

TERMS & CONDITIONS

1. All materials to be furnished by the supplier on this project must be of the latest possible design and production.
2. Pipe lengths, when specified, establish an acceptable minimum. Additional lengths shall be accepted by the City of Spokane at no additional charge. Supplier shall be responsible for bidding an accurate unit price to be used for tabulation purposes.
3. The supplier must be able to warranty any items purchased by the City. The supplier, therefore, must comply with one of the following;
 - a. be an authorized factory dealer for the area including the City of Spokane.
 - b. provide satisfactory proof by the manufacturer that service will be guaranteed.
4. If product is not delivered within the terms and time frame established by the quote, the City may procure product from another source and the supplier shall be required to pay any differences in cost. Acceptance of late performance by the City shall not waive the right to claim damage for such breach or constitute a waiver of the requirements for timely performance of the supplier's remaining obligations.
5. The respondent certifies that his/her firm has not entered into any agreement of any nature whatsoever to fix, maintain, increase or reduce the prices or competition regarding the items covered by this invitation.
6. Submissions provide sixty (60) days for acceptance by the City from the due date.
7. The City of Spokane has entered into Interlocal Purchase Agreements with other public agencies pursuant to RCW 39.34. In submitting a response the Supplier agrees to sell additional items at the bid price, terms and conditions to the City of Spokane and other public agencies contingent upon the seller's review and approval at the time of a requested sale. Any price de-escalation/escalation provisions of this bid proposal shall apply in the case of a sale of additional items. Seller's right to refuse to sell additional items at the time of request shall be absolute.
8. If the respondent discovers any errors, discrepancies or omissions in the project specifications, or has any questions about the specifications, the respondent must notify City of Spokane through the project's ProcureWare 'Clarifications' tab. Project clarifications issued by the Purchaser will be incorporated into the contract or purchase order.
9. No responses may be withdrawn after project closing date/time without mutual consent from the City of Spokane. If, after bid tabulation, a respondent claims error and requests to be relieved of award, the City reserves the right to evaluate available evidence in determining whether or not to relieve the respondent of their submission.
10. Responsive, responsible bids shall be evaluated for business award in accordance with the following criteria:
 - a. Price, including the effect of discounts.
 - b. The respondent's ability to provide prompt and efficient delivery and service.
 - c. Product quality, according to the conformity to listed specifications and the purpose for which they are required.
 - d. The respondent's character, integrity, reputation, and experience, including performance on previous City contracts and compliance with laws.
11. Submission of a project bid by a supplier shall confirm receipt and understanding of all instructions, terms, and conditions.
12. The City of Spokane reserves the option to award this purchase by product category or by any manner most advantageous for the City. All-or-nothing bids will be considered only if the supplier's bid is by product category.

13. The City reserves the right to award this business in a manner that is most advantageous to the continued efficient operation of the City. The City reserves the right to reject any or all Bids, to waive minor deviations from the specifications, to waive minor informalities in Bid process whenever it is in the City's best interest, and to accept or reject all or part of this Request for Bids, at the prices shown.

14. State contracts where applicable will be considered as a bid. The City Council shall provide final award of contract or purchase. Unsuccessful bidders will not automatically be notified of award results.