

**LEGAL NOTICE
INVITATION TO BID
VILLAGE OF CASTLETON**

PLEASE TAKE NOTICE that the VILLAGE OF CASTLETON is seeking sealed bids for the following project: the complete demolition and removal of the structure at 45 South Main Street, Castleton, NY 12033. This is a public work project and is subject to General Municipal Law Art. 5-A.

Sealed bids will be received at Village Hall, 85 South Main Street, Castleton, NY 12033. The bids will be publicly opened at 10:00 a.m. local time on **August 8, 2016** at the Village Hall, 85 South Main Street, Castleton, New York 12033. Sealed bids will be received at the same location at any time before said opening.

The demolition shall be to 2 feet below current grade and the property shall be brought to existing grade, compacted, top-soiled, seeded and all utilities capped. Any fuel tanks that are located at the property shall be removed

Each sealed enclosure containing a bid is to be endorsed on the outside with the name, address and telephone number of the bidder and is to state that it contains "Bid for Building(s) Demolition". The bid shall separately state the separate bid prices for the demolition of each of the aforementioned structures. The Village may elect to proceed with the demolition of either, none or both of said structures.

Bid security in the form of a 5% bid bond issued by an acceptable surety or bank or certified check payable to the Village of Castleton is required.

The successful bidder will be required to provide both a performance bond and a labor/material payment bond issued by an acceptable sureties and to enter into a written contract with the Town.

The Village of Castleton reserves the right to reject any and all bids, waive any irregularities in bidding and accept the bid that is best suited for the Town and also reserves the right to demolish one or more of the aforementioned properties.

DATED: July 11, 2016

Village Board
Village of Castleton

STATEMENT OF NON-COLLUSION

By submission of this proposal, the Contractor identified below, together with any affiliates or related persons, the Guarantor and any joint ventures, ("the Contractor") hereby certifies under penalty of perjury, that to the best of its knowledge and belief:

1. The prices in this proposal have been arrived at as the result of an independent business judgment without collusion, consultation, communication, agreement or otherwise for the purpose of restricting competition, as to any matter relating to such prices with any other person or company;
2. Unless otherwise required by law, the prices which have been quoted in this proposal have not, directly or indirectly, been knowingly disclosed prior to "opening," to any other company;
3. No attempt has been made or will be made to induce any other person, partnership of corporation to submit, or not to submit, a proposal for the purpose of restricting competition; and
4. The person signing this proposal certifies that he/she has fully informed him/herself regarding the accuracy of the statements contained in this certification, and under the penalties of perjury, affirms the truth thereof, such penalties being applicable to the Contractors as well as to the person signing on its behalf.

(The CERTIFICATION should be signed by an authorized officer of the Contractor or the Contractor's managing general partner.)

Signature _____
Title _____

Sworn to before me this
_____ day of _____, 2016

Notary Public

AFFIDAVIT – WORKER’S COMPENSATION

STATE OF)
) SS:
COUNTY OF)

_____ of _____
being duly sworn, deposes and says that he now carries or that he has applied for a Worker’s
Compensation Policy to cover the operations, as set forth in the preceding contract, and to comply
with the provisions thereof.

Signed: _____

Subscribed and sworn to before
me this ___ day of _____, 2016

Notary Public

BID FORM

Delivery location for bids: All bids shall be addressed and delivered to:

Village Clerk
Village of Castleton
85 South Main Street, Castleton, NY 12033
Faxes will not be accepted.

Bid labeling: Sealed bid envelope must be labeled: "Bids for Building Demolition(s)".

Bid deposit: Bid security in the form of a 5% bid bond issued by an acceptable surety or bank or certified check payable to the Village of Castleton is required.

Right of rejection: The Village reserves the right to reject any or all bids received at its sole discretion.

Bid price:

\$ _____ Total Contract Price for demolition and removal of 45 South Main Street, Castleton, New York

OWNER'S SIGNATURE: _____

COMPANY/OWNER'S NAME (PRINTED): _____

ADDRESS: _____

PHONE NO: _____ - _____

DATE: _____

BID SPECIFICATIONS

A. BACKGROUND

The Village of Castleton-on-Hudson (hereinafter referred to as "the Village") seeks bids for the demolition of the structure located at 45 South Main Street, Castleton, NY 12033.

The aforementioned shall include all asbestos removal based upon N.Y.S. code rule 56 and AV-107 methodology and all other applicable laws and regulations, demolition and removal of slab and foundation to two feet below existing grade. After demolition the site is to be compacted, top-soiled and seeded in all disturbed areas. Utilities are to be capped. All contents of the building shall be removed, including any fuel tanks. However, Contractor shall not be responsible for any possible soil remediation nor excavation of said fuel tank.

B. RIGHT TO REJECT BIDS

The Village may waive irregularities or deviations from the specifications set forth in this document if the Village determines that it is in the Village's best interests to do so. The Village reserves the right to reject any or all bids and to cancel or modify the terms of this procurement as it sees fit.

C. CHECK OR BID BOND TO ACCOMPANY BID

Each proposal for the work herein defined shall be accompanied by a certified check payable to the order of the Village of Castleton in the amount of 5% of the total bid. The Village will return the checks of the unsuccessful bidders within fourteen (14) business days after awarding of the bid. The check of the successful bidder will be returned to such bidder when such bidder has entered into the contract to perform the specified work and has filed the required bond hereinafter mentioned with the Village; otherwise, it shall be forfeited and become the property of the Village.

D. BOND

The Contractor to whom the contract is awarded will be required to give a performance bond in the amount of the total contract and said bond shall run for the entire term of the contract, including any extensions. The bond shall be for the faithful performance of work by the contractor. The bond shall be executed by an incorporated insurance company or by two or more sureties. In either case, the form of the bond and the sufficiency of the sureties or insurance company must be approved by the Village attorney or counsel.

E. ASSIGNMENTS

The contractor shall not be permitted to assign, transfer, convey or otherwise dispose of the right, title or interest in the contract to any person, company or corporation without prior written consent by the Village.

F. CONTRACT DOCUMENTS

The advertisement for bids, specifications, form of performance bonds and surety bonds and accompanying Agreement and other documents, including addenda thereto, issued during the time of bidding, will form the contract herein. Bidders must carefully examine all contract

documents. Failure to do so will be at the bidders own risk and he/she cannot thereby secure relief on the grounds of errors in his/her bid.

G. AWARD OF CONTRACT

The Village Board shall award the contract to the lowest responsible bidder whose bid has been filed in conformity with the notice published by the Village and meets all of the specifications, and the contract shall be awarded to the lowest responsible formal bidder therefore, unless in the judgment of the Village, it shall be in the best interest of the public to reject all bids and advertise anew. The Village reserves the right to reject any and all bids, in its sole discretion. Paragraph M is not obviated by this paragraph.

H. NON-COLLUSIVE BIDDING CERTIFICATE

The non-collusive bidding certificate must be signed and dated by the bidder in order for his bid to be complete. Any bid received without this certificate completed will be rejected.

I. WITHDRAWAL OF BIDS

Once submitted, bids may only be withdrawn as provided for in General Municipal Law, Section 103.

J. REQUIREMENTS FOR SUBMISSION OF BID

1. non-collusive bidding certification
2. certificates of insurance
3. bid form
4. 5% bid security (can be bid bond or certified check)

K. WAIVER

The failure by the Village to enforce any provisions set forth herein or in any of the contract documents shall not be deemed nor constitute a waiver, unless specifically set forth in writing and signed by the Supervisor on behalf of the Village.

L. M/WBE

1. CONTRACTOR represents that its equal employment opportunity policy statement incorporates, at a minimum, the policies and practices set forth below:

- a) Contractor shall (i) not unlawfully discriminate against employees or applicants for employment because of race, creed, color, national origin, sex, sexual orientation, age, disability or marital status, (ii) undertake or continue existing programs of affirmative action to ensure that Minority Group Members and women are afforded equal employment opportunities, and (iii) make and document its conscientious and active efforts to employ and utilize M/WBEs, Minority Group Members and women in its workforce on contracts. Such action shall be taken with reference to, but not limited to, solicitations or advertisements for employment, recruitment, job assignment, promotion, upgrading, demotion, transfer, layoff or

termination, rates of pay or other forms of compensation, and selection for training or retraining, including apprenticeship and on-the-job training.

- b) If requested, Contractor shall request each employment agency, labor union, or authorized representative of workers with whom it has a collective bargaining or other agreement or understanding, to furnish a written statement that such employment agency, labor union, or representative does not unlawfully discriminate, and that such union or representative will affirmatively cooperate in the implementation of the CONTRACTOR's obligations herein.

2. Contractor is encouraged to include minorities and women in any job opportunities created by the Project; and to solicit and utilize M/WBE firms for any contractual opportunities generated in connection with the Project.

3. Contractor represents and warrants that, for the duration of the Agreement, it shall furnish all information and reports required by the Authority and shall permit access to its books and records by the Authority, or its designee, for the purpose of ascertaining compliance with provisions hereof.

4. Failure to comply with the terms and conditions of the Non-Discrimination and Affirmative Action Program set forth herein shall constitute an event of default.

M. PREVAILING WAGE REQUIRED

This is a prevailing wage job. It is the responsibility of the contractor to make sure it is paying the correct prevailing wage.