

**Tioga County Department of Public Works**

477 Route 96  
Owego, New York 13827  
**(607) 687-0302**  
**(607) 687-1521**  
**Fax (607) 687-4453**

*Gary Hammond, P.E.*  
Commissioner of Public Works

*Richard Perkins, P.E.*  
Deputy Commissioner of Public Works

**PROPOSAL**  
**SNOW SAND**

The Tioga County Commissioner of Public Works will receive sealed proposals at the Tioga County Public Works Department, 477 Route 96, Owego, New York, until 11:00 AM, Thursday, November 9, 2017.

All bids shall be submitted in accordance with the attached instruction sheets.

All bids shall be made on the attached proposal sheets. Exceptions may be rejected. All bids shall be submitted in a sealed envelope marked:

**“SNOW SAND BID”**

**“DO NOT OPEN UNTIL 11-9-17 AT 11:00 AM”**

All bidders shall submit signed copies of the required NON-COLLUSION CERTIFICATES with their bid proposals. Failure to do so may constitute grounds for rejection.

The County Commissioner of Public Works or his agents reserves the right to reject any or all proposals.

Tioga County reserves the right to reject or accept all or any part of any bid solely as it deems in the best interest of Tioga County.

The successful bid contract may be extended for a period of one (1) year if it is mutually agreeable to both the Commissioner and the low bid contractor.

There shall be no assignment of this contract to any other party by the successful bidder without County authorization.

**CONTRACT TERM:**

The term of this contract will cover the 2017-2018 winter season. Prices will be effective from November 10, 2017 through November 7, 2018.

**DETAILED SPECIFICATIONS:**

The undersigned proposes and agrees to furnish SNOW SAND to the County of Tioga for the use on County Roads during the 2017-2018 winter season on an AS NEEDED BASIS. There is no minimum amount guaranteed.

Snow Sand shall be delivered by the proposer to the sites listed below, if so ordered by the Department of Public Works.

This sand shall be clean, sharp, and free from loam, clay, or frozen lumps, with 100 percent passing a 3/8 in. sieve, not less than 45 percent passing a No. 16 sieve, and not more than 30 percent passing a No. 50 sieve.

The quantity of sand ordered shall be determined by the Tioga County Commissioner of Public Works based on the unit prices bid.

Deliveries shall commence within seven (7) days of a written or telephone order and be continuous until the order is fulfilled.

It is understood that the Towns, Villages, and School Districts of Tioga County may also participate in the awarded bid prices by dealing directly with the proposer.

The Owner agrees to indemnify and hold the County of Tioga and any officer, employee and/or agent thereof free and harmless from any and all loss(es), penalty(ies), damages, settlement(s), cost(s), charge(s), professional fee(s) or other expense(s) or liability(ies) of every kind arising from or relating to any and all claim(s), lien(s), demand(s), obligation(s), action(s), proceedings or causes of action of any kind in connection with, or arising directly or indirectly from the negligent error(s) and/or omission(s) and/or act(s) of the Owner (including Owner's employees, agents and/or subcontractors) in the performance of this agreement.

The County of Tioga agrees to indemnify and hold the Owner, and any officer, employee and/or agent thereof free and harmless from any and all loss(es), penalty(ies), damages, settlement(s), cost(s), charge(s), professional fee(s) or other expense(s) or liability(ies) of every kind arising from or relating to any and all claim(s), lien(s), demand(s), obligation(s), action(s), proceedings or causes of action of any kind in connection with, or arising directly or indirectly from the negligent error(s) and/or omission(s) and/or act(s) of the County of Tioga (including County of Tioga's employees, agents and/or subcontractors) in the performance of this agreement.

Without limiting the generality of the preceding paragraphs, the following shall be included in the indemnity hereunder: any and all such claims, etc., relating to personal injury, death, damage to property, or any actual or alleged violation of any applicable statute (including but not limited to New York Stat Labor Law §§ 200; 202; 240 & 241), ordinance, administrative order, executive order, rule or regulation, or decree of any court of competent jurisdiction in connection with, or arising directly or indirectly from errors and/or negligent acts by the Owner, as aforesaid.

#### **CANCELLATION:**

Tioga County reserves the right to cancel the contract for unsatisfactory workmanship or unsatisfactory service at any point in the contract year, upon issuance of ten (10) days written notice to that effect.

#### **AWARD:**

The award of this contract shall be based on the lowest responsible bid. Bidders must bid on all components of each section and all items bid must be from a single manufacturer to be eligible for award. An award will be based on all products meeting Tioga County's specifications as outlined in the bid document. A no bid on any item within a group may disqualify the bidder from the group award. Considerations will be made to availability of material, delivery, and past history as well as the current standing of the supplier within the industry.

**SNOW SAND BID PRICES:**

UNIT BID PRICE \$\_\_\_\_\_ per ton delivered to Catatonk, N.Y.  
UNIT BID PRICE \$\_\_\_\_\_ per ton delivered to Barton, N.Y.  
UNIT BID PRICE \$\_\_\_\_\_ per ton delivered to Berkshire, N.Y.  
UNIT BID PRICE \$\_\_\_\_\_ per ton delivered to Candor, N.Y.  
UNIT BID PRICE \$\_\_\_\_\_ per ton delivered to Newark Valley, N.Y.  
UNIT BID PRICE \$\_\_\_\_\_ per ton delivered to Nichols, N.Y.  
UNIT BID PRICE \$\_\_\_\_\_ per ton delivered to Owego, N.Y.  
UNIT BID PRICE \$\_\_\_\_\_ per ton delivered to Richford, N.Y.  
UNIT BID PRICE \$\_\_\_\_\_ per ton delivered to Spencer, N.Y.  
UNIT BID PRICE \$\_\_\_\_\_ per ton delivered to Tioga Center, N.Y.  
UNIT BID PRICE \$\_\_\_\_\_ per ton F.O.B. Plant Site

The undersigned proposes and offers to furnish, to Tioga County, Snow Sand material which complies with the Specifications for which are attached. This proposal and offer is fully guaranteed to fulfill, in all respects, the minimum specifications as prepared by Tioga County. It is hereby certified that, in accordance with Section 103-D of the General Municipal Law, THERE HAS BEEN NO COLLUSION IN THIS BIDDING.

Name of Company: \_\_\_\_\_

Address of  
Company: \_\_\_\_\_

Telephone Number: \_\_\_\_\_

Name of Officer: \_\_\_\_\_

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

Municipalities should not use the county bid for any items involving labor.

**THE REQUIRED NON-COLLUSION FORM MUST ACCOMPANY BID.**

**Gary Hammond, P.E.**

**Commissioner - Tioga County Public Works**

## TO ALL BIDDERS

In accordance with the New York State General Municipal Law the following Non-Collusion form must accompany each proposal.

### NON-COLLUSIVE BIDDING CERTIFICATE

By submission of this bid or proposal, the bidder certifies 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) 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 bid or proposal certifies that he has fully informed himself regarding the accuracy of the statements contained in this certification, and under the penalty 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 signature of this bid or proposal in behalf of the corporate bidder.

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(Authorized Representative)

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(Signature)