



RENSSELAER COUNTY BUREAU OF CENTRAL SERVICES

STEVEN F. McLAUGHLIN
COUNTY EXECUTIVE

JAMES R. GORDON
DIRECTOR

July 27, 2018

Peter Bette, Member
Bette & Cring, LLC
22 Century Hill Drive, Suite 201
Latham, New York 12110

RE: RFB-18-25 Rensselaer County Office Building Ramps and Stairs Reconstruction Project
CPL 11976.03: **Notice of Award and Notice to Proceed**

Dear Mr. Cring:

The Rensselaer County Engineering Department is in receipt of the Executed Construction Agreements, Performance & Payment Bonds and Insurance Certificates for Bette & Cring, LLC, as required for the above-referenced bid.

Consequently, the Rensselaer County Engineering Department has advised the Bureau of Central Services to issue the Notice to Proceed with Work letter. Final arrangements to conduct work shall be made through Wayne Bonesteel, County Engineer, who may be reached at (518) 283-0973.

Sincerely,

A handwritten signature in cursive script that reads "Christine M. Mariano".

Christine M. Mariano
Deputy Director

cc: James R. Gordon, Director of Central Services
Lori A. Ruffinen, County Auditor
Wayne Bonesteel, County Engineer
Resolution: G/304/18

SECTION 004010 - FORM OF PROPOSAL – GENERAL CONSTRUCTION

To: Bureau of Central Services Dated: 4/26/18
County Office Building
1600 7th Avenue
Troy, NY 12180

From: Bette & Cring, LLC
22 Century Hill Drive, Suite 201 (Name of Bidder)
Latham, NY 12110 (Address of Bidder)

1.1 GENERAL

A. Pursuant to, and in compliance with, the Procurement and Contracting Requirements, Conditions of the Contract, relative thereto and all of the Contract Documents, including any 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, Bette & Cring, LLC having visited the site and being familiar with all conditions and requirements of the Work, ___ hereby propose to furnish all plant, labor, supplies, materials and equipment incidental to GENERAL CONSTRUCTION WORK as required by and in strict accord with the applicable provisions of the Drawings and Specifications entitled RENSSELAER COUNTY - COUNTY OFFICE BUILDING RAMPS AND STAIRS RECONSTRUCTION all 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:

Four hundred eighty eight thousand & 2/100 Dollars
 (\$ 488,000⁰⁰)
Base Bid.

1.2 BID GUARANTEE

A. The undersigned Bidder agrees to execute a contract for this Work in the above amount and to furnish surety as specified within 10 days after a written Notice of Award, if offered within 45 days after receipt of bids, and on failure to do so agrees to forfeit to Owner the attached cashier's check, certified check or bid bond, as liquidated damages for such failure, in the following amount constituting five percent (5%) of the Base Bid.

B. In the event Owner does not offer Notice of Award within the time limits stated above, Owner will return to the undersigned the cash, cashier's check, certified check, U.S. money order, or bid bond.

1.3 TIME OF COMPLETION

A. It is agreed by the undersigned that after receipt of a Notice of Award and a consummation of a Contract Agreement in accord with the terms of the Contract Documents, he will start work within 10 consecutive calendar days of this notice to proceed and fully complete the work as indicated in the project schedule.

21/1/41

1000
1000

— 1000 + 1000 = 2000
= 2000

1.4 ALLOWANCES (Reference specification section 012100)

- A. Specified Allowance as indicated in Specification Section 012100. This amount is to be included in the Base Bid above.
1. GC-1 Contingency Allowance Amount: \$ 50,000.00

1.5 UNIT PRICES (Reference specification section 012700)

- A. Enter in unit prices from spec section 012700. (Unit prices are used in anticipation that there may be additional quantities of materials and labor not expressly indicated on the contract documents.)
- B. Unit Price No. GC-1: Sound Existing Concrete Walls \$ 200⁰⁰ per SQ. FT.

1.6 ALTERNATES (Reference specification Section 012300.)

- A. Enter a whole dollar amount, even if it is zero (\$ 0), for each ALTERNATE. Do not leave any Alternate amount blank. If any amount is blank, it will be assumed the Bidder will provide that Alternate for no change, neither increase nor decrease, in Contract Price.
- B. Alternate No. GC-1; ADD Ramp Demo and Construction of stairs in place of the ramp.
1. ADD (\$ 85,000⁰⁰)
Eighty five thousand & no/100 Dollars Dollars

1.7 BID SECURITY

- A. Bid Security in the form of a Certified or Cashier's Check or a Bid Bond in the form required by the Contract Documents is attached to and made a part of this Proposal.

1.8 IRAN DIVESTMENT ACT CERTIFICATION

- A. Contractor to submit with the bid, Iran Divestment Act Certification which hereto is made a part of this Form of Proposal and is attached at the end of this Form of Proposal.

1.9 REPRESENTATIONS

- A. By submitting this Proposal the Bidder represents and certifies to the Owner and the Architect that
1. It has examined the Contract Documents, the site of the proposed Work, is familiar with the local conditions at the place where the Work is to be performed and fully comprehends the requirements and intent of the plans and specifications for this Project in accordance with the drawings, specifications and other Contract Documents prepared by Clark Patterson Lee the Owners Consultant, for this Project.
 2. It has examined and reviewed, where applicable, all information and data in the Contract Documents related to existing underground facilities at or contiguous to the site. Bidder shall require of the Owner or Architect no further investigations, explorations, tests or reports with respect to such underground facilities in order for the Bidder to perform the Work of the Proposal within the Contract Time and in accordance with the Contract Documents.
 3. It has given notice to the Architect, as required by the Contract Documents of any and all discrepancies it has discovered and accepts the resolution of those discrepancies offered by the Architect.
 4. Pursuant to New York State General Municipal Law section 103-d, by submission of this bid, each bidder and each person signing on behalf of any bidder certifies, and in the case

3/23/10

3/23/10 as per [unclear] - [unclear]

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:

- a. The prices in this bid have been arrived at independently without collusion, 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 be knowingly disclosed by the bidder prior to opening, directly or indirectly, to any other bidder or competitor; and
 - c. No attempt has been made or will be made by bidder to induce any other person, partnership or corporation to submit or not to submit a bid for the purpose of restricting competition.
5. The proposal is based upon the materials, equipment and systems required by the Contract Documents, without exception, unless otherwise set forth in this Proposal in detail.

1.10 CHANGE ORDERS

- A. We propose and agree that the above lump 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.

1.11 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.

1.12 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.

1.13 AFFIRMS

- A. The undersigned affirms and agrees that this Proposal is a firm one which remains in effect and will be irrevocable for a period of forty-five (45) days after opening of Bids.

1.14 TYPE OF BUSINESS

- A. The undersigned hereby represents that it is a 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.

1.15 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: Peter Bette

Name of Business or Firm: Bette & Cring, LLC

Address: 22 Century Hill Drive, Suite 201

Address: Latham, NY 12110

Telephone: 518-213-1010 Fax 518-213-1050

Email Address: pbette@bettecring.com

FEIN: Federal Employer Identification No.: 16-1562780

1.16 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.

1.17 ADDENDA

A. Any addenda issued by the Architect and mailed or delivered to the undersigned prior to the Bid opening date shall become part of the Contract Documents. The Bidder shall enter on this list any addenda issued after this Form of Proposal has been received and shall fill in the addenda number and date.

Addendum # 1 Dated: 4/16/18

Addendum # 2 Dated: 4/24/18

Addendum # _____ Dated: _____


Addendum # _____ Dated: _____

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1.18 ASBESTOS

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

1.19 AUTHORIZED SIGNATURES FOR PROPOSALS

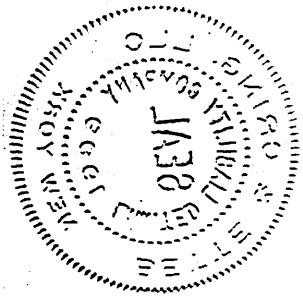
Signature: 
Name: Peter Bette
(Typed or Printed)
Title: Member
Firm: Bette & Cring, LLC
(Legal Name of Person, Single Proprietorship, Partnership, or Corporation)
Date: 4/26/18



(if Corporation, provide seal above)

[Handwritten signature]

211-115



1.20 IRAN DIVESTMENT ACT CERTIFICATION

By submission of this bid, (DL & AV Equip 1315), or by assuming the responsibility of a Contract awarded hereunder, each bidder and each person signing on behalf of any bidders, 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 its knowledge and belief:

That each bidder/contractor/assignee is not on the "Entities Determined To Be Non-Responsive Bidders/Offerers Pursuant to The New York State Iran Divestment Act of 2012" list created pursuant to paragraph (b) subdivision 3 of section 165-a of the New York State Finance Law and posted on the OGS website at <http://www.ogs.ny.gov/about/regs/docs/ListofEntities.pdf> and further certifies that it will not utilize on such Contract any subcontractor that is identified on the Prohibited Entities List. Additionally, Bidder/Contractor is advised that should it seek to renew or extend a Contract awarded in response to the solicitation, it must provide the same certification at the time the Contract is renewed or extended. (See Article 10 in the Instructions to Bidders.)

NAME OF COMPANY: Bette & Cring, LLC
Individual or Legal Name of Firm or Corporation

MAILING ADDRESS: 22 Century Hill Drive, Suite 201

CITY/STATE/ZIP CODE: Latham, NY 12110

BY: *[Signature]*
Signature of Representative of Firm or Corporation

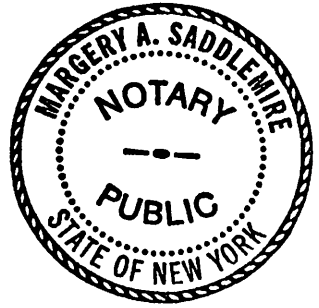
NAME: Peter Bette TITLE: Member
Please Print Please Print

DATED: 4/26/18

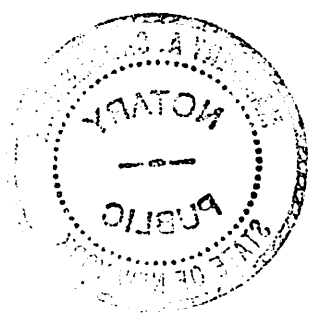
SWORN to before me this
26 day of April 2018

Notary Public: *[Signature]*

MARGERY A. SADDLEMIRE
Notary Public, State of New York
No. 01SA6037524
Qualified in Albany County
Commission Expires February 22, 2022



[Handwritten signature]



MARGERY A. SADDLEMYRE
Notary Public, State of New York
No. 012A6037524
Qualified in Albany County
Commission Expires February 22, 20__

NON-COLLUSION BIDDING CERTIFICATION

By submission of this Bid or Proposal, the Bidder certifies that:

- A. This Bid Proposal has been independently arrived at without collusion with any other Bidder or with any Competitor or Potential Competitor.
- B. This Bid or Proposal has not been knowingly disclosed and will not be knowingly disclosed prior to the opening of Bids or Proposals for this project to any other Bidder, Competitor or Potential Competitor.
- C. No attempt has been or will be made to include any other person, partnership or corporation to submit or not to submit a Bid or Proposal.
- D. The person signing this Bid or Proposal certifies that he has fully informed himself regarding the accuracy of the statements obtained in this certification and, under the penalties of perjury, affirms the truth thereof such penalties being applicable to the Bidder as well as to the person signing on its behalf.
- E. That attached hereto (if a Corporate Bidder) is a certified copy of the Resolution authorizing the execution of this certificate by the signatory of this Bid or Proposal on behalf of the Corporate Bidder.

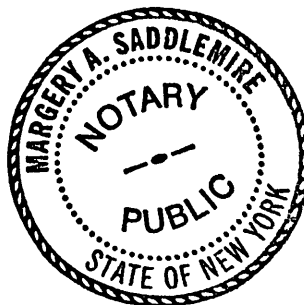
The above bid is hereby respectfully submitted:

DATE 4/26/18 SIGNATURE: *P. Bette*

TYPE NAME AND COMPANY POSITION: Peter Bette, Member
COMPANY NAME: Bette & Cring, LLC

Signed to before me this 26
day of April, 2018
[Signature]
NOTARY PUBLIC

MARGERY A. SADDLEMIRE
Notary Public, State of New York
No. 01SAG037524
Qualified in Albany County
Commission Expires February 22, 2022

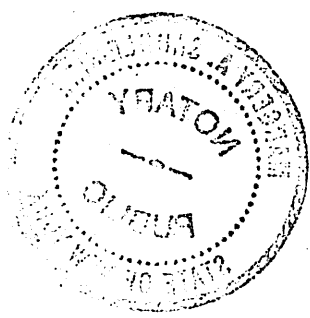


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MARGERY A. SADDLEMIRE
Notary Public, State of New York
No. 01248032584
Qualified in Albany County
Commission Expires February 23, 2010

CORPORATE BIDDER RESOLUTION

IN THE CASE OF CORPORATE BIDDERS A RESOLUTION IN THE FOLLOWING FORM MUST ACCOMPANY THE BIDS.

Resolved that Peter Bette be authorized to sign and submit the bid or proposal of this corporation Bette & Cring, LLC (Name of Corporation) for the following project Rensselaer County Bldg. Office Ramps & Stairs (Describe Project) and to include with such bid or proposal the certificate as to non-collusion required by section one hundred three-d 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 adopted by Bette & Cring, LLC corporation at a meeting of its board of directors held on the 5th day of January, 2018.

Date: 4/26/18
Signature: [Signature]
Name: Peter Bette
Title: Member

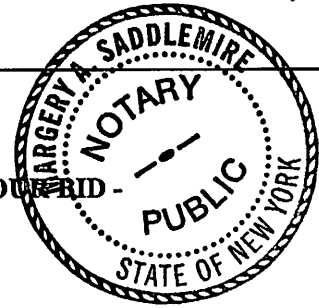
(SEAL OF CORPORATION)

ACKNOWLEDGEMENT OF CONTRACTOR, IF A ~~CORPORATION~~ **Limited Liability Company**

STATE OF NEW YORK)
COUNTY OF Albany) ss:

On the 26 day of April in the year 2018, before me personally came Peter Bette to me known, who, being by me duly sworn, did depose and say that (s)he resides at Delmar, that (s)he is the member of Bette & Cring LLC the corporation described in and which executed the above instrument; and that (s)he signed her/his name thereto by order of the Board of Directors of said corporation.

[Signature]
Notary Public



- YOU MUST SUBMIT THIS FORM WITH YOUR BID -

MARGERY A. SADDLEMIRE
Notary Public, State of New York
No. 01SA6037524
Qualified in Albany County
Commission Expires February 22, 2021



8/11/11
[Signature]

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Commission Expires February 22, 2012
Qualified in Albany County
No. 0128603254
Notary Public, State of New York
MARGERY A. SADDLEMIRE

LOCAL LAW #2,1992 - CERTIFICATE OF COMPLIANCE

Local Law No. 2 for the year 1992, adopted by the County of Rensselaer and effective as of September 1, 1992 provided for certain changes to the County's Code of Ethics, adopted originally in 1989. One of the changes provided for by the 1992 legislation affects those persons and entities who wish to do business with the County of Rensselaer. In substance, the Code of Ethics, as amended, provides as follows:

No elected public official or family member hereof, nor any partnership (or) unincorporated association in which he or she is a member or employee or in which he or she has a proprietary interest, nor any business or professional corporation of which he or she is an officer, director or legally or beneficially owns or controls more than five percent of the outstanding stock, shall have business dealings with Rensselaer County or any of its boards, agencies, commissions, authorities, districts. For purposes of this subdivision, business dealings shall include contracts with Rensselaer County, its boards, agencies, commissions, authorities, gained through competitive bidding."

For the purposes of the above section, the term "family member" means "...a spouse, child, step-child, brother, sister, parent, or dependent of Rensselaer County officer, employee, public official and party officers.

Should you have any questions concerning the foregoing, you should feel free to contact the Office of the Rensselaer County Attorney, located at the Ned Pattison Rensselaer County Government Center, 1600 Seventh Avenue, Troy, New York 12180, either in writing or by telephone. The telephone number for the County Attorney's office is (518) 270-2950. Their facsimile number is (518) 270-2951.

STATE OF NEW YORK
COUNTY OF RENSSELAER

The undersigned vendor/bidder hereby certifies and affirms to Rensselaer County, Troy, New York that it has reviewed the pertinent provisions of Local Law No. 2 of the Year 1992 for the County of Rensselaer, New York and that the undersigned vendor/bidder is not in violation of those provisions pertaining to business dealings with Rensselaer County.

- PRINT or TYPE ALL INFORMATION except "SIGNATURE" -

Bette & cring, LLC

(Name of Vendor/Company)

Peter Bette, Member

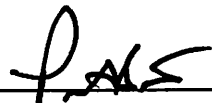
(Person authorized to sign & Title)

22 Century Hill Drive, Suite 201

(Street or Box Number)

Latham, NY 12110

(City, State, Zip Code)



(Authorized Signature)

4/26/18

(Date)

- YOU MUST SUBMIT THIS FORM WITH YOUR BID -

GENERAL MUNICIPAL LAW

S. 103.a Ground for cancellation of contract by municipal corporation and fire districts.

A clause shall be inserted in all specifications or contracts made or awarded by a municipal corporation or any public department, agency or official thereof on or after the first day of July, nineteen hundred fifty-nine or by a fire district or any agency or official thereof on or after the first day of September, nineteen hundred sixty, for work or services performed or to be performed, or goods sold or to be sold, to provide that upon the refusal of a person, when called before a grand jury to testify concerning any transaction or contract had with the state, and any political subdivision thereof, a public authority or with any public department, agency or official of the state or of any political subdivision thereof or a public authority, to sign a waiver of immunity against subsequent criminal prosecution or to answer any relevant question concerning such transaction or contract.

1. Such person, and any firm, partnership or corporation of which he is a member, partner, director or officer shall be disqualified from thereafter selling to or submitting bids to or receiving awards from or entering into any contracts with any municipal corporation or fire district, or any public department, agency or official thereof, for goods, work or services, for a period of five years after such refusal, and to provide also that
2. Any and all contracts made with any municipal corporation or any public department, agency or official thereof on or after the first day of July, nineteen hundred fifty-nine or with any fire district or any agency or official thereof on or after the first day of September, nineteen hundred sixty, by such person, and by any firm, partnership or corporation of which he is a member, partner, director or officer may be canceled or terminated by the municipal corporation or fire district without incurring any penalty or damages on account of such cancellation or termination, but any monies owing by the municipal corporation or fire district for goods delivered or work done prior to the cancellation or termination shall be paid.

The provisions of this section as in force and effect prior to the first day of September, nineteen hundred sixty, shall apply to specifications or contracts made or awarded by a municipal corporation on or after the first day of July, nineteen hundred fifty-nine, but prior to the first day of September, nineteen hundred sixty.

S. 103-b. Disqualification to contract with municipal corporations and fire districts.

Any person who, when called before a grand jury to testify concerning any transaction or contract had with the state, any political subdivision thereof, a public authority, or with a public department, agency or official of the state or of any political subdivision thereof of a public authority, refuses to sign a waiver of immunity against subsequent criminal prosecution or to answer any relevant question concerning such transaction or contract, and any firm, partnership or corporation of which he is a member, partner, director or officer shall be disqualified from thereafter selling to or submitting bids to or receiving awards from thereafter selling to or submitting bids to or receiving awards from or entering into any contracts with any municipal corporation or fire district, or with any public department, agency or official thereof, for goods, work or services, for a period of five years after such refusal or until a disqualification shall be removed pursuant to the provisions of section one hundred three-c of this article.

It shall be the duty of the officer conducting the investigation before the grand jury before which the refusal occurs to send notice of such refusal, together with the names of any firm, partnership or corporation of which the person so refusing is known to be a member, partner, officer or director, to the superintendent of public works of the State of New York, and the appropriate departments, agencies and officials of the state, political subdivisions thereof or public authorities with whom the person so refusing

and any firm, partnership or corporation of which he is a member, partner, director or officer, is known to have a contract.

S. 103-c. Statement of non-collusion in contract with municipal corporation or fire districts.

Every contract hereafter made or awarded by a municipal corporation or any public department, agency or official thereof or by a fire district or any agency or official thereof, pursuant to bid, for work or services following statement by the bidder, under penalty of perjury: Non-collusive bidding certification. The bidder certifies that: (a) the bid has been arrived at the bidder independently and has been submitted without collusion with any other vendor of materials, supplies, or equipment of the type described in the invitation for 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 the official opening of the bid.

LABOR LAW
ART. 8

LABOR LAW

220-a. Statements showing amounts due for wages and supplements to be filed-verification. Before payment is made by or on behalf of the state if any city, county, town, village or other civil division of any sum or sums due on account of a contract for a public improvement it shall be the duty of the comptroller of the state or the financial officer of the municipal corporation or other officer or person charged with the custody and disbursement of the state or corporate funds applicable to the contract under and pursuant to which payment is made to require the contractor or subcontractor to file a statement in writing in form satisfactory to such officer certifying to the amounts then due and owing from such contractor or subcontractor filing such statement to or on behalf of any and all laborers for daily or weekly wages or supplements on account of labor performed upon the work under the contract, setting forth therein the names of the persons whose wages or supplements are unpaid and the amount due to each or on behalf of each respectively, which statement so to be filed shall be verified by the oath of the contractor or subcontractor as the case may be that he has read such statement subscribed by him and knows the contents thereof, and that the same is true of his own knowledge.

220-a as last amended by L1956, C750, eff. April 1, 1956.

S 103.d Statement of non-collusion in bids and proposals to political subdivision of the state or fire district.

Every bid or proposal hereafter made to a political subdivision of the state or any public department, agency or official thereof or by a fire district or any agency or official thereof, 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. By submission of this bid or proposal, the bidder certified that: (a) this bid or proposal has been independently arrived at without collusion with any other bidder or with any competitor or potential competitor; (b) this bid or proposal has not been knowingly disclosed and will not be knowingly disclosed, prior to the opening of bids or proposals for this project, to any other bidder, competitor or potential competitor; (c) no attempt has been or will be made to induce any other person, partnership or corporation to submit or not to submit a bid or proposal; (d) the person signing this accuracy of the statements contained in this certification, and under the penalties of perjury, affirms the truth thereof, such penalties being applicable to the bidder as well as to the person signing in its behalf; (e) that attached hereto (if a corporate bidder) is a certified copy of resolution authorizing the execution of this certificate by the signator of this bid or proposal in behalf of the corporate bidder.

NYS TAX EXEMPTION STATEMENT

New York State
Department of Taxation and Finance
OTPA Sales Tax Exempt Organizations Unit
Building 8, Room 425
W.A. Harriman Campus
Albany, NY 12227

RENSSELAER COUNTY

1600 7TH AVE.
TROY, NY 12180

Gentlemen:

The Tax Law exempts New York State governmental entities, such as your organization, from the payment of sales and use taxes on their purchases.

Tax exemption numbers and the Exempt Organization Certification, Form ST-119.1 are not issued to governmental entities. In order to make tax-free purchases, your organization must present vendors with its official purchase order or other documentation which indicates that the purchase is made by and paid from the funds of a governmental entity. You may instead present a copy of this letter along to any vendor who requests a tax exemption number or an Exempt Organization Certification, Form ST- 119.1.

NOTICE TO VENDOR

This letter is not an exemption document. You are not required to collect tax from the above organization, if they present you with their purchase order or other documentation which indicates that the purchase is made by and paid from the funds of a governmental entity.

New York State Department of Tax and Finance
OTPA - Technical Services Bureau
Sales Tax - Exemption Organizations Unit
Building 8, Room 425
W. A. Harriman Campus
Albany, NY 12227
(518) 457-2782

END OF SECTION 004010