from this bid will be on an as-needed basis. The County reserves the right to reject items with minimum order requirements. All bid items **must** be normal stock items for the vendor.

Bidder acknowledges receipt of all of the pages of the documents referenced in the Invitation to Bid Checklist presented in connection with this procurement. Bidder understands that Hidalgo County reserves the right to reject any or all bids and further reserves the right to design the evaluation criteria to be used in selecting the lowest and best bid.

Bidder agrees that this bid shall be good and may not be withdrawn for a period of ninety (90) calendar days after the scheduled closing time for receiving bids, as contained in the Specifications.

Respectfully submitted,

Bidder: U.S. Ditcher INC.

Address: 1805 South Port Rd. Spartanburg, SC 29306

By: Robert Downing

Printed Name: Robert Downing

Title: Texas Product Representative

EXHIBIT A
SPECIFICATIONS

2009-045-01-28CGV

RFB-Purchase of The Following New Attachments:

- One (1) Hydraulic High Shoulder Planer;
- One (1) Hydraulic Sidearm Ditcher; One
- (1) Hydraulic Sickle Bar Type Tree Limb Cutter

**REQUEST FOR BIDS
Hidalgo County**

RFB No.: 2009-045-01-28CGV

Exhibit "A"

RFB- "Purchase of The Following New Attachments: One (1) Hydraulic High Shoulder Planer; One (1) Hydraulic Sidearm Ditcher; One (1) Hydraulic Sickle Bar Type Tree Limb Cutter"

I. SPECIFICATIONS/TERMS AND CONDITIONS

Hidalgo County Precinct No. 1 is seeking to purchase the following new attachments to be used with a 3.0 Hitch, Hydraulic, Category 2 Tractor.

A. One (1) Hydraulic High Shoulder Planer;

- 72" Carbide blade rotary drum
- Mechanical transmission powered by a host tractor at 540 RPM
- Permanently mounted on a trailer, a frame as complete unit
- Capabilities: can remove up to an 18" dirt/vegetation lip off the road shoulder using a creeper gear
- Recommended operating ground speed 4 mph average, under normal working operations,
- 3/8 " thick steel sheet metal deflector shields
- Reversible rotary drum

B. One (1) Hydraulic Sidearm Ditcher;

- Self contained hydraulic system
- Independent Hydraulic fluid tank, PTO driven pump, and independent HYD
- 100" center to center reach
- 24" maximum depth in cut standard
- Capable of 0.6 mph to 1/3 mph (for cutting new ditches)
- Standard carbon steel cutter head
- Tractor at 540 RPM min 70HP, 3 point hitch, and a creeper gear

C. One (1) Hydraulic Sickle Bar Type Tree Limb Cutter;

- Road side tree limb cutter
- 62" in cutting surface
- 3" in diameter for cutting limbs or trees
- Self contained hydraulic system on host machine

II. Additional Information:

- All costs and expenses associated with the preparation and submission of (bids, proposals and/or quotes) shall be the responsibility of the bidder and not reimbursements for such charges or expenses shall be passed onto Hidalgo County.
- All applicable forms in this packet must be billed out in its entirety and submitted with bid response. Incomplete sections may be considered for probable cause of disqualification and/or non-compliance.
- Any contract award to a successful bidder will be in effect until (a) the contract expires, (b) delivery and acceptance of products, and/or performance of services ordered, or (c) terminated by County with thirty (30) day written notice prior to cancellation.
- Hidalgo County reserves the right to reject any or all bids, to waive any or all formalities, or to accept the bid considered the lowest, best, and most advantageous to the County, including compliance to bid specifications. Hidalgo County reserves the right to hold the bids for a period of (90) ninety days without taking action hereon.
- Hidalgo County is requesting that any and all questions, inquiries and clarifications regarding quotes, bids, proposals or statements of qualifications be addressed to, Martha L. Salazar, CPPB, Purchasing Agent, 2802 So. Business Hwy. 281, New Administration Building, Edinburg, Texas 78539. **TELEPHONE INQUIRIES WILL NOT BE ACCEPTED.**
- **ALL WRITTEN INQUIRIES WILL BE ACCEPTED VIA FACSIMILE NO LATER THAN, Wednesday January 21, 2009 by 5:00 P.M.. Responses to said inquiries will be sent to all applicants via facsimile by no later than, Friday, January 23, 2009 by 5:00 P.M.**

III. Special Instructions:

- Equipment and/or products must be delivered to the following location:
 - Hidalgo County Precinct No. 1
1902 Joe Stephens
Weslaco, Tx 78596
 - Contact Person for any questions or directions:
Noe Montez, Administrator Assistant
956-968-8733

EXHIBIT B

BID FORM PAGE

2009-045-01-28CGV

RFB-Purchase of The Following New Attachments:

- One (1) Hydraulic High Shoulder Planer;
- One (1) Hydraulic Sidearm Ditcher; One (1)
- Hydraulic Sickle Bar Type Tree Limb Cutter

Exhibit "B"

REQUEST FOR BIDS
Hidalgo County

RFB No.: 2009-045-01-28CGV

BID PAGE

- 1) Cost for the purchase of the following new attachments:
- a) One (1) Hydraulic High Shoulder Planer \$ 59,880.00
 - b) One (1) Hydraulic Sidearm Ditcher \$ 34,500.00
 - c) One Hydraulic Sickle Bar Type Tree Limb Cutter \$ 11,500.00
- 2) Does the equipment (attachments) have Warranty? Please specify:
Yes, it comes with a 1 year warranty.
- 3) Is there a delivery charge? Yes, a cost of \$1,600.00 charge for delivery
- 4) Will training be provided for the use of the equipment (attachments) and are there any additional charges?
 yes / No, please specify: There are no additional charges for training

BIDDER'S INFORMATION:

BIDDER/COMPANY NAME: U.S. Ditcher Inc.

ADDRESS: 1805 South Port Road Spartanburg, SC 29306

CITY/STATE/ZIP CODE: Spartanburg, SC 29306

PHONE & FAX NO.'S: (1) 864-948-0884 Fax. (1) 864-948-0987

CELLULAR & BEEPER NO.'S: 956-720-5782

AUTHORIZED SIGNATURE: Robert Downing

PRINTED NAME: Robert Downing

TITLE: Texas Product Representative

HIDALGO COUNTY PURCHASING DEPARTMENT Proposer/Vendor Application

Complete in print or type. Please return this application to the Hidalgo County Purchasing Department
thru Facsimile: (956) 318-2629,
in person or regular mail to: 2802 South Business Hwy 281, Edinburg, Texas 78539
or e-mail: purchasing@co.hidalgo.tx.us

Company Name: <u>US DITCHER INC.</u> Telephone No. (<u>864 948-0884</u>)	
dba Name: <u>US DITCHER INC.</u>	
Legal Name: <u>US DITCHER INC.</u>	
Mailing Address : <u>1805 SOUTHPORT RD</u> Fax No. (<u>864</u>) <u>948-0987</u>	
Physical Address:	
City, State, Zip <u>S PARTANBURG, SC ²⁹³⁰⁶</u>	Tax I.D. No. <u>57-1057839</u>
Remit to Address : <u>1805 SOUTHPORT RD</u> City, State, Zip <u>SPARTANBURG, SC 29306</u>	
E-Mail Address: <u>USDITCHER@CHARTERINTERNET.COM</u>	
Representative(s) Name(s) & Title(s) <u>ROBERT DOWNING TEXAS PRODUCT REPRESENTATIVE</u>	
Type of Organization (check one): <input type="checkbox"/> Individual <input type="checkbox"/> Partnership <input checked="" type="checkbox"/> Corporation <input type="checkbox"/> Non-Profit <input type="checkbox"/> LLC <input type="checkbox"/> Sole Proprietor <input type="checkbox"/> Other, Specify _____	
State Identification No. <u>1-57-1057839 200-5284</u> (Please attached completed W-9 form with this application)	
Federal Identification No. or (if individual) SS No. <u>57-1057839</u>	
State of Incorporation: <u>Incorporation</u> Date: <u>8-1-1996</u> Other: _____	
Type of Business (check one): <input checked="" type="checkbox"/> Manufacturer <input type="checkbox"/> Wholesaler <input type="checkbox"/> Retailer <input type="checkbox"/> Broker <input type="checkbox"/> Distributor <input type="checkbox"/> Service Organization <input type="checkbox"/> Other, Specify _____	
Name & Title of Person(s) Authorized to Sign Bids, Proposals, and/or Contracts: <u>ROBERT DOWNING TEXAS REPRESENTATIVE</u>	
Small and/or Disadvantaged Business Information (check application criteria)	
Small Business:	Disadvantaged Business (At Least 51% Ownership)
<ul style="list-style-type: none"> • Less than 125,000 annual gross receipt • Less than 250,000 annual gross receipt • Less than 499,000 annual gross receipt • More than 500,000 annual gross receipt 	<ul style="list-style-type: none"> • Black American • Hispanic American • Asian Pacific American • Native American • Women • Other
Have you been certified as a HUB or an MBE/WBE source?: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Indicate Certification No.(s): _____ or are Certificate(s) attached?: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
What type of product(s) is/are solicited by your company?: <u>DRAINAGE & ROAD MAINTENANCE EQUIPMENT</u>	
Would you like to be provided with specifications for procurements of such products?: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
To Be Completed by the County: Rec'd by (Purchasing): _____ Date Rec'd by (Purchasing): _____	
Date Forwarded Information to Auditor's Office: _____ Entry Date: _____ Vendor No.: _____	

HISTORICALLY UNDERUTILIZED BUSINESS (HUB) DECLARATION

The primary objective of the Hidalgo County HUB Program is to ensure Historically Underutilized Businesses receive a fair and equal opportunity for participation in the County's procurement process. This fact holds true for Services (Professional & Non-Professional), Commodities, and Construction contracts and any subcontracts thereto. The program strongly encourages Prime Contractors to provide subcontracting opportunities to Certified Hub Contractors/Vendors. Our goal for HUB contractor/vendor participation, as well as HUB subcontractor participation is 30%. To be considered as a "Certified HUB Contractor/Vendor" the contractor/vendor must have been certified by, and hold a current and valid certification with any of the three agencies listed below.

Have you been Certified as a HUB or an MBE/WBE source?: • Yes • No

If yes, by whom?: • Texas Building & Procurement Commission • Other _____

Indicate Certification No(s): _____ or Are Certificate(s) Attached?: • Yes • No

LIST OF CERTIFIED HUB SUBCONTRACTORS

(Attach additional pages if necessary)

What percentage of the Bid, RFP, or RFQ is to be subcontracted with Certified HUB sources?: _____% (List HUB Subcontractor information below).

HUB Subcontractor Name: _____ HUB Status: _____
Certifying Agency (Check all applicable): • Texas Building & Procurement Commission • Other _____
Address: _____ City: _____ State: _____ Zip: _____
Contact Person: _____ Title: _____ Phone No.: () _____
Subcontract Amount: \$ _____ Description of Work to be Performed: _____

HUB Subcontractor Name: _____ HUB Status: _____
Certifying Agency (Check all applicable): • Texas Building & Procurement Commission • Other _____
Address: _____ City: _____ State: _____ Zip: _____
Contact Person: _____ Title: _____ Phone No.: () _____
Subcontract Amount: \$ _____ Description of Work to be Performed: _____

HUB Subcontractor Name: _____ HUB Status: _____
Certifying Agency (Check all applicable): • Texas Building & Procurement Commission • Other _____
Address: _____ City: _____ State: _____ Zip: _____
Contact Person: _____ Title: _____ Phone No.: () _____
Subcontract Amount: \$ _____ Description of Work to be Performed: _____

**Request for Taxpayer
 Identification Number and Certification**

Give form to the requester. Do not send to the IRS.

Print or type
See Specific Instructions on page 2.

Name (as shown on your income tax return) **FRANK P. SCORDILIS US DITCHER INC.**

Business name, if different from above

Check appropriate box: Individual/Sole proprietor Corporation Partnership Other Exempt from backup withholding

Address (number, street, and apt. or suite no.) **1805 SOUTH PORT RD**

City, state, and ZIP code **SPARTANBURG, SC 29306**

List account number(s) here (optional)

Requester's name and address (optional)

Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on Line 1 to avoid backup withholding. For individuals, this is your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the Part I instructions on page 3. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN* on page 3.

Social security number

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or

Employer identification number

57110197839

Note. If the account is in more than one name, see the chart on page 4 for guidelines on whose number to enter.

Part II Certification

Under penalties of perjury, I certify that:

- The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me), and
- I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding, and
- I am a U.S. person (including a U.S. resident alien).

Certification instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the Certification, but you must provide your correct TIN. (See the instructions on page 4.)

Sign Here

Signature of U.S. person

Robert Dawid

Date

1-22-09

Purpose of Form

A person who is required to file an information return with the IRS, must obtain your correct taxpayer identification number (TIN) to report, for example, income paid to you, real estate transactions, mortgage interest you paid, acquisition or abandonment of secured property, cancellation of debt, or contributions you made to an IRA.

U.S. person. Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN to the person requesting it (the requester) and, when applicable, to:

- Certify that the TIN you are giving is correct (or you are waiting for a number to be issued),
- Certify that you are not subject to backup withholding, or
- Claim exemption from backup withholding if you are a U.S. exempt payee.

In 3 above, if applicable, you are also certifying that as a U.S. person, your allocable share of any partnership income from a U.S. trade or business is not subject to the withholding tax on foreign partners' share of effectively connected income.

Note. If a requester gives you a form other than Form W-9 to request your TIN, you must use the requester's form if it is substantially similar to this Form W-9.

For federal tax purposes, you are considered a person if you are:

- An individual who is a citizen or resident of the United States,
- A partnership, corporation, company, or association created or organized in the United States or under the laws of the United States, or
- Any estate (other than a foreign estate) or trust. See Regulations sections 301.7701-6(a) and 7(a) for additional information.

Special rules for partnerships. Partnerships that conduct a trade or business in the United States are generally required to pay a withholding tax on any foreign partners' share of income from such business. Further, in certain cases where a Form W-9 has not been received, a partnership is required to presume that a partner is a foreign person, and pay the withholding tax. Therefore, if you are a U.S. person that is a partner in a partnership conducting a trade or business in the United States, provide Form W-9 to the partnership to establish your U.S. status and avoid withholding on your share of partnership income.

The person who gives Form W-9 to the partnership for purposes of establishing its U.S. status and avoiding withholding on its allocable share of net income from the partnership conducting a trade or business in the United States is in the following cases:

- The U.S. owner of a disregarded entity and not the entity,

US Ditcher, INC.

1805 South Port Road, Tel.(1) 864 948 0884.Fax. (1) 864 948 0987.

Spartanburg, SC. 29306 / USA. (usditcher@earthlink.net)

Date: January 13, 2009

Product Bid Proposal

Prepared For; Mrs. Martha L. Salazar CPPB Hidalgo County Purchasing Agent,

Prepared By: U. S. Ditcher Inc Texas product representative Robert Downing

To Supply Hidalgo County Precinct # 1 with the following items listed below.

USD -R72SST High Shoulder Planer :

Comes with 72"(6ft) Carbide blade rotary drum. Includes a mechanical transmission powered by a host tractor at 540 RPM . The Planer is permanently mounted on a trailer a frame as complete unit. Operation capabilities: can remove up to an 18 in dirt/vegetation lip off of the road shoulder using a creeper gear. Recommended operating ground speed is 4 MPH under normal working operations, < than 18" or less of accumulated dirt/ vegetation buildup.

Deflector shields are 3/8" thick steel sheet metal. Rotary

Rotary drum is reversible to allow windrowing on the left side (street side) .

Same price as previously stated: \$59,880.00

DSL -35-BHR Hydraulic Side - Arm Ditcher

Unit has a self contained hydraulic system

Independent Hydraulic fluid tank, PTO driven pump, and independent HYD remote controls mounted in tractor cab via cable.

100" center to center reach & 24 in max depth in cut standard

Tractor requirements 540 RPM min 70 HP, 3 point hitch, and a creeper gear capable of 0.6 MPH to 1/3 mph (not required for clean out work, only for cutting new ditches). Includes an upgraded Carbon Steel Cutter head at no additional cost to the customer.

New Price: \$ 34,500.00

BT 100-62" sickle bar type Safety Tree Limb Cutter

*** Road side Tree limb cutter is an attachment for the DSL 35 BHR .**

The BT 100 has a 62" in cutting surface designed to allow a flat consistent looking cut along any road side regardless of the terrain.

Can limbs or trees 4" in diameter

The cutter is driven hydraulically by the self contained hydraulic system found on the host machine DSL 35 BHR.

New Price: \$ 11,500.00

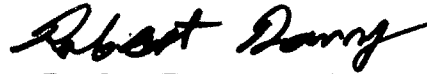
----- Delivery Time for All tools will be approximately 4 weeks-----

Shipping and Handling FOB. Spartanburg SC, to Hidalgo County Pct #1

Cost: \$1600.00 for all

tools included in this proposal

**Thank You,
Robert Downing**



**Texas Product Representative
US Ditcher Inc,**