

LOS ANGELES COUNTY METROPOLITAN  
TRANSPORTATION AUTHORITY  
PROCUREMENT DEPARTMENT  
ONE GATEWAY PLAZA  
LOS ANGELES, CALIFORNIA 90012-2952  
TEL. (323) 235-7179

REQUEST FOR BID

BID NO. 12-0904-S

THIS IS NOT AN ORDER

DATE OUT: November 12, 2009

METRO IS ACCEPTING INFORMAL BIDS FOR THE SALE OF THE FOLLOWING ITEM:

- 360 Used Rail Road Ties

These items are offered for sale on an "as is" "where is" basis and may be seen by APPOINTMENT ONLY.

**Rail Ties can be viewed at our Rosecrans yard located at 1309 Willowbrook Ave., Compton.**

Please submit bid price on Attachment "A"

CONTACT: Mark McKendrick at (213) 249-7660

**Forklift is available at site to load ties.**

**Facsimile bids will be accepted at (213) 922-1006 - Attention: Mr. Tej Kharbanda.**

**All facsimile bids are to be submitted by close of business, Friday, December 4, 2009.**

**Metro reserves the right to accept or reject any and all bids.**

**If applicable, bidder must submit a valid copy of their California Resale Certificate with bid or 9.75% Sales Tax will be charged.**

## S A L E

### INSTRUCTIONS AND CONDITIONS

1. SIGNATURES: ALL OFFERS MUST BE SIGNED. OBLIGATIONS ASSUMED BY SUCH SIGNATURE MUST BE FULFILLED.
2. REJECTION OF BIDS: METRO RESERVES THE RIGHT TO REJECT ANY, OR ALL OFFERS, OR TO WAIVE ANY INFORMALITY IN BIDS, AND TO ACCEPT OR REJECT ANY ITEMS THEREON.
3. NON SUBMITTAL: IF YOU DO NOT BID, RETURN THE FRONT SHEET AND STATE REASON, OTHERWISE, YOUR NAME MAY BE REMOVED FROM THE MAILING LIST.
4. CONDITION OF SALE: THIS SALE IS MADE "AS IS", "WHERE IS", "WITH ALL FAULTS". NO IMPLIED WARRANTIES OR MERCHANTABILITY OR FITNESS ARE MADE. THERE ARE NO WARRANTIES WHICH EXTEND BEYOND THE DESCRIPTION ON THE FACE HEREOF. BUYER IS RELYING ON HIS/HER OWN JUDGEMENT AFTER PERSONAL EXAMINATION.
5. INSPECTION: Rail Road Ties may be inspected at 1309 Rosecrans and Willowbrook Ave. in the city of Compton.
6. REFUNDS: All Sales are final. There will be no refunds.
7. BID DEPOSIT: Bid Deposit is not required.
8. **MATERIAL PICK-UP: All material must be picked up from our property within 10 working days of the award.**
9. SALES TAX: Sales tax of 9.75% will be charged on all items unless the buyer furnishes a valid Resale Permit number.
10. BID SUBMITTAL: Fax your bids to (213) 922-1006, Attn: Mr. Tej Kharbanda.
11. AWARD NOTIFICATION: Successful Bidder(s) will be notified. Purchase price must be paid and materials picked up within 10 days of notification. No bid should be submitted if it is not the serious intention of the Bidder to purchase the materials. The successful Bidder(s) is obligated for damages sustained by Metro in the event that Bidder fails or refuses to enter into a contract awarded it.
12. REJECTION OF BID: Metro reserves the right to reject any or all bids or to waive any irregularities or informalities in any bid or in the bidding procedure.
13. AWARD: Award will be made to the highest responsive, responsible Bidder(s).
14. HOLD HARMLESS CLAUSE: The Bidder(s) to whom award is made is responsible for any and all injury to the public and to individuals; for all loss or damage arising from any unforeseen obstructions or difficulties, either natural or artificial, which may be encountered in the removal of the property; for the damage to property resulting directly or indirectly from the

removal; for damage from any action of the elements prior to completion of the removal while on Metro property; for damage from any act or omission (including, but not limited to practice, error, or mistake) on the part of the Bidder, and the Bidder shall defend, indemnify, and hold Metro free and harmless from and against any and all losses, liabilities, expenses, claims, costs, suits, and damages therefore.

15. PROHIBITED SALES: Metro employees are not allowed to bid on any items listed in this bid. MTA employees, members of the Board of Directors, and all Metro consultants are subject to the Authority's Code of Conduct. A copy of this document is available for review in the office of the Director of Procurement and Inventory Control, One Gateway Plaza, 12th Floor, Los Angeles, CA 90012-2952.

Attachment "A"  
 Bid No. 12-0904-S  
 Sale of Rail Road Ties

<b>Item No.</b>	<b>Description</b>	<b>Quantity</b>	<b>Bid Price (\$)</b>
1.	Rail Road Ties (Used) 9"L x 7"H x 9"W	20	
2.	Rail Road Ties (Used) 9"L x 7"H x 9"W	20	
3.	Rail Road Ties (Used) 9"L x 7"H x 9"W	20	
4.	Rail Road Ties (Used) 9"L x 7"H x 9"W	20	
5.	Rail Road Ties (Used) 9"L x 7"H x 9"W	20	
6.	Rail Road Ties (Used) 9"L x 7"H x 9"W	20	
7.	Rail Road Ties (Used) 9"L x 7"H x 9"W	20	
8.	Rail Road Ties (Used) 9"L x 7"H x 9"W	20	
9.	Rail Road Ties (Used) 9"L x 7"H x 9"W	20	
10.	Rail Road Ties (Used) 9"L x 7"H x 9"W	20	
11.	Rail Road Ties (Used) 9"L x 7"H x 9"W	20	
12.	Rail Road Ties (Used) 9"L x 7"H x 9"W	20	
13.	Rail Road Ties (Used) 9"L x 7"H x 9"W	20	
14.	Rail Road Ties (Used) 9"L x 7"H x 9"W	20	
15.	Rail Road Ties (Used) 9"L x 7"H x 9"W	20	
16.	Rail Road Ties (Used) 9"L x 7"H x 9"W	20	
17.	Rail Road Ties (Used) 9"L x 7"H x 9"W	20	
18.	Rail Road Ties (Used) 9"L x 7"H x 9"W	20	
<b>Total Bid</b>			

BIDDERS STATEMENT

BID NO. 12-0904-S

Sale of Rail Road Ties

We/(I) hereby agree to purchase the sale items at the prices and terms stated in accordance with the Sale Instructions and Conditions set forth in these Specifications.

Firm Name: \_\_\_\_\_

Street: \_\_\_\_\_

City: \_\_\_\_\_ Zip: \_\_\_\_\_

Signed By: \_\_\_\_\_

Print Name: \_\_\_\_\_

Title: \_\_\_\_\_

Phone No.: \_\_\_\_\_

Fax No.: \_\_\_\_\_

E-Mail: \_\_\_\_\_

Date: \_\_\_\_\_

Resale No. \_\_\_\_\_