

Request for Bids



2019

Asphalt, Milling & Paving Bid Town of Clifton Park Saratoga County

Town of Clifton Park
c/o Dahn S. Bull
Superintendent of Highways
1 Town Hall Plaza
Clifton Park, New York 12065

**TOWN OF CLIFTON PARK
HIGHWAY DEPARTMENT**

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TOWN OF CLIFTON PARK
COUNTY OF SARATOGA
STATE OF NEW YORK

IN THE DAILY GAZETTE, SCHENECTADY, NEW YORK, MARCH 8, 2019

NOTICE TO BID
MILLING AND ASPHALT PAVING

Sealed bids to furnish Milling and Asphalt Paving will be received by the Clifton Park Town Clerk, 1 Town Hall Plaza, Clifton Park, NY 12065, until 3:00 p.m. on March 20, 2019 at which time and place bids will be publicly opened and read. Bid specs are available in the Clifton Park Town Clerk's, Office, 1 Town Hall Plaza, Clifton Park, NY during normal working hours. Contract Period is June 1, 2019, expected start date June 15, 2019 to October 31, 2019 with an option to extend to 2020. The Town of Clifton Park reserves the right to reject any and all bids.

Patricia O'Donnell
Town Clerk

TOWN OF CLIFTON PARK

NON-COLLUSIVE BIDDING CERTIFICATION

(Required by Section 103-d of the New York State General Municipal Law)

By Submission of this Bid, each Bidder and each person signing on behalf of any Bidder certifies, and in case of a joint Bid each party thereto certifies as to its own organization, under penalty of perjury, that to the best of knowledge and belief:

- 1) The prices in this Bid have been arrived at independently without collusion, consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with any other Bidder or with any competitor;
- 2) Unless otherwise required by law, the prices which have been quoted in this Bid have not been knowingly disclosed by the Bidder and will not knowingly be disclosed, directly or indirectly, by the Bidder prior to the opening to any other Bidder or to any competitor; and
- 3) No attempt has been made or will be made by the Bidder to induce any other person, partnership or corporation to submit or not to submit a Bid for the purpose of restricting competition.

BIDDER: _____

***BY:** _____
(Signature) (Print/Type Name Here)

TITLE: _____ SEAL: _____

ADDRESS: _____

PHONE: _____ DATED: _____

FAX: _____

FID#: _____

**If signed by other than a corporate officer, partner, or owner, a letter of authorization must accompany the Bid with the corporate seal (if applicable).*

**TOWN OF CLIFTON PARK
HIGHWAY DEPARTMENT
NON-COLLUSION AFFIDAVIT**

Every bid or proposal made to a political subdivision of the state or any public department, agency or official thereof where competitive bidding is required by statute, rule, regulation or local law, for work or services performed or to be performed or goods sold or to be sold, shall contain the following statement subscribed by the bidder and affirmed by such bidder as true under the penalties of perjury.

By submission of this bid, each bidder and each person signing on behalf of any bidder, or in the case of joint bid each party thereto, certifies that:

such bid is not made in the interest of or on behalf of any undisclosed person, partnership, company, association, organization or corporation;

such bid is genuine and collusive or sham;

said bidder has not directly induced or solicited any other bidder to put in a false or sham bid and has not directly or indirectly colluded, conspired, connived or agreed with any bidder or anyone else to put in a sham bid, nor that anyone shall refrain from bidding;

said bidder has not in any manner, directly or indirectly, sought by agreement, communication or conference with anyone to fix the bid price of said bidder or of any other bidder, nor to fix any, profit or cost element of such bid price, nor of that of any other bidder, nor to secure any advantage against the public body awarding the contract or anyone interested in the proposed contract;

all statements contained in such bid are true;

and, further, that said bidder has not directly or indirectly, submitted his bid price or any breakdown.

thereof, nor the contents thereof, nor divulged information or data relative thereto, nor paid and will not pay fee in connection therewith to any corporation, partnership, company, association, organization, bid depository, nor to any member or agent thereto, nor to any other individual except to such person or persons as have a partnership or other financial interest with said bidder in his general business.

No bid shall be considered for award, neither shall any award be made where above items have not been complied with.

If the bidder cannot make the foregoing certification, the bidder shall so state and shall furnish with the bid a signed statement which sets forth in detail the reasons why the above items have not been complied with. The bid shall not be considered for award, neither shall any award be made, unless the head of the purchasing unit of the political subdivision, public department, agency or official thereof to which the bid is made, or the appointed designee, determines that such disclosure was not made for the purpose of restricting competition.

Any bid hereafter made to any political subdivision of the state or any public department, agency or official thereof by a corporate bidder for work or services performed or to be performed or goods sold or to be sold, where competitive bidding is required by statute, rule, regulation or local law, and where such bid contains the certification referred to in this section, shall be deemed to have been authorized by the board of directors of the bidder, and such authorization shall be deemed to include the signing and submission of the bid and the inclusion therein of the certificate as to non-collusion as the act and deed of the corporation.

Signature: _____

Print Name: _____

Title: _____

Business Address
Of Bidder: _____

Dated: _____



Andrew M. Cuomo, Governor

Roberta Reardon, Commissioner

Town of Clifton Park
Elizabeth Bartosik, Design Engineer
Prime Eng.
7 South Church Street
Schenectady NY 12305

Schedule Year 2016 through 2017
Date Requested 03/30/2017
PRC# 2017003236

Location Town of Clifton Park
Project ID# 04-9104r1
Project Type Renovation of existing tennis courts and fencing.

PREVAILING WAGE SCHEDULE FOR A PUBLIC WORK PROJECT

Attached is the current schedule(s) of the prevailing wages and prevailing hourly supplements for the project referenced above. A prevailing Wage Case Number (PRC#) has been assigned to the schedule for your project.

The schedule is effective from July 2016 through June 2017. All updates, corrections, posted on the 1st business day of each month, and future copies of the annual determination are available on the Department's website www.labor.state.ny.us. Updated PDF copies of your schedule can be accessed by entering your assigned PRC# at the proper location on the website.

It is the responsibility of the contractor, agency or its agent to annex and make part, the attached schedule, to the specifications for this project, when it is advertised for bids and /or to forward said schedule to the successful bidder(s), immediately upon receipt, in order to insure the proper payment of wages.

Please refer to the "General Provisions of Laws Covering Workers on Public Work Contracts" provided with the schedule, for the specific details relating to other responsibilities of the Department of Jurisdiction.

Upon cancellation of this project, enter the required information and mail **OR** fax this form to the address shown at the bottom of this notice, **OR** fill out the electronic version via the SDOL website.

NOTICE OF COMPLETION / CANCELLATION OF PROJECT

Date Completed: _____ Date Cancelled: _____

Name and Title of Representative: _____

Phone: (518) 457-5589 Fax: (518) 485-1870
W. Averell Harriman State Office Campus, Bldg. 12, Room 130, Albany, NY 12240

**Town of Clifton Park
Highway Department**

ITEM: MILLING & ASPHALT PAVING

SPECIFICATION NO: H-1-19

DATE: March 8, 2019

Bidders are requested to retain this information for future references in connection with the item(s) listed herein.

GENERAL INFORMATION

TAX: Purchases by the Town Board are **not** subject to any sales or federal excise taxes. Exemption certificates will be furnished upon request by ordering agency. The Town Board is also exempt from transportation tax and no exempt certificates are required for this tax. There is exemption, however, for social security, employment insurance and like taxes.

PROPOSALS: Proposals must be made upon the attached forms (page 11-14). The blank places in the proposal must be filled in as noted and no change shall be made in the phraseology of the proposal or in the terms mentioned herein.

**WITHDRAWAL
OF PROPOSAL:**

Permission will not be given to modify or explain any proposal or bid after it has been deposited with this department. No proposal shall be withdrawn or cancelled before the time designated for opening such proposal publicly. No returned proposals will be considered after the bidder has exercised his privilege to withdraw the same. No proposals will be considered which have not been deposited with this department prior to the time indicated in the advertisement.

PRICE: The price quoted shall be net and shall include all work and materials in place complete and to the satisfaction of the Superintendent of Highways of the Town of Clifton Park.

AWARD: The contract will be award to the lowest responsible bidder based on the total unit prices for materials in place per Bid Proposal Sheet #1, Labor on Bid Proposal Sheet #2 and the companies' capabilities.

The quantities for pavement materials have been estimated. Up to these estimates the Town of Clifton Park will pay at the unit bid price, only for the actual quantities these materials delivered and placed as indicated by signed delivery slips. Price adjustments based on March 2019 average (\$518.00) of F.O.B. price US ton of Unmodified PG 64-22 binder without anti-stripping agent (based average F.O.B. terminal price.) The new monthly average terminal price will be determined by the NYS Department of Transportation (NYSDOT) based on prices of preapproved primary Sources of performance graded binder in accordance with NYS Standard Specification.

If it is found necessary to increase any of the items and such written order, signed by the Town Superintendent of Highways, is received by the Contractor, then the additional quantities shall be paid at the unit bid price for that item.

(AWARD cont'd)

The successful bidder must be prepared to commence work on a date which will be satisfactory to the Town Superintendent of Highways of Clifton Park consisted with the parameters outlined in the Bid Proposal. The Superintendent of Highways shall be informed by the company representative of work commencement one week prior to beginning construction on an individual street or road. If the contractor cannot complete the project in the designated or agreed-upon timeframe, the Superintendent of Highways can contract with the next lowest bidder to complete the work.

**QUALIFICATION
OF BIDDER:**

Bidder must submit a company description/overview and proof of capability of doing the type of work in bid proposal. This includes, but is not limited to, the number of employees on the bid project, machine capabilities and previous works.

Award of contract will be made only to the lowest responsible bidder whose proposals shall comply with all the provisions required to render it formal. The Town of Clifton Park reserves the right to reject any or all proposals if, in the Superintendent of Highways opinion, their best interests will not be served. If the bidder has not won a bid with the Clifton Park Highway Department in past bids, 3 references are required from municipal clients.

INSURANCE:

The bidder shall submit with this bid proof of the following insurance:

PUBLIC LIABILITY INSURANCE

Property not less than \$ 1,000,000.00

Bodily injury not less than \$ 1,000,000.00

PROTECTIVE LIABILITY INSURANCE

Not less than \$ 1,000,000.00

COMPLETED OPERATIONS LIABILITY INSURANCE

Not less than \$ 1,000,000.00

OWNER'S PROTECTIVE LIABILITY INS.

Property damage not less than \$ 1,000,000.00 each accident and \$ 1,000,000.00 aggregate

Bodily injury not less than \$ 1,000,000.00 each person and \$ 1,000,000.00 each accident.

**Town of Clifton Park
Highway Department**

ITEM: MILLING & ASPHALT PAVING

SPECIFICATION NO: H-1-19

DATE: March 8, 2019

CONTRACT CLAUSES REQUIRED IN PUBLIC WORK

The execution of the contract by the contractor binds him to the following specific agreements Required by Law:

The contractor specifically agrees, as required by the Labor Law, Section 220 and 220 – D as Amended that:

- (A) No laborer, workman, or mechanic in the employ of the contractor, subcontractor or other person doing or contracting to do the whole or any part of the work included in the contract shall be permitted or required to work more than eight (8) hours in one calendar day or more than five (5) days in any one week, except in the emergencies set forth in the Labor Law.
- (B) The minimum hourly rate of wage (including supplements) to be paid shall not be less than the prevailing minimum rate and shall be designated by the State Department of Labor.
- (C) The minimum hourly supplements to be paid shall be in accordance with the prevailing practices in the locality where the contract is located and shall not be less than the prevailing minimum as shall be designated by the State Department of Labor, supplements as defined in Section 220 of the Labor Law, as amended, means all remuneration for employment paid in any medium other than cash or reimbursements for expenses, or any payment which are not wages within the meaning of the Law, including, but not limited to health, welfare, non-occupational disability, retirement, vacation benefits, holiday pay and life insurance.
The labor law provides that the contract may be forfeited and no sum paid for any work done thereunder on a second conviction for willfully paying less than:
- (D) The stipulated wage scale (including supplements) as provided in the Labor Law Section 220-D as amended. The Contractor specifically agrees, as required by the Labor Law, Section 220-E, as amended, that:
- (E) In hiring of employee for the performance of work under the contract or any sub-contractor hereunder, no contractor, sub-contractor, shall be reason of race, creed, color or national origin discriminate against any citizen of the State of New York who is qualified and available to perform the work to which employment relates;
- (F) No contractor, sub-contractor, nor any person on his behalf shall, in any manner, discriminate or intimidate any employee hired for the performance of work under the contract on account of race, creeds, color or national origin;
- (G) The Town of Clifton Park reserves the right to cancel any contract for violation of Title 6 of the Civil Rights Act of 1964 as amended which prohibits such discrimination. The Town reserves it right to assert all remedies of law to remediate proven violations of this section.

CONTRACT CLAUSES REQUIRED IN PUBLIC WORK (Continued)

- a. The contractor specifically agrees, as required by the Labor Law, Section 222, as amended that;
 - i. Preference shall be given to citizens of the State of New York who have been residents for at least six (6) consecutive months prior to the commencement of their employment;
 - ii. Persons other than citizens of the State of New York may be employed when New York citizens are not available;
 - iii. The contractor shall keep a list of his employees stating whether they are citizens of the State of New York, native born citizens or naturalized citizens, and in the case of naturalization, the date thereof, and the name of the Court in which granted, and
 - iv. If the Labor Law, Section 220, as amended, be not complied with, the contract shall be void.
- (H) The contractor specifically agrees, as required by the Labor Law, Section 222-A, as amended, that
 - a. If in the construction of the work, a harmful dust hazard be created for which appliances or methods for the elimination of harmful dust have been approved by the Board of Standards and Appeals, such appliances or methods, shall be installed and maintained and effectively operated by the contractor.
 - b. If the Labor Law, Section 222-A, as amended, is not complied with, the Town reserves all remedies available at law.
- (I) The contractor specifically agrees, as required by the State Finance Law, Section 138, that
 - a. He is prohibited by law from assigning, transferring conveying, sub-letting or otherwise disposing of the contract, or of their right, title or interest therein, or his power to execute such contract to any other person, company, or corporation, without the previous consent in writing of the Town Superintendent of Highways in Clifton Park.
- (J) A transcript of general regulation No. 1 as issued by the State Commissioner against discrimination which states; “It is hereby agreed by and between the parties hereto that every contractor or sub-contractor engaged in the public work described in this contract shall post and maintain at each of his establishments and at all places at, which the public work described hereunder is being conducted, the notice of the State Commission against discrimination indicating the substantive provision of the Law against discrimination, where complaints may be filed, and other pertinent information. Such notice shall be posted in easily accessible and well-lighted places customarily frequented by employees and applicants for employment.
- (K) The contractor specifically agrees, as required by Section 139a and 139b of the State Finance Law, and Sections 103a and 103b of the General Municipal Law, that upon his refusal when called before a grand jury to testify concerning any transaction or contract had with the town, any political sub-division thereof, a public authority or with any public department, agency or official of the State or of any political sub-division thereof or of a public authority, to sign a waiver of immunity against subsequent criminal prosecution or to answer any relevant question concerning such transaction or contract.
 - a. The contractor and any member, partner, director, or officer, thereof, shall be disqualified from thereafter selling to or submitting bids or receiving awards from or entering into any contracts with the town or any public department, agency or official thereof, for goods, work or services for a period of five years after such refusal, and
 - b. Any and all contracts made with the Town, or any public department, agency or officials thereof, since the effective date of this law, by such contractor and by any firm, partnership or corporation of which his is a member, partner, director, or officer may be cancelled or terminated by the Town without incurring any penalty or damages on account of such cancellation or termination, but any money’s owing by the Town for goods delivered or work done prior to the cancellation or termination shall be paid.

CONTRACT CLAUSES REQUIRED IN PUBLIC WORK (Continued)

NON-COLLUSIVE BIDDING CERTIFICATION:

(Section 103d General Municipal Law)

(A) The bidder certifies that:

- a. The bid has been arrived at by the bidder independently and has been submitted without collusion with any other vendor of materials, supplies or equipment of the types described in the invitation of bids, and
- b. The contents of the bid have not been communicated by the bidder, nor to its best knowledge and belief, by any of its employees or agents to any person not an employee or agent of the bidder or its surety of any bond furnished herewith prior to official opening of the bid.

TITLE VI Regulations
Federal Prohibition of Discrimination for
Contractors, Subcontractors, Suppliers, and Manufacturers

A. During the performance of this contract, the contractor, for itself, its assignees and successors in (hereinafter referred to as the "contractor") agrees as follows:

1. Compliance With Regulations

The contractor (hereinafter includes consultants) shall comply with Title VI of the Civil Rights Act of 1964 (42 U.S.C. §2000d et seq., 78 stat. 252) (hereinafter referred to as the Acts) and the Regulations relative to Non-discrimination in Federally-assisted programs of the U.S. Department of Transportation (hereinafter USDOT), Title 49, Code of Federal Regulations, Part 21, as they may be amended from time to time, (hereinafter referred to as the Regulations), which are herein incorporated by reference and made a part of this contract.

2. Non-discrimination

The contractor, with regard to the work performed during the contract, shall not discriminate on the grounds of race, color, sex, or national origin in the selection and retention of subcontractors, including procurement of materials and leases of equipment. The contractor shall not participate either directly or indirectly in the discrimination prohibited by the Acts and the Regulations, including employment practices when the contract covers any activity, project or program set forth in Appendix B of the Regulations.

3. Solicitations for Subcontracts, including Procurement of Materials and Equipment

In all solicitations, either by competitive bidding, or negotiation made by the contractor for work to be performed under a subcontract, including procurement of materials or leases of equipment, each potential subcontractor or supplier shall be notified by the contractor of the contractor's obligations under this contract and the Acts and the Regulations relative to the Non-discrimination on the ground of race, color, sex, or national origin.

4. Information and Reports

The contractor shall provide all information and reports by the Acts, Regulations or directives issued pursuant thereto, and shall permit access to its books, records, accounts, other sources of information and its facilities as may be determined by the Town of Clifton Park or the New York State Department of Transportation (hereinafter NYSDOT) to be pertinent to ascertain compliance with such Acts, Regulations, orders and instructions. Where any information required of a contractor is in the exclusive possession of another who fails or refuses to furnish this information, the contractor shall so certify to the Town, or the NYSDOT as appropriate, and shall set forth what efforts it has made to obtain the information.

5. Sanctions for Noncompliance

In the event of the contractor's noncompliance with the Non-discrimination provisions of this contract, the Town of Clifton Park, and the NYSDOT shall impose such contract sanctions as it, or the Federal Highway Administration may determine to be appropriate, including, but not limited to:

- a. withholding of payments to the contractor under the contract until the contractor complies, and/or;

- b. cancellation, termination, or suspension of the contract, in whole or in part.

6. Incorporation of Provisions

The contractor shall include the provisions of paragraphs (1) through (6) in every subcontract, including procurement of materials and leases of equipment, unless exempt by the Acts, the Regulations, or directives issued pursuant thereto. The contractor shall take such action with respect to any subcontractor or procurement as the Town or the Federal Highway Administration may direct as a means of enforcing such provisions including sanctions for noncompliance. Provided, however, that in the event a contractor becomes involved in, or is threatened with, litigation with a subcontractor or supplier as a result of such direction, the contractor may request the Town enter into such litigation to protect the interests of the Town and, in addition, the contractor may request the United States to enter into such litigation to protect the interests of the United States.

B. During the performance of this contract, the contractor, for itself, its assignees, and successors in interest (hereinafter referred to as the "contractor") agrees to comply with the following non-discrimination statutes and authorities; including but not limited to:

Pertinent Non-Discrimination Authorities:

- Title VI of the Civil Rights Act of 1964 (42 U.S.C. §2000d et seq., 78 stat. 252), (prohibits discrimination on the basis of race, color, national origin); and 49 CFR Part 21.
- The Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, (45 U.S.C. §4601), (prohibits unfair treatment of persons displaced or whose property has been acquired because of Federal or Federal-aid programs and projects);
- Federal-Aid Highway Act of 1973, (23 U.S.C. §324 et seq.), (prohibits discrimination on the basis of sex);
- Section 504 of the Rehabilitation Act of 1973, (29 U.S.C. §794 et seq), as amended, (prohibits discrimination on the basis of disability); and 49 CFR Part 27;
- The Age Discrimination Act of 1975, as amended, (42 U.S.C. §6101 et seq.), (prohibits discrimination on the basis of age);
- Airport and Airway Improvement Act of 1982, (49 USC § 471, Section 47123), as amended, (prohibits discrimination based on race, creed, color, national origin, or sex);
- The Civil Rights Restoration Act of 1987, (PL 100-209), (Broadened the scope, coverage and applicability of Title VI of the Civil Rights Act of 1964, The Age Discrimination Act of 1975 and Section 504 of the Rehabilitation Act of 1973, by expanding the definition of the terms “programs or activities” to include all of the programs or activities of the Federal-aid recipients, sub-recipients and contractors, whether such programs or activities are Federally funded or not); Titles II and III of the Americans with Disabilities Act of 1990, which prohibit discrimination on the basis of disability in the operation of public entities, public and private transportation systems, places of public accommodation, and certain testing entities (42 U.S.C. §§ 12131 –12189) as implemented by Department of Transportation regulations at 49 CFR parts 37 and 38;
- The Federal Aviation Administration’s Non-discrimination statute (49 U.S.C. § 47123) (prohibits discrimination on the basis of race, color, national origin, and sex);
- Executive Order 12898, Federal Actions to Address Environmental Justice in Minority Populations and Low - Income Populations, which ensures non - discrimination against minority populations by discouraging programs, policies, and activities with disproportionately high and adverse human health or environmental effects on minority and low - income populations;
- Executive Order 13166, Improving Access to Services for Persons with Limited English Proficiency, and resulting agency guidance, national origin discrimination includes discrimination because of limited English proficiency (LEP). To ensure compliance with Title VI, you must take reasonable steps to ensure that LEP persons have meaningful access to your programs (70 Fed. Reg. at 74087 to 74100);
- Title IX of the Education Amendments of 1972, as amended, which prohibits you from discriminating because of sex in education programs or activities (20 U.S.C. 1681 et seq.)

X _____
Signature Date

**Town of Clifton Park
Highway Department
BID PROPOSAL**

Item: Milling & Asphalt Paving

Return Bid To: Town of Clifton Park, c/o Town Clerk, 1 Town Hall Plaza, Clifton Park NY 12065

Date of Bid Opening: Wednesday, March 20, 2019 Time: 3:00 PM, Wood Room Town Hall

Contract Period: June 1, 2019 To: October 31, 2019 W/Extension: October 31, 2020

Expected Start Date: June 15, 2019

EXTENSION OF CONTRACT: The Town reserves the right to extend any contract issued, based on the specification, under the same terms and conditions for a two year period from date of expiration provided such extension is mutually agreeable to both the Town and the contractor with amicable price negotiations.

EXTENSION OF PRICES: Political subdivisions and others, authorized by law including, but not limited to, certain non-profit independent post-secondary, secondary and elementary educational institutions may participate in cooperative buying contracts resulting from this bid opening.

PURSUANT TO CHAPTER 861 OF THE LAWS OF 1953, SEALED PROPOSALS WILL BE RECEIVED BY THE TOWN BOARD OF THE TOWN OF CLIFTON PARK AT THE ABOVE ADDRESS FOR FURNISHING THE ITEM HEREIN LISTED.

ALL NECESSARY ROAD PREPARATION, MILLING AND REBATES SHALL BE DONE NO MORE THAN 24 HOURS PRIOR TO PAVING IN ORDER TO REDUCE CONSTRUCTION IMPACT IN NEIGHBORHOODS, VEHICLES, PEDESTRIANS, ETC. PUBLIC SAFETY AND TRAVEL MUST BE A PRIORITY.

INSTRUCTIONS

1. This proposal is signed by the bidder with the full knowledge and acceptance of all the provisions of the General Specifications, the Proposal and the Item Specification.
2. Bids must be submitted on this and subsequent forms (Only One Copy of Bid Required).
3. This form must be made out in the Corporate or other name of the Bidder and must be fully and properly executed by an Authorized person of the Company.
4. Upon completion, the Bid Proposal, Non-Collusive Bidding Certification, Non-Collusive Bidding Affidavit, Applicant Ethics Disclosure Form and Prevailing Wage Form must be sealed and delivered to the Clifton Park Town Clerks Office prior to the time of Bid Opening. Please note on the envelope that the document is for the Bid for Milling & Asphalt Paving.

Bid By: _____ Date: _____

(Name of Company)

Street Address: _____

City: _____ State: _____ Zip: _____

Company Contact Name: _____ Phone: _____

Cell Phone: _____ Email Address: _____

Printed Name of Bidder: _____

Official Title: _____

Signature of Bidder: _____

**Town of Clifton Park
Highway Department**

ITEM: MILLING & ASPHALT PAVING

SPECIFICATION NO: H-1-19

DATE: March 8, 2019

Bidders are requested to retain this specification for future references in connection with the item(s) Listed herein.

DETAILED BID SPECIFICATIONS

NATURE OF PROJECT:

The Town of Clifton Park is looking to pave a top coat on both main and development roads and streets. These roads range between 22’ to 30’ with Development roads (with gutters, catch basins, manhole covers or curb) being wider than main roads. Driveways, curbs, catch basins, storm water systems, etc. are obstacles along our roadways. The Town is planning to pave approximately 45,500’ of road, roughly 8 miles. The average length of road looking to be paved is 1700’, with our smallest roads being 300’ and longest road 4000’.

INTENT:

The Town Solicits bids for materials, equipment and labor to pave with Asphalt 7F, 6F, & Dense Binder on various Town roads in the vicinity of the Town Garage. The successful bidder will furnish all materials, labor & equipment to deliver, place and compact Asphalt as per the specifications. The Town may do any or all of the anticipated Paving program.

MATERIAL:

Shall be Asphalt 7F,6F, Dense Binder Hot Plant Mix and shall meet the applicable Specifications of Section 403-1 of the NYSDOT Public Works Specifications May 4, 2006. The source of supply producing the materials must be approved by the NYSDOT.

PLACING OF MATERIAL:

All material shall be placed in accordance with the NYSDOT Specifications dated May 4, 2006 Section 401 Plant Mix Pavements-General, as applicable.

The construction items per Section 403 of the above specifications shall be Item .08 Asphalt – Truing and Leveling Course, Item 608.02 Asphalt Driveways and Item 403.01 asphalt except that the contractor shall construct a one course Pavement in lieu of a two course pavement. All of the aforementioned specifications may be modified at the discretion of the Town Highway Superintendent

The Contractor shall be responsible for the establishment of the center line and Crown of the various roads. The average paving width shall be 22 feet. The roads to be resurfaced shall be trued and leveled and patched as directed by the Town Highway Superintendent prior to resurfacing with an average compacted course of 1 ½ to 2” thickness. The new pavement surface is to meet all existing driveways and approaches, and special care will be required to prevent material from being deposited in catch basins, culvert pipes and other appurtenances. Milling of catch basins and laying asphalt for a smooth transition to improve storm water capture.

Tare slips for asphalt pickup are to be turned into the Office of the Superintendent of Highways the morning after pickup.

MILLING AND SAFETY:

All necessary road preparation, milling and rebates shall be done no more than 24 hours prior to paving in order to reduce construction impact in neighborhoods, vehicles, pedestrians, etc. Public Safety and travel, as well as a reduction in liability, must be a priority.

STREETS TO BE PAVED:

The streets to be paved will be designated by the Town Highway Superintendent of Clifton Park.

**Town of Clifton Park
Highway Department**

ITEM: MILLING & ASPHALT PAVING

SPECIFICATION NO: H-1-19

DATE: March 8, 2019

Bidders are requested to retain this specification for future references in connection with the item(s) Listed herein.

Bid Proposal Sheet #1

MATERIAL

Proposal 1

Item: Asphalt Paving Type 6F

We agree to furnish all materials, labor, and equipment to deliver, place and compact Type 6F asphalt plant mix in accordance with the specifications for the unit price of \$_____ per ton.

Proposal 2

Item: Asphalt Paving Type 7F

We agree to furnish all materials, labor, and equipment to deliver, place and compact Type 7F asphalt plant mix in accordance with the specifications for the unit price of \$_____ per ton.

Proposal 3

Item: Asphalt Dense Binder Paving

We agree to furnish all materials, labor, and equipment to deliver, place and compact Asphalt Dense Binder Paving asphalt plant mix in accordance with the specifications for the unit price of \$_____ per ton.

Payment is to be based on the actual tonnage figures compiled from the material weigh slips at the unit price described above.

Company Name: _____

Address: _____

Signature of
Representative _____

Title: _____

Date: _____

**Town of Clifton Park
Highway Department**

ITEM: MILLING & ASPHALT PAVING

SPECIFICATION NO: H-1-19

DATE: March 8, 2019

Bidders are requested to retain this specification for future references in connection with the item(s) Listed herein.

Bid Proposal Sheet #2

PREPARATION WORK

PREP CREW – Rebates & Milling Keyway Crew 8 hour Day \$ _____

PREP CREW – Rebates & Milling Keyway Crew By the Hour \$ _____

PREP CREW includes;

- Equipment: One (1) Skidsteer
- One (1) Sweeper Truck
- Labor: Two (2) Operators
- Two (2) Laborers

NOTICE TO ALL BIDDERS: All necessary road preparation, milling and rebates shall be done no less than 24 hours prior to paving in order to reduce construction impact in neighborhoods, vehicles, pedestrians, etc. Public Safety and travel must be a priority.

Appendix A

GENERAL MUNICIPAL LAW

Section 103-D

1. [Eff. until June 1, 2018, pursuant to L.2010, c. 56, pt. FF, § 13, subd. 2 and L.2003, c. 62, pt. X, § 41, subd. (a). See, also undesig. par. below.] Every bid or proposal hereafter made to a political subdivision of the state or any public department, agency or official thereof where competitive bidding is required by statute, rule, regulation or local law, for work or services performed or to be performed or goods sold or to be sold, shall contain the following statement subscribed by the bidder and affirmed by such bidder as true under the penalties of perjury: Non-collusive bidding certification. [Eff. June 1, 2018. See, also subd. 1, opening par. above.] Every bid or proposal hereafter made to a political subdivision of the state or any public department, agency or official thereof where competitive bidding is required by statute, rule, regulation or local law, for work or services performed or to be performed or goods sold or to be sold, shall contain the following statement subscribed by the bidder and affirmed by such bidder as true under the penalties of perjury: Non-collusive bidding certification. “(a) By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, and in the case of a joint bid each party thereto certifies as to its own organization, under penalty of perjury, that to the best of knowledge and belief: (1) The prices in this bid have been arrived at independently without collusion, consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with any other bidder or with any competitor; (2) Unless otherwise required by law, the prices which have been quoted in this bid have not been knowingly disclosed by the bidder and will not knowingly be disclosed by the bidder prior to opening, directly or indirectly, to any other bidder or to any competitor; and (3) No attempt has been made or will be made by the bidder to induce any other person, partnership or corporation to submit or not to submit a bid for the purpose of restricting competition.” (a-1) [Expires and deemed repealed June 1, 2018, pursuant to L.2010, c. 56, pt. FF, § 13, subd. 2 and L.2003, c. 62, pt. X, § 41, subd. (a).] Notwithstanding the foregoing, the statement of non-collusion may be submitted electronically in accordance with the provisions of subdivision one of section one hundred three of the general municipal law. (b) A bid shall not be considered for award nor shall any award be made where (a)(1)(2) and (3) above have not been complied with; provided however, that if in any case the bidder cannot make the foregoing certification, the bidder shall so state and shall furnish with the bid a signed statement which sets forth in detail the reasons therefor. Where (a)(1)(2) and (3) above have not been complied with, the bid shall not be considered for award nor shall any award be made unless the head of the purchasing unit of the political subdivision, public department, agency or official thereof to which the bid is made, or his designee, determines that such disclosure was not made for the purpose of restricting competition. The fact that a bidder (a) has published price lists, rates, or tariffs covering items being procured, (b) has informed prospective customers of proposed or pending publication of new or revised price lists for such items, or (c) has sold the same items to other customers at the same prices being bid, does not constitute, without more, a disclosure within the meaning of subparagraph one (a). 2. Any bid hereafter made to any political subdivision of the state or any public department, agency or official thereof by a corporate bidder for work or services performed or to be performed or goods sold or to be sold, where competitive bidding is required by statute, rule, regulation, or local law, and where such bid contains the certification referred to in subdivision one of this section, shall be deemed to have been authorized by the board of directors of the bidder, and such authorization shall be deemed to include the signing and submission of the bid and the inclusion therein of the certificate as to non-collusion as the act and deed of the corporation.

Appendix B

New York State Department of Transportation Standard Specifications

These specifications are updated three times a year, effective with the first Letting of January, May or September.

The updated specifications are available on the NYSDOT's website at:

<https://www.dot.ny.gov/main/business-center/engineering/specifications/updated-standard-specifications-us>

Latest Specifications can be found at:

https://www.dot.ny.gov/main/business-center/engineering/specifications/busi-e-standards-usc/usc-repository/2017_5_specs_usc_final.pdf