

**COUNTY OF ROCKLAND
FACILITIES MANAGEMENT**

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BLDG. A., 2nd FLOOR, 50 SANATORIUM RD, POMONA, NY 10970
PHONE: 845-364-2958 / FAX: 845-364-3810

CAPITAL PROJECT NUMBER: 2110

BID NUMBER: RFB-RC-2022-2110-001

TITLE: BUILDING F INTERIOR AND EXTERIOR RENOVATIONS AND IMPROVMENTS – BATHROOM RENO.

SECTION 8.1

**STATEMENT OF REQUIRED
DISCLOSURES, REPRESENTATIONS AND CERTIFICATIONS**

Name of the Reporting Entity (Company, Corporation, etc.):

Address: _____

FID No.: _____

Name of Individual Completing this form: _____

Title/Position: _____

Telephone Number: (____) _____ **Fax Number:** (____) _____

Email address: _____

How many years has your organization been in business as a contractor? _____

How many years has your organization been in business under its present business name? _____

Under what other former names has your organization operated?

SIGNATORY FIRST AND LAST NAME _____

SIGNATORY TITLE _____

***Note:** All Sections on the following pages must be completed, and this Statement must be appropriately signed before a Notary.

SECTION 8.2

AFFIDAVIT OF NON-COLLUSION

I hereby attest that I am the person responsible within my firm for the final decision as to the prices(s) and amount of this Bid or, if not, that I have written authorization, enclosed herewith, from that person to make the statements set out below on their behalf and behalf of my firm.

I further attest that:

1. The price(s) and amount of this Bid have been arrived at independently, without consultation, communication or agreement to restrict competition with any other contractor, Bidder or potential Bidder.
2. Neither the price(s), nor the amount of this Bid, has been disclosed to any other firm or person who is a Bidder or potential Bidder on this Project, and will not be disclosed before Bid opening.
3. No attempt has been made or will be made to solicit, cause or induce any firm or person to refrain from Bidding on this Project, submit a Bid higher than the Bid of this firm, or any intentionally high or non-competitive Bid or another form of complementary Bid.
4. The Bid of my firm is made in good faith and not in accordance with any agreement or discussion with, or inducement from any firm or person to submit a complementary Bid on this Project.
5. My firm has not offered or entered into a subcontract or agreement regarding the purchase of materials or services from any other firm or person, or offered, promised, or paid cash or anything of value to any firm or person, whether in connection with this or any other project, in consideration for an agreement or promise by firm or person to refrain from Bidding or to submit a complementary Bid on this Project.
6. My firm has not accepted or been promised any subcontract or agreement regarding the sale of materials or services to any firm or person and has not been promised or paid cash or anything of value by any firm or person, whether in connection with this or any project, in consideration for my firm's submitting a complementary Bid, or agreeing to do so, on this Project.
7. I have made a diligent inquiry of all members, officers, employees, and agents of my firm with responsibilities relating to the preparation, approval or submission of my firm's Bid on this Project and have been advised by each of them that they have not participated in any communication, consultation, discussion, agreement, collusion, act or other conduct inconsistent with any of the statements and representations made in this affidavit.

The person signing this Bid, under the penalties of perjury, affirms the truth of this Bid.

<div>COUNTY OF ROCKLAND FACILITIES MANAGEMENT BLDG. A., 2nd FLOOR, 50 SANATORIUM RD, POMONA, NY 10970 PHONE: 845-364-2958 / FAX: 845-364-3810</div>		PAGE: 18
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SECTION 8.3

**DISCLOSURE OF POLITICAL CONTRIBUTIONS IN ACCORDANCE WITH
CHAPTER 323 OF THE ROCKLAND COUNTY CODE**

1. The reporting Entity is (*Check One*):

☐ An Individual ☐ A Partnership ☐ A Corporation
2. The reporting Entity (*Check One*):

☐ Will enter into a contract with the County of Rockland, in excess of Ten Thousand Dollars (\$10,000.00), which did /did not (circle one) result from Public Bidding.

☐ Is currently under a contract with the County of Rockland in excess of Ten Thousand Dollars (\$10,000.00)
3. The reporting entity, its members, directors, policymaking officers, or majority shareholders, have directly or indirectly made the following contributions to the persons or organizations listed below.
(list all contributions having a value in excess of two hundred dollars (\$200.00) per year made to any political party or any individual or any committee for an individual running for public office in the County of Rockland or a district within the County of Rockland, for a period of three (3) years before the date of subscribed below.):

Note: Answer “None” or list each contribution separately (use additional sheets if necessary)

Name of Contributor	Relationship to Reporting Entity	Contribution Made to	Date of Contribution	Value and Nature of Contribution

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SECTION 8.4

DISCLOSURE OF SUPPLIER RESPONSIBILITY STATEMENT

Note: Answer “None” or detail each separately (use additional sheets if necessary)

1. List any convictions of any person, subsidiary, or affiliate of the company, arising out or relating to obtaining, or attempting to obtain a public or private contract, or subcontract, or in the performance of such contract or subcontract.

2. List any convictions of any person, subsidiary, or affiliate of this company for offenses including embezzlement, theft, fraudulent schemes, or any other offense indicating a lack of business integrity or business honesty that affect the Contractor’s responsibility.

3. List any convictions or civil judgments under state or federal antitrust statutes.

4. List any violations of contract provisions such as knowingly (without good cause) to perform, or unsatisfactory performance, in accordance with the specifications of the Contract.

5. List any prior suspensions or debarments by any government agency.

6. List any contracts not completed on time.

7. List any documented violations of federal or state labor laws, regulations or standards, or occupational safety and health rules.

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SECTION 8.5

CERTIFICATION OF AFFIRMATIVE ACTION PLAN

1. The subscriber below, authorized on behalf of the Reporting Entity in the title/position indicated hereinabove, states the following: (check one box in both (a) and (b))
 - a.) The Reporting Entity ☐ DOES or ☐ DOES NOT employ fifteen (15) or more employees AND
 - b.) The Reporting Entity
☐ DOES transact a minimum of \$50,000.00 per annum business with the County of Rockland.
 - (i) IF SO, based on this above information, a copy of the Reporting Entity's Affirmative Action Plan OR
EEO (Equal Employment Opportunity) Policy is attached to this Form.
 - ☐ DOES NOT transact a minimum of \$50,000.00 per annum business with the County of Rockland.

SECTION 8.6

BUSINESS DEALINGS IN NORTHERN IRELAND - MACBRIDE PRINCIPLES

1. The subscriber below, authorized on behalf of the Reporting Entity in the title/position indicated hereinabove, certifies the following, in accordance with Article 5 of the County of Rockland Procurement Policy:
(check one)
 - a.) The Reporting Entity and any individual or legal entity in which the Reporting Entity holds a ten percent (10%) or greater ownership interest and any individual or legal entity that holds a ten percent (10%) or greater ownership in the Contract, either: *(check, as applicable)*
 - (i) ☐ has NO business operations in Northern Ireland
 - OR**
 - (ii) ☐ shall take lawful steps in good faith to conduct any business operations in Northern Ireland in accordance with the MacBride Fair Employment Principles relating to the nondiscrimination in employment and freedom of workplace opportunity regarding such operations in Northern Ireland, and shall permit independent monitoring of their companies with such Principles.

SECTION 8.7

CERTIFICATION OF COMPLIANCE WITH THE IRAN DIVESTMENT ACT

In accordance with State Finance Law §165-a, on August 10, 2012, the Commissioner of the Office of General Services (OGS) posted a prohibited entities list of "persons" who are engaged in "investment activities in Iran" (both are defined terms in the law) on the OGS website at: <http://www.ogs.ny.gov/about/regs/docs/ListofEntities.pdf>

By submitting a Bid in response to a County solicitation or by assuming the responsibility of a Contract awarded hereunder, each Bidder/Contractor, any person signing on behalf of any Bidder/Contractor and any assignee or Subcontractor and, in the case of a joint Bid, each party to it, certifies, under penalty of perjury, that once the Prohibited Entities List is posted on the OGS website, that to the best of its knowledge and belief, that each Bidder/Contractor and any Subcontractor or assignee is not identified on the Prohibited Entities List created in accordance with SFL § 165-a(3)(b).

Additionally, Bidder/Contractor is advised that once the Prohibited Entities List is posted on the OGS Website, any Bidder/Contractor seeking to renew or extend a Contract or assume the responsibility of a Contract awarded in response to this solicitation must certify at the time the Contract is renewed, extended or assigned that it is not included on the Prohibited Entities List.

During the term of the Contract, should the County receive information that a Bidder/Contractor is in violation of the above- referenced certification, the County will offer the person or entity an opportunity to respond. If the person or entity fails to demonstrate that he/she/it has ceased engagement in the investment which is in violation of the Act within ninety (90) days after the determination of such violation, then the County shall take such action as may be appropriate including, but not limited to, imposing sanctions, seeking compliance, recovering damages or declaring the Bidder/Contractor in default.

The County reserves the right to reject any Bid or request for assignment for a Bidder/Contractor that appears on the Prohibited Entities List before the award of a contract and to pursue a responsibility review concerning any Bidder/Contractor that is awarded a contract and subsequently appears on the Prohibited Entities List.

(Check box if applicable)

1. ☐ The subscriber below, authorized on behalf of the Reporting Entity in the title/position indicated hereinabove, certifies that they are *neither the Bidder/Contractor nor any proposed Subcontractor identified on the Prohibited Entities List.*

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SECTION 8.8

**CERTIFICATION REGARDING BOYCOTT, DIVEST AND SANCTIONS
(BDS) ACTIVITIES**

The subscriber below, authorized on behalf of the Reporting Entity in the title/position indicated hereinabove, certifies the following, in accordance with Article 5 of the County of Rockland Procurement Policy:

(check box)

☐ The Reporting Entity/Contractor and any individual or legal entity in which the Contractor/reporting entity holds a ten percent (10%) or greater ownership interest and any individual or legal entity that holds a ten percent (10%) or greater ownership in the contract DO NOT engage in any Boycott, Divest and sanctions (BDS) activities *[which activities are defined as advocating for the boycott of Israel, divestment from Israel and international sanctions against Israel, and otherwise engaging in, promoting or supporting the global campaign to increase economic and political pressure in Israel to comply with the stated goals of the BDS movement].*

SECTION 8.9

ACKNOWLEDGEMENT OF INSURANCE REQUIREMENTS

The Contractor acknowledges that it has examined Article 11 – Insurance and Bonds of the General Conditions.

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SECTION 8.10

NOTARY

This Notary is inclusive for Sections 8.1 through 8.9

State of _____)
) ss:
County of _____)

All statements, disclosures and representations stated hereinabove this *Statement Required Disclosures, Representations and Certifications*, comprised of the preceding seven pages and this page, are based upon my personal review of the books and records of the reporting entity. Under oath or affirmation, I declare that all of the foregoing information, and any supplemental responses and statements that may be attached hereto are true to the best of my knowledge. Under the penalty of perjury, I make these statements in my position/title held at the Reporting Entity.

BY: _____
(Signature)

(Print Name and Title/Position)

Sworn to before me this

_____ day of _____, 20

Notary Public

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SECTION 8.11

**COUNTY OF ROCKLAND
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**CERTIFICATION OF COMPLIANCE TO LOCAL LAW NO. 5 OF 2003 REGARDING
APPRENTICESHIP TRAINING AGREEMENTS**

Submit this certification only if the bid is more than \$250,000.00

NAME OF REPORTING ENTITY: _____

ADDRESS: _____

TELEPHONE NO.: _____ EMAIL ADDRESS.: _____

THE REPORTING ENTITY IS (Check one of the following):

_____ AN INDIVIDUAL _____ A PARTNERSHIP _____ A CORPORATION

THE REPORTING ENTITY: (Check One)

_____ Will enter into a construction contract with the County of Rockland in excess of \$250,000.00

_____ Will be a Subcontractor, to a prime contractor who holds a County of Rockland Construction contract of \$250,000.00 or more; and will receive in excess of \$25,000.00 from the prime contractor.

I am the _____ (Title or Office) of the reporting entity listed above.

I make this affirmation that _____ (Reporting Entity) will comply with Local Law No. 5 of 2003 that requires any contractor, before entering into a construction contract in excess of \$250,000.00 with the County of Rockland or any Subcontractor entering into a contract, with a contractor who has a County of Rockland construction contract, in excess of \$25,000.00, to have apprenticeship agreements appropriate for the type and scope of work to be performed, which have been registered with, and approved by the New York State Commissioner of Labor in accordance with Article 23 of the New York State Labor Law. As part of this certification, I have attached a copy of apprenticeship agreements from the New York State Commissioner of Labor and or Trade Unions for the type and scope of work to be performed. All of the foregoing information is true to the best of my knowledge, after inquiry. I make these statements under penalty of perjury.

SIGNATURE: _____

PRINT NAME AND TITLE: _____

SECTION 8.12

CERTIFICATION OF COMPLIANCE LABOR REGULATIONS

The Contractor named below certifies compliance with all applicable labor laws and regulations of the State of New York and the United States of America, including the following:

1. Prevailing Wage Rate

The Contractor agrees to comply with the schedule of wages applicable to the performance of the said contract and the statutory requirements and rules of the State of New York.

- The Contractor agrees to comply with Article 8-Public Work, of the NYS Labor Law and the most current prevailing wage schedule, where delivery and installation of material is required.
- Where delivery in place is required, the Contractor agrees to comply with Article 9, Prevailing Wages for Building Service Employees, of the NYS Labor Law and its current prevailing wage schedule.
- The Contractor acknowledges their obligation and agrees to furnish Certified Payrolls with each invoice requesting payment to the County Department that utilized the Contractor's services. Filing of the required Certified Payrolls is a condition of payment. No payment will be made to the Contractor without receipt of the necessary Certified Payrolls.
- On each pay stub, the Contractor and all Subcontractors agree to provide written notice to all laborers, workers, or mechanics of the prevailing wage rate for their particular job classification*. The Contractor and Subcontractors also agree to post a notice at the beginning of the performance of every public work contract on each job site that includes the telephone number and address for the New York State Department of Labor and a statement informing laborers, workers, or mechanics of their right to contact the Department of Labor if they are not receiving proper prevailing wage rates or supplements for their particular job classification.

**If the required information does not fit on the pay stub, an accompanying sheet or attachment of the information may be included.*

2. Social Security Taxes

The Contractor promises and agrees to pay the taxes measured by the wages of their employees required by the Federal Social Security Act and all amendments to it, and to accept the exclusive liability for said taxes.

3. Labor Laws

The Contractor certifies compliance with all the State of New York and the United States of America laws, which affect municipalities and municipal contracts, and more particularly the Labor Law, the Immigration and Naturalization Laws and Regulations, the General Municipal Law, the Workers Compensation Law, the Lien Law, Personal Property Law, State Unemployment Insurance Law, Federal Social Security Law, State, Local and Municipal Health Laws, and all regulations promulgated by the State of New York, insofar as the same shall apply to the contract awarded to the Contractor.

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SECTION 8.13

CERTIFICATION OF EXPERIENCE

I _____ HEREBY CERTIFY THAT (COMPANY) _____
_____ HAS PERFORMED THE FOLLOWING WORK WITHIN THE LAST THREE.
YEARS:

NAME OF BUSINESS: _____ CONTACT NAME: _____

ADDRESS: _____

AMOUNT OF CONTRACT: _____ TELEPHONE NO.: _____

TYPE OF WORK: _____ FAX NUMBER: _____

NAME OF BUSINESS: _____ CONTACT NAME: _____

ADDRESS: _____

AMOUNT OF CONTRACT: _____ TELEPHONE NO.: _____

TYPE OF WORK: _____ FAX NUMBER: _____

NAME OF BUSINESS: _____ CONTACT NAME: _____

ADDRESS: _____

AMOUNT OF CONTRACT: _____ TELEPHONE NO.: _____

TYPE OF WORK: _____ FAX NUMBER: _____

SECTION 8.14

CERTIFICATE OF EQUIPMENT

The Contractor hereby certifies that: _____
are the owner or lessee of the equipment necessary for the execution of this Contract, and further
certifies that _____
are fully prepared with the necessary capital, material and machinery to conduct this work as herein specified.

THIS FORM MUST BE SUBMITTED IN ENVELOPE MARKED BIDDING DOCUMENTS

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SECTION 8.15

ACCEPTANCE OF OFFER

BID NO. _____

TO:

Your offer in the amount of _____ as submitted for the above noted Bid is hereby accepted, having been approved by action of the action of the Legislature of the County of Rockland on _____ by Resolution No. _____.

The Contractor is now bound to furnish the labor, materials and services contained in the Contract Documents and based upon the Bidding Documents, including all terms, conditions, specification, the scope of work, amendments, the Contractor's Offer, as accepted by the County of Rockland and in accordance with the terms stated in the Bidding Documents including the General Conditions.

Henceforth, this contract shall be referred to as a contract with the same number as the Notice to Bidders. The Contractor is cautioned not to commence any billable work or to furnish the labor, materials or services under this Contract until the Contractor receives a written Notice to Proceed from the County of Rockland. In accordance with the Contract Documents, the Contract time from the issuance of the Notice to Proceed until complete closeout of the Project shall be _____ days. The Contract time to perform the construction work shall be _____ days from the issuance of the Notice to Proceed to the Substantial Completion.

County of Rockland, a municipal corporation

Award Recommended this _____ day of _____, 202_.

**DEPARTMENT OF GENERAL SERVICES –
FACILITIES MANAGEMENT**

(Approved for the signature of the County Executive)

BY: _____

Robert H. Gruffi, P.E., LEED AP
Director, Facilities Management

Award Approved this _____ day of _____, 202_.

DEPARTMENT OF LAW

(Approved for the signature of
County Executive)

BY: _____

Eugene Bondar
Principal Assistant County Attorney

COUNTY OF ROCKLAND

BY: _____

Edwin J. Day
County Executive

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SECTION 8.16

**PROJECT LABOR AGREEMENT
SIGNATORY FORM**

(If Applicable)

By its signature hereto, the undersigned Contractor agrees to be bound on this (date)_____ to the Scope and Work described in the Contract and Project Labor Agreement covering specific construction work at the _____. The Contractor agrees to comply with all terms and conditions of the Project Labor Agreement applicable to it for its Scope of Work under the Contract at the Project. The Contractor understands and agrees that this signature page shall become a part of the Project Labor Agreement signifying the Contractor's agreement to be bound by it.

Company Name: _____

CORPORATE SEAL

Company Officer: _____
(Print Name)

Signature of Company Officer: _____

Title: _____

Date: _____

THIS FORM MUST BE SUBMITTED IN THE ENVELOPE MARKED BIDDING DOCUMENTS