

COUNTY OF ALBANY

BID FORM

BID IDENTIFICATION:

Title: **Albany County Times Union Center Lockers,
Dressing Rooms and Hallway Upgrades**

Bid Number: **2021-111-MC Mechanical Construction**

THIS BID IS SUBMITTED TO:

Karen A. Storm, Purchasing Agent
Albany County Department of General Services
Purchasing Division
112 State Street, Room 820
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
10/07/2021	1
10/18/2021	2
10/19/2021	3
10/22/2021	4
10/25/2021	5
10/25/2021	6
10/26/21	7

(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;

BF1

- (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: Stormwater Discharges (Attachment "E")
 - (f) Bidder Qualification Questionnaire (Attachment "F")
 - (g) Non Interruption of Work Agreement (Attachment "G")
 - (h) Required Apprenticeship Training Program Documentation (refer to RFB Section 27)

7. Communication concerning this Bid shall be addressed to:

Russell Lincoln, President

Eckert Mechanical, LLC

1062 Central Ave. Albany, NY 12205

Phone: 518-459-4116

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:

Title: **Albany County Times Union Center Lockers,
Dressing Rooms and Hallway Upgrades**

Bid Number: **2021-111-MC Mechanical Construction**

Conditions:

1. All bid prices must include all materials, labor, equipment, incidentals, and other associated costs.
2. Base Bid work carry a 10% Base Bid Contingency Allowance for additional work discovered during construction beyond scope of work indicated on drawings and specifications. Contractor shall receive advance approval from the Owner's representative prior to performing any additional work.

<u>Mechanical Contract</u> Lump Sum Base Bid <div style="text-align: right;">(Price in Words):</div> <div style="text-align: right;">(Price in Numbers):</div>	<div style="text-align: center;">Three Hundred Seventy Five Thousand Three Hundred Fifty Dollars</div> <div style="text-align: center;">\$ 375,350.00</div>
10% Contingency Allowance	<div style="text-align: center;">\$ 37,535.00</div>
TOTAL BID (Base Bid + Contingency Allowance) <div style="text-align: right;">(Price in Words):</div> <div style="text-align: right;">(Price in Numbers):</div>	<div style="text-align: center;">Four Hundred Twelve Thousand Eight Hundred Eighty Eight Five Dollars</div> <div style="text-align: center;">\$ 412,885.00</div>
ALTERNATE # M-1: <div style="text-align: right;">(Price in Words):</div> <div style="text-align: right;">(Price in Numbers):</div>	<div style="text-align: center;">Six Thousand Seven Hundred Sixty Four Dollars</div> <div style="text-align: center;">\$ 6,764.00</div>
ALLOWANCE # M-1: Provide unit cost allowance per gallon of glycol replacement. <div style="text-align: right;">(Price in Words):</div> <div style="text-align: right;">(Price in Numbers):</div>	<div style="text-align: center;">\$14.25</div> <div style="text-align: center;">\$Fourteen Dollars and Twenty Five Cents Per Gallon</div>

COUNTY OF ALBANY

BID FORM

BID IDENTIFICATION:

Title: Albany County Times Union Center Lockers,
Dressing Rooms and Hallway Upgrades

Bid Number: 2021-111-MC Mechanical Construction

COMPANY: Eckert Mechanical, LLC

ADDRESS: 1062 Central Avenue

CITY, STATE, ZIP: Albany, NY 12205

TEL. NO.: 518-459-4116

FAX NO.: 518-459-1208

FEDERAL TAX ID NO.: 27-1557163

REPRESENTATIVE: Russell Lincoln, President

E-MAIL: rlincoln@eckertmechanical.com

SIGNATURE AND TITLE Russell Lincoln, President

DATE 10/27/2021

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 Russell Lincoln

President

Title

Eckert Mechanical, LLC

Company Name

10/27/21

Date

ATTACHMENT "B"
ACKNOWLEDGMENT BY BIDDER

If Individual or Individuals:

STATE OF _____)
COUNTY OF _____) SS.:

On this _____ day of _____, 200__, before me personally appeared _____ to me 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.

Notary Public, State of _____

Qualified in _____

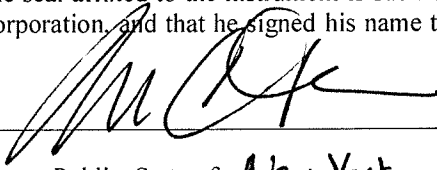
Commission Expires _____

If Corporation:

STATE OF New York)
COUNTY OF Albany) SS.:

On this 27 day of October, 2021, before me personally appeared Russell Lincoln to me known, who, being by me sworn, did say that he resides at (give address) Albany, NY; that he is the (give title) President of the (name of corporation) Eckert Mechanical, LLC, 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.

NICOLE C. TRIMBLE
Notary Public, State of New York
No. 01CA6135839
Qualified in Albany County
Commission Expires October 24, 2021



Notary Public, State of New York

Qualified in Albany County

Commission Expires 10/24/2025

If Partnership:

STATE OF _____)
COUNTY OF _____) SS.:

On the _____ day 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 _____ and that he / 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. VENDOR IS: <input checked="" type="checkbox"/> PRIME CONTRACTOR		
2. VENDOR'S LEGAL BUSINESS NAME Eckert Mechanical, LLC	3. IDENTIFICATION NUMBERS a) FEIN # 27-1557163 b) DUNS # 788341451	
4. D/B/A – Doing Business As (if applicable) & COUNTY FIELD:	5. WEBSITE ADDRESS (if applicable) www.eckertmechanical.com	
6. ADDRESS OF PRIMARY PLACE OF BUSINESS/EXECUTIVE OFFICE 1062 Central Avenue Albany, NY 12205	7. TELEPHONE NUMBER 518-459-4116	8. FAX NUMBER 518-4591208
9. ADDRESS OF PRIMARY PLACE OF BUSINESS/EXECUTIVE OFFICE <i>IN NEW YORK STATE, if different from above</i>	10. TELEPHONE NUMBER	11. FAX NUMBER
12. AUTHORIZED CONTACT FOR THIS QUESTIONNAIRE Name Russell Lincoln Title President Telephone Number 518-459-4116 Fax Number 518-459-1208 e-mail rlincoln@eckertmechanical.com		
13. LIST ALL OF THE VENDOR'S PRINCIPAL OWNERS.		
a) NAME Russell Lincoln	TITLE President	b) NAME Sarah DeLuca
c) NAME Donald DeLuca Jr.	TITLE Special Trustee	d) NAME
TITLE Treasurer		
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. 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. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No 		
15. ARE THERE ANY INDIVIDUALS NOW SERVING IN A MANAGERIAL OR CONSULTING CAPACITY TO THE VENDOR, INCLUDING PRICIPAL OWNERS AND OFFICERS, WHO NOW SERVE OR IN THE PAST ONE (1) YEARS HAVE SERVED AS: <div style="display: flex; justify-content: flex-end; align-items: flex-start; margin-top: 10px;"> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No </div> <div style="margin-top: 10px;"> a) An elected or appointed public official or officer? <i>List each individual's name, business title, the name of the organization and position elected or appointed to, and dates of service</i> </div> <div style="margin-top: 10px;"> b) An officer of any political party organization in Albany County, whether paid or unpaid? <i>List each individuals name, business title or consulting capacity and the official political position held with applicable service dates.</i> </div> <div style="display: flex; justify-content: flex-end; align-items: flex-start; margin-top: 10px;"> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No </div>		

16.	<p>WITHIN THE PAST (5) YEARS, HAS THE VENDOR, ANY INDIVIDUALS SERVING IN MANAGERIAL OR CONSULTING CAPACITY, PRINCIPAL OWNERS, OFFICERS, MAJOR STOCKHOLDER(S) (10% OR MORE OF THE VOTING SHARES FOR PUBLICLY TRADED COMPANIES, 25% OR MORE OF THE SHARES FOR ALL OTHER COMPANIES), AFFILIATE OR ANY PERSON INVOLVED IN THE BIDDING OR CONTRACTING PROCESS:</p>	
a)	<p>1. been suspended, debarred or terminated by a local, state or federal authority in connection with a contract or contracting process;</p> <p>2. been disqualified for cause as a bidder on any permit, license, concession franchise or lease;</p> <p>3. entered into an agreement to a voluntary exclusion from bidding/contracting;</p> <p>4. had a bid rejected on an Albany County contract for failure to comply with the MacBride Fair Employment Principles;</p> <p>5. 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;</p> <p>6. had status as a Women's Business Enterprise, Minority Business Enterprise or Disadvantaged Business Enterprise, de-certified, revoked or forfeited;</p> <p>7. been subject to an administrative proceeding or civil action seeking specific performance or restitution in connection with any local, state or federal government contract;</p> <p>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</p> <p>9. had a local, state or federal government contract suspended or terminated for cause prior to the completion of the term of the contract.</p>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
b)	<p>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?</p>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
c)	<p>been issued a citation, notice, violation order, or are pending an administrative hearing or proceeding or determination of violations of:</p> <p>1. federal, state or local health laws, rules or regulations.</p>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
17.	<p>IN THE PAST THREE (3) YEARS, HAS THE VENDOR OR ITS AFFILIATES 1 HAD ANY CLAIMS, JUDGMENTS, INJUNCTIONS, LIENS, FINES OR PENALTIES SECURED BY ANY GOVERNMENTAL AGENCY?</p> <p>Indicate if this is applicable to the submitting vendor or affiliate. State whether the situation(s) was a claim, judgment, injunction, lien or other with an explanation. Provide the name(s) and address(es) of the agency, the amount of the original obligation and outstanding balance. If any of these items are open, unsatisfied, indicate the status of each item as "open" or "unsatisfied."</p>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
18.	<p>DURING THE PAST THREE (3) YEARS, HAS THE VENDOR FAILED TO:</p>	
a)	<p>file returns or pay any applicable federal, state or city taxes?</p> <p><i>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.</i></p>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
b)	<p>file returns or pay New York State unemployment insurance?</p> <p><i>Indicate the years the vendor failed to file/pay the insurance and the current status of the liability.</i></p>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
c)	<p>Property Tax</p> <p><i>Indicate the years the vendor failed to file.</i></p>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
19.	<p>HAVE ANY BANKRUPTCY PROCEEDINGS BEEN INITIATED BY OR AGAINST THE VENDOR OR ITS AFFILIATES 1 WITHIN THE PAST SEVEN (7) YEARS (WHETHER OR NOT CLOSED) OR IS ANY BANKRUPTCY PROCEEDING PENDING BY OR AGAINST THE VENDOR OR ITS AFFILIATES REGARDLESS OF THE DATE OF FILING?</p> <p>Indicate if this is applicable to the submitting vendor or affiliate. If it is an affiliate, include the affiliate's name and FEIN. Provide the court name, address and docket number. Indicate if the proceedings have been initiated, remain pending or have been closed. If closed, provide the date closed.</p>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
20.	<p>IS THE VENDOR CURRENTLY INSOLVENT, OR DOES VENDOR CURRENTLY HAVE REASON TO BELIEVE THAT AN INVOLUNTARY BANKRUPTCY PROCEEDING MAY BE BROUGHT AGAINST IT? Provide financial information to support the vendor's current position, for example, Current Ratio, Debt Ratio, Age of Accounts Payable, Cash Flow and any documents that will provide the agency with an understanding of the vendor's situation.</p>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> 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.

FEIN

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 Russell Lincoln

President

Title

10/27/20

Date

Eckert Mechanical, LLC

Company Name

ATTACHMENT "E"

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

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.

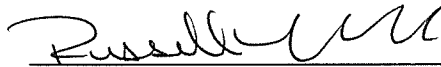
Name of Third Party Entity: _____

Address: _____

Phone Number(s): _____

Description of activities to be performed by your firm or organization within Albany County are related to the Albany County Storm Water Management Program (SWMP) (include any activities that have the potential to generate or prevent pollution and/or affect water quality):

Description of where the work is to be performed within Albany County facilities:



Signature

Russell Lincoln

Printed Name

President

Title

10/27/21

Date

ATTACHMENT "F"
BIDDER QUALIFICATION QUESTIONNAIRE

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? 40 years
2. List up to three (3) projects of this nature that you have completed in the last three (3) years, and give the name, address and telephone number of a reference from each. Also give the completion date, the original contract bid price and the completed cost of each project listed.

1. Please see Attachement A

2. _____

3. _____

ATTACHMENT "F"
BIDDER QUALIFICATION QUESTIONNAIRE

3. List projects presently under contract by your firm, the dollar volume of the contract and the percentage completion of the contract.

Please see Attachment B

4. Has your firm ever failed to complete work awarded to it, if so, state where and why.

No

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

ATTACHMENT "F"
BIDDER QUALIFICATION QUESTIONNAIRE

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.

CONTROLS / EASTERN

INSULATION / TBN

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.

Key Bank - 518-257-8702

66 S. Pearl Street, Albany, NY 12207

USI Insurance Services - 518-514-3622

855 Route 146, Suite 235, Clifton Park, NY 12065

ATTACHMENT "F"
BIDDER QUALIFICATION QUESTIONNAIRE

9. Give a summary of your financial statement. (List assets and liabilities, use an insert sheet, if needed).

Please see the attached Financial Statement

10. State the true, exact, correct and complete name of the partnership, corporation or trade name under which you do business, and the address of the place of business. (If a corporation, state the name and title of all officers. If a partnership, state the name of all partners. If a trade name, state the names of the individuals who do business under the trade name.) It is absolutely necessary that information be furnished.

Eckert Mechanical, LLC

Correct Name of Bidder

(a) The business is a: Corporation

(b) The address of principal place of business is: 1062 Central Avenue

Albany, NY 12205

(c) The names of the corporate officers, or partners, or individuals doing business under a trade name, are as follows:

Russell Lincoln, President

Sarah DeLuca, Treasurer

Donald DeLuca Jr., Special Trustee

ATTACHMENT "F"
BIDDER QUALIFICATION QUESTIONNAIRE

11. Is your firm qualified to do business in the State of New York? Yes x No ____.

If No, signing this qualification statement constitutes agreement to obtain such qualification prior to award of contract immediately upon owner's request.

Eckert Mechanical, LLC

Firm

Dated: 10/27/2021

By Russell Lincoln, President

Russell Lincoln, President

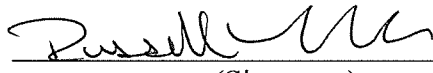
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ATTACHMENT "G"
NON-INTERRUPTION OF WORK AGREEMENT

By submission of the bid for: Times Union Center Lockers, Dressing Rooms, and
Hallway Upgrades

The bidder agrees that if this bid is accepted, he/she will not intentionally engage in any course of conduct or activity, or employ for the purposes of performing the public work, any subcontractors, employees, labor or materials which will or may result in the interruption of the performance of the public work due to labor strife or unrest by workmen employed by the bidder or by any of the trades working in or about the public works and/or premises where the work is being performed.

Firm: Eckert Mechanical, LLC

By: 
(Signature)

Russell Lincoln
(Typed)

Title: President

Date: 10/27/21

CNA SURETY

Bid Bond

Bond No. N/A

CONTRACTOR:

(Name, legal status and address)

ECKERT MECHANICAL, LLC

1062 Central Avenue
Albany, New York 12205

SURETY: Western Surety Company: South Dakota Corporation

(Name, legal status and principal place
of business)

151 N. Franklin Street
17th Floor
Chicago, IL 60606

This document has important legal consequences. Consultation with an attorney is encouraged with respect to its completion or modification.

Any singular reference to Contractor, Surety, Owner or other party shall be considered plural where applicable.

OWNER:

(Name, legal status and address)

COUNTY OF ALBANY

Department of General Services
Purchasing Division
112 State Street, Room 1000
Albany, New York 12207

BOND AMOUNT: Five Percent of the Amount of Attached Bid (5% Amt Bid)

PROJECT:

(Name, location or address, and Project number, if any)

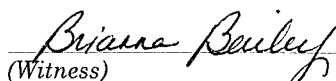
Bid Number 2021-111
Times Union Center Lockers, Dressing Rooms and Hallway Upgrades
HVAC

The Contractor and Surety are bound to the Owner in the amount set forth above, for the payment of which the Contractor and Surety bind themselves, their heirs, executors, administrators, successors and assigns, jointly and severally, as provided herein. The conditions of this Bond are such that if the Owner accepts the bid of the Contractor within the time specified in the bid documents, or within such time period as may be agreed to by the Owner and Contractor, and the Contractor either (1) enters into a contract with the Owner in accordance with the terms of such bid, and gives such bond or bonds as may be specified in the bidding or Contract Documents, with a surety admitted in the jurisdiction of the Project and otherwise acceptable to the Owner, for the faithful performance of such Contract and for the prompt payment of labor and material furnished in the prosecution thereof; or (2) pays to the Owner the difference, not to exceed the amount of this Bond, between the amount specified in said bid and such larger amount for which the Owner may in good faith contract with another party to perform the work covered by said bid, then this obligation shall be null and void, otherwise to remain in full force and effect. The Surety hereby waives any notice of an agreement between the Owner and Contractor to extend the time in which the Owner may accept the bid. Waiver of notice by the Surety shall not apply to any extension exceeding sixty (60) days in the aggregate beyond the time for acceptance of bids specified in the bid documents, and the Owner and Contractor shall obtain the Surety's consent for an extension beyond sixty (60) days.

If this Bond is issued in connection with a subcontractor's bid to a Contractor, the term Contractor in this Bond shall be deemed to be Subcontractor and the term Owner shall be deemed to be Contractor.

When this Bond has been furnished to comply with a statutory or other legal requirement in the location of the Project, any provision in this Bond conflicting with said statutory or legal requirement shall be deemed deleted herefrom and provisions conforming to such statutory or other legal requirement shall be deemed incorporated herein. When so furnished, the intent is that this Bond shall be construed as a statutory bond and not as a common law bond.

Signed and sealed this 26th day of October, 2021


(Witness)


(Witness)

ECKERT MECHANICAL, LLC

(Principal)


(Title) Russell Lincoln, President

Western Surety Company

(Surety)


(Title) April A. Adams, Attorney-in-Fact

(Seal)

(Seal)

INDIVIDUAL ACKNOWLEDGEMENT

State of)
)
County of)

On the _____ day of _____, 20____, before me personally came

_____, to me known and known to me to be the Individual described in and who executed the foregoing instrument, and he acknowledged to me that he executed the same.

Notary Public

LLC ACKNOWLEDGMENT

State of New York)
)
County of Albany)

On the 26 day of October in the year 2021, before me personally came Russell Lincoln to me known, who, being by me duly sworn, did depose and say that (s)he reside(s) in Albany, N.Y.; that (s)he is the President of the Eckert Mechanical LLC the LLC described in and which executed the above instrument.

Notary Public
NICOLE C. THIMBLE
Notary Public, State of New York
No. 01CA6135839
Qualified in Albany County
Commission Expires October 24, 2025

SURETY ACKNOWLEDGEMENT

State of New York)
)
County of)

On the 26th day of October in the year 2021, before me personally came April A. Adams to me known, who, being by me duly sworn, did depose and say that she reside(s) in Erie County, New York; that she is the Attorney-in-Fact of Western Surety Company the corporation described in and which executed the above instrument; that she knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by authority of the board of directors of said corporation, and that she signed her name thereto by like authority.

Notary Public

KATHERINE L. STEINER
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES 01/25/2025

Western Surety Company

POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

Bruce W Rogers, Candace J Casey-Wnek, Bradley E Byer, Michael W Karl, Lawrence DiGiulio, Suzanne Coonradt, Andrew J Tokasz, Michael Robert Bonetto, Todd McMahon, Timothy J Geiger, Cynthia A Scharf, April A Adams, Lauren Bordonaro, Steven Blumhagen, Individually

of Buffalo, NY, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

- In Unlimited Amounts -

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Vice President and its corporate seal to be hereto affixed on this 13th day of August, 2021.



WESTERN SURETY COMPANY

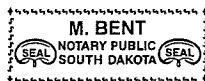
Paul T. Bruflat, Vice President

State of South Dakota }
County of Minnehaha } ss

On this 13th day of August, 2021, before me personally came Paul T. Bruflat, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is the Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires

March 2, 2026



M. Bent, Notary Public

CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law of the corporation printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this 26th day of October, 2021.



WESTERN SURETY COMPANY

L. Nelson, Assistant Secretary

WESTERN SURETY COMPANY
Sioux Falls, South Dakota
Statement of Net Admitted Assets and Liabilities
December 31, 2020

ASSETS

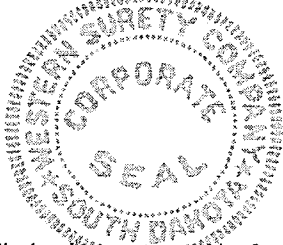
Bonds	\$ 1,912,532,179
Stocks	25,319,501
Cash, cash equivalents, and short-term investments	40,409,249
Receivables for securities	-
Investment income due and accrued	17,596,947
Premiums and considerations	66,346,899
Amounts recoverable from reinsurers	3,171,900
Current federal and foreign income tax recoverable and interest thereon	2,464,571
Net deferred tax asset	14,052,177
Receivable from parent, subsidiaries, and affiliates	12,599,707
Other assets	-
Total Assets	<u>\$ 2,094,493,130</u>

LIABILITIES AND SURPLUS

Losses	\$ 215,792,050
Loss adjustment expense	51,323,326
Commissions payable, contingent commissions and other similar charges	10,245,562
Other expenses (excluding taxes, license and fees)	-
Taxes, License and fees (excluding federal and foreign income taxes)	3,169,742
Federal and foreign income taxes payable	-
Unearned premiums	256,859,522
Advance premiums	5,954,577
Ceded reinsurance premiums payable (net of ceding commissions)	977,849
Amounts withheld or retained by company for account of other	9,740,338
Provision for reinsurance	420,825
Payable to parent, subsidiaries and affiliates	2,297
Payable on security transactions	-
Other liabilities	31,467
Total Liabilities	<u>\$ 554,517,555</u>

Surplus Account:	
Common stock	\$ 4,000,000
Gross paid in and contributed surplus	280,071,837
Unassigned funds	1,255,903,739
Surplus as regards policyholders	<u>\$ 1,539,975,575</u>
Total Liabilities and Capital	<u>\$ 2,094,493,130</u>

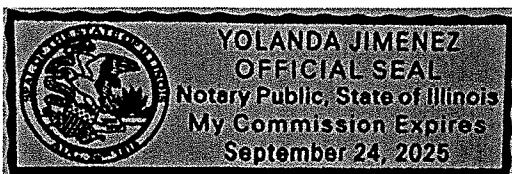
I, Julie Lee, Assistant Vice President of Western Surety Company hereby certify that the above is an accurate representation of the financial statement of the Company dated December 31, 2020, as filed with the various Insurance Departments and is a true and correct statement of the condition of Western Surety Company as of that date.



WESTERN SURETY COMPANY

By Julie Lee
Assistant Vice President, External Reporting

Subscribed and sworn to me this 9 day of April 2021
My commission expires:



By Yolanda Jimenez
Notary Public

NEW YORK STATE
VENDOR RESPONSIBILITY QUESTIONNAIRE
ATTACHMENT A – COMPLETED CONSTRUCTION CONTRACTS

NYS Vendor ID: 1100018009

Vendor Name: Eckert Mechanical, LLC

Question 3.0: List the ten most recent construction contracts the Business Entity has completed. If less than ten, include most recent subcontracts on projects up to that number:						
Agency/Owner	Telephone No.	Design Architect and /or Design Engineer	Award Date	Amount	Date Completed	
1. State University of New York Empire State College	518-469-2509	IBC Engineering, P.C.	1/24/2019	\$776,280.00	1/31/2020	
Contact Person Timothy Hughes						
Contract No. 18212	Joint Venture (JV) Name, if applicable N/A				EIN of JV, if applicable	
2. Agency/Owner Watervliet Arsenal – Building 40 HVAC and Plumbing Renovations	315-782-4055	Designer Architect and /or Design Engineer Jade Stone Engineering	2/16/2018	\$668,769.00	3/6/2020	
Contact Person Dean Heath						
Contract No. 1029	Joint Venture (JV) Name, if applicable N/A				EIN of JV, if applicable	
3. Agency/Owner State University of New York – SUNY Albany Lecture Center Subbasement	518-289-1371	Designer Architect and /or Design Engineer MH Professional Engineering, PLLC	12/5/2017	\$791,536.00	1/1/2019	
Contact Person Brian Douglass						
Contract No. 17121-11	Joint Venture (JV) Name, if applicable				EIN of JV, if applicable	
4. Agency/Owner GlaxoSmithKline LLC – PW84 Loop Replacement	518-261-8930	Designer Architect and /or Design Engineer GSK	10/16/2019	\$1,319,224.00	1/15/2020	
Contact Person Ramon Trinidad						
Contract No. PW84	Joint Venture (JV) Name, if applicable				EIN of JV, if applicable	
5. Agency/Owner Stratton Air National Guard – Repair Building 18	518-792-1128	Designer Architect and /or Design Engineer POND	12/19/2018	\$266,107.00	9/13/2019	
Contact Person Micah Henzel						
Contract No. 18014-23A	Joint Venture (JV) Name, if applicable				EIN of JV, if applicable	

NEW YORK STATE
VENDOR RESPONSIBILITY QUESTIONNAIRE
ATTACHMENT A – COMPLETED CONSTRUCTION CONTRACTS

Vendor Name: Eckert Mechanical, LLC

NYS Vendor ID: 1100018009

Question 3.0: List the ten most recent construction contracts the Business Entity has completed. If less than ten, include most recent subcontracts on projects up to that number:						
Agency/Owner	Telephone No.	Design Architect and /or Design Engineer	Award Date	Amount	Date Completed	
6. Agency/Owner State University of New York – SUNY Albany Forensic Biology Renovations	518-482-3400	Designer Architect and /or Design Engineer Envision Architects	10/30/2018	\$153,196.00	5/31/2019	
Contact Person Ben Boswell						
Contract No. 18094-23A	Prime or Sub Sub	Joint Venture (JV) Name, if applicable			EIN of JV, if applicable	
7. Agency/Owner Capital District Transportation Authority (CDTA) – Renovations to Operations Department	518-918-9450	Designer Architect and /or Design Engineer Tetra Tech Architects & Engineers	11/16/2018	\$68,202.00	7/31/2019	
Contact Person Anthony Cerone						
Contract No. 68167-16002	Prime or Sub Sub	Joint Venture (JV) Name, if applicable			EIN of JV, if applicable	
8. Agency/Owner The New York Racing Association – Saratoga Racecourse; Rehabilitate Dorms 1, 8, 26, 30, 38, 41	518-792-1128	Designer Architect and /or Design Engineer Frost Hurff Architects	1/10/2019	\$280,705.00	12/6/2019	
Contact Person Brian Conlin						
Contract No. 18214-23A-00	Prime or Sub Sub	Joint Venture (JV) Name, if applicable			EIN of JV, if applicable	
9. Agency/Owner OGS Project No. 45635-H Ten Eyck Office Building, Rehabilitate Elevators	518-486-9122	Designer Architect and /or Design Engineer Popli Design Group	4/24/2019	\$149,214.00	10/18/2019	
Contact Person Donald Gailor						
Contract No. 45635-H	Prime or Sub Prime	Joint Venture (JV) Name, if applicable			EIN of JV, if applicable	
10. Agency/Owner Rensselaer Polytechnic Institute – West Hall HVAC Project	518-276-3886	Designer Architect and /or Design Engineer LaBella Associates	6/23/2019	\$256,400.00	2/14/2020	
Contact Person David Marois						
Contract No. 19-076	Prime or Sub Prime	Joint Venture (JV) Name, if applicable			EIN of JV, if applicable	

NEW YORK STATE
VENDOR RESPONSIBILITY QUESTIONNAIRE
ATTACHMENT B – UNCOMPLETED CONSTRUCTION CONTRACTS

NYS Vendor ID: 1100018009

Vendor Name: Eckert Mechanical, LLC

Question 3.1: List all current uncompleted construction contracts:

1.		Agency/Owner Town of Bethlehem – Clapper Road Water Treatment Plant Improvements		Award Date 2/26/2019	Completion Date 7/31/2020
Contact Person Chris Lepkowski	Telephone No. 518-233-0600	Designer Architect and /or Design Engineer Hazen and Sawyer			
Contract No. 1817-003	Prime or Sub Sub	Joint Venture (JV) Name, if applicable		EIN of JV, if applicable	
		Total Contract Amount \$1,531,146.00	Amount Sublet to others	Uncompleted Amount \$262,000.00	
2.		Agency/Owner Watervliet Arsenal – General Purpose Warehouse		Award Date 1/11/2019	Completion Date 7/17/2020
Contact Person Micah Henzel	Telephone No. 518-792-1128	Designer Architect and /or Design Engineer US Army Corps of Engineers			
Contract No. 18105-23A	Prime or Sub Sub	Joint Venture (JV) Name, if applicable		EIN of JV, if applicable	
		Total Contract Amount \$441,123.00	Amount Sublet to others	Uncompleted Amount \$206,989.00	
3.		Agency/Owner Albany County Airport Authority – Air Traffic Control Tower HVAC Improvements		Award Date 10/9/2019	Completion Date 6/12/2020
Contact Person Steve Iachetta	Telephone No. 518-242-2238	Designer Architect and /or Design Engineer Sage Engineering			
Contract No. 1013-M	Prime or Sub Prime	Joint Venture (JV) Name, if applicable		EIN of JV, if applicable	
		Total Contract Amount \$250,316.00	Amount Sublet to others	Uncompleted Amount \$4,500.00	
4.		Agency/Owner Watervliet Arsenal – Building #35 Correct All Remaining QWE Deficiencies		Award Date 11/6/2019	Completion Date 3/8/2021
Contact Person Micah Henzel	Telephone No. 518-792-1128	Designer Architect and /or Design Engineer Watervliet Arsenal, Public Works Division			
Contract No. 19108-23A	Prime or Sub Sub	Joint Venture (JV) Name, if applicable		EIN of JV, if applicable	
		Total Contract Amount \$385,000.00	Amount Sublet to others	Uncompleted Amount \$332,000.00	

NEW YORK STATE
VENDOR RESPONSIBILITY QUESTIONNAIRE
ATTACHMENT B – UNCOMPLETED CONSTRUCTION CONTRACTS

Vendor Name: Eckert Mechanical, LLC

NYS Vendor ID: 1100018009

Question 3.1: List all current uncompleted construction contracts:									
5.	Agency/Owner Watervliet Arsenal – Building 110 Repair Facilities Deficiencies		Telephone No. 518-792-1128		Designer Architect and /or Design Engineer US Army Corps of Engineers		Award Date 11/25/2019	Completion Date 4/21/2021	
	Contact Person Micah Henzel								
	Contract No. 19107-23A	Prime or Sub Sub	Joint Venture (JV) Name, if applicable		EIN of JV, if applicable				
			Total Contract Amount \$380,000.00	Amount Sublet to others		Uncompleted Amount \$345,000.00			
					Award Date 12/12/2019	Completion Date 6/19/2020			
6.	Agency/Owner St. Peter's Hospital – Storm Water Piping		Telephone No. 518-266-9600		Designer Architect and /or Design Engineer Guth DeConzo Construction				
	Contact Person Michael Spencer								
	Contract No. 5510	Prime or Sub Sub	Joint Venture (JV) Name, if applicable		EIN of JV, if applicable				
			Total Contract Amount \$199,236.00	Amount Sublet to others		Uncompleted Amount \$43,100.00			
					Award Date 2/13/2020	Completion Date 10/16/2020			
7.	Agency/Owner Hoosick Falls Central School District – Boiler Replacement, Main Building		Telephone No. 518-272-2541		Designer Architect and /or Design Engineer Synthesis Architects, LLP				
	Contact Person Jeff West								
	Contract No. 49-05-01-06-0-001-015	Prime or Sub Prime	Joint Venture (JV) Name, if applicable		EIN of JV, if applicable				
			Total Contract Amount \$484,463.00	Amount Sublet to others		Uncompleted Amount \$476,588.00			
					Award Date 3/3/2020	Completion Date 6/26/2020			
8.	Agency/Owner BAB Enterprises, LLC & MDB Properties, LLC – 215 Washington Ave. Extension Tenant Fitout Albany Police Department		Telephone No. 518-361-3589		Designer Architect and /or Design Engineer Joseph M. Metzger				
	Contact Person Mike Robyck								
	Contract No. 1909	Prime or Sub Sub	Joint Venture (JV) Name, if applicable		EIN of JV, if applicable				
			Total Contract Amount \$145,238.00	Amount Sublet to others		Uncompleted Amount \$30,900.00			

**NEW YORK STATE
VENDOR RESPONSIBILITY QUESTIONNAIRE
ATTACHMENT B – UNCOMPLETED CONSTRUCTION CONTRACTS**

NYS Vendor ID: 1100018009

Vendor Name: Eckert Mechanical, LLC

Question 3.1: List all current uncompleted construction contracts:									
9.	Agency/Owner Department of Veteran's Affairs – Albany VAMC Renovate Sterile Processing Service		Award Date 8/22/2014		Completion Date 12/18/2020				
	Contact Person David Sinicrope	Telephone No. 803-619-2233	Designer Architect and /or Design Engineer Sigma Psi Consulting						
	Contract No. 130006-S01	Prime or Sub Sub	Joint Venture (JV) Name, if applicable		EIN of JV, if applicable				
	Total Contract Amount \$356,049.00		Amount Sublet to others		Uncompleted Amount \$54,000.00				
10.	Agency/Owner City School District of Albany – Schuyler Achievement Academy 2019 Community Schools Grant		Award Date 4/1/2020		Completion Date 6/30/2020				
	Contact Person James Van Vorst	Telephone No. 518-273-0234	Designer Architect and /or Design Engineer CSArch						
	Contract No. 19180-C	Prime or Sub Sub	Joint Venture (JV) Name, if applicable		EIN of JV, if applicable				
	Total Contract Amount \$50,000.00		Amount Sublet to others		Uncompleted Amount \$50,000.00				
Grand Total All Uncompleted Contracts							\$1,805,077.00		