

NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN, that sealed proposals for the Erie County Sewer District No. 3 Contract No. 77, Southtowns Clarifier No. 1 Concrete Repair Project, will be received by the Commissioner of the Erie County Department of Environment and Planning on Wednesday December 14, 2022 until 10 A.M., local time, at 95 Franklin Street, Room 1034, Buffalo, New York, 14202, at which time they will be publicly opened and read aloud in Room 1004. Attendance at the Bid Opening is NOT mandatory. Bids will still be accepted regardless of attendance at the Bid Opening.

The contract is located at Erie County Sewer District No. 3, Southtowns Advanced Wastewater Treatment Facility located at S-3690 Lake Shore Road, Hamburg, NY 14219. Work includes completing specified concrete repairs, consisting mainly of floor concrete grout replacement in a portion of an existing clarifier; under strict time limitations, in accordance with the project plans and specifications prepared by the Erie County Division of Sewerage Management (DSM).

Bidders are advised that there will be no pre-bid meeting for the construction of this project. Site visits are available upon request. Contact Alison Coughlin at 716-858-8839 or Alison.Coughlin@erie.gov to schedule a site visit.

The bidding documents: Contract Specifications, Proposal and Plans may be downloaded directly from the erie.gov website <http://www3.erie.gov/dsm> “Online Bid Retrieval” tab, or may be examined at the office of the Erie County Department of Environment and Planning Division of Sewerage Management, 10th Floor, Room 1034, 95 Franklin Street, Buffalo, New York 14202. Following the bid opening, bid results will be posted at <http://www3.erie.gov/dsm> under the “Bid Results” tab.

Bidders shall complete the online form and submit their contact information when retrieving the bidding documents from the erie.gov website. **Bids will not be accepted unless the bid package is downloaded directly from <http://www3.erie.gov/dsm> so that contact information is captured for bid addenda and communication.**

The envelope containing the bid must be sealed, addressed to the Erie County Commissioner of Environment and Planning and must be clearly and correctly designated as “Erie County Sewer District No. 3, Contract No. 77, Southtowns Clarifier No.1 Concrete Repair Project.” Any bids not delivered in person shall be mailed to the Erie County Commissioner of Environment and Planning, 95 Franklin Street, **Room 1034**, Buffalo, New York 14202, and received prior to the time set for the bid opening.

Erie County Sewer District No. 3 is an exempt organization under the Tax Law, and is exempt from payment of Sales and Compensating Use Taxes which are to be incorporated into the project and which are to be separately sold by the Contractors to the Owner prior to incorporation into the project, pursuant to the provisions of the contract. These taxes are not to be included in the bid. Sales tax will be due on all materials purchased by a Contractor which are either “consumable” or rental property used by the Contractor in connection with the construction or repair.

Each proposal must be accompanied by a certified check payable to the Erie County Comptroller or by a bid bond having a surety thereon from a surety company acceptable to the County Attorney, in an amount not less than five percent (5%) of the total base bid, as surety for execution of the contract. The successful bidder will be required to furnish Payment and Performance Bond, each in an amount equal to 100 percent of the contract award.

Attention of the bidder is called particularly to requirements with respect to conditions of employment to be observed, minimum wages rates to be paid under the contract, Affirmative Action requirements for Equal Employment Opportunity, along with the Minority Business Enterprise Utilization Commitment. Bidders are also advised that Part "A" of the Erie county Minority Business Enterprise/Women's Business Enterprise Utilization Report be submitted with the bid or no later than three (3) business days after the bid opening.

The attention of the bidder is called to the provisions of Article 5A of the General Municipal Law which requires the bidder to execute a certificate of non-collusion and to conform with the other provisions of Article 5A outlined in the specifications. A form for such certificate accompanies the bid form. Unless it is properly executed, the bid will not be accepted.

Attention of the bidder is called to the requirements of Erie County Local Law No. 2 - 2021 the Lowest Responsible Bidder Law, bidders shall complete and submit the included Responsibility Questionnaire and Attachments A, B, and C.

The right to reject any and all bids, to waive any informalities in, or to make any award to other than the low bidder, should it be deemed to be in the best interest of Erie County Sewer District No. 3 and in accordance with Law, are herewith reserved.

No bidder may withdraw his bid within 45 days after the date set for the opening thereof, but may withdraw same any time prior to the scheduled time for opening bids.

BY ORDER OF: Joseph L. Fiegl, P.E.
Deputy Commissioner
Department of Environment
and Planning

Dated: November 21, 2022
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