



RENSSELAER COUNTY BUREAU OF CENTRAL SERVICES

STEVEN F. McLAUGHLIN
COUNTY EXECUTIVE

JAMES R. GORDON
DIRECTOR

April 16, 2018

Kenneth R. Luskin
Assistant Secretary
Peckham Materials Corp.
438 Vaughn Road
Hudson Falls, NY 12839

RE: RFB-18-07 Hot Mix Asphalt Products – NOTICE OF AWARD

Dear Mr. Luskin:

I am pleased to inform you that your firm has been awarded a contract for the above-referenced bid based on your low bid amounts and your ability to meet Rensselaer County specifications.

The award period shall be from April 1, 2018 through March 31, 2019. The contract may be extended for a period of one (1) additional year, upon mutual consent of both the County and your firm.

The estimated contract amount is \$10,000.00; payment will be based upon actual quantities of materials ordered. The Rensselaer County Highway Department will contact your company for materials. Rensselaer County Purchase Orders will be forwarded to your firm as items are needed.

Thank you for submitting your bid.

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, Highway Department
Resolution: G/209/18

OFFICIAL BID FORM

Hot Mix Asphalt Products and Trucking

RENSSELAER COUNTY:

Date of submission of bids up to and including 11:30 a.m. on Friday, March 9, 2018, at which time all bids received will be opened and read aloud.

<u>BID ITEM NO.</u>	<u>NYS ITEM NO.</u>	<u>PRICE PER ENGLISH TON</u>
#1	402.378903 - 37.5 F9 Base Course HMA	\$ <u>46.50</u>
#2	402.198903 - 19 F9 Binder Course HMA	\$ <u>46.50</u>
#3	402.128303 - 12.5 F3 Top Course HMA	\$ <u>49.50</u>
#4	402.098303 - 9.5 F3 Top Course HMA	\$ <u>52.50</u>
		<u>PRICE PER GALLON</u>
#5	407.0102 - Diluted Tack Coat	\$ <u>4.00</u>

LOCATION OF THE PLANT THAT WILL BE PRODUCING THESE MATERIALS:

RT 29 Middle Falls, N.Y.

PLEASE NOTE: If more than one plant location is proposed, separate bid forms shall be prepared for each location. Bidders are authorized to copy pages 11 and 12 of the Official Bid Form to prepare separate bids per plant location.

- BID CONTINUES ON NEXT PAGE -

RETURN OFFICAL BID FORM(S) IN ENCLOSED BID ENVELOPE

OFFICIAL BID FORM

Hot Mix Asphalt Products and Trucking

RENSSELAER COUNTY:

Date of submission of bids up to and including 11:30 a.m. on Friday, March 9, 2018, at which time all bids received will be opened and read aloud.

TRUCKING RATES FOR ASPHALT CONCRETE PRODUCTS

- Mileage is measured one-way from the vendor stockpile to the project site. Enter the rate per TON-MILE.
- Rates bid are total compensation for all trucking including labor, fuel and supplies.

MILEAGE (Plant to Project Site)

PER TON MILE

0 TO 1 MILE

\$ 2.75

OVER 1 MILE

\$.25

- Bidder must sign Local Law #2 and Non-Collusive agreement and return with signed Official Bid Form.
- Bidder must include the location of the plant producing the aggregate materials (see Page 10). If more than one plant location is proposed, separate bid forms shall be prepared for each location. Bidders are authorized to copy pages 11 and 12 of the Official Bid Form in order to prepare separate bids per plant location. No alternate or other bid forms shall be accepted.
- All bidders must supply materials from New York State Department of Transportation approved operating sources and be certified to supply hot mix asphalt to the NYS Department of Transportation (NYSDOT). All materials are subject to independent testing at Rensselaer County's expense.

Bidder Peckham Materials Corp Federal Tax ID # 14-1470013
Address 438 Vaughn Rd City Hudson Falls State N.Y. Zip 12839
Authorized Signature Kenneth R. Lustin Print Name Kenneth R. Lustin
Date March 9, 2018 Phone 518-747-3353 Fax 518-747-4006
E-Mail Address klust@peckham.com

RETURN OFFICAL BID FORM(S) IN ENCLOSED BID ENVELOPE

LOCAL LAW #2, 1992
CERTIFICATION 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 and Hudson Valley Community College. 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 and Hudson Valley Community College. For purposes of this subdivision, business dealings shall include contracts with Rensselaer County, its boards, agencies, commissions, authorities, districts and Hudson Valley Community College, 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) 270-2922.

STATE OF NEW YORK

COUNTY OF RENSSELAER

The undersigned vendor/bidder hereby certifies and affirms to the County of Rensselaer, 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 the County of Rensselaer.

- PRINT or TYPE ALL INFORMATION except "SIGNATURE" -

Peckham Materials Corp
(Name of Vendor/Company)

Kenneth R. Lusk Assist. Secretary
(Person authorized to sign & Title)

438 Vaughn Rd
(Street or Box Number)

Hudson Falls, N.Y. 12839
(City, State, Zip Code)

Kenneth R. Lusk 3/9/18
(Authorized Signature) (Date)

SUBMIT THIS FORM WITH YOUR BID

CONTRACT CLAUSES REQUIRED BY LAW AND INCLUDED AS PROVISION OF THE BID

Upon the refusal of a person, when called before a Grand Jury, head of a municipality, or other Municipal Agency, which is empowered to compel the attendance of witnesses and examine them under oath, to testify in an investigation concerning any transaction or contract had with the State, any political subdivision thereof, a public authority or with any public department, agency or official of the State or any political sub-division thereof or of any public authority, to sign a waiver of immunity against subsequent criminal prosecution or to answer any relevant question concerning such transaction or contract,

- (a) such person, 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 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
- (b) any and all contracts made with any municipal corporation or any public department, agency or official thereof or with any fire district or any agency or official thereof 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.

Each contract to which the municipality is a party and which is of such character that the employees engaged thereon are required to be insured under the provisions of the Workmen's Compensation Law, shall contain a stipulation that such contract shall be void and of no effect unless the person or corporation making or performing such contract shall secure compensation for the benefit of, and keep insured during the life of such contract, such employees in compliance with the provision of the Workmen's Compensation Law.

A contractor, to whom any contract shall be let, granted or awarded, as required by law, shall not assign, transfer, convey, sublet or otherwise dispose of the same, or of his right, title, or interest therein, or his power to execute such contract, to any other person or corporation without the previous consent in writing of the municipality awarding the contract.

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 the 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.

SIGNED: Terrell A. Lusk DATED: March 9, 2018
TITLE: Assistant Secretary FIRM: Leckham Materials Corp

SUBMIT THIS FORM WITH YOUR BID