

SECTION 00 4100.4

BID FORM – CONTRACT #4 HVAC

THE PROJECT AND THE PARTIES

TO:

Warwick Valley Central School District
225 West Street Ext.
Warwick, NY 10990

FOR:

**HIGH SCHOOL – RENOVATIONS, FIELD WORK, ROOFING AND EXTERIOR
BATHROOM BUILDING**

CONTRACT #4 – HVAC

ENGINEER'S PROJECT NUMBER: 05-21-04 and 05-20-06

DATE: _____ (BIDDER TO ENTER DATE)

SUBMITTED BY:

Bidder's Full Name _____
Address _____
City, State, Zip _____
Contact Name _____ Phone _____

1.01 OFFER

- A. Having examined the Place of The Work and all matters referred to in the Bidding Requirements and the Contract Documents prepared by Eisenbach and Ruhnke Engineering, P.C. for the above-mentioned project, we, the undersigned, hereby offer to enter into a Contract to perform HVAC Construction for the Sum of:

B. BASE BID

1. The Base Bid of this proposal for all work required by the Contract Documents for Contract #4 is as follows:

(\$ _____) DOLLARS

C. ALLOWANCE(S)

1. The Total Allowance as indicated in Section 01 2100 - Allowances is as follows:

(\$ _____) DOLLARS

D. TOTAL BID

1. The Total Base Bid of this Proposal for all work required by the Contract Documents for Contract #4 is as follows:

(\$ _____) DOLLARS

(The Total Base Bid is sum of 1.01.B1 and 1.01.C.1)

- E. The undersigned further understands and agrees that he is to furnish and provide all necessary material, machinery, plant, implements, tools, labor, services, skill and other items of whatever nature required, and to do and perform all the work necessary under the Contract, to complete the work in accordance with the drawings and specifications and any addenda thereto, and to accept in full compensation therefore the amount of the Total Base Bid stated, modified by such additive or deductive alternatives, if any are accepted by the Owner.

- F. All Allowances described in Section 01 2100 are included in Bid Sum.
- G. We have included the required security deposit as required by the Instruction to Bidders.
- H. All applicable federal taxes are included, and State of New York taxes are included in the Bid Sum.

1.02 ACCEPTANCE

- A. This offer shall be open to acceptance and is irrevocable for forty-five (45) days from the bid closing date.
- B. If this bid is accepted by Warwick Valley CSD within the time period stated above, the Contractor will:
 - 1. Execute the Agreement within seven days of receipt of Notice of Award.
 - 2. Furnish the required bonds within seven days of receipt of Notice of Award.
- C. If this bid is accepted within the time stated, and the Contractor fails to commence the Work or we fail to provide the required Bond(s), the security deposit shall be forfeited as damages to Warwick Valley CSD by reason of the Contractor's failure, limited in amount to the lesser of the face value of the security deposit or the difference between this bid and the bid upon which a Contract is signed.

1.03 REJECTION OF BIDS

- A. The undersigned agrees that the Owner shall have the right to accept or reject any or all bids.

1.04 CONTRACT TIME

- A. If this Bid is accepted, the Contractor will:
 - 1. Complete all the work covered by this Proposal with a commencement date of NO EARLIER THAN Award of Contract by Owner. Work shall be phased as indicated in Section 01 1000 Summary of Contract. Failure to complete each phase of work by dates indicated will result in damages being assessed as stated in the Bidding Requirements.

1.05 CHANGES TO THE WORK

- A. Refer to General Conditions.

1.06 ADDENDA

- A. The following Addenda have been received. The modifications to the Bid Documents noted below have been considered and all costs are included in the Bid Sum.
 - 1. Addendum # _____ Dated _____.
 - 2. Addendum # _____ Dated _____.
 - 3. Addendum # _____ Dated _____.

1.07 BID FORM SUPPLEMENTS

- A. The following information is included with Bid submission:
 - 1. Document 00 4101 - Statement of Surety's Intent.
 - 2. Document 00 4336 - List of Subcontractors
 - 3. Document 00 4430 - Hold Harmless Agreement.
 - 4. Document 00 4546 - Certification Regarding the Iran Disinvestment Act
 - 5. Document 00 4476 - Insurance Certification.
 - 6. Section 00 6000 - Project Forms Bid Bond.

1.08 NON-COLLUSIVE BIDDING CERTIFICATION

- A. By submission of this bid or proposal:
 - 1. The undersigned bidder and the person or persons signing on behalf of the bidder, and should this bid be a joint bid, each party thereto, certifies as to its own organization, under penalty of perjury, that to the best of his/her knowledge and belief:
 - a. 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.

- b. 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.
- c. 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.

1.09 BIDDER'S FURTHER AFFIRMATION AND DECLARATION

- A. The above name bidder and should this bid be a joint bid each party thereto, further affirm and declares:
 - 1. That said bidder is of lawful age and the only one interested in this bid; and that no other person, firm or corporation, except those herein above named, has any interest in this bid or in the contract proposed to be entered into.
 - 2. That this bid is made without any understanding, agreement or connection with any other person, firm, or corporation making a bid for the same work, and is in all respects fair and without collusion or fraud.
 - 3. That said bidder is not in arrears to the Warwick Valley CSD upon debt or contract, and is not a defaulter, as surety or otherwise upon any obligation to the said Warwick Valley CSD
 - 4. That no member of the Warwick Valley CSD or any officer or employee of the Warwick Valley CSD or person whose salary is payable in whole or in part from the Warwick Valley CSD treasury, or the spouse of any foregoing is or shall be or become interested, directly or indirectly, as a contracting party, partner, stockholder, surety or otherwise, in this bid, or in the performance of the Contract, or in the supplies, materials or equipment and work or labor to which it relates, or in any portion of the profits thereof.
 - 5. That he/she has carefully examined the site of the work and that, from his/her own investigations, he/she has satisfied him/herself as to the nature and location of the work, and character, quality and quantity of materials, and all difficulties likely to be encountered, the kind and extent of equipment and other facilities needed for the performance of the work, the general and local conditions, and all other items which may, in any way, affect the work or its performance.
 - 6. That if a corporation, this bid or proposal containing the Non-Collusive Binding Certification and the foregoing Affirmation and Declaration has been authorized by the Board of Directors of such Corporation, which authorization includes the signing and submission of this bid or proposal and the inclusion therein of the said Certificate of Non-Collusion and Affirmation and Declaration as the Act and Deed of the Corporation.

1.10 BID FORM SIGNATURE(S)

The Corporate Seal of

(Bidder - print the full name of your firm)

was hereunto affixed in the presence of:

(Authorized signing officer, Title)

(Seal)

(Authorized signing officer, Title)

If the Bid is a joint venture or partnership, add additional forms of execution for each member of the joint venture in the appropriate form or forms as above.

Subscribed and sworn before me this day of ____ 20____

Notary Public: _____

My Commission Expire: _____