

SECTION 00 4040 - FORM OF PROPOSAL
CONTRACT 4 – PLUMBING WORK

1.1 GENERAL

- A. Pursuant to, and in compliance with, the Advertisement for Bids and the Instructions to Bidders relative thereto, and all of the Contract Documents, including any and all Addenda issued by the Architect and mailed or delivered to the Undersigned prior to the opening of Bids, whether received by the Undersigned or not, we, _____ hereby propose to furnish all plant, labor, supplies, materials and equipment incidental to **PLUMBING WORK** as required by, and in strict accord with, the applicable provisions of the Drawings and Specifications entitled **Ellenville Central School District, 2020 Capital Improvement Project: Phase 1** to the satisfaction and approval of the Architect and the Owner in accordance with the terms and conditions of the Contract Documents for the following sum:

BASE BID:

Total: (\$ _____)
_____ Dollars

1.2 TIME OF COMPLETION

- A. The Undersigned agrees, after receipt of a Notice of Award and a consummation of a Contract Agreement in accord with the terms of the Contract Documents, to start work within ten (10) consecutive calendar days of said Notice of Award and will fully complete the work per Section 00 5500 Construction Schedule.

1.3 SCHEDULE OF WORK

- A. Scheduling of all work shall be coordinated through the District and or the District's Representative. Contractor shall coordinate their work around the District's needs.
- B. It is the District's intent to work with the Contractor and make the building available for the work to be performed within the time frame allowed.

1.4 ATTACHMENTS

- A. The Undersigned has attached the following documents to this Bid:
1. Bid Bond/Certified Check in the amount of five percent (5%) of the Base Bid.
 2. Contractor's Qualification Statement (AIA Document A305).
 3. Iran Divestment Act Certifications (see Section 00 4951).

1.5 CHANGE ORDERS

- A. We propose and agree that the Contract Sum shall be adjusted for changes in the Contract Work, not included in unit prices, by addition of the following costs:
1. Profit and overhead as permitted in the GENERAL CONDITIONS.

1.6 ALLOWANCES: (Reference Specification Section 01 2100).

- A. The Bidder acknowledges that the Allowance applicable to this Contract is included in the Base Bid.

1.7 UNIT PRICE SCHEDULE (Reference Specification Section 01 2200):

In addition to the Work provided within the above Base Bid, the Undersigned agrees to provide the following work in accordance with the Drawings and Specifications:

1. Provide pipe insulation at piping less than 1" diameter. \$ _____ Per lineal foot
2. Provide pipe insulation at piping 1.5" to 2.5" diameter. \$ _____ Per lineal foot
3. Provide pipe insulation at piping 3" diameter and larger. \$ _____ Per lineal foot

1.8 NON-COLLUSIVE BIDDING CERTIFICATION.

- A. By submission of this bid, the bidder, and each person signing on behalf of the 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.

- B. The person signing this bid or proposal certifies that he/she has fully informed himself/herself regarding the accuracy of the statements contained in this certification, and under the penalties or perjury, affirms the truth thereof, such penalties being applicable to the bidder as well as the person signing in its behalf;

1. That, attached hereto (if a corporate bidder), is a certified copy of a resolution authorizing the execution of this certificate by the signature of this bid or proposal on behalf of the corporate bidder.

Resolved that _____

(Name of Individual)

be authorized to sign and submit the bid or proposal of this corporation for the **Ellenville Central School District, 2020 Capital Improvement Project: Phase 1**, and to include in such bid or proposal the certificate as to non-collusion required by Section One Hundred Three (d) ((103d)) of the General Municipal Law as the act and deed of such corporation, and for any inaccuracies or misstatements in such certificate this corporate bidder shall be liable under the penalties of perjury.

The foregoing is a true and correct copy of the resolution by:

_____ Corporation at a
meeting of its Board of Directors held on the: _____ day of _____,
20 ____.

(SEAL OF THE CORPORATION)

Secretary

1.9 ACCEPTANCE

- A. When this Proposal is accepted, the Undersigned agrees to enter into a Contract with the Owner as provided in the Form of Agreement.

1.10 AFFIRMS

- A. The Undersigned affirms and agrees that this Proposal is a firm one which shall remain in effect and will be irrevocable for a period of forty-five (45) days after opening of Bids.
- B. The Undersigned acknowledges the receipt of the prevailing wage rates for the Contract which are incorporated into the Contract Documents.
- C. The Undersigned understands that the Owner reserves the right to accept or reject any or all Proposals and to waive any informalities in the bidding.
- D. 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 the bidder has and has implemented a written policy addressing sexual harassment prevention in the workplace and provides annual sexual harassment prevention training to all of its employees. Such policy shall, at a minimum, meet the requirements of Section 201-G of the New York State Labor Law.

1.11 TYPE OF BUSINESS

- A. The Undersigned hereby represents that it is a (check one) ☐ Corporation, ☐ Partnership, ☐ Individual. If a Corporation, then the Undersigned further represents that it is duly qualified as a Corporation under the laws of New York State and it is authorized to do business in this State.

1.12 PLACE OF BUSINESS

- A. The following is the name and address of the person to whom all notices required in connection with this Proposal may be telephoned, mailed, or delivered:

Name of Contact Person: _____

Name of Business or Firm: _____

Address: _____

Federal ID No. or Social
Security Number: _____

Telephone: _____ Fax: _____

E-mail: _____ Mobile Phone: _____

1.13 EXECUTION OF CONTRACT

- A. When written Notice of Acceptance of the Proposal is mailed or delivered to the Undersigned within forty-five (45) days after the opening of Bids, or anytime thereafter should the Proposal not be withdrawn, the Undersigned, within ten (10) days, will execute the Form of Agreement with the Owner.

1.14 ADDENDA

- A. The Undersigned acknowledges the receipt of the following Addenda, but agrees that it is bound by all Addenda whether or not listed herein:

Addendum Number	Date of Addendum	Remarks
_____	_____	_____
_____	_____	_____
_____	_____	_____

1.15 ASBESTOS

- A. The bidder certifies that no asbestos or asbestos-containing materials will be incorporated into the Work of this Contract.

1.16 AUTHORIZED SIGNATURE FOR PROPOSAL

Signature: _____

Name: _____
(Typed or Printed)

Title: _____

Firm: _____
(Legal Name of Person, Single Proprietorship, Partnership, or Corporation)

Date: _____

(if Corporation, provide seal above)

END OF SECTION 00 4040