REQUISITION & PROPOSAL

ALABAMA STATE PORT AUTHORITY
MCDUFFIE COAL TERMINAL DEPARTMENT

DATE 2/2/12
ORIGINATING DEPT NO. UPON REQUEST

TO: Prospective Bidders
Please procure the following and DELIVER TO:

ALABAMA STATE PORT AUTHORITY
MCDUFFIE COAL TERMINAL RECEIVING WHSE
1760 YEEND LOOP
MOBILE, AL 36602

NAMES OF ARTICLES, SPECIFICATIONS AND PURPOSE

The Alabama State Port Authority will be accepting bids on the below items with specifications as follows NO SUBSTITUTIONS :

PLEASE DIRECT QUESTIONS OF AN ENGINEERING OR TECHNICAL NATURE TO:
JOEL GOTTSTINE @ 251-422-5948

<table>
<thead>
<tr>
<th>ITEM</th>
<th>QTY</th>
<th>DESCRIPTION</th>
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</thead>
<tbody>
<tr>
<td>1</td>
<td>2</td>
<td>ERIEZ MODEL 1230 SOLID STATE METAL DETECTORS WITH FLAG DROP SYSTEMS AS DESCRIBED HEREIN FOR MCDUFFIE COAL TERMINAL – NO SUBSTITUTIONS</td>
</tr>
</tbody>
</table>

EQUIPMENT AND ENGINEERING SERVICES/START UP COSTS: $ _____________________
(AS REFERENCED ON 6.0)

BID TOTAL $ __________

FOB – ALABAMA STATE DOCKS, McDUFFIE COAL TERMINAL, MOBILE, AL

When submitting bid, please note on the outer envelope “METAL DETECTORS”.

ALL SPECIFICATIONS BEGIN ON NEXT PAGE

TWO ERIEZ METAL DETECTORS FOR CONVEYORS 5 & C

Recommended:

Kimberly Jones, Cargo Movement Supervisor
Bulk Division

Approved:

Brad Ojard, Vice President Operations

Randy Gossett, Superintendent,
McDuffie Terminal

H. S. "Smitty" Thorne,
Executive Vice President & COO

Raymond Dearmon, Manager Bulk Operations

James K. Lyons, Director & CEO

Page 1 of 16
TO: Prospective Bidders
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SPECIFICATIONS:
Typical Metal Detector Specification

1.0 SCOPE

Application
This specification defines the requirements for the design, fabrication, testing, and delivery of two (2) ERIEZ Model 1230 solid state metal detectors with Flag Drop Systems as described herein for The Alabama State Docks, McDuffie Island Coal Terminal.

2.0 OPERATING CONDITIONS

The electronic metal detector shall be able to detect both ferrous and non-ferrous metals traveling on a troughed belt conveyor. The metal detector shall include an electrical contact that can supply an alarm and/or interlock to be utilized to shut down the conveyor belt, if metals are detected. Additionally, the metal detector will include an ERIEZ Flag Drop System to identify the location of the tramp metal. The unit shall detect all tramp metals, magnetic and non-magnetic (ferrous and non-ferrous).

The electronic metal detector will be installed by others and is to operate under the application details listed below:

TRAMP METAL DETECTOR – Conveyor No. 5
  Belt Width: 72”
  Belt Speed: 600 Ft/min.
  Idlers: 35°
  Product: -3” ROM Coal
  Burden Depth: 20”
  Target Tramp Metal: +3” Ferrous

TRAMP METAL DETECTOR – Conveyor C
  Belt Width: 48”
  Belt Speed: 600 Ft/min.
  Idlers: 35°
  Product: -3” ROM Coal
  Burden Depth: 24”
  Target Tramp Metal: +3” Ferrous
3.0 DESCRIPTION OF WORK

Vendor shall provide all engineering design, labor, materials, equipment, tools, drawings, manuals, factory testing, and incidental items required to furnish (2) metal detectors and control to the jobsite. Isolation hardware for metal detector frame shall be included.

All equipment shall be fully factory assembled and factory tested. The Vendor shall demonstrate that all equipment operates before shipment.

The Vendor shall arrange shipment of the metal detector and control fully assembled to the jobsite.

The Vendor shall warrant that the new metal detector equipment will properly function and will achieve the reliability as described in this specification.

All equipment and components shall be prepared for a period of outdoor storage prior to installation.

The Vendor shall furnish each parcel, crate, etc., with a weatherproof shipping label or tag that clearly displays the shipping address given on the purchase order and purchase order number.

All equipment furnished by Vendor shall be provided with suitable weather protection, blocking, straps, skids, etc., to protect against any damage in handling or transit.

Shipments shall be received, unloaded, and inspected by the installation Contractor at the jobsite upon receipt.

4.0 DETAILED REQUIREMENTS OF EQUIPMENT

Standards and Codes Applicable

All applicable codes in effect as of the date of purchase and any subsections thereof, as applicable, will govern the design, fabrication, testing, and selection of equipment and materials supplied. These include, but are not limited to, the following:

AISC American Institute of Steel Construction
ANSI American National Standards Institute
ASME American Society of Mechanical Engineers
ASTM American Society for Testing and Materials
AWS American Welding Society
CEMA Conveyor Equipment Manufacturer’s Association
FM Factory Mutual Standards
IEEE Institute of Electric and Electronics Engineers
Local, state, and federal regulations in effect as of the date of purchase will be complied with.

Vendors will warrant that all materials, equipment, and items furnished in connection with this document for the purchaser’s use in accordance with the Vendor’s operating instructions will comply with all applicable laws, rules, regulations, and codes.

Controls and Enclosures

The unit shall be supplied with controls for automatic operation.

Control enclosure(s) shall be NEMA 4.

Voltage

120V – single phase - 60 Hz

Guards (if applicable)

All exposed moving and/or rotating parts shall be guarded consistent with all applicable codes and standards. All guards shall be easily removable for access to machinery.

Metal detectors should include the following features:

- Adjustable sensitivity with threshold sensitivity to detect tramp metal even on metal splices.
- All solid state circuitry with self analysis monitoring logic
- Field replaceable modular solid-state components.
- Adjustable time delay output signal.
- Self-compensating circuitry automatically adjustable for temperature, humidity, and reasonable adjacent metal, and/or product composition changes.
- Power control subassembly, including pre-wired universal control relay with 2 NO and 2 NC contacts and a constant voltage-line filter unit, with all external connections from a barrier terminal strip. A signal is needed to indicate that the metal detector is energized.
- Assembly in an approved NEMA 4 wall mounted enclosure with 25 ft. of extension cable.
• Ability to integrate a metal splice detector, if required.
• Built in coast alarm and fail safe circuitry
• A minimum warranty of five (5) years.
• Swing away top antenna.
• Fail safe control circuits, and self-testing circuits.
• Multiple metal identification (trip counter).
• Dual receiver coils
• LED diagnostic monitoring to indicate operational status
• Accessible programming for alarm delay, alarm duration, sensitivity, scale factor, and splice detector threshold

5.0 EQUIPMENT ALTERNATIVES AND/OR OPTIONS
In order to maintain commonality of spares, operating and maintenance procedures no substations are requested.

6.0 EQUIPMENT AND SERVICES BY VENDOR
The cost for these services and estimated number of days shall be included as a separate item in the proposal, if they are recommended by the vendor.

Services of a service engineer, who shall report to the site upon advance notice, who shall inspect and approve installation, supervise start-up, instruct Owner's personnel, and prepare a written start-up report. The cost for this service shall be included as a separate item in the proposal.

All equipment required for a complete and operable system, even though not specifically listed in this section, shall be furnished by the Vendor.

The Vendor shall shop assemble and test run the equipment purchased prior to shipment. The Purchaser and/or his representative shall inspect and witness the test at the point of manufacture.

7.0 EQUIPMENT, MATERIALS, AND SERVICES BY OTHERS
The items listed below are to be supplied by others and are not the responsibility of the Vendor:

Unloading, storage, erection, and installation
Foundation and anchor bolts.

Field wiring from power source to control

Oils, fluids, and lubricants that will be installed in the field, if applicable

8.0 INFORMATION BY BIDDERS
Enclose complete descriptive information (drawing, etc.) as to type, model, size, layout dimensions, and quantity of units and components of units included in the proposal.

The Vendor shall state all exceptions to this specification quoted or known.

The Vendor shall state in specific terms the rated performance and/or capacities of each piece of equipment or system. Any qualifying conditions that affect performance and/or capacity shall be so stated.

9.0 PERFORMANCE GUARANTEE AND WARRANTY

Warranty
The Vendor shall reference the Bid Documents for warranty requirements

Performance Guarantees
Vendor shall develop simplified functional test procedures to be performed during commissioning and proposed acceptance criteria to demonstrate compliance with this specification.

If a Vendor deficiency is confirmed, the entire cost, including freight and labor, of modifying, repairing, or replacing any materials or components in order to meet the Performance Guarantee shall be borne by the Vendor. Any work or required downtime of the components shall be at the Owner's convenience consistent with the plant's operation.

10.0 SPECIAL COMPLIANCES

Unit must be designed to tune out a crushed aluminum soft drink can, crushed end to end and located at the bottom of the material burden.
TO: Prospective Bidders
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McDUFFIE COAL TERMINAL RECEIVING WHSE
1760 YEEND LOOP
MOBILE, AL 36602

Bid opening will be March 1\textsuperscript{st}, 2012 @ 1:00 p.m. in the McDuffie Terminal Conference Room. \textbf{NO BIDS WILL BE ACCEPTED AFTER THIS TIME.}

\textbf{PLEASE SEE ATTACHED INDEMNIFICATION SHEET & DISCLOSURE STATEMENT}

Company

______________________________
Representative

______________________________
Phone

______________________________
Email

\textbf{FOR ALL BIDS $7,500 AND OVER}

STATE OF _________)
______________________) SS.

On this ___ day of ________, 20___, before me appeared ____________________________, to me personally known, who, being by me duly sworn, did say that such person executed the foregoing instrument as the free act and deed of such person, having been duly authorized to execute such instrument in such capacity.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.

______________________________
Notary Public, State of ________________

______________________________
Print Name
My commission expires: __________________
TO: Prospective Bidders
Please procure the following and **DELIVER TO**:

**Alabama State Docks/Port Authority**

<table>
<thead>
<tr>
<th>Names of Articles, Specifications and Purpose</th>
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<tbody>
<tr>
<td>Bid Description:</td>
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<tr>
<td>Bids to be Open:</td>
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</table>

*The following paragraph shall be considered a part of the above referenced bid:*

**Indemnification Clause**

The Contractor shall assume all liability for and shall indemnify and save harmless the State of Alabama and the Alabama State Docks/Port Authority and its officers and employees from all damages and liability for injury to any person or persons, and injury to or destruction of property, including the loss of use thereof, by reason of an accident or occurrence arising from operations under the contract, whether such operations are performed by himself or by any subcontractor or by anyone directly or indirectly employed by either of them occurring on or about the premises, or the ways and means adjacent during the term of the contract, or any extension thereof, and shall also assume the liability for injury and/or damages to adjacent or neighboring property by reason of work done under the contract.
TO: Prospective Bidders
Please procure the following and DELIVER TO:
ALABAMA STATE PORT AUTHORITY
McDUFFIE COAL TERMINAL RECEIVING WHSE
1760 YEEND LOOP
MOBILE, AL 36602

Please use this as a **guide only** for proper delivery.

Sender Name & Address
Alabama State Port Authority
McDuffie Coal Terminal
Postal Address for US Mail
Physical Address for Courier Service

Sealed Bid: (Description)
Bid Opening Date:
TO: Prospective Bidders  
Please procure the following and DELIVER TO:

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McDUFFIE COAL TERMINAL RECEIVING WHSE  
1760 YEEND LOOP  
MOBILE, AL 36602

NAMES OF ARTICLES, SPECIFICATIONS AND PURPOSE

ALABAMA STATE PORT AUTHORITY ACCESS POLICY

IMPORTANT NOTICE TO BIDDERS REGARDING ACCESS TO ASPA RESTRICTED FACILITIES:

Successful bidders requiring access to the Alabama State Port Authority's Restricted Facilities to fulfill any obligations set forth in this bid must comply fully with the Authority's Access Policy found in its entirety at http://www.asdd.com/portaccess_policy.html. The Port Authority's Access Policy requires all persons permanently employed at the port, including ASPA staff, tenants and their employees, surveyors, agents, stevedores, longshoremen, chaplains, contract labor and persons requesting temporary access to the port, including delivery persons, vendors, contractors, and temporary workers must obtain and display an ASPA issued photo ID badge or visitor badge at all times when accessing or working on port property. In order to obtain an ASPA credential, applicants must also obtain a Transportation Worker Identification Credential (TWIC) and undergo mandatory Security Awareness Training. Information on the TWIC can be found at http://www.asdd.com/portaccess_twicregs.html

Information on Security Awareness Training classes and scheduling can be found at http://www.asdd.com/portaccess_securitytraining.html

ALL PROSPECTIVE BIDDERS ARE ENCOURAGED TO REVIEW THESE POLICIES AND CONSIDER THESE REQUIREMENTS IN PREPARING BID SUBMISSIONS.
IMPORTANT NOTICE TO BIDDERS REGARDING EMPLOYMENT PRACTICES:

Effective October 1, 2011, the Beason-Hammon Alabama Taxpayer and Citizen Protection Act ("the Act") requires that any business entity contracting with or approving any grant or incentives to the state, including the Alabama State Port Authority, certify compliance with the Act. Alabama’s new law requires business entities conducting business with the State register with E-Verify on or before January 1, 2012. E-Verify is an Internet-based system that allows an employer to determine the eligibility of that employee to work in the United States. The E-Verify system is operated by the Department of Homeland Security in partnership with the Social Security Administration. E-Verify is available in Spanish. For more information about this system, please log onto http://www.dhs.gov/files/programs/gc-1185221678150.shtm. All Bidders must certify such compliance by executing the enclosed Affidavit and returning it to the Alabama State Port Authority with your bid package. The Affidavit must be notarized.
STATE OF ALABAMA :
COUNTY OF MOBILE :

AFFIDAVIT AND CERTIFICATE OF COMPLIANCE

Before me, the undersigned authority, a Notary Public in and for said State and County, personally appeared ______________________, who is known to me and who, being by me first duly sworn, deposes and says as follows:

1. My name is ____________________. I am the ______________ of ______________ (“Company”), a company that contracts with and/or provides goods or services to the Alabama State Port Authority (ASPA) in Mobile, Alabama.

2. Company certifies that it does not knowingly employ, hire for employment or retain the services of any person who is not authorized to work in the United States as defined in 8 U.S.C. § 1324a(h)(3). Company further certifies that it is in full compliance with all federal and State of Alabama laws and regulations concerning the employment of non-citizens of the United States of America and will continue to remain in full compliance throughout the period Company contracts with or provides its goods or services to the Alabama State Port Authority.

3. Company further certifies that it is currently enrolled or will be enrolled in the E-Verify program administered by the United States Citizen and Immigration Services, the Department of Homeland Security and Social Security Administration or that it participates in the program through the Alabama Department of Homeland Security on or before January 1, 2012.

______________________________
STATE OF ALABAMA :
COUNTY OF MOBILE :

The foregoing instrument was acknowledged before me this _____ day of ______________, 2012.

__________________________________
NOTARY PUBLIC
State of Alabama
TO: Prospective Bidders  
Please procure the following and DELIVER TO:  
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McDUFFIE COAL TERMINAL RECEIVING WHSE  
1760 YEEND LOOP  
MOBILE, AL 36602

<table>
<thead>
<tr>
<th>NAMES OF ARTICLES, SPECIFICATIONS AND PURPOSE</th>
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<tr>
<td>Please return one copy of this proposal, duly signed, by 1:00 p.m. March 1st, 2012.</td>
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</table>

When all bids are publicly opened, UNIT PRICES AND EXTENSIONS shall be entered opposite each item below on which you are prepared to bid for delivery **FREE OF CHARGE TO - McDuffie Coal Terminal (FOB) ALABAMA STATE DOCKS**

No consideration will be given bids unless on this form or a written attachment. If not prepared to submit a bid, please state over the firm signature and return so that it may be known it was brought to your attention; otherwise your name may be dropped from the list of prospective bidders.

The right is reserved to reject any and all bids deemed for the interest of the Alabama State Port Authority, to strike out any item or items in the proposals, and to waive any defect or irregularly not a violation of law or to make any modification in the several conditions herein stipulated that are deemed to be in the best interest of the Alabama State Port Authority, including the separation of items of a class in making awards. In general, awards will be made to the lowest satisfactory bidder.

No Allowance will be made for errors, either of omission or commission, on the part of the bidders. It must be assumed that bidders have fully informed themselves as to all conditions, requirements, and specifications before submitting proposals and they can not expect to be excused or relieved from the responsibility assumed by their proposals on the plea of error. In case of error in extension of prices the unit price will govern.

The Port Authority reserves the right to refuse to issue a proposal form or a contract to a prospective bidder for any of the following reasons:

a) Failure to pay, or satisfactorily settle, all bills due for labor and materials on a former contract in force with the Port Authority.

b) Contractor default under a previous Contract with the Port Authority.

c) Proposal withdrawal or Bid Bond forfeiture on a previous project with the Port Authority.

d) Unsatisfactory work on a previous contract with the Port Authority.

Port Authority may make such investigations as deemed necessary to determine the ability of the bidder to perform the work, and the bidder shall furnish all such information and data for this purpose as the Port Authority may request. The Port Authority reserves the right to reject any bid if the evidence submitted by, or investigation of, such bidder fails to satisfy the Port Authority that such bidder is properly qualified to carry out the obligations of the Contract.
INSTRUCTIONS FOR BIDDERS
ALABAMA STATE PORT AUTHORITY

This instruction sheet is provided as a guide to facilitate the bid process and highlight important points for consideration by bidders. Each bidder is responsible for fully reading and complying with the instructions on the Alabama State Port Authority bid form. This instruction sheet is to be used as a guide only.

1. No consideration will be given to bids unless presented on the Alabama State Port Authority "Requisition & Proposal" Form with suitable attachments as deemed necessary by the bidder. Alternate bid proposals may be rendered, with proper support.

2. If your company is not prepared to submit a bid, so state and sign to avoid being deleted from the prospective bidder's list.

3. The Alabama State Port Authority reserves the right to reject any and all bids if deemed in the Alabama State Port Authorities' interest.

4. No allowance will be made for error, either omission or commission.

5. Unit price governs in errors relating to extension of prices.

6. **Bids will not be accepted via FAX.** All bids must be sealed and sent via mail or hand delivered to the McDuffie Coal Terminal Office before the specified date and time.

7. The Alabama State Port Authority accepts no responsibility for facilitating the receipt of bids.

8. Bids over $7,500 must be notarized.

9. Bids received after specified opening time will be returned to the bidder unopened. Bidders are requested to show a return address on the bid envelope.

10. Bid proposals must be filled out completely, including the name, address, telephone number, fax number (if possible) and signature of responsible person.

11. Questions may be directed to the Alabama State Port Authority McDuffie Coal Terminal, Kim Jones, at (251) 441-7661.

12. All hand delivered bids must be tendered to Alabama State Port Authority, McDuffie Coal Terminal Office 1901 Ezra Trice Blvd., Mobile AL 36603, at or before specified time.

13. All regular U.S. Postal Mail must be tendered to: Alabama State Port Authority
    ATTN: Kim Jones
    McDuffie Coal Terminal
    P.O. Box 1588 Mobile, AL 36633-1588

14. All courier / overnight deliveries (UPS, FEDEX, DHL, etc.) must be delivered to:
    Alabama State Port Authority
    McDuffie Coal Terminal
    ATTN: Kim Jones
    1901 Ezra Trice Blvd.
    Mobile, AL 36603

15. Note: all overnight bids must be FIRST PRIORTY OVERNIGHT. (8:30 A.M. NEXT MORNING)

16. Notarization not required on "SALE" bids.

17. Please specify the purchase order number (when available) on envelope.
State of Alabama
Disclosure Statement
(Required by Act 2001-955)

ENTITY COMPLETING FORM

ADDRESS

CITY, STATE, ZIP

STATE AGENCY/DEPARTMENT THAT WILL RECEIVE GOODS, SERVICES, OR IS RESPONSIBLE FOR GRANT AWARD

ADDRESS

CITY, STATE, ZIP

This form is provided with:

☐ Contract ☐ Proposal ☐ Request for Proposal ☐ Invitation to Bid ☐ Grant Proposal

Have you or any of your partners, divisions, or any related business units previously performed work or provided goods to any State Agency/Department in the current or last fiscal year?

☐ Yes ☐ No

If yes, identify below the State Agency/Department that received the goods or services, the type(s) of goods or services previously provided, and the amount received for the provision of such goods or services.

<table>
<thead>
<tr>
<th>STATE AGENCY/DEPARTMENT</th>
<th>TYPE OF GOODS/SERVICES</th>
<th>AMOUNT RECEIVED</th>
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Have you or any of your partners, divisions, or any related business units previously applied and received any grants from any State Agency/Department in the current or last fiscal year?

☐ Yes ☐ No

If yes, identify the State Agency/Department that awarded the grant, the date such grant was awarded, and the amount of the grant.

<table>
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<tr>
<th>STATE AGENCY/DEPARTMENT</th>
<th>DATE GRANT AWARDED</th>
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1. List below the name(s) and address(es) of all public officials/public employees with whom you, members of your immediate family, or any of your employees have a family relationship and who may directly personally benefit financially from the proposed transaction. Identify the State Department/Agency for which the public officials/public employees work. (Attach additional sheets if necessary.)

<table>
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<tr>
<th>NAME OF PUBLIC OFFICIAL/EMPLOYEE</th>
<th>ADDRESS</th>
<th>STATE DEPARTMENT/AGENCY</th>
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OVER
2. List below the name(s) and address(es) of all family members of public officials/public employees with whom you, members of your immediate family, or any of your employees have a family relationship and who may directly personally benefit financially from the proposed transaction. Identify the public officials/public employees and State Department/Agency for which the public officials/public employees work. (Attach additional sheets if necessary.)

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<tr>
<th>NAME OF FAMILY MEMBER</th>
<th>ADDRESS</th>
<th>NAME OF PUBLIC OFFICIAL/ PUBLIC EMPLOYEE</th>
<th>STATE DEPARTMENT/ AGENCY WHERE EMPLOYED</th>
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If you identified individuals in items one and/or two above, describe in detail below the direct financial benefit to be gained by the public officials, public employees, and/or their family members as the result of the contract, proposal, request for proposal, invitation to bid, or grant proposal. (Attach additional sheets if necessary.)

|                       |         |                                          |                                        |
|                       |         |                                          |                                        |
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Describe in detail below any indirect financial benefits to be gained by any public official, public employee, and/or family members of the public official or public employee as the result of the contract, proposal, request for proposal, invitation to bid, or grant proposal. (Attach additional sheets if necessary.)

|                       |         |                                          |                                        |
|                       |         |                                          |                                        |
|                       |         |                                          |                                        |
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List below the name(s) and address(es) of all paid consultants and/or lobbyists utilized to obtain the contract, proposal, request for proposal, invitation to bid, or grant proposal:

<table>
<thead>
<tr>
<th>NAME OF PAID CONSULTANT/ LOBBYIST</th>
<th>ADDRESS</th>
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By signing below, I certify under oath and penalty of perjury that all statements on or attached to this form are true and correct to the best of my knowledge. I further understand that a civil penalty of ten percent (10%) of the amount of the transaction, not to exceed $10,000.00, is applied for knowingly providing incorrect or misleading information.

Signature
Date

Notary's Signature
Date
Date Notary Expires

Act 2001-955 requires the disclosure statement to be completed and filed with all proposals, bids, contracts, or grant proposals to the State of Alabama in excess of $5,000.

THIS PAGE MUST BE NOTARIZED