

TOWN OF HALFMOON
NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN that sealed proposals are sought and requested for Truck Ultra Low Sulfur Diesel Fuel, Unleaded Regular Gasoline and Kerosene (for Diesel/Kerosene Blend) for Town Departments in the Town of Halfmoon, New York for the contract period from May 1, 2020 to April 30, 2021

The sealed proposals will be received at the Office of the Town Clerk at Town Hall, 2 Halfmoon Town Plaza, Halfmoon, New York, 12065 personally, from 9:00 am to 4:00 pm, Monday through Friday or by mail until March 17, 2020 at 1:00 pm at which time bids will be opened at the Halfmoon Town Hall, 2 Halfmoon Town Plaza. The proposal forms can be examined and obtained at the Office of the Town Clerk and must be made upon and in accordance with the proposal obtainable from the aforesaid Town Clerk.

The above items will be awarded by the Town Board to the lowest responsible bidder. In cases where two or more responsible bidders submit identical bids as to price, the Town Board may award the contract to either of such bidders. The Town Board reserves the right to reject any or all bids or to accept any alternate proposal not significantly altering the bid specification.

No bids received may be withdrawn by any bidder for a period of thirty (30) days from the date of the bid opening.

DATE: February 20, 2020

By Order of the Town Board
Lynda A. Bryan, Town Clerk
Town of Halfmoon

TOWN BOARD-TOWN OF HALFMOON
PROPOSAL

ITEM: (1) ULTRA LOW SULFUR DIESEL FUEL
(2) UNLEADED REGULAR GASOLINE
(3) KEROSENE (FOR DIESEL/KEROSENE BLEND)

DATE OF BID OPENING: March 17, 2020

TIME: 1:00 pm

PURSUANT TO CHAPTER 861 OF THE LAWS OF 1953, SEALED PROPOSALS WILL BE RECEIVED BY THE TOWN BOARD OF THE TOWN OF HALFMOON FOR FURNISHING THE ITEM(S) HEREIN LISTED.

INSTRUCTIONS

1. THIS PROPOSAL IS SIGNED BY THE BIDDER WITH THE FULL KNOWLEDGE AND ACCEPTANCE OF ALL PROVISIONS OF THE GENERAL SPECIFICATIONS, THE PROPOSAL AND THE ITEM SPECIFICATION.
2. BIDS MUST BE SUBMITTED ON THIS FORM (ONLY ONE COPY OF BID REQUIRED)
3. THIS FORM MUST BE MADE OUT IN THE CORPORATE OR OTHER NAME OF THE BIDDER AND MUST BE FULLY AND PROPERLY EXECUTED BY AN AUTHORIZED PERSON OF THE COMPANY.

BID PERIOD- MAY 1, 2020 TO APRIL 30, 2021

BID OF: _____

ADDRESS: _____
Street City State Zip

SIGNATURE OF BIDDER: _____

OFFICIAL TITLE: _____

PRINTED SIGNATURE: _____

SPEC. NO.3-2020

BID FORM

TOWN OF HALFMOON

PROPOSAL FOR: (1) **ULTRA LOW SULFUR DIESEL FUEL**

(2) **UNLEADED REGULAR GASOLINE**

(3) **KEROSENE (FOR DIESEL/KEROSENE BLEND**

THE TOWN CURRENTLY USES STATE WEX FUEL SYSTEM USING OFFSITE FUELING STATIONS. THE FUEL PROVIDER MUST BE EQUIPPED AND PREPARED TO SUCCESSFULLY FULFILL EMERGENCY DELIVERY(S) 7 -DAYS A WEEK, 24 HOURS A DAY TO KEEP TOWN VEHICLES FUELED IN THE EVENT OF AN EMERGENCY WHEN OFFSITE FUELING IS NOT AVAILABLE. STATE IF A FEE IS REQUIRED FOR THIS SERVICE.

WE AGREE TO FURNISH, AS PER SPECIFICATION NO. 3-2020

BID PRICE: ULTRA LOW SULFUR DIESEL FUEL (Use Words)

\$ _____

PRICE IS TO BE BASED ON JOURNAL OF COMMERCE, ALBANY, RENSSELAER TANK

CAR LOW PRICE POSTED ON _____ PLUS / MINUS A FIRM

DIFFERENTIAL OF _____, WHICH SHALL INCLUDE ALL TRANSPORTATION

AND DELIVERY CHARGES. A COPY OF THE JOURNAL OF COMMERCE PAGE SHALL

BE INCLUDED WITH THE BID PACKAGE. THE QUOTED PRICE SHALL BE IN FORCE

REGARDLESS OF THE NUMBER OF GALLONS DELIVERED AT A GIVEN TIME.

BID PRICE : UNLEADED REGULAR GASOLINE (Use Words)

\$ _____

PRICE IS TO BE BASED ON JOURNAL OF COMMERCE, ALBANY, RENSSELAER TANK

CAR LOW PRICE POSTED ON _____ PLUS / MINUS A FIRM

DIFFERENTIAL OF _____, WHICH SHALL INCLUDE ALL TRANSPORTATION

AND DELIVERY CHARGES. A COPY OF THE JOURNAL OF COMMERCE PAGE SHALL

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BE INCLUDED WITH THE BID PACKAGE. THE QUOTED PRICE SHALL BE IN FORCE REGARDLESS OF THE NUMBER OF GALLONS DELIVERED AT A GIVEN TIME.

BID PRICE: KEROSENE (FOR DIESEL/KEROSENE BLEND (Use Words)

\$ _____

PRICE IS TO BE BASED ON JOURNAL OF COMMERCE, ALBANY, RENSSELAER TANK CAR LOW PRICE POSTED ON _____ PLUS / MINUS A FIRM DIFFERENTIAL OF _____, WHICH SHALL INCLUDE ALL TRANSPORTATION AND DELIVERY CHARGES. A COPY OF THE JOURNAL OF COMMERCE PAGE SHALL BE INCLUDED WITH THE BID PACKAGE. THE QUOTED PRICE SHALL BE IN FORCE REGARDLESS OF THE NUMBER OF GALLONS DELIVERED AT A GIVEN TIME.

DELIVERY DATE NOT LATER THAN: _____

NAME: _____

ADDRESS: _____

AUTHORIZED
SIGNATURE _____

TITLE _____

DATE _____

NON-COLLUSIVE BIDDING CERTIFICATION

Section 103-d of the General Municipal law

"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 PART THERETO CERTIFIES AS TO ITS OWN ORGANIZATION, UNDER PENALTY OF PERJURY, THAT TO THE BEST OF KNOWLEDGE AND BELIEF;

"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;

"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 COMPETITION, AND

"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."

TITLE

TITLE

BID SPEC. NO. 3- 2020

ITEM: (1) **ULTRA LOW SULFUR DIESEL FUEL**
 (2) **UNLEADED REGULAR GASOLINE**
 (3) **KEROSENE (FOR DIESEL/KEROSENE BLEND**

BIDDERS ARE REQUESTED TO RETAIN THIS SPECIFICATION FOR FUTURE REFERENCE IN CONNECTION WITH THE ITEMS LISTED HEREIN

GENERAL INFORMATION

TAX: PURCHASES BY THE TOWN BOARD ARE NOT SUBJECT TO ANY SALES OR FEDERAL EXCISE TAXES. EXEMPTION CERTIFICATIONS WILL BE FURNISHED UPON REQUEST BY THE ORDERING AGENCY.

THE TOWN BOARD IS ALSO EXEMPT FROM THE TRANSPORTATION TAX AND NO EXEMPTION CERTIFICATES ARE REQUIRED FOR THIS TAX.

THERE IS NO EXEMPTION, HOWEVER, FOR SOCIAL SECURITY UNEMPLOYMENT INSURANCE AND LIKE TAXES.

PROPOSALS: EACH PROPOSAL MUST BE SUBMITTED ON THE OFFICIAL FORM FURNISHED BY THE TOWN. ALL BLANK SPACES IN THE PROPOSAL FORM MUST BE FILLED IN AND NO CHANGE SHALL BE MADE IN THE PHRASEOLOGY OF THE PROPOSAL.

PROPOSALS THAT ARE ILLEGIBLE OR THAT CONTAIN ANY OMISSIONS, ERASURES, ALTERATIONS, ADDITIONS, OR ITEMS NOT CALLED FOR IN THE ITEMIZED PROPOSAL OR THAT CONTAIN IRREGULARITIES OF ANY KIND, MAY BE REJECTED AS INFORMAL.
EACH PROPOSAL, IF MORE THAN ONE IS SUBMITTED, SHALL BE SEALED IN A SEPARATE ENVELOPE.

AWARD: AWARD WILL BE MADE BY ITEM OR AS OTHERWISE INDICATED IN THE PROPOSAL.

QUANTITIES:

QUANTITIES SPECIFIED ARE UNITS AND ARE THE ACTUAL QUANTITIES OF PROPOSED PURCHASE.

INFORMATION TO BE FURNISHED WITH BID:

BIDDER MUST SUBMIT WITH BID, DETAILED SPECIFICATIONS, CIRCULAR AND ALL NECESSARY DATA ON EQUIPMENT HE PROPOSED TO FURNISH. IF EQUIPMENT OFFERED DIFFERS FROM THE PROVISIONS CONTAINED IN THIS SPECIFICATION, SUCH DIFFERENCES MUST BE EXPLAINED IN DETAIL, AND BID WILL RECEIVE CAREFUL CONSIDERATION IF SUCH DEVIATIONS DO NOT DEPART FROM THE INTENT OF THIS SPECIFICATION AND ARE TO THE BEST INTEREST OF THE TOWN BOARD.

BIDDER ACKNOWLEDGES RESPONSIBILITY, IF ANY, TO PAY PREVAILING WAGE IN ACCORDANCE WITH ANY PUBLIC WORKS PROJECTS AND ALSO ACKNOWLEDGES BEING ADVISED THAT THE CURRENT PREVAILING WAGE SCALE AND CORRESPONDING REQUIREMENTS MAY BE FOUND AT THE NEW YORK STATE DEPARTMENT OF LABOR WEBSITE <http://www.labor.state.ny.us>

PRICE:

PRICE QUOTED SHALL BE NET AND SHALL INCLUDE DELIVERY OF NEW EQUIPMENT, ALL TRANSPORTATION AND DELIVERY CHARGES PREPAID TO THE POINTS OF DELIVERY INDICATED IN THE PROPOSAL FULLY EQUIPPED AS INDICATED HEREIN AND IN THE PROPOSAL.

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IRANIAN ENERGY DIVESTMENT CERTIFICATION

Pursuant to Section 103-g Of the New York State General Municipal Law

A. By submission of this bid/proposal, each bidder/proposer and each person signing on behalf of any bidder/proposer 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 is not on the list created pursuant to paragraph (b) of subdivision 3 of Section 165-a of the New York State Finance Law.

B. A Bid/Proposal shall not be considered for award, nor shall any award be made where the condition set forth in Paragraph A above has not been complied with; provided, however, that in any case the bidder/proposer cannot make the foregoing certification set forth in Paragraph A above, the bidder/proposer shall so state and shall furnish with the bid a signed statement which sets forth in detail the reasons therefore. Where Paragraph A above cannot be complied with, the Purchasing Unit to the political subdivision, public department, agency or official thereof to which the bid/proposal is made, or his designee, may award a bid/proposal, on a case by case business under the following circumstances:

1. The investment activities in Iran were made before April 12, 2012, the investment activities in Iran have not been expanded or renewed after April 12, 2012, and the Bidder/Proposer has adopted, publicized and is implementing a formal plan to cease the investment activities in Iran and to refrain from engaging in any new investments in Iran; or

2. The political subdivision makes a determination that the goods or services are necessary for the political subdivision to perform its functions and that, absent such an exemption, the political subdivision would be unable to obtain the goods or services for which the contract is offered. Such determination shall be made in writing and shall be a public document.

Signature

Title

Date Company Name