

Term Contract No. 863A

STATE OF NORTH CAROLINA, DEPARTMENT OF ADMINISTRATION		
DIVISION OF PURCHASE AND CONTRACT		
116 West Jones Street, Raleigh, NC 27603-8002		
Term Contract	863A	Tires –Various Types
Effective Dates	July 1, 2013 through June 30, 2016	
Bid Number	201300215	
Administrator	Mike Brendle, CPPB	
Phone	(919) 807-4516	
Fax	(919) 807-4510	
E-Mail	Tmike.brendle@doa.nc.gov	
Last Updated	July 12, 2013	

1. General Information-

PLEASE READ THE ENTIRE CONTRACT BEFORE ORDERING TIRES-

Only one vendor was awarded this contract. Michelin North America, Inc. is the contractor and is offering Michelin, BF Goodrich and Uniroyal brands. Users may use any tire but are encouraged to compare pricing. Orders are to be placed with the authorized dealer listing herein. Only the FIVE most commonly ordered tires are listed in the E-procurement catalog. The remaining tires can be viewed by accessing the link to the MSRP/State of NC Unit Pricing link herein.

Each group listed in the contract contains the contractor's full line of tires for that specific group..

The using agency is to notify the contractor promptly regarding any claims for unsatisfactory performance or tire failures which appear to be caused from defective materials or workmanship. If satisfactory adjustment cannot be obtained from the contractor, the Division of Purchase and Contract should be notified.

The Division of Purchase and Contract requests immediate notification in writing of any dissatisfaction or problems encountered. Complaint to vendor form <http://www.pandc.nc.gov/documents/vendcom.doc>

The proper choice is very important for safety, performance, and tread life. Be sure to contact the contractor(s) or dealers so that you select the right tire for your particular application, whether it be highway, on or off the road, mud and snow, etc., as well as the right tread design. One of the provisions of this contract is for the successful bidder to provide technical advice. Please make use of this if you have any questions. Names, addresses, and phone numbers are shown herein.

Since some categories are dual award, before ordering tires, agencies should consider at a minimum; application of tires, tire size (including tread depth) availability, prices, delivery and service locations.

2. Scope of Contract

This contract is for use by all state agencies, departments, institutions, universities, community colleges (except those exempted by statute), and certain non-state agencies. This contract has provisions for delivery of tires to the ordering agency location and/or the ordering agency may take vehicle to an authorized participating contract dealer for tire dismounting and mounting of new tire(s). Ordering agencies must use this contract for delivery of tires and for taking vehicle(s) to an authorized participating contract dealer within 15 miles from agency location. The contractor must honor contract pricing whether tires are delivered and/or if an ordering agency takes the vehicle to the authorized participating contract dealer regardless of mileage from user location. Where a vehicle manufacturer recommends a different brand/mfr than the one(s) listed in this contract the ordering agency will decide if they are exempt from using this contract. Successful vendor(s) shall be required to fill small orders from their stock. Minimum order is one tire. Ordering agencies have the option to take vehicle to an authorized participating contract dealer for dismounting of tire(s) and mounting of new (Monday-Friday during normal business hours, excluding State observed holidays)

NON-STATE AGENCIES ELIGIBLE TO PARTICIPATE IN THIS CONTRACT

In accordance with North Carolina General Statutes, certain non-state entities described below, may participate in this contract on a voluntary basis. Any of the non-state entities that choose to participate in this contract must abide by the terms and conditions that are set forth in this contract.

Nonprofit corporations operating charitable hospitals, local nonprofit community sheltered workshops or centers that meet standards established by the Division of Vocational Rehabilitation of the Department of Health and Human Services, private nonprofit agencies licensed or approved by the Department of Health and Human Services as child placing agencies, residential child-care facilities, private nonprofit rural, community, and migrant health centers designated by the Office of Rural Health and Resource Development, private higher education institutions, counties, public school units, cities, towns, governmental entities, volunteer fire departments, rescue squads, and other subdivisions of the State and public agencies thereof.

Successful contractor will be required upon request by user, at no additional cost, to have qualified representative visit agencies and points of use to advise and assist in the application of good tire maintenance practices. List title, name, address and telephone number of trained service representative(s) who will be responsible for assisting the State in proper tire maintenance practices.

All tires to be of current production and must carry all markings currently required by the federal government at time of shipment, and must be in compliance with all applicable State and Federal regulations.

In addition to bid prices, consideration was given to other pertinent factors, such as, but not limited to, delivery offered, bidder's service capabilities (number of statewide locations for authorized participating contract dealers), compliance with specifications and bid requirements, warranty, breadth of line offered by group, distribution facilities, past performance (bidder and tires), tread depth, and bidder's overall qualifications. The State reserved the right to make a single award (per group or overall) or multiple awards (per group or overall), if it was determined by the State to be in its best interest.

PRODUCT RECALL:

The contractor expressly assumes full responsibility for prompt notification to the ordering agency and the contract administrator of any product recall in accordance with the applicable state or federal regulations.

3. Taxes

Prices or Discounts shown herein do not include any North Carolina sales or use taxes. At the time of purchasing the tires end users may be required to complete the following Federal Excise Tax Form. See example below.

4. Abnormal Quantities

For purposes of this Invitation for Bids and any resulting contract award, any agency requirement that exceeds \$ 50,000.00 must be forwarded to the Division of Purchase and Contract for processing. The Division, at its sole discretion, may process any such requirement in one of the following ways:

- 1) Purchase may be authorized at the current level of pricing with the current contract vendor(s)
- 2) Additional discounts from the current level of pricing may be negotiated with the current contract vendor(s)
- 3) A separate Invitation for Bids may be issued for the requirement

5. Minimum Orders

For this contract is one tire.

6. Placement of Orders-Also see note under authorized dealer link

Orders will be placed throughout the contract period on an as-needed basis for the quantity required at the time, and will be issued directly to the respective designated suppliers.

Contract changes, if any, over the life of the contract are implemented by contract addenda released by the Contract Administrator to the contractor. If the contractor is accepting orders and/or delivering through other parties, for example a manufacturer accepting orders and delivering through a dealer network or dealers receiving orders through a network of other dealers, then it is the responsibility of the contractor to apprise such parties of all such contract addenda.

Michelin North America, Inc.	All orders are to be issued to the local dealers or distributors listed in the link below. Invoices will be received from them.
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Order Placement Via E-Procurement (Catalog Items) Only the 5 most commonly ordered tires in each category will be indicated in the E-procurement catalog. All others can be viewed at the link provided. These tires are to be indicated on the PO as a non-catalog item, but the contract number of 863A is to be indicated.

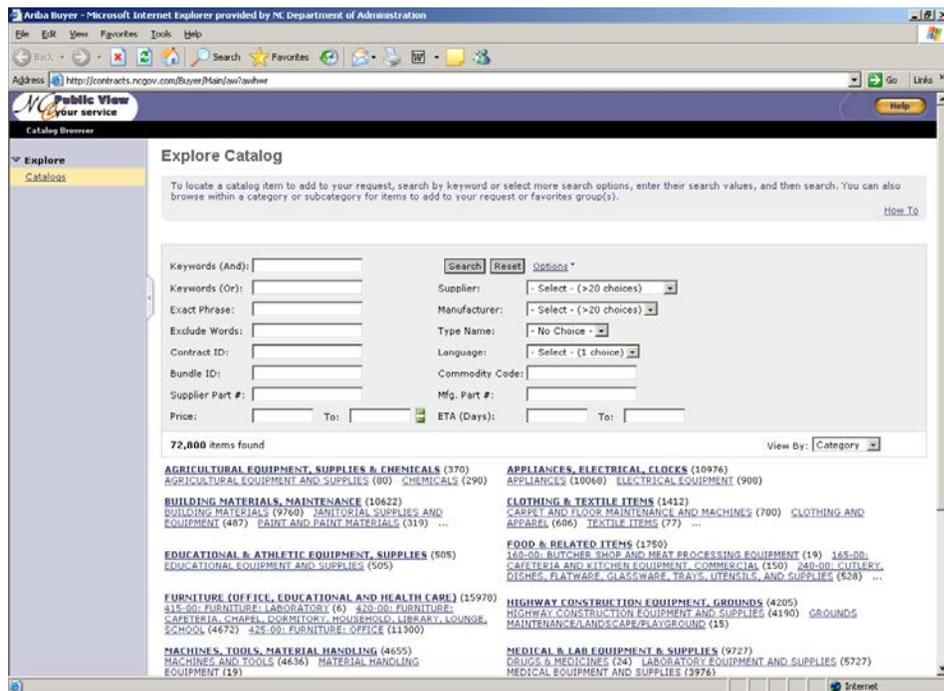
- a. Click on the following link: [E-Procurement Users](#)
- b. When placing an order in the e-procurement system, the very first thing to do is to go to the catalog tab and select options. After you have selected options, select contract ID. In the contract ID space type in the contract ID number, 863A.
- c. Please make sure the keywords space is blank and the contract ID is typed in the contract ID section.
- d. After selecting the contract ID and to narrow the search to a particular manufacturer select the manufacturer from the drop down
- e. When the item to be ordered has been located complete the requisition and issue the purchase order.

Non E-Procurement Users:

The E-Procurement Public View will be the only place for Non E-Procurement Users to view the item/pricing information.

- a. Click on the following link: [E-Procurement Public View](#)
- b. **For online assistance regarding item searching; click on the “How to” underlined link located near the upper-right hand corner.**

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7. Delivery

Delivery	
Michelin North America, Inc.	Within 3-5 Business Days

8. Transportation Charges

All goods shall be delivered FOB DESTINATION regardless of the size of order.

Note! All shipments should be inspected for damage immediately upon receipt.

SERVICE CAPABILITIES:

1. The tires included herein will be used and ordered from various user locations throughout the entire state; therefore, it is necessary that bidders have the ability to make normal deliveries, to make emergency or overnight deliveries if necessary, to have competent personnel available to go into the field for trouble shooting purposes and to have statewide distribution and service locations. The State reserves the right to satisfy itself by inquiry or otherwise as to bidder's capabilities in this regard.
2. Ordering agencies have the option to take vehicle to an authorized participating contract dealer for dismounting of tire(s) and mounting of new (Monday-Saturday for dealers that are opened on Saturdays) during normal business hours, excluding State observed holidays) All services and parts normally required to provide this service to the general public must also be provided to any user of this contract without extra charges.
3. All tires to be new and of current production and must carry all markings currently required by the federal government at time of shipment, and must be in compliance with all applicable State and Federal regulations.
4. The typical lug type design offered are to be the type commonly used on drive wheel positions, suitable for some service on unimproved roads, with good resistance to cuts, sidewall abrasions, and rock penetrations.

5. The typical type tread design (highway tread) offered is to be the type normally used on all wheel positions, to be used as a standard over the-road truck tire. Good wearing and good re-capability are the desirable characteristics.

NOTE-USERS OF THIS CONTRACT ARE STRONGLY ENCOURAGED TO CONTACT THE CONTRACTOR OR AUTHORIZED DEALER TO INSURE THAT THE TIRES TO BE ORDERED ARE THE CORRECT TIRES NEEDED FOR SIZE, TYPE, LOAD RANGE, AND INTENDED PURPOSE PRIOR TO PLACING ORDER.

Commercial dealers can provide passenger tires, light truck tires, medium to large truck tires and in most cases earthmover and agricultural tires. The Retail dealers provide only passenger and light truck tires, no medium to large truck tires and no earthmover/agricultural tires.

MSRP AND STATE OF NC UNIT PRICING LINK

<http://www.pandc.nc.gov/documents/TCDocuments/MichelinTirePrices.xls>

AUTHORIZED DEALER LISTING LINK

<http://www.pandc.nc.gov/documents/TCDocuments/MichelinDealerListing.xls>

NOTES:

- 1) TO ORDER FROM AUTHORIZED DEASERS REFERENCED IN THE AUTHORIZED DEALER LINK THAT ARE REGISTERED IN E-PROCUREMENT BUT HAVE NOT YET BEEN UPDATED TO THE TIRE EPROCUREMENT CATALOG FOLLOW THE INSTRCUTIONS BELOW TO PLACE THE ORDER:
Create a requisition in the E-Pro system by adding each item as a non-catalog line item, instead of selecting the item(s) directly from Michelin's catalog. This way, the end user can still reference the contract ID (within the non-catalog line item options), and will be able to issue the PO directly to the dealer.
- 2) Commercial dealers can provide passenger tires, light truck tires, medium to large truck tires and in most cases earthmover and agricultural tires. The Retail dealers provide only passenger and light truck tires, no medium to large truck tires and no earthmover/agricultural tires.

PURSUIT CAR TIRES-Are not available at this time.

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BRAND NAME: MICHELIN
LCP (LOCAL COMPETITIVE PRICING)

SERVICE COLUMN (BELOW)		LOT 2 AUTO RADIA- DISCOUN T FROM MSRP	LOT 3 LIGHT TRUCK RADIA L DISCOU NT FROM MSRP	LOT 4 LIGHT TRUCK BIAS DISCOU NT FROM MSRP	LOT 5 MEDIUM TRUCK RADIAL DISCOU NT FROM MSRP	LOT 6 MEDIUM TRUCK BIAS DISCOU NT FROM MSRP	LOT 7 OFF ROAD RADIAL DISCOU NT FROM MSRP	LOT 8 OFF ROAD BIAS DISCOU NT FROM MSRP	LOT 9 FARM- SPECIA LITY	LOT 10 TUBES DISCO UNT FROM MSRP
		45%	45%	NA	50%	NA	37%	NA	48%	20%
MOUNT EACH		\$4.00	\$4.00	NA	\$10.50	NA	\$LCP	NA	48%	LCP
SPIN BALANCE EACH		\$11.00	\$12.00	NA	\$31.00	NA	\$LCP	NA	\$	NA
TIRE ROTATION STORE BRAND EACH		\$4.00	\$4.00	NA	\$7.25	NA	\$LCP	NA	48%	NA
VALVE STEMS EACH		\$3.50	\$4.00	NA	\$LCP	NA	\$LCP	NA	48%	NA
TIRE DISPOSAL FEE EACH		2%	2%	NA	\$LCP	NA	\$LCP	NA	\$	NA
ALIGNMENT EACH 2WHEEL		\$70.00	\$70.00	NA	\$LCP	NA	\$LCP	NA	\$	NA
TPMS KIT EACH		\$LCP	\$LCP	NA	\$LCP	NA	\$LCP	NA	\$	NA

LOT-NUMBER 11-COMMERICAL LIGHT TRUCK-OTHER TYPE TIRES FOR THIS VEHICLE NOT INCLUDED IN OTHER LOTS SUCH AS STEEL/STEEL

SERVICE COLUMN (BELOW)	LOT 11 COMMERICAL LIGHT TRUCKS DISCOUNT FROM MSRP
	45%
MOUNT EACH	\$4.00
SPIN BALANCE EACH	\$12.00
TIRE ROTATION STORE BRAND EACH	\$4.00

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VALVE STEMS EACH	\$4.00
TIRE DISPOSAL FEE EACH	\$2%
ALIGNMENT EACH 2WHEEL	\$70.00
TPMS KIT EACH	LCP

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BRAND NAME: BF GOODRICH
LCP (LOCAL COMPETITIVE PRICING)

SERVICE COLUMN (BELOW)		LOT 2 AUTO RADIA- DISCOUN T FROM MSRP	LOT 3 LIGHT TRUCK RADIA L DISCOU NT FROM MSRP	LOT 4 LIGHT TRUCK BIAS DISCOU NT FROM MSRP	LOT 5 MEDIUM TRUCK RADIAL DISCOU NT FROM MSRP	LOT 6 MEDIUM TRUCK BIAS DISCOU NT FROM MSRP	LOT 7 OFF ROAD RADIAL DISCOU NT FROM MSRP	LOT 8 OFF ROAD BIAS DISCOU NT FROM MSRP	LOT 9 FARM- SPECIA LITY DISCOU NT FROM MSRP	LOT 10 TUBES DISCO UNT FROM MSRP
		45%	45%	NA	50%	NA	NA	NA	NA	
MOUNT EACH		\$4.00	\$4.00	NA	\$10.50	NA	NA	NA	NA	
SPIN BALANCE EACH		\$11.00	\$12.00	NA	\$31.00	NA	NA	NA	NA	NA
TIRE ROTATION STORE BRAND EACH		\$4.00	\$4.00	NA	\$????	NA	NA	NA	NA	NA
VALVE STEMS EACH		\$3.50	\$4.00	NA	\$7.25	NA	NA	NA	NA	NA
TIRE DISPOSAL FEE EACH		2%	2%	NA	\$LCP	NA	NA	NA	NA	NA
ALIGNMENT EACH 2WHEEL		\$70.00	\$70.00	NA	\$LCP	NA	NA	NA	NA	NA
TPMS KIT EACH		\$LCP	\$LCP	NA	\$LCP	NA	NA	NA	NA	NA

LOT-NUMBER 11-COMMERICAL LIGHT TRUCK-OTHER TYPE TIRES FOR THIS VEHICLE NOT INCLUDED IN OTHER LOTS SUCH AS STEEL/STEEL

SERVICE COLUMN (BELOW)	LOT 11 COMMERICAL LIGHT TRUCKS DISCOUNT FROM MSRP
	45%
MOUNT EACH	\$4.00
SPIN BALANCE EACH	\$12.00
TIRE ROTATION STORE BRAND EACH	\$4.00

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VALVE STEMS EACH	\$4.00
TIRE DISPOSAL FEE EACH	\$2%
ALIGNMENT EACH 2WHEEL	\$70.00
TPMS KIT EACH	LCP

Term Contract No. 863A

BRAND NAME: UNIROYAL
LCP (LOCAL COMPETITIVE PRICING)

SERVICE COLUMN (BELOW)		LOT 2 AUTO RADIAL DISCOUN T FROM MSRP	LOT 3 LIGHT TRUCK RADIA L DISCOU NT FROM MSRP	LOT 4 LIGHT TRUCK BIAS DISCOU NT FROM MSRP	LOT 5 MEDIUM TRUCK RADIAL DISCOU NT FROM MSRP	LOT 6 MEDIUM TRUCK BIAS DISCOU NT FROM MSRP	LOT 7 OFF ROAD RADIA DISCOU NT FROM MSRP L	LOT 8 OFF ROAD BIAS DISCOU NT FROM MSRP	LOT 9 FARM- SPECIA LITY DISCOU NT FROM MSRP	LOT 10 TUBES DISCO UNT FROM MSRP
		35%	35%	NA	NA	NA	NA	NA	NA	NA
MOUNT EACH		\$4.00	\$4.00	NA	NA	NA	NA	NA	NA	NA
SPIN BALANCE EACH		\$11.00	\$12.00	NA	NA	NA	NA	NA	NA	NA
TIRE ROTATION STORE BRAND EACH		\$4.00	\$4.00	NA	NA	NA	NA	NA	NA	NA
VALVE STEMS EACH		\$3.50	\$4.00	NA	NA	NA	NA	NA	NA	NA
TIRE DISPOSAL FEE EACH		2%	\$2.00	NA	NA	NA	NA	NA	NA	NA
ALIGNMENT EACH 2WHEEL		\$70.00	\$70.00	NA	NA	NA	NA	NA	NA	NA
TPMS KIT EACH		\$LCP	\$LCP	NA	NA	NA	NA	NA	NA	NA

LOT-NUMBER 11-COMMERICAL LIGHT TRUCK-OTHER TYPE TIRES FOR THIS VEHICLE NOT INCLUDED IN OTHER LOTS SUCH AS STEEL/STEEL

SERVICE COLUMN (BELOW)	LOT 11 COMMERICAL LIGHT TRUCKS DISCOUNT FROM MSRP
	35%
MOUNT EACH	\$4.00
SPIN BALANCE EACH	\$12.00
TIRE ROTATION STORE BRAND EACH	\$4.00

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VALVE STEMS EACH	\$4.00
TIRE DISPOSAL FEE EACH	\$2%
ALIGNMENT EACH 2WHEEL	\$70.00
TPMS KIT EACH	\$LCP

9. Item Pricing Information See Placement of Orders for reviewing current pricing.

NOTES:

- 1) **TIRE DISPOSAL FEE(S) (SCRAP TIRE DISPOSAL TAX)(REFER TO NCGS 105-187.16 FOR MORE INFORMATION) ARE NOT INCLUDED IN THE TIRE PRICE. IT MUST BE LISTED AS A SEPARATE LINE ITEM ON THE INVOICE AND SHOULD BE IDENTIFIED AS SCRAP TIRE DISPOSAL TAX.**
- 2) **IF APPLICABLE, CHARGES FOR DISMOUNTING OF OLD TIRE(S) AND MOUNTING OF NEW TIRE INCLUDING STEMS, SPIN BALANCING, WEIGHTS, SHOP SUPPLIES, ETC ARE TO BE LISTED AS A SEPARATE LINE ITEM ON THE PURCHASE ORDER AND INVOICES.**

10. Price Lists and Catalogs

The successful contractor must furnish descriptive literature to any agency within three business days after request of the agency.

11. Contractor

All known minority, women and disabled owned businesses, as well as disabled business enterprises and nonprofit work centers for the blind and severely disabled, including dealers, will be identified with “Minority owned” “Woman owned”, “Disabled Owned”, “DBE” or “BSD” as appropriate after the vendor number. This is being done in an effort to recognize these businesses and to encourage and promote their use to the greatest extent permitted by law.

When more than one supplier is listed for a particular item, selection should be made, whenever possible, from any of the groups identified above, consistent with agency needs and price considerations.

Contractor Name / Federal ID	Address	Phone	Terms (Days)
Michelin North America, Inc.	One Parkway South Greenville, SC 19001	Chris Novak 864.458.6968 Chris.novak@us.michelin.com	Net 30
		Kaye Pittman 864.458.6030 Kaye.pittman@usmichelin.com	
		Bill Lott 803.206.0932 Bill.lott@us.michelin.com	
		Brian Del Monte 602.791.5567 Brian.delmonte@us.michelin.com	

12. Warranty

Manufacturer’s standard warranty applies.

13. Substitutions

After the order is placed, substitutions are not permitted without prior approval of the end user.

14. Contract Addenda

ADDENDUM NUMBER	EFFECTIVE DATE	ISSUE
1	07/12/2013	Additional ordering instructions added