

FOR QUESTIONS REGARDING  
THIS BID, PLEASE CONTACT  
HECTOR DI LEO, SUPERINTENDENT OF HIGHWAY DEPT.  
AT (914) 961-8540

NOTICE OF BIDDERS

NOTICE IS HEREBY GIVEN that sealed proposals are requested for furnishing equipment, supplies or materials, or for performing work according to Specifications of a Contract to be awarded by the Town of Eastchester for:

**RESURFACING AND REPAIRS WITH ASPHALT CONCRETE OF VARIOUS  
STREETS WITHIN THE TOWN OF EASTCHESTER & VILLAGES OF TUCKAHOE  
AND BRONXVILLE NEW YORK  
FOR THE YEAR 2019, AS DESCRIBED IN THE SPECIFICATION SHEETS  
ATTACHED HERETO**

This proposal will be received at the Office of the TOWN CLERK, TOWN OF EASTCHESTER, 40 Mill Road, Eastchester, New York, until **11:15 o'clock a.m., TUESDAY, MARCH 26, 2019**, and is to be enclosed in a sealed envelope with a description of the above title on the outside of the envelope with the name of the person or persons making the same and their addresses, and addressed to the Town Clerk, 40 Mill Road, Eastchester, N.Y. 10709; said proposal will be publicly opened and read at or about **11:15 o'clock a.m.**, at the Town Hall on the above mentioned date.

The following documents are attached:

- 1) INSTRUCTIONS TO BIDDERS
- 2) PROPOSAL
- 3) SPECIFICATIONS
- 4) NON-COLLUSION STATEMENT
- 5) CONTRACT

## INSTRUCTIONS TO BIDDERS

Proposals shall be made and received upon the following conditions:

1. Before bidding, contractors are particularly requested to examine the specifications and location of the work.
2. Bidders are required to form their own judgment of the quantities and character of the work, by personal examination of the ground and of the specifications relating to the work.
3. Bidders are required to express in writing and also in numerals, the price for which they will agree to execute and perform the various work stated.
4. The price so named is to cover the cost of furnishing all labor, material, and of performing all the work under this contract, in accordance with the specifications and every expense incidental to the execution of the work.
5. No deviation from the plans and specifications will be permitted, nor shall any extra compensation be claimed or allowed beyond the prices named in the proposal.
6. Each proposal must be accompanied by the deposit of a bank or certified check payable to the order of the Town of Eastchester in the amount of 5% of the total amount of the bid, or a bid bond of like amount. All Bid Bonds, Performance Bonds, Labor and Material Bonds, and Maintenance Bonds must contain the following requirements:
  - A. Signature of Attorney-in-Fact signing on behalf of sureties and for the Officer or Owner signing on behalf of the contractor/vendor/bidder and their names printed or typewritten below their corresponding signature;
  - B. Notary Acknowledgement for the Attorney-in-Fact signing on behalf of sureties and for the Officer or Owner signing on behalf of the contractor/vendor/bidder, along with bond(s) and Power of Attorney; and
  - C. All bonds must be from surety companies licensed to do business in the State of New York, have a good history with respect to claims handling, and attach consent of surety.
7. If the proposal is accepted, the successful bidder will enter into a contract for the work or the goods, as the case may be, and will furnish an executed performance bond in the full amount of the contract price as security for the faithful performance of the terms, covenants and conditions of the contract and a labor

and material bond in an equal amount guaranteeing the full payment of all persons performing labor or furnishing material in connection therewith. The bonds shall have as surety thereon such surety company or companies as are acceptable to the Town and are authorized to transact business in the State of New York.

A separate maintenance bond in the full amount of the contract price shall be written so as to remain in full force and effect as a maintenance bond for a period of not less than one (1) year after the date of acceptance of the work. All bonds are subject to the approval of the Town Attorney of the Town of Eastchester as to adequacy, form and content.

8. All deposits will be returned to the unsuccessful bidders and to the successful bidder on the execution of the contract and the furnishing of the required security.
9. The Town Board reserves the right to reject any or all bids submitted to it, to omit any item or items, to waive any informality in a proposal or to approve minor changes in specifications if deemed advisable in the interests of the Town.
10. Upon acceptance of the bid, if the successful bidder fails to execute a contract and furnish the required security within seven (7) days from the date of mailing of said contract by the Town of Eastchester, then the check deposited as aforesaid and the monies standing to the credit of the same shall be forfeited as liquidated damages, or the payment of the bond shall be enforced for the benefit of the said Town of Eastchester.
11. Where applicable, the contract will contain a provision that every mechanic, laborer and workman employed in or about the work contemplated by the contract shall be paid not less than the prevailing rate of wages and provided with not less than the prevailing supplements as provided by Section 220 of the Labor Law of the State of New York.
12. All proposals shall be in the prescribed form, and no other form shall be used. The prices must be written in ink in words and also stated in figures, and any proposal not in accordance with these instructions or not on the blanks furnished, or containing bids not asked for, may be rejected. Where separate prices are required for various items, it is understood that the Town Board shall have complete discretion in awarding the contract as a whole or in part.
13. The details of the insurance requirements related to this proposal are contained in the contract and schedule thereto. All insurance as required hereunder shall run for the benefit of Town of Eastchester, the Village of Tuckahoe, the Village of Bronxville, and the Eastchester and Tuckahoe Union Free School Districts.

14. The notice to bidders, these instructions, the specifications, the proposal and the non-collusion statement shall be deemed to be part of the formal contract to be executed by the successful bidder.