State of Rhode Island and Providence Plantations Contract Offer

RIVIP GENERATED BIDDER CERTIFICATION COVER FORM

SECTION 1 - VENDOR INFORMATION

Bid/RFP Number:	7448492A1
Bid/RFP Title:	CONSTRUCTION RENOVATIONS MINOR, MPA #52 - ADDENDUM #1 (13 PGS)
Opening Date & Time:	9/1/2011 10:00 AM
RIVIP Vendor ID #:	40121
Vendor Name:	Ptaszek Construction
Address:	36 Pershing St East Providence, RI 02914 USA
Telephone:	(401) 228-3003
Fax:	(401) 654-4413
E-Mail:	joep2004@cox.net
Contact Person:	Joseph Ptaszek
Title:	President
R.I. Foreign Corp #:	

NOTICE TO VENDORS

Effective January 1, 2011 all public works project related bids or proposals exceeding one million ($1,000,000) dollars are required to include a "public copy". All agency contract solicitations, requests for proposals, invitations for bids, etc. shall state that any bid or proposal that exceeds one million ($1,000,000) dollars must include a copy to be available for public inspection upon the opening of the bids. Any bid or proposal in excess of one million ($1,000,000) dollars which does not include a copy for public inspection shall be deemed to be non-responsive. For further information, please see R. I. Gen. Laws §37-2-18 (P.L. 221) http://www.rilin.state.ri.us/PublicLaws/law10/law10221.htm and Purchasing Rules & amendment at http://www.purchasing.ri.gov/Notices2.aspx. See Question #11 below for further instructions regarding RIDOT Highway and Bridge Construction projects.

In addition, the Division of Purchases has promulgated proposed regulations pursuant to R.I. Gen. Laws § 37-2-18 that implements the "public copy" requirement. Public hearing on the proposed regulations was held on Friday, December 17, 2010. The proposed regulations became final on January 11, 2011. For further information please visit www.sos.ri.gov.

NOTE: AWARD OF CONTRACTS AND PURCHASE ORDERS SHALL BE SUBJECT, AT THE DISCRETION OF THE PURCHASING AGENT, TO THE OFFEROR COMPLETING AN ON-LINE RIVIP REGISTRATION at www.purchasing.ri.gov. It is THE RESPONSIBILITY OF THE VENDOR to make on-line corrections/updates using the Vendor maintenance program on the RI Division of Purchases Web Site.

SECTION 2 - REQUIREMENTS

ALL OFFERS ARE SUBJECT TO THE REQUIREMENTS, PROVISIONS AND PROCEDURES CONTAINED IN THIS THREE-PAGE CERTIFICATION FORM. Offerors are expected to READ, SIGN and COMPLY with all requirements. Failure to do so may be grounds for disqualification of the offer contained herein.

Section 2.1 - RULES FOR SUBMITTING OFFERS

2.1A. This CERTIFICATION FORM MUST BE ATTACHED IN ITS ENTIRETY TO THE FRONT OF THE OFFER and shall be considered an integral part of each offer made by a vendor to enter into a contract with the State of Rhode Island, Division of Purchases. As such, submittal of the entire Bidder Certification Cover Form, signed by a duly authorized representative of the offeror attesting that he/she (1) has read and agrees to comply with the requirements set forth herein and (2) to the accuracy of the information provided and the offer extended, is a mandatory part of any contract award.

To assure that offers are considered on time, each offer must be submitted with the specific Bid/RFP/LOI number (provided above), date and time of opening marked in the upper left hand corner of envelope. Each bid/offer must be submitted in separate sealed envelopes.

A complete, signed (in ink) offer package, must be delivered to the Division of Purchases (via any mail or messenger service) by the time and date specified for the opening of responses in a sealed envelope.

Bids must be submitted on the RI bid solicitation forms provided, indicating brand and part numbers of items offered, as appropriate. Bidders must submit detailed cuts and specs on items offered as equivalent to brands requested WITH THE OFFER. Bidders must be able to submit samples if requested.
Mail To: Division of Purchases, One Capitol Hill, Second Floor, Providence, RI 02908-5855.

Documents misdirected to other State locations or which are not present in the Division of Purchases at the time of opening for whatever cause will be deemed to be late and will not be considered. For the purposes of this requirement, the official time and date shall be that of the time clock in the Division of Purchases. Postmarks shall not be considered proof of timely submission.

2.1B. RIVIP SOLICITATIONS. To assure maximum access opportunities for users, public bid/RFP solicitations shall be posted on the RIVIP for a minimum of seven days and no amendments shall be made within the last five days before the date an offer is due. Except when access to the Web Site has been severely curtailed and it is determined by the State Purchasing Agent that special circumstances preclude extending a solicitation due date, requests to mail or fax hard copies of solicitations will not be honored. When the result of an Internet solicitation is unsuccessful, the State of Rhode Island will cancel the original solicitation and resolicit the original offer directly from vendors.

2.2. PRICING. Offers are irrevocable for sixty (60) days from the opening date (or such other extended period set forth in the solicitation) and may not be withdrawn, except with the express permission of the State Purchasing Agent. All pricing will be considered to be firm and fixed unless otherwise indicated. The State of Rhode Island is exempt from Federal excise taxes and State Sales and Use Taxes. Such taxes shall not be included in the bid price. PRICES QUOTED ARE FOB DESTINATION.

2.3. DELIVERY and PRODUCT QUALITY. All offers must define delivery dates for all items; if no delivery date is specified, it is assumed that immediate delivery from stock will be made. The contractor will be responsible for delivery of materials in first class condition. Rejected materials will be at vendor's expense.

2.4. PREVAILING WAGE, OSHA and APPRENTICESHIP.

2.4.1 Prevailing Wage and OSHA Safety Training Requirements. The provisions of the State labor laws and OSHA Safety Training, including but not limited to Rhode Island General Laws 37-13-1 et seq. and 28-20-1 et seq., shall apply for all public works contracts. Prevailing wage rates are posted in the information section of the RIVIP. The RI Department of Labor and Training should be contacted for regulatory requirements.

2.4.2 (a) Apprenticeship. Rhode Island General Laws §37-13-3.1 requires all general contractors and subcontractors who perform work on any public works contract awarded by the state valued at one million dollars ($1,000,000) or more shall employ apprentices required for the performance of the awarded contract. The number of apprentices shall comply with the apprentice to journeyman ratio for each trade approved by the apprenticeship council of the department of labor and training.

2.4.2(b) In addition to executing this certification, the general contractor shall be responsible for requiring that all subcontractors on the awarded project certify their compliance with R.I. Gen. Laws §37-13-3.1 prior to allowing the subcontractor to commence work on the awarded project. The general contractor shall be responsible for submitting the subcontractors compliance certification to the Division of Purchases after the contracts are finalized between the contractor and subcontractor.

2.5. PUBLIC RECORDS. Offerors are advised that all materials submitted to the State for consideration in response to this solicitation will be considered without exception to be Public Records pursuant to Title 38 Chapter 2 of the Rhode Island General Laws, and will be released for inspection immediately upon request once an award has been made. Offerors are encouraged to attend public bid/RFP openings to obtain information; however, bid/RFP response summaries may be reviewed after award(s) have been made by using the RIVIP at any time or appearing in person at the Division of Purchases Mondays through Fridays between 8:30 a.m. and 3:30 p.m. Telephone requests for results will not be honored. Written requests for results will only be honored if the information is not available on the RIVIP.

SECTION 3 - AWARD DETERMINATION

Award will be made to the responsive and responsible offeror quoting the lowest net price in accordance with specifications, for any individual item(s), for major groupings of items, or for all items listed, at the State's sole option.
3.1. BID SURETY. Where bid surety is required, bidder must furnish a bid bond or certified check for 5% of the bid total with the bid, or for such other amount as may be specified. Bids submitted without a required bid surety will not be considered.

3.2. SPECIFICATIONS. Unless specified "no substitute," product offerings equivalent in quality and performance will be considered (at the sole option of the State) on the condition that the offer is accompanied by detailed product specifications. Offers which fail to include alternate specifications may be deemed nonresponsive.

SECTION 4 – CONTRACT PROVISIONS

4.1. VENDOR AUTHORIZATION TO PROCEED.

4.1A. When a purchase order, change order, contract/agreement or contract/agreement amendment is issued by the RI Division of Purchases, no claim for payment for services rendered or goods delivered contrary to or in excess of the contract terms and scope shall be considered valid unless the vendor has obtained a written change order or contract amendment issued by the Division of Purchases PRIOR TO delivery.

4.1B. Any offer, whether in response to a solicitation for proposals or bids, or made without a solicitation, which is accepted in the form of an order OR Pricing Agreement made in writing by the Purchasing Agent, or a state official with purchasing authority delegated by the Purchasing Agent, shall be considered a binding contract.

4.2. REGULATIONS, GENERAL TERMS AND CONDITIONS GOVERNING STATE CONTRACTS. This solicitation and any contract or purchase order arising from it are issued in accordance with the specific requirements described herein, and the State's Purchasing Laws and Regulations and other applicable State Laws. The Regulations, General Terms and Conditions are incorporated into all state contracts. These regulations and basic information on How To Do Business with the State of Rhode Island are posted on the Rhode Island Vendor Information Program Website (www.purchasing.ri.gov).

4.2A. ARRA SUPPLEMENTAL TERMS AND CONDITIONS. Contracts and sub-awards funded in whole or in part by the American Recovery and Reinvestment Act of 2009. Pub.L.No. 111-5 and any amendments thereto, such contracts and sub-awards, shall be subject to the Supplemental Terms and Conditions For Contracts and Sub-awards Funded in Whole or in Part by the American Recovery and Reinvestment Act of 2009. Pub.L.No. 111-5 and any amendments thereto located on the Division of Purchases website at www.purchasing.ri.gov.

4.3. EQUAL EMPLOYMENT OPPORTUNITY. Compliance certificate and agreement procedures will apply to all awards for supplies or services valued at $10,000 and more. Minority Business Enterprise policies and procedures, including subcontracting opportunities as described in Title 37 Chapter 14.1, of the Rhode Island General Laws, also apply.

4.4. PERFORMANCE BONDS. Where indicated, successful bidder must furnish a 100% performance bond and labor and payment bond for contracts subject to Title 37 Chapters 12 and 13 of the Rhode Island General Laws. All bonds must be furnished by a surety company authorized to conduct business in the State of Rhode Island. Performance bonds must be submitted within 21 calendar days of the issuance of a tentative notice of award.

4.5. DEFAULT and NON-COMPLIANCE. Default and/or non-compliance with the RIVIP requirements and any other aspects of the award may result in withholding of payment(s), contract termination, debarment, suspension, or any other remedy necessary that is in the best interest of the state.

4.6. COMPLIANCE. Vendor must comply with all applicable federal, state and local laws, regulations and ordinances.

4.7. SPRINKLER IMPAIRMENT AND HOT WORK. The Contractor agrees to comply with the practices of the State's insurance carrier for sprinkler impairment and hot work. Prior to performing any work, the Contractor shall obtain the necessary information for compliance from the Risk Management Office at the Department of Administration or the agency for which work will be performed.

SECTION 5 – CERTIFICATIONS AND DISCLOSURES
ALL CONTRACT AWARDS ARE SUBJECT TO THE FOLLOWING DISCLOSURES & CERTIFICATIONS
Offerors must respond to every disclosure statement.
A person authorized to enter into contracts must sign the offer and attest to the accuracy of all statements.

Indicate Yes (Y) or No (N):

N 1. Has your firm (or any principal) been subject to any of the following findings by the Federal Government, the State of Rhode Island or any other jurisdiction? Suspension, Debarment, Indictment, Criminal Conviction. CIRCLE APPROPRIATE ITEM(S).

N 2. Has your firm (or any principal) been fined more than $5000 for a single violation by the Rhode Island Department of Environmental Management for violation of Rhode Island Wetlands law?

Y 3. I/we certify that I/we will immediately disclose, in writing, to the Chief Purchasing Officer any potential conflict of interest, which may occur during the course of the engagement authorized pursuant to this contract.

Y 4. I/we acknowledge that, in accordance with Chapter 37-2-54(c) of the Rhode Island General Laws "no purchase or contract shall be binding on the state or any agency thereof unless approved by the Department [of Administration] or made under general regulations which the Chief Purchasing Officer may prescribe", including change orders and other types of contracts and under State Purchasing Regulation 8.2.1.1.2, "any alleged oral agreement or arrangements made by a bidder or contractor with any agency or an employee of the Office of Purchases may be disregarded and shall not be binding on the state".

Y 5. I/we certify that the above vendor information is correct and complete.

Y 6. I/we certify that I/we or my/our firm possesses all licenses required by Federal and State laws and regulations as they pertain to the requirements of the solicitation and offer made herein and shall maintain such required license(s) during the entire course of the contract resulting from the offer contained herein and should my/our license lapse or be suspended, I/we shall immediately inform the Rhode Island State Purchasing Agent in writing of such circumstance.

Y 7. I/we certify that I/we will maintain required insurance during the entire course of the contract resulting from the offer contained herein and should my/our insurance lapse or be suspended, I/we shall immediately inform the Rhode Island State Purchasing Agent in writing of such circumstance.

Y 8. I/we certify that I/we understand that falsification of any information herein or failure to notify the Rhode Island State Purchasing Agent as certified herein may be grounds for suspension, debarment and/or prosecution for fraud.

Y 9. I/we acknowledge that the provisions and procedures set forth in this three-page form apply to any contract arising from this offer.

Y 10. I/we acknowledge that I/we understand the State's Purchasing Laws (37-2 of the General Laws of Rhode Island) and Purchasing Regulations and General Terms and Conditions available at the Rhode Island Division of Purchases Website (www.purchasing.ri.gov) apply as the governing conditions for any contract or purchase order I/we may receive from the State of Rhode Island, including the offer contained herein.

Y **11. NEW REQUIREMENT* - IMPORTANT!!! I/we hereby acknowledge that I/we understand that effective January 1, 2011 all public works related project bids or proposals exceeding One Million Dollars ($1,000,000), inclusive of all proposed alternates, must include a "public copy" as required by R.I. Gen. Laws § 37-2-18 and the "Rules, Regulations and General Conditions of Purchases". It is further understood that any bid or proposal in excess of One million Dollars ($1,000,000) which does not include a copy for public inspection shall be deemed to be non-responsive.**

RIDOT Highway and Bridge Public Works related projects utilizing Quest Lite program only – Effective immediately, submission to the Division of Purchases of a duplicate original of a vendor's Quest Lite compatible electronic copy on a readable compact disk shall satisfy the statutory "public copy" requirements. Quest Lite software is defined in the Division of Purchases "Rules, Regulations and General Conditions of Purchases" §12.102.05 (Preparation of Proposal), as adopted on December 15, 2010 and January 11, 2011.

For further information, please see R.I Gen. Laws § 37-2-18 and specific instructions at www.purchasing.ri.gov .

IF YOU HAVE ANSWERED "YES" TO QUESTIONS #1–2 OR IF YOU ARE UNABLE TO CERTIFY YES TO ITEMS #3–11 OF THE FOREGOING, PROVIDE DETAILS/EXPLANATION BELOW AND/OR IN AN ATTACHED STATEMENT. INCOMPLETE CERTIFICATION FORMS SHALL BE GROUNDS FOR DISQUALIFICATION OF OFFER.

Signature below commits vendor to the attached offer and certifies (1) that the offer has taken into account all solicitation amendments, (2) that the above statements and information are accurate and that vendor understands and has complied with the requirements set forth herein. When delivering offers in person to One Capitol Hill, vendors are advised to allow at least one hour additional time for clearance through security checkpoints.

Joseph Ptaszek — Date 8/30/2011

Vendor's Signature (Person authorized to enter into contracts; signature must be in ink.)

Joseph Ptaszek, President/Owner

Print Name and Title of company official signing offer

Revised: 3/21/11

Request for Quote

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
ONE CAPITOL HILL
PROVIDENCE RI 02908

CREATION DATE : 16-AUG-11
BID NUMBER: 7448492,1
TITLE: CONSTRUCTION RENOVATIONS MINOR MPA-52

BLANKET START : 01-OCT-11
BLANKET END : 30-SEP-12
BID CLOSING DATE AND TIME:01-SEP-2011 10:00:00

BUYER: Cadoret David
PHONE #: N/A

BILL TO

MASTER PRICE AGREEMENT
SEE BELOW
RELEASE AGAINST, RI MPA
US

SHIP TO

MASTER PRICE AGREEMENT
SEE BELOW
RELEASE AGAINST, RI MPA
US

Requisition Number:
Note to Bidders: EFFECTIVE JANUARY 11, 2011: NEW SOLICITATIONS MUST COMPLY WITH R.I GEN. LAWS SECTION 37-2-18 (P L 221)
REFER TO ATTACHMENT A: NOTICE TO CONTRACTORS AND VENDORS BIDDING ON PUBLIC WORKS PROJECTS

THERE WILL BE A NON-MANDATORY
PRE BID CONFERENCE ON 8/16/2011 - 9:00 AM
THE DIVISION OF PURCHASES, BID ROOM
ONE CAPITOL HILL (2ND FLOOR)
PROVIDENCE, RI,
Amendment Description: ATTACHED IS SIGN IN SHEET FROM NON MANDATORY PRE BID CONFERENCE HELD 8/16/11 AT 9AM. VENDORS WHO DID NOT ATTEND ARE STILL ELIGIBLE TO BID ON THIS PROJECT

ATTACHED IS LAW RELATING TO PUBLIC PROPERTY AND WORKS-STATE PURCHASES

ATTACHMENT A NOTICE TO CONTRACTORS AND VENDORS BIDDING ON PUBLIC WORKS PROJECTS, IS ATTACHED IT WAS HANDED TO ALL VENDORS WHO ATTENDED PRE BID IT WAS ERRONEOUSLY OMITTED FROM ORIGINAL BID POSTING. AS EXPLAINED IN PRE BID, IF DISC NOT SUBMITTED, BID WILL BE CONSIDERED NON RESPONSIVE AND NOT CONSIDERED. PLEASE NOTE WELL ITEMS 7 AND 8 WHICH DEAL WITH SPECIFIC INSTRUCTIONS DEALING WITH DISC SUBMITTAL THESE WRITTEN INSTRUCTIONS SUPERCEDE ANY VERBAL COMMENTS MADE AT MEETING REGARDING DISC SUBMITTAL

THERE IS NO BOND REQUIRED TO BE SUBMITTED

3 PAGE RIVIP BIDDER CERTIFICATION AND PAPER BID STILL NEED TO BE SUBMITTED. ALL LINES NEED TO BE BID. UNIT PRICE SHOULD BE WRITTEN IN FOR ALL LINES. PRICE BID MUST BE BASED ON PREVAILING WAGE RATE THE CONTRACTOR MUST REFER TO THE APPLICABLE DAVIS BACON WAGE DETERMINATION RATE SCHEDULE THAT CAN BE FOUND ON THE FEDERAL DEPARTMENT OF LABOR AND TRAINING WEBSITE AT WWW WDOL GOV/DBA ASPX#0 *NOTE: PREVIOUS DAVIS BACON RATE SCHEDULES MAY BE FOUND AT WWW.WDOL.GOV/ARCHDBA.ASPX
THIS SUPERCEDES RI20070001 AS INDICATED ON BID

AGENCIES WILL BE REQUIRED TO SOLICIT MINI BIDS FROM THE AWARDED VENDORS MAXIMUM INDIVIDUAL WORK ORDER NOT TO EXCEED $10 000

A MAXIMUM OF 6 VENDORS MAY BE AWARDED PURCHASE ORDERS

THE STATE RESERVES THE RIGHT TO REQUEST BCIS FROM ANY AND ALL EMPLOYEES OF THE AWARDED VENDOR THE COST WILL BE AT THE EXPENSE OF THE VENDOR

THIS MASTER PRICE AGREEMENT MAY AT THE SOLE DISCRETION OF THE STATE BE EXTENDED FOR AN ADDITIONAL YEAR

HOURS STATED ON BID ARE ESTIMATES ONLY HOWEVER THEY WILL BE USED IN THE AWARD DETERMINATION

VALID RHODE ISLAND CONTRACTORS LICENSE NUMBER NEEDS TO BE INDICATED ON BID NO OTHER LICENSE NUMBERS NEED TO BE SUBMITTED WITH BID

QUESTIONS CONCERNING THIS SOLICITATION MUST BE RECEIVED BY THE DIVISION OF PURCHASES AT Bidinfo@purchasing.ri.gov NO LATER THAN 12 NOON EST 8/23/11 ANY QUESTIONS RECEIVED AFTER THAT TIME WILL NOT BE CONSIDERED QUESTIONS

It is the Vendor's responsibility to check and download any and all addenda from the RIVIP This offer may not be considered unless a signed RIVIP generated Bidder Certification Cover Form is attached and the Unit Price column is completed The signed Certification Cover Form must be attached to the front of the offer

SHOULD BE SUBMITTED IN A MICROSOFT WORD ATTACHMENT. PLEASE REFERENCE BID 7448492 ON ALL CORRESPONDENCE QUESTIONS RECEIVED, IF ANY WILL BE POSTED ON THE INTERNET AS AN ADDENDUM TO THIS SOLICITATION IT IS THE RESPONSIBILITY OF ALL INTERESTED PARTIES TO DOWNLOAD THIS INFORMATION.

Line	Description	Quantity	Unit	Unit Price	Total
1	BLANKET REQUIREMENTS OCT 1, 2011-SEPT 30 2012. WITH ONE (1) YEAR OPTION TO RENEW AT THE SOLE DISCRETION OF THE STATE OF RI VENDORS MUST BID ON ALL LINES TO BE CONSIDERED RESPONSIVE AWARDS WILL BE BASED ON TOTAL LOW FOR ALL CATEGORIES AND TIME FRAME THE PRICES/RATES PROVIDED IN THIS MASTER PRICE AGREEMENT ("MPA") REPRESENT THE MAXIMUM PRICE/RATE THAT MAY BE CHARGED BY VENDOR TO THE STATE. THE STATE RESERVES THE RIGHT TO NEGOTIATE A LOWER PRICE/RATE FROM ONE OR MORE OF THE MPA VENDORS AND/OR TO REQUEST PROPOSALS/QUOTES BASED ON SPECIFIC REQUIREMENTS OR QUANTITIES MASTER PRICE AGREEMENT #52 HOURLY RATE ON SITE FOR THE FOLLOWING (INCLUDES TRAVEL AND ALL EXPENSES). IN NO EVENT WILL ANY INDIVIDUAL WORK ORDER EXCEED $10,000.00 WITHOUT PRIOR APPROVAL OF THE DIVISION OF PURCHASES MPA-52 10/1/11 - 6/30/12 Carpentry	2 800 00	Hour	82.22	
2	MPA-52 10/1/11 - 6/30/12 Masonry	1 000 00	Hour	82.22	
3	MPA-52 10/1/11 - 6/30/12 Painting	1 260 00	Hour	72.13	
4	MPA-52 10/1/11 - 6/30/12 Plastering	130 00	Hour	76.45	
5	MPA-52 10/1/11 - 6/30/12 Laborer	1 530 00	Hour	72.38	
6	MPA-52 7/1/12 - 9/30/12 Carpentry	930 00	Hour	82.22	
7	MPA-52 7/1/12 - 9/30/12 Masonry	330 00	Hour	82.22	
8	MPA-52 7/1/12 - 9/30/12 Painting	420 00	Hour	72.13	
9	MPA-52 7/1/12 - 9/30/12 Plastering	50 00	Hour	76.45	
10	MPA-52 7/1/12 - 9/30/12 Laborer I CERTIFY THAT I HOLD A VALID RHODE ISLAND CONTRACTOR'S LICENSE NO 12096 EXPIRATION DATE: 08/1/2012 (FAILURE TO SO CERTIFY AND PROVIDE LICENSE NUMBERS SHALL RESULT IN BIDDER'S DISQUALIFICATION) "IN ADDITION TO THESE LICENSE REQUIREMENTS, BIDDER, BY SUBMISSION	510 00	Hour	72.38	

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SHOULD BE SUBMITTED IN A MICROSOFT WORD ATTACHMENT. PLEASE REFERENCE BID 7448492 ON ALL CORRESPONDENCE QUESTIONS RECEIVED, IF ANY WILL BE POSTED ON THE INTERNET AS AN ADDENDUM TO THIS SOLICITATION IT IS THE RESPONSIBILITY OF ALL INTERESTED PARTIES TO DOWNLOAD THIS INFORMATION.

Line	Description	Quantity	Unit	Unit Price	Total
	OF THIS BID CERTIFIES THAT ANY/ALL WORK RELATED TO THIS BID AND ANY SUBSEQUENT AWARD WHICH REQUIRES A RHODE ISLAND LICENSE(S) SHALL BE PERFORMED BY AN INDIVIDUAL(S) HOLDING A VALID RHODE ISLAND LICENSE " THE STATE RESERVES THE RIGHT TO REQUEST BCI'S FROM ANY AND ALL EMPLOYEES OF THE AWARDED VENDOR BCI S CONDUCTED WILL BE AT THE EXPENSE OF THE AWARDED VENDOR ABOVE STATED NUMBER OF HOURS ARE ESTIMATES ONLY HOWEVER THEY WILL BE USED IN THE AWARD DETERMINATION. PROVIDE SERVICE FOR MINOR CONSTRUCTION WORK AS REQUIRED. ALL WORK TO BE COORDINATED THROUGH AGENCY STAFF NO JOB SHALL EXCEED THE MAXIMUM LIMIT OF $10,000 WITHOUT EXPRESS PRIOR AUTHORIZATION BY THE DIVISION OF PURCHASES THE AGENCY MUST BE ADVISED AND MUST APPROVE IF MORE THAN ONE PERSON IS NECESSARY. CONTRACTOR SHALL BE REQUIRED TO COMPLETE AGENCY "TIME IN/TIME OUT" LOG FOR EACH PROJECT MATERIALS ARE TO BE PROVIDED AT COST PLUS THE FOLLOWING (APPLICABLE) FEE FOR OVERHEAD PICKUP AND DELIVERY. NO ADDITIONAL CHARGES WILL BE ACCEPTABLE $0-500 NO FEE $501-700 $ 75 00 $751-1000 $ 96 00 $1001-1500 $125 00 $1501-2500 $180 00 $2501-5000 $300 00 $5001-7500 $438 00 OVER $7501 $525 00 THE STATE RESERVES THE RIGHT TO AWARD CONTRACTS OR PURCHASE ORDERS TO A MAXIMUM OF SIX(6) RESPONSIVE AND RESPONSIBLE BIDDERS WITH THE LOWEST COST PROPOSALS FURTHER THE STATE RESERVES THE RIGHT TO REJECT ANY AND ALL BIDS THE MASTER PRICE AGREEMENT AWARDED AS THE RESULT OF THIS SOLICITATION MAY, AT THE SOLE DISCRETION OF THE STATE BE EXTENDED FOR ONE (1) ADDITIONAL YEAR BIDDER, BY SUBMISSION OF THIS OFFER, AGREES TO MAINTAIN SUCH PRICING FOR A SECOND YEAR IF MPA EXTENSION IS SO DECIDED BY THE STATE.				

It is the Vendor's responsibility to check and download any and all addenda from the RIVIP This offer may not be considered unless a signed RIVIP generated Bidder Certification Cover Form is attached and the Unit Price column is completed The signed Certification Cover Form must be attached to the front of the offer

Chapter 221
2010 -- S 2442 SUBSTITUTE A AS AMENDED
Enacted 06/25/10

AN ACT
RELATING TO PUBLIC PROPERTY AND WORKS -- STATE PURCHASES

Introduced By: Senators Ciccone, Lenihan, Sheehan, Pinga, and Blais
Date Introduced: February 11, 2010

It is enacted by the General Assembly as follows:

SECTION 1. Section 37-2-18 of the General Laws in Chapter 37-2 entitled "State Purchases" is hereby amended to read as follows:

37-2-18. Competitive sealed bidding. -- (a) Contracts exceeding the amount provided by section 37-2-22 shall be awarded by competitive sealed bidding unless it is determined in writing that this method is not practicable or that the best value for the state may be obtained by using an electronic reverse auction as set forth in section 37-2-18.1. Factors to be considered in determining whether competitive sealed bidding is practicable shall include whether:

(1) Specifications can be prepared that permit award on the basis of either the lowest bid price or the lowest evaluated bid price; and

(2) The available sources, the time and place of performance, and other relevant circumstances as are appropriate for the use of competitive sealed bidding

(b) The invitation for bids shall state whether the award shall be made on the basis of the lowest bid price or the lowest evaluated or responsive bid price. If the latter basis is used, the objective measurable criteria to be utilized shall be set forth in the invitation for bids, if available. All documents submitted in response to the bid proposal are public pursuant to chapter 38-2 upon opening of the bids. The invitation for bids shall state that each bidder must submit a copy of their bid proposal to be available for public inspection upon the opening of the bids. The burden to identify and withhold from the public copy that is released at the bid opening any trade secrets, commercial or financial information, or other information the bidder deems not subject to public disclosure pursuant to chapter 38-2, the Access to Public Records Act, shall rest with the bidder submitting the bid proposal.

(c) Unless the invitations for bid are accessible under the provisions as provided in section 37-2-17.1, public notice of the invitation for bids shall be given a sufficient time prior to the date set forth therein for the opening of bids. Public notice may include publication in a newspaper of general circulation in the state as determined by the purchasing agent not less than seven (7) days nor more than twenty-eight (28) days before the date set for the opening of the bids. The purchasing agent may make a written determination that the twenty-eight (28) day limitation needs to be waived. The written determination shall state the reason why the twenty-eight (28) day limitation is being waived and shall state the number of days, giving a minimum and maximum, before the date set for the opening of bids when public notice is to be given.

(d) Bids shall be opened and read aloud publicly at the time and place designated in the invitation for bids. Each bid, together with the name of the bidder, shall be recorded and an abstract made available for public inspection.

(e) Immediately subsequent to the opening of the bids, the copies of bid documents submitted pursuant to subsection 37-2-18(b) shall be made available for inspection by the public. Any objection to any bid on the grounds that it is nonresponsive to the invitation for bids must be filed with the purchasing agent within five (5) business days of the opening of the bids. The purchasing agent shall issue a written determination as to whether the subject bid is nonresponsive addressing each assertion in the objection and shall provide a copy of the determination to the objector and all those who submitted bids at least seven (7) business days prior to the award of the contract. If a bid is nonresponsive to the requirements in the invitation to bid, the bid is invalid and the purchasing agent shall reject the bid. The purchasing agent shall

have no discretion to waive any requirements in the invitation to bid which are identified as mandatory. Nothing in this section shall be construed to interfere with or invalidate the results of the due diligence conducted by the division of purchasing to determine whether bids are responsive and responsible.

(f) Subsequent to the awarding of the bid, all documents pertinent to the awarding of the bid that were not made public pursuant to subsection 37-2-18(e) shall be made available and open to public inspection, pursuant to chapter 38-2, the Access to Public Records Act, and retained in the bid file. The copy of the bid proposal provided pursuant to subsection 37-2-18(b) shall be retained until the bid is awarded.

~~(e)~~ (g) The contract shall be awarded with reasonable promptness by written notice to the responsive and responsible bidder whose bid is either the lowest bid price, lowest evaluated, or responsive bid price.

~~(f)~~ (h) Correction or withdrawal of bids may be allowed only to the extent permitted by regulations issued by the chief purchasing officer.

SECTION 2. This act shall take effect on January 1, 2011 for all contracts greater than one million dollars ($1,000,000); on January 1, 2012 for all contracts greater than five hundred thousand dollars ($500,000); and on January 1, 2013 for all other contracts awarded pursuant to this section.

LC00147/SUB A

State of Rhode Island Department of Administration
Division of Purchases

ATTACHMENT "A"

NOTICE TO CONTRACTORS AND VENDORS BIDDING ON PUBLIC WORKS PROJECTS

Effective **January 1, 2011** all Public Works related project proposals exceeding one million ($1,000,000) dollars are required to include a "public copy". All agency contract solicitations, requests for proposals, invitations for bids, etc. shall state that any bid or proposal that exceeds one million ($1,000,000) dollars must include a copy to be available for public inspection upon the opening of the bids. Any bid or proposal in excess of one million ($1,000,000) dollars which does not include a copy for public inspection shall be deemed to be non-responsive. For further information, please see R.I. Gen. Laws Section 37-2-18 (P.L. 221) http://www.rilin.state.ri.us/PublicLaws/law10/law10221.htm and Purchasing Rules & Regulations amendment at www.purchasing.ri.gov Proposed regulations will become final on January 11, 2011. This regulation applies to all public works projects (vertical and horizontal) exceeding $1 million dollars and any combination of base bid plus all alternates.

In accordance to Purchasing Rules and Regulations adopted on January 11, 2011 the following conditions are required:

1. All bid proposals shall be opened publicly and read aloud
2. Each bid, together with the name of the bidder, shall be recorded and an abstract made available "immediately" for public inspection.
3. Copy of the redacted bid proposal shall be available for public inspection by the close of the business the day the subject bid(s) and/or contract(s) is opened by the Division of Purchases.
4. The burden to identify and withhold from the public copy that is released at the bid opening any trade secrets, commercial or financial information, or other information the bidder deems not subject to public disclosure pursuant to Chapter 38-2, the Access to Public Records Act, shall rest solely and exclusively with the bidder submitting the bid proposal.

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5. At the time that a proposal is submitted, a bidder must submit a redacted copy of the bid proposal in a PDF (Portable Document File) file format on a read only CD-R Media Disk (hereinafter referred to as a "CD"). Vendors are required to provide all documents submitted in response to the bid solicitation on the CD
   a. The acceptable media is a CD-R. Media that is read/writable (CD RW) will not be accepted
   b. Only readable, not writeable media is acceptable.
   c. Vendor is responsible for supplying their own CD-R media
   d. Vendor is responsible for the integrity of the CD.

6. Failure of the bidder to submit a public copy on a readable CD, as required by RIGL 37-2-18 as amended, shall result in the disqualification of said bid

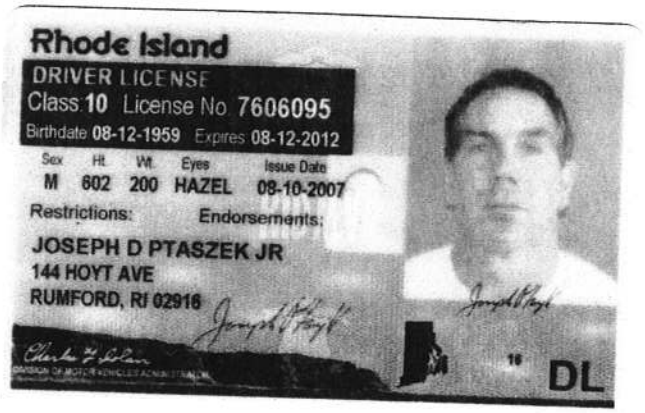
7. **CD must be enclosed in a protective cover and the protective cover clearly labeled with the following:**
   a. **Marked "Public Copy"**
   b. **Title of Solicitation as it appears on the RIVIP cover letter.**
   c. **Name of Company and Vendor ID as it appears on the RIVIP cover letter.**
   d. **Bid Response Number as it appears on the RIVIP cover letter.**
   e. **Date of Bid as it appears on the RIVIP cover letter.**
8. **Bid response on CD-R to be in a PDF (Portable Document Format).**
   a. **One PDF file will be on the CD-R. File to meet the following requirements:**
      i. **Only one file will contain all documents in response to the bid. If you have more than one document for the response, the documents must be concatenated or merged into one PDF document. Failure to submit only one PDF file may result in disqualification of bid.**
      ii. **File should be named in the following manner:**
         1. **BidNumber_DateofBid_VendorName_VendorID.pdf. Where:**
            1. **Bid Number is the bid number for which the response is for as it appears on the RIVIP cover sheet.**
            2. **Dateofbid is date of bid using the format (mm-dd-yyyy).**
            3. **VendorName is the name of the vendor as one word – no spaces or punctuation.**
            4. **Vendor ID as it appears on the RIVIP vendor cover sheet.**

      Note: you must use underscores in separating the fields. Do not use underscores anywhere else in the filename other than to separate the fields.

      Example: 1234567_06-01-2011_Vendor1_9876.pdf

9. Purchasing staff will officially conclude the bid opening and all loaded proposals will be posted to the Purchasing web site. All proposals will be available immediately after bid opening www.purchasing.ri.gov .

For technical assistance, contact the Division of Purchases office at 574-8100.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M 602 200 HAZEL 08-10-2007
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144 HOYT AVE
RUMFORD, RI 02916
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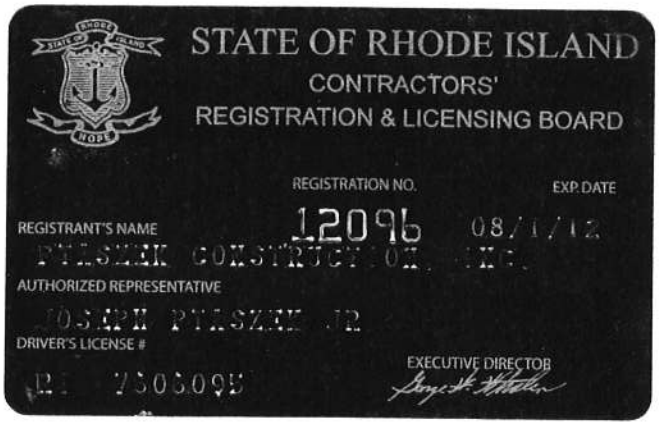
STATE OF RHODE ISLAND
CONTRACTORS'
REGISTRATION & LICENSING BOARD
REGISTRATION NO.
EXP.DATE
REGISTRANT'S NAME
12096
08/1/12
AUTHORIZED REPRESENTATIVE
DRIVER'S LICENSE #
EXECUTIVE DIRECTOR