

SECTION 00 4120
BID FORM CONTRACT #1 HVAC

THE PROJECT AND THE PARTIES

TO:

Haldane Central School District
15 Craigsides Drive
Cold Spring, NY 10516

FOR:

Mechanical Upgrades and Related Work - Contract #1 HVAC
Haldane Central School District
15 Craigsides Drive Cold Spring, NY 10516
Architect's Project No. 19338.02

DATE: _____ (Bidder to enter date)

SUBMITTED BY: _____

Bidder's Full Name _____

Address _____

City, State, Zip _____

Contact Individual and Telephone No. _____

1.1 OFFER

A. Having examined the Place of The Work and all matters referred to in the Bidding Requirements and the Contract Documents prepared by Fuller and D'Angelo, P.C. for the above mentioned project, we, the undersigned, hereby offer to enter into a Contract to perform Contract No.1 HVAC Work for the Sum of:

1. BASE BID

a. The Base Bid of this Proposal for all work required by the Contract Documents for Contract No.1 HVAC is as follows:

_____ (\$ _____) DOLLARS

2. CASH ALLOWANCES

a. The total Cash Allowance as indicated in Section 01 2100 - Allowances is as follows:

Twelve Thousand _____ (\$12,000.00) DOLLARS

B. TOTAL BASE BID

1. The Total Base Bid of this Proposal for all work required by the Contract Documents for the Contract No.1 HVAC and Related Work work is as follows:

_____ \$ _____), DOLLARS

(The Total Base Bid is sum of 1.1.A.1.a and 1.1.A.2.a)

C. The undersigned further understands and agrees that he is to furnish and provide all the 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 as are accepted by the Owner.

D. We have included the required security Bid Bond as required by the Instruction to Bidders.

E. All applicable federal taxes are included and New York taxes are excluded from the Bid Sum.

1.2 ALTERNATE HVAC -1.

The Alternates for this Proposal required by the Contract Documents are listed in Section 01 2300.

A. Alternate No. HVAC-1 - Main Office A/C

1. The Contractor for HVAC work shall state the amount to be ADDED TO the Base Bid to provide, furnish and install all labor, equipment and material required to install new ceiling-hung air handling unit, condenser unit, distribution ductwork, window modifications, suspended acoustical ceiling, light fixtures, controls, etc. in the Main Office in accordance with the specifications and shown on the contract drawings.

_____ (\$ _____), DOLLARS

B. Alternate No. (HVAC-2) - Nurse's Office A/C

1. The Contractor for [HVAC] work shall state the amount to be ADDED TO the Base Bid to provide, furnish and install all labor, equipment and material required to install new ceiling-hung air handling unit, condenser unit, distribution ductwork, window modifications, suspended acoustical ceiling, light fixtures, controls, etc. in the Nurse's Office in accordance with the specifications and shown on the contract documents.

_____ (\$ _____), DOLLARS

C. Alternate No. (HVAC-3) - Relocate Electrical Panels

1. The Contractor for HVAC work shall state the amount to be ADDED TO the Base Bid to provide, furnish and install all labor, equipment and material required to extend electrical circuits from the Pump Room to new Electrical Panels in the adjacent Storage Room in accordance with the specifications and shown on the contract documents.

_____ (\$ _____), DOLLARS

1.3 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 Haldane Central School District within the time period stated above, we will:
 - 1. Execute the Agreement within ten (10) days of receipt of Notice of Award or five (5) days following receipt of Contract, whichever is later.
 - 2. Furnish the required bonds within ten(10) days of receipt of Notice of Award or with the executed Contract.
- C. If this bid is accepted within the time stated, and we fail to commence the Work or we fail to provide the required Bond(s), the security deposit shall be forfeited as damages to Haldane Central School District by reason of our 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.

1.4 REJECTION OF BIDS

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

1.5 CONTRACT TIME

- A. If this Bid is accepted, we 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 01 1000 Summary of Contract. Failure to complete each phase of work by dates indicated will result in liquidated damages as stated in the AIA 201-2017 General Conditions of the Contract.

1.6 CHANGES TO THE WORK

- A. Refer to Article 7 of the General Conditions.

1.7 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 _____.

1.8 BID FORM SUPPLEMENTS

- A. The following information is included with Bid submission:
 1. Bid Security.
 2. Contractors Qualification: Section 00 4401 - Qualification of Bidders.
 3. Section 00 4336 - List of Subcontractors, as required, by Non Wick's law provision.
 4. Section 00 4402 - Hold Harmless Agreement
 5. Section 00 4460 - Certification of Compliance with the Iran Disinvestment Act OR
 6. Section 00 4470 - Declaration of Bidder's Inability to Provide Certification of Compliance
 7. Section 00 4476 - Insurance Certification.
 8. Section 01 2100 - Allowances

1.9 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.

1.10 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 Haldane Central School District upon debt or contract, and is not a defaulter, as surety or otherwise upon any obligation to the said Haldane Central School District
 4. That no member of the Haldane Central School District or any officer or employee of the Haldane Central School District or person whose salary is payable in whole or in part from the Haldane Central School District 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.

1.11 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: _____

END OF BID FORM

**SECTION 00 4336
LIST OF SUBCONTRACTORS**

PARTICULARS

1.1 NEW YORK STATE WICK'S LAW

- A. Effective July 1, 2008, construction contracts of one million five hundred thousand dollars (\$1,500,000.00) or less will not require the preparation of separate contracts for plumbing and gas fitting; steam heating, hot water heating, ventilation and air conditioning apparatus; and electric wiring and standard illuminating fixtures
- B. Each bidder on a public work contract, where the preparation of separate contracts is not required, shall submit with its bid, **in a separate sealed envelope**, a list that names each subcontractor that the bidder will use to perform work on the contract, and the agreed upon amount to be paid to each for: (a) plumbing and gas fitting; (b) steam heating, hot water heating, ventilation and air conditioning apparatus; and (c) electric wiring and standard illuminating fixtures.
- C. After the low bid is announced, the sealed list of subcontractors submitted with the bid shall be opened and the names of such subcontractors shall be announced. Thereafter, any changes of subcontractors or agreed-upon amount to be paid to each shall require the approval of the Owner upon a showing of legitimate construction need for such change.
- D. The sealed lists of subcontractors submitted by all other bidders shall be returned to them unopened after the contract award.

1.2 LIST OF SUBCONTRACTORS

- A. Herewith is the list of subcontractors referenced in the bid submitted to be provide by the bidder as applicable:

(BIDDER) _____

TO (OWNER) Haldane Central School District

Dated _____ **and which is an integral part of the Bid Form.**

- A. The following work will be performed (or provided) by Subcontractors and coordinated by us:

WORK SUBJECT SUBCONTRACTOR NAME and AMOUNT:

GENERAL CONSTRUCTION _____) DOLLARS
_____ \$

PLUMBING _____) DOLLARS
_____ \$

HVAC _____) DOLLARS
_____ \$

ELECTRICAL _____) DOLLARS
_____ (\$

_____ - _____ (\$ _____) DOLLARS)

Note: If work is to be performed by bidder's own forces indicate "By Bidder".

END OF SECTION

SECTION 00 4401
QUALIFICATION OF BIDDERS

1.1 REQUIREMENTS

- A. The Undersigned certifies under oath that the information provided herein is true and sufficiently complete so as not to be misleading.
- B. With the submittal of the Bid Proposal Form, **the bidder shall attach this Qualification of Bidders** and shall answer all the questions and provide all information requested herein. Failure to answer these questions or provide information requested in full may be cause for rejection of the bidder's proposal. If more space is needed, attach additional sheets with reference to subject paragraph.
- C. The Owner reserves the right to consider, but not limited to, the financial responsibility, experience and reputation in the construction industry, as well as the specific qualifications listed below and elsewhere in this document in considering bids and awarding the contract. The Haldane Central School District reserves the right to waive any informalities if, at its discretion the interest of the Haldane Central School District will be better served.
- D. Each Company (Bidder) shall have been in existence under the same name for no less than five (5) years.
- E. Each Company (Bidder) shall have a successfully completed three (3) projects within the last five (5) years substantially **similar in scope, size, complexity and dollar value** to the work of this project.
- F. The contractor shall furnish, on the attached form, the three (3) three projects of that it has performed during the most recent five (5) years including, but not limited to, the name and address of the project, the name of the awarding entity/owner, the name of the awarding entity's/owner's representative, construction manager and architect, current telephone numbers where each can be reached, the description of the project, general scope of the contractor's work, contract price, dates of performance, whether the contract was terminated for cause or convenience, whether the contract was completed on time and whether liquidated damages were assessed against the contractor, and if so, to any items above provide a written explanation.
 - 1. The Owner reserves the right to require additional information it deems appropriate concerning the history of the contractor's performance of each such contract.
- G. The final determination of whether the contractor possesses the requisite experience rests in the sole discretion of the Owner.
- H. To be considered qualified, in addition to the items listed in the Contractor's Qualification Statement, bidder must demonstrate to the Owner's satisfaction:
 - 1. The company in whose name the bid is submitted has no less than the previous five (5) years performing or coordinating the Work which they are bidding on.
 - 2. The bidder is capable of and intends and intends to perform the work with its own employees in accordance with Article 5.2.5 of the General Conditions.
 - 3. The bidder is capable of and intends to perform the work with its own employees in accordance with the following:
 - a. Notwithstanding any other provisions of the Contract Documents of the field work by its own employees Contractors for HVAC and Security shall perform at least seventy-five (75)% of the field work by its own employees.
 - b. For the purpose of the preceding paragraph, any part of the work performed by supervisory personnel (persons above level of foreman) or by the office personnel and such items as bonds, certificates, shop drawings and similar items **shall not** be considered part of the percentage of work required to be performed by the Contractor's employees.
 - 4. The bidder will perform the work with sufficient personnel as required to comply with the schedule.
 - 5. Each subcontractor must have a minimum of five (5) years experience in the work and/or applicable trade.

6. Field Superintendent must have at least five (5) years experience as a working field superintendent and must speak English or have a translator available at all times at no cost to the Owner.

1.2 QUESTIONNAIRE:

Submitted to: Haldane Central School District
Address: 15 Craigsides Drive
City/Town: Cold Spring, NY 10516
Submitted By: _____
Corporation _____ Partnership _____ Individual _____
Address: _____
Principal Office: _____
Other: _____
Name of Project: Mechanical Upgrades and Related Work Contract No.1 HVAC Haldane Central School District
Main Building Contract No. 2 Security
Type of Work: (file separate for each Contract)

1.3 ORGANIZATION

- A. How many years has your organization been in business as a Contractor? _____
 1. How many years has your organization been in business under its present business name? _____
 2. Under what other or former names has your organization operated?

- B. What is the firm's bonding range?
Single _____
Aggregate _____
- C. If your organization is a corporation, answer the following:
 1. Date of Incorporation: _____
 - a. State of Incorporation: _____
 - b. President's Name: _____
 - c. Vice-president's name(s): _____
 - d. Secretary's name: _____
 - e. Treasurer's name: _____
- D. If your organization is a partnership, answer the following:
 1. Date of organization: _____
 - a. Type of partnership (if applicable): _____
 - b. Name(s) of general partner(s):

- E. If your organization is individually owned, answer the following:
 1. Date of organization: _____
 2. Name of owner: _____
- F. If the form of your organization is other than those listed above, describe it and name the principals:

1.4 OWNERSHIP, MANAGEMENT, AFFILIATION

- A. Identify each person who is or has been, within the past five years, an owner of 5.0% or more of the firm's shares, one of the five largest shareholders, a director, an officer, a partner or the proprietor, or a managerial employee.

First Name: _____ MI _____ Last Name _____ DOB _____

% Owned: __ Director: Yes __ No __ Officer: Yes __ No __ Title _____ Partner: Yes __ No __

First Name: _____ MI _____ Last Name _____ DOB _____

% Owned: __ Director: Yes __ No __ Officer: Yes __ No __ Title _____ Partner: Yes __ No __

First Name: _____ MI _____ Last Name _____ DOB _____

% Owned: __ Director: Yes __ No __ Officer: Yes __ No __ Title _____ Partner: Yes __ No __

- B. Joint Ventures: Provide information for all firms involved. Fill in name, % owned, office held; indicate by Y or N whether director, officer, partner and title

First Name: _____ MI _____ Last Name _____ DOB _____

% Owned: __ Director: Yes __ No __ Officer: Yes __ No __ Title _____ Partner: Yes __ No __

First Name: _____ MI _____ Last Name _____ DOB _____

% Owned: __ Director: Yes __ No __ Officer: Yes __ No __ Title _____ Partner: Yes __ No __

First Name: _____ MI _____ Last Name _____ DOB _____

% Owned: __ Director: Yes __ No __ Officer: Yes __ No __ Title _____ Partner: Yes __ No __

- C. Has the firm or any firm listed in response to questions above defaulted or been terminated and its surety called upon to complete, any contract awarded within the past five years Yes __ No __ If yes, give date(s), agency (ies)/owner(s), project(s), contract numbers, and describe including the result:

- D. List below any projects performed by the bidder in the past five (5) years on which any of the following events occurred:
1. Were any extension of time were requested by the contractor, Yes __ No __ and were such requests granted? Yes __ No __
 2. Was litigation and/or arbitration commenced by either the Owner or the bidder as a result of the work of the project performed by the bidder? Yes __ No __
 3. Were any liens filed on the project by subcontractors or material suppliers of the bidder? Yes __ No __
 4. Did the bidder make any claims for extra work on the project, and did said claim result in a change order? Yes __ No __
 5. If Yes:

Project Name/Address _____

Type of Event _____

Name & Phone # of Owner: _____

Contact Person at Owner: _____

- E. For all contracts within the past five years: (a) List all liens or claims over \$25,000 filed against the firm and remaining undischarged or unsatisfied for more than 90 days; and (b) list and describe all liquidated damages assessed: _____

1.5 FINANCIAL INFORMATION

- A. Submit firm's most recent annual financial statement and Dun and Bradstreet Report..

1.6 OTHER INFORMATION

- A. Within the past five years has the firm, any affiliate, any predecessor company or entity or any person identified in questions number 1.1 through 1.2 above been the subject of any of the following: (Respond to each question and describe in detail the circumstances of each affirmative answer: (Attach additional pages if necessary).
1. A judgment of conviction for any business-related conduct constituting a crime under state or federal law No__ Yes__
 2. A criminal investigation or indictment for any business-related conduct constituting a crime under state or federal law? No__ Yes__
 3. A grant of immunity for any business-related conduct constituting a crime under state and federal law? No__ Yes__
 4. A federal or state suspension or debarment? No__ Yes__
 5. A rejection of any bid for lack of qualifications, responsibility or because of the submission of an informal, non-responsive or incomplete bid? No__ Yes__
 6. A denial or revocation of prequalification? No__ Yes__
 7. A voluntary exclusion from bidding/contracting agreement? No__ Yes__
 8. Any administrative proceeding or civil action seeking specific performance or restitution in connection with any public works contract except any disputed work proceeding? No__ Yes__
 9. An OSHA Citation and Notification of Penalty containing a violation classified as serious? No__ Yes__
 10. An OSHA Citation or Notification of Penalty containing a violation classified as willful? No__ Yes__
 11. A prevailing wage or supplement payment violation? No__ Yes__
 12. A State Labor Law violation deemed willful? No__ Yes__
 13. Any other federal or state Citations, Notices, violation orders, pending administrative hearings or proceedings or determinations of a violation of any labor law or regulation? No__ Yes__
 14. Any criminal investigation, felony indictment or conviction concerning formation of or any business association with, an allegedly false or fraudulent women's, minority or disadvantaged business enterprise? No__ Yes__
 15. Any denial, desertification, revocation or forfeiture of Women's Business Enterprise, Minority Business Enterprise or Disadvantaged Business Enterprise status? No__ Yes__
 16. Rejection of a low bid on a State contract for failure to meet statutory affirmative action M/WBE requirements? No__ Yes__
 17. A consent order with the NYS Department of Environmental Conservation or a federal, state or local government enforcement determination involving a violation of federal or state environmental laws? No__ Yes__
 18. Any bankruptcy proceeding? No__ Yes__
 19. Any suspension or revocation of any business or professional license? No__ Yes__
 20. Any citations, notices, violation orders, pending administrative hearings or proceedings or determinations for violation of hearings or proceedings or determinations for violation of:
 - a. Federal, state or local health laws, rules or regulations? No__ Yes__
 - b. Federal, state or local environmental laws, rules and regulations? No__ Yes__
 - c. Unemployment insurance or workers compensation coverage or claim requirements. No__ Yes__
 - d. ERISA (Employee Retirement Income Security Act) No__ Yes__
 - e. Federal, state or local human rights laws. No__ Yes__
 - f. Federal, state or local labor laws. No__ Yes__
 - g. Federal or state security laws. No__ Yes__
 - h. Withdrawal or an agreement to withdraw a bid submitted to a public owner or a request by a public owner to withdraw a bid? No__ Yes__

- B. During the five year period preceding the submissions of this bid, has the bidder been named as a party in any lawsuit in an action involving a claim for personal injury or wrongful death arising from performance of work related to any project in which it has been engaged? If the answer to this question is yes, list all such lawsuits, the index number associated with said suit and the status of the lawsuit at the time of the submission of this bid. No__ Yes_
- C. During the five year period preceding the submission of this bid, has the bidder been the subject of proceedings before the Department of Labor for alleged violations of the Labor Law as it relates to the payment of prevailing wages and/or supplemental payment requirements? If the answer to this question is yes, please list each such instance of the commencement of a Department of Labor proceeding, for which project such proceeding was commenced, and the status of the proceeding at the time of the submission of this bid. No__ Yes_
- D. During the five year period preceding the bidder's submission of this bid, has the bidder been the subject of proceedings involving allegations that it violated the Worker's Compensation Law including but not limited to the failure to provide proof of worker's compensation or disability coverage and/or any lapses thereof. If the answer to this question is yes, list such instance of violation and the status of the claimed violation at the time of disposition of this bid. No__ Yes_
- E. Has the bidder, its officers, directors, owner and/or managerial employees been convicted of a crime or been the subject of a criminal indictment during the five years preceding the submission of this bid? If the answer to this question is yes, list the name of the individual convicted or indicted the charge against the individual and the date of submission of the charge. No__ Yes_
- F. During the five year period preceding the bidder's submission of this bid, has the bidder been charged with and/or found guilty of any violations of federal, state, or municipal environmental and/or health laws, codes, rules and/or regulations. If the answer to this question is yes, list the nature of the charge against the bidder, the date of the charge, and the status of the charge at the time of the submission of this bid. No__ Yes_
- G. Has the bidder ever defaulted or had its surety called upon to complete any contract awarded within the past five years. If the answer to this question is yes, list the projects, the dates and the nature of the termination (convenience, suspension, for cause). No__ Yes_
- H. Has any officer or partner of the bidder's organization ever defaulted or had its surety called upon to complete any contract awarded within the past five years or been an officer or partner of some other organization that has been terminated from a project by an owner? If yes, state: No__ Yes_
- I. Name of Individual(s) _____ Name of Organization(s) Reason(s)

1.7 LICENSING

- A. List jurisdictions and trade categories in which your organization is legally qualified to do business, and indicate registration of license numbers, if applicable. _____

- B. List jurisdictions in which your organization's partnership or trade name is filed: _____

- C. Has any director, officer, owner or managerial employee had any professional license suspended or revoked? If the answer is yes, list the name of the individual, the professional license he/she formally had, whether the license was revoked or suspended and the date of the revocation or suspension. No__ Yes_

1.8 EXPERIENCE

- A. List the categories of work that your organization will perform with its own forces: _____

- B. Claims and Suits. (If the answer of any of the questions below is yes, please attach details.)

1. Have you or has any director, officer, owner or managerial employee ever failed to complete any work awarded to them? If yes, list the project(s) the date(s) and the reason(s) for the failure to complete. No__ Yes__
 2. Are there any judgments, claims, arbitration proceedings or suits pending or outstanding against your organization or its officers? No__ Yes__
 3. Has your organization filed any law suits or requested arbitration with regard to construction contracts within the last five years? No__ Yes__
 4. Within the last five years, has any officer or principal of your organization ever been an officer or principal of another organization when it failed to complete a construction contract? (If the answer is yes, please attach details.) No__ Yes__
- C. On a separate sheet, list all construction projects presently your organization has in progress or completed, giving the name of project, owner, architect, contract amount, percent complete and scheduled completion date.
- D. State total worth of work in progress and under contract: _____
- E. On a separate sheet, list all projects, not listed above, that your organization has completed or in progress in the past five years, giving the name of the project, owner, architect, contract amount, date of completion and percentage of the cost of the work performed with your own forces.
- F. State average annual amount of construction work performed during the past five years: _____
- G. On a separate sheet, list the construction experience and present commitment of the key individuals of your organization.

1.9 APPRENTICE PROGRAM

- A. Has the Firm have in place apprenticeship agreements appropriate for the type and scope of work to be performed, that have been registered with, and approved by, the Commissioner of the New York State Department of Labor pursuant to the requirements found in Article 23 of the Labor Law. No__ Yes__

1.10 REFERENCES

- A. Trade reference: _____
- B. Bank references: _____
- C. Surety: _____
1. Name of present bonding company: _____
 2. Name and address of agent: _____
 3. Name or previous bonding company: _____

1.11 CERTIFICATION

- A. The undersigned recognizes that this questionnaire is submitted for the purpose of the Haldane Central School District awarding a contract or approving a subcontract; acknowledges that the Owner may in its discretion, by means which it may choose, determine the truth and accuracy of all statements made herein; acknowledge that intentional submission of false or misleading information may constitute a felony under Penal Law §210.40 or a misdemeanor under Penal Law §210.35 or §210.45, and may also be punishable by a fine of up to \$10,000 or imprisonment of up to five years under 18 U.S.C. §1001; and states that the information submitted in this questionnaire any attached pages is true, accurate and complete.

Dated at this day of _____

Name of Organization: _____

By: _____ Title _____

being duly sworn deposes and says that the information provided herein is true and sufficiently complete so as not to be misleading. Subscribed and sworn before me this day of: _____

Notary Public: _____ My Commission Expire: _____

1.12 See Project Information Form attached.

Project Name: _____

Company work was performed under: _____

Who was Co. Principal in charge: _____

Location: _____

Cost of Contract: _____ **Final Cost of Work:** _____

Description of work: _____

Owners Name: _____

Owner Contact: Name _____ **phone** _____ **e.mail** _____

CM Name(if applicable): _____

CM Contact: Name _____ **phone** _____ **e.mail** _____

Architect Firm: _____

Architect Contact: _____ **phone** _____ **e.mail** _____

Project Name: _____

Company work was performed under: _____

Who was Co. Principal in charge: _____

Location: _____

Cost of Contract: _____ **Final Cost of Work:** _____

Description of work: _____

Owners Name: _____

Owner Contact: Name _____ **phone** _____ **e.mail** _____

CM Name(if applicable): _____

CM Contact: Name _____ **phone** _____ **e.mail** _____

Architect Firm: _____

Architect Contact: _____ **phone** _____ **e.mail** _____

Project Name: _____

Company work was performed under: _____

Who was Co. Principal in charge: _____

Location: _____

Cost of Contract: _____ **Final Cost of Work:** _____

Description of work: _____

Owners Name: _____

Owner Contact: Name _____ **phone** _____ **e.mail** _____

CM Name(if applicable): _____

CM Contact: Name _____ **phone** _____ **e.mail** _____

Architect Firm: _____

Architect Contact: _____ **phone** _____ **e.mail** _____

END OF SECTION

SECTION 00 4402
HOLD HARMLESS AGREEMENT

_____ herein the
"CONTRACTOR" assumes responsibility for any and all injury to or death of any and all persons, including the CONTRACTOR'S agents, servants and employees, and in addition thereto, for any and all damages to property caused by or resulting from or arising out of any act or omission in connection with this contract or the prosecution of work hereunder, whether caused by the CONTRACTOR or the CONTRACTOR'S agents, servants or employees, or the CONTRACTOR'S subcontractors or suppliers, and the CONTRACTOR shall indemnify and hold harmless the Haldane Central School District, and the (engineer/architect) Fuller and D'Angelo, P.C. their employees and consultants from and against any and all loss and/or expense which they or either of them may suffer or pay as a result of claims or suits due to, because of or arising out of any and all such injuries, deaths and/or damage. The CONTRACTOR if requested, shall assume and defend at the CONTRACTOR'S own expense, any suit, action or other legal proceedings arising therefrom, and the CONTRACTOR hereby agrees to satisfy, pay and cause to be discharged of record any judgment which may be rendered against the owner or architect arising therefrom.

Dated at _____ this day of 202__ .

Signed, Sealed and Delivered SIGNED

Name _____

Title _____

in the presence of by:

Name _____ Title _____

SECTION 00 4460
CERTIFICATION OF COMPLIANCE WITH THE IRAN DISINVESTMENT ACT

As a result of the Iran Divestment Act of 2012 (the "Act"), Chapter 1 of the 2012 Laws of New York, a new provision has been added to State Finance Law (SFL) § 165-a and New York General Municipal Law § 103-g, both effective April 12, 2012. Under the Act, the Commissioner of the Office of General Services (OGS) will be developing a list of "persons" who are engaged in "investment activities in Iran" (both are defined terms in the law) (the "Prohibited Entities List"). Pursuant to SFL § 165-a(3)(b), the initial list is expected to be issued no later than 120 days after the Act's effective date at which time it will be posted on the OGS website.

By submitting a bid in response to this 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 thereto, 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 pursuant to 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 School District receive information that a Bidder/Contractor is in violation of the above-referenced certification, the School District 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 90 days after the determination of such violation, then the School District 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 School District reserves the right to reject any bid or request for assignment for a Bidder/Contractor that appears on the Prohibited Entities List prior to the award of a contract and to pursue a responsibility review with respect to any Bidder/Contractor that is awarded a contract and subsequently appears on the Prohibited Entities List.

I, _____, being duly sworn, deposes and says that he/she is the _____ of the _____ Corporation and that neither the Bidder/ Contractor nor any proposed subcontractor is identified on the Prohibited Entities List.

SIGNED

SWORN to before me this

_____ day of _____ 201__

Notary Public: _____

END OF SECTION

SECTION 00 4470
DECLARATION OF BIDDER'S INABILITY TO PROVIDE CERTIFICATION OF COMPLIANCE WITH
THE IRAN DIVESTMENT ACT.
WITH THE IRAN DIVESTMENT ACT

Bidders shall complete this form if they cannot certify that the bidder /contractor or any proposed subcontractor is not identified on the Prohibited Entities List. The District reserves the right to undertake any investigation into the information provided herein or to request additional information from the bidder.

Name of the Bidder: _____

Address of Bidder: _____

Has bidder been involved in investment activities in Iran? _____

Describe the type of activities including but not limited to the amounts and the nature of the investments (e.g. banking, energy, real estate)

If so, when did the first investment activity occur? _____

Have the investment activities ended? _____

If so, what was the date of the last investment activity? _____

If not, have the investment activities increased or expanded since April 12, 2012? _____

Has the bidder adopted, publicized, or implemented a formal plan to cease the investment activities in Iran and to refrain from engaging in any new investments in Iran? _____

If so, provide the date of the adoption of the plan by the bidder and proof of the adopted resolution, if any and a copy of the formal plan. _____

In detail, state the reasons why the bidder cannot provide the Certification of Compliance with the Iran Divestment Act below (additional pages may be attached):

I, _____ being duly sworn, deposes and says that he/she is the
_____ of the _____ Corporation and the foregoing
is true and accurate.

SIGNED

SWORN to before me this

_____ day of _____

201__

Notary Public: _____

BIDDERS SHALL COMPLETE THIS FORM IF THEY CANNOT CERTIFY THAT THE BIDDER
/CONTRACTOR OR ANY PROPOSED

FULLER AND D'ANGELO, P.C.
ARCHITECTS AND PLANNERS

