



**COUNTY OF ERIE
DIVISION OF PURCHASE
MEMORANDUM**

To: All Using Departments

From: Jamie Kucewicz, Buyer

Date: March 14, 2022

Subject: PORTABLE TOILETS

Bid No.: 221102-002

Effective Dates: Extended through April 30, 2023

Vendor #: 111388

Vendor: MODERN DISPOSAL SERVICES, INC
4746 Model City Road
Model City, NY 14107

Telephone: 800-330-7107

Pricing: per attached document



COUNTY OF ERIE

DIVISION OF PURCHASE
VALLIE M. FERRARACCIO
DIRECTOR

March 7, 2022

Modern Disposal Services, INC
4746 Model City Road
Model City, NY 14107
Attn: Joseph Hickman

Re: Bid #221102-002 - Portable Toilets

Dear Mr. Hickman,
The County of Erie wishes to extend this agreement for an additional year, through April 30, 2023, under the same prices, terms and conditions as the previous agreement.

Extension is provided for per paragraph 26, Page 5 of 6 of the "Instructions to Bidders". This offer is for your immediate consideration and acceptance. Please indicate below whether you agree to extend or do not wish to extend. Please respond **within seven days upon receipt of this request.**

After approval and execution by the County, a fully signed copy will be returned to you for your files.

Yes, I agree to extend No, I do not wish to extend

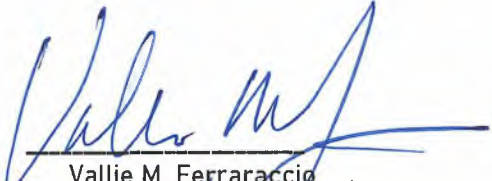
Company Name: Modern Disposal Services, Inc.

Representative (Please print): Jack Manley Title: Director, Sales & Marketing

Signature:  Date: 3/8/22

Sincerely,


James D. Kucewicz
Buyer


Vallie M. Ferraraccio
Director of Purchase
3/9/2022
DATE



COUNTY OF ERIE

MARK C. POLONCARZ COUNTY EXECUTIVE DIVISION OF PURCHASE INVITATION TO BID

Bids, as stated below, will be received and publicly opened by the Division of Purchase in accordance with the attached specifications. FAX bids are unacceptable. Bids must be submitted in a sealed envelope to:

County of Erie
Division of Purchase
Attention: JAMES D. KUCEWICZ, BUYER (716) 858-6336
95 Franklin Street, Room 1254
Buffalo, New York 14202-3967

NOTE: Lower left-hand corner of envelope MUST indicate the following:

BID NUMBER: 221102-002

OPENING DATE: APRIL 29, 2021 TIME: 11:00AM

FOR: PORTABLE TOILETS

NAME OF BIDDER: Modern Disposal Services, Inc

If you are submitting other Invitations to Bid, each bid must be enclosed in a separate envelope.

Following EXHIBITS are attached to and made a part of the bid specifications, and part of any agreement entered into pursuant to this Invitation to Bid:

- EXHIBIT "A" - Assignment of Public Contracts
- EXHIBIT "B" - Purchases by Other Local Governments or Special Districts
- EXHIBIT "C" - Construction/Reconstruction Contracts
- EXHIBIT "D" - Bid Bond (Formal Bid)
- EXHIBIT "E" - Bid Bond (Informal Bid)
- EXHIBIT "EP" - Equal Pay Certification
- EXHIBIT "F" - Standard Agreement
- EXHIBIT "G" - Non-Collusive Bidding Certification
- EXHIBIT "H" - MBE/ WBE Commitment
- EXHIBIT "IC" - Insurance CLASSIFICATION "A"
- EXHIBIT "P" & EXHIBIT "PBI" - Performance Bond
- EXHIBIT "Q" - Confined Space Program Certification
- EXHIBIT "PW" - NYS Prevailing Wage
- EXHIBIT "V" - Vendor Federal Compliance Certification

County of Erie
DIVISION OF PURCHASE
NON-COLLUSIVE BIDDING CERTIFICATION

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 his 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 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.

NOTICE

(Penal Law, Section 210.45)

IT IS A CRIME, PUNISHABLE AS A CLASS A MISDEMEANOR UNDER THE LAWS OF THE STATE OF NEW YORK, FOR A PERSON, IN AND BY A WRITTEN INSTRUMENT, TO KNOWINGLY MAKE A FALSE STATEMENT, OR TO MAKE A FALSE STATEMENT, OR TO MAKE A STATEMENT WHICH SUCH PERSON DOES NOT BELIEVE TO BE TRUE.

BID NOT ACCEPTABLE WITHOUT FOLLOWING CERTIFICATION:

Affirmed under penalty of perjury this 29th day of April, 20 21

TERMS _____ DELIVERY DATE AT DESTINATION _____

FIRM NAME Modern Disposal Services, Inc

ADDRESS 4746 Model City Rd

Model City, NY ZIP 14107

AUTHORIZED SIGNATURE 

TYPED NAME OF AUTHORIZED SIGNATURE Michael P. McInerney

TITLE Chief Executive Officer TELEPHONE NO. 800 - 330-7107

County of Erie
DIVISION OF PURCHASE
BID SPECIFICATIONS
 BID NO. 221102-002

Ship to: County of Erie
 Attention:
 Address:

Ship Via: CW
 Date Required at Destination: ASAP

ITEM NO.	QUAN -TITY	UM	CATALOG NO./DESCRIPTION	UNIT PRICE	TOTAL PRICE
			Vendor to provide portable toilets at various Erie County locations		
			per the attached specifications.		
			Prices to be good from May 1, 2021 through April 30, 2022		
			Locations listed in specifications are those with current need.		
			Prices to be good for any County of Erie location, however.		
			** Bid award will be based on current need as listed in specifications.		

NOTE: Bid results cannot be given over the phone. All requests for bid results should be submitted in writing or faxed to:

ERIE COUNTY DIVISION OF PURCHASE
 Freedom of Information Officer
 95 Franklin Street, Rm. 1254
 Buffalo, NY 14202
 FAX #: 716/858-6465

NAME OF BIDDER Modern Disposal Services, Inc

SPECIFICATIONS

Vendor to provide the following portable toilet units:

Standard Unit

approximate dimensions - Height: 90"
Width: 46"
Depth: 48"
Door opening: 76" x 28"
Tank volume: 65 gallons
Seat height: 18"

pricing - delivery charge \$75.00 per site per SITE UNIT (circle one)
single event charge (1 day or weekend) \$125.00 per unit
monthly charge (service 1x/week) \$85.00 per unit
monthly charge (service 3x/week) \$275.00 per unit
additional service call charge \$45.00 per cleaning

ADA Compliant Unit

approximate dimensions - Height: 90"
Width: 66"
Depth: 86"
Tank volume: 35 gallons
Seat height: 18"

pricing - delivery charge \$75.00 per site per SITE UNIT (circle one)
single event charge (1 day or weekend) \$150.00 per unit
monthly charge (service 1x/week) \$99.59 per unit
monthly charge (service 3x/week) \$298.76 per unit
additional service call charge \$45.00 per cleaning

*Units must have hand sanitizer and paper dispensers which are replenished during service calls.

Current Need:

Akron Falls Park - 1 ADA UNIT
44 Parkview Drive
Akron, NY 14001

Como Lake Park - 1 ADA UNIT
2220 Como Park Boulevard
Lancaster, NY 14086

Ellicott Creek Park - 1 ADA UNIT
1 Ellicott Creek Drive
Tonawanda, NY 14150

Elma Meadows Park - 1 ADA UNIT & 1 STANDARD UNIT
1711 Girdle Road
Elma, NY 14059

Emery Park - 1 ADA UNIT
2084 Emery Road
South Wales, NY 14139

Tow Path Park - 1 STANDARD UNIT
Foot of Hertel Avenue
Buffalo, NY 14207

Black Rock Dog Park - 1 ADA UNIT
16 Black Rock Harbor
Buffalo, NY 14207

Chestnut Ridge Park (Eternal Flame) - 1 ADA UNIT
6121 Chestnut Ridge Road
Orchard Park, NY 14127

* All units to be serviced 3x/week on Mondays, Wednesdays and Fridays.

* Units needed May-October.