



INVITATION TO BID NO: 14-X-2253040

STATE OF ALABAMA  
DEPARTMENT OF FINANCE  
DIVISION OF PURCHASING

REQ. AGENCY : 999999  
PURCHASING DIVISION  
AGENCY REQ. NO. :  
T-NUMBER : T300  
DATE ISSUED : 08/01/13  
VENDOR NO. :  
VENDOR PHONE NO. :  
SNAP REQ. NO. : 1513941  
BUYER NAME : PAT ANTLE

INVITATION TO BID

FOR: TWO-WAY RADIOS AND PARTS

BUYER PHONE NO. : (334) 242-7253-  
PURCHASING PHONE NO: (334) 242-7250

BID MUST BE RECEIVED BEFORE:  
DATE: 08/19/13 TIME: 5:00 PM

BIDS WILL BE PUBLICLY OPENED:  
DATE: 08/20/13 TIME: 10:00 AM

TO BE COMPLETED BY VENDOR

INFORMATION IN THIS SECTION SHOULD BE PROVIDED, AS APPROPRIATE. BID RESPONSE MUST BE IN INK OR TYPED WITH ORIGINAL SIGNATURE AND NOTARIZATION.

1. DELIVERY: CAN BE MADE \_\_\_\_\_ DAYS OR \_\_\_\_\_ WEEKS AFTER RECEIPT OF ORDER
2. TERMS: \_\_\_\_\_(DISCOUNTS ARE TAKEN WITHOUT REGARD TO DATE OF PAYMENT.)
3. PRICE VALID FOR ACCEPTANCE WITHIN \_\_\_\_\_ DAYS.
4. VENDOR QUOTATION REFERENCE NUMBER, IF ANY: \_\_\_\_\_  
(THIS NUMBER WILL APPEAR ON THE PURCHASE ORDER.)
5. E-MAIL ADDRESS: \_\_\_\_\_  
INTERNET WEBSITE: \_\_\_\_\_
6. GENERAL CONTRACTOR'S LICENSE NO: \_\_\_\_\_  
TYPE OF G.C. LICENSE: \_\_\_\_\_

\*\*\*\*\* IMPORTANT NOTE: \*\*\*\*\*

BIDDERS MUST COMPLY WITH ALL "BID RESPONSE INSTRUCTIONS" ON PAGE 2, TO INCLUDE ITEM 6 - COPY REQUIREMENT.

RETURN INVITATION TO BID:

US MAIL

COURIER

STATE OF ALABAMA  
DEPARTMENT OF FINANCE  
DIVISION OF PURCHASING  
P O BOX 302620  
MONTGOMERY, AL 36130-2620

STATE OF ALABAMA  
DIVISION OF PURCHASING  
RSA UNION BUILDING  
100 N. UNION ST., SUITE 192  
MONTGOMERY, AL 36104

SIGNATURE AND NOTARIZATION REQUIRED

I HAVE READ THE ENTIRE BID AND AGREE TO FURNISH EACH ITEM OFFERED AT THE PRICE QUOTED. I HERBY AFFIRM I HAVE NOT BEEN IN ANY AGREEMENT OR COLLUSION AMONG BIDDERS IN RESTRAINT OF FREEDOM OF COMPETITION BY AGREEMENT TO BID AT A FIXED PRICE OR TO REFRAIN FROM BIDDING.

SWORN TO AND

\_\_\_\_\_  
VENDOR NUMBER  
(MUST MATCH REGISTRATION)

\_\_\_\_\_  
AUTHORIZED SIGNATURE (INK)

SUBSCRIBED BEFORE ME THIS

\_\_\_\_\_  
COMPANY NAME

\_\_\_\_\_  
TYPE/PRINT AUTHORIZED NAME

\_\_\_\_\_  
DAY OF \_\_\_\_\_

\_\_\_\_\_  
MAIL ADDRESS

\_\_\_\_\_  
TITLE

\_\_\_\_\_  
NOTARY PUBLIC

\_\_\_\_\_  
CITY, STATE, ZIP

\_\_\_\_\_  
TOLL FREE NUMBER

\_\_\_\_\_  
TERM EXP:

\_\_\_\_\_  
PHONE INCLUDING AREA CODE

\_\_\_\_\_  
FAX NUMBER

STANDARD TERMS & CONDITIONS

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AUTHORITY:

THE DEPARTMENT OF FINANCE CODE OF ADMINISTRATIVE PROCEDURE, CHAPTER 355-4-1 EFFECTIVE DECEMBER 20, 2001 IS INCORPORATED BY REFERENCE AND MADE A PART OF THIS DOCUMENT. TO RECEIVE A COPY CALL (334)242-7250, OR OUR WEBSITE WWW.PURCHASING.ALABAMA.GOV .

BID (ITB) RESPONSE INSTRUCTIONS REV: 03/31/11

1. TO SUBMIT A RESPONSIVE BID, READ THESE INSTRUCTIONS, ALL TERMS, CONDITIONS AND SPECIFICATIONS.
2. BID ENVELOPES/PACKAGES/BOXES MUST BE IDENTIFIED ON FRONT, PREFERABLY LOWER LEFT CORNER AND BE VISIBLE WITH THE BID NUMBER AND OPENING DATE. EACH INDIVIDUAL BID (IDENTIFIED BY A UNIQUE BID NUMBER) MUST BE SUBMITTED IN A SEPARATE ENVELOPE. RESPONSES TO MULTIPLE BID NUMBERS SUBMITTED IN THE SAME ENVELOPE/COURIER PACKAGE, THAT ARE NOT IN SEPARATE ENVELOPES PROPERLY IDENTIFIED, WILL BE REJECTED. THE DIVISION OF PURCHASING DOES NOT ASSUME RESPONSIBILITY FOR LATE BIDS FOR ANY REASON INCLUDING THOSE DUE TO POSTAL, OR COURIER SERVICE. BID RESPONSES MUST BE IN THE DIVISION OF PURCHASING OFFICE PRIOR TO THE "RECEIVE DATE AND TIME" INDICATED ON THE BID.
3. BID RESPONSES (PAGE 1, PRICE SHEET AND ADDENDUMS (WHEN SIGNATURE IS REQUIRED)) MUST BE IN INK OR TYPED ON THIS DOCUMENT. OR EXACT FORMAT WITH SIGNATURES BEING HANDWRITTEN ORIGINALS IN INK (PERSON SIGNING BID, NOTARY, AND NOTARY EXPIRATION), OR THE BID WILL BE REJECTED. UNLESS INDICATED IN THE BID, ALL PRICE PAGES MUST BE COMPLETED AND RETURNED. IF AN ITEM IS NOT BEING BID, IDENTIFY IT AS NB (NO-BID). PAGES SHOULD BE SECURED. THE DIVISION OF PURCHASING DOES NOT ASSUME RESPONSIBILITY FOR MISSING PAGES. FAXED BID RESPONSES WILL NOT BE ACCEPTED.
4. THE UNIT PRICE ALWAYS GOVERNS REGARDLESS OF THE EXTENDED AMOUNT. A UNIT PRICE CHANGE ON A LINE MUST BE INITIALED BY THE PERSON SIGNING THE BID, OR THAT LINE WILL BE REJECTED. THIS INCLUDES A CROSS-OUT, STRIKE-OVER, INK-OVER, WHITE-OUT, ERASURE, OR ANY OTHER METHOD CHANGING THE PRICE.
5. THE DIVISION OF PURCHASING IS NOT RESPONSIBLE FOR MISINTERPRETATION OF DATA FAXED FROM THIS OFFICE.
6. THE DIVISION OF PURCHASING REQUIRES AN ORIGINAL AND A MINIMUM OF ONE EXACT COPY OF THE SIGNED, NOTARIZED INVITATION-TO-BID TO INCLUDE ANY REQUIRED ADDENDUM(S) AND DOCUMENTATION. THE ORIGINAL AND THE COPY SHOULD BE SUBMITTED TOGETHER AS A BID PACKAGE. FAILURE TO MARK RESPONSES AS "ORIGINAL" AND/OR "COPY" COULD RESULT IN THE ENTIRE BID RESPONSE BEING REJECTED.
7. AN IMPROPERLY SUBMITTED BID, LATE BID, OR BID THAT IS CANCELLED ON OR BEFORE THE OPENING DATE WILL BE HELD FOR 90 DAYS AND THEN DESTROYED. THE BID MUST BE RETRIEVED DURING REGULAR WORK HOURS, MONDAY - FRIDAY, EXCEPT STATE HOLIDAYS. AFTER THE BID IS DESTROYED, THE DIVISION OF PURCHASING ASSUMES NO RESPONSIBILITY FOR THE DOCUMENT.

DISQUALIFIED/CANCELLED BID

BIDS THAT ARE IMPROPERLY SUBMITTED OR RECEIVED LATE WILL BE A RESPONSE FOR RECORD, BUT WILL NOT BE RETURNED OR A NOTIFICATION MAILED.

THE FOLLOWING IS A PARTIAL LIST WHEREBY A BID RESPONSE WILL BE DISQUALIFIED:

- BID NUMBER NOT ON FACE OF ENVELOPE/COURIER PACKAGE/BOX
- RESPONSES TO MULTIPLE BID NUMBERS IN SAME ENVELOPE NOT PROPERLY IDENTIFIED
- BID RECEIVED LATE
- BID NOT SIGNED/NOT ORIGINAL SIGNATURE
- BID NOT NOTARIZED/NOT ORIGINAL SIGNATURE OF NOTARY AND/OR NO NOTARY EXPIRATION
- NOTARIZED OWN SIGNATURE
- REQUIRED INFORMATION NOT SUBMITTED WITH BID
- FAILURE TO SUBMIT THE ORIGINAL BID AND A COMPLETE EXACT COPY
- BID RECEIVED FROM NON-REGISTERED/EXPIRED VENDOR

BEASON-HAMMON ALABAMA TAXPAYER AND CITIZEN PROTECTION ACT (ACT 2011-535 AND AS AMENDED BY ACT 2012-491)

AS A CONDITION FOR AWARD OF THIS ITB, THE VENDOR ACKNOWLEDGES THE FOLLOWING:

"BY SIGNING THIS CONTRACT, THE CONTRACTING PARTIES AFFIRM, FOR THE DURATION OF ANY AGREEMENT THAT THEY WILL NOT VIOLATE FEDERAL IMMIGRATION LAW OR KNOWINGLY EMPLOY, HIRE FOR EMPLOYMENT, OR CONTINUE TO EMPLOY AN UNAUTHORIZED ALIEN WITHIN THE STATE OF ALABAMA. FURTHERMORE, A CONTRACTING PARTY FOUND TO BE IN VIOLATION OF THIS PROVISION SHALL BE DEEMED IN BREACH OF THE AGREEMENT AND SHALL BE RESPONSIBLE FOR ALL DAMAGES RESULTING THEREFROM."

STANDARD TERMS & CONDITIONS

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VERIFICATION OF ENROLLMENT IN THE E-VERIFY PROGRAM WILL BE REQUIRED PRIOR TO ANY AWARD TO A VENDOR WHO EMPLOYS ONE OR MORE EMPLOYEES WITHIN THE STATE OF ALABAMA. E-VERIFY DOCUMENTATION SHOULD BE IDENTIFIED WITH THE BID NUMBER AND THE BUYER NAME. FAILURE TO PROVIDE DOCUMENTATION WITHIN 5 CALENDAR DAYS OF NOTIFICATION WILL RESULT IN THE REJECTION OF YOUR BID. TO ENROLL IN THE E-VERIFY PROGRAM VISIT WWW.DHS.GOV/E-VERIFY.

CERTIFICATION PURSUANT TO ACT NO. 2006-557

ALABAMA LAW (SECTION 41-4-116, CODE OF ALABAMA 1975) PROVIDES THAT EVERY BID SUBMITTED AND CONTRACT EXECUTED SHALL CONTAIN A CERTIFICATION THAT THE VENDOR, CONTRACTOR, AND ALL OF ITS AFFILIATES THAT MAKE SALES FOR DELIVERY INTO ALABAMA OR LEASES FOR USE IN ALABAMA ARE REGISTERED, COLLECTING, AND REMITTING ALABAMA STATE AND LOCAL SALES, USE, AND/OR LEASE TAX ON ALL TAXABLE SALES AND LEASES INTO ALABAMA. BY SUBMITTING THIS BID, THE BIDDER IS HEREBY CERTIFYING THAT THEY ARE IN FULL COMPLIANCE WITH ACT NO. 2006-557, THEY ARE NOT BARRED FROM BIDDING OR ENTERING INTO A CONTRACT PURSUANT TO 41-4-116, AND ACKNOWLEDGES THAT THE AWARDING AUTHORITY MAY DECLARE THE CONTRACT VOID IF THE CERTIFICATION IS FALSE.

INFORMATION AND ASSISTANCE TO MINORITY AND WOMEN-OWNED BUSINESSES IN ACQUIRING M/WBE CERTIFICATION MAY BE OBTAINED FROM THE OFFICE OF MINORITY BUSINESS ENTERPRISE, 1-800-447-4191.

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INVITATION TO BID

VENDOR REGISTRATION AND FEE PAYMENT ONLINE

EFFECTIVE SEPTEMBER 1, 2010, VENDORS MUST REGISTER ONLINE TO RECEIVE NOTIFICATION OF BIDS. GO TO WWW.PURCHASING.ALABAMA.GOV TO REGISTER. BIDS WILL NOT BE ACCEPTED FROM NON-REGISTERED VENDORS FOR BIDS ISSUED AFTER SEPTEMBER 1, 2010. A VENDOR'S REGISTRATION MUST BE MAINTAINED THROUGHOUT THE LIFE CYCLE OF AN AWARDED CONTRACT, TO INCLUDE RENEWAL PERIODS. AT THE TIME OF REGISTRATION, VENDOR MUST PAY A BIENNIAL REGISTRATION FEE. PAYMENT MUST BE MADE BY CREDIT CARD, DEBIT CARD, OR BY ELECTRONIC CHECK. VENDOR NUMBER SUBMITTED ON BID RESPONSE MUST MATCH VENDOR REGISTRATION OR THE BID WILL BE REJECTED.

INTENT TO AWARD

EFFECTIVE MAY 1, 2008, THE STATE OF ALABAMA - DIVISION OF PURCHASING WILL ISSUE AN 'INTENT TO AWARD' BEFORE A FINAL AWARD IS MADE. THE 'INTENT TO AWARD' WILL CONTINUE FOR A PERIOD OF FIVE (5) CALENDAR DAYS, AFTER WHICH A PURCHASE ORDER WILL BE PRODUCED. UPON FINAL AWARD, ALL RIGHTS TO PROTEST ARE FORFEITED. A DETAILED EXPLANATION OF THIS PROCESS MAY BE REVIEWED IN THE ALABAMA ADMINISTRATIVE CODE - CHAPTER 355-4-1(14).

ALTERNATE BID RESPONSE

UNLESS STATED ELSEWHERE IN THIS INVITATION-TO-BID (ITB) THE STATE OF ALABAMA WILL ACCEPT AND EVALUATE ALTERNATE BID SUBMITTALS ON ANY ITB'S. ALTERNATE BID RESPONSES WILL BE EVALUATED ACCORDING TO THE REQUIREMENTS AS ALL OTHER RESPONSES TO THIS ITB.

INTERNET WEBSITE LINK'S

INTERNET AND/OR WEBSITE LINKS WILL NOT BE ACCEPTED IN BID RESPONSES AS A MEANS TO SUPPLY ANY REQUIREMENTS STATED IN THIS ITB (INVITATION-TO-BID).

PRODUCT DELIVERY, RECEIVING AND ACCEPTANCE

IN ACCORDANCE WITH THE UNIVERSAL COMMERCE CODE (CODE OF ALABAMA, TITLE 7), AFTER DELIVERY, THE STATE OF ALABAMA HAS THE RIGHT TO INSPECT ALL PRODUCTS BEFORE ACCEPTING. THE STATE WILL INSPECT PRODUCTS IN A REASONABLE TIMEFRAME. SIGNATURE ON A DELIVERY DOCUMENT DOES NOT CONSTITUTE ACCEPTANCE BY THE STATE. THE STATE WILL ACCEPT PRODUCTS ONLY AFTER SATISFACTORY INSPECTION.

SALES TAX EXEMPTION

PURSUANT TO THE CODE OF ALABAMA, 1975, TITLE 40-23-4 (A) (11), THE STATE OF ALABAMA IS EXEMPT FROM PAYING SALES TAX. AN EXEMPTION LETTER WILL BE FURNISHED UPON REQUEST.

INVOICES

INQUIRIES CONCERNING PAYMENT AFTER INVOICES HAVE BEEN SUBMITTED ARE TO BE DIRECTED TO THE RECEIVING AGENCY, NOT THE DIVISION OF PURCHASING

BID RESPONSES AND BID RESULTS

UNEVALUATED BID RESPONSES (NOT BID RESULTS) ARE AVAILABLE ON OUR WEB SITE AT WWW.PURCHASING.ALABAMA.GOV. BID RESULTS WILL BE MADE AVAILABLE FOR REVIEW IN THE DIVISION OF PURCHASING OFFICE, BUT ONLY AFTER THE BID HAS BEEN AWARDED. WE DO NOT FAX OR MAIL COPIES OF BID RESULTS. IF A VENDOR WISHES TO REVIEW BID RESULTS IN OUR OFFICE, THEY SHOULD FAX THEIR REQUEST TO REVIEW THE BID TWO DAYS IN ADVANCE TO THE "BID REVIEW CLERK" AT (334) 242-4419. BE SURE TO REFERENCE THE BID NUMBER.

FOREIGN CORPORATION - CERTIFICATE OF AUTHORITY

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ALABAMA LAW PROVIDES THAT A FOREIGN CORPORATION (AN OUT-OF-STATE COMPANY/FIRM) MAY NOT TRANSACT BUSINESS IN THE STATE OF ALABAMA UNTIL IT OBTAINS A CERTIFICATE OF AUTHORITY FROM THE SECRETARY OF STATE. SECTION 10-2B-15.01, CODE OF ALABAMA 1975. TO OBTAIN FORMS FOR A CERTIFICATE OF AUTHORITY, CONTACT THE SECRETARY OF STATE, CORPORATIONS DIVISION, (334) 242-5324. THE CERTIFICATE OF AUTHORITY DOES NOT KEEP THE VENDOR FROM SUBMITTING A BID.

BID IDENTIFICATION

REFERENCE PAGE 2, ITEM 2. DUE TO THE POSTAL SERVICE PUTTING BAR CODE LABELS ON ENVELOPES, IT CONCEALS THE BID NUMBER AND DATE IF THE VENDOR HAS WRITTEN THEM OTHER THAN THE LOWER LEFT CORNER, THEREFORE THE BID WOULD BE REJECTED FOR NOT BEING PROPERLY IDENTIFIED.

AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 (ARRA)

COMPLIANCE WITH THE REPORTING REQUIREMENTS OF THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 (ARRA): WHEN THE SELECTED VENDOR IS NOTIFIED BY THE PROCURING AGENCY THAT SPECIFIC PURCHASES ARE BEING PAID WITH ARRA OR STIMULUS FUNDS, THE VENDOR SHALL COMPLY WITH THE ARRA REPORTING REQUIREMENTS DEFINED BY THE FEDERAL OMB. THE PROCURING AGENCY IS RESPONSIBLE FOR INFORMING THE AWARDED VENDOR AS SOON AS THE AGENCY IS AWARE THAT ARRA OR STIMULUS FUNDS ARE BEING USED TO PURCHASE ITEMS OR SERVICES AWARDED BY THE ITB AND WHETHER TO REPORT THE INFORMATION TO THE PROCURING AGENCY OR DIRECTLY TO THE FEDERAL GOVERNMENT. THE PROCURING AGENCY MAY NOTIFY THE VENDOR AT THE TIME THE PURCHASE ORDER IS PROCESSED, BY CHANGE ORDER, E-MAIL OR LETTER. THE VENDOR SHALL PROVIDE THE REQUESTED REPORT INFORMATION AS REQUIRED BY LAW.

PURPOSE:

ESTABLISH A CONTRACT FOR TWO-WAY RADIOS, ACCESSORIES, REPAIR PARTS, PROGRAMMING SOFTWARE AND RELATED COMPONENTS. THIS CONTRACT WILL BE FOR ALL STATE AND LOCAL GOVERNMENTAL AGENCIES OF ALABAMA (INCLUDING SCHOOLS). PURCHASES BY LOCAL GOVERNMENTAL AGENCIES/SCHOOLS ARE OPTIONAL VENDOR MUST BID A PERCENTAGE DISCOUNT OFF MANUFACTURER'S LIST PRICE FOR THE BRAND'S FULL PRODUCT LINE, INCLUDING ACCESSORIES WITH THE FOLLOWING EXCEPTIONS:

- \* TEST EQUIPMENT
- \* COAX CABLE
- \* ANTENNAS (FOR TOWERS)
- \* PAGERS
- \* CELLULAR PHONES
- \* RADIO TOWERS
- \* MOBILE DATA TERMINALS, EQUIPMENT OR SOFTWARE
- \* CUSTOMER SERVICE REQUEST PROFESSIONAL SERVICES

BASE STATIONS, REPEATERS AND CONSOLES ARE INCLUDED IN THIS CONTRACT.

THIS CONTRACT IS NOT INTENDED TO BE USED TO PURCHASE AN ENTIRE RADIO COMMUNICATIONS SYSTEM.

AWARD:

AWARD WILL BE MADE TO ONE VENDOR FOR EACH BRAND OF RADIO PRODUCTS LISTED AND WILL BE ON THE BASIS OF THE GREATEST PERCENTAGE DISCOUNT OFF MANUFACTURER'S LIST PRICE.

UNREALISTIC PRICING:

VENDOR'S BID PRICING WILL BE MONITORED TO DETERMINE IF PRICING IS CONSISTENT WITH RECENT GOVERNMENTAL MARKETPRICES FOR RADIO EQUIPMENT. BIDS WITH PRICING HIGHER THAN HISTORICALLY ESTABLISHED NORMS MAY BE REJECTED.

NOTICE: VENDORS OTHER THAN MANUFACTURERS MUST PROVIDE WRITTEN

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DOCUMENTATION FROM THE MANUFACTURER THAT YOU ARE AUTHORIZED TO SELL THOSE PRODUCTS UNDER THIS CONTRACT.

NOTE

VENDOR MUST PROVIDE CURRENT MANUFACTURER'S CATALOG AND PRICE LIST WITH THEIR BID. VENDOR MUST PROVIDE A CATALOG AND PRICE LIST AT NO CHARGE TO STATE AGENCIES, UPON REQUEST. VENDOR MUST ALSO KEEP THE AGENCIES APPRISED OF ANY CHANGES TO THE CATALOG AND PRICE LIST.

VENDOR TO PROVIDE SERVICE MANUALS TO ORDERING AGENCIES AS FOLLOWS:

ONE MANUAL PER EACH (8) MOBILE OR PORTABLES SHIPPED TO AGENCY.  
ONE MANUAL PER EACH BASE STATION SHIPPED TO AGENCY.

VENDOR SHOULD ALSO PROVIDE WITH THEIR BID, INFORMATION DETAILING THE TYPE AND AVAILABILITY OF TRAINING IN THE MAINTENANCE AND SERVICING OF THE RADIO EQUIPMENT.

ASSIGNMENT OF CONTRACT:  
TO ASSIGN, SUBLET OR TRANSFER ANY CONTRACT RESULTING FROM THIS SOLICITATION, THE VENDOR'S WRITTEN REQUEST MUST BE APPROVED BY THE STATE PURCHASING DIRECTOR.

DELIVERY:  
ITEMS ARE TO BE DELIVERED TO VARIOUS LOCATIONS THROUGHOUT THE 67 COUNTIES IN ALABAMA. THE EXACT LOCATIONS AND QUANTITIES WILL BE PROVIDED BY THE ORDERING AGENCY.

FREIGHT:  
BID IS F.O.B. DESTINATION. ANY FREIGHT CHARGES MUST BE INCLUDED IN THE BID PRICES.

CONTRACT PERIOD:  
ESTABLISH A 12 MONTH CONTRACT WITH AN OPTION TO EXTEND FOR A SECOND, THIRD, FOURTH, AND FIFTH 12 MONTH PERIOD WITH THE SAME PRICING, TERMS AND CONDITIONS. THE SECOND, THIRD, FOURTH, OR FIFTH 12 MONTH PERIOD, IF AGREED BY BOTH PARTIES, WOULD BEGIN THE DAY AFTER THE FIRST, SECOND, THIRD, OR FOURTH 12 MONTH PERIOD EXPIRES. ANY SUCCESSIVE EXTENSION MUST HAVE WRITTEN APPROVAL OF BOTH THE STATE AND VENDOR NO LATER THAN 30 DAYS PRIOR TO EXPIRATION OF THE PREVIOUS 12 MONTH PERIOD.

NON-APPROPRIATION OF FUNDS:  
CONTINUATION OF ANY AGREEMENT BETWEEN THE STATE AND A BIDDER BEYOND A FISCAL YEAR IS CONTINGENT UPON CONTINUED LEGISLATIVE APPROPRIATION OF FUNDS FOR THE PURPOSE OF THIS BID AND ANY RESULTING AGREEMENT. NON-AVAILABILITY OF FUNDS AT ANY TIME SHALL CAUSE ANY AGREEMENT TO BECOME VOID AND UNENFORCEABLE AND NO LIQUIDATED DAMAGES SHALL ACCRUE TO THE STATE AS A RESULT. THE STATE WILL NOT INCUR LIABILITY BEYOND THE PAYMENT OF ACCRUED AGREEMENT PAYMENT.

PRORATION:  
ANY PROVISION OF A CONTRACT RESULTING FROM THIS BID TO THE CONTRARY NOTWITHSTANDING, IN THE EVENT OF FAILURE OF THE STATE TO MAKE PAYMENT HEREUNDER AS A RESULT OF PARTIAL UNAVAILABILITY, AT THE TIME SUCH PAYMENT IS DUE, OF SUCH SUFFICIENT REVENUES OF THE STATE TO MAKE SUCH PAYMENT (PRORATION OF APPROPRIATED FUNDS FOR THE STATE HAVING BEEN DECLARED BY THE GOVERNOR PURSUANT TO SECTION 41-4-90 OF THE CODE OF ALABAMA 1975), THE CONTRACTOR SHALL HAVE THE OPTION, IN ADDITION TO THE OTHER REMEDIES OF THE CONTRACT, OF RENEGOTIATING THE CONTRACT (EXTENDING OR CHANGING PAYMENT TERMS OR AMOUNTS) OR TERMINATING THE CONTRACT.

NEW EQUIPMENT:  
ALL EQUIPMENT MUST BE NEW, UNUSED, AND CURRENTLY IN PRODUCTION. IT MUST BE ACCEPTABLE BY THE ORIGINAL EQUIPMENT MANUFACTURER FOR THEIR

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MAINTENANCE.

EQUIPMENT WARRANTY:

EQUIPMENT SHALL BE WARRANTED FOR A MINIMUM OF TWELVE (12) MONTHS. WARRANTY SHALL COVER ALL PARTS, LABOR & FREIGHT COST ASSOCIATED WITH REPAIRS AND/OR REPLACEMENT OF DEFECTIVE EQUIPMENT. ACCIDENTS, MISUSE AND NEGLIGENCE ARE NOT COVERED BY THIS WARRANTY. THE WARRANTY SHALL COMMENCE ON THE DATE THE EQUIPMENT IS PUT INTO SERVICE BY THE USING AGENCY. VENDOR WILL USE WHATEVER MEANS REQUIRED TO FACILITATE THIS WARRANTY, AND WILL INSURE TOTAL SATISFACTORY PERFORMANCE TO THE USING AGENCY.

PRICE DECREASES:

THE STATE DIVISION OF PURCHASING CONTRACT ADMINISTRATOR (BUYER) SHALL BE NOTIFIED IMMEDIATELY REGARDING ANY MANUFACTURER'S PRICE DECREASE AFFECTING A CONTRACT ITEM. FURTHERMORE, THE STATE SHALL RECEIVE THE BENEFIT OF THE DECREASE AS SOON AS POSSIBLE IN ACCORDANCE WITH THE WRITTEN NOTIFICATION FROM THE CONTRACT VENDOR.

QUANTITY:

THE EXACT QUANTITY OF PURCHASES ON THIS INQUIRY IS NOT KNOWN. THE STATE DIVISION OF PURCHASING DOES NOT GUARANTEE THAT THE STATE WILL BUY ANY AMOUNT. ORDERS WILL BE PLACED BY DEPARTMENTS AS NEEDED AND WILL GIVE COMPLETE SHIPPING INSTRUCTIONS.

BIDDABLE SITUATION:

BIDS MAY BE SOLICITED FOR ANY PRODUCT INCLUDED IN THIS CONTRACT WHERE AN IMMEDIATE/EMERGENCY NEED EXISTS, INCLUDING LARGE QUANTITIES. THE DECISION OF THE PURCHASING DIRECTOR AS TO WHAT CONSTITUTES A BIDDABLE SITUATION SHALL BE FINAL AND SHALL NOT BE CONSTRUED AS A BREACH OF CONTRACT.

PROMOTIONAL OFFERINGS CONSISTING OF CONTRACT ITEMS WILL BE CONSIDERED AND ARE OFFERED AT A REDUCED PRICE FOR THE PROMOTIONAL PERIOD. A PROMOTIONAL OFFERING OF ITEMS NOT ON CONTRACT WILL BE CONSIDERED IF THE PRICE IS EQUAL TO OR LESS THAN THE SUM OF THE CONTRACT PRICES. THE STATE WILL NOT FILE FOR REBATES; THE VENDOR MUST OFFER AND BILL AT THE NET DISCOUNTED PRICE OF THE APPLICABLE OFFERING. VOLUME DISCOUNTS WILL BE ALLOWED WITH THE PROVISION THAT ANY PURCHASING ENTITY THAT PURCHASES THE EQUIVALENT VOLUME BE OFFERED THE SAME RATE OF DISCOUNT.

A BIDDER WHO WILL ALLOT TO OTHER VENDORS ALL OR A PORTION OF ANY CONTRACT AWARDED FROM THIS BID ARE REQUESTED TO SUPPLY A LIST OF THESE SUB-VENDORS WITH THEIR BID. THE LIST SHOULD BE SUBMITTED ON THE "SUB-VENDOR LIST" FORM INCLUDED. REPRODUCE THE FORM AS NEEDED.

AGENCIES ORDERING FROM SUCH CONTRACTS WILL BE INSTRUCTED TO SELECT THE SUB-VENDOR THAT THE AGENCY CONSIDERS MOST CONVENIENT FOR THEIR USE. PAYMENTS WILL BE MADE IN THE NAME OF THE "PAYEE VENDOR" AT THE ADDRESS SHOWN ON THE "SUB-VENDOR LIST" FORM.

YOUR COOPERATION IN SUPPLYING THE INFORMATION REQUESTED IN ITS ENTIRETY WILL FACILITATE THE AWARD OF THIS BID.

VENDORS MAY ALSO DESIGNATE A MANUFACTURER'S FACTORY AS A SUB-VENDOR FOR USE BY AGENCIES IN OBTAINING FASTER SHIPMENT OF PARTS.

SUB-VENDOR LIST  
TYPE OR PRINT

ORDER ADDRESS \_\_\_\_\_ REMITTANCE ADDRESS \_\_\_\_\_  
VENDOR NO (FEIN/SS): \_\_\_\_\_ PAYEE VENDOR NO: \_\_\_\_\_  
VENDOR NAME \_\_\_\_\_ PAYEE NAME: \_\_\_\_\_

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ORDER ADDRESS: \_\_\_\_\_

PAYEE ADDRESS: \_\_\_\_\_

CITY: \_\_\_\_\_

CITY: \_\_\_\_\_

STATE: \_\_\_\_\_ ZIP: \_\_\_\_\_

STATE: \_\_\_\_\_ ZIP: \_\_\_\_\_

CONTACT PERSON: \_\_\_\_\_

CONTACT PERSON: \_\_\_\_\_

TELEPHONE NO: \_\_\_\_\_

TELEPHONE NO: \_\_\_\_\_

TOLL-FREE NO: 800-\_\_\_\_\_

TOLL-FREE NO: 800-\_\_\_\_\_

FAX NO: \_\_\_\_\_

FAX NO: \_\_\_\_\_

\*\*\*\*\*

VENDOR NO (FEIN/SS): \_\_\_\_\_

PAYEE VENDOR NO: \_\_\_\_\_

VENDOR NAME: \_\_\_\_\_

PAYEE NAME: \_\_\_\_\_

ORDER ADDRESS: \_\_\_\_\_

PAYEE ADDRESS: \_\_\_\_\_

CITY: \_\_\_\_\_

CITY: \_\_\_\_\_

STATE: \_\_\_\_\_ ZIP: \_\_\_\_\_

STATE: \_\_\_\_\_ ZIP: \_\_\_\_\_

CONTACT PERSON: \_\_\_\_\_

CONTACT PERSON: \_\_\_\_\_

TELEPHONE NO: \_\_\_\_\_

TELEPHONE NO: \_\_\_\_\_

TOLL-FREE NO: 800-\_\_\_\_\_

TOLL-FREE NO: 800-\_\_\_\_\_

FAX NO: \_\_\_\_\_

FAX NO: \_\_\_\_\_

\*\* MAKE ADDITIONAL SHEETS IF NECESSARY

ATTACHMENTS

VENDOR NAME :

VENDOR NUMBER: -

ITB NO. : 14-X-2253040

OPEN DATE : 08/20/13 TIME: 10:00 AM

T-NUMBER : T300

RETURN DATE: 08/19/13 TIME: 5:00 PM

PAGE 9

INVITATION TO BID

NOTICE TO VENDORS:

IN ACCORDANCE WITH ACT 2001-955 AWARDED VENDORS RECEIVING COMPENSATION FOR GOODS/SERVICES PROVIDED EXCEEDING \$5,000.00 MUST SUBMIT A DISCLOSURE STATEMENT TO THE DEPARTMENT OR AGENCY THAT WILL USE THE GOODS/SERVICES, THE EXAMINERS OF PUBLIC ACCOUNTS AND THE CONTRACT REVIEW PERMANENT LEGISLATIVE OVERSIGHT COMMITTEE. THE FORM AND INSTRUCTIONS MAY BE ACCESSED FROM THE ATTORNEY GENERAL'S WEBSITE AT [WWW.AGO.ALABAMA.GOV/AG\\_ITEMS.CFM](http://WWW.AGO.ALABAMA.GOV/AG_ITEMS.CFM). FAILURE TO INCLUDE THE DISCLOSURE STATEMENT WITH YOUR BID WILL DELAY THE EVALUATION PROCESS.

PRICE SHEET

VENDOR NAME :

VENDOR NUMBER: -  
ITB NO. : 14-X-2253040 PAGE 10  
OPEN DATE : 08/20/13 TIME: 10:00 AM  
T-NUMBER : T300  
RETURN DATE: 08/19/13 TIME: 5:00 PM

INVITATION TO BID

| LINE NO.  | COMMODITY/SERVICE DESCRIPTION   | QUANTITY | UNIT | PERCENT | EXTENDED |
|---|---|----------|------|---------|----------|
| UNLESS SPECIFIED OTHERWISE BELOW:<br>SHIP TO: R1 /<br>STATEWIDE |   |          |      |         |          |
| 00023   | COMMODITY CODE: 725-78-075240<br>RADIO, TWO-WAY, KENWOOD MFR<br>PERCENT OFF LIST  | 1        | LOT  | _____   | _____    |
| 00024   | COMMODITY CODE: 725-78-075254<br>REPAIR PARTS/SERVICE, 2-WAY RADIO KENWOOD<br>PERCENT OFF LIST                                | 1        | LOT  | _____   | _____    |
| 00025   | COMMODITY CODE: 725-78-075261<br>ACCESSORIES, TWO-WAY, KENWOOD MFR<br>PERCENT OFF LIST  | 1        | LOT  | _____   | _____    |
| 00026   | COMMODITY CODE: 725-78-088493<br>SOFTWARE, TWO-WAY RADIO, KENWOOD<br>PERCENT OFF LIST   | 1        | LOT  | _____   | _____    |
| 00027   | COMMODITY CODE: 725-78-075286<br>RADIO/ACCESSORIES, TWO WAY, KENWOOD MFR<br>PERCENT OFF LIST<br>(NON-KENWOOD VENDOR PRODUCTS) | 1        | LOT  | _____   | _____    |
| 00029   | COMMODITY CODE: 725-78-075249<br>RADIO/FIXED EQUIPMENT, TWO-WAY, MOTOROLA<br>PERCENT OFF LIST.                                | 1        | LOT  | _____   | _____    |
| 00030   | COMMODITY CODE: 725-78-075288<br>RADIO, TWO-WAY, MOTOROLA, HIGH-TIER/<br>DUAL BAND/TDMA SUBSCRIBER (APX)<br>PERCENT OFF LIST. | 1        | LOT  | _____   | _____    |
| 00031   | COMMODITY CODE: 725-78-075289<br>RADIO, TWO-WAY, MOTOROLA, XTL/XTS SERIES<br>SUBSCRIBER<br>PERCENT OFF LIST                   | 1        | LOT  | _____   | _____    |
| 00032   | COMMODITY CODE: 725-78-075291<br>RADIO, TWO-WAY, MOTOROLA, PROFESSIONAL<br>SERIES SUBSCRIBER<br>PERCENT OFF LIST              | 1        | LOT  | _____   | _____    |
| 00033   | COMMODITY CODE: 725-78-075257<br>RADIO, TWO-WAY, MOTOROLA, MOTOTRBO<br>SUBSCRIBER<br>PERCENT OFF LIST                         | 1        | LOT  | _____   | _____    |
| 00034   | COMMODITY CODE: 725-78-075259<br>ACCESSORIES, TWO-WAY RADIO, MOTOROLA   | 1        | LOT  | _____   | _____    |
| PAGE TOTAL  |   |          |      |         | _____    |

PRICE SHEET

VENDOR NAME :

VENDOR NUMBER: -  
 ITB NO. : 14-X-2253040 PAGE 11  
 OPEN DATE : 08/20/13 TIME: 10:00 AM  
 T-NUMBER : T300  
 RETURN DATE: 08/19/13 TIME: 5:00 PM

INVITATION TO BID

| LINE NO.         | COMMODITY/SERVICE DESCRIPTION   | QUANTITY | UNIT | PERCENT | EXTENDED |
|------------------|---|----------|------|---------|----------|
| PERCENT OFF LIST |   |          |      |         |          |
| 00035            | COMMODITY CODE: 725-78-075242<br>REPAIR PARTS/SVC, 2-WAY RADIO MOTOROLA<br>PERCENT OFF LIST.                                | 1        | LOT  | _____   | _____    |
| 00036            | COMMODITY CODE: 725-78-075248<br>SOFTWARE, TWO-WAY RADIO, MOTOROLA<br>PERCENT OFF LIST.                                     | 1        | LOT  | _____   | _____    |
| 00037            | COMMODITY CODE: 725-78-075250<br>RADIO/ACCESSORIES, TWO-WAY, RADIUS MFR<br>PERCENT OFF LIST.<br>(RADIUS VENDOR PRODUCTS)    | 1        | LOT  | _____   | _____    |
| 00043            | COMMODITY CODE: 725-78-051214<br>RADIO, TWO-WAY, HARRIS MFR<br>PERCENT OFF LIST.  | 1        | LOT  | _____   | _____    |
| 00044            | COMMODITY CODE: 725-78-055317<br>RADIO, TWO-WAY/ACCESSORIES, HARRIS MFR<br>PERCENT OFF LIST<br>(NON-HARRIS VENDOR PRODUCTS) | 1        | LOT  | _____   | _____    |
| 00045            | COMMODITY CODE: 725-78-075263<br>ACCESSORIES, TWO-WAY RADIO, HARRIS MFR<br>PERCENT OFF LIST                                 | 1        | LOT  | _____   | _____    |
| 00046            | COMMODITY CODE: 725-78-075251<br>REPAIR PARTS/SVC, 2-WAY RADIO,HARRIS MFR<br>PERCENT OFF LIST.                              | 1        | LOT  | _____   | _____    |
| 00047            | COMMODITY CODE: 725-78-075252<br>SOFTWARE, TWO-WAY RADIO, HARRIS MFR<br>PERCENT OFF LIST.                                   | 1        | LOT  | _____   | _____    |
| 00055            | COMMODITY CODE: 725-78-055471<br>RADIO, TWO-WAY, MIDLAND MFR,<br>PERCENT OFF LIST   | 1        | LOT  | _____   | _____    |
| 00056            | COMMODITY CODE: 725-78-075264<br>ACCESSORIES, TWO-WAY RADIO, MIDLAND MFR<br>PERCENT OFF LIST                                | 1        | LOT  | _____   | _____    |
| 00057            | COMMODITY CODE: 725-78-075256<br>REPAIR PARTS/SERVICE,2-WAY RADIO MIDLAND<br>PERCENT OFF LIST                               | 1        | LOT  | _____   | _____    |
| 00058            | COMMODITY CODE: 725-78-088494<br>SOFTWARE, TWO-WAY RADIO, MIDLAND MFR<br>PERCENT OFF LIST                                   | 1        | LOT  | _____   | _____    |
| 00059            | COMMODITY CODE: 725-78-088495<br>RADIO/ACCESSORIES, TWO-WAY, MAXON MFR<br>PER CENT OFF LIST                                 | 1        | LOT  | _____   | _____    |
| PAGE TOTAL       |   |          |      |         | _____    |

PRICE SHEET

VENDOR NAME :

VENDOR NUMBER: -  
ITB NO. : 14-X-2253040  
OPEN DATE : 08/20/13 TIME: 10:00 AM  
T-NUMBER : T300  
RETURN DATE: 08/19/13 TIME: 5:00 PM

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INVITATION TO BID

| LINE NO.                      | COMMODITY/SERVICE DESCRIPTION   | QUANTITY | UNIT | PERCENT | EXTENDED |
|-------------------------------|---|----------|------|---------|----------|
| (NON-MIDLAND VENDOR PRODUCTS) |   |          |      |         |          |
| 00060                         | COMMODITY CODE: 725-78-075269<br>RADIO, TWO-WAY, RELM/BK MFR<br>PERCENT OFF LIST                      | 1        | LOT  | _____   | _____    |
| 00061                         | COMMODITY CODE: 725-78-075265<br>ACCESSORIES, TWO-WAY RADIO, RELM/BK MFR<br>PERCENT OFF LIST          | 1        | LOT  | _____   | _____    |
| 00062                         | COMMODITY CODE: 725-78-075273<br>REPAIR PARTS/SERVICE, TWO-WAY RADIO,<br>RELM/BK<br>PERCENT OFF LIST  | 1        | LOT  | _____   | _____    |
| 00063                         | COMMODITY CODE: 725-78-075274<br>SOFTWARE, TWO-WAY RADIO, RELM/BK<br>PERCENT OFF LIST                 | 1        | LOT  | _____   | _____    |
| 00064                         | COMMODITY CODE: 725-78-075282<br>RADIO, TWO-WAY, ICOM MFR<br>PERCENT OFF LIST                         | 1        | LOT  | _____   | _____    |
| 00065                         | COMMODITY CODE: 725-78-075266<br>ACCESSORIES, TWO-WAY, ICOM MFR<br>PERCENT OFF LIST                   | 1        | LOT  | _____   | _____    |
| 00066                         | COMMODITY CODE: 725-78-075283<br>REPAIR PARTS/SERVICE, TWO-WAY RADIO,<br>ICOM MFR<br>PERCENT OFF LIST | 1        | LOT  | _____   | _____    |
| 00067                         | COMMODITY CODE: 725-78-075284<br>SOFTWARE, TWO-WAY RADIO, ICOM MFR<br>PERCENT OFF LIST                | 1        | LOT  | _____   | _____    |

PAGE TOTAL \_\_\_\_\_

BID TOTAL \_\_\_\_\_



INVITATION TO BID NO: 2253040      ADDENDUM NO: 01

STATE OF ALABAMA  
DEPARTMENT OF FINANCE  
DIVISION OF PURCHASING

REQ. AGENCY : 999999  
PURCHASING DIVISION  
AGENCY REQ. NO. :  
T-NUMBER : T300  
DATE ISSUED : 08/15/13  
VENDOR NO. :  
VENDOR PHONE NO. :  
SNAP REQ. NO. : 1513941  
BUYER NAME : PAT ANTLE  
BUYER PHONE NO. : (334) 242-7253

INVITATION TO BID ADDENDUM

FOR: TWO-WAY RADIOS AND PARTS

BID MUST BE RECEIVED BEFORE:  
DATE: 08/19/13    TIME: 5:00 PM

BIDS WILL BE PUBLICLY OPENED:  
DATE: 08/20/13    TIME: 10:00 AM

PLEASE READ ALL INSTRUCTIONS CAREFULLY

THE FOLLOWING CHANGES ARE HEREBY ADDED TO AND MADE A PART OF  
(INVITATION TO BID NUMBER 2253040 )

ON AUGUST 12, 2013 MIDLAND RADIO CORPORATION SUBMITTED A LETTER TO  
STATE PURCHASING STATING THAT MIDLAND NO LONGER CARRIES THE MAXON  
LINE OF RADIOS.

AS A RESULT, LINE 00059 IS HEREBY DELETED AND WILL NOT BE AWARDED.

THIS ADDENDUM DOES NOT HAVE TO BE RETURNED.

/PA

\* \* \* \* \* END OF ADDENDUM \* \* \* \* \*

STATEMENT OF UNDERSTANDING

I UNDERSTAND THE ADDENDUM AND THAT, IF INDICATED, IT MUST BE SIGNED IN INK AND  
RETURNED WITH THE BID OR SEPARATELY, PROPERLY IDENTIFIED AND RECEIVED PRIOR TO  
DATE AND TIME SPECIFIED.

\_\_\_\_\_  
COMPANY NAME

\_\_\_\_\_  
AUTHORIZED SIGNATURE (INK)

ADDENDUM NOTARIZATION  
NOT REQUIRED

\_\_\_\_\_  
MAIL ADDRESS

\_\_\_\_\_  
TYPE/PRINT AUTHORIZED NAME

\_\_\_\_\_  
CITY, STATE, ZIP

\_\_\_\_\_  
PHONE INCLUDING AREA CODE