

Otero County
Request for Bids for Weed Control/Noxious Weed Control
Revised 12/12/23.

Information to Bidders:

- Otero County requests bids for its weed spraying program.
- **Bids are due on or before 5:00 P.M (MST), January 31st, 2024 at the Otero County Swink Shop 111 North Swink Dr. 81077.**
- **Selection Announced at the County Commissioners meeting at 1:30 PM, on February 12th, 2024 Room 107, at the Otero County Courthouse, 13 West 3rd, and La Junta, CO.**
- All bids must be submitted on the Otero County bid form.
- All bids must be good for 30 days after bid opening.
- Otero County reserves the right to reject all bids and the right to waive any requirements, if it determines it is in the best interest of the County.
- No bid is deemed accepted by Otero County until the parties have signed a formal contract regarding the project.
- The Bidder will be referred to herein as “Bidder” or “Contractor.”
- For additional information, contact Darren Garcia at Otero County Swink Shop, (719) 383-3092; Fax 719-383-3093 or Email dgarcia@otero.gov.
- All materials are confidential and proprietary until bid opening.

Bidder must submit with the bid:

- Proof of Worker Compensation Insurance or sign independent contractor waiver.
- Proof of General Liability Insurance, Minimum of \$387,000 per person and \$1,093,000 per incident.
- Proof of License and Endorsements.
- List of at least three references
- All pertinent application information All chemical mixes must be included with the bid prices shown for chemicals separate from application.

General Conditions:

- The Contractor will be responsible for all damages he may cause and will hold the County harmless and indemnify the County from any damages he may cause.
- All treatments will be applied in accordance with the manufacturer’s instructions, Federal, State and Local Laws.
- Chemicals must be labeled for roadside uses.
- The Contractor will not spray if the wind speed exceeds 10 miles per hour and must take proper care to avoid any damages to private or public properties.

General Information:

- The Contractor may get water from the La Junta, Swink, or Fowler Shops.
- The Contractor shall submit a monthly statement.

Required Logs: The Contractor is required to submit detailed logs which shall include Location of where sprayed; width, length & number of acres sprayed per road segment; time & date sprayed; the weather conditions during the spraying, including temperature, wind speed, & direction.

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Task 1: Bare Ground Treatment

Scope of work: The Contractor will provide all labor, chemicals, equipment, fuel, and any other necessary items to spray bare ground sterilizer.

Chemical mix: Contractor shall submit at least one chemical mix that he recommends.

Additional bid item: Include in the mix, as an option, a dye that shows where the operator sprayed. The dye must not evaporate quicker than four hours.

Locations:

Site 1: Spray area from edge of the road to 6 feet behind guardrail and 6 feet past the ends of the guardrail bridges. (See attachment A: list of guardrails and bridges to be sprayed)

Site 2: Otero County Rocky Ford Annex building, 411 N 10th Rocky Ford, CO.: spray the bare ground along the fence on the County side, around the building and cracks around the parking area cracks and the adjacent Street.

Site 3: **Fair Grounds** 4H building Rocky Ford **(Estimated 1 acre)**

Site 4: **Holbrook Lake** North of Swink **(Estimated 4 acres)**

Site 5: Swink Shop, 111 N Swink, Swink, CO.: the open area of the yard, around the building and any other weeds in the yard including the east end. **(Estimated 7 acres)**

Site 6: Fowler Shop, 6th & Santa Fe, Fowler, CO: the open area of the yard, around the building and any other weeds in the yard including the east end. **(Estimated 2 acres)**

Site 7: La Junta, 100 Dalton, La Junta CO: the open area of the yard, around the building and any other weeds in the yard including the east end. **(Estimated 4 acres)**

Site 8: The lot on the Southeast corner of Second and Cimarron Ave, **Sheriff's Office**, & Storage building on West 3rd La Junta, **(Estimated 2 acres)**

Site 9: Bid price for spraying area Crusher screen and trailers at Mendenhall Pit, **per acre (estimated 1 acre per site):**

Application: **The bare ground treatment must start on or before March 1th and be completed no later than March 31st.**

Coordination of work: The Contractor must inform the R&B Coordinator/Supervisor (Darren Garcia @ 383-3092) when spraying is starting and of the daily progress.

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Task 2: Broadleaf Weed control

Scope of work: The Contractor will provide all labor, chemicals, equipment, fuel, and any other necessary items to spray for broadleaf weed control. Maximum contract amounts **\$14,000.00.**

Chemical mix: The Contractor shall submit at least one recommendation for a chemical mix that he recommends.

Additional bid item: Include in the mix, as an option, a dye that shows where the operator sprayed. The dye must not evaporate quicker than four hours.

Locations:

Site 10: Along the sides of the listed road rights-of-way, where there are weeds, from the edge of the road to the fence line; if there is no fence, spray to what appears to be the edge of the right-of-way, including roadside ditches when possible. **The width of the right-of-way to be sprayed will vary from 2 feet to a maximum of 20 feet per side.** See attachment B: list of Roadside to be sprayed for weeds. **(Estimated 480 acres to be sprayed)**

Site 11: Road going into Mendenhall Pit. From Cr. EE to Pit **(Estimated 4 acres)**

Site 12: Ditch on east side of roadway going into Kids Pond. From Cr Z to pond **(Estimated 1 acres)**

Site 13: Holbrook Lake area **(Estimated 15 acres)**

Application: The broadleaf weed control treatment will be applied between **May 15 and July 15** at the discretion of the County.

Coordination of work: The Contractor must coordinate the spraying with County Road & Bridge crews by attending or calling into the weekly meetings during the time that the broadleaf plants are sprayed. These meetings are on Wednesdays at the Swink Shop, 111 N Swink Ave, Swink, CO at 9:30 AM.

Task 3: Broadleaf Control along ditch & waterways

Scope of work: The Contractor will provide all labor, chemicals, equipment, fuel, and any other necessary items to spray noxious weed control chemicals along County right-of-ways. **(Estimated 10 acres to be sprayed)**

Chemical mix: The Contractor shall submit at least one recommendation for a chemical mix that he recommends.

Locations: **Site 14:** County Roadways & Swink Shop, 111 N Swink, Swink, CO: the ditch that follows the fence starting at the Southwest corner of the property and crosses the property. See attachment C

Application: The spraying must be applied after **May 15 and before July 15.**

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Task 4: Tamarisk Control along ditch & waterways

Scope of work: The Contractor will provide all labor, chemicals, equipment, fuel, and any other necessary items to spray Tamarisk control chemicals at County locations.

(Estimated 14 acres to be sprayed)

Chemical mix: The Contractor shall submit at least one recommendation for the chemical mix that he recommends.

Locations: **Site 15:** Along the sides of the listed road rights-of-way, see attachment D: list of Roadside to be sprayed for weeds

Site 16: Otero County Kids Pond; Specific locations will be coordinated with County.

Site 17: Reed Pit; Specific locations will be coordinated with County.

Site 18: Argo Pit; Specific locations will be coordinated with County.

Site 19: Holbrook Lake; Specific locations will be coordinated with County.

Site 20: Dam 1; Specific locations will be coordinated with County.

Site 21: Dam 2; Specific locations will be coordinated with County.

Site 22: Dam 3; Specific locations will be coordinated with County.

Site 23: Dam 4; Specific locations will be coordinated with County.

Application: The spraying must be applied Between **September 15th and October 15th**

Task 5: Noxious Weed spot spraying along County right ways

Scope of work: The Contractor will provide all labor, chemicals, equipment, fuel, and any other necessary items to spray noxious weed control chemicals along County right-of-ways.

Chemical mix: The Contractor shall submit at least one recommendation for the chemical mix that he recommends.

Locations: **Site 24:** Specific locations will be coordinated with County.

Application: The spraying must be applied after **May 1 and before June 15.**

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Task 6 : Johnson Grass spot spraying along County right-of-ways

Scope of work: The Contractor will provide all labor, chemicals, equipment, fuel, and any other necessary items to spray noxious weed control chemicals along County right-of-ways.

Chemical mix: The Contractor shall submit at least one recommendation for the chemical mix that he recommends.

Locations: **Site 25:** Specific locations will be coordinated with County.

Application: Will be coordinated with County.

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Otero County Bid Form

Task 1: Bare Ground Treatment

Contractor shall submit at least one chemical mix that he recommends.

Mix A:

Chemical name _____ quantity/acre _____

Mix B:

Chemical name _____ quantity/acre _____

Site 1: Bid price for spraying bridges per site: (estimated 7 acres):

Chemical Mix A: \$ _____ application \$ _____ Total cost per Bridge \$ _____ X 111 \$ _____

Chemical Mix B: \$ _____ application \$ _____ Total cost per Bridge \$ _____ X 111 \$ _____

Optional bid item: additional cost for dye added into mix \$ _____ per site.

Site 2: Bid price for spraying the Otero County Rocky Ford Annex building per site: (estimated 1 acre):

Chemical Mix A: \$ _____ application \$ _____ Total cost per acre \$ _____ X 7 \$ _____

Chemical Mix B: \$ _____ application \$ _____ Total cost per acre \$ _____ X 7 \$ _____

Optional bid item: additional cost for dye added into mix \$ _____ per site.

Site 3: Bid price for Fair Grounds per site: (estimated 1 acre):

Chemical Mix A: \$ _____ application \$ _____ Total cost per acre \$ _____ X 1 \$ _____

Chemical Mix B: \$ _____ application \$ _____ Total cost per acre \$ _____ X 1 \$ _____

Optional bid item: additional cost for dye added into mix \$ _____ per site.

Site 4: Bid price for spraying the Holbrook Lake per site: (estimated 4 acres):

Chemical Mix A: \$ _____ application \$ _____ Total cost per acre \$ _____ X 4 \$ _____

Chemical Mix B: \$ _____ application \$ _____ Total cost per acre \$ _____ X 4 \$ _____

Optional bid item: additional cost for dye added into mix \$ _____ per site.

Site 5: Bid price for spraying open area at Swink Shop per acre (estimated 7 acres):

Chemical Mix A: \$ _____ application \$ _____ Total cost per acre \$ _____ X 7 \$ _____

Chemical Mix B: \$ _____ application \$ _____ Total cost per acre \$ _____ X 7 \$ _____

Optional bid item: additional cost for dye added into mix \$ _____ per acre.

Site 6: Bid price for spraying open area at Fowler Shop per acre (estimated 2 acres):

Chemical Mix A: \$ _____ application \$ _____ Total cost per acre \$ _____ X 2 \$ _____

Chemical Mix B: \$ _____ application \$ _____ Total cost per acre \$ _____ X 2 \$ _____

Optional bid item: additional cost for dye added into mix \$ _____ per acre.

Site 7: Bid price for spraying open area at La Junta Shop per acre (estimated 4 acres):

Chemical Mix A: \$ _____ application \$ _____ Total cost per acre \$ _____ X 4 \$ _____

Chemical Mix B: \$ _____ application \$ _____ Total cost per acre \$ _____ X 4 \$ _____

Optional bid item: additional cost for dye added into mix \$ _____ per acre.

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Site 8 Bid price for spraying the vacant lot at Second & Cimarron Ave, Sheriff's Office, & Storage Building per acre (estimated 2 acres):

Chemical Mix A: \$ _____ application \$ _____ Total cost per acre \$ _____ X 2 \$ _____
Chemical Mix B: \$ _____ application \$ _____ Total cost per acre \$ _____ X 2 \$ _____
Optional bid item: additional cost for dye added into mix \$ _____ per acre.

Site 10 Bid price for spraying area Crusher screen and trailers at Mendenhall Pit, per acre (estimated 1 acre per site):

Chemical Mix A: \$ _____ application \$ _____ Total cost per acre \$ _____ X 1 \$ _____
Chemical Mix B: \$ _____ application \$ _____ Total cost per acre \$ _____ X 1 \$ _____
Optional bid item: additional cost for dye added into mix \$ _____ per acre.

Total for Mix A \$ _____
Total for Mix B \$ _____

Task 2: Broadleaf Weed Control

Contractor shall submit at least one chemical mix that he recommends

Mix C:

Chemical name _____ quantity/acre _____

Mix D:

Chemical name _____ quantity/acre _____

Site 11: Bid price for spraying County right-of-ways per acre: (estimated 480 acres to be sprayed)

Chemical Mix C: \$ _____ application \$ _____ Total cost per acre \$ _____ X 480 \$ _____
Chemical Mix D: \$ _____ application \$ _____ Total cost per acre \$ _____ X 480 \$ _____
Optional bid item: additional cost for dye added into mix \$ _____ per acre.

Site 12: Bid price for spraying open area at Mendenhall Pit per acre (estimated 4 acres):

Chemical Mix C: \$ _____ application \$ _____ Total cost per acre \$ _____ X 4 \$ _____
Chemical Mix D: \$ _____ application \$ _____ Total cost per acre \$ _____ X 4 \$ _____
Optional bid item: additional cost for dye added into mix \$ _____ per acre.

Site 13 Bid price for spraying open area at Kid Pond ditch per acre (estimated 1 acre):

Chemical Mix C: \$ _____ application \$ _____ Total cost per acre \$ _____ X 1 \$ _____
Chemical Mix D: \$ _____ application \$ _____ Total cost per acre \$ _____ X 1 \$ _____
Optional bid item: additional cost for dye added into mix \$ _____ per acre.

Site 14: Bid price for spraying open area at Holbrook Lake per acre (estimated 3 acres):

Chemical Mix C: \$ _____ application \$ _____ Total cost per acre \$ _____ X 3 \$ _____
Chemical Mix D: \$ _____ application \$ _____ Total cost per acre \$ _____ X 3 \$ _____
Optional bid item: additional cost for dye added into mix \$ _____ per acre.

Total for Mix C \$ _____
Total for Mix D \$ _____

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Task 3: Broadleaf Control along ditch & waterway

Contractor shall submit at least one chemical mix that he recommends.

Mix E:

Chemical name _____ quantity/acre _____

Mix F:

Chemical name _____ quantity/acre _____

Site 15: Bid price for spraying the Ditch at Swink Shop per acre:

Chemical Mix E: \$ _____ application \$ _____ Total cost per acre \$ _____

Chemical Mix F: \$ _____ application \$ _____ Total cost per acre \$ _____

Optional bid item: additional cost for dye added into mix \$ _____ per acre.

Total for Mix E \$ _____
Total for Mix F \$ _____

Task 4: Tamarisk Control along ditch & waterways Otero County Kids Pond, Hancock Pit, Reed Pit, Argo Pit, Holbrook Lake where there are Tamaracks, Water Dams (Plus or Minus 5 acres per site)

Contractor shall submit at least one chemical mix that he recommends

Mix G:

Chemical name _____ quantity/acre _____

Mix H:

Chemical name _____ quantity/acre _____

Site 16: Along the sides of the listed road right-of-ways

Chemical Mix G: \$ _____ application \$ _____ Total cost per acre \$ _____

Chemical Mix H: \$ _____ application \$ _____ Total cost per acre \$ _____

Site 17: Otero County Kids Pond; Specific locations will be coordinated with County.

Chemical Mix G: \$ _____ application \$ _____ Total cost per acre \$ _____

Chemical Mix H: \$ _____ application \$ _____ Total cost per acre \$ _____

Site 18: Reed Pit; Specific locations will be coordinated with County.

Chemical Mix G: \$ _____ application \$ _____ Total cost per acre \$ _____

Chemical Mix H: \$ _____ application \$ _____ Total cost per acre \$ _____

Site 19: Argo Pit; Specific locations will be coordinated with County.

Chemical Mix G: \$ _____ application \$ _____ Total cost per acre \$ _____

Chemical Mix H: \$ _____ application \$ _____ Total cost per acre \$ _____

Site 20: Holbrook lake; Specific locations will be coordinated with County.

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Chemical Mix G: \$_____ application \$_____ Total cost per acre \$ _____
Chemical Mix H: \$_____ application \$_____ Total cost per acre \$ _____

Site 21: Dam 1; Specific locations will be coordinated with County.

Chemical Mix G: \$_____ application \$_____ Total cost per acre \$ _____
Chemical Mix H: \$_____ application \$_____ Total cost per acre \$ _____

Site22: Dam 2; Specific locations will be coordinated with County.

Chemical Mix G: \$_____ application \$_____ Total cost per acre \$ _____
Chemical Mix H: \$_____ application \$_____ Total cost per acre \$ _____

Site23: Dam 3; Specific locations will be coordinated with County.

Chemical Mix G: \$_____ application \$_____ Total cost per acre \$ _____
Chemical Mix H: \$_____ application \$_____ Total cost per acre \$ _____

Site24: Dam 4; Specific locations will be coordinated with County.

Chemical Mix G: \$_____ application \$_____ Total cost per acre \$ _____
Chemical Mix H: \$_____ application \$_____ Total cost per acre \$ _____

Total for Mix G \$ _____
Total for Mix H \$ _____

Task 5: Noxious Weed spot spraying along County right way

Contractor shall submit at least one chemical mix that he recommends.

Mix I:

Chemical name quantity/acre

Mix J:

Chemical name quantity/acre

Site25: Specific locations will be coordinated with County.

Chemical Mix I: \$_____ application \$_____ Total cost per acre \$ _____
Chemical Mix J: \$_____ application \$_____ Total cost per acre \$ _____

Total for Mix I \$ _____
Total for Mix J \$ _____

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Task 6: Johnson Grass spot spraying along County right-of-ways

Contractor shall submit at least one chemical mix that he recommends

Mix K:

Chemical name quantity/acre

Mix L:

Chemical name quantity/acre

Site26: Specific locations will be coordinated with County.

Chemical Mix K: \$ _____ application \$ _____ Total cost per acre \$ _____

Chemical Mix L: \$ _____ application \$ _____ Total cost per acre \$ _____

Total for Mix K \$ _____
Total for Mix L \$ _____

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Name of Bidder (please print): _____

Signature of Bidder: _____ Date: _____

Company Name: _____

Company Address: _____

Office phone number: _____ Cell phone number: _____

The contractor shall list below any requirements that he is not able to meet.

The Contractor shall describe his ability to spray at different widths.

Otero County reserves the right to reject all bids and the right to waive any requirements if it determines it is in the best interest of the County.

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CONTRACTOR’S CERTIFICATION OF COMPLIANCE

Pursuant to Colorado Revised Statute, § 8-17.5-101, *et.seq.*, as amended 5/13/08, as a prerequisite to entering into a contract for services with Otero County, Colorado, the undersigned Contractor hereby certifies that at the time of this certification, Contractor does not knowingly employ or contract with an illegal alien who will perform work under the attached contract for services and that the Contractor will participate in the E-Verify Program or Department program, as those terms are defined in C.R.S. § 8-17.5-101, *et. Seq.* to confirm the employment eligibility of all employees who are newly hired for employment to perform work under the attached contract for services.

CONTRACTOR:

Company Name:

Date:

Name (Print or Type)

Signature

Title

Note: Registration for the E-Verify Program can be completed at: <https://www.vis-dhs.com/employerregistration>. It is recommended that employers review the sample “memorandum of understanding” available at the website prior to registering.

EEO POLICY STATEMENT

_____ is an equal opportunity employer and will not discriminate against any employee or applicant for employment because of race, color, religion, sex, national origin, handicap, or veteran status. We will take affirmative action to ensure applicants are employed and employees are treated during employment without regard to race, color, religion, sex, national origin, handicap, or veteran status. Such action will include, but not be limited to; employment, upgrading, demotion, transfer, recruitment or recruitment advertising, layoff or termination, rates of pay or other forms of compensation, and selection for training.

_____ has been designated as the Equal Opportunity Officer and will be available during the hours of _____ to discuss employment-related problems and to review our Affirmative Action Program with you. He/She has the responsibility to monitor all employment related activity to ensure the Equal Opportunity Policy is being carried out, to submit reports related to employment required by the Government, and to keep records.

(Signature of CEO)

Date

Print Name

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Independent Contractor Guidelines

Determining whether an individual is an “employee” or “independent contractor” can be tricky. There has been a great deal of case law and legislation regarding this issue. A county cannot claim an individual is an independent contractor to avoid paying workers’ compensation premiums. Section C.R.S. 8-40-202, Paragraphs VI.2b. I and VI.2.b.II provides that the following conditions be met to prove an individual is an independent contractor.

A person who performs services for pay for another shall be considered an employee unless that person meets both of the following requirements:		
1.	Free from control and direction of the other in the performance of the service (unless control is exercised under the requirements of any state or federal statute or regulation and;	
2.	Customarily engaged in an independent trade, occupation, profession, or business related to the service performed.	
To prove independence through a written document, it must be shown that the county does not:		County Does
A.	Require the individual service provider to work exclusively for you (except that the individual may choose to work exclusively for such person for a finite period specified in the document).	County Does Not
B.	Establish a quality standard for the individual (except that the person may provide plans and specifications regarding the work but cannot oversee the actual work or instruct the individual as to how the work will be performed)	
C.	Pay a salary or at an hourly rate instead of a fixed or contract rate.	
D.	Terminate the work of the provider during the contract period. (Unless the provider violates the terms of the contract or fails to produce a result that meets the specifications of the contract).	
E.	Provide more than minimal training for the individual.	
F.	Provide tools or benefits to the individual. (Except that materials and equipment may be provided).	
G.	Dictate the time of performance. (Except that a completion schedule and a range of negotiated and mutually agreeable work hours may be established.	
H.	Pay the service provider personally instead of making checks payable to the trade or business name of such service provider.	
I.	Combine our business operations in any way with the business operations of the service provider instead of maintaining all such operations separately and distinctly.	

If you checked “**We Do**” to any of these statements, the individual is likely to be considered your “employee.”

If you have answered “**County Does Not**” to all these questions, a written document must be provided to the CWCP to show an independent contractor relationship exist. See the next page for “Certification by Independent Contractor.”

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 Certification by Independent Contractor

Based on the answers to the Independent Contractor Guidelines, the independent contractor is not entitled to workers' compensation benefits and the independent contractor is obligated to pay federal and state income tax on any moneys earned pursuant to the contractor relationship.

 Independent Contractor Signature

 Social Security Number

STATE OF COLORADO)
) ss.
 County of Otero)

Subscribed and sworn before me by _____, this ____ day of _____

WITNESS my hand and official seal.

My commission expires: _____

 Notary Public