COUNTY OF ALBANY

BID FORM

BID IDENTIFICATION:

Title: Boiler Maintenance

Bid Number: 2021-066

THIS BID IS SUBMITTED TO:

Karen A. Storm, Purchasing Agent Albany County Department of General Services Purchasing Division 112 State Street, Room 1000 Albany, NY 12207

- 1. The undersigned BIDDER proposes and agrees, if this Bid is accepted, to enter into a Contract with the owner in the form included in the Contract Documents to complete all Work as specified or indicated in the Contract Documents for the Contract Price and within the Contract Time indicated in this Bid and in accordance with the Contract Documents.
- 2. BIDDER accepts all of the terms and conditions of the Instructions to Bidders, including without limitation those dealing with the Disposition of Bid Security. This Bid may remain open for ninety (90) days after the day of Bid opening. BIDDER will sign the Contract and submit the Contract Security and other documents required by the Contract Documents within fifteen days after the date of OWNER'S Notice of Award.
- 3. In submitting this Bid, BIDDER represents, as more fully set forth in this Contract, that:
 - (a) BIDDER has examined copies of all the Contract Documents and of the following addenda: (If none, so state)

Date Number

(receipt of all of which is hereby acknowledged) and also copies of the Notice to Bidders and the Instructions to Bidders;

(b) BIDDER has examined the site and locality where the Work is to be performed, the legal requirements (federal, state and local laws, ordinances, rules and regulations) and the conditions affecting cost, progress or performance of the Work and has made such independent investigations as BIDDER deems necessary;

- (c) This Bid is genuine and not made in the interest of or on behalf of any undisclosed person, firm or corporation and is not submitted in conformity with any agreement or rules of any group, association, organization or corporation; BIDDER has not directly or indirectly induced or solicited any other BIDDER to submit a false or sham Bid; BIDDER has not solicited or induced any person, firm or a corporation to refrain from bidding; and BIDDER has not sought by collusion to obtain for himself any advantage over any other Bidder or over the owner.
- 4. BIDDER will complete the Work for the following prices(s): (Attach Bid Proposal)
- 5. BIDDER agrees to commence the Work within the number of calendar days or by the specific date indicated in the Contract. BIDDER agrees that the Work will be completed within the number of Calendar days or by the specific date indicated in the contract.
- 6. The following documents are attached to and made a condition of this Bid:
 - (a) Non-Collusive Bidding Certificate (Attachment "A")
 - (b) Acknowledgment by Bidder (Attachment "B")
 - (c) Vendor Responsibility Questionnaire (Attachment "C")
 - (d) Iranian Energy Divestment Certification (Attachment "D")
 - (e) MS-4-1 Certification Statement RE: Stormwter Discharges (Attachment "E")
 - (f) Bidder Qualification Questionnaire (Attachment "F")
 - (g) Non Interruption of Work Agreement (Attachment "G")
- 7. Communication concerning this Bid shall be addressed to:

John I	E. Frank jfrank@adirondackcombustion.com	
PO B	Box 278, 4488 Duanesburg Road	
Duar	nesburg, NY 12056	
Phone:	P 518-357-4488 F 518-357-2698	

8. Terms used in this Bid have the meanings assigned to them in the Contract and General Provisions.

COUNTY OF ALBANY

BID FORM

BID IDENTIFICATION:

	2021-066
PK Sonic boilers mod	el# SC4000
Total Cost for Monthy	Maintenance including all Parts and Labor \$1,380.00
Total Cost for Semi-Ar	nnual Maintenance including all Parts and Labor \$ 3,045.00
Total Cost for Annual I	Maintenance including all Parts and Labor \$ 4,469.00
Standard Hourly Rate f	or Repairs \$ 135.00
Overtime Hourly Rate	for Repairs <u>\$ 202 50</u>
COMPANY:	Adirondack Combustion Technologies
ADDRESS:	PO Box 278 ,4488 Duanesburg Road
CITY, STATE, ZIP:	Duanesburg, NY 12056
TEL. NO.:	518-357-4488
FAX NO.:	518-357-2698
FEDERAL TAX ID N	O.: 14-1767465
REPRESENTATIVE	John . E Frank
E-MAIL:	jfrank@adirondcakcombustion.com
SIGNATURE AND T	
	Vice President
DATE5	117[2]

ATTACHMENT "A" NON-COLLUSIVE BIDDING CERTIFICATE PURSUANT TO SECTION 103-D OF THE NEW YORK STATE GENERAL MUNICIPAL LAW

- A. 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 organizations, under penalty of perjury, that to the best of 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 with any competitor.
- (2) Unless otherwise required by law, the prices which have been quoted in this bid have not knowingly been disclosed by the bidder and will not knowingly be disclosed by the bidder, directly or indirectly, prior to opening, to any bidder or to any competitor.
- (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.

A bid shall not be considered for award nor shall any award be made where (1), (2), and (3) above have not been complied with; provided, however, that in any case the bidder cannot make the foregoing certification, the bidder shall so state and shall furnish with the bid a signed statement which sets forth in detail the reasons thereof. Where (1), (2), and (3) above have not been complied with, the bid shall not be considered for any award nor shall any award be made unless the head of the Purchasing Unit to the political subdivision, public department, agency or official thereof to which the bid is made, or his designee, determines that such disclosure was not made for the purpose of restricting competition.

The fact that a bidder (a) has published price lists, rates, or tariffs covering items being procured, (b) has informed prospective customer of proposed or pending publication of new or revised price lists for such items, or (c) has sold the same items to other customers at the same prices being bid, does not constitute, without more, a disclosure within the meaning of paragraph "A" above.

B. Any bid hereafter made to any political subdivision of the state or any public department, agency or official thereof by a corporate bidder for work or services performed or to be performed or goods sold or to be sold, where competitive bidding is required by statute, rule, regulation, local law, and where such bid contains the certification referred to in paragraph "A" of this section, shall be deemed to have been authorized by the Board of Directors of the bidder, and such authorization shall be deemed to include the submission of the bid and the inclusion therein of the certificate as to non-collusion as the act and deed of the corporation

Signature

Vice President

Title

Adirondack Combustion Technologies

Company Name

5/17/2/ Date

ATTACHMENT "B" ACKNOWLEDGMENT BY BIDDER

If Individual or Individuals: STATE OF NEW YOLK COUNTY OF RENSSELIER 2001 200_, before me personally appeared day to the known and known to me to be the same person(s) described in and who executed the within instrument, and he (or they severally) acknowledged to me that he (or they) executed the same. DAVID J. HALLENBECK NOTARY PUBLIC, STATE OF NEW YORK Notary Public, State of _____ Registration No. 01HA6127459 Residing in Rensselaer County Qualified in Commission Expires Commission Expires _____ If Corporation: STATE OF SS.: **COUNTY OF** _, 200__, before me personally appeared day of to me known, who, being by me sworn, did say that he resides at (give that (give address) he is the the of corporation) of (name the corporation described in and which executed the above instrument; that he knows the seal of the corporation, and that the seal affixed to the instrument is such corporate seal; that it was so affixed by order of the board of directors of the corporation, and that he signed his name thereto by like order. Notary Public, State of Qualified in Commission Expires If Partnership: STATE OF SS.: COUNTY OF _, 200 ___, before me personally came____ , to me known to be the individual who executed the foregoing, and who, being duly sworn, did depose and say that he / she is a partner of the firm of / she has the authority to sign the same, and acknowledged that he / she executed the same as the act and deed of said partnership. Notary Public, State of _____ Qualified in _____

Commission Expires _____

ATTACHMENT "C" ALBANY COUNTY VENDOR RESPONSIBILITY QUESTIONNAIRE

1. VE	ENDOR IS:						
	\square PRIME CONTRACTOR						
2. VE	2. VENDOR'S LEGAL BUSINESS NAME			3. IDENTIFICATION NUMBERS			
Adi	rondack Combustion Technologies			a) FEIN # 14-1	767465		
				b) DUNS # 867	717126		
4. D/	B/A – Doing Business As (if applicate	ble) & COUNTY FIELD:		5. WEBSITE ADDRESS (if applicable)			
				www.adirondackcombustion.com			
	DDRESS OF PRIMARY PLACE OF 4488 Duanesburg Road	BUSINESS/EXECUTIVE OFFI	CE	7. TELEPHONE NUMBER		8. FAX NUI	MBER
	Duanesburg, NY 12056			518-357-4488		518-357-269	98
	DDRESS OF PRIMARY PLACE OF NEW YORK STATE, if different from		FICE	10. TELEPHONE NUMBER		11. FAX NU	JMBER
Na Ti Te Fa	12. AUTHORIZED CONTACT FOR THIE QUESTIONNAIRE Name John E. Frank Title Vice President Telephone Number Office 518-357-4488 Cell 518-365-8291 Fax Number 518-357-2698 e-mail jfrank@adirondackcombustiontechnologioes						
13. L	IST ALL OF THE VENDOR'S PRI	NCIPAL OWNERS.					
a) NA	ME Uday G. Mantani	TITLE CEO	b) NAME		TITLE		
c) NA	ME John E. Frank	TITLE Vice President	d) NAME		TITLE		
A DETAILED EXPLANATION IS REQUIRED FOR EACH QUESTION ANSWERED WITH A "YES," AND MUST BE PROVIDED AS AN ATTACHMENT TO THE COMPLETED QUESTIONNAIRE. YOU MUST PROVIDE ADEQUATE DETAILS OR DOCUMENTS TO AID THE COUNTY IN MAKING A DETERMINATION OF VENDOR RESPONSIBILITY. PLEASE NUMBER EACH RESPONSE TO MATCH THE QUESTION NUMBER.							
14.	14. DOES THE VENDOR USE, OR HAS IT USED IN THE PAST FIVE (5) YEARS, ANY OTHER BUSINESS NAME, FEIN, or D/B/A OTHER THAN THOSE LISTED IN ITEMS 2-4 ABOVE? List all other business name(s), Federal Employer Identification Number(s) or any D/B/A names and the dates that these names or numbers were/are in use. Explain the relationship to the vendor.						
15.	ARE THERE ANY INDIVIDUAL TO THE VENDOR, INCLUDING PAST ONE (1) YEARS HAVE SE	PRICIPAL OWNERS AND OF					
	 a) An elected or appointed public List each individual's name, to, and dates of service 	lic official or officer? business title, the name of the or	ganization a	and position elected o	r appointed	Yes	∑ No
		arty organization in Albany Coun business title or consulting cape s			ition held	☐ Yes	X No

16.	OR CO OR M SHAR	IN THE PAST (5) YEARS, HAS THE VENDOR, ANY INDIVIDUALS SERVING IN MANAGERIAL DNSULTING CAPACITY, PRINCIPAL OWNERS, OFFICERS, MAJOR STOCKHOLDER(S) (10% ORE OF THE VOTING SHARES FOR PUBLICLY TRADED COMPANIES, 25% OR MORE OF THE ES FOR ALL OTHER COMPANIES), AFFLITIATE OR ANY PERSON INVOLVED IN THE ING OR CONTRACTING PROCESS:		
	a)	1. been suspended, debarred or terminated by a local, state or federal authority in connection with a contract or contracting process;	Yes Yes	X No
		2. been disqualified for cause as a bidder on any permit, license, concession franchise or lease;		
		3. entered into an agreement to a voluntary exclusion from bidding/contracting;		
		 had a bid rejected on an Albany County contract for failure to comply with the MacBride Fair Employment Principles; 		
		had a low bid rejected on a local, state or federal contract for failure to meet statutory affirmative action or M/WBE requirements on a previously held contract;		
		had status as a Women's Business Enterprise, Minority Business Enterprise or Disadvantaged Business Enterprise, de-certified, revoked or forfeited;		
		been subject to an administrative proceeding or civil action seeking specific performance or restitution in connection with any local, state or federal government contract;		
		8. been denied an award of a local, state or federal government contract, had a contract suspended or had a contract terminated for non-responsibility; or		
		had a local, state or federal government contract suspended or terminated for cause prior to the completion of the term of the contract.		
	b)	been indicted, convicted, received a judgment against them or a grant of immunity for any business- related conduct constituting a crime under local, state or federal law including but not limited to, fraud extortion, bribery, racketeering, price-fixing, bid collusion or any crime related to truthfulness and/or business conduct?	Yes	X No
	c)	been issued a citation, notice, violation order, or are pending an administrative hearing or proceeding or determination of violations of:	☐ Yes	X No
		1. federal, state or local health laws, rules or regulations.		
17.	IN TH JUDG AGEN	E PAST THREE (3) YEARS, HAS THE VENDOR OR ITS AFFILIATES I HAD ANY CLAIMS, MENTS, INJUNCTIONS, LIENS, FINES OR PENALTIES SECURED BY ANY GOVERNMENTAL	☐ Yes	X No
	Indica judgm amour	e if this is applicable to the submitting vendor or affiliate. State whether the situation(s) was a claim, ent, injunction, lien or other with an explanation. Provide the name(s) and address(es) of the agency, the t of the original obligation and outstanding balance. If any of these items are open, unsatisfied, indicate tus of each item as "open" or "unsatisfied."		
18.	DURI	NG THE PAST THREE (3) YEARS, HAS THE VENDOR FAILED TO:		
	a)	file returns or pay any applicable federal, state or city taxes? Identify the taxing jurisdiction, type of tax, liability year(s), and tax liability amount the vendor failed to file/pay and the current status of the liability.	☐ Yes	X No
	b)	file returns or pay New York State unemployment insurance? Indicate the years the vendor failed to file/pay the insurance and the current status of the liability.	☐ Yes	⊠ No
	c)	Property Tax Indicate the years the vendor failed to file.	☐ Yes	X No
19.	ITS A BANK REGA Indica	ANY BANKRUPTCY PROCEEDINGS BEEN INITIATED BY OR AGAINST THE VENDOR OR FFILIATES I WITHIN THE PAST SEVEN (7) YEARS (WHETHER OR NOT CLOSED) OR IS ANY RUPTCY PROCEEDING PENDING BY OR AGAINST THE VENDOR OR ITS AFFILIATES RDLESS OR THE DATE OF FILING? The if this is applicable to the submitting vendor or affiliate. If it is an affiliate, include the affiliate's name	☐ Yes	⊠ No
		EIN. Provide the court name, address and docket number. Indicate if the proceedings have been initiated, pending or have been closed. If closed, provide the date closed.		
20.	BELIE IT? Pr Ration	E VENDOR CURRENTLY INSOLVENT, OR DOES VENDOR CURRENTLY HAVE REASON TO EVE THAT AN INVOLUNTARY BANKRUPTCY PROCEEDING MAY BE BROUGHT AGAINST evide financial information to support the vendor's current position, for example, Current Ration, Debt, Age of Accounts Payable, Cash Flow and any documents that will provide the agency with an tanding of the vendor's situation.	Yes	X No

.

21.	IN THE PAST FIVE (5) YEARS, HAS THE VENDOR OR ANY AFFILIATES1 :	☐ Yes	⊠ No
	 a) defaulted or been terminated on, or had its surety called upon to complete, any contract (public or private) awarded; 		
	Indicate if this is applicable to the submitting vendor or affiliate. Detail the situation(s) that gave rise to the negative action, any corrective action taken by the vendor and the name of the contracting agency.		

1 "Affiliate" meaning: (a) any entity in which the vendor owns more than 50% of the voting stock; (b) any individual, entity or group of principal owners or officers who own more than 50% of the voting stock of the vendor; or (c) any entity whose voting stock is more than 50% owned by the same individual, entity or group described in clause (b). In addition, if a vendor owns less than 50% of the voting stock of another entity, but directs or has the right to direct such entity's daily operations, that entity will be an "affiliate" for purposes of this questionnaire.

ALBANY COUNTY VENDOR RESPONSIBILITY QUESTIONNAIRE

FEIN # 14-17677465

State of:	
County of:) ss:	
CERTIFICATION:	
Albany in making a determination regarding an awar the County may in its discretion, by means which it is made herein; acknowledges that intentional submission under Penal Law Section 210.40 or a misdemeanor to also be punishable by a fine and/or imprisonment of	is submitted for the express purpose of assisting the County of rd of contract or approval of a subcontract; acknowledges that may choose, verify the truth and accuracy of all statements ion of false or misleading information may constitute a felony under Penal Law Section 210.35 or Section 210.45, and may up to five years under 18 USC Section 1001 and may result in submitted in this questionnaire and any attached pages is true,
 submitting vendor; Has supplied full and complete responses information ad belief; Is knowledgeable about the submitting verence of the submitted submitt	to each item therein to the best of his/her knowledge,
Name of Business	Signature of Owner M. E. C.
Address	Printed Name of Signatory John E. frank
City, State, Zip	Title Vice president
Sworn before me this 17 day of May, 2021; Notary Public Danil Mallebra	John E. Frank Printed Name 1
DAVID J. HALLENBECK NOTARY PUBLIC, STATE OF NEW YORK Registration No. 01HA6127459 Residing in Rensselaer County Commission Expires 5/23/25	Signature 5/17/25 Date

Attachment "D" 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 therefor. 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

Vice President

Title

Adirondack Combustion Technologies

Company Name

 $\frac{5/17/2}{\text{Date}}$

ATTACHMENT "E"

<u>Sheet MS4-1: Bidder/Proposer Certification Statement (to be used with Section 34 Part A – General Contracts)</u>

As a bidder seeking to provide services on behalf of Albany County, I certify under penalty of law that I understand and agree to comply with the terms and conditions of the New York State Pollutant Discharge Elimination System ("SPDES") General Permit for Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4 Permit) and Albany County Local Law 7 of 2007, and agree to implement any Best Management Practices or corrective actions identified by Albany County or an authorized representative thereof as necessary to maintain compliance. I understand that Albany County must comply with the terms and conditions of the aforementioned MS4 Permit, and that it is unlawful for any person to directly or indirectly cause or contribute to a violation of water quality standards. I am also aware that County Local Law 7 of 2007 prohibits any activities that cause or contribute to a violation of the County's SPDES permit. Further, I understand that any non-compliance by Albany County will not diminish, eliminate or lessen my own liability.

Name of Third Party Entity: NA		
Address:		
Phone Number(s):		
Description of activities to be performed by your firm to the Albany County Storm Water Management Prog potential to generate or prevent pollution and/or affe	ram (SWMP) (include any activities that have the	
Boiler Preventive Maintenance Services		
Description of where the work is to be performed wire Shaker Place Rehabilitation and Nursing Center, 78		
	Signature John E. Frank	
	Printed Name Vice President	
	Title 5/17/21 Date	

The undersigned guarantees the accuracy of all statements and answers herein contained. (Please print in ink or type in the spaces provided). Attach additional sheets if necessary. This statement of Bidder's qualifications is required of all Bidders. Additional data on Bidder's qualifications may be requested from selected Bidders after the Bid opening.

1.	How many years has your firm been in business?	37	_years
2.	List up to three (3) projects of this nature that you have completed in the last three give the name, address and telephone number of a reference from each. completion date, the original contract bid price and the completed cost of each pro-	Also	give the
	1. Times Union Center		
	58 Pearl Street Albany, NY		
	Nathan Sims 518-487-2200		
	2. NY State Police Troop G		
	760 Troy Schenectady Road, Latham, NY 12110		
	Edin Brkanovic 518-724-7558		
	3. Ballston Spa Central Schools All schools Ballston Spa NY		
	Edwin Martin 518-884-7195		

3.	List projects presently under contract by your firm, the dollar volume of the contract and the percentage completion of the contract.
	IBM Poughkeepsie New Summer Boiler and Deaerator \$1,100,000 75% completed
	Mid-State Correction Facility, Marcy NY, \$ 611,000 80% completed
	Health Alliance Kingston, NY \$ 600,000 50%
4.	Has your firm ever failed to complete work awarded to it, if so, state where and why.
5.	Is your firm presently or has your firm ever been a party defendant in a lawsuit commenced against your firm alleging failure to properly complete work in accordance with the contract for same; if so, give details.
	No

6.	Has your firm received two (2) final determinations within any consecutive six-year period, the second final determination occurring within the past five (5) years, that your firm willfully failed to pay the prevailing rate of wages or to provide supplements with Article 8 of the Labor Law, if so, give details.
	No
7.	Do you plan to sublet any part of this work? If so, give details.
	No
8.	Give the name, address and telephone number of an individual who represents each of the following and whom the Owner may contact to investigate your financial responsibility: a surety, and a bank.
	Mark
	Lisa M. Taylor, NBT Bank 518-895-2364
	Rosemary Dumas, Rose & Kiernan, INC 518-344-4245 ex 4445

Give a summary of your financial statemeneeded).	ent. (List assets and liabilities, use an insert sheet, if
See attachment	
under which you do business, and the add the name and title of all officers. If a partr	te name of the partnership, corporation or trade name dress of the place of business. (If a corporation, state nership, state the name of all partners. If a trade name, do business under the trade name.) It is absolutely
	Adirondack Combustion Technologies IN
	Correct Name of Bidder
(a)	
The business is a: C Coporation	
(b) The address of principal place of busing	ness is: 4488, Duanesburg Road Duanesburg, NY 12056
(c) The names of the corporate officers, o name, are as follows: Uday G. Mahtani CEO	r partners, or individuals doing business under a trade
John E. Frank Vice President	

11. Is your firm qualified to do business in If No, signing this qualification state prior to award of contract immediately	ement constitutes agreement to obtain such qualification
	Adirondack combustion Technologies INC
	Firm
Dated: 5/17/2-/	By ALETUL
	John E. Frank
	(Typed)

ADIRONDACK COMBUSTION TECHNOLOGIES BALANCE SHEET May 16, 2021

ASSETS LIABILITIES

Cash \$59,000.00 Accounts Payable \$351,000.00 Accounts Receivable \$610,000.00 Other Liabilities \$238,000.00

Other Assets \$75,000.00

Fixed Assets \$79,000.00 Equity \$234,000.00

\$823,000.00